Legal and Public



818 Linn • \$84,000 Cute/clean 2-bedroom, 1-bath, many updates, 3-season room, fenced/deck/single garage. Leona Sparks, Anderson Realty LLC (605)660-6078.

Lake homes for sale in Nebraska and South Dakota. Call Tramp. Jim (605)661-2192.

Lake view house, 1700 sq.ft. ranch, 3-bedroom, 3-car garage, walk out basement, on 2 acres. (605)661-6193.

1655 **Mobile Homes For**

Attention we buy mobile homes. Cash on the spot. Call (605)665-0822 1-800-779-0822.

Want to buy: Used mobile homes. Call (605)661-8629.

1660 Acreage - Lots For

\$16,000

3.56 Acre lot with rural water in the ditch. Yankton buried telephone. Yankton school bus. Modular homes are acceptable. Call Char Century 21 (605)661-0864.

For Sale: Lots of lots! Call Jim Tramp, (605)661-2192.

LOT AVAILABLE: 900 Hillcrest Grand Ave. Easy access to Hillcrest Golf Course. (308)340-0972 (605)660-1266.

Quality irrigated farmland for sale, near Yankton. 92+ acres sale includes irrigation equipment. Call Lee Rettig, Anderson Realty, LLC. for details (605)661-4488.

Ridgeway North Development has numerous lots available. North of Hillcrest Golf Course. Call Kirby Hofer, (605)665-0524 or (605)660-1422.

Want To Buy Real 1685 **Estate**

We pay cash for used mobile homes! (712) 252-4381

1700 Merchandise 2000 model Kenmore side by side refrigerator. \$250. 2002 model Whirlpool electric dryer. \$100. (605)661-9550.

Sealed bid by State of SD:3 Liebert system 3 CRAC under floor air handler units, 2 outside units,(1-2 fan and 1-3 fan dry cooler pump packs), 1 indoor- room air handler. Cap. 172,000 Btu/h. Bid opening 2:00 P.M. CST 11/1/2012 at Central Services Bldg,1320 E. Sioux Ave, Pierre, SD.

bid information: www.sdsurplusproperty.com (605)-773-4935.

1705 Items \$100 or Less

27 Dr. Seuss books, hardcover, all for \$75 or \$3/each. Cosco chrome folding highchair with stainless steel tray \$25. (605)664-9243.

27" TV \$40. DVD player \$25. Many Big Band & Holiday re-\$20/all. (605)665-4588.

2800 PSI Pressure washer with 6.75 hp. Briggs & Stratton engine. \$100. Call (605)661-0810.

2XL Heavy men's parka, like new, \$10. 10-Men's shirts XL & XXL 75¢/each. (605)665-3650.

48" round dining table with cushion

(605)661-6905. Doll House accessories:

Kitchen center \$15, table and chairs \$5, washer and dryer \$8. Doll crib \$8, changing table \$8, stroller \$5. (605)665-4846. After 5:00pm.

Entertainment center light oak \$85. Record player & radio \$15. (605)665-4588.

Futon, sized \$85. (605)664-8017.

Rainbow-striped bedspread for king size bed never been used and two sets of curtains to match, \$30, Wooden quilt rack, \$5, Small stand, \$10. (605)665-4390 or (308)520-2209.

Sunbeam King electric blanket with dual controls \$20. Full-size sheet set 4-piece red \$5. DVD's Western/Dramas, 39 movies \$20/all. Glass large \$1.50. (605)760-1632

1780 **Items Wanted**

Want to Buy: U.S. Silver Coins Pre 1964. Will pay top dollar. Call Gary, Midwest Gold-Silver. (605)260-4653

1795 Musical Items Console Piano beautiful con-\$1,000.

(605)660-3078. 1805 **Tickets**

Giveaway, country cats, not

Give Aways 1820

Giveaway, GE kitchen range, white, flat cooking surface. Whirlpool dishwasher, white, Quiet Partner 980 series. (605)857-9201.

Giveaway: Hide-a-bed and 27" RCA Console TV. You haul basement. Call from (605)689-0214.

1830 Rummage Sales

2509 Mulligan Dr. Saturday, 10/27, 8am-12noon Start Christmas Shopping early! Celebrating Home Clearance event, 50-80% off. Over 200 items. No presales.

904 West 14th St. Friday, 10/26, 8am-6pm

Saturday, 10/27, 9am-2pm Lots of power hand tools. Western and mystery paperbacks. Eden Pure Heater, hunting equipment, trikes, anvil. Household and Christmas items, knives, bicycles, Ariens Snow Blower- nice. Cash, no presales.

909 Maple Friday, 10/26, 12Noon-5pm

Saturday, 10/27, 9am-4pm Pots, pans, electric fry pan, coffe pot. Men's shirts & jeans sizes Large-2XL. Women's sizes Large-2 & 3XL. Many nice party gowns- 'Mother of the Bride" dresses size 2X. Scrubs, athletic wear, sweaters. Hunter Douglas blinds. Cockatiel bird cage, Stihl weed edger, water skis, games, puzzles, miscellaneous.

1840 **Lost and Found** Lost: 16ft John boat with

pop-up blind on lake 10/18. Reward. (605)665-0215 or (605)660-8318.

2010 **Legal and Public** Notices

10+19+26&11+2+9 STATE OF SOUTH DAKOTA

COUNTY OF YANKTON

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE NAME CHANGE OF:

LILY MICHELLE CROWN,

A MINOR CHILD.

CIV. 12-655

NOTICE OF HEARING

Lynn Michelle Blodgett, natural mother and guardian of Lily Michelle Crown, a minor child, has filed a Petition to change the name of Lily Michelle Crown to Lily Michelle Blodgett and to alter Lily Michelle Crown's name on her birth records. Please take notice that a hearing on said Petition will be brought on for hearing before the Hon. Cheryle Gering, Circuit Court Judge, at the Yankton County Courthouse, city and county of Yankton, South Dakota, on the 27th day of November, 2012, at the hour of 10:00 a m., or as soon thereafter as the matter may be heard.

Dated this 3rd day of October, 2012 at Yankton, South Dakota.

> Heather LaCroix Attorney for Petitioner PO Box 632 Yankton, SD 57078 (605) 665 2535 (telephone) (605) 664-2535 (fax)

10+26YANKTON COUNTY COMMISSION MEETING October 2nd, 2012

The regular meeting of the Yankton County Commission was called to order by Chairman Jensen at 4:00 PM on Tuesday, October 2nd, 2012.

Roll Call was taken with the following Commissioners present: Donna Freng (4:20 PM), Bruce Jensen, Mark Johnson, Garry Moore and Allen Sinclair.

Action 12406C: A motion was made by Johnson and seconded by Sinclair to approve the agenda with the following changes/additions: Amended Off Road Vehicle Ordinance, Flu shots, Platte-Napa RR.

Voting Aye: All Nay: None Motion carried.

Action 12407C: A motion was made by Moore and seconded by Johnson to approve the minutes of the September 19th, 2012 meeting of the Board.

Voting Aye: Johnson, Freng, Moore, Jensen Nay: None Motion carried.

Action 12408C: A motion was made by Johnson and seconded by Sinclair to recess the regular session of the Board and convene as a Drainage Board.

Voting Aye: All Nay: None

2010 Legal and Public 2010 **Notices**

The subject of the discussion was reinstituting the levy for the Turkey Valley Drainage board in order that maintenance can be performed on the ditch. A levy has not been spread for ditch maintenance for a number of years and residents in the benefitted area have requested work be done on

the ditch to facilitate drainage. Action 12409TVD: A motion was made by Sinclair and seconded by Johnson to reinstitute a levy on benefitted acres of the Turkey Valley Ditch at 100% of the original cost.

Voting Aye: All Nay: None Motion carried.

Craig Hansen, asked if the owners of benefitted acres in the northern portion of the ditch (approximately 1 _ miles) could pay for the cleaning and be reimbursed when money is available from the imposed levy. The States Attorney advised that could be done. Action 12410TVD: A motion was made by Johnson and sec-

bursement agreement. Voting Aye: All Nay: None Motion carried.

onded by Freng to authorize the

States Attorney to draw up a reim-

It was further advised that a minimum of three written proposals should be obtained for said initial cleaning and brought back to the Ditch Board.

Action 12411TVD: A motion was made by Moore and seconded by Freng that the cost of said cleaning cannot exceed \$15,000. Voting Aye: All Nay: None Motion carried.

Action 12412TVD: A motion was made by Sinclair and seconded by Freng to adjourn as a

Ditch Board and reconvene in regular session. Voting Aye: All Nay: None

Motion carried.

Action 12413C: A motion was made by Johnson and seconded by Freng to recess the regular session of the Board and convene as a Board of Adjustment.

Voting Aye: All Nay: None Motion carried.

Action 12414Z: A motion was made by Sinclair and seconded by Freng to approve Two (2) Minimum Yard Variance Permits and a Variance of Accessory Structure for Jim & Vicki Breeman to allow for the addition of an additional accessory structure in an Moderate Density Rural Residential District as fol-

LEGAL DESCRIPTION (Physical Location): Parcel C, Lot 2, NE4 Exc Lots H-1 & H-2, Section 16, Township 93N, Range 55W, Yankton County,

SD. 1. Planning Commission recommends approval 7-0. 2. Minimum yard require-

ment: Variance of 10 feet or 10 feet from lot line (rear) 3. Minimum yard requirement: Variance of 5 feet or 5 feet

from lot line (side) 4. Greater than one accessory structure and commercial

Granting of variance will bring property into compliance with Yankton County Zoning Ordinance, variance will not confer on the applicant any special privilege

6. No nonconforming lands, structures or buildings were considered grounds for this recommendation

7. Use of applicants' property is allowed by the Yankton County Zoning Ordinance and in the district

8. Recommendations/conditions: Per Findings of Fact on file in Zoning & Auditor's offices. 9 Variance request proval per Article 19. Section 1907, of the Yankton County Zoning

Ordinance

Voting Aye: All Nay: None Motion carried

Action 12415Z: A motion was made by Sinclair and seconded by Freng to approve a Conditional Use Permit for Willard Schmidt to allow for manure irrigation in an Ag District as follows: DESCRIPTION LEGAL

(Physical Location): Tract 1, Schmidt's 4th Addition, Section 13, Township 94N, Range 56W, and W2 SE4, exc Lot R-44, Section 13, Township 94N, Range 56W, Yankton County, SD. Comments received from

Deanna Shepherd 1. Planning Commission recommends approval 7-0.

2. Manure irrigation in an Ag District

3. Granting of variance will bring property into compliance with Yankton County Zoning Ordinance, variance will not confer on the applicant any special privilege

4. No nonconforming lands, structures or buildings were considered grounds for this recommendation 5. Use of applicants' prop-

erty is allowed by the Yankton County Zoning Ordinance and in the district 6. Recommendations/conditions: to be added to Findings of

Fact: Extended review every two years 7. Recommendations/conditions: Per Findings of Fact on Legal and Public 2010 **Notices**

8. Variance request proval per Article 19, Section 1907, of the Yankton County Zoning Ordinance Voting Aye: Sinclair, Freng,

Moore, Jensen Nay: None Ab-

stain: Johnson Motion carried

Action 12416Z: A motion was made by Sinclair and seconded by Johnson to approve a Minimum Lot Size Variance Permit for Scott Sandal to allow for the separation of farmstead from production land in an Ag Dis-

trict as follows: LEGAL DESCRIPTION (Physical Location): NW4 NW4, Section 26, Township 95N, Range 56W, Yankton County, SD.

1. Planning Commission recommends approval 7-0.

2. Minimum lot size quirement: Variance of 10.16 or lot size of 9.84 acres

3. Greater than one accessory structure and commercial Granting of variance

will bring property into compliance with Yankton County Zoning Ordinance, variance will not confer on the applicant any special privilege nonconforming 5. No

lands, structures or buildings were considered grounds for this recommendation

6. Use of applicants' property is allowed by the Yankton County Zoning Ordinance and in the district 7. Recommendations/con-

ditions: Per Findings of Fact on file in Zoning & Auditor's offices. 8. Variance request approval per Article 19, Section 1907, of the Yankton County Ordinance

Voting Aye: All Nay: None Mo-

Action 12417Z: A motion was made by Johnson and seconded by Freng to approve an Accessory **Building Size Variance Permit** for Brooks Ugofsky to allow for the construction of an accessory structure larger and greater than one in a Moderate Density Rural Residential District as follows:

LEGAL DESCRIPTION (Physical Location): Lot 8, Lakeside Estates 2, S2 SE4, Section 1, Township 93N, Range 57W, Yankton County, SD.

A written objection was received from residents in the area of the proposed structure 1. Planning Commission recommends approval 6-1.

2. Accessory building size and number variance 3. Greater than one acces-

sory structure and commercial Granting of variance will bring property into compliance with Yankton County Zoning Ordinance, variance will not confer on the applicant any spe-

cial privilege nonconforming 5. No lands, structures or buildings were considered grounds for this recommendation

6. Use of applicants' property is allowed by the Yankton County Zoning Ordinance and in the district

7. Recommendations/conditions: Per Findings of Fact on file in Zoning & Auditor's offices. 8. Variance request proval per Article 19, Section 1907, of the Yankton County

Ordinance Voting Aye: All Nay: None Mo-

tion carried Action 12418Z: A motion was made by Freng and seconded by Sinclair to approve a Minimum Lot Size Variance Permit for Gary Kottman to allow for the separation of farmstead from production land in an Ag District as follows:

DESCRIPTION LEGAL (Physical Location): Lot 4, Dakota de Casa Equestrian Estates, NE4 SE4 & SE4 NE4, Section 1, Township 94N, Range 56W, Yankton County, SD.

1. Planning Commission recommends approval 7-0. 2. Minimum lot size requirement: Variance of 6.04 acres or lot size of 13.96 acres

3. Minimum lot width: Variance of 205 feet or lot width of 295 feet

Granting of variance will bring property into compliance with Yankton County Zoning Ordinance, variance will not confer on the applicant any special privilege 5. No nonconforming

lands, structures or buildings were considered grounds for this recommendation 6. Use of applicants' property is allowed by the Yankton

County Zoning Ordinance and in

the district 7. Recommendations/conditions: Per Findings of Fact on file in Zoning & Auditor's offices. 8. Variance request approval per Article 19, Section 1907, of the Yankton County Zoning

Voting Aye: All Nay: None Motion carried

Action 12419C: A motion was

made by Sinclair and seconded by

Ordinance

Freng to adjourn as a Board of Adjustment and reconvene in regular session. Voting Aye: All Nay: None Motion carried

Legal and Public 2010 **Notices**

Action 12420Z: A motion was made by Sinclair and seconded by Freng to approve the application of Gary Kottman for a rezone from Planned Unit Development to Ag as follows:

Gary Kottman, 116 de Casa Drive, Utica, SD

LEGAL DESCRIPTION Lot 4, Dakota de Casa Equestrian Estates, NE4 SE4 & SE4 NE4, Section 1, Township 94N, Range 56W, Yankton County, SD 1. Planning Commission

recommends approval 7-0 2. Request complies Section 2003 (1-8) of the Yankton County Zoning Ordinance and Chapter 8 Overview of the Yankton County Comprehensive Plan, Page 138 - Goals and Page 139 Residential Development Poli-

Voting Aye: All Nay: None Motion carried 5-0.

Action 12421Z: A motion was made by Sinclair and seconded by Freng to approve the application of John Schroeder for a rezone from Planned Unit Development to Ag as follows:

John Schroeder, 107 Sky Ranch Drive, Utica, SD

LEGAL DESCRIPTION Lot 11, Dakota de Casa Equestrian Estates, NE4 SE4 & SE4 NE4, Section 1, Township 94N, Range 56W, and NE4 SE4 Exc Lot H1 & SE4 NE4 Exc Lot H1, E2 NE4 & Exc Lots 4 & 11, Dakota de Casa Equestrian Estates, Section 1, Township 94N, Range 56W, Yankton County, SD

1. Planning Commission recommends approval 7-0

2. Request complies Section 2003 (1-8) of the Yankton County Zoning Ordinance and Chapter 8 Overview of the Yankton County Comprehensive Plan, Page 138 - Goals and Page 139 Residential Development Policies...

Voting Aye: All Nay: None Motion carried 5-0.

Action 12422Z: A motion was made by Freng and seconded by Johnson to adopt the following resolution: Whereas it appears that Scott & Heidi Sandal, owners of record, have caused a plat to be made of the following real property: Sandal Tract 1, NW4 NW4. Section 26 Township Ninety-Five (95) N, Range Fifty-Six (56) West of the 5th PM, Yankton County, South Dakota and has submitted such plat to the Yankton County Planning Commission and the County Commission, of Yankton County, South Dakota for approval. Now therefore be it resolved that such plat has been executed according to the law and conforms to all existing applicable zoning, subdivision and erosion and sediment control and the same is hereby approved. The county Auditor is hereby authorized and directed to endorse on such plat the proper resolution and certify the same.

Voting Aye: All Nay: None Motion carried 5-0.

Action 12423C: A motion was made by Johnson and seconded by Sinclair to recess the regular session of the Board and reconvene as a Ditch Board.

Nay: None Voting Aye: All Motion carried 5-0.

Pursuant to a request by Howard Kathol for a replacement culvert adjacent to his property and in the benefitted area of the Clay Creek Ditch, a proposal from Mike Pollman to install a culvert was re-

viewed. Action 12424CCD: A motion was made by Sinclair and seconded by Johnson to accept the proposal of Mike Pollman in the amount of \$6885.00 to install a culvert adjacent to property owned by Howard Kathol, and further that the County will furnish the culvert to be paid by ditch

Voting Aye: All Nay: None Motion carried 5-0.

Action 12425CCD: A motion was made by Johnson and seconded by Sinclair to adjourn as a ditch Board and reconvene in regular session.

Voting Aye: All Nay: None Motion carried 5-0. The Board discussed the Rescue2

billing proposal and the issue will

be returned to the table at the Oc-

tober 16th, 2012 meeting.

Action 12426C: A motion was made by Sinclair and seconded by Freng to recess the regular session and convene in Executive Session to discuss indigent requests.

Action 12427C: A motion was made by Sinclair and seconded by Freng to reconvene in regular ses-

Motion carried.

Voting Aye: All Nay: None

Voting Ave: All Nay: None Motion carried. The Board approved payment of

two indigent requests. Mayfield township requested the County replace a culvert on a township road. The issue was tabled until the meeting on October X C O P L 16, 2012.

Action 12428C: A motion was made by Freng and seconded by Johnson to approve the application of the discretionary formula to Northwestern Energy property within the County for 2012 payLegal and Public 2010 **Notices**

Nay: None

Motion carried. Action 12429C: A motion was made by Sinclair and seconded by Moore to approve the following:

able 2013.

Voting Aye: All

Resolution No. 1022012 Yankton County Commission WHEREAS, City of Irene desires to establish a yard waste compost facility for the purpose of solid waste management; and

WHEREAS, the City of Irene has approved siting the proposed facility; and WHEREAS, the siting of this proposed facility is not in conflict

with any established zoning laws or ordinances; and WHEREAS, City of Irene will file a solid waste application with the South Dakota Department of Environment and Natural Re-

sources (DENR); and WHEREAS, DENR will review that application to determine that the facility can be operated within the South Dakota laws and regula-

WHEREAS, DENR may recommend the approval of the permit with conditions adequate to safeguard the environment; and

WHEREAS, the Board of Minerals and Environment will review, modify, approve, or deny the permit if the tentative recommendations and/or conditions of the permit are contested by any interested party; and

WHEREAS, the County Commission of Yankton County is required by South Dakota law SDCL 34A-6-103 to approve of a solid waste facility prior to the issuance of a solid waste permit;

IT IS THEREFORE RE-SOLVED that the County Commission of Yankton County hereby approves construction and operation of the proposed facility to be operated under the terms of a solid waste permit to be issued by the Board of Minerals and Environment.

APPROVED this 2nd day of October, 2012 by the Yankton County Commission.

Signed Bruce Jensen/Chairman/s/

Attest: Paula Jones, Auditor /s/

Voting Aye: All Nay: None Motion carried. The Board discussed the amended job description for the Administrative Highway Superintendent

position. Action 12430H: A motion was made by Sinclair and seconded by Moore to adopt and include in the county Personnel Manual the job description for the Administrative Highway Superintendent position. Voting Aye: All Nay: None

Notices Motion carried.

Action 12431H: A motion was made by Sinclair and seconded by Johnson to authorize the Auditor to advertise the Administrative Highway Superintendent position, with applications to close October 26th, 2012 and further to schedule an executive session for October 30th, 2012 to review the job applications and proceed with the hir-

ing process. Voting Aye: All Nay: None Motion carried.

Action 12432C: A motion was

made by Sinclair and seconded by Freng to approve the September, 2012 gross payroll: Commission-\$4,671.29; **Auditor**: ers: \$11,635.17; Treasurer: \$13,004.58; **States Attorney:** \$20,380.07; **Custodian:** \$2,774.78; Director of Equalization: \$16,801.77; Register of **Deeds**: \$10.809.25: **Veterans** Service: \$2,019.47; Courthouse **& Safety Center:** \$5,358.63; Sheriff: \$47,452.86; County Jail: \$45,872.47; **Coroner:** \$100.00; Juvenile Detention: \$257.50: **Nurse:** \$2,533.30; **Ambulance**: \$337,226.35; Extension: \$5,462.79; Soil Conservation: \$2,475.53; **Weed:** \$2,000.78; **Planning & Zoning:** \$3,233.74; Road & Bridge: \$57,321.93; **OEMHS:** \$4,366.64; **WIC:** 24-7 Program: \$790.70; \$2,813.50. South Dakota Retirement System (Buy Back) \$166.63, South Dakota Retirement System \$22,252.32 (Other Employees), South Dakota Retirement System \$13,998.92 (Sheriff/EDS), South Dakota Retirement System (Pavroll Deduction-Spouse Opt) \$235.82, South Dakota Retirement System (Supplemental) \$2,425.00, American Family Life Assurance Company \$3,498.24, Legalshield \$114.55, Office of Child Support \$379.00, Nationwide Retirement Solutions \$128.26, First Dakota National Bank \$26,138.69 (Withholding), First Dakota National Bank \$30,572.55 (FICA) First Dakota National Bank \$8,525.04 (Medicare), Boston Mutual Life Insurance \$746.56, Colonial Life & Accident \$1073.46 & 539.03, Blue Cross Blue Shield \$39,723.44. Gross Payroll \$378,550.51, Payroll Net \$228,033.00.

Voting Aye: All Nay: None

Action 12433C: A motion was made by Johnson and seconded by Sinclair to approve the following claims: Commissioners: Hy-Vee (Supplies) \$51.13, Sheraton (Travel) \$50.00; Elections: Western Office Technologies (Supplies) \$466.04; Court: 9 Payees

P E D E S T A L

N E E L I F T S
S P I T E S C O R E

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CROSSWORD By THOMAS JOSEPH

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10-26

42 Heir, at 10Comfort times NEW CROSSWORD BOOK! Send \$4.75 (check/m.o.) to Thomas Joseph Book 1, P.O. Box 536475, Orlando, FL 32853-6475 40 De Mille of

AXYDLBAAXR is LONGFELLOW

One letter stands for another. In this sample, A is used for the three L's, X for the two O's, etc. Single letters, apostrophes, the length and formation of the words are all hints. Each day the code letters are different.

CRYPTOQUOTE 10-26

M VGCHHK GCL Q XLQK JC JTP ECSV GCL OTMBT ΤP JTQJ TQV J T P J C CAJQMR A K

TMYVPHG. — PXMBILIV Yesterday's Cryptoquote: POWER CONCEDES NOTHING WITHOUT A DEMAND. IT NEVER

DID AND IT NEVER WILL. — FREDERICK

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used to dogs. (402)229-3282. file in Zoning & Auditor's offices. Motion carried. Leave message.