OMAHA, Neb. (AP) — A federal appeals court panel has found

that irrigators along Nebraska's Niobrara River did not have their

In a ruling Monday, a three-judge panel of the 8th U.S. Circuit Court of Appeals upheld a 2010 ruling by U.S. District Judge Lyle

Strom in favor of the Nebraska Department of Natural Resources

property rights by shutting down their water use to allow the

Strom ruled that the department did not violate the irrigators'

power district to use its senior water rights to produce electricity.

rights related to water, they are subject to rights of senior users

Harvest Of S.D. Row Crops Wrapping Up

Dakota is nearing completion after another week of warm fall

report that the seeding of winter wheat also is finished, and the

The appeals panel agreed that while irrigators have property

SIOUX FALLS, S.D. (AP) — The harvest of row crops in South

The Agriculture Department says in its weekly crop and weather

Water Damage?

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Irrigators Along Niobrara River Lose Appeal

rights violated when the state ordered them to shut off their

and the Nebraska Public Power District.

crop could use moisture for germination.

such as the power district.

pumps in 2007.

weather.

1650 **Houses For Sale**



3709 Timberland Drive 1-bedrooms, one acre, 4-ca



2822 Mary Street

No step entries, up scale materials and finish. HOA for lawn & snow. \$179,900 Broker owned



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1713 Mulberry

two bedroom Three plus brick home. Double attached garage. \$133,900.



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1660 Acreage - Lots For Sale

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8' Chatsworth slate pool table with accessories \$250. Gold's Gym 450 treadmill \$250. Craftsman 22" lawnmower \$75. Kitchen hutch with storage \$40. 3-piece queen bedroom set \$100. RCA 27" TV \$25. Call (605)664-8852.

1705 Items \$100 or Less 1976 Kawasaki KZ100 Trailbike. Winter project? \$100. (605)660-6677.

20 Centavos 1974 coin, \$15. One penny 1911 Georgivs Deigra coin \$25. Cash only. (605)464-4575.

3-Sheets 4'x8' Plywood, 7/16", like new, \$8 each, (605)664-6364.

2010

Public Notices

1705 Items \$100 or Less **36"** JVC TV, \$25.

(605)661-5814. 47-Two Cylinder Club magazines, 1994-2002, \$90 for all.

(605)665-1717.

Exercise bike \$10. Four deep drawer chest \$10. 12-Seasonal welcome plaques \$20/for all. Hutch \$20. Electronic dart board \$20. 2-drawer file cabinet \$10. Fertilizer spreader \$10. (605)664-8852.

Fiber optic 2' Christmas tree \$5; four pieces of Christmas \$10 (605)-664-2001.

Glider Rocker, Tan, \$75 Call (605)661-5396 5:30pm

Large plant stand \$5; small plant stand \$3; knick-knack shelf \$5; three-shelf bookcase \$5; hanging lamp \$5; white double kitchen sink benchtop drill press \$40 (605)-664-2001.

Lift chair \$50. Dresser & chest drawers (605)665-6836 after 5pm.

Rear or forward facing 5-point harness car seat \$15, Winnie the Pooh toddler car \$5, room divider \$5. Call (605)661-0202.

Schwinn Collegiate-3, 3-Speed, Men's 26" bicycle. \$25 (605)664-3107.

Set of 4 used tires Goodyear Integrity P235/70R/16 1/3 to 1/2 tread remaining. \$100 (605)661-6293.

Singer Sewing machine with cabinet, button hole attachment, 15 bobbins, cams, extra needles, plus other attachments, includes book, \$40. Call (402)388-2328. To giveaway used Formica

counter top. Stainless steel double sink with faucet \$25. (605)664-6135 (605)661-6135.

Wood dining room table and 4-chairs, extends from a 48' round to a 72" oval. \$100 (605)660-6266, (605)660-3072

1770 **Home Appliances** Side-by-side Refrigerator

with ice/water in the door. \$350. Electric Stove with self-clean, \$150. Matching washer/dryer, \$300/set. All are aood white. condition. (605)661-8118

1775 **Home Furnishings**

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2-Dogs to go to good home as soon as possible, moving, 1-Blonde Lab. 1-Schnauzer. good farm dogs. Will separate. be around cats. (605)760-4713, (605)665-3556

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Upright piano. You haul

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Lost Gold Wedding set, lost around Walmart, 11/4, reward. (605)665-6528

Lost: At Lake Yankton north parking lot, Hoyt Powertec Bow with trophy ridge sight, drop away arrow rest & Bohning quiver with 3-Easton axis in it. Call (605)661-1577 or turn in to authorities. Reward.

Lost: Set of keys, Chevrolet key and remote. Jeep key, 2-house keys plus a couple of small keys and gray key fob. Reward (402)630-8779.

1855 Alfalfa - Hay

Want to buy: Alfalfa, picked-up or delivered, call Roy at Pleasant Acres, (620)804-1506.

Call Classifieds 665-7811

NOTICE OF PUBLIC HEARING DEPARTMENT OF SOCIAL SERVICES (Proposed: November 29.2011)

A public hearing will be held in the DSS Conference Room, Kneip Office Building, 700 Governors Drive, Pierre, South Dakota on November 29, 2011, at 9:00 a.m., to consider the adoption and amendment of Division of Adult Services and Aging rules.

The effects of these rules will be to: repeal obsolete rules, update definitions, update and clarify eligibility requirements and covered services related to the home and community-based services waiver operated by the Division of Adult Services and Aging, update references, remove obsolete and unnecessary provisions, and remove obsolete and unnecessary references. These rules are being amended to update and clarify existing rules related to the home and community-based services waiver operated by the Division of Adult Services and Aging and to provisions regarding nursing facility level of

Persons interested in presenting comments for or against the proposed rules may do so by appearing in person at the hearing or by sending comments to Laura Ringling, Administrative Rules Department of Social Services, 700 Governors Drive, Pierre, SD 57501. Ms. Ringling may be contacted by telephone at (605) 773-3165. Material sent my mail must reach the Department of Social Services by December 9, 2011, to be considered.

For purposes of assisting the Department to fully understand the issues being addressed, individuals intending to present oral testimony at the hearing are asked to make a written copy of their testimony available to the Department.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the above-mentioned office within 48 hours of the public hearing if you have special needs for which this agency will need to make arrangements. The telephone number for making special arrangements is (605)-773-3165.

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McGovern Getting Tests Before Launching Tour

SIOUX FALLS (AP) — Former Democratic presidential candidate George McGovern is at the Mayo Clinic in Minnesota for what he says are routine medical tests in advance of a book-

The 89-year-old former U.S. senator last month was treated at a South Dakota hospital for exhaustion following a lecture tour in Europe. He told KELO-TV (http://bit.ly/v96Itd) Monday that he has his strength back and will be at the Mayo Clinic in Rochester, Minn., for only two days.

"I don't think they're looking for anything in particular," he said. "They just want to make sure all eight cylinders are functioning and capable of a non-stop tour to promote a new

His latest book, "What it Means to be a Democrat," is scheduled to be released Thursday.

McGovern was a South Dakota con-

gressman from 1957 to 1961 and a U.S senator from 1963 to 1981. He ran for president against incumbent Richard Nixon in 1972 and lost in a historic landslide. The liberal McGovern won only one state, Massachusetts.

McGovern was hospitalized in Sioux Falls for about five days in October to be treated for fatigue after his overseas speaking tour.

'It was just too heavy, too many colleges in too short of time with too much travel going from one to the other," he said. "Then I flew to Miami and that's when I ran out of steam."

McGovern has lived in St. Augustine, Fla., since 2008. His daughter lives in Sioux Falls.

McGovern on Monday is to attend the annual political discussion McGovern Conference at Dakota Wesleyan University in Mitchell, where he keeps a home. He is to open the conference and do a book-signing.

Memorial To Fallen Rapid City Officers To Be Dedicated

oring two Rapid City police officers killed in the line of duty will be dedicated this weekend. The memorial was built at the site of

the Aug. 2 shootout that wounded Officers J. Ryan McCandless, 28, Nick Armstrong, 27, and Tim Doyle, 39. McCandless and Armstrong later died of their injuries, while Doyle recovered and returned to duty. The suspect in the shooting, Daniel Tiger, 22, was shot by officers and died the next day. Authorities say Tiger opened fire when the officers

disturbance by a group of four people. City Alderman John Roberts, a member of the six-person committee that

attempted a routine stop for a reported

worked on details of the monument being erected in the north Rapid City neighborhood, said it will help in the grieving process.

"We just can't forget them," he said of the officers. "They definitely made the ultimate sacrifice for the people of Rapid City, and they deserve to be remembered.'

The privately funded 4-foot-high granite monument that is shaped roughly like an officer's badge cost about \$10,000, according to the Rapid City Journal. The dedication ceremony is at 2 p.m. Sunday at the intersection of two streets outside New Beginnings Baptist Church. Roberts said he expects a large crowd.

Festival

From Page 1

Shakespeare lovers will want to take in all three nights, Allen said. "It's one play, and each night they are performing a section of it," she said. Coyoteopoly, a USD-student-run non-

profit corporation, strives to provide charitable work for the Vermillion area. Since its fall 2004 inception, Coyoteopoly has donated its net revenue of \$120,078 directly to charities and organizations of local interest.

The Vermillion Rotary Club serves as a parent company for Coyoteopoly, which is why the festival announcement will be made at the Rotary meeting, Allen said.

The South Dakota Shakespeare Festival is a joint venture between Coyoteopoly and the USD College of Fine Arts, Allen said. All festival events will be free and open to the public, thanks to Coyoteopoly's efforts at securing sponsorships, she said.

Free festival tickets will be distributed to the sponsors, who in turn will provide the tickets to the public, Allen said. Most of the tickets will be found in Vermillion, but some will go to sponsors in area communities such as Yankton, she said.

The Shakespeare Festival isn't just for those familiar with the bard and his works, according to festival artistic director Chava Gordon-Bland.

'The mission of the South Dakota Shakespeare Festival is to provide free, lively and accessible Shakespeare to the communities of South Dakota and the surrounding regions," she said.

'The South Dakota Shakespeare Festival would not be possible without the support of the community locally, regionally and na-

Bland, along with technical director-production manager Scott Mollman, are the two main USD theater representatives on the project and are heading up the first South Dakota Shakespeare Festival, according to Allen.

As the bard said, all the world's a stage. Thanks to Coyoteopoly and the USD College of Fine Arts, Shakespeare will spend three days on stage in Vermillion free to the public.

"It's a big deal for Shakespeare lovers out there," Allen said.

Center

From Page 1

Holding a handmade cardboard sign with "Vote No" written on it, Kristy Milne stood near a busy Sioux Falls intersection for more than an hour in 40-degree temperatures in an effort to sway voters deciding Tuesday on the fate of a proposed \$115 million events center.

Residents in Sioux Falls were being asked to approve a proposal that would use money from a city sales tax already in place to help pay for the 12,000-seat center. The measure needed a majority of voters to

"I don't think it's a good a decision. I don't think it's right to use credit," said Milne, 29. "I think there are other ways to go about it."

Supporters of the project said it would energize the economy and draw more sports and entertainment events to the city. Opponents said the city should be focusing on areas other than entertainment and are disappointed that the proposed center would not be downtown.



40 am Yankton Conv/Vis Bureau (Lisa Scheve) 8:20 am Yankton Chamber (Carmen Schramm)

Friday, November 11 7:40 am South Dakota Magazine (Bernie Hunhoff) 8:20 am Veterans Day (Oliver Omanson)

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Jim River Fencing Ribbon Cutting

The Yankton Chamber of Commerce Ambassador Committee hosted a ribbon cutting for Jim River Fencing, located at 30430 449th Ave. Elizabeth Allemand, owner of Jim River Fencing provides fencing services including building new fences to tear out of old fence as well as repair work to the Yankton area. They have fencing to suit everyone's needs from barbed wire, sucker rod, guard rail to privacy fencing. Call Elizabeth for a quote at (307)620-2914 or email her at jimriverfencing@hotmail.com or log onto http://www.facebook.com/pages/Jim-River-Fencing/

PRESS & DAKOTAN



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