May 19, 2020

Mike Behm,
Director of Planning and Engineering
Department of Transportation
Pierre, South Dakota 57501

RE: May 28, 2020 Transportation Commission Agenda

Dear Mr. Behm:

The following items are recommended for Commission consideration:

1. Disposal - Brookings County:

   Request Transportation Commission approval to dispose of the following DOT property in accordance with the procedures provided by SDCL 31-2-27 and ARSD chapter 10:02:01:

   A Tract of land in the SW1/4 of Section 1 beginning at a point 400 feet south of the NW corner of the SW1/4 of said Section 1; thence east 1461 feet; thence south a distance of 1040 feet, more or less, to the north line of the abandoned 100-foot-wide right-of-way of the Chicago, Rock Island and Pacific Railroad Company; thence northwesterly along the north line of said right-of-way a distance of 1750 feet, more or less, to the west line of the SW1/4 of said Section 1 a distance of 75 feet, more or less, to the point of beginning; and Lot B in the SW1/4; all in Section 1, Township 109 North, Range 48 West, Brookings County, South Dakota.

       Appraised Value: $66,900.00

   The above property contains 22.72 acres, more or less, located approximately 3 miles northwest of Elkton on the east side of 483rd Avenue. The triangular shaped property contains 5.6 acres of farmable land with the remainder being low grade pastureland and a former gravel pit. No utilities are located on the property and zoning is agricultural.

   The above disposal request contains a change of acres and value from the disposal approved at the November 26, 2019 Transportation Commission meeting.

Watertown Area DOT advises the property is not needed for future department use. (See attachments)
2. Request for land trade – Hutchinson County:

Request Transportation Commission approval to trade the following DOT property in accordance with the procedures provided by SDCL 31-2-27 and ARSD chapter 10:02:01:

Relocate a Department of Transportation stockpile site from Olivet to Menno.

Trade of DOT property:

Lot A in the SW1/4 SW1/4 of Section 2, Township 97 North, Range 58 West of the 5th P.M., in the town of Olivet, Hutchinson County, South Dakota. (Exhibit)

The proposed land trade is an exchange of the above property to Hutchinson County for the following property:

Lot T, Block 1, Rigo’s Addition in the NE1/4 of Section 9, Township 97 North, Range 58 West of the 5th P.M., Hutchinson County, South Dakota.

DOT will leave the existing stockpiles and materials located on Lot A. Hutchinson County will provide 1300 tons of gravel in addition to providing and installing a barbed wire fence for Lot T.

In addition, DOT will transfer the following County Road right-of-way by Resolution and Quit Claim Deed to Hutchinson County:

Lot H1 in the Southwest Quarter in Section 2, Township 97 North, Range 58 West of the 5th P.M., Hutchinson County, South Dakota.

Yankton Area DOT advises the property is not needed for future department use and recommends the trade. (See attachments)

3. Request for land trade – City of Pierre:

Request Transportation Commission approval to trade the following DOT property in accordance with the procedures provided by SDCL 31-2-27 and ARSD chapter 10:02:01:

Project: NH-EM 0014(194)227, PCN 03WN – remove and replace John C. Waldron Memorial Bridge over the Missouri River connecting the cities of Pierre and Fort Pierre.

Trade of DOT property:

Lot A and Lot B, being a portion of highway and street right of way within Outlot F in Government Lot 3 of Section 32, Township 111 North, Range 79 West of the 5th P.M., (as recorded in a perpetual easement agreement dated 11 January 1961 in Book 260, Page 405) and Lot A and Lot B in a portion of Lot H2 in Outlot F in Government Lot 3 of Section 32, Township 111 North, Range 79 West of the 5th P.M. All in the City of Pierre, Hughes County, South Dakota. (Exhibit A)

The City of Pierre will set aside said Lot B within Outlot F and said Lot B of Lot H2 in
Outlot F for recreational use in accordance with the requirements of the environmental assessment for the project: NH-EM 0014(194)227, PCN 03WN.

The proposed land trade is an exchange of the above property to the city of Pierre for the following property:

Lot H3 of Outlot F, Lot H1 of Lot AB, Lot H2 of Lot AB and Lot H3 of Lot AB, in all of that part of Outlot F that lies southeasterly of a line drawn parallel with and distant 100 feet southerly from the center line of the Railroad of the Chicago and North Western Railway Company to Pierre, less Government take; and in Lot AB in said Outlot F to Pierre; all located in Government Lot 3 of Section 32, Township 111 North, Range 79 West of the 5th P.M., Pierre, Hughes County, South Dakota. (Exhibit B)

The city of Pierre will also grant any additional permanent and temporary work easements needed for completion of the project for the following property:

Permanent Easement - Lot PE 1 in Lot AB in Outlot F to Pierre in Government Lot 3 of Section 32, Township 111 North, Range 79 West of the 5th P.M., Pierre, Hughes County, South Dakota. (Exhibit F)

Temporary Easements - Parcel A3 and Parcel A4) on, over, under, and across the real property legally described as follows:

All of that part of Outlot F that lies southeasterly of a line drawn parallel with and distant 100 feet southerly from the center line of the Railroad of Chicago and North Western Railway Company to Pierre, less Government take, including Lot AB in said Outlot F to Pierre, all located in Government Lot 3 of Section 32, Township 111 North, Range 79 West of the 5th P.M., Pierre, Hughes County, South Dakota.(Exhibit E)

The State will continue to exercise possession, jurisdiction, maintenance, and control over any portion of U.S. Highway 14 located on the transfer segment, including any portion of the Missouri River Bridge, until completion of construction of the project. The parties acknowledge and agree that the State will complete all construction work on the transfer segment in accordance with the project plans. Upon completion of project construction, the City will exercise complete possession, jurisdiction, maintenance and control over the transfer segment.

Project Development, Road Design, Pierre Area and Region DOT advises the property is not needed for future department use and recommends the trade. (See attachments)
4. Abandonment - Hughes County:

Request Transportation Commission approval to abandon by resolution the following property acquired for highway right-of-way:

Lot AB-1, a subdivision of Lot H-1, in the NE1/4 NE1/4 of Section 33, Township 110 North, Range 76 West of the 5th P.M., Hughes County, South Dakota, containing 3.58 acres.

The above property is no longer needed for highway purposes and abandonment is recommended by DOT Pierre Area. (see attachments)

5. Abandonment – Butte County

This resolution will abandon the temporary easements on Butte County Project NH-P 0042(52), PCN 042E.

6. Abandonment – Harding County

This resolution will abandon the temporary easements on Harding County Project NH-P 0042(52), PCN 042E.

7. Abandonment – Meade County

This resolution will abandon the temporary easements on Meade County Project NH-P 0042(52), PCN 042E.

8. Abandonment – Minnehaha County

This resolution will abandon the temporary easements on Minnehaha County Project IM 0909(80)397, PCN 4437.

9. Abandonment – Minnehaha County

This resolution will abandon the temporary easements on Minnehaha County Project P 2115(39), PCN 6668.

Sincerely,

[Signature]

Joel W. Gengler,
Program Manager
EXHIBIT "A"

C. R. I. & P. R.R. CO.
INDUSTRIAL DEVELOPMENT & REAL ESTATE DEPT.
CHICAGO, ILL.

EXHIBIT DESIGNATING LANDS
CONVEYED TO SOUTH DAKOTA
DEPARTMENT OF HIGHWAYS

SCALE 1=400  DATE 11-11-1969
SHEET 1 OF 9
Proposed Disposal - Parcel A & Lot B - Brookings County

Legend

- **Proposed Disposal**
PLAT OF LOT A OF LOT 15 IN THE SW1/4 OF THE SW1/4 OF SECTION 2, T97N, R58W
OF THE 5TH P.M., IN THE TOWN OF OLIVET, HUTCHINSON COUNTY, SOUTH DAKOTA.

THE EAST 33 FEET OF THE STATUTORY 66 FEET RIGHT OF WAY LYING WEST AND
ADJACENT TO LOT A OF LOT 15 IN THE SW1/4 OF THE SW1/4 OF SECTION 2, T97N,
R58W OF THE 5TH P.M., TOWN OF OLIVET, HUTCHINSON COUNTY, SOUTH DAKOTA.

0.49 ACRES ±

THE WEST 33 FEET OF THE STATUTORY 66 FEET RIGHT OF WAY LYING WEST AND
ADJACENT TO LOT A OF LOT 15 IN THE SW1/4 OF THE SW1/4 OF SECTION 2, T97N,
R58W OF THE 5TH P.M., TOWN OF OLIVET, HUTCHINSON COUNTY, SOUTH DAKOTA.

0.56 ACRES ±

SURVEYOR’S CERTIFICATE

I, JOHN L. BRANDT, A REGISTERED LAND SURVEYOR UNDER THE LAWS OF
SOUTH DAKOTA, HAVE AT THE DIRECTION OF THE STATE OF SOUTH DAKOTA,
MADE A SURVEY AND PLAT OF LOT A OF LOT 15 IN THE SW1/4 OF THE
SW1/4 OF SECTION 2, T97N, R58W OF THE 5TH P.M., TOWN OF OLIVET,
HUTCHINSON COUNTY, SOUTH DAKOTA. I HAVE SET IRON REBAR AS
SHOWN, AND SAID SURVEY AND PLAT ARE TRUE AND CORRECT TO THE
BEST OF MY KNOWLEDGE AND BELIEF.

DATED THIS 4TH DAY OF MAY, 2020.

J. BRANDT, R.E.
REG. NO. 5349

REGISTER OF DEEDS

FILED FOR RECORD THIS DAY OF ____, 20__,
AT O’CLOCK ___ M., AND RECORDED IN BOOK ___ OF
PLATS ON PAGE ___.

REGISTER OF DEEDS

COURT SCHED
CLUDS
DAKE

LOT A
OF LOT 15
2.22 ACRES

MENTOR

TRACT

ADDITION

STREET

NOTES:

• BASIS OF BEARING
  BY GPS OBSERVATION

PREPARED BY:
BRANDT LAND SURVEYING
1202 WILLOWDALE ROAD
YANKTON, SD 57078
(605) 665-8405

LOCATION (N.T.S.)

LEGEND

O SET 5/8" REBAR WITH L.S. CAP
  STAMPED "J. BRANDT R.L.S. 5349"
• FOUND 5/8" REBAR WITH L.S. CAP
  STAMPED "J. BRANDT R.L.S. 5349"
• FOUND 5/8" REBAR WITH L.S. CAP
  STAMPED "PUR SDRILS 6702"
• FOUND MAG NAIL
O FOUND NAIL & WASHER

JOB NO. 20099
PAGE 1 OF 1
LOT T, BLOCK 1, RIGO'S ADDITION IN THE NE1/4 OF SECTION 9, T97N, R57W
OF THE 5TH P.M., HUTCHINSON COUNTY, SOUTH DAKOTA

US HIGHWAY 18

LOT S
(PREVIOUSLY PLATTED)

LOT T
2.22 Acres

NOTE:
LOT T IS TO BE TRANSFERRED TO THE
STATE OF SOUTH DAKOTA FOR USE AS A
MAINTENANCE YARD. ACCESS WILL BE
ACROSS LOT S, THE EXISTING
MAINTENANCE YARD.

LEGEND

• SET 5/8" REBAR WITH L.S. CAP
  STAMPED "J. BRANDT R.L.S. 5349"

□ FOUND IRON PIPE

LOCATION (N.T.S.)

Scale 1" = 100'

NOTE:
BASIS OF BEARING
BY GPS OBSERVATION

PREPARED BY:
BRANDT LAND SURVEYING
1202 WILLOWDALE ROAD
YANKTON, SD 57078
(605) 665-8455

JOB NO. 20099A PAGE 1 OF 2
PLAT OF LOT T, BLOCK 1, RIGO'S ADDITION IN THE NE1/4 OF SECTION 9, T97N, R57W
OF THE 5TH P.M., HUTCHINSON COUNTY, SOUTH DAKOTA

SURVEYOR'S CERTIFICATE

I, JOHN L. BRANDT, A REGISTERED LAND SURVEYOR UNDER THE LAWS OF
SOUTH DAKOTA, HAVE AT THE DIRECTION OF THE OWNER, MADE A SURVEY
AND PLAT OF LOT T, BLOCK 1, RIGO'S ADDITION IN THE NE1/4 OF
SECTION 9, T97N, R57W OF THE 5TH P.M., HUTCHINSON COUNTY, SOUTH
DAKOTA

I HAVE SET IRON REBAR AS SHOWN AND SAID SURVEY AND PLAT ARE
TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED THIS 5TH DAY OF MAY, 2020.

JOHN L. BRANDT
REG. NO. 5349

OWNERS' CERTIFICATE

WE, JAMES J. METTLER AND MARY C. METTLER, DO HEREBY CERTIFY THAT
WE ARE THE OWNERS OF THE ABOVE DESCRIBED REAL PROPERTY AND
THAT THE ABOVE SURVEY AND PLAT WAS MADE AT OUR REQUEST AND
UNDER OUR DIRECTION FOR THE PURPOSE OF PLATING, MARKING AND
TRANSFER. WE ALSO CERTIFY THAT THE DEVELOPMENT OF THIS LAND
SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION AND
EROSION AND SEDIMENT CONTROL REGULATIONS.

DATED THIS _____ DAY OF _______ , 20____

JAMES J. METTLER MARY C. METTLER

STATE OF _______________
COUNTY OF _______________

ON THIS _______ DAY OF _______ , 2019, BEFORE ME, THE
UNDERSIGNED OFFICER, PERSONALLY APPEARED JAMES J. METTLER AND
MARY C. METTLER, KNOWN TO ME TO BE THE PERSONS WHOSE NAMES
ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND WHO ACKNOWLEDGED TO
ME THAT THEY EXECUTED THE SAME FOR PURPOSES THEREIN CONTAINED.

MY COMMISSION EXPIRES ____________________________
NOTARY PUBLIC

ZONING ADMINISTRATOR'S CERTIFICATE

THE UNDERSIGNED, COUNTY ZONING ADMINISTRATOR OF HUTCHINSON
COUNTY, SOUTH DAKOTA, HEREBY CERTIFIES THAT THIS PLAT HAS BEEN
REVISED BY ME OR MY AUTHORIZED AGENT AND HAS BEEN APPROVED.

ZONING ADMINISTRATOR

COUNTRY AUDITOR CERTIFICATE

I, THE UNDERSIGNED, COUNTY AUDITOR OF HUTCHINSON COUNTY, SOUTH
DAKOTA, HEREBY CERTIFIES THAT THE ABOVE CERTIFICATE OF APPROVAL IS
TRUE AND CORRECT, INCLUDING THE SIGNATURE THEREON.

COUNTY AUDITOR
Exhibit B

PLAT OF LOT H3 OF OUTLOT F, LOT H1
OF LOT AB, LOT H2 OF LOT AB & LOT H3 OF LOT AB

In all of that part of Outlot F that lies southeasterly of a line drawn parallel and distant 100 feet southerly from the center line of the Railroad of the Chicago and Nort Western Railway Company to Pierre, less Government land, and in Lot AB in said Outlot F to Pierre,

PIERRE, HUGHES COUNTY, SOUTH DAKOTA

<table>
<thead>
<tr>
<th>Legend</th>
</tr>
</thead>
<tbody>
<tr>
<td>Existing right of way</td>
</tr>
<tr>
<td>= found corner</td>
</tr>
<tr>
<td>x = found corner (not used)</td>
</tr>
<tr>
<td>_ = set corner</td>
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</tbody>
</table>

All monuments will be set upon project completion.

Pierre

Pedco Lot 2

Lot A

LOT H1 - Lot AB containing 0.17 ac

7422 sq ft, more or less.

LOT H2 - Lot AB containing 0.01 ac

354 sq ft, more or less.

LOT H3 - Lot AB containing 42 sq ft, more or less.

SEE INSET B

LOT H4 - OUTLOT F containing 0.66 ac

2096 sq ft, more or less.

OUTLOT F

NOT TO SCALE

MISSOURI RIVER
(LAKE SHARPE)

Note: The coordinates, distances and areas shown on this plat were taken on 2012 South Dakota 3rd Order Base Survey.

Revised Date 07/15/2010

Drawn By: Jeremy Emehamer
Date: 12/16/2018

Checked By: Linda Byrum
Date: 5-1-12/2019

OFFICE OF REGISTER OF DEEDS

State of South Dakota

County of ________ as

Filed for record the ________ day of ________ , a.D. 20__ at _______ M., and recorded in Book of Plats on Page ________ therein.

Register of Deeds

by

Deputy 03WN

SURVEYOR'S CERTIFICATE

Registered Land Surveyor, in and for the State of South Dakota, do hereby certify that the above plat is herein described as herein.

Department of Transportation the period of land as shown on this plat has been surveyed at my directions and under my control, and such period of land shall be hereinafter known by the lot number designated herein. The location and dimensions of the parcels are shown on this plat.

In witness whereof, I have set my hand and seal the ______ day of ________, a.D. 20__

Registered Land Surveyor
Registration No. ___________
Exhibit F

PLAT OF LOT PE 1

in Lot 41 in Outlot F to Pierre in Government Lot 3 of Section 32 -
Township 111 North - Range 79 West of the 5th P.M.
PIERRE, HUGHES COUNTY, SOUTH DAKOTA

Showing a permanent easement to be acquired for drainage
for construction of Project NHEP 03141041227

Scale: 1 inch = 50 feet

Lot PE1
containing 0.05 acres
2005 sq ft
more or less.

PIERRE

SURVEYOR'S CERTIFICATE

Registered Land Surveyor, I and for the State of South Dakota, do hereby certify that the herein described land has been surveyed to my knowledge and under my control, and each parcel of land shall be hereafter known by the lot number designated herein. The location and dimensions of the parcel are shown on this plat.

In witness whereof, I have set my hand and seal this day of A.D., 20

[Signature]
Registered Land Surveyor
Registration No.

OFFICE OF REGISTER OF DEEDS

State of South Dakota
County of
Filed for record the day of A.D., 20 by the Register of Deeds of Plaintiffs, on Page

[Signature]
Register of Deeds
by

03WN

O3WN-4A
Plat of LOT AB-1
a subdivision of Lot H-1
in the NE1/4NE1/4 of Section 33,
Township 110 North, Range 76 West of the 5th P.M.
HUGHES COUNTY, SOUTH DAKOTA

Showing a parcel of
Highway Right of Way to be abandoned.

SURVEYOR'S CERTIFICATE

I, Robert J. Thielen, Registered Land Surveyor No. 4424 in the State of South Dakota, certify that at the request and under the direction of the South Dakota Transportation Commission, I have surveyed the within plat, that the location and dimensions as shown hereon are correct to the best of my knowledge and belief and such tract shall be hereafter known by the lot designation as shown hereon.

IN WITNESS WHEREOF, I have set my hand and seal this 14th day of April, 2002.

ROBERT J. THIELEN
REGISTERED LAND SURVEYOR

STATE OF SOUTH DAKOTA
COUNTY OF HUGHES

OFFICE OF REGISTER OF DEEDS

Filed for record this ______ day of ______________, 2020, in Book _____, page ____, at _____ o.m./p.m.

Register of Deeds _____ by _____ deputy _____
