

Water Right Number 1137-1

1. Considered 7-27, 19 77
2. Name of Applicant DOYLE & BARBARA GOSSMAN
3. Post Office Address LEMMON
4. Amount of Water claimed 1.88
5. Source of Water supply GRAND RIVER
6. Water to be used for IRRIGATION
Acres to be irrigated 131.5
7. Water to be diverted and used in PERKINS County
about 125, 1W miles of LEMMON
8. Proof of Publication Received 7-14-77
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____

10. Remarks:

Map No. 948-1 Water Division No. 1 GRAND RIVER District _____
 (Blanks to be Filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE--Draw a line through items not applicable)

1. Name of Applicant Doyle and Barbara Gossman
 Postoffice address Lemmon, State South Dakota
 If a corporation show date and place of incorporation -0-
2. Method of accomplishing work (contract, employment of others, or by direct labor) Combination
3. Name of diversion work Gossman Irrigation Project No. 1
4. Amount of water claimed (cubic feet per second) 1.88 cfs
5. Source of water supply Grand River below Shadehill Dam
6. Location of point of diversion On Grand River: 120 rods N77°00'W and 30 rods S11°00'E of the SE corner of Section 19, T21N, R16E.
- County Perkins
7. Annual period or periods during which water is to be used March 15 - September 30
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 131.5

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.
#1, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec19, T21N, R16E	28.5	#5, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec19, T21N, R16E	27.5
#2, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec19, T21N, R16E	2.5	#6, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec20, T21N, R16E	19.5
#3, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec19, T21N, R16E	38.5		
#4, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec19, T21N, R16E	15.0		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 4 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Lemmon Leader
12. Principal Features of the Proposed Water Supply System.

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

Pump

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

Pipe

C. Works proposed to apply water to beneficial use.

Sprinkler

Estimated Total Cost \$ 40,000.00

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

STATE OF SOUTH DAKOTA)

County of _____)

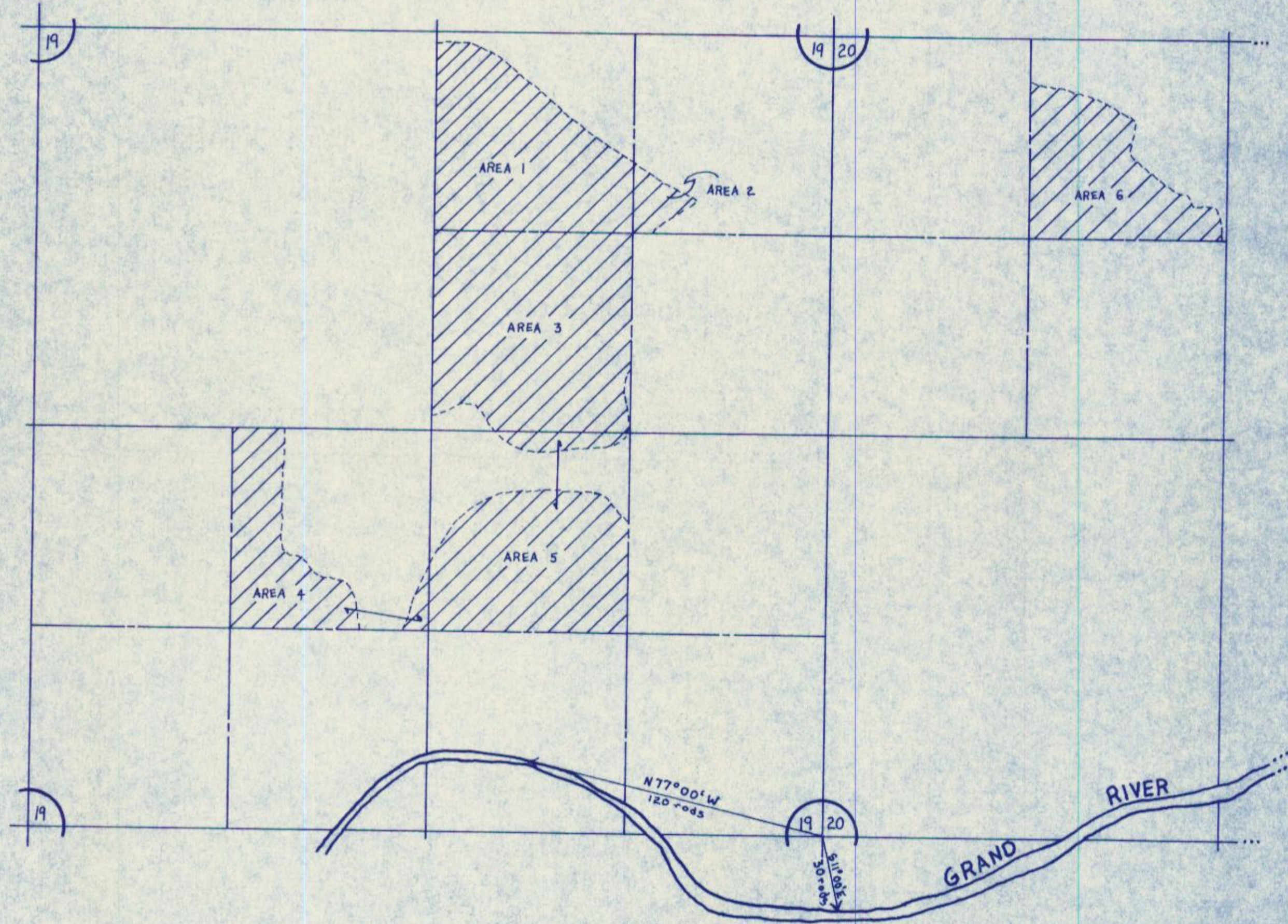
I, Barbara Gossman the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed Barbara GossmanSubscribed and sworn to before me this 20 day of March, 1977

Notary Public (or other qualified officer)

R - 16 - E

T - 21 - N



All lands described are owned by "Doyle & Barbara Gossman"

LOCATION OF LAND TO BE IRRIGATED					
AREA	LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
1	NW ¹ NE ¹	19	21N	16E	28.5
2	NE ¹ NE ¹	19	21	16	2.5
3	SW ¹ NE ¹	19	21	16	38.5
4	NE ¹ SW ¹	19	21	16	15.0
5	NW ¹ SE ¹	19	21	16	27.5
6	NE ¹ NW ¹	20	21	16	19.5
TOTAL					131.5

Scale: 1" = 660'

GOSSMAN IRRIGATION PROJ.

NO. 1

(DOYLE & BARBARA GOSSMAN)

Perkins County, South Dakota

Keith Kuchanbecker, Manager
West River Conservancy Sub-Dist.

MAP NO 948-1 (APP NO 1157-1)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 1137-1DOYLE E. BARBARA GROSSMAN
(Applicant)LEMMON
(Post Office Address)SOUTH DAKOTA 57438 With the following modifications.
(State)

Low flows as needed for downstream domestic use, including livestock watering, and prior water right use are to be bypassed. This water right covers unappropriated water which exists at this location only in intermittent seasonal or flood control flows in the Grand River. This water supply is not a dependable source of water for irrigation. A dependable source of water may be obtained by contract with the Bureau of Reclamation for water service from Shadehill Reservoir.

Date of first receipt of application APRIL 18, 19 77Date of return to applicant for correction, amendments or changes required —, 19 —Date of receipt of corrected application MAY 28, 19 77Approved JULY 28, 19 77, Recorded in Book 18 Page 341WATER RIGHT PERMIT NO. 1137-1The Water Rights Commission hereby grants and issues this Water Right Permit No. 1137-1 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 APRIL 18, 19 77
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 28, 19 80
3. The whole of said work is to be completed on or before JULY 28, 19 82
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JULY 28, 19 86
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 1.88 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 28, 19 86; said water to be used during the following described annual period: MARCH 15 TO SEPTEMBER 30

Witness my hand this 5TH day of AUGUST, 19 77

WATER RIGHTS COMMISSION

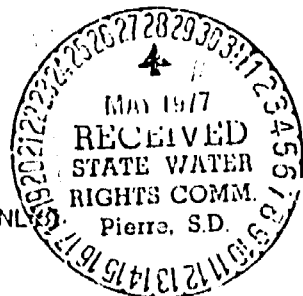
By:

John Walsh
Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(THIS FORM REQUIRED FOR PROPOSED GROUND WATER IRRIGATION ONLY)



NAME Doyle Gossman
ADDRESS 111 - 5th St. N., Pierre, S.D.
COUNTY Bak

LEGAL DESCRIPTION 1/3

1. WELL LOCATION Water source - Grand River below Chad Hill Dam
2. LOCATION OF AREA TO BE IRRIGATED _____

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE X CENTER PIVOT _____ GUN X
4. CROPS TO BE IRRIGATED Corn - alfalfa - Small grain

WATER QUALITY

5. SAMPLE NUMBER Has been acquired - same water as was used on experiments for 10 years and being used by present owner for 20 years
6. SALINITY (EC x 10⁶) See attached Report
7. SODIUM (SAR) _____
8. RESIDUAL SODIUM CARBONATE (meq/l.) _____

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and: the soils information has been acquired from _____ Conservation District, County Extension office or Soil Conservation Service.

and: that the legal description for the location of the well and land to be irrigated is true and correct.

Doyle Gossman
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
____ DAY OF _____ 19 ____.

(TITLE OR SEAL)

Albert J. [Signature]
APPROVED/DISAPPROVED

REPORT OF ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57006

Submitted by W. L. G. R. L.
 Address Box 17338
Brookings, SD 57006

Date Rec'd April 21, 1977
 Sample No. 77-627
 Identification _____

WATER ANALYSIS

Calcium (Ca)	68	ppm*	3.40	me/l**
Magnesium (Mg)	65	ppm	5.31	me/l
Sodium (Na)	317	ppm	13.79	me/l
Potassium (K)	9	ppm	0.23	me/l
Sulfate (SO ₄)	660	ppm	13.73	me/l
Nitrate (NO ₃)		ppm		me/l
Chloride (Cl)	7	ppm	0.19	me/l
Bicarbonate (HCO ₃)	473	ppm	7.76	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	388	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1923	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	6.61			
Sodium	60.66	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	8.53			

Others:

*ppm = parts per million

**me/l = millequivalents per liter

***g.p.g. = grains per gallon

COMMENTS: Total cations 22.73 me/l
 Total anions 21.68 me/l

By: Shirley Hitten

SOUTH DAKOTA STATE UNIVERSITY
BROOKINGS, SOUTH DAKOTA 57000

WATER RESOURCES RESEARCH INSTITUTE

May 10, 1977

Boyle Gossman
Box 540
Lewiston, SD 57638

Dear Sir:

The water sample which you have sent to our laboratory was received April 21, 1977. The laboratory number that we have assigned to your sample is 77-627.

Using the information received we have started the analysis of your sample. However, we do need some additional information which will enable us to make more meaningful recommendations for future use of the water.

The legal description is important for two main reasons. First, if this water is to be used for irrigation the soil on which it will be used is of as much importance as the water quality. Secondly, all analytical data that is identified by location and depth will be used to estimate the overall quality of water available for development in South Dakota.

If you can furnish any additional information the problems you have been having with the water, or, symptoms that you have observed it will be of help to us. We would also like to know if any speciality crops are to be irrigated:

Additional Information

Source (circle one): River, creek, spring, lake, stock pond, dugout, well,
other (name) _____

If river or lake, name Grand River below Hardhill Dam 3/4 mile

If well, depth _____

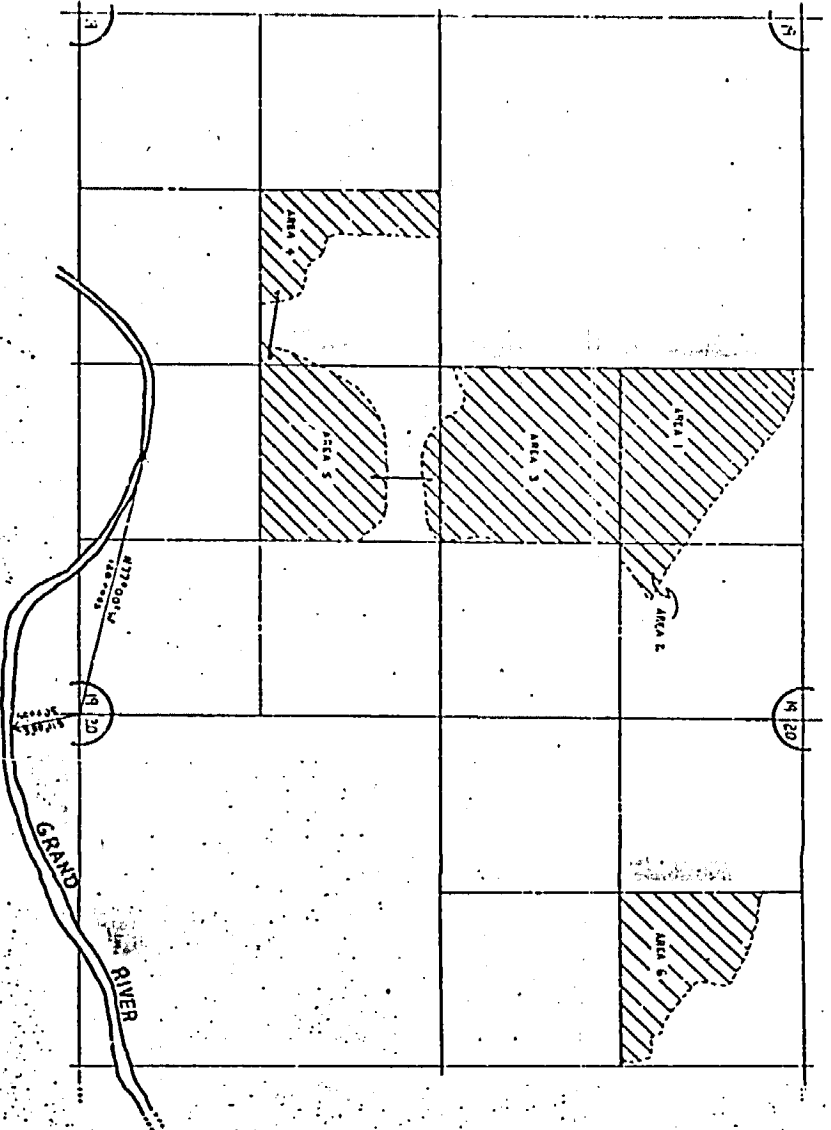
Legal description of source: Quarter section S.E. 1/4 Grassing Don
Section number 17 Minion
Township 21 land to River
Range 16

Intended crops: Wheat, Corn + alfalfa

Additional remarks:

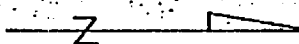
The water & land capability question should have been resolved 20 years ago on the Hardhill irrigation development farm with experiments by the Minion & Grand Hardhill.

R - 16 - E



All lands described are owned by Doyle & Barbara Gossman.

AREA	LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
1	NE 1/4	18	21N	16E	1.00
2	SE 1/4	19	21N	16E	1.00
3	SW 1/4	20	21N	16E	1.00
4	NE 1/4	21	21N	17E	1.00
5	SE 1/4	22	21N	17E	1.00
6	SW 1/4	23	21N	17E	1.00
7	NE 1/4	24	21N	18E	1.00
8	SE 1/4	25	21N	18E	1.00
9	SW 1/4	26	21N	18E	1.00
10	NE 1/4	27	21N	19E	1.00
11	SE 1/4	28	21N	19E	1.00
12	SW 1/4	29	21N	19E	1.00
13	NE 1/4	30	21N	20E	1.00
14	SE 1/4	31	21N	20E	1.00
15	SW 1/4	32	21N	20E	1.00
16	NE 1/4	33	21N	21E	1.00
17	SE 1/4	34	21N	21E	1.00
18	SW 1/4	35	21N	21E	1.00
19	NE 1/4	36	21N	22E	1.00
20	SE 1/4	37	21N	22E	1.00
21	SW 1/4	38	21N	22E	1.00
22	NE 1/4	39	21N	23E	1.00
23	SE 1/4	40	21N	23E	1.00
24	SW 1/4	41	21N	23E	1.00
25	NE 1/4	42	21N	24E	1.00
26	SE 1/4	43	21N	24E	1.00
27	SW 1/4	44	21N	24E	1.00
28	NE 1/4	45	21N	25E	1.00
29	SE 1/4	46	21N	25E	1.00
30	SW 1/4	47	21N	25E	1.00
31	NE 1/4	48	21N	26E	1.00
32	SE 1/4	49	21N	26E	1.00
33	SW 1/4	50	21N	26E	1.00
34	NE 1/4	51	21N	27E	1.00
35	SE 1/4	52	21N	27E	1.00
36	SW 1/4	53	21N	27E	1.00
37	NE 1/4	54	21N	28E	1.00
38	SE 1/4	55	21N	28E	1.00
39	SW 1/4	56	21N	28E	1.00
40	NE 1/4	57	21N	29E	1.00
41	SE 1/4	58	21N	29E	1.00
42	SW 1/4	59	21N	29E	1.00
43	NE 1/4	60	21N	30E	1.00
44	SE 1/4	61	21N	30E	1.00
45	SW 1/4	62	21N	30E	1.00
46	NE 1/4	63	21N	31E	1.00
47	SE 1/4	64	21N	31E	1.00
48	SW 1/4	65	21N	31E	1.00
49	NE 1/4	66	21N	32E	1.00
50	SE 1/4	67	21N	32E	1.00
51	SW 1/4	68	21N	32E	1.00
52	NE 1/4	69	21N	33E	1.00
53	SE 1/4	70	21N	33E	1.00
54	SW 1/4	71	21N	33E	1.00
55	NE 1/4	72	21N	34E	1.00
56	SE 1/4	73	21N	34E	1.00
57	SW 1/4	74	21N	34E	1.00
58	NE 1/4	75	21N	35E	1.00
59	SE 1/4	76	21N	35E	1.00
60	SW 1/4	77	21N	35E	1.00
61	NE 1/4	78	21N	36E	1.00
62	SE 1/4	79	21N	36E	1.00
63	SW 1/4	80	21N	36E	1.00
64	NE 1/4	81	21N	37E	1.00
65	SE 1/4	82	21N	37E	1.00
66	SW 1/4	83	21N	37E	1.00
67	NE 1/4	84	21N	38E	1.00
68	SE 1/4	85	21N	38E	1.00
69	SW 1/4	86	21N	38E	1.00
70	NE 1/4	87	21N	39E	1.00
71	SE 1/4	88	21N	39E	1.00
72	SW 1/4	89	21N	39E	1.00
73	NE 1/4	90	21N	40E	1.00
74	SE 1/4	91	21N	40E	1.00
75	SW 1/4	92	21N	40E	1.00
76	NE 1/4	93	21N	41E	1.00
77	SE 1/4	94	21N	41E	1.00
78	SW 1/4	95	21N	41E	1.00
79	NE 1/4	96	21N	42E	1.00
80	SE 1/4	97	21N	42E	1.00
81	SW 1/4	98	21N	42E	1.00
82	NE 1/4	99	21N	43E	1.00
83	SE 1/4	100	21N	43E	1.00



Scale: 1" = 660'

GOSSMAN IRRIGATION PROJ.

NO. 1

(DOYLE & BARBARA GOSSMAN)

Butte County, South Dakota

John J. Gossman, Attorney at Law
Butte County, South Dakota

SD-CONS-1B
11/75

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UNITED STATES DEPARTMENT OF AGRICULTURE
Soil Conservation Service

FARM AND RANCH

TABLE OF SOIL INTERPRETIVE GROUPS

Map Symbol	Soil Mapping Unit Name	Slope %	Cropland Capability Unit*	Range Site	Pasture & Hayland Group	Other Intake Family
1A	Arnegard loam	0-2	IIC3	Ov	K	1.0"/hr.
10B	Morton loam	2-6	IIe1	Si	F	0.5"/hr.
10C	Morton loam	6-9	IIIe1	Si	F	0.5"/hr.
11B 71B	Reeder-Rhoades loams Reeder part Rhoades part	2-6	IIe1 VIe1	Si TCp	F NS	0.5"/hr.
11CD	Morton-Rhoades loams Morton part Rhoades part	6-15	IVe1 VIe1	Si TCp	F NS	0.5"/hr.
13A	Savage silty clay loam	0-2	IIC2	Cy	F	0.3"/hr.
13B	Regent-Savage silty clay loam	2-6	IIe1	Cy	F	0.3"/hr.
17BC	Rhoades-Daglum- Slickspots complex Rhoades part Daglum part Slickspots part	0-9	VIe1 IVe3 VIIIs3	TCp Cp --	NS C --	----- ----- -----
35BC	Vebar-Cohagen complex Vebar----- Cohagen part	2-9	IIIe10 VIe10	Sy Sw	H NS	1.5"/hr. -----
35CE	Vebar-Cohagen complex Vebar part Cohagen part	6-25	IVe8 VIe10	Sy Sw	H NS	1.5"/hr. -----
41BC	Morton-Lantry loams Morton part Lantry part	2-9	IIe1 IVe2	Si TU	F C	0.5"/hr.

Indicate with Asterisk () if Irrigated.

SD-CONS-1B
11/75

Page 2 of 3

UNITED STATES DEPARTMENT OF AGRICULTURE
Soil Conservation Service

FARM AND RANCH

TABLE OF SOIL INTERPRETIVE GROUPS

Map Symbol	Soil Mapping Unit Name	Slope %	Cropland Capability Unit*	Range Site	Pasture & Hayland Group	Other Intake Feet
h1CD	Morton-Lantry loams	6-15	IIIe1	Si	F	0.5"/hr.
	Morton part					
	Lantry part		VIe3	TU	GN	-----
h2E	Cabba-Lantry loams	15-40				
h6F	Cabba part		VIe11	Sw	NS	-----
	Lantry part		VIe3	TU	NS	-----
h2R	Cabba and Wayden stony soils	2-25	VIe7	Sw	NS	-----
h3	Rhoades-Cabba loams	2-25				
	Rhoades part		VIe1	TCp	NS	-----
	Cabba part		VIe11	Sw	NS	-----
64	Rhoades-Rock out- crop complex	6-40				
	Rhoades part		VIe1	TCp	NS	-----
	Rock outcrop part		VIIIe2	--	NS	-----
66A	Trembles fine sandy loam	0-3	IIIe7	Ov	H	1.5"/hr.
67	Shambo loams, channeled	0-2	VIw1	Ov	FN	0.5"/hr.
69	Banks loamy fine sand		VIe8	Sa	NS	0.3"/hr.
75B	Regent-Daglum complex	2-6				
	Regent part		IIe1	Cy	F	0.3"/hr.
	Daglum part		IVs3	Cp	C	-----
84A	Farnuf loam	0-2	IIc2	Si	F	0.5"/hr.
84B	Farnuf loam	2-6	IIe1	Si	F	0.5"/hr.
86A	Shambo loam	0-3	IIc2	Si	F	0.5"/hr.

Indicate with Asterisk () if Irrigated.

SD-CONS-1B
11/75

Page 3 of 3

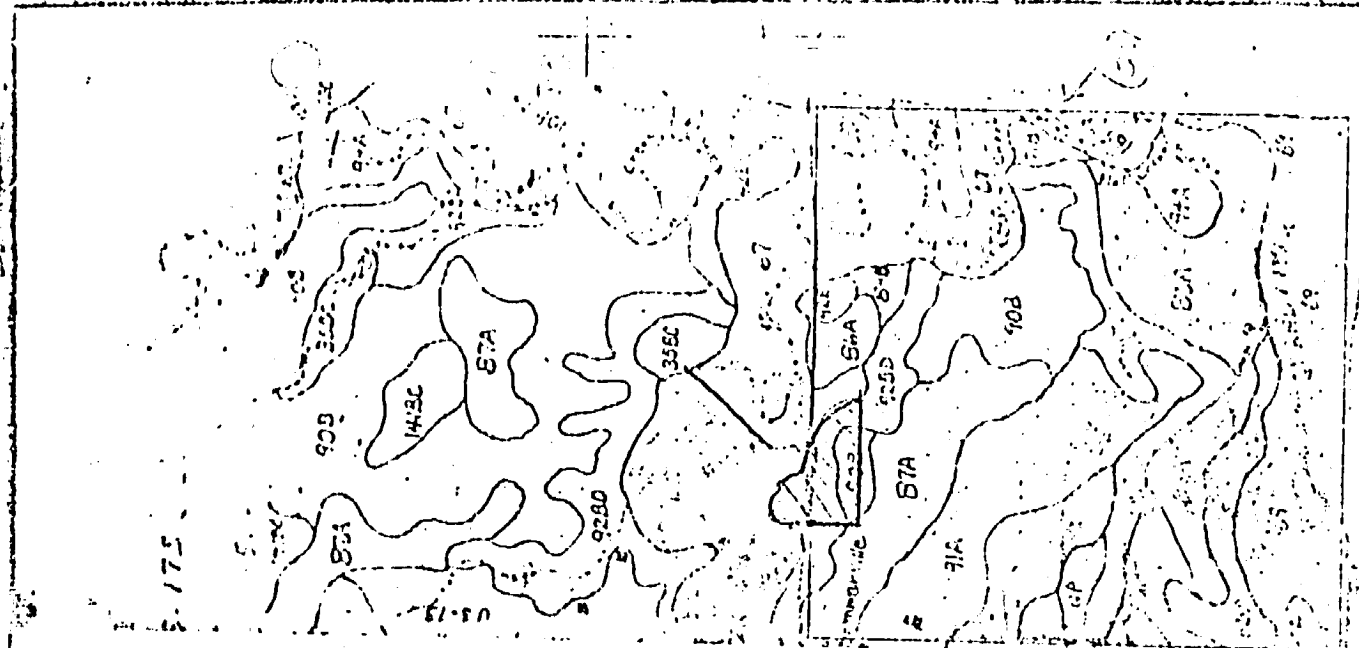
UNITED STATES DEPARTMENT OF AGRICULTURE
Soil Conservation Service

FARM AND RANCH

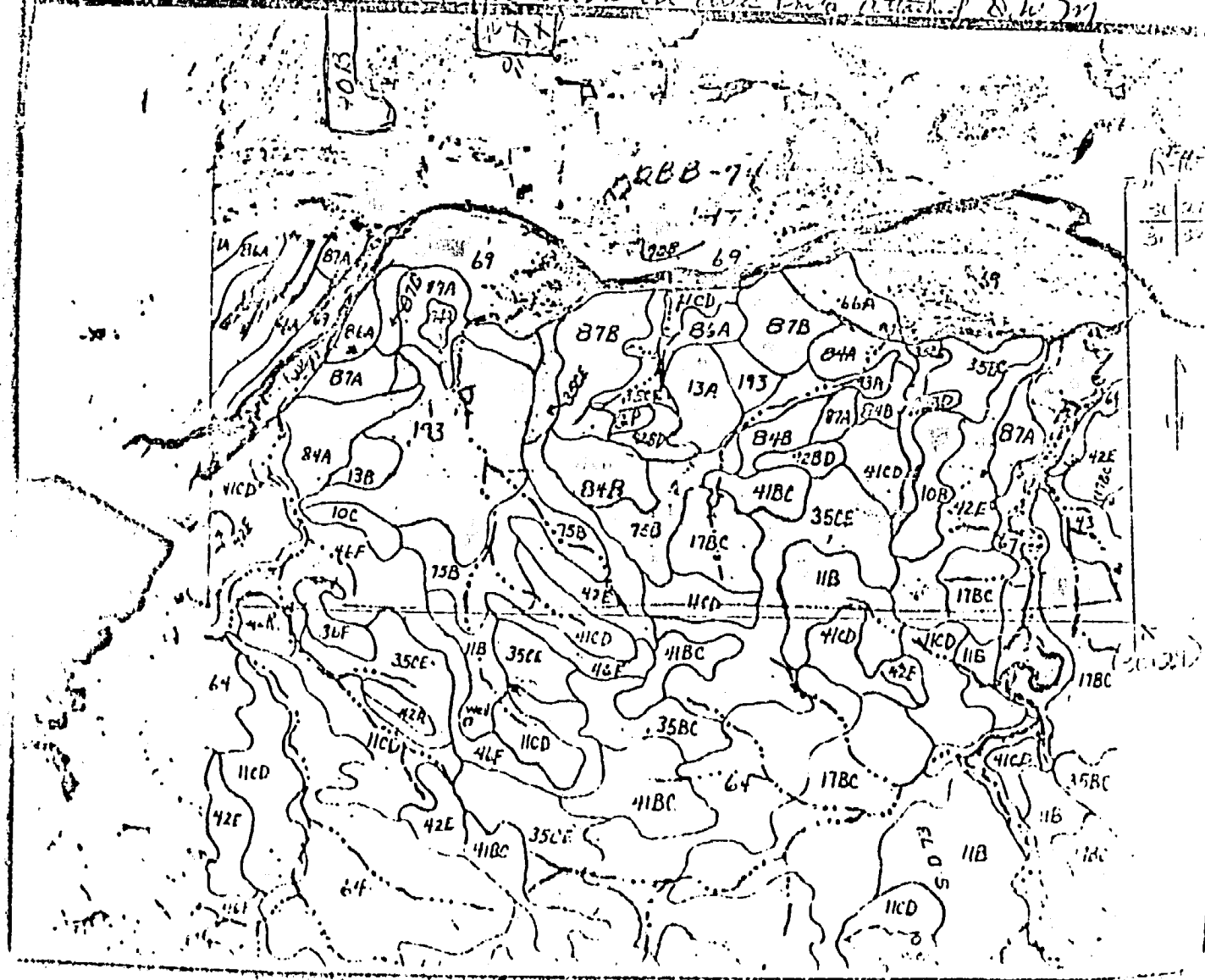
TABLE OF SOIL INTERPRETIVE GROUPS

Map Symbol	Soil Mapping Unit Name	Slope %	Cropland Capability Unit*	Range Site	Pasture & Hayland Group	Other Intake Family
87A 87B	Parshall fine sandy loams	0-6	IIIe7	Sy	H	1.5"/hr.
90B	Manning fine sandy loam	0-6	IIIe10	Sy	D1	2.0"/hr.
91A	Stady loam	0-2	IIIs2	Sl	D1	1.0"/hr.
92BD	Wabek sandy loam	9-35	VIIs4	VS	NS	-----
94A	Farnuf-Daglum loams	0-2	IIC2 IVs2	Sl Cp	F C	0.5"/hr. -----
193	Savage-Daglum complex	0-2	IIC2 IVs3	Cy Cp	F C	0.3"/hr. -----

Indicate with Asterisk () if Irrigated.



Checked T-12 + Area not included that should have been
 1/4" shown on (see Photo attached & W 77)



Flat Creek
Fork

Sallow

Wheat

4-152

1300
Buck

Exp. for
Pump

Water &
Land

Good
for

Wagon
road

Sallow

Borrow
Area for
Dam

fill
Material
from
excavation

of
excavation

of
excavation

Abel

Publish first publication, on or before July 14, 1977

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

June 7, 1977Notice is hereby given that Doyle & Barbara Gossman whose

post office address is Lemmon, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-8; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-41, ~~Future Use 46-5-38, Temporary Permit 46-5-39, 46-5-40; Ground Water 46-6-3, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14~~ and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, ~~Future Use 52:01:01:21~~

-~~thru 52:01:01:24~~, for a permit to appropriate for beneficial use 1.88 cubic feetof water per second of time from the Grand River below Shadehill Dam throughthe Gossman Irrigation #1, the point^s of diversion of which ~~xx~~ areto be located ~~in the~~ between points in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19 andand NW $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 29, Twp. 21N, Range 16E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20;T21N, R16E

This Application No. 1137-1 will be considered by the Water Rights Commission the Staurolite Inn, Brookings, S.D.

at ~~xxxxxxxxxxxxxxxx~~ upon the 27th day of July, 1977, at 10 A.M. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Commission in writing prior to the hearing or orally at the hearing.

WATER RIGHTS COMMISSION

JAMES WINTERTON

Water Rights Specialist

cc:

Doyle and Barbara Gossman, Lemmon, S.D. 57638

Perkins
131.5 ac
Grand

Affidavit of Publication

STATE OF SOUTH DAKOTA,
County of Perkins

)
) ss.
)

Robert Canter of said County and State being first duly sworn, on his oath says:

That the **LEMMON LEADER** is a weekly newspaper of general circulation, printed and published in Lemmon in said County and State, by the **LEADER PUBLISHING CO., INC.**, and has been such newspaper during the time hereinafter mentioned; and that I, Robert Canter, the undersigned am editor of said Newspaper, in charge of the advertising department thereof, and have personal knowledge of all the facts stated in this affidavit; that the advertisement headed

Notice of Hearing on Application to Appropriate Water

a printed copy of which is hereunto attached, was printed and published in the regular and entire issue of said newspaper and not in supplement, once each week for successive weeks, the first publication being on the 30th day of June 1977 and the last publication on the 7th day of July 1977.

The first publication being made on the 30th day of June 1977.

The second publication being made on the 7th day of July 1977.

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 Perkins for more than fifty-two successive weeks prior to the first publication of said notice, and is printed in whole in an office maintained in Lemmon, South Dakota, the place of publication of said newspaper. That the full amount of the fees for the publication of the annexed notice is \$ 13.41 and inures solely to the benefit of said publishers; that no agreement or understanding for a division thereof has been made with any other person and that no part thereof has been agreed to be paid to any person whomsoever.

Subscribed and sworn to before me this 11th day of July 1977.

Robert L. Canter
L. B. BOGGS
Notary Public

My Commission Expires April 15, 1982



NOTICE OF HEARING ON APPLICATION TO APPROPRIATE WATER

Notice is hereby given that Doyle and Barbara Gocaman whose post office address is Lemmon, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 through 46-1-8; 46-2-9 through 46-2-11, 46-2-13; 46-5-1 through 46-5-8, 46-5-10 through 46-5-22, 46-5-41, and Commission Rules ARSD 52:01:01:01 through 52:01:01:13, for a permit to appropriate for beneficial use 1.88 cubic feet of water per second of time from the Grand River below Shadehill Dam through the Gocaman Irrigation No. 1, the points of diversion of which are to be located between points in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19 and NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, Twp. 21N, Range 16E. Said water to be used for the purpose of providing irrigation on portions of the following described land: W $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20; T11N, R16E. This Application No. 1137-1 will be considered by the Water Rights Commission at the Staurolite Inn, Brookings, S.D. upon the 27th day of July, 1977, at 10 a.m. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-28 may notify the Commission in writing prior to the hearing or orally at the hearing.

Water Rights Commission
James Winterton
Water Rights Specialist

Publication Fees - \$.....

Received Payment,



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 1137-1

December 13, 1983

Doyle & Barbara Gossman
Lemmon, South Dakota 57638

Dear Mr. & Mrs. Gossman:

The inspection of your water use system and inspection of the extent of the application of water to beneficial use, as developed under your Water Right No. 1137-1 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.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until this \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Genny McMath
Water Rights Specialist

GM:ms

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

DWNR-814 3/83

State of South Dakota
Water License No. 1137-1

(1) Doyle and Barbara Gossman
of Box 540, Lemmon, South Dakota 57638
made Application No. 1137-1, April 18, 1977 for a water permit to appropriate
1.88 cubic feet per second of water from the Grand River,
Perkins County, South Dakota for Irrigation purposes.
Permit No. 1137-1, with a priority date of April 18, 1977
was approved July 28, 1977 and issued to applicant(s) for diversion of water with construction of the described
water supply system to be completed on or before July 26, 1982 and for the application to beneficial use of said
water on or before July 28, 1986.

and

(2) It is certified that the application has complied with the provisions of South Dakota State Law relating to completion of
the construction of the water supply system and is entitled to divert 3.75 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is on Grand River: 132 feet E and 165
feet S of SE Corner, Section 19, T21N, R16E (BB)

and

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, to irrigate the following land all in Section 19, T21N, R16E

SW1/4NE1/4 31.9 Acres (AC)

NW1/4SE1/4 19.9 Acres (DB)

NE1/4SW1/4 .7 Acres (CA)

TOTAL 52.50 ACRES

(4) Pursuant to §46-5-30.1 Doyle Or Barbara Gossman

of Box 540, Lemmon, South Dakota 57638

the holder(s) and/or owner(s) of Water Permit No. 1137-1 is issued a license to appropriate water, the right to use 0.75 cubic feet per second of water from the Grand River with a priority date of April 18, 1977 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of Irrigation

This license is subject to any limitations or qualifications listed in Water Permit No. 1137-1 and subject to South Dakota State Law.

John Hatch
Civil Engineer, Water Rights Division
Department of Water and Natural Resources

JOHN HATCH

December 28, 1983

Permit No. 1137-1Grand River Water District
10130303**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWNR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Doyle and
Barbara Gossman of Lemmon, SD holder of
Permit No. 1137-1, bearing the priority of April 18 19 77 authorizing
the diversion of 1.88 cu. ft. per second of the waters of the Grand River
for irrigation purposes, in Perkins County.

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

A. Works used to divert the water:
motor: US Electrical pump: Berkeley
60 Hp S.N. 7479891
I.D. 9404239-390 imp. 8.56 in
rpm 3450

motor: Marathon (electric) pump: Berkeley
60 Hp S.N. 7479892
M.N. C3326 TDR 730 imp. 8.56 in
3530 rpm 3450 rpm

motor: Marathon (electric) pump: Berkeley
50 Hp S.N. 7740235
M.N. FA 326 TDR 736S imp 13.28 in.
1725 rpm 1800 rpm

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

Pipeline:	size	<u>8 in.</u>	<u>6 in.</u>	<u>8 in.</u>	<u>6 in.</u>
	type	<u>Aluminum</u>	<u>Aluminum</u>	<u>PVC</u>	<u>PVC</u>
	length	<u>2642 Ft</u>	<u>3060 Ft</u>	<u>2620 Ft</u>	<u>60 Ft</u>

C. Works used to apply water to beneficial use:

towline: <u>(S) Hinesman, 1500 gpm</u> <u>length - 1320 ft</u> <u>sprinkler - Rainbird, 3/32 in</u> <u>sprinkler spacing - 20 ft</u>	<u>towable center pivot: Zymatic</u> <u>No. of towers - 4</u> <u>distance between towers - 150 ft</u> <u>length - 640 ft</u>	<u>pressure - 60 psi</u> <u>capacity - 600 gpm</u>
---	---	---

The system is in the following condition good

The point of diversion is located On Grand River: 132 ft. E and 165 ft S of SE
corner of sec. 19, T21N, R16E

The works are capable of diverting and conveying to the place of use 2.00cu. ft. per second of water which is to be used for irrigationWater has been put to beneficial use to the maximum extent as follows: all in T21N, R16E

<u>SW 1/4 NE 1/4</u>	<u>sec 19</u>	<u>31.9</u>
<u>NW 1/4 SE 1/4</u>	<u>"</u>	<u>19.9</u>
<u>NE 1/4 SW 1/4</u>	<u>"</u>	<u>.7</u>

comprising a total of 52.5 acres of land and the license should be issued for .75 cfsApplicable permit qualifications have been complied with ☒ Yes ☐ NoExceptions to compliance are: _____ Date Oct. 19, 1983

Ron Duwall
(signature)

LICENSE FOR PERMIT NUMBER 1137-1

1. Legal location of wells: _____

dams & structures: _____

2. Well Information: Well Drilling Firm _____

No. of wells _____ Depth _____

Casing a) diameter _____ Screen a) type _____

b) length _____ b) length _____

c) type _____ Static Water Level _____

Pump a) make _____ Motor a) make _____

b) model _____ b) model no. _____

c) size _____ c) horsepower rating _____

d) capacity _____ GPH d) motor efficiency rating _____

e) turbine pump
no. of stages _____

3. Distribution lines:

a) size of lines <u>8 in</u>	<u>6 in</u>	<u>8 in</u>	<u>6 in</u>
b) type <u>Aluminum</u>	<u>Aluminum</u>	<u>PVC</u>	<u>PVC</u>
c) length <u>2640 ft.</u>	<u>3060 ft</u>	<u>2620 ft</u>	<u>60 ft</u>

4. Dam Information:

a) height to crest _____

b) height to spillway _____

c) crest width _____

d) crest length _____

e) spillway length _____

f) spillway width _____

g) approx. storage _____

h) Distribution lines or canals:

1) size _____

2) type _____

3) length _____

i) Outlet tubes:

1) diameter _____

2) type _____

3) valued (Y/N) _____

4) valve type _____

5) location on structure _____

5. System Type: a) sideroll:

1) length _____ feet

2) diameter of pipe _____

3) make, model & number of sprinklers _____

4) spacing of sprinklers _____

5) nozzle size _____

b) towline: (S) Hinesman 1500 gpm

1) length 1320 feet

2) make, model & number of sprinklers

Rainbird, 66

3) spacing of sprinklers 20 ft

4) nozzle size 7/32 in

5. System Type: c) center pivot towable d) Gate Pipe

- 1) make Zymatic
- 2) number of towers 4
- 3) distance between towers
≈ 150 ft
- 4) overall length 640 ft
- 5) End gun (YN)
- 6) high or low pressure high
- 7) make & size of nozzles

- 8) PSI reading while system is
running 60
- 9) GPM 600

- i) length _____
- 2) diameter _____
- 3) spacing of gates _____

- e) Siphons
- 1) number _____
 - 2) size _____

- f) Portable boom
- 1) make _____
 - 2) serial number _____
 - 3) nozzle size _____
 - 4) capacity (GPM) _____
 - 5) PSI _____

- g) Gun
- 1) make _____
 - 2) serial number _____
 - 3) nozzle size _____
 - 4) capacity (GPM) _____
 - 5) PSI _____
 - 6) hose size _____
 - 7) hose length _____

- h) Hydromatic
- 1) make _____
 - 2) model _____
 - 3) serial number _____
 - 4) length _____
 - 5) nozzle size _____
 - 6) spacing _____
 - 7) PSI _____
 - 8) capacity (GPM) _____

YES NO Check Items

- | | | |
|-------------------------------------|--------------------------|---|
| ☒ | ☐ | 1. Soil and water permit lands agree with lands being irrigated and lands listed on permit. |
| ☒ | ☐ | 2. Special Qualifications to permit being abided by. |
| ☒ | ☐ | 3. All Structures, wells and lands on map.
On Grand R. |

REMARKS:

(East)
motor: U.S. Electrical
60 Hp
ID 9404239-390

(West)
motor: Marathon (electric)
60 Hp
M.N. CJ 326TDR730
3530 rpm

(Booster)
motor: Marathon (electric)
50 Hp
M.N. FA 326TDR736
1725 rpm

pump: Berkeley
S.N. 7479891
imp. 8.56 in
3450 rpm

pump: Berkeley
S.N. 7479892
imp. 8.56 in
3450 rpm

pump: Berkeley
S.N. 7740235
imp. 13.25 in.
1800 rpm

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No. 4 9460

Pierre, December 28, 19 83

RECEIVED OF Doyle or Barbara Gossman, Box 540, Lemmon, SD 57638

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

Fee for Application for Permit No. 1137-1 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. 1137-1

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

50 00

(Any Other Work Provided by Law)

Total

50 00

By

John Hatch
Chief Engineer JOHN HATCH (ms)

No. 1137-1

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

December 30, 1983

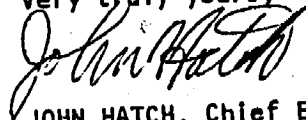
Doyle Or Barbara Gossman
Box 540
Lemmon, South Dakota 57638

Dear Mr. & Mrs. Gossman:

Enclosed herewith is, Water License No. 1137-1. 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:mc

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

April 12, 1985

Doyle & Barbara Gossman
Box 540
Lemmon SD 57638

Notice

Re: Violation of Requirement To Submit 1984 Irrigation Questionnaire

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s) 1137-1. The request for the Questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 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.

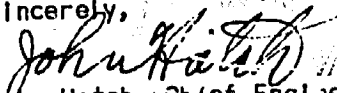
The hearings will be held at 10:30 a.m., May 15, 1985 in the Civil Defense Room, State Capitol Building, Pierre, South Dakota.

The hearing 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). 1137-1 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
Phone: (605) 773-3352

NOTE: If the questionnaire(s) is received in this office before the May 15th hearing date, your name will be deleted from the agenda for the hearings.

SOUTH DAKOTA
Department of
Water & Natural Resources

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Doyle & Barbara Gossman
Box 540
Lemmon, SD 57638

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



SUBJECT: Amendment to Water Permit No(s). 1137-1.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 1137-1 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.

South Dakota
Department of
Water & Natural Resources

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

Attachment to Water Permit No(s). 1137-1

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 1137-1 to add the following qualification:

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

Water Rights Division - DWR
Conversation or File Documentation

File No. 1137-1

NAME OF PERSON OR FILE: Barbara Sassman

ADDRESS: Box 540, Lemmon SD COUNTY Perkins

DATE: June 13, 1985 TELEPHONE _____

RE: questionnaire

COMMENTS:

Mrs. Sassman stated the ^{irrigation} questionnaire can be sent directly to John Merriam in the future. He operated ^{or leased} their land for them. She stated they always just gave him the data sheet anyway. She was a bit concerned that he hadn't mailed questionnaire in for 1984 and also about the Board action to amend the permit. I indicated to her that no rights were lost - the permit was amended to include the qualification ^{to allow} the Board to take action on future violations.

Send future questionnaires to:

John Merriam - operator
Box 62
Shadhill SD

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Genry McMath



Department of Water & Natural Resources

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

February 8, 1989

JOHN MERRIMAN, OPERATOR
BOX 62
SHADEHILL, SD 57653

NOTICE

RE: Violation of Water Permit No(s) 1137-1

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 1137-1. The request for the Questionnaire was dated October 26, 1988. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s). 1137-1 qualification:

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

The hearing will be held at 9:45 am, March 1, 1989 at the Howard Johnson's, Roosevelt Room, I-90 at LaCrosse, Rapid City SD. The hearing 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, the Water Management Board can:

1. Suspend Permit No(s). 1137-1 until the 1988 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

The hearing 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.

If the questionnaire is received in this office before the March 1st hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

cc: Doyle & Barbara Gossman
Box 540
Lemmon SD 57638





Department of Water & Natural Resources

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

March 6, 1989

1092-1
1137-1

John Merriman
Box 62
Shadehill, SD 57653

Dear Mr. Merriman:

I am writing to acknowledge receipt of your 1988 irrigation questionnaires for Water Permit Nos. 1092-1 and 1137-1. You may disregard the February 8, 1989, Notice of failure to submit the 1988 irrigation questionnaire. Your questionnaires were received prior to the March Water Management Board meeting and your name was deleted from the agenda pertaining to the hearing.

If you have any questions, please contact Genny McMath, at (605) 773-3352.

Very truly yours,

A handwritten signature in cursive script, appearing to read "John Hatch".

JOHN HATCH, Chief Engineer
Water Rights Division



1137-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

January 9, 1998

NOTICE

TO: JOHN H MERRIMAN, 600 6TH ST WEST, SHADEHILL, SD 57653
FROM: Ron Duva!!l, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1997 Irrigation Questionnaire(s)

Our records indicate that the 1997 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1092-1 & 1137-1. The request for the Questionnaire was dated October 17, 1997. The Water Management Board has directed that owners of water permits who have not submitted the 1997 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1092-1 & 1137-1 qualification:

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

The hearing will be held at 9:45 am, February 25, 1998 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1092-1 & 1137-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing 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.

If the questionnaire(s) is(are) received in this office on/or before February 20, 1998, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

1137-1



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

January 23, 1998

1092-1
1137-1

John Merriman
600 6th St W
Lemmon, SD 57638

Dear Mr. Merriman:

I am writing to acknowledge receipt of your 1997 irrigation questionnaires. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit Nos. 1092-1 and 1137-1.

I completed questionnaires for you based on my January 13th telephone conversation with Mrs. Merriman. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you for calling; and if you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script that reads 'Genny McMath'.

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 13, 2002

1137-1

John Merriman
600 6th St W
Lemmon, SD 57638

Dear Mr. Merriman:

Thank you for taking the time to visit with me regarding ownership of Water Right No. 1137-1. Enclosed is a partially completed Notice of Transfer of Ownership form for use in changing the ownership from Doyle and Barbara Gossman to your name.

Please review the form and complete as needed. 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 filing fee can be made payable to the Water Rights Program.

During our phone conversation you requested forms for applying for a new water right on the land that was once permitted under Water Right No. 295-1 for Don Merriman. Enclosed is a set of application forms and an instruction sheet.

If all 321 acres were to be irrigated, the fee would be \$375 (\$325 for application and \$50.00 for license). The license fee is now assessed up front with the application to prevent having to charge additional fees when the project is completed and ready for licensing. If you do not wish to apply for the entire acreage, the fee would be less. The instruction sheet included with the application forms outlines the fee structure.

If I can answer any questions for you, please let me know.

Sincerely,

Genny McMath
Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

AUG - 7 2002

WATER RIGHTS
PROGRAM

No. 1137-1

Date: _____

I/We request that Water Right No. 1137-1

formerly owned by: Doyle and Barbara Gossman

be transferred to: (name & address) John Merriman

600 6th West, Lemmon SD 57638

Telephone No. 605 374-3249

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

52.5 acres in the SW ¼ NE ¼, NW ¼ SE ¼, SE ¼ SW ¼ Section 19, T21N, R16E

I/We understand that the validity of Water Right No. 1137-1 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 John Merriman, the new owner, certify that the above information is true and correct.

John Merriman
(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.

Water Rights Program - File Documentation

NAME: John Merriman

ADDRESS: Lemmon SD

DATE: 3-24-2003 **COUNTY:** PK **TELEPHONE:** 605 374-3249

RE: Notice of Transfer of Ownership - **FEE**

COMMENTS:

On August 7, 2002, John Merriman submitted a Notice of Transfer of Ownership Water Right No. 1137-1 without the required \$2.50 filing fee.

On that same date, Mr. Merriman also submitted an Application for Permit to Appropriate Water for Irrigation with a \$375 fee (Receipt No. 417271). Mr. Merriman later amended his application reducing the number of acres to be irrigated thus reducing the required application/license fee to \$300. \$75 needs to be refunded.

Since the \$2.50 transfer fee has not been submitted, it will be subtracted from the \$75 to be refunded and applied towards the transfer fee for No. 1137-1.

\$375.00	amount originally submitted
- <u>300.00</u>	required application/license fee
75.00	
- <u>2.50</u>	required transfer fee
\$ 72.50	amount to be refunded

Karen Schlaak
Karen Schlaak
Environmental Scientist



1137-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 14, 2004

NOTICE

TO: JOHN H MERRIMAN, 600 6TH ST W, LEMMON, SD 57638

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

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1092-1, 1137-1 & 1790-1. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1092-1, 1137-1 & 1790-1 qualification:

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

The hearing will be held at 8:30 am, March 3, 2004 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1092-1, 1137-1 & 1790-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing 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.

If the questionnaire(s) is(are) received in this office on/or before **February 27, 2004**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



1137-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
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PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 21, 2004

1092-1
1137-1
1790-1

John H Merriman
600 6th St W
Lemmon SD 57638

Dear Mr. Merriman:

I am writing to acknowledge receipt of your 2003 irrigation questionnaires. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right Nos. 1092-1 & 1137-1 and Water Permit No. 1790-1.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

NOT TO SCALE

21-16

2-48-1

30.1

9.6 30.0

11.1 John

(01)

88

or (01)

14.1

30.9

19

John Merriman (01)
Doyle

6.8

9.7

61

13.5

1.4

6.6

1.1

43

9.8

TIME
DICK

NOT TO SCALE

1137-1

60.8
-36.0
22.8

104
John Merriman (OP)
Doyle Gossman (OW)

5.8 est

21-16
2-48-R

21-16
2-48-R

76.8
John Merriman (OP)

35.6

20

John Merriman (OP)

29.5
est

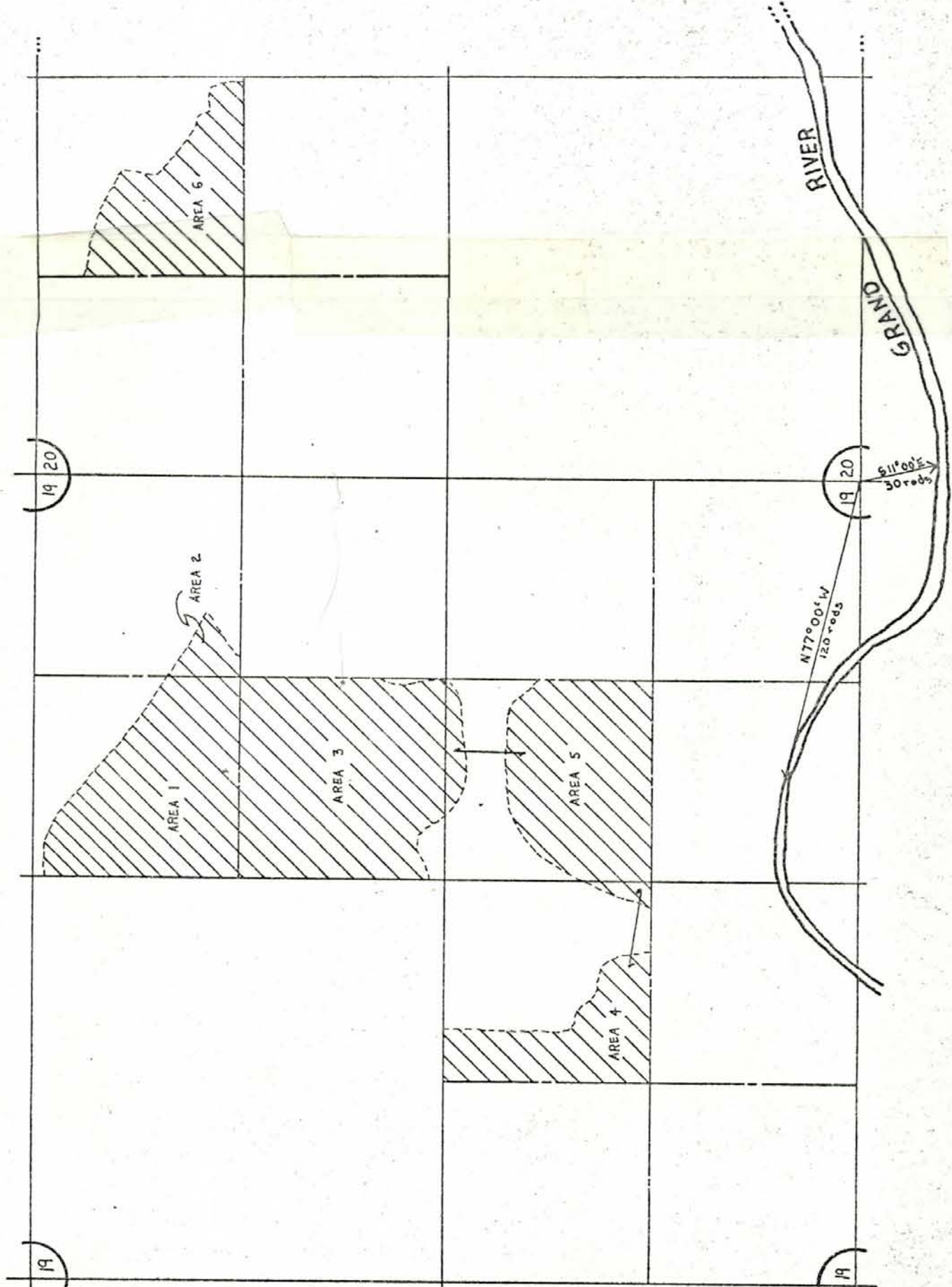
19.3

49.0

5.0

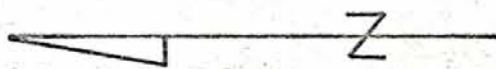
21-16

R - 16 - E



All lands described are owned by "Doyle & Barbara Gossman"

LOCATION OF LAND TO BE IRRIGATED				
AREA	LOCATION	SECTION	TOWNSHIP	RANGE
1	NW 1/4 NE 1/4	19	21N	16E
2	NE 1/4 NE 1/4	19	21	16
3	SW 1/4 NE 1/4	19	21	16
4	NE 1/4 SW 1/4	19	21	16
5	NW 1/4 SE 1/4	19	21	16
6	NE 1/4 NW 1/4	20	21	16
TOTAL				131.5



Scale: 1" = 660'

GOSSMAN IRRIGATION PROJ.

NO. 1

(DOYLE & BARBARA GOSSMAN)

Perkins County, South Dakota

Keith Huchonbeck, Manager
West River Conservancy Sub-Dist.

Map # 1137-1
License



1137-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: JOHN H MERRIMAN, 600 6TH ST W, LEMMON, SD 57638

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1092-1, 1137-1 & 1790-1. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1092-1, 1137-1 & 1790-1 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1092-1, 1137-1 & 1790-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing 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.

If the questionnaire(s) is (are) received in this office before the **February 26, 2020** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: YJKGME**

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

1137-1



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

February 3, 2020

1092-1
1137-1
1790-1

John W Merriman
600 6th St W
Lemmon SD 57638

Dear Mr. Merriman:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right or Permit Nos. 1092-1, 1137-1 & 1790-1. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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