

- 10:05 Fall River County Commissioners-*Review and discuss the Fall River County Code of the West; possible action
- 10:15 Approve bills & break
- 10:25 Public Comment
- 10:30 Dustin Ross, Andersen Engineers-*Approve Plat of O'Connor Tract and Fairbank Tract, located in the SW1/4SW1/4 of Section 29, T7S, R6E, BHM, Fall River County, SD; possible action
*Approve Plat of VHHP and Ackerman Tract, located in the S1/2 of Government Lot 6, T7S, 6E, BHM, Fall River County, SD; possible action
*Approve Plat of Harris Tract 1, Harris Tract 2, and Harris Tract 3, located in the NW1/4 of Section 15, T8S, R6E, BHM, Fall River County, SD; possible action
*Approve Plat of Lots 77 thru 82 of Red Rock Ridge Subdivision, located in Section 15, T8S, R5E, BHM, Fall River, SD; possible action
- 10:40 Dan Cullen, Veteran Service Officer-*Quarterly report
*Travel approval request to attend the Annual Veteran Service Officer Conference in Sioux Falls, August 10 and 11, 2023; possible action
- 10:45 Joe Falkenburg, Fall River County Commission Chairman- *Discussion on 30 X 30 land acquisitions
*Discussion on Property Tax Reform Draft Bill HB 0086
*Discussion on benefits of Draft Bill HB 0087 on South Dakota tax reform
- 11:00 Sue Ganje, Auditor-*Roof repair/replacement-contract with Black Hills Exteriors; possible action
*Review 2024 budget requests

Executive Session as per SDCL 1-25-2 (1) personnel and (3), legal

Adjourn

Agendas are set 24 hours prior to a meeting, any items added at the meeting will be heard for informational purposes only, if any items require action, such action will be deferred to the next meeting.

Fall River County fully subscribes to the Americans with Disabilities Act. If you desire to attend this public meeting and are in need of accommodations, please notify the commissioners' office, (605) 745-5132, 24 hours prior to the meeting so that appropriate services and auxiliary aids are available.

FALL RIVER COUNTY UNAPPROVED MINUTES OF JULY 6, 2023

The Fall River Board of County Commissioners met in regular session on July 6, 2023. Present: Joe Allen, Les Cope, Joe Falkenburg, Heath Greenough, Deb Russell, Sue Ganje, Auditor.

The Pledge of Allegiance was given, and the meeting called to order at 9:00 a.m.

The agenda was reviewed for conflicts; none were noted. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED. The full context of the meeting can be found on the county website under Commissioners at <http://fallriver.sdcountries.org>, or on Facebook, on the Fall River County's website.

Motion made by Russell, seconded by Allen, to approve the agenda as written.

Motion made by Russell, seconded by Allen, to approve the minutes of the County Commissioners for June 15, 2023.

Motion made by Russell, seconded by Greenough, to approve the Auditor's Account with the Treasurer for May 2023 as follows:

**AUDITOR'S ACCOUNT WITH THE COUNTY
TREASURER**

TO THE HONORABLE BOARD OF FALL RIVER COUNTY COMMISSIONERS:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County on this 31st day of May 2023.

Total Amount of Deposit in First Interstate Bank, HS:	\$	2,840,959.61
Total Amount of Cash:	\$	1,190.67
Total Amount of Treasurer's Change Fund:	\$	900.00
Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$	19,204.80
SAVINGS:		
#4) First Interstate Bank, HS:	\$	1,649,074.43
CERTIFICATES OF DEPOSIT:		
#8) Black Hills Federal Credit Union, HS:	\$	250,000.00
#14) Schwab Treasury:	\$	1,020,247.57
#15) First National Bank, Lead:	\$	318,473.31
#21) Schwab Treasury 2 Yr:	\$	267,705.31
#22) Schwab Treasury 2 Yr:	\$	974,221.88
#23) Schwab Treasury 2 Yr:	\$	973,437.50
#24) Schwab Treasury 2 Yr:	\$	2,034,437.50
#25) Schwab Treasury 3 Yr:	\$	1,950,000.00
#26) Schwab Treasury 4 Yr:	\$	1,025,254.22

Itemized list of all items, checks and drafts that have been in the Treasurer's possession over three days:

Register of Deeds Change Fund:	\$	500.00
Highway Petty Cash:	\$	20.00
Election Petty Cash:	\$	15.00

RETURNED CHECKS:

Hannah Thomas	\$	426.01
Mary Bails	\$	1,191.17

TOTAL \$ 13,327,258.98

Dated This 31st Day of May 2023.

/S/ Sue Ganje

Sue Ganje, County Auditor of Fall River County

/S/ Teresa Pullen

Teresa Pullen, County Treasurer of Fall River County

County Monies	\$	11,374,916.10
Held for other Entities	\$	1,662,790.06
Held in Trust	\$	289,552.82
TOTAL	\$	13,327,258.98

The Above Balance Reflects County Monies, Monies Held in Trust, and Monies Collected for and to be remitted to Other ENTITIES: SCHOOLS, TOWNS, AND STATE.

Motion made by Greenough, seconded by Russell, to set a hearing for distribution of the 2024 PILT monies, 9:10 am on July 20, 2023.

Motion made by Russell, seconded by Allen, to reset Hearing for Rodeo Grounds Restaurant for an On/Off Sale Malt beverage & SD Farm Wine license and an On/Off Sale Wine and Cider license for July 20, 2023 at 9:30 am.

Motion made by Cope, seconded by Greenough, to approve an On/Off Sale Malt Beverage & SD Farm Wine license for Hill City Lodging Destinations, LLC, DBA Hot Springs KOA.

Motion made by Russell, seconded by Greenough, to approve the 2023 Federal Poverty Level Guidelines for county assistance applications.

Motion made by Greenough, seconded by Russell to surplus to junk from Register of Deeds; Canon calculator, MP25DIII, asset tag #1291.

Lyle Norton, Sheriff, appeared before the Board with jail numbers; 11 males and 3 females in house, 1 male in the Rapid City jail. Norton also presented the 2024 Sheriff's budget request.

Motion made by Cope, seconded by Allen, to approve signing Amendment #1 to the Cura Hospitality, LLC, Food Service Agreement with Fall River County Jail that raises the meal rate from \$6.25 to \$6.88 beginning Aug 1, 2023.

Motion made by Allen, seconded by Greenough, to approve signing the Subscription Order for the Prepared Emergency Communications Services that provides real-time photo and video in the amount of \$2,250.00, contingent upon the City of Hot Springs agreeing to paying the same for the other half of the Subscription.

Frank Maynard, Emergency Management, met with the Board and provided updates. The Homeland Security grant had been submitted and accepted. The total amount of reimbursement is \$50,880.00. He reported that he had recently completed 2 Webinars to maintain his ASFPM Certification as a Floodplain Manager. He also gave a report regarding incidents since the last Commissioner meeting.

Motion made by Russell, seconded by Greenough, to approve the purchase of a desktop computer from Computer Repair with Therapy in the amount of \$1,199.99.

Allen Schaefer, Division of Legislative Audit, met with the Board to present the 2020-2021 Exit Conference. There were no written comments given. He did note that there needed to be audit adjustments regarding the ARPA funding, advance tax, M & P and 24/7 accounts. He also noted that all timesheets need to be signed by the employee and the employee's supervisor and recommended that a policy be put in place stating that, if an employee's timesheet hasn't been signed, they do not receive their earnings for that pay period until the timesheet has been signed. He reported that there had been longevity pay that was overpaid. Also, some variances existed.

Nina Steinmetz, Weed & Pest Supervisor, met with the Board to present her 2024 budget request.

Kim McNemar, Behavior Management, met with the Board to present the 2024 Behavior Management budget request.

With the time being 9:30 am, the hearing was held as advertised to open sealed bids regarding the multi-building roof repairs. No bids had been received. No action was taken. Suggested that it be rebid this Fall. Will bring back to the next meeting with recommendations.

Erin McGlumphy, Extension Office, met with the Board to present the 2024 4-H and Extension budgets.

Brett Blessing, Highway Department Foreman, presented a quote for a Load Right scale for a loader in the amount of \$14,814.17. Blessing also provided updates to the Board regarding current projects that the Highway Department are working on. The Chilson Bridge over the Mickelson Trail is now open.

Motion made by Russell, seconded by Allen, to approve the purchase of the Load Right scale. Roll call was taken, with Greenough and Cope voting no, all others voting yes, motion carried.

Motion made by Russell, seconded by Allen, to approve the purchase of a 2020 Chevrolet Silverado in the amount of \$46,342.00. Roll call was taken, with Greenough and Cope voting no, all others voting yes, motion carried.

Les Cope, County Commissioner, spoke with the Board about possibilities of some sort of oversight regarding new subdivisions and developments. He stated that he was not thinking of forming a Planning and Zoning department. He would like to see a procedure that would require purchasers of newly platted or developed land within the County to sign off with the understanding that the property may not have a water/sewer system in place or that, if applicable, there is no electricity available. John McBride, Andersen Engineers, offered input. Mel Engebretson, Register of Deeds and Stacey Martin, GIS Coordinator were

also heard regarding the platting procedure they currently use, from the County's stance. They are working on an official County Policy and would like to bring it to the Board and receive input regarding their concerns. They will bring a rough draft back at a future meeting in September.

Motion made by Allen, seconded by Greenough, to approve paying the bills as follows:

GENERAL FUND		
AFLAC	AMERICAN FAMILY ASSU	\$689.34
BQ & ASSOCIATES,P.C.,LLO	GARNISHMENT	\$131.00
BLACK HILLS ENERGY	UTILITY/ELECTRIC	\$3,302.36
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
CENTURY BUSINESS LEASING	COPIER LEASE & USAGE	\$363.98
CHEYENNE SANITATION	SANITATION COLLECTIO	\$376.73
CREDIT COLLECTION BUREAU	COLLECTIONS	\$1,119.25
CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$223.50
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,793.36
DIV OF CHILD SUPPORT	CHILD SUPPORT	\$437.50
DOUGLAS, CRAIG S.	CLOSE QUARTER CONCEP	\$2,600.00
EFTPS	EFTPS PAYROLL TAXES	\$49,033.13
FALL RIVER HEALTH SERVICE	INMATE MEDICAL	\$560.00
GOLDEN WEST	PHONE BILL/LONG DIST	\$2,165.03
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$600.00
CITY OF HOT SPRINGS	CITY WATER BILL	\$609.48
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$27,396.50
LIUNA LABORERS LOCAL 620	UNION DUES	\$243.00
MASTEL, BRUCE	DATABASE SETUP & MON	\$35.00
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$140.00
QUADIENT FINANCE USA, INC	POSTAGE	\$1,455.41
NEW YORK LIFE INSURANCE	NEW YORK LIFE INS	\$65.00
NORTON,TINA	CONTRACT NURSE INMAT	\$1,896.00
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
RELIANCE STANDARD LIFE	VISION PLAN	\$373.08
SDACC	CATASTROPHIC LEGAL P	\$561.00
SD DEPT OF REVENUE	AUTO/MI STATE REMITT	\$237.57
SD OFFICE OF CHILD&FAMILY	PUBLIC HEALTH NURSE	\$3,548.88
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$25,355.56
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREM	\$800.00
THOMSON REUTERS	SUBSCRIPTION	\$148.00
	TOTAL FOR GENERAL FUND	\$127,947.42
COUNTY ROAD & BRIDGE		
AFLAC	AMERICAN FAMILY ASSU	\$365.50
BLACK HILLS ELECTRIC	UTILITY	\$36.10
BLACK HILLS ENERGY	UTILITY/ELECTRIC	\$431.94
CHEYENNE SANITATION	SANITATION COLLECTIO	\$79.00
CITY OF EDGEMONT	CITY OF EDGEMONT WAT	\$87.40
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$630.20

EFTPS	EFTPS PAYROLL TAXES	\$12,959.17
GOLDEN WEST	PHONE BILL/LONG DIST	\$263.25
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$180.00
CITY OF HOT SPRINGS	CITY WATER BILL	\$36.36
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$7,303.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$270.00
QUADIENT FINANCE USA, INC	POSTAGE	\$0.60
RELIANCE STANDARD LIFE	VISION PLAN	\$65.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$6,391.40
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREM	\$40.00
	TOTAL FOR ROAD & BRIDGE	\$29,138.92
911 SURCHARGE REIMB		
AFLAC	AMERICAN FAMILY ASSU	\$67.21
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$317.54
EFTPS	EFTPS PAYROLL TAXES	\$6,460.36
GOLDEN WEST	PHONE BILL/LONG DIST	\$807.26
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$60.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$2,486.50
LIUNA LABORERS LOCAL 620	UNION DUES	\$27.00
RELIANCE STANDARD LIFE	VISION PLAN	\$7.48
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$3,018.96
	TOTAL FOR 911 SURCHARGE REIMB	\$13,555.17
EMERGENCY MGT		
EFTPS	EFTPS PAYROLL TAXES	\$1,841.78
GOLDEN WEST	PHONE BILL/LONG DIST	\$166.17
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$669.62
	TOTAL FOR EMERGENCY MNGT	\$2,677.57
24/7 SOBRIETY FUND		
EFTPS	EFTPS PAYROLL TAXES	\$337.18
	TOTAL FOR 24/7 SOBRIETY FUND	\$337.18
	TOTAL PAID BETWEEN 06/16-07/06	\$173,656.26

Break was taken at 10:06 am.

Meeting reconvened at 10:15 am.

Public comment was heard from Joe Falkenburg, County Commissioner, with concerns about a proposed rule by President Biden that would allow conservationists and others to lease federally owned land to restore it, similar to the way oil companies buy leases to drill and ranchers pay to graze cattle. He stated that Governor Kristi Noem had commented that this is just another way for the Federal Government to take control of 30% of the land in the US. Another item that he wanted to speak about was the fact that he does not believe that "Eminent Domain" should be used for the Carbon Capture Pipeline. Les Cope,

County Commissioner commented that he had gone to the Black Hills Council of Local Governments and spoke with a representative of Pennington County who had expressed interest in joining a group to fight against the releasing of prairie dogs near privately owned ranchland. Comment was also heard from Tammie McKenzie noting that there is a protest happening today at the Capitol regarding Carbon Capture. She also invited the Commissioners and public to attend an event hosted by South Dakota Canvassing regarding voter integrity at the Fountain of Life Church on Wednesday, July 19th at 6 o'clock.

Lily Heidebrink, Director of Equalization, met with the Board to present her 2024 budget request.

Joe Falkenburg, County Commissioner, noted that the County had previously adopted the Code of the West. Greenough would like to review it annually. More action will be taken at the next meeting.

Kelsey Trotter, Director YMCA, met with the Board and presented the Edgemont YMCA's 2024 budget request.

Dave Weishaupl, Maintenance Supervisor, met with the Board to present his 2024 budget request.

Sue Ganje, Auditor, met with the Board to provide her report from the SDACO Spring Workshop and present the 2024 Auditor's budget and the 2024 Election budget. She also requested hire approval for Cindy Burns, Election Administrative Assistant, with a starting wage of \$15.50.

Motion made by Russell, seconded by Greenough, to approve hiring Cindy Burns in the Auditor's Office.

Lance Russell, State's Attorney, gave a brief report regarding Julie Frye-Mueller. He will have more information in the future. Deb Russell, Commissioner would like a letter to be drafted.

Motion made by Russell, seconded by Allen to go into executive session at 10:50 am to discuss contractual matters.

The Board came out of executive session at 11:43 am.

Motion made by Cope, seconded by Allen, to adjourn and 11:46 am.

/s/ Joe Falkenburg
Joe Falkenburg, Chairman
Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje, Auditor
Sue Ganje, Auditor
Fall River County

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

TO THE HONORABLE BOARD OF FALL RIVER COUNTY COMMISSIONERS:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County on this 30th day of June 2023.

Total Amount of Deposit in First Interstate Bank, HS:	\$	838,883.74
Total Amount of Cash:	\$	1,457.27
Total Amount of Treasurer's Change Fund:	\$	900.00
Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$	22,328.01
SAVINGS:		
#4) First Interstate Bank, HS:	\$	2,512,449.00
CERTIFICATES OF DEPOSIT:		
#8) Black Hills Federal Credit Union, HS:	\$	250,000.00
#14) Schwab Treasury:	\$	1,020,634.24
#15) First National Bank, Lead:	\$	318,473.31
#21) Schwab Treasury 2 Yr:	\$	267,357.81
#22) Schwab Treasury 2 Yr:	\$	972,494.53
#23) Schwab Treasury 2 Yr:	\$	973,906.25
#24) Schwab Treasury 2 Yr:	\$	2,034,101.56
#25) Schwab Treasury 3 Yr:	\$	1,931,562.50
#26) Schwab Treasury 4 Yr:	\$	1,014,061.88

Itemized list of all items, checks and drafts that have been in the Treasurer's possession over three days:

Register of Deeds Change Fund:	\$	500.00
Highway Petty Cash:	\$	20.00
Election Petty Cash:	\$	15.00

RETURNED CHECKS:

Hannah Thomas	\$	426.01
Mary Bails	\$	1,191.17
Lewis, Harold/ Carole	\$	557.77

TOTAL \$ 12,161,320.05

Dated This 30th Day of June 2023.



Sue Ganje, County Auditor of Fall River County



Teresa Pullen, County Treasurer of Fall River County

County Monies	\$	11,727,710.62
Held for other Entities	\$	142,556.61
Held in Trust	\$	291,052.82
TOTAL	\$	12,161,320.05

The Above Balance Reflects County Monies, Monies Held in Trust, and Monies Collected for and to be remitted to Other ENTITIES: SCHOOLS, TOWNS, AND STATE.

2023 County Convention Registration
 September 12 - 13, 2023
 SIOUX FALLS RAMKOTA HOTEL



Pre-Registration Fee is \$200.00 per person
 if you are paid by August 25, 2023.

This fee includes all program materials,
 breaks, and meals.

Registration after August 25 will be \$250.00.

QUESTIONS: Call 1-605-224-4554

Cancellation Policy: Full refund if canceled by August 25, 2023
NO REFUND after August 25.

Return this form with payment by **August 25** to:
SD Association of County Commissioners (SDACC)
 211 E Prospect Ave
 Pierre SD 57501

County / Company: _____

Name

Title

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____

Spouse/Guest Registration

Spouse/Guest Registration

1. _____
2. _____
3. _____
4. _____

Meals \$50.00 (Includes
 Opening Luncheon, Wednesday Breakfast,
 Wednesday Lunch)

Area Motels

BLOCKS RELEASE AUGUST 26, 2023

Rooms are available at the following hotels:

Best Western Plus Ramkota (Host Hotel) – 605-336-0650 Rate: \$109.00

The Dakota - 3200 W Russell St, – 605-332-2000 Rate: \$75.19 Room block: “Let ‘er Rip County Convention”

Comfort Inn & Suites Sanford Sports Complex - 3900 N Hercules Ave. - 605-271-5558 Rate: \$129.00 Room Block: “SD Counties”

Casual/theme attire is a MUST!

June 26, 2023



Fall River County Commissioners
906 N River St
Hot Springs, SD 57747

Honorable Commissioners:

The Hot Springs Rural Fire District has recently had a resignation. SD Statutes (below) provide for the Commissioner to appoint a replacement:

SD 34-31A-15.1. Filling of vacancy on board of directors.

The board of county commissioners shall fill a vacancy on the board of directors of a rural fire protection district by appointing a voter of the district who meets the requirements in § 34-31A-13 to complete the unexpired term.

The District Board of Directors have met and voted to recommend Wendell Hertel for that vacancy.

We appreciate your consideration of this request.

Respectfully,

A handwritten signature in black ink, appearing to read 'Mark Siebenthal'.

Mark Siebenthal
President
Hot Springs Rural Fire District



**Mt. View Lodge #161 AF&AM
309 3rd Avenue
P.O. Box 544
Edgemont, SD 57735**



DATE: July 7, 2023

TO: Fall River County States Attorney
906 N. River St
Hot Springs, SD 57747

FROM: Jay L. Darrow
Mt. View Lodge #161 – Secretary
P.O. Box 544
Edgemont SD, 57735

SUBJECT: Notification of Fundraising Event

This letter is to inform your office that the Edgemont Masonic Lodge #161 located at 309 3rd Avenue, Edgemont, SD is planning to conduct a raffle beginning as soon as possible. We would like to sell a total of 500 raffle tickets at \$10 each for two \$500 Master Card Gift Cards. Attached are samples of the raffle tickets for your review.

The drawing will occur at two separate Edgemont High School activities, one December 9th, 2023, and the other February 6th, 2024. Proceeds will go toward approved Masonic scholarships and charities. This fund raiser has become a tradition, and our community has rallied around us to help fund our seniors and the Grand Lodge "Child Identification Program."

If you have any questions, please contact WB Jay Darrow at (307) 941-0525 or darrow126@yahoo.com.

Thank you,



Jay Darrow
Mt. View Lodge #161 – Secretary
Lodge Seal

CC: Grand Lodge AF & AM of South Dakota
South Dakota Secretary of State



**Mt. View Lodge #161 AF&AM
309 3rd Avenue
P.O. Box 544
Edgemont, SD 57735**



DATE: July 7, 2023

TO: Monae Johnson
South Dakota Secretary of State
500 E Capitol Ave, Ste 204
Pierre, SD 57501-5070

FROM: Jay L. Darrow
Mt. View Lodge #161 – Secretary
P.O. Box 544
Edgemont SD, 57735

SUBJECT: Notification of Fundraising Event

This letter is to inform your office that the Edgemont Masonic Lodge #161 located at 309 3rd Avenue, Edgemont, SD is planning to conduct a raffle beginning as soon as possible. We would like to sell a total of 500 raffle tickets at \$10 each for two \$500 Master Card Gift Cards. Attached are samples of the raffle tickets for your review.

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If you have any questions, please contact WB Jay Darrow at (307) 941-0525 or darrow126@yahoo.com.

Thank you,

Jay Darrow
Mt. View Lodge #161 – Secretary
Lodge Seal

CC: Grand Lodge AF & AM of South Dakota
Fall River County States Attorney

<p>Mater Card No. <i>Sample</i></p> <p>Name: _____</p> <p>Address: _____ _____</p> <p>Phone: _____</p> <p>Email: _____</p> <p>Edgemont, SD-Mt View Lodge</p>	<div data-bbox="662 107 786 254" style="text-align: center;"> </div> <p style="text-align: center;">MT. VIEW MASONIC LODGE</p> <h2 style="text-align: center;">\$500.00 Master Card</h2> <p style="text-align: center;">Two Chances to win! <i>500 Tickets</i></p> <p style="text-align: center;">\$10.00 per Ticket-Only 250 Tickets Sold=Excellent Odds</p> <p style="text-align: center;"><i>Drawings December 09, 2023 and February 06, 2024</i></p> <p style="text-align: center;">At a Edgemont High School Activity</p> <p style="text-align: center;">All proceeds to go to Local Scholarships and Charities</p> <p style="text-align: center;"><i>Two Drawings-Five Hundred Dollar Master Card</i></p> <p style="text-align: center;">Need not be Present to Win</p> <p style="text-align: center;">No. <i>Sample</i></p>
--	--

This sample have the ticket number on top of stub and on the bottom of buyer's ticket will be in black ink.

Date: July 7th, 2023



To: States Attorney:
Lance S. Russell
906 N. River St.
Hot Springs, SD 57747

From: Cheyenne River Cowboy Church
Tami Hughson-President
11149 Edgemont Rd
Provo, SD 5775
(605) 440-3529
Tami.hughson@gmail.com

Subject: Notice of Fundraising Event

This letter is to inform your office that the Cheyenne River Cowboy Church whose meeting place is the Fall River County Fairgrounds in Edgemont, SD, and whose mailing address is 11149 Edgemont Rd, Provo, SD, 5775, is planning to conduct a raffle beginning August 5, 2023 and ending on September 3, 2023 at our "Rope, Ride, and Worship" family event.

The raffle we are requesting will include donations received for the raffle including a king size handmade quilt, a custom pair of silver and stone earrings, and a \$200 gift certificate to "Sweet & Sassy" for the purchase of a farm raised meat box. The tickets will sell for \$10.00 each, \$25.00 for 3, \$50.00 for 7, or \$100.00 for 15. We will sell 1000 tickets.

The proceeds will go towards Cheyenne River Cowboy Church events including youth rodeo clinics, family nights, and other outreach to the community.

Sincerely,

Tami Hughson

B0257-4522 03/01/2023 9:23AM Rec'd by SD SOS

State of South Dakota

Office of the Secretary of State

Certificate of Incorporation

Domestic Nonprofit Corporation

I, **Monae L. Johnson**, Secretary of State of the State of South Dakota, hereby certify that the ARTICLES OF INCORPORATION for

Beautiful Feet Ministries

BUSINESS ID# NS245439

with an effective date of: March 1, 2023, duly signed and verified, SDCL 47-22-6 has been received in this office and is found to conform to law.

ACCORDINGLY, and by virtue of the authority vested in me by law, I hereby issue this Certificate of Incorporation and attach hereto a duplicate of the ARTICLES OF INCORPORATION.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of South Dakota, in Pierre, the Capital City, this day, March 1, 2023.

A handwritten signature in cursive script that reads "Monae L. Johnson".

Monae L. Johnson
Secretary of State

03/01/2023 9:23 AM

Register of Deeds Office

DATE: 7-13-23

INVENTORY TRANSFER FORM

TAG#

PROPERTY OF
FALL RIVER COUNTY
HOT SPRINGS, SD
1496

Inventory Description:

Space heater

Circle one: SURPLUS

JUNK

TRANSFER

Does not
work

COMMISSIONER

Approval Date: _____

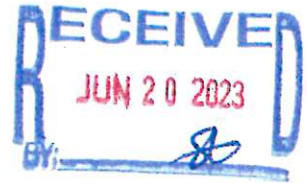
Destroyed By: _____

OR

Transferred To: _____



THE SECRETARY OF THE INTERIOR
WASHINGTON



JUN 15 2023

FALL RIVER COUNTY
906 N River Street
Hot Springs, SD 57747-1390

Dear County Official:

I am pleased to notify you that on June 15, 2023, the Department of the Interior (Department) issued payments under the Payments in Lieu of Taxes (PILT) program. The PILT program compensates eligible local jurisdictions for Federal lands administered by agencies within the Department and on behalf of the U.S. Forest Service and the U.S. Army Corps of Engineers. Local governments may use the PILT payments for any governmental purpose, including emergency response, public schools, and roads. Since local governments cannot tax Federal lands, annual PILT payments help to defray the costs associated with maintaining important community services.

The Payments in Lieu of Taxes Act, 31 U.S.C. 6901–6907, as amended, authorized the program. The PILT Act prescribes the formula used to compute the annual payments based on annually adjusted per-acre and population variables. Prior-year Federal payments under certain revenue-sharing programs, as reported annually by States, are deducted in formulating the payment amounts. A provision in the PILT Act provides temporary compensation for recent additions to the National Park System and National Forest Wilderness Areas.

The President signed the Consolidated Appropriations Act, 2023 (Public Law 117–328) on December 29, 2022, providing full funding for the 2023 PILT program. More than 1,900 local jurisdictions received a total of \$578.8 million in PILT payments this year.

For 2023, your county is receiving a PILT payment of \$852,546. If you provided current bank routing and account numbers to our Interior Business Center or to the System of Awards Management (SAM), an electronic funds transfer was posted to your account on or about June 15, 2023. If you did not receive a payment or require further information, please refer to www.doi.gov/pilt. The website includes information on how to register in SAM to expedite receipt of future PILT payments. If you have any questions, please contact the PILT Program Manager, Ms. Dionna Kiernan, at DOI_PILT@ios.doi.gov or (202) 341–2066.

Sincerely,

Deb Haaland

**A Plat of Callan Tract 1 and Callan Tract 2, located in the S1/2 of Section 31, T8S, R3E, BHM,
Fall River County, South Dakota**

Formerly Tract Callan

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,

BE IT RESOLVED that said plat is hereby approved in all respects.

Dated this 21st day of July, 2022.

/s/Joe Falkenburg, Chairman
Fall River County Board of Commissioners

ATTEST:
/s/Sue Ganje
Fall River County Auditor

The 2023 PILT Distribution Hearing was held as set by board. Motion made by Russell, seconded by Cope, to distribute the monies as done in 2022 for 2023, keeping schools to receive 10% of the total amount received (distributed by federal acres in each school district) and to allow distribution of 50% of the allocation (after the school portion) to the Township, Ambulance and Fire Districts for the 2023 distribution. With Greenough voting no, all others voting yes, by roll call vote, motion carried.

Brett Blessing, Highway Foreman, met with the Board. Motion made by Allen, seconded by Cope, to approve the extended warranty cost for the Caterpillar 140M3 AWD for 24 months in the amount of \$17,860.00. With Russell voting no, all others voting yes, by roll call vote, motion carried.

Fuel quotes were presented as follows:

7/6/2022 Fuel Quotes	8,000-Gal Gasoline
MG Oil	\$4.2428/gallon
Nelson's	\$4.58/gallon
PJ's Hi-D-Way	No Bid

Motion made by Greenough, seconded by Russell, to approve the low bid from MG Oil for 8,000 gallons of gasoline at \$4.2428 per gallon, for a total of \$33,942.40.

Motion made by Greenough, seconded by Allen, to approve the June 2022 transfers to reimburse the highway department for fuel used or work performed as follows: Sheriff's Department for \$4,780.08; Weed and Pest Office for \$586.57; Building for \$170.39; Emergency Management for \$92.22; and Director of Equalization for \$40.25.

**NOTICE OF HEARING UPON APPLICATION FOR A MALT BEVERAGE AND SD FARM WINE
LICENSE AND A WINE & CIDER LICENSE OUTSIDE OF MUNICIPALITIES**

NOTICE IS HEREBY GIVEN THAT the Fall River Board of County Commissioners in and for the County of Fall River, South Dakota, on the 20th day of July, 2023, at the hour of 9:30 a.m. will meet in regular session to consider the following applications for a Malt Beverage & SD Farm Wine License, 2023/2024 licensing period; and a Wine & Cider License, 2023 licensing period, all located outside of municipalities, to operate within the County of Fall River, South Dakota, which have been presented to the governing body and filed with the County Auditor's Office.

LICENSE REQUEST

TYPE OF LICENSE

Lisa Batley, Owner
Rodeo Grounds
27631 Hwy 79
Hot Springs, SD 57747

Retail (On-Off Sale)
Malt Beverage & SD Farm Wine
Lic: TBD

Retail (On-Off Sale)
Wine & Cider
Lic: TBD

NOTICE IS FURTHER GIVEN THAT any person, persons or their attorney may appear at said scheduled public hearing and present objections, if any objections there be.

Dated this 6TH day of July 2023, at Hot Springs, South Dakota.

/S/ Sue Ganje
Sue Ganje
County Auditor
Fall River County

Date Received _____
Date Issued _____

License No. _____

Uniform Alcoholic Beverage License Application

A. Owner Name and Address

Lisa Batley
14098 E. Oral Rd
Oral, SD 57706

Owner's Telephone #: 605-891-9034

B. Business Name and Address

Prodeo Grounds
27631 Hwy 79
Hot Springs, SD 57747

Business Telephone #: 605-891-9034

Place of business is located in a municipality? Yes No

County: Fall River

Do you own or lease this property? Own Lease

Are real property taxes paid to date? Yes No

C. Indicate the class of license being applied for
(submit separate application for each class of license).

- Retail (on-sale) Liquor
- Retail (on-sale) Liquor - Restaurant
- Convention Center (on-sale) Liquor
- Package (off-sale) Liquor
- Retail (on-off sale) Wine and Cider
- Retail (on-off sale) Malt Beverage & SD Farm Wine
- Package Delivery
- Hunting Preserve
- Other _____

D. Legal description of licensed premise:

PONDEROSA SUBD in 34-7-6: Lot 2, BLK 3,
less that part of Tract SB in lot 2

Is this license in active use? Yes No

Do you or any officers, directors, partners, or stockholders hold any other alcohol retail, manufacturing, or wholesaler licenses?

Yes No If Yes, please list on the back page.

Have you ever been convicted of a felony? Yes No

E. State Sales Tax Number pending

F. New license Transfer? (\$150) Re-issuance

G. CERTIFICATE: The undersigned applicant certifies under the penalties of perjury that all statements provided herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

Date 6-13-2023 Print Name Lisa Batley Signature Lisa Batley

H. APPROVAL OF LOCAL GOVERNING BODY – Notice of hearing was published on _____ . Public hearing on the application was held _____ , not less than SEVEN (7) days after official publication. The governing body by majority vote recommends the approval and granting of this license and certifies that requirements as to location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Renewal - no public hearing held
Amount of fee collected with application \$ _____
Amount of fee retained \$ _____
Forwarded with application \$ _____

For Local Government Use

Transferred (State Use)

(Seal) _____
Mayor or Chairman

From: _____
Sales tax approval _____ Date _____

STATE LIQUOR AUTHORITY:
APPROVAL _____ REVIEW _____

If disapproved, endorse reason thereon and return to applicant

SIGN HERE

**Company supplement information
(For corporate/partnership/LP/LLC applicants)**

Name of corporation/partnership/LP LLC Bodco Grounds LLC

Address of office and principal place of business of corporation/partnership/LP/LLC 14098 E. Oral Rd Oral, SD

Are all managing officers of this corporation/partnership/LP/LLC of good moral character having never been convicted of a felony? Yes No 57760

Name, title of office, occupation and address of each of the officers/owners of the corporation, partnership, LP or LLC:

Name	Office	Address	Occupation
<u>Lisa Batley</u>	<u>Owner</u>	<u>14098 E. Oral Rd Oral, SD</u>	<u>Education Technician</u>

Name of any officers, directors, partners or stockholders of applicant having a financial interest or capital stock in any other alcoholic beverage license:

Name	Type of License, License Number, Financial Interest Held, and Address of Business Location

Where and with whom are all company records kept, such as charter, by-laws, minutes, accounts, notes payable, and notes and accounts receivable, etc?
all kept with Lisa Batley

With signature the applicant agrees to the following:
That the applicant company will comply with all provisions of ARSD chapter No. 64:75:02 of the Department of Revenue, relating to the transfer of stock and prior approval of the transfer of such stock by the Secretary of Revenue and violation of any of the provisions of said regulation or failure to comply therewith, whether by the undersigned corporation, partnership/LP/LLC or by any stockholder thereof, or by anyone interested in said company, shall constitute cause for revocation or suspension of any license issued pursuant to and in reliance on this application, or for refusal to renew such license upon expiration thereof.
We the undersigned officers and directors of the applicant company acknowledge that the within supplement application form is true and correct in every respect and that there exists no financial arrangement concerning this or any other alcoholic beverage license than that expressly set forth above. If company stock is to be transferred we ask for approval of such voluntary stock transfer.

Signature of Authorized Officer/Director/Partner Lisa Batley Date 6-13-2023

Date Received _____
Date Issued _____

License No. _____

Uniform Alcoholic Beverage License Application

A. Owner Name and Address

Lisa Batley
14098 E. Oral Rd
Oral, SD 57766

Owner's Telephone #: _____

B. Business Name and Address

Rodeo Grounds
27631 Hwy 79
Hot Springs, SD 57747

Business Telephone #: 605-891-9034

Place of business is located in a municipality? Yes No

County: Fall River

Do you own or lease this property? Own Lease

Are real property taxes paid to date? Yes No

C. Indicate the class of license being applied for (submit separate application for each class of license).

- Retail (on-sale) Liquor
- Retail (on-sale) Liquor - Restaurant
- Convention Center (on-sale) Liquor
- Package (off-sale) Liquor
- Retail (on-off sale) Wine and Cider
- Retail (on-off sale) Malt Beverage & SD Farm Wine
- Package Delivery
- Hunting Preserve
- Other _____

D. Legal description of licensed premise:

Ponderosa SUBD IN 34-7-6 Lot 2, BLK 3,
less that part of tract SB in Lot 2

Is this license in active use? Yes No

Have you ever been convicted of a felony? Yes No

Do you or any officers, directors, partners, or stockholders hold any other alcohol retail, manufacturing, or wholesaler licenses?

E. State Sales Tax Number pending

Yes No If Yes, please list on the back page.

F. New license Transfer? (\$150) Re-issuance

G. CERTIFICATE: The undersigned applicant certifies under the penalties of perjury that all statements provided herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

Date 6-13-2023 Print Name Lisa Batley Signature Lisa Batley

H. APPROVAL OF LOCAL GOVERNING BODY - Notice of hearing was published on _____ . Public hearing on the application was held _____ , not less than SEVEN (7) days after official publication. The governing body by majority vote recommends the approval and granting of this license and certifies that requirements as to location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Renewal - no public hearing held
Amount of fee collected with application \$ _____
Amount of fee retained \$ _____
Forwarded with application \$ _____

For Local Government Use

Transferred (State Use)

(Seal) _____
Mayor or Chairman

From: _____

Sales tax approval _____ Date _____

STATE LIQUOR AUTHORITY:

APPROVAL _____ REVIEW _____

If disapproved, endorse reason thereon and return to applicant

SIGN THIS

**Company supplement information
(For corporate/partnership/LP/LLC applicants)**

Name of corporation/partnership/LP LLC Rodeo Grounds LLC

Address of office and principal place of business of corporation/partnership/LP/LLC 14098 E. Oral Rd Oral, SD 57766

Are all managing officers of this corporation/partnership/LP/LLC of good moral character having never been convicted of a felony? Yes No

Name, title of office, occupation and address of each of the officers/owners of the corporation, partnership, LP or LLC:

Name	Office	Address	Occupation
<u>Lisa Batley</u>	<u>Owner</u>	<u>14098 E. Oral Rd. Oral, SD</u>	<u>Education Technician</u>

Name of any officers, directors, partners or stockholders of applicant having a financial interest or capital stock in any other alcoholic beverage license:

Name	Type of License, License Number, Financial Interest Held, and Address of Business Location

Where and with whom are all company records kept, such as charter, by-laws, minutes, accounts, notes payable, and notes and accounts receivable, etc?

all kept with Lisa Batley

With signature the applicant agrees to the following:

That the applicant company will comply with all provisions of ARSD chapter No. 64:75:02 of the Department of Revenue, relating to the transfer of stock and prior approval of the transfer of such stock by the Secretary of Revenue and violation of any of the provisions of said regulation or failure to comply therewith, whether by the undersigned corporation, partnership/LP/LLC or by any stockholder thereof, or by anyone interested in said company, shall constitute cause for revocation or suspension of any license issued pursuant to and in reliance on this application, or for refusal to renew such license upon expiration thereof.

We the undersigned officers and directors of the applicant company acknowledge that the within supplement application form is true and correct in every respect and that there exists no financial arrangement concerning this or any other alcoholic beverage license than that expressly set forth above. If company stock is to be transferred we ask for approval of such voluntary stock transfer.

Signature of Authorized Officer/Director/Partner

Date

Lisa Batley

10-13-2023



*Emergency Management
Fall River County*

*Franklin W. Maynard CEM CFM
906 N. River St.
Hot Springs, SD 57747*

605 745-7562 605 890-7245 em@frcounty.org



Date: July 20, 2023

Subj: Commission Update

1. **HMEPG Grant:** I have submitted the paperwork to OEM for the \$1,000 reimbursement for the Hazardous Materials Awareness Training held on May 10th, conducted by Blue Cell, Inc. The check will be arriving within the next 2 to 3 weeks.
2. **LEMP Single Signature Form:** I am requesting approval to have the Chairman sign the form. All required documents have been completed for 3rd quarter.
3. **POD Grant:** The State Auditor, in his close out reported on two grants the county had received and had not expended all the funds. One of the grants was from 2009/2010 from the SD Dept. of Health for the Points of Distribution (POD) trailer and supplies. The county received \$11,000 in funding and spent \$7,499.39, leaving a balance of \$3,500.61. I contacted the Dept of Health, and I have attached a copy of their response, thus closing out this issue. (attachment)
4. **Rally Meeting:** We attended the annual Rally Meeting on July 12th in Rapid City.
5. **Fires & Incidents:**
 1. 7/9/2023: Vehicle Fire: Hillsview Court, Angostura: Angostura Fire, SD GFP and Fall River Sheriff.
 2. 7/16/2023: Sig. 1 North of Maverick Junction: Fall River Sheriff, Hot Springs Ambulance, Hot Springs Fire.
 3. 7/16/2023: Ranch Fire, Lightning Strike (4.1 acres): Off Fall River Road: Hot Springs Fire, Fall River Sheriff, SD WFS.
 4. 7/17/2023: Power Pole Fire: North and East of Maverick Jct. (18.1 acres): Oral Fire, Hot Springs Fire, SD WFS and Fall River Highway (blade).

A handwritten signature in black ink that reads 'Franklin W. Maynard'.

*Franklin W. Maynard, CEM, CFM
Emergency Manager*

*Fall River County
906 N. River Street
Hot Springs, SD 57747*

em@frcounty.org

From: Fox, Heather <Heather.Fox@state.sd.us>
Sent: Monday, July 17, 2023 12:13 PM
To: em@frcounty.org
Subject: RE: Extra POD Money

Hey Frank,

There is no need to send us a check since this was all done by contract and no money passed hands. Thank you for being thorough, but since that money wasn't spend you technically never received it.

If you need anything else let me know!



Heather Fox

Regional Preparedness Coordinator

Office of Public Health Preparedness and Response

(o) 605.394.6858 (c) 605.510.8129 | 221 Mall Drive Suite 202 |



Every South Dakotan Healthy and Strong

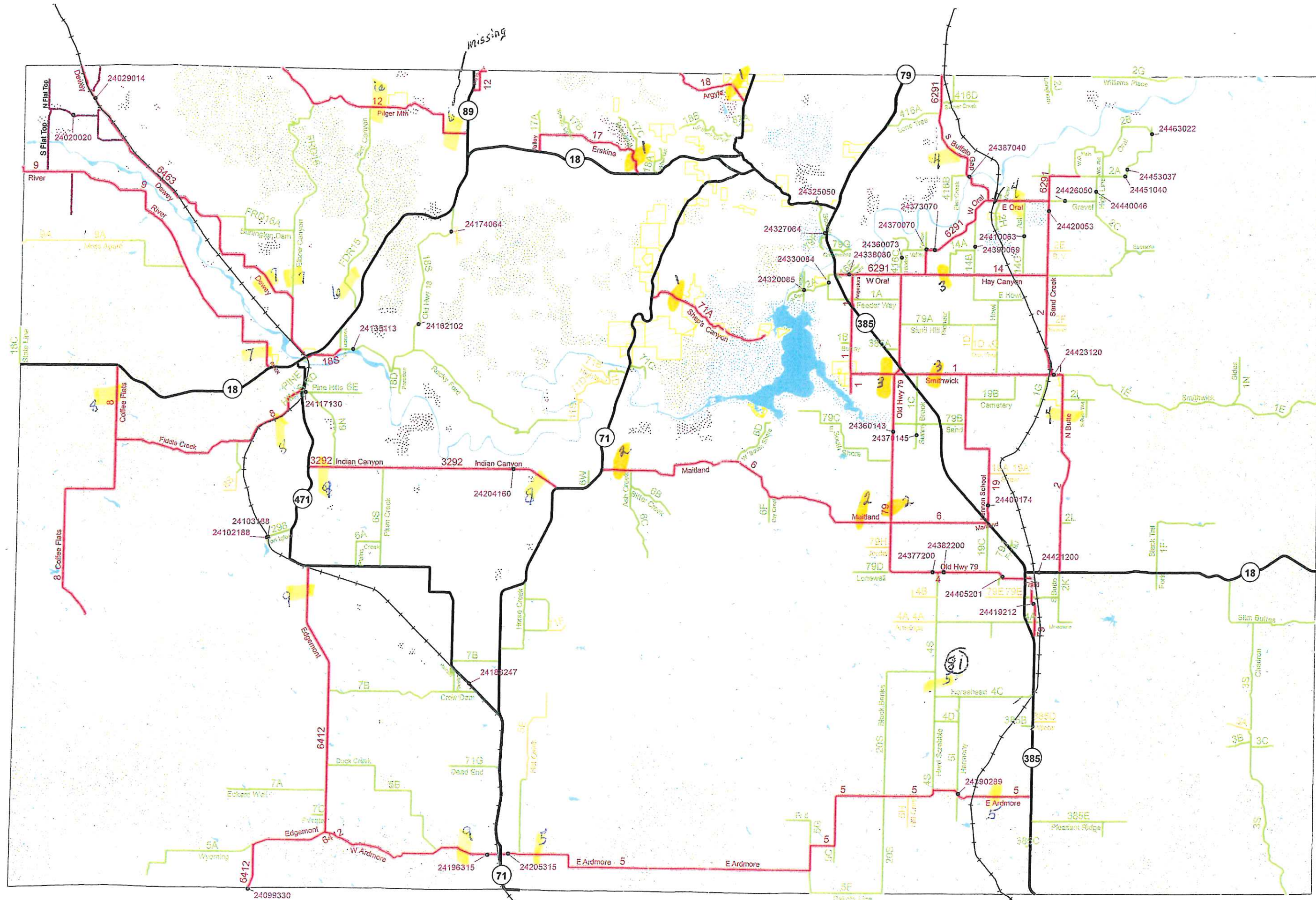
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From: em@frcounty.org <em@frcounty.org>
Sent: Thursday, July 13, 2023 4:14 PM
To: Fox, Heather <Heather.Fox@state.sd.us>
Subject: RE: [EXT] Extra POD Money

Heather,

1. 4-12 4-19
 2. 4-19 4-26
 3. 4-27 5-22
 4. 5-2 5-8
 5. 5-9 5-15
 6. 5-15 5-22
 7. 5-18 5-22

Fall River County Roads
 4.5-22 5-24



- Legend**
- County Bridge
 - Railroad
- Roads**
- CITY STREET
 - STATE
 - PRIMARY
 - NO MAINTENANCE
 - SECONDARY
 - TOWNSHIP
 - Subdivisions
 - Water
 - Stream
 - Black Hills Nat'l Forest
 - Buffalo Gap Nat'l Grasslands
 - BLM
 - Bureau of Reclamation
 - Corps of Engineers
 - Game, Fish, and Parks
 - State of S D Leased Land



October 2022

Traffic Counters 115

DATE	ROAD#	MAP#	AADT	AVG SPEED	MAX SPEED	SPEED LIMIT
3/27/2023-4/3/2023	71A-SHEP'S CANYON	1	121	39.37	57	35
3/27/2023-4/3/2023	18-ARGYLE	1	91	29.86	55	55
3/27/2023-4/3/2023	17-ERSKIN, VALLEY	1	72	32.86	50	55
4/12/2023-4/19/2023	6-MAITLAND OLD HOUSE	2	27	27	56	55
4/12/2023-4/19/2023	6-MAITLAND W END	2	37	40.84	59	55
4/12/2023-4/19/2023	6-MAITLAND OLD BRIDGE S OLD 79	2	53	39.42	66	55
4/19/2023-4/26/2023	1-PIRATES & OLD 79	3	40	36.8	61	55
4/19/2023-4/26/2023	14-HAY CANYON	3	52	40.08	68	55
4/19/2023-4/21/2023	1-E.SUNNY BROOK	3	94	42	64	55
4/27/2023-5/2/2023	2-S. SMITHWICK	4	17	42.15	58	55
4/27/2023-5/2/2023	6291-LONETREE	4	35	40.42	60	55
4/27/2023-5/2/2023	6291-E. OF 14C	4	125	41.21	62	55
5/2/2023-5/8/2023	4S-N. OF 4C	5	92	36.07	61	55
5/2/2023-5/8/2023	5-ARDMORE S. 385	5	16	42.25	62	55
5/2/2023-5/8/2023	5-E. ARDMORE	5	88	29.48	54	55
5/9/2023-5/15/2023	12-PILGER MNT. RD	6	22	36.56	71	55
5/9/2023-5/15/2023	FRD15-NEAR HWY 18	6	31	28.77	53	55
5/15/2023-5/18/2023	FRD16-S. END	7	127	21.86	56	55
5/15/2023-5/18/2023	9-RIVER RD	7	24	34.18	55	55
5/15/2023-5/18/2023	6463-DEWEY	7	23	38.51	47	55
5/18/2023-5/22/2023	8-COFFEE FLATS	8	13	40.93	56	55
5/18/2023-5/22/2023	3292-E. END INDIAN CANYON	8	51	42.78	59	55
5/18/2023-5/22/2023	3292-INDIAN CANYON	9	42	40.66	68	55
5/18/2023-5/22/2023	5-ARDMORE W. 1 MILE	9	40	44.04	57	55
5/18/2023-5/22/2023	6412- N. END	9	25	40.72	64	55

MINIMUM MAINTENANCE ROAD POLICY

State Statutes:

State 31-12-46. Minimum maintenance roads established. The board of county commissioners may designate any road on the county highway system as a minimum maintenance road if the board determines that the road or a segment of the road is used only occasionally or intermittently for passenger and commercial travel. The board shall identify the beginning and end points of the road designated a minimum maintenance. A minimum maintenance road may be maintained at a level less than the minimum standards for full maintenance roads; but shall be maintained at the level required to serve the occasional or intermittent traffic.

State 31-12-47. Posting notification of minimum maintenance road. The board of county commissioners shall post signs on a minimum maintenance road to notify the motoring public that it is a minimum maintenance road and that the public travels on the road at its own risk. The signs shall be posted at the entry points to and at regular intervals along a minimum maintenance road. A properly posted sign shall be prima facie evidence that adequate notice of a minimum maintenance road has been given to the motoring public.

The board of county commissioners have designated minimum maintenance roads; based on that the road or a segment of the road is used only occasionally or intermittently for passenger and commercial travel. A minimum maintenance road may be maintained at a level less than the minimum standards for full maintenance roads; but shall be maintained at the level required to serve the occasional or intermittent traffic. The minimum maintenance road shall be maintained at the discretion of the County Highway Superintendent; no mowing, graveling or snow removal will be done on a minimum maintenance road.

The county shall post signs on a minimum maintenance road to notify the motoring public that it is a minimum maintenance road and that the public travel on the road at its own risk. The signs shall be posted at the entry points to and at regular intervals along a minimum maintenance road. A properly posted sign shall be prima facie evidence that adequate notice of a minimum maintenance road has been given to the motoring public.

The board of county commissioners can change secondary roads to minimum maintenance at their discretion if it is determined that the road or a segment of the road is used only occasionally or intermittently for passenger and commercial travel. The board of county commissioners can change minimum maintenance roads to secondary roads at their discretion if it is determined that the usage of a road or a segment of the road has increased. Before any roads status is changed adjacent landowners will be contacted about the change and final approval will take place at the public hearing held in October for the Butte County 5-Year Road Plan.

02-26-2019

31-12-48. Designation of no maintenance highway—Removal of manmade obstruction.

For any highway or segment of a highway the board of county commissioners determines, after public notice, is used less than is required for designation as a minimum maintenance highway under § 31-12-46, the board may designate the highway as a no maintenance highway. The board shall, by resolution, identify the beginning and end point of the highway or segment of a highway designated as no maintenance. The board does not have any responsibility or duty of care on a no maintenance highway designated under this section, except upon knowledge of a manmade obstruction, to require removal or remediation of the manmade obstruction if needed, to maintain public access.

Source: SL 2018, ch 172, § 1; SL 2019, ch 128, § 1.

FALL RIVER COUNTY CODE OF THE WEST

The Code of the West was first chronicled by the famous western writer, Zane Grey. The men and women who came to this part of the country during the westward expansion of the United States were bound by an unwritten code of conduct. The values of integrity and self-reliance guided their decisions, actions and interactions. In keeping with that spirit, we offer this information to help the citizens of Fall River County who wish to follow in the footsteps of those rugged individualists by living outside city limits.

Introduction

It is important for you to know that life in the country is different from life in the city. County governments are not able to provide the same level of service that city governments provide. To that end, we are providing you with the following information to help you make an educated and informed decision to purchase rural land.

Access

The fact that you can drive to your property does not necessarily guarantee that you, your guests and emergency service vehicles can achieve that same level of access at all times. Please consider:

- 1.1 - Emergency response times (Sheriff, fire suppression, medical care, etc.) cannot be guaranteed. Under some extreme conditions, you may find that emergency response is extremely slow and expensive.
- 1.2 - There can be problems with the legal aspects of access, especially if you gain access across property belonging to others. It is wise to obtain legal advice and understand the easements that may be necessary when these types of questions arise.
- 1.3 - You can experience problems with the maintenance and cost of maintenance of your road. Fall River County maintains 700 miles of roads, but many rural properties are served by roads which are maintained by private road associations. There are even some county roads that are not maintained by the county - no grading or snow plowing. There are even some public roads that are not maintained by anyone! Make sure you know what type of maintenance to expect and who will provide that maintenance. Even if you have road frontage, you may require a permit to approach from the county or state to build a drive way off that road.
- 1.4 - Extreme weather conditions can destroy roads. It is wise to determine whether or not your road was properly engineered and constructed.
- 1.5 - Many large construction vehicles cannot navigate small, narrow roads. If you plan to build, it is prudent to check out construction access.
- 1.6 - School buses travel only on maintained county roads that have been designated as school bus routes by the school district. You may need to drive your children to the nearest county road so they can get to school.

1.7 - In extreme weather, even county maintained roads can become impassable. You may need a four wheel drive vehicle with chains for all four wheels to travel during those episodes, which could last for several days.

1.8 - Natural disasters, especially floods, can destroy roads. Fall River County will repair and maintain county roads; however, subdivision roads are the responsibility of the landowners who use those roads.

1.9 - Unpaved roads generate dust. As a general rule Fall River County does not treat county system roads to suppress the dust and dust is a fact of life for most rural residents.

1.10 - If your road is unpaved, it is highly unlikely that Fall River County will pave it in the foreseeable future. Check carefully with the Fall River County Road Department when any statement is made by the seller of any property that indicates any unpaved roads will be paved!

1.11 - Unpaved roads are not always smooth and are often slippery when they are wet. You will experience an increase in vehicle maintenance costs when you regularly travel on rural county roads.

1.12 - Mail/newspaper delivery is not available to all areas of the county. Ask the postmaster/newspaper to describe the system for your area.

1.13 - Standard parcel and overnight package delivery can be a problem for those who live in the country. Confirm with the service providers as to your status.

Utility Services

Water, sewer, electric, telephone and other services may be unavailable or may not operate at urban standards. Repairs can often take much longer than in towns and cities. Please review your options from the non-exhaustive list below.

2.1 - Telephone communications can be a problem, especially in the mountain areas of Fall River County. If you have a private line, it may be difficult to obtain another line for fax or computer modem uses. Even cellular phones will not work in all areas. High Speed Internet service is often not available.

2.2 - If sewer service is available to your property, it may be expensive to hook into the system. It also may be expensive to maintain the system you use.

2.3 - If sewer service is not available, you will need to use an approved on-site septic system or other treatment process. The type of soil you have available for a leach field will be very important in determining the cost and function of your system. For installation you will require a state/county certified septic installer or call 1-800-GET-DENR for the rules for installation.

2.4 - If you have access to a supply of treated domestic water, the tap fees can be expensive. You may also find that your monthly cost of service can be costly when compared to municipal systems.

2.5 - If you do not have access to a supply of treated domestic water, you will have to locate an alternative supply. The most common methods are hauling water or drilling a well. The cost for drilling and pumping can be considerable and generally requires hiring a SD licensed well driller. The quality and quantity of well water can vary considerably from location to location and from season to season. It is strongly advised that you research this issue very carefully.

2.6 - Not all wells can be used for watering of landscaping and/or livestock. If you have other needs, make certain that you have the proper approvals before you invest. It may also be difficult to find enough water to provide for your needs even if you can secure the proper permit.

2.7 - Electric service is not available to every area of Fall River County. It is important to determine the proximity of electrical power. It can be very expensive to extend power lines to remote areas.

2.8 - It may be necessary to cross property owned by others in order to extend electric service to your property in the most cost efficient manner. It is important to make sure that the proper easements are in place to allow lines to be built to your property.

2.9 - Electric power may not be available in two phase and three phase service configurations. If you have special power requirements, it is important to know what level of service can be provided to your property.

2.10 - If you are purchasing land with the plan to build at a future date, there is a possibility that electric lines (and other utilities) may not be large enough to accommodate you if others connect during the time you wait to build.

2.11 - The cost of electric service is usually divided into a fee to hook into the system and then a monthly charge for energy consumed. It is important to know both costs before making a decision to purchase a specific piece of property.

2.12 - Power outages can occur in outlying areas with more frequency than in more developed areas. A loss of electric power can also interrupt your supply of water from a well. You may also lose food in freezers or refrigerators and power outages can cause problems with computers as well. It is important to be able to survive for up to a week in severe cold with no utilities if you live in the country.

2.13 - Trash removal can be much more expensive in a rural area than in a city. In some cases, your trash dumpster may be several miles from your home. It is illegal to create your own trash dump, even on your own land. It is good to know the cost for trash removal as you make the decision to move into the country. In some cases, your only option may be to haul your trash to the landfill yourself. Recycling is more difficult because pick-up is not available in most rural areas.

2.14 - The State of South Dakota has laws which prohibit/restrict open burning of trash and yard debris. You will need to contact the local volunteer fire department to check the laws and permits that apply to your location of Fall River County.

The Property

There are many issues that can affect your property. It is important to research these items before purchasing land.

3.1 - Most, but not all, lots are buildable. Smaller lots may not meet state requirements for septic system installations. Generally a state electrical inspection of new construction is required before your power will be turned on.

3.2 - Easements may require you to allow construction of roads, power lines, water lines, sewer lines, etc. across your land. There may be easements that are not of record. Check these issues carefully.

3.3 - Many property owners do not own the mineral rights under their property. Owners of mineral rights have the ability to change the surface characteristics in order to extract their minerals. It is very important to know what minerals may be located under the land and who owns them. Much of the rural land in Fall River County can be used for mining. Be aware that adjacent mining uses can expand and cause negative impacts.

3.4 - You may be provided with a plat of your property, but unless the land has been surveyed and pins placed by a licensed surveyor, you cannot assume that the plat is accurate. The Fall River County Register of Deeds may have copies of filed plats.

3.5 - Fences that separate properties are often misaligned with the property lines. A survey of the land is the only way to confirm the location of your property lines. South Dakota law may require that you pay one-half the cost of a fence installed by your neighbor on a common border.

3.6 - Many subdivisions and planned unit developments have covenants that limit the use of the property. It is important to obtain a copy of the covenants (or confirm that there are none) and make sure that you can live with those rules. Also, a lack of covenants can cause problems between neighbors.

3.7 - Road taxing districts and homeowners associations are sometimes used to take care of common elements, roads, open space, etc. A dysfunctional homeowners association or poor covenants can cause problems for you and even involve you in expensive litigation.

3.8 - Dues are almost always a requirement for those areas with a HOA. The by-laws of the HOA will tell you how the organization operates and how the dues are set.

3.9 - The surrounding properties will probably not remain as they are indefinitely. The view from your property may change.

3.10 - If you have a water ditch or powerline running across your property there is a good possibility that the owners of the ditch/line have the right to come onto your property with heavy equipment to maintain the ditch/or cut trees away from their powerline.

3.11 - Water rights that are sold with the property may not give you the right to use the water from any ditches crossing your land without coordinating with a neighbor who also uses the water. Other users may have senior rights to the water that can limit your use or require you to pay for the oversizing or other improving of the ditch.

3.12 - It is important to make sure that any water rights you purchase with the land will provide enough water to maintain fruit trees, pastures, gardens or livestock.

3.13 - The water flowing in irrigation ditches belongs to someone. You cannot assume that because the water flows across your property, you can use it.

3.14 - Flowing water can be a hazard, especially to young children. Before you decide to locate your home near an active ditch, consider the possible danger to your family.

3.15 - The development of lots may be affected by geological hazards, flooding, wetlands, streams, rivers, and lakes. Additionally, priority fish and/or wildlife habitats and species may limit the type and location of development you may perform on your property. Development constraints, extra costs, special studies and permits may be required for the development of lots.

3.16 - South Dakota does not have a personal income tax and as a result property taxes are often much higher than other states. It is worthwhile to visit with the Fall River Tax Assessor before buying property to determine whether a large increase in assessments and hence taxes on the property is expected. In particular, agricultural land that is subdivided and no longer meets the requirements for being agricultural can result in taxes that are many multiple times more than previous taxes.

Mother Nature

Residents of the country usually experience more problems when the elements and earth turn unfriendly. Here are some thoughts for you to consider.

4.1 - The physical characteristics of your property can be positive and negative. Trees are a wonderful environmental amenity, but can also involve your home in a forest fire. Building at the top of a forested draw should be considered as dangerous as building in a flash flood area. Defensible perimeters are very helpful in protecting buildings from forest fire and inversely can protect the forest from igniting if your house catches on fire. If you start a forest fire, you are responsible for paying for the cost of extinguishing that fire. For further information, you can contact Fall River Emergency Management or the local volunteer fire district.

4.2 - Steep slopes can slide in unusually wet weather. Large rocks can also roll down steep slopes and present a great danger to people and property.

4.3 - Expansive soils, can buckle concrete foundations and twist steel I-beams. You can determine the soil conditions on your property by reviewing the Fall River County Soil Survey.

4.4 - North facing slopes or canyons rarely see direct sunlight in the winter. There is a possibility that snow will accumulate and not melt throughout the winter.

4.5 - The topography of the land can tell you where the water will go in the case of heavy precipitation. When property owners fill in ravines, they have found that the water that drained through that ravine now drains through their house.

4.6 - A flash flood can occur, especially during the summer months, and turn a dry gully into a river. It is wise to take this possibility into consideration when building. FEMA flood maps are available through Emergency Management for most of the county and help determine whether you will be able to purchase flood insurance.

4.7 - Nature can provide you with some wonderful neighbors. Most, such as deer and eagles are positive additions to the environment. However, even "harmless" animals like deer can cross the road unexpectedly and cause traffic accidents. Rural development encroaches on the traditional habitat of coyotes, bobcats, mountain lions, rattlesnakes, prairie dogs, mosquitoes and other animals that can be dangerous and you need to know how to deal with them. In general, it is best to enjoy wildlife from a distance and know that if you do not handle your pets and trash properly, it could cause problems for you and the wildlife.

4.8 - Many areas of Fall River County are open for hunting. Hunting, while providing recreational opportunities, is a tool for managing wildlife populations. It also involves individuals who may trespass, litter, or fire guns. Don't automatically assume your property is in a no hunting area.

Agriculture

Owning rural land means knowing how to care for it. There are a few things you need to know:

5.1 - Farmers often work around the clock, especially during planting and harvest time, and hay is often swathed or baled at night. It is possible that adjoining agriculture uses can disturb your peace and quiet.

5.2 - Land preparation and other operations can cause dust, especially during windy and dry weather.

5.3 - Farmers occasionally burn their ditches to keep them clean of debris, weeds and other obstructions. This burning creates smoke that you may find objectionable.

5.4 - Chemicals (mainly fertilizers and herbicides) are often used in growing crops. You may be sensitive to these substances and many people actually have severe allergic reactions. Many of these chemicals are applied by airplanes that fly early in the morning.

5.5 - Animals and their manure can cause objectionable odors. What else can we say?

5.6 - Agriculture is an important business in Fall River County. If you choose to live among the farms and ranches of our rural countryside, do not expect county government to intervene in the normal day-to-day operations of your agri-business neighbors.

5.7 - Portions of Fall River County are open range. This means if you do not want cattle, sheep or other livestock on your property, it is your responsibility to fence them out. In those areas, it is not the responsibility of the rancher to keep his/her livestock off your property.

5.8 - Before buying land you should know if it has noxious weeds that may be expensive to control and you may be required to control. Some plants are poisonous to horses and other livestock.

5.9 - Animals can be dangerous. Bulls, stallions, rams, boars, etc. can attack human beings. Children need to know that it is not safe to enter pens where animals are kept.

5.10 - Much of Fall River County receives less than 17 inches of precipitation per year. As a result, we have a problem with overgrazing, and fugitive dust. Without irrigation, grass does not grow very well. There is a limit to the amount of grazing the land can handle. The Fall River County Cooperative Extension office can help you with these issues.

In Conclusion

Even though you pay property taxes to the county, the amount of tax collected does not cover the cost of the services provided to rural residents. In general, those living in the cities subsidize the lifestyle of those who live in the country by making up the shortfall between the cost of services and the revenues received from rural dwellers.

This information is by no means exhaustive. There are other issues that you may encounter that we have overlooked and we encourage you to be vigilant in your duties to explore and examine those things that could cause your move to be less than you expect.

We have offered these comments in the sincere hope that it can help you enjoy your decision to reside in the country. It is not our intent to dissuade you, only inform you.

Adopted this 16th day of May, 2017

Fall River County Commission

Joe Falkenburg, Chairman

Il River County, South Dakota

906 N. River Street, Hot Springs, SD 57747

[Home](#) [Online Map](#) [Directory](#) [Commission](#) [Law & Court](#) [Employment \(2\)](#) [Contact](#) [Oglala Lakota Co.](#)

Planning & Zoning

Within the city of Hot Springs

contact City Hall for building permits and information

City of Hot Springs
303 N. River St.
Hto Springs, SD 57747
605-745-3135
www.hs-sd.org

Within the City of Edgemont

contact City Hall for building permits and information

City of Edgemont
412 2nd Ave
Edgemont, SD 57735
605-662-7422
city@gwtc.net
cityofedgemont.com

Outside of, but adjacent to the city of Hot Springs or the city of Edgemont

If you are platting land that is adjacent to the city boundary or if you are platting a lot(s) that exist in a subdivision adjacent to the city boundary your plat must be approved by both the county commissioners and the city. (See South Dakota Codified Law: [SDCL 11-3-6](#))

List of Subdivisions adjacent to Hot Springs:

- Country Club Estates,
- Pine Haven Subdivision,
- Cascade Valley Development,
- Cedar Hills Subdivision,
- Cottage Grove Addn,
- Cold Brook Subdivision,
- Stoddard Addn,
- Red Ridge Estates,
- NewHouse Subdivision,
- Swett Subdivision

Also, read the information below regarding building in the county.

Outside of Edgemont and Hot Springs

There is no planning and zoning. However there are items for which you as the landowners should be aware and responsible. The commissioners some years ago put together a document called [Code of the West](#) which explains what to expect when moving to rural Fall River County. We encourage everyone to read this to be prepared for common challenges and to have proper expectations set.

1.) **Building Permit:** A permit is only required if your building lies within the flood plain (see #2 below). However, South Dakota Codified Law does require that you report changes in your property to the Director of Equalization. You can do this [online](#), by phone (605-745-5136), or in person. Changes that should be reported include: building a new structure, adding



News – Fire Danger

Black Hills:

Fire Danger – Low

Burn permits required

Grasslands:

Fire Danger – Low

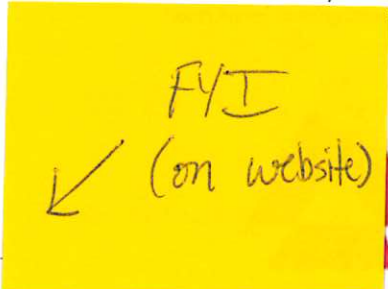
<https://www.weather.gov/unr/rfd>

Updated: 7/4/2023

[National Grassland Fire Ban](#)
[National Forest Fire Ban](#)

County Maps

[GIS Maps](#)
[Landowner Maps – paper](#)
[County Online Map](#)



[Fall River County Contact List](#)
[Contact List](#)

[National Association of Counties](#)
<http://www.naco.org/>

an addition, moving a mobile home from one location to another, demolishing a structure, or major damages caused to a structure (by fire, weather, etc) that will not be repaired within the year.

od Plain: A permit is required to build within the flood plain. To find out if your building site is within the flood plain the GIS department at: 605-745-5136 or gis@frcounty.org .

- Providing a GPS point of your building location will speed this process.
- If you do not have access to equipment to take a GPS point of your building site the GIS department can do this for you but this may take time if schedules are full.
- If you find that you are within the flood plain and you wish to contest the location of the flood plain you have the option to file a LOMA (Letter of Map Amendment) with FEMA.

3.) **Septic Systems:** Septic systems within the county must comply with State of South Dakota [regulations](#). Contact the Department of Agriculture and Natural Resources, 1-800-438-3367, [website](#). Perhaps the most common issue is with minimum lot size.

SDCL 74:53:01:16. Minimum lot size required. A water-carriage wastewater system may not be installed or operated on a lot which is smaller than 20,000 square feet in surface area. A water-carriage wastewater system may not be installed or operated on a lot which is smaller than 43,560 square feet (1 acre) when potable water is supplied by a private water supply system located on the lot. A water-carriage wastewater treatment system may be installed and operated on a lot which is 20,000 square feet in surface area or larger if the requirements of § 74:53:01:19 are met and the premises are supplied by a public water supply system, a private water supply system not located on the lot, or by hauling and storage of potable water in a cistern. The requirements of this section do not apply if wastewater is emptied into a holding tank or an unconventional system is used.

Even on lots larger than 1 acre topography can cause issues meeting other setback requirements. Keep this in consideration when buying and planning construction.

For general plumbing information see <http://plumbing.sd.gov>

If you wish to file a **complaint** regarding a septic tank or onsite wastewater system you may do so with the DANR. Their [online form](#) or [printable form](#) must contain your contact information and signature but will remain confidential with the board and secretary.

4.) **Addresses:** 9-1-1 addresses are used by emergency responders (ambulance, fire, law enforcement) to quickly located properties. Contact the GIS department at: 605-745-7584 or gis@frcounty.org to receive an address. This process can take several days so please do not wait to the last moment. (Addresses are often required by the telephone, utility, insurance, and construction companies before work can begin so get your address early.)

- Addresses are needed for the following buildings: **Inhabited dwellings** (homes, cabins, mobile homes, hotels, etc), **Commercial businesses**, Any **building with a landline phone**, A **building with power** that is not next to an addressed structure (a barn with power next to a home does not need a separate address unless it has its own landline phone number.)
- Addresses are determined by where your driveway meets the 9-1-1 road, please do not move 9-1-1 signs, if your driveway location has changed your address may change as well. (Landowners are allowed to move their own sign distances of less than 50' in order to accommodate work on driveways such as the widening of a driveway.)
- If it is necessary to name a road before your address can be assigned please allow a month or more for the naming and addressing process.
- **Mail:** After an address is assigned it is the responsibility of the owner to contact the local post office for information on mailbox placement.

5.) **Driveway Approach:** If your driveway exits directly onto a county road it is necessary to obtain an approach easement from the county highway superintendent. Permits and specifications can be found on the Fall River County website under [highway department](#).

6.) **Commercial/Ag Structures:** If you are building a commercial structure with a value greater than \$30,000 or an agricultural structure with a value greater than \$10,000 please contact the [Director of Equalization](#), 605-745-5136, as you will be eligible for the Commercial/Ag Discretionary which will give your building reduced taxes for the first 4 years. For more information on this program see the New Construction Tax Incentive on the [Tax Assistance Program](#) page.

7.) **Digging:** Before digging remember to always call One Call for utility information. www.sdonecall.com or call 811 (in state) or 800- 781-7474 (out of state)

8.) **Emergency Responders:** Make sure your driveway can accommodate emergency vehicles like the ambulance and fire engines. Having adequate gate widths, driveway slope, and turning radius on cutbacks are all important to ensure timely

Website Survey

Where did you hear about our website? *

- Search Engine
- Newspaper
- Friend
- Other

What information were you looking for on this website? *

- General Information
- Specific Information
- Just Curious
- Other

Did you find the information you were looking for? *

- Yes
- No
- Maybe

Submit

Employee Portal

response to your structure in the event of an emergency.

9.) **Plats:** The county has two ordinances regarding plats [Ordinance 2012-02](#) and [Ordinance 2018-01](#). Other questions attning property should be directed to the Register of Deeds, 605-745-5139 or rod@frcounty.org.

port: The City of Hot Springs incorporated their airport a few years ago. Properties within a mile of the airport may fall into the 'Outside of City but Adjacent' rules.

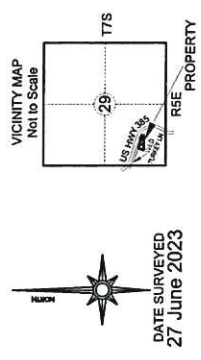
[\(Edit\)](#)

[Return to top of page](#)

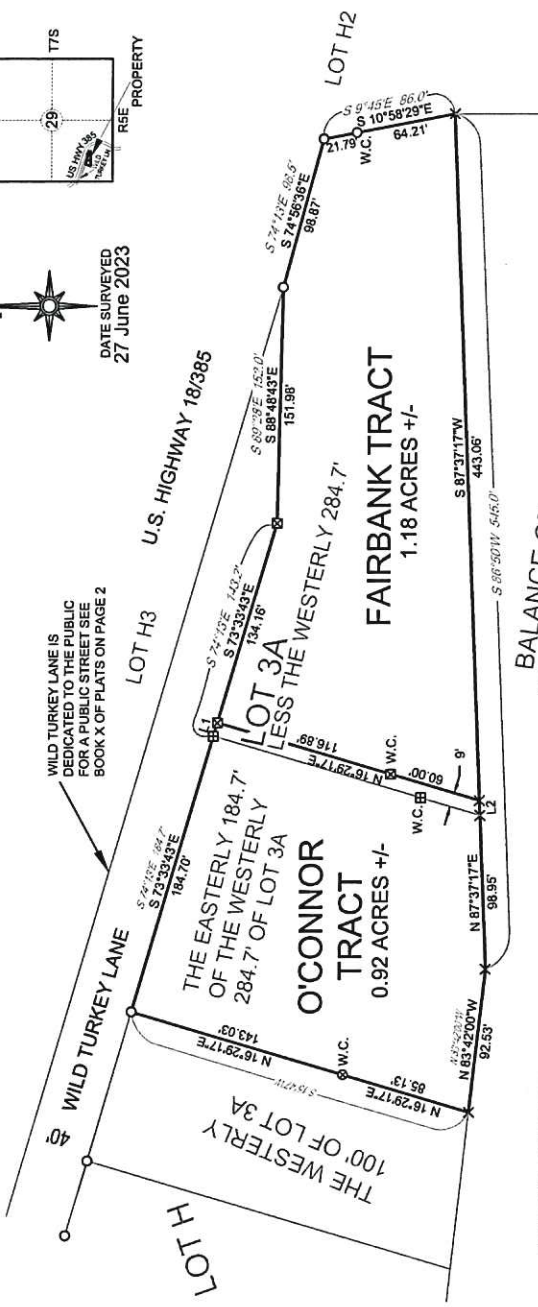
A PLAT OF
**O'CONNOR TRACT AND FAIRBANK TRACT, LOCATED
 IN THE SW1/4 SW1/4 OF SECTION 29, T7S, R6E, BHM,
 FALL RIVER COUNTY, SOUTH DAKOTA**

FORMERLY THE EASTERLY 184.7' OF THE WESTERLY 284.7' OF LOT 3A,
 AND LOT 3A EXCEPT THE WESTERLY 284.7'

NOTE: See Book X of Plats on
 Page 2, for plat of the Subdivision
 of Lot 3 of Fred B. Hackett Tract



DATE SURVEYED
 27 June 2023



BALANCE OF
 SW1/4 SW1/4

LEGEND

- ☑ Set rebar w/aluminum cap marked "ANDERSEN ENG PLS 5906"
- ☒ Found rebar w/aluminum cap marked "ANDERSEN ENG PLS 5906"
- ⊙ Found rebar w/aluminum cap marked "ANDERSEN PLS 284Z"
- Found iron pipe
- X angle point not monumented
- 522.76' Slant lettering denotes record calls

Course	Bearing	Distance
L1	S 73°33'43" E	9.00'
L1	S 74°13' E	
L2	N 87°37'17" E	9.51'
L2	S 66°50'11" W	



NOTE: REAR CORNERS FALL IN OR
 NEAR CREEK AND WITNESS CORNERS
 WERE SET FOR ALIGNMENT PURPOSES.

BASIS OF BEARING - GPS OBSERVATION
 taken N 18°24'03"W 1383.72' from the NW
 corner of the Easterly 184.7' of the Westerly
 284.7' of Lot 3A.
 OPUS STATIC SOLUTION NAD83(2011)
 LAT: 43°24'40.90241"
 LONG: -103°26'24.33728"

CERTIFICATE OF SURVEYOR

I, John D. McBride, Registered Land Surveyor No. 5906 in the State of South Dakota, do hereby certify that being so authorized, I have prepared the within plat of land shown and described herein from notes taken during an actual survey made by me or under my direct supervision, and that to the best of my knowledge and belief, the same is a true and correct representation of said survey.
 IN WITNESS WHEREOF, I hereunto set my hand and official seal.
 Dated this ___ day of ___, 2023.

John D. McBride, SDRLS No. 5906

Fall River County Treasurer

CERTIFICATE OF COUNTY DIRECTOR OF EQUALIZATION

I, Director of Equalization of Fall River County, do hereby certify that my office has been furnished with a true copy of the within plat.
 Dated this ___ day of ___, 2023.

Director of Equalization of Fall River County

STATE OF _____ COUNTY OF _____

We, Michael T. O'Connor and Reina O'Connor, do hereby certify that we are the owners of the within described lands and that the within plat was made at our direction for the purposes indicated therein, and that the development of this land shall conform to all existing zoning, subdivision, and erosion and sediment control regulations.
 Dated this ___ day of ___, 2023.

Michael T. O'Connor

Reina O'Connor

ACKNOWLEDGMENT OF OWNERSHIP

STATE OF _____ COUNTY OF _____
 On this ___ day of ___, 2023, before me, a Notary Public, personally appeared Michael T. O'Connor and Reina O'Connor, known to me to be the person(s) described in the foregoing instrument, and acknowledged to me that they signed the same.
 IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Notary Public _____ My commission expires _____

STATE OF _____ COUNTY OF _____

I, Bonnie B. Fairbank, do hereby certify that I am the owner of the within described lands and that the within plat was made at my direction for the purposes indicated therein, and that the development of this land shall conform to all existing zoning, subdivision, and erosion and sediment control regulations.
 Dated this ___ day of ___, 2023.

Bonnie B. Fairbank

ACKNOWLEDGMENT OF OWNERSHIP

STATE OF _____ COUNTY OF _____
 On this ___ day of ___, 2023, before me, a Notary Public, personally appeared Bonnie B. Fairbank, known to me to be the person(s) described in the foregoing instrument, and acknowledged to me that they signed the same.
 IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Notary Public _____ My commission expires _____

OFFICE OF THE REGISTER OF DEEDS

Filed for record this ___ day of ___, 2023, at ___ o'clock ___ M., and recorded in Book _____ of Plats on page _____

Fall River County Register of Deeds

APPROVAL OF ACCESS BY ROAD AUTHORITY

The location of the existing access to the Highway or Street as shown herein is hereby approved. This access approval does not replace the need for any permits required by law, including Administrative Rule of South Dakota 70:09501.02.
 Dated this ___ day of ___, 2023

SDDOT Authority _____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS

Whereas, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and it appearing to this Board that the system of streets conforms to the system of streets of existing plate and section lines of the county; adequate provision is made for access to adjacent unplattd lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,
 BE IT RESOLVED that said plat is hereby approved in all respects.
 Dated this ___ day of ___, 2023.

Chairperson, Fall River County Board of Commissioners

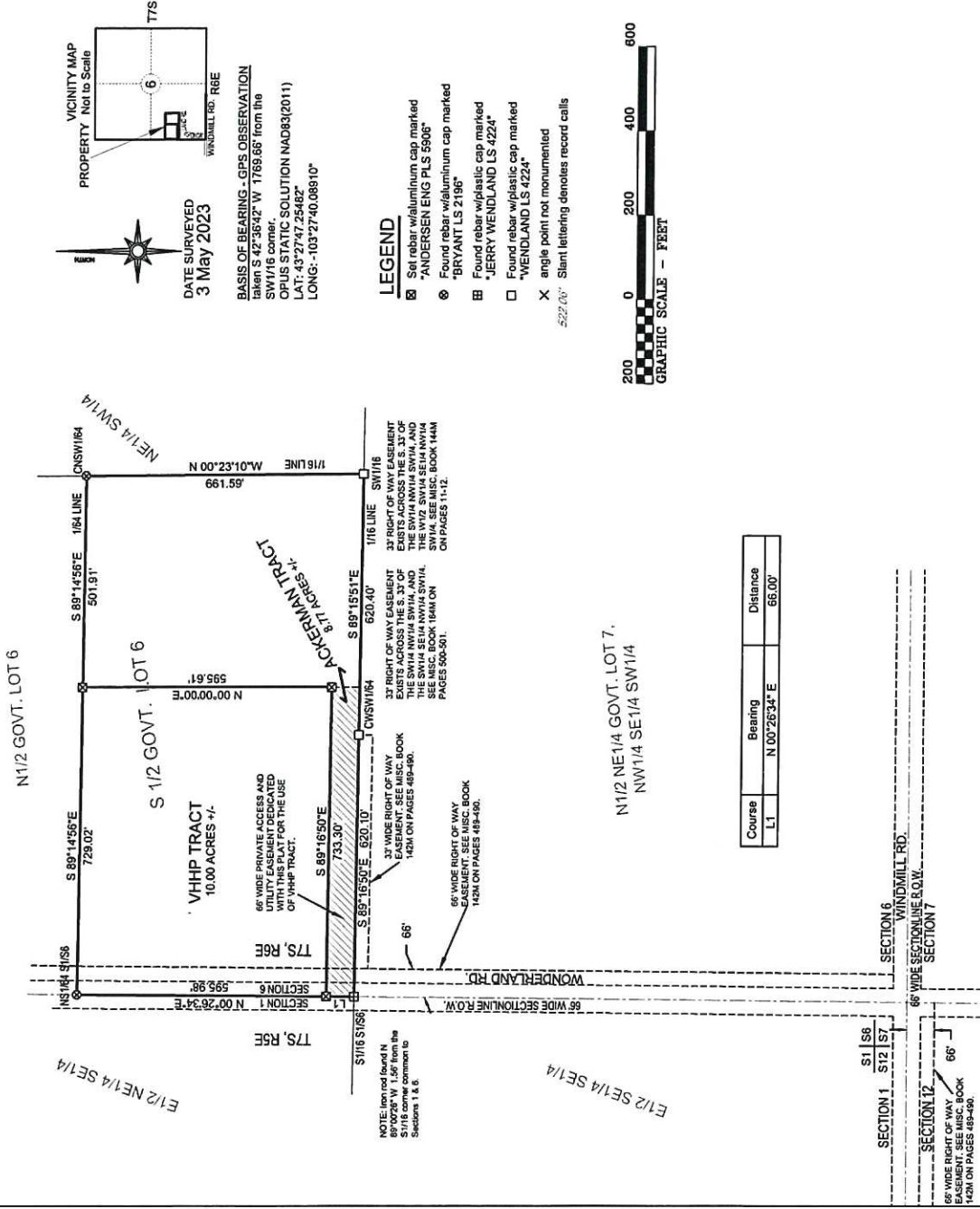
CERTIFICATE OF COUNTY AUDITOR
 I, Fall River County Auditor, do hereby certify that the above instrument is a true and correct copy of the resolution adopted by the Board of County Commissioners of Fall River County, South Dakota, at a meeting held on the ___ day of ___, 2023.

Fall River County Auditor

Prepared by
ANDERSEN ENGINEERS
Land Surveyors

Drawn by RW	Date 7/10/2023	P.O. Box 446 Edgemont, SD 57735
Approved by MGB	Date 7/10/2023	(605)-662-5500 anderseneengineers@gwinc.net
Scale 1"=60'	Sheet 1 of 1	File Name: L3A_HACKETT_TRACT

A PLAT OF VHHP TRACT AND ACKERMAN TRACT, LOCATED IN THE S1/2 OF GOVERNMENT LOT 6 OF SECTION 6, T7S, R6E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA



DATE SURVEYED
3 May 2023

BASIS OF BEARINGS - GPS OBSERVATION taken S 42°36'42\"/>

- LEGEND**
- ☒ Set rebar w/aluminum cap marked
 - ☒ "ANDERSEN ENG PLS 5906"
 - ☒ Found rebar w/aluminum cap marked
 - ☒ "BRYANT LS 2196"
 - ☒ Found rebar w/plastic cap marked
 - ☒ "JERRY WENDLAND LS 4224"
 - ☒ Found rebar w/plastic cap marked
 - ☒ "WENDLAND LS 4224"
 - X angle point not monumented
- \$22.00' Slant lettering denotes record calls



Course	Bearing	Distance
L1	N 00°26'34\"/>	

CERTIFICATE OF SURVEYOR
I, John D. McBride, Registered Land Surveyor No. 5906 in the State of South Dakota, do hereby certify that being so authorized, I have prepared the within plat of land shown and described herein from notes taken during an actual survey made by me or under my direct supervision, and that to the best of my knowledge and belief, the same is a true and correct representation of said survey.
IN WITNESS WHEREOF, I hereunto set my hand and official seal.
Dated this ___ day of ___, 2023.

John D. McBride, SDRLS No. 5906

STATE OF _____ COUNTY OF _____
We, Donald L. Ackerman and Mary Ann Ackerman, do hereby certify that we are the owners of the within described lands and that the within plat was prepared at our direction for the purposes indicated therein, and that the development of this land shall conform to all existing zoning, subdivision, and erosion and sediment control regulations.
Dated this ___ day of ___, 2023.

Donald L. Ackerman

Mary Ann Ackerman

ACKNOWLEDGMENT OF OWNERSHIP
STATE OF _____ COUNTY OF _____
On this ___ day of ___, 2023, before me, a Notary Public, personally appeared Donald L. Ackerman and Mary Ann Ackerman, known to me to be the person(s) described in the foregoing instrument, and acknowledged to me that they signed the same.
IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Notary Public _____
My commission expires _____

CERTIFICATE OF COUNTY DIRECTOR OF EQUALIZATION
I, Director of Equalization of Fall River County, do hereby certify that my office has been furnished with a true copy of the within plat.
Dated this ___ day of ___, 2023.

Director of Equalization of Fall River County

CERTIFICATE OF COUNTY TREASURER
I, Fall River County Treasurer, do hereby certify that all taxes and special assessments which are liens upon the within described lands are fully paid according to the records of this office.
Dated this ___ day of ___, 2023.

Fall River County Treasurer

APPROVAL OF ACCESS BY ROAD AUTHORITY
The location of the existing access to the Highway or Street as shown herein is hereby approved. This access approval does not replace the need for any permits required by law, including Administrative Rule of South Dakota 70-09-0102.
Dated this ___ Day of ___, 2023

SDDOT Authority

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
Whereas, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplat lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,
BE IT RESOLVED that said plat is hereby approved in all respects.
Dated this ___ day of ___, 2023.

Chairperson, Fall River County Board of Commissioners

CERTIFICATE OF COUNTY AUDITOR
I, Fall River County Auditor, do hereby certify that the above instrument is a true and correct copy of the resolution adopted by the Board of County Commissioners of Fall River County, South Dakota, at a meeting held on the ___ day of ___, 2023.

Fall River County Auditor

Prepared by
ANDERSEN ENGINEERS
Land Surveyors

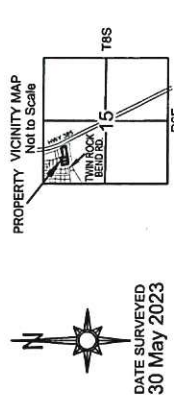
Drawn by DR/RW	Date 5/6/2023	P.O. Box 446 Edgemont, SD 57735
Approved by McB	Date 7/5/2023	(605) 662-5500 andersenengineers@gwct.net
Scale 1"=200'	Sheet 1 of 1	File Name: S6_T7S_R6E_2023

Filed for record this ___ day of ___, 2023, at ___ o'clock ___ M, and recorded in Book ___ of Plats on page ___

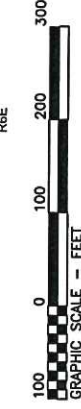
Fall River County Register of Deeds

A PLAT OF HARRIS TRACT 1, HARRIS TRACT 2, AND HARRIS TRACT 3, LOCATED IN THE NW 1/4 OF SECTION 15, T8S, R6E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA FORMERLY TWIN ROCK BEND TRACT 1

NOTE: See Book XXVII of
Plats on Page 240 for plat
of Twin Rock Bend Tract 1.



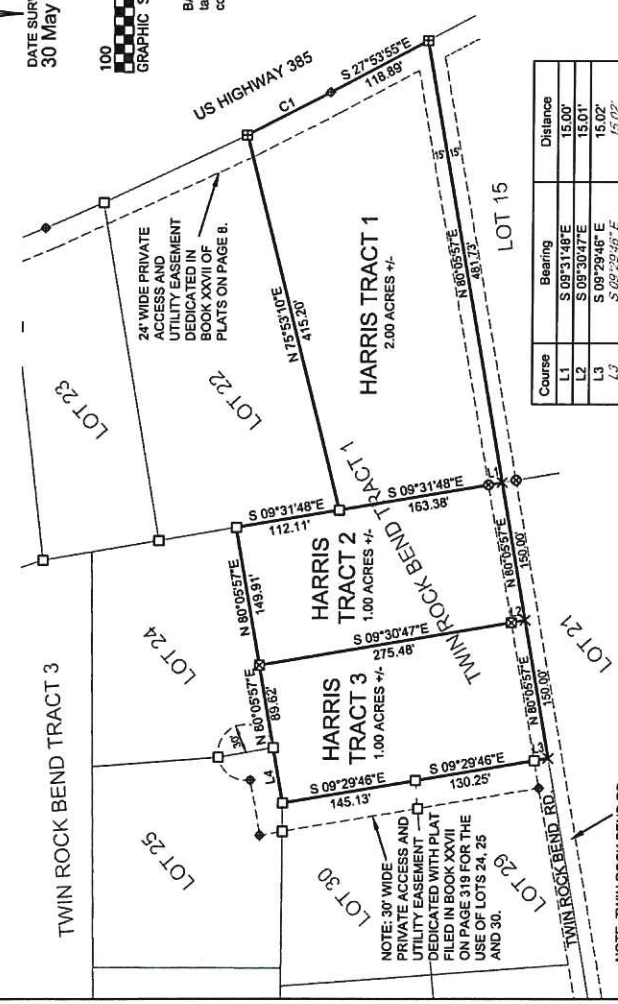
DATE SURVEYED
30 May 2023



BASIS OF BEARING - GPS OBSERVATION
taken N 35°20'30" W 928.42' from the NW
corner of Harris Tract 3.

- LEGEND**
- ☒ Set rebar w/aluminum cap marked "ANDERSEN ENG PLS 5906"
 - ☒ Found rebar w/aluminum cap marked "ANDERSEN PLS 2842"
 - ☐ Found rebar w/aluminum cap marked "ANDERSEN ENG PLS 5906"
 - ◆ Found rebar w/plastic cap marked "ANDERSEN PLS 2842"
 - ⊗ Found rebar w/aluminum cap marked "BRYANT LS 2186"
 - Found rebar
 - X angle point not monumented
 - 5.22169' Slant lettering denotes record calls

For an Electric Easement-Underground,
See Book 161M of Miscellaneous on
pages 003-005.



Course	Bearing	Distance	Delta	Chord	Chord Bear.
L1	S 09°31'48" E	15.00'	1°28'47"	100.32'	N 27°05'32" W
L2	S 09°30'47" E	15.01'	1°29'47"	100.32'	N 27°02'32" W
L3	S 09°29'46" E	15.02'	1°29'47"	100.32'	N 27°02'32" W
L4	N 80°05'57" E	60.30'			

CERTIFICATE OF SURVEYOR
I, John McBride, Registered Land Surveyor No. 5906 in the State of South Dakota, do hereby certify that being so authorized, I have prepared the within plat of land shown and described hereon from notes taken during an actual survey made by me or under my direct supervision, and that to the best of my knowledge and belief, the same is a true and correct representation of said survey.
IN WITNESS WHEREOF, I hereunto set my hand and official seal.
Dated this ___ day of ___, 2023.

John McBride, SDRLS No. 5906

Fall River County Treasurer

CERTIFICATE OF COUNTY DIRECTOR OF EQUALIZATION
I, Director of Equalization of Fall River County, do hereby certify that my office has been furnished with a true copy of the within plat.
Dated this ___ day of ___, 2023.

Director of Equalization of Fall River County

STATE OF _____ COUNTY OF _____
We, Patrick M. Harris and Lornie F. Harris, do hereby certify that we are the owners of the within described lands and that the within plat was made at our direction for the purposes indicated therein, and that the development of this land shall conform to all existing zoning, subdivision, and erosion and sediment control regulations.
Dated this ___ day of ___, 2023.

Patrick M. Harris

Lornie F. Harris

ACKNOWLEDGMENT OF OWNERSHIP
STATE OF _____ COUNTY OF _____
On this ___ day of ___, 2023, before me, a Notary Public, personally appeared Patrick M. Harris and Lornie F. Harris, known to me to be the person(s) described in the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein stated, and that they are the owners, IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Notary Public
My commission expires _____

Chairperson, Fall River County Board of Commissioners

APPROVAL OF ACCESS BY ROAD AUTHORITY
The location of the existing access to the Highway or Street as shown herein is hereby approved. This access approval does not replace the need for any permits required by law, including Administrative Rule of South Dakota 70:09-01-02.
Dated this ___ Day of ___, 2023

CERTIFICATE OF COUNTY AUDITOR
I, Fall River County Auditor, do hereby certify that the above instrument is a true and correct copy of the resolution adopted by the Board of County Commissioners of Fall River County, South Dakota, at a meeting held on the ___ day of ___, 2023.

SDDOT Authority

Fall River County Auditor

Prepared by
ANDERSEN ENGINEERS
Land Surveyors

Drawn by RW	Date 6/19/2023	P.O. Box 446 Edgemont, SD 57735
Approved by McB	Date 6/30/2023	(605) 662-5500 anderseneengineers@gvnc.net
Scale 1"=100'	Sheet 1 of 1	File Name: SEGER_1_TWIN_ROCK_HARRIS

OFFICE OF THE REGISTER OF DEEDS
Filed for record this ___ day of ___, 2023, at ___ o'clock ___ M, and recorded in Book _____ of Plats on page _____
Fall River County Register of Deeds

A PLAT OF
**LOTS 77 THRU 82 OF RED ROCK RIDGE SUBDIVISION, LOCATED IN
 SECTION 15, T8S, R5E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA**

STATE OF SOUTH DAKOTA, COUNTY OF FALL RIVER
 Quality Real Estate Inc., does hereby certify that it is the owners of the within described lands and that the
 within plat was made at its direction for the purposes indicated therein, and that the development of this land
 shall conform to all existing zoning, subdivision, and erosion and sediment control regulations.
 Dated this ___ day of ___, 2023.

 Steven L. Simunek (President)

ACKNOWLEDGMENT OF OWNERSHIP
 STATE OF SOUTH DAKOTA, COUNTY OF FALL RIVER
 On this the ___ day of ___, 2023, before me, the undersigned officer, personally appeared
 Steven L. Simunek, who acknowledged himself to be the President of Quality Real Estate Inc., a corporation, and
 that he, as such President being authorized so to do, executed the foregoing instrument for the purposes therein
 contained, by signing the name of the corporation by himself as President.
 IN WITNESS WHEREOF I hereunto set my hand and official seal.

Notary Public _____
 My commission expires _____

CERTIFICATE OF COUNTY DIRECTOR OF EQUALIZATION
 I, Director of Equalization of Fall River County, do hereby certify that my office has been furnished with a true
 copy of the within plat.
 Dated this ___ day of ___, 2023.

 Director of Equalization of Fall River County

CERTIFICATE OF COUNTY TREASURER
 I, Fall River County Treasurer, do hereby certify that all taxes and special assessments which are liens upon
 the within described lands are fully paid according to the records of this office.
 Dated this ___ day of ___, 2023.

 Fall River County Treasurer


CERTIFICATE OF HIGHWAY AUTHORITY
 It appears that every lot has an acceptable approach location onto a public road and the location of the
 intersection(s) of the proposed subdivision road(s) with the existing public road(s) is hereby approved.
 Highway Authority _____ Date: _____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
 Whereas, there has been presented to the County Commissioners of Fall River County, South Dakota, the
 within plat of the above described lands, and it appearing to this Board that the system of streets conforms to
 the system of streets of existing plats and section lines of the county; adequate provision is made for access
 to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of
 the county subdivision regulations have been complied with; all taxes and special assessments upon the
 property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,
BE IT RESOLVED that said plat is hereby approved in all respects.
 Dated this ___ day of ___, 2023.

 Chairperson, Fall River County Board of Commissioners

CERTIFICATE OF COUNTY AUDITOR
 I, Fall River County Auditor, do hereby certify that the above instrument is a true and correct copy of the
 resolution adopted by the Board of County Commissioners of Fall River County, South Dakota, at a meeting
 held on the ___ day of ___, 2023.

 Fall River County Auditor

		Drawn by DR	Date 7/13/2023	P.O. Box 448 Edgemont, SD 57735 (605)-662-5500 andersenengineers@gwtc.net
		Approved by McB	Date 7/13/2023	andersenengineers@gwtc.net
Scale 1"=100'	Sheet 2 of 2	File Name L77_82_RED_ROCK_RIDGE		

COUNTY TRAVEL REQUEST FORM

NAME(s): Dan Cullen VSO

CONFERENCE/WORKSHOP: SDDVA Annual workshop / training

DESTINATION: Sheraton Sioux Falls Confirmation#

DATE: 05-07 SEP 2023

REGISTRATION FEE: \$50 County paid

CONFERENCE FEE: \$50 County paid

LODGING: \$75 x 3 = \$ 225.00

MEALS:	MON 04	L&D	\$34	Travel Day
	TUE 05	B,L&D	\$40	
	WED 06	B,L&D	\$40	
	THUR 07	B,L&D	\$40	

Total = \$154.00

TRAVEL MILEAGE: 796 miles x \$.28 = \$222.88 (personal vehicle)

TOTAL COUNTY EXPENSE: \$701.88

BENEFIT TO ATTEND: Learn about new procedures, updated VA policies, and annual certification

Fall River County VSO 2023 2nd Quarter report

1. Attended VSO Congressional Forum April 13 at the Hot Springs VAMC.
2. Attended SDDVA mini conference April 25 at the Pennington County Care Center
3. Explained filing of claims, additional benefits, and answered questions to more than 50 veterans.
4. Filed for Burial Benefits and Headstones for six veterans.
5. Filed more than 150 disability and/or pension claims with the South Dakota State of Veterans Affairs.
6. Over \$269,000 of disability or pension awards this quarter (Monthly breakdown)

Total Monthly Awards For Periods APR 01 2023 – JUN 30 2023

For month	Number of awards	Total Amount
April, 2023	37	\$83,576.56
May, 2023	39	\$90,006.38
June, 2023	34	\$96,318.97

Property Tax Reform

Draft Bill HB 0086

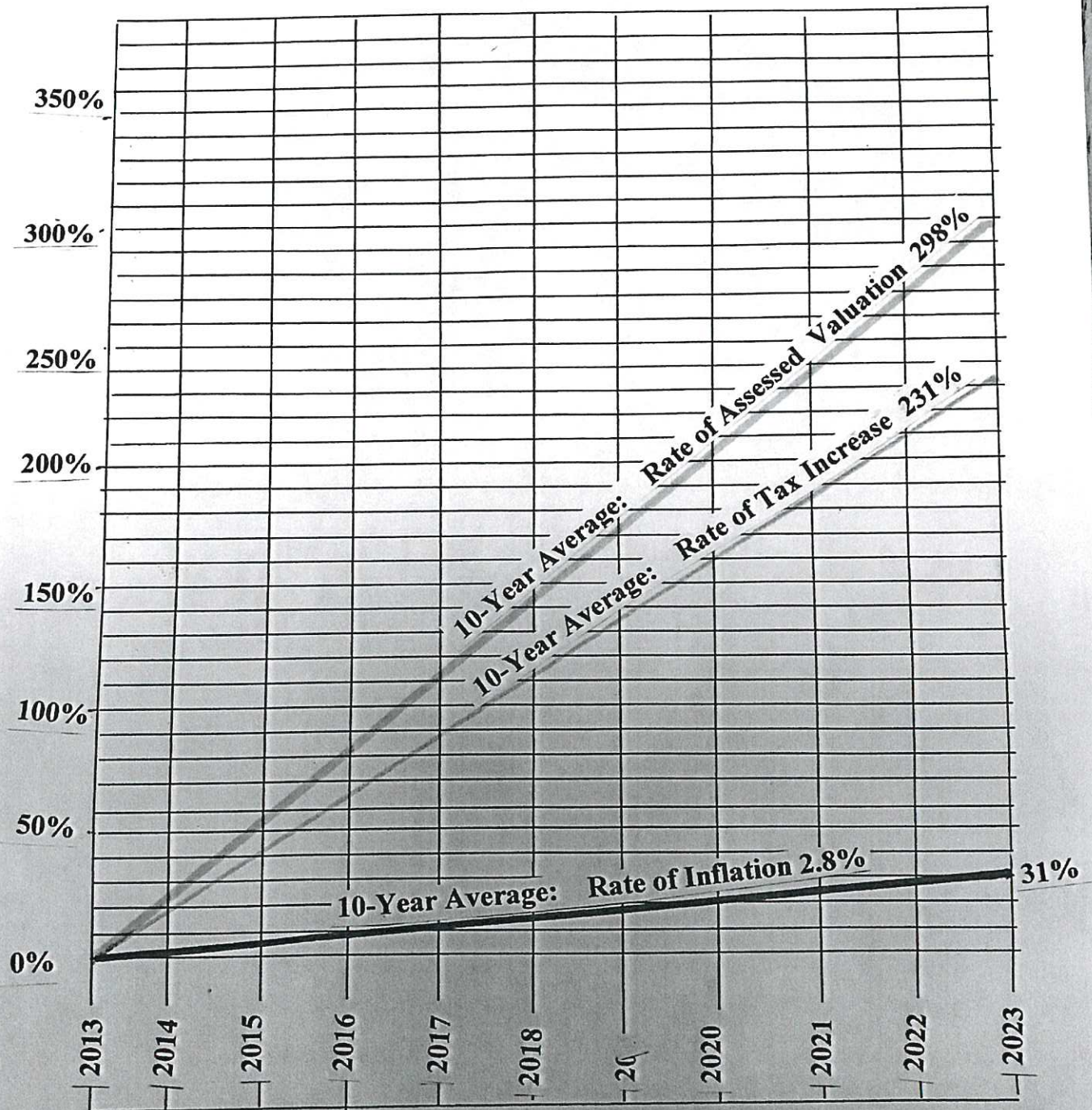
Beginning with base year 2020, the property valuation for owner occupied and other (commercial) property in the state of South Dakota shall not increase more than 3% from the previous year's tax bill, or the index factor as determined in SDCL 10-13-38, whichever is less, going forward and is not retroactive.

For any property acquired after 2020, the base value of the property and improvements will be the actual costs of the property or improvements, or additionally as indicated by the income approach to value, whichever is less.

10 YEAR COMPARISON – RATE OF INCREASE

ASSESSED VALUATION vs. TAXES vs. RATE OF INFLATION

2013 - 2023



State Of South Dakota Initiated Measure # _____

3% Property Tax Limitation

Beginning with base year 2020, the total real estate property tax bill from all taxing authorities, for any parcel of real estate or improvements thereon, in the State of South Dakota shall not increase more than 3% of the previous year's property tax bill, regardless of assessed valuation.

Beginning with the base year 2020, the assessed valuation for any parcel of real estate or improvements thereon shall be based on actual sale price or the actual cost of new structure erection thereon, and may not increase except in the following cases:

A bond referendum or special district approved by the majority of the registered voters in that taxing district; or

An opt-out for a single year approved by two thirds of the registered voters in that taxing district.

Taxes previously assessed to the passage of this Initiated Measure shall be unaffected, but taxes in the year of adoption of this Initiated Measure shall be controlled by the language of this Initiated Measure.

Any provision of this Initiated Measure insofar as it may conflict with current laws, regulations or rules are hereby repealed.

----- End of Initiated Measure -----

Benefits of Draft Bill HB 0087

Benefits Assessing a Property on Cost of Acquisition and/or Improvements

- High sale prices affect only the property that has sold since 2020.
- Assessment values for current owners cannot increase more than 3% or the index, whichever is less, per year since 2020.
- Value for structures/improvements made between sales are based on replacement cost.
- Easier to calculate tax increases for new structures and allows homeowners to better plan what they can afford to do.
- Taxes would be easier to estimate allowing property owners to financially plan and pay taxes going forward because the property owner's assessed value will remain on at a constant annual increase of up to 3% or the index whichever is less going forward.
- Currently under the tax law, if your property is well maintained, your value is increased. If it poorly maintained, the value is decreased. Draft Bill HB 0087 removes the subjective evaluation of the properties' condition from influencing your tax assessment. No longer will property owners have their assessment increased or decreased because the "condition" of your property.

Potential Issues:

- Inequality among properties. Properties of similar age, location, and size would have different assessed values based on selling price/year
- We are establishing 2020 (pre COVID) as the baseline date to establish value for properties owned in or prior to 2020. Going forward (2021, 2022, 2023, etc.) property values would be established at the acquisition cost.
- More policing of sales would be necessary as people try to find loopholes to lower their sale price and therefore their assessed value
- According to Pennington County Title Company, in order to transfer title, EVERY property (sales and/or transfers) of ownership, must be recorded at the Registrar of Deeds office in order to transfer the title and record new owners of the deed. So, every property transaction has a paper trail to follow if needed.
- If there is a property sale that is not a good sale or an open market sale (private deals), that the assessor questions, the assessor's office could red-flag that transaction and verify information with the registrar of deeds office. If it is determined that the sale was not a good sale (market value), the assessors office could establish fair market value using the median acquisition value in that area and assess the taxes accordingly.
- Areas that are not currently correctly assessed in relation to each other would remain incorrectly assessed.
- There still had to have been some viable sales in that given area in 2020 that could be used to make an informed judgement on the value, or the assessor could establish value at the 2020 assessed value they paid taxes on, depending on the last time the property was assessed. If the property was sold in 2021, 2022 or 2023, the assessed value is the acquisition cost regardless of the delinquent assessments in the county.

SOUTH DAKOTA TAX REFORM

DRAFT BILL HB 0087

3% PROPERTY TAX LIMITATION

Draft Bill HB 0087 establishes a baseline, by reverting back to the 2020 property assessment valuation for owner occupied and commercial properties owned prior to 2020 (COVID). Properties purchased after 2020 would be assessed at their "cost acquisition" value. Property values can only increase 3% or the index, whichever is less, per year going forward. When the property is sold or improved, it will be reassessed at the new, actual value.

This Property Tax Reform legislation protects the long term South Dakotan property owners, while making the future for property owners fair and equitable going forward.



Mr. Jones' taxes based on 2022 actual purchase price of \$1 million dollars. Increase of 3% or the index whichever is less going forward



Mr. Smith's taxes based on 2020 Assessment of \$250,000. Increase of 3% or the index whichever is less going forward



Mr. Adams' taxes based on 2023 actual purchase price of \$1 million dollars. Increase of 3% or the index whichever is less going forward

Example: *The math on the proposals using use 15 mill or 1.5%*

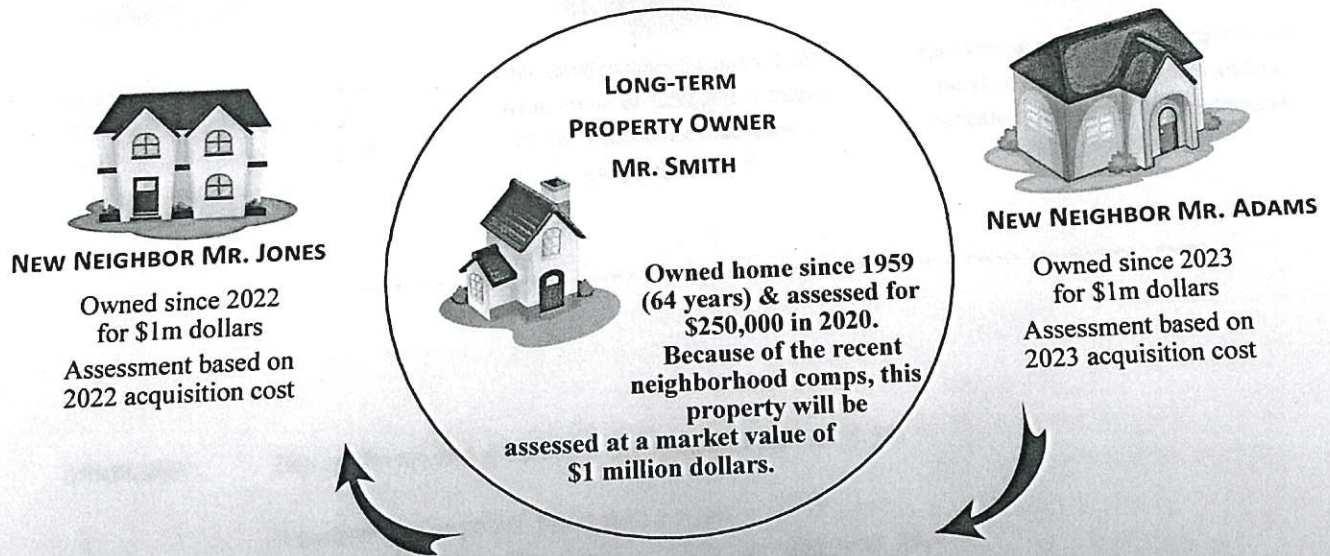
Baseline Value 2020 \$300,000 x 1.5%	
Value limit 3% or index limit	Tax limit 3%
Tax \$4,500	Tax \$4,500
2021 value at 3%.	2021 value
\$309,000.	Unknown
Tax \$4635.	Tax \$4,635
2022 value at 1% index	2022 value
\$312,090.	Unknown
Tax \$4,681.35.	Tax \$4,774.05

Note: 2022 value at 3% max
\$318,279
Tax. \$4,774.05

**South Dakota Property Tax Reform
Draft Bill HB 0087
3% Property Limitation**

UNDER CURRENT TAX LAW

Under current tax law “market value” is used to assess the current value of a home or business by using comparable sales in an owner’s neighboring areas. Let’s look at an example. Mr. Smith is a 3rd generation South Dakotan and has owned his home in South Dakota for 64 years. It was assessed in 2020 for \$250,000.



Since 2020 with the influx of people moving here due to of COVID, the surrounding properties in Mr. Smith’s neighborhood have sold for \$1 million dollars each (“market value”). Under current tax law, and by using “market value” (using comparable sales of neighboring areas), Mr. Smith’s home’s value is now assessed at \$1 million dollars.

Re: Black Hills Exteriors

1 message

Ganje, Sue <Sue.Ganje@state.sd.us>
To: Auditor Office <auditor@frcounty.org>

Tue, Jul 11, 2023 at 5:01 PM

Thank you Jace, I will run this by our commission chair, and it will go on the next meeting agenda, which will be July 20.

This sounds like just what we need, let me get back to you after getting it approved to get on the agenda.

Thanks so much for coming today!

Sue Ganje

County Auditor

Fall River/Oglala Lakota County

605-745-5130

From: Auditor Office <auditor@frcounty.org>
Sent: Tuesday, July 11, 2023 4:55 PM
To: Ganje, Sue <Sue.Ganje@state.sd.us>
Subject: Fwd: [EXT] Black Hills Exteriors

FYI

----- Forwarded message -----

From: **Jace Thomas** <jace@bhexteriors.com>
Date: Tue, Jul 11, 2023 at 4:16 PM
Subject: Black Hills Exteriors
To: Teresa.Pullen@frcounty.org <Teresa.Pullen@frcounty.org>, auditor@frcounty.org <auditor@frcounty.org>
Cc: Aaron Bland <aaron@bhexteriors.com>, Trevor Schmidt <Trevor@bhexteriors.com>

Thank you for meeting with me today. We are 110% willing to take on this project. However, writing the estimates is a ton of work for these properties; especially the museum and the courthouse. Also, the jail roof itself is not being covered by insurance. They are covering some HVAC stuff, but no roofing. That is the membrane roof with the rock on it. What I am proposing is that you can have a meeting and decide to use Black Hills Exteriors as your general contractor to do the work. What that would take is signed contracts so we could work with insurance to get accurate pricing, general conditions, etc. Please let me know how you would like to proceed. Thanks again!

--

Jace D. Thomas
Project Manager



Black Hills Exteriors

2507 E Saint Patrick St.
Rapid City, SD 57703
Office: 605.716.7663
Cell: 605.415.5294

Email: jace@bhexteriors.com



988 Celebrating One Year

1 message

Susie Ryks <susie@helplinecenter.org>

Sun, Jul 16, 2023 at 12:01 PM



It's been one year! 365 days of 988, so we thought that was worthy of a celebration! On July 16, 2022, South Dakota joined the rest of the United States in beginning to use the 988-dialing code. Since then, our mental health counselors have supported **7,881 individuals**. People who need help and hope with relationship issues, stress, anxiety, depression, substance use concerns and suicidal thoughts. Below is a breakdown of the number of calls, texts and chats our 988 staff responded to.



Call

6,755 Calls



Text

653 Texts



Chat

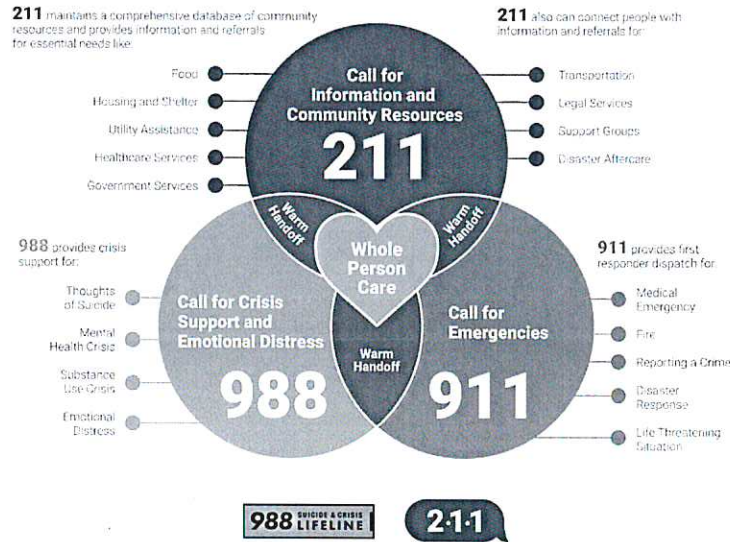
473 Chats

Total calls, texts, and chats July 16, 2022 - June 30, 2023

988 Promotional Materials: We know one of the best ways to continue to spread the word about 988 is through sharing the message. We have many free 988 promotional materials available on our website. To learn more and order, go to <https://www.helplinecenter.org/9-8-8/988-promotion/>

Since the launch of 988, there have been many questions and conversations about the various 3-digit numbers to call and who each resource serves. We've published this helpful graphic as a way to better understand 988, 211, and 911 and how each number supports our communities in unique ways. Please click here, if you'd like to view a larger image.

Help is 3 Numbers Away



Susie Ryks, CVA, CFRE

Vice President of Community Development

Helpline Center

Direct: 605.274.1420

Email: susie@helplinecenter.org

Crisis Line: 988

Community Resources: 211

Web: helplinecenter.org

3817 S. Elmwood Avenue | Sioux Falls, SD 57105

RE: [EXT] BHACC-O District Meeting - July 14, 2023 in Haakon County

Hennies Holli <hollih@pennco.org>

Wed 7/5/2023 3:04 PM

📎 3 attachments (2 MB)

BHACC_O July 14, 2023 Agenda.pdf; RESOLUTION FOR 2024 SESSION - Election Laws 5PM.pdf; BHACC-O May 2023 Minutes - DRAFT.pdf;

Good afternoon! Attached you will find the draft meeting agenda, the May meeting minutes and one proposed resolution from Pennington County for the Friday, July 14th Black Hills District meeting to be hosted by Haakon County in Philip. Please let me know if you have anything you wish to have added to the agenda.

Please RSVP if you plan to attend!!! (Or if you want to eat...)

RSVP Deadline: Wednesday July 12th by end of day

**Lunch Cost: \$15.00 (Lunches are complimentary for the Honorable Legislators in attendance)
Club Sandwich, Orzo summer salad, Fruit and Lemon Cupcakes**

Please let me know if you have any questions or concerns!

Thank you!

Holli Hennies

Commission Manager

BHACC-O Secretary

Pennington County Administration Building

130 Kansas City Street, Suite 100

Rapid City, SD 57701

Phone: 605-394-2171

hollih@pennco.org



The Pennington County Administration Building is now open from 7:00 a.m. until 6:00 p.m. Monday through Thursday.

This e-mail, including any attachments, is confidential, may be legally privileged, and is covered by the Electronic Communications Privacy Act, 18 USC §§ 2510-2521. If you are not the intended recipient, you are hereby notified that any retention, disclosure, distribution, or copying of this information is strictly prohibited. If you are not the intended recipient, please reply to the sender that you have received this message in error and then delete it and any attachments.

**BLACK HILLS ASSOCIATION OF COUNTY
COMMISSIONERS AND OFFICIALS
PROPOSED AGENDA FOR July 14, 2023**

Host: Haakon County

Meeting Time: 12:00 Noon (11:30am for Officials Roundtables)

*Location: Lake Waggoner Golf Course, Philip, SD
(22271 Lake Waggoner Rd, 2 miles north of Philip on Hwy 73)*

- WELCOME AND PLEDGE OF ALLEGIANCE
- INTRODUCTIONS
- ROLL CALL OF COUNTIES
- AGENDA CHANGES AND APPROVAL
- APPROVAL OF MAY 2023 MEETING MINUTES (Fall River County)
- TREASURERS REPORTS - Checking account balance is \$1,629.40
- OLD BUSINESS: None
- NEW BUSINESS:
 - Presentations:
 - State of County Employment – Ms. Carol Bancroft, Pennington County HR Director
- SDACC/O REPORT – Kris Jacobson, Executive Director
- WIR Report – Commissioner Randy Deibert
- INTERIM COUNTY FUNDING AND SERVICES SUMMER STUDY UPDATE – Senator Randy Deibert, Vice Chair
- RESOLUTIONS
 1. Pennington County - A resolution in support of amending current SD State Laws § 12-4-5, 12-6-4, 12-6-8.1, 12-6-55, 12-7-1, 12-7-7, 12-8-8, and 12-19-2.1, that restrict certain Election Related Filings to being done by 5:00 P.M. (Auditor Cindy Mohler)
- COMMITTEE/MEMBERSHIP
- MEMBERSHIP REPORT(S)
- FOR THE GOOD OF THE ORDER (Items from the floor)
- Next Meeting Location and Date: Harding County Date: December 8, 2023
- ADJOURN

If you would like add an agenda item, please contact: President Charles Verhulst @ cbverhulst@sdplains.com or Secretary Holli Hennies @ hollih@pennco.org

Please RSVP!!!
Deadline: July 12, 2023
Holli Hennies, Secretary
hollih@pennco.org

Lunch: \$15.00
Club Sandwich
Orzo Summer Salad
Fruit
Lemon Cupcakes

JOIN US FOR A VIRTUAL CONGRESSIONAL BRIEFING ON HR 3073 THE BI-PARTISAN

"COMMUNITY MENTAL WELLNESS & RESILIENCE ACT OF 2023"

A landmark bill that will fund community-led initiatives that use a public health approach to prevent and heal mental health problems caused by toxic stresses, emergencies, and disasters.

Briefing Day & Time: THURSDAY, JULY 20TH NOON-1PM EST

[Click Here to Register for the Congressional Briefing](#)

Co-Sponsored By:



TRAUMA RESOURCE INSTITUTE



PREVENTION INSTITUTE



CHILDREN ENVIRONMENTAL HEALTH NETWORK



The International Transformational Resilience Coalition (ITRC) and co-sponsors including the National Association of State Mental Health Program Directors (NASMHPD), National Prevention Science Coalition (NPSC), American Psychological and American Psychiatric Associations, National Association of Social Workers, American Public Health Association, and others seen above are hosting a Congressional Briefing by Zoom to describe the need, methods, and many benefits of HR 3073, the bi-partisan "Community Mental Wellness and Resilience Act of 2023."

When enacted this policy will, for the first time, authorize the Centers for Disease Control and Prevention to fund and support community-led initiatives nationwide that use a public health approach to proactively build mental wellness and resilience to prevent and heal mental health problems generated by toxic stresses, emergencies, and disasters.

[Click here to see the almost 150 organizations that have endorsed the legislation!](#)

Briefing Agenda

- ✔ 12:00 Welcome by Bob Dopplet, ITRC Coordinator
- 12:05 Opening comments by Congressmen Paul Tonko (D-NY)
- 12:10 Background on the need, methods, benefits, and legislative specifics of the "CMWRA of 2023"
- ✔ 12:20: Comments by leaders of community-led mental wellness and resilience building initiatives about how the CMWRA would benefit their programs:
 - Mebane Boyd, SmartStart Health and Resilient Communities Program, & Tina Pearson, New Hanover County Resilience Task Force (NC)
 - Rebekah Turner, Community Resilience Initiative (WA)
 - Robin Saenger, Peave4Tarpon (FL)
 - Charlotte Eure, Trauma-Informed Community Networks (VA)
- ✔ 12:45 Comments from national organization leaders about why they support the CMWRA
 - Dr. David Shern, National Association of State Mental Health Program Directors
 - Sarah Butts, National Association of Social Workers
 - Katherine Catalano, American Public Health Association
 - Dr. Joshua Wortzel, American Psychiatric Association
 - Ruben Cantu, Prevention Institute

- ✔ 12:50 Q&A & Closing

"COMMUNITY MENTAL WELLNESS & RESILIENCE ACT OF 2023"

[Click Here to Register for the July 20 Virtual Congressional Briefing!](#)

This briefing will be recorded and sent to everyone who registers.

Briefing Focus

This Congressional Briefing will explain why HR 3073, the "Community Mental Wellness and Resilience Act of 2023" is urgently needed, what it will do, and its many benefits for communities nationwide. It was introduced in the US House by Representatives Paul Tonko (D-NY), Brian Fitzpatrick (R-PA), Don Bacon (R-NE), Mary Peltola (D-AK), and Kathy Castor (D-FL). A companion bill, S 1452, was introduced in the Senate by Ed Markey (D-MA), Jeff Merkley (D-OR), and Richard Blumenthal (D-CT). [Click here to see the legislative language of HR 3073.](#)

"The Community Mental Wellness and Resilience Act of 2023" is urgently needed because mental health problems are at epidemic levels today. Even before the COVID-19 pandemic began mental health problems were rising nationwide. According to Mental Health America, last year almost 20 percent of adults, or nearly 50 million Americans, experienced a diagnosed mental illness and 5 percent had a severe mental illness. About 8 percent had a substance use disorder, 10 percent experienced an alcohol disorder, and over 11 million adults reported serious thoughts of suicide.

In addition, a 2022 CDC survey found that overall, 37 percent of students at public and private high schools reported poor mental health, including stress, anxiety, and depression. A poll by the American Psychiatric Association last year found that 53 percent of adults with children under 18 said they are concerned about the mental state of their children.

The historic storms, heatwaves, droughts, floods, wildfires, hazardous smoke events, and other emergencies and disasters the US is experiencing are aggravating these problems and creating new ones. In 2021 more than 40 percent of Americans lived in a county that was impacted by a major natural disaster. Disasters can traumatize 20-40 percent of those who are directly impacted, 10-20 percent of disaster response workers, and 5-10 percent of the general population who are not directly affected but know someone who is or view the events from afar. Consequently, the number of people who experience a mental health problem as a result of a disaster often outweighs those with physical injuries by 40 to 1.

Although they will remain very important, there will never be enough mental health providers to assist all of the people who experience mental health problems today, and the number of people needing assistance will only grow as more toxic stresses, emergencies, and disasters occur. Extensive research by the ITRC found that to reduce today's epidemic of mental health problems, and prevent future ones, requires the use of community-led initiatives that use a public health approach to build mental wellness and resilience among all residents for all types of toxic stresses, emergencies, and disasters.



[Read more about why HR 3073 is so urgently needed.](#)

FYI

Landowners say no to Summit Carbon Solutions easements Eminent domain may be enforced

BY CARRIE STADHEIM
EDITOR, TRI-STATE LIVESTOCK NEWS

Summit Carbon Solutions first approached Jared Bossly about laying pipe for a carbon storage project on his property in August of 2021. Fast forward to June 20, 2023. The company's surveyors drilled 90 foot holes in his cornfield, while Bossly was under court order to stay 100 feet away from them.

Almost two years ago a Summit Carbon Solutions (a proposed carbon capture pipeline) representative in a black suburban drove across his hay field to find him in his tractor. The representative handed him some paperwork and said "sign this, we're going to do some surveying."

Bossly asked the individual to meet with him and surrounding neighbors in his shop the following morning.

Bossly wasn't immediately against the idea.

"You have to keep an open mind. I didn't know a lot about carbon dioxide then. I didn't know a bit. It sounds safer than some things. But in the end it is more dangerous," he said.

Bossly and his neighbors didn't give the company permission to survey.

"Everyone that came to our meeting said no. We've been involved with the lawyer ever since," he said.

But a judge's order allows the company to survey without permission from the landowner, as long as the company serves 30 day notice, except in counties with a pending legal decision.

The family farm and ranch is a legacy Bossly hopes to some day leave to his children Jackson and Brooklyn. Summit Carbon Solutions' proposed carbon storage pipeline

would cross his property. One map shows the pipeline going through new tree plantings intended to serve as windbreak for future cattle lots.

EASEMENTS AND EMINENT DOMAIN

The company seeks voluntary easements with landowners for its proposed pipeline. It can not at this time impose eminent domain in North Dakota or South Dakota because no permit has been approved to build the pipeline. However, if the permits are issued, the company is expected to use eminent domain to condemn land where landowners refuse to sign easements. Jared Bossly and others are concerned about the safety of the pipeline, and he doesn't believe it's his duty to give up his private property in order for a private company earn a profit.

In the event of eminent domain suits, landowners and Summit Carbon Solutions would go to court to determine the fair market value of the land.

"This is a private company. Have you ever heard of a private company using eminent domain to take property?" he asks.

Bossly said that earlier this spring, Summit Carbon Solutions entered

his farmstead, knocked on his door, stepped inside the house and yelled to see if anyone was home. His wife Tara was in the shower and by the time she got out, she called Jared to ask if he knew of anyone who was expected at their place. He said no, and asked her to find out who the visitor was. She called again within a few minutes and Jared could hear the Summit surveyor in the background. Jared said he told her he would deal with it later, and hung up.

Summit proceeded to file suit against Bossly for "threatening to kill" their surveyor over the phone. Summit requested a restraining order against him and contempt of court for allegedly interrupting their surveying process.

Bossly denies making any kind of threat, and found it humorous that he was accused of making a death threat.

"I just laughed (when I heard it). I wasn't even here, and I never said that," Bossly said.

Bossly also has camera footage of the surveyors entering his shop without permission.

Bossly brought phone records with him to court, as well as witnesses to prove he was not in the same physical location as the Summit surveyor that day.

Without reviewing the evidence, the judge stated he would not grant Summit's request to hold Bossly in contempt of court. However, he ordered Bossly to stay 100 feet away from the surveyors, and said he if interferes with the survey process, he will be charged with contempt.

Bossly asked that the sheriff

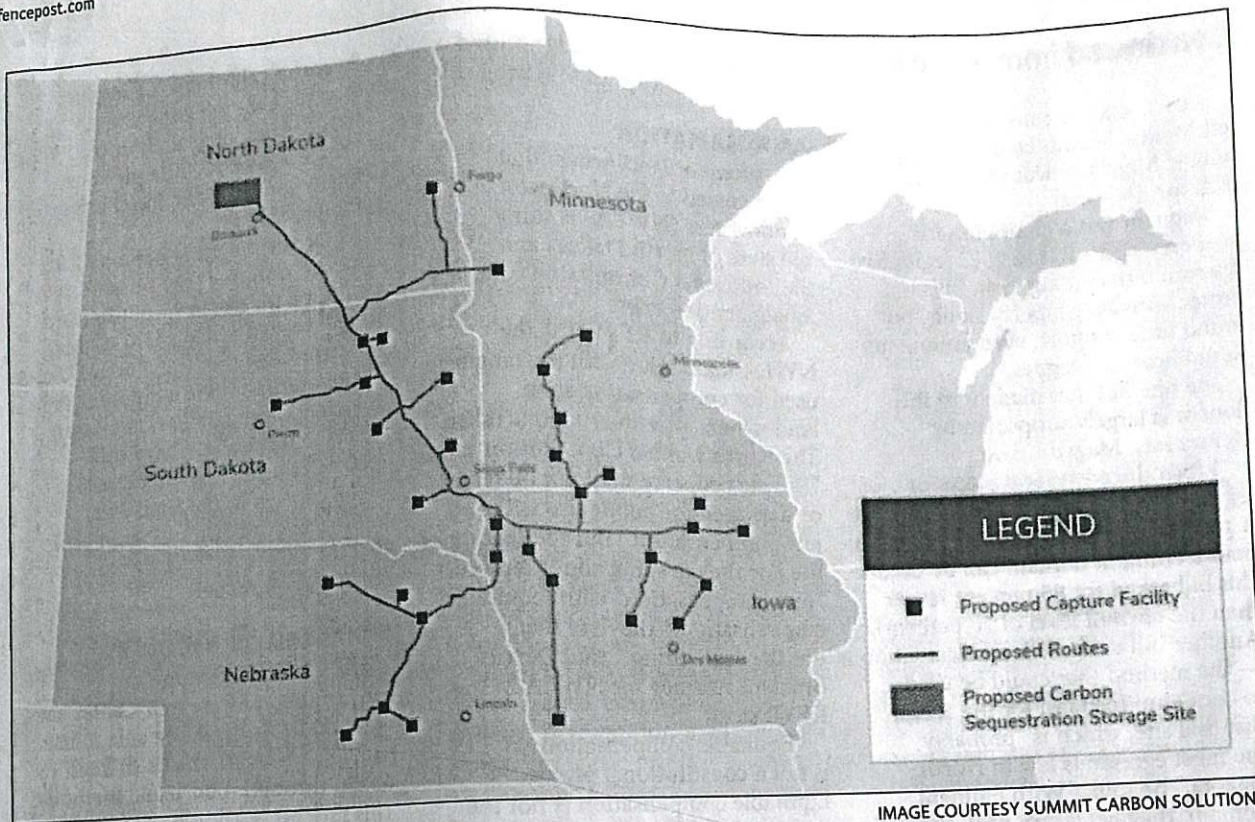


IMAGE COURTESY SUMMIT CARBON SOLUTIONS

accompany the surveyors when they enter his property.

On June 20, the surveyors, and the county sheriff, entered his property for a legal “non invasive” survey.

However, the fact that the surveyors have traversed his soybean and corn fields and bored 90 feet into a corn field, feels invasive to him.

“They are on a crop that is growing. I have a picture of them in my soybeans, then they went into knee-high corn. It’s totally dead now where they drove on it,” he said.

IN NORTH DAKOTA

Summit Carbon Solutions approached Bismarck, N.D., area rancher Paul Brown about an easement on his land, but then changed the pipeline route — at least four times — and his land is not at this time on the pipeline path.

Brown said the Burleigh County, North Dakota, commission has been proactive about protecting its

citizens. “They want to know — if there is a leak or explosion, how many people will it affect, and a lot more. They’ve set ordinances such as prohibiting the pipeline from existing within 2 miles of a residence.”

Brown is concerned about the CO2 itself. “If this thing blows, it could kill thousands of people in Bismarck,” he said.

He does not believe in any potential benefits of carbon capture.

“Typical government. You create a problem and then you create a solution that causes the fleecing of the American taxpayer to line your buddy’s pockets. It’s sickening. And then people sign on for it,” he said.

The Brown family raises beef, pork, lamb, chickens, and sells eggs and honey. “We direct market to over 1,000 families. If this blows, everything I raise relies on oxygen. This could be catastrophic not only to me personally but my livestock and our local food system,” he said.

“The Brown ranch philosophy is that we can sequester carbon into the soil, so to see this come along in the most unnatural way you can think of, it’s mind-blowing,” he said.

Summit Carbon Solutions said it is taking extra steps to ensure safety.

“PHMSA (Pipeline and Hazardous Materials Safety Administration) has rigorous and comprehensive rules on the construction and operation of pipeline systems such as this. And having said that, Summit Carbon Solutions is going above and beyond those requirements in several important areas. For example, PHMSA requires that pipelines are placed 3 feet underground. Summit Carbon Solutions will place our line at least 4 feet deep. Also, PHMSA requires x-rays of 10 percent of the welds connecting the pipeline. Summit Carbon Solutions will x-ray 100 percent of the welds to assure they are completed correctly,” said Summit Carbon Solutions.

CONTINUE →

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Brown said he campaigned for Jeff Magrum, a rancher, for the state senate. Magrum beat the governor's pick for that seat.

Magrum was a champion for property rights in the 2023 legislative session, introducing eight bills to protect private property rights, but found little support, even among his Republican colleagues.

The one bill that made it to the floor was largely supported by Democrats, Magrum said.

"I introduced several pieces of legislation, some based on requiring a higher threshold of landowner sign-up before eminent domain can be used (his bill asked for 85 percent rather than the current level of 70 percent). Another bill dealt with amalgamation — the method that could be used to condemn the land for the actual disposal site, which is "probably the most egregious law in North Dakota," he said. "With eminent domain, they get a jury trial. But with amalgamation, the governor, attorney general and agriculture commissioner can decide, without due process, that private land must be forfeited."

Magrum led others to sign a letter recently asking the North Dakota attorney general to investigate whether or not some of the investors in Summit Carbon Solutions are foreign-owned.

Summit Carbon Solutions said it remains incredibly encouraged that landowners across the Midwest have voluntarily signed easement agreements accounting for nearly 70% of the company's proposed route.

"An overwhelming majority of landowners along our proposed route have signed easement agreements," said Summit Carbon Solutions.

"To date, 2,800 landowners have signed 4,520 easement agreements accounting for 1,410 miles of our proposed pipeline route and 135,000 acres of our proposed sequestration site. For an easy comparison, the Dakota Access Pipeline (the most recent major pipeline project in the Midwest) is 1,172 total miles. In other words, the number of easement

agreements we've already secured exceed the mileage of that project."

AMALGAMATION

A group of landowners that call themselves the Northwest Landowners (NWLA) is suing the state of North Dakota and the Industrial Commission over amalgamation laws.

According to KFYR TV, the NWLA takes issue with the language used for compensating state landowners after their land is taken. The North Dakota Constitution says, "Private property shall not be taken or damaged for public use without just compensation." But the section of the law they're suing about replaces "just compensation" with "equitable compensation." They say that's not the same thing," said Derrick Braaten, attorney for NWLA in the KFYR story.

"Equitable compensation is not a constitutional phrase. Equitable compensation is not the constitutional 'just compensation' that is required in order for the taking of private property, so it's just a word they made up," said Braaten.

Kurt Swenson an engineer and Beulah, N.D., landowner whose land is subject to amalgamation for the injection site has not decided whether or not he will sign an easement to give up his "pore space" to be used for a CO2 depository.

It is understood the disposal site will likely be an area of approximately 6 square miles. Around 1,000 acres that Swenson owns near Beulah may be included.

He rents his land for ag purposes — cattle, hay land and farming. It's his belief these uses could probably continue along with it being used as a disposal site.

Safety is a concern of his, depending on where the actual well is located, and the company hasn't disclosed their intended well location yet.

The lease that was offered is for — first the option to lease (which could be as many as three years) and then if Summit exercises the lease option — 20 years and the option of another 20 years.

Swenson said there is currently one active CO2 injection site in North Dakota, near Richardton. That approximately two-mile pipeline deposits carbon from an ethanol plant nearby.

As for the potential benefits that some are claiming (the possibility of using CO2 for tertiary or enhanced oil recovery) Swenson said it's his understanding that the North Dakota Bakken formation is a different type of formation than a Saskatchewan, Canada, formation where this method is used. The effectiveness of the process in the Bakken is unproven. And Summit itself said that the CO2 is not to be used for enhanced oil recovery.

ENHANCED OIL RECOVERY

The UND Energy and Environmental Research Center says older oil fields might be able to use CO2 to recover oil that is difficult to obtain through their usual methods. This process is known as enhanced oil recovery. A different pipeline currently transports CO2 from a coal gassification plant near Beulah, N.D., to Saskatchewan, Canada, where it is used for enhanced oil recovery. According to UND EERC, CO2 pumped into "old" oil wells can swell the remaining oil and make it more viscous, therefore making the oil more accessible after primary recovery efforts have been exhausted.

North Dakota legislator Dale Patten, a retired Watford City banker, spoke in favor of this idea during the 2023 legislative session.

Patten, whose banking career focused on lending to ag producers and oilfield service companies as well as small town businesses believes the Summit Carbon Solutions pipeline presents opportunities for North Dakota.

He believes the financial benefits to landowners in the deposit site are significant. These landowners are essentially renting their "pore space."

"In order for a surface owner to realize extra value for their pore space they have to be able to rent it out, they can't sever the pore rights like they can the mineral rights," he said.

Patten added that many people believe carbon capture is beneficial to the public because of the alleged environmental benefits of reducing the carbon in the atmosphere. Patten himself doesn't necessarily agree with this, but he believes there are many economic benefits to the pipeline.

He points out that there are markets for the ethanol being produced throughout the region that will pay a premium for carbon produced with a lower carbon footprint. For example, the ethanol plants involved in this project may be able to ship their ethanol to California and receive a premium because the plant's "carbon score" was lowered due to the carbon capture process.

Patten points out that the ethanol industry upholds the market for corn in the region.

He also believes the pipeline presents an opportunity for possible use of CO₂ at some time in the future for enhanced oil recovery. "The potential is huge in North Dakota, not only for the royalty owners but to the state of North Dakota for tax revenue," he said.

Patten said as a Republican, property rights are an issue he believes in strongly.

"To me, we have a lot of opportunities and some very serious challenges as we deal with this," he said.

POLITICS AND PROPERTY RIGHTS

"The interesting thing is you have Democrats and Republicans working together on this issue," said Craig Schaunaman, a farmer and former legislator from Brown County, South Dakota.

Schaunaman, a Democrat, said armed security guards have accompanied Summit Carbon Solutions in surveying his land the last couple of weeks.

"Summit likes to say that they've offered six figure checks. The offers they have made are not reasonable, especially for the location of our land next to Aberdeen, S.D. They are going to make a billion dollars a year off this pipeline," he said.

Farm ground in his area, on the

western side of Brown County is worth somewhere around \$5,000 per acre, he said. On the eastern side land could be worth as much as \$15,000 per acre.

"They are a private company. The capital to build the pipeline is from private investors. The payments for capturing the CO₂ comes in the form of tax credits, so their income comes from the federal government," he said.

The Mitchell Republic in Mitchell, S.D., reported that "the major carrot for investing in this carbon-harvesting technology comes from the federal government in the form of the 45Q tax credit, which would offer Summit Carbon and other carbon companies hundreds of millions in federal tax dollars each year."

Summit Carbon Solutions said, "there are 3.3 million miles of pipeline in operation in the United States. For those pipeline systems and Summit's project, the landowner will be able to use the land for the same purpose as it is currently being used after construction. We are paying landowners 240 percent of the crop's value to compensate for impacts to crop yields over the three years immediately following construction. That is in addition to the compensation provided through the easement agreement. We will also pay for any impact to drain tile that comes as a result of the project."

When asked about foreign investors, Summit Carbon Solutions said, "A wide range of individuals and organizations have invested in Summit Carbon Solutions because they share our view that this project offers significant opportunities to safely reduce the carbon footprint of the ethanol industry while opening new market opportunities."

Schaunaman said he doesn't believe the state should allow the company to use eminent domain to condemn land. "Condemnation was essentially created for public utilities, public roads, something the public needs. This is not for the public, there is no public use," he said.

"The legislature, through its statutes, granted them the authority,

though to use eminent domain. That's what we were trying to get changed in the 2023 legislature," he said.

While Schaunaman said he is a little worried about the safety of the pipeline, that's not his main issue. "To me, it's always been about property rights," he said. He also said that the offer Summit made for the easement was less than market value for his land.

Magrum agrees that the politics are interesting, and he has fought hard for property owners.

"It's funny how the Democrats and Republicans have been split. I'm a constitutional Republican but a lot of Republicans have bought into it," said Magrum.

"It's a weird project. You have Biden supporting carbon capture, but we have a lot of Democrats in North Dakota against this project, including some organizations that are considered radical," Magrum said.

Schaunaman warns that landowners across the state should pay attention.

"If property owners in South Dakota think they have property rights, they need to do more due diligence. It doesn't affect you until it affects you," said Schaunaman.

Schaunaman believes the state of South Dakota needs to do more to protect property owners.

"Property owners need to understand that this is not the end, it's the beginning."

And Bossly will keep taking care of his 200 head of mother cows and 2,000 acres of corn, soybeans, alfalfa and millet.

"It's just my kids, my wife and I. We don't have a hired man. Our fun time is work. You work your ass off so that the next generation can have a chance and then something like this comes along. I'm the fourth generation, they will be the fifth. It would be my dream for my kids to come back. We aren't doing anything to hurt the land, everything we do is to make it better," he said.

"They could offer me \$100 million dollars and I'd tell them no. This is a money grab scam for foreign countries to own land," he said. ❖