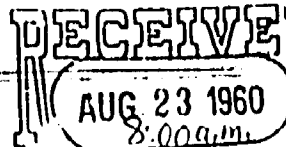


506-1

1. Considered 12.21, 1960
2. Name of Applicant GUY & Helen TUCKER
3. Post Office Address NISLAND
4. Amount of water claimed 2.75
5. Source of water supply Bellatona River & Ocean water
6. Water to be used for irrigation
Acres to be irrigated 193
7. Water to be diverted and used in Bellatona County about
25.3E miles of Nisland.
8. Proof of Publication Received ☒
Not Received ☐
9. Application Approved ☐
Subject to ☐
Not approved ☐
Action deferred ☐
10. Remarks:

No. **506-1**Water Division No. **1** **BELLE FOURCHE RIVER** District **MA**
(Blanks to be filled by the Engineer for the W. R. C.)

JHC: C.J.M.

APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

Name of applicant: ~~Ray and Helen Tucker~~ **BOB BARTELS**, *Nisland* 57762
Postoffice address ~~Nisland~~, County **Butte**, State **So. Dak.**

I. If a corporation

- (a) Name of same
(b) Date and place of incorporation
(c) Amount of capital stock
(d) Amount paid in
(e) Names and addresses of directors

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)

~~_____~~ **X** ~~_____~~ **X** ~~_____~~ **X** ~~_____~~ **X**(b) Cash on hand, \$ ~~_____~~ **X** ~~_____~~ **X**(c) Treasury stock, \$ ~~_____~~ **X** ~~_____~~ **X**(d) Bonds to be issued, \$ ~~_____~~ **X** ~~_____~~ **X**(e) Other resources, \$ ~~_____~~ **X** ~~_____~~ **X**2. Name of diversion work: **The Tucker Irrigation Project**3. Amount of water claimed **5.75** cubic feet per second

4. Source of water supply **The Belle Fourche River**
Between a point **N 90°E 132'** from the **N 1/4 Cor. 8/14** and a point **N 42°E 1777'**
5. Location of point of diversion **from the S 1/4 Cor. 8/14, T. 1 N., R. 5 E-BHM Rt. (So.) bank.**
Also from a point N 88°W 1255' from the **E 1/4 Cor. 8/15, T. 8 N., R. 5 E-BHM**
from the Lt. or North bank of a drain ditch. bank County.

6. Annual period or periods during which water is to be used **April 1st thru Sept. 30th**

7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?
- Gravity**

(a) Number of acres to be irrigated **193** acres.**SW-NW 29 Ao., SE-NW 35 Ao., NW-NE 31 Ao., SW-NE 31 Ao., NW-SE 16 Ao. Sec. 14**

(b) Legal subdivisions to be irrigated

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

NE-NE 3 Ao., SE-NE 37 Ao., NE-SE 11 A, Sec. 15, T. 8 N., R. 5 E-BHM(c) Statement as to domestic use (giving location, etc.) **Total 193 Ao.****Stockwater and irrigation**

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

(a) Nature of use **Stockwatering & Irrigation**
Name any of the above uses claimed(b) Amount of power to be generated **X** ~~_____~~ horse power.Amount claimed for engine cooling **X** ~~_____~~(c) Location of plant **X** ~~_____~~(d) Method of developing power **X** ~~_____~~(e) Point where water will be returned to stream **X** ~~_____~~

MAP NO 426-1

3. Estimated cost of work:

(a) Head Gates, \$----- Pumping equipment (Estimated) Pumping plant, \$1400.00
 (c) Plumbing, \$----- (d) Canal earth, \$----- Pock, \$-----
 (e) Other structures ----- \$----- Total, \$-----

8. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

II. Dimensions of works.

(a) Dam: Height ----- feet; length at bottom ----- feet; length at top ----- feet; thickness at bottom ----- feet; thickness at top ----- feet; slope at front water face ----- slope at back face ----- material used in construction -----
 (b) Reservoir: Capacity when filled ----- acre feet. Surface area at highwater mark ----- acres.

DEPTH AT OUTLET-FEET	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	FEET	ACRE-FOOT CAPACITY

(c)* Head gate: Width ----- feet; height ----- feet;
 Material -----
 (d) Canal: Total length ----- miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work ----- 4 ----- years.
 11. Time required for complete application of water to the proposed beneficial use ----- 4 ----- years.
 12. Choice of newspaper for publication of notice of intention to appropriate -----

The Belle Fourche Bee, Belle Fourche, So. Dak.

STATE OF SOUTH DAKOTA

County of Butte

I, Guy and Helen Tucker (husband and wife), 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, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed

Subscribed and sworn to before me this 11th day of August 19-60

Carl M. Cornell,

Notary Public

*Each diversion must have a headgate or measuring device

FLAT
OF
THE TUCKER IRRIGATION PROJECT
Sections 14 and 15, T.8 N., R.5 E-BHM,
Butte County, South Dakota

Scale; 1 inch = 66 feet.
6 inches = 1 mile.

- SURVEYOR'S CERTIFICATE -

I, Carl M. Cornell, Licensed Surveyor, in and for the State of South Dakota, do hereby certify that, at the request of Guy and Helen Tucker of Mislead, Butte County, South Dakota, I have made a survey of the irrigable tracts shown hereon, for the purpose of computing the irrigable area contained in these applicant's "Application for a Permit to Appropriate Water for Irrigation Purposes," and for the further purpose of furnishing the required map of said irrigable land, to be furnished as a part of the said application.

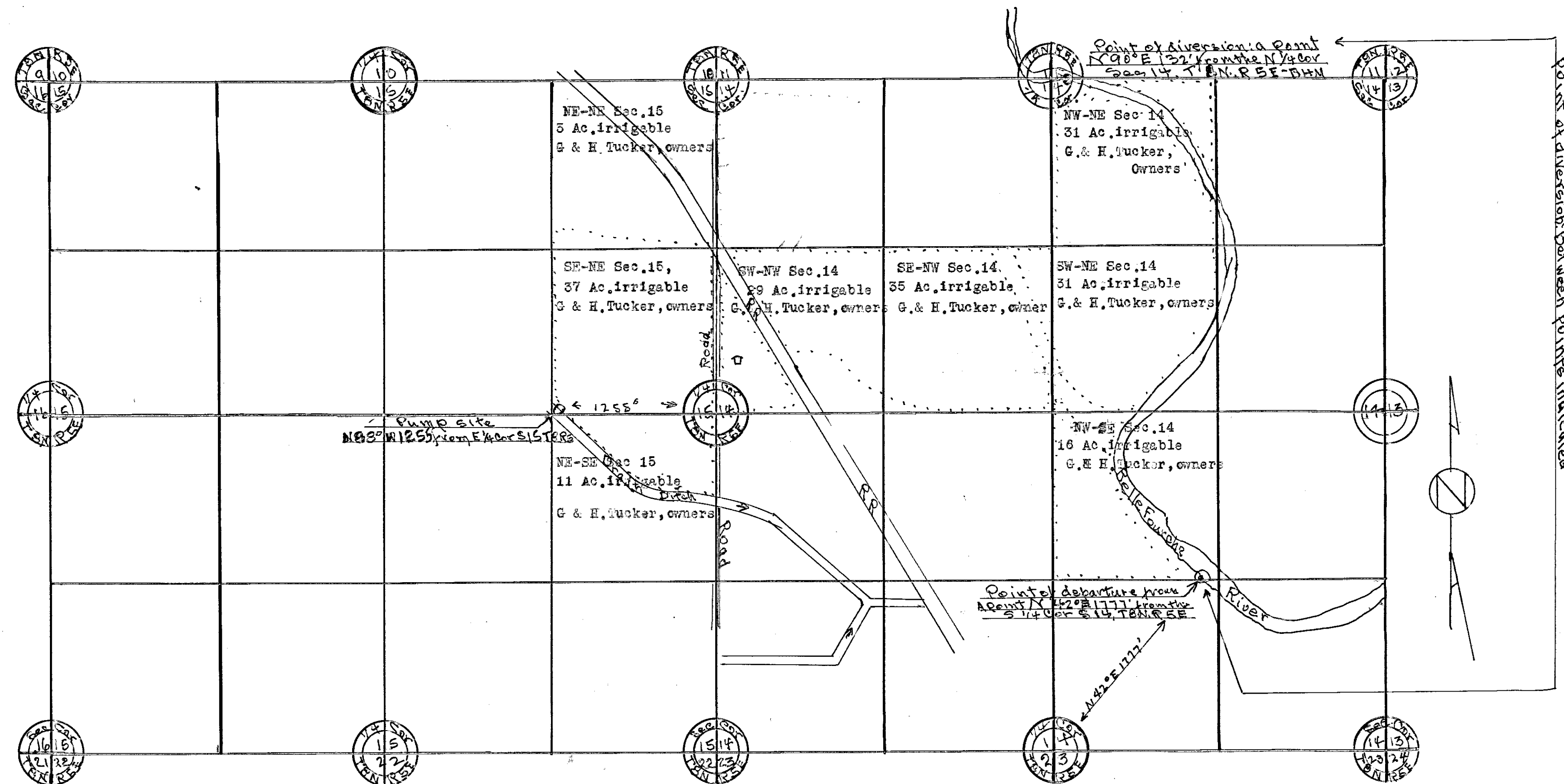
I further certify, that the bearings and lengths of the several lines shown hereon and their location, with reference to the Government Land Corners shown, are correct, to the best of my knowledge and belief.

Subscribed and sworn to at Buffalo, South Dakota, this 16th day of August 1960.

SIGNED: *Carl M. Cornell*
Carl M. Cornell, Licensed Surveyor.
(141)

Subscribe and sworn to before me at Buffalo, South Dakota, this 16th day of August 1960.

Jane Henderson
Notary Public (544)



Remarks by State Water Resources Commission:

Primarily, water available for this permit is return flows from the Belle Fourche Project. Such available flows may be reduced or changed by different water utilization by the project. The use of water under this permit is contingent upon water supplies being available to prior water rights. Lands described in this permit which receive water from the Belle Fourche Project may not receive water under this permit at the same time water is being obtained from the Belle Fourche Project.

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, December 30, 1960

This is to certify that the foregoing application was received by the Commission at 8:00 o'clock a.m. upon the 23rd day of August, 1960

State Water Resources Commission

By: Durton Z. Jones

Chief Engineer, Executive Officer

Number of permit 506-1

Date of first receipt of application August 23, 1960

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right August 23, 1960

Approved December 21, 1960, Recorded in Book 6 Page 171

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before _____

December 21, 1962

2nd. The whole of said work is to be completed on or before December 21, 1964

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is _____

December 21, 1968

4th. The water appropriated shall be used for the purpose of irrigation

5th. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed 2.75 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually

and beneficially applied for irrigation on or before December 21, 1960; said water to be used during the following described annual period:

APRIL TO SEPTEMBER, inclusive

Witness my hand this 30th day of December, 1960

State Water Resources Commission

By: J. Robinson

Chief Engineer, Executive Officer

Certificate of Construction Issued MAY 21, 1968

Water License Issued MAY 21, 1968

STATE OF SOUTH DAKOTA

WATER LICENSE No. . . . 506-1 .

WHEREAS, On the 23rd day of August A. D. 1960
Guy and Helen Tucker

of Nisland County of Butte and State of
South Dakota duly made application (No. 506-1) to us for a permit to use 2.75
cubic feet per second of the waters of the Belle Fourche River
County of Butte, State of South Dakota, for irrigation
purposes; and

WHEREAS, On the 30th day of December A. D. 1960
Permit No. 505-1 was issued to said applicant for the diversion of said water, and providing for the
completion of the works of diversion therein described on or before the 1st day of
December 64 A. D. 1964 and for the application to beneficial use of said
water on or before the 21st day of December A. D. 1968
and,

WHEREAS, On the 16th day of April A. D. 1968
the holder of said permit duly made proof of the completion of adequate works for the diversion of
2.00 cubic feet per second of said waters, as evidenced by our Certificate No. 506-1
dated May 21, 1968 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use 2.0 cubic feet per second of water, with date of
priority of August 23, 1960 and,

WHEREAS, On the 16th day of April A. D. 1968
proof was duly made of the application to beneficial use of .23 cubic feet per second of said water;
for irrigating 17 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, T8N, R5E.

NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota,
We hereby grant and confirm to Guy and Helen Tucker
of Nisland the holder ^S and owner ^S of said permit No. 506-1
a water right, dating from August 23, 1960 to the use of .23
cubic feet per second of the waters of the Belle Fourche River
in the County of Butte and State of South Dakota, or so much thereof as may be
necessray for the purposes hereinbelow mentioned, to be diverted, at on the S boundary of the
NW 1/4 SE 1/4, Section 14, T8N, R5E at the river crossing
and conducted to and upon 17 acres in the NW 1/4 SE 1/4, Section 14, T8N, R5E

for the purpose of irrigation, subject to any limitations listed in the
Permit to Appropriate Water, and

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the
State, and subject, also to the local or community customs, rules and regulations which have been or may be
adopted from time to time by a majority of the users from a common source of supply, canal or lateral from
which such water may be taken, when such rules and regulations have for their object the economical use of such
water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 21st day of May A. D. Nineteen
Hundred and sixty-eight

State Water Resources Commission

By:

J.W. GRIMES
Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

in Book _____ of _____ Page _____

Permit No. 506-1BELLE FOURCHEWater Division No. 1 RIVER Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Guy and Helen Tucker

of Nisland, County of Butte, and State of South Dakota, the holder of Permit No. 506-1, issued upon Application No. 506-1, bearing date of priority of August 23, 1960, authorizing the diversion of 2.75 cu. ft. per second of the waters of the Belle Fourche River County of Butte, State of South Dakota, at the south boundary of the NW 1/4, SE 1/4, Section 14, T8N, R5E at river crossing for irrigation

purposes, has fully complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory condition for diverting and conveying to the place of intended use 2.0 cu. ft.

per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows,

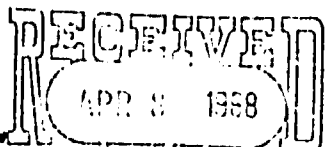
to-wit: 17 acres in the NW 1/4, SE 1/4, Section 14, T8N, R5E, as shown on
Water Right Map 426-1.

Witness my hand this 31st day of May, A. D. 1968

State Water Resources Commission

By:

J.W. GRIMES
Chief Engineer, Executive Officer

Location No. 306-1Water Division No. 1Belle Fourche River
Water DistrictSTATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

Proof of Application of Water to Beneficial Use

PETITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. GUY S & HELEN TUCKER

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent,) your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State date of posting and date of recording notice of appropriation.

Ans. AUGUST 1960

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. BELLE FOURCHE RIVER Any place along
river in NW 1/4 SE 1/4 sec 14, T8N. R5E

Ques. 5. Describe your works of diversion giving length and height of each dam and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use, and date of completion of same.

Ans. Leads pump and pipe each year as needed pumps
water into 1/2 mile of ditches - pumps up to 2 c.f.s
completed in 1961

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Irrigation of 17 acres west of river
in NW 1/4 SE 1/4 section 14, T8N R5E.

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. _____

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. 1 1/2 c.f.s

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

Ques. 10. State when, how, in what amount and to what extent, the water diverted under above mentioned permit has been used.

Ans. Used each year since 1961

(Sign)

Guy S. Tucker

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in _____, County of _____

State of South Dakota, on this _____ day of _____ A. D. 19____

Witnesses.

Guy S. Tucker
Helen A. Tucker

I, the undersigned, do hereby certify that I am a duly qualified elector residing in the immediate vicinity of the diversion works designated in the foregoing testimony, that I have no interest in the works, water or land above described, that I have read the foregoing testimony and that I know of my own personal knowledge that the matters therein stated are true.

Location No. _____

**PROOF OF APPLICATION OF
WATER TO BENEFICIAL USE**

PETITION OF HOLDER

Amount of Water _____ c. f. s.

Source _____

County _____

Purpose _____

Place of Use _____

Date of recording _____

Received and filed _____

Permit No. 506-1Water Division No. 1Butte
County
Water District

Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that ~~in accordance with your letter of authorization dated~~ ~~10-1-60~~, I have ~~this day~~ made a thorough examination of the diversion works constructed by Guy & Helen Tucker, of Nisland, Butte County, South Dakota, holders of Permit No. 506-1, issued upon Application No. 506-1, bearing date of priority of August 23, 1960, authorizing the diversion of 3.75 cu. ft. per second of the waters of Butte Furber River for irrigation purposes. I have to report on the condition of the same as follows:

The diversion works comprise: The land is irrigated under the Butte Furber Irrigation Project. Mr. Tucker reports that he also irrigate 17 acres by leasing a pump and pipe from neighbors (Same pump and pipe as 114th in license 509-1) and pumps up to 2 Gfs in existing 1/2 mile of ditch and the system is in the following condition: Fair.

The point of diversion is located South boundary of NW 1/4 SE 1/4 section 14, T8N, R5E river crossing

The works are capable of diverting and conveying to the place of use 2.0 cu. ft. per second of water, which is to be used for irrigation

The legal sub-divisions to be irrigated are:

17 Acres in NW 1/4 SE 1/4 section 14, T8N, R5E is shown on Wyo. 1947 map 426-1

comprising a total of 17 acres of land.

The domestic use intended comprises None

The utilization for power, mining, or other beneficial uses comprises:

None

Witness my hand, this 16th day of April, A. D. 1960.

—SEAL—

Donald Nisland

Examining Engineer.

Deputy Chief Engineer
Water Resources Comm.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }

County Butte }

ss.

Laurence Weyler being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the -----

Belle Fourche Bee a newspaper which during the whole time of publication or said notice herein after stated, has been and is printed and published in the

city of Belle Fourche County of Butte and State of South Dakota;

that the said notice was published in said newspaper on the following dates:

Nov 25, 1960

Dec. 2, 1960

Dec. 9, 1960

Dec. 16, 1960

in each and every issue of the full number thereof, the first publication being made on the 25 day of Nov

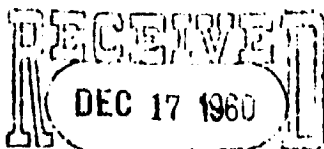
1960 and the last publication on the 16 day of

December 1960, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he

was ----- the printer and publisher of the said newspaper.

Laurence Weyler

Subscribed and sworn to before me this 16 day of December A. D. 1960



STATE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTA

Notary Public Butte County, S. D.

Notary Public, Butte County, So. Dak.
My Commission Expires Sept. 29, 1966

APPROPRIATION OF WATER

Office of State Water
Resources Commission
Pierre, S. Dak.

November 19, 1960

Notice is hereby given that Guy and Helen Tucker whose postoffice address is Nisland, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.75 cubic feet of water per second of time from the Belle Fourche River through the Tucker Irrigation Project, the point of diversion of which is to be located on the right bank of said stream between a point in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, and a point in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 14 Twp. 8N Range 5E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

S $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14; E $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 15, T 8N R 5E

and for stockwatering purposes. This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 21st day of December, 1960, at 2 P.M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources
Commission

By: Burton F. Jones
Water Right Specialist
B4t 11/25 12/2-9-10

(First Publication on or before Nov. 24, 60.)**APPROPRIATION OF WATER**

Office of State Water Resources Commission,

Pierre, S. Dak., November 19, 19 60

Notice is hereby given that Guy and Helen Tucker whose postoffice address is Island S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.75 cubic feet of water per second of time from the Belle Fourche River through the Tucker Irrigation Project, the point of diversion of which is to be located on the right bank of said stream between a point in the NW 1/4 NE 1/4 Sec 14, and a point in the NW 1/4 of the SE 1/4 of Section 14 Twp. 8N Range 5E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SE NW 1/4, NE 1/4 NE 1/4 and NW 1/4 SE 1/4 Sec 14; E 1/4 NE 1/4 and NE 1/4 SE 1/4
Sec 15, T 8N R 5E

and for stockwatering purposes.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 21st day of December, 19 60, at 2 P. M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

cc: Lawrence Woyler-Publisher
Belle Fourche Bo.
Belle Fourche, South Dakota

State Water Resources Commission

By:

~~XXXXXXXXXXXXXXXXXXXX~~
Burton F. Jones
Water Right Specialist

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Resources Commission
State Office Building No. 2
Pierre, South Dakota 57501

Date APRIL 1, 1970

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

NW¹SE¹, SECTION 14, T8N, R5E

formerly owned by GUY & HELEN TUCKER, NISLAND

has been transferred to BOB BARTELS, NEWELL

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 506-1 as provided for in Section 61.0127 of the 1960 Supplement to the South Dakota Code of 1939.

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

A fee of one dollar is hereto attached to cover filing fees as required under Section 61.0159 of the 1960 Supplement to the South Dakota Code of 1939.

STATE OF SOUTH DAKOTA)
County of Hughes) ss.

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

Bob Bartels
(Signed)

Suscribed and sworn to before me this 1st day of April, 19 70

Betty Westlund
(Notary Public)
Betty Westlund, Technical Assistant
Water Resources Commission

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

June 10, 1981

Bob Bartels
Niisland, SD 57762

Mr. Bartels:

The rules adopted by the Water Management Board for establishing a water use control area on the Belle Fourche River, Whitewood Creek and Owl Creek requires that the water right holder be assessed a fee of ten dollars for each cubic foot per second or portion thereof of the diversion capability of the diversion works plus twenty-five cents for each acre irrigated as shown by the water rights of record in the Division of Water Rights. These fees are required to be paid to the Division of Water Rights by July 1, 1981.

Permits for which fees have not been paid by July 1, 1981 shall be refused the right to divert water for the remainder of the year. The fees paid will be used to defray the costs of providing water master services within the water use control area. The following is a tabulation of your assessment.

<u>Permit No.</u>	<u>Diversion Rate</u>	<u>Acreage</u>	<u>Fee</u>
✓506-1	0.23	17.0	\$14.25
892-1	1.00	70.0	\$27.50
TOTAL			\$41.75

Please make check or money order payable to the Dept. of Water and Natural Resources and send to the Division of Water Rights, Joe Foss Building, Pierre, SD 57501.

If you have any questions, do not hesitate to contact this office.

Very truly yours,

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

JH/JW/gy

Equal Opportunity Employer

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8263

June 15, 1981

PIERRE, Robert and Rose H. Bartels, Hisland, SD 57762

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)

Fee for inspecting Construction, and issuing Cert. of Construction No.

Fee for inspecting Beneficial Use, and issuing Water License No.

Fee for issuing Location Certificate-Dry Draw, No.

Fee for filing

Fee for certified copy of

Fee for Print copy of map

Fee for Certifying

water master services on WR# 506-1

Fee for (any other work as provided by law)

14.25

TOTAL

14.25

WATER RIGHTS COMMISSION

By Chief Engineer Executive Officer

STATE OF SOUTH DAKOTA

Do not use this space.

DIRECT VOUCHER

AGENCY VOUCHER No.	DATE
1	11/10/81

PAYEE

Bob Bartels
Nisland, SD 57762

DEPT.

DWR, Water Rights Division
Foss Bldg.
Pierre, SD 57501STAPLE
HERE

AGENCY

ADDRESS

Agency	Fund	Sub Fund	Prog. Act	Obj. Sub. Obj.	Agency Coding	Amount	Contract No.
200301	699	01	0000	0301		36.95	1
							2
							3
							4
							5
							6
							7
							8
							9
							10
TOTAL						22 36.95	

Warrant # 82079301
AC # 077402
date 11/10/81

NOTE: Vendors invoice must be attached.

Invoice No.(s)	Date Delivered	QUAN.	DESCRIPTION OF SERVICE OR COMMODITY	UNIT PRICE	AMOUNT	MEMO
			Refund of unexpended funds collected from the Belle Fourche River and tributaries Water Use Control Area Permit Owners			
			506-1 Bob Bartels	12.61		
			892-1 " "	24.34		
				36.95	36.95	
TOTAL					36.95	

I certify that this claim is in all respects true and correct and the same is hereby approved.

Under the penalties of perjury that this claim is in all respects true and correct and the same is hereby approved.

I hereby certify that this claim has been examined by me, and to the best of my knowledge and belief is in all things true and correct and the same is hereby approved.

Claimant Signature

Date

DIVISION APPROVAL

DATE

APPROVAL SIGNATURE

DATE

Belle Fourche River and Tributaries
Water Use Control Area
Financial Report
1981

Summary of Receipts and Expenditures
June, 1981 - July, 1981

	<u>Receipts</u>	<u>Disbursements</u>	<u>Balance</u>
Collections (Water User's fees)	\$7,379.37	\$	\$
Watermaster (Salary and Mileage)		2,028.62	5,350.75
	<u>\$7,379.37</u>	<u>\$2,028.62</u>	<u>\$5,350.75</u>

Detailed Report of Receipts

No.	Name	<u>Diversion Rate</u>	<u>Acreage</u>	<u>Receipts (total fee)</u>	<u>Amount Returned</u>
789-1	Louis Budmayr	0.90	95.50	\$ 34.00	\$ 30.10
429-1	Ed Brunner & Son	1.43	106.00	46.50	41.16
429-1A	Mel Pittman	1.07	79.00	40.00	35.41
506-1	Bob Bartels	.23	17.00	14.25	12.61
892-1	Bob Bartels	1.00	70.00	27.50	24.34
417-1A	Quinten & Karen Watson	.53	78.00	29.50	26.11
417-1B	Clarence Anderson	1.43	206.00	64.00	56.65
417-1	Mrs. Eddie (Vivian) Anderson	1.15	69.00	69.50	61.52
531-1	Ruby Dillinger	1.27	89.29	42.50	37.62
1162-1	Charles & Dorothy Shaykett	4.61	324.70	131.00	115.96
1210-1	Charles & Dorothy Shaykett	1.80	128.30	52.00	46.03
1132-1	Ezra Pauley	4.00	285.00	111.25	98.48
1204-1	Art Haitz, Jr.	2.19	153.00	68.25	60.41
1205-1	Harlan K Schnell	1.88	132.00	53.00	46.91
1215-1	H L & Mildred Brunner	3.00	264.50	96.12	85.08
418-1	Alex Miller	1.67	117.00	49.25	43.59
1213-1	Robert W Grant	1.43	100.00	45.00	39.83
419-1	Herman Stark	2.50	179.00	74.75	66.17
421-1	Lee Dutton	2.50	175.00	73.75	65.28
1049-1	Thorval Jensen	1.47	103.00	45.75	40.50
1122-1	Thorval Jensen	4.88	324.14	135.75	120.16
1160-1	Thorval Jensen	1.90	133.49	53.50	47.36
1029-1	Homestake Mining	1.39	97.00	44.25	39.17
910-1	Donald Halbmaier	2.50	175.00	73.75	65.28
1165-1	Tom Bowen	2.85	200.00	80.00	70.81
722-1	Edith Anderson & Tom Bowen	2.80	196.00	79.00	69.93
1148-1	Homestake Mining	13.50	948.00	377.00	333.71
430-1	Gerald Wetz	1.65	116.00	49.00	43.37
432-1	Roy Casteel	4.30	307.00	126.75	112.20
414-1	Mary Ann Schummer	3.40	239.00	99.75	88.30
411-1	Edward Poss	5.10	452.00	173.00	153.13
440-1	David A Richards	5.00	416.00	154.00	136.32
1149-1	Homestake Mining	3.20	226.00	96.50	85.42
1150-1	Homestake Mining	7.60	534.00	213.50	188.96
437-1	McHenny Ranch Inc.	5.90	418.00	164.50	145.61
1151-1	Homestake Mining	5.50	390.00	157.50	139.41
821-1	George Levin & Sons	7.00	490.00	192.50	170.40
1136-1	George Levin & Sons	3.07	215.00	93.75	82.98

Detailed Report of Receipts Cont.

No.	Name	Diversion Rate	Arreage	Receipts (total fee)	Amount Returned
1152-1	Homestake Mining	6.60	462.00	\$ 185.50	\$ 164.20
449-1	George Wurnig	5.00	365.00	171.25	151.59
1153-1	Homestake Mining	6.10	428.00	177.00	156.68
311-1	Lester Clark	16.61	1,163.60	461.00	408.06
310-1	Lester Clark	6.76	473.20	188.50	166.85
248-1	Lawrence Burke	0.90	64.00	26.00	23.01
1077-1	Charles M Arneson	1.44	131.00	52.75	46.69
165-1	Trigg Ranches Inc.	4.30	301.00	275.00	243.42
122-1	Trigg Ranches Inc.	3.75	263.00		
1146-1	Trigg Ranches Inc.	1.89	336.00		
928-1	Charles Wennberg	2.20	155.00	68.75	60.86
912-1	Gilbert Alan	1.46	101.80	45.50	40.28
926-1	Donald Berger	2.04	143.00	65.75	58.20
1176-1	Arthur J Odekoven	2.30	163.00	70.75	62.63
1190-1	Neil Shuck	3.53	247.00	101.75	90.07
611-1	Alex Miller	3.35	235.00	98.75	87.41
569-1	Ramona McFarland	0.97	68.00	27.00	23.90
870-1	Eugene C Bishop	0.70	49.00	22.25	19.70
401-1	Kenneth & Dorothy Aker	1.88	132.00	53.00	46.91
135-1	Walter Hoffman	3.11	220.00	95.00	84.09
408-1	James A Mickelson	3.10	218.00	94.50	83.65
469-1	Raymond Garness	1.30	91.00	42.75	37.84
1218-1	William Dillinger	.40	42.70	20.75	18.37
1222-1	John Ismay (Norman)	1.11	79.00	30.75	35.19
1154-1	Homestake Mining	4.50	319.00	129.75	114.85
285-1	Edgar Colin Smart	1.42	150.00	67.50	---
331-1	Anna Stetta (Louis Budmayr)	1.87	131.00	52.75	---
472-1	Timothy Reich	2.00	167.84	62.00	---
275-1	John Durr	1.90	133.00	53.25	---
271-1	Herbert Clarkson	.06	43.00	20.75	---
296-1	Robert Helmer	2.50	179.00	74.75	---
308-1	Lewis Bertolotto	.64	45.00	21.25	---
282-1	James Jeffrey	1.05	73.70	35.50	---
1182-1	George Leach	1.60	108.00	1.00	---
228-1	Thornton Vallery	.72	54.17	23.75	---
290-1	Thornton Vallery	5.50	386.00	156.50	---
264-1	Thornton Vallery	.22	15.30	14.00	---
321-1	Clarence & Lawrence Fcos	1.64	115.00	48.75	---
962-1	Ione A Shevling	3.00	251.00	92.75	---
960-1	Thornton & Gwenivere Vallery	.50	35.00	18.75	---
289-1	Thornton & Gwenivere Vallery	1.02	75.00	38.75	---
273-1	Ruben & Esther Kling	.46	32.60	18.25	---
273-1A	Ruben & Esther Kling	1.54	108.40	47.25	---
1177-1	Ruben & Esther Kling	3.30	231.00	97.75	---
416-1	Creta & Leslie Miner	2.66	198.00	79.50	---
865-1	Solomn Stark	2.14	150.00	67.50	---
287-1	David G Rathbun	2.20	154.00	68.50	---
1126-1	John Lewis	3.11	339.00	124.75	---



Department of Water & Natural Resources

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

March 23, 1987

BOB BARTELS
BOX 154 SR
NISLAND, SD 57762

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 892-1, (506-1). The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 2:00 pm, May 6, 1987 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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

1. Amend Permit No(s). 892-1, 506-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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

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

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

South Dakota Department of
Water & Natural Resources

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

April 13, 1987

506-1
892-1

Bob Bartels
HC 76 Box 154
Nisland, SD 57762

Dear Mr. Bartels:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaire. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Right Nos. 506-1 and 892-1 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,



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

 **Department of
Water & Natural Resources**

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

January 29, 1988

BOB BARTELS
HC 76 BOX 154
NISLAND, SD 57762

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation
Questionnaire

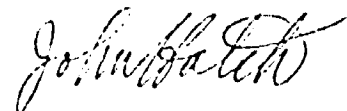
Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 506-1 892-1. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 9:00 am, March 2, 1988 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-7, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 506-1, 892-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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



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

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, your name will be deleted from the agenda for the hearing.

SOUTH DAKOTA Department of
Water & Natural Resources

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

February 16, 1988

506-1
892-1

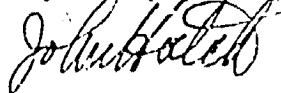
Bob Bartels
HC 76, Box 154
Nisland SD 57762

Dear Mr. Bartels:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 506-1 & 892-1 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,



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

 **Department of
Water & Natural Resources**

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

February 13, 1990

506-1
892-1

James Sheeler, Jr
PO Box 195
Vale, SD 57788

Dear M. . Sheeler:

Enclosed are partially completed "Notice of Transfer" forms for use in filing an ownership change on Water Right Nos. 506-1 and 892-1. Please check over the forms and sign them in the presence of a notary public. Upon completion of the forms, return them to our office with a required filing fee of \$2.50 each (total of \$5.00).

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

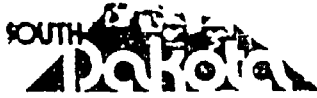
If you have any questions, please contact me.

Sincerely,



GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosure



Department of Water & Natural Resources

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

February 9, 1990

BOB BARTELS
HC 76 BOX 154
NISLAND, SD 57762

NOTICE

RE: Violation of Requirement to Submit 1989 Irrigation Questionnaire

Our records indicate that the 1989 Irrigation Questionnaire has not been submitted for Permit No(s). 892-1, 506-1. The request for the Questionnaire was dated October 13, 1989. The Water Management Board had directed that owners of water permits who have not submitted 1989 Irrigation Questionnaire be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 8:30 am, March 7, 1990 at the Howard Johnson's, Jefferson-Roosevelt Room, I-90 at LaCrosse, Rapid City SD.

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

1. Amend Permit No(s). 892-1, 506-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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

If the questionnaire(s) is received in this office before the March 7th hearing date, your name will be deleted from the agenda for the hearing.

Very truly yours,

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

SOUTH DAKOTA
Department of
Water & Natural Resources

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

February 16, 1990

506-1
892-1

James Sheeler, Jr.
PO Box 195
Vale SD 57788

Dear Mr. Sheeler:

I am writing to acknowledge receipt of your 1989 irrigation questionnaire for Water Permit No. 506-1 and 892-1. You may disregard the February 9, 1990 Notice of failure to submit the 1989 irrigation questionnaire. Your questionnaire was received prior to the March Water Management Board meeting and your name was deleted from the agenda pertaining to the hearing.

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

Sincerely,

Ron Duvall, KS

RON DUVALL
Natural Resources Engineer
Water Rights Division

NOTICE OF TRANSFER OF OWNERSHIP

506-1

No. _____

TO: Chief Engineer
Water Rights Division, DWR
5.3 East Capitol
Pierre, SD 57501-3181

Date: June 19, 1990



I/We request that Water ~~Permit~~/Right No. 506-1

formerly owned by: Bob Bartels

be transferred to: (name & address) James Sheeler, Jr., P.O. Box 195,
Vale, South Dakota 57788 (telephone No.) 605-456-2333

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

17 acres - NW 1/4 Section 14, T8N, R5E

I/We understand that the validity of Water ~~Permit~~/Right No. 506-1 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 BUTTE)

I/We James Sheeler, Jr. 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.

James Sheeler Jr.
(Signed)

Subscribed and sworn to before me this 19th day of June, 19 90.

SEAL
My Commission Expires: 2-5-95

Mike D. Holman
(Notary Public)

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 water 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 Water and Natural Resources

411275

Pierre, June 20, 1990

RECEIVED OF James Sheeler, Jr., Box 195, Vale, SD 57788-0195

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____ Water Right No. 506-1	2	50
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	2 50

By John H. H. H.
Chief Engineer

 **Department of
Water & Natural Resources**

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

June 21, 1990

506-1
892-1

James Sheeler, Jr.
Box 195
Vale, SD 57788-0195

Dear Mr. Sheeler:

Enclosed are Receipt Nos. 412274 and 412275 in the amount of \$2.50 each which you paid for transfer of Water Right Nos. 506-1 and 892-1.

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

Sincerely,

Marie R. Arthur

MARIE R. ARTHUR
Secretary
Water Rights Division
(605) 773-3352

enclosure



506-1

DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 1, 1991

JAMES SHEELER, JR
PO BOX 195
VALE SD 57788

NOTICE

RE: Violation of Requirement to Submit 1990 Irrigation Questionnaire

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 506-1, 892-1. The request for the Questionnaire was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 Irrigation Questionnaire be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 9:15 am, February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre SD.

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

1. Amend Permit No(s) 506-1, 892-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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

If the questionnaire(s) is received in this office before the February 27th hearing date, your name will be deleted from the agenda for the hearing.

Very truly yours,

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

● SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested. 1. ☒ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Ext. charge)							
3. Article Addressed to: JAMES SHEELER, JR PO BOX 195 VALE SD 57788	4. Article Number P694 057 473 Type of Service: <table border="0"> <tr> <td>☐ Registered</td> <td>☐ Insured</td> </tr> <tr> <td>☒ Certified</td> <td>☐ COD</td> </tr> <tr> <td>☐ Express Mail</td> <td>☐ Return Receipt for Merchandise</td> </tr> </table> Always obtain signature of addressee or agent and DATE DELIVERED.	☐ Registered	☐ Insured	☒ Certified	☐ COD	☐ Express Mail	☐ Return Receipt for Merchandise
☐ Registered	☐ Insured						
☒ Certified	☐ COD						
☐ Express Mail	☐ Return Receipt for Merchandise						
5. Signature — Addressee X <i>James Sheeler Jr.</i>	8. Addressee's Address (ONLY if requested and fee paid.)						
6. Signature — Agent X							
7. Date of Delivery 2/5/91							

South Dakota



DEPARTMENT OF WATER & NATURAL RESOURCES
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

February 19, 1991

506-1

(506-1)
892-1

James Sheeler, Jr
PO Box 195
Vale, SD 57788

Dear Mr. Sheeler:

I am writing to acknowledge receipt of your 1990 irrigation questionnaires for Water Right Nos. 506-1 and 892-1. You may disregard the February 1, 1991, Notice of failure to submit the 1990 irrigation questionnaire. With receipt of the questionnaires, your name has been deleted from the February Water Management Board meeting agenda.

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

Sincerely,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division



January 9, 1998

506-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOTICE

TO: JAMES SHEELER, JR, RR 3 BOX 10, VALE, SD 57788

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1997 Irrigation Questionnaire(s)

Our records indicate that the 1997 Irrigation Questionnaire has not been submitted for Permit No(s) 506-1, 884A-1 & 892-1. The request for the Questionnaire was dated October 17, 1997. The Water Management Board has directed that owners of water permits who have not submitted the 1997 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 9:45 am, February 25, 1998, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 506-1, 884A-1 & 892-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before February 20, 1998, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 13, 1998

506-1
884A-1
892-1

James Sheeler, Jr
RR 3 Box 10
Vale, SD 57788

Dear Mr. Sheeler:

I am writing to acknowledge receipt of your 1997 irrigation questionnaires. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit Nos. 506-1, 884A-1 and 892-1.

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

If you have any questions, please contact me.

Sincerely,

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

September 10, 1998

Sheldon Sheeler
Box 163
Vale, SD 57788

Dear Mr. Sheeler:

I am contacting you with regard to your September 9th telephone conversation with Del Brosz.

It is my understanding that James Sheeler has passed away and you were inquiring about water rights held in his name. The following is a list of water rights with James Sheeler's name on them. They are as follows:

Water Right No.	Name	C.F.S.	Source of Water	Acres - Description
No. 412-1	Sheeler Farms (% James Sheeler)	3.30	Cottonwood Creek & the Belle Fourche River	234 acres - NE ¼ NW ¼, S ½ NW ¼, N ½ SW ¼ Sec. 28 & N ½ SE ¼ Sec. 29, T8N, R6E
No. 471-1	A James & Sheldon Sheeler	1.00 cfs	Cottonwood Creek	74 acres - S ½ NE ¼ Sec. 29, T8N, R6E
No. 506-1	James Sheeler, Jr.	0.23 cfs	Belle Fourche River	17 acres - NW ¼ SE ¼ Sec. 14, T8N, R5E
No. 655-1	A James Sheeler	0.35 cfs	ground water (sump hole)	78 acres - NE ¼ Sec. 24, T8N, R5E and W ½ NW ¼ Sec. 19, T8N, R6E
No. 892-1	James Sheeler, Jr.	1.00 cfs	Belle Fourche River	70 acres - W ½ NE ¼, SE ¼ NW ¼ Sec. 14, T8N, R6E

Enclosed, as you requested, is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change with Partial Vested Water Right No. 412-1. No. 471-1 should probably be transferred to your name also. It is currently held in both your names, however in order to have it listed solely in your name, a transfer form is required. Basically, this shows that the permit holder requested the action and the staff didn't arbitrarily cross someone's name off a water right.

Please review the forms and make any necessary corrections or additions. Please complete the portion titled "to be transferred to: (name and address)...". You will need to sign the forms in the presence of a notary public and return them to our office with a required filing fee of \$2.50 each (total of \$5.00).

continued

Page 2
September 10, 1998
Sheldon Sheeler

With respect to the water rights held in James' name, who should we be directing transfer forms and correspondence to for those? The reason I ask is because we are getting ready to mail out the 1998 irrigation questionnaires (in October) and I want to be sure I get them to the right person(s).

During your phone conversation with Del, you asked about whether or not the yearly irrigation questionnaires for James' water rights were being returned. I reviewed the past few years and found that we do have them on file.

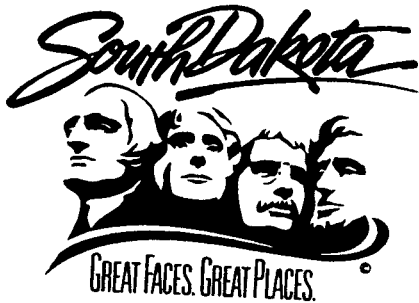
Thank you Mr. Sheeler for getting in touch with us concerning these water rights. If I can answer any other questions for you, please get in touch with me. The transfer of Partial Vested Water Right No. 412-1 and Water Right No. 471-1 will be effective once we receive the completed forms and filing fees in our office.

Sincerely,



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

enclosures



January 14, 2004

NOTICE

506-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

TO: JAMES SHEELER, JR, RR 3 BOX 10, VALE, SD 57788

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

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaires

Our records indicate that the 2003 Irrigation Questionnaires have not been submitted for Permit Nos. 412-1 & 471-1, 506-1, 884A-1 & 892-1. The request for the Questionnaires was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 506-1, 884A-1 & 892-1 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 412-1 & 471-1 qualification:

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

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

1. Suspend or cancel Permit No(s) 412-1 & 471-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 506-1, 884A-1 & 892-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or 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 questionnaires are received in this office on/or before February 27, 2004, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath (605) 773-3352.

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



506-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 3, 2004

412-1
471-1
506-1
892-1

James Sheeler Jr
13154 River Loop Rd
Vale SD 57788

Dear Mr. Sheeler:

I am writing to acknowledge receipt of your 2003 irrigation questionnaires. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right Nos. 412-1, 471-1, 506-1 and 892-1.

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

If you have any questions, please contact me.

Sincerely,

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



506-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 10, 2003

James Sheeler
RR 3 Box 10
Vale SD 57788

Dear Mr. Sheeler:

Awhile back, you contacted our office concerning the ownership changes needed for Water Right Nos, 506-1 and 892-1. Enclosed are copies of those water rights.

Also enclosed are partially completed Notice of Transfer of Ownership forms for filing an ownership change. The forms should be completed and signed by the new owner(s). Upon completion they need to be returned to our office with a required filing fee of \$2.50 each. The check or money order for the fee can be made payable to the Water Rights Program.

Eric Gronlund spoke with you concerning the water rights and there was some discussion on ownership of Water Right No. 884-1. I have included a copy of the water right for your review. A transfer was filed by Albert Sheeler for a portion of the water right in January, 1990 (SW ¼ SE ¼ Section 29). The other owner at the time (Dale Johnson) would never follow up on the ownership changes.

Our intent was to divide and reissue No. 884-1 into "884A-1" and "884B-1" to reflect separate ownership. I have been mailing irrigation questionnaires to you for No. 884A-1. The records indicate the land was last irrigated in 1992. Mr. Johnson has never filed questionnaires so I am unable to determine if his portion was irrigated or not.

Ownership of water rights are certainly transferable, however changing ownership of a water right that may have been abandoned or forfeited due to nonuse does not revive the water right. I have included excerpts from our water laws dealing with these issues.

If you have any questions concerning the enclosed information, please get in touch with either myself or Eric Gronlund at (605) 773-3352.

Sincerely,

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

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 506-1

Date: Feb 27 2004

I/We request that Water Right No. 506-1

formerly owned by: James Sheeler, Jr

be transferred to: (name & address) Marlen + Grace Larson

18926 Vale Cutoff Rd

Nisland, S.D. 57762

Telephone No. 605-257-2619

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

17 acres - NW 1/4 SE 1/4 Section 14, T8N, R5E

I/We understand that the validity of Water Right No. 506-1 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

I/We Marlen + Grace Larson the new owner, certify that the above information is true and correct.

Marlen A Larson

(Signed by new owner)

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

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

506-1



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 4, 2004

506-1
892-1

Marlen & Grayce Larson
18926 Vale Cutoff Rd
Nisland SD 57762

Dear Mr. & Mrs. Larson:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" forms and filing fee you submitted for transferring Water Right Nos. 506-1 and 892-1.

Enclosed is your check in the amount of \$5.00. I noticed when processing the transfers that the check was not quite completed or signed. Please complete the check and return it to us. I'm sending along a postage paid envelope for your convenience.

Thanks in advance for your help.

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date March 8, 20 04

RECEIVED OF Grayce Larson, 18926 Vale Cutoff Rd., Nisland SD 57762

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2.50	
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>506-1</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	2.50	
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No. 001217

By Darland Erbele

Chief Engineer gm



506-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 9, 2004

506-1
892-1

Marlen & Grayce Larson
18926 Vale Cutoff Rd
Nisland SD 57762

Dear Mr. & Mrs. Larson:

Thank you for following up on the ownership change for Water Right Nos. 506-1 and 892-1. The transfers have been completed. The water rights formerly listed in the name of James Sheeler, Jr. are now listed in your names.

Each year in October, we mail out the annual irrigation questionnaire. Enclosed is a sample copy for your review. This will give you an idea of what type of information you will need to keep track of during the irrigation season.

An additional item I wanted to make you aware of is that in order to maintain water rights, they need to be used. I am including excerpts of our water laws and Water Management Board rules dealing with this issue.

Also enclosed is your Receipt Nos. 001217 and 001218 in the amounts of \$2.50 each. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures



506-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

May 15, 2017

506-1
892-1

Patti Larson
12850 Rivervale Farm Lane
Nisland SD 57762

Dear Ms. Larson:

Thank you for contacting our office concerning the need for ownership changes on Water Right Nos. 506-1 and 892-1. The water rights are currently listed in the name of Marlen and Grayce Larson (copies enclosed).

Enclosed are partially completed Notice of Transfer of Ownership forms for filing an ownership change with each water right. Upon completion, please sign and return the forms to our office with a required filing fee of \$50.00 each (total of \$100). The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please contact me.

Sincerely,

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

enclosures: copies of water rights, two transfer forms, postage paid envelope

RECEIVED

JUN - 7 2017

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 506-1

Date: 6/1/17

I/We request that Water Right No. 506-1

formerly owned by: Marlen & Grayce Larson

be transferred to: (name & address) CRAIG D. HECKERT
12850 Riverview Farm Ln.
Nisland, SD 57762 Telephone No. 605-430-0669

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

17 acres - NW 1/4 SE 1/4 Section 14, T8N, R5E

I/We understand that the validity of Water Right No. 506-1 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We CRAIG D. HECKERT, the new owner, certify that the above information is true and correct.

Craig Heckert
(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 6/7, 20 17

RECEIVED OF Craig Heckert 12850 Rivervale Farm Ln Nisland SD 57762

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	50	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 <u>506-1</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **08258**

By

Jeanne Lockman
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

506-1

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

denr.sd.gov

June 8, 2017

506-1
892-1

Craig D Heckert
12850 Rivervale Farm Ln
Nisland SD 57762

Dear Mr. Heckert:

I am writing to acknowledge receipt of the transfer forms and filing fees submitted for changing ownership on Water Right Nos. 506-1 and 892-1.

The ownership changes have been completed. The water rights formerly held by Marlen and Grayce Larson are now listed in your name.

For informational purposes, each year we mail out an irrigation questionnaire to all water right holders in South Dakota for reporting their annual water use. I am including a copy of one of the reports filed last year for Water Right No. 506-1. This will give you an idea of what type of records to keep during the irrigation season.

Enclosed for your records are Receipt Nos. 08258 and 08259 in the amounts of \$50 each. These are fees you paid for filing the ownership changes. If I can answer any questions for you, please let me know.

Sincerely,

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

enclosures

506-1 + 892-1



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 11, 2024

506-1
892-1

J & M Rivervale Farm LLC
c/o James Nelson & Michael Neel
2333 Elk Rd
Sturgis SD 57785

Dear Sirs:

I have received your "Notice of Transfer of Ownership" form and the required fees. Enclosed are copies of the original water rights and a receipt of payment for your records.

Water Right Nos. 506-1 & 892-1 previously owned by Craig D Heckert are now listed under J & M Rivervale Farm LLC. I have also updated your contact information in our system.

As a reminder, so long as you use the water beneficially, as stated in the Water Rights, State Water Laws provide that you have a continuing right to use the water. Should the water not be put to beneficial use for a period longer than 3 consecutive years, without legal excuse, the rights will be subject to cancellation.

If you have any questions, please contact me.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

Mail to: SD DANR, Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 506-1+892-1

Date: 1-2-2024

I/We request that Water Right/Permit No. 506-1+892-1 formerly owned by:

Craig D. Heckert

be transferred to:

New Owner Name:

J+M Riverdale Farm, LLC

Address:

2333 Elk Rd

mobile: _____

City, State, Zip

Sturgis, SD 57785

email: _____

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

township 8 North, Range 5 East of the Black Hills
Meridian, Butte County, SD
Section 14: W 1/2 NE 1/4, S 1/2 NW 1/4, NW 1/4 SE 1/4,
except Tract A as shown in Plat Book 10 on Page 116

☒ I understand that the validity of Water Right/Permit No. 506-1+892-1 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below).

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

A fee of Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, James Nelson and Michael A. Neel, the new owner, certify that the above information is true and correct.

J+M Riverdale Farm, LLC, a limited liability company

James Nelson, Michael Neel
(signed by new owner)

James Nelson, Member and Michael A. Neel, Member

NOTE: Water permits may be cancelled for nonconstruction after the five-year construction period has expired. Once a water permit is developed, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following 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.

PAID

JAN 05 2024

Ck# 9220166
Rec't# 170/24

RECEIVED

JAN 05 2024

OFFICE OF
WATER

506-1 + 892-1

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Agriculture and Natural Resources

Date January 5, 2024RECEIVED OF SoDak Title for J&M Rivervale Farm, LLC 2333 Elk Rd., Sturgis SD 57785

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>506-1 + 892-1</u>	<u>\$100.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	TOTAL
	<u>\$100.00</u>

By


 Chief Engineer




**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 22, 2024

506-1
892-1

J&M Rivervale Farm LLC
c/o James Nelson
2333 Elk Rd
Sturgis SD 57785

Dear Mr. Nelson:

I am writing you today in hope of clearing the up question surrounding two checks that were received by our office.

The first check, Check No. 32566, was sent by SoDak Title for J&M Rivervale Farm LLC, in the amount of \$100.00 for the transfer of Water Right Nos. 506-1 and 892-1. Those transfers were processed January 11, 2024, and a letter of confirmation was mailed to the above address.

The second check, Check No. 3798, was sent by you, in the amount of \$100.00. No paperwork accompanied the check. Was this an accidental double payment, or was it intended for additional transfers, and simply sent without the paperwork?

Please review your records and let me know how you would like to proceed. If it was a double payment, the State will refund your \$100.00 payment.

Sincerely,

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

NOTE: There was no phone number or email address listed as contact for J&M Rivervale Farm LLC. Please complete the enclosed "supplemental information" form and return it in the prepaid envelope.

enclosure

RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date January 5, 2024

RECEIVED OF SoDak Title for J&M Rivervale Farm, LLC 2333 Elk Rd., Sturgis SD 57785

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>506-1 + 892-1</u>	\$ <u>100.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	
TOTAL	\$ <u>100.00</u>

PAID

JAN 24 2024

Ck# 5798

Rec't# 12464

By

Eric Ironlund

Chief Engineer

zm

RECEIVED

JAN 24 2024

OFFICE OF
WATER

RECEIVED

APR 05 2024

OFFICE OF
WATER

Water Right Nos. 506-1 & 892-1

J & M Rivervale Farm, LLC – 2333 Elk Rd, Sturgis SD 57785

c/o Jim Nelson phone: 605 490 2906 email: jimnelson779@gmail.com
c/o Michael Neel phone: 605 499 8908 email: _____

Please provide the above contact information to ensure that contact can be made with you for future questions and correspondence in regard to water rights held by J & M Rivervale Farm LLC.

Amanda,

I must of thought the letter of conformation was a bill so, I sent the \$100 dollar check. If you could refund it that would be great,

Jim Nelson

J & M Rivervale Farm, LLC