

1544-1

**SOUTH DAKOTA
WATER PERMIT No. 1544-1 FOR IRRIGATION**

Date of first receipt of application November 18, 1988.
Date Soil/Water Compatibility Permit received May 19, 1992.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 1544-1 to Helen Williams-trustee, Rt 1, Box 49, Keldron SD 57634 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 1544-1 appropriates 1.49 cubic feet of water per second (cfs) to irrigate 104.5 acres. Water Permit No. 897A-1 appropriates 0.36 cfs from the Grand River located in the NW 1/4 NE 1/4 Section 3-T20N-R17E to irrigate 25.5 acres located in Lot 1, Lot 2, SE 1/4 NE 1/4 Section 3-T20N-R17E. This permit will irrigate 104.5 additional acres located in the S 1/2 NE 1/4, N 1/2 SE 1/4 and Lot 2 Section 3-T20N-R17E.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 - October 31.
3. The date from which applicant may claim right is November 18, 1988.
4. The date of approval of Permit No. 1544-1 is July 1, 1992.
5. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. Flows in the Grand River are not dependable. A reliable source of water may be obtained through a contract with the Bureau of Reclamation to receive water from Shadehill Reservoir.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.
3. Low flows as needed for downstream domestic use, including livestock water and prior water rights must be by-passed.

WATER MANAGEMENT BOARD

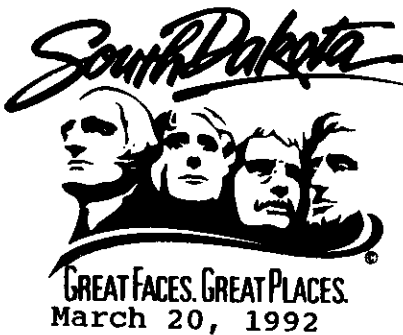
By:

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

MAR 12 1993

date

							Those Acres inspected by 897A-1 not included on original 897-1
Sect.	Twnshp.	Range	897-1	897A-1	897B-1	897C-1 & 1417-1	
SWSW 34	21N	17E	8				*
SWSE 34	21N	17E	16		19.2		*
SESE 34	21N	17E	6		3.7		*
SWNE 3	20N	17E		37.0			37 *
LOT 2 3	20N	17E	5	14.0			9 *
LOT 1 3	20N	17E	24	14.5			*
SENE 3	20N	17E	6	38.0			32 *
NWSE 3	20N	17E		13.0			13 *
NESE 3	20N	17E		13.5			13.5 *
LOT 7 2	20N	17E	26		26.2		*
LOT 6 2	20N	17E	20				*
LOT 8 2	20N	17E	6		8.6		*
SWNE 2	20N	17E	2				*
LOT 1 2	20N	17E			4.8		*
NENE 7	20N	18E	10				*
SWNE 7	20N	18E	20				*
SENE 7	20N	18E	28				*
NWSE 7	20N	18E	4				*
NESE 7	20N	18E	32				*
SWSE 7	20N	18E	3				*
SESE 7	20N	18E	9				*
N1/2 5	20N	18E	221.6			154.8	*
NESW 5	20N	18E				9.3	*
NWSE 5	20N	18E				4.9	*
NESE 5	20N	18E				7.6	*
TOTALS			446.6 ACRES	130 ACRES	62.5 ACRES	176.6 ACRES	104.5 ACRES *



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Tom Lyman
HCR 1, Box 49
Keldron, ND 57634

Dear Mr. Lyman:

I am writing in response to your inquiry regarding information on Water Permit No. 897-1. A copy of this permit as it was originally issued is enclosed.

The original Water Permit No. 897-1 held by T. W. Lyman for 6.38 cubic feet of water per second (cfs) has been transferred to three different parties. They are:

897A-1 - Minges Heirs, Helen Williams, Trustee - 1.86 cfs
897B-1 - Dean Ladue - 0.89 cfs
897C-1 & 1417-1 - Bernard and Kathryn Kling - 2.0 cfs

It is my understanding that you are interested in resolving any discrepancies in Permit No. 897A-1 prior to the sale of this irrigated parcel of land in June. Enclosed is a table that shows according to our records the lands that accompany each of these permit. Please note that a number of the acres currently being irrigated by Minges Heirs (Permit No. 897A-1) were not covered under the original Permit No. 897-1. The column on the far right side of the table defines those acres currently being irrigated but not covered by any permit.

An application was submitted to resolve this discrepancy back in 1988 but was not processed. I have enclosed a copy of of the application with changes I feel are necessary in order to bring Permit 897A-1 into compliance. Briefly, the application needs to appropriate 1.49 cfs from the Grand River to irrigate 104.5 acres not currently covered. Please contact me if you concur how we need to proceed with this application.

I realize this may be somewhat confusing, so please do not hesitate to contact me if you have any questions.

Sincerely,

Eric Gronlund
Eric Gronlund
Water Rights Division
605 773-3352

enclosure

RECEIPT

413679

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ March 17 _____, 19 93

RECEIVED OF Johnson & Williams, Attorneys, 310 Main Avenue, Lemmon, SD 57638

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 _____		
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. <u>1544-1</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer

JOHNSON & WILLIAMS
ATTORNEYS
310 MAIN AVENUE
LEMMON, SOUTH DAKOTA 57638
PHONE 605-374-3411

RONALD R. JOHNSON
ADMITTED ND & SD
MICHAEL J. WILLIAMS

March 16, 1993

IN REPLY REFER TO:
Minges Heirs



Mr. John Hatch, Chief Engineer
Water Rights Division
Dept. of Environment & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3181

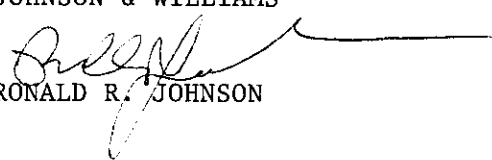
Dear Mr. Hatch:

This is in response to your letter of March 12, 1993, addressed to Helen Williams pertaining to Water Permit No. 1544-1. Office check for \$50.00 is enclosed. If possible, send the water license to me and otherwise address it to Helen Williams, Trustee c/o T. W. Lyman, Route 1, Box 49, Keldron, SD 57634.

The land to which the water permit is appurtenant has been sold. Please furnish forms and information for transfer of the water permit and license to the purchaser.

Yours truly,

JOHNSON & WILLIAMS


RONALD R. JOHNSON

RRJ:lm
enclosure
cc: Richard Wiesinger
Helen Williams
T. W. Lyman

RECEIPT

Division of Water Rights

414124

South Dakota Department of Environment and Natural Resources

Pierre, _____ April 1, 19 94

RECEIVED OF Richard Wiesinger, HCR 63 Box 140, Lemmon, SD 57638

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 _____		
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 <u>Water Permit No. 897A-1</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 897A-1

Date: March 31, 1994

I/We request that Water Permit No. 897A-1

formerly owned by: Mingesheirs - Helen Williams, Trustee, RR #1 Box 49, Keldron, SD 57634

be transferred to: (name & address) Richard A. and Arvetta L. Wiesinger, HCR 63, Box 140,
Lemmon, South Dakota 57638 (Telephone No) (605) 374-5260

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

Lots 1 & 2, S½ NE¼ and N½ SE¼ Section 3, T20N, R17E

I/We understand that the validity of Water Permit No. 897A-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 at the Division of Water Rights, as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)

County of PERKINS)

Richard A. and

I/We Arvetta L. Wiesinger 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 that I know of my own personal knowledge that the information herein stated is true.

Richard A. Wiesinger
Richard A. Wiesinger

Arvetta L. Wiesinger
(Signed) Arvetta L. Wiesinger

Subscribed and sworn to before me this 31st day of March, 19 94.

Ronald R. Johnson
(Notary Public)
Ronald R. Johnson
Notary Public, South Dakota
My Commission Exp: 7-8-98

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. 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.

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 1544-1

Date: March 31, 1994

I\We request that Water Permit No. 1544-1

formerly owned by: Mingesheirs - Helen Williams, trustee, RR #1 Box 49, Keldron, SD 57634

be transferred to: (name & address) Richard A. and Arvetta L. Wiesinger, HCR 63, Box 140,

Lemmon, South Dakota 57638

(Telephone No) (605)374-5260

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

104.5 acres - S½ NE¼, N½ SE¼ and Lot 2 Section 3, T20N, R17E

I\We understand that the validity of Water Permit No. 1544-1 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 at the Division of Water Rights, as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)

County of PERKINS)

Richard A. and

I\We Arvetta L. Wiesinger 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 that I know of my own personal knowledge that the information herein stated is true.

Richard A. Wiesinger
Richard A. Wiesinger

Arvetta L. Wiesinger
(Signed) Arvetta L. Wiesinger

Subscribed and sworn to before me this 31st day of March, 19 94.

Ronald R. Johnson
(Notary Public)

Ronald R. Johnson
Notary Public, South Dakota
My Commission Exp: 7-8-98

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. 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

Division of Water Rights

South Dakota Department of Environment and Natural Resources

414125

Pierre, _____ April 1, 19⁹⁴

RECEIVED OF Richard Wiesinger, HCR 63 Box 140, Lemmon, SD 57638

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 _____		
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 <u>Water Permit No. 1544-1</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 21, 1994

1544-1
897A-1 ✓

Richard & Arvetta Weisinger
HCR 63 Box 140
Lemmon, SD 57638

Dear Mr. & Mrs. Weisinger:

I am writing to acknowledge receipt of the 1993 irrigation questionnaire information for Water Permit No. 1544-1 (listed in the name of Helen Williams, trustee). The February 16, 1994, **Notice of Violation of Water Permit No. 1544-1** can be disregarded.

The "Notice of Violation" originally scheduled before the Water Management Board on April 6, 1994, has been deleted from the agenda. This action was done since the original irrigation questionnaire and followup notice was improperly sent to Helen Williams.

Enclosed, as we discussed, are partially completed "Notice of Transfer of Ownership" forms for use in filing an ownership change with Water Permit Nos. 897A-1 and 1544-1. Please review the forms for accuracy and sign them in the presence of a notary public. Upon completion, return them to our office with a required filing fee of \$2.50 each (total of \$5.00).

If you have any questions, please contact me.

Sincerely,

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

Considered: _____

WATER PERMIT NO. 1544-1

Phone: _____

Name of Applicant: Helen Williams-trustee

Post Office Address: Rt 1, Box 49, Keldron SD 57634

Amount of Water Claimed: 1.49 Total Acres: 130 (104.5 add'l)

Source of Water Supply: Grand River

Water to be used for: irrigation County: Perkins

About 16 miles SE of Lemmon

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

F.F.& C/.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received: 11-18-88 Fee: \$250.00 Remarks additional

acreage on Permit No. 897A-1

Corrected Application Received 3-23-92 Period of Annual Use April 1 - Oct 30

WATER QUALITY APPROVAL RECEIVED 5/19/92 APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES ____ NO ____ REMARKS _____

Diversion Point: NW 1/4 NE 1/4 Sec 3-T20N-R17E

Land to be Irrigated: S 1/2 NE 1/4, N 1/2 SE 1/4,

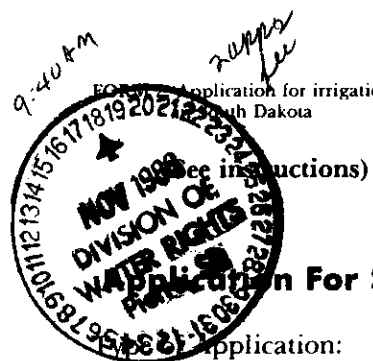
Lot 2, Section 3-T20N-R17E

Well Log: Driller: _____ Licensed YES ____ NO ____

Depth of Well: _____ REMARKS _____

Type of Map: aerial PREPARED BY: Rassool Ahadi Reviewed and the Number

Assigned on 3-30-92 By Karen Schlaak



No. 1544-1 Hydrologic Unit 10130303
Basin Grand River
Newspaper The Lemmon Leader, P.O. Box 180

Mail to: Water Rights Div.
DWNR, Foss Bldg.
Pierre, SD 57501
(605) 773-3352

Application For Soil/Water Compatibility Permit and Permit To Appropriate Water

- Application: ☒ New ☐ Vested Right ☐ Amend Permit No. _____
☐ Change Acreage ☐ Change diversion point(s) ☐ Add diversion point(s)
☒ Add Acreage ☐ Increase diversion rate ☐ Other _____
1. Name of Applicant Helen Williams-trustee Phone No. _____
Post Office Address Route 1, Box 49 Keldron, South Dakota State 57634
(Street, RR or Box) (City) Zip Code
2. Amount of water claimed (c.f.s) 1.4 Total acres irrigated 130 (101.5 additional)
3. Source of Water supply Grand River
4. Location of point of diversion NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 3, T20N-R17E
County Perkins
5. Counties where water will be used Perkins
6. Annual period during which water is to be used April 1 - October 31
7. 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.
<u>NW$\frac{1}{4}$NE$\frac{1}{4}$ Section 3 T20N R17E</u>	<u>6.0</u>
<u>SW$\frac{1}{4}$NE$\frac{1}{4}$ Section 3 T20N R17E</u>	<u>36.0 37.0</u>
<u>SE$\frac{1}{4}$NE$\frac{1}{4}$ Section 3 T20N R17E</u>	<u>34.0 32.0</u>
<u>NW$\frac{1}{4}$SE$\frac{1}{4}$ Section 3 T20N R17E</u>	<u>12.0 13.0</u>

Land Description	No. Acres Irr.
<u>NE$\frac{1}{4}$SE$\frac{1}{4}$ Section 3 T20N R17E</u>	<u>13.5</u>
<u>Lot 2 Sec 3-T20N-R17E</u>	<u>9</u>

Attach sheet if more space is needed

8. Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: X Gun: _____ Other: _____ (Specify) _____
9. Crops to be Irrigated: Corn
10. Give a description of proposed project. (Attach sheet if more space is needed)
This application is to add the acreage not covered by WR#897-1
897A-1

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach maps, soils information and any other technical information.

STATE OF SOUTH DAKOTA)
County of PERKINS)^{ss}

I, HELEN WILLIAMS TRUSTEE, the applicant, certify that I have read this application and examined the attached maps, that the water sample, if needed, has been taken by the required procedures and has not been adulterated or tampered with and is truly representative of the water to be used, and that the matters stated in this application are true and correct.

Signed _____
Subscribed and sworn to before me this 15th day of NOVEMBER 19 98
Notary Public



Dec. 21, 1992

To: Water Rights Division

Here is the irrigation permit # that Tom Lyman gave to me. I purchased the land and irrigation system from Tom.

1. Permit # is 897-1
2. Former owner was Tom Lyman
3. New owner is Richard A. Wiesinger
4. Land description is N2 + NE⁴ of SW⁴ and N2 of the SE⁴ of 3-20-17 Perkins Co. South Dakota

If there is anything else you need please contact me. Willard Ottman told me, and so did Atty. Ron Johnson of Lemmon to send this information to you folks, Thank you.

Yours Truly
Richard A. Wiesinger

Lands to be Irrigated

Description	Acres
Section 34, T21N, R17E	$SW\frac{1}{4} SW\frac{1}{4}$ 8 $SW\frac{1}{4} SE\frac{1}{4}$ 16 $SE\frac{1}{4} SE\frac{1}{4}$ 6
Section 3, T20N, R17E	Lot 2 5 Lot 1 24 $SE\frac{1}{4} NE\frac{1}{4}$ 6
Section 2, T20N, R17E	Lot 7 26 Lot 6 20 Lot 8 6 $SW\frac{1}{4} NE\frac{1}{4}$ 2
Section 7, T20N, R18E	$NE\frac{1}{4} NE\frac{1}{4}$ 10 $SW\frac{1}{4} NE\frac{1}{4}$ 20 $SE\frac{1}{4} NE\frac{1}{4}$ 28 $NW\frac{1}{4} SE\frac{1}{4}$ 4 $NE\frac{1}{4} SE\frac{1}{4}$ 32 $SW\frac{1}{4} SE\frac{1}{4}$ 3 $SE\frac{1}{4} SE\frac{1}{4}$ 9
Section 5, T20N, R18E	$N\frac{1}{2}$ <u>221.6</u>
Total	446.6



RICHARD WIESINGER
HCR 63 BOX 140
LEMMON SD 57638-9003



*Water Rights Division
Joe Loss Building
523 East Capitol
Pierre, South Dakota 57501*

Report on Water Permit Application No. 1544-1
Helen Williams-Trustee
April 10, 1992

Background

Water Permit No. 897A-1 appropriates 0.36 cubic feet of water per second (cfs) from the Grand River to irrigate 25.5 acres. Water Permit Application No. 1544-1 requests to add 1.49 cfs from the Grand River for irrigation of an additional 104.5 acres to the acreage authorized by Water Permit No. 897A-1. The acreage authorized by Water Permit No. 897A-1 is located in Lot 1, Lot 2, SE1/4 NE1/4 Section 3, T20N-R17E. The additional acreage is located in the S1/2 NE1/4, N1/2 SE1/4 and Lot 2, Section 3, T20N-R17E. The diversion point is located in the NW1/4 NE1/4 Section 3, T20N-R17E, in Perkins County.

Discussion

On August 16, 1988, the acreage authorized under Water Permit No. 897-1 was inspected. The inspection showed that 104.5 acres are being irrigated without authorization. The inspection also showed that the original acreage authorized by the permit is now under multiple ownership.

The application is for unappropriated water from this section of the Grand River. Flows in the river exist only during intermittent seasonal or flood flows in the Grand River. Consequently, the river is not a dependable source of water. A more reliable source of water can be obtained through a contract with the Bureau of Reclamation for stored water from Shadepill Reservoir.

The diversion point is located approximately 15 river miles downstream from Shadepill Reservoir.

There are 14 water rights/permits on the Grand River between the applicant's diversion point and the confluence of the Grand River and Lake Oahe (approximately 80 river miles) for a total of 28.0 cfs. The effects of the project under Application No. 1544-1 can not be determined since these water rights/permits on the Grand River are a considerable distance from each other. Some of the permit/right holders closer to Shadepill Reservoir are members of the Shadepill Water Users Association. The Association receives water from the reservoir through a contract with the Bureau of Reclamation.

Conclusions

1. Flows in the Grand River are not dependable. A reliable source of water can be obtained through a contract with the Bureau of Reclamation to receive water from Shadepill Reservoir.

2. Flows must be bypassed for downstream domestic water users (including stockwatering) and senior water permits/rights.
3. The irrigation questionnaire must be submitted annually.

M. Rassool Ahadi 

M. RASSOOL AHADI
Natural Resources Engineer III

Approved By:

Delvin D. Brosz

DELVIN D. BROSZ, P.E.
Natural Resources Engineer IV

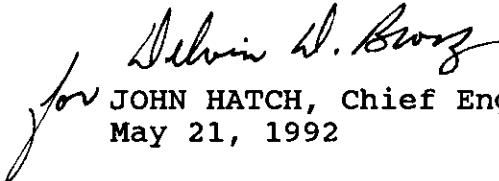
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1544-1, Helen Williams - Trustee

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Water Permit Application No. 1544-1, Helen Williams, Trustee, Rt 1 Box 49, Keldron, SD 57634.

The Chief Engineer is recommending APPROVAL of Application No. 1544-1 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) it is in the public interest with the following qualifications:

1. Flows in the Grand River are not dependable. A reliable source of water may be obtained through a contract with the Bureau of Reclamation to receive water from Shadehill Reservoir.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.
3. Low flows as needed for downstream domestic use, including livestock water and prior water rights must be by-passed.

See report on application for additional information.


for JOHN HATCH, Chief Engineer
May 21, 1992



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER RIGHT AWAY.

May 26, 1992

Helen Williams, Trustee
Rt 1 Box 49
Keldron, SD 57634

Dear Ms. Williams:

Water Permit Application No. 1544-1 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of The Lemmon Leader printed at Lemmon, SD (Ph # 374-3751). For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Hearing and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Eric Gronlund
/KS

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 26, 1992

The Lemmon Leader
PO Box 180
Lemmon, SD 57638

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 1544-1 to be published twice. Please publish the first notice on June 4, 1992, with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is Helen Williams, Trustee, Rt 1 Box 49, Keldron, SD 57634.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund
Eric Gronlund /KS
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----
FIRST TRANSMITTAL NOTICE

No. _____

Date _____

TO: Eric Gronlund
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

We are in receipt of your letter of _____ enclosing Notice of Hearing to
Appropriate Water by Application No. _____ which was first published in our issue
of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name _____

Newspaper _____

Instruction to Newspaper - Publish first Notice on June 4, 1992, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1544-1 to Appropriate Water
and to Amend Water Permit No. 987A-1

Notice is given that Helen Williams, Trustee, Rt 1 Box 49, Keldron, SD 57634 has filed an application for a water permit to appropriate 1.49 cubic feet of water per second (cfs) to irrigate 104.5 acres. Water Permit No. 897A-1 appropriates 0.36 cfs from the Grand River located in the NW 1/4 NE 1/4 Section 3-T20N-R17E to irrigate 25.5 acres located in Lot 1, Lot 2, SE 1/4 NE 1/4 Section 3, T20N, R17E. This application is to irrigate 104.5 additional acres located in the S 1/2 NE 1/4, N 1/2 SE 1/4 and Lot 2 Section 3-T20N-R17E.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1544-1 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by June 22, 1992. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 1544-1 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for July 1, 1992, at 9:00 am in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested, the July 1, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The July 1, 1992, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by June 22, 1992.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
 County Perkins)

I, Alice Farstad

certify that the attached printed Notice was taken
 from the Lemmon Leader

A newspaper which during the whole time of publication of
 said notice herein after stated, has been and is printed and
 published in the _____

city _____ of Lemmon

County of Perkins and State of South Dakota;
 that the said notice was published in said newspaper on the
 following two dates:

June 4, 11, 1992

Alice Farstad
 (Signature)

Publisher
 (Title)

6-25-92
 (Date Signed)

Cost of Printing: \$61.08



NOTICE OF HEARING on Application
 No. 1544-1 to Appropriate Water and to
 Amend Water Permit No. 987A-1

Notice is given that Helen Williams,
 Trustee, Rt. 1, Box 49, Keldron, SD,
 57634 has filed an application for a
 water permit to appropriate 1.49 cubic
 feet of water per second (cfs) to irrigate
 104.5 acres. Water Permit No. 897A-1
 appropriates 0.36 cfs from the Grand
 River located in the NW 1/4 NE 1/4
 Section 3-T20N, R17E to irrigate 25.5
 acres located in Lot 1, Lot 2, SE 1/4 NE
 1/4 Section 3,T20N, R17E. This
 application is to irrigate 104.5 additional
 acres located in the S 1/2 NE 1/4, N 1/2
 SE 1/4 and Lot 2 Section 3-T20N-R17E.

Pursuant to SDCL 46-2A-2, the Chief
 Engineer recommends APPROVAL of
 Application No. 1544-1 because 1)
 unappropriated water is available, 2)
 existing rights will not be unlawfully
 impaired, 3) it is a beneficial use of
 water, and 4) it is in the public interest.
 Unless a petition is filed opposing the
 application or the applicant files a peti-
 tion contesting the chief engineer's
 recommendation, the Water Man-
 agement Board will NOT CONDUCT a
 HEARING to consider this application
 and the chief engineer will issue the
 permit as recommended. Petitions filed
 in support of the application will NOT re-
 quire the Board to hear the application.

Any person interested in opposing or
 supporting this application must file a
 written petition with BOTH the applicant
 and Chief Engineer. The applicant must
 also file a petition if opposed to the Chief
 Engineer's recommendation. The Chief
 Engineer's address is "Water Rights
 Division, Foss Building, 523 E. Capitol,
 Pierre, SD, 57501 (605-773-3352)" and
 the applicant's mailing address is given
 above. A petition filed by either an
 interested person or the applicant must
 be filed by June 22, 1992. The petition
 may be informal, but must include a
 statement describing the petitioner's
 interest in the application, the petitioner's
 reasons for opposing or supporting the
 application and the signature and
 mailing address of the petitioner or the
 petitioner's legal counsel, if legal counsel
 is obtained.

For purposes of publishing 1) the
 notice of hearing on Application No.
 1544-1 and 2) the chief engineer's
 presented at the public hearing. Any
 hearing will be an adversary proceeding.
 Any person filing a petition and/or the
 applicant have the right to be
 represented by a lawyer and may
 present evidence or cross-examine
 witnesses according to SDCL 1-26.
 These and other due process rights will
 be forfeited if not exercised. Decisions of
 the Board may be appealed to the
 Circuit Court and State Supreme Court
 as provided by law. Contact the Water
 Rights Division to request copies of
 information pertaining to this application
 or to assure access to the hearing by the
 handicapped.

This application is made pursuant to
 SDCL 46-1-1 thru 46-1-9, 46-1-12 thru
 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-
 13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-
 2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru
 46-5-11, 46-5-13 thru 46-5-15, 46-5-24,
 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31;
 and Board Rules ARSD 74:02:01:01 thru
 74:02:01:15.

(Pub. June 4, 11, 1992)

minges heirs
route 1, box 49
keldron, sd 57634

Nov 13, 1988

Mr. Rassool Ahadi
Natural Resources Engineer
South Dakota Department of
Water and Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501 - 3181

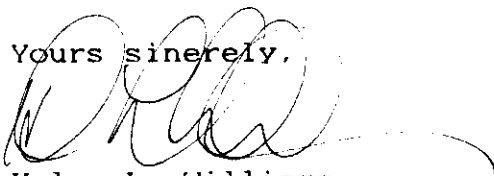
Dear Mr. Ahadi:

Thank you for your letter of August 30, 1988.

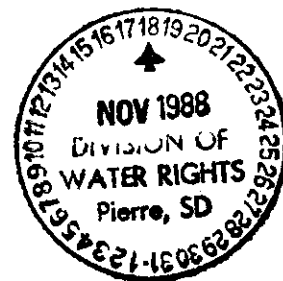
I have completed the forms you requested and they are enclosed,
as well as a copy of the water analysis from SDSU and a
check for \$227.50 (\$225.00 for the permit and \$2.50 for
the transfer).

I hope this will be sufficient to process the application.
Please contact me if you need other information.

Yours sinerely,


Helen L. Williams
-Turstee

/hw



Water Rights Division - DENR
Conversation File Documentation

NAME OF PERSON OR FILE: Tom Lyman

ADDRESS: HCR 1, Box 49, Keldron COUNTY: Corson

DATE: 3/23/92 TELEPHONE: _____

RE: Discussion regarding WP No. 897A-1

COMMENTS:

Mr. Lyman called to agree with my letter (dated March 20, 1992) regarding the application to resolve discrepancies in Permit No. 897A-1. I told him we would proceed with processing the application.

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: Eric Lundberg



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 3, 1992

Wayne Weishaar
HCR 78 Box 61
Lemmon, SD 57638

Dear Mr. Weishaar:

I am writing in response to our phone conversation regarding Water Permit No. 897-1, originally filed by T.W. Lyman. Water Permit No. 897-1 was approved on May 20, 1970 to appropriate 6.38 cubic feet of water per second from the Grand River for irrigation of 446.6 acres. An inspection of this permit, performed in 1988 by Rassool Ahadi, found lands being irrigated that were not covered by the original permit and lands covered by the permit that were never developed. Also it was discovered that the lands covered by this permit had been sub-divided between three parties.

I have enclosed the following information on this Water Permit:

1. Water Permit No. 897-1 as it was originally issued.
2. A table that shows the acreages by legal description for Water Permit No. 897-1 and for the 897A-1, 897B-1, and 897C-1 sub-parcels. The far right hand column lists those acreages that are currently being irrigated that were not included on the original water permit.
3. A copy of an application that is currently being processed on the 104.5 acres currently not covered by a water permit.
4. A copy of a letter sent to Mr. Lyman regarding Water Permit No. 897A-1.
5. The Report of Examination of Works and/or Application of Water To Beneficial Use for Water Permit Nos. 897A-1, 897B-1 and 897C-1. These forms show the engineer's finding of what was developed at the time of the inspection.
6. A copy of Water Permit No. 14⁵7-1. This Permit is for lands that were not covered by Permit No. 897-1 (sub-parcel No. 897C-1).

April 3, 1992
Wayne Weishaar
Page 2

A water license will be issued for Nos. 897A-1, 897B-1 and 897C-1 once the permit to cover the 104.5 acres is obtained. Currently, a report by a staff engineer is being prepared on this permit application.

If I may be of further assistance, please feel free to contact me.

Sincerely,



Eric Gronlund
Water Rights Division
(605) 773-3352

enclosures

FROM: Eric Gronlund

TO: Cheryl Frost

DATE: 05-15-92

TIME: 13:14

CC:

SUBJECT: S/W Permit for Helen Williams - Trustee

PRIORITY:

ATTACHMENTS:

Pleas print out. Thanks

FORWARDED FROM: Eric Gronlund

FROM: Stukel, James

TO: ERICG DENR/DENR

DATE: 05-15-92

TIME: 13:10

CC:

SUBJECT: S/W Permit for Helen Williams - Trustee

PRIORITY: R

ATTACHMENTS:

The Commission granted a wavier of the soil and water compatibility
permitting process to Helen Williams - Trustee Permit # 4707.

REPLY FROM: Stukel, James

FROM: Eric Gronlund

TO: JimS

DATE: 05-15-92

TIME: 11:55

CC:

SUBJECT: S/W Permit for Helen Williams - Trustee

PRIORITY:

ATTACHMENTS:

Water the S/W Permit for Helen Williams - Trustee approved yesterday at your
Conservation Commission meeting?

=====



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAR 12 1993

Helen Williams - trustee
Rt 1 Box 49
Keldron, SD 57634

Dear Ms. Williams:

Enclosed is Water Permit No. 1544-1 authorizing your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

The final inspection has been completed on this Permit, and we are ready to issue the Water License. Statutes require we charge \$50 for the inspection and issuance of the final papers. Upon receipt of this amount the Water License will be sent to you.

Very truly yours,

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

enclosures

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411496

Pierre, November 21, 1988, 19

RECEIVED OF Minge Heirs, Helen Williams, Trustee, Rt. 1, Box 49, Keldron, SD 57634

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

Fee for Application for Permit No. <u>1544-1</u> to Appropriate Water, to construct works and to put water to beneficial use _____	250	00
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 _____		
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	250 00

By John Hatch
Chief Engineer JOHN HATCH (ms)

Department of Agriculture
WI#1
5/87

SOIL/WATER COMPATIBILITY PERMIT
Division of Conservation

Office Use Only

4707

WR#

OWNERS NAME: WILLIAMS, HELEN (TRUSTEE) OWNERS ADDRESS: ROUTE 1 BOX 49
KELDRON, SD 57634-9735

COUNTY LAND LOCATED IN: PERKINS PHONE: _____

LEGAL DESCRIPTION:

☐ Well

☐ Surface

1. LOCATION GRAND RIVER / NW $\frac{1}{4}$ NE $\frac{1}{4}$ 3-T20N-R17E
Depth _____

Legal Description	Acres	Legal Description	Acres
<u>SW$\frac{1}{4}$ NE$\frac{1}{4}$ 3-T20N-R17E</u>	<u>37.0</u>	<u>SE$\frac{1}{4}$ NE$\frac{1}{4}$ 3-T20N-R17E</u>	<u>32.0</u>
<u>NW$\frac{1}{4}$ SE$\frac{1}{4}$ 3-T20N-R17E</u>	<u>13.0</u>	<u>NE$\frac{1}{4}$ SE$\frac{1}{4}$ 3-T20N-R17E</u>	<u>13.5</u>
<u>LOT 2 3-T20N-R17E</u>	<u>9.0</u>		

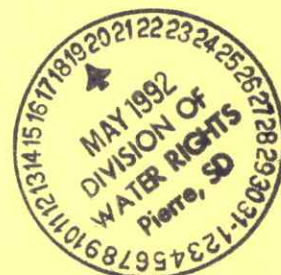
2. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: XX GUN: _____ (Specify) _____

3. CROPS TO BE IRRIGATED: CORN

WATER QUALITY:

4. WATER SAMPLE NUMBER: 88-0451 7. ADJUSTED (SAR): 21.65
5. SALINITY (EC X 10⁶): 2050 8. PERCENT SODIUM 73.74
6. SODIUM (SAR): 9.49

Requirements:



Russell J. Hane
Director, Division of Conservation

MAY 18, 1992

Date

____ APPROVED
____ DISAPPROVED
XXX WAIVER

____ REQUIREMENTS

Soil/water permits will be recorded by the Department of Agriculture, with the County Register of Deeds.

REPORT OF ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57007

10-13-1985

Perkins

Name: Minges Heirs,
Address: Helen Williams, Trustee
Rt. 1, Box 49
Keldron, SD 57634

Date Rec'd SEP 26, 1988
Sample No. 88-0451
Source
Legal ID 020N17E03A

WATER ANALYSIS

Calcium (Ca)	42	ppm*	2.10	me/l**
Magnesium (Mg)	37	ppm	3.04	me/l
Sodium (Na)	350	ppm	15.22	me/l
Potassium (K)	11	ppm	0.28	me/l
Sulfate (SO4)	625	ppm	13.01	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	10	ppm	0.28	me/l
Bicarbonate (HCO3)	405	ppm	6.64	me/l
Carbonate (CO3)	34	ppm	1.12	me/l
Iron (Fe)		ppm		me/l
Flouride (F)		ppm		me/l
Manganese (Mn)		ppm		
Boron (B)	0.54	ppm		
Hardness (EDTA as CaCO3)		ppm		g.p.g.***
Total solids		ppm		
Total Cations			20.64	me/l
Total Anions			21.05	me/l
Alkalinity (Methyl Orange)	332	ppm(as CaCO3)		
Alkalinity (Phenolphthalein)	56	ppm(as CaCO3)		
Electrical Conductivity	2050	micromhos per cm at 25 C		
Sodium Adsorption Ratio	9.49	Adjusted SAR	21.65	
Sodium	73.74	% of Cations		
Residual Sodium Carbonate	2.62	me/l		
pH	8.85			

Others:

*ppm=parts per million

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

**me/l=millequivalents per liter

COMMENTS:

Analysis by: Shirley Mitten

Service Performed:

Total Cost: \$ 35.00

Irrigation Analysis

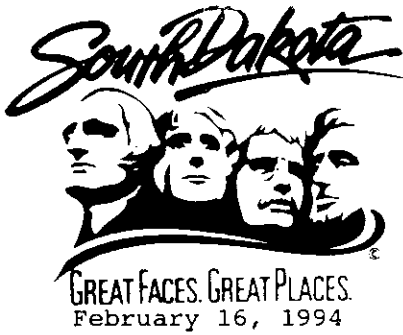
Amount Received: 0.00

Balance Due: 35.00

Make checks payable to: SDESU Water Quality Lab

Please write lab number on your check:

Lab No. 88-0451



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

HELEN WILLIAMS, TRUSTEE
RR 1 BOX 49
KELDRON SD 57634

NOTICE

RE: Violation of Water Permit No(s) 1544-1

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 1544-1. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 1544-1 qualification:

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

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, 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 SDCL 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) 1544-1 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 April 1, 1994, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 21, 1994

1544-1 ✓
897A-1

Richard & Arvetta Weisinger
HCR 63 Box 140
Lemmon, SD 57638

Dear Mr. & Mrs. Weisinger:

I am writing to acknowledge receipt of the 1993 irrigation questionnaire information for Water Permit No. 1544-1 (listed in the name of Helen Williams, trustee). The February 16, 1994, **Notice of Violation of Water Permit No. 1544-1** can be disregarded.

The "Notice of Violation" originally scheduled before the Water Management Board on April 6, 1994, has been deleted from the agenda. This action was done since the original irrigation questionnaire and followup notice was improperly sent to Helen Williams.

Enclosed, as we discussed, are partially completed "Notice of Transfer of Ownership" forms for use in filing an ownership change with Water Permit Nos. 897A-1 and 1544-1. Please review the forms for accuracy and sign them in the presence of a notary public. Upon completion, return them to our office with a required filing fee of \$2.50 each (total of \$5.00).

If you have any questions, please contact me.

Sincerely,

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



Department of Water & Natural Resources

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

897A-1

August 30, 1988

Helen Williams -Trustee
Route 1, Box 49
Keldron, S.D. 57634

RE: WR# 897B-1

Dear Mrs. Williams:

On August 16, 1988, an inspection was conducted from the irrigation project operated by Mrs. Iona Baumeister. Mrs. Baumeister stated that the Mingesheirs own the land and you are their trustee. The inspection revealed that 101.5 acres of land are not covered under the original water permit (WR# 897-1), issued to Mr. T.W. Lyman. Enclosed are the required forms to apply for additional acreage. The forms are completed. Please review the forms for accuracy. A map of the irrigated land has already been prepared. Enclosed you will also find instruction sheet to obtain Soil/Water Compatibility Permit. Please follow the instructions starting from part 4. Both copies must be signed and notarized and returned to this office with \$225 filing fee.

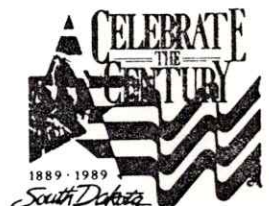
Since the ownership of the land has changed, you are required to sign and notarize the enclosed transfer form. Please return this form with \$2.50 filing fee. Upon receipt of the enclosed form and the \$2.50 filing fee the permit will be transferred to the proper name. South Dakota Water Law 46-5-30.5 requires Notice of any sales, grant, lease, conveyance or other transfer of Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact our office.

Sincerely,

Rassool Ahadi
Natural Resources Engineer
(605)773-3352

enclosures



SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☒ Addressee's Address

2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

**HELEN WILLIAMS, TRUSTEE
RR 1 BOX 49
KELDRON SD 57634**

4a. Article Number

P 837 692 612

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

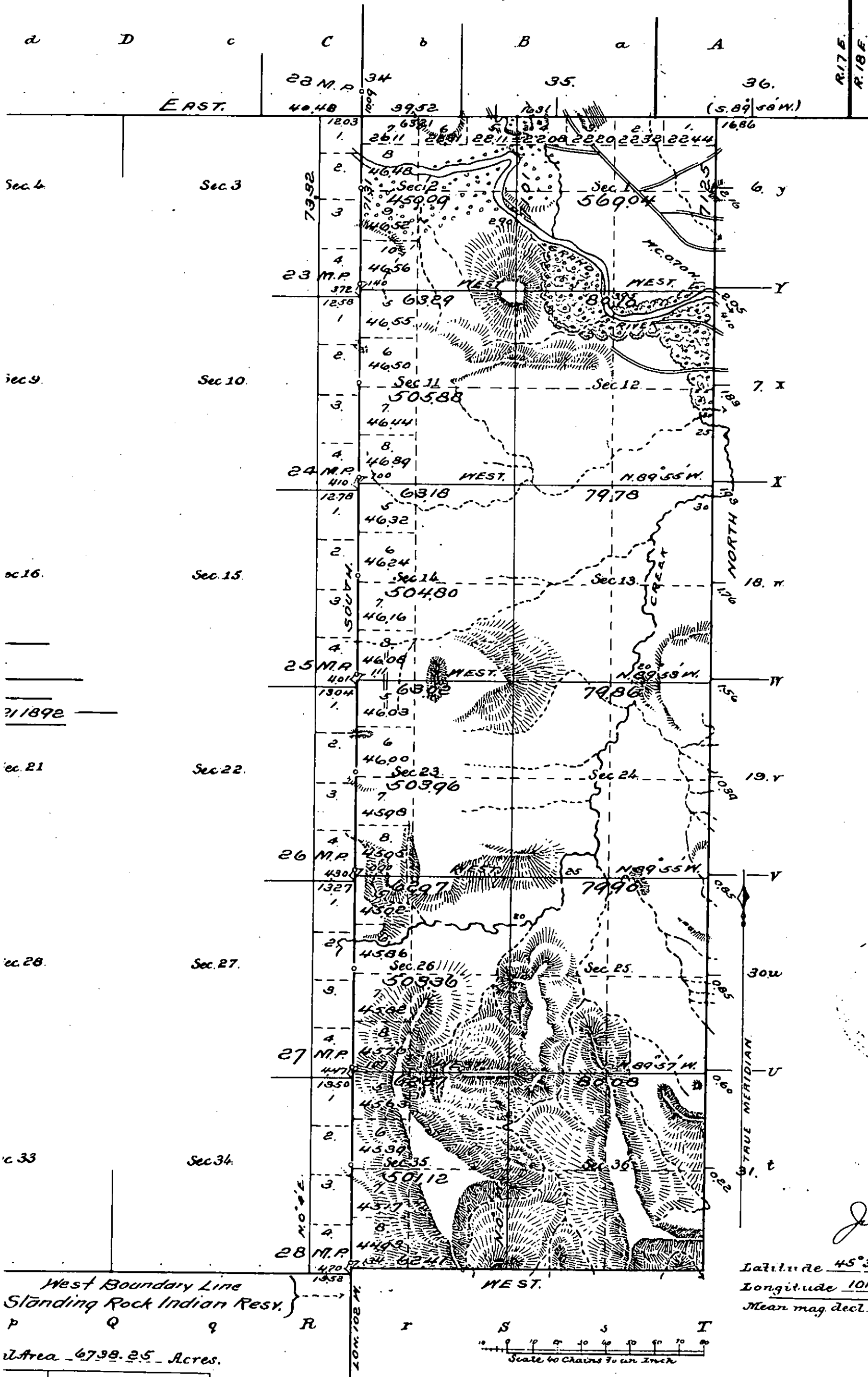
T. W. Lyman

6. Signature (Agent)

Dennis Kling

8. Addressee's Address (Only if requested and fee is paid)

EAST. BLACK HILLS Meridian, South Dakota.



Years	When Surveyed.
06	Aug. 29-30 1902
83,	" " "
	" " "
	Sept. 1893
	Aug. 1901
	1890

The above Map of Township No. 20 North, of Range No. 17 EAST of the BLACK HILLS Meridian, South Dakota, is strictly conformable to the field notes of the survey thereof on file in this Office, which have been examined and approved.

U.S. Surveyor General's Office
Huron, S. Dak. MAY. 13. 1904.

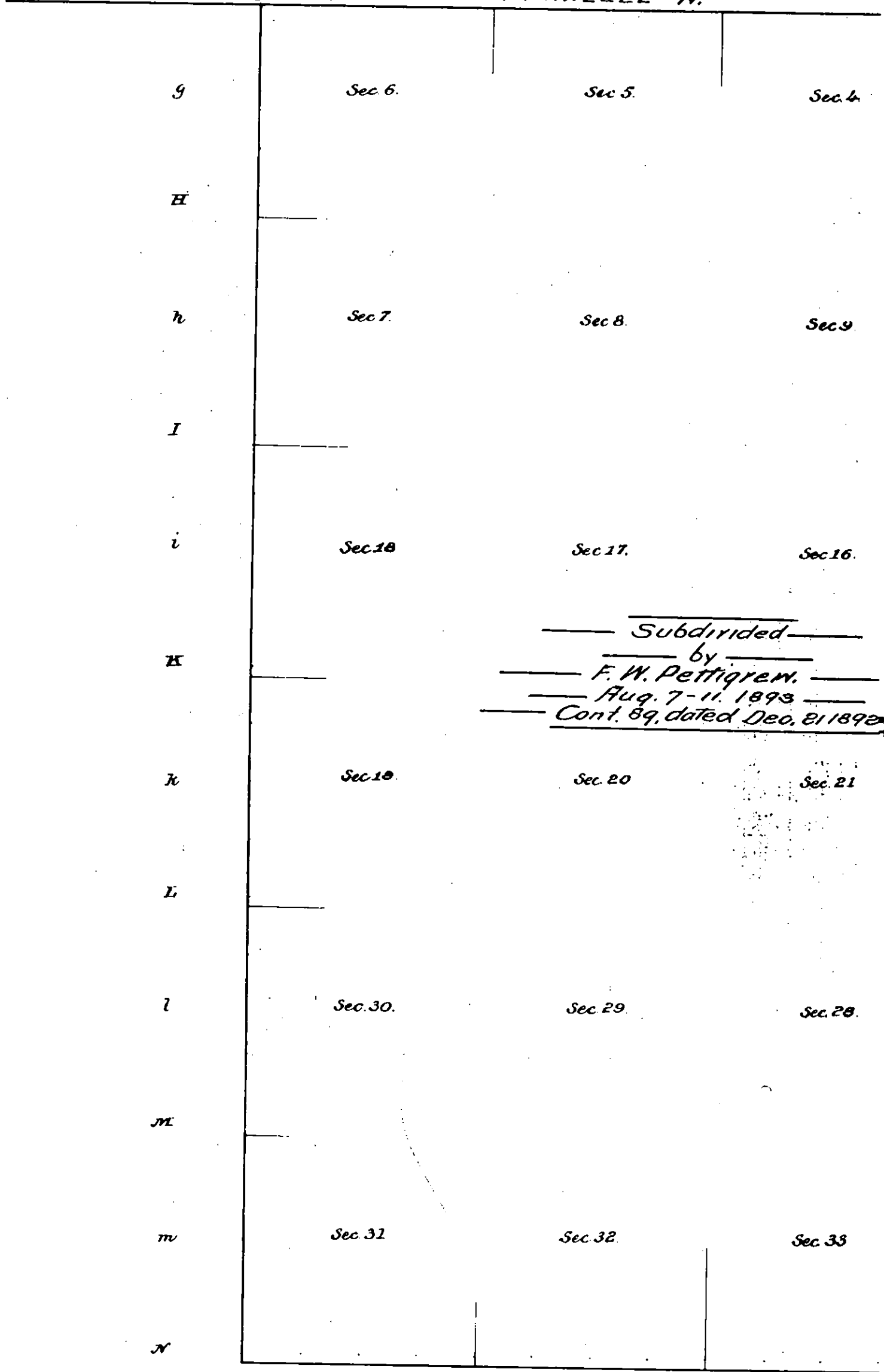
[Signature]
U.S. Surveyor General.

June 15, 1904

Township No. 20 North, Range No. 17 East

G f F e E a

5" STANDARD PARALLEL N.



n o o P P

Area in acres: Public Land, Water Surface, Total Area

Surveys Designated	By Whom Surveyed	Contract		Amount of Surveys			
		No.	Date	Ac.	Ch.	Tr.	
Subdivisions	C. H. Bates	153	April 5 1902	14	66	06	HA
Connections	" "	"	" " "	21	83		
Res. East Bdry.	" "	"	" " "				
North	" E. H. Van Antwerp	95	Mch. 13 1893				S
S & E	" Pettigrew & Griggs	148	July 24 1900				F
in 1887	" C. H. Bates	157	Mch. 27 1890				

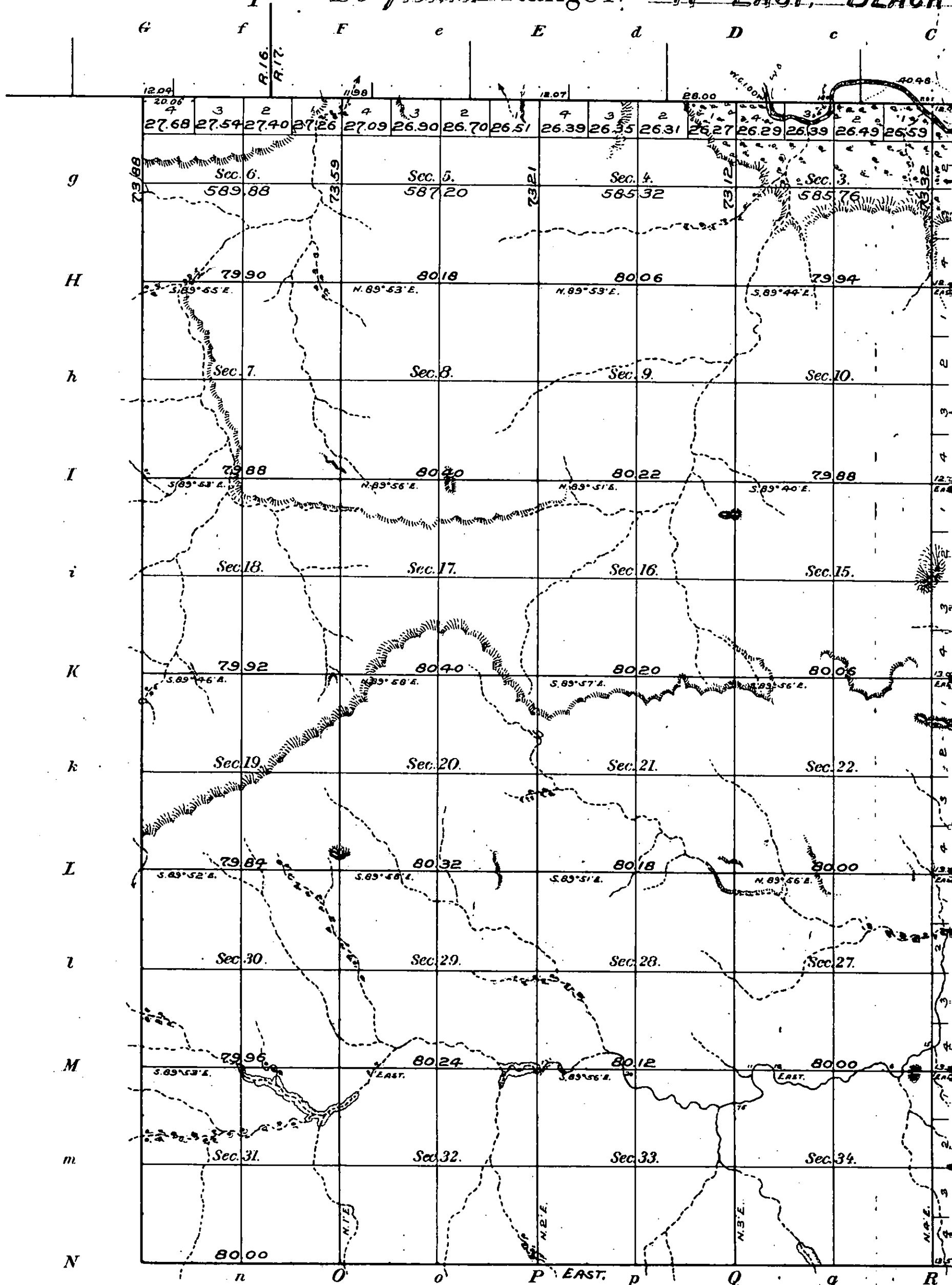
no further work

STANDING ROCK INDIAN RESERVATION.

Surveyor General's Office,
Neuron, August 4, 1894

Commissioner's letter "E"
dated Aug 17. 1894

Township N^o 20 North Range N^o 17 East, BLACK



Total number of Acres 15,765.25

Surveys Designated	By Whom Surveyed	Date of Contract	Amount of Surveys M. Ch. Lk.	When Surveyed	Mean Decl. E.
N. Township lines	F. W. Pettigrew	Dec. 21. 1892.	44 40 11	Aug 1893	
Subdivisions	"	"	44 40 11	7-11 "	15° 20'
Connections	"	"	11 04 68	"	
North half	W. H. Bates	"		July "	
South "	F. H. Meyer	April 9. 1892.		July 1892.	
East "	C. H. Bates	March 27 1892.		June 1892.	

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STANDING ROCK INDIAN RESERVATION:

[illegible]

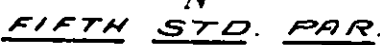
Commissioner's letter "E"
dated Feb. 28, 1895

The above Map, of Township N. 21 North, of Range N. 17 East of the Black Hills Meridian, South Dakota, is strictly conformable to the field notes of the survey thereof on file in this Office, which have been examined and approved.

Surveyor General's Office,
Huron, December 31, 1894.

Richard B. Hughes,
Sur. Gen.

EAST.

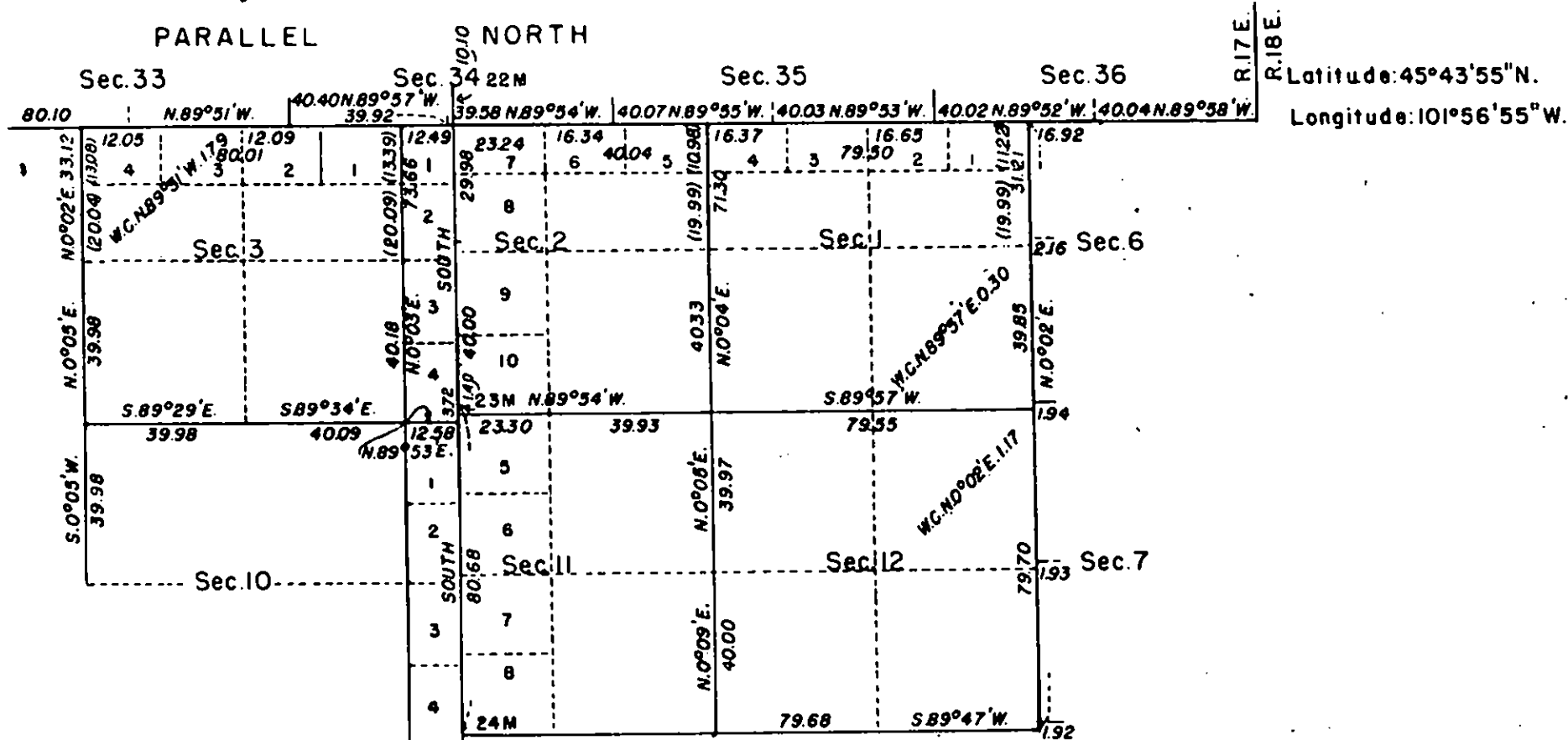


Total number of Acres 13459.68

Surveys Designated	By Whom Surveyed	Date of Contract	Amount of Surveys Ac. Ch. Lk.	When Surveyed	Measure Dec. East
N. S. W. Township lines	Watson & Bales	Dec. 21 1892		July, Oct., Nov. 93	
Subdivisions	" " "	" " "	35 43 66	Nov. 4-5 1893	15° 19' 40"
Lon. 102° W.	C. H. Bales	Mich. 27 1890		June 1890	
Corrections	Watson & Bales	Dec. 21 1892	49 31	Nov. 4-5 1893	

THE BLACK HILLS MERIDIAN, SOUTH DAKOTA

ent Resurvey



Memorandum

This plat delineates a retracement and reestablishment of the lines of the original survey in their true original positions according to the best available evidence of the position of the original corners; all differences between the measurements shown on the original plat and those derived in the retracement have been distributed proportionally between accepted corners in accordance with surveying rules; reference will be made to the original plats for the showing of areas and more detailed descriptions of the various smaller subdivisions.

Resurvey authorized by General Land Office telegram dated March 27, 1946.

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Denver, Colorado, March 18, 1947.

This plat is strictly conformable to the field notes of the survey which have been examined and approved.

Washington, D. C., September 23.

The survey represented by this plat, having been completed and executed in accordance with the requirements of law and the regulations of this office, is hereby accepted.

[Signature]

Acting Chief Cadastral Engineer.

[Signature]

Assistant Director

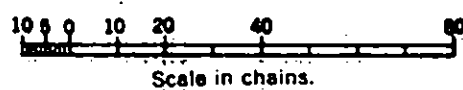
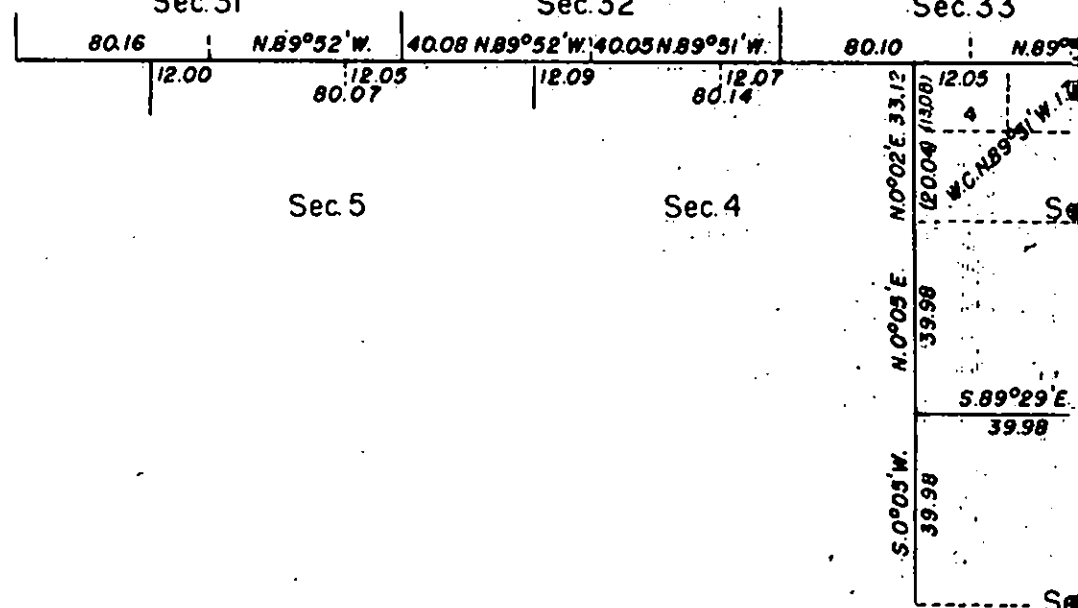
Dependent Resources

STANDARD

PAR.

Sec.32

Sec. 33

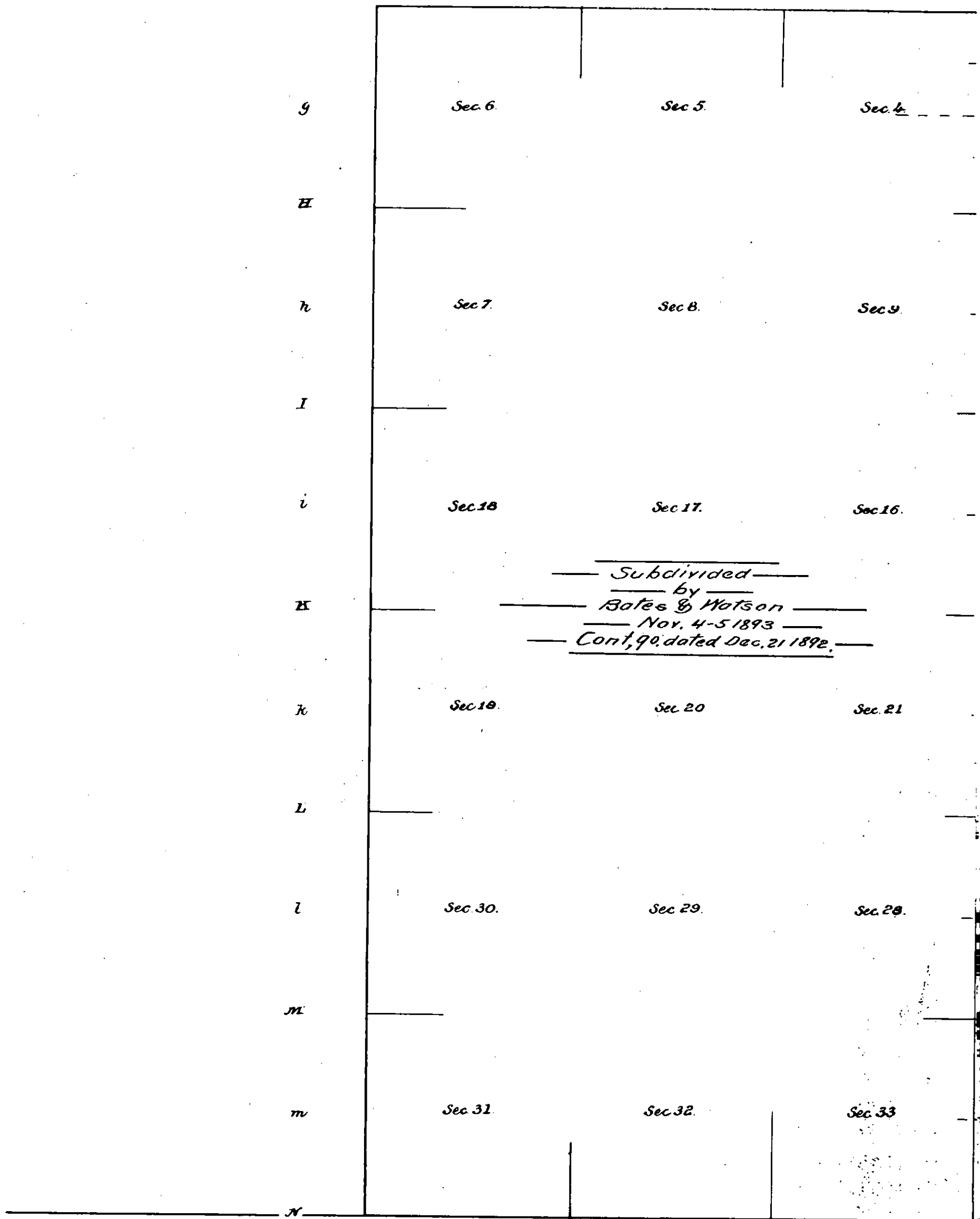


Area resurveyed: 2,336.86 acres.

LINES DESIGNATED	BY WHOM SURVEYED	GROUP NO.	DATE OF SPECIAL INSTRUCTIONS	WHEN SURVEYED	
				BEGUN	COMPLETED
Exterior Subdivisional	Lloyd E. Toland	13	April 1, 1946	July 10, 1946	July 16, 1946

Township No. 21 North, Range No. 17 East,

G f F e E a



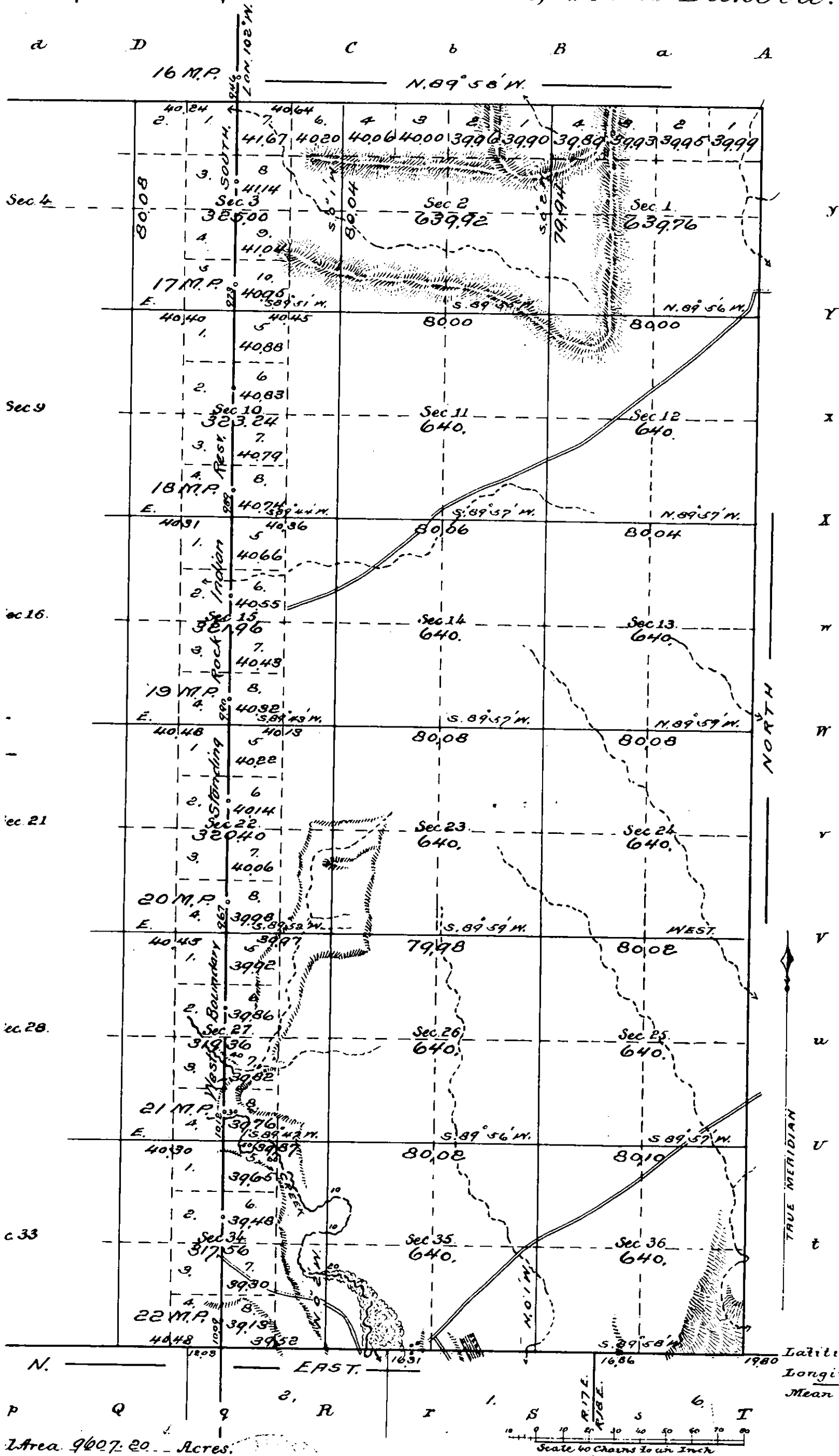
5" STANDARD PARALLEL N.

n o o P P Q

Area in acres: Public Land, Water Surface, Total Area 9607.

Surveys Designated.	By Whom Surveyed.	Contract		Amount of Surveys			When.
		No.	Date.	Ac.	Chs.	Ins.	
East 1/2 Subdivisions.	C. H. Bates	153	April 5, 1902	24	41	14	July 13
N & E. Tp. lines	" "	"	" "				"
Indian Bdry	" "	57	Mch. 27 1890				June
South	E. H. Van Antwerp	95	" 13 1893				Sept.

EAST, BLACK HILLS Meridian, South Dakota.



June 15, 1904

Latitude 45° 43' N.
Longitude 101° 57' W.
Mean mag decl. 14° 40' E.

Area 9607.20 - Acres.

<u>Age</u>	<u>When Surveyed:</u>
<u>Liba.</u>	
14	July 13-15 1902
	" "
	June 1890
	Sept. 1893

The above Map of Township No. 21 North, of Range No. 17 East of the Black Hills Meridian, South Dakota, is strictly conformable to the field notes of the survey thereof on file in this Office, which have been examined and approved.

U. S. Surveyor General's Office
Huron, S. Dak. MAY 13 1904

U.S. Surveyor General.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

July 21, 2025

No. 1544-1

Arvetta Wiesinger
10371 207th Ave
Lemmon, SD 57638

Dear Ms. Wiesinger:

I'm writing to you today in reference to Water Permit No. 1544-1. This permit authorized the diversion of 1.49 cfs (670 gpm) from the Grand River, for the irrigation of 130 acres located within the S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and Lot 2 of Section 3, T20N, R17E.

According to the irrigation questionnaires returned to the Water Right Program, irrigation has not taken place since 1999. Pursuant to SDCL 46-5-37, if any person entitled to the use of appropriated water fails to use beneficially any part of the water for the purpose for which it was appropriated, for a period of three or more years, the water permit/right is subject to cancellation due to forfeiture or abandonment.

Please contact the Water Rights Program to discuss cancellation of Water Permit No. 1544-1.

Sincerely,

Miranda Smith
Water Rights Program
605 773-3352
Miranda.Smith@state.sd.us

enclosure