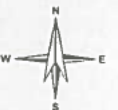
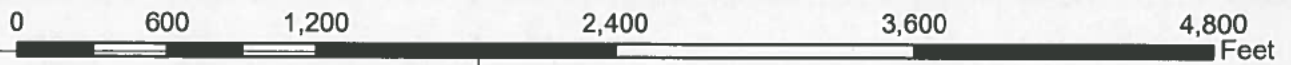
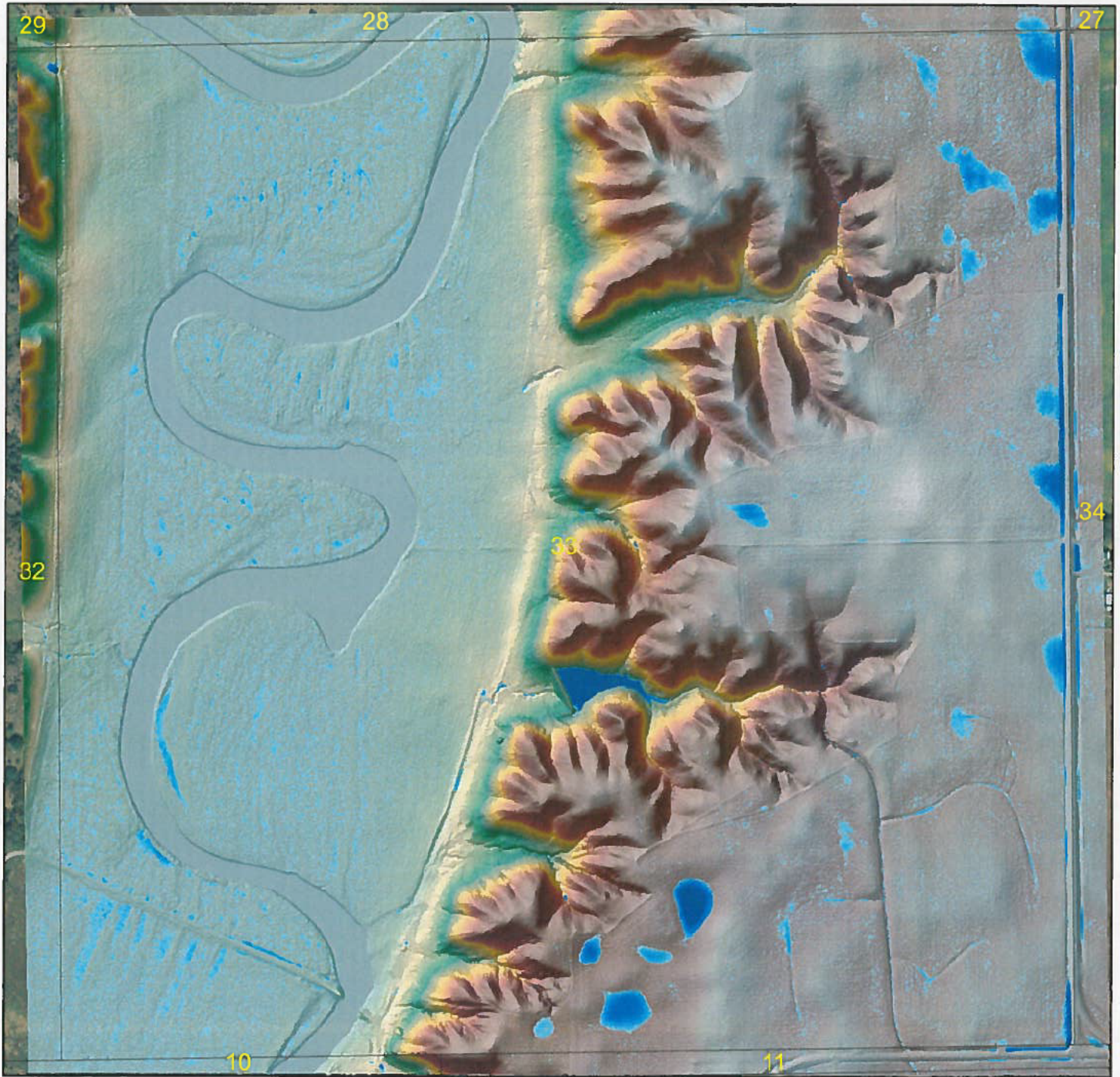




LiDAR

Section 33-101-58

12/11/2019



Hanson County

1:9,226 1 inch = 769 feet



United States
Department of
Agriculture

Natural
Resources
Conservation
Service

1820 N. Kimball
Mitchell, SD 57301
996-7140
996-4708 (fax)

January 11, 1996

Gary Stadlman
Box 102
Ethan, SD 57334

Dear Gary:

Enclosed is the Highly Erodible Land and Wetland Conservation Determination Form SCS-CPA-026 for your farm. This determination is part of the conservation provisions of the Food Security Act of 1985, as amended, and was made in response to your application for USDA program benefits.

Field numbers listed in Item 8 of the Form SCS-CPA-026, and shown on the enclosed map, have been classified as highly erodible under the current definition. In order to maintain USDA program eligibility, you will need to farm these fields in accordance with a conservation plan.

If you do not already have a conservation plan for the highly erodible lands on your farm, please contact our office at 1820 North Kimball, Mitchell, SD 57301 or phone 996-7140.

Items 11 through 26 of the form describe any wetlands found on your farm. Please note the conditions under which these areas may or may not be farmed, and contact your local Natural Resources Conservation Service office if you have any questions. If you plan to maintain, improve, or install a drainage system, you should notify your local NRCS office well in advance of your plan to alter a wet area so the alteration can be done with full knowledge of its potential effect on your USDA program eligibility.

If you do not agree with this determination, you may request a reconsideration within 15 days of this decision. Your request should be made to the above office address and should state the reason for the request for reconsideration.

Sincerely,



STEVEN K. VLIEGER
District Conservationist

REQUESTED BY FHA
BEFORE APPROVING LOAN

HIGHLY ERODIBLE LAND CONSERVATION (HELIC) AND WETLAND CONSERVATION (WC) CERTIFICATION

1. Name of Producer Gary Stodlman	2. Identification Number 504 66 2485	3. Crop Year 1996
4. Do the attached AD-1026A(s) list all your farming interests by county, and show current SCS determinations? <i>If "No", contact your County ASCS Office before completing this form.</i>	<input type="checkbox"/>	<input type="checkbox"/>
5. Are you now applying for, or do you have a FmHA insured or guaranteed loan?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Do you have a crop insurance contract issued or reinsured by the Federal Crop Insurance Corporation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
7. Are you a landlord on any farm listed on AD-1026A that will not be in compliance with HELC and WC provisions?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
8. Has a HELC exemption been approved on any farms listed on AD-1026A because the landlord refuses to comply?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
9. List here or attach a list of affiliated persons with farming interests. <i>See reverse for an explanation. Enter "None", if applicable.</i> NONE		

If items 7 or 8 are answered "YES", circle the applicable farm number on AD-1026A.

During either the crop year entered in item 3 above, or the term of a requested USDA loan:

	YES	NO
10. Will you plant or produce an agricultural commodity on land for which a highly erodible land determination has not been made?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
11. Will you plant or produce an agricultural commodity on any land that is or was a wet area on which planting was made possible by draining, dredging, filling, or leveling or any other means after December 23, 1985?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
12. Will you, or have you since November 28, 1990, made possible the planting of any crop, pasture, agricultural commodity, or other such crop by: (a) converting any wet areas by draining, dredging, filling, leveling, or any other means, or, (b) improving, modifying, or maintaining, an existing drainage system?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
13. Will you convert any wet areas for fish production, trees, vineyards, shrubs, building construction, or other non-agricultural use?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

If answers to items 10, 11, 12, or 13 are: } "YES" for any one of these items, sign and date in item 14 below. Circle the applicable tract number on AD-1026A, or list tract number in item 12 on AD-1026A. ASCS will refer this AD-1026 to SCS for a determination. DO NOT sign in item 16 until SCS determination is complete.

"NO" for all of these items or SCS determinations are complete, complete item 16.

14. Signature of Producer	<i>I hereby certify that the above information, and the information on attached AD-1026A's, is true and correct to the best of my knowledge and belief.</i> 	Date 12/13/95
15. Referral To SCS (Completed by ASCS)	Enter a <input checked="" type="checkbox"/> if a SCS determination is needed because "Yes" is answered in item 10, 11, 12, or 13.	Date Referred 12/13/95 Signature of ASCS Representative

NOTE: Before signing in item 16, Read AD-1026 Appendix.

Signature of Producer	<i>I hereby certify that the above information, and the information on attached AD-1026A's, is true and correct to the best of my knowledge and belief. It is my responsibility to file a new AD-1026 in the event there are any changes in my farming operation(s). In signing this form, I also certify that I have received and will comply with the compliance requirements on AD-1026 Appendix, and any addendum thereto.</i>	Date
-----------------------	--	------

17. Remarks:

U.S.D.A.
Soil Conservation Service

SCS-CPA-0
(June 91)

1. Name and Address of Person

Gary Stadlman
Box 102
Ethan, SD 57334

2. Date of Request

12-13-95

3. County

Hanson

**HIGHLY ERODIBLE LAND AND WETLAND
CONSERVATION DETERMINATION**

4. Name of USDA Agency or Person Requesting Determination
FSA & Stadlman

5. Farm No. and Tract No.
11 32

SECTION I - HIGHLY ERODIBLE LAND

	FIELD NO.(s)	TOTAL ACRES
6. Is soil survey now available for making a highly erodible land determination? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
7. Are there highly erodible soil map units on this farm? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
8. List highly erodible fields that, according to ASCS records, were used to produce an agricultural commodity in any crop year during 1981-1985.	No HEL fields, there- fore conservation	
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.	compliance plan not required.	
10. This Highly Erodible Land determination was completed in the: Office <input checked="" type="checkbox"/> Field <input type="checkbox"/>		

SECTION II - WETLAND

	FIELD NO.(s)	TOTAL ACRES
11. Are there hydric soils on this farm? Yes <input type="checkbox"/> No <input type="checkbox"/>		
12. Wetlands (W), including abandoned wetlands, or Farmed Wetlands (FW) or Farmed Wetlands Pasture (FWP). Wetlands may be farmed under natural conditions. Farmed Wetlands and Farmed Wetlands Pasture may be farmed and maintained in the same manner as they were prior to December 23, 1985, as long as they are not abandoned.	Wetland determination Not completed	
13. Prior Converted Cropland (PC). Wetlands that were converted prior to December 23, 1985. The use, management, drainage, and alteration of prior converted cropland (PC) are not subject to the wetland conservation provisions unless the area reverts to wetland as a result of abandonment.		
14. Artificial Wetlands (AW). Artificial wetlands includes irrigation-induced wetlands. These wetlands are not subject to the wetland conservation provisions.		
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.		
16. Mitigation Wetlands (MIW). Wetlands on which a person is actively mitigating a frequently cropped area or a wetland converted between December 23, 1985 and November 28, 1990.		
17. Restoration with Violation (RVW+year). A restored wetland that was in violation as a result of conversion after November 28, 1990, or the planting of an agricultural commodity or forage crop.		
18. Restoration without Violation (RSW). A restored wetland converted between December 23, 1985 and November 28, 1990, on which an agricultural commodity has not been planted.		
19. Replacement Wetlands (RPW). Wetlands which are converted for purposes other than to increase production, where the wetland values are being replaced at a second site.		
20. Good Faith Wetlands (GFW+year). Wetlands on which ASCS has determined a violation to be in good faith and the wetland has been restored.		
21. Converted Wetlands (CW). Wetlands converted after December 23, 1985 and prior to November 28, 1990. In any year that an agricultural commodity is planted on these Converted Wetlands, you will be ineligible for USDA benefits.		
22. Converted Wetland (CW+year). Wetlands converted after November 28, 1990. You will be ineligible for USDA program benefits until this wetland is restored.		
23. Converted Wetland Non-Agricultural use (CWNA). Wetlands that are converted for trees, fish production, shrubs, cranberries, vineyards or building and road construction.		
24. Converted Wetland Technical Error (CWTE). Wetlands that were converted as a result of incorrect determination by SCS.		

25. The planned alteration measures on wetlands in fields _____ are considered maintenance and are in compliance with FSA.

26. 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 22 for information on CW+year.

27. The wetland determination was completed in the office field and was delivered mailed to the person on 1-11-96.

28. Remarks. HEL & wetland determination not completed on 87.4 acre field of native grass. Wetland determination not completed at this time. If a wetland determination is needed, contact our office prior to constructing, altering or maintaining a drainage system.

29. I certify that the above determination is correct and adequate for use in determining eligibility for USDA program benefits, and that wetland hydrology, hydric soils, and hydrophytic vegetation under normal circumstances exist on all areas outlined as Wetlands, Farmed Wetlands, and Farmed Wetlands Pasture.

30. Signature of SCS District Conservationist

Steve Weiger

31. Date

1-11-96

Assistance and programs of the Soil Conservation Service available without regard to race, religion, color, sex, age, or handicap.

NOT TO SCALE





United States
Department of
Agriculture

Soil
Conservation
Service

Federal Building
200 Fourth Street SW
Huron, South Dakota 57350-2475

Subject: CPA - Appeals - Jerome Hunter

Date: April 21, 1994

To: Warren Lee, Director
Conservation Planning and Application Division
Soil Conservation Service
Washington, DC 20013

File code: 180

Enclosed is the administrative record for Jerome Hunter. He has been granted Converted Wetland Technical Error for 183 acres of wetlands on Farm 696, Tract 31.

If you have questions, please contact my staff.

E. L. Holtzclaw, for

RODNEY D. BAUMBERGER
Acting State Conservationist

Enclosure

cc: John Deppe, Acting AC, SCS, Mitchell
Steve Vlieger, DC, SCS, Mitchell
Mark Hogan, USFWS, Brookings
August Dornbusch, Jr., Director, SCS, MNTC, Lincoln w/enc



The Soil Conservation Service
is an agency of the
United States Department of Agriculture

AN EQUAL OPPORTUNITY EMPLOYER



United States
Department of
Agriculture

Soil
Conservation
Service

Federal Building
200 Fourth Street SW
Huron, South Dakota 57350-2475

April 18, 1994

CERTIFIED MAIL

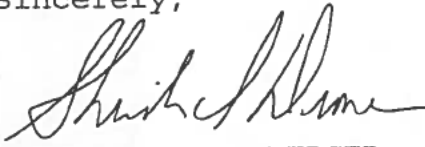
Mr. Jerome Hunter
1220 E 63rd Street No.
Sioux Falls, South Dakota 57104-0537

Dear Mr. Hunter:

We have reviewed and approved your request for Converted Wetland Technical Error (CWTE) for the wetland conversions that occurred in Sections 28 and 33, T101N, R58W in Hanson County, South Dakota.

All cases of CWTE must be reviewed by our national office. Your file will be forwarded to them. If you have questions regarding this determination, please contact my office.

Sincerely,


RODNEY D. BAUMBERGER *Rdny Jm*
Acting State Conservationist

cc: Verle Smith, AC, SCS, Mitchell
Steve Vlieger, DC, SCS, Mitchell



The Soil Conservation Service
is an agency of the
Department of Agriculture

AN EQUAL OPPORTUNITY EMPLOYER

1. Name and Address of Person
JEROME HUNTER
1220 E 63rd STREET NO.
SIOUX FALLS, SD 57104-0537

2. Date of Request
April 18, 1994

3. County
HANSON

**HIGHLY ERODIBLE LAND AND WETLAND
CONSERVATION DETERMINATION**

4. Name of USDA Agency or Person Requesting Determination
Request for CWTE

5. Farm No. and Tract No.
Farm 696 Tract 31

SECTION I - HIGHLY ERODIBLE LAND

	FIELD NO.(s)	TOTAL ACRES
6. Is soil survey now available for making a highly erodible land determination? Yes <input type="checkbox"/> No <input type="checkbox"/>		
7. Are there highly erodible soil map units on this farm? Yes <input type="checkbox"/> No <input type="checkbox"/>		
8. List highly erodible fields that, according to ASCS records, were used to produce an agricultural commodity in any crop year during 1981-1985.		
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.		
10. This Highly Erodible Land determination was completed in the: Office <input type="checkbox"/> Field <input type="checkbox"/>		

SECTION II - WETLAND

	FIELD NO.(s)	TOTAL ACRES
11. Are there hydric soils on this farm? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
12. Wetlands (W), including abandoned wetlands, or Farmed Wetlands (FW) or Farmed Wetlands Pasture (FWP). Wetlands may be farmed under natural conditions. Farmed Wetlands and Farmed Wetlands Pasture may be farmed and maintained in the same manner as they were prior to December 23, 1985, as long as they are not abandoned.	1 and unnumbered	26.5 ac est.
13. Prior Converted Cropland (PC). Wetlands that were converted prior to December 23, 1985. The use, management, drainage, and alteration of prior converted cropland (PC) are not subject to the wetland conservation provisions unless the area reverts to wetland as a result of abandonment.		
14. Artificial Wetlands (AW). Artificial wetlands includes irrigation-induced wetlands. These wetlands are not subject to the wetland conservation provisions.		
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.		
16. Mitigation Wetlands (MIW). Wetlands on which a person is actively mitigating a frequently cropped area or a wetland converted between December 23, 1985 and November 28, 1990.		
17. Restoration with Violation (RVW+year). A restored wetland that was in violation as a result of conversion after November 28, 1990, or the planting of an agricultural commodity or forage crop.		
18. Restoration without Violation (RSW). A restored wetland converted between December 23, 1985 and November 28, 1990, on which an agricultural commodity has not been planted.		
19. Replacement Wetlands (RPW). Wetlands which are converted for purposes other than to increase production, where the wetland values are being replaced at a second site.		
20. Good Faith Wetlands (GFW+year). Wetlands on which ASCS has determined a violation to be in good faith and the wetland has been restored.		
21. Converted Wetlands (CW). Wetlands converted after December 23, 1985 and prior to November 28, 1990. In any year that an agricultural commodity is planted on these Converted Wetlands, you will be ineligible for USDA benefits.		
22. Converted Wetland (CW+year). Wetlands converted after November 28, 1990. You will be ineligible for USDA program benefits until this wetland is restored.		
23. Converted Wetland Non-Agricultural use (CWNA). Wetlands that are converted for trees, fish production, shrubs, cranberries, vineyards or building and road construction.		
24. Converted Wetland Technical Error (CWTE). Wetlands that were converted as a result of incorrect determination by SCS.	1,2,3, and unnumbered	183 ac est.
25. The planned alteration measures on wetlands in fields _____ are considered maintenance and are in compliance with FSA.		
26. 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 22 for information on CW+year.		
27. The wetland determination was completed in the office <input type="checkbox"/> field <input type="checkbox"/> and was delivered <input type="checkbox"/> mailed <input checked="" type="checkbox"/> to the person on 4/19/94		

28. Remarks.
This is a revised determination and replaces earlier determinations issued for this tract.

29. I certify that the above determination is correct and adequate for use in determining eligibility for USDA program benefits, and that wetland hydrology, hydric soils, and hydrophytic vegetation under normal circumstances exist on all areas outlined as Wetlands, Farmed Wetlands, and Farmed Wetlands Pasture.

30. Signature of SCS District Conservationist
Shirley P. Hunter State

31. Date
4/21/94

NOT TO SCALE



NOT TO SCALE

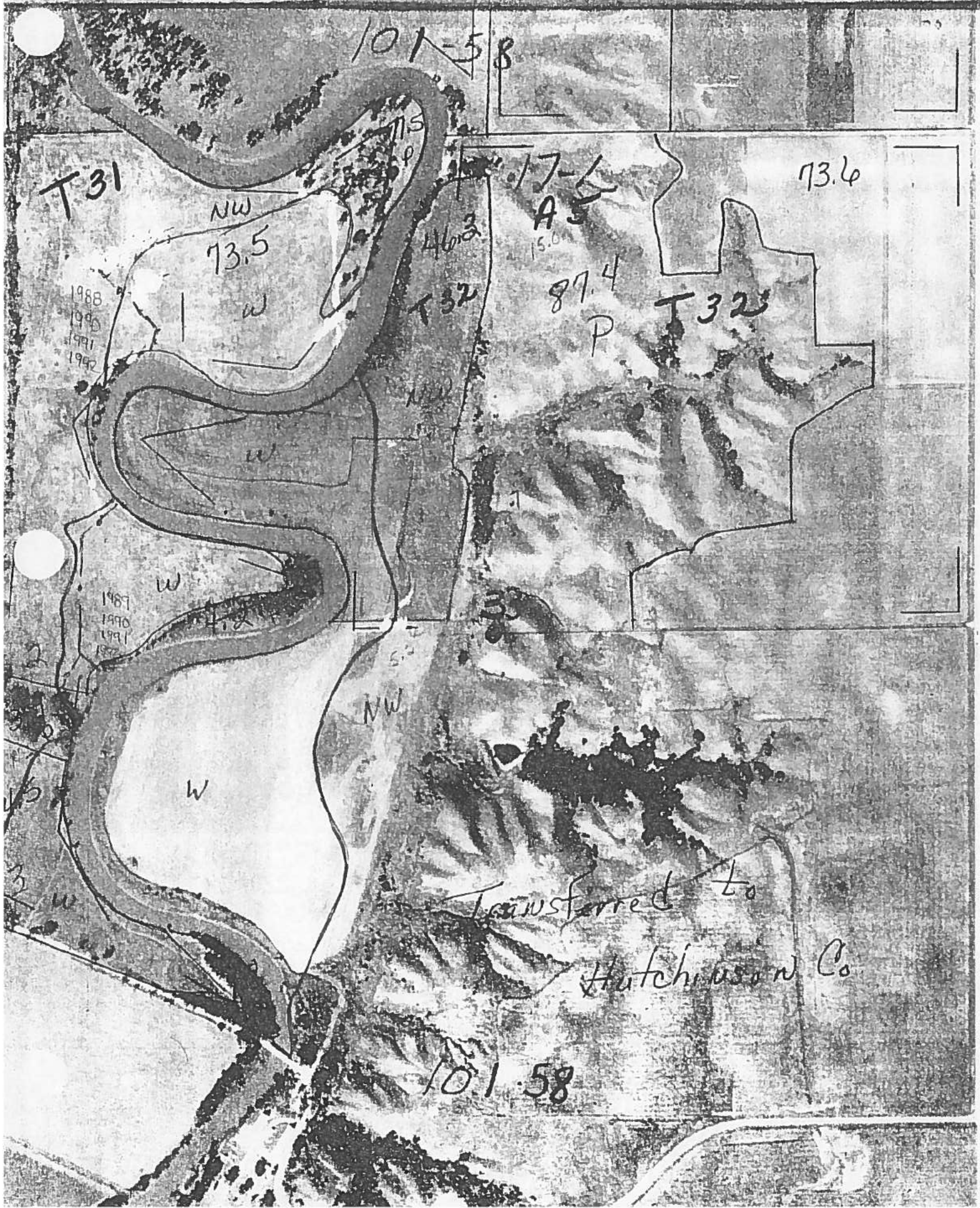


Kerry Fichake W of R W 3

696

1992

NOT TO SCALE



WETLAND APPEAL DOCUMENTATION RECORD

Remotely Sensed Data Summary

Owner/Landuser Bonita Hunter (ow)
 Slide Reviewer Tom Schumacher Date 5-18-93

Appeal Level (F.O., A.O., S.O.) _____

* Enclose wetland mapping conventions
 West of Jim R
 E2SW4 33-101-58

Site Identification No. T31 - 2 (Tract No. or Farm No. plus Site No.)

ASCS Color Slide Data

Date	Climate	Condition	Interpretation - List of signature observed e.g., drowned crop, standing water.
Mo./Yr.	Wet/Dry/Normal		
7/92	N-W		wetmas along N-S ditch - sl. sign rest ⁺⁴ (#13-5.6-
7/91 *	N-W		wet sign in most places (#14-5.6-
7/90	N		wet along N-S ditch very slight on rest
8/89	N-D		ok - along ditch?
7/88	N-D		sign along ditch - ditch apparent
7/87	N-SLW		" " " area (#15-5.6-3
8/86	N-W		sign in adjoining areas - grass covered (#16-5.6-2
7/85	N-W		" " " " " "

Air Photo

Date	C:F or B/W	Climate	Condition	Interpretation - List of signature observed e.g., drowned crop, standing water
Mo./Yr.		Wet/Dry/Normal		

Satellite Data: Does Satellite data indicate the site is a wetland (y-n)? _____
 (Include conventions and interpretations in administration record).

... out of # 8 years observed that have wet signatures

I. Claimant of Vested Drainage Right:

Name Hunter
(Last)

Bonita
(First)

Kathryn
(Middle)

110-2-1

Address 1220 E. 63rd St. N.
Federal Settlement or Company Name (if applicable)

City Sioux Falls State SD Zip Code 57104-0537

Co-Owner or Other Interest Owner:

Name Hunter Jerome H. (Spouse)

Address 1220 E. 63rd St. N.

City Sioux Falls State SD Zip Code 57104-0537

A. State the legal description of the land from which the water is drained: West of River
W 1/2 of Sec. 33, Twp 101 Rg. 58 in the County of Hanson County

B. State the legal description of the land onto which the water is drained: James River
To James River of Sec. _____, Twp _____ Rg. _____ in the County of Hanson

C. State the legal description of the land for which the drainage right is claimed, if different from A, through a prescriptive right:
_____ of Sec. _____, Twp _____ Rg. _____ in the County of _____

The man made modifications consist of Contour plowing + light ditching (i.e. drain tile, ditch, levee, dike etc.). Generally describe the modifications in terms of length, depth, width, etc. (i.e. a ditch 3ft. deep and 80ft. long):

or: If drainage improvements are difficult to describe in sections 3-5, show them on an attached ASCS/SCS map.

See ASCS map attached

State the general course and direction of the water flow by means of the drainage right:

South + East toward the James River

State the general course and direction of the natural flow:

A. Same as section 4; or

B. _____

State any facts you believe relevant to the vested drainage rights:

The soil conservation service recommended the water flow improvements 1986 with our original soil conservation plan.

The claimed drainage right has existed since:

A. 12 / 01 / 1986; or

Month Day Year

B. Unknown

Dated this 30 day of June, 1992

Bonita Hunter

Signature of claimant

State of South Dakota)
County of Minnehaha) SS

On this 30th day of June, before me, Suzanne J. Seydel,
undersigned officer, personally appeared Bonita Hunter
known to me or satisfactorily proven to be the person whose name(s) is subscribed to the within instrument and
acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.



Suzanne J. Seydel
Notary Public

Title of Officer

My commission expires 3-07-94

Melvin Schroeder
Pine Island, Minnesota
55963

5-7-91.

Hanson

4. Name of USDA Agency or Person Requesting Determination

5. Farm No. and Tract No.

696 31

SECTION 1 - HIGHLY ERODIBLE LAND

6. Is soil survey now available for making a highly erodible land determination?	Yes	No	Field No.(s)	Total Acres
7. Are there highly erodible soil map units on this farm?				
8. List highly erodible fields that, according to ASCS records, were used to produce an agricultural commodity in any crop year during 1981-1985.				
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.				

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
List field number and acres, where appropriate, for the following:		X		
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.				
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.				

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: 5-7-91.

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 **NO CROPLAND ON THIS FARM. ACREAGE AND TYPE OF WETLANDS NOT IDENTIFIED ABOVE. AN OFFICIAL WETLAND DETERMINATION SHOULD BE REQUESTED FROM SCS BEFORE AREAS MARKED "NO WETLAND INVENTORY" ARE ALTERED OR CONVERTED TO CROPLAND. THIS WILL AVOID JEOPARDIZING YOUR ELIGIBILITY FOR CERTAIN USDA PROGRAM BENEFITS.**

22. Signature of SCS District Conservationist

Stanley Schroeder

23. Date

5-7-91.

AD-1026
(12-22-89)

UNITED STATES DEPARTMENT OF AGRICULTURE

HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION CERTIFICATION

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 (7 CFR 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. Public reporting burden for this collection of information is estimated to average 3 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to Department of Agriculture, Clearance Officer, OIRM, Room 404-W, Washington, D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB No. 0560-0004), Washington, D.C. 20503. RETURN THIS COMPLETED FORM TO YOUR COUNTY AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE (ASCS) OFFICE (address printed in item 6 of attached AD-1026A).

PART A - PRODUCER'S FARMING INTERESTS

1. Name of Producer Douglas Guericke	2. Crop Year 1990
3. Are you an FmHA borrower or have you requested crop insurance from FCIC? If "YES", indicate which category is applicable.	YES NO

The attached AD-1026A(s) lists all the producer's farming interest by county as reported to ASCS, and shows current SCS determinations.

Listed on the reverse of this form is a key to SCS Determinations for items 8 through 11 of attached AD-1026A(s).

PART B - PRODUCER'S INTENTION FOR USE OF LAND

4. During either the crop year entered in item 2 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 or not enrolled in a USDA set-aside or diversion program during any crop year 1981 through 1985, or will you be producing an agricultural commodity on land that highly erodible land determinations have not been made by SCS? If "YES", check the appropriate Tract Number in column 12 of attached AD-1026A.	YES	NO
5. Will an agricultural commodity be produced on any land, including wet areas, on the farm(s) listed on AD-1026A that was or will be improved, maintained, drained, modified, or converted after December 23, 1985? If "YES", check the appropriate Tract Number in column 13 of attached AD-1026A.		
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", check the appropriate Tract Number in column 14 of attached AD-1026A.		

PART C - REFERRAL TO SCS

7. Based on County office information, a SCS determination is needed if items 4, 5, or 6 are answered "YES".	CHECK
8. Date Referred to SCS for Determination 4-9-90	9. Signature of ASCS Representative <i>David Park</i>
	Date 4-9-90

PART D - USE CERTIFICATION (Completed by producer)

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

- I am actively applying an approved conservation plan or maintaining a fully applied conservation system on the highly erodible fields on the farm(s) listed on the attached AD-1026A(s) and any other farms in which I have an interest.
- 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.
- I understand the highly erodible and wetland conservation compliance requirements of the Food Security Act of 1985 and I am not violating any of these provisions. The signing of this form gives USDA representatives authorization to enter upon and inspect all farms in which I have an interest for the purpose of confirming the above statements.

NOTE: If you have questions concerning the requirements of the Food Security Act of 1985, inquire of your County ASCS personnel before signing in item 14 below.

I hereby certify that the above information, and the information on attached AD-1026A's, is true and correct to the best of my knowledge and belief. I understand, it is my responsibility to file a new AD-1026 in the event there are any changes in my farming operation(s).	14. Signature of Producer <i>Douglas Guericke</i>	Date
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marks

REquested by *PCA*

1. Name and Address of Person
Douglas Guericke

2. Date of Request
4-1-90

HIGHLY ERODIBLE LAND AND WETLAND
CONSERVATION DETERMINATION

3. County
Hanson

4. Name of USDA Agency or Person Requesting Determination
ASCS

5. Farm No. and Tract No.
11

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
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.	X		Highly erodible land is in native grass + cons. plan	
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.			not req'd unless converted to cropland	
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 Wetland Acres
List field numbers and acres, where appropriate, for the following EXEMPTED WETLANDS:	Y			
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.			1 + 2	3
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: 4-12-90

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

22. Signature of SCS District Conservationist

Steve R. Guericke

23. Date

4-12-90

UNITED STATES DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

SD-LTP-14
12/89

SURFACE DRAINAGE IN WETLANDS

Applicant Doug Guerike Section 33 Township 101 Range 58
County Haskell ACS Tract & Field No.(s) T32 -2

- Review wetland areas and ditches as outlined on the attached map(s) of land owned and/or operated by you. If corrections or additions are needed, please sketch these on the map(s). Please indicate the length and direction of flow of all drainage ditches. The symbol for ditches is ---, with the arrow indicating direction of flow.
- On the worksheet below describe all man-made surface drainage that was done in any of these wetland areas before December 23, 1985. On the map(s) number the wetlands (W and FW) that have been drained or partially drained, and provide the required information below.

Wetland Number	Original Installation		Last Maintenance Year	Equipment Used	Normal Frequency of Maintenance	Depth of Ponding		If no ponding occurs indicate if any of these frequently apply (Y-Yes, N-No)				
	Year	Equipment Used				None	After Original Construction	Delayed Planting	Crop Drownout	Replant	Other - Describe	
1	1980	Plow + Spade	1989	Spade	Yearly	✓	>12in.	✓				
2	1980	"	Unknown	Unknown	Unknown	✓	>12in.	✓				

(continuation on back)

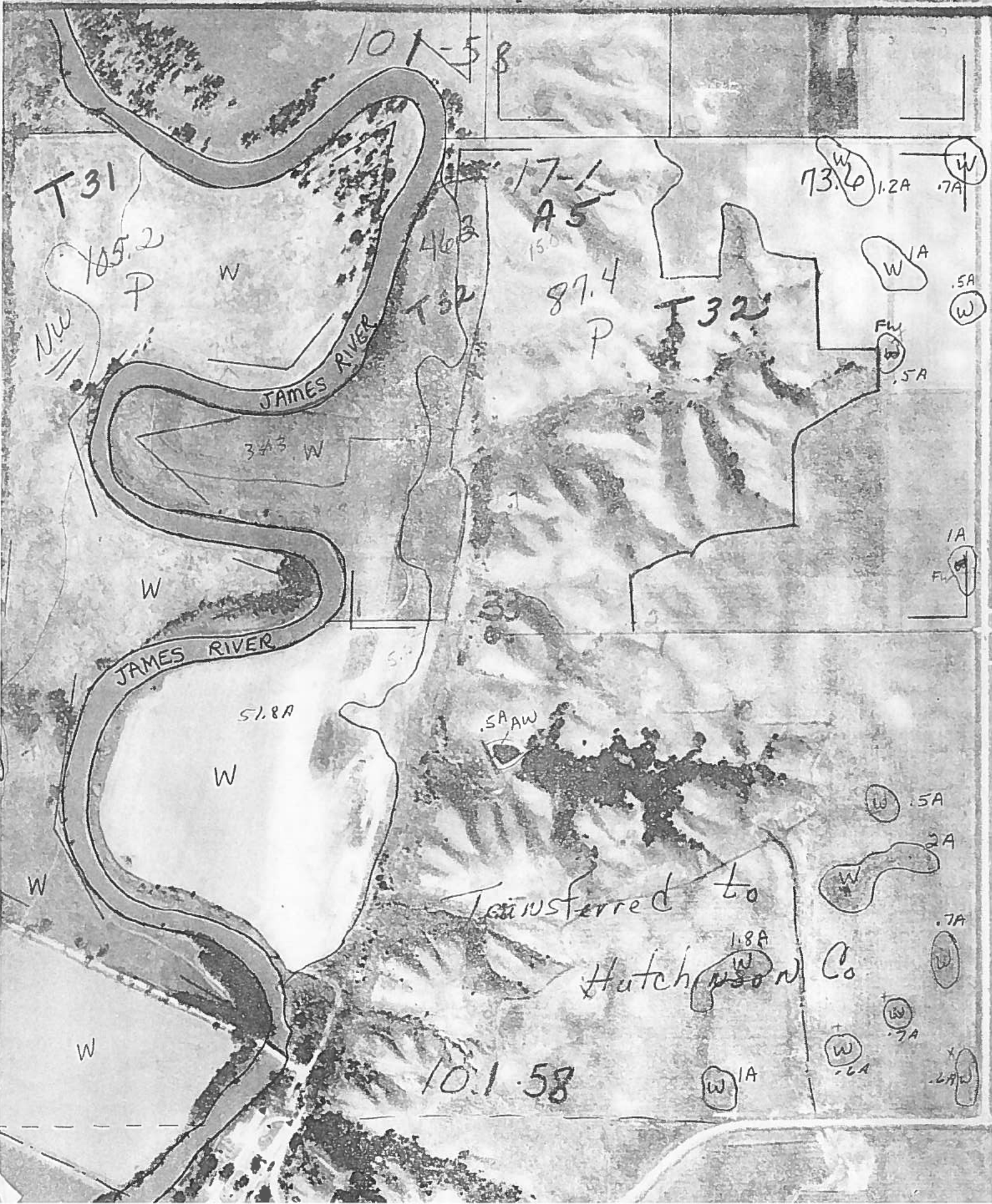
Do the wetland areas as outlined on the attached maps accurately reflect the area(s) affected by wetness? Yes No

I certify the information given above is complete, true, and correct to the best of my knowledge and that all alterations listed were originally installed before December 23, 1985.

Producer Signature Doug Guerike

Date 2-21-90

NOT TO SCALE



Box 176
Alexandria, SD 57311

Feb. 12, 1990

Douglas Guericke
Rt 2 Box 41
Alexandria, SD
57311

Dear Douglas:

The Soil Conservation Service (SCS) has been given the responsibility of identifying all wetlands covered by the Swampbuster provision of the Food Security Act of 1985. To accomplish this for Hanson County, the Soil Conservation Service, with cooperation from the Hanson Conservation District, set up a wetland inventory team.

The team identified wetlands and wetland alterations, using Agricultural Stabilization and Conservation Service (ASCS) maps and slides, soil survey maps, aerial photographs, U.S. Fish and Wildlife Service wetland inventory maps, climatological data, and topographical maps.

The wetlands identified for your land are shown on the enclosed map(s). Please review them carefully to see if all areas circled are wetlands and also if there are wetlands that were missed. A summary sheet of definitions and wetland uses allowed under the Swampbuster provisions is enclosed. It also explains the symbols used on the maps. Remember, this is not a determination, it is an inventory. Your comments are needed. Please respond within 15 days. Final determinations will be provided to you after you have reviewed the inventory and any ditching and other alterations have been fully documented.

1. If the inventory is correct and there are no ditches or other alterations, please advise this office so a final determination can be completed.

2. If the areas inventoried as wetland have been drained or altered, please bring any drainage records or construction information to the office or send in a copy of the needed drainage records with the attached worksheets filled out and signed. Drainage must be documented before maintenance is allowed. Maintenance of existing systems without first providing this information to SCS could result in a converted wetland determination and possible loss of USDA program benefits if an annual crop is planted.
3. If you want to review the inventory or the worksheets with us, please call the office to schedule an appointment.

The office phone number is 239-4635. Taking time to review this now will help you to retain your eligibility for USDA farm program benefits.

Sincerely,

Steven K. Villegar
District Conservationist

Enclosures

HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION DETERMINATION

1. NAME OF USDA AGENCY OR PRODUCER REQUESTING DETERMINATION <u>Ken Weber</u>	2. DATE OF REQUEST <u>9-4-86</u>
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3. NAME AND ADDRESS OF PRODUCER <u>Ken Weber</u> <u>Ethan, SD</u>	4. FARM NO. <u>W. of River in</u> <u>NW⁴-33-101-58</u>	5. COUNTY <u>Hanson</u>
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	YES	NO
6. Is a soil survey now available for making a highly erodible land determination?	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?		

11. CERTIFICATION: The conservation plan and system(s) were approved by the _____ Conservation District on _____, 19____, and conform with the technical requirements of the SCS field office technical guide for the _____ District.

	YES	NO
12. Are hydric soils on this farm? If "yes," list the fields (from the ASCS records) in which they occur. <u>Entire field</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". _____		X
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 field .

17. This determination was hand delivered mailed to the producer on 9-4-86 (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

19. SIGNATURE OF SCS DISTRICT CONSERVATIONIST Steve W. Lieger DATE Sept. 4 1986

East James R.

Dec. 1986

West James R.

Dec 1986

Contract Deed

Actual Transfer April 1987

Possession 1987 crop yr

Burn

Cropped 1ST in 1987

Calvin Marquardt converted grassland → cropland

Farmed by A. Juhnke and/or sons since 1987 (only operators)