

YOUR NEWS!
The Press & Dakotan

1650 Houses For Sale

FOR SALE: Now building homes in Summit Heights, Hillcrest East and Quarry Pines. Call Jim or Jason Tramp for details. (605)661-2191 or (605)661-2192.



New Home For Sale
1304 W. 27th St.

1555 square foot, 3 bedroom, 2 bath, open floor plan, covered front porch and rear deck. Ceramic tile in kitchen and baths, granite countertop and Starmark cabinetry. List Construction (605)661-8003.

1655 Mobile Homes For Sale



Imagine 2015 mobile home set up in court in Yankton. Contract for deed at wholesale price. \$5,000 down, we'll finance, roughly \$380 a month plus lot rent. Why rent? Start owning now. Stop making your landlord rich. This is a no brainer, call now, Nationwide Homes (605)665-0822.

1660 Acreage - Lots For Sale

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

1670 Income Property For Sale



302 Main Street • Volin
\$80,000

5-bedroom, 2 1/2-bath, duplex and trailer. Wayne, Century 21, (605)760-0780.

1685 Want To Buy Real Estate

Attention we buy used mobile homes. Cash on the spot. Call now (605)665-0822

1700 Merchandise

Mi-T-M Power Washer 2700 PSI, Honda motor with extra hose, like new \$450. (605)665-7300.

1705 Items \$100 or Less

2 push lawn mowers, \$25 each, gas weedeater, \$25. (605)664-9539.

6-place setting of china includes serving bowls etc., gray and white \$50. (605)664-2478.

7-piece 12 place setting of Sango china white with smoke edging includes platters, serving bowls, gravy, etc. \$85 (605)664-2478.

Hunter green leather sofa, good condition, \$95. Can deliver for a fee (605)463-2257.

Large George Forman grill \$10. (605)665-9765.

1830 Rummage Sales

112 Homestead Lane
Friday, 10/3, 8am-?
Saturday, 10/4, 8am-?
Sunday, 10/5, 8am-?

Last Moving Sale: Everything must go! More things added-riding lawnmower, snowblower, car tow dolly, leaf sucker/blower, rocker & etc.

112 Privat
(Hwy. 50E turn right at Truck Trailer)
7th St. Storage Unit #2
Saturday, 10/4, 8am-2pm
1 Day Sale- 2 Locations

6-piece Girls Queen bed set, deep freeze, 2 JL power juicers, Vintage Avon bottles, Elvis head liquor decanter. Bonnet hair dryers, office chair, massage seat, seat walker, new wheelchair. Games, books, new perfume, framed art, flags. Beanie babies, storage options, book shelves, shower chair, end tables, entertainment center. Prints, lamps decor, suncatchers, hand fans, tons of holiday decor, ott traction. Much, much more! All must go!

2021 Walnut
Friday, 10/3, 5pm-7pm
Saturday, 10/4, 9am-2pm

Girl's 0-4T, teen girls', men's, women's clothing. Rocker glider & footstool, end tables. Lots of household and miscellaneous.

Call Classifieds
665-7811

1830 Rummage Sales

2305 Valley Rd.
Friday, 10/3, 11am-5pm
Saturday, 10/4, 7am-10:30am
Toddler bed/ mattress, jog stroller, books, puzzles. Toys, kids/adult clothing, household items. Cash only.

2511 Burleigh
Friday, 10/3, 1pm-7pm
Saturday, 10/4, 8am-1pm
Men's & women's clothing, shoes, purses. Golf sky caddy, tools, Kohler sink, Delta faucet. Tarps, Coleman golf heater, Pfaltzgraff dishes for 10, sewing machine, baskets, sleds, rugs, etc., cash only.

2822 Francis St.
Friday, 10/3, 1pm-7pm
Saturday, 10/4, 8am-2pm
12-Family Rummage Sale: Kitchen items, decor, bedding, little girl's bike, tent, car seat. Trolling motor, floor steamer, vacuum, fishing equipment. No presales, cash only.

43225 SD Hwy. 50
(8 1/2 miles West of Walmart)
Saturday, 5/24, 8am-5pm
Sunday, 5/25, 1pm-5pm
Monday, 5/26, 8am-5pm
Baby boy size 2, Mens XL, ladies 0-3, books, jewelry, purses, dolls, firewood, unique stuff! Rain or shine all inside!

803 E. 16th St.
Friday, 10/3, 8am-5pm
Saturday, 10/4, 8am-12Noon
Saturday most thing 1/2 price from 12:30pm-1pm FREE.

MTD push mower, desk chair 20lb. propane tanks, dumb-bell set, ATV spot sprayer. Brick edgings, large toys, tri-pod flood light. Snowbabies, compound bow & arrows, wood table with 4-leaves & 5-chairs. Full size portable dishwasher, Christmas village set, women's clothing & much more!

902 Park
Friday, 10/3, 9am-6pm
Saturday, 10/4, 8am-1pm
Halloween, Christmas, home decor, housewares, collectibles, purses, shoes, jewelry. Avon, books and more.

909 W. 13th St.
Saturday, 10/4, 8am-12Noon
Parents for a Safe Prom
Multiple Families Rummage Sale: Something for all. Stop by and support the After Prom Event.

1840 Lost and Found
Found: Drill at 13th & Peninah on 9/30, in Yankton. I found between 12:30 & 1pm. Call (605)370-1246 to identify.

Lost: Key with digital picture frame. (605)260-3533.

LOST: River City Harmony Sweet Adelines magnetic door signs have gone missing. Reward for return. (605)668-0659

1850 Agriculture

Want to Buy: 2 to 5 acres in the Yankton area. Call (605)212-8896.



2010 Legal and Public Notices

10+4
PUBLIC MEETING NOTICE
A regular monthly meeting of the Yankton County Planning Commission will be held at 7:00 P.M., October 14, 2014 in the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton South Dakota.

NOTICE OF PUBLIC HEARING
HEREBY TAKE NOTICE, the Yankton County Planning Commission, County of Yankton, State of South Dakota, is proposing the adoption of a Zoning Ordinance amendment pertaining to changes in Article 15, Section 1527 - Principle Dwelling Performance Standards.

The Yankton County Planning Commission will hold a Public Hearing on Tuesday, October 14, 2014, at 8:20 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West 3rd. St., in Yankton, South Dakota.

The complete text of the proposed ordinance amendment pertaining to Article 15, referred to above is on file with the Yankton County Auditor and Yankton County Zoning Administrator. The document may be inspected, reviewed, or examined by any interested party by contacting (605) 260-4445. Written comments may be submitted to the Yankton County Zoning Administrator by 5:00 P.M. on October 13, 2010.

Patrick Garrity
Zoning Administrator
Published once at the approximate cost of \$

2010 Legal and Public Notices

9+20+27&10+4+11
STATE OF SOUTH DAKOTA) SS)
COUNTY OF YANKTON)

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT

Pro.#14-____

IN THE MATTER OF THE ESTATE OF,
JAMES LAWRENCE SMITH,

Deceased.

NOTICE TO CREDITORS
Notice is given that on the 27 of June, 2014, Robert J. Smith, whose address is 3140 Buttercup Drive, Billings, Montana 59102, was appointed as Personal Representative of the Estate of James Lawrence Smith, Deceased.

Creditors of Decedent must file their claims within four (4) months after the date of the first publication of this Notice, or their claims may be barred.

Claims may be filed with the Personal Representative or may be filed with the Clerk and a copy of the claim mailed to the Personal Representative.

Dated this 26th day of June, 2014.

/s/:

Robert J. Smith
3140 Buttercup Drive
Billings, MT 59102
(406) 656-4897

Robert W. Klimisch
Klimisch Law Office
101 West 2nd Street
Yankton, SD 57078
(605) 665-9495

Jody Johnson
Clerk of Courts
PO Box 155
Yankton, SD 57078

9+20+27&10+4+11
STATE OF SOUTH DAKOTA))SS
COUNTY OF YANKTON)

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

CIV. 14-299

NOTICE OF HEARING

IN THE MATTER OF THE NAME CHANGE OF JAY WILIAM JAMES MYERS-BAKER.

IN THE MATTER OF THE NAME CHANGE OF JAY WILIAM MYERS-BAKER:

PLEASE TAKE NOTICE that a Petition for Name Change has been filed with the Court and a hearing to change the name of said minor child, Jay William James Myers-Baker, to Jay William James Myers, has been scheduled for the 28th day of October, 2014, at 10:00 o'clock a.m., or as soon thereafter as counsel may be heard before the Honorable Cheryle Gering at the courtroom thereof located at the Yankton County Courthouse and Safety Center, 410 Walnut Street, Yankton, South Dakota.

Dated the 17th day of September, 2014

KLIMISCH LAW OFFICE
By:
Robert W. Klimisch
101 West 2nd Street
Yankton, SD 57078
(605)665-9495

10+4
NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, October 14, 2014, at 7:00 P.M. at the Yankton County Government Center, Commission Chambers, 321 West Third St., Yankton, South Dakota.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, October 14, 2014, at 7:20 P.M. at the Yankton County Government Center, Commission Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:
Applicant is requesting a Variance of Minimum Yard Requirement from seventy-five (75) feet on the rear yard to fifty (50) feet to build a cabin in an Agriculture District (AG) in Yankton County. Said property is legally described as 3

2010 Legal and Public Notices

Call Classifieds
665-7811

acre parcel, NW1/4, South of road, S35-T95N-R54W, hereinafter referred to as Marindahl Township, County of Yankton, State of South Dakota. The E911 address is TBA 303 Street, Volin, SD.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, October 14, 2014, at 7:35 P.M. at the Yankton County Government Center, Commission Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Variance of Minimum Lot Requirement from twenty (20) acres to five +/- (5.77) acres in an Agriculture District (AG) in Yankton County. Said property is legally described as SE1/4, S8-T94N-R56W, hereinafter referred to as Utica North Township, County of Yankton, State of South Dakota. The E911 address is TBA 436 Ave., Utica, SD.

Plat consideration:
Said property is legally described as: Smith LLC Homestead, SE1/4, S8-T94N-R56W, hereinafter referred to as Utica North Township, County of Yankton, State of South Dakota. The E911 address is TBA 436 Ave., Utica, SD.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, October 14, 2014, at 7:45 P.M. at the Yankton County Government Center, Commission Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Variance of Minimum Lot Requirement from twenty (20) acres to five +/- (5.77) acres in a Rural Transitional District (RT) in Yankton County. Said property is legally described as Lots A, exc Tracts 1,2 & 3, DJ's Addition & E558', Lot B S16-T93N-R55W, hereinafter referred to as Mission Hill South Township, County of Yankton, State of South Dakota. The E911 address is TBA Whippoorwill Lane, Yankton, SD.

Plat consideration:
Said property is legally described as: Tract 4, DJ's Addition, Lot A, S16-T93N-R55W, hereinafter referred to as Mission Hill South Township, County of Yankton, State of South Dakota. The E911 address is TBA Whippoorwill Lane, Yankton, SD.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, October 14, 2014, at 8:00 P.M. at the Yankton County Government Center, Commission Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Conditional Use Permit to operate a veterinary clinic / services in a Lake-side Commercial District (LC) in Yankton County. Said property is legally described as Lot 1, Huston's Addition, L & C Business Center, S645', exc Lot H2, N1/2, NE1/4, S16-T93N-R56W, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 4210West 8 Street, Yankton, SD.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, October 14, 2014, at 8:10 P.M. at the Yankton County Government Center, Commission Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Variance of Minimum Yard Requirement from twenty-five (25) feet on the side yard to thirteen (13) feet to build an addition to an existing commercial structure in a Commercial District (C) in Yankton County. Said property is legally described as E150', W200', exc S942.85' S1/2, W1/2, W1/2, NW1/4, exc Hwy, S15-T93N-R56W, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 3703 West 8 Street, Yankton,

2010 Legal and Public Notices

SD.

Patrick Garrity
Zoning Administrator
Published once at the approximate cost of \$63.23.

Nursing Home Cameras Create Controversy

BY JENNI BERGAL
© 2014, Staleline.org

WASHINGTON — Over the years, Illinois Attorney General Lisa Madigan has consistently heard "horror stories" about the abuse or neglect of nursing home residents. Now she is trying to bring such cruelty out of the shadows and into clear view.

Madigan's office is drafting legislation, likely to be introduced in 2015, that would allow Illinois nursing home residents and their families to place cameras in their rooms to help protect them.

"Residents and family members should have the option, for their own peace of mind, to monitor what is taking place," said Madigan. "If something goes wrong, you can see what actually happened."

If the measure is approved, Illinois would join at least four other states — New Mexico, Oklahoma, Texas and Washington — that have laws or regulations allowing residents to maintain cameras in their rooms. In Maryland, cameras can be placed in a resident's room, but only if the facility permits them, according to state guidelines.

The nursing home industry isn't opposed to states allowing cameras in residents' rooms if they are being used as a way to ensure the delivery of quality care, said Greg Crist, senior vice president of public affairs for the American Health Care Association. The organization worries, however, that nursing homes could face higher staff turnover if employees decide to look elsewhere for a job where they aren't constantly under scrutiny. And it remains cautious about privacy issues.

"As one law professor said, you're infringing on someone's privacy, arguably for their own benefit," Crist said. "We have to make sure it's justified."

While no one keeps data on the total number of allegations of abuse or neglect in nursing homes, an August report by the U.S. Department of Health and Human Services Inspector General's Office found that 85 percent of nursing facilities reported at least one such allegation to the agency in 2012. It estimated that about 60,000 allegations involved staffers abusing or neglecting residents.

Since 2000, at least a dozen states have considered some type of law or regulation allowing cameras in nursing home rooms to help detect and deter abuse and neglect, according to Amity Overall-Laib, a manager at The Consumer Voice, a national advocacy organization that promotes quality long-term care. The group operates a program that provides training and support to state and local ombudsmen across the country. The ombudsmen are advocates for residents of nursing homes and assisted living centers who try to resolve complaints and press for improvements in the long-term care system.

Legislative proposals permitting electronic surveillance have failed in a number of states. Some nursing homes and unions representing health care workers have voiced concerns about privacy violations, particularly if the equipment is hidden. And some advocates for seniors and family members have argued that cameras might be too invasive.

But the concept of privacy has been evolving, as boomers whose parents live in nursing homes demand more transparency in the digital age.

Overall-Laib said her group supports a resident's right to decide whether to use audio or visual electronic technology. But it also believes that precautions must be taken. Among them: the resident's roommate should also consent and not be visible on camera; recordings should be the property of the resident or his representative; and family members who make a decision on

behalf of an incapacitated resident should carefully weigh his right to privacy and autonomy before installing the equipment.

"Putting in cameras is definitely an important issue," said Overall-Laib. "As long as the areas of consent and privacy are addressed, it should be up to the resident to choose one or refuse one. If the resident can't provide consent, if they have a guardian or a legal representative, then the state needs to have a very clearly defined process about consent."

The nursing home industry has pushed for a number of changes in state legislative proposals, such as requiring that the resident or family pay for the camera and that a sign be posted outside the door of the room, warning that electronic monitoring is in use.

Crist said the industry doesn't believe that using cameras is a guarantee that residents will be protected and well-cared for. "The cameras) should not be the be all and end all, in terms of ensuring quality of care," he said.

Crist said that the industry doesn't track how much electronic surveillance currently is being used in residents' rooms. About 1.5 million people reside in nearly 16,000 nursing homes nationwide at any given time.

In the handful of states that have created laws permitting electronic monitoring devices in residents' rooms, the requirements vary.

In Texas, the first state to pass such a law in 2001, the resident or guardian must pay for the equipment and a notice must be posted outside the room stating that electronic monitoring is being used. A nursing home may require that the device be placed in plain view, and cannot refuse to admit or discharge a resident because of a request to install a device.

Patty Ducaey, Texas' state long-term care ombudsman, said she thinks such devices are used infrequently in her state, but she supports a resident's right to install one.

"It's no silver bullet," Ducaey said. "But I'm all for preventing abuse and neglect, and this fits naturally with a person's right to oversee their own care."

In Oklahoma, which passed its law last year, a resident's roommate must also give written consent before an electronic monitoring device is installed, and the nursing home must accommodate room changes for the resident if the roommate refuses. It also must post a notice near the main entrance saying that electronic monitoring may be in use. Recorded footage from the device may be admitted into evidence in a civil or criminal court action.

"This law is strongly pro-resident," said Esther Houser, Oklahoma's long-term care ombudsman. "The facility is not permitted to move the camera, obstruct it or retaliate against them for having it."

Houser said that the law intentionally does not require that a sign be posted outside a resident's room.

"Senior groups argued that this is supposed to be a homelike environment. What's less homelike than putting a sign on a resident's door saying there may be a camera in use?" she said. "Residents also don't have to tell the facility where the camera is, so it can be hidden."

Houser said that she — like many senior advocates — strongly believes that above all, electronic surveillance in nursing home rooms is a matter of personal choice.

"There are wide differences of opinion about what is protection and what is an invasion of privacy," she said. "We should honor those differences and give people the right to decide individually if they want video surveillance or not. It's America. We usually give people choices."