

1
2
3
4
5
6
7
A

GLORIA ARNDT
BIG STONE COUNTY, MN
COUNTY RECORDER

156886

02/10/2004 3:45 PM

RECORDING FEE 0.00

Pages 19

By: *Patricia Janku, Deputy*

*Big Stone Co. Environmental Office
20 SE 2nd St.
Ontonagon, MN 56278*

BIG STONE COUNTY ANIMAL FEEDLOT ORDINANCE, 2003

Repealing the Big Stone County Animal Feedlot Ordinance, 1996.

SECTION I. STATUTORY AUTHORIZATION AND POLICY

Subd. 1. Statutory Authorization. This Big Stone County Animal Feedlot Ordinance, 2003, hereinafter referred to as "Ordinance", is adopted pursuant to the authorization and policies contained in Minnesota Statutes, Chapters 115 and 116, and Minnesota Pollution Control Agency Rules, as well as the planning and zoning enabling legislation in Minnesota Statutes, Chapter 394.

Subd. 2. Policy. Livestock and Poultry are important to producers and consumers in Big Stone County. Animals provide meat, milk, eggs and related products for consumption in the United States and for export. Livestock production is an important source of income for farmers and agricultural businesses in the County. Efficient livestock production should be a concern of producers and consumers alike.

Livestock, poultry and other animals produce manure which may negatively affect Big Stone County's environment. When animal manure adds to air, water or land pollution in the County, it is subject to control.

The following standards for the control of livestock, poultry and other animal feedlot and manure application has been promulgated to provide protection against pollution caused by manure from domesticated animals. These standards recognize that animal manure provides beneficial qualities to the soil and plant production.

All feedlot owners and operators shall act as good neighbors when applying animal manure. The time of year, wind direction and neighboring dwellings should be considered when selecting appropriate time and place of application. All feedlots shall be operated in a manner consistent

with its permit and the standards set forth in this Ordinance and the policies set by the Minnesota Pollution Control Agency. Minnesota Rules Chapter 7020, as amended, are hereby adopted by reference.

These rules comply with the policy and purpose of the State of Minnesota in regard to the control of pollution as set forth in Minnesota State Statutes Chapters 115 and 116, and the Land Use Enabling Legislation Chapter 394. By following these regulations, the environmental, residential and agricultural uses of land will be more compatible. The purpose of the Feedlot Ordinance is to regulate the use and development of land in Big Stone County so that effects on the health, safety, morale and general welfare of the public will be minimized.

SECTION II GENERAL PROVISIONS AND DEFINITIONS

Subd. 1. Jurisdiction. The provisions of this Ordinance shall apply to all animal feedlots that exceed 10 animal units, A.U., as defined in this Ordinance, within the shoreland areas as defined in the Big Stone County Shoreland Management Ordinance of 1993 outside the incorporated limits of municipalities; and 50 animal units, A.U. to all other areas of Big Stone County outside the incorporated limits of municipalities.

Subd. 2. Compliance. The use of any land for the establishment, expansion or management of an animal feedlot shall comply with the provisions of this Ordinance, Big Stone County zoning ordinances and the provisions of MPCA rules.

Subd. 3. Administration and Enforcement. The Big Stone County Environmental Officer is responsible for the administration and enforcement of this Ordinance. The Big Stone County Board of Commissioners may establish by resolution, application, permit and other such fees as they deem necessary.

Any violation of the provisions of this Ordinance or failure to comply with any of its requirements, including violations of conditions and safeguards established in connection with grants of variances or conditional uses, shall constitute a misdemeanor, and shall be punishable as defined by law. Violations of this Ordinance can occur regardless of whether or not a permit is required for a regulated activity pursuant to this Ordinance.

Subd. 4. Interpretation. In the interpretation and application, the provisions of this Ordinance shall be held to be minimum requirements and shall be liberally construed in favor of the public health, safety and welfare of the citizens of Big Stone County, by providing for the commonly approved animal husbandry practices used in the management of animal feedlots.

Subd. 5. Severability. If any section, clause, provision or portion of this Ordinance is adjudged unconstitutional or invalid by a Court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Subd. 6. Abrogation and Greater Restrictions. It is not the intent of this Ordinance to repeal, abrogate, or impair any existing ordinances, rules or statute. However, when this Ordinance is inconsistent with any other ordinance, rule or statute, the ordinance, rule or statutes which impose the greater restriction shall prevail.

Subd. 7. Amendment. This Ordinance may be amended whenever the public necessity and the general welfare require such amendment by following the procedure specified in this Subdivision.

Subd. 8. Definitions. Unless specifically defined below, words or phrases used in this Ordinance shall be interpreted so as to give them the same meaning as they have in common usage and so as to give this Ordinance its most reasonable application. For the purpose of this Ordinance, the words "must" and "shall" are mandatory and not permissive. All distances, unless otherwise specified, shall be measured horizontally. The word "person" or "feedlot operator" shall include individuals, businesses, firms, associations, organizations, partnerships, trusts, companies and corporations. All definitions contained in this Ordinance are as adopted by the MPCA Rules, Section 7020.

Definitions:

Agency: Minnesota Pollution Control Agency

Adjoining: To be next to, nearby or sharing an edge or boundary. For purposes of this ordinance, parcels of land split by a road shall be considered adjoining.

Animal Feedlot: A lot or building or combination of lots and buildings intended for the confined feeding, breeding, raising or holding of animals and specifically designed as a confinement area in which manure may accumulate, or where the concentration of animals is such that a vegetative cover cannot be maintained within the enclosure. Open lots used for the feeding and rearing of poultry (poultry ranges) shall be considered to be animal feedlots. Pastures shall not be considered to be animal feedlots. Two or more animal feedlots under common ownership or operation are considered to be a single animal feedlot if they adjoin each other or if they use a common area or system for the utilization of waste.

Animal Manure: Poultry, livestock or other animal excreta, or a mixture of excreta with feed, bedding and other materials.

Animal Unit:

- A. Dairy cattle;
 - 1. one mature cow
 - a. over 1,000 pounds, 1.4 animal unit; or
 - b. under 1,000 pounds, 1.0 animal unit;
 - 2. one heifer, 0.7 animal unit; and
 - 3. one calf, 0.2 animal unit;
- B. beef cattle;
 - 1. one slaughter steer or stock cow, 1.0 animal unit;
 - 2. one feeder cattle (stocker or backgrounding) or heifer, 0.7 animal unit;

- 3. one cow and calf pair, 1.2 animal unit; and
- 4. one calf, 0.2 animal unit;
- C. one head of swine:
 - 1. over 300 pounds, 0.4 animal unit;
 - 2. between 55 and 300 pounds, 0.3 animal unit; and
 - 3. under 55 pounds, 0.05 animal unit;
- D. one horse, 1.0 animal unit;
- E. one sheep or lamb, 0.1 animal unit;
- F. chickens:
 - 1. one laying hen or broiler, if the facility has a liquid manure system, 0.033 animal unit;
 - 2. one chicken if the facility has a dry manure system:
 - a. over five pounds, 0.005 animal unit; or
 - b. under five pounds, 0.003 animal unit;
- G. one turkey:
 - 1. over five pounds, 0.018 animal unit; or
 - 2. under five pounds, 0.005 animal unit
- H. one duck, 0.01 animal unit; and
- I. for animals not listed in items A to H, the number of animal units is the average weight of the animal in pounds divided by 1,000 pounds.

Board: The word “Board” includes the “County Commissioners”, the “Board of County Commissioners” or any word or words meaning the “Big Stone County Board of Commissioners.”

Conditional Use: A use that because of special characteristics attendant to its operation, may be permitted in a district as a conditional use with site specific requirements as determined and approved by the Board, that protect the public health, safety, and welfare of the community.

County: The term “County” as used in this Ordinance means Big Stone County, Minnesota.

Earthen Storage Basin: For the purpose of this Ordinance, earthen storage basin is considered a manure storage area.

Existing Feedlot: An existing feedlot which is currently in operation at the passage of this Ordinance, and/or having been registered or permitted within the last five years.

Feedlot Operator: An individual, corporation, a group of individuals, a partnership, joint venture, owner or any other business entity having charge or control of one or more livestock feedlots, poultry lots or other animal lots.

Incorporated: When manure is surface mechanically applied and mechanically incorporated within 24 hours of application.

Injected: When manure is mechanically injected or tilled into the soil during the manure application.

Manure Storage Area: Means an area associated with an animal feedlot where animal manure or runoff containing animal manure is stored until it can be utilized as domestic fertilizer or removed to a permitted animal manure disposal site. Animal manure packs or mounding within the animal feedlot shall not be considered to be manure storage for the purposes of this Ordinance.

New Feedlot: An animal feedlot constructed and operated on a site where no feedlot existed previously or where a pre-existing animal feedlot has been abandoned or unused for a period of five years or more.

Non-Farm Dwelling: Any dwellings located on a parcel of land contiguous to or surrounded by farm land which is under separate ownership and whose occupants do not derive their predominant income from agricultural activities on the farm.

OFFSET: The Odor From Feedlots Setback Estimation Tool developed by the University of Minnesota.

OHWL: Ordinary High Water Level as defined by Department of Natural Resources. The landward boundary of public waters and wetland which delineated the highest water level which has been maintained for a sufficient period of time to leave evidence upon the landscape. This is commonly that point where the natural vegetation changes from predominantly aquatic to predominantly terrestrial. For watercourses, the ordinary high water level is the elevation to the top of the bank of the channel.

Public Area: Means any municipal limit, public park boundary, group of ten or more residences within a radius of a mile, the shoreland management zones of Artichoke, East Toqua and Long Tom Lakes and the area beginning at the top of the bluff overlooking the Big Stone Lake valley.

Receptor: The nearest corner of a residence, public church or cemetery. This also includes significant topographical depressions which would not allow dispersion of air that lead to, or run next to receptors.

Residence: Is any dwelling which is currently occupied or has been occupied for a period of sixty (60) days within five (5) years of the permit application.

SECTION III ADMINISTRATION

Subd. 1. Permit/Registration Requirements. No person shall operate an animal feedlot without being registered or obtaining a NPDES, SDS, construction short-form, or interim permit. Unless otherwise noted within this Ordinance, all MPCA Feedlot Rules and Regulations and other applicable State and Federal laws apply.

- A. If land or conditional use permits are required, permits shall be issued by the County and shall be conditional upon complying with the terms and conditions of the

certificate of compliance or permits issued by the Minnesota Pollution Control Agency for the operation of feedlots. No land use permit shall be issued without:

1. Waste Utilizations Plan
 2. Approved DNR Water Appropriation Permit, if required.
- B. Feedlots where all other provisions of this Ordinance have been met and the animal units are less than 300 shall be a permitted use. All other feedlots shall require a Conditional Use Permit.
- C. No feedlot shall exceed 3000 animal units with a maximum of 2000 animal units of swine.
- D. Permittees shall be required to comply with all laws and regulations pertaining to dead animal disposal as a condition of the permit.
- E. Feedlots are only permitted within A1, A2 areas, except as otherwise set forth in this Ordinance.
- F. Minimum acreage requirements for feedlots will be as follows:
- <300 animal units = 5 acres
 - 300-999 a.u. = 40 acres
 - 1000-1999 a.u. = 80 acres
 - >2000 animal units = 120 acres

SECTION IV. AREA REGULATIONS FOR NEW FEEDLOTS

- A. The following shall be considered as minimum requirements for setbacks of feedlots; no feedlots shall be located within:
1. One (1) mile from public parks.
 2. One (1) mile from a municipality or group of ten (10) or more residences located within a radius of one (1) mile from the site.
 3. 1/2 mile from a neighboring residence. This distance can be reduced to 1/4 mile with a signed waiver from that resident.
 4. A Shoreland or Floodplain Management District.
 5. 100 feet from all public and private drainage ditches.
 6. One (1) mile from the shoreland management zone of Artichoke, Long Tom and East Toqua Lakes.
 7. Two miles from the Ordinary High Water Level (OHWL) of Big Stone Lake.
- B. No new non-farm dwellings shall be allowed within 1/2 mile of an existing feedlot. This distance can be reduced to 1/4 mile with a signed waiver from that feedlot operator.

- C. In addition to the restricted areas above, all new or expanding feedlots shall meet 99% to public areas and 94% to the nearest receptor in Agricultural zones, as determined by the OFFSET odor evaluation model as developed, and amended, by the University of Minnesota Department of Biosystems and Agricultural Engineering. When calculating OFFSET percentages existing facilities from that animal feedlot shall be included.
- D. Feedlots existing in any of the restricted zones above prior to the adoption of this Ordinance may expand to 500 animal units if the site meets 99% to public areas or the nearest receptor on the OFFSET odor evaluation model.

**SECTION V.
NEW ANIMAL MANURE HOLDING STRUCTURES**

All new liquid holding structures for animal waste generated by 1000 animal units or more shall have a minimum storage capacity of nine (9) months and shall meet the minimum construction standards required by the MPCA.

New open-air liquid manure storage structures shall be prohibited.

**SECTION VI.
ANIMAL WASTE UTILIZATION AND APPLICATION SETBACKS**

- A. Application of all animal waste within Big Stone County's unincorporated areas shall comply with the following setbacks:

<u>Surface or Irrigation Applied</u>	<u>Incorporated within 24 hours</u>	<u>Injected (in feet)</u>
1. 300 feet	100 feet OHWL	50' Watercourses, streams, rivers, lakes, drainage ditches
2. 1000 feet	1000 feet	1000' Municipal well
3. 200 feet	200 feet	200' All neighboring wells
4. 500 feet	200 feet	100' Residential area (10 or more homes) or municipality
5. 300 feet	200 feet	100' Residence, neighboring residence
6. 300 feet	25 feet	25' Field tile intakes
7. 25'/300' irrigated	10 feet	10' Public road rights of way

8. No application of animal waste shall be conducted within a 10 year floodplain.
9. Where an area's topography slopes away from an adjacent watercourse, animal manure may be exempted from the required setbacks upon written approval of the Environmental Officer as long as the MPCA minimum guidelines are met.

No animal waste shall be applied within these setback areas.

- B. All waste utilization of animal manure as fertilizer, applied in areas not included in Section VI, Subd. A of this Ordinance, shall be according to the Natural Resource Conservation Service (NRCS) or the MPCA.
- C. Where adequate acres for spreading animal waste are not available, spreading agreements shall be provided to the MPCA and the Big Stone County Environmental Office.
- D. Manure application in sensitive soil areas must be considered and addressed during the conditional use permit process with the LGU. Buffer strips and spring application will be considered in these areas during permit review.
- E. All liquid manure must be injected or incorporated except during frozen soil conditions. Winter application of liquid manure must have prior approval from the Environmental Office.

**SECTION VII.
STANDARD FOR EARTHEN STORAGE BASINS FOR
STORAGE OF ANIMAL WASTE**

- A. All plans shall be prepared and approved by a registered professional engineer or NRCS job authority approval.
- B. All basins designed within Big Stone County shall meet minimum practice standards, and recommendations of NRCS storage ponds; and have an approved Waste Utilization Plan.
 1. Shall have a signed Operations and Maintenance Plan.
 2. Shall have a construction plan agreement by the Engineer.
 3. Upon completion, shall provide to the Big Stone County Environmental Officer, a construction inspection log.
- C. Any situation not covered by the above standards shall be controlled by the Midwest Plan Service #18 Livestock Waste Facilities Handbook, and applicable Extension Engineering Fact Sheets involving animal waste.
- D. Soils with severe limitations due to seepages as described in the Big Stone County Soil Survey, shall have a synthetic liner as required by NRCS.

- E. **Owner and Operator Responsibility.** The landowner, and the owner and operator of any animal feedlot shall be responsible for the storage, transportation, and disposal of all animal manure generated in a manner consistent with the provisions of this Ordinance.
1. Upon abandonment of one year, termination or non-renewal of any permit or certificate necessary to operate a feedlot, or failure to operate the feedlot in any manner consistent with these Ordinances or with State and Federal regulations, the landowner, and the owner and operator of any feedlot shall remain responsible for all cost of closure, cleanup or other costs necessary to bring the property into compliance with all Federal, State and County regulations, and to restore the property to a suitable use.
- F. The permit holder shall allow the Big Stone County Environmental Officer to inspect the site whenever necessary. All testing must be done in compliance with MPCA regulations.

SECTION VIII. CONDITIONAL USE PERMITS

The process used to obtain a conditional use permit is defined in the 1998 Big Stone County Land and Related Resource Management Ordinance, Chapter 6, Section 11:

- A. Conditional use permits shall be required for:
1. Those feedlots which are not a permitted use within Section III of this Ordinance.
 2. Any expansion or modification of an existing feedlot within the shoreland management district or bluff impact zone.
 3. Any feedlot requiring the Environmental Review Program pursuant to M.S. 116D.04 and 116D.045 and its administrative rules adopted by the EQB 4410.0200-4410.7800.
 4. Any existing feedlot that is registered or has already been granted a permit, whether conditional use or permitted, if it expands or modifies over 20 percent (20%) above the number of animal units existing at the time of the last permit or registration, to the extent that the total number of animal units exceeds the number of animal units which is required for new feedlot conditional use permits.
- B. All conditional use permits shall have animal waste plans, consisting of the following:
1. Compliance with all standards established within the County Feedlot Ordinance.
 2. Submission of any other additional information requested by the Big Stone County Environmental Officer, Planning Commission, County Board of Commissioners or MPCA.

3. After the review by the Planning Commissioner, any conditional use permit granted shall require, as a condition, that the permittee obtain a permit required by MPCA rules and shall require revocation of the permit if the permits are not given.
 4. Operational and Maintenance Plan.
 5. Approved Plans for earthen storage basins and concrete holding structures over 20,000 gallons.
 6. Construction inspection plan and verification log.
 7. Dead Animal Disposal Plan.
- C. Standards for conditional use permits:
1. Any changes involving structural alterations and intensification of use or changes not included on the NPDES, SDS, interim, or construction short-form permit, or not specifically permitted in a conditional use permit, shall be considered only as a new application for a conditional use permit.
 2. A conditional use permit shall consider the issue of odor and the applicant shall be required to develop and implement a plan whereby windbreak or other odor controlling measures will be installed so as to minimize odors where the Planning Commission and Board of County Commissioners deem it necessary to protect the interests of the adjacent property owners.
- D. The conditions for conditional use review criteria shall be as set for in the Big Stone County Land and Related Resources Management Ordinance, 1998, Section Chapter 6, Section 11, Subsection 11.5; and the Planning Commission and the Board of County Commissioners shall consider whatever other conditions are appropriate pursuant to the criteria set forth under this subdivision, and as amended.

SECTION IX VARIANCE

The process used to obtain a variance is defined in the Big Stone County Land and Related Resource Management Ordinance, 1998, in Chapter 6, Section 12, or any ordinance amendment or ordinance adopted subsequent thereto setting forth the procedure for variance from requested requirements of land use ordinances. A variance may be requested from any requirements set forth in this Ordinance where by reason of exceptional circumstances, the strict enforcement of such provision would cause unnecessary hardship or would be unreasonable, impractical or not feasible.

**SECTION X
AMENDMENT**

This Ordinance may be amended pursuant to the Big Stone County Land and Related Resource Management Ordinance, 1998, Chapter 6, Section 9, or any ordinance amendment or ordinance adopted subsequent thereto setting forth the procedure for amendment of land use ordinances.

FEEDLOT PERMIT NO: _____

LAND USE PERMIT NO: _____

**AG WASTE MANAGEMENT SYSTEM
OPERATION AND MAINTENANCE PLAN**

YOU, AS OWNER, ARE RESPONSIBLE FOR MAINTAINING THIS CONSERVATION PRACTICE TO ASSURE THAT IT CONTINUES TO SERVE THE PURPOSE FOR WHICH IT IS INTENDED. THE PRACTICE MUST BE INSPECTED PERIODICALLY TO ENABLE PROPER OPERATION AND MAINTENANCE. TO ASSIST YOU IN MAKING THESE INSPECTIONS, THE FOLLOWING REQUIREMENTS HAVE BEEN PREPARED FOR YOU.

I. ALL COMPONENTS OF THE SYSTEM:

- A. Inspect embankments, water course channels and ridges, level spreaders and filter strips, and hold pond inlets regularly, especially following heavy rains and spring runoff. Repair damage as soon as conditions allow with compacted earth fill, reshaping, staked stock, reseeding and/or mulch as needed.
- B. Control brush, weed and tree growth. Use herbicides that do no harm to the grass sod, or mow and clip where possible.
- C. Control domestic animals, gophers, moles, badgers, woodchucks or other animals. They may burrow in the embankment, diversion dikes and level spreaders creating holes that will cause wash out.
- D. Uncontrolled grazing should not be permitted on the embankment side slopes, grassed waterways, vegetated diversions and the filter strips.

II. WASTE STORAGE STRUCTURES AND HOLDING PONDS:

NEVER ENTER CONFINED SPACES SUCH AS RECEPTION AND STORAGE PITS AND TANKS, PUMPING SUMPS, ETC. WITHOUT FIRST TESTING FOR POISONOUS GASES, ESTABLISHING AND MAINTAINING POSITIVE VENTILATION TO THE SPACE AT ALL TIMES AND USING SPOTTERS AND PERSONAL SAFETY LINES FOR EACH PERSON ENTERING THE CONFINED AREA.

- A. Empty holding ponds and storage structures according to the waste utilization plan schedule.
- B. Agitate holding ponds only at the designated locations. Never agitate lined holding ponds except at the points specifically designed for agitation.

- C. On runoff storage ponds, maintain the water level below the marker indicating sufficient storage remains to contain the runoff from a single design storm vent.
- D. Maintain the holding pond embankment at the original height, width, and cross section as shown on the construction plan.
- E. Maintain a thick vegetative cover of grass on the embankment top and the exterior side slopes and interior side slopes above the water storage "full" (pump-out marker) elevation.
- F. Keep holding pond inlets free from debris and sediments.

III. OTHER PRACTICES AND APPURTENANCES:

- A. Maintain all fences in good condition; repairing broken wires, gates and posts to insure that the safety intent of the fencing is not compromised.
- B. Maintain all mechanical diversions (concrete and/or treated plank) as originally installed.
- C. Maintain commercially manufactured manure delivery systems (ram pumps, liquid pumps, gutter scrapers, etc.) in good operating condition according to manufacturer's specifications and recommendations.
- D. Shall provide personal flotation devise and/or life saving pole in the immediate vicinity.

IV. CALL THE BIG STONE COUNTY ENVIRONMENTAL OFFICER, YOUR CONSULTING ENGINEER OR THE MINNESOTA POLLUTION CONTROL AGENCY FOR GUIDANCE IF YOU SEE:

- A. Evidence of holding pond leakage such as:
 - 1. Seepage along the toe of the embankments (standing water, particularly "polluted" water; soft, spongy wet areas; growth of water loving vegetation).
 - 2. Failure of the holding pond to fill up (water level remains constant over extended time periods or raises after significant rains and then drops).
 - 3. A sudden drop in water level.
- B. Evidence of significant waterway or diversion channel erosion.

V. APPLICANT'S AGREEMENT:

I hereby certify that I understand and will comply with all provisions established in the Waste Utilization and the Operation and Maintenance Plan as prescribed.

SIGNATURE OF APPLICANT: _____

DATE: _____

DEAD ANIMAL DISPOSAL PLAN

I, _____, will dispose of my livestock or poultry carcasses by one of the following (circle the appropriate letter)

- A. Bury – with a minimum of 3 feet of cover and 5 feet above the Seasonal High Water Table.
- B. Incinerate – with a MPCA approved incinerator.
- C. Render – name and location of rendering service:
(Please list)

- D. Compost – constructed and operated as specified by the USDA Cooperative Extension Service.

Signature of Livestock Producer

**ADDITIONAL MANURE DISPOSAL
AREA APPLICATION**

The undersigned landowner agrees to allow manure from _____
_____'s livestock feedlot to be spread on _____
acres of his/her land in compliance with his/her Waste Utilization Plan.

This land is located in the _____ Quarter of Section _____, Township _____,
Range _____, _____ County, Minnesota.

Signature of Landowner/Tenant

Address and Phone Number:

Recommended by the Planning Commission, Big Stone County, Minnesota, this 9th day of September, 2003.

Chairperson:

Lorenda E. Riley
Big Stone County Planning Commission

Passed and approved by the Board of Commissioners, Big Stone County, Minnesota, this 2nd day of December, 2003.

Chairperson:

David E. Longerson
Big Stone County Board of Commissioners

Attest:

Michelle R. Knutson
Michelle R. Knutson, Big Stone County Auditor

I, Michelle R. Knutson, do hereby certify that this is a true and correct copy of the Big Stone County Animal Feedlot Ordinance as passed by the Big Stone County Board of Commissioners on December 2, 2003.

Michelle R. Knutson
Michelle R. Knutson, County Auditor

Date of Publication December 23, 2003

Filed in the Office of the County Recorder, Big Stone County, Minnesota, this 10th day of February, ~~2003~~²⁰⁰⁴ at 3:45 P.M.

Gloria Arndt, County Recorder
By: Patricia Jaska, Deputy