# **ZOMER COMPANY**

176.14+/- Acres of Farmland To Be Sold At Auction In 3 Tracts

Located in Elk Point TWP West & Brule TWP, Union County, SD!

Tract 1: 60.14+/- Acres — Tract 2: 35.21+/- Acres — Tract 3: 80.79+/- Acres







Auction Date: September 27, 2022 @ 10:30 A.M.

**Laferriere Family Living Trust — Owner** 

zomercompany.com

#### **Auctioneers:**

**Zomer Company** 

1414 Main St., Rock Valley, IA 51247 Office — 712-476-9443

Mark Zomer - 712-470-2526 — Ryan Zomer - 712-441-3970

Joel Westra - 605-310-6941

License # 12445

Auctioneers Note: The Zomer Company is honored to have been selected by the Laferriere Family Living

Trust to offer this land for sale to the public at auction! Land in this area is not often available! This will be
a live auction with online bidding! This is a great opportunity to add acres to your current operation or
your investment portfolio! Check it out today! Watch zomercompany.com in case of inclement weather!

Tract 1 & 2 Location: From Elk Point, SD go approx. 3 1/2 miles Northwesterly on Burbank Road (10) to the intersection of 322nd St and 472nd Ave then go 1/2 mile West on 322nd St. to Tract 1 & 2. Both tracts are on the South side of 322nd Ave.

Tract 3 Location: From Junction City go East on 318th St. (11/50) for approx. 4 miles to 475th Ave. then go 2 miles South on 475th Ave to 320th St. then go approx. 1/2 mile West on 320th St to the tract. Tract 3 is on the North side of 320th St.

Auction of all the tracts will be held at the site of Tract 1

**Legal Description of Tract #1:** The West 990ft of the NE1/4 of Section 8, TWP 91N, Range 50W, Union County, SD. Subject to all public roads and easements of record and any special assessments of record.

**General Description of Tract #1:** This property contains 60.14+/- gross acres according to the recent survey. According to FSA/survey this tract of farmland has approx. 59.39+/- tillable acres. The predominant soil types include: Fc-Forney. According to Agri-Data this farm has a productivity index rating of 67 and a county soil rating of .769. This farm has a corn base and soybean base combined with the adjoining tract with a PLC yield of 151bu. on corn and 42bu. on soybeans. FSA will need to do a reconstitution on base acres due to recent survey. This farm is all tillable with the exception of the road and ditch and can be farmed in 1/2 mile rows! This is an excellent opportunity to purchase an attractive farm in an area where land is not often available! Make plans today to attend this auction and purchase this property!!!

**Legal Description of Tract #2:** The NE1/4 of the NW1/4 EXCEPT Laferriere acres addition, all in Section 8, TWP 91N, Range 50W, Union County, SD. Subject to all public roads and easements of record.

General Description of Tract #2: This property contains 35.21+/- gross acres according to the recent survey. According to FSA/survey this tract of farmland has approx. 34.6+/- tillable acres. The predominant soil types include: Fc-Forney. According to Agri-Data this farm has a productivity index rating of 67 and a county soil rating of .769. This farm has a corn base and soybean base combined with the adjoining tract with a PLC yield of 151bu. on corn and 42bu. on soybeans. FSA will need to do a reconstitution on base acres due to recent survey. This farm is all tillable with the exception of the road and ditch! This is an excellent opportunity to purchase an attractive farm in an area where land is not often available! Smaller tracts of land in this area are not often sold! This property is sold subject to an access easement which was recorded Dec. 2, 2004 and is on the West 33ft of this property which provides access to the adjoining landowner to the South of this property. Make plans today to attend this auction and purchase this property!!!

**Legal Description of Tract #3:** The SW1/4 of the SE1/4 lying North of the centerline of 320th St., and the SW1/4 of the NE1/4, and the NW1/4 of the SE1/4, less Laferriere tract 1, all in Section 26, TWP 92N, Range 50W, Union County, SD. Subject to all public roads, transmission line easement and easements of record.

General Description of Tract #3: This property contains 80.79+/- gross acres according to the recent survey. According to FSA/survey this tract of farmland has approx. 76.27+/- tillable acres with the remainder in approx. 4 acres of grass waterway and road/ditch. The predominant soil types include: WbA-Wentworth, Ka-Kennebec, Wh-Whitewood, WbB-Wentworth, EaB-Egan-Shindler, Ae-Alcester. According to Agri-Data this farm has a productivity index rating of 88.8 and a county soil rating of .814. This farm has a corn base and soybean base combined with the adjoining tract with a PLC yield of 151bu. on corn and 42bu. on soybeans. FSA will need to do a reconstitution on base acres due to recent survey. This is an excellent opportunity to purchase an attractive farm in an area where land is not often available! Make plans today to attend this auction and purchase this property!!!

Method of sale: All 3 tracts will be offered in the choice method with the first successful bidder having the choice of purchasing Tract 1 or Tract 2 or Tract 3. First successful bidder of choice will only be permitted to select one tract. After the first round of the choice then choice will be offered on the 2 remaining tracts. The successful bidder of this round will be permitted to select 1 tract. After the first 2 rounds of choice whichever tract is remaining will then be sold. The tracts will not be offered in any combinations and will not be combined. Auction for all the tracts will be held at the site of Tract 1.

**Taxes:** The current Real Estate Taxes according to the Union County Treasurer are approx. \$1,384.38 per year on Tract 1, approx. \$807.56 per year on Tract 2 and approx. \$2,025.00 per year on Tract 3. Taxes are estimated and will be reassessed by the county due to the recent survey. Seller will pay the 2022 taxes which are due and payable in the spring and fall installments of 2023.

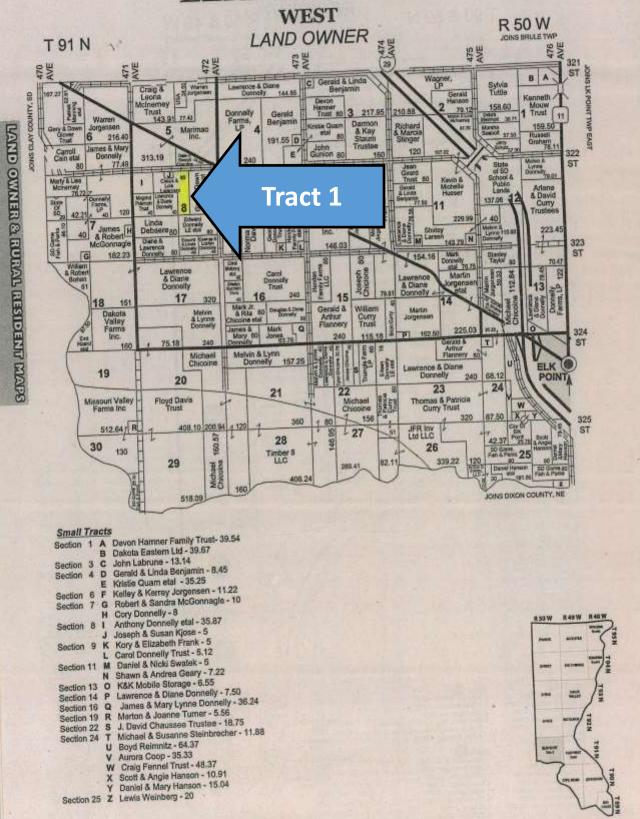
Possession: Possession will be on closing day. These farms will be available to farm for the 2023 crop year.

Terms: Purchaser(s) will be required to pay a non-refundable 15 % of the purchase price as earnest money deposit, and also agree to enter into a purchase agreement with the remaining balance due and payable on closing day on or before October 31, 2022 when the buyer shall receive a clear and merchantable title to the property. Owners Title insurance and closing fee split 50/50 between buyer and seller. Michael Mcgill will act as Escrow and Closing agent. This property is being sold as is as a cash sale with no finance contingencies and as is with any/all defects and encroachments if any. While every effort has been made to ensure the accuracy of the information herein, all prospective buyers are encouraged to inspect the property and verify all data provided. No warranties are expressed or implied. Any lines on maps and pictures are for informational purposes only and are not guaranteed to be actual boundary lines of the property. Sellers do not warranty or guarantee that existing fences lie on the true boundary and any new fencing if any will be the responsibility of the purchaser pursuant to SD statues. Any announcements made day of the auction will supersede any advertisements. Aerial maps, soil maps and auction booklets are available upon request. This Property is being sold subject to the confirmation of the sellers. Buyer agrees to accommodate the sellers with a 1031 exchange. All buyers are encouraged to do buyers due diligence. Auctioneers and Real Estate brokers are representing the sellers. If any additional information is requested, please contact auctioneers listed below. Paul Van Olson & Michael Mcgill—Attorneys For Seller

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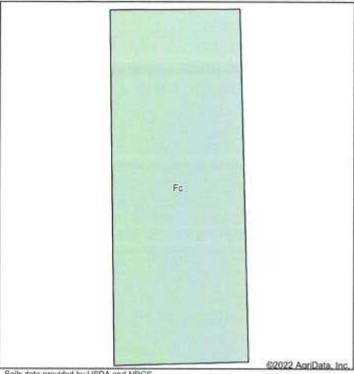
# ELKPOINT TWP



### **Aerial Map**



#### Soils Map





State: County: Union Location: 8-91N-50W Township: Elk Point

Acres: 60

Date: 7/21/2022







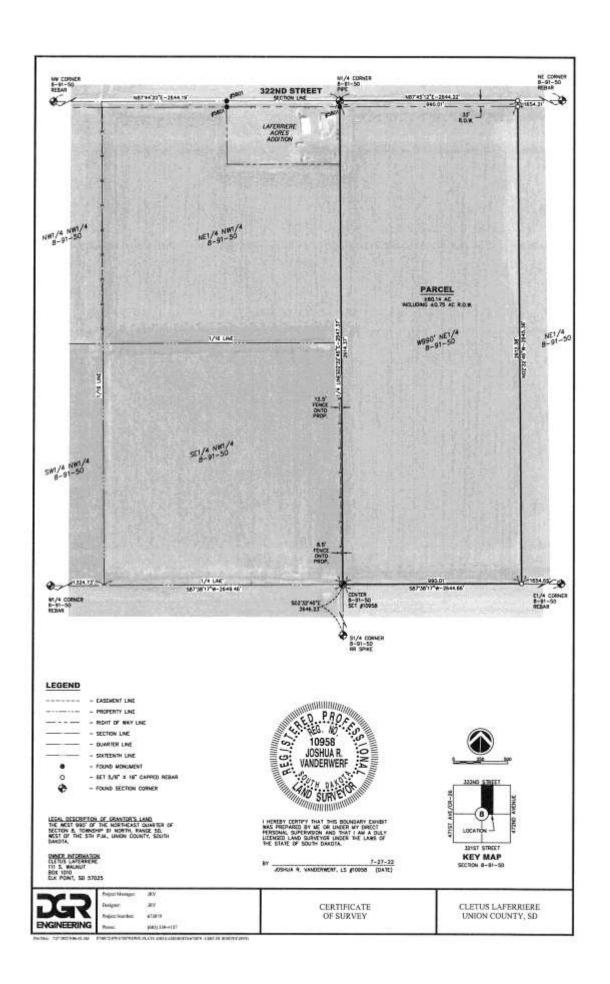
Soils data provided by USDA and NRCS.

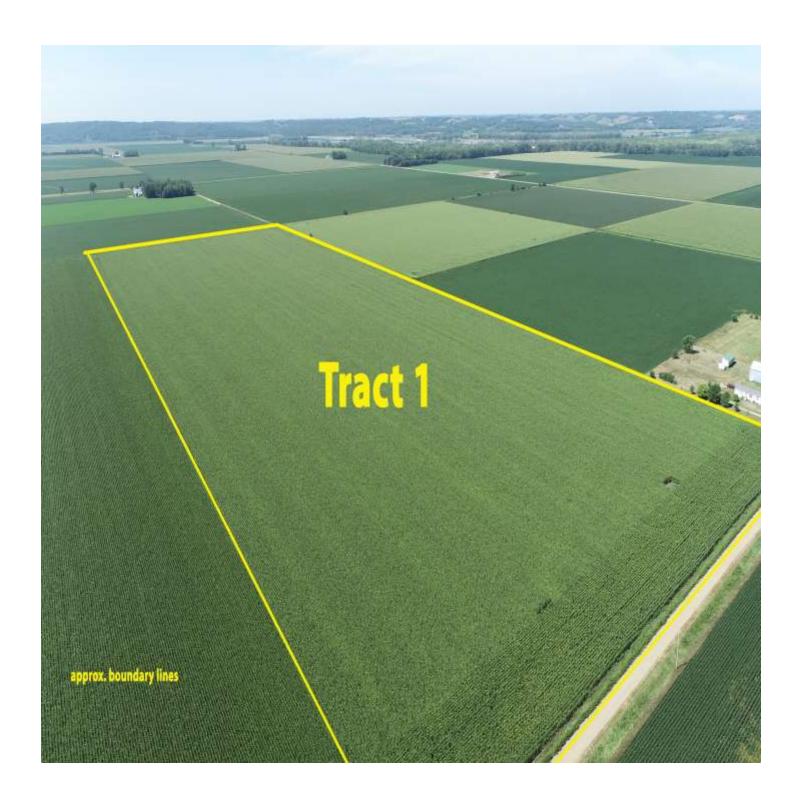
Code	Soil Description	Acres	Percent of field	AND STORY OF THE PARTY OF THE P			Bromegrass alfalfa AUM				Soybeans Bu	*n NCCPI Soybeans
Fc	Forney silty clay	60.00	100.0%	llw	67	3.5		5	85	55	30	48
- 10		Weighte	ed Average	2.00	67	3.5		5	85	55	30	*n 48

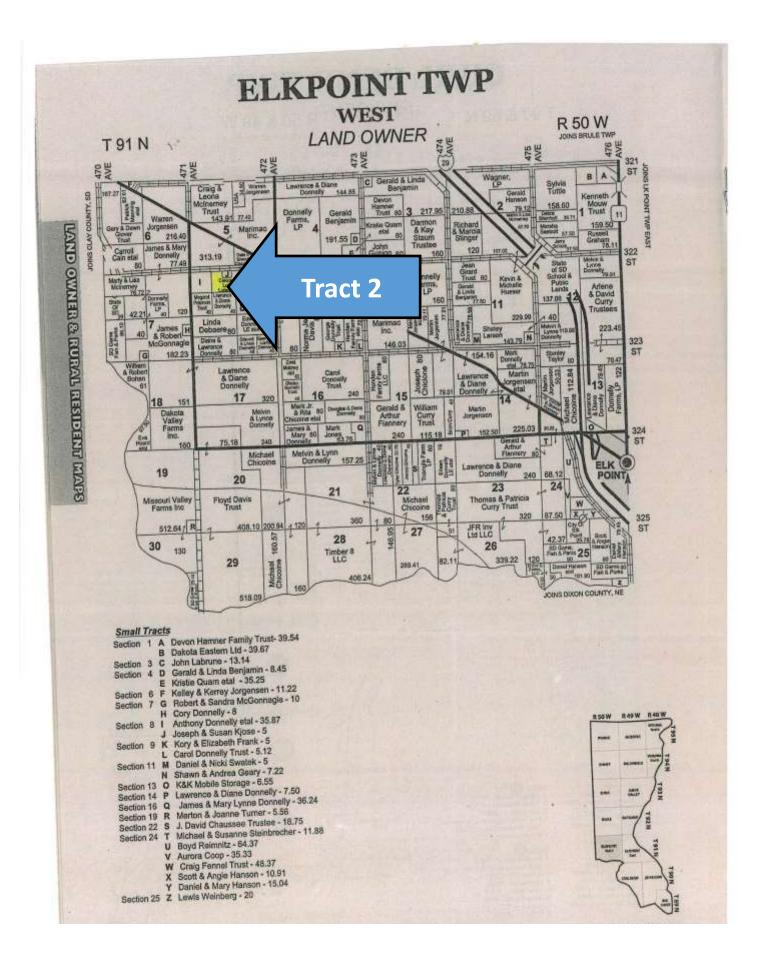
<sup>\*</sup>n: The aggregation method is "Weighted Average using all components" \*c: Using Capabilities Class Dominant Condition Aggregation Method

Soils data provided by USDA and NRCS.

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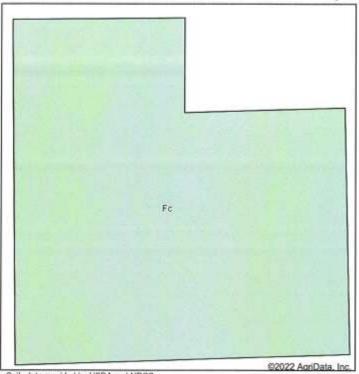




# **Aerial Map**



#### Soils Map





County: Union Location: 8-91N-50W Township: Elk Point

Acres: 35

Date: 7/21/2022







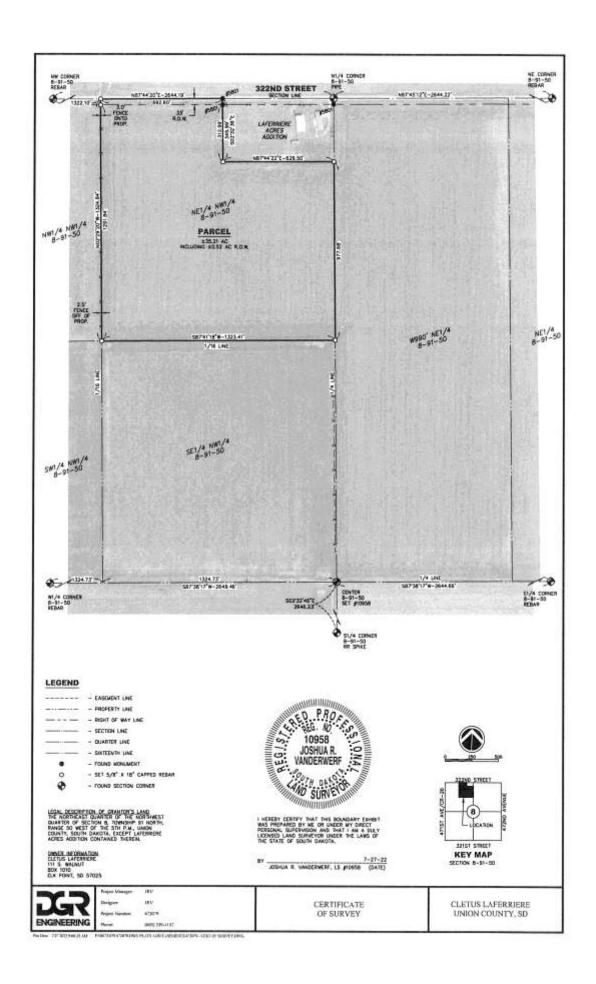
Soils data provided by USDA and NRCS.

Code	Soil Description	Acres	Percent of field		Productivity Index	Alfalfa hay Tons	Bromegrass alfalfa AUM		Corn Bu		Soybeans Bu	*n NCCPI Soybeans
Fc	Forney silty clay	35.00	100.0%	llw	67	3.5		5	85	55	30	48
10		Weighte	ed Average	2.00	67	3.5		5	85	55	30	*n 48

<sup>\*</sup>n: The aggregation method is "Weighted Average using all components" \*c: Using Capabilities Class Dominant Condition Aggregation Method

Soils data provided by USDA and NRCS.

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### Union County, South Dakota



Common Land Unit

Cropland Tract Boundary

Wetland Determination Identifiers

Restricted Use

Limited Restrictions

Exempt from Conservation Compliance Provisions

Unless otherwise noted crops listed below are: Non-irrigated Intended for Grain Corn = Yellow Soybeans = Common Wheat - HRS or HRW Sunflowers = Oil or Non-oil Producer Initial 2022 Program Year Map Created March 30, 2022

Farm 5756

8-91N-50W-Union

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 test 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 reflance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

FARM: 5756

South Dakota U.S. Department of Agriculture

of Agriculture Prepared: 7/19/22 11:33 AM

Union

Farm Service Agency

Crop Year: 2022

Report ID: FSA-156EZ

Abbreviated 156 Farm Record

Page: 2 of 2

DISCLAIMER: This is data extracted from the web farm database. Because of potential messaging failures in MIDAS, this data is not guaranteed to be an accurate and complete representation of data contained in the MIDAS system, which is the system of record for Farm Records.

Other Producers: LAFERRIERE, LOIS

Wetland Status: Tract does not contain a wetland

Tract Number: 3738 Description NENW & W990' NE1/4 8-91-50

FSA Physical Location: Union, SD ANSI Physical Location: Union, SD

BIA Range Unit Number:

HEL Status: NHEL: no agricultural commodity planted on undetermined fields

Recon Number

2011- 7

WL Violations: None

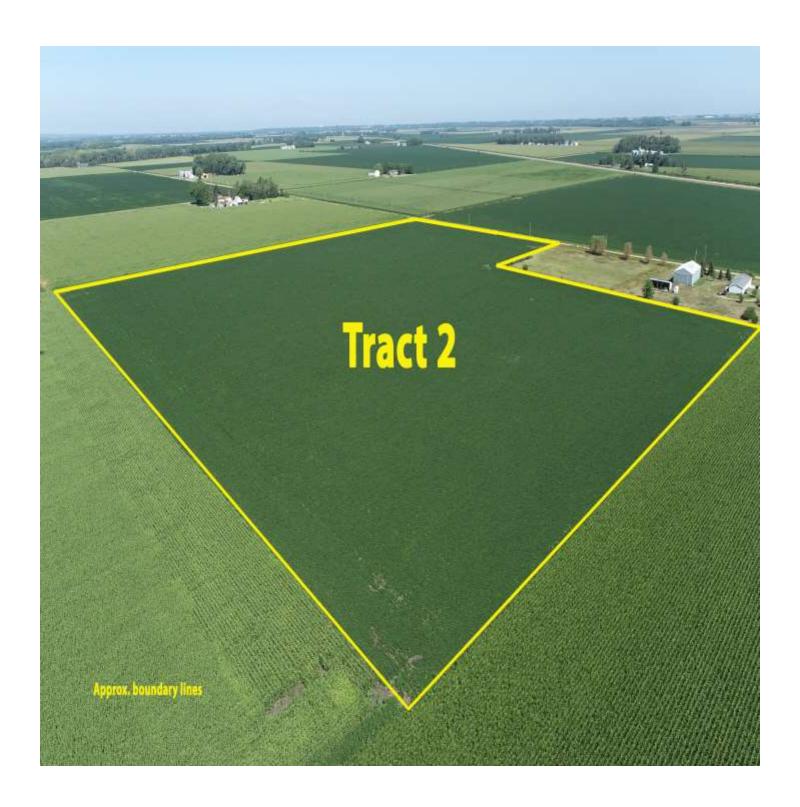
						CRP	
Farmland	Cropland	DCP Cropland	WBP	WRP	EWP	Cropland	GRP
93.64	93.64	93.64	0.0	0.0	0.0	0.0	0.0
State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped		MPL/FWP	Native Sod	
0.0	0.0	93.64	0.0		0.0	0.0	

Сгор	Base Acreage	PLC Yield	CCC-505 CRP Reduction
CORN	52.87	151	0.00
SOYBEANS	40.77	42	0.00

Total Base Acres: 93.64

Owners: CLETUS B AND LOIS A LAFERRIERE TRUST

Other Producers: None



This Easement prepared by Matthew R. Metzgar 505 5th Street, Suite 310, Sioux City, Iowa 51101



#### EASEMENT

In consideration of \$1,500.00 and other valuable consideration, Cletus B. Laferriere and Lois A. Laferriere, co-trustees of the Cletus B. and Lois A. Laferriere Trust, 111 South Walnut, Elk Point, SD 57025, hereby grant and convey to Caton Family Investments, Limited, A Texas Limited Partnership, registered to do business in South Dakota, by its General Partner: Wells Fargo Bank, N.A., Successor Trustee of the Lewis Caton, Jr., Family Trust, and Wells Fargo Bank, N.A., Successor Trustee of the Mamie Ruth Caton Marital Share Two Trust and its heirs, assigns and successors in interest, an Easement through the West Thirty-three Feet (W 33') of the Northeast Quarter (NE1/4) of the Northwest Quarter (NW1/4) of Section Eight (8), Township Ninety-one (91) North, Range Fifty (50) West of the 5th P.M., Union County, South Dakota, for purposes of access to and for the benefit of the grantee's real property, more particularly describes as the Southeast Quarter (SE1/4) of the Northwest Quarter (NW1/4) of Section Eight (8), Township Ninety-one (91) North, Range Fifty (50) West of the 5th P.M., Union County, South Dakota.

This Easement is granted for the grantee's right to use as a mean of ingress and egress to and from the grantee's real property, across the grantor's real property, from and to the east-west township road that runs parallel to the north boundary of Section Eight (8), Township Ninety-one (91) North, Range Fifty (50) West of the P.M., Union County, South Dakota. This Easement is for purposes of allowing grantee access across the grantor's real property for grantee's farming operation, including but not limited to, the planting, fertilizing, cultivating and harvesting of crops and livestock to and from the Southeast Quarter (SE1/4) of the Northwest Quarter (NW1/4) of Section Eight (8).

This Easement will run with the land and shall be binding on and shall inure to the benefit of the parties hereto, their heirs, successors or assigns.

Dated this / day of December, 2004.

Cletus B. and Lois A. Laferriere Trust

LOIS A. LAFERNIER FCO-TRUSTEE Cletus B. and Lois A. Laferriere Trust

Page 1 of 2

STATE OF IOWA

COUNTY OF WOODBURY

On this day of December, 2004, before me personally appeared Cletus B. Laferriere, and Lois A. Lafierrere to me known to be the identical persons named in and who executed the foregoing Easement, and acknowledged that they, as fiduciaries, executed the instrument as their voluntary act and deed of their person and of the fiduciaries of the Cletus B. and Lois A. Laferriere Trust.

In witness whereof I hereunto set my hand and official seal.

SEAL

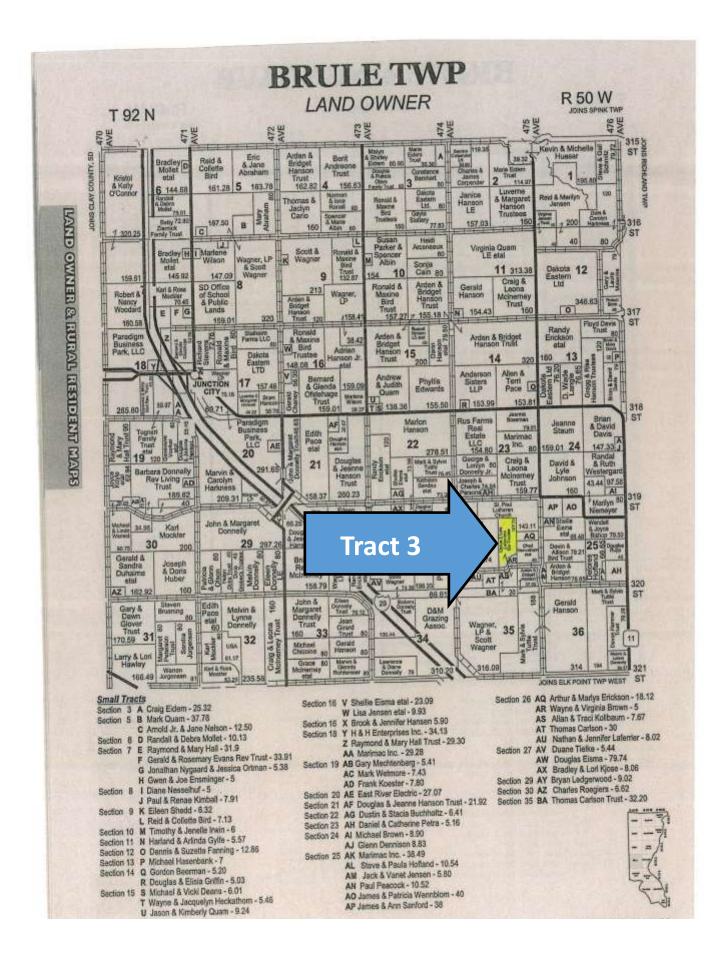
My Commission Expires:

Notary Public

PATRICIA L. KJOSE

SEAD NOTARY PUBLIC SEAL
SOUTH DAKOTA SEAL

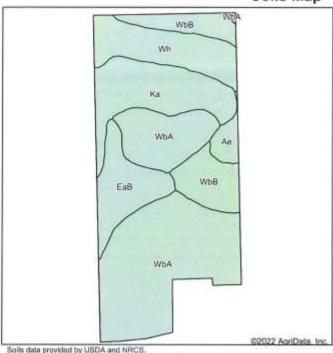
My Commission Expires 10/8/2009



### **Aerial Map**



#### Soils Map





State:

County: Union Location: 26-92N-50W

Township: Brule Acres: 80 Date: 7/21/2022

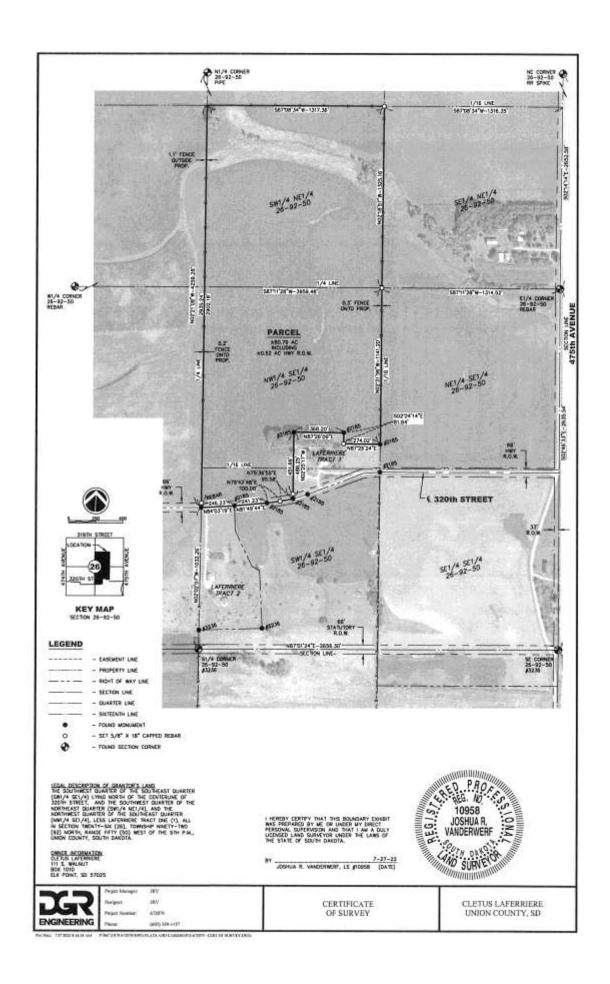






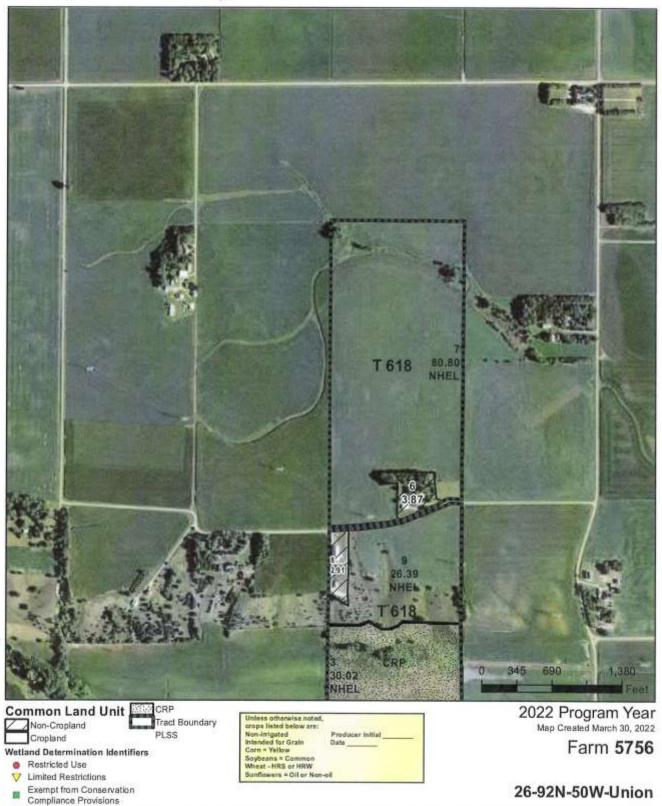
Area	a Symbol: SD	127, S	oil Area V	ersion:	25	v= =34		,	99		0 0					
Code	Soil Description	Acres	Percent of field	Non- Irr Class *c	Irr Class *c	Productivity Index	Alfalfa hay Tons	Bromegrass alfalfa AUM	Bromegrass alfalfa hay Tons	Corn Bu	Grain sorghum Bu	Kentucky bluegrass AUM	Oats Bu	Smooth bromegrass AUM	Soybeans Bu	*n NCCP Soybean
	Wentworth silty clay loam, 0 to 2 percent slopes	36.02	45.0%	1		93										68
Ka	Kennebec si限y clay loam	13.18	16.5%	lw		94		11.4	6,8	162		4	97	6.6	54	72
Wh	Whitewood silty clay loam	10,51	13,1%	llw		84	3,4			77	63		74		29	69
WъВ	Wentworth silty clay loam, 2 to 6 percent slopes	9.85	12.3%	lle		84										68
EaB	Egan- Shindler complex, 2 to 6 percent slopes	8.47	10.6%	lle		.74	3.5	5.8		80	72		80		29	58
Ae	Alcester sitty clay loam, 2 to 6 percent slopes	1.97	2.5%	lle	Ille	90										72
	Weig	hted /	Average	1.38	•	88.8	0.8	2.5	1.1	45.3	15.9	0.7	34.2	1.1	15.8	*n 67.8

<sup>\*</sup>n: The aggregation method is "Weighted Average using all components"
\*c: Using Capabilities Class Dominant Condition Aggregation Method
Solls data provided by USDA and NRCS.





### Union County, South Dakota



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FARM: 5756

South Dakota U.S. Department of Agriculture Prepared: 7/19/22 11:33 AM

Union Farm Service Agency

Crop Year: 2022

Report ID: FSA-156EZ Abbreviated 156 Farm Record

Page: 1 of 2

DISCLAIMER: This is data extracted from the web farm database. Because of potential messaging failures in MIDAS, this data is not guaranteed to be an accurate and complete representation of data contained in the MIDAS system, which is the system of record for Farm Records.

Operator Name Farm Identifier

 Farm Identifier
 Recon Number

 From 346 & 5754
 2011 - 9

Farms Associated with Operator:

ARC/PLC G/I/F Eligibility: Eligible

CRP Contract Number(s): 11271

Farmland	Cropland	DCP Cropland	WBP	WRP	EWP	CRP Cropland	GRP	Farm Status	Number of Tracts
237.63	230.85	230.85	0.0	0.0	0.0	30.02	0.0	Active	2
State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped	MPL/FWP	Na	Native Sod			
0.0	0.0	200.83	0.0	0.0	1	0.0			
				ARC/PLO	2				

		A	RC/PLC		
PLC NONE	ARC-CO CORN, SOYBN	ARC-IC NONE	PLC-Default NONE	ARC-CO-Default NONE	ARC-IC-Default NONE
Crop	Base Acreage	PLC Yield	CCC-505 CRP Reduction	ніР	
CORN	89.67	151	10.84	0	
SOYBEANS	111.16	42	10.85	0	
Total Base Acres:	200.83				

Tract Number: 618 Description SWNE; W2SE 26; NWNE 35-92-50

FSA Physical Location: Union, SD ANSI Physical Location: Union, SD

BIA Range Unit Number:

HEL Status: NHEL: no agricultural commodity planted on undetermined fields

Wetland Status: Tract does not contain a wetland

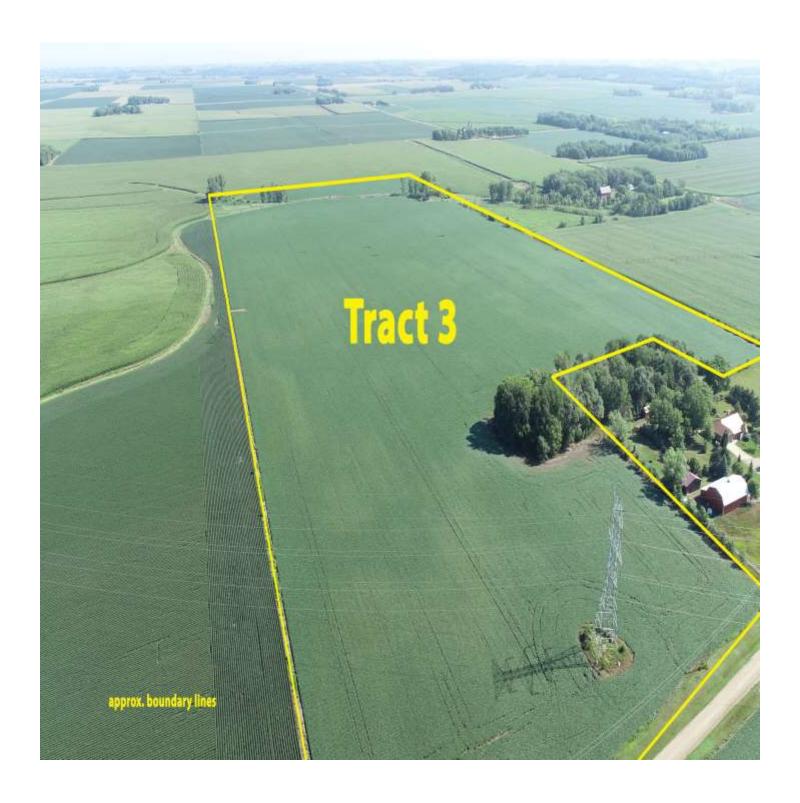
WL Violations: None

Farmland	Cropland	DCP Cropland	WBP	WRP	EWP	CRP Cropland	GRP
143.99	137.21	137.21	0.0	0,0	0.0	30.02	0.0
State Conservation	Other Conservation	Effective DCP Cropland	Double Cropped		MPL/FWP	Native Sod	
0.0	0.0	107.19	0.0		0.0	0.0	

Crop	Base Acreage	PLC Yield	CCC-505 CRP Reduction
CORN	36,8	151	10.84
SOYBEANS	70,39	42	10.85

Total Base Acres: 107.19

Owners: CLETUS B AND LOIS A LAFERRIERE TRUST







# Presented by

# **ZOMER COMPANY**

Mark Zomer — Broker - 712-470-2526

Darrell Vande Vegte — Sales-712-470-1125

Gary Van Den Berg — Sales - 712-470-2068

Ryan Zomer — Sales - 712-441-3970

Blake Zomer — Sales - 712-460-2552

**Bryce Zomer — Sales - 712-451-9444** 

Gerad Gradert — Sales - 712-539-8794

Ivan Huenink — Sales - 712-470-2003

Licensed in Iowa, South Dakota and Minnesota

If you are thinking about selling your property—
Call today and let us explain our services and marketing strategies.
We understand that selling your Acreage, Farmland, Equipment,
Personal Property etc. is one of the most important things you will
do in your lifetime and we Thank You in advance for your trust
and confidence in our firm.

See our website

www.zomercompany.com

for our past successful results