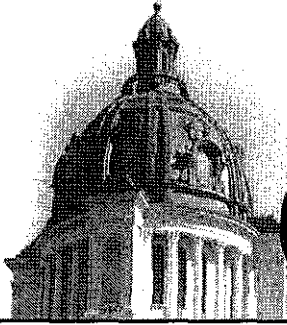


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AUG 07 2013

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION



Capital Journal

AFFIDAVIT OF PUBLICATION

State of South Dakota, County of Hughes

Jackie Odom of said county, being, first duly sworn, on oath, says: That he/she is the publisher or an employee of the publisher of the Capital Journal, a daily newspaper published in the City of Pierre in said County of Hughes and State of South Dakota; that he/she has full and personal knowledge of the facts herein stated, that said newspaper is a legal newspaper as defined in SDCL 17-2-2.1 through 17-2-2.4 inclusive, that said newspaper has been published within the said County of Hughes and State of South Dakota, for at least one year next prior to the first publication of the attached public notice, and that the legal display advertisement headed Public Utilities Commission Notice of Public Hearing to Adopt Rules a printed copy of which, taken from the paper in which the same was published, and which is here-to attached and made a part of this affidavit, was published in said newspaper for one successive week(s) to wit:

<u>July 8</u>	<u>20</u>	<u>13</u>	<u>20</u>
_____	<u>20</u>	_____	<u>20</u>
_____	<u>20</u>	_____	<u>20</u>
_____	<u>20</u>	_____	<u>20</u>
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That the full amount of the fee charged for the publication of the attached public notice inures to the sole benefit of the publisher or publishers; that no agreement or understanding for the division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever; that the fees charged for the publication thereof are: \$ 486.68.

Signed: Jackie Odom

subscribed and sworn to before me this 5 day of August 20 13

Mary Libake

Notary Public in and for the County of Hughes, South Dakota.
My Commission expires 2-19, 2015.

Sioux tribes to discuss foster care, sacred sites

SIOUX FALLS, S.D. (AP) — Enforcement of the Indian Child Welfare Act, protecting sacred sites and the Keystone XL pipeline will be among the topics discussed at a gathering of Sioux tribal leaders next week in Rapid City.

The Standing Rock Sioux Tribe is hosting the three-day meeting that starts Monday. The meeting is the third in a series between the seven Sioux tribes in South Dakota and the Spirit Lake Nation in North Dakota. The tribes began meetings on a regular basis earlier this year to better focus their resources.

"Experience shows that all going in separately — whether it's Congress or meeting with state officials — it just doesn't carry as much weight," said Terry Yellow Fox, the Indian Child Welfare Act director for the Standing Rock Sioux Tribe. "But as a group, and we are called the great Sioux Nation, basically we are one family."

South Dakota's adherence to the Indian Child Welfare Act

Other issues tribal leaders will talk about their commitment to protecting the Earth, including opposition to the Keystone pipeline, the proposed \$7-billion project to carry oil from Canada to Texas that has drawn opposition from environmentalists. Supporters say the pipeline is a job creator that will also boost the country's energy resources.

is a major issue for the tribes, Yellow Fox said. The federal law was passed in 1978 with the intention of keeping American Indian children from being taken from their homes and routinely placed with non-Native American adoptive or foster parents. The tribes say the state has often broken the law; state officials say they haven't.

Assistant Secretary for Indian Affairs Kevin Washburn attended a summit about the law in May in Rapid City, and Monday's meeting will be the first time since then that the tribes have met to discuss the results, Yellow Fox said.



This 2007 file photo provided by South Dakota Magazine shows the nearly 2,000-acre Reynolds Prairie ranch in the Black Hills of South Dakota which encompasses a sacred site known as Pa Ska that the Sioux tribes raised \$9 million in 2012 to buy back from a private landowner who had put it up for sale. Protecting sacred sites will be among the topics discussed at a gathering of Sioux tribal leaders beginning today in Rapid City. AP Photo/courtesy South Dakota Magazine, Benie Henthoff/PA

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Briefs

Man crushed under motor vehicle

By CAPITAL JOURNAL STAFF
NEWS@CAPJOURNAL.COM

A Pierre man died when he was crushed under a motor vehicle July 5.

At 7:27 p.m., emergency responders were dispatched to the 1700 block of Airport Road on a report of someone who was accidentally crushed under a vehicle. Alexander Lindholm, 24, of Pierre was found dead at the scene.

Responding agencies included the Pierre Police Department, Hughes County Sheriff's Office, AMR and the Hughes County coroner.

Funeral services are pending.

Two injured in motorcycle collision

By CAPITAL JOURNAL STAFF
NEWS@CAPJOURNAL.COM

Two people were injured during a collision between a motorcycle and a car at the intersection of state Highway 1804 and Range Road shortly before 4 p.m. Wednesday.

Scott Long Hofer, 26, from Pierre and Elizabeth Moore, 26, from Fort Pierre were on a motorcycle when it tried to pass the car as it was making a left hand turn, resulting in a collision to the rear driver's

side of the car, according to Jonathan Harms with the state Department of Public Safety.

Moore was wearing a helmet, but Long Hofer was not. Both received serious, but not life-threatening, injuries and are now out of the hospital, Harms said.

The Pierre Police Department, state Highway Patrol and Hughes County Sheriff's Office responded to the scene of the collision, as well as American Medical Response ambulance service.

There is a charge of careless driving pending against Long Hofer, Harms said.

Panel seeking suggestions for new creek name

PIERRE, S.D. (AP) — The South Dakota Board on Geographic Names is asking for input to come up with a new name for Squaw Creek in Moody County.

The name is considered offensive, and guidelines established by the U.S. Board of Geographic Names require that a new name be solicited. The creek is near Trent.

Many suggestions may be descriptions of topography, local history or associated with natural life. A name can't duplicate another name in the state or nearby in an adjoining state. People have until Aug. 15 to submit suggestions.

Suggestions can be sent to the South Dakota Board of Geographic Names; Department of Tribal Relations; 302 East Dakota; Pierre, S.D. 57501.

Public Utilities Commission Notice of Public Hearing to Adopt Rules

A public hearing will be held in Room 414, 4th floor, State Capitol, Pierre, South Dakota, on July 30, 2013, at 1:00 p.m., to consider the adoption and amendment of proposed rules numbered:

20:10:11:01; 20:10:11:04.02; 20:10:11:10; 20:10:11:12.1; 20:10:11:12.2; 20:10:11:14; 20:10:11:15; 20:10:11:16; 20:10:11:17; 20:10:12:05; 20:10:12:05.01; 20:10:12:06.02; 20:10:12:10; 20:10:12:11; 20:10:12:12; 20:10:12:13; 20:10:12:14; 20:10:12:15; 20:10:12:16; 20:10:12:19.

These revisions affect rules regarding the regulation of grain buyers and grain warehouses by the Public Utilities Commission. The effect of the revisions to the citations for "general authority" and "law implementer" is to provide updated citations. The reason is to reflect changes in the statutes wherein statutes from a repealed chapter are now in another chapter. These are the only changes to 20:10:11:16 and 20:10:11:17.

The effect of the revisions to 20:10:11:01 is to revise and update the monthly grain report rule. The reasons are to allow a grain warehouse the option of furnishing its monthly grain report online and allow pricing options for reports.

The effect of the revisions to 20:10:11:04.02 is to revise the release of bond requirements. The reason is a slight revision to the requirement regarding replacement bonds.

The effect of the revisions to 20:10:11:10 is to require that notice of a suspension or revocation of a grain warehouse license must be posted in all locations where grain is received. The reason is to help ensure that the notice will be more visible to the public.

The effect of 20:10:11:12.1 and 20:10:11:12.2 is to put in procedures for the handling of electronic warehouse receipts. The reasons for the rules are to ensure the receipts are correctly numbered, that only one receipt is issued for the same lot of grain, and to require a power of attorney if someone other than the depositor is handing an electronic receipt.

The effect of the revisions to 20:10:11:14 and 20:10:12:14 is to revise financial statement requirements for applicants for a warehouse or grain buyer license by changing the types of allowed financial statements and what statements are required under what specified circumstances. The reason for the revisions is to revise, clarify, and update financial statement requirements.

The effect of the revisions to 20:10:11:15 and 20:10:12:15 is to revise balance sheet requirements. The reasons for the revisions are to strengthen balance sheet requirements regarding current assets as compared to liabilities and to require an applicant for a class A grain buyer license to show a specified positive net worth.

The effect of the revision to 20:10:12:05 is to require a grain buyer's bond to list each location of the buyer. The reason is to ensure that all locations of the grain buyer are included in the bond.

The effect of 20:10:12:05.01 is to set forth the requirements if an additional bond is furnished by a grain buyer. The reason for the rule is to clarify how and when a grain buyer may provide additional bonds.

The effect of 20:10:12:05.02 is to state when a bond may be released. The reason is to ensure that bond coverage is provided throughout the entire license year.

The effect of the changes to 20:10:12:10, 20:10:12:11, and 20:10:12:12 is to repeal these rules. The reason is that decals for grain buyer vehicles are no longer required by statute.

The effect of the revisions to rule 20:10:12:13 is to allow a voluntary credit sale grain contract that is not signed by both parties to be enforceable if a writing in confirmation is sent and no objection is made to the writing in confirmation. The reason for the revision is to prescribe the actions that must be taken to render a grain purchase agreement not signed by both parties to be enforceable.

The effect of 20:10:12:18 is to set notice requirements if a grain buyer's license is suspended or revoked. The reason is to give notice to producers and others that the license is suspended or revoked.

The effect of rule 20:10:12:19 is to require notice of the transfer of ownership of a grain buyer's grain receiving facility. The reason is to ensure that producers, the bond surety, and the Commission are aware of ownership transfers.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may do so by appearing in person at the hearing or by sending them to the South Dakota Public Utilities Commission, State Capitol, 500 East Capitol, Pierre, South Dakota 57501-5070. Material sent by mail must reach the Public Utilities Commission by August 9, 2013, to be considered.

After the hearing, the Commission will consider all written and oral comments it receives on the proposed rules. The Commission may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the Public Utilities Commission at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making special arrangements is (605) 773-3201.

Copies of the proposed rules may be obtained without charge from the Public Utilities Commission, State Capitol, 500 East Capitol, Pierre, South Dakota 57501-5070.

The proposed rules may also be found on the Public Utilities Commission's home page at the following address: <http://puc.sd.gov/Dockets/Rulemaking/2013/default.aspx>

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AUCTION

Saturday, July 13 2013 • 9 a.m.
 110 East Prospect, Pierre SD • Property of Everett and Darla Lawver

ANTIQUE ITEMS	HOUSEHOLD ITEMS/TOOLS	Vacuum
Marble top tables - claw feet	Oak dining table and chairs	Shark steam cleaner
Dry sink	Blue recubical with mattress	Care Bear glasses
China cabinet - burled wood	Dressers	Glass handled steak knives
Melafan tea cart - burled wood	Recliner	Picture frames
Drop down desk - tiger wood	Glass top end tables	Air purifier/ humidifier
Theodore Handled Linoges china France	Armana gas stove	Baby swing
Hand painted china/Japan	Microwave & cart	Craftsman 9" radial arm saw
Many cups & saucers with gold trim	Desk and chairs	Craftsman 10" direct drive
Lead crystal & Dickens plates England	Fik cabinets	2 HP table saw
Framed mirrors	Lawn chairs	4 new blades
Painting with antique frames	Electronic weight machine	Standing blades
Bambs with vintage clothes & linens	Threadmill	Air compressors
Gallon crock jar	Portable back massager	Garden hoses
Oriental rug	Bicycle	Sprinklers
Large wicker sewing basket	Beauty shop sink, vanity and dryer	Rakes
Kitchen table - Formica	Princess House items	Lawn equipment
8 pc. Stack set	Vita Craft pans	Storm door
Fitness sphynx and holder	Altoys	8-ft fold doors
Wooden bread box	George Foreman grill	Tools
Glass peanut butter jars	Board games	Shovels
Vases	Books	Many Christmas items, lights, etc.
Dolls	Flag and holder	
	Little Green Clean Machine	
	Dog Kennels (small and large)	
	Flower pots and iron rod holders	

Property of Mrs. White will be sold at the end of the sale

Auctioneers:

Bryan Pearson (605) 280-1283	Dan Baark (605) 962-6139 or (605) 280-7880	Gilbert Hart (605) 224-4900 or (605) 280-4000
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