

2010 Legal and Public Notices

Bon Homme Yankton Electric Association, Inc. (Cooperative) is seeking former members who were issued capital credit refund checks in 2004, 2006 and 2008.

The checks represent cooperative capital credits earned for the years 1982-1989 for members receiving electric service during that time period.

The complete list of members with unclaimed capital credit checks can be viewed on the Cooperative's website at www.by-electric.com/content/unclaimed-capital-credits.

If your name or organization is listed below, to claim your funds, print out and complete the Affidavit of Address form from the website listed above and mail to: Bon Homme Yankton Electric, PO Box 158, Tabor, SD 57063.

All capital credit checks issued during 2004, 2006 and 2008 which remain unclaimed 180 days after publication of this notice shall be deemed assigned and donated to Bon Homme Yankton Electric Association, Inc., in accordance with the Cooperative's bylaws and South Dakota state law.

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PEGGY B FOX, VERMILLION WILLIAM AND JACQUELIN QUICK, VERMILLION Published once at the total approximate cost of \$12.45. Publish: October 9, 2015.

NOTICE OF APPLICATION FOR TITLE V AIR QUALITY OPERATING PERMIT

The South Dakota Department of Environment and Natural Resources (DENR) has received and reviewed the application for a Title V air quality operating permit for the following applicant:

APPLICANT NAME: Vermillion Regional Landfill FACILITY LOCATION: Vermillion, South Dakota

The Title V air quality operating permit will allow the operation of the following processes and units: 1. Municipal solid waste landfill with a design capacity of 4.78 million cubic yards.

A review of this application indicates the City of Vermillion can operate the municipal solid waste landfill in compliance with South Dakota's Air Pollution

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Control rules and the federal Clean Air Act. DENR, therefore, recommends that the Board of Minerals and Environment issue a Title V air quality operating permit to the City of Vermillion with conditions to ensure compliance with South Dakota Codified Laws (SDCL) 34A-1 and the federal Clean Air Act.

In accordance with the Administrative Rules of South Dakota (ARSD) 74:36:05:17, any person desiring to comment on DENR's draft permit conditions must submit written comments to the address below by close of business on the thirtieth day of this public notice. Comments may be directed to the following mailing address: Keith Gestring; PMB 2020; Department of Environment and Natural Resources; Division of Environmental Services; 523 East Capitol, Pierre, South Dakota 57501.

Any person desiring to contest the issuance of this permit and have a contested case hearing must file a petition, which complies with ARSD 74:09:01:01. This petition must be filed either by close of business on the thirtieth day of this public notice or, if that person submits comments on DENR's draft permit pursuant to the paragraph above, within thirty days of receiving notice of DENR's final permit decision.

If no comments or objections are received by close of business on the thirtieth day of this public notice, the draft permit becomes the final permit decision and the proposed permit will be submitted to EPA for review.

Copies of DENR's draft permit conditions and other information may be obtained from Keith Gestring, Engineer at the above address or telephone at (605) 677-6165 or from DENR's website at: http://denr.sd.gov/des/ga/aapub-not.aspx

Steven M Pimer, Secretary Department of Environment and Natural Resources Published once at the total approximate cost of \$31.89. Publish: October 9, 2015.

NOTICE OF TAKING TAX DEED BY CLAY COUNTY, SOUTH DAKOTA

To: Leland & Sandra Morrison, the owners of record of the hereinafter described real property; to Leland & Sandra Morrison or Unknown Residents, the persons in possession of said property; to Leland & Sandra Morrison, the persons in whose name said property is taxed; to Casey Van Beek, Irene City Finance Officer; and to the Internal Revenue Service.

NOTICE IS HEREBY GIVEN that Clay County, South Dakota is the lawful holder of Certificate of Tax Sale #6049 on the real properties described as Lot 1 Arnesons First, Irene City, Clay County, South Dakota, said property having been sold to Clay County, South Dakota, by County Treasurer's Certificate of Tax Sale on December 21, 2009.

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Dakota, to said County of Clay, State of South Dakota upon the expiration of sixty (60) days from the completed service of this notice, unless the property is redeemed as permitted by law. Dated this 24 day of September, 2015

Catherine Powell, Clay Co. Treasurer Holder of Tax Sale Certificate Published twice at the total approximate cost of \$23.95 Publish: Oct. 2 & Oct. 9, 2015.

NOTICE OF TAKING TAX DEED BY CLAY COUNTY, SOUTH DAKOTA

To: GENE HAWKINS, the owner of record of the hereinafter described real property; to GENE HAWKINS or Unknown Residents, the persons in possession of said property; to GENE HAWKINS, the person in whose name said property is taxed; to STATE FARM BANK FSB; the mortgagee named in (assignee of) an unsatisfied mortgage of record on said property; to MICHAEL CARLSON, Vermillion City Finance Officer; to LF NOLL INC; and to MEAD LUMBER OF VERMILLION.

NOTICE IS HEREBY GIVEN that Clay County, South Dakota is the lawful holder of Certificate of Tax Sale # 6193 on the real properties described as Lots 13 thru 15 Block 3, Van Meters Addn, Vermillion City, Clay County, South Dakota said property having been sold to Clay County, South Dakota, by County Treasurer's Certificate of Tax Sale on December 21, 2009.

Catherine Powell, Clay Co. Treasurer Holder of Tax Sale Certificate Published twice at the total approximate cost of \$27.03. Publish: Oct. 2 & Oct. 9, 2015.



NOTICE OF TAKING TAX DEED BY CLAY COUNTY, SOUTH DAKOTA

To: Dennis and Melinda Goeden, the owners of record of the hereinafter described real property; to Dennis and Melinda Goeden or Unknown Residents, the persons in possession of said property; to Dennis and Melinda Goeden, the persons in whose name said property is taxed; to IndyMac Mortgage Holdings Inc; to Nancy Andresen, Wakonda City Finance Officer; to Dennis J Goeden; and to Melinda Kay Goeden.

NOTICE IS HEREBY GIVEN that Clay County, South Dakota is the lawful holder of Certificate of Tax Sale # 6154 on the real properties described as Lot 3 Block 21, Wakonda City, Clay County, South Dakota, said property having been sold to Clay County, South Dakota, by County Treasurer's Certificate of Tax Sale on December 20, 2010.

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Clay Co. Treasurer Holder of Tax Sale Certificate Published twice at the total approximate cost of \$25.49. Publish: Oct. 2 & Oct. 9, 2015.

NOTICE OF TAKING TAX DEED BY CLAY COUNTY, SOUTH DAKOTA

To: Beneficial SD, the owner of record of the hereinafter described real property; to Beneficial SD or Unknown Residents, the persons in possession of said property; to Beneficial SD, in whose name said property is taxed; to Keith Larson, Glenwood Township Clerk; and to Tea Realty. NOTICE IS HEREBY GIVEN that Clay County, South Dakota is the lawful holder of Certificate of Tax Sale #5999 on the real properties described as N 439' of W 496.12' of S 1/2 SW 1/4 26-95-51, Clay County, South Dakota, said property having been sold to Clay County, South Dakota, by County Treasurer's Certificate of Tax Sale on December 21, 2009.

Catherine Powell, Clay Co. Treasurer Holder of Tax Sale Certificate Published twice at the total approximate cost of \$22.92. Publish: Oct. 2 & Oct. 9, 2015.

October 6, 2015 The Board of County Commissioners met in regular session Tuesday, October 6, 2015 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Raymond Passick.

Minutes of the September 29, 2015 meeting were approved with a motion by Passick, seconded by Powell and carried.

Wess Pravecek, Clay County Historical Society, appeared during Visitors to be Heard. Wess thanked the Commissioners for funding support and invited the Board to the Austin-Whittemore House for soup and sandwiches and a tour on Wednesday, October 21, 2015 at 11:30.

Cynthia Aden, Welfare Director, met with the Board to discuss Welfare Case #C15-28. Aden reported that the applicants are over the income guidelines. Passick moved, seconded by Manning and carried to deny the request.

The Board considered a contract renewal for the Register of Deeds Office with Microfilm Imaging Systems for equipment rental services. Passick moved, seconded by Manning and carried to authorize the Chairman to sign the contract.

Philip Terwilliger, Deputy State's Attorney, gave the Board an informal report on the recent increase in alcohol committals under the current contract.

Lauren Hollenbeck, 4-H Educator, met with the Board to give the Quarterly Activity Report. At 9:30 a.m., a public hearing was held for consideration of a two day malt beverage license application for Westlund/Peterson Post #44 on November 16-17, 2015. No one appeared in opposition, and no written correspondence was received. Packard moved, seconded by Powell and carried to authorize the Chairman to sign approval of the application.

The following Auditor's Account with the County Treasurer Report was accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER To the Honorable Board of County Commissioners of Clay County items in the hands of the County Treasurer as of September 30, 2015.

I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks 4,289,860.73 Amount of actual cash 837.17 Total amount of checks and drafts in Treasurer's Possession not exceeding three days 52,833.20 Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days: 7,901.84 Checks returned and not deposited Cash Items Investments 1,000.00 Cash Variation 0.00 Total 4,352,432.94

Dated this 1st day of October 2015.

Carri R. Crum, County Auditor At 9:31 a.m. Manning moved, seconded by Passick and carried to adjourn and reconvene Tuesday, October 13, 2015 at 9:00 a.m.

Travis Mockler, Chairman Board of County Commissioners ATTEST:

Carri R. Crum, County Auditor Published once at the total approximate cost of \$31.27. Publish: October 9, 2015.

RESOLUTION ADOPTION OF ANNUAL BUDGET FOR CLAY COUNTY, SOUTH DAKOTA

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget

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of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination's and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR Clay County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2016 and ending December 31, 2016 and the same is hereby approved and adopted by the Board of County Commissioners of Clay County, South Dakota, this 29th day of September, 2015.

Tax Levy in Dollars, \$/1,000 COUNTY TAX LEVIES WITHIN LIMITED LEVY: * General County Purposes (10-12-9) 4,635,611.00, 4.445 LIMITED LEVY (10-12-21) -SUB TOTAL OUTSIDE LIMITED LEVY: 4,635,611.00, 4.445 UNLIMITED LEVY - SUB TOTAL LIMITED AND UNLIMITED LEVY - SUB-TOTAL 4,635,611.00, 4.445 OTHER SPECIAL LEVIES Fire Protection (34-31-3) 112,363.00, .167 TOTAL TAXES LEVIED BY COUNTY 4,747,974.00, 4.612

* These Amounts include the 25% to be distributed to cities. As of September 29, 2015 these levies are not approved by the Department of Revenue. BOARD OF COUNTY COMMISSIONERS OF Clay County, South Dakota Travis Mockler, Chairman Leo F. Powell, Commissioner Micheal Manning, Commissioner Phyllis Packard, Commissioner Travis Mockler, Commissioner ATTEST: Carri R. Crum, County Auditor Published once at the total approximate cost of \$26.45. Publish: October 9, 2015.

September 29, 2015 The Board of County Commissioners met in regular session Tuesday, September 29, 2015 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Raymond Passick. Powell moved, seconded by Manning and carried to approve the agenda with an update on the downtown Termes mural project and the Wakonda recycling trailer project.

Minutes of the September 8, 2015 meeting were approved with a motion by Manning, seconded by Packard and carried.

Jill Munger, Community Health Nurse, met with the Board to discuss county employee flu vaccines. Powell moved, seconded by Packard and carried to authorize payment of flu vaccines for county employees who desire to receive it from the Community Health Nurses Office. Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Passick moved, seconded by Manning and carried to accept low bid of \$1.9914/gal. from Jerry's Service for 1600 gallons of 10% Ethanol blend fuel. Manning moved, seconded by Packard and carried to accept low bid of \$1.6095/gal. from Jerry's Service for 7300 gal. +/- of #2 Diesel fuel.

Polley reported that there is a possibility of obtaining some concrete filler for the washout north of Burbank rather than hay bales. Polley said the Riverside Township board has contacted him with a plan to replace the wooden bridge with two 36" culverts at 303 St. & 461 Ave. It was the consensus of the Board to have the Riverside Township board come to a future meeting to further discuss the situation.

The Saginaw Ave. construction project progress was interrupted because an individual drove on a barricaded portion of the site, causing the contractor to need to repair the damage. The Sheriff's Office was notified and took action.

Cynthia Aden, Zoning Administrator, met with the Board to present two plats. Passick moved, seconded by Powell to pass and adopt the following resolution for plat of Tracts 53A, 53B, and 53C of Hansen Farms Addition in Section 14, T95N, R52W of the 5th P.M., Clay County, South Dakota; Roger A. Hansen D/B/A Hansen Properties, owners. All voted aye; motion carried.

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 Tracts 53A, 53B, and 53C of Hansen Farms Addition in Section 14, T95N, R52W of the 5th P.M., Clay County, South Dakota; Roger A. Hansen D/B/A Hansen Properties, 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

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16. Electronic Copy Circulation
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X I certify that 50% of all my distributed copies (electronic and print) are paid above a nominal price.
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18. Signature and Title of Editor, Publisher, Business Manager or Owner

/s/ Gary L. Wood, Publisher / Dated: September 30, 2015 I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).

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Advertisement for SDNA (South Dakota Newspaper Association) featuring a 'VIP In the Newspaper All Access Pass' graphic. Text includes: 'OCTOBER IS PUBLIC NOTICES MONTH', 'VERIFIABLE. INDEPENDENT. PERMANENT.', and 'The newspaper is accessible to all segments of the public and is trusted as a valid, credible source for public notices.' It also mentions 'OCTOBER IS PUBLIC NOTICES MONTH' and 'SDNA SOUTH DAKOTA NEWSPAPER ASSOCIATION We've got South Dakota covered.' Website: www.sdna.com