2010	Legal and Public Notices	2010	Legal and Public Notices
Layne \$2 ryLink	\$43.00 and Stewart, 262.84; (Utilites) Centu- \$524.84 and Verizon \$73.99; (Payment)	CRAIG OFFICE	K. THOMPSON LAW
Brunick Hy-Vee,	Service, Inc. \$62.95; Inc. \$613.81; Quality \$40.43 and Walmart	Attorney	Thompson for the Petitioner er Street, P.O. Box 295

Community \$163.30; (Furniture and Minor Equipment) Marco \$215.99 and Microfilm Imaging Systems \$258.00. Register of Deeds The

Monthly Report was accepted and placed on file.

John Prescott, City of Vermillion, met with the Board to discuss the Joint Powers Agreement for the landfill. There will be some improvements to the transfer station that will be funded a \$300,000 grant and a \$450,000 loan, and an amendment to the agreement will be required by the Dept. of Environment and Natural Resources to ensure the agreement stays in effect until the loan funds are repaid. Packard moved, seconded by Manning and carried to authorize the Chairman to sign the amendment.

Wess Pravecek, Marvin Walz, and Jim Stone, Clay County Historical Society, met with the Board to request assistance with repairs to the Austin-Whittemore House. It was the consensus of the Board to wait until there has been time to review the budget towards year end before committing to an allocation.

The Board discussed the proposed changes to the CAFO section of the Zoning Regulations. Packard moved, seconded by Manning and carried to set a public hearing for the First Reading at 7:00 p.m. on January 14, 2016. The proposed changes are available to the public at the Auditors Office, or on the County website under the Commissioners and the Planning & Zoning sections.

At 9:54 a.m., Manning moved, seconded by Passick and carried to adjourn and reconvene Tuesday, December 1, 2015 at 9:00 a.m.

### Travis Mockler, Chairman Board of County Commissioners ATTEST:

Carri R. Crum, County Auditor

#### Published once at the total approximate cost of \$54.05. Publish December 4, 2015.

## STATE OF SOUTH DAKOTA COUNTY OF CLAY

## IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE ESTATE OF RICHARD L. KESSLER, Deceased.

## PRO 15-23 NOTICE TO CREDITORS

Notice is given that on ovember 2, 2015, Rebecca November 2. Flores whose address is 29002 Bearcat, Boerne, TX 78006, was appointed as personal representative of the estate of Richard L. Kessler, deceased.

Creditors of decedent must file their claims within four months after the date of the first publica-tion of this notice or their claims may be barred. Claims may be filed with the personal representatives or may be filed with the clerk, and a copy of the claim mailed to the personal representative.

Legal and Public Notices	Accio
K. THOMPSON LAW	50 C

109 Kidder Street, P.O. Box 295 Vermillion, SD 57069-2097 605-624-2097 craig@cktlaw.net

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## Numbers

From Page 1

of 1,913. During the same period, all other students enrolled at the universities dropped by 1,914.

There's been a shift too among students in their choices of how to receive courses from the state universities. On-campus enrollments are down system-wide by 741 since 2010 while off-campus enrollments are up by 740.

That trend toward more off-campus courses is most evident at Black Hills State University at Spearfish and at Northern State University at Aberdeen.

BHSU lost 521 on-campus students and gained 194 offcampus students since 2010. NSU lost 399 students on campus but picked up 599 students off campus.

The only double-gainer is South Dakota School of Mines and Technology at Rapid City, which saw oncampus enrollment climb 438 since 2010 and off-campus students increase by 51.

South Dakota State University at Brookings saw oncampus enrollment drop 320 while off-campus students rose 93.

The University of South Dakota at Vermilİion saw on-campus enrollment go up slightly by 67 while offcampus fell 247. USD was the only state university where off-campus enrollment declined since 2010.

Dakota State University at Madison was essentially stable in its mix, with oncampus students down six and off-campus up 50.

Overall, enrollment in fall 2010 for the system was a headcount of 36,440. It peaked in fall 2014 at 36,532. The fall 2015 count was 36.439.

Within those system

# dent On Highway laims Two Lives

From P&D Staff Reports

Two people were killed in an accident on Highway 50 east of Yankton early Monday. According to the Yankton County Sheriff's Office, a report was received at 5:33 a.m. of a 1999 Acura 2.3 CL driving the wrong way west in the eastbound lane of traffic on Highway 50 near the intersection of County Road 448 (Mission Hill oil). The Acura collided head on with a 2012 Subaru, and both vehicles caught fire.

According to a press release from the South Dakota Department of Safety, a 2000 Chevrolet S-10 pickup and a 2009 Chevrolet Impala, both driving through the crash scene, each struck one of the vehicles involved in the initial crash. The two people in the pickup and the one in the Impala were not injured.

The driver of the Acura, identified by the Yankton Sheriff's Department as Curtis J. Nelsen, 31, Mission Hill, was declared dead at the scene after the vehicle was fully engulfed in

Emergency responders were able to extricate the driver of the Subaru, identified by the sheriff's department as Ashley Riibe, 30, Yankton, after other motorists stopped and extinguished flames of the second vehicle. She was transported by ambulance to Avera Sacred Heart Hospital in Yankton and later transported to Sanford Hospital in Sioux Falls where she was later pronounced dead.

The incident is under investigation. It was not known if weather was a factor in the incident.

Those responding to the scene included the Yankton County Sheriff's Office, South Dakota Highway Patrol and emergency responders from Yankton and Gayville.

## NMM Live! Holiday Concert, Friday Noon At National Music Museum

A holiday tradition is in the making at the National Music Museum, in Vermillion. People will be coming in from the cold at noon this Friday, December 4, and warming up to the spirited seasonal sounds of the popular South Dakota Brass Quintet. "The holiday noon concert is usually our most popular NMM Live! show of the year. Great music, great crowd, great energy," says NMM spokesperson Patricia Bornhofen.

This year, the South Dakota Brass Quintet will be performing "music from the Renaissance to the present, and from Bach to Sweelinck," says horn player and USD professor Gary Reeves. "Our music will celebrate the holiday season, including tubist Chuck Dibley's latest wonderful Christmas medley. We'll also perform pieces that are not specifically Christmas music but still in the spirit of the season."

The popular quintet is comprised of Dr. Rolf Olson, on trumpet; Dr. Clayton Lehman, on trumpet; Dr. Gary Reeves, on horn; Dr. Jonathan Alvis, on trombone; and Chuck Dibley, on tuba. All but Lehman teach in the University of South Dakota's music department. (Lehman is a USD professor of history.)

"We very much look forward to the NMM Live! holiday show.

## around on average you say you have 20 people at a call. My whole theory was if I wouldn't go in, I am not going to send someone else in.

"I just I guess I got into it and liked it, but now it has gotten to the point where it was harder to get up in the middle of the night. I am not a spring chicken anymore. I can't handle it like I used to. So, I thought the best thing to do would be for me to step down and go back to being a firefighter.'

As of December 1 Taggart will be an exempt member.

"I still get the urge," he said, about when a call comes across the scanner. "It is hard when you hear the calls. I used to carry a pager, I quit carrying that. I have been to three or four calls since. I want to jump in the middle and I have to stop and say, hang on I don't have the authority anymore. I stood on the sidewalk the last one and I had a lot of things I would have liked to have said. It is hard to let go. It's been interesting.<sup>3</sup>

His love of being a firefighter has transferred to his children.

'I never coached any of my boys to do it," Taggart said. "But my youngest one, who is now the city fire inspector, I started taking him to fire school because at the time it was during the week and my wife couldn't get the time off, so I would take him with me. He went through a lot of classes and was paying attention. I never pushed it on him. I asked him one time if he wanted to join and he said they are full. I offered to step down and he said no. I don't think he was out of high school when he went and filled out his application. Now he is an inspector and he lives for it."



And we cordially invite all who may be seeking a little winter cheer to join us!" says Reeves.

A great way to make the lunch hour special, this NMM Live! starts at 12:05 p.m. and ends at 12:55 p.m. Admission is free to all. (National Music Museum admission is free on Fridays. This December that is possible thanks to the generous support of local sponsor CorTrust Bank.)

The holiday concert is the last NMM event for the 2015 academic semester, but a full roster of Winter/Spring 2016 NMM Live! shows and movies will be announced shortly.

The NMM's public programming is also underwritten by the USD Student Association and the South Dakota Arts Council, the support for which is provided with funds from the State of South Dakota, through the Department of Tourism and State development, and the National Endowment for the Arts.

to get on. Now it is more of a trying to get people, there isn't a waiting list anymore.

Waage said the family members of the firefighters deserve recognition, too.

"One call that sticks out is a super bowl day and the pager went off at 9 a.m.," he said. "We had plans for the day and that pager went off and I thought OK, I will be back. We no more than got back to the station and it goes off again. It was dry and windy. And we got back to the station and it went off again. I got home at, well halftime was over, I had a significant other who was pissed off. They are the ones that deserve recognition, they put up with a lot of interruptions. There have been many times sitting in a café and I would leave them right there and they would have to call someone to come and pick them up.'

He admitted that there are fires that stick in your mind, usually the bad ones.

"You never lose it, you never forget the bad ones and the good ones go over your head and don't stick because there is nothing there to remember," he said. "The bad ones, they stay there, you wish things had gone differently.

"That is part of it, you do what you have to do. The younger generations, don't realize how good they got it. I remember when we the first four of us got full bunker gear. You were top dog then. Now, people don't realize how back when we first started we would just go to fires in what we were wearing. I ruined more pants and shirts, shoes and more. Even now they still get ruined.

From Page 1 years, so it was a challenging transi-

tion for the staff. A big part of the success of that transition and overall department success rests with those two individuals.

Service

"They are both very supportive. I go to them for guidance. I am constantly bouncing ideas off of them. They have been a huge help to me and continue to be. I still go to them for ideas and wisdom and things. The department is in such a great spot right now and that has to do with individuals like these two who have put in so much time and the time they put in is time away from their families and their careers. Brian builds homes and is a great carpenter. Chuck works at the hospital, so they for 35 years have been stepping away and giving back to the community in this way.

Draper said many of the department have more than 10 years, but 35 is outstanding.

We have guite a few folks who are well over ten years on the department," he said. "I have to say it is the love of the department and the community and also that we do have a good department. We have our ups and downs as everyone does. I have set the bar very high for them and they have achieved it. It think that is

## s/Rebecca Flores

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Gary B. Ward Ward Law Office PO Box 497 Viborg, SD 57070 (605) 326-5282

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### STATE OF SOUTH DAKOTA COUNTY OF CLAY

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE NAME CHANGE OF:

SAMANTHA MARIE BENSON SAMANTHA MARIE HUCKABEE

### CIV: 15-110 NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a Petition has been filed by Samantha Marie Benson to change her name to Samantha Marie Huckabee; that on the day of January, 2016, 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, Clay County, South Dakota, at the hour of 9:00 A.M., at which time in open court the Court will determine whether all allegations of the Petitioner are true and whether there exists proper and reasonable cause for changing the name of SAMANTHA MARIE BENSON SAMANTHA MARIE HUCKABEE.

At 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 18th day of November, 2015, at Vermillion, South Dakota.

numbers are individual universities' trends since 2010. Three lost headcount and three gained.

BHŠU fell by 6.9 percent to 4,395 from 4,722. SDSU dropped 1.8 percent to 12,589 from 12,816. USD likewise dropped 1.8 percent from 10,151 to 9,971.

DSU rose 1.4 percent to 3,145 from 3,101. NSU increased 6.1 percent to 3,496 from 3,296. SDSMT climbed 20.8 percent to 2,843 from 2,354.

But those numbers also have stories within them driven by residents and nonresidents. Four campuses saw fewer South Dakota students and two saw more since 2010.

BHSU's South Dakota students dropped 11.4 percent to 3,317 from 3,742. DSU fell 12.7 percent to 2,121 from 2,429. SDSU declined 13.3 percent to 7,404 from 8,537. USD slid 12.1 percent to 6,447 from 7,333.

NSU saw South Dakota students rise 9.9 percent to 2,664 from 2,425. SDSMT edged up 0.3 percent to 1,378 from 1,374.

Overall, South Dakota students declined 9.7 percent for a loss of 2,509 from 2010, when their numbers totaled 25,840. Their total in fall 2015 was 23,331.

Meanwhile gains in nonresident students essentially offset those losses. Nonresidents increased by 23.7 percent since 2010, a gain of 2,508. Their numbers totaled 10,600 in fall 2010 and were 13,108 in fall 2015.

NSU was the only campus that saw non-resident students drop since 2010. Their numbers fell to 832 this fall from 871 in fall 2010. NSU has the smallest nonresident enrollment.

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something people are very proud to be a part of. Our department is more than 100 years old. We have a very strong history of volunteering and serving the community and that means a lot to be a part of that."

When describing Taggart, Draper said he is a "very kind person that really cares, both about the department and about the community.'

When describing Waage he said "He is just committed to the department. He is at all of the trainings and at a lot of the calls. He might show up more than I do. Just a lot of knowledge that I respect, that the department respects.

## A Family Affair

"At that time I joined I had two brother-in-laws and a father-in-law that were in the department," said Taggart. "I had tried to get in, in 78 or 79 and I didn't get in. The next round came and I got in. It was doing a service for the people that I lived around. I got in and fell in love with firefighting. I guess it was the fact that I was doing public service.

Taggart said every employer he has had has supported him. He also mentioned it was a fluke that he was named assistant chief.

"I don't know when it was that I was nominated for assistant chief," said Taggart. "It was a fluke deal, back in the day when we were meeting with the city council. We had our election about the same time. One of the guys said it was time for a change and like an idiot, I said I would give it a shot. Low and behold, here we are how many years later.

When I first got in I was a gung ho firefighter and we went through a lot as a department. They always ask when you get in, how does your family feel? Can you miss family gatherings? I just kind of lived for it. For quite a few years I hit 90-95 percent of all the calls and training."

Taggart said that he thinks he held the assistant fire chief position for 15 years or so, and as such you are not allowed to actually fight a fire. You have control.

"When Doug Brunick was fire chief, he moved to Meckling, he didn't do many night fires. I learned then the easiest way to get along with what we call the family was – yes we had to bark orders – but when we had everything all said and done, we went back to the station and I apologized to everyone that I had barked at," said Taggart. "You can replace property, but you can replace a life. You look

Reflecting on his 35 years of service Taggart says he loved every minute of it.

"It was a challenge," he said. "I had a hell of a great family, we are all family. And I enjoyed it. I figure that I have given something back to the community that they I enjoyed doing. Every firefighter there has lost hours of work and family time and we did it. There were never any two calls the same. Fire is the devil. There is an old saying that you are not a true firefighter until you have danced with the devil. You get in a building and you have this little fire floating around you think you have him knocked down and then he is over there, or over there. You are dancing with the devil. Thank the good Lord I have always made it.'

## Looking Back

"I will tell you the truth I had forgotten all about it until he called my name at the meeting," Waage said on getting his 35 year award. "I never thought I would be involved for 35 years. I swore when I hit 25 I was going to retire. Then I hit 30 and said I am going to retire. I never dreamed I would make 35. It's a lot of time, a lot of commitment. It isn't just the firefighters; it's the families, as well. My mom darn near killed me many times when we were sitting at the kitchen table for thanksgiving and that thing would go off and out the door you go.'

He said he had two reasons for joining.

"The first was I had a fire at my place when I was living in the country,' Waage said. "They came out and took care of everything and I thought, 'I really need to be a part of that.' At the time I was living in Meckling and you had to live in town to be a firefighter. So, I couldn't join then. When I moved back to town I got my name on the list and went from there.

'The biggest thing, back then it was a big deal to be a firefighter. Everyone in town knew you were a firefighter and it isn't that way anymore. It's getting tougher to get volunteers because you are not recognized like you were back then. After they came out and put mine out and I wanted to be a part of that. At the same time Chuck was working with me and he helped it along. He was on a few months before l was. I came on in November. Back then there was a waiting list and you waited

He said people don't understand what it means to be a firefighter.

"I think people don't realize what we go through to be a firefighter," he said. "From the training to the interruptions to your life. Then you have people look at you and say you look kind of rough today. I say, 'yeah, I got called out at midnight last night, I got home at 6 a.m. took a shower and came to work.' There is no room for sleep you are going to be rough that

day. "Every call is a shot in the dark. You don't know until you get there, analyze it and go from there. Some of the calls you get and it comes over the scanner and it is a complete simple thing. It depends on who calls it in. Then you get to the next one and you have way more than you ever thought of. No matter what I have enjoyed my time serving.'

## **The Volunteers**

"Our fire suppression division is all volunteer," said Draper. "What does it mean for the community to have volunteers? It is something that we couldn't afford. Our ISO rating is a 3 which is besides Sioux Falls the best in the state. We couldn't have that if it wasn't for these individuals. It would be a huge commitment on the community to have these 48 individuals commit to the training every Wednesday and accept the risks of the job is huge. On top of that, we don't have just a bunch of people that just show up when there is a fire. We have people that by definition I would call professionals in their trade. They are committed to their training and not just to have the piece of paper. For the community to have that department for one it is one they can afford, but to have one like ours is a gift. I would put our department against anyone's.

"Volunteerism is something that is getting harder and harder to get people to do across America. We have seen that here. During the 60s and 70s we had a waiting list of 30-40 people to get on our department. Now, we have a waiting list of one. It is unique in this community that we have so many volunteering and committing. So for Chuck and Brian to have given us 35 years is outstanding."