

2010	Legal and Public Notices
11+23	NOTICE OF APPLICATION NO. 7422-3 to Appropriate Water

Notice is given that Rex Bye, 45142 Union School Rd, Gayville SD 57031 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well to be completed into the Missouri:Elk Point Aquifer (130 feet deep) located in the approximate center of the SE 1/4 Section 34 for irrigation of 125 acres located in the SE 1/4 Section 34; all in T93N-R54W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 7422-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by December 3, 2012.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$24.82.

11+23	NOTICE OF APPLICATION NO. 7429-3 to Appropriate Water
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Notice is given that Sorensen Family Farm LLC, c/o Grant Sorensen, 2903 Sorensen Ave, Vermillion SD 57069 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second (cfs) from the Missouri River located in SW 1/4 Section 23 for irrigation of 40.66 acres located in portions of the W 1/2 Sec 23; all in T32N-R4E (Nebraska Survey). The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per 70 acres.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 7429-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by December 3, 2012.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$26.15.

2010	Legal and Public Notices
11+23	NOTICE OF APPLICATION NO. 7437-3 to Appropriate Water

Notice is given that Glenn Nelson, 31545 454th Ave, Meckling SD 57069 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well to be completed into the Missouri:Elk Point Aquifer (100 feet deep) located in the approximate center of the NW 1/4 Section 5 for irrigation of 160 acres located in the NW 1/4 Section 5; all in T92N-R53W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 7437-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by December 3, 2012.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$24.82.

11+23	NOTICE OF APPLICATION NO. 7436-3 to Appropriate Water
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Notice is given that Larry Skorepa, 29922 435th Ave, Utica SD 57067 has filed an application for a water permit to appropriate 2.0 cubic feet of water per second from two wells to be completed into the Lower James Missouri:Scotland Aquifer (170 feet deep) located in SE 1/4 NE 1/4 Section 8 for irrigation of 185 acres located in the NE 1/4, NE 1/4 NW1/4, N 1/2 SE 1/4 Section 8; all in T95N-R56W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 7436-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by December 3, 2012.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$25.15.

**Call Classifieds  
665-7811**

# Well Conflicts Rise As Nebraska Water Levels Fall

By The Associated Press

NORFOLK, Neb. — The continuing drought in Nebraska has given rise to conflicts between the users of residential and irrigation wells, forcing some districts to consider alternative control measures.

Norfolk-based Lower Elkhorn Natural Resources District is considering the installation of flow meters and pumping limits. The district board voted Tuesday to reserve \$100,000 to buy flow meters, according to the *Norfolk Daily News*. Residents who want the meters will have to pay half the cost.

Last month the district paid up to \$1,500 to 18 people who qualified for assistance because their household wells were drawn down by irrigation.

Authorities say water levels have dropped over the past year in all 243 irrigation wells in the district.

The U.S. Drought Monitor map shows virtually all of Nebraska is in extreme or exceptional drought.

Jerold Meyer, a Wayne County farmer, told the board that a neighbor refused to modify his irrigation well,

even though it has contributed to the reduced water level in his domestic well. Meyer asked the board to resolve the issue so he wouldn't have to sue his neighbor.

"I don't see why we couldn't have flow meters administered to those particular wells," board member Mike Krueger, of Pierce, said to Meyer.

But before going ahead with the meter distribution, the district staff must draft a plan that designates the conflict areas.

"I hope we could get staff to accelerate the process on some of our known hot spots," said board member Gary Loftis, of Craig.

Rick Wozniak, water resources manager, said the district can control irrigation in defined areas by, for example, saying watering can take place only at night.

The district would have to present a plan to state officials for approval, Wozniak said.

"We have to define the problem and have criteria. We can regulate how much is pumped with a flow meter," he said.

## Film Crew 'Postpones' Christmas For A Few Hours

BY CORY MATTESON  
Lincoln Journal Star

LINCOLN, Neb. (AP) — A big Hollywood movie crew came to town Tuesday and postponed Christmas — technically.

More accurately, a production assistant working on the film "Nebraska," directed by native son Alexander Payne, contacted the Downtown Lincoln Association and asked whether it would be too much trouble for someone to take down a few holiday decorations, including the French hen with the neon blue beret above Walgreens, so they could shoot a driving scene along O Street.

"It was no big deal," said Terry Uland, president of the association. "They were very pleasant to work with."

He said a crew took down the decorations early Tuesday morning and will leave them down until the dust settles on Lincoln's cameo.

"Nebraska" is about a father (Bruce Dern) and son (Will Forte) who travel from Montana to Lincoln so the father can claim a \$1 million sweepstakes prize he's convinced he's won. The cast and crew filmed in Plainview before whipping through Lincoln on Tuesday.

An assistant for executive producer George Parra said they were filming at four or five spots Tuesday.

From his office, Uland watched the film crew work through the lunch hour at 13th and O streets. Other downtowners might have caught the crew filming outside at the B & D Auto Sales lot at 20th and O streets, where the used

## Pheasants Harder To Find In South Dakota This Year

MITCHELL (AP) — Though the crop harvest has long been over, many in South Dakota are still busy harvesting another natural resource — pheasants.

South Dakota Game, Fish and Parks officials say the population of the state bird is up this year, but many hunters say finding the birds is a difficult task.

Ken Blaaid, owner of Leader Sporting Goods in Mitchell, said hunting is more difficult this year than in years past because dry conditions forced farmers to remove crops from fields earlier than normal.

"The cover is only in certain areas and that is where the birds are," Blaaid said. "It's a little harder hunting this year, but we have had some really good years in the past so it's still hard to complain."

He said the hunters that come into his store have generally been in high spirits about the pheasant hunting in this area and he has yet to field any complaints.

Chris Whermann, of Mitchell, was hunting deer Saturday afternoon but said he has been out pheasant hunting about 10 times this year.

"I had pretty good luck this year. They are out there, you just have to find them," Whermann said. "I'm finding them in a lot of thick cover, stuff that's hard to walk through and get too."

Whermann expects birds to congregate in even more cover as the weather turns harsh as winter hits.

Despite what many hunters believe are fewer numbers, the South Dakota Game Fish and Parks' brood count survey from this summer showed an increase over last year's numbers in the Mitchell area. Count numbers rose from 2.83 pheasants per mile in 2011 to 3.91 in 2012, or an increase of 38 percent. Though numbers are up compared to last year, they are still well below the 10-year average for the area of 6.1 pheasants per mile. And the count for adult roosters was down 5 percent statewide.

The pheasant season lasts until Jan. 6. Hunting times are 10 a.m. until sunset. The daily limit is three roosters.

## S.D. Retailers Confident About Holiday Season

PIERRE (AP) — The head of the South Dakota Retailers Association says most retailers are feeling confident about this year's holiday shopping season.

Executive Director Shawn Lyons tells KCCR radio that sales tax numbers have been strong this year. Lyons says that with the election over, most retailers say people feel confident enough to spend money.

Lyons says the traditional items like electronics and appliances will be the big sellers this year.

Lyons says the drought has impacted businesses in many parts of the state this year. But Lyons says retailers he has talked to don't believe this will effect holiday shopping.

## UNO Staffer Surprises School With Donation

OMAHA, Neb. (AP) — University of Nebraska at Omaha staffer Connie Claussen has marked her 50th year at the school with a \$100,000 donation to the athletic department.

Claussen graduated from the school in 1961, when it was called Omaha University. Claussen started the women's athletic program with four sports, basketball, volleyball, softball and track, in the early 1970s.

Claussen retired as a full-time staffer in 1998, but she still works part time for the athletic department.

The *Omaha World-Herald* reports that Claussen hopes her donation inspires others to contribute to UNO athletics.

UNO is hoping to build an arena for hockey, basketball and volleyball and softball and baseball fields.

## Man Arrested After Car Chase Through ND, SD

WAHPETON, N.D. (AP) — A Missouri man is in jail after allegedly leading law enforcement on a high-speed chase with a stolen vehicle through North Dakota and South Dakota.

The North Dakota Highway Patrol says 43-year-old Robert W. Smith, from Oregon, Mo., was arrested Thursday morning. Authorities say a trooper attempted to stop the vehicle Smith was driving along Interstate 29 in Richland County in North Dakota. When Smith reportedly failed to stop, a pursuit ensued southbound along Interstate 29 and into South Dakota. Speeds reached up to 105 mph.

The car was stopped with a tire deflating device. Smith was immediately extradited to North Dakota and is being held the Richland County Jail in Wahpeton.

The vehicle had been reported stolen in Dickinson on Wednesday.

## Rushmore Float Makes 3rd Parade Appearance

SIoux FALLS (AP) — South Dakota got a little national attention on Thanksgiving Day.

The state's "Mount Rushmore's American Pride" float made its third appearance in New York City's Macy's Thanksgiving Day Parade. The float was featured for about 30 seconds on NBC's broadcast of the parade.

The float featured Mount Rushmore National Memorial. Singer and songwriter Don McLean performed his 1971 hit "American Pie" while riding on the float.

## S.D. Detox Center To Remain On Probation

SIoux FALLS (AP) — The Minnehaha County Detoxification Center has made "minimal progress" in completing a corrective plan and must continue to operate on probationary status with the state.

The *Argus Leader* reports that that is the conclusion of a Department of Social Services review of the program. The review included two days of visits made to the facility last week.

The decision to keep the detox program on probation comes in the same week that a 48-year-old patient died at the 16-bed facility. But in a letter announcing the state's decision, officials made no reference to the death on Sunday. The woman, whose name has not been released, had been drinking rubbing alcohol and whiskey and threatening suicide earlier in the day.

## Search Continues For Neb. Panhandle Robber

SCOTT'S BLUFF, Neb. (AP) — Authorities say a man who robbed a Nebraska Panhandle bank branch hasn't been caught yet.

Scottsbluff police said Thursday that there were several leads but no one had been arrested.

The robber got away with an undisclosed amount of cash Wednesday afternoon from a Valley Bank branch in Scottsbluff.

Police say he demanded money in a note to a teller but didn't show a weapon. No injuries were reported.

## Firefighters Approve Contract With Omaha

OMAHA, Neb. (AP) — Omaha firefighters have approved what would be their first new contract since 2007.

It was unclear Thursday how many voted for the deal, which had been recommended by the union executive board. The votes were counted Wednesday after two days of voting.

The City Personnel Board is scheduled to vote Nov. 29 on the contract. If approved, the City Council would have the final vote.

Officials say the deal would help bolster the underfunded pension fund and reduce the city's obligations because firefighters would contribute more and new hires would be promised a smaller pension.

Under the contract firefighters would pay for 7 percent of their health insurance costs.

Firefighters would get raises of 2.5 percent in 2012, 2.25 percent in 2013 and 2.9 percent in 2014.

N O M I N A T E   T H E   2 0 1 2

Yankton Citizen Of The Year

**NOMINATION DEADLINE: FRIDAY, NOVEMBER 30**

**Please Mail Your Nominations To:**

**Citizen Of The Year, Yankton Press & Dakotan**  
**319 Walnut, Yankton, SD 57078**  
**or visit [www.yankton.net/coy](http://www.yankton.net/coy)**

*My nomination for the 2012 Yankton Citizen of the Year is:*

*This person should be the Citizen of the Year because:*

MY NAME: \_\_\_\_\_  
MY ADDRESS: \_\_\_\_\_  
MY PHONE NUMBER: \_\_\_\_\_

**PRESS & DAKOTAN**