

# BANISTER ONLINE ONLY FARM/HUNTING LAND AUCTION

*Ends April 17, 2023 at 11 a.m. CST*



**104 +/-  
ACRES  
IN LANGHEI  
TOWNSHIP  
POPE COUNTY,  
MINNESOTA  
77 +/-  
TILLABLE**

**Address  
29119 STATE  
HWY 29,  
STARBUCK, MN**

**TERMS &  
CONDITIONS:**

10% down day of auction. Successful bidder will be required to sign purchase agreement at close of auction. Buying property AS IS-WHERE IS. Buyer will receive clear and marketable title. Buyers Premium will apply to the final bid.

*Any interested buyers can obtain an information packet by calling our office in Benson at 320-843-3003 or download the packet from the Online Auction at [www.zielsdorfauctions.com](http://www.zielsdorfauctions.com)*



**320-843-3003**

Aaron Olson, Owner/Auctioneer/ Realtor  
MN 76-29, • 320-808-8947  
Bob Zielsdorf, Broker, MN 76-22 • 320-760-2006  
Brad Feuchtenberger, Auctioneer, MN 75-14, • 320-287-0501  
Janel Tolifson, Business Manager/Realtor • 320-760-7576  
Brandon Goff, Social Media/ Sales • 320-808-3191  
Matt Ludwig, Realtor/ Sales 320-493-4848  
Jami Knoblauch, Sales • 320-424-0557  
Isaac Mumm, Realtor/Sales • 320-428-5644

**AUCTIONEERS & CLERK  
Zielsdorf Auction &  
Real Estate Services**

119 3rd St N – Benson, MN 56215

**Office: 320-843-3003**

*Your Farm Equipment & Real Estate Specialist*

**April 7th-17th,  
2023  
Online Only**

# TERMS AND CONDITIONS

## Attention Bidders:

- Registration & Bidding will happen at **www.zielsdorfauctions.com** For help registering or bidding please call **320-843-3003**. The auction staff will be available during regular business hours 8 am-4:30 pm Monday- Friday.
- The successful bidder will be required to sign a Purchase Agreement at the close of the auction at Zielsdorf Auction Facility Located at 119 3rd St. North, Benson, MN 56215.
- **A deposit of 10% is required the day of sale. That money will be placed in Zielsdorf Auction and Real Estate Trust Account.**
- **Financing is not a contingency of sale in this offering.** Therefore, it is strongly recommended that potential bidders ensure in advance that they are able to obtain the necessary financing to close the transaction. If purchaser cannot obtain financing on the property because he/she cannot fulfill terms or does not qualify, then purchaser must either close for cash within the contractual period or forfeit his/her earnest money deposit.
- Balance of the purchase price must be paid in full at closing, or when all paperwork has been completed.
- Property is sold "AS IS, WHERE IS", with no warranties, expressed or implied.
- **Call for Verification on doing a 1031 Exchange Before Bidding.**
- **Sold by Deed Acres.**
- **Property will be sold without warranty.**
- **Closing will take place On or Before June 1st, 2023**

- All information contained in the auction brochure and all other promotional materials including, but not limited to, photographs, directions, acreage, zoning, maps, taxes, etc. All information was provided by or on behalf of the seller and is believed correct. However seller nor auctioneer makes any guarantees or warranties as to the accuracy or completeness of the information. It is the sole responsibility of the purchaser to perform all inspections and review all property information to verify any information they deem important.

## Successful Bidder

- The successful bidder will be determined by competitive bidding. The auctioneer reserves the right to make a final decision shall a dispute arise. The auction will be recorded and the auctioneer's records shall be conclusive in all respects.
- Bid Wrangler will be the bidding platform keeping record of the bids on the parcels of land.
- **If bid is placed in the last 6 minutes of bidding lots will be extended for 6 more minutes until all bidding has stopped.**

## Environmental Disclaimer

- The seller, broker, and auctioneers do not warrant with respect to the existence or nonexistence of any pollutants, contaminants, or hazardous waste prohibited by federal, state, or local law. The buyer is to rely upon his/her own environmental audit or examination of the premises.

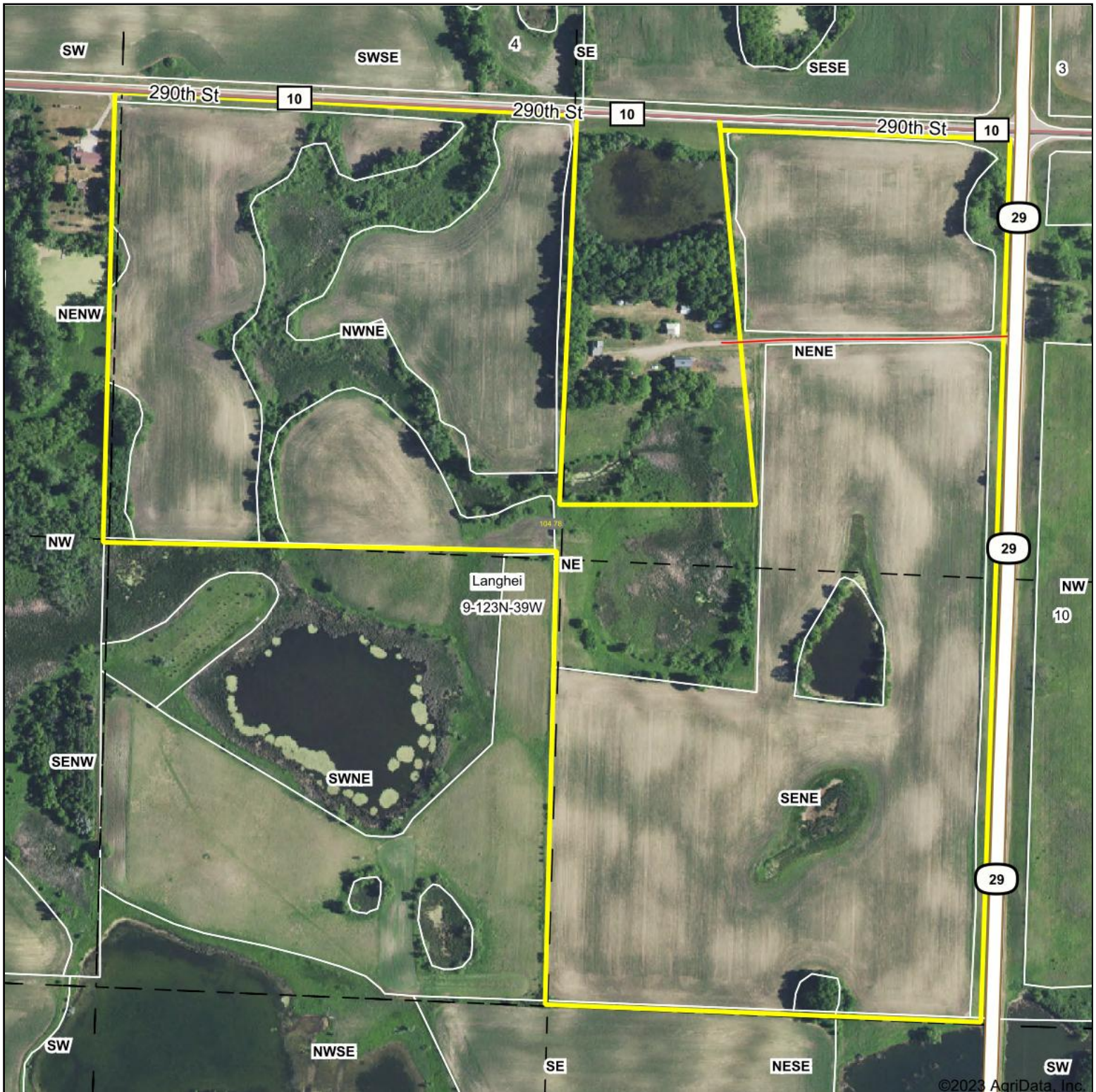
## Important Notes

- **Zielsdorf Auction and Real Estate Co. LLC, is representing the seller.**
- The seller has agreed to the terms of the sale as published. However, the broker and auctioneer make no warranties or guarantees as to the seller's performance.
- Discuss your buying plans with a lender. Have your financing arrangements made in advance.
- Sale is **NOT** subject to financing.
- **ALL ANNOUNCEMENTS ON AUCTION DAY TAKE PRECEDENCE OVER PREVIOUSLY ADVERTISED INFORMATION.**
- Buyer and Seller will be responsible for their own closing costs.
- **[A Buyers Premium of 4% will apply to final bid.](#)**
- Real Estate Taxes will be pro-rated by the buyer and seller for the 2023 tax year.
- Buyer will receive a Clear and Marketable Title on day of closing.
- Closing will take place at a professional Title company or Attorney, agreeable by both buyer and seller.
- Buyer is encouraged to bring own inspector to inspect property.
- **Possession for planting will be immediately after 10% down in Zielsdorf Trust Account and Signed Purchase Agreement.**

The Terms and Conditions of Sale are described in this Buyer's Prospectus and Purchase Agreement. The information provided by this Prospectus is believed to be accurate. However, no warranty or guarantee, expressed or implied, is intended or made by owners or Zielsdorf Auction and Real Estate Company. Auctioneers and owners will not be held responsible for discrepancies or inaccuracies. All information contained in this and other advertisements was obtained from sources believed to be accurate. All buyers must independently investigate and confirm any information or assumptions on which any bid is based.



# Aerial Map



Map Center: 45° 28' 51.61, -95° 34' 1.74

0ft 459ft 918ft

9-123N-39W  
Pope County  
Minnesota



Maps Provided By:



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www.AgriDataInc.com

Field borders provided by Farm Service Agency as of 5/21/2008





United States  
Department of  
Agriculture

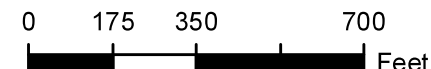
## Stevens County, Minnesota

**Farm 7649**

**Tract 6831**

**2023 Program Year**

Map Created March 08, 2023



Unless otherwise noted:  
 Shares are 100% operator  
 Crops are non-irrigated  
 Corn = yellow for grain  
 Soybeans = common soybeans for grain  
 Wheat = HRS, HRW = Grain  
 Sunflower = Oil, Non-Oil = Grain  
 Oats and Barley = Spring for grain  
 Rye = for grain  
 Peas = process  
 Alfalfa, Mixed Forage AGM, GMA, IGS = for forage  
 Beans = Dry Edible  
 NAG = for GZ  
 Canola = Spring for seed

### Common Land Unit

- Non-Cropland
- Cropland
- Tract Boundary
- Roads

### Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation
- Compliance Provisions

Tract Cropland Total: 58.24 acres



United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS). This map displays the 2021 NAIP imagery.





United States  
Department of  
Agriculture

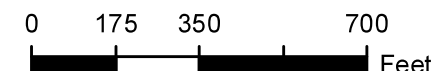
## Stevens County, Minnesota

# Farm 7650

## Tract 6832

### 2023 Program Year

Map Created March 08, 2023



Unless otherwise noted:  
Shares are 100% operator  
Crops are non-irrigated  
Corn = yellow for grain  
Soybeans = common soybeans for grain  
Wheat = HRS, HRW = Grain  
Sunflower = Oil, Non-Oil = Grain  
Oats and Barley = Spring for grain  
Rye = for grain  
Peas = process  
Alfalfa, Mixed Forage AGM, GMA, IGS = for forage  
Beans = Dry Edible  
NAG = for GZ  
Canola = Spring for seed

### Common Land Unit

- Non-Cropland
- Cropland
- Tract Boundary
- Roads

### Wetland Determination Identifiers

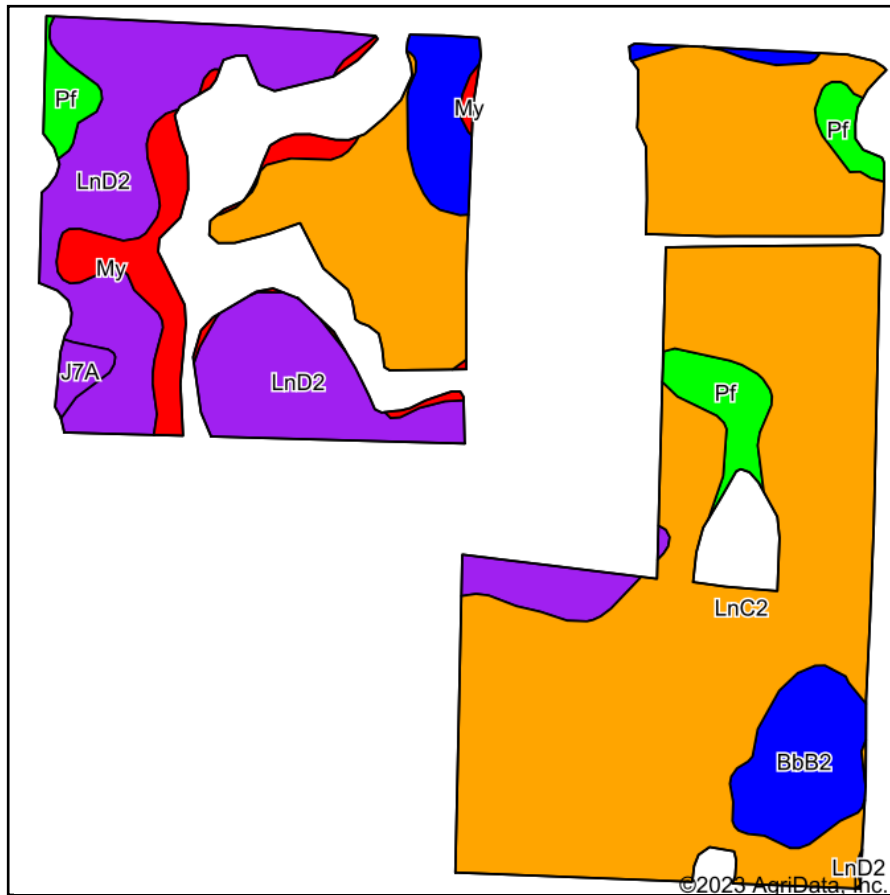
- Restricted Use
- Limited
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 19.08 acres

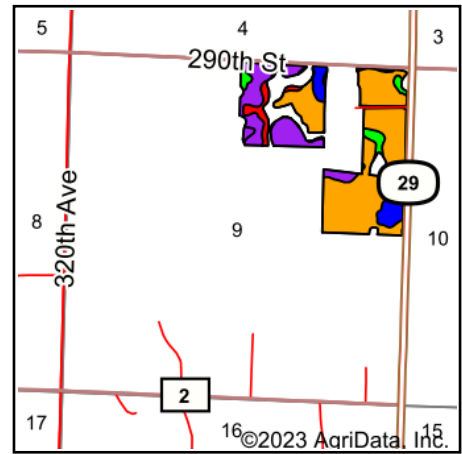


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# Soils Map



Soils data provided by USDA and NRCS.



State: **Minnesota**  
 County: **Pope**  
 Location: **9-123N-39W**  
 Township: **Langhei**  
 Acres: **80.04**  
 Date: **2/20/2023**



Maps Provided By:



Area Symbol: MN121, Soil Area Version: 19

Code	Soil Description	Acres	Percent of field	PI Legend	Water Table	Non-Irr Class *c	Range Production (lbs/acre/yr)	Productivity Index	*n NCCPI Overall	*n NCCPI Corn	*n NCCPI Small Grains	*n NCCPI Soybeans
LnC2	Langhei-Barnes, moderately eroded, complex, 6 to 12 percent slopes	49.68	62.1%		> 6.5ft.	IVe	3320	74	57	50	38	57
LnD2	Langhei-Barnes, moderately eroded, complex, 12 to 20 percent slopes	16.37	20.5%		> 6.5ft.	IVe	3312	60	52	47	36	52
BbB2	Hokans-Buse complex, 2 to 6 percent slopes	6.48	8.1%		4.6ft.	Ile	3793	89	66	57	42	65
My	Cathro muck, occasionally ponded, 0 to 1 percent slopes	3.63	4.5%		0ft.	VIw	0	5	50	26	50	32
Pf	Lakepark-Parnell, occasionally ponded, complex, 0 to 2 percent slopes	3.31	4.1%		1ft.	IIw	6430	92	69	60	50	68
J7A	Sverdrup sandy loam, 0 to 2 percent slopes	0.57	0.7%		> 6.5ft.	IIIIs	3264	52	44	43	32	38
<b>Weighted Average</b>						<b>3.84</b>	<b>3334.3</b>	<b>69.8</b>	<b>*n 56.8</b>	<b>*n 49.2</b>	<b>*n 38.9</b>	<b>*n 55.8</b>

\*n: The aggregation method is "Weighted Average using all components"

\*c: Using Capabilities Class Dominant Condition Aggregation Method

Soils data provided by USDA and NRCS.



MINNESOTA  
STEVENS  
Form: FSA-156EZ



Abbreviated 156 Farm Record

FARM : 7649  
Prepared : 3/8/23 7:59 AM CST  
Crop Year : 2023

Tract 6830 Continued ...

State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped	CRP	MPL	DCP Ag. Rel Activity	SOD
0.00	0.00		0.00	0.00	0.00	0.00	0.00

DCP Crop Data

Crop Name	Base Acres	CCC-505 CRP Reduction Acres	PLC Yield
Wheat		0.00	38
Corn		0.00	123
Soybeans		0.00	36

TOTAL 0.00

NOTES

Tract Number : 6831

Description : 27121 Langhei 9 NW4NE4 SE4NE4  
FSA Physical Location : MINNESOTA/POPE  
ANSI Physical Location : MINNESOTA/POPE  
BIA Unit Range Number :  
HEL Status : HEL field on tract.Conservation system being actively applied  
Wetland Status : Tract contains a wetland or farmed wetland  
WL Violations : None  
Owners : MR BRIAN J BANISTER  
Other Producers : None  
Recon ID : None

Tract Land Data

Farm Land	Cropland	DCP Cropland	WBP	EWP	WRP	GRP	Sugarcane
78.53	58.24	58.24	0.00	0.00	0.00	0.00	0.0
State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped	CRP	MPL	DCP Ag. Rel Activity	SOD
0.00	0.00	58.24	0.00	0.00	0.00	0.00	0.00

DCP Crop Data

Crop Name	Base Acres	CCC-505 CRP Reduction Acres	PLC Yield
Wheat	0.41	0.00	38
Corn	31.80	0.00	123
Soybeans	23.91	0.00	36

TOTAL 56.12 0.00

NOTES

MINNESOTA

STEVENS

Form: FSA-156EZ

See Page 3 for non-discriminatory Statements.


 United States Department of Agriculture  
 Farm Service Agency

## Abbreviated 156 Farm Record

FARM : 7649

Prepared : 3/8/23 7:59 AM CST

Crop Year : 2023

Operator Name : KCD FARMS INC  
 CRP Contract Number(s) : None  
 Recon ID : None  
 Transferred From : 2020-27-151-0007764  
 ARCPLC G//F Eligibility : Eligible

## Farm Land Data

Farmland	Cropland	DCP Cropland	WBP	EWP	WRP	GRP	Sugarcane	Farm Status	Number Of Tracts
			0.00	0.00	0.00	0.00	0.0	Active	
State Conservation	Other Conservation	Effective DCP Cropland		Double Cropped		CRP	MPL	DCP Ag.Rel. Activity	SOD
0.00	0.00			0.00		0.00	0.00	0.00	0.00

## Crop Election Choice

ARC Individual	ARC County	Price Loss Coverage
None	CORN, SOYBN	WHEAT

## DCP Crop Data

Crop Name	Base Acres	CCC-505 CRP Reduction Acres	PLC Yield	HIP
Wheat		0.00	38	
Corn		0.00	123	0
Soybeans	.2	0.00	36	0

**TOTAL** 0.00

## NOTES

Tract Number : 6830

Description :  
 FSA Physical Location : MINNESOTA/POPE  
 ANSI Physical Location : MINNESOTA/POPE  
 BIA Unit Range Number :  
 HEL Status :  
 Wetland Status :  
 WL Violations : None  
 Owners :  
 Other Producers : None  
 Recon ID : None

## Tract Land Data

Farm Land	Cropland	DCP Cropland	WBP	EWP	WRP	GRP	Sugarcane
					0.00	0.00	0.0



MINNESOTA

STEVENS

Form: FSA-156EZ



United States Department of Agriculture  
Farm Service Agency

**Abbreviated 156 Farm Record**

**FARM : 7649**

**Prepared : 3/8/23 7:59 AM CST**

**Crop Year : 2023**

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MINNESOTA

STEVENS

Form: FSA-156EZ

See Page 2 for non-discriminatory Statements.


 United States Department of Agriculture  
 Farm Service Agency

## Abbreviated 156 Farm Record

FARM : 7650

Prepared : 3/8/23 8:16 AM CST

Crop Year : 2023

**Operator Name** : KCD FARMS INC  
**CRP Contract Number(s)** : None  
**Recon ID** : None  
**Transferred From** : 2020-27-151-0007763  
**ARCPLC G//F Eligibility** : Eligible

## Farm Land Data

Farmland	Cropland	DCP Cropland	WBP	EWP	WRP	GRP	Sugarcane	Farm Status	Number Of Tracts
39.09	19.08	19.08	0.00	0.00	0.00	0.00	0.0	Active	1
State Conservation	Other Conservation	Effective DCP Cropland		Double Cropped		CRP	MPL	DCP Ag.Rel. Activity	SOD
0.00	0.00	19.08		0.00		0.00	0.00	0.00	0.00

## Crop Election Choice

ARC Individual	ARC County	Price Loss Coverage
None	CORN, SOYBN	WHEAT

## DCP Crop Data

Crop Name	Base Acres	CCC-505 CRP Reduction Acres	PLC Yield	HIP
Wheat	0.13	0.00	38	
Corn	10.42	0.00	123	0
Soybeans	7.83	0.00	36	0
<b>TOTAL</b>	<b>18.38</b>	<b>0.00</b>		

## NOTES

**Tract Number** : 6832

**Description** : NE4NE4 9 LANGHEI  
**FSA Physical Location** : MINNESOTA/POPE  
**ANSI Physical Location** : MINNESOTA/POPE  
**BIA Unit Range Number** :  
**HEL Status** : HEL field on tract.Conservation system being actively applied  
**Wetland Status** : Tract contains a wetland or farmed wetland  
**WL Violations** : None  
**Owners** : KIMBERLY KAY BANISTER  
**Other Producers** : None  
**Recon ID** : None

## Tract Land Data

Farm Land	Cropland	DCP Cropland	WBP	EWP	WRP	GRP	Sugarcane
39.09	19.08	19.08	0.00	0.00	0.00	0.00	0.0



MINNESOTA  
STEVENS  
Form: FSA-156EZ



United States Department of Agriculture  
Farm Service Agency

Abbreviated 156 Farm Record

FARM : 7650  
Prepared : 3/8/23 8:16 AM CST  
Crop Year : 2023

Tract 6832 Continued ...

State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped	CRP	MPL	DCP Ag. Rel Activity	SOD
0.00	0.00	19.08	0.00	0.00	0.00	0.00	0.00

DCP Crop Data

Crop Name	Base Acres	CCC-505 CRP Reduction Acres	PLC Yield
Wheat	0.13	0.00	38
Corn	10.42	0.00	123
Soybeans	7.83	0.00	36
<b>TOTAL</b>	<b>18.38</b>	<b>0.00</b>	

NOTES

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Default Timeout is: 59  
As of : 3/4/2023

Parcel Number: 17-0058-001  
Payable Year: 2022

[General Info](#) | [Tax Info](#) | [Current Receipts](#) | [Special Asmts](#) | [Unpaid Tax](#) | [History](#) | [Pay by Credit Card](#)

[Current Year Tax Stmt](#) [Previous Year Tax Stmt](#)

Taxpayer/Owner Information

**Taxpayer #7340**  
BANISTER/BRIAN J  
29936 302ND ST  
STARBUCK MN 56381

General

**MP #17-0102-000 Re/Mh:** REAL ESTATE

Twp/City	School	Hosp	Water	Sani	*****
17	2149	2	0	0	

Twp/City 17 - LANGHEI  
School Dist 2149 - MINNEWASKA AREA H S

Description

Sect	Twp	Range	Lot	Block
9	123	39	0	0

NW1/4NE1/4, SE1/4NE1/4

Property Address

Escrow

0

Deeded Acres: 80.00

[Another Search](#) | [Back to ParcelList](#) |



Default Timeout is: 59  
As of : 3/4/2023

Parcel Number: 17-0058-001  
Payable Year: 2022

General Info | [Tax Info](#) | Current Receipts | Special Asmts | Unpaid Tax | History Pay By Credit Card

#### General

Receipt #	7432	Name	BANISTER/BRIAN J
Class #1	101 AGRICULTURE	MP#	17-0102-000
Homestead	1 FULL HOMESTEAD		
Cho-HS	3		

Class #2	Homestead
Class #3	Homestead

#### Market/Tax

Estimated Market	307500	Rate (69.31900)	0.15414	Gross Tax	1,066.85
Taxable Market	307500	County	607.80	Std/HACA/Cr	72.31
New Improvements	0	Twp/City	191.13	Spec Asmt	7.46
		State	0.00	Net Tx Due	1,002.00
TC Total	1538	Sch Voter	44.18		
TC Hstd	1538	Sch Other	126.18	Tax AB/Addds	0.00
TC Non Hstd	0	County Wide	25.25	S.A. AB/Addds	0.00
TC H G Hstd	0	Tax Incr	0	Adjusted Net	1,002.00
TC QTA	0	Hosp	0.00		
		Watershed	0.00	Total Receipts	1,002.00
TC State	0	Sani	0	Remaining Due	0.00
Hstd Credit	0.00	*****			
Ag Credit	0.00				
Other Credit	0.00	City	0.00	MAY 16	501.00
		Sch Ref-Info	0.00	NOVEMBER 15	501.00
		Extra C.W.	0.00		
QTA Tax Amt	0.00	Non Sch Ref	0		

[Another Search](#) | [Back to ParcelList](#) |

STEPHANIE RUST  
POPE COUNTY AUDITOR-TREASURER  
130 E. MINNESOTA AVE., STE 218  
GLENWOOD, MN 56334-4525  
320-634-7706  
www.co.pope.mn.us

Property ID Number: 17-0058-001  
Property Description: SECT-09 TWP-123 RANG-39  
NW1/4NE1/4, SE1/4NE1/4

BRIAN J BANISTER  
29936 302ND ST  
STARBUCK MN 56381

7340-T  
ACRES 80.00

2022  
PROPERTY TAX  
STATEMENT

LANGHEI

PRCL#	17-0058-001	RCPT#	7432
TC		1,441	1,538
Values and Classification			
Taxes Payable Year		2021	2022
Estimated Market Value:		288,100	307,500
Homestead Exclusion:			
Taxable Market Value:		288,100	307,500
New Improve/Expired Excls:			
Property Class:	AGRI HSTD		AGRI HSTD
Sent in March 2021			
Proposed Tax			
* Does Not Include Special Assessments			1,006.00
Sent in November 2021			
Property Tax Statement			
First half Taxes:			501.00
Second half Taxes:			501.00
Total Taxes Due in 2022			1,002.00

\$\$\$  
REFUNDS?

You may be eligible for one or even two refunds to reduce your property tax. Read the back of this statement to find out how to apply.

1. Use this amount on Form M1PR to see if you are eligible for a homestead credit refund .....  
File by August 15th. **IF BOX IS CHECKED, YOU OWE DELINQUENT TAXES AND ARE NOT ELIGIBLE**
2. Use these amounts on Form M1PR to see if you are eligible for a special refund .....

Property Tax and Credits	3. Property taxes before credits .....	
	4. A. Agricultural and rural land tax credits .....	
	B. Other credits to reduce your property tax .....	
	5. Property taxes after credits .....	
	6. County .....	
Property Tax by Jurisdiction	7. City or Town .....	
	8. State General Tax .....	
	9. School District: 2149 A. Voter approved levies .....	
	B. Other local levies .....	
	10. Special Taxing Districts: A. POPE COUNTY HRA .....	
	B. ....	
	C. ....	
	D. ....	
	11. Non-school voter approved referenda levies .....	
	12. Total property tax before special assessments .....	
Special Assessments on Your Property	13. A. 94080 COUNTY DITCH 8 .....	
	B. ....	
	C. ....	
	D. ....	
	E. ....	
PRIN 7.46		
INT 7.46		
TOT 7.46		
14. YOUR TOTAL PROPERTY TAX AND SPECIAL ASSESSMENTS .....		

Taxes Payable Year:	2021	2022
		.00
		.00
	1,014.18	1,066.85
	.00	.00
	63.64	72.31
	950.54	994.54
	568.13	607.80
	188.01	191.13
	.00	.00
	44.40	44.18
	126.83	126.18
	23.17	25.25
	950.54	994.54
	7.46	7.46
	958.00	1,002.00

2nd Half Pay Stub 2022  
DETACH AND RETURN THIS STUB WITH YOUR SECOND HALF PAYMENT  
MAKE CHECKS PAYABLE TO: POPE COUNTY AUDITOR-TREASURER  
IF YOU PAY YOUR TAXES LATE, YOU WILL BE CHARGED A PENALTY. SEE BACK FOR RATE

1st Half Pay Stub 2022  
DETACH AND RETURN THIS STUB WITH YOUR SECOND HALF PAYMENT  
MAKE CHECKS PAYABLE TO: POPE COUNTY AUDITOR-TREASURER  
IF YOU PAY YOUR TAXES LATE, YOU WILL BE CHARGED A PENALTY. SEE BACK FOR RATE

PRCL# 17-0058-001 RCPT# 7432  
AGRI HSTD

PRCL# 17-0058-001 RCPT# 7432  
AGRI HSTD

AMOUNT DUE	
NOVEMBER 15, 2022	2ND HALF TAX 501.00
	PENALTY
	TOTAL

NO RECEIPT SENT UNLESS REQUESTED.  
YOUR CANCELLED CHECK IS YOUR RECEIPT.

AMOUNT DUE	TOTAL TAX 1,002.00
MAY 16, 2022	1ST HALF TAX 501.00
	PENALTY
	TOTAL

TAXES OF \$100.00 OR LESS  
MUST BE PAID IN FULL.

BRIAN J BANISTER  
29936 302ND ST  
STARBUCK MN 56381

7340-T

BRIAN J BANISTER  
29936 302ND ST  
STARBUCK MN 56381

7340-T

LIST ADDRESS CORRECTION ON BACK OF STUB.  
CHECK CASH

LIST ADDRESS CORRECTION ON BACK OF STUB.  
CHECK CASH

STEPHANIE RUST  
POPE COUNTY AUDITOR-TREASURER  
130 E. MINNESOTA AVE., STE 218  
GLENWOOD, MN 56334-4525  
320-634-7706  
www.co.pope.mn.us

2021  
PROPERTY TAX  
STATEMENT

LANGHEI

PRCL# 17-0058-001 RCPT# 7454

TC 1.306 1.441

Property ID Number: 17-0058-001  
Property Description: SECT-09 TWP-123 RANG-39  
NW1/4NE1/4, SE1/4NE1/4

BRIAN J BANISTER 7340-T  
29936 302ND ST  
STARBUCK MN 56381 ACRES 80.00

Values and Classification		
Taxes Payable Year		
	2020	2021
Step 1	Estimated Market Value: 261.200 288.100	
	Homestead Exclusion:	
	Taxable Market Value: 261,200 288,100	
	New Improve/Expired Excls:	
	Property Class: AGRI HSTD AGRI HSTD	
	Sent in March 2020	
Step 2	Proposed Tax	
	* Does Not Include Special Assessments 956.00	
	Sent in November 2020	
Step 3	Property Tax Statement	
	First half Taxes: 479.00	
	Second half Taxes: 479.00	
	Total Taxes Due in 2021 958.00	

\$\$\$  
REFUNDS?

You may be eligible for one or even two refunds to reduce your property tax.  
Read the back of this statement to find out how to apply.

1. Use this amount on Form M1PR to see if you are eligible for a homestead credit refund .....  
File by August 15th.

2. Use these amounts on Form M1PR to see if you are eligible for a special refund .....

Property Tax  
and Credits

3. Property taxes before credits .....  
4. A. Agricultural and rural land tax credits .....  
B. Other credits to reduce your property tax .....  
5. Property taxes after credits .....

Property Tax  
by Jurisdiction

6. County .....  
7. City or Town .....  
8. State General Tax .....  
9. School District: 2149 A. Voter approved levies .....  
B. Other local levies .....  
10. Special Taxing Districts: A. POPE COUNTY HRA .....  
B. ....  
C. ....  
D. ....  
11. Non-school voter approved referenda levies .....  
12. Total property tax before special assessments .....

Special Assessments  
on Your Property

PRIN 7.46  
INT  
TOT 7.46  
13. A. 94080 COUNTY DITCH 8 .....  
B. ....  
C. ....  
D. ....  
E. ....  
14. YOUR TOTAL PROPERTY TAX AND SPECIAL ASSESSMENTS .....

Taxes Payable Year: 2020 2021		
		.00
		.00
	1,014.22	1,014.18
	.00	.00
	55.72	63.64
	958.50	950.54
	574.20	568.13
	183.79	188.01
	.00	.00
	44.74	44.40
	132.95	126.83
	22.82	23.17
	958.50	950.54
	5.50	7.46
	964.00	958.00

2nd Half Pay Stub 2021 DETACH AND RETURN THIS STUB WITH YOUR SECOND HALF PAYMENT  
MAKE CHECKS PAYABLE TO: POPE COUNTY AUDITOR-TREASURER  
IF YOU PAY YOUR TAXES LATE, YOU WILL BE CHARGED A PENALTY. SEE BACK FOR RATE

PRCL# 17-0058-001 RCPT# 7454  
AGRI HSTD

AMOUNT DUE	
NOVEMBER 15, 2021	2ND HALF TAX 479.00
	PENALTY
	TOTAL

NO RECEIPT SENT UNLESS REQUESTED.  
YOUR CANCELLED CHECK IS YOUR RECEIPT.

BRIAN J BANISTER 7340-T  
29936 302ND ST  
STARBUCK MN 56381

1st Half Pay Stub 2021 DETACH AND RETURN THIS STUB WITH YOUR SECOND HALF PAYMENT  
MAKE CHECKS PAYABLE TO: POPE COUNTY AUDITOR-TREASURER  
IF YOU PAY YOUR TAXES LATE, YOU WILL BE CHARGED A PENALTY. SEE BACK FOR RATE

PRCL# 17-0058-001 RCPT# 7454  
AGRI HSTD

AMOUNT DUE	TOTAL TAX 958.00
MAY 17, 2021	1ST HALF TAX 479.00
	PENALTY
	TOTAL

TAXES OF \$100.00 OR LESS  
MUST BE PAID IN FULL.

BRIAN J BANISTER 7340-T  
29936 302ND ST  
STARBUCK MN 56381

LIST ADDRESS CORRECTION ON BACK OF STUB.

CHECK CASH

LIST ADDRESS CORRECTION ON BACK OF STUB.

CHECK CASH



Default Timeout is: 59  
As of : 3/4/2023

Parcel Number: 17-0058-601  
Payable Year: 2022

[General Info](#) | [Tax Info](#) | [Current Receipts](#) | [Special Asmts](#) | [Unpaid Tax](#) | [History](#) | [Pay by Credit Card](#)

[Current Year Tax Stmt](#) [Previous Year Tax Stmt](#)

Taxpayer/Owner Information  
**Taxpayer #9385**  
BANISTER/KIMBERLY KAY  
29316 265TH AVE  
STARBUCK MN 56381

General  
**MP #18-0040-000 Re/Mh:** REAL ESTATE  

Twp/City	School	Hosp	Water	Sani	
17	2149	2	0	0	*****

Twp/City 17 - LANGHEI  
School Dist 2149 - MINNEWASKA AREA H S

Description  

Sect	Twp	Range	Lot	Block
9	123	39	0	0

NE1/4NE1/4 EX PT ON DOC# 281724

Property Address

Escrow  
0  
Deeded Acres: 24.78

[Another Search](#) | [Back to ParcelList](#) |

Default Timeout is: 120  
As of : 3/4/2023

Parcel Number: 17-0058-601  
Payable Year: 2022

General Info | [Tax Info](#) | Current Receipts | Special Asmts | Unpaid Tax | History Pay By Credit Card

#### General

Receipt #	7433	Name	BANISTER/KIMBERLY KAY
Class #1	101 AGRICULTURE	MP#	18-0040-000
Homestead	0 NON HOMESTEAD		
Cho-HS	99		

Class #2	Homestead
Class #3	Homestead

#### Market/Tax

Estimated Market	90300	Rate (69.31900)	0.15414	Gross Tax	626.29
Taxable Market	90300	County	356.76	Std/HACA/Cr	42.45
New Improvements	0	Twp/City	112.22	Spec Asmt	4.16
		State	0.00	Net Tx Due	588.00
TC Total	903	Sch Voter	25.94		
TC Hstd	0	Sch Other	74.09	Tax AB/Addds	0.00
TC Non Hstd	903	County Wide	14.83	S.A. AB/Addds	0.00
TC H G Hstd	0	Tax Incr	0	Adjusted Net	588.00
TC QTA	0	Hosp	0.00		
		Watershed	0.00	Total Receipts	588.00
TC State	0	Sani	0	Remaining Due	0.00
Hstd Credit	0.00	*****			
Ag Credit	0.00				
Other Credit	0.00	City	0.00	MAY 16	294.00
		Sch Ref-Info	0.00	NOVEMBER 15	294.00
		Extra C.W.	0.00		
QTA Tax Amt	0.00	Non Sch Ref	0		

[Another Search](#) | [Back to ParcelList](#) |

STEPHANIE RUST  
POPE COUNTY AUDITOR-TREASURER  
130 E. MINNESOTA AVE., STE 218  
GLENWOOD, MN 56334-4525  
320-634-7706  
www.co.pope.mn.us

Property ID Number: 17-0058-601  
Property Description: SECT-09 TWP-123 RANG-39  
NE1/4NE1/4 EX PT ON DOC# 281724

KIMBERLY KAY BANISTER  
29316 265TH AVE  
STARBUCK MN 56381

9385-T  
ACRES 24.78

2022  
PROPERTY TAX  
STATEMENT

LANGHEI

PRCL# 17-0058-601 RCPT# 7433

TC	843	903
Values and Classification		
Taxes Payable Year	2021	2022
Estimated Market Value:	84.300	90.300
Homestead Exclusion:		
Taxable Market Value:	84.300	90.300
New Improve/Expired Excls:		
Property Class:	AGRI NON-HSTD AGRI NON-HSTD	
Sent in March 2021		
Proposed Tax		
* Does Not Include Special Assessments		592.00
Sent in November 2021		
Property Tax Statement		
First half Taxes:		294.00
Second half Taxes:		294.00
Total Taxes Due in 2022		588.00

\$\$\$  
REFUNDS?

You may be eligible for one or even two refunds to reduce your property tax.  
Read the back of this statement to find out how to apply.

1. Use this amount on Form M1PR to see if you are eligible for a homestead credit refund .....  
File by August 15th. IF BOX IS CHECKED, YOU OWE DELINQUENT TAXES AND ARE NOT ELIGIBLE ☐  
2. Use these amounts on Form M1PR to see if you are eligible for a special refund .....

Taxes Payable Year:		2021	2022
1. Use this amount on Form M1PR to see if you are eligible for a homestead credit refund .....			.00
File by August 15th. IF BOX IS CHECKED, YOU OWE DELINQUENT TAXES AND ARE NOT ELIGIBLE <input type="checkbox"/>			
2. Use these amounts on Form M1PR to see if you are eligible for a special refund .....		.00	
Property Tax and Credits	3. Property taxes before credits .....	593.07	626.29
	4. A. Agricultural and rural land tax credits .....	.00	.00
	B. Other credits to reduce your property tax .....	37.23	42.45
	5. Property taxes after credits .....	555.84	583.84
Property Tax by Jurisdiction	6. County .....	332.12	356.76
	7. City or Town .....	109.99	112.22
	8. State General Tax .....	.00	.00
	9. School District: 2149 A. Voter approved levies .....	25.96	25.94
	B. Other local levies .....	74.21	74.09
	10. Special Taxing Districts: A. POPE COUNTY HRA .....	13.56	14.83
	B. ....		
	C. ....		
	D. ....		
	11. Non-school voter approved referenda levies .....		
Special Assessments on Your Property	12. Total property tax before special assessments .....	555.84	583.84
	13. A. 94080 COUNTY DITCH 8 .....	4.16	4.16
	B. ....		
	C. ....		
	D. ....		
PRIN 4.16	E. ....		
INT 4.16			
TOT 4.16			
14. YOUR TOTAL PROPERTY TAX AND SPECIAL ASSESSMENTS .....		560.00	588.00

2nd Half Pay Stub 2022 DETACH AND RETURN THIS STUB WITH YOUR SECOND HALF PAYMENT  
MAKE CHECKS PAYABLE TO: POPE COUNTY AUDITOR-TREASURER  
IF YOU PAY YOUR TAXES LATE, YOU WILL BE CHARGED A PENALTY. SEE BACK FOR RATE

1st Half Pay Stub 2022 DETACH AND RETURN THIS STUB WITH YOUR SECOND HALF PAYMENT  
MAKE CHECKS PAYABLE TO: POPE COUNTY AUDITOR-TREASURER  
IF YOU PAY YOUR TAXES LATE, YOU WILL BE CHARGED A PENALTY. SEE BACK FOR RATE

PRCL# 17-0058-601 RCPT# 7433  
AGRI NON-HSTD

PRCL# 17-0058-601 RCPT# 7433  
AGRI NON-HSTD

AMOUNT DUE		AMOUNT DUE	TOTAL TAX	588.00
NOVEMBER 15, 2022	2ND HALF TAX	MAY 16, 2022	1ST HALF TAX	294.00
	PENALTY		PENALTY	
	TOTAL		TOTAL	

NO RECEIPT SENT UNLESS REQUESTED.  
YOUR CANCELLED CHECK IS YOUR RECEIPT.

TAXES OF \$100.00 OR LESS  
MUST BE PAID IN FULL.

KIMBERLY KAY BANISTER  
29316 265TH AVE  
STARBUCK MN 56381

9385-T

KIMBERLY KAY BANISTER  
29316 265TH AVE  
STARBUCK MN 56381

9385-T

LIST ADDRESS CORRECTION ON BACK OF STUB.  
☐ CHECK ☐ CASH

LIST ADDRESS CORRECTION ON BACK OF STUB.  
☐ CHECK ☐ CASH



**Property ID Number:** 17-0058-601  
**Property Description:** SECT-09 TWP-123 RANG-39  
 NE1/4NE1/4 EX PT ON DOC# 281724

KIMBERLY KAY BANISTER  
29316 265TH AVE  
STARBUCK MN 56381

9385-T

ACRES 24.78

TAX ENT		Values and Classification		
		Taxes Payable Year	2020	2021
Step 1	Estimated Market Value:		N/A	84,300
	Homestead Exclusion:			
	Taxable Market Value:		N/A	84,300
	New Improve/Expired Excls:		N/A	
	Property Class:			AGRI NON-HSTD
	Sent in March 2020			
Step 2	<b>Proposed Tax</b> * Does Not Include Special Assessments Sent in November 2020			
Step 3	<b>Property Tax Statement</b> First half Taxes: 280.00 Second half Taxes: 280.00 Total Taxes Due in 2021 560.00			

\$\$\$  
REFUNDS

*You may be eligible for one or even two refunds to reduce your property tax.  
Read the back of this statement to find out how to apply.*

		Taxes Payable Year:	2020	2021
1. Use this amount on Form M1PR to see if you are eligible for a homestead credit refund .....		<input type="checkbox"/>		.00
File by August 15th.				
2. Use these amounts on Form M1PR to see if you are eligible for a special refund .....			N/A	
<b>Property Tax and Credits</b>	3. Property taxes before credits .....		N/A	593.07
	4. A. Agricultural and rural land tax credits .....		N/A	.00
	B. Other credits to reduce your property tax .....		N/A	37.23
	5. <b>Property taxes after credits</b> .....		N/A	555.84
<b>Property Tax by Jurisdiction</b>	6. County .....		N/A	332.12
	7. City or Town .....		N/A	109.99
	8. State General Tax .....		N/A	.00
	9. School District: 2149	A. Voter approved levies .....	N/A	25.96
		B. Other local levies .....	N/A	74.21
	10. Special Taxing Districts:	A. POPE COUNTY HRA .....	N/A	13.56
		B. ....		
		C. ....		
		D. ....		
	11. Non-school voter approved referenda levies .....		N/A	
	12. Total property tax before special assessments .....		N/A	555.84
	<b>Special Assessments on Your Property</b>	13. A. 94080 COUNTY DITCH 8 .....		
	B. ....			
PRIN 4.16	C. ....			
INT	D. ....			
TOT 4.16	E. ....			
14. <b>YOUR TOTAL PROPERTY TAX AND SPECIAL ASSESSMENTS</b> .....			N/A	560.00

**2nd Half Pay Stub 2021** DETACH AND RETURN THIS STUB WITH YOUR SECOND HALF PAYMENT  
MAKE CHECKS PAYABLE TO: POPE COUNTY AUDITOR-TREASURER  
IF YOU PAY YOUR TAXES LATE, YOU WILL BE CHARGED A PENALTY. SEE BACK FOR RATE

PRCL# 17-0058-601 RCPT# 7455  
AGRI NON-HSTD

**1st Half Pay Stub 2021** DETACH AND RETURN THIS STUB WITH YOUR SECOND HALF PAYMENT  
MAKE CHECKS PAYABLE TO: POPE COUNTY AUDITOR-TREASURER  
IF YOU PAY YOUR TAXES LATE, YOU WILL BE CHARGED A PENALTY. SEE BACK FOR RATE

PRCL# 17-0058-601 RCPT# 7455  
AGRI NON-HSTD

AMOUNT DUE		AMOUNT DUE	TOTAL TAX	560.00
NOVEMBER 15, 2021	2ND HALF TAX 280.00	MAY 17, 2021	1ST HALF TAX	280.00
	PENALTY		PENALTY	
NO RECEIPT SENT UNLESS REQUESTED. YOUR CANCELLED CHECK IS YOUR RECEIPT.	TOTAL	TAXES OF \$100.00 OR LESS MUST BE PAID IN FULL.	TOTAL	

KIMBERLY KAY BANISTER  
29316 265TH AVE  
STARBUCK MN 56381

KIMBERLY KAY BANISTER  
29316 265TH AVE  
STARBUCK MN 56381

LIST ADDRESS CORRECTION ON BACK OF STUB.

☐ CHECK    ☐ CASH

LIST ADDRESS CORRECTION ON BACK OF STUB.

☐ CHECK    ☐ CASH



CANGHEI 9

**HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION  
DETERMINATION**

Name Address:	Devon Banister 29119 State Highway 29 Starbuck MN, 56381	Request Date: 4/12/2013	County: Pope
Agency or Person Requesting Determination:	Devon Banister	Tract No: 5532	FSA Farm No: 5804

**Section I - Highly Erodible Land**

Is a soil survey now available for making a highly erodible land determination?	
Are there highly erodible soil map units on this farm?	

Fields in this section have undergone a determination of whether they are highly erodible land (HEL) or not; fields for which an HEL Determination has not been completed are not listed. In order to be eligible for USDA benefits, a person must be using an approved conservation system on all HEL.

Field(s)	HEL(Y/N)	Sodbust(Y/N)	Acres	Determination Date
<b>Refer to the Previous HEL determination available on file from your FSA office</b>				

The Highly Erodible Land determination was completed in the

**Section II - Wetlands**

Fields in this section have had wetland determinations completed. See "Definitions of Wetland Labels" for additional information regarding allowable activities under the wetland conservation provisions of the Food Security Act and/or when wetland determinations are necessary to determine USDA program eligibility.

Field(s)	Wetland Label*	Occurrence Year (CW)	Acres	Determination Date	Certification Date
1	PC/NW		98.8	7/24/13	8/24/13
2	W		0.4	7/24/13	8/24/13
3	W		14.3	7/24/13	8/24/13
4	W		2.5	7/24/13	8/24/13
5	W		0.3	7/24/13	8/24/13
6	W		1.4	7/24/13	8/24/13
7	W		1.8	7/24/13	8/24/13

The wetland determination was completed in the **office**. It was **mailed** to the person on **July 24, 2013**.

**Remarks:**

I certify that the above determinations are correct and was conducted in accordance with policies and procedures contained in the National Food Security Act Manual.

Signature Designated Conservationist  Jon Frie	Date  7/24/2013
--	-----------------------

## \*DEFINITIONS OF WETLAND LABELS

AW	<u>Artificial Wetland</u> : An area that was formerly a non-wetland area under natural conditions but now exhibits wetland characteristics because of the influence of human activities. These areas are exempt from the Food Security Act of 1985, as amended. This label includes irrigation induced wetlands.
CC	<u>Commenced Conversion</u> : A wetland, farmed wetland, farmed wetland pasture, or converted wetland on which the conversion began but was not completed before December 23, 1985, was approved by FSA to continue, and the conversion was completed by January 1, 1995.
CPD	<u>COE Permit with Mitigation</u> : A converted wetland authorized by a permit issued under Section 404 of the Clean Water Act. Production of agricultural commodities is allowed subject to conditions of the permit.
CMW	<u>Categorical Minimal Effect</u> : A wetland that meets specific categories of conversion activities that have been determined by NRCS to have minimal effect, individually and cumulatively, on the functions and values of the wetland and the wetlands in the watershed.
CW	<u>Converted Wetland</u> : A wetland converted between December 23, 1985, and November 28, 1990. Production of an agricultural commodity or additional manipulation of these areas will yield USDA benefit ineligibility. Also, these areas are wetlands converted after December 23, 1985, by a county, drainage district, or similar entity. For these instances, production of an agricultural commodity or forage for mechanical harvest or additional manipulation will cause ineligibility for USDA program benefits.
CW+year	<u>Converted Wetland + (year the conversion occurred)</u> : A wetland converted after November 28, 1990, where the USDA program participant is ineligible for benefits until the wetland is restored or mitigated unless an exemption applies.
CWNA	<u>Converted Wetland Non-Agricultural Use</u> : A wetland converted after November 28, 1990, to a use other than agricultural commodity production. Label not used for certified wetland determinations completed after 2/2008.
CWTE	<u>Converted Wetland Technical Error</u> : A wetland converted or commenced after December 23, 1985, based on an incorrect NRCS determination. This label does not apply to obvious wetlands as defined in the National Food Security Act Manual.
FW	<u>Farmed Wetland</u> : A wetland that was manipulated and planted before December 23, 1985, but still meets inundation or saturation criteria. These areas may be farmed and maintained as documented before December 23, 1985, as long as they are not abandoned (i.e., management or maintenance for commodity production ceased for 5 consecutive years).
FWP	<u>Farmed Wetland Pasture or Hayland</u> : A wetland that is used for pasture or haying, was manipulated and planted before December 23, 1985, but still meets the inundation or saturation criteria. These areas may be farmed and maintained as documented before December 23, 1985, as long as they are not abandoned (i.e., management or maintenance for commodity production ceased for 5 consecutive years).
MIW	<u>Mitigation Exemption</u> : A converted wetland, farmed wetland or farmed wetland pasture of which the acreage, functions and values lost have been compensated for through an NRCS-approved mitigation plan.
MW	<u>Minimal Effect Exemption</u> : A converted wetland that is exempt from the wetland conservation provisions of the Food Security Act of 1985, as amended, based on an NRCS determination that the conversion has or will have a minimal effect, individually and cumulatively, on the functions and values of the wetland and the wetlands in the watershed.
MWM	<u>Mitigation Site</u> : The site of wetland restoration, enhancement, or creation serving as mitigation for the mitigation exemption (MIW) site.
NI	<u>Not Inventoried</u> : An area where no wetland determination has been conducted. Label not used for certified wetland determinations completed after 2/2008.
NW	<u>Non-Wetland</u> : An area that does not contain a wetland. Also includes wetlands converted before December 23, 1985, but a commodity crop was not produced and the area does not meet wetland criteria (not been abandoned).
PC	<u>Prior-Converted Cropland</u> : A wetland converted to cropland before December 23, 1985, and as of December 23, 1985, was capable of being cropped and did not meet farmed wetland hydrology criteria. These areas are not subject to the wetland conservation provisions of the Food Security Act of 1985, as amended, unless further drainage manipulation affects adjacent wetlands.
PC/NW	<u>Prior Converted Cropland/Non-Wetland</u> : An area that contains both PC and NW.
TP	<u>Third-Party Exemption</u> : A wetland converted after December 23, 1985, by a third party who is not associated with the participant, and the conversion is not the result of a scheme or device. A third party does not include predecessors in interest on the tract, drainage districts, or other local government entities.
W	<u>Wetland</u> : An area meeting wetland criteria that was not converted after December 23, 1985. These areas include farmed wetlands and farmed wetland pasture that have been abandoned.
WX	<u>Manipulated Wetlands</u> : A wetland manipulated after December 23, 1985, but the manipulation was not for the purpose of making production possible and production was not made possible. These areas include wetlands manipulated by drainage maintenance agreements.

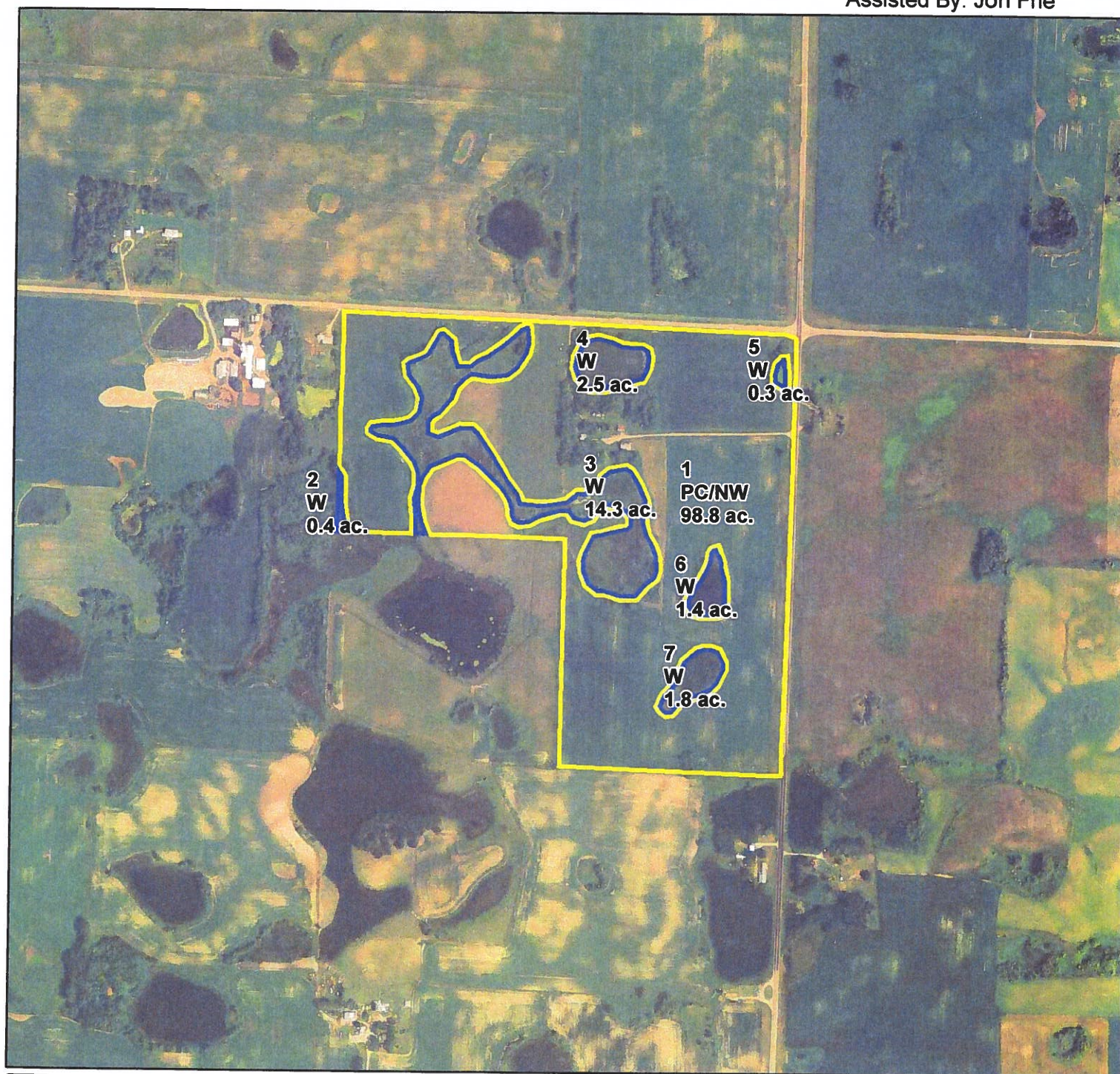
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Customer: Devon Bannister  
 Tract: 5532 (Swift Co. Admin)  
 Date: 7/24/13  
 Town&Sec: Langhei 9 (Pope County)

# Certified Wetland Determination

Agency: NRCS  
 Field Office: Benson  
 District: Swift SWCD  
 Assisted By: Jon Frie

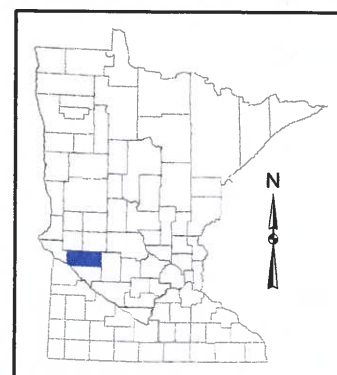


Missing Label	CWTE
PC/NW	MIW
W	MW
FW	MWM
FWP	NW
AW	NW/NAD
CME	PC
CPD	TP
CW	WX
	Civil Townships
	Sections

**USDA** **NRCS**  
 United States Department of Agriculture  
 Natural Resources Conservation Service

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Maps are for graphical purposes only. They do not represent a legal survey. While every effort has been made to ensure that these data are accurate and reliable within the limits of the current state of the art, NRCS cannot assume liability for any damages caused by any errors or omissions in the data, nor as a result of the failure of the data to function on a particular system. NRCS makes no warranty, expressed or implied, nor does the fact of distribution constitute such a warranty.







Natural Resources Conservation Service  
1004 Frontier Drive  
Fergus Falls, MN 56537

Phone: (218) 736-5445  
Fax: (218) 736-7215

July 24, 2013

Devon Banister  
29119 State Highway 29  
Starbuck MN, 56381

RE: Certified Wetland Determination in response to AD-1026 request

Dear Devon:

The Natural Resources Conservation Service (NRCS) recently received an AD-1026 Highly Erodible Land Conservation and Wetland Conservation Certification (HELWC/WC) from the Farm Service Agency (FSA) for **Tract 5532 (Langhei-9)**. As a result of that request, NRCS is issuing a Certified Wetland Determination.

With this letter, and in accordance with the wetland conservation provisions found at *Title 7 Code of Federal Regulations (C.F.R.) Part 12*, NRCS is issuing a Preliminary Technical Determination. This Preliminary Technical Determination was conducted by local NRCS field office or area office staff on July 24, 2013

The attached CPA-026 and map depict the wetland labels for the area(s) where the requested wetland determination took place. These wetland labels have been determined for the following reasons:

Presence of Hydrophytic Vegetation:

Under normal circumstances this site(s) does support a prevalence of plants that grow in water or in a substrate that is at least periodically deficient in oxygen during the growing season as a result of excessive water content.

Presence of Hydric Soils:

The soil(s) on the site are **Langhei-Barnes, Muck-calcareous-over loam, Muck over loam, Parnell and Flom silty clay loam, Barnes-Langhei-Renshaw loams (LnC2, Mw, My, Pf, BbB2)**. Detailed soil information can be found on the Pope County hydric soils list. In an un-drained condition, this soil is saturated, flooded, or ponded long enough during a growing season to develop an anaerobic condition that supports the growth and regeneration of hydrophytic vegetation.

Presence of Wetland Hydrology:

The areas are inundated or saturated by surface or groundwater at a frequency and duration sufficient to support a prevalence of hydrophytic vegetation typically adapted for life in saturated soil conditions. Review of aerial imagery indicates that the area(s) exhibit wet signatures during many normal precipitation years.

Further, the area(s) indicated is/are a **Wetland(W)** because they do not qualify for any of the following exemptions applicable to the wetland conservation provisions.

- Prior-converted cropland – This area was not converted prior to December 23, 1985 or November 28, 1990, nor was an agricultural commodity produced prior to those dates.
- A wetland created through a voluntary restoration.
- Conversion not for the purposes of making possible the production of an agricultural commodity.
- A conversion completed by the actions of a third party.
- A conversion completed under a permit issued by the U.S. Army Corps of Engineers.
- An Artificial wetland.



This preliminary wetland determination meets the regulatory definition for an adverse decision.

**You may appeal this Preliminary Technical Determination by acting on one of the following two options:**

- You may request that your local **NRCS** representative reconsider this determination by **filing a written request no later than 30 calendar days after you receive this notice** in accordance with the NRCS's appeal procedures found at 7 C.F.R. Part 614. If you request reconsideration, you have the right to a field visit, office visit, or other designated location meeting site for an informal review with the decision maker. During the review you, and/or your representative may provide additional information and discuss the facts relating to the Preliminary Technical Determination. To request reconsideration with NRCS, write to the address below and explain why you believe this determination is erroneous. If you choose to seek further reconsideration, you may later appeal the determination to either the **FSA County Committee** or the **National Appeals Division (NAD)**.

NRCS  
1004 Frontier Drive  
Fergus Falls, MN 56537

- **Mediation** is available as part of NRCS's informal appeal process. Mediation may enable NRCS to narrow the issues and resolve the matter by mutual agreement. You may have to pay all or part of the cost of mediation. If you request mediation, the running of the timeframe in which you may file an appeal stops. When mediation closes, the clock restarts and you will have the balance of the days remaining in that period to file an appeal. **To request mediation, you must submit your written request no later than 30 calendar days after you receive this notice.** To request mediation, write to the Minnesota State mediation program at the following address and provide a copy of your request for mediation to NRCS.

Mary Nell Preisler  
Farm Credit Mediation Program  
1526 170<sup>th</sup> Avenue  
Bejou, MN 56516  
Phone: 218-935-5785

In order to immediately address application needs or resource issues on the ground (i.e. wetland restoration), a **participant, who has received a Preliminary Technical Determination, may waive his or her preliminary appeal rights in order to obtain expedited finality of the technical determination.** The participant must request the waiver in writing to the State Conservationist (STC). Upon waiver request review, the STC will issue a Final Technical Determination, as appropriate. To seek a waiver, write to:

Mr. Donald Baloun  
State Conservationist  
USDA NRCS  
375 Jackson Street, Suite 600  
St. Paul, MN 55101-1854

**If you do not select any of your preliminary appeal rights, this Preliminary Technical Determination will become a Final Technical Determination in accordance with the wetland compliance provisions and the appeal regulations.** A technical determination becomes a final USDA decision when the time to request appeal expires without appealing the decision. A Final Technical Determination becomes appealable 30 days after receipt of the preliminary technical decision.

**You may appeal the Final Technical Determination by acting on one of the following two options:**

- You may appeal this determination to the **FSA County Committee (COC)** by filing a written request no later than 30 calendar days after you receive this notice in accordance with the FSA appeal procedures found at 7 C.F.R. Part 780. If you appeal to the COC, you have the right to an informal hearing which

you or your representative may attend either personally or by telephone. To appeal, write to the County Committee at the following address and explain why you believe this determination is erroneous.

FSA County Committee  
1004 Frontier DR  
Fergus Falls, MN 5537

- Alternatively, you may appeal this determination to the **National Appeals Division (NAD)** by filing a written request no later than 30 calendar days after you receive this notice in accordance with the NAD appeal procedures found at 7 C.F.R. Part 11. If you appeal to NAD, you have the right to a hearing that you or your representative may attend. Once a hearing with NAD begins, you waive any rights to reconsideration, an appeal to FSA, and mediation. To appeal, you must write to NAD at the following address, explain why you believe this determination is erroneous, and provide a copy to FSA. You must personally sign your written appeal to NAD and include a copy of this letter.

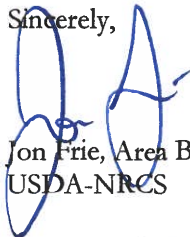
NAD Eastern Regional Office  
P.O. Box 68806  
Indianapolis, Indiana 46268

If you are the owner of this tract and have a tenant, I urge you to discuss this letter and accompanying NRCS-CPA-026 with your tenant. Likewise, if you are the tenant of this tract, I urge you to discuss this letter with your landlord.

*This certified wetland determination/delineation has been conducted for the purpose of implementing the wetland conservation provisions of the Food Security Act of 1985. This determination/delineation may not be valid for identifying the extent of the Corps of Engineers' (COE's) Clean Water Act jurisdiction for this site. If you intend to conduct any activity that constitutes a discharge of dredged or fill material into wetlands or other waters, you should request a jurisdictional determination from the local office of the COE prior to starting the work. Other federal, state or local permits or restrictions may apply to activities impacting wetlands. Contact the Local Governmental Unit (LGU) for State Wetland Conservation Act permits, and Minnesota Department of Natural Resources for protected water permits prior to initiating wetland activities. The producer can contact these agencies using the "Minnesota Joint Project Notification Form" available from the LGU.*

If you have questions concerning this notification, please contact Jon Frie, Area Biologist at (218) 736-5445 Ext. 113.

Sincerely,



Jon Frie, Area Biologist  
USDA-NRCS

cc: FSA County Executive Director, Farm Services Agency



United States Department of Agriculture



Natural Resources Conservation Service  
1004 Frontier Drive  
Fergus Falls, MN 56537

Phone: (218) 736-5445  
Fax: (218) 736-7215

July 26, 2013

Devon Banister  
29119 State Highway 29  
Starbuck, MN 56381

RE: Preliminary Technical Determination – **Tract 5532: Langhei-9 (Pope County)**

Dear Devon:

You have indicated your intention to create a new or modify an existing drainage system that has not been previously evaluated by NRCS by checking yes on USDA form AD-1026 to either question 10a or question 10b.

Based on the existing Certified Wetland Determination we have on file and on your intended actions that are documented on maps, plans or drainage worksheets you submitted, I have concluded that the activity being proposed **may convert** a wetland and could cause a potential wetland compliance violation. A new outlet for the wetlands on the south end of your tract may be possible, but NRCS needs more information to determine if your tile would be an improvement to the existing system or not. **Maintenance only is allowed in these drainage systems- new tile or tile that greatly improves the outlet is not allowed and may cause a compliance issue.** The tile on the north end of your tract is allowed as indicated as long as it is not placed in the wetland. Your tile must outlet back into the wetland it borders.

Please consider the enclosed CPA-026 and map, as well as the enclosed copy of your AD-1026. The area(s) where potential wetland conversion could occur have been highlighted on the AD-1026 map. It may be possible to avoid a potential conversion by limiting the extent of the proposed drainage or using non-perforated tile in or near the identified wetland areas. An estimated setback distance where this situation exists has been indicated on the map and on the enclosed Setback Distance Worksheet. A wetland delineation can be requested for NRCS to provide in-the-field staking of setback limits for Certified Wetland Determinations.

It is your responsibility to document and retain records of all drainage activities. This information can be documented on the Drainage Worksheets available at your USDA Service Center. It is your responsibility to restrict all drainage activity to only that allowable under the wetland compliance provisions.

*This information applies to the 1985 Food Security Act (FSA) as amended. Other federal, state or local permits or restrictions may apply to activities impacting wetlands. It is the responsibility of the participant to obtain other necessary permits. Contact the Army Corps of Engineers for Clean Water Act permits, the Local Government Unit (LGU) for State Wetland Conservation Act permits, and the Minnesota Department of Natural Resources for protected water permits prior to initiating wetland activities. You can contact these agencies using the "Minnesota Combined Project Application Form" available from the LGU.*

If you have questions concerning this notification, please contact Jon Frie, Area Biologist at (218) 736-5445 Ext. 113. A copy of this response will be provided to the Swift County Farm Services Agency (FSA).

Sincerely,

  
Jon Frie, Area Biologist  
USDA-NRCS

cc: FSA County Executive Director, Farm Services Agency

*Helping People Help the Land*

An Equal Opportunity Provider and Employer

# WETLAND DETERMINATION CHECKLIST

Producer: Devon Banister  
Tract/Location: T-5532, Lougher - 8

Date: 7/23/13  
Initials: AE

## OFF-SITE

**Required documentation (see MN Off-Site Methods for more information)**

- ☒ AD-1026, CPA-038, or FSA-569
- ☒ Drainage System Worksheet, or equivalent drainage information from the participant
- ☒ NWI map
- ☒ Topographic maps (USGS, LiDAR, etc.)
- ☒ Soils map
- ☒ County Hydric Soils List
- ☒ Aerial Imagery review, Form CPA-32 or equivalent and corresponding map clearly designating potential wetland locations
- ☐ Scope and effect/manipulation documentation
- ☐ NRCS-CPA-6 notes containing an entry of the determination issued or considerations made. Examples of specific considerations includes prior year 1026 requests with drainage history, drainage information submitted by participant as part of current request, label selection, etc.

## ON-SITE

**Additional Required documentation (Follow NFSAM policy to determine if a field visit is necessary)**

- ☐ Map designating location(s) of all field observations (GPS points of soil borings, etc.)
- ☐ Photos with descriptions from field visit
- ☐ Field data form(s) [on-site data only need be collected for the parameter(s) in question]:
  - USACOE Midwest Supplement to the Wetland Delineation Manual data form (If using this form, others are not necessary)
  - OR-----
  - NRCS forms CPA-33 (vegetation) and CPA-35 (soils)
  - NRCS-MN Wetland Hydrology Documentation Record (2-2010)
- ☐ Climate data:
  - Recent weekly rainfall data map, AND/OR
  - Notes on recent precipitation events and how they may affect field observations
- ☐ Scope and effect/manipulation documentation (if applicable):
  - Notes regarding drainage/manipulation observed in the field
  - GPS locations of drainage structures
- ☐ NRCS-CPA-6 notes containing an entry of the discussion with the participant in the field (if present) and a summary of all considerations reflected in the determination.
- ☐ Any other data used in making the determination including all off-site requirements.

U.S. Department of Agriculture  
Natural Resources Conservation Service  
**CPA-32 (Updated 2013)**

Producer's Name: Devon Barstler  
Township/Section: Lehigh - 9

Station: Benson

er: Adam Ericksen

58024

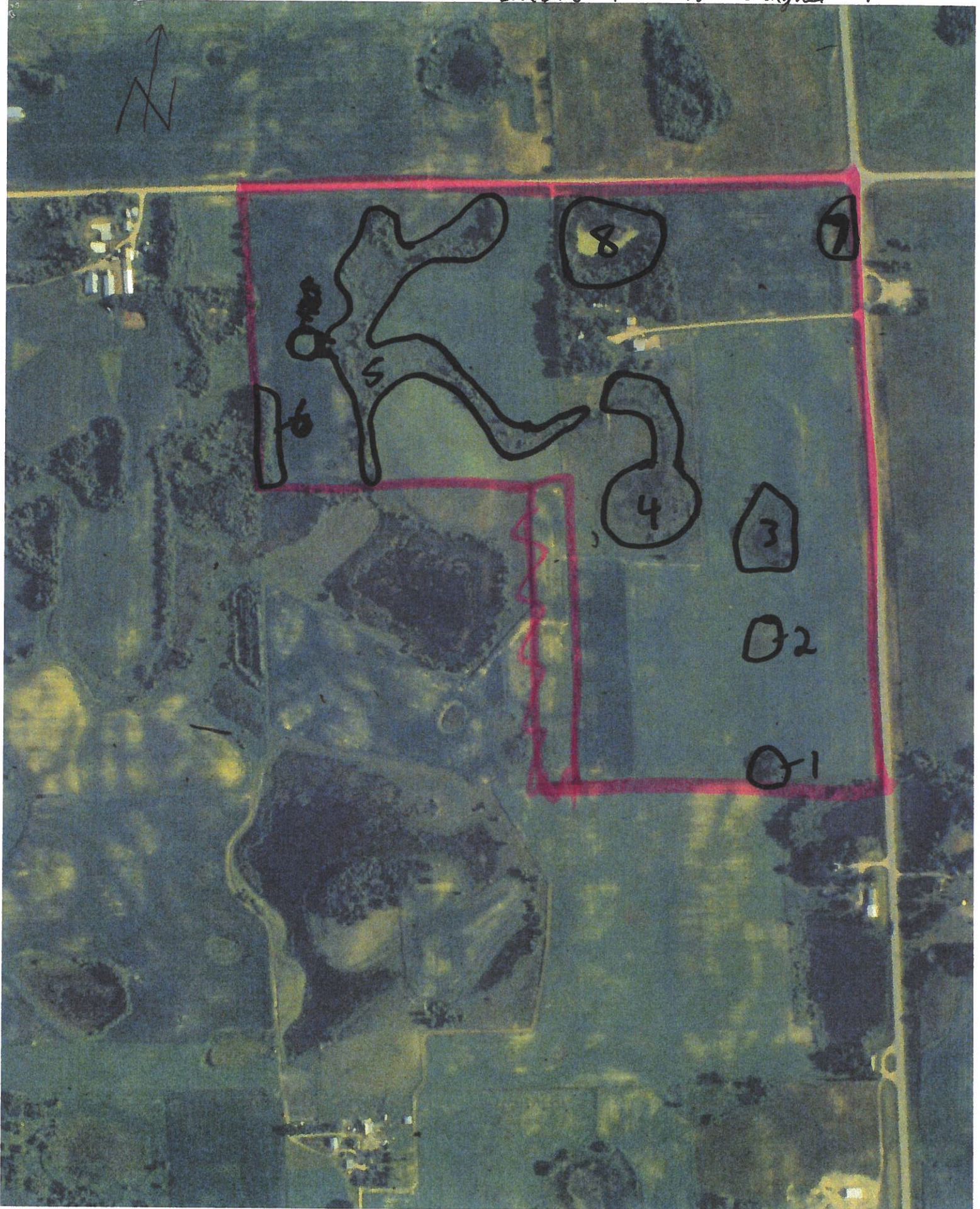
2355

Year	Climate	Site # 1	Site # 2	Site # 3	Site # 4	Site # 5	Site # 6	Site # 7	Site # 8
1979	Normal	No Photo							
1980	Normal	No Photo							
1981	Wet	WNE	CT	WNE	WNE	WNE	WNE	WNE	WNE
1982	Normal		C						
1983	Normal		C						
1984	Wet		WNE						
1985	Normal								
1986	Wet								
1987	Normal								
1988	Dry		C						
1989	Dry		CT						
1990	Wet		C						
1991	Wet		CT						
1992	Normal		CT						
1993	Wet		CT						
1994	Dry		WNE						
1995	Normal								
1996	Dry								
1997	Normal								
1998	Dry								
1999	Normal								
2000	Dry								
2001	Normal	No Photo							
2002	Normal	No Photo							
2003	Normal	WNE	WNE	WNE	WNE	WNE	WNE	WNE	WNE
2004	Normal								
2005	Wet								
2006	Dry								
2007	Normal	No Photo							
2008	Normal	WNE	WNE	WNE	WNE	WNE	WNE	WNE	WNE
2009	Dry								
2010	Normal								
2011	Normal	For Reference Only							
Wetland Label:		W	W	W	W	W	W	W	W
Normal Yrs with wet signatures/Total Normal Yrs= % Normal		12/12-100%	10/12-	12/12-100%					
NWI Designation		PFOIC	-	PEMF	PEMcd	PSSIC/EMcd	PSSIC/EMcd	PEMcd	PEMF/PFOIC
Hydric Soil (Unit, Y/N)		Lnc2-Yes	Lnc2-Yes	PF-Yes	Mw/My-Yes	My-Yes	SZA-Yes	PF-Yes	My-Yes
Manipulated pre 12/85; Describe		-	Tile?	-	Has old ditch, no crop history	-	-	-	-
Potential Violation/Year									
Remarks:		18, 20, 22, 27							



1492-N

Devon Banister T-5532 Langheir-9

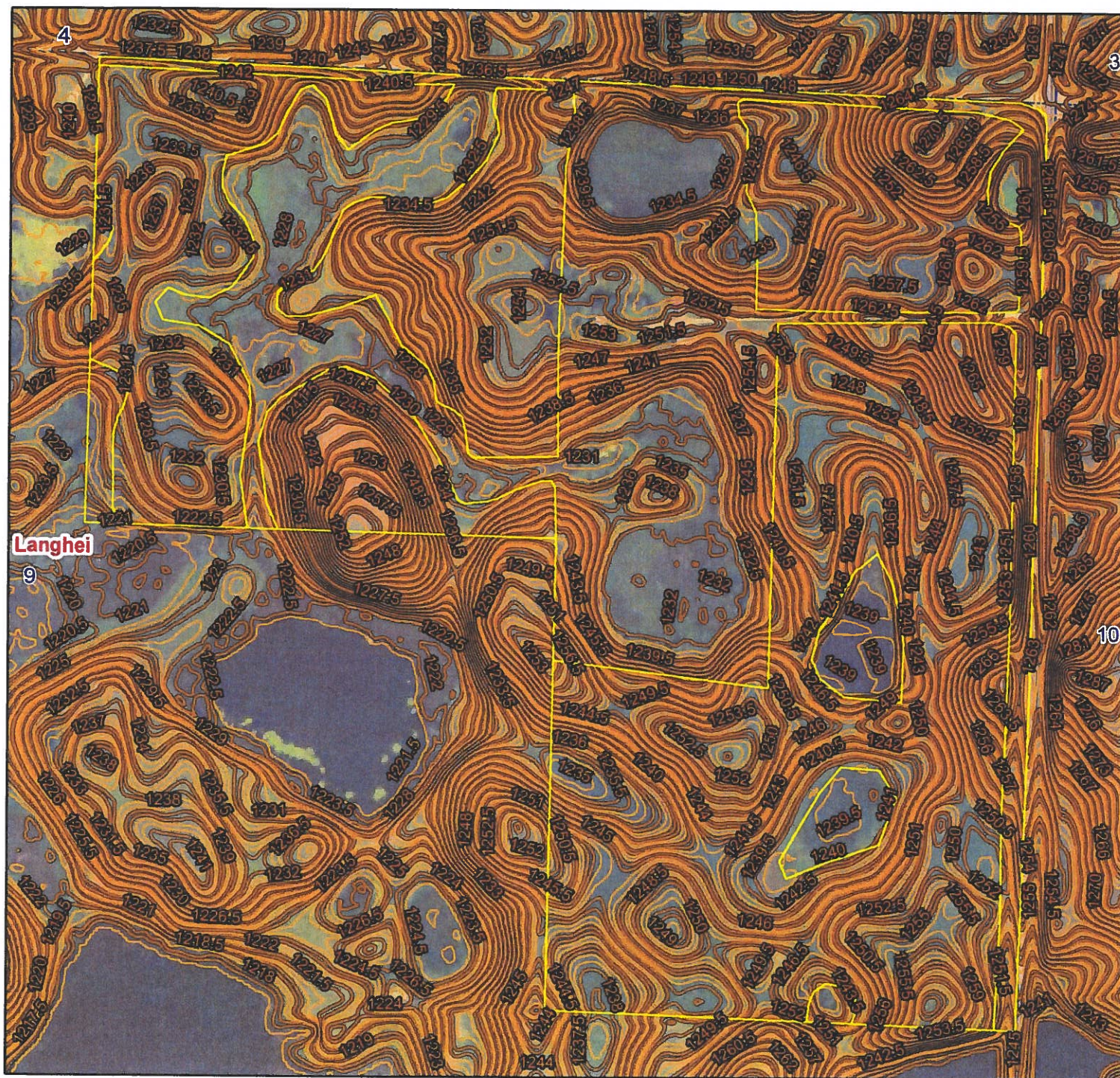




Customer: Devon Banister  
Tract: 5532  
Date: 7/23/13  
Town&Sec: Langhei - 32

# Wetland Review

Agency: NRCS  
Field Office: Glenwood  
District: Pope SWCD

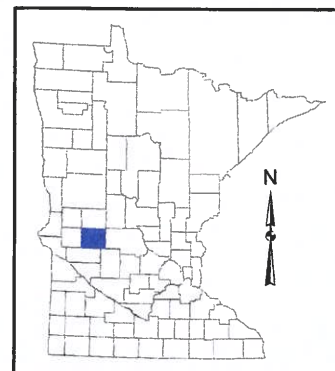


USDA NRCS  
United States Department of Agriculture  
Natural Resources Conservation Service

- CLU
- Intermediate
- Index Contour
- Civil Townships
- Sections

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Feet

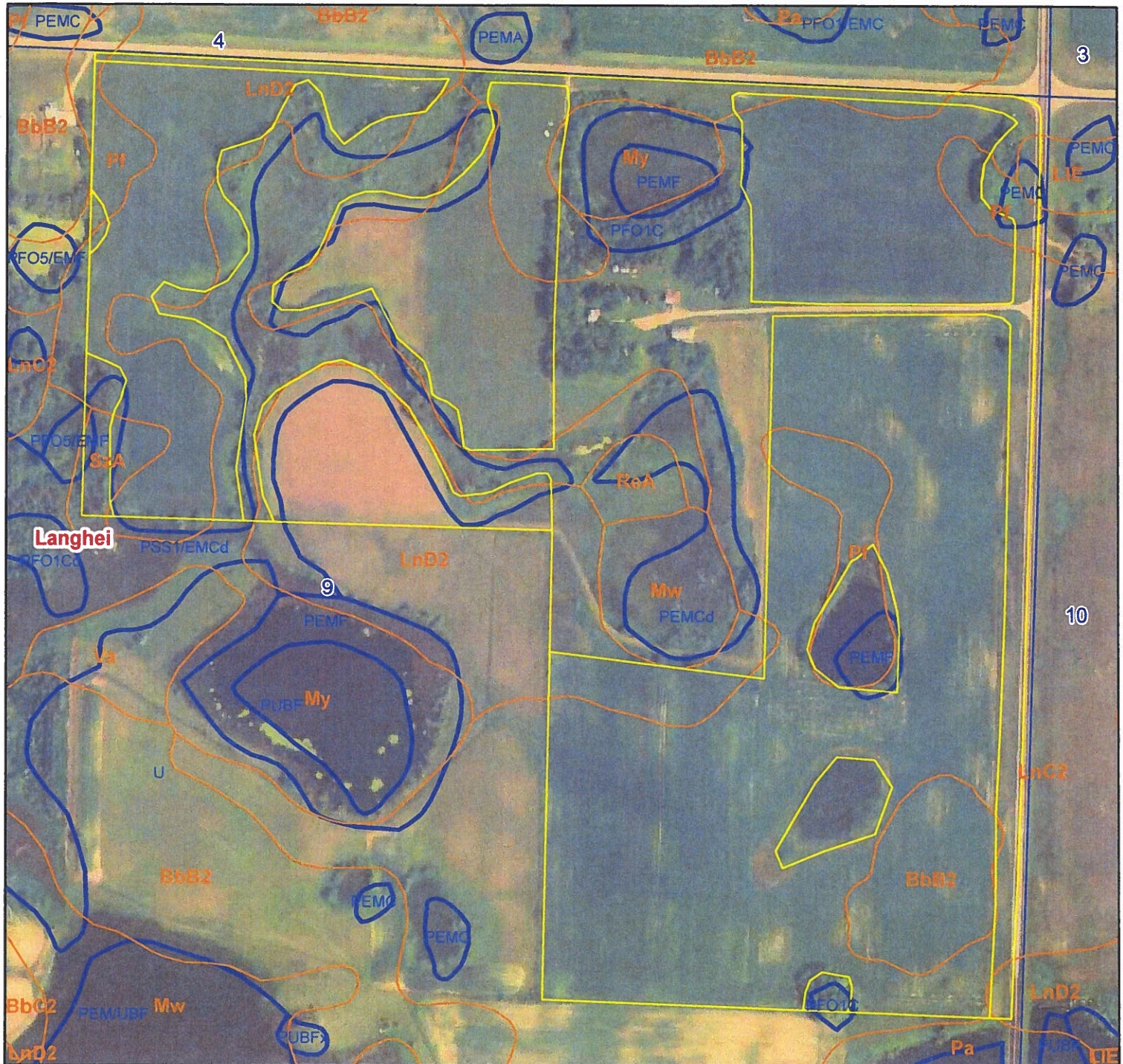
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## Wetland Review

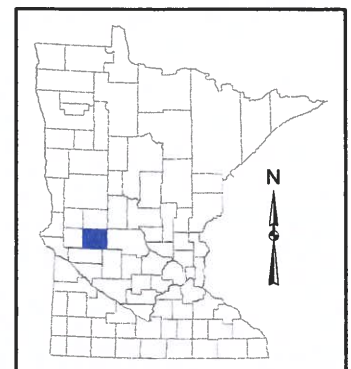
Agency: NRCS  
Field Office: Glenwood  
District: Pope SWCD



-  CLU
-  Soils
-  NWI Polygons
-  Civil Townships
-  Sections



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## Hydric Soils

Pope County, Minnesota

Map symbol and map unit name	Component	Percent of map unit	Landform	Hydric rating	Hydric criteria
<b>LnC2:</b>					
Langhei-Barnes loams, 6 to 12 percent slopes, eroded	Langhei, eroded	50	Hillslopes, Moraines	No	---
	Barnes, eroded	30	Hillslopes, Moraines	No	---
	Doland	5	---	No	---
	Flom	5	Swales	Yes	2B3
	Parnell	5	Depressions	Yes	2B3, 3
	Vallers	5	Rims, Swales	Yes	2B3
<b>LnD2:</b>					
Langhei-Barnes loams, 12 to 18 percent slopes, eroded	Langhei, eroded	50	Hillslopes, Moraines	No	---
	Barnes, eroded	30	Hillslopes, Moraines	No	---
	Damen	10	---	No	---
	Doland	3	---	No	---
	Flom	3	Swales	Yes	2B3
	Parnell	2	Depressions	Yes	2B3, 3
	Soils with sandy and gravelly substrata	2	---	No	---
<b>LoD2:</b>					
Langhei-Barnes-Sioux complex, 12 to 18 percent slopes, eroded	Barnes, eroded	30	Hillslopes, Moraines	No	---
	Langhei, eroded	30	Hillslopes, Moraines	No	---
	Sioux, eroded	20	Hillslopes, Moraines	No	---
	Damen	10	---	No	---
	Fordville	10	---	No	---
<b>M-W:</b>					
Water, miscellaneous	Water, miscellaneous	100	---		---

## Hydric Soils

Pope County, Minnesota

Map symbol and map unit name	Component	Percent of map unit	Landform	Hydric rating	Hydric criteria
<b>Mw:</b>					
Muck, calcareous, over loam	Muck, calcareous, over loam	85	Depressions, Moraines	Yes	1, 3
	Blue Earth	5	Depressions	Yes	2B3, 3
	Oldham	5	Depressions	Yes	2B3, 3
	Parnell	5	Depressions	Yes	2B3, 3
<b>Mx:</b>					
Muck, calcareous, over sand	Muck, calcareous, over sand	85	Depressions, Outwash plains	Yes	1, 3
	Muck, calcareous over loam over sand	15	Depressions	Yes	1, 3
<b>My:</b>					
Muck over loam	Muck, over loam	85	Depressions, Moraines	Yes	1, 3
	Blue Earth	5	Depressions	Yes	2B3, 3
	Oldham	5	Depressions	Yes	2B3, 3
	Parnell	5	Depressions	Yes	2B3, 3
<b>Mz:</b>					
Muck over sand	Muck, over sand	85	Depressions, Outwash plains	Yes	1, 3
	Muck	10	Depressions	Yes	1, 3
	Mayer, depressional	5	Depressions	Yes	2B3, 3
<b>Nc:</b>					
Nicollet loam, 0 to 3 percent slopes	Nicollet	85	Hillslopes, Moraines, Rises	No	---
	Clarion	5	---	No	---
	Webster	5	Flats, Swales	Yes	2B3
	Glencoe	3	Depressions	Yes	2B3, 3
	Soils with calcareous surface layers	2	---	No	---



## Hydric Soils

Pope County, Minnesota

Map symbol and map unit name	Component	Percent of map unit	Landform	Hydric rating	Hydric criteria
<b>Pa:</b>					
Parnell silty clay loam	Parnell	85	Depressions, Moraines	Yes	2B3, 3
	Flom	5	Swales	Yes	2B3
	Vallers	5	Rims, Swales	Yes	2B3
	Tonka	3	Depressions	Yes	2B3, 3
	Oldham	2	Depressions	Yes	2B3, 3
<b>Pf:</b>					
Parnell and Flom silty clay loams	Parnell	50	Depressions, Moraines	Yes	2B3, 3
	Flom	35	Flats, Moraines, Swales	Yes	2B3
	Vallers	10	Rims, Swales	Yes	2B3
	Hamerly	3	---	No	---
	Svea	2	---	No	---
<b>Pr:</b>					
Perella silty clay loam	Perella	85	Moraines, Swales	Yes	2B3
	Flom	5	Swales	Yes	2B3
	Colvin	2	Flats, Swales	Yes	2B3
	Doland	2	---	No	---
	Svea	2	---	No	---
	Barnes	1	---	No	---
	Soils with sandy strata below a depth of 40 inches	1	Flats, Swales	Yes	2B3
	Soils with till below a depth of 40 inches	1	Flats, Swales	Yes	2B3
	Tara	1	---	No	---

## Hydric Soils

Pope County, Minnesota

Map symbol and map unit name	Component	Percent of map unit	Landform	Hydric rating	Hydric criteria
<b>SzA:</b>					
Sverdrup loam, 0 to 2 percent slopes	Sverdrup	85	Flats, Outwash plains	No	---
	Barnes	3	---	No	---
	Maddock	3	---	No	---
	Soils with calcareous surface layers	3	---	No	---
	Forada	2	Swales	Yes	2B3
	Renshaw	2	---	No	---
	Soils with loamy strata below a depth of 40 inches	2	---	No	---
<b>Ta:</b>					
Tara silt loam, 0 to 3 percent slopes	Tara	85	Hillslopes, Moraines, Rises	No	---
	Doland	5	---	No	---
	Perella	5	Flats, Swales	Yes	2B3
	Svea	3	---	No	---
	Barnes	1	---	No	---
	Soils with calcareous surface layers	1	---	No	---
<b>To:</b>					
Tonka silt loam	Tonka	85	Depressions, Moraines	Yes	2B3, 3
	Flom	5	Swales	Yes	2B3
	Vallers	5	Rims, Swales	Yes	2B3
	Svea	2	---	No	---
	Barnes	1	---	No	---
	Doland	1	---	No	---
	Tara	1	---	No	---

HIGHLY ERODIBLE LAND CONSERVATION (HEL) AND  
WETLAND CONSERVATION (WC) CERTIFICATION29119 STATE HWY 29  
STARBUCK, MN 56381

(See Page 2 for Nondiscrimination, Privacy Act and Paperwork Reduction Act Statements).

1. Name of Producer <b>Devon Banister</b>		2. Tax Identification Number (Last 4 digits) <b>3003</b>		3. Crop Year <b>2013</b>	
4. Do you have any interest in land that produces or could produce an agricultural commodity? If "YES", or if you are a Farm Loan Applicant, continue with Item 5. If "NO", and you are not a farm loan applicant, go to Item 12 and sign and date.				YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>
5. For farm loan applicants only: Will you conduct any activities for fish production, trees, vineyards, shrubs, building construction, or other non-agricultural purposes on lands for which a wetland determination has not been completed by NRCS or Army Corps of Engineers?				<input type="checkbox"/>	<input type="checkbox"/>
6. Are you a landlord or tenant on any farm that will not be in compliance with HELC and WC provisions? If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number: (Contact your County FSA Office if you are unsure of the highly erodible land (HEL) or wetland determinations applicable to your farming interests.)				<input type="checkbox"/>	<input checked="" type="checkbox"/>
7. Do any of your landlords refuse to comply with HELC requirements on any farms? If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number:				<input type="checkbox"/>	<input checked="" type="checkbox"/>
8. List affiliated persons with farming interests. See Page 2 for an explanation. Enter "NONE", if applicable. <b>NEW OUTLET NOT ALLOWED W/OUT MORE INFORMATION.</b> <b>TELE ON NORTH END OF AS LONG AS TELE IS NOT PLACED IN WEEDS OR ARMS. JPF 7/24/13</b>					
9. During the crop year entered in Item 3 above, or the term of a requested USDA loan, did you or will you plant and produce an agricultural commodity on land for which an HEL determination has not been made?				<input type="checkbox"/>	<input checked="" type="checkbox"/>
10. Since December 23, 1985, or during the current crop year, or during the term of a requested USDA loan, has anyone performed, or will anyone perform any activities to:					
A. Create new drainage systems, or conduct land leveling, filing, dredging, land clearing, excavation, or stump removal, that has NOT been evaluated by NRCS? If "YES", indicate year(s): <b>2013</b>				<input checked="" type="checkbox"/>	<input type="checkbox"/>
B. Improve or modify an existing drainage system that has NOT been evaluated by NRCS? If "YES", indicate year(s):				<input type="checkbox"/>	<input checked="" type="checkbox"/>
C. Maintain an existing drainage system that has NOT been evaluated by NRCS? If "YES", indicate the year(s): Note: Maintenance is the repair, rehabilitation, or replacement of the capacity of existing drainage systems to allow for the continued use of wetlands currently in agricultural production and the continued management of other areas as they were used before December 23, 1985. This allows a person to reconstruct or maintain the capacity of the original system or install a replacement system that is more durable or will realize lower maintenance or costs.				<input type="checkbox"/>	<input checked="" type="checkbox"/>
11. If "YES" to Items 5, 9, 10A, 10B and/or 10C, enter the following for the land the answer applies to:					
A. Farm and/or tract/field number: <b>5804 5532</b>					
B. Activity: <b>new drain tile</b>					
C. Current land use (specify crops): <b>corn soybeans</b>					
D. County: <b>POPE</b>					

4. "YES", answer in Items 9 or 10 authorizes FSA to refer this AD-1026 to NRCS. If you check "YES", to Item 10C, NRCS does not have to conduct certified wetland determination. (Contact your County FSA Office if you are unsure about the answers to Items 9 or 10.)

## Continuous AD-1026 Certification:

I have read the AD-1026 Appendix and understand and agree that my eligibility for certain USDA program benefits is contingent upon this certification of compliance with highly erodible land conservation and wetland conservation provisions of the Food Security Act of 1985 as amended, and if a determination is made that results in a violation and ineligibility, I agree to refund all applicable payments.

- I agree to the terms and conditions stated on AD-1026 Appendix on all land in which I have or will have an interest and understand that I am responsible for any non-compliance with these provisions.
- I agree that I will file a revised AD-1026 if there are any changes in my operation or activities that may affect compliance with these provisions.
- I understand that affiliated persons are also subject to compliance with these provisions and their failure to comply or file AD-1026 will result in loss of eligibility to persons or enterprises with whom they are affiliated. (See Page 2 of this form for affiliated persons.)

## 2. Producer's Certification:

I hereby certify that the information on this form is true and correct to the best of my knowledge, and I authorize NRCS to make a HELC and/or certified wetland determination on the tract or farm numbers listed above.

2A. Producer's Signature (By) <b>Devon Banister By Brian Banister</b>	12B. Title/Relationship (Individual Signing in the Representative capacity) <b>Son POA</b>	12C. Date (MM-DD-YYYY) <b>4-12-13</b>
3. Referral to NRCS (Completed by FSA). Sign and date if a NRCS determination is needed for any reason including a "YES" answer in Item 9, 10A, 10B, or 10C.	13A. Signature of FSA Representative <b>[Signature]</b>	13B. Date (MM-DD-YYYY) <b>4-12-13</b>

ORIGINAL - FSA COPY ☐NRCS COPY ☐

RECEIVED

PRODUCER'S COPY ☒

APR 12 2013

POPE COUNTY FSA

4/12/13  
NCS  
4/12/13

## INSTRUCTIONS FOR ITEM 8 OF AD-1026

The producer requesting benefits on AD-1026 shall attach a list of the applicable affiliated persons with farming interests who are required to file AD-1026. Follow the rules in this table to determine affiliated persons.

<i>IF producer, requesting benefits is a (an) . . .</i>	<i>THEN affiliated persons who must file AD-1026 if they have farming interests are . . .</i>
individual	spouse or minor children with separate farming interests, or who receives benefits under their individual ID number.
<b>NOTE: If the individual filing is a minor child, the father and mother shall be listed as affiliates</b>	estates, trusts, partnerships, and joint ventures in which the individual filing, or the individual's spouse or minor children have an interest.
	corporations in which the individual filing or the individual's spouse or minor children have more than 20% interest.
general partnership	first level members of the entity.
limited partnership	
limited liability company	
joint venture	
estate	
irrevocable or revocable trust	
Indian tribal venture or group	
corporation with stockholders	First level shareholders with more than 20% interest in the corporation.
State	none
Church or other charitable organization	
county	
city	
public schools	
corporation with no stockholders	

**IMPORTANT:** If you are unsure about the applicability of HELC and WC provisions to your land, contact your local NRCS office or FSA office for details concerning the location of any wetland and any restrictions applying to your land according to NRCS determinations before planting an agricultural commodity or performing any drainage or manipulation.

**NOTE:** The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a - as amended). The authority for requesting the information identified on this form is 7 CFR Part 12, the Food Security Act of 1985 (Pub. L. 99-198), and the Food, Conservation, and Energy Act of 2008 (Pub. L. 110-246). The information will be used to determine eligibility to receive USDA loans or other program benefits that are subject to highly erodible land and wetland conservation provisions. The information collected on this form may be disclosed to other Federal, State, Local government agencies, Tribal agencies, and nongovernmental entities that have been authorized access to the information by statute or regulation and/or as described in applicable Routine Uses identified in the System of Records Notice for USDA/FSA-2, Farm Records File (Automated) and USDA/FSA-14, Applicant/Borrower. Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of ineligibility to receive USDA loans or other program benefits that are subject to highly erodible land and wetland conservation provisions.

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0560-0185. The time required to complete this information collection is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. The provisions of appropriate criminal and civil fraud, privacy, and other statutes may be applicable to the information provided. **RETURN THIS COMPLETED FORM AD-1026 TO YOUR COUNTY FARM SERVICE AGENCY (FSA) OFFICE.**

The U.S. Department of Agriculture (USDA) prohibits discrimination in all of its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, political beliefs, genetic information, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination, write to USDA, Assistant Secretary for Civil Rights, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, S.W., Stop 9410, Washington, DC 20250-9410, or call toll-free at (866) 632-9992 (English) or (800) 877-8339 (TDD) or (866) 377-8642 (English Federal-relay) or (800) 845-6136 (Spanish Federal-relay). USDA is an equal opportunity provider and employer.



**APPENDIX TO FORM AD-1026  
HIGHLY ERODIBLE LAND CONSERVATION (HELC) AND  
WETLAND CONSERVATION (WC) CERTIFICATION**

The following conditions of eligibility are required for persons to receive any USDA loans or other program benefits that are subject to highly erodible land conservation and wetland conservation provisions, unless an exemption has been granted by USDA.

**By signing Form AD-1026, Item 12, the producer certifies receipt of this form, and unless an exemption has been granted by USDA, agrees to the following on any farms in which such person has an interest:**

A	<b>NOT</b> to plant or produce an agricultural commodity on highly erodible fields unless actively applying an approved conservation plan or maintaining a fully applied conservation system.
B	<b>NOT</b> to plant or produce an agricultural commodity on wetlands converted after December 23, 1985.
C	<b>NOT</b> to convert wetlands by draining, dredging, filling, leveling, removing woody vegetation or any other means that would allow the planting of any crop, pasture, agricultural commodity, or other such crops.
D	<b>NOT</b> to use proceeds from any FSA farm loan, insured or guaranteed, or any USDA cost-share program, in such a way that might result in negative impacts to wetlands, except for those projects evaluated and approved by NRCS or Army Corps of Engineers.

**NOTE:** Signature on Form AD-1026 gives representatives of USDA authorization to enter upon and inspect all farms in which the producer has an interest for the purpose of confirming the above statements.

Any questions concerning the requirements of the Food Security Act of 1985, as amended, shall be directed to your County FSA Office personnel before signing AD-1026 in Item 12.

**NOTE:** The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a - as amended). The authority for requesting the information identified on this form is 7 CFR Part 12, the Food Security Act of 1985 (Pub. L. 99-198), and the Food, Conservation, and Energy Act of 2008 (Pub. L. 110-246). The information will be used to determine eligibility to receive USDA loans or other program benefits that are subject to highly erodible land and wetland conservation provisions. The information collected on this form may be disclosed to other Federal, State, Local government agencies, Tribal agencies, and nongovernmental entities that have been authorized access to the information by statute or regulation and/or as described in applicable Routine Uses identified in the System of Records Notice for USDA/FSA-2, Farm Records File (Automated) and USDA/FSA-14, Applicant/Borrower. Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of ineligibility to receive USDA loans or other program benefits that are subject to highly erodible land and wetland conservation provisions.

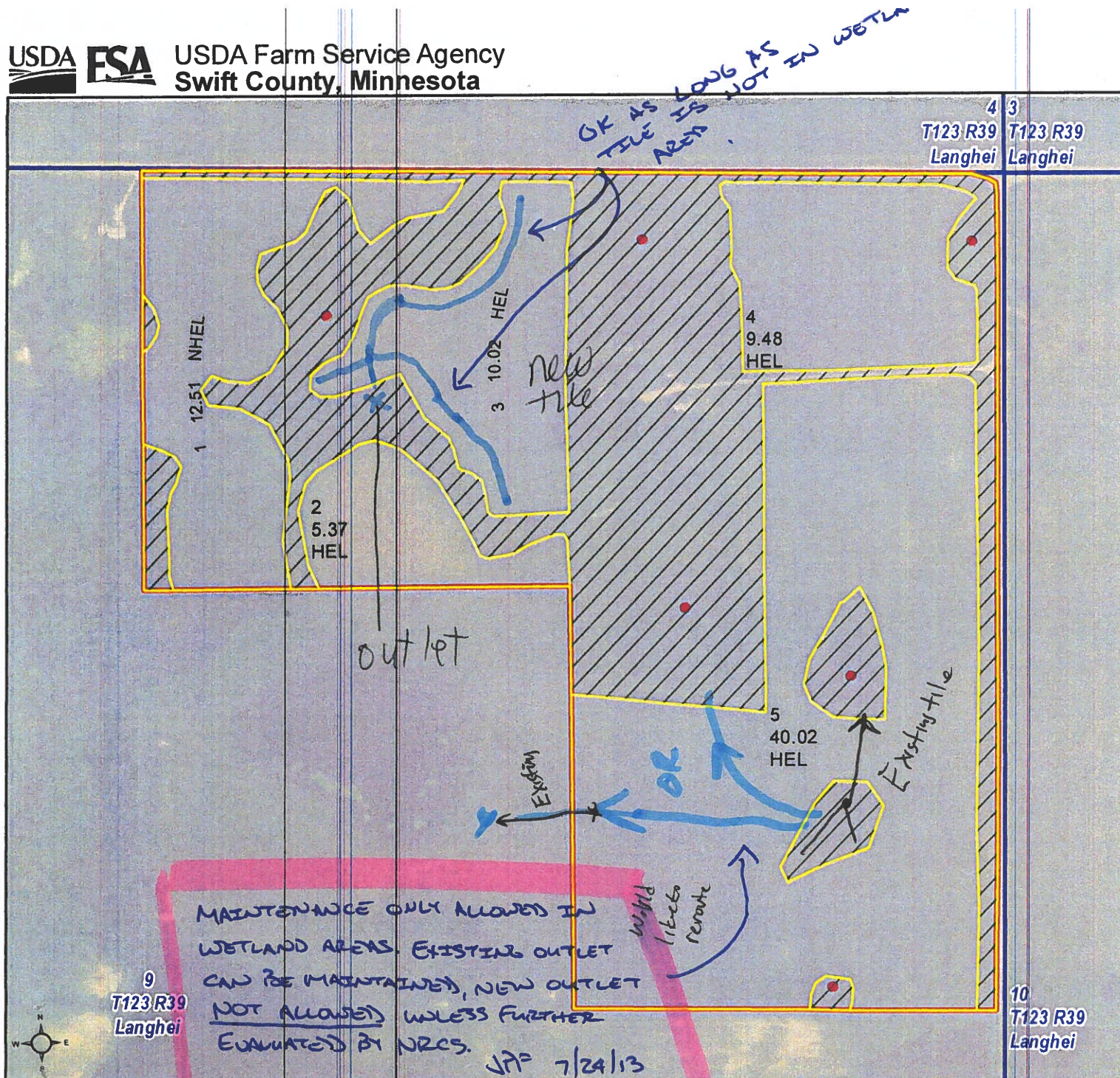
~~According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0560-0185. The time required to complete this information collection is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. The provisions of appropriate criminal and civil fraud, privacy, and other statutes may be applicable to the information provided.~~  
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USDA Farm Service Agency  
Swift County, Minnesota



Tract 5532

Farm 5804

1:5,112

2013 Program Year

Map Created March 21, 2013

Common Land Unit

- Cropland
- Non-cropland

Conservation Reserve Program

Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Boundary

Section Line

Unless otherwise noted: crops are non-irrigated  
Alfalfa, Mixed Forage AGM, GMA, IGS = for forage  
Beans = Dry Edible  
Canola = Spring for seed  
Corn = yellow for grain  
Oats and Barley = Spring for grain  
Peas = process  
Rye = for grain  
Soybeans = common soybeans for grain  
Sugar Beets = process  
Sunflower = oil or non-oil for seed  
Sweet Corn = process  
Wheat = HRS for grain or HRW for grain

0 90 180 360 Feet

USDA FSA maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or the NAIP imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. The USDA Farm Service Agency assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact NRCS.



**Green** – Outlet

**Black** – Inlet

