

2010 Legal and Public Notices

PRO. 13-

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

Notice is given that on the 22nd day of April, 2013, Robert C. Ulrich, whose address is 922 Crestview Drive, Vermillion, South Dakota 57069, was appointed as personal representative of the estate of Lela Walz.

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

Dated this 22nd day of April, 2013.

Robert C. Ulrich
922 Crestview Drive
Vermillion, South Dakota 57069
(605)624-8434

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

James E. McCulloch
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Published three times at the total approximate cost of \$56.81.
Published: April 26, May 3 & 10, 2013

NOTICE OF ADOPTION

ORDINANCE NO. 2013-03

AN ORDINANCE OF CLAY COUNTY, SD, REPEALING ORDINANCE NO. 94-5, DRAINAGE PERMIT ORDINANCE OF CLAY COUNTY, SD.

WHEREAS, pursuant to South Dakota Codified Law 46A-10A, the Clay County Board of Commissioners adopted Ordinance No. 94-5 on September 20, 1994; and

WHEREAS, the Clay County Board of Commissioners now wishes to no longer exercise the authority to oversee and regulate rural drainage in Clay County under South Dakota Codified Law 46A-10A.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CLAY COUNTY, SD, that:

Section 1. That Ordinance No. 94-5, Drainage Permit Ordinance of Clay County, South Dakota is hereby repealed.

Section 2. The Clay County Board of Commissioners encourages individuals proposing drainage projects to contact all downstream landowners for at least one mile below the proposed outlet to show and discuss the proposed project.

Section 3. Upon completion of a drainage project, an as-installed drawing or map is highly encouraged to be filed with the Clay County Register of Deeds, for public record.

Adopted this 7th day of May, 2013.

Raymond (Dusty) Passick, Chairman
Board of County Commissioners

ATTEST:

Auditor Clay County, South Dakota
(Seal)

First Reading: April 30, 2013
Second Reading & Adoption: May 7, 2013
Publication: May 10th 2013
Effective Date: May 30, 2013
Published once at the total approximate cost of \$25.86.
Published: May 10, 2013

NOTICE OF APPLICATION NO. 7749-3 to Appropriate Water

Notice is given that Kirk Sorensen, 46113 Timber Road, Vermillion SD 57069 has filed an application for a water permit to appropriate 2.28 cubic feet of water per second from one well to be completed into the Missouri-Elk Point Aquifer (120 feet deep) located in the N 1/2 NE 1/4 Section 31 for irrigation of 160 acres located in the N 1/2 NE 1/4 Section 31 and S 1/2 SE 1/4 Section 30; all in T93N-R53W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7749-3 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.

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terest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, 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 May 20, 2013.

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 \$27.31.
Published: May 10, 2013

NOTICE OF APPLICATION NO. 7781-3 to Appropriate Water

Notice is given that Gary Andersen, 30094 463 Ave, Centerville SD 57014 has 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 Parker-Centerville Aquifer (50 feet deep) located in the SW 1/4 SW 1/4 Section 1 for irrigation of 95 acres located in the SW 1/4 Section 1; 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. 7781-3 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, 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 May 20, 2013.

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 \$27.64.
Published: May 10, 2013

USD From Page 01

create that only you can contribute.

"Important thing number two: You have what it takes to succeed," he said. "You've just succeeded in finishing college and you are about to start succeeding in a bunch of other things."

He told the graduates that they are better educated, richer, more widely traveled and smarter than any generation of this world.

"You have what it takes to succeed. So what does success mean to you? How would you define it?" Vekich said.

He noted that the late Steve Jobs is noted as a successful genius who changed the way the people throughout the world live their lives.

"But what about Steve Jobs' famous temper tantrums? His habit of verbally attacking people who served him at coffee bars? Publicly firing employees before an audience of their peers? Is this the part that you want your success to look like?" Vekich asked.

"I would like to suggest that success, no matter how you define it, has to be bigger than

simply achieving your goal. It must include others, which brings me to important thing number three: Significance is better than success," he said. "If success is what you do to achieve your goals, significance is what you do to help others achieve their goals."

Significance, he said, lasts forever.

"When you positively change the life of another human being, that person in turn impacts the life of another, who influences another, and on it goes," Vekich said. "Significance satisfies your soul. The thirst for success is never quenched. It grows stronger and stronger with each new achievement. But significance satisfies the deepest longing of the human soul."

"On your graduation day, I'd like to invite you, right from the beginning in your quest for success to pursue significance," he told the graduates.

Moments before accepting her diploma from USD President James Abbott, Brianna Clark of St. Paul, MN, briefly celebrated as she stepped on the commencement ceremony stage in the DakotaDome. Clark graduated Saturday with a bachelor of arts degree in contemporary media and journalism.

(Photo by David Lias)



AG From Page 01

"Number two, don't spend the rest of your life asking yourself, 'What if I would have done it?'" Jackley said. "I have classmates that ask that question. They went and did something else, and some people can do that and be happy, but if you're teetering on that, don't be one of those people that wishes you would have done it."

The final reason is the work itself.

"I will tell you from experience – and you really have to experience it – the law is one of the most gratifying and satisfying things you will do," he said.

Jackley added that the students should rely on each other well into the future.

"Now you will study for the bar exam, and you will do that together, and every week here you will continue to help each other whether you're actually practicing or doing other functions," he said. "You will be amazed at how often you will depend upon each other. I look back on my class, and I would never have been partner in a law firm but for the clients my classmates sent me, the questions they answered, the late-night calls."

"I would have never gotten elected attorney general without my classmates," he said.

For example, Jackley said that when he was running one of his campaign workers spoke to him expressing

concern because a state's attorney from another political party asked for a second bundle of signs to place around the community.

"I asked the name, and when I got it, I said, '(That's) a law school classmate of mine,'" Jackley said. "Some day you're going to appreciate that. You need to make sure you help each other out to get through the very difficult times."

And there will be difficult times, Jackley said.

"The practice of law is draining, and it takes a considerable amount of effort and time," he said. "It's not uncommon for lawyers to suffer from alcoholism, substance abuse, aggressive behavior, sometimes suicide. We have high divorce rates.

But I would suggest to you, stay grounded, and keep things in perspective."

There are several ways to do this, he said, including having a family and hobbies, as well as being active in the community and doing public service.

"We're a small state. You're going to find out that you know every lawyer in the state personally or by reputation," Jackley said. "I cannot stress enough, in South Dakota, you only lose your integrity as a lawyer one time. ..."

"I ask that you keep those things in mind," he said. "If you're going to practice law, you'll have tough days, tough problems. But if you keep the right attitude, you'll be a successful lawyer."

National Military Appreciation Month

Gov. Dennis Daugaard has signed a proclamation declaring May as National Military Appreciation Month.

May is a time to recognize the sacrifices and successes of those who have served in the Armed Forces, both past and present.

"The vigilance of the members of the Armed Forces has been instrumental to the preservation of freedom, security and prosperity enjoyed by the people of this great nation," the governor's proclamation states. "The success of the Armed Forces depends on the dedicated service of its members and their families."

National Military Appreciation Month includes: Loyalty Day (5/1), Victory in Europe Day (5/8), Military Spouse Appreciation Day

(5/11), Armed Forces Day (5/18), and Memorial Day (5/27).

Each of those days provides an opportunity to learn more about military members and the families that support them.

"This month is dedicated to all of our military men and women and their families, and it also provides an opportunity to educate our youth on the historical importance of the Armed Forces," said Maj. Gen. General Timothy Reisch, Secretary of the South Dakota Department of the Military and Adjutant General of the South Dakota National Guard. "Our veterans and their families have contributed so much to protect the freedoms we all enjoy."

Vermillion recognized for water compliance

The South Dakota Department of Environmental and Natural Resources (DENR) has announced that the city of Vermillion public water system and the system's operation specialists have been awarded a Secretary's Award for Drinking Water excellence.

The award is for outstanding water system operations and environmental compliance with state drinking water standards for more than 10 consecutive years.

The system's operation specialists are Randy Isaacson, Thomas Kruse, Wade Mount, Allen Clark, Curt Haakinson, Dale Husby and Shane Griese.

"Many people turn on the tap in their home or office and take the clean, safe water that flows out

for granted," said DENR Secretary Steve Pirner, "but it takes highly trained, certified system operation specialists to make it happen every day. The operation specialists of the city of Vermillion have made it happen for not just one year, but 12 consecutive years."

To qualify for the Secretary's Award for Drinking Water Excellence, public water systems and their systems operations specialists had to meet all of the following requirements for more than 10 consecutive years:

- Compliance monitoring and reporting
- Drinking water standards, and
- Certification requirements.

Local students among grads

The University of Nebraska-Lincoln granted degrees to more than 2,750 students at commencement exercises May 3 and 4. The graduates included:

Gayville: April Joy Sun, College of Fine and Performing Arts, bachelor of arts with distinction.

Vermillion: Taylor Nicholas Clark, College of Arts and Sciences, bachelor of science; Philip Dean Covington, Graduate College, doctor of education; Stacey Renae Joy, Graduate College, master of science; Raychel Jo Lorenz, College of Education and Human Sciences, bachelor of science in education and human sciences.

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