



Pictured are Bradley Pfeifer, Margaret Linse, Bri Hoffman, Roxie Schaaf, Tana O'Neill, and Karen Nollette.

Photo courtesy West Holt Medical Services

Schaaf honored with NHA Caring Kind Award

Pharmacy Technician, Roxie Schaaf is a recipient of the Nebraska Hospital Association (NHA) prestigious "The Caring Kind" award.

For 37 years, the Nebraska Hospital Association has paid tribute to nearly 2,200 of Nebraska's most caring and dedicated health care employees at The Caring Kind Awards Luncheon during the NHA Annual Convention each fall.

Each NHA member hospital and health systems from across the state nominate one employee from their facility to be recognized.

The recipients of this prestigious award go above and beyond the call of duty to demonstrate compassion for patients and dedication to service

excellence in their job responsibilities.

Award recipients commit themselves to the betterment of their hospitals and health systems, their customers, their coworkers and their communities.

Schaaf was nominated by coworker, Brianna Hoffman who shared, "Roxie exemplifies what the word teamwork means. She is a Certified Pharmacy Technician, but performs many functions within our hospital, rural health clinic, and pharmacy."

Hoffman continues, "Roxie is involved with medication ordering and formulary management and goes above and beyond to make sure our

patients have the medication they need. She will drop whatever she is doing to help someone out and frequently making unpaid trips to the hospital on weekends to ensure our patients receive the appropriate medications and best care."

"Roxie also manages the medication billing and the 340B prescription drug program and is constantly trying to learn more. She is actively involved in our electronic medical records software and tries to improve its functionality."

"Roxie recently took on a new role involving bookkeeping at our on campus retail pharmacy. West Holt Medical Services is lucky to have Roxie on our team!"



Autumn Hoppe with trophies and medals she has won.

Photo by Lorraine Lieswald

Autumn Hoppe pedals to fame

By Lorraine Lieswald,
Atkinson Graphic reporter

Hanging in Autumn Hoppe's closet is her lucky shirt. It's a bit worn. It should be.

Autumn has worn her lucky shirt through all her Pedal Pulling competitions in recent years.

The daughter of Bill Hoppe and granddaughter of Jim and Marnie Hoppe, 11-year-old Autumn has been a pedal pulling competitor for four years.

"I wear my lucky shirt and it brings me wins and trophies," she said.

And, she has the goods to prove it. Starting when she was seven Autumn has pedaled her way into earning six trophies, two medals and three big rosettes.

Her latest and largest trophy was the one she won September 24 at the National Pedal Pulling contest in Mitchell, South Dakota.

The sixth grader at West Holt Public School stood in the winners' circle after earning a third place finish one half inch behind the first place winner.

"At Nationals you get one pull. The tractors are bigger and you start pulling a 180 lb. weight. My pull was 390 lbs.," Autumn said. "The secret is you have to start off fast in order to get a good pull."

Autumn earned a spot in the National Pulling Competition after winnings at Atkinson Hay Days, the Holt County Fair, and State competition in Grand Island.

The third place win in Nationals

earns Autumn a birth at the International Pedal Pulling if one is held.

"The organizer passed and the future is up in the air," she said.

Competitions internationally would be an honor, but if it doesn't happen, Autumn said there are other roads to travel.

She is a member of the Brush Creek 4-H Club and 4-H Shooting Sports, the school's volleyball and track teams, and there's pedal pulling training, just in case.

Autumn runs, rides her bike, and helps grandpa and grandma on the farm and with the care of her four-year-old sister, Jaylynn.

And, if International Pedal Pulling is canceled, Autumn still has one more year to compete.

Regardless of where the next competition is, the determined young lady will have her lucky shirt clean and ready to pack along with the excitement of earning one more trophy.

Huskies football team in playoffs

The West Holt Huskies football team have qualified for the Nebraska State Football Playoffs in D-1.

The Huskies playoff game will be in Benkelman against Dundy County-Stratton today, Thursday, October 27 at 2:00 p.m. Mountain Time (3:00 p.m. Central Time).

Due to the State Football Playoffs, West Holt Public Schools will not have school on today, October 27th.

They will have a regular, full day of school on Friday.

Write-in candidates affidavits received

The Holt County Clerk has reported that Write-in Affidavits have been filed for the following candidates: Scott Shane – Atkinson City Council; Jim Wakefield – O'Neill Public School Board; Brian Rowse – Chambers Village Board; and Mark Dexter - Chambers School Board – 4 Year term.

October 28, 2016 is the last day to file a notarized write-in affidavit with a filing fee.

The General Election will be on Tuesday, November 8, 2016.

Honoring veterans event to be held

By Lorraine Lieswald,
Atkinson Graphic reporter

An evening of honoring all area veterans will be held on Tuesday, November 1, from 5:00 p.m. to 8:00 p.m.

A free meal will be served at 6:30 p.m. followed by a program from 7:00 p.m. to 8:00 p.m. at the O'Neill Community Center which is located at 501 South 4th Street in O'Neill.

Veterans and their spouses are invited to attend.

Representatives from North Central District Health Department, Veterans Service Office, The Vet Center, Department of Labor, CENCAP, SOS Support Group, Team RWB and more will be there.

Free flu shots will be given to veterans.

For more information call Jacquie Wilson, VetSET Coordinator at 402-336-2406 or the Holt/Boyd/Wheeler Veteran Service at 402-336-1200.

Dohmen joins Hoffman Law

By Lorraine Lieswald,
Atkinson Graphic reporter

Attorney Barbra Dohmen has joined the law firm of Andrew Hoffman.

A graduate of Creighton Law School in December 2015, Dohmen officially began at the Hoffman firm on September 1 and received her license the end of that month.

"Working with Andy has been a great experience. He is a wonderful mentor to me," Dohmen said.

The young attorney's farm background enhances her belief in the values of rural people.

"Working in a rural community is such a pleasure because the bonds and relationships are irreplaceable with strong support systems which are so meaningful," she said.

Dohmen graduated from Newman Grove High School, attended Northeast Community College for a year before transferring to the University of Nebraska-Omaha where she earned a Bachelor's Degree.

At the Creighton Law School she

obtained her Masters and Doctorate in two and a half years.

Working at the Hoffman law firm, Dohmen said, she is involved with estate and business planning and some litigation.

"I'm doing a lot of 'catch all'. Here it is definitely not monotonous; I am constantly learning and constantly growing."

A family tragedy cemented Dohmen's path in becoming an attorney.

"First, I always want to know how the world works and second, when Mom had an accident and attorney was to spend her life in a nursing home I became her advocate. This experience has made me want to help people."

Explaining her strongest feature, Dohmen said "I would have to say I'm darn dedicated."

Dohmen lives in O'Neill with her significant other James Shields, and their 4-year-old daughter Isabelle.

Andrew Hoffman Law is hosting an Open House for Barbra Dohmen today, Thursday, October 27 from 3:00 to 5:00 p.m. at its office located at 47640 East Highway 20. Refreshments will be provided.

Attorney Dohmen can be reached at 404-925-2268.



Andy Hoffman and Barbra Dohmen



Jan and Wayne Baker visit with Dr. Jarrod Wiegman at the open house last week.

Open house held for Jarrod Wiegman, M.D.

By Lorraine Lieswald,
Atkinson Graphic reporter

Dr. Jarrod Wiegman told the large crowd at the Open House held in his honor on Wednesday evening, October 19 his reasons for choosing the West Holt Memorial Hospital and Clinic as a place to practice medicine, were many, but first and foremost, it was the people.

"We (his wife Katherine will begin medical practice with her husband

Men's Project Runway coming to Atkinson

By Lorraine Lieswald,
Atkinson Graphic reporter

Atkinson has its own Project Runway and you are invited to be a guest.

The Atkinson Senior Center is sponsoring this style show, its first gala, which will premier Saturday evening, November 5, in the Knights of Columbus Hall.

While television's Project Runway featured women the local style show will present a different twist. All the models are men. They will parade down a runway dressed in the latest fashions which emphasizes their positions in Atkinson.

Modeling will be: Paul Corkle - Atkinson's mayor; Paul Seger - former Atkinson mortician; Steve Neptune - West Holt Public School's head high school football coach; Jim Brennan - local banker; Marvin Smoot - West Holt Medical Clinic supervisor; Ryan Keogh - Atkinson Fire Department, Pastor Wayne Owens - local clergy; Brett Lieswald - local industries; Jon Wolf - Atkinson-Stuart Country Club; Grant Neuverth - West Holt High School student; Stu Dockter -

local food industry; and Maddox Dexter - Atkinson Daycare.

Jason Seger and Michelle Laetsch will provide the music.

Brent Hooley is the emcee and will be introduced by Atkinson Senior Center, acting director, Butch Braun.

Preceding Men's Project Runway will be a three-course Windsor Loin sit down dinner served at 6:30 p.m.

Tables will be elegantly decorated in black and gold décor and West Holt High School FFA members will be serving the meal.

Doors will open at 5:30 p.m. with a coffee hour. Transportation will be provided if necessary.

A free will offering will be taken at the door.

For seating reservations or to arrange transportation, call Cindy Kubik at 402-340-0049 or Jacque Steinhauer at 402-340-3114.

Partial funding comes from Thrivent Financial.

Committee members are: Becky Borer, Cindy Kubik, Jacque Steinhauer, Lorraine Lieswald and Senior Center Board member, Butch Braun.



Mrs. Dan Schaaf and owner Renee Howell

Photo by Lorraine Lieswald

Half Full Bar & Grill opens

By Lorraine Lieswald,
Atkinson Graphic reporter

The Half Full Bar & Grill located at 106 South Main Street in downtown Atkinson opened on Monday, October 10.

The owner, Renee Howell, said the Half Full Bar & Grill will feature a full food menu with an evening salad bar and emphasis on a Sunday buffet.

"We will not be serving alcohol until we have a liquor license on December 1. Our goal is to serve the best food in town with the lowest prices."

Howell noted the inside of the bar, formerly called The Round-Up Bar, has been completely renovated.

"We have a new roof, new flooring new plumbing, new lighting and new frying equipment and we accept all

credit cards," she said.

The Half Full Bar & Grill has a family atmosphere with a pool table, darts and plenty of eating tables for family gatherings.

The Half Full Bar & Grill will be open Mondays, Tuesdays, and Thursdays from 11:30 a.m. to 9:00 p.m.; Fridays from 11:30 a.m. to 10:00 p.m.; Saturdays from 12:00 p.m. to 10:00 p.m.; and Sundays from 10:00 a.m. to 1:00 p.m.

It will be closed on Wednesdays.

Children dressed in Halloween costumes will eat for half price from 4:00 p.m. to 8:00 p.m. on Halloween, Monday, October 31. Special Halloween treats will include homemade cinnamon rolls.

The Half Full Bar & Grill's phone number is 402-925-2788.



West Holt Medical Clinic staff were among those at the open house held last week at the clinic.

Photos by Lorraine Lieswald

Holt Medical Services because of the people. They were really impressed with the quality of the people, the facility and the community." Pfeifer said Dr. Jarrod and Dr. Katherine are Board Certified in Internal and Family Medicine.

Pfeifer said their signed contracts assure the community the husband and wife doctors will provide medical services at West Holt Medical Services for "at least five years".

"Jarrod (Katherine) chose West

Don't clown around this Halloween

Halloween is one of the most exciting holidays for children. The nurses at the Nebraska Regional Poison Center would like to remind parents and care givers to take some simple precautions to make sure that all children have a safe and happy Halloween.

Last year over 300 calls to the Nebraska Regional Poison Center involved glow sticks-the plastic tubes that are filled with a glowing liquid. Glow sticks can cause immediate stinging and a burning sensation if the liquid comes in contact with the mouth or the eyes. Be careful when small children put these in their mouths as they are soft to chew on and can be easily broken open.

When children trick-or-treat, treats should be carefully checked by adults. Homemade treats or anything out of its original wrapper should be thrown away unless parents are positive of the identity of the person from which it came.

Marijuana edibles can be found in many shapes and sizes and they re-

semble traditional candies in their names and packaging. This is another good reason to check all your children's candy when they get home.

Providing children with a full meal before trick-or-treating will reduce the temptation for children to eat treats before they return home.

Costumes should be warm, well-fitting and non-flammable. Masks should allow adequate vision and should be removed while children are crossing streets. Use inexpensive, nontoxic face paint as an alternative to masks. All makeup and fluorescent hair sprays should be removed before going to bed. Consider using reflective tape on costumes worn after dark.

Make sure children are accompanied by an adult and take a flashlight along if it is dark. All children should stay in their own neighborhood and only go in homes of friends and family.

Give out non-edible treats such as stickers, pencils, erasers, or other party favors.

Sponsor a block party as an alternative to wide-range trick-or-treating. Parties at home can substitute for, or at least shorten, trick-or-treat trips.

Serving punch containing dry ice is not considered dangerous as long as the ice is not swallowed in its solid form. Small pieces should not be put in individual glasses. Frostbite can occur if dry ice touches the skin or mouth.

Chocolate is very poisonous to dogs. Store all candy up and out of reach of dogs. While trick-or-treating stay away from barking dogs or stray animals.

The Nebraska Regional Poison Center offers tips on Halloween safety and poison prevention. For more information, contact the Nebraska Regional Poison Center by calling 1-800-222-1222.

Mildred Varilek to celebrate 96 years



Mildred Varilek will celebrate her 96th birthday on Saturday, November 5th.

Birthday greetings may be sent to her at: Arlington Place, Apt. 120, 800 Ratliff Rd., Red Oak, IA 51566.

She enjoys hearing from everyone. Her family included eight children, 16 grandchildren, 25 great-grandchildren and one great-great-grandchild.

She lived in the Stuart, Neb. area for several years and was originally from the Gregory, S.D. area.

Celia

News

The Wandering Women's Brunch Bunch will meet November 10 at the home of Bev Hitchcock with Betty Albrecht as the server

Herman and Ruth Meyer of Castle Rock, Colorado spent a few days in the Atkinson area. They were house guests of Ruby Dobias. Herman and Ruth attended the wedding of a granddaughter in Minneapolis before arriving in Atkinson. Ruby Dobias hosted a carry-in dinner in their honor on Tuesday evening. Attending the dinner were Barb Buller, Calvin and Cathy Dobias, Mike and Brenda Dobias, Scott and Karen Sperling, Dusty Dobias and children, Fred Meyer, Zelma Meyer. The evening was spent visiting.

Carl Meyer, a student at UNO, attended the volleyball games in Grand Island.

Tony Meyer, a student at Wayne State, was home for fall break last week. He had dinner with his grandmother before going back to college.

Last weekend Zelma Meyer accompanied Karen Sperling to Columbus where they attended the annual We Can Run Walk and Roll sponsored by the Rehab Dept. of Columbus Community Hospital.

Celia Homemakers.

The Celia Homemakers met Monday evening, October 17at the home of Cathy Dobias with Bonny Kilmurry as co-hostess.

The meeting was called to order by club president Ruby Dobias leading the flag salute. Ten members and two guests answered roll call by telling of a Halloween memory. Guests were Ruth Meyer and Michele Kilmurry.

Regular reports were read. Health leader Corinne Gentile encouraged everyone to get a flu shot as well as practice prevention such as washing hands often and wiping down counters, phones, etc.

Book report was given on "The Waiting". This nonfiction book is in the library. This is about a family who migrated from Holland and lived near Aberdeen, South

Dakota. They lived through hard times such as The Great Depression and World War II.

The main character, Minnie was interviewed by President Bush's daughter on one of the morning TV Shows. Minnie was 102 years old when the book written by her granddaughter was published.

Michele Kilmurry showed a red, white and blue quilt made like an American flag and hand quilted.

Cards were signed for shut-ins along with a birthday card for Pearl Farwell who celebrated her 102 birthday.

Cathy and Bonny gave a lesson with pictures of a trip they made to the Dakotas to the camp where the clean water protests are being held. The pictures included a memorial recently dedicated at Chamberlain, South Dakota. This memorial was made by the Lakota and Dakota tribes.

Bonny will check on the award to be given to 4-H at the fair.

The next meeting will be at Elkhorn Meadows on November 21 which will be the Thanksgiving and Christmas meetings combined. Mystery sisters will be revealed.

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A Taste of Haiti
Sunday, Oct. 30
2:00 - 3:00 p.m.
Immanuel Lutheran Church, Atkinson

Betsy Raymer will be sharing about her medical mission trip to Haiti. Afterwards, there will be a tasting of native foods. Free will offering for missions in Haiti.

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Obituary

Betty Jane Vlach, 88

A funeral service for Betty Jane Vlach, age 88, of Omaha, Neb. was held on Saturday, October 22, 2016 at 10:30 a.m. at St. Patrick's Catholic Church in Elkhorn, Neb. with Father Ron Wasikowski officiating.

Visitation was held from 6:00 p.m. to 8:00 p.m. on Friday, October 21 with a prayer service at 7:00 p.m. at Braman Mortuary Southwest Chapel in Omaha. A private inurnment was held.

Betty Jane was born on January 8, 1928 on the family farm east of Stuart, Neb. to George and Florence (Moeller) Wedge and died on October 18, 2016 at Heritage Pointe Memory Support and St. Croix Hospice in Omaha, Neb.



She attended rural schools through the eighth grade and graduated from high school in Naper, Neb.

During high school she helped her parents in their café. After high school graduation she worked at the banks in Butte, Omaha and Chicago where she met her husband Robert (Bob) Vlach. They were married on August 13, 1949 and were the parents of three children, Roberta,

William and Barry.

She was a stay at home mom and was very active in her children's activities at Adams School and with the Girl and Boy Scouts. The couple loved to ball-room dance, spend time with friends and family and go camping on weekends. They owned Vlach Furniture in Omaha for many years.

After retirement they spent winters at S. Padre Island. She was preceded in death by her husband Robert on January 31, 2012; parents George and Florence Wedge; and a sister Mary Ellen Kersten and her husband Kelly.

Betty Jane Vlach is survived by a daughter Bobbi Ignelzi and her husband Lenny of Encinitas, Calif.; sons Bill Vlach and his wife Lisa of Omaha, Neb. and Barry Vlach and his wife Connie of Chandler, Arizona; brother Don Wedge and his wife Brenda of Atkinson; a sister, Pat Bouska and her husband Don of Stuart, Neb; nine grandchildren; five great-grandchildren; and many nieces and nephews.

Memorials may be made to the Alzheimer's Association.

Funeral Notice

Ronnie Kramer, 72

A funeral service for Ronald "Ronnie" Kramer, age 72, of Stuart, Neb. will be held on Friday, October 28, 2016 at 10:30 a.m. at St. Boniface Catholic Church in Stuart with Father James Weeder officiating.

Visitation will be held on Thursday, October 27 from 4:00 p.m. to 8:00 p.m. at Seger Funeral Home in Stuart with a 7:00 p.m. prayer service.

Burial will be in St. Boniface Catholic Cemetery at Stuart.

Seger Funeral Home of Atkinson is in charge of arrangements. A complete obituary will be included in next week's issue of The Atkinson Graphic.

EDUCATION BRIEF

Cara Seger graduates from Kaplan U

Kaplan University's Nebraska campus will celebrate the graduation of 104 students at The Mid-America Center in Council Bluffs, IA on Friday, October 28th at 7:00 p.m.

Marilynn Simms, Vice President of Programs at the Urban Lead of Nebraska (ULN), will be the keynote speaker for the event.

Among the graduates is Cara Seger of Atkinson with a Bachelor of Science in Humans Services- Child and Family Welfare.

News from Atkinson Antiquers Club

The Atkinson Antiquers Club met on Monday, September 26, 2016 at the Buttons Davis home.

Vice-President Roseann Ninas called the meeting to order at 7:00. Eleven members answered roll call by telling what the hardest burden your parents or grandparents have had to endure.

Buttons Davis gave the lesson on Christian crucifixes and crosses. The Christian Cross, seen as a representation of the instrument of the crucifixion of Jesus, is the best-known symbol of Christianity.

It is related to the crucifix (a cross that includes a usually three-dimensional representation of Jesus' body) and to the more general family of cross symbols.

The cross-shaped sign, represented in its simplest form by a crossing of two lines at right angles, greatly predates the introduction of Christianity, in both East and West. It goes back to a very remote period of human civilization. It is supposed to have been used not just for its ornamental value, but also with religious significance. It may have represented the apparatus used in kindling fire, and thus as the symbol of sacred fire or as a symbol of the sun, denoting its daily rotation.

During the first two centuries of Christianity, the cross was rare in

Christian iconography, as it depicts a purposely painful and gruesome method of public execution and Christians were reluctant to use it.

The extensive adoption of the cross as Christian iconographic symbol arose from the 4th century. The crucifix, a cross upon which an image of Christ is present, is not known to have been used until the 6th century AD.

Although Christians accepted that the cross was the gallows on which Jesus died, they had already begun in the 2nd century to use it as a Christian symbol. Martin Luther at the time of the Reformation retained the cross and crucifix in the Lutheran Church.

Luther wrote: "The cross alone is our theology."

He believed one knows God not through works but through suffering the cross, and faith. The cross is thus a sign both of Christ himself and of the faith of Christians.

Buttons showed her extensive collection of crosses and crucifixes. Most of them were gifts to her from family and friends.

Buttons said that many times the cross or crucifix represents sadness but for her, her crosses represent happiness as she looks at them and reminisces about the happy times and occasions on which she received her crosses.

Graphic Gleanings

In 1966. . . Robert Anson got up early in the morning before school to shoot his first deer by bow and arrow. He is the son of Mr. and Mrs. Orland Anson and a junior at Atkinson High School. At that time it was only the second deer shot by bow and arrow in the area this season.

Mr. and Mrs. M. M. Karo, Jr., Stuart were presented a Conservation Photo Award by Leo Adams of the First National Bank of Atkinson, sponsor. They received the award at the Holt County Soil and Water Conservation Banquet in O'Neill.

The Balers came out on the short end of a 66-7 score at Bassett in the last game of the season. The lone Baler touchdown was scored by Robert Anson on a 65 yard run in the fourth quarter. The extra point was also added by Anson on a run. On defense, Wayne Tasler led the team in tackles with 13, followed by Neal Lange with nine.

Honoring Our Veterans
Tuesday, November 1
5:00 p.m. to 8:00 p.m.
Meal starting at 6:30 p.m.
Program: 7:00 to 8:00 p.m.
O'Neill Community Center
501 S. 4th St.

Come enjoy a night honoring our Veterans! There will be raffle drawings, a FREE meal, and FREE flu shots for veterans.

For more information contact:
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or Holt/Boyd/Wheeler Veteran Service Office 402-336-1200

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Mincer attends floral convention

South Dakota Florist Association (SDFA) held their fall mini convention in Chamberlain, S.D. on October 1st and 2nd with the theme Nature's Harvest.

Curie Mincer of Atkinson Floral was one of 60 with floral shops in attendance.

The conference focused on sympathy work and a hands on Angel Wings

class was held.

Mincer also attended a road side class where they were sent outside to find foliage to be used in their center piece.

A fall decoration contest was held where Mincer received second place but was told her entry was a very close decision for first.

Prospects look good as pheasant season opens Oct. 29

Prospects look good for Nebraska’s pheasant, quail and partridge hunting season, which opens Oct. 29.

Conditions for up-land birds are better than in recent years, and pheasant and quail abundance in Nebraska this year is higher than the five-year average over most of the state. Most of the state, which experienced a generally mild winter, received timely spring rainfall, producing abundant nesting and brood-rearing cover for pheasants.

Pheasant abundance this fall should be similar or slightly lower than during the 2015 hunting season, which saw a 26 percent increase in harvest compared to 2014. Southwestern Nebraska and the Panhandle should offer the best hunting opportunities this fall. Surveys indicate pheasant abundance is higher in the central and Sandhills regions, compared to 2015. Abundance in other regions of the state is predicted to be similar or slightly lower than 2015, but not significantly.

Quail abundance continues to be high across the species’ Nebraska range. The southeast, Republican

River, and east central regions should provide the best hunting opportunities for 2016. Surveys show that abundance should be as

good, or better, than the 2015 hunting season, which was 73 percent greater than the year before.

Public and private land will offer plenty of options for hunters this season. Public land and lands open to public hunting through the Open Fields and Waters program can be found in the Public Access Atlas, available online at Maps.OutdoorNebraska.gov/PublicAccessAtlas. Tall wheat and milo stubble fields open to public hunting also are in the atlas.

This fall, Pheasants Forever (PF) has taken notice of Nebraska’s pheasant hunting prospects. It recently selected Nebraska as one of the nation’s top eight pheasant hunting states, describing the Cornhusker State as a “bird hunting cornucopia.” The Commission partners with PF and Quail Forever to improve habitat, increase hunting opportunities and enhance hunting experiences for thousands of hunters.

The hunting season for pheasant, quail and partridge is Oct. 29 – Jan. 31, 2017. Hunting permits may be purchased at OutdoorNebraska.org. Mobile permits are available.

For a closer look at the upcoming season, read the Commission’s Upland Game Hunting Outlook at OutdoorNebraska.gov/Upland.

Hawks volleyball finishes 3-1 at Lake Region tournament

The Northeast Community College volleyball team went 3-1 at the Lake Region Tournament held in Devils Lake, N.C. over the weekend of October 15 and 16.

On Saturday, the Hawks defeated Dakota County Technical College in straight sets, 25-14, 25-20 and 25-15. Taylor Lammers had 10 kills, two solo blocks and two assist blocks in the game. Tabitha Kander recorded eight kills and two ace serves. Monique Schafer led Northeast in ace serves with four, while Mackenzie Wecker had two ace serves and 16 digs. Jordan Vogt finished with 29 assists.

Also on Saturday, Northeast swept Lake Region State College, 25-12, 25-18 and 25-17. Courtni Kunz had 14 kills, and Kelsey Shoemaker recorded one solo block and three assist blocks. Shoemaker also led ace serves with three, and Kander had two. Wecker finished with 12 digs, and Vogt had 37 assists.

Northeast struggled on Sunday against Bismarck State College, winning the first set 27-25 but dropping the others, 34-32, 25-23 and 25-14. Shoemaker and Kander led kills with 17 and 14, respectively, and Kunz recorded two solo blocks and one assist block. Schafer and Peyton Roach had one ace serve each, and digs were led by Wecker's 39, Schafer's 24, Courtney Labenz's 20 and Roach's 17. Vogt had 52 assists.

Northeast then swept Williston State College later in the day, winning 25-19, 25-20 and 25-14. Kander recorded 12 digs and two ace serves, while Kunz had 10 kills and three assist blocks. Lammers also had three assist blocks, and Schafer led ace serves with three.

Shoemaker recorded two ace serves, and Wecker had 20 digs and five assists. Vogt led assists with 33.

Hawks fall to Kirkwood in straight sets

The Northeast Community College volleyball team started out strong in its match against Kirkwood Community College in Norfolk on Wednesday, October 19, but the Hawks lost the momentum and fell to the #9 Ea-

gles in straight sets, 25-22, 25-21, 25-18.

“Tonight we started off very well, but after a couple errors could not find our fire,” said Hawks Coach Amanda Schultze. “We passed very well and played some good defense, but struggled at the net offensively.”

Courtini Kunz and Tabitha Kander led Northeast with eleven and 10 kills each, respectively. Macy Stewart had one solo and one assist block; Peyton Roach recorded two ace serves; Mackenzie Wecker had 22 digs while Courtney Labenz registered 19 and Jordan Vogt finished with 27 assists.

Hawks volleyball falls to #8 Central in three sets

The Northeast Community College volleyball team went pink to bring awareness and raise funds for breast cancer research in the game on Friday, October 21 against #8 Central Community College in Norfolk. The Hawks lost in straight sets, 25-22, 25-22 and 25-23.

Hawks Coach Amanda Schultze said her team played very well despite the loss. "We definitely had our times where we sat on our heels and made some unforced errors, but we played hard and together as a team," she said.

The match featured the team's annual "Dig Pink - United We Fight" event, with the Hawks sporting pink uniforms.

In addition to t-shirt and pink ribbon sales, there were gift basket raffles as well as an auction featuring a Nebraska Cornhusker volleyball autographed by the 2007 team, plus a Dig Pink shirt autographed by Kerri Walsh Jennings, a bronze medalist in beach volleyball at the recent Olympic games in Rio De Janeiro.

Courtini Kunz and Tabitha Kander led Northeast in kills with 11 each. Taylor Lammers recorded three solo blocks and two assist blocks, and Kelsey Shoemaker had two solo blocks.

Mackenzie Wecker registered three ace serves and 15 digs, while Jordan Vogt had 32 assists and 16 digs.

Stuart Lady Broncos volleyball results reported

By Teresa Mustin

The Stuart Lady Broncos have been on a great run as of late.

In the month of October they have gone 8-1 with their only loss to St. Mary’s on the 6th.

Against Colome, Stuart won 3-0 (25-21, 25-17, 25-13) which included 14 ace serves as a team.

Kennison Kunz had 5 aces, Harlee Fischer had 20 kills, Rachel Kaup added 14 kills, Alison Stracke was credited with 45 set assists and Harlee Fischer and Peyton Alder had 22 and 15 digs respectively.

The ladies faced Ainsworth three times in a two week span and won all three matches in straight sets (25-18, 27-25) (25-23, 25-16) (25-16, 25-23, 25-20).

In those three matches, the team collected 29 ace serves. Harlee Fischer had 35 kills, Rachel Kaup had 30 kills, Alison Stracke recorded 84 assists, Harlee Fischer had 47 digs and Alison Stracke and Peyton Alder both added 10 digs.

While facing Niobrara-Verdigre for two matches (25-18, 25-7) (25-15, 25-19) the ladies recorded 31 ace serves as a team. Harlee Fischer, Reagan Engel and Rachel Kaup added 22, 18 and 14 kills respectively and Peyton Alder and Kennison Kunz led the team with 13 and 9 digs.

The Lady Broncos competed against St. Mary’s for the third time this season and again came up short losing the match 19-25 and 19-25. Harlee Fischer led the team with 9

kills and 14 digs while Alison Stracke led the team with 11 assists.

The Clearwater-Orchard team came to Stuart on the 11th and came to play. The Lady Broncos stumbled at the start of the match as O-C took set one 23-25.

The ladies then found themselves down in the second but showed a lot of heart and determination to come out on top ending the match winning the second and third sets 25-21 and 25-10.

While playing O-C, the team recorded 1 ace serves with Harlee Fischer having 4. Harlee Fischer and Rachel Kaup led the team with 13 and 10 kills and Alison Stracke recorded her first solo block in her career.

The defense for the Broncos also came alive with Harlee Fischer, Kennison Kunz and Reagan Engel having 15, 13 and 12 digs each.

Boyd County competed with the Broncos on the 13th in Ainsworth and the Lady Broncos held strong and won the match 25-13 and 25-21. The team again continued their strength of serving and recorded 13 ace serves with Alison Stracke recording 6 aces. Harlee Fischer recorded 13 kills while Peyton Alder had 11 digs.

The Broncos started Niobrara Valley Conference play on Monday, October 24th with a match against Santee.

After conference play concludes on October 28th, they will then play in sub-districts which will be in Ord on Monday, October 31st.



Game & Parks to sell permits V-Day

Hunters will be able to buy firearm deer permits at Nebraska Game and Parks Commission offices on Veterans Day, Nov. 11. The November firearm deer season is Nov. 12 through Nov. 20.

Customer service will be available to sell permits at the following Game and Parks offices: Lincoln headquarters; district offices in Alliance, Norfolk and North Platte; service centers in Bassett and Kearney; Omaha office; and Ak-Sar-Ben Aquarium.

The offices will be closed for all other business.

To view office addresses, visit OutdoorNebraska.gov/Locations.

Deer and other permits can also be purchased at OutdoorNebraska.org.

Extension Calendar

November 2 - Holt County Extension Board Meeting, 7:00 p.m., Holt County Annex, O’Neill

November 8 - Holt County 4-H, First year BB Gun and .22 shooters safety meeting, 7:00 p.m. to 9:00 p.m., Holt County Annex, O’Neill

November 11 - Holt and Boyd County Extension Offices Closed, Veterans Day

November 15 - CPR-First Aid Class, 6:30 p.m. to 8:00 p.m., Holt County Annex, O’Neill, Pre-Registration required by calling Tonya at 402-340-0225

November 17 - Boyd County Extension Board meeting, 7:00 p.m., Boyd County Courthouse, Butte

November 20 - Boyd County 4-H, Jamboree, Lynch

November 24 and 25 - Holt and Boyd County Extension Offices closed, Thanksgiving Holiday



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NOTICE OF FAILURE TO CLAIM CASH RETIREMENT OF CAPITAL CREDITS OF NIOBRARA VALLEY ELECTRIC MEMBERSHIP CORP.

TO: All Persons Interested In Said Matter

You are hereby notified that the following patrons of Niobrara Valley Electric Membership Corporation have failed to claim a cash retirement of capital credits or general fund checks issued by the Cooperative within four (4) years after payment of the same has been made available to him/her. Such failure to claim the cash retirement shall be and constitutes an irrevocable assignment and gift by such patron of such capital credits and shall be reallocated, on a patronage basis to those patrons who received services in the calendar year in which the assignment and gift shall become effective. Failure of the patron or former patron to claim the cash retirement of capital credits within sixty (60) days of the last date of this publication shall cause the aforesaid assignment and gift to become effective and irrevocable:

ANDERSEN, Kevin – 47179 865th Rd., Atkinson, NE 68713
ANDERSEN, Martinus – 376 Caprock Dr., Grand Junction, CO 81503
AXBERG, Neil S. – RR 2, Box 93, Spencer, NE 68777
BALK, M. M. – PO Box 40, Big Springs, NE 69122
BUDD, Sonja – 4047 Round Valley Circle, Stockton, CA 95207
CLAUSEN, Orlon T. – c/o R.D. Clausen, 602 E. 2nd St., Stuart, NE 68780
CLAUSSEN, Richard – RR 1, Box 54, Spencer, NE 68777
CLEVELAND PRESBYTERIAN CHURCH – c/o Terri Mitchell, 46812 895th Rd., Stuart, NE 68780
COULTHARD, Elsie – 48440 State Hwy. 95, Chambers, NE 68725
DAVIS, George W. – 322 Buckley St., Apt. #8, Sloan, IA 51055
DELANEY, Alice Estate – c/o Lillian Kirkpatrick, 3100 E. Artesia Blvd., Long Beach, CA 90805
DOUTHIT, Ellis Jr. – RR 1, Box 111, O’Neill, NE 68763
FERNAU, Brenda – PO Box 309, Long Pine, NE 69217
HAMILTON, James P. – 87249 464th Ave., Stuart, NE 68780
HARBOUR THOMPSON, Mildred – Box 222, Chambers, NE 68725
HARRIS, Stephen M. – c/o Eric Harris, PO Box 835, Skiatook, OK 74070
HIPPEN, Tom – PO Box 132, O’Neill, NE 68763
JANSEN, Todd – 127 Rose Oneill Drive, Branson, MO 65616
JOCHEM, John R. – RR 1, Box 139, Stuart, NE 68780
JOHNSON, Rodney W. – 1712 S. Maple St., Sioux City, IA 51106
KEMNITZ, Ervin – For Carey Kemnitz, 19203 N. 29th Ave., Lot 322, Phoenix, AZ 85027
KILCOIN, Sharon – 2319 N. Huston Ave., Grand Island, NE 68803
KRAMER, Randy – For Armella Kramer, Deceased, 5913 Pine View Dr., Sioux City, IA 51106
KRYSL, Melvin – 3901 Martins Yard, Sioux City, IA 51104
LAMPMAN, Paul – 620 George St., Butte, NE 68722
LANGE, Neal – c/o Nathan Lange, 87792 N. Carberry St., Atkinson, NE 68713
MACK, Celeste – For John F. Mack, Deceased, 1753 Scarborough Dr., Apt. 3M, Bellevue, NE 68123
MLADY, Clayton – 8521 C St., Omaha, NE 68124
NIELSEN, R.E. – 104 W. Verdel Main Street, Niobrara, NE 68760
PETERSEN, Kevin – RR 1, Box 154, O’Neill, NE 68763
PRUDENTIAL INSURANCE CO. – PO Box 673, Apt. C-04, Kearney, NE 68848
RUNGE, Byron – c/o Robert Runge, 89836 496th Ave, FL2, Bristow, NE 68719
SCHAAF, Patricia A. – 414 S. 16th St., Lot #D8, Ord, NE 68862
SMITH, Bradley – 29009 343rd Ave., Burke, SD 57523
SMITH, Kathy – Apt. C-04, 3717 27th St., Columbus, NE 68601
SPANGLER, Maxine Estate – c/o Dennis Spangler, 314 W. 5th St., Wayne, NE 68787
STAHLCKER, Violet – c/o Westwood, 700 S. Giles Creek Ln., Apt. #28, Tilden, NE 68782
STANTON, Harold E. – 2900 Grand Ave., Kearney, NE 68847
SHAW SWICK, Suzanne R. – RR 1, Box 50, Allen, NE 68710
SWIM, Keith – 20235 High Pines Dr., Monument, CO 80132
TAYLOR, Jerry B. – 801 W. Sarpy Ave., Bellevue, NE 68005
THOMPSON, Don R. – RR 1, Box 22, Oakdale, NE 68761
VOGEL, Elmer – 87147 468th Ave., Stuart, NE 68780

NIOBRARA VALLEY ELECTRIC MEMBERSHIP CORPORATION

By: 

Holt County Board of Supervisors Proceedings

October 14, 2016
O'Neill, Nebraska

The Holt County Board of Supervisors met as a Board of Equalization with all members present. County Assessor Assistant Montana DeVries, Deputy County Treasurer Cathy Fuhrer and County Clerk Cathy Pavel were also in attendance. This meeting publicized pursuant to Section 84-1411 R.R.S. 1943.

Chairman Scholz convened the meeting at 9:32 a.m. with the flag salute.

Motion by Metschke, 2nd by Snyder, to approve the minutes of the September 30, 2016 meeting as printed. Voting Aye: Metschke, Tielke, Hahlbeck, Snyder, Butterfield, Boshart and Scholz. Voting Nay: None. Motion carried.

Motion by Butterfield, 2nd by Hahlbeck, to approve the tax list corrections #16-046 through #16-049 as submitted by the Assessor. Voting Aye: Tielke, Hahlbeck, Snyder, Butterfield, Boshart, Metschke and Scholz. Voting Nay: None. Motion carried.

Motion by Boshart, 2nd by Metschke, to approve the subdivision levies for 2016/2017. Voting Aye: Hahlbeck, Snyder, Butterfield, Boshart, Metschke, Tielke and Scholz. Voting Nay: None. Motion carried.

Chairman Scholz adjourned the meeting at 9:45 a.m.

Marvin Scholz, Chairman
Cathy Pavel, Clerk

October 14, 2016
O'Neill, Nebraska

The Holt County Board of Supervisors met in regular session as per adjournment with all members present. This meeting publicized pursuant to Section 84-1411 R.R.S. 1943.

Chairman Tielke convened the meeting at 9:47 a.m. and informed the public of the location of the Open Meeting Poster.

Motion by Hahlbeck, 2nd by Scholz, to approve the minutes of the September 30, 2016 meeting as printed. Voting Aye: Hahlbeck, Snyder, Butterfield, Boshart, Scholz, Metschke and Tielke. Voting Nay: None. Motion carried.

The Board reviewed claims on file.

Motion by Scholz, 2nd by Boshart, to approve the Special Designated Liquor License for Shamrock Nursery for the Ladies Night Out Promotion to be held on November 11, 2016. Voting Aye: Snyder, Butterfield, Boshart, Scholz, Metschke, Hahlbeck and Tielke. Voting Nay: None. Motion carried.

Motion by Hahlbeck, 2nd by Snyder, to change the December 16, 2016 meeting date to December 19, 2016 due to the NACO Conference on December 14-16, 2016 in Kearney. Voting Aye: Butterfield, Boshart, Scholz, Metschke, Hahlbeck, Snyder and Tielke. Voting Nay: None. Motion carried.

Motion by Hahlbeck, 2nd by But-

terfield, to accept the 2016 audit of financial statements of Holt County conducted by Michael Pommer, CPA. Voting Aye: Boshart, Scholz, Metschke, Hahlbeck, Snyder, Butterfield and Tielke. Voting Nay: None. Motion carried.

Motion by Scholz, 2nd by Butterfield, to accept the Holt County audit contract with Michael Pommer, CPA for years ending June 30, 2017, 2018 & 2019. Voting Aye: Scholz, Metschke, Hahlbeck, Snyder, Butterfield, Boshart and Tielke. Voting Nay: None. Motion carried.

Tawnie Zimmer and Jeanene Conzemius with Meritain Health and Steve Anson with Anson Insurance were present to review the Quarterly Employee Health Insurance report and review the 2017 Employee Health Insurance renewal.

Marshall Barth with the State of Nebraska Safety Center and Holt County Attorney Brent Kelly were present to discuss implementing a Safety Training Option Program (STOP Program) in Holt County. This program is provided to individuals that have been ticketed for committing a minor traffic violation, the individual would have an option to take a 4 hour STOP course.

11:00 a.m. being the time advertised time was allowed to open bids for the sale of one used 1999 Champion Motorgrader. No bids were received.

Motion by Boshart, 2nd by Metschke, to establish a Safety Training Option Program (STOP) Program in Holt County. Voting Aye: Metschke, Hahlbeck, Butterfield, Boshart and Tielke. Voting Nay: Snyder and Scholz. Motion carried.

Andy Fehringer was present to discuss a township road in Cleveland Township.

Greg Walters with the City of O'Neill was present to discuss cost share improvements on the Sale Barn Road with Holt County.

The Board recessed for lunch at 12:10 p.m.

Chairman Tielke reconvened the meeting at 1:03 p.m. with all members present.

Andy Snyder with DA Davidson presented the NACO lease/purchase agreement on a 2015 Dodge Charger PPV AWD for \$19,750.00 complete with light and siren package.

RESOLUTION #2016-18
OF THE HOLT COUNTY
BOARD OF SUPERVISORS
A RESOLUTION APPROVING, ADOPTING, RATIFYING AND AFFIRMING THE EXECUTION AND PERFORMANCE OF A LEASE-PURCHASE AGREEMENT WITH NACO LEASING CORPORATION FOR ACQUISITION OF PROPERTY.

BE IT RESOLVED by the Board of Supervisors of The County of Holt, Nebraska (the "County"), that this Board hereby approves and authorizes the acquisition of a vehicle by the County through a Lease-Purchase Agreement with NACO Leas-

ing Corporation. The Lease-Purchase Agreement shall be in the form presented at this meeting and include the following terms, with such changes as are deemed reasonable or necessary by the Chair of the Board of Supervisors.

1. Principal Amount: not to exceed \$21,000.00

2. Interest Rate: not to exceed 1.85%

3. Term: not longer than 40 months from the Date of Closing to the final payment

4. Payment Amount and Frequency: approximately level rental payments semi-annually

Settlement and closing of the Lease-Purchase Agreement shall be on such date as determined by the Chair or Vice Chair of the Board of Supervisors. NACO Leasing Corporation shall send payment to the equipment vendor or owner for acquisition of the property on the date on which NACO Leasing Corporation receives the signed Lease-Purchase Agreement and accompanying documents from the County.

BE IT FURTHER RESOLVED, that the Chair or Vice Chair of the Board of Supervisors and the County Clerk are hereby authorized and directed to sign the Lease-Purchase Agreement and related certificates and documents; and

BE IT FURTHER RESOLVED, that the Tax-Exempt Financing Compliance Procedure presented to the Board is hereby adopted and approved.

This Resolution shall be in full force and effect from and after its passage and all resolutions or orders, or parts thereof, in conflict with the provisions of this Resolution, are to the extent of such conflict, hereby repealed. This Resolution may be executed by electronic transmission and shall be regarded as an original.

The foregoing resolution was introduced by Supervisor Hahlbeck, who moved its adoption. Supervisor Metschke seconded the motion. Voting Aye: Hahlbeck, Snyder, Butterfield, Boshart, Scholz, Metschke and Tielke. Voting Nay: None. Motion carried.

Motion by Butterfield, 2nd by Hahlbeck, to approve the Right of Way permit on file for John Janzing for electrical cable in Section 20 & 21-30-13. Voting Aye: Snyder, Butterfield, Boshart, Scholz, Metschke, Hahlbeck and Tielke. Voting Nay: None. Motion carried.

RESOLUTION #2016-19
OF THE HOLT COUNTY
BOARD OF SUPERVISORS
WHEREAS, the Holt County Board has received the report of the Holt County Highway Superintendent containing his recommendations as to the vacation or abandonment of the public road.

NOW THEREFORE, BE IT RESOLVED BY THE CHAIRMAN AND HOLT COUNTY BOARD OF SUPERVISORS, that:

A public hearing will be held to consider the vacation or abandonment of the following described public road: South line of Section 27,

Township 29 North, Range 14 West and East line of Section 3, Township 28 North, Range 14 West of the 6th P.M., Holt County, Nebraska on the 16th day of November 2016, at 1:15 P.M., in the Supervisors Meeting Room at the Holt County Courthouse, O'Neill, Nebraska. Notice shall be given as required by law.

The foregoing resolution was introduced by Supervisor Scholz, who moved its adoption. Supervisor Hahlbeck seconded the motion. Voting Aye: Butterfield, Boshart, Scholz, Metschke, Hahlbeck, Snyder and Tielke. Voting Nay: None. Motion carried.

Motion by Scholz, 2nd by Metschke, to approve the State bid purchase of a new 2016 4WD 4dr 1500 LS Chevrolet Suburban for \$45,998.88 to be paid for from the Holt County & Boyd County Interlocal Road Fund. Voting Aye: Boshart, Scholz, Metschke, Hahlbeck, Snyder, Butterfield and Tielke. Voting Nay: None. Motion carried.

Road Superintendent Gary Connot presented his Department Activity Report.

Motion by Scholz, 2nd by Butterfield, to consign surplus supplies and the used 1999 Champion Motorgrader to consignment auctions. Voting Aye: Scholz, Metschke, Hahlbeck, Snyder, Butterfield, Boshart and Tielke. Voting Nay: None. Motion carried.

Motion by Hahlbeck, 2nd by Metschke, to approve the Engineering Agreement with Mainelli Wagner to inspect bridge structures less than 20'. Voting Aye: Metschke, Hahlbeck, Snyder, Butterfield, Boshart, Scholz and Tielke. Voting Nay: None. Motion carried.

The Finance Committee reported that the County Officials' had remitted their monthly fees to the County Treasurer as required.

At 2:24 the Board conducted the Quarterly Jail Visit.

Motion by Metschke, 2nd by Boshart, to allow the following claims. Voting Aye: Hahlbeck, Snyder, Butterfield, Boshart, Scholz, Metschke and Tielke. Voting Nay: None. Motion carried.

General Fund Claim Total: \$319,178.23 -- A & J Tire & Auto Repair LLC, Rep, \$637.66; Albin, Mark, Mental Health, \$211.10; Anson Insurance Services, Inc., Ins, \$53,670.00; Appeara, Serv, \$193.98; Atkinson Graphic, Print/Pub, \$607.48; Babutzke, William, Training, \$120.00; BankFirst, Loan Pay, \$817.38; Bear Graphics, Inc., Off Supp, \$603.91; Bills, Gena, Travel, \$19.44; Birch Communications, Serv, \$135.13; Bob Barker Co., Inc., Misc, \$65.36; Bomgaars, Supp, \$67.59; Boyd County Sheriff, Serv, \$23.70; Boyd-Holt E911, Communications, \$25,330.50; Brent Kelly Law, Phone/Utilities/Travel, \$820.76; Carhart Lumber Co., Supp, \$22.27; Centec Cast Metal Products, Grave Markers, \$753.40; Century Link-CDC Fax, Serv, \$30.54; Century Link-Judge, Serv, \$27.60; Century Link-Probation Office, Serv, \$381.47; Century Link-Sheriff & Courthouse, Serv, \$633.33; Citrix Systems, Serv, \$79.00; City of O'Neill, Serv, \$633.76; Clearfly Communications, Serv, \$288.38; Das State Accounting, Data Process, \$424.04; DeKay, Kevin, Mileage, \$17.82; Dollar General, Supp, \$97.00; Domina Law, Misc, \$15.00; Douglas County Treasurer, Autopsy Costs, \$397.55; Druke, Dan, Mileage, \$8.64; EJ Computers LLC, Serv, \$318.88; Election Systems & Software, Print/Pub, \$2,178.03; Electronic Systems, Inc., Rep, \$142.00; Fisher's Plumbing & Heating, Rep, \$66.60; Frontier, Serv, \$235.72; Gokie's Oil Co., Fuel, \$288.30; Great America Leasing Co., Off Equip Lease, \$1,120.72; Great Plains Communications, Inc., Serv, \$204.38; Great Western Bank, Loan Pay, \$500.00; Hammerlun, John, Mileage, \$7.56; Herzog, Thomas, Atty Fees, \$4,540.00; Holiday Inn Kearney, Travel, \$418.75; Holt County Independent, Print/Pub, \$831.63; Holt County Sheriff, Postage Reimburse, \$113.07; Holt County Court, Court Costs, \$168.00; Holt County District Court, Court Costs, \$213.00; Holt County Economic Development, Interlocal Agreement, \$12,360.00; Holt County Tire, Rep, \$122.44; Home-town Leasing, Off Equip Lease,

\$58.20; Johnson's, Inc., Rep, \$411.31; Jones, Bobby, Contract Labor, \$1,300.00; Jury Members - District Court, Jury Fees, \$3,896.54; KBRX Radio Station, Adv, \$7.50; Knox, Kelli, Travel, \$174.53; Liewer, Mark, Travel, \$12.00; Maximus, Inc., Misc, \$2,600.00; Meritain Health, Ins, \$125,000.00; Microfilm Imaging Systems, Inc., Off Equip Lease, \$205.00; Mid-American Research Chemical, Supp, \$63.76; Mips, Inc., Data Process, \$1,790.19; Moats Law Firm, Misc, \$15.00; Morland, Easland & Lohrberg P.C., Atty Fees, \$3,073.20; NDCAA, 2017 Membership, \$200.00; Nebraska Health & Human Services, Serv, \$528.00; Nebraska Department of Labor, Serv, \$150.00; Nebraska Public Power District, Serv, \$4,072.53; Nebraska Tech & Telecommunications, Inc., Serv, \$345.71; NebraskaGov, Misc, \$56.00; Nebraskalink, Serv, \$280.00; North Central Problem Solving Ct, Off Supp, \$1,028.52; O'Neill Car Wash, Serv, \$42.06; O'Neill Chemical Co., Supp, \$795.75; O'Neill Family Pharmacy, Medical, \$185.81; O'Neill Printing Co., Off Supp, \$21.00; O'Neill Tire & Supply, Rep, \$105.00; Office Products Center, Off Supp, \$207.11; Ogden Hardware, Supp, \$62.64; One Office Solution-Assessor, Off Supp, \$36.11; One Office Solution-Co Attorney, Off Supp, \$378.53; One Office Solution-District Court Off Supp, \$7.29; One Office Solution-Jail, Off Supp, \$22.36; One Office Solution-Probation, Off Supp, \$392.06; One Office Solution-Public Defender, Off Supp, \$193.94; One Office Solution-Sheriff, Off Supp, \$29.91; Petty Cash-CDC, Post, \$84.29; Petty Cash-County Attorney, Postage Reimburse, \$113.10; Pierce County Sheriff's Department, Serv, \$28.26; Pommer, Michael, Prof Serv, \$8,000.00; Postmaster-County Attorney, Box Rent/Post, \$366.70; Postmaster-Noxious Weeds, Postage, \$94.00; Postmaster-Public Defender, Post, \$108.00; Prairie Hills Ford, Rep, \$40.13; Quill Corporation, Clerk, Off Supp, \$139.95; Quill Corporation-Jail-Sheriff, Off Supp, \$104.95; Quill Corporation-Public Defender, Off Supp, \$55.98; Ranchland Auto Parts, Rep, \$36.97; Rasmussen Land Surveying LLC, Contract Labor, \$3,696.06; Region IV Behavioral Health System, 2nd Qtr 16-17, \$8,225.00; Region IV, Inc., 2nd Qtr 16-17, \$5,548.00; Scholz, Marvin, Mileage, \$466.56; Seger Construction, Bldg Repair, \$775.00; Share Corporation, Supp, \$441.09; Smith, Rodney, Phone/E-Fax/Off Supp, \$220.45; Source Gas, Serv, \$356.97; Tax Valuation, Inc., Reappraisal Exp, \$24,750.00; Taylor Made Printing, Off Supp, \$89.50; Taylor, Dale, Serv, \$187.50; Tele-beep Wireless, Serv, \$79.95; The Blarney Stone, Jury Meals, \$547.93; Three River Communications, LLC, Serv, \$210.98; Tielke, Bill, Mileage, \$359.10; Timmerman, Amy, Travel, \$452.60; Torpin's Rodeo Market, Supp, \$2,304.57; Verizon Wireless, Serv, \$48.46; Walnofer, Deb, Travel, \$537.84; Waterman, Debra, Postage Reimburse, \$6.45; Welsh, Tom, Mileage, \$10.80; Werth, LaDonna, Travel, \$182.75; Wex Bank, Fuel, \$1,522.72; Wm Krotter Co., Misc, \$123.96; Young, Junior, Jury Food, \$127.38; Zee Medical Service Co., Medical, \$23.85

Road Fund Claim Total: \$383,950.24 -- Appeara, Serv, \$346.21; AT&T, Serv, \$82.64 Atkinson Graphic, Adv, \$24.00; Atkinson Sand & Gravel, Inc., Gravel, \$11,577.00; Avera St. Anthony's Hospital, Medical, \$590.80; B's Enterprises, Inc., Culverts/Signs, \$39,549.00; BG & S Transmissions, Parts/Rep, \$178.81; Birch Communications, Serv, \$19.35; Bomgaars, Supp, \$2,235.35; Borneke Construction, Culvert Exp, \$10,800.00; Boyd-Holt E911, Misc, \$810.00; Breiner Welding & Fabrication, Repairs, \$81.08; Carroll Olson Enterprises, Parts/Rep/Supp, \$402.26; Century Link-2377 Road, Serv, \$55.67; Century Link-2831 Road, Serv, \$56.09; Century Link-3888 Road, Serv, \$153.00; Century Link-5440 Road, Serv, \$54.46; City of Atkinson, Serv, \$63.00; Clearwater Record/Ewing News, Adv, \$31.80; Cole Petroleum, Fuel, \$12,616.00; Cole Sand & Gravel, Gravel, \$10,907.60; Connot, Gary, NACO Reg, \$25.00; Corn-

husker Int'l Trucks, Inc., Parts/Rep, \$522.96; Dexter, Larry, Serv, \$36.25; Diesel Machinery, Inc., Parts/Rep, \$187.72; DNJ Transportation & Repair, Parts/Rep, \$496.95; Dultmeier Sales, Inc., Parts/Rep, \$29.83; Elkhorn Rural Public Power District, Serv, \$79.13; Elkhorn Sand & Gravel, LLC, Gravel, \$10,391.75; Emme Sand & Gravel, Gravel, \$18,336.78; Farmers Pride, Fuel, \$8,384.19; Fastenal Company, Parts/Rep/Supp, \$119.24; Figgins Construction Co., Gravel, \$16,822.80; Galyen Petroleum Co., Inc., Fuel, \$3,771.48; Garrett Enterprises, Inc., Tires/Chains, \$1,074.50; GI Trailer, Inc., Parts/Rep, \$51.74; Great America Leasing Co., Off Equip Lease, \$175.99; Great Plains Communications, Inc., Serv, \$51.74; Green's Service, Rep, \$2,293.57; Havranek, Danny, Rep, \$90.00; Hinrichsen Sand & Gravel, Gravel, \$2,028.71; Hire Right, LLC, Serv, \$41.20; Holt County Independent, Misc, \$117.37; Holt County Tire, Parts/Rep/Tires/ Chains, \$392.65; J & J Sanitation, Serv, \$212.48; Jebro, Inc., Asphalt Exp, \$137,530.46; John Deere Credit, Equip Rent, \$1,987.50; John Prouty Construction, Inc., Gravel, \$41,866.50; K & K Welding & Manufacturing Co., Parts/Rep, \$76.58; K & M Telephone Co., Serv, \$33.91; Krotter Home & Auto Center, Supp, \$20.92; Kurpgeweit, Kevin, Culvert Exp, \$112.99; McConnell Welding, Inc., Parts/Rep, \$310.56; Midwest Service & Sales Co., Parts/Rep, \$108.97; Mitchell Equipment, Inc., Parts/Rep, \$222.97; Mortenson Construction, Culvert Exp, \$2,002.00; Motor Fuels Division, Motor Fuel Tax, \$4,359.00; Municipal Power, Serv, \$122.49; Nebraska Association of County Officials, Reg, \$65.00; Nebraska Public Power District, Serv, \$299.58; Ne-ligh News & Leader, Misc, \$31.80; Netcom, Inc., Rep, \$128.00; NMC Exchange LLC, Parts/Rep/Supp/ Equip Rent, \$7,110.15; North Central Public Power, Serv, \$95.29; Northeast Nebraska Telephone Co., Serv, \$43.36; O'Neill Auto Supply, Inc., Parts/Rep/Supp, \$3,249.97; O'Neill Electric Motor Services, Parts/Rep, \$42.00; O'Neill Super Foods, Supp, \$83.65; Ogden Hardware, Supp, \$65.94; One Office Solution, Off Supp, \$220.86; Plains Equipment Group, Parts/Rep, \$357.64; Pollock Redi Mix, Gravel, \$1,443.31; Power Plan, Parts/Rep, \$3,863.61; Ranchland Auto Parts, Parts/Rep/Supp, \$491.07; Rasmussen Land Surveying LLC, Contract Labor, \$1,728.09; RDO Truck Center Co., Parts/Rep, \$20.82; Road Builders Machinery & Supply Co., Parts/Rep, \$1,208.88; Rockmount Research & Alloys, Inc., Parts/Rep/Supp, \$844.01; Rose Equipment, Inc., Parts/Rep, \$1,579.07; Sapp Bros Petroleum, Inc., Supp, \$353.15; Seger & Sons Repair, Inc., Parts/Rep, \$218.60; Source Gas, Serv, \$96.27; Southside Mini Mart, Fuel, \$125.90; Speece Lewis Engineers, Engineering Fees, \$3,670.64; T & J Gravel Company LLC, Gravel, \$8,635.00; The Pit Stop, Fuel, \$54.79; Triple R Tire, LLC, Parts/Rep, \$53.95; US Bank, Parts/Rep/Fuel/Post, \$465.10; Verizon Wireless, Serv, \$327.84; Village of Chambers, Serv, \$73.00; Warren Garage Door, Inc., Rep, \$1,281.50; Westend Mini Mart, Fuel, \$66.59; White's Service, Fuel, \$137.82; Wick's Sterling Trucks, Inc., Parts/Rep, \$96.98; Wm Krotter Co., Parts/Rep/Supp, \$33.35; Zee Medical Service Co., Medical, \$22.90

Construction Asphalt Fund Claim Total: \$68,224.75 -- Vontz Paving, Inc., Gravel, \$68,224.75

Visitor's Promotion Fund Claim Total: \$2,035.00 -- Atkinson Chamber of Commerce, Promo Items, \$940.00; Sowders, Adv, \$245.00; Westside Publishing Co., Travel Guide, \$850.00

Visitor's Improvement Fund Claim Total: \$2,146.17 -- O'Neill Chamber of Commerce, Contract Labor, \$2,146.17

Juvenile Justice Grant Fund Claim Total: \$22,223.85 -- Holt County Clerk, Reimbursement, \$24,223.85

Inheritance Tax Fund Claim Total: \$5,000.00 -- NECC Foundation, Pledge, \$5,000.00

Chairman Tielke adjourned the meeting at 3:28 p.m. until October 31, 2016 at 9:45 a.m.

William J. Tielke, Chairman
Cathy Pavel, Clerk

**West Holt Public Schools
Presents:
The 2016 – 17 Reading Banquet
“Get In the Game – Read”**

**When: Thursday, November 3, 2016
Where: WHPS High School Gym
Time: 7:00 pm-8:00 pm**

**Family Feud
Team Atkinson vs Team Husky
Hosted by: Chase Harrison**

The banquet is open to everyone. Call the school at 925-2848 to make reservations by Friday, October 28th. This reservation will reserve a book for each child PK-6th grades and a snack for each person.

Free Will Donation At The Door!



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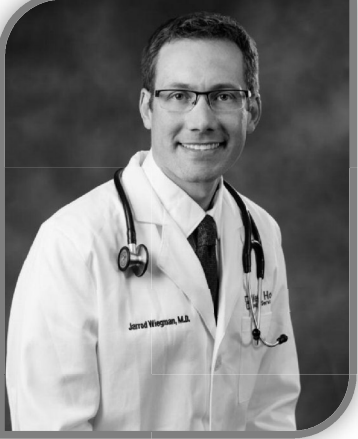


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Healthcare with a Heart





**LWML Soup Supper
and Bake Sale**

**Thursday, Nov. 3
5:00 p.m. to 7:00 p.m.**

at Immanuel Lutheran Church

North Highway 11 - Atkinson

Serving Chili, Chicken Noodle, Cheesy Broccoli, Potato, and Stuffed Green Pepper Soups, along with Salads and Pies!

**Blood Pressure Testing
will be offered by
the Parish Nurse!**

*Proceeds will support our
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Sat., Oct. 29th - 7:00 and 9:30 p.m.

Sun., Oct 30th - 2 and 4:30 p.m.

**For Advanced Tickets to the
Murphy Theatre, visit our website:
www.themurphytheatre.com**



Mason Hale and Colby Deseive in front.

West Holt downs Ainsworth 51-24, in playoffs

By Coach Steve Neptune

The West Holt Huskies finished off the regular season on the road and came home with an impressive 51 to 24 win over the Ainsworth Bulldogs.

For the first time this year we came out and dominated the first half of a game, but did kind of sleep walk the second half.

I thought our boys did a good job of staying focused and playing hard throughout the game. We were missing some players for the game and I thought the guys that had to step in did a nice job of doing their job.

Now for the Huskies it is onto the playoffs where the Huskies will travel to Benkelman, Neb. to take on Dundy County-Stratton.

What we have seen on film is that they are a very good team with a lot of speed. We will have to gang tackle and be able to open field tackle, contain will be key.

Game time is set for 2:00 p.m. Mountain time 3:00 p.m. Central (Atkinson) time.

Stats Rushing

Shayden Neptune - 11 for 52 yards
Breydon Mlady - 14 for 128 yards



#50 Mason Lofquist and #9 Devon Dohrman with the ball.

1 TD
Bryce Kerkman - 12 for 173 yards
2TD's
Garrison Hansen - 8 for 21 yards
Joe Seger - 2 for 4 yards
Jordan Tasler - 2 for 9 yards

Passing

Bryce Kerkman - 6 for 9 yards
35 yards 2 TD's
Jordan Tasler - 0 for 1
Receiving
Koooper Jelinek - 2 for 19 yards 1 TD
Breydon Mlady - 2 for 7 yards
Devon Dohrman - 2 for 9 yards 1 TD

Tackles

Bryce Kerkman - 10

Breydon Mlady - 2
Colby Deseive - 13
Perry Winer - 10
Preston Dickau - 1
1 fumble recovery
Mason Lofquist - 15 Tackles
Chase Harrison - 6
Devon Dohrman - 5 1 INT
Shayden Neptune - 7 1 INT
1 Fumble recovery
Grant Pacha - 3
Austin Smith - 1
Garrison Hansen - 1
Koooper Jelinek - 2
Seth Wentworth - 1

Photos courtesy Tammie Judge



#32 Joe Seger and #7 Garrison Hansen with the ball.



#10 Shayden Neptune and #13 Austin Smith



Youth and volunteers who participated in the Niobrara Valley Chapter of Pheasants Forever youth and mentor hunt on Sunday.

Photo courtesy Amanda Sindelar, Holt County Independent

Youth, mentor hunt held northeast of Atkinson

By Amanda Sindelar,
Holt County Independent

The Niobrara Valley Chapter of Pheasants Forever hosted a youth and mentor hunt on Sunday, Oct. 23, at the Eagle Springs Lodge owned by Calvin and Cathy Dobias northeast of Atkinson.

More than 20 children as well as more than 30 volunteers participated in the event.

Youth learned about first aid and safety from Atkinson Fire & Rescue EMTs and Nebraska Game and Parks. The Atkinson Police Department taught the children about gun cleaning and reloading.

Demonstrations were given about shot gun patterning. Blue rock stations also were set up for the students to practice shooting.

Each participant was able to take part in a pheasant hunt. Area hunters brought their hunting dogs to help flush out the pheasants for the youth and mentors to shoot.

Breakfast and lunch were served by volunteers for all who participated.

The day ended with each youth learning how to clean a pheasant.

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Fri. 8:00 - 12:00



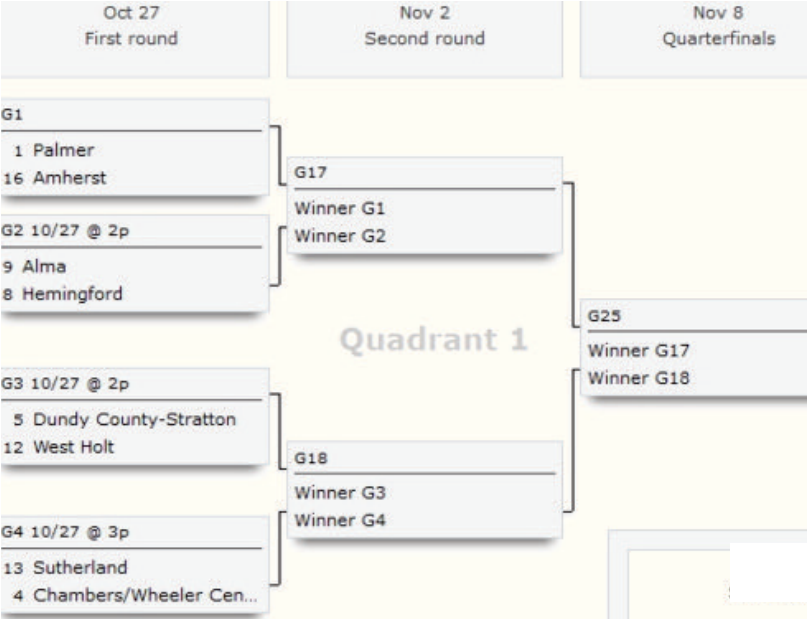
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NSAA State Football Championships Class D1



This is the portion of the bracket that West Holt is in.
The complete bracket is available at:
<http://nsaahome.org/nsaaforms/officials/fbbracket.php?class=D1>

News from Parkside Manor, Stuart

Residents partook in church related activities and communion provided on Sunday morning.

The movie, "A Mile in His Shoes", was viewed in the afternoon. A music activity was enjoyed after supper.

The Monday morning rosary group gathered to pray the rosary. Following rosary, residents participated in playing basketball. Group exercises were completed.

Cards were played after lunch. Residents gathered in the dining room to socialize and take part in refreshments. Mitchel Laetsch provided piano music for our listening enjoyment.

Bowling was held on Tuesday morning. Group exercise followed.

After lunch, a few residents spent time outdoors. Members of the American Legion Auxiliary provided treats and assisted the residents with bingo. Social gathering was held.

The monthly resident council meeting was held on Wednesday morning. Residents played dodge ball with the activities staff. Range of motion exercises were completed.

Michelle Bain sang a few songs for the residents during their meal time. The card players played cards after lunch.

Social gathering was held in the dining room. One to one activities were held with residents before supper.

Bowling and group exercise were held on Thursday morning. Nails were manicured and polished after lunch.

The Red Hats gathering was held in the Assisted Living dining room this afternoon. Appetizers and drink of choice were served during Thirsty Thursday activities.

Our residents who enjoy singing gathered in the activities room to participate in a sing-along. Those who do not enjoy singing watched a favorite TV program in the front room.

Protestant church services were held on Friday morning by Pastor Joel Wentworth. A few games of horse shoes were played. Group exercises were held.

In the afternoon, Father Luke Steffes held Catholic mass. Banana splits were served during social gathering. In the late afternoon, Frank Murphy provided music for our listening pleasure.

Residents could be found in the front room cheering on the Nebraska Cornhuskers during the football game against the Purdue Boilermakers on Saturday afternoon.

New Locally Owned Business!
Root Electric LLC

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PLEASE JOIN US AT
SomePlace Else Bar

Saturday, Oct. 29th, 6:00 p.m.
Husker Football followed by our
Halloween Costume and Karaoke Party
Lone Wolf Karaoke following the Husker game!

GREATER SANDHILLS
FAMILY HEALTHCARE, PC

Rural Healthcare
From Rural Roots

John D. Tubbs, M.D.

Erica Tubbs, PA-C, CDE

Tara Swanson, FNP-C

Jeanne Laible, PA-C

Amelia Shane, PA-C

Clinic Contact Information

Atkinson 418 E. 5 th St. 402-925-2994	Stuart 110 W. 2 nd St. 402-924-3777	Bassett 101 E. South St. 402-684-2285
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Welcoming New Patients! Flu Shots Available!



Alyssa Reiman



Brandon Heller



Benjamin Thiele



Kira Dickau

Huskies have good showing at State CC

By Coach Jeff Kraus
*Photos courtesy
Jeremy Buss, Buss Photography*

Friday October 21st, three West Holt cross country runners competed in the Nebraska State Cross Country Meet held in Kearney.

All three runners had a very good showing and represented West Holt very well. They ran hard and went to state with the mindset of competing and not just being satisfied with qualifying.

Alyssa Reiman completed her Lady Husky cross country career with a 58th place finish (148 total runners completed the race). Her time of 22:24.3 was 7.5 seconds faster than her time on the same course last year.

She did a great job of leading the team this past year she should be proud of her efforts.

Benjamin Thiele ran a very strong race finishing in 21st place in a time of 18:02.2. That time was over one minute faster than his 2015 state meet time. I think this year was a great learning experience for Ben and I am excited to see how he uses what he learned this year, next season.

While it was a short cross country career for Brandon Heller, he made the most of it. Brandon showed that he is a gifted runner by what he did from week to week, and he ended it with a 78th place finish (146 runners finished the race) in a time of 19:00.9.

Girls' Team Scores

1. Aquinas Catholic.....71

2. Ainsworth.....82
3. McCool Junction.....85
4. Malcolm.....94
5. Norfolk Catholic.....108

Top 5

1. Rylee Rice, Ainsworth.....18:34.3
2. Cameron Huckle,
Hastings SC.....19:14.0
3. Haley Arens, Crofton.....19:35.0
4. Madison Lambley, DCS.....19:47.1
5. Madison Quist,
Doniphan-Trumbull.....20:01.0

Boys' Team Scores

1. Norfolk Catholic.....61
2. Malcolm.....68
3. Stanton.....75
4. Ainsworth.....77
5. Dundy County Stratton.....83

Top 5

1. Jonah Heng,
Norfolk Catholic.....16:55.1
2. Trenton Cadwallader,
Stanton.....16:58.1
3. Jake Neuhaufen, Crofton.....17:03.8
4. Ben Arens, Ainsworth.....17:17.0
5. Brandon Barker, Kimball.....17:20.8

Dickau competes at State XC Meet

By Coach Travis Ludwig

The 2016 State Cross Country Meet was held at the Kearney Country Club on October 21st.

Kira Dickau qualified for the second year in a row for the meet based upon her showing at the district meet where she finished second.

At the state meet, teams from all across the state gather to run the rolling hills of the Kearney Country Club.

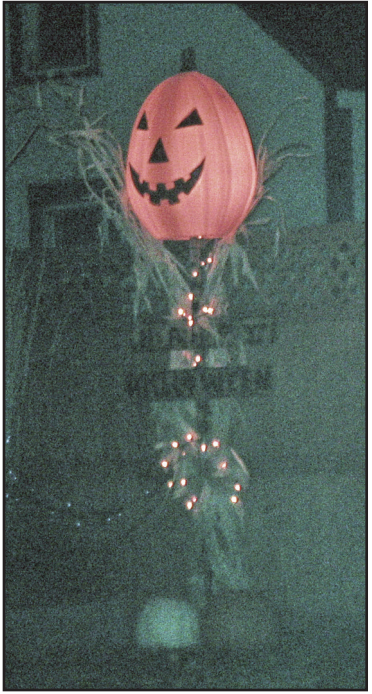
A total of 18 full teams participated, along with individual runners from 36 other schools. A total of 148 girls competed in the meet.

Kira finished in 17th place with a 5K time of 21:05. With this strong showing, Kira put the finishing touches on a very successful sophomore season of cross country running.



Reporter finds decorations . . .

Photos by Lorraine Lieswald



Geese at rest . . .

These geese were spotted in the water near this windmill in the area.
Photo by Lorraine Lieswald

UPCOMING LAND AUCTION

320± Acres • Holt County, Nebraska

Pasture and Hay

Offering quality pasture and sub-irrigated hay meadow in TWO TRACTS for bidding.

Friday, December 2, at 1:30 PM
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- Located 11-½ miles southwest of Atkinson and only one mile from hard surfaced road.
- Tract 1:** sub-irrigated meadow, first and second bench pasture and livestock protection.
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Fall colors abound . . .

The Atkinson area has experienced a warm autumn. Much of the foliage in the area is still green and leaves which have changed their color have stayed on the trees longer than in years past. Take a drive and enjoy the beautiful scenery in this part of Nebraska. *Photo by Lorraine Lieswald*

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SHOP LOCAL

The Picture Show

West O'Neill - 336-4720

Friday, Oct. 28 to
Thurs., Nov. 3

The Accountant

R

2 Shows - Fri. and Sat., 7:00 and 8:30 p.m.
1 Show - Sun. through Thurs., 8:00 p.m.

The Atkinson Senior Center Presents

Men's Project Runway Gala

(latest fashion in men's clothing)

3-Course Windsor Loin Dinner

Saturday, November 5 ~ 6:30 p.m.

Coffee Hour at 5:30 p.m. ~ Knights of Columbus Hall, Atkinson

Free Will Offering at the Door

Financial Assistance ~ Thrivent Financial

Call Cindy Kubik 402-340-0049 or Jacque Steinhauser 402-340-3114 for reservations to insure seating and/or needed transportation

Local Models~ Paul Seger, Paul Corkle, Jon Wolf, Jim Brennan, Maddox Dexter, Brett Lieswald, Ryan Keogh, Steve Neptune, Grant Neuverth, Rev. Wayne Owens, Stu Dockter, Marvin Smoot.

Master of Ceremonies~ Brent Hooey
Vocalist~ Jason Seger
Welcome~ Butch Braun
Pianist~ Michelle Laetsch

Committee Members: Becky Borer, Cindy Kubik, Jacque Steinhauser, Lorraine Lieswald

TRUNK OR TREAT

October 31, 2016 5:30 to 7:30
Atkinson Community Center Parking Lot

You and your family are invited to an evening of fun! Don't forget your costumes!

In case of inclement weather this event will take place inside the Community Center

Sponsored by Faith Wesleyan Church

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 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. The contract between the county board and the contracting attorney shall provide funds for the continuing legal education of the contracting attorney 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 Life 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 by different counts be joined 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 incompetent, 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) (A) 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 sections 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 increase accountability because the state, which is the governmental entity responsible for passing criminal statutes, will likewise be responsible for paying some of the costs; (4) 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, 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 28-321 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

(Publish three times, weeks of Oct. 17, Oct. 24 and Oct. 31)

Boots and Saddle Club results reported

Submitted by Brenda Koenig

The Boots and Saddle Club held its two day horse show on September 10th and 11th, 2016, with a fabulous crowd of friends and family participants and gorgeous weather.

Saturday results are as follows.

2-3 year old mares
Kalyn Nielsen, Verdigre.

4 & over geldings
Emma Wrede, O'Neill; Ethel Miner, O'Neill; Hesston Swisher, Broken Bow; Emily Ahlers, Clearwater; Heather Painter, Ainsworth; Kalyn Nielsen, Verdigre.

4 & over mares
Denise Braun, Atkinson; Ethel Miner, O'Neill.

Pony class
Reid Buss, Atkinson.
Grand Champion halter horse - Emma Wrede, O'Neill; Reserve Champion halter horse - Denise Braun, Atkinson.

5 & under stickhorse
Costume lead line - Jett Kohle, Stuart; Gretchen Miner, Emmet; Camry Deseive, Atkinson; Tripp Frederick, Verdigre; Colin Anson, Atkinson; Holt Shane, O'Neill.

Hat race - Kira Goochey, Ainsworth; Tripp Frederick, Verdigre; Camry Deseive, Atkinson; Holt Shane, O'Neill; Jett Kohle, Stuart; Jameson Painter, Ainsworth.

Animal card race - Kira Goochey, Ainsworth; Holt Shane, O'Neill; Camry Deseive, Atkinson; Jett Kohle, Stuart; Jameson Painter, Ainsworth; Tripp Frederick, Verdigre.

Poles - Camry Deseive, Atkinson; Tripp Frederick, Verdigre; Holt Shane, O'Neill; Kira Goochey, Ainsworth; Jameson Painter, Ainsworth.

5 & under horseback
Costume walk trot - Lane Hardin, Atkinson; Jett Kohle, Stuart; Lynn Miner, Emmet; Sadie Rose Keogh, Atkinson; Carter Painter, Ainsworth; Brett Buss, Atkinson.

Stake race - Reid Buss, Atkinson; Lane Hardin, Atkinson; Brett Buss, Atkinson; Jake Kohle, Stuart; Payton Frederick, Verdigre; Carter Painter, Ainsworth.

Poles - Reid Buss, Atkinson; Lane Hardin, Atkinson; Brett Buss, Atkinson; Jake Kohle, Stuart; Autumn Schartz, Atkinson; Payton Frederick, Verdigre.

Goat tail untie - Reid Buss, Atkinson; Brett Buss, Atkinson; Lane Hardin, Atkinson; Jace Foree, Newman Grove; Payton Frederick, Verdigre; Lynn Miner, Emmet.

Ages 6 to 8
Walk trot pleasure - Paityn Sheffield, Stuart; Austin Keogh, Atkinson; Owen Littau, Newport; Klaire Ramm, Stuart; Allyx Forre, Newman Grove; Cort Buss, Atkinson.
Stake race - Kash Nielsen, Verdigre; Owen Littau, Newport; Allyx Forre, Newman Grove; Brooke Forre, Newman Grove; James Druke, O'Neill; Cort Buss, Atkinson.

Poles - Kash Nielsen, Verdigre; Cort Buss, Atkinson; Owen Littau,

Newport; Kayde Ramm, Stuart; Brooke Forre, Newman Grove; Allyx Forre, Newman Grove.

Goat tail untie - Kash Nielsen, Verdigre; Owen Littau, Newport; Felycia Kerkman, Atkinson; Cale Deseive, Atkinson; Austin Keogh, Atkinson; Grace Druke, O'Neill.

Ages 9 to 12
Reining - Emma Wrede, O'Neill; Cale Buss, Atkinson; Hallee Sheffield, Farnam; Hesston Swisher, Broken Bow
Stake race - Cale Buss, Atkinson; Levi Druke, O'Neill; Hallee Sheffield, Farnam; Karl Nielsen, Verdigre; Kalyn Nielsen, Verdigre; Amelia Neumiller, Ainsworth.

Goat tying - Cale Buss, Atkinson; Karl Nielsen, Verdigre; Hallee Sheffield, Farnam.

Poles - Kalyn Nielsen, Verdigre; Karl Nielsen, Verdigre; Hallee Sheffield, Farnam; Emily Ahlers, Clearwater; Levi Druke, O'Neill; Grant Addison, Atkinson.

Ages 13 to 18
Reining - Kelley Bode, Burwell.
Stake race - Kelley Bode, Burwell; Morgan Erhardt, Orchard; Taylor Bolling, Clearwater; Sierra Schartz, Atkinson; Naomi Troy, Atkinson; Ashleigh Nelson, Tilden.

Goat tying - Kelley Bode, Burwell; Morgan Erhardt, Orchard.

Poles - Morgan Erhardt, Orchard; Taylor Bolling, Clearwater; Katie Buller; Sierra Schartz, Atkinson; Ashleigh Nelson, Tilden; Naomi Troy, Atkinson.

Ages 19 & Over
Reining - Ethel Miner, O'Neill; Katie Kaup, Stuart; Laura Sheffield, Stuart; Denise Braun, Atkinson.

Stake race - Laura Sheffield, Stuart; Denise Braun, Atkinson; Katie Kaup, Stuart.

Goat tying - Katie Kaup, Stuart; Laura Sheffield, Stuart; Denise Braun, Atkinson.

Poles - Laura Sheffield, Stuart; Denise Braun, Atkinson; Katie Kaup, Stuart.

Sunday show results are as follows.

5 & under stickhorse
Lead line - Tripp Frederick, Verdigre; Jett Kohle, Stuart; Kash Gentele, Stuart; Luke Hardin, Atkinson; Karlee Wolf, Stuart; Kaden Keogh, Atkinson.

Bronco riding - Jett Kohle, Stuart; Tripp Frederick, Verdigre; Camry Deseive, Atkinson.

Dummy roping - Tripp Frederick, Verdigre; Jax Stevens; Camry Deseive, Atkinson.

Barrels - Camry Deseive, Atkinson; Tripp Frederick, Verdigre; Jett Kohle, Stuart.

5 & under horseback
Walk trot - Maddox Kerkman, Atkinson; Lane Hardin, Atkinson; Jace Forre, Newman Grove; Jake Kohle, Stuart; Payton Frederick, Verdigre; Autumn Schartz, Atkinson.
Flag race - Lane Hardin, Atkinson; Brett Buss, Atkinson; Sadie Rose Keogh, Atkinson; Jake Kohle, Stuart.

Barrels - Reid Buss, Atkinson; Brett Buss, Atkinson; Jace Forre, Newman Grove; Jake Kohle, Stuart; Sadie Rose Keogh, Atkinson.

Dummy roping - Reid Buss, Atkinson; Jace Forre, Newman Grove; tied for 3rd Payton Frederick, Verdigre and Brett Buss, Atkinson.

Ages 6 to 8
Walk trot horsemanship - Brooke Forre, Newman Grove; Addie Ketteler, Stuart; Ava Hardin, Atkinson; Jozee Sheffield, Farnam; Austin Keogh, Atkinson; Cort Buss, Atkinson.

Flag race - Kash Nielsen, Verdigre; Kayde Ramm, Stuart; Ava Hardin, Atkinson; Cort Buss, Atkinson; Brooke Forre, Newman Grove; Austin Keogh, Atkinson.

Barrels - Kash Nielsen, Verdigre; Brooke Forre, Newman Grove; Allyx Forre, Newman Grove; Felycia Kerkman, Atkinson; Ava Hardin, Atkinson; Kayde Ramm, Stuart.

Dummy roping - Cort Buss, Atkinson; tie for 2nd Owen Littau, Newport and Paitynn Sheffield, Stuart; Kash Nielsen, Verdigre; tie for 5th Ty Stevens and Jozee Sheffield, Farnam.

Ages 9 to 12
Horsemanship - Emily Ahlers, Clearwater; Emma Wrede, O'Neill; Hallee Sheffield, Farnam; Kennedy Penne, Tilden; Cale Buss, Atkinson; Kalyn Nielsen, Verdigre.

Flag race - Taryn Klabenes, Chambers; Hallee Sheffield, Farnam; Karl Nielsen, Verdigre; Cale Buss, Atkinson; Kalyn Nielsen, Verdigre; Colby Addison, Atkinson.

Dummy roping - Cale Buss, Atkinson; Hallee Sheffield, Farnam; tied for 3rd Kalyn Nielsen, Verdigre and Colby Addison, Atkinson and Grant Addison, Atkinson; Karl Nielsen, Verdigre.

Barrels - Cale Buss, Atkinson; Hallee Sheffield, Farnam; Emily Ahlers, Clearwater; Taryn Klabenes, Chambers; Karl Nielsen, Verdigre; Kalyn Nielsen, Verdigre.

Ages 13 to 18
Horsemanship - Kelley Bode, Burwell; Taylor Bolling, Clearwater; Sierra Schartz, Atkinson; Morgan Erhardt, Orchard; Naomi Troy, Atkinson; Amber Sobotka, O'Neill.

Flag race - Kelley Bode, Burwell; Taylor Bolling, Clearwater; Sierra Schartz, Atkinson; Naomi Troy, Atkinson; Ashleigh Nelson, Tilden; Morgan Erhardt, Orchard.

Dummy roping - Morgan Erhardt, Orchard; Kelley Bode, Burwell; Ashleigh Nelson, Tilden.

Barrels - Katie Buller; Taylor Bolling, Clearwater; tie for 3rd Morgan Erhardt, Orchard and Taylor Kubik, Stuart; Kelley Bode, Burwell; Ashleigh Nelson, Tilden.

Ages 19 & Over
Horsemanship - Laura Sheffield, Stuart; Denise Braun, Atkinson; Katie Kaup, Stuart.

Flag race - Dana Judge, Emmet; Denise Braun, Atkinson; Jenna

Swisher, Broken Bow; Katie Kaup, Stuart.

Dummy roping - Laura Sheffield, Stuart; Denise Braun, Atkinson; Katie Kaup, Stuart.

Barrels - Vicki Deseive, Atkinson; Laura Sheffield, Stuart; Dana Judge; Katie Kaup, Stuart; Denise Braun, Atkinson; Jenna Swisher, Broken Bow.

High point winners for the two day show are:

5 & under stickhorse - Girl - Camry Deseive, Atkinson; Boy - Tripp Frederick, Verdigre.

5 & under horseback - Girl - Brett Buss, Atkinson; Boy - Lane Hardin, Atkinson.

Ages 6 to 8 - Girl - Brooke Forre, Newman Grove; Boy - Kash Nielsen, Verdigre.

Ages 9 to 12 - Girl - Hallee Sheffield, Farnam; Boy - Cale Buss, Atkinson.

Ages 13 to 18 - Girl - Kelley Bode, Burwell.

19 & Over - Lady - Laura Sheffield, Stuart.

Sportsmanship Winners are:
5 & under stickhorse - Jett Kohle, Stuart.

5 & under horseback - Maddox Kerkman, Atkinson.

Ages 6 to 8 - Klaire Ramm, Stuart.
Ages 9 to 12 - Hesston Swisher, Broken Bow.

Ages 13 to 18 - Ashleigh Nelson, Tilden.

19 & over - Katie Kaup, Stuart.

Fastest time 9-12 barrels girl - Hallee Sheffield, Farnam.

Youngest girl rider - Camry Deseive, Atkinson.

Youngest boy rider - Jett Kohle, Stuart.

Most experienced lady rider - Denise Braun, Atkinson.

Most experienced man rider - Grant Addison, Atkinson.

Most family members participating - Kirk and Julia Nielsen family, Verdigre.

Farthest distance traveled - Hallee and Jozee Sheffield, Farnam.

In memory of Dale Papstein, membership drawing went to Brock Olson. The end of summer belt buckle winners are:

5 & under stickhorse - Tripp Frederick, Verdigre and Camry Deseive, Atkinson.

5 & under horseback - Brett Buss, Atkinson.

Ages 6 to 8 - Cort Buss, Atkinson.
Ages 9 to 12 - Trevor Thomson, Lynch.

Ages 13 to 18 - Kelley Bode, Burwell.

19 & over - Denise Braun, Atkinson.

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From the Nebraska Historical Society Nebraska Timeline

The Chicken Scourge of Lincoln

Town residents of one hundred or more years ago sometimes kept a garden, chickens, or even a cow on their property. J. D. Calhoun of the Lincoln Weekly Herald on April 12, 1890, recalled the difficulty of raising chickens and gardens in an urban setting. Calhoun attributed the following story to Charles H. Gere, his one-time boss on the Nebraska State Journal:

"For some years after I was married I tried to do a little gardening both for the exercise involved and the product of the labor. I was greatly annoyed every spring by the ravages of my neighbors' hens. I shoosed them out, I remonstrated with their owners, I threw rocks, I built fences, I bought a trained dog, but all in vain. All summer I planted and hoed and watered in vain. . . .

"Finally I began to dream of revenge and an inspiration came to me. That spring I planted no garden, but I went to a butcher and had him select for me three dozen of the oldest and biggest Cochin hens he got into his shop. It was a fine lot, not one in it that weighed less than ten pounds. Just at the right juncture in the spring I had them put in my barn. The quarter in which I live was more village-like than it is now and all my neighbors had more or less garden as well as chickens. They also had children who minded them off the gardens--except mine.

"Just when all the garden stuff was in a fair state of early growth, tender succulent and tempting to hens, when the children were all at school the men down town and the women busy, I opened my barn door and turned out my hens. . . . I had inadvertently forgotten to feed or water them for three days, and within twenty minutes after they were released there wasn't a

green thing above ground within half a block of me. I collected my hens into the barn without attracting attention, and when the ravages were dis-

covered each neighbor attributed it to the chickens of the other. Next evening there was a neighborly mass meeting, and a good deal of excitement,

but a solemn agreement was made and ratified never, never, to keep any more chickens. I had the butcher come up and haul mine away after night, and to this day the people in the vicinity of J and Seventeenth [in Lincoln] don't know to whom they owe their deliverance from the chicken scourge."

Graphic Gleanings

In 1941 . . . The Hay Balers have a promising bunch of second stringers on the football team. They played a fast and exciting game with O'Neill's second stringers. Dean Gotschall ran forty yards to make a touchdown in the second quarter. Junior Raymer made the extra point. No other scores were made.

From the Celia News. . . A large crowd got together, most of them armed with a lot of charivari paraphernalia. All headed for the Sr. Frickel home where the racket broke loose. The object was to give the newlyweds, Mr. Victor Frickel and the former Irene Coleman, who were married Oct. 11, a generous start and favorable wind on the ocean of matrimony.

In 1991. . . Michele Ogden and Teresa Tunender will represent West Holt in the State Cross Country meet in Kearney. This will be Teresa's fourth state met and Michele's third state meet.

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Friday, Nov. 4,
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Tuesday, November 8 – Annual Anniversary Calf Auction

Tuesday, November 15 – Special Calf Auction

Tuesday, November 22 – Reserved for Snow Date

Tuesday, November 29 – Special Calf Auction

Friday, December 2 - Hay Auction

Tuesday, December 6 – Special Calf Auction

Tuesday, December 13 – Special Breeding Cattle Auction

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Cliff Pacha - 402-340-2207 -- Bob Weber 402-340-2565

Field Rep. Doug Wright - 402-340-8271



Friends of the Library Bookmark Contest Winners Announced



2016 Bookmark Contest Winner
Annaliese Vroonman
Grade 1



2016 Bookmark Contest Winner
Emilee Walnofer
Grade 6



2016 Bookmark Contest Winner
Jannah Fuchtmann
Grade 7



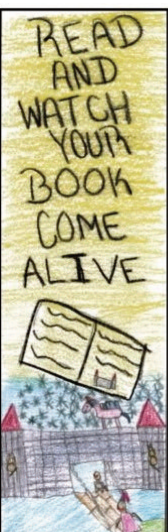
2016 Bookmark Contest Winner
Cole Deseive
Grade 3



2016 Bookmark Contest Winner
Cole Poeszner
Grade 4



2016 Bookmark Contest Winner
Miya Carey
Grade 5



2016 Bookmark Contest Winner
Jordyn Laible
Grade 8



2016 Bookmark Contest Winner
Emilee Walnofer
Grade 6



2016 Bookmark Contest Winner
Miya Carey
Grade 5



2016 Bookmark Contest Winner
Jordyn Laible
Grade 8

The Friends of the Atkinson Public Library recently held a Bookmark Design Contest. A lot of talent was displayed in each of the 298 entries, which ranged from preschool age to eighth grade! All of the winning bookmarks have been replicated and are being distributed at the library to celebrate National Friends of the Library Week. Prizes were given to the above students for designing the winning bookmarks in their division. Thank you to all who participated in the contest. Stop by and check out all of the entries!

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Sample Ballot, General Election, November 8, 2016

Holt County	State of Nebraska	01 Antelope, Iowa & Verdigris 01 01
INSTRUCTIONS TO VOTERS: 1. TO VOTE, YOU MUST DARKEN THE OVAL COMPLETELY (●). 2. Use a black or blue ink pen or a No. 2 pencil. 3. To vote for a WRITE-IN candidate - write in the name on the line provided AND darken the oval completely. 4. DO NOT CROSS OUT OR ERASE. If you make a mistake, ask for a new ballot. 5. DO NOT FOLD THE BALLOT.	NONPARTISAN TICKET For Member of the Board of Regents University of Nebraska District 6 - 6 Year Term Vote for ONE Marsha E. Fangmeyer Paul Kenney Chief Justice of the Supreme Court Shall Chief Justice Michael G. Heavican be retained in office? Yes No Judge of the Supreme Court District 3 Shall Judge William B. Cassel be retained in office? Yes No Judge of the Court of Appeals District 3 Shall Judge Francie Riedmann Weis be retained in office? Yes No Judge of the Nebraska Workers' Compensation Court Shall Judge Daniel R. Fridrich be retained in office? Yes No Judge of the Nebraska Workers' Compensation Court Shall Judge John R. Hoffert be retained in office? Yes No Judge of the Nebraska Workers' Compensation Court Shall Judge James R. Coe be retained in office? Yes No Judge of the District Court District 8 Shall Judge Karin Noakes be retained in office? Yes No Judge of the County Court District 8 Shall Judge Tami K. Schendt be retained in office? Yes No Northeast Community College For Board of Governors District 2 Vote for ONE Keith E. Harvey Northeast Community College For Board of Governors At Large Vote for ONE Ted Hillman Jeffrey M. Scherer Lower Niobrara Natural Resources District For Board of Directors Subdistrict 1 Vote for ONE Karl Connell Lower Niobrara Natural Resources District For Board of Directors Subdistrict 2 Vote for ONE Jack A. Engelhaupt	Upper Elkhorn Natural Resources District For Board of Directors Subdistrict 1 Vote for ONE Roy Stewart Upper Elkhorn Natural Resources District For Board of Directors Subdistrict 2 Vote for ONE Curtis Gotschall Upper Elkhorn Natural Resources District For Board of Directors Subdistrict 3 Vote for ONE Gene Kelly Upper Elkhorn Natural Resources District For Board of Directors Subdistrict 4 Vote for ONE Gary L. Bartak Upper Elkhorn Natural Resources District For Board of Directors Subdistrict 5 Vote for ONE Mark Carpenter Issac Wright Upper Elkhorn Natural Resources District For Board of Directors Subdistrict 6 Vote for ONE Ted D. Hughes Upper Elkhorn Natural Resources District For Board of Directors Subdistrict 7 Vote for ONE Mark Schrage Keith Heithoff Elkhorn Rural Public Power District Subdivision 3 - 6 Year Term Vote for ONE Joseph G. Thiele

Holt County	State of Nebraska	01 Antelope, Iowa & Verdigris 01 01
NONPARTISAN TICKET Lower Niobrara Natural Resources District For Board of Directors Subdistrict 3 - 2 Year Term Vote for ONE Lower Niobrara Natural Resources District For Board of Directors Subdistrict 3 Vote for ONE Diana Wendt Lower Niobrara Natural Resources District For Board of Directors Subdistrict 4 Vote for ONE Lower Niobrara Natural Resources District For Board of Directors Subdistrict 5 Vote for ONE Raymond J. Naprstek Lower Niobrara Natural Resources District For Board of Directors Subdistrict 6 - 2 Year Term Vote for ONE Curt Morrow Lower Niobrara Natural Resources District For Board of Directors Subdistrict 6 Vote for ONE Brian A. Kaczor Lower Niobrara Natural Resources District For Board of Directors Subdistrict 7 Vote for ONE John W. Janzing Lower Niobrara Natural Resources District For Board of Directors Subdistrict 8 Vote for ONE Donald D. Holtgrew North Central Reclamation District Subdivision 3 6 Year Term Vote for up to TWO North Central Reclamation District Subdivision 1 6 Year Term Vote for up to TWO North Central Reclamation District Subdivision 2 6 Year Term Vote for up to TWO George Janousek North Central Public Power District Subdivision 4 At Large 6 Year Term Vote for ONE Terry L. Strobe North Central Public Power District Subdivision 7 At Large 6 Year Term Vote for ONE Curt Zimmerer	NONPARTISAN TICKET Educational Service Unit No. 8 District 2 Vote for ONE Tim Lambert Holt County Weed Control Authority Vote for up to THREE Kevin DeKay Dan Pribil John Hammerlun SCHOOL TICKET For O'Neill Public School Board Member District 7 Vote for up to THREE Amy Jo Rowse Ellen Boshart For Ewing Public School Board Member District 29 Vote for up to THREE Pete Funk LeRoy M. Napier Mark P. Ramold Ed Nordby For West Holt Public School Board Member District 239 Vote for up to THREE Scott Clark Gotschall Mike Fredrick Kelly James Jelinek For Stuart Public School Board Member District 44 Vote for up to THREE Michael Stracke Darby D. Paxton Calvin J. Alder Kelly Myers Becky Estill For Chambers Public School Board Member District 137 2 Year Term Vote for ONE Lenone F. Koenig Brian McManigal For Chambers Public School Board Member District 137 2 Year Term Vote for ONE Matt Ehlers	For Orchard Public School Board Members District 49 Vote for up to THREE DeAnna Clifton Kristi Schutt Terra Williby For Burwell Public School District 100 School Board Member Vote for up to THREE Terry L. Smith Stacey L. Klimek Carrie Svoboda Randall Dobbins Larry D. Sears Tonya Wilson For Member of Wheeler Central School Board Member District 45 Ward III Vote for up to ONE Adam Freouf For School Board Member West Boyd Public School District 50 Vote for up to FOUR Cindy Schroetlin Michael Hoffman Beth Drueke Lavern Higgins Daniel Ohri Rex Black Cody Allen James P. Bernt For School Board Member Lynch Public School District 36 Vote for up to THREE Cynthia A. Nolan Allen L. Holz Jerald G. Dennis For Nebraska Unified District 1 School Board Members Verdigre School Vote for up to THREE David Pierce Marty Konopasek Jemi Frederick Alisha Bartling

ATTENTION VOTERS

Not all of the races or candidates listed will appear on all ballots in the county, in the manner published, as some candidates are elected only by district and some candidate races require rotation.

For Clearwater Public School Board Members District 6 Vote for up to THREE Patti Behnk Jarrold Long Marty J. Kerkman Michael Klabenes Amy Thiele Brian King	For O'Neill Airport Authority Board Member - 6 Year Term Vote for ONE Steve J. Dennis
	VILLAGE TICKET
For Clearwater Public School Board Member District 6 2 Year Term Vote for ONE Tom Thiele	For Emmet Village Board of Trustees Vote for up to TWO Susan Beckwith
For Member of Wheeler Central School Board Member District 45 Ward II Vote for up to TWO Dennis Derner Jerilee Wright	For Ewing Village Board of Trustees Vote for up to TWO Dustin Wright James Ramold Heather Wood
For Member of Atkinson City Council Ward I Vote for THREE Jerry Osborne Stuart Dockter Matthew M. Stracke Leo P. Seger	For Inman Village Board of Trustees Vote for up to THREE Dorine Campbell
For Atkinson Stuart Airport Authority Board Member - Atkinson 6 Year Term Vote for ONE Jack Flannery	For Chambers Village Board of Trustees Vote for up to TWO
TOWNSHIP	
Special Issue - Stuart Township - "Shall Stuart Township be allowed to levy a property tax not to exceed 9 cents per one hundred dollars of taxable valuation in excess of the limits prescribed by law until fiscal year 2021/2022 for purposes of general operations?" For said levy and tax Against said levy and tax	
CITY TICKET	
For Member of O'Neill City Council Ward I Vote for ONE Michelle Liewer	Larry L. Paxton Dana Steinhauer Del Stracke Reggie Alder
For Member of O'Neill City Council Ward II Vote for ONE Susie Kramer Ronald M. Allison	
For Member of O'Neill City Council Ward III Vote for ONE Scott C. Menish Quana Kelly	
For Member of O'Neill City Council Ward IV Vote for ONE Timothy L. Gleason	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
ATTENTION VOTERS Not all of the races or candidates listed will appear on all ballots in the county, in the manner published, as some candidates are elected only by district and some candidate races require rotation.	

“Our Core Values”

By U.S. Senator Deb Fischer

On the morning of October 8th, families gathered at Stinson Park in Omaha for the 15th annual Omaha Buddy Walk. The event began with carnival activities, including face painting and a photo booth. Walkers assembled behind the starting line at noon, and after crossing the finish, they enjoyed a picnic lunch in the park while a DJ played upbeat tunes. Amongst the beautiful smiles, joyful laughter, and silly photos that day there was abundant love and support for our friends with Down syndrome.

The Down Syndrome Alliance of the Midlands organizes the Omaha Buddy Walk every year. It’s just one example of this organization’s extensive efforts to make a difference in the lives of families touched by Down syndrome. The Omaha Buddy Walk has raised over \$100,000 dollars so far this year. These donations will go to hundreds of families in the Omaha metro area so they can better care for their loved ones with Down syndrome.

According to the National Down Syndrome Society (NDSS), one out of 691 babies born in this country has Down syndrome. It is the most common genetic condition. Right now, there are approximately 400,000 Americans with Down syndrome and nearly 6,000 babies with the condition are born in the U.S. each year.

In April, I met with representatives of NDSS in my office during their visit to the Senate. We discussed legislation called the Advancing Care for Exceptional (ACE) Kids Act. I am a cosponsor of this bill, which would alleviate roadblocks and delays to care for children with medically complex conditions. Down syndrome is classified as “medically complex,” meaning patients require a high intensity of care and often need to visit a range of specialists. By allowing children to move from state to state

so they can receive the care they need, the ACE Kids Act would reduce stress for families.

Quality health care is essential, but programs like the Omaha Buddy Walk play an important role, too. They highlight the remarkable accomplishments of those in the Down syndrome community and help these men, women, and children become more integrated into society. Through the right education programs, positive home environments, and good health care they can lead productive lives. To do so, they need the support from their loved ones, friends, and neighbors.

The success of the Omaha Buddy Walk proves that in Nebraska, this support is already being provided. This is due in large part to our strong and supportive communities. It’s also because of our core values. These values form our foundation and I bring them with me to the U.S. Senate each and every day. One such value is the sanctity of life.

I believe that there is dignity, value, and worth in every human life. During my time in public service, I have supported common-sense pro-life measures that offer compassion for women and unborn children in difficult circumstances.

As your U.S. senator, I will continue to fight for Nebraska values and protect life at every stage. At the same time, I hope you will continue to make a difference in your community. Whether you participate in an event like the Omaha Buddy Walk, join a march for life, or dedicate time to volunteering, I encourage you take a stand for what you believe in. Our state and our communities will be stronger because of it.

Thank you for participating in our democratic process. I look forward to visiting with you again next week.



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MONTHLY SERVICES AND EVENTS CALENDAR

At Avera St. Anthony’s Hospital and Avera Medical Group O’Neill, we’re making a positive impact in the lives and health of our community.

• OUTREACH SPECIALISTS

• **Audiology**
Dr. Rumsey – Nov. 3, 17
Dr. Neugebauer – Nov. 10

• **Behavioral Health**
Mary Carole Curran, PhD, ABPP – Nov. 11, 18, 25

• **Cardiology**
Dr. Welsh/Lisa Mlnarik, NP – Nov. 7, 14, 21, 28
Dr. Imran/Amber Amick, NP – Nov. 2, 9, 23
Dr. Rome – Nov. 4, 18
Dr. Khalid – Nov. 11

• **Foot and Ankle/Podiatry**
Dr. Zimmerman – Monday – Friday

• **Ear, Nose and Throat**
Dr. Farrell – Nov. 3, 17
Dr. Denman – Nov. 10

• **General Surgery**
Dr. Akainda – Nov. 3, 7, 10, 14, 17, 21, 28

• **Gynecology**
Dr. Krieger – Nov. 16

• **Nephrology**
Dr. Georgiev – Nov. 11, 28

• **OB/GYN**
Dr. Bray – Nov. 3, 17
Dr. Davis – Nov. 4

• **Oncology**
Dr. Villanueva – Nov. 9, 16, 30

• **Ophthalmology**
Dr. Miles – Nov. 14, 15

• **Orthopedic**
Dr. Scheidemann – Nov. 1, 3, 8, 10, 22, 29
Dean Benson, PA-C – Nov. 1, 3, 8, 10, 22, 29

• **Pain Management**
Wendell Spencer, CRNA – Nov. 9, 10, 11, 25, 28, 29
Josh Becker, CRNA – Nov. 15, 17, 18

• **Podiatry**
Dr. Shindler – Nov. 7

• **Pulmonary**
Dr. Keim – Nov. 7

• **Pulmonology**
Dr. Pietila – Nov. 23

• **Sleep Disorders**
Dr. Trapp – Nov. 18

• **Urology**
Dr. Koefoot – Nov. 22
Dr. Aberts – Nov. 8

• **Vascular**
Dr. Serck – Nov. 30

• CAMPUS SERVICES AND EVENTS

Mammography – Monday through Friday
Nutrition Clinic – Tuesdays and Thursdays
Nuclear Medicine – Nov. 7, 14, 16, 21, 28
Orthotics and Prosthetics – Nov. 18
Diabetic Shoe Fitting – Nov. 18
Planet Heart – Coming Soon!

Thursday, Nov. 24
Happy Thanksgiving!

Avera

St. Anthony’s Hospital

Clinic: 402-961-1314 • Avera.org/st-anthonys

16-PRIM-0352-REVOCT316

Capitol View Voters to Decide Death Penalty Issue

Capitol View 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 General 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 September 2, 1994. Then came John Joubert on July 17, 1996. Robert E. Williams was the last to be executed in Nebraska on December 2, 1997.

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

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St. Joseph’s Parish Benefit Auction

Sunday, October 30

11:00 a.m. Community Center in Atkinson

Donations may be left at the Community Center on Saturday, 9:00 a.m. until after Mass or Sunday 8:00 a.m. to 10:00 a.m.

See the October 13th Atkinson Graphic

FOR COMPLETE LISTING

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GOOD SAMARITAN SOCIETY- ATKINSON is now hiring a full time Certified Dietary Manager to oversee the Dietary Department. Would like someone that is already certified or willing to become certified and that has some food services experience. To inquire, please go to www.good-sam.com or call Jessica at 402-925-2875. All qualified applicants will receive consideration for employment without regard to race, color, religion of sex, national origin, disability or protected veteran status. A43-1Tb

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or visit our website at www.westholtmed.org

KROTTER LAW GROUP PC,
LLO
AMENDED NOTICE IN THE
COUNTY COURT OF HOLT
COUNTY, NEBRASKA
Estate of ERMA E. SHERVE,
Deceased
Estate No. PR14-57

Notice is hereby given that a final account and report of administration and a Petition for complete settlement, probate of Will, determination of heirs, and determination of inheritance tax have been filed and are set for hearing in the County Court of Holt County, Nebraska located at 204 North 4th Street, O'Neill, Nebraska 68763, on November 8, 2016 at or after 10:00 o'clock a.m.

BETTY ENGLER,
Personal Representative
BY: -s-JANET L. KROTTER
CHVALA,
Attorney for Personal Representative
Janet L. Krotter Chvala
Bar Number 17723
Krotter Law Group PC, LLO
Post Office Box 398
O'Neill, Nebraska 68763-0398
(402)336-2141
E-mail: jan@krotterlaw.com
Publ. Oct. 13, 20, & 27, 2016 41-3

ANDREW HOFFMAN LAW PC,
LLO
ANDREW J. HOFFMAN
P.O. BOX 910
47640 EAST HIGHWAY 20
ATKINSON, NEBRASKA 68713
(402) 925-2268
www.AndrewHLaw.com

NOTICE OF ORGANIZATION
NOTICE IS HEREBY GIVEN that ROOT ELECTRIC, LLC, A Nebraska Limited Liability Company, is organized under the laws of the State of Nebraska, with its registered office at 302 West 5th Street, Stuart, Nebraska 68780. The general nature of its business is to engage in and to do any lawful act concerning any and all lawful business, other than banking or insurance, for which a limited liability company may be organized under the laws of Nebraska; and for all other purposes authorized by law, to the same extent as natural persons might or could do. The limited liability company was formed on October 4, 2016, and has perpetual existence. Its affairs shall be conducted by the Members pursuant to the Operating Agreement duly adopted by the Company.

ANDREW J. HOFFMAN
Attorney for Members
Andrew Hoffman Law PC, LLO
P.O. Box 910
47640 East Hwy 20
Atkinson, Nebraska 68713
(402) 925-2268
www.AndrewHLaw.com
Publ. Oct. 20, 27, and Nov. 3, 2016 42-3



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PUBLIC NOTICES

KROTTER LAW GROUP PC,
LLO
NOTICE IN THE COUNTY
COURT OF HOLT COUNTY,
NEBRASKA
Estate of HELEN M. RAMM,
Deceased
Estate No. PR16-26

Notice is hereby given that a final account and report of administration and a Petition for complete settlement, probate of Will, determination of heirs, and determination of inheritance tax have been filed and are set for hearing in the County Court of Holt County, Nebraska located at 204 North 4th Street, O'Neill, Nebraska 68763, on November 15, 2016 at or after 10:00 o'clock a.m.

JAMES J. RAMM,
ROBERT W. RAMM, AND
RICHARD JON RAMM,
Co-Personal Representatives
BY: -s- JANET L. KROTTER
CHVALA
Krotter Law Group PC, LLO
Bar Number: 17723
Krotter Law Group PC, LLO
Post Office Box 398
O'Neill, Nebraska 68763-0398
(402)336-2141
E-mail: jan@krotterlaw.com
Publ. Oct. 20, 27, and Nov. 3, 2016 42-3

NOTICE OF MEETING
CITY OF ATKINSON,
NEBRASKA

NOTICE IS HEREBY GIVEN, that a meeting of the City Council of the City of Atkinson, Nebraska will be held at 7:30 o'clock p.m. on November 7, 2016 at the Council Chambers of the Municipal Building at 104 S. Main Street, which meeting will be open to the public. A public hearing will be held to hear all comments on a conditional-use permit to allow West Holt Memorial Hospital to use the property at 406 W. Pearl Street as temporary administrative office space for the hospital; request to amend zoning regulations to allow Agricultural Industry as a Conditional Use in I-1 and a Permitted Use in I-2.

The agenda for this meeting, kept continually current, is available for public inspection at the office of the City Clerk. Except for items of an emergency nature, the agenda shall not be enlarged later than twenty-four hours before the scheduled commencement of the meeting.

-s- Nancy Kopejtko
City Clerk/Treasurer
Published Oct. 27, 2016 43-1

NOTICE OF PUBLIC HEARING
RETAIL CLASS C
LIQUOR LICENSE

Notice is hereby given that a Retail Class C Liquor License has been applied for by:

Renee Howell
dba Half Full Bar & Grill
C-120697
106 S. Main Street,
Atkinson, NE

A hearing will be held on said application by the Mayor and City Council of Atkinson, NE during the November 7th Council meeting, which begins at 7:30 p.m. at the Council Chambers of the Municipal Building at 104 S. Main Street. All persons desiring to give evidence before the local governing body in support of or protest against issuance of the license may do so at the time of the hearing.

-s-Nancy Kopejtko
City Clerk-Treasurer
Published Oct. 27, 2016 43-1

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NOTICE OF ORGANIZATION
OF BRUSH CREEK TECH, LLC

The Certificate of Organization of Brush Creek Tech, LLC was filed with the Nebraska Secretary of State with perpetual existence from the date of filing and the address of the initial designated office and of the initial agent, Mark N. Johnson of 87783 473rd Avenue, Atkinson, Nebraska 68713, to engage in any lawful business for which a limited liability company may be organized.

Publ. Oct. 27, Nov. 3, and 10, 2016 43-3

NOTICE OF PUBLIC HEARING
HOLT COUNTY
BOARD OF SUPERVISORS

Notice is hereby given that the Holt County Board of Supervisors will hold a public hearing to consider the vacation or abandonment of the following described public road: South line of Section 27, Township 29 North, Range 14 West and East line of Section 3, Township 28 North, Range 14 West of the 6th P.M., Holt County, Nebraska.

Said hearing will be held on the 16th day of November, 2016 at 1:15 P.M., in the Supervisors Meeting Room at the Holt County Courthouse, O'Neill, Nebraska.
Dated this 19th day of October, 2016.
-s-Cathy Pavel
Holt County Clerk
Publ. Oct. 27, Nov. 3, and 10, 2016 43-3

NOTICE OF CONVEYANCE OF
REAL PROPERTY

Public notice is hereby given by the Mayor and City Council of the City of Atkinson, Holt County, Nebraska, that it is conveying real property owned by the City of Atkinson to The Community Development Agency of the City of Atkinson.

The property which is the subject of this notice is described as follows:

Commencing at the north east corner of Outlot 51 to the City of Atkinson, Holt County Nebraska; thence southerly along the east line of said Outlot 51, 35 feet to the point of beginning; thence southerly along said East line 150 feet; thence Westerly and parallel with the North line of said Outlot 51, 250 feet; thence northerly and parallel with said east line 150 feet thence easterly and parallel with said North line, 250 feet to the point of beginning, containing 0.86 acres more or less;

This real property is being conveyed to The Community Development Agency of the City of Atkinson for nominal consideration in order that The Community Development Agency of the City of Atkinson may sell said property so that it may be developed and placed back on the tax rolls of the City of Atkinson, Holt County, Nebraska.

-s-Nancy Kopejtko
City Clerk
Publ. Oct. 20, 27, and Nov. 3, 2016 42-3

CARD OF THANKS
CARD OF THANKS

Rod and Susan Beckwith along with their family would like to thank all those who so generously donated to and attended the benefit for Rod. We are all so blessed to have so many amazing friends and family in our lives.

AREA CLASSIFIEDS

FOR RENT: Newer two bedroom country home. Utilities paid. Niobrara area. No smoking/pets. \$650/month. 402-841-2242. N32-1tb

SEALED BIDS WILL be received by the Superintendent, Winnebago Agency, Winnebago, Neb. 68071, until 11:15 a.m., Oct. 27, 2016, for Farm and/or Pasture leases on individually and tribally owned trust or restricted land located on the Santee Sioux Nation reservations in Nebraska. Sealed bids must be received prior to the hours set for bid opening. Bids will be publicly opened at the Santee Sioux National Tribal Building. Schedule of lands for bid and bid forms may be obtained from the Branch of Realty, Winnebago Agency, and Winnebago, Neb. 68071. 402-878-2475. N30-4tb

HELP WANTED: Full-Time Carpenter. MUST BE EXPERIENCED. Residential/Commercial Construction, work based around Crofton area. Call Brent at 402-640-9478. C36- tfnb

TRUCK DRIVER WANTED, home week-ends and holidays, paid weekly, running costogatas 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. C39- 4tb

DIAMOND Roller Chain – Grade 8 nuts and bolts-iron-bushing stock-PTO Shaft and much more! Big Boy Iron Works, Foster, NE – 402-329-4247. P30-3tb

SALES, SERVICE AG & AUTO PARTS

Mitchell Equipment

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WOOD FIRED GRILLS

402-925-5191 Atkinson, NE
www.mitchellequip.com

YAMAHA CASE IH

STATEWIDE CLASSIFIEDS

CLASSIFIED ADVERTISING works! Place your 25 word ad into thousands of Nebraska homes for \$225. Contact your local newspaper or call 1-402-925-5411.

BANKRUPTCY: FREE initial consultation. Fast relief from creditors. Low rates. Statewide filing. No office appointment necessary. Call Steffens Law Office, 308-872-8327. steffens-bankruptcyllc.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.

WYNNE TRANSPORT Service seeking North Platte local/regional driver to haul petroleum products. \$2,000 sign-on bonus. Class A CDL with tanker/hazmat endorsements. 800-383-9330, http://www.wynnetr.com/Careers/Apply_Now/

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.

GOT AN older car, boat or RV? Do the humane thing. Donate it to the Humane Society. Call 1-800-540-1568.

Guide to Area Classifieds in The Atkinson Graphic

A.....**Atkinson**
C.....**Crofton**
N.....**Niobrara**
P.....**Plainview**
W.....**Wakefield**

SANTEE COMMUNITY SCHOOL is currently accepting applications for a para-professional. The position is full-time 40 hour work week with no weekends and no holidays. It pays \$10.50-\$11.50 an hour and includes single insurance. The position will begin immediately. Interested applicants should pick up an application at the school or email kmack@esu1.org to request one. Applications should be submitted by November 1, 2016 for consideration. C41- 1tb

FOR SALE: Antique threshing machines. \$700. 402-841-2242. N32-1tb

FOR SALE: Pickup Box Camper. \$250. 402-841-2242. N32-1tb

OPEN NOW! FARMER'S, Fleas and Fun! Both markets on Main Street in Plainview (By True Value), Fridays and Mondays, 9 a.m. to 4 p.m.; In Foster (Highway 13), Saturdays, 9 a.m. to 2 p.m. 32-2beow

BEFORE YOU Purchase, DARE TO Compare at Walton Appliance & Repair, Foster, NE 402-329-4247 31-2tb

STEVE BEAUDETTE - Available for carpet installation. Many years experience. Call 402-929-0795. P2-tfn

MIKE MC PLUMBING/ELECTRIC - insured licensed electrical contractor. Same quality service work for over 25 years. Call Mike McManaman at 582-3601/640-8686. P4-tfn

EVANS CUSTOM CONSTRUCTION and Handyman Service, roofing, concrete, siding, drywall, new and remodel construction. Call Ron 402-260-0000 P34-tfnb

BRUNSWICK LEGION and AUXILIARY Pancake, sausage and egg brunch, November 6, 8 a.m. to 1 p.m., Brunswick Auditorium. Freewill donation. 32-2tb

VENDORS WANTED for Ponca Flea Market, November 12, 9:00 a.m. to 3:00 p.m. Sponsored by Second Hand Treasures in Allen. Call 414-837-8765. W11-3tb

BEAT THE COLD and flu season with Advocare. Call Julie at 402-310-6786. W13-1tp



Some of the workers who cut wood to be sold at the St. Joseph Catholic Church Parish Auction.

Photos by Lorraine Lieswald

Church members cut wood

By Lorraine Lieswald,
Atkinson Graphic reporter

Men, women and children show up for the woodcuttings sessions needed to fill at least twenty pickup loads of woods to sell at St. Joseph Catholic Church Annual Parish Auction. It is held on the last Sunday of October.

This year was no exception, although the woodcutters tried something different.

"We always cut the wood where we found it," Tim Laible said. "This year all the wood comes from Kil-murrys. That's way out north so Randy Schaaf, who organizes wood-cutting each year, found a place in town and the wood was all trucked into one of Paul Seger's lots to be cut. The parish has been selling wood for decades so none of the cutters need instructions. They know what they're doing and observe all the safety pre-cautions."

Cutting wood takes time and a lot

of hands. Sunday afternoon there were about 20 or so cutting, piling and loading the small wood pieces into pickups with the help of four wood cutting machines and a buzz saw.

It was the second Sunday in a row Schaaf had organized a woodcutting team.

The teams are organized to begin in midmorning following mass. An on-the-spot lunch, provided by one of the cutters is served at noon.

It's hard work, but it's gratifying work!

"I cut wood every year. I enjoy it. It's just good to get together and do this. We sell it all, too. This year some people have already come in and hauled home a load. They might give us a donation or pay us later at the going price," Laible said.

You can see the wood lined up at the Atkinson Community Center parking lot prior to the sale.



MEET A CITY OFFICER



Leo Seger

FAMILY

Wife - Vickie

Children - Son - Paul A.,

Daughter - Cara,

Daughter - Jamie and

Son - Joseph

Grandkids - Cara's Daughters -

Carleigh, Shae

and Aliyah Jackson

OCCUPATION

Third Generation Mortician

POSITION IN THE CITY

Council Member

YEARS OF SERVICE - 12 Years

WHY YOU ARE SERVING

IN YOUR POSITION?

"I am on the City Council because I love people and I want to think I made a difference in the progressiveness of the town.

MEET A CITY COUNCIL CANDIDATE



Stuart Dockter

Kylie Dockter, Graesyn Dockter,

Kaia Lill Sophie (my dog)

OCCUPATION

Business Owner of Flat Iron

and Cast Iron Bar & Grille

COUNCILMAN CANDIDATE

On the ballot

to be voted on in November

WHY DO YOU WANT TO BE ON

THE CITY COUNCIL?

"I am interested in the growth of the city and the future of Atkinson."

SOMETHING NOBODY

KNOWS ABOUT YOU

"I played football in Australia as a running back and an outside linebacker."



Rosary month observed . . .

During the month of October at St. Joseph's School they celebrated the month of the most holy rosary. Students and guests participated in the annual balloon rosary. This year they offered up their prayers for the continued success of their school year. Weather conditions were perfect as the participants prayed the rosary and then watched the balloon rosary float away into the distance.

Photo by Lorraine Lieswald

West Holt Pharmacy is offering FREE Medicare Part D Plan Consultations

Medicare Part D is a program provided by the Centers for Medicare & Medicaid Services to subsidize the costs of prescription drugs for Medicare beneficiaries.

You are eligible to enroll in a Medicare Part D Plan during the 7-month period that starts 3 months before you turn 65, includes the month you turn 65, and ends 3 months after you turn 65.



SCHEDULE YOUR FREE CONSULTATION

Medicare plans change every year. We can save you over \$1,100/year by taking a look at your prescriptions and Medicare plan options.

Call 402-925-2651

You can change your Part D Plan during the Open Enrollment period, which occurs between October 15th and December 7th. The effective date of the plan will be January 1st of the following year. Also, you can change to a 5-star rated plan at any point during the year, if you are not currently on a 5-star plan.

ask us about
iMedicare



Christmas Open House

at GARDEN GATE FLORAL & GIFT

SATURDAY, NOVEMBER 5TH

9:00 A.M. TO 7:00 P.M.

New Holiday Decor

Door Prizes

Sales

Refreshments



VIAERO
WIRELESS

CUT YOUR SHARED DATA BILL IN HALF

GET UP TO \$650 TO SWITCH.

TAKE THE VIAERO CHALLENGE & SAVE!

HOW TO PLAY:

PICK YOUR VERIZON SHARED DATA PLAN. THEN SEE HOW MUCH CASH VIAERO SAVES YOU.

Verizon

2GB = \$35/MO.

4GB = \$50/MO.

8GB = \$70/MO.

16GB = \$90/MO.

24GB = \$110/MO.

VS.

Viaero

2GB = \$17.50/MO.

4GB = \$25/MO.

8GB = \$35/MO.

16GB = \$45/MO.

24GB = \$55/MO.

Find these great deals at www.viaero.com or visit your local Viaero store! All screen images simulated. Half the shared data than verizon available on shared plans only. Facts & figures taken from www.verizonwireless.com on 8-30-16. Viaero Unlimited Plan customers who use more than 23GB of data in a bill cycle will have their data usage de-prioritized compared to other customers for that bill cycle at locations and times when competing network demands occur, resulting in relatively slower speeds. With approved credit. Current termination policies apply. Up to \$650 back requires porting a number to Viaero for a new line of service, handset trade-in for in-store credit towards the purchase of a new smartphone from Viaero, and submission of proof of early termination fee or installment balance payoff to Viaero for bill credit. The \$650 Switch promotion has a maximum eligibility of 5 lines per account. Visit a Viaero location or www.viaero.com/deals for more details. All brands, product names, company names, trademarks and service marks are the properties of their respective owners. Viaero assumes no obligations or liability and makes no representation, warranty, endorsement or guarantee in relation to any aspect of any third-party products or services. All rights reserved. © NE Colorado Cellular, inc. d/b/a Viaero Wireless. Not responsible for typographical or pricing errors; in the event of such, Viaero Wireless reserves the right to cancel or refuse purchase for the affected product. Other restrictions may apply. For terms and conditions applicable to service plans, visit www.viaero.com/legal. V2.21.16.