

**2010 Legal and Public Notices**

commanded to sell the real estate described as follows:

Lot One (1), except the East Five Feet (E5') thereof, Solem's Addition, City and County of Yankton, South Dakota as per plat recorded in Book 54, page 53.

This sale is made subject to redemption in the manner provided by law and in accordance with the total indebtedness due at the time of such redemption as authorized by law in satisfaction of all of said obligations.

Public notice is hereby given that on Tuesday, October 12, 2010, at 10:00 o'clock a.m., on the front steps of the Yankton County Courthouse, 410 Walnut Street, Yankton, South Dakota, I will, in obedience to such Judgment, sell the above-described property in the fashion indicated herein, or so much thereof as may be necessary to raise sufficient money to satisfy such Judgment with interest and costs, to the highest and best bidder for cash, lawful money of the United States.

Dated this 17th day of September, 2010.

Sheriff Dave Hunhoff,  
Yankton County

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**CITY**

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be the anchor facility, and would occupy approximately 17 acres of the site.

"I'd like to thank Doug for pursuing this. He got the ball rolling on this when he came on board," said Commissioner Paul Lowrie after the meeting. "This development could be just the thing that creates a tipping point for Yankton to generate the growth that has been sought after for many, many years. To have this happen during a time when most of the country is experiencing stagnation ... and even our own sales tax revenue has fallen, is a real cause for celebration. This paves the way not only for Menards, but for other businesses that might want to be located on the outlots."

The agreement approved during Monday's meeting states that the City of Yankton will issue an estimated \$2.6 million in revenue bonds. The bonds would be used to reimburse Greenbow Development for such costs as purchasing the property for the retail center; engineering and design work; legal and administrative fees; and other "soft costs" related to developing the site.

The city will also create a new tax increment district (TID) to replace the one that was approved for the property in February 2009. "By the time we're looking at development, we may be two years past the original formation of the district," Russell said recently. "You only have five years to bring those structures into it to have it be eligible for the TID fund."

The TID allows the city to collect money from the increased property tax valuation of the land and use it to reimburse the community's costs related to the revenue bonds.

Menards will initially fund an estimated \$4 million of what is expected to be a \$6.6 million development.

As the city's sales tax revenues increase, it will use 50 percent of that new revenue to reimburse Menards for approved project costs. That payment would be made by Yankton Area Progressive Growth, which is the city's economic development corporation.

If the development falls through, Russell said the city has some protections in place.

"Within the agreement, the land that Greenbow Development would hold would revert back to the city if the project does fail," he said. "But the second component of that is, Menards has agreed to a payment in lieu of taxes arrangement where the City of Yankton would be compensated at the same amount as their property tax would be if they had built the structure."

In other business Monday, the commission:

- approved a 3 percent rate increase for solid waste collection, which would amount to a 43-cent monthly hike;
- approved a 3 percent rate increase for water, which would amount to a 67-cent monthly hike for the average user;
- approved a 3 percent rate increase for wastewater, which would amount to a 85-cent monthly hike for the average user;
- approved the annexation of approximately 11 acres of property adjacent to the M-Tron Industries facility along Highway 50. Part of the property will be used for an office expansion for the manufacturing firm, according to Community Development Director Dave Mingo; and
- approved the appointment of a deputy city attorney who could handle matters when City Attorney Dave Hosmer is unavailable.

**Report: U.S. Would Make Internet Wiretaps Easier**

BY LOLITA C. BALDOR  
Associated Press Writer

WASHINGTON — The Obama administration is pushing to make it easier for the government to tap into internet and e-mail communications. But the plan has already drawn condemnation from privacy groups and communications firms may be wary of its costs and scope.

Frustrated by sophisticated and often encrypted phone and e-mail technologies, U.S. officials say that law enforcement needs to improve its ability to eavesdrop on conversations involving terrorism, crimes or other public safety issues.

Critics worry the changes are an unnecessary invasion of privacy and would only make citizens and businesses more vulnerable to identify theft and espionage.

The new regulations that would be sent to Congress next year would affect American and foreign companies that provide communications services inside the U.S. It would require service providers to make the plain text of encrypted conversations — over the phone, computer or e-mail — readily available to law enforcement, according to federal officials and analysts.

The mandate would likely require companies to add backdoors or other changes to the systems that would allow a wiretap to capture an unscrambled version of a conversation.

Those affected by the changes would include online services and networking sites such as Facebook and Skype, as well as phone systems that deliver encrypted e-mail such as BlackBerry.

"The way we communicate has changed dramatically since 1994, but telecommunications law has not kept up. This gap between reality and the law has created a significant national security and public safety problem," said Valerie E. Caproni, the FBI's General Counsel.

She said the changes would not expand law enforcement authority and would involve legally authorized intercepts on calls or e-mails sent by terrorists or other criminals. The changes would allow companies to respond quickly to wiretap requests from local, state and federal authorities.

The *New York Times* first reported Monday about White House plans to sub-

mit the new bill next year.

Law enforcement is already able to monitor regular telephone conversations.

"In the old days, the technology was simple to wiretap," said cybersecurity expert James Lewis, a senior fellow at the Center for Strategic and International Studies. "As technologies have gotten better and faster and bigger, it's harder and harder for law enforcement to intercept communications."

Lewis said law enforcement officials have long been pushing for the expanded access. He said the technology is available to make the changes and allow authorities to tap into conversations encrypted by communications companies as they move from one person to another.

Communications companies, he said, may have concerns about the costs of modifying their systems or software to allow the intercepts. The government may have to provide some funding aid.

Companies may also balk if the government tries to tell them how to alter their systems.

But Lewis said many companies are already providing similar capabilities to law enforcement in other countries in Europe and the Middle East.

Wiretapping is vital for law enforcement agencies, said Lewis, because "it provides crucial evidence that wins a lot of their convictions. As technology changes, as the Internet changes, they have to keep up or they'll lose an important tool in their arsenal."

Civil rights and privacy groups were quick to condemn the plan, warning that the administration faces an uphill battle.

"This is a shortsighted and ill-conceived power grab by some in the administration," said Marc Rotenberg, executive director of the Washington-based Electronic Privacy Information Center. "The balance has swung radically toward enhanced law enforcement powers. For them to argue that it's still not enough is just unbelievable. It's breathtaking in its hubris."

He said that over the past 15 years — particularly since the Sept. 11, 2001, terror attacks — the standards for warrants have been lowered. And he said law enforcement has many new technologies, ranging from biometric tracking to DNA databases, to enhance its information gathering.

**HARVEST**

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harvest periods with above-normal temps and drier conditions, with intermediate periods of above-normal precipitation.

He said high pressure would sit and hold for seven to 10 days at a time, giving farmers long enough stretches to use Mother Nature for natural drying, which producers like to do.

"A rapid harvest, even with a lot of rainfall, should be here this fall," he said. "Nothing points to an extended wet pattern."

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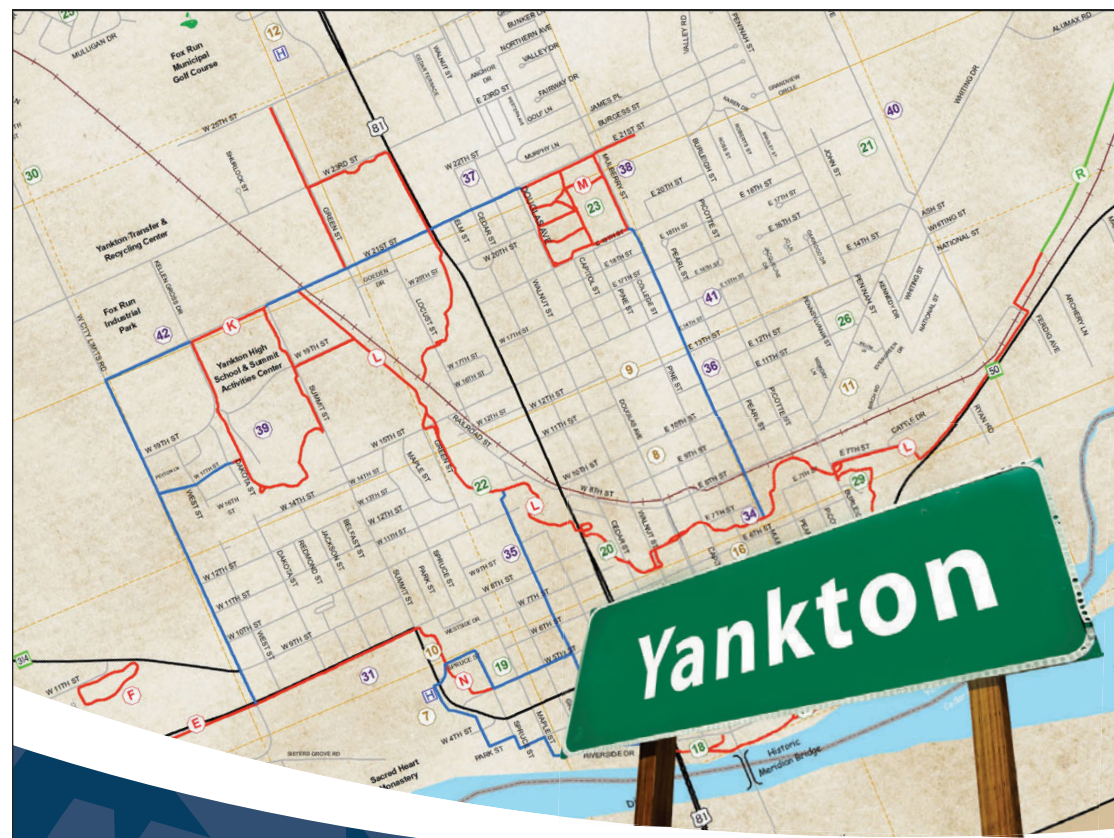
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**CONSTRUCT. CONNECT.**

In South Dakota, we say there are two seasons—winter and construction.

SDN Communications is proud to say Yankton is benefiting from a federal broadband stimulus grant this construction season. You'll see our crews burying fiber optic cable to offices throughout the community before the snow flies.

This \$25 million statewide project will help Yankton attract new businesses, improve medical services and enhance educational programs. It's a huge responsibility and we recognize the stewardship we must honor in spending your tax dollars.

SDN is excited to bring this technology to Yankton.

For more information about SDN and the federal stimulus grant, visit [www.sdncommunications.com/stimulus](http://www.sdncommunications.com/stimulus).

