Marshall County Drainage - PO Box 9 - Britton, SD 57430 PERMIT NO. 4-26

MARSHALL COUNTY DRAINAGE PERMIT APPLICATION

APPLICANT

Name: Jeff Amacher

Address(Mailing): P.O. Box 254

City: Britton State: SD Zip: 57430

Phone: Cell 605-880-4528 Home 605-448-5107

LOCATION OF LAND TO BE DRAINED

Legal Owner: Jeff Amacher

Legal Description: SE¼ Sec. 14 - 128 - 57

Section: 14 Township: 128 Range: 57

LOCATION OF OUTLET END OF PROPOSED DRAIN

Legal Description: SE¼ SEC 14 - 128 - 57 NE¼ Sec 14 - 128 - 57

GPS Coordinates: South Inlet 45.895661, -97.630222 North Inlet 45.901214, -97.635555

Section: Town:

LOCATION OF MAJOR EARTH CHANGE WORK OR UNDERGROUND DRAIN INSTALLATION

Legal Description: SE¼ Sec. 14-128-57

Section: 14 Township: 128 Range: 57

LOCATION OF COUNTY HWY R.O.W./DITCH INTO WHICH WATER WILL BE DRAINED

Legal Description/Rd:

Section: Township: Range:

DRAINAGE REQUIREMENTS

Certified Wetland Determination attached?
[X]YES [ ]NO [ ]NA (see below)
Explain:

Engineer's plans attached?
[X]YES [ ]NO [ ]NA (see below)
Explain:

NOTE: A map showing the location of the proposed drain MUST accompany this application.

Description

1. Proposed drainage ditch:

a. Length of drain: _____ feet

b. Drain Design: 1) Bottom width: _____ feet

2) Side Slope: _____ percent

3) Maximum cut: _____ feet

c. Proposed drainage flow: _____ cu. Ft./sec.

2. Proposed drainage tile (underground drain pipe):

a. Length of drain: 149817 feet

b. Drain Diameter: 4-12 inches

c. Approx. area contributing runoff to the drain where tile is located: 134 acres.

Engineer

Name: Ellingson Companies

Address: 8 West Concord, MN 55985

Phone:

PLEASE FILL IN: I Jeff Amacher, propose to start construction of the drain on or after Oct. 20, 2026, and will be completed on or before Dec 1, 2031.

The proposed drainage is a result of a township, county or other water management plan:

[ ] YES [X] No [ ] I don't know If yes, describe such plan: _____

SIGNATURES

The owner of this proposed drain & the undersigned agree to conform to all applicable laws.

Owner's Signature Date

Jeff Armacher 8-20-2026

Applicant's Signature Date

Jeff Armacher 8-20-2026

Drainage Director Signature Date

8-20-2026

Application Fee: **$70** **Paid:** [X] Yes [ ] No

Prompt payment can be made in my office or via mail. Make all checks payable to MC Drainage.

A separate $30 check is to be made out to Marshall County ROD for the recording fee. Failure to provide payment upon submitting this application could result in the permit not being filed in the ROD office.

Payment is due within 10 days.

If you have any questions concerning this invoice, contact my office.

TO BE USED BY DRAINAGE ADMINISTRATOR AND DRAINAGE BOARD ONLY:

CONDITION'S TO THIS PERMITS APPROVAL:

[ ] Yes [ ] No [ ] Other

Motion:

After review and public hearing held on _____, 20___, this application to drain is hereby approved.

Date:

ATTEST:

Chairman Marshall County Drainage Board

Marshall County Auditor

TO BE USED BY DRAINAGE ADMINISTRATOR AND DRAINAGE BOARD ONLY:

PERSUANT TO THE MARSHALL COUNTY, SD DRAINAGE PERMIT ORDINANCE PURPOSE AND SCOPE:

1. Notice of hearing for the proposed drainage has been published in the newspaper 5-15 days before hearing:

[X] Yes [ ] No [ ] Other **Date Published:** 8-26-26

If other was chosen, please explain:

2. Notice of hearing for the proposed drainage has been sent to all those directly affected by the project not less than 10 days before hearing:

[X] Yes [ ] No [ ] Other **Date sent:** 8-25-26

If other was chosen, please explain:

3. The application was sent to the Drainage Board for review prior to the scheduled hearing:

[X] Yes [ ] No [ ] Other **Date sent:** 9-17-26

If other was chosen, please explain:

4. All criteria to determine whether drainage will adversely affect public R.O.W's or utilities has been considered:

[ ] Uncontrolled drainage within the limits of any county R.O.W. which do not have sufficient capacity to handle the additional flow and quantity of water.

Explain:

[ ] Whether the uncontrolled drainage will expose, weaken communication transmission line, pipelines, distribution lines or road structures or surfacing

Explain:

[ ] Whether drainage is accomplished by reasonable improving and aiding the normal and natural system of drainage according to its reasonable carrying capacity or in the artificial drain system is adopted

Explain:

[ ] The amount or flow of water proposed to be drained, the design and other physical aspects of the drain and the impact of sustained flows

Explain:

NOTICE OF HEARING - APPLICATION FOR DRAINAGE PERMIT

Notice is hereby given that the Marshall County Drainage Board will meet on September 22, 2026, at 9:00 A.M. at the Marshall County Courthouse Commissioners Chambers, concerning the following application for a Drainage Permit from the Marshall County Drainage Board.

Jeff Amacher is requesting a Drainage permit for construction of a drain on the property described as the SE1/4 Exc. Lot H1 Hwy of Section 14, T128N, R57W. The water will flow north through the property described where it will eventually outlet into the Wild Rice Creek; for the purpose of reducing excess moisture within the soil profile while minimizing compaction across the farmland. Construction will start on or after October 20, 2026, and will be completed on or before December 1, 2026.

Erin Collins-Miles
Planning & Zoning Administrator

Published once at the approximate cost of:

For publication: August 26, 2026

1T (Aug 26)
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Published at an approximate cost of $9.30 and can be viewed free of charge at www.sdpublicnotices.com

MARSHALL COUNTY DRAINAGE
911 Vander Horck Britton, South Dakota 57430
P| 605.448.7540
E| Erin.Collins-Miles@marshall.sdcounty.gov

August 25, 2026

To whom it may concern,

Notice is hereby given that the Marshall County Drainage Board will meet on September 22, 2026, at 9:00 A.M. at the Marshall County Courthouse Commissioners Chambers, concerning the following application for a Drainage Permit from the Marshall County Drainage Board.

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Being as you are an adjacent landowner to the proposed drainage project(s); you are being notified of the hearing. If you have any questions, please contact my office or visit our website to look at the file pertaining to the aforementioned project. The file will be uploaded to https://marshall.sdcounties.org/planningzoning/zoning-meeting-minutes-agendas/ in its entirety by end of day on September 17, 2026. Comments or concerns should be *stated in writing* and forwarded to my office or expressed at the scheduled hearing.

Sincerely,

Erin Collins-Miles
Drainage Director

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Sincerely,

Erin Collins-Miles
Drainage Director

Sent to the following adjacent landowners on 8/25/26:

1. Leona M. Chapin – 47920 Rocky Ledge RD Corona, SD 57227
2. Susan Hoistad – 9830 135th Ave. SE Havana, ND 58043
3. Rocky Smith – 42823 105th St. Britton, SD 57430
4. Oland Revocable Living Trust c/o Oscar & Marlene Oland – 10666 W Georgia Ave. Glendale, AZ 85307
5. Kevin Oland c/o Leah Oland – 14768 101st St SE Lidgerwood, ND 58053
6. McLaen Family Partnership, LLLP – 9059 131st Ave. SE Forman, ND 58032

Waiver for Performing Drainage Work in
Marshall County, South Dakota

I Leona ~~Eckrup~~ PARROW am aware of the proposed drainage work
(downstream property owner)

being proposed by Jeff and Jean Amacher in the
(upstream property owner)

NE¼ Sec. 14 - 128 - 57 (White Twnp.)
(legal description)

and do not object to the drainage as proposed.

Additional notes:
Jeff will replant the CRP that was dug up.

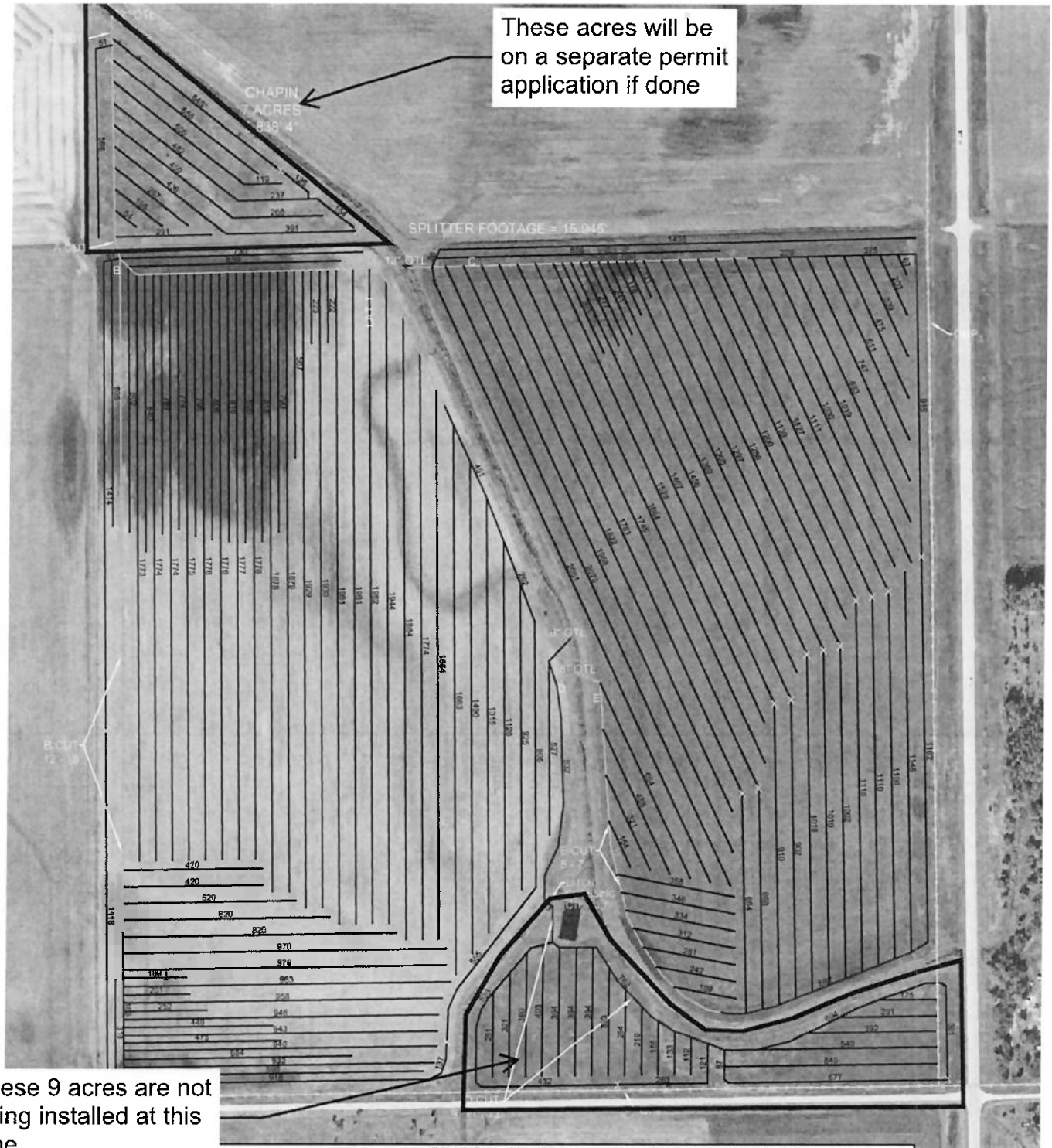
Dated this 11th day of August, 20__

Leona M Parrow
(Signature)

47920 Rocky Ledge Rd
(Address)

Corona SD 57227
(City, State, Zip Code)

701 308-1088
(Telephone Number)



ELLINGSON

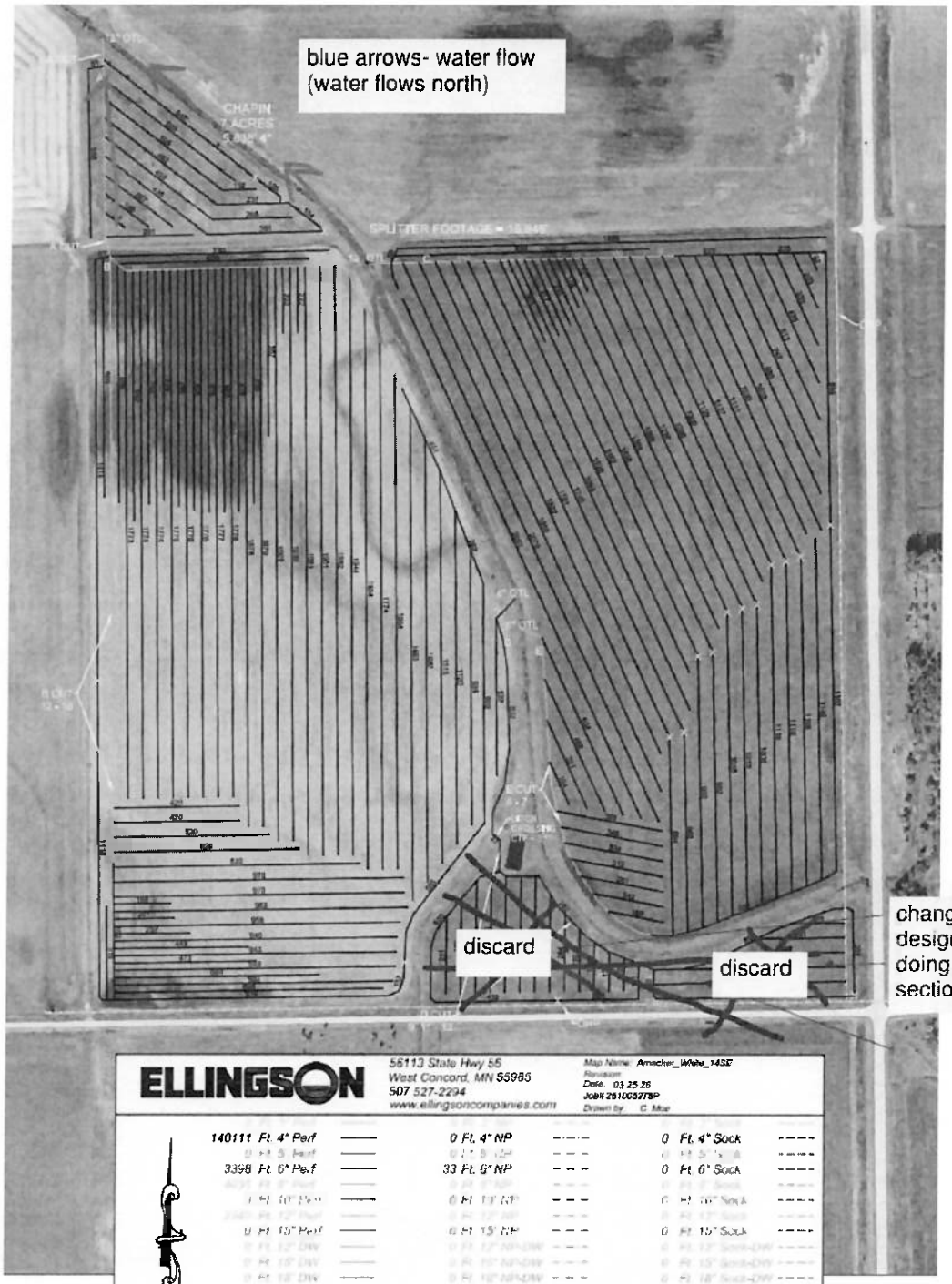
56113 State Hwy 56
West Concord, MN 55985
507 527-2294
www.ellingsoncompanies.com

Map Name: Amacher_White_14SE
Revision:
Date: 03-25-26
Job# 261005278P
Drawn by: C. Moe

140111	Ft. 4" Perf		0	Ft. 4" NP		0	Ft. 4" Sock	
0	Ft. 5" Perf		0	Ft. 5" NP		0	Ft. 5" Sock	
3398	Ft. 6" Perf		33	Ft. 6" NP		0	Ft. 6" Sock	
4035	Ft. 8" Perf		0	Ft. 8" NP		0	Ft. 8" Sock	
0	Ft. 10" Perf		0	Ft. 10" NP		0	Ft. 10" Sock	
2240	Ft. 12" Perf		0	Ft. 12" NP		0	Ft. 12" Sock	
0	Ft. 15" Perf		0	Ft. 15" NP		0	Ft. 15" Sock	
0	Ft. 12" DW		0	Ft. 12" NP-DW		0	Ft. 12" Sock-DW	
0	Ft. 15" DW		0	Ft. 15" NP-DW		0	Ft. 15" Sock-DW	
0	Ft. 18" DW		0	Ft. 18" NP-DW		0	Ft. 18" Sock-DW	
0	Ft. 24" DW		0	Ft. 24" NP-DW		0	Ft. 24" Sock-DW	
0	Ft. 30" DW		0	Ft. 30" NP-DW		0	Ft. 30" Sock-DW	
0	Ft. 36" DW		0	Ft. 36" NP-DW		0	Ft. 36" Sock-DW	
0	Ft. 42" DW		0	Ft. 42" NP-DW		0	Ft. 42" Sock-DW	
0	Ft. 48" DW		0	Ft. 48" NP-DW		0	Ft. 48" Sock-DW	
0	Ft. 60" DW		0	Ft. 60" NP-DW		0	Ft. 60" Sock-DW	

Average Line Length: 817'
# of Junctions: 153

Owner: Jeff Amacher
Renter:
State: SD County: Marshall Twp: White Sec: 14SE
Acres: 148 Spacings: 50 NS D-C: 3/8



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PROPRIETARY & CONFIDENTIAL DOCUMENT

USDA United States Department of Agriculture

Marshall County, South Dakota

Farm **5453**

Tract Boundary Cropland
Noncropland

Wetland Determination Identifiers
- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

2026 Program Year
Phy. County: Marshall
2023 imagery
S14 T128N R057W

0 340 680 Ft

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). USDA is an equal opportunity provider, employer, and lender.

Map Created 04/03/2026

United States Department of Agriculture
Natural Resources Conservation Service

NRCS-CPA-026-WC
August 2020

CERTIFIED WETLAND DETERMINATION

1. Name:	Triple J Farms Inc		**2. Location County:** Marshall
3. Address:	PO Box 254 Britton, SD 57430		**4. Admin. County:** Marshall
5. Request Form:	AD-1026		**6. Farm Number:** 3789
7. Request Date:	03/27/2024		**8. Tract Number:** 1291

This certified wetland determination identifies areas subject to the wetland conservation provisions of the 1985 Food Security Act, as amended. See the attached Definitions of Wetland Labels and Uses for additional information and currently authorized activities under the Act.

Field	Label	Occurrence Year (CW+YEAR)	Acreage
1, 2, 3	NW		153.61

9. Remarks:

I certify that the above determinations are sufficient for the purpose of making a determination of eligibility for program benefits and were conducted in accordance with policies and procedures contained in the National Food Security Act Manual.

10. Signature Designated Conservationist	**Date**
JESSE BROOKS Digitally signed by JESSE BROOKS Date: 2024.04.30 06:22:24 -05'00'	4/29/2024

This form is available electronically.
AD-1026
(10-30-14)

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

U.S. DEPARTMENT OF AGRICULTURE
FarmServiceAgency

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

Read attached AD-1026 Appendix before completing form.

PART A – BASIC INFORMATION

1. Name of Producer	2. Tax Identification Number *(Last 4 digits)*	3. Crop Year
Triple J Farms Inc		2024

4. Names of affiliated persons with farming interests. *Enter "None," if applicable.*

None

Affiliated persons with farming interests must also file an AD-1026. See Item 7 in the Appendix for a definition of an affiliated person.

5. Check one of these boxes if the statement applies; otherwise continue to Part B.

A. ☐ The producer in Part A does not have interest in land devoted to agriculture. Examples include bee keepers who place their hives on another person's land, producers of crops grown in greenhouses, and producers of aquaculture AND these producers do not own/lease any agricultural land themselves. **Note:** Do not check this box if the producer shares in a crop.

B. ☐ The producer in Part A meets all three of the following:
- does not participate in any USDA program that is subject to HELC and WC compliance except Federal Crop Insurance.
- only has interest in land devoted to agriculturewhich is exclusively used for perennial crops, except sugarcane, and
- has not converted a wetland after February 7, 2014.

Perennial crops include, but are not limited to, tree fruit, tree nuts, grapes, olives, native pasture and perennial forage. A producer that produces alfalfa should contact the Natural Resources Conservation Service at the nearest USDA Service Center to determine whether such production qualifies as production of a perennial crop.

Note: *If either box is checked, and the producer in Part A does not participate in Farm Service Agency (FSA) or Natural Resources Conservation Service (NRCS) programs, the full tax identification number of the producer must be provided, but establishment of detailed farm records with FSA is not required. Go to Part D and sign and date.*

PART B - HELC/WC COMPLIANCE QUESTIONS

Indicate YES or NO to each question. *If you are unsure of whether a HEL determination, wetland determination, or NRCS evaluation has been completed, contact your local USDA Service Center.*	YES	NO
6. During the crop year entered in PartA or the term of a requested USDA loan, did or will the producer in Part A plant or produce an agricultural commodity (including sugarcane) on land for which an HEL determination has not been made?		✓
7. Has anyone performed (since December 23, 1985), or will anyone perform any activities to:		
A. Create new drainage systems, conduct land leveling, filling, dredging, land clearing, or excavation that has NOT been evaluated by NRCS? ***If "YES", indicate the year(s):*** 2024	✓	
B. Improve or modify an existing drainage system that has **NOT** been evaluated by NRCS? ***If "YES", indicate the year(s):*** ____		✓
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.*		✓

Note: *If "YES" is checked for Item 7A or 7B, then Part C must be completed to authorize NRCS to make an HELC/WC and/or certified wetland determination on the identified land. If "YES" is checked for Item 7C, NRCS does not have to conduct a certified wetland determination.*

8. Check one or both boxes, if applicable; otherwise, continue to Part C or D.

A. ☐ Check this box only if the producer in Part A has FCIC reinsured crop insurance and filing this form represents the first time the producer in Part A, including any affiliated person, has been subject to HELCand WC provisions.

B. ☐ Check this box if either of the following applies to the producer and crop year entered in Part A:
- Is a tenant on a farm that is/will not be in compliance with HELC and WC provisions because the landlord refuses to allow compliance, but all other farms not associated with that landlord are in compliance. (AD-1026B, Tenant Exemption Request, must be completed).
- Is a landlord of a farm that is/will not be in compliance with HELC and WC provisions because of a violation by the tenant on that farm, but all other farms not associated with that tenant are in compliance. (AD-1026C, Landlord or Landowner Exemption Request, must be completed).

PART C – ADDITIONAL INFORMATION

9. If "YES" was checked in Item 6 or 7, provide the following information for the land to which the answer applies:

A. Farm and/or tract/field number: F5453 T1291
If unknown, contact the Farm Service Agency at the nearest USDA Service Center.

B. Activity: Tiling

C. Current land use *(specify crops)*:

D. County: Marshall

PART D – CERTIFICATION OF COMPLIANCE

I have received and read the AD-1026 Appendix and understand and agree to the terms and conditions therein on all land in which I (or the producer in Part A if different) and any affiliated person have or will have an interest. I understand that eligibility for certain USDA program benefits is contingent upon this certification of compliance with HELC and WC provisions and I am responsible for any non-compliance. I understand and agree that this certification of compliance is considered continuous and will remain in effect unless revoked or a violation is determined. I further understand and agree that:

- all applicable payments must be refunded if a determination of ineligibility is made for a violation of HELC or WC provisions.
- NRCS may verify whether a HELC violation or WC has occurred.
- a revised Form AD-1026 must be filed if there are any operation changes or activities that may affect compliance with the HELC and WC provisions. I understand that failure to revise Form AD-1026 for such changes may result in ineligibility for certain USDA program benefits or other consequences.
- affiliated persons are also subject to compliance with HELC and WC provisions and their failure to comply or file Form AD-1026 will result in loss of eligibility for applicable benefits to any individuals or entities with whom they are considered affiliated.

Producer's Certification:

I hereby certify that the information on this form is true and correct to the best of my knowledge.

10A. Producer's Signature *(By)*	10B. Title/Relationship *(If Signing in Representative Capacity)*	10C. Date *(MM-DD-YYYY)*
[signature]	President	3/27/2024
FOR FSA USE ONLY *(for referral to NRCS)* Sign and date if NRCS determination is needed.	11A. Signature of FSA Representative	11B. Date *(MM-DD-YYYY)*
	[signature]	3-27-2024

IMPORTANT: If you are unsure about the applicability of HELC and WC provisions to your land, contact your local USDA Service Center for details concerning the location of any highly erodible land or wetland and any restrictions applying to your land according to NRCS determinations before planting an agricultural commodity or performing any drainag or manipulation. Failure to certify and properly revise your compliance certification when applicable may: (1) affect your eligibility for USDA program benefits, including whether you qualify for reinstatement of benefits through the Good Faith process; and (2) result in other consequences.

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 Agricultural Act of 2014 (Pub. L. 113-79). The information will be used to certify compliance with HELC and WC provisions and to determine producer eligibility to participate in and receive benefits under programs administered by USDA agencies. 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 producer ineligibility to participate in and receive benefits under programs administered by USDA agencies.*

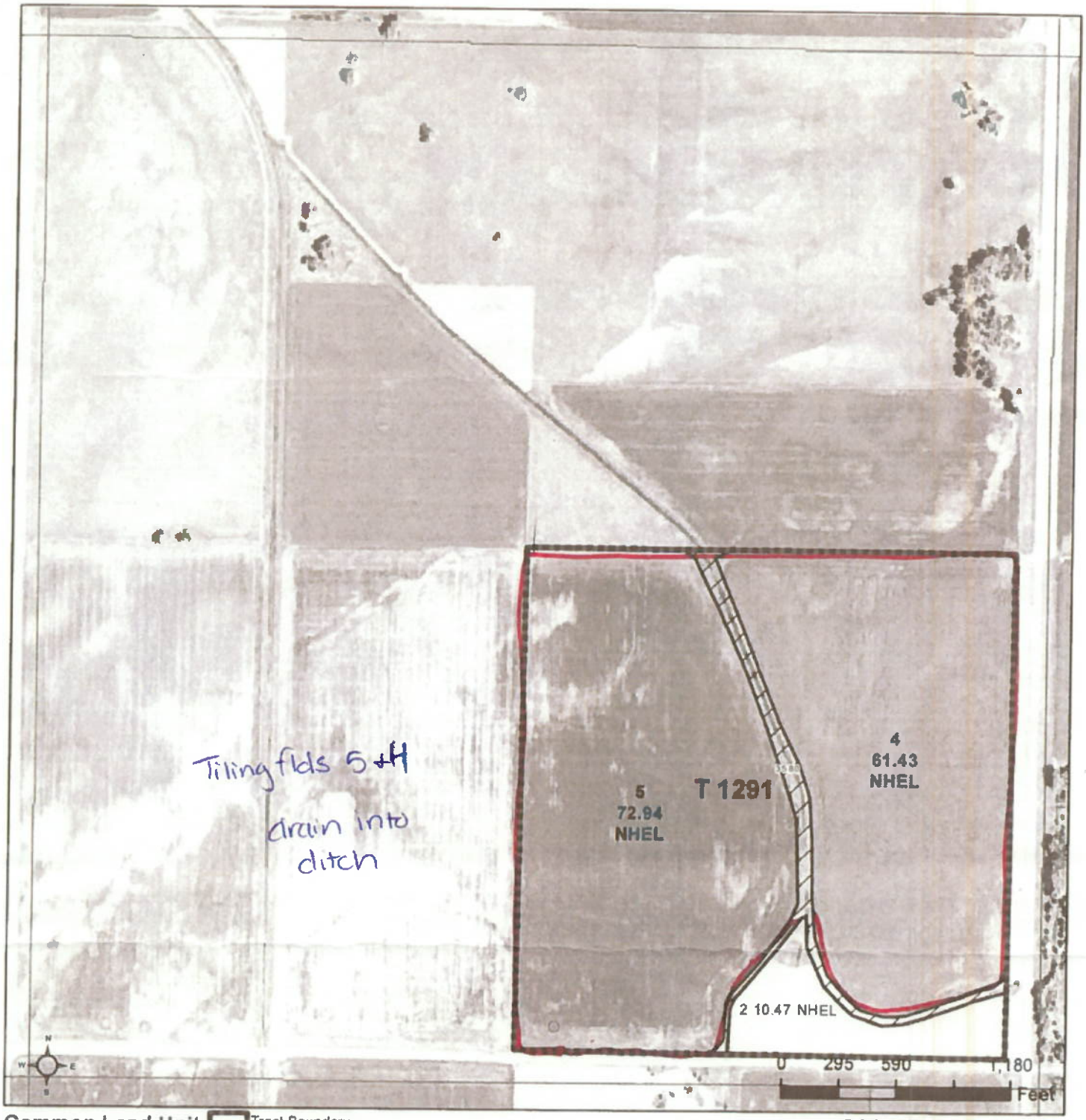
This information collection is exempted from the Paperwork Reduction Act as specified in the Agricultural Act of 2014 (Pub. L. 113-79, Title II, Subtitle G, Funding and Administration). The provisions of appropriate criminal and civil fraud, privacy, and other statutes may be applicable to the information provided. ***RETURN THIS COMPLETED FORM AD-1026 TO YOUR COUNTY FARM SERVICE AGENCY (FSA) OFFICE.***

The U.S. Department of Agriculture (USDA) prohibits discrimination against its customers, employees, and applicants for employment on the basis of race, color, national origin, age, disability, sex, gender identity, religion, reprisal, and where applicable, political beliefs, marital status, familial or parental status, sexual orientation, or all or part of an individual's income is derived from any public assistance program, or protected genetic information in employment or in any program or activity conducted or funded by the Department. (Not all prohibited basis will apply to all programs and/or employment activities.) Persons with disabilities, who wish to file a program complaint, write to the address below or if you require alternative means of communication for program information (e.g., Braille, large print, audiotape, etc.) please contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). Individuals who are deaf, hard of hearing, or have speech disabilities and wish to file either an EEO or program complaint, please contact USDA through the Federal Relay Service at (800) 877-8339 or (800) 845-6136 (in Spanish).

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at ***http://www.ascr.usda.gov/complaint_filing_cust.html****, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter by mail to U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at* ***program.intake@usda.gov****. USDA is an equal opportunity provider and employer.*

USDA United States Department of Agriculture

Marshall County, South Dakota



Common Land Unit
- Non-Cropland
- Cropland

Tract Boundary
PLSS

Wetland Determination Identifiers
- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

2024 Program Year
Map Created March 18, 2024

Farm **5453**
Tract **1291**

Tract Cropland Total: 144.84 acres

14-128N-57W-Marshall

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).

Farm: 3789
Tract: 1291
Geographic County: Marshall
Administrative County: Marshall
Customer: Triple J Farms Inc

Certified Wetland Determination

USDA United States Department of Agriculture

Map Creation Date: 4/29/2024

Location: SE 14-128N-57W

Site_Drainage_Lines

Drainage Ditch,Pre-1985

Site_CWD

CWD Default

NW

This certified wetland determination has been conducted for the purpose of implementing the wetland conservation provisions of the Food Security Act of 1985, as amended. No determination is made or implied in the unlabeled portions of the map. If land manipulations are planned in unlabeled areas which do not have previous determinations, a new determination should be requested.

N

Scale: 1:9,633

660 330 0 660

Feet

USDA is an equal opportunity provider, employer, and lender