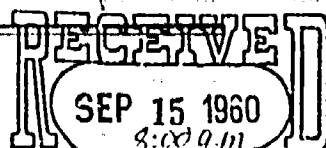


1. Considered 12-21, 1960 511-1
2. Name of Applicant Carl V. Shuman
3. Post Office Address Newfick
4. Amount of water claimed 1.52
5. Source of water supply Elm Lake
6. Water to be used for _____
Acres to be irrigated 106.88
7. Water to be diverted and used in Marshall County about 3 1/2 miles _____ of Elm Lake.
8. Proof of Publication Received ☒
Not Received _____
9. Application Approved ☒
Subject to _____
Not approved _____
Action deferred _____
10. Remarks:

No. 511-1Water Division No. 1 Belle Fourche River District
(Blanks to be Filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of applicant Carl V. Shuman
Postoffice address New Field County Meade State South Dakota

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)

contract

(b) Cash on hand, \$ _____ (c) Treasury stock, \$ _____

(d) Bonds to be issued, \$ _____ (e) Other resources, \$ _____

2. Name of diversion work Carl Shuman Irrigation Project #1
3. Amount of water claimed 319,440 cfs cubic feet per second 15 cfs per ft/sec
4. Source of water supply Fort Union Creek
5. Location of point of diversion NW 1/4 NE 1/4 Sec 30 T5N, R12E
211N on Fort Union bank Meade County.
6. Annual period or periods during which water is to be used May 1 to Oct 31
7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Combination pump & gravity(a) Number of acres to be irrigated 100.48 acres.(b) Legal subdivisions to be irrigated List on supplemental pages

(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.)

(c) Statement as to domestic use (giving location, etc.) _____

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

(a) Nature of use _____
Name any of the above uses claimed

(b) Amount of power to be generated _____ horse power.

Amount claimed for engine cooling _____

(c) Location of plant _____

(d) Method of developing power _____

(e) Point where water will be returned to stream _____

MAP NO. 431-1

8. Estimated cost of work:

(a) Head Gates, \$-----
 (c) Fluming, \$-----
 (e) Other structures \$-----
 (b) Pumping plant, \$3,000.00
 (d) Canal-earth, \$7,000.00
 Rock, \$-----
 Tot \$3,000.00
 Grand total \$10,000.00

9. 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-Feet 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 ----- 5 ----- years.
 11. Time required for complete application of water to the proposed beneficial use ----- 5 ----- years.
 12. Choice of newspaper for publication of notice of intention to appropriate Sturgis Tribune

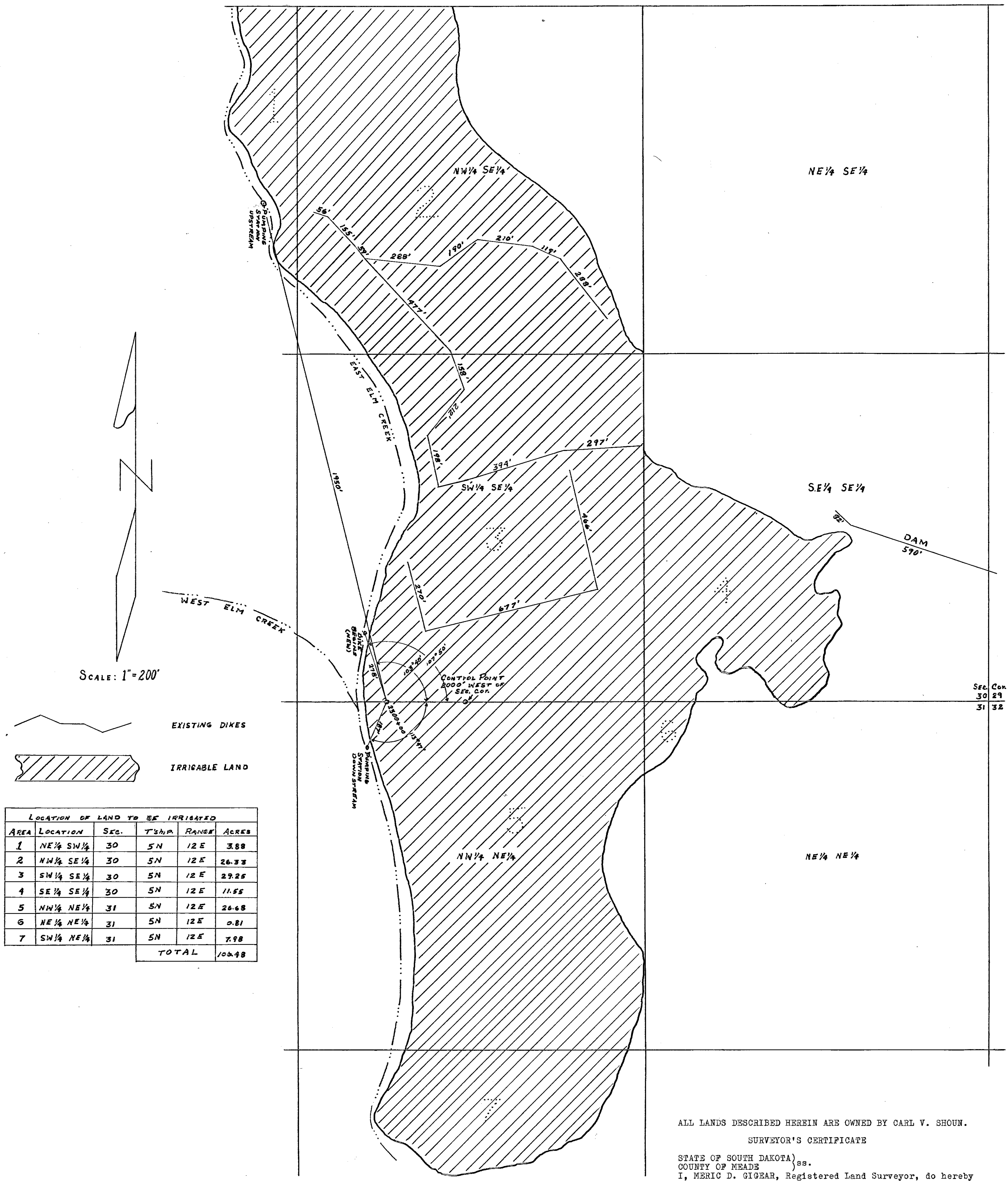
STATE OF SOUTH DAKOTA
 County of Meade } s

I, Carl V. Steiner, 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 Carl V. Steiner

Subscribed and sworn to before me this 22 day of Aug 1961

[Signature]
 Notary Public (or other qualified officer.)



Scale: 1"=200'

EXISTING DIKES
IRRIGABLE LAND

LOCATION OF LAND TO BE IRRIGATED					
AREA	LOCATION	SEC.	T&R	RANGE	ACRES
1	NE 1/4 SW 1/4	30	5N	12E	3.88
2	NW 1/4 SE 1/4	30	5N	12E	26.33
3	SW 1/4 SE 1/4	30	5N	12E	29.25
4	SE 1/4 SE 1/4	30	5N	12E	11.55
5	NW 1/4 NE 1/4	31	5N	12E	26.68
6	NE 1/4 NE 1/4	31	5N	12E	0.81
7	SW 1/4 NE 1/4	31	5N	12E	7.98
TOTAL					105.48

CARL SHOUN IRRIGATION PROJECT #1

ALL LANDS DESCRIBED HEREIN ARE OWNED BY CARL V. SHOUN.

SURVEYOR'S CERTIFICATE

STATE OF SOUTH DAKOTA) ss.
COUNTY OF MEADE
I, MERIC D. GIGEAR, Registered Land Surveyor, do hereby
certify that this map was made from field notes and aerial
photographs of the area and to the best of my knowledge it
correctly represents the lands involved and the locations
indicated.
IN WITNESS WHEREOF I have hereunto set my hand and seal
this 22nd day of August, 1960.
Meric D. Giegar
Registered Land Surveyor #1007

STATE OF SOUTH DAKOTA) ss.
COUNTY OF MEADE
On this 22nd day of August, 1960, before me, HELEN GIGEAR,
the undersigned officer, personally appeared MERIC D. GIGEAR,
known to me to be the person whose name is subscribed to the
above written instrument and acknowledged that he executed
the same for the purpose therein contained.
IN WITNESS WHEREOF I have hereunto set my hand and official
seal.
Helen Giegar
Meade County Auditor

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of HUGHES } ss.

Pierre, South Dakota, DECEMBER 23, 1960

This is to certify that the foregoing application was received by the Commission at 8:00 o'clock
9 a.m. upon the 15th day of SEPTEMBER, 1960

State Water Resources Commission

By:

Barton Z. Jones
Chief Engineer, Executive Officer

Number of permit 511-1

Date of first receipt of application SEPTEMBER 15, 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 SEPTEMBER 15, 1960

Approved DECEMBER 21, 1960, Recorded in Book 6 Page 145

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 _____

JUNE 21, 1962

2nd. The whole of said work is to be completed on or before DECEMBER 21, 1965

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

DECEMBER 21, 1965

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 1.52 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, 1965; said water to be used during the following described annual period:

MAY TO October, inclusive

Witness my hand this 23rd day of December, 1960

State Water Resources Commission

By:

Seelbinder
Chief Engineer, Executive Officer

Certificate of Construction Issued MAY 19, 1970

Water License Issued MAY 19, 1970

LOCATION OF LAND TO BE IRRIGATED					
AREA	LOCATION	SEC.	T'SHIP.	RANGE	ACRES
1	NE $\frac{1}{4}$ SW $\frac{1}{4}$	30	5N	12E	388
2	NN $\frac{1}{4}$ SE $\frac{1}{4}$	30	5N	12E	26.33
3	SW $\frac{1}{4}$ SE $\frac{1}{4}$	30	5N	12E	29.25
4	SE $\frac{1}{4}$ SE $\frac{1}{4}$	30	5N	12E	11.55
5	NN $\frac{1}{4}$ NE $\frac{1}{4}$	31	5N	12E	30.68
6	NE $\frac{1}{4}$ NE $\frac{1}{4}$	31	5N	12E	0.81
7	SW $\frac{1}{4}$ NE $\frac{1}{4}$	31	5N	12E	7.98
TOTAL					106.48

WATER LICENSE NO. ... 511-1

(1) WHEREAS, On the 15th day of September A. D. 19 60
Carl V. Shoun

made Water Right Application No. 511-1 for a permit to use 1.52 cubic feet per second of the water
of Elm Creek
County of Meade, State of South Dakota, for irrigation
purposes; and

(2) WHEREAS, On the 23rd day of December A. D. 19 60
Permit No. 511-1 with a date of priority of September 15, 1960

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 21st day of December A. D. 19 65 and for the
application to beneficial use of said water on or before the 21st day of December A. D. 19 65

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to completion of the construction of the water supply system and is entitled to divert 1.52 cubic feet
per second of water for beneficial use and,

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

for irrigating the following land in T5N, R12E

		Acres
Section 30	NE $\frac{1}{4}$ SW $\frac{1}{4}$	3.88
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	26.33
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	29.23
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	11.55
Section 31	NW $\frac{1}{4}$ NE $\frac{1}{4}$	26.68
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	.81
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	7.98
	Total	106.48 Acres

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Carl V. Shoun

of Viewfield, S.D.

the holder _____ and owner _____ of said permit No. 511-1 water right, dating from September 15, 1960

_____ to use of 1.52 cubic feet per second of the waters of Elm Creek

in the County of Deade and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point North 13° 40' West, 1950 feet from a point 2000 feet West of the SE Corner, Section 30, T5N, R12E

and conduct to and upon portions of Sections 30 and 31, T5N, R12E, Described on the face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 511-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 19th day of May A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

Permit No. 511-1Water Diversion No. 1 BELLE FOURCHE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Carl V. Shoun

_____ the holder _____ of
Permit No. 511-1, issued upon Application No. 511-1, bearing date of priority of September 15, 1960,
_____ authorizing the diversion of 1.52 cu. ft. per second of the waters of _____
Ela Creek _____ County of Meade, State of South Dakota at _____
a point North 13°40' West, 1950 feet from a point 2000 feet West of the
SE Corner, Section 30, T5N, R12 E
_____, for irrigation

_____ purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to _____ 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 30.0 cu. ft. per second of water.

Date May 19, 1970

WATER RESOURCES COMMISSION

By:

W. GRIMES, Executive Officer

Permit No. 511-1Water Division 1 BELLE FOURCHE RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by CARL V.
SHOUN of VIEWFIELD holder
of Permit No. 511-1, bearing date of priority of SEPTEMBER 15, 1960
authorizing the diversion of 1.52 cu. ft. per second of the waters of EAST ELM CREEK
for IRRIGATION purposes, in MEADE County.

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

The Water Use System consists of,

A. Works used to divert the water:

MAIN DAM IS ABOUT 15' HIGH & 70' LONG

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

SERIES OF DIKES - MAIN DIKE W/ 24" CULVERT
TUBES THRU DIKES VARY FROM 18"-15"-12"
TOWARD OUTREACHING AREAS - ALL GATED

C. Works used to apply water to beneficial use.

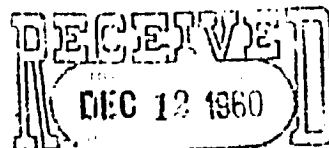
MAIN DIKES & SERIES OF SMALLER SPREADER
DIKES TO LEVELLED LANDThe system is in the following condition: VERY GOODThe point of diversion is located N 13° 40' W, 1450 FEET FROM THE
2000 FEET W OF SE CORNER, SECTION 30, T5N, R12EThe works are capable of diverting and conveying to the place of use UP TO 30 CFS
cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL IN T6N, R12E
SECTION 30

<u>NE 1/4 SW 1/4</u>	<u>2.88 AC.</u>	<u>NW 1/4 NE 1/4</u>	<u>26.68 AC.</u>
<u>NN 1/4 SE 1/4</u>	<u>26.33 AC.</u>	<u>NE 1/4 NE 1/4</u>	<u>.81 AC.</u>
<u>SW 1/4 SE 1/4</u>	<u>24.25 AC.</u>	<u>SW 1/4 NE 1/4</u>	<u>1.98 AC.</u>
<u>SE 1/4 SE 1/4</u>	<u>11.55 AC.</u>		

comprising a total of 106.48 acres of land.Date MAY 12, 1970

Quinton A. [Signature]
(Signature)
WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

PROOF OF PUBLICATION



STATE OF SOUTH DAKOTA }
County Meade } ss.

STATE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTA

Morris G. Hallock being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the

Black Hills Press a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the

City of Sturgis County of Meade and State of South Dakota;

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

Oct. 29, 1960

Nov. 5, 1960

Nov. 12, 1960

Nov. 19, 1960

in each and every issue of the full number thereof, the first publication being made on the 29 day of Oct.

1960 and the last publication on the 19 day of

Nov. 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.

Morris G. Hallock

Subscribed and sworn to before me this 5 day of December A. D. 1960.

Bob Lee

Notary Public Meade County, S. D.

My Commission Expires
April 12, 1968

No. 511-1
APPROPRIATION OF WATER
Office of State Water Resources
Commission
Pierre, S. Dak., October 26,
1960.
Notice is hereby given that
Carl V. Shoun whose postoffice
address is Viewfield, 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 1.51 cubic feet of water
per second of time from Elm
Creek through the Carl Shoun Irrigation
Project No. 1 the points
of diversion of which are to be
located on both banks of said
stream between a point in the
NE 1/4 NW 1/4 Sec. 31 and a point
in the NW 1/4 of the SW 1/4 of Section
30 Twp. 5N Range 17E. Said
water to be used for the purpose
of providing irrigation on portions
of the following described
land:
NE 1/4 SW 1/4 and SE 1/4 Sec. 30;
and NE 1/4 Sec. 31, all in 15N R
17E.
This application will be taken
up by the State Water Resources
Commission at their office at
Pierre for consideration upon the
31st 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
Press Oct. 26, Nov. 5, 12, 19

(First Publication on or before Nov. 24, 60.)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., October 35, 1960

Notice is hereby given that Carl V. Shoun whose postoffice address is Viewfield 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 1.52 cubic feet of water per second of time from ~~xxx~~ Elm Creek through the Carl Shoun Irrigation Project the points of diversion of which ^{are} to be located on ~~the~~ ^{both} between a point in the NE $\frac{1}{4}$ Sec 31 and a point on the bank of said stream in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 36 Twp. 5N Range 17E. Said water to be used for the purpose of providing irrigation on the following described land:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Sec 30; and NE $\frac{1}{4}$ Sec 31, all in T 5N R 17E

and for Irrigation 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

cc: Morris Hallowick-Publisher
Black Hills Press
Sturgis, South Dakota

By:

~~CHAS. H. HOLLOWICK~~
Burton F. Jones
Water Right Specialist

OVERSIZE

DOCUMENT IS

SUPPLEMENTARY

TO MICROFILM FILE

SOUTH DAKOTA
Department of
Water & Natural Resources

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

April 15, 1985

Robert Shoun
SR, Box 22
New Underwood SD 57761

Notice

Re: Violation of Requirement To Submit 1984 Irrigation Questionnaire

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s). 511-1. The request for the Questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

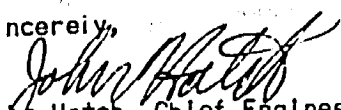
The hearings will be held at 10:30 a.m., May 15, 1985 in the Civil Defense Room, State Capitol Building, Pierre, South Dakota.

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

1. Amend Permit No(s). 511-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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

Sincerely,


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

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



Department of Water & Natural Resources

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Robert Shoun
St. Rt., Box 22
New Underwood, SD 57761

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

SUBJECT: Amendment to Water Permit No(s). 511-1.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 511-1 to add the following qualification:

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

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

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

Attachment to Water Permit No(s). 511-1

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 511-1 to add the following qualification:

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

South Dakota

DEPARTMENT OF WATER & NATURAL RESOURCES

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

GREAT FACES. GREAT PLACES.

February 1, 1991

ROBERT SHOUN
ST RT BOX 22
NEW UNDERWOOD SD 57761

NOTICE

RE: Violation of Water Permit No(s) 511-1

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 511-1. 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 permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s) 511-1 qualification:

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

The hearing will be held at 9:30 am, February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre SD.

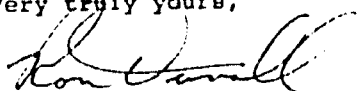
The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s) 511-1 until the 1990 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

If the questionnaire is received in this office before the February 27th hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,



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 boxes for additional service(s) requested. 1. ☒ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)	
3. Article Addressed to: ROBERT SHOUN ST RT BOX 22 NEW UNDERWOOD SD 57761	4. Article Number P 694 057 417 Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature — Addressee X <i>Robert Shoun</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature — Agent X <i>[Signature]</i>	
7. Date of Delivery 2-5-91	



DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 12, 1991

511-1

Robert Shoun
HC 81 Box 22
New Underwood, SD 57761

Dear Mr. Shoun:

I am writing to acknowledge receipt of your 1990 irrigation questionnaire for Water Right No. 511-1. You may disregard the February 1, 1991, Notice of failure to submit the 1990 irrigation questionnaire. With receipt of the questionnaire, 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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

ROBERT SHOUN
HC 81 BOX 22
NEW UNDERWOOD SD 57761

NOTICE

RE: Violation of Water Permit No(s) 511-1

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 511-1. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 511-1 qualification:

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

The hearing will be held at 9:15 am, March 4, 1992, 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 SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 511-1 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 4th hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 10, 1992

511-1

Robert Shoun
HC 31 Box 22
New Underwood, SD 57761

Dear Mr Shoun:

I am writing to acknowledge receipt of your 1991 irrigation questionnaire for Water Right No. 511-1. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaire was received prior to the Water Management Board meeting and your name was deleted from the agenda.

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

Sincerely,

Genny Math

Genny Math
Natural Resources Analyst
Water Rights Division

SENDER:

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

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

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

ROBERT SHOUN
HC 81 BOX 22
NEW UNDERWOOD, SD 57761

4a. Article Number

P406557820

4b. Service Type

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

7. Date of Delivery

11/31/92

5. Signature (Addressee)**6. Signature (Agent)**

Eric [Signature]

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 13, 1996

511-1

Robert Shoun
HC 81 Box 22
New Underwood, SD 57761

Dear Mr. Shoun:

Thank you for the prompt return of your 1996 irrigation questionnaire. The purpose of this letter is to inquire what type of irrigation system you have. You marked "flood" irrigation on the questionnaire and upon reviewing your water right, it looks as if you have a water spreading type system.

Water Management Board rules require all irrigators, with the exception of those with spreader systems, to submit an annual irrigation questionnaire. Irrigators with spreader type systems are not required to submit a questionnaire due to the fact they have no method of measuring the how much water is actually used.

The original permit, indicating pumping equipment may have been used at one time. If your system is a spreader system and you do not use a pump, you would not be required to submit a questionnaire. Please contact us concerning the type of system you have. I am enclosing a postage paid envelope for your reply.

If you have any questions, please contact me.

Sincerely,

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

enclosure

1997 WATER MANAGEMENT BOARD IRRIGATION QUESTIONNAIRE
PLEASE FILL OUT AND RETURN BEFORE DECEMBER 1, 1997

511-1
Jim

511-1 ROBERT SHOUN HC 81 BOX 22 NEW UNDERWOOD SD 57761	CHANGES TO ADDRESS LABEL , IF ANY: Telephone No. _____
---	--

COMPLETE AND RETURN THIS FORM TO THE WATER RIGHTS PROGRAM AT 523 E CAPITOL, PIERRE, SD 57501-3181 (605) 773-3352

HAS SYSTEM BEEN CONSTRUCTED? YES ☒ NO ☐

DID YOU IRRIGATE IN 1997? YES ☒ NO ☐ IF YES, NUMBER OF ACRES IRRIGATED 145

SOURCE OF WATER east elm

DID YOU CHEMIGATE IN 1997? YES ☐ NO ☒

TYPE OF SYSTEM (CHECK ALL THAT APPLY):

CENTER PIVOTS ☐ TOWNLINES ☐ BIG GUN ☐

FLOOD ☒ SPRINKLERS ☐ OTHER ☐



COMMENT SECTION:

This is a flood system Did you get my reply last summer There is no pumps on this system

THE PORTION OF THE FORM FOR REPORTING ACRES IRRIGATED IS ON THE BACK OF THIS PAGE. LISTED BELOW ARE TWO EXAMPLES OF HOW TO COMPLETE THE FORM:

EXAMPLE 1: IN JUNE & JULY, 130 ACRES WERE IRRIGATED USING A PIVOT SYSTEM (70 ACRES OF CORN & 60 ACRES OF ALFALFA). THE PUMP RATE OF THE PIVOT IS 800 GALLONS PER MINUTE AND YOU PUMPED 8 DAYS (@ 24 HOURS PER DAY) ON THE CORN AND 22 DAYS ON THE ALFALFA:

MONTH	CROP	ACRES	PUMP RATE	# DAYS	AVE/HRS DAY
JUNE	CORN	70	800 GPM	8	24
	ALFALFA	60	800 GPM	10	24
JULY	ALFALFA	60	800 GPM	12	24

EXAMPLE 2: IN JUNE, 40 ACRES OF ALFALFA WERE IRRIGATED (USING GATED PIPE @ 3000 GPM) FOR 5 DAYS - 24 HOURS PER DAY; 60 ACRES OF BEANS WERE IRRIGATED (USING BIG GUN @ 380 GPM) FOR 10 DAYS AT 24 HOURS PER DAY:

JUNE	ALFALFA	40	3000 GPM	5	24
	BEANS	60	380 GPM	10	24

PLEASE SPECIFY IF ACTUAL IRRIGATION HOURS OR KILOWATT HOURS ARE BEING REPORTED. FOR KILOWATT HOURS, INCLUDE DEPTH TO WATER & SYSTEM PRESSURE IN COMMENT SECTION.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3131
www.state.sd.us/denr

May 12, 1998

Robert Shoun
HC 81 Box 22
New Underwood, SD 57761

Dear Mr. Shoun:

I am contacting you in regard to your Water Right No. 511-1. You notified us on your 1997 irrigation questionnaire that your water use system is solely a flood system and no pumping equipment is used.

In 1985, the Water Management Board amended your water right to include the qualification that requires mandatory submission of the questionnaire. In order to remove the qualification from your water right, we will need to bring it back before the Board to have it deleted.

I will send you a letter when the matter is scheduled for hearing. This does not alter your water right or prevent you from irrigating. Once the Board removes the qualification from your water right, it will no longer be necessary for you to report annual water use.

If you have any questions concerning your water right, 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

NOTICE

June 10, 1998

TO: Robert Shoun, HC 81 Box 22, New Underwood, SD 57761

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

SUBJECT: Removal of Irrigation Questionnaire Requirement from Water Right No. 511-1

In 1985, the Water Management Board amended your water right to include the qualification that requires mandatory submission of the questionnaire. However, on your 1997 irrigation questionnaire, you notified us that your water use system is solely a flood system and no pumping equipment is used.

The Water Management Board will consider removing the irrigation questionnaire qualification from your water right at 8:45 am on July 8, 1998 at the Staurolite Inn, 2515 East Sixth Street, US Hwy 14 & I-29 in Brookings, SD. You have the option to attend the hearing if you choose, however your attendance is not required.

Removal of this qualification does not affect your ability to irrigate. Once the Board removes the qualification from your water right, it will no longer be necessary for you to report annual water use.

If you have any questions concerning your water right, please contact Genny McMath, with our program at (605) 773-3352.

c: Diane Best, Assistant Attorney General

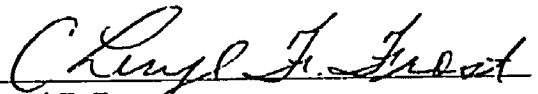
CERTIFICATION

I hereby certify that on June 10, 1998, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated June 10, 1998, regarding Removal of Irrigation Questionnaire Requirement from Water right No. 511-1, addressed as stated below:

Robert Shoun. HC 81, Box 22, New Underwood, SD 57761.

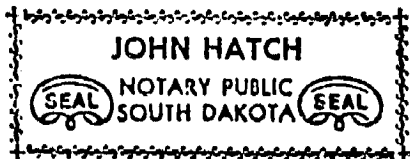
A copy of the above described Notice was sent Inter-office to:

Diane Best, Assistant Attorney General, Capitol Building.


Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 11th day of June, 1998




Notary Public
JOHN HATCH, Notary Public
My Commission Expires
1--11, 2001



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOTICE

July 10, 1998

TO: Robert Shoun, HC 81 Box 22, New Underwood, SD 57761

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

SUBJECT: Removal of Irrigation Questionnaire Requirement from Water Right No. 511-1

On July 8th, the Water Management Board removed the irrigation questionnaire qualification from Water Right No. 511-1. The action taken was based on your 1997 irrigation questionnaire, on which you notified us that your water use system is solely a flood system and no pumping equipment is used.

Removal of this qualification does not affect your ability to irrigate. It will no longer be necessary for you to report annual water use.

If you have any questions concerning your water right, please contact Genny McMath, with our program at (605) 773-3352.

c: Diane Best, Assistant Attorney General

5/11-1

CERTIFICATION

I hereby certify that on July 10, 1998, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated July 10, 1998, regarding Removal of Irrigation Questionnaire Requirement from Water Right No. 511-1, addressed as stated below:

Robert Shoun, HC 81, Box 22, New Underwood, SD 57761.

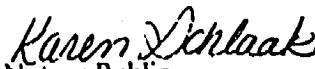
A copy of the above described Notice was sent Inter-office to:

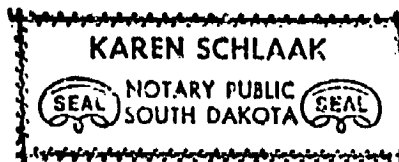
Diane Best, Assistant Attorney General, Capitol Building.


Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 13th day of July, 1998


Notary Public



KAREN SCHLAACK, Notary Public
My Commission Expires
April 1, 2001