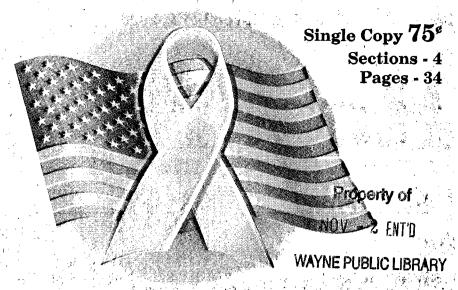
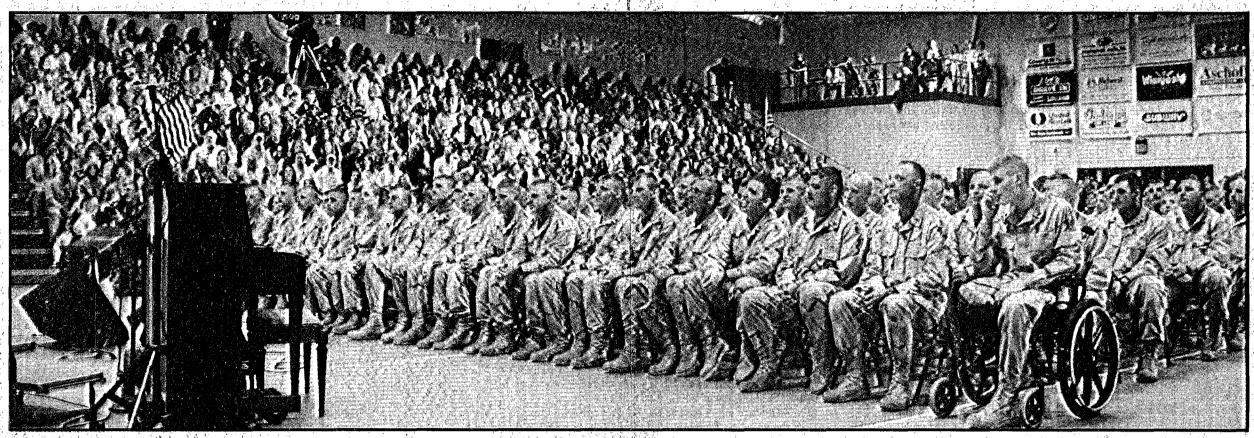
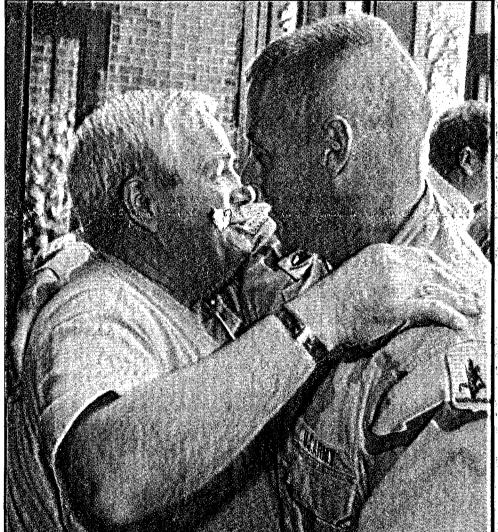
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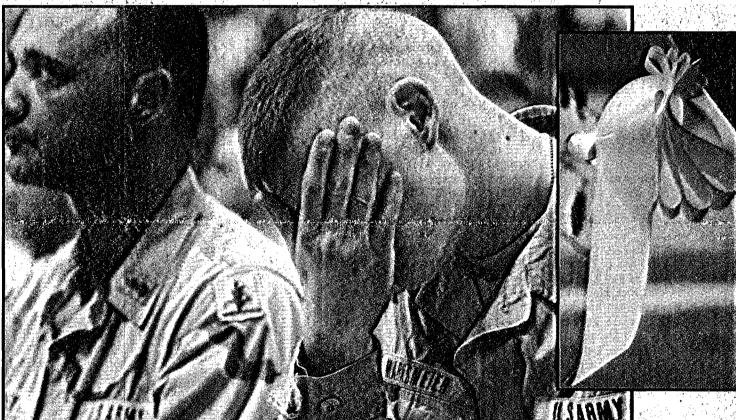
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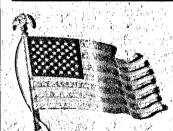


Thursday, November 2, 2006 131st Year - No. 5







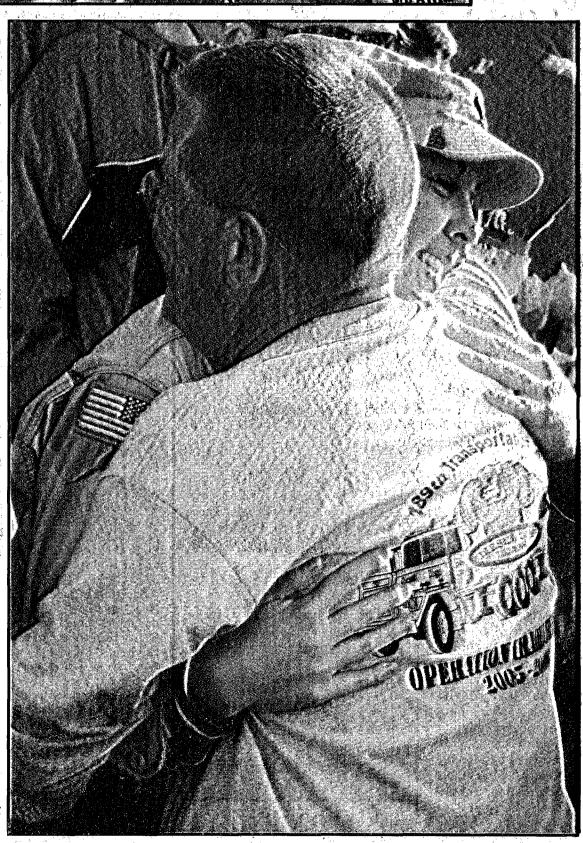






### Emotional day!

Members of the 189th Transportation Company got a big welcome on Saturday when they arrived in Norfolk and later in Wayne. Top photo, members of the 189th T.C. were honored at a ceremony at Northeast Community College. Above, left photo and clockwise, Staff Sgt. Brendan Dorcey of Wayne gives Lonnie Ford a hug of support (Ford's son, Josh, of the 189th was killed in Iraq); Sgt. Benjamin Marksmeier, who was with Ford when he was killed, gets emotional during the ceremony; Brad Wieland, recruiter at the Wayne National Guard Armory, gives Katie Olson a hug; Gov. Dave Heinemann congratulates 1st Sgt. Joe Wren for receiving the Nebraska Adjutant General's Coin; a gun, helmet and boot represent fallen soldier, Sgt. Joshua Ford.





#### **Obituaries**

#### Rick Olson

Rick Olson, 53, of Wakefield died Sunday, Oct. 29, 2006 at his home. Services were held Thursday, Nov. 2 at the Evangelical Covenant Funeral Home in Wayne was in charge of arrangements. Church in Wakefield with Pastor Ross Erickson officiating.

Richard Myron "Rick" Olson was born Nov. 1, 1952 at Wakefield to Myron and Vivian (Lundin) Olson. He attended the Wakefield Schools, graduating in 1971. He went on to attend the University of Nebraska for a period of time before going to Chicago to work in construction. He worked in construction in the Denver, Colo. area and then worked for the M.G. Waldbaum Company of Hudson, Colo. before returning to Wakefield. He has been self-employed for a number of years in the carpentry business. He was a lifelong baptized and confirmed member of the Evangelical Covenant Church of Wakefield. He worked with Covenant Cedars Bible Camp and shared his auctioneering talent so the youth from the church could attend the camp. He enjoyed fishing, hunting and following the Denver Broncos. He also enjoyed plants and antiques.

Survivors include his mother, Vivian Olson of Wakefield; one sister, Betty and Bob Olson of Glenview, Ill.; one brother, Bruce and Deborah Olson of Chicago, Ill.; nieces and nephews; five great-nieces and nephews, aunts, uncles and cousins.

He was preceded in death by his father, Myron Olson. Pallbearers were his Olson-Lundin cousins.

Burial was in the Wakefield Cemetery. Thompson Chapel Funeral Home in Wakefield was in charge of arrangements.

#### Marge McCright

Marge M. McCright, 79, of Wayne died Wednesday, Oct. 25, 2006 at

Services were held Saturday, Oct. 28 at St. Mary's Catholic Church in

Wayne. The Rev. Mark Tomasiewicz and Deacon Patrick Gross officiated. Margaret M. "Marge" McCright was born Sept. 26, 1927 at Adrian, Minn. to William and Viola (McClintock) Dalton. She graduated from Laurel High School in 1945 and attended Wayne State College. She married Thomas Edmund McCright on July 25, 1949 at St. Mary's Catholic Church in Laurel. The couple raised 16 children, 14 to adulthood. She worked for the Federal Government in Washington, taught school for three years, worked at the El Toro, Wayne Care Center and was a custodian for Wayne State College at Morey Hall for 16 years. She cooked,

cleaned, baked, sewed, wrote poetry

and songs, helped with homework,

ironed mountains of clothes, washed

oceans of diapers, butchered chickens, planted gardens and nursed children through diseases, broken bones and hearts. She was a member of St. Mary's Church, Altar Guild and taught CCD.

Survivors include her husband, Thomas, sons Tommy and Sherr of Omaha, Boone and Val of Seward, Randall and Chris of Omaha, Dustan and Dawn of Littleton, Colo., James of Staplehurst, Mark of Wayne, Patrick and Elizabeth of Denver, Colo., Jeffrey of Morongo Valley, Calif., Jonathon of Milford and Theodore and Adrienne of Denver, Colo.; daughters Pamela and Rick North of Omaha, Mary Ellen and Ron Green of Spokane, Wash., Susan and Royal Cover of Omaha and Paula and Joe Vazzano of Omaha; 13 grandchildren; eight great-grandchildren; two brothers, Dusty and Darlene Dalton of Kansas City, Mo. and Bob and Mary Dalton of Denver, Colo; a sister, Maddy and Harry Kuhl of South Sioux City and a life-long friend, Susie Wacker of Laurel.

She was preceded in death by her parents; one daughter, Kathleen; one son, Steven; four brothers and two sisters-in-law.

-A Quick Look-



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#### Chamber Coffee

WAYNE - This week's Chamber Coffee will be held Friday. Nov. 3 at Tom Hansen's office at 305 Main Street. The coffee begins at 10 a.m. and announcements at 10:15.

#### Wrestling potluck

WAYNE - All wrestlers, parents, families and wrestling boosters are invited to a wrestling potluck on Monday, Nov. 6 at 6:30 p.m. in the high school commons. All families are to bring a main dish and one side dish. There will be an opportunity to sign up for various duties with the Wrestling Boosters and get committee ready for the Wayne Invitational to be held Saturday, Dec. 16.

#### Volunteers needed

AREA - Volunteers are needed to help with the American Cancer Society Daffodil Sunday. Contact Toni Hytrek at 375-5180 for more information.

#### $Coats\ available$

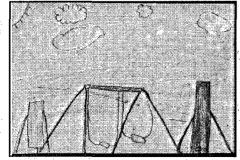
AREA - The Wayne Coat Closet has coats available to anyone who is in need. There is no charge for these coats. Those needing a coat are asked to go to the First Presbyterian Church at Third and Lincoln Streets in Wayne, Monday through Friday from 8:30 to 11:30 a.m.

#### Gifts for Kids

AREA - Families interested in participating in the Gifts for Kids program can pick up applications at the Department of

Health and Human Services Office in Wayne or Goldenrod Hills in Wayne. Those applying must be income eligible. Applications must be returned by Monday, Nov. 20. For more information, contact Kathy Berry at 375-

3066.



Morgan Barner, Wayne Elementary

Honorary pallbearers were her daughters. Active pallbearers were her sons.

Burial was in Greenwood Cemetery in Wayne. Schumacher-Hasemann

#### Edna Carstens

Edna M. Carstens, 91, of Grand Island, formerly of Norfolk and Winside, died Saturday, Oct. 28, 2006 at Beverly Healthcare Lakeview in Grand Island.

Services were held Thursday, Nov. 2, 2006 at St. Paul's Lutheran

Church in Winside with the Rev. Timothy J. Steckling and The Rev. Daniel Bremer officiating.

Edna M. Carstens was born Jan. 21, 1915 at Fremont, the daughter of Carl & Meta (Gosch ) Nieman. She received her education in the Fremont and Winside schools and later attended Norfolk Beauty College. She was married to Otto C. Carstens, July 30, 1939, on a farm south of Winside. The couple lived near Winside before moving to Norfolk. She taught Sunday School at St. Paul's Lutheran Church in Winside for 15 years and was a 4-H leader for four years. She owned a beauty shop for over 20 years and worked at Wetzel Truex Jewelers for 10 years and also at Deets Furniture in Norfolk for nine years. She was a

member of St. Paul's Lutheran Church in Winside for more than 65 years. Survivors include a daughter, Judy Smith of Grand Island and a son. Dale and Carolyn Carstens of Brandon, S.D.; five grandchildren; 10 great-grandchildren and three great-great grandchildren; a sister, Lena Miller of Wayne and a very special friend, Teena Fenwick of Norfolk She was preceded in death by her parents, and her husband, Otto

Carstens in January of 2006. Memorials are suggested to St. Paul's Lutheran Church in Winside.

Burial was in the Pleasant View Cemetery near Winside. Apfel Funeral Home in Grand Island was in charge of arrangements.

#### Wilbert Stuthman

Wilbert Stuthman, 80, of Altona died Sunday, Oct. 29, 2006 at his

Services will be held Friday, Nov. 3 at 10:30 a.m. at First Trinity Lutheran Church of Altona. The Rev.



Visitation will be held Thursday, Nov. 2 from 3 to 8 p.m. with the family present from 5 to 8 p.m. at Schumacher-Hasemann Funeral Home in Wayne. Wilbert Irving Stuthman was born March 9, 1926 on the family farm at Altona to Wilhelm and Hennie (Behrens) Stuthman. He was baptized and confirmed at First Trinity Lutheran Church in Altona. He attended First Trinity Parochial

David Ohlman will officiate.

School in Altona and graduated from Wayne High School in 1944. He served in the United States Army during World War II from Aug. 31, 1944 to June 26, 1946. He was a lifelong farmer at Altona and was an active member of First Trinity Lutheran Church in Altona. He held

many church offices and had served as an elder and usher. He was a baseball fan, especially for the Boston Red Sox.

Survivors include two sisters, Nelda Lueders of Norfolk and Helen Walker of Madison; brother-in-law, Gerald Winter of Norfolk; sister-inlaw, Julia Stuthman of Wayne; nieces and nephews.

He was preceded in death by his parents, three brothers, and two sis-

Active pallbearers will be Mike Ruskamp, Eric Stuthman, Tom Stuthman, Sean Ruskamp, Dean Milander and David Stuthman.

Burial with military rites will be in First Trinity Lutheran Cemetery of Altona. Schumacher-Hasemann Funeral Home in Wayne is in charge of arrangements.

#### Russell Endicott, Jr.

Russell N. Endicott, Jr.82, of Seward died Thursday, Oct. 26, 2006 in

Masonic services were held Monday, Oct. 30 at United Methodist Church in Seward. An oration was given by Worshipful Brother Fran

Russell Nelson Endicott, Jr. was born on a farm near Dorchester to Russell Nelson Endicott, Sr. and Estella F. (Rice) Endicott. He attended school through the fifth grade in Milford and moved with his family to Lincoln where he was a 1941 graduate of Lincoln High School, He served in the U.S. Navy during World War II. On Sept. 14, 1946 he married Betty Lee Courtney at St. Francis, Kan. The family moved to Seward in 1954. He was the owner of Doc's IGA, Russ's ShurSave and Pac 'N' Save, all of Seward. He was a 50-year member of the United Methodist Church, Oliver Lodge No. 38 A.F. & A.M., Sesostris Shrine, Seward Volunteer Fire Department, VFW Post No. 4755 - Seward, American Legion. He was formerly active with the Seward Rotary Club, Board of Directors of United A.G., Seward Chamber of Commerce, Seward Bowling Hall of Fame, He served on the Seward City Council for nine years, Seward Country Club, Concordia University Booster, recipient of the Seward Area Community Service Award, "Block head" award, Admiral of the Great Navy of hte State of Nebraska, member of the E.L.K. Club and the "M.E.L.D." Club and an avid sports fan.

Survivors include his wife, Betty Endicott of Seward; sons, Donald and Nancy Endicott of Wayne, Richard and Connie Endicott of Seward; daughters Linda and Steve Schmidt of Malcolm, Judy and Jim Sommerfeld of Seward and Kelly and Jim Dingwell of Lincoln; 16 grandchildren; 17 great-grandchildren; brother-in-law, James and Willie Courtney of Laird, Colo.; sisters-in-law, Janice and Robert Yates of Lincoln and Fern Courtney of Denver, Colo.; cousins and friends

He was preceded in death by his parents; brother, Robert Endicott; grandson, Charles Endicott and granddaughter, Courtney Endicott. Honorary pallbearers were granddaughter Kimberly Endicott, Heather

Redwine, Chasity Bluhm and Lindsey Mierau. Pallbearers were grandsons Andrew Endicott, Adam Endicott, Steven Schmidt, Matthew Schmidt, Richard Endicott, Tyler Endicott, Jay Endicott, Jamie Sommerfeld and Shane Baack.

A graveside service and burial with military honors was at the Seward Cemetery in Seward. Wood-Zabka Funeral Home in Seward was in charge of arrangements.

#### Erna Sahs

Erna Sahs, 92, of Wayne died Saturday, Oct. 28, 2006 at her home. Services were held Wednesday, Nov. 1 at Our Savior Lutheran Church

in Wayne. The Rev. Kim Stover and



the Rev. William Koeber officiated. Erna Clara Meyer Sahs, daughter of Fredrick and Meta (Dellin) Meyer, was born Aug. 10, 1914 at Wakefield. She attended rural and parochial schools. She was a graduate of Capitol Business and Cosmetology at Omaha and became a licensed cosmetologist in 1936. On June 3, 1939 she married Gilmore Sahs at Immanuel Lutheran Church of rural Wakefield. Their first home was at Raymer, Colo. where Gilmore was coach, science and history instructor and then to Akron, Colo. The family moved to Winside where Gilmore was Superintendent of Winside Schools. In 1945 the couple moved to the family farm near Carroll. Gilmore died in 1981 and in 1982 she moved to Wayne. She was a

member of Our Savior Lutheran Church, E.O.T., Roving Gardeners Club, Country Club Bridge and several small bridge groups. She enjoyed traveling and spent some winter months in Arizona and California. She was a quilter, seamstress, gardener and especially enjoyed playing her Lowery organ.

Survivors include one son, Roger and Teri Sahs of Stillwater, Okla.; four daughters, Karen and Chauncey Allen and Phyllis and William Robinson, all of Omaha, JoAnn and James Cavin of Portland, Ore. and Cynthia and Stanley Smidt of Kearney; eight grandchildren; four greatgrandchildren; a brother, Reuben and Alta Meyer of Wayne; nieces and

She was preceded in death by her parents; husband, Gilmore in 1981; daughter, Brenda in 1993; infant son, Bryan; brother Erwin and sister, Helen Echtenkamp.

Pallbearers were her grandchildren, Bill Allen, Dan Allen, Chris Eynon, Scott Robinson, Jennifer Robinson, Jill Evers, Nicholas Sahs and Nathaniel Sahs.

Burial was in Elmwood Cemetery in Carroll. Schumacher-Hasemann Funeral Home in Wayne was in charge of arrangements.

### Strong winds cause semi-trailer to overturn

A semi-trailer driven by Jeffe Ryun of Belmond, Iowa was westbound on Highway 35 at 581 Ave., east of Wayne, Monday around 3 p.m. when strong winds caused it; to overturn.

Saddle tanks on the semi ruptured during the accident and fuel leakage occurred. Both sides of the highway were blocked while officials cleaned up the scener No injury was reported.

#### Scholarship workshop offered

High school juniors and seniors apply for scholarships. and their parents are invited to the Cuming County Courthouse Meeting Room at 200 South Lincoln Street in West Point.

process. During the workshop attendees will learn what information to gather together so that they can prepare an accurate representation of their accomplishments. With so many students depending on scholarships to help pay for college, it is vital that applications are filled out correctly.

Daryl Urwiler, retired guidance counselor from Wisner-Pilger and Lutheran High Northeast high schools will present a thorough,

During the workshop, Urwiler attend a Scholarship Workshop on will cover how to find scholarships Wednesday, Nov. 8 at 7:30 p.m. in how to put together a quality application, answer questions wisely, quality letters of recommendation, tips for completing applications, as Now is the time to prepare for well as tips for following through the scholarship application with applications and setting up files for scholarship organization,

Urwiler has over 40 years of experience in assisting students with applying for scholarships.

The Scholarship Workshop is sponsored by University of Nebraska Lincoln Extension in Cuming County and is offered free of charge.

Those planning to attend are asked to call the Extension office at (402) 372-6006 to pre-register for the workshop so the proper number step-by-step coverage of how to of handouts can be prepared.



#### Where there's smoke?

Wayne Volunteer firemen were called to the new State National Bank Building Tuesday evening. Fortunately, the 'smoke' was steam from the boiler and there was no fire.



Sgt. Joshua Ford

A spaghetti feed sponsored by Zeta Tau Omega at Wayne State KATIO3 (country station from arship in his name because he real-College is planned for Sunday, Nov. 5 from 10:30 a.m. to 2:30 p.m. at the Wayne Fire Station, 510 Tomar Drive in Wayne. Cost is \$8 per adult and \$4 for children, 10 and under. A silent auction and raffle will also be held (winners must be present). Drawings and winners will be announced at 11 a.m., noon, 1 p.m. and 2 p.m.

raffle include posters signed by before he left with the 189th. One groups - Fall Out Boy (Josh's favorite) and Panic of the Disco; signed CDs - Straight out of Junior High (and t-shirt), Blaine Larsen; Taylor Swift signed picture;

There are many items available for the silent auction and raffle for the fundraiser on

Sunday at the fire hall in Wayne. Shown above are a few of the items.

The sounds of Broadway are 17, 18 and 19 at Ley Theatre on the

coming to Wayne as

Fantasticks," Broadway's longest-

running musical, will be presented

by Wayne Community Theatre on

Friday, Saturday and Sunday, Nov.

Community Theatre

present 'The Fantasticks'

Friday and Saturday perfor-

The show, which stars area

mances will begin at 7:30 p.m. and

"The campus of Wayne State College.

Sunday's will begin at 2 p.m.

Omaha) t-shirt signed; Fall Out Boy CD; Toby Keith (2) - American Soldier song (Josh's favorite); Over the Hedge DVD; Iris painting on wood by Michelle Frohlich; Wayne State bean bags (2).

Joshua Ford, a member of the 189th T.C. was killed in Iraq on July 31. He would have been starting back to college at Wayne State. Items for the silent auction and He loved art and took classes there of Ford's teachers at WSC contacted his girlfriend, Michelle Frohlich, recently and gave her two paintings that Ford never picked up.

"Josh would love having a schol-

actors and singers, is based loosely

upon Romeo and Juliet, and por-

trays two young lovers (played by

Kyle Mundil of Carroll and Liza

Landrie of Omaha) whose love is

forbidden by their feuding parents

(Jim Lindau and Carolyn Harder.)

John Dunning of Wayne plays' the mysterious, El Gallo" who. leads the two youths astray with

the help of some out-of-work actors Baddorf and Blair

"We have some of the finest per-

formers of the area in this show,"

said Mollie Spieker, who with

Deneil Parker is directing the

show. Spieker noted that this show

was performed daily in New York

"The plot is funny and bitter-

sweet, romantic and action-

packed...plus it has beautiful poet-

ry and catchy music. It's a timeless

fable about love that is nostalgic

Spieker also said that in addition

to the work of the cast, there are

many people in the area donating

time and talent from set-building.

to painting, costuming and publici-

ty. "This is really a community

show," she said. "There are many

people working behind-the-scenes

to ensure a quality production.

This is a great opportunity for

Wayne to have this sort of enter-

Tickets are available at the

WAEDI office in Wayne as well as

State National Bank's First Street

location. Quantities are limited so

early purchase is encouraged.

tainment available."

and universal at the same time."

Sommerfeld).

City for decades.

ly loved helping people," Frohlich said.

As for the 189th coming back, "It was hard to watch them come home on Saturday," Frohlich said. "I met Ben Marksmeier (who was with Ford when he died) for the first time on Saturday and that was emotional. I introduced myself but wasn't ready to talk to him about it yet. He said if I'm ever ready to talk, to let him know. He seems like a great guy. I may talk to him someday."

Frohlich continued that one of her best girlfriends came back with the unit and she tackled her. She notes she's friends with several members of the 189th and having their support helps, as well as having support from the community.

## Dr. Jay O'Leary Nov. 2

Dr. Jay O'Leary, Wayne State College professor, will present a recital on Thursday, Nov. 2 at 7:30 p.m. in Ramsey Theatre, located in the Peterson Fine Arts Building on the WSC campus. There is no admission charge. The public is welcome to attend.

His selections will include

For more information, please call



The Wayne Herald, Thursday, November 2, 2006

Josh Ford loved art. Above, his girlfriend, Michelle Frohlich, holds two of his paintings that she just received.

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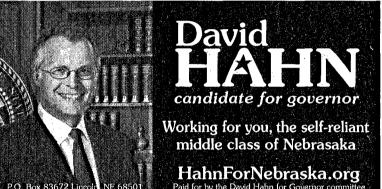
www.sos.state.ne.us Nebraska Secretary of State

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AT THE WAYNE SENIOR CENTER

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## to perform

Concerto in C Minor for oboe by Marcello, Tunis Nefta for oboe and piano by Jacques Ibert, Andante pastorale for clarinet and piano by Bernhard Crusell, Essay for Solo Clarinet by John Eaton, PLC Extract for solo clarinet by Dorrance Stalvey and Viktor's Tale for clarinet and piano by John Williams. He will be accompanied on the piano by Jane O'Leary, his

375-7360.

### **Election Day** is Nov. 7

Voters throughout the county, state and country will go to the polls on Tuesday, Nov. 7 to determine the fate of numerous candidates, amendments and issues.

In Wayne County, polls will be open from 8 a.m. to 8 p.m. Voters will vote for senatorial, congressional, gubernatorial and local candidates in addition to serval amendments to the state constitu-

Polling locations in Wayne County include:

First Ward - Villa Wayne Community Room, 409 Dearborn in Wayne. Second Ward - Wayne Fire Hall,

510 Tomar Avenue in Wayne. Third Ward - Wayne Community Activity Center in Wayne.

Fourth Ward - Our Savior Lutheran Church Fellowship Hall, 421 Pearl Street in Wayne.

Brenna, Plum Creek and Hunter precincts - First Presbyterian Church Fellowship Hall, 216 West Third Street in Wayne.

Chapin, Hancock and Winside -Winside Legion Hall. Deer Creek and Sherman Carroll Village precincts -

Auditorium. Hoskins and Garfield precincts Hoskins Community Center. Logan and Leslie precincts -

Education Service Unit #1, 211 East 10th Street in Wakefield. Strahan and Wilbur precincts -Wayne Community Activity Center

include, clockwise from left, Dan Baddorf, Deniel Parker, John Dunning, Dr. Jim Lindau, Kyle Mundil, Liza Landrie, Carolyn Harder, Mollie Spieker and Blair Sommerfeld.

Those involved with the production of "The Fantasticks"

## The Wayne Herald

114 Main Street Wayne, NE 68787 402-375-2600 PUBLICATION NUMBER USPS 670-560

Serving Northeast Nebraska'a **Greatest Farming Area** Established in 1875; a newspaper published weekly on

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Wayne, Nebraska, 68787

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Composing - Megan Haase Press Foreman - Al Pippitt Pressman - Chris Luft Columnist - Pat Meierhenry

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Thursday, Nov. 2 • 11 a.m. - 2 a.m. Wear your costume and receive a free specialty drink

**Welcome Home** Christmas 189th Ideas: **Transportation**  Bulk Coffee Company Gift Baskets

•Tea Pots & other dishware

**Hours:** Monday - Friday: 7:00 am - 5:30 pm Saturday: 8:00 am to 4:00 pm Thursday Nights: 11:00 pm - 2:00 am

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## Approval given for purchase of former dump site

By Clara Osten Of the Herald

Noting that the city was responsible for the property, the Wayne City Council voted to move forward with the purchase of approximately 4.5 acres of property northeast of Wayne.

The property is currently owned by Virgil O. Kardell and Verna M. Kardell and was used by the city of Wayne as a dump site in the 1960's and 70's.

City Administrator Lowell Johnson told the council that the city would remain responsible for any future contaminants and that before anyone would purchase any of the adjoining land, a Phase II Environmental Assessment would need to be completed. The study is necessary to determine if there is any hazardous material going into Logan Creek, which runs next to the property.

Kent Franzen, representing Wayne Industries, told the council that Wayne Industries would pledge \$5,000 to help the city offset the costs of the study.

Wayne Industries is currently working toward the purchase of 50.93 acres of land adjacent to this property.

In a related item, the council tabled passage of a resolution which would allow the city to loan the money for the purchase of the property to the Community Development Agency, which would in turn loan the money to Wayne Industries for the purchase. The procedure is being recommended by the city's auditors for clearer accounting purposes.

"With regret" the council accepted the resignation of Tracy Keating as Coordinator of the Wayne Senior

Keating has served in this position for 6 1/2 years and was commended for her work.

During Tuesday's meeting Keating presented an update on activities at the Senior Center and noted that the facility "had its best year ever. This is a good Senior

The council unanimously gave it approval of specifications for a snow blower for the city.

Garry Poutre told the council he had done research on various models and visited other communities with snow blowers similar to the one he recommends the city purchase.

The council approved a request for a geo-thermal well using a pump and injection well in Fairway Estates. The "well" does not draw any water out of the ground, but instead circulates water in inclosed tubes to take advantage of ground temperatures.

Also approved was a request for \$7,000 in additional funds to be loaned by the Community Development Agency for expenses related to the purchase of the 21 acres in the Western Ridge Development Area.

The council also gave second reading approval to the ordinance which would allow for the annexation of Western Ridge Area.

College campus. She also has a

daughter who is currently serving

Construction on the house is

The previous family selected for

Wayne Area Habitat for

of the construction of that first

house was completed in less than

one week. Wayne Area Habitat for

Humanity was supported by the

organizations, the Wayne State

College Habitat for Humanity cam-

pus chapter, and Wayne area resi-

dents who collectively made the

first blitz-build a reality.

city of Wayne, area churches, civic Rose at 375-2340.

Donations towards the second Box 73, Wayne, Neb. 68787.

George Ellyson, Chief Inspector/ Planner gave an update on the status of zoning violation complaints against the Robert Woehler property on Fairgrounds Avenue.

Ellyson said that two zoning violations and one code violation had been reported and a letter has been sent to Woehler outlining the timeline for compliance.

Mayor Lois Shelton made several appointments during Tuesday's meeting, including Dr. Jim Lindau, Police Chief Lance Webster, Mayor Lois Shelton, Council President Doug Sturm and Dr. Wayne Wessel to the Board of Health and Dean Newton to the Accessibility Committee. In addition, Lowell Johnson, Betty McGuire, Norma Backstrom, Betty Reeg and Lois Shelton will serve on the Senior Center Director Interview Committee.

The council's next regularly scheduled meeting is Tuesday, Nov. 14 at 7:30 p.m. in the council cham-

According to Jeff Carstens, a

member of the fund-raising com-

mittee, "Approximately half of the

funds needed for the second

Habitat house in Wayne have

already been raised. The formal

fund raising campaign will begin

soon and continue through the

spring of 2007. The community,

churches and businesses in the

Wayne area have generously sup-

ported local Habitat for Humanity

efforts. I'm confident this support

will continue as more Habitat

houses are built in the Wayne

Many skills are needed in the

home building process. All volun-

teers can be used, no matter what

individuals or organizations would

like to volunteer and assist in con-

struction of the Habitat for

The current president of Wayne

Area Habitat for Humanity is Dan

Rose. For more information about

the organization, write to Wayne

Area Habitat for Humanity, P.O.

Humanity house, contact Kyle

organization.

area,"



Two vehicles were damaged in a hit and run on Oct. 30.

#### needed Information Wayne hit and run incident

The Wayne Police Department is investigating a hit and run accithat happened near Fairgrounds Avenue and Main Street on Oct. 30 between 10:55 and 11:15 a.m.

Two cars parked on the north side of the Northstar Services building were damaged in the accident. One, a blue Nissan Sentra owned by Dianne Pingel, was hit so hard the bumper was knocked off of the car. The second car, a white Ford Taurus owned by Renee Wragge of Laurel, was also dam-

Evidence at the scene suggests the suspect vehicle was traveling westbound on Fairgrounds before jumping the curb and striking both parked cars. It is possible the suspect vehicle was backing up at the time of the accident.

The Police Department is seeking help from the public in solving this crime. If anyone saw anything suspicious at the time of this accident or if someone has information that may help solve this crime, contact the Wayne Police Department at (402) 375-2626 or email a tip to police@cityofwayne.org.

#### Four-day school week considered for Wayne Community School system

A four-day school week could be possibility for the Wayne Community school system in the future. Dr. Joe Reinert, superintendent of Wayne School District #17, has been considering the change because of the savings it could

Dr. Reinert has talked to officials at several Nebraska schools as well as officials at schools in South Dakota and Alaska where four-day school weeks are in progress.

At their recent school board meeting. Dr. Reinert shared pros and cons of a four-day school week.

Pros include: •lower costs hourly employees for not working on the fifth day; •bus routes run one less day (cost down 20 percent); • substitute cost is cost (cost down 20 percent); •energy savings (cost down 10 to 20 percent); •students could take a day job on the fifth day; •inservice could be on the fifth day and not take away from instructional time; • Mondays could be used to prepare lesson plans.

Cons: •longer school day (additional 40 minutes to 60 minutes); •more homework; •the fifth day sports games, practices and activities will still take place although

the students would have to get to school by themselves; •distance learning classes normally meet five days a week and four days a week would have to be worked out; finding a babysitter for the fifth day with no school (some schools hired an independent contractor).

At one time, Dr. Reinert thought the district would be able to save close to \$100,000 by going to a fourday school week but he is now leaning towards it not being such a savings or such a good move at this time. He does see some changes coming. One change would be going from 48 minute periods to 50 minute periods because it's hard to get the number of hours in other-

"Getting teachers for a four-day work week would be difficult." Dr. Reinert said. "It would be harder to teach students because they forget information when they are gone from classrooms too long, especially in the elementary grades. The amount of homework would be excessive."

Dr. Reinert said he hasn't given up on the idea completely, he is waiting until more schools go to a four-day school week and then will check into the possibility again.

#### Wayne State College offers early registration for soldiers returning from Iraq

Wayne State College offers priority registration to all recently deployed military personnel for the Spring 2007 semester. Returning military personnel will be allowed to register with the first group of students beginning at 7:30 a.m. Monday, Nov. 13.

The student must make arrangements to discuss his or her

spring class schedule with his/her academic advisor and be approved for spring registration prior to Nov. 13. The Records and Registration Office must be notified of the intent to register so the appropriate code can be set that allows registration online that first day regardless of student classifica-

#### Police Department has busy weekend

It has been a busy weekend for the Wayne Police Department. According to Police Chief Lance Webster from Thursday, October 26th through Monday, October 30th the Police Department handled 161 calls for service. Many of these calls were related to criminal investigations, such as thefts and vandalisms and hit and run traffic

accidents.

Officers have investigated two hit and run accidents, three theft reports, three criminal mischief incidents, some loud party complaints, and several alcohol violations. One criminal mischief incident involved unknown persons throwing a concrete block at a parked car and one involved people shooting paint balls at a car driving on Seventh Street.



## Yellow ribbon fever

Yellow ribbons are very plentiful throughout the area as the community prepared for the return of the 189th Transportation Company. Above, Bonnie Loberg's car was among the places the ribbons were placed.

#### Wayne Habitat for Humanity selects family for second build

Humanity is partnering with the Ryden family to build the organization's second home in Wayne.

Wayne Area Habitat for and Adam will be providing sweat Food Service on the Wayne State house are being accepted by the equity and buying the house that will be built at 1014 Douglas.

Ryden grew up in Lincoln and is

in the U.S. Navy and is stationed in Wanda Ryden and her sons K.C. presently working at Chartwell's planned to begin in April of 2007. Wayne Habitat For Much of the work will be accomplished on Saturdays over the fol-Humanity lowing months. Some site preparation has already been accomplished **Building Site** through the help of the city of Wayne and Leonard Jones. the second Wayne Area Habitat for Humanity house could not continue the partnership due to changes in their family obligations. Humanity partnered with the McCoy family to build their first Wayne house in April of 2003. Most their construction experience is. If

The Ryden family stands on the site of their future home, which will be constructed by the Wayne Area Habitat for

## 'Transition from Military Civilian Life' topic at conference

'In Wayne' project update

presented

Scott Brummond, Project manager for the Highway 15 "In

Wayne" project, has provided the following update of work

completed in the last week and work to be completed within

"As always, the description of future work is weather per-

Wednesday through Saturday, Oct. 28:

Continued interlocking paver stone placement behind back

Continued installation of electrical conduits and wiring.

Continued forming and pouring sidewalks.

mitting and can change," Brummond cautioned.

Continued installation of light pole bases.

Continued installation of wiring for lighting.

 Continued working on control boxes for lighting. Continued grading and forming sidewalks.

Continued forming and pouring sidewalks.

Continued working on lighting downtown.

Wayne Police Chief Lance Webster recently attended the International Association of Chief's of Police annual convention in Boston. Webster, who has been police chief for 11 years, said this is the first time he has attended the I.A.C.P. convention.

The specific classes that Webster said were the most beneficial were dealing with National Guard members returning to active police duty and dealing with a Pandemic Flu epidemic. Both topics are very timely and relevant to issues facing Wayne today.

With the return of the 189th the

Work completed includes:

Continued pouring of sidewalks.

the next week.

of curb.

Monday, Oct. 30:

Tuesday, Oct. 31:

Wednesday, Nov. 1:

need to make a smooth transition from military life to civilian life is very important. Webster said the training he received will help the police department make Officer Gerald Klinetobe's transition from military duty back to police work much smoother.

Webster said because of the work the City of Wayne and Wayne County and others are doing on the Pandemic Flu issue with the Northeast Nebraska Department of Public Health the specific training from the Surgeon General's Office and the Center for Disease Control was very beneficial.

### Date set for museum gala The Friends of the Wayne

County Museum have announced that this year's fundraiser, "Kick Of the Holiday Season," will be held Saturday, Nov. 18. The event will be held from 7 to

10 p.m. at the museum at Seventh and Lincoln Streets.

Those decorating rooms this year include Connie Hall, foyer; dianne's, music room; Final Touch, south room; Kate Lutt, dining room; Wayne Greenhouse, master bedroom; Plain Jane (Jane Rebensdorf), office; Amy Schweers, back bedroom; Ideal Interiors, bathroom; Tracy Keating, kitchen; and Flowers and Wine, nursery. The Wayne County Museum was

built in 1900 by Dr. W.C. Wightman and reflects a Victorianized Colonial style of architecture.

marble coal-burning fireplaces, a built-in bookcase with curved glass

doors and several stained glass and beveled glass windows.

The museum features a clock that was used in the first Wayne County Courthouse at LaPorte. Other notable items include a desk designed for the Chicago World Fair in 1893 and memorabilia from several historical wars.

The home was opened as the Wayne County Museum on July 5, 1976 after being donated by the Rollie Ley family.

Members of the Friends of the Wayne County Museum include Claudia Adams, Marlene Broer, Jodie Jordan, Kaki Ley, Joann Proett, Paula Schwarten, Lois Shelton and Lorita Tompkins.

Tickets are available from any of these members. For more information, contact

Joann Proett at 375-2655, Lorita Tompkins at 375-1513, Lois Shelton at 375-1278 or Kaki Ley at 375-2017.

## The home contains four original

the American Cancer's Relay For

On Saturday, Nov. 11 more than 400 people involved with Relay For Life will gather in Grand Island for the Nebraska Summit. These people will "celebrate the superpower of hope . . . the superpower of Relay For Life."

On Sunday, Nov. 12, the cast and crew of Extreme Makeover: Home Edition is featuring Relay For Life in an episode. By rebuilding the home of a Relay volunteer and cancer survivor, a unique and unprecedented opportunity will be available to introduce Relay For Life to a nationwide audience of

On Monday, Nov. 13 all Relay For Life team captains, sponsors, committee members and survivors

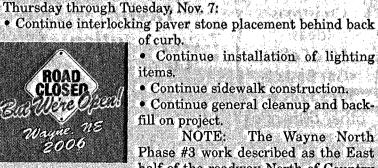
are invited to a Holiday Party being held at Uncle Dave's in Wayne from 5:30 to 6:30 p.m. A short awards program begins at 6 p.m.

aged to attend. Those planning to attended are encouraged to RSVP to Sarah Claussen at claussen@bloomnet." com or by phone at (402) 375-4846 or Brenda Lubberstedt at brenda@northstarservices.net or by

'Superheroes' to be recognized Several activities have been more than 22 million. scheduled by those involved with

> Anyone interested in becoming a part of Relay For Life is encour-

phone at (402) 584-2558.



of curb. Continue installation of lighting

Continue sidewalk construction.

 Continue general cleanup and backfill on project. NOTE: The Wayne North

half of the roadway North of Country Club Road continued last week with mainline paying and also paving the Country Club Road intersection east. Crews also worked on some retaining walls on the project. Work in the next week includes earth shouldering and retaining wall work in preparation of opening the completed roadway to traffic.



## WSC volleyball adds two more wins

Two victories, plus some incredible accolades, provided the Wayne State Wildcat

volleyball team with some extra motivation heading into the conference tournament this

Senior. middle hitter Michelle Eckhardt recorded a match-high 25 kills

to power No. 21 Wayne State in a 3-1 Wildcats to a 30-22, 30-27 and 30-23 non-Northern Sun Conference win at Winona State, in Winona, Minn. on Oct. 28.

The Wildcats won by scores of 30-27, 30-22, 25-30 and 30-19.

WSC improved to 26-6 overall and 15-3 in the NSIC, while Winona State slipped to 17-14 overall and 8-9 in the NSIC.

Junior middle hitter Emily Schroeder added 20 kills and 10 digs in the win for WSC, while Brittany Van Beek contributed 16 kills for the Wildcats.

Eckhardt led a balanced hitting attack for Wayne State with 17 kills to lead the

conference win at South Dakota on Oct.

Wayne State controlled the first game and never trailed, but had to rally from a seven-point deficit to top the Coyotes in the second game 30-27.

WSC then scored the first six points of the third game on their way to a 30-23 win in the third game to finish the sweep. Wayne State will be the No. 2 seed for the Northern Sun Conference Tournament

in St. Paul, Minn., this week. The Wildcats face No. 7-seed MinnesotaCrookston in the first round on Thursday (today) at 2:30 p.m. Tourney play continues on Friday, with finals scheduled for and Saturday.

Players garner weekly awards

Wayne State College swept all three Northern Sun Conference Player of the Week honors in volleyball as announced by the league office Monday afternoon.

Emily Schroeder was named the Offensive Player of the Week, Laura Dolezal collected Defensive Player of the Week honors and setter Brittany Coleman was tabbed the Setter of the Week

Schroeder was also named Monday evening as the Sports Imports/AVCA (American Volleyball Coaches Association) National Player of the Week in NCAA Division II volleyball.

Schroeder is ranked fifth in NCAA Division II in blocks per game and also ranks in the top 30 nationally in kills per

She is the first player from Wayne State College to earn the Sports Imports/AVCA National Player of the Week honor.

## Soccer squad finishes season

The Wayne State College women's soccer team concluded its season with a pair of losses at the Northern Sun conference tournament last weekend in Winona, Minn.

Winona State scored three goals in the first 13:21 to record a 3-0 win on Oct. 27, in the conference semifinal

game. Winona State used goals by Kayla Walters at the 4:01 mark, Christine Beatty at 9:59 and Holly Sutton at the 13:21 mark to grab the early 3-0 lead and that's all the Warriors would need to blank Wayne State.

The Warriors held a 13-11 shot advantage over Wayne State and had nine corner kicks compared to three for the Wildcats, Winona State goalkeeper Amanda Diehn had five saves while posting a shutout for the Warriors while WSC goal tender Jamie Anderson made two saves for the Wildcats.

On Saturday. Vitense of Concordia-St. Paul scored an unassisted goal at the 7:11 mark of the second overtime to give Concordia-St. Paul a 1-0 win in two overtimes over WSC in the consolation match.

WSC held a 20-12 shot advantage over Concordia-St. Paul but could not score against the Golden Bears.

The Wildcats nearly ended the game in regulation when Gena Romano just missed a goal, hitting the post in the 85th minute. Concordia-St. Paul held a slight 3-2 edge in corner kicks over the Wildcats.

Anderson played the entire contest for WSC, recording six saves.

Senior Melissa Benson tallied five shots to lead Wayne State's 20 shot attack on Concordia-St. Paul.

Four WSC seniors played their final games in a Wildcat uniform.

They include Sarah James (Kearney), M.A. Liebentritt (Lincoln Pius), Melissa Benson (Maple Grove, Minn.) and Lindsay Wood (Millard

> See SOCCER, page 2B

## Win some, lose some

#### Volleyball teams enter subdistricttournaments

Three teams out, two teams still

As of Wednesday morning, Laurel-Concord and Wakefield were just one game away from playing in the state volleyball tournament, while Wayne, Winside and Allen all concluded their respective seasons after firstround subdistrict losses on Monday.

Laurel-Concord won the C2-7 subdistrict tournament in Wayne on Tuesday night after sweeping Hartington Cedar Catholic in the finals. The win set up a rematch with conference foe Atkinson West Holt on Friday, Nov. 3, in the district championship game.

Wakefield will play in this Friday's district championship final after downing Wisner-Pilger in three sets on Tuesday. The Trojans were to face Columbus Scotus on Friday (tomorrow) for a chance to go to state.

Wayne High was one of three teams who concluded their season on Monday night after the Blue Devils fell to Class C No. 4 Battle Creek in a close, five-set battle at Norfolk High School in the C1-7 tournament.

Wayne (19-11) lost to Battle Creek in the first round 13-25, 15-25, 25-19, 26-24, 15-5.

WHS was paced in the game by 19 kills and 11 digs by Angie Ahrenholtz, while Michelle Jarvi had a strong game with 12 kills and 12 assists. Samantha Dunklau provided 46 set assists.

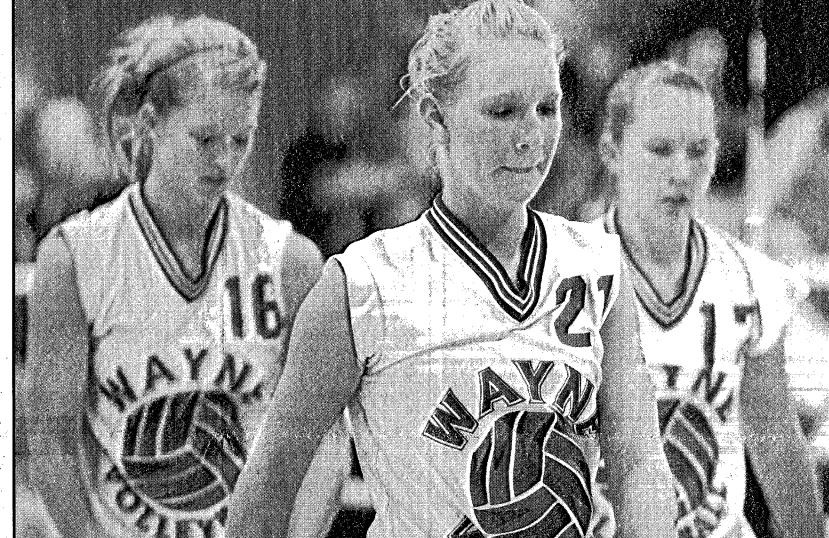
The game marked the last career contest for two Wayne High seniors as Ahrenholtz and Kara Hoeman wore their Blue Devil uniform for their final game.

Winside wrapped up its volleyball season with an improved 6-18 record following a five-set marathon in the opening game of the D1-4 subdistrict tournament on Monday, Oct. 30, at Battle

The Wildcats lost to Newman Grove 16-25, 17-25, 25-22, 25-23, 15-12 in a closely played contest.

Senior Josie Longnecker dished out 33 set assists in her final game, while classmate Lisa Oberle nailed 12 kills for Winside.

Monday's game saw one other senior - Kristy Doffin - play her final career contest for the



Wayne players Angie Ahrenholtz, (from left) Kara Hoeman and Samantha Dunklau leave the court after Monday's heartbreaking loss to Battle Creek in subdistrict play in Norfolk.

Allen concluded its season at 9-16 after dropping a close five-set contest in the the D2-7 subdistrict opener at Laurel on Monday, Oct.

The Eagles fell to Coleridge 20-25, 25-13, 25-22, 17-25, 15-12.

The game marked the final volleyball career contest for Eagle Amanda Marshall, Brittany Isom, Amber Rastede, Alicia Gregerson and Brooke Stewart.

Wakefield advanced to the C1-5 subdistrict final following a close five-set victory against West Point-Beemer at Bancroft on Monday, Oct. 30.

The Trojans (24-9) alternated game wins 25-21, 16-25, 25-23, 23-25, 15-11 in the match.

Alissa Bressler pounded 18 kills and added 21 digs for a double-

double for Wakefield. Anna Brownell provided 39 digs in the win, while Kelsey Bard aided the offense with 23 set assists.

Kristina Lunz was also a force at the net with 12 ace blocks for Wakefield.

The win advanced the Trojans to Tuesday night's subdistrict final

against Wisner-Pilger where the Trojans downed the Gators in a five-set marathon 24-26, 21-25, 25-18, 33-31, 16-14.

Bressler finished with 16 kills and 15 digs and Lunz added 10 kills and 11 blocks to lead the Trojans.

31 and 25 digs, respectively. Bard paced the squad with 18 set assists. Wakefield will now advance to play Columbus Scotus in the district final at 7 p.m. on Friday, Nov. 3, at Clarkson, for a berth in the state tournament.

Brownell and Lexi Nelson added

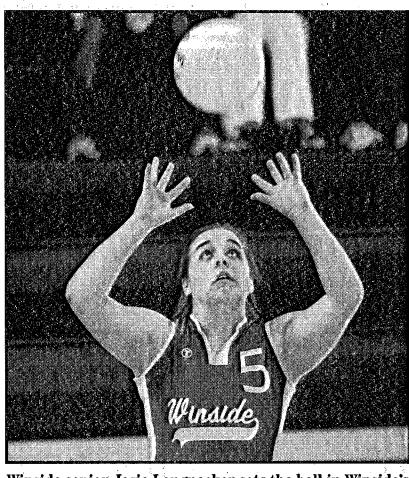
Laurel-Concord opened C2-7 subdistrict play on Oct. 30, at Wayne High with four-set defeat of Hartington, 25-19, 25-27, 25-16, 27-

Kari Schroeder led three players with double-figure kills on the night as she recorded 15 kills, followed by Nikki Lubberstedt with 14 and Tarah Jelinek with 13.

Schroeder and Lubberstedt also recorded double-doubles for the game as they provided 11 and 10 digs, respectively.

Kim Lubberstedt contributed 36

See VOLLEYBALL, page 2B



Winside senior Josie Longnecker sets the ball in Winside's subdistrict contest at Battle Creek on Monday.

## Wildcats lose Egg Bowl game to Concordia

Concordia University-St. Paul held on for a 27-24 State on Oct. 29 in the 18th annual Egg Bowl Game played at Cunningham Field in Wayne.

Wayne State slipped to 4-5 overall and 4-3 in the

The tightly-contested game featured five lead changes as neither team led by more than six points. Wayne State scored on their opening series of the game as redshirt freshman Nick Hope made a 22-yard field goal with 8:35 remaining in the first quarter to

give the Wildcats an early 3-0 lead. Concordia-St. Paul responded with a field goal of their own as Brody Johnson booted a 36-yard field goal to tie the score at 3-3 with 2:33 left in the first quarter.

Wayne State countered moments later as Zach Northern Sun Conference football win over Wayne Molacek scored on an eight-yard run to cap a fourplay, 75 yard drive to give the Wildcats a 9-3 lead following a failed PAT kick with 1:00 left in the first

Concordia-St. Paul took the next drive down the field to take their first lead of the game as Golden Bears quarterback Kole Goodchild scored on a sevenyard run to culminate a 12 play, 66 yard drive to put CSP in front 10-9 with 10:36 remaining in the first

WSC took the next drive and moved the ball to the CSP 16-yard line, but Hope's 33-yard field goal was blocked by Concordia-St. Paul's Antonio Brown to stop the scoring threat.

The Golden Bears then drove to the WSC two-yard

line and settled for a Brody Johnson 20-yard field goal to give CSP a 13-9 lead with 1:37 left in the first half.

Wayne State put together a strong drive in the final 90 seconds to take the lead at halftime as freshman quarterback Silas Fluellen found freshman wide receiver Logan Masters in the left corner of the end zone on a 170yard scoring pass to cap a nine-play, 74 yard drive with one second remaining in the first half. A two-point pass conversion from Fluellen to Brian

Chapman gave WSC a 17-13 lead at halftime. In the third quarter, Concordia-St. Paul regained the lead by scoring on their first drive of the second

half as Aaron Cawthorn scored on a four-yard run with 7:29 left in the third quarter to give the Golden Bears a 20-17 edge over the Wildcats.

WSC took the ensuing drive and marched to the

CSP 22-yard line, however Hope's 38 yard field goal hit the left upright and kept the score 20-17.

After holding the Golden Bears, WSC got the ball back at their own 18-yard line and marched 82 yards in 11 plays to regain the lead as Fluellen completed a six yard scoring pass to Josh Peterson to give Wayne State a 24-20 lead with 9:22 left in the game,

After CSP mishandled the ensuing kickoff to start at their own one-yard line, the Golden Bears drove 99 yards on the Wildcats in just five plays to regain the lead as Goodchild found Tyrone Ruffin on a 42-yard

scoring strike to put the Golden Bears ahead 27-24. WSC had the ball two more times in the fourth quarter, but was stopped on downs at the CSP 45 and the CSP 49 yard line as the Golden Bears' defense

--- See WILDCATS, page 2B ---

#### ·Sports Notebook-

#### Bowling league set to begin

WAYNE - The Young American Bowling Association will begin its 14-week season on Sunday, Nov. 5, at 1 p.m. at Melodee Lanes in Wayne. The four-person teams can be selforganized, but all those interested in bowling should register at 12:30 p.m. on Nov. 5. For additional information, contact Shane Guill at 375-4373.

#### Soccer (continued from page 1B)

Wayne State finished the 2006

season with a record of 9-10-2.

Three earn post season honors Three members of the Wayne State College women's soccer team were named to the Northern Sun Conference All-Conference Team announced by the league office last

Senior defender Melissa Benson received First Team recognition, while senior defender Sarah James senior forward M.A. Liebentritt each earned Second Team honors.

Benson, a 5-9 senior from Maple All-NSIC honors. Grove, Minn., collected First Team defender. In her WSC career, career points with 65.

Benson ranks sixth in career goals with 24 and sixth in career points with 54. Benson is also a two-time NSIC All-Academic selection.

James, a 5-4 senior defender from Kearney, was named to the Second Team after earning honorable mention honors as a junior and First Team accolades as a sophomore. James had three goals and one assist for seven points this season to rank fourth on the team in points. Her aggressive defensive play helped the Wildcats post six shutouts this season.

Liebentritt, a 5-6 senior forward from Lincoln Pius X High School, led WSC in scoring this season with eight goals and three assists for 19 points to earn Second Team

She also led the team in scoring All-NSIC honors for the third as a sophomore with nine goals and straight season after scoring three 10 assists for 28 points. In her goals with two assists for eight career, Liebentritt ranks fifth in points this season while playing career goals with 25 and fifth in

#### **Wildcats**

(continued from page 1B)

shut down Wayne State the rest of the game to preserve the 27-24

Wayne State outgained Concordia-St. Paul 471-426 as the Wildcats rushed for 227 yards and passed for 244.

Senior running back Zach Molacek accounted for 247 yards of total offense to earn Egg Bowl MVP honors for Wayne State.

He rushed for 182 yards on 24 carries with one touchdown while adding another 65 yards receiving on four catches.

It was the third straight game that Molacek surpassed the 100 yard mark on the ground.

Silas Fluellen completed 19 of 38 passes for 244 yards with two touchdowns.

Josh Peterson, Molacek and Logan Masters each made four to lead Wildcat receptions receivers.

Concordia-St. Paul junior quarterback Kole Goodchild was named Egg Bowl MVP for the Golden Bears, completing 20 of 32 passes for 273 yards with one touchdown and one interception.

He also rushed for 65 yards on nine carries.

Defensively, sophomore lineseven assisted stops).

Wayne senior running back Zach Molacek is chased by three Concordia-St. Paul defenders en route for a Wildcat touchdown last Saturday. Molacek racked up for 247 yards of

backer Luke Hoffman led Wayne State with 14 tackles (seven solo, Saturday against Missouri-Rolla in Wayne.

Wayne State will play their final a non-conference game starting at home game of the season next 3 p.m. at Bob Cunningham Field in

## **LCHS** finishes fourth at NENAC

Laurel-Concord finished fourth in the Northeast Nebraska Activities Conference volleyball tournament that wrapped up in Laurel on Oct. 27, following a d five-set defeat at the hands of league newcomer, Atkinson West Holt.

The Bears dropped the contest 25-17, 25-22, 21-25, 22-25, 15-11.

LCHS kept things close throughout the game and managed to stay stride-for-stride with the Huskies beginning in the middle of the second set.

"We were in every match as they played 15 of 15 possible sets scoring a combined total of 301 in points the tournament games versus their opponents combined total of 306 points," LCHS coach Patti Cunning-ham said.

Tarah Jelinek led the way for he Bears with 16 kills at the net, while Nikki Lubberstedt

Jenny Schroeder contributed 19 digs in the effort and Amanda Troyer paced the squad with 37 set assists.



Becky Hoesing serves the ball for Laurel-Concord in last Friday's NENAC Tournament game at Laurel.

## Volleyball (continued from page 1B)

set assists and 10 digs for another duece on the night.

"We served aggressively to disrupt Hartington's offense and the team worked very hard to keep the ball in play to force mistakes," LCHS coach Patti Cunningham said.

The win advanced the Bears to Tuesday's subdistrict final against Hartington Cedar Catholic, who defeated top-seed Ponca in other subdistrict play on Monday evening.

The Bears (14-9) swept Cedar 25-21, 25-22, 25-22 to qualify for the district final on Friday, Nov. 3, for a 7 p.m. meeting with Atkinson West Holt at Plainview.

"The team was very focused and determined to do well," Cunningham said. "Every player on the court came through at the crucial times. We had players making big plays and other providing the consistency that alllows those big plays to happen."

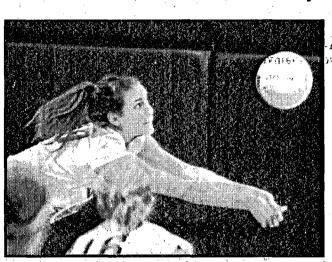
Schroeder led the way for LCHS with 11 kills and 13 digs for a double-double. Jenny Schroeder added 15 digs for the Bears, while Lubberstedt came up with 23 set

"Players working together to make things happen," Cunningham added. "That's teamwork."

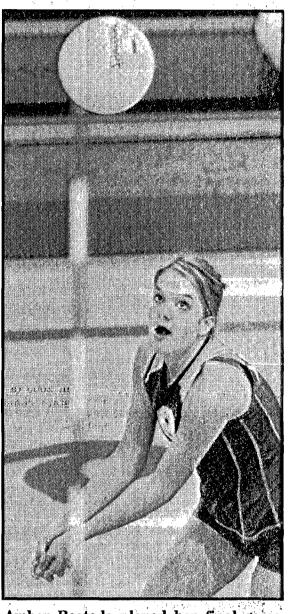


total offense to earn Egg Bowl MVP honors for Wayne State.

Alissa Bressler (right) hugs Kristina Lunz after Wakefield's subdistrict win on Tuesday.



Megan Loberg stretches for a dig in Wayne's matchup with Battle Creek at Norfolk on

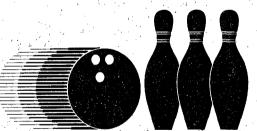


Amber Rastede played her final game for Allen in Monday's subdistrict contest at Laurel.

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#### **Hits and Misses** Week #8 10/25/06 Kathol and Associates 25.5 6.5 Tacos and More 20 Fredrickson Oil Co. Stadium Sports 18 Jensen Construction 14 White Dog Pub 2 Wayne East/Prime Stop 14 White Dog Pub 1 14 Schaefer Appliance Ghost Team High Games/Series: Ardie Sommerfeld 212, 559; Kathol and Associates 941, 2634. 180+: Holly Doring 194, Joleen Jensen 188, Jolinda Morriss 180, Rita Magwire 202, Stacey Craft 181, Nikki McLagen 189, 191, Essie Kathol 206, Ardie Sommerfeld 203, 212, Kristy Otte 188, Deb Gustafson 192. 480+: Doring 494, Craft 483, McLagen 509,

Week#	6 10/25/06
Victory!!	19 5
Melodee Lanes	17 7
Uncle Dave's	16 8
White Dog	15 9
Temme	💚 <b>13</b> (a. <b>11</b> ) (
Wildcat Lounge	9 15

Kathol 501, Kathy Bird 486, Sommerfeld 559.

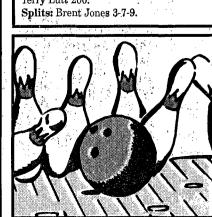
Wednesday-Nite Owls

High Games/Series: Dusty Baker 233, Brad Jones 616; Victory !! 717, 2028 Brad Jones 232, Nate Temme 220, Scott Bidroski 220, 207-609, Dusty Baker 609.

## City League (Men's) Week #8 10/24/06

Logan Valley Golf 13.5 White Dog 18.5 Tom's Body Shop 18 14 Wildcat Lounge Godfather's 16.5 15.5 Harder & Ankeny, P.C. 16 Brudigam Repair 17 Half-Ton Club Pac-N-Vision 12 . 20 Melodee Lanes High Games/Series: Keith Roberts 243, Casey Daehnke 679; Logan Valley

Golf Course 1030, 2833. Casey Daehnke 241, 234, 204, Jayme Bargholz 237, 203-605, Kevin Peters 236, Brian Zila 234, Bryan Denklau 225, Doug Rose 225, 223, 216-664, Shane Guill 221, Roy Swanson 221, -609, Heath Dewald 219, 201, Butch Bathel 214, Tom Schmitz 212, Steve Jorgensen 210, Ryan Jenness 208, 202, Otto Dunn 202, Jeff Loberg 201, Terry Lutt 200.





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## **ULTIMATE COMMUNICATIONS**

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#### **Football Playoff Roundup**

Wakefield 28, **West Point Central Catholic 7** Wakefield rode the horse that's led them to a perfect season so far.

The undefeated Trojans (9-0) used a punishing ground game to secure a 28-7 C2 state football playoff win against West Point Central Catholic at Eaton Field in Wakefield last Thursday night.

Using the talents of a strong line and a running attack from four different backs and a tough defensive effort that produced three Blue turnovers, Wakefield earned its second straight trip to the second round of the playoffs.

The Trojans were scheduled to play the next game at Heartland High School, near Henderson, on Wednesday (yesterday) after Heartland edged out a 21-20 win against Scribner-Snyder in other first round action.

"We outplayed them and we did what we had to do and that's a credit to our kids," Wakefield head coach Justin Smith said following the contest that saw the Trojans rack up 431 yards of total offense.

The Trojans made a statement in their opening series with a sixminute, 65-yard drive that ended with a one-yard touchdown run by Ryan Klein and an extra point kick by Usvaldo Reyes,

Sometimes game breaks go in one team's favor and the Trojans benefited on an official's ruling later in the opening from when Mason Nixon scooped up a muffed punt and returned it to the end

Even though rules dictate that there's no advancement on muffed punts, officials indicated that punt had been fumbled by Central Catholic's Ethan Hunke even though it was apparent that he didn't have control of the ball.

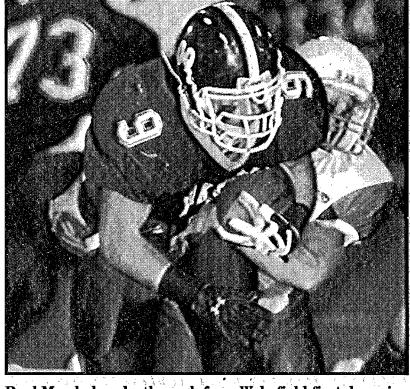
"We were fortunate to get in there and make some big plays and we were on the fortunate end of a bad call on that muffed punt," Smith said. He added that he wasn't about to argue over the call.

The touchdown stood and Reyes added his second extra point kick off the evening to give the Trojans a 14-0 lead heading into the final minute of the first half.

Wakefield had yet another opportunity to add another score before the break, the Trojan effort fell short.

Another chance was created for the Trojans after Hunke was picked off and Wakefield put together a 56-yard drive that was capped by quarterback Joel Nixon's 39-yard rushing touchdown and one more Reyes kick at the 4:49 mark in the third frame.

A determined Central Catholic team was able to generate an inspired drive following the Wakefield touchdown and get the



Paul Moody breaks through for a Wakefield first down in the Trojans' playoff win over West Point Central Catholic.

ball down inside the Trojan 15yard line. A big defensive play, in the form of an interception by Ben Henderson, snuffed out the scoring

The Bluejays were able to get on the scoreboard with 5:14 left in the fourth quarter when Hunke reached pay dirt on an eight-yard touchdown scamper.

Wakefield responded with a 44yard run by senior fullback Tim Haglund and Reyes' fourth extra point kick of the night to round out the evening's scoring with 3:19 left

in the contest. Haglund led the Trojans' foursome of leading rushers with 10 carries for 118 yards, while Nixon tallied 101 yards on his 10 attempts. Klein finished the game with 68 yards on the ground and Paul Moody contributed 64 to Wakefield's 363 rushing yards.

Nixon went 6-11 for 68 yards and no interceptions and his favorite target was Henderson who had Plainview fumbled the kickoff three grabs for 37 yards. Drew Rose caught a couple of passes for

The Trojans had entered their for a 10-yard scoring strike and and were seeking to be the first Wakefield team to escape the second round losses that stopped short the squad's postseason play Spencer-Naper, 12-0.

#### Laurel-Concord 18, Plainview 0

It seemed for almost every misseized the opportunity.

Laurel-Concord shutout the defending Class C2 champion in the opening round of the state football playoffs in Plainview with an 18-0 road win last Thursday evening.

Both teams tried to establish their respective ground games early as evidenced in the scoreless

When Plainview tried to go to its aerial attack in the second frame, it was the Bear defense that paved the way

LCHS got things rolling on defense when Tony Jacobsen ran back a 30-yard interception return to the Plainview five yard line.

Two plays later, Brian Saunders ran in a two-yarder for LCHS' first touchdown with 7:49 left in the half. The Michael Patefield kick was good and LCHS took a 7-0 lead.

It didn't take long for the Bears to claw out another TD as return and Heath Erwin scooped up the loose ball at mid-field. Erwin connected with Jacobsen

seventh playoff in school history Tyler Petersen ran in a crucial two point conversion to give the Bears a 15-0 lead with just under five minutes before halftime. The second half saw more defen-

in 2005 (a 31-14 loss to eventual: sive pressure by the Bears and was state champion, Plainview) and highlighted when Eli Schantz 1988, when the team fell to pulled down two interceptions to stop Plainview drives.

Michael Patefield kicked a 25yard field goal with 3:06 left in the game to push the game out of reach for the only scoring in the second

The win advanced LCHS for a

meeting with Oakland-Craig (8-1) for a home contest scheduled last night (Nov. 1).

#### Winside 34, Dorchester 13

Winside jumped out to a 28-0 halftime lead over host Dorchester then held on for a 34-13 victory as the Wildcats advanced to the second round of the Class D-1 State Football Playoffs.

Jordan Brummels scored on a 34 yard run on the 'Cats first offensive possession while Tucker Bowers returned a Longhorn punt blocked by Zach Jaeger 8 yards on the next series of plays giving Winside a quick 14-0 lead in the afternoon contest.

Brummels ran for 114 yards on 14 carries and completed six passes for 140 yards, while accumulating 289 all purpose yards in the game. Brummels added a fourth quarter, seven-yard scramble to pay

dirt and a 61-yard pass completion to Kalin Koch to his offensive performance.

Koch carried the football 13 times for 88 yards and scored from 22 yards out in the second quarter in addition to a pair of receptions good for 65 yards.

Dewey Bowers gained 67 yards on 21 carries and was on the receiving end of a 23-yard Brummels pass. Bowers' 14 tackles led the Wildcat defensive effort that held the Longhorns to 17 yards rushing.

Jared Roberts caught a pair of passes good for 23 yards with Tucker Bowers picking up 19 yards on his lone reception.

Jake Kander was successful on four-of-five extra point attempts on

Roberts was in on nine tackles and added three pass break ups and a 20 yard interception return of an errant Longhorn pass to the Wildcat defensive effort.

Travis Brockman and Chase Langenberg shared a quarterback sack with each recovering a fumble. Brockman was in on 11 stops with Langenberg contributing five tackles in the game.

Zach Jaeger added a fumble recovery and seven tackles to his punt block while Brummels added 25- yard return of an interception to the Wildcats defensive effort.

The Wildcat offense had their best showing of the year running for 269 yards and passing for 140 ards resulting in 476 all purpose

Winside (8-1) advanced to play Nebraska City City Lourdes Central Catholic at Winside on Wednesday, Nov. 1 (yesterday afternoon).

Falls City Sacred Heart 60,

Allen 19 Speed can be a destructive force.

The Allen Eagles concluded their scoring at 60-19. second state football appearance in school history with a 60-19 loss at Falls City Sacred Heart on Oct. 26.

Despite a hard-hitting performance by AHS, it was precision play execution that proved to be the downfall for Allen, who finished the season at 5-4.

The Irish opened the scoring as Michael Gruber ran in a touchdown from 24 yards out. FCHS added a conversion run to take an 8-0 lead.

Allen responded with a drive that was capped by a Luke Sachau 25-yard run, however the PAT attempt failed to bring the score to

The Irish then scored 14 unanswered points in the first quarter and 22 more before intermission to take a 44-6 lead at the half.

The Eagles took the opening kickoff after the halftime break and put together a 70-yard drive that ended with a short touchdown jaunt by William Gnat to up the score to 44-12.

Allen's scoring remained quiet until the fourth quarter when quarterback Chris Blohm connect ed with Michael Bock on a nineyard pass play. Corey Klug added an extra point kick to wrap up the



FCHS outyarded the Eagles 466-219 and Allen was led by Sachau with 110 yards on 23 carries.

Blohm threw for 9-of-18 for 85

Defensively, Sachau and Chase each recorded 13 tackles, while Sachau and Ross Rastede each had a fumble recovery.

"We played a very impressive Sacred Heart team," Allen coach Dave Uldrich said. "Their combination of tremendous sped and good size made them hard to defend. They deserved to win, but we don not apologize for who we are and how we played."

Four Eagles closed out their high school football careers after the game: Luke Sachau, Chris Blohm, Ross Rastede and Derek Hingst.





Active Pilot - Local Businessman - Trying to make changes Appreciate your votel

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The Wayne Community Activity Center is celebrating is 4TH ANNIVERSARY on November 17th by offering a special 4 day pass for \$4 plus tax available to all ages. This special pass is valid only from November 13th until November 24th. Also, join us for refreshments and cookies on Friday, November 7th from 8 a.m. until 12 p.m. and register for a free 1 year membership to the Activity Center. The Drawing will be held on November 27th. Come check us out! Our friendly staff will assist you in a tour of the facility, operation of the equipment, register you for a membership or answer any questions you might have. Thank you to the community of Wayne and surrounding communities for your patronage.

> Walk For Good Health!

**Wayne Community** 



Allen senior quarterback Chris Blohm finished his high Laurel-Concord's Tony Jacobsen drags a Plainview school football career in last week's playoff game at Falls defender in last Thursday's playoff game at Plainview. City Sacred Heart.

WILDGAT This Week.....

ON THE ROAD

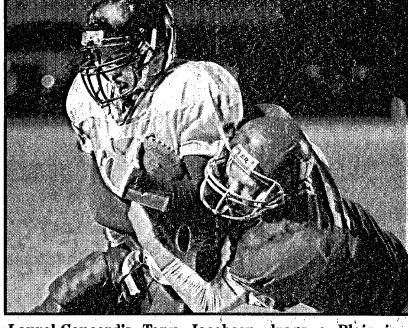
VOLLEYBALL

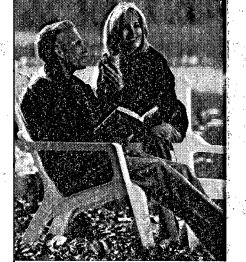
October 31st

7 p.m. vs. South Dakota

November 2nd -4th







**Dreaming** about **Retirement?** 

> Nice. Now do something about it.

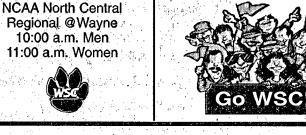
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WHERE'S WILLY

AT HOME

**WSC FOOTBALL** 

November 4th

3 p.m. vs. Missouri-Rolla

**CROSS COUNTRY** 

November 4th

## YRAA Pilot Training Scholarship

Association (YRAA) announces the opening for applications for the YRAA Pilot Training Scholarship. The \$500 scholarship was established in May, 2005 and is one way for the YRAA to promote general aviation in southeastern South Dakota and northeastern Nebraska:

The YRAA has 104 members from towns ranging from Yankton to Vermillion, Wayne, Hartington, Bloomfield, Creighton, Springfield, Wagner, Parkston, Tyndall, Menno, Volin and Scotland, Wakonda.

pilot. The success of this program and submit it to YRAA President is in part dependent upon the

Ken Chamberlain
City Council Ward 4

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Management team

Paid for by Ken Chamberlain, 512 Oak Drive, Wayne, NE 68787

The Yankton Regional Aviation receipt of good quality nominees. The deadline for submitting an application for the award is Dec.1, 2006. The application form for the YRAA Pilot Training Scholarship Award can be requested from Steve Hamilton, 303 Golf Lane, Yankton, 57078 or email skyhawk@mchsi.com or call 605-665-8448.

The following are the criteria for the scholarship:

1. The applicant must be at least 16 years old. Applicants who have soloed will be given priority consid-

2. The applicant must complete The scholarship will be given to a the "YRAA Pilot Training "wannabe student" pilot or student Scholarship Application," sign it by Dec. 1, 2006. (YRAA President

Denny Martens, 607 Sterling Street, Vermillion, SD 57069). If the applicant is less than 18 years old, the applicant's parent or guardian must sign the applica-

3. The applicant must write a letter stating why they deserve the YRAA Pilot Training Scholarship, sign the letter and submit it to the YRAA president. The letter should describe the applicant's interest in aviation and future plans after achieving their pilot's license. The letter should also include accomplishments of the applicant as they apply to aviation such as Young Eagles flight, ACE Camp participation, aviation education program participation or membership in aviation clubs or organizations such as AOPA, EAA, Civil Air Patrol,

4. The applicant is encouraged to have people submit letters of rec-

5. The selectee must pass a Third Class Physical Examination conducted by an Aviation Medical Examiner, at the applicant's expense, before receiving scholarship funds.

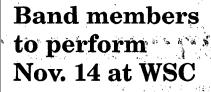
6. The funds are to be used exclusively for obtaining a pilot's license (CFI fees, aircraft rental, aviation fuel, etc). The YRAA will pay 50 percent of the charges for flight training as it is billed by a CFI or FBO. The selectee is responsible for the other 50 percent of the charges.

7. The scholarship funds must be expended within 12 months of the time of the award.

8. The training must be conducted at a Yankton Regional Airport: Bloomfield, Creighton, Wayne, Hartington, Parkston, Wagner, Vermillion or Yankton.

9. A copy of the flight training charges should be mailed to the YRAA Treasurer as the training progresses. The YRAA will pay up to a total of \$400. The final \$100 will be paid after the scholarship selectee provides a one-page typed summary/story about their training experience (total \$500) (see cri-

10. The scholarship selectee shall report in a one-page typed summary/story to the YRAA president about their training experience within one year after receiving the



will perform in Ramsey Theater, located in the Peterson Fine Arts Building on campus, Tuesday, Nov. 14 at 7:30 p.m. There is no admission charge. The public is welcome to attend.

Dr. Frank Gazda will direct the symphonic band to open the program with the European concert march Orion by Jan Van der Roost, followed by Passacaglia on an Old English Carol by Robert Longfield. The next selection will be They Led my Lord Away, a hymn by Fred J. Allen, a recent guest conductor on campus for the WSC High School Honor Band in January 2006. The program will conclude with Chant Rituals by American composer Elliot Del Borgo. Gazda is an assiştant professor of music at WSC.

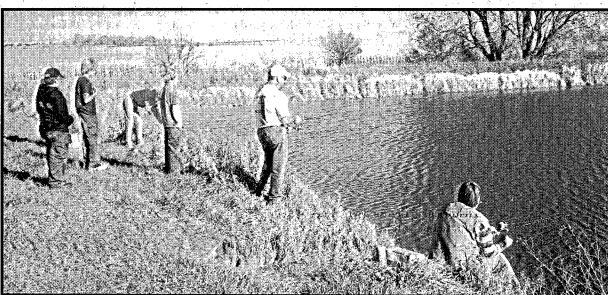
Dr. David Bohnert will conduct the wind ensemble. Musical selections will include Smetana Fanfare by Karel Husa, Bloom by Steven Bryant, Scenes from the "Louvre" by Norman Dello Joio and Huckleberry Finn Suite by Franco Cesarini. Bohnert is an associate professor of music and director of bands at WSC.

402-375-7363.

school students involved in the TeamMates program, 16 students at the Middle School, and one from the elementary school, for a total of 40 matches in the program.

The Wayne TeamMates program is partially funded by the Wayne United Way and the group participated in the rally at the beginning of October.



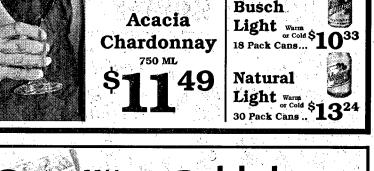


The Wayne State College sym- Ideal weather greeted TeamMates Mentors and Mentees at this year's Fishing Derby.



For more information, please call Mentors attending the Mentor meeting were, left to right, Craig Walling, Brook Jech and Troy Reynolds.

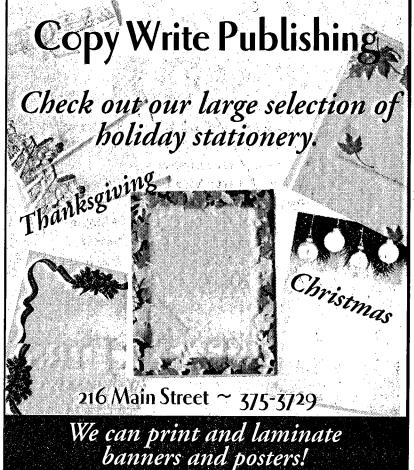
post-war Germany.



WINE

OF THE

WEEK!



## Kitzler to present 'Germany: Past, Present, Future'

Dr. Werner Kitzler of the University of South Dakota in Vermillion will present "Germany: Past, Present, Future" in the Niobrara Room in the Student Center at Wayne State College on Wednesday, Nov. 8 at noon.

His presentation is part of the Brown Bag Series sponsored by the WSC Office of Multicultural Affairs.

In Kneads Massage Heidi L. Ankeny, L.M.T.

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CALL FOR AN APPOINTMENT

For more information, call 402-375-7749. Democratic Party Election Night Party

The presentation is free. The public is welcome to attend.

Kitzler has taught at USD for more than 30 years and grew up in

Germany following World War II. Individuals are invited to bring a

brown bag' lunch and listen to this first-hand account of growing up in

November Home of Tom & Pat Cook, 1004 Aspen (South & West of The Oaks) Wayne, NE (402) 375-1171 After polls close, 8 p.m. Bring your beverage and snacks to share All like-minded citizens welcome



#### Letters

#### Fantastic drug plan?

Bush was quoted as saying the Medicare drug plan is "a fantastic

I agree that it is fantastic, but not for the same reasons: I was recently notified that the 2007 premium for my Part D coverage with Blue Cross and Blue Shield (the least expensive option) will increase 58 PERCENT from this

year. There are other adjectives Recently (Oct. 20), President than "fantastic" I would use to describe this shocking price rise, but none are fit for printing in a family newspaper.

Perhaps it's time people think about voting for candidates who will fix this giveaway plan created by the Bush administration and the Republican Congress for the drug and insurance companies.

tees and their work, so that if any

will know some of the intricacies of

Currently, most of the committee

work is geared toward the Holiday

Season. The Design Committee

will be screening several offers of

Christmas trees so that arrange-

ments can be made to move a tree

to Seventh and Main for decorating

and display. The Promotions

Committee is busy planning the

holiday activities for Dec. 7 and the

WAEDI office is completing a letter

that will be sent to individuals and

groups throughout the community

To refresh your memories,

Fantasy Forest will take place with

the Rotary Soup and Pie Supper

held that Thursday evening, Dec.

7. Any community group wishing to

display a tree should be prepared

to place and decorate your tree the

day before, Dec. 6. Any group is

invited to participate and to deco-

rate the tree. The "Parade of

Windows." Again, we invite any

group or individuals to participate

and call Irene at the WAEDI office

In closing, we would like to

remind you that all groups are wel-

comed to participate, whether its

an elementary school group or col-

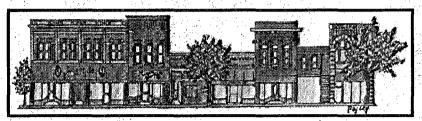
lege group, whether you are pre-

ties a success.

inviting there participating.

the committee.

Sayre Andersen



## Main Street Focus

cers and volunteers send their sincere thanks to the soldiers of the 189th and their families for their efforts in serving their country and for fighting terrorism in Iraq. We are glad you are home safely and we missed you in our Northeast Nebraska communities. Welcome

Much of this week's All-Hands meeting on Tuesday morning was occupied by various observations on the trip made to Torrington, Wyo. to visit the operations of Torrington's cooperative clothing department store. Apparently all those that made the trip have returned with a greater feeling that we can accomplish this kind of cooperative venture in Wayne.

This group meets Wednesday mornings in the North Room of the City Auditorium at 8 a.m. Anyone who is interested can join this group by just showing up. As they move on to the next level of this project, they would appreciate more help and input from various community members.

On Nov. 8, the State Historical Lights" will also take place that Society will be in town to talk to us night. followed by "Living about what we need to do to get downtown Wayne designated a Historical District. The meeting in the parade and living window will be held at the City Auditorium displays. Check your generators and will be held around the lunch and lights now, make your plans hour. The WAEDI office will release the date. On Tuesday, Nov. 28, the Nebraska Lied Main Street Program will be conducting a Leadership Training Program from 5 to 8:30 p.m. in the Main Street Office. More info will be forthcoming in our next articles.

The Main Street Park has been emptied and a new building will soon rise in this location. If you haven't noticed, there are several new businesses in downtown Wayne with several more projected to move from the planning stage to the reality stage. The brick and sidewalk is going into its final stages and we shall soon see the electrical contractors installing the new poles and lights on Main Street. Some of the concrete work at the south end of Main Street will not be completed until the spring and possibly not until the highway work is started and completed at the south end of town.

Ballots have been sent out by the WAEDI office for the election of three new board members to the Main Street Wayne Board. The elected officials will be installed at the annual meeting which is held in January. Main Street operates with four permanent committees, the Organization, Promotion, Economic Restructuring and Design Committees. All these committees will be needing new volunteers and in some cases new chair persons will be needed. In our next few articles, we will attempt to give

## Lie detectors and debates

Statehouse Correspondent The Nebraska Press Association

By Ed Howard

It was only a matter of time. The only question was where it would happen. Some politician somewhere was

Capitol View

bound to suggest a debate in which the participants would be wired to lie detectors. The view from here was that

such a campaign gimmick would be proposed by a politico seeking an elected office that would send him to Washington. If truth were water back there, the Potomac would have run dry while Abe Lincoln was still in knee pants.

The idea, however, has been offered by police Sergeant Randy Adams, a cop in Cozad who is running against longtime Dawson of our citizens are interested in County Sheriff Gary Reiber. participating as volunteers, you

There are lots of reasons why the on-the-scene, up-to-the-minute lie detector test is a bad idea; not the least of which is that people can be trained to overcome the function of the machine, and that candidates in a debate situation aren't likely to have normal heart and respiratory

None of the impracticalities, however, should disqualify the lie detector gimmick from livening up debates for national office, whether congress, the senate or the White House.

Test results per se wouldn't necessarily be interesting. The entertainment value would be had via the spin doctors who would comment on them later.

First guy: "Paula, what's obvious here is that our candidate was morally outraged when asked about sleeping with the teddy bear his grandmother gave him 50 years ago. Naturally, the machine exploded! This was a woman who braved

a sea voyage from Europe, with who indulges liberal fantasies by Amendment should apply to only the clothes on her back and

Second guy: "We weren't going to mention that his candidate's grandmother was notorious for not changing her clothes, but ..."

First guy: "That is the kind of attack on the elderly and basic family values we expect from someone who despises immigrants and

need another freak in Washington arm bears because the 2nd bored with it? Stay tuned ..."

sleeping with a craven image of an endangered species!"

First guy: "So! You admit our candidate is right - the teddy bear is endangered, conservatives want to decimate ...

Second guy: "I admit that the powerful teddy bear lobby opposes the great America tradition of hunting and guns and ..."

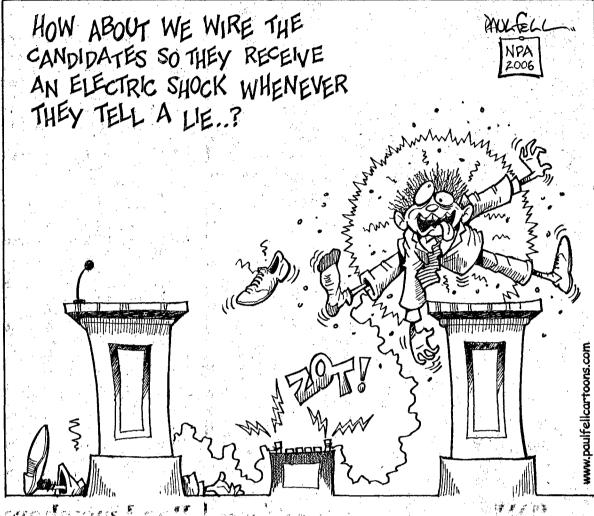
First guy: "Lying! He's lying! Our Second guy: "Listen. We do not candidate supports the right to water supply - are Americans

hunter and hunted ...'

Paula: "We have to break for 12 commercials and six in-house ads. When we come back: If voters don't have confidence in lie detectors, could slaughter-boarding be next?

First and Second guys: "Waterboarding, Paula. Not slaughterboarding!'

Paula: "Slaughtering the nation's



## Citizens encouraged to cast ballots

**By Lowell Johnson** City Administrator

**City Council Meeting** 

The next council meeting will be held Tuesday, Nov. 14 at 7:30 p.m. in the city office building at 306 Pearl St.

Say Thanks by Voting The patriots adopted the

schooler or senior citizen, join us in Constitution in 1789. It is our making this year's Holiday activiagreement to live together in this country and to make our own rules

and then follow them. We have Why Buy a Landfill? established a number of govern- The city council has agreed to and maintain the property or to schools, states, cities, Natural Resource Districts. When you see the people who are on the ballot for election for these bodies, tell them thanks for caring and for the volunteer time and personal risk they will take to deal with problems, make decisions for the future and over see daily operations.

ment bodies to serve us: public buy a small parcel of property that purchase the site for a one time is a former city landfill site. The site was used by the City of Wayne in the 60's and 70's and was properly closed and covered according to NDEQ regulations at the time. Current regulations require this former dump site to be domed with soil and seeded to a heavy sod forming grass to minimize rainfall infiltration. The city cannot sell the site and shift responsibility for potential future contamination

away to someone else. The council's choice has been to

pay a perpetual lease rate forever cost. The land became available for sale as part of a larger land sale and the council chose to take possession of the site.

Quote

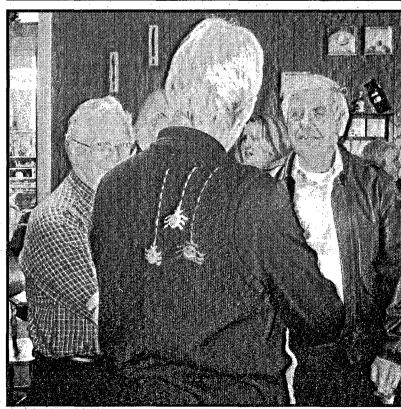
"Having an aggressive plan for the future is a lot risky in the end. Do you want to eat your lunch or have your lunch eaten for you?" William Esry - CEO of Sprint Questions or comments?

Call Lowell Johnson, City Administrator at 375-1733 or email me at cityadmin@cityofwayne.org.

#### **Letters Welcome**

Letters from readers are welcome. They should be timely, brief (no longer than one type-written page, double spaced) and must contain no libelous statements. We reserve the right to edit or reject any letter. Letters published must have the author's name, address and telephone number. The author's name will be printed with the letter; the address and the telephone number will be necessary to confirm the author's signature.

The Wayne Herald editorial staff writes all headlines.



#### Time for chatting

Ben Nelson, right, visits with Wayne area citizens during a stop in Wayne this week. With the general election less than a week away, political candidates are conducting last minute campaign stops to talk to and earn support from voters throughout the state. Nelson listened to those in attendance talk about what issues are important to them.



### Visiting Wayne

Advertising: whclass@inebraska.com or melissa@wayneherald.com

Governor Dave Heinemann and his wife, Sally, visit with Donna and Merle Ring at The Barn during a recent visit to Wayne. The governor and his wife spent time socializing with those in attendance.

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News Clara Osten clara@wayne herald.com



News Lynn Sievers lynn@wayne herald.com

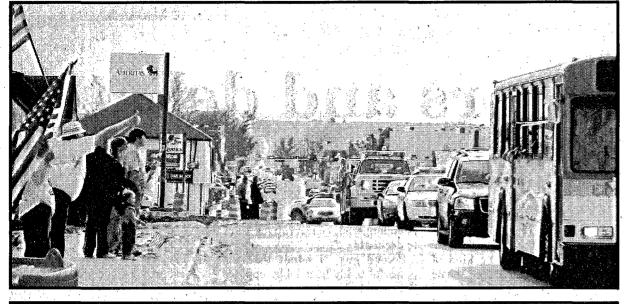


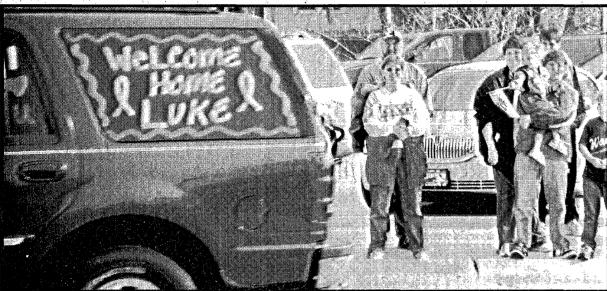
Sports **David Carstens** sports@wayne herald.com

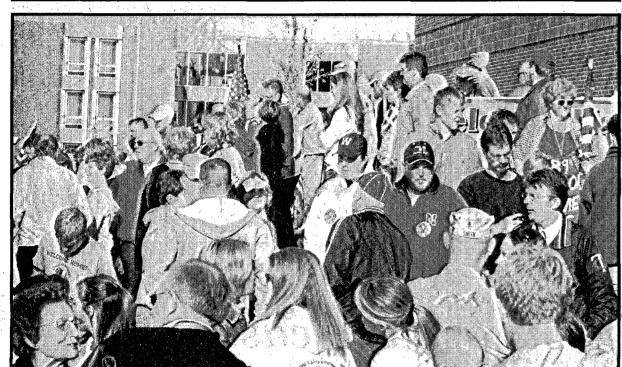


**Kevin Peterson** kevin@wayne herald.com Contact me with concerns from classified ads to editorial

## Welcome Home 189th!



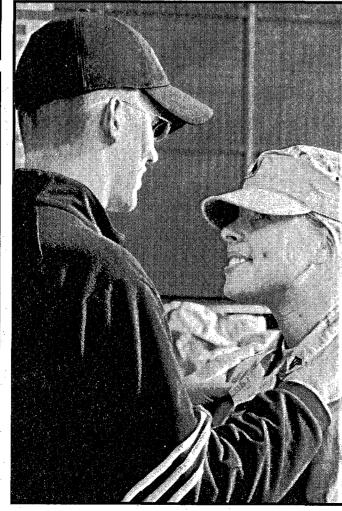




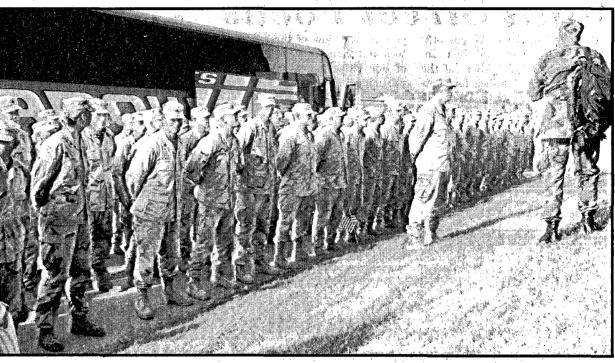






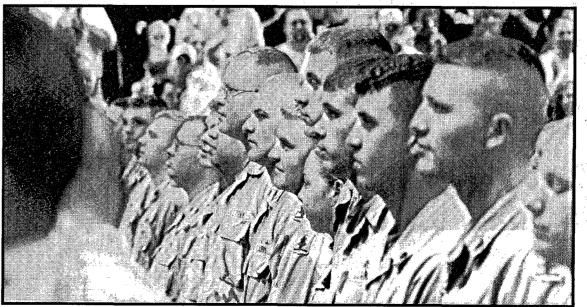








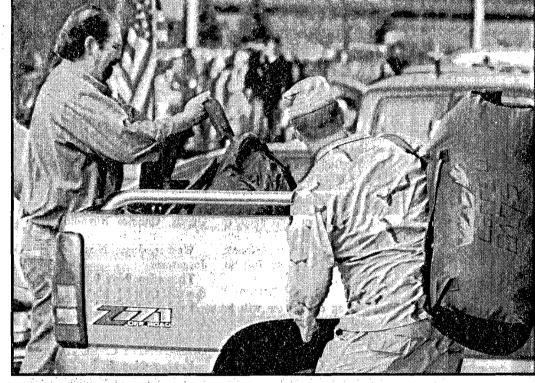


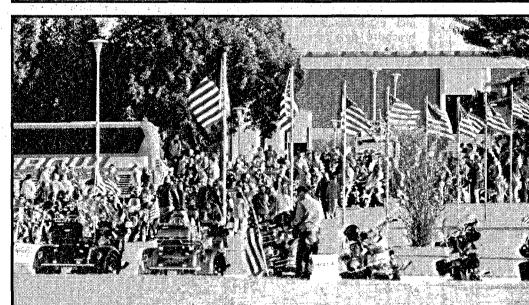


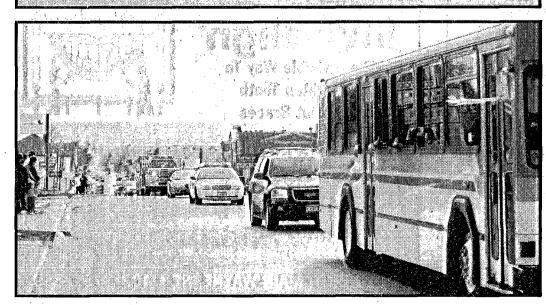


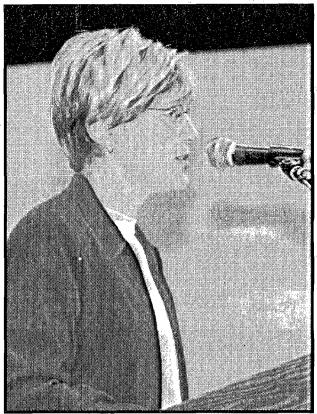


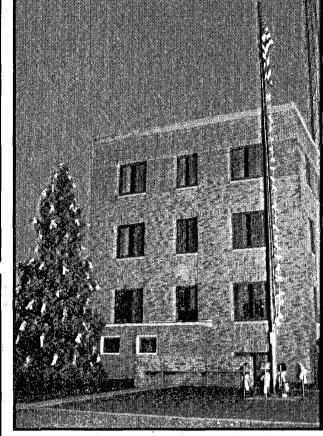


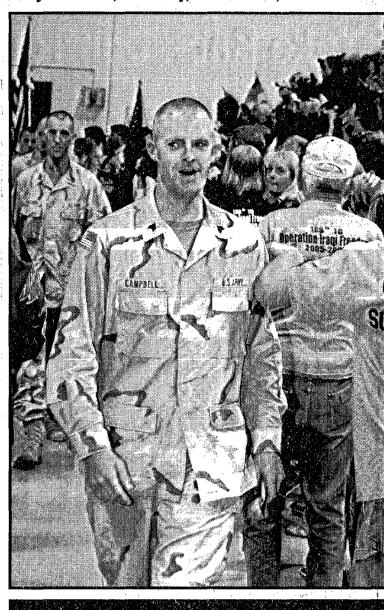


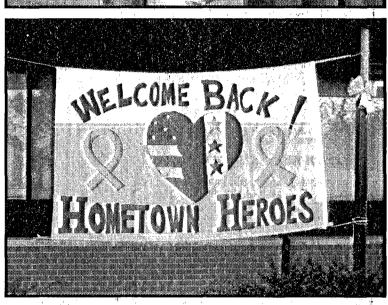


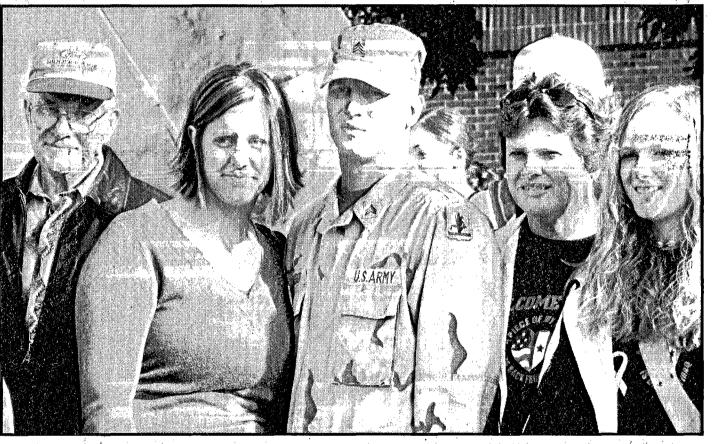




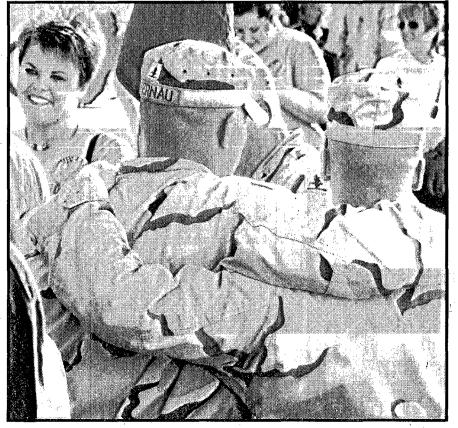


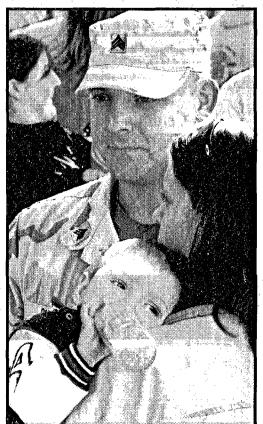












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• Will not permit irresponsible

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Amendment 2...

• Will allow public endowments





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Allen News

yards - one being at Doug & Peggy

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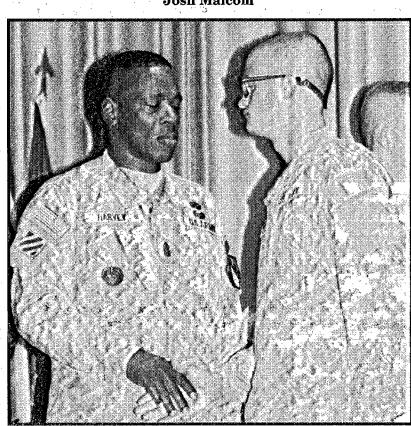
Missy Sullivan

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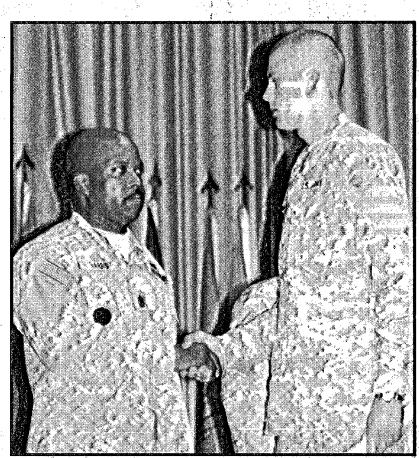
a year in Iraq.

Members

Josh Malcom



**Nathan Sturges** 



**Kyle Sperry** 



Fortenberry

hank you for the privilege of serving you. Please —Congressman Jeff Fortenberry www.supportfort.com

Paid for and authorized by Jeff Fortenberry for United States Congress Committee in Iraq, and this is just to name a few efforts made throughout the community. Those returning home with the

189th from Allen were Alyssa Uldrich, Katie Klemme, and Brad Smith. Also returning home from Iraq this month were Shannon Klemme and Blake Coughlin who were each with different companies. There was a big welcoming party for them in Norfolk before returning home with their families. THREE GRADUATE Three 2006 Allen graduates

have now graduated from Basic Training, Delta Company at Fort Leonard Wood, Missouri, Josh Malcom, Kyle Sperry and Nathan Sturges took part in the graduation ceremony on Oct. 27 with several of their family members present to enjoy the graduation ceremony. There were 180 soldiers that graduated that day.

The graduation ceremony was held in Bakers Theatre on Fort Leonard Wood, Mo. base which covers around 62,000 acres of land. After the ceremony, there was a reception for the graduates. The boys have now moved on to Advanced Individual Training (AIT) with the Charlie Company, 58th Transportation Unit, Fort Leonard Wood, Mo. Parents of the boys are Michelle and Bruce Malcom of Allen; Butch and Cindy Sperry of Allen; LeAnn and Kevin Hoffman of Allen.

#### **VFW RAFFLE WINNERS**

Gasser VFW Post 5435 of Martinsburg held its annual Hunter's Breakfast last weekend. They had several raffles. They raffled off a gun, pork loins, hamburger, sausage, candles, pillow cases, towel, cook books, sheets, bird house, canned goods, jelly, savings bonds, and gift certificates to Euni's Palace, Village Inn, 'Lil Reds, Buzzsaw, Dicky G's. The winner of the gun was Mike Bensen. The savings bonds were won by Leroy Nelson, Teresa Sachau and Allyson Bonneau. LOOKING FOR RECIPES

The Allen Music Boosters is currently collecting recipes for a cookbook as a fund raiser for the organization. Putting the cookbook together is at no cost to the group, so all money raised would go to the Music Boosters program.

If you have a recipe you'd like to have contributed to the cook book or have any questions, please contact Carla Logue at HYPERLINK "mail to: cclclogue@yahoo.com" cclclogue@yahoo.com. She needs to have the recipes by Nov. 17 to have them included in the cookbook. Recipes can be mailed to 740 So. Hwy 9 Allen Ne.

#### GYM EXPANSION PROJECT

The steering committee will be having an omelet feed on Sunday, Nov. 12, 7 a.m. - 1 p.m. They will be serving omelets, hash browns, bagels, and drinks. The purpose of this fund raiser is to help with project expenses such as postage, brochure development and other fund raising expenses. This is to insure 100 percent of donated funds are directed to the project and not used up in fund raising expenses. HISTORICAL SOCIETY

Dixon County Historical Society will be holding their meetings in the daytime in both November and December. They will meet Nov. 21 and Dec. 19 at 9 a.m. at the museum for a business meeting and workday. They will also be visiting the Wakefield Museum at 7 p.m. on

CLASSIC CLUB The Annual Harvest Dinner for - RSVP to bank

Classic Club members Friday, Nov. 10 at the Allen Firehall at noon. Please bring a favorite salad, vegetable dish or dessert. Security National Bank will provide the turkey, dressing, gravy and fresh rolls, table service and beverages. Please RSVP to Barb at Security National Bank in Allen. The Harvest Dinner will also be in Laurel on Wednesday, Nov. 8 at the Vet's Club at 11:30 a.m.; in Hartington at Tooties at noon on Thursday, Nov. 9; and in Osmond on Tuesday, Nov. 14 at the United Methodist Church at 11:30 a.m. If you would like to attend one or all of these events, please contact your Classic Club director to RSVP.

#### PRESENTATION UPCOMING

There will be a Living Will Presentation at the Senior Center on Tuesday, Nov. 7 at 9 a.m. This is a prefect time to get as much information as possible for those looking into living wills. Be sure to bring your questions!

There will be a Walking Presentation by Kim Baumann on Thursday, Nov. 9 at 1:30 pm at the Senior Center. This is a continuation of the exercise program currently taking place at the Senior Center. Those interested please attend the meeting. SENIOR CENTER

Friday, Nov. 3: Swiss steak, mashed potatoes, peppers and onions, cherries, cake and ice

Monday, Nov. 6: Salmon patty, ranch potatoes, stewed tomatoes, minted pears.

Tuesday, Nov. 7: Burger on a bun, potato casserole, green beans, cherries.

Wednesday, Nov. 8: BBQ beef on a bun, augratin potatoes, broccoli, cinnamon applesauce.

Thursday, Nov. 9: Chicken, mashed potatoes, peas, fruit cock-

Friday, Nov. 10: Meatloaf, scalloped potatoes, corn, peach cobbler. COMMUNITY BIRTHDAYS

Friday, Nov. 3: Shawnee Sullivan, Kerri Stallbaum, Christina Gregerson, Grace Green, Truman and Darlene Fahrenholz. Saturday, Nov. 4: Connie

Smith, Laken Rahn. Sunday, Nov. 5: Katie Sachau,

Austin Stewart, Scott and Steph Jorgensen (A). Monday, Nov. 6: Bill Sachau,

Jr., Dave Uldrich, Paul Boyle, Gene and Linda Sorensen (A).

Tuesday, Nov. 7: Charlene Green, Charlie Reynolds, Linda Martinson, Kobe Kumm.

Wednesday, Nov. 8: Mark Jorgensen.

Thursday, Nov. 9: Jacque Rahn, Rowena Cutting, Makaya Johnson. Friday, Nov. 10: Jean Rahn, Laura Sullivan, Janet Noe.

#### COMMUNITY CALENDAR

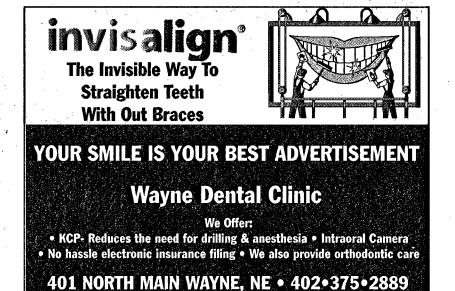
Friday, Nov. 3: Birthday Party at Senior Center at noon; Exercise at Senior Center at 9 a.m. followed by walking class; Volleyball District Finals TBA

Tuesday, Nov. 7: Living Will Presentation at Senior Center, 9 a.m.; Somerset at Senior Center 1:30 p.m.

Wednesday, Nov. 8: Exercise at Senior Center at 9 a.m. followed by walking class

Thursday, Nov. 9: Walking Presentation at Senior Center at 1:30 p.m.

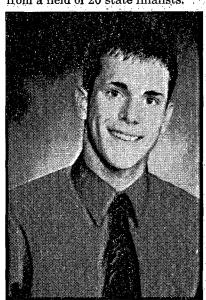
Friday, Nov. 10: Exercise at Senior Center at 9 a.m. followed by walking class; Volleyball State Tournament at Lincoln; SNB Harvest Dinner, 12 p.m. at Firehall



### Wendy's High School Heisman Award winners honored at State Banquet

The Wendy's High School Heisman state finalists and their schools were honored Oct. 28 in Lincoln, at the Wendy's High School Heisman Awards banquet.

The following students were recognized as the state's top winners from a field of 20 state finalists.



**Nathan Summerfield** 

Among those listed as finalists was Nathan Summerfield, a senior at Wayne High School. Nathan is the son of Marty and Cheryl Summerfield.

The annual banquet honored all 20 Nebraska state finalists who excel in athletics, academics and community service.

Laura Wiebelhaus of Hartington High School and Shane Mathis of Mitchell Junior- Senior High School were named to state win-

As the top state winners, the two U.S. Region. Regional winners will be selected to represent the Upper U.S. Region at the Wendy's National High School Heisman awards ceremony Dec. 8 in New York City, prior to the NCAA 3418.

Heisman Trophy ceremony,

Students, educators, family and friends heard remarks from the speaker. banquet's keynote Governor Dave Heineman.

The Wendy's High School Heisman Program began 13 years ago in a partnership between Wendy's International, the National Association of Secondary School Principals and the Downtown Athletic Club of New York City to honor students based on accomplishments in athletics, scholarship and community service. To be eligible for the WHSH Program, student-athletes must be high school seniors, have maintained at least a "B" grade point average, participated in one of 32 sports officially sanctioned by the National Federation of State High Schools Association and taken an active role in community-oriented projects.

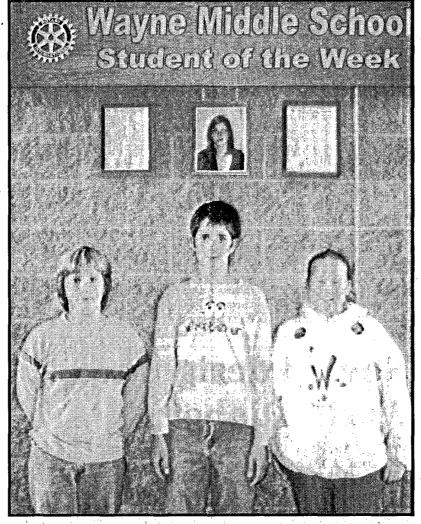
For more information, visit www.wendyshighschoolheisman.co m <a href="http://www.wendyshighschool-">http://www.wendyshighschool-</a> heisman.com/>

Old Fashioned Wendy's Restaurants was founded in 1969 by Dave Thomas who named the chain after one of his daughters. Wendy's restaurants are located throughout the U.S. and in 33 countries. For more information about Wendy's restaurants visit www.wendys.com <a href="http://www.">http://www.</a> wendys.com/>.

#### **Looking for** correspondents

The Wayne Herald would like to represented Nebraska in the Upper hire correspondents in the following towns: Carroll, Wakefield, Dixon, Laurel.

If you are interested in gathering news, let us know by calling 402-375-2600 or toll free: 1-800-672-



Chosen for Rotary Student of the Week for October were, left to right, Dylan Pflanz, Sheldon Pickering and Kenndra

#### **Rotary Student of the Week** for month of October named

were named recently. Students are nominated by their teachers.

The students are eighth grader Sheldon Pickering, son of David and Bobbie Pickering of Carroll. He was nominated by Misty Beair. Beair noted that Sheldon is an amazing student who gives 100 percent effort all of the time. He works well with others and is always willing to lend a helping

Another Student of the Week

Wayne Rotary Club Student of was seventh grader Dylan Pflanz, the Week for the month of October son of John Pflanz of Wayne. He was nominated by Dave Hix. Hix said that Dylan is very courteous to others and is very helpful in the classroom. "I have really enjoyed having Dylan in my class," Hix

Also chosen was eighth grader Kenndra Dunker, daughter of Ken and Lorree Dunker of Wayne. She was nominated by Joan Sudmann. "Kenndra is recognized for initiative and creativity," Sudmann said. "As a member of the FRIENDs Kickoff Committee she wrote a skit, entitled "Drugs: What Can They Do to You?" The skit was performed at an assembly and received a standing ovation from the students."

### Prevention mini-grant funding available

Northeast Nebraska Public Health Department in collaboration with the counties of Cedar, Dixon and Wayne announce the availability of one-time project funding focused on juvenile prevention activities.

Funding priorities include youth leadership and community volunteerism, teaching living skills such as communication, relationship and conflict resolution, and the enhancement of local group activities whose interest is prevention and early intervention of high risk youth behaviors. Project funding requests can be up to \$2,500; applications are due by noon on

Thursday, Nov. 17. from Nebraska Crime Commission Juvenile Services County Aid Funds. Northeast Nebraska Public Health Department serves Cedar, Dixon, Thurston and Wayne

Counties. Public Health Department at 800-375-2260 or 402-375-2200 for an application or to find out more.

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Involved in helping with the soup luncheon fund-raiser at WSC were, left to right, Randy Bertolas, Janet Schmitz, Cara Watchorn, Lisa Nelson and Laura Dendinger.

#### Cancer awareness fund-raiser a great success

held in Connell Hall to raise funds for the Every Woman Matters foun- the Explorers Club, and WSC dation, a state cancer awareness organization that provides financial aid to women for breast and cervical cancer exams and check-

"What I am most proud of," said event organizer Lisa Nelson, "is that faculty, staff, and students from many different departments and organizations all worked together to make this event a success."

Chartwell's donated the soup, Pi Gamma Mu donated pizza, and

Cardinal Key along with SHAPE, Service-Learning all helped with serving and clean-up. Professors Laura Dendinger, Mike Marek, and radio workshop students helped spread the word about the event The luncheon raised over \$300. with a press release and campus radio PSA's.

Professor Tammy Evetovich prepared an informative slide show that ran while those in attendance Nelson in Connell Hall. Donations ate their lunch. The presentation highlighted a not widely known Nov. 6. form of cancer called Inflammatory Breast Cancer (IBC).

Lisa Nelson expressed special several staff members donated thanks to Dr. Randy who sent out pink frosted cupcakes. Members of the call for help, and to "all who honor societies Pi Gamma Mu, donated time or money to make the

On Oct. 25, a soup luncheon was Gamma Theta Upsilon, and event so successful, especially Linda Teach who coordinated cupcake preparation. Special thanks also go out to Cara Watchorn, Mark Polenske, and Meagan Remund and many others too numerous to mention who were all exceptional contributors to this event"

If you were unable to attend the luncheon but would like to donate to Every Woman Matters, please send your contributions to Lisa will continue to be accepted until

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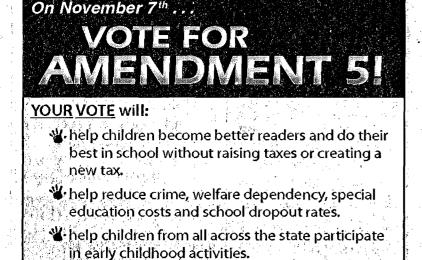


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## Wayne State Choir to perform Nov. 9

The Wayne State College Choir will present a fall concert on Thursday, Nov. 9, at 7:30 p.m. in Ramsey Theatre, located in the Peterson Fine Arts Building on the WSC campus. The 64-voice ensemble is directed by Ronald R. Lofgren, D.M.A. and accompanied by pianist Linda Christensen, Ph.D. The concert is presented without charge. The public is encouraged to attend.

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"We have an exciting and talented group of students in choir this year," said Lofgren. "The music we are doing this fall is most challeng-

The concert will include Randall Thompson's Alleluia, a beloved staple of choral repertoire since it was composed in 1940 and Alleluia by Alan Hovhaness. Hovhaness is an American composer of Armenian

A set of three-part songs by Claude Debussy will include Dieu! j'ai ouy le tabourin and Yver, vous n'estes qu'un villain. Cantate, Sing to the Lord by

Noël Goemanne is a rhythmic selection for the concert. John Rutter is a British composer who was born in 1945. The choir will be performing three selections by him. Blow, Blow, Thou Winter Wind was published in 1975 and is one of Rutter's first pieces popular in this country. The other selections are A Gaelic Blessing and The Willow

The final two selections of the concert continue the international flair with Tango to Evora, an qu'il la fait bon regarder!, Quant arrangement by Jon Washburn of an instrumental piece originally written by the Canadian Celtic musician Loreena McKennitt. It was used in the soundtrack of The Burning Times, a documentary about European witch-hunts of the sixteenth and seventeenth centuries. Evora is a historical city located in Portugal.

The concert will end with Dravidian Dithyramb by Victor Paranjoti, a composer and choral conductor of Indian and Western classical music and folk music.

## Nov. 14 designated as **World Diabetes Day**

American Diabetes Association (ADA) has announced "Diabetes Care for Everyone." If current trends continue, according ties, born in 2000, will develop diabetes in their lifetime.

The Every Woman Matters Program involves diabetes education in their program objectives and provides diabetes screening as part of the services they provide. The Nebraska Health and Human Services Every Woman Matters Program Annual Report states that, "6.2 percent of women reported that they have been told by a doctor that they have diabetes."

Since the program began in 1992, 292 new cases of Diabetes have been diagnosed. Type 1 dia-

children or young adults. In this form of diabetes, the immune system attacks the cells that make insulin in the pancreas and destroys them. The pancreas then makes little or no insulin, and cells can't take sugar from your blood. Someone with type 1 diabetes takes insulin shots or uses an

mon form of diabetes. People can develop it at any age - even during childhood. Type 2 diabetes begins when your body can't use insulin properly, and there is too much sugar in your blood. At first the pancreas keeps up with the added demand by making more insulin. Over time it can't make enough

For more information on diaissues, please contact the Every



Vanessa Nelson has made a Christmas CD, "Remembering the Manger," which will be available the first part of November.

Nelson, the daughter of Blaine and Donna Nelson of Wakefield, is a 2004 graduate of Wakefield High School. She has sung for years, starting out singing hymns in churches and for weddings. She won the area regional Siouxland Idol contest two years ago, winning a trip to Florida. She has sung in the National Quarter Finals Rodeo at the Qwest Center in Omaha in

Nelson has sang at The Barn, east of Wayne, in the Country Christmas performance in years past and will be singing there again this year. Nelson has been involved in a number of local talent contests and has sang the National Anthem at the Wayne County Fair, at a number of state basketball

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Hildegarde Fenske

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The Hoskins-Woodland Park

Rescue held an Omelet Feed at the

Hoskins Community Center on

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News

402-565-4577

OMELET FEED

Oct. 22.

games and other events. Nelson is currently living in Omaha and attending the University of Nebraska at Omaha.



Vanessa Nelson



Winners in the annual Circle K Halloween Carnival were chosen on Oct. 29. More than 75 youth took part in this year's event at the Wayne City Auditorium. Top photo, winners in the preschool through first grade were, left to right, McKenzie Milligan, Halle Laursen and Breanna Kallhoff. Middle photo, winners in the second through fourth grade group were Nicole Craft, Cassie Heier and Taylor Gamble. Bottom photo, winners in the fifth and sixth grade group were Jamie Schmidt, Max Roberts and Varya Roberts. Below the children took part in a number





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that Nov. 14 has been designated as "World Diabetes Day." The American Diabetes Association is working with the International Diabetes Federation to observe to the ADA, one in three Americans, and one in two minori-

betes is usually first diagnosed in

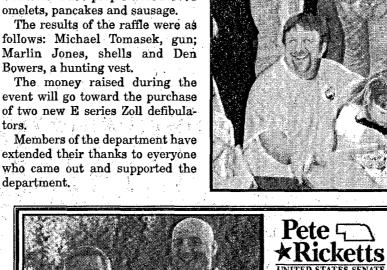
insulin pump.

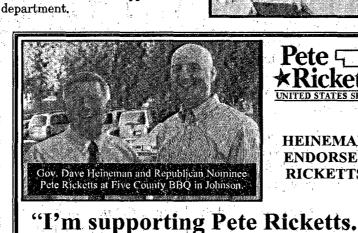
Type 2 diabetes is the most com-

betes and other women's health Woman Matters Program at Goldenrod Hills Community Action at (402) 529-3513 or (800) 445-2505



Spectacular spooks





## Barg earns Eagle Scout award

Sam Barg, son of Gene and Linda Barg of Winside, was honored at an Eagle Scout Court of Honor on Sept. 24.

The ceremony was held at the Roy Reed Post #252 of the American Legion in Winside. The members of Winside Boy Scout Troop 3179, Michelle Carlson, Lorna Brockmann and Scout Troop Leader Joni Jaeger participated in the ceremony.

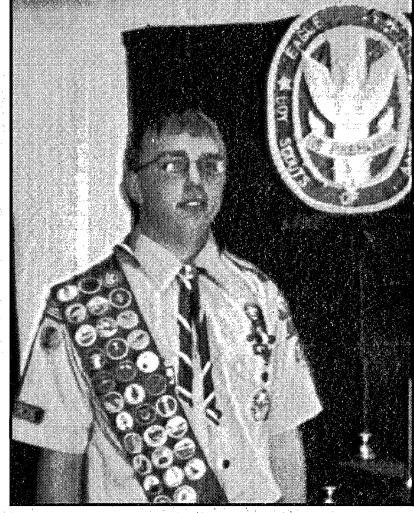
Barg had his Eagle Scout Board of Review of Review on July 11, 2006. At that time he was informed that he had completed all qualifications for the Eagle Scout rank. The Court of Honor was held to swear

## A 'can do attitude' wanted

The "Can Do Club" met recently. The goal of the group is for a "can do" attitude to become infectious in organizations, institutions and governments in Northeast Nebraska and beyond. Getting others to adopt a "can do" way of thinking, doing business, or just being positive would do great things for the region.

If you're interested in displaying a "can do" attitude, want to be on an email list for potential events and activities or attend "can do" functions, call the RC&D office at 402-582-4866 or email info@northeastrcd.org.

Founding club members are the Northeast Nebraska RC&D Council, University of Nebraska Cooperative Extension/Knox and Antelope Counties, Knox County Economic Development Agency, and the Center for Rural Affairs.



Sam Barg

him in as an Eagle Scout and present him with an Eagle Scout scarf, slide and badge. During the ceremony Barg presented his parents with miniature Eagle Scout pins designated for Mom and Dad.

The Eagle Scout rank is the highest rank a boy can achieve in the Boy Scouts of America organization and only about four percent of Boy Scouts attain this rank.

Barg joined the Boys Scouts of America in 2001. During his career he earned 32 merit badges, camped 100 miles and put in 37 service could give permission for him to do

A Scout must complete a community service project before becoming an Eagle Scout. Barg completed a directory for the Pleasant View Cemetery just west of Winside which can be found on the internet a http://nntc.net/winsidecemetery as well in hard copy form at the Lied Winside Public Library. Along with the directory he put row markers at the cemetery to aid in locating grave sites. He was responsible for planning the pro-49 nights, hiked 15 miles, cycled ject, contacting those people that

the project, arranging to get the information needed for the directory and recruit help in getting it put on the internet as well as putting it in print for the library and doing the cement work at the cemetery.

Along with the many friends who

were present for the Court of Honor Barg received letters of congratulation from President and Mrs. George Bush, Vice President Dick Chaney, Governor Dave Heinemann, Lt. Govenor Rick Sheehy, Congressman Jeff Fortenberry, Senator E. Benjamin Nelson, Congressman Tom Osborn, Nebraska Secretary of State John A. Gale, Nebraska State Treasurer Ron Ross, The American Legion National Commander Paul A. Morn, The American LEgion Nebraska State Department Commander Jerry Landkamer, Boy Scouts of America National President W. F. Cronk, Boy Scouts of America Mid American Council Executive Lloyd E. Roitstein and Sons of the American Revolution Nebraska Society President John

VOTE NOV. 7

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Every Night 7:00 p.m. Friday, Saturday & Tuesday 9:00 p.m. Saturday & Sunday Matinees 1:00 & 3:00 p.m.



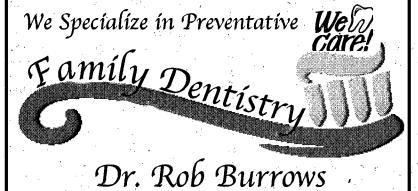
## Allemann-Dannelly

Republican Candidate **Wayne County** Clerk of the District Court

Qualifications & Experience

- Currently the Clerk of District Court in Wayne County Trained and experienced on the JUSTICE System (A Statewide Court Computer System)
- Trained and experienced on courtroom procedure and jury selection
- 7 years of office management
- 28 years of office experience 22 years of public relations
- 20 years of community service
- Current Notary Member of the Nebraska
- Child Support Enforcement Association Member of the Nebraska
- Clerk of the District Court Association Member of Northeast
- Nebraska Association of County Officials in which I currently hold the position of Secretary/Treasurer for the Clerks of the District Court.
- Confidential, dedicated, hardworking and depend-

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## **Therapy**

front lawn. That's because raking leaves gives you a perfect opportunity to get outside, get some great when you're done.

To make it easier on your body, here are some leaf raking tips:

1. Pay attention to your raking posture.

2. Form a wide base of support with your feet. 3. Hold the rake slightly toward the end of the handle with one hand and three-quarters of the

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fresh air, and get in a workout all at the same can. time. Not to mention that your yard will look

People try to rake on one side of their body, which increases the risk of injury due to doing the same movement over and over. To avoid an overuse injury, try switching sides every few minutes. Take your time. Don't try to rake the whole yard at once. W hat you don't get done today will still be there tomorrow. For questions or to set up an appointment please call 375-7937

dairuaueen.com

### **Department** Success in Rehab 1200 Providence Road • Wayne, Nebraska • (402) 375-7937 Occupational • Physical • Speech Raking Leaves There's a lot to love about fall: crisp air, football way down the handle with the other. games, and even those leaves piling up on your 4. Try not to twist your spine, instead move your whole body (think of a rotating chair.) 5. Try to stand as straight as you comfortably



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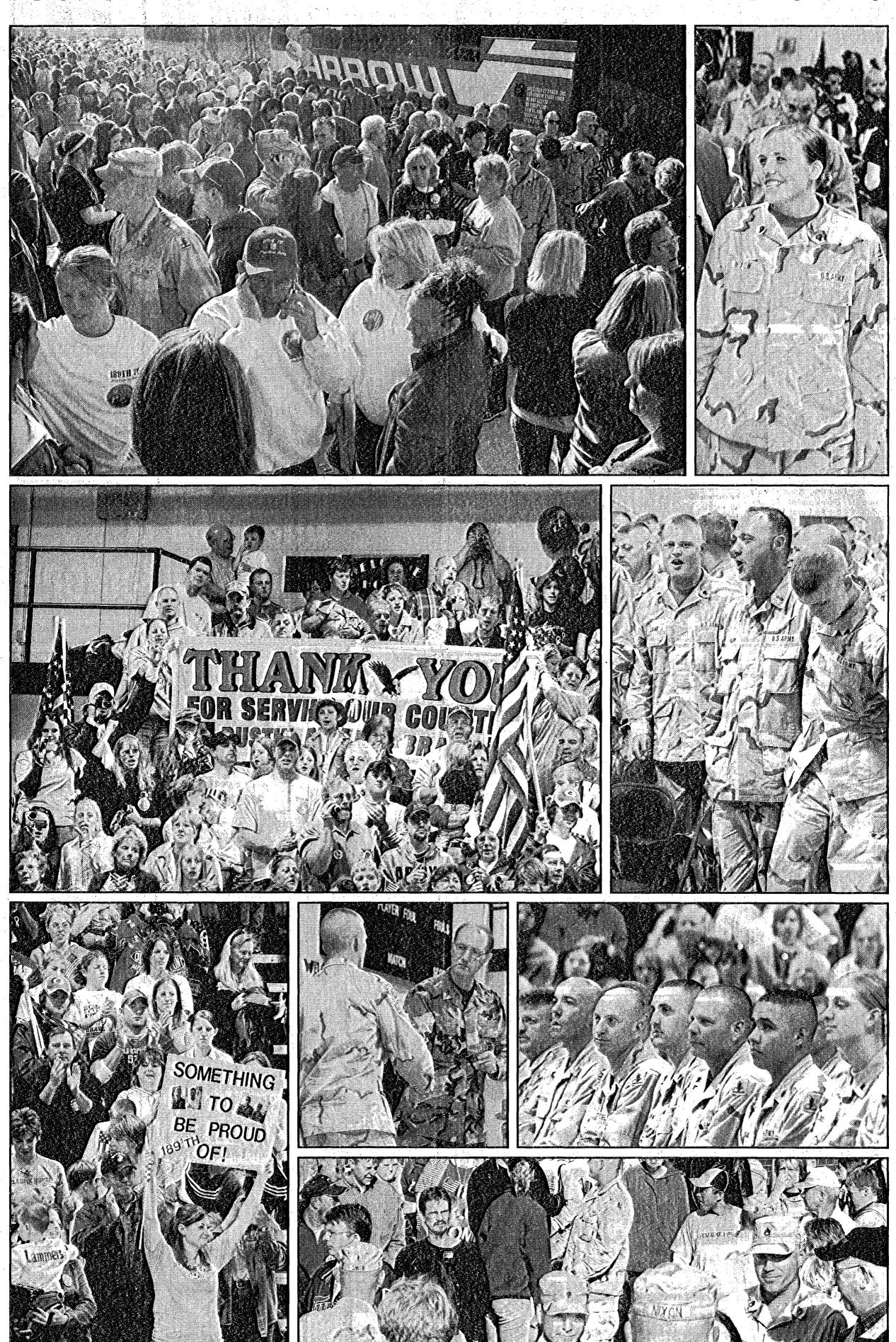
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## Welcome Home 189th!



as hostess.

Zealand in September.



-Briefly Speaking

Marian Clark will be giving the program.

Minerva Club learns of Greek god

Lucille Nelson hosts Happy Workers

Eight members were present and Pauline Frink was a guest.

CARROLL — The Happy Workers met Oct. 18 with Lucille Nelson.

Phyllis Frahm received high; Mary Davis won traveling and Ann

The next meeting will be on Wednesday, Nov. 15 with Mary Davis

WAYNE - PEO Chapter ID met on Nov. 9 in the home of Deneil

Kaki Ley gave the program on her trip to Australia and New

The next meeting will be in the home of Sandra Metz and co-host-

AREA - The Minerva Club met Oct. 23 in the home of Connie

Twelve members responded to roll call by suggesting future topics

Historian Hollis Frese read excerpts of April and May 1897 Minvera

After the business meeting concluded, Connie Glassmeyer present-

ed a program on Orpheus, Greek god of music and poetry. After giving

background information and traditional stories about him, she sang

The next meeting will be held Monday, Nov. 13 in the home of Lois

WAYNE - The Wayne Women's Club met Oct. 13 at the North

President Dorothy Stevenson shared photos and told of the river

The next meeting will be Friday, Nov. 10 at 2 p.m. in the North

Meeting Room of the City Auditorium. Guest speaker will be Hallie

Club minutes. Several members did mini-commercials for various

for roll call. The birthday song was sung for Lila Brown, Minutes of

Glassmever. President Marilyn Wallin opened the meeting with read-

ings from Richard Lederer's "This Crazy English Language."

the last meeting were read and the treasurer's report given.

Wayne Women's Club to meet Nov. 10

Meeting Room of the Wayne City Auditorium.

cruise she and her daughter took in early August.

Hostesses were Janis Meyer and Doris Fredrickson.

esses will be Paula Schwarten, Sandra Metz and Judy Lindberg.

Parker. Co-hostesses were Pat Arneson, Kathy Conway, and Kaki Ley.

Australia and New Zealand topic of lesson

## How high is your food safety IQ?

it comes to food safety. However, in the grooves. taking time to refresh on a few basic rules will help make safe handling and cooking techniques

True or False: Most bacteria

Everyone makes mistakes when found in cutting boards is located

True. Although washing, rinsing and sanitizing eliminates most bacteria, cutting boards should be sanded on occasion to eliminate grooves that develop with excessive



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making scents of it safely... We have recently been highlighting the multitude of uses for candles in decorating for the upcoming holiday season and year round. A candle can add a wonderful warm ambiance and an inviting fragrance to your holiday decorating. A lit candle can also present a fire hazard and we would be remiss in not including candle

Design and Decorating Inspiration

safety into our discussion. The National Fire Protection Association lists these tips for candle safety.

Extinguish all candles when leaving the room or going to sleep.

\* Keep candles away from items that can catch fire, like clothing, books and curtains, Use candle holders that are sturdy, won't tip

over easily, are made from a material that cannot burn, and are large enough to collect dripping wax.

\* Keep candles and all open flames away from flammable liquids.

\* Keep candle wicks trimmed to one-quarter inch and extinguish taper and pillar candles when they get to within two inches of the holder. Votives and containers should be extinguished before the last half-inch of wax starts to melt.

\* During power outages; avoid carrying a lit-candle, Use flashlights;

Within the last few years a growing number of products have become available for "flameless" candle use which are especially helpful in homes with children, pets or the elderly. Many offices and dorm rooms will not allow a lit candle as well. Electric candle warmers allow you to use a standard jar candle and warm the wax to release the fragrance without lighting the wick. Our Bridgewater Warmups are specifically designed for warmers and do not include a wick. Our showroom also stocks flameless tea lights and pillars that are battery energized.

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use or replaced.

True or False: Deli meat isn't susceptible to contamination.

False. Deli meats are susceptible to microorganisms, especially listeria monocytogenes. To prevent foodborne illnesses, deli meat should be kept cold and used within 4 to 7

True or False: A good food thermometer should have a range of zero to 220 degrees.

True. This way, boiling and freezing temperatures can be used to calibrate the thermometer. True or False: Uncooked eggs can

be refrigerated longer than hardcooked eggs. True. Uncooked eggs can be refrig-

erated for four to five weeks, and hard-cooked eggs only three to four True or False: Two types of ther-

mometers should be used when smoking meat. True. One is used to monitor the air temperature inside the smoker.

and the other to make sure the meat is adequately cooked. True or False: Poultry should be cooked to 160 degrees.

False. Ground hamburger patties should be cooked to 160 degrees. Poultry should reach 165 degrees. True or False: Fruits and vegeta-

bles should always be washed before consumption. True. Fruits and vegetables can carry harmful bacteria due to the

number of times it is handled. True or False: Boiling eggs will not kill salmonella.

False. Boiling eggs will kill salmonella but not prevent spoilage or cross-contamination. True or False: Contamination

often occurs when the stirring spoon is used to taste test food. True. A small quantity of the dish

From his room to yours...

with a different spoon to eliminate spread of germs through the entire

True or False: Home-made ice cream is safe to eat if made with

False. Home-made ice cream made with raw eggs may contain salmonella. Egg substitute should be used instead.

True or False: Frozen meat can be defrosted in the refrigerator or microwave.

True, However, meat that is defrosted in the microwave should be cooked immediately as partially cooked portions are favorable for bacteria growth.

True or False: Meat can be packed in the same cooler as beverages and side dishes.

False. Packing meat with other foods and beverages poses the threat of cross-contamination.

True or False: Color is a true indicator of doneness in meat. False. Only a food thermometer

can accurately tell if meat is done. True or False: The danger zone where bacteria is most likely to multiple is between 40 and 80 degrees.

False. The danger zone is actually broader and stretches up to 140

True or False: The green tinge around the yolk in a hard-cooked egg is safe to eat.

True. The green tinge is only a result of overcooking in eggs with excessive iron in the yolk.

SOURCE: Julie Albrecht, Ph.D., food specialist

## Hoffman-Tighe married in Wayne

upcoming community events.

an aria from the opera "Orfeo."

Youngerman.

Katie Hoffman and Keith Tighe were married Aug. 12, 2006 at St. Mary's Catholic Church in Wayne. Father Paul Hoesing of O'Neil and Father Mark Tomasiewicz of Wayne officiated the ceremony

Parents of the couple are Terry and Bonnie Hoffman of Wakefield and Paul and Lisa Tighe of Homer.

The couple's grandparents include Aileen Bonifas of Hastings, Loretta Hoffman of Atkinson, Gene and JoAnn Hirschman of Dakota City, Mark and Colleen Tighe of Homer and Lorraine Schumaker of Sioux City.

Kristy Kumm of Hilton Head Island, S.C. and Erica Thurlow of Omaha were the maids of honor.

Bridesmaids included Holly Durow of Omaha, Abby Rose of Wheaton, Ill., Bridget Tighe of Homer and Kristi Tighe of Sioux

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The groom's best men were Brett Tighe of Homer and Nathan Schole of Lincoln.

Rodney Lamb of Lincoln, Tim Roggasch of Rose, Ryan Hoffman of Leigh and Luke Hoffman of Wayne served as groomsmen.

### Soup supper date set

The Masons of Wayne Lodge #120 A.F. & A.M. met on Oct. 17 and completed final details for the annual soup supper to be held at the lower level of the Masonic Lodge building at 911 Lincoln Street on Nov. 9.

Three traditional soups will be served, chicken, bean and chili, along with complementary relishes. Serving will be from 5 to 7 p.m.

Tickets are available from all local masons as well as at the door. Adult tickets are \$4 and tickets for children under 12 years of age are \$2.

Proceeds from the supper enable members of the Lodge to provide academic scholarships. Masonic Marching Band Scholarships in conjunction with the Nebraska High School Shrine Bowl and support for the Christmas Books for Kids program, as well as support for other area youth programs.



Mr. and Mrs. Tighe

The flower girls were Cassidy and Jessica Hoffman of Leigh. Grace Feltes of Lincoln and Grace Eaves of Omaha.

James Kunzman of Albion, Paul Schroeder of Lincoln and Nick Durow of Omaha seated guests. Dinner and dancing followed at the Wayne City Auditorium.

Following a wedding trip to Hawaii, the couple is at home in South Sioux City.

The bride is a graduate of Wakefield High School and the University of Nebraska Medical Center. She is a registered nurse at Sergeant Bluff Family Medicine Clinic. The groom graduated from Homer High School and the University of Nebraska. He is employed at Central Valley Ag in



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#### **Church Services**

#### Wayne\_\_\_\_

**CALVARY BIBLE EVANGELICAL FREE** 502 Lincoln Street (Calvin Kroeker, pastor) (Seth Watson, Associate Pastor of C.E. and Youth)

Sunday: Adult Sunday School for all ages, 9:30 a.m.; Worship, 10:30; Senior High Youth Group, 7 p.m. Wednesday: AWANA Club for children four years old through sixth grade, 6:30 p.m.; Junior High Youth Group, 7.

**FAITH BAPTIST** Independent - Fundamental 208 E. Fourth St. -375-3413

(Pastor Jim Scallions) Sunday: Sunday school, 10 a.m.; Worship, 11; Evening worship, 7:30 p.m. Wednesday: Prayer service, 7:30 p.m.

FIRST BAPTIST 400 Main St. www.firstbaptistwayne.org (Douglas Shelton, pastor)

Sunday: Sunday School, Adult and children's classes, 9:15 a.m.; Prayer and Fellowship, 10:15; Worship, 10:30. Wednesday: Bible study, 7 p.m.

**JOURNEY CHRISTIAN CHURCH** (Christian) 1110 East 7th St. www.waynefcc.org office@waynefcc.org (Troy Reynolds, minister)

Sunday: Prayer Time, 9 a.m.; Sunday School, 9:30; Worship Service, 10:30; College Bible Study at the Liska's, 5:30 p.m.; Home Bible Study, 7; Small group study at 5:30 (college) and 7 p.m.



Tuesday: Small group study at 6:45 p.m. Wednesday: Youth group, 7 p.m.; Small group study at 6:30 and 6:45 p.m. Thursday: Home Bible study at various homes, 6:30 p.m. NOTE: All small groups studying in conjunction with 40 Days of Community, "Better Together, What on Earth are we Here For?" by Rick Warren.

FIRST PRESBYTERIAN 216 West 3rd St. 375-2669

(Rev. Ray McCalla, pastor) Sunday: Bell Choir rehearsal, 8:30 a.m.; Worship, 9:45, Fellowship time, 10:45; Sunday School and Confirmation, 11; 4-H meeting with Jodi Pulfer in charge, 1 p.m. Monday: Bell Choir rehearsal, 7:15 p.m. Wednesday: Cooking Class and dinner by the Pampered Chef, in Fellowship Hall, 6 p.m. Thursday: Worship service on Cable Channel 19, 11

FIRST TRINITY LUTHERAN Altona, LC-MS 57741 847th Road,

Wayne) Altona Office (402) 375-2165 (Rev. David Ohlman, Vacancy Pilger Office (402) 396-3478

Mobile (260) 402-0035 Sunday: Divine Worship with Holy Communion, 8 a.m.; Sunday

School, following worship for nursery through eighth grade. FIRST UNITED METHODIST

6th & Main St. (Rev. Mary Tyler Browne, pastor)

Sunday: Holy Communion. Worship Service, 8:15 and 9:30 a.m.; Wayne Fall Harvest Dinner; Evangelism Committee, 9; No Sunday School, 10:45. Monday: Boy Scouts, 7 p.m. Tuesday: Election Day. Goldenrod Hills WIC and Immunization Clinics, 9 a.m. to 3 p.m.; Jaycees, 7 p.m.; Wednesday, Tri-county COC, 10 a.m., King's Kids, 3:40 p.m. Communion at Premier Estates, 4; Bell Choir, 6; Chancel Choir, 7; Wayne Trustees, 7; Wayne Advisory Board, 8. Saturday: Veterans Day. Servant's Heart, 10:30 a.m.

GRACE LUTHERAN Missouri Synod 904 Logan grace@gracewayne.com

(The Rev. Carl Lilienkamp, Senior Pastor) (The Rev. John Pasche,

Associate pastor) Sunday: Lutheran Hour on KTCH, 7:30 a.m.; Worship, 8 and 10:30 a.m.; Sunday School and Bible Class, 9:15. Monday: Bell Choir, 6:30 p.m.; Worship with Holy Communion, 6:45; Elders, 7:30. Tuesday: Preschool Board meeting, 7:30 p.m. Wednesday: Men's Bible Study, 6:30 a.m.; Bible Study, 9; Ladies Aid, 2 p.m.; Midweek, 6:30; Choir, 7: Thursday: Stephen Ministry Class, 7 p.m.; C.S.F. Devotions, 8.

JEHOVAH'S WITNESSES Kingdom Hall 616 Grainland Rd.

Sunday: Public meeting, 10 a.m.; Watchtower study, 10:50. Thursday: Theocratic Ministry School, 7:30 p.m.; Service Meeting, 8:20. Saturday: Congregation Book Study, 9 a.m.

**OUR SAVIOR LUTHERAN** 421 Pearl St. • 375-2899 (Pastor Kim Stover) (Pastor Bill Koeber) oslc@oslcwayne.org

Friday: Wedding rehearsal, 6 p.m. Saturday: Pies -4- You making crusts, 8 a.m.; Prayer Walkers, 8:30 a.m.; Wedding, 4 p.m.; Sunday: Worship, 6 p.m. Contemporary Worship, 8:45 a.m.; Coffee Hour, Sunday School and Adult Forum, 9:50; Traditional Worship, 11; Hunger Letter Writing Campaign, 3 p.m.; Conversation Group, 5 and 6:30. Monday: Rachel Circle, 1:30 p.m.; Executive Committee, 6. Tuesday: Bible Study at Tacos & More, 6:45 a.m.; Staff meeting, 9:30; Oaks Communion, 3:15 p.m.; Premier Estates Communion, 4; Fellowship Committee, 6; Committee, 6:30. Wednesday: Men's Bible Study, a.m.; Joy Circle, 2 p.m.; Joyful Noise, 6; Confirmation (third, fifth, eighth and ninth grades), 6:30 Choir, 7; Senior High Bible Study,

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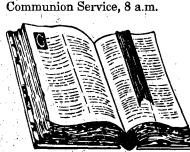
1000 East 10th St. • 375-3430 Sunday: Worship celebration, 10:30 a.m.; Nursery, pre-school and Elementary ministries available. Wednesday: Family night, 7 p.m.; nursery, newborn through 2 years; Rainbows, 3-5 years; Missionettes, girls, K-6th; Royal Rangers, boys, K-6th; Youth meeting, 7th - 12th.; Adult Prayer.

ST. MARY'S CATHOLIC 412 East 8th St. (Fr. Mark Tomasiewicz, pastor)

375-2000; fax: 375-5782; E-mail: parish@stmaryswayne.org Friday: Mass, 8 a.m. Saturday: Confessions one-half hour before

Mass; Mass, 6 p.m. Sunday: 31st Sunday in Ordinary Time. Confessions one-half hour before Mass; Mass, 8 and 10 a.m.; at

Spanish Mass, 6 p.m. Monday: No Mass; Knights of Columbus, Rosary at 7 p.m., followed by meeting in Holy Family Hall, Tuesday: No Mass; Board of Education, rectory meeting room, 7 p.m. Wednesday: Communion Service, 8:15 a.m.; Religious Education Classes for K-12, 7 p.m. Thursday: No Mass; RCIA, rectory meeting room, 7 p.m. Friday:



#### Allen

FIRST LUTHERAN (Karen Tjarks, TEEM)

Sunday: Worship Service, 9 a.m.; Sunday School, 10. Tuesday: Community Bible Study, 10 a.m. at Allen Methodist Church and 2 p.m. at Concord Senior Center.

UNITED METHODIST

(Pastor Sara Simmons, pastor) Sunday: Worship service, 9:30 Sunday School, 9:45; Fellowship, 10:30. Tuesday: Bible Study, 10 a.m. Wednesday: ACCTS, 3:45 to 5 p.m.

#### Carroll

**BETHANY PRESBYTERIAN** (Gail Axen, pastor)

Sunday: Worship, 9 a.m.

ST. PAUL'S LUTHERAN (Rev. Timothy Steckling,

Sunday: Worship Service, 8 a.m.; Sunday School, 8:50.

UNITED METHODIST CHURCH Branch Inc. (Rev. Mary Tyler Browne, pastor)

Sunday: All Saints Sunday. Holy Communion. Sunday School, 9:30 a.m.; Worship Service, 11 a.m. Wednesday: Carroll United 3rd & Johnson Methodist Women Potluck, noon.

#### Concord.

**CONCORDIA LUTHERAN** (Karen Tjarks, TEEM)

Sunday: Sunday School, 9:30 a.m.; Worship, 10:45 a.m. Tuesday: Text Study at Coleridge. Community Bible Study, 10 a.m. at Allen Methodist Church and 2 p.m. at Concord Senior Center.

ST. PAUL LUTHERAN East of town (Willie Bertrand, pastor)

Sunday: Bible Study, 8 a.m.; Worship, 9 a.m.; Dual Parish meeting at Immanuel, 7:30 p.m. Monday: Quilting at St. Paul, 1 p.m. Tuesday: Election Day. Circuit Pastor's Conference at St. Paul, Winside, 9 a.m.; Bible Study Immanuel, 7:30 p.m.

Wednesday: Mid Week School at St. Paul, 4 to 6 p.m.

**EVANGELICAL FREE** (Pastor Todd Thelen)

Saturday: Children's Christmas Program Practice (K-6 come at 9:30 a.m., nursery and beginners at 10:30). Sunday: Sunday School, 9:30 a.m.; Morning Worship, 10:30 a.m.; Hillcrest Care Center, 2 p.m.; Evening Bible Study, Senior High Youth Group and Children's Choir, IMMANUEL LUTHERAN 7 p.m. Monday: Church Board meeting, 7 p.m. Tuesday: White Cross, 9:30 a.m. Wednesday: AWANA / JV, "Obstacle Course Night," 7 p.m. Saturday: Children's Christmas Program Practice (K-6 come at 9:30 a.m., nursery and beginners at 10:30).

#### Dixon.

ST. ANNE'S CATHOLIC (Fr. James McCluskey, pastor) Sunday: Mass, 8 a.m., followed by coffee and rolls Tuesday: Mass, 8 a.m. Wednesday: Religious

Education classes, 7 p.m. Hoskins

PEACE UNITED CHURCH OF CHRIST (Olin Belt, pastor)

Sunday: Sunday School, 9:30 a.m.; Worship service, 10:30.

TRINITY EVANG. LUTHERAN (Rodney Rixe, pastor)

Sunday: No Trinity Bible Hour or Worship at Trinity; Area Reformation Service at Johnny Carson Theater in Norfolk, 10:30 a.m. Tuesday - Wednesday: Pastors' Conference in Littleton, Colo. Tuesday: Board of Education, 8 p.m. Wednesday: Choir practice, 7:30 p.m.

ZION LUTHERAN (Lynn Riege, pastor)

Sunday: Sunday School, 9:15 a.m.; Worship Service with Communion, 10:30 a.m.

#### CHRISTIAN CHURCH

Wakefield

Internet web sit http://www.geocities.com/ Heartland/Acres/1262 (Bill Chase, Interim pastor) (Kobey Mortenson, Youth pastor)

Sunday: Christian Hour, KTCH, 8:45 a.m.; Prayer Warriors, 9; Sunday School, 9:30; Praise and Worship, 10:30.

**EVANGELICAL COVENANT** 802 Winter St. (Ross Erickson, pastor) (Dennis Wood, Minister to Youth) web site: http://www.blomnet. com/church/wakecov e-mail: wakecov @bloomnet.com

Friday-Sunday: Confirmation Retreat. Saturday: Girls Night Out, 6 p.m. Sunday: C.E. Trustee and Deacon Boards, 7 a.m.; Sunday

School, 9:30; Morning Worship, 10 a.m.; Executive Board, 6 p.m.; Youth for Truth, 6. Tuesday: Ladies meet for prayer, 9 a.m.; Video on Local Cable, 10 a.m. and 7 p.m. Wednesday: Confirmation, 4:30 p.m.; Snak Shak, 5:45; Pioneer Club and Junior High, 6:15; Bible Studies, 6:30. Thursday: Men's Bible Study at Tacos & More, 7

4 North, 3 East of Wayne (Willie Bertrand, pastor)

Sunday: Bible Study, 9:15 a.m.; Worship, 10:30 a.m.; Dual Parish meeting, 7:30 p.m. Tuesday: Election Day. Circuit Pastor's Conference at St. Paul in Winside, 9 a.m.; Bible Study at Immanuel, 7:30 p.m.

**PRESBYTERIAN** 216 West 3rd (Susan Banholzer, pastor)

Sunday: Worship, 11 a.m.

ST. JOHN'S LUTHERAN West 7th & Maple

(Rev. Terry L. Buethe, pastor) Sunday: Worship, 9 a.m.; Sunday School and Adult Bible Study, 10:15; Youth Bible Study, 7

SALEM LUTHERAN 411 Winter Street

p.m.

(Jerome Cloninger, pastor) Saturday: Contemporary worship service with Communion, 6:30 p.m. Sunday: Sunday School, 9:30 a.m.; Worship with Communion, 10:30 a.m. Monday: Q2C, 7 p.m. Tuesday: Bible Study, 10 a.m. Wednesday: Confirmation, 4:30 p.m.; Choir, 6:55. Thursday: Video on local Cable, 10 a.m. and 7 p.m.. Saturday: Worship service with Communion, 6:30 p.m.

#### Winside.

ST, PAUL'S LUTHERAN 218 Miner St.

(Pastor Timothy Steckling)

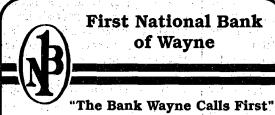
Sunday: Bible Study, 9:15 a.m.; Sunday School and fellowship, 9:30; Worship, 10:30. Wednesday: Bible Study, 7 p.m.; Biblical Greek,

TRINITY LUTHERAN (PMA Glenn Kietzmann)

Sunday: Sunday School, 9:30 a.m.; Coffee Fellowship, 9:30; Service of the Word Worship, 10:30; Youth tie quilts after worship; Wreath orders due. Wednesday: WELCA, 2 p.m.

UNITED METHODIST (Carol Jean Stapleton, pastor) (Parish Assistants - Freeman Walz, CLS and Judy Carlson,

Sunday: Children's Sunday School, 10 a.m.; Worship Service, 11:15 a.m. Wednesday: Pastor in Pierce Office, 1 p.m.; Confirmation class, 4 p.m.; Council meeting, 7:30. Thursday: Pastor at Book Study, Plainview, 1:30 p.m.





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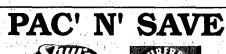
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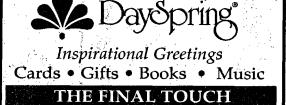


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### Confirmand reunion

The annual reunion of confirmands of Immanuel Lutheran Church of rural Wakefield was held Oct. 10 at the Wayne Senior Center. The ladies who gathered all went to parochial school at and were confirmed at Immanuel Lutheran Church. Those in attendance included, front row, left to right, Gloria Vogle, Eitlein Brudigan, Elaine Valkamp, Delta Vosteen, Erna Sahs and Anita Rasteded. Middle row, Bonnie Nelson, Faye Koch, Alice Roeber, Frances Hiemstra, Bonnie Schreiber, Bernita Sherban and Lois Hall. Back row, Darlene Denbeck, Irma Johnson, Lois Krueger, Bonnadell Koch, Ruth Erwin and Dolores Erwin.

The Fall Harvest Dinner will be held at First United Methodist Church in Wayne on Nov. 5 from 11 a.m. to 2 p.m.

Dinner planned

Fall Harvest

Available will be turkey or ham dinners (there will be delivery and carry out too - call 402-375-2231). Also available will be a Country General Store with crafts and baked goods, Kidz Place where games are held and a Silent Auction.

Please use the north entrance when attending the event.

#### **Senior Center** Calendar\_

Monday, Nov. 6: Morning walking; Pool, 1 p.m.; Cards and quilt-

Tuesday, Nov. 7: Morning walkng; Cards and quilting; Bowling. Wednesday, Nov. 8: Morning walking; Cards and quilting; Pool, 1 p.m.; Tracy's going away reception, 3 p.m.

Thursday, Nov. 9: Morning walking; Quilting; Pitch party, 1:15 to 3 p.m.

Friday, Nov. 10: Morning walking, Pool, cards, quilting, and bingo 1 p.m.; Veteran's Day Program, 3

WINSIDE (Nov. 6-10)

John. Lunch - Macaroni &

Monday: Breakfast - Long

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The Wayne Herald, Thursday, November 2, 2006

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#### **School Lunches**

ALLEN (Nov. 6 - 10) Monday: Breakfast - Cereal & waffle. Lunch - Corn dogs, tater tots, cheesy green beans, cookie.

Tuesday: Breakfast - Cereal & breakfast pizza. Lunch Southwest Macaroni, peas, pears, Jell-O, roll.

Wednesday: Breakfast -Cereal and Long John. Lunch -Chicken nuggets, mashed potatoes & gravy, peaches, roll.

Thursday: Breakfast - Cereal and muffin. Lunch — Pepperoni Lil Bites, green beans, pineapple,

Friday: Breakfast - Cereal and toast. Lunch - Chef salad,

## **CROP Walk** tops \$1500

Those who walked in the Wayne community for the Oct. 8 CROP Walk collected \$1520 for world

Seventy five percent of the money goes to Church World Service to be used for the hungry around the world. Some will be used to dig wells so that better crops can be raised.

Twenty five per cent of the money collected will be used in the Wayne area. Of that total, half will go to the Wayne Association of Ministers and Churches for emergency needs and half to the Wayne

Food Pantry. The Rev. Mary Browne, who helped organize the event, thanks the community for its support of crackers, apples, carrots, celery,

Milk served with breakfast and lunch. Salads served upon request.

Laurel -Concord (Nov. 6-10) Monday: Breakfast - Cereal OR peanut butter on toast. Lunch - Chicken nuggets, lettuce/ dress-

ing, pineapple, bread. Tuesday: Breakfast Breakfast pizza. Lunch — Sloppy Joes on bun, oven fries, baby car-

rots, pears, brownie. Wednesday: Breakfast Sausage wrap. Lunch - Soft shell taco, tater tots, green beans,

oranges, cinnamon bread. Thursday: Breakfast — Donut. Lunch - Hot turkey sandwich, chips, fresh veggies, peaches. Alternate: Chef Salad.

Friday: Breakfast - Egg biscuit. Lunch — Goulash, corn OR lettuce/ dressing, pineapple, bread. Milk, chocolate milk, orange juice Ative available each day

WAKEFIELD (Nov. 6 — 10) Monday: Spaghetti with meat sauce, bread sticks, fresh vegetables, peaches.

Tuesday: Footlongs, baked beans, peanut butter bars, pineap- Keller of Lincoln, a son, Kaden

Wednesday: Beef strognoff, peas, dinner rolls, applesauce. Thursday: Sloppy Joes, tater

tots, cookies, pears.

Friday: Vegetable beef soup,

grilled cheese, fresh fruit. Milk served with each meal. Breakfast served every morning

WAYNE (Nov. 6-10)

Monday: Stromboli, corn, peachor crackers, fruit or juice, dessert

Tuesday: Chicken patty with bun, peas, pears, cookie.

Wednesday: Spaghetti, green beans, French bread, apple crisp. Thursday: Mini corn dogs, carrots, bread sticks with sauce, fruit cocktail, pudding.

Friday: Sub sandwich, lettuce, pineapple, cake. Milk served with each meal.

BILBREY — Cassondra Bilbrey

and Jason Jelinek of Laurel, a son,

Weston Ezra, 7 lbs., 9 oz., 20 1/2

inches, born Oct. 17, 2006.

Grandparents are Denise Barker of

Alliance, Dennis Bilbrey of

Wakefield and Ron and Kristi

Jelinek of Laurel. Great-grandpar-

ents are Glennadine Barker of

Wayne, Donna Lundin of Wakefield

and George and Madeline Vrba of

Pilger. Great-great grandmother is

KELLER - Klinton and Heidi

Christopher, 7 lbs., 15 oz., 20 1/2

welcomed home by a sister,

Kortney, 7. Grandparents are Tim

and Rita Keller and Scott and

Robin Johnson of Wayne. Great-

grandparents are Dorothy Johnson

of Wayne, Vern and Jan Reese of

Stanton, Gaynell Keller of Naper

and Laurence and Gladys Ahlers of

O'Neill.

inches, born Oct. 26, 2006. He is

Ella Field of Wakefield.

Also available daily: chef's salad, roll

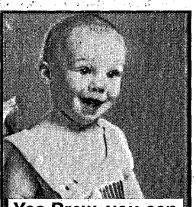
cheese, Lil' Smokies, green beans, peaches, roll. Tuesday: Breakfast - Apple raisin fingers. Lunch

Quesadilla, lettuce, fruit cocktail, Wednesday: Lunch - Chicken strips, fries, broccoli, roll. Thursday: Breakfast

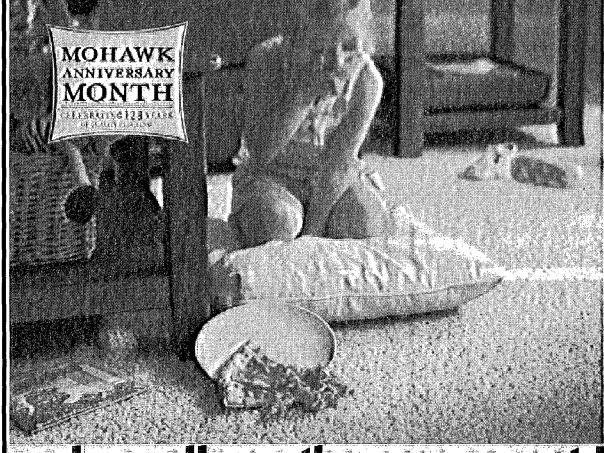
Omelet. Lunch - Spaghetti, garlic toast, lettuce, pears. Friday: Breakfast - Waffle. Lunch - Taco on a bun, Fritos,

California blended vegetables, mandarin oranges.

Yogurt, toast, juice and milk served with breakfast Milk served with each meal. Salad bar available for all grades daily.



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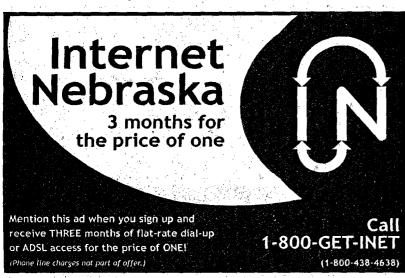
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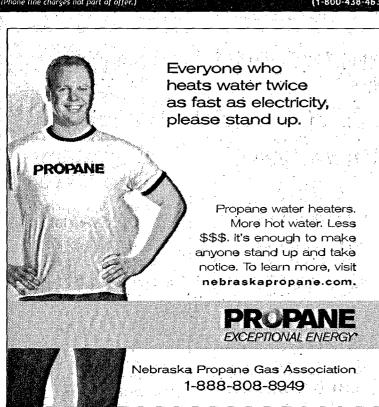


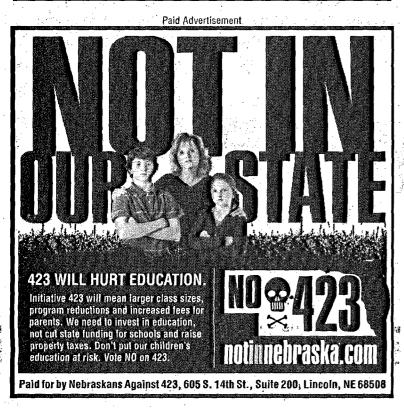
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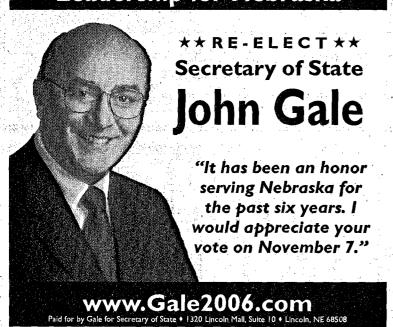
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## UNL Extension employees receive awards

University of Nebraska-Lincoln Extension assistants, educators and specialists were recognized this month for their achievements and contributions with 2006 UNL Extension awards.

in Lancaster County, received the Distinguished Educator award. Ogg's primary duties involve coordinating Lincoln's biosolids program. Since 1992, this program has saved more than \$4 million in landfill tipping fees with more than 250,000 tons of biosolids safely applied to farm land. With a doctorate degree in entomology, Ogg also has taken the extra initiative to fulfill an increasing demand for urban pest management extension education, such as an award-winning head lice video and termite education.

"Market Journal" was honored with the Excellence in Team Programming award. A weekly 30minute TV program on the NET and DISH networks, "Market Journal" provides useful, hands-on information to farmers and ranchers to supplement their educational activities in the ever-changing business and technology environment. Creators Doug Jose, farm management specialist, and Jim Randall, communications specialist-electronic media coordinator, are the nucleus of "Market Journal" as the regular host and producer. Also on the team are Jim Smith, electronic media engineer; Cheryl Griffith, project coordinator; Al Dutcher, state climatologist; Betty Castan, project assistant and Mike Kamm, communications specialist/electronic media. Regular analysts include Darrell Mark, livestock marketing specialist; Al Prosch, Pork Central educator; Paul Burgener, ag economics research analyst; Dave Aiken, water law specialist; Brad Lubben, ag economist and Nebraska ag producers Roy Smith and Mike Briggs, Segments in marketing, risk management and ag policy are regular

features. Keith Glewen, UNL extension educator, received the Chester I. is an innovator of numerous educa-

tional programs, including the Barbara Ogg, extension educator Nebraska Soybean and Feed Grains Profitability Project, UNL Extension Crop Management Diagnostic Clinics, Management Winter Programs, Soybean Management Field Days, Solutions Days, Nebraska No-Till Conference and the Nebraska Soybean and Machinery Expo. In addition to these statewide programs, Glewen also targets the needs of Saunders County residents, providing programming at

both the state and county level. Mary Loftis, extension assistant, 4-H youth development in Burt County, received the Extension Assistant award. In addition to outstanding general leadership and support of a successful and growing youth development program, Loftis also has built an effective school enrichment program in

all school districts in Burt County, County 4-H team in August 2003, annually reaching 300 to 400 students. She has effectively delivered Walters Extra Mile award. Glewen a Medicare educational program and has been particularly active in radon educational programing.

Extension New , Employee awards were presented to Marty Cruickshank, extension assistant in Lancaster County, and Jennifer Rees, assistant extension educator in Clay County.

Rees has developed a balanced education program while establishing her reputation as an expert plant pathologist in south central Nebraska. She is a member of the soybean rust work group in which she presented at 20 winter meetings to nearly 1,200 producers, developed an economics table for producers to use before treating rust and co-authored a UNL Extension NebFact. She also made presentations at several other education programs, including the Women in Ag Conference and the Crop Protection Clinics.

Since joining the Lancaster 2005 heat wave.

Cruickshank has made major impacts in all of the program areas for which she is responsible. These include the horse, poultry, rabbits and 4-H School Enrichment Embryology Cruickshank's leadership has inspired a steady increase in the 4-H horse program to an all-time high of 1,500 entries at the Lancaster County Fair, while her embryology program taught 3,635 children in 165 classrooms.

The Distinguished Specialist award was presented to Terry Mader, beef specialist at UNL's Haskell Agricultural Laboratory. Mader has focused his extension program around his research interests. Recently, Mader has focused on stress response of feedlot cattle to environmental conditions. As a result of his heat stress in feedlot cattle research and extension efforts, it has been estimated that Mader prevented between \$10 and \$27 million in losses during the

## Area patients thanksful for donors

friends, family and neighbors. Without the continuing support of blood donors, patients would not have a chance for another tomorrow. Your next opportunity to 14 from 1 to 6 p.m. at the Grace Lutheran Church.

People live such busy lives and yet taking time to give one unit of blood can make the difference between life and death to a patient in the hospital. It is essential that blood and blood products are available when necessary. Not only for treatment of accident cases, hemophiliacs and cancer patients, but for the use of routine surgeries. These occurrences do not stop or

slow down during the holidays. "We understand that the holiday

With the Thanksgiving holiday season gets busy, however that transfusion. Help make a differquickly approaching, we can be means an increased chance for thankful for many things such as unfortunate accidents that would require blood transfusions, and during the holidays, donations aren't as consistent to be relied on. It is necessary to have the commitment of the donors to ensure that donate in Wayne is Tuesday, Nov. our blood supply is sufficient." said Janette Twait, CEO.

The community blood supply needs over 1500 individuals to donate blood each week with the Siouxland Community Blood Bank to keep up with the needs of the 35 area hospitals in Iowa, Nebraska and South Dakota. The need for blood affects all of us. Nine out of ten of us will need blood some time in our lives, and one out of every ten hospital patients requires a

Cold weather gas

ence in the lives of others by donating today.

To be eligible to donate blood individuals must be at least 17 years of age; however there is no upper age limit as long as the donor is in good health. In addition donors need to weigh over 110 pounds and have not donated whole blood in the past 56 days. A photo I.D. is required at the time of registration.

For more information contact the Siouxland Community Blood Bank or blood drives in your area, call 712-252-4208, 1-800-798-4208 or visit their website at HYPERLINK "http://www.siouxlandbloodbank.or g/" www.siouxlandbloodbank.org

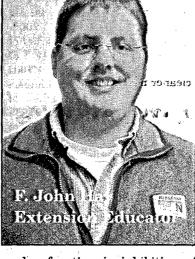
## Roundup Ready weeds?

No, weeds are not quite roundup ready but, some are resistant. Resistance to roundup has been found in many other states. Glyphosate-resistant weeds in the United States include: waterhemp, lambsquarters, giant ragweed, common ragweed, palmer amaranth and marestail (horseweed). In Nebraska, marestail is the only one currently showing resistance.

Understanding resistance is the most important step to controlling resistant marestail. Roundup ready soybeans are genetically modified so they have the ability to tolerate glyphosate herbicide and survive being sprayed. Resistant marestail on the other hand has developed the ability to survive label rates of the glyphosate herbicide. For example the label rate of glyphosate may give you 90+ percent control of non resistant weeds, it would take 3-6 times the label rate to get the same control of resistant weeds. Applications above the label rate are illegal and so control of resistant weeds will have to be done by other pesticide chemistries.

The continuous application of glyphosate year after year to the same fields is the mechanism that led to resistance. Eventually after many years of continuous use, the populations of weeds that did not die from low rates reproduced and over time higher and higher rates were needed to kill resistant weeds. Breaking the cycle is the key to control.

Different herbicides have different chemistries and thus differ in how they kill plants. This is known



mode of action is inhibition of amino acid synthesis causing plant. death. 2,4-D another common herbicide is a plant hormone and causes uncontrolled growth leading to plant death. The herbicide label will have information on mode of action. To combat resistance make sure you use herbicides with differmix together, in rotation, or as soil active herbicides. When you take this approach weed populations will not be able to "get used to" one type of herbicide. Application of herbicide mixes as well as use of soil applied herbicides that use different modes of action will keep resistant weed populations low and keep glyphosate tolerant crops a viable option.

Source: University of Nebraska Weed Science: Steven Knezevic and Alex Martin

John Hay can be reached by phone at 402-329-4821 or by email

which provides an additional 30day grace period for natural gas customers to pay their bills, goes into effect for a five-month period beginning Nov. 1. The Nebraska Public Service Commission's cold weather rule applies only to customers of the state's three privately owned natural gas companies - Aquila, March 31, those companies cannot

Nebraska's cold weather rule,

out allowing an additional 30 days to pay beyond the normal bill date. Commission Chairman Lowell Johnson of North Bend said the aim of the cold weather rule is to bring customers and the companies together to find solutions to payment problems during the season when natural gas bills are the highest and the need for natural gas is the greatest.

shut off service to customers with-

"The Commission urges cusent modes of action either in tank tomers finding it difficult to pay natural gas bills during the winter heating months to contact the company to make arrangements for payment. The cold weather rule is intended to provide an opportunity for customers to work out a payment plan with their natural gas supplier." The commissioner noted that

predictions are for lower natural gas prices than last winter, but that the monthly bill will still be difficult for some customers to pay.

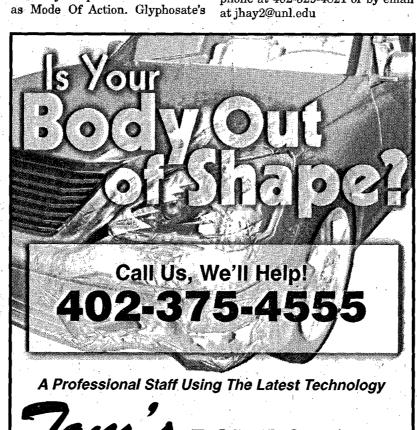
"There are several ways that customers can utilize to minimize the impact of natural gas prices," Johnson said.

rule is in effect He recommended reducing thermostat settings when a home or building is unoccupied, checking gas appliances and space-heating equipment for efficient operation, btaining a home energy audit to identify ways to conserve energy, and participation in a gas company's yearly budget plan to spread

gas costs throughout the year. "Customers can also check fur-Kinder Morgan, and Northwestern nace filters regularly to keep the Energy. From Nov. 1 through air in the home cleaner, conserve water use because water in the home's pipes is colder during the winter and takes longer to heat, improve insulation, install storm windows and doors or attach clear plastic to the inside or outside of windows and screen doors, caulk around windows and door frames, and cover window air conditioners," Johnson said.

"Another important step," Johnson said, "is to check with the natural gas companies or a local public assistance agency for help with natural gas costs. About three-fourths of Nebraska's residents also have 2-1-1 dialing for health and human services referrals, which also can direct callers to appropriate program administrators."

The Commission implemented the cold weather rule when it was given regulatory authority over the state's privately owned natural gas companies by the 2003 Legislature. Some Nebraska communities are served by municipally owned natural gas utilities that are not subject to regulation by the Commission.



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## griculture

### Enjoying watching sports this season

The trees in our neighborhood are a gorgeous mix of red, yellow and orange. We should definitely be called The Tree Planters State. Roger Welsch says in his latest book that of all the contributions Nebraska has made, Arbor Day is the best!

I don't mind orange leaves, but I've had enough of orange football jerseys for a while! In fact, when I arrived at Dorchester last Wednesday afternoon and learned they not only wear orange, but are the Longhorns, I had an awful foreboding. Turns out, I didn't have to

Winside's football coach was a teammate of Jon's and its current players are children of people who were just ahead of our kids in school. Naturally, we follow the team's progress in the good old Wayne Herald, So, when we read that they were in a play-off game just an hour from us, we talked about finally seeing them in action. The weather forecast wasn't promising but it was an afternoon



game, so I took a chance.

I don't know when I enjoyed a football game so much. Keep in mind I've watched a lot of junior high games the past few years. And, NU had just suffered a two point loss to Texas.

The quarterback is speedy, the

center is steady, the line is tough and the backs can scramble. Plus, we have a kicker! You can't ask for anything more. These Longhorns were corralled. Plus, WHS alumni were all over the place. I admit it was cold. I had on extra socks, my faithful red cap and gloves and I always have a blanket in the car. But the company on the bleachers entertained as only mothers of high school players can and laughter keeps you warm, right?

I've not seen the movie Friday Night Lights, but I knew immediately it was about high school football. I didn't know where Dorchester's football field was, but I just looked for the lights, even in the afternoon.

Whatever happens this Wednesday, it's been a good season for the Wildcats.

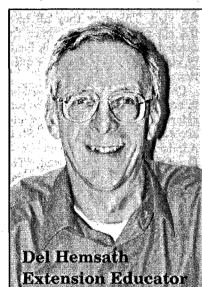
By the way, the Cards finally winning the Series made the week complete. We won't talk about the game in Oklahoma! At least the Husker volleyball team is still

## Musk thistle control during October

Timing is everything for the most effective control of problem weeds and that's particularly true with musk thistle control. October to early November is one of the best times to use herbicides.

Did you have musk thistles this year? If so, walk out into those infected areas this week. With our recent rains, one should find many thistle seedlings. Most musk thistle seedlings this fall will be in a flat, small, rosette growth form, and they are very sensitive now to certain herbicides. Spray this fall and get good control of thistles this fall so they will not be a bigger problem next year. Spraying can be done until the ground freezes as the musk thistle plant will withstand the frost temperatures and still be actively growing.

The herbicides 2,4-D and Ally



both control musk thistle that is growing actively, so they can be used now. As the weather gets cold-

er, add a little Banvel to the 2,4-D for better thistle control. Another herbicide that works fairly well late in the fall before soils freeze is Curtail.

If the temperatures turn cold (less than 50 degrees) and you aren't sure whether your thistle plants will absorb these herbicides, use Tordon 22K because Tordon has a lengthy soil residual that will continue to work even next spring if musk thistle plants currently are dormant due to drought or cold. All these herbicide treatments cost between \$4 and \$9 per acre. Redeem and Transline also work like Tordon, but they're a bit more expensive.

Give some thought now to musk thistle control during October and November. Your pastures can be cleaner next spring.

## Livestock Market Report

The Nebraska Livestock Market had a run of 850 fat cattle at Thursday's sale.

The market was generally \$2 to \$3 higher on all classes.

Strictly choice fed steers, \$87.50 to \$88.50. Good and choice steers, \$87 to \$87.50. Medium and good steers, \$86 to \$87. Standard steers, \$85 to \$86. Strictly choice fed heifers, \$88 to \$88.35. Good and choice heifers, \$87 to \$87.90. Medium and good heifers, \$85.75 to \$86.80. Standard heifers, untest-

Beef cows, \$54 to \$56. Utility cows, \$51 to \$53. Bologna bulls, \$58 to \$62.

The dairy cattle sale was held Saturday at the Nebraska Livestock Market.

The market was lower on the 18 head sold.

Crossbred calves, \$200 to \$300. Holstein calves, \$125 to \$190.

The sheep sale was held Saturday at the Nebraska

Livestock Market. The market was steady on all classes. There were 450 head sold.

Fat lambs -125 to 150 lbs., \$87 to \$89; 100 to 125 lbs., \$80 to \$82. Feeder lambs - 40 to 60 lbs., \$85 to \$90; 60 to 100 lbs., \$80 to

Ewes — Good - \$50 to \$70; medium - \$35 to \$50; slaughter - \$25 to

Feeder pigs were sold Saturday at the Norfolk Livestock Market.



The market was lower on the 35 head sold.

40 to 50 lbs., \$25 to \$35, lower.

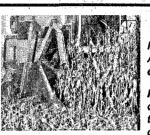
Butcher hog head count at the Nebraska Livestock Market on Saturday totaled 575.

Butchers were \$1 to \$2 higher and sows were lower.

U.S. 1's + 2's, 230 to 260 lbs., \$45 to \$46.35; 2's + 3's, 230 to 260 lbs., \$44.50 to \$45.50; 2's + 3's, 260 to 280 lbs., \$44 to \$45; 2's + 3's, 280 to 300 lbs., \$41 to \$44; 3's + 4's, 300 lbs. +, \$37 to \$41.

Sows - 350 to 500 lbs., \$35 to \$37. 500 to 650 lbs., \$37 to \$40.75. Boars — \$16.50 to \$21





#### A Tribute to Agriculture

If farming were an Olympic Event, the American farmers would bring home the gold every time.

From the livestock producers who put the food on our tables to the cotton producers who put the clothes on our backs, American agriculture doesn't take a back seat to anyone.

We believe in agriculture. We invest in it. If you're in agriculture, we would

"The Bank Where You're Somebody Special" armers & merchants state bank of Wavne 321 MAIN STREET • P.O. BOX 249

#### **HOLIDAY OFFICE SCHEDULE NORTHEAST NEBRASKA** PUBLIC POWER DISTRICT

www.fmsbwayne.com

Our billing office will be closed the following. days to celebrate the Holidays:

> Thanksgiving Holiday, Thursday Nov. 23 & Friday Nov. 24 Christmas Holiday, Friday Dec. 22 & Monday Dec. 25 New Year's Day, Monday Jan. 1

The last penalty free day is the 10th of each month and cut off dates approximately one week later. Drop boxes conveniently located at office locations in Ponca, Osmond, Emerson and Wayne.

All of us at the Northeast Nebraska PPD wish you and yours a Happy Holiday Season.

#### Organic farmer advisory meetings are scheduled for November A series of University of commercial gardeners an opportu-

November near Mead, Clay Center and Concord.

and potential organic farmers and

#### Kids and Critters 4-H Club holds meeting

Kids and Critters met on Oct. 8 at Winside in the Methodist Church basement.

The meeting was called to order and the Pledge of Allegiance and the 4-H Pledge were recited. Roll was taken and the treasurer's Research and Education Building, report was given. Minutes of the last meeting were read and the time for meeting was amended.

program, livestock committee Center. meeting, teen supreme's and a handout for meeting dates were

There was a motion to leave the dues the same as last year. Club goals were set for the new year. Courtney Petzoldt did a presentation on a mammal display, and Brittany Wurdeman did a presentation on her rabbit project. The meeting was adjourned.

The next meeting will be Nov. 5 at 2 p.m. at the Legion Hall in Winside.

Submitted by Morgan Petzoldt, Vice President.

research sites. Farmers can discuss their ideas about potential The meetings will give organic research projects for organic and alternative farming, said Liz Sarno, UNL Extension educator

and organic project coordinator. "We want your input and we want to hear your concerns," Sarno said. "Come and be part of the process of creating a 21st century vision of alternative farming."

Meetings are from 10 a.m.-1 p.m. Dates and locations are:

• Nov. 8, August N. Christenson UNL's Agricultural Research and Development Center near Mead.

• Nov. 15, South Central Announcements for achievement Agricultural Laboratory near Clay

• Nov. 20, Haskell Agricultural Lab near Concord.

Nebraska-Lincoln organic farmer nity to hear about research efforts ings. Call (402) 584-3837 to make meetings will be offered in being made at the university's lunch reservations at the Mead and Concord locations and (402) 762-4403 to make reservations at the Clay Center location. The meeting also will discuss

Adjusted Gross Revenue-Lite crop insurance for organic production, a whole-farm revenue protection plan of insurance. AGR-Lite offers an opportunity to insure that farmraised crops such as organic commodity crops, vegetables, orchards, animals and animal products are eligible for protection.

The university also is working to develop online organic production workshops farmers can view at home or at local extension offices. Farmers are invited to weigh in on what topics should be addressed.

For more information about these meetings, contact Sarno at (402) 584-3856, (402) 326-8777.



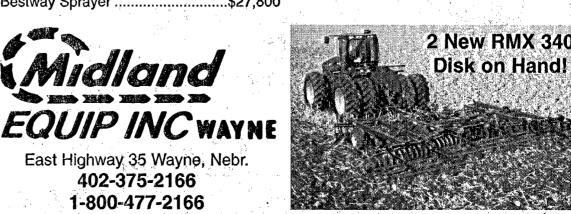
## **RE-ELECT** WAYNE E.

**Nebraska Public Power District Board of Directors** 

- A Proven Leader and Chairman of the Board
- A Voice for Renewable Energy
- A National Advocate for Public Power

Paid for by Re-elect Wayne E. Boyd Committee; 105 E. 22nd Street, South Sloux City, NE 68776; Leonard Gill, Treasurer.

#### TRACTORS New MX210 Tractor w/Duals ......\$92,500 1981 5088 Tractor ......\$15,500 MX200 MFD w/Duals 1650 hrs......\$68,500 1980 3588 2+2 Tractor w/duals......\$13,500 IH 14660 Tractor w/Cab consign .....\$9,000 1967 IH 806 Tractor ......\$6,250 GRASS & HAY EQUIPMENT 2003 CIH SCX 100 M/C 14-ft......\$17,275 2003 SCX100 w/HDX141 Head .....\$10,750 1989 8370 CIH M/C 14-ft. .....\$4,000 1998 4865 New Idea Round Baler ......\$6,500 2004 Hesston Round Baler.....Sharp 2003 RBX 562 Round Baler......\$18,500 1991 8480 CIH Round Baler.....\$4,750 USED WOODS EQUIP. Woods 208 Finish Mower......\$4,000 Woods BB84.....\$2,250 HARVEST EQUIPMENT 2166 CIH Combine Consign......\$60,000 1979 1440 IH Combine .....\$4,000 NO TRADE 2001 1020 30-ft. Flex Platform......\$17,750 2001 1020 30-ft. Flex Platform......\$16,500 1998 2366 CIH Combine.....\$77,500 1998 1020 30-ft. Flex Platform 1997 2188 CIH Combine.....\$79,500 w/air reel.....\$18,500 1997 2188 CIH Combine w/AFX .... \$81,500 John Deere 843 corn head.....\$7,500 863 IH Corn Head ......\$4,250 OTHER EQUIPMENT 250 Gal. Saddle Tanks ......\$400 F11 Farmhand loader .....\$2,250 5400 20 ft. Soybean Special......\$11,250 CIH 900 12 Row Vert Fold Plant ..... \$9,250 w/Yetter Cart Early Riser Mon. Landoll snow thrower.....\$1,250 Bestway Sprayer .....\$27,800 2 New RMX 340 Midland



CASEII

#### Winside News.

Dana Bargstadt 402-286-4316

#### LIBRARY

The reading program PUMP-KINS APLENTY concluded Oct. 28. The BALLOON MAN, Darold Rasmussen, from Plainview enter-

tained the children with his balloon Halloween. All the children creations. He made a ribbon of red, white and blue balloons, animals, hats, swords, hearts and more. The kids helped color in faces on balloon ghosts and pumpkins.

Several children dressed up for

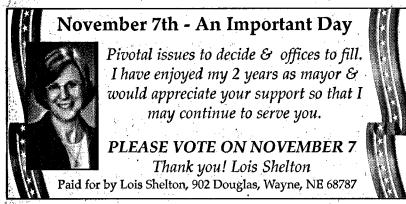
received a prize. Emily Kai won the raffle drawing for the stuffed bear dressed up as a witch and Cody Turpitt won a painted pump-

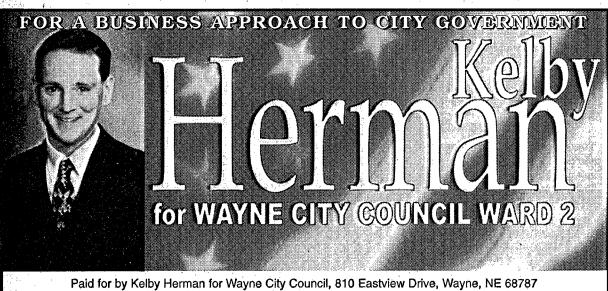
#### BARBEQUE

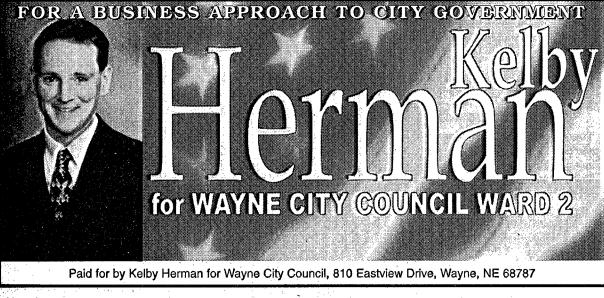
The Winside Fire Department will be putting on its annual BBQ Sunday, Nov. 5 from 10:30 a.m. to 1:30 p.m. Donations will be used to purchase new equipment and vehicles for the fire department. VETERANS DAY PROGRAM

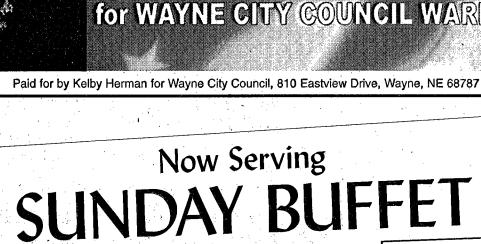
The Winside School will have a Veterans Day Program in the elementary multi-purpose room on Friday, Nov. 10. The public is invited to join the K-12 students in the remembrance of our Veterans of the Armed Forces.

ROAST BEEF DINNER









We will be serving: Breakfast Buffet 9:30 to 11:00 a.m. Lunch Buffet 11:00 a.m. to 2:00 p.m.

Welcome Home 189th!



1010 Main St. Emerson, NE (402)-695-0180

Owned and Operated By The Winnebago Tribe of Nebraska No one under 21 allowed in Casino



**Maxine Moul** 

Paid for and authorized by

Maxine Moul for Congress.

Nebraska Experience.

## Nebraska Common Sense.

- Grew up on an Oakland, Nebraska farm
- Newspaper publisher and small business owner in Syracuse, Nebraska
- **■** Lt. Governor and Director of Economic Development with Governor Ben Nelson
- Led Nebraska's first Rural Development Commission
- President of the Nebraska Community Foundation

**Put Nebraska Families First. Vote for Maxine Moul for Congress.** 





The Balloon Man (Darold Rasmussen) from Plainview poses with kids at the Lied Winside Public Library with some of his creations.

Roast Beef Dinner Sunday, Nov. 12 from 11 a.m. to 1:30 p.m. at the Winside Auditorium. Worship ser- drink and dessert bar. vices will be at the Auditorium at

Church is having their annual The menu will include roast beef, mashed potatoes and gravy, green beans, coleslaw, roll and butter,

Donations for adult dinners will

The Winside United Methodist 9:30 a.m. with no Sunday school. be \$7.50 and children 10 and under will be \$4. Carry-outs will be available as well as delivery in Winside. Please call 286-9010 or 286-4804 to make arrangements.

#### Campus visit crucial when selecting a college

have attended a different university if he had not visited Wayne State College and learned that freshmen students were able to work on their own research projects immediately. For Jacobsen, research was one of the key points when choosing a col-

"During my visit, I found out I could start right away in the lab working on my own project idea and interacting with other researchers. Within a week of graduating from high school, I was doing just that at Wayne State College," said Jacobsen, a senior majoring in biology, chemistry and computer science.

Peru State College Admission Director Micki Willis said, "The campus visit is the single most important part of the college search process. You can only learn so much from brochures and videos. Once students spend time on campus, they will know if they can see themselves as a student at that

A 2004 research study conducted by Carnegie Communications for the Nebraska State College System indicated that parents were the number one group that influences students when making the college decision. The second was friends followed by teachers and guidance counselors.

"We encourage students to bring their parents or friends along for

#### **Senior Center** Congregate Meal Menu.

(Week of Nov. 6-10) Meals served daily at noon For reservations, call 375-1460 Each meal served with bread, 2% milk and coffee

Monday: Pork chops, au gratin potatoes, mixed vegetables, pears, wheat germ cookie.

Tuesday: Meatloaf, hash brown casserole, spinach & sauce, Pink Bavarian salad, Royal Anne cher-

Wednesday: Country baked steak, baked potato, asparagus, Thursday: Scalloped potatoes &

ham, broccoli, top hat salad, rye bread, mooncake. Friday: Oven fried chicken,

mashed potatoes & gravy, green beans, beet pickle, applesauce

the opportunity to experience the campus atmosphere and ask faculty, staff and current students' questions," Willis said.

Chadron State College, located in northwest Nebraska, can be considered remote by some people, according to Chadron State Admissions Director Tena Cook. For this reason, Cook said, "The campus visit is particularly crucial. A student or their family members may have certain feelings toward a college prior to the visit based on outside influences or experiences. During a personal visit, they are able to make decisions based on first-hand experience."

Cook added that a campus visit

Michael Jacobsen of Laurel may the visit. This way they all have to be a part of the college atmosphere for a short time. Sometimes it only takes one small occurrence to make a college become the place they want to attend.

> "One time I gave a personal tour to a student the day before Thanksgiving. Her family was in town for the holiday and couldn't make it back another time to tour. She later attended Chadron State and told me she always remembered that Wednesday tour I gave her family," Cook said.

Willis added, "Treat discovering the right college like shopping for the perfect car. Make sure to do your research, quiz the sales people, and take a test drive. Without visiting a college, students may end provides the student with a chance up choosing the wrong college."

#### Honey Sunday slated for Nov. 12

eral local communities will participate on Sunday, Nov. 5.

Proceeds from Honey Sunday assist The Arc of Norfolk in its work for and with children and adults with developmental disabilities and their families.

"Our goal is to raise funds by distributing 2,000 bottles of honey in the Norfolk area," said Honey Chairperson Sunday Markhofer.

Arc members and friends are working to sell honey in the communities of Wayne, Randolph, Pierce, Stanton, Osmond, Plainview, Madison, Meadow Grove and Battle Creek. A number of community groups are participating in the event, including area church youth groups, student organizations and service organizations.

The Honey Sunday project is a fundraising project of The Arc of Nebraska and has been in operation in locations across Nebraska for more than 40 years. It's a fundraiser that local Arc chapters raise the money for their local budgets; honey distributed in this area benefits the programs and services of The Arc of Norfolk.

Honeybees offer a parallel to the work of The Arc of Norfolk. A honeybee may spend an entire lifetime to produce one and a half teaspoons

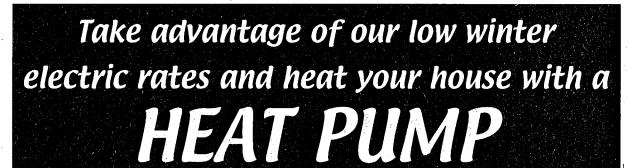
Local volunteers are expected to of honey. It takes many, many bees participate in the distribution of working together to produce honey. honey for Honey Sunday in Norfolk In the same way, it takes many, on Sunday, Nov. 12. The Arc of many parents, siblings and friends Norfolk is organizing the door-to- working together to effect signifidoor campaign in Norfolk and sev- cant change and improve the lives of children and adults who experience mental retardation and other developmental disabilities.

The services of The Arc of Norfolk are essential to Norfolk because The Arc has long been a leader in the establishment of community-based services for children and adults with developmental disabilities. Nebraska is home to an estimated 47,000 people with developmental disabilities. The Arc's role as an advocacy organization has been successful in ensuring a higher quality of life for many Nebraskans who experience developmental disabilities.

Persons interested in volunteering for Honey Sunday are encouraged to contact The Arc of Norfolk at 379-1160 or Ruth Markhofer at 371-4162. The Arc of Norfolk is a United Way Agency, advocating for the rights of citizens with developmental disabilities and their fami-

#### Sperry receives Tyson scholarship

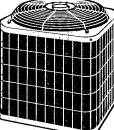
Kyle Sperry was recently awarded a four-year Tyson Scholarship. He will attend Wayne State College in January with a major in criminal justice or business management. He is the son of Butch and Cindy Sperry of Allen.

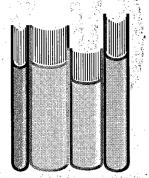


A Heat Pump in your home cools in the summer and heats in the winter

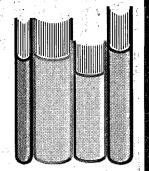
CITY OF WAYNE ELECTRIC HEAT INCENTIVE PROGRAM

Call Gene Hansen at 375-2866 or your local dealer





## Wayne Community Schools and First National Bank of Wayne



Partners in Education

We at First National Bank of Wayne care about the future of Wayne Community Schools. To do our part, we are going to donate \$1.00 each quarter for every student in Grades 7-12 who make the Honor Roll during the 2006-2007 school year. At the end of the year, the money earned will be used toward the purchase of materials to enrich the academic program at their schools. Below are the names of the students making the First quarter Honor Roll!!

## WAYNE SENIOR HIGH SCHOOL STU

#### <u>FRESHMEN</u>

Rebecca Agler Jordan Alexander Alex Arneson Marcus Baier Tory Booth Lauryn Braun Blake Brenner Riley Brodersen Jessica Calhoon Josh Calhoon 🗀 Laura Christensen Kelsey Denklau Carly Fehringer Josh Doorlag Jorge Dunklau Bayli Ellis Cory Foote Kelly Gentrup Kayla Grone Erin Hausmann Riley Hoffart Shannon Jarvi Collin Jeffries Victoria Junck

Levi Kenny\*

Jared Klassen

Levi Kenny\*

Katie Kietzmann

Amanda Kudrna Kristin Liska Aaron Luschen Halsey Lutt Taylor Martin

Ashley Moeller Tess Moser Geoff Nelson Anna Osten Logan Owens Karley Pilger Derek Poutre Travis Ritze Amanda Schmale Ashley Soden Courtney Steenken Katie Stoltenberg Ashley Sukup Lisa Temme Alayna Theobald Zach Wacker Andrew Wurdeman Jennifer Zink\*

#### SOPHOMORES

Anthony Ahlman Michaela Belt Beverly Bernhagen

Kimberly Bouck **Zachary Braun** Liz Brummond Morgan Campbell Juan Casillas Lindsey Costa Marco Curzum de 1956 Andi Diediker Michael Denklau Trent Doescher

Alesha Finkey Genelle Gardner Michelle Hammei Leslie Hintz Kayli Holt Brittany Jackson Amanda Jareske Mikey Kay Calyn Krantz Zach Long Sarah Monahan John Murray Megan Nissen Jason Olnes Ryan Pieper

DJ Dunklau\*

Meg Pierson Nicole Rauner

Ambre Ruzicka

Lucy Padilla

Nathan Sieler Holly Smith McKenzie Sommerfield Kalie Sprouls Jacob Triggs

Cori Volk Andrea Wert\* Anna West Nicole White Joseph Whitt Drew Workman Danielle Wurdeman

Micah Agler Renae Allemann Austin Baker Justine Carroll Eric Carstens Kaitlyn Centrone Katie Claussen Staci Daum **Brett Dorcey** Samantha Dunklau Ayla Ebbeka Heidi Garvin Tina Glassmeyer Caitlin Gustafson Cory Harm Jesse Hill

Maddie Jager\* Michelle Jarvi\* Shawn Jenkins<sup>\*</sup> Kendall Jones Shaun Kardell Abigail Kenny

Jessica Kranz\* Ashley Kudrna Sam Kurpgeweit Megan Loberg Elisabeth Lofgren Jordan McDonald Araelle Miller Maddy Moser Olivia Orwig

Sheldon Onderstal Andrea Pieper Matt Poehlman Taylor Racely Faye Roeber Reggie Ruhl\* Lucas Ruwe Christopher Sherry William H. Smith\* McKenzie Stauffer Max Stednitz Kendall Stewart

**Brooke Stowater** 

Ashley J. Svenson

Lesli Sturm

Vanessa Topete Erin Zink\*

#### **SENIORS**

Angie Ahrenholtz Phillip M. Anderson Corissa Arickx Katelyn Aschoff Leslie Backstrom Elizabeth Baier Sadey Bessmer Erin Bird Anna Bondhus Lucritia Bouck Jason Carollo Shannon Connolly\* Samantha Denklau Jordyn Doescher Adam Done' Josh Fink Nate Finkey Sarah Frerichs Kel Gahagan Luke Gentrup Kara Hoeman **Brooke Jones** Megan Kardell\* Stephanie Kay Nick Klassen Alex Knezevic Amber Lutt

Jacob Nissen Emilie Osten\* Kasey Otte Stephanie Owens \* Jon Pieper\* Benjamin Poutre Megan Powell\* Adam Reinert Regan Ruhl\* Tim Schaefer Kourtney Schmale\* Matthew Sharer Autumn Simonsen Nathan Summerfield\* Tymarie Tyrrell Brendan Vander Weil Tonya Wical Spencer Witt\* Crystal Woldt Aubrey Workman Max Wyrick Jason Youngmeyer\*

Taylor Nelson

Amanda Nevala

The \* indicates a 4.0 average for the semester.

#### **WAYNE 7TH & 8TH GRADE MIDDLE SCHOOL STUDENTS**

#### EIGHTH GRADERS

Joel Allemann Justin Anderson David Arickx Jamie Belt **Ernest Bratcher** Ben Bruflat Ryan Burbach Emma Carstens Vanessa Christensen Daniel Claussen Keegan Dorcey Kenndra Dunker, Jessica Farmer

Lindsi Frahm Rachel Gilliland Taylor Harris Alex Hausmann Jessica Henderson Drew Hix Joshua Hurlbert Rebecca Jaixen Parker Janke Derek Jareske Patrick Kielty **Drew Loberg** Andrew Long Rachel Maxson

Riley McManus Seth Onderstal Alex Onnen JoAnn Parker Jillian Pierson Kara Potter Jacob Pulfer Zachary Rasmussen Dominic Reinke Elisa Robinson Mashayla Ruzicka Erica Sebade Daniel (Donny) Sotelo

**Taylor Stowater** 

Zach Thomsen Jason Trautman Garett Vawser Ian Webster Nicole Wehrer Brittany Wurdeman Jacob Zeiss

#### SEVENTH GRADERS

Laura Anderson Jordan Backer Megan Bessmer

Taylor Burke Corey Doorlag Joey Dunklau Marissa Fallesen Christopher Gardner Cassie Harm Katie Hoskins Sawyer Jager Tia Jech Quentin Jorgensen Felicia Keiser Rita Kendi Colin Loberg

Brooke Marotz

Katelyn Matthes Hannah McCorkindale Cassy Miller Nicholas Monahan Max Morris **Emily Nelson Brittney Peterson** Jenna Pieper Katlin Potter Andrew Pulfer Alexis Reinert **Burgandy Roberts** Austin Schmale Tanner Schopke

Elle Schram Natalie Sieler Tony Sinniger Megan Stalling Luke Trenhaile Tyler Tyrell Marisa Vawser Megan Wherley Kori Witt

Brian Zach

Adriana Zavala

Janete Zavala



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## **ACADEMIC TOTE** BOARD

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## LLOTS - VOTE TUESDAY, NOV. 7

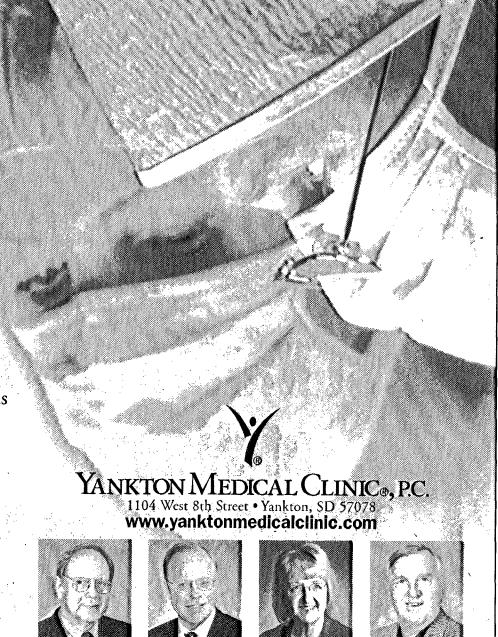
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WAYNE COUNTY	B STATE OF NEBRASKA	c
INSTRUCTIONS TO VOTERS:		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
COMPLETELY BLACKEN THE OVAL ( ).	STATE TICKET	COUNTY TICKET
2. Use only the marking device provided.	For State Treasurer	For County Attorney Vote for ONE
3. For a WRITE-IN, write in the name on the line provided and	Vote for ONE	Vote for ONE
blacken the oval completely. 4. DO NOT CROSS OUT OR	PERUPUANA	
ERASE. If you spoil your ballot.	Shane Osborn REPUBLICAN	Michael E. Pieper REPUBLICAN
exchange the ballot for a new one.	John H. Gathings NEBRASKA	0
5. DO NOT FOLD THE BALLOT.		For County Surveyor
SENATORIAL TICKET		Vote for ONE
SENATORIAL HORE	For Auditor of Public Accounts  Vote for ONE	
For United States Senator  Vote for ONE		Terry L. Schulz DEMOCRAT
Pete Ricketts REPUBLICAN	Mike Foley REPUBLICAN	6 4 4 4 6 7
Ben Nelson DEMOCRAT	C Kate Witek DEMOCRAT	For County Assessor
		Vote for ONE
	Kelly Renee Rosberg NEBRASKA	
CONGRESSIONAL TICKET	Steve Larrick GREEN	Joyce Reeg REPUBLICAN
For Representative in Congress		
District One Vote for ONE		
	For Attorney General  Vote for ONE	For County Commissioner District One
Jeff Fortenberry REPUBLICAN		Vote for ONE
Maxine B. Moul DEMOCRAT	Jon Bruning REPUBLICAN	Kelvin Wurdeman REPUBLICAN
STATE TICKET	COUNTY TICKET	For County Commissioner District Three
For Governor and Lieutenant Governor	For County Clerk	Vote for ONE∙
Vote for ONE  Dave Heineman	Vote for ONE	James Rabe REPUBLICAN
Governor REPUBLICAN		Outries riass
Lt. Governor	O Debra Finn REPUBLICAN	Jeffrey S, Farran DEMOCRAT
O David Hahn Governor		
Sieve Loschen Lt. Governor	For Clerk of the District Court	NONPARTISAN TICKET
Barry Richards	Vote for ONE	
Governor Terry Richards  NEBRASKA	The Entry of all Art	For Member of the Board of Regents University of Nebraska
Lt, Governor	Debra K. Allemann-Dannelly REPUBLICAN	District Three SIX Year Term
Mort Sullivan	Onar Spahr	Vote for ONE
Governor Ron Kellogg	DEMOCRAT	Church Hannahanah
L1. Governor		Chuck Hassebrook
	For County Treasurer Vote for ONE	
Governor due la value de		For Judge of the Nebraska Workers'
Lt. Governor	Karen McDonald REPUBLICAN	Compensation Court
Ear Constant of Olsto		Shall Judge James Michael Fitzgerald be retained in office?
For Secretary of State  Vote for ONE		
	For County Sheriff Vole for ONE	C Yes
John A. Gale REPUBLICAN	3.50	○ No
Jay C. Stoddard DEMOCRAT	LeRoy W. Janssen REPUBLICAN	
	Lorioy IV. Dalisacii	
Ooug Paterson GREEN		
		VOTE BOTH SIDES
		TOTA BOTTI OIDEO

WAYNE COUNTY	STATE OF NEBRASKA	F 3 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
NONPARTISAN TICKET	NONPARTISAN TICKET	NONPARTISAN TICKET	
For Member of the Board of Education School District 17 Wayne Vote for up to THREE	For Member of the Board of Education School District 54 Laurel Vote for up to THREE	For Member of the Board of Edu School District 95R Winsid Vote for up to THREE	
Carolyn V. Linster	Tim Bearnes	Steven Jorgensen	
Mark Evelovich Jr.	Jim Erwin	Scott D. Watters	
Jeryl Nelson	John Wolfgram	John Thies	
O	0	C Laurie Lienemann	
	0	Oana Bargstadt	
For Member of the Board of Education School District 30 Wisner-Pilger Vote for up to THREE	Laurel-Concord School District 54 Tax Override		
Chad Dixon	A petition has been filed to rescind the Laurel-Concord School District, Number 54 Tax	For Wayne City	
Cliff Schilling	Override. The School District approved an excess levy for	Council Ward 1 Vote for ONE	
Ooug Liermann	fifteen cents per one hundred dollars of valuation for a total levy of one dollar and twenty cents per	Verdel Lutt	
David Raabe	one hundred dollars of taxable real estate value for a term of three years. This passed in a	0, 12	
Oaryle E. Urwiler	public vote, which this petition is intending to rescind.	For Wayne City Council Ward 2	
Terry Wolverton	By voting YES you are agreeing that the excess levy of fifteen	Vote for ONE	
0	cents per hundred dollars of valuation would be rescinded, or in other words, the total levy	Kelby R. Herman  Dale Alexander	
0	would be one dollar and five cents (\$1.05) per one hundred dollars of taxable real estate value.	O PAIS AIGNAITION	
For Member of the Board of Education School District 45 Randolph Vote for up to THREE	A NO vote means you do not agree to rescind the school districts tax override and the excess levy of fifteen cents per	For Wayne City Council Ward 3 Vote for ONE	
Oan Backer	one hundred dollars of valuation would stand. The total levy of one dollar and twenty cents (\$1.20)	C Kathryn Ley	
Paul Schmit	per one hundred dollars of Taxable value for a term of three	0	
Barb J. Rohde	years then applies.  Yes rescind the override	For Wayne City Council Ward 4 Vote for ONE	
0	No do not rescind the override	Patty Wieland	
0		Kenneth Chamberlain	
or Member of the Board of Education	For Member of the Board of Education School District 560 Wakefield		
School District 45 Randolph 2 Year Term Vote for up to TWO	Vole for up to THREE  Lisa Lunz	For Mayor of the City of Wayne	
Timothy W. Kint	Renee Bartels		
Michael L.H. Strathman	O Doug Christensen	Cois M. Shelton	
0	.0	Anthony Lawrence	
O. 4 <u> </u>	0		
	0	Paragonia de la compansión	
		VOTE BOTH SIDES	

## Precision. Expertise. Dedication.

The newly constructed Ambulatory Surgery Center serves patients from throughout the region each year who entrust us with their care. Our patients are grateful for the opportunity to have their surgical care in a facility where their physicians are close by - monitoring post surgery care. Our dedicated staff and exceptional surgeons place your surgical care as their highest priority every day. We're pleased to provide so much surgical expertise, so close to home.

> **General Surgery: 605-664-2742 Ambulatory Surgery Center: 605-665-7811**









Mary Milroy, M.D., FACS,



John Sternquist, M.D., FACS,

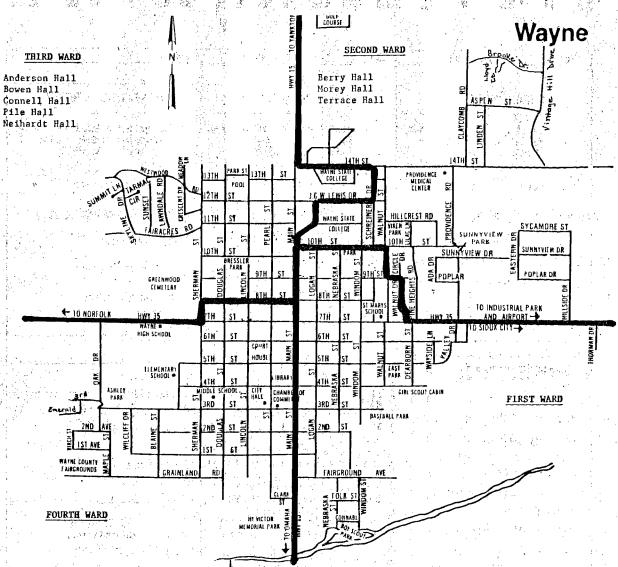
Please be advised these are sample ballots and because the law requires rotation of the candidate's names, the chronological order as listed may be different in your ward/precinct.

Amendments will be published by the Secretary of State once each week for three consecutive weeks preceding the election. The publication will be a true copy of the title and text of each measure to be submitted.

#### Free Estimates THE GUTTER **CREW**

Seamless Gutters & Downspouts 28 Years of Experience Art Sehi (402)776-2563 Steve Cornett (402)776-2646 PO Box 27 Oakdale, NE 68761 (402)776-2600 • 1-800-867-7492

## SAMPLE BALLOTS - VOTE TUESDAY, NOV. 7



#### **Instructions to Voters**

- 1. To vote you must mark (blacken) the oval opposite the candidate or issue you wish to vote
- 2. Use only the pencil provided
- Do not cross out, if you change your mind exchange you ballot for a new one.
- To vote for a person whose name is not on the ballot, write that persons name in full on the write-in line under the proper office and blacken the oval or square opposite the line.
- Be sure to check to see if you need to vote both sides of the ballot.
- After voting, place your ballots in the ballot sleeve, so only the judge's initials show.
- 7. Hand your ballot sleeve to the judge for them to deposit in the ballot box.

#### WAYNE COUNTY POLLING LOCATIONS

General Election - November 7, 2006 Polls are open from 8:00 a.m. to 8:00 p.m.

**First Ward** 

**Villa Wayne Community Room** 409 Dearborn, Wayne

**Second Ward** 

Wayne Fire Hall

510 Tomar Ave, Wayne

Third Ward

Wayne Community Activity Center (West of High School), Wayne

**Fourth Ward** 

Our Savior Lutheran Church Fellowship Hall

421 Pearl, Wayne

**Brenna/Plum Creek/Hunter** 

First Presbyterian Church Fellowship Hall

216 W 3rd, Wayne

Chapin/Hancock/Winside

Winside Legion Hall

Deer Creek/Sherman

Carroll Village Auditorium

Hoskins/Garfield

**Hoskins Community Center** 

Logan/Leslie

Educational Service Unit #1 211 E 10th, Wakefield

Strahan/Wilbur

Wayne Community Activity Center (West of High School), Wayne

NONPARTISAN TICKET	NONPARTISAN TICKET	NONPARTISAN TICKET
For Judge of the District Court District Seven	For Director Lower Elkhorn Natural Resources District	For Member of the Wayne County Noxious Weed Control Board
Shall Judge Robert B. Ensz be retained	Subdistrict One Vote for ONE	Urban Position Vote for up to TWO
in office?	William J. Meyer	C Lester Menke
Yes	For Director Lower Elkhorn Natural Resources District	O Don Pippilt
No	Subdistrict Five Vote for ONE	For Member of the Board of Education School District 1 Pender
For Judge of the County Court District Seven	Garry A. Anderson	Vote for up to THREE
Shall Judge Richard W. Krepela be retained in office?	For Director Lower Elkhorn Natural Resources District	J. J. Maise
retailed in Office?	At Large Vote for ONE	O Dan Wichman
○ Yes	Jean L'utt	Matt Peters
O No	Joel Hansen	Ron Williams
For Member of the Board of Governors Northeast Community College District One	For Director Nebraska Public Power District Subdivision Eleven	
Vote for ONE	SIX Year Term Vole for ONE	
On Oelsligle	Wayne E. Boyd	For Member of the Board of Education
		School District 2 Pierce  Vote for up to THREE
For Member of Educational Service Unit No. 1 At Large	For Director Northeast Nebraska Public	
Vole for up to FOUR	Power District Subdivision Two	
Rich Higgins	SIX Year Term Vote for up to TWO	
Daryl J. Wilcox	Consid B Lavor	
Rodney V. Garwood  Linda S. Steele	Donald R. Larsen  Tom Gustalson	Gerry Picek  Kent Hanlin
Wayne G. Goeden		
For Member of Educational Service Unit	For Director Northeast Nebraska Public Power District	Sleven Ussery
No. 2 At Large	Subdivision Three SIX Year Term Vote for up to TWO	
Vote for up to FOUR  Vern Gibson		
Pionald O. Briggs	O Dan Ganseborn	For Member of the Board of Education
John Beilke	Oan Loberg	School District 2 Norfolk Vote for up to THREE
Harlan Schrieber	For Director Cuming County Public Power District	Paul M. Cazabon
For Member of Educational Service Unit	Subdivision 1  Vole for ONE	Julee M. Pfeil
No. 8 At Large	Oennis Weiler	Bradley J. Krivohlavek
Bruce Hild	For Director Stanton County Public Power	
Connie Kaup	District At Large Vote for up to TWO	0
Jack L. Prater	Oale Barth	0
Glen W. Leffers	James Scherer	
Glen Morgan		
		VOTE BOTH SIDES
2	E Typ:01 Seq:0001 Spl:01	F 01 01
WAYNE COUNTY	E STATE OF NEBRASKA	F
NONPARTISAN TICKET	NONPARTISAN TICKET	NONPARTISAN TICKET
For Wayne Municipal Airport Authority YOTE FOR UP TO TWO	For Member of the Board of Trustees Village of Carroll Vote for up to TWO	For Member of the Board of Trustees Village of Sholes Vote for up to TWO
Logan McClelland		On Bauer
Rod Tompkins	Mark Tietz	DOILDAME
Carl Rump	Kirby Hall  Marlee Burbach	0
	Marice Durbacti	For Member of the Board of Trustees
	0	Village of Winside Vote for up to THREE
5 - March and Ale Welsefield City Council	For Member of the Board of Trustees	O Dean Mann
For Member of the Wakefield City Council Ward 2 Vote for ONE	Village of Hoskins Vote for up to THREE	
Mike Loofe	James A. Miller	0
Wilke Louie	Debbi <b>e</b> Stueckrath	
For Mayor of the City of Wakefield		
Vote for ONE		
Jim Lehmkuhl	0	n day day a da
Tom Henderson		
The state of the s		8.0
· 医自己性神经 经代金银行		
Land One of the world	- ATTENTION -	<b>受发现的</b>
Please he advised	these are sample ballots and b	ecause the law requires
rotation of the candida	ite's names, the chronological o	rder as listed may be
different in your ward/		
	be published by the Secretary of weeks preceeding the election.	

a true copy of the title and text of each measure to be submitted.

To place your ad call: Jan at 402-375-2600 or 1-800-672-3418 • Fax: 375-1888 DEADLINES: Line Ads Tuesdays at Noon • Display Ads Monday 5:00 p.m.

Rate Schedule: 5 LINES, \$12.00 • \$1.25 EACH ADDITIONAL LINE • This is a Combination Rate with The Morning Shopper

Ads must be prepaid unless you have pre-approved credit. Cash, personal checks, money orders, VISA, or MasterCard are welcome. Call: 402-375-2600, Fax: 402-375-1888, or Visit Our Office: 114 Main Street, Wayne, NE.

POLICIES -- •We ask that you check your ad after its first insertion for mistakes. The Wayne Herald is not responsible for more than ONE incorrect insertion or omission on any ad ordered for more than one insertion. •Requests for corrections should be made within 24 hours of the first publication. •The publisher reserves the right to edit, reject or properly classify any copy.

VISA

#### HELP WANTED

#### **LOGAN VALLEY PRODUCTS**

Manufacturer of stock tanks and fabricated metal products is seeking production-oriented people willing to learn from skilled and veteran personnel. We are hiring to increase our workforce and will train motivated individuals.

Logan Valley Products is under new ownership, call Lawrence Reynoldson for an appointment or visit our plant at any time Monday through Friday. Come join our team.

> **Logan Valley Products** West Industrial Road • Pender, NE 402-385-3011 • loganvalleysales.net

#### **EMPLOYMENT WORKS, INC.**

has a part-time Skills Training Specialist position available in the Wayne/Laurel area. Must be willing to work a variety of hours including some early mornings and some weekends. This position involves providing supports to people with disabilities while learning employment and independent living skills and transporting them to various activities. Wage begins at \$8.25 an hour. We conduct background checks and drug testing. Must have strong references, good communication skills, a high school diploma or GED, be over 18, have a valid driver's license, registration and insurance. Please call Jodi or Valerie for more information at (402) 371-1011.

Social Services Director. Full-time, Hillcrest Care Center and Assisted Living, an Eden Alternative facility with 41 skilled beds and 10 units Assisted Living, is looking for an enthusiastic and committed individual to supervise, coordinate and lead the Social Services Office. The ideal candidate for the position will possess the following qualifications: Must relate positively to the elders and their families. Must work cooperatively with others. Relevant Social Service experience preferred. Must be able to operate a personal computer.

Apply or send resume to Hillcrest Care Center & Assisted Living, C/O Kelsie Ryan, 702 Cedar Ave.

Laurel, NE 68745. EOE

#### WE NEED YOUR EXPERTISE!

RN, Interested in a supervisory position with Administrative duties, with good benefits and above average wage scale. Interested parties should apply to Terry Hoffman, Administrator or Rose Wenstrand, DON at the

#### WAKEFIELD HEALTH CARE CENTER

Full or Part Time CNA or CMA

Positions Available for Evening

Fill out an application at:

and Night Shifts.

Wisner Care Center

Wisner, NE 68791

(402) 529-3286

1105 9th St.

306 Ash Street, Wakefield, NE 68784 · (402) 287-2244

#### fill a sales representative position at our 2 radio stations in Wayne, Nebraska. The right person will have an outgoing personality and the desire to help businesses achieve their goals. Flexible hours and great for someone with school kids. Send your resume to KTCH, POB 413, Wayne, Nebraska 68787.

KTCH is looking for an individual to

Or ktch@ktch.com or stop at our studios located two miles west of Wayne and pick up an application.

## **POSITION OPEN: YARD PERSON**

Must have good driving record and current license. Must be able to life 50 lbs. repeatedly. Must be able to identify basic construction materials. Organizational and communication skills and a team player! Send resume to: Carhart Lumber Co. 

Wayne, NE 68787 LUMBER CO: Attn: Shane O'Connor, Manager

#### **ASSISTANT MANAGER**

Casey's General Stores has a full-time evening Assistant Manager position available. Previous customer service and supervisory experience helpful, but not required. Paid training provided. Casey's offers competitive wage and benefit package, which includes: Medical/Dental Insurance, company paid Life Insurance, Stock Purchase Plan., 401(k), vacation, and sick leave. Join a progressive company that offers many opportunities!



Casey's General Store 407 E. 7th Street Wayne, NE 68787 www.caseys.com EOE

#### **JOB FAIR**

Rudy Salem Staffing is looking for highly motivated applicants to fill immediate openings in the Norfolk area.

We are holding a Job Fair at the Norfolk Workforce Development Office, 105 E. Norfolk Ave on Wednesday November 1, 2006 from 9:00am to 3:00pm.

Looking to fill Production, Welding, Warehouse, Order Pickers, Steel Production and Many More Full and Part Time Positions. Come prepared to complete a company application and for an interview.



Your doorway to opportunity.sm 105 E. NORFOLK AVE., ST 100

NORFOLK, NE 402-379-4050

#### **OPENING** BOOKKEEPING **POSITION**

28-32 hour/week

Pickup application or submit resume and references to Zach Oil/Propane 310 So. Main Street

DRIVERS: OTR, 1 year verifiable with CDL-A. 150K miles, Health/Life/Dental/Vision. Vacation/Holiday Pay. 800-387-0088 x180.

**HELP WANTED:** Waitress/bartender needed to fill immediate opening in Laurel. Experience preferred, but will train. Apply in person at The Saloon Too. Call for an appointment. Ph. 402-256-3105.

PART-TIME HELP WANTED: Must be able to work weekends. Apply within. No phone calls, please. Godfather's, 106 S. Main St., Wayne.

#### HELP WANTED Office Assistant/ Receptionist

Wayne Sport & Spine Clinic is looking for a friendly self-motivated, detail oriented individual who is seeking part-time employment in an office with interesting and varied duties. Drop off resume and fill out application at 214 North Pearl, Wayne. 8 a.m. - 5 p.m. Monday-Thursday

HELP WANTED: Person to run snow removal equipment. Early morning hours. Good pay. Ph. 402-375-4290.

#### SPECIAL NOTICE

\*5TH WHEEL AND CAMPER CLEAR-ANCE\* Great sale prices now. Stahla RV, West Hwy. 275, Norfolk. Ph. 800-700-2895.

NEED VOLUNTEERS to help with the American Cancer Society Daffodil Sunday. Contact Toni Hytrek for information. Ph. 375-5180.

THE BEAR'S DEN in Laurel will be open for all Nebraska Football games Serving beer specials & free munchles at half-time. Ph. 402-256-9149.

WE BUY GOLD. 10 KARAT, 14 KAR-AT, 18 KARAT, DENTAL GOLD. The Diamond Center, 221 N. Main St., Wayne, NE. Ph. 402-375-1804 or 800-397-1804

#### WANTED

WANTED: ROOMMATE to share house in Wayne with three college girls. Available immediately. Ph. 402-755-2780. If no answer, leave a message.

#### TO GIVE AWAY

GIVE AWAY: Five 8-week old kittens. Litter trained and very social. Great kid's petl Ph. 402-337-1809 or 640-8489.

## Class A CDL Drivers

We are looking for a small family run trucking company? A company that cares about you and your family. Where you are a person and not just another number.

We Offer:

- Nice Trucks
- Good Miles Each Week
- Be Home Weekly PLUS Other Benefits

If this sounds like somewhere you would like to make a future with, then just give us a call! All we need is that you have a Class A CDL, at least 24 yrs. old. 1 year OTR, good MVR, pass DOT physical/drug screen.

Call our Safety Department at 800-228-1008 or 402-731-5047

Zeitner & Sons



**Apply in person** 1010 Main St., Emerson, NE (402)-695-0180

Owned and Operated By The Winnebago Tribe of Nebraska. No one under 21 allowed in casino area.

**Count Team** Morning Hours, Starts at 7:30 am

Cook **Day & Night Shifts** 

**Slot Cashiers Day Shift** 

## **DUE TO EXPANSION!**

The Wayne Herald/Morning Shopper is looking for a qualified candidate to fill the position of

### ADVERTISING SALES

Must be a self starter, motivated and enjoy working as a team. We offer competitive pay, benefit & vacation packages. If interested please call or send resume to Kevin Peterson, Publisher or Melissa Urbanec, Advertising Manager

The Wayne Herald/Morning Shopper



P.O. Box 70 Wayne, NE 68787 402-375-2600

**SERIOUS INQUIRIES ONLY PLEASE!** 

FOR RENT

FOR SALE

**OPEN HOUSE** 

Sunday, November 5 • 1:00 to 3:00 pm

FOR SALE OR RENT: Mobile home in Carroll, NE. Deposit and references required. Ph. 402-632-4542. Leave a mes-

FOR SALE: 17' 1985 Larson Citation CD-175, 140 hp Mercruiser motor, I/O, open bow, maroon/white, Shorelander trailer. \$3,000 OBO, Call 286-4316 and leave message,

FOR SALE: 1/16th scale 4320 J.D. collector's edition, still in the box. Asking \$55. Call 375-2600 days or 375-3062 evenings and ask for Al.

FOR SALE: 1986 GMC, 4WD, Suburban. 181K. Good engine and 4WD normal wear and tear. Best Offer. Lau rel, Ph. 402-256-3219 or 402-256

409 East 3rd Street

Beemer, NE

Perfect Beginnings! This nice two

bedroom home is just waiting for

you. Spacious living and dining

area. Lovely hardwood floors

hroughout with exception of vinyl

in the eat-in kitchen and bath.

2 car detached garage. Located on

FOR SALE: Drop Leap Dining Room table with four extra leaves and six chairs. ALSO: Full size mattress and box spring. Ph. 402-287-2189.

FOR SALE: A hot purple In-Stride Walker, just like new, hardly used. Have work-out booklet and video. Asking \$100 firm. Paid much more... Call 402-584-2693. Keep trying.,.

FOR SALE: 1989 Dodge Spirit. Transmission is out. Best offer. Ph. 402-584-

FOR SALE: Refrigerator, dishwasher,

stained glass entrance door. \$100 each.

HOUSE

**FOR SALE** 

3 bedroom, 2 bath.

full basement.

2 car attached

garage on one acre.

4 miles west & 3/4

north of Pender.

\$**99,900** 

Contact Merle Jahde

Home Real Estate

Ph. 402-432-0443

KARDELL'S

**AUTO** 

Laurel, Nebraska

Phone (402) 256-3641

Home (402) 256-9303

**2006 PONTIAC** 

Alum, Wheels, power

seats, keyless entry, only 14,000

only \$14,995

2004 FORD FOCUS SE

Keyless entry, CD player & only

46,000 miles

only \$10,400

2004 CHEVY

**MALIBU LT** 

sunroof, leather, heated seats

only \$9,295

**2002 FORD** 

WINDSTAR S.E.

Power sliding doors,

quad seats, very nice

local van, 94,000 miles

only \$7,295

**2000 BUICK** 

PARK AVENUE

Loaded with options,

heated seats, only

93,000 miles

only \$6,995

1999 FORD

**EXPLORER XLT** 

4x4, only 93,000 miles

only \$5,995

1997 CHEVY

SUBURBAN LS

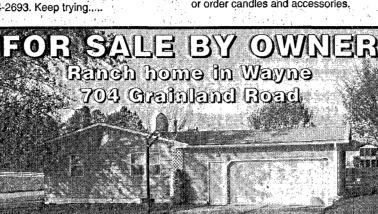
4x4, power seats,

only 88,000 miles

only \$7,295

GRAND PRIX

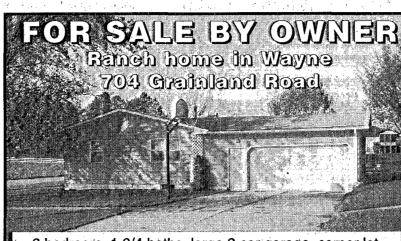
Ph. 402-375-0766.



3 bedroom, 1 3/4 baths, large 2 car garage, corner lot, Phone: (402) 584-2317 or (402) 369-3442

1584.

HOLIDAY CATALOGS ARE HERE!! Get ready for the holiday season -- candles make great gifts! Host a party and get free products! Contact Megan Haase at 402-375-4153 to host a show or order candles and accessories.



family room in basement, Egress window in basement

2 bedroom, 1 bath

FOR SALE

home for sale. Call Wayne Community **Housing Development** Corporation at 375-5266 to see if you qualify for program.

We do business in accordance with the Federal Fair Housing Law.

FOR SALE: Black Dirt/Clay Dirt & 3 sizes of Slag. Hauling available. Call Dennis Otte, 375-1634.

THANK YOU

## **SUNNYHILI**

900 Sunnyview Drive Wayne, Nebraska Affordable Senior Housing 1 bedroom Apartment Available Rent Based on Income Call Mary for details 375-5013 TTD 1-800-833-7352 Managed by R.W. Investments, Inc.

'This institution is an Equal

Opportunity Provider'





LEISURE APARTMENTS: Taking applications for waiting list for 1 & 2 bedroom elderly & 1 & 2 bedroom family apartments. Stove & frig furnished. Rent based on income. Call 402-375-1724 before 9 pm or 1-800-762-7209 TDD# 1-800-233-7352. Equal Housing Opportunity. This instituion is an equal opportunity provider.

STORAGE UNITS available. Size 14' x 31', \$50 per month. Please contact Dave Zach at 375-3149 or Jon Haase at 375-3811.

BOSE RENTALS in Laurel has 2-bedroom apartments for rent. Stove, refrigerator, washer/dryer furnished. Call 256-

FOR RENT in Winside: One 1-bedroom apartment and one 3-bedroom, 2 bath house. Both have A/C. No pets. References/deposit required. Ph. 402-286-

FOR RENT: 2, 3 & 4 bedroom trailer

FOR RENT: 2-bedroom apartments, close to campus. Utilities paid. Ph. 402-375-2076 or 402-369-0222.

FOR RENT: 2-bedroom, 2-bath house in Wayne. High efficiency furnace. Twocar garage. \$500/month. Fridge, stove, and washer/dryer included. Ph. 402-25**6-9417**.

FOR RENT: 2-BR apartment. A/C, furnished appliances, washer/dryer hookup, off-street parking; ALSO: Main Street Commercial property. Ph. 375-1616 or 375-7823.

FOR RENT: 2-car garage in Laurel. Hwy. 15 access, \$25 per month per vehicle. RV/Boat rental space in commercial building. \$35 per mo. per RV/Boat. Call 402-256-3585.

FOR RENT: 4-bedroom, 2 bath house. Stove, refrigerator, washer/dryer, central air, central heat, off street parking. References required. Available now. Ph. 375-3821.

FOR RENT: Blu Jet, seven shank ripper with coulters. Ph. 402-256-3895.

FOR RENT: Nice 1, 2, 3, and 4 bedroom apartments. All new heat pumps and central air. No parties. Call 375-

ment. Available December 1. Private parking. Ph. 402-375-5203, days or 402-375-1641, evenings.

FOR RENT: Nice, 2-bedroom apart-

FOR RENT: One bedroom apartment, \$250/month. One block from Wayne State College. Ph. 375-3950.

HAVE AVAILABLE: Sunnyview Apartments: Wayne. 2-bedroom apartment. Wakefield Village Apartments: 2 & 3 bedroom apartments. Rent based on income. Handicap accessible. Call 375-3374 or 800-658-3126. This Institution is

ployer.

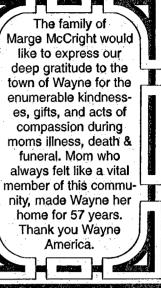
an Equal Opportunity Provider and em-

ALL REAL estate advertised herein is subject to the Federal Fair housing Act which makes it illegal to advertise "any preference, limitation, or discrimination because of race, color, religion, sex, handicap, familial status or national origin, or intention to make any such preference, limitation, or discrimination." State law also forbids discrimination based on these factors. We will not knowingly accept any advertising for real estate which is in violation of the law. All person are hereby informed that all dwellings advertised are available on an equal opportunity basis.

FOR SALE: Great Hunting Vehicle! 1993 Ford F150 pickup. 4WD, electric locks, and windows, \$1500. Ph. 402-287-2976.

FOR SALE: 2003 Pontiac Grand Prix, 37K, white, loaded, remote starter, bucket seats. Ph. 402-494-2770.

#### THANK YOU



#### MISCELLANOUS :

NEED VOLUNTEERS to help with the American Cancer Society Daffodil Sunday. Contact Tonl Hytrek for information. Ph. 375-5180.



Make your snap ad in the Morning Shopper or Herald really stand out, add a dingbat! Several to choose from, Call Jan at the Wayne Herald for all the details! 402-375-2600 or 1-800-672-3418.

## NEBRASKA STATEWIDE

ADVERTISE STATEWIDE for \$195/25 word classified ad. Over 170 newspapers with circulation of more than 400,000. Contact your local newspaper or call 1-800-369-2850.

ADOPTION: CARING, loving, secure couples would love to provide your newborn with a life filled with happiness and endless opportunities. Expenses paid. Denise/Canny, 877-921-1102.

BANKRUPTCY: FAST relief from creditors. Statewide filing. Affordable rates. Call Steffens Law Office, 308-872-8327. www.steffenslaw.com <a href="http://www.stefffenslaw.com> . We are a debt relief agency, which helps people file bankruptcy under the bankruptcy code.

SELL YOUR classic car, truck or motorcycle online. Call this newspaper to place your ad on the national www.midwestclassiccars.com <http://www.mid westclassiccars.com> web site for only \$25.00. Your ad runs until your vehicle is

ALL CASH candy route. Do you earn \$800 in a day? Your own local candy route. Includes 30 machines and candy all for \$9,995. 1-888-755-1356.

CABLE RATES outrageous? We won't be undersold! \$150.00 savings! Free equipment, more channels and more choices for less money. Call today, 800-843-4742, Dish Network Sales.

CHRISTMAS PUPPIES. www.petdoctorlincoln.com <a href="http://www.petdoctorlin-">http://www.petdoctorlin-</a> coln.com> . Favorite breeds arriving daily. Vet checked & guaranteed. Call 402-464-9448, Pet Doctor, 66th & O, Lincoln, NE.

HOT TUBS, End of Season Sale, 25 tubs \$1,995 - \$4,995, 1-800-869-0406 for sale prices. Good Life Spas, 27th & O Street, Lincoln, NE.

EMERGENCY DISPATCH supervisor: The City of Holdrege is accepting applications for Harlan/Phelps Emergency Communication Supervisor. Contact Sheryl McClymont, 308-995-8681. November 6, 2006, deadline. EOE.

GROUND FLOOR opportunity! Green-R-Power Wind, Solar Systems requires ambitious local representative. Protected territory. Wholesale prices. Expanding market. Innovative products. Explosive earning potential. Details: 1-800-973-

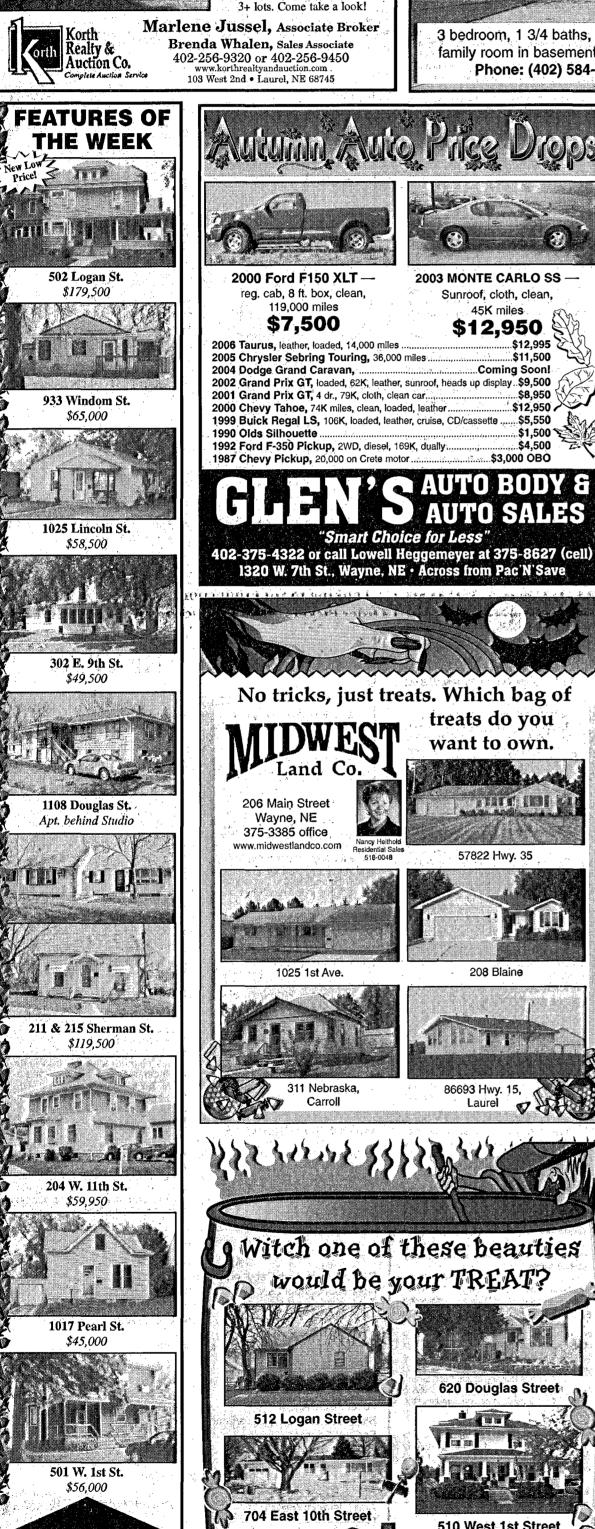
PARTS SALES person: John Deere dealership. Small town in Northeast Wyoming, Fax: 307-283-2975; Call: 307-

SERVICE MANAGER position open. For more information, contact Friesen Chevrolet, 402-773-5538.

DRIVER OTR for Omaha fleet operator, Classic Condo's, 470/500hp, 75mph, driver chooses loads and lanes, home weekly, insurance, 2 years experience. Lanny at 800-810-5432.

DRIVERS: NO need to look any further. The perfect driving opportunity is here. High mileage pay, full benefits, practical route miles pay. Class A CDL/1 year OTR experience required. Grand Island Contract Carriers, 877-367-4422, www.gicc.chiefind.com <a href="http://www.gicc.chiefind.com">http://www.gicc.chiefind.com</a>,

F.C.C. NEEDS company drivers and owner operators for van and flatbed. \$1,000 sign on bonus. Medical benefits after 1st month. Call about our premium flatbed pay! 1-800-228-9842 ext. 137. www.fcc-inc.com <a href="http://www.fcc-">http://www.fcc-</a> inc.com> . CDL Class A required.



SALES & MANAGEMENT

201 Main Street,

Wayne, NE 68787

E-Mail: anolte@bloomnet.com

www.1strealtysales.com

Phone: 402-375-1477

## 2003 MONTE CARLO SS -Sunroof, cloth, clean, 45K miles \$12,950 \$12,995 \$11,500 ..Coming Soon! \$8,950 \$12,950 .\$5,550 \$1,500 .\$4,500 \$3,000 OBO treats do you want to own. 57822 Hwy. 35



(402) 375-3205

DALE STOLTENBERG

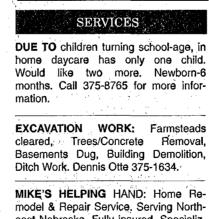
(402) 585-4604

AMY SCHWEERS

(402) 375-5482

112 WEST 2ND STREET, WAYNE, NE

OFFICE: 375-2134 • 800-457-2134



Basements Dug, Building Demolition, Ditch Work. Dennis Otte 375-1634. MIKE'S HELPING HAND: Home Re-

model & Repair Service. Serving Northeast Nebraska. Fully insured. Specializing in those "handyman" jobs! Call for rates & more information. Ph. 402-985-2110.

TIME TO get your SNOW REMOVAL lined up!!! Lowest rates in town! Parking lots, driveways, sidewalks. Free estimates. Ph. 402-375-4290.

TIRED OF Scooping your drive in the morning? Winter is just around the corner. Call Sebade Snow Removal for free estimates. No job too big or small! Ph. 402-369-0467.

WANTED: TREE trimming and removal. Stump cutting. Tree sales and moving. Insect and disease control. Licensed and insured. Hartington Tree Service, ph. 402-254-6710

LOWER ELKHORN NATURAL RESOURCES DISTRICT

As per requirements by Section 2-3220, R.R.S. October 26, 2006

AUTO & TRUCK EXPENSE: WELLS FARGO CARD SERVICES, 65.00; COURTESY FORD, 278.50; US BANK, 91.15; TOM'S SER-VICE, 14.00; MURPHY, MIKE, 51.00; LUEDEKE OIL CO INC, 272.27; PHILLIPS 66 -CONOCO, 222.70; SHELL FLEET PLUS, 544.65; CLEMENTS CHEVROLET, 794.71; GRAHAM TIRE CO, 14.75; CONO-COPHILLIPS, 43.40; COURTESY FORD,

DIRECTORS EXPENSE; HOMETOWN MARKET, 300.00; HOLIDAY INN, 537.51; PEITZMEIER, KENNETH J", 264.13; BAIER, STANLEY G", 463.25; CARLSON, MARVIN C", 863.66; HUNTLEY, ROBERT G", 102.25; RENTER, WARREN L", 827.26

DUES & MEMBERSHIP: CORP OF DIS-COVERY WELCOME CENTER, 125.00; GROUNDWATER FOUNDATION, 85.00 EMPLOYEE BENEFITS: NARD, 17,131.35;

NATIONWIDE FINANCIAL, 4.019.46 PERSONNEL EXPENSES: WELLS FARGO CARD SERVICES, 141.13; US BANK, 487.70; NATIONAL WATER RESOURCES ASSOCIA-TION, 500.00; UNIVERSITY OF NEBRASKA, 129.00; "WOZNIAK, RICK", 157.32; "UNKEL, LINDA C", 8.46; "HANSEN, KAREN J", 92.44; "KNOBBE, PHYLLIS T", 141.25; "SELLIN, SARAH J", 313.44; "TEJKL, CAREY L", 67.40; "SCHMIDT, CORY L", 105.64; "NEWKIRK, CHAR", 33.98; "LOBERG, TAMMI", 58.74; FIRST CHOICE FOOD SERVICE, 135.00;

HOLIDAY INN, 466.34
INFORMATION & EDUCATION: GRANT KAREN, 222.00; WELLS FARGO CARD SER-VICES, "1,550.05"; US BANK, 50.00; MARATHON PRESS INC, "4,486.12"; FSP -FARM SHOW PRODUCTIONS, 335.00; GUBBELS SCOT, 180.00; JENSEN CON-STRUCTION, 190.00; FIRST CHOICE FOOD SERVICE, 111.50; NORFOLK DAILY NEWS, 131.25; THE PANORAMA, 52.50; WAYNE HERALD, 450.00; CONNECTING POINT, 16.25; WEST POINT NEWS, 78.00; WESTERN OFFICE PLUS, 50.56; NASH FINCH COMPA-NY, 59.88; "BORYCA, LEONARD R", 5.00; NORFOLK AREA SHOPPER, 252.00

LEGAL NOTICES: WAYNE HERALD, 21.82; NORFOLK DAILY NEWS, 30.86; WEST POINT NEWS, 16.36

OFFICE SUPPLIES: WELLS FARGO CARD SERVICES, 26.72; OFFICEMAX, 86.80; NASH

FINCH COMPANY, 21.70 POSTAGE: WELLS FARGO CARD SER-

SPECIAL PROJECTS: LAUREL ADVO-CATE, 23.10; WAUSA GAZETTE, 37.54; OSMOND REPUBLICAN, 57.75; COLERIDGE BLADE, 46.20; RANDOLPH TIMES, 34.65; JEO CONSULTING, "1,000.00"; LINNEN-BRINK KAREN, 88.00; CHAMPLIN TIRE RECYCLING, "10,374.42"; VILLAGE OF PIL-GER, 557.90; CHAMPLIN TIRE RECYCLING,

"27,144.24"; PRAIRIELAND RC&D, "1,321.00" PROFESSIONAL SERVICES: JEO CON-SULTING, "4.000.00" PROJECT CONSTRUCTION: HOFFMAN CONSTRUCTION , "2,895.00"; DUBLIN

NURSERY & LANDSCAPING, 165.00; BROW-ER CONSTRUCTION, "52,323.70"; R&B LANDTILING & CONSTRUCTION, 393.50 PROJECT LEGAL COSTS: JEWELL COLLINS DELAY & FLOOD, "2,038.00" OPERATION & MAINTENANCE: WELLS

FARGO CARD SERVICES, 512.31; VOLKMAN PLUMBING & HEATING, 232.00; BOMGAARS, 196.48; FISCHER TREE CENTRAL, 720.00: FLOOR MAINTENANCE, 57.10; KAUP FOR-WARE, 40.98; STANTON LUMBER CO. 10.64; JENSEN CONSTRUCTION, "1,139.80"; EMMETT'S FOODTOWN, 205.51; GREEN-LINE EQUIPMENT, 566.21; STANTON HARD-WARE HANK, 34.87; POLLARD PUMPING INC, 270.00; PRIME SANITATION SERVICE, 315,25; MOSAIC, 328,13; FULLERTON LUM-BER CO, 337.88; "BORYCA, LEONARD ",

6452 ∑ ALLTEL, 360.11; UCN, 61.01; QWEST, 451.69; CONNECTING POINT, 29.90; STANTON TELECOM, 251.51 UTILITIES: STANTON CO PUBLIC

POWER, "1,235.69" BUILDING MAINTENANCE: CULLIGAN, 42.00; NORTHEAST COMMUNITY COLLEGE,

WATER RESOURCES: AMBERWOOD APARTMENTS, 99.00; NE HEALTH LABORA-TORY, 22.00; MIDWEST LABORATORIES INC, "1,523.50"; SCHEER'S ACE HARDWARE,

3.99; WARD LABORATORIES, 40.94; CULLI-GAN, 27.00; OSMOND REPUBLICAN, 75.63 WELL SEALING: WURDEMAN KELVIN J, 295.93; GROSSERHODE CYRIL, 547.15; FIT-TRO ALMA, 500.00; JANKE CHAD, 700.00;

SMITH ROLLIN L. 690.64

6469 — WILDLIFE HABITAT: BUREAU OF INDIAN AFFAIRS, 70.56; PULS KEVIN, 19.90; KRUSEMARK WILLIAM, 364.17; PETERS LEONARD, 111.20; REP-PERT JAMES, 399.84; RINK HAROLD, 182.82; RINK RANDY, 335.65; SMITH RICHARD, 384.08; THURSTON COUNTY, 257.24; CHAM-BERS DAVID, 965.06; DRAGHU DON, 337.17; DUNKLAU RANDAL, "1,062.85"; HEINEMANN HARRIS, 200.88; OTTE DENNIS, 194.50; RETHWISCH DWAINE, 101.46; SAHS WAR-REN TRUST, 34.48; SCHRANT LAVON, 79.52; CHACE ROBERT G, 409.50; TERNUS RICHARD, 131.08

LAND TREATMENT: SCHELLPEPER ROBERT, 672.41; DAVIDSON ENTERPRISES LLC, 744.84; VAUGHT JOHN, "1,053.43"; GNIRK EDWARD, "1,394.10"; KRIETE FARMS INC, "1,577.04"; GNIRK EDWARD, "1,330.17"; SCHULZ DANIEL, 303.56

LANDS FOR CONSERVATION: KRIETE FARMS INC, 750.00

INTERGOVERNMENTAL COST SHARE: HOWELLS PUBLIC SCHOOLS, "10,000.00" FORESTRY: FREY ROSEMARY, 453 83 URBAN FORESTRY: CITY OF LAUREL,

"3,458.00" OUTDOOR CLASSROOM: RANDOLPH ELEMENTARY, 650.00

WAGES: Stan Baier, 757.27; Ken Berney "3,285.85"; Leonard Boryca ;"2,027.46"; Vickie DeJong ,"1,931.30"; Kathy Dohmen ,"1,657.44"; Reynold Erbst ,342.61; Dale Fenske ,36.94; Karen Hansen ,"1,387.63"; Bob Huntley ,591.04; Danny Johnson ,"1,810.74"; Don Kahler ,"2,421.61"; Longin Karel ,354.27; Phyllis Knobbe ,"1,566.81"; Tammi Loberg "1,925.25"; Ryan Lodge, "1,016.95"; Bob Lundeen, "2,957.79"; Stephanie Wondercheck ,"2,226.94"; Melvin Meyer ,"1,000.16"; Mike

Murphy,"2,313.11"; Char Newkirk, ,"1,030.99"; Dewayne Noelle, 438.62; Ken Peitzmeier .535.63; Warren Renter, "1,292.90"; Cory Schmidt ."1,709.19"; Laurie Schold, 387.87; Sarah Sellin, "1,819.02"; Jackie Smith, "2,136.23"; Stan Staab, "4,166.77"; Valissa Tegeler, "1,448.58"; Carey Tejkl, "1,360.04"; Linda Unkel, "1,747.85"; Lorraine Walton ,470.97 ;Suzan Widhalm, "1,336.05"; Rick Wozniak, "2,716.72"; Julie Wragge, "2,446.82" (Publ. Nov. 2, 2006)

NOTICE IN THE COUNTY COURT OF WAYNE COUNTY, NEBRASKA ESTATE OF ROBERT DOUGLAS TWITE,

Estate No. PR 06-35

Notice is hereby given that on October 30, 2006 in the County Court of Wayne County, Nebraska, the Registrar issued a written state ment of Informal Probate of the Will of said Decedent and that Constance Lynn Meyer whose address is 58040 851 Road has been appointed Personal Representative of this estate. Creditors of this estate must file their claims with this Court on or before January 3, 2007 or be forever barred.

(s) KimBerly Hansen Clerk of the County Court 510 Pearl Street Wayne, Nebraska 68787 (402) 375-1622

Attorney for Applicant Duane W. Schroeder #13718 110 West Second Street Wayne, Nebraska 68787 (Publ. Nov. 2, 9, 16, 2006)

1 clip NOTICE.

IN THE COUNTY COURT OF WAYNE COUNTY, NEBRASKA ESTATE OF IRENE REIBOLD, Deceased. Estate No. PR 06-34

Notice is hereby given that a Petition for Probate of Will of said Deceased, Determination of Heirs, and Appointment of Charles Rutenbeck as Personal Representative has been filed herein and is set for hearing in the County Court of Wayne County, Nebraska, located at Wayne, Nebraska, on November 20, 2006, at or after 11:30 o'clock a.m.

Petitioner, Charles Rutenbeck 1103 Sunset Drive Wayne, NE 68787 (402) 375-3155

Duane W. Schroeder #13718 **Attorney for Applicant** 110 West 2nd Street Wayne, NE 68787 (402) 375-2080

(Publ. Nov. 2, 9, 16, 2006) 2 clips

NOTICE IN THE COUNTY COURT OF WAYNE COUNTY, NEBRASKA ESTATE OF BARBARA J. MAIER,

Estate No. PR 06-32 Notice is hereby given that on October 25, 2006 in the County Court of Wayne County, Nebraska, the Registrar issued a written state ment of Informal Probate of the Will of said

Deceased and that Charles R. Maier whose address is 322 Oak Drive, Wayne, NE 68787 has been appointed Personal Representative of this estate. Creditors of this estate must file their claims with this Court on or before January 2. 2007 or be forever barred. (s) KimBerly Hansen

Clerk of the County Court 510 Pear Wayne, Nebraska 68787

Duane W. Schroeder #13718 Attorney for Applicant 110 West 2nd Street Wayne, NE 68787

(Publ. Nov. 2, 9, 16, 2006)

NOTICE IN THE COUNTY COURT OF WAYNE

COUNTY, NEBRASKA ESTATE OF ADALINE D. JORGENSEN, Deceased.

Estate No. PR 06-33 Notice is hereby given that on October 25, 2006 in the County Court of Wayne County, Nebraska, the Registrar issued a written statement of Informal Probate of the Will of said Decedent and that Steven R. Jorgensen, whose address is 814 Meadow Lane; Norfolk, NE 68701, was informally appointed by the

Creditors of this Estate must file their claims with this Court on or before January 4, 2007 or be forever barred.

Registrar as Personal Representative of the

(s) KimBerly Hansen Clerk of the County Court 510 Pearl Street Wayne, Nebraska 68787 (402) 375-1622

W. Bert Lammli, #16470 Lammii & Locke Law Office 100 N. 34th Street, Suite E Norfolk, NE 68701

(402) 371-2278 (Publ. Nóv. 2, 9, 16, 2006)

Estate.

MEETING NOTICE The Wayne County Agricultural Society will hold its regular monthly meeting on Thursday, the 9th day of November, 2006 at 7:30 p.m. at the Wayne County Fairgrounds with the election of directors. All registered yoters are eligible to participate in the annual meeting and voting. An agenda for the meeting is available for public inspection at the County Extension

> Kelly Grone, Secretary **Wayne County Agricultural Society** (Publ. Nov. 2, 2006)

NOTICE

IN THE COUNTY COURT OF WAYNE COUNTY, NEBRASKA ESTATE OF WILLIAM G. McQUISTAN. Deceased.

Estate No. PR 06-31 Notice is hereby given that on October 24, 2006, in the County Court of Wayne County, Nebraska, William F. McQuistan whose address is 58555 850 Road, Pender, NE 68047, William North whose address is 6024 Kenwood Drive, Lincoln, NE 68516 and Robert McQuistan whose address is 6130 South 93rd Street, Lincoln, NE 68526 were informally

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40 Years Experience • Licensed & Insured

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appointed by the Registrar as personal representatives of the estate

Creditors of this estate must file their claims with this court on or before January 03, 2007 or

(s) KimBerly Hansen Clerk Magistrate **Wayne County Court** 510 Pearl Street Wayne, Nebraska 68787

Moodie, Moodie & Wortman Attornevs. P.O. Box 15 West Point, NE 68788 (402) 372-5436

Robert D. Moodie #12885

(Publ. Nov. 2, 9, 16, 2006)

NOTICE OF PUBLIC HEARING The Wayne City Council will hold a public hearing regarding the Wayne Revolving Loan Fund (WRLF) Application of Ken Jorgensen during their regular meeting, Tuesday, November 14, 2006, at or about 7:35 P.M. in the Council Chambers of City Hall, 306 Pearl

The WRLF Application is for \$100,000, with said funds being used for working capital for the construction of a restaurant and package liquor store. A copy of the WRLF Application is available for public inspection in the offices of the City Clerk and City Administrator during normal

business hours. All oral and written comments on the proposed WRLF Application received prior to and at the public hearing will be considered. Betty A. McGuire, CMC/AAE

City Clerk (Publ. Nov. 2, 2006)

NOTICE OF PUBLIC HEARING The Wayne City Council will meet on

Tuesday, November 14, 2006, at 7:30 p.m., in Council Chambers of the Wayne Municipal Building, 306 Pearl Street, Wayne, Nebraska. At or after 7:35 p.m., the City Council will hold a public hearing to consider the Planning Commission's recommendation regarding the revised Wayne Comprehensive Plan. The Comprehensive Plan may be viewed online at www.waynene.org or a copy is available for public viewing in the office of the City Clerk at 306 Pearl Street.

All oral or written comments on the proposed matter received prior to and at the public hearing will be considered.

(Publ. Nov. 2, 2006)

NOTICE OF MEETING

There will be a meeting of the Mayor and Council, Tuesday, November 14, 2006 at 7:00 p.m. in the Wayne City Hall. An agenda for such meeting, kept continuously current, is available for public inspection in the City Clerk's Office. Betty McGuire, City Clerk (Publ. Nov. 2, 2006)

NOTICE OF MEETING There will be a meeting of the Airport Authority Monday, November 13, 2006 at 7:00 P.M. at the Wayne Municipal Airport, An agenda for such meeting, kept continuously current, is available for public inspection in the City Clerk's

Office and the airport office.

Mitch Nissen, Chairman Wayne Airport Authority (Publ. Nov. 2, 2006)

NOTICE OF MEETING The Wayne Community Schools Board of Education will meet in regular session at 7:00 p.m. on Monday, November 13, 2006, at the ch School located at 611 We Nebraska. An agenda of said meeting, kep continually current, may be inspected at the office of the superintendent of schools.

Ann Ruwe, Secretary (Publ. Nov. 2, 2006)

NOTICE TO: Nick J. Hollis, Defendant:

You are notified that on September 5, 2006, Unifund CCR Partners, filed its complaint against you in the County Court of Wayne County, Nebraska, at Doc. Cl06, Page 198 the object and prayer of said complaint being for the recovery of the sum of \$7,576.93 plus

You are required to answer said Complaint on or before the 18th day of December, 2006, or said complaint against you will be taken as true and a judgment will be rendered accord-

> UNIFUND CCR PARTNERS, Plaintiff, By Dean J. Jungers #12118 (Publ. Oct. 26, Nov. 2, 9, 2006) 1 proof — 1 clip

ADVERTISEMENT FOR BIDS

The City of Wayne will be accepting sealed bids for the razing of the structure located at 502 East 6th Street, Wayne, Nebraska. Bids will be received until 5:00 p.m. on Monday, November 6, 2006, and awarded at the November 14, 2006 City Council meeting, Bids may be mailed to the City of Wayne, Attn: Betty McGuire, City Clerk, PO Box 8, Wayne, NE 68787 or submitted in person at the city offices located at 306 Pearl Street. The City of Wayne reserves the right to reject any or all bids and to waive informalities and irregularities in the bidding. Because entry into the structure is not available pre-demo, submitter should bid on a per unit basis as often as practical with itemized per unit bid.

The following criteria should be included or noted by the Contractor when submitting the

>Demolition to begin after November 15 2006, once directed by City Staff. >Contractor shall provide a liability insur-

ance policy in the amount of \$1 million dollars, listing the City of Wayne. ➤ Contractor shall load construction debris into 40 yard dumpsters provided by City of Wayne. Average dumpster weight shall be equal to or greater than 8 ton. Average dump-sters less than 8 ton shall be deducted from final settlement at a rate of \$26.00 per ton, Bid

shall be submitted at a per dumpster rate, ➤ Contractor shall load and haul all clear concrete and brick to a suitable location provided by the contractor. Bid should identify a specific bid amount per truck load and define approximate tonnage per load.

>Contractor shall haul and compact dirt into excavated areas. Fill dirt shall be placed at a maximum lift of 6 inches compacted to a density of 95 percent. Proctor to be taken on site of undisturbed lot and conform to ASTMD 698 Standard Proctor. Contractor responsible to obtain proctor. Contractor shall provide all fill

➤City of Wayne will provide dumpsters and land fill expenses including additional appliance charges.

➤Contractor will abandon water and sewer as near to the main as possible and have inspected prior to covering. >There shall be no right of salvage given to

the contractor. Any questions concerning the above proposal requirements, please contact George Ellyson, Chief Inspector/Planner at 402-375-

(Publ. Oct. 26, Nov. 2, 2006)

**PUBLIC NOTICE** 

A vacancy exists on the Northeast Community College Board of Governors, atlarge, which consists of the following counties: Antelope, Boyd, Brown, Burt, Cedar, Cuming, Dakota, Dixon, Garfield, Holt, Keya Paha, Knox, Madison, Pierce, Rock, Stanton, Wayne, Wheeler, Thurston, and the precincts of North Oakland, South Oakland, Ashland, North Branch, Shell Creek, and Midland in Boone County as such precincts existed on July 1,

A committee of the NECC Board will receive and evaluate applications, select and conduct interviews, and make a recommendation to the total Board to fill the position for the balance of the term, which expires December 2008. To be eligible the candidate must be a registered voter, a resident of one of the above named counties for at least six months, and cannot be a member of another board relating to educa-

Applications should be requested from Board Recording Secretary Diane Reikofski, Northeast Community College, P.O. Box 469, Norfolk, NE 68702-0469, or via email at diane@northeastcollege.com. Nominations may also be sent to her and she will forward a formal application. She may also be reached by phone at (402) 844-7055. The final selection will be a decision of the total Board of

Jack Warrick, Chairperson Board of Governors Northeast Community College (Publ. Oct. 19, 26, Nov. 2, 2006) 1 clip

NOTICE OF TRUSTEE'S SALE

The following described property will be sold at public auction to the highest bidder at the east door, at the Wayne County Courthouse, 510 N Pearl St, in, Wayne, Nebraska, on the 11/27/2006 between the hours of 9 a.m. and 5 p.m. (10:00 a.m.):

West half of the Southwest quarter of section seven, Township Twenty-Five, North, Range one East of the 6th P.M., Wayne County, Nebraska

All subject to any and all: (1) real estate taxes, (2) special assessments, (3) easements, covenants, restrictions, ordinances, and resolutions of record which affect the property, and (4) unpaid water bills, (5) prior mortgages and trust deed of record and (6) ground leases of record. The purchaser is responsible for all fees or taxes. This sale is made without any warranties as to title or condition of the property.

By: Garry McCubbin, Trustee Kozeny & McCubbin, LC, NSBA#22084 12400 Olive Blvd., Suite 555 St. Louis, MO 63141 (314) 991-0255

K&M Filename: SCHRONO4 (Publ. Oct. 19, 26, Nov. 2, 9, 16, 2006)

NOTICE The Articles of Incorporation for Herman Chiropractic, P.C., have been amended to show that the corporation shall have offices at 803 Providence Road, Suite 101, Wayne, Nebraska 68787 and 309 Main Street, Pender, Nebraska

HERMAN CHIROPRACTIC, P.C. By: Duane W. Schroeder, #13718 Its Attorney 110 W 2nd Stree Wayne, NE 68787 (402) 375-2080 (Publ. Oct. 19, 26, Nov. 2, 2006)

NOTICE OF TRUSTEE'S SALE The following described property will be sold

at public auction to the highest bidder in the Lobby of the Wayne County Courthouse, Wayne, Nebraska on the 15th day of November, 2006 at 10:00 o'clock A.M.:

Lots 7 and 8 and the South 20 feet of Lot 6, Block 9, College Hill First Addition to Wayne, Wayne County, Nebraska, more commonly known as: 1215 N. Lincoln, Wayne, Ne 68787.

The property is being sold "as is" and subject to any unpaid real estate taxes, assessments and any lien or interest superior in right which may affect the subject property. The highest bidder will deposit \$500.00 in cash or certified funds with the Trustee at the time of the sale, which shall be non-refundable, and the remaining amount due must be paid in cash or certified funds to the Trustee by 4:00 p.m. on the day of the sale; except this requirement is waived when the highest bidder is the current Beneficiary. The successful bidder shall be responsible for applicable transfer fees or taxes including the documentary stamp tax.

DATED 5th day of October, 2006. STEFFI A. SWANSON, Substitute Trustee (Publ. Oct. 5, 12, 19, 26, Nov. 2, 2006)

RESOLUTION NO. 2006-80 A RESOLUTION ACCEPTING A PLAN TO EXTEND CITY SERVICES AND SETTING A PUBLIC HEARING ON THE PROPOSED ANNEXATION AREA TO THE CITY OF

WAYNE: WHEREAS, Section 16-177 N.R.S. 1943 (R.S. Supp. 1990) grants the authority for Cities of the First Class to annex, by ordinance, any contiguous or adjacent lands, lots, tracts, streets, or highways as are urban or suburban in character and in such direction as said City may deem proper; and

WHEREAS, the owner of certain property, contiguous and adjacent to the City, has requested the annexation of the property; and WHEREAS, the City of Wayne, Nebraska, desires to exercise said power by annexing contiguous and adjacent land as subsequently

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Wayne, Nebraska, that the City of Wayne is considering the annexation of land and a plan for extending City services to said land, as the same has been requested by the property owner; that a public hearing be held on the 14th day of November, 2006, at or after 7:35 P.M. in the Council Chambers of Wayne, Nebraska, located in the Municipal Building at 306 Pearl Street, Wayne, Nebraska, for the purpose of receiving testimony from interested persons; and that the legal description of the land proposed for

annexation is as follows: Lots 1, 2 and 3 of Westside Heights Subdivision, which includes that previously annexed portion of said Lot 3 and Tax Lot 97 located in the Northwest 1/4 of the Northwest 1/4 of Section 13, T 26 N, R 3 E of the 6th P.M., Wayne County, Nebraska and the following tracts of land more particularly described as fol-

Tract I
A tract of land located in the Northeast 1/4 of the Northeast 1/4 of Section 14, T 26 N, R 3 E of the 6th P.M., Wayne County, Nebraska, more

particularly described as follows: Beginning at the Northeast corner of Section 14, T 26 N, R 3 E of the 6th P.M., Wayne County, Nebraska; thence Southerly on the East line of the Northeast 1/4 of the Northeast 1/4 of said Section, 862.36 feet to the Southwest corner of Westside Heights Subdivision; thence Westerly and perpendicu-

lar to said East line, 33.00 feet to a point on the West Right-Of-Way line of the County Road; thence Northerly on said West Right-Of-Way line, 560.16 feet to a point on the South line of the State of Nebraska Highway Right-Of-Way line, thence West on said South Right-Of-Way line, 27.00 feet to a point on said Highway Right-Of-Way line; thence Northerly on said Highway Right-Of-Way line, 233.61 feet to a point on said South Right-Of-Way line; thence Northwesterly, 68.56 feet to a point on the North line of said Northeast 1/4; thence Easterly on said North line, 67.51 feet to the point of begin-

Tract II A tract of land located in the Southeast 1/4 of the Southeast 1/4 of Section 11, T 26 N, R 3 E of the 6th P.M., Wayne County, Nebraska, more particularly described as follows:

Beginning at the Southeast corner of Section 11, T 26 N, R 3 E of the 6th P.M., Wayne County, Nebraska; thence Northerly on the East line of the Southeast 1/4 of the Southeast 1/4 of said Section, 497.80 feet to a point on the North

Way; thence Westerly on said North Right-Of-Way line, 75.00 feet to a point on said Highway Right-Of-Way line; thence Southerly on said Highway Right-Of-Way line, 426.08 feet to a point on said North Right-Of-Way line; thence Southeasterly 72.67 feet to a point on the South line of said Southeast 1/4: thence Easterly on said South line, 67.51 feet to the point of begin-BE IT FURTHER RESOLVED, that the plan of the City of Wayne, Nebraska, for the extension of City services to the aforedescribed land

line of the State of Nebraska Highway Right-Of-

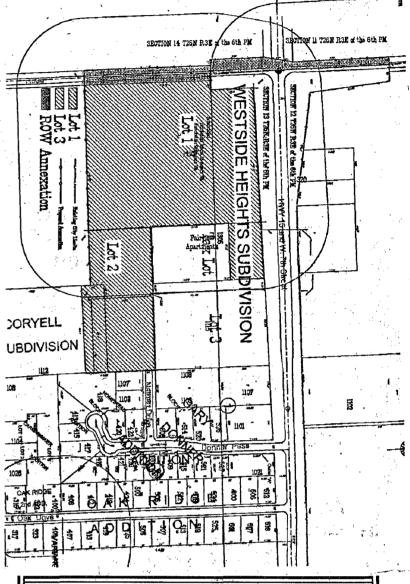
proposed for annexation is available for public inspection during regular business hours in the office of the City Clerk at 306 Pearl Street, Wayne, Nebraska

PASSED AND APPROVED this 31st day of October, 2006,

THE CITY OF WAYNE, NEBRASKA,

ATTEST:

(Publ. Nov. 2, 2006)



#### **ELECTION PREVIEW**

Nebraskans will be voting on nine issues when they go to the General Election polls on November 7. So that voters can better understand these important proposed changes to the state Constitution or state statutes, the Nebraska Press Associa tion in cooperation with this newspaper has prepared this report. This report briefly defines the issues, explaining the purpose and finally stating the arguments for and against. This is the third in a series of three previews.

#### **PROPOSED AMENDMENT 4**

Probation officers and parole officers could share some duties under Proposed Amendment 4, which proponents say would provide better and more efficient service. Parole officers are under the Department of Corrections in the executive branch of government. Probation officers are in a system supervised by the state Supreme Court. Amendment 4 would revise Nebraska's "separation of powers" clause, which prohibits any of the three branches of government from exercising the powers delegated to the others. There are just 20 parole officers in Nebraska, located in Omaha, Lincoln, Grand Island, North Platte, Scottsbluff and Norfolk. There are some 270 probation officers scattered in 15 cities. A parole officer cannot currently supervise a probationer; a probation officer cannot supervise a parolee.

#### **PROPOSED AMENDMENT 5**

Voter approval of Amendment 5 apparently would make Nebraska the first state to establish an Early Childhood Endowment Education Fund supported with public and private dollars. Supporters hope to

allocate some \$40 million in public funds and \$20 million in private donations for the endowment. Amendment 5 limits appropriations by the Legislature to the interest or income on the early education endowment fund for the benefit of the common schools and for the exclusive purpose of supporting early childhood education in Nebraska. It defines "early childhood education" as "programs promoting social, emotional, intellectual, language, physical and aesthetic development and learning for children from birth to kindergarten-entrance age.

#### **PROPOSED AMENDMENT 6**

Supporters say approval of Proposed Amendment 6 will add to government's integrity, because local governments will stop lying about "blighted areas" to qualify for tax incentives to promote develop-ment. Tax increment Financing (TIF) was invented so that "blighted and substandard" areas would be attractive to developers. If the constitution is changed to recognize the reality
- that TIF is a financing tool for economic development - it will save a lot of time. It will also save money for small towns that spend thousands of dollars for "studies" certifying that a given area meets the definition of blighted, or substandard.

#### ESU #1 — WAKEFIELD ANNUAL SUMMARY

Public notice is hereby given, in compliance with the provisions of Nebraska School Law Seciton 79-1228, that the following is a report of the activities of the Board of Educational Service Unit #1 during the period beginning September 1, 2005 and ending August 31, 2006.

RECEIPTS

Local Taxes		639,159
Special Education		3,466,974
Other Local Sources		644,969
Local Fiscal Agent		247,303
State Sources: Core Svcs/Grants		413,228
Federal Sources		1,212,198
Non-Program Sources		35,036
Total Receipts		6,658,867
EXPEN	DITURES	
Special Education		3,449,918
Administration/Board		130,455
Business		242.096
Repair Services		34,771
Plant Operation/Maintenance	nggan na n	79,860
Co-op Purchase		622,961
State Sources: Core Svcs/Grants		623,965
Local Fiscal Agent/Misc.		231,705
Federal Projects	그리는 사람들이 살아 살아 없다.	1,255,467
Total Expenditures	・ for the second of the seco	6,671,198
	uditor's Review	

LEGAL NOTICE OF MEA-SURES TO BE VOTED UPON AT THE GENERAL ELECTION OCCURING ON NOVEMBER 7, 2006

BALLOT TITLES AND TEXT OF CONSTITUTIONAL AMENDMENTS

PROPOSED BY THE NINETY-NINTH LEGISLATURE AND CONSTITUTIONAL AMEND-MENTS, REFERENDUMS, AND STATUTORY PROVISIONS PROPOSED BY INITIATIVE PETITION

Also included are Statements of Explanation in Italics Prepared by the Executive Board of the Legislative Council for Amendments Proposed by the Legislature and by the Attorney General for Initiative and Referendum Measures

#### PROPOSED BY THE 2006 LEG-ISLATURE PROPOSED AMENDMENT NUMBER 1

A vote FOR this amendment will authorize the Legislature to permit counties, cities, and villages to acquire, own, develop, and lease or finance real and personal property for use by nonprofit enterprises for nonsectarian, nondevotional, and nonreligious purposes and to issue revenue bonds for such purpose and will prohibit the use of condemnation for acquiring such property and operation of such property as a business by the county, city, or village.

A vote AGAINST this amendment will not authorize the Legislature to permit counties, cities, and villages to acquire, own, develop, and lease or finance real and personal property for use by nonprofit enterprises or to issue revenue bonds for such purpose.

A constitutional amendment to authorize the use of revenue bonds to develop and lease property for use by nonprofit enterprises as determined by law.

> ☐ For Against

#### TEXT OF PROPOSED AMEND-MENT NUMBER 1

THE MEMBERS OF THE NINE-TY-NINTH LEGISLATURE OF NEBRASKA, SECOND

SESSION, RESOLVE THAT: Section 1. At the general election in November 2006 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article XIII, section 2: XIII-2 (1) Notwithstanding any other provision in the Constitution, the Legislature may authorize any county or incorporated city or village, including cities operating under home rule charters, to acquire, own, develop, and lease real and personal property suitable for use by manufacturing or industrial enterprises and to issue revenue bonds for the purpose of defraying the cost of acquiring and developing such property by construction, purchase, or otherwise. The Legislature may also authorize such county, city, or village to acquire, own, develop, and lease real and personal property suitable for use by enterprises as determined by law if such property is located in blighted areas as determined by law and to issue revenue bonds for the purpose of defraying the cost of acquiring and developing or financing such property by construction, purchase, or otherwise. Such bonds shall not become general obligation bonds of the governmental subdivision by which such bonds are issued. Any real or personal property acquired, owned, developed, or used by any such county, city, or village pursuant to this section subsection shall be subject to taxation to the same extent as private property during the time it is leased to or held by private interests, notwithstanding the provisions of Article VIII, section 2, of the Constitution. The acquiring, owning, developing, and leasing of such property shall be deemed for a public purpose, but the governmental subdivision shall not have the right to acquire such property by condemnation. The principal of and interest on any bonds issued may be secured by a pledge of the lease and the revenue therefrom and by mortgage upon such property. No such governmental subdivision shall have the power to operate any such property as a business or in any manner except as the lessor thereof. (2) Notwithstanding any other provision in this Constitution, the Legislature may also authorize any county, city, or village to acquire, own, develop, and lease or finance real and personal property, other than property used or to be used for sectarian instruction or study or as a place for devotional activities or religious worship, to be used, during the term of any revenue bonds issued, only by nonprofit enterprises as determined by law and to issue revenue bonds for the purpose of defraying the cost of acquiring and developing or financing such property by construction, purchase, or otherwise. Such bonds shall not become general obligation bonds of the governmental subdivision by which such bonds are issued. Notwithstanding the provisions of Article VIII, section 2, of this Constitution, the acquisition, ownership, development, use, or financing of any real or personal property pursuant to the provisions of this subsection shall not affect the imposition of any

taxes or the exemption therefrom

by the Legislature pursuant to this Constitution. The acquiring, owning, developing, and leasing or financing of such property shall be deemed for a public purpose, but the governmental subdivision shall not have the right to acquire such property for the purposes specified in this subsection by condemnation. The principal of and interest on any bonds issued may be secured by a pledge of the lease and the revenue therefrom and by mortgage upon such property. No such governmental subdivision shall have the power to operate any such property as a business or in any man-

ner except as the lessor thereof. (3) Notwithstanding any other provision in the Constitution, the Legislature may also authorize any incorporated city or village, including cities operating under home rule charters, to appropriate from local sources of revenue such funds as may be deemed necessary for an economic or industrial development project or program subject to approval by a vote of a majority of the registered voters of such city or village voting upon the question. For purposes of this provision, funds from local sources of revenue shall mean funds raised from general taxes levied by the city or village and shall not include any funds received by the city or village which are derived from state or fed-

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to authorize the use of revenue bonds to develop and lease property for use by nonprofit enterprises as determined by law.

Against."

#### PROPOSED BY THE 2006 LEG-**ISLATURE** PROPOSED AMENDMENT NUMBER 2

A vote FOR this amendment will authorize the Legislature to permit political subdivisions to invest public endowment funds in the same manner as would a prudent investor acting with skill, care, and diligence. and in such investments that the political subdivision, acting in a fiduciary capacity for the exclusive purpose of protecting and benefiting such investment, may determine, subject to limitations as the Legislature may provide.

A vote AGAINST this amendment will retain the existing, more limiting restrictions on a political subdivision's ability to invest public endow-

A constitutional amendment to authorize the investment of the public endowment funds of cities, villages, school districts, public power districts, and other political subdivisions in such manner and in such investments as the governing body of such political subdivision may determine, subject to limitations by the Legislature.

> ☐ For ☐ Against

#### TEXT OF PROPOSED AMEND-MENT NUMBER 2

THE MEMBERS OF THE NINE-TY-NINTH LEGISLATURE OF NEBRASKA, SECOND SES-SION RESOLVE THAT:

AN ACT relating to political subdivisions; to provide for submission to the electors of an amendment to the Constitution of Nebraska by amending Article XI, section 1. to authorize the investment of public endowment funds by political subdivisions subject to limitations as provided by the Legislature; and to provide for the time and manner of submission and the ballot language for submission.

Be it enacted by the people of the State of Nebraska. Section 1. At the general election in

November 2006 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection: To amend Article XI, section 1:

XI-1 No city, county, town, precinct, municipality, or other sub-division subdivision of the state; shall ever become a subscriber to the capital stock, or owner of such stock, or any portion or interest therein of any railroad, or private corporation, or association, except that, notwithstanding any other provision of this Constitution, the Legislature may authorize the investment of the public endowment funds of cities, villages, school districts, public power districts, and other political subdivisions in the manner required of a prudent investor who shall act with care, skill, and diligence under the prevailing circumstance and in such investments as the governing body of such city, village, school district, public power district, and other political subdivision, acting in a fiduciary capacity for the exclusive purpose of protecting and benefiting such investment, may determine, subject to such limitations as the Legislature may by statute provide. Sec. 2. The proposed

amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment

funds of cities, villages, school districts, public power districts, and other political subdivisions in such manner and in such investments as the governing body of such' political subdivision may determine, subject to limittions by the Legislature.

For Against."

#### PROPOSED BY THE 2006 LEG-ISLATURE PROPOSED AMENDMENT NUMBER 3

A vote FOR this amendment will increase the allocation of state lottery proceeds to the Compulsive Gamblers Assistance Fund from \$500,000 to \$1,000,000.

A vote AGAINST this amendment

increase the amount of state lottery proceeds to be distributed to the Compulsive Gamblers Assistance Fund.

☐ For ☐ Against

TEXT OF PROPOSED AMEND-**MENT NUMBER 3** 

THE MEMBERS OF THE NINE-TY-NINTH LEGISLATURE OF NEBRASKA, SECOND SESSION, RESOLVE THAT:

Section 1. At the general election in November 2006 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection: To amend Article III, section 24:

III-24 (1) Except as provided in this section, the Legislature shall not authorize any game of chance or any lottery or gift enterprise when the consideration for a chance to participate involves the payment of money for the purchase of property, services, or a chance or admission ticket or requires an expenditure of substantial effort or time.

(2) The Legislature may authorize and regulate a state lottery pursuant to subsection (3) of this section and other lotteries, raffles, and gift enterprises which are intended solely as business promotions or the proceeds of which are to be used solely for charitable or community better—permitted in this Constitution.
ment purposes without profit to the . (2) Notwithstanding the provisions promoter of such lotteries, raffles, or gift enterprises.

(3)(a) The Legislature may establish a lottery to be operated and regulated by the State of Nebraska. The proceeds of the lottery shall be appropriated by the Legislature for the costs of establishing and maintaining the lottery and for the following purposes, as directed by the Legislature:

(i) The first five hundred thousand one million dollars after the payment of prizes and operating expenses shall be transferred to the Compulsive Gamblers Assistance Fund; (ii) Forty-four and one-half percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the Nebraska Environmental Trust Fund to be used as provided in the Nebraska

Environmental Trust Act; (iii) Forty-four and one-half percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be used for education as the Legislature may direct;

(iv) Ten percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the Nebraska State Fair Board if the most populous city within the county in which the fair is located provides matching funds equivalent to ten percent of the funds available for transfer. Such matching funds may be obtained from the city and any other private or public entity, except that no portion of such matching funds shall be provided by the state. If the Nebraska State Fair ceases operations, ten percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the General Fund; and

(v) One percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the Compulsive Gamblers Assistance Fund.

(b) No lottery game shall be conducted as part of the lottery unless the type of game has been approved by a majority of the members of the Legislature.

(4) Nothing in this section shall be TEXT OF PROPOSED AMENDconstrued to prohibit (a) the enactment of laws providing for the licensing and regulation of wagering on the results of horseraces, wherever run, either within or outside of the state, by the parimutuel method, when such wagering is conducted by licensees within a licensed racetrack enclosure or (b) the enactment of laws providing for the licensing and regulation of bingo games conducted by nonprofit associations which have been in existence for a period of five years immediately preceding the

of the public endowment bingo games cannot be conducted by agents or lessees of such associations a percentage basis.

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to increase the amount of state lottery proceeds to be distributed to the Compulsive Gamblers Assistance Fund. For

Against."

#### PROPOSED BY THE 2006 LEG-ISLATURE PROPOSED AMENDMENT NUMBER 4

A vote FOR this amendment will change the separation of powers provision of the Constitution of Nebraska to authorize the Legislature to assign to the judicial and executive departments responsibilities regarding the supervision of individuals sentenced will not increase the allocation to to probation, released on parole, or the Compulsive Gamblers Assistance subject to programs provided by a

A constitutional amendment to A vote AGAINST this amendment will not authorize a change to the separation of powers provision of the Constitution of Nebraska.

> A constitutional amendment to permit supervision of individuals sentenced to probation, released on parole, or enrolled in court programs or services by the judicial and executive departments as provided by the Legislature.

☐ For ☐ Against

#### TEXT OF PROPOSED AMEND-**MENT NUMBER 4**

THE MEMBERS OF THE NINE-TY-NINTH LEGISLATURE OF NEBRASKA, SECOND SESSION, RESOLVE THAT:

Section 1. At the general election in November 2006 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection: To amend Article II, section 1:

II-1 (1) The powers of the government of this state are divided into three distinct departments, the legislative, executive, and judicial, and no person or collection of persons being one of these departments, shall exercise any power properly belonging to either of the others; except as hereinafter expressly directed or

of subsection (1) of this section, supervision of individuals sentenced to probation, released on parole, or enrolled in programs or services established within a court may be undertaken by either the judicial or executive department, or jointly, as provided by the Legislature.

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to permit supervision probation, released on parole, or enrolled in court programs or services by the judicial and executive departments as provided by the Legislature.

Against." 171.

#### PROPOSED BY THE 2006 LEG-ISLATURE PROPOSED AMENDMENT NUMBER 5

A vote FOR this amendment will permit use of perpetual school funds for early childhood educational purposes through public schools, will create an early childhood education endowment fund and allocate \$40,000,000 of perpetual school funds to the endowment fund, subject to reversion to the common schools if the annual income from \$20,000,000 of private funds is not irrevocably committed to the endowment fund, and will define early childhood education for purposes of Article VII of the Constitution of Nebraska.

A vote AGAINST this amendment will not change the use of the perpetual school funds, will not create an early childhood education endowment fund, and will not define early childhood education.

A constitutional amendment to permit use of funds dedicated to the common schools for early childhood educational purposes,

☐ For ☐ Against

#### **MENT NUMBER 5**

THE MEMBERS OF THE NINE-TY-NINTH LEGISLATURE OF NEBRASKA, SECOND SESSION, RESOLVE THAT:

AN ACT relating to educational lands and funds; to provide for amendment to the Constitution of Nebraska by amending Article VII, sections 7. 8. and 9. to permit the use of funds dedicated to the schools for common school and early childto authorize the investment application for license, except that hood educational purposes; and to ing purpose for the use of public debt

provide for the time and manner of and special property tax financing. submission and the ballot language for submission.

Be it enacted by the people of the State of Nebraska,

Section 1. At the general election in November 2006 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection: To amend Article VII, sections 7, 8, and 9:

VII-7 The following are hereby declared to be perpetual funds for common school purposes, including early childhood educational purposes operated by or distributed through the common schools, of which the annual interest or income only can be appropriated, to wit:

First. Such per cent percent as has been, or may hereafter be, granted by Congress on the sale of lands in this state

Second, All money arising from the sale or leasing of sections number sixteen and thirty-six in each township in this state, and the lands selected, or that may be selected, in lieu thereof.

Third. The proceeds of all lands that have been, or may hereafter be, granted to this state, where by the terms and conditions of such grant the same are not to be otherwise appropriated.

Fourth. The net proceeds of lands and other property and effects that may come to this state, by escheat or forfeiture, or from unclaimed dividends, or distributive shares of the estates of deceased persons. Fifth. All other property of any kind

now belonging to the perpetual

VII-8 All funds belonging to the state for common school educational purposes, including early childhood educational purposes operated by or distributed through the common schools, the interest and income whereof only are to be used, shall be deemed trust funds. Such funds with the interest and income thereof are hereby solemnly pledged to the pur poses for which they are granted and set apart and shall not be transferred to any other fund for other uses. The state shall supply any net aggregate losses thereof realized at the close of each calendar year that may in any manner accrue. Notwithstanding any other provisions in the this Constitution, such funds shall be invested as the Legislature may by statute provide,

VII-9 (1) The following funds shall be exclusively used for the support and maintenance of the common schools in each school district in the state or for early childhood education operated by or distributed through the common schools as provided in subsection (3) of this section, as the Legislature shall provide: a. (a) Income arising from the per-

petual funds: b. (b) The income from the unsold school lands, except that costs of administration shall be deducted from the income before it is so ap-

c. (c) All other grants, gifts, and debe made to the state which are not other provision in the Constitution, otherwise appropriated by the terms of the grant, gift, or devise; and d. (d) Such other support as the

Legislature may provide. (2) No distribution or appropriation shall be made to any school district for the year in which school is not maintained for the minimum term

required by law. of individuals sentenced to (3)(a) An early childhood education endowment fund shall be created for the purpose of supporting early childhood education in this state as provided by the Legislature,

(b) An amount equal to forty million dollars of the funds belonging to the state for common school and early childhood educational purposes operated by or distributed through the common schools described in Article VII, section 7, of this Constitution shall be allocated for the early childhood education endowment fund. (c) Only interest or income on such early childhood education endowment fund may be appropriated as provided by the Legislature for the

for the exclusive purpose of supporting early childhood education in this state. (d) For purposes of Article VII of this Constitution, early childhood education means programs operated by or distributed through the common schools promoting development and

learning for children from birth to

benefit of the common schools and

kindergarten-entrance age. (e) If the annual income from twenty million dollars of private funding is not irrevocably committed by July 1, 2011, to the use of the early childhood education endowment fund, then the forty-million-dollar allocation pursuant to subdivision (3)(b) of this section may revert to the use of the common schools as the

Legislature shall determine. Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to permit use of funds dedicated to the common schools for early childhood educational purposes. For

Against."

#### PROPOSED BY THE 2006 LEG-ISLATURE PROPOSED AMENDMENT NUMBER 6

submission to the electors of an A vote FOR this amendment will remove the requirement that property eligible for public debt and special property tax financing be substandard and blighted and allow development of property as a qualify-

The Legislature will also be given the authority to: (1) determine the terms and conditions for use of public debt and special property tax financing; (2) authorize counties, in addition to cities and villages, to use public debt and special property tax financing; (3) authorize cities and villages to expand the use of public debt and special property tax financ-ing beyond their boundaries; and (4) extend the pledge and payment schedule for public debt and special property tax treatment from fifteen years to thirty years under specified circumstances.

A vote AGAINST this amendment will retain the constitutional requirement that property be substandard and blighted in order to use public debt and special property tax financing, will not add development of property as a qualifying purpose, wil**l** not authorize use of public debt and special property tax financing beyond the boundaries of cities and villages, will not authorize the Legislature to expand the use of public debt and special property tax financing by counties, and will not extend the pledge and payment schedule from fifteen years to thirty years.

A constitutional amendment to remove a requirement that property be substandard and blighted for purposes of rehabilitating, acquiring, or redeveloping such property through use of public debt or special property tax treatment, to add development as a purpose for use of the constitutional provision authorizing public debt and special property tax treatment, to permit counties and cities and villages outside their corporate boundaries to use such constitutional provision, and to authorize the Legislature to extend the term of such special tax treatment from fifteen to thirty years.

> ☐ For ☐ Against

TEXT OF PROPOSED AMEND-**MENT NUMBER 6** 

THE MEMBERS OF THE NINE-TY-NINTH LEGISLATURE OF NEBRASKA, SECOND SESSION, RESOLVE THAT:

Section 1. At the general election in November 2006 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection: To amend Article VIII, section 12: VIII-12 (1) For the purpose of developing, rehabilitating, acquiring, or redeveloping substandard and blighted property in a redevelopment

project as determined by law, property, the Legislature may by general law authorize any city or village of vises that have been or may hereafter the state may, notwithstanding any and without regard to charter limita tions and restrictions, within its corporate boundaries or within the area in which it exercises planning, zoning, and code enforcement authority or any county to incur indebtedness, whether by bond, loans, notes, advance of money, or otherwise, notwithstanding any other provision in this Constitution and without regard to charter limitations and restrictions. Notwithstanding

(2) Except as provided in subsection (3) of this section and notwithstanding any other provision in the this Constitution or a local charter, such cities, or villages, or counties may also pledge for and apply to the payment of the principal, interest, and any premium on such indebtedness all taxes levied by all taxing bodies, which taxes shall be at such rate for a period not to exceed fifteen years, on the assessed valuation of the property in the project area portion of a designated blighted and substandard area that is in excess of the assessed valuation of such property for the year prior to such development, rehabilitation, acquisition, or redevelopment.

(3) Notwithstanding any other provision in this Constitution, the Legislature may provide that the limitation to a period of fifteen years on the collection of all taxes levied on the excess value of property collected for the payment of the indebtedness incurred for the purpose of developing, rehabilitating, acquiring, or redeveloping such property may be extended to a period not to exceed thirty years if more than one-half of the property by area within the project area is owned by the State of Nebraska and if the indebtedness to be incurred for the development. rehabilitation, acquisition, or redevelopment of such property cannot be reasonably financed within fifteen

(4) When such indebtedness and the interest thereon have been paid in full, such property thereafter shall be taxed as is other property in the respective taxing jurisdictions and such taxes applied as all other taxes of the respective taxing bodies.

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to remove a requirement that property be substandard and blighted for purposes of rehabilitating, acquiring, or redeveloping such property through use of public debt or special property tax treatment, to add development as a purpose for use of the constitutional provision authorizing public debt and special property tax treatment, to permit counties and cities and villages outside their corporate boundaries to use such constitutional provision, and to authorize the Legislature to extend the term of such special tax treatment from fifteen to thirty years.

Against."

#### PROPOSED BY INITIATIVE PETITION **INITIATIVE MEASURE 421**

A vote "FOR" will amend the Nebraska County and City Lottery Act to authorize the use of video keno gaming devices.

A vote "AGAINST" will not cause the. Nebraska County and City Lottery Act to be amended to authorize the use of video keno gaming devices.

Shall the Nebraska County and City Lottery Act be amended to: (1) Authorize video keno player stations where players insert cash or a winning ticket to select or quick pick numbers from eighty numbers displayed on a video player station and an electronic selection device randomly selects numbers from the same pool of eighty numbers, with winning plays determined by matching the player-selected numbers with the numbers randomly selected by the electronic selection device; (2) Impose a tax on video keno revenues; and (3) Provide for distribution of video keno revenues to counties, cities, or villages and lottery operators.

> ☐ For Against

#### TEXT OF PROPOSED INITIA-**TIVE MEASURE 421**

Proposed Initiative Petition Language to Amend Nebraska

A BILL

FOR AN ACT relating to the Nebraska County and City Lottery Act; to amend sections 9-607, 9-613, 9-643, 9-648, and 9-650. Reissue Revised Statutes of Nebraska, and sections 9-601, 9-603, and Cumulative Supplement, 2004: to provide for the conduct of video keno lottery; to change provisions tion and use of proceeds; to harmonize provisions: and to repeal the original sections

Be it enacted by the people of the State of Nebraska, Section 1. Section 9-601, Revised Statutes Cumulative Supplement,

2004, is amended to read: 9-601 Sections 9-601 to 9-653 and sections 3 and 7 of this act shall be known and may be cited as the Nebraska County and City Lot-

tery Act. Sec. 2. Section 9-603, Revised Statutes Cumulative Supplement, 2004, is amended to read:

Nebraska County and City Lottery Act, the definitions found in sections Act. 9-603.02 to 9-618 and section 3 of this Sec. 6. Section 9-625, Revised Statact shall be used.

Sec. 3. Gross gaming revenue means gross proceeds minus (1) prizes, (2) any prize reserves established by the tor, and (3) any federal tax imposed on the video keno lottery.

Sec. 4. Section 9-607, Reissue Revised Statutes of Nebraska, is amended to

read: 9-607 (1) Lottery shall mean a gambling scheme in which: (a) The players pay or agree to pay something of value for an opportunity to win; (b) Winning opportunities are represented by tickets or displayed the following two methods: (i) By a random drawing of tickets differentiof a game known as keno in which a player selects up to twenty numbers from a total of eighty numbers on a pursuant to this section which is paper ticket and a computer, other electronic selection device, or electrically operated blower machine which is not player-activated randomly se- for any ten consecutive years shall lects up to twenty numbers from the no longer be authorized under this same pool of eighty numbers and the section. If the voters in a county, winning players are determined by city, or village approve a lottery on the correct matching of the numbers or after October 1, 1989, pursuant to on the paper ticket selected by the this section but the lottery does not players with the numbers randomly actually begin operation within ten selected by the computer, other years of the date that the results of electronic selection device, or electrically operated blower machine. except that no keno game under this subdivision shall permit or require player access or activation of lottery did not operate within the ten-year equipment and the random selection of numbers by the computer, other electronic selection device, or electrithe registered voters of the county, cally operated blower machine shall not occur within five minutes of the issue at a subsequent election pursucompletion of the previous selection of random numbers; and or (iii) By use of a game known as video keno in which each player selects or quickpicks numbers from a total of eighty may conduct a lottery only within the numbers displayed on a video player boundaries of such county, city, or electronic selection device randomly enclosure which abuts the corporate selects numbers from the same pool

other electronic selection device and displayed on the video player station; (d) (d)(i) The holders of the winning paper tickets are to receive cash or prizes redeemable for cash; or (ii) Amounts won are shown as credits on a video player station and may be either (A) replayed or (B) printed on a paper ticket which may be redeemed for cash or replayed; and -(e) Selection of a winner or winners shall be predicated solely on chance.

(2) Lottery shall not in-(a) Any gambling scheme. other than video keno, which uses any mechanical gaming device, computer gaming device, electronic gaming device, or video gaming device which has the capability of awarding something of value, free games redeemable for something of value, or tickets or stubs redeemable for something of value; (b) Any activity authorized or regulated under the Nebraska Bingo Act, the Nebraska Lottery and Raffle Act, the Nebraska Pickle Card Lottery Act, the Nebraska Small Lottery and Raffle Act, the State Lottery Act, section 9-701, or Chapter 2, article 12; or (c) Any activity prohibited under Chapter 28, article 11.

(3) Notwithstanding the requirement in subdivision (1)(c)(ii) of this section that a player select up to twenty numbers, a player may select more than twenty numbers on a paper ticket when a top or bottom, left or right, edge, or way ticket is played. For a top or bottom ticket, the player shall select all numbers from one through forty or all numbers from forty-one through eighty. For a left or right ticket, the player shall select all numbers ending in one through five or all numbers ending in six through zero. For an edge ticket, the player shall select all of the numbers comprising the outside edge of the ticket. For a way ticket, the player shall select a combination of groups of numbers in multiple ways on a single ticket, (4) A county, city, or village

conducting a keno lottery under subdivision (1)(c)(ii) of this section shall designate the method of winning number selection to be used in the lottery and submit such designation in writing to the department prior to conducting a keno lottery. Only those methods of winning number selection described in subdivision (1)(c)(ii) of this section shall be permitted, and the method of winning number selection initially utilized may only be changed once during that business day as set forth in the designation. A county, city, or village shall not change the method or methods of winning number selection filed with the department or allow 9-625. Revised Statutes it to be changed once such initial designation has been made unless (a) otherwise authorized in writing by the department based upon a written request from the county, city, relating to keno; to change or village or (b) an emergency arises provisions relating to taxa- in which case a ball draw method of number selection would be switched to a number selection by a random number generator. An emergency situation shall be reported by the county, city, or village to the department within twenty-four hours of its occurrence.

Sec. 5. Section 9-613, Reissue Revised Statutes of Nebraska, is amended to

shall mean all proprietary devices, tax or otherwise regulate, control, machines, video player stations, and parts used in the manufacture or maintenance of equipment which is used in and is an integral part of the conduct of any lottery activity 9-603 For purposes of the authorized or regulated under the subsection shall be remitted to the Nebraska County and City Lottery

> utes Cumulative Supplement, 2004, is amended to read:

9-625 (1) Any county, city, or village may establish and conduct county, city, village, or lottery opera- a lottery if an election is first held pursuant to this section. Only one scheme or type of lottery may be conducted by a county, city, or village at one time. No county, city, or village shall establish and conduct a lottery until such course of action has been approved by a majority of the registered voters of such county, city, or village casting ballots on the issue at a regular election or a special election called by the governing board of on a video player station; (c) Win- the county, city, or village for such ners are solely determined by one of purpose. This section shall not be construed to prohibit any county, city, or village from conducting a ated by sequential enumeration from lottery if such course of action was a receptacle by hand whereby each approved prior to July 17, 1986, by ticket has an equal chance of being a majority of the registered voters of chosen in the drawing; or (ii) By use such county, city, or village casting

ballots on the issue. (2) Any lottery established authorized by an election held on or after October 1, 1989, pursuant to this section that is not in operation the election are certified, the lottery shall no longer be authorized under this section. Any lottery no longer authorized under this section because it period provided in this section may be reauthorized by a majority vote of city, or village casting ballots on the ant to this section.

tion imposed pursuant to section 9-643, any county, city, or village station and a computer or other village, or within a licensed racetrack any other revenue and placed in a limits thereof or which is within the of eighty numbers and the winning zoning jurisdiction of a city, except If a lottery operator is conducting plays are determined by the correct that nothing in this section shall pro- a lottery on behalf of a county, city, matching of the numbers selected hibit a county, city, or village from or village, such proceeds, including by the player with the numbers ran- entering into an agreement pursuant any interest, shall be transferred domly selected by the computer or to the Interlocal Cooperation Act to from the lottery operator's separate 79-415, 79-416, 79-418, purposes of this section, to attach

established a lottery in accordance with this section.

(4) A county, city, or village may conduct only one scheme or type of lottery under subdivision (1)(c) of section 9-607 at one time, except that a county, city, or village may choose to conduct a lottery under both subdivisions (1)(c)(ii) and (iii) of section 9-607 concurrently. A county, city, or village that is authorized to conduct a lottery as provided in this section may conduct a lottery under subdivision (1)(c)(iii) of section 9-607 without another election.

(5) If any county, city, or village is conducting a lottery at the time it is consolidated into a municipal county and such county, city, or village is abolished as of the date of creation of the municipal county, the municipal county shall be subject to the same rights and obligations with respect to such lottery or lotteries as the counties, cities, and villages which were abolished, including any rights or obligations under lottery contracts of such counties, cities, and villages. Such lottery shall continue to be subject to all other provisions of the Nebraska County and City Lottery Act, except that such lottery shall not be expanded to any new location in any area of the municipal county where such lottery was not previously authorized before the consolidation unless such expansion has been approved by a majority of the registered voters of such municipal county voting at a regular election or a special election called by the governing board of the municipal county for such purpose. Sec. 7. (1) A county, city, or village which conducts a video keno lottery may authorize the use of one or more video player stations.

(2) Each video player station may (a) permit or require player access and activation, (b) accept cash or a winning ticket from the player to initiate play, (c) have a separate computer or other electronic device for the random selection of numbers, and (d) be self-contained or networked with other video player stations. Each video player station shall be capable of being centrally monitored by the depart-

(3) The county, city, or

village may determine the required time interval, if any, between each random selection of numbers in a video keno lottery.

(4) The department shall

establish and operate a monitoring system for all video player stations used for video keno lottery in the state. The monitoring system shall include the ability for counties, cities, villages, and lottery operators to obtain information from the monitoring system for reporting, monitoring, and auditing and also for operation of combined progressive or jackpot

Sec. 8. Section 9-643, Reissue Revised Statutes of Nebraska, is amended to

9-643 (1) Any county, city, or village may, by resolution or ordinance, tax, regulate, control, or prohibit any lottery conducted pursuant to the Nebraska County and City (5) provide for certain student trans-Lottery Act within the boundaries of such county, city, or village, except 9-613 Lottery equipment that (a) no county may impose a or prohibit any lottery within the corporate limits of a city or village and (b) no tax may be imposed under this section for a video keno lottery. Any tax imposed pursuant to this general fund of the county, city, or village imposing such tax.

(2) Nothing in this section shall be construed to authorize any lottery not otherwise authorized under Nebraska law.

Sec. 9. Section 9-648, Reissue Revised Statutes of Nebraska, is amended to

9-648 Any (1) Except as provided in subsection (2) of this section, any county, city, or village which conducts a lottery shall submit to the department on a quarterly basis a tax of two percent of the gross proceeds. Such tax-

(2) Any county, city, or village which conducts a video keno lottery pursuant to subdivision (1)(c)(iii) of section 9-607 shall submit to the department on a quarterly basis a tax of nine percent of the gross gaming revenue. If the video keno lottery is operated by a lottery operator, the tax imposed by this subsection shall be paid only from amounts remitted to the county, city, or village by the lottery operator under subsection (2)

of section 9-650. (3) The taxes imposed by this section shall be remitted not later than thirty days from the close of the preceding quarter on forms provided by the department. The department shall remit the tax to the State Treasurer. The State Treasurer shall credit ten percent of the tax remitted under subsection (2) of this section to the Compulsive Gamblers Assistance Fund and credit the remainder of the tax remitted under this section for credit to the Charitable Gaming Operations Fund, All deficiencies of the tax imposed by this section shall accrue interest and be subject to a penalty as provided for sales and use taxes in the Nebraska Revenue Act of 1967.

Sec. 10. Section 9-650, Reissue Revised Statutes of Nebraska, is amended to read:

9-650 (1) The gross pro-(3) Except for any restric- ceeds of any lottery, less the amount awarded in prizes and any salary, fee, or commission paid to a licensed lottery operator plus any interest on such funds, shall be segregated from separate account of the lottery operator and the county, city, or village.

conduct a joint lottery with another account to a separate account of the 79-419, 79-422, 79-423, 79-433, county, city, or village which has county, city, or village except as otherwise provided in subsection (2) of this section. Any interest received by a county, city, or village from the proceeds of the lottery shall be used solely for community betterment

> (2) If a video keno lottery is operated by a lottery operator pursuant to subdivision (1)(c)(iii) of section 9-607, the county, city, or village shall require the lottery operator to remit thirty-six percent of the gross gaming revenue on a monthly basis to the county, city, or village in lieu of any other local gaming or amusement tax or contractually agreed amount which might otherwise apply to the video keno lottery, and the lottery operator shall retain the remainder of the gross gaming revenue. Out of that remainder, the lottery operator shall deduct and retain fourteen percent of the gross gaming revenue as a service fee for video keno lottery conducted at a sales outlet location, and any remaining amount shall be divided equally between the lottery operator and the sales outlet location. The sales outlet location shall be responsible for depositing cash from the video player station to a separate account established by the lottery operator and shall be responsible for the cost of any required bond or other security.

(3) Separate records shall be maintained by such licensed county, city, or village. Records required by the Nebraska County and City Lottery Act shall be preserved for at least three years unless otherwise provided by rules and regulations adopted and promulgated by the department. Any law enforcement agency or other agency of government shall have the authority to investigate the records relating to lotteries and gross proceeds from such lottery at any time. Any county, city, or village shall, upon proper written request, deliver all such records to the department or other law enforcement agency for investigation. Sec. 11. Original sections 9-607, 9-

613, 9-643, 9-648, and 9-650, Reissue Revised Statutes of Nebraska, and sections 9-601, 9-603, and 9-625, Revised Statutes Cumulative Supplement, 2004, are repealed.

PROPOSED BY REFERENDUM PETITION **REFERENDUM MEASURE 422** 

A vote to "Retain" will retain Legislative Bill 126 enacted in 2005 by the First Session of the Ninety-Ninth Nebraska Legislature, and that bill will (1) dissolve all Class I school districts and repeal the statutes dealing with their formation; (2) attach Class I school districts to Class II,III, IV and VI school districts; (3) distribute Class I territory, assets and liabilities (except for bonded indebtedness); (4) prevent elementary attendance centers for all school districts including former Class I districts from being ciosea unaer certain circumstances; portation requirements; and (6) provide for aid to schools for transition and elementary improvement.

A vote to "Repeal" will repeal Legislative Bill 126 enacted in 2005 by the First Session of the Ninety-Ninth Nebraska Legislature, and that repeal will (1) eliminate provisions dissolving all Class I school districts and repealing the statutes dealing with their formation; (2) eliminate provisions attaching Class I school districts to Class II, III, IV and VI school districts; (3) eliminate provisions for the distribution of Class I territory, assets and liabilities (except for bonded indebtedness); (4) eliminate provisions which prevent elementary attendance centers for all school districts including former Class I districts from being closed under certain circumstances: (5) eliminate certain student transportation requirements; and (6) eliminate (3) of this section. (5) The grades provisions for aid to schools for tran- offered at an elementary attendance

Shall Legislative Bill 126, enacted by the First Session of the Ninety-Ninth Nebraska Legislature be retained? The purposes of Legislative Bill 126 are to: dissolve all Class I school districts and repeal the statutes dealing with their formation: attach Class I school districts to Class II, III, IV or VI school districts; distribute Class I territory, assets and liabilities (except for bonded indebtedness); quirements of subsection (4) of secprevent elementary attendance centers for all school districts from being closed under certain circumstances; provide for which the territory is affiliated or of certain student transportation which the territory is a part. The requirements; and provide for assets and liabilities of such district, aid to schools for transition and elementary improvement.

Retain Repeal

#### TEXT OF PROPOSED REFER-**ENDUM MEASURE 422**

Proposed Referendum to Repeal LB 126 (2005)

126 (underscoring indicates language added by LB 126 and strike through indicates language that was removed by LB

AN ACT relating to schools; to amend sections 32-542, 79-102, 79-401, 79-402, 79-403, 79-405, 79-407, 79-408, 79-409, 79-410, 79-434, 79-435, 79-443, 79-447, 79-449, 79-452, 79-454, 79-455, 79-470, 79-473, 79-479, 79-499, 79-4,101, 79-4,108, 79-4,111, 79-556, 79-611, 79-850, 79-857, 79-1003, 79-1026, 79-1027, 79-1031.01, 79-1083.02, and 79-1083.03, Reissue Revised Statutes of Nebraska, and sections 79-1016, 79-1022, and 79-1028, Revised Statutes Supplement, 2004; to provide for reorganization of certain school districts as prescribed; to provide community schools, rural education transition funds, and elementary improvement grants; to change and eliminate provisions relating to school district reorganization; to harmonize provisions; to provide operative dates; to repeal the original sections; and to outright repeal sections 79-404, 79-406, 79-411, 79-417, 79-424 to 79-427 79-431, 79-472, 79-477, 79-478, 79-492 to 79-495, 79-4,109, and 79-4,110, Reissue Revised Statutes of

Be it enacted by the people of the State of Nebraska,

Section 1. (1) On or before Septem-

ber 10, 2005, the secretary of the school board of each Class I school <u>district shall certify to each Class II,</u> III, IV, and VI school district with which territory within the boundaries of the Class I school district is affiliated or of which territory within such boundaries is a part: (a) A statement of the highest grade offered by the Class I school district; and (b) A list of the former students of the Class I school district who in school year 2001-02, 2002-03, or 2003-04 completed the highest grade offered by the Class I school district. (2) On or before October 1, 2005, the superintendent of each Class II, III, IV, or VI school district receiving such list of students shall certify to the Class I school district a modified list specifying: (a) The students, if any, who appear on the list provided by the Class I school district pursuant to subsection (1) of this section and who were enrolled in such Class II, III, IV, or VI school district for any part of school year 2002-03, 2003-04, or 2004-05; and (b) Additional students, if any, who were residents of the Class I school district but who completed the highest grade offered by the Class I school district as an enrollment option student in the Class II, III, IV, or VI school district in school year 2001-02, 2002-03, or 2003-04. (3) The secretary of the school board of each Class I school district shall determine a membership percentage for each Class II, III. IV, or VI school district with which territory within the boundaries of the Class I school district is affiliated or of which territory within such boundaries is a part by dividing the num-ber of students specified by the Class II, III, IV, or VI school district pursuant to subsection (2) of this section by the total number of students specified by all Class II, III, IV, or VI school districts with which territory within the boundaries of the Class I school district is affiliated or of which territory within such boundaries is a part. If a Class II, III, IV, or VI school district fails to provide the modified list required pursuant to subsection (2) of this section to a Class I school district on or before October 1, 2005, such Class II, III, IV, or VI school district shall be deemed to have had no such students to specify pursuant to subsection (2) of this section and shall have a membership percentage of zero percent. (4) On or before November 1, 2005, the secretary of the school board of each Class I school district shall certify to the State Committee for the Reorganization of School Districts and to each Class II, III, IV, or VI school district with which territory within the boundaries of the Class I school district is affiliated or of which territory within such boundaries is a part a list of all membership percentages calculated by the Class I school district pursuant to subsection sition and elementary improvement. center shall include any grade for which a student could enroll and receive education at the elementary attendance center for the specified school year. Sec. 2. (1) Notwithstanding the provisions of any affiliation petition or plan entered into by Class I school districts prior to the operative date of this section, on or before December 1, 2005, the State Committee for the Reorganization of School Districts shall enter an order dissolving any Class I school district that does not comply with the retion 1 of this act and attaching the territory of such district to the Class II, III, IV, or VI school district with except bonded indebtedness as provided in subsection (2) of this section. shall be distributed among the Class II, III, IV, or VI school districts to which the territory has been attached in proportion to the taxable valuation of the territory attached to such Class II, III, IV, or VI school district.(2) The territory obligated for the bonded indebtedness of any Class I, II, III, IV, or VI school district shall not change as a result of an order issued pursuant to this section. (3) The State Committee for the Reorganization of School Districts is not Title and text of LB required to conduct public hearings prior to issuing orders pursuant to this section. (4) The effective date for all orders pursuant to this section shall be January 1, 2006, for determining residence for election purposes and June 15, 2006, for all other purposes.(5) The elementary attendance center for any Class I school district dissolved pursuant to this section shall not be subject to sections 4 and 40 of this act. (6) For

territory of a Class I district dissolved pursuant to this section to a Class VI district with which the territory is a part means to include the territory in the new Class II or Class III school district formed from the Class VI school district pursuant to subsection (5) of section 3 of this act, Sec. 3. (1) Notwithstanding the provisions of any affiliation petition or plan entered into by Class I school districts prior to the operative date of this section, the State Committee for the Reorganization of School Districts shall issue orders, on or before December 1, 2005, which dissolve and attach the territory of each Class I school district, except as provided in section 2 of this act, to one or more Class II, III, IV, or VI school districts pursuant to one of the methods contained in subsection (3) of this section. To attach territory of a Class I district dissolved pursuant to this section to a Class VI district of which the territory is a part means to include the territory in the Class II or Class III school district formed from the Class VI school district pursuant to subsection (5) of this section. (2) On or before October 1, 2005, each Class I school board may hold a public hearing regarding the dissolution of the Class I school district and its attachment to one or more Class II, III, IV, or VI school districts. On or before November 1, 2005, each Class I school board that held a hearing pursuant to this subsection may file with the State Committee for the Reorganization of School Districts a statement of commitment to attach all of the territory of the Class I district to one or more Class II, III, IV, or VI school districts. Valid statements of commitment shall: (a) Specify the Class II, III, IV, and VI school districts to which the territory of the Class I school district will be attached and the territory to be attached to each specified school district; and (b) Be approved by a majority of the members of the school boards of: (i) The Class I school district; (ii) all Class II, III, or IV school districts with which territory of the Class I school district is affiliated; (iii) all Class VI school districts of which territory of the Class I school district is a part; and (iv) all Class II, III, IV, or VI school districts which will receive territory from the Class I school district. On or before September 10, 2005, the State Department of Education may prescribe the form and required contents for statements of commitment consistent with the requirements of this subsection, (3) Orders issued pursuant to subsection (1) of this section shall dissolve each Class I school district and attach its territory as follows: (a) If a valid statement of commitment was filed on or before November 1, 2005, the territory of the Class I school district shall be attached to one or more Class II, III, IV, or VI school districts according to the statement of commitment; (b) If a valid statement of commitment was not filed on or before November 1, 2005, and the primary high school district for the Class I school district as designated for school year 2005-06 pursuant to section 79-1083.02 has a membership percentage of at least fifty percent as certified pursuant to subsection (4) of section 1 of this act or there is not a high school district with a membership percentage above zero percent as certified pursuant to subsection (4) of section 1 of this act, the territory of the Class I school district shall be attached to the Class II, III, IV, or VI school district with which the territory is affiliated or of which it is a part; or (c) If a valid statement of commitment was not filed on or before November 1, 2005, and the primary high school district for the Class I school district does not have a membership percentage of at least fifty percent as certified pursuant to subsection (4) of section 1 of this act: (i) The territory of the Class I school district that is affiliated with or a part of a Class II, III, IV, or VI school district that has a membership percentage of at least twenty percent shall be attached to such Class II, III, IV, or VI school district; and (ii) The territory of the Class I school district that is affiliated with or a part of a Class II, III, IV, or VI school district that has a membership percentage that is not at least twenty percent shall be attached to the Class II, III, IV, or VI school district which has the largest membership percentage for the Class I school district.(4) Orders issued pursuant to subsection (1) of this section shall transfer all assets and liabilities of each Class I school district, except bonded indebtedness as provided in subsection (6) of this section, as follows: (a) If the territory of the Class I school district is attached pursuant to subdivision (3)(a) of this section, the assets and liabilities of the Class I school district shall be transferred to the Class II, III, IV, or VI school district which will receive the largest percentage of the taxable valuation of the territory of the Class I school district; (b) If the territory of the Class I school district is attached pursuant to subdivision (3)(b) of this section, the assets and liabilities of the Class I school district shall be transferred to the primary high school district as designated for school fiscal year 2005-06 pursuant to section 79-1083,02; and (c) If the territory of the Class I school district is attached pursuant to subdivision (3)(c) of this section, the assets and liabilities of the Class I school district shall be transferred to the Class II, III, IV, or VI school district with the largest membership percentage certified pursuant to subsection (4) of section 1 of this act. (5) On or before December 1, 2005, the State Committee for the Reorganization of School Districts shall issue orders classifying each Class VI school district into a new Class II or Class III school district as defined in

section 79-102. The territory of Class

I school districts ordered to be at-

tached to a Class VI school district

pursuant to this section shall be attached to the new Class II or Class III school district created from such Class VI school district pursuant to this subsection. The existing school board members of each Class VI school district as of June 15, 2006, shall continue as the school board members for the new Class II or Class III school district created from such Class VI school district until their terms expire and their successors are elected and qualified. (6) The territory obligated for the bonded indebtedness of any Class I, II, III, IV, or VI school district shall not change as a result of an order issued pursuant to this section. (7) The effective date for all orders pursuant to this section shall be January 1, 2006, for determining residence for election purposes and June 15, 2006, for all other purposes. (8) The State Committee for the Reorganization of School Districts shall not be required to conduct public hearings prior to issuing orders pursuant to this section. Sec. 4. Any elementary attendance center may be designated as a community school through the formation of an operating council. On or before June 14, 2006, the school board of each Class I school may form an operating council for the district's elementary attendance center. If the school board of a Class II, III, IV, or V school district receives a request for an elementary attendance center to be designated as a community school, the school board shall hold an operating council organizational meeting at such elementary attendance center within sixty days after receiving the request; except that the school board shall not be required to hold organizational meetings at any one elementary attendance center more than once during a calendar year. School boards of Class II, III. IV, and V school districts shall establish procedures for the formation of operating councils. Once formed, operating councils shall determine the timing and procedures for selecting successor members. Each operating council shall be composed of not less than three and not more than six members. Operating councils shall be advisory to the superintendent, the school board, and the principal of the community school on all matters affecting the community school. Operating councils shall propose and submit a budget for the community school to the school board and one or more members of the operating council shall interview and recommend staff for the community school. The superintendent of any school district containing at least one community school shall provide the operating councils with copies of public information provided by the school district staff to the school board regarding the budget and staffing decisions for the community school and proposed policy changes affecting the community school. The principal of a community school shall provide an opportunity for the operating council to meet with the principal not less than once each month. Sec. 5. Each Class II or Class III school district with a fall membership for school year 2006-07 of six l or more students, formed on June 15, 2006, from a Class VI system, shall receive rural education transition funds pursuant to this section for school fiscal years 2006-07, 2007-08, and 2008-09. The amount to be distributed to each such district shall be calculated by first calculating the target amount for each such district. The target amount shall equal eighty percent of the sum of: (1) Twenty thousand dollars multiplied by the sum of the number, up to nine; of Class I school districts which had one hundred percent of their territory within the Class VI system from which the Class II or Class III school district was formed and which had an average daily membership of less than six hundred students for school year 2005-06 plus one if the Class VI school district from which the Class II or Class III school district was formed had an average daily membership of less than six hundred students for school year 2005-06; plus (2) One hundred dollars multiplied by the sum of the difference of average daily membership minus fifty students for school year 2005-06 for each Class I school district which had one hundred percent of their territory within the Class VI system from which the Class II or Class III school district was formed and which had an average daily membership of less than six hundred students for school year 2005-06 and for the Class VI school district from which the Class II or Class III school district was formed if the Class VI school district had an average daily membership of less than six hundred students for school year 2005-06. The difference of the average daily membership minus fifty students shall be zero if there were less than fifty students in the average daily membership for the district. The amount to be distributed to each such district shall equal the target amount for the district unless the total of all target amounts exceeds the amount appropriated by the Legislature. If the total of all target amounts exceeds such appropriated amount, the target amounts shall be reduced proportionately such that the total of all target amounts equals such appropriated amount. The amount to be distributed shall be distributed to the school district as one lump-sum payment on the last business day of December and shall be treated as special grant funds as defined in section 79-1003. Sec. 6. Class II and III school districts shall qualify for elementary improvement grants for the 2007-08, 2008-09, and 2009-10 school fiscal years if: (1) The voters of the Class H or Class III school district approve a bond issue for at least two million dollars on or after June 15, 2006, and on or before June 14, 2007, for a project to remodel an existing ele-

build a new elementary attendance center: (2) Demographic factors increase the number of weighted formula students for the school district's local system by at least four and onehalf percent to arrive at the adjusted formula students for the final calculation of state aid pursuant to section 79-1065 for the 2005-06 school year; (3) The final calculation of state aid pursuant to section 79-1065 for the 2005-06 school year included at least three hundred ninety formula students for the school district's local system; (4) The school district consists of at least one hundred fifty square miles; and (5) The State Board of Education approves the project as being designed to improve the educational environment for students with diverse economic and cultural backgrounds. The amount to be distributed each school fiscal year shall be divided equally among qualifying school districts up to one hundred thousand dollars for each school district. The amount to be distributed shall be distributed to the school district as one lump-sum payment on the last business day of December and shall be treated as special grant funds as defined in section 79-1003. Sec. 7. Section 32-542, Reissue Revised Statutes of Nebraska, is amended to read: 32-542. Three school board members shall be elected for each Class II school district at each statewide general election, ; except that when a Class II school district is created by a Class I school district which determines by a majority vote to establish a high school pursuant to section 79-406, a six-member board shall be elected at the next statewide general election and the three members receiving the highest number of votes shall be elected for terms of four years, and the three members receiving the next highest number of votes shall be elected for terms of two years. Each member's term of office shall begin on the date of the first regular meeting of the board in January following the statewide general election at which he or she is elected and, except as otherwise provided in this section, shall continue for four years or until the member's successor is elected and qualified. The term of a board member holding office on January 1, 1997, which term would otherwise expire before the first regular meeting of the board in January following the statewide general election, shall be extended to the first regular meeting of the board in January following the date his or her term would otherwise expire. The school board members of a Class II school district shall meet the qualifications found in section 79-543. Sec. 8. Section 79-102, Reissue Revised Statutes of Nebraska, is amended to read: 79-102. School districts in this state are classified as follows: (1) Class I includes any school district that maintains only elementary grades under the direction of a single school board; (2) Class II includes any school district embracing territory having a population of one thousand inhabitants or less that maintains both elementary and high school grades under the direction of a single school board: (3) (2) Class III includes any school district embracing territory having a population of more than one thousand and less than one hundred fifty thousand inhabitants that maintains both elementary and high school grades under the direction of a single school board; (4) (3) Class IV includes any school district embracing territory having a population of one hundred thousand or more inhabitants with a city of the primary class within the territory of the district that maintains both elementary and high school grades under the direction of a single school board; and (5) (4) Class V includes any school district embracing territory having a population of two hundred thousand or more inhabitants with a city of the metropolitan class within the territory of the district that maintains both elementary grades and high school grades under the direction of a single school board; and (6) Class VI includes any school district in this state that maintains only a high school, or a high school and grades seven and eight or six through eight as provided in section 79-411, under the direction of a single school board. Sec. 9. Section 79-401, Reissue Revised Statutes of Nebraska, is amended to read: 79-401. The Legislature finds and declares that orderly and appropriate reorganization of school districts may contribute to the objectives of tax equity, educational effectiveness, and cost efficiency. The Legislature further finds that there is a need for greater flexibility in school reorganization options and procedures. It is the intent of the Legislature to encourage an orderly and appropriate reorganization of school districts. The Legislature establishes as its goals for the reorganization of school districts that: (1) All real property and all elementary and secondary students should be within school systems districts which offer education in grades kindergarten through twelve; For purposes of meeting this goal, Class I and Class VI school district combinations shall be considered as including all real property and all elementary and secondary students within a school district which offers education in kindergarten through grade twelve; (2) School districts offering education in kindergarten through grade twelve should be encouraged, when possible, to consider coopérative programs in order to enhance educational opportunities to students; and (3) The State Department of Education in conjunction with the Bureau of Educational Research and Field Studies in the Department of Education Administration at the University of Nebraska-Lincoln should be encouraged to offer greater technical assistance to school districts which are considering reor-

79-402, Reissue Revised Statutes of Nebraska, is amended to read: 79-402. (1) By July 1, 1993 By August 1, 2006, all taxable property and all elementary and high school students shall be in school systems districts which offer education in grades kindergarten through twelve. For purposes of meeting such requirement; a Class I district or portion thereof which is part of a Class VI district and a Class I district or portion thereof affiliated with one or more Class H, HI, IV, or V districts shall be considered to include all taxable property and all elementary and high school students within a school system which offers education in grades kindergarten through twelve: (2) Effective July 1, 1993, with the full implementation of section 79-1077; the Legislature will have attained its school reorganization goals for Class I districts as described in section 79-401. Sec. 11. Section 79-403, Reissue Revised Statutes of Nebraska, is amended to read: 79-403. (1) Except as provided in subsections (2) and (3) of this section, no No new school district shall be created unless such district provides instruction in kindergarten through grade twelve. (2) A new Class VI school district may be created if: (a) Such Class VI school district will include at least two or more previously existing Class II or Class III school districts, except that if a reorganization petition for formation of a Class VI school district is initiated by a petition signed by fiftyfive percent of the legal voters of a Class H or HI school district; then such Class VI school district may include only one Class H or HI school district; and (b) The enrollment of the new Class VI school district is (i) at least one hundred twenty-five pupils if the district offers instruction in grades nine through twelve, (ii) at least one hundred seventy-five pupils if the district offers instruction in grades seven through twelve, or (iii) at least two hundred students if the district offers instruction in grades six through twelve; except that if such district will have population density of less than three persons per square mile, then the enrollment shall be at least seventy-five students if the district offers instruction in grades nine through twelve: at least one hundred students if the district offers instruction in grades seven through twelve, or at least one hundred twenty-five students if the district offers instruction in grades six through twelve. (3) One or more new Class I districts may be created as a part of a reorganization petition pursuant to subsection (2) of this section. Sec. 12. Section 79-405, Reissue Revised Statutes of Nebraska, is amended to read: 79-405. Every duly organized school district shall be a body corporate and possess all the usual powers of a corporation for public purposes, may sue and be sued; and may purchase, hold, and Widistrict shall be deemed to be an sell such personal and real property and control such obligations as are authorized by law, estate as the law. allows. The county in which the which is commenced after January principal office of the school district 1, 1996, and proposes the dissolution is located together with the school of the Class I district and the attachdistrict number assigned pursuant ment of a portion of it to two or more to section 79-307 shall constitute the districts shall require signatures of corporate name of the school district, more than fifty percent of the legal such as ...... County School District † voters of such Class I district. If the ... Sec. 13. Section 79-407, Reis- \* state committee determines that sue Revised Statutes of Nebraska, is such petition contains valid signaamended to read: 79-407. The territory within the corporate limits of each incorporated city or village in the State of Nebraska, together with such additional territory and additions to such city or village as may be added thereto, as declared by ordinances to be boundaries of such city or village, having a population of more than one thousand and less than one hundred fifty thousand fer of land between Class I, II, III, inhabitants, including such adjacent IV, or V school districts or when territory as now is or hereafter may be attached for school purposes, shall constitute a Class III school district. IV. or V school districts and the peti-The school district shall be a body corporate and possess all the usual powers of a corporation for public purposes and may sue and be sued, purchase, hold, and sell such personal and real property, and control such obligations as are authorized by law: The Except as provided in Section 79-473, the title to all school buildings or other real or personal property owned by any school district within the corporate limits of any city or village shall, upon the organization of the school district, vest tee shall not approve a change of immediately in the new school district. The school board of the new school district shall have exclusive tricts if twenty percent or more of control of such buildings and real or any tract of land under common personal property for all purposes contemplated in this section, ; except as provided in section 79-473. Sec. 14. Section 79-408, Reissue Revised (is proposed unless (i) one or more Statutes of Nebraska, is amended to read: 79-408. The territory now or hereafter embraced within each incorporated city of the primary class in the State of Nebraska, such adjacent territory as now or hereafter may be included therewith for school purposes, and such territory not resident students to attend the same adjacent thereto as may have been added thereto by law shall constitute a Class IV school district. A Class IV school district shall be a body corporate and possess all the usual powers of a corporation for public purposes; may sue and be sued, and may purchase, hold, and sell such personal and real estate and contract such obligations as are authorized by law: The powers of a Class IV district include, but are not limited to, the power to adopt, administer, and amend from time to time such retirement, annuity, insurance, and other In the case of a petition for affiliation benefit plans for its present and fu- or a petition to affiliate in part and ture employees after their retirement, or any reasonable classifica- i state committee shall review the

proper by the board of education. The

board of education shall not establish

a retirement system for new employ-

ees supplemental to the School Em-

ployees Retirement System. The title

to all real or personal property owned 'proposal. (b) The state committee

vest immediately in the school disder section 79-1010. (c) If there is a bond election to be held in conjunctrict so created. The board of education with the petition, the state comtion shall have exclusive control of all property belonging to the school mittee shall hold the petition until district. In the discretion of the board the bond election has been held, during which time names may be added of education, funds accumulated in connection with a retirement plan to or withdrawn from the petitions. may be transferred to and adminis-The results of the bond election shall be certified to the state committee. tered by a trustee or trustees to be selected by the board of education, (d) (c) If the bond election held in or if the retirement plan is in the conjunction with the petition is unsuccessful, no further action on the form of annuity or insurance conpetition is required. If the bond electracts, such funds, or any part tion is successful, within fifteen days thereof, may be paid to a duly licensed insurance carrier or carriers after receipt of the certification of the selected by the board of education. bond election results, the state committee shall approve the petition and Funds accumulated in connection with any such retirement plan, and notify the county clerk to effect the any other funds of the school district changes in district boundary lines as which are not immediately required set forth in the petitions. (4) Any person adversely affected by the for current needs or expenses, may changes made by the state committee be invested and reinvested by the pursuant to this section may appeal board of education or by its authority in securities of a type permissible to the district court of any county in either for the investment of funds of which the real estate or any part thereof involved in the dispute is a domestic legal reserve life insurance company or for the investment located. If the real estate is located of trust funds, according to the laws in more than one county, the court of the State of Nebraska. Sec. 15. in which an appeal is first perfected Section 79-409, Reissue Revised shall obtain jurisdiction to the exclu-Statutes of Nebraska, is amended to sion of any subsequent appeal. (5) A read: 79-409. Each incorporated city signing petitioner may withdraw his or her name from a petition and a of the metropolitan class in the State of Nebraska shall constitute one legal voter may add his or her name Class V school district. A Class V to a petition at any time prior to the end of the period when the petition school district shall be a body corporate and possess all the usual powers is held by the state committee. Additions and withdrawals of signaof a corporation for public purposes tures shall be by notarized affidavit and may sue and be sued, purchase, hold, and sell such personal and real filed with the state committee. Sec. property; and control such obliga-18. Section 79-415, Reissue Revised tions as are authorized by law: Sec. Statutes of Nebraska, is amended to 16. Section 79-410, Reissue Revised read: 79-415. (1) In addition to the Statutes of Nebraska, is amended to petitions of legal voters pursuant to read: 79-410. All school districts orsection 79-413, changes in boundarganized as of August 27, 1949, as ies and the creation of a new school rural high school districts or as district from other districts may be county high school districts and all initiated and accepted by the school board or board of education of any school districts formed as high school districts only shall be Class VI school Class II, III, IV, or V district. (2) In addition to the petitions of legal votdistricts until such districts are reorganized into Class II or Class III ers pursuant to section 79-413, the school districts pursuant to section affiliation of a Class I district or por-3 of this act. Sec. 17. Section 79-413, tion thereof with one or more Class Reissue Revised Statutes of Ne-H, HH, IV, or V districts may be initibraska, is amended to read: 79-413. ated and accepted by: (a) The board (1) The State Committee for the of education of any Class H, HH, IV, or V district; and (b) The school board Reorganization of School Districts created under section 79-435 may of any Class I district in which is create a new school district from located a city or incorporated village. Sec. 19. Section 79-416, Reissue other districts; or change the boundaries of any Class II, III, IV, or V Revised Statutes of Nebraska, is school district; or affiliate a Class I amended to read: 79-416. When the district or portion thereof with one legal voters of a Class I or Class II or more existing Class II; III; IV: or school district in which no city or village is located petition to merge in V districts upon receipt of petitions signed by sixty percent of the legal whole or in part with a Class I or voters of each district affected. If the Class II district, the merger may be accepted by petition of the school petitions contain signatures of at board of the accepting district. When least sixty-five percent of the legal the legal voters of a Class I district voters of each district affected, the petition to affiliate in whole or in part state committee shall approve the petitions. When area is added to a with one or more Class II. III. IV. or V districts; such affiliation may be Class VI district or when a Class I accepted or rejected by petition of the district which is entirely or partially school board or board of education of within a Class VI district is taken from the Class VI district, the Class any such district, but in either case the petition to affiliate shall be accented or rejected within sixty days affected district. Any petition of the legal voters of a Class I district in after the date of receipt of the petiwhich no city or village is situated tion by the school board or board of education of such district. Sec. 20. Section 79-418, Reissue Revised Statutes of Nebraska, is amended to read: 79-418. Petitions presented pursuant to sections section 79-415 to the same requirements for content, hearings, notice, review, and appeal as petitions submitted pursutures of more than fifty percent of the ant to section 79-413, except that a legal voters of such Class I district; petition presented pursuant to secthe state committee shall grant the tion 79-415 shall not become effective petition. (2)(a) (2) Petitions proposunless it is approved by a vote of a ing to change the boundaries of existmajority of the members of the State ing school districts through the Committee for the Reorganization of transfer of a parcel of land, not to School Districts. Any person adversely affected by the disapproval exceed six hundred forty acres, shall be approved by the state committee shall have the right of appeal under when the petitions involve the transsection 79-413. Sec. 21. Section 79-419, Reissue Revised Statutes of Nebraska, is amended to read: 79there would be an exchange of par-419. (1) When a new district is to be cels of land between Class I; II, III, created from other districts as provided in section 79-413, the petition shall contain: (a) A description of the tions have the approval of at least sixty-five percent of the school board proposed boundaries of the reorgaof each affected district. If the transnized districts: (b) A summary of the fer of the parcel of land is from a terms on which reorganization is to Class I school district to one or more be made between the reorganized Class II. III. IV. V. or VI school disdistricts, which terms may include a provision for initial school board tricts of which the parcel is not a part or with which the parcel is not affilidistricts or wards within the proated, any Class II, III, IV, V, or VI posed district for the appointment of school district of which the parcel is the first school board and also for the not a part or with which the parcel first election as provided in section is affiliated shall be deemed an af-79-451, which proposed initial school board districts or wards shall be fected district. (b) The state commitdetermined by the State Committee for the Reorganization of School boundaries pursuant to this section relating to affiliation of school dis-Districts taking into consideration population and valuation, and a determination of the terms of the board ownership which is proposing to afmembers first appointed to membership of the board of the newly reorfiliate is not contiguous to the high school district with which affiliation ganized district; (c) A map showing the boundaries of established school resident students of the tract of land districts and the boundaries prounder common ownership has atposed under any plan or plans of tended the high school program of reorganization; (d) A separate statethe high school district within the ment as to whether the reorganizaimmediately preceding ten-year petion is contingent upon the success riod or (ii) approval of the petition or of a bond election held in conjunction plan would allow siblings of such with the reorganization; (e) An affidavit from the county clerk or elecschool as the resident students attion commissioner regarding the tended. (3)(a) Petitions proposing to validity of the signatures on the peticreate a new school district, or to tion; and (f) Such other matters as change the boundary lines of existing the petitioners determine proper to Class II, III, IV, or V school districts, be included. Any petition for the to create an affiliated school system, creation of a new Class VI district or to affiliate a Class I district in part shall designate whether such district shall include high school grades only, and to join such district in part with a Class VI district, any of which ingrades seven through twelve; or volves the transfer of more than six grades six through twelve. (2) A petihundred forty acres, shall, when tion under subsection (1) of this signed by at least sixty percent of the section may contain provisions for legal voters in each district affected, the holding of school within existing be submitted to the state committee. buildings in the newly reorganized district and that a school constituted under this section shall be mainin part to join a Class VI district, the tained from the date of reorganization unless the legal voters served by tion thereof, as may be deemed proposed affiliation subject to secthe school vote by a majority vote for tions 79-425 and 79-426. The state discontinuance of the school. Sec. 22. committee shall, within forty days Section 79-422, Reissue Revised after receipt of the petition, hold one Statutes of Nebraska, is amended to or more public hearings and review read: 79-422. (1) Bonded indebtedand approve or disapprove such ness approved by legal voters prior

obligation of the school district voting such bonds unless otherwise specified in the petitions. When a district is dissolved by petitions and the area is attached to two or more districts, the petitions shall specify the disposition of assets and unbonded obligations of the original district. (2) Bonded indebtedness approved by legal voters for high school facilities prior to the establishment of an affiliation shall remain the obligation of the high school district unless otherwise specified in the petitions. Sec. 23. Section 79-423, Reissue Revised Statutes of Nebraska, is amended to read: 79-423. In Class I, II, III, IV, and VI school districts, school district boundaries may comprise all or any part of a precinct or ward in any county or counties, and every legal voter of the school district shall be entitled to vote at any school district meeting or school district election. For elections to be held during 2006, the legal voters of a Class II, III, IV, or VI school district shall include residents of territory that will be attached to such school district on June 15, 2006, pursuant to section 2 or 3 of this act. Sec. 24. Section 79-433, Reissue Revised Statutes of Nebraska, is amended to read: 79-433. For purposes of the Reorganization of School Districts Act, unless the context otherwise requires: (1) Reorganization of school districts means the formation of new school districts, the alteration of boundaries of established Class II, III, IV, or V school districts, the affiliation of school districts; and the dissolution or disorganization of established school districts through or by means of any one or combination of the methods set out in section 79-434; and (2) State committee means the State Committee for the Reorganization of School Districts created by section 79-435. Sec. 25. Section 79-434, Reissue Revised Statutes of Nebraska, is amended to read: 79-434. Reorganization of school districts may be accomplished through or by means of any one or more of the following methods: (1) The creation of new districts; (2) the uniting of one or more established districts; (3) the subdivision of one or more established districts; (4) the transfer and attachment to an established district of a part of the territory of one or more districts; and (5) the affiliation of a Class I district or portion thereof with one or more Class II. III. IV or V districts; (6) the changing of boundaries of a Class VI district; and (7) the dissolution or disorganization of an established district for any of the reasons specified by law. Sec. 26. Section 79-435, Reissue Revised Statutes of Nebraska, is amended to read: 79-435. The State Committee for the Reorganization of School Districts is created. The state committee shall be composed of six members. The Commissioner of Education shall be a member of the committee ex officio and shall serve as a nonvoting member of the committee. Within thirty days after September 18, 1955, the State Board of Education, by a resolution adopted with the assent of a majority of its members, shall appoint the remaining five to 79-417 or 79-416 shall be subject members of the state committee, one each for terms of one, two, three, four, and five years respectively. As the term of each member expires, a successor shall be appointed in the same manner for a term of five years. Three members of the state committee shall at all times be laypersons, and two members shall at all times be persons holding teachers' certificates issued by the authority of the State of Nebraska. Vacancies in the membership of the state committee. shall be filled for the unexpired term by appointment in the same manner as the original appointment to membership. Members of the state committee shall serve without compensation but shall be reimbursed for expenses necessarily incurred in the performance of their duties, as provided in sections 81-1174 to 81-1177 and paid from funds appropriated by the Legislature to the office of the State Board of Education, The State Board of Education shall may adopt and promulgate rules and regulations for the state committee to carry out its duties as provided by law, Sec. 27, Section 79-443, Reissue Revised Statutes of Nebraska, is amended to read: 79-443. After one or more public hearings have been held, the state committee may approve a plan or plans of reorganization. Such plan shall contain: (1) A description of the proposed boundaries of the reorganized districts; (2) A summary of the reasons for each proposed change, realignment, or adjustment of the boundaries; - H such plan provides for the creation of a new Class VI district; it shall designate whether such district shall include high school grades only or be known as a Class VI junior-senior high school district as described in section 79-411; (3) A summary of the terms on which reorganization is to be made between the reorganized districts. Such terms shall include a provision for initial school board districts or wards within the proposed district, which proposed initial school board districts or wards shall be determined by the state committee taking into consideration population and valuation, and a determination of the terms of the board members first appointed to membership on the board of the newly reorganized district; (4) A separate statement as to whether the reorganization is contingent upon the success of a bond election held in conjunction with the reorganization; (5) A statement of the findings with respect to the location of schools, the utilization of existing buildings, the construction of new buildings, and the transportation requirements under the proposed plan of reorganization. The plan may contain provisions for the holding of school within existing to any change in school district by such school district shall, upon the shall also review and approve or boundary lines pursuant to sections buildings in the newly reorganized mentary attendance center or to ganization options. Sec. 10. Section organization of the school district, disapprove incentive payments un- 79-421 shall remain the district and that a school constituted

map showing the boundaries of es- effect that a majority of the board tablished school districts and the members approve the proposal conboundaries proposed under any planetained in the petition. Sec. 31. Sec-Such other matters as the state committee determines proper to be in- read: 79-454. If the proposal procluded. Sec. 28. Section 79-447, Reisthan thirty nor more than sixty days tricts, the state committee shall noafter the designation of a final approved plan under section 79-446. II district. The school board shall, the proposition of the adoption or within fifteen days after the notificaspecial election to all the legal voters proposal to the legal voters of the of districts within the county whose district. At least twenty days' notice changed by the plan of reorganiza- publication twice in a newspaper of tion. ; including the boundaries of Class VI school districts if such plan latest publication to be not more than includes a Class I school district one week before the election. If there school district. (2) Notice of the spe- is given by posting it on the door of the cial election shall be given by the county clerk or election commissioner and shall be published in a legal newspaper of general circulation in the county at least ten days in any calendar year. Legal voters notice shall (a) state that the election has been called for the purpose of affording the legal voters an opporof reorganization, (b) contain a deties applicable thereto. (3) All ballots shall be prepared and the special election shall be held and conducted by the county clerk or election comelection shall be paid by the county read: 79-455. If the proposal proboard or boards if more than one vided for in section 79-452 is apcounty is involved as provided in proved by a majority of the legal subsection (4) of this section. The sioner shall use the duly appointed school board shall within five days election board or appoint two judges certify the approval to the county and two clerks who shall be legal voters of the territory of the proposed school district. The election shall be held at a place or places within the proposed district determined by the county clerk or election commissioner to be convenient for the voters. (4) If the proposed plan of reorganiza. Class II, III, IV, or V district has, by tion involves a district under the jurisdiction of another county, the county clerk or election commissioner of the county which has the largest number of pupils residing in the proposed joint district shall give the notice required by subsection (2) of this section in a newspaper of general circulation in the territory of the proposed district and prepare the ballots and such election shall be clerk or election commissioner of such order within twenty days afterreorganization in accordance with a manner as appeals are taken from in the proposed district in one whose county clerk has jurisdiction located an incorporated village or read: 79-470, (1) No Class I school voting unit; (6) Approval of the plan at the special election shall require a majority of all legal voters voting within each voting unit included in district. (2) No school district shall the proposed plan. Sec. 29. Section 79-449, Reissue Revised Statutes of Nebraska, is amended to read: 79-449. Whenever two or more school districts are involved in a reorganization plan, the old districts shall continue to be responsible for any indebtedness incurred before the reorganization takes place unless a the plan voted upon by the people. Bonded indebtedness incurred for high school facilities prior to the adoption of any affiliation plan shall remain the obligation of the high. school district unless otherwise specified in the petitions. Sec. 30. Section 79-452, Reissue Revised Statutes of Nebraska, is amended to read: 79-452. A proposal to dissolve a Class I or II school district; except a Class I school district which is partly or wholly within a Class VI (4) Nothing in this section shall be school district, and attach it to one or more existing Class II, III, IV, or V school districts may be initiated by instruction of the pupils of a school filing with the State Committee for the Reorganization of School Dislegal voters of the district, together with an affidavit from the county natures are sufficient. The petition shall contain a plan of the proposed bonded indebtedness shall remain on the members of the school board of of conflicting votes between the legal to section 79-407, the affected school voters and the school board on such, board of the city or village school issue, the decision of the legal voters district and the affected school board shall prevail. A signing petitioner or boards serving the territory subhis or her name from the petition shall meet within thirty days after school district due to the transfer of high school. (4) For purposes of this districts participating in a unified

under this section shall be main- after the petition has been filed. The the effective date of the annexation land, the county assessor, the Proptained from the date of reorganiza. school board of each Class II, III, IV, tion unless the legal voters served by or V district to which the merger is the school vote by a majority vote for proposed shall also submit to the discontinuance of the school; (6) A state committee a statement to the or plans of reorganization; and (7) tion 79-454, Reissue Revised Statutes of Nebraska, is amended to vided for in section 79-452 has been sue Revised Statutes of Nebraska, is approved by the State Committee for amended to read: 79-447. (1) Not less the Reorganization of School Distify the school board of the Class I or rejection of the proposed plan of re-tion, set a date for a special election organization shall be submitted at a for the purpose of submitting the boundaries are in any manner of such election shall be given by general circulation in the district, the which is entirely within a Class VI is no such newspaper, notice shall be schoolhouse and at least four other public places throughout the district. The proposal shall not be submitted to a special election more than once prior to the election. The election may cast their ballots, written or printed, between the hours of 12 noon and 8 p.m. on the date of such election. The county clerk or election tunity to approve or reject the plan commissioner of the county which has the largest number of pupils scription of the boundaries of the residing in the district shall conduct proposed district, and (c) contain a such special election in accordance statement of the terms of the adjust-4 with the Election Act and shall rement of property, debts, and liabili- cord the names and residence of persons voting at the special election. The ballots shall be canvassed as provided in section 79-447. Sec. 32. Section 79-455, Reissue Revised missioner, and the expense of such Statutes of Nebraska, is amended to voters of the school district voting on county clerk or election commis- the matter, the secretary of the clerk. The county clerk shall immediately notify the secretary of each Class II, III, IV, or V district affected of the action taken by the Class I or II district, and such secretary shall within ten days certify to the county clerk that the school board of the a majority vote, officially approved the proposal as provided in section 79-452. The county clerk shall issue an order effecting the changes in school district boundaries in accordance with the proposal provided in section 79-452. He or she shall also file certificates with the county assessor, county treasurer, and State Committee for the Reorganization of School Districts showing the changheld and conducted by the county es. An appeal may be taken from each county involved in the proposed , the rendition of the order in the same ... the Election Act. Each county board the action of the county board in alshall bear a share of the total election lowing or disallowing claims against expense in the same proportion that the county. Such appeal shall be filed the number of legal voters residing in the district court for the county county stands to the whole number of the Class I or II district. When of legal voters in the proposed dis- more than one county clerk has jutrict. (5) In any election held as risdiction of the Class I or II district, provided in this section, all districts the appeal may be filed in the district of like class shall vote as a unit. ; court for either of the counties. Sec. except that Class I school districts 33. Section 79-470, Reissue Revised within the boundaries of which are Statutes of Nebraska, is amended to city shall constitute a separate vot- district which contracts for the ining unit and Class I school districts struction of all of its pupils with a which do not have within their Class I, II, III, IV, or V school district boundaries an incorporated village shall merge with another Class I or city shall constitute a separate school district unless such other Class I school district with which it is merging is included in the area which makes up a Class VI school contract for the instruction of all of its pupils with a Class II, III, IV, or V school district for more than two consecutive years. (3) (2) The State Committee for the Reorganization of School Districts shall dissolve and attach to a neighboring school district or districts any school district which, for two consecutive years, different arrangement is included in contracts for the instruction of all of its pupils with a Class II, III, IV, or V school district. (4) (3) The dissolution of any school district pursuant to this section shall be effected in the manner prescribed in section 79-498. When such dissolution would create extreme hardships on the pupils or the school district affected, the State Board of Education may, on application by the school board of the school district, waive the dissolution of the school district on an annual basis. (5) construed as an extension of the limitations on contracting for the district contained in section 79-598. Sec. 34. Section 79-473, Reissue tricts a petition or petitions signed Revised Statutes of Nebraska, is by at least twenty-five percent of the amended to read: 79-473. (1) If the territory annexed by a change of boundaries of a city or village which clerk or election commissioner listing lies within a Class III school district all legal voters of the district and a as provided in section 79-407 has determination by the county clerk or been part of a Class IV or Class V election commissioner that the sig- school district prior to such annexation, a merger of the annexed territory with the Class III school district reorganization, an effective date, and shall become effective only if the a statement whether any existing merger is approved by a majority of the property of the district which the Class IV or V school district and incurred it or be assumed by the a majority of the members of the enlarged district. The petition may school board of the Class III school also contain provisions for the hold. district within ninety days after the ing of school within existing build. effective date of the annexation orings in the proposed reorganized dinance. (2) Notwithstanding subsecdistrict, and when so provided, the tion (1) of this section, when terriholding of school within such build- tory which lies within a Class III ings shall be maintained from the school district, Class VI school disdate of reorganization unless either trict, or Class I school district which the legal voters served by the school is attached to a Class VI school disor the school board of the reorganized trict or which does not lie within a district votes by a majority vote for Class IV or V school district is andiscontinuance of the school. In case nexed by a city or village pursuant

ordinance and negotiate in good faith as to which school district shall serve the annexed territory and the effective date of any transfer. During the process of negotiation, the affected boards shall consider the following criteria: (a) The educational needs of the students in the affected school districts; (b) The economic impact upon the affected school districts: (c) Any common interests between the annexed or platted area and the affected school districts and the community which has zoning jurisdiction over the area; and (d) Community educational planning. If no agreement has been reached within ninety days after the effective date of the annexation ordinance, the territory shall transfer to the school district of the annexing city or village or reorganization plan or petition ten days after the expiration of such ninety-day period unless an affected school district petitions the district court within the ten-day period and obtains an order enjoining the transfer and requiring the boards of the affected school districts to continue negotiation. The court shall issue the order upon a finding that the affected board or boards have not negotiated in good faith based on one or more of the criteria listed in this subsection. The district court shall require no bond or other surety as a condition for any preliminary injunctive relief. If no agreement is reached after such order by the district court and additional negotiations, the annexed territory shall become a part of the school district of the annexing city or village. (3) If, within the boundaries of the annexed territory, there exists a Class VI school, the school building, facilities, and or land owned by the any class of school district, the school building, facilities, or land shall remain a part of the Class VI school district owning the school building, facilities, or land prior to the annexation. If the Class VI school district from which territory is being annexed owning the school building, facilities, or land wishes to dispose of such school building, facilities, or land to any individual or political subdivision, including a Class I school district, the question of such disposition shall be placed on the ballot for the next primary or general election. All legal voters of such Class VI school district shall then vote on the question at such election. A simple majority of the votes cast shall resolve the issue. (4) Whenever an application for approval of a final plat or replat is filed for territory which lies within the zoning jurisdiction of a city of the first or second class and does not lie within the boundaries of a Class IV or V school district, the affected school board of the school district within the city of the first or second class or its representative and the affected board or boards serving the territory subject to the final plat or time of such change in class of disreplat or their representative shall strict Sec. 36. Section 79-499, Reissue meet within thirty days after such | Revised Statutes of Nebraska, is application and negotiate in good faith as to which school district shall mencing with the 1992-93 school section. If no agreement has been thirty-five students in grades nine reached prior to the approval of the through twelve, the district shall final plat or replat, the territory shall transfer to the school district of the erative programs with other high city of the first or second class upon the filing of the final plat unless an riculum and certificated and nonceraffected school district petitions the district court within ten days after approval of the final plat or replat and obtains an order enjoining the transfer and requiring the affected boards to continue negotiation. The court shall issue the order upon a membership or average daily memfinding that the affected board or boards have not negotiated in good faith based on one or more of the criteria listed in subsection (2) of this section. The district court shall require no bond or other surety as a condition for any preliminary injunctive relief. If no agreement is reached after such order by the district court and additional negotiations, the platted or replatted territory shall become a part of the school district of the city of the first or second class. For purposes of this subsection, plat is less than twenty-five pupils in and replat apply only to (a) vacant land, (b) land under cultivation, or (c) any plat or replat of land involving a substantive change in the size or configuration of any lot or lots. (5) Notwithstanding any other provisions of this section, all negotiated agreements relative to boundaries or to real or personal property of school districts reached by the affected school boards shall be valid and binding. Sec. 35. Section 79-479, Reissue Revised Statutes of Nebraska, is amended to read: 79-479. (1)(a) Beginning January 1, 1992, any school district boundaries changed by the means provided by Nebraska law. but excluding the method provided by sections 79-407, 79-473 to 79-475, and 79-549, shall be made only upon an order issued by the State Committee for the Reorganization of School Districts or county clerk. The state committee shall not issue an order changing boundaries relating to affiliation of school districts if twenty percent or more of any tract; of land under common ownership which is proposing to affiliate is not contiguous to the high school district with which affiliation is proposed unless (i) one or more resident students of the tract of land under common ownership has attended the high school program of the high school district within the immediately preceding ten-year period or (ii) approval of the petition or plan would allow siblings of such resident students to attend the same school as the resident students attended. (b)

The order issued by the state com-

mittee shall be certified to the

county clerk of each county in which

boundaries are changed and shall

also be certified to the State Depart-

ment of Education. Whenever the

erty Tax Administrator, and the State Department of Education shall be provided with the legal description and a map of the parcel of land shall not count students attending which is transferred. Such order an option district as defined in such shall be issued no later than June 1 and shall have an effective date no later than August 1 of the same year. For purposes of determining school district counts pursuant to sections 79-524 and 79-578 and calculating state aid allocations pursuant to the Tax Equity and Educational Opportunities Support Act, any change in school district boundaries with an effective date between June 1 and August 1 of any year shall be considered effective June 1 of such year. (2) Unless otherwise provided by state law or by the terms of an affiliation which is consistent with state law, all assets, including budget authority as provided in sections 79-1023 to 79-1030, and liabilities, except bonded obligations, of school districts merged, dissolved, or annexed shall be transferred to the receiving district or districts on the basis of the proportionate share of assessed valuation received at the time of reorganization. When a Class II, III, nine through twelve; and (5) High IV; or V school district becomes a Class I school district: (a) Which becomes part of a Class VI district which offers instruction in grades six vised Statutes of Nebraska, is through twelve, 37.9310 percent of the Class H. HI. IV. or V district's assets and liabilities shall be transferred to the new Class I district and the remainder shall be transferred to the Class VI district or districts of which the Class I district becomes a part on the basis of the proportionate share of assessed valuation each high school district received at the time of such change in class of district; (b) Which becomes part of a Class VI district which offers instruction in grades seven through twelve, 44.8276 percent of the Class II, III, IV, or V district's assets and liabilities shall be transferred to the new Class I district and the remainder shall be transferred to the Class VI district or districts of which the Class I district becomes a part on the basis of the proportionate share of assessed valuation each high school district received at the time of such change in class of district; or (c) Which is affiliated or becomes part of a Class VI district which offers instruction in grades nine through twelve; 61,3793 percent of the Class II, III, IV, or V school district's assets and liabilities shall be transferred to the new Class I district and the remainder shall be transferred to the Class VI district or districts of which the Class I district becomes a part and to the high school district or districts with which the Class I district is affiliated on the basis of the proportionate share of assessed valuation each high school district received at the amended to read: 79-499. (1) Comserve the platted or replatted terri-, year, if If the fall school district, fied system except as provided in tory and the effective date of any membership or the average daily sections 79-850 to 79-858. If a district transfer based upon the criteria membership of an existing Class II withdraws from the unified system prescribed in subsection (2) of this or III school district shows less than or if the interlocal agreement expires submit a plan for developing coopschools, including the sharing of curtificated staff, to the State Committee for the Reorganization of School Districts. The cooperative program plan shall be submitted by the school district by September 1 of the year following such fall school district bership report. A cooperative program plan shall not be required if there is no high school within fifteen miles from such district on a reasonably improved highway. The state committee shall review the plan and provide advice and communication to such school district and other high schools. (2) If for two consecutive years the fall school district membership, or for two consecutive years the average daily membership, of an existing Class II or III school district grades nine through twelve or if for one year an existing Class II or III school district contracts with a neighboring school district or districts to provide educational services for all of its pupils in grades nine through twelve, such school district shall, except as provided in subsection (3) of this section, become a Class I merge with another Class II, III, IV, or V school district through the order of the state committee if the high school is within fifteen miles on a reasonably improved highway of another high school. This subsection does not apply to any school district located on an Indian reservation and substantially or totally financed by the federal government. (3) Any Class II or III school district maintaining a four-year high school which has a fall school district membership or an average daily membership of less than twenty-five students in grades nine through twelve may contract with another school district to provide educational services for its pupils in grades nine through twelve. Such contract may continue for a period not to exceed one year. At the end of such one-year period, the school district may resume educa- creditation, enrollment of students, tional services for grades nine through twelve if the average daily membership in grades nine through twelve for such school district has ports required of school districts reached at least fifty students. If the school district has not achieved such fall school district membership or average daily membership, it shall become a Class I merge with another Class II, III, IV, or V school district by order of the state committee entered after thirty days' notice to the district but without a hearing, notwithstanding the distance on a reasonably improved highway to the be recognized by the department as shall not be permitted to withdraw, ject to the annexation ordinance order changes the boundaries of a nearest school district conducting a a Class III district. (4) The school

section, when calculating fall school district membership or average daily membership, a resident school district as defined in section 79-233 section and a Class II or III school district shall not count foreign exchange students and nonresident students who are wards of the court or state. Sec. 37. Section 79-4,101, Reissue Revised Statutes of Nebraska, is amended to read: 79-4,101. For purposes of sections 10-716.01. 79-402, <del>79-422, 79-424 to 79-431,</del> 79-449, 79-4,100 to 79-4,102, 79-611, and 79-1077: (1) Elementary school facility means the educational facility used to provide services for students in grades kindergarten through eight in an affiliated school system; (2) High school district means the Class II, III, IV, or V district which provides the high school program for an affiliated Class I district; (3) High school facility means the educational facility used to provide services for students in grades nine through twelve in an affiliated school system; (4) High school program means the educational services provided in an affiliated school system for grades school students means students enrolled in a high school program. Sec. 38. Section 79-4,108, Reissue Reamended to read: 79-4.108. (1) Unified system means two or more Class II or III school districts participating in an interlocal agreement under the Interlocal Cooperation Act with approval from the State Committee for the Reorganization of School Districts. The interlocal agreement may include Class I districts if the entire valuation is included in the unified system. The interlocal agreement shall provide for a minimum term of three school years. The agreement shall provide that all property tax and state aid resources shall be shared by the unified system and that a board composed of school board members, with at least one school board member from each district, shall determine the general fund levy, within the limitations placed on school districts and multiple-district school systems pursuant to section 77-3442, to be applied in all participating districts and shall determine the distribution of property tax and state aid resources within the unified system. For purposes of section 77-3442, the multiple-district school system shall include all of the Class I, II, and III districts participating in the unified system and the Class I districts or portions thereof affiliated with any of the participating Class II and III districts. The interlocal agreement shall also provide that certificated staff will be employees of the unified system. For any certificated staff employed by the unified system, tenure and seniority as of the effective date of the interlocal agreement shall be transferred to the unified system and tenure and seniority provisions shall continue in the uniand is not renewed, certificated staff employed by a participating district immediately prior to the unification shall be reemployed by the original district and tenure and seniority as of the effective date of the withdrawal or expiration shall be transferred to the original district. The certificated staff hired by the unified system but not employed by a participating district immediately prior to the unification shall be subject to the reduction-in-force policy of the unified system. The interlocal agreement shall also require participating districts to pay obligations of the unified system pursuant to sections 79-850 to 79-858 on a pro rata basis based on the adjusted valuations if a district withdraws from the unified system or if the interlocal agreement expires and is not renewed. Additional provisions in the interlocal agreement shall be determined by the participating districts and shall encourage cooperation within the unified system. (2) Application for unification shall be made to the state committee. The application shall contain a copy of the interlocal agreement signed by the president of each participating school board. The state committee shall approve or disapprove applications for unification within forty days after receipt of the application. If the interlocal agreement complies with subsection (1) of this section and all school boards of the participating districts have approved the interlocal agreement, the state committee shall approve the application. Unification agreements shall be effective on June 1 following approval from the state committee for status as a unified system or on the date specified in the interlocal agreement, except that the date shall be on or after June 1 and on or before September 1 for a specified year. The board established in the interlocal agreement may begin meeting any time after the application has been approved by the state committee. (3) Upon granting the application for unification, the State Department of Education shall recognize the unified system as a single Class II or III district for state aid, budgeting, acstate programs, and reporting. The unified system shall submit a single report document for each of the repursuant to Chapter 79 and shall submit a single budget document pursuant to the Nebraska Budget Act and sections 13-518 to 13-522. The class of district shall be the same as the majority of participating districts, excluding Class I districts. If there are an equal number of Class II and Class III districts in the unified system, the unified system shall

system shall retain their separate identities for all purposes except those specified in this section, and participation in a unified system shall not be considered a reorganization. Sec. 39. Section 79-4,111, Reissue Revised Statutes of Nebraska, is amended to read: 79-4.111. The affiliation agreement for a Class I district that is affiliated with a Class H or IH district that is participating in a unified system shall continue unmodified unless (1) the Class I district reaffiliates pursuant to section 79-4,109 or (2) the Class I district's entire valuation is included in the unified system and the Class I district chooses to participate in the unified system by becoming a party to the interlocal agreement pursuant to section 79-4,108. For the purpose of determining the total allowable general fund budget of expenditures minus the special education budget of expenditures pursuant to section 79-1083.03 for Class I districts that are not participating in the unified system, the data for the unified system shall be deemed to be the data for the high school district if the primary high school district is a participant in the unified system. Sec. 40. Except as provided in section 2 of this act: (1) The school board of any Class II, III, IV, or V school district shall not take action to close an elementary attendance center or to change the elementary grades offered at an elementary attendance center if: (a) The closing of the elementary attendance center or the changing of the elementary grades offered at such elementary attendance center would cause at least one resident elementary student to reside more than twenty miles from the nearest elementary attendance center in the district on a route that would be actually and necessarily traveled from the student's residence to such elementary attendance center; and (b) A parent or guardian of such student or child has notified the school board in writing of the distance from the residence to the nearest elementary attendance center as described in subdivision (1)(a) of this section and such written notification was received on or before May 1 of the school year preceding the first school year in which the elementary attendance center would be closed or the grades offered would be changed; (2) The school board of any Class II, III, IV, or V school district shall not take action to close an elementary attendance center or to change the elementary grades offered at an elementary attendance center if: (a) The fall membership of the elementary attendance center for the school year immediately preceding the first school year in which the elementary attendance center would be closed or the grades offered would be changed included at least ten students who were either resident students, students residing within the boundaries of a former Class I district that contained the elementary attendance center as such boundaries existed for school year 2005-06, or students who were in the fall membership of the elementary attendance center for school year 2005-06 if the elementary attendance center was in a Class I school district at such time; and (b) Either: (i) The elementary attendance center is at least ten miles on a route that would be actually and necessarily traveled from the closest elementary attendance center within the district; (ii) The elementary attendance center is at least ten miles on a route that would be actually and necessarily traveled from the closest elementary attendance center within the district for which the fall membership for the immediately preceding school year included a total number of resident elementary students that was at least ten times the number of elementary grades offered at such elementary attendance center; or (iii) The elementary attendance center is the only elementary attendance center located within the boundaries of an incorporated city or village; (3) The school board of any Class II, III, IV, or V school district shall not take action to close an elementary attendance center or to change the elementary grades offered at an elementary attendance center without the approval of at least seventy-five percent of the school board of the Class II, III, IV, or V school district if: (a) The fall membership of the elementary attendance center for the school year immediately preceding the first school year in which the elementary attendance center would be closed or the grades offered would be changed included at least ten students who were either resident students, students residing within the boundaries of a former Class I school district that contained the elementary attendance center as such boundaries existed for school year 2005-06, or students who were in the fall membership of the elementary attendance center for school year 2005-06 if the elementary attendance center was in a Class I school district at such time; and (b) Either: (i) The elementary attendance center is at least four miles but less than ten miles, on a route that would be actually and necessarily traveled, from the closest elementary attendance center within the district; or (ii) The elementary attendance center is at least four miles but less than ten miles, on a route that would be actually and necessarily traveled, from the closest elementary attendance center within the district for which the fall membership for the immediately preceding school year included a total number of resident elementary students that was at least ten times the number of elementary grades offered at such elementary attendance center; (4) Until the completion of the school year in which a kindergarten student from school year 2005-06 would complete the highest grade offered at the elementary attendance center if such student would progress

through the grades at the normal rate, the school board of any Class II, III, IV, or V school district shall not take action to close an elementary attendance center or to change the elementary grades offered at an elementary attendance center if: (a) The fall membership of the elementary attendance center for the school year immediately preceding the first school year in which the elementary attendance center would be closed or the grades offered would be changed included at least five students who were either resident students, students residing within the boundaries of a former Class I school district that contained the elementary attendance center as such boundaries existed for school year 2005-06, or students who were in the fall membership of the elementary attendance center for school year 2005-06 if the elemen- necessarily traveled, on each day of tary attendance center was in a Class I school district at such time; and (b) At least one resident student, student residing within the boundaries of a former Class I school district that contained the elementary attendance center as such boundaries existed for school year 2005-06, or student who was in the fall membership of the elementary attendance center for school year 2005-06 if the elementary attendance center was in a Class I school district at such time has registered to attend such elementary attendance center as of August 1 immediately preceding the beginning of the school year for which the elementary attendance center would be closed or the grades offered would be changed; (5) Except when an elementary attendance center fails to meet the provisions of subdivision (4)(b) of this section, the school board of any Class II, III, IV, or V school district shall not take action to close an elementary attendance center or to change the elementary grades offered at an elementary attendance center unless public notice has been given that the school board is considering such action on or before January 1 of the school year preceding the first school year for which the elementary attendance center would be closed or the grades offered would be changed; (6) The temporary relocation of some or all of the students to an alternate elementary attendance center for a period not to exceed two years shall not constitute the closing of an elementary attendance center or a change in the grades offered at such elementary attendance center. An alternate elementary attendance center pursuant to this subdivision shall not be subject to subdivision (1), (2), (3), or (4) of this section. The grades offered at the alternate elementary attendance center shall include any grade for which a student could enroll and receive education at the elementary attendance center for the specified school year; and (7) For purposes of this section: altered by any of the means provided: (a) Elementary attendance center by Nebraska law including, but not Fund; (9) Consolidate means to vol. means a building in which education was offered by a school district in one or more of the grades kindergarten through grade four; (b) Resident elementary student means a student who will be attending school in an elementary grade in the school year in which the elementary attendance center would otherwise be closed or the grades offered would otherwise be changed and who resides within the boundaries of the school district which contains the elementary attendance center: and (c) Resident student means a student who resides within the boundaries of the school district which contains the elementary attendance center. Sec. 41. Section 79-556, Reissue Revised Statutes of Nebraska, is amended to read: 79-556. The annual school meeting of each Class I school district shall be held at the schoolhouse, if there is one, or at some other suitable place within the district on or before the second Monday of August of each year. The officers elected as provided in sections 79-472 and section 79-565 shall take possession of the office to which they have been elected at the first meeting of the board following its election, and the school year shall commence with that day, Sec. 42. Section 79-611, Reissue Revised Statutes of Nebraska, is amended to read: 79-611. (1) The school board shall either provide free transportation or pay an allowance for transportation in lieu of free transportation as follows: (a) When a student in grades kindergarten through eight attends an elementary school in his or her own district and lives more than four miles from the public schoolhouse in such district: and (b) When a student in grades kindergarten through eight is required to attend an elementary school outside of his or her own district and lives more than four miles from such elementary school.; (c) When a student attends a secondary school in his or her own Class II or Class III school district and lives more than four miles from the public schoolhouse. This subdivision does not apply when one or more Class I school districts merge with a Class VI school district to form a new Class H or HI school district on or after January 1, 1997; and (d) When a student, other than a student in grades ten through twelve in a Class V district, attends an elementary or junior high school in his or her own Class V district and lives more than four miles from the public schoolhouse in such district. (2) The transportation allowance which may be paid to the parent, custodial parent, or guardian of students qualifying for free transportation pursuant to subsection (1) of this section shall equal two hundred eighty-five percent of the mileage rate provided in section 81-1176, multiplied by each mile actually and necessarily traveled, on each day of attendance, beyond which the one-way distance from the residence of the student to the schoolhouse exceeds three miles. (3) Whenever students from more than one family travel to school in ant to section 79-855 or Staff Develthe same vehicle, the transportation opment Assistance pursuant to sec-

allowance prescribed in subsection (2) of this section shall be payable as follows: (a) To the parent, custodial parent, or guardian providing transportation for students from other families, one hundred percent of the amount prescribed in subsection (2) of this section for the transportation of students of such parent's, custodial parent's, or guardian's own family and an additional five percent for students of each other family not to exceed a maximum of one hundred twenty-five percent of the amount determined pursuant to subsection (2) of this section; and (b) To the parent, custodial parent, or guardian not providing transportation for students of other families, two hundred eighty-five percent of the mileage rate provided in section 81-1176 multiplied by each mile actually and attendance, from the residence of the student to the pick-up point at which students transfer to the vehicle of a parent, custodial parent, or guardian described in subdivision (a) of this subsection. (4) The board may authorize school-provided transportation to any student who does not qualify under the mileage requirements of subsection (1) of this section and may charge a fee to the parent or guardian of the student for such service. An affiliated high school district may provide free transportation or pay the allowance described in this section for high school students residing in an affiliated Class I district. No transportation payments shall be made to a family for mileage not actually traveled by such family. The number of days the student has at tended school shall be reported monthly by the teacher to the board of such public school district. (5) No more than one allowance shall be made to a family irrespective of the number of students in a family being transported to school. If a family resides in a Class I district which is part of a Class VI district and has students enrolled in any of the grades offered by the Class I district and in any of the non-high-school grades offered by the Class VI district, such family shall receive not more than one allowance for the distance actually traveled when both districts are on the same direct travel route with one district being located a greater distance from the residence than the other. In such cases, the travel allowance shall be prorated among the school districts involved. (6) No student shall be exempt from school attendance on account of distance from the public schoolhouse. Sec. 43. Section 79-850, Reissue Revised Statutes of Nebraska, is amended to read: 79-850. For purposes of sections 79-850 to 79-858: (1) Reorganized school district means: (a) Any expanded or altered school district, organized or limited to, the methods provided by the Reorganization of School Districts Act, section 79-407, 79-413, or 79-473, or sections section 79-415, 79-416, to 79-417 or 79-452 to 79-455. or section 2 or 3 of this act; or (b) any school district to be formed in the future if the petition or plan for such reorganized school district has been approved pursuant to any of the methods set forth in subdivision (1)(a) of this section when the effective date of such reorganization is prospective. For purposes of this subdivision, a petition or plan shall be deemed approved when the last legal action has been taken, as prescribed in section 79-413, 79-450, or 79-455, or section 2 or 3 of this act, necessary to effect the changes in boundaries as set forth in the petition or plan; and (2) Unified system means a unified system as defined in section 79-4,108 recognized by the State Department of Education pursuant to subsection (3) of such section, which employs certificated staff. Sec. 44. Section 79-857, Reissue Revised Statutes of Nebraska, is amended to read: 79-857. (1) For reorganizations involving consolidation of school districts into one or more reorganized districts, staff not electing retirement pursuant to section 79-855 or Staff Development Assistance pursuant to section 79-856 shall be allocated prior to the effective date of reorganization as follows: (a) All districts involved may enter into an agreement on the allocation of all certificated employees to one or more of the reorganized districts. No certificated employee shall be allocated to more than one district. Such agreement shall be signed by all the districts involved; (b) For reorganizations pursuant to section 3 of this act, all certificated employees from the Class I school district who have not been allocated pursuant to subdivision (1)(a) of this section shall be allocated to the reorganized district receiving the assets and liabilities of the Class I school district; (c) All certificated employees from the district or districts who have not been allocated pursuant to subdivision (1)(a) or (b) of this section shall be totaled and allocated among the reorganized districts based upon the proportion of students transferring to the reorganized district; (c) (d) All certificated employees from the district shall be treated equally in the allocation regardless of seniority. Staff shall not be given the option to choose the reorganized district in which to relocate. Random selection shall be utilized to allocate individual employees among all reorganized districts; and (d) (e) Once the selection and allocation is completed, employees from the district or districts shall retain years of service from the previous district for purposes of seniority. Within each reorganized district, employees from the receiving district shall not have priority over transferring employees. All reduction-in-force laws and policies shall apply. (2) For unifications, staff not electing retirement pursu-

tion 79-856 shall be allocated prior to the effective date of the unification in compliance with an agreement signed by all participating districts. Once the selection and allocation is completed, employees shall retain years of service from the participating district for purposes of seniority. All reduction-in-force laws and policies shall apply. Sec. 45. Section 79-1003, Reissue Revised Statutes of Nebraska, is amended to read: 79-1003. For purposes of the Tax Equity and Educational Opportunities Support Act: (1) Adjusted general fund operating expenditures means general fund operating expenditures as calculated pursuant to subdivision (23) of this section minus the transportation allowance and minus the special receipts allowance; (2) Adiusted valuation means the assessed valuation of taxable property of each local system in the state, adjusted pursuant to the adjustment factors described in section 79-1016. Adjusted valuation means the adjusted valuation for the property tax year ending during the school fiscal year immediately preceding the school fiscal year in which the aid based upon that value is to be paid. For purposes of determining the local effort rate yield pursuant to section 79-1015.01, adjusted valuation does not include the value of any property which a court, by a final judgment from which no appeal is taken, has declared to be nontaxable or exempt from taxation; (3) Allocated income tax funds means the amount of assistance paid to a local system pursuant to section 79-1005.01 or 79-1005.02 as adjusted by the minimum levy adjustment pursuant to section 79-1008.02: (4) Average daily attendance of a student who resides on Indian land means average daily attendance of a student who resides on Indian land from the most recent data available on November 1 preceding the school fiscal year in which aid is to be paid; (5) Average daily membership means the average daily membership for grades kindergarten through twelve attributable to the local system, as provided in each district's annual statistical summary, and includes the proportionate share of students enrolled in a public school instructional program on less than a full-time basis; (6) Base fiscal year means the first school fiscal year following the school fiscal year in which the reorganization or unification occurred; (7) Board means the school board of each school district; (8) Categorical funds means funds limited to a specific purpose by federal or state law, including, but not limited to, Title I funds, Title VI funds, federal vocational education funds, federal school lunch funds, Indian education funds, Head Start funds, funds from the Education Innovation Fund, and funds from the School Technology. untarily reduce the number of school districts providing education to a grade group and does not include dissolution pursuant to section 79-498: (10) Converted contract means an expired contract that was in effect for at least fifteen years for the education of students in a nonresident district in exchange for tuition from the resident district when the expiration of such contract results in the nonresident district educating students who would have been covered by the contract if the contract were still in effect as option students pursuant to the enrollment option program established in section 79-234; (11) Converted contract option students means students who will be option students pursuant to the enrollment option program established in section 79-234 for the school fiscal year for which aid is being calculated and who would have been covered by a converted contract if the contract were still in effect and such school fiscal year is the first school fiscal year for which such contract is not in effect: (12) Department means the State Department of Education; (13) District means any Class I, II, III, IV, V, or VI school district; (14) Ensuing school fiscal year means the school fiscal year following the current school fiscal year; (15) Equalization aid means the amount of assistance calculated to be paid to a local system pursuant to sections 79-1008.01 to 79-1022 and 79-1022.02; (16) Fall membership means the total membership in kindergarten through grade twelve attributable to the local system as reported on the fall school district membership reports for each district pursuant to section 79-528; (17) Fiscal year means the state fiscal year which is the period from July 1 to the following June 30; (18) Formula students means (a) for state aid certified pursuant to section 79-1022, the sum of fall membership from the school fiscal year immediately preceding the school fiscal year in which the aid is to be paid, multiplied by the average ratio of average daily membership to fall membership for the second school fiscal year immediately preceding the school fiscal year in which aid is to be paid and the prior two school fiscal years, and tuitioned students from the school fiscal year immediately preceding the school fiscal year in which the aid is to be paid and (b) for final calculation of state aid pursuant to section 79-1065, the sum of average daily membership and tuitioned students from the school fiscal year immediately preceding the school fiscal year in which the aid was paid; (19) Free lunch and free milk student means a student who qualified for free lunches or free milk from the most recent data available on November 1 of the school fiscal year immediately preceding the school fiscal year in which aid is to be paid; (20) Full-day kindergarten means kindergarten offered by a district for at least one thousand

thirty-two instructional hours; (21)

eral fund expenditures for regular

General fund budget of expenditures route transportation and in lieu of

purposes as certified in the budget statement adopted pursuant to the Nebraska Budget Act, except that for purposes of the limitation imposed in section 79-1023, the calculation of Class I total allowable general fund budget of expenditures minus the special education budget of expenditures pursuant to section 79-1083.03, and the calculation pursuant to subdivision (2) of section 79-1027.01, the general fund budget of expenditures does not include any special grant funds, exclusive of local matching funds, received by a district subject to the approval of the department; (22) General fund expenditures means all expenditures from the general fund; (23) General fund operating expenditures means the total general fund expenditures minus categorical funds, tuition paid, transportation fees paid to other districts. adult education, summer school, community services, redemption of the principal portion of general fund debt service, retirement incentive plans, staff development assistance, and transfers from other funds into the general fund for the second school fiscal year immediately preceding the school fiscal year in which aid is to be paid; (24) High school district means a school district providing instruction in at least grades nine through twelve; (25) Income tax liability means the amount of the reported income tax liability for read: 79-1016. (1) On or before Auresident individuals pursuant to the Nebraska Revenue Act of 1967 less all nonrefundable credits earned and refunds made; (26) Income tax receipts means the amount of income tax collected pursuant to the Nebraska Revenue Act of 1967 less all nonrefundable credits earned and refunds made; (27) Limited English proficiency student means a student with limited English proficiency from the most recent data available on November 1 of the school fiscal year preceding the school fiscal year in which aid is to be paid; (28) Local system means: (a) For school fiscal years prior to 2006-07, a Class VI district and the associated Class I districts or a Class II, III, IV, or V district and any affiliated Class I districts or portions of Class I districts; (b) for school fiscal year 2006-07, a Class VI district and the Class I districts or portions of Class I district that will be merged with the Class VI district to form a Class II or III district on June 15, 2006, pursuant to section 2 or 3 of this act or a Class II, III, IV, or V district and any Class I districts or portions of Class I districts that will be merged with the Class II, III, IV, or V district on June 15, 2006, pursuant to section 2 or 3 of this act; and (c) for school fiscal year 2007-08 and each school fiscal year thereafter, a Class II, III, IV, or V district. The membership, expenditures, and resources of Class I districts that are affiliated with multiple high school districts will be attributed to local systems based on the percent of the Class I valuation that is affiliated with each high school district: (29) Low-income child means a child under nineteen years of age living in a household having sessment year for each class of an annual adjusted gross income of property in each school district and fifteen thousand dollars or less for the second calendar year preceding the beginning of the school fiscal year for which aid is being calculated; (30) Most recently available complete data year means the most recent single school fiscal year for which the annual financial report, fall school district membership report, annual statistical summary, Nebraska income tax liability by school district for the calendar year in which the majority of the school fiscal year falls, and adjusted valuation data are available; (31) Regular route transportation means the transportation of students on regularly scheduled daily routes to and from the attendance center; (32) Reorganized district means any district involved in a consolidation and currently educating students following consolidation; (33) School year or school fiscal year means the fiscal year of a school district as defined in section 79-1091; (34) Special education means specially designed kindergarten through grade twelve instruction pursuant to section 79-1125, and includes special education transportation; (35) Special grant funds means the budgeted receipts for grants, including, but not limited to, Title I funds, Title VI funds, funds from the Education Innovation Fund, reimbursements for wards of the court, short-term borrowings including, but not limited to, registered warrants and tax anticipation notes, interfund loans, insurance settlements, and reimbursements to county government for previous overpayment. The state board shall approve a listing of grants that qualify as special grant funds; (36) Special receipts allowance means the amount of special education, state ward, and accelerated or differentiated curriculum program receipts included in local system formula resources under subdivisions (7), (8), (16), and (17) of section 79-1018.01; (37) State aid means the amount of assistance paid to a district pursuant to the Tax Equity and Educational Opportunities Support Act; (38) State board means the State Board of Education; (39) State support means all funds provided to districts by the State of Nebraska for the general fund support of elementary and secondary education; (40) Temporary aid adjustment factor means one and onefourth percent of the sum of the local system's transportation allowance, the local system's special receipts allowance, and the product of the local system's adjusted formula students multiplied by the average formula cost per student in the local system's cost grouping; (41) Transportation allowance means the lesser of (a) each local system's gen-

school fiscal year immediately preceding the school fiscal year in which aid is to be paid, but not including special education transportation expenditures or other expenditures previously excluded from general fund operating expenditures, or (b) the number of miles traveled in the second school fiscal year immediately preceding the school fiscal year in which aid is to be paid by vehicles owned, leased, or contracted by the district or the districts in the local system for the purpose of regular route transportation multiplied by four hundred percent of the mileage rate established by the Department of Administrative Services pursuant to section 81-1176 as of January 1 of the most recently available complete data year added to in lieu of transportation expenditures pursuant to section 79-611 from the same data year; (42) Tuition receipts from converted contracts means tuition receipts received by a district from another district in the most recently available complete data year pursuant to a converted contract prior to the expiration of the contract; and (43) Tuitioned students means students in kindergarten through grade twelve of the district whose tuition is paid by the district to some other district or education agency. Sec. 46. Section 79-1016, Revised Statutes Supplement, 2004, is amended to gust 25, the county assessor shall certify to the Property Tax Administrator the total taxable value by school district in the county for the current assessment year on forms prescribed by the Property Tax Administrator. The county assessor may amend the filing for changes made to the taxable valuation of the school district in the county if corrections or errors on the original certification are discovered. Amendments shall be certified to the Property Tax Administrator on or before September 30. For 2005, pursuant to orders issued by the State Committee for the Reorganization of School Districts on or before December 1, 2005, for a Class I school district which dissolves and attaches its territory to a Class II, III, IV, or VI school district in such a manner that the parcels of property do not become a part of the local system with which they were previously affiliated or to which they were previously attached, the Property Tax Administrator shall require the county assessor to recertify the Class I district's taxable valuation according to the new affiliation on or before December 20, 2005, on forms prescribed by the Property Tax Administrator. For any local system's territory which is affected by a recertification of a Class I district's taxable valuation, the Property Tax Administrator shall compute and recertify the adjusted valuation to each local system and the department on or before February 1, 2006. (2) On or before October 10, the Property Tax Administrator shall compute and certify to the State Department of Education the adjusted valuation for the current aseach local system for state aid to be certified for the following school fiscal year. The adjusted valuation of property for each school district and each local system, for purposes of determining state aid pursuant to the Tax Equity and Educational Opportunities Support Act, shall reflect as nearly as possible state aid value as defined in subsection (3) of this section. The Property Tax Administrator shall notify each school district and each local system of its adjusted valuation for the current assessment year by class of property on or before October 10. Establishment of the adjusted valuation shall be based on the taxable value certified by the county assessor for each school district in the county adjusted by the determination of the level of value for each school district from an analysis of the comprehensive assessment ratio study or other studies developed by the Property Tax Administrator, in compliance with professionally accepted mass appraisal techniques, as required by section 77-1327. The Property Tax Administrator shall adopt and promulgate rules and regulations setting forth standards for the determination of level of value for school aid purposes. (3) For purposes of this section, state aid value means: (a) For real property other than agricultural and horticultural land, one hundred percent of actual value; (b) For agricultural and horticultural land, eighty percent of actual value as provided in sections 77-1359 to 77-1363. For agricultural and horticultural land that receives special valuation pursuant to section 77-1344, eighty percent of special valuation as defined in section 77-1343; and (c) For personal property, the net book value as defined in section 77-120. (4) On or before November 10, any local system may file with the Property Tax Administrator written objections to the adjusted valuations prepared by the Property Tax Administrator, stating the reasons why such adjusted valuations are not the valuations required by subsection (3) of this section. The Property Tax Administrator shall fix a time for a hearing. Either party shall be permitted to introduce any evidence in reference thereto. On or before January 1, the Property Tax Administrator shall enter a written order modifying or declining to modify, in whole or in part, the adjusted valuations and shall certify the order to the State Department of Education. Modification by the Property Tax Administrator shall be based upon the evidence introduced at hearing and shall not be limited to the modification requested in the written objections or at hearing. A copy of the written order shall be mailed to the

trator may be appealed within thirty days after the date of the order to the Tax Equalization and Review Commission in accordance with section 77-5013. (5) On or before November 10, any local system or county official may file with the Property Tax Administrator a written request for a nonappealable correction of the adjusted valuation due to clerical error or, for agricultural and horticultural land, assessed value changes by reason of land qualified or disqualified for special use valuation pursuant to sections 77-1343 to 77-1348. For purposes of this subsection, clerical error means transposition of numbers, allocation of value to the wrong school district, mathematical error, and omitted value. On or before the following January 1, the Property Tax Administrator shall approve or deny the request and, if approved, certify the corrected adjusted valuations resulting from such action to the State Department of Education. (6) On or before June 30 of the year following the certification of adjusted valuation pursuant to subsection (2) of this section, any local system or county official may file with the Property Tax Adminis trator a written request for a nonappealable correction of the adjusted valuation due to changes to the tax list that change the assessed value of taxable property. Upon the filing of the written request, the Property Tax Administrator shall require the county assessor to recertify the taxable valuation by school district in the county on forms prescribed by the Property Tax Administrator. The recertified valuation shall be the valuation that was certified on the tax list, pursuant to section 77-1613. increased or decreased by changes to the tax list that change the assessed value of taxable property in the school district in the county in the prior assessment year. On or before the following July 31, the Property Tax Administrator shall approve or deny the request and, if approved certify the corrected adjusted valuations resulting from such action to the State Department of Education. (7) No injunction shall be granted restraining the distribution of state aid based upon the adjusted valuations pursuant to this section. (8) A school district whose state aid is to be calculated pursuant to subsection (5) of this section and whose state aid payment is postponed as a result of failure to calculate state aid pursuant to such subsection may apply to the state board for lump-sum payment of such postponed state aid. Such application may be for any amount up to one hundred percent of the postponed state aid. The state board may grant the entire amount applied for or any portion of such amount. The state board shall notify the Director of Administrative Services of the amount of funds to be paid in a lump sum and the reduced amount of the monthly payments. The Director of Administrative Services shall, at the time of the next state aid payment made pursuant to section 79-1022, draw a warrant for the lump-sum amount from appropriated funds and forward such warrant to the district. Sec. 47. Sec. tion 79-1022. Revised Statutes Supplement, 2004, is amended to read: 79-1022. (1) On or before June 15, 2003 March 1, 2006, and on or before February 1 for each year thereafter, the department shall determine the amounts to be distributed to each local system and each district pursuant to the Tax Equity and Educational Opportunities Support Act and shall certify the amounts to the Director of Administrative Services, the Auditor of Public Accounts, and each district. The amount to be distributed to each district from the amount certified for a local system shall be proportional based on the weighted formula students attributed to each district in the local system. On or before June 15, 2003 March 1, 2006, and on or before February 1 for each year thereafter, the department shall report the necessary funding level to the Governor, the Appropriations Committee of the Legislature, and the Education Committee of the Legislature. Certified state aid amounts shall be shown as budgeted non-property-tax receipts and deducted prior to calculating the property tax request in the district's general fund budget statement as provided to the Auditor of Public Accounts pursuant to section 79-1024. (2) Except as provided in subsection (3) of this section and subsection (8) of section 79-1016 and section 79-1033, the amounts certified pursuant to subsection (1) of this section shall be distributed in ten as nearly as possible equal payments on the last business day of each month beginning in September of each ensuing school fiscal year and ending in June of the following year. except that when a school district is to receive a monthly payment of less than one thousand dollars, such payment shall be one lump-sum payment on the last business day of December during the ensuing school fiscal year. (3) For school fiscal year 2002-03; except as provided in subsection (8) of section 79-1016 and section 79-1033, the amounts certified pursuant to subsection (1) of this section shall be distributed according to the payment schedule in this subsection on the last business day of each month listed, except that when a school district is to receive ten thousand dollars or less, such payment shall be one lump-sum payment on the last business day of December. The amount distributed each month shall be equal to the amount certified pursuant to subsection (1) of this section multiplied by the applicable percentage, rounded to the nearest cent. The percentages are: (a) For September, October, November, and December, seven and seven-tenths percent; (b) For Janulocal system within seven days after ary, February, March, and April, ten means the total budget of disburse- transportation expenditures pursu- the date of the order. The written percent; and (c) For May and June, fourteen and six-tenths percent. Sec. ments and transfers for general fund ant to section 79-611 in the second order of the Property Tax Adminis48. Section 79-1026, Reissue Revised Statutes of Nebraska, is amended to read: 79-1026. On or before June 15; 2003 March 1, 2006, and on or before February 1 for each year thereafter, the department shall determine and certify to each Class II, III, IV, V, or VI district an applicable allowable growth rate carried out at least four decimal places for each local system as follows: (1) The department shall establish a target budget level range of general fund operating expenditure levels for each school fiscal year for each local system which shall begin at twenty percent less than the local system's formula need and end at the local system's formula need. The beginning point of the range shall be assigned a number equal to the maximum allowable growth rate established in section 79-1025, and the end point of the range shall be assigned a number equal to the basic allowable growth rate as prescribed in such section such that the lower end of the range shall be assigned the maximum allowable growth rate and the higher end of the range shall be assigned the basic allowable growth rate; and (2) For each school fiscal year, each local system's general fund operating expenditures shall be compared to its target budget level along the range described in subdivision (1) of this section to arrive at an applicable allowable growth rate as follows: If each local system's general fund operating expenditures fall below the lower end of the range, such applicable allowable growth rate shall be the maximum growth rate identified in section 79-1025. If each local system's general fund operating expenditures are greater than the higher end of the range, the local system's allowable growth rate shall be the basic allowable growth rate identified in such section. If each local system's general fund operating expenditures fall between the lower end and the higher end of the range, the department shall use a linear interpolation calculation between the end points of the range to arrive at the applicable allowable growth rate for the local system. Sec. 49. Section 79-1027, Reissue Revised Statutes of Nebraska, is amended to read: 79-1027. No district shall adopt a budget, which includes total requirements of depreciation funds, necessary employee benefit fund cash reserves, and necessary general fund cash reserves, exceeding the applicable allowable reserve percentages of total general fund budget of expenditures as specified in the schedule set forth in this section.

Average daily Allowable membership of reserve district percentage 0.47145 471.01-3.044 3,044.01 - 10,000 25

10,000.01 and over 20 On or before February 5, 2003 March 1, 2006, and on or before February 1 each year thereafter, the department shall determine and certify each district's applicable allowable reserve percentage. Each district with combined necessary general fund cash reserves, total requirements of depreciation funds, and necessary employee benefit fund cash reserves less than the applicable allowable reserve percentage specified in this section may, notwithstanding the district's applicable allowable growth rate, increase its necessary general fund cash reserves such that the total necessary general fund cash reserves, total requirements of depreciation funds, and necessary employee benefit fund cash reserves do not exceed such applicable allowable reserve percentage. Sec. 50. Section 79-1028, Revised Statutes Supplement, 2004, is amended to read: 79-1028, (1) A Class II, III, IV, V, or VI school district may exceed the local system's applicable allowable growth rate for (a) expenditures in support of a service which is the subject of an agreement or a modification of an existing agreement whether operated by one of the parties to the agreement or an independent joint entity or joint public agency, (b) expenditures to pay for repairs to infrastructure damaged by a natural disaster which is declared a disaster emergency pursuant to the Emergency Management Act, (c) expenditures to pay for judgments, except judgments or orders from the Commission of Industrial Relations, obtained against a school district which require or obligate a school district to pay such judgment, to the extent such judgment is not paid by liability insurance coverage of a school district, (d) expenditures to pay for sums agreed to be paid by a school district to certificated employees in exchange for a voluntary termination of employment, or (e) expenditures to pay for lease-purchase contracts approved on or after July 1, 1997, and before July 1, 1998, to

the extent the lease payments were not budgeted expenditures for fiscal year 1997-98. (2) A Class II, III, IV, V, or VI district may exceed its applicable allowable growth rate by a specific dollar amount if the district projects an increase in formula students in the district over the current school year greater than twenty-five students or greater than those listed in the schedule provided in this subsection, whichever is less. Districts shall project increases in formula students on forms prescribed by the department. The department shall approve, deny, or modify the projected increases.

Average daily Projected membership of of formula by percentage 0 - 5050.01 - 250 250.01 - 1,000

The department shall compute the

district's estimated allowable budget

per pupil using the budgeted general

fund expenditures found on the bud-

get statement for the current school

year divided by the number of for-

mula students in the current school

pupil shall be multiplied by the pro-

the estimated budget needs for the

general fund budget of expenditures

for the ensuing school year by the

amount necessary to fund the esti-

mated budget needs of the district as

computed pursuant to this subsec-

1,000.01 and over 1

tion. On or before July 1, the department shall make available to districts which have been allowed additional growth pursuant to this subsection the necessary document to recalculate the actual formula students of such district. Such document shall be filed with the department under subsection (1) of section 79-1024. (3) A Class II, III, IV, V, or VI district may exceed its applicable allowable growth rate by a specific dollar amount if construction, expansion, or alteration of district buildings will cause an increase in building operation and maintenance costs of at least five percent. The department shall document the projected increase in building operation and maintenance costs and may allow a Class II, III, IV, V, or VI district to exceed the local system's applicable allowable growth rate by the amount necessary to fund such increased costs. The department shall compute the actual increased costs for the school year and shall notify the district on or before July 1 of the recovery of the additional growth pursuant to this subsection. (4) A Class II, III, IV, V, or VI district may exceed its applicable allowable growth rate by a specific dollar amount if the district demonstrates to the satisfaction of the department that it will exceed its applicable allowable growth rate as a result of costs pursuant to the Retirement Incentive Plan authorized in section 79-855 or the Staff Development Assistance authorized in section 79-856. The department shall compute the amount by which the increased cost of such program or programs exceeds the district's applicable allowable growth rate and shall allow the district to increase its general fund expenditures by such amount for that fiscal year. (5) A Class II, III, IV, or V district may exceed its applicable allowable growth rate by the specific dollar amount of incentive payments or base fiscal year incentive payments to be received in such school fiscal year pursuant to section 79-1011. (6) For school fiscal year 2006-07, a Class II or III school district that has been exempt from the transportation requirements of subdivision (1)(c) of section 79-611 due to the school district's status as a Class VI school district in a prior school fiscal year may exceed its applicable allowable growth rate by an amount equal to anticipated transportation expenditures necessary to meet new transportation requirements. The department shall approve, deny, or modify the anticipated transportation expenditures. The department shall compute the actual transportation expenditures necessary to meet new transportation requirements for school fiscal year 2006-07 and shall, if needed, modify the local system's applicable allowable growth rate for the ensuing school fiscal year. Sec. 51. Section 79-1031.01, Reissue Revised Statutes of Nebraska, is amended to read: 79-1031.01. The Appropriations Committee of the Legislature shall annually include the amount necessary to fund the state aid certified to school districts be summed and the result divided by on or before May 1, 2002 March 1, two to arrive at the total allowable 2006, and on or before February 1 for general fund budget of expenditures each ensuing school year thereafter minus the special education budget in its recommendations to the Legis- of expenditures per formula student A vote "FOR" will amend the Ne-

lature to carry out the requirements of the Tax Equity and Educational Opportunities Support Act. Sec. 52. Section 79-1083.02, Reissue Revised Statutes of Nebraska, is amended to read: 79-1083.02. For school fiscal years prior to school fiscal year 2006-07: On or before February 5, 2003, and on or before February 1 of each year, thereafter, the State Department of Education shall designate a primary high school district for each Class I school district for the following school fiscal year. The primary high school district shall be the one Class II, III, IV, V, or VI school district or the unified system with which the greatest share of the Class I district's assessed valuation is affiliated or of which such share is a part for the school fiscal year immediately preceding the school fiscal year for which the primary high school district determination is made. The department shall certify to all school districts and all county clerks the primary high school district for each Class I district. Sec. 53. Section 79-1083.03, Reissue Revised Statutes of Nebraska, is amended to read: 79-1083.03. For school fiscal years prior to school fiscal year 2006-07: (1)(a) If the primary high school district year and multiplied by the district's applicable allowable growth rate. designated pursuant to section 79-The resulting allowable budget per 1083.02 is a Class VI district, the Class I district's total allowable jected formula students to arrive at general fund budget of expenditures minus the special education budget ensuing year. The department shall of expenditures shall be determined allow the district to increase its by the school board of such Class VI district and shall be certified to the Class I district on or before June 24; 2003, and on or before March 1 each year thereafter for the following school fiscal year; and - (b) The Class VI primary high school district shall certify the total allowable general fund budget of expenditures minus the special education budget of expenditures for the Class I district to the State Department of Education on or before August 1, 2003, and on or before April 20; each year thereafter. (2) If the primary high school district is not a Class VI district, the Class I district's total allowable general fund budget of expenditures minus the special education budget of expenditures shall be determined by the department as follows and certified on or before June 15, 2003; and on or before February 1 each year thereafter, for the following school fiscal year: (a) The total allowable general fund budget of expenditures minus the special education budget of expenditures for the Class I district in the school fiscal year immediately preceding the school fiscal year for which the budget is prepared shall be divided by the formula students in the Class I district as defined in section 79-1003, and the result shall be increased by the applicable allowable growth rate for the primary high school district's local system for the ensuing school fiscal year calculated pursuant to section 79-1026 as determined on or before June 15, 2003, and on or before February 1 each year thereafter. of the school fiscal year immediately preceding the school fiscal year for which the budget is prepared; (b) The total allowable general fund budget education budget of expenditures for the primary high school district in the school fiscal year immediately the department and all other af-fected districts, on or before August 1, 2003, and on or before April 20. preceding the school fiscal year for which the budget is prepared shall be divided by the formula students as defined in section 79-1003 in the primary high school district weighted by the grade weighting factors contained in subdivision (1)(a) of section 79-1007.01, and the result shall be multiplied by the kindergarten through grade eight formula students as defined in section 79-1003 weighted by the grade weighting factors contained in subdivision (1)(a) of section 79-1007.01 to calculate the total allowable general fund budget of expenditures minus the special education budget of expenditures for kindergarten through grade eight in the primary high school district. The total allowable general fund budget of expenditures minus the special education budget of expenditures for kindergarten through grade eight shall be divided by the kindergarten through grade eight formula students without weighting. The result shall be increased by the applicable allowable growth rate for the primary high school district's local system for the ensuing school fiscal year calculated pursuant to section 79-1026 as determined on or before June 15, 2003; and on or before February 1 each year thereafter; of the school fiscal year immediately preceding the school fiscal year for which the budget is prepared; (c) The amounts calculated in subdivisions (2)(a) and (2)(b) of this section shall

total allowable general fund budget of expenditures minus the special education budget of expenditures per formula student for the Class I district shall be multiplied by the formula students as defined in section 79-1003 for the Class I district as used by the department for certification of the ensuing school fiscal year's state aid, and the result shall be the total allowable general fund budget of expenditures minus the special education budget of expenditures for of expenditures request shall be approved by high school districts, including the primary high school district, such that the portions of the Class I district that are affiliated with or part of the approving high shall specify the total general fund section 79-1003, for which the Class receipt of such request and shall district fails to send written notificaber 15 of each year, amend the genboard deems essential if the expenbudget for the current year was adshall be filed pursuant to subsection (4) of section 13-511 and section 79-1024; : (5) All Class I districts shall certify the items required by subsection (1) of section 13-508 to all of their high school districts on or before August 1; and : (6) All primary total general fund budget of expenand the request has been approved. Sec. 54. Sections 8, 42, 50, and 55 of this act become operative on June 15, become operative on their effective date. Sec. 55. Original sections 79-102 and 79-611, Reissue Revised Statutes of Nebraska, and section 79-1028, Revised Statutes Supplement, 2004, are repealed. Sec. 56. Original sections 32-542, 79-401, 79-402, 79-403, 79-405, 79-407, 79-408, 79-409, 79-410, 79-413, 79-415, 79-416, 79-418, 79-419, 79-422, 79-423, 79-433, 79-434, 79-435, 79-443, 79-447, 79-449, 79-452, 79-454, 79-455, 79-470, 79-473, 79-479, 79-499, 79-4,101, 79-4,108, 79-4,111, 79-556, 79-850, 79-857, 79-1003, 79-1026, 79-1027, 79-1031.01, 79-1083.02, and 79-1083.03, Reissue Revised Statutes of Nebraska, and sections 79-Supplement, 2004, are repealed. Sec. 57. The following sections are outright repealed: Sections 79-404, 79-406, 79-411, 79-417, 79-424 to 79-427, 79-431, 79-472, 79-477, 79-478, 79-492 to 79-495, 79-4,109, and 79-

PROPOSED BY INITIATIVE PETITION **INITIATIVE MEASURE 423** 

4,110, Reissue Revised Statutes of

Nebraska.

for the Class I district; and (d) The braska Constitution to impose a ☐ For ☐ Against **TIVE MEASURE 423** cated in Bold) braska. Article III

the Class I district for the ensuing school fiscal year except as provided in subsection subdivision (3) of this section: (3)(a) The school board of the Class I district may, on or before July 1, 2003, and on or before March 10, each year thereafter, submit a request to exceed the total allowable general fund budget of expenditures minus the special education budget of expenditures to all the school boards of the high school district or districts with which the Class I district is affiliated or of which it is a part. For Class I districts to exceed the total allowable general fund budget of expenditures minus the special education budget of expenditures, the total general fund budget school districts comprise at least two-thirds of the assessed valuation of the Class I district. Such request budget of expenditures, broken down by expenditures for special education, for regular education, and for special grant funds as defined in I district seeks authority; and : (b) The high school district shall approve or deny the request on or before July 15, 2003, and on or before April 10 each year thereafter following the forward written notification to the Class I district of approval or denial. A request for additional budget authority shall be considered approved if (i) no action is taken by the high school district or (ii) the high school tion to the Class I district of the denial of a request for additional budget authority: - (4) The school board of a Class I district may, after Octoeral fund budget of expenditures (a) by increasing the special education budget of expenditures, (b) for any special grant funds as defined in section 79-1003 received any time during a school fiscal year, or (c) for current fiscal year expenditures the ditures could not reasonably have been anticipated at the time the opted. A copy of the revised budget of expenditures minus the special high school districts shall certify to each year thereafter; the approved ditures for a Class I district when the Class I district has requested to exceed its certified budget authority 2006. The other sections of this act 1016 and 79-1022, Revised Statutes

state spending limit based upon a calculation involving previous appropriations, the inflation rate and population change in Nebraska.

A vote "AGAINST" will not amend the Nebraska Constitution to impose such a state spending limit.

Shall the Nebraska Constitution be amended to limit state spending based upon a calculation involving previous appropriations, the inflation rate and population change? The Legislature could seek voter authorization to exceed the spending limit. Appropriations subject to the limit would not include emergency appropriations and appropriations of monies from the federal government, monies from nongovernmental entities, proceeds from the sale of property, monies dedicated to pro-rata taxpayer relief and refunds, monies from user charges, income from certain permanent funds such as endowment and pension funds, and surplus funds held in reserve. Taxpaying resident could enforce the spending limit.

TEXT OF PROPOSED INITIA-

Proposed Constitutional Amendment Language (Changes indi-

To amend Article III, Section 22 of the Constitution of Ne-

22. Appropriations for state: deficiencies; bills for pay of members and officials

(1) Each Legislature shall make appropriations for the expenses of the Government. And whenever it is deemed necessary to make further appropriations for deficiencies, the same shall require a two-thirds vote of all the members elected to the Legislature. Bills making appropriations for the pay of members and officers of the Legislature, and for the salaries of the officers of the Government, shall contain no provision on any other subject.

(2) For any state fiscal year that commences on or after January 1, 2007, the Legislature shall be subject to a state spending limit that is the greater of:

(a) the total amount appropriated in the preceding fiscal year increased by a percentage amount equal to the result obtained by adding the inflation rate plus the percentage change in state population for the calendar year in which the immediately preceding fiscal year be-(b) the state spending

limit for the previous fis cal vear.

(3) A total fiscal year appropriation may only exceed the state spending limit under the following circumstances:

(a) Two-thirds of the members of the Legislature must first approve the total appropriations budget and its referral to the

(b) A majority of voters casting ballots at a statewide election vote affirmatively to authorize the Legislature to exceed the state spending limit, and, (c) the ballot question provides the voters the following options:

(i) I authorize the Legislature to exceed the State Spending Limit for [insert fiscal year] by [insert total amount of proposed fiscal year spending above the state spending limit].

(ii) I do not authorize the Legislature to exceed the State Spending Limit.

The Legislature is empowered to refer a voter authorization question to the ballot at any statewide election in compliance with this subdivision.

(4) For purposes of this section: (a) "Inflation rate" means the change during a calendar year, expressed as a percentage, in the consumer price index for the Midwest region, incorporating all goods and services for all urban consumers, as officially reported by the **Bureau of Labor Statistics** of the United States Department of Labor, or its

successor index. (b) Percentage change in state population a calendar year shall be determined by measuring the percentage change in the annual federal census estimate of Nebraska for a calendar from the annual federal census estimate for the immediately preceding year, and such number shall be adjusted every decade to match the federal

census. (5) A total fiscal year appropriation shall include every legislative appropriation authorizing an expenditure of funds from the state treasury within a specific fiscal year, with the following exceptions:

(a) Money received directly or indirectly from the federal government; (b) Money awarded or donated to a state agency or institution by a nongovernmental entity; (c) Proceeds from the sale

value to non-governmental entities. (d) Moneys dedicated to pro-rata taxpayer relief or refunds.

of property at real market

(e) Appropriations funded by user charges or fees to the extent that such charges or fees do not exceed the approximate cost to the state of providing such goods or services, and the purchase by the user is wholly discretionary.

(f) Moneys that are income earned on moneys in permanent endowment funds. trust funds, deferred compensation funds or pension funds and that are credited to such funds. (g) Surplus funds may be designated by the Legislature to be held in a budget reserve fund to provide funding when state revenues fall below the state spending limit. Appropriations from any such fund shall remain subject to the state spending limit and no such monetary designation may cause the total amount of funds available for this purpose to exceed twelve percent of the allowable state spending limit for the fiscal year in which the designation is made;

(h) Appropriations made subject to an emergency declared by a three-fourths vote of all the members of the Legislature and the declared emergency stems from an unexpected, immediate and significant threat to public health or safety may exceed the state spending limit. A shortfall in anticipated revenue shall not constitute an emergency. If a court of competent jurisdiction in a final order rules that any emergency appropriation violates this section, the state spending limit under subdivision (2)(a) of this section shall be reduced by that amount in the next

fiscal year; (6) Any taxpaying resident of Nebraska shall have standing to enforce the provisions of this section. It is the intent of the voters in amending this section that legal interpretations that restrain growth in government spending are favored over interpretations that do not restrain such spending. If a court of competent jurisdiction in a final order shall adjudge any category of legislative appropriation exempt from this Article, the state spending limit shall be reduced accordingly and the remaining provisions shall be in full force and effect.

Respectfully submitted,

John Gale

Secretary of State

(Publish three times, weeks of Oct. 16, Oct. 23 and Oct. 30)