

Water Right Number 1064-1

1. Considered JULY 21, 1975
2. Name of Applicant TED MATSON
3. Post Office Address BUFFALO
4. Amount of Water claimed 1.3
5. Source of Water supply DRY DRAW (125 AC FT STORAGE)
6. Water to be used for IRRIGATION
- Acres to be irrigated 91
7. Water to be diverted and used in HARDING County
about 10 S miles of BUFFALO
8. Proof of Publication Received 7-16-75
Not Received _____
9. Application Approved 7-24-75
Subject to 125 acft storage
Not Approved _____
Action Deferred _____

10. Remarks:

No. 12264-1Map No. 877-1Water Division No. 1 GRAND RIVER

(Blanks to be Filled by the Engineer for the W. R. C.)

District

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE-Draw a line through items not applicable)

1. Name of Applicant Ted Matson
 Postoffice address Buffalo, State South Dakota
 If a corporation show date and place of incorporation None
2. Method of accomplishing work (contract, employment of others, or by direct labor) direct labor
3. Name of diversion work Ted Matson Irrigation Project
4. Amount of water claimed (cubic feet per second) 1.3 cfs
5. Source of water supply Dry Draw
6. Location of point of diversion 2100' N 25° W of S $\frac{1}{2}$ Cor. Sec. 7, T 17 N, R 5 E, SHM.
- County Harding
7. Annual period or periods during which water is to be used May 1st to Oct. 1st
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
9. For irrigation use, Total number of acres to be irrigated 9

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 7, T 17 N, R 5 E	15	NE $\frac{1}{4}$ SW $\frac{1}{4}$	13
SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 7	16	NW $\frac{1}{4}$ SE $\frac{1}{4}$	14
SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7	13		
NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7	20		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 1 years. Additional time required to complete application of water to the proposed beneficial use 1 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Buffalo Times Herald
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Pump and Pipe

B. Works proposed to transport water to place of use.

Pump and Pipe

C. Works proposed to apply water to beneficial use.

Pump and Pipe

Estimated Total Cost \$ 5,000

Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
 (Instructions concerning preparation.)

STATE OF SOUTH DAKOTACounty of HardingI, Ted Matson

the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed

Ted Matson

Subscribed and sworn to before me this 20th day of May, 1925
 FLORENCE L. BRADY
 NOTARY PUBLIC HARDING CO., S. DAK.
 My Commission Expires Aug. 1, 1925

Notary Public (or other qualified officer)

PLAT OF THE TED MATSON IRRIGATION PROJECT

Located in Section 7, Township 12 North, Range 5 East, BHM, in Harding County, South Dakota, drawn and prepared as a part of the application for Permit to Appropriates Water of Ted Matson, Buffalo, South Dakota, to supply water for irrigation of areas as shown on this plat.

SURVEYOR'S CERTIFICATE

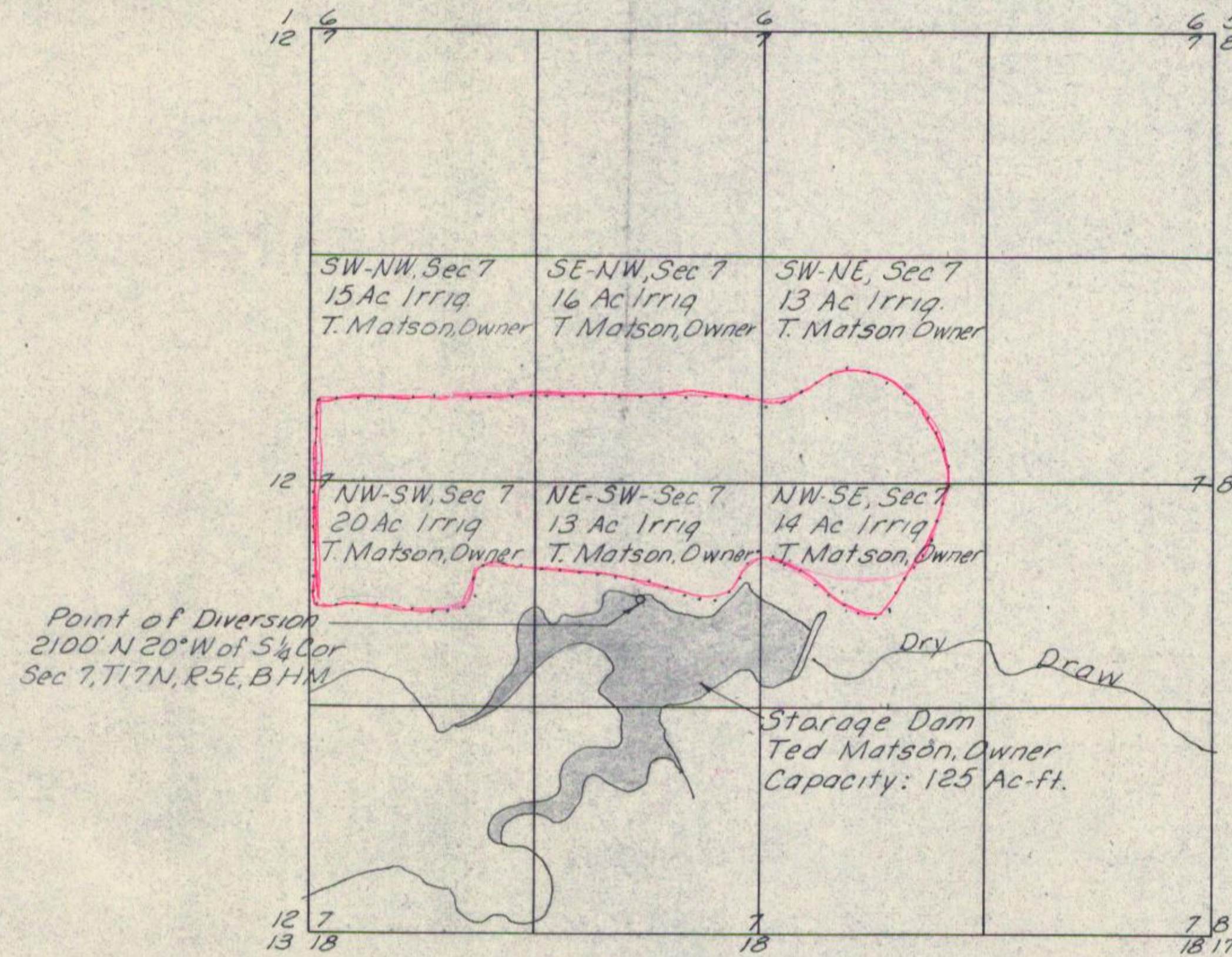
I, William C. Brangle, Registered Land Surveyor in and for the State of South Dakota, do hereby certify that at the request of Ted Matson, I have made a survey and have prepared this plat as a part of his application for a Permit to Appropriates Water for Irrigation. I further certify that the bearings and lengths of all lines shown and their location with reference to the Government Land Corners shown, are correct to the best of my knowledge and belief.

William C. Brangle
 William C. Brangle
 Registered Land Surveyor #1512 (SEAL)

Subscribed and sworn to before me this 7th day of February, 1975.

Flourence Brangle
 Flourence Brangle
 Notary Public (SEAL)

FLORANCE BRANGLE
 NOTARY PUBLIC - S.D.
 My Commission Expires 12-31-76



WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 1064-1
TED MATSON BUFFALO
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57720 With the following modifications:
 (State)

APPROVAL OF THIS PERMIT AUTHORIZES STORAGE OF
 125 ACRE FEET OF WATER ANNUALLY

Date of first receipt of application MAY 30, 19 75
 Date of return to applicant for correction, amendments or changes required —, 19 —
 Date of receipt of corrected application —, 19 —
 Approved JULY 24, 19 75, Recorded in Book 13 Page 328

WATER RIGHT PERMIT NO. 1064-1

The Water Rights Commission hereby grants and issues this Water Right Permit No. 1064-1 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is MAY 30, 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 24, 19 76
3. The whole of said work is to be completed on or before JULY 24, 19 76
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JULY 24, 19 77
5. The water appropriated shall be used for the purpose of IRRIGATION

6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed 1.3 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before JULY 24, 19 77; said water to be used during the following described annual period: MAY 1 TO OCTOBER 1

Witness my hand this 29TH day of JULY, 19 75

WATER RIGHTS COMMISSION

By: Vern W. Beetle
 Chief Engineer, Executive Officer

Certificate of Construction Issued —, 19 —

Water License Issued —, 19 —

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to form 2)

12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____ Diameter _____ Thickness _____
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type _____, Diameter _____, Length _____
- (4) Gravel Pack. Thickness _____, Length of gravel pack _____

E. Dugout Information or Estimates.

- (1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials _____

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property _____ rds. On property owned by others _____ rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Height - 24'

Water Depth - 20'

Surface Area - 23 Acres

Storage Capacity - 125 ac. ft.

Teed Mation
Signature of Applicant

PLAT OF THE TED MATSON IRRIGATION PROJECT

Located in Section 7, Township 12 North, Range 5 East, BHM, in Harding County, South Dakota, drawn and prepared as a part of the application for Permit to Appropriates Water of Ted Matson, Buffalo, South Dakota, to supply water for irrigation of areas as shown on this plat.

SURVEYOR'S CERTIFICATE

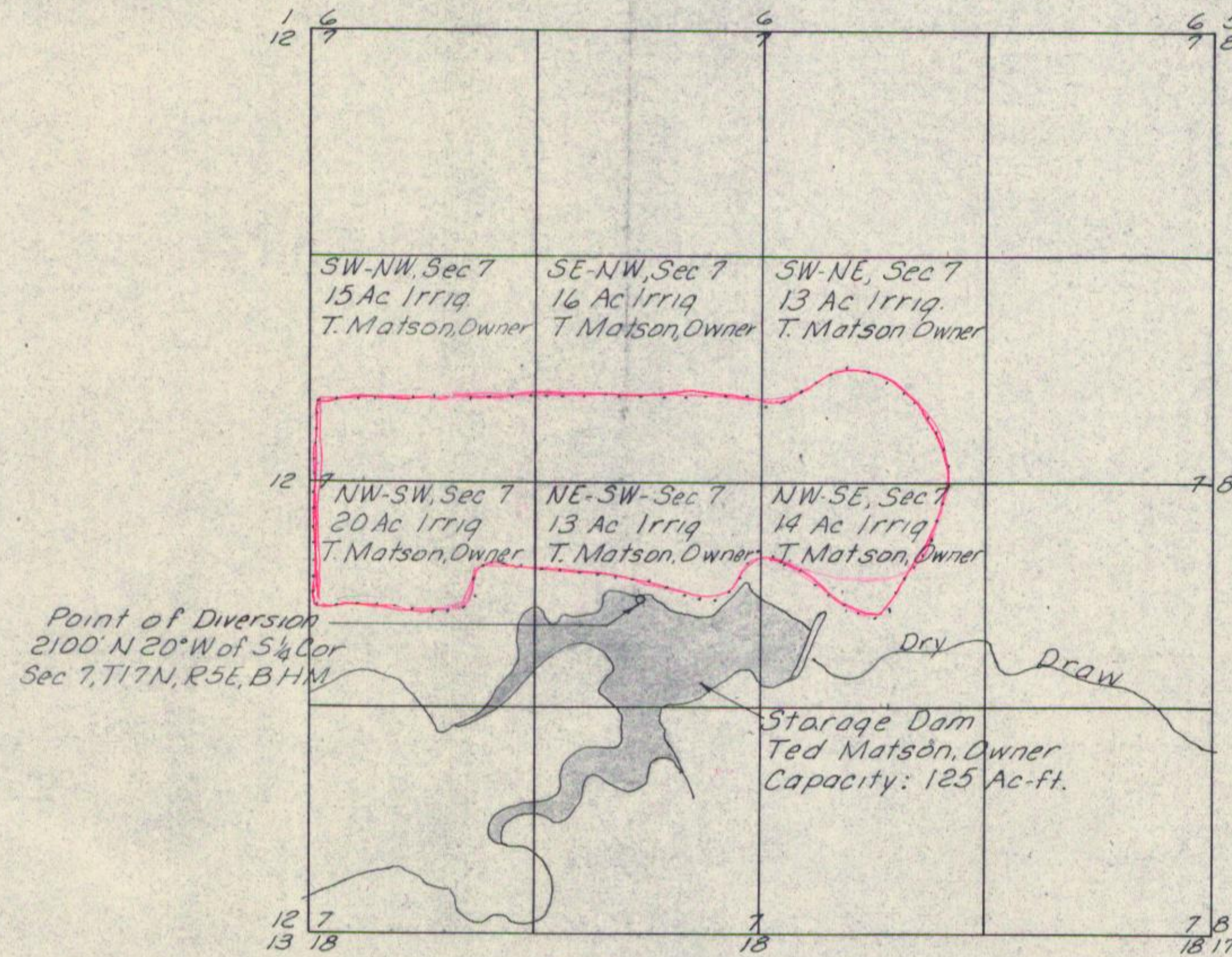
I, William C. Brangle, Registered Land Surveyor in and for the State of South Dakota, do hereby certify that at the request of Ted Matson, I have made a survey and have prepared this plat as a part of his application for a Permit to Appropriates Water for Irrigation. I further certify that the bearings and lengths of all lines shown and their location with reference to the Government Land Corners shown, are correct to the best of my knowledge and belief.

William C. Brangle
 William C. Brangle
 Registered Land Surveyor #1512 (SEAL)

Subscribed and sworn to before me this 7th day of February, 1975.

Flourence Brangle
 Flourence Brangle
 Notary Public (SEAL)

FLORANCE BRANGLE
 NOTARY PUBLIC - S.D. 1975
 My Commission Expires 12-31-77



N
 Scale: 1" = 660'

Irrigates/ Big Gunn

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA, County of Harding, ss.

Meade E. Hallock of said County and State, being duly sworn, on his oath, says: That the BUFFALO TIMES-HERALD is a weekly newspaper of general circulation, printed and published in the Town of Buffalo, in said County and State by Meade E. Hallock, publisher

and has been such newspaper during the time hereinafter mentioned and that I, Meade E. Hallock owner

the undersigned, am of said newspaper, in charge of the advertising department thereof, and have personal knowledge of all the facts stated in this affidavit; and the advertisement headed

Notice of Intent to appropriate Water (Ted Matson)

a printed copy of which is hereunto attached, was printed and published in the regular and entire issue of said newspaper and not in any supplement, once each week for two successive

weeks, the first publication being made on the 19 day of June 1975 and the last publication being made on the 26 day of June 1975

The first publication being made on the 19 day of June 1975 The second publication being made on the 26 day of June 1975

The third publication being made on the day of 19

The fourth publication being made on the day of 19

The fifth publication being made on the day of 19

The sixth publication being made on the day of 19

The seventh publication being made on the day of 19

The eighth publication being made on the day of 19

That said newspaper is a legal newspaper, and has a bona fide circulation of more than two hundred copies weekly, and has been published within the County of Harding for more than fifty-two successive weeks prior to the first publication of said notice, and is printed in English in an office maintained in Buffalo, South Dakota, the place of publication of said newspaper. That the full amount of the fees for the publication of the annexed notice is \$3.95 and aures sol to the benefit of said publishers; that no agreement or understanding for a division thereof has been made with any person and that no part thereof has been agreed to be paid to any person whomsoever.

Meade E. Hallock

Subscribed and sworn to before me this 3rd day of July 1975

Velma B. Hallock

VELMA B. HALLOCK

Notary Public, State of South Dakota, My Commission Expires Oct. 5, 1978

NOTICE OF INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

June 6, 1975

Notice is hereby given that Ted Matson whose post office address is Buffalo, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.3 cubic feet of water per second of time from a dry draw through the Ted Matson Irrigation Project, the point of diversion of which is to be located in the NE 1/4, SW 1/4 of Section 7, Twp. 17N, Range 5 E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

S 1/2 NW 1/4, SW 1/4 NE 1/4, N 1/2 SW 1/4, NW 1/4 SE 1/4, Section 7, T17N, R5E

This application No. 1064-1 will be considered by the Water Rights Commission at the North Lounge, Surbeck Center at the S.D. School of Mines, Rapid City, S.D. upon the 24th day of July, 1975, at 2:30 P.M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION

By: BURTON F. JONES

Water Rights Specialist

(June 19, 26)

Publication Fees - - -

Received Payment,

Form 6. - Notice of Intent to Appropriate Water

No. 1064-1

Publish first publication, on or before
July 10, 1975

NOTICE OF INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

June 6, 1975

Notice is hereby given that Ted Matson

whose post office address is Buffalo, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.3 cubic feet of water per second of time from the a dry draw through the Ted Matson Irrigation Project, the point or diversion of which is to be located in the _____

NE 1/4 SW 1/4

of Section 7, Twp. 17N, Range 5E. Said water to be used for the purpose of providing irrigation on the following described land:
portions of

S 1/2 NW 1/4, SW 1/4 NE 1/4, N 1/2 SW 1/4, NW 1/4 SE 1/4, Section 7, T17N, R5E

This application No. 1064-1 will be considered by the Water Rights Commission at the North Lounge, Surbeck Center at the S.D. School of Mines, Rapid City, S.D. upon the 24th day of July, 1975 at 2:30 P. M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES, Water Rights Specialist

BFJ/bw

cc: Ted Matson, Buffalo, S.D. 57720

January 20, 1982

Grubbing Hoe Ranch, Inc
Buffalo, South Dakota 57720

1064-1

Dear Sirs:

Enclosed please find our Form 20, "Notice of Transfer of Water Rights."
Please check over, sign, date and have notarized before returning the
Form to this office with a \$2.50 filing fee as required by Statute.

Permit No. 1065-1 was recently transferred to your name. Mr. Masten
indicated that Permit No. 1064-1 was also to be transferred to your
name.

If you have any questions, please contact this Office.

Sincerely,

Genny Young
Water Rights Specialist
Water Rights Division
Phone: (605) 773-3352

Enclosure

c12003gy.wr

SECOND NOTICE
1064-1

WATER RIGHTS DIVISION (605) 773-3352

May 5, 1982

Grubbing Hoe Ranch, Inc.
Buffalo, South Dakota 57720

Dear Sirs:

On January 20, 1982 notice was sent to you concerning the transfer of Water Permit No. 1064-1 listed in the name of Ted Haston which covers irrigation of portions of Section 7, T17N, R5E, BHM. To date, we have not heard from you on this matter.

A transfer form was previously sent to you, enclosed please find an additional form. Please sign, have notarized and return the form to this office with the required filing fee of \$2.50. The permit can then be transferred to your name. If you are not the present owner of the land covered under this Permit, please notify this office. It is very important that ownership records be kept current.

Please advise if you have any questions.

Very truly yours,

John L. McC Chief Engineer
Water Rights Division

JH:gy:ms
Enc.

WATER RIGHTS COMMISSION

№ 4 8847

May 27

32

PIERRE,

19_ _ _ _

RECEIVED OF GRABINER EDC
the following amount in fees for services rendered as provided for by law:

the following amount in fees for services rendered as provided for by law.	
Fee for Application for Permit to Appropriate Water No. _____ (examination, processing, recording and filing) _____	
Fee for inspecting Construction, and issuing Cert. of Construction No. _____	
Fee for inspecting Beneficial Use, and issuing Water License No. _____	
Fee for issuing Location Certificate-Dry Draw. No. _____	2 50
Fee for filing _____ Transfer, W.R. 1066-1	
Fee for certified copy of _____	
Fee for Print copy of map _____	
Fee for Certifying _____	
Fee for _____	
(any other work as provided by law)	
TOTAL	2 50

WATER RIGHTS COMMISSION,
By _____
Chief Engineer, Executive Officer

No. 1064-1

SOUTH DAKOTA Department of
Water & Natural Resources
Joe Foss Building Water Rights Division
Pierre, South Dakota 57501 Phone (605) 773-3352

June 3, 1982

Grubbing Hoe Ranch, Inc.
Star Route, Box 62
Buffalo, SD 57720

Gentlemen:

Enclosed is receipt No. 4 8847 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 1064-1.

Our records now show you as the owner of this Water Right.

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.

WHR-821-7/79
Receipt & Notice of filing of Transfer of Water Right

NO. 1064-1

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 5-19-82

This is to notify you that the title to the lands described as follows:

91 acres - S1NW1, SW1NE1, N1SW1, NW1SE1, Section 7, T17N, R5E

formerly owned by Ted Masten

has been transferred to Grubbing Hoe Ranch, Inc., Buffalo, South Dakota 57720

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 1064-1 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Rights, Water Management Board as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is hereto attached to cover filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)
County of Harding) ss.

I, Maurine Fowler being first duly sworn on my oath depose and say:
That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Maurine Fowler, Sec.
Grubbing Hoe Ranch, Inc.
(Signed)

Subscribed and sworn to before me this 19th day of May, 1982

Gray M. Coffield
(Notary Public)



SDW-67-1-1711

Notice of Transfer of Water Permit

WATER LICENSE NO. 1064-1

(1) WHEREAS, On the 30th day of May A. D. 19 75
Ted Matson

made Water Right Application No. 1064-1 for a permit to use 1.30 cubic feet per second of the waters of Draw County of Harding State of South Dakota, for Irrigation

purpose; and

(2) WHEREAS, On the 24th day of July A. D. 19 75
 Permit No. 1064-1, with a date of priority of May 30, 1975

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 24th day of July A. D. 19 76 and for the application to beneficial use of said water on or before the 24th day of July A. D. 19 77

WHEREAS, on the 27th day of May, 1982 Water Permit No. 1064-1 was transferred to Grubbing Hoe Ranch, Inc., Buffalo, South Dakota,

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 1.30 cubic feet per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent,

to irrigate the following land all in Section 7, T17N, R5E

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 15 acres (BC)

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 16 " (BD)

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 13 " (AC)

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 20 " (CR)

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 13 " (CA)

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 14 " (DB)

TOTAL 91 acres

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Grubbing Hoe Ranch, Inc.

of Star Route, Box 62, Buffalo SD 57720

the holder and owner of said permit No. 1064-1 a water right, dating from May 20, 1975

to use of 1.30 cubic feet per second of the waters

of a dry draw

in the County of Harding and State of South Dakota, or so much thereof as may be necessary for the

purposes hereinbelow mentioned, to be diverted at a point 2100'N, 20°W of the S½ corner,

Section 7, T17N, R5E (CA)

and conducted to and upon portions of Section 7, T17N, R5E more fully described on

the face of this License

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 1064-1 and subject to the laws of the State of South Dakota.

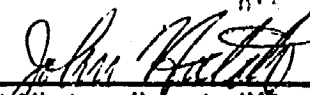
WITNESS, My hand and seal of our office at Pierre, South Dakota

this 23rd day of September A. D.

Nineteen Hundred and Eighty-three

WATER MANAGEMENT BOARD

By:



Chief Engineer, Executive Officer

JOHN HATCH

Permit No. 1064-1

Water Division 1 Grand River Water District

REPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by Grubbing Hoc Ranch of Star Rt. Box 62, Buffalo, S. Dak. 57120 holder of Permit No. 1064-1, bearing date of priority of May 30, 1975 authorizing the diversion of 1.3 cu. ft. per second of the waters of Dry Draw for Irrigation purposes, in Harding County.

I have to report on the condition of the same as follows:

The Water Use System consists of,

A. Works used to divert the water.

Tractor Power Take-off. Pump = Berkeley Model. B 3 J R m 8 M C C W
13 1/2" Imp Dia. pumps - 500 gpm
Tractor Power Take-off = Pump. Fairbanks Morse. pumps. 2450 gpm

B. Works used to transport water to place of use,

700 ft. 6" dia. Alum Pipe.
660 ft 4 1/2" Flexible Hose.

C. Works used to apply water to beneficial use.

Boss Traveling Gun with Nelson Gun Model P 150 with 1.06" Ring dia
Flood Irrigation

The system is in the following condition: Good.

The point of diversion is located 2100' N 20" W of S 1/4 Cor. Sec. 7, T17N R5E
(CA)

The works are capable of diverting and conveying to the place of use 6.56
cu. ft. per second of water which is to be used for Irrigation

Water has been put to beneficial use to the maximum extent as follows: All in Sec. 7, T17N R5E

SW 1/4 NW 1/4 - 15 Ac. SE 1/4 NW 1/4 - 16 Ac. SW 1/4 NE 1/4 - 13 Ac.
NW 1/4 SW 1/4 - 10 Ac. NE 1/4 SW 1/4 - 13 Ac. NW 1/4 SE 1/4 - 14 Ac.

comprising a total of 91 acres of land.

Dam -

Height 24'

Top = 12'

SS. 3:142:1

Water = Depth - 20 ft.

Surface = Ac. 23.

Storage = 125 Ac. F

License for. 1.3 cfs.

Date August 18, 1983

L. Roy J. McManis
(Signature)

Leet Fowler.

1050-1

Boys. Jrr Nelson Lane

8-19-89

110 lb P 150 Ring 1.06' dia

08 to 10

- 4 1/2' dia 7 in time

50⁵³

Berkeley Model B 3 JRM BM CCW

13 1/2" long dia

Tractor Power take off.

Fairbanks Morse.

Pumps 2450 9P111.

Old pump. Tractor

power take-off

I took some over with this

No. 1064-1

SOUTH DAKOTA Department of
Water & Natural Resources

Joe Foss Building Water Rights Division
Pierre, South Dakota 57501

(605) 773-3352

November 29, 1982

Grubbing Hoe Ranch
Star Rt, Box 62
Buffalo SD 57720

Dear Sir:

The inspection of your water use system and inspection of the extent of your application of water to beneficial use, as developed under your Water Right No. 1064-1 has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuing of the Water License. Upon receipt of the \$50.00 fee from you, your Water License will be sent to you.

You will also receive the Certificate of Construction as required by statute.

Sincerely,

KAREN SCHLAAK
Administrative Secretary

NOTE: Enclosed is a transfer form, please check over, sign and have notarized. Return the form to this office with a \$2.50 filing fee (total \$52.20 for license and transfer).

NOTE: On form of payment, please include the number of the water permit. This insures proper handling of the fee.

WNR-814-7/79

Notification of Water License Ready for Issuing (\$50.00)

*Received
May 4, 1982*

Water Rights Division
605 773-3352

February 4, 1983

SECOND NOTICE
1064-1

Grubbing Hoe Ranch
Star Rt, Box 62
Buffalo SD 57720

Dear Sir:

On November 29, 1982 notice was sent to you concerning the transfer of Water Permit No. 1064-1 in the name of Ted Matson which covers irrigation of portions of S $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ all in Section 7, T17N, R5E. To date, we have not heard from you on this matter.

A transfer form was previously sent to you, enclosed please find an additional form. Please sign, have notarized and return the form to this office with the required filing fee of \$2.50. The permit can then be transferred to your name.

Also on the above date, you were notified concerning the final inspection fee of \$50.00 which is due before Water License No. 1064-1 and Certificate of Completion of Works can be issued. As of this date, the fee has not been received.

2. State Statutes require a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$12.00 fee, your Water License will be sent to you. You will also receive the Certificate of Construction as required by Statute. These are the final papers for the perfection of your water permit.

Please remit the above stated transfer form and fees (total of \$52.50 due), at your earliest convenience. If you have any questions, please contact this office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ks

enclosure

Transfer received - only need License fee

1064-1

PS Form 3811, Jan 1975

2. SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)

☒ Show to whom and date delivered.....\$

☐ Show to whom, date and address of delivery.....\$

☐ RESTRICTED DELIVERY
Show to whom and date delivered.....\$

☐ RESTRICTED DELIVERY
Show to whom, date, and address of delivery.....\$

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Yubbing Hole Ranch
St Rt. Box 62
Buffalo SD 57720

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	P200 480 207	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

DATE OF DELIVERY

4. ADDRESS (Complete only if registered)

5. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

☆ 975-328-348



August 26, 1983

THIRD NOTICE

Permit No. 1064-1

NOTICE OF WATER LICENSE INSPECTION FEE REQUIREMENT

Grubbing Hoe Ranch
St. Rt., Box 62
Buffalo, South Dakota 57720

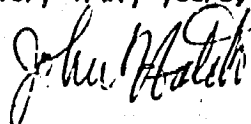
Dear Sirs:

November 29, 1982 and February 4, 1983 you were notified the final inspection fee of \$50.00 is due before Water License No. 1064-1 can be issued. As of this date, the fee has not been received.

The fee is a final step in the legal process of obtaining and perfecting a water right and is required by SDCL 46-2-13(3). Upon receipt of the \$50.00 fee, your Water License will be sent to you. This is the final document for the perfection of your Water Right. A perfected water right is similar to a property right and once a water right is perfected, it cannot be lost as long as the water is used.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the License fee has been paid. Please submit the required fee immediately to avoid jeopardizing your water permit.

Very truly yours,



John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

S5-9,WR

B026G4KS.wr

1064-1

Form 3811, Jan. 1978

SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)

☒ Show to whom and date delivered. \$

☐ Show to whom, date and address of delivery. \$

☐ RESTRICTED DELIVERY

Show to whom and date delivered. \$

☐ RESTRICTED DELIVERY.

Show to whom, date, and address of delivery. \$

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Grubbing Hoe Ranch
SR Box 62
Buffalo, SD 57720

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
P200	480-175	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS
WMB

RECEIVED
BUREAU
AUG 31 1983
USPO

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL.

RECEIPT

Division of Water Rights

No 4 9348

South Dakota Department of Water and Natural Resources

Pierre, September 20, 1983

RECEIVED OF Grubbing Hoe Ranch, Inc., State Route, Box 62, (Aurine Fowler) Buffalo, SD 57720

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. 1064-1	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer JOHN HATCH/ms

No. 1064-1

SOUTH DAKOTA Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

September 23, 1983

Grubbing Hoe Ranch, Inc.
Star Route, Box 62
Buffalo 60 57720

Dear Sir:

Enclosed herewith is, Water License No. 1064-1. This is the final water right document completing your process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water.

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

JH: ks

Enclosures

WNR-817 3/83
Transmittal of Water License

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

March 31, 1986

Grubbing Hoe Ranch
HCR 5, Box 62
Buffalo, SD 57720

Notice

Re: Violation of Requirement to Submit 1985 Irrigation Questionnaire

Our records indicate that the 1985 Irrigation Questionnaire has not been submitted for Water Permit No(s). 1064-1. The request for the Questionnaire was dated November 13, 1985. The Water Management Board has directed that owners of water permits who have not submitted 1985 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 2:00 p.m., May 14, 1986 in Room 216, Joe Foss Building, Pierre, South Dakota.

The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 1064-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

The hearing(s) is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Sincerely,



John Hatch, Chief Engineer
Water Rights Division
(605) 773-3352

Note: If the questionnaire(s) is received in this office before the May 14 hearing date, your name will be deleted from the agenda for the hearings.



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

May 20, 1986

NOTICE OF AMENDMENT TO WATER PERMIT(s)

To: Grubbing Hoe Ranch
HCR 5 Box 62
Buffalo SD 57720

FROM: John Hatch, Chief Engineer
Water Rights Division
605 773-3352

SUBJECT: Amendment to Water Permit No(s). 1064-1

Pursuant to the provisions of the notice dated March 31, 1986, and following the Hearing May 14, 1986, the Water Management Board has amended Water Permit No(s). 1064-1 to add the following qualification:

"This permit is subject to the Irrigation Water Use Questionnaire being submitted each year."

The addition of this qualification to your Permit means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water permit and no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.

Equal Opportunity Employer

 **Department of
Water & Natural Resources**
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

Attachment to Water Permit No. 1064-1

Pursuant to the provisions of the notice dated May 20, 1986, and following the Hearing May 14, 1986, the Water Management Board has amended Water Permit No. 1064-1 to add the following qualification:

"This Permit is subject to the Irrigation Water Use Questionnaire being submitted each year."

Equal Opportunity Employer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

April 9, 2007

1064-1

Laurie Goehring
HC 66 Box 112
Buffalo SD 57720

Dear Ms. Goehring:

I am writing in follow-up to our phone conversation concerning Water Right No. 1064-1 held by Grubbing Hoe Ranch. Enclosed is a copy of the water right for your review.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

For informational purposes, I am including excerpts of our water laws and Water Management Board Rules which discusses abandonment and forfeiture issues and includes information on legal excuse for not irrigating. It is my understanding that the land was not irrigated last year due to an inadequate water supply in the storage dam. Inadequate water is legal excuse for not irrigating and does not count towards the years of nonuse.

If you have any questions concerning the water right or completion of the transfer form, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

APR 13 2007
WATER RIGHTS
PROGRAM

No. 1064-1

Date: 4-10-07

I/We request that Water Right No. 1064-1

formerly owned by: Grubbing Hoe Ranch Inc, HC 64 Box 62, Buffalo SD 57720

be transferred to: (name & address) Terry or Laurie Goehring

HC 66 Box 112
Buffalo SD 57720

Telephone No. 605 375 3306

Title to the following described land(s)/property has been transferred as described above:

91 acres - S 1/2 NW 1/4, SW 1/4 NE 1/4, N 1/2 SW 1/4 and NW 1/4 SE 1/4 Section 7, T17N, R5E

I/We understand that the validity of Water Right No. 1064-1 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Laurie Goehring the new owner, certify that the above information is true and correct

Laurie Goehring
(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 4/13, 20 07

RECEIVED OF TERRY GOEHRING STONE MNT RANCH EC 66A BOX 112 BUFFALO SD 57720

The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2	50
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form 1064-1		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	2	50
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	
	2	50

No.

03034

By *Michael Erdahl*
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

April 16, 2007

1064-1

Laurie or Terry Goehring
HC 66 Box 112
Buffalo SD 57720

Dear Mr. & Mrs. Goehring:

I am writing to acknowledge receipt of the ownership change for Water Right No. 1064-1. The transfer has been completed. The water right formerly held by Grubbing Hoe Ranch is now listed in your names.

Enclosed is your Receipt No. 03034 in the amount of \$2.50 which you paid to cover the cost of the filing fees. You may keep this for your records.

If you have any questions concerning the water right or completion of the transfer form, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

November 10, 2010

1064-1

Terry & Laurie Goehring
11000 Holcomb Pl
Buffalo SD 57720 7509

Dear Mr. & Mrs. Goehring:

Thank you for the prompt return of your 2010 irrigation questionnaires. I am writing in regard to the notation you added to the form for Water Right No. 1064-1 indicating the use had been abandoned.

Typically, when an irrigator indicates he has abandoned irrigation on specific acreage, the water right is scheduled for cancellation consideration. In the case of Water Right No. 1064-1 (copy enclosed), authorization is for irrigation from a 125 acre feet dam located on a dry draw. The storage dam is large enough to require a water right.

If you have discontinued irrigation from the dam, we would schedule the irrigation component of the water right for cancellation. Once the board takes action to cancel the irrigation portion of the water right, the water license would be reissued to authorize storage of water in the dam for domestic purposes. This can be done without any application or costs associated to you.

If your intent is to discontinue irrigation and no longer pump from the dam, please send us something in writing to that affect and we will start cancellation proceedings for the irrigation component of the water right. As I indicated above, you will not lose the right to store water in the dam for domestic purposes. Thank you in advance for your reply.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

RECEIVED

DEC 10 2010

WATER RIGHTS
PROGRAM

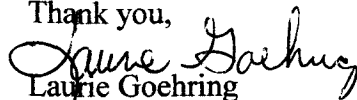
Dec 1, 2010

Hi Genny,

This letter is in reference to Water Right No. 1064-1.

We are not using this for water for irrigation purposes, but we are using it to store water for domestic purposes.

Thank you,

A handwritten signature in cursive script, appearing to read "Laurie Goehring".

Laurie Goehring
11000 Holcomb Pl
Buffalo SD 57720



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 18, 2011

NOTICE OF CANCELLATION

TO: Terry & Laurie Goehring, 11000 Holcomb Pl, Buffalo SD 57720-7509

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Cancellation of the irrigation component of Water Right No. 1064-1

Water Right No. 1064-1 authorizes diversion of water from a dry draw storage dam for irrigation purposes. The 2010 irrigation questionnaire and a letter received from you on December 10, 2010 indicate that use of water for irrigation purposes has been abandoned. Since the storage dam is still present and used for livestock watering purposes, the Chief Engineer of the Water Rights Program is recommending cancellation of the irrigation component of Water Right No. 1064-1 due to abandonment and/or forfeiture.

The Water Management Board will consider cancellation of the irrigation component of Water Right No. 1064-1 at 10:00 a.m., March 9, 2011 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD (*the agenda time is an estimate and the actual time of hearing may be later than 10:00 a.m.*)

The recommendation of the Chief Engineer is not final or binding upon the Board. The Board is authorized to 1) cancel, 2) cancel portions of, 3) delay action on, or 4) take no action on Water Right No. 1064-1 based upon facts presented at the public hearing. Our records show you to be the owner of property covered by this water right. If you wish to oppose the cancellation of the irrigation portion of the water right and if you intend to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, you must file a written petition with the Chief Engineer by February 28, 2011. The petition may be informal, but it must include a statement describing the reasons for your opposition to the cancellation, and your signature and mailing address or your legal counsel if legal counsel is obtained.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-1 thru 46-1-10, 46-1-14 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-17; 46-5-36, 46-5-37, 46-5-37.1; 46-2A-1 thru 46-2A-7; and Board Rules ARSD 74:02:01:36 thru 74:02:01:41. These are contested cases pursuant to procedures contained in SDCL 1-26.

This hearing may be an adversarial proceeding. Any party has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

The time of the hearing will be automatically extended for at least twenty days upon your written request to the Chief Engineer after a petition has been filed to oppose the cancellation. If an extension is requested, the hearing on the cancellation will be continued until the next regular Board Meeting. Any request for extension must be filed with the Chief Engineer by February 28, 2011.

Prior to February 28, 2011, contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) if assistance is needed with the following: 1) further information on the proposed cancellation; 2) to assure access to the meeting room for the handicapped; or 3) to obtain an interpreter for the hearing impaired.

Please note:

According to SDCL 1-26-18.3, parties to a contested case may use the Office of Hearing Examiners to conduct a hearing if either a property right is being terminated or the dollar amount in controversy exceeds \$2,500.00. If you choose to use the Office of Hearing Examiners rather than the hearing procedure described above, then you need to notify the Chief Engineer (Water Rights Program, 523 E. Capitol Avenue, Pierre SD) by February 28, 2011.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

**RECOMMENDATION OF CHIEF ENGINEER
FOR THE IRRIGATION COMPONENT OF WATER RIGHT NO. 1064-1
TERRY & LAURIE GOEHRING**

Pursuant to SDCL 46-2A-2 and 46-5-37.1, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Right No. 1064-1.

The Chief Engineer is recommending cancellation of the irrigation component of Water Right No. 1064-1 due to abandonment and/or forfeiture and reissuance of the water right for livestock watering. The 2010 irrigation questionnaire submitted by the water right holders indicated irrigation use had been abandoned. In a letter received on December 10, 2010, Laurie Goehring indicated they are not using the water for irrigation purposes however they still store water in the dam for domestic purposes.

RON DUVALL, Natural Resources Engineer
for Garland Erbele, Chief Engineer
January 18, 2011

Note:

Cancellation of the irrigation portion of the water right does not prohibit a new application for this project in the future.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

March 14, 2011

1064-1

NOTICE

Terry & Laurie Goehring
11000 Holcomb Pl
Buffalo SD 57720-7509

Dear Mr. & Mrs. Goehring:

This will notify you that the Water Management Board cancelled the irrigation portion of your Water Right No. 1064-1 on March 9, 2011. Water License No. 1064-1 will be reissued to remove the irrigation component and allow continued authorization of the storage dam for domestic livestock watering purposes. The reissued license will be issued and forwarded to you within the next couple weeks.

This action to cancel the irrigation portion of the water right was taken under the conditions outlined in our notice to you dated January 18, 2011. If you have any questions concerning the Board action, please contact Genny McMath, with our program, at (605) 773-3352.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program

CERTIFICATION

I hereby certify that on March 14, 2011, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated March 14, 2011 regarding cancellations addressed as stated below:

Water Right No. 470A-1

Stanley Wood, 18950 137th Ave, Newell SD 57760

Water Right No. 1064-1

Terry & Laurie Goehring, 11000 Holcomb Pl, Buffalo SD 57720-7509

Water Permit Nos. 993A-2, 2139-2 & Water Right No. 993-2

Linda Livermont, Finance Officer, Town of Interior, PO Box 3, Interior SD 57750

Water Permit No. 1948-2

Pauline H Vig, President, Hope Enterprises Inc, 13073 Lincoln Tarken Ln, Piedmont SD 57769

Water Permit Nos. 2032-2 and 2033-2

Ryan Alcorn, US Bureau of Reclamation, 515 9th St #101, Rapid City SD 57701-2692

Water Permit Nos. 2392-2 & 2392A-2

Wendell Ray Schwartz Trust, 5814 M 30, Beaverton, MI 48612

Water Permit No. 2402-2

Joe Allen, 13013 Fall River Rd, Hot Springs SD 57747-7236

Water Permit No. 2427-2

Gary & Daniel Velder, 18393 Dillinger Rd, Newell SD 57760

Water Permit No. 2485-2

Melvin & Karen Schmidt, PO Box 477, White River SD 57579-0477

Flood Control Permit No. FC-6

Roger Starks, President, Lake Poinsett Area Development Assn, 2308 S Scheffield Ave, Sioux Falls SD 57106

Water Right No. 662-3

Inez Booze, 38965 SD Hwy 26, Redfield SD 57469

Water Right No. 1260-3

Charles O Stormo, 17960 452nd Ave, Hayti SD 57241

Water Right No. 2546B-3

Cleo W Bultsma, 28368 361st Ave, Platte SD 57369

Water Right Nos. 3014-3 & 3532-3

Stuart Eberhart, 42485 Golf View Dr, Britton SD 57430

Lynn E Eberhart, 42333 104th St, Britton SD 57430

Water Right Nos. 3451B-3 & 3451D-3

LuAnn Bertrand Revocable Trust, 550 E 18th St, Sioux City IA 51105

Amelia Bertrand Trust, 47936 332nd St, Jefferson SD 57038

Robert Geary, 32750 480th Ave, Elk Point SD 57025

Water Right No. 4474-3

Wayne Schuurmans, 41546 303rd St, Tyndall SD 57066

Vested Water Right No. 4928-3

Kathy Easton, Secretary, Corson Village Sanitary District, 26015 Jackson Ave, Corson SD 57005

Robert O Swenson, 48194 Corson St, Corson SD 57005

Water Permit No. 6579-3

Jeffrey Jacobs, 700 N Bullard Ave, Goodyear AZ 85338

Gail Jacobson

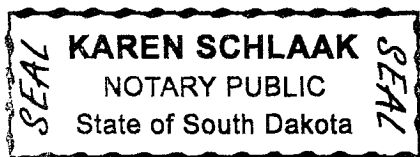
Gail Jacobson
Secretary/Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 14th day of March, 20 11.

Karen Schlaak

Karen Schlaak
Notary Public
My Commission expires April 1, 2013



CERTIFICATION

I hereby certify that on January 18, 2011, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated January 18, 2011 regarding cancellations addressed as stated below:

Water Permit Nos. 2032-2 and 2033-2

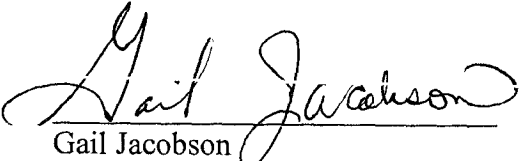
Ryan Alcorn, US Bureau of Reclamation, 515 9th St #101, Rapid City SD 57701-2692

Water Permit No. 1948-2

Pauline H Vig, President, Hope Enterprises Inc, 13073 Lincoln Tarken Ln, Piedmont SD 57769

Water Right No. 1064-1

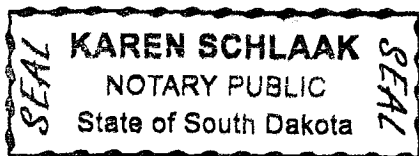
Terry & Laurie Goehring, 11000 Holcomb Pl, Buffalo SD 57720-7509


Gail Jacobson
Secretary/Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 18th day of January, 2011.


Karen Schlaak
Notary Public
My Commission expires April 1, 2013



1
Sec 1
T017N
R04E

6
Sec 6
T017N
R05E

5
Sec 5
T017N
R05E

3094

storage dam described in Water Right No. 1064-1
(NW 1/4 SE 1/4 Section 7, T17N, R5E)

12

Sec 12
T017N
R04E

7
Sec 7
T017N
R05E

8
Sec 8
T017N
R05E

3052

3
Sec 13
T017N
R04E

18
Sec 18
T017N
R05E

17
Sec 17
T017N
R05E

US HWY 85

Clarks Fork Creek

Licensing of Irrigation Water Right for Stock Watering

NAME: Terry & Laurie Goehring

ADDRESS: 11000 Holcomb Place, Buffalo SD 57720-7509

DATE: March 15, 2011 **COUNTY:** Harding

BOARD ACTION:

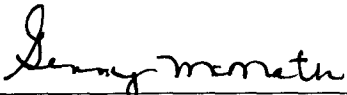
Pursuant to SDCL 46-1-12, on March 9, 2011 the Water Management Board took action to cancel the irrigation component of Water Right No. 1064-1. The action to cancel was based on a letter submitted by the water right holders on December 10, 2010. The letter indicated they were not using water for irrigation purposes but were still storing water in the dam for domestic purposes.

AUTHORITY

Pursuant to SDCL 46-5-31.1, if permitted irrigation use from a storage dam is abandoned or forfeited but the storage dam is used for stock watering, stock watering may be added to the license or permit upon the request of the permit or license holder.

RECOMMENDED ACTION

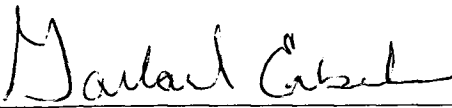
Based on the Board action to cancel the irrigation portion of the water right, it is recommended that the water license be re-issued for stock watering.



Genny McMath
Water Rights Program

The Chief Engineer makes a finding pursuant to SDCL 46-5-31.1 that:

The addition of stock watering does not impair existing water rights and no diversion of water will be made from the storage dams. Licensing of the water right for stock watering may occur without application or publication pursuant to SDCL 46-2A-4.



Garland Erbele, Chief Engineer
Water Rights Program



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

MAR 16 2011

1064-1

Terry & Laurie Goehring
11000 Holcomb Pl
Buffalo SD 57720 7509

Dear Mr. & Mrs. Goehring:

Enclosed is your Reissued Water License No. 1064-1.

On March 9, 2011, the Water Management Board took action to cancel the irrigation component of your Water Right. The enclosed license authorizes impoundment of water in the existing dam for livestock watering purposes.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

STATE OF SOUTH DAKOTA

REISSUED WATER LICENSE NO. 1064-1

(1) Grubbing Hoe Ranch Inc, Buffalo SD was issued Water License No. 1064-1, September 23, 1983 for a water right to divert 1.30 cubic feet of water per second from a storage dam on a dry draw, Harding County, South Dakota for irrigation purposes. Water License No. 1064-1, with a priority date of May 30, 1975 was issued to the permit holder for diversion of water with construction of the described water supply system and the application to beneficial use of water completed.

On April 13, 2007, Water Right No. 1064-1 was transferred to Terry or Laurie Goehring.

On March 9, 2011, the Water Management Board cancelled the irrigation portion of the water right. The storage dam is still in place and used for domestic livestock watering.

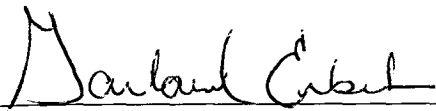
Pursuant to SDCL 46-5-31.1, stock watering may be added as a water use to a license provided no diversion is made from the dam. The Chief Engineer made a finding that the addition of stock watering does not impair existing water rights.

(2) The water supply system has been completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Water Law 46-5-30.1 Terry or Laurie Goehring, 11000 Holcomb Place, Buffalo SD 57720 the holders and/or owners of Water Right No. 1064-1 are issued a license bearing a priority date of May 30, 1975 to impound 125 acre feet of water in a dry draw storage dam for domestic livestock watering purposes.

The storage dam (spillway) is located in the NW ¼ SE ¼ Section 7, T17N, R5E. Water is impounded in the NW ¼ SE ¼ and the SW ¼ Section 7, T17N, R5E.

(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 1064-1 and subject to the following qualification:

- Approval authorizes storage of 125 acre feet of water annually.



Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

MAR 16 2011

date

