

Feb. 12-18, 2010

Matthew Preheim, 402 N. Dakota St., Vermillion: Improper overtaking and passing. Recharged; Careless driving, Recharged; Following too closely, \$51 plus costs.
Ryan Pedersen, 104 N. Dakota St., Vermillion: Litter from vehicle or transport it to rest area, \$101 plus costs.
Timothy Gage Russell, 10 S. Pine St., Vermillion: Municipal speeding, \$16 plus costs.
Dan Dunham, 833 E. Duke St. #120, Vermillion: Fail to maintain financial responsibility, \$66 plus costs.
Yankton: Theft by insufficient funds check, \$66 plus costs.
Marrissa Banger, 3 Prospect Ct., Vermillion: Speeding other roadways, \$16 plus costs.
Jordan Lafrenz, 30701 Cedar Bluff Rd., Mission Hill County speeding, \$59 plus costs.
Randall Wood, 2401 W. 15th Street Pl., Sioux City, IA: Municipal speeding, \$16 plus costs.
Twyla Rae Kalas, 296 Bison Trl, Dakota Dunes: Municipal speeding, \$35 plus costs.
Benjamin J. Johnson, 401 N. Pine #315, Vermillion: Municipal speeding, \$16 plus costs.
Alicia Renae Meinke, 725 E. Clark, Vermillion: Possession of alcohol by minor, \$51 plus costs.
Taylor Lambert, 1008 S. Crawford, Apt. 2, Vermillion: Possession of alcohol by minor, \$51 plus costs.
Karlee Bruder, Brookman #821, Vermillion:

Municipal speeding, \$16 plus costs.
Britni Thompson, 45663 Wicker St., Vermillion: Renewal registration during assigned month, \$51 plus costs.
Michelle H. Martin, 45840 307th St., Wakonda: Driving with suspended (not revoked) license, \$201 plus costs.
Nicole M. Sobotka, 54939 897 Rd., Lot 9, Crofton, NE: Seat belt violation, \$25.
Bafu Daniel Joseph, 1420 S. Euclid #201, Sioux Falls: Possession of alcohol by minor, \$51 plus costs.
Sara Hawk, 1313 W. 30th St., Apt. A, Yankton: Theft by insufficient funds check, \$66 plus costs.
Walter Jay Romkema, 31576 411 Ave., Springfield: Expired annual inspection, \$101 plus costs.
Sarah M. Gregg, 922 Katherine St., Vermillion: Overdriving road conditions, \$51 plus costs.
Troy A. Gaeth, 2807 Lincoln Way #203, Sioux City, IA: Municipal speeding, \$36 plus costs.
Patrick Carney, 815 Radcliff Cir., Vermillion: Open container, \$50 plus costs.
Scott Vogel, 31125 462nd Ave., Vermillion: Renewal registration during assigned month, \$51 plus costs.
Daniel Pearson, 101 Prospect, Vermillion: Seat belt violation, \$25.
Jared Lyle Huggett, 702 E. Cherry #412,

Vermillion: Possession of alcohol by minor, \$51 plus costs.
Kelsey Ann Lewton, 725 E. Clark St., Vermillion: Possession of alcohol by minor, \$51 plus costs.
Brandon Hansen, 336 Julian Hall, Vermillion: Disorderly conduct, \$101 plus costs.
Austin Breitbarth, 917 S. Newcomb Ave. #109, Sioux Falls: Seat belt violation, \$25.
Melvin Jerome Breitbarth, 306 E. Ciro St., Truman, MN: Seat belt violation, \$25.
Jason J. Spars, 2809 Courtland Ave., Sioux Falls: Possession of alcohol by minor, \$51 plus costs.
Andrew J. Beruck, 30248 Colfax Ave., Centerville: Improper tagging of game, \$75 plus costs.
Adrian Akre, 1125 Madison #103, Vermillion: Seat belt violation, \$25.
Lacey R. Bahm, 728 W. Cedar St., Vermillion: Dog at large, \$20, plus costs.
Adam Benjamin Beaird, 7605 E. Pine Lake Dr., Sioux Falls: Possession of alcohol by minor, \$51 plus costs.
Jerrod Freidel, 800 N. Plum St. #311, Vermillion: Petty theft second degree - \$400 or less, costs; Possession of alcohol by minor, \$51 plus costs.

Judge Arthur L. Rusch
presiding Feb. 12-18, 2010
Samuel L. Harris, 1412 Wood St., Durfee
Prison, Springfield: Forgery, costs, five years penitentiary; Grand theft over \$200, Dismissed - motion by prosecutor; Identity theft, Dismissed - motion by prosecutor; Forgery, Dismissed - motion by prosecutor; Five years penitentiary is suspended based on the following conditions: 1. Said sentence is to be served consecutively to the existing sentence which he is presently serving but concurrently with the sentences imposed in Clay County File Cr-09-264. 2. Shall make restitution in the sum of \$1,849. 3. Shall repay this county for all court-appointed attorney fees. 4. Shall repay the state of South Dakota for costs of prosecution in the sum of \$58.95.
Samuel L. Harris, 1412 Wood St., Durfee
Prison, Springfield: Grand theft, costs, 10 years penitentiary; Identity theft, costs, two years penitentiary; Identity theft, Dismissed - motion by prosecutor; Identity theft, Dismissed - motion by prosecutor; Identity theft, Dismissed - motion by prosecutor. Five years penitentiary time is suspended based on the following conditions: 1. Shall be placed on parole for five years. 2. Said sentence is to be served consecutively to the sentence which he is presently serving but concurrent with count two in this file and the counts in Cr: 09-186. 3. Shall make restitution in the sum of \$1,076.90. 4. Shall repay this county for all court-appointed attorney fees. 5. Shall repay the state of South Dakota for costs of prosecution in the sum of \$36.40. 6. Shall be

under supervision of South Dakota Board of Pardons and Paroles and shall obey all rules, regulations and all conditions imposed by them even though they may not have been specifically set out by this court. If he has financial obligations under this judgment, they shall work out a payment schedule with his parole officer. 7. Shall obey all federal, state and local or municipal laws and be a good law-abiding citizen in all respects. 8. Shall not use or possess any controlled drugs or substances including marijuana, or shall submit to urinalysis, breath or blood testing at any time requested to do so by their parole officer and shall be responsible for the costs of that testing. 9. Shall pay all fines, costs and restitution ordered by this court. 10. Unless attending an approved educational or training program he must work regularly at a lawful occupation or job and support all of their dependents to the best of his ability.
Judge Tami Bern presiding Feb. 12-18, 2010
Amber Faulk, 1402 Oakwood Dr., Yankton: Driving under influence - first offense, Recharged; Reckless driving, Recharged; Driving under influence - first offense, Dismissed - motion by prosecutor; Reckless driving*, \$300 plus costs, 180 days jail. *This offense may have been previously reported as having been disposed. One hundred eighty days county jail is suspended on the following conditions: 1. On successful completion of her probation.

PUBLIC NOTICES

From PUBLIC NOTICES Page 9

contacting Eric Schuler, Henry Carlson Company (HCC), 605-336-2410.

Proposals will be scored based on technical qualifications (83%) and management capabilities (17%). A technical review committee may select a short list of up to two firms for follow up campus interviews. The budget for this design-build project is not-to-exceed \$250,000. The state will negotiate with the firm receiving the highest interview score. Should the state fail to negotiate an acceptable agreement in good faith it may negotiate with the firm receiving the second highest score. The contract for this work will be held by the Wellness Center project Construction Manager at Risk (HCC). The State intends to use the Best Value procurement and Award for Design Build-Service procedure.

Design-Build Proposals will be accepted until 3:00 PM CDT, March 12, 2010 at the Office of the State Engineer, Joe Foss Building, 523 East Capitol Avenue, Pierre, South Dakota 57501-3182.

The South Dakota Board of Regents reserves the right to reject any or all proposals and to waive any irregularities thereon.

KRISTI HONEYWELL, P.E.
State Engineer
Office of the State Engineer
Published twice at the total approximate cost of \$44.90
Estimated publishing cost per circulated copy: \$.01
Publish: February 26 & March 5, 2010

NOTICE TO BIDDERS
Notice is hereby given that the Governing Body of the City of Vermillion, South Dakota, will receive bids for providing the following equipment at City Hall, 25 Center Street, Vermillion, South Dakota 57069, on the 30th day of March, 2010, 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 5th day of April, 2010 at 7:00 p.m. The work is described in general as follows:

The work consists of expansion and conversion of the existing substation from 69 kV to 115 kV. The work consists of site work, concrete foundations, conduit and ductwork, power and control cables, buswork, fencing, modifications to existing control panels and addition of equipment to the existing control building. This also includes the installation of Owner furnished steel structures, 115 kV circuit interrupter and GOAB switches. Work also includes removing existing steel structures and foundations.

Contractors desiring a copy of the bid forms and specifications for individual use may obtain them from the office of the Engineer, DeWild Grant Reckert and Associates Company, 1302 South Union, P.O. Box 511, Rock Rapids, Iowa 51246, telephone 712-472-2531, Fax 712-472-2710, e-mail: dgr@dgrnet.com. Copies may be obtained upon payment of a seventy-five dollar (\$75.00) deposit, none of which will be refunded.

Each bid must be accompanied by a certified check, cashier's check or draft made payable to the City of Vermillion, South Dakota, in an amount equal to five percent (5%) of the total amount of the bid, such check to be certified or issued by either a State or National Bank; or in lieu thereof a bid bond made payable to the City of Vermillion, South Dakota, in an amount equal to ten percent (10%) of the total amount of the bid, such bond to be issued by a surety authorized to do business in the State of South Dakota. This deposit is a guarantee that if the bid is accepted, a contract will be entered into and its performance secured. The bid security must not contain any conditions either in the body or as an endorsement thereon. Such bid security shall be forfeited to the City as liquidated damages in the event the successful bidder fails or refuses to enter into a contract within ten (10) days after the award of contract.

Payment for the equipment herein provided for will be made from cash.

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

Dated this 22nd day of February, 2010.
CITY OF VERMILLION, SD
By **Harold Holoch**
Utilities Engineer
Published twice at the approximate cost of \$50.04
Estimated publishing cost per circulated copy: \$0.1
Publish: February 26 & March 5, 2010

STATE OF SOUTH DAKOTA
COUNTY OF CLAY: SS
IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
Civil No. 09-294
Mortgage IT, Plaintiff,
vs.
David Dyck; Ashley Dyck; and any person in possession of Defendants.
NOTICE OF

REAL ESTATE SALE
Judgment in the amount of \$102,357.30 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 3, 2010, for foreclosure of a real estate mortgage. Notice is hereby given pursuant to said Judgment that the real property described in the Mortgage assigned April 6, 2007, which David C Dyck and Ashley Dyck, Mortgagors, executed and delivered to Mortgage Electronic Registration Systems, Inc., Mortgagee:
The East 200 Feet of the West 408 Feet of the South 150 Feet of the North 183 Feet in the NW 1/4 of the NW 1/4 of Section 20, Township 94 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 the 9th of April, 2007, in Book 125 of Mortgages, Page 868; said mortgage was assigned to South Dakota Home Loans, Inc. by Assignment of Mortgage recorded November 15, 2007 in Book 126 of Mortgages, Page 895; said mortgage further assigned to Mortgage IT, recorded October 8, 2009, Book 129 of Mtg, on Page 898, in order to realize the amount of \$80,000.00, as of April 6, 2007, plus interest accruing thereafter on said amount at the rate of 6.50% 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 all liens 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 March 23, 2010, at 9:30 A.M. (CT). Dated February 10, 2010.

Sheriff of Clay County,
MACKOFF KELLOGG LAW FIRM
By: **Glen R. Bruhschwein, SD ID #09080**
48 Second Avenue East
Dickinson, ND 58601
(701) 227-1841
Attorneys for Plaintiff
Published twice at the approximate cost of \$48.26
Estimated publishing cost per circulated copy: \$0.1
Publish: March 5 & 12, 2010

NOTICE TO QUOTERS
NOTICE IS HEREBY GIVEN that the School Board of the Vermillion School District 13-1 of Clay County will receive quotations until 11:00 a.m. on the 22nd day of March, 2010, at the office of the Superintendent, 17 Prospect, Vermillion, South Dakota 57069. The quotes will be presented to the School Board on April 12, 2010 at 7:00 p.m. for the furnishing of the following:
1. District Transportation Service
All quotes shall be valid for a period of at least sixty (60) days from the date of submission. THE BOARD RESERVES THE RIGHT TO ACCEPT OR REJECT ANY OR ALL PROPOSALS OR VARIATIONS.
Dated at Vermillion, South Dakota this 23rd day of February, 2010.
Vermillion School District 13-1
Dr. Mark Froke
Superintendent
Published twice at the approximate cost of \$16.68
Estimated publishing cost per circulated copy: \$0.05
Publish: February 26 & March 5, 2010

NOTICE OF INTENT TO MINE
Notice is hereby given that a gravel mining operation is to be conducted by Rodney Nelsen, 1030 Ratingen Strausse, Vermillion, SD 57069. The legal location is SW1/4 Section 13; T94N-R54W, Yankton County. The general location is 1/4 mile east of Yola.
The operation is to begin December 15, 2009 and will be completed to include final reclamation by April 4, 2025. Proposed future use of the affected land will consist of regrading, replacing topsoil, and reseeded to allow the area to be returned to pasture land.
For additional information contact Rodney Nelsen, (605) 624-2287, or the SD Department of Environment and Natural Resources, Minerals and Mining Program, 523 East Capitol Avenue, Pierre, SD 57501-3182, (605) 773-4201.
Published once at the approximate cost of \$8.26.
Estimated publishing cost per circulated copy: \$0.04
Publish: March 5, 2010

STATE OF SOUTH DAKOTA
COUNTY OF CLAY: SS
IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
CIV. 10-57
IN THE MATTER OF THE NAME CHANGE OF IMELDA NINETTE LOWE

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 9th day of March, 2010, 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 15th day of March, 2010, at 7:00 p.m. The equipment required is as follows:
One New Track-Type Tractor Dozer for Solid Waste Landfill
Copies of the specifications may be obtained at the office of the Utilities Engineer, 25 Center Street, Vermillion, South Dakota, 57069. Only total cost bids will be accepted.
Bid security is required according to state law and the bid specifications.
Payment for the equipment 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 22nd day of February, 2010.
CITY OF VERMILLION
Harold Holoch
Utilities Engineer
Published twice at the approximate cost of \$22.05
Estimated publishing cost per circulated copy: \$0.06
Publish: February 26 & March 5, 2010

MINUTES OF THE VERMILLION SCHOOL BOARD
Special Meeting
Unapproved Minutes
February 26, 2010
VERMILLION PUBLIC SCHOOLS
Board members present: Bottolfsen, Fairholm, Girard (arrived 1:10 p.m.), Lavin, Stammer.
Presiding officer present: Bottolfsen-president.
Officer present: Beermann-business manager.
Administrators present: Froke-superintendent.
Attorney present: McCulloch.
Item #1-1510
Motion by Lavin, seconded by

NOTICE TO BIDDERS
Notice is hereby given that Imelda Ninnette Bratton and this Court has made its order fixing the 31st day of March, 2010 at 9:30 a.m. at the courtroom in the Clay County Courthouse, City of Vermillion, South Dakota as the time and place for hearing such Petition for Change of Name.
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 25 day of February, 2010.
Robert Iverson,
Clerk of Courts
Published four times at the approximate cost of \$36.00.
Estimated publishing cost per circulated copy: \$0.05
Publish: March 5, 12, 19 & 26, 2010

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STATE OF SOUTH DAKOTA
COUNTY OF CLAY: SS
IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
PRO. 10-
ESTATE OF
MARJORIE GUSTAFSON-HAIGH,
Deceased.
NOTICE TO CREDITORS AND APPOINTMENT OF PERSONAL REPRESENTATIVE
Notice is given that on the 1st day of March, 2010, EMELIE HAIGH, 3516 West Hughes Place, Sioux Falls, South Dakota 57108 and Elizabeth Haigh Petrick, PO Box 74, LaSalle, MN 56056 were appointed as Personal Representatives of the estate of MARJORIE GUSTAFSON-HAIGH.
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.
Dated this 1st day of March, 2010.
EMELIE HAIGH
3516 WEST HUGHES PLACE
SIOUX FALLS, SD 57108
ELIZABETH HAIGH PETRICK
PO BOX 74
LA SALLE, MN 56056
Clay County Clerk of Courts
211 West Main Street
P.O. Box 377
Vermillion, SD 57069-0377
605-677-6756
Linda L. Kogel
Kogel Law Office
P.O. Box 493
Vermillion, SD 57069
605-624-2667

STATE OF SOUTH DAKOTA
COUNTY OF CLAY: SS
IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
PRO. 10-
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Deceased.
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EMELIE HAIGH
3516 WEST HUGHES PLACE
SIOUX FALLS, SD 57108
ELIZABETH HAIGH PETRICK
PO BOX 74
LA SALLE, MN 56056
Clay County Clerk of Courts
211 West Main Street
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605-624-2667

STATE OF SOUTH DAKOTA
COUNTY OF CLAY: SS
IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
Civil No. 09-294
Mortgage IT, Plaintiff,
vs.
David Dyck; Ashley Dyck; and any person in possession of Defendants.
NOTICE OF

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Fairholm, to approve the agenda as presented. Aye: Unanimous.
Item #2-1510
Motion by Lavin, seconded by Stammer, to approve the transportation specifications as amended. Aye: Unanimous.
Item #3-1510
Motion by Girard, seconded by Fairholm, to approve the 2009-2010 calendar adjustments. Aye: Unanimous.
Item #4-1510
Motion by Lavin, seconded by Fairholm, to approve the revised 2010-2011 school calendar. Aye: Unanimous.
Item #5-1510
Motion by Girard, seconded by Stammer, to go into executive session at 1:54 p.m. for student and contract matters. Aye: Unanimous.
Item #6-1510
Bottolfsen declared the board out of executive session at 2:54 p.m.
Item #7-1510
Motion by Lavin, seconded by Girard, to adjourn the meeting at 2:55 p.m.
Aye: Unanimous.

Mark Bottolfsen
President
Sheila R. Beermann
Business Manager
Published once at the approximate cost of \$18.47
Estimated publishing cost per circulated copy: \$0.1
Publish: March 5, 2010

STATE OF SOUTH DAKOTA
COUNTY OF CLAY: SS
IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
PRO. 10-
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Deceased.
NOTICE TO CREDITORS AND APPOINTMENT OF PERSONAL REPRESENTATIVE
Notice is given that on the 1st day of March, 2010, EMELIE HAIGH, 3516 West Hughes Place, Sioux Falls, South Dakota 57108 and Elizabeth Haigh Petrick, PO Box 74, LaSalle, MN 56056 were appointed as Personal Representatives of the estate of MARJORIE GUSTAFSON-HAIGH.
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.
Dated this 1st day of March, 2010.
EMELIE HAIGH
3516 WEST HUGHES PLACE
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ELIZABETH HAIGH PETRICK
PO BOX 74
LA SALLE, MN 56056
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605-677-6756
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STATE OF SOUTH DAKOTA
COUNTY OF CLAY: SS
IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
PRO. 10-
ESTATE OF
MARJORIE GUSTAFSON-HAIGH,
Deceased.
NOTICE TO CREDITORS AND APPOINTMENT OF PERSONAL REPRESENTATIVE
Notice is given that on the 1st day of March, 2010, EMELIE HAIGH, 3516 West Hughes Place, Sioux Falls, South Dakota 57108 and Elizabeth Haigh Petrick, PO Box 74, LaSalle, MN 56056 were appointed as Personal Representatives of the estate of MARJORIE GUSTAFSON-HAIGH.
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.
Dated this 1st day of March, 2010.
EMELIE HAIGH
3516 WEST HUGHES PLACE
SIOUX FALLS, SD 57108
ELIZABETH HAIGH PETRICK
PO BOX 74
LA SALLE, MN 56056
Clay County Clerk of Courts
211 West Main Street
P.O. Box 377
Vermillion, SD 57069-0377
605-677-6756
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