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# Manhattan Free Press



VOLUME 25, NUMBER 42

An Award Winning Weekly Newspaper

Thursday, March 23, 2017

## Nicole Wade as the Community Professional of the Year

Sunset Zoo is excited to announce that Sunset Zoo Education Specialist, Nicole Wade has received the Community/ Non-Profit Professional of the Year from the Kansas Association for Conservation and Environmental Education.

This award, given annually, during the 2017 Excellence in Conservation and Environmental Education Awards, Friday, April 7, at Sunset Zoo, Manhattan, Kansas, will recognize Wade's achievements in community education and outreach.

"Nicole is an incredible asset to the Manhattan community and has made a big impact on environmental education in just a short period of time," said Scott Shoemaker, Director of Sunset Zoo.

She joined Sunset Zoo as a Program Assistant in October of 2013 and less than a year later, was promoted to the Education Specialist position. One of her first contributions to the environmental education programs of Sunset Zoo was to shift their summer camp programs from games and activities to robust week-long investigations of animals and the environment. She has helped develop hands-on learning to take place in a cre-



PHOTO: Nicole Wade engaging Zoofari Tails participants with a Sulcata Tortoise. Photo courtesy of Autumn Shoemaker, We Chase the Light

ative way to benefit both student learning and the Sunset Zoo.

Recognizing the opportunity to expand learning opportunities through volunteers, Wade has also been instrumental in

strengthening the training and outreach opportunities for volunteers, using zoo ambassador animals at events and in classrooms. She is also active in engaging the broader Manhattan community in vital citizen science efforts by provide training to community members in assisting scientists with toad and frog tracking, a part of a larger effort across the United States. Wade has also been integral in Sunset Zoo's Behind the Science initiative to train scientists on public engagement strategies and create opportunities for public audiences to engage directly with scientists. Several of these events have been held in Manhattan and efforts are underway to expand these opportunities to other cities in Kansas.

"Nicole Wade has created a big impact at Sunset Zoo through environmental education and the use of associated best practices. Her reach spans generations from preschool groups to senior centers, and her focus continues to be hands-on interaction with animals and the outdoors," said Jared Bixby, Sunset Zoo, Curator of Education.

## Manhattan Spring Cleanup just around the corner



The City of Manhattan will collect yard debris placed in those waste paper bags during the week of April 3. Yard debris in other containers will not be collected. City crews will also pick up piles of loosely stacked tree limbs as long as other debris is not mixed in with the limbs.

Other debris may be collected by your trash provider. Check the list of participating providers and find out more information about the annual Spring Cleanup at [CityofMHK.com/SpringCleanup](http://CityofMHK.com/SpringCleanup).

## Manhattan set for Kickoff of Unified Development Ordinance project

### City of Manhattan

A series of meetings are scheduled for later this month as the City of Manhattan begins the process of writing a unified development ordinance (UDO). A UDO is a set of regulations that combines zoning and subdivision rules and other applicable development requirements and design standards into one document to manage land use and development in the City.

Business owners, development professionals and design professionals are invited to participate in stakeholder meetings and other public input opportunities. Meetings are scheduled as follows:

Joint Manhattan City Commission and Manhattan Urban Area Planning Board meeting to discuss UDO project,

5:30 p.m. March 27 at City Hall, 1101 Poyntz Ave.

Neighborhood advocate stakeholder meeting, 5 p.m. March 28 at Fire Station Headquarters, 2000 Denison Ave.

UDO Open Door Meeting for one-on-one or small group conversations with the consulting team, 9 to 11 a.m. March 29 at City Hall

Here are the goals of UDO:

- Put into action recommendations from the Comprehensive Plan that was adopted two years ago
- Simplify the development and approval process
- Create development regulations that reflect best practices for the economic, social and political climates today and in the future

The City has partnered with Kendig Keast, White & White

LLC, Gateway Planning Group and Confluence to work with the community to create a UDO that is in the best interests of Manhattan's residents.

Not sure exactly what "zoning and subdivision regulations" really entails or what a UDO will look like? Perfect! Stop by the Open Door Meeting on March 29 to learn how the whole process will work and what it will mean for you.

**(Editor's Note: As we have said before, if an item is on the City agenda, the decisions have already been made. They hold meetings with the public just so they can say: "We held public meetings and this is what the public wanted.")**



## Poyntz intersections now operational

### City of Manhattan

The intersections at 11th and Poyntz and 17th and Poyntz are both now operational. The 11th and Poyntz intersection had been a 4-way stop since high winds caused one of the traffic signal poles and mast arms to collapse on March 6. Work was already underway to replace the

traffic signal poles and mast arms at 17th and Poyntz, so the city contacted its contractor to make a temporary repair down the street at 11th Street.

Temporary poles and traffic signals are in place at 11th Street until an already scheduled Kansas Department of Transportation project is bid

later this year to make permanent repairs to the traffic signal infrastructure and add left-turn lanes on 11th Street.

The intersection of 17th and Poyntz is now operational as well, with pedestrian buttons working and new sidewalk ramps poured.

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### City Commission Meeting Agenda March 21, 2017

AGENDA MANHATTAN CITY COMMISSION MEETING TUESDAY, MARCH 21, 2017 7:00 P.M.

The City Commission Meeting will be televised live on local Cox Cable Channel 3 and also on the City's website at .

PLEDGE OF ALLEGIANCE

COMMISSIONER COMMENTS

CONSENT AGENDA

[Items on the Consent Agenda are those of a routine and housekeeping nature or those items which have previously been reviewed by the City Commission. A Commissioner may request an item be moved to the end of the General Agenda.]

A. Approve the minutes of the Regular City Commission Meeting held Tuesday, March 7, 2017.

B. Approve Claims Register Nos. 2846 and 2847 authorizing and approving the payment of claims from March 1, 2017, to

March 14, 2017, in the amount of \$37,568.98 and \$2,524,854.71, respectively.

C. Approve an annual Cereal Malt Beverages Off-Premises License for Ampride, 215 East Poyntz Avenue.

D. Vacate Utility Easement on Lots 18 and 21 of Ledge-stone Ridge, Unit Two

1. Conduct a public hearing;  
2. Find that no private rights will be injured or endangered by such vacation, and

3. Approve first reading of an Ordinance vacating a portion of the public utility easements on Lots 18 and 21 of Ledge-stone Ridge, Unit Two.

E. The Highlands at Grand Mere and Prairie Village at the Highlands Street, Water, and Sanitary Sewer Improvements:

a. Find the petitions sufficient;

b. Approve Resolution Nos. 032117-A, in the amount of \$4,469,417.00 for street improvements; 032117-B, in the amount of \$345,693.000 for

water improvements; 032117-C, in the amount of \$116,006.00 for sanitary sewer improvements east of the project along the property line with Colbert Hills Golf Course; and 032117-D, in the amount of \$526,681.00 for sewer improvements, finding the projects advisable and authorizing construction; and

c. Authorize the Mayor and City Clerk to execute an engineering services agreement with Schwab-Eaton, of Manhattan, Kansas, in an amount not to exceed \$152,309.00, for the improvements.

F. Authorize City Administration to accept the Federal Funds exchange for 2017 in the amount of \$541,732.74 for future transportation projects.

G. Authorize the Mayor and City Clerk to execute an agreement for professional services in an amount not to exceed \$55,340.00 with Alfred Benesch Company, of Manhattan, Kansas, for the South Delaware Avenue Stormwater Improvements (CIP #SW081P).

H. Award and authorize the Mayor and City Clerk to execute a construction contract in the amount of \$489,375.00 with SAK Construction, LLC, of O'Fallon, Missouri, for the

2017 Cured-in-Place-Pipe Sewer Lining Project.

I. Award and authorize the Mayor and City Clerk to execute a contract in the amount of \$57,350.00 with Mayer Specialty Services, of Goddard, Kansas, for the 2017 Sanitary Sewer Manhole Rehabilitation Project.

J. Authorize the Mayor and City Clerk to execute contract mowing services extension Amendment No. 3 in the amount of \$37,925.00 with Little Apple Lawn and Landscape, of Manhattan, Kansas, for a term to terminate on October 31, 2017.

K. Authorize the purchase of a 2017 Chevrolet ¾-ton cargo van (CIP #AS007E), for the Animal Control Division, from Ed Bozarth Chevrolet, of Topeka, Kansas, in the amount of \$23,080.00 (base bid in the amount of \$24,830.00 less trade-in of current Unit #169 in the amount of \$1,750.00), to be paid from the General Fund.

L. Paint Machine With Pusher Unit (CIP #AP065E)::

1. Authorize purchase of a paint machine with pusher unit for the Manhattan Regional Airport from Vogel Traffic Services, Inc., dba EZ-Liner Industries, of Orange City,

Iowa, in the amount of \$39,257.00, to be paid from the General Fund;

2. Authorize the disposal by Purple Wave Auction of the existing paint machine upon delivery of the new machine; and

3. Authorize the Mayor and/or City Clerk to execute the lease purchase agreement for the paint machine with pusher unit.

M. Authorize City Administration to purchase muriatic acid for the amount of \$0.24 per pound, sodium bicarbonate for the amount of \$0.24 per pound, calcium chloride for the amount of \$0.25 per pound, sodium thiosulfate for the amount of \$0.69 per pound, and sodium hypochlorite for the amount of \$1.04 per gallon for treatment of the City pools for the 2017 season from Edwards Chemicals, Inc., of Elwood, Kansas, to be paid from the Parks and Recreation Swimming Pool Division Operation Budget General Fund.

N. Approve the request from Manhattan Area Habitat for Humanity to waive the building permit fees and authorize payment of the water and sewer connection fees for the home being constructed by Habitat for Humanity at 1026 Yuma

Street.

O. Approve the re-appointment of Gary Stith to the Manhattan Urban Area Planning Board and the appointment of Hilary Wahlen to the Arts and Humanities Advisory Board by Mayor Reddi.

#### GENERAL AGENDA

A. SECOND CONSIDERATION OF K-STATE FOUNDATION ECONOMIC DEVELOPMENT APPLICATION

B. CONSIDER FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NOS. 6388 AND 7185 AND THE APPROVED FINAL DEVELOPMENT PLAN OF LOT 2B, STONECREEK BUSINESS CENTER, UNIT FOUR, PLANNED UNIT DEVELOPMENT, TO BE KNOWN AS THE FINAL DEVELOPMENT PLAN OF ENT AMENDMENT, FOR A NEW APPROXIMATELY 6,000 SQUARE FOOT TWO-STORY OFFICE BUILDING, HALF TO BE USED FOR THE INSPIRE ENT SLEEP LAB

[Manhattan Urban Area Planning Board recommends approval]

C. CONSIDER FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 6607 AND THE FINAL

DEVELOPMENT PLAN FOR LOT 9, HERITAGE SQUARE SOUTH, TO BE KNOWN AS THE FINAL DEVELOPMENT PLAN OF CRECHE DAYCARE AND PRESCHOOL, TO ALLOW FOR A GROUP DAYCARE CENTER AT 8200 SOUTH PORT DRIVE #111

[Manhattan Urban Area Planning Board recommends approval]

### Comey: FBI probing Trump-Russia links, wiretap claims

WASHINGTON (AP) — The FBI is investigating whether Donald Trump's associates coordinated with Russian officials in an effort to sway the 2016 presidential election, Director James Comey said Monday in an extraordinary public confirmation of a probe the president has refused to acknowledge, dismissed as fake news and blamed on Democrats.

In a bruising five-hour session, the FBI director also knocked down Trump's claim that his predecessor had wiretapped his New York skyscraper, an assertion that has distracted White House officials and frustrated fellow Republicans who acknowledge they've seen no evidence to support it.

The revelation of the investigation of possible collusion with Russians, and the first public confirmation of the wider probe that began last summer, came in a remarkable hearing by one branch of government examining serious allegations against another branch and the new president's election campaign.

Tight-lipped for the most part, Comey refused to offer details on the scope, targets or timeline for the FBI investigation, which could shadow the White House for months, if not years. The director would not say whether the probe has turned up evidence that Trump associates may have schemed with Russians during a campaign marked by email hacking that investigators believe was aimed at helping the Republican defeat Democrat Hillary Clinton.

"I can promise you," the FBI

director vowed, "we will follow the facts wherever they lead."

Comey for the first time put himself publicly at odds with the president by contradicting a series of recent tweets from Trump that asserted his phones had been ordered tapped by President Barack Obama during the campaign.

"With respect to the president's tweets about alleged wiretapping directed at him by the prior administration, I have no information that supports those tweets, and we have looked carefully inside the FBI," Comey said. The same was true, he added, of the Justice Department.

His confirmation of the Russia-links investigation was striking given the FBI's historic reluctance to discuss its work. But Comey said the intense public interest in the matter — and permission from the Justice Department — made it appropriate to do so.

Comey said the collusion inquiry began last July as part of a broader probe into Russian meddling in American politics, meaning Trump was elected president as associates remained under investigation for possible connections to Russia.

Clinton allies on Monday contrasted Comey's silence during the campaign with public comments he made last year when closing out an investigation into Clinton's email practices and then, shortly before Election Day, announcing that the probe would be revived following the discovery of additional emails. Many Democrats blame Comey's public updates with stoking worries about Clinton's trustworthiness and

turning voters against her.

Comey acknowledged that "some folks may want to make comparisons to past instances" where he and other officials were more open, but he said those were about concluded investigations.

In the current case, it's not clear how long it will take for the FBI to decide if a crime was committed, but counterintelligence investigations are known for being complicated and time-intensive — and for frequently concluding without charges. Comey would not commit to a timetable.

Regardless of the outcome, the investigation is unquestionably an unwelcome distraction for an administration that has struggled to move past questions about ties to Russia. The White House tried anew Monday to distance itself from two former senior members of Trump's team, Paul Manafort and Michael Flynn, who have been under scrutiny for foreign contacts.

Rep. Devin Nunes, the California Republican, told Comey that revelations about the investigation had placed a "big gray cloud" over people trying to lead the country.

"The faster you can get to the

bottom of this, it's going to be better for all Americans," he said.

The hearing quickly divided along partisan lines, Democrats pressing for details on the status of the FBI's investigation while Republicans focused on news coverage and possible improper disclosures of classified information developed through surveillance.

Comey is the latest government official to reject Trump's claims, made without any evidence, that Obama had wire-

tapped Trump Tower, his campaign headquarters. Rep. Nunes rejected them earlier in the hearing.

Comey testified along with National Security Agency Director Michael Rogers, who also disputed allegations that British intelligence services could have been involved in such wiretapping. The White House last week pointed to a report of British involvement in an attempt to bolster the president's claim. The move only angered an ally.



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 - Thomas Jefferson, 1787

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# Fearful immigrants are offered anti-deportation training

NEW YORK (AP) — Don't open the front door if immigration officials knock. If you are taken into custody, tell them your name and nothing else. Definitely don't sign anything. That is some of the advice being given in New York City and around the country at training sessions, put on by advocacy organizations, aimed at helping immigrants living in the country illegally get in as little trouble as possible if they encounter U.S. Immigration and

Customs Enforcement officials. Called "know your rights" training, the sessions have been pushed by some groups as a way to prepare for a possible crackdown on illegal immigration under President Donald Trump. Similar trainings are scheduled in New Mexico and El Paso. The idea, organizers said, is to give immigrants guidance on how to legitimately push back against attempts to detain them, mostly using tactics designed to

keep agents from learning anything they don't already know. The government can't deport someone unless they can prove they are in the U.S. illegally. At a training session Tuesday in Queens, a little more than two dozen people sat in a room listening to Yaritza Mendez, an outreach coordinator at the pro-immigrant advocacy group Make the Road New York. She spoke about various ways ICE agents can find a person, and what to do if they come knock-

ing. Even people in the country illegally have constitutional rights, Mendez said, such as not being subjected to unreasonable searches and seizures, not answering questions and not signing any documents without speaking with an attorney. Volunteers took part in a role-playing exercise. The audience broke into laughter when a woman wearing a vest with "ICE" taped on it burst into the room after knocking loudly on

a door. "I try to make it interactive because it's long and very sad, in a way," Mendez said. A lady sitting at the back had a question. If immigration officials knocked on her door, what if she opened it a crack but kept the chain on? No, Mendez said. Not even a crack. That's guidance that closely mirrors something criminal defense attorneys have long been telling clients. Letting a law enforcement agent peek inside could give them the probable cause they need to enter without a warrant. Other advice dispensed dur-

ing the session: Make sure any warrants presented have the right name and addresses and are signed by a judge. Do not volunteer information. Do not show the agents any fake documents, since doing so is a crime that could land them in much deeper trouble. Plan ahead for the worst. For example, she said, parents in danger of being detained should have paperwork in place to have someone look after their children, instead of scrambling to find someone in an emergency. Most of the people in the audience were immigrants in the country illegally.

# Republicans press professors to spend more time teaching

MADISON, Wis. (AP) — University of Wisconsin chemistry professor Robert Hamers has a jam-packed day ahead: an hourlong lecture, a conference call with colleagues about nanotechnology, meetings and plans to check on students in the lab. With a workweek that he estimates often extends to 65 hours, Hamers is hardly lazy, but Gov. Scott Walker wants to make sure professors like him don't neglect the classroom.

that a student remembers "for the rest of their life?" It's difficult to gauge how much time professors spend in classrooms across the country. The American Association of University Professors, the nation's leading group representing college faculty, does not track classroom time, believing it's not a good measure of productivity for faculty who might also do research, serve on committees or perform other administrative duties, said AAUP Research Director John Barnshaw. The U.S. Department of Education has not looked at professors' classroom time since 2003, when a survey showed that they spent about 58 percent of their time teaching, 20 percent in research and 21 percent in administrative work, personal growth or other activities. The survey has not been repeated because of budget constraints and lack of response, the agency said. Faculty at the University of Wisconsin-Madison spent an average of six hours a week in the classroom in 2015, a time commitment that has held steady since 2000, according to data from across the University of Wisconsin system. Walker's 2017-19 budget would require UW regents to monitor faculty teaching loads, develop a standard teaching workload and reward professors for going beyond it. It would also give state aid to UW schools based in part on how

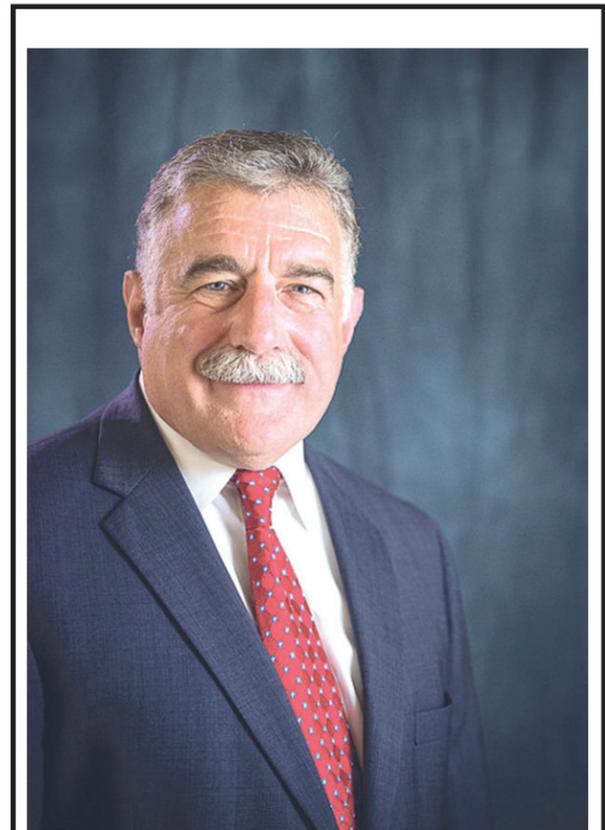
they stack up against each other in faculty instructional time. That change could help the system's four-year schools but cost research institutions such as UW-Madison and UW-Milwaukee. "This is aimed at reversing a nationwide trend where professor time in the undergraduate classroom is down, while tuition has gone up about four times the rate of inflation since 1978," Walker spokesman Tom Evenson said. Walker has frozen Wisconsin tuition for the last four years. Evenson did not respond to an email asking if the governor's office had any data supporting the assertion that classroom time is down. Similar measures aimed at increasing professors' classroom hours have been proposed elsewhere. North Carolina state Sen. Tom McGinnis introduced a bill in 2015 that would have required professors to teach at least eight courses per year. It failed. Ohio Gov. John Kasich's last two state budgets have contained a provision requiring college boards to ensure faculty devote "a proper and judicious" part of their workweek to "actual instruction of students." Kasich included provisions in

two other budgets requiring full-time researchers to teach at least one more class per year. None of the proposals has passed. In Idaho, Boise State University in 2012 adopted a policy requiring faculty to spend 60 percent of their time teaching. UW system spokeswoman Stephanie Marquis said professors who focus on research can bring millions of dollars to the states, noting that Wisconsin students, faculty and staff secure more than 150 patents on new products and discoveries annually. "My whole reputation is research," said Laura Albert McLay, a UW-Madison associate engineering professor who specializes in improving efficiency. "The university wouldn't run if we spent all our time teaching." She estimated that she put in about 50 hours in a recent workweek, with about half of that time spent teaching or helping students in her classes. The rest of her time is typically taken up with tenure and diversity committees and research with graduate students. Their projects have included developing mathematical models to help doctors prioritize patients and technology workers better protect their infrastructure.

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Chris Biggs has joined Joe Knopp. The law firm is now Knopp and Biggs P.A.

Chris, a Manhattan native, is a graduate of Manhattan High School, Kansas State University (Phi Beta Kappa) and the University of Kansas School of Law.

- Chris brings over 30 years of litigation experience and public service to the firm.
- Kansas Secretary of State
  - Kansas Securities Commissioner.
  - Democrat nominee for KS. Attorney General
  - Elected Geary County Attorney (4 terms)
  - Kansas Outstanding Prosecutor Award - 1998

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## Cutting foreign aid will make the world safer

By James Jay Carafano  
Heritage Foundation

President Trump plans to propose a budget that will strengthen national security without taking on additional debt. As part of the package, he is looking to cut spending at the State Department and other federal agencies to offset the cost of rebuilding our depleted military.

That's the responsible way to proceed.

Naturally, cuts anywhere in federal spending are bound to gore someone's ox, and the State Department is loaded with a whole herd of what some consider sacred cows. And foreign aid is one of them.

Critics argue that a dollar spent on "soft power" — diplomacy in all its variations — prevents more expensive problems later on. If you accept that assumption, cutting soft power (State) to help rebuild hard power (the Pentagon) makes no sense. But the assumption is flawed in several ways.

For one thing, it assumes that Defense and State are equally flush with cash. But during the Obama era, the two departments had very different budgetary experiences. The Department of State's budget grew significantly. Today, it's about 30 percent bigger than when Mr. Obama entered the Oval Office. But defense spending is down — about 24 percent since 2011.

But the world is certainly no safer. Global Islamist terrorism, for example, is far more pervasive than when the Obama took office. The Great Russian Reset

has utterly failed: we've seen Russia take Crimea, foment war in Ukraine, prop up the failing Assad regime in Syria and threaten our Baltic allies. North Korea's missile and nuclear weapons programs continue to advance. Iran will one day follow suit. Meanwhile, China has aggressively expanded its territorial claims in the South China Sea and embarked on a major military build-up.

All of those extra dollars spent on soft power appear to have purchased very little in terms of national security or global stability.

How the money was spent is part of the problem. Much of the increased spending at State went to fund pet items on the president's agenda. For instance, last year, Obama requested about \$3.45 billion for Gender, Climate Change, and Biodiversity programs. Further, the administration added literally dozens of global envoys, each with his or her own staff and budget.

Ginning up these programs and creating lots of cushy jobs for their progressive-minded pals doubtless made Obama and his State Department feel good about themselves. (And, face it, who wouldn't like jetting around the world to stay at posh hotels and talk with like-minded people about their favorite causes?)

Also from the Washington Examiner

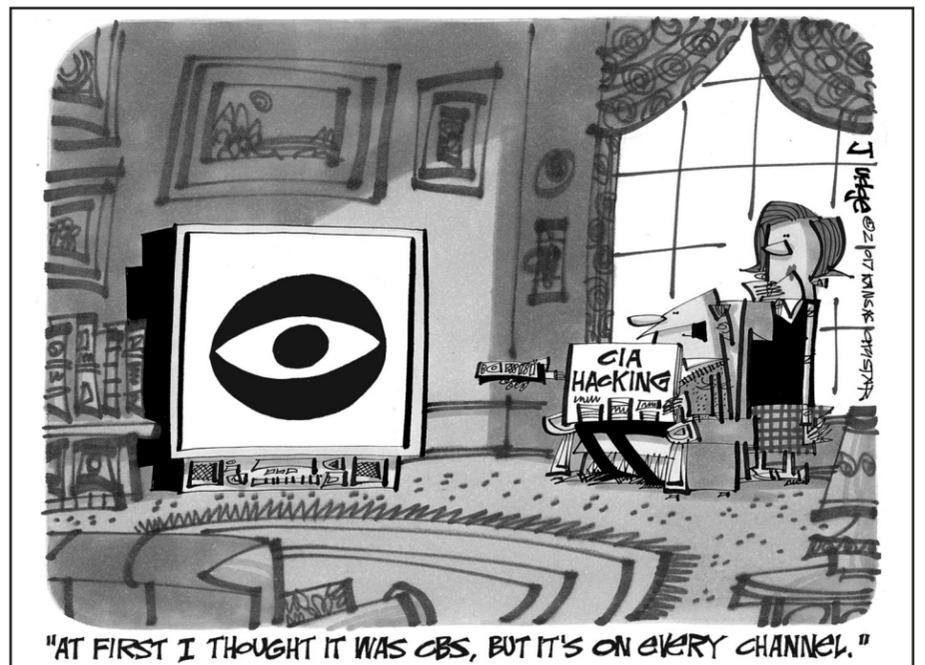
But these initiatives mostly failed to address core issues of

statecraft. As a result, they didn't make for a better world. They certainly didn't improve America's place in the world. They should be the first — not the last — budget meat put on the chopping block.

That is not to argue that foreign aid is bad. It will, for instance, be crucial to helping the U.S. stabilize the unsteady Middle East and spare pouring more American troops into the mess. From Israel to Egypt, Jordan, Iraq, and Tunisia, there are plenty of good steps the U.S. can take with its money. But programs that don't impact core issues of statecraft and can't deliver tangible results ought to be cut.

Cuts can also force many desirable organizational efficiencies, as well. For instance, it's high time to end the notion that USAID is an independent agency. By fully integrating USAID into the State Department — and co-locating USAID and State Department officers in the same regional bureaus — the Trump proposal will save American taxpayers millions of dollars in duplicative administrative costs.

Regardless of how reductions at State might be implemented, over one or several years, a 30 percent drop would take the department back to the pre-Obama days. That's a good thing. It would allow State to jettison all of Obama's baggage, and focus on the core responsibilities — and very hard work of exercising soft power.



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# Judge: Male student expelled for sexual assault may have been victim himself

## Watchdog

In one of the most absurd cases of campus sexual assault to date, a male student was expelled after he “blacked out” and had oral sex performed on him.

The woman who performed the act would, nearly two years later, accuse him of sexual assault, even though the evidence heavily suggested it was the male student who was the victim.

Now a U.S. district court judge in Massachusetts has vindicated this expelled student, an Asian-American student known only as John Doe in court documents. Judge Mark Mastroianni upheld numerous key claims in Doe’s lawsuit against Amherst College in Massachusetts and some of its employees. Most notably, Mastroianni upheld Doe’s claim that the school breached its contract with him by discriminating against him based on sex.

To understand this incredible case, we have to go back to February 2012. Doe and “Sandra Jones,” as she is referred to in court documents, went back to Jones’ dorm room after a night of drinking. John was in a “black out” state and doesn’t remember anything that happened that night, a claim Amherst deemed “credible” during his disciplinary hearing. At some point during the night, Sandra performed oral sex on John, who was in a relationship with Sandra’s roommate.

Nearly two years later, Sandra would accuse John of sexual assault. John alleges in his lawsuit that the deck was stacked against him from the start. His adviser couldn’t speak for him, he could only write down questions for his accuser or witnesses (which means he couldn’t follow up on their claims) and the hearing panel was made up of administrators trained in “social justice education.”

**(Editor’s Note: This same procedure goes on at Kansas State, University of Kansas and all other Kansas Colleges. The accused can not have an attorney, the accuser can not ask questions and it is not a court but administrators acting like Judges.)**

During the hearing, the accuser claimed she texted a friend to come over for help because she had been sexually assaulted. The school never followed up by obtaining her text messages. If they had, they would have seen that she had texted two people immediately

after the encounter. First, she texted a male student she had a crush on and asked him to come over. She had been sending flirtatious messages to him all night. Then, while waiting for him to come over, Sandra texted a female friend and indicated she initiated the sexual contact with John.

“Ohmygod I jus did something so f—ing stupid,” Sandra texted her friend. She also told her friend that “it’s pretty obvi [sic] I wasn’t an innocent bystander.” In another text, Sandra fretted that John “was too drunk to make a good lie out of s—.”

Judge Mastroianni described Sandra’s texts as her “propos[ing] lying to others about what happened” between her and John.

Sandra texted her female friend again early in the morning, complaining that the male student whom she had invited over waited until 5 a.m. to initiate sexual activity with her. “Like, hot girl in a slutty dress. Make. Your. Move. YEAH,” she complained to her friend while the male student was still in her room.

These text messages were not acquired by Amherst. John learned of them during the hearing but was not able to obtain them until after his appeal failed and he had hired an attorney. When John presented the messages to Amherst, they refused to reopen his case.

Mastroianni agreed with John that he may have been discriminated against because of his sex. Because John was blacked out, essentially incapacitated, while Sandra was not, it stands to reason that he might have been a victim of sexual assault, since he could not have consented to Sandra in his state. But since Sandra filed the complaint, such information was disregarded, since Amherst policy states that “[b]eing intoxicated or impaired by drugs or alcohol is never an excuse for sexual misconduct and does not excuse one from the responsibility to obtain consent.”

“The inherent difficulty posed by such situations is magnified when past practices have led to legitimate concerns about victim-blaming because these problems cannot be considered without questioning who occupies the role of victim,” Mastroianni wrote. “Against the existing history of inadequate response to allegations of sexual misconduct, any effort to question whether a self-identified victim is the only

victim or is a victim at all is, understandably, a developing area to be approached carefully.”

When Sandra told people she may have been sexually assaulted, Amherst employees encouraged her to make a formal complaint. When she did so, they investigated her complaint (but only to corroborate her story, hence the missing text messages) and expelled John. But during that investigation, Amherst was informed that John may have been the victim, as he was incapacitated and Sandra was not. Amherst employees never encouraged John to file a complaint or proceed to investigate Sandra.

“These are specific factual allegations that the College responded differently to similar reports when the genders of the potential victims and aggressors were different,” Mastroianni wrote. “They provide a foundation from which a court can infer gender-based discrimination may have played a role in the College’s responses.”

It was also revealed during John’s lawsuit that Sandra appears to have had a desired goal to see a male student expelled for sexual assault. Because of her interaction with John (who was dating her roommate), Sandra lost her friends. She began hanging with a group of anti-race activists and eventually told the Huffington Post that she wanted to see someone expelled for sexual assault, as no one had been in 20 years.

Mastroianni mentioned this activism in his ruling, writing that when Sandra made her complaint “she was involved in a student-led movement to compel the College to change the way it handled sexual assault allegations, including by expelling a male student accused of sexual misconduct.”

“[John] further asserts the College was actively trying to appease the student-led movement and was aware both Jones and [a witness against Doe who edited an essay from Sandra about her encounter with John] were involved with the student-led movement,” Mastroianni continued.

Mastroianni allowed John’s complaint to proceed on multiple grounds, including breach of contract (with regard to sex discrimination) and selective enforcement of the anti-sex discrimination statute known as Title IX. The judge denied, however, John’s claim that he was also discriminated against because of his race, and claims that school employees acted maliciously in railroading him.

## Top Kansas court clears way for new coal-fired power plant

TOPEKA, Kan. (AP) — Kansas’ highest court on Friday cleared a major obstacle to the long-delayed construction of a big, new coal-fired power plant, rejecting an effort by an environment group to force the state to regulate emissions linked to climate change.

The state Supreme Court upheld a 2014 decision by the Kansas Department of Health and Environment to give Sunflower Electric Power Corp. the go-ahead for its project. The utility wants to build an 895-megawatt plant adjacent to an existing one outside Holcomb,

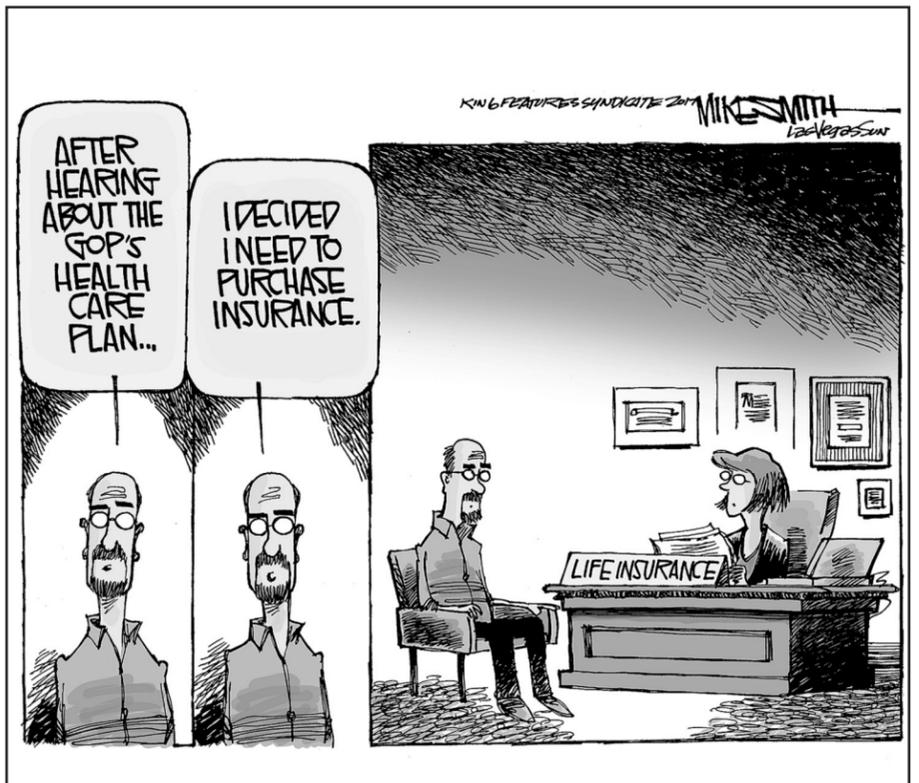
in southwestern Kansas and estimates the cost at \$2.2 billion.

The Sierra Club sued, partly because the department didn’t impose limits on greenhouse gas emissions from the new plant. The group also argued that the agency didn’t impose stringent enough standards for other pollutants, including mercury and nitrogen and sulfur dioxide. It suggested that the department was using proper air-pollution models and was rushing its decision.

But in its unanimous ruling, the Supreme Court said the

Sierra Club could not show that the agency’s action was unreasonable or arbitrary. Justice Marla Luckert wrote for the court that the group “must do more than raise policy arguments.”

The company said it was pleased with the decision, though spokeswoman Cindy Hertel called it an “incremental step” and said the utility continues to evaluate its plans. State Attorney General Derek Schmidt also was pleased. His office defended the department and he supports the project.



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# Free Press Big 12 Sports

Manhattan Free Press

Thursday, March 23, 2017

6

## Kansas State Erase Seven-Run Deficit, Fall in 10

MANHATTAN, Kan. — Steve Serratore's 5-for-5 day and Grant Reuben's two home runs helped the Kansas State baseball team erase a seven-run deficit Sunday against Iowa, but ultimately fell, 12-11, in 10 innings at Tointon Family Stadium.

K-State (14-6) fell behind, 11-4, after the Hawkeye half of the sixth inning but responded with seven unanswered runs, capped by Serratore's game-tying single that scored Cameron Thompson in the bottom of the eighth.

Two batters later, Serratore tried to score the go-ahead run from first base after Quintin Crandall laced a double to left center but was thrown out at home to end the inning.

Iowa (10-8) kept the Wildcats scoreless in the bottom of the ninth and again in the 10th after pushing ahead the winning run in the top of the 10th with an RBI double from Ben Norman off K-State reliever Jordan Floyd.

"Our guys kept their focus and didn't try to do too much," said head coach Brad Hill. "We worked ourselves back into it and had some big hits but got to give them credit, they made two perfect throws to get Steve (Serratore) at the plate."

Reuben led off the bottom of the ninth inning with a single and was lifted for Kyle Barfield as a pinch runner. Barfield was thrown out at second trying to advance on a sacrifice bunt at-

tempt and the Cats were unable to hit home the winning run.

"You really feel good getting that leadoff hitter on in the bottom of the ninth and think you're going to win the game," Hill added. "They make a great play going to second to get the lead out and then we just can't follow up with any momentum there."

The Hawkeyes got on the scoreboard early off Jake Adams' three-run homer in the top of the first off Wildcat starter Brogan Heinen.

Adams finished the game with three home runs and seven runs batted in for Iowa.

K-State chipped away at the early deficit with single runs in the second and third innings courtesy of RBI singles from Brennan and Serratore, respectively.

Iowa extended its lead to 7-2 after Adams' second home — a solo shot in the fourth — and a three-run fifth inning.

The Cats quickly responded with a two-out, two-run homer from Serratore in the bottom of the fifth, only to see Iowa put up four in the top of the sixth to take an 11-4 lead.

K-State scored seven runs over the next three innings, highlighted by Reuben's two bombs that accounted for four of the Cats' seven unanswered runs.

Heinen finished the day allowing seven runs (three earned) in 4 2/3 innings and did not factor into the decision.



K-State's Left Handed Pitcher Will Breman (18) beats out an infield ground ball for a hit.

Floyd, the Wildcat lefty closer, was credited with his first loss of the season (1-1) after allowing the go-ahead run in the extra frame.

Serratore finished a double short of the cycle and matched his career high with five RBI — his second five-RBI game of the season.

Reuben posted his first multi-homer day as a Wildcat and

drove in a career-best four runs.

Crandall, after a walk-off triple Saturday, had two doubles and hit is fifth home run of the season.

Senior Jake Wodtke had a season-high three hits in a 3-for-6 effort and scored three times.

Reliever Nick Jones tossed a career-best three scoreless innings in his nation-leading 15th

appearance.

The K-State has one final tune-up with Omaha on Tuesday before beginning Big 12 play at Texas on Friday. First pitch between the Mavericks and Wildcats is set for 6:30 p.m., at Tointon Family Stadium and will be broadcast worldwide on K-StateHD.TV. Fans can also listen to K-State baseball all season on KMAN

1350 AM and 93.3 FM and streaming free at k-statesports.com.

INSIDE THE BOX SCORE

• K-State scored 11 runs on 18 hits and committed two errors and left nine runners on base. Iowa scored 12 runs on 12 hits and committed one error while stranding eight baserunners.



Jake Scudder (18) K-State's 1st baseman rounds third on his way to score.



KSU's Outfielder Steve Serratore (8) takes a ball at the plate. He hit 5 for 5.



### Ben Brake

Free Press  
Photographer  
16th Year of K-State  
Baseball

# Annual On Target Bull Sale Held

Last Saturday cattlemen from all over the state of Kansas and Nebraska filled the 4-H building at the Marshall County Fairgrounds in Blue Rapids.

They were here for the On Target Bull Sale. This annual event is put on by SPRINGHILL HEREFORDS David & Delores Stump and Dan & Kim Schmidt owners and ALCOVE CATTLE CO. Ken and Zita Duensing owners, all of Blue Rapids.

This year's sale had 31 Hereford bulls being sold by Springhill Herefords and 27 Angus bulls sold by Alcove Cattle Co. Eleven Angus heifers were also on the market.

Most of the cattle were in the Fairgrounds barns and each person attending the auction received a catalog showing each animal to be sold, along with a description of the animals.

As each animal came up for sale, TV screens around the building would show the bull or heifer walking in front of the camera and it's sale number.



Auctioneer Joel Birdwell (upper 2nd from left) calls the On Target Bull Sale Saturday at the County Fairgrounds in Blue Rapids. The 31 Hereford bulls were being sold by Springhill Herefords and the 27 Angus bulls were sold by Alcove Cattle Co. both of Blue Rapids. Pictured on the stand at left is David Stump and on the right is Dr. Ken Duensing.



Two of the Angus were in a group outside the back door of the 4-H building.



Zita Duensing (right) Kim Schmidt (left) and Jerred Gillig watch from the back of the room.

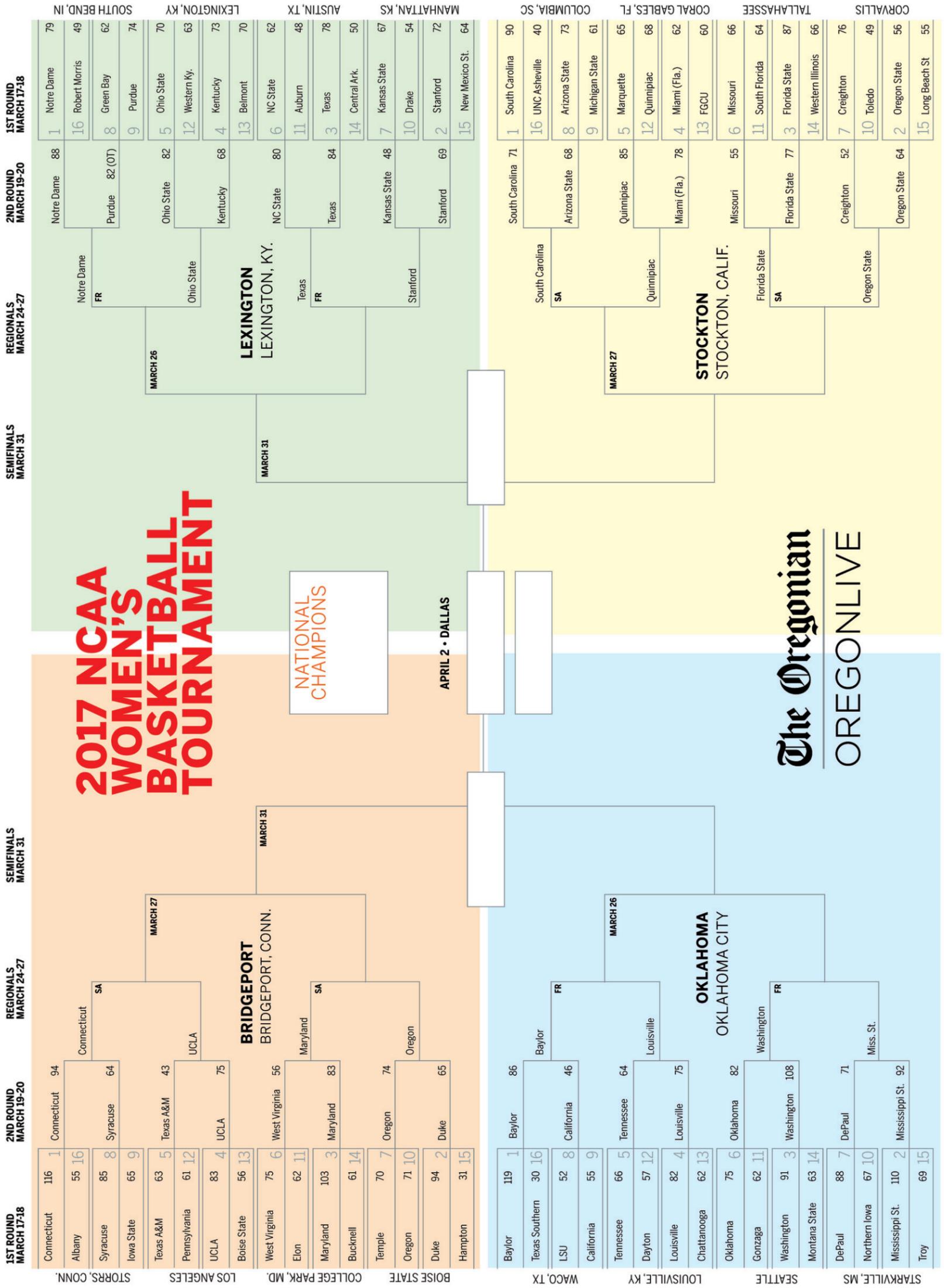


Everyone had a catalog showing all of the animals and their sires.



One of the DV Auction petmen watches the crowd for another bid.

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# Guardian of Rockefeller fortune, philanthropy, dies 101

NEW YORK (AP) — David Rockefeller was the last of his generation in a famous American family that taught its children that wealth brings great responsibility. Even as children, he and his siblings had to set aside portions of their allowances for charitable giving.

That lesson lasted throughout his life; to mark his 100th birthday in 2015, Rockefeller gave 1,000 acres of land next to a national park to the state of Maine.

Rockefeller died Monday in his sleep at his home in Pocantico Hills at age 101, according to his spokesman, Fraser P. Seitel.

He was the grandson of Standard Oil co-founder John D. Rockefeller and the youngest of five sons and one daughter born to John D. Rockefeller Jr. He was also the guardian of his family's fortune and head of a sprawling network of family interests, both business and philanthropic, that ranged from environmental conservation to the arts.

Unlike his brothers Nelson, the governor of New York who hungered for the White House and was briefly vice president, and Winthrop, a governor of Arkansas, David Rockefeller wielded power and influence without ever seeking public office. Among his many accom-

plishments were spurring the project that led to the World Trade Center.

"No individual has contributed more to the commercial and civic life of New York City over a longer period of time than David Rockefeller," said Michael Bloomberg, a former mayor and fellow billionaire. "I have long admired his commitment to the city, which began with a dollar-a-year job working as a secretary to Mayor Fiorello La Guardia. During my time in City Hall, he was always there for the city when we called."

Unlike his other brothers, John D. 3rd and Laurance, who shied from the spotlight and were known for philanthropy, David Rockefeller embraced business and traveled and spoke widely as a champion of enlightened capitalism.

"American capitalism has brought more benefits to more people than any other system in any part of the world at any time in history," he said. "The problem is to see that the system is run as efficiently and as honestly as it can be."

Rockefeller graduated from Harvard in 1936 and received a doctorate in economics from the University of Chicago in 1940. He served in the Army during World War II, then began climbing the ranks of management at Chase Bank.

That bank merged with the Manhattan company in 1955.

He was named Chase Manhattan's president in 1961 and chairman and CEO eight years later. He retired in 1981 at age 65 after a 35-year career.

In his role of business statesman, Rockefeller preached capitalism at home and favored assisting economies abroad on grounds that bringing prosperity to the Third World would create customers for American products.

He parted company with some of his fellow capitalists on income taxes, calling it unseemly to earn a million and then find ways to avoid paying the taxes. He didn't say how much he paid in taxes, and he never spoke publicly about his personal worth. In 2015, Forbes magazine estimated his fortune at \$3 billion.

As one of the Rockefeller grandchildren, David belonged to the last generation in which the inherited family billions were concentrated in a few hands. The next generation, known as "the cousins," are more numerous.

Rockefeller was estimated to have met more than 200 rulers in more than 100 countries during his lifetime, and often was treated as if he were a visiting head of state.

In addition to the philanthropy that "touched and lifted

innumerable lives," Rockefeller's "connections and keen aptitude for issues made him a valuable adviser to presidents of both parties — yours truly certainly included," said former President George H.W. Bush. He said Rockefeller was a "wonderful friend" to him and his wife, Barbara.

Under Rockefeller, Chase — now known as JPMorgan Chase — was the first U.S. bank to open offices in the Soviet Union and China and, in 1974, the first to open an office in Egypt after the Suez crisis of 1956.

In his early travels to South Africa, Rockefeller arranged clandestine meetings with several underground black leaders. "I find it terribly important to get overall impressions beyond those I get from businessmen," he said.

But Rockefeller took a lot of heat for his bank's substantial dealings with South Africa's white separatist regime and for helping the deposed, terminally ill Shah of Iran come to New York for medical treatment in 1979, the move that triggered the 13-month U.S. embassy hostage crisis in Tehran.

Rockefeller maintained the family's patronage of the arts, including its long-standing relationship with the Museum of Modern Art, which his mother had been a fervent patron of. His private art collection was

once valued at \$500 million. The Rockefeller estate at Kykuit, overlooking the Hudson River north of New York City, is the repository of four generations of family history, including Nelson's art and sculpture collection.

One of the major efforts of Rockefeller's later years was directed at restoring family influence in the landmark Rockefeller Center, most of which had been sold in the 1980s to Japanese investors. He eventually organized an investor group to buy back 45 percent of the property.

His philanthropy and other activities earned him a Presidential Medal of Freedom, the nation's highest civilian honor,

in 1998.

"Throughout his life he used his fame and fortune to do good here and abroad," former President Bill Clinton and Hillary Clinton said in a statement. "His tremendous support of arts and humanities in America gave millions of people in communities across the country the opportunity to experience our great heritage of painting, dance, music, and so much more."

Rockefeller and his wife, the former Margaret McGrath, were married in 1940 and had six children — David Jr., Richard, Abby, Neva, Margaret and Eileen. His wife, an active conservationist, died in 1996.

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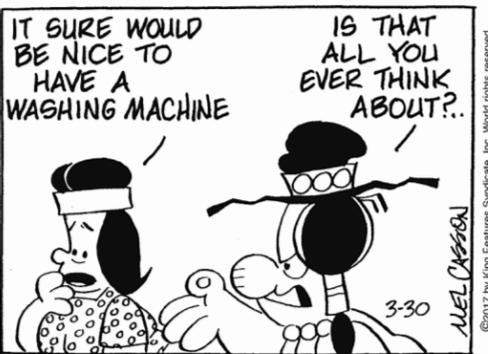
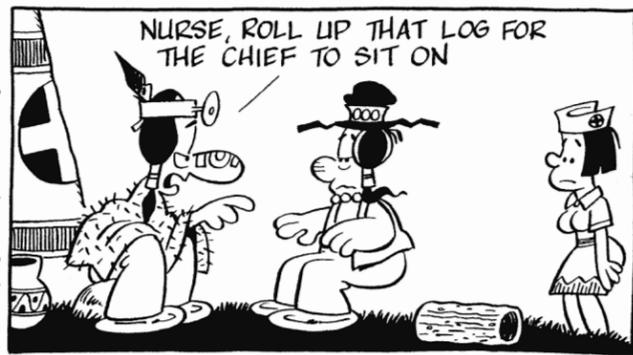
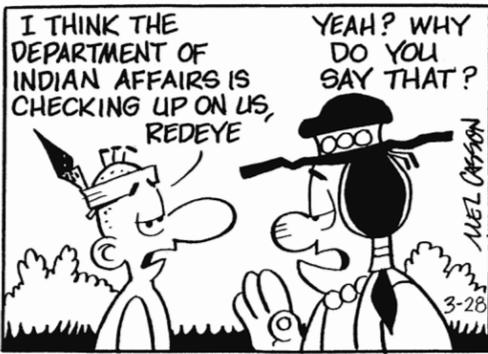
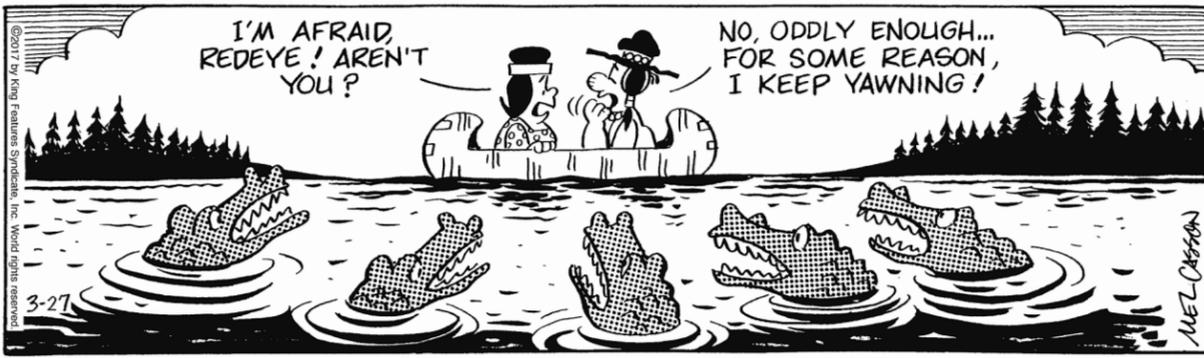
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  - 15 Of punishment
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  - 18 Astute
  - 20 Took the train
  - 21 Oom follower
  - 23 Thither
  - 24 Xbox enthusiast
  - 25 " — a Kick Out of You"
  - 27 Worked with rattan
  - 29 Circle around the sun
  - 31 Conspiracy of silence
  - 35 Cardiff's people
  - 37 Sunrise
  - 38 200 milligrams
  - 41 Gear tooth
  - 43 Affirmative action?
  - 44 Culture medium
  - 45 Cringes
  - 47 Longtime Klugman
  - 49 Symbol of sorrow
  - 52 Jazz job
  - 53 Accomplished
  - 54 Intact
  - 55 Individual
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  - 57 Gumby's horse
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Answers page 2

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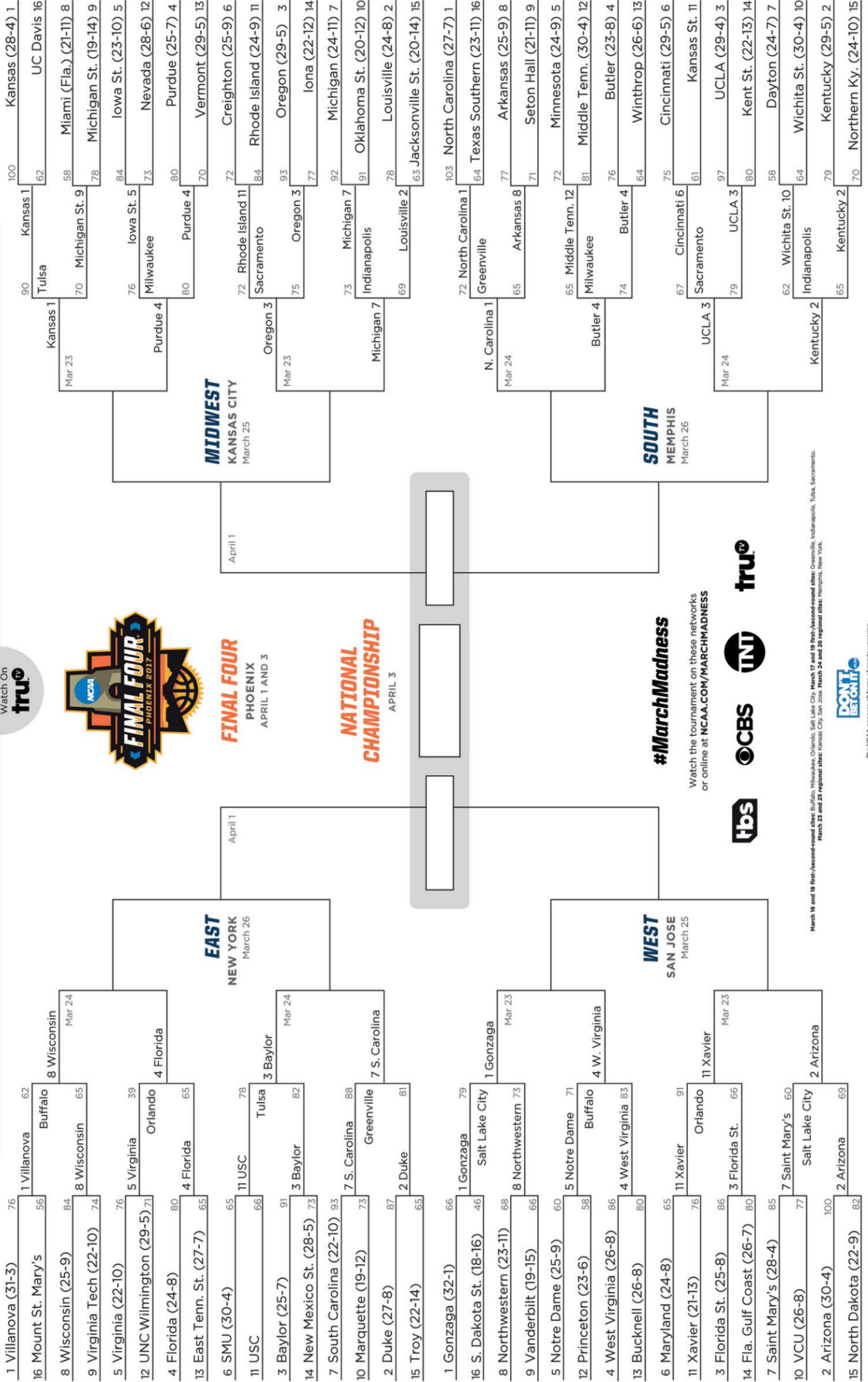
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