

558-1

704 Sturgis

1. Considered 5-10, 1961
2. Name of Applicant Paul E. Kiefer
3. Post Office Address Sturgis
4. Amount of water claimed 2.91
5. Source of water supply Bella-Torrey River
6. Water to be used for irrigation
- Acres to be irrigated 702.7
7. Water to be diverted and used in Sturgis County about
10 E miles Bear River
8. Proof of Publication Received ☒
Not Received ☐
9. Application Approved ☐
Subject to ☐
Not Approved ☐
Action deferred ☐

10. Remarks:

Good Letter of Porting
Sub. Montrose

No. 553-1Water Division No. 1BELLE FOURCHE RIVER

District

(Blanks to be filled by the Engineer for the W. R. C.)

MAR 27 1961

8:45 AM

STATE WATER RESOURCES DIV.

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

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

1. Name of applicant Paul E. Kieffer
 Postoffice address Sturgis County Meade State So. Dak.

I. If a corporation Not 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)

Direct Labor

- (b) Cash on hand, \$ _____ (c) Treasury stock, \$ _____
 (d) Bonds to be issued, \$ _____ (e) Other resource \$ _____

2. Name of diversion work Kieffer Irrigation Project #1
 3. Amount of water claimed 2.91 cubic feet per second
 4. Source of water supply Belle Fourche River
 5. Location of point of diversion See Remarks Section
 _____ on _____ bank _____ County.
 6. Annual period or periods during which water is to be used 1 May - 1 Sept.
 7. To be used for:

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

- (a) Number of acres to be irrigated
- 203.7
- acres.

(b) Legal subdivisions to be irrigated See Remarks Section

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written and, if not, 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 470-1

8. Estimated cost of work: Still in Planning

(a) Head Gates, \$..... (b) Pumping plant, \$.....
 (c) Fluzzing, \$..... (d) Canal-earth, \$..... Rock, \$.....
 (e) Other structures \$..... Total, \$.....

9. Description of diversion works:

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

Portable pump & Dikes

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 Sturgis So. Dak.

STATE OF SOUTH DAKOTA

County of Meade ss.

I, Paul E. Kieffer, 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 Paul E. Kieffer

Subscribed and sworn to before me this 13th day of March, 1911

James D. Biny
 Notary Public (or other qualified officer.)

PAUL E. KIEFFER IRRIGATION PROJECT #1

ALL LANDS DESCRIBED HEREIN ARE OWNED BY PAUL E. KIEFFER

SURVEYOR'S CERTIFICATE

STATE OF SOUTH DAKOTA)ss
COUNTY OF MEADE

I, Meric D. Giger, Registered Land Surveyor, do hereby certify that this map was made from field notes and aerial photographs of the area, and that to the best of my knowledge, it correctly represents the lands involved and the locations indicated.

IN WITNESS WHEREOF I hereunto set my hand and official seal on this 15th day of March, 1961.

Meric D. Giger
Registered Land Surveyor #1007

STATE OF SOUTH DAKOTA)ss
COUNTY OF MEADE

On this 15th day of March, 1961, before me, James B. Kinney, the undersigned officer, personally appeared Meric D. Giger, known to me to be the person whose name is subscribed to the same for the purpose therein contained.

IN WITNESS WHEREOF I have hereunto set my hand and official seal.

My commission expires 12/7/68.

James B. Kinney
James B. Kinney, Notary Public

Scale: 8"=1 MILE

(from aerial photo)

Irrigable.....

P₁ and P₂ are pumping stations

Location of Lands to be Irrigated					
Area	Location	Sec.	Twp	Range	Acres
1	NW 1/4 SW 1/4	13	6N	8E	40.0
2	NE 1/4 SW 1/4	13	6N	8E	40.0
3	SW 1/4 SW 1/4	13	6N	8E	15.5
4	SW 1/4 SW 1/4	13	6N	8E	14.4
5	SE 1/4 SW 1/4	13	6N	8E	1.5
6	SE 1/4 SW 1/4	13	6N	8E	33.0
7	NW 1/4 NW 1/4	24	6N	8E	28.3
8	NW 1/4 NW 1/4	24	6N	8E	0.7
9	NE 1/4 NW 1/4	24	6N	8E	25.1
10	SW 1/4 NW 1/4	24	6N	8E	1.2
11	SW 1/4 NW 1/4	24	6N	8E	4.0
Total					203.7

Paul E. Kieffer.

MAP No 470-1

(APPL No 553-1)

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. No water may be diverted from the Belle Fourche River under this permit during the months of July and August except during times when river flows are substantially above normal.

STATE OF SOUTH DAKOTA
County of HUGHES } ss.

Pierre, South Dakota, JUNE 1, 1962

This is to certify that the foregoing application was received by the Commission at 8:45 o'clock a.m. upon the 21ST day of MARCH, 1961.

State Water Resources Commission

By:

Burton J. Jones
for Chief Engineer, Executive Officer

Number of permit 553-1

Date of first receipt of application MARCH 21, 1961

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 MARCH 21, 1961

Approved MARCH 7, 1962, Recorded in Book 7 Page 123

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 SEPTEMBER 7, 1964

2nd. The whole of said work is to be completed on or before MARCH 7, 1967

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is MARCH 7, 1967

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 2.91 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 MARCH 7, 1967; said water to be used during the following described annual period:

MAY 1 TO SEPTEMBER 1

Witness my hand this 1st day of JUNE, 1962.

State Water Resources Commission

By:

John B. Jones
Chief Engineer, Executive Officer

Certificate of Construction Issued OCTOBER 17, 1969

Water License Issued OCTOBER 17, 1969

Remarks by the Applicant:

LOCATION OF LANDS TO BE IRRIGATED

AREA	LOCATION	SEC.	T!SHP.	RANGE	ACRES
1	NW 1/4 SW 1/4	13	6N	8E	40.0
2	NE 1/4 SW 1/4	13	6N	8E	40.0
3	SW 1/4 SW 1/4	13	6N	8E	15.5
4	SW 1/4 SW 1/4	13	6N	8E	14.4
5	SE 1/4 SW 1/4	13	6N	8E	1.5
6	SE 1/4 SW 1/4	13	6N	8E	33.0
7	NW 1/4 NW 1/4	24	6N	8E	28.3
8	NW 1/4 NW 1/4	24	6N	8E	0.7
9	NE 1/4 NW 1/4	24	6N	8E	25.1
10	SW 1/4 NW 1/4	24	6N	8E	1.2
11	SW 1/4 NW 1/4	24	6N	8E	4.0

TOTAL 203.7

Water to be diverted between the following points;
 P1 being 67 rods on a bearing of N 48 20 E of the
 west 1/4 corner of Sec. 24. ~~SW 1/4 NW 1/4, Sec 24 T4N R8E~~
~~P2 being 67 rods on a bearing of N 7 55 E of the south~~
~~1/4 corner of Sec 23.~~

Address any Engineering corrections to;

GIGEAR SURVEYING
 1054 PARK STREET
 STURGIS S. DAK.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 553-1

(1) WHEREAS, On the 21st day of March A. D. 19 61
Paul E. Kieffer

made Water Right Application No. 553-1 for a permit to use 2.91 cubic feet per second of the water of the Belle Fourche River

County of Meade, State of South Dakota, for irrigation purposes; and

(2) WHEREAS, On the 1st day of June A. D. 19 62
 Permit No. 553-1, with a date of priority of March 21, 1961

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 7th day of March A. D. 19 67 and for application to beneficial use of said water on or before the 7th day of March A. D. 19 67

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 2.91 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 T6N, R8E:

Section 13	N $\frac{1}{2}$ SW $\frac{1}{4}$	80.0 acres
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	29.9 acres
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	34.5 acres
Section 24	NW $\frac{1}{4}$ NW $\frac{1}{4}$	29.0 acres
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	25.1 acres
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	6.2 acres
Total		203.7 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 Paul E. Kieffer

_____ of Sturgis, South Dakota
the holder _____ and owner _____ of said permit No. 553-1 a water right, dating from March 21, 1961
_____ to use of 2.91 cubic feet per second of the waters
of the Belle Fourche River
in the County of Meade and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point N 48° 20' E, 67 rods from the NW corner,
Section 24, T6N, R6E

and conduct to and upon portions of Sections 13 and 24, T6N, R6E, described on the face of this
license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 553-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 17th day of October A. D.
Nineteen Hundred and Sixty-nine

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

Form 15.

Permit No. 553-1

Water Diversion No. 1 BELLE FOURCHE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Paul E. Kieffer

_____ the holder _____ of
Permit No. 553-1, issued upon Application No. 553-1, bearing date of priority of March 21,
1961 authorizing the diversion of 2.91 cu. ft. per second of the waters of the
Belle Fourche River County of Meade, State of South Dakota at a
point N. 48° 20' E, 67 rods from the W 1/2 corner, Section 24, T6N, R8E

_____, for irrigation

purposes, has _____ 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 4.4 cu. ft. per second of water.

Date October 17, 1969

WATER RESOURCES COMMISSION

By:

B.W. GRIMES, Executive Officer

Permit No. 553-1Water 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 PAUL E. KEIFFER of STURGIS holder of Permit No. 553-1, bearing date of priority of MARCH 21, 1961 authorizing the diversion of 2.91 cu. ft. per second of the waters of BELLE FOURCHE RIVER 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:

CROWN 10" PUMP, POWERED BY FORD INDUSTRIAL
PROPANE ENGINE TYPE C4P.6006-E

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

300' OF 10" RUBBER MAINLINE

C. Works used to apply water to beneficial use.

APPROX 1 3/4 MILE OF MAIN DITCH, WITH
SPREADER DITCHES & DIKES

The system is in the following condition: EXCELLENT

The point of diversion is located N 48° 20' E, 67 RODS FROM THE
W 1/4 CORNER, SECTION 24, T6N, R8E

The works are capable of diverting and conveying to the place of use 4.4cu. 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, R8E

SECTION 18

N 2 SW 1/4 80 AC.SW 1/4 SW 1/4 29.9 AC.SE 1/4 SW 1/4 84.5 AC.

SECTION 24

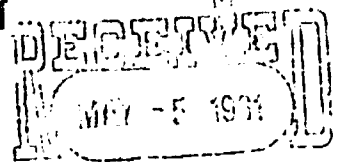
NW 1/4 NW 1/4 29.0 AC.NE 1/4 NW 1/4 25.1 AC.SW 1/4 NW 1/4 6.2 AC.comprising a total of 203.7 acres of land.Date OCTOBER 14, 1969

Burton J. Jones
(Signature)

WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Meade } ss.



STATE WATER RESOURCES COMMISSION

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:

April 8, 1961
April 15, 1961
April 22, 1961
April 29, 1961

in each and every issue of the full number thereof, the first publication being made on the 8 day of April 1961 and the last publication on the 29 day of April 1961, 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

No. 553-1
APPROPRIATION OF WATER
Office of State Water Resources Commission,
Pierre, S. Dak., March 29, 1961
Notice is hereby given that Paul E. Kieffer whose postoffice address is Sturgis, 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 2.91 cubic feet of water per second of time from the Belle Fourche River through the Kieffer Irrigation Project No. 2, the point of diversion of which is to be located on the bank of said stream between a point in the SW 1/4 SE 1/4, Section 12, and a point in the SW 1/4 of the NW 1/4 of Section 24 Twp. 5N Range 5E. Said water to be used for the purpose of providing irrigation to portions of the following described land: SW 1/4 Section 12, NW 1/4 and SE 1/4 NW 1/4, Section 24, in T 5N, R 5E.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 10th day of May, 1961, 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
Filed April 1-15-22-29 1961
The Black Hills Press
Saturday, April 22, 1961

Subscribed and sworn to before me this 4 day of May A. D. 1961

Bob Lee
Bob Lee
Notary Public Meade County, S. D.
My Commission Expires
April 12, 1968

on or before
(First Publication) Apr. 15, 1961

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., March 29, 1961

Notice is hereby given that Paul E. Kieffer whose postoffice address is Sturgis 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 2.91 cubic feet of water per second of time from the Belle Fourche River through the Kieffer Irrigation Project #1, the point of diversion of which is to be located on the bank of said stream in the SW 1/4 of the NW 1/4 of Section 13, and a point SW 1/4 of the NW 1/4 of Section 24 Twp. 6N Range 8E. Said water to be used for the purpose of providing irrigation portions of following described land:

SW 1/4 Section 13, N 1/2 NW 1/4 and SW 1/4 NW 1/4, Section 24, in T 6N, R 8E.

~~number~~ DUEDCS55
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 10th day of May, 1961, 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: Morris O. Halleck - Publisher
Black Hills Press
Sturgis, South Dakota

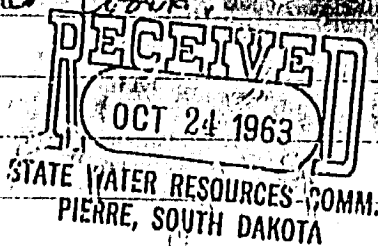
State Water Resources Commission

By:

~~Chief Engineer, Executive Officer~~
BURTON F. JONES
Water Right Specialist

Dear Sir

The U.S. Soil C. office wants me to get two (2) more points of discussion on my Irrigation project. And I cannot get them because the river or water supply is just outside of my land. I am wondering if I could add section lines to get the right of way to water supply and what would be a reasonable price for damming as I would create on the top soil. It is great pasture land the section lines are impossible for roads but could be real good to obtain a water supply with very little work.



With reply
Thank you
Paul J. [unclear]
Gail R. [unclear]
Sturgis S. [unclear]

October 28, 1963

Mr. Paul Kieffer
Faith Route
Sturgis, South Dakota

Dear Mr. Kieffer:

This concerns your letter about two additional diversion points for your irrigation system covered by Permit No. 553-1.

Since you must cross land owned by others to get to the river, you should get your neighbors permission to use his land to divert the water and carry it to your land. Since no road is built along the section line, I think that your neighbors permission is necessary if you have to go off of your land to get the water even though you follow the section line closely.

In discussing this with your neighbor, payment for the privilege of using his land to get to the river may be a part of your agreement with him. This is a matter to be decided between you and your neighbor.

A water right permit cannot cover use of somebody elses land. However, I shall be pleased to do everything that I can under the water laws to change your water right permit to include two additional diversion points. You should get your neighbors permission to cross his land with your irrigation works before requesting the additional diversion points.

Sincerely,

JWG:ls

J. W. GRIMES



Department of Water & Natural Resources

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division (605) 773-3352

June 10, 1981

Paul E Kloffer
Sturgis, SD 57785

Mr. Kloffer:

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>
553-1	2.91	203.7	\$31.00
TOTAL			\$31.00

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, Chief Engineer
Water Rights Division

JH/JW/gy

Equal Opportunity Employer

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

July 6, 1981

NOTICE

Paul E Kleffor
Sturgis, SD 57785

Subject: Shut Off Order

Under the rules established by the Water Management Board for the Belle Fourche River Water Use Control Area, Chapter 174:02-08, each water right holder was 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 office of Water Rights. Also it was required that all fees shall be paid to the Division of Water Rights by July 1, 1981.

Any fees not paid by July 1, 1981 are a violation of SDCL 46-10-26 and the water master (or Chief Engineer) shall refuse the water right holder the right to divert water.

According to our records, you have not paid the assessed fee, therefore, it is hereby ordered that you are not to divert water pursuant to your Permit No. 553-1 until the 1982 irrigation season. Any intakes that you may have in the river or creek must be removed by July 9, 1981 and remain out of the river or creek until the 1982 irrigation season.

Any violation of this order shall be considered to be in violation of State Statutes and subject to penalties provided in SDCL 46-1-11 and SDCL 46-1-12.

Please advise this office if you have any questions.

Very truly yours,

James E. Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

JW/gy
cc: Marlin Lee, Water Master

Equal Opportunity Employer

South Dakota
Department of
Water & Natural Resources

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

April 12, 1985

Paul E Kleffer
Howes Rt
Sturgis SD 57785

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) 553-1. 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). 553-1 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
John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

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

South Dakota
Department of
Water & Natural Resources

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Paul E. Kleffer
Howes Rt.
Sturgis, SD 57785

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

SUBJECT: Amendment to Water Permit No(s). 553-1.

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). 553-1 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.



Water & Natural Resources

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

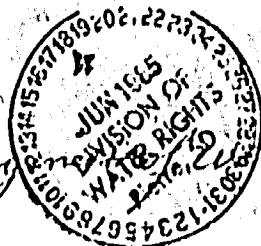
Attachment to Water Permit No(s). 553-1

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). 553-1 to add the following qualification:

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

Dear Sir,

John Hatch, Chief Engineer
Rights Division,



Wda 553-1 Due to circumstances beyond
my control I am unable to send you
my water permit because it was destroyed
or stolen from my home along with
other important papers and pictures
sometime between 1977 and 1982,
when my home was broken into
several times and a lot of things
stolen or destroyed, anything that
I can do to help get these papers back
and pictures I will cooperate fully
with the law or anyone that will
help me. I have not investigated
any since 1988, because of
financial difficulties created by
(worth at time)
\$500,000. my Mother-in-law's family trying
to force me to sell the Rancho
for my wife's $\frac{1}{2}$ interest now
since the law has forced me to
Buy Back her $\frac{1}{2}$ interest I
am unable to financial feel to
investigate I would appreciate any
info.

help it can get. If I thought it
would do any good, I would like
to talk to the attorney general. I
issued subpoenas but court was held
with persons not present. I
will cooperate with the law
agency to get things like they should
be. Until financing is available
I will be unable to irrigate I had
spent a lot of Government money &
a lot of mine and my wife's
luckily this irrigation project only
to be unable to use it. Thank
you for your concern. For
the future of America see
if you can help some. I
don't want to lose the permit.
It has raised a family it will
do it again

Sincerely
Paul Kieffer



Water Rights Division - DWR
Conversation or File Documentation

File No. 553-1

NAME OF PERSON OR FILE: Paul E. Kieffer,

ADDRESS: HC 77, Box 260, Sturgis, S.D. 57785 COUNTY Meade.

DATE: April 8, 1986 TELEPHONE _____

RE: Possible Cancellation of Permit # 553-1

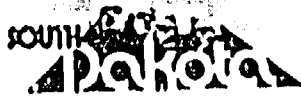
COMMENTS:

I talked to Mr. Kieffer and he said he
has all of his equipment and plans to irrigate
in 1986. He said he did not have the
money for fuel last year. I said that he
would need to irrigate in 1986 and that he
should submit his questionnaire each year.
This is required by law. Mr. Kieffer said he would
do that. I felt that we should not cancel the
Permit as he has made plans to irrigate in 1986

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

NAME:

LeRoy J. Merriam



Department of Water & Natural Resources

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

March 26, 1986

NOTICE

Paul E. Klotter
Howes Rt.
Sturgis, SD 57785

Re: Violation of Water Permit No(s). 553-1

Our records indicate that the 1985 Irrigation Questionnaire has not been received for Water Permit No(s). 553-1. The request for the Questionnaire was dated November 13, 1985. The Water Management Board has directed that owners of water permits who have not submitted 1985 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 553-1 qualification:

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

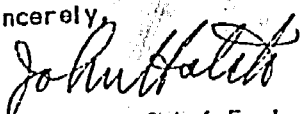
The hearing(s) will be at 2:00 p.m., May 14, 1986, Joe Foss Building, Room 216, Pierre, South Dakota. The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 553-1 until either the 1985 Questionnaire is submitted or for a period of up to one 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
(605) 773-3352

Note: If the questionnaire(s) is received in this office before the May 14 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

SOUTH DAKOTA
Department of
Water & Natural Resources

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

May 16, 1986

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: Paul E Kioffer
Howes Rt
Sturgis SD 57786

FROM: John Hatch, Chief Engineer
Water Rights Division
605 773-3352

John Hatch
Larry Delaney

SUBJECT: One Year Suspension of Water Permit No(s). 553-1
If the 1985 Irrigation Questionnaire Is Not Received By
June 1, 1986

Pursuant to the provisions of the notice dated March 26, 1986 and following the Hearing May 14, 1986, the Water Management Board ordered:

That Water Permit No(s). 553-1 be suspended until December 31, 1986, unless the required 1985 Irrigation Water Use Questionnaire is received by June 1, 1986.

Suspension of a permit means water may not be pumped during the 1986 irrigation season. Decisions of the Board may be appealed to the Circuit Court and the Supreme Court as provided by law.

Equal Opportunity Employer

**South Dakota Department of
Water & Natural Resources**

Jon Foss Building
623 East Capitol
Pierre, South Dakota 57501-3181
May 26, 1986

Permit No. 553-1

Paul Kieffer
Howes Rt
Sturgis SD 57785

Dear Mr. Kieffer:

I am writing to acknowledge receipt of your 1985 Irrigation Questionnaire. A notice was sent to you May 16, 1986 regarding the Board action taken May 14, 1986 to suspend your permit(s) if the 1985 irrigation questionnaire was not received before June 1, 1986.

You may disregard the May 16 notice. With receipt of your 1985 questionnaire(s), your permit(s) will not be suspended.

If you have any questions, please contact us.

Very truly yours,

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

Equal Opportunity Employer

South Dakota Department of Water & Natural Resources

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

January 29, 1988

PAUL E KIEFFER
HC 77 BOX 260
STURGIS, SD 57785

NOTICE

Re: Violation of Water Permit No(s). 553-1

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 553-1. 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 permit violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 553-1 qualification:

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

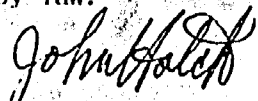
The hearing(s) will be at 9:00 am, March 2, 1988, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) 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. Suspend Permit No(s). 553-1 until either the 1987 Questionnaire is submitted or for a period of up to one 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, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

**South Dakota Department of
Water & Natural Resources**

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

March 9, 1988

553-1

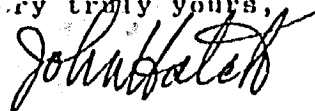
Paul E Kieffer
HC 77 Box 260
Sturgis SD 57785

Dear Mr. Kieffer:

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. 553-1 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 was 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 8, 1989

PAUL E KIRFFER
HC 77 BOX 260
STURGIS, SD 57785

NOTICE

RR: Violation of Water Permit No(s). 553-1

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 553-1. The request for the Questionnaire was dated October 26, 1988. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s). 553-1 qualification:

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

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

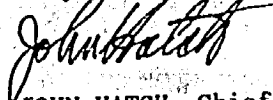
The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s). 553-1 until the 1988 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

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

Very truly yours,



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



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

March 7, 1989

553-1

Paul E Kieffer
HC 77 Box 260
Sturgis, SD 57785

Dear Mr. Kieffer:

I am writing to acknowledge receipt of your 1988 irrigation questionnaire for Water Permit No. 553-1. You may disregard the February 8, 1989, Notice of failure to submit the 1988 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.

Very truly yours



JOHN HATCH, Chief Engineer
Water Rights Division

South Dakota



DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 22, 1991

553-1

NOTICE

TO: Paul E Kieffer, HC 77 Box 260, Sturgis, SD 57785

FROM: Ron Duvall, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division

SUBJECT: Violation of Water Right No. 553-1

The attached notice was sent certified mail, return-receipt requested. The post office has returned the certified mail return-receipt requested envelope to our office marked "unclaimed". The envelope indicated the post office notified you February 2 and 8, 1991 to pick up and sign for the certified mail.

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

enclosure

Is your **RETURN ADDRESS** completed on the reverse side?

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 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 services requested. 1. ☒ Show who delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)	
3. Article Addressed to: PAUL E KIEPER HC 77 BOX 260 STURGIS SD 57785	4. Article Number: P 694 057 490
Type of Service: ☒ Registered ☐ Insured ☐ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise	
Always obtain signature of addressee or agent, and DATE DELIVERED.	
8. Addressee's Address (ONLY if requested and fee paid)	
5. Signature — Addressee: X	
6. Signature — Agent: X	
7. Date of Delivery: X	

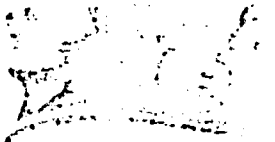
PS Form 3811, Apr. 1989

*U.S.G.P.O. 1989-234-815

DOMESTIC RETURN RECEIPT

Thank you for using
Return Receipt Service.

South Dakota



GREAT FACES. GREAT PLACES.

February 1, 1991

PAUL E KIEFFER
HC 77 BOX 260
STURGIS SD 57785

DEPARTMENT OF WATER & NATURAL RESOURCES

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

NOTICE

RE: Violation of Water Permit No(s) 553-1

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 553-1. 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) 553-1 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, 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) 553-1 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,

A handwritten signature in cursive script, appearing to read "Ron Duvall".

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 (Extra charge)	
3. Article Addressed to: PAUL E KIEFFER HC 77 BOX 260 STURGIS SD 57785 553-1	4. Article Number P-430 906 223 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>Paul Kieffer</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature — Agent X	
7. Date of Delivery 3-11-91	



DEPARTMENT OF WATER & NATURAL RESOURCES

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

March 6, 1991

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: PAUL E KIEFFER
HC 77 BOX 260
STURGIS, SD 57785

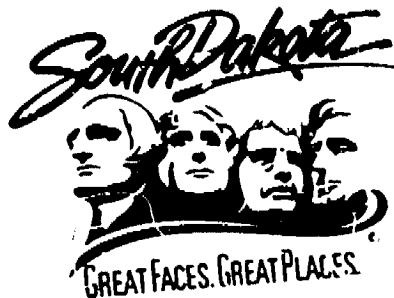
FROM: Ron Duvall, Natural Resources Engineer IV
Water Rights Division
(605) 773-3352 *Ron Duvall*

SUBJECT: One Year Suspension of Water Permit No(s).
553-1

Pursuant to the provisions of the notice dated February 1, 1991, and following the hearing of February 27, 1991, the Water Management Board has ordered:

That Water Permit No(s). 553-1 be SUSPENDED until December 31, 1991. Suspension of the permit(s) does not excuse the permit owner from the requirement to submit the 1990 irrigation questionnaire.

Suspension of a permit means water may not be pumped during the 1991 irrigation season. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.



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

January 30, 1996

NOTICE

TO: PAUL E KIEFFER, HC 77 BOX 260, STURGIS, SD 57785
FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Water Permit No(s) 553-1

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 553-1. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 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) 553-1 qualification:

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

The hearing will be held at 9:45 am. March 6, 1996 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

- 1 Suspend or cancel Permit No(s) 553-1 in accordance with applicable provisions of SDCL 46-1-12;
- 2 Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 1, 1996, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

SENDER:

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

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

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

Consult postmaster for fee.

3. Article Addressed to:

PAUL E KIEFFER
HC 77 BOX 260
STURGIS SD 57785

4a. Article Number

2161984 052

4b. Service Type

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

7. Date of Delivery

2-1-96

5. Received By (Print Name)

Paul E Kieffer

6. Signature (Addressee or Agent)

X

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

February 2, 1996

553-1

Paul Kieffer
HC 77 Box 260
Sturgis, SD 57785

Dear Mr. Kieffer:

I am writing to acknowledge receipt of your 1995 irrigation questionnaire. You may disregard the January 30, 1996, Notice of Violation of Water Permit No. 553-1.

I completed a questionnaire for you based on our February 2nd telephone conversation. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

I thank you for calling and if you have any questions, please contact me.

Sincerely,

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



553-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

www.state.sd.us/denr

January 22, 1999

NOTICE

TO: PAUL E KIEFFER, HC 77 BOX 260, STURGIS, SD 57785
FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1998 Irrigation Questionnaire(s)

Our records indicate that the 1998 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 553-1. The request for the Questionnaire was dated October 16, 1998. The Water Management Board has directed that owners of water permits who have not submitted the 1998 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 553-1 qualification:

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

The hearing will be held at 9:45 am, March 3, 1999 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 553-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 1, 1999, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

553-1

Is your RETURN ADDRESS completed on the reverse also?

SENDER:

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

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

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

Consult postmaster for fee.

3. Article Addressed to:

PAUL E KIEFFER
HC 77 BOX 260
STURGIS SD 57785

4a. Article Number

2119141581

4b. Service Type

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

7. Date of Delivery

1-25-99

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X *Paul E Kieffer*

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

Thank you for using Return Receipt Service.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 28, 1999

553-1

Paul Kieffer
HC 77 Box 260
Sturgis, SD 57785

Dear Mr. Kieffer:

I am writing to acknowledge receipt of your 1998 irrigation questionnaire. You may disregard the January 22, 1999, "Notice" concerning reporting requirements for Water Right No. 553-1.

I completed a questionnaire for you based on our January 28th telephone conversation. The questionnaire reflects "no irrigation" took place in 1998. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

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

Sincerely,

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



553-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2007

NOTICE

TO: PAUL E KIEFFER, 14555 HAMLET PL, STURGIS, SD 57785

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

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaire

Our records indicate that the 2006 Irrigation Questionnaire has not been submitted for Permit No. 553-1. The request for the Questionnaire was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No. 553-1 qualification:

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

The hearing will be held at 10:30 am, March 7, 2007 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. 553-1 in accordance with applicable provisions of SDCL 46-1-12; **Due to a past violation, Water Rights Staff will be recommending to the Board that the water right be suspended for three years.**
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 is received in this office on/or before **March 1, 2007**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed is an additional questionnaire for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V5-IQ.pdf>

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

[Home](#) | [Help](#)[Track & Confirm](#)

Track & Confirm

Search Results

Label/Receipt Number: **2303 2160 0000 0799 5951**Status: **Acceptance**

Your item was accepted at 11:01 AM on January 26, 2007 in PIERRE, SD 57501. No further information is available for this item.

[Track & Confirm](#)

Enter Label/Receipt Number.

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

Proof of Delivery

Verify who signed for your item by email, fax, or mail. [Go >](#)POSTAL INSPECTORS
Preserving the Trust[site map](#)[contact us](#)[government services](#)[jobs](#)[National & Premier Accounts](#)Copyright © 1999-2004 USPS. All Rights Reserved. [Terms of Use](#) [Privacy Policy](#)

U.S. Postal Service® Signature Confirmation™ Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0799 5951PAUL E KIEFFER
14555 HAMLET PL
STURGIS SD 57785Waiver or Signature ☐ YES ☐ NOPostmark
Here**POSTAL CUSTOMER:**Keep this receipt. For inquiries:
Access internet web site at
www.usps.com®
or call 1-800-222-1811**CHECK ONE (POSTAL USE ONLY)**

- ☐
- Priority Mail™ Service
-
- ☐
- First-Class Mail® parcel
-
- ☐
- Package Services parcel

PS Form 158, May 2002

(Rev. 1/05)

Postoffice has no record of above mail; however the irrigation questionnaire was received so no further action is necessary.



**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 1, 2007

553-1

Paul E Kieffer
14555 Hamlet Pl
Sturgis SD 57785

Dear Mr. Kieffer:

I am writing to acknowledge receipt of your 2006 irrigation questionnaire. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Right No. 553-1.

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



553-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2009

NOTICE

TO: PAUL E KIEFFER, 14555 HAMLET PL, STURGIS, SD 57785

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

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 553-1. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 553-1 qualification:

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

The hearing will be held at **10:00 am, March 11, 2009** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 553-1 in accordance with applicable provisions of SDCL 46-1-12; **Due to a past violation, Water Rights Staff will be recommending to the Board that the water right be suspended for three years;**
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office on/or before **March 6, 2009**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:

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

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

553-1

[Home](#) | [Help](#)[Track & Confirm](#)

Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 6951
Status: **Delivered**

Your item was delivered at 9:26 AM on January 24, 2009 in STURGIS, SD 57785. The item was signed for by P KIEFFER.

Track & Confirm

Enter Label/Receipt Number.

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

Proof of Delivery

Verify who signed for your item by email, fax, or mail. [Go >](#)

[Site Map](#)[Contact Us](#)[Forms](#)[Gov't Services](#)[Jobs](#)[Privacy Policy](#)[Terms of Use](#)[National & Premier Accounts](#)

Copyright© 1999-2007 USPS. All Rights Reserved.

No FEAR Act EEO Data

FOIA



United States Postal Service



United States Postal Service

U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 6951

PAUL E KIEFFER
14555 HAMLET PL
STURGIS SD 57785

Waiver of Signature ☐ YES ☐ NOPostmark
Here

mailing.

POSTAL CUSTOMER:

Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com®
or call 1-800-222-1811

- ☐ Priority Mail™ Service
☐ First-Class Mail® parcel
☐ Package Services parcel



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 27, 2009

553-1

Paul E Kieffer
14555 Hamlet Pl
Sturgis SD 57785

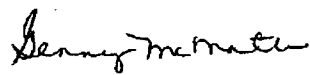
Dear Mr. Kieffer:

I am writing to acknowledge receipt of your 2008 irrigation questionnaire. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right No. 553-1.

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
email: genny.mcmath@state.sd.us



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2019

553-1

Richard W Kieffer
14555 Hamlet Pl
Sturgis SD 57785

Dear Mr. Kieffer:

I am writing in regard to the 2018 irrigation questionnaire you submitted for the water right listed in the name of Paul E Kieffer. You commented on the questionnaire that ownership should be in your name.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of **\$50.00**. The check or money order for the fee can be made payable to the Water Rights Program.

Additionally, I have questions on the information you reported on the irrigation questionnaire. Please give me a call and I can go over my questions with you and complete the report.

Thank you in advance for your assistance.

Sincerely,

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

enclosures: transfer form, postage paid envelope

NOTICE OF TRANSFER OF OWNERSHIP

PAID

MAR 08 2019

Ck# 2421

RECEIVED

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

MAR 08 2019

WATER RIGHTS
PROGRAM

No. 553-1

Date: _____

I/We request that Water Right No. 553-1

formerly owned by: Paul E Kieffer

be transferred to: (name & address) Richard W Kieffer, 14555 Hamlet Place., Sturgis SD 57785

Telephone No. 605 347-0119

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

203.7 acres – SW ¼ Section 13; N ½ NW ¼ and SW ¼ NW ¼ Section 24, all in T6N, R8E

I/We understand that the validity of Water Right No. 553-1 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 Richard W Kieffer, the new owner, certify that the above information is true and correct.

Richard W Kieffer
(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 March 8, 20 19

RECEIVED OF Richard W Kieffer 14555 Hamlet Place, 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	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>553-1</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. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **09054**

By Jeanne Goodman
Chief Engineer JM



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 11, 2019

553-1

Richard W Kieffer
14555 Hamlet Place
Sturgis SD 57785

Dear Mr. Kieffer:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 553-1.

The ownership change has been completed. Water Right No. 553-1 formerly held by Paul E Kieffer is now listed in your name.

Enclosed for your records is Receipt No. 09054 in the amount of \$50. If you have any questions, please contact me.

Sincerely,

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

enclosure



DEPARTMENT of ENVIRONMENT
RECEIVED and NATURAL RESOURCES

MAY 30 2019

WATER RIGHTS
PROGRAM

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

PAID

MAY 30 2019

Ck# 259

March 11, 2019

553-1

Richard W Kieffer
14555 Hamlet Place
Sturgis SD 57785

Dear Mr. Kieffer:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 553-1.

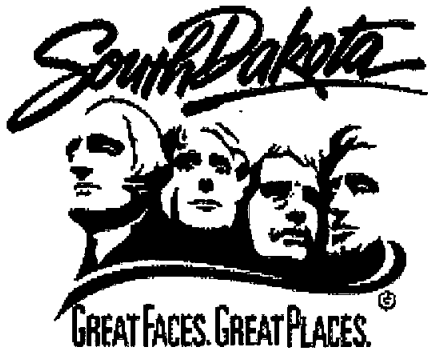
The ownership change has been completed. Water Right No. 553-1 formerly held by Paul E Kieffer is now listed in your name.

Enclosed for your records is Receipt No. 09054 in the amount of \$50. If you have any questions, please contact me.

Sincerely,

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

enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 30, 2019

553-1

Richard W Kieffer
14555 Hamlet Place
Sturgis SD 57785

Dear Mr. Kieffer:

Enclosed is your check # 259 in the amount of \$50 which you submitted for filing an ownership change on Water Right No. 553-1. The fee for filing the ownership change was paid back in March, 2019. No further fees are required.

The check was stamped on the back "for deposit only" however it was NOT processed. We realized after stamping it in that it had already been paid.

I apologize for the confusion. I called and left you a phone message but did not hear back from you. If you have any questions, please let us know.

Sincerely,

A handwritten signature in black ink, appearing to read "Genny McMath".

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

enclosures: Receipt dated March 8, 2019 and your check # 259



553-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: RICHARD W KIEFFER, 14555 HAMLET PL, STURGIS, SD 57785

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 553-1. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 553-1 qualification:

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

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

1. Suspend or cancel Permit No(s) 553-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

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

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 57501-3182

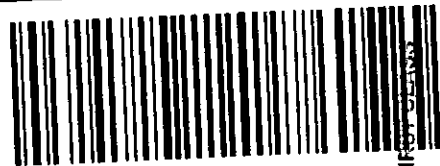
RETURN SERVICE REQUESTED

RECEIVED

FEB 12 2020

WATER RIGHTS
PROGRAM

CERTIFIED MAIL



7019 1120 0001 2910 6529



U.S. POSTAGE >> PITNEY BOWES



ZIP 57501 \$ 004.00⁰
02 4W
0000350521 JAN. 23. 2020

RICHARD W KIEFFER

14555 HAMLET PL

ST NIXIE

553 DE 1

0002/10/20

RETURN TO SENDER

UNCLAIMED

UNABLE TO FORWARD

UNC

BC: 57501318299

*0935-06732-23-45

575013182
5778536324 H077



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

February 13, 2020

NOTICE

TO: Richard Kieffer, 14555 Hamlet Place, Sturgis SD 57785

FROM: Ron Duvall, Water Rights Permitting Administrator
for Jeanne Goodman, Chief Engineer
Water Rights Division

SUBJECT: Unclaimed Certified Mail Concerning Violation of Water Permit No. 553-1

The attached notice was sent certified mail, return-receipt requested. The post office has returned the certified mail return-receipt requested envelope to our office marked "unclaimed".

Please note from the attached notice that the Water Management Board meeting is **February 26, 2020**.

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

CERTIFICATION

I hereby certify that on February 13, 2020, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated February 13, 2020, regarding Notice of Unclaimed Certified Mail Concerning Violation of Permit No. 553-1 addressed as stated below:

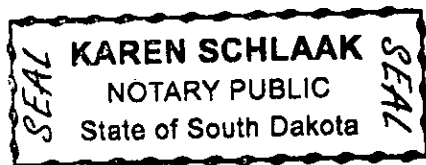
Richard Kieffer, 14555 Hamlet Place, Sturgis SD 57785

Eric Gronlund
Eric Gronlund
Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 19th day of February, 2020.

Karen Schlaak
Karen Schlaak
Notary Public
My Commission expires April 1, 2025 ^{KS}





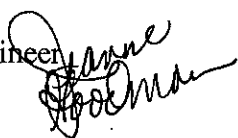
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 27, 2020

NOTICE OF ENTRY OF ORDER FOR ONE YEAR SUSPENSION OF WATER RIGHT

TO: Richard W Kieffer, 14555 Hamlet Pl., Sturgis SD 57785

FROM: Jeanne Goodman, Chief Engineer
Water Rights Program 

SUBJECT: One Year Suspension of Water Right No. 553-1

On February 26, 2020, the Water Management Board ordered:

Effective March 26, 2020, Water Right No. 553-1 be suspended for the 2020 irrigation season for failure to submit the 2019 irrigation questionnaire.

If the 2019 irrigation questionnaire is received prior to March 26, 2020, the suspension will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2020 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2020 unless the 2019 irrigation questionnaire is submitted by March 26, 2020.

After March 26th, you may petition the Water Management Board to rescind the suspension. You will need to submit the 2019 irrigation questionnaire and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May 6-7, 2020 in Pierre, SD. The letter should include your reasons for not completing the 2019 irrigation questionnaire. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Water Rights Staff will conduct compliance checks of suspended water rights this summer to determine if irrigation is taking place.

Please contact Genny McMath (605) 773-3352, if you have any questions.

CERTIFICATION

I hereby certify that on February 27, 2020, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage; prepaid envelopes containing a Notice dated February 27, 2020 regarding Water Management Board action taken February 26, 2020 for Irrigation Questionnaire violations addressed as stated below:

One Year Suspensions:

Water Right No. 6947-3

Joel Adler, 48353 149th St, Milbank SD 57252

Water Permit No. 7655-3

Thomas Brady, 265 Antler Dr., Yankton SD 57078

Water Right Nos. 2698-2 & 2721-2

Neil & Lupita Fanning, 220 Rangely Ct., Simi Valley CA 93065

Water Right No. 5947-3

Sean Davis, Fish Lake Country Club, 24385 393rd Ave., Letcher SD 57359

Water Permit Nos. 7008A-3 and 7009A-3

Roger D Hanson, 615 E 72nd St., Kansas City MO 64131

Water Right No. 7043-3

Corey Johannsen, 502 Main St., Tolstoy SD 57475

Donald & Dianna Stotz, 14850 328th Ave, Tolstoy SD 57475

Water Right No. 876-1

Gene E Johnson, 19610 US Hwy 85, Belle Fourche SD 57717

Water Right No. 1213B-1

Charles & Cathy Kimbril, 19027 137th Ave, Vale SD 57788

Water Right No. 410B-2

Kathi Koester, PO Box 206, Custer SD 57730-0206

Water Permit No. 8253-3

James Makens, Makens Oak Tree LLP, 42563 168th St, Clark SD 57225

Water Permit Nos. 5849-3 and 6194-3

Josh Oakley, Meadow Creek Golf Course, PO Box 511, Volga SD 57071-0511

Water Right Nos. 2521-3 and 2934-3

Henry Decker, Pembroke Hutterian Inc., 35955 139th St, Ipswich, SD 57451 7103

Water Right Nos. 5566-3 & 7615-3 and Water Permit No. 7616-3

Wayne Reiersen, 30048 Reiersen Pl., Pollock SD 57648

Water Permit No. 2350-3

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

Water Right No. 4737-3

RUS Farms Real Estate LLC, 3283 Dogwood Ave., Rock Valley IA 51247

Water Right No. 2954-3

Lane Tekrony, 47840 180th St, Clear Lake SD 57226-5405

Water Right Nos. 6131-3 and 6132-3

Daniel Ulmer, PO Box 433, Menno SD 57045 0433

Water Right Nos. 2631A-3 and 5451-3

Merritt Ulmer, PO Box 433, Menno SD 57045-0433

Merritt & Marie Ulmer, 1402 S Cage #217, Pharr TX 78577

Water Right No. 553-1

Richard W Kieffer, 14555 Hamlet Pl, Sturgis SD 57785

Three Year Suspensions:

Water Right No. 6168-3

Robert Hattum, 21744 W Bend Rd, Harrold SD 57536

Water Right No. 2106-2

Stuart Rice, 2300 Skyline Ranch Rd, Rapid City SD 57701

Amendments:

Water Right Nos. 804-2 & 995-2

Robert Berry, 23331 Hwy 14, Midland SD 57552

Water Right No. 766-2

Gene Fortune, PO Box 60, Interior SD 57750 0060

Water Right Nos. 516-1 and 715-1

Lawrence Woodward, PO Box 220, Dupree SD 57623 0220

Both Suspend and Amendments

Water Right No. 960-3 and Water Permit No. 472A-3

Chad Binger, 18309 383rd Ave, Tulare SD 57476

Water Right Nos. 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3

Jonathan Wollman, Claremont Colony, 46271 184th St, Castlewood SD 57223

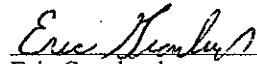
Water Right Nos. 3012-3 and 7323B-3

Mark Morlock, 33820 112th St., Eureka SD 57437-6005

Marvin Morlock, 11072 339th Ave, Eureka SD 57437-6003

Water Right No. 399-2 and Water Permit No. 2668-2

Steve L Simunek, 27851 S Buffalo Gap Rd, Oral SD 57766



Eric Gronlund

Water Rights Program

STATE OF SOUTH DAKOTA)

) SS

COUNTY OF HUGHES)

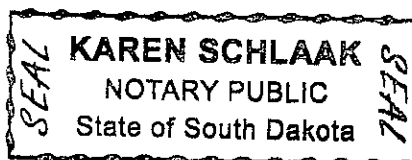
Sworn to, before me, this 27th day of February, 2020.



Karen Schlaak

Notary Public

My Commission expires April 1, 2025





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 26, 2020

553-1

Richard Kieffer
14555 Hamlet Place
Sturgis SD 57785

Dear Mr., Kieffer:

On February 26th the Water Management Board ordered Water Right No. 553-1 suspended if the 2019 irrigation questionnaire was not received prior to March 26, 2020. The questionnaire information for your water right has been received.

Since the irrigation questionnaire is on file, no violation has occurred, and no suspension will take place. You may irrigate during the 2020 irrigation season.

If you have any questions, please contact us.

Sincerely,

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

553-1



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

September 14, 2022

553-1

Nathan Howie
PO Box 63
White Owl SD 57792

Dear Mr. Howie:

Thank you for calling concerning the water right held by Mr. Kieffer. I have added your name as a leaser to our mailing list for annual irrigation questionnaires. You will receive the form in mid to late October. An irrigation questionnaire submitted by Mr. Kieffer last year is enclosed. It will give you an idea of what to keep track of during the season.

During our conversation you inquired as to the possibility of getting a new water permit to irrigate from the Belle Fourche River. I have included an application and instruction sheet for your use when you get ready to file for a permit.

If you have any questions concerning any of the enclosures, please give me a call.

Sincerely,

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

enclosures