July 16, 2020

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

RE: July 23, 2020 Transportation Commission Agenda

Dear Mr. Behm:

The following items are recommended for Commission consideration:

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

   Lot B in Lot A of Lot 24; 23; 22; 21; and the South 1/2 of Lot 20 in Block 121 of the Original Town of Sisseton, Roberts County, South Dakota. Said Lot B contains 2650 sq. ft. or 0.06 acre.

   Lot A in Lot H1 in Block 122 of the Original Town of Sisseton, Roberts County, South Dakota. Said Lot A contains 3527 sq. ft. or 0.08 acre.

   Lot A in existing Right-of-Way acquired for Curve in Block 128 of the Original Town of Sisseton, Roberts County, South Dakota. Said Lot A contains 4256 sq. ft. or 0.10 acre.

   Lot A in a portion of South Dakota Highway 10 Right-of-Way located in the SW1/4 of Section 27 - Township 126 North - Range 51 West of the 5th P.M., Roberts County, South Dakota. Said Lot A contains 1097 sq. ft. or 0.03 acre.

The above abandonment lots are located along Hwy 10 in Sisseton.

DOT project P 0010(91)358, PCN 028U has been completed and the above property is no longer needed for highway purposes. Abandonment is recommended by DOT Watertown Area. (See attachments).
2. Abandonment – Aurora County

This resolution will abandon the temporary easements on Aurora County Project P 0281(39)48, PCN 3112.

3. Abandonment – Jackson County

This resolution will abandon the temporary easements on Jackson County Project IM-FP 0903(104)153, PCN 03 W6.

4. Condemnation – Project PH 0052(05)315, PCN 04HK, Bon Homme County

Request Transportation Commission resolution determining that the taking and damaging of real property interests in and to the following property is necessary for a public purpose and authorizing condemnation:

Parcels 11, 12, and 13 – Terry R. and Lisa R. Balvin; Mortgage – Metropolitan Life Insurance Company

To date, the Department of Transportation has been unable to acquire the real property interests through negotiations for the project PH 0052(05)315, Bon Homme County, PCN 04HK, SD52 from SD37 to SD50, Structure #05-164-180, 05-214-180, 05-248-180 Grading, Interim Surfacing, Replace Structures Reinforced Concrete Box Culverts (RCBC), Extend RCBC. (See Attachments)

Sincerely,

Joel W. Gengler,
Program Manager
PLAT OF LOT B

in Lot A of Lot 24, 23, 22, 21; and the South 1/2 of Lot 20 in Block 121 of the Original Town of Sisseton

ROBERTS COUNTY, SOUTH DAKOTA

Showing a parcel of land to be surveyed.

Scale: 1 inch = 40 feet

LEGEND

1 = excising, right of way
0 = found corner
* = found corner (not used)
O = set corner

All monuments will be set upon project completion

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<td>151.80</td>
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SISSETON

Lot 20

Property Line

Lot 21

Lot 22

Lot 23

Lot 24

Hickory Street

Section 26

Section 33

Present SD Hwy. 10

S 83° 57' 06" W

32.00'

Lot B containing 0.06 ac
2650 sq ft
more or less

SURVEYOR'S CERTIFICATE

1. JONATHAN J. NELSON, Registered Land Surveyor, here by certify that as ordered by the South Dakota Department of Transportation the parcel of land as shown on this plat has been surveyed by me and under my control, and such 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.

2. In witness whereof, I have set my hand and seal this 10th day of October, A.D. 2019.

JONATHAN J. NELSON
Registered Land Surveyor
Registration No.

OFFICE OF REGISTER OF DEEDS

State of South Dakota

County of

Filed for record the day of A.D. 2019, at 12:00 M., and recorded in Books of Plat on Page

Register of Deeds by

Deputy

028U
PLAT OF LOT A

in existing Right-of-Way acquired for Curve in Block 128 of the Original Town of Sisseton

ROBERTS COUNTY, SOUTH DAKOTA

Showing a parcel of land to be abandoned

Scale: 1 inch = 40 feet

LEGEND

= existing right of way
= found corner
= set corner

All monumentation will be set upon project completion

Lot A containing 6.19 ac.
4256 sq. ft.
more or less

 militias

Note: The coordinates, bearings, distances and areas shown on this plat are based on the South Dakota State Plane Coordinate System Grid North - NAD 1983.
Orthoc. 1:24,000  S.F. = 0.999954709

surveyor’s certificate

I, JONATHAN J. NELSON, Registered Land Surveyor, in and for the State of South Dakota, do hereby certify that as ordered by the South Dakota Department of Transportation the parcel of land described on this plat has been surveyed at my direction and under my control, and such parcel of land shall be hereinafter known by the lot number designated herein. The location and dimensions of the parcel are shown on this plat.

I have seen the plat and seal this 10th day of October, A.D. 2018.

JONATHAN J. NELSON
Registered Land Surveyor
Registration No. 598

office of register of deeds

State of South Dakota
County of
Filed for record the day of A.D., 20, M., and recorded in Books of Plat on Page therein.
Register of Deeds by Deputy

028U
Proposed Right of Way Abandonment

Legend

- Proposed Abandonment
Proposed Right of Way Abandonment

Legend

- Proposed Abandonment
Proposed Right of Way Abandonment

Legend

- Proposed Abandonment
Proposed Right of Way Abandonment

Legend

- Proposed Abandonment
Proposed Right of Way Abandonment

Legend

Proposed Abandonment
Attachment A

Sec. 31 - T94N - R59W

102+12 R
Install 15'-80' CMP
& 2 Safety Ends

115+41 R&Bk
Install 24'-46' CMP
& 2 Safety Ends

114+77-38' R
Take Out 18'-50' CMP
& 2 End Sections and
Salvage to Landowner
(Incidental Work, Grading)

115+40-38' R
Take Out 24'-62' CMP
& 2 End Sections
(Incidental Work, Grading)

115+41-51' R [56 ac]
Install 30'-52' CMP
& 2 Safety Ends

Parcel 11

Terry Balvin & Lisa Balvin
Parcel 11
E 1/2 NE 1/4 of Section 6 - Township 93 North - Range 59 West of the 5th P.M.
PLAT OF LOT H1
in the E1/2 NE1/4 of Section 6 - Township 93 North - Range 59 West of the 5th P.M.
BON HOMME COUNTY, SOUTH DAKOTA

Showing a parcel of land to be acquired for highway purposes for construction of Project PH 0052(05)315
Scale: 1 inch = 300 feet

LEGEND
☑ = existing right of way
● = found corner
☑ = found corner (not used)
☐ = set corner
All monumentation will be set upon project completion

Note: The coordinates, distances and areas shown on this plat are based on the South Dakota State Plane coordinate System - Geoid 12A SF = 0.9999173631

SURVEYOR’S CERTIFICATE

I, Travis J. Kropuenske, Registered Land Surveyor, in and for the State of South Dakota, do hereby certify that as ordered by the South Dakota Department of Transportation the parcel of land as shown on this plat has been surveyed at my direction and under my control, and such 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 ________, 20____, A.D., 20____.

Travis J. Kropuenske
Registered Land Surveyor
Registration No. 6841

OFFICE OF REGISTER OF DEEDS

04HK

State of South Dakota
County of ____________

Filed for record the _______ day of ________, A.D., 20____, at __________ M., and recorded in Books of Plats ____________ on Page ____________
in the Register of Deeds of the State of South Dakota.

Register of Deeds by Deputy

102p
Section 31 - T94N - R59W

Section 6 - T93N - R59W

Parcel 11
80+00 to 115+00
Temporary Easement containing
0.8 ac., more or less

Parcel 11
SE 1/4

Terry Balvin and Lisa Balvin

E1/2 NE1/4 of Section 6 - Township 93 North - Range 59 West of the 5th P.M.

0.76 ac., R.O.W. Taking
(33054 sq ft) more or less

State of North Dakota
PH 0052(05)315

Plotting Date: 6/25/2020
Flown Data: FSA 2016
Photo Not to Scale
Attachment A

Parcel 12
1 Square Acre in the southeast corner in the SW1/4 of Section 32 - Township 94 North - Range 59 West of the 5th P.M.

Parcel 13
SW1/4 in Section 32 - Township 94 North - Range 59 West of the 5th P.M., except 1 acre in the southwest corner thereof

Parcel 12 & 13
SW1/4 in Section 32 - Township 94 North - Range 59 West of the 5th P.M., except 1 acre in the southeast corner thereof

Property Line

Do Not Disturb Trees
Inside Temporary Easement
117+50.82 to 126+00.00 L
Temporary Easement containing 0.4 ac., more or less

Table:

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PLAT OF LOT H1

in 1 Square Acre in the southwest corner of the
SW1/4 of Section 32 - Township 94 North - Range 59 West of the 5th P.M.

BON HOMME COUNTY, SOUTH DAKOTA

Showing a parcel of land to be acquired for highway purposes
for construction of Project PH 0052(05)315

Legend:
- existing right of way
- found corner
- found corner (not used)
- set corner

All monumentation will be set upon project completion.

LEGEND

Lot H1 containing 0.06 ac
2460 sq ft,
more or less

Existing R.O.W.
containing 0.42 ac
18292 sq ft,
more or less

Note: The coordinates, distances and areas shown on this plat are based on the South Dakota State Plane coordinate System - South Zone NAD 83 (2011) epoch 2010.00.
Geod. 12A BF = 0.9999173631

SURVEYOR'S CERTIFICATE

I, Travis J. Kropuenske, Registered Land Surveyor, in and for the State of South Dakota, do hereby certify that as ordered by the South Dakota Department of Transportation, the parcel of land as shown on this plat has been surveyed at my direction and under my control, and such 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., .

Registration No. 6841

TRAVERS KROPUEK

OFFICE OF REGISTER OF DEEDS

State of South Dakota
County of

Filed for record the , A.D., at M., and recorded in Books of Plats on Page therein.

Register of Deeds by Deputy
Section 32 - T94N - R59W

Parcel 12
0.06 ac., more or less
Temporary Easement containing 115+91.81 to 117+50.76 L

Parcel 13
1.26 ac., more or less
Temporary Easement containing 130+00.00 to 141+84.68 L

Section 5 - T93N - R59W

Parcel 12
0.1 ac., more or less
Temporary Easement containing 115+91.81 to 117+50.76 L

Parcel 13
0.4 ac., more or less
Temporary Easement containing 117+50.62 to 126+00.00 L