

United States Department of Agriculture



Natural Resources Conservation Service
1430 Utah Ave
Benson, MN 56215

*Helping People
Help the Land*

Phone: (320) 842-7201
FAX: (320) 843-4168

May 31, 2011

Alyn Sylte
1705 Denfield Dr
Benson, MN 56215

Subject: Response to a Drainage Request

Dear Mr. Sylte,

ALL

This letter is in response to form FSA AD-1026 you completed for tract 2085 located in section 20 of Swenoda Township.

You have indicated your intention to create a new or modify an existing drainage system that has not been previously evaluated by NRCS by checking yes on USDA form AD-1026 to either question 10a or question 10b. In order for NRCS to properly respond to your land modification notification you were given the opportunity to request a certified wetland determination. You have indicated that you do not need or desire a certified wetland determination for the area where drainage activities are being proposed.

Based on the existing non-certified wetland determination we have on file and on your intended actions that are documented on maps, plans, or drainage worksheets you submitted **I have concluded that the activity being proposed will not convert a wetland or cause a potential wetland compliance violation.** I have attached a map of the existing non-certified wetland determination.

It is your responsibility to document and retain records of all drainage activities. This information can be documented on the Drainage Worksheets available at your USDA Service Center. Please note that this response was made relying on resource information that does not meet the quality criteria requirements of a certified wetland determination. There may be additional unidentified wetlands or the wetland boundaries indicated on the existing non-certified determination may be smaller or larger than currently indicated. It is your responsibility to restrict all drainage activity to only that allowable under the wetland compliance provisions.

This determination applies to the 1985 Food Security Act (FSA) as amended. Other federal, state or local permits or restrictions may apply to activities impacting wetlands. It is the responsibility of the participant to obtain other necessary permits. Contact the Army Corps of Engineers for Clean Water Act permits, the Local Government Unit (LGU) for State Wetland Conservation Act permits, and the Minnesota Department of Natural Resources for protected water permits prior to initiating wetland activities. You can contact these agencies using the "Minnesota Combined Project Application Form" available from the LGU.

If you have any questions on this information or require additional assistance please contact me at 320-842-7201. A copy of this response will be provided to the Farm Services Agency (FSA).

Sincerely,

A handwritten signature in cursive script, appearing to read "Melanie Dickman".

Melanie Dickman,
District Conservationist, NRCS
cc: Swift County FSA

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

(See Page 3 for Nondiscrimination, Public Burden and Privacy Act Statements).

1. Name of Producer Alyn Sylte 320-760-7254	2. I.D. Number (Last 4 digits only) 2311	3. Crop Year 2011
4. Do you have any interest in land that produces or could produce an agricultural commodity? <i>If "YES", or, if you are a Farm Loan Applicant continue with Item 5. If "NO", and you are not a farm loan applicant, go to Item 12 and sign and date.</i>		
	YES	NO
	✓	
5. <i>For farm loan applicants only:</i> Will you conduct any activities for fish production, trees, vineyards, shrubs, building construction, or other non-agricultural purposes on lands for which a wetland determination has not been completed by NRCS?		
6. Are you a landlord or tenant on any farm that will not be in compliance with HELC and WC provisions? <i>If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number: _____ (Contact your county FSA office if you are unsure of the HEL or wetland determinations applicable to your farming interests.)</i>		
7. Do any of your landlords refuse to comply with HELC requirements on any farms? <i>If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number: _____</i>		
8. List affiliated persons with farming interests. <i>See Page 3 for an explanation. Enter "NONE", if applicable.</i> none		
9. During the crop year entered in Item 3 above, or the term of a requested USDA loan, did you or will you plant and produce an agricultural commodity on land for which a highly erodible determination has not been made?		
	YES	NO
		✓
10. Since December 23, 1985, or during the current crop year, or during the term of a requested USDA loan, has anyone performed, or will anyone perform any activities to:		
A. Create new drainage systems, or conduct land leveling, filling, dredging, land clearing, excavation, or stump removal, that has NOT been evaluated by NRCS? <i>If "YES", indicate year(s): _____</i>		
B. Improve or modify an existing drainage system that has NOT been evaluated by NRCS? <i>If "YES", indicate year(s): _____</i>		
C. Maintain an existing drainage system that has NOT been evaluated by NRCS? <i>If "YES", indicate the year(s): _____</i>		
<small>Note: Maintenance is the repair, rehabilitation, or replacement of the capacity of existing drainage systems to allow for the continued use of wetlands currently in agricultural production and the continued management of other areas as they were used before December 23, 1985. This allows a person to reconstruct or maintain the capacity of the original system or install a replacement system that is more durable or will realize lower maintenance or costs.</small>		
11. If "YES" to Items 5, 10A and/or 10B or 10C enter the following for the land the answer applies to:		
A. Farm and/or tract/field number: <u>F 1119 T 2085</u>		
B. Activity: <u>new tile</u>		
C. Current land use (specify crops): <u>agricultural</u>		
D. County: <u>Swift</u>		

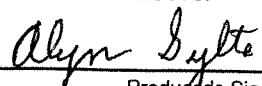
A "YES" answer in Items 5, 9 or 10 authorizes FSA to refer this AD-1026 to NRCS. If you check "YES" to Item 10C, NRCS does not have to conduct a certified wetland determination. (Contact your County FSA Office if you are unsure about the answers to Items 5, 9 and 10.)

Continuous AD-1026 Certification:

I have read the AD-1026 Appendix and understand and agree that my eligibility for certain USDA program benefits is contingent upon this certification of compliance with highly erodible land and wetland conservation provisions of the Food Security Act of 1985 as amended, and if a determination is made that results in a violation and ineligibility, I agree to refund all applicable payments.

- I agree to the terms and conditions stated on AD-1026 Appendix on all land in which I have or will have an interest and understand that I am responsible for any non-compliance with these provisions.
- I agree that I will file a revised AD-1026 if there are any changes in my operation or activities that may affect compliance with these provisions.
- I understand that affiliated persons are also subject to compliance with these provisions and their failure to comply or file AD-1026 will result in loss of eligibility to persons or enterprises with whom they are affiliated. (See Page 3 of this form for affiliated persons.)

12. Signature of Producer **▶ I hereby certify that the information on this form is true and correct to the best of my knowledge, and I authorize NRCS to make a HEL and/or certified wetland determination on the tract or farm numbers listed above.**



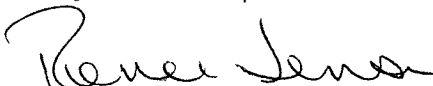
 Producer's Signature

5-31-2011

 Date (MM-DD-YYYY)

13. Referral to NRCS (Completed by FSA)
 Sign and date if a NRCS determination is needed for any reason including a "YES" answer in Items 5, 9, 10A, 10B, or 10C.

13A. Signature of FSA Representative



13B. Date (MM-DD-YYYY)

5/31/11

ORIGINAL - FSA COPY

NRCS COPY

PRODUCER'S COPY

Producer Farm Data Report

Crop Year: 2011

Date: 5/31/11 6:49 AM

Page: 1

Producer Name and Address

ALYN L SYLTE
1705 DENFIELD DR
BENSON MN 56215-1133

Telephone: (320) 843-4581

Recording County Office Name

Swift, Minnesota

State & County	Farm	Tract	Relationship to Farm Tract	Farmland	Cropland	DCP Cropland	Farmland Cropland	DCP Cropland	CRP Cropland	Eff DCP Cropland	NAP	HEL Code	Wetland Code
Swift, MN	1119	2085	Operator	1301.0	1199.9	1199.9	160.0	151.5	0.0	151.5	0.00	N	N
			Owner										
			Owner										
			Owner										
			Owner/Operator										
Swift, MN	2977	1320	Owner/Operator				356.0	315.0	0.0	315.0	0.00	N	WL
			Owner										
			Owner/Operator				320.0	300.5	0.0	300.5	0.00	N	WL
			Owner										
			Owner/Operator				145.0	131.3	0.0	131.3	0.00	N	WL
			Owner										
			Owner/Operator				240.0	223.9	0.0	223.9	0.00	N	N
			Owner										
			Other Tenant										
			Other Tenant										
Swift, MN	6103	4559	Owner				80.0	77.7	0.0	77.7	0.00	N	N
			Other Tenant										

NHEL

NK/PC

21-305 T 2088

788

NHEL

NHEL

NHEL

NW/PC

20

18-277 T-2088

~~438~~

W

144.9

NHEL

Rest NW/PC

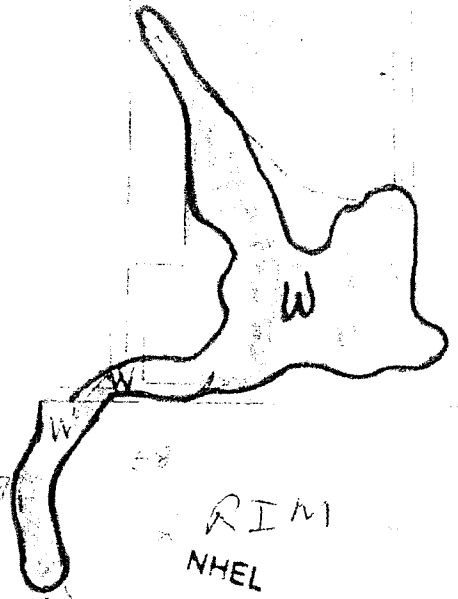
21 573

80.6

T-2088

NHEL

NW/PC



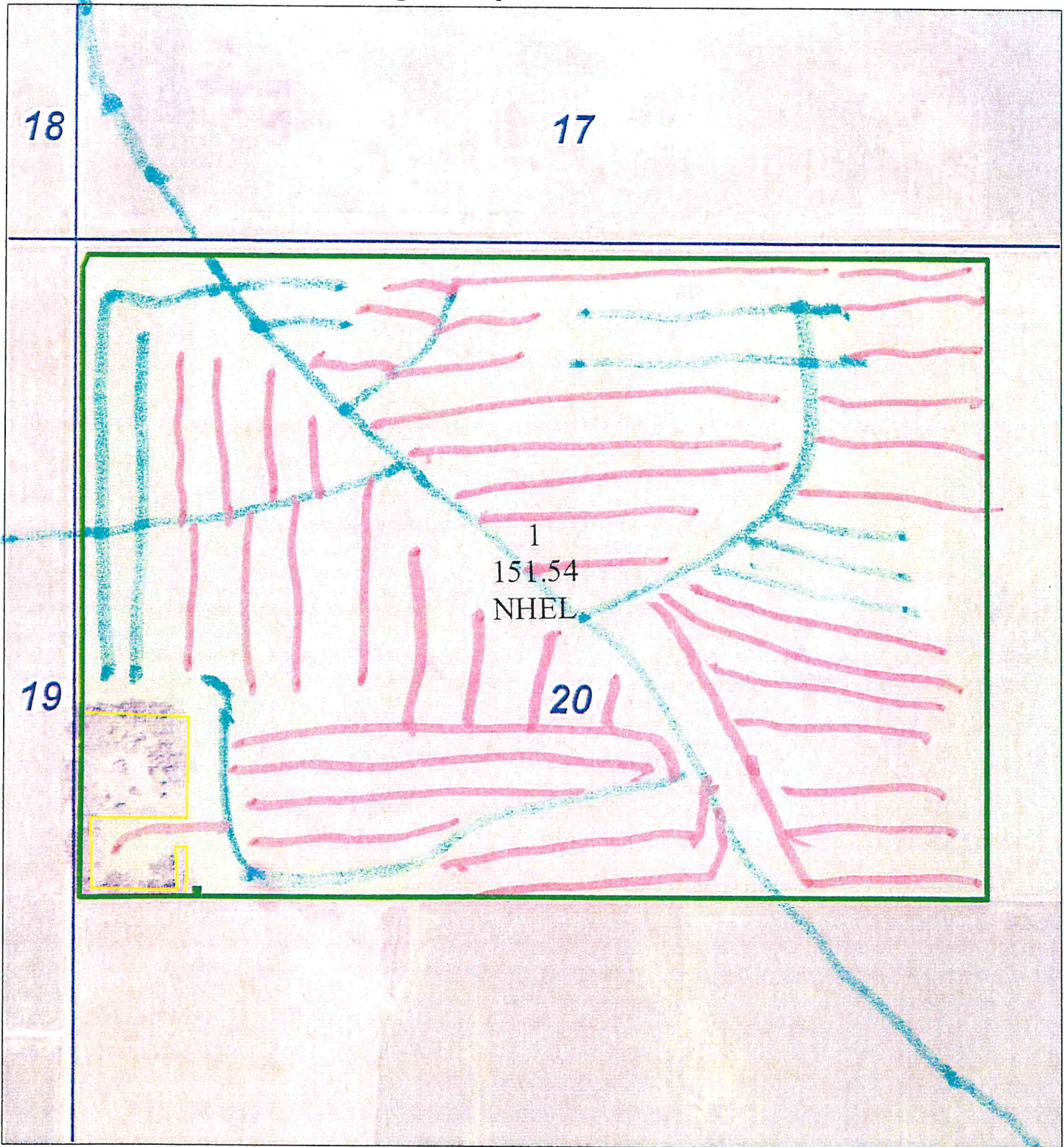
RIM
NHEL

W

1.0



18.4
2. NHEL
NW/PC



T120 R40 S20 Farm # 1119 Tract # 2085 Acre Summary

Swenoda

Apr 10, 2011

2011 FSA Acreage Map

Scale: 1:6,460

Legend

- Restricted Use
- ⚡ Limited Restrictions
- Exempt from Conservation Compliance Provisions
- CLU Field Boundary
- Tract Boundary
- Section Lines
- CRP Contracts

Total CRP 0
Cropland 151.54

USDA maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or the 2010 NAD Imagery for Minnesota. The producer accepts the data "as is" and assumes all risks associated with its use. The USDA Farm Service Agency assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside of FSA Programs. Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-02s and attached maps) for exact wetland boundaries and determinations, or contact NRCS.

Swift Co. Not to scale

H-11

18-46 T-2085

151.6

1 NHEL

NW/PC

21-30 T-2086

183

1 NHEL

18-3 T-2087

38

1 NHEL

NW/PC

14.1

2

NH

20

18-277 T-2088

~~433~~



144.9

1 NHEL

Rest NW/PC

21-578

80.6

T-2089

1 NHEL

NW/PC

58.4

2 RIM NHEL

NW/PC



18.9

2 NHEL

NW/PC

TRACT NUMBER | MT = MULTIPLE TRACT NUMBER | HEL = HIGHLY ERODIBLE LAND | MW = MINIMAL EFFECT WETLAND (EXEMPT)
 WETLAND | CW = CONVERTED WETLAND | NHEL = NON-HIGHLY ERODIBLE | MWC, MWM, MWR = SPECIAL COND. (SEE SCS)
 FARMED WETLAND | NA = NON-AGRICULTURAL | PC = PRIOR CONVERTED WETLAND | NC = NON-CROPLAND | PHOTO NO.
 NON-WETLAND | AW = ARTIFICIAL WETLAND | ECW = EXEMPT (COMMENCED) CONVERTED WETLAND

COUNTY **Swift** (NOT TO BE REPRODUCED) CROP SCALE **1 Jan. 1995** YR. **K-8**

WARNING: Contact NRCS before draining, dredging, filling, or leveling any wet areas or wetland coded fields or improving, modifying or maintaining an existing drainage system



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Natural Resources Conservation Service
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Benson, MN 56215

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Phone: (320) 842-7201
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8/5/11

Alyn Sylte
1705 Denfield Dr
Benson, MN 56215

Subject: Response to a Tree Removal Request

NW1/4

Dear Mr. Sylte,

This letter is in response to form FSA AD-1026 you completed for tract 2085 located in section 20 of Swenoda Township.

You have indicated your intention to create a new or modify an existing drainage system that has not been previously evaluated by NRCS by checking yes on USDA form AD-1026 to either question 10a or question 10b.

Based on the existing certified wetland determination we have on file and on your intended actions that are documented on maps, plans, or drainage worksheets you submitted, I have concluded that the activity being proposed will not convert a wetland or cause a potential wetland compliance violation. I have attached a map of the existing certified wetland determination.

It is your responsibility to document and retain records of all drainage activities. This information can be documented on the Drainage Worksheets available at your USDA Service Center. It is your responsibility to restrict all drainage activity to only that allowable under the wetland compliance provisions.

This determination applies to the 1985 Food Security Act (FSA) as amended. Other federal, state or local permits or restrictions may apply to activities impacting wetlands. It is the responsibility of the participant to obtain other necessary permits. Contact the Army Corps of Engineers for Clean Water Act permits, the Local Government Unit (LGU) for State Wetland Conservation Act permits, and the Minnesota Department of Natural Resources for protected water permits prior to initiating wetland activities. You can contact these agencies using the "Minnesota Combined Project Application Form" available from the LGU.

If you have any questions on this information or require additional assistance please contact me at 320-842-7201. A copy of this response will be provided to the Farm Services Agency (FSA).

Sincerely,

A handwritten signature in cursive script, appearing to read "Melanie Dickman".

Melanie Dickman,
District Conservationist, NRCS
cc: Swift County FSA

United States Department of Agriculture



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Benson, MN 56215

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Phone: (320) 842-7201
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8/5/11

Alyn Sylte
1705 Denfield Dr
Benson, MN 56215

RE: Non-Adverse Wetland Preliminary Technical Determination

Dear Mr. Sylte

You recently provided the Natural Resource Conservation Service (NRCS) with a Request for a Certified Wetland Determination, form CPA-038 for Tract Number 2085

This area, as identified on the attached map and form CPA-026, has been determined Prior-Converted Cropland and/or Non-Wetland (PC/NW). The identified land meets the definition of a prior-converted cropland and/or non-wetland (7 CFR 12.5-b) and as such, is exempt from the USDA wetland compliance provisions.

Through this letter NRCS has issued a non-adverse preliminary technical determination in accordance with the regulations found at 7 CFR Part 12. This preliminary technical determination was conducted by the local NRCS field office and is restricted to the areas specified in your request and identified on the attached map.

This determination is not adverse by definition (7 CFR 614.2c) and is not an appealable issue since producer eligibility is not in question. Likewise, this determination does not constitute an adverse decision under the National Appeals Division rules of procedure 7 CFR 11.3a.

You may request a review of your appeal rights by submitting a written request to the NRCS State Conservationist at the following address:

Mr. Donald Baloun
State Conservationist
375 Jackson Street, Suite 600
St. Paul, MN 55101-1854

Or you may request a review of your appeal rights from the National Appeals Division (NAD) at the following address:

NAD East Regional Office
8909 Purdue Road
Suite 240
Indianapolis, IN 46268

Your written request to one of the above listed agencies, but not both, must be received no later than 30 days from the date that you received this notification. Should you choose to request an appeal, please clearly explain the reasons for your disagreement with this non-adverse decision.

This certified wetland determination/delineation has been conducted for the purpose of implementing the wetland conservation provisions of the Food Security Act of 1985. This determination/delineation may not be valid for identifying the extent of the Corps of Engineers' (COE's) Clean Water Act jurisdiction for this site. If you intend to conduct any activity that constitutes a discharge of dredged or fill material into wetlands or other waters, you should request a jurisdictional determination from the local office of the COE prior to starting the work. Other federal, state or local permits or restrictions may apply to activities impacting wetlands. Contact the Local Governmental Unit (LGU) for State Wetland Conservation Act permits, and the Minnesota Department of Natural Resources for protected water permits prior to initiating wetland activities. The producer can contact these agencies using the "Minnesota Joint Project Notification Form" available from the LGU.

Sincerely,



Melanie Dickman
District Conservationist



HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION DETERMINATION

Name	Alyn Sylte	Request Date:	8/5/2011	County:	Swift
Address	1705 Denfield Dr Benson MN 56215				
Agency or Person Requesting Determination:	Landowner	Tract No:	2085	Farm No:	1119

Section I - Highly Erodible Land

Is a soil survey now available for making a highly erodible land determination?	
Are there highly erodible soil map units on this farm?	

Fields in this section have undergone a determination of whether they are highly erodible land (HEL) or not; fields for which an HEL Determination has not been completed are not listed. In order to be eligible for USDA benefits, a person must be using an approved conservation system on all HEL.

<u>Field(s)</u>	<u>HEL(Y/N)</u>	<u>Sodbust (Y/N)</u>	<u>Acres</u>	<u>Determination Date</u>
Refer to the Previous HEL determination available on file from your FSA office				

Section II - Wetlands

Are there hydric soils on this farm? Yes

Fields in this section have had wetland determinations completed. See the Definition of Wetland Label Codes for additional information regarding allowable activities under the wetland conservation provisions of the Food Security Act and/or when wetland determinations are necessary to determine USDA program eligibility.

<u>Field(s)</u>	<u>Wetland Label</u>	<u>Occurrence Year</u>	<u>Acres</u>	<u>Determination Date</u>	<u>Certification Date</u>
2	PC/NW		3.5	8/2/2011	9/2/2011

The wetland determination was completed in the Field It was delivered by: Mail On: 8/2/2011

Remarks:	
----------	--

I certify that the above determinations are correct and were conducted in accordance with policies and procedures contained in the National Food Security Act Manual.

Signature Designated Conservationist	Date
Melanie Dickman	8/2/2011

Customer: Alyn Sylte
 Tract: 2085
 Date: 8/2/2011

Certified Wetland Determination

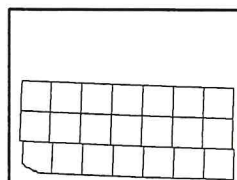
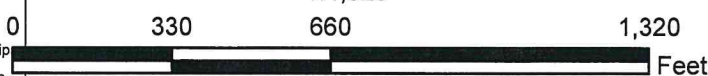
Agency: NRCS
 Field Office: Benson
 District: Swift SWCD



Missing Label	CME	MWM
PC/NW	CPD	NW
W	CW	NW/NAD
FW	CWTE	PC
FWP	MIW	TP
AW	MW	WX
	Township	
	Sections	



1:4,529



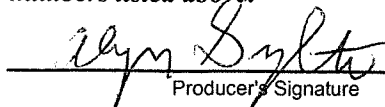
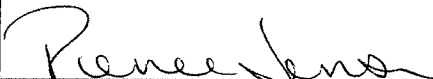
Maps are for graphical purposes only. They do not represent a legal survey. While every effort has been made to ensure that these data are accurate and reliable within the limits of the current state of the art, NRCS cannot assume liability for any damages caused by any errors or omissions in the data, nor as a result of the failure of the data to function on a particular system. NRCS makes no warranty, expressed or implied, nor does the fact of distribution constitute such a warranty.

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

(See Page 3 for Nondiscrimination, Public Burden and Privacy Act Statements).

1. Name of Producer Alyn L Sylte 320-760-7254	2. I.D. Number (Last 4 digits only) 2311	3. Crop Year 2011
4. Do you have any interest in land that produces or could produce an agricultural commodity? <i>If "YES", or, if you are a Farm Loan Applicant continue with Item 5. If "NO", and you are not a farm loan applicant, go to Item 12 and sign and date.</i>	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
5. <i>For farm loan applicants only:</i> Will you conduct any activities for fish production, trees, vineyards, shrubs, building construction, or other non-agricultural purposes on lands for which a wetland determination has not been completed by NRCS?	<input type="checkbox"/>	<input type="checkbox"/>
6. Are you a landlord or tenant on any farm that will not be in compliance with HELC and WC provisions? <i>If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number: _____</i> <i>(Contact your county FSA office if you are unsure of the HEL or wetland determinations applicable to your farming interests.)</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
7. Do any of your landlords refuse to comply with HELC requirements on any farms? <i>If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number: _____</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
8. List affiliated persons with farming interests. <i>See Page 3 for an explanation. Enter "NONE", if applicable.</i> none		
9. During the crop year entered in Item 3 above, or the term of a requested USDA loan, did you or will you plant and produce an agricultural commodity on land for which a highly erodible determination has not been made?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
10. Since December 23, 1985, or during the current crop year, or during the term of a requested USDA loan, has anyone performed, or will anyone perform any activities to:	<input type="checkbox"/>	<input type="checkbox"/>
A. Create new drainage systems, or conduct land leveling, filling, dredging, land clearing, excavation, or stump removal, that has NOT been evaluated by NRCS? <i>If "YES", indicate year(s): _____</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
B. Improve or modify an existing drainage system that has NOT been evaluated by NRCS? <i>If "YES", indicate year(s): _____</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C. Maintain an existing drainage system that has NOT been evaluated by NRCS? <i>If "YES", indicate the year(s): _____</i> <small>Note: Maintenance is the repair, rehabilitation, or replacement of the capacity of existing drainage systems to allow for the continued use of wetlands currently in agricultural production and the continued management of other areas as they were used before December 23, 1985. This allows a person to reconstruct or maintain the capacity of the original system or install a replacement system that is more durable or will realize lower maintenance or costs.</small>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
11. If "YES" to Items 5, 10A and/or 10B or 10C enter the following for the land the answer applies to:		
A. Farm and/or tract/field number: <u>F 1119 T 2085</u>		
B. Activity: <u>remove trees</u>		
C. Current land use (specify crops): <u>agricultural</u>		
D. County: <u>Swift Minnesota</u>		

A "YES" answer in Items 5, 9 or 10 authorizes FSA to refer this AD-1026 to NRCS. If you check "YES" to Item 10C, NRCS does not have to conduct a certified wetland determination. (Contact your County FSA Office if you are unsure about the answers to Items 5, 9 and 10.)

Continuous AD-1026 Certification:		
I have read the AD-1026 Appendix and understand and agree that my eligibility for certain USDA program benefits is contingent upon this certification of compliance with highly erodible land and wetland conservation provisions of the Food Security Act of 1985 as amended, and if a determination is made that results in a violation and ineligibility, I agree to refund all applicable payments.		
<ul style="list-style-type: none"> • I agree to the terms and conditions stated on AD-1026 Appendix on all land in which I have or will have an interest and understand that I am responsible for any non-compliance with these provisions. • I agree that I will file a revised AD-1026 if there are any changes in my operation or activities that may affect compliance with these provisions. • I understand that affiliated persons are also subject to compliance with these provisions and their failure to comply or file AD-1026 will result in loss of eligibility to persons or enterprises with whom they are affiliated. (See Page 3 of this form for affiliated persons.) 		
12. Signature of Producer	<p style="text-align: center;"><i>I hereby certify that the information on this form is true and correct to the best of my knowledge, and I authorize NRCS to make a HEL and/or certified wetland determination on the tract or farm numbers listed above.</i></p> <p>By: <u></u> _____</p> <p style="text-align: center;">Producer's Signature</p>	<p style="text-align: center;">08-02-2011</p> <p style="text-align: center;">Date (MM-DD-YYYY)</p>
13. Referral to NRCS (Completed by FSA) <i>Sign and date if a NRCS determination is needed for any reason including a "YES" answer in Items 5, 9, 10A, 10B, or 10C.</i>	13A. Signature of FSA Representative <u></u>	13B. Date (MM-DD-YYYY) 08-02-2011

ORIGINAL - FSA COPY

NRCS COPY

PRODUCER'S COPY

Producer Farm Data Report
Crop Year: 2011

Date: 5/31/11 6:49 AM
Page: 1

Producer Name and Address

ALYN L SYLTE
 1705 DENFIELD DR
 BENSON MN 56215-1133

Telephone: (320) 843-4581

Recording County Office Name

Swift, Minnesota

Number of Farms	Number of Tracts	Farm	Tract	Relationship to Farm	Farmland	Cropland	DCP Cropland	CRP Cropland	Eff DCP Cropland	NAP	HEL Code	Wetland Code
3	6				1301.0	1199.9	1199.9	0.0	1199.9	0.00	N	0.00
State & County	Farm	Tract	Producer	Farmland	DCP Cropland	CRP Cropland	Eff DCP Cropland	NAP	HEL Code	Wetland Code		
Swift, MN	1119	2085	ALYN L SYLTE Operator	160.0	151.5	151.5	0.0	0.00	0.00	N	N	N
			ALEXINE GAETZ Owner									
			DAVID ANDERSON REV TRUST Owner									
Swift, MN	2977	1320	ALYN L SYLTE Owner/Operator	356.0	315.0	315.0	0.0	0.00	315.0	0.00	N	N
			DIANE L SYLTE Owner									WL
			ALYN L SYLTE Owner/Operator	320.0	300.5	300.5	0.0	0.00	300.5	0.00	N	N
			DIANE L SYLTE Owner									WL
			ALYN L SYLTE Owner/Operator	145.0	131.3	131.3	0.0	0.00	131.3	0.00	N	N
			DIANE L SYLTE Owner									WL
			ALYN L SYLTE Owner/Operator	240.0	223.9	223.9	0.0	0.00	223.9	0.00	N	N
			DIANE L SYLTE Owner									N
			ANTHONY N TWETEN Other Tenant									
			GREG V TWETEN Other Tenant									
Swift, MN	6103	4559	TWETEN FARMS Owner	80.0	77.7	77.7	0.0	0.00	77.7	0.00	N	N
			ALYN L SYLTE Other Tenant									N

NRCS-CPA-38 Request for Certified Wetland Determination or Delineation

Request for Certified Wetland Determination or Delineation
(for use only when the USDA program participant request a certified wetland determination or delineation)

1. OWNER NAME AND ADDRESS:

Alyn L Sylte
1705 Denfield Drive
Benson MN 56215-1133

2. AGENT- (OPERATOR) NAME AND ADDRESS:

Same

1 a. Phone Number: (320) 843-4581

2 a. Phone Number: (320) 760-7254

3. Have you previously received a wetland determination or delineation on this tract from the Natural Resources Conservation Service (formerly Soil Conservation Service), or the Corps of Engineers:

YES NO

4. Location of Property (description):

Swenoda 20

4 c. Farm No.: 1119 4 d. Tract No.: 2085

4 e. Acres in Tract: #2 3.5 ac

4 a. County or Parish: Swift

4 f. Map or aerial photograph with the tract or acres outlined:

4 b. State: Minnesota

5. Purpose of Request for Determination or Delineation (list all USDA programs that apply):

remove trees, break up land

I certify that I am the owner or agent of the owner for the property previously described.

I grant the Natural Resources Conservation Service (or their designated agent) the right to enter the property previously described to ascertain the extent of wetlands on said property.

I understand that the certified wetland determination/delineation will be recorded on USDA base maps and may be released to the public or utilized in any of the USDA agencies data bases, or published on official USDA wetland maps.

6 a. Signature of Owner: _____



6 a. Date: 08-02-2011

6 b. Signature of Agent: _____

(As authorized by the owner)

6 b. Date: 08-02-2011

18 U.S.C Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of The United States knowingly and willfully falsifies, conceals, or covers up by any trick, scheme or devises a material fact or makes any false, fictitious, or fraudulent statements or representations, or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry shall be fined not more than \$10,000 or imprisoned not more than five years, or both.



T120 R40 S20

Farm #

1119

Tract #

2085

Acre Summary

Swenoda

Legend

Total Acres	151.54
Total CRP	0
Cropland	151.54



Apr 27, 2011

2011 FSA Acreage Map

Scale: 1:8,341

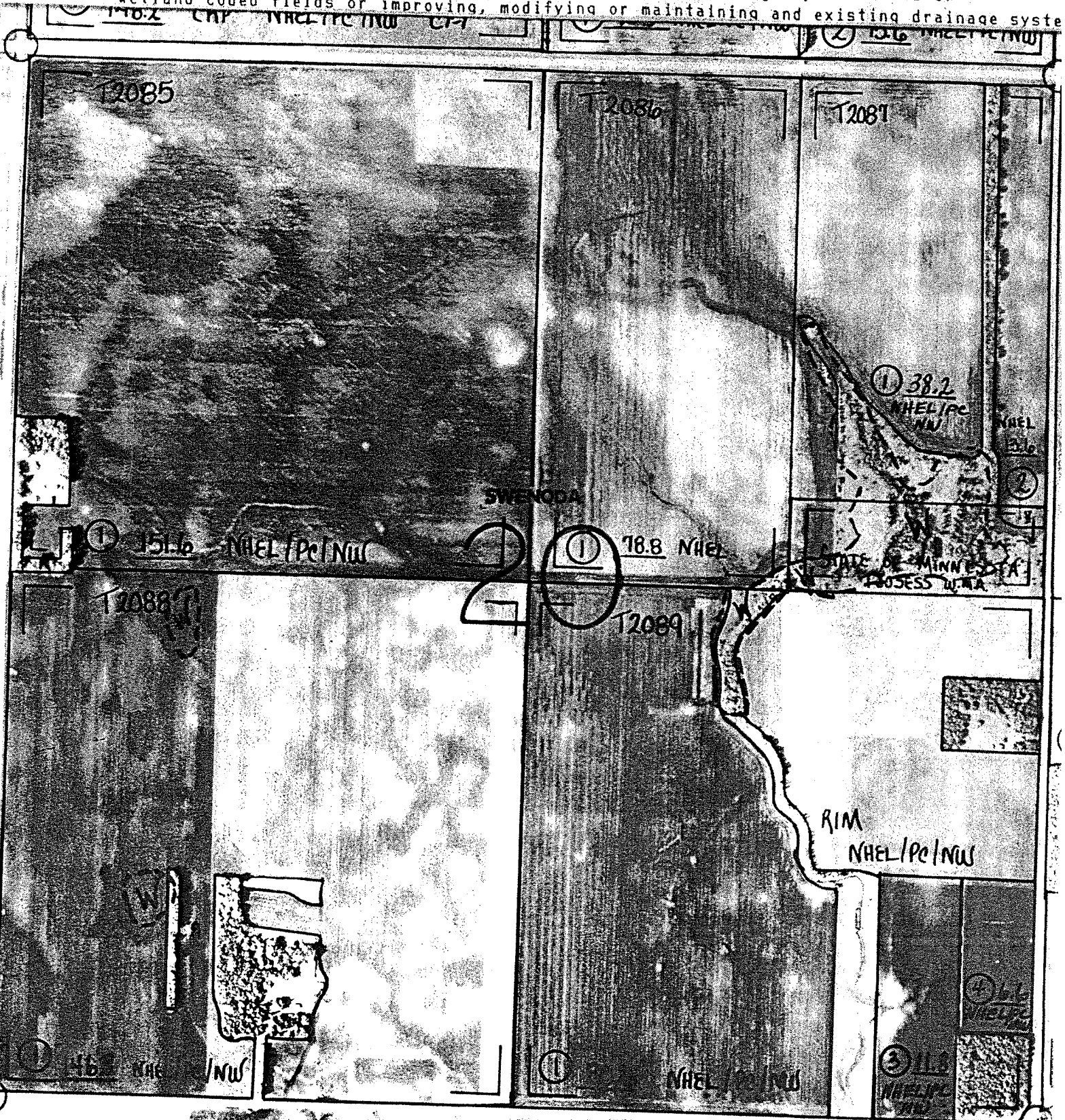
- Restricted Use
- ▽ Limited Restrictions
- Exempt from Conservation Compliance Provisions
- CLU Field Boundary
- Tract Boundary
- Section Lines
- CRP Contracts

Acre Summaries reflect Common Land Unit data and are not reflective of parcel information. All information contained in this summary is for FSA business purposes only.

TRACT NUMBER | INT = MULTIPLE TRACT NUMBER | HEL = HIGHLY ERODIBLE LAND | HW = MINIMAL EFFECT WETLAND (EXEMPT)
 WETLAND | ICW = CONVERTED WETLAND | INHEL = NON-HIGHLY ERODIBLE | MWC, MWM, MWR = SPECIAL COND. (SEE SCS)
 FARMED WETLAND | INA = NON-AGRICULTURAL | PC = PRIOR CONVERTED WETLAND | NC = NON-CROPLAND | PHOTO NO.
 NON-WETLAND | LAW = ARTIFICIAL WETLAND | ECW = EXEMPT (COMMENCED) CONVERTED WETLAND

COUNTY **Swift** | (NOT TO BE REPRODUCED) | CROP | **K-8**
 SCALE | **JAN. 1995** | YR.

WARNING: Contact NRCS before draining, dredging, filling, or leveling any wet areas or wetland coded fields or improving or maintaining or existing drainage systems



Swift co. Not to scale

18-46 T-2085

151.6

1 NHEL

NW/PC

21-305 T-2086

78.3

1 NHEL

18-355 T-2087

38.7

1 NHEL

NW/PC

20

18-277 T-2088

~~43.2~~

W

144.9

1 NHEL

Rest NW/PC

21-578

80.6

1 NHEL

NW/PC

T-2089

58.4

2 RIM NHEL

NW/PC

W



18.9
2. NHG.
NW/PC

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

*Kerkhovey 8 SE 1/4
Hayes 3 SE 1/4*

(See Page 3 for Nondiscrimination, Public Burden and Privacy Act Statements).

1. Name of Producer Ross Carlson		2. I.D. Number (Last 4 digits only)		3. Crop Year 2006	
4. Do you have any interest in land that produces or could produce an agricultural commodity? <i>If "YES", or, if you are a Farm Loan Applicant continue with Item 5. If "NO", and you are not a farm loan applicant, go to Item 12 and sign and date.</i>				YES	NO
				✓	
5. <i>For farm loan applicants only:</i> Will you conduct any activities for fish production, trees, vineyards, shrubs, building construction, or other non-agricultural purposes on lands for which a wetland determination has not been completed by NRCS?					✓
6. Are you a landlord or tenant on any farm that will not be in compliance with HELC and WC provisions? <i>If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number: _____ (Contact your county FSA office if you are unsure of the HEL or wetland determinations applicable to your farming interests.)</i>					✓
7. Do any of your landlords refuse to comply with HELC requirements on any farms? <i>If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number: _____</i>					✓
8. List affiliated persons with farming interests. <i>See Page 3 for an explanation. Enter "NONE", if applicable.</i>					
9. During the crop year entered in Item 3 above, or the term of a requested USDA loan, did you or will you plant and produce an agricultural commodity on land for which a highly erodible determination has not been made?				YES	NO
					✓
10. Since December 23, 1985, or during the current crop year, or during the term of a requested USDA loan, has anyone performed, or will anyone perform any activities to:					
A. Create new drainage systems, or conduct land leveling, filling, dredging, land clearing, excavation, or stump removal, that has NOT been evaluated by NRCS? <i>If "YES", indicate year(s):</i> <u>2006</u>				✓	
B. Improve or modify an existing drainage system that has NOT been evaluated by NRCS? <i>If "YES", indicate year(s):</i> _____					✓
C. Maintain an existing drainage system that has NOT been evaluated by NRCS? <i>If "YES", indicate the year(s):</i> _____ <small>Note: Maintenance is the repair, rehabilitation, or replacement of the capacity of existing drainage systems to allow for the continued use of wetlands currently in agricultural production and the continued management of other areas as they were used before December 23, 1985. This allows a person to reconstruct or maintain the capacity of the original system or install a replacement system that is more durable or will realize lower maintenance or costs.</small>					✓
11. If "YES" to Items 5, 10A and/or 10B or 10C enter the following for the land the answer applies to:					
A. Farm and/or tract/field number: <u>677-3623 / 679-1580</u>					
B. Activity: <u>new tile</u>					
C. Current land use (specify crops): <u>corn/soybeans</u>					
D. County: <u>Swift Minnesota</u>					

A "YES" answer in Items 5, 9 or 10 authorizes FSA to refer this AD-1026 to NRCS. If you check "YES" to Item 10C, NRCS does not have to conduct a certified wetland determination. (Contact your County FSA Office if you are unsure about the answers to Items 5, 9 and 10.)

Continuous AD-1026 Certification: T-679; T-1580 (SEE ATTACHED LETTER) CBD 07/17/06

I have read the AD-1026 Appendix and understand and agree that my eligibility for certain USDA program benefits is contingent upon this certification of compliance with highly erodible land and wetland conservation provisions of the Food Security Act of 1985 as amended, and if a determination is made that results in a violation and ineligibility, I agree to refund all applicable payments.

- I agree to the terms and conditions stated on AD-1026 Appendix on all land in which I have or will have an interest and understand that I am responsible for any non-compliance with these provisions.
- I agree that I will file a revised AD-1026 if there are any changes in my operation or activities that may affect compliance with these provisions.
- I understand that affiliated persons are also subject to compliance with these provisions and their failure to comply or file AD-1026 will result in loss of eligibility to persons or enterprises with whom they are affiliated. (See Page 3 of this form for affiliated persons.)

12. Signature of Producer **I hereby certify that the information on this form is true and correct to the best of my knowledge, and I authorize NRCS to make a HEL and/or certified wetland determination on the tract or farm numbers listed above.**

Ross Carlson

Producer's Signature

06-26-2006

Date (MM-DD-YYYY)

13. Referral to NRCS (Completed by FSA) <i>Sign and date if a NRCS determination is needed for any reason including a "YES" answer in Items 5, 9, 10A, 10B, or 10C.</i>	13A. Signature of FSA Representative <i>Diane Syb</i> _____	13B. Date (MM-DD-YYYY) 06-26-2006 _____
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ORIGINAL - FSA COPY

NRCS COPY

PRODUCER'S COPY

July 17, 2006

Mr. Ross Carlson
1470 10th St. NE
Murdock, MN 56271

Dear Mr. Ross Carlson:

You have indicated your intention to create a new or modify an existing drainage system that has not been previously evaluated by NRCS by checking yes on USDA form AD-1026 to either question 10a or question 10b. In order for NRCS to properly respond to your land modification notification you were given the opportunity to request a certified wetland determination. You have indicated that you do not need or desire a certified wetland determination for the area where drainage activities are being proposed.


Based on the existing non-certified wetland determination we have on file and on your intended actions that are documented on maps, plans, or drainage worksheets you submitted I have concluded that the activity being proposed will not convert a wetland or cause a potential wetland compliance violation. I have attached a map of the existing non-certified wetland determination.

It is your responsibility to document and retain records of all drainage activities. This information can be documented on the Drainage Worksheets available at your USDA Service Center. Please note that this response was made relying on resource information that does not meet the quality criteria requirements of a certified wetland determination. There may be additional unidentified wetlands or the wetland boundaries indicated on the existing non-certified determination may be smaller or larger than currently indicated. It is your responsibility to restrict all drainage activity to only that allowable under the wetland compliance provisions.

This determination applies to the 1985 Food Security Act (FSA) as amended. Other federal, state or local permits or restrictions may apply to activities impacting wetlands. It is the responsibility of the participant to obtain other necessary permits. Contact the Army Corps of Engineers for Clean Water Act permits, the Local Government Unit (LGU) for State Wetland Conservation Act permits, and the Minnesota Department of Natural Resources for protected water permits prior to initiating wetland activities. You can contact these agencies using the "Minnesota Combined Project Application Form" available from the LGU.

If you have any questions on this information or require additional assistance please contact me at (field office phone number). A copy of this response will be provided to the county Farm Services Agency (FSA).

Sincerely,



Cory Drummond
NRCS District Conservationist

cc: Swift County Farm Service Agency







Farm Service Agency

Swift County
 Township - 121 Range - 37 Section - 3
 May 4, 2005

Imagery Not to Scale

Key to Features

-  Tract Boundary
-  Common Land Unit
-  Section Boundary
-  Wetland Points

