# Clay County FARMLAND AUGION

# 381.74 Acres



Dakota Realty

125 E Cherry St., Vermillion SI phone: 605-624-4474 fax: 605-624-4476

LAND

AUGILON

44628 SD HWY, Marion SD phone: 800-251-3111 fax: 605-648-3102

web: wiemanauction.com

#### 381.74 ACRES OF NORWAY TOWNSHIP CLAY COUNTY TILLABLE LAND!! AT AUCTION

To settle the Eileen R. Johnson Estate, we will offer the following land at public auction in the National Guard Armory in Vermillion, SD located ½ block south of Tractor Supply Co. on:

#### WEDNESDAY APRIL 25TH 10:30 AM

Wow! Is the best way to describe this farm. 381.74 acres of, all contiguous, tillable land located just south of Hwy 50, with highway frontage on Tract 1. This farm runs a mile and a half long with a good solid county road on the eastern border. This would make an amazing farm unit for producers and investors alike!

Property Location: From Vermillion, SD go 4 miles west on SD Hwy 50, then south on 459th Ave.

#### TRACT #1 - 140.79 ACRES

This tracts consists 140.79 +/- acres of high quality farm land. According to the FSA maps, this tract is all tillable less the RROW. The soil type is Luton silty loams, which carries a productivity index of 60. The 2017 RE taxes are \$3,636.18 **LEGAL:** The NE4 (less Johnson's Tract 1, Lot H2, and the portion of the NE4 NE4 north of the railroad) all in Section 6-92-52, Clay County, SD.

#### TRACT #2 - 121.10 ACRES

This tracts consists 121.10 +/- acres of high quality farm land. According to the FSA maps, this tract is all tillable less the RROW. The soil types are Forney silty clay, Luton silty loams, Albaton silty clay, and Lakeport silty clay loams. These soils carry a productivity index of 67.4. The 2017 RE taxes are \$3,508.60

LEGAL: The E2 SE4 & NW4 SE4 in Section 6-92-52, Clay County, SD.

#### TRACT #3 - 119.85 ACRES

This tracts consists 119.85 +/- acres of high quality farm land. According to the FSA maps, this tract is all tillable less the RROW. The soil types are Albaton silty clay, Owego silty clay, and Forney silty clay. These soils carry a productivity index of 67. The 2017 RE taxes are \$3,535.88

LEGAL: The E2 NE4 & SW4 NE4 in Section 7-92-52, Clay County, SD.

#### TRACT #4 - 381.74 ACRES

This is the Combination of Tracts 1, 2, & 3. This is an all contiguous tract of 381.74 acres which is very hard to find! An excellent opportunity for any farmer or investor.

TERMS: Cash Sale with a 10% non-refundable down payment on sale day and the balance on or before June 15, 2018. A personal representative's deed will be provided. Title insurance will be utilized with the cost of Owner's Policy split 50/50 between buyer and seller. New buyer will receive landlord's possession for the 2018 crop year along with all the rent due in 2018. Seller will pay the 2017 RE taxes due in 2018. New buyer will assume all the 2018 taxes due in 2019. Closings to be held at Clay County Abstract with closing fee split 50/50 between the buyer and seller. Sold subject to the personal representative's confirmation and any easement of record. Property is sold subject to surveyed acres. Dakota Realty & Wieman Land & Auction Co., Inc. are representing the sellers in this transaction.

If a land purchase is in your plans – please check out these great tracts. We invite you to view this parcel of land at your convenience. For an information packet, go to <a href="www.wiemanauction.com">www.wiemanauction.com</a> or <a href="www.dakotarealty.com">www.dakotarealty.com</a> Contact Hazen Bye 605-670-0422 or Ryan Wieman 605-366-3369 for more details. Auction will be held in the National Guard Armory in Vermillion, SD. Come prepared to buy!

#### EILEEN R. JOHNSON ESTATE

Robin Iverson - PR

Wieman Land & Auction Co., Inc. Marion SD 605-648-3111 www.wiemanauction.com Dakota Realty Vermillion, SD 605-624-4474 www.dakotarealty.com

Attorney for Estate Craig K. Thompson 605-624-2097 Vermillion, SD

#### RENTAL INFORMATION

**TENANT:** Solomon Farms

Vermillion, SD

**TERM OF CONTRACT:** 2018 crop year - terminates 12/31/18

**TOTAL RENT:** \$63,000 or \$168/acre

Paid in 2 payments:

1st Half - \$31,500 on April 1st, 2018

2<sup>nd</sup> Half - \$31,500 on October 1<sup>st</sup>, 2018

The full 2018 rent will be paid to the new buyer. Buyer will be credited the first half of the 2018 rent from the Estate at closing. The 2<sup>nd</sup> half of the rent will be received from the tenant on October 1<sup>st</sup>, 2018.

#### ALLOCATION OF RENT PER TRACT:

**Tract 1:** 139 acres x \$168/acre = \$23,352

**Tract 2:** 118 acres x \$168/acre = \$19,824

**Tract 3:** 118 acres x \$168/acre = \$19,824

**Tract 4:** Total Rent of \$63,000

#### **Aerial Map**





6-92N-52W **Clay County South Dakota** 



4/23/2018





South Dakota State:

County: Clay

Location: 6-92N-52W Township: Norway

Acres: 139.95 Date: 3/26/2018







Soils data provided by USDA and NRCS.

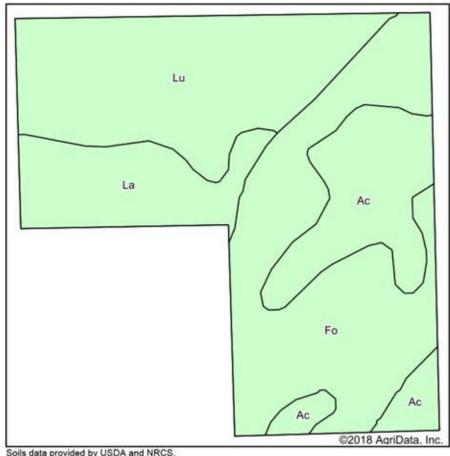
										7.00	Grains
silty clay, 0 to 2 percent slopes, flooded	139.53	99.7%	IVw	60	3.4	80	44	27	48	44	24
y silty clay, 0 to 2 percent slopes	0.42	0.3%	Ilw	68	3.5	85	55	31	50	48	27
			silty clay, 0 to 2 percent slopes 0.42 0.3%	silty clay, 0 to 2 percent slopes 0.42 0.3% Ilw	silty clay, 0 to 2 percent slopes 0.42 0.3% IIw 68	silty clay, 0 to 2 percent slopes 0.42 0.3% IIw 68 3.5		silty clay, 0 to 2 percent slopes 0.42 0.3% IIW 68 3.5 85 55	silty clay, 0 to 2 percent slopes 0.42 0.3% IIW 68 3.5 85 55 31	silty clay, 0 to 2 percent slopes 0.42 0.3% IIW 68 3.5 85 55 31 50	silty clay, 0 to 2 percent slopes 0.42 0.3% IIw 68 3.5 85 55 31 50 48

<sup>\*</sup>c: Using Capabilities Class Dominant Condition Aggregation Method

#### **Aerial Map**



Field borders provided by Farm Service Agency as of 5/21/2008.





South Dakota State:

County: Clay

Location: 6-92N-52W Township: Norway Acres: 117.8

Date: 3/26/2018





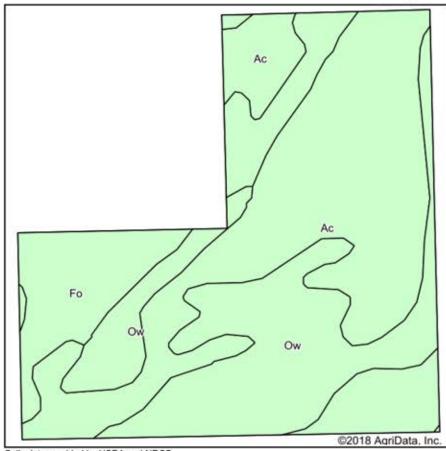


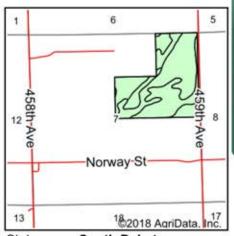
Soils data provided by USDA and NRCS.

Cod e	Soil Description	Acres	Percent of field	Non-Irr Class *c	Productivity Index	Alfalfa hay	Cor n	Oat s	Soybeans		NCCPI Corn and Soybeans	NCCPI Small Grains
Fo	Forney silty clay, 0 to 2 percent slopes	42.54	36.1%	llw	68	3.5	85	55	31	50	48	27
Lu	Luton silty clay, 0 to 2 percent slopes, rarely flooded	37.28	31.6%	IVw	60	3.4	80	44	27	48	44	24
Ac	Albaton silty clay, 0 to 2 percent slopes	21.63	18.4%	Illw	58	3	80	55	29	49	39	14
La	Lakeport silty clay loam, 0 to 2 percent slopes	16.35	13.9%	lw	95	5.3	125	80	43	57	56	41
	5	•	Weight	ed Average	67.4	3.6	88.1	55	31	50.2	46.2	25.6

\*c: Using Capabilities Class Dominant Condition Aggregation Method







State: South Dakota

County: Clay

Location: 7-92N-52W

Township: Norway
Acres: 116.92

Date: 3/26/2018





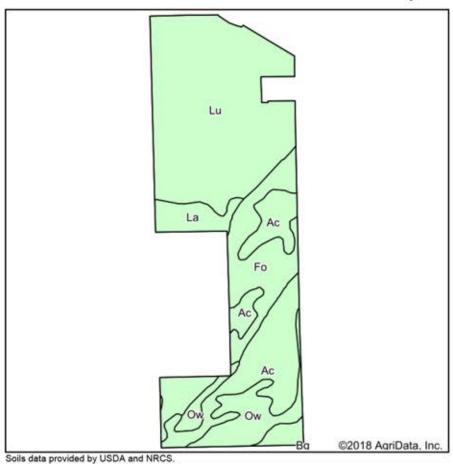


Soils data provided by USDA and NRCS.

Cod e	Soil Description	Acres	Percent of field	Non-Irr Class *c	Irr Class *c	Productivity Index	Alfalfa hay	Cor	Oat	Soybeans		NCCPI Corn and Soybeans	NCCPI Small Grains
Ac	Albaton silty clay, 0 to 2 percent slopes	61.09	52.2%	Illw		58	3	80	55	29	49	39	14
Ow	Owego silty clay, 0 to 2 percent slopes	36.22	31.0%	llw	llw	81	3.8	96	64	34	53	46	29
Fo	Forney silty clay, 0 to 2 percent slopes	19.61	16.8%	llw		68	3.5	85	55	31	50	48	27
				Weighted A	verage	66.8	3.3	85.8	57.8	30.9	50.4	42.7	20.8

\*c: Using Capabilities Class Dominant Condition Aggregation Method

### **Aerial Map** 36 315th St 315th St 1980 R52W TOSNIRSSW Norway 5-92N-52W 6-92N-52W 1-92N-53W 458th Ave 374.91 7-92N-52W 8-92N-52W 12-92N-53W 2018 AgriData, Inc map center: 42° 48' 42.48, -97° 1' 56.86 Oft 1204ft 2408ft 6-92N-52W **Clay County South Dakota** 4/23/2018





State: South Dakota

County: Clay

Location: 6-92N-52W

Township: Norway
Acres: 374.91
Date: 3/26/2018





49.4



23.5

Cod e	Soil Description	Acres	Percent of field	Non-Irr Class *c	7272	Productivity Index	Alfalfa hay	Cor	Oat s	Soybeans	150 A C 4 C 7 C 7 C 7 C 7 C 7 C 7 C 7 C 7 C 7	NCCPI Corn and Soybeans	NCCPI Small Grains
Lu	Luton silty clay, 0 to 2 percent slopes, rarely flooded	177.37	47.3%	IVw		60	3.4	80	44	27	48	44	24
Ac	Albaton silty clay, 0 to 2 percent slopes	82.68	22.1%	Illw		58	3	80	55	29	49	39	14
Fo	Forney silty clay, 0 to 2 percent slopes	62.32	16.6%	llw		68	3.5	85	55	31	50	48	27
Ow	Owego silty clay, 0 to 2 percent slopes	36.02	9.6%	llw	llw	81	3.8	96	64	34	53	46	29
La	Lakeport silty clay loam, 0 to 2 percent slopes	16.52	4.4%	lw		95	5.3	125	80	43	57	56	41

Weighted Average

\*c: Using Capabilities Class Dominant Condition Aggregation Method

UTH DAKOTA

AY

m: FSA-156EZ



United States Department of Agriculture Farm Service Agency FARM: 585

Prepared: Mar 14, 2018

Crop Year: 2018

#### Abbreviated 156 Farm Record

perator Name

ROBERT LUGENE SOLOMON JR

rms Associated with Operator:

Page 2 for non-discriminatory Statements.

RP Contract Number(s)

Farm Land Data

Carried State Control				rann Lanu	Data		Allen D. Commercial Sciences		
Farmland	Cropland	DCP Cropland	WBP	WRP	CRP	GRP	Sugarcane	Farm Status	Number Of Tracts
381.28	374.91	374.91	0.00	0.00	0.00	0.00	0.00	Active	1
State Conservation	Other Conservation	Effective DCP Cropland	Double	Cropped	MPL	Acre Election	EWP	DCP Ag. Rela	ated Activity
0.00	0.00	374.91	0.	00	0.00		0.00	0.0	00

#### **Crop Election Choice**

ARC Individual	ARC County	Price Loss Coverage
None	WHEAT, CORN	None

#### DCP Crop Data

Crop Name	Base Acres	CCC-505 CRP Reduction Acres	CTAP Yield	PLC Yield	HIP
Wheat	53.40	0.00	0	63	
Corn	321.10	0.00	0	119	77

TOTAL

374.50

0.00

#### NOTES

Tract Number : 1002

Description

PT NE, NSE, SESE 6, NENE 7 92 52

BIA Unit Range Number :

**HEL Status** 

: NHEL: No agricultural commodity planted on undetermined fields

Wetland Status

Tract does not contain a wetland

WL Violations

: None

Owners

: EILEEN R JOHNSON

Other Producers

None

#### Tract Land Data

Farm Land	Cropland	DCP Cropland	WBP	WRP	CRP	GRP	Sugarcane
381.28	374.91	374.91	0.00	0.00	0.00	0.00	0.00
State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped	MPL	EWP	DCP Ag. R	elated Activity
0.00	0.00	374.91	0.00	0.00	0.00		0.00

#### **DCP Crop Data**

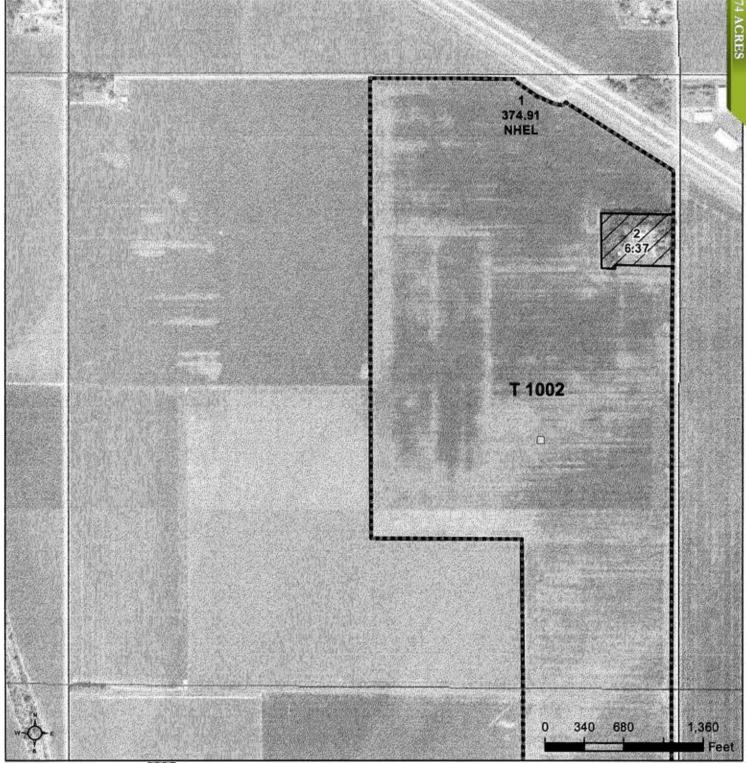
Crop Name	Base Acres	CCC-505 CRP Reduction Acres	CTAP Yield	PLC Yield
Wheat	53.40	0.00	0	63
Corn	321.10	0.00	0	119

TOTAL

374.50

0.00

#### NOTES



Common Land Unit

Tract Boundary

**PLSS** 

Non-Cropland Cropland

Wetland Determination Identifiers

Restricted Use

Limited Restrictions

Exempt from Conservation [] Compliance Provisions

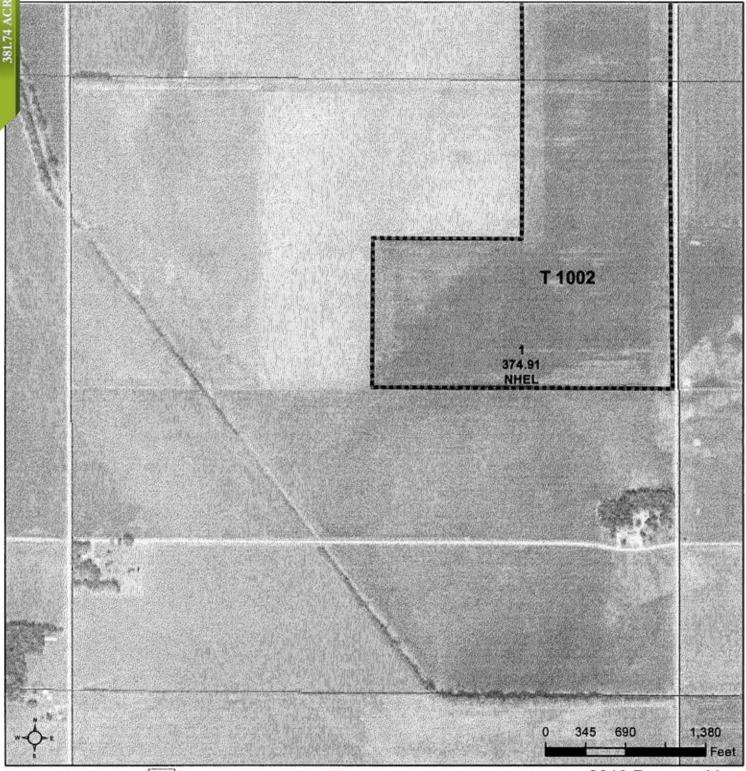
2018 Program Year Map Created February 16, 2018

Farm **585** 

6 -92N -52W

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

#### Clay County, South Dakota



Common Land Unit

PLSS

Cropland

Tract Boundary

Wetland Determination Identifiers

Restricted Use

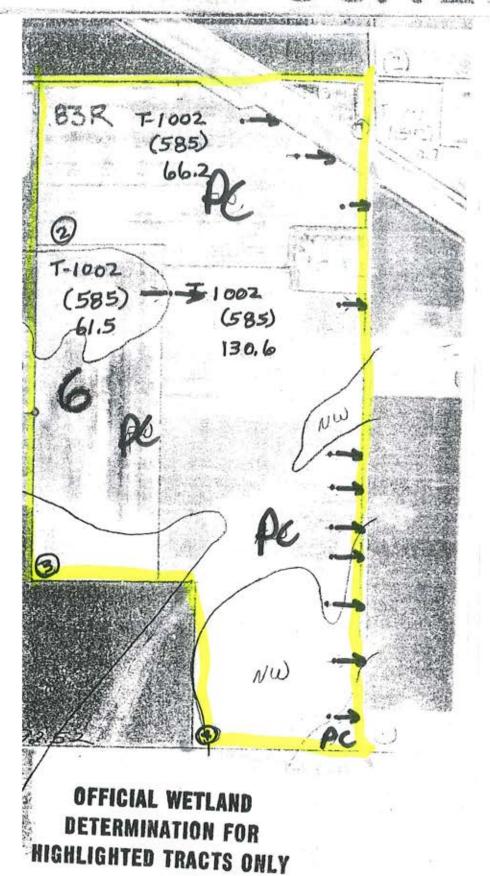
Limited Restrictions

Exempt from Conservation Compliance Provisions 2018 Program Year
Map Created February 16, 2018

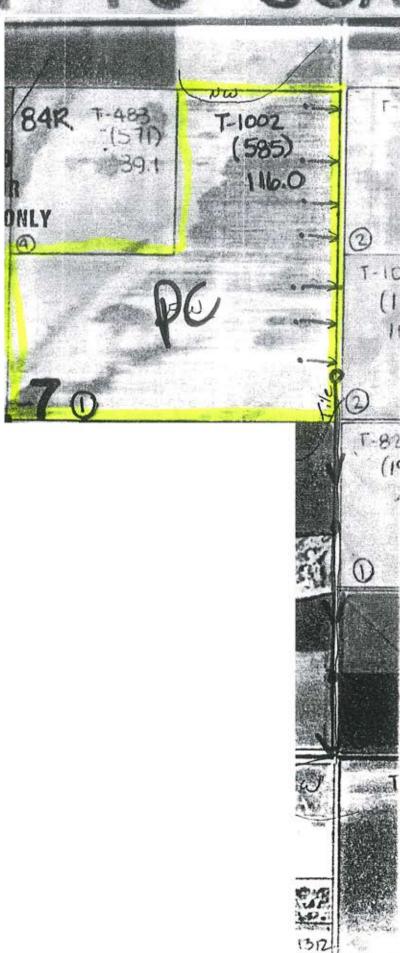
Farm **585** 

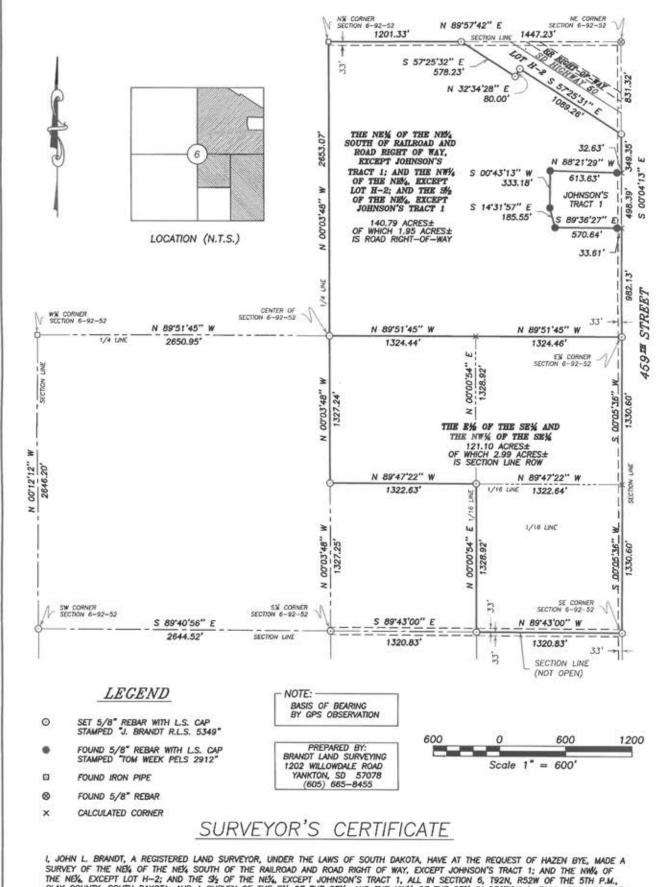
7 -92N -52W

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## NOT TO SCALENAL

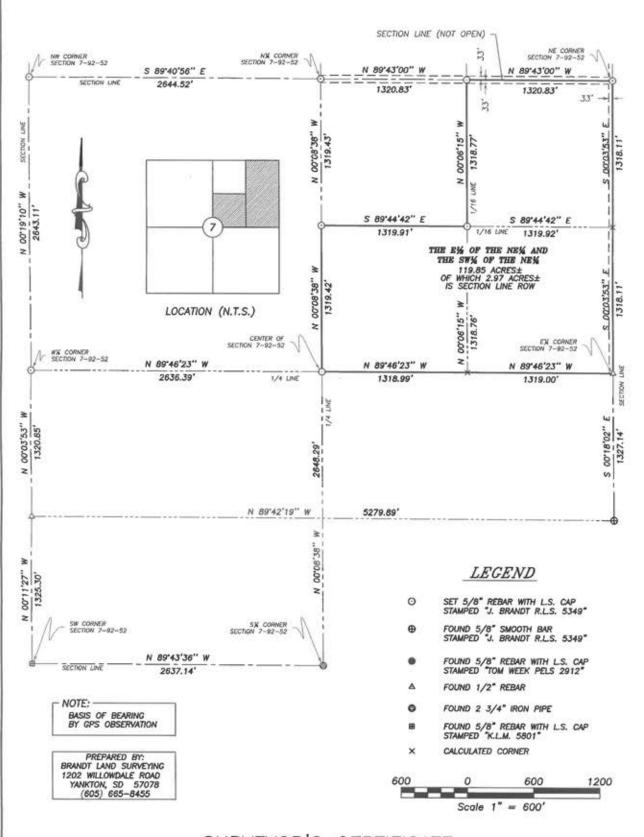




I, JOHN L. BRANDT, A REGISTERED LAND SURVEYOR, UNDER THE LAWS OF SOUTH DAKOTA, HAVE AT THE REQUEST OF HAZEN BYE, MADE A SURVEY OF THE NEW, OF THE NEW, OF THE NEW, OF THE NEW, EXCEPT JOHNSON'S TRACT 1; AND THE NEW, OF THE NEW, EXCEPT LOT H-2; AND THE SY OF THE NEW, EXCEPT JOHNSON'S TRACT 1, ALL IN SECTION 6, T92N, R52W OF THE STH P.M., CLAY COUNTY, SOUTH DAKOTA; AND A SURVEY OF THE EW OF THE SEW; AND THE NEW OF THE SEW IN SECTION 6, T92N, R52W OF THE 5TH P.M., CLAY COUNTY, SOUTH DAKOTA.

I HAVE SET IRON REBAR AS SHOWN AND SAID SURVEY AND PLAT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. DATED THIS 17TH DAY OF APRIL, 2018.





#### SURVEYOR'S CERTIFICATE

I, JOHN L. BRANDT, A REGISTERED LAND SURVEYOR, UNDER THE LAWS OF SOUTH DAKOTA, HAVE AT THE REQUEST OF HAZEN BYE, MADE A SURVEY OF THE EX OF THE NEX AND THE SWX OF THE NEX OF SECTION 7, T92N, R52W OF THE 5TH P.M., CLAY COUNTY, SOUTH DAKOTA.

I HAVE SET IRON REBAR AS SHOWN AND SAID SURVEY AND PLAT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED THIS 17TH DAY OF APRIL, 2018.

5349 JOHN L BRANDT

File No: 4237

#### COMMITMENT FOR TITLE INSURANCE

Issued by

#### Fidelity National Title Insurance Company SCHEDULE A

Commitment Date: March 19, 2018, 8:00 am

Policy to be issued:

(a) 2006 ALTA® Owner's Policy

Proposed Insured: TO BE DETERMINED

Proposed Policy Amount: \$0.00

(b) 2006 ALTA® Loan Policy

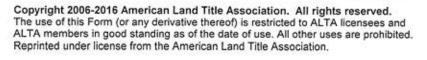
Proposed Insured: Proposed Policy Amount:

- The estate or interest in the land described or referred to in this Commitment is Fee Simple.
- Title to the Fee Simple estate or interest in the land is at the Effective Date vested in: THE ESTATE OF EILEEN R. JOHNSON
- 5. The land referred to in this Commitment is described as follows:

THE NE1/4, WITH THE FOLLOWING EXCEPTIONS: JOHNSON TRACT 1; LOT H2 IN THE N1/2 OF THE NE1/4 & EXCEPT THAT PART OF THE NE1/4NE1/4 NORTH OF RAILROAD, SECTION 6, TOWNSHIP 92 NORTH, RANGE 52 WEST OF THE 5TH P.M., CLAY COUNTY, SOUTH DAKOTA:

THE E1/2 OF THE SE1/4 & THE NW1/4 OF THE SE1/4, SECTION 6, TOWNSHIP 92 NORTH, RANGE 52 WEST OF THE 5TH P.M., CLAY COUNTY, SOUTH DAKOTA; and THE E1/2 OF THE NE1/4 & THE SW1/4 OF THE NE1/4, SECTION 7, TOWNSHIP 92 NORTH, RANGE 52 WEST OF THE 5TH P.M., CLAY COUNTY, SOUTH DAKOTA

This page is only a part of a 2016 ALTA® Commitment for Title Insurance. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I-Requirements; and Schedule B, Part II-Exceptions.





By Klercelle

File No: 4237

#### COMMITMENT FOR TITLE INSURANCE

Issued by

#### Fidelity National Title Insurance Company

#### SCHEDULE B Requirements

All of the following Requirements must be met:

- The Proposed Insured must notify the Company in writing of the name of any party not referred to in this Commitment who will obtain an interest in the Land or who will make a loan on the Land. The Company may then make additional Requirements or Exceptions.
- Pay the agreed amount for the estate or interest to be insured.
- Pay the premiums, fees, and charges for the Policy to the Company.
- Documents satisfactory to the Company that convey the Title or create the Mortgage to be insured, or both, must be properly authorized, executed, delivered, and recorded in the Public Records.
- If it is desired that any liens listed on Schedule B-Part II not be shown on the final
  policy to be issued, we require a satisfaction/release for each lien to be obtained and
  duly filed for record.

#### SCHEDULE B, PART II Exceptions

THIS COMMITMENT DOES NOT REPUBLISH ANY COVENANT, CONDITION, RESTRICTION, OR LIMITATION CONTAINED IN ANY DOCUMENT REFERRED TO IN THIS COMMITMENT TO THE EXTENT THAT THE SPECIFIC COVENANT, CONDITION, RESTRICTION, OR LIMITATION VIOLATES STATE OR FEDERAL LAW BASED ON RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, HANDICAP, FAMILIAL STATUS, OR NATIONAL ORIGIN.

The Policy will not insure against loss or damage resulting from the terms and provisions of any lease or easement identified in Schedule A, and will include the following Exceptions unless

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cleared to the satisfaction of the Company:

- Any defect, lien, encumbrance, adverse claim, or other matter that appears for the first time in the Public Records or is created, attaches, or is disclosed between the Commitment Date and the date on which all of the Schedule B, Part I-Requirements are met.
- Rights or claims of parties in possession not shown by the public records.
- Any encroachment, encumbrance, violation, variation, or adverse circumstance
  affecting the Title that would be disclosed by an accurate and complete land survey of
  the Land.
- 4. Easements, or claims of easements, not shown by the public records.
- 5. Any lien, right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- Taxes or special assessments which are not shown as existing liens by the public records.
- 7. All 2017 real estate tax of: \$1,699.34, NE NE S OF RR & NW NE, Parcel ID# 10000-09252-061-00 \$1,936.84 S1/2 NE EXC JOHNSON TRACT 1, Parcel ID# 10000-09252-061-03 \$3,508.60 E1/2 SE1/4 & NW1/4 SE1/4, Parcel ID# 10000-09252-064-00 \$3,535.88 E1/2 NE1/4 & SW1/4 NE1/4, Parcel ID# 10000-09252-071-03.
- Easement to Northern Natural Gas recorded in Book 12 Misc p 246. Assignment & Conveyance of easement to Enron Corp recorded in Book 65 Deeds p 172.
- 9. Vested Drainage Rights recorded in Book 41 Misc p 668 & in Book 42 Misc p 521.
- Statutory section line right of way.
- 11. The federal estate tax, if any, by the reason of the death of Eileen R. Johnson.

#### END OF SCHEDULE B

This page is only a part of a 2016 ALTA® Commitment for Title Insurance. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I-Requirements; and Schedule B, Part II-Exceptions.



# Clay County — FARMLAND AUGTION

# 381.74 Acres



TERMS: Cash Sale with a 10% non-refundable down payment on sale day and the balance on or before June 15, 2018. A personal representative's deed will be provided. Title insurance will be utilized with the cost of Owner's Policy split 50/50 between buyer and seller. New buyer will receive landlord's possession for the 2018 crop year along with all the rent due in 2018. Seller will pay the 2017 RE taxes due in 2018. New buyer will assume all the 2018 taxes due in 2019. Closings to be held at Clay County Abstract with closing fee split 50/50 between the buyer and seller. Sold subject to the personal representative's confirmation and any easement of record. Property is subject to survey if sold in separate tracts. Dakota Realty & Wieman Land & Auction Co., Inc. are representing the sellers in this transaction

Wednesday April 25th at 10:30 AM





44628 SD HWY, Marion SD phone: 800-251-3111 fax: 605-648-3102

web: wiemanauction.com