



AGENDA FILLMORE COUNTY PLANNING COMMISSION MEETING DATE January 16, 2018 8:00pm

Open
Meet
ings
Law
Roll
Call
Election of
committee
officers
Approve Agenda for January 16, 2018
Approve December meeting minutes
Approve October special meeting Minutes

Election of committee officers

Approved Permits since previous meeting:

Permit					
#	Name	Legal	Permit Address	Village	Туре
	Stuckey, Allen	WNW 30-8-3		Sutton	Pivot
2155					
2156	Schoenhals, Thomas	Lots 724-725	716 7 th St	Fairmont	Additional stall on garage
		original town			

8:00 Public Hearing:

Said hearing is for a Conditional Use Permit filed by NEBCO, INC to construct and operate a new concrete plant on the propert described as:

North part of the SW ¼ of Section 7, Township 5, Range 2 West of the 6th P.M. Fillmore County Nebraska Current owner: Debra Stanek

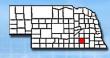
-Close Public Hearing

Approve/Deny Recommendation on 8:00 Hearing Action Item

8:15 Public Hearing:

Said hearing is for a Conditional Use Permit filed by Robert Rhodes to construct an accessory use building as primary nature or the property described as:

Lot 511 & W 74' of lot 512 Exeter, Fillmore, County Nebraska Current owner: Sue Kittinger





CLOSED SESSION may be needed for any one or more items on the agenda

Items on agenda are subject to change within the scheduled meeting. Items indicated with an asterisk will be addressed at the time indicated; other items shown are tentative and may be altered. If you are here to participate on an item and need special consideration because of a schedule conflict or some other problem, please let the County Clerk know so we may accommodate your needs.





AGENDA FILLMORE COUNTY PLANNING COMMISSION MEETING DATE February 12, 2018 8:00pm

Open Meet ings Law Roll Call Approve Agenda for February 12, 2018 Approve January Meeting minutes

Approved Permits since previous meeting:

Permit					
#	Name	Legal	Permit Address	Village	Туре
2156	Schoenhals, Thomas	Lots 724-725 original town	716 7 th St	Fairmont	Additional stall on garage
2157	Nelson, Brent	Tract in NW ¼ 34-5-4	113 Road 4	Shickley	House
2161	Werner, Peggy & Charles	Caspers Sub Lot 1	205 N Exeter	Exeter	Wheel Chair ramp
2162	Due, Timothy	SW ¼ 12-8-1	2408 Road C	Friend	Pivot/Pivot pad
2163	Michl, Alan	Lot 16 orig town	316 N Missouri	Exeter	Deck

8:00 Public Hearing:

Said hearing is for a Conditional Use Permit filed by Dean and Leesa Bartu to construct an accessory use building as primary nature on the lots described as:

Gilberts first addition lots 125-129 Exeter NE Current owner: Dean and Leesa Bartu

Approve/Deny Recommendation on 8:00 Hearing Action Item

8:15 Public Hearing:

Said hearing is for a Conditional Use Permit filed by Robert Rhodes to construct an accessory use building as primary nature on the property described as:

Lot 511 & W 74' of lot 512 Exeter, Fillmore, County Nebraska Current owner: Sue Kittinger

Approve/Deny Recommendation on 8:15 Hearing Action Item

Items to discuss:

accessory building heights in Exeter and Milligan

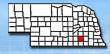
Items on agenda are subject to change within the scheduled meeting. Items indicated with an asterisk will be addressed at the time indicated; other items shown are tentative and may be altered. If you are here to participate on an item and need special consideration because of a schedule conflict or some other problem, please let the County Clerk know so we may accommodate your needs.





Next meeting will be Monday March 19, 2018 at 8:00 p.m.

CLOSED SESSION may be needed for any one or more items on the agenda





AGENDA FILLMORE COUNTY PLANNING COMMISSION MEETING DATE March 19, 2018 8:00pm

Open Meetings law Roll Call Approve Agenda for March 19, 2018 Approve February Meeting minutes

Approved Permits since previous meeting:

Permit					
#	Name	Legal	Permit Address	Village	Туре
2164	True, Dennis	Lot 6 original town Exeter		Exeter	Home/Denied accessory building
2166	Petersen, Robbie	NE ¼ 15-8-2	1617 Road C	Fairmont	Pole barn
2167	Mueller, John	Lots 123-124 gilberts 1 st addition	714 S Missouri	Exeter	Home/Building
2168	Mussman, Rex	SW 10.01 15-5-1	2206 RD V	Ohiowa	Garage/Building
2169	Hoarty, Joe	NE ¼ 8-7-3	1712 Road 9	Fairmont	Bin
2170	White, Brad	SW ¼ 26-8-2	Road 17 & F	Exeter	Bin
2171	Hester, Dave	568-569 orig town	615 8 th Ave	Fairmont	Fence

8:00 Public Hearing:

Proposed amendment to the Milligan Zoning Regulations governing the following:

5.3 R Residential District section 5.3.06 HEIGHT AND AREA REGULATIONS amending the maximum

height for Accessory Uses to 25'****.

****Sidewalls should not exceed 17 feet in height.

5.4 R-1 Residential District section 5.4.06 HEIGHT AND AREA REGULATIONS amending the maximum

height for Accessory Uses to 25'****

****Sidewalls should not exceed 17 feet in height.

5.5 R-2 Residential District section 5.5.06 HEIGHT AND AREA REGULATIONS amending the maximum

height for Accessory Uses to 25'****

****Sidewalls should not exceed 17 feet in height.

9.6 ACCESSORY BUILDINGS adding "Accessory buildings located in the residential districts shall not

have sidewalls that exceed 17 feet in height and" shall be constructed of materials similar to the principle





residential use."

-Approve/Deny Recommendation on 8:00 Hearing Action Item

-Discussion regarding wind turbine setbacks.

Next meeting will be Monday April 16 2018 at 8:00 p.m. CLOSED SESSION may be needed for any one or more items on the agenda





AGENDA FILLMORE COUNTY PLANNING COMMISSION MEETING DATE April 16, 2018 8:00pm

Open Meetings law Roll Call Approve Agenda for April 16, 2018 Approve March Meeting minutes

Approved Permits since previous meeting:

Permit					
#	Name	Legal	Permit	Village	Туре
2165	Dumpert, Bob	The NE ¼ of Lot 549 orig town		Exeter	Lot split
2172	Becker, Bob	N164 of W ½ lot 10	410 N Union	Exeter	Fence
2173	Espmoza, Zachery	Lots 616-618	615 4 th Ave	Fairmont	Shed
2174	Nunns, Dale	SW 10-6-2	1606 Road O	Geneva	Building
2175	Dawson, Paul	W ¹ ⁄ ₂ NW ¹ ⁄ ₄ 10-8-2	2309 Road 16	Fairmont	Garage/building
2176	Kassik Milligan	RRROW	309 Main St	Milligan	Bin
2177	Emshoff, Alan		511 S Exeter	Exeter	Attached garage
2178	Slezak, Gerald	E ¹ / ₂ NW ¹ / ₄ 33-7-4	2111 Road L	Milligan	Used building
2179	Slezak, Gerald	E ¹ / ₂ NW ¹ / ₄ 33-7-4	2111 Road L	Milligan	Used Building

8:00 Public Hearing:

Proposed amendment to the current Village of Exeter zoning regulations governing the following:

3.3 DEFINITIONS section 3.3.05 BUILDING HEIGHT to read "shall mean the vertical distance above grade to the highest point of the roof, measured from the highest adjoining sidewalk or ground surface within a five-foot horizontal distance at the exterior wall of the building."

5.3 R Residential District section 5.3.06 HEIGHT AND AREA REGULATIONS amending the maximum height for Accessory Uses to 25'****.

****Sidewalls should not exceed 17 feet in height.

5.4 R-1 Residential District section 5.4.06 HEIGHT AND AREA REGULATIONS amending the maximum height for Accessory Uses to 25'****

****Sidewalls should not exceed 17 feet in height.

5.5 R-2 Residential District section 5.5.06 HEIGHT AND AREA REGULATIONS amending the maximum height for Accessory Uses to 25'****

****Sidewalls should not exceed 17 feet in height.

9.6 ACCESSORY BUILDINGS adding "Accessory buildings located in the residential districts shall not have



sidewalls that exceed 17 feet in height and" shall be constructed of materials similar to the principle residential use.

-Approve/Deny Recommendation on 8:00 Hearing Action Item

Next meeting will be Monday May 21 2018 at 8:00pm, CLOSED SESSION may be needed for any one or more items on the agenda





AGENDA FILLMORE COUNTY PLANNING COMMISSION MEETING DATE May 21, 2018 8:00pm

Open Meetings law Roll Call Approve Agenda for May 21, 2018 Approve April Meeting minutes

Approved Permits since previous meeting:

Permit					
#	Name	Legal	Permit address	Village	Туре
2166	Petersen, Robbie	NE 15-8-2	1617 Road C	Fairmont	Barn
2168	Mussman, Rex	SW 10.01 of 15-5-1	2206 Road V	Ohiowa	Garage/Building
2169	Hoarty, Joe	NE 1/4 8-7-3	1712 Road 9	Geneva	Bin
2170	White, Brad	SW 1/4 26-8-2	Rd 17 & F	Exeter	Bin
2171	Hester, David	Lots 568-569	615 th Ave	Fairmont	Fence
2180	Elznic, Becky & Dale	SSE 2-5-3	1120 Hwy 74	Geneva	Home
2181	All Around Lawn	F4 airfield sub	1319 Road H	Fairmont	Addition to office building
2182	Ulmer, Ben	Tract in PT 7-7-2	1319 B Road H	Fairmont	Building
2183	Ulmer, Ben	Tract in PT 7-7-2	1319 B Road H	Fairmont	Building
2184	Ulmer, Ben	Tract in PT 7-7-2	1319 B Road H	Fairmont	Building
2185	Kimbrough, Gary	ESW 27-6-3	1016 Road R	Geneva	Moved building from 300042777
2186	Lovegrove, Tom	NW 16-7-3	1619 Road 9	Fairmont	Bin
2187	Alfs Farming	SW 11-5-4		Shickley	Bin
2188	Jensen, Aarik	NE 1/4 14-8-2		Geneva	Bin
2189	Ohiowa Chamber	Lots 9-20 Blk 10	Rainbow Park/ Mainstreet	Ohiowa	Addition to park shelter
2190	Ehlers, Eric	Janing 2 nd sub in 10-8-3	1020 Road C	Fairmont	Addition to home
2191	Due, Tim	SW ¼ 12-8-1	2408 Road C	Exeter	Building
2192	Kleinschmidt, Kurt	E ¹ ⁄ ₂ NW ¹ ⁄ ₄ 27-8-4			Removed 4 Bins, replaced with 1
2193	Nichols, Jon & Stefanie	Lot 1 Blk 3 H.G. Smith		Exeter	House/garage
2194	Johnson, Suzanne	E 90 of lot 549		Exeter	House/Garage

	Fillmore County Planning and Zoning Agenda								
2195	Fox, Diana	NSE 36-6-4	710 Road 7	Shickley	House				
2196	Casey Construction	33-6-4	316 Road S	Shickley	House				
2197	Exeter Library	Lots 410-412 org town	202 S Exeter	Exeter	Fence				
2198	Cooper Associates	NE 9-8-1	2117 Road B	Exeter	Addition to home				
2199	Gnuse, Todd & Katie	Lot 1 and n25' lot 2	213 N Cherry	Shickley	Fence				
2200	Heinrichs, Rodney	TR in SWSW 35-5-3	1102 Road Y	Carleton	Bin				
2202	Ruhl, Gene	S 88 of lot 3	221 Osage	Exeter	Garage				
2203	Emmons, Danielle	Lot 5-6 Blk 17	209 S Peach	Shickley	Change use home to daycare				
2204	Havel, Dean	E ½ NE ¼ 33-7-1		Milligan	Pivot/Point pad				
2205	Howland, Brandon & Melissa	Lots 5-6 N ½ 7 Kottas 1 st add	308 N St	Milligan	Fence				

8:05 Public Hearing:

Proposed amendment to the current Village of Fairmont AG-2 zoning regulations governing the following:

5.2.02 Permitted Principal Uses and Structures #3 animal limitations... "(unless operating under an approved Conditional Use Permit)"

5.2.04 Conditional Uses Item #13 Expansion of existing intensive livestock confinement facilities in the AG-2 agricultural district by conditional use."

9.20 Intensive Livestock Facilities/Operation #2 only be allowed in the AG-1 and AG-2 Agricultural

districts; and must comply with the following conditions unless operating under and approved Conditional Use permit which specifically relaxes or waives said condition:"

-Approve/Deny Recommendation on 8:05 Hearing Action Item

Items When time allows:

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- Violation Notices/Penalty fees
- Rischling Subdivision- requesting waiver of 3 acre minimum: .50 acres in the NE ¼ of 1-5-1W
- James Votipka Pivot at 35-7-2 SSE





Next meeting will be Monday June 18 2018 at 8:00pm, CLOSED SESSION may be needed for any one or more items on the agenda Fillmore County Planning and Zoning Agenda



AGENDA FILLMORE COUNTY PLANNING COMMISSION JUNE 18, 2018 8:00pm

Open Meetings Law Roll Call Approve Agenda for June 18, 2018 Approve May Meeting minutes

Approved Permits since previous meeting:

<u>Permit #</u>	Name	Legal	<u>Permit address</u>	<u>Village</u>	<u>Type</u>
2206	Holland, Michael	Lots 170-171	130 W Omaha	Grafton	Deck
2207	Coy, Makenna	Lot 2 blk 2	604 Swartzendruber Dr	Shickley	Fence
2208	Bartu, Dean	Lots125-126 Blk 11 Girlberts 1 st	S. Missouri & Maplewood	Exeter	Building (approved by CUP)
2209	Jones, Terra	Lots 5 &6 Blk 6	929 6 th Ave	Fairmont	Fence
2210	Reiman, Don	NNW 33-7-2	1505 Road L	Geneva	Building
2211	Swartzendruber, Linda	SESW & SE 22-5-3	1016 Road W	Bruning	Deck
2212	Stouffer, Irvin	Lots 171-172 Blk 14 E. Addition	5.0 14 th Ave	Fairmont	Addition to building
2213	McGalliard, Michael	Lots 742-743	726 8 th Ave	Fairmont	Shed
2214	Kelly Jr, Larry	Lots 17-24 Boutons 2 nd addition	230 W Second	Grafton	Deck
2215	Ardi+ Etc LLC	SW 7-5-2	Not assigned yet	Strang	Concrete batch plant

8:05 Public Hearing

Zoning Change filed by Peter York on the property described as: Original Town lots 307-308 Fairmont NE 68354 (9th and D St) Current Owner: Peter York Current Zoning: R-1 Residential Proposed Zoning: I-2 Heavy Industrial

8:20 Public Hearing

Conditional Use Permit filed by Alan Janzen, Circle Five Feed yards

To expand the current operation an additional 2,500 hd of cattle, totaling 8,500 hd with a confinement barn on the property described as:

Part of the NW ¼ lying south of HWY 6 and all of the SW ¼ of Section 25, Township 8 North, Randy 3 West of the 6th P.M. Fillmore County Nebraska Current Owner: Alan Janzen, Circle Five Feed Yards INC

OTHER ITEMS WHEN TIME ALLOWS:

-Schoenholz Subdivision- Part of the West half of the west half of the Northwest Quarter 27-5-2W of the 6th P.M. Fillmore County Ne





CLOSED SESSION may be needed for any one or more items on the agenda

Fillmore County Planning and Zoning Agenda



AGENDA FILLMORE COUNTY PLANNING COMMISSION JULY 16, 2018 8:00pm

Open Meetings Law Roll Call Approve Agenda for July 16, 2018 Approve June Meeting minutes

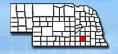
Approved Permits since previous meeting:

<u>Permit #</u>	Name	Legal	Permit address	<u>Village</u>	<u>Type</u>
2216	Mussman, Rex	Tr SW 15-5-1	2206 Road V	Ohiowa	Building
2217	Hart, Charlotte	Lots 6-8 Blk 25 1 st addition	413 S Pear St	Shickley	Building
2218	Nelson, Dathan	Lots 762-764 org twn	740 9 th Ave	Fairmont	Fence
2219	Manning, Donald	SE ¼ of SW ¼ 12-7-2			Bin
2220	Knoell Construction	Lot 670	709 6 th ave	Fairmont	Addition to home
2221	Hoban, Amber		655 A ST	Fairmont	Deck
2222	Harre, Justin & Sharlene	Lots 547 & ½ of VAC alley	520 S. Union Ave	Exeter	Fence
2223	Hoarty, Joe	NE 8-7-3	1712 Road 9	Fairmont	Relocate bins
2224	Warren, Gary & Darlene	Lots315-316 org town	465 9 th Ave	Exeter	Shed/Building

8:05 Public Hearing

Zoning Change Filed by Merle Swartz from <u>R-1 Residential to AG-2 Agriculture</u> on the property described as: Lots 277-288 and Lots 2-5 Original Town Fairmont Nebraska

Next meeting will be Monday August 20, 2018 at 8:00pm CLOSED SESSION may be needed for any one or more items on the agenda





AGENDA FILLMORE COUNTY PLANNING COMMISSION August 20, 2018 8:00pm

Open Meetings Law Roll Call Approve Agenda for August 20, 2018 Approve July Meeting minutes

Approved Permits since previous meeting:

<u>Permit #</u>	Name	Legal	<u>Permit address</u>	Village	<u>Type</u>
2225	Janzen, Alan	SE ¼ of SW ¼ 25-8-3W	1204 RD F	Fairmont	CUP
2226	York, Peter	Lots 307-308	719 9 th Ave	Fairmont	Zoning Change
2227	Janzen, Alan	SE ¹ / ₄ of SW ¹ / ₄ 25-8-3W	1204 Road F	Fairmont	Building
2228	Margheim, Chris		207 South Plum	Shickley	Fence
2229	Vossler, Tom	SE ¼ 15-7-1W	2218 Road J	Exeter	Bin
2230	Fillmore County	NW 34-7-2W	1603 Road L	Geneva	Building
2232	Schoenholz, Alex& Jessica	Schoenholz Subdivision	1603 Road W	Bruning	House
2233	Heinrichs, Brad	SW ¼ 34-5-3W		Bruning	Bin
2236	Frenzen, Rich	W ½ SE ¼ 14-5-2W	1714 Road V	Strang	Carport
2237	Bettger, Kristin & Matt	NW ¼ NW ¼ 21-8-2W	2117 Road 15	Fairmont	House
2238	Lovegrove, John	S ½ SW ¼ 30-8-3W	2005 Road 7	Fairmont	Building

8:05 Public Hearing

Conditional Use Permit Filed by Viaero Wireless to construct a 150ft Cellular tower on the property described as: a 1-acre tract in the NE corner of Section Eight (8), Township Five (5), Range one (1) West of the 6th P.M. Ohiowa NE.

OTHER ITEMS

- Discuss Fence in Ohiowa



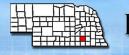


AGENDA FILLMORE COUNTY PLANNING COMMISSION October 15, 2018 8:00pm

Open Meetings Law Roll Call Approve Agenda for October 15, 2018 Approve August Meeting minutes

Approved Permits since previous meeting:

i t #	Name	Legal	Permit address	<u>Village</u>	Type
0	Nichols, Stephanie & Jon	Lot 1 blk 3 H.G. Smith add	620 E Tecumseh	Exeter	Detached garage
l	Nebrana Farms	NW ¼ 8-5-3W			Center Pivot
	Waller, Sandra	Lots 332-333 EX S16 of lot 333 org town Exeter	115 S East Boundary St	Exeter	Fence
	Radke, Albert	Lots 38-40 blk 2 E. Add	1100 G St	Fairmont	Building
	Village of Fairmont		3 rd and G	Fairmont	Park restrooms
	Bigelow , Mark	Lot 2 Placeks 4 add	701 5 th	Milligan	Deck
	Farmers Coop	SSW 12-6-1	Road O and N	Milligan	Bin
	Simacek, Todd	Mustang Ranch NE 20-7-2	1413 Road J	Geneva	Garage
	Kroll, Robert	Lot 119 blk 19 placeks 3 rd	501 P St	Milligan	Shed/Building
	Margheim, Chris	NW ¼ NW ¼ 21-8-2W	207 S Plum	Shickley	Shed
	Rodriguez, Isaac	Lot 550 s ½ 551	640 9 th Ave	Fairmont	Addition to home
	Hawlow, Marcus	Lots 1&2 Blk 9 Fillmore add	Not assigned yet	Fairmont	Duplex
	Brahmsteadt, Joshua		121 S Empire	Exeter	Fence
	Horne, Richard	SNE 29-8-1	900 S Exeter Ave	Exeter	Addition to home
	Olson, Adam	Lots 437-441	5 th and F	Fairmont	Fence
	Kallhoff, Dan & Liz		623 E Cheyenne St	Exeter	House
	Brown, Diane	Lot 93 org town	224 N Missouri Ave	Exeter	Addition to home





8:05 Public Hearing

- Zoning Change filed by Kenny Harre on the property described as LOTS 2-5 BLK 4 H.G. SMITH'S ADDITION EXETER NE. Current Zoning: Residential R-1 Proposed Zoning: Heavy Industrial I-2

Approve/Deny- Zoning Change Recommendation to the Village of Exeter.

OTHER ITEMS

OHIOWA VIAERO SUBDIVISION

A PARCEL OF LAND LOCATED IN THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 5 NORTH, RANGE 1 WEST OF THE SIXTH P.M., FILLMORE COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS: REFERERRING TO THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SECTION 8; THENCE S00°52°12"W (ASSUMED BEARING) ON THE WEST LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 1030.07 FEET TO THE WESTERLY EXTENSION OF THE SOUTH LINE OF A PARCEL OF LAND DESCRIBED AND RECORDED IN DEED BOOK 91, PAGE 339; THENCE S89°30'56"E ON SAID WESTERLY EXTENSION, A DISTNACE OF 169.99 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL; THENCE CONTINUING S89°30'56"E ON THE SOUTH LINE OF SAID PARCEL AND THE SOUTH LINE OF A PARCEL OF LAND DESCRIBED AND RECORDED IN DEED BOOK 67, PAGE 284, A DISTNACE OF 731.53 FEET; THENCE S00°54'40"W ON THE WEST LINE OF SAID PARCEL OF LAND DESCRIBED AND RECORDED IN DEED BOOK 67, PAGE 284, A DISTNACE OF 347.77 FEET TO THE POINT OF BEGINNING; THENCE N89°01'23"W PARALLEL WITH THE NORTH LINE OF EXETER STREET, A DISTNACE OF 350.00 FEET; THENCE S00°54'40"W PARALLEL WITH SAID WEST LINE, A DISTANCE OF 375.00 FEET TO SAID NORTH LINE; THENCE S 89°01'23"E ON SAID NORTH LINE, A DISTANCE OF 350.00 FEET TO THE POINT OF BEGINNING, CONTAINING 3.01 ACRES, MORE OF LESS.

Next meeting will be Monday November 19, 2018 at 8:00pm CLOSED SESSION may be needed for any one or more items on the agenda





AGENDA FILLMORE COUNTY PLANNING COMMISSION December 17, 2018 8:00pm

Open Meetings Law Roll Call Approve Agenda for December 17, 2018 Approve October Meeting minutes

Approved Permits since previous meeting:

<u>it #</u>	Name	Legal	<u>Permit address</u>	Village	Type
8	Kleinschmidt, Rosalie	NW 16-6-3	901 Road 9	Shickley	Irrigation
9	Backstrom, Terry	NW 28-6-1	2103 Road Q	Ohiowa	Home
)	Bruns, Mike	SW ¼ 21-8-2	2109 Road 15	Fairmont	Building
l	Kempf Farms	WSE PT of SE 33-6-4	316 Road S	Shickley	Irrigation
;	Huber, Jeffrey & Leslie	SE ¼ 7-8-4	120 Road	Sutton	Bin

8:05 Public Hearing

- Zoning Change filed by Jeff Timmermans on the property described as West half of lots 3-5 E ½ vacated alley adjacent to lots 3-5 Reals Addition Grafton NE.
- Current Zoning: Residential R-1 Proposed Zoning: Commercial Highway

Approve/Deny- Zoning Change Recommendation to the Village of Grafton.

Discuss when time allows:

- Waiver of 3-acre subdivisions.
- 2019 NPZA Conference March 6-8
- Complaint of Manure stockpiling on S¹/₂ of NE 23-7-2