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Thursday, October 27, 2016 141st Year - No. 4

# The Wayne Herald

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## Steady progress

### Winside teen makes strides toward his normal routine after brain injury

By: Courtney Upah

Roughly five weeks have passed since Trey Meis received a severe head injury during a football game at Winside High School.

This head injury was diagnosed as a subdural hematoma, a type of bleeding of the brain. The day following Trey's accident, doctors performed a computerized tomography (CT) scan and were pleasantly surprised to see that the injury was healing.

That good news also meant that although subdural hematoma typically requires surgery, Meis will be able to heal on his own.

"It's going to be a long ride. Right now, he's feeling better. The doctors told us to plan on 6 months to a year for a recovery," Trey's mother Toni Meis said.

Late last week, Trey was able to return to school, but he's not able to overdue it. Due to the injury, Trey develops headaches when he becomes too active, so he is only able to attend for half days. A hat and sunglasses lessen the intensity of the florescent lights, so while they wouldn't normally be allowed in school, an exception has been made for his case.

Prior to returning to school, Trey attended different events, but if he didn't feel well the family would have to leave.

"We try taking him to things like volleyball games, and if he gets a headache we pull back," Toni said.

Recovery is being taken one step at a time, but this past week was exciting for the Meis family for more than just heading back to school. Not only did Trey start to get back into his old routine, he received a little pick me up from a big name. Rex Burkhead, former Husker football player currently playing for the Cincinnati Bengals, sent Trey a football and written letter which were both signed.

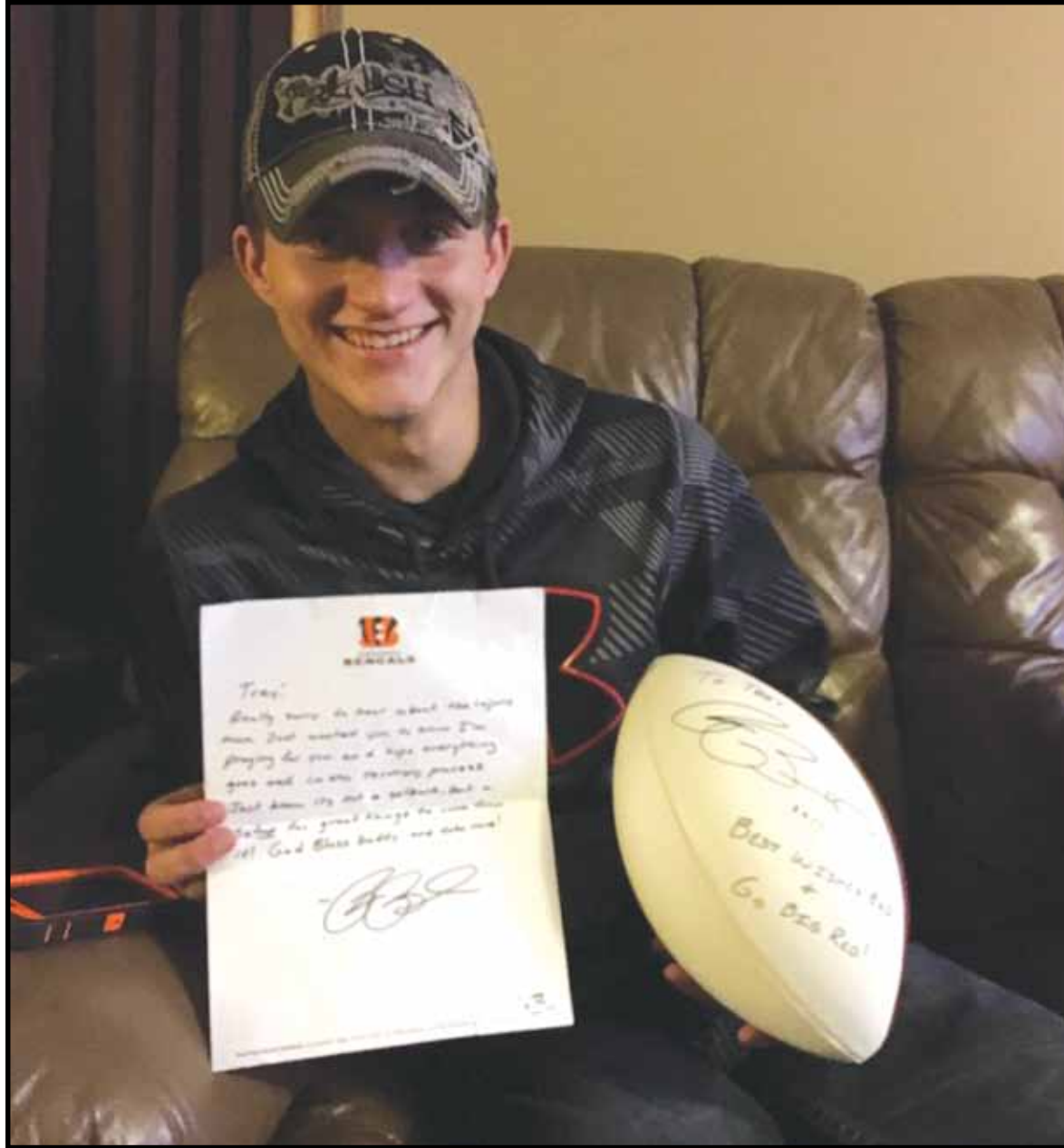
Toni has had to take some time off to watch after Trey, but now that Trey is improving she can return to work.

When Trey first received the football injury he needed his exposure to light and sound limited, and although he still has some issues and headaches, he is improving.

Toni believes this good fortune may also be due to the support and prayers of friends and community members.

The local catholic church brought over food, and the communities of Randolph, Emerson and Elgin all have helped support the Meis family.

"We are very thankful for everyone's support. Places like Emerson, Randolph and Elgin. We want to say thank you for all the support and prayers. It's really helped," Toni said.



(Contributed photo)

Trey Meis has encountered a lot of encouragement from numerous people in and out of his community after his football injury. Most recently he received a personal letter and signed football from former Husker player and current Cincinnati Bengals player Rex Burkhead (shown above). The support from community members and other area communities has played an integral roll in Trey's continued healing.

### District 17 candidates discuss their platforms

By Calyn Dunklau  
calyn@wayneherald.com

With hot-button topics presented to each, the candidates vying District 17's seat in the state legislature made their platforms known at Tuesday evening's candidate forum.

One of those topics was, naturally, was fiscal responsibility with tax cuts and piggy-backing off of that, the all-important question of high property taxes.

"I believe the state does need to run like a business," candidate Joni Albrecht. "I think we need to look for ways to cut the taxes in ways we haven't."

Albrecht's take on the high property taxes was less exact science as she proposed the farming community only pay on what the land actually produced that year and that the formulas used to determine these numbers be changed.

"There's no way you can possibly write those checks and sustain your business," Albrecht said of the rising tax burden on land owners.

Ardel Bengtson made a valid point with a quick jaunt into the world of statistics, stating that in every stats class you're taught to throw out the extremes, which is what should be happening with extremely high and extremely low selling prices on land. Part of her solution also included a change to the formulas used, but she said that "it would take farmers who are involved in it to put that together" because of their knowledge in the industry.

Bengtson's position on tax cuts was precise, as she warned of over cutting.

"We have to be very careful where we cut so that it doesn't overburden some other area or cause a shortfall in another area," said Bengtson. "Prisons, mental health... some of these things can't be cut any farther."

Another question raised during the forum was that of the prison system needing reformed. Each candidate was asked how they felt the overcrowding should be addressed.

Bengtson's feelings were apparent as she list numerous things that needed changed within the state's prison system.

"Public safety is moor ethan just law enforcement," Bengtson said. "We need drug and alcohol treatments, any types of addictions that cause people to commit crime."

She also felt that a specialized court, similar to the way a drug court works, is necessary to help veterans who've committed crimes get the help they could be needing with PTSD and addiction.

"We're going to have to put money toward the prison system," said Bengtson.

Funding was part of Albrecht's answer as well, but her focus was on utilizing funds

See District 17, Page 3A

## Mercy Meals packing event planned at Cup of Grace

Cup of Grace, LCMS Campus Ministry will sponsor a Mercy Meals Packing event for Wayne State College students and Wayne Community to pack 45,000 Mercy Meals.

The event is scheduled for Tuesday and Wednesday, Nov. 1-2 from noon to 8 p.m. each day. Please contact Pastor Carl Lilienkamp at 402-369-2529 to register for a time.

Cup of Grace is located at Ninth & Logan Streets, across from the Willow Bowl. The packing event will be held in the Cup of Grace building. The event for WSC students and the Wayne community, provides positive interaction between town people and college students.

"The timing of this event is especially significant as it

follows immediately after the destruction of Hurricane Matthew. More than 900 plus people lost their lives due to the destruction of Hurricane Matthew. In addition, Haiti, the poorest country in the Americas, is still recovering from the major earthquake of 2010," said Pastor Carl Lilienkamp, Associate Pastor of Grace Lutheran Church in Wayne.

Mercy Meals of Nebraska is a non-profit organization that allows volunteers to package nourishing food that will be delivered by the Orphan Grain Train to children in need throughout the world. Orphanages, refugee camps, feeding centers, disaster relief centers and local food pantries have been recent recipients of the Mercy Meals.

The packing of food gives participants a sense of self-

empowerment, civic duty, world awareness, kindness toward fellow men and women and appreciation for the blessings of daily life. The food is highly nutritious, well-balanced meal providing a source of easily digestible protein, carbohydrates, and vitamins needed to reverse malnutrition.

The Mercy Meals food product is made up of four dry ingredients that are easily packaged and need only boiling water to prepare. The food bags are 3-ply for strength and can keep for long periods of time.

Last year 770,000 meals were packed through Mercy Meals. Because everyone at Mercy Meals is a volunteer and the food is shipped by Orphan Grain Train, the food is packed and shipped for an amazing 12 cents a serving.

## City council, school board candidates share their views at Monday's forum

By Clara Osten  
clara@wayneherald.com

Fiscal responsibility, transparency, the community's workforce and housing were all topics discussed at a Candidate Forum on Monday evening.

Co-sponsored by the Wayne Area Economic Development Office's Government Affairs Committee and the Wayne Education Association, the first part of the evening focused on the candidates in the three contested City Council races.

Nick Muir (Ward I), Mark Bloomfield (Ward IV), Jennifer Sievers (Ward II), Doug Sturm (Ward I), Reed Allen (Ward II) and Jon Haase (Ward IV).

Council member Cale Giese (Ward III) is running un-opposed.

Muir, Sievers and Haase are the incumbents in their respective wards.

Each of the candidates was given an opportunity to introduce themselves and talk about the strengths and needs of the community.

For Muir, the strength includes the quality of life and people in the community. Bloomfield said he would like to see Wayne continue to grow and move forward.

Sievers noted her activities throughout the community and her 'open door policy' for not only the constituents in her ward, but all the citizens of Wayne. Sturm said that previously he had served on the City Council for 20 years and wants to make Wayne a better place to live.

Allen said he and his family made a choice in 2012 to move to Wayne because they felt the community had a lot to offer. Haase, who has lived in Wayne for 43 years told the audience he has learned a lot during his time on the council.

Following that, questions from the audiences were answered by each of the candidates.

Topics addressed in ways to make Wayne a destination, creating jobs, the need for housing, especially funding housing rehab and fiscal responsibility in city government.

Closing statements by nearly each of the candidates included urging all in attendance to get out and vote. They noted this to be especially true for state and local issues.

Candidates taking part in the Wayne Community School Board candidate forum included Casey Hurner, Wendy Con-

solli, Jaime Manz and Mark Putnam. Lynn Junck, who is also a candidate for the Board of Education, was not present at the forum.

Consoli is the only incumbent in the race.

Each of these candidates also had the opportunity to introduce themselves and explain their reasons for running for the positions open.

Areas of questioning during the forum included the needs of the district, including IT and ag programs, working with businesses within the community and transparency between the board, school and community in determining what are the actual needs of the district.

Candidates stressed the need to create a school district in which all students have the best chance to be the most successful while maintaining fiscal responsibility. This includes meeting the needs of all the students as the population of the community changes.

All candidates for both the council seats and school board positions stressed the need for communication between them and the people they serve.

The forum was moderated by Wayne Area Economic Development Director Wes Blecke.



(Photo by Clara Osten)

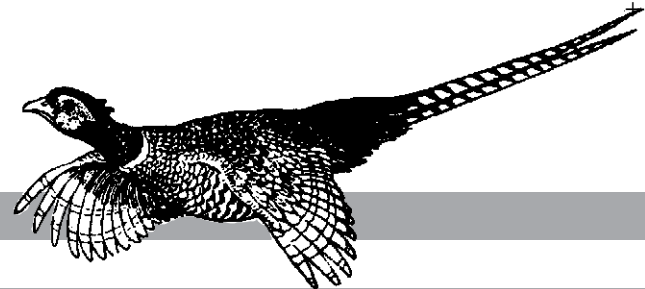
City Council candidates (left) Nick Muir, Mark Bloomfield, Jennifer Sievers, Doug Sturm, Reed Allen and Jon Haase (above) and Board of Education candidates (below) Casey Hurner, Wendi Consoli, Wes Blecke (moderator) Jaime Manz and Mark Putnam took part in Monday's forum.





# Record

The Wayne  
Herald



## Obituaries

### Dale Claussen

Dale Claussen, of Carroll, died Wednesday, Oct. 19, 2016 at Providence Medical Center in Wayne.

Services were held Friday, Oct. 21 at Our Savior Lutheran Church in Wayne. The Rev. Jeanne Madsen officiated.

Burial was in Greenwood Cemetery in Wayne.

Arrangements were with Hasemann Funeral Home in Wayne.

Memorials may be directed to the Claussen family for later designation.

Dale Richard Claussen was born Feb. 1, 1931 in Dunlap, Iowa to Emil and Elsie (Schneider) Claussen. He was baptized and confirmed at St. Paul's Lutheran Church in Wayne. In 1943 he moved with his parents to Sholes and attended rural school near Carroll. Dale married Doris Elizabeth Junck on Feb. 14, 1952 at St. Paul's Lutheran Church in Wayne. Dale and Doris

would have been married 65 years on Feb. 14, 2017. The couple farmed near Carroll until retiring in 1983 and moved to Carroll in 2007. Dale was a member of Our Savior Lutheran Church in Wayne. He enjoyed hobbies of woodworking, playing cards with the local boys, helping with harvest, and spending time at the trailer in Niobrara.

Survivors include his wife, Doris; children, Delbert (Mary) Claussen of Carroll, Peggy (Mike) Prather of Madison, and Keith (Cindy) Claussen of Carroll; daughter-in-law, Sandy Claussen of Norfolk; 11 grandchildren; 12 great-grandchildren; siblings, Darlene Hood of Neligh, Donald Claussen and Roger (Karen) Claussen all of West Point, and Janet Thompson of Wilbur; several nieces and nephews.

He was preceded in death by his parents; son, Kenneth in 2000; two grandsons; and brothers, Merold (Pat) Claussen and Melvin (Donna) Claussen.

Honorary pallbearers were Dale and Doris' granddaughters, Lizz Hansen, Miranda Heine, Jessica Watkins, Katie Suing, Kendra Claussen, McKenzie Claussen, Heather Claussen, Jen Claussen and Candis Kurgeweit.

Active pallbearers were Dale and Doris' grandsons, Joe Prather, Chad Claussen, Matt Claussen, Daniel Claussen, Pat Heine, Matt Watkins, Chet Suing and Cason Kurgeweit.

### Doris Lipp

Doris Lipp, 94, of Laurel, died Friday, Oct. 21, 2016 at her home.

Services were held Tuesday, Oct. 25 at the United Methodist Church in Laurel. The Rev. Jaime Farias officiated.

Burial was in the Belden Cemetery in Belden.

Memorials may be directed to the United Methodist Church, Orphan Grain Train, Camp Assurance or Providence Medical Center Hospice.

Arrangements were with Hasemann Funeral Home of Laurel.

Doris M. Lipp was born March 22, 1922 at Aunt Maggie's in Belden to George and Ada Fern (Lewis) Arduser. She attended Green Valley District #91 Country School in Cedar County and graduated from Belden High School. Doris married Arthur Lipp on April 12, 1942 at her parent's home near Belden. The couple farmed near Laurel until moving into Laurel in 1995. Doris was a member of the United Methodist Church, United Methodist Women, E.L.T. Club, Farmerettes Extension Club and the Tuesday Club. Over the years, Doris and Art worked on many mission trips helping needy families.

Survivors include her children, Patricia (Larry) Thompson of Wayne, Dennis (Gerelda) Lipp of Wayne and James (Marcia) Lipp of Laurel; 11 grandchildren; 28 great-grandchildren; sisters, Virginia Hilkemann of Wolf Point, Mont., and Mary Lou Roggenbach of Papillion; sisters-in-law, Ruby Arduser of Laurel, Dorothy Lipp of Fremont; brother-in-law, Carrol ("Tootie") Lipp of Laurel; and nieces and nephews.

She was preceded in death by her parents; husband, Art in 2011; brother, Don Arduser; infant sister and brother; and nephews, Donald Douglas Arduser, Arlen Hilkemann, Michael Roggenbach, and Earl Lipp.

Honorary pallbearers will be Doris and Art's granddaughters and granddaughters-in-law, Jennifer Van Meter, Laurie Wallace, Dena Lipp, Natasha Tasler, Heather Reid, Julia Lipp, Samantha Bye, Amy Lipp, Maria Lipp, Kristi Lipp and Heidi Thompson.

Active pallbearers will be Doris and Art's grandsons and grandsons-in-law, Joel Lipp, David Lipp, Daniel Lipp, Nicholas Lipp, Lucas Thompson, Nathan Tasler, Nathanael Lipp, Chris Bye, Kevin Reid, David Wallace and Gary Van Meter.

### Bernita Sherbahn

Bernita Sherbahn, 98, of Wayne, died Monday, Oct. 24, 2016 at Careage Campus of Care in Wayne.

Services will be held Saturday, Oct. 29 at 10:30 a.m. at Grace Lutheran Church in Wayne. The Rev. Michael Feldmann and the Rev. Carl Lilienkamp will officiate. Visitation will be at the church on Saturday from 9 a.m. until service time.

Burial will be in Greenwood Cemetery in Wayne.

Memorials may be directed to the Sherbahn family for later designation.

Arrangements are with Hasemann Funeral Home of Wayne.

Bernita Doris Sherbahn was born April 14, 1918 on a farm in Dixon County to Herbert and Lena (Reuter) Hinnerichs. She was baptized May 5, 1918 and confirmed March 20, 1932 at Immanuel Lutheran Church near Wakefield. She attended Immanuel Lutheran Parochial School. Bernita married Donald Sherbahn on Jan. 16, 1941 in Omaha. She was a member of Grace Lutheran Church in Wayne where she was a Sunday School and Bible School Teacher. She was a member of the Ladies Aid and American Legion Auxiliary. Bernita enjoyed bowling and china painting. She enjoyed her family and doing things with them.

Survivors include her two daughters, Nancy (David) Warnemunde of Winside and Donna (Dennis) Johnson of Plainview; four grandchildren, Jeff (Cathy) Warnemunde, Julie (Tom) Bergstrom, Scott (Candi) Johnson, and Wendy (Chad) Toelle; seven great-grandchildren; seven great-great-grandchildren; sisters, Alice Roeber and Bonnie Schrieber of Wayne.

She was preceded in death by her parents; husband, Donald in 2005; sister, Betty Lessmann; sister-in-law, Bernadine West, brother, Gilbert Hinnerichs; and one granddaughter.

Pallbearers will be Jason Warnemunde, Lynn Lessmann, Mark Warnemunde, Brian Lessmann, Brendt Lessmann, Tom Bergstrom, Scott Johnson and Jeff Warnemunde.

## Looking Ahead in Wayne

By **LOWELL JOHNSON**,  
City Administrator

**City Council meetings**  
Regular Wayne City Council meetings are at 5:30 p.m. on the first and third Tuesdays of each month in city hall at Third and Pearl Streets.

**How Towns Grow**  
Economies and communities grow in cycles. The Wayne County area has been in a growth period for a few years with growing private investment in residential and commercial and industrial development. Past periods of major growth in Wayne were the 1890's, Pre-World War I, 1920's, 1950's, and 1990's.

Growth means stability in area population, school enrollment, employment, and health care and quality of life opportunities for families. Major wholesalers and retailers such as lumber yards and building supplies, car dealerships, hardware and farm supplies, restaurants and entertainment venues, home furnishings and health care can invest and thrive where the area population is stable and growing.

Growth periods develop momentum through the development cycle. It starts with small improvements in buildings and business start-ups and develops into new construction and continues into noticeable/destination private investments. That's the period we're in now in this area.

Serious community growth is hard, and complicated.

Large developments like Bomgaars, Northeast Public Power District, the Area Event Center and major residential subdivisions don't clear large areas in town to make room for big parking lots and buildings. They build in open spaces and the communities develop out to them. Who carries the costs of the utility connections and public access to these locations till the space in between is sold and developed? Who benefits?

In destination shopping cities like Omaha, Sioux City and Lincoln there are enough population base and outside shoppers driving in that bring the major revenues for the businesses to cover many of those interim costs till the area is fully developed.

In smaller towns the communities work with the investors in public private partnerships to carry some development costs till the interim areas are built out. Growth doesn't happen without that. Each community makes their own choices.

Wayne's public private partnership with Wayne Industries since the 1960's has paid off in the business growth on the east side of Wayne. Wakefield bought the land 30 years ago that is now being developed on the south side of town and they installed the future sewer line out to that area more than 15 years ago.

### Quote

"The reasonable man adapts himself to the world, the unreasonable man persists in trying to adapt the world to himself. Therefore all progress depends on the unreasonable man" George Bernard Shaw 1856-1950

### Questions or comments?

Call Lowell Johnson, City Administrator at 375-1733 or email me at [cityadmin@cityofwayne.org](mailto:cityadmin@cityofwayne.org).

## Pneumonia Clinic planned at Wayne Senior Center

Shopko Pharmacy will be holding a pneumonia clinic on Friday, Nov. 4 at the Wayne Senior Center from 11 a.m. to noon.

Patients will be able to receive their pneumonia vaccine and will have the opportunity to get the flu shot or Zostavax vaccine.

Pneumonia is an infection in the lungs that can cause fever, cough and trouble breathing and can

often be prevented with a vaccine. Those at an increased risk of pneumonia include adults greater than 65 years old and people who have underlying medical conditions such as asthma, diabetes or heart disease.

The Center for Disease Control (CDC) recommends that all adults greater than 65 years old receive two pneumococcal vaccines.

## A Quick Look



We use newsprint with recycled fiber.

Please recycle after use.

Date	High	Low	Precip	Snow
Oct. 20	62	34	—	—
Oct. 21	53	33	—	—
Oct. 22	67	35	—	—
Oct. 23	74	35	—	—
Oct. 24	67	31	—	—
Oct. 25	61	31	—	—
Oct. 26	68	48	.33'	—

Recorded 7 a.m. for previous 24 hour period  
Precip./mo. — 2.23"  
Yr./Date — 28.16"

### Chamber Coffee

WAYNE — This week's Chamber Coffee will be held Friday, Oct. 28 at the Wayne County Courthouse. It will be hosted by Nebraska Extension. The coffee on Friday, Nov. 4 will be hosted by JB Mart, located at Sixth and Main Streets. The coffee begins at 10 a.m. and announcements at 10:15 a.m.



### Gifts for Kids

AREA — The Gifts for Kids applications are available for Wayne and the immediate surrounding area. Application deadline is Friday Nov. 11. Those taking part must meet income guidelines. For more information, contact Kathy Berry, Gifts for Kids coordinator (402) 375-3066.

### Planetarium presents laser light shows

AREA— The Wayne State College Fred G. Dale Planetarium at Wayne State College (WSC) will present Laser Light Shows from Oct. 31 - Nov. 29. A full-dome solid state laser projection system produces all colors of the rainbow. Shows will be an intense and exciting experience for all ages. During the course of the series, the planetarium will present 13 laser shows, including Laser Beatles, Laser Pink Floyd, Lasers Zeppelin, Winter Holiday Laser Adventures, Laser Safari, and a Black History Laser Tribute.

More information about the planetarium and these shows and the full laser show schedule can be found at [www.wsc.edu/planetarium](http://www.wsc.edu/planetarium). Admission is free, but the suggested donation for the laser shows is \$5 per person. Contact Dr. Todd Young ([toyoun1@wsc.edu](mailto:toyoun1@wsc.edu); 402-275-7471) for more information.

### 'Pfaltzgraff and Pfriends'

AREA — Celebrate feel-good music as Wayne State College presents "Pfaltzgraff and Pfriends #16" in Ley Theatre on Tuesday, Nov. 8 at 7:30 p.m. This annual fall concert provides singers and instrumentalists the opportunity to perform music from the repertoire of American Musical Theatre. The concert closes with an audience "sing-along". Throughout the program, lyrics and titles are projected on the theatre's screen. Doors open at 7 p.m. and seating is free.



## Can you find your way through the Opti-maze?

Wayne Optimist Club member Jessica Von Fange is helping to build the all new Halloween Maze. The annual cardboard box maze will be open on Monday, Oct. 31 from 5-8 p.m. at the Our Savior Lutheran Church Front Porch. Children of all ages, and those young at heart, are invited to come and crawl through many twists and turns of the amazing Opti-MAZE. For more information, contact the Wayne Optimist Club at [wayneoptimists@yahoo.com](mailto:wayneoptimists@yahoo.com) or visit the Club's Facebook page.



Hundreds of pies are made each year as part of Our Savior Lutheran Church's Pies-4-You event. Orders are currently being taken for pies for this holiday season.

## Our Savior Lutheran to make holiday pies

Need a pie for Thanksgiving or Christmas?

Our Savior Lutheran Church will once again be making fresh pies for holiday gatherings or for any other occasion. Uncooked apple, peach, rhubarb and cherry pies will be ready for to pick up on Saturday,

Nov. 12 from 9 a.m. until noon at Our Savior Lutheran Church.

The pies can be used at that time or frozen for the holidays.

This is the 13th year for the event.

Orders must be placed in advance by Monday, Oct. 31. The cost is \$10 per pie.

Order blanks can be obtained from Our Savior Church, 421 Pearl Street in Wayne. For more information call Phyllis Rahn at (402) 375 1667, Kim Dunklau at (402) 369 1696 or the church office (402) 375 2899.



## Pet of the Week

This week's Pet of the Week at Tender Heart Animal Rescue is Booker.

Booker is our "senior" orange tabby, but only because he has been with us the longest. A quiet, gentle guy, Booker appreciates a lap and a lot of petting. He gets along very well with all the cats and the dogs (if they don't get in his face). While not a black Halloween cat, he would welcome a home as his treat this year.

If you could give Booker a home please contact Tenderheart Animal Rescue at 402-369-6030.





(Contributed photos)

Alexander Austin continues his road to recovery at Madonna Rehabilitation Hospital in Lincoln following a combine accident this summer. Above, Alexander participates in a therapy session at Madonna. Photo at bottom left shows Alexander working on re-learning to walk. Alexander and his girlfriend Paige are shown in the bottom right photo prior to his injury.

## A continued battle: The road to recovery for Alex

When Alexander Austin went to work on July 27 this year, he had no idea his life would soon be changed forever.

While working in Idaho, Alexander fell from a combine suffering numerous injuries, some detected immediately, some that didn't present until further into his recovery. But regardless of when the injuries and complications arose, Alexander continued to persevere.

The lengthy list of injuries was given to Alexander's parents, Ken and Marla Austin of Hoskins.

"From the top ribs up to his skull he had many fractures. He fractured the top one and two ribs on both sides of his rib cage," Marla said in her CaringBridge site. "He had several facial fractures, but surprisingly his nose did not break. He had a few fractures at the back of his skull which probably helped after the initial fall and gave room for the swelling to occur in the brain."

In addition to those injuries, Alexander had fractured his T6 vertebrae, a gash above his right eye that required stitches and a large laceration on the right side of his head that required staples. Alexander underwent an MRI while still in Idaho that showed he had a small stroke at some point following the accident. The Austins were told Alexander's brain had been damaged in its memory area, a tear to his brain stem and that he may experience some vision challenges.

And throughout that grim diagnosis, the Austins held tight to their faith and support system of family and friends.

"With time, patience, great medical staff, a huge cheer section of family and friends and the enormous power of prayer, we feel that Alexander will overcome all of these obstacles that have been placed in front of him. He is doing such an amazing job and we are so proud of him. We give thanks to God for each and every small step in this journey."

After spending just a little over a week at Portneuf Medical Center in Pocatello, Idaho, Alexander was moved via air ambulance to Madonna Rehabilitation Hospital in Lincoln on Aug. 8.

The following day, he began his rehabilita-

### BENEFIT INFO:

**Sunday, Nov. 6**  
**Meal, silent auction, bake sale**  
**Wayne City Auditorium**  
**Bake Sale: 4:30**  
**Silent Auction: 4:30-6:30**  
**Meal: 5:00-until gone**

**Donations can be made at**  
**F & M Bank in Wayne**  
**More information:**  
**Pastor Rixe 402-750-3765;**  
**Reg Gnirk 402-369-2280;**  
**Dianne Gnirk 402-369-1333**  
**Donations for Auction:**  
**Stacey Gubbels 402-750-7926**

tion even in his semi-comatose state. Respiratory therapy treatments, baseline evaluations for physical, occupational and speech therapies.

His days were filled with numerous bouts of various therapies. Therapies to help him regain his ability to execute some of the daily activities he once was able to do without thought or work.

Everything from walking and eating to using a cell phone and getting into a vehicle were part of his daily therapy sessions.

But even at 8 weeks post accident, Alexander still hadn't fully woken from his coma. His body was using muscle memory and relearning some of its former abilities, but he remained partially comatose, napping frequently and not speaking.

"Two months of miracles. No other way to describe the progression Alexander has made since his accident on July 27," Marla said online.

"He did clear his throat several times and we heard a slight sound as he practiced pushing air from his lungs during speech therapy. He tried forming his mouth into an "O" shape so one of these days a vowel sound will flow. All those lit-

tle steps will just click together someday soon."

Alexander celebrated his 30th birthday at Madonna on Oct. 6 -- complete with cupcakes and cards, the day was packed with therapy sessions and birthday celebrations.

As his therapy sessions continued to become more advanced, Alexander's dexterity had improved enough he was able to send his girlfriend a text message that simply said "hi." Not fully "awake" yet, the mastery of these day-to-day tasks is impressive to say the least.

Oct. 19 marked 12 weeks since the accident that left Alexander fighting an uphill battle. And while his progress is awe-inspiring, there is an incalculable amount of relearning and healing to be done by him.

"His brain remains swollen, so we don't know when there will be surgery to return his skull flap. His pain ebbs and flows. He's gained 20 pounds back," Marla said last week. "...We know his personality is starting to come through as some of his facial expressions are returning. We continue to pray he will wake completely from this semi-comatose state."

Throughout his rehabilitation, care packages and visitors for Alexander have been a staple. The familiar faces of his family members, girlfriend, coworkers, family friends, college buddies and high school classmates have all helped to push him in the right direction as he continues to heal.

Over the weekend, the Austins had the opportunity to meet a former Madonna patient who suffered a traumatic brain injury at the age of fourteen.

"She graduated from college and is now finishing her clinical studies to become a physical therapist. These visits are uplifting," said Marla. "We realize that Alexander's long journey has just barely begun, so we wait for the Lord's timing."

His rehabilitation continues at Madonna, and under the specialized care he has pushed past numerous hurdles to regain his ability to perform some of the daily activities he was once able to do.

## State Chamber officials stop for a visit Wayne

Approximately 50 area business leaders and other interested persons were on hand when Barry Kennedy, President of the Nebraska State Chamber of Commerce and Industry spoke in Wayne on Oct. 20.

The Wayne stop was one of 30 that Kennedy and his staff are conducting across the state in an effort to share information from the last legislative session and get information on issues of importance to Nebraskans to take into the 2017 legislative session.

Kennedy said the state chamber focused on three main issues during the last session - taxation (both business and individual), economic development and labor relations.

He talked about legislative bills that were supported by the Chamber on workforce development, economic development and transportation.

"The 2017 legislative session will be a budget session and the legislature will be dealing with lower budget projections and issues such as workforce and housing issues, tax reform and correction/ prisons," Kennedy said.

Kennedy also spoke of the fact that this is an election year and there will be at least 12 new senators when the legislature convenes in January.

"In the last 10 years, there have been 86 new senators in the legislature. This leads to some major changes in leadership positions," Kennedy said.

Kennedy was joined by Joseph Young, who presented information to the audience on where Nebraska ranks in comparison to the other 49 states in the nation in a variety of issues, including busi-



Barry Kennedy

ness, state and local taxes, unemployment taxes and property tax.

Young explained that in many of these areas the state ranked in the lower half and explained that the property tax rate in Nebraska was a local tax, not a state tax.

Young did note that Nebraska ranked high in several areas, including 11th in the best state for business, second in fiscal solvency and third for legal climate.

During the gathering Senator Dave Bloomfield spoke to the audience on his experiences as a legislator and the turnover and leadership in the legislature. He told the audience "it has been an honor to serve as your senator."

Joni Albright, candidate for Bloomfield's seat, was also in attendance and talked about what she has learned in recent months as she was on the campaign trail.

A question and answer session was held following the presentation in regard to other issues relevant to northeast Nebraska.

The event was hosted by the Government Affairs Committee of the Wayne Area Economic Development Office.

## District 17

Continued from page 1A

that aren't being used properly. Another point Albrecht made was using a trained workforce, rather than the average Joe off the street.

"I would like to see police officers -- trained people -- running those prisons, not just a person coming in and putting on a badge," Albrecht said.

Consolidation, both for schools and at the county level, was discussed by both parties at the forum.

Albrecht's stance on consolidation was clear, no one wants to do it. Her thoughts behind a forced consolidation was negative, but she said that monetarily, the consolidation of some of the counties would likely make sense in some places.

Her thoughts on school consolidation were very similar, as she discussed each community's needs being different.

Bengtson said while sometimes it is a "necessary evil" and that it may be "economically better but not always the best choice" when it comes to school consolidation. Her concern of towns losing their identities when the schools consolidate was a point she made, but she also noted that as a 36 year teaching veteran, she knows how much goes into running a school and in some instances it's simply not feasible.

Social issues like medical marijuana were discussed briefly, with Bengtson stating that after the death of her husband from esophageal cancer in 2010, she is absolutely pro-medical use marijuana with a prescription.

Recounting what her husband went through, Bengtson said that

had she been given the opportunity to try it on her husband, she would have.

"I would have gone to the drug store immediately if it had been available," she said of the experience.

She argued that legalizing medical use would not, in fact, open a gateway, emphasizing that just because medical use is legal does not mean the state would be forced to allow recreational use, which she completely opposes.

Albrecht's stance was less exact, stating she was also completely against recreational use but medical use was still shaky due to the lack of information available.

She hoped to see federal studies to pair with state studies, commenting that it's being studied at the med center, but that she struggles to wrap her hands around it until she sees proof that it is safe.

Respect was shown to and from both sides, and toward the evening's moderator, Wes Blecke, Wayne Area Economic Development executive director.

Blecke had hoped the forums, both the District 17 forum and the forum held Monday evening for the City Council and the School Board, would help area voters decide who they felt to be the most qualified candidate.

"A lot of people are disheartened by the federal races, some people may just tune it out," Blecke said. "But local politics is where the rubber meets the road, whatever [the issue] may be."

"We're going to trust people are going into the voting booth knowing who they are voting for and against when they go to the polls on Nov. 8.



## The Wayne Herald

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## Mandalay Sun opens under new ownership



(Photo by Clara Osten)

New owners of Mandalay Sun, Tanya Brogren and Crystal Dredge, (center) took part in a Ribbon Cutting during last week's Chamber Coffee. Wayne Ambassador Chair Sarah Townsend presented the two with a plaque of welcome to the business community.

# Just a taste...



(Photos by Clara Osten)

More than 150 people took part in the third annual Taste of Victory Tailgate Party on Oct. 21. Corby Schweers' Asian Tacos were named the winners and he will receive \$50 in Chamber Bucks for his efforts. A total of \$1,033.86 was raised for the Wayne Community Schools' Foundation. Winners were selected by the amount of money each collected.

## CAMPUS EVENTS...

Contact information is listed with the events when possible. If you have questions, check our calendar at [wsc.edu/calendar](http://wsc.edu/calendar) or call College Relations at 402-375-7324.

## Wayne State College

WSC.EDU

### Facing up to Beetles: An Entomologist's Perspective

Get up close and personal with a series of insect exhibits. All events are free and open to the public.

**Oct. 3-Dec. 18** - WSC Carhart Science Building main floor

**Oct. 20-Nov. 22** - WSC's Kanter Student Center lower level

**Oct. 19-Nov. 22** - US Conn Library at WSC

**Nov. 10** - Wayne Elementary School (during Math and Science Night), 5:30-7 p.m.

For information: Dr. Barbara Hayford at 402-375-7338.

### Oct. 5 thru Nov. 2 - Department of Art & Design Faculty Art Exhibit

in the Nordstrand Visual Arts Gallery, Peterson Fine Arts Building. For information visit [wsc.edu/artgallery](http://wsc.edu/artgallery) or call 402-375-7359.

### Oct. 27-29 - Octubafest

Ley Theater, Brandenburg Education Building

Oct. 27 - 7:30 p.m. - Dr. Josh Calkin, tuba

Oct. 28 - 7:30 p.m. - WSC Students of the Low Brass

Studio & Philip Pfaltzgraff on piano

Oct. 29 - 2 p.m. - The Crazy 8 Brass Band

For information: Department of Music at 402-375-7359.

### Oct. 27-31 - Haunted Trail

- near Mamie McCordindale School Museum. 9 p.m. - *Haunted Trail* is appropriate for all ages, although adults traversing without children should be prepared for a ghoulish, unexpected adventure.

\$5 per person; \$3 per person for groups of eight or more. For information: Gwen Jensen at [gwjensel@wsc.edu](mailto:gwjensel@wsc.edu).

### Oct. 31 - Monster Mash - Community Kids Halloween Party

- Kanter Student Center, 6 to 8 p.m. Free admission, music and games, costume contest, trick or treating, and more. For information: Residence Life at 402-375-7318.

### Nov. 2 - Red Cross Club Hosts Campus Blood Drive

- Elkhorn/Niobrara Rooms, Kanter Student Center, 11 a.m. to 6 p.m. Walk-ins welcome or contact Kristian Menard at 402-990-3216 to schedule an appointment.

**Nov. 3 & 4 - Planetarium Shows**, Carhart Science Building 7:30 p.m. - *Under the Stars III* will be synced with live chamber music by the Black Box Trio. Admission is free, however seating is limited. For information: Department of Music at 402-375-7359.

### On-Going Events:

**Fridays at WSC:** Oct. 28; Nov. 4, 18.

Visit days for high school seniors and their families.

Learn more at [wsc.edu/visit](http://wsc.edu/visit)

**Just Juniors:** Nov. 12. Visit day for high school juniors and For information: Dr. Josh Calkin at 402-375-7359.

**The Wildcats are just a click away!** [wscwildcats.com](http://wscwildcats.com)

# Input sought for creation of the Wayne Area Legacy Fund

The public is invited and encouraged to attend a community visioning session on Tuesday, Nov. 1 in regard to the creation of a Wayne Area Legacy Fund.

The purpose of the meeting, which begins at 6:30 p.m. at the Wayne Senior Center, is to identify community and area goals for the future.

The Wayne Area Legacy Fund is an affiliate fund of the Nebraska Community Foundation (NCF). Currently, there are approximately 255 communities across the state of Nebraska with foundations already in place.

The visioning session will be conducted as an interactive group session and will be led by Greta Leach and Anders Olsons with NCF.

Each person attending will be able to share what he or she feels are needs or areas for growth within the community.

The desire for such a fund stems from a similar group which was formed in the late 1980s known as START. The group at that time determined the need for such projects as a daycare center from which Rainbow World was built, the renovation of the Wayne City Auditorium and the construction of the Library/Senior

Center.

Currently the city of Wayne has a fund called the Wayne Community Foundation Fund that has been used for specific projects such as the Community Activity Center and Rebuild Hank Overin Field.

The Advisory Committee for the Wayne Area Legacy Fund is proposing a shift, along with a name change, from a specific fund to an unrestricted endowment which will provide donors the opportunity to give back to the community in a manner that will carry on for years to come.

Current members of the Advisory Committee include:

Bill Dickey, chair; Andrea Zara, Vice Chair; Jeaney Harris, Secretary; Stephanie Liska, Treasurer; Jonah Brodersen, Eric Knutson, Jared Heithold, Molly Redden, Liz Onderstal and Kevin Halle.

Chair Dickey said that a number of letters have been sent randomly to residents of Wayne, but everyone is encouraged to attend the visioning session.

"Please consider joining us on Tuesday, Nov. 1. Any member of the Fund Advisory Committee would be happy to answer questions before the session," he said.



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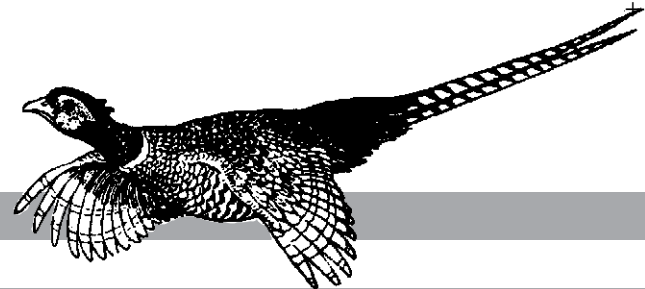
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# Sports

## Wayne girls finish fifth at state cross country

KEARNEY – Before their final race of the year, Wayne High cross country coach Rocky Ruhl was hoping the team could finish in the middle of the 12-team pack.

The Blue Devil girls went out and exceeded their coach's expectations, running their best race of the year Friday and coming home with a fifth-place finish in the Class C division of the Nebraska State Cross Country Championships at the Kearney Country Club.

After the team snuck in with a third-place finish at districts, Ruhl said he thought the team could surprise some people if they ran their best race.

"Going out there, I thought if we could get in the top seven that would be the icing on the cake," he said. "The girls ran a fantastic race and we had a great effort from everybody, so to finish fifth was awesome."

Sophomore Hannah Leonard earned her second state cross country medal, leading the Wayne girls with an 11th place finish of 20:43.29.

"I was happy with Hannah getting a medal and running her personal best," Ruhl said. "It was an awesome finish for her."

Probably the most impressive effort of the day came from senior Marta Pulfer, who came up from the back half of the pack to finish a solid 22nd place with her time of 21:24.86.

"After the first mile, she was in 67th place and then by the second mile she was in the 30's, so you can't help but look at what Marta did," Ruhl said. "She was 22nd after 5,000 meters, so she really put on a performance. If we had another



(Photo by Jeremy Buss)

**Marta Pulfer finished the course at state cross country in 22nd place with a time of 21:24.86. She was the second runner for the Blue Devils to cross the finish line.**

er mile to go, she might have been number one by then."

Andrea Torres finished 44th and Gabi Meyer was 66th to round out

Wayne's scoring runs. Marcella Jurotch followed in 74th place and Molly Hoskins was 84th in the 93-runner field.

"The thing I wanted them to do was to be able to say they competed hard and did their best, and I think they did and were rewarded with that fifth-place finish," Ruhl said. "There was a lot of good competition out there and some great efforts by our kids. I don't know if we could have done any better or not. We ran well and had a great day."

It was the last race in a Wayne for three of the six runners. While Pulfer is the lone senior on the team, Leonard and her family are moving to South Dakota and Jurotch will graduate early, leaving some big holes to fill for next year's team.

Ruhl is confident that a younger group will help the returning veterans put together a good team again next season.

"With Marta graduating, Marcella graduating early and Hannah moving, that's three spots in the lineup and it puts some pressure on the younger girls to step up and get better," he said. "I know Andrea had a great offseason last summer and ran a lot of miles to have the kind of season she had this year, and the other girls need to understand that there's a lot of work to do in the offseason. The girls we have back and the JV girls can do that, and we have some eighth graders coming up who will help out as well."

### Class C Girls Team Standings

Columbus Scotus 58, Fort Calhoun 61, Holdrege 69, Bishop Neumann 80, Wayne 95, Omaha



(Photo by Jerrmy Buss)

**Hannah Leonard was the top runner for the Blue Devils at state cross country Friday, finishing 11th with a time of 20:43.29.**

ha Concordia 98, Adams Central 109, Cozad 110, Hartington-Newcastle 114, Mitchell 116, Minden 146, Platteview 172.

### Area Results

WAYNE – 11. Hannah Leonard, 20:43.29;

22. Marta Pulfer, 21:24.86; 44. Andrea Torres, 22:02.33; 66. Gabi Meyer, 22:40.75; 74. Marcella Jurotch, 23:16.64; 84. Molly Hoskins, 24:07.38.

## Brogren gets taste of first state cross country meet

KEARNEY – Winside junior Dylan Brogren was the lone area runner from Class D competing in the Nebraska State Cross Country Championships on Friday at the Kearney Country Club.

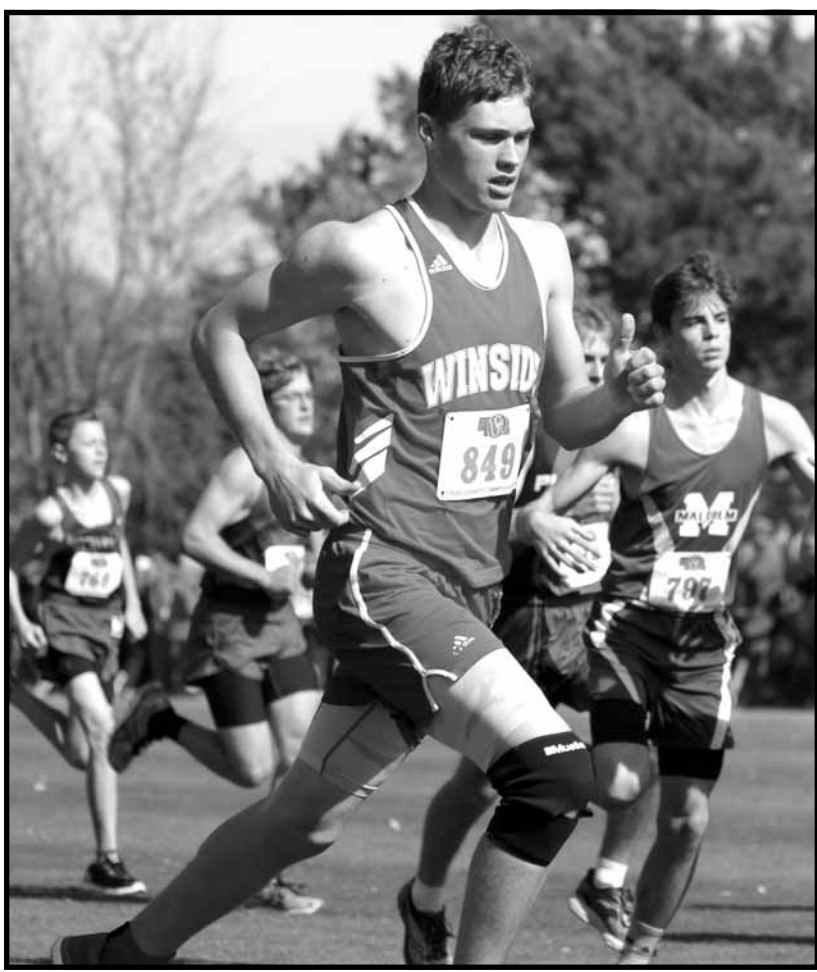
Brogren battled through a nagging knee injury and placed 82nd out of 149 runners in the Class D boys race, coming home in a time of 19:03.7.

All things considered, it wasn't a bad effort, according to Winside coach Jennifer Kesting.

"Friday was not Dylan's best race of the season, but considering the size and quality of the field I am pleased with how he performed," she said. "He has been struggling with a knee injury since the Stanton meet and it flared up right before the race."

Brogren will have a chance to come back and improve on his performance next year, and Kesting hopes that experience in competing in the biggest meet of the year will be an incentive for him to get back to Kearney.

"The state meet was a great opportunity for Dylan and I hope that next year, with experience under his belt, he will run the best races that he can," she said. "It was not the way he wanted to end the season, but I am proud of him and his season."



(Photo by Jeremy Buss)

**Dylan Brogren placed 82nd out of 149 in the state cross country meet on Friday.**

## Eagles clinch playoff spot with win at Wausa

Persistence paid off for Allen as they remained calm and clinched a playoff spot with a 47-20 win at Wausa on Thursday night.

The Eagles started slowly, having their first possession stopped due to a penalty, and the second due to a fumble. Nonetheless, the Eagles regrouped and caught fire, scoring 34 points in the first half to build a 22-point halftime advantage.

"The slow start and intensity level were a concern early in the game, but when the team hit stride, they rolled," coach Dave Uldrich said. "It has been a tough season, as some of our efforts fell short, but the kids kept playing."

Taylor Kumm opened the scoring on a five-yard run. Garrett Brentlinger hit Brogan Jones on the PAT to put the Eagles up 8-0 at the 2:45 mark of the first period. The celebration was short-lived, however, as Wausa's Gaige Hegge ran the ensuing kickoff back 72 yards to close the lead to 8-6.

The Eagles responded as Kumm again shook loose on a 26-yard run, pushing the lead to 14-6. Wausa responded with their only scoring drive of the night as Ghatlin Hegge broke to the end zone on a 16-yard run to narrow the lead to 14-12.

From that point on, the game was all Allen. Moments later, Blake McCorkindale raced 55 yards to

increase the lead to 20-12. The following kickoff was mishandled by the Vikings and a short drive was capped when McCorkindale hit paydirt for his second score in less than three minutes, rolling in from two yards out.

The Eagles had one more drive right before half, capped by a Cody Thomas one-yard run. Garrett Brentlinger hit Thomas on the PAT pass to balloon the lead to 34-12 at intermission.

The third period belonged to the Eagles. Wausa was forced to punt on the first possession of the third period, and the Eagles moved the ball the length of the field. Thomas took it over from the 11-yard line and Kyle Smith kicked the PAT to put the lead at 41-12. Moments later, on Wausa's first play following the kickoff, Thomas stripped the ball from a Viking ball carrier and returned it 12 yards for another score. The lead sat at 47-12 and the clock ran until the 4:31 mark of the fourth period, when Wausa picked up their final score on the Eagle reserves.

Offensively, McCorkindale led the rushing corps with 138 yards and two touchdowns. Kumm carried 10 times for 104 yards and two scores. Thomas thumped the interior of Wausa's defense, carrying 10 times for 32 yards and two scores.

Defensively, the Eagles were stout most of the evening. Sophomore, Isaac Verzani, led the charge with 15 stops. McCorkindale had 14, and Thomas had 11. Thomas also had a fumble return for a score.

With the win, the Eagles finished the regular season 4-4 for the third consecutive season, but this one will end differently. The win propels the Eagles into a first-round playoff game against defending D-1 state champion, Bruning-Davenport-Shickley on Thursday at 4 p.m. in Bruning.

"They deserve to be in the playoffs, and we will give our best shot against a very powerful BDS team on Thursday," Uldrich said.

**Allen 47, Wausa 20**  
Allen 14 20 13 0 - 47  
Wausa 6 6 0 8 - 20

### Scoring Summary

ALLEN – Taylor Kumm 5 run (Brogan Jones pass from Garrett Brentlinger)  
WAUSA – Gaige Hegge 72 kickoff return (PAT failed)  
ALLEN – Kumm 26 run (PAT failed)  
WAUSA – Ghatlin Hegge 16 run (PAT failed)  
ALLEN – Blake McCorkindale 55 run (PAT failed)  
ALLEN – McCorkindale 2 run (PAT failed)  
ALLEN – Cody Thomas 1 run (Thomas pass from Brentlinger)  
ALLEN – Thomas 11 run (Kyle Smith kick)  
ALLEN – Thomas 12 fumble return (PAT failed)  
WAUSA – Tyson Kaiser 55 pass from Ghatlin Hegge (Hegge run)



(Photo by Mallory Carothers)

**WSC's Megan Gebhardt sets the ball up for the Wildcats against the St. Cloud State Huskies on Saturday. Wayne State swept St. Cloud 25-14, 25-15, 25-14.**

## WSC volleyball moves up to eighth in national ranking

A WSC volleyball rally from a 2-0 deficit against top-ranked Minnesota Duluth fell short for the Wildcats on Friday evening at Rice Auditorium in Wayne. The Bulldogs held off the Wildcats 26-24 in the fourth set to win the match 25-21, 25-17, 25-25, 26-24.

The Lady 'Cats played again on Saturday afternoon, coming back from the loss the day before to sweep St. Cloud a 25-14, 25-15, 25-14.

The Wildcats are now 17-6 on the year and 8-6 in league play and move up one spot to eighth in this week's AVCA DII national poll.

It was announced Monday afternoon that rightside/middle hitter Erin Gross was picked as the Northern Sun Conference Volleyball Offensive Player of the Week by the league office in Burnsville, Minn., following her outstanding performance in three league matches last week.

The first set against Duluth saw the two teams battle to 11 ties and five lead changes until UMD used a late charge to win the first set 25-21.

Wayne State's final lead of the set was 19-18 following a kill from Tarrin Beller. UMD then scored four

straight points to go in front 22-19. After WSC got kills from Alyssa Frauendorfer and Alex Opperman to pull within 22-21, the Bulldogs closed the set with three straight points for the 25-21 set win.

WSC never led in the second set as the Bulldogs pounded out 20 kills while hitting .366 in the second set for a 25-17 win.

The Wildcats came out strong for the third set as the 'Cats produced 13 kills and one attack error, while forcing six UMD errors to get WSC a 25-17 set win.

For most of the fourth set, WSC trailed, but the team rallied late and took its first lead of the set at 22-21 on a solo block by Beller. A kill by Beller gave WSC its final lead at 23-22.

The lead was short lived as Duluth scored back-to-back points for a 24-23 lead, but WSC tied the score at 24 on a kill from Frauendorfer. The Bulldogs then closed out the set with a pair of kills to hang on for the 26-24 set win and take the match 3-1.

The next afternoon against St. Cloud State was a turnaround for the Wildcats. The team forced 25 attack errors for the Huskies.

In the first set, the Wildcats nev-

er trailed St. Cloud as WSC recorded 12 kills in a 25-14 first set win.

The second set saw the Lady 'Cats force another 10 attack errors for the Huskies, while making just one error themselves, with 11 kills to win the set 25-15.

Wayne State completed the sweep in the third set forcing 10 more attack errors, while playing a total of 13 Wildcats to help led WSC in a 25-14 win.

Wayne State hit .287 for the match with 33 kills and eight attack errors on 87 attempts, while St. Cloud State was held to a .052 attack percentage on 31 kills, 25 errors and 115 attempts.

Erin Gross led Wayne State with 11 kills, followed by Michaela Mestl with eight. Sophomore setter Megan Gebhardt notched a double-double with 24 assists and 10 digs, while Mestl finished with a team-high 15 digs, followed closely by Haley Kauth with 13.

Frauendorfer tied a career-high with eight blocks in the win.

The Wildcats will be on the road next weekend visiting Minnesota Crookston Friday night at 6 p.m. and Bemidji State Saturday in a 4 p.m. contest.



# Wayne win streak ends in conference

The Wayne High volleyball team suffered an early exit in the Mid State Conference tournament, losing to Guardian Angels Central Catholic in the opening round on Monday at Pierce.

Third-seeded Wayne dropped a four-set decision to No. 6 GACC in the opening round, losing 17-25, 25-21, 25-23, 25-22.

Allison Echtenkamp had 18 kills and Lindy Sandoz added 14 for the Blue Devils. Emily Armstrong added six kills, Kylie Hammer had five, Melinda Longe had four and Shania Anderson had three. Sandoz and Brenna Vovos combined for 42 assists on the night. Defensively, Hammer and Sandoz both had 14 digs, Emily Armstrong had 10 and Emily Matthes had nine.

Wayne was to play in consolation action on Tuesday in Battle Creek.

In regular-season action, Wayne High got two conference wins on the road in a triangular at Hartington Cedar Catholic on Tuesday, beating the hosts (25-20, 25-27, 25-20) and O'Neill (25-10, 25-15).

In the win over the Trojans, Echtenkamp had 13 kills, Longe added eight, Anderson and Sandoz each had six and Hammer and Armstrong both had five. Sandoz had 20 assists and Vovos had 17. Matthes led the defense with 18 digs and Hammer had 11.

Against O'Neill, Anderson, Sandoz and Echtenkamp each had four kills. Vovos and Sandoz both had six assists. Hammer had three ace serves and 12 digs, Matthes added eight digs and Gabi Lutt had seven



(Photo copyright Mikey C Productions) Shania Anderson (8) and Kylie Hammer (1) team up to try for a block against a Lutheran Northeast attack during the Blue Devils' four-set win Thursday at Wayne High School.

digs. On Thursday, the Blue Devils took care of Lutheran High Northeast in their regular-season finale, upsetting the Class C2-ranked Eagles in four sets, 25-15, 25-17, 24-

26, 25-19. Anderson had a season-high 14 kills to lead the Blue Devils, while Sandoz added 12, Echtenkamp had 11, Longe had nine and Hammer had eight. Sandoz had 26 assists and Vovos added 22. Ham-

mer led the defense with 31 digs, Sandoz had 14, Emily Armstrong had 13 and Matthes had 10.

Wayne, 18-10, will play in the C1-7 subdistrict Monday and Tuesday at Norfolk High School.



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High Game and Series: Dustin Bargholz 267/712.

High Scores: Darin Jensen 266/235/211, Mike Grosz 257/210, Joe Clevenger 255/242, Kyle Kempf 246/220/201, Brad Jones 244/202, Trevor Beza 236, Jessi Jensen 234/210/189, Jeremy Sebade 215, Kelly Hansen 213, Matej Nozicka 212, Jeremy Loberg 212/206, Dylan Sokol 209, Dustin Bargholz 208, Mike Bentjen 207, Jim Johnson 207, Doug Rose 206, Kent Roberts 206, Rich Rethwisch 203, Josh Tvrdy 201, Traci Heiser 191.

High Series: Joe Clevenger 689, Kyle Kempf 667, Dustin Bargholz 651, Brad Jones 635, Mike Grosz 635, Jessi Jensen 634.

Splits: Steve Jorgensen 4-10, Brad Jones 5-7.

Thirsty Thursday	Week #5 10/20/16	16.0	4.0
Levi's Rich N Boobs	16.0	4.0	
Sisters	14.0	6.0	
Wildcat Lanes	10.0	10.0	
The Gentleman's Club	10.0	10.0	
Heritage Homes			
Honkies + One	6.0	14.0	
Ghost	4.0	16.0	

High Team Game and Series: Levi's Rich N Boobs, 553, 1627.

High Game: Jeff Pokorny 213.

High Series: Jeremy Loberg 599.

High Scores: Jeremy Loberg 207/207.

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## Bears end season with 72-8 loss at Creighton

CREIGHTON – The Laurel-Concord-Coleridge football team ended its 1-7 season with a 72-8 setback to highly-ranked Creighton on the road Friday night.

The Bulldogs wasted no time in taking control of the contest, returning the opening kickoff for a touchdown. Creighton rode the legs of Bryce Zimmerer, who scored two of his four touchdowns in the first quarter and added a third in the second period to help the Bulldogs build a 40-0 halftime lead.

The Bears would avoid the shut-out early in the fourth quarter, as Jayden Reifenrath caught a 12-yard touchdown pass from Mason Forsberg. Trey Erwin ran in the two-

point conversion to make it 56-8 before the Bulldogs returned the ensuing kickoff for a score and added a late touchdown to close the evening.

Forsberg was 6-of-15 passing for 76 yards, with Izac Reifenrath going 4-for-6 for 45 yards. Creighton picked off three LCC passes on the evening. DJ Spahr was the top receiver with 86 yards on five catches, while Jayden Reifenrath caught four balls for 48 yards and a score.

LCC was limited to 16 yards on the ground. Izaac Reifenrath was the team's leading rusher with 17 yards on seven carries.

Defensively, Spahr had nine total tackles and Jayden Reifenrath added eight. Forsberg had six and Zach

Dietrich had four.

	Creighton 72, LCC 8
LCC	0 0 0 8 - 8
Creighton	32 8 16 16 - 72

#### Scoring Summary

CREIGHTON – Ryan Neumann 70 kickoff return (Bryce Zimmerer run)  
CREIGHTON – Brady Nelson 19 pass from Ryan Neumann (Neumann run)  
CREIGHTON – B. Zimmerer 6 run (R. Neumann run)  
CREIGHTON – B. Zimmerer 11 run (B. Zimmerer run)  
CREIGHTON – B. Zimmerer 17 run (B. Zimmerer run)  
CREIGHTON – B. Zimmerer 25 run (B. Zimmerer run)  
CREIGHTON – Alec Zimmerer 10 run (Collen Adams run)  
LCC – Jayden Reifenrath 12 pass from Mason Forsberg (Trey Erwin run)  
CREIGHTON – 62 kickoff return (A. Zimmerer run)  
CREIGHTON – Adams 15 run (Derek Wortman run)

## Wakefield netters fall short in Wynot

Wakefield reached the quarterfinals of the Lewis & Clark Conference volleyball tournament before falling to top-seeded Wynot in action Saturday at Wynot.

The Trojans opened with a 25-14, 25-13 win over Walthill. Jessica

Borg had six kills and four blocks and Briana Andrade added five kills. Savannah Nelson had four ace serves and Giulia Ballarini picked up three. Nelson and Jessica Borg both had seven assists.

In the quarterfinals, the Trojans fell to the top-seeded Blue Devils, 25-22, 25-11, 28-26. Megan Borg had seven kills and Avery Zamzow added four for the Trojans. Ballarini had seven blocks and Jessica Borg added six. Megan Borg had 23

digs and Nelson added eight. Nelson had 11 assists and Jessica Borg added seven.

Wakefield split its final triangular of the season on Thursday, beating Winnebago 25-13, 25-10 and losing to Homer 25-18, 19-25, 25-22. In the Winnebago game, Nelson had six kills and Zamzow added five to lead the offensive attack. Megan Borg had five ace serves and Ballarini added four. Andrade led the defense with seven digs. Jessica Borg had 10 assists and Nelson added four. Against Homer, Borg had six kills and Zamzow and Megan Borg both had five. Andrade and Ballarini each had two ace serves. Zamzow had three blocks and Ballarini added two. Andrade had 19 digs, Nelson had 18 and Rachel Brudigan and Megan Borg each had 11. Nelson had 12 assists and Jessica Borg had nine. Wakefield, 10-15, will compete in the C2-4 subdistrict Monday and Tuesday at Wayne High School.



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# Blue Devil football season ends in loss to undefeated O'Neil

It seemed only fitting that, after starting the season playing the defending state champions, the Wayne High football team should close the season by butting heads with one of the contenders for this year's state title.

O'Neill ended an undefeated regular season and locked up the No. 3 seed for the Class C-1 playoffs Friday with a 38-14 win over the Blue Devils, ending Wayne's tough 3-6 season.

The Eagles jumped out to a 19-0 lead before Tyler Pecena got the Blue Devils on the board late in the first half with a 20-yard touchdown run. Emil Hapanowitz's point-after-kick kept Wayne in contention at intermission, trailing 19-7.

O'Neill came out in the second half and put the game out of reach, scoring three touchdowns. The Wayne High defense would get the final say on the scoreboard in the fourth quarter, as Isaiah Muhs got the defense a scoop-and-score when he returned a fumble 65 yards for a touchdown.

Offensively, the visiting Eagles had 522 yards in total offense to the Blue Devils' 169 total yards. O'Neill had a 21-9 advantage in first downs and took advantage of four Wayne turnovers to come away with the win.

The O'Neill defense made things difficult for junior quarterback Beau Bowers, as he was just 4-of-11 for 23 yards on the night. Grayson McBride caught three of those passes for 23 yards.

In the ground game, only Pecena was able to have any kind of success against the O'Neill defense, as he finished the night with 133 yards on 20 carries.

Defensively, Justin Dean led



Grayson McBride is knocked out of bounds by an O'Neill defender after catching a pass during Friday's matchup. The Blue Devils fell to the state-rated Eagles 38-14 to end the season 3-6.

(Photo copyright Mikey C Productions)

Wayne with nine total tackles, Lathan Ellis had eight, Muhs and Michael Kniesche both had seven and Pecena and Caden Korth had six apiece.

Although they finished 3-6 for the season, there is no shame in Wayne's performance this year. The Blue Devils faced what was arguably the toughest schedule in Class C-1, with four of their nine

opponents earning trips to the post-season – non-district opponents Columbus Scotus and Arlington, and district foes Norfolk Catholic and O'Neill. Arlington and O'Neill are seeded No. 2 and No. 3, respectively, while Columbus Scotus and Norfolk Catholic are seeded 12th and 11th.

Friday's game was the swan song for the 17 seniors on the Wayne

roster, including Christian Rogers, Grayson McBride, Payten Gamble, Tyler Lutt, Tucker Nichols, Caden Korth, Nolan Reynolds, Emil Hapanowitz, Michael Kniesche, Tyler Pecena, Isaiah Muhs, Steve Keiser, Mikey Reyes, Jacob Powell, Devan Henschke, Lathan Ellis and Ty Grone.

	O'Neill 38,	Wayne 14
Wayne	0	7
O'Neill	7	12

**Scoring Summary**  
 O'NEILL – 1 yard run (kick good)  
 O'NEILL – 1 yard run (PAT failed)  
 O'NEILL – 1 yard run (PAT failed)  
 WAYNE – Tyler Pecena 20 run (Emil Hapanowitz kick)  
 O'NEILL – 1 yard run (PAT failed)  
 O'NEILL – 22 yard run (PAT failed)  
 O'NEILL – 22 yard pass (kick good)  
 WAYNE – Isaiah Muhs 65 fumble return (Hapanowitz kick)



Senior Lathan Ellis blocks an O'Neill lineman during Friday's final game of the season. The Blue Devils ended a 3-6 campaign with a 38-14 loss to O'Neill, who is the third seed for the C-1 playoffs.

(Photo copyright Mikey C Productions)



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**Kevin Peterson: 4/10, 50/79 - 63%**



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Wakefield fans honor Daniel Nuno after he broke the 1,000-yard plateau in rushing yards for the season during the Trojans' 72-20 win over Niobrara-Verdigre on Friday.

# Trojans dominate with 72-20 win

## Wakefield ends season with 6-2 record

Since they aren't eligible for the eight-man playoffs, Wakefield treated their regular-season finale like their own playoff game and came away with a 72-20 blowout win over Niobrara-Verdigre on Friday at Eaton Field.

Coach Mike Hassler said Friday's finale was the most complete game of the season for the Trojans.

"For the first time all year I felt like we came out of the gates and just flat out executed our game plan," he said. "Going in we knew this was a team we should beat easily, so as a coach you're a little worried about your players becoming complacent and going through the motions. We talked all week about finishing, making sure that we walked off the field on our terms knowing we had played the best possible game we could. The last thing we wanted to do is open the door and give Niobrara-Verdigre hope. I thought the guys came out from the opening kick and set the tempo and played about as well as we could have hoped for."

Wakefield wasted no time in getting on the board, scoring in the game's first minute when Solomon Peitz found Ben Klein for a 74-yard touchdown pass. Daniel Nuno ran in the two-point conversion for an early 8-0 lead.

Wakefield doubled their lead on their next drive, with Nuno scoring

the first of two rushing touchdowns on a one-yard plunge. Noah Lamprecht ran in the two-point try to make it 16-0.

Wakefield scored again late in the opening period when Lamprecht hit paydirt on a 43-yard run. Nuno's two-point run made it 24-0 after one period.

The Trojans continued to roll with four more scores in the second period. Peitz called his own number on a 10-yard sprint, and Isaac Camarena followed a little more than two minutes later on a 28-yard try to make it 38-0.

Wakefield ran a double-reverse pass to perfection as Klein hit Nuno on a 63-yard touchdown pass. Nuno would finish off Wakefield's first-half explosion and crack the 1,000-yard plateau at the same time late in the half, scoring on a 24-yard run. Niobrara-Verdigre got a last-minute touchdown to make it 52-6 at intermission.

"Going in we knew Daniel Nuno was knocking on the door for a 1,000 yards," Hassler said. "I emphasized to the guys that this was a team achievement, just not an individual goal. It took seven other guys to help Daniel get into that position and we hadn't had a player break the 1,000 barrier since 2007, so I think that really motivated everyone from top to bottom going into the game. It was awesome to see

Daniel get it on his final run before halftime. His line of Luke Walsh, Julio Sanchez, Alex Camarena, Israel Gardea, Moises Barboza, and Ben Klein along with his lead blocking just in Noah Lamprecht deserve just as much of the credit as Daniel does."

Luke Walsh added a two-yard score in the third period, and Charlie Lopez and Clay Christensen both scored on short touchdown runs to end the game and cap Wakefield's impressive 6-2 season.

Wakefield went over the 500-yard mark yet again, finishing with 544 yards in total offense. Nuno led the Trojan march with 128 yards on 13 carries, while Lamprecht had 84 yards on eight tries and Camarena recorded 77 yards on seven carries.

The Trojans attempted only three passes and completed two, but racked up 137 yards in the passing department as both completions went for scores.

Defensively, Klein led the way with 17 total tackles, Lamprecht and Walsh each added eight and Camarena had seven tckles and an interception.

The only disappointment Hassler said the team feels is that the season is over, as they are ineligible for the eight-man playoffs due to enrollment numbers.

"The part of the season I'm disappointed in is that it's over," he

said. "Outside of that I'm extremely proud of what this group of young men accomplished. We learned a lot about ourselves over the course of the year and we were a better football team when we walked off that field Friday night. This group of seniors led through their play on the field and I truly believe laid the groundwork for a lot of good things to come. I can't thank them enough for their four years of dedication to our football program. We have a nice nucleus of players returning next year and the chances of matching or improving on this past season are there."

Wakefield 72, Niobrara-Verdigre 20				
Wakefield	24	28	8	12
Nio.-Verd.	0	6	6	8

**Scoring Summary**

WAKEFIELD - Ben Klein 74 pass from Solomon Peitz (Daniel Nuno run)  
WAKEFIELD - Nuno 1 run (Noah Lamprecht run)  
WAKEFIELD - Lamprecht 43 run (Nuno run)  
WAKEFIELD - Peitz 10 run (Isaac Camarena pass from Peitz)  
WAKEFIELD - Camarena 28 run (PAT failed)  
WAKEFIELD - Nuno 63 pass from Klein (PAT failed)  
WAKEFIELD - Nuno 24 run (Klein pass from Peitz)  
NIO.-VERD. - 3 run (PAT failed)  
NIO.-VERD. - 54 run (PAT failed)  
WAKEFIELD - Luke Walsh 2 run (Camarena run)  
WAKEFIELD - Charlie Lopez 1 run (PAT failed)  
NIO.-VERD. - 57 run (run good)  
WAKEFIELD - Clay Christensen 2 run (PAT failed)

# WSC soccer moves to eighth in conference

After losing 1-0 against Minnesota Duluth, the WSC Wildcat soccer team came back to win an important game over St. Cloud, 3-1.

With the win, the Wildcats are in an eighth place tie with Northern State at 18 points for the eighth and final spot in the NSIC Tournament with one week of regular season remaining. WSC is now 8-5-3 and 5-5-3 with the win.

The Wildcats played Minnesota Duluth Friday evening in Duluth, Minn., where the Bulldogs recorded the lone goal of the match in the second half of the game.

The first half was scoreless, despite UMD holding a 7-2 advantage in shots over WSC. After halftime, the Bulldogs scored the only goal of the game at the 56:44 mark as Lizzy Fontes found the back of the net to give UMD the 1-0 win.

UMD ended the game with a 15-6 advantage in shots over WSC, including 9-3 in shots on goal. During the match, both teams were called for six fouls, while UMD held a 5-3 edge in corner kicks.

Valerie Hernandez led the Wildcats in shots, having three of WSC's

six shots, and two of which were on goal. Senior Kelsey Engstrom added one shot on goal to the team total, while Lauren Fleming and Samantha Phillips were each credited with shots.

Senior goalkeeper Kylie Comba had eight saves in the game, while allowing just one goal in the setback.

On Sunday afternoon, the Wildcats traveled to St. Cloud State and took the 3-1 win over the Huskies.

The game started with the Wildcats scoring quickly, credited with an own goal at the 1:45 mark, to take an early 1-0 advantage.

The Lady 'Cats added another on to the team when Engstrom recorded her first goal of the season at the 11:56 mark.

WSC added another goal in the 39th minute when Natalie Rech found the back of the net for an unassisted goal, her fourth of the year, that put WSC in front 3-0 after one half.

St. Cloud State avoided the shut-out with just under 17 minutes to play when Kelli Santo Paulo scored a goal to make the final score 3-1.

Despite losing, the Huskies finished with a 16-10 edge in shots over WSC. SCSU had a 4-3 edge in corner kicks and 6-5 in fouls on the Wildcats.

Rech and Engstrom led WSC with one goal each, while Hannah Knight had a team-high three shots

on goal. Suenly Galvez also had a shot on goal for the Wildcats.

Wayne State will play their final home game of the season on Friday, hosting Sioux Falls in a 3 p.m. contest, followed by the regular season finale on Sunday at Southwest Minnesota State starting at 1 p.m.

# Allen volleyball loses two at conference tournament

The Allen Lady Eagles volleyball team lost two matches in the Lewis & Clark Conference volleyball tournament on Saturday in Ponca.

In the first match, the Lady Eagles fell to Hartington-Newcastle in two sets, 25-15, 25-16. Katilyn Madsen, Bri Hingst and Haley Stapleton each had three kills to lead the Lady Eagle net attack. Cassidy Thomas had five assists. Hingst and Stapleton both had four digs, Madsen and Thomas each had three and Alyssa Boese had two.

In consolation action, Allen lost a close match to Emerson-Hubbard, losing 25-21, 26-24. Hingst had five kills and Thomas added four for the 6-22 Lady Eagles. Stapleton had 14 digs, Hingst added 11, Thomas and Boese both had seven, Bethany Kneiff had five and Katie Bathke picked up four.

In regular-season action Tuesday, Allen dropped a three-set match at home to Homer, losing 25-13, 25-14, 25-22. Madsen and Stapleton each had five kills and Desi Martell added two for the Lady Eagles. Thomas had 11 assists. Hingst had 11 digs, Stapleton added nine and Bathke picked up seven. The Lady Eagles will play in the D2-3 subdistrict tournament Monday and Tuesday at Ponca High School.

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# Winona's strong defense shuts down WSC Wildcats

Wayne State football succumbed to Winona State's top-ranked defense 41-20 in Saturday's 28th annual Egg Bowl Game. WSC was held to 292 yards of total offense by the Warriors during the game.

Winona State moved to 6-2 overall and 3-1 in the NSIC South, while WSC dropped to 3-5 and 2-2 in the NSIC South division.

The first quarter was scoreless for both teams, but Winona State scored the first points of the game a few minutes into the second quarter as Jack Nelson threw an 11 yard pass to Cameron Johnson 7-0 lead.

Wayne State answered soon after with a touchdown on the ensuing drive. Fullback Houston Huss plunged into the end zone from one yard out to cap a 10-play, 60-yard drive equaling the score at 7-7 with 10:40 left in the second quarter.

Winona State scored two more times in the first half to give the Warriors a 17-7 lead with 5:48 left to play. The first score was on a 47-yard pass from Nelson to Connor Schulz and the second one was a 26-yard Carter McCauley field goal.

The Wildcats were close to scoring another touchdown in the second when wildcat senior Cam Montgomery intercepted a Nelson pass. Montgomery then raced 45 yards and was near the goal line when he lunged for the end zone, but the ball came out of his hands and went through the end zone for a touch-back, keeping the score 17-7 at intermission.

The third quarter saw the Warriors add ten points to the scoreboard off of McCauley's 40-yard field goal and a 34-yard interception return from Cole Monckton for a touchdown to give the Warriors a

27-7 lead. Wayne State got back on the board early in the fourth quarter when junior quarterback Zach Osborn connected with Nate Rogers for an 11-yard touchdown, cutting the Warrior's lead to 27-13 with 12:31 remaining in the game.

Winona State crushed the 'Cats hopes to get back into the game as Nelson fired a 34-yard pass to Will Claussen to give the Warriors a 34-13 lead.

The Wildcats got on the board for their last time of the game with 4:41 to play when Osborn scored on a one yard run, capping a 14-play, 75-yard drive to make the score 34-20.

Winona State added an insurance score with 1:27 to play on a Jack Nelson one yard plunge to make the final score 41-20.

Winona State held a 511-292 advantage in total offense over Wayne State.

WSC had 125 yards rushing and 167 passing, while the Warriors produced 149 on the ground and 362 through the air.

Osborn was Wayne State's top rusher with 116 yards on 22 carries and one score. Throwing the ball, he completed just 16 of 39 passes for 167 yards with one TD and two interceptions. It was the first game this season that Osborn did not throw for two or more TD's.

Sophomore Shymere Williams was the top Wildcat receiver with six catches for 58 yards, followed by freshman Willie Walton with five grabs for 80 yards.

Defensively, the Wildcat's Montgomery was named Wayne State's Egg Bowl Most Valuable Player with nine tackles and two intercep-



(Photo by Tess Riecke)

WSC Freshman Willie Walton reaches for the ball in last Saturday's game against Winona State. The Wildcats lost the game 41-20.

ptions. Winona State's Egg Bowl MVP was senior quarterback Jack Nelson, who accounted for 417 yards of total offense and four TD's after completing 25 of 40 passes for 362 yards and three TD's with four in-

terceptions, while also adding another 55 yards rushing on six carries and one score.

The next game for the Wildcats will be on the road Saturday. WSC will be traveling to Fayette, Iowa for a 1 p.m. NSIC South Division



(Photo copyright Mikey C Productions)

Pat Melena of Michael Foods (center) is pictured with the Egg Bowl MVP's. Earning the honors were Wayne State Defensive back Cam Montgomery (left) and Winona State quarterback Jack Nelson. Winona State beat the Wildcats, 41-20

## Winside falls in L&C semifinals

Winside's hopes of reaching the Lewis & Clark Conference volleyball tournament championship were dashed Monday by Ponca in a straight-set decision.

Winside, seeded third in the tournament, dropped a 25-21, 25-18, 25-16 decision to third-seeded Ponca in Monday's semifinals at Hartington.

Alex Bargstadt had seven kills, eight assists, seven blocks, three ace serves and 10 digs for Winside. Callie Finn had four kills, four blocks and 11 digs. Alyssa Brogren added four kills. Sarah Wolfe had 11 assists and 11 digs. Fauneil Olander had four kills and 10 digs. Andi Bargstadt recorded three kills,

three ace serves and a team-high 21 digs. Haylee Cummins had eight digs.

In the opening round, the Wildcats took advantage of their home court by getting two wins, sweeping Plainview 25-22, 25-14 and coming from behind to avenge an earlier loss to Homer, winning 22-25, 22-25, 25-18, 25-15, 15-7.

In the Plainview match, Alex Bargstadt had seven kills and six assists, while Brogren and Olander each had five kills. Finn added four and Andi Bargstadt put down three. Wolfe directed the offense with 11 assists. Finn led the defense with 12 digs, while Alex Bargstadt, Wolfe, Olander and Marissa Remm

each had seven.

Against Homer, Finn had 10 kills, seven blocks and 21 digs, Olander had nine kills and a team-best 23 digs, and Alex Bargstadt had eight kills, 16 assists, five blocks and 17 digs. Andi Bargstadt had six kills, Brogren had four and Wolfe had three along with 15 assists. Wolfe had four ace serves and Remm and Alex Bargstadt each had two. Cummins had 16 digs.

Winside, 18-7, was set to play Creighton in the consolation on Tuesday. The Wildcats close out the regular season Friday at Humphrey St. Francis. They will play in the D2-3 subdistrict next week at Ponca.

contest at Upper Iowa University.

Winona State 41, Wayne State, 20					
Winona State	0	17	10	14	41
Wayne State	0	7	0	13	20

**SCORING SUMMARY**  
 WSU -WSC 2nd 14:51 WSU Johnson, C. 11 yd pass from Nelson, J. (McCauley, C. kick) 9 plays, 80 yards, TOP 4:32 ; 7 - 0  
 10:40 WSC Huss, Houston 1 yd run (Knudson, Ethan kick); 10 plays, 60 yards, TOP 4:02; 7 - 7  
 09:06 WSU Schulz, C. 47 yd pass from Nelson, J. (McCauley, C. kick) 3 plays, 63 yards, TOP 1:17; 14 - 7  
 05:48 WSU McCauley, C. 26

yd field goal; 7 plays, 35 yards, TOP 2:16; 17 - 7  
 3rd 11:30 WSU McCauley, C. 40 yd field goal; 9 plays, 52 yards, TOP 3:30; 20 - 7  
 00:31 WSU Monckton, C. 34 yd interception return (McCauley, C. kick); 27 - 7  
 4th 12:31 WSC Rogers, Nate 12 yd pass from Osborn, Zach (Knudson, Ethan kick failed); 7 plays, 56 yards, TOP 2:48; 27 - 13  
 09:25 WSU Claussen, W. 34 yd pass from Nelson, J. (McCauley, C. kick) 7 plays, 80 yards, TOP 2:43; 34 - 13  
 04:41 WSC Osborn, Zach 1 yd run (Knudson, Ethan kick) 14 plays, 75 yards, TOP 4:44; 34 - 20  
 01:27 WSU Nelson, J. 1 yd run (McCauley, C. kick) 6 plays, 41 yards, TOP 3:04; 41 - 20

**Elect NICK MUIR**  
 WAYNE CITY COUNCIL

Wayne City Council • Ward 1

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College Semester	\$75.00		
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**Fall Wine Social**

The Wayne Area Chamber's Special Events Committee invites you to celebrate the Fall Wine Social with them and their gracious hosts, The Wayne Fraternal Order of Eagles at the

**Wayne Eagles Club**  
**FRIDAY OCTOBER 28TH, 2016**  
**119 MAIN ST, WAYNE, NE**  
**FROM 5:00 PM - 7:00 PM**

Cash Bar provided by Wayne Eagles Club  
 Costumes encouraged but not mandatory

Eagle's Club Witches Night Out Event to follow at 7pm  
 Hosted By The Special Events Committee

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**DRAWINGS BEGIN AT 7:00 P.M.**

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The Iron Horse Casino is owned and operated by the Winnebago Tribe of Nebraska. The Iron Horse Casino reserves the right to change or substitute promotion without notice. Must be legal age. Must be present to win. See Casino for details. 402-695-0180.



# Congratulations to the Wayne Cross Country Team for 5th Place at State



Hannah Leonard  
Wayne



Marta Pulfer  
Wayne



Andrea Torres  
Wayne



Gabi Meyer  
Wayne



Marcella Jurotich  
Wayne



Molly Hoskins  
Wayne

Sharp Construction  
Gill Hauling, Inc.  
Vel's Bakery  
Tom's Body & Paint Shop, Inc.  
Wayne East - Prime Stop  
Pieper & Knutson Law Office  
Bailey's Hair & Nails  
Tom Hansen, CPA  
Wayne Area Economic Development •  Chamber • Main Street  
Burrows Family Dentistry  
Northeast Nebraska Insurance  
Grossenburg Implement, Inc.  
Quality Foods / IGA  
Doescher Appliance  
Discount Furniture  
Fredrickson Oil  
Stadium Sports

U-Save Pharmacy  
State Nebraska Bank & Trust, member FDIC  
Wayne Auto Parts - Carquest   
Pizza Hut  
Elkhorn Valley Insurance Agency  
Brookdale Wayne - Senior Living Solutions  
White Dog Pub  
Glen's Auto Body & Sales  
McDonalds  
Farmers State Bank, member FDIC  
Law Offices of Amy K. Miller, PC, LLO  
Runza  
BankFirst, member FDIC  
Wayne Vision Center

## These businesses would like to congratulate the area Cross Country Teams

**Good Job Blue Devils!**



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*Congratulations to the Wayne Cross Country Teams on a great finish at Districts and your trip to State!*



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[www.fmbankne.com](http://www.fmbankne.com)  
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**Congratulations**  
Wayne Girls Cross Country Team


Wayne **COMMUNITY** ACTIVITY CENTER

901 West 7th Street  
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*Congrats to Wayne High Girls on your trip to State!*

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402-375-4363

**Great Job This Season!**



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**American Broadband**


*Congrats to the Wayne Cross Country Team on a great season!*

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[www.abbnebraska.com](http://www.abbnebraska.com)



*Congratulations Girls your trip to State for Cross Country!*


1block east of Main... south end of Logan St downtown Wayne  
**402-375-2035**

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Wayne, NE 68787  
(402) 375-1527

**Congratulations to the Cross Country Runners!**

John Carollo, Manager



*Congratulations on a great season!*



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Wayne

Great Job At State Girls!





These businesses would like to congratulate the Wayne Cross Country Teams

**GREAT JOB!**  
Wayne Cross Country Team



603 N. Main  
Wayne  
375-9982




*Congratulations Wayne girls on your trip to State Cross Country!*

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**CONGRATULATIONS!**  
TO CROSS COUNTRY TEAMS FOR THEIR GREAT SEASONS!



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Mineshaft Mall  
112 East 2nd Street  
Wayne, NE 68787  
402-375-4888  
BRIAN BOWERS & MARY JENKINS, AGENTS

**Great Job Girls!**  
Andrea Torres,  
Hannah Leonard, Gabi Meyer, Marta Puffer, Marcella Jurotich, Molly Hoskins and Maddie Bear on your trip to State Cross Country!



**Congratulations!!**




WAYNE, AMERICA

109 Main Street 402-375-9817




1001 E. 7th Street 402-833-1414

**Wayne Country Club**  
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*Congratulations Wayne Cross Country on your trip to state and on a great season!*

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*Congratulations Wayne and Winside on sending runners to the State Cross Country meet!*

**The Wayne Herald**



114 Main • Wayne • 402-375-2600  
[www.mywaynews.com](http://www.mywaynews.com)

These businesses would like to congratulate Dylan Brogren from Winside High School on his trip to State Cross Country

**Congratulations on a great season!**



**D&T REPAIR**  
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*Congratulations Dylan on making it to state for Class D State Cross Country!*



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*Congratulations Dylan on your trip to State Cross Country!*

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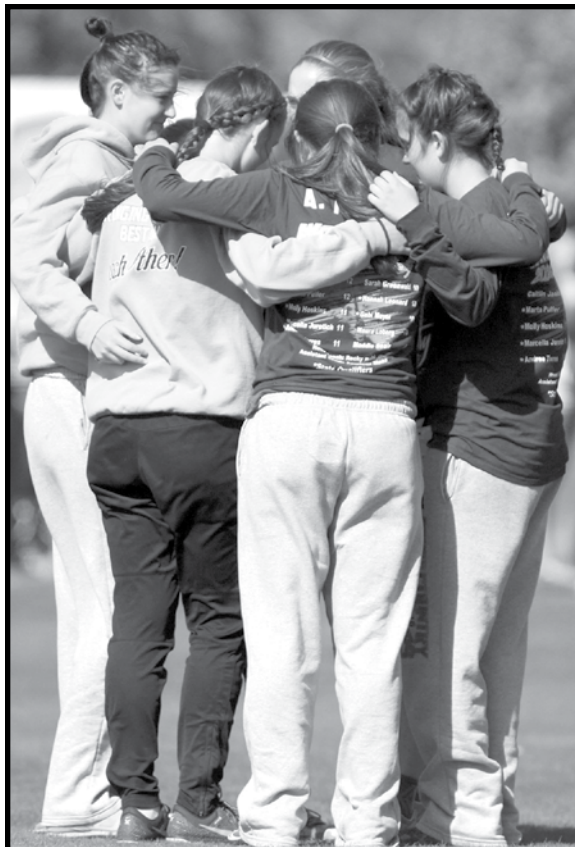


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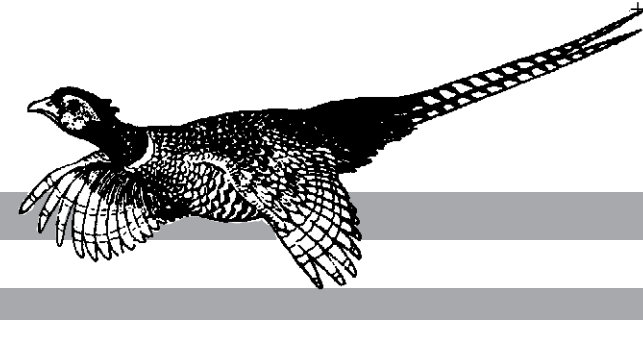


Dylan Brogren Winside

Photos courtesy of Jeremy Buss







# Legal Notices

### NOTICE OF MEETING

There will be a meeting of the Planning Commission, Monday, November 7, 2016, 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.

No person of the City of Wayne shall, on the ground of race, color or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity.

Individuals requiring sensory accommodations, including interpreter services, Braille, large print, or recorded materials should contact Betty McGuire, City Clerk, at 402-375-1733, no later than 4:30 p.m. on the Friday preceding the meeting.

**Betty McGuire, City Clerk  
Planning Commission  
(Publ. Oct. 27, 2016) ZNEZ**

### MEETING NOTICE

The Wayne County Agricultural Society will hold its regular monthly meeting on Thursday, the 10th day of November, 2016, at 8:00 PM, at the Fair Office 301 Pheasant Run Road, Wayne, Nebraska. The agenda for this meeting is available for public inspection at the Nebraska Extension in Wayne County office and at www.thewaynecountyfair.com.

**Diane Roebber, Secretary  
Wayne County Agricultural Society  
(Publ. Oct. 27, 2016) ZNEZ**

### ANNUAL MEETING NOTICE

The Wayne County Agricultural Society will hold its annual meeting on Thursday, the 10th day of November 2016, 7:30 PM, at the Wayne County Fair Office, 301 Pheasant Run Road, Wayne, Nebraska. The meeting will include the Election of Directors and all registered voters are eligible to participate in the annual meeting and voting. The Agenda for this meeting is available for public inspection at the Nebraska Extension in Wayne County office and at www.thewaynecountyfair.com.

**Diane Roebber, Secretary  
Wayne County Agriculture Society  
(Publ. Oct. 27, 2016) ZNEZ**

### NOTICE OF SALE PURSUANT TO NEB. REV. STAT. § 52-601.01

Please take notice that the following described property will be sold at a public auction to satisfy a lien in favor of Louis Benscotter and Mandy Olsson (hereinafter "Claimants") pursuant to Neb. Rev. Stat. § 52-601.01, to wit: 886 NCR Silver POS Systems, Mfg. Model: 166900010000K, and approximately 3,800 NCR Silver Credit Card Readers for point of sale devices, Mfg. Model: NCR003, and approximately 18-20 pallets of children's toys and figurines (hereinafter collectively the "Inventory").

The Inventory shall be sold as one Lot at a public auction, which Lot shall go to the highest bidder for cash (or by certified or cashier's check) at **910 Jaxon Street, Wayne,**

### Wayne County, Nebraska at 10:00 a.m., on Monday, November 28, 2016.

SAID SALE shall be made without any covenant or warranty, expressed or implied, as to the condition of the Inventory or status of title to the Inventory. The successful bidder shall be responsible for any legal action necessary to obtain physical possession of the Inventory or for any legal action regarding the status of title to the Inventory.

PROVIDED that if Claimants are the highest bidders at said sale, Claimants may tender payment by its credit bid of the amount due Claimants as lienholders pursuant to Neb. Rev. Stat. § 52-601.01, or any portion thereof, plus costs and fees allowed under Nebraska law.

DATED at Omaha, Nebraska, this 20th day of October, 2016.

**Nicholas A. Buda  
Attorney for Claimants  
402-344-0500  
(Publ. Oct. 27, Nov. 3, 10, 17, 24, 2016)  
ZNEZ  
1 clip**

### NOTICE OF PUBLIC HEARING

Notice is hereby given that the Village of Winside Board of Trustees will hold a Public Hearing on Monday, November 7, 2016 beginning at 7:45 P.M. in the meeting room of the Winside Public Library, Winside, Nebraska.

The purpose of this meeting is to receive public comments concerning a Special Use Permit application allowing a Child Care Center to open at 303 Whitten Street, Winside, Nebraska.

**Carol M. Brugger, Village Clerk  
(Publ. Oct. 27, 2016) ZNEZ**

### NOTICE

IN THE COUNTY COURT OF WAYNE COUNTY, NEBRASKA  
ESTATE OF GLORIA LESEBERG, Deceased.

Estate No. PR 16-21  
Notice is hereby given that a Petition for Adjudication of Intestacy of said Decedent, Determination of Heirs, and Appointment of Personal Representative has been filed herein and is set for hearing in the County Court of Wayne County, Nebraska, located at 510 Pearl Street, Wayne, Wayne County, Nebraska, on November 7, 2016, at or after 11:30 o'clock a.m.

**Kory Leseberg  
Petitioner  
420 W 8th Street  
Wayne, NE 68787  
(402) 375-5660**

**Kate M. Jorgensen #22912  
Attorney for Petitioner  
110 West Second Street  
PO Box 125  
Wayne, Nebraska 68787  
(402) 375-2080  
(Publ. Oct. 20, 27, Nov. 3, 2016) ZNEZ  
2 clips - 1 POP**

### NOTICE IN THE COUNTY COURT OF WAYNE COUNTY, NEBRASKA

ESTATE OF ESTHER L. BAKER, Deceased.  
Estate No. PR 16-34

Notice is hereby given that on October 6, 2016, 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 Ellen M. Heinemann, whose address is 58125 854 Road, Wakefield, NE 68784, and Doris A. Meyer, whose address is 57878 853 Road, Wayne, NE 68787 were informally appointed by the Registrar as Co-Personal Representatives of the Estate.

Creditors of this Estate must file their claims with this Court on or before December 13, 2016 or be forever barred.

**(s) KimBerly Hansen  
Clerk Magistrate/Registrar  
510 Pearl Street, Suite B  
Wayne, Nebraska 68787  
Eric W. Knutson, No. 24945  
Pieper & Knutson  
P.O. Box 427  
Wayne, NE 68787  
(402) 375-3585  
(Publ. Oct. 13, 20, 27, 2016) ZNEZ  
1 clip - 1 POP**

### NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Council of the City of Wayne will hold a public hearing on a redevelopment plan for the real estate described in this notice, pursuant to the Nebraska Community Development Law.

The hearing will be held in the Council Chambers at City Hall in Wayne, Nebraska, on the 15th day of November, 2016, at the hour of 5:30 p.m.

The property affected by this notice is described as follows:  
Lots 1, 2, and 5, Block 3, Cecil Wriedt's Second Addition to the City of Wayne, Wayne County, Nebraska.

A copy of the proposed plan is on file in the office of the City Clerk.

All interested parties shall be afforded at such public hearing a reasonable opportunity to express their views respecting the proposed redevelopment plan.

**Betty A. McGuire  
City Clerk  
(Publ. Oct. 27, Nov. 3, 2016) ZNEZ  
1 POP**

### WAYNE CITY COUNCIL PROCEEDINGS

**October 4, 2016**  
Wayne City Council was called to order at 5:30 p.m. on October 4, 2016. In attendance: Mayor Chamberlain; Councilmembers Giese, Greve, Haase, Muir, Karsky, Eischeid and Brodersen; Attorney Miller; Administrator Johnson; and City Clerk McGuire. Absent: Councilmember Sievers.  
Minutes of the September 20, 2016, meet-

### NEBRASKA DEPARTMENT OF ROADS NOTICE OF PUBLIC INFORMATION MEETING

The Nebraska Department of Roads Public Transportation Division is presently evaluating opportunities to increase the level of coordination between transit providers across the state. The goal of this project is to identify opportunities for individual transit agencies to team with each other or with communities in their service area to expand options for people in the state. Work is being done under the project title of the Statewide Mobility Management Project and as it is a statewide effort.

All Meetings  
4:00 PM - 5:30 PM

**Beatrice Area Meeting**  
Date: November 9, 2016  
Time: 4:00 PM to 5:30 PM  
Place: Holiday Inn Express and Suites  
4005 North 6th Street  
Beatrice, Nebraska

**York Area Meeting**  
Date: November 10, 2016  
Time: 4:00 PM to 5:30 PM  
Place: Holiday Inn Express and Suites  
4020 Grand Avenue  
York, Nebraska

**Norfolk Area Meeting**  
Date: November 15, 2016  
Time: 4:00 PM to 5:30 PM  
Place: Lifelong Learning Center  
701 East Benjamin Avenue  
Norfolk, Nebraska

**Wahoo Area Meeting**  
Date: November 16, 2016  
Time: 4:00 PM to 5:30 PM  
Place: Heritage Inn  
950 North Chestnut Street  
Wahoo, Nebraska

Comments will be taken at the meetings.

These open house public meetings are being held in a physically accessible place.

For further information contact  
Kari Ruse, Transit Manager, NDOR  
at (402) 479-4694 or  
by email at kari.ruse@nebraska.gov or  
Bill Troe, Consultant Project Manager,  
402-513-2158 or  
via email at btroe@srfconsulting.com

### ing were approved. The following claims were approved:

**VARIOUS FUNDS:** AMERICAN RED CROSS, RE, 10.00; AMERITAS, SE, 2405.61; BIG RED RENOVATORS, SE, 500.00; BLACK HILLS ENERGY, SE, 326.87; BOMGAARS, SU, 186.45; C. H. GUERNSEY & COMPANY, SE, 4473.58; CARROLL DISTRIBUTING, SU, 178.00; CDS INSPECTIONS, FE, 50.00; CENTURYLINK, SE, 416.35; CITY EMPLOYEE, RE, 1402.28; CITY EMPLOYEE, RE, 246.80; CITY EMPLOYEE, RE, 34.55; CITY EMPLOYEE, RE, 57.78; CITY EMPLOYEE, RE, 11.98; CITY EMPLOYEE, RE, 74.89; CITY EMPLOYEE, RE, 73.91; CITY EMPLOYEE, RE, 96.28; CITY EMPLOYEE, RE, 49.98; CITY OF WAYNE, PY, 67849.96; COMMUNITY HEALTH, RE, 3.00; COMMUNITY REDEVELOPMENT AUTHORITY, RE, 44906.00; CRESCENT ELECTRIC, SU, 57.14; CUMMINS CENTRAL POWER, SE, 322.75; DANKO EMERGENCY EQUIP, SU, 1458.94; DAS STATE ACCTG-CENTERAL FINANCE, SE, 448.00; DE LAGE LANDEN FINANCIAL, SE, 154.00; DEMCO INC, SU, 487.36; ECHO GROUP, SU, 958.75; FASTENAL, SU, 106.34; FIRST CONCORD GROUP, SE, 4559.47; FLOOR MAINTENANCE, SU, 86.35; GEMPLER'S, SU, 48.45; GERHOLD CONCRETE, SU, 5474.89; H.K. SCHOLZ CO, SU, 1050.00; HACH CO, SU, 514.82; HAUFF MID-AMERICAN SPORTS, SU, 132.80; HAWKINS, SU, 514.81; IRS, TX, 25199.24; JAMES FRANK, RE, 100.00; JEO CONSULTING GROUP, SE, 5394.25; JILL CHRISTIANSEN, RE, 150.00; JOHN HUGHES, RE, 243.33; JORGENSEN, KEN, RE, 50000.00; KATHLEEN A LAUGHLIN, RE, 243.00; KAUP SEED & FERTILIZER, SU, 320.00; KRIZ-DAVIS, SU, 1885.00; LAYNE CHRISTENSEN, SE, 21272.95; MARRIOTT HOTELS, SE, 104.00; MERRICK CO SENIOR SERVICES, FE, 90.00; N.E. NEB AREA ON AGING, SE, 175.00; N.E. NEB ECONOMIC DEV DIST, SE, 1140.00; N.E. NEB ECONOMIC DEV DIST, SE, 45.00; NASC, FE, 20.00; NE DEPT OF REVENUE, TX, 3577.21; NE DEPT OF ROADS, SE, 18091.32; NE PLANNING & ZONING ASSOC, FE, 70.00; NNPPD, SE, 726.87; OLSSON ASSOCIATES, SE, 231.05; ORIENTAL TRADING CO, SU, 201.45; PAC N SAVE, SU, 741.70; PING TREE SERVICE, SE, 734.00; QUALITY 1 GRAPHIC, SU, 100.00; RESCO, SU, 496.96; SANDS, KERI, RE, 300.00; SPARLING INSTRUMENTS, SE, 18.42; SPENCER SHADEN, RE, 119.00; STADIUM SPORTING GOODS, SE, 593.00; STATE NEBRASKA BANK-PETTY CASH, RE, 19.77; T & S TRUCKING, SE, 645.68; TASER INTERNATIONAL, SE, 306.12; UNITED WAY, RE, 5.00; VIAERO, SE, 221.63; WAYNE EAGLES CLUB, RE, 461.32; WESCO, SU, 162.11; WISNER WEST, SU, 41.05; WRIEDT PROPERTIES, RE, 1600.00; ANTHONY TEBBE, SE, 90.00; APPEARA, SE, 169.70; BOMGAARS, SU, 3221.88; BROWN SUPPLY, SU, 4650.00; BRUGGER, CHRISTINE, RE, 503.08; CALEB WHEELER, SE, 20.00; CARHART LUMBER, SU, 585.91; CARROLL DISTRIBUTING, SU, 78.33; CERTIFIED TESTING SERVICES, SE, 1936.50; CITY EMPLOYEE, RE, 55.62; CITY EMPLOYEE, RE, 29.33; CITY EMPLOYEE, RE, 431.33; COUNTRY NURSERY, SU, 490.00; CREATIVE DISPLAYS, SU, 44.62; DUTTON-LAINSON, SU, 1770.91; EAKES OFFICE, SE, 92.05; EASYPERMIT POSTAGE, SU, 1803.90; ECHO GROUP, SU, 99.64; ED. M FELD EQUIPMENT, SU, 125.50; ELECTRICAL ENGINEERING & EQUIPMENT, SU, 363.21; ELLIS HOME SERVICES, SE, 120.00; FLOOR MAINTENANCE, SU, 425.73; GERHOLD CONCRETE, SU, 1327.50; GRAYSON MCBRIDE, SE, 55.00; HAWKINS, SU, 405.26; HOLIDAY INN OF KEARNEY, SE, 179.90; INGRAM BOOK CO, SU, 464.35; INTERSTATE BATTERY SYSTEM, SU, 483.90; JEO CONSULTING GROUP, SE, 7085.00; JILL BRODERSEN, SE, 768.00; KES BURKE, SE, 50.00; LATHAN ELLIS, SE, 25.00; MARCO, SE, 126.36; MIKEY REYES, SE, 55.00; NNPPD, SE, 5370.00; OLSSON ASSOCIATES, SE, 1251.61; PAC N SAVE, SU, 91.48; QUALITY FOOD, SU, 17.54; SAMANTHA COUFL, SE, 20.00; SKARSHAUG TESTING LAB, SE, 386.88; STATE NEBRASKA BANK, RE, 77.66; STATE NEBRASKA BANK, RE, 429.73; STATE TREASURER OF NE, RE, 805.20; STEVEN KEISER, SE, 25.00; TITAN MACHINERY, SU, 91.60; TRI-STATE COMMUNICATIONS, SE, 150.00; TRUCK EQUIPMENT, SU, 918.00; TY GRONE, SE, 105.00; TYLER PECENA, SE, 10.00; US BANK, SU, 7142.04; WAYNE AUTO PARTS, SU, 107.23; WAYNE COUNTRY CLUB, SU, 5605.54; WESCO, SU, 14528.14; VARIOUS FUNDS - 2016-2017 FISCAL YEAR: ANTHONY TEBBE, SE, 30.00; BLUE CROSS BLUE SHIELD, SE, 34718.35; BRIAN FOX, RE, 145.11; BRIANNA WARD, SE, 10.00; CITY OF NORFOLK, SU, 1500.00; DEARBORN NATIONAL LIFE, SE, 116.96; JORDAN BLOOM, RE, 150.00; KES BURKE, SE, 10.00; LATHAN ELLIS, SE, 40.00; LUNDAHL, EARL, RE, 360.00; MADISON KINNEAR, SE, 10.00; MIKEY REYES, SE, 40.00; MILLER LAW, SE, 5416.67; NE NEB INS AGENCY, SE, 65902.00; WAED, SE, 7216.66

Discussion took place on the new street project from the south end of the Community Activity Center parking lot around the new pool and east to connect with 5th Street.

Discussion took place on changing one council seat in each ward to an "at-large" position.

**FAILED:**  
To table action on the request of Hilda Pearson to eliminate the midnight to 5:00 a.m. parking ban on the west side of Logan Street between 8th and 9th Streets until the next meeting.

**APPROVED:**  
Animal permit application of Kim Hamik to have a mini pig inside city limits, with the condition that it receive both the rabies and leptovaccinations.

To table action on Resolution No. 2016-67 approving a bullying policy until after the Recreation-Leisure Services Commission has met to review the same.

Res. 2016-68 approving an agreement for ambulance service between the City of Wayne and Providence Medical Center - increasing annual payments from \$10,000 to \$15,000.

Res. 2016-69 amending sidewalk cost-share policy pertaining to sidewalk repair, replacement, and construction - increasing from \$2.25 per sq. ft. to \$3.00 per sq. ft.

Meeting adjourned at 7:29 p.m.  
**The City of Wayne, Nebraska  
By: Mayor**

### ATTEST:

**City Clerk  
(Publ. Oct. 27, 2016) ZNEZ**

### ADVERTISEMENT FOR BIDS

The City of Wayne, Nebraska, is seeking bids to install internal metal framing, insulation and sheetrock in the billing offices in the Wayne City Hall. The project is located at 306 Pearl Street in Wayne, Nebraska. Bid specifications are available at the City Clerk's Office at 306 Pearl Street or by mail. A cashier's check or performance bond in the amount of \$500 and proof of \$1,000,000 in liability insurance coverage will be required with each bid submitted.

Bids must be received in the City Clerk's Office in a sealed envelope by 2:00 o'clock p.m., Thursday November 10, 2016. Completion date for the project is February 5, 2017, with a penalty of \$100 per day liquidated damages.

All questions regarding this bid should be directed to Lowell Johnson, City Administrator, by calling 402-375-1733.

The City of Wayne has the right to reject any and all bids.

**Betty A. McGuire  
City Clerk  
(Publ. Oct. 27, Nov. 3, 2016) ZNEZ**

### ADVERTISEMENT FOR BIDS

The City of Wayne, Nebraska, is seeking bids to paint the billing offices and center hallway in the Wayne City Hall. The project is located at 306 Pearl Street in Wayne, Nebraska. Bid specifications are available at the City Clerk's Office at 306 Pearl Street or by mail. A cashier's check or performance bond in the amount of \$500 and proof of \$1,000,000 in liability insurance coverage will be required with each bid submitted.

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**Betty A. McGuire  
City Clerk  
(Publ. Oct. 27, Nov. 3, 2016) ZNEZ**

## Deadline for all legal notices to be published by The Wayne Herald is Mondays at 5 pm

### Abbreviations for this legal: PS-Personal Services, OE-Operating Expenses, SU-Supplies, MA-Materials, ER-Equipment Rental, CO-Capital Outlays, RP-Repairs, RE-Reimbursement. WAYNE COUNTY BOARD PROCEEDINGS

**Wayne, Nebraska  
October 18, 2016**

The Wayne County Board of Commissioners meeting was called to order by Chairman Larson at 9:00 a.m. on Tuesday, October 18, 2016, in the upstairs conference room of the Courthouse. Chairman Larson, Members Burbach and Rabe, Attorney Pieper, Sheriff Dwinell, and Clerk Finn were present. Notice of this meeting was published in the Wayne Herald, a legal newspaper, on October 6, 2016. A current copy of the Open Meetings Act was in the meeting room and accessible to the public.

Larson presented the following consent agenda items:

- a. Approve minutes of October 4, 2016, meeting as printed in the Commissioners Record
- b. Approve fee reports
- c. Approve payroll
- d. Approve withdrawal of Cusip #361098BY1 as pledged by State Nebraska Bank & Trust
- e. Authorize Chairman to sign certification acknowledging receipt of cost allocation plan for Clerk of District Court
- f. Approve action taken by the Wayne County Convention & Visitors Bureau on Lodging Tax Grants:
  - #16-14 approved \$500 for Hoskins Holiday Boutique on November 4, 2016
  - #16-15 approved \$500 for Omelet - Pancake Feed on October 16, 2016, sponsored by Hoskins Woodland Park Rescue
  - #16-16 approved \$1000 for annual advertisement in Nebraska Traveler Magazine
  - #16-17 approved \$1,500 for Blue Devil Booster Club Holiday Tournament on December 28-30, 2016
  - #16-18 approved \$500 for Winside Holiday Home Tour on December 3, 2016
  - #16-19 approved \$1,000 for Christmas On Main on November 17, 2016, sponsored by Downtown Wayne Promotions
  - #16-20 approved \$500 for MOPS Jubilee & Craft Fair on October 15, 2016
  - #16-21 approve \$400 for NSCRO Sweet 16/Elite 8 Playoffs on November 12-13, 2016, sponsored by Wayne Rugby
  - #16-22 approve \$500 for Christmas-N-Carroll Craft Show on November 18-19, 2016, sponsored by Carroll Volunteer Fire Department
  - #16-23 approve \$400 for USA - D2 Sweet 16/Elite 8 on November 19-20, 2016, sponsored by Wayne Rugby
  - #16-24 approve \$425 for ad in Discover NE Nebraska Travel Guide

A motion to approve the consent agenda was made by Rabe and seconded by Burbach. Roll call vote: Rabe, Burbach, Larson - aye; motion carried.

A motion to approve the regular agenda was made by Rabe and seconded by Burbach. Roll call vote: Rabe, Burbach, Larson - aye; motion carried.

Highway Superintendent Casey reported additional information has been sent to the Corp of Engineers showing the updated impact of the culverts on bridge project C-90 (626).

Applications are now being accepted for the County Bridge Match Program for the innovative replacement and repair of structurally deficient county bridges. Mainelli Wagner is considering bundling projects with another county and will be discussing strategy in the near future.

Sealed bids submitted by Murphy Tractor and Equipment and NMC, Inc. for the purchase of two new articulated motor graders with optional trade-ins were opened. Upon review and discussion, a motion was made by Larson and seconded by Rabe to approve the purchase of a 2015 Caterpillar 140M3 with 41 hours on the meter, less trade-in of a Cat 160H, for a Net Bid of \$203,500 with \$5000 parts credit for Road District #1, Wayne. Roll call vote: Larson, Rabe, Burbach - aye; motion carried. Action was tabled on the v-plow.

A motion was made by Burbach, seconded by Rabe to approve the purchase of a 2015 Caterpillar 140M3 with 98 hours on the meter, less trade-in of a Cat 140G, for a Net Bid of \$207,100 with \$5000 parts credit for Road District #3, Winside. Roll call vote: Burbach, Rabe, Larson - aye. Motion carried.

On behalf of the board, Larson recognized Patrick Brentlinger for the job he did in organizing and following through with the roof repairs for the courthouse the court service building. The work was handled quickly and efficiently.

A motion to approve the fee reports and claim listing was made by Burbach and seconded by Rabe. Roll call vote: Burbach, Rabe, Larson - aye; motion carried.

**Fee Reports:** Jason Dwinell, County Sheriff, \$1,239.49 (Sep Fees); Debra Finn, County Clerk, \$6,969.50 (Sep Fees); Karen McDonald, County Treasurer (3rd Qtr).

**Claims:**

**GENERAL FUND:** Salaries, \$52,729.93; Greunke, Pamela S., RE, 26.46; Kleensang, Randy L., RE, 32.20; Kemnitz, Nicholas C., RE, 9.99; Woslager, Richard R., RE, 22.65; Albin, Mark D., OE, 1,358.63; American BroadBand CLEC, OE, 239.32; Appera, OE, 378.78; Arnie's Ford Mercury Inc., MA, 49.43; Barone Inc., RP, 407.04; Beiermann Electric, RP, 86.50; Best Buy Business Advantage Act, CO, 129.24; Black Hills Energy, OE, 31.08; CardMember Service, SU, 43.00; CardMember Service, MA, SU, 1,011.37; CardMember Service, CO, 400.99; CardMember Service, SU, 1,099.92; Carroll Station Inc., The, MA, 217.91; Claussen & Sons Irrigation Inc., OE, 110.00; Copy Write/Keepsake, SU, 369.33; DAS State Accounting, ER, 99.00; Ecobal Pest Elimination Service, OE, 57.33; Electronic Engineering, OE, 95.00; Farmer's Co-operative, Pilger, MA, 153.41; Floor Maintenance, SU, 98.97; Fredrickson Oil Company, MA, 99.00; Guarantee Roofing & Siding Co., CO, 4,217.00; Homelown Leasing, ER, 122.92; Holiday Inn, Kearney, OE, 165.90; Jorgensen Law Office-Jorgensen, Kate, OE, 6,197.86; Ken's Motel, OE, 80.00; Luff Oil, MA, OE, 782.76; Madison County Sheriff, OE, 500.00; Maximus Inc., OE, 650.00; Microfilm Imaging Systems, ER, 155.00; MIPS Inc, ER, CO, 2,767.93; Morland Eastland & Lohrberg, OE, 1,231.84; Nebraska Weed Control Assn, OE, 120.00; Northeast Nebraska Telephone Co., OE, 103.42; One Office Solution, SU, RP, 56.45; Pieper & Knutson, OE, ER, 2,883.79; Pierce County Sheriff's Dept, OE, 4,100.00; Pierce Telephone Company, OE, 75.00; Quality Printing & Office Supplies, SU, 372.84; Region IV Behavioral Health System, OE, 6,011.00; Region IV Inc., OE, 2,677.25; Smith, Joseph M., OE, 195.00; Topp, Amy, OE, 12.00; TRANE, OE, 8,224.09; US Cellular, OE, 312.20; United Healthcare Insurance Company, PS, 65,238.44; Van Diest Supply Company, SU, 376.00; Verizon Wireless, OE, 40.01; Wamemunde Insurance, OE, 564.00; Waste Connections of Nebraska, OE, 115.00; Wayne County Clerk of District Court, OE, 171.00; Wayne County Sheriff, OE, 156.08; Wayne County Treasurer, OE, 1,085.44; Wayne Herald/Morning Shopper, OE, 1,820.81; Wayne, City of, OE, 6,000.00; Woehler Trailer Court LLC, ER, 700.00

**COUNTY ROAD FUND:** Salaries, \$25,416.25; Appera, OE, 40.00; Backus Sand & Gravel, MA, 11,088.68; Carroll, Village of, OE, 95.00; CNH Industrial Capital America LLC, ER, 2,256.69; Contech Engineered Solutions, MA, 64,895.32; Gary Backhaus Gravel, MA, 4,544.00; John's Welding & Tool, SU, 31.80; Martin Marietta Materials, MA, 2,385.50; Menard's, SU, 7.98; NMC Exchange LLC, RP, 3,137.16; Norfolk NAPA, RP, 7.29; S&S Willers Inc., MA, 14,360.52; Shopko, SU, 7.56; Speece Lewis Inc., CO, 1,838.65; Wayne Auto Parts, RP, SU, 342.29; Winside, Village of, OE, 92.78

**ROAD PRESERVATION & MODIFICATION FUND: COUNTY IMPROVEMENT FUND:** Vacko Builder's Resource, CO, 984.63

Meeting was adjourned.

**Debra Finn, Wayne County Clerk**

STATE OF NEBRASKA )  
) ss.

COUNTY OF WAYNE )

I, the undersigned, County Clerk of Wayne County, Nebraska, hereby certify that all of the subjects included in the attached proceedings were contained in the agenda for the meeting of October 18, 2016, kept continually current and available for the public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least 24 hours prior to said meeting; that the said minutes of the meeting of the County Commissioners of the County of Wayne were in written form and available for public inspection within 10 working days and prior to the next convened meeting of said body.

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of October, 2016.  
**Debra Finn, Wayne County Clerk  
(Publ. Oct. 27, 2016) ZNEZ**

## CITY NOTICE

### Crews will be out tarring cracks in the streets starting November 1st

The tar goes onto the street  
at 300 degrees F but cools enough  
to drive on without  
being sticky in 5-10





# Opinion

## Letters

Letter to the Editor:

I recently attended a football game in another community in which an injury occurred. After a trip to the emergency room, the player was diagnosed with a concussion. I was very surprised that the host school was not prepared for such an injury. They had no trainer, no medical person, or an ambulance present. I have been so impressed with Wayne who has an ambulance and a trainer present; sometimes at football games a doctor is present. Some of these may be paid positions while others are volunteer positions. Please thank these people for their efforts and give support to continue this great program.

Ron Carnes

Letter to the Editor:

In dissent of my esteemed colleagues, I do not believe the council acted as good stewards of the LB840 fund when loans were issued to the golf course and the event center at the last city council meeting.

Both projects are very alluring, but the terms and conditions of their loans raised concerns. Exhausting our greatest economic development tool in one night by issuing \$500,000 in loans with limited discussion and time for the public to provide feedback seemed hasty.

The golf course and the city have a complex relationship which is now magnified by the issuance of this loan. If this loan is executed, the city will forever own the proposed clubhouse, and will presumably assume all golf course obligations if the already barely profitable country club falls on hard times and defaulted on their loans.

Financial information provided by the golf course did not show any indication of increased business from the addition and expansion, nor did they expect any additional workers to be brought on as a result of the project.

So in short, the council voted to use economic development money on a building they would own, to house a business that admittedly wasn't going to produce any additional economic revenue.

This project was more about maintaining an asset to the city and should have been addressed with a one-time general budget expenditure instead of depleting the finite LB840 fund.

Another concern I have with the golf course loan is that the council refused to wait until the fundraising campaign was com-

pleted before negotiating terms of the loan.

Other council members argued that the golf course wouldn't use the loan and would decrease the asking amount of the loan if fundraising surpassed the necessary funding levels.

I disagree. With the amount of money set from banks and now the city, the country club has essentially established a fundraising goal.

Donors will become disinterested after the feasibility of the project is secured, and no business in their right mind would turn down a 0% interest loan when they have other outstanding interest bearing loans.

My main contention with the event center loan was its location outside of city limits. Unless the land is annexed, the city will receive no property or sales tax revenue from this project.

In essence, the sales tax collected from businesses in town would be going directly to a business outside of town, which will not in turn replenish the fund from which it drew (If I was a bar owner in town that catered weddings I would be upset to essentially be financing an out of town competitor).

If the city does decide to annex the property, extending city services out there could require major capital outlay. At the meeting, the council decided to forgo inquiring as to the extent of those expenses before approving the funds.

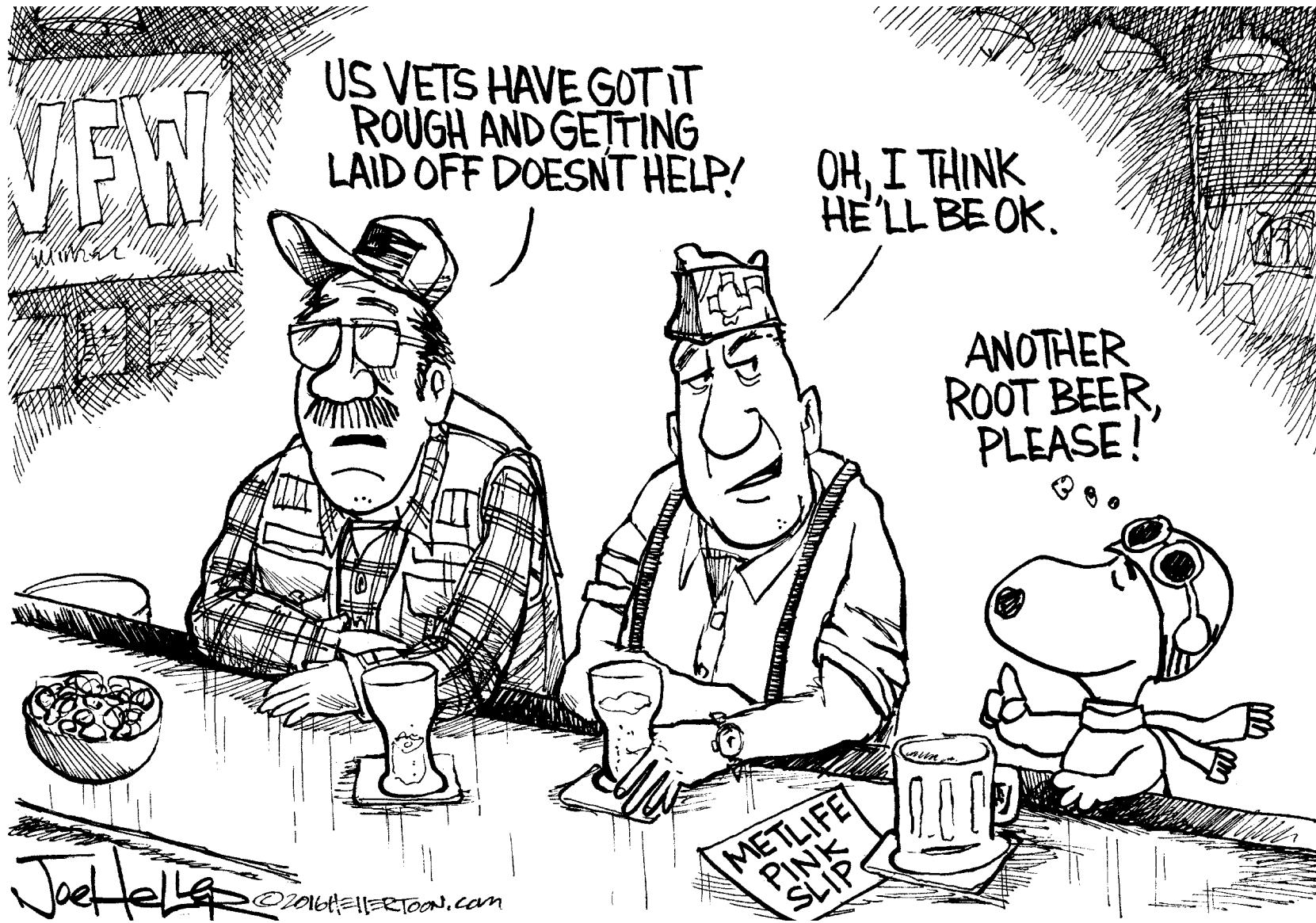
More discussion and allowing some time for public feedback could have protected a large portion of a great tool for economic development.

Getting large projects like these two going is exciting, but they come at a very large cost. Not only in the direct cost of the loan itself but also the interest to fund the loan that LB840 must borrow and perhaps most importantly, the opportunity cost of possibly losing a business coming to town which could have a bigger economic driver within the community.

Final thought - It would have been neat to see these two projects merge. The convention center could have bought ground inside the city limits to help fund the country club. The country club could have received a paved parking lot, and the convention center could have a beautiful backdrop for outdoor events.

Technicalities and foregone possibilities aside, we now have two impressive projects which will hopefully draw money in from outside of town.

Cale Giese



## Capitol View

# Voters to decide death penalty issue

By J.L. SCHMIDT  
Statehouse Correspondent  
The Nebraska Press Association

Nebraska voters have a chance to decide the oft-discussed matter of the death penalty.

The Nebraska Legislature voted in 2015 in favor of a bill (LB268) to repeal the death penalty as a means of punishment for the crime of first-degree murder and replace it with life in prison without parole. That action was vetoed by Governor Pete Ricketts and the Legislature overrode his veto.

Thus came the Referendum Ordered by Petition of the People and designated for the ballot as Referendum No. 426.

For the record, a referendum is the process by which the repeal or approval of an existing statute or state constitutional provision is voted upon. Such referenda are placed on the ballot by a required number of voter signatures on a petition filed with the Secretary of State.

That has led to what might seem to be confusing language for voters. As the Nebraska Attorney Gen-

eral explains it: "A vote to Retain will eliminate the death penalty and change the maximum penalty for the crime of murder in the first degree to life imprisonment by retaining Legislative Bill 268, passed in 2015 by the First Session of the 104th Nebraska Legislature."

Likewise, "A vote to Repeal will keep the death penalty as a possible penalty for the crime of murder in the first degree by repealing Legislative Bill 268, passed in 2015 by the First Session of the 104th Nebraska Legislature."

How do you avoid the confusion? It would seem that retaining would mean keeping the death penalty and repealing would mean getting rid of it. But remember, the vote deals with the action of the Legislature. So retaining their action (abolition of the death penalty) would keep it off the books. Repealing their action (abolition of the death penalty) would restore it as a form of punishment.

The Nebraska Legislature debated the issue for 26 years, both in the Judiciary Committee and before the full voting body in the



George W. Norris legislative chambers. The abolition had passed several times only to be vetoed by various governors. A federal stay on the death penalty was in effect for a few years. But it was in 2015 when the bill passed, was vetoed, and the veto overridden.

In the midst of the years of discussion, Nebraska executed three men

in the electric chair. The first was Harold Lamont "Wili" Otey on Sept. 2, 1994. Then came John Joubert on July 17, 1996. Robert E. Williams was the last to be executed in Nebraska on Dec. 2, 1997.

J.L. Schmidt has been covering Nebraska government and politics since 1979. He has been a registered independent for 17 years.

## Editorials

Hello Herald readership! After a time of transition and getting settled in, I'm ready to dive head first into my new role as the Managing Editor of the Herald.

With the job, comes the editorial column, which will run as space allows.

It's something I hope you all enjoy reading and I look forward to your comments, so please write a letter to the editor and I'll try to address each of them as best as I can.

With that said, this week's topic is one that has been on my mind for some time now and I hope I can put into words what I've been mulling over.

This year's upcoming election has stretched even the most patient, understanding folks to extremes as they wrap their heads around each candidates policies, discrepancies and track record.

Regardless of where your vote is going,



### Just a thought...

by Calyn Dunklau

I don't know a single person who wouldn't agree with me that this election season has been an exhausting one.

It's been one of lies, twisted words, manipulation and severe criticism on every candidate's part, not just the two front runners.

It's something that I had grown weary of last year when the ads began running on television.

Now that we're closing upon the date that decides our nation's fate, the mud-

slinging has only increased, the webs of lies only become more thick, the deceit only more prevalent.

While I am certain no candidate in the history of this great nation was ever 100 percent honest in their bid for the presidency, I often wonder how close to the truth the people got 50 years ago, 100 years ago before they went to the polls.

I'm sure corruption was around, I'm sure manipulation was present, but I question if it was this bad.

Are big media corporations to blame for misconstrued facts and spreading lies? Or would that have always been an issue, regardless of our technological age?

I don't have the answers to that question, or to the big kahuna of our future POTUS. What I do know is we need all the prayers, good juju and whatever else anybody has to spare right now. We certainly could use it.

## 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.

### Got News?

402-375-2600

800-672-3418

Fax:

402-375-1888

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Contact me with concerns from classified ads to editorial

## Wayne City Council Members

<b>First Ward</b> Nick Muir — 369-0795 Rod Greve — 375-1486	<b>Third Ward</b> Cale Giese — 369-2145 Jason Karsky — 369-3877
<b>Second Ward</b> Jennifer Sievers — 833-1234 Matt Eischeid — 375-1944	<b>Fourth Ward</b> Jon Haase — 375-3811 Jill Brodersen — 833-5504

Mayor  
Ken Chamberlain  
375-1699

The Wayne City Council meets the first and third Tuesdays of the month. Meeting times are at 5:30 p.m. at the City Council chambers, located in the Wayne City Offices at 306 N. Pearl St.



# Allen News

Nicole Johnson  
Nicole\_ann\_johnson@hotmail.com  
P.O. Box 196, Allen, Neb. 68710

### Music Boosters Meeting

The Allen Music Boosters met Oct. 17 at the Allen School multipurpose room.

Attendees included: Richard Lacy, Richie Monteith, Sara Kumm, Melissa Rahn, Lori Thomas, Brad & Suzy Gonzales, Trish Grone, Misty Isom, Jayme Floyd.

The meeting was called to order by Richie Monteith. The meeting began with a vote on the by-laws. Everyone in attendance had an opportunity to read over the by-laws. During the discussion portion, Treasurer Lori Thomas asked to have a change made in wording to state "totals all event expenses and income to the best of her knowledge". She also stated to help have more accurate figures she would purchase the items need for each event. The by-laws passed with a unanimous vote.

The group voted that anyone needing to add items to the agenda for the booster meeting must do so by the Friday before the meeting.

The normal meeting was called to order.

Melissa read the minutes from last month's meeting, which were approved.

Lori read the treasurer's report which stated the following figures: Checking account — \$8038.39; Savings account — \$342.21; School Fundraiser Account — \$9100.00.

She listed the amounts earned

from the recent fundraising events.

Lori suggested the group look into purchasing a CD to gain some interest on the money we have already raised in our events and fundraising. Currently we are not receiving any interest on any of the accounts at Security Bank. The group voted to put \$5,000 into a CD if a 6-month CD is possible. This was second by Jayme.

Band director's report: Cookie dough will be arriving at the school on Wednesday, Oct. 26. Tina Monteith has offered to help Mr. Lacy and the students sort the cookie dough out. Overall, students sold 600 tubs of cookie dough which totals a profit of \$3,600.

Mr. Lacy also reported on the school board decision to sign the contact early with the Alamo Bowl. Mr. Pattee and Mr. Lacy will complete the paperwork together and it will be sent out around Nov. 1 with a deposit of \$1,000.

The Allen Marching Band did very well at Wayne Band Days on Oct. 8. Mr. Lacy is going to be working ahead for next year to try to eliminate some of the conflicts the band has with other events during our parade dates. It was discussed that next year's marching band is a young band. With that being stated, Mr. Lacy is seeing positive movement forward with this year's seventh graders in their marching.

The next band fundraiser for the school will be Puffin's beginning on Nov. 3

New Business included:

Storage issues: Sara stated in the past our paper goods had been stored in Mrs. Levine's classroom. The booster officers will visit with Mrs. Levine to see if this option is still available.

A copy of the alumni letter for donation was at the meeting for everyone to review. The group voted to have a picture of the students from the Chick-fil-A bowl printed on the letters and to add the Music Booster's Facebook link onto the letter.

Richie asked the group to start thinking about what other fundraisers we can be doing starting after the first of the year.

NEHI of Allen is doing a fundraiser on Nov. 5 from 1-5 p.m. to raise some money for their organization. This group has invited the Music Boosters to set up a booth to sell our current fundraiser. There will be a small charge for the booth space. The Music Booster will be selling Puffins and Hams during this event.

During the meeting Richie suggested we conduct a new fundraiser. This fundraiser would be Rada Cutlery. There was a unanimous decision to move forward with this fundraiser in December.

It was a unanimous decision to take our left over pop, candy and chips and make baskets to raffle off during the first three basketball games and possibly the Christmas concert. Sara offered to make up the baskets to be raffled. We will also be donating any of the left over, unused food after our pancake supper to the Sioux City Gospel Mission.

Mr. Lacy stated that the students' responsibility and accountability will fall onto him to deal with.

Anything to add to next month's agenda:

Sara would like to add the Music Boosters hosting the A-Club concession. These games will be held on the first two Saturdays in January.

Melissa would like to add building a committee to help with Event Organizers.

The next meeting will be Monday, Nov. 21 at 7 p.m. in the Allen School Multi-Purpose Room.

### Lockdown Basketball

A Lockdown Basketball event will be held for boys in grade fourth - eighth grade.

This is a basketball camp where the players get to spend the night in the gym. It will be held in the Allen gym beginning on Friday, Oct. 28 at 9 p.m. and players can be picked up at 9 a.m. the following morning Saturday, Oct. 29.

The cost is \$50 per player and that will provide each player with individualized instructions, breakfast, a tennis ball and a gym sack. Equipment needed to bring includes: gym clothes for two days, gym shoes, sleeping bag, pillow and a water bottle (optional).

Supervisors include: Mitchell Shultze and Tim Buettner from Norfolk Area D-League and Coach Curnyn. Please contact Mr. Curnyn with any questions.

### School Lunch Menu

**Friday, Oct. 28:** Breakfast — Pancake and Sausage. Lunch — Mummy dogs, baked bugs, Halloween cookie.

**Monday, Oct. 31:** Breakfast — Donuts. Lunch — Chicken nuggets, mashed potatoes w/ gravy, tea roll.

### Senior Center Menu

Milk and bread served with all meals. Meals subject to change.

**Friday, Oct. 28:** Pancakes, sausage, pineapple juice, and apricots.

**Monday, Oct. 31:** Chicken pot pie, chicken gravy, onions (potatoes, carrots, green beans), pears.

### Birthdays, anniversaries

**Sunday, Oct. 30:** Micheal Gotch, and Bonnie Kellogg.

**Monday, Oct. 31:** Colleen Boyle and Carly Dickens.

**Tuesday, Nov. 1:** Kal-El Hergott, Brett & Wendy Koeppel.

**Wednesday, Nov. 2:** Mindy Millard, Greg Rastede, Cody Thomas, Larry & Gloryann Koester.

**Thursday, Nov. 3:** Cheryl Greve, Boden Jackson, Mona Podany, Kerri Stallbaum, Nikole Stewart, Truman & Darlene Fahrholz.

**Friday, Nov. 4:** Laken Rahn, Sophia Rassel.

**Saturday, Nov. 5:** Carl Lamb, Deb McGrath, Liberty Whipple, Scott & Steph Jorgensen.

**Sunday, Nov. 6:** Paul Boyle, Ken Johnson, Bill Sachau Jr., Dave Uldrich, and Gene & Linda Sorensen.

### Sports, Activities Calendar

**Monday, Oct. 31:** Elementary Music Halloween Parade - 2 p.m. in the Gym A Volleyball - Subdistrict Volleyball, TBA.

**Tuesday, Nov. 1:** Quiz Bowl Practice during lunch; College Rep from the Omaha Creative Center of Art and Design will be presenting during eighth period; A Volleyball - Subdistrict Volleyball Final, TBA.

**Thursday, Nov. 3:** Quiz Bowl Practice during lunch; Retake - Lifetouch Picture Day - Commons area - 8:30 a.m. until done. A Volleyball - District Final, TBA.

**Friday, Nov. 4:** ACT Testing registration deadline for Dec. 10 ACT test.

### Community Calendar

**Saturday, Oct. 29:** Mass, St. Mary's Laurel 6 p.m.

**Sunday, Oct. 30:** St. Anne's Catholic Church (Dixon), 8 a.m.; St. Paul Lutheran Church, 8 a.m.; First Lutheran Church, 9 a.m.; United Methodist Church, 9 a.m.; Trinity Lutheran Church, 9 a.m.; St. Michael's Catholic Church (Coleridge), 10 a.m.; Evangelical Free Church, 10:30 a.m.

**Monday, Oct. 31:** Halloween means costumes and treats. All children are invited to stop at the Springbank Township Library between 5 and 7 p.m. to show off their costumes and get a treat.

**Tuesday, Nov. 1:** Security National's bank Luncheon at the Allen Fire Station.

**Wednesday, Nov. 2:** No activities scheduled.

**Thursday, Nov. 3:** Elf Club 1 p.m.; Library Board meeting, 7 p.m. at Library.

**Saturday, Nov. 5:** Mass, St. Mary's Laurel 6 p.m. Daylight Savings Time ends. Set clocks back one hour.

**Sunday, Nov. 6:** St. Anne's Catholic Church (Dixon), 8 a.m.; St. Paul Lutheran Church, 8 a.m.; First Lutheran Church, 9 a.m.; United Methodist Church, 9 a.m.; Trinity Lutheran Church, 9 a.m.; St. Michael's Catholic Church (Coleridge), 10 a.m.; Evangelical Free Church, 10:30 a.m.

### Allen Community Club

The Allen Community Club met Oct. 17 at the firehall for a 7 p.m. meeting. Vice President Sharon Puckett called the meeting to order. The secretary and treasurer's reports were read and approved.

A thank you from the Shriners was read thanking the Community Club for the hospitality and meal provided at the Q125 celebration.

A design has been submitted to the Eagle Athletic Boosters for a

business membership sign in the gym but a proof has not yet been received for approval.

Christmas activities were the topic of new business. Santa and Mrs. Claus will visit with the children at the Dec. 16 school Christmas concert before the concert and during the intermission. Candy sacks will be made prior to the concert and given to the elementary grade children during the school day on Dec. 16 and to pre-school children at the concert.

The caboose will be decorated on Sunday, Nov. 27, at 2 p.m. Everyone is welcome to come and help decorate. It was discussed about moving the new blue benches under the canopy at Henry's Bar for the winter. Sharon will research the steps needed to paint a "quilt" in honor of Nebraska's 150 birthday of statehood.

Allen Senior Citizen News Please Mark your calendar for Tuesday November 1st for the Security National Bank Luncheon will be held Tuesday, Nov. 1 at the Allen Fire Station.

Those planning to attend are asked to sign up at the Center or call Missy Sullivan at the bank to get lunch reserved.

The bank will provide, turkey, dressing, mashed potatoes, gravy and dinner rolls. Guests are asked to bring a vegetable, salad, or dessert.

Muriel and Densel Moseman Have donated a quilt to the center to be raffled at the luncheon. Tickets are \$1 each or 6 for \$5.

The Senior Center is still selling cookbooks, which can be shipped wherever you want. The total cost of the cookbook and shipping is \$21.

### Community Hours

Library: Wednesday — 4-6 p.m., Friday — 9 a.m. - noon; Monday — 9 to 11 a.m.

Post Office: Monday - Friday — 7:45 - 11:45 a.m.; Saturday — 9:45 - 10:30 a.m.

Gas Station: Monday - Saturday — 6 a.m. - 10 p.m., Sunday — 7:30 a.m. - 8 p.m.

Bank: Monday - Friday — 8:30 a.m. - noon, 1 - 4 p.m.; Saturday — 8 - 11 a.m.

Senior Citizen Center: Monday - Thursday — 7 a.m. - 11 a.m.; Friday — 7 - 11 a.m.; Saturday — 7 a.m. - noon.

*Sheila's Country Craft Fair*  
**Sat., Nov. 5 • 9 AM-3 PM**  
*in the New Greenhouse*  
*Handcrafted Decor - Bake Sale - Lunch*  
*Sheila's Country Gardens and Gift Shop*  
 3 Miles South of Hartington, NE on Hwy. 57 • 402-254-6379

**Due to the economy we're leaving for Tel-Aviv**

Times call for extra effort in every thing we do. It's why we travel to Tel-Aviv, Israel. Our RJO Master Jeweler connections get us into the offices of some of the major players in the diamond business. We leave soon.

Would you like us to get you the best possible price on your diamond? **Your satisfaction is guaranteed.**

Before Randy leaves on Nov. 1, call 402-369-2958 for a private appointment

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 www.flowersnwine.com www.diamondking.biz

*"They don't call me the Diamond King because I sell a lot of pearls"*



(Photos by Clara Osten)

Approximately 25 members of the Wayne Volunteer Fire Department took part in a rescue training exercise at Grossenburg Implement last week. The training, conducted by several State Fire Marshals, involved rescuing 'victims' involved in farm accidents. The top two photos show fire personnel rescuing a victim involved in an auger accident, while the lower photos involve a victim who was caught in a combine. Also part of the training was rescuing a victim who had been run over by a tractor. The training exercise is one of many conducted by the fire department throughout the year and was especially appropriate during harvest season.

*Taste of Home*  
**A WINE TASTING EVENT**  
 FEATURING NEBRASKA WINES  
 \*Vendors with HOME made food & crafts  
 \*SILENT AUCTION \*ENTERTAINMENT  
**Saturday, November 5, 2016 ~ 1:00 P.M. - 5:00 P.M.**  
**ALLEN FIRE HALL ~ 201 Harrison Street ~ Allen, NE 68710**  
 \$10 per person (includes 5 tastings\* and wine glass) or \$5 per person for vendor fair ONLY  
 All proceeds raised will be used by Northeast Housing Initiative, Inc. to further affordable housing in Cedar, Dixon, Knox & Pierce counties.  
 \*Additional tastings / wine will be available for purchase on the day of the event.  
 EVENT FUNDED IN PART BY A GRANT FROM THE DIXON COUNTY CONVENTION AND VISITORS BUREAU

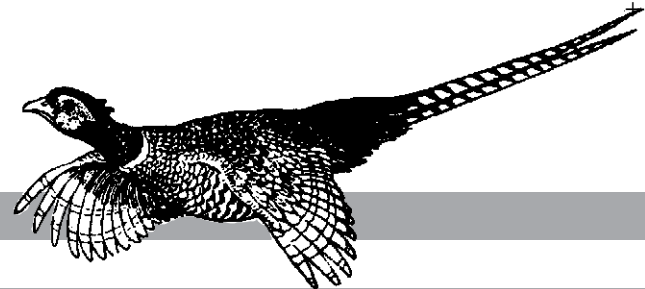
**Wayne's Got It...**

*...crawling with theatrical stages. Catch a Madrigal performance, play with the community actors, sing a long with the high school musical or experience a Majestic encounter.*

**You in?**



# Lifestyle



## Tidbits of advice for a happy (and safe) Halloween

From sporting their costumes and allowing their imaginations to run wild to collecting yummy treats, Halloween is a fun and exciting time! The American Academy of Pediatrics (AAP) released Halloween safety tips that I've summarized this week.

By the time this article is published, costumes may already be purchased; however you can still find ways to make the costumes bright and reflective. Consider adding reflective tap or striping to costumes and trick or treat bags. Ensure shoes fit well and costumes are short enough to prevent tripping. Hats and masks should allow youth to see properly and test any

makeup ahead of time on a small patch of skin to ensure no unpleasant surprises on Halloween. If a sword or other prop is used be sure it is blunt and not too long in case your child stumbles or trips.

On the big trick-or-treat day, an adult should accompany young children. Obtain flashlights with fresh batteries for all children and their escorts. If older children are going alone, plan and review the route that is acceptable to you. Agree on a specific time they should return home. Only go to homes with a porch light on and never enter a home or car for a treat. The most common cause of injuries to children on Halloween is pedestrian injuries, therefore trick-or-treaters should:

- Stay in a group and communicate where they will be going.
- Use reflective tape for costumes

**Amy Topp**  
Extension Educator  
4-H & Youth



and/or trick-or-treat containers.

- Carry a cellphone for quick communication. Review with children how to call 9-1-1 (or their emergency number) if they ever become lost or have an emergency.

- Remain on well-lit streets and always use a sidewalk where possible. If no sidewalk is available, walk at the far edge of the roadway facing traffic.

- Never cut across yards or use alleys.

- Only cross the street as a group in established crosswalks.

Never cross between parked cars or driveways.

- Don't assume the right of way. Motorists may have trouble-seeing trick-or-treaters. Just because one car stops, doesn't mean others will.

- Contact law enforcement immediately of any suspicious or unlawful activity.

Those who plan to hand out treats should remember to remove any bikes, garden hoses or lawn decorations away from the porch or sidewalk to prevent visitors from tripping. Replace any outdoor lights and restrain pets so they do not inadvertently jump on or bit a trick-or-treater. Consider purchasing non-food treats for those who visit your home such as coloring books or pens and pencils.

Wait until children are home to sort and check treats. Though tampering is rare, a responsible adult

should closely examine all treats and throw away any spoiled, unwrapped or suspicious items.

By following these simple tips, you can ensure your little trick-or-treaters can have a fun and exciting Halloween!

This article used Halloween Safety Tips developed by the American Academy of Pediatrics (2016), Brandy VanDeWalle, Nebraska Extension in Fillmore County.

**October Calendar**

Oct. 28: Experience the Power of Red Reg- istration due.

Oct. 29: Clover Kids Meeting.

**November Calendar**

Nov. 5: Power of Red Open House.

Nov. 6: Teen Supremes.

Nov. 7: Request District Award Information.

Nov. 11: Office closed - Veterans Day observed.

Nov. 14: Livestock Committee Meeting.

Nov. 21: 4-H Council.

Nov. 24-25: Office Closed-Thanksgiving Holiday.

**MAJESTIC THEATRE**

**NOW SHOWING**

**Oct. 27 - Oct. 30**

**The Rocky Horror Picture Show (R)**

Friday: 11:00 p.m.

**Miss Peregrine's Home for Peculiar Children (PG13)**

Thursday: 7:00 p.m.  
Friday: 7:00 p.m.  
Saturday: 7:00 p.m.  
Sunday: 2:00 p.m.  
Admission \$5

**COMING SOON:**  
The Accountant,  
Fantastic Beasts and Where to Find Them

310 Main Street  
Wayne  
402-833-1833  
majesticonmain.org

Titles and times subject to change.  
Please check the website!

Courtesy of Hasemann Funeral Homes  
Scott & Mary Kay Hasemann

**RANDOLPH CRAFT SHOW**

**Saturday, Nov. 5**  
**Randolph Auditorium**  
**9:00 AM - 3:00 PM**  
**Lunch will be served**

Sponsored by Randolph Woman's Club  
Proceeds go to the  
Children's Library & Park  
Admission: 50 Cents

**PAINTED SALE BARN**

FRIDAY, OCTOBER 28TH  
6:30 - 9:00 P.M.

SATURDAY, OCTOBER 29TH  
6:30 - 9:00 P.M.

(6:30-7:00 - KIDS VERSION WITH LIGHTS ON)

**LAUREL SALE BARN**  
300 PINE ST. - LAUREL, NE

**ADMISSION**  
\$3.00 - 10Yr & Under  
\$5.00 - 11Yr & Up

Hosted by Laurel Bit and Bridle 4H Club  
Proceeds will go towards  
4H projects and club activities

LCC POST PROM WILL BE SELLING SNACKS & HOT CHOCOLATE

### School Lunches

**ALLEN COMMUNITY SCHOOLS**  
(Oct. 31 - Nov. 4)

**Monday:** Breakfast - Donuts. Lunch - Chicken nuggets, mashed potatoes & gravy, tea roll.

**Tuesday:** Breakfast - French toast. Lunch - Hamburger on bun, tater tots.

**Wednesday:** Breakfast - Uncustable. Lunch - Chicken patty on bun, sun chips, gelatin.

**Thursday:** Breakfast - Long John. Lunch - Stromboli, peas, tea roll.

**Friday:** Breakfast - Sausage on a biscuit. Lunch - McRibb on a bun, cheesy green beans.

Most breakfast meals include: Choice of cereal or oatmeal. All breakfast meals include: 8 oz. milk, fruit or fruit juice. All lunch meals include: 8 oz. milk and salad bar. Salad bar may include the following options: fresh lettuce, fresh spinach, carrots/celery, tomatoes, diced eggs, bean variety, cucumbers, fruit variety.

**LAUREL-CONCORD-COLERIDGE COMMUNITY SCHOOLS**  
(Oct. 31)

**Monday:** Breakfast - Bagel & cream cheese. Lunch - Chili dogs.

Menus are the same for Elementary, Middle and High School and are subject to change.

Orange juice, skim milk, fruit, yogurt and salad bar are available daily. All breads and pasta are whole grain.

**WAKEFIELD SCHOOLS**  
(Oct. 31 - Nov. 4)

**Monday:** No School.

**Tuesday:** Breakfast - Pancake on a stick, oranges. Lunch - Beef & noodles, carrots, wheat grain roll, pineapple.

**Wednesday:** Breakfast - Banana muffins, oranges. Lunch - Chicken nuggets, green beans, homemade bun, pears.

**Thursday:** Breakfast - scrambled eggs, breadstick, apples. Lunch - Quesadillas, corn, grapes.

**Friday:** Breakfast - Cereal & nutri-grain bars, grapes. Lunch - Stromboli, marinara sauce, lettuce, peaches.

Milk and juice are served every day with breakfast. Milk is served with lunch.

**WAYNE COMMUNITY SCHOOLS**  
(Oct. 31 - Nov. 4)

**Monday:** Breakfast - Whole grain waffle. Lunch - Cheese & chicken quesadilla, Texas caviar, green beans, peaches.

**Tuesday:** Breakfast - French toast sticks. Lunch - Chicken noodle soup, cinnamon roll, celery & carrots, strawberries.

**Wednesday:** Breakfast - Late start - no breakfast. Lunch - Stromboli, corn, cauliflower, bananas.

**Thursday:** Breakfast - Breakfast burrito. Lunch - Breaded beef patty on bun, sweet potato, baked beans, pears.

**Friday:** Breakfast - Breakfast pizza. Lunch - Pizza, broccoli, cherry tomato, apple.

Fruit and vegetable bar available for K-12 with every reimbursable meal at breakfast and lunch.

Chef salad is optional for K-12. Milk served with every meal.

**WINSIDE PUBLIC SCHOOLS**  
(Oct. 31)

**Monday:** Breakfast - Boo cakes. Lunch - Chickens' fingers, cheesy ghost brain, wormy dirt cups, vampire applesauce, skull roll.

Milk served with all meals.

Menu may change without notice.

Chef salad, fruit and vegetable bar available daily. Late start - no breakfast or K-3 salads.

### Briefly Speaking

**PEO Chapter AZ holds October meeting**

AREA - Chaper AZ PEO met Oct. 18 at the home of Kris Giese. Co-hostesses were Jean Blomenkamp, Anne Liska and Martha Brodersen.

Following the business meeting, the program presented by Jolene Klein was "Getting to know the Holy Land" with a slide show and looking at picture books of the May 2015 trip.

The next meeting will be Saturday, Nov. 5 in Coleridge, and will be hosted by Marcia Gray.

**Leather and Lace Club dances in Wayne**

AREA - The Leather and Lace Square Dance Club held a dance on Oct. 14 at Our Savior Lutheran Church in Wayne.

Jerry Junck served as the caller for the dance. There were four members in attendance and they welcomed 14 guest members. Betty Puffha was awarded the free pass and 'split the pot' prizes went to Dave Roetman, Gerry Mansfield and Vivian Tuttle.

The next dance will be held Friday, Oct. 28 at 7:30 p.m. and will be Soup Night. Dean Dederman is the scheduled caller for the evening.

**Monster Mash Halloween party**

WAYNE - A community kids Halloween party, Monster Mash, will transpire in the Kantar Student Center on Oct. 31, from 6-8 p.m.

Events include music, games, a costume contest and of course trick-or-treating. The event is free so any goul or ghost can stop on by.

This event is sponsored by Residence Life, and stations are set up by clubs on the WSC campus. Treats include non-food based trinkets, so all kids should be able to enjoy the Monster Mash.

For more information on this event contact Residence Life at reslife@wsc.edu or by calling (402) 375-7318.

### Senior Center Calendar

(Week of Oct. 31 - Nov. 4)

**Monday, Oct. 31:** Happy Halloween. Morning Walking; Quilting; FROG Exercises; Preschooler Trick-or-Treaters with Brenda's Daycare, 11:45 a.m.; Show the kids your costume, Pool; Pitch, Hand & Foot; Coffee Time, 2:30 p.m.

**Tuesday, Nov. 1:** Morning Walking; Card Making, 1 p.m.; Pitch; Afternoon Bridge Club; Coffee Time, 2:30 p.m.

**Wednesday, Nov. 2:** Morning Walking; Quilting; FROG

Exercises, 9:15 a.m.; Connie Webber, 11:30 a.m.; Birthday celebration, cake by Careage, noon; Hand and Foot; Pitch; Pool.

**Thursday, Nov. 3:** Morning Walking; Quilting; Pitch, Afternoon Bridge Club.

**Friday, Nov. 4:** Morning Walking/Quilting; FROG Exercises, 9:15 a.m.; Shopko Pneumonia shots, 11 a.m. to noon; Bingo, Hand & Foot/Pitch; Donut Day, 2:30 p.m.

### Senior Center

#### Congregate Meal Menu

(Week of Oct. 31 - Nov. 4)

Meals served daily at noon. For reservations, call 375-1460. Each meal served with water, 2% milk, skim milk and coffee. All menus subject to change.

**Monday:** Happy Halloween. Barbecue meatballs, cheesy hash browns, green bean/bacon, dinner roll, Promise, fruited gelatin salad, fruit juice, chocolate cherry bar.

**Tuesday:** Swiss steak with gravy, stewed tomatoes with onion, scalloped potatoes, beets, whole wheat fresh bread, Promise, fruit cocktail.

**Wednesday:** Happy November birthday. Barbecue chicken quarters, ranch roasted potatoes, mixed vegetables, whole wheat fresh bread, Promise, frozen fruit & yogurt.

**Thursday:** Sliced beef, twice baked potatoes with skins, Key Largo blend, whole wheat fresh bread, Promise, mandarin oranges.

**Friday:** Turkey stack, mashed potatoes with skins, turkey gravy, corn, whole wheat fresh bread, Promise, canned applesauce.

**Vote**

**Jaime Manz**  
For Wayne  
School Board

- ★ Commitment to Students
- ★ Dedication to Education
- ★ Long time resident of Wayne

Paid For by Jaime Manz,  
520 W. 3rd St.,  
Wayne, Nebr. 68787

**one word**

describes our personality when we're in Tel-Aviv, Israel

Picky. Picky. Picky. Picky.  
Picky. Picky. Picky. Picky.  
Picky. Picky. Picky. Picky.

We leave soon for Tel-Aviv, Israel!  
Can we 'picky one' for you? Let's talk!

Before Randy leaves on Nov. 1, call  
402-369-2958 for a private appointment

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**THE MARKET at Genos**

THURS, NOV 3 Noon-6pm  
FRIDAY, NOV 4 10am-4pm  
& SAT, NOV 5 9am-Noon

**OPEN HOUSE**

**CHRISTMAS FARE**

REGISTER TO WIN A BASKET OF CHRISTMAS

**Antiques & Finds**  
Custom Home Creations  
**CHRISTMAS TREES**  
**TREE TRIMMINGS**  
**FRESH GREENS**  
**WREATHS • GIFTS**

**1803 Candles**

Enjoy A CUP OF SOUP TO WARM UP

facebook.com/TheMarketAtGenos 121 W 1st Street in Wayne Behind Geno's Steakhouse

**WAYNE VETS CLUB PANCAKE BREAKFAST**

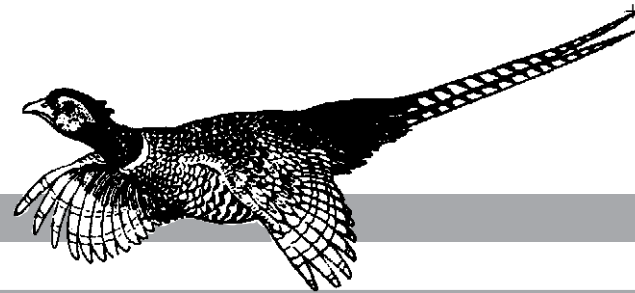
Sunday, October 30  
9:00 a.m. till 1:00 p.m.  
Serving Pancakes, Eggs, Sausage, Coffee & Juice.  
Adults \$7.00  
Children \$3.00

Wayne Vets Club  
220 Main  
Wayne, NE



# Faith

# The Wayne Herald



## Church Services

### Wayne

**BAHAI FAITH**  
1002 West 2nd Ave.  
(402) 833-5202 or (402) 833-0117  
Contact: Chris Tee Weixelman or Gary Weddel  
Second Sunday of the month: Prayers and Pastry, 10 a.m. - Open to all religions and spiritual convictions. Prayers from all faiths welcome. Friday: 7:30 p.m. Study Circle. Investigate spiritual concepts and the relation of life and death.

**CALVARY BIBLE EVANGELICAL FREE**  
502 Lincoln Street  
(402) 375-4946

website: www.cbefc.org  
email: james@cbefc.org  
(James Seal, pastor)  
Sunday: Sunday School, 9 a.m.; College Class, 9 a.m.; Worship service, 10:30 a.m. Wednesday: Call to Prayer, 7 p.m. Various Bible Studies - call for more information.

**FAITH BAPTIST**  
Independent - Fundamental  
208 E. Fourth St. - 375-3413  
(Pastor Jim Scallions)  
Sunday: Sunday school, 10 a.m.; Worship, 11 a.m.; Evening worship, 7:30 p.m.

**FIRST BAPTIST**  
400 Main St.

375-3608  
(Douglas Shelton, pastor)  
Sunday: Sunday School, Adult and children's classes, 9:15 a.m.; Prayer and Fellowship, 10:15 a.m.; Worship, 10:30 a.m.

**FIRST PRESBYTERIAN**  
216 West 3rd St.  
375-2669  
www.fpcwayne.org  
Sunday: Hand Bell Choir rehearsal, 8:45 a.m.; Sunday School, 9 a.m.; Worship with Mark Hammer, 10 a.m.; Fellowship, 11 a.m.; Narcotics Anonymous, 6 p.m. Wednesday: Brown Bag Bible Study, noon; Presbyterian Women, 6:30 p.m.

**FIRST TRINITY LUTHERAN**  
Altona, LC-MS  
57741 847th Road, Wayne  
(Rev. Terry Makelin, pastor)  
(402) 336-7819 cell phone  
Sunday: Sunday School, 9:35 a.m.; Divine Worship with Holy Communion, 10:45 a.m.

**FIRST UNITED METHODIST**  
6th & Main St.  
(Pastor Kyle Nelson)  
Saturday: Mobile Food Pantry, Wayne City Auditorium, 10 to 11:30 a.m. Sunday: 24th Sunday after Pentecost. Reformation Sunday. Worship Service, 9 a.m.; Bible Study, 10:15 a.m.; Sunday School, 10:15 a.m. Monday: Trunk or Treat. Tuesday: Girl Scouts-Cadets, 5:30 p.m.; Faithful Fitness, 5:30 p.m. Wednesday: Bell Choir Practice, 5:45 p.m.; Confirmation, 6 p.m.; Choir Practice, 6:45 p.m. Thursday: Bible Study & Communion, 9 a.m.; Faithful Fitness, 5:30 p.m.; Bible Study, 6:30 p.m.

**GRACE LUTHERAN**  
Missouri Synod  
904 Logan  
grace@gracewayne.com  
(The Rev. Michael Feldmann Senior Pastor)  
The Rev. Carl Lilienkamp, Associate Pastor  
(Stephen Ministry cong.)  
Sunday: Lutheran Hour on KTCH, 7:30 a.m.; Worship, 8 and 10:30 a.m.; Sunday School, 9:15 a.m. Bible Study, 9:30 a.m.; Middle School Youth, 2 p.m.; Table Talk, 8 p.m. Monday: Duo Club, 4 p.m.; Trunk or Treat, 5 p.m. Tuesday: Pastors' Conference, 9:30 a.m.; Cup of Grace - Mercy Meals, noon; L.I.F.T., 7 p.m. Wednesday: Bible Study, 9 a.m.; Cup of Grace - Mercy meals, noon; Bell Choir, 5:30 p.m.; Midweek, 6:30 p.m.; Choir, 7 p.m.

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(Jeremy Jech, minister of discipleship)  
Sunday: Christians Hour on KTCH, 8:45 a.m.; Worship, 9 and 10:30 a.m.; Small group, 6:30 p.m.; Life group at various homes, 7 p.m. (also on several other days of the week).

**OUR SAVIOR LUTHERAN**  
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oslc@oslewayne.org  
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Friday: Great Bible Stories, 10 a.m. Saturday: Mobile Food Pantry at Wayne City Auditorium, 10 to 11:30 a.m.; Worship, 5:30 p.m. Sunday: GIFT Ministry, Coffee Hour, 9 a.m.; Worship, 10 a.m.; Halloween Carnival, 4 p.m. Monday: Staff meeting, 2 p.m. Tuesday: Bible Study at Tacos & More, 6:45 a.m.; Bible Study at Brookdale, 10:30 a.m.; Faith Builders, 7 p.m. Wednesday: Joyful Noise, 6 p.m.; Confirmation, 6:30 p.m.; Choir, 7 p.m. Thursday: Faith Builders, 1 p.m. Saturday: Worship, 5:30 p.m.

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Sunday: Sunday School, 9:30 a.m.; Morning Worship Service, 10:30 a.m.; Prayer meeting, 6 p.m. Wednesday: Bible Study, 6:30 p.m.

**ST. MARY'S CATHOLIC**  
412 East 8th St.  
(Fr. Jeff Mollner, pastor)  
375-2000; fax: 375-5782; E-mail: parish@stmaryswayne.  
Friday: Mass, 8 a.m.; Adoration, 8:30 a.m. Saturday: Mass, 6 p.m. Sunday: Priesthood Sunday. Mass, 8 and 10 a.m.; Careage Devotions, 1:30 p.m.; Last Sunday Supper, 3 p.m.; Mass, 9 p.m. Spanish Mass has been moved to Emerson on Sundays at 10 a.m. For more information contact Sacred Heart Parish at (402) 695-2505.  
Monday: Fr. Mollner's Day off; Prayer Group, 3:15 p.m.; All Saints Day Vigil Mass, 5:15 p.m.; All Saints Day Party, 6 p.m. Tuesday: Adoration, 4:30 p.m.; Mass at 5:15 p.m.; Adoration, 6 p.m.; Newman Community Night, 8 p.m.; Newman Mass, 9 p.m. Wednesday: Adoration, 8 a.m.; Mass, 8:15 a.m.; Adoration, 4:30 p.m.; Mass, 5:15 p.m.; Religious Education for K-8, 6:45 to 8 p.m. Thursday: Newman Thursday, 11:30 a.m.; Adoration, 4:30 p.m.; Mass, 5:15 p.m.; Hispanic Prayer Group & rosary at church, 6 p.m.; R.C.I.A., 7 p.m. Friday: Adoration, 8:30 a.m.; Mass at Brookdale, 10:30 a.m. Saturday: Mass, 6 p.m.

**Allen**  
**FIRST LUTHERAN**  
Sunday: Worship service, 9 a.m. Wednesday: After School Program, 3:30 p.m.  
**UNITED METHODIST**  
(Pastor Lorrie Kentner)  
Sunday: Worship service, 9 a.m. Wednesday: After School Program

at First Lutheran, 3:30 p.m.

### Carroll

**ST. PAUL LUTHERAN**  
(Pastor Harrison Goodman)  
Sunday: Worship service, 8 a.m.

**UNITED METHODIST CHURCH**  
(Pastor Kyle Nelson)  
Sunday: 24th Sunday after Pentecost. Sunday School, 10 a.m.; Worship Service, 11 a.m.

### Concord

**CONCORDIA LUTHERAN**  
Sunday: Sunday School, 9:30 a.m.; Worship Service, 10:45 a.m.

**ST. PAUL LUTHERAN**  
East of town  
(Willie Bertrand, pastor)  
Sunday: Worship service, 8 a.m. Tuesday: Bible Study with Jensens at Countryview in Wayne, 9 a.m. Wednesday: Confirmation and Mid-Week at St. John's, 4 p.m.

**EVANGELICAL FREE**  
(Pastor Todd Thelen)  
(Pastor Scott Kahn)  
Sunday: Worship Service, 8 a.m.; Fellowship Time, 9 a.m.; Sunday School for all ages, 9:30 a.m.; Worship Service, 10:30 a.m.; Evening Bible Study, Axiom (Senior High Youth), Praying Kids Mighty in Power, 7 p.m. Wednesday: Awana, 7 p.m.

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Saturday: St. Mary's in Laurel, 6 p.m. Sunday: St. Anne's in Dixon, 8 a.m.; St. Michael's in Coleridge, 10 a.m.

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Sunday: Sunday School, 9:30 a.m.; Worship with Communion, 10:30 a.m. Thursday: Dorcas Society, 1:30 p.m.

**TRINITY EVANG LUTHERAN**  
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Sunday: Trinity Bible Hour, 9 a.m.; Worship, 10 a.m. Thursday: Ladies Aid, 1:30 p.m.

### Wakefield

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e-mail: wakecov@msn.com  
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p.m.; Junior High & Senior High Bible Studies, 6:30 p.m. Saturday: Spanish Service, 7 p.m.

**IMMANUEL LUTHERAN**  
4 North, 3 East of Wayne  
(Willie Bertrand, pastor)  
Sunday: Morning Worship, 9:30 a.m.; Sunday School, 10:30 a.m. Tuesday: Bible Study with Jensens at Countryview Estates in Wayne, 9 a.m. Wednesday: Confirmation and Mid-Week Classes at St. John's, 4 p.m.

**PRESBYTERIAN**  
216 West 3rd  
(Rev. Charity Potter, pastor)  
Sunday: Fellowship time, 10 a.m.; Worship, 11 a.m.

**ST. JOHN'S LUTHERAN**  
West 7th & Maple  
(Willie Bertrand, pastor)  
Sunday: Morning Worship, 11 a.m. Tuesday: Bible Study with Jensens at Countryview Estates in Wayne, 9 a.m. Wednesday: Confirmation and Midweek Classes at St. John's, 4 p.m.

**SALEM LUTHERAN**  
411 Winter Street  
(Barb Hansen, Interim Pastor)  
Saturday: Worship, 6:30 p.m. Sunday: Reformation Sunday - Wear Red. Worship, 10:30 a.m. Monday: Halloween. Saturday: Worship, 6:30 p.m.

### Winside

**ST. PAUL'S LUTHERAN**  
218 Miner St.  
(Pastor Harrison Goodman) Sunday: Bible Study, 9:30 a.m.; Sunday School, 9:30 a.m.; Divine Worship Service with Holy Communion 10:30 a.m. Wednesday: Midweek, 4 to 5 p.m.

**TRINITY LUTHERAN**  
(Parish Minister, Glenn Kietzmann)  
Sunday: Sunday School, 9:30 a.m.; Regular Service, 10:30 a.m.

**UNITED METHODIST**  
207 Jones Street  
(Pastor Abiba Alice Shomari)  
Sunday: Worship, 9 a.m.; Sunday School, 10 a.m. Wednesday: Bible Study, 10 a.m.; Pastor in Office.

## Wanted ... Church news

The Wayne Herald would like to print information and schedules from area churches. All information submitted to the Herald by Monday at 5 p.m. (delivered to the Herald office) or emailed by 8 a.m. on Tuesday will be included in that week's edition of the paper. Articles can be mailed to P.O. Box 70, Wayne, Neb. 68787 or emailed to clara@wayneherald.com. The Herald thanks its readers and area ministers for their cooperation in our effort to keep informed on the happenings at various churches.

**Alexander Austin Benefit**  
**Sunday, Nov. 6**  
**Meal, Auction & Bake Sale**  
**Wayne City Auditorium**  
**Wayne, NE**  
**Bake Sale - 4:30 p.m.**  
**Silent Auction - 4:30-6:30 p.m.**  
**Meal - 5:00 p.m. until gone**  
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**Roast beef dinner planned in Winside**  
Winside United Methodist church will hold its annual Roast Beef Dinner for the general public on Sunday Nov. 13 from 11 a.m. to 2 p.m. The menu will be roast beef, mashed potatoes and gravy, green beans, lettuce salad and dessert bar. Carry outs will be provided in Winside only by calling the church at (402) 286-4481.

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# Zone Rally held in Laurel church

The Wayne Zone Fall Rally was held at Immanuel Lutheran Church in Laurel. The theme was "Here I am, Lord, Send Me." based on Isaiah 6:8.

Opening devotion was given by Pastor Michael Awe from Hope Lutheran Church in So. Sioux City, NE. We are reluctant to commit to doing things. Isaiah always said "yes" immediately while we are apt to say "no" first and agree later. Even if there had been but one sinner on earth, Jesus would have come.

Connie Schütte gave the welcome from Immanuel Lutheran in Laurel. A Bible study was presented by Pastor Harrison Goodman from St. Paul Lutheran Church in Winside. It looks like a storm is coming as the world is set against us. Witnessing is scary. Jesus said, "Fear not." The law shows us our sin and because of it we will fail. The Gospel shows us what God does for us and that Christ will succeed. Eph. 1:4 "He chose us before the world was made. He will make us holy before Him." There is a plan for the fullness of time to unite all things in heaven and on earth. To mission is to get sinners to Jesus.

President Beverly Ruwe opened the business meeting and those present recited the LWML Pledge. They discussed the need for more mites to fulfill the mission projects. Banners from the 2014 and 2015 District conventions were donated and sent to Delmont, S.D. where they had lost their church due to storms in that area. Immanuel, Laurel will be sending the delegate to convention in Albuquerque, N.M. in

2017. There is a bus available for transportation to that convention.

The Spring Workshop will be hosted by the Tri-Parish and will be held at St. John's Lutheran Church in Wakefield. The Fall Rally will be held at Trinity Lutheran Church in Martinsburg.

Minutes from the Fall Rally were read and approved by Secretary Eunice Johnson.

The Treasurer's report was read by Louise Green, Treasurer. It submitted for financial review and was found to be in order.

There were no nominations for President and Treasurer. Those serving in those offices agreed to keep their positions for another two years. They were reinstated and no vote was taken.

An offering was taken for the Zone LWML Treasury. The District report was given by LaDonna Stanocek, VP Christian Life. She encouraged YWR to attend the National Convention since we will be paying the convention costs for two. A \$50 fee has to be paid by Oct. 30 in order to reserve a seat on the bus. A banner pattern is available and any other ideas for that may be sent to Beverly Ruwe and she will pass them on to Crystal Miller.

A "Pajama Prayer Party" will be held in April 2017 in Grand Island. There will be Bible study and with the collection of two yard pieces of flannel and a t-shirt to match, pajamas will be put together to send to those in need. The group needs to try to submit \$3,500 per month in mites and would like to raise \$750,000.00 for

the 75th anniversary of LWML.

After a lunch break, members resumed the rally at about 12:30 p.m.

The Christian Growth Committee presented a skit on Isaiah 6:8 showing how we make excuses about being missionaries even with all the things we could do to help out others doing this work right here at home.

The Guest Speaker was Jana Inglehart from St. Paul Lutheran Church in Winside, NE. She is taking a permanent position as the regional communications specialist at Santiago in the Dominican Republic. They were mostly Catholic there but the cults have corrupted the faith completely. They have an open Bible in the center of every one of their flags.

India is the oldest mission field but it did not grow because of the absence of the Gospel. The seminary in Brazil has 600,000 students. The need for trained pastors is great. Jana will provide tech support, lay Bible vocation online, media tools for churches and pastors, will take photos and videos and will encourage and support missionaries in documentation of what is being done there. The money she receives will go for her salary, benefits, airfare and safety.

Attendance at the event was 45, including six pastors and three guests. The LWML offering was \$295.40. The ingathering for Jana was \$1,024.00. A blessing for it and a prayer for her was given by Pastor Warner. Installation of officers (Beverly Ruwe as President and Lucille Green as Treasurer) was done by Pastor Goodman and he gave the closing prayer.

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# Fire Safety Week



## Special visitors

Several members of the Wayne Fire Department visited Fishers of Kids Preschool during Fire Safety Week (top two photos). The students learned about how to stay safe, what to do in case of a fire and also got to have their picture taken with a large fire truck. Students at Northeast Nebraska Community Action Partnership — Wayne Head Start took a field trip to the Wayne Fire Station on Oct. 19 (bottom two photos). The students are currently learning about fire safety and toured the Wayne Fire Station with Chief Phil Monahan.

## Words have immense power

"I thank my God every time I remember you, constantly praying with joy in every one of my prayers for all of you, Philippians 1:3-4

When I was a child I remember a phrase that we all said when someone was picking on us, "Sticks and stones can break my bones but words will never hurt me!"


It made us feel a bit better for saying it but even then we didn't really believe that it was entirely true, did we? Words can hurt, words do hurt.

Words carry much power -- I've heard it said many times that words can make a day or break a heart. They can build someone up or they can tear someone down.

The words from Philippians were written by the Apostle Paul to the members of a church in Philippi. Ten years earlier, Paul had started this congregation, and now he was sitting in a prison cell in Rome.

Apparently he had received gifts

*A Word In Faith*



**By Jeanne Madsen**  
 Pastor, Our Savior Lutheran Church

from some of the people in that congregation and now he was writing a thank you letter. In the letter he tells them how proud he is of them.

Those gifts meant so very much to him - so much so that every time he now thinks of the people he thanks God for them!

Those words are so incredible - think how wonderful it was to hear such positive remarks from Paul!

Our words have an immense

power to affect the people that we interact with each day.

Our words can also make or break our relationships with our families as well - to affect all of the people that we love.

I hope that we use our words well. Remember this week to build people up. Make someone's day and say kind things.

I thank you all for reading this article!

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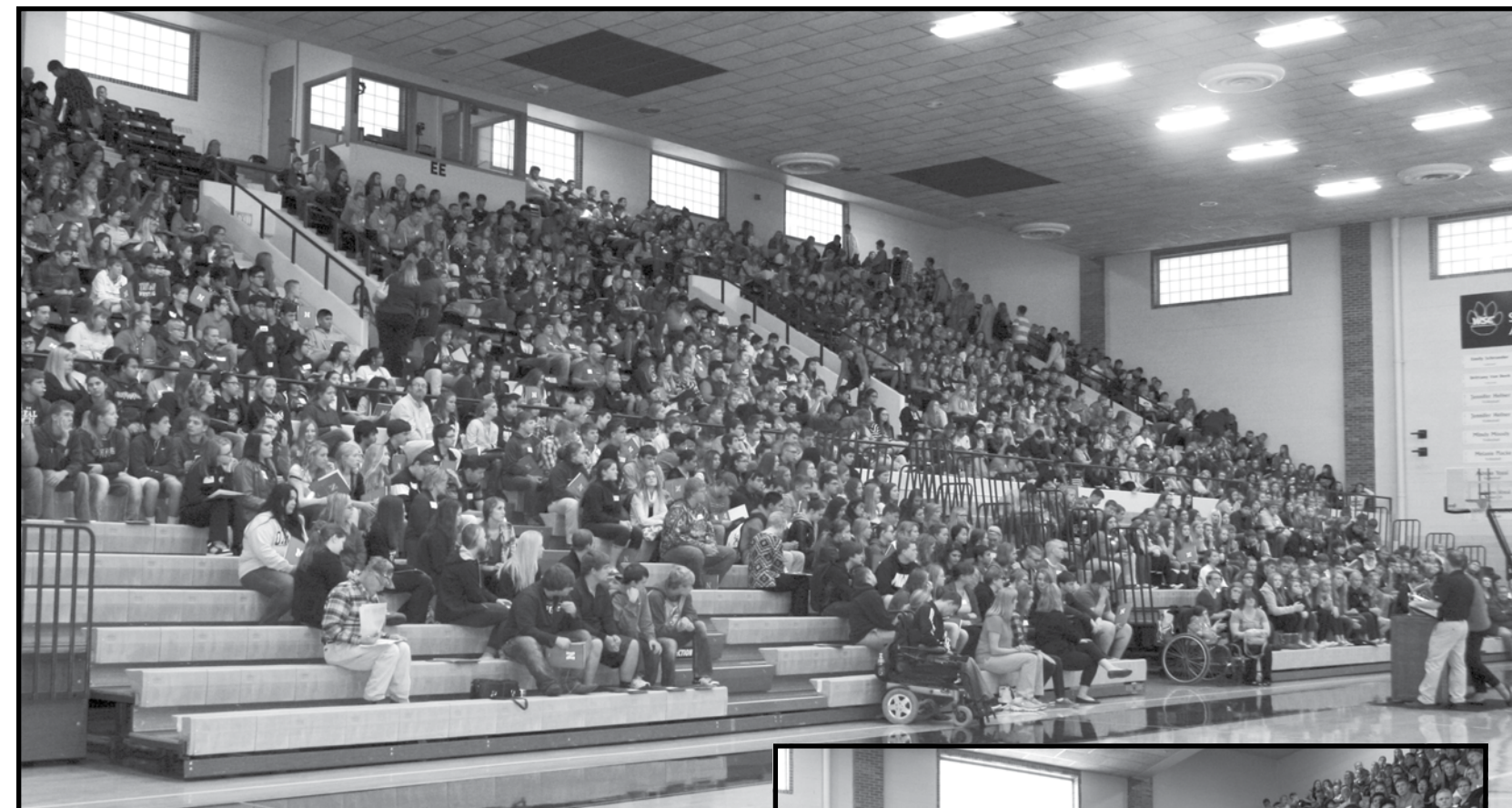
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## WSC hosts Career Day

The 2016 Northeast Nebraska Career Day was held Oct. 18. The event which is coordinated by Nebraska Extension, part of the University of Nebraska-Lincoln is hosted each year by Wayne State College. This was the 11th year for the event.

Thirty-six northeast Nebraska high schools were in attendance, bringing 975 sophomore students to campus. Dr. Steven Elliott Vice President for Academic Affairs for Wayne State College, welcomed the students to campus. Maile Boeder of the Aurora Leadership Center was the keynote.

Ninety-one volunteer presenters from across Nebraska served as career day presenters, sharing information about their careers, the training required, skills that are important to have as well as things that a high school student could consider doing now to help prepare for a future career.



(Photos by Clara Osten) Area sophomores took part in the annual Career Day at WSC last week. Maile Boeder (directly above) of the Aurora Leadership Center was the event's keynote speaker.

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# Agriculture

## Topics include lagoon closure demo, lawn and garden care

Fallen tree leaves, and grass clippings, are an important source of organic matter. As this yard waste decomposes, phosphorous and nitrogen is released. This is beneficial if decomposition is taking place in a garden bed or compost pile. If decomposition is taking place in water, an overload will contribute to water ecology degradation, such as excess algal growth.

Compost leaves and grass clippings, use them as mulch, till them into garden soil, or take them to a yard waste recycling location.

Please don't sweep or blow tree leaves or grass clippings into the street where rainfall and snow melt will carry them to storm drains and then directly to receiving waters. Do not dump yard waste on stream banks or anywhere they can be washed into surface water.

For healthy lawns and water, remove tree leaves from lawns and street curbs on a regular basis. Leaves can be raked, mowed, or sucked up with a leaf blower/vacuum. They can be saved in plastic bags if a source of carbon that will be needed for compost piles during next year's growing season.

Tree leaves can be mowed and left on the lawn if a sharp mower blade



**Ag Happenings**  
Keith Jarvi  
Extension Educator

### Trying to keep the squirrels away

We are not die hard bird watchers, like some of our friends. Mike has a very old friend, meaning that they go back to Cradle Roll days, who retired in Nebraska City, in part because of the all the bird watching he can do there. He has also maintained blue bird boxes on the Arbor Lodge grounds for years.

Last year, a robin hatched a few babies in a hanging planter on the deck; I had to be careful when I watered it. Sometimes, we've seen pigeons on the deck rail. AND, there is a Cardinal pair around. We hear them more than we see them..

And, so, it came about, that daughter Kay brought a Cardinal bird feeder that was squirrel proof, hung it on a branch of the Redbud tree we can see from our kitchen window, and filled it with bird seed. She filled it from the top, and then put the lid over that entry.

You guessed it! It was not squirrel proof. They simply moved the lid over and helped themselves.

Sometimes, one would actually crawl in and feast.

Mike would open the window and yell at them; sometimes, that worked. Other times, they simply stared at him. I even went out and chased them off with the broom.

But they were right back. Kay came back, refilled, and tied the lid shut. Right!

Now, the little buggers would hang on to the sides for dear life, and help themselves. We did occasionally see some birds feeding, too, but never any Cardinals.

Pretty soon, the feeder was empty

end product, compost, is the same.

Spring flowering bulbs are best planted after soil temperatures drop to 60 degrees or lower. Now up until early November is a great time to plant bulbs to add early spring color to your landscape. While tulips, daffodils, hyacinth and crocus are common, Alliums are another good choice to grow.

Alliums are in the onion family. They're known for their grass-like foliage and white to lavender or dark purple, round flower clusters that range in size from one to five inches in diameter. Allium flowering stalks range in height from one to three feet. Alliums bloom in late spring, typically May and June which is a time when most spring bulbs have finished blooming and summer annuals have not yet begun. Most Alliums grow best in full sun; but their foliage typically dies back in summer. Because of going dormant after blooming, plant Alliums among other perennials to hide foliage as it dies back.

A reminder that the Nebraska Extension Animal Manure Management Team will be hosting a Lagoon Closure Demonstration at the Haskell Agricultural Laboratory

(HAL) one mile east of Concord, on Tuesday, Nov. 1. The demonstration will offer a unique opportunity to hear about and see the step-by-step process for planning and conducting a lagoon closure.

The day will begin in the classroom at 10 a.m. where attendees will learn about Nebraska DEQ rules and recommendations, the history of the HAL swine lagoon, and future plans for the land where the current lagoon stands.

During the afternoon demonstration, attendees will view what has been done so far and lessons that have been learned, discuss equipment needs and options, observe sludge removal and application, and examine the soil profile beneath the lagoon.

Livestock producers with lagoons or earthen manure storage basins that need to be closed or might be closed in the future should plan to attend. Consultants or others that work with producers with earthen storage basins are encouraged as well. Additionally, if you have an interest in learning more about closure of lagoons or manure storages, please feel free to come.

The workshops will give producers considering a closure the knowl-

edge and resources necessary to do so while minimizing environmental risk.

Pre-registration is required for all workshops. There is no cost to attend with pre-registration, but those who have not registered will

be charged \$10 at the door to cover lunch expenses.

For additional information on this and to pre-register, visit <http://go.unl.edu/lagoon2016> or contact Leslie Johnson at (402) 584-3818, email [ljohnson13@unl.edu](mailto:ljohnson13@unl.edu).

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### The Farmer's Wife

By: Pat Meierhenry

again. The Big Farmer actually was wishing he had his .22 again!! How would that go over in the city?? Besides, there are so many of the little creatures.

So, Kay took it down and took it home. Last week, we took advan-

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tage of this weather to drive to Nebraska City and buy tree ripened apples, as opposed to those in the store from Michigan. We met the friend at Arbor Day farm and had apple pie ala mode.

And we asked his advice on the problem with the bird feeder. He says it needs to hang on a shepherd's hook, and we need to get baffles, whatever they are, from the Wild Bird Feed store.

So, Kay is now researching this. Daughters are very handy to have.

We saw so many colorful trees that day, and actually, every day, around town. I just spied a huge

Maple that is a glorious red color. And those burning bushes seem to be all over.

But the battle with the squirrels will continue for now. I suppose if it gets cold enough, they will disappear.

Meanwhile, we are trying to find out what baffles for a feeder are.

ALL our teams but one won their games last weekend! NU's volleyball gals, the football team, the Cubbies, and the Chiefs. Four out of five is not bad.

We are enjoying the unbeaten streak while it lasts.

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**Poll shows rural Nebraskans are satisfied with their communities**

Rural Nebraskans are optimistic about their communities and would rate many characteristics as good or excellent to someone looking to move there, according to the 2016 Nebraska Rural Poll.

In general over the past 21 years, more rural Nebraskans have believed their community has changed for the better during the past year than those who believed it changed for the worse. In fact, the gap between the two opinions has widened during the past six years.

A similar trend is present when asked how they believe their community will be 10 years from now. The proportion believing it will be a better place to live a decade from now has steadily increased during the past six years, from 20 percent in 2011 to 27 percent this year.

"This trend is both encouraging and important," said Randy Cantrell, a rural sociologist with the Nebraska Rural Futures Institute. "Those who believe that things are getting better, and will continue to do so, are likely to also be the people who are willing to invest time and resources in order to continue that trend."

Other indicators:

- Most rated their city or town as friendly, trusting and supportive – 74, 62 and 65 percent, respectively.
- Fifty-two percent say it would be difficult to leave their community, while 32 percent say it would be easy.
- Sixty percent disagree that their city or town is powerless to control its future.

When asked to rate items in their community to a person looking to move there, most rural Nebraskans would rate the safety, environment for raising children, natural/outdoor environment, church/religious community, and friendliness or supportiveness of neighbors as excellent. "It is very encouraging for new resident recruitment to see these attributes listed by our current residents," said Cheryl Burkhardt-Kriesel, professor and Nebraska Extension community vitality specialist. "In our Nebraska research, those are seen as key pull factors to bring new residents to this state."

Size impacts rural Nebraskans' views. Residents of larger cities are more likely than residents of smaller towns to say their community has improved during the past year and are more likely to be optimistic about its future. They are also more likely than residents of smaller towns to disagree that their community is powerless to control its own future. However, residents of smaller towns are more likely to say it would be difficult to leave.

People living in smaller towns are more likely than those living in or near larger cities to rate the following characteristics as excellent to a newcomer: environment for raising children, natural/outdoor environment, sense of community among residents, and cost of living. Other items are more likely to be rated as excellent by persons living in or near larger communities: church/religious community; available outdoor recreational opportunities; civic and nonprofit organizations; arts, entertainment and cultural activities; and available child care services.

Most rural Nebraskans say they have conservative political views on both economic and so-

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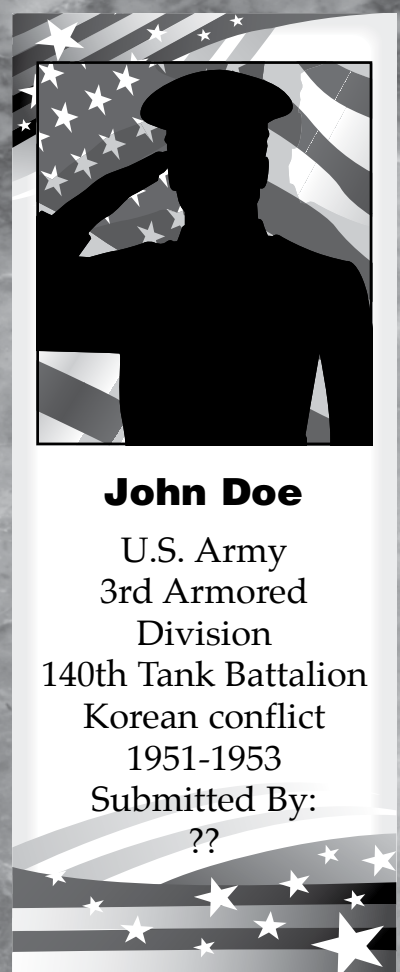
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John Carollo, Manager

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This person will also fill in with jobs in the kitchen between deliveries. Days are negotiable. Please contact Judy if you have any questions.

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Applications will be accepted until the position is filled.  
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**FSI INFORMATION:** Enrolled in the ARC-CO. Cropland: 180.81 Acres. Corn Base: 114.7. Soybean Base: 62.3.

**COMMENTS:** This sale is subject to all easements, covenants and restrictions of record. All property is sold "as is - where is" with no warranties or guarantees expressed or implied by sellers or the auctioneer.

**DISCLOSURE ACKNOWLEDGEMENT:** It is understood the agents involved in the sale of this property are seller's agents and represent the seller as clients with buyers as customers.

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**4 BEDROOM ACREAGE!!!**  
The main floor features an updated kitchen, large family room, 2 bedrooms, & updated bathroom! Basement has 2 more bedrooms and features a large entertainment area! Outbuildings are in great condition! Move right in!

[www.propertyexchangepartners.com](http://www.propertyexchangepartners.com)

## Help Wanted

Pender Community Hospital has openings for the following positions:

- RN or LPN-C (part-time or PRN)
- Medical Records Clerk (full-time)

We offer a generous compensation package including competitive wages, paid time off, health insurance, flex-benefits, annual bonus, company paid life insurance and 403b retirement match.

Apply today in confidence at  
[www.pendercommunityhospital.com](http://www.pendercommunityhospital.com)

This institution is an EEO/AA Employer and Provider - Protected Veterans and Individuals with Disabilities.



402.385.3083

100 Hospital Drive  
Pender, NE 68047

Our Family  
Taking Care of  
Yours!



Great Dane

## PRODUCTION ENGINEERING DRAFTER

Our Engineering Department is seeking an individual for drafting. **DESCRIPTION:** The successful candidate will create new, (or revise existing), assembly, weldment, and detail drawings for the manufacture of semi-trailers. This person will also process custom orders for manufacturing, with the supervision of a team leader and checker. All drafting is done on CATIA 3-D modeling.

- RESPONSIBILITIES:**
- Drafting of assembly, weldment, and detail drawings.
  - To review sales orders assigned by team leader/checker and make a complete Bill of Materials with drawings that reflect the options selected on that order.
  - To work on special projects relating to new trailer design changes.
  - To resolve problems or questions regarding Bill of Materials and/or drawings as encountered by manufacturing.
  - To keep current with changes in the trailer design.
  - To work on projects assigned by supervisor, as necessary.

**EXPERIENCE:** Minimum Associates Degree or equivalent in Drafting required. Degree to be focused on mechanical/manufacturing methods for sheet metal and welding operation. Knowledge of Computer Aided Drafting and 3-D modeling is required. Candidates are to successfully complete a post-job offer drug screen and medical examination

Interested individuals should submit resumes to  
[HABreitkreutz@GREATDANETRAILERS.COM](mailto:HABreitkreutz@GREATDANETRAILERS.COM)  
or mail to POB 157, Wayne, NE 68787 or apply at the Wayne Plant  
**Great Dane Trailers**  
1200 Centennial Road, Wayne, NE 68787  
A Division of Great Dane Limited Partnership — EOE  
ISO 9001:2008 Registered Plant

**FULL TIME/PART-TIME** farm/feedlot help wanted: Call 402-256-9353. Leave message or send resume/references to [feedyards@gmail.com](mailto:feedyards@gmail.com)

**DRIVERS: SIGN-ON BONUS!** Vacation, 401k, Newer tractors, Paper logs, Great Pay/Benefits! CDL-A, OTR. Universe-truck.com 866-958-7825.

**READERS BEWARE!** Job opportunities being offered that require cash investment should be investigated before sending money. Contact the Better Business Bureau to learn if the company advertised is on file for any wrong doing. The Wayne Herald/Morning Shopper attempts to protect readers from false offerings, but due to the heavy volume we deal with, we are unable to screen all copy submitted.

**CAREGIVERS NEEDED** in Wayne area. Honest men and women for light housekeeping and meals, companionship. Flexible hours. Non medical. Please contact MaryAnne @402-358-0042.

**TRUCK DRIVER** wanted: Home week-ends and holidays, paid weekly, running conestogas and flats, can make \$45,000-\$62,000 per year. Small family company and we treat our drivers like family. Mostly central US loads, no California and New England runs. Call Jody at S&S Express (402) 582-4791.

## THANK YOU

Thank you to everyone who remembered us on our 50th anniversary with kind words, hugs, beautiful cards, flowers and other gifts. We have truly been blessed in so many ways by family and friends throughout these years. May God's blessings be with each of you.

Roger and Lynette Lentz



The family of Shirley Habrock would like to express our thanks to everyone for all the kind words, memorials, food, flowers and cards given at the time of her death. A special thanks to the Wayne Hospice team. Thank you to Fr. Leise for the beautiful Mass and thank you to Fr. Kramper for co-celebrating. Also to the musicians, altar servers, readers, EMHC's, Altar Society, caterer, and Munderloh-Smith Funeral Home for making our mother's funeral a wonderful celebration of life. Thank you to mom's doctors, nurses and caring friends who have been a part of her 90 years of life.

*Some people touch our souls  
And stay in our hearts forever.*

**LeAnn Obrecht family, Janelle & Bill McTaggart family  
Linda & Glen Prinz family, Lorie & Glen Meyer family  
Gary & Sandy Habrock family, Jolene Koehler**

FOR LEASE

**FOR LEASE**  
**Chief Bar & Grill**  
Beautiful historic back bar in the heart of Hartington. Immediate possession. Call Betty Schommer 402-254-6662 Hartington, NE

SERVICES

**WILL DO** cornstalk baling. Call Roger at 402-241-7823 or 402-584-2503. Leave a message.

**CUSTOM RAKING** and baling corn stalks and bean stubble. Reasonable rates. Call 402-649-6584 or 402-649-8440.

WANTED

**WANT TO** rent farmland for 2017 and beyond. All inquiries will be confidential and I will provide references. Ph. 402-385-8433.

SPECIAL NOTICES

**PONCA CRAFT SHOW:** Saturday, November 12, Ponca Public School, 9:00 am - 2:00 pm. Interested vendors, please call Kayla @402-755-2369 for more information. Registration forms available at [www.visitponca.com](http://www.visitponca.com)

**NORTHEAST NEBRASKA'S HUGE** Craft and Home Show, Saturday, November 5th. Clay's Famous French Onion Soup! Pender School, 10 am-3 pm. Child care \$1.00 per hour. Come Experience EXTRAORDINARY!

## HELP WANTED

Now accepting applications for

**Cooks  
Cashiers  
Waitstaff**

Part time hours available.

Apply At:



1106 South Main Street • Emerson, NE 68733  
402-695-0180

Owned and Operated By The Winnebago Tribe of Nebraska. No one under 21 allowed to play games. [www.winnebago casinos.com](http://www.winnebago casinos.com)

1 First National Bank

Apply online at [firstnational.com](http://firstnational.com)  
EO • AA • Veteran • Disability Employer • Member FDIC

- Benefits available for full time employees**
- Health, Dental & Vision
  - 401k with Employer Match & Annual Company Contribution
  - Paid Time Off plus Bank Holidays
  - Learning & Career Development
  - Employee Banking Incentives
  - Community Involvement
  - Plus many more...

Take the first step toward a new career.

**Specialist, Bankcard Credit Operations**  
Process application data and account information accurately and timely. Review and route various types of correspondence from new and existing customers. Prepare and process various reports. Basic PC skills with a working knowledge of Excel and Word required. Moderate level typing skills required.

**Sr. Specialist, Bankcard Credit Operations**  
We are looking for someone to process bankcard applications, and grant credit based on bank policies and procedures. Someone who can abide by all applicable policies, laws and regulations, perform research where credit information is not provided and verify the information as needed.

If you are passionate about helping people, we want to talk to you!  
Wayne, NE | 402-375-1502 (call if you have questions)



# CLASSIFIEDS

FOR SALE

## Real Estate for Sale

**4 Bedrooms!!**  
4 Bedroom ranch with beautiful backyard  
610 Westwood Road

**Open Floor Plan!**  
3 Bedroom, 2 bath with vaulted ceilings!  
813 Jaxon Street

**Stop Paying Rent!**  
2 bedroom, ranch style home, close to park!  
407 Erickson, Carroll

**Low Maintenance!**  
3 Bedroom Duplex; no HOA fees!  
1019 Providence Road

**Open House 10-29-16!**  
3 bedroom, 2 bath ranch style with large yard!  
302 Broadway, Concord

**Lake Home!**  
4 bedroom, 3 bath home with amazing view!  
55051 897 Road, Crofton

**The Price is Right!**  
3 bedroom, 1 bath, remodeled home located on 4 acres.  
403 Sunset Street, Carroll

**MidwestLand COMPANY**  
206 Main St. Wayne, NE  
402-375-3385  
www.midwestlandco.com

## FOR RENT

**FOR RENT:** 2-bedroom apartment at 918 Main St. One block to campus. New high efficiency heat pumps with central air. Appliances furnished. Washer/dryer. Soft water. Paved parking. No pets. No parties. 712-899-0505.

**FOR RENT:** Large one-bedroom apartment. Available January 1, 2017. Includes frig and stove. Renter pays electric and cable. No pets. No smoking. Ph. 402-369-3068 or 712-212-5844.

**FOR RENT:** Nice 1, 2, 3, and 4 bedroom apartments. All new heat pumps and central air. No parties. Call 402-369-0772.

**HOUSE FOR RENT:** Five bedrooms, refrigerator and stove provided, washer and dryer hookups available, off street parking. Call Dawn at 402-518-0658.

**MINI EXCAVATOR:** Tired of going out of town to rent one? We have a mini excavator available to rent by the hour (you be the operator) or rent with an operator to run it for you. Call or text Chad Sebade at 402-369-0467.

## LEISURE APARTMENTS

-2 Bedroom Apartments  
Available with Rental Assistance for Qualified Applicants  
-On-site Laundry  
-Community Room for Activities  
Please call:  
**PARK AVENUE MANAGEMENT**  
at 1-800-762-7209  
for an application  
TDD# 1-800-833-7352  
\*This institution is an Equal Opportunity Provider & Employer\*

## SERVICES

**Snow Removal Service Wanted**  
Northeast Nebraska Public Health Department is looking for a snow removal service for this upcoming winter season. If interested, please submit your bid to Northeast Nebraska Public Health Department at 215 Pearl Street in Wayne, NE 68787, call (402) 375-2200 or email adminassist@nnpd.org.

## NEBRASKA STATEWIDES

**CLASSIFIED ADVERTISING works!**  
Place your 25 word ad into thousands of Nebraska homes for \$225. Contact your local newspaper or call 1-800-369-2850.

**BANKRUPTCY:** FREE initial consultation. Fast relief from creditors. Low rates. Statewide filing. No office appointment necessary. Call Steffens Law Office, 308-872-8327. steffensbankruptcy.com. We are a debt relief agency, which helps people file bankruptcy under the bankruptcy code.

**IF YOU had hip or knee replacement surgery and suffered an infection between 2010 and the present time, you may be entitled to compensation.** Call Attorney Charles H. Johnson, 1-800-535-5727.

**LUNG CANCER? 60 or Older?** If so, you and your family may be entitled to a significant cash award. Call 800-542-4434 to learn more. No risk. No money out of pocket.

**AFFORDABLE PRESS Release service.** Send your message to 170 newspapers across Nebraska for one low price! Call 1-800-369-2850 or www.nebpress.com for more details.

**ASTRO BUILDINGS** - Highest quality commercial, suburban and farm structures since 1969. Custom design. Financing available! Design your building at www.AstroBuildings.com/CN. Call 800-822-7876 today!

**DISH NETWORK** - New Flex Pack - Select the channels you want. Free installation. Free streaming. \$39.99/24 months. Add internet for \$14.95 a month. Call 1-800-520-9176.

**SPECTRUM TRIPLE Play.** TV, Internet & Voice for \$29.99 each. 60 MB per second speed. No contract or commitment. We buy your existing contract up to \$500! 1-800-317-2540.

**CITY OF Ogallala** is seeking a City Manager. More info at http://www.ogallala-ne.gov or at 308-284-3607. Position open until filled. Salary \$86,568-\$123,294 DOQ.

**IMMEDIATE OPENING** for an experienced roofing foreman. Will train right individual. Bi-lingual is an A+. Excellent pay. Call 402-866-4522.

**COMPUTER PROBLEMS** - viruses, lost data, hardware or software issues? Contact Geeks On Site! 24/7 Service. Friendly Repair Experts. Macs and PCs. Call for Free diagnosis, 1-800-308-7592.

**FREON 12 wanted:** R12 collecting dust in your garage? We pay Ca\$h for R12. Cylinders or case of cans. EPA certified. 312-291-9169, sell@refrigerantfinders.com.

**GOT AN older car, boat or RV?** Do the humane thing. Donate it to the Humane Society. Call 1-800-540-1568.

## "Haunted" about Buying or Selling? Let our REALTORS Help!

**New Listing!**



**1100 Dixon Street, Emerson**  
This spacious home has a great layout! Recently remodeled, with 5 bedrooms, 2.5 baths, and a walk-out basement. Enjoy the attached 1-car garage, plus detached 2-car garage/workshop. Priced at \$132,900, with a large corner lot and great country view - call today!

**SOLD**



**810 Eastview Drive**



**1000/1002 Sunnyview Drive**  
**\$190,000**



**424 Oak Drive**  
**\$169,500**



**1012 Sherman Street**  
**\$168,000**



**623 East 10th Street**  
**\$125,000**



**102 West 3rd Street, Laurel**  
**\$84,500**



**512 Dearborn Street**  
**\$74,900**



**502 Michener Street, Wakefield**  
**\$169,500**



**403 Main Street, Carroll**  
**\$58,500**



**315 East 5th Street**  
**\$175,000**



**301 Bressler Av., Winside**  
**\$30,000**



**902 Nebraska Street**  
**\$139,500**



**920 Nebraska Street**  
**\$138,500**



**404 Elm Street, Laurel**  
**\$59,000**



**105 West 4th Street**  
**\$90,000**



**409 Logan Street**  
**\$68,500**



**112 East 2nd Street**  
**\$114,500**



**313 Elm Street, Laurel**  
**\$79,500**



**404 West 11th Street**  
**\$124,500**



**619 Fairacres Road**  
**\$164,900**



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SALES & MANAGEMENT

**201 Main Street • Wayne • 402-375-1477**  
E-Mail: [anolte@1strealty.com](mailto:anolte@1strealty.com)  
[www.1strealty.com](http://www.1strealty.com)

Anne Nolte, Broker  
Trisha Peters, Associate Broker (402) 518-0675  
Brian Frevert, Sales Associate (402) 369-4540  
Marie Janke, Sales Associate (402) 369-2182

### OPEN HOUSE SATURDAY, OCTOBER 29TH, 1:00-3:00 PM

**302 Broadway, Concord**  
**Price is right; Cheaper than rent!**

- ◆ Well insulated
- ◆ 3 Bedrooms on main level
- ◆ Kitchen appliances included
- ◆ Basement finished with bath and family room
- ◆ 2 car garage
- ◆ Large fenced back yard

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We offer commercial properties, homes, lots, and land!!  
[www.midwestlandco.com](http://www.midwestlandco.com) 402-375-3385 Call Wendy at 402-369-2647

**GIFT GIVING** and baking are easy with Tupperware. Contact Clara Osten, your local consultant for over 25 years. 402-518-8030 or 585-4323.

**HAY: CHECK** out our new inventory of grass and alfalfa hay at [www.HayCoDirect.com](http://www.HayCoDirect.com) to find high quality horse, cow and sheep hay. We deliver! Call Brian at 402-369-1574.

**STEEL BUILDING** Direct from Factory. Making Special Deals & Taking Orders. 20x20 to 100x100. Act Now, Limited, Make offer. Some 1st Sold at Price of Seconds. Adam 800-964-8335 [www.sunwardsteel.com](http://www.sunwardsteel.com)

## LAND AUCTION

**40± Acres • Wayne County, Nebraska**  
Full Possession for 2017!

**Thursday, November 3, at 10:00 AM**  
Elkhorn Valley Bank, 411 East 7th Street • Wayne, Nebraska

- Top-notch farm located southwest of Wakefield.
- Well cared for, highly tillable, and excellent producing cropland.

For Property Details, Contact:  
**Eric Mueller, Broker/Auctioneer** Omaha, Nebraska  
Business: (402) 660-1044  
EMueller@FarmersNational.com  
[www.FarmersNational.com/EricMueller](http://www.FarmersNational.com/EricMueller)

**Grant Fitzgerald, AFM/Agent** Fremont, Nebraska  
Business: (402) 719-8392  
GFitzgerald@FarmersNational.com  
[www.FarmersNational.com/GrantFitzgerald](http://www.FarmersNational.com/GrantFitzgerald)

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## LAND AUCTION

**160 Acres Thurston County**  
Seller: Heirs of Fern Fredericksen Estate  
**Friday, November 4 • 10 AM**  
Sale Location: Legion Hall, Emerson, Neb.  
Directions: From Emerson, go south 2.5 miles on Hwy. 9 to D Avenue, then east 7.25 miles to 23rd Road, then north 1.5 miles to C Avenue.

**LEGAL DESCRIPTION:** SE 1/4 of Section 3-T26N-R7# of the 6th PM, Thurston County, NE.  
**2015 REAL ESTATE TAXES:** \$10,057.76.  
**ESA INFORMATION:** Enrolled in the ARC-CO. Cropland: 131.05 Acres. Corn Base: 80.9 • Yield: 149. Soybean Base: 45.8 • Yield 37.  
**TERMS:** The successful bidder will enter into a real estate contract immediately upon conclusion of the auction, with a 10% down payment on the day of the auction. The balance will be due on or before December 15, 2016. Landlord possession on date of closing subject to tenant's rights until February 28, 2017. Full possession available March 1, 2017. Seller's agents shall order an owner's policy or title insurance in the amount of the sale price from a title company of their choice. The cost of title insurance will be shared equally by the seller and buyer. Sale is not contingent upon buyer's financing. 2015 real estate taxes will be paid by the seller.

**CONDITIONS:** This sale is subject to all easements, covenants and restrictions of record. All property is sold "as is - where is" with no warranties or guarantees expressed or implied by sellers or the auctioneers.  
**DISCLOSURE ACKNOWLEDGMENT:** It is understood the agents involved in the sale of this property are seller's agents and represent the seller as clients with buyers as customers.  
**ANNOUNCEMENTS:** Property information provided herein was obtained from sources deemed reliable, but the auctioneer or seller makes no guarantees as to its accuracy. All prospective bidders are urged to fully inspect the property, its condition and to rely on their own conclusions. All sketches, dimensions and acreage figures in this information are approximate or "more or less." Any announcements made auction day by auctioneer will take precedence over previous material or oral statements. Bidding increments are solely at the discretion of the auctioneer. No absentee or telephone bids will be accepted at the auction without prior approval of the auctioneer. All decisions of the auctioneer are final.

**Robertson, Nelson & Schuetze**  
Real Estate & Auction Service  
Tekamah, Nebraska [www.srnsauction.com](http://www.srnsauction.com)  
Jan Schuetze, West Point, 402-380-0563  
Bruce Robertson, Tekamah, 402-374-2545  
Dale Nelson, Pender, 402-385-3165

## NOVEMBER FALL LAND AUCTIONS

**227+ ACRES - WAYNE COUNTY FARMLAND**  
**Wednesday, Nov. 2, 2016 - 1:30 PM**  
Elkhorn Valley Bank - 411 E. 7th St., Wayne, NE

- Great location.
- An excellent dryland farm with mostly Class 1, II & III soils, all tillable.
- 221.82 acres of cropland.
- Located 2 miles South and 1 1/2 miles west of Wayne, NE.

**294.75 ACRES - DIXON COUNTY FARMLAND**  
**Thursday, Nov. 3, 2016 - 1:30 PM**  
Ponca Community Center - Ponca, NE

**TRACT 1—160 ACRES**  
- 145.17 acres of HEL cropland with 106.90 acres currently in CRP.  
- Predominately moderately rolling to rolling Class 3 and 4 Nora and Crofton silt loam soils.  
- Cattle pens & small bin located in NW corner.  
- S 1/2 NW 1/4 & N 1/2 SW 1/4 Sec 25, TWP 30N-5E

**TRACT 2—134.75 ACRES**  
- 120.65 acres of HEL cropland.  
- Lower slope Alcester & Aowa Silt Clay loam, Class 1 & 2. Upland mostly Nora Class IV with Crofton Class VI soils.  
- SE 1/4 NW 1/4, SW 1/4 NE 1/4 & Tax Lots 3 & 5, Sec 19 (134.0 ac) and Tax Lot 1, Sec. 18 (0.75 ac), all in 30N- 6E.  
Bids will be accepted on the property as Tracts 1 and 2 and as a whole unit.

**133.5 ACRES - CEDAR COUNTY FARMLAND**  
**Monday, Nov. 7, 2016 - 1:30 PM**  
Jerry's Hilltop Cafe - Hwy 81, Randolph, NE

- Highway 81 location.
- An excellent all-tillable dryland farm located 1 1/2 miles east of Magnet, NE.
- 131.9 acres of HEL cropland.
- Predominately Class II & III soils with some Class IV soils.

**320 ACRES IRRIGATED PIERCE COUNTY FARMLAND AUCTION**  
**Wednesday, Nov. 9, 2016 - 1:30 PM**  
Jerry's Hill Top Cafe - Hwy 81, Randolph, NE

- Nearly level irrigated half section - pivot system with drop nozzles.
- Located one mile east and two miles north of Plainview, NE.
- Gently rolling cropland with primarily Class 1 & 2 soils.

**IMPROVEMENTS**  
- 50,000 bu. plus grain storage.  
- Valley pivot with 15 towers.  
- 4,100+ feet of 6" underground tile.  
- Well - 75 hp electric well pumping from 45 ft.  
- Ethanol plant nearby on Hwy 20

**160 ACRES - DIXON COUNTY FARMLAND**  
**Thursday, Nov. 10, 2016 - 1:30 PM**  
Allen Fire Hall - Allen, NE

- Located 1 3/4 miles south of Waterbury on 591 Ave. and 1/4 mile west on 869 Road.
- A rolling upland corn-bean farm that has been well farmed, to be offered in two parts. Split by county road #869:  
1) - 101.55 crop acres on the north,  
2) - 181.24 crop acres and 35.09 acres of Minnow Creek pasture south of the road with live water, 30 acres fenced.
- 5,000 bu. aeration bin.

**MidwestLand COMPANY**  
402-375-3385 • FAX 402-375-3386  
[www.midwestlandco.com](http://www.midwestlandco.com)  
David P. Ewing, Marion Arneson and Galen Wiser  
206 Main St. - Wayne, NE 68787



**LEGAL NOTICE OF MEASURES TO BE VOTED UPON AT THE GENERAL ELECTION OCCURRING ON NOVEMBER 8, 2016**

**BALLOT TITLE AND TEXT OF A REFERENDUM ORDERED BY PETITION OF THE PEOPLE**

Also included are Statements of Explanation in Italics Prepared by the Attorney General

**REFERENDUM ORDERED BY PETITION OF THE PEOPLE**

**REFERENDUM NO. 426**

A vote to "Retain" will eliminate the death penalty and change the maximum penalty for the crime of murder in the first degree to life imprisonment by retaining Legislative Bill 268, passed in 2015 by the First Session of the 104th Nebraska Legislature.

A vote to "Repeal" will keep the death penalty as a possible penalty for the crime of murder in the first degree by repealing Legislative Bill 268, passed in 2015 by the First Session of the 104th Nebraska Legislature.

The purpose of Legislative Bill 268, passed by the First Session of the 104th Nebraska Legislature in 2015, is to eliminate the death penalty and change the maximum penalty for the crime of murder in the first degree to life imprisonment. Shall Legislative Bill 268 be repealed?

- Retain
- Repeal

**TEXT OF REFERENDUM NO. 426**

**Proposed Referendum to Repeal LB 268 (2015)**

Title and text of LB 268 (under-scoring indicates language added by LB 268 and strike-through indicates language that was removed by LB 268):

A BILL FOR AN ACT relating to crimes and offenses; to amend sections 23-3406, 23-3408, 24-1106, 25-1140.09, 28-104, 28-202, 28-303, 29-1602, 29-1822, 29-2004, 29-2005, 29-2006, 29-2020, 29-2027, 29-2407, 29-2801, 29-3205, 29-3920, 29-3928, 29-3929, 29-3930, 55-480, 83-1,110.02, and 83-4,143, Reissue Revised Statutes of Nebraska, and sections 28-105, 28-201, 28-1356, 29-1603, 29-2204, 29-2261, and 29-3922, Revised Statutes Cumulative Supplement, 2014; to eliminate the death penalty; to change and eliminate provisions relating to murder in the first degree, presentence reports, indeterminate sentences, the Commission on Public Advocacy, and the authority of courts and the Department of Correctional Services; to state intent; to eliminate a homicide-case report, provisions on capital punishment, proportionality review provisions, and obsolete provisions; to harmonize provisions; to repeal the original sections; and to outright repeal sections 24-1105, 29-2519, 29-2521, 29-2521.01, 29-2521.03, 29-2521.04, 29-2521.05, 29-2523, 29-2524.01, 29-2524.02, 29-2525, 29-2527, 29-2528, 29-2811, 83-1,105.01, 83-1,132, 83-964, 83-965, 83-966, 83-967, 83-968, 83-969, 83-970, 83-971, and 83-972, Reissue Revised Statutes of Nebraska, and sections 28-105.01, 29-2520, 29-2521.02, 29-2522, 29-2524, 29-2537, 29-2538, 29-2539, 29-2540, 29-2541, 29-2542, 29-2543, and 29-2546, Revised Statutes Cumulative Supplement, 2014.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 23-3406, Reissue Revised Statutes of Nebraska, is amended to read: 23-3406 (1) The contract negotiated between the county board and the contracting attorney shall specify the categories of cases in which the contracting attorney is to provide services. (2) The contract negotiated between the county board and the contracting attorney shall be awarded for at least a two-year term. Removal of the contracting attorney short of the agreed term may be for good cause only. (3) The contract between the county board and the contracting attorney may specify a maximum allowable caseload for each full-time or part-time attorney who handles cases under the contract. Caseloads shall allow each lawyer to give every client the time and effort necessary to provide effective representation. (4) The contract between the county board and the contracting attorney shall provide that the contracting attorney be compensated at a minimum rate which reflects the following factors: (a) The customary compensation in the community for similar services rendered by a privately retained counsel to a paying client or by government or other publicly paid attorneys to a public client; (b) The time and labor required to be spent by the attorney; and (c) The degree of professional ability, skill, and experience called for

and exercised in the performance of the services. (5) The contract between the county board and the contracting attorney shall provide that the contracting attorney may decline to represent clients with no reduction in compensation if the contracting attorney is assigned more cases which require an extraordinary amount of time and preparation than the contracting attorney can competently handle. (6) The contract between the contracting attorney and the county board shall provide that the contracting attorney shall receive at least ten hours of continuing legal education annually in the area of criminal law. (7) The contract between the county board and the contracting attorney shall require that the contracting attorney provide legal counsel to all clients in a professional, skilled manner consistent with minimum standards set forth by the American Bar Association and the Canons of Ethics for Attorneys in the State of Nebraska. The contract between the county board and the contracting attorney shall provide that the contracting attorney shall be available to eligible defendants upon their request, or the request of someone acting on their behalf, at any time the Constitution of the United States or the Constitution of Nebraska requires the appointment of counsel. (8) The contract between the county board and the contracting attorney shall provide for reasonable compensation over and above the normal contract price for cases which require an extraordinary amount of time and preparation, including capital cases.

Sec. 2. Section 23-3408, Reissue Revised Statutes of Nebraska, is amended to read: 23-3408 In the event that the contracting attorney is appointed to represent an individual charged with a Class I or Class IA felony, the contracting attorney shall immediately apply to the district court for appointment of a second attorney to assist in the case. Upon application from the contracting attorney, the district court shall appoint another attorney with substantial felony trial experience to assist the contracting attorney in the case. Application for fees for the attorney appointed by the district court shall be made to the district court judge who shall allow reasonable fees. Once approved by the court, such fees shall be paid by the county board.

Sec. 3. Section 24-1106, Reissue Revised Statutes of Nebraska, is amended to read: 24-1106 (1) In cases which were appealable to the Supreme Court before September 6, 1991, the appeal, if taken, shall be to the Court of Appeals except in capital cases, cases in which life imprisonment has been imposed, and cases involving the constitutionality of a statute. (2) Any party to a case appealed to the Court of Appeals may file a petition in the Supreme Court to bypass the review by the Court of Appeals and for direct review by the Supreme Court. The procedure and time for filing the petition shall be as provided by rules of the Supreme Court. In deciding whether to grant the petition, the Supreme Court may consider one or more of the following factors: (a) Whether the case involves a question of first impression or presents a novel legal question; (b) Whether the case involves a question of state or federal constitutional interpretation; (c) Whether the case raises a question of law regarding the validity of a statute; (d) Whether the case involves issues upon which there is an inconsistency in the decisions of the Court of Appeals or of the Supreme Court; and (e) Whether the case is one of significant public interest. When a petition for direct review is granted, the case shall be docketed for hearing before the Supreme Court. (3) The Supreme Court shall by rule provide for the removal of a case from the Court of Appeals to the Supreme Court for decision by the Supreme Court at any time before a final decision has been made on the case by the Court of Appeals. The removal may be on the recommendation of the Court of Appeals or on motion of the Supreme Court. Cases may be removed from the Court of Appeals for decision by the Supreme Court for any one or more of the reasons set forth in subsection (2) of this section or in order to regulate the caseload existing in either the Court of Appeals or the Supreme Court. The Chief Judge of the Court of Appeals and the Chief Justice of the Supreme Court shall regularly inform each other of the number and nature of cases docketed in the respective court.

Sec. 4. Section 25-1140.09, Reissue Revised Statutes of Nebraska, is amended to read: 25-1140.09 On the application of the county attorney or any party to a suit in which a record of the proceedings has been made, upon receipt of the notice provided in section 29-2525, or upon the filing of a praecipe for a bill of exceptions by an appealing party in the office of the clerk of the district court as provided in

section 25-1140, the court reporter shall prepare a transcribed copy of the proceedings so recorded or any part thereof. The reporter shall be entitled to receive, in addition to his or her salary, a perpage fee as prescribed by the Supreme Court for the original copy and each additional copy, to be paid by the party requesting the same except as otherwise provided in this section. When the transcribed copy of the proceedings is required by the county attorney, the fee therefor shall be paid by the county in the same manner as other claims are paid. When the defendant in a criminal case, after conviction, makes an affidavit that he or she is unable by reason of his or her poverty to pay for such copy, the court or judge thereof may, by order endorsed on such affidavit, direct delivery of such transcribed copy to such defendant, and the fee shall be paid by the county in the same manner as other claims are allowed and paid. When such copy is prepared in any criminal case in which the sentence adjudged is capital, the fees therefor shall be paid by the county in the same manner as other claims are allowed or paid. The fee for preparation of a bill of exceptions and the procedure for preparation, settlement, signature, allowance, certification, filing, and amendment of a bill of exceptions shall be regulated and governed by rules of practice prescribed by the Supreme Court. The fee paid shall be taxed, by the clerk of the district court, to the party against whom the judgment or decree is rendered except as otherwise ordered by the presiding district judge.

Sec. 5. Section 28-104, Reissue Revised Statutes of Nebraska, is amended to read: 28-104 The terms offense and crime are synonymous as used in this code and mean a violation of, or conduct defined by, any statute for which a fine, or imprisonment, or death may be imposed.

Sec. 6. Section 28-105, Revised Statutes Cumulative Supplement, 2014, is amended to read: 28-105 (1) For purposes of the Nebraska Criminal Code and any statute passed by the Legislature after the date of passage of the code, felonies are divided into eight nine classes which are distinguished from one another by the following penalties which are authorized upon conviction: Class I felony Death Class IA felony Imprisonment Class IB felony Maximum — life imprisonment Minimum — twenty years imprisonment Class IC felony Maximum — fifty years imprisonment Mandatory minimum — five years imprisonment Class ID felony Maximum — fifty years imprisonment Mandatory minimum — three years imprisonment Class II felony Maximum — fifty years imprisonment Minimum — one year imprisonment Class III felony Maximum — twenty years imprisonment, or twenty-five thousand dollars fine, or both Minimum — one year imprisonment Class IIIA felony Maximum — five years imprisonment, or ten thousand dollars fine, or both Minimum — none (2) (a) All sentences of imprisonment for Class IA, IB, IC, ID, II, and III felonies and sentences of one year or more for Class IIIA and IV felonies shall be served in institutions under the jurisdiction of the Department of Correctional Services. (b) Sentences of less than one year shall be served in the county jail except as provided in this subsection. If the department certifies that it has programs and facilities available for persons sentenced to terms of less than one year, the court may order that any sentence of six months or more be served in any institution under the jurisdiction of the department. Any such certification shall be given by the department to the State Court Administrator, who shall forward copies thereof to each judge having jurisdiction to sentence in felony cases. (3) Nothing in this section shall limit the authority granted in sections 29-2221 and 29-2222 to increase sentences for habitual criminals. (4) A person convicted of a felony for which a mandatory minimum sentence is prescribed shall not be eligible for probation.

Sec. 7. Section 28-201, Revised Statutes Cumulative Supplement, 2014, is amended to read: 28-201 (1) A person shall be guilty of an attempt to commit a crime if he or she: (a) Intentionally engages in conduct which would constitute the crime if the attendant circumstances were as he or she believes them to be; or (b) Intentionally engages in conduct which, under the circumstances as he or she believes them to be, constitutes a substantial step in a course of conduct intended to culminate in his or her commission of the crime. (2) When causing a particular result is an element of the crime, a person shall be guilty of an attempt to commit the crime if, acting with the state of mind required to establish liability with respect to the attendant circumstances specified in the definition of the crime, he or she intentionally engages in conduct which is a substantial step in a course of conduct intended or known to cause such a result. (3)

Conduct shall not be considered a substantial step under this section unless it is strongly corroborative of the defendant's criminal intent. (4) Criminal attempt is: (a) A Class II felony when the crime attempted is a Class I, IA, IB, IC, or ID felony; (b) A Class III felony when the crime attempted is a Class II felony; (c) A Class IIIA felony when the crime attempted is sexual assault in the second degree under section 28-320, a violation of subdivision (2) (b) of section 28-416, incest under section 28-703, or assault by a confined person with a deadly or dangerous weapon under section 28-932; (d) A Class IV felony when the crime attempted is a Class III felony not listed in subdivision (4)(c) of this section; (e) A Class I misdemeanor when the crime attempted is a Class IIIA or Class IV felony; (f) A Class II misdemeanor when the crime attempted is a Class I misdemeanor; and (g) A Class III misdemeanor when the crime attempted is a Class II misdemeanor.

Sec. 8. Section 28-202, Reissue Revised Statutes of Nebraska, is amended to read: 28-202 (1) A person shall be guilty of criminal conspiracy if, with intent to promote or facilitate the commission of a felony: (a) He or she agrees with one or more persons that they or one or more of them shall engage in or solicit the conduct or shall cause or solicit the result specified by the definition of the offense; and (b) He or she or another person with whom he or she conspired commits an overt act in pursuance of the conspiracy. (2) If a person knows that one with whom he or she conspires to commit a crime has conspired with another person or persons to commit the same crime, he or she is guilty of conspiring to commit such crime with such other person or persons whether or not he or she knows their identity. (3) If a person conspires to commit a number of crimes, he or she is guilty of only one conspiracy so long as such multiple crimes are the object of the same agreement or continuous conspiratorial relationship. (4) Conspiracy is a crime of the same class as the most serious offense which is an object of the conspiracy, except that conspiracy to commit a Class I felony is a Class II felony. A person prosecuted for a criminal conspiracy shall be acquitted if such person proves by a preponderance of the evidence that his or her conduct occurred in response to an entrapment.

Sec. 9. Section 28-303, Reissue Revised Statutes of Nebraska, is amended to read: 28-303 (1) A person commits murder in the first degree if he or she kills another person (a) purposely and with deliberate and premeditated malice, (b) or (2) in the perpetration of or attempt to perpetrate any sexual assault in the first degree, arson, robbery, kidnapping, hijacking of any public or private means of transportation, or burglary, or (c) by administering poison or causing the same to be done; or if by willful and corrupt perjury or subornation of the same he or she purposely procures the conviction and execution of any innocent person. The determination of whether murder in the first degree shall be punished as a Class I or Class IA felony shall be made pursuant to sections 29-2519 to 29-2524. (2) Murder in the first degree is a Class IA felony.

Sec. 10. Section 28-1356, Revised Statutes Cumulative Supplement, 2014, is amended to read: 28-1356 (1) A person who violates section 28-1355 shall be guilty of a Class III felony; however, such person shall be guilty of a Class IB felony if the violation is based upon racketeering activity which is punishable as a Class I, IA, or IB felony. (2) In lieu of the fine authorized by section 28-105, any person convicted of engaging in conduct in violation of section 28-1355, through which pecuniary value was derived, or by which personal injury or property damage or other loss was caused, may be sentenced to pay a fine that does not exceed three times the gross value gained or three times the gross loss caused, whichever is greater, plus court costs and the costs of investigation and prosecution reasonably incurred. Any fine collected under this subsection shall be remitted to the State Treasurer for distribution in accordance with Article VII, section 5, of the Constitution of Nebraska.

Sec. 11. Section 29-1602, Reissue Revised Statutes of Nebraska, is amended to read: 29-1602 All informations shall be filed in the court having jurisdiction of the offense specified in the informations therein, by the prosecuting attorney of the proper county as informant. The prosecuting attorney shall subscribe his or her name thereto and endorse thereon the names of the witnesses known to him or her at the time of filing. After the information has been filed, the prosecuting attorney shall endorse on the information the names of such other witnesses as shall then be known to him or her as the court in its discretion may prescribe, except that if a notice of aggravation is contained in the information as provided in section 29-1603, the prosecuting attorney may endorse additional witnesses at any time up to and including the thirtieth day

prior to the trial of guilt.

Sec. 12. Section 29-1603, Revised Statutes Cumulative Supplement, 2014, is amended to read: 29-1603 (1) All informations shall be in writing and signed by the county attorney, complainant, or some other person, and the offenses charged in the informations therein shall be stated with the same fullness and precision in matters of substance as is required in indictments in like cases. (2)(a) Any information charging a violation of section 28-303 and in which the death penalty is sought shall contain a notice of aggravation which alleges one or more aggravating circumstances, as such aggravating circumstances are provided in section 29-2523. The notice of aggravation shall be filed as provided in section 29-1602. It shall constitute sufficient notice to describe the alleged aggravating circumstances in the language provided in section 29-2523. (b) The state shall be permitted to add to or amend a notice of aggravation at any time up to and including the thirtieth day prior to the trial of guilt. (c) The existence or contents of a notice of aggravation shall not be disclosed to the jury until after the verdict is rendered in the trial of guilt. (2) Different offenses and different degrees of the same offense may be joined in one information, in all cases in which the same might be joined by different counts in one indictment; and in all cases a defendant or defendants shall have the same right, as to proceedings therein, as the defendant or defendants would have if prosecuted for the same offense upon indictment.

Sec. 13. Section 29-1822, Reissue Revised Statutes of Nebraska, is amended to read: 29-1822 A person who becomes mentally incompetent after the commission of a crime or misdemeanor shall not be tried for the offense during the continuance of the incompetency. If, after the verdict of guilty and before judgment is pronounced, such person becomes mentally competent, then no judgment shall be given while such incompetency continues shall continue; and if, after judgment and before execution of the sentence, such person shall become mentally incompetent; then in case the punishment be capital, the execution thereof shall be stayed until the recovery of such person from the incompetency.

Sec. 14. Section 29-2004, Reissue Revised Statutes of Nebraska, is amended to read: 29-2004 (1) All parties may stipulate that the jury may be selected up to thirty-one days prior to the date of trial. The stipulation must be unanimous among all parties and evidenced by a joint stipulation to the county court. (2) In all cases, except as may be otherwise expressly provided, the accused shall be tried by a jury drawn, summoned, and impaneled according to provisions of the code of civil procedure, except that whenever in the opinion of the court the trial is likely to be a protracted one, the court may, immediately after the jury is impaneled and sworn, direct the calling of one or two additional jurors, to be known as alternate jurors. Such jurors shall be drawn from the same source and in the same manner, and have the same qualifications as regular jurors, and be subject to examination and challenge as such jurors, except that each party shall be allowed one peremptory challenge to each alternate juror. The alternate jurors shall take the proper oath or affirmation, and shall be seated near the regular jurors with equal facilities for seeing and hearing the proceedings in the cause, and shall attend at all times upon the trial of the cause in company with the regular jurors. They shall obey all orders and admonitions of the court, and if the regular jurors are ordered to be kept in the custody of an officer during the trial of the cause, the alternate jurors shall also be kept with the other jurors and, except as hereinafter provided, shall be discharged upon the final submission of the cause to the jury. If an information charging a violation of section 28-303 and in which the death penalty is sought contains a notice of aggravation, the alternate jurors shall be retained as provided in section 29-2520. If, before the final submission of the cause a regular juror dies or is discharged, the court shall order the alternate juror, if there is but one, to take his or her place in the jury box. If there are two alternate jurors the court shall select one by lot, who shall then take his or her place in the jury box. After an alternate juror is in the jury box he or she shall be subject to the same rules as a regular juror.

Sec. 15. Section 29-2005, Reissue Revised Statutes of Nebraska, is amended to read: 29-2005 Every person arraigned for any crime punishable by death, or imprisonment for life, shall be admitted on his or her trial to a peremptory challenge of twelve jurors. Every, and no more, every person arraigned for any offense that may be punishable by imprisonment for a term exceeding eighteen months and less than life, shall be admitted to a peremptory challenge of six jurors. In, and in all other

criminal trials, the defendant shall be allowed a peremptory challenge of three jurors. The attorney prosecuting on behalf of the state shall be admitted to a peremptory challenge of twelve jurors in all cases when the offense is punishable by death or imprisonment for life, six jurors when the offense is punishable by imprisonment for a term exceeding eighteen months and less than life, and three jurors in all other cases. In each case for which, provided, that in all cases where alternate jurors are called, as provided in section 29-2004, then in that case both the defendant and the attorney prosecuting for the state shall each be allowed one added peremptory challenge to each alternate juror.

Sec. 16. Section 29-2006, Reissue Revised Statutes of Nebraska, is amended to read: 29-2006 (1) The following shall be good causes for challenge to any person called as a juror or alternate juror, on the trial of any indictment: (a) That he or she was a member of the grand jury which found the indictment; (b) That he or she (2) that he has formed or expressed an opinion as to the guilt or innocence of the accused. However, provided, if a juror or alternate juror states shall state that he or she has formed or expressed an opinion as to the guilt or innocence of the accused, the court shall thereupon proceed to examine, on oath, such juror or alternate juror as to the ground of such opinion; and if it appears shall appear to have been founded upon reading newspaper statements, communications, comments or reports, or upon rumor or hearsay, and not upon conversations with witnesses of the transactions or reading reports of their testimony or hearing them testify, and the juror or alternate juror says shall say on oath that he or she feels able, notwithstanding such opinion, to render an impartial verdict upon the law and the evidence, the court, if satisfied that such juror or alternate juror is impartial and will render such verdict, may, in its discretion, admit such juror or alternate juror as competent to serve in such case; (3) In indictments for an offense the punishment whereof is capital, that his opinions are such as to preclude him from finding the accused guilty of an offense punishable with death; (4) that he (c) That he or she is a relation within the fifth degree to the person alleged to be injured or attempted to be injured, or to the person on whose complaint the prosecution was instituted, or to the defendant; (d) That he or she (5) that he has served on the petit jury which was sworn in the same cause against the same defendant and which jury either rendered a verdict which was set aside or was discharged, after hearing the evidence; (e) That he or she (6) that he has served as a juror in a civil case brought against the defendant for the same act; (f) That he or she (7) that he has been in good faith subpoenaed as a witness in the case; or (g) That he or she (8) that he is a habitual drunkard. (9) (2) In addition, the same challenges as are shall be allowed in criminal prosecutions that are allowed to parties in civil cases shall be allowed in criminal prosecutions.

Sec. 17. Section 29-2020, Reissue Revised Statutes of Nebraska, is amended to read: 29-2020 In Except as provided in section 29-2525 for cases when the punishment is capital, in all criminal cases when a defendant feels aggrieved by any opinion or decision of the court, he or she may order a bill of exceptions. The ordering, preparing, signing, filing, correcting, and amending of the bill of exceptions shall be governed by the rules established in such matters in civil cases.

Sec. 18. Section 29-2027, Reissue Revised Statutes of Nebraska, is amended to read: 29-2027 In all trials for murder the jury before whom such trial is had, if they find the prisoner guilty thereof, shall ascertain in their verdict whether it is murder in the first or second degree or manslaughter. If, and if such person is convicted by confession in open court, the court shall proceed by examination of witnesses in open court, to determine the degree of the crime, and shall pronounce sentence accordingly or as provided in sections 29-2519 to 29-2524 for murder in the first degree.

Sec. 19. Section 29-2204, Revised Statutes Cumulative Supplement, 2014, is amended to read: 29-2204 (1) Except when the defendant is found guilty of a Class IA felony a term of life imprisonment is required by law, in imposing an indeterminate sentence upon an offender the court shall: (a) Until July 1, 1998, fix the minimum and maximum limits of the sentence to be served within the limits provided by law, except that when a maximum limit of life is imposed by the court for a Class IB felony, the minimum limit may be any term of years not less than the statutory mandatory minimum; and (ii) Beginning July 1, 1998: (a) (i) Fix the minimum and maximum limits of the sentence to be served within the limits provided by law for any class of felony other than a Class IV felony, except that

Sec. 20. Section 29-2204, Revised Statutes Cumulative Supplement, 2014, is amended to read: 29-2204 (1) Except when the defendant is found guilty of a Class IA felony a term of life imprisonment is required by law, in imposing an indeterminate sentence upon an offender the court shall: (a) Until July 1, 1998, fix the minimum and maximum limits of the sentence to be served within the limits provided by law, except that when a maximum limit of life is imposed by the court for a Class IB felony, the minimum limit may be any term of years not less than the statutory mandatory minimum; and (ii) Beginning July 1, 1998: (a) (i) Fix the minimum and maximum limits of the sentence to be served within the limits provided by law for any class of felony other than a Class IV felony, except that

Sec. 21. Section 29-2204, Revised Statutes Cumulative Supplement, 2014, is amended to read: 29-2204 (1) Except when the defendant is found guilty of a Class IA felony a term of life imprisonment is required by law, in imposing an indeterminate sentence upon an offender the court shall: (a) Until July 1, 1998, fix the minimum and maximum limits of the sentence to be served within the limits provided by law, except that when a maximum limit of life is imposed by the court for a Class IB felony, the minimum limit may be any term of years not less than the statutory mandatory minimum; and (ii) Beginning July 1, 1998: (a) (i) Fix the minimum and maximum limits of the sentence to be served within the limits provided by law for any class of felony other than a Class IV felony, except that

Sec. 22. Section 29-2204, Revised Statutes Cumulative Supplement, 2014, is amended to read: 29-2204 (1) Except when the defendant is found guilty of a Class IA felony a term of life imprisonment is required by law, in imposing an indeterminate sentence upon an offender the court shall: (a) Until July 1, 1998, fix the minimum and maximum limits of the sentence to be served within the limits provided by law, except that when a maximum limit of life is imposed by the court for a Class IB felony, the minimum limit may be any term of years not less than the statutory mandatory minimum; and (ii) Beginning July 1, 1998: (a) (i) Fix the minimum and maximum limits of the sentence to be served within the limits provided by law for any class of felony other than a Class IV felony, except that

Sec. 23. Section 29-2204, Revised Statutes Cumulative Supplement, 2014, is amended to read: 29-2204 (1) Except when the defendant is found guilty of a Class IA felony a term of life imprisonment is required by law, in imposing an indeterminate sentence upon an offender the court shall: (a) Until July 1, 1998, fix the minimum and maximum limits of the sentence to be served within the limits provided by law, except that when a maximum limit of life is imposed by the court for a Class IB felony, the minimum limit may be any term of years not less than the statutory mandatory minimum; and (ii) Beginning July 1, 1998: (a) (i) Fix the minimum and maximum limits of the sentence to be served within the limits provided by law for any class of felony other than a Class IV felony, except that



when a maximum limit of life is imposed by the court for a Class IB felony, the minimum limit may be any term of years not less than the statutory mandatory minimum. If the criminal offense is a Class IV felony, the court shall fix the minimum and maximum limits of the sentence, but the minimum limit fixed by the court shall not be less than the minimum provided by law nor more than one-third of the maximum term and the maximum limit shall not be greater than the maximum provided by law; or (ii B) Impose a definite term of years, in which event the maximum term of the sentence shall be the term imposed by the court and the minimum term shall be the minimum sentence provided by law; (b) Advise the offender on the record the time the offender will serve on his or her minimum term before attaining parole eligibility assuming that no good time for which the offender will be eligible is lost; and (c) Advise the offender on the record the time the offender will serve on his or her maximum term before attaining mandatory release assuming that no good time for which the offender will be eligible is lost. If any discrepancy exists between the statement of the minimum limit of the sentence and the statement of parole eligibility or between the statement of the maximum limit of the sentence and the statement of mandatory release, the statements of the minimum limit and the maximum limit shall control the calculation of the offender's term. If the court imposes more than one sentence upon an offender or imposes a sentence upon an offender who is at that time serving another sentence, the court shall state whether the sentences are to be concurrent or consecutive. (2)(a) When the court is of the opinion that imprisonment may be appropriate but desires more detailed information as a basis for determining the sentence to be imposed than has been provided by the presentence report required by section 29-2261, the court shall commit an offender to the Department of Correctional Services for a period not exceeding ninety days. The department shall conduct a complete study of the offender during that time, inquiring into such matters as his or her previous delinquency or criminal experience, social background, capabilities, and mental, emotional, and physical health and the rehabilitative resources or programs which may be available to suit his or her needs. By the expiration of the period of commitment or by the expiration of such additional time as the court shall grant, not exceeding a further period of ninety days, the offender shall be returned to the court for sentencing and the court shall be provided with a written report of the results of the study, including whatever recommendations the department believes will be helpful to a proper resolution of the case. After receiving the report and the recommendations, the court shall proceed to sentence the offender in accordance with subsection (1) of this section. The term of the sentence shall run from the date of original commitment under this subsection. (b) In order to encourage the use of this procedure in appropriate cases, all costs incurred during the period the defendant is held in a state institution under this subsection shall be a responsibility of the state and the county shall be liable only for the cost of delivering the defendant to the institution and the cost of returning him or her to the appropriate court for sentencing or such other disposition as the court may then deem appropriate. (3) Except when the defendant is found guilty of a Class IA felony a term of life is required by law, whenever the defendant was under eighteen years of age at the time he or she committed the crime for which he or she was convicted, the court may, in its discretion, instead of imposing the penalty provided for the crime, make such disposition of the defendant as the court deems proper under the Nebraska Juvenile Code. Until October 1, 2013, prior to making a disposition which commits the juvenile to the Office of Juvenile Services, the court shall order the juvenile to be evaluated by the office if the juvenile has not had an evaluation within the past twelve months.

Sec. 20. Section 29-2261, Revised Statutes Cumulative Supplement, 2014, is amended to read: 29-2261 (1) Unless it is impractical to do so, when an offender has been convicted of a felony ~~other than murder in the first degree~~, the court shall not impose sentence without first ordering a presentence investigation of the offender and according due consideration to a written report of such investigation. ~~When an offender has been convicted of murder in the first degree and (a) a jury renders a verdict finding the existence of one or more aggravating circumstances as provided in section 29-2520 or (b)(i) the information contains a notice of aggravation as provided in section 29-1603 and (ii) the offender waives his or her right to a jury determination of the alleged aggravating circumstances, the court shall not commence the sentencing determination proceeding as provided in section 29-2521 without first or-~~

~~dering a presentence investigation of the offender and according due consideration to a written report of such investigation.~~ (2) A court may order a presentence investigation in any case, except in cases in which an offender has been convicted of a Class IIIA misdemeanor, a Class IV misdemeanor, a Class V misdemeanor, a traffic infraction, or any corresponding city or village ordinance. (3) The presentence investigation and report shall include, when available, an analysis of the circumstances attending the commission of the crime, the offender's history of delinquency or criminality, physical and mental condition, family situation and background, economic status, education, occupation, and personal habits, and any other matters that the probation officer deems relevant or the court directs to be included. All local and state police agencies and Department of Correctional Services adult correctional facilities shall furnish to the probation officer copies of such criminal records, in any such case referred to the probation officer by the court of proper jurisdiction, as the probation officer shall require without cost to the court or the probation officer. Such investigation shall also include: (a) Any written statements submitted to the county attorney by a victim; and (b) Any written statements submitted to the probation officer by a victim. (4) If there are no written statements submitted to the probation officer, he or she shall certify to the court that: (a) He or she has attempted to contact the victim; and (b) If he or she has contacted the victim, such officer offered to accept the written statements of the victim or to reduce such victim's oral statements to writing. For purposes of subsections (3) and (4) of this section, the term victim shall be as defined in section 29-119. (5) Before imposing sentence, the court may order the offender to submit to psychiatric observation and examination for a period of not exceeding sixty days or such longer period as the court determines to be necessary for that purpose. The offender may be remanded for this purpose to any available clinic or mental hospital, or the court may appoint a qualified psychiatrist to make the examination. The report of the examination shall be submitted to the court. (6) Any presentence report or psychiatric examination shall be privileged and shall not be disclosed directly or indirectly to anyone other than a judge, probation officers to whom an offender's file is duly transferred, the probation administrator or his or her designee, or others entitled by law to receive such information, including personnel and mental health professionals for the Nebraska State Patrol specifically assigned to sex offender registration and community notification for the sole purpose of using such report or examination for assessing risk and for community notification of registered sex offenders. For purposes of this subsection, mental health professional means (a) a practicing physician licensed to practice medicine in this state under the Medicine and Surgery Practice Act, (b) a practicing psychologist licensed to engage in the practice of psychology in this state as provided in section 38-3111, or (c) a practicing mental health professional licensed or certified in this state as provided in the Mental Health Practice Act. The court may permit inspection of the report or examination of parts thereof by the offender or his or her attorney, or other person having a proper interest therein, whenever the court finds it is in the best interest of a particular offender. The court may allow fair opportunity for an offender to provide additional information for the court's consideration. (7) If an offender is sentenced to imprisonment, a copy of the report of any presentence investigation or psychiatric examination shall be transmitted immediately to the Department of Correctional Services. Upon request, the Board of Parole or the Office of Parole Administration may receive a copy of the report from the department. (8) Notwithstanding subsection (6) of this section, the Supreme Court or an agent of the Supreme Court acting under the direction and supervision of the Chief Justice shall have access to psychiatric examinations and presentence investigations and reports for research purposes. The Supreme Court and its agent shall treat such information as confidential, and nothing identifying any individual shall be released.

Sec. 21. Section 29-2407, Reissue Revised Statutes of Nebraska, is amended to read: 29-2407 Judgments for fines and costs in criminal cases shall be a lien upon all the property of the defendant within the county from the time of docketing the case by the clerk of the proper court, and judgments upon forfeited recognizance shall be a like lien from the time of forfeiture. No property of any convict shall be exempt from execution issued upon any such judgment as set out in this section against such convict except in cases when the convict is sentenced to a Department of Correctional Services adult correctional facility for a period of more than two years or to suffer death, in which cases there shall be the same exemptions as at the

time may be provided by law for civil cases. The lien on real estate of any such judgment for costs shall terminate as provided in section 25-1716.

Sec. 22. ~~The changes made by this legislative bill shall not (1) limit the discretionary authority of the sentencing court to order restitution as part of any sentence or (2) alter the discretion and authority of the Department of Correctional Services to determine the appropriate security measures and conditions during the confinement of any committed offender.~~

Sec. 23. ~~It is the intent of the Legislature that in any criminal proceeding in which the death penalty has been imposed but not carried out prior to the effective date of this act, such penalty shall be changed to life imprisonment.~~

Sec. 24. Section 29-2801, Reissue Revised Statutes of Nebraska, is amended to read: 29-2801 If any person, except persons convicted of some crime or offense for which they stand committed, ~~or persons committed for treason or felony, the punishment whereof is capital, plainly and specially expressed in the warrant of commitment, now or in the future, is or shall be confined in any jail of this state, or is shall be unlawfully deprived of his or her liberty, and makes shall make application, either by himself him or herself or by any person on his or her behalf, to any one of the judges of the district court, or to any county judge, and does at the same time produce to such judge a copy of the commitment or cause of detention of such person, or if the person so imprisoned or detained is imprisoned or detained without any legal authority, upon making the same appear to such judge, by oath or affirmation, it is the duty of the judge shall be his duty~~ forthwith to allow a writ of habeas corpus, which writ shall be issued forthwith by the clerk of the district court, or by the county judge, as the case may require, under the seal of the court whereof the person allowing such writ is a judge, directed to the proper officer, person, or persons who ~~detain detains~~ such prisoner.

Sec. 25. Section 29-3205, Reissue Revised Statutes of Nebraska, is amended to read: 29-3205 The Uniform Rendition of Prisoners as Witnesses in Criminal Proceedings Act shall Sections 29-3201 to 29-3210 do not apply to any person in this state confined as mentally ill or under sentence of death.

Sec. 26. Section 29-3920, Reissue Revised Statutes of Nebraska, is amended to read: 29-3920 The Legislature finds that: (1) County property owners should be given some relief from the obligation of providing mandated indigent defense services which in most instances are required because of state laws establishing crimes and penalties; (2) Property tax relief can be accomplished if the state begins to assist the counties with the obligation of providing indigent defense services required by state laws establishing crimes and penalties; (3) Property tax relief in the form of state assistance to the counties of Nebraska in providing for indigent defense services will also improve inconsistent and inadequate funding of indigent defense services by the counties; (5) Property tax relief in the form of state assistance to the counties of Nebraska in providing for indigent defense services will also lessen the impact on county property taxpayers of the cost of a high profile first-degree murder death penalty case which can significantly affect the finances of the counties; and (6) To accomplish property tax relief in the form of the state assisting the counties of Nebraska in providing for indigent defense services, the Commission on Public Advocacy Operations Cash Fund should be established to fund the operation of the Commission on Public Advocacy and to fund reimbursement requests as determined by section 29-3933.

Sec. 27. Section 29-3922, Revised Statutes Cumulative Supplement, 2014, is amended to read: 29-3922 For purposes of the County Revenue Assistance Act: (1) Chief counsel means an attorney appointed to be the primary administrative officer of the commission pursuant to section 29-3928; (2) Commission means the Commission on Public Advocacy; (3) Commission staff means attorneys, investigators, and support staff who are performing work for the first-degree murder capital litigation division, appellate division, DNA testing division, and major case resource center; (4) Contracting attorney means an attorney contracting to act as a public defender pursuant to sections 23-3404 to 23-3408; (5) Court-appointed attorney means an attorney other than a contracting attorney or a public defender appointed by the court to represent

an indigent person; (6) Indigent defense services means legal services provided to indigent persons by an indigent defense system in first-degree murder capital cases, felony cases, misdemeanor cases, juvenile cases, mental health commitment cases, child support enforcement cases, and paternity establishment cases; (7) Indigent defense system means a system of providing services, including any services necessary for litigating a case, by a contracting attorney, court-appointed attorney, or public defender; (8) Indigent person means a person who is indigent and unable to obtain legal counsel as determined pursuant to subdivision (3) of section 29-3901; and (9) Public defender means an attorney appointed or elected pursuant to sections 23-3401 to 23-3403.

Sec. 28. Section 29-3928, Reissue Revised Statutes of Nebraska, is amended to read: 29-3928 The commission shall appoint a chief counsel. The responsibilities and duties of the chief counsel shall be defined by the commission and shall include the overall supervision of the workings of the various divisions of the commission. The chief counsel shall be qualified for his or her position, shall have been licensed to practice law in the State of Nebraska for at least five years prior to the effective date of the appointment, and shall be experienced in the practice of criminal defense, including the defense of first-degree murder capital cases. The chief counsel shall serve at the pleasure of the commission. The salary of the chief counsel shall be set by the commission.

Sec. 29. Section 29-3929, Reissue Revised Statutes of Nebraska, is amended to read: 29-3929 The primary duties of the chief counsel shall be to provide direct legal services to indigent defendants, and the chief counsel shall: (1) Supervise the operations of the appellate division, the first-degree murder capital litigation division, the DNA testing division, and the major case resource center; (2) Prepare a budget and disburse funds for the operations of the commission; (3) Present to the commission an annual report on the operations of the commission, including an accounting of all funds received and disbursed, an evaluation of the cost-effectiveness of the commission, and recommendations for improvement; (4) Convene or contract for conferences and training seminars related to criminal defense; (5) Perform other duties as directed by the commission; (6) Establish and administer projects and programs for the operation of the commission; (7) Appoint and remove employees of the commission and delegate appropriate powers and duties to them; (8) Adopt and promulgate rules and regulations for the management and administration of policies of the commission and the conduct of employees of the commission; (9) Transmit monthly to the commission a report of the operations of the commission for the preceding calendar month; (10) Execute and carry out all contracts, leases, and agreements authorized by the commission with agencies of federal, state, or local government, corporations, or persons; and (11) Exercise all powers and perform all duties necessary and proper in carrying out his or her responsibilities.

Sec. 30. Section 29-3930, Reissue Revised Statutes of Nebraska, is amended to read: 29-3930 The following divisions are established within the commission: (1) The first-degree murder capital litigation division shall be available to assist in the defense of first-degree murder capital cases in Nebraska, subject to caseload standards of the commission; (2) The appellate division shall be available to prosecute appeals to the Court of Appeals and the Supreme Court, subject to caseload standards of the commission; (3) The violent crime and drug defense division shall be available to assist in the defense of certain violent and drug crimes as defined by the commission, subject to the caseload standards of the commission; (4) The DNA testing division shall be available to assist in representing persons who are indigent who have filed a motion pursuant to the DNA Testing Act, subject to caseload standards; and (5) The major case resource center shall be available to assist public defenders, contracting attorneys, or court-appointed attorneys with the defense of a felony offense, subject to caseload standards of the commission.

Sec. 31. Section 55-480, Reissue Revised Statutes of Nebraska, is amended to read: 55-480 Though not specifically mentioned in the Nebraska Code of Military Justice this code, all disorders and neglects to the prejudice of good order and discipline in the armed forces, all conduct of a nature to bring discredit upon the armed forces, and all crimes and offenses ~~not capital~~, of which persons subject to the this code may be guilty, shall be taken cognizance of by a court-martial, according to the nature and degree of the offense, and shall be punished at the discretion of that court.

Sec. 32. Section 83-1,110.02, Reissue Revised Statutes of Nebraska, is amended to read: 83-1,110.02 (1) A committed offender who is otherwise eligible for parole, who is not under sentence of ~~death~~ or of life imprisonment, and who because of an existing medical or physical condition is determined by the department to be terminally ill or permanently incapacitated may be considered for medical parole by the board. A committed offender may be eligible for medical parole in addition to any other parole. The department shall identify committed offenders who may be eligible for medical parole based upon their medical records. (2) The board shall decide to grant medical parole only after a review of the medical, institutional, and criminal records of the committed offender and such additional medical evidence from board-ordered examinations or investigations as the board in its discretion determines to be necessary. The decision to grant medical parole and to establish conditions of release on medical parole in addition to the conditions stated in subsection (3) of this section is within the sole discretion of the board. (3) As conditions of release on medical parole, the board shall require that the committed offender agree to placement for medical treatment and that he or she be placed for a definite or indefinite period of time in a hospital, a hospice, or another housing accommodation suitable to his or her medical condition, including, but not limited to, his or her family's home, as specified by the board. (4) The parole term of a medical parolee shall be for the remainder of his or her sentence as reduced by any adjustment for good conduct pursuant to the Nebraska Treatment and Corrections Act.

Sec. 33. Section 83-4,143, Reissue Revised Statutes of Nebraska, is amended to read: 83-4,143 (1) It is the intent of the Legislature that the court target the felony offender (a) who is eligible and by virtue of his or her criminogenic needs is suitable to be sentenced to intensive supervision probation with placement at the incarceration work camp, (b) for whom the court finds that other conditions of a sentence of intensive supervision probation, in and of themselves, are not suitable, and (c) who, without the existence of an incarceration work camp, would, in all likelihood, be sentenced to prison. (2) When the court is of the opinion that imprisonment is appropriate, but that a brief and intensive period of regimented, structured, and disciplined programming within a secure facility may better serve the interests of society, the court may place an offender in an incarceration work camp for a period not to exceed one hundred eighty days as a condition of a sentence of intensive supervision probation. The court may consider such placement if the offender (a) is a male or female offender convicted of a felony offense in a district court, (b) is medically and mentally fit to participate, with allowances given for reasonable accommodation as determined by medical and mental health professionals, and (c) has not previously been incarcerated for a violent felony crime. Offenders convicted of a crime under section 28-303 or sections 28-319 to 28-322.04 or of any capital crime are not eligible to be placed in an incarceration work camp. (3) It is also the intent of the Legislature that the Board of Parole may recommend placement of felony offenders at the incarceration work camp. The offenders recommended by the board shall be offenders currently housed at other Department of Correctional Services adult correctional facilities and shall complete the incarceration work camp programming prior to release on parole. (4) When the Board of Parole is of the opinion that a felony offender currently incarcerated in a Department of Correctional Services adult correctional facility may benefit from a brief and intensive period of regimented, structured, and disciplined programming immediately prior to release on parole, the board may direct placement of such an offender in an incarceration work camp for a period not to exceed one hundred eighty days as a condition of release on parole. The board may consider such placement if the felony offender (a) is medically and mentally fit to participate, with allowances given for reasonable accommodation as determined by medical and mental health professionals, and (b) has not previously been incarcerated for a violent felony crime. Offenders convicted of a crime under section 28-303 or sections 28-319 to 28-322.04 or of any capital crime are not eligible to be placed in an incarceration work camp. (5) The Director of Correctional Services may assign a felony offender to an incarceration work camp if he or she believes it is in the best interests of the felony offender and of society, except that offenders convicted of a crime under section 28-303 or sections 28-319 to 28-322.04 or of any capital crime are not eligible to be assigned to an incarceration work camp pursuant to this subsection.

Sec. 34. Original sections 23-3406, 23-3408, 24-1106, 25-1140.09, 28-104, 28-202, 28-303, 29-1602, 29-1822, 29-2004, 29-2005, 29-

2006, 29-2020, 29-2027, 29-2407, 29-2801, 29-3205, 29-3920, 29-3928, 29-3929, 29-3930, 55-480, 83-1,110.02, and 83-4,143, Reissue Revised Statutes of Nebraska, and sections 28-105, 28-201, 28-1356, 29-1603, 29-2204, 29-2261, and 29-3922, Revised Statutes Cumulative Supplement, 2014, are repealed. Sec. 35. The following sections are outright repealed: Sections 24-1105, 29-2519, 29-2521, 29-2521.01, 29-2521.03, 29-2521.04, 29-2521.05, 29-2523, 29-2524.01, 29-2524.02, 29-2525, 29-2527, 29-2528, 29-2811, 83-1,105.01, 83-1,132, 83-964, 83-965, 83-966, 83-967, 83-968, 83-969, 83-970, 83-971, and 83-972, Reissue Revised Statutes of Nebraska, and sections 28-105.01, 29-2520, 29-2521.02, 29-2522, 29-2524, 29-2537, 29-2538, 29-2539, 29-2540, 29-2541, 29-2542, 29-2543, and 29-2546, Revised Statutes Cumulative Supplement, 2014.

Respectfully submitted,

John Gale

Secretary of State

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