

WATER PERMIT NO. 1703-1

Name of Applicant: **Mike & Debie Palmer**

Address: **PO Box 2276, Rapid City SD 57709**

Phone: **605 388-8815**

Amount of Water Claimed: **0.44 cfs (200 gpm)**

Total Acres: **17**

Source of Water Supply: **groundwater (one well)**

Water to be used for: **irrigation** County: **Meade**

Type of Waste Disposal System: **NA**

Location: **½ northwest of Black Hawk**

PRIORITY Date Received: **12-28-99**

Fee: **\$150**

Corrected Application Received:

Period of Annual Use: **April 1 – November 30**

Remarks: **irrigation of turf**

Diversion Point: **SE ¼ SE ¼**

Sec 5-T2N-R7E

Land to be Irrigated: **SE ¼ SE ¼**

Sec 5-T2N-R7E

Depth of Well: **550 feet deep**

Well Driller:

Remarks: **well not constructed**

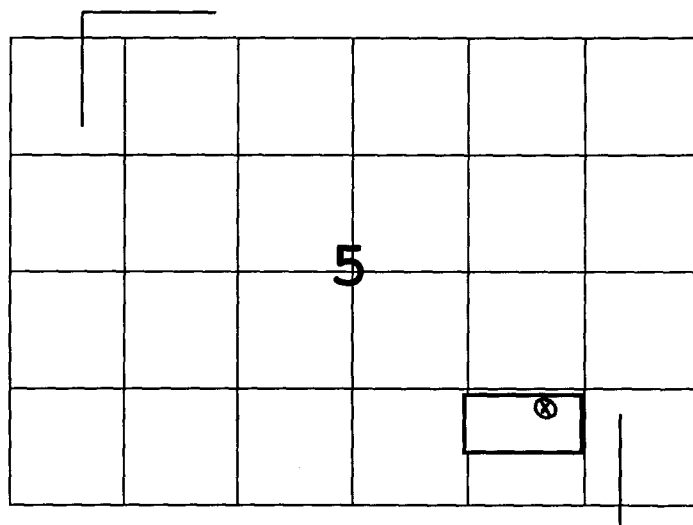
Type of Map: **aerial**

Prepared by: **Marge Duprel, Meade Co FSA**

Reviewed and the Number Assigned on: **12-28-99**

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____



Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	(office use only)	
	No. <u>1703-1</u>	Hydrologic Unit <u>10/2011</u>
	Basin <u>Upper Cheyenne</u>	
	Newspaper <u>Meade Co. Times-Tribune, Sturgis, SD</u>	



Application For Permit To Appropriate Water For Irrigation

Type of Application: ☒ New ☐ Vested Right ☐ Amendment/Correction to Permit No. _____
(Use predates Mar 2, 1955)

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.) _____

- Name of Applicant Mike & Debbi Palmer Phone (605) 388-8815
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address P.O. Box 2276 Rapid City State S.D. 57709
(Street, RR, or Box and City) (Zip Code)
- Amount of water claimed 0.44 *CFS or 200 **GPM ***AF Total Acreage 17
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable
- Source of water supply Well
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W)
1 Well in SE1/4, of the SE1/4, section 5, T.2N., R.7E., BHM Meade County
County _____
- County or counties where water will be used Meade
- Annual period during which water is to be used April till November 30
- List below each forty acre division, or lot, or fraction thereof and show number of acres to be irrigated in each.
(Attach sheet if more space is needed)

Land Description	Acres	Land Description	Acres
SE1/4 of the SE1/4 sec 5, T.2N., R.7E.,	17		

8. Give a description of the project. (Attach sheet if more space is needed)

Will use water to irrigate turf on the 17 acres listed above. for Turf.

STATE OF SOUTH DAKOTA) SS

County of Meade

Attachments: Attach Form 2A if diversion is from a well or dugout, or if storage of water is proposed. Attach map and any other technical information. (see instructions)

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

Applicant's signature Michael R Palmer

Subscribed and sworn to before me this 20th day of December 19 99

MY COMMISSION
EXPIRES Feb 26 2005

Kathryn E. Lewis
Notary Public signature

Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter 7" 1st 200' 5" remainder Depth 550' - 600' Minnikata 820' Minnulusa
- b) Casing Type Steel Diameter 7"-200' 5" -Remainder Thickness 1/4"
- c) Screen Type none Diameter ----- Thickness -----
- d) Gravel Pack Cement & Bentonite Length of Gravel Pack -----
- e) Depth to Top of Water Bearing Material 550 - Minnakata 820' - minnulusa
- f) Depth to Water (ground surface to water level) 65'
- g) Distance to nearest existing domestic well:
- On applicants property ----- On property owned by others 1000'

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) -----
- b) System Capacity (gallons) ----- Year Constructed -----
- c) Connected to the City of ----- Sanitary System -----

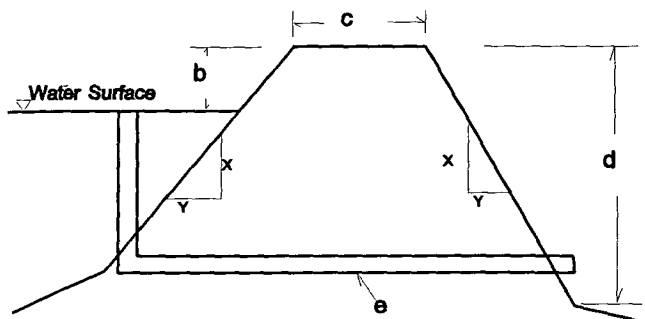
3. Dugout Information

- a) Surface Dimensions ----- Depth -----
- b) Depth to water (ground surface to water level) -----

4. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below for each dam. The locations of the dams need to be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam, please give their name and address:



- b) Freeboard -----
- c) Crest Width -----
Crest Length -----
- d) Height -----
- e) Primary Outlet Capacity -----
If pipe, diameter -----
- f) Secondary Spillway Capacity -----
Spillway Width -----
- g) X & Y Slope -----
Upstream -----
Downstream -----
- h) Surface Area of Impoundment -----
- i) Storage ----- Acre Feet
- j) Drainage Area Above Dam ----- Acres



**SOUTH DAKOTA
WATER PERMIT NO. 1703-1**

Date of first receipt of application December 28, 1999.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 1703-1 to Mike & Debie Palmer, PO Box 2276, Rapid City SD 57709 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. 1703-1 appropriates 0.44 cubic feet of water per second (200 gallons per minute) from one well (Minnelusa Formation) 820 feet deep located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 5 to irrigate 17 acres located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 5; all in T2N-R7E.
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 – November 30.
3. The date from which applicant may claim right is December 28, 1999.
4. The date of approval of Permit No. 1703-1 is March 6, 2000.
5. One-fifth of the construction is to be completed on or before September 6, 2002.
6. All construction is to be completed on or before March 6, 2005.
7. Water is to be put to beneficial use on or before March 6, 2009.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 1703-1 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) from the producing formation to the surface pursuant to Section 74:02:04:28.
3. Pursuant to SDCL 46-5-6 which allows a greater diversion rate and volume if the method of irrigation, time constraints, or type of soils so requires, Permit Nos. 1703-1 and 1704-1, combined, authorize a maximum diversion rate for irrigation of 0.44 cfs and an annual volume of 34 acre feet of water for irrigation of 17 acres.
4. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

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

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1703-1

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

No 416318

Pierre,

December 28, 1999

RECEIVED OF Debie M. Palmer, P.O. Box 2276, Rapid City, SD 57709
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>1703-1</u> to Appropriate Water, to construct and to put water to beneficial use _____	150	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. <u>1703-1</u> _____	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	200 00

By

John Hatch
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

February 11, 2000

Daniel Bjerke
City of Rapid City
300 6th Street
Rapid City SD 57701

Dear Mr. Bjerke:

I am enclosing the reports, recommendations and public notice for two water right permit applications filed by Mike and Debie Palmer for irrigation at sod farm north of Rapid City. The applications are for a proposed Minnelusa Formation well and an existing Minnekahta Formation well. Since the wells and lands are located in Meade County, the public notice will be published in the Mead Co. Times-Tribune.

I am making you aware of these pending applications because of their proximity to Rapid City and the past interest of Rapid City in keeping informed of water right permitting issues in the area.

If you have any questions, please feel free to contact me.

Sincerely,


Eric Gronlund
Water Rights Program
605 773-3352

enclosures

WATER PERMIT APPLICATION NO. 1703-1

MIKE AND DEBIE PALMER

FEBRUARY 7, 2000

Water Permit Application No. 1703-1 proposes to appropriate 0.44 cubic feet of water per second (cfs)(200 gallons per minute) from one well 820 feet deep (Minnelusa Formation) located in the SE ¼ SE ¼ Section 5 to irrigate 17 acres located in the SE ¼ SE ¼ Section 5; all in T2N-R7E.

AQUIFER: Minnelusa Aquifer (MNLS)

GENERAL:

The Minnelusa Aquifer is an assemblage of alternating beds of sandstone and dolomitic limestone with lesser amounts of red and black shale and chert approximately 450 feet thick in this area (Water Rights, 2000). Because the lithology of the Minnelusa is so variable, the porosity of the formation is also variable and difficult to determine. Well sorted sand lenses have porosities approaching 25%, but generally the sands have porosities of 10%. The average porosity of the Minnelusa is estimated to be 10% and the effective porosity is assumed to be 5% (Rahn, 1979). The Minnelusa formation underlies approximately 2,172,800 acres of Meade County and contains an estimated 81,480,000 acre-feet of recoverable water in storage (Allen, 1984). The aquifer is areally extensive around the Black Hills and is hydraulically connected into the counties surrounding Meade County. Ground water movement in this area is probably toward the north and east. There is no aquifer-test data available for the Minnelusa Aquifer at this site; therefore, the aquifer transmissivity and storage coefficient values are unknown. Estimates from regional studies of the aquifer indicate the aquifer transmissivity may range from 30 to 1000 ft²/d, and the storage coefficient ranges from 6.6×10^{-5} to 2×10^{-4} (Kyllonen, 1987). The top of the Minnelusa is estimated to be 760 feet below ground surface at this site (Peter, 1985).

WATER AVAILABILITY:

The Water Rights Program monitors 23 observation wells completed into the Minnelusa aquifer in the Black Hills area. Water Rights Observation Well PE-84B is located approximately 1½ miles south of this well site. The hydrograph for the well (see figure 1), is fairly typical for the Minnelusa Aquifer. That is, the water levels reach their peak in the early summer each year and gradually decline until spring. The majority of the recharge to the system occurs between March and July.

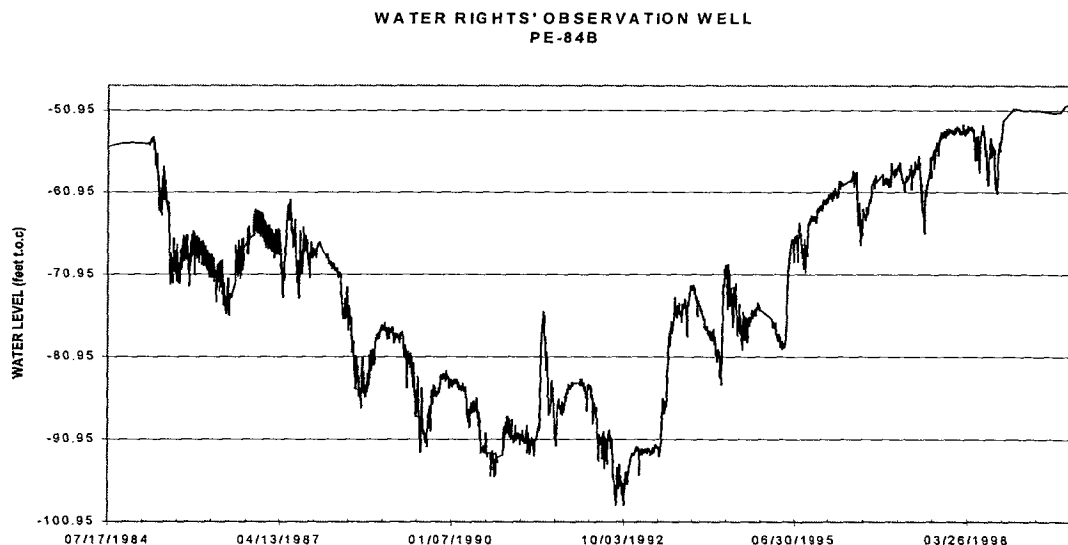


Figure 1, Minnelusa Aquifer Observation Well, One and one-half miles south of 1703-1

The hydrograph also shows the magnitude of fluctuation in the water levels in the area (>49') with the lowest water level on record occurring in 1992 and the highest occurring in 1999.

It is obvious from hydrographs of Minnelusa aquifer observation wells that withdrawals have not exceeded recharge for the period of record. The observation well data suggests that at the existing level of development, the aquifer is capable of sustaining additional withdrawals.

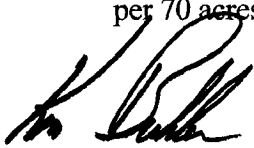
AFFECTS ON EXISTING RIGHTS:

There are 160 Water Rights/Permits that appropriate water from the aquifer in South Dakota (Water Rights₃, 2000). There are 47 permits/rights that appropriate water from the Minnelusa aquifer in Meade County (Water Rights₂, 1999), where the aquifer is used primarily for suburban housing development, commercial, municipal and irrigation use. There are a number of domestic wells completed into the Minnelusa Aquifer in this area, on file with the Water Rights Program (Water Rights₁, 2000).

There are 14 Water Rights/Permits appropriating water from the Minnelusa Aquifer within approximately 2 miles of this proposed well site. The nearest Minnelusa appropriations to this well site belong to Black Hawk Water User District, (Vested Right No. 1801A-2 and Water Right No. 1801B-2). The two Black Hawk Water User's wells are located approximately three-fourths of a mile southwest of this well. Any well interference this proposed use would have on these or other water rights/permits is not expected to be adverse due to the distance between wells.

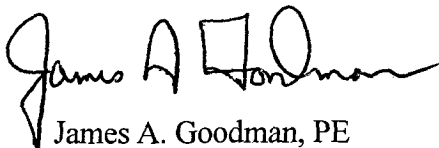
CONCLUSIONS:

1. The Minnelusa Aquifer is a viable aquifer in this area, and water is available for this appropriation.
2. The Minnelusa is under artesian conditions and drawdown due to this diversion can be expected. This drawdown is not expected to adversely affect adequate wells in the area.
3. This application proposes to appropriate more than the statutory limit of one cubic foot of water per second per 70 acres irrigated and 2 acre-feet of water per acre irrigated. This is not unreasonable for turf irrigation.



Ken Buhler
Natural Resources Engineer

Approved by



James A. Goodman, PE
Natural Resources Engineer

REFERENCES:

- Allen, J.C., D. Iles, A. Petres, 1984, Analysis of Groundwater and Streamflow Data, Western Dakotas Region of South Dakota, Task 3 & 4: Groundwater Resources Inventory, US Army Corps of Engineers Contract DAWC 45-82-C-015, SD DENR-Division of Geological Survey, Vermillion SD
- Kyllonen, D. P., K. Peter, 1987, GeoHydrology and Water Quality of the Inyan Kara, Minnelusa, and Madison Aquifers of the Northern Black Hills, South Dakota and Wyoming, and Bear Lodge Mountains, Wyoming, U.S. Geological Survey, Water Resources Investigations Report 86-4158, Rapid City, SD
- Peter, K.D., 1985, Availability and Quality of Water from the Bedrock Aquifers in the Rapid City Area, South Dakota, U.S. Geological Survey, Water Resources Investigations Report 85-4022, Rapid City, SD
- Rahn, P.H., 1979, Ground Water Resources of Western South Dakota, US Army Corps of Engineers, Draft Report-Final
- Water Rights Program₁, 2000, "Observation Well Files" DENR-Water Rights Program, Joe Foss Building, Pierre, SD
- Water Rights Program₂, 2000, "Water Permit Files" DENR-Water Rights Program, Joe Foss Building, Pierre, SD
- Water Rights Program₃, 2000, "Domestic Well Log Files" DENR-Water Rights Program, Joe Foss Building, Pierre, SD

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1703-1, Mike and Debie Palmer**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Permit Application No. 1703-1, Mike and Debie Palmer, PO Box 2276, Rapid City SD 57709.

The Chief Engineer is recommending APPROVAL of Application No. 1703-1 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. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 1703-1 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) from the producing formation to the surface pursuant to Section 74:02:04:28.
3. Pursuant to SDCL 46-5-6 which allows a greater diversion rate and volume if the method of irrigation, time constraints, or type of soils so requires, Permit Nos. 1703-1 and 1704-1, combined, authorize a maximum diversion rate for irrigation of 0.44 cfs and an annual volume of 34 acre feet of water for irrigation of 17 acres.
4. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

See report on application for additional information.



Garland Erbele, Chief Engineer

February 9, 2000



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

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

February 10, 2000

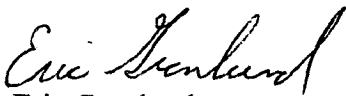
Mike & Debbie Palmer
P.O. Box 2276
Rapid City, SD 57709

Dear Mr. and Ms. Palmer:

Water Permit Application Nos. 1703-1 and 1704-1 for irrigation use have 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 Meade Co. Times-Tribune printed at Sturgis, SD (Ph # (605) 347-2503). For your information, a copy of the notice, the recommendations of the Chief Engineer reports on the applications 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 applications.

Sincerely,


Eric Gronlund
Natural Resources Engineer
(605) 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendations, 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 applications.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

February 10, 2000

Meade Co. Times-Tribune
Box 69
Sturgis, SD 57785-0069

ATTENTION: Legal Public Notice

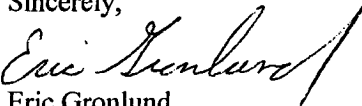
Enclosed is a Notice of Hearing on Application Nos. 1703-1 and 1704-1 to Appropriate Water to be published twice. Please publish the first notice on February 16, 2000, with the second publication 7 days later.

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 Mike & Debie Palmer, P.O. Box 2276, Rapid City, SD 57709 (Ph # (605) 388-8815).

Please send the Water Rights Program the first publication immediately. The publication is checked for accuracy so any corrections can be made in the second publication. You may use the form below or fax a copy of the first publication. Any fax should be sent to the attention of Karen Schlaak at (605) 773-4068. Publication errors can invalidate the public notice.

After the second publication, **please send us an affidavit or use the enclosed Proof of Publication form.** The applicant pays the cost of publication, but the Water Rights Program records require an affidavit or Proof of Publication. Delays in receiving the affidavit can be costly to the applicant.

Sincerely,


Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CU T HERE-----

Nos. 1703-1 & 1704-1

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

Date _____

We are in receipt of your letter of February 10, 2000, enclosing Notice of Hearing to Appropriate Water by Application Nos. 1703-1 & 1704-1 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 February 16, 2000, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NOS. 1703-1 and 1704-1 to Appropriate Water

Notice is given that Mike and Debie Palmer, PO Box 2276, Rapid City SD 57709 have filed applications for a water permit to irrigate a sod farm.

Application No. 1703-1 proposes to appropriate 0.44 cubic feet of water per second (cfs) (200 gallons per minute) from one well (Minnelusa Formation) 820 feet deep located in the SE ¼ SE ¼ Section 5 to irrigate 17 acres located in the SE ¼ SE ¼ Section 5; all in T2N-R7E.

Application No. 1704-1 proposes to appropriate 0.44 cubic feet of water per second (cfs) (200 gallons per minute) from a pond located in the SE ¼ SE ¼ Section 5 to irrigate 17 acres located in the SE ¼ SE ¼ Section 5; all in T2N-R7E. This pond is supplied by incidental surface run-off and the flow from a neighboring well (Minnekahta Formation), located in the NE 1/4 SE 1/4 Section 5, T2N-R7E on adjoining property.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 1703-1 and 1704-1 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. In accordance with SDCL 46-2A-23, the Chief Engineer will act on the applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the applications or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting these applications or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, 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 March 6, 2000.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.



AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA COUNTY OF MEADE

Joan M. Lewis, being duly sworn, says: That the Meade County and, during all the times hereinafter mentioned, was a legal newspaper, SDCL 17-2-2, as amended, published at Sturgis, Meade County, Dickson Media, Inc.; that affiant is and, during all of said times, was an accountant by the publisher of such newspaper and has personal knowledge of the facts stated in the affidavit; that the notice, order or advertisement, which is attached, was published in said newspaper for successive days on the following dates:

<u>February 16</u>	200	<u>0</u>	
<u>February 23</u>	200	<u>0</u>	
	200		
	200		
	200		

that the full amount of the fee charged for publishing the same, to wit \$ 45.10, insures solely to the benefit of the newspaper; that no agreement or understanding for the division of the fee has been made with any person, and that no part of the fee has been agreed to be paid to any other person.

Joan M.
Bookkeeper

Subscribed and sworn to before me this

23rd day of February, 2000

Tanjee Stansbury
Notary Public, South Dakota

Tanjee Stansbury
Notary Public

My commission expires January 4, 2006

Water application

NOTICE OF APPLICATION NOS. 1703-1 and 1704-1 to Appropriate Water

Notice is given that Mike and Debbie Palmer, P.O. Box 2276, Rapid City SD 57709 have filed applications for a water permit to irrigate a sod farm.

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Application No. 1704-1 proposes to appropriate 0.44 cubic feet of water per second (cfs) (200 gallons per minute) from a pond located in the SE 1/4 SE 1/4 Section 5 to irrigate 17 acres located in the SE 1/4 SE 1/4 Section 5; all in T2N-R7E. This pond is supplied by incidental surface run-off and the flow from a neighboring well (Minnekahta Formation), located in the NE 1/4 SE 1/4 Section 5, T2N-R7E on adjoining property.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 1703-1 and 1704-1 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. In accordance with SDCL 46-2A-23, the Chief Engineer will act on the applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the applications or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting these applications or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, 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 March 6, 2000.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, and the sig-

nature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.

Publ Feb. 16 and 23, 2000
Meade County Times-Tribune



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

MAR 30 2000

Mike & Debie Palmer
P.O. Box 2276
Rapid City, SD 57709

Dear Mr. and Ms. Palmer:

Enclosed are Water Permit Nos. 1703-1 and 1704-1 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permits.

Form 10's, *Notice of Completion of Works and Application of Water to Beneficial Use*, are enclosed. Please return these completed forms after you have finished the systems and have put the water to beneficial use. An investigation can then be scheduled so the water licenses may be issued, thus completing the acquisition of a water right.

An informational sheet *Common Water Right Questions?* is also enclosed. This sheet is intended to answer some of the questions associated with obtaining and keeping a water right.

Sincerely,

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

enclosures



THREE SUNS LANDSCAPING

MIKE PALMER
OWNER
7803 PALMER LANE
RAPID CITY SD.
57702

Telephone 605-787-9477
Fax 605-787-9477

DATE: 11-26-03

ATTN: Ken Buhler

If you have any questions
Please Feel Free To Call me on
my Cell phone 391-1903

Thank you
Mike Palmer

The owner of the Property the well is
on is Tom Norman He lives at the
Site where the well is.





FORM 2: Application for irrigation in South Dakota
(type or print)

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	(office use only) No. _____ Hydrologic Unit _____
	Basin _____
	Newspaper _____

Application For Permit To Appropriate Water For Irrigation
 Type of Application: ☒ New ☐ Vested Right ☐ Amendment/Correction to Permit No. _____
 (Use predates Mar 2, 1955)

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.)

A Replacement well

1. Name of Applicant Mike & Debbie Palmer Phone 605-787-9450
 (check one) ☒ Owner ☐ Tenant/lessee
 Mailing Address 7803 Palmer Ln. Rapid City State S.D. 57700
 (Street, RR, or Box and City) (Zip Code)
2. Amount of water claimed _____ *CFS or 200 **GPM ***AF Total Acreage 17
 (*Cubic Feet per Second) (**Gallons per Minute) (***) Acre Feet - storage capacity of dam/dugout or annual use if applicable)
3. Source of water supply well
4. Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) County Meade
1 well in SE 1/4 of the SE 1/4, Section 5, T.2N., R.7E., BHM
5. County or counties where water will be used Meade
6. Annual period during which water is to be used April till November
7. List below each forty acre division, or lot, or fraction thereof and show number of acres to be irrigated in each.
 (Attach sheet if more space is needed)

Land Description	Acres	Land Description	Acres
<u>SE 1/4 of the SE 1/4 sec 5, T.2N., R.7E.</u>	<u>17</u>		

8. Give a description of the project. (Attach sheet if more space is needed)
Will use water to irrigate turf on the 17 Acres listed above

 STATE OF SOUTH DAKOTA) SS
 County of Meade

Attachments: Attach Form 2A if diversion is from a well or dugout, or if storage of water is proposed. Attach map and any other technical information. (see instructions)

 I, Michael R. Palmer, the applicant, certify that I have read this application, have examined the attached map and that the matters stated are true and that I intend, and am able to complete the necessary construction.
Applicant's signature Michael R. Palmer

Subscribed and sworn to before me this _____ day of _____ 20____

Notary Public signature

Form 24 **Supplemental Information**
(Complete applicable portions only)

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter 7" 1st 200' 5" Remainder Depth 520' MINNICKATA
- b) Casing Type Steel Diameter 7" 200' 5" Remainder Thickness 1/4"
- c) Screen Type NONE Diameter Thickness
- d) Gravel Pack Cement & Bentonite Length of Gravel Pack
- e) Depth to Top of Water Bearing Material 520' MINNICKATA
- f) Depth to Water (ground surface to water level) 0
- g) Distance to nearest existing domestic well:
- On applicants property On property owned by others 1000'

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field)
- b) System Capacity (gallons) Year Constructed
- c) Connected to the City of Sanitary System

3. Dugout Information

- a) Surface Dimensions Depth
- b) Depth to water (ground surface to water level)

4. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below for each dam. The locations of the dams need to be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam, please give their name and address:



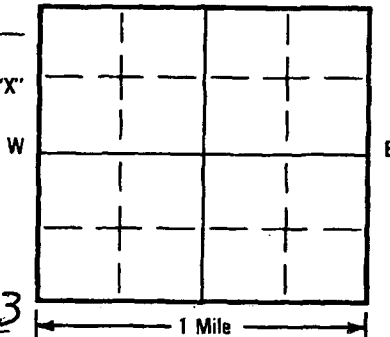
- b) Freeboard
- c) Crest Width
Crest Length
- d) Height
- e) Primary Outlet Capacity
If pipe, diameter
- f) Secondary Spillway Capacity
Spillway Width
- g) X & Y Slope
Upstream
Downstream
- h) Surface Area of Impoundment
- i) Storage Acre Feet
- j) Drainage Area Above Dam Acres

SOUTH DAKOTA WATER WELL COMPLETION REPORT

07-92

Location SW 1/4 SW 1/4 Sec 5 Twp 2N Rg 7E
County MEADE

Please mark well location with an "X"



Well Completion Date

12/17/2003Well Owner: Mike Palmer

Business Name: _____

Address: _____

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
GREEN SANDY clay	0	60
SPEARFISH shale	60	512
MINNEKATA limestone	512	545
PURPLE siltstone	545	565
Opeche shale	565	620
MINNELUSA	620	800

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? 150 ft. from septic (identify source).

PROPOSED USE:

☒ Domestic/Stock ☐ Municipal ☐ Business ☐ Test Holes
☒ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

AIR RotaryCASING DATA: ☒ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>23</u> LB/FT	<u>7</u> IN	<u>11.5</u> FT	<u>220</u> FT	<u>8 3/4</u> IN
<u>17</u> LB/FT	<u>5.5</u> IN	<u>220</u> FT	<u>522</u> FT	<u>7 7/8</u> IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
<u>PORTLAND 95</u>	<u>14</u>	<u>14</u> lb./gal	<u>522</u> ft.	<u>0</u> ft.
Describe grouting procedure <u>PRESSURE grouted</u>				
<u>through casing</u>				

SCREEN: ☐ Perforated pipe ☒ ManufacturedDiameter 4 1/2 IN Length 240 FEETMaterial PVCSlot Size 200 Set From 522 Feet to 760 Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION: Was well disinfected upon completion?

☒ YES, How:Chlorine

____ NO, Why Not? _____

Laboratory sent to for water quality analysis _____

STATIC WATER LEVEL 20 Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced Flowrate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☐ PumpedDescribe: AIR Developed☐ Bailed☒ Other _____

Pumping Level Below Land Surface

200 ft. After 2 Hrs. pumped 200 GPM100 ft. After 2 Hrs. pumped 75 GPM

If pump installed, pump rate _____ GPM

REMARKS Fine loose SAND 780-790This well was drilled under license # 705

And this report is true and accurate.

Drilling firm DAKOTA Bice Drilling

Signature of License Representative

Frank Conway

Signature of Well Owner or Equitable Property Holder

Mike Palmer

RECEIVED

FEB 18 2004

Date: 2-13-04

WATER RIGHTS PROGRAM

2-18-04



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 9, 2004

Mike Palmer
PO Box 2276
Rapid City SD 57709

Dear Mr. Palmer:

Last November you faxed in a request for a replacement well for what I believe was the Minnekahta Formation well authorized for use by Water Permit No. 1704-1. This permit authorized diversion of water to irrigate a sod farm. The original Minnekahta well was located on neighboring property. Question arose regarding what formation you actually intended to construct the well. The matter was put on hold.

I believe you wanted to investigate whether an satisfactory Minnekahta well could be obtained and you were entertaining the idea of drilling deeper into the Minnelusa Formation. I found that there were two well completion reports submitted in February by Dakota Bice Drilling for this location (copies enclosed). One appears to be a low producing Minnekahta well while the other well is constructed into the Minnelusa Formation.

Currently, you hold Water Permit Nos. 1703-1 and 1704-1 for the irrigation of 17 acres. A copy of these water permits is enclosed.

Water Permit No. 1703-1 appropriates 200 gallons per minute (gpm) from a Minnelusa well located in the SE ¼ SW ¼ Section 5, T2N, R7E to irrigate 17 acres.

Water Permit No. 1704-1 appropriates 200 gpm from a pond that is supplemented with flow from a Minnekahta well on the neighbor's property for irrigation of the same 17 acres.

Your file has been sitting on my desk since last November and the last we left our discussion in January was that you were still working on the well. Are the wells completed and in operation? If so, did you intend the deeper Minnelusa well to be the one authorized by Water Permit No. 1703-1? Or is there another Minnelusa well being used for irrigation of the sod farm?

If the works are completed, we can schedule a on-site visit with a water rights staff person. The purpose of this visit is to see the system has been constructed as approved. Based on this review, a water license will be issued to reflect the irrigation system. If the system diverts more water or more acres are being irrigated, additional water permitting may be necessary.

Mike, after looking over this information, please give me a call. I want to make sure your water permits accurately reflect what is being done in the field.

Sincerely,

A handwritten signature in cursive script, appearing to read "Eric Gronlund".

Eric Gronlund
Water Rights Program, DENR
(605) 773-3352

enclosures

Water Rights Program - DENR
Conversation File Documentation

NAME OF PERSON OR FILE: Mike Palmer

ADDRESS: COUNTY: Meade

DATE: September 28, 2004 TELEPHONE:

RE: Call in response to my June 9, 2004 letter

COMMENTS:

Mr. Palmer called in response to my past letter on the wells drilled as part of his sod farm operation. He said that he drilled a Minnelusa well which is diverted to a pond prior to being used to water sod.

He said he the well on the neighboring property is still used. He said the neighbor runs his well to meet livestock needs in the spring and fall and to the extent possible Mr. Palmer continues to get overflow during these periods. In the times when there is no overflow from the neighboring well, he discharges his own well into the pond and then waters the sod from the pond.

I indicated that I may be in the area in late October to early November to conduct licensing investigations. Mr. Palmer gave me his cell phone number which is 391-1903.

NAME: Eric Humber



1703-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2009

NOTICE

TO: MIKE & DEBIE PALMER, 7803 PALMER LN, RAPID CITY, SD 57702

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

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1703-1& 1704-1. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 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) 1703-1& 1704-1 qualification:

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

The hearing will be held at **10:00 am, March 11, 2009** 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) 1703-1& 1704-1 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 **March 6, 2009**, you will no longer be in violation of your permit and your name will be deleted 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V7-IQ.pdf>

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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 25, 2009

1703-1
1704-1

Mike & Debie Palmer
7803 Palmer Ln
Rapid City SD 57702

Dear Mr. & Mrs. Palmer:

I am writing to acknowledge receipt of your 2008 irrigation questionnaires. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Permit Nos. 1703-1 and 1704-1.

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,

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

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

Permit No. 1703-1
Upper Cheyenne River - Water District

Report of Examination of Works and/or Application of Water to Beneficial Use

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

I have this day, **September 22, 2009**, made a thorough examination of the water use system constructed by **Mike and Debie Palmer** of **7803 Palmer Ln., Rapid City, SD 57709** holder of Permit No. **1703-1**, bearing the priority of **December 28, 1999** authorizing the diversion of **0.44** cu. ft. per second of the waters of the **Minnelusa Formation** for **Irrigation** purposes, in **Meade** County.

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm **Dakota Bice Drilling**
- 2) No. of Wells **1**
- 3) Depth(s) **800** feet
- 4) Well log is available **Y**

Casing:

- 1) Diameter **7 and 5 ½** inches
- 2) Length **520** feet
- 3) Type **Steel and Plastic**

Screen:

- 1) Type **PVC**
- 2) Length **240** feet
- 3) Static water level **20** feet

B. Works used to divert the water:

Pump:

- 1) Make **AY McDonald**
- 2) Model **23200S**
- 3) Size **2 hp**
- 4) Capacity **50** GPM

C. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by Y
- 2) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y
- 3) Exceptions to compliance are: None

The system is in Good condition with the point(s) of diversion located as follows:

Approximately 1,205 feet north and 435 west of the SE corner of Section 5-T2N-R7E

(N 44.15814, W -103.29385) (SE ¼ SE ¼)

The works are capable of diverting and conveying to the place of use 0.11 cu. ft. per second of water which is to be used for Irrigation.

Water has been put to beneficial use to the maximum extent as follows:

Section 5-T2N-R7E

SE ¼ SE ¼ - 11 acres

comprising a total of 11 acres of land and the license should be issued for 0.11 cfs.

All structures, wells and lands on map Y

Comments or other permit(s) associated with the project:



Mike DeFea

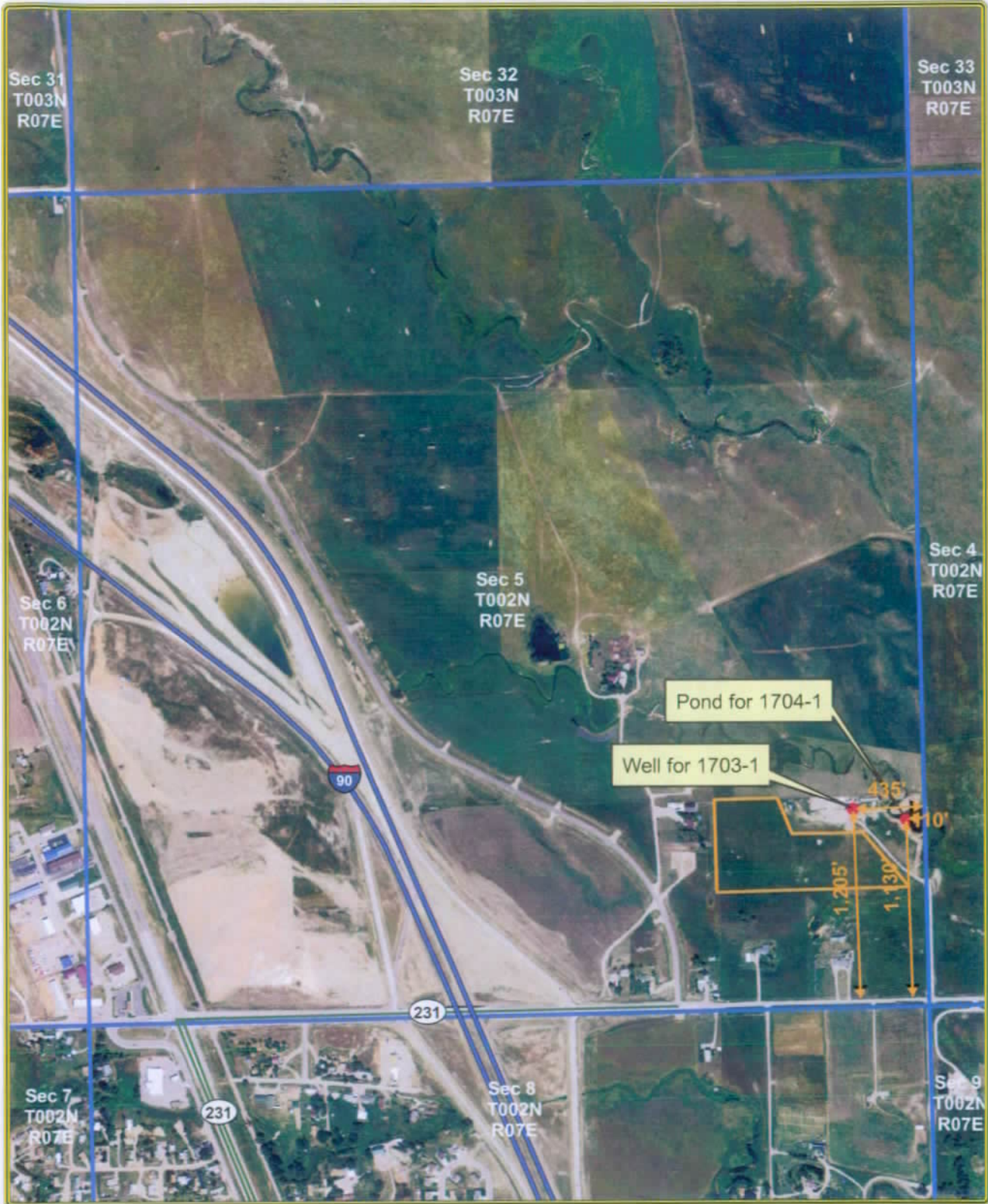
Natural Resources Engineer

DENR, Water Rights Program

Date report completed: April 20, 2011

Water Permit No. 1703-1 and 1704-1

Mike and Debbie Palmer
7803 Palmer Lane
Rapid City, SD 57709



Mike DeFea

Mike DeFea
Natural Resources Engineer
DENR, Water Rights Program
February 24, 2011

0 800 1,600 3,200 Feet



South Dakota
Department of Environment
& Natural Resources
Protecting SD's Tomorrow... Today

**STATE OF SOUTH DAKOTA
WATER LICENSE NO. 1703-1**

(1) Mike & Debie Palmer, 7803 Palmer Ln, Rapid City SD 57709 made Application No. 1703-1, December 28, 1999 for a water permit to divert 0.44 cubic feet of water per second from ground water (one well – Minnelusa Formation), Meade County, South Dakota for irrigation purposes. Permit No. 1703-1, with a priority date of December 28, 1999 was approved March 6, 2000 and issued to the applicants for diversion of water with construction of the described water supply system to be completed on or before March 6, 2005 and for the application to beneficial use of said water on or before March 6, 2009.

(2) It is certified that the permit holder 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 0.11 cubic feet of water per second for beneficial use.

The location of the diversion point is 1,205 feet north and 435 feet west of the SE corner of Section 5, T2N, R7W (SE ¼ SE ¼).

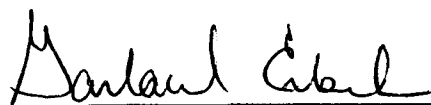
(3) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

Section 5, T2N, R7E - SE ¼ SE ¼ 11 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Mike & Debie Palmer, 7803 Palmer Ln, Rapid City SD 57709 the holders and/or owners of Water Right No. 1703-1 are issued a license to appropriate water, the right to use 0.11 cubic feet of water per second from ground water (one well – Minnelusa Formation) with a priority date of December 28, 1999 from the location specified in (2) of this license for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 1703-1 and subject to the following qualifications:

- The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
- The well authorized by Permit No. 1703-1 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) from the producing formation to the surface pursuant to Section 74:02:04:28. ***The well was drilled by Dakota Bice Drilling. A copy of log is on file with the Water Rights Program.***
- Pursuant to SDCL 46-5-6 which allows a greater diversion rate and volume if the method of irrigation, time constraints, or type of soils so requires. Permit Nos. 1703-1 and 1704-1, combined, authorize a maximum diversion rate for irrigation of 0.44 cfs and an annual volume of 22 acre feet of water for irrigation of 11 acres. ***The acre feet and acres irrigated are based on the developed acreage found during the licensing investigation.***
- This Permit is approved subject to the irrigation water use questionnaire being submitted each year.



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

AUG 19 2011

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

AUG 19 2011

1703-1
1704-1

Mike & Debie Palmer
7803 Palmer Ln
Rapid City SD 57709

Dear Mr. & Mrs. Palmer:

Enclosed are Water License Nos. 1703-1 and 1704-1. They are the final water right documents completing your process of obtaining Water Rights. Included with the licenses is a map prepared by the staff engineer who conducted the field investigation.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 1703-1, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in each of the Water Licenses, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

A handwritten signature in black ink, reading 'Garland Erbele'.

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

enclosures



1703-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2013

NOTICE

TO: MIKE & DEBIE PALMER, 7803 PALMER LN, RAPID CITY, SD 57702

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

SUBJECT: Reporting Requirement for 2012 Irrigation Questionnaire(s)

Our records indicate that the 2012 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1703-1& 1704-1. The request for the Questionnaire was dated October 12, 2012. The Water Management Board has directed that owners of water permits who have not submitted the 2012 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) 1703-1& 1704-1 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 7, 2013** 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) 1703-1& 1704-1 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 **March 4, 2013**, 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: <http://denr.sd.gov/iq.aspx>

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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 29, 2013

1703-1
1704-1

Mike & Debie Palmer
7803 Palmer Ln
Rapid City SD 57702

Dear Mr. & Mrs. Palmer:

I am writing to acknowledge receipt of your 2012 irrigation questionnaires.

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right Nos. 1703-1 and 1704-1. 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,

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

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



1703-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2015

NOTICE

TO: MIKE & DEBIE PALMER, 7803 PALMER LN, RAPID CITY, SD 57702
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaire(s)

Our records indicate your 2014 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1703-1 & 1704-1. The request for the Questionnaire was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 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) 1703-1 & 1704-1 qualification:

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

The hearing will be held at **10:00 am, March 4, 2015** 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) 1703-1 & 1704-1 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 **March 4, 2015** 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: <http://denr.sd.gov/iq.aspx>

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.

1703-1



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

February 4, 2015

1703-1
1704-1

Mike & Debie Palmer
7803 Palmer Ln
Rapid City SD 57702

Dear Mr. & Mrs. Palmer:

I am writing to acknowledge receipt of your 2014 irrigation questionnaires.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right Nos. 1703-1 and 1704-1. 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



1703-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: MIKE & DEBIE PALMER, 7803 PALMER LN, RAPID CITY, SD 57702

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) 1703-1 & 1704-1. 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) 1703-1 & 1704-1 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) 1703-1 & 1704-1 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: ATOVVL**

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.

1703-1



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 13, 2020

Nos. 1703-1 and 1704-1

Mike & Debbie Palmer
7803 Palmer Ln
Rapid City SD 57702

Dear Palmers:

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

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Permit Nos. 1703-1 and 1704-1. 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,

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

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



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2021

NOTICE

TO: MIKE & DEBIE PALMER, 7803 PALMER LN, RAPID CITY, SD 57702

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

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaire(s)

Our records indicate your 2020 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1703-1 & 1704-1. The request for the Questionnaire was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 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) 1703-1 & 1704-1 qualification:

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

The hearing will be held at **Wednesday, March 3, 2021 at 10:00 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) 1703-1 & 1704-1 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 **March 3, 2021** 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/ig> using this password: QJXLOC**

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.



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 16, 2021

NOTICE

TO: Mike & Debie Palmer, 7803 Palmer Ln, Rapid City SD 57702

FROM: Ron Duvall, Natural Resources Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program 

SUBJECT: Unclaimed Certified Mail Concerning Violation of Water Right Nos. 1703-1 & 1704-1

The attached notice was sent certified mail, return-receipt requested. The post office has returned the certified mail to our office marked "**unclaimed**". The envelope indicated the post office notified you January 25th and January 30th to pick up and sign for the certified mail before returning it to us February 9th.

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

RETURN SERVICE REQUESTED

RECEIVED

FEB 16 2021

WATER RIGHTS
PROGRAM

MIKE & DEBIE PALMER
7803 PALMER LN

RAPI NIXIE

553 DE 1

0002/11/21

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

UNC
5770299575 3182

BC: 57501318299

*0935-06106-22-42

US POSTAGE >> PITNEY BOWES
ZIP 57501 \$004.05°
02 4W
0000350462 JAN 22 2021



7019 1120 0001 2910 5522

1-25

1-35
2-9

1703-1

CERTIFICATION

I hereby certify that on February 16, 2021, I have personally deposited with the United States mail at Pierre, South Dakota, a first-class postage prepaid envelope containing a "NOTICE OF UNCLAIMED CERTIFIED MAIL" dated February 16, 2021 involving 2020 Irrigation Questionnaires following water rights/permits:

Water Right No. 4472-3

Darrell Biddle, 37461 287th St., Geddes, SD 57342

Water Right No. 2350-3

Bill Boyer, River Valley Farms, PO Box 486, Alcester, SD 57001-0486

Water Right No. 5777-3

Gerald A. Person, 11288 SD Hwy 27, Britton SD 57430

Water Right No. 6666-3

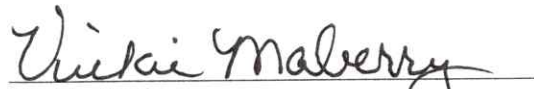
Brian Vilhauer, President, Dakota Trails Golf Course Inc., PO Box 165, Corsica SD 57328

Water Right No. 6316-3

Howard Athletic Club Inc., 508 E. Farmer Ave., Howard SD 57349-9017

Water Right No. 1703-1 & 1704-1

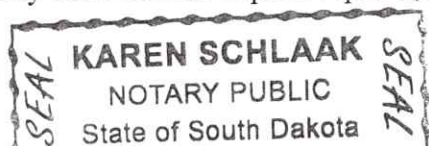
Mike & Debie Palmer, 7803 Palmer Ln., Rapid City SD 57702


Vickie Maberry
Senior Secretary-Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 16th day of February, 20 21.


Karen Schlaak Notary Public
My Commission expires April 1, 2025





DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 26, 2021

1703-1

1704-1

Mike & Debie Palmer
7803 Palmer Ln
Rapid City SD 57702

Dear Mr. & Mrs. Palmer:

I am writing to acknowledge receipt of your 2020 irrigation questionnaires.

You may disregard the January 22, 2021, "Notice" concerning reporting requirements for Water Right Nos. 1703-1 & 1704-1. The information was received in our office prior to the Water Management Board meeting and your names have been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 20, 2023

NOTICE

TO: MIKE & DEBIE PALMER, 7803 PALMER LN, RAPID CITY, SD 57702

FROM: Ron Duvall, Water Rights Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2022 Irrigation Questionnaire(s)

Our records indicate your 2022 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1703-1 & 1704-1. The request for the Questionnaire was dated October 21, 2022. The Water Management Board has directed owners of water permits who have not submitted the 2022 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) 1703-1 & 1704-1 qualification:

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

The hearing will be held at **Wednesday, March 8, 2023 at 9:30 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) 1703-1 & 1704-1 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 **March 8, 2023** 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://danr.sd.gov/iq> using this password: DYFFTP**

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.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 28, 2023

1703-1
1704-1

Mike & Debie Palmer
7803 Palmer Ln
Rapid City SD 57702

Dear Mr. & Ms. Palmer:

I am writing to acknowledge receipt of your 2022 irrigation questionnaires.

You may disregard the January 20, 2023, "Notice" concerning reporting requirements for Water Right Nos. 1703-1 and 1704-1. 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
Genny.mcmath@state.sd.us



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 14, 2025

NOTICE

TO: MIKE & DEBIE PALMER, 7803 PALMER LN, RAPID CITY, SD 57702

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaire(s)

Our records indicate your 2024 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1703-1 & 1704-1. The request for the Questionnaire was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 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) 1703-1 & 1704-1 qualification:

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

The hearing will be held at **Wednesday, March 5, 2025, at 9:30 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) 1703-1 & 1704-1 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 **March 5, 2025**, 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 Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: BGKEAF**

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.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 4, 2025

1703-1

1704-3

Mike & Debie Palmer
7803 Palmer Ln
Rapid City SD 57702

Dear Mr. & Ms. Palmer:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 1703-1 & 1704-1. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

Amanda Dewell
Permitting Administrator
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us



1703-1
1704-1

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2026

NOTICE

TO: MIKE & DEBIE PALMER, 7803 PALMER LN, RAPID CITY, SD 57702

FROM: Ron Duvall, Engineer III
for Adam Mathiowetz, PE, Acting Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaire(s)

Our records indicate your 2025 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1703-1 & 1704-1. The request for the Questionnaire was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 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) 1703-1 & 1704-1 qualification:

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

The hearing will be held on **Wednesday, March 4, 2026 at 9:30 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) 1703-1 & 1704-1 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 **March 4, 2026** 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 Shannon Konst at (605) 773-3352 or email at shannon.konst@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: JSUDLG**

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.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 30th, 2026

1703-1

1704-1

Mike & Debie Palmer
7803 Palmer Ln
Rapid City, Sd 57702

Dear Mr. & Ms. Palmer,

I am writing to acknowledge receipt of your 2025 irrigation questionnaire(s).

You may disregard the January 20, 2026, "Notice" concerning irrigation reporting requirements for your water permit/right(s). 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,

Shannon Konst
Water Rights Program
605 773-8204
Shannon.konst@state.sd.us



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 26th, 2026

1704-1
1703-1

Mike & Debi Palmer
7803 Palmer Ln
Rapid City, SD 57702

Dear Mike & Debi,

I am writing to acknowledge receipt of your 2025 irrigation questionnaires.

You may disregard the January 20, 2026, "Notice" concerning reporting requirements for Water Right Nos. 1704-1, 1703-1. 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,

Shannon Konst
Water Rights Program
605 773-8204
Shannon.konst@state.sd.us