

# Groton Daily Independent

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## Open House Bridal Shower For

**Brianna Woods**

**Bride-to-be of Zach Geary**

**Saturday, April 30th**

**9:30-11:30**

**St. Elizabeth Ann Seton Catholic  
Church – Groton**

**The couple is registered at:  
Target, Herbergers & Menards**

**Open:** Recycling Trailer in Groton  
The recycling trailer is located at 10 East Railroad Ave.

## The cardboard/paper

recycling trailer at the school is **Closed**

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## Wednesday, April 20

**School Breakfast:** Cinnamon roll, yogurt, fruit, juice, milk.

**School Lunch:** Hot dog wraps, French fries, carrots and dip, fruit.

**Senior Menu:** Ranch chicken, boiled potatoes, green beans, cake with strawberries, whole wheat bread.

**Anniv:** Chuck & Marcia Blumhardt

**Birthdays:** Blake Harris, Cole Lewandowski, JoAnn Fliehs, Karen Leonhardt, Marlys Rodman

7:00am: United Methodist Men's Bible Study

12:00pm: Kiwanis meets at the Community Center

3:45pm: St. John's Lutheran Confirmation

6:30pm: Emmanuel Lutheran League

7:00pm: Emmanuel Lutheran Confirmation

## Thursday, April 21

**School Breakfast:** Breakfast bagel, fruit, juice, milk.

**School Lunch:** BBQ, potato chips, broccoli and dip, fruit.

**Senior Menu:** Swiss steak with mushroom gravy, mashed potatoes, mixed vegetables, rice and raisins, whole wheat bread.

**Birthdays:** Jean Tastad, LeeRoy Weisenberger, Justin Hanson

9:00am: St. John's Lutheran Quilting.

10:00am: Track at Redfield

## Friday, April 22

**School Breakfast:** Pancake on stick, fruit, juice, milk.

**School Lunch:** Quesadilla, green beans, romaine lettuce, fruit.

**Senior Menu:** Breaded codfish, parsley buttered potatoes, creamy coleslaw, sherbet, whole wheat bread.



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**Come and go bridal shower for Sarah Geary, bride-to-be of Sam Thorson, Saturday, April 23, 10 a.m., St. Elizabeth Ann Seton Catholic Church, Groton. The couple is registered at Bed Bath and Beyond and at Target.**

## Handiman looking for work

I can do almost anything from building whatever you need, repairing machinery, welding, flooring, installing windows and doors. If you're looking for work to be done around the home or farm, I'm your guy. Call me at 605/228-4172.

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## Cutting Edge Lawn Care

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## Activities association ponders rule changes

By Dana Hess

For South Dakota Newspaper Association

PIERRE — The first reading of athletic rule changes sparked a wide-ranging discussion that included the integrity of coaches, the need to help small school athletic programs, the worth of social media and the perfect number of cheerleaders on the sideline. The discussion of rules for the 2016-17 school year was part of Tuesday's South Dakota High School Activities Association board of directors meeting.

SDHSAA Assistant Executive Director John Krogstrand said some track and wrestling coaches aren't abiding by the rules governing weigh-ins.

In track, some pole vaulters are using poles not designed to handle their weight. In wrestling, there are concerns about whether some wrestlers actually make their scratch weight—the weight at which they are allowed to wrestle.

A rule change proposed that pole vaulters be weighed on the day of the meet. Whether that weigh-in takes place at the meet or at the athlete's school prior to traveling to the meet was not spelled out in the rule change.

"I think the people that run our meets have enough on their plates," said board member Steve Morford of Spearfish.

Krogstrand said there was an "integrity problem" with some coaches who sign off on allowing athletes to use poles not designed for their weight.

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Board member Bud Postma, Madison, asked why the weigh-ins for pole vaulters couldn't be handled like they are for wrestlers with a school administrator verifying the weight the day of the meet.

"I think we have too many people who will circumvent that rule," Krogstrand said.

The rule change was adopted unanimously with the understanding that the procedure for the weigh-ins would be decided at a later date.

The wrestling weigh-in proposal called for a wrestler's scratch weight to be verified prior to a competition by an opposing school's administrator or opposing team's coach.

Krogstrand said South Dakota is the only state that does not require its wrestlers to weigh in at the site of the wrestling match.

Postma said if an administrator is signing off on the wrong weight to give his wrestler an advantage, that's a problem to be handled by the school rather than by the statewide activities association.

The rule change did not pass its first reading, dying for a lack of a second.

Increasing interest in the state wrestling tournament was the intent of a new rule to allow voters on social media to choose the "highlight match" that would be the final match of the championship round.

As an example, if fans selected the match at 145 pounds as the highlight match, then the championship round would begin with the 152-pound weight class.

Morford was skeptical of the designation and the social media process.

For an athlete in the wrestling championships, Morford said, "I guarantee, that's their marquee match."

Board member Linda Whitney of Sanborn Central said the result of the online vote would likely be based on which wrestler had the most friends and family members.

The championship round typically runs from the lightest weight to the heavyweight. Krogstrand said that often the crowd has dwindled by the time the last two or three matches come around. It's always the same group of athletes, Krogstrand said, that are competing "in front of an arena that is depleted."

Morford said the social media voters wouldn't necessarily be at the arena but could be watching the matches on television or on their computers.

Postma said at first he was skeptical about the rule change, but he has seen it stir up fan interest at college matches.

"I think it might add even more excitement to the finals," Postma said.

The rule change passed on a 6-1 vote with Morford dissenting.

Keeping struggling wrestling programs alive was the intent of a rule change that would allow schools to form collaboratives. Krogstrand explained that similar to a cooperative, a school with only five or fewer wrestlers would be allowed to practice with another school. When it came time to compete, however, the wrestlers in the collaborative would be wrestling for their own school.

Collaboratives are often found in Western states, Krogstrand said, pointing out that all individual sports in Montana are eligible for collaboratives.

"It's a way to help that small school out and keep their program alive," Krogstrand said.

The rule passed on a first reading unanimously.

Helping small schools was also the intent of a rule change in soccer that would have shifted scheduling of soccer games to the SDHSAA office. Krogstrand said the games are currently scheduled by Class A and Class AA athletic directors and the smaller Class A schools are having a tough time filling out their schedules.

Rule changes the board considers first go through an advisory committee and then a vote of athletic directors. Athletic directors were split on this issue, with Class A athletic directors favoring the change on a 7 to 3 vote and athletic directors in Class AA voting against it 1 to 16.

Krogstrand said Class AA schools may be against the change because they don't want to lose the power of creating their own schedules. For Class A schools, the lack of a full schedule may cause some schools to drop the sport.

"This is a problem that we need to fix," said board member Sandy Klatt of Brandon Valley.

However, when it came time to consider the rule change, it died for a lack of a motion.

After approving rule changes for competitive and sideline cheer, Postma asked if that advisory committee had ever considered placing a limit on the number of cheerleaders that would be allowed on the sideline at an event.

"We don't have any limits on the the number of cheerleaders," said SDHSAA Assistant Executive Director Jo Auch.

"I think it does need a number put on it," Postma said, calling cheering squads with as many as 12 members "overblown."

"Go to the advisory and get a number, Postma said, "preferably six."

Auch said she would take it up with the cheer advisory board.

—30—

## Schools to vote on activities board member, amendment

By Dana Hess

For South Dakota Newspaper Association

PIERRE — School districts across the state will be voting soon in an election for a new South Dakota High School Activities Association board member.

The term of Linda Whitney, of Sanborn Central, who represents small schools on the board, is coming to an end. Nominated to replace her at the SDHSAA annual meeting on Tuesday were principals Kelly Messmer of Harding County and Jim Aisenbrey of Baltic.

Board members serve five-year terms and are not allowed for to run for re-election. Ballots will go out to school superintendents within 10 days of the annual meeting and must be returned to the SDHSAA office in Pierre by May 25.

Also on the ballot is an amendment to the organization's constitution that would leave appeals of SDHSAA decisions up to school districts rather than individuals.

"We are an organization of member schools," said board chairman Jason Uttermark. "We are not an organization of individuals."

SDHSAA Executive Director Wayne Carney explained that in the recent past there have been individuals who have started the appeals process only to not follow through by showing up for the appeal.

To pass, an amendment must receive 60 percent of the vote by the SDHSAA member schools.

—30—

## Activities board gets financial lesson from members

By Dana Hess

For South Dakota Newspaper Association

PIERRE — An attempt by the South Dakota High School Activities Association Board of Directors to use funds from the organization's corporate contracts to fund its foundation was soundly defeated Tuesday by a vote of its members.

At the organization's annual meeting on Tuesday, chairman Jason Uttermark of Aberdeen explained that the SDHSAA finance committee, on a 3-2 vote, decided that \$295,000 from corporate contracts would be used to pay for catastrophic insurance, dues, subscriptions and postage for member schools. Any money left when those items were paid would go to the SDHSAA Foundation.

The original motion from the floor would have kept any funds from going into the foundation for the next school year. SDHSAA Executive Director Wayne Carney estimated that there would be anywhere from \$90,000 to \$110,000 left for the foundation after paying for the school district expenses.

Carney also explained that banning any contributions to the foundation would put its fundraising efforts in jeopardy. He said every college and university in the state has made pledges to donate. Also, one individual has pledge \$5,000 a year for the next three year.

Because of the ongoing fundraising efforts, board member Sandy Klatt asked that the original motion



be rescinded. A new motion said that no ongoing funds, like those from corporate contributors, be used to fund the foundation.

The amended motion passed on a 27-5 vote of the membership.

—30—

## Calendar committee asked to make recommendations

By Dana Hess

### For South Dakota Newspaper Association

PIERRE — The days may be numbered for the calendar committee appointed by the South Dakota High School Activities Association Board of Directors, but they still have one chore left to do.

At its meeting Tuesday, the board asked calendar committee chairman Terry Nebelsick, superintendent of the Huron School District, to have his committee make some firm recommendations to the board at its next meeting on June 9.

The committee has been trying rearrange the school activities calendar to accommodate some changes:

- Keeping a week between games for teams in the football playoffs.
- Getting a rest period for female athletes between the end of the volleyball season and the start of the girls' basketball season.
- Finding a date for all-state chorus and orchestra that does not conflict with sports tournaments.

After being told that the board was looking to his committee for recommendations, Nebelsick issued a warning: "There will be no simple solutions to complicated items."

The most complicated of all seems to be what to do with all-state chorus and orchestra. Board members would like the event to have a showcase of its own. Currently it can suffer from a lack of participation from small schools where football players may not go out for the musical event because they don't want to miss the playoffs.

Nebelsick quizzed the board members about what they wanted his committee to work on and the unofficial consensus was a new date for all-state chorus and orchestra.

Board member Linda Whitney of Sanborn Central suggested taking the fall music event and moving it to April. "To me, that would be the simplest solution," Whitney said.

Board member Sandy Klatt of Brandon Valley preferred moving the event into December, but she was adamant that it would need to move.

"If that's the activity that has the conflict," Klatt said, "that's the activity that has to move."

Board member Bud Postma said trying or reorganize the activities schedule around one event caused problems for many events. "Maybe April is the answer," Postma said.

Board member Moe Ruesink of Sioux Valley didn't have a preferred date, but he wanted the event to have a date that didn't offer any conflicts.

"We want to do justice for them," Ruesink said, "by giving them the sanctity of their date and their time."

## **S.D. Farmers Union President Doug Sombke Agreed to Exclusive TV Interview with KELO TV**

HURON, S.D. - Today, during the 6 o'clock news, Doug Sombke, South Dakota Farmers Union President was interviewed by KELO TV following the 7 to 46 vote by Dist. 7 members which shut down a resolution asking for his resignation.

Sombke stands by the election results decided by the members during the Centennial Convention held Dec. 9-10, 2015 in Huron.

"I am proud of the work that I've done with Farmers Union. I am proud of where we have come since I have been the president of this organization and we will continue to do better," said Sombke, a fourth generation Conde farmer.

Sombke has led the organization since 2005. Together with the SDFU nine-member board of directors, who like Sombke are all South Dakota farmers or ranchers, the membership has surged to exceed 17,000. In the last 10 years the organization has nearly quadrupled their assets, putting the organization in the best financial shape it has ever been.

Sombke added. "Anyone can yell fire in a crowded room. It is the role of the Farmers Union board to calmly walk people to safety even if it is a false alarm," said Sombke, "We have procedures and bylaws in place for our elections. The board does not create these bylaws, it is our membership. There is no fire. There isn't even any smoke. The 9-member board unanimously agrees this election will stand."

"I won't resign because the membership voted me in to this position, and I will fulfill my obligations," said Sombke, who reminds folks that the Ballots and Credential reports from the Dec. 2015 election have NOT been destroyed.

"Some members want to sling mud. That is not who I am, or who we are as an organization," said Sombke who farms with his three sons, Brett, Bryan and Bryce. "This position requires sacrifices by me and my family. I do it because I believe in family farmers and ranchers and I want to pass this on to my kids what my dad pass on to me."

Sombke added that the SDFU board of directors board acted swiftly by calling a special meeting to review the resolutions being put forward by this group. "We acted swiftly and unanimously and rejected these disjointed resolutions. Continuing to produce these non-binding resolutions and expecting a different answer will not happen," he said. "We are focusing on the future and moving our entire membership forward."

To learn more about South Dakota Farmers Union, visit [www.sdfu.org](http://www.sdfu.org).



**KaSandra Pappas and Braden Freeman in Middle School All State Band**

## **Middle School All State Band**

On March 4-5 199 middle school students formed together in Pierre for the annual South Dakota Middle School All State Band. Representing Groton this year was 8th grader KaSandra Pappas and 7th grader Braden Freeman. They had the privilege of working with retired music educator Renita Dose as their conductor. There were a total of 347 auditions sent in from the state of South Dakota. The concert will broadcast on Public Broadcasting sometime over the Memorial Day Weekend. You can check the SDMEA website and your local listings for a specific date and time closer to the event.

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## Today in Weather History

April 20, 1966: Canadian high pressure brought very cold air to the Rockies and northern Plains. Record lows included: 3 below in Scottsbluff, Nebraska, two below in Cheyenne and Casper, Wyoming, two above in Rapid City, 11 above in Fargo, Williston, and Aberdeen, and 15 in Huron.

April 20, 2007: Severe thunderstorms moved through parts of central and northeast South Dakota during the afternoon and evening hours, producing large hail. The biggest hail measured 1.75 inches in diameter and fell 3 miles east of Westport, in Brown County.

1901 - A spring storm produced unusually heavy snow in northeast Ohio. Warren received 35.5 inches in thirty-six hours, and 28 inches fell at Green Hill. Akron OH established April records of 15.6 inches in 24 hours, and 26.6 inches for the month. Pittsburgh PA established April records of 12.7 inches in 24 hours, and 13.5 inches for the month. (David Ludlum) (The Weather Channel)

1920 - Tornadoes in Mississippi and Alabama killed 219 persons. (David Ludlum)

1952 - The tankers Esso Suez and Esso Greensboro crashed in a thick fog off the coast of Morgan City LA. Only five of the Greensboro's crew survived after the ship bursts into flame. (David Ludlum)

1987 - Fifty-two cities in the central and eastern U.S. reported new record high temperatures for the date. The high of 92 degrees at Memphis TN was a record for April, and the high of 94 at Little Rock AR equalled their April record. (The National Weather Summary)

1988 - A storm in the western U.S. brought heavy rain to parts of California. Mount Wilson was soaked with 4.15 inches of rain in 24 hours. The heavy rain caused some flooding and mudslides in the Los Angeles area, and a chain reaction collision of vehicles along the Pomona Freeway which resulted in 26 injuries. (Storm Data) (The National Weather Summary)

1989 - Hot weather spread from the southwestern U.S. into the Great Plains Region. Twenty-three cities reported new record high temperatures for the date. The afternoon high of 104 degrees at Tucson AZ was an April record, and highs of 87 at Provo UT, 90 at Pueblo CO, and 85 at Salt Lake City UT, equalled April records. (The National Weather Summary)

1990 - A fast moving Pacific storm produced heavy snow in the central mountains and the Upper Arkansas Valley of Colorado, with a foot of snow reported at Leadville. Thunderstorms in the south central U.S. produced wind gusts to 76 mph at Tulsa OK, and heavy rain which caused flooding of Cat Claw Creek in the Abilene TX area. Lightning struck the building housing a fish farm in Scott AR killing 10,000 pounds of fish. Many of the fish died from the heat of the fire. (The National Weather Summary) (Storm Data)

2006 - Up to five feet of snow falls in the Dakotas. I-94 and other highways were closed, power was out for thousands and caused at least four deaths.

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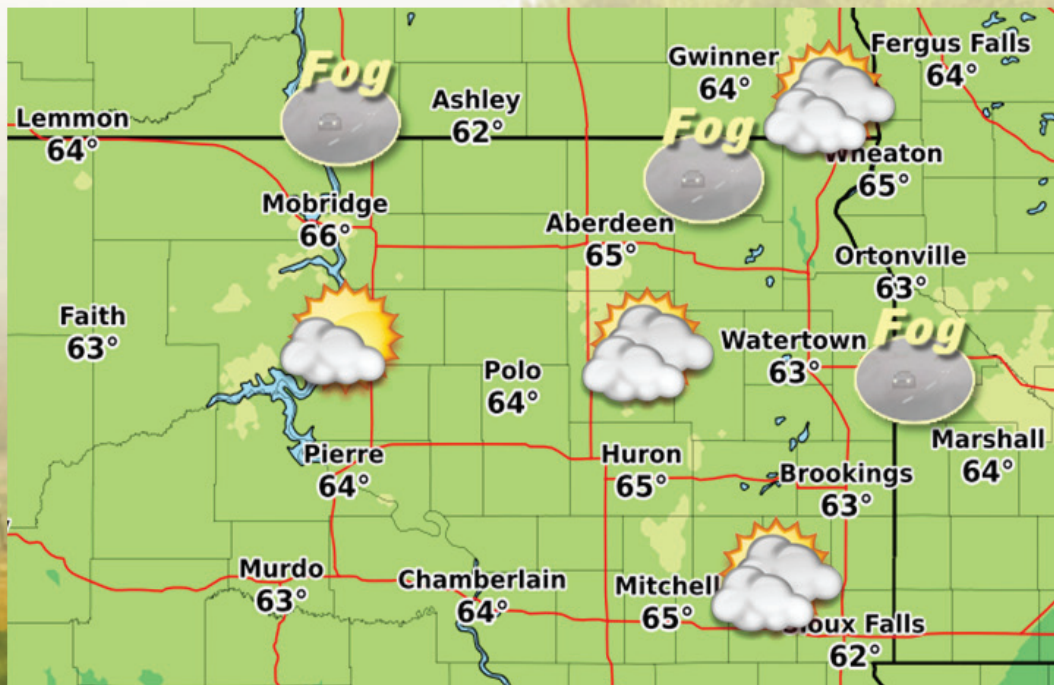
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Today	Tonight	Thursday	Thursday Night	Friday	Friday Night	Saturday
Areas Fog then Partly Sunny	Partly Cloudy	Sunny	Mostly Clear	Sunny	Mostly Clear	Mostly Sunny
High: 64 °F	Low: 43 °F	High: 63 °F	Low: 36 °F	High: 66 °F	Low: 46 °F	High: 72 °F



## Morning Fog Seasonally Mild Through The Weekend



National Weather Service – Aberdeen, SD



[weather.gov/Aberdeen](http://weather.gov/Aberdeen)



National Weather Service Aberdeen



@NWSAberdeen

Updated: 4/20/2016 4:59 AM Central

Published on: 04/20/2016 at 5:01AM

Expect locally dense fog across Interstate 29 and portions of Highways 12 and 212 this morning in northeast South Dakota. A stray shower or sprinkle could move into southern and eastern South Dakota later today - however most areas will remain dry going into the weekend.

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## Yesterday's Weather

**High:** 59.7 at 4:50 PM

**Low:** 35.5 at 7:22 AM

**High Gust:** 16 at 9:35 AM

Precip: 0.00

## Today's Info

**Record High:** 93° in 1980

**Record Low:** 11 in 1966

**Average High:** 60°F

**Average Low:** 34°F

**Average Precip in April.:** 1.04

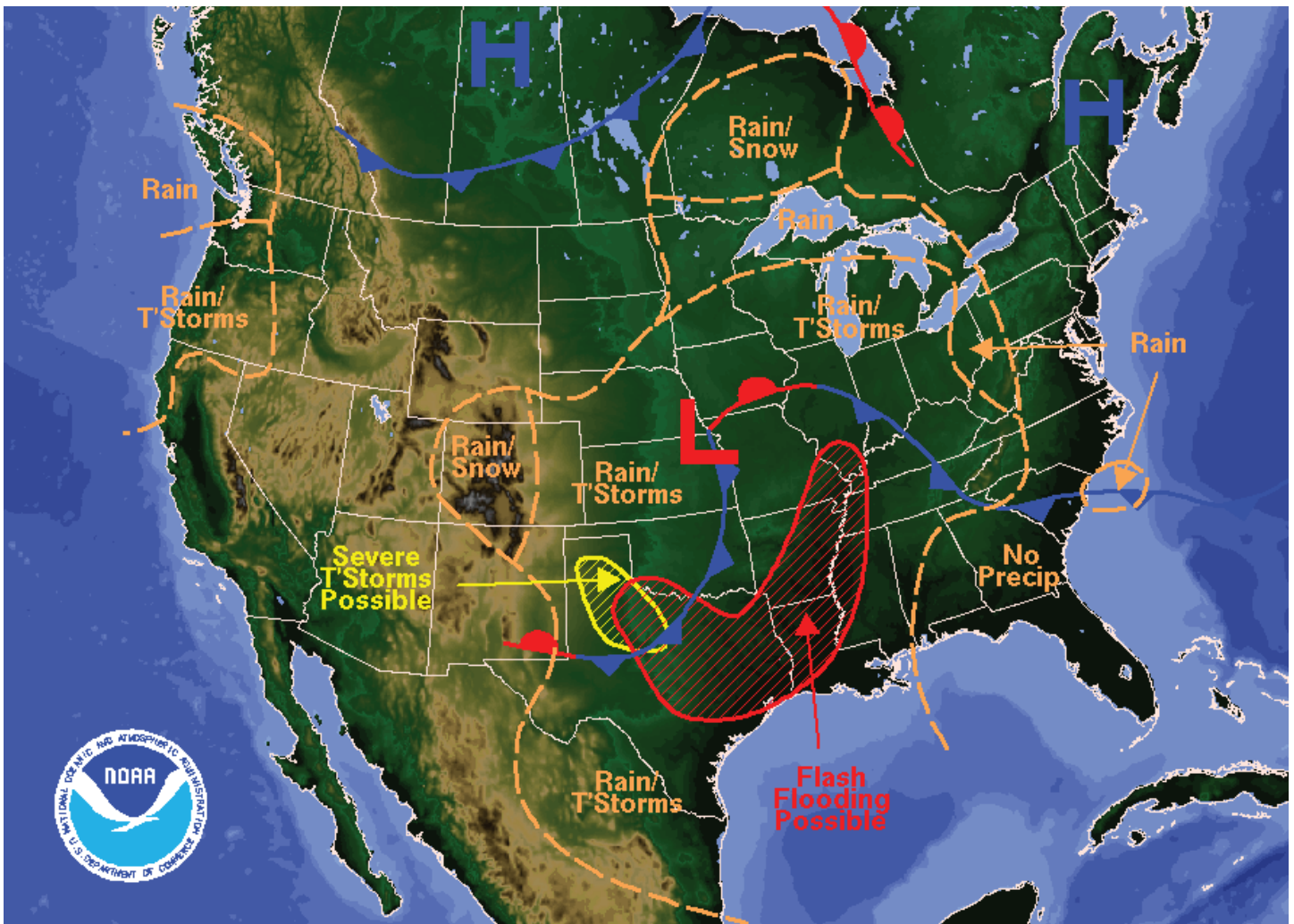
**Precip to date in April.:** 1.25

**Average Precip to date:** 3.22

**Precip Year to Date:** 2.20

**Sunset Tonight:** 8:27 p.m.

**Sunrise Tomorrow:** 6:36 a.m.



Weather Forecast for Wed, Apr 20, 2016, issued 4:38 AM EDT  
DOC/NOAA/NWS/NCEP/Weather Prediction Center  
Prepared by McReynolds based on WPC, SPC and NHC forecasts

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## IT'S PART OF THE GIFT

A new convert to Christianity wanted to show his love for his new found Lord. To do so, he brought a beautiful sea shell to the missionary, John Patton, who led him to Jesus.

"Where did you find such a beautiful prize?" he asked the native.

"I walked many miles," he answered, "and I crossed a mountain to the bay on the other side of the island."

"I'm so very sorry," said the missionary, "that you had to walk so far to get it."

"The long walk," said the native, "is part of the gift."

In Mark's Gospel we read the heart-gripping story of the poor widow who put all that she had – two pennies – in the collection box in the Temple. Jesus had been watching the people as they presented their gifts. He saw the rich as they gave their large gifts as well as the widow. But it was the gift of the widow that touched the heart of Jesus.

So, He called His disciples together and said, "This poor widow has given more than all of the others. For they gave a tiny portion of their surplus, but she, as poor as she is, has given everything she has." Her gift was the smallest, but in His eyes it was the largest of all.

The value of the gifts we give to the Lord does not depend on the amount; it depends on the spirit in which it is given. If we give grudgingly or to be recognized it cancels the real value of our giving. God is always pleased when we give from a heart that is filled with gratitude for the many gifts He has given us. Much more than the size of our gift, is the depth of appreciation that we have for His mercy and grace that He so willingly gives us.

Prayer: Lord, may we willingly give to You as You so graciously and mercifully give to us, all that we have or ever will have, because of Your unending love. In Jesus' Name, Amen.

Scripture for Today: Mark 12:41-44 For they all contributed out of their abundance; but she out of her poverty has put in everything she had, her whole living."



## **Effort to oust state Farmers Union leaders meets opposition**

ABERDEEN, S.D. (AP) — South Dakota Farmers Union members in the Aberdeen region have rejected resolutions calling for the removal of three top officials including President Doug Somke.

Sombke said in a statement that the Farmers Union board considers the matter over. Challenger spokesman Michael O'Connor told the Argus Leader newspaper that he'll continue to push for support.

A faction within the agriculture organization challenged the results of the group's recent officer election, saying there were voting irregularities. The challengers were supporters of Garret Bischoff, who failed to unseat Sombke.

The group sought to oust Sombke and the organization's vice president and secretary/treasurer.

Farmers Union members in three of the group's seven districts approved the resolutions before they were defeated in the 13-county District 7 on Tuesday.

## **Rapid City school worker accused of child sex crimes**

RAPID CITY, S.D. (AP) — A female paraprofessional at Rapid City High School has been fired and arrested for allegedly having an illegal relationship with two male students.

The 39-year-old woman was arrested late Tuesday on charges of soliciting a minor and disseminating harmful material to a minor. It was not immediately clear if she had been formally charged, or if she had obtained an attorney.

The woman was fired Monday from Rapid City High School, which is an alternative school. School system Superintendent Tim Mitchell said in a statement Tuesday that the system "will not tolerate behaviors that compromise the safety of our children."

## **Historical society to present Governor's Awards for History**

PIERRE, S.D. (AP) — The South Dakota State Historical Society is recognizing people and organizations for their work to preserve state history.

The society will present the Governor's Awards for History on April 30.

Award winners are: Shebby Lee of Rapid City; Amber Nash of Waubay; Chuck Vollan of Brookings; the Mount Rushmore Society of Rapid City; and the Verendrye Museum's "Bring It Home" Committee of Fort Pierre.

Gov. Dennis Daugaard says the people and organizations should be commended for their efforts. He says their work will keep the state's past alive for future generations.

## **3 schools take top honors at South Dakota archery**

PIERRE, S.D. (AP) — Schools in Eagle Butte, Rapid City and Avon took top team honors in the recent National Archery in the Schools Program state tournament.

Archers competed in Rapid City and Yankton earlier this month.

The South Dakota Game, Fish and Parks Department reports that Cheyenne Eagle Butte claimed top honors in the elementary division, Rapid City East in the middle school division and Avon in the high school division.

The top performing individuals were Matthew Birkeland, of Jones County, in the elementary division;



Cameron Sybesma, of Dakota Christian, in the middle school division; and Jacob Birkeland, of Jones County, in the high school division.

The national tournament is scheduled for May in Louisville, Kentucky.

## Land transfer OK'd to expand Black Hills National Cemetery

SIOUX FALLS, S.D. (AP) — Sens. John Thune and Mike Rounds say the U.S. Senate has approved a permanent land transfer to expand Black Hills National Cemetery.

The legislation will transfer about 200 acres of Bureau of Land Management land to expand the cemetery. It was adopted as part of a larger amendment to the bipartisan Energy Policy Modernization Act.

Under current law, the Federal Land Policy and Management Act limits such transfers to a lifespan of 20 years. The Black Hills National Cemetery Boundary Expansion Act would make this transfer permanent.

The senators say that the land transfer guarantees that generations of South Dakota veterans will be able to rest peacefully and that the state has a solemn resting place for its military heroes.

## Judge: Lawyer wasn't licensed to appear in crash case

SIOUX FALLS, S.D. (AP) — A Roberts County judge has issued a default judgment in a wrongful death lawsuit after finding that the defendant's North Dakota-based attorney was not properly licensed to practice law in South Dakota.

Circuit Judge Jon Flemmer issued the ruling last month. It allows Teresa Thompson to submit proof of damages in the crash that killed her father.

Fargo-based attorney William Harrie did not follow state law to appear in South Dakota, Flemmer said, so the appropriate action is to quash all pleadings signed by Harrie and consider his actions as null and void. Flemmer acknowledged that a default judgment may be a "harsh remedy," but to allow a formal answer to the charges to stand "would simply reward the conduct."

A telephone message left for Harrie was not immediately returned.

Thompson filed a wrongful death lawsuit against Nicholas Helgeson over the Nov. 6, 2009, crash at a rural intersection east of New Effington that killed 95-year-old Winfield Thompson and 79-year-old Richard Chell, both of Sisseton. Helgeson, of Hankinson, North Dakota, was not hurt.

Thompson's attorney, Robin Zephier, said Tuesday that a motion filed on behalf of an insurer seeking to set aside the ruling will be considered Monday.

Flemmer called for a hearing to determine the full extent of the Thompson's damages, but Zephier said it can't be scheduled until after a ruling on the set-aside motion.

A message left for an attorney who most recently represented Helgeson was not immediately returned.

## Man accused in cafe shooting pleads guilty in federal court

FARGO, N.D. (AP) — A man accused of shooting an employee in the leg during a robbery at a Fargo restaurant has pleaded guilty in federal court.

Twenty-four-year-old Carl Eugene Smith, of Fargo, is charged with two counts, including use of a firearm in furtherance of a crime of violence. He faces a maximum sentence of life in prison and a mandatory minimum sentence of ten years.

Smith is one of four people charged in the September 2015 robbery at a Taco John's in south Fargo. It was one of a rash of armed robberies in September that convinced federal prosecutors to take on

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some of the cases.

The Hobbs Act allows for federal prosecution if the crime involves interstate commerce. Taco John's gets food from Minnesota and uses payroll services from South Dakota.

## **\$10,000 worth of jewelry stolen from Wall tourist attraction**

RAPID CITY, S.D. (AP) — Authorities are searching for suspects in the theft of \$10,000 worth of jewelry from a popular tourist attraction in western South Dakota.

The Pennington County Sheriff's Office says employees of Wall Drug Store in Wall determined on April 13 that jewelry had been taken.

Two days later the suspects returned but fled when confronted by management. Sheriff's deputies recovered a purse the suspects left behind. Authorities also have video surveillance from the store and information on the license plate of the getaway vehicle.

## **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. GRIEVING AND DEVASTATED ECUADOR HIT WITH ANOTHER EARTHQUAKE

A magnitude-6.1 temblor struck in the early morning hours off the coast of Muisne, just days after a massive 7.8-magnitude quake killed more than 500 people.

### 2. WHAT RESOUNDING WINS DID FOR FRONT-RUNNERS

Hillary Clinton and Donald Trump quiet their critics and move closer to clinching their parties' nominations after winning primaries in New York.

### 3. HOW VIRGINIA LGBT RULING COULD HAVE WIDER IMPACT

A federal appeals court ruling on transgender bathroom access in public schools threatens a key provision of a North Carolina law limiting protections for the gay community.

### 4. FALLOUT IN FLINT CONTINUES

Michigan's top prosecutor will announce criminal charges against two state regulators and a Flint employee, alleging wrongdoing related to the city's lead-tainted water crisis, officials tell the AP.

### 5. REFORMS EXPECTED TO BEGIN QUICKLY IN FERGUSON

The agreement between the St. Louis suburb and the U.S. Justice Department includes diversity training for police, outfitting officers with body cameras and municipal court reforms in the wake of Michael Brown's shooting death by an officer.

### 6. FUTURE BLEAK FOR SCENIC SPOT IN JAPAN

A mountain village that attracted retirees, tourists and agriculture students to a college campus faces a grim future after last week's devastating earthquake.

### 7. BANKING WOES EASING FOR SOME LEGAL POT BUSINESSES

New federal data show the number of banks and credit unions willing to handle marijuana money have jumped five-fold in the past two years.

### 8. BETTER PREEMIE PAIN RELIEF SOUGHT AMID NEW CALL FOR ACTION

Experts say efforts to relieve the tiny babies' discomfort are often inadequate, but many hospitals are increasingly trying to remedy that.

### 9. SURPRISE DISCOVERY AT MALCOLM X'S BOYHOOD HOME

An archaeological dig at the property in Boston turns up kitchenware, ceramics and other evidence of an older settlement dating to the 1700s.

### 10. WHY RAW FISH FANS WON'T LIKE THIS NEWS

The latest scientific assessment paints a likely bleak future for the Pacific bluefin tuna, a sushi lovers' favorite whose population has dropped by more than 97 percent from its historic levels.

## Things To Know: How Oregon pot dealers pay taxes

**KRISTENA HANSEN, Associated Press**

SALEM, Ore. (AP) — Oregon raked in \$3.48 million from January recreational pot sales — the first month of the state's 25 percent tax — far outpacing the \$3 million projected for the entire year.

Collecting those taxes is no simple task. More than half of Oregon's recreational pot dealers paying their taxes that month did so in cash, a symptom of the industry's yearslong struggle for banking access that's also a big security risk.

In response, the Department of Revenue has transformed a small, unused space at its Salem headquarters into a mini-fortress inaccessible to the public, and from it works a detailed system for dropping off, counting and transporting cash to the bank daily.

Colorado and Washington state have similar operations in place, although officials there don't like to talk about it for security reasons. Oregon officials, however, gave The Associated Press a mock walk-through of its tax-paying process from the perspective of a pot business.

For them, it starts with a phone call.

### HOW IT WORKS

Dialing the Marijuana Tax Program hotline, pot dealers make an appointment for anywhere between 30 minutes to two hours, depending on how much cash they'll be bringing. They are asked to fill out a voucher with the business' details and bring it to the appointment for the state's record-keeping.

Arriving on appointment day at the Department of Revenue in Salem, about a block from the Capitol building, they take an elevator to an upper floor carrying the voucher and a duffel bag, briefcase, shopping bag or whatever works for toting thousands of dollars in cash.

Exiting off a short hallway, the cash-carrier picks up a telephone on the wall, dials a five-digit number as instructed by a sign, confirms the appointment and gets buzzed through a door.

The cash-carrier's final stop, the Cash Transaction Unit, is a few steps ahead. The carrier approaches a bank teller-like window with two payment stations behind bulletproof glass that's decked out with security cameras and monitors and a retired police officer standing guard.

Standing there, a faint odor of marijuana — a byproduct of "smelly money" — emanates through the eye-level cracks in the glass used for talking to state workers on the other side.

Cash and the voucher are placed into a bullet-proof metal deposit drop below, and then grabbed by a worker on the other side. The cash-carrier then waits and watches as cash-counting machines crank out totals and workers upload the information electronically.

The money then goes into another bag and is taken to an undisclosed area, where it's later picked up by an armored car and delivered to the state's bank.

Department of Revenue officials have likened the operation to a bank, while others see it differently. "This might be more like a casino than a bank," Sen. Doug Whitsett said in an early February hearing when the operation first came to light.

### WHEN IS THIS HAPPENING?

Almost daily. That's because pot dealers pay taxes monthly, rather than quarterly, and only in Salem for safety reasons.

Many of Oregon's 300-plus recreational pot dealers are paying in cash. Because electronic payments are not set up yet, the rest send payments by mail in the form of bank checks, money orders and cashier's checks.

HOW MUCH IS THIS COSTING?

Roughly \$3.5 million. The Department of Revenue spent a big chunk of that refurbishing the current site, stocking it with equipment, hiring a dozen employees and beefing up building security with full-time retired police officers. Some unexpected costs included hiring a new armored car service because the previous one was unwilling to transport pot cash.

In anticipating the pot industry's growth, the department plans to use the rest of its budget to build a bigger space, likely on the main floor, to accommodate more businesses and larger cash transactions.

## Capitals expect to have Holtby as they try to sweep Flyers

**STEPHEN WHYNO, AP Sports Writer**

Braden Holtby and the Washington Capitals plan to keep rolling along against the Flyers despite an injury scare in practice.

Holtby, the goaltender who has stopped 91 of Philadelphia's 93 shots through three games of the first-round playoff series, left practice Tuesday with an apparent left leg injury after a collision with a teammate. Coach Barry Trotz said he expects Holtby to play in Game 4 on Wednesday (7 p.m. ET, NBCSN) as Washington goes for the sweep.

"Basically just got nicked up a little bit, went off and we'll see where he is," Trotz said. "But I don't anticipate Braden not playing."

Holtby was not made available to reporters after practice but walked through the locker room without a noticeable limp. Trotz said he didn't see a need to call up a third goaltender, implying Holtby would start with Philipp Grubauer backing him up.

The Capitals don't know which Flyers goalie they will face after starter Steve Mason allowed six goals on 27 shots in a 6-1 loss in Game 3 Monday that featured angry fans throwing light-up wristbands onto the ice. Former Washington goalie Michal Neuvirth could get the nod if Philadelphia makes a change.

"I feel good about my game," Neuvirth said. "If I play I'm going to play with confidence."

Washington will be forced to make one lineup change with defenseman Brooks Orpik out because of an upper-body injury. Orpik took a big hit from Ryan White in Game 3 and didn't return, an injury that will force more minutes for the top three of John Carlson, Karl Alzner and Matt Niskanen.

"Anytime you lose a guy like Brooks Orpik, with his experience, he's been through the grind before, it's tough," said Taylor Chorney, one of two options to step into the lineup along with veteran Mike Weber. "But at the same time, we've kind of been through it this year. He spent some time where he was hurt earlier in the year, and we had guys step up."

Based on the Capitals' domination in the series, it matters little who the sixth defenseman is. Washington is 8 for 17 on the power play, while Philadelphia is 0 for 13 and also hasn't managed to get much done 5-on-5.

"The special teams, obviously it's on paper. You can see it," Flyers forward Jakub Voracek said. "That's what's made a difference in this series."

The Capitals have a 3-0 series lead for the first time in franchise history, and Trotz has never been in this spot, either. More of the same seems to be the plan.

"I don't think we need to change anything than what we've been doing, and that's playing hard and consistent," Alzner said. "In a game like this, when it's do-or-die for your teammates, it's just playing smart and playing hard because you know they're going to throw everything at you."

The Flyers won't have forward Pierre-Edouard Bellemare in Game 4 as he was suspended one game for checking Capitals defenseman Dmitry Orlov from behind Monday.

Here's a look at the other Stanley Cup playoff games Wednesday:



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Panthers at Islanders, Florida leads 2-1 (8 p.m. ET, USA)

The young Atlantic Division-champion Panthers will be tested as they try to bounce back from blowing a two-goal lead and losing Game 3 in overtime. A two-day break in the schedule gave them time to get composed following a game that included a coach's challenge negating a goal by Aaron Ekblad and an overtime winner by the Islanders' Thomas Hickey.

"It's not like we came in here and got beat 7-1," Florida coach Gerard Gallant said. "All three games are tight games and could've gone either way."

Each team has 10 goals in the evenly-matched series.

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Stars at Wild, Dallas leads 2-1 (9:30 p.m. ET, NBCSN)

Despite being up in the series, the Stars have a lot to improve upon, starting with the power play, where they're 1 for 13 (7.7 percent) for the fourth-worst conversion rate among the 16 teams in the postseason. Dallas had the fourth-best power play at 22.1 percent during the regular season.

"The power play, for me, is a little bit stuck between playmaking and taking shots," coach Lindy Ruff said. "We've got to get back to attacking the net more."

Taking an underdog's mindset into Game 4 would be beneficial for the Stars, too. After building a 2-0 lead in Game 3 barely 4 minutes in, they let up on the accelerator while the Wild raced back.

Relaxing in that situation is a natural reaction for any team, but that won't help the Stars advance.

"It might've changed things," Patrick Sharp said after practice Tuesday. "You never know. We're never going to turn down a 2-0 lead early in the game, but it could've had an outcome on the way that we played."

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Kings at Sharks, San Jose leads 2-1 (10:30 p.m. ET, USA)

After getting a dominant performance from top center Anze Kopitar, more than 35 minutes of nearly flawless defense from Drew Doughty, sterling goaltending from Jonathan Quick and a big hit by Dustin Brown to get back into their series, the Kings are looking for their big stars to step up again to tie this series with a fourth straight win by the road team.

The concern for the Sharks is getting production beyond the first line. Joe Thornton, Joe Pavelski and Tomas Hertl have combined for five of San Jose's seven goals in the series.

"If you're playing on my line, the third line, the fourth line, you want to step up and do something," second-line center Logan Couture said. "We can't sit on the bench and watch Jumbo's line go out there and carry the play. Everyone else has got to step up and do their part as well."

## Hornets, Pistons, Blazers look to avoid 0-2 deficits

TIM REYNOLDS, AP Basketball Writer

MIAMI (AP) — Heat star Dwyane Wade often can be heard saying at playoff time that a series hasn't truly started until somebody wins on the home floor of its opponent.

Charlotte, Detroit and Portland probably can appreciate that sort of thinking.

A two-day break between their Game 1 road losses on Sunday and the Game 2's that await when three series resume Wednesday night — Charlotte is at Miami, Detroit goes back to Cleveland and Portland visits the Los Angeles Clippers — means the Hornets, Pistons and Trail Blazers all have ample time to make adjustments.

"Two days in between games kind of helps to at least look at the game a few more times and decide what you want to do," Portland coach Terry Stotts said. "We're not going to reinvent ourselves in two

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days.”

Of course, it also means the Heat, Cavaliers and Clippers have plenty of time to anticipate what’s coming as well.

“Now you have to think ahead and try to see what, if you were in their position, what adjustments you would make and be prepared for that,” Wade said.

Expect great urgency from the road teams Wednesday, since it’s clear what an 0-2 deficit means in the postseason. Since 2008, 53 of the last 55 teams to win the first two games of an NBA playoff series have ultimately prevailed. No team has advanced after trailing 0-2 since Memphis against the Clippers in 2013.

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Hornets at Heat, Miami leads 1-0. 7 p.m., NBA TV.

Charlotte has been exceptional at bouncing back from losses over the last three months or so, going 9-1 in the games immediately following a defeat since the end of January.

That resiliency will be put to the test in Game 2.

Not only was Sunday’s series-opening loss the Hornets’ worst of the season, but it was the franchise’s 11th straight playoff defeat overall and the most points given up by Charlotte in any of its last 115 non-overtime games.

“The things we made mistakes on are correctible,” Charlotte’s Marvin Williams said. “It wasn’t so much what Miami did — take nothing away from how they played, they played extremely well, they did what they’re supposed to do. But we didn’t play our best basketball. We know that.”

Luol Deng scored 31 for the Heat in Game 1, and Hassan Whiteside scored 21 points and grabbed 11 rebounds in his playoff debut. But Heat coach Erik Spoelstra doesn’t want his team thinking anything came easily.

“That’s the mental discipline,” Spoelstra said. “That is the playoffs, staying present and realizing reality versus a lot of noise. That’s what we have to manage right now.”

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Pistons at Cavaliers, Cleveland leads 1-0. 8 p.m., TNT.

Detroit went home to work Monday and Tuesday, choosing the comforts of familiarity over hotel living for two extra days (and it’s only about a 30-minute flight, so it’s not like the extra travel grind would wear anyone out).

Pistons coach Stan Van Gundy said his team would have some different wrinkles in Game 2.

“Look, I’m not smart enough to come up with anything real complex,” Van Gundy said. “It’s just different from what we’ve done.”

Detroit had a chance to steal the opener, leading by seven with 11 minutes left. Then LeBron James checked back into the game, and Cleveland outscored the Pistons 30-18 the rest of the way.

James has played on 15 teams that took 2-0 leads in playoff series. Those teams won all 15 times, six of those coming in sweeps.

Kyrie Irving (31), Kevin Love (28) and James (22) combined for 81 of Cleveland’s 106 points in the opener. The other six Cavs that played shot 10 for 25 from the floor, scoring 25 points combined. And further making it seem like it was a Pistons’ opportunity missed, Detroit fell to 13-2 this season in games where it shot 49 percent or better.

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Trail Blazers at Clippers, Los Angeles leads 1-0. 10:30 p.m., TNT.

It might sound silly, but Portland lost by 20 and found a lot to like about the game.

The Blazers missed 50 of their 83 shots, and 20 of their 30 tries from 3-point range — and go into

Game 2 thinking that if the same opportunities present themselves Wednesday, the outcome could be different.

"They played as good a game as they've played in a while," Portland guard Damian Lillard said of the Clippers. "We just have to understand that the things we saw on film, if we clean up some of those things offensively and defensively, then we'll have a chance. We know we'll have a chance."

Blake Griffin had his best game since returning from injury for the Clippers, finishing with 19 points and 12 rebounds in Game 1. Los Angeles is 6-0 with Griffin since he returned to the lineup.

"He wants to get his game going," Clippers coach Doc Rivers said.

And Chris Paul simply controlled Game 1, the Clippers outscoring the Blazers by 29 points in Paul's 33 minutes of play.

"They go as Damian goes," Clippers guard Austin Rivers said. "Our focus was to stop him and limit everybody else as well. And I still think we can do a better job of that."

## **Government officials: 3 to be charged in Flint water crisis**

**DAVID EGGERT, Associated press**

LANSING, Mich. (AP) — Michigan's attorney general will announce criminal charges Wednesday against two state regulators and a Flint employee, alleging wrongdoing related to the city's lead-tainted water crisis, according to government officials familiar with the investigation.

The charges — the first levied in a probe that is expected to broaden — will be filed against a pair of state Department of Environmental Quality officials and a local water treatment plant supervisor, two officials told The Associated Press late Tuesday. They spoke on the condition of anonymity because they were not authorized to discuss the investigation publicly.

The felony and misdemeanor charges include violating Michigan's drinking water law, official misconduct, destruction of utility property and evidence tampering, according to one official.

For nearly 18 months after Flint's water source was switched while the city was under state financial management, residents drank and bathed with improperly treated water that coursed through aging pipes and fixtures, releasing toxic lead. Republican Gov. Rick Snyder announced in October that the city would return from the Flint River to its earlier source of treated water, the Detroit municipal system. But by that time, dangerously high levels of the toxic metal had been detected in the blood of some residents, including children, for whom it can cause lower IQs and behavioral problems.

The city has been under a state of emergency for more than four months, and people there are using filters and bottled water.

In January, Republican Attorney General Bill Schuette opened an investigation and appointed a special counsel to lead the probe because his office also is defending Snyder and others in lawsuits filed over the water crisis. The state investigation team has more than 20 outside attorneys and investigators and a budget of \$1.5 million.

Schuette, Genesee County Prosecutor David Leyton, special counsel Todd Flood and other investigators scheduled a news conference for Wednesday afternoon in Flint to make a "significant" announcement, according to an advisory distributed to the media.

A spokesman for Schuette's office declined comment Tuesday night.

In addition to the lead contamination, outside experts also have suggested a link between the Flint River and a deadly Legionnaires' disease outbreak. There were at least 91 cases, including 12 deaths, across Genesee County, which contains Flint, during a 17-month period. That represents a five-fold increase over what the county averaged before.

The failure to deploy lead corrosion controls after the city's switch to the Flint River is considered a

catastrophic mistake. The DEQ has acknowledged misreading federal regulations and wrongly telling the city that the chemicals were not needed.

State officials were slow to respond to experts' and residents' concerns. After the crisis broke open, DEQ Director Dan Wyant and the department's communications director Brad Wurfel resigned.

Snyder announced the firing of Liane Shekter Smith, the former chief of the DEQ's Office of Drinking Water and Municipal Assistance. A district supervisor in the office, Stephen Busch, is on paid leave after being suspended earlier. Mike Prysby, a district engineer, recently took another job in the agency.

A supervisor at Flint's water plant, Mike Glasgow, testified at a legislative hearing that Prysby told him phosphate was not needed to prevent lead corrosion from pipes until after a year of testing.

Susan Hedman, the director of the U.S. Environmental Protection Agency's Chicago-based Midwest office, also resigned.

## Better preemie pain relief sought amid new call for action

LINDSEY TANNER, AP Medical Writer

OAK LAWN, Ill. (AP) — It happens every day to the most vulnerable infants in hospital intensive care units: fragile babies born way too soon are poked, prodded and jabbed as part of medical care meant to help them survive — and it can be heart-wrenching to watch.

Heel sticks for blood tests, inserting IV tubes, adjusting breathing machines — even the gentlest jostling to remove a bandage from translucent skin can cause kittenlike whimpers and tiny arms and legs to suddenly jerk. Sometimes there's no sound at all — just a dip on the heart rate monitor.

It used to be thought that these infants were too young to feel pain. But even now, experts say, pain relief for newborns and especially preemies is often inadequate, despite evidence that low-tech comforting methods and medication can both be effective.

The American Academy of Pediatrics has new advice — and an admonishment.

Pain in newborns "continues to be inconsistently assessed and inadequately managed," the academy says. Remedies "are currently underused for routine minor yet painful procedures."

Preventing and reducing pain, particularly in preemies, is important because of the potential consequences for infant development, the academy said in a policy issued in February.

Research suggests repeated bouts of pain leave infants prone to potential long-term ill effects including changes in nerve structures and brain development, and hypersensitivity to touch and stress — and it's the smallest and sickest babies who experience the greatest number of painful procedures.

Pain assessment can be a significant challenge in preemies, said newborn specialist Erin Keels, the policy's lead author and a nurse at Nationwide Children's Hospital Columbus, Ohio.

Preemie's pain cues aren't always obvious. They often have multiple health problems that need attention, and in busy intensive care units, pain relief for every day minor procedures can sometimes get overlooked, she said.

The new guidance was prompted in part by recent research showing benefits from alternatives to medication, Keels said. These include sugar-dipped pacifiers, tight swaddling and skin-to-skin contact with moms and dads. Newer ways to measure infant pain also are being tested, including measuring brain waves and electrical impulses in the skin.

Pain management during surgery and other major procedures typically requires medication, often opioids including morphine. Short-term side effects of these drugs may include a slowed heart rate, low blood pressure, and drug dependence. Some small studies have linked use of these drugs in extremely premature babies with slowed weight gain, smaller head size and behavior troubles later in childhood, but research on appropriate doses and potential long-term effects "is woefully lacking," the academy says.



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It urges more research on using these drugs and other medications in infants.

"While we want to manage pain appropriately, we also have to pay attention to not going too far in the other extreme," said Dr. William MacKendrick, medical director of the infant special care unit at Evanston Hospital in Evanston, Illinois. He was not involved in the policy.

U.S. hospitals are required to assess patients' pain in order to be accredited, and it's an issue newborn specialists are increasingly paying attention to.

At Advocate Children's Hospital in Oak Lawn, Illinois, tiny twins Evelyn and Olivia Niedermeyer are helping find answers.

The babies were born more than a month early, in January, weighing less than 3 pounds. They're enrolled in a study comparing infants' reactions to two different tiny devices used to detect retinopathy, an eye disease that can cause blindness in very premature babies.

The metal devices prop eyelids open so doctors can look beyond the eyeballs' surface into the retina. The hospital is trying to find out which of the two devices causes less discomfort, said Debra Skopec, a newborn intensive care nurse and the study's leader.

Skopec wraps the babies' legs into a little ball and holds them tightly during the exams, and swaddles them after: "confinement" meant to be comforting. Immediately after the tests, she watches for any changes in vital signs shown on wall-mounted monitors.

The twins squeal during the exam, and it all makes their mom, Angelica Juarez, feel pretty helpless.

"I want to cry," she said during a recent hospital visit, fighting back tears. "And I don't want my babies to hurt."

Juarez said she agreed to take part to help future babies experience less pain.

"It's scary, but it's necessary," she said.

## Ferguson reform may be swift with federal agreement approval

**JIM SALTER, Associated Press**

ST. LOUIS (AP) — Reforms are expected to begin quickly in Ferguson now that a federal judge has approved a settlement between the U.S. Department of Justice and the city where 18-year-old Michael Brown was fatally shot by a police officer.

Federal Judge Catherine Perry issued her ruling Tuesday approving the agreement after a lengthy public hearing in St. Louis. Perry called it a "reasonable resolution" that avoids an extensive court battle.

Mayor James Knowles III said the city has already implemented many reforms, and will act swiftly on others to "move into compliance as soon as possible." Some reforms are expected to be in place within 30 days, while the city has 60 days or 90 days on other components.

Ferguson has been under scrutiny since Brown, who was black and unarmed, was fatally shot by white Ferguson officer Darren Wilson in 2014. Brown's death was a catalyst in the national Black Lives Matter movement.

A grand jury and the Justice Department cleared Wilson, who resigned from the police force in November 2014, but the shooting led to a Justice Department investigation that found alarming patterns of racial bias in policing and a municipal court system that generated revenue largely on the backs of poor and minority residents.

Christy Lopez of the Justice Department said the settlement was formulated after lengthy negotiations with the city, but also after hearing from residents, protesters, neighborhood associations and others.

"We listened to everybody," she said.

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Here are some of the highlights of the agreement, which is expected to cost about \$2.3 million over three years:

— MUNICIPAL CODE: Within 30 days, the city is required to adopt amendments reforming the municipal code and eliminating laws deemed unnecessary, such as one governing how to walk in a crosswalk.

— ELIMINATING BIAS: The agreement calls for extensive training to help eliminate racial bias among police officers. It requires, within 90 days, new procedures to better screen police officer candidates. Analysts will be required to monitor police records for arrests, stops and other metrics. The city will have 180 days to come up with a plan to attract and retain a diverse police force.

— POLICE CAMERAS: The settlement requires police and jail workers to wear body cameras and squad cars to be equipped with cameras. Wilson was not wearing a camera, nor did his car have one, on the day Brown was killed. The city has 60 days to develop and implement policies for use of the cameras.

— PUBLIC COMPLAINTS AND PROTESTS: The agreement makes it clear that people can record police activity and issue complaints against officers without fear of retaliation, and they can engage in lawful protests. The agreement also calls for a monitoring team to review protest and demonstration policies and procedures with police and make revisions as deemed necessary.

— POLICE OVERSIGHT: Ferguson must establish a civilian board that will review, make findings and issue recommendations of disciplinary action related to allegations of excessive force, abuse of authority, use of discriminatory slurs and other misconduct. The city also must fully investigate all allegations of officer misconduct, and to take corrective action when necessary.

— COURT REFORMS: One finding by the Justice Department was that Ferguson used its municipal court as a means of making money, largely from poor and minority residents. The agreement gives Ferguson 60 days to remove the finance director from the role of municipal court oversight. It also requires new efforts to help people find ways to pay fines and fees without additional financial burdens, such as allowing community service instead of a fine, or delayed payment options.

— MONITOR TEAM: Ferguson will be monitored by a team of people, not by a single person, though no specific number was given. Each monitor will have expertise in a particular area. The monitoring team, expected to be hired within 90 days, will keep tabs on reforms and ensure that Ferguson is living up to the stipulations of the agreement. The team will remain in place up to five years, or until the city has been deemed in full compliance for two consecutive years.

## Trump, Clinton win big in NY, push closer to nominations

**JULIE PACE, Associated Press**

**JONATHAN LEMIRE, Associated Press**

NEW YORK (AP) — Front-runners Donald Trump and Hillary Clinton swept to resounding victories in Tuesday's New York primary, with Trump bouncing back convincingly from a difficult stretch in his Republican campaign and Clinton pushing tantalizingly close to locking up the Democratic nomination.

"The race for the nomination is in the home stretch, and victory is in sight," Clinton declared to cheering supporters.

Trump captured more than 50 percent of the vote in New York and was headed toward a big delegate haul in his home state, a commanding showing that keeps him on a path to the GOP nomination if he continues to win. He claimed at least 89 of the 95 delegates at stake Tuesday, with Ohio Gov. John Kasich winning at least three and Texas Sen. Ted Cruz in danger of getting shut out.

A confident Trump insisted it was impossible for his rivals to catch him. Indeed, Cruz's poor showing in New York left him without any mathematical chance of clinching the nomination before the Republican

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convention in July, though Trump could still end up short of the needed 1,237 needed to seal victory before the gathering.

"We don't have much of a race anymore," Trump said during a victory rally in the lobby of the Manhattan tower bearing his name. He peppered his brash remarks with more references to the economy and other policy proposals than normal, reflecting the influence of a new team of advisers seeking to professionalize his campaign.

Clinton's triumph padded her delegate lead over rival Bernie Sanders and put her 80 percent of the way to clinching the Democratic nomination that eluded her eight years ago. In a shift toward the general election, she made a direct appeal to Sanders' loyal supporters, telling them she believes "there is more that unites us than divides us."

Exit polls suggested Democrats were ready to rally around whoever the party nominates. Nearly 7 in 10 Sanders supporters in New York said that they would definitely or probably vote for Clinton if she is the party's pick.

Sanders energized young people and liberals in New York, as he has across the country, but it wasn't enough to pull off the upset victory he desperately needed to change the trajectory of the Democratic race. Still, the Vermont senator vowed to keep competing.

"We've got a shot to victory," Sanders said in an interview with The Associated Press. However, his senior adviser Tad Devine said later that the campaign planned to "sit back and assess where we are" after a string of contests next week.

Of the 247 Democratic delegates at stake in New York, Clinton picked up at least 135 while Sanders gained at least 104.

The fight for New York's delegate haul consumed the presidential contenders for two weeks, an eternity in the fast-moving White House race. Candidates blanketed every corner of New York, bidding for votes from Manhattan and the surrounding boroughs to the working class cities and rural enclaves that dot the rest of the state.

The nominating contests will stay centered in the Northeast in the coming days, with Connecticut, Delaware, Maryland and Pennsylvania all holding contests next week. Sanders spent Tuesday in Pennsylvania, as did Republican Sen. Ted Cruz, Trump's closest rival.

Cruz panned Trump's win in New York as little more than "a politician winning his home state," then implored Republicans to unite around his candidacy.

"We must unite the Republican Party because doing so is the first step in uniting all Americans," Cruz said in formal remarks.

Trump needed a strong showing in New York to keep alive his chances of sewing up the GOP nomination before the party's July convention — and to quiet critics who say the long primary season has exposed big deficiencies in his campaign effort.

Having spent months relying on a slim staff, Trump has started hiring more seasoned campaign veterans. He's acknowledged that bringing new people into his orbit may cause some strife, but says the moves were necessary at this stage of the race.

Cruz is trying to stay close enough in the delegate count to push the GOP race to a contested convention. His campaign feels confident that it's mastered the complicated process of lining up individual delegates who could shift their support to the Texas senator after a first round of convention balloting.

Kasich, the only other Republican left in the race, bested Cruz on Tuesday and is refusing to end his campaign despite winning only his home state.

Trump's political strength, though he boasts of drawing new members to the party, has left some Republicans concerned that his nomination could splinter the GOP. Among Republican voters in New York, nearly 6 in 10 said the nominating contest is dividing the party, according to exit polls.

Still, about 7 in 10 New York Republicans said the candidate with the most votes in primary contests should be the Republican presidential nominee

The surveys were conducted by Edison Research for The Associated Press and television networks.

Trump now leads the GOP race with 845 delegates, ahead of Cruz with 559 and Kasich with 147. Securing the GOP nomination requires 1,237.

Among Democrats, Clinton now has 1,893 delegates to Sanders' 1,180. Those totals include both pledged delegates from primaries and caucuses and superdelegates, the party insiders who can back the candidate of their choice regardless of how their state votes. It takes 2,383 to win the Democratic nomination.

## Dig at Malcolm X home turns up evidence of 1700s settlement

**PHILIP MARCELO, Associated Press**

BOSTON (AP) — An archaeological dig at the boyhood home of Malcolm X in Boston has turned up some surprising findings, but not necessarily related to the early life of the slain civil rights activist.

City archaeologist Joseph Bagley said this week that researchers digging outside the two-and-a-half story home have found kitchenware, ceramics and other evidence of an older settlement dating to the 1700s that they hadn't expected to find there.

"We've come onto a whole layer, roughly two feet down and across the whole site, that's absolutely filled with stuff from the period," he said. "So we have this whole new research question, which is: what the heck was going on here in the 18th century?"

The two-week dig, which began March 29, was meant to shine a light on Malcolm X's formative years in Boston, as well as the home's previous owners, an Irish immigrant family who lived there through the Great Depression.

Bagley says city records show the house was built in 1874 on what had then been agricultural land. But the dig's initial findings suggest there likely was another house on or near the site, dating to colonial times.

"This happens a lot in city digs. You look for one thing and you probably find it, but then you also come across a couple of other questions that you have to figure out," Bagley said. "It's just part of the process."

To be sure, the dig also has turned up its share of evidence from Malcolm X's time in Boston.

Bagley says the mishmash of broken dishes, bits of jewelry and toys unearthed so far likely come from when the home was badly vandalized in the 1970s and many items were tossed haphazardly into the yard.

Researchers also have found a small stone piece that may date to Native American tribes that once inhabited the city. But it's too early to tell how old the fragment is, and whether it is in fact Native American in origin. A closer examination will be undertaken later.

The Dale Street home is the last surviving residence from the former Malcolm Little's time as a teenager and young adult living in Boston's historically black Roxbury neighborhood during the 1940s.

Little, who dropped his last name in favor of "X" when he joined the Nation of Islam as an adult, was raised by his sister, Ella Little-Collins, after his father died and his mother was committed to a mental institution.

The house is still owned by the Collins family, which hopes to renovate the vacant, badly deteriorated structure for public tours and other uses.

The dig was halted last week after bad weather, including nearly five inches of springtime snow, forced a stoppage. It's set to resume May 16.



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## Today in History

### The Associated Press

Today is Wednesday, April 20, the 111th day of 2016. There are 255 days left in the year.

Today's Highlight in History:

On April 20, 1916, the Chicago Cubs played their first game at Wrigley Field (then known as Weeghman Park); the Cubs defeated the Cincinnati Reds 7-6.

On this date:

In 1792, France declared war on Austria, marking the start of the French Revolutionary Wars.

In 1861, Col. Robert E. Lee resigned his commission in the United States Army. (Lee went on to command the Army of Northern Virginia, and eventually became general-in-chief of the Confederate forces.)

In 1863, President Abraham Lincoln signed a proclamation admitting West Virginia to the Union, effective in 60 days (on June 20, 1863).

In 1889, Adolf Hitler was born in Braunau am Inn, Austria.

In 1912, Boston's Fenway Park hosted its first professional baseball game while Navin Field (Tiger Stadium) opened in Detroit. (The Red Sox defeated the New York Highlanders 7-6 in 11 innings; the Tigers beat the Cleveland Naps 6-5 in 11 innings.)

In 1914, the Ludlow Massacre took place when the Colorado National Guard opened fire on a tent colony of striking miners; about 20 (accounts vary) strikers, women and children died.

In 1945, during World War II, allied forces took control of the German cities of Nuremberg and Stuttgart.

In 1968, Pierre Elliott Trudeau was sworn in as prime minister of Canada.

In 1972, Apollo 16's lunar module, carrying astronauts John W. Young and Charles M. Duke Jr., landed on the moon.

In 1986, following an absence of six decades, Russian-born pianist Vladimir Horowitz performed in the Soviet Union to a packed audience at the Grand Hall of the Tchaikovsky Conservatory in Moscow.

In 1999, the Columbine High School massacre took place in Colorado as two students, Eric Harris and Dylan Klebold, shot and killed 12 classmates and one teacher before taking their own lives.

In 2010, an explosion on the Deepwater Horizon oil platform, leased by BP, killed 11 workers and caused a blow-out that began spewing an estimated 200 million gallons of crude into the Gulf of Mexico. (The well was finally capped nearly three months later, on July 15.)

Ten years ago: President George W. Bush welcomed Chinese President Hu Jintao (hoo jin-tow) to the White House; the ceremony was interrupted by a protester who shouted to Bush to stop the Chinese leader from "persecuting the Falun Gong." Bowing to intense pressure, Iraqi Prime Minister Ibrahim al-Jaafari (EE'-brah-heem ahl JAH'-fah-ree) agreed to abandon his claim to another term.

Five years ago: Two Western photojournalists, including Oscar-nominated film director Tim Hetherington, were killed in the besieged Libyan city of Misrata while covering battles between rebels and government forces. The U.S. government announced new protections for air travelers when airlines lose their bags, bump them off flights or hold them on the runway for hours.

One year ago: The Post and Courier of Charleston, South Carolina, won the Pulitzer Prize for public service for an examination of the deadly toll of domestic violence, while The New York Times collected three awards and the Los Angeles Times two. Lelisa Desisa of Ethiopia won the 119th Boston Marathon, finishing in 2:09:17; Caroline Rotich of Kenya won the women's race in 2:24:55.

Today's Birthdays: Retired Supreme Court Justice John Paul Stevens is 96. Actor Leslie Phillips is 92. Sen. Pat Roberts, R-Kan., is 80. Actor George Takei is 79. Singer Johnny Tillotson is 78. Actor Ryan

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O'Neal is 75. Bluegrass singer-musician Doyle Lawson (Quicksilver) is 72. Actress Judith O'Dea (Film: "Night of the Living Dead") is 71. Rock musician Craig Frost (Grand Funk; Bob Seger's Silver Bullet Band) is 68. Actor Gregory Itzin (iht-zihn) is 68. Actress Jessica Lange is 67. Actress Veronica Cartwright is 67. Actor Clint Howard is 57. Actor Crispin Glover is 52. Actor Andy Serkis is 52. Olympic silver medal figure skater Rosalynn Sumners is 52. Actor William deVry is 48. Country singer Wade Hayes is 47. Actor Shemar Moore is 46. Actress Carmen Electra is 44. Reggae singer Stephen Marley is 44. Rock musician Marty Crandall is 41. Actor Joey Lawrence is 40. Country musician Clay Cook (Zac Brown Band) is 38. Actor Tim Jo is 32.

Thought for Today: "Excellence is not a skill, it is an attitude." — Ralph Marston, American football player (1907-1967).

## Houston flood control efforts fall behind urban sprawl

**MICHAEL GRACZYK, Associated Press**

**FRANK BAJAK, Associated Press**

HOUSTON (AP) — Flood control has long been a challenging issue in Houston, dating back to the city's infancy on the banks of the Buffalo Bayou when its first flood was recorded more than 170 years ago.

Major reservoirs built in the 1940s helped alleviate some of problems, but a population explosion and urban sprawl since then enveloped the reservoirs. Experts said the city's efforts since then have fallen woefully short of the massive needs. And there is climate change, which has increased the frequency of large rainfalls, climatologists said. The result this week was that sudden downpours overwhelmed infrastructure and inundated whole sections of the city, leaving at least seven people dead.

"To throw up your hands and say we're going to be vulnerable and have hundreds of millions of dollars of impact every year in Houston just because it rains a lot is not the attitude we need to take," said Sam Brody, a professor of regional planning at Texas A&M University at Galveston. "We are not thinking about the big picture."

Thousands of people were routed from their homes and major highways when Houston's spaghetti-like web of bayous spilled over banks after rains that began Sunday night.

Then on Tuesday, creeks getting runoff from nearly 18 inches of rain in some spots in outlying northwestern Harris County rose quickly over their banks, prompting a new round of evacuations, including rescues of some residents in wheelchairs from an assisted living facility.

Prospects brightened for some as many roads reopened, although a flash flood watch was in effect through Wednesday.

"It's going to have to trickle its way through the city of Houston and to Galveston Bay," Francisco Sanchez, a county emergency services spokesman, said of the waters progressing downstream toward the Gulf of Mexico.

Houston, with more than 2 million people including 90,000 arriving last year alone, is the nation's fourth-largest city. And Harris County, which includes most of Houston, has seen a 30 percent jump in population since 2000, with an accompanying 25 percent increase in pavement.

The situation is exacerbated by a flat topography barely above sea level and the humid Gulf Coast climate prone to produce extreme rainfall.

There have been at least three dozen significant floods since Houston's founding, including one in 1929 and another in 1935 that prompted construction of reservoirs in the western part of the county, Barker and Addicks, in the 1940s by the U.S. Army Corps of Engineers.

"They were way out in the country," said Wayne Klotz, a former American Society of Civil Engineers president who has a Houston engineering firm. "They were going to solve all the problems. The city

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continued to grow. And Barker and Addicks now are like in the middle of town.”

Few notable flood-control efforts have been implemented since then, said Philip Bedient, a Rice University engineering professor who has been studying flood control in the area for more than three decades.

Houston’s leaders “sort of forgot about it for the next 20 years, and it was the wild west,” he said. “They built and built like there was no tomorrow.”

“It didn’t have to be this way,” he said.

Among Houston’s recent efforts is a voter-approved program aimed at rebuilding its streets and drainage systems to better cope with floods. The city says it has collected and spent more than \$1 billion since 2012, improving 900 miles of roadway.

Brody says more could be done, including an effort to buy out homeowners flood-prone areas and turn the land into open space. He also suggests upgrading building codes to mandate elevating structures in flood-prone areas, as some suburbs have done.

“You need to think,” he said. “And we’re not.”

The Harris County Flood Control District, the agency working in recent years with the Corps of Engineers on hundreds of millions of dollars in projects to ease the flooding impact, did not immediately return a phone message Tuesday seeking comment.

Tropical Storm Allison, with nearly 39 inches of rain in the hardest hit area, left \$5 billion in damage in 2001. Hurricane Ike hit in in 2008. Just last Memorial Day, hundreds of homes along Brays Bayou in Houston sustained severe damage after an 11-inch rainstorm.

From 1999 to 2009, the Houston area incurred over \$3 billion in insured flood losses, Brody said.

Money is a considerable obstacle to improved flood control.

“We know what it would take to eliminate flooding,” Klotz said. “The cost is in the billions. ... We live in times of constraint of public resources. Elected bodies have elected to choose to spend on different priorities.”

An increase in sudden downpours across the nation in recent decades augurs worse for ill-prepared cities such as Houston. Incidents of extreme rainfall increased 16 percent in the Southwest region in the 54 years ending in 2012, according to the 2014 U.S. National Climate Assessment.

“You are in this paradoxical situation where you’re going to get more intense rainfall” but also more extended droughts, said Andrew Dressler, a climate scientist at Texas A&M. And as Houston grows, “it’s going to be a more challenging place to live.”