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the proposed hiring date of May 1, 2014.

Gene Lunn, Director of Equalization, met with the Board to request travel. Powell moved, seconded by Kephart and carried to approve travel to Sioux City March 25th from 11:00-3:00.

At 9:50 a.m., Powell moved, seconded by Packard and carried to adjourn and convene as Ditch Board.

Powell moved, seconded by Kephart and carried to approve invoices as presented. Powell moved, seconded by Packard and carried to approve bid specifications as discussed and for 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.

At 10:09 a.m., Powell moved, seconded by Kephart and carried to adjourn and reconvene as Board of County Commissioners.

Philip Terwilliger, Deputy State's Attorney, met with the Board to request travel for himself and Teddi Gertsma, State's Attorney, to Deadwood April 24-25 for annual State's Attorney training. Powell moved, seconded by Packard and carried to approve travel as requested.

The Register of Deeds monthly report and the Joint Powers Solid Waste Authority report were accepted and placed on file. The Board reviewed the Clay County Soil Conservation District report. Mockler moved, seconded by Powell and carried not to accept the report without further clarification from the conservation district.

Powell moved, seconded by Mockler and carried to approve the following claims for payment. March Bills: (Disbursements) Beresford School District \$22971.17, Bethel Township \$1205.20, Centerville School District \$4132.88, City of Vermillion \$29904.68, Domestic Violence \$85.00, Fairview Township \$1401.30, Garfield Township \$2694.64, Gayville/Volin School District \$1275.63, Glenwood Township \$1374.83, Irene City \$1116.65, Irene/Wakonda School District \$33566.60, Meckling Township \$821.23, Norway Township \$1135.41, Pleasant Valley Township \$51.15, Prairie Center Township \$757.43, Riverside Township \$503.19, Seiler's Second Road District \$126.90, Spirit Mound Township \$789.64, Star Township \$1557.08, Vermillion Basin Water Development District \$650.82, Vermillion School District \$112558.88, Vermillion Township \$2558.34, Wakonda Town \$1254.78; (Modernization & Preservation) SD Assn. of County Officials \$154.00; (Payroll Withholdings) Clay Co. Treasurer \$69.54; (Insurance Deductible Reimbursement) Jane Olson \$481.20; (Prof. Serv./Fees) Norma Andersen \$30.00, John Billings \$1657.50, Birmingham & Cwach Law \$148.64, Certified Languages \$31.35, Denise Cody \$6.00, Katrina Cook \$4.00, Dept. of Revenue \$2574.87, Anthony Glass \$20.00, Kennedy, Pier & Knoff \$136.50, David Knoff \$45.00, Kostel Funeral Home \$1900.00, Lucy Lewno \$508.72, Lincoln Co. Auditor \$420.80, Mail Finance \$78.72, Cathy Rehfuss \$30.00, Sanford Health Clinic \$78.00, SD Achieve \$120.00, SESDAC \$360.00, Karen Swanda \$36.00, University Cleaners \$38.00, Vermillion Area Chamber \$500.00, Vermillion Federal Credit Union \$43.02, Yankton Co. Sheriff \$25.00, Yankton Medical Clinic \$49.90; (Publishing) Broadcaster Press \$417.15, Star Publishing \$304.75; (Beacon/Pictometry) Pictometry International \$1500.00; (Repairs/Maint.) A&B Business \$166.90, Century Business Products \$24.23, First Bank & Trust Visa \$9.00, HARTELCO \$10.00, Henderson's Exhaust Plus \$10.00, Kaiser Refrigeration \$48.00, Larry Anthofer/Leisure Lawn Care \$982.30, Mail Finance \$551.25, Paul's Plumbing \$567.50, Presto-X \$65.11, Quality Motors \$55.00, Veri-Tank \$180.00; (Ditch Expense) Broadcaster Press \$41.96, Carri Crum \$29.44, John Harper \$40.44, Patty Hojem \$40.44, Bruce Jensen \$40.44, Johnson Engineering \$7500.00, Travis Mockler \$29.44, Phyllis Packard \$29.44, Raymond Passick \$29.44, Leo Powell \$29.44, Allen Sinclair \$40.44, Star Publishing \$31.50, The Equalizer \$34.00; (Data Processing) Century Business Products \$40.37, Microfilm Imaging Systems \$467.00; (Materials/Supplies) A-OX Welding Supply \$412.53, Appera \$21.23, Bomgaars \$15.15, Butler Machinery \$359.05, Campbell Supply \$88.19, Coyote Chemical \$14.60, Davis Pharmacy \$116.02, First Bank & Trust Visa \$261.51, Henderson's Exhaust Plus \$139.17, I-State Truck Center

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\$140.03, JCL Solutions \$534.84, Jerry's Service \$2222.33, Lawson Products \$148.93, Midwest Bldg. Maint. \$66.00, Office Elements \$52.94, Orr Farm Supply \$39.69, Paul's Plumbing \$22.57, Quality Motors \$1.98, Stewart Oil & Tire \$2863.34, Sturdevant's Auto Parts \$681.00, Titan Machinery \$233.73, True Value \$62.32, Vermillion ACE Hardware \$24.78, Warne Chemical & Equip. \$121.81, Western Office \$10.49; (Travel/Conference) First Bank & Trust Visa \$454.80, Dennis Ganschow \$66.00, Andrew Jensen \$16.28, Larry McPherson \$35.00, Layne Stewart \$47.36; (Inmate Transport) Jerry's Service \$145.00; (Utilities) Bureau of Administration \$59.26, City of Vermillion \$1763.09, Clay-Union Electric \$656.30, Fischer's Disposal \$50.00, HARTELCO \$79.95, MidAmerican Energy \$1609.28, Reliance Telephone \$400.00, Vermillion Garbage Svc. \$216.00; (Machinery/Auto) Brunick Service \$45.95, Jerry's Service \$2304.41, Vermillion Federal Credit Union \$630.63; (Jury/Witness) Carol Bak \$74.42, Dawn Bohn-Brown \$57.40, Katrina Cook \$20.00, Sabrina Cook \$20.00, Esther Houts \$50.00, Barbara Iacino \$50.00, Sheila Jacobson \$50.00, Benjamin Mollman \$50.00, Micky Rasmussen \$50.00, Evelyn Schlenker \$50.00, William Settles \$50.00, Donna Sommervold \$52.96; (Furn/Minor Equip.) First Bank & Trust Visa \$36.31, Layne's World \$96.00, Microfilm Imaging Systems \$120.00, Quill \$467.12, Total Flooring \$317.76; (Juvenile Detention) Volunteers of America \$4198.00; (Catastrophic Legal Fund) SDACC Office \$2629.34; (Catastrophic Poor Relief Fund) SDACC Office \$3221.00; (Jail Meals) \$5611.26; (POD Grant) Grace Freeman \$125.00; (Chemicals) SD/NE PLS Mgmt. Project \$500.00.

At 10:41 a.m. Powell moved, seconded by Packard and carried to adjourn and reconvene Tuesday, March 25, 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 \$94.88. Publish: March 28, 2014.

Notice of Annual Meeting

The Annual Meeting of the Turner, Lincoln, Clay (TLC) Water Project District will be held in the Automatic Irrigation building at 1111 Railway in Centerville on Tuesday April 1, 2014 at 7:00 p.m.

At that time, (1) position on the board of Directors shall be elected for a three (3) year term. The following Director term expires on April 1st, 2014.

Richard Vasgaard

Nominating petitions may be obtained from the TLC office via mail at 1111 Railway in Centerville, SD 57014 or by calling 563-2423 and requesting one to be sent. Petitions may be filed at the District office no later than 5:00 p.m on March 28, 2014.

All business properly concerning the District will be conducted at the Annual Meeting.

Gary Andersen, Chairman TLC Water Project District

Published three times at the total approximate cost of \$36.14. Publish: March 14, 21, & 28, 2014.

NOTICE OF APPLICATION NO. 7945-3 to Appropriate Water

Notice is given that Brad R or Linda R Trudeau, 46212 301st St, Centerville SD 57014 have filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well to be completed into the South Management Unit of the Upper Vermillion:Missouri Aquifer (180 feet deep) located in the NW 1/4 SW 1/4 Section 26 for irrigation of 60 acres located in the NW 1/4 SW 1/4, SW 1/4 NW 1/4 Section 26; all in T95N-R52W. The applicant is requesting a diversion rate greater than the statutory limit.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7945-3 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,

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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 April 7, 2014.

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 \$28.79. Publish: March 28, 2014.

Notice of Responsibility to Control Noxious Weeds and Declared Pests

NOTICE IS HEREBY GIVEN this 28th day of March, 2014, pursuant to SDCL 38-22 as amended to all owners, occupants, agents and public officials in charge of lands in Clay County, South Dakota, that they are responsible of he suppression, control, and eradication of noxious weeds and declared pest infestations that may exist on such lands.

Chemical, biological, and/or cultural control methods used for the suppression, control and eradication of noxious weed and declared pest infestations shall be those approved for such purposes by the Clay County Weed and Pest Supervisor, County Agricultural Extension Agent or the South Dakota State University Experiment Station. Upon failure to observe this notice, the county weed and pest board is required to proceed pursuant to the law and have the noxious weeds or declared pests destroyed by such methods as they may find necessary, the expense of which shall constitute a lien and be entered as a tax against the land, and be collected as other real estate taxes are collected, or by other means as provided by law.

Plant and animals designated as being noxious weeds and declared pests in the state of South Dakota are Leafy Spurge, Salt Cedar, Perennial Sow Thistle, Russian Knapweed, Hoary Cress, Canada Thistle, Purple Loosetrife, Prairie Dogs, and Gypsy Moth.

In addition, Musk Thistle and Plumless Thistles have been approved by the State Weed and Pest Control Commission as locally noxious weeds and are subject to the same suppression, control and eradication requirements as the before mentioned plants and animals.

NOTICE IS HEREBY GIVEN that upon establishing probable cause to believe a noxious weed or declared pest infestation exists upon any property in Clay county, a representative of the Clay County Weed and Pest Control Board will enter upon said property for the purpose of inspecting and confirming that such infestation actually exists.

Published twice at the total approximate cost of \$46.17. Publish: March 28 & April 4, 2014.

NOTICE OF APPLICATIONS to Appropriate Water

Notice is given that Hansen Properties, PO Box B, Centerville SD 57014 has filed the following applications for a water permit.

Application No. 6820A-3 proposes to reinstate Water Permit No. 6820-3. Water Permit No. 6820-3 appropriates 1.56 cubic feet of water per second (cfs) from one well to be completed into the Lower Vermillion Missouri Aquifer (approximately 100 feet deep) located in the approximate center of the SW 1/4 Section 23 to irrigate 43 acres

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located in the E 1/2 SW 1/4, NW 1/4 SE 1/4 Section 23; all in T95N-R52W. The permit was approved May 14, 2007, and the project was to be completed May 14, 2012, with water being put to beneficial use by May 14, 2016. Application No. 6820A-3 proposes to reinstate Water Permit No. 6820-3 since the project has not been completed. This application requests the well to be located in NE 1/4 SW 1/4 Section 23-T95N-R52W. This notice also serves to designate the water source as the South Management Unit of the Upper Vermillion:Missouri Aquifer.

Application No. 6820A-3 to reinstate Permit No. 6820-3 is made pursuant to SDCL 46-2A-8.1 which allows for reinstatement with a new priority date, if unappropriated water is available when construction, necessary to put water to beneficial use, is not completed within five years of approval of the permit.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6820A-3 to reinstate Permit No 6820-3 because unappropriated water is available.

Application No. 7947-3 proposes to appropriate 1.78 cfs from one well to be completed into the Southern Management Unit of the Upper Vermillion:Missouri Aquifer (150 feet deep) located in the SE 1/4 SW 1/4 Section 26 to irrigate 133.44 acres located in the E 1/2 NW 1/4, E 1/2 SW 1/4, SW 1/4 SW 1/4 Section 26; all in T95N-R52W.

Application No. 7948-3 proposes to appropriate 1.78 cfs from one well to be completed into the Southern Management Unit of the Upper Vermillion:Missouri Aquifer (150 feet deep) located in the NE 1/4 NW 1/4 Section 35 to irrigate 55.02 acres located in the E 1/2 NW 1/4 Section 35; all in T95N-R52W. The applicant is requesting a diversion rate greater than the statutory limit.

Application No. 7949-3 proposes to appropriate 1.78 cfs from one well to be completed into the Southern Management Unit of the Upper Vermillion:Missouri Aquifer (150 feet deep) located in the NE 1/4 SW 1/4 Section 35 to irrigate 100.9 acres located in the E 1/2 SW 1/4, W 1/2 SE 1/4 Section 35; all in T95N-R52W. The applicant is requesting a diversion rate greater than the statutory limit.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 7947-3, 7948-3 and 7949-3 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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting these applications or recommendations must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendations. 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 April 7, 2014.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, 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 these applications. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$53.95. Publish: March 28, 2014.

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NOTICE TO BIDDERS

Notice is hereby given that the Board of County Commissioners of Clay County South Dakota, acting as the Ditch board for Laterals 2A & 3A, will receive bids at the office of the Clay County Auditor, Clay County South Dakota until 9:00 a.m. on the 1st day of April, 2014 for the following:

Furnish all necessary equipment and labor for the restoration of Lateral 2A on 311 St. from 454 Ave. to 455 Ave. (1 +/- mile), located in Section 16, Township 93 North, Range 53 West (Meckling Twp.), Clay County, South Dakota and Lateral 3A on 312 St. from the Meckling Oil (457 Ave.) to 460 Ave. (3 +/- miles), located in Section 24, Township 93 North, Range 53 West (Meckling Twp.), and Sections 19 & 20, Township 93 North, Range 52 West (Spirit Mound Twp.), Clay County, South Dakota. The Project consists of cleaning and placing spoils in the fields. All work to be done under the supervision of the County Highway Superintendent. All work to be bid per section and totaled per Lateral.

Minimum Equipment Required: Programmable laser comparable to a laser beacon LB-4, Proof of Insurance, 10% bid bond, and bid the project by section, using the bid sheet furnished by the County, with a final total bid.

Specifications/Plans for the above project are on file at the Clay County Auditor's Office, Vermillion, South Dakota.

Bid opening will take place at 9:15 a.m. on the 1st day of April, 2014, in the Clay County Commissioner Room of the Clay County Courthouse, 211 W. Main St., Vermillion, SD.

Carri R. Crum Clay County Auditor

Published twice at the total approximate cost of \$39.92. Publish: March 21 & 28, 2014.

Notice to Bidders Vermillion WWTF Process Boiler Improvements

Notice is hereby given that sealed bids will be received by the City Council of Vermillion, South Dakota, at the office of the Finance Officer at the Vermillion City Office, 25 Center Street, Vermillion, South Dakota, 57069 until **2:00 P.M., local time, Tuesday, April 15, 2014** for construction of **Process Boiler Improvements**. Project scope will include the following:

New, natural gas fired vertical tube boiler for back-up heating of the Digester Building and anaerobic digester sludge. Work will include new boiler, fuel piping, recirculation pumps, hot/cold water piping, process monitoring and controls, electrical system, and all other miscellaneous work required not herein mentioned, but inferred from the construction contact documents.

The Bids must be prepared on bid forms supplied in the Bidding Documents and filed with the Finance Officer at the Vermillion City Office, 25 Center Street, Vermillion, South Dakota, 57069 not later than 2:00 P.M., Local Time, Tuesday, April 15, 2014 at which time and place all Bids will be publicly opened and read aloud in the presence of the Bidders and their representatives. No bids will be received after the specified hour and date, and Bids which are not prepared and filed in accordance with "Instructions to Bidders" may be rejected.

Each Bid must be submitted in a sealed envelope. Each sealed envelope containing a Bid must be plainly marked on the outside as Bid for Process Boiler Improvements, Vermillion, South Dakota. The envelope should also bear on the outside the name and address of the Bidder. If forwarded by mail or other delivery system, the sealed envelope containing the Bid must be sealed in another envelope, with the notation "Bid Enclosed" on the face thereof, and addressed to the Finance Officer, Vermillion City Office, 25 Center Street, Vermillion, South Dakota, 57069.

Drawings, Specifications and Bidding Documents may be examined at the offices of Banner Associates, Inc. 409 22nd Avenue South, P.O. Box 298, Brookings, SD 57006, or the Vermillion City Office, 25 Center Street, Vermillion, South Dakota, 57069. A complete set of Drawings, Specifications, and Contract Documents may be obtained at the office of Banner Associates, Inc., 409 22nd Avenue South, P.O. Box 298, Brookings, SD 57006 (855) 323-6342 or may be ordered from our website at

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www.bannerassociates.com. Copies may be obtained upon a **refundable** payment in the sum of \$47.70 for half size including applicable taxes and fees for each set of Bidding Documents. Electronic copies are also available and can be ordered and downloaded from the above website for a \$21.20 **non-refundable** fee. Upon request, in accordance with South Dakota Codified Law 5-18B-1, one copy of electronic or paper Bidding Documents shall be furnished, without charge, to each prime contractor resident in South Dakota who intends, in good faith, to submit a bid to the Owner. Additionally, if a paper copy is provided under the conditions of SDCL 5-18B-1, in consideration of the documents being provided at no charge, unsuccessful bidders agree to return the documents to the office of Banner Associates, at the address listed above, within thirty (30) days after the bid opening. Bidders who obtain their specifications from the website will be responsible for obtaining addendums from the website or request from Banner Associates, Inc. Bidders shall contact Banner Associates, Inc. at (855) 323-6342 with any questions about the project.

The Bidder to whom the contract is awarded will be required to furnish a construction performance bond and a construction payment bond to the Owner in the amount of one hundred percent (100%) of the contract award for each bond, in conformance with the requirements of the Contract Documents. The construction performance bond and construction payment bond shall remain in full force until the completion of the Contract as specified in the General Conditions.

All bids must be accompanied by a Bid security. Bid security will take the form of a bid bond in an amount of ten percent (10%) of the Bidder's maximum Bid price or a cashier's or certified check made payable to Owner in an amount of five percent (5%) of the Bidder's maximum Bid price. The Bid security will be retained by the Owner as liquidated damages if the successful bidder refuses or fails to enter into an Agreement within fifteen (15) days after Notice of Award or fails at time of executing the contract to furnish a construction performance bond and construction payment bond guaranteeing the faithful performance of the work.

All bidders are required to hold all applicable South Dakota tax licenses By virtue of Statutory Authority, preference will be given to materials, products, and supplies found or procured within the State of South Dakota.

Bids may not be withdrawn after the time fixed for opening them. The Owner reserves the right to reject any and all bids, and to waive any irregularities therein.

BY ORDER of the City of Vermillion, South Dakota. Dated March 17, 2014.

Jason Anderson Assistant City Engineer City of Vermillion

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