

Department of Transportation

Division of Planning/Engineering

Right of Way Program

700 E Broadway Avenue

Pierre, South Dakota 57501-2586

605/773-3746 FAX: 605/773-5867

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 03W6.

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 A

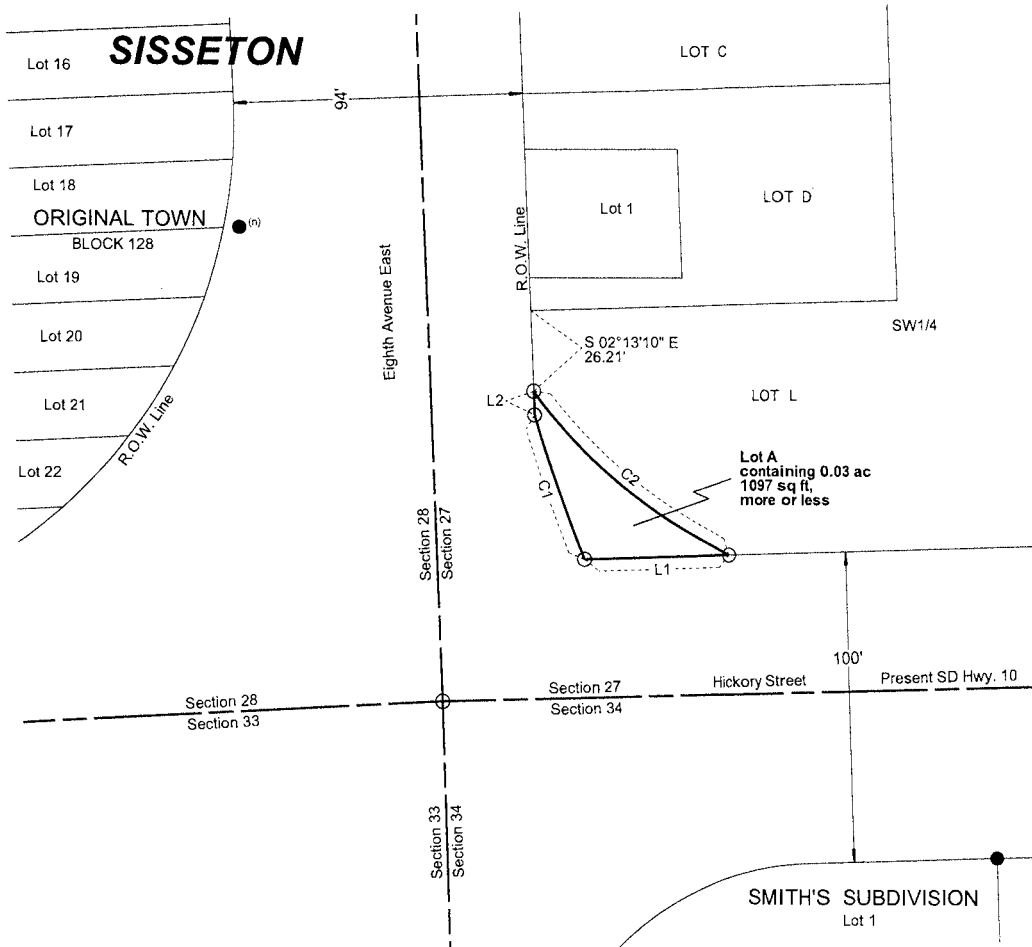
in a portion of South Dakota Highway 10 Right-of-Way located in the SW1/4 of Section 27 - Township 126 North - Range 51 West of the 5th P.M.

ROBERTS COUNTY, SOUTH DAKOTA
Showing a parcel of land to be abandoned

Scale: 1 inch = 40 feet

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

	Bearing	Length	Chord	Radius
L1	S 88° 15' 15" W	48.27		
C1	N 19° 11' 13" W	49.59	49.57	581.33R
L2	N 02° 13' 10" W	7.70		
C2	S 50° 42' 51" E	84.71	83.78	164.56L



Note: The coordinates, bearings, distances and areas shown on this plat are based on the South Dakota State Plane Coordinate System: Grid North - North Zone NAD 83/11 epoch 2010.00 Geoid 12A SF = 0.99994109

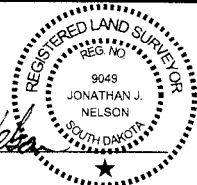
Drawn By Crystal L. Stonesifer Date 08/06/2018
Checked By Jon Nelson Date 09/13/2018

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 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 10th day of October, A.D., 20 18

Jonathan J. Nelson
Registered Land Surveyor
Registration No. 9048



OFFICE OF REGISTER OF DEEDS

State of South Dakota

County of _____ ss

Filed for record the _____ day of _____, A.D., 20____, at _____ M., and recorded in Books of Plats _____ on Page _____ therein.

028U

Register of Deeds

by

Deputy

aban3

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

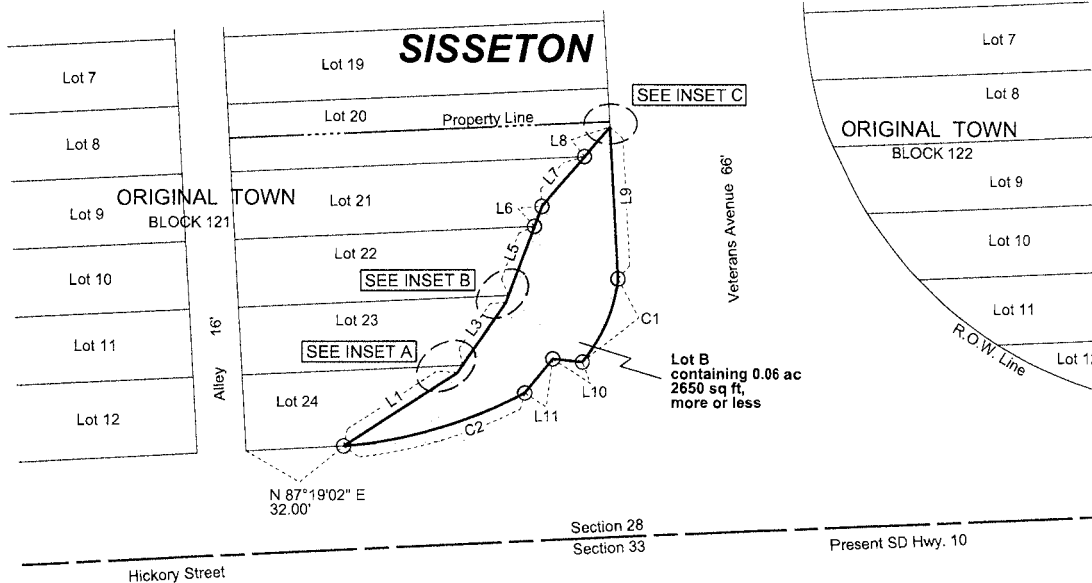
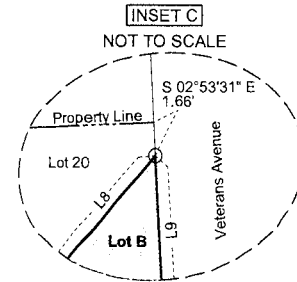
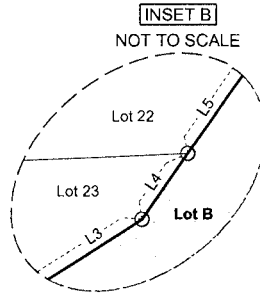
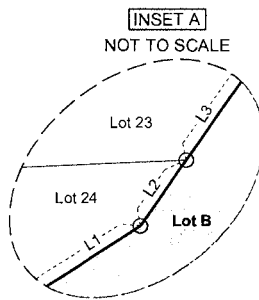
Showing a parcel of land to be abandoned

Scale: 1 inch = 40 feet

LEGEND

 (m) = found corner (not used)
 ○ = set corner
 All monumentation will be set upon project completion

	Bearing	Length	Chord	Radius
L1	N 57° 15' 02" E	43.90		
L2	N 35° 01' 02" E	2.94		
L3	N 35° 01' 02" E	24.86		
L4	N 20° 56' 08" E	2.33		
L5	N 20° 56' 08" E	23.83		
L6	N 20° 56' 08" E	6.94		
L7	N 40° 46' 14" E	21.27		
L8	N 40° 46' 14" E	12.73		
L9	S 02° 53' 31" E	49.21		
C1	S 23° 29' 28" W	29.72	29.29	50.33R
L10	N 83° 57' 05" W	9.61		
L11	S 39° 52' 09" W	14.36		
C2	S 73° 45' 57" W	61.82	61.40	151.80R



Note: The coordinates, bearings, distances and areas shown on this plat are based on the South Dakota State Plane Coordinate System Grid North - North Zone NAD 83/11, epoch 2010.00 Geoid 12A SF = 0.99994109

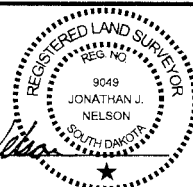
Drawn By Crystal L. Stonesifer Date 08/06/2018
 Checked By Jon Nelson Date 09/13/2018

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In witness whereof, I have set my hand and seal this 10th day of October, A.D., 20 18.

Jonathan J. Nelson
 Registered Land Surveyor
 Registration No. 9049



OFFICE OF REGISTER OF DEEDS

State of South Dakota

County of _____ ss

Filed for record the _____ day of _____, A.D., 20 _____, at _____ M., and recorded in Books of Plats _____ on Page _____ therein.

028U

Register of Deeds

by

Deputy

aban

PLAT OF LOT A

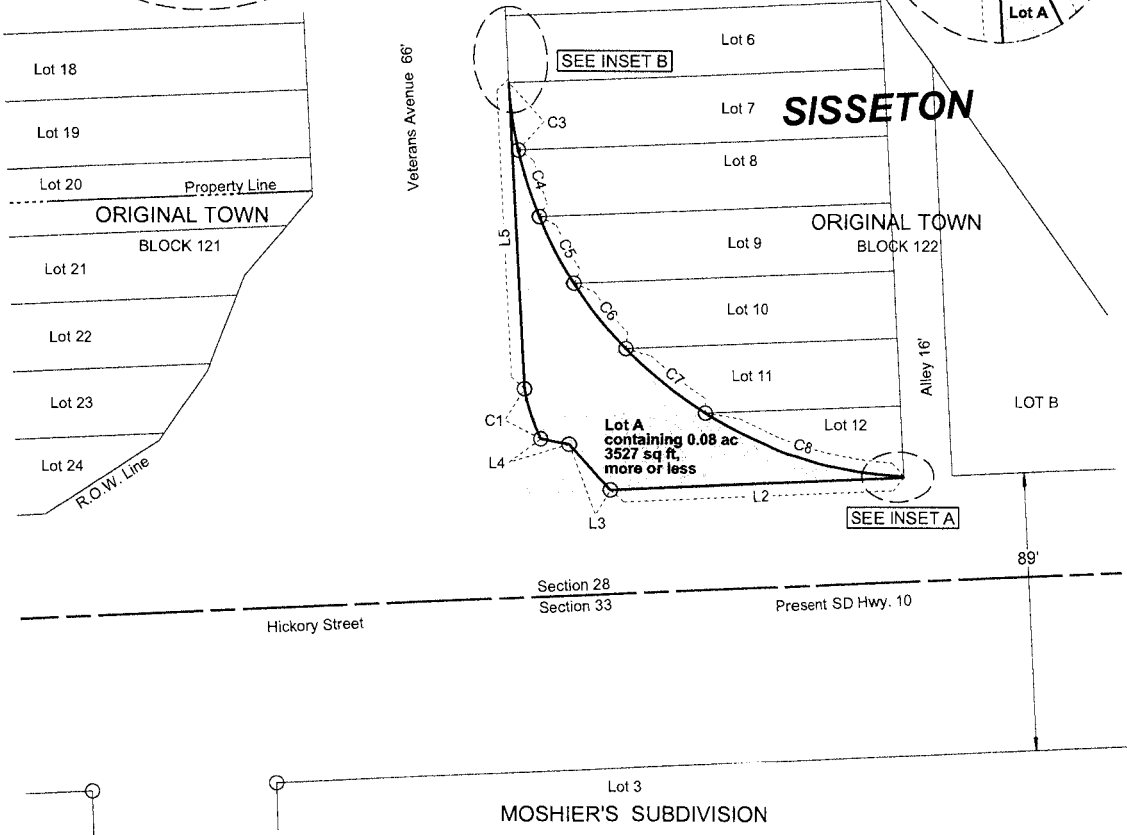
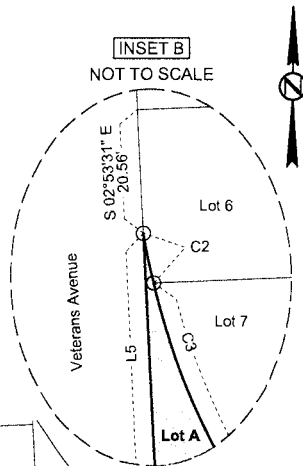
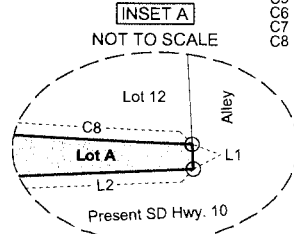
in Lot H1 in Block 122 of the Original Town of Sisseton

ROBERTS COUNTY, SOUTH DAKOTA
Showing a parcel of land to be abandoned

Scale: 1 inch = 40 feet

- LEGEND**
- ▨ = existing right of way
 - = found corner
 - = found corner (not used)
 - = set corner
- All monumentation will be set upon project completion

	Bearing	Length	Chord	Radius
L1	S 02° 53' 31" E	0.45		
L2	S 87° 29' 07" W	97.42		
L3	N 42° 22' 43" W	19.86		
L4	N 79° 14' 24" W	9.37		
C1	N 18° 07' 54" W	17.10	17.04	60.33R
L5	S 02° 53' 31" E	100.82		
C2	S 03° 10' 31" E	1.34	1.34	135.52L
C3	S 08° 07' 02" E	22.04	22.01	135.52L
C4	S 17° 34' 48" E	22.04	22.70	135.52L
C5	S 27° 30' 26" E	24.73	24.20	135.52L
C6	S 38° 21' 55" E	27.13	27.09	135.52L
C7	S 51° 09' 58" E	33.42	33.34	135.52L
C8	S 73° 02' 43" E	70.07	69.30	135.52L



Note: The coordinates, bearings, distances and areas shown on this plat are based on the South Dakota State Plane Coordinate System Grid North - North Zone NAD 83/11 epoch 2010.00 Geoid 12A SF = 0.99994109

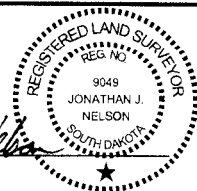
Drawn By Crystal L. Stonesifer Date 08/02/2018
Checked By Jon Nelson Date 08/03/2018

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 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 10th day of October, A.D., 20 18.

Jonathan J. Nelson
Registered Land Surveyor
Registration No. 9049



OFFICE OF REGISTER OF DEEDS

State of South Dakota
County of _____ ss
Filed for record the _____ day of _____, A.D., 20 _____, at _____ M., and recorded in Books of Plats _____ on Page _____ therein.

Register of Deeds by _____ Deputy

028U

aban1

PLAT OF LOT A

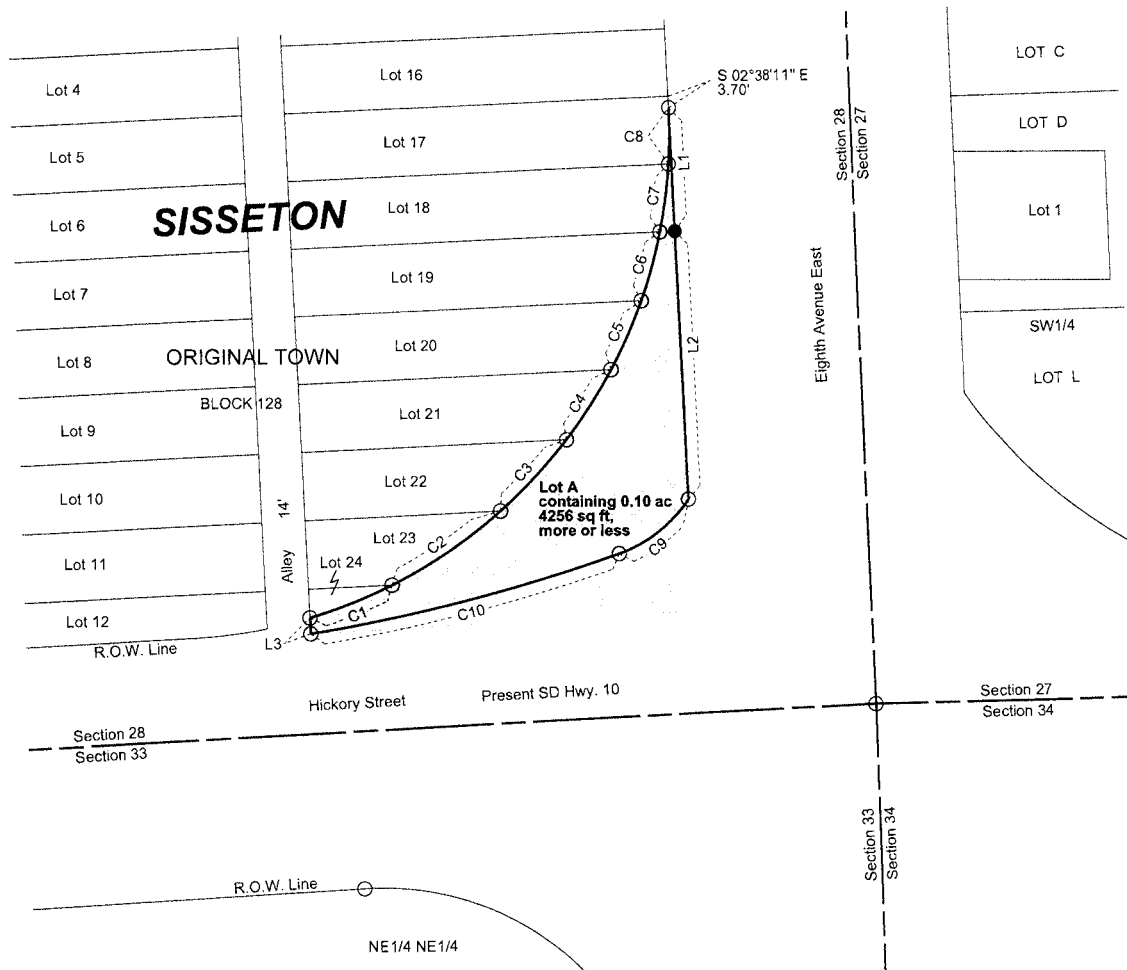
in existing Right-of-Way acquired for Curve in Block 128 of the Original Town of Sisseton

ROBERTS COUNTY, SOUTH DAKOTA
Showing a parcel of land to be abandoned

Scale: 1 inch = 40 feet

- LEGEND**
- ▣ = existing right of way
● = found corner
○ = found corner (not used)
○ = set corner
All monumentation will be set upon project completion

	Bearing	Length	Chord	Radius
C1	N 68° 32' 02" E	28.72	28.68	164.57L
C2	N 56° 06' 43" E	42.64	42.52	164.57L
C3	N 43° 10' 30" E	31.68	31.63	164.57L
C4	N 32° 56' 14" E	27.13	27.10	164.57L
C5	N 23° 55' 17" E	24.66	24.64	164.57L
C6	N 15° 35' 09" E	23.22	23.20	164.57L
C7	N 07° 38' 52" E	22.38	22.36	164.57L
C8	N 00° 33' 29" E	18.35	18.34	164.57L
L1	S 02° 38' 11" E	40.32		
L2	S 02° 38' 11" E	29.25		
C9	S 52° 27' 04" W	28.76	28.76	46.33R
C10	S 75° 46' 59" W	103.91	103.76	567.33R
L3	N 02° 34' 32" W	5.10		



Note: The coordinates, bearings, distances and areas shown on this plat are based on the South Dakota State Plane Coordinate System Grid North - North Zone NAD 83/11, epoch 2010.00 Geoid 12A SF = 0.99994109

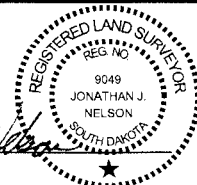
Drawn By Crystal L. Stonesifer Date 08/06/2018
Checked By Jon Nelson Date 09/13/2018

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In witness whereof, I have set my hand and seal this 10th day of October, A.D., 20 18.

Jonathan J. Nelson
Registered Land Surveyor
Registration No. 9049



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State of South Dakota

County of _____ ss

Filed for record the _____ day of _____, A.D., 20 _____, at _____ M., and recorded in Books of Plats _____ on Page _____ therein.

028U

Register of Deeds

by


Deputy

aban2

Proposed Right of Way Abandonment




Legend

 Proposed Abandonment

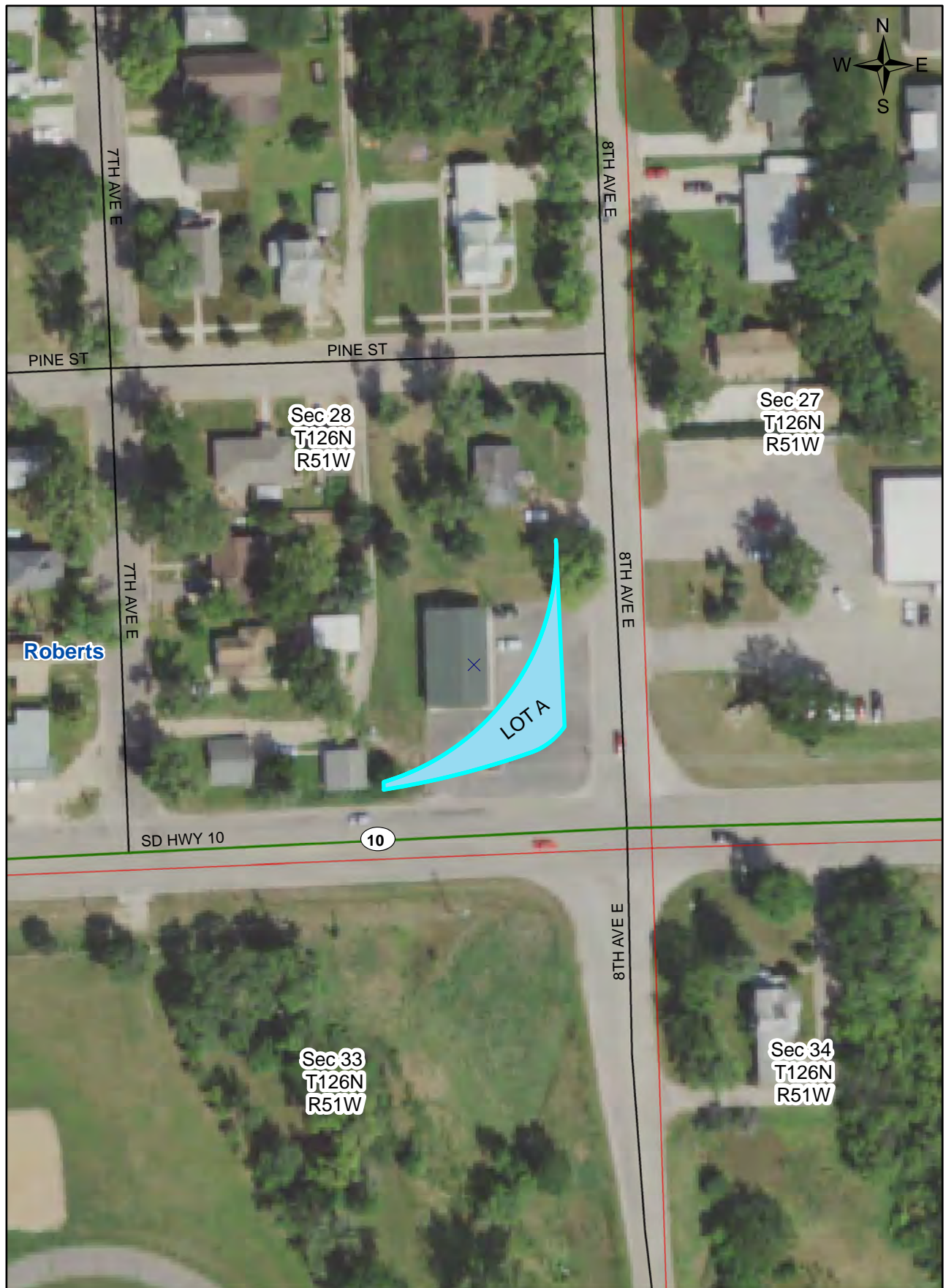
Proposed Right of Way Abandonment




Legend

 Proposed Abandonment

Proposed Right of Way Abandonment




Legend

 Proposed Abandonment

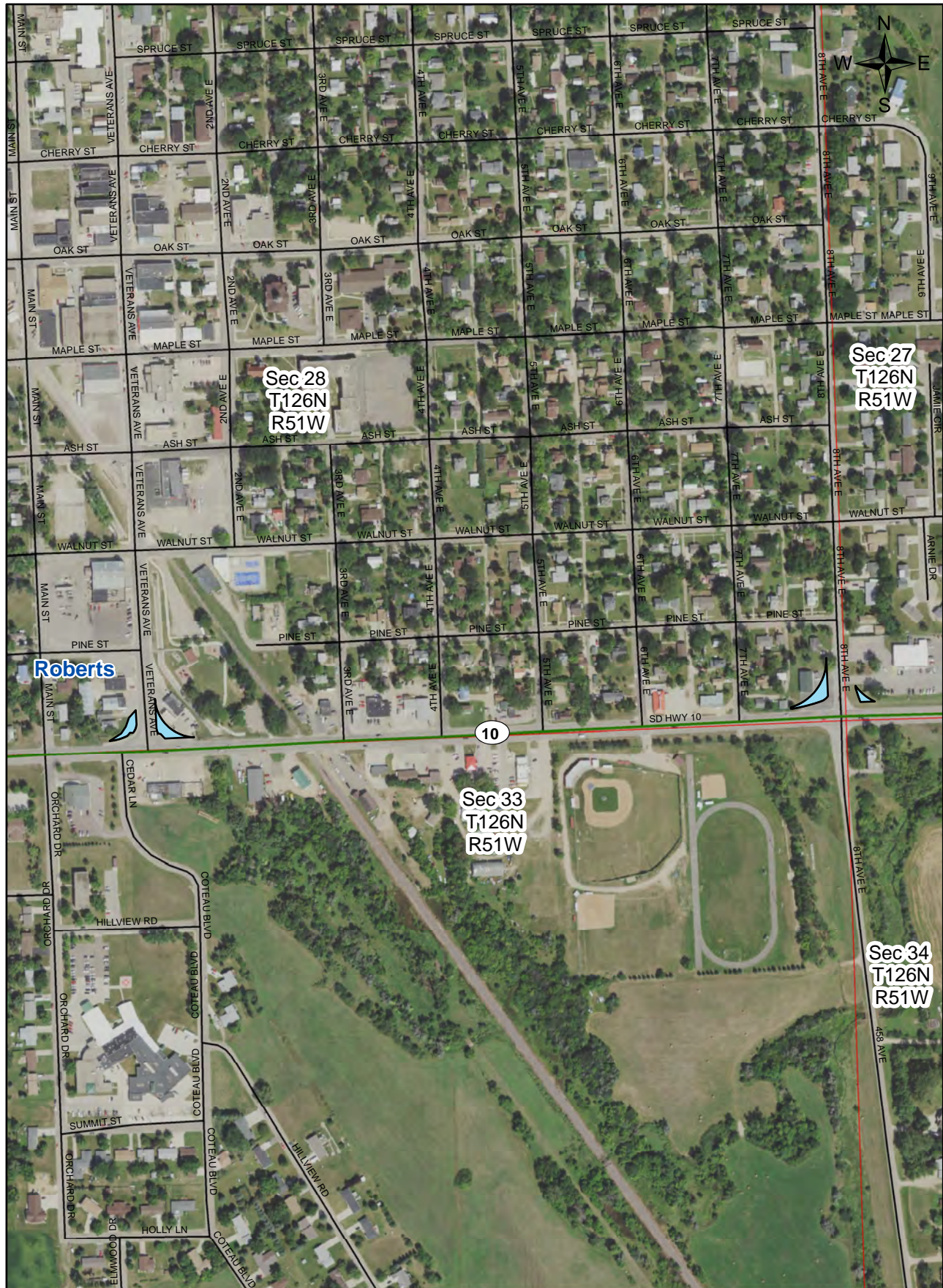
Proposed Right of Way Abandonment




Legend

 Proposed Abandonment

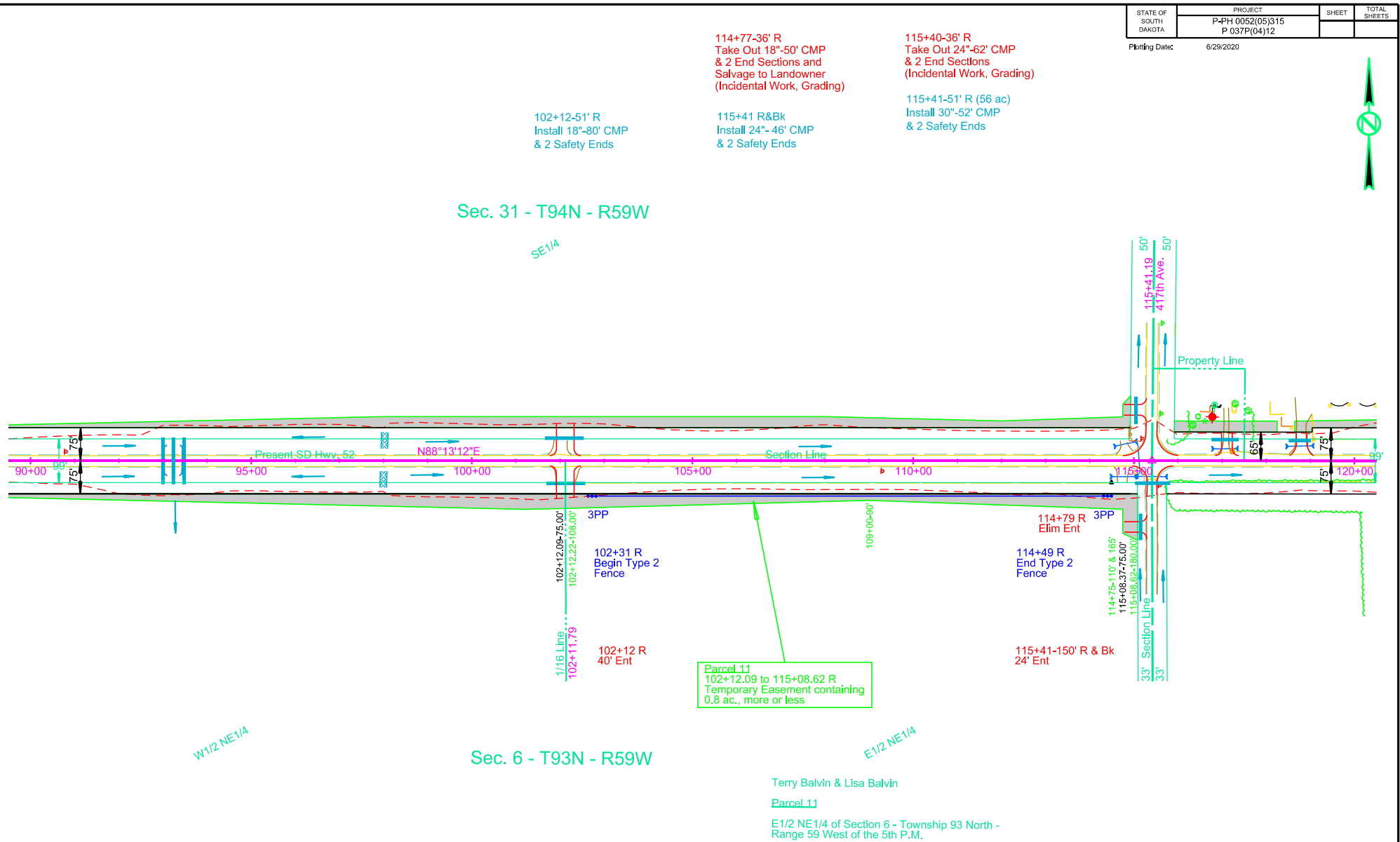
Proposed Right of Way Abandonment



Legend

 Proposed Abandonment

Attachment A



Parcel 11

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
[hatched box] = existing right of way
● = found corner
(n) ● = found corner (not used)
○ = set corner
All monumentation will be set upon project completion

NE Cor.
6-93-59
219506.239
2633061.196

Existing R.O.W.
containing 1.53 ac
66644 sq ft,
more or less



50' Section Line 50' Section Line 33' 33'

Lot H1
containing 0.76 ac
33054 sq ft,
more or less

E1/2 NE1/4

SE1/4

1/16 Line

Line No.	Bearing	Length	Chord	Radius
L1	S 01°54'57" E	25.50		
L2	S 88°13'12" W	1296.28		
L3	N 02°00'35" W	25.50		
L4	N 88°13'12" E	1296.32		
L5	N 88°13'12" E	33.00		
L6	N 01°54'57" W	49.50		

Section Line

L4

L2

L3

Present SD Hwy. 52

W1/2 NE1/4

N 1/4 Cor.
6-93-59
219423.707
2630405.264

1/4 Line

1/4 Line

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 Geoid 12A SF = 0.9999173631

Document Prepared by :
Johnson Engineering Co.
1800 Broadway Ave.
Yankton, SD 57078
605 665-5571

Drawn By TJK Date 03-05-2018
Checked By LAJ Date 03-2018

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., 20.

Registered Land Surveyor
Registration No. 6841



OFFICE OF REGISTER OF DEEDS

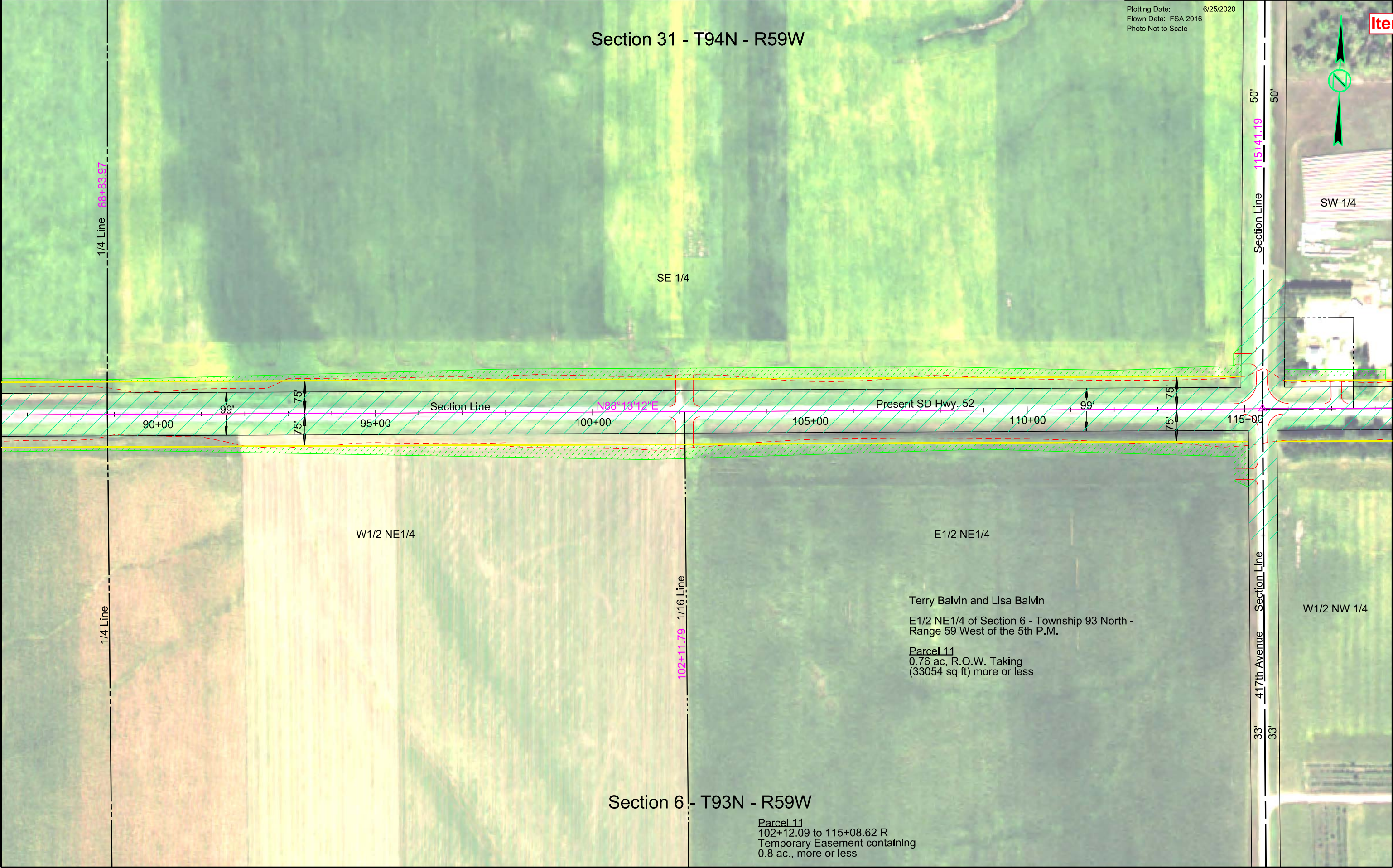
State of South Dakota

County of ss

Filed for record the day of , A.D., 20 , at M., and recorded in Books of Plats on Page
therein.

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

Item #4



Attachment A

STATE OF SOUTH DAKOTA	PROJECT P-PH 0052(05)315 P 037P(04)12	SHEET	TOTAL SHEETS
Plotting Date:	6/29/2020		

117+07-27' L
Take Out 18"-50' CMP
& 2 End Sections
(Incidental Work, Grading)

117+11-48' L
Install 18"-54' CMP
& 2 Safety Ends

118+76-33' L
Take Out 15"-54' CMP
& 2 End Sections
(Incidental Work, Grading)

118+76-46' L
Install 18"-50' CMP
& 2 Safety Ends

127+23-36' L
Take Out 18"-42' CMP
& 2 End Sections
(Incidental Work, Grading)

125+42-47' L
Install 18"-64' CMP
& 2 Safety Ends

129+77-32' L
Take Out 18"-56' CMP
& 2 End Sections
(Incidental Work, Grading)

129+74-42' L
Install 18"-62' CMP
& 2 Safety Ends

133+33
Take Out 2-10"x8"x41' RCBC
& 2 End Sections
(Incidental Work, Structure)

133+33 (7.8 SqMi)
Alternate 1:
Install 2-10"x10"x134'-7 5/8" Box Culvert (C.I.P.)
Alternate 2:
Install 2-10"x10"x130'-0" Box Culvert (Precast)
(See Section E)

Terry R. Balvin & Lisa R. Balvin

Parcel 12

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

Sec. 32 - T94N - R59W

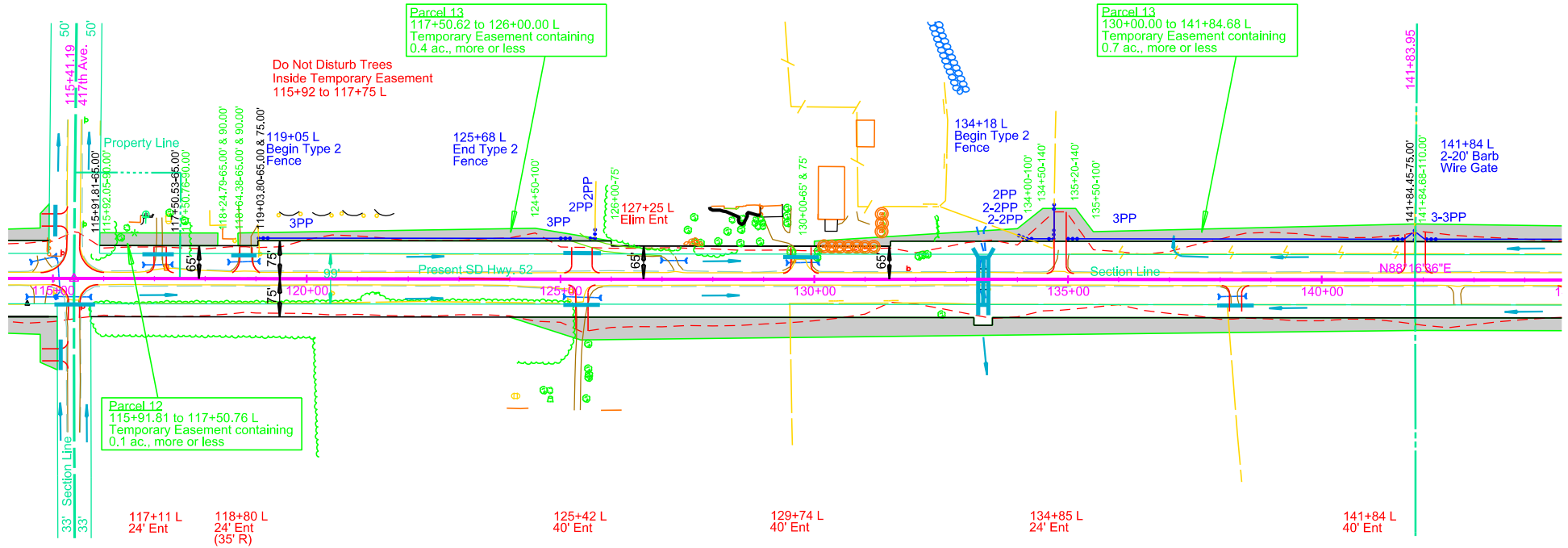
SW1/4

Terry R. Balvin & Lisa R. Balvin

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

Refurbish Single Mailbox
at the following location:
117+23 L



Sec. 5 - T93N - R59W

Attachment B

Parcel 12

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

Scale: 1 inch = 300 feet

LEGEND
[Symbol] = existing right of way
● = found corner
(n) ● = found corner (not used)
○ = set corner
All monumentation will be
set upon project completion

S1/4 Cor.
32-94-59
219585.711
2635702.761

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

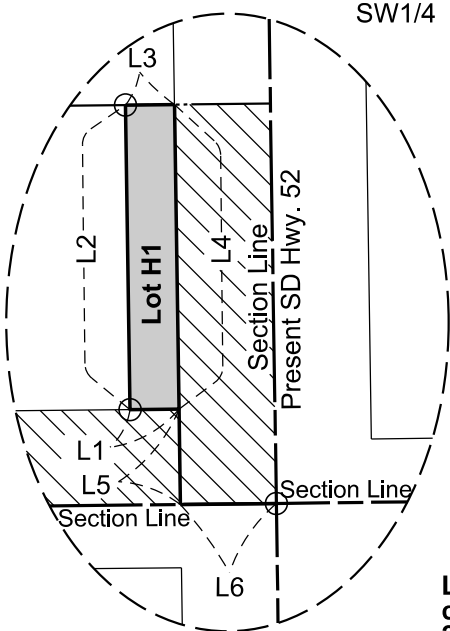


1/4 Line

1/4 Line

Line No.	Bearing	Length	Chord	Radius
L1	N 01°10'26" W	15.50		
L2	N 88°16'36" E	158.72		
L3	S 01°10'26" E	15.50		
L4	S 88°16'36" W	158.72		
L5	S 88°16'36" W	50.00		
L6	S 01°10'26" E	49.50		

NW1/4



INSET A
NOT TO SCALE

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

SW Cor.
32-94-59
219506.239
2633061.196

50' Section Line

Section Line 33'

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
Geoid 12A SF = 0.9999173631

SEE INSET A

Document Prepared by :
Johnson Engineering Co.
1800 Broadway Ave.
Yankton, SD 57078
605 665-5571

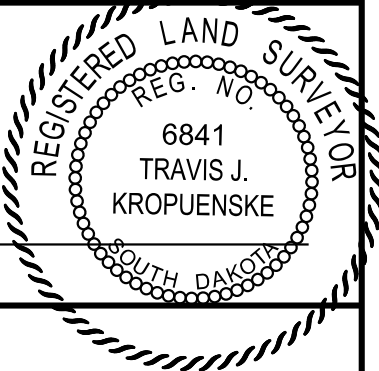
Drawn By TJK Date 03-05-2018
Checked By LAJ Date 03-2018

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

Registered Land Surveyor
Registration No. 6841



OFFICE OF REGISTER OF DEEDS

State of South Dakota

County of _____ ss

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_____ therein.

Register of Deeds

by

Deputy

Parcel 13

PLAT OF LOT H1

in 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

Scale: 1 inch = 300 feet

LEGEND
[hatched box] = existing right of way
● = found corner
(n) ● = found corner (not used)
○ = set corner
All monumentation will be set upon project completion

S 1/4 Cor.
32-94-59
219585.711
2635702.761

Existing R.O.W.
containing 2.77 ac
120482 sq ft,
more or less



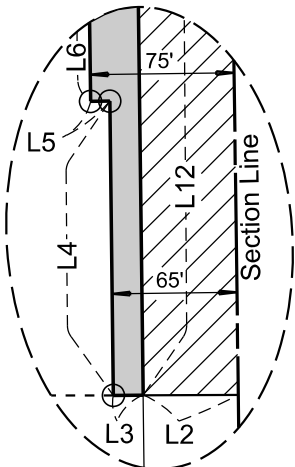
Lot H1
containing 1.26 ac
55032 sq ft,
more or less

SW1/4

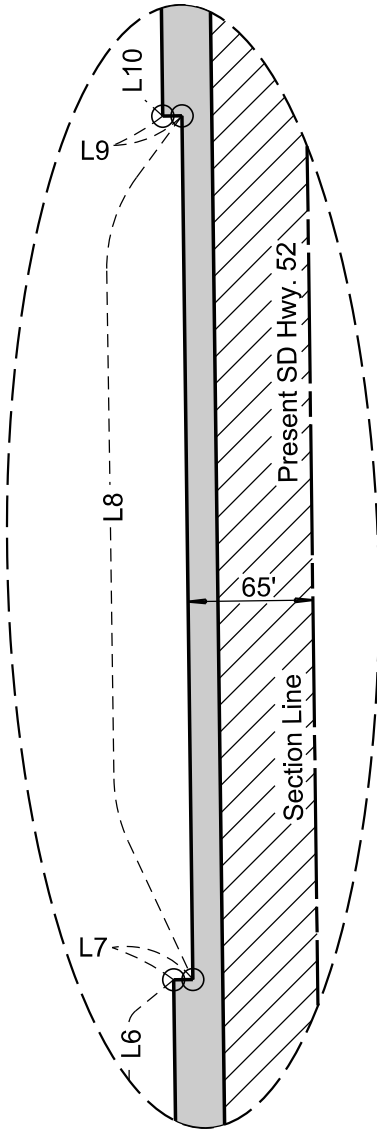
NW1/4

SEE INSET B

SEE INSET A

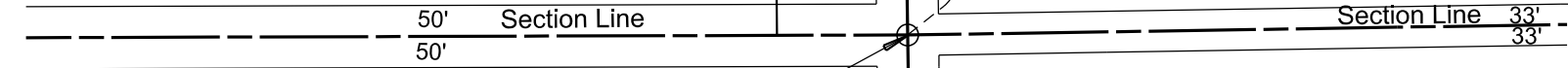


INSET A
NOT TO SCALE



INSET B
NOT TO SCALE

Line No.	Bearing	Length	Chord	Radius
L1	N 88°16'36" E	208.71		
L2	N 01°10'26" W	49.50		
L3	N 01°10'26" W	15.50		
L4	N 88°16'36" E	153.27		
L5	N 01°43'24" W	10.00		
L6	N 88°16'36" E	696.20		
L7	S 01°43'24" E	10.00		
L8	N 88°16'36" E	550.00		
L9	N 01°43'24" W	10.00		
L10	N 88°16'36" E	1034.45		
L11	S 01°20'29" E	25.50		
L12	S 88°16'36" W	2433.90		



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 Geoid 12A SF = 0.9999173631

SW Cor.
32-94-59
219506.239
2633061.196

Rev. 10-9-2019 tjk

Drawn By TJK Date 03-05-2018
Checked By LAJ Date 03-2018

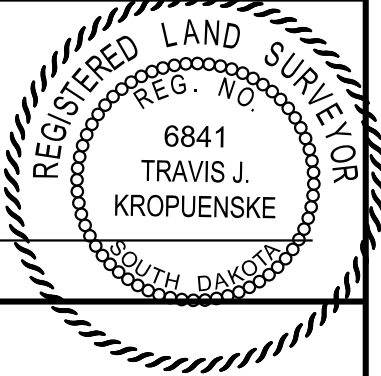
Document Prepared by :
Johnson Engineering Co.
1800 Broadway Ave.
Yankton, SD 57078
605 665-5571

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., 20 ____.

Registered Land Surveyor
Registration No. 6841



OFFICE OF REGISTER OF DEEDS

State of South Dakota

County of _____ ss

Filed for record the _____ day of _____, A.D., 20 ____, at _____ M., and recorded in Books of Plats _____ on Page _____ therein.

Register of Deeds

by

Deputy

Section 32 - T94N - R59W

Terry R. Balvin & Lisa R. Balvin

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

Parcel 12
0.06 ac, R.O.W. Taking
(2460 sq ft) more or less

Terry R. Balvin & Lisa R. Balvin

SW1/4 of Section 32 - Township 94 North -
Range 59 West of the 5th P.M.

Parcel 13
1.26 ac, R.O.W. Taking
(55032 sq ft) more or less

SW 1/4

W1/2 SE 1/4

Section Line

N88°16'36"E

Present SD Hwy. 52

NW 1/4

W1/2 NE 1/4

Section 5 - T93N - R59W

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

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

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