Legal and Public 2010 2010 Notices

P.O. Box 493 Vermillion, SD 57069 605-624-2667 Published four times at the total approximate cost of \$64.69. Published: June 7, 14, 21, & 28,

STATE OF SOUTH DAKOTA **COUNTY OF CLAY: SS**

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE ESTATE OF **JOANN** KIRKVOLD, DECEASED

Pro 13-12

NOTICE TO CREDITORS

Notice is given that on May 22, 2013, Michael Hansen, whose address is 3900 S Carnegie Circle #103, Sioux Falls, SD 57106, was appointed as personal representative of the estate of Joann

Kirkvold, deceased.

Creditors of decedent must file their claims within four 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.

Michael Hansen 3900 S Carnegie Circle #103 Sioux Falls, SD 57106 (605)261-0098

Jessica Bosse Clerk of Courts Po Box 377 Vermillion, SD 57069 (605)677-6756

Gary B. Ward Ward Law Office PO Box 497 Viborg, SD 57070 (605) 326-5282 Published three times at the total approximate cost of \$51.19. Published: June 7, 14, & 21,

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

> IN THE MATTER OF THE NAME CHANGE OF:

DONNA LEE KNUDSEN REEDY DONNA LEE KNUDSEN

CIV. 13-63

NOTICE OF HEARING *********

NOTICE IS HEREBY GIVEN that a Petition has been filed by DONNA LEE KNUDSEN REEDY to change her name to DONNA LEE KNUDSEN; that on the 12th day of June, 2013, 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 KNUDSEN DONNA LEE REEDY to DONNA LEE KNUD-SEN.

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 10 day of May, 2013 at Vermillion, South Dakota.

CRAIG K. THOMPSON LAW

OFFICE

Craig K. Thompson Attorney for the Petitioner 109 Kidder Street, P.O. Box 295 Vermillion, SD 57069-2097 605-624-2097

craig@cktlaw.net Published four times at the total approximate cost of \$77.09. Published: May 17, 24, 31, & June 7, 2013

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

ESTATE OF ROBERT E. LITKE,

DECEASED. *********

PRO. 13-16

NOTICE TO CREDITORS AND NOTICE OF INFORMAL APPOINTMENT OF PERSONAL

Legal and Public 2010 Notices

REPRESENTATIVE

Notice is given that on the 3rd day of June, 2013, Kevin L. Litke, whose address is 417 Meadow Ridge Drive, Tallahassee, Florida 32313 was appointed as Personal

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

Representatives of the estate of

ROBERT E. LITKE.

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 3rd day of June, 2013

KEVIN L. LITKE 417 MEADOW RIDGE DRIVE TALLAHASSEE, FLORIDA 805-274-1738

Clay County Clerk of Courts 211 West Main Street, Suite 300 Vermillion, SD 57069

605-677-6755

Linda L. Kogel Kogel Law Office P.O. Box 493 Vermillion, SD 57069 605-624-2667 Published three times at the total approximate cost of \$58.51. Published: June 7, 14, & 21,

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

SOUTH DAKOTA HOUSING DEVELOPMENT **AUTHOR-**ITY.

Plaintiff.

Vs.

DANIELLE C. DAVIS, A.A.A. COLLECTION, INC., AND CLAY COUNTY, SOUTH DA-KOTA,

Defendants.

CIV. NO. 13-3

NOTICE OF MORTAGE FORECLOSURE SALE ********

NOTICE IS HEREBY GIVEN in accordance with South Dakota Codified Laws 21-49-25, and pursuant to a Judgment dated the 13th day of May, 2013, that a sale of certain mortgaged premises described as follows:

Lot Seven (7), Block Eleven County, South Dakota,

shall be made by public sale to the highest bidder on the 19th day of June, 2013, at 10:00 a.m., at the front door of the Clay County Courthouse, Vermillion, South Dakota.

The name of the mortgagor is Danielle C. Davis and the mortgage was given to State Bank of Alcester and assigned to the South Dakota Housing Development Authority of Pierre, South Dakota. The amount due, pursuant to the Judgment, is \$58,418.15. The date of the mortgage is 29th day of July, 2005, and the mortgage was recorded in the Office of the Clay County Register of Deeds on the 29th day of July, 2005, at 3:45 p.m, in Book 122 of Mortgages, page 991. The sale is subject to the 2012 real property taxes due and payable in 2013, and any special assessments due and ow-

Dated at Vermillion, South Dakota, this 23rd day of May, 2013.

> ANDREW HOWE SHERIFF OF CLAY COUNTY

Robert E. Hayes Attorney for Plaintiff Davenport, Evans, Hurwitz & Smith. L.L.P. c/o South Dakota Housing Development

Authority 3060 E. Elizabeth Street, P. O. Emerg. Mgmt. and Box 1237 Pierre, South Dakota 57501-1237

Published twice at the total approximate cost of \$54.83. Published: June 7 & 14, 2013

May 28, 2013 **Commissioner Minutes**

The Board of County Commissioners met in regular session Tuesday May 28, 2013 at 9:00 a.m. Members present: Powell, Mockler, Packard and Passick Absent: Kephart

Mockler moved, seconded by Packard and carried to approve

Minutes of the May 14th meeting were approved with a motion Legal and Public 2010 **Notices**

Rod Polley Hwy Supt. met with the board to discuss hwv matters With the recent heavy rain several county roads were closed due to flooding and are now open. High winds caused downed trees on roads. The Board discussed various areas of interest from their May 9th tour of roads.

by Powell seconded by Mockler

The Hwy Supt. requested the following county property be declared Surplus and allowed to be sold at public auction. Powell moved, seconded by Mockler and carried to declare the following county property surplus and authorize it sold at public auction June 22nd in Wakonda.

1968- Baker 4000 lb Forklift

Gene Lunn/Director of Equalization met with the Board to discuss updates to the Terra Scan conversion and costs associated with the program.

Commissioner Powell requested information for the Vermillion Basin Water Development District Board members, on what the county would like to see changed with State Drainage Laws. It was the consensus of the Board the following comments be submitted to the Water District: (Clarification of the laws that exists to date, State level Office of contact to answer questions relating to drain-State Issued Permits, Estabdrainage districts that have lish the ability to raise funds to manage drainage issues, clarify what can and cannot be done along the Vermillion River and protection of subservient land owners).

At 10:30 a.m. the Board conducted the first reading of pro-posed County Zoning Ordinance 2013-04, regarding adoption of the revised Clay County Zoning Regulations.

Those Present: Toby Brown-SE-COG, Cindy Aden/Zoning Director and Greg Merrigan/Clay Rural Water. Toby reviewed changes made from the original document. Mr. Merrigan had concerns with the transport pipe thickness that was changed to exceed industry standards. No-one attending was in opposition to the Ordinance and no written comments were received. Mockler moved, seconded by Packard and carried to close the public hearing.

Second reading and adoption is scheduled for June 4th same time.

Cindy Aden/Welfare Director met with the Board to present Welfare Case #C13-06.

Powell moved, seconded Packard and carried to authorize the Chairman to sign said document for payment to Sanford Hospital-\$12,810.40 for medical services provided.

Andy Howe/Sheriff met with the Board to discuss personnel (11), Original Town of Irene, Clay 24/7 Departments: Robert Ekman pt to ft-jailer/May 20th,(no change per hr), Micah Mesman- new pt jailer starts May 20 @- \$12.62 -Westcott resigned as ft jailer May 3rd, ft Admin Assist-Nobel will move to pt Admin Assist.(12/7) at \$15.24-June 10, pt Admin. Assist, Sarah Miller will move to ft (13/2) Admin. Assist. June 10 at \$12.92 per hr. A new position of 24/7 Admin was requested to be added, which would be paid for out of 24/7 revenue. The Board requested that more information be given on budgets and revenues since this was not planned for in the 2013 Budget. It was the consensus of the Board that a change in position from full time to part time will change the benefit of health insurance to time qualification. The Committee working on pay position resolution presented the board with the revised version including the new position of Deputy Chief to allow an increase for those in supervisory positions when the Elected or Appointed Officials are absent from the office. It was the consensus of the Board that those departments may use the revised resolution in working on 2013 Budget, until they pass the resolution, which may include further revisions.

> 4-H pt summer help: Pearl Gaidelis starting May 28 at \$7.25 per hr.

Mockler moved, seconded by Packard and carried to pass and adopt the following Resolution #2013-08 allowing the transfers from General Fund to Hwy, E-911 Fund.

RESOLUTION # 2013-08 **FUND TRANSFER**

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds from the General Fund (10100) in the amount of \$800,000 to Highway Fund (20100) \$75,000 to E911 Fund(20700), and \$15,000 to Emergency Mgmt Fund (22600) as levied for in the 2013 Budget.

Motion by Commissioner _ seconded by Commissioner _

Vote of the Board: Packard, _ Kephart

Legal and Public 2010 **Notices**

Passick Powell Mockler _Motion

Dated this 28th Day of May, PRO. 13-15

Board of County Commissioners Clay County, South Dakota

Raymond Passick, Chairman

ATTEST:

Ruth A. Bremer, County Auditor

Motion by Powell, seconded by Packard and carried to approve the following claims for payment: May Payroll: Commissioners-\$4850.00, Auditor's Office-\$9413.67, Treasurer's Office-\$12074.94, States Attorney's Office-\$12485.93 Courthouse-\$2283.33, DOE's Office-\$8039.16, ROD's Office-\$6723.33, Office-\$1533.33, Sheriff's Office-\$28501.88, County Jail-\$11221.11, 24/7 Sobriety Project-\$1766.26, Coroner-\$116.00, LEPC-\$273.92 Emerg. Mgmt. Office-\$2493.00, Highway Department-\$36455.12, CHN WIC fice-\$1816.42, Office-\$815.25, Extension Office-\$2656.67, Depart-Weed ment-\$4053.72, and Zoning Office-\$2064.72; (Payroll Withhold-AFLAC-\$1092.81, ing) Clay Treasurer-\$34695.89, Co-County Life-\$491.94, lonial Conseco/Washington National Ins.-\$465.50, Nationwide Retirement Solutions-\$58.82, New York Life Ins.-\$440.23, SD Retirement System-\$17397.35, SDSupplement Retirement-\$1150.00, TASC (Flex)-\$2487.63, United Way Of Vermillion-\$126.00, Vermillion Federal Credit Union-\$1071.00, Wellmark Blue Cross/Blue Shield-\$34159.05; May Bills: Serv./Fees) Abbott (Prof. House-\$2000.00, David Bergendahl-\$259.60. D e n i s e Cody-\$15.00, David Psychological Kauffman/Dakota David Svc.-\$2660.00, Hosmer Office-\$287.74. Lewis & BHS-\$298.00, Clark Lucille Lewno-\$148.71, Netsys Plus-\$195.87, Peterson, Stuart, & Rumpca-\$4096.14, Sanford Health-\$294.53, Shepherd Reporting-\$55.00. Karen Swanda-\$15.00, Yankton Co. Sheriff-\$25.00, Yankton Co. Treasurer-\$106.25; (Repairs/Maint.) Campbell Supply-\$63.99, Dakota PC Warehouse-\$199.99, Fast Refrigera-Glass-\$30.00, Kaiser tion-\$28.50, Olson's Pest Technicians-\$42.00, Sears-\$79.95, Turner Plumbing-\$217.13; (Historic Preservation) Pressing Matters-\$3243.00; (Data Processing) Bureau of Administration-\$21.00, Mastel/Macman Netsys Software (Materials/Supplies)

Bruce Designs-\$35.00, Plus-\$385.00, ices-\$180.00; American Stamp Marking-\$78.68, White Co.-\$17356.62, Brunick Service-\$95.00, Café Brulé-\$160.00, Sup-Campbell ply-\$274.99, Clark's Rentals-\$200.00, Fast Auto G 1 a s s - \$ 3 6 9 FrancoTyp-Postalia-\$129.00, Dennis Ganschow-\$39.52, Herren-Schempp-\$68.70, Intoximeters-\$600.00, Iowa Office Supply-\$217.80, JCL Solutions-\$101.82, Kaiser Refrigeration-\$28.97, LG Everest - \$ 27651.44, MARCO-\$161.42, Netsys Plus-\$556.74, North Central International-\$3720.61, Redwood Toxicology Lab-\$600.00, Sanitation Products-\$370.00, SDACC Sign-Up-\$23.35, Office-\$30.00, Sturdevant's Auto Parts-\$70.88, Wireless-\$11.78, Verizon $W \quad a \quad 1 \quad \text{-} \quad$ M a r t C o m m u n i t y / G E M B - \$ 4 6 . 4 0 , Yankton Janitorial Supply-\$227.00; (Travel/Conference) Best Western Ramkota Inn-\$266.97. Ruth Bremer-\$83.00, Teddi Gertsma-\$108.00, Cathi Powell-\$83.00, Leo Philip Powell-\$259.56, Terwilliger-\$108.00; (Utilities) Brunick Service-\$26.00, City of Vermil-System-\$57.50, Midcontinent Comm.-\$205.00, Verizon Wireless-\$354.06; (Machinery/Auto) Brunick Service-\$64.00; (Jury/Witness) Ashly Schubauer-\$20.00; (Books) West Group-\$294.00; (Juvenile Deten-Minnehaha Co.

At 12:29 p.m. Packard moved, seconded by Powell and carried to adjourn and reconvene Tuesday, June 4, 2013 at 9:00 a.m.

Grant)

Crop

Print

Service-\$570.00;

Raymond Passick, Chairman **Board of County Commissioners**

JDC-\$150.00; (Chemicals)

ATTEST:

Production

Source-\$153.85.

(POD

Ruth A. Bremer Published once at the total approximate cost of \$99.99. Published: June 7, 2013

STATE OF SOUTH DAKOTA COUNTY OF CLAY:SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT Legal and Public 2010 **Notices**

IN THE MATTER OF THE MICHELE ESTATE OF MARSH, Deceased.

NOTICE TO CREDITORS AND NOTICE OF INFORMAL PROBATE AND APPOINTMENT OF PERSONAL REPRESENTATIVE

Notice is given that on the 30th day of May, 2013, Judith Esther Marsh, whose address is 31252 464th Ave.. Vermillion, South Dakota 57069, was appointed as personal representative of the estate of Michele Marsh.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

with the clerk of courts, and a copy of the claim mailed to the personal representative.

Claims may be filed with the per-

sonal representative or may be file

Dated this 30th day of May, 2013.

Judith Esther Marsh 31252 464th Ave. Vermillion, South Dakota 57069

Clerk of Courts 211 West Main Street Vermillion, SD 57069 Ph: 605-677-6755

James E. McCulloch Attorney at Law P.O. Box 335 Vermillion, SD 57069 Ph: 605-624-4262 Published three times at the total approximate cost of \$55.96.

NOTICE OF ADOPTION

Published: June 7, 14, & 21,

AN ORDINANCE ADOPTING THE 2013 REVISED ZONING REGULATIONS FOR CLAY COUNTY

BE IT ORDAINED BY THE BOARD OF COUNTY COM-MISSIONERS OF CLAY COUNTY, SD:

Section 1. That this Ordinance adopts the revised zoning regulations, as set forth in the document titled 2013 Revised Zoning Ordinance for Clay County; provides restrictions, district boundaries and zoning map; provides for the enforcement and administration, amendment of this Ordinance; and repeals any other ordinance or parts thereof in conflict with this Ordinance.

Dated this 4th day of June, 2013.

Raymond Passick, Chairman Clay County, Board of Commis-

ATTEST:_ County Auditor-Ruth A. Bremer

First Reading: May 28, 2013 Second Reading: June 4, 2013 Adoption: June 4, 2013 Publication Dates: June 7, 2013 &

Effective Date: July 4, 2013 (20 days after 2nd publication date)

June 14, 2013 (Notice of Adop-

Ruth A. Bremer Clay County, Auditor

Published twice at the total approximate cost of \$33.37. Published: June 7, & 14, 2013

> NOTICE OF PUBLIC HEAR-ING OF APPLICATIONS FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN lion-\$1744.73, Clay Rural Water THAT the Vermillion City Council on the 17th day of June, 2013 at the hour of 7:00 P.M. in the City Hall Council Chambers, 25 Center Street, will meet in regular session to consider the following application for an alcoholic beverage license to operate within the municipality for the licensing period stated below, which has been presented to the City Council and filed in the Finance Officer's Office:

> Special Daily License (On-Sale) Malt Beverage and Wine License:

Clay County Agricultural Fair Association, Inc on or about August 9 & 10, 2013 at the Clay County Fair Grounds.

NOTICE IS FURTHER GIVEN THAT any person, persons, or their attorney may appear and be heard at said scheduled public hearing who are interested in the approval or rejection of any such application.

Dated at Vermillion, South Dakota this 31st day of May, 2013.

Michael D. Carlson, Finance Offi-Published once at the total ap- /s/:_

proximate cost of \$16.55. Published: June 7, 2013

Legal and Public Notices

NOTICE OF SALE OF SURPLUS PROPERTY

Notice is hereby given that the Finance Officer of the City of Vermillion, South Dakota, will receive sealed bids for the sale of the following surplus personal property, pursuant to the provisions of SDCL 6-13-4, at City Hall in Vermillion, South Dakota on the 18th day of June, 2013, at 2:00 p.m. Such bids will be publicly opened and read at that time. The bids will be acted upon by the City Council at City Hall on the 1st day of July, 2013, at 7:00 p.m. Sale will be to the highest bidder for cash (but not less than 90% of the appraised value of said prop-

2007 Caterpillar 906 wheel loader which has been appraised at \$24,500.

Copies of the bid documents may be obtained from the City of Vermillion Engineering Department, 25 Center Street, Vermillion, South Dakota, 57069. All sealed bids must be accompanied by a certified check or cashier's check made payable to the City of Vermillion, South Dakota, in the amount of ten percent (10%) of the bid. All bids shall be on forms provided by the City and may not be withdrawn for a period of thirty (30) days after the opening

Dated at Vermillion, South Dakota this 24th day of May 2013.

CITY OF VERMILLION

Jason Anderson, Assistant City Engineer

Publish twice at the total approximate cost of \$34.27. Published: June 7 & 14, 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 12th day of June 2013, at 2:00p.m. at which time bids and proposals will be received, publicly opened and read. The bids will be acted upon by the City Council at City Hall located at 25 Center Street on the 17th day of June 2013, at 7:00 p.m. The materials and services required are as follows:

NATIONAL GUARD BUILD-ING BOILERS The major quantities are 1 LS of Boiler Procurement and Installation and 2 EA of Removal of Existing Boilers

Copies of the specifications are available for review at the office of the City Engineer, 25 Center Street, Vermillion, South Dakota,

inspection of the existing boilers. Bid security is required according to state law and the bid speci-

fications.

Contact the City of Vermillion

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

Dated at Vermillion, South Dakota this 22nd day of May, 2013.

CITY OF VERMILLION

Jose L. Dominguez, P.E., City Engineer Publish twice at the approximate

cost of \$33.97. Published: May 31 & June 7,

STATE OF SOUTH DAKOTA **COUNTY OF CLAY: SS**

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

> REIDELLA M. ENGMAN, DECEASED.

IN THE MATTER OF THE

ESTATE OF

PRO 13-17 NOTICE TO CREDITORS

********* Notice is given that on the 4th day of June, 2013, Julie Ann Springer, whose address is 837 26th Street, West Des Moines, IA 50265, was appointed as personal representative of the estate of Reidella M. Engman, 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.

Julie Ann Springer