

**March 09, 2010**  
**Commissioner Meeting**  
 The Board of County Commissioners met in regular session Tuesday March 9, 2010 at 9:00 a.m. Members present: Passick, Wilson, Powell, Sommervold and Kephart.

Wilson moved, seconded by Kephart and carried to approve the agenda.  
 Minutes of the March 2, 2010 meeting were approved with a motion by Passick seconded by Sommervold and carried.  
 Teddi Gertsma/States Attorney Loren Le Claire/Deputy States Attorney, Leonard Rasmussen/DOE and Attorney Kevin Loftus met with the Board.

At 9:17 a.m. Sommervold moved, seconded by Passick and carried to go into executive session to discuss pending legal concerns as requested by the States Attorney.

At 9:55 a.m. Kephart moved, seconded by Wilson and carried to come out of executive session. No action was taken.  
 Ray Hofman/Zoning Director met with the Board, Sommervold moved, seconded by Passick and carried to set March 30th at 11:00 a.m. for the following Variance Hearing.

**NOTICE OF HEARING**  
 Notice is hereby given that the Board of Adjustments will meet at 11:00 A.M. on Tuesday, March 30, 2010 in the Commissioners Meeting Room of the Clay County Courthouse, Vermillion, SD at which time said Board will hear, consider and act upon the following:

1. Variance Hearing to consider the building of a grain bin with a 67 variance in the 75 setback for Kurt Amundson, 46008 310 Street, Vermillion, SD, W12SW1/4 Exc. W330' of N396' of the SW1/4 4-93-52 Spirit Mound Twp, Clay County, South Dakota.  
 All interested persons are invited to attend this public meeting. Those interested persons not able to attend are invited and encouraged to send written comments prior to the hearing to: Clay County Commissioner, 211 W. Main Street, Suite 200, Vermillion, SD 57069.

**Ruth A. Bremer**  
**Auditor**  
**Clay County**  
 The Board discussed increasing the fees for new county liquor licenses with using an ordinance similar to the one Union County adopted in 2007. The county currently has one open license for sale. It was the consensus of the Board to review the ordinance and add the item to the agenda for the next meeting March 30th.

Wilson moved, seconded by Kephart and carried to pass and adopt Resolution #10-15 approving the sale of County/City joint surplus property.  
**Resolution #10-15**  
**REPORT OF SALE OF COUNTY PROPERTY**

Whereas the Undersigned County Auditor of Clay County, South Dakota hereby makes her report of the sale of the following surplus property:  
 One (1)- 1992 Bearcat Crack Sealer Machine-Ser.#0492. Owned Jointly with the City of Vermillion (50/50)

That said surplus property was sold for \$6000 with said property being sold to City of Vermillion, South Dakota. One half of proceeds are paid to the City of Vermillion and one half to Clay County. (\$4000 each)

Therefore be it resolved that the said Clay County Auditor asks the Board of County Commissioners for Clay County, South Dakota, to approve the sale of said surplus property and of her report of sale as set forth.  
 Dated this 9th day of March 2010.

**Leo F. Powell, Chairman**  
**Clay County Commission**  
**ATTEST**

**Ruth A. Bremer, Auditor**  
 Commissioner Wilson gave a report on the recent Joint Solid Waste Authority Meeting held March 4th. Landfill volume has more than doubled since it began in 1994.

The Curbside Program is working well and prices for recyclables are rebounding after the recent recession. Other items discussed were landfill gas to energy, leachate problems being dealt with (a new design to be in place in 18 months) and tipping fees.

At 10:30 a.m. Kephart moved, seconded by Passick and carried to adjourn and convene as Ditch Board to discuss the cleaning of the Yankton/Clay Ditch.

Passick moved, seconded by Kephart and carried to authorize the follow notice to bidders for cleaning a portion of the Yankton/Clay Ditch.

**NOTICE TO BIDDERS**  
 Notice is hereby given that the Board of County Commissioners of Clay County South Dakota, acting as the Ditch board for Yankton/Clay Ditch, will receive bids at the office of the Clay County Auditor, Clay County South Dakota until 10:30 a.m. on the 6th day of April, 2010 for the following:

Furnish all necessary equipment and labor for the restoration of Yankton/Clay Ditch beginning at the West end of Section 4 in Norway Township thru the West 1/2 mile in Section 3 Norway Township ending at Bergen Ave., Clay County, South Dakota Approximately 1-1/2 miles (+/-) in length. The Project consists of cleaning ditch, leveling spoil-banks and removal of trees, brush and stumps in ROW needed to operate equipment within said ditch. All work to be done under the supervision of the County Highway Superintendent.

Minimum Equipment Required: Track-type hoe with six (6) foot ditch cleaning bucket, Programmable laser comparable to a laser beacon LB-4, Proof of Insurance, and bid the project by Sections, using the Bid Sheet the county will furnish, with a final total bid.

Specifications/Plans for the above project are on file at the Clay County Auditor's Office,

Vermillion, South Dakota.  
**Ruth A. Bremer**  
**Clay County Auditor**  
 At 9:20 a.m. Sommervold moved, seconded by Kephart and carried to adjourn as Ditch Board and reconvene as Board of Commissioners.

Wilson moved, seconded by Sommervold and carried to approve the Liquor License Application for Whimp's Place in Burbank to Dan & Melissa Radigan of Sioux Falls, SD (was on hold pending report on the criminal background check to determine suitability)

**Motion by Kephart, seconded by Passick and carried to approve the following claims payment: March Bills:**

(Prof. Serv./Fees) Alltel-\$295.61, Amanda Anderson-\$40.00, Dept. Of Revenue-\$598.40, Donna Dietrich-\$96.81, First Bank & Trust-Visa-\$479.00, Jennifer Holman-\$200.00, Kober Funeral Home-\$1,900.00, Nelva Kooistra-\$30.00, LaCroix Law Office-\$248.98, Lincoln Co. Treasurer-\$305.94, Gary Mikelson-\$82.00, Cathy Rehfuess-\$30.00, Sanford Health-\$6,306.79, SD Achieve-\$60.00, SD Dept. Of Health Lab-\$385.00, SESDAC-\$360.00, Michael Wildermuth-\$40.00; (Publishing) Plain Talk-\$447.73; (Homebased Bldg. Supplies) Waage Construction-\$311.10, Century Business Products-\$45.10, Election Systems & Software-\$3,498.00, Dave Fedderson-\$98.00, HARTECO-\$10.00, Holmstead Bldg. Supplies-\$380.85, Interstate Power Systems-\$599.74, Iowa Office Supply-\$70.95, James Heating & Cooling-\$379.68, KONE, Inc.-\$386.16, Midwest Bldg. Maint.-\$1,428.00, Tom Nienbreck Enterprises-\$766.00, Paul's Plumbing-\$888.97, Presto-X-\$63.00, Tendaire Industries-\$75.00; (Data Processing) Microfilm Imaging Systems-\$425.00, Software Services-\$620.00; (Materials/ Supplies) A-OX Welding Supply-\$130.20, Appera-\$41.36, Boyer Trucks SF-\$252.00, Brown & Saenger-\$40.99, Brunick Service-\$1,484.89, Butler Machinery-\$1,944.59, Campbell Supply-\$100.13, D-P Tools-\$203.20, Dakota PC Warehouse-\$69.99, First Bank & Trust-Visa-\$179.61, Fullerton Bldg. Center-\$14.91, Interstate Power Systems-\$981.76, JCL Solutions-\$227.69, Jerry's Service-\$15,362.85, Jones ACE Hardware-\$16.47, Lawson Products-\$917.73, Lyle Signs-\$4,500.00, Netco-\$266.25, Sioux Falls Rubber Stamp-\$5.65, Sioux Falls Two Way Radio-\$200.00, Stewart Oil & Tire-\$2,000.91, Sturdevant's Auto Parts-\$2,719.13, Tendaire Industries-\$149.19, True-Trailer Sales & Service-\$28.00, True Value-\$11.47, Velvet Uniforms-\$628.66; (Travel/Conference) First Bank & Trust-Visa-\$274.98, Dennis Ganschow-\$283.80, Larry McPherson-\$30.00; (Food) Butch's Propane-\$2,718.90, City Of Vermillion-\$1,727.92, Fischer's Disposal-\$145.00, HARTECO-\$47.32, Midcontinent Communications-\$150.00, Quadtel-\$499.76, Verizon Wireless-\$100.00; (Machinery/Auto) Bob's Sinclair Service-\$34.25, Brunick Center-\$2,503.11, Lee Huber-\$115.31, Fortillon Ford-\$222,399.00; (Imaging/ Meals) Cherry Street Grille-\$1,849.10; (Juvenile Detention) Minnehaha Co. JDC-\$280.00; (Books) West Group-\$334.27; (Special Assessments) Clay Co. Treasurer-\$90.29; (Jury/Witness) Robert Anderson-\$120.72, Charles Bohr-\$18.14, Nicholas Buckman-\$12.22, Douglas Bye-\$10.00, Angela Colford-\$100.00, Jon Dimmick-\$10.00, Engelhart-\$10.00, Marvin Engelhart-\$10.00, Paul Erickson-\$35.90, Kelli Flemming-\$100.00, Brian Gevik-\$23.32, Kenneth Green-\$10.00, Jenny Griffin-\$10.00, Amy Haselthorn-\$100.00, Luralyn Holming-\$10.00, Rebecca Irwin-\$100.00, Karen Jensen-\$13.70, Justine Johnson-\$10.00, Sherry Joines-\$10.00, Jones Food Center-\$13.98, John Jordt-\$100.00, Miranda Lindala-\$10.00, Gary Lundberg-\$29.24, Duane Lundquist-\$21.84, Brenda Martens-\$10.00, Mary Merrigan-\$100.00, Michal Needham-\$10.00, Paula Nelson-\$10.00, Stevan Peterson-\$24.80, Mandi Pinkerton-\$10.00, Susan Richardson-\$10.00, Michael Rolfe-\$104.44, Pamela Rudd-\$33.68, Leanne Schaefer-\$100.00, Crystal Scott-\$10.00, Timothy Taggart-\$107.40, Charles Thatcher-\$10.00, Henry Tomlin-\$10.00, Judy Voagen-\$137.00, Alexandra Wetering-\$10.00, Paige Wetering-\$10.00, Suzanne Wickard-\$100.00, Charity Winsor-\$10.00; (Training/Special Equip.) Camlockbox-\$83.00.

At 11:15 a.m. Kephart moved, seconded by Sommervold and carried to adjourn and reconvene Tuesday, March 30, 2010 at 9:00 a.m.

**Leo Powell, Chairman**  
**Board of County Commissioners**  
**ATTEST:**

**Ruth A. Bremer, Auditor**  
 Published twice at the approximate cost of \$100.99  
 Estimated publishing cost per circulated copy: \$0.65  
**Publish: April 2, 2010**

ing the following materials:  
 ASPHALT CONCRETE  
 LIQUID ASPHALT  
 CONCRETE & METAL CULVERTS  
 CONCRETE BRIDGE DECKING  
 BLADES  
 TRAFFIC SIGNS & STEEL SIGN POSTS  
 CRANE WORK, CRANE MEN, AND DRIVEN PILING  
 CRUSHED GRAVEL  
 CRUSHED QUARTZITE  
 Specifications for the above materials are on file at the Clay County Auditor's Office, Vermillion, South Dakota.

**Ruth A. Bremer**  
**Clay County Auditor**  
 Published twice at the approximate cost of \$17.87  
 Estimated publishing cost per circulated copy: \$0.05  
**Publish: March 26 & April 2, 2010**

**NOTICE TO BIDDERS**  
 Notice is hereby given that the Board of County Commissioners of Clay County South Dakota, acting as the Ditch board for Yankton/Clay Ditch, will receive bids at the office of the Clay County Auditor, Clay County South Dakota until 10:30 a.m. on the 6th day of April, 2010 for the following:

Furnish all necessary equipment and labor for the restoration of Yankton/Clay Ditch beginning at the West end of Section 4 in Norway Township thru the West 1/2 mile in Section 3 Norway Township ending at Bergen Ave., Clay County, South Dakota Approximately 1-1/2 miles (+/-) in length. The Project consists of cleaning, leveling spoil-banks and removal of trees, brush and stumps in ROW needed to operate equipment within said ditch. All work to be done under the supervision of the County Highway Superintendent.

Minimum Equipment Required: Track-type hoe with six (6) foot ditch cleaning bucket, Programmable laser comparable to a laser beacon LB-4, Proof of Insurance, and bid the project by Sections, using the Bid Sheet the county will furnish, with a final total bid.

Specifications/Plans for the above project are on file at the Clay County Auditor's Office, Vermillion, South Dakota.  
**Ruth A. Bremer**  
**Clay County Auditor**  
 Published twice at the approximate cost of \$25.62  
 Estimated publishing cost per circulated copy: \$0.07  
**Publish: March 26 & April 2, 2010**

**STATE OF SOUTH DAKOTA**  
**COUNTY OF CLAY, SS**  
**IN CIRCUIT COURT**  
**FIRST JUDICIAL CIRCUIT**  
**CIV. NO. 09-353**  
**METABANK, Plaintiff,**  
 vs.  
**CARL E. WEATHERTON; MARILYN J. WEATHERTON, also known as Marilyn Weatherton; CARLEEN WEATHERTON; CLAY COUNTY, SOUTH DAKOTA; and STATE OF SOUTH DAKOTA, acting by and through the DEPARTMENT OF REVENUE, Defendants.**

**NOTICE OF FORECLOSURE SALE**  
 NOTICE IS HEREBY GIVEN that under and by virtue of a Judgment dated February 17, 2010, entered in that action wherein Metabank, Plaintiff and holder of a certain note executed by E. Weatherton and Marilyn J. Weatherton, and a mortgage executed by Marilyn J. Weatherton and Carleen Weatherton in favor of Metabank, which mortgage was dated November 16, 2007, and recorded in the Office of the Clay County Register of Deeds in Book 126 of Mortgages on page 912 on November 21, 2007, obtained a Judgment against Defendants Carl E. Weatherton and Marilyn J. Weatherton, which Judgment was in the amount of \$338,929.19, adjudging the mortgage lien of Metabank to be a prior lien, I am commanded to sell the real estate described as follows:  
 Lot 1 and the North 10 Feet of Lot 2, Block 3, Eastgate Manor #2 Addition to the City of Vermillion, Clay County, South Dakota.

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 Wednesday, April 14, 2010, at 10:00 o'clock a.m., on the front steps of the Clay County Courthouse, 211 West Main Street, Vermillion, 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 3rd day of March, 2010.  
**Andrew M. Howe**  
**Sheriff Andrew Howe,**  
 Clay County  
 Published twice at the approximate cost of \$43.49  
 Estimated publishing cost per circulated copy: \$0.2  
**Publish: March 26 & April 2, 2010**

**STATE OF SOUTH DAKOTA**  
**COUNTY OF CLAY, SS**  
**IN CIRCUIT COURT**  
**FIRST JUDICIAL CIRCUIT**  
**Civil No. 09-329**  
**Wells Fargo Bank, NA, Plaintiff,**  
 vs.  
**Tate W. Mallory; and any person in possession of said property, Defendants.**

**NOTICE OF REAL ESTATE SALE**  
 Judgment in the amount of \$217,240.00 having been entered in favor of plaintiff and against defendants, which Judgment was filed with the Clerk of Courts of Clay County, South Dakota, on February 17, 2010, for the foreclosure of a real estate mortgage, Notice is hereby given pursuant to said Judgment that the real

property described in the Mortgage dated October 12, 2007, which Tate W. Mallory Mortgage, executed and delivered to Wells Fargo Bank, NA, Mortgagee:

LOT 18, ROLLING HILLS ESTATES, BEING PART OF PREVIOUSLY PLATTED JOHNSON TRACT 1 IN THE SW1/4 OF SECTION 6, TOWNSHIP 92 NORTH, RANGE 51 WEST OF THE 5TH P.M., CLAY COUNTY, SOUTH DAKOTA (2800 CHEROKEE CT.), and recorded in the office of the Register of Deeds of Clay County, South Dakota, on the 12th of October, 2007 in Book 126 of Mortgages, Page 785, in order to realize the amount of \$265,550.00, as of October 12, 2007, plus interest accrued thereon, on said amount at the rate of 6.5% per year together with the costs and expenses of sale, will be sold subject to redemption as provided by law on one parcel of land at public auction, subject to the lien for unpaid real estate taxes and assessments of Clay County, South Dakota, and easements and restrictions of record, to the highest bidder for cash under the direction of the Sheriff of Clay County, South Dakota, at the front door of the Clay County Courthouse, in Vermillion, South Dakota, on April 14, 2010, at 10:00 A.M. (CT).  
 Dated February 22, 2010.

**Andrew M. Howe**  
**Sheriff of Clay County,**  
**South Dakota**  
**MACKOFF KELLOGG LAW FIRM**  
**By: Glenn R. Bruhschwein, SD ID #03080**  
**38 Second Avenue East**  
**Dickinson, ND 58601**  
**(701) 227-1841**  
**Attorneys for Plaintiff**  
 Published twice at the total approximate cost of \$42.90  
 Estimated publishing cost per circulated copy: \$0.1  
**Publish: March 26 & April 2, 2010**

**Notice of Annual Meeting**  
 The Annual Meeting of the Turner, Lincoln, Clay (TLC) Water Project District will be held in the Automatic Irrigation building at 1111 Railway in Centerville on Tuesday, April 6th, 2010 at 7:00 p.m.

At that time, two (2) positions on the board of Directors shall be elected for a three (3) year term. The following Director's terms expire on April 6, 2010.  
 Richard Nissen  
 Larry Overgaard

Nominating petitions may be obtained from the TLC office via mail at 1111 Railway in Centerville, SD 57014 or by calling 563-2423 and requesting one to be sent. Petitions may be filed at the District office no later than 5:00 p.m. on April 2, 2010.  
 All business properly concerning the District will be conducted at the Annual Meeting.

**Gary Andersen, Chairman**  
**TLC Water Project District**  
 Published twice at the approximate cost of \$24.11  
 Estimated publishing cost per circulated copy: \$0.03  
**Publish: May 19, 26 & April 2, 2010**

**STATE OF SOUTH DAKOTA**  
**COUNTY OF CLAY, SS**  
**IN CIRCUIT COURT**  
**FIRST JUDICIAL CIRCUIT**  
**Civil No. 09-44**  
**Chase Home Finance, LLC, Plaintiff,**  
 vs.  
**Steven J. Rembe; Lynne Ann Rembe; and any person in possession of said property, Defendants.**

**NOTICE OF REAL ESTATE SALE**  
 Judgment in the amount of \$57,037.65 having been entered in favor of plaintiff and against defendant, which Judgment was filed with the Clerk of Courts of Clay County, South Dakota, on April 24, 2009, for the foreclosure of a real estate mortgage,  
 Notice is hereby given pursuant to said Judgment that the real property described in the Mortgage dated September 12, 2006, which Steven J. Rembe and Lynne Ann Rembe, mortgagors, executed and recorded in Mortgage Electronic Registration Systems, Inc, Mortgagee:

THAT PART OF THE SE1/4 OF THE SE1/4 LYING SOUTH OF THE RAILROAD RIGHT-OF-WAY, SECTION 27, TOWNSHIP 92 NORTH, RANGE 51 WEST OF THE 5TH P.M., CLAY COUNTY, SOUTH DAKOTA,  
 and recorded in the office of the Register of Deeds of Clay County, South Dakota, on September 14, 2006 at 2:45 o'clock P.M., in Book 124, on Page 992; said mortgage was assigned to Chase Home Finance LLC by Assignment of Mortgage recorded January 16, 2008, in Book 127 of Mortgages, Page 119, in order to realize the amount of \$52,000.00, as of September 12, 2006, plus interest accruing thereafter on said amount at the rate of 6.43% per year together with the costs and expenses of sale, will be sold subject to redemption as provided by law as one parcel of land at public auction, subject to the lien for unpaid real estate taxes and assessments of Clay County, South Dakota, and easements and restrictions of record, to the highest bidder for cash under the direction of the Sheriff of Clay County, South Dakota, at the front door of the Clay County Courthouse, in Vermillion, South Dakota, on April 14, 2010, at 10:00 A.M. (CT).  
 Dated March 12, 2010.

**Sheriff of Clay County,**  
**South Dakota**  
**MACKOFF KELLOGG LAW FIRM**  
**By: Sandra K. Kuntz, SD ID #03463**  
**38 Second Avenue East**  
**Dickinson, ND 58601**  
**(701) 227-1841**  
**Attorneys for Plaintiff**  
 Published twice at the total approximate cost of \$47.07  
 Estimated publishing cost per circulated copy: \$0.1  
**Publish: April 2 & 9, 2010**

**IN THE DISTRICT COURT OF CLAY COUNTY, SOUTH DAKOTA**  
**CIV. 10-44**

**IN RE THE NAME CHANGE OF BROOKE HAYS**  
**NOTICE OF HEARING**  
**COMES NOW THE Petitioner,**  
 Erin Michelle Mortensen, and hereby gives notice that Petitioner's Petition for Change of Name of Minor Brooke Nicole Hays, will be called for hearing at Clay County Courthouse, third floor at 11:00 a.m. before the Honorable Steven Jensen, in the Clay County District Courthouse on the 28th day of April, 2010, at 11:00 a.m. or as soon thereafter as Petitioner may be heard.  
**Respectfully submitted,**  
**Erin Michelle Mortensen**  
**Petitioner**  
**By: Erin Mortensen, pro se**  
 Published four times at the approximate cost of \$25.88  
 Estimated publishing cost per circulated copy: \$0.04  
**Publish: April 2, 9, 16 & 23, 2010**

**Invitation To Bid**  
 Sealed bids will be received by the State Engineer on behalf of the Board of Regents at the Office of the State Engineer, Joe Foss Building, 523 East Capitol, Pierre, South Dakota 57501-3182 until 4:00 PM CT, Tuesday, April 20, 2010 for labor and materials to construct Churchill-Haines Laboratory Phase II, University of South Dakota, Vermillion, SD, OSE# R0609-29L/ELFC.

Combined Bids will be received for the construction of roof, infrastructure, and laboratory renovation including all Demolition, General, Mechanical, and Electrical work on existing site please note: There will be a pre-bid meeting on Tuesday, April 13, 2010, at 10:30 AM on site. Attendance is optional, but each contractor shall be held to having an understanding of existing site conditions before submitting a sealed bid.

**One (1) copy of the Plans and Specifications may be obtained by bidders at the Office of A & D Technical Supply, Lincoln, NE.** Copies are on file for viewing purposes at the Office of the State Engineer, Joe Foss Building, 523 East Capitol Avenue, Pierre, South Dakota 57501-3182. Anyone requesting, reviewing, or copying Plans and Specifications for this project (such individual is hereinafter referred to as "bidder") agrees that they are doing so for the sole purpose of submitting a bid on the project. In consideration of the State of South Dakota providing such Plans and Specifications for the purpose of preparing a bid, bidder further agrees:

A. The Plans and Specifications are the sole property of the State; B. Any copies of the Plans and Specifications obtained directly from the State will be returned to the State immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, which ever occurs first; C. Any copies of the Plans and Specifications made by the bidder will be destroyed immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, which ever occurs first; D. If bidder does not submit a bid, bidder will fulfill the requirements of B and C above on or before the date of the bid opening; E. The Plans and Specifications are to be used only with respect to this project and are not to be used for any other project or purposes other than preparing a bid for this project; F. The Plans and Specifications will not be disseminated to any person or entity for purposes other than obtaining pricing information without the express written approval of the state; G. All information contained in the Plans and Specifications is confidential; and H. Should the bidder disseminate the Plans and Specifications to an individual or entity for purposes of obtaining pricing information, the bidder will require that individual or entity to adhere to the terms set forth herein. The bidder, however, assumes no liability for the misuse of the Plans and Specifications by such third party or such third party's failure to comply with the provisions contained herein.

Should bidder be awarded a contract for construction of the project, bidder does not need to return or destroy Plans and Specifications until after completion of the project.  
 Each bid in excess of \$50,000.00 must be accompanied by a certified check, cashier's check or draft in the amount of 5% of the base bid and all add alternates and drawn on a State or National Bank or a 10% bid bond issued by a surety authorized to do business in the State of South Dakota and made payable to the Board of Regents of the State of South Dakota.  
 The Board of Regents reserves the right to reject any or all bids and to waive any irregularities therein.  
**KRISTI HONEYWELL, P.E.**  
**State Engineer**  
**Office of the State Engineer**  
 Published twice at the approximate cost of \$78.64  
 Estimated publishing cost per circulated copy: \$0.2  
**Publish: April 2 & 9, 2010**

**STATE OF SOUTH DAKOTA**  
**COUNTY OF CLAY, SS**  
**IN CIRCUIT COURT**  
**FIRST JUDICIAL CIRCUIT**  
**CIV. 10-76**  
**IN THE MATTER OF THE NAME CHANGE OF: AVA LEIGH ANDERSON**  
**TO**  
**AVA LEIGH ALEXANDER**  
**NOTICE OF HEARING**  
 Notice is hereby given that a Petition has been filed by Joanna L. Alexander to change the name of Ava Leigh Anderson, a MINOR, to Ava Leigh Alexander; that on the 12th day of May, 2010, said petition will be heard by this Court before the Honorable Steven R. Jensen, presiding, at the Courtroom in the Clay County Courthouse, City of Vermillion, County of Clay, State of South Dakota, at the hour of 9:30 o'clock A.M., at which time in open court the Court will determine whether all allegations of the Petitioner are true and whether proper and reasonable cause exists for changing the name of Ava Leigh Anderson to Ava Leigh Alexander.

The above-listed time and place, anyone may come and appear and show cause, if any they have, why said name should not be changed as requested.  
 Dated this 30th day of March, 2010 at Vermillion, South Dakota.  
**CRAIG K. THOMPSON**  
**ATTORNEY FOR JOANNA L. ALEXANDER**  
**Craig K. Thompson Law Office**  
**PO Box 295**  
**Vermillion, SD 57069**  
**(605) 624-2097**  
 Published four times at the approximate cost of \$49.51  
 Estimated publishing cost per circulated copy: \$0.06  
**Publish: April 2, 9, 16 & 23, 2010**

**Invitation To Bid**  
 Sealed bids will be received by the State Engineer on behalf of the Board of Regents at the Office of the State Engineer, Joe Foss Building, 523 East Capitol, Pierre, South Dakota 57501-3182 until 3:30 PM CT, Tuesday, April 20,

2010 for labor and materials to construct Churchill-Haines Laboratory Site Utilities Service Entrance, University of South Dakota, Vermillion, SD, OSE# R0609-29L/ELFC.

Combined Bids will be received for new electrical service including primary transformer, and entrance feeder.  
**One (1) copy of the Plans and Specifications may be obtained by bidders at the Office of A & D Technical Supply, Lincoln, Nebraska.** Copies are on file for viewing purposes at the Office of the State Engineer, Joe Foss Building, 523 East Capitol Avenue, Pierre, South Dakota 57501-3182. Anyone requesting, reviewing, or copying Plans and Specifications for this project (such individual is hereinafter referred to as "bidder") agrees that they are doing so for the sole purpose of submitting a bid on the project. In consideration of the State of South Dakota providing such Plans and Specifications for the purpose of preparing a bid, bidder further agrees:

A. The Plans and Specifications are the sole property of the State; B. Any copies of the Plans and Specifications obtained directly from the State will be returned to the State immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, which ever occurs first; C. Any copies of the Plans and Specifications made by the bidder will be destroyed immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, which ever occurs first; D. If bidder does not submit a bid, bidder will fulfill the requirements of B and C above on or before the date of the bid opening; E. The Plans and Specifications are to be used only with respect to this project and are not to be used for any other project or purposes other than preparing a bid for this project; F. The Plans and Specifications will not be disseminated to any person or entity for purposes other than obtaining pricing information without the express written approval of the state; G. All information contained in the Plans and Specifications is confidential; and H. Should the bidder disseminate the Plans and Specifications to an individual or entity for purposes of obtaining pricing information, the bidder will require that individual or entity to adhere to the terms set forth herein. The bidder, however, assumes no liability for the misuse of the Plans and Specifications by such third party or such third party's failure to comply with the provisions contained herein.

Should bidder be awarded a contract for construction of the project, bidder does not need to return or destroy Plans and Specifications until after completion of the project.  
 Each bid in excess of \$50,000.00 must be accompanied by a certified check, cashier's check or draft in the amount of 5% of the base bid and all add alternates and drawn on a State or National Bank or a 10% bid bond issued by a surety authorized to do business in the State of South Dakota and made payable to the Board of Regents of the State of South Dakota.  
 The Board of Regents reserves the right to reject any or all bids and to waive any irregularities therein.  
**KRISTI HONEYWELL, P.E.**  
**State Engineer**  
**Office of the State Engineer**  
 Published twice at the approximate cost of \$78.64  
 Estimated publishing cost per circulated copy: \$0.2  
**Publish: April 2 & 9, 2010**

**STATE OF SOUTH DAKOTA**  
**COUNTY OF CLAY, SS**  
**IN CIRCUIT COURT**  
**FIRST JUDICIAL CIRCUIT**  
**CIV. 10-76**  
**IN THE MATTER OF THE NAME CHANGE OF: AVA LEIGH ANDERSON**  
**TO**  
**AVA LEIGH ALEXANDER**  
**NOTICE OF HEARING**  
 Notice is hereby given that a Petition has been filed by Joanna L. Alexander to change the name of Ava Leigh Anderson, a MINOR, to Ava Leigh Alexander; that on the 12th day of May, 2010, said petition will be heard by this Court before the Honorable Steven R. Jensen, presiding, at the Courtroom in the Clay County Courthouse, City of Vermillion, County of Clay, State of South Dakota, at the hour of 9:30 o'clock A.M., at which time in open court the Court will determine whether all allegations of the Petitioner are true and whether proper and reasonable cause exists for changing the name of Ava Leigh Anderson to Ava Leigh Alexander.

The above-listed time and place, anyone may come and appear and show cause, if any they have, why said name should not be changed as requested.  
 Dated this 30th day of March, 2010 at Vermillion, South Dakota.  
**CRAIG K. THOMPSON**  
**ATTORNEY FOR JOANNA L. ALEXANDER**  
**Craig K. Thompson Law Office**  
**PO Box 295**  
**Vermillion, SD 57069**  
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**Invitation To Bid**  
 Sealed bids will be received by the State Engineer on behalf of the Board of Regents at the Office of the State Engineer, Joe Foss Building, 523 East Capitol, Pierre, South Dakota 57501-3182 until 3:30 PM CT, Tuesday, April 20,

2010 for labor and materials to construct Churchill-Haines Laboratory Site Utilities Service Entrance, University of South Dakota, Vermillion, SD, OSE# R0609-29L/ELFC.

Combined Bids will be received for new electrical service including primary transformer, and entrance feeder.  
**One (1) copy of the Plans and Specifications may be obtained by bidders at the Office of A & D Technical Supply, Lincoln, Nebraska.** Copies are on file for viewing purposes at the Office of the State Engineer, Joe Foss Building, 523 East Capitol Avenue, Pierre, South Dakota 57501-3182. Anyone requesting, reviewing, or copying Plans and Specifications for this project (such individual is hereinafter referred to as "bidder") agrees that they are doing so for the sole purpose of submitting a bid on the project. In consideration of the State of South Dakota providing such Plans and Specifications for the purpose of preparing a bid, bidder further agrees:

A. The Plans and Specifications are the sole property of the State; B. Any copies of the Plans and Specifications obtained directly from the State will be returned to the State immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, which ever occurs first; C. Any copies of the Plans and