2010 Legal and Public 2010 Notices

of said County, that adequate 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.

Travis Mockler, Chairman **Board of County Commissioners**

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on September

Carri R. Crum

County Auditor, Clay County, SD Manning moved, seconded by Passick to pass and adopt the following resolution for plat of Tract 1 & 2 of Nikkel Addition in the N 1/2 of the SW 1/4 of Section 1, T92N, R51W of the 5th P.M., Clay County, South Dakota; Timothy D. Nikkel and Eve P. Nikkel, 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 Tract 1 & 2 of Nikkel

Addition in the N 1/2 of the SW 1/4 of Section 1, T92N, R51W of the 5th P.M., Clay County, South Dakota; Timothy D. Nikkel and Eve P. Nikkel, 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.

Travis Mockler, Chairman **Board of County Commissioners**

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on September 29, 2015.

Carri R. Crum

County Auditor, Clay County, SD Layne Stewart, Emergency Management Director, met with the Board to present the 2016 State & Local Agreement and the Federal Emergency Management Agency Integrated Public Alert and Warning System Program Agreement. Powell moved, seconded by Packard and carried to authorize the Chairman to sign & Local Agree ment. The Federal Emergency Management Agency Integrated Public Alert and Warning System Program Agreement would allow the county to send emergency information to cell phone towers in the area, which would send alerts to all cell phone users in the event of a FEMA disaster. Powell moved, seconded by Packard and carried to authorize Layne Stewart to sign the agreement.

Douglas Sharples appeared during Visitors to be Heard to say that he is a Cub Scout and asked some questions of the Commissioners as part of his Cub Scout

The Vermillion Public Library Board, Sheriff's, and Register of Deeds monthly reports were accepted and placed on file.

Powell moved, seconded by Packard and carried to approve the following claims for payment. September 2015 Payroll: Commissioners \$7,720.24, Auditor's Office \$8,599.42, Treasurer's Office \$14,650.75, States Attorney's Office \$13,948.42, Courthouse \$2,497.92. DOE's Office \$9,532.08, ROD's Office Office \$6,394.66, Veteran's \$1,630.83, Sheriff's \$30,739.84, County \$20,612.40, 24/7 Sobriety Project \$1,176.56, LEPC \$377.67. Emerg. Mgmt. Office \$3,399.00. Highway Department \$37,090.42, Health Community Nurse Extension \$2,791.75, Weed Department \$3,453.34, and Zoning Office \$2,249.35 September Bills: (Payroll Withholdings) Aflac \$1,267.55; Clay Co Treasurer \$39,862.54; Colonial Life Conseco/Washington \$359.97; \$100.70; Dearborn National New York Life Insurance \$244.02; Optilegra Inc. \$17.92; SD Retirement System \$19,055.38; SD Supplement Retirement \$1,135.00; SDRS Roth 457(B) Plan \$350.00; United Way of Vermillion \$202.00; Vermillion Federal \$1,066.00 and Wellmark Blue Cross \$32,836.93; (Professional Services and Fees) Billings, John P \$2,109.50; Certified Languages Inc. \$23.10; Clark Engineering Corp. \$7,815.62: Cody, Denise \$43.50; Corrisoft LLC \$99.00; Crum, Carri R \$68.00; FedEx \$29.93; GEO Tek Engineering \$285.00; Houska, DDS Randy \$234.00; Johnson Engineering Co \$2,140.00: Lewno, Lucille M \$425.73;

County

Netsys

\$247.00; SD Assn of Co Officials

\$332.00; SD Dept. of Health Lab

\$420.00; Security Shredding Svc.

\$70.00; Swanda, Karen \$43.50; Vermillion/Clay EMS \$121.36;

Yankton Co Sheriff \$125.00 and

Lincoln

Treasurer

Plus Inc.

Legal and Public 2010

Notices Yankton Co Treasurer \$136.25; (Other Professional Services) Schaefer, Dean \$222.00 and Schied, Pamela M. \$482.50; (Law Office) Den Herder Law Office \$192.91: Harmelink, Fox Raynsb \$165.50; James & Larson Law \$227.25; McCulloch, James E \$3,139.32; Peterson, Stuart, Rump \$5,640.14; Reed Law Offices \$414.00 and Thompson, Craig K \$433.96; (Publishing) Broadcaster Press \$458.83; (Rentals) Schneider Corporation \$2,115.00; (Repairs and Maintenance) A & B Business \$164.12; Aden, John \$164.12; Bear, Inc. DBA Todd's Electric \$63.25; Bonte, Ken \$1,220.00; Century Business Products \$27.24; Double H Paving Inc. \$205,652.34; Hartelco \$10.00; Johnson Controls, Inc. \$926.38; Midwest Bldg. Maint. \$24.00; Northern Truck \$665.00 and Office Equip. Systems Company \$202.00; (Data Processing/Clay Creek) Mastel, Bruce \$35.00; MicroFilm Imaging System \$1,772.00; Software Services, Inc. \$840.00; (Supplies & Materials) A-Ox Supply Co. \$153.76; Appeara \$41.67; Bob Barker Co Inc. \$142.68; Brunick Service, Inc. \$17.00; Campbell Supply Co. \$294.06; Certified Laboratories \$507.41; City of Vermillion \$8,000.00; Cmoore Pit Service

\$120.00; Concrete Materials \$67,244.10; Davis Pharmacy \$347.68; Diamond Mowers Inc. \$834.17; First Bank & Trust Visa \$164.55; Gempler's \$215.65; JCL Solutions - Spencer \$443.85; Jebro Inc. \$187.50; Jerry's Service \$1,725.35; Lawson Products, Inc. \$90.10l; Lyle Signs, Inc. \$1,059.66; Marco \$218.66; \$218.66; Northern Truck Equip. \$4,163.05; Pressing Matters \$291.00; SD Dept. of Trans. \$284.74; Sturdevant's Auto Parts \$509.90; Truck-Trailer Sales \$58.30; Ultramax \$434.50; Union County Hwy Dept. \$2,703.38; UPS \$78.64; Verizon Wireless \$12.13; Walmart Community/Gecr \$76.29; Wheelco Brake and Supply \$211.56 and Yankton Computer

\$99.71; (Copier Supplies) Office Systems Company \$137.18; (Travel and Conference) Best Western of Huron \$208.00; Best Western Ramkota \$836.91; Ganschow, Dennis \$262.04; Hollenbeck. Lauren \$74.40; Howe, Andy \$87.00; Husby, Tiffany \$81.00; Olson, Jane \$74.50; Polley, Rodney \$27.00; Powell, Cathi \$68.00; SD LTAP \$170.00; SD Sheriff's Assn \$85.00; SDSU Extension Service \$45.82 and Stewart, Layne \$220.40; (Inmate Travel) Jerry's Service \$113.00; (Utilities) Brunick Service Inc.

\$140.00; Bureau of Administra-\$24.00; CenturyLink

\$524.84; City of Vermillion

\$2,590.92; Clay Rural Water Sys-

tem \$48.30; Clay Union Electric Co. \$470.12; Hartelco \$79.95; MidAmerican Energy \$51.10; Verizon Wireless \$354.06; Vermillion Garbage Svc \$216.00 and Wakonda Town \$61.60; (Payment) Brunick Service Inc. \$46.00; Crop Production Service \$189.47; Hy-Vee, Inc. \$853.39; Jerry's Service \$1,347.89; The Roadhouse \$3,847.00; Walmart Community/Gecr Albertsen, Jody \$50.00; Brown, Laurie \$50.00; Callahan, Robin \$50.00; Iacino, Noah \$50.00; Jensen, Lynn \$66.80; Jensen, Stephanie \$50.00: Leffers, Cindy \$50.00; McCleening, Michael \$50.00 and Davenport, Demarcus (JDC/Special \$20.00; Minnehaha County JDC \$990.00; (Books) Thomson Reuters - West \$577.19; (Furniture and Minor Equipment) Microfilm Imaging

Systems \$150.00. Packard gave a brief update on the downtown Termes mural restoration project.

Packard also reported that Wakonda was awarded an 80% grant for the recycling trailer project.

Mockler reported that he received an e-mail complaint regarding the Clay County Park Campground. It was the consensus of the Board to ask that a member of the Clay County Park Board be present at the next meeting to pass along the information.

At 9:34 a.m., Passick moved, seconded Manning and carried to enter an Executive Session for legal matters.

At 9:55 a.m., Powell moved, seconded by Packard and carried to exit the Executive Session. Powell moved, seconded by Packard and carried to authorize up to \$2000 in expenditures to Meierhenry Sargent LLP for a pipeline appeal.

Ed Goesch met with the Board to discuss lack of drainage in the ditch along the north side of Burbank Rd. near Brandon Dr. and Natalie Ct. Rod Polley, Highway Superintendent, had previously looked at the site and had suggested that Goesch contact the City of Vermillion. Polley said the City limit is the center line of the road, and the Director of Equalization Office was able to confirm it with the Pictometry program. The Board recommended that Goesch contact the City of

Packard moved, seconded by Passick and carried to adopt the 2016 Provisional Budget as the Annual Budget.

Vermillion again.

The Board discussed fishing from bridges. It was the consensus of the Board to pursue an ordinance regarding fishing, parking, and loitering on bridges. It was the wishes of the Board to put the topic on the next agenda.

The Board briefly discussed the legal newspapers and the

method for billing. At 10:38 a.m., Manning moved, seconded by Packard and carried to adjourn and reconvene Tuesday, October 6, 2015 at 9:00

Travis Mockler, Chairman **Board of County Commissioners** ATTEST:

Legal and Public **Notices**

Carri R. Crum, County Auditor Published once at the total approximate cost of \$117.64. Publish: October 9, 2015.

STATE OF SOUTH DAKOTA COUNTY OF CLAY

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

ESTATE OF JOHN KENNARD PETERSEN, Deceased.

PRO. 15-22

NOTICE TO CREDITORS AND NOTICE OF INFORMAL APPOINTMENT OF PERSONAL REPRESENTATIVE IN INTESTACY

Notice is given that on the 2nd day of October, 2015, Mary Joan Hansen, whose address is 315 West Broadway Street, Coleridge, Nebraska 68727 was appointed as Personal Representative of the estate of JOHN KENNARD PETERSEN.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims my be barred.

Claims may be filed with the personal representative or may be filed with the clerk and a copy of the claim mailed to the personal representative.

Dated this 2nd day of October,

MARY JOAN HANSEN 315 WEST BROADWAY ST. COLERIDGE, NE 68727 402-283-4610

Clay County Clerk of Courts 211 West Main Street, Suite 300 Vermillion, SD 57069 605-677-6755

Linda L. Kogel Kogel Law Office P.O. Box 493 Vermillion, SD 57069 605-624-2667

Published three times at the approximate cost of \$50.93. Publish: Oct. 9, 16 & 23, 2015.

Hillier: USD Defense 'Really Never Satisfied'

BY JEREMY HOECK

jeremy.hoeck@yankton.net

Ryan Hillier was a key fixture on a University of South Dakota defense that ranked among the national leaders in areas you'd want to lead a nation in: Sacks, pass defense, turnovers and interceptions.

Hillier, a linebacker from Lee's Summit, Missouri, played in all 12 games that season.

He was also a fixture in a Coyote defense that took significant steps back last season. as USD struggled to another winless record in Missouri Valley Football Conference play.

Through four games this season, Hillier and his defensive teammates are back causing problems for opposing offenses.

USD ranks No. 16 nationally in total defense, with an average of 303.5 yards allowed per game. The only problem is, that ranks third in the Missouri Valley Football Conference – Youngstown State is first and North Dakota State is fourth.

The Covotes are already ahead of last year's pace with eight sacks (five by Andrew Van Ginkel) and seven interceptions, which led head coach Joe Glenn to say Tuesday, 'We're doing a lot of things on defense we didn't do a year ago."

By looking at some of the scores, one could get the impression that USD isn't exactly lighting the world on fire on defense – the Coyotes allowed 34 points to Kansas State and 31 last week to Youngstown State. On closer examination, though, Kansas State scored a touchdown on a kickoff return, and Youngstown State took advantage of three USD turnovers to score on short fields (there were drives of 4 plays, 4 plays, 1 play and 2

Hillier answered a couple questions from the Press & Dakotan after Tuesday's practice at the DakotaDome.

It just seems like the defense has taken a step forward this year. What could you point to where the defense has gotten bet-

I think we've come together a lot better, and we're starting to understand the system more. Just the older guys, with the preparation, we're seeing what teams like to do and we've been through it before to know what

Experience was a huge part of it, wasn't

Big time, yeah. It's always nice to have uys in front of us like Colin (Mertlik), Drew (Iddings), Nick (Jacobs) and Sean (Bredl); older guys, guys that have seen what Valley football is like.

How much of it is needing to go through this league a couple times?

It's always very helpful. Coach (Jason) Petrino and coach (Wes) Beschorner always preach film, so having that experience from film and then on the field is always nice.

Has the new 4-3 scheme had an impact? Yeah it has a lot. The bodies we have fit a 4-3 better than what we did with the 3-4. That's been nice.

What did you think of last week? Those turnovers by the offense certainly gave Youngstown State some short fields. Did you feel like overall, the defense did what it needed to do?

I feel like we did, yeah. We still have some areas where we can definitely improve, and coach Petrino pointed that out right away on Monday. We're really never satisfied. We still have way too many missed assignments that we can continue to work on, but I feel like it's a step in the right direction.

It looks like there have been fewer missed assignments, not as many big plays. Have you noticed that as well?

Yeah, exactly. That's what we preach every week, eliminate the big plays. That's what we try to do every week. If we can do that, it's successful defensive football.

What's it going to take to beat Western Illinois?

The big thing for us is stopping the run. We've always struggled with doing that. If we can do that and eliminate the big plays, we'll definitely have a shot.

Did you feel like stopping the run was a

They have really good running backs and they're really experienced, and you could tell they wanted to run the ball. A lot of the teams in the Valley do. It's the same with Western (Illinois), if you can stop the run, it puts your defense in a good position. That's the key in this league, isn't it?

Exactly. If you can do that, you can be a pretty successful defense.

Softball

From Page 6

Sydney Furry scored from third on a passed ball with one out to end the game.

Maddie Treiber pitched a complete game of five innings with two strike outs and one walk.

In game two, the Tanagers we ahead 3-2 going into the sixth inning to Rapid City Douglas, but the Lady Patriots scored five in the bottom of the inning to take the 7-3 lead. Vermillion plated one in the seventh, but fell short in the

Kiley Wood led Vermillion's offense against Douglas with two doubles off two hits and three RBIs. Leber had three hits, including a double, from four at bats and three runs scored. Malimanek had two hits from three at bats with a double and Morgan Halverson went 2-for-4.

Treiber again pitched a complete game with three strikeouts and no walks.

Vermillion fought hard in the elimination game against Lennox, but came up short in an extra inning showdown.

The Tanagers were down 2-0 going into the fourth inning and tied the game at two. Lennox took back the lead at 3-2, but in the fifth Vermillion jumped ahead 4-3 in the top of the inning. The lead held until the seventh when Lennox came back to tie it again.

"They tied it up 4-4 and ended up beating us in the bottom of the 8th via international tie breaker rule 5-4," coach Wood said.

Vermillion scored the four runs off five hits in the game. Leber, Kiley Wood, Emily Stockwell each had one and Halverson recorded two doubles.

Stockwell pitched the complete game for Vermillion going seven innings with two strikeouts.

Rapid City Douglas went on to defeat Lennox 4-3 for the

Vermillion ends the season with a 4-7 overall record showing much improvement over a one-win season last year, and according to coach Wood, the team is official out of the rebuilding year.

"To answer the question of we are still rebuilding," he said. "Nope."

Eickhorn Tops Field At SDSU Classic

BROOKINGS — South Dakota senior Amber Eichkorn cruised to win while leading the Coyote women to a team title on Saturday at the South Dakota State Classic in Brook-

"Overall we ran much better than a week ago," commented head coach Dan Fitzsimmons. "Our women had a much better time gap from the first to fifth runner. Amber, Katie, and Kelsey all had sub-18 performances, which should place them in the top-10 on our all-time list.'

The Coyotes put three women in the top-five of the field to edge out South Dakota State 35-40. South Dakota becomes only the second team in the meet's 11-year history to win a title, with Minnesota's women capturing the first 10 team

Eichkorn clocked 17 minutes, 24.72 seconds through the 5,000-meter course. Senior Katie Wetzstein followed shortly behind, crossing the finish line in 17:30.61 for second. Senior Kelsey Barrett placed fifth after clocking 17:53.81.

South Dakota State snuck all seven runners in behind Barrett. Coyote freshman Megan Billington and junior Nicole Schmidt finished 13th and 14th, respectively, to complete the Coyotes' team score. Billington crossed the finish in 18:37.50, while Schmidt recorded a time of 18:48.89.

Senior Isaac Allen led the Covote men with a runner-up finish, clocking 25:31.84 for 8,000 meters. South Dakota's men finished fourth with 92 points.

Sophomore Brice Cowman placed 16th with a time of 26:20.85. Freshman Nate Wendt took 29th in 27:00.99. Sophomore Matthew Schilmoeller and freshman Pierce Libby rounded out the Coyote scorers in 31st and 36th, respectively. Schilmoeller finished in 27:08.55 and Libby clocked

Lervick 12th At Nebraska

LINCOLN, Neb.—South Dakota junior golfer Brenna Lervick finished at 4-over par and placed 12th at Nebraska's Chip-N Club Invitational hosted Monday and Tuesday at Country Club of Lincoln. The 54-hole event featured 75 golfers from 13 teams including Notre Dame, Kansas and

Lervick entered Tuesday's final round in fourth place after posting six birdies against five bogeys in two rounds Monday. She added one birdie Tuesday and carded a final round 77 to post her third top-15 finish in three tournaments

Notre Dame placed four golfers in the top five to run away with the team title. The Fighting Irish totaled 860 for three rounds (-4), 30 strokes better than second-place South Dakota State. Kansas, behind medalist Yupaporn Kawinpakorn, placed third at 893 (+29). South Dakota finished seventh at 939 (+75).

Kawinpakorn backed up two even-par rounds with a final round 68. She earned a two-stroke win against Notre Dame's Isabella DiLisio. Talia Campbell of Notre Dame finished third

Coyote freshman Jennifer Vincent finished tied for 20th at 13-over. She's placed in the top 20 in all three fall events. Abby Dufrane (t-53rd), Lexi Petersen (70th) and Kaitlyn Krzyzanowski (74th) also competed for South Dakota. Alyna Vaughan competed individually and placed 64th at 34-over. South Dakota next competes Oct. 19-20 at the Creighton

Classic in Omaha, Neb.

Rykal Third, **Coyotes Fourth At Drake**

South Dakota senior golfer Jordan Rykal backed up his win last week in Illinois with a third-place finish at Drake's Zach Johnson Invitational held Monday and Tuesday at Glen Oaks Country Club. The 54-hole event featured 54 golfers

Rykal was in 27th place following an opening round 77(+6). He carded four birdies against one bogey in round two for a 3-under 68 and shot even par during his final round Tuesday to climb into third place. It was the fourth top-five finish for Rykal in his last two seasons.

Rykal finished four strokes back of Bradley's Drake Bushong, who earned medalist honors with a score of 1-under. Northern Iowa's Eric Sikkema and Dustin Atkinson sandwiched Rykal at 2-over and 4-over, respectively.

Northern Iowa, behind those two top-four finishers, scored a seven-stroke victory against Bradley to win the team title. The Panthers shot 874 for 22-over. Oral Roberts was one stroke behind Bradley in third place at 30-over. South Dakota placed fourth at 35-over.

Grant Campbell and Cody Seal tied for 18th place at 12-over for the Coyotes and teammates Andrew Brown and Matt Swanson tied for 29th place at 18-over. Miles Death (t-37th, +27) and Cole Peterson (53rd, +33) competed individually for South Dakota.

South Dakota wraps up its fall season Oct. 25-27 with Old Dominion's Kilmarlic Invitational in Powells Points, N.C.