Notice

Legal and Public 2010 2010 Legal and Public 2010 Legal and Public 2010 **Legal and Public** 2010 2010 **Legal and Publi Notices Notices**

owners thereof have caused a plat

to be made of the following de-

scribed real property:Plat of Tract

9, Stewart's Addition, an Addition

in the SE1/4 SE1/4 of Section 1,

T95N, R51W of the 5th P.M.,

Continued from last page

60488 FROM ANNUAL STATEMENT Year Ending December 31, 2012

AMERICAN GENERAL LIFE **INSURANCE COMPANY** Home Office Address:

Notices

2727-A Allen Parkway Houston, TX 77019 Mail Address: PO Box 1591 Houston, TX 77251-1591

ASSETS\$93,869,346,639 Bonds Real Estate Owned 323.167.232 Deferred and Uncollected Premiums.....496,609,052 Investment Income
Due and Accrued 1,107,868,220 LIABILITIES, SURPLUS, OTHER FUNDS Reserve for Life
Policies & Contracts \$88,886,696,977 Policy and Contract Claims Due or Accrued 57,656,123
Federal Income Taxes

OF AUTHORITY

WHEREAS, the American General Life
Insurance Company, a Corporation organized
under the Laws of Texas, has complied with all
requirements of the Insurance Laws of the State of South Dakota:

of South Dakota:

NOW THEREFORE, the undersigned, Director
of Insurance of the State of South Dakota,
pursuant to the provisions of said laws, do hereby
certify that the above named Company is fully
empowered through its authorized agents to
transact the numbered lines of business listed

2. Health

Fire & Allied Lines
 Inland & Ocean Marine

5. Workmen's Compensation 6. Bodily Injury Liability (Other than Auto)

7. Property Damage (Other than Auto)

8. Auto Bodily Injury
9. Auto Property Damage
10. Auto Physical Damage

11. Fidelity & Surety
12. Glass

13. Burglary & Theft14. Boiler & Machinery

16. Credit 17. Crop-Hail 18. Livestock

19. Title 20. Var. Annuities

21. Variable Life in this State according to the Laws thereof, unless this Certificate of Authority is otherwise revoked, suspended or withdrawn IN TESTIMONY WHEREOF, I have hereunto

set my hand and official seal at Pierre, S. D., this 1st day of May, A.D., 2013. MERLE SCHEIBER

2010

centage

27.28%

Legal and Public

resulting in the fund balance per-

Larry McPherson/Hwy Foreman

met with the Board to discuss

high matters. Sheriff Howe re-

quested that a portion of 308th St

be closed from 459 to hwy 19 dur-

ing 8:30 to 10:30 a.m. on Satur-

day June 15th for the Westerville

by Mockler and carried to close

for the time request if the farmers

are notified or are allowed to get

Gasoline quotes were reviewed.

Powell moved, seconded by

Kephart and carried to accept low

quote submitted by Southeast

Farmers COOP- Elk Point, SD at

At 10:00 a.m. the time set for

AN

First Reading of County Ordi-

NANCE NO. 94-5, DRAINAGE

ORDINANCE

Attending:

Second reading and adoption is

Terry Taggart/Clay County Park

Board met with the Board to re-

new the Park Lease with Clay

County. The Park Board as leased

the area since the 1970's. The lat-

est lease has been in effect since

1999 and has expired. Powell

moved, seconded by Packard and

carried to authorize the Chairman

to sign the Park Lease as a con-

tinuous agreement at \$1.00 per

year, until terminated by either

Cindy Aden/Zoning Administra-

tor met with the Board and pre-

Packard moved, seconded by

adopt the following resolution ap-

proving survey plat Tract 9,

RESOLUTION OF COUNTY

sented the following Plats:

L. Van Kekerix, owners.

NANCE, REPEALING

set for May 7th at 10:00 a.m.

into their fields if needed.

\$3.12 per gal.

nance#2013-3,

CLAY COUNTY, SD.

PERMIT

Those

party.

Brown/SECOG

Notices

ORDI-

ORDI-

Toby

Director of Insurance

2010 Legal and Public **Notices**

permit applications.

#2013-05Randall Jensen 30540 455 Greenfield Rd. Beresford, SD

For Proposed drainage tile in the N1/2 Sec. 14, Township 94 North, (Garfield Twp) Range 51 West, of the 5th P.M. to drain Northwest & Southwest into Baptist Creek, then Southwest to the Vermillion

Those attending: Randall Jensen Applicant. No written comments received on said application. moved, Mockler seconded Packard and carried to approve Applications #2013-05 as presented.

Packard moved, seconded by Kephart and carried to set May 14th at 9:30 a.m. for the following Drainage Permit Hearing:

NOTICE OF DRAINAGE PERMIT HEARING

Notice is hereby given that in accordance with the Clay County Drainage Permit Ordinance, Sections 106 and 107, the Clay County Commissioners sitting as the Clay County Board of Resolutions will conduct a hearing on drainage permit application for drainage into County ROW, in the Commissioners room at the Clay County Courthouse for the following applicant at 9:30 a.m. Tuesday May 14, 2013.

#2013-06 Jason Knutson , 45935 292nd Ave , Centerville, SD 57014

For Proposed drainage tile in the NE1/4 Sec. 18, Township 95 North, (Riverside Twp) Range 52 West, of the 5th P.M. to drain East into Frog Creek & then Southeast to the Vermillion River.

The Auditor's Surplus Cash Report for March 2013 was accepted and placed on file.

27700 Unassigned 1,307,625.54 TOTAL LIABILITIES **EQUITY** 5,675,867.49

Following Year's General Fund Budget (use current year for March analysis)

4,793,833.00 The unassigned fund balance, ac-

COMMISSIONERS count 27700, divided by the following year's WHEREAS it appears that the General Fund budget

Clay County South Dakota, Andrew J. Van Kekerix and Rhonda L. Van Kekerix, owners. Be it resolved that the Board of

County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Raymond Passick, Chairman Board of County Commissioners

I, Ruth A. Bremer County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on April 30,

Deputy County Auditor, Clay County, SD

Mockler moved, seconded Packard and carried to pass and adopt the following resolution approving survey plat of Tract 1 of Green WRP Easement in the W1/2 of the SE1/4 of Section 29, T93N, R51W of the 5th P.M., Clay County South Dakota, James G. Green & Roberta J. Green, Trustee.

RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property: Plat of Tract 1 of Green WRP Easement in the W1/2 of the SE1/4 of Section 29, T93N, R51W of the 5th P.M., Clay County South Dakota, James G. Green & Roberta J. Green, Trustee.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been with and that all and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly

Festival.Powell moved, seconded SN/ Raymond Passick, Chairman **Board of County Commissioners**

> I, Ruth A. Bremer, Auditor of Clay County, South Dakota do hereby certify that the within and Resolution passed on April 30, 2013.

County Auditor, Clay County, SD

Mockler moved, seconded by Packard and carried to pass and adopt the following resolution approving survey plat Old Cedar Lot 2 in The East Half of Government Lot 1 of the NE1/4 of Section 6, T93N, R52W of the 5th P.M., Clay County South Dakota, Tho-J McCabe & Michele R McCabe, owners.

RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property: Plat of Old Cedar Lot 2 in The East Half of Government Lot 1 of the NE1/4 of Section 6, T93N, R52W of the 5th P.M., Clay County South Dakota, Thomas J McCabe & Michele R McCabe, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of Mockler and carried to pass and said County, that adequate provision is made for access to adjacent un-platted lands by public dedica-Stewart's Addition, an Addition in tion or section line when physithe SE1/4 SE1/4 of Section 1, cally accessible, and that all pro-T95N, R51W of the 5th P.M., visions of the subdivision regula-Clay County South Dakota, An- tions of said County have been drew J. Van Kekerix and Rhonda complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Raymond Passick, Chairman Board of County Commissioners

Ruth A. Bremer, Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on April 30,

County Auditor, Clay County, SD

Mockler moved seconded by Kephart and carried to set May 7th at 10:15 a.m. for the following Variance Hearing:

NOTICE OF HEARING

Notice is hereby given that the Clay County Commissioners, acting as the Board of Adjustment, will meet on Tuesday, May 7, 2013 at 10:15 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 shop building 18 feet into the front yard setback and 5 feet into the side yard setback for Chad Ouelette, 30937 University Street, Vermillion, SD. Legal description: NE1/4 exc NW14/ NE/14 and exc. Madsen Tract 1 and Madsen Trace 2, 6-93-15, Prairie Center Township, Clay County, SD.

Janelle from the SD Public Safety/Drivers Licensing Program were present by teleconference to discuss their status of having an office in the county courthouse. The County has been facing the continued issue of needing space for its own use and with the recent issue of water in the basement it is a good time to review our own needs. The state has occupied the room for many years with no concessions regarding rent/or utilities and the large amounts of traffic coming into the courthouse has caused disruption to business with other offices. It was the consensus of the Board that after the room is made useable they may use it on temporary basis until they are able to secure a place elsewhere. The will be requested to pay at some point, what that will be, is yet to be determined.

Personnel Updates: Kevin Becker PT-24/4 Compliance Officer resignation effective 3/26/13 and Jason Westcott resignation as FT Jailer effective 5/3/2013.

Mary Mock-Election PT-3-25-13 to 4-18-13 @ \$12 per hour.

Andrew Jensen/4-H Advisor met with the Board. The Monthly Report for Jan-Apr and the 2013 Activities Schedule was accepted and placed on file. It was requested that the county participate in water testing (quick test) of livestock water. It would require a meter and solution, at little cost to the county and would be done at the 4-H Office

Powell moved seconded by Kephart and carried to add the water testing to the job description of the 4-H Secretary and allow the testing of water used for livestock.

It was reported the 4-H Office will be purchasing a new computer, not projected into the 2013 budget and requests that if necessary the county will supplement the budget if necessary. Kephart moved, seconded by Powell and carried to authorize the purchase and supplement if needed. foregoing is a true copy of the Packard recommended they purchase locally if possible.

> At 11:45 a.m. Powell moved, seconded by Kephart and carried to go into Ditch Board. Powell moved, seconded by Packard and carried to pay Johnson Engineering Yankton \$10,980 for 90% of the engineering work done on the Clay Creek Ditch.

Mockler moved, seconded by Packard and carried to come out Ditch board at 11:50 a.m.

Deputy States Attorney met with the Board to discuss information relating to Lake Thompson in Kingsbury County and their intent to drain. No high water mark has been determined and should be before any water is released. The Water Management Board is meeting in Pierre this Thursday. Mockler moved, seconded by Packard and carried to allow travel expenses paid for Deputy States Attorney if necessary, for Clay County to have representation at this meeting.

At 11:55 a.m. Mockler moved, seconded by Packard and carried to go into executive session to discuss personnel issues. At 12:05 a.m. Mockler moved, seconded by Kephart and carried to come out of executive session. No Action

The Board discussed Budget planning for 2014. The CPI for 2014 is 2.1. Powell moved, seconded by Mockler and carried to approve a 3% increase to the county wage for 2014. Packard moved, seconded by Mockler and carried to allow a 3.5% increase to the 2014 Budget.

Leo Powell gave a report on the Regional Watershed Advisory Task Force Meeting held in Mitchell April 22nd.

Dusty Passick handed out information from his meeting with 211 Disaster Support Coordinator. The Board will review the information at next week's meeting.

Motion by Powell, seconded

by Mockler and carried to ap-

prove the following claims for

South Dakota 57501-3182 until 4:00 PM CT, May 16, 2013 for McFadden Hall Roof Replacement, University of South Dakota, Vermillion, ROD's R0613--05X. Veteran's Of-Combined Bids will be received Sheriff's for the removal replacement of the County existing roof on McFadden Hall on the USD campus. Coroner-\$116.00, Contractors Please Note: There Emerg. Mgmt. will be an on-site pre-bid meeting Highway on May 10 at 10:00 AM CT. At-CHN tendance is not required for con-WIC tractors, but it is recommended so Extension contractors can be familiar with Weed Departthe project and existing conditions. Contractors shall meet on (Payroll Withholdsite at the front entrance of AFLAC-\$1092.81, Clay McFadden Treasurer-\$35482.73, Co-605.677.6690 for directions. Life-\$491.94, Copies of the Plans and Specifi-National cations may be obtained by bidders at the office of A & D Technical Supply, 1301 L St, Suite A, Lincoln, NE 68508, 402.474.5454 SD Supplewithout deposit. Additional sets beyond one (1) copy may be obtained upon payment of a \$50.00 Vermillion refundable deposit for each additional set. Checks shall be made Blue Cross/Blue payable to Davis Design and left with A & D Technical Supply at the time of document pick-up. The deposit will be returned to the contractor/subcontractor upon return of the plans, specifications, and addenda in good condition Languages within 30 days after the bid open-City ing date. Anyone requesting, re-Fox & viewing, or copying Plans and Horn Law Specifications for this project Linda (such individual is hereinafter re-

> Craig A. The Plans and Specifications are the sole property of the State; B. Any copies of the Plans and Specifications obtained directly from the State will be returned to

bidder further agrees:

the office of A & D Technical Supply immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, which ever occurs first;

ferred to as "bidder") agrees that

they are doing so for the sole pur-

pose of submitting a bid on the

project. In consideration of the

State of South Dakota providing

such Plans and Specifications for

the purpose of preparing a bid,

C. Any copies of the Plans and Specifications made by the bidder will be destroyed immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, which ever occurs first:

D. If bidder does not submit a bid, bidder will fulfill the requirements of B and C above on or before the date of the bid opening;

E. The Plans and Specifications are to be used only with respect to this project and are not to be used for any other project or purposes other than preparing a bid for this project:

F. The Plans and Specifications will not be disseminated to any person or entity for purposes other than obtaining pricing information without the express written approval of the state;

G. All information contained in the Plans and Specifications is confidential; and

H. Should the bidder disseminate the Plans and Specifications to an individual or entity for purposes of obtaining pricing information, the bidder will require that individual or entity to adhere to the terms set forth herein. The bidder, however, assumes no liability for the misuse of the Plans and Specifications by such third party or such third party's failure to comply with the provisions contained herein.

Should bidder be awarded a contract for construction of the project, bidder does not need to return or destroy plans and specifications until after completion of the project.

Each bid in excess of \$50,000.00 must be accompanied by a certified check, cashier's check or draft in the amount of 5% of the base bid and all add alternates and drawn on a State or National Bank or a 10% bid bond issued by a surety authorized to do business in the State of South Dakota and made payable to the Board of Regents of the State of South Dakota.

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

Effective January 9, 2013, the University of South Dakota is a smoke-free campus.

KRISTI HONEYWELL, P.E. State Engineer Office of the State Engineer Published once at the total ap-

proximate cost of \$50.48.

COUNTY OF CLAY:SS

Published: May 10, 2013 STATE OF SOUTH DAKOTA

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE ESTATE OF LELA WALZ, Deceased.

Notices

May 10, 2013 www.plaintalk.net

Published once at the total ap-

Invitation To Bid

Sealed bids will be received by

the State Engineer on behalf of

the Board of Regents at the Office

Building, 523 East Capitol, Pierre,

SD,

Hall.

Call

OSE

the State Engineer, Joe Foss

proximate cost of \$208.83.

Published: May 10, 2013

Legal and Public

Notices

payment: April Payroll: Commissioners-\$4850.00, Auditor's Office-\$10601.67, Treasurer's Office-\$12203.97, States Attorney's Office - \$ 1 2 4 8 5 . 9 3, Courthouse-\$2283.33, DOE's Office-\$8039.16, Office-\$6723.33, fice-\$1533.33, Office-\$28404.02, Jail-\$12493.01, 24/7 Sobriety Project-\$1715.17. LEPC-\$273.92. Office-\$2493.00, partment-\$39178.31, fice-\$1836.77, Office-\$794.90, fice-\$2711.67, ment-\$1039.50, and Zoning Office-\$1968.07; ing) County lonial Conseco/Washington Ins.-\$465.50, Nationwide Retirement Solutions-\$58.82, New York Life Ins.-\$400.23, SD Retirement System-\$18152.15, ment Retirement-\$1125.00, TASC (Flex)-\$2487.63, United Way Of Vermillion-\$126.00, Federal Credit Union-\$1071.00, Wellmark Shield-\$33512.13; April Bills: (Insurance Deductible) Tim Larson-\$1500.00; (Liability Insurance) SD Public Assurance Alliance-\$6933.00; (Prof. Serv./Fees) David Bergendahl-\$338.00, Certified International-\$252.45, Vermillion-\$604.23, Youngberg-\$175.24, Office-\$1578.46, Kogel-\$1317.06, Lewis & Clark BHS-\$298.00, Lincoln Co. Treasurer-\$36.00, James McCulloch-\$1138.34, Minnehaha Treasurer-\$112.50, Netsys Co Plus-\$60.00, Peterson, Stuart, & Rumpca-\$4096.14. Redwood Toxicology Lab-\$238.00, Sanford Health-\$25.24, SD Dept. Lab-\$435.00. Health Thompson-\$863.11, Tigert Gallery-\$75.00, University Cleaners-\$20.00, Yankton Co. Treasurer-\$212.50. Yankton Medical Clinic-\$219.20; (Repairs/Maint.) Iowa Office Supply-\$103.19, Jensen Auto Body-\$381.60, Larry's Home Repair-\$37.10, Matt Taggart Construction-\$331.64, Olson's Pest Technicians-\$45.00, Robinson Pro Cleaning-\$337.50, Two-Way Falls Sioux Radio-\$10.00; (Historic Preservation) Jim Stone-\$321.20; (Data Processing) Bruce Mastel/Mac-Designs-\$35.00, Netsys man Plus-\$522.50; (Materials/Supplies) Cynthia Aden-\$11.99, Allied Oil & Supply-\$637.76, Institutional-\$189.26, American Boyer Trucks SF-\$444.75, Ruth Bremer-\$375.16, Machin-Butler

ery-\$435.50, Campbell Supply-\$80.85, Certified Laboratories-\$364.39, Fast Glass-\$480.00, -\$25.74, Center-\$230.81, Truck Iowa Office Supply-\$333.28, Andrew Jensen-\$7.70, Light & Siren-\$675.00, MARCO-\$186.95, Peterbilt of Sioux Falls-\$31.16, Pharmchem-\$131.00, Pressing Matters-\$41.00, Quill Corp.-\$113.88, Falls Two-Way Radio-\$68.96, Sturdevant's Auto Parts-\$685.30, Truck-Trailer Sales Svc.-\$98.50, Verizon Wireless-\$13.21, Vermillion ACE Hardware-\$48.46, Vermillion Ford-\$135.63, Wal-Mart Community/GEMB-\$41.40, Wheelco Brake & Supply-\$324.72, Zee Medical Service-\$88.60; (Travel/Conference) Cynthia Aden-\$25.90, Beverly Orr-\$160.36, SD Assn. of Co. Officials-\$525.00, SD Assn. of Assessing Officers-\$200.00; (Utilities) City Vermillion-\$2040.40, Clay Rural Water System-\$52.40, MidAmerican Energy-\$537.77, Midconti-Comm.-\$260.00, nent Reliance Telephone-\$400.00, Verizon Wireless-\$354.06. Vermillion Garbage Service-\$256.00; (Juvenile Detention Contract) Minne-Co. Treasurer-\$4840.34: haha Crop (Chemicals) Production Service-\$552.50: (POD Grant)

(Training/Special Equip.) EMS Assn.-\$10.00; Grace Freeman-\$537.50, $H\ y\ -\ V\ e\ e\ -\ \ \ \ 1\ \ 2\ \ 0\ \ .\ \ 0\ \ 0\ \ ;$ (Machinery/Auto) Brunick Service-\$449.90. Layne's World-\$339.38. Vermillion Ford-\$28700.11, Wal-Mart Community-\$4.97; (Jury/Witness) Leslie Aust-\$50.00, Mary Christopherson-\$50.00, Cody Hall-\$50.00. Ruth Hessman-\$68.50, Joseph Johnson-\$52.96, Virginia Mullinix-\$68.50, Monty Munkvold-\$50.00, Harlan Wentzel-\$52.96; (Books) West

At 12:25 p.m. Powell moved, seconded by Packard and carried to adjourn and reconvene Tuesday, May 7, 2013 at 9:00 a.m.

(Ditch Expense) Johnson Engi-

(Building

Menard's-\$1650.15;

Group-\$677.00;

neering-\$10980.00.

provements)

Raymond (Dusty) Passick, Chairman **Board of County Commissioners**

ATTEST:

Ruth A. Bremer, County Auditor