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# 3-pc Chicken Strips Chili Cheese Dog 1/4 lb. Grill Burger w/ch US 12, Groton Text "GrotonDQ" to 411247 to receive hot specials

### The cardboard/paper

recycling trailer at the school is back and is open!

### **Recycling Trailer in Groton**

The recycling trailer is back in Groton at 10 East Railroad Ave. Don't forget, there is also a dump-ster at the city shop for aluminum cans with the proceeds going to the pool.

Wednesday, September 3

**Senior Menu:** BBQ Chicken, Rosemary Red Potatoes, Old Fashioned Slaw, Strawberry Jello Dessert, Whole Wheat Bread.

**School Lunch:** Submarine, baked chips, veg and dip, tossed greens, fresh and canned fruit.

**School Breakfast:** French toast sticks, fruit, juice, milk, cereal.

**Birthdays:** Amanda Sippel • Douglas Craig • Duane Fliehs • Orv Schaller • Lars Tunby 7:00am: United Methodist Men's Bible Study 12:00pm: Kiwanis meets at the Community Center

**Thursday, September 4** 

**School Breakfast:** Breakfast pizzaz, cereal, fruit, juice, milk.

**School Lunch:** Lasagna, corn, tea bun, tossed greens, fresh and canned fruit.

**Senior Menu:** Herbed Roast Pork, Baked Potato/S.Cream, Lemon Buttered Broccoli, Cinnamon Applesauce, Whole Wheat Bread.

**Birthday:** Troy Carda 9:30am: ELC India Circle

10:00am: Boys JH golf at Sisseton

2:00pm: ELC Nigeria Circle

2:00pm: Lifetouch Directory rep and committee

meeting

4:00pm: Cross Country at Redfield-Doland 5:30pm: DOT Open House on SD37 Project at

Community Center

6:30pm: Volleyball at Deuel with C/JV at 6:30

Two bedroom apartment in the Rix Apartments (former city apartments) at 407 N Garfield

### **FOR RENT**

Attached garage.
Major appliances included.
\$700 per month
Roger: 605/397-7118

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### Council eliminates 2015 street project The 2015 street project was axed from the proposed budget at Tuesday night's Groton City Council

Meetina.

"So what you're saying is that the street project is a make or break deal for the budget?" asked Councilman David Blackmun to Finance Officer Anita Lowary. She agreed.

The project was slated to cost nearly \$1 million and the city has \$2.3 million in borrowing power left of the general fund.

Councilman Burt Glover said, "I agree with Mary (Fliehs). I think we need to wait to finish the west side." The council grappled with the idea of borrowing another \$1 million to do phase two of the west side street project or putting it off. "I'd like to see us pay off some of our debt," said Councilman David McGannon. The only debt that will be paid off by 2019 is the lagoon and the substation transformer and that amounts to \$99,000 in payments a year. Currently, the city is making \$564,000 a year in payments - but that includes curb and gutter payments as well, which are collected from the property owners.

City Supervisor Terry Herron, Electric Superintendent Ward Gilchrist and Waste Water Superintendent Dwight Zerr came before the council earlier in the meeting to discuss their budget needs. Gilchrist also announced that he will be retiring in July 2015.

Herron reported that by doing the street project, but waiting a year to do the asphalt, would add \$30,000 to \$40,000 expense to the budget. "I'm sure we would all like to see it done," Herron said, "but it comes down to money."

The council agreed to not do the street project next year, which will put \$82,000 in contingency, \$40,000 back in for sewer relining and \$300,000 will be saved and earmarked for the street project, and a balanced budget. "I would like one more week to think about this," Councilman Glover said. "Amen to that," echoed Councilman McGannon.

Mayor Scott Hanlon said that he would like to see someone locally try to do one block on our own. "With Terry's (Herron) expertise, why can't we do it ourself? We should try one block." Councilman Michelle Muilenburg questioned if it would be done correctly since everything has to be engineered.

The council have a special meeting on Monday, Sept. 8, 6 p.m., to go over the final plans for the budget and to give second reading at that meeting.

During the financial report, Lowary reported, "This is the lowest balance I've seen in 33 years." So far, the city has borrowed \$100,000 in a line of credit. Revenues were \$46,000 for sales tax, \$7,000 for property taxes and another \$10,000 in sales tax will be coming in this week. The city has \$149,864.48 in available funds which includes the line of credit. The bills came to \$364,523.76 and Lowary said she will be going back to the bank to borrow more funds.

There was a request from the school for an AED (Automated external defibrillator) at the soccer field that could also be used in the baseball complex and skating rink. The cost is \$1,900. There is one in the squad car already and the police officers are usually the first ones to show up. "I know they are a huge deal and I know they will save a life," said Councilman Burt Glover. "They are the real deal and they do work." Lowary said that she will look for grant money to help buy three of them. One would be shared with the pool and the skating house, one would be shared with the soccer field and baseball complex and one would be permanently located at the community center.

It has been at least three years running to require homeowners to have their house number on the house. Now it's on its way to becoming an ordinance. "As someone who is relatively new in town, it drives me nuts when there are no house numbers," said Police Officer David Hunter. Police Chief Stacy Mayou added that he has had to knock on doors to find out where someone lives because that person needed medical attention. "It speeds up our response time," Mayou said. "Its a public safety thing. Time is of the essence." The council gave first reading requiring house numbers be installed and visible from the street. Up to \$200 a day fine will be imposed once the ordinance becomes law.

Tim Thurston was given the approval for an on-off sale Malt Beverage License for the Red Dragon Saloon.

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City Attorney Drew Johnson, with the approval of Thurston, laid out the law and reviewed the criminal record of Thurston. "In order to have a liquor license, the person has to be suitable in obtaining a liquor license and be of good moral character and never been convicted of a felony." After reviewing Thurston's record, the council granted him the license, which is good until July of 2015. Police Chief Stacy Mayou said that Thurston would have no problem allowing the police officers to walk through the establishment from time to time.

A request by Nikki Kotzer to forgive a penalty charge on a utility bill was denied. It was the first time she was late and she said she was unaware of the length of time it took for billpay to send the payment.

The council will have a letter of support for the repairs of the stained glass windows at the historic Trinity church in Groton. The request for membership into the Brown County Historic Society was turned down at this time.

A request by Duane Kavanaugh to forgive sewer and garbage fees was denied. They no longer live there, but they have to keep the water on for the heating system.

Twenty-one letters were sent out to residents who blew their grass into the streets. There is now an ordinance that makes blowing grass into the streets illegal and can be subject up to a \$200 fine.



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### Herman, Sombke place at NEC Golf Tourney Thirty area high school golfers spent a very soggy day at the Olive Grove Golf Course for the NEC Boy's

Golf Tournament on Thursday as intermittent rain showers fell all day.

Roncalli took the top honors with a score of 318 and Sisseton finished in second place with a 339. Groton was fourth with a 374.

Adam Herman was the top finisher for Groton, tying with Brody Sombke, with a 89 to finish in eighth and ninth place, respectfully.

Groton will be at the Hub City Invite on Tuesday and will return to play at home on Saturday, September 13 for the Groton Invite, Golfing starts at 10 am.

-Char Telkamp

#### 2014 NEC Boys Golf Tournament Roncalli 318

Keaton Deiter, 73, 1st Zach Streier, 77, 2nd Gabe Heller, 79, 4th Austin Kokales, 92, 15th

Sisseton 339

Carsten Archer, 79, 3rd Nate Nielsen, 83, 5th Ethan Kranhold, 88, 10th Hunter Ryan, 89, 11th Mitch Hansen, 94

Milbank Area 351

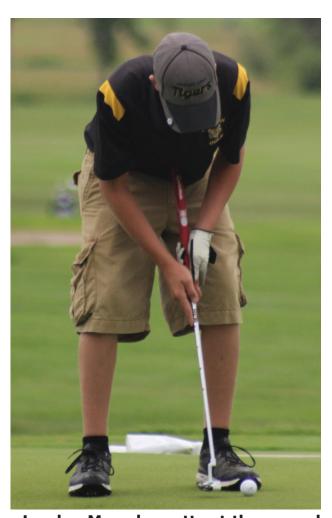
Sean Zimney, 85, 6th JP Lindquist, 86, 7th Adam Thomas, 89, 12th Ryan Schreurs, 91, 14th Brady Gomers, 93

**Groton Area 374** 

Adam Herman, 87, 8th Brody Sombke, 87, 9th Landon Marzahn, 94 Sean Schuring, 106 Cade Guthmiller, 109

**Redfield-Doland 447** 

Gabe Suchor 103 Bryce Stephsen, 103 Ryan Yost, 106 Jakob Thomas, 135 Adam Hyke, 138



Landon Marzahn putts at the second hole at Olive Grove during the NEC Boy's Golf Tournament on Thursday. (Photo by Char Telkamp)

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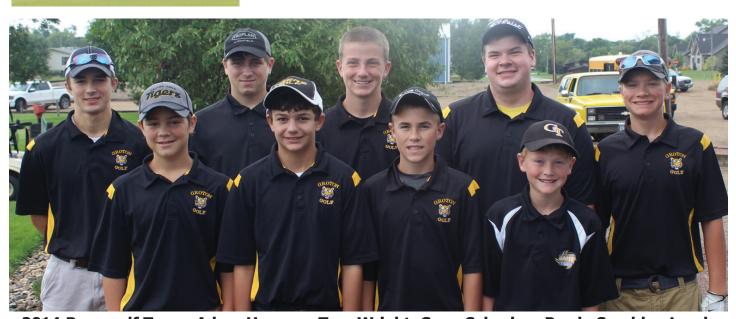
Adam Herman was the highest place winner for Groton in the NEC Boy's Golf Tournament on Thursday, finishing in eighth place with a 87.

(Photo by Char Telkamp)

Sean Schuring prepares to chip up to the green during the NEC Boy's Golf Tournament in Groton on Thursday.

(Photo by Char Telkamp)





2014 Boys golf Team: Adam Herman, Trey Wright, Sean Schuring, Brody Sombke, Landon Marzahn. Front Row: Hunter Schaller, Korbin Blackmun, Treyton Diegel and Cade Guthmiller.

(Photo by Char Telkamp)

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### **RUMMAGE SALE**

Saturday, Sept. 6, 7:30 a.m. to 2 p.m., 51 1st Ave East. 8/24 snow blower like new, electric start 21" MTD snow blower, electric start Toro 5-140 Snow blower that need carb work, pull type 10 gallon lawn sprayer, 2 push mowers - one with a bagger, Honda riding mower with bagger and auto drive, push lawn seed spreader, 2 weed eaters - electric and gas, bicycles, garden tools, mechanics tools - some new, carpenter tools, garden tools, leather recliner, much, much more.

### **Notice**

Sugar Babes/Sweet Sensations dance groups registration is Wednesday, Sept. 3, at the Groton Community Center from 4 p.m. to 6:30 p.m. Instructor Gwen Briscoe from Aberdeen ARCC will be offering a sixth, seventh and eighth grade dance team new this year! Call Gwen at 605/290-0410 or Kim at 605/380-7148 for more information.

### **Help Wanted**

Wheatcrest Hills - New Wage Scale - is hiring for PT and FT CNA positions. We are looking for caring compassionate individuals to join our team. CNA certification training class to start September 15 and we have benefit packages available. Please stop in for application or contact Kristin at 605/448-2251. (0826.0902)

### **For Rent**

ONE AND TWO bedroom apartment for rent. HDS subsidized. Rent includes utilities and heat. No smoking. Pets okay. Contact Darlene Daly at 605/397-8131.

### **Silver Skates Registration**

Registration for the 2015 Carnival of Silver Skates will be on Sunday, September 7th from 11:00 AM until 3:00 PM, and again on Monday, September 8th from 3:00 PM until 7:00 PM at the Warming House in Groton. Be looking for your registration form coming to you via email and through the school as well. If you are going to be a participant in the Carnival, you MUST attend one of these registration dates to be measured for your costume. Thank you!!

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### SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION NOTICE OF PUBLIC INFORMATION MEETING/ OPEN HOUSE

Project P 0037(129)207; PCN 039K; BROWN COUNTY

SD37 from Aspen Avenue to US12 in Groton
Grading, Storm Sewer, Curb & Gutter, Sidewalk, Roadway Lighting, AC Surfacing

**Date:** September 4, 2014 **Time:** 5:30 to 6:30 p.m. CDT

Place: Groton Community Center

109 N. 3rd Street Groton, SD 57445

The South Dakota Department of Transportation (SDDOT) will hold an open house style public meeting to discuss and receive public input on the above project. The open house will be informal, with one on one discussion with SDDOT design staff.

A presentation will take place shortly after 5:30 p.m. Afterwards, SDDOT staff will be available with displays to discuss the proposed project and answer your questions. During this time, you will also have the opportunity to present written comments.

Information will be available on the acquisition of right-of-way and relocation assistance. This project is being developed in compliance with state and federal environmental regulations.

Notice is further given to individuals with disabilities that this public meeting is being held in a physically accessible place. Any individuals with disabilities who will require a reasonable accommodation in order to participate in the public meeting should submit a request to the department's ADA Coordinator at 605-773-3540 or 1-800-877-1113 (Telecommunication Relay Services for the Deaf). Please request the accommodations no later than 2 business days prior to the meeting in order to ensure accommodations are available.

All persons interested in this project are invited to attend this meeting to share your views and concerns any time between 5:30 and 6:30 p.m.

For further information regarding this project, contact Mark Leiferman, Chief Roadway Design Engineer at (605) 773-3433.

Information presented at the Public Meeting/Open House will be posted on the SDDOT web site after the meeting at <a href="http://sddot.com/dot/publicmeetings/default.aspx">http://sddot.com/dot/publicmeetings/default.aspx</a>.

Notice published twice at a cost of \$ \_\_\_\_\_

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### JOIN US FOR

### a local food celebration!

**Sunday, Sept. 7** • **4-7** p.m.

**Granary Rural Cultural Center, rural Groton, S.D.** (find driving directions at dacotahprairiemuseum.com)

We'll start with a GRAND COMMUNITY POTLUCK.

Bring local food to share!

Drinks, plates and silverware provided.

- · Presentation on the economics of local food ·
- · Conversations on opportunities and challenges for local food ·
- AND PERHAPS SOME MUSIC! Bring an instrument to join in an informal jam session.

Farmers market vendors:
Bring your produce!
E-mail heidi@dakotafire.net for details.

SPONSORED BY

Dakotafire

SPARKING RURAL REVIVAL

ONE STORY AT A TIME. www.dakotafire.net

This event kicks off the



THE DAKOTA LOCAL FOOD CHALLENGE is a way for people in the Dakotas to get better connected to the land and the people who produce our food by eating food produced locally for two weeks in September.

Everyone who turns in a local food log will get a fun "I WENT LOCAL" T-shirt.

Sign up and get more info: dakotafire.net/golocal

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**Today in Weather History** 

1974: An early freeze occurred across Minnesota on September 3rd as temperatures fell into the upper 20s to the lower 30s. This was the earliest freeze on record in some parts of the state ending the growing season. Greatest damage was to the soybean and corn crop. Honey production was also ended. Damage estimates were in excess of 100 million dollars.

1999: Very heavy rains from thunderstorms repeatedly going over the same area resulted in extensive flash flooding in a 30 to 40 mile wide band from Fort Pierre in southeast Stanley County to Hecla in northeast Brown County. Rainfall amounts in this corridor ranged from 3 to 7 inches. As a result, the communities of Blunt in Hughes County and Onida in Sully county were severely flooded. Most of the homes and businesses were flooded throughout Blunt and Onida causing severe damage. Only a few homes in these communities were spared from receiving water in there basements. Most homes also experienced sewer backup. The sewer systems in both Onida and Blunt were flooded and shutdown. Many people had to go to temporary shelters as a result of the flooding. Aberdeen and Fort Pierre had a lot of street flooding resulting in road closures and detours. Also, several basements in Aberdeen and Fort Pierre had sewer backup. The heavy rain flooded many township and county roads along with several state and U.S. highways. Sections of Highways 14, 20, 83, and 1806 along with many other roads in central and northeast South Dakota had to be closed. Many of the township and county roads had massive amounts of gravel washed away. Some bridges received minor damage with some culverts also lost. A few pets and livestock were also lost as a result of the flooding. Many acres of crops were flooded throughout the area. The DM & E railroad had some of its trackline flooded for a time. Some rainfall amounts included, 3 inches at Fort Pierre, 4 inches at Hecla and in the Aberdeen Area, 5 inches at the Sand Lake Wildlife Refuge and at Blunt, 6 inches at Seneca, 7 inches 10 miles southeast of Gettysburg and at Onida.

1821 - A hurricane made landfall at Long Island, near Kennedy Airport, then moved through western Connecticut. The hurricane produced a record tide at New York City. (David Ludlum)

1953 - The temperature at Erie PA reached 99 degrees, and Stroudsburg PA established a state record for September with a reading of 106 degrees. (The Weather Channel)

1961 - Denver, CO, received 4.2 inches of snow, their earliest snow of record. (Sandra and TI Richard Sanders - 1987)

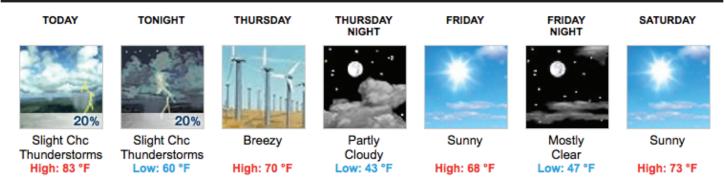
1970 - During the early evening hours, in the midst of a severe hailstorm at Coffeyville KS, a stone 17.5 inches in circumference and nearly two pounds in weight was recovered. It was the largest measured hailstone in U.S. weather records. Average stone size from the storm was five inches in diameter, with another stone reportedly eight inches in diameter. (David Ludlum)

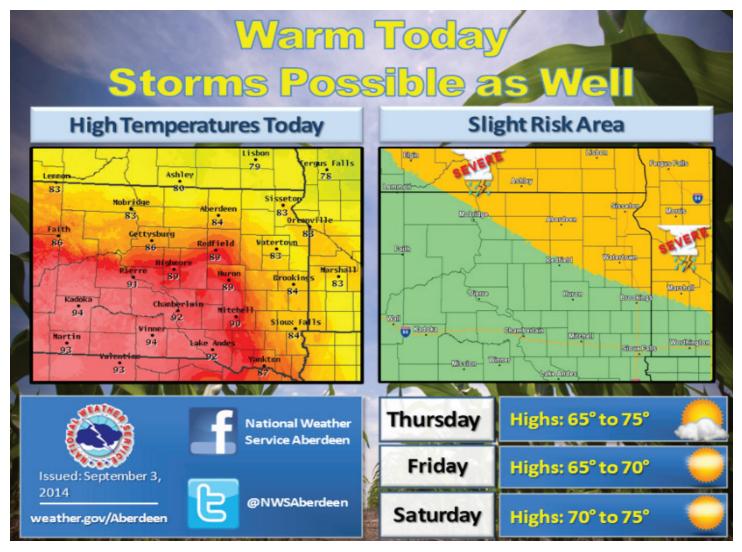
1987 - Temperatures dipped into the 40s and 50s for morning lows across much of the eastern half of the country, with eleven cities reporting record lows for the date. Pellston MI tied Gunnison CO for honors as the cold spot in the nation with a low of 30 degrees. Smoke from forest fires darkened skies in southern Oregon and northern California. (The National Weather Summary)

1988 - Sixteen cities in the northwestern U.S. reported record high temperatures for the date. Highs of 89 degrees at Stampede Pass WA and 116 degrees at Redding CA established records for the month of September. Readings of 98 degrees at Spokane WA and 100 degrees at Yakima WA equalled records for September. (The National Weather Summary)

1989 - Thunderstorms developing ahead of a cold front produced severe weather from Minnesota to Nebraska during the day and evening. Evening thunderstorms in Nebraska produced wind gusts to 100 mph at Valentine and Gretna, and produced baseball size hail at Lewellen. Thunderstorms in Arizona produced 2.20 inches of rain in forty minutes at Green Valley, and wind gusts to 60 mph. Eight cities in Texas and Florida reported record high temperatures for the date, including Victoria TX and San Antonio TX, each with a reading of 102 degrees. (The National Weather Summary) (Storm Data)

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A warm front lifting northward across the area will bring a chance for thunderstorms for northeastern South Dakota and western Minnesota today. A strong cold front moving across the region tonight will bring additional chances for thunderstorms. Some thunderstorms in northeastern South Dakota and western Minnesota could become strong to severe late tonight.

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### **Yesterday's Weather**

**High:** 80.6°F at 6:04 PM **Low:** 48.3°F at 5:42 AM

High Gust: 19 mph at 2:56 PM

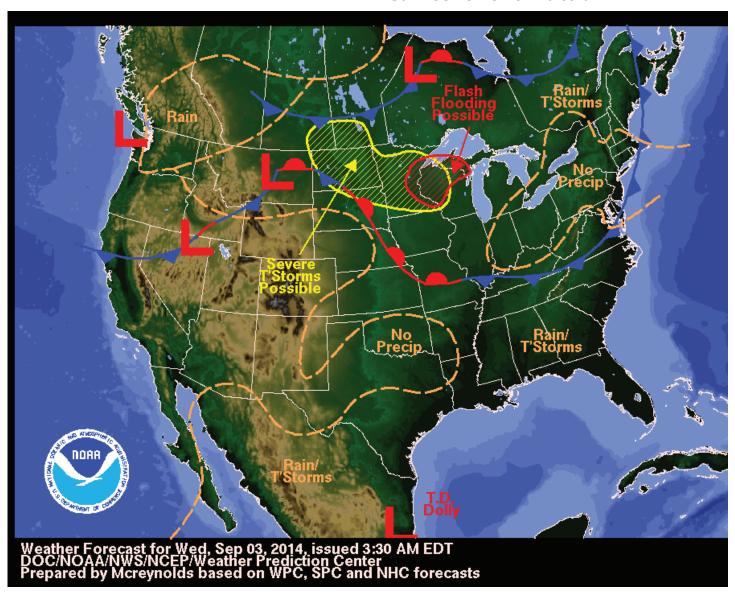
Precip: 0.00

### Today's Info Record High: 102° in 1897

Record High: 102° in 1897 Record Low: 31° in 1974

**Average High:** 77°F **Average Low:** 51°F

Average Precip in Sept.: 0.16 Precip to date in Sept.: 0.00 Average Precip to date: 16.45 Precip Year to Date: 11.93 Sunset Tonight: 8:08 p.m. Sunrise Tomorrow: 6:59 a.m.



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### WHY THE PROVERBS OF SOLOMON?

Wisdom was a very important matter to those living during the time of Solomon. In fact, the Bible recognizes the wise men of Israel's neighbor, especially those in Egypt, as well as Babylon and Phoenicia, Arabia and Edom. The Old Testament also refers to Gentile "sages" with a certain degree of respect - although it does not mention the Gentile priests and prophets.

It's important for us to remember that there were many during those days that were very intelligent even though they did not speak as one having a "special revelation" from God. Individuals throughout the ages, even today can think, speak and write wisely within many different fields of knowledge and yet not speak on behalf of God. It is this simple, significant fact that makes The Proverbs of Solomon different. Solomon spoke on behalf of God, the truth of God, to guide the people of God into "paths of righteousness for His sake." Then as now, following the teachings and instructions of Solomon, God's children have God's "filter" to see God's world through God's eyes.

We often talk about "hindsight" and "foresight" but God's Word gives us insight for the way we are to live. We may have wisdom from various sources, but wisdom that comes from God enables us to live victoriously and let the world see and understand the value of submitting to His teachings. We are, of all people, most blest!

But one thing more: We, as the children of God, have access to the power of God, to live lives that are pleasing to God, through the strength and power of God.

**Prayer:** Heavenly Father, may we know, understand, accept and live Your Words of Wisdom every day we live! In Jesus' Name, Amen.

**Scripture for Today:** Proverbs 1:1 The proverbs of Solomon son of David, king of Israel:

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### News from the App Associated Press

### Rapid City and USGS upgrade Rapid Creek gauge

RAPID CITY, S.D. (AP) — Rapid City and the U.S. Geological Survey have upgraded the gauge that measures the water flow on Rapid Creek, which flooded in 1972 and killed 238 people.

The new streamgage will also provide visitors with information on that flood and explain how water flow is measured and other issues related to floods, droughts, water supply and recreation.

City and federal political leaders and agency officials will dedicate the new streamgage Wednesday at Founders Park.

### DOT: Hay must be removed from highway right of way

PIERRE, S.D. (AP) — The South Dakota Department of Transportation is reminding farmers and ranchers to remove all processed hay from the highway right of way.

The agency says state regulations require that hay be removed from the right of way within 30 days of being processed, but no later than Oct. 1.

Officials say the bales or stacks can be a safety hazard for vehicles forced to leave the road. They say the stacks can also restrict a driver's sight distance in some cases.

The agency says hay left in the road ditches late in the year can also cause snowdrifts across the highway.

#### Daugaard proclaims September as Honey Month in SD

PIERRE, S.D. (AP) — Gov. Dennis Daugaard has proclaimed September as Honey Month in South Dakota.

South Dakota ranks among the top five honey producing states with 225 beekeepers who maintain 324,000 colonies.

The soil, topography and weather during the summer have led South Dakota to cash in on the honey business. The state's Department of Agriculture says more than 14 million pounds of honey were produced in South Dakota last year with a value of over \$30 million.

### Tuesday's Scores The Associated Press

#### **VOLLEYBALL**

Alcester-Hudson def. Baltic, 17-25, 25-23, 29-27, 25-17
Arlington def. Dell Rapids St. Mary, 25-11, 25-20, 25-18
Beresford def. Centerville, 25-14, 25-20, 25-15
Bon Homme def. Andes Central, 25-18, 25-16, 25-23
Brandon Valley def. Brookings, 25-23, 25-12, 25-17
Castlewood def. Lake Preston, 16-25, 25-18, 25-22, 25-23
Chester def. McCook Central/Montrose, 25-19, 25-9, 25-18
Clinton-Graceville-Beardsley, Minn. def. Wilmot, 25-18, 28-26, 25-18
Dakota Valley def. Tri-Valley, 25-18, 25-7, 25-15

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Elk Point-Jefferson def. Dell Rapids, 25-14, 25-19, 25-23

Elkton-Lake Benton def. Flandreau, 25-12, 21-25, 26-24, 25-8

Ethan def. Kimball/White Lake, 25-21, 25-18, 25-19

Gayville-Volin def. Marion, 25-20, 29-27, 18-25, 28-26

Gregory def. St. Francis Indian, 25-21, 25-23, 25-22

Groton Area def. Ipswich, 25-23, 25-17, 25-19

Hamlin def. Clark/Willow Lake, 25-10, 25-19, 23-25, 25-22

Hill City def. Edgemont, 25-23, 25-18, 25-16

Irene-Wakonda def. Freeman, 25-20, 25-23, 25-27, 23-25, 15-10

Kadoka Area def. Oelrichs, 23-25, 22-25, 17-25

Lead-Deadwood def. Hot Springs, 25-20, 25-20, 25-19

Leola/Frederick def. Langford, 25-6, 25-15, 25-13

Madison def. Canton, 25-15, 25-12, 25-13

Milbank def. Tiospa Zina Tribal, 25-12, 25-12, 25-18

Mitchell Christian def. Sunshine Bible Academy, 25-18, 22-25, 25-15, 25-7

Mt. Vernon/Plankinton def. Bridgewater-Emery, 25-20, 25-5, 25-9

Northwestern def. Aberdeen Christian, 25-11, 25-6, 25-5

Parker def. Sioux Valley, 25-21, 25-22, 25-9

Redfield/Doland def. Hitchcock-Tulare, 25-18, 24-26, 25-19, 25-19

Rosholt def. Florence/Henry, 25-13, 25-19, 25-11

Sioux Falls Christian def. Garretson, 25-14, 25-9, 23-25, 25-11

Sioux Falls O'Gorman def. Harrisburg, 25-21, 25-14, 25-21

Sioux Falls Roosevelt def. Sioux City, East, Iowa, 16-25, 25-20, 25-18, 25-13

South Border, N.D. def. Eureka/Bowdle, 25-9, 25-16, 25-17

Spearfish def. Sturgis, 25-13, 25-22, 25-17

Stanley County def. Chamberlain, 20-25, 25-9, 8-25, 25-16, 15-9

Sully Buttes def. Faulkton, 25-23, 25-20, 25-18

Summit def. Waubay, 25-12, 25-9, 25-8

Tea Area def. West Central, 25-18, 24-26, 25-15, 25-17

Tripp-Delmont/Armour def. Menno, 25-17, 25-23, 25-13

Vermillion def. Lennox, 23-25, 25-18, 25-18, 25-18

Viborg-Hurley def. Canistota, 25-11, 25-18, 22-25, 25-11

Wagner def. Platte-Geddes, 25-10, 25-17, 25-20

Wall def. Jones County, 15-25, 25-13, 25-15, 25-19

Warner def. Aberdeen Roncalli, 25-12, 25-14, 25-10

White River def. Lyman, 29-31, 25-23, 25-23, 21-25, 15-11

Winner def. South Central, 25-3, 25-16, 25-9

Yankton def. Sioux Falls Lincoln, 23-25, 25-22, 25-13, 25-17

### Court rules against reporter in death records suit REGINA GARCIA CANO, Associated Press

SIOUX FALLS, S.D. (AP) — A South Dakota circuit judge has ruled against a journalist in a lawsuit seeking more information about the death of former state economic development director Richard Benda. The ruling from Circuit Judge Kathleen Trandahl released Tuesday states that Attorney General Marty

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Jackley was justified in not releasing details of Benda's death out of privacy concerns for the deceased man's immediate family members, including his daughter, who is a teenager.

"A mere suspicion is not enough to outweigh the privacy interests, the presumption of innocence, protection of the criminal process, and protection of the decedent's minor child," Trandahl wrote.

Journalist Bob Mercer, who writes for several daily newspapers, filed the lawsuit against Jackley last month. He told The Associated Press on Tuesday evening that he had just glanced at the ruling, but based on what he had read he plans to appeal to the South Dakota Supreme Court.

"In a suicide such as this, the public would seem to deserve more information than they have received," he said. Mercer took the matter to the circuit court after he was unsuccessful in getting records through an administrative law process.

Benda's October death was ruled a suicide. At the time, Jackley was preparing to file felony theft charges against Benda amid allegations of financial misconduct at the Governor's Office of Economic Development surrounding a program that administered an investment-for-green-card program.

Jackley had agreed to release more information about Benda's death but only under certain conditions, chiefly that Benda's family had to consent. After Benda's family declined to authorize the release, Mercer sought the intervention of the administrative law judge and later the circuit judge.

Jackley on Tuesday said the court recognized that under South Dakota law the confidentiality of death records isn't absolute.

"The court affirmed that we have the statutes in place, but there is some leeway in disclosure," Jackley said. "...When all parties can be satisfied, there can be an instance of disclosure. But we were unable to achieve that level of satisfying that party's (Benda's family) interest."

### **South Dakota Prep Polls**

#### **The Associated Press**

SIOUX FALLS, S.D. (AP) — The South Dakota Sportswriters Association high school football poll, with first-place votes in parentheses, records, total points and last week's ranking. With first-place votes in parentheses and total points:

#### Class 11AAA

Rank-SchoolFPV Rcd	TP	Pvs		
1. Sioux Falls Roosevelt	9	1-0	45	1
2. Brandon Valley -	0-1	32	2	
3. Sioux Falls Lincoln	-	1-0	27	3
4. Sioux Falls O'Gorman	-	1-0	19	4
5. Aberdeen Central	-	1-0	8	NR
Others receiving votes: Sioux Falls Washington 0-1.				

#### Class 11AA

Rank-SchoolFPV	Rcd	TP	Pvs		
<ol> <li>Brookings</li> </ol>	4	1-0	39	1	
2. Yankton 3	1-0	34	3		
3. Harrisburg	2	1-0	32	2	
4. Watertown	-	1-0	18	T5	
5. Pierre -	0-1	9	4		
Others receiving votes: None.					

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Rank-SchoolFPV Rd 7P Pvs  2. West Central 9 1-0 45 1  1. Madison - 1-0 31 2  3. Dell Rapids - 0-1 19 4  5. Hot Springs - 0-0 14 5  Others receiving votes: None.  Class 118  Rank-SchoolFPV Rd 7P Pvs  1. Parkston 8 1-0 44 1  2. Winner 1 1-0 37 2  3. St. Thomas More - 1-0 8 NR  Others receiving votes: Bon Homme 1-0.  Class 9AA  Rank-SchoolFPV Rd 7P Pvs  1. Bridgewater-E-Ethan 9 1-0 45 1  2. Arlington - 1-0 35 2  3. Gregory - 1-0 35 2	Class 11A							
1. Madison -   1-0   31   2   3   4   5   4. Tea Area -   0-1   19   4   5   5. Hot Springs   -   0-0   14   5   Others receiving votes: None.  Class 118  Rank-SchoolFPV   Rcd   TP   Pvs   1. Parkston 8   1-0   44   1   2. Winner   1   1-0   37   2   3. St. Thomas More   -   1-0   27   3   4. Aberdeen Roncalli   -   1-0   8   NR   Others receiving votes: Bon Homme 1-0.  Class 9AA  Rank-SchoolFPV   Rcd   TP   Pvs   1. Bridgewater-E-Ethan   9   1-0   45   1   2. Arlington -   1-0   35   2   3. Gregory   1-0   22   3   4. Canistota -   1-0   37   7   5. Warner   1-0   37   1   7. Woosey-Wessington   4   1-0   40   2   7. Warner   1-0   7   NR   1. Wolsey-Wessington   4   1-0   40   2   1. Wolsey-Wessington   4   1-0   40   2   1. Wolsey-Wessington   4   1-0   40   2   1. Wolsey-Wessington   5   0-0   37   1   3. Potter County   -   1-0   7   NR   1. Wolsey-Wessington   5   0-0   37   1   3. Potter Seceiving votes: None.  Class 9B  Rank-SchoolFPV   Rcd   TP   Pvs   1. Wolsey-Wessington   5   0-0   37   1   3. Potter Seceiving votes: None.  Class 9A  Rank-SchoolFPV   Rcd   TP   Pvs   3. Warner   1-0   7   NR   4. Alcanistota -   1-0   32   2   3. Harding County   -   1-0   26   T3   4. Canistota -   1-0   21   3   4. Canistota -   1-0   21   3   4. Canistota -   1-0   32   2   4. Canistota -   1-0   32   2   4. Canistota -   1-0   26   T3   4. Canistota -   1-0   21   3   4. Canistota -   1-0   21   3   4. Canistota -   1-0   32   2   4. Canistota -   1-0   26   T3   4. Canistota -   1-0   21   3   4. Canistota -   1-0   21   3   4. Canistota -   1-0   32   2   4. Canistota -   1-0   21   3   4. Canistota -   1-0   32   2   4. Canistota -   1-0   21   3   4. Canistota -   1-0   21   3   4. Canistota -	Rank-SchoolFPV	Rcd	TP	Pvs				
3. Dell Rapids	2. West Central	9	1-0	45	1			
4. Tea Area - 0-1 19 4 5. Hot Springs - 0-0 14 5 Others receiving votes: None.  Class 118  Rank-SchoolFPV Rcd TP Pvs 1. Parkston 8 1-0 44 1 2. Winner 1 1-0 37 2 3. St. Thomas More - 1-0 10 18 5 5. Tri-Valley - 1-0 8 NR Others receiving votes: : Bon Homme 1-0.  Class 9AA  Rank-SchoolFPV Rcd TP Pvs 1. Bridgewater-E-Ethan 9 1-0 45 1 2. Arlington - 1-0 35 2 3. Gregory - 1-0 22 3 (tie) Deubrook Area - 0-0 22 3 5. Clark-Willow Lake - 1-0 7 T5 Others receiving votes: : Webster 1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.  Class 9A  Rank-SchoolFPV Rcd TP Pvs 1. Bridgewater-E-Ethan 9 1-0 45 1 2. Arlington - 1-0 35 2 3. Gregory 1-0 22 3 (tie) Deubrook Area - 1-0 7 T5 Others receiving votes: Webster 1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.  Class 9A  Rank-SchoolFPV Rcd TP Pvs 1. Wolsey-Wessington 4 1-0 40 2 2. Howard 5 0-0 37 1 3. Potter County - 1-0 21 3 4. Alcester-Hudson - 1-0 17 4 5. Warner - 1-0 7 NR (tie) Herreid-Selby Area - 1-0 7 T5 Others receiving votes: None.  Class 9B  Rank-SchoolFPV Rcd TP Pvs 1. Avon 9 1-0 45 1 2. Hamlin - 1-0 32 2 3. Harding County - 1-0 26 T3 4. Canistota - 1-0 7 13 4. Canistota - 1-0 17 4. Canistota - 1-0 21 T3 4. Canistota - 1-0 21 T3	1. Madison -	1-0	31	2				
4. Tea Area - 0-1 19 4 5. Hot Springs - 0-0 14 5 Others receiving votes: None.  Class 118  Rank-SchoolFPV Rcd TP Pvs 1. Parkston 8 1-0 44 1 2. Winner 1 1-0 37 2 3. St. Thomas More - 1-0 10 18 5 5. Tri-Valley - 1-0 8 NR Others receiving votes: : Bon Homme 1-0.  Class 9AA  Rank-SchoolFPV Rcd TP Pvs 1. Bridgewater-E-Ethan 9 1-0 45 1 2. Arlington - 1-0 35 2 3. Gregory - 1-0 22 3 (tie) Deubrook Area - 0-0 22 3 5. Clark-Willow Lake - 1-0 7 T5 Others receiving votes: : Webster 1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.  Class 9A  Rank-SchoolFPV Rcd TP Pvs 1. Bridgewater-E-Ethan 9 1-0 45 1 2. Arlington - 1-0 35 2 3. Gregory 1-0 22 3 (tie) Deubrook Area - 1-0 7 T5 Others receiving votes: Webster 1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.  Class 9A  Rank-SchoolFPV Rcd TP Pvs 1. Wolsey-Wessington 4 1-0 40 2 2. Howard 5 0-0 37 1 3. Potter County - 1-0 21 3 4. Alcester-Hudson - 1-0 17 4 5. Warner - 1-0 7 NR (tie) Herreid-Selby Area - 1-0 7 T5 Others receiving votes: None.  Class 9B  Rank-SchoolFPV Rcd TP Pvs 1. Avon 9 1-0 45 1 2. Hamlin - 1-0 32 2 3. Harding County - 1-0 26 T3 4. Canistota - 1-0 7 13 4. Canistota - 1-0 17 4. Canistota - 1-0 21 T3 4. Canistota - 1-0 21 T3	3. Dell Rapids	-	0-1	22	3			
Others receiving votes: None.           Class 11B           Rank-SchoolFPV         Rcd         TP         Pvs           1. Parkston 8         1-0         44         1           2. Winner         1         1-0         37         2           3. St. Thomas More         -         1-0         18         5           5. Tri-Valley -         1-0         8         NR         NR           Others receiving votes:         : Bon Horner         1-0         18         5           5. Tri-Valley -         1-0         8         NR         NR           Others receiving votes:         : Bon Horner         1-0         1-0         18         5           1. Bridgewater-E-Ethan         9         1-0         45         1         1         1         1         1         1         1         1         1         1         1         2         3         1         1         2         1         <		0-1	19	4				
Others receiving votes: None.  Class 11B  Rank-SchoolFPV Rcd TP Pvs 1. Parkston 8 1-0 444 1 2. Winner 1 1-0 37 2 3. St. Thomas More - 1-0 18 5 5. Tri-Valley 1-0 8 NR Others receiving votes: : Bon Homme 1-0.  Class 9AA  Rank-SchoolFPV Rcd TP Pvs 1. Bridgewater-E-Ethan 9 1-0 45 1 2. Arlington - 1-0 35 2 3. Gregory - 1-0 22 3 (tie) Deubrook Area - 0-0 22 3 (tie) Deubrook Area - 1-0 7 T5 Others receiving votes: Webster 1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.  Class 9A  Rank-SchoolFPV Rcd TP Pvs 1. Bridgewater-E-Ethan 9 1-0 40 2 2. Arlington - 1-0 35 2 3. Gregory 1-0 22 3 (tie) Deubrook Area - 0-0 22 3 (tie) Deubrook Area - 1-0 7 T5 Others receiving votes: Webster 1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.  Class 9A  Rank-SchoolFPV Rcd TP Pvs 1. Wolsey-Wessington 1 1 2 1 3 4 Alcester-Hudson - 1-0 17 4 5. Warner - 1-0 7 NR (tie) Herreid-Selby Area - 1-0 7 T5 Others receiving votes: None.  Class 9B  Rank-SchoolFPV Rcd TP Pvs 1. Avon 9 1-0 45 1 2. Hamlin - 1-0 32 2 3. Harding County - 1-0 26 T3 4. Canistota - 1-0 21 T3	5. Hot Springs	-	0-0	14	5			
Rank-SchoolFPV	1 3							
1. Parkston 8	Class 11B							
2. Winner 1 1-0 37 2 3. St. Thomas More	Rank-SchoolFPV	Rcd	TP	Pvs				
3. St. Thomas More   -   1-0   27   3   4. Aberdeen Roncalli   -   1-0   18   5   5. Tri-Valley -   1-0   8   NR   Cthers receiving votes: : Bon Homme 1-0.  Class 9AA  Rank-SchoolFPV   Rcd   TP   Pvs   1. Bridgewater-E-Ethan   9   1-0   45   1   2. Arlington -   1-0   35   2   3   3. Gregory -   1-0   22   3   4. Alcester-Huldour   -   1-0   7   T5   5. Clark-Willow Lake   -   1-0   7   T5   7. Wolsey-Wessington   4   1-0   40   2   7. Howard   5   0-0   37   1   7. Wolsey-Wessington   1-0   21   3   7. Wolsey-Hudson   1-0   7   NR   7. Warner   -   1-0   7   NR   7. Warner   1-0   7   NR	1. Parkston 8	1-0	44	1				
4. Aberdeen Roncalli	2. Winner 1	1-0	37	2				
5. Tri-Valley - 1-0 8 NR Others receiving votes: : Bon Homme 1-0.  Class 9AA  Rank-SchoolFPV Rcd TP Pvs 1. Bridgewater-E-Ethan 9 1-0 45 1 2. Arlington - 1-0 35 2 3. Gregory - 1-0 22 3 (tie) Deubrook Area - 0-0 22 3 5. Clark-Willow Lake - 1-0 7 T5 Others receiving votes: Webster 1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.  Class 9A  Rank-SchoolFPV Rcd TP Pvs 1. Wolsey-Wessington 4 1-0 40 2 2. Howard 5 0-0 37 1 3. Potter County - 1-0 21 3 4. Alcester-Hudson - 1-0 17 4 5. Warner - 1-0 7 NR (tie) Herreid-Selby Area - 1-0 7 T5 Others receiving votes: None.  Class 9B  Rank-SchoolFPV Rcd TP Pvs 1. Avon 9 1-0 45 1 2. Hamlin - 1-0 32 2 3. Harding County - 1-0 26 T3 4. Canistota - 1-0 21 T3	3. St. Thomas Mor	e	-	1-0	27	3		
Others receiving votes: ! Bon Homme 1-0.           Class 9AA           Rank-SchoolFPV         Rcd         TP         Pvs           1. Bridgewater-E-Ethan         9         1-0         45         1           2. Arlington -         1-0         35         2         3           3. Gregory -         1-0         22         3           (tie) Deubrook Area         -         0-0         22         3           5. Clark-Willow Lake         -         1-0         7         T5           Others receiving votes: Webster         1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.         Central 1-0.           Class 9A         Rank-SchoolFPV         Rcd         TP         Pvs           1. Wolsey-Wessington         4         1-0         40         2           2. Howard         5         0-0         37         1           3. Potter County         -         1-0         17         4           5. Warner         -         1-0         7         NR           (tie) Herreid-Selby Area         -         1-0         7         T5           Others receiving votes: None.         TP         Pvs           1. Avon         9	4. Aberdeen Ronca	alli	-	1-0	18	5		
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5. Clark-Willow Lake       -       1-0       7       T5         Others receiving votes:       Webster       1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.         Class 9A         Rank-SchoolFPV       Rcd       TP       Pvs         1. Wolsey-Wessington       4       1-0       40       2         2. Howard       5       0-0       37       1         3. Potter County       -       1-0       21       3         4. Alcester-Hudson-       1-0       17       4         5. Warner       -       1-0       7       NR         (tie) Herreid-Selby Area       -       1-0       7       T5         Others receiving votes:       None.         Class 9B         Rank-SchoolFPV       Rcd       TP       Pvs         1. Avon       9       1-0       45       1         2. Hamlin       -       1-0       32       2         3. Harding County       -       1-0       26       T3         4. Canistota -       1-0       21       T3	3. Gregory -	1-0	22	3				
Others receiving votes: Webster 1-0, Woonsocket/Wessington Springs/Sanborn Central 1-0.  Class 9A  Rank-SchoolFPV Rcd TP Pvs  1. Wolsey-Wessington 4 1-0 40 2  2. Howard 5 0-0 37 1  3. Potter County - 1-0 21 3  4. Alcester-Hudson- 1-0 17 4  5. Warner - 1-0 7 NR  (tie) Herreid-Selby Area - 1-0 7 T5  Others receiving votes: None.  Class 9B  Rank-SchoolFPV Rcd TP Pvs  1. Avon 9 1-0 45 1  2. Hamlin - 1-0 32 2  3. Harding County - 1-0 26 T3  4. Canistota - 1-0 21 T3	(tie) Deubrook Are	ea	-	0-0	22	3		
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Rank-SchoolFPV Rcd TP Pvs  1. Wolsey-Wessington 4 1-0 40 2  2. Howard 5 0-0 37 1  3. Potter County - 1-0 21 3  4. Alcester-Hudson - 1-0 17 4  5. Warner - 1-0 7 NR  (tie) Herreid-Selby Area - 1-0 7 T5  Others receiving votes: None.  Class 9B  Rank-SchoolFPV Rcd TP Pvs  1. Avon 9 1-0 45 1  2. Hamlin - 1-0 32 2  3. Harding County - 1-0 26 T3  4. Canistota - 1-0 21 T3	Others receiving v	otes: V	Vebster	1-0, V	Voonso	cket/Wessington Springs/Sanborn Central 1-0.		
1. Wolsey-Wessington 4 1-0 40 2 2. Howard 5 0-0 37 1 3. Potter County - 1-0 21 3 4. Alcester-Hudson - 1-0 17 4 5. Warner - 1-0 7 NR (tie) Herreid-Selby Area - 1-0 7 T5 Others receiving votes: None.  Class 9B Rank-SchoolFPV Rcd TP Pvs 1. Avon 9 1-0 45 1 2. Hamlin - 1-0 32 2 3. Harding County - 1-0 26 T3 4. Canistota - 1-0 21 T3	Class 9A							
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3. Potter County - 1-0 21 3 4. Alcester-Hudson - 1-0 17 4 5. Warner - 1-0 7 NR (tie) Herreid-Selby Area - 1-0 7 T5 Others receiving votes: None.  Class 9B Rank-SchoolFPV Rcd TP Pvs 1. Avon 9 1-0 45 1 2. Hamlin - 1-0 32 2 3. Harding County - 1-0 26 T3 4. Canistota - 1-0 21 T3	1. Wolsey-Wessing	jton	4	1-0	40	2		
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5. Warner - 1-0 7 NR (tie) Herreid-Selby Area - 1-0 7 T5 Others receiving votes: None.  Class 9B Rank-SchoolFPV Rcd TP Pvs 1. Avon 9 1-0 45 1 2. Hamlin - 1-0 32 2 3. Harding County - 1-0 26 T3 4. Canistota - 1-0 21 T3	3. Potter County	-	1-0	21	3			
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Others receiving votes: None.  Class 9B  Rank-SchoolFPV Rcd TP Pvs  1. Avon 9 1-0 45 1  2. Hamlin - 1-0 32 2  3. Harding County - 1-0 26 T3  4. Canistota - 1-0 21 T3								
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3. Harding County - 1-0 26 T3 4. Canistota - 1-0 21 T3		1-0	45	1				
4. Canistota - 1-0 21 T3	2. Hamlin -	1-0	32	2				
		-	1-0	26	T3			
5. Dell Rapids St. Mary - 0-0 4 NR		_	21					
·	-	-		0-0	4	NR		
Others receiving votes: Eureka-Bowdle 1-0, Faulkton Area 0-0, Faith 0-1, Wall 1-0.								

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### Legislators discuss relaxing wine-shipping laws KEVIN BURBACH, Associated Press

PIERRE, S.D. (AP) — South Dakotans could be getting their favorite rare vintages shipped to their doorsteps in a few years, but only if a state lawmakers can come to a consensus on some key details. Legislators on the Alcohol Distribution and Shipping committee met Tuesday in Pierre to discuss a

proposed bill that would allow residents to buy up to 12 cases of wine per year directly from wineries, which is currently illegal in South Dakota and eight other states.

The committee had planned to finalize the proposed bill on Tuesday, but will now work out the kinks in October.

Chair Rep. Roger Solum said the committee needs more time to iron out the details after it heard a flood of conflicting input from legislators and lobbyists on how to best regulate out-of-state wineries that would ship to South Dakota.

Lawmakers wrapped up their meeting Tuesday still debating several issues, including how much wineries should pay in shipping taxes and whether delivery companies need to buy a license and report to the state.

Diana Miller, a lobbyist for South Dakota for Better Wine Laws, said her clients and their opponents — primarily wine wholesalers and retailers in the state — have been fighting for a long time over allowing consumer-direct wine shipping.

Miller said she believes there'll be a bill this year but would like it see it come out of this summer's committee, if possible.

"I'm confident there's going to be a bill, because if it doesn't come out of this committee, we're going to go to war again," she said.

The proposed that lawmakers looked over Tuesday would allow for a South Dakota resident to order up to 12 nine-bottle cases of a wine per year directly from wineries throughout the country.

Under the draft of the bill, wineries would have to get a license with the state, pay a license fee of \$100 and pay all applicable local and state taxes, including a 1 percent shipment tax, which wholesalers say should be 2 percent to level the playing field.

Opponents have suggested \$250 license fee, but bill advocates say that would give smaller wineries little incentive to deliver to the state.

Lobbyists for the alcohol wholesalers and retailers in the state have pushed higher taxes and fees and more reporting from out-of-state wineries, saying their in-state clients would be at a disadvantage.

Jeremiah Murphy, a lobbyist for the Republic National Distributing Company in South Dakota, also pushed for carrier reporting Tuesday, meaning companies that would ship the wines would have to register with the state and pay a license fee.

"Some kind of carrier reporting is critical to ensure a level playing field," Murphy said.

Miller said she's comfortable with some higher fees, but would like to see some compromise from the distributors and retailers. She said she was pleased with the bill that was presented Tuesday morning, but lawmakers said it could very different come October.

Any bill that comes out of the committee's next meeting would still have to be passed by the full Legislature this winter. Solum, the committee chair, said they're close but there's more to be done.

"We've certainly made a lot of progress on this legislation, but I don't think we're there yet," he said.

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#### Al Neuharth Award for Excellence winner named

VERMILLION, S.D. (AP) — Former USA Today editor Peter Prichard has been selected to receive the Al Neuharth Award for Excellence in the Media.

A presentation is scheduled for Oct. 9 at the University of South Dakota.

Prichard is the chairman of the Newseum's board of trustees. He served as the president of the museum and the Freedom Forum until January 2009.

The annual award for lifetime achievement is named for USA Today and Freedom Forum founder Al Neuharth, a South Dakota native and 1950 USD graduate.

### Girlfriend of slain dealer pleads guilty in SD

SIOUX FALLS, S.D. (AP) — The girlfriend of a marijuana dealer who was killed in December has pleaded guilty to her role in a federal drug conspiracy case linked to her boyfriend's homicide.

Twenty-one-year-old Faith Rasmussen pleaded guilty on Tuesday to federal drug trafficking and money laundering charges and faces a minimum of five years in prison when she is sentenced Nov. 24.

Rasmussen was charged in March along with her mother and two others.

Rasmussen was the girlfriend of Jordan LeBeau, who was killed in what authorities say was a botched robbery planned by other dealers in the Sioux Falls area. Two Watertown teenagers pleaded guilty last month to assault and manslaughter in LeBeau's slaying.

Authorities say the drug conspiracy involved more than 200 pounds of marijuana and tens of thousands of dollars.

### Report: Midwest economy remained strong in August

OMAHA, Neb. (AP) — The economy remained strong in nine Midwest and Plains states in August, and a monthly survey of business leaders released Tuesday suggests growth will continue in the months ahead.

The region's overall economic index inched up to 57.2 last month from 57 in July. The index reached a three-year high of 60.6 in June.

But as the economy improves, delays in supply shipments are becoming more common, said Creighton University economist Ernie Goss, who oversees the survey.

"One supply manager complained that rail shipping had become particularly problematic as shipments of energy products and housing inputs have begun to take up shipping space," Goss said.

Those delays were apparent in the delivery lead time index, which tracks how long business leaders had to wait between placing orders and taking delivery. That index jumped to its highest level in over three years at 60.6 in August, up from July's 53.7.

The monthly results of the survey of supply managers are compiled into a collection of indexes ranging from zero to 100. Survey organizers at Creighton University say any score above 50 suggests economic growth, while a score below that suggests decline. The survey covers Arkansas, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma and South Dakota.

Business leaders remain confident in the economy over the next six months, the survey showed, as the confidence index climbed to 60.4 from 60 in July. It reached 63.6 in June.

The employment index fell into negative territory to 48.7 in August from July's 53.8. But Goss said employment trends vary widely across the region, with North Dakota, Missouri and South Dakota recording more job growth than the national average.

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The prices-paid index, which tracks the cost of raw materials and supplies, remained elevated but declined to 66.7 in August from July's 67.6.

The inventory index increased to 57.9 in August from July's 51.3, suggesting that businesses are stocking up on raw materials to satisfy growing demand in the future.

The other components of the overall August index were:

- New orders declining to 58.1 from July's 61.5.
- Production or sales decreasing to 60.7 in August from July's 65.
- The export index increasing to 59.8 in August from 57.5.
- The import index falling to 51.8 from July's 57.7.

### South Dakota State slips in both FCS polls

BROOKINGS, S.D. (AP) — South Dakota State University has slipped in both Football Championship Subdivision polls this week.

SDSU on Saturday lost 38-18 to Missouri, which plays in the upper-tier Football Bowl Subdivision.

The Jackrabbits slipped from 10th to 11th in the FCS coaches' poll, and from 10th to 12th in The Sports Network Poll.

North Dakota State tops both polls, followed by Eastern Washington and Southeastern Louisiana. Montana is fourth and Coastal Carolina fifth in The Sports Network Poll; the two teams swap spots in the coaches' poll.

#### Tribal leaders in Dakotas gathering for summit

BISMARCK, N.D. (AP) — Tribal leaders in the Dakotas will discuss topics including health care and economic development during an annual gathering in Bismarck this week.

A panel of experts will give updates on issues, and a panel of tribal leaders will ask questions at the 18th annual Tribal Leaders Summit, which runs Wednesday through Friday at the Bismarck Civic Center.

The question-and-answer format "helps our communities have a clearer understanding of what's going on," conference coordinator Julie Dejarlais told The Bismarck Tribune.

Other topics this year are public safety, energy, child welfare, housing and the environment. The keynote speaker is 1964 Olympic gold-medal runner Billy Mills. The Oglala Lakota athlete now works with an organization that helps American Indian youth. President Barack Obama in 2012 awarded him a Presidential Citizens Medal, the country's second-highest civilian award.

The conference is open to the public.

"We want to be connected nationally, statewide, locally," Dejarlais said.

The summit coincides with the United Tribes International Powwow, Thursday through Sunday at United Tribes Technical College in Bismarck. The powwow draws hundreds of dancers and thousands of spectators from around the country each year, and is considered one of North Dakota's premier cultural events. At least 70 tribes are expected to participate this year.

#### South Dakota speech contest offers scholarships

PIERRE, S.D. (AP) — Students in a South Dakota speech contest on resource conservation will compete to win up to \$1,100 in college scholarships.

The state Agriculture Department announced Tuesday that students in grades 9-12 can compete in

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the 2015 contest. Its theme is how technology is "bridging the conservation generation gap."

Local contest winners will advance to area competitions in seven locations. Top area speakers will compete in Pierre on April 25, 2015, for a \$1,100 first place prize, a \$750 second place prize and a \$450 third place prize.

Scholarships are provided by the East River and Rushmore Electric Power Cooperatives and South Dakota Rural Electric Association.

### Oglala native language program gets federal grant

OGLALA, S.D. (AP) — A South Dakota language revitalization initiative has received a three-year grant from the federal Administration for Native Americans.

Lakota Immersion Childcare announced Tuesday it's one of 13 organizations to receive part of \$2.6 million through the Native American Language Preservation and Maintenance initiative. It says it's the only organization in the Dakotas to receive language funds from the administration. It didn't say what portion of the money it will receive.

The grant supports immersion programming to teach and preserve Native American languages through curriculum development, teacher training and technology.

Lakota Immersion Childcare has three fluent speakers who teach 15 students. It will admit five new toddlers this fall. The program aims to partner with a local school to create a full-immersion elementary program.

#### Bond set for SD man accused of tossing marijuana

SIOUX FALLS, S.D. (AP) — Bond has been set at \$5,000 for a Sioux Falls man who allegedly tossed more than 3 pounds of marijuana into the backyard of a home following a pursuit with police.

Authorities say 29-year-old Ousman Dibba has been charged with several drug and traffic-related charges following his arrest Sunday night.

Police spokesman Sam Clemens says the Sioux Falls Drug Task Force was monitoring drug activity at a home Sunday. Officers attempted to pull over the vehicle that had been parked in front of the home but the driver crashed the vehicle into a front porch of a house following a pursuit.

Police say Dibba was arrested after he fled on foot and allegedly threw a backpack full of marijuana into a backyard.

### 10 Things to Know for Today

#### **The Associated Press**

Your daily look at late-breaking news, upcoming events and the stories that will be talked about today:

1. UKRAINE SAYS CEASE-FIRE DEAL REACHED WITH RUSSIA

The statement is made on the eve of a NATO summit, but will Ukrainian forces and the Russian-backed separatists they have been fighting since April adhere to it?

2. OBAMA AIMS TO SHOW SOLIDARITY WITH BALTICS

The president arrives in Estonia ahead of a NATO summit in Wales to reassure Baltic countries of U.S. commitment to their security.

3. VIDEO OF US JOURNALIST'S KILLING CONFIRMED AS AUTHENTIC

The U.S. says video showing the beheading by the Islamic State group of American reporter Steven

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Sotloff has been verified. The extremist group has conquered wide swaths of territory across Syria and Iraq.

4. NATO SUMMIT TO FOCUS ON CURBING RUSSIAN AMBITIONS

When Obama and other Western leaders convene in Wales, their key priority will be protecting vulnerable alliance members from Russia, without goading the Kremlin into military action.

5. WHAT NEW MAKE-UP OF JAPAN'S CABINET REVEALS

By appointing five women as his ministers, the Japanese prime minister sends the strongest message yet about his determination to revive the economy by getting women on board as workers and leaders.

6. WHY LAWSUITS SEEK MICHAEL BROWN'S JUVENILE RECORDS

Lingering questions about the unarmed 18-year-old who was killed by a Missouri police officer could be answered if two news organizations manage to find out whether he had past legal trouble.

7. UK TEAM IS UNLOCKING GEOLOGICAL SECRETS IN NORTH KOREA

Two British scientists are studying the remote Mount Paektu volcano in a bid to reveal its mystery, including its likelihood of erupting again.

8. CAPE COD WITHOUT COD? MAINE WITHOUT LOBSTER?

With the Gulf of Maine waters heating up faster than 99 percent of the world's oceans, long-established species of commercial fish are departing for colder waters.

9. WHY NUDE PHOTO HACKS MAY CONTINUE TO HAUNT CELEBS

Jennifer Lawrence and other stars must remain vigilant in tracking down new online sites that may post the pictures leaked by cyber pirates.

10. WHERE NOTHING IS LOST IN TRANSLATION

Whatever the language, basketball players at the FIBA World Cup understand that it still all comes down to putting the ball in the basket.

#### **AP News in Brief**

### Ukraine president's office says an agreement with Russia on a cease-fire has been reached

KIEV, Ukraine (AP) — The office of Ukrainian President Petro Poroshenko said Wednesday that he and Russian President Vladimir Putin have reached agreement on a cease-fire in eastern Ukraine, but there was no immediate indication that the fighting would stop.

The brief statement said "mutual understanding was reached regarding the steps that will contribute to the establishment of peace" but gave no details.

"The result of the conversation was agreement on a permanent cease-fire in the Donbass," the statement said, using the collective term for the eastern Ukraine regions.

Vladimir Antyfeyev, a senior leader of the Russia-backed rebels whom Ukrainian forces have been fighting since April, told The Associated Press he could not say whether the separatists would adhere to a cease-fire because he was not commanding the forces. "But I definitely welcome this," he said.

The rebels ignored a 10-day unilateral cease-fire that Poroshenko had called in June.

### Obama touts 'unwavering' US commitment to NATO selfdefense amid Russia's actions in Ukraine

TALLINN, Estonia (AP) — President Barack Obama proclaimed an unwavering and permanent U.S.

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commitment to the security of its NATO allies, as he mounted a show of solidarity Wednesday with European nations anxious about Russia's aggression in Ukraine.

During a visit to Estonia, Obama said the U.S. would send more Air Force units and aircraft to the Baltics.

Standing shoulder to shoulder with Estonian President Toomas Hendrik Ilves, Obama called Estonia's Amari Air Base an ideal location to base those additional forces. He ticked through a list of U.S. military resources already at work in the region, and said the U.S. has a duty under the NATO charter to the alliance's collective defense.

"It is unbreakable, it is unwavering, it is eternal. And Estonia will never stand alone," Obama said in Tallinn, Estonia's port capital.

Obama's firm words came as NATO nations were preparing to commit to a more robust rapid-response force for the region, in response to the crisis between Ukraine and Russia. But shortly after Obama arrived in Europe, the office of Ukraine's president said he and Russian President Vladimir Putin had reached agreement on a cease-fire — an unexpected development that added further uncertainty to Obama's meetings with regional leaders.

### For NATO leaders meeting at this week's summit, goal is to curb Russia without provoking it

NEWPORT, Wales (AP) — The heady "we won the Cold War" days are over. When President Obama and other NATO leaders assemble here Thursday for a key summit meeting, their No. 1 goal will be an old and familiar one: protecting vulnerable alliance members from Russia, without goading the Kremlin into military action.

After reaching out to Russia for two decades as a potential partner, NATO is once again is looking for ways to curb the Kremlin's territorial ambitions without sparking a full-scale return to expensive and risky Cold War confrontation.

But the U.S.-led alliance's eastward march into Moscow's old sphere of influence, and the demonstrated willingness of Russian President Vladimir Putin to use military might to push back when it suits Moscow's strategic goals, have created a volatile and potentially dangerous situation.

Some fear getting sucked into a spiral of moves and countermoves that in the most nightmarish of scenarios might escalate into head-on confrontation between Putin's nuclear-capable military and NATO's own forces.

On Monday, NATO announced plans for a new rapid-deployment force and the advance stockpiling of ammunition and fuel to better protect Poland and other alliance members in Eastern Europe that feel threatened by Russia.

### Obama says US won't be intimidated by Islamic State after second 'horrific' beheading video

TALLINN, Estonia (AP) — President Barack Obama said Wednesday that the United States will not be intimidated by Islamic State militants after the beheading of a second American journalist and will build a coalition to "degrade and destroy" the group.

Obama still did not give a timeline for deciding on a strategy to go after the extremist group's operations in Syria. "It'll take time to roll them back," the president said at a news conference during a visit to Europe.

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Obama's comments came after he said the United States had verified the authenticity of a video released Tuesday showing the beheading of freelance reporter Steven Sotloff, two weeks after journalist James Foley was similarly killed.

Obama vowed the U.S. would not forget the "terrible crime against these two fine young men." "Our reach is long and justice will be served," Obama said.

### Japan's Abe picks 5 women in new Cabinet, tying record, to promote female leadership

TOKYO (AP) — Japan's prime minister picked five women for his Cabinet Wednesday, matching the past record and sending the strongest message yet about his determination to revive the economy by getting women on board as workers and leaders.

Japan has a vast pool of talented, well-educated women, but they are far under-represented in positions of power in government and corporations. Women make up 10 percent of parliament and just 3.9 percent of board members of listed Japanese companies, versus 12 percent in the U.S. and 18 percent in France.

Women here have long complained about the obstacles to getting taken seriously at work, getting equal pay for equal work and finding child-care or helpful spouses.

Prime Minister Shinzo Abe has said that a key part of his "Abenomics" growth strategy is making greater use of women and promoting them to leadership posts — a campaign dubbed "womenomics," a term he has embraced. Abe has set a goal of having women in 30 percent of leadership positions in both the private and public sectors by 2020.

Having five women in the Cabinet, which currently has 18 members, is extremely rare for Japan. It matches the highest number, set back in 2001, under Prime Minister Junichiro Koizumi. Abe's previous Cabinet, dissolved earlier in the day, had two women ministers.

### Media lawsuits seek any juvenile records of 18-year-old Ferguson police shooting victim

CLAYTON, Mo. (AP) — Lingering questions about Michael Brown could be answered Wednesday as two news organizations seek the release of any possible juvenile records for the unarmed 18-year-old who was killed by a Missouri police officer last month.

Juvenile records are confidential in Missouri, so it's not definitively known if Brown was arrested before he legally became an adult. Police have said Brown had no adult criminal record. The family's attorney, Benjamin Crump, has refused to discuss whether Brown had a juvenile record.

The St. Louis Post-Dispatch and a California online journalist have filed separate petitions in St. Louis County Family Court to determine whether Brown had past legal trouble. Both cite an overriding public right to know Brown's background after his shooting death by Ferguson officer Darren Wilson sparked more than a week of sometimes-violent protests and drew international scrutiny.

The more basic argument boils down to the question of whether Brown's privacy rights extend beyond the grave.

The lawsuit by Charles C. Johnson of Fresno, California, cites a 1984 Missouri Court of Appeals ruling in which the juvenile records of an 18-year-old who was killed while shoplifting at a supermarket were released as part of a wrongful death lawsuit.

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### APNewsBreak: UN's Iran nuke probe stalls, threatening chances of atomic deal by November

VIENNA (AP) — A new and seemingly promising U.N probe of allegations that Iran worked on atomic arms has stalled, diplomats say, leaving investigators not much further than where they started a decade ago and dampening U.S. hopes of reaching an overarching nuclear deal with Tehran by a November deadline.

Expectations were high just two weeks ago, when chief U.N. nuclear inspector Yukiya Amano emerged from talks in Tehran with Iranian President Hasan Rouhani saying Iran had given "a firm commitment" of cooperation.

"We have started and that is important," Amano said, suggesting that the years of deadlock had been broken.

His high-profile trip was meant to kick-start the latest effort to investigate the allegations. The investigation was agreed to in February but had made little progress.

Two diplomats told The Associated Press that Amano's International Atomic Energy Agency will report no substantial progress this week, when it issues its latest confidential report on the status of the investigations — a finding that could impact on the Iran-six power nuclear talks.

### Gulf of Maine, lucrative fishery, warming faster than 99 percent of world's oceans

FRIENDSHIP, Maine (AP) — Imagine Cape Cod without cod. Maine without lobster. The region's famous rocky beaches invisible, obscured by constant high waters.

It's already starting to happen. The culprit is the warming seas — and in particular the Gulf of Maine, whose waters are heating up faster than 99 percent of the world's oceans, scientists say.

Long-established species of commercial fish, like cod, herring and northern shrimp, are departing for colder waters. Black sea bass, blue crabs and new species of squid — all highly unusual for the Gulf — are turning up in fishermen's nets.

The Gulf of Maine's warming reflects broader trends around the North Atlantic. But the statistic — accepted by scientists at the National Oceanic and Atmospheric Administration — underscores particular fears about the Gulf's unique ecosystem and the lucrative fishing industries it supports for three U.S. states and two Canadian provinces.

"These changes are very real, and we're seeing them happen quickly," said Malin Pinsky, a biology professor at New Jersey's Rutgers University who studies ocean temperature change and was not involved in the research that resulted in the 99 percent statistic.

### Capture of 45 Fiji troops in Syria raises questions about their role as UN peacekeepers

SUVA, Fiji (AP) — For years, Fiji's tiny military force has carried out two high-profile tasks: Leading coups, and peacekeeping. It's a mix that has drawn questions — now more than ever, with 45 Fijian troops captured by Syrian insurgents.

The force of just 3,500 is devoted largely to peacekeeping around the world, but lacks the sophisticated hardware other militaries rely on to keep their troops safe. The troops have not trained with their Australian, New Zealand and American counterparts since 2006, when the military took control of this

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relaxed South Pacific nation of 900,000.

Fiji wasn't even sure at first how many of its troops were captured last week in the Golan Heights, where they were part of a U.N. force that has monitored the buffer zone between Syria and Israel for four decades. The U.N. announced that 43 were taken. Fiji later said it was 44. By Monday, Fiji had raised the number to 45.

Jone Baledrokadroka, Fiji's former land forces commander who is now a visiting fellow at the Australian National University in Canberra, said the Golan Heights deployment appeared rushed.

"They decided to go in June last year, and by August they were in," he said. "It was quite hasty. I knew they didn't have the logistics and training for such a deployment, or for the escalating violence in Syria."

#### **Today in History**

#### **The Associated Press**

Today is Wednesday, September 3, the 246th day of 2014. There are 119 days left in the year.

#### Today's Highlight in History:

On September 3, 1939, Britain, France, Australia and New Zealand declared war on Germany, two days after the Nazi invasion of Poland; in a radio address, Britain's King George VI said, "With God's help, we shall prevail." The same day, a German U-boat torpedoed and sank the British liner SS Athenia some 250 miles off the Irish coast, killing more than 100 out of the 1,400 or so people on board.

#### On this date:

In 1189, England's King Richard I (the Lion-Hearted) was crowned in Westminster Abbey.

In 1658, Oliver Cromwell, the Lord Protector of England, died in London; he was succeeded by his son, Richard.

In 1783, representatives of the United States and Britain signed the Treaty of Paris, which officially ended the Revolutionary War.

In 1868, the Japanese city of Edo was renamed Tokyo.

In 1914, Cardinal Giacomo Della Chiesa became pope; he took the name Benedict XV.

In 1923, the United States and Mexico resumed diplomatic relations.

In 1944, British forces liberated Brussels during World War II.

In 1951, the television soap opera "Search for Tomorrow" made its debut on CBS.

In 1967, the original version of the television game show "What's My Line?," hosted by John Charles Daly, broadcast its final episode after more than 17 years on CBS.

In 1976, America's Viking 2 lander touched down on Mars to take the first close-up, color photographs of the planet's surface.

In 1989, a Cubana de Aviacion jetliner crashed after takeoff in Havana, killing all 126 aboard and 45 people on the ground.

In 1994, China and Russia proclaimed an end to any lingering hostilities, pledging they would no longer target nuclear missiles or use force against each other.

**Ten years ago:** A three-day hostage siege at a school in Beslan, Russia, ended in bloody chaos after Chechen militants set off bombs as Russian commandos stormed the building; more than 330 people, over half of them children, were killed. Former President Bill Clinton was hospitalized in New York with chest pains and shortness of breath; he ended up undergoing heart bypass surgery.

**Five years ago:** Vice President Joe Biden told a Brookings Institution gathering that the Obama administration was fiercely determined to get a health care overhaul, although he conceded it likely wouldn't happen without "an awful lot of screaming and hollering." A private funeral service was held

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in Glendale, California, for pop superstar Michael Jackson, whose body was entombed in a mausoleum more than two months after his death.

**One year ago:** Ariel Castro, who'd held three women captive in his Cleveland home for nearly a decade before one escaped and alerted authorities, was found hanged in his prison cell, a suicide. Former NBA star Dennis Rodman arrived in Pyongyang for his second visit to North Korea.

**Today's Birthdays:** "Beetle Bailey" cartoonist Mort Walker is 91. Actress Anne Jackson is 89. Actress Pauline Collins is 74. Rock singer-musician Al Jardine is 72. Actress Valerie Perrine is 71. Rock musician Donald Brewer (Grand Funk Railroad) is 66. Rock guitarist Steve Jones (The Sex Pistols) is 59. Actor Steve Schirripa is 57. Actor Holt McCallany is 50. Rock singer-musician Todd Lewis is 49. Actor Charlie Sheen is 49. Singer Jennifer Paige is 41. Dance-rock musician Redfoo (LMFAO) is 39. Actress Ashley Jones is 38. Actress Nichole Hiltz is 36. Actor Nick Wechsler is 36. Rock musician Tomo Milicevic (30 Seconds to Mars) is 35. Actress Christine Woods (TV: "Hello Ladies") is 31. Actor Garrett Hedlund is 30. Olympic gold medal snowboarder Shaun White is 28. Hip-hop singer August Alsina is 22.

**Thought for Today:** "It is awfully important to know what is and what is not your business." - Gertrude Stein, American author (1874-1946).