

**HIGHLY ERODIBLE LAND AND WETLAND
CONSERVATION DETERMINATION**

Kenneth Hieb
RT 1 Box 63A
Hosmer, SD 57448

2-17-87

3. County

McPherson

4. Name of USDA Agency or Person Requesting Determination

ASCS

5. Farm No. and Tract No.

394 T 483 ~~184~~ 492, 2233 & 2234

SECTION I - HIGHLY ERODIBLE LAND

6. Is soil survey now available for making a highly erodible land determination?	Yes	No	Field No.(s)	Total Acres
	X			
7. Are there highly erodible soil map units on this farm?		X		
8. List highly erodible fields that, according to ASCS records, were used to produce an agricultural commodity in any crop year during 1981-1985.			NONE	0
9. List highly erodible fields that have been or will be converted for the production of agricultural commodities and, according to ASCS records, were not used for this purpose in any crop year during 1981-1985; and were not enrolled in a USDA set-aside or diversion program.			NONE	0

10. This Highly Erodible Land determination was completed in the: Office ☒ Field ☐

NOTE: If you have highly erodible cropland fields, you may need to have a conservation plan developed for these fields. For further information, contact the local office of the Soil Conservation Service.

SECTION II - WETLAND

11. Are there hydric soils on this farm?	Yes	No	Field No.(s)	Total Wetland Acres
	X			
List field numbers and acres, where appropriate, for the following EXEMPTED WETLANDS:				
12. Wetlands (W), including abandoned wetlands, or Farmed Wetlands (FW). Wetlands may be farmed under natural conditions. Farmed Wetlands may be farmed and maintained in the same manner as they were prior to December 23, 1985, as long as they are not abandoned.				
13. Prior Converted Wetlands (PC) - The use, management, drainage, and alteration of prior converted wetlands (PC) are not subject to FSA unless the area reverts to wetland as a result of abandonment. You should inform SCS of any area to be used to produce an agricultural commodity that has not been cropped, managed, or maintained for 5 years or more.				
14. Artificial Wetlands (AW) - Artificial Wetlands includes Irrigation Induced wetlands. These Wetlands are not subject to FSA.				
15. Minimal Effect Wetlands (MW) - These wetlands are to be farmed according to the minimal effect agreement signed at the time the minimal effect determination was made.				

NON-EXEMPTED WETLANDS:

16. Converted Wetlands (CW) - In any year that an agricultural commodity is planted on these Converted Wetlands, you will be ineligible for USDA benefits. If you believe that the conversion was commenced before December 23, 1985, or that the conversion was caused by a third party, contact the ASCS office to request a commenced or third party determination.				
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17. The planned alteration measures on wetlands in fields _____ are considered maintenance and are in compliance with FSA.

18. The planned alteration measures on wetlands in fields _____ are not considered to be maintenance and if installed will cause the area to become a Converted Wetland (CW). See item 16 for information on CW.

19. This wetland determination was completed in the: Office ☐ Field ☐

20. This determination was: Delivered ☐ Mailed ☒ To the Person on Date: 8-4-88

NOTE: If you do not agree with this determination, you may request a reconsideration from the person that signed this form in Block 22 below. The reconsideration is a prerequisite for any further appeal. The request for the reconsideration must be in writing and must state your reasons for the request. The request must be mailed or delivered within 15 days after this determination is mailed to or otherwise made available to you. Please see reverse side of the producer's copy of this form for more information on appeals procedure.

NOTE: If you intend to convert additional land to cropland or alter any wetlands, you must initiate another Form AD-1026 at the local office of ASCS. Abandonment is where land has not been cropped, managed, or maintained for 5 years or more. You should inform SCS if you plan to produce an agricultural commodity on abandoned wetlands.

21. Remarks

T 484 (sec. 13); T 2234 (sec. 24); T 485 (sec. 3) have Potential HEL and needs a aplan if broke

22. Signature of SCS District Conservationist

Gunnar M. Hultman

23. Date

8-4-88

HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION DETERMINATION

1. NAME OF USDA AGENCY OR PRODUCER REQUESTING DETERMINATION <i>A. S. C. S.</i>		2. DATE OF REQUEST <i>2-19-87</i>	
3. NAME AND ADDRESS OF PRODUCER <i>Kenneth Lieb P.O. Box 63A Hosmer, SD 57448</i>		4. FARM NO. <i>394</i>	5. COUNTY <i>McPherson</i>
6. Is a soil survey now available for making a highly erodible land determination?		YES	NO
		X	
7. Are highly erodible soil map units on this farm?		YES	NO
		X	
8. a. List highly erodible fields that, according to ASCS records, were used to produce an agricultural commodity in any crop year during 1981-1985. <i>Range</i>			
b. Is an approved conservation plan being actively applied on all of these fields? If "no," list the fields (from the ASCS records) on which a plan is not being applied.			
9. a. List highly erodible fields that, according to ASCS records, have been converted for the production of agricultural commodities, were not used for this purpose in any crop year during 1981-1985, and were not enrolled in a USDA set-aside or diversion program.			
b. Is an approved conservation system being used on these fields? If "no," list the fields (from the ASCS records) on which a system is not being used.			
10. Are there other fields that (1) have highly erodible map units, (2) were not used to produce an agricultural commodity in any crop year after 1980, and (3) were not enrolled in a USDA set-aside or diversion program in any crop year during 1981-1985?		YES	NO
		X	
11. CERTIFICATION: The conservation plan <input type="checkbox"/> and system(s) <input type="checkbox"/> were approved by the _____ Conservation District on _____, 19____, and conform with the technical requirements of the SCS field office technical guide for the _____ District.			
12. Are hydric soils on this farm? If "yes," list the fields (from the ASCS records) in which they occur. <i>T-491-1, 2, 3, T-2234-1, 2, 5, 6, 7</i>		YES	NO
<i>T-483-1, T-488-1, T-486-1A, 1B, 2, T-487-1A, 1B, 1C, 2, 3, T-2233-1, 2, T-484-1, 2, 3, 4, T-489-1A, 1B</i>		X	
13. Are wetlands on this farm? If "yes," list the fields, outline the wetland areas within fields on the ASCS photograph(s), and mark with "w". <i>Range - T-485, T-487, T-486, T-2233, T-489, T-488, T-484, T-2234, T-491, T-490</i>			
14. Are converted wetlands on this farm that have been converted since December 23, 1985? If "yes," list the fields, outline converted wetlands on the ASCS photograph(s), and mark with "cw".			
15. Are converted wetlands covered by exemptions? If "yes," list those fields, outline the exempt converted wetlands on the ASCS photograph(s), and mark with "ecw". Note the exemptions for each area: a. Field No. _____ c. Field No. _____ b. Exemption _____ d. Exemption _____			
16. The wetland determination was done in the office <input type="checkbox"/> field <input type="checkbox"/> .			

17. This determination was hand delivered ☐ mailed ☒ to the producer on *3-11-87* (DATE)

Any producer who does not agree with this determination may request reconsideration from the person making the determination. This request is a prerequisite for any further appeal. The request must be in writing and must set forth reasons for the request. It must be received by SCS within 15 days after the producer receives the determination.

18. REMARKS
*Range land has PHEL fields T-485 (sec. 3), T-484 (sec. 13), T-2234 (sec. 24), No determination unless broke, 12. See back- Exemption D. (T-490-sec. 35)**Field to be broke is not highly erodible.*

19. SIGNATURE OF SCS DISTRICT CONSERVATIONIST

Yvonne McPherson

DATE

3-17-87

1151

1B

125-71

41.0

1A

1323

35.7

7B

7301

87.5

1

25-1

1A

133

2

3

T-432



2

2

178-29L NO
HEL

no T Date

G-12

85 ACR
Sudan

81 10kt
85 10kt 23.5
APR 23.0

Hydrocarbon
Sediment

NOT HEL

10.7 81 grass
45 grass

Hydrocin
Suet

125-71

4. Name of USDA Agency or Person Requesting Determination
ASCS5. Farm No. and Tract No.
195 T-323

SECTION I - HIGHLY ERODIBLE LAND

6. Is a soil survey now available for making a highly erodible land determination?	Yes	No	FIELD NO. (S)	TOTAL ACRES
	X		XXXXXXXXXXXX	XXXXXXXXXXXX
7. Are there highly erodible soil map units on this farm?		X	XXXXXXXXXXXX	XXXXXXXXXXXX
8. List Highly erodible fields that, according to ASCS records, were used to produce an agricultural commodity in any crop year during 1981-1985.	XXXX	XXXX	None	0
9. List highly erodible fields that have been or will be converted for the production of agricultural commodities and according to ASCS records, were not used for this purpose in any crop year during 1981-1985; and were not enrolled in a USDA set-aside or diversion program.	XXXX	XXXX	None	0
10. This Highly Erodible Land determination was completed in the : Office <input checked="" type="checkbox"/> Field <input type="checkbox"/>				

Note: If you have highly erodible cropland fields, you may need to have a conservation plan developed for these fields. For further information, contact the local office of the Soil Conservation Service.

SECTION II - WETLAND

11. Are there hydric soils on this farm?	Yes	No	FIELD NO. (S)	TOTAL WET AC
	X		XXXXXXXXXXXX	XXXXXXXXXXXX
List field number and acres, where appropriate, for the following EXEMPTED WETLANDS:	XXXX	XXXX		
12. Wetlands (W), including abandoned wetlands, or Farmed Wetlands (FW). Wetlands may be farmed under natural conditions. Farmed Wetlands may be farmed and maintained in the same manner as they were prior to December 23, 1985, as long as they are not abandoned.	XXXX	XXXX		
13. Prior Converted Wetlands (PC) - The use, management, drainage, and alteration of prior converted wetlands (PC) are not subject to FSA unless the area reverts to wetland as a result of abandonment. You should inform SCS of any areas to be used to produce an agricultural commodity that has not been cropped, managed, or maintained for 5 years or more.	XXXX	XXXX		XXXXXXXXXXXX
14. Artificial Wetlands (AW) - Artificial Wetlands includes irrigation induced wetlands. These wetlands are not subject to FSA.	XXXX	XXXX		
15. Minimal effect Wetlands (MW) - These wetlands are to be farmed according to minimal effect agreement signed at the time the minimal effect determination was made.	XXXX	XXXX		

NON-EXEMPTED WETLANDS

16. Converted Wetlands (CW) - In any year that an agricultural commodity is planted on these converted wetlands, you will be eligible for USDA benefits. If you believe that the conversion was commenced before December 23, 1985, or that the conversion was caused by a third party, contact the ASCS office to request a commenced or third party determination.	XXXX	XXXX		
17. The planned alteration measures on wetlands in fields _____ are considered maintenance and are in compliance with FSA.				
18. The planned alteration measures on wetlands in fields _____ are not considered to be maintenance and if installed will cause the area to become a Converted Wetland (CW). See item 16 for information on CW.				
19. The wetland determination was completed in the: Office <input type="checkbox"/> Field <input type="checkbox"/>				
20. This determination was: Delivered <input type="checkbox"/> Mailed <input checked="" type="checkbox"/> To the Person on Date: 5-17-88				

NOTE: If you do not agree with this determination, you may request a reconsideration from the person that signed this form in Block 22 below. The reconsideration is a prerequisite for any further appeal. The request for the reconsideration must be in writing and must state your reasons for the request. The request must be mailed or delivered within 15 days after this determination is mailed to or otherwise made available to you. Please see reverse side of the producer's copy of this form for more information on appeals procedures.

NOTE: If you intend to convert additional land to cropland, or alter any wetlands you must initiate another Form 1-26 at the local office of the ASCS. Abandonment is when land has not been cropped, managed, or maintained for 5 years or more. You should inform SCS if you plan to produce an agricultural commodity on abandoned wetlands.

21. Remarks.

22. Signature of SCS District Conservationist: *Yvonne M. Haefler*

23. Date: 5-16-88

77W
Farm #6-169
White Mountain
Clayton C. Kierst
- owner

NOT TO SCALE

HEL-W-cw Photo

1B

125-71

NOT HEL

41.0

NOT HEL

81 flat
85000

1A

hypoxic soil

T323

hypoxic soil

NOT HEL

35.7

81 flat
85 corn + millet

1B

hypoxic soil

25-1

T487

1A

178-29L

G-12

1B

54.3

31

1C

T323

10.7

T301

87.5

1

1

T487

23

2

125-71

HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION DETERMINATION

1. NAME OF USDA AGENCY OR PRODUCER REQUESTING DETERMINATION <u>A.S.C.S.</u>		2. DATE OF REQUEST <u>1-21-87</u>	
3. NAME AND ADDRESS OF PRODUCER <u>Walter Gramm</u> <u>RRI Box 57</u> <u>Hosmer, SD 57448</u>		4. FARM NO. <u>195</u>	5. COUNTY <u>McPherson</u>
6. Is a soil survey now available for making a highly erodible land determination?		YES	NO
		X	
7. Are highly erodible soil map units on this farm?			X
8. a. List highly erodible fields that, according to ASCS records, were used to produce an agricultural commodity in any crop year during 1981-1985.			
b. Is an approved conservation plan being actively applied on all of these fields? If "no," list the fields (from the ASCS records) on which a plan is not being applied.			
9. a. List highly erodible fields that, according to ASCS records, have been converted for the production of agricultural commodities, were not used for this purpose in any crop year during 1981-1985, and were not enrolled in a USDA set-aside or diversion program.			
b. Is an approved conservation system being used on these fields? If "no," list the fields (from the ASCS records) on which a system is not being used.			
10. Are there other fields that (1) have highly erodible map units, (2) were not used to produce an agricultural commodity in any crop year after 1980, and (3) were not enrolled in a USDA set-aside or diversion program in any crop year during 1981-1985?			X
11. CERTIFICATION: The conservation plan <input type="checkbox"/> and system(s) <input type="checkbox"/> were approved by the _____ Conservation District on _____, 19____, and conform with the technical requirements of the SCS field office technical guide for the _____ District.			
12. Are hydric soils on this farm? If "yes," list the fields (from the ASCS records) in which they occur.		YES	NO
<u>T-323-1A, 1B, 2</u> <u>Rangeland T-323,</u>		X	
13. Are wetlands on this farm? If "yes," list the fields, outline the wetland areas within fields on the ASCS photograph(s), and mark with "w".			
14. Are converted wetlands on this farm that have been converted since December 23, 1985? If "yes," list the fields, outline converted wetlands on the ASCS photograph(s), and mark with "cw".			
15. Are converted wetlands covered by exemptions? If "yes," list those fields, outline the exempt converted wetlands on the ASCS photograph(s), and mark with "ecw". Note the exemptions for each area:			
a. Field No. _____ c. Field No. _____			
b. Exemption _____ d. Exemption _____			
16. The wetland determination was done in the office <input type="checkbox"/> field <input type="checkbox"/> .			
17. This determination was hand delivered <input type="checkbox"/> mailed <input checked="" type="checkbox"/> to the producer on <u>1-30-87</u> . (DATE)			
Any producer who does not agree with this determination may request reconsideration from the person making the determination. This request is a prerequisite for any further appeal. The request must be in writing and must set forth reasons for the request. It must be received by SCS within 15 days after the producer receives the determination.			
18. REMARKS <u>12. See back - Exemption D.</u>			
19. SIGNATURE OF SCS DISTRICT CONSERVATIONIST <u>Yvonne M. Haefner</u>		DATE <u>1-29-87</u>	

UNITED STATES DEPARTMENT OF AGRICULTURE **HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION CERTIFICATION**

NOTE

The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a). The authority for requesting the information to be supplied on this form is the Food Security Act of 1985, P.L. 99-198, and regulations promulgated under the Act (7CFR Part 12). The information will be used to determine eligibility for program benefits and other financial assistance administered by USDA agencies. The information may be furnished to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to orders of a court magistrate or administrative tribunal. Furnishing the Social Security Number is voluntary. Furnishing the other requested information is voluntary; however, failure to furnish the correct, complete information will result in a determination of ineligibility for certain program benefits and other financial assistance administered by USDA agencies. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 641, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to information provided by the producer on this form.

PART A - PRODUCER'S INTENTIONS FOR USE OF LAND

1. NAME AND ADDRESS OF PRODUCER Walter Gramm RR 1 Box 57 Hosmer, SD 57448	2. SOCIAL SECURITY NUMBER (or tax ID number) 501 24 8260 $\frac{1}{2}$		3. CROP YEAR 1987
	FARM NUMBER(S) 4	COUNTY(IES) WHERE LOCATED 5	
	184, 279, 201, 195	McPherson	
	1011		

6. During either the crop year entered in item 3 above, or the term of a requested USDA loan, will an agricultural commodity be produced on fields of the farm(s) that were not used for the production of any agricultural commodity (see instructions) or not enrolled in an USDA set-aside or diversion program during any crop year 1981 through 1985? If "yes," list the farm and field numbers.	Yes	No
		✓
7. Will an agricultural commodity be produced on any land on the farm(s) listed above that was a wet area but was improved, drained, or modified, or converted after December 23, 1985? If "yes," list the farm and field numbers.		✓
8. Do you plan to convert any land including wet areas for the production of an agricultural commodity this year or during the term of a requested USDA loan or other program benefit? If "yes," list the farm and field numbers.		✓

Intends to break T367 Field #2 + #3 and sod between fields

I hereby certify that the above information is true and correct to the best of my knowledge and belief.

9. SIGNATURE OF PRODUCER
Walter Gramm

DATE
1-20-87

PART B - REFERRAL TO SCS

10. Based on county office information, a SCS determination is:

a. Needed prior to the producer's certification in Part C.	✓
b. Needed before January 1, 1990.	

NOTE: If the producer answers "No" to Part A, items 6, 7, and 8, and the agency so agrees, the producer may complete the certification in Part C without a SCS determination. However, beginning January 1, 1990, or 2 years after a soil survey is completed, the producer must be actively applying an approved conservation plan on all highly erodible fields. Therefore, a SCS determination regarding the existence of any highly erodible fields on the farm(s) listed above is necessary before January 1, 1990.

11. DATE REFERRED TO SCS FOR DETERMINATION

12. SIGNATURE OF AGENCY REPRESENTATIVE
Wm. Stuchlik

DATE
1-21-87

PART C - USE CERTIFICATION (Completed by producer)

13. As a condition of eligibility for any USDA loans or other program benefits, I hereby certify that:

- I will not produce an agricultural commodity on highly erodible fields (except fields that, in any crop year between 1981 and 1985, were used to produce any agricultural commodity or were enrolled in a USDA set-aside or diversion program); and I will not use the proceeds of any FmHA loan, insured or guaranteed, received after December 23, 1985, for a purpose that will contribute to production of an agricultural commodity on these highly erodible fields, as determined by SCS, unless an approved conservation system has been fully applied.
- I will not produce an agricultural commodity on converted wetlands or use proceeds from any FmHA farm loan, insured or guaranteed, received after December 23, 1985, for a purpose that will contribute to the conversion of a wetland to produce an agricultural commodity, as determined by SCS.
- I will not convert wetlands or bring new lands into production for the purpose of producing an agricultural commodity without first consulting all USDA agencies with which (1) I have a current contract or loan agreement, insured or guaranteed, or (2) I have a crop insurance contract issued by or reinsured by the Federal Crop Insurance Corporation.
- USDA representatives may enter upon my land for the purpose of confirming any of the above statements.

SIGNATURE OF PRODUCER

DATE

14. REMARKS

77W
Farm #6-169
195
White Mountain
Clara C. Kierstch
- C. K. K.

NOT TO SCALE

HEL-W-CW Photo

1B

125-71

NOT HEL

41.0

NOT HEL

81 flat
85000

1A

hypric soil

T323

NOT HEL

35.7

81 flat
85 corn + mullet

1B

hypric soil

hypric soil

25.1

T487

1A

178-29L

G-12

46.5

1B

54.3

1C

31

T323

10.7

1

T301

87.5

1

T487

23.4

2

125-71