

**2010 Legal and Public Notices**

petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$30.29.

**Published January 11, 2013**

**NOTICE OF APPLICATION  
NO. 7519-3 to Appropriate Water**

Notice is given that Michael Bottolfson, 45944 Timber Rd, Vermillion SD 57069 has filed an application for a water permit to appropriate 1.56 cubic feet of water per second from one well to be completed into the Missouri/Elk Point Aquifer (110 feet deep) located in the SE 1/4 NW 1/4 Section 17 for irrigation of 101 acres located in the NE 1/4 NW 1/4, W 1/2 NE 1/4 Section 17; all in T92N-R52W. Applicant is requesting diversion rate greater than statutory limit.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7519-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by January 21, 2013.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$27.97.

**Published January 11, 2013**

**NOTICE TO BIDDERS**

Notice is hereby given that the Governing Body of the City of Vermillion, South Dakota will meet at the City Hall meeting room of said City on the **29th day of January, 2013, at 2:00 p.m.** at which time bids and proposals will be received, publicly opened, and read at that time. The bids will be acted upon by the City Council at City Hall on the 4th day of February, 2013 at 7:00 p.m. The equipment required is as follows:

15 KV Power Cable & Pad-mount Distribution Transformers

Copies of the specifications may be obtained from the City of Vermillion Engineering Department at 25 Center Street, Vermillion, South Dakota, 57069.

Bid security is required according to state law and the bid specifications.

Payment for the materials and services herein provided for will be in cash.

The City of Vermillion reserves the right to reject any or all bids and to waive any irregularities therein.

Dated at Vermillion, South Dakota this 7th day of January, 2013.

CITY OF VERMILLION  
by \_\_\_\_\_  
Jason Anderson, Asst. City Engineer

Publish twice at the approximate cost of \$33.07.

**Published: January 11 & 18, 2013**



**STATE**  
From Page 1

we're fooling ourselves."

Overall, area legislators saw a number of upbeat things in Daugaard's address.

District 19 Sen. Bill Van Gerpen (R-Tyndall) praised the state's emphasis on long-term planning rather than "knee-jerk" governing. He contrasted South Dakota's "sound" budget compared to the "unhealthy" national budget.

Van Gerpen said he remains hopeful for additional education funding. "I think we need to focus on teacher pay increases," he said.

His home of Bon Homme County includes Mike Durfee State Prison of Springfield, and he applauded Daugaard's focus on the criminal justice initiative.

Van Gerpen noted the sharp rise in the state's prison population, particularly among repeat offenders. "What can we do to help them stay away from committing another crime?" he asked.

When it comes to prison reform, District 16 Rep. Jim Bolin (R-Canton)

said he remains receptive to alternative sentencing.

"We do have to change our approach to non-violent offenders. Locking them up is not working," he said. "It seems many in the penitentiary are not very penitent. So I reserve final judgment, but I am in basic agreement with (the governor's) approach."

In another issue, Bolin said he supports the governor's proposal to create a new state park at Blood Run in the Canton area.

"As for the tenor of the (governor's) speech, it was much better than last year. It was more of an idea of building consensus and working together," Bolin said.

District 17 Rep. Ray Ring (D-Vermillion) also sees promise with penal reform.

"Based on what I know so far, the corrections reform proposals seem to make a lot of sense," he said. "We need to do something about the high levels of incarceration, especially for non-violent offenders. It's important that the changes truly be 'evidence-based.'"

District 21 Rep. Julie Bartling (D-Gregory) said she would like to see more funding for education and health care.

"Even though the governor's budget has 3 percent inflationary increases

planned for both K-12 education and Medicaid, the funding falls desperately short of what is needed to meet the expenses being incurred," she said. "In my opinion, stewardship of our children's educational opportunities and caring for our most vulnerable (citizens') medical needs must be among the top priorities of state government."

Bartling said she looks forward to a bipartisan effort at crafting legislation "to heal the wounds left by budgetary cuts over the past few years."

District 19 Rep. Kyle Schoenfish (R-Scotland) saw many positive themes arising from Daugaard's address. He pointed to the proposed criminal justice reforms modeled after other states' success, the possibility of additional funds for education and Medicaid, and addressing the contractor's excise tax for economic development.

"There were a lot of things to be optimistic about," Schoenfish said. "We have a strong economy and the state's finances are solid, especially compared with many other states."

District 17 Sen. Tom Jones (D-Viborg) sees an end to the contractor's excise tax as desirable but difficult. "Our 'economic pie' isn't very big and everyone wants a piece of it and in most cases, want a larger piece," he said.

**FARM**  
From Page 1

develop a piece of ground for \$1,000-\$1,500 an acre, and land is \$8,000-\$10,000 an acre.

"That's what we've been seeing the last 10 years, ever since the commodity prices went to where they should be. Hopefully, they'll stay there," he said.

At the same time, lack of precipitation has been an issue for many ag producers.

"A lot of that is hinging on what they're planting," said Harkness. "I even talked to one of my customers that was talking about putting up an irrigation system, and he

does not have irrigation now. It's interesting. There are a lot of different things going on."

Riles said he has been doing shows throughout the Midwest, and it seems to be dry everywhere.

"I'm from Albert Lea, MN, where they did get enough rain and they had good crops," he said. "But, it's tough and it's spotty."

"We just came up from Oklahoma ... doing a show in the early part of December, and it was dry out there, but the turnout was good and it seems like the farmers are doing OK there," Riles said. "For whatever that reason is, I'm not expert enough to know."

Harkness said most ag producers will be trying

different adjustments such as crop rotation to deal with the possibility of drought.

"What I'm telling guys is, don't lower your planting population until you dump the seed in the box, until you're getting ready in the spring, because we might get moisture between now and then," he said. "Don't plan already for the disaster. Have that down as Plan B, but you should still stick with your normal plan and see where we're at with moisture. If spring gets here and we're still dry, then you should lower your population."

"Hopefully we get some moisture," he said.

**GBB**  
From Page 3

minute stretch since halftime. But a free throw from Schwasinger and a bank shot by Mackenzie Huber were crucial as the Tanagers restored their lead to a comfortable 45-27 spread. As the minutes ticked away, the Tanagers showed maturity and patience in killing time and waiting for good opportunities to score. They also made nine of 12 free throws in the final quarter.

Besides Josie Huber's 28 and Schwasinger's 12 points, Mackenzie Huber contributed six, Blair Gilkyson five, Courtney Johnson four and Allison Heine two points. The Tanagers committed only seven

turnovers.

For Parkston Krista Radke had eight points, Alexis Horstman eight and Erica Herrold seven.

In the win at Sioux Falls Christian, the Tanagers led 23-22 at halftime. Schwasinger stepped up big with a 19-point game, complemented by Josie Huber's 14 points and five steals. For Christian, Haley McCarron had 23 points and 14 rebounds while Kristin Stern added 13 points and five steals.

After playing Madison this past Tuesday and hosting Lennox last night (Thursday), the Tanager girls hit the road to Elk Point-Jefferson next Tuesday and to Lennox next Friday. The next home game will be Jan. 22 against West Central.

Broughton in 3:41 and to Spencer Heidebrink, Brandon Valley, in 4:04. Hertz is 8-8 for the season.

Noah Westergaard, Vermillion's 195-pounder, lost

by pin in 1:17 to Andrew Sorensen, Brandon Valley, then won by major decision, 11-2, over Shay Postma, Fulda-Murray County Central. Westergaard's day ended with a

13-0 loss to Sam Lynde, West Central.

The Tanagers wrestle at the Harrisburg Invitational this Saturday, then travel to Canton for a dual next Thursday.

**VHS**  
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season.

The price one pays for being one of the state's very best wrestlers is that it becomes bigger news when he loses than when he wins. Such was the case for Vermillion's 152-pounder, Brett Bye, who entered the tournament unbeaten at 15-0. After a first-round bye, he decided on Canton's Gabe Plueger, 5-0, but in the semifinals Bye, rated No. 1 in Class "A" going in, faced the top wrestler in Class "B" circles, Tri-Valley's Zach Schuman, who came in with a 23-1 record. Schuman edged Bye, 9-7, to hand Brett his first loss. He responded, however, with a 4-2 decision over Flandreau's Jake Scofield and a 5-3 decision in the third-place match over Tyler Gee of Dell Rapids. Bye now stands at 18-1.

After a first-round bye, Alex Osborne at 170 pounds lost by major decision, 14-0, to Francis Boehmer, Sioux Falls Roosevelt. He stayed alive with a 12-3 major decision over Canton's Josh Lasley and a 3-1 win over Riley Miller, Dell Rapids. Osborne lost 3-0

to Caleb VanWyhe, Canton, then won an 8-3 overtime decision over Huron's Connor Gose in the fifth-place match. Osborne takes an 11-9 record into further competition.

At 132 pounds eighth grader Carter Kratz had a busy and successful day. He pinned Dylan Bludom, Brandon Valley, in 4:21 in the first round, then lost to the eventual runner-up, Roosevelt's Kyle Yasgar, 5-2. Kratz stayed alive with a pair of pins--in 2:56 over Austin Odland, Lennox, and in 4:57 over Casey Johnson, Flandreau. Garretson's Colby Pierret bested Kratz, 6-2, sending the Tanager into the fifth-place match where he lost 6-2 to Harrisburg's Zach Gross. Kratz is 14-9 for the year.

Seth Heine at 182 pounds pinned O'Gorman's Gage Hillberg in 5:45 to start his day. Unbeaten Jackson Entringer, Dell Rapids, pinned Heine in 3:48. Heine then won by major decision, 12-2, over Brandon Valley's Eric Eigenberg before losing in a 59-second pin to Huron's Tyler Kleinsasser. In the seventh-place match Heine was pinned in 4:56 by Dylan Rouyzer, Garretson, and now stands at 9-10 for the season.

At 160 pounds Brandon Hertz sustained two losses by pin. He fell to Canton's Jaydn

**GRAPHIC ARTIST**

The Broadcaster Press/Plain Talk is seeking an experienced graphic artist professional.

*Qualifications:* Experience in graphic design, newspaper layout and knowledge of Adobe Acrobat, Photoshop, Quark, Multi-Ad Creator Pro and InDesign. Applicants should be detail oriented, ability to multi-task and able to function well in a fast-paced environment.

Full-time Monday-Friday. Medical, dental, and vision insurance available. Paid time off/vacation time available after 90 days of service.

Interested applicants send cover letter, portfolio and resume to:  
Micki Schievelbein  
Advertising Director  
201 W. Cherry St.  
Vermillion, SD 57069  
or email  
micki.schievelbein@yankton.net

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*Welcome to the World*

The following babies were born at Avera Sacred Heart Hospital in December 2012:

ADALYNN	CHLOE	IVY	NATALIE	TATE
ANDREW	CHLOE	JADE	PAIGE	TREY
ANDREW	DAWSON	JAYDEN	PRESTON	TRINITY
ARTHUR	DOMINIC	JORDAN	RADLEY	TROY
ATHENA	ELIJAH	JOSIE	RAE	TYLER
AUDRIC	ELLIE	KADEN	ROGAN	WALKER
AYDEN	ELVALISS	KINLEY	RYAN	WILLIAM
BENTLIE	GAVIN	KOLLINS	RYKER	ZOEY
BRANDEN	GAVIN	MADDOX	SAMEERA	
BRYSON	GREYSON	MAKHIA	SOPHIA	
CHARLES	GWENNYTH	NALEIGHA	STELLA	

**Avera** Sacred Heart Hospital  
www.AveraSacredHeart.com

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