

2010 Legal and Public Notices

VERMILLION CEMETERY ASSOCIATION LOT V-1 S 1/2 SE 1/4 SE 1/4 NE 1/4 19-92-51 & PARTS OF NW 1/4 SW 1/4 20-92-51 & PTS NE 1/4 SE 1/4 & SE 1/4 NE 1/4 19-92-51 CITY OF VERMILLION CEM DIST 13-1

Published once at the total approximate cost of \$556.41.
Published: March 14, 2014.

NOTICE TO BIDDERS ASPHALT CONCRETE CLAY COUNTY, SOUTH DAKOTA

The Board of County Commissioners of Clay County will receive sealed bids for the furnishing of one years supply of "Asphalt Concrete" to the Clay County Highway Department. All bids are to be submitted to the office of the County Auditor, Clay County, South Dakota, by 9:00 am on the 25th day of March, 2014.

SPECIFICATIONS:

All mineral aggregate, asphalt, asphalt cement, and mixing procedures shall conform to the latest edition of the South Dakota Department of Transportation's "Standard Specifications for Roads and Bridges" and all special provisions thereto.

Mineral aggregate; Class D-1, D-2, G-1, G-2

Upon request, ample sieve analysis and test reports shall be submitted to the Clay County Highway Department or their designated testing lab. to insure materials of the highest quality.

Bidder to list location of all plant sites, which may be used to provide the materials to Clay County.

Bidders to state price per ton F.O.B. plant site loaded on County trucks.

All bids shall be in sealed envelope or container plainly marked "BID ON ASPHALT CONCRETE" addressed to Clay County Auditor, 211 W. Main St., Suite 200, Vermillion, South Dakota 57069.

A contract or contracts may be awarded to the company or companies offering the most advantageous proposition to Clay

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County. The Board of County Commissioners reserves the right to reject any/or all bids, to waive any defect or informality if it is deemed to be in the best interests of Clay County.

CARRI R. CRUM CLAY COUNTY AUDITOR

Published twice at the total approximate cost of \$43.51.
Publish: March 7 & 14, 2014.

NOTICE OF VACANCY

Notice of vacancies on the Board of Directors of the Vermillion Basin Water Development District for four (4) year terms.

Area 1 - representing the city of Vermillion west of Dakota Street, north of Cedar Street, west of University Street, north of Clark Street, west of Pine Street, south of Hwy 50, west of Ratingen Strasse and west of University Road.

Area 3 - representing the City of Vermillion north of Hwy 50, east of Ratingen Strasse, and east of University Rd; the cities of Wakonda and Irene in Clay county; and Star, Bethel, Fairview, Riverside, Garfield, Norway, Glenwood, Meckling, Pleasant Valley, Prairie Center, Spirit Mound, and Vermillion Townships in Clay County.

Area 5 - representing the cities of Chancellor, Dolton, Monroe, Parker and Marion in Turner County and Childstown, Rosefield, Marion, Parker, Germantown, Dolton, Monroe, Brothersfield, and Home townships in Turner County.

Notice of vacancies on the Board of Directors of the Vermillion Basin Water Development District for four (4) year terms.

Area 2- representing the city of Vermillion east of Dakota Street, south of Cedar Street, east of University Street, south of Clark Street, east of Pine Street, and south of Hwy 50

Petitions may be obtained via the Secretary of State Website or from the district office at 1111 Railway in Centerville by appointment or phone 563-2883 for one to be mailed. Petitions must be completed and mailed directly to Pierre no later than March 25, 2014.

Arden Abild Chairman, VBWDD

Published twice at the total approximate cost of \$40.21.
Published: March 7 & 14, 2014.

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

THE PEOPLE OF THE STATE OF SOUTH DAKOTA IN THE INTERESTS OF:

J. Y., J. O., and S.O.,

MINOR CHILDREN and CONCERNING,

COURTNEY ORTEGA, DEAN TORES and JUAN ORTEGA, RESPONDENTS.

JUV. 13-37

NOTICE OF REVIEW HEARING AND NOTICE OF INTENT TO REQUEST TERMINATION OF PARENTAL RIGHTS

TO: ALL WHOM IT MAY CONCERN

YOU ARE HEREBY NOTIFIED that a REVIEW HEARING has been scheduled in the above matter at the Clay County Courthouse before the Honorable Cheryl Gering, at Vermillion, South Dakota, on the 29th day of MAY, 2014, at the hour of 1:15 o'clock p.m.

PARENTS ARE HEREBY ORDERED to appear before this Court at said date and time.

PARENTS ARE HEREBY NOTIFIED that a Dispositional Hearing will be scheduled after the Review Hearing, and at said Dispositional Hearing it will be the State's intent to request the permanent termination of your parental rights as to J.Y., J.O., and S.O., and such is a possible disposition under these proceedings and that you have the right to request or retain an attorney at all stages of these proceedings, and that failure to appear may be considered a default and a contempt of court.

Dated this 7th day of MARCH, 2014.

Teddi J. Gertsma

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Clay County State's Attorney

Published once at the total approximate cost of \$24.66.
Published: March 14, 2014.

NOTICE TO BIDDERS LIQUID ASPHALT

Notice is hereby given that the Board of County Commissioners of Clay County, South Dakota will receive bids at the office of the County Auditor, Clay County, South Dakota until 9:00 am on the 25th day of March, 2014, for furnishing F.O.B. Clay County the following materials.

LIQUID ASPHALT: MC70, RC800R, MC800R Include price for additives.

Materials must meet South Dakota Department of Highways specifications. Materials to be ordered and delivered as required by the County during the 2014 season.

Materials to be delivered in truck transports at application temperature, and project site, Clay County. Materials not at application temperature will be rejected and returned with no cost to Clay County.

Clay County may cancel any order upon six (6) hours notice prior to specified delivery time. If order is cancelled by specified time any return charges will be the responsibility of bidder.

The Board of County Commissioners reserves the right to accept or reject any or all bids, or parts thereof, and to waive any defect or informality if it is deemed to be in the best interests of Clay County.

All materials bid shall be in a sealed envelope or container plainly marked "BID ON LIQUID ASPHALT" addressed to the Clay County Auditor 211 W. Main Street, Suite 200, Vermillion, South Dakota 57069.

CARRI R. CRUM CLAY COUNTY AUDITOR

Published twice at the total approximate cost of \$37.55.
Published: March 7 & 14, 2014.

March 4, 2014

The Board of County Commissioners met in regular session Tuesday, March 4, 2014 at 9:00 a.m. Members present: Mockler, Packard, Powell, Passick and Kephart.

Kephart moved, seconded by Mockler and carried to approve the agenda as presented.

Minutes of the February 25, 2014 meeting were approved with a motion by Powell, seconded by Mockler and carried.

Rod Polley, Highway Superintendent, met with the Board. Mockler moved, seconded by Packard and carried to accept Beadle County bids for metal culverts, bridge decking, guardrail, steel piling, bridge lumber, galvanized sheet piling, and grader blades from TrueNorth Steel.

Powell moved, seconded by Mockler and carried to declare surplus 30 used truck tires, 1 used portable fuel barrel with hand pump, 1 hoist trolley (condemned), 1 Lincoln AC welder, and 1 IH 304 V-8 motor with bad cylinder.

Powell moved, seconded by Kephart and carried to declare surplus and approve the sale to Yankton Metals of old iron and aluminum signs.

Raymond Passick, Chairman Board of County Commissioners

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Total amount of deposits in banks 3,482,644.03 Amount of actual cash 1,873.65

Total amount of checks and drafts in Treasurer's Possession not exceeding three days: 47,719.24

Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days: 1,747.54 Checks returned and not deposited Cash Items Investments 1,000.00 Cash Variation 0.00 Total Dated this 3rd day of March, 2014. 3,534,984.46

Carri R. Crum, County Auditor

Cynthia Aden, Welfare Director, met with the Board to present Welfare Case #C14-06 for County burial. It was determined the application met County guidelines. Kephart moved, seconded by Powell and carried to approve payment of \$1900.00 to Opsahl-Kostel Funeral Home, Yankton.

At 9:30 a.m., Packard moved, seconded by Mockler and carried to adjourn and convene as Ditch Board.

Powell moved, seconded by Kephart and carried to bid for two separate cleaning projects within one bidding process; the projects to be bid are cleaning of Lateral 2A, Section 16, Meckling Township along 311 St. from 454 Ave. to 455 Ave and Lateral 3A, Section 24, Meckling Township, Sections 19-20, Spirit Mound Township on 312 St. from Meckling Oil to 460 Ave. Powell moved, seconded by Kephart and carried to authorize advertisement and a bid opening date of April 1, 2014 at 9:15 a.m.

Powell moved, seconded by Kephart and carried to table bidding of Phase 2 of the Clay Creek Ditch Cleanout Project until early to mid-summer.

At 9:40 a.m., Passick moved, seconded by Kephart and carried to adjourn and reconvene as Board of County Commissioners.

Andy Howe, Sheriff, met with the Board to discuss the Courthouse Chiller/HVAC Retrofit Project. It was determined that the County would move forward with the bid Alternates 1 and 2 for the cooling of the Dispatch Center and the Server Room, with hopes that the City will be agreeable to paying 50% of the Server Room cost and the understanding that it would also cover 50% of the Dispatch Center cost and the cooling unit that serves the Police Department.

The Board discussed the cost of group health insurance for Commissioners. Powell moved, seconded by Mockler and carried to remove eligibility of the Commissioners from the County group health insurance policy, effective January 1, 2015. Mockler moved, seconded by Kephart and carried to authorize a \$500.00 per month raise in Commissioner salary effective January 1, 2015. After extensive discussion and research, the Commissioners determined that these actions would save the County approximately \$27,000 annually.

At 10:26 a.m., Powell moved, seconded by Kephart and carried to adjourn and reconvene Tuesday, March 11, 2014 at 9:00 a.m.

Raymond Passick, Chairman Board of County Commissioners

ATTEST:

Carri R. Crum, County Auditor

Published once at the total approximate cost of \$62.11.
Published: March 14, 2014.

NOTICE OF DEADLINE FOR FILING NOMINATION PETITIONS

The deadline for filing nominations at 5:00 p.m. If a petition is mailed by REGISTERED MAIL by March 25, 2014 by 5:00 p.m., it shall be considered filed.

Nominating petitions for the offices of County Commissioners (2) at large, County Auditor, County Register of Deeds, County Sheriff, delegates to the Republican State Convention, and delegates to the Democratic State

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Convention, shall be filed in the office of the County Auditor located in the County Courthouse during regular business hours.

Nominating petitions for the offices of U.S. Representative, U.S. Senator, Governor, State Senator (District 17), State Representative (District 17), and First Circuit Court Judge Positions A-F shall be filed in the office of the Secretary of State, State Capitol Building , Pierre, SD 57501, between the hours of 8:00 a.m. and 5:00 p.m.

Notice that Precinct Committee - man or Committeewoman must file declarations of candidacy with the County Auditor by March 25, 2014.

Carri R. Crum Clay County Auditor

Published twice at the total approximate cost of \$30.69.
Published: March 7 & 14, 2014.

NOTICE OF HEARING

Notice is hereby given that the Clay County Commissioners, acting as the Board of Adjustment, will meet on Tuesday, March 24, 2014 at 9:15 a.m. 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:

Variance Hearing to consider building a structure 20 feet into the rear yard setback (Missouri River) for Kolly and Michelle Fostvedt on property located on at 45467 River Driver, Vermillion, SD. Legal description: Lot 2 of Danielson Tract No 1 Danielsons 21-92-53, Norway Township, Clay County, SD.

All interested persons are invited to attend the public meeting. Those interested but unable to attend are invited and encouraged to send written comments prior to the hearing to: Clay County Commission, 211 W. Main Street, Suite 200, Vermillion, SD 57069.

Carri Crum, Auditor Clay County, South Dakota

Published once at the total approximate cost of \$16.55.
Published: March 14, 2014.

NOTICE TO BIDDERS

Notice is hereby given that the Board of County Commissioners of Clay County, South Dakota, will receive bids until 9:00 am on March 25, 2014 at the office of the Clay County Auditor, Clay County, South Dakota, for the furnishing of the following materials for one year: ASPHALT CONCRETE LIQUID ASPHALT CRANE WORK, CRANE MEN, AND DRIVEN PILING CRUSHED QUARTZITE REINFORCED CONCRETE BOX CULVERTS & CATTLE PASSES TRAFFIC SIGNS & POSTS

Specifications for the above materials are on file at the Clay County Auditor's Office, 211 W. Main Street, Ste. 200, Vermillion, South Dakota, 57069. Bid opening will commence at 9:15 am on March 25, 2014.

Carri R. Crum Clay County Auditor

Published twice at the total approximate cost of \$22.95.
Published: March 7 & 14, 2014.

Carri R. Crum Clay County Auditor

Published twice at the total approximate cost of \$22.95.
Published: March 7 & 14, 2014.

NOTICE TO BIDDERS REINFORCED CONCRETE BOX CULVERTS & CATTLE PASSES

Notice is hereby given that the Board of County Commissioners of Clay County, South Dakota, will receive bids at the office of the County Auditor of Clay County, South Dakota, until 9:00 am on the 25th day of March, 2014, for furnishing F.O.B., Vermillion, South Dakota, or project site the following materials, contract to be for one year from date of letting.

Various diameter circular reinforced concrete pipe 4 ft. x 6 ft. reinforced concrete cattle pass Various sizes reinforced concrete boxes Various lengths pre-stressed concrete bridge beams H20 and HS20 loading

All material must meet South Dakota Department of Highway Specifications for Roads and Bridges.

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The Board of County Commissioners reserves the right to accept or reject any or all bids, or parts thereof, and to waive any defect or informality, if it is deemed to be in the best interest of Clay County, to do so.

All bids shall be in a sealed envelope or container plainly marked "BID ON CONCRETE CURVERTS, BOXES, CATTLE PASSES" addressed to Clay County Auditor 211 West Main Street. Suite 200, Vermillion, South Dakota 57069

CARRI R. CRUM CLAY COUNTY AUDITOR

Published twice at the total approximate cost of \$36.65.
Publish: March 7 & 14, 2014.

NOTICE TO BIDDERS

Notice is hereby given that the Parks and Recreation Department of the City of Vermillion, South Dakota, will receive bids for the RENTAL OF THE CONCESSION STAND at the Prentis Park Baseball Field and the RENTAL OF THE CONCESSION STAND at the Prentis Park Pool. Bid will be received from 8:00am March 24, 2014 through 2:00pm April 22, 2014. All bids will be opened on April 22, 2014 at 2:00pm.

Bid Forms and copies of the specifications may be obtained at the City Administration Office, located in the Vermillion City Hall.

Said bids must be accompanied by a cashier's check in the amount of one month's rent. Check presented will be held until completion of rental period. Unsuccessful bidder's checks will be returned after the award has been made to the high bid. Only food and beverage items may be sold in the concession stands. Bids shall be presented to the City Administration Office in a sealed envelope and endorsed on the outside of the envelope with the name of the item bid, and bidder's name and address.

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

Published twice at the approximate cost of \$28.01.
Published: March 14 & 21, 2014.

NOTICE TO BIDDERS CRANE WORK, CRANE MEN, and DRIVEN PILING

Notice is hereby given that the Board of County Commissioners of Clay County, South Dakota, will receive sealed bids at the office of the County Auditor of Clay County, South Dakota, until 9:00 am on the 25th day of March, 2014.

CRANE WORK, CRANE MEN, AND DRIVEN PILING Crane and operator per hour Two men per hour Proof of insurance & workman's compensation

All bids shall be in a sealed envelope or container plainly marked "BID FOR CRANE WORK, CRANE MEN, AND DRIVEN PILING", addressed to Clay County Auditor, 211 W. Main Street, Suite 200, Vermillion, South Dakota 57069.

A contract or contracts may be awarded to the company or companies offering the most advantageous proposition to Clay County. The Board of County Commissioners reserves the right to accept or reject any or all bids, to waive any defect or informality if it is deemed to be in the best interest of Clay County.

CARRI R. CRUM CLAY COUNTY AUDITOR

Published twice at the total approximate cost of \$30.10.
Published: March 7 & 14, 2014.

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE ESTATE OF LOIS M. JOHNSON

DECEASED.

PRO 14-5

NOTICE TO CREDITORS Notice is given that on the 27th day of February, 2014, Timothy B. Johnson, whose address is 12425 50th Avenue N, Plymouth, MN 55442, was appointed as personal representative of the estate of Lois M. Johnson, Deceased.