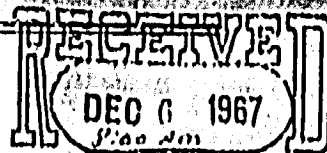


922-1

1. Considered JAN 10, 1968
2. Name of Applicant JOHN G & ANDREW G. JOHNSON
3. Post Office Address LEMMING
4. Amount of water claimed 9.4
5. Source of water supply N. Fork Grand River
6. Water to be used for IRRIGATION
Acres to be irrigated 657.2
7. Water to be diverted and used in PERKINS County
about 10.5 miles 10 W of LEMMING
8. Proof of Publication Received JAN 8
Not Received _____
9. Application Approved ✓
Subject to _____
Not Approved _____
Action deferred _____

10. Remarks:

Shade hill

No. 822-1Water Division No. 1 GRAND 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 John A. and Andrew A. Johnson
Postoffice address Rt. #3, Lorton, County Pennington, 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 & Direct Labor
(b) Cash on hand, \$ _____ (c) Treasury stock, \$ _____
(d) Bonds to be issued, \$ _____ (e) Other resources, \$ 34,200.00

2. Name of diversion work Johnson Bros. Irrigation Project
3. Amount of water claimed 9.4 cubic feet per second
4. Source of water supply North Fork of Grand River
5. Location of point of diversion See attached sheet
_____ on _____ bank _____ County.
6. Annual period or periods during which water is to be used Spring, Summer & Fall
7. To be used for:

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

- (a) Number of acres to be irrigated
- 659.2
- acres.

- (b) Legal subdivisions to be irrigated
- See attached sheet

(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.)
- None

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 685-1

LOCATION OF LAND TO BE IRRIGATED				
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
NW ¹ SE ¹	8	21N	14E	4.0
NE ¹ SE ¹	8	21N	14E	21.4
SE ¹ SE ¹	8	21N	14E	13.6
NW ¹ SW ¹	9	21N	14E	36.8
NE ¹ SW ¹	9	21N	14E	28.0
SW ¹ SW ¹	9	21N	14E	6.0
SE ¹ SW ¹	9	21N	14E	47.8
NW ¹ NE ¹	9	21N	14E	40.0
NE ¹ NE ¹	9	21N	14E	40.0
SW ¹ NE ¹	9	21N	14E	32.8
SE ¹ SE ¹	9	21N	14E	40.0
NW ¹ SE ¹	9	21N	14E	21.6
NE ¹ SE ¹	9	21N	14E	20.0
NW ¹ NW ¹	10	21N	14E	40.0
NE ¹ NW ¹	10	21N	14E	37.0
SW ¹ NW ¹	10	21N	14E	34.8
SE ¹ NW ¹	10	21N	14E	25.2
NW ¹ NE ¹	10	21N	14E	38.8
NE ¹ NE ¹	10	21N	14E	34.4
SW ¹ NE ¹	10	21N	14E	20.8
SE ¹ NE ¹	10	21N	14E	3.0
NW ¹ SW ¹	10	21N	14E	21.6
NE ¹ SW ¹	10	21N	14E	10.4
NE ¹ NW ¹	11	21N	14E	29.2
SW ¹ NW ¹	11	21N	14E	12.8
SE ¹ NW ¹	11	21N	14E	19.6
NW ¹ SW ¹	11	21N	14E	8.8
NE ¹ SW ¹	11	21N	14E	14.8
TOTAL				659.2

8. Estimated cost of work:

(a) Head Gates, \$200.00

(b) Pumping plant, \$2500.00

(c) Fluming, \$

(d) Canal earth, \$500.00

Rock, \$

(e) Other structures Leveling & Sprinkler Pipe \$30,000.00

Total, \$27,200.00

9. Description of diversion works:

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

Pumping plants, Supply ditch & pipe

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 1.0 feet; height 2.0 feet; Material Concrete & Steel

(d) Canal: Total length 3.0 miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At Mile 2	feet	8 feet	10 feet	5.3 feet
At Mile 1 1/2	feet	V. Ditch	6 feet	5.3 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 9 years.

12. Choice of newspaper for publication of notice of intention to appropriate Lemmon Leader
Lemmon, South Dakota

STATE OF SOUTH DAKOTA

County of Perkins

I, John P. Johnson and Andrew G. Johnson, 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.

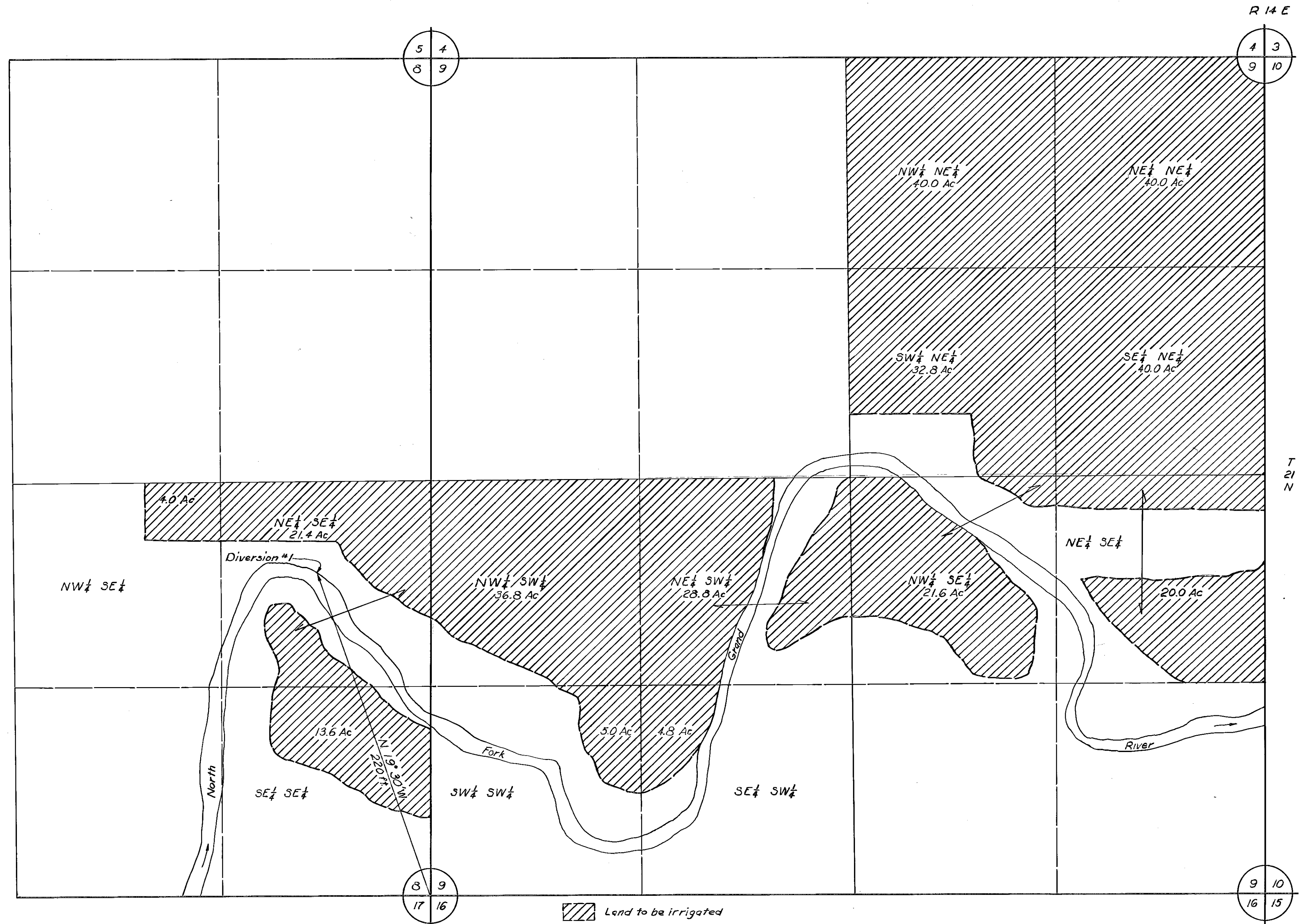
Signed John P. Johnson

Subscribed and sworn to before me this 4 day of December 1907

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

LOCATION OF LAND TO BE IRRIGATED				
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
NW ¹ SE ⁴	8	21N	14E	4.0
NE ⁴ SE ⁴	8	21N	14E	21.4
SE ⁴ SE ⁴	8	21N	14E	13.6
NW ⁴ SW ⁴	9	21N	14E	36.8
NE ⁴ SW ⁴	9	21N	14E	28.0
SW ⁴ SW ⁴	9	21N	14E	5.0
SE ⁴ SW ⁴	9	21N	14E	4.8
NW ⁴ NE ⁴	9	21N	14E	40.0
NE ⁴ NE ⁴	9	21N	14E	40.0
SW ⁴ NE ⁴	9	21N	14E	32.8
SE ⁴ NE ⁴	9	21N	14E	40.0
NW ⁴ SE ⁴	9	21N	14E	21.6
NE ⁴ SE ⁴	9	21N	14E	20.0
NW ⁴ NW ⁴	10	21N	14E	40.0
NE ⁴ NW ⁴	10	21N	14E	37.0
SW ⁴ NW ⁴	10	21N	14E	34.8
SE ⁴ NW ⁴	10	21N	14E	25.2
NW ⁴ NE ⁴	10	21N	14E	38.8
NE ⁴ NE ⁴	10	21N	14E	34.4
SW ⁴ NE ⁴	10	21N	14E	20.8
SE ⁴ NE ⁴	10	21N	14E	3.0
NW ⁴ SW ⁴	10	21N	14E	21.6
NE ⁴ SW ⁴	10	21N	14E	10.4
NE ⁴ NW ⁴	11	21N	14E	29.2
SW ⁴ NW ⁴	11	21N	14E	12.8
SE ⁴ NW ⁴	11	21N	14E	19.6
NW ⁴ SW ⁴	11	21N	14E	8.8
NE ⁴ SW ⁴	11	21N	14E	14.8
TOTAL				659.2



SURVEYOR'S CERTIFICATE

I, _____ DO HEREBY CERTIFY THAT THIS MAP IDENTIFIES A REASONABLY ACCURATE RECORD OF THE LAND OF THE **JOHN G. & ANDREW G. JOHNSON IRRIGATION PROJECT** AND HAS BEEN PREPARED BY THE SOIL CONSERVATION SERVICE FOR THE **PERKINS** SOIL AND WATER CONSERVATION DISTRICT.

SIGNATURE: _____

TITLE: _____

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

SUBSCRIBED AND SWORN TO BEFORE ME THIS _____ DAY OF _____, 19____, A.D.

NOTARY PUBLIC

MY COMMISSION EXPIRES _____, 19____.

Scale: 1" = 400'

JOHN G. & ANDREW G. JOHNSON IRRIGATION PROJECT

Perkins County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Date _____

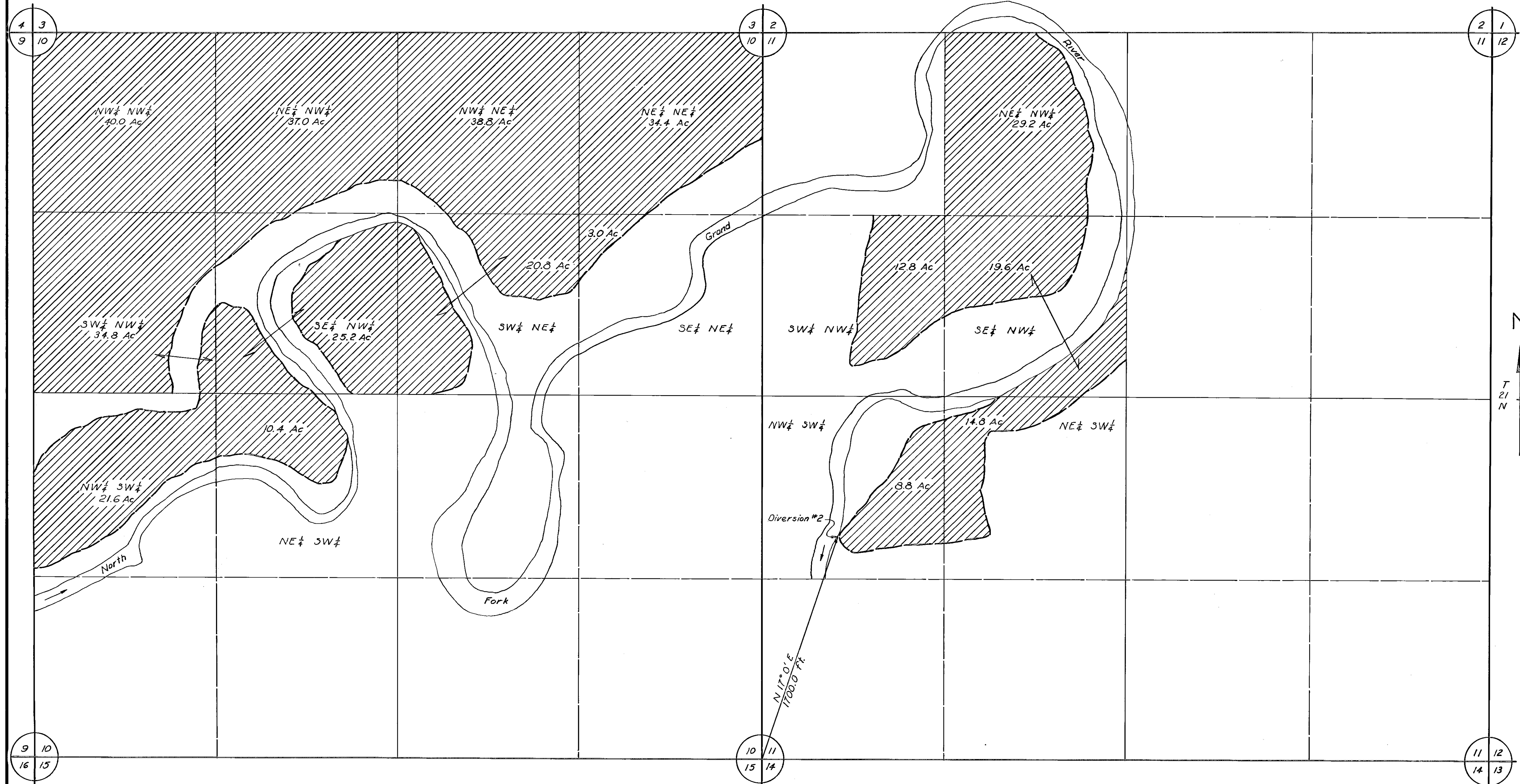
Designed _____ Approved by _____

Drawn _____ Title _____

Traced _____ Sheet No. 1 of 2 Drawing No. _____

Checked _____

R 14 E



Land to be irrigated

Scale: 1" = 400'

JOHN G. & ANDREW G. JOHNSON
IRRIGATION PROJECT

Perkins County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Date		Approved by	
Designed		Title	
Drawn		Title	
Traced		Sheet	
Checked		No. 2	
		Drawing No.	
		of 2	

MAP N° 685-1 (SHT 2) (APPL N° 822-1)

Remarks by State Water Resources Commission:

Flows of the Grand River proposed for use under this permit are included under U.S. Withdrawal 594.1 for storage in Shadehill Reservoir. Restrictions on the use of water granted under this permit may be necessary if the Bureau of Reclamation develops the Shadehill Irrigation Project under such withdrawal.

STATE OF SOUTH DAKOTA
County of HUGHES } ss.

Pierre, South Dakota, JANUARY 22, 1968

This is to certify that the foregoing application was received by the Commission at 8:00 o'clock
a.m. upon the 6TH day of DECEMBER, 1967

State Water Resources Commission

By:

Aurton Jones
for. Chief Engineer, Executive Officer

Number of permit 822-1

Date of first receipt of application DECEMBER 6, 1967

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 DECEMBER 6, 1967

Approved JANUARY 10, 1968, Recorded in Book: 10 Page 44

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

JULY 10, 1970

2nd. The whole of said work is to be completed on or before JANUARY 10, 1972

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

JANUARY 10, 1977

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 9.4 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 JANUARY 10, 1977; said water to be used during the following described annual period:

SPRING, SUMMER & FALL

Witness my hand this 22ND day of JANUARY, 1968

State Water Resources Commission

By:

George Jones
Chief Engineer, Executive Officer

Certificate of Construction Issued JANUARY 2, 1975

Water License Issued JANUARY 2, 1975

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 822-1

(1) WHEREAS, On the 6th day of December A. D. 19 67
John C. and Andrew G. Johnson

made Water Right Application No. 822-1 for a permit to use 9.4 cubic feet per second of the waters of North Fork Grand River

County of Perkins State of South Dakota, for Irrigation

purposes; and

(2) WHEREAS, the 22nd day of January A. D. 19 68

Permit No. 822-1 with a date of priority of December 6, 1967

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 10th day of January A. D. 19 73 and for the application to beneficial use of said water on or before the 10th day of January A. D. 19 77

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 9.4 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 121N, R14E

for irrigating the following land in T21N, R14E			Acres		
Section 8	NW $\frac{1}{4}$ SE $\frac{1}{4}$	4.0	Section 10	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.0
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	21.4		NE $\frac{1}{4}$ NW $\frac{1}{4}$	37.0
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	13.6		SW $\frac{1}{4}$ NW $\frac{1}{4}$	34.8
Section 9	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0	SE $\frac{1}{4}$ NW $\frac{1}{4}$	25.2	
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0	NW $\frac{1}{4}$ NE $\frac{1}{4}$	38.8	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	32.8	NE $\frac{1}{4}$ NE $\frac{1}{4}$	34.4	
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0	SW $\frac{1}{4}$ NE $\frac{1}{4}$	20.8	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	36.8	SE $\frac{1}{4}$ NE $\frac{1}{4}$	3.0	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	20.8	NW $\frac{1}{4}$ SW $\frac{1}{4}$	21.6	
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	5.0	NE $\frac{1}{4}$ SW $\frac{1}{4}$	10.4	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	4.8			
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	21.6	Section 11	NE $\frac{1}{4}$ NW $\frac{1}{4}$	29.2
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	20.0		SW $\frac{1}{4}$ NW $\frac{1}{4}$	12.8
				SE $\frac{1}{4}$ NW $\frac{1}{4}$	19.6
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	8.8	
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	14.8	
			Total	65.2 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 Johnson Bros.

_____ of Lemmon, South Dakota
the holder _____ and owner _____ of said permit No. 822-1 a water right, dating from December 6, 1967
_____ to use of 9.4 cubic feet per second of the waters
of North Fork Grand River

in the County of Perkins and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted between points 2200 feet, North 19° 30' West
of the SE Corner, Sec. 8, and 1700 feet North 17° East of the SW Corner, Sec. 11,
All in T21N, R14E

and conduct to and upon portions of Sections 8, 9, 10 and 11, T21N, R14E, more fully
described on the face of this License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 822-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 2nd day of January A. D.
Nineteen Hundred and Seventy-five

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer DCNAID DRISCOLL

Form 15.

Permit No. 822-1

Water Diversion No. 1 GRAND RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That John G. and Andrew G. Johnson

_____ the holder _____ of
Permit No. 822-1, issued upon Application No. 822-1, bearing date of priority of December 6,
1967 authorizing the diversion of 9.4 cu. ft. per second of the _____
North Fork Grand River County of Perkins, State of South Dakota, _____
between points 2200 feet, North 19° 30' West of the SE Corner, Sec. 9, and 1700 feet
North 17° East of the SW Corner, Sec. 11, all in T21N, R14E
_____, for _____ irrigation

_____, for _____
purposes, have 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 12.4 cu. ft. per second of water.

Date January 2, 1975

By: WATER RIGHTS COMMISSION

DONALD DRISCOLL, Chief Engineer

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Parkins } ss.

Jane Boorman being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the

The Lemmon Leader a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the City of Lemmon County of

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

December 14, 1967

December 21, 1967

December 28, 1967

January 4, 1968

In each and every issue of the full number thereof, the first publication being made on the 14th day of December 1967 and the last publication on the 4th day of January 1968, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was editor the printer and publisher of the said newspaper.

Jane Boorman

Subscribed and sworn to before me this 4th day of January A. D. 1968

Anne S. Boorman

Notary Public Parkins County, S. D.

APPROPRIATION OF WATER
Office of State Water Resources
Commission, Pierre, S. Dak.
Notice is hereby given that John
C. and Andrew G. Johnson, whose
postoffice address is Lemmon, S.
Dak., have made an application in
accordance with the provisions of
the water laws of South Dakota for
a permit to appropriate for bene-
ficial use 2.1 cubic feet of water per
second of time from the Grand River
through the Johnson Bros. Irrigation
Project at the point of diversion of
which said project is located on either
bank of said stream between a point
in the NE 1/4, Section 8, and a
point in the NW 1/4 of the SW 1/4 of
Section 11, Twp. 21N, Range 14E. Said
water to be used for the purpose of
providing irrigation on portions of
the following described lands: NW 1/4, SE 1/4, E 1/2, Section 8;
SW 1/4, NE 1/4, NW 1/4, Section 9;
NW 1/4, NE 1/4, NW 1/4, Section 10;
NE 1/4, NW 1/4, SW 1/4, NW 1/4, NW 1/4,
Section 11. All in T11N, R14E, S22.
This application will be taken up
by the State Water Resources Com-
mission at their office at Pierre for
consideration upon the 10th day of
January, 1968, at 10:00 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 in-
formation presented.
State Water Resources Commission
By: BURTON F. JONES
Water Rights Specialist
cc: Mr. Andrew G. Johnson
Lemmon, S. D.
(Pub. Dec. 14, 21, 28, Jan. 4)

RECEIVED
JAN 8 1968
STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

On or before
(First Publication December 14, 1967)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., December 6, 1967

Notice is hereby given that John C. and Andrew G. Johnson whose postoffice address is Lemmon 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 0.4 cubic feet of water per second of time from the the Grand River through the Johnson Bros. Irrigation Project the point of diversion of which is to be located on the either bank of said stream in the between a point in the NE 1/4, Section 8, and a point NW SW 11 of Section 11 Twp. 21N Range 14E Said water to be used for the purpose of providing irrigation on the following described land:

NW 1/4, SE 1/4, E 1/4, Section 8, SW 1/4, NE 1/4, N 1/4, SE 1/4, Section 9, NW 1/4, NE 1/4, N 1/4, SW 1/4, Section 10, NE 1/4, NW 1/4, S 1/4, NW 1/4, N 1/4, SW 1/4, Section 11, All in T21N, R14E.
and for XXXXXX purposes XXXXXX

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 10th day of January, 1968, at 2:00 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: KJM

Mr. Andrew G. Johnson
Lemmon, S.D.

By:

Chief Engineer, Executive Officer
XXXXXXXXXXXXXXXXXXXX
BURTON F. JONES
Water Rights Specialist

Permit No. 822-1Water Division 1 GRAND 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 JOHN G. AND ANDREW G. JOHNSON of LEMMON, S.D. holder of Permit No. 822-1, bearing date of priority of DECEMBER 6, 1967 authorizing the diversion of 9.4 cu. ft. per second of the waters of NORTH FORK GRAND RIVER for IRRIGATION purposes, in PERKINS 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:

(SEE ATTACHED SHEET)

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

(SEE ATTACHED SHEET)

C. Works used to apply water to beneficial use.

(SEE ATTACHED SHEET)The system is in the following condition: EXCELLENT

The point of diversion is located BETWEEN A PT. 2200 FEET N 19° 30' W OF SW CORNER SEC. 8, T. 21 N., R. 14 E., B.H.M. AND A PT. 1700 FEET N 17° 0' E OF SW CORNER SEC. 11, T. 21 N., R. 14 E., B.H.M.

The works are capable of diverting and conveying to the place of use ~~12.4~~ 12.4 (5600 G.P.M.)

cu. ft. per second of water which is to be used for IRRIGATION

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

(SEE ATTACHED SHEET)comprising a total of 659.2 acres of land.

SEND TO: JOHNSON BROTHERS
RR #3
LEMMON, S.D.

Date NOVEMBER 20, 1974

Thomas Gardner
(Signature)
GARDNER

SYSTEM No. 1

- A. 6" BERKLY CENTRIFUGAL PUMP - 8000 gpm
MODEL B62AHCW
SERIAL NO. 02293
30 H.P. UNICLOSED MOTORS - U.S. ELECTRIC
MODEL R-1707-01-2
- B. 240 FEET OF ALUMINUM 12" MAINLINE
40 FEET OF RUBBER HOSE 12" MAINLINE
SEVERAL LONG DITCHES
- C. SIPHOONS TO FLOOD IRRIGATE

SYSTEM No. 2

- A. 6" BERKLY CENTRIFUGAL PUMP - 800 gpm.
100 H.P. - U.S. ELECTRIC MOTOR
MODEL TBDF
SERIAL NO. 7209
- B. 4800 FEET OF 6" ALUMINUM MAINLINE - ~~12" 12" 12"~~
- C. HEINZMAN ENGINEERING
MODEL No. 1140
SE No. 11740180
E-Z KWIN BIG GUN
MODEL WK 5.4
SERIAL No. 54045

SYSTEM No. 3

A. 8" FAIRBANKS - MORRIS CENTRIFUGAL PUMP - 1200 gpm
FIGURE No. 552J
SERIAL No. K2F34998

20 H.P. ALLIS - CHALMERS
MODEL No. 56
SERIAL No. K2F34998

B. 80 FEET OF 8" ALUMINUM PIPE
SEVERAL LONG DITCHES

C. 2 IN. DIA. AND 1 IN. DIA. SIPHONS TO FLOOD IRRIGATE.



**Department of
Water & Natural Resources**

Joe Foss Building
Pierre, South Dakota 57501

Division of Water Rights (605) 773-3352

September 4, 1980

You are hereby ordered to cease pumping water from the North Fork of the Grand River from the North Dakota - South Dakota border to the tailwaters of the Shadehill Reservoir, for the remainder of the year, unless written notice is received indicating otherwise. Apparently there was some misunderstanding with the order issued July 15, 1980 and this order is issued to clarify any misunderstanding.

This order is issued in accordance with the South Dakota Water Laws which require the Water Management Board to control and regulate all waters of the State to assure water for domestic supplies and prior water rights.

All the permits above the Shadehill contain the qualification that low flows as needed for downstream domestic use, including livestock watering must be bypassed.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH/gy

Equal Opportunity Employer



**Department of
Water & Natural Resources**

Joe Foss Building Division of Water Rights (605) 773-3352
Pierre, South Dakota 57501

822-1

September 8, 1980

822-1

Johnson Brothers
Lemmon, SD 57638

This letter will revoke the order dated September 4, 1980 shutting off irrigation pumping from the North Fork of the Grand River between Shadehill Reservoir and the North Dakota border.

In an effort to provide more local control of the pumping from the North Fork of the Grand River, we are going to allow the local Irrigators Association to attempt to regulate themselves to better utilize the limited flows in the North Fork. The primary requirement will be that water for livestock use will need to be made available for downstream use.

We expect that someone from this office will be in the area this week.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH/gy

Equal Opportunity Employer

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

February 16, 1988

623-1

822-1

John G Johnson
HCR 82 Box 83
Lemmon, SD 57638

Dear Mr. Johnson:

Enclosed are partially completed "Notice of Transfer" forms for use in filing an ownership change on Water Right Nos. 623-1 and 822-1. Please check over the forms and sign in the presence of a notary public. Upon completion of the forms, return them to our office with a required filing fee of \$2.50 each (total of \$5.00). The water rights will then be transferred to your name.

South Dakota Water Law 46-54-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact us.

Sincerely,

Genny McMATH

GENNY MCMATH
Natural Resources Analyst
605 773-3352

encl

South Dakota
Department of
Water & Natural Resources

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

January 29, 1988

JOHN G & ANDREW JOHNSON
HCR 82 BOX 83
LEMMON, SD 57638

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation Questionnaire

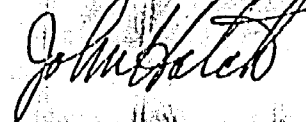
Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 623-1, 822-1. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

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

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 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). 623-1, 822-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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



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

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

 **Department of
Water & Natural Resources**

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

February 5, 1988

623-1
822-1

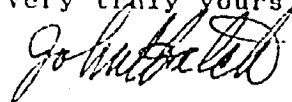
John Johnson
HCR 82, Box 83
Lemmon SD 57638

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the the requirement to submit the Irrigation Questionnaire(s) for Water Permit Nos. 623-1 & 822-1 and the hearing date before the Water Management Board.

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

Very truly yours,



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

NO. 822-1

NOTICE OF TRANSFER



TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

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

659.2 acres - N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8; NE $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 9; N $\frac{1}{2}$,
N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 10; NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 11, all in T21N, R14E

formerly owned by John G & Andrew G Johnson, Lemmon, SD

has been transferred to John G Johnson, HCR 82 Box 83, Lemmon, SD 57638

(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 822-1 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF ~~SOUTH~~ ^{NORTH} DAKOTA)
County of Adams) ss.

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

John G Johnson
(Signed)

Subscribed and sworn to before me this 2nd Day of MARCH, 1988.

T. L. SECREST
(Notary Public)
MY COMMISSION EXPIRES:
9-8-1992

RECEIPT

Division of Water Rights
South Dakota Department of Water and Natural Resources

411156

Pierre, March 4, 1922

RECEIVED OF John G. Johnson, HCR 82, Box 83, Laramie, WY 82630

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form 822-1 _____	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer JOHN HATCH (ES)

No. 822-1

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

March 17, 1988

John G. Johnson
HCR 82, Box 83
Lemmon, South Dakota 57638

Dear Mr. Johnson:

Enclosed is receipt No. 411166 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 822-1.

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

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.

 **Department of
Water & Natural Resources**

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

May 26, 1988

John G Johnson
HCR 82, Box 83
Lemmon, SD 57638

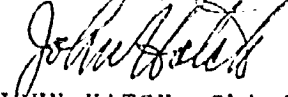
Dear Mr. Johnson:

I am writing in regard of our review of irrigation questionnaire records. No irrigation has been reported for the last five irrigation seasons under Permit No(s). 623-1, 822-1.

South Dakota Codified Laws state that when any person fails to use water for the purpose for which it was appropriated for a period of three years, or abandons the use of the water, such unused water shall revert to the public. An exception to the law is when there is legal excuse for nonuse of water. Examples of legal excuse for nonuse of water are when water is not available or legal proceedings which prevent the use of water.

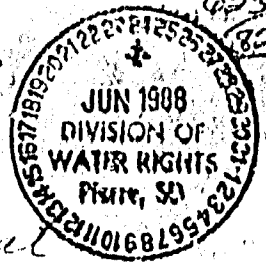
Since your permit(s) has (have) not been used for five years, the permit(s) may be subject to cancellation by the Water Management Board unless there is a legal reason for not using water. Please advise by June 17, 1988 if you still want to keep your water right and if there is a reason why water has not been used. Let us know, if you have any questions.

Very truly yours,


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



HCR 82, Box 83
Lemmon, SD 57638



Dear Sir

Please be advised that we want to keep our water rights in tact. Also be advised we haven't water because of lack of water because of Brownlee Valley Dam.

The South Grand River just about 6 miles south of us does not quit flowing in the drought season and is flowing right now. It doesn't have a dam on it. The Cedar River & the Cannonball in N.D. which is north of us are flowing. Don't have any dams on them.

My grandparents came to the North Grand River in 1894 and never had a lack of water like we do now since Brownlee Valley Dam was built.

Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWRN, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by John Johnson

of HCR 82, Box 83, Lemmon S.D. 57638 holder of
Permit No. 822-1, bearing the priority of December 6 19 67 authorizing
the diversion of 9.4 cu. ft. per second of the waters of North Fork Grand River
for irrigation purposes, in Perkins County.

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

A. Works used to divert the water:

A Berkeley pump, 2000 gallons per minute capacity.

A Uniclosed motor, 30 horse power.

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

Approximately 1000 feet of 8 inch Aluminum pipe. Irrigation ditches, 3 feet deep, 2 feet wide. These ditches are constructed whenever they are needed.

C. Works used to apply water to beneficial use:

Flood irrigation system using irrigation ditches to get the water to the different parts of the field.

The system is in the following condition GoodThe point of diversion is located approximately 1276 feet south, 1657 feet east from the Northwest
corner of Section 10, T21N-R14E, -NE1/4 NW1/4The works are capable of diverting and conveying to the place of use 4.45
cu. ft. per second of water which is to be used for irrigation

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

All in T21N-R14E, Section 10NW1/4 NE1/4 39.0 ac.NE1/4 NE1/4 36.0 ac.comprising a total of 75.0 acres of land and the license should be issued for 1.07 cfsApplicable permit qualifications have been complied with X Yes NoExceptions to compliance are: _____ Date 6/8/88_____
(signature)*N24 hadi*

LICENSE FOR PERMIT NUMBER 822-1

1. Legal location of wells: NA

dams & structures: Diversion point: NE 1/4 NW 1/4 Section 10, T21N-R14E

2. Well Information: Well Drilling Firm NA

Completion Report Yes No No. of Wells Depth

Casing a) diameter Screen a) type

b) length b) length

c) type Static Water Level

Pump a) make Berkeley Motor a) make Uniclosed

b) model b) model No.

c) size c) horsepower rating 30

d) capacity 2000 gpm

e) turbine pump -- no. of stages

f) operating PSI

3. Distribution lines or canals

a) size 8 Earthen irrigation ditches, 3 feet deep
b) type Aluminum 2 feet wide.
c) length 1000 feet

4. Dam Information:

a) height to crest m) Outlet tubes:

b) height to primary spillway 1) diameter

c) height to secondary spillway 2) type

d) crest width 3) valved (Y/N)

e) crest length 4) valve type

f) spillway length 5) location on structure

g) spillway width

h) approx. storage n) Category of Dam

i) approx. storage to crest

j) date constructed

k) inspection sheet completed (Y/N)

l) Name of Contractor

5. System Type a) sideroll:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of
sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles

- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project _____

Yes	No	Check Items
---	NA---	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
<u>X</u>	---	2. Special qualifications to permit being abided by?
<u>X</u>	---	3. All structures, wells and lands on map?
<u>X</u>	---	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
---	<u>X</u>	5. Is chemigation used?
---	---	6. If yes, does equipment comply with chemigation rules?

REMARKS: The capacity of the pump exceeds the diversion rate allowed by law. The irrigator should control the diversion rate so.

STATE OF SOUTH DAKOTA

REISSUED WATER LICENSE NO. 822-1

(1) John G and Andrew G Johnson of Lemmon, SD were issued Water License No. 822-1, January 2, 1975 for water right to appropriate 9.40 cubic feet of water per second from the North Fork Grand River, Perkins County, South Dakota for irrigation purposes. Water License No. 822-1, with a priority date of December 6, 1967 was issued to applicants for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

Water Right No. 822-1 was transferred March 4, 1988 to John G Johnson.

Water License No. 822-1, issued January 2, 1975, authorized irrigation of 659.2 acres. Based upon a June 8, 1988 inspection of the water use system, the license is being reissued to reflect what is actually being irrigated.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.07 cubic feet of water per second for beneficial use. The location of the diversion point(s) is: approximately 1276 feet S, 1657 feet E from the NW corner of Section 10, T21N, R14E.

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land in T21N, R14E:

Section 10	NW 1/4 NE 1/4	39.0 acres
	NE 1/4 NE 1/4	<u>36.0</u> "

TOTAL 75.0 acres

(4) Pursuant to Section 46-5-30.1 John G Johnson of HCR 82, Box 83, Lemmon SD the holders and/or owners of Water Right No. 822-1 are issued a license to appropriate 1.07 cubic feet of water per second from the North Fork Grand River with a priority date of December 6, 1967 from the location specified in (2) of this license. The water is to be used for the purpose of irrigation. This license is subject to any limitations, conditions or qualifications listed in Water Permit No. 822-1 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Division
Department of Water and Natural
Resources
APR 6 1990

SOUTH DAKOTA
Department of
Water & Natural Resources

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

APR 6 1990

623-1
822-1

John G Johnson
Lemmon SD 57638

Dear Mr. Johnson:

Enclosed are Water License Nos. 623-1 and 822-1. The water licenses have been reissued to the extent of what is actually being used. The relicenses are based on a June 8, 1938 inspection of your water use systems.

If you have any questions concerning the enclosed water licenses, please contact us.

Very truly yours,


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

enclosure

NOTE: (No. 822-1) Your pump capacity is 4.45 cfs (2000 gpm) and based upon the acreage actually irrigated you are entitled to only divert 1.07 cfs (480 gpm). Any diversion in excess of 1.07 cfs would be a violation of your Water Right.



February 16, 1994

JOHN G JOHNSON
HCR 82 BOX 83
LEMMON SD 57638

822-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501 3181

NOTICE

RE: Violation of Requirement to Submit 1993 Irrigation Questionnaire

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 623-1 & 822-1. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 623-1 & 822-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before April 1, 1994, your name will be deleted from the Board agenda.

Very truly yours,

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



822-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 3, 1994

623-1

822-1 ✓

John G Johnson
HCR 82 Box 83
Lemmon, SD 57633

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1993 irrigation questionnaires. The questionnaires were completed for you based upon a telephone conversation between Mrs. Johnson and Karen Schiaak, of this office. You may disregard the February 16, 1994, Notice of Violation of the Requirement to Submit the 1993 Irrigation Questionnaire.

The questionnaires were completed and on file in 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 Division
(605) 773-3352



January 22, 1999

822-1
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTICE

TO: JOHN G JOHNSON, HCR 82 BOX 83, LEMMON, SD 57638

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 has not been submitted for Permit No(s) 623-1 & 822-1. 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 be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 9:45 am, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 623-1 & 822-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 1, 1999, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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



822-1
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 5, 1999

623-1
822-1

John G Johnson
11026 White Butte Rd
Lemmon, SD 57638

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1998 irrigation questionnaires. You may disregard the January 22, 1999, "Notice" concerning reporting requirements for Water Right No. 623-1 and 822-1.

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.

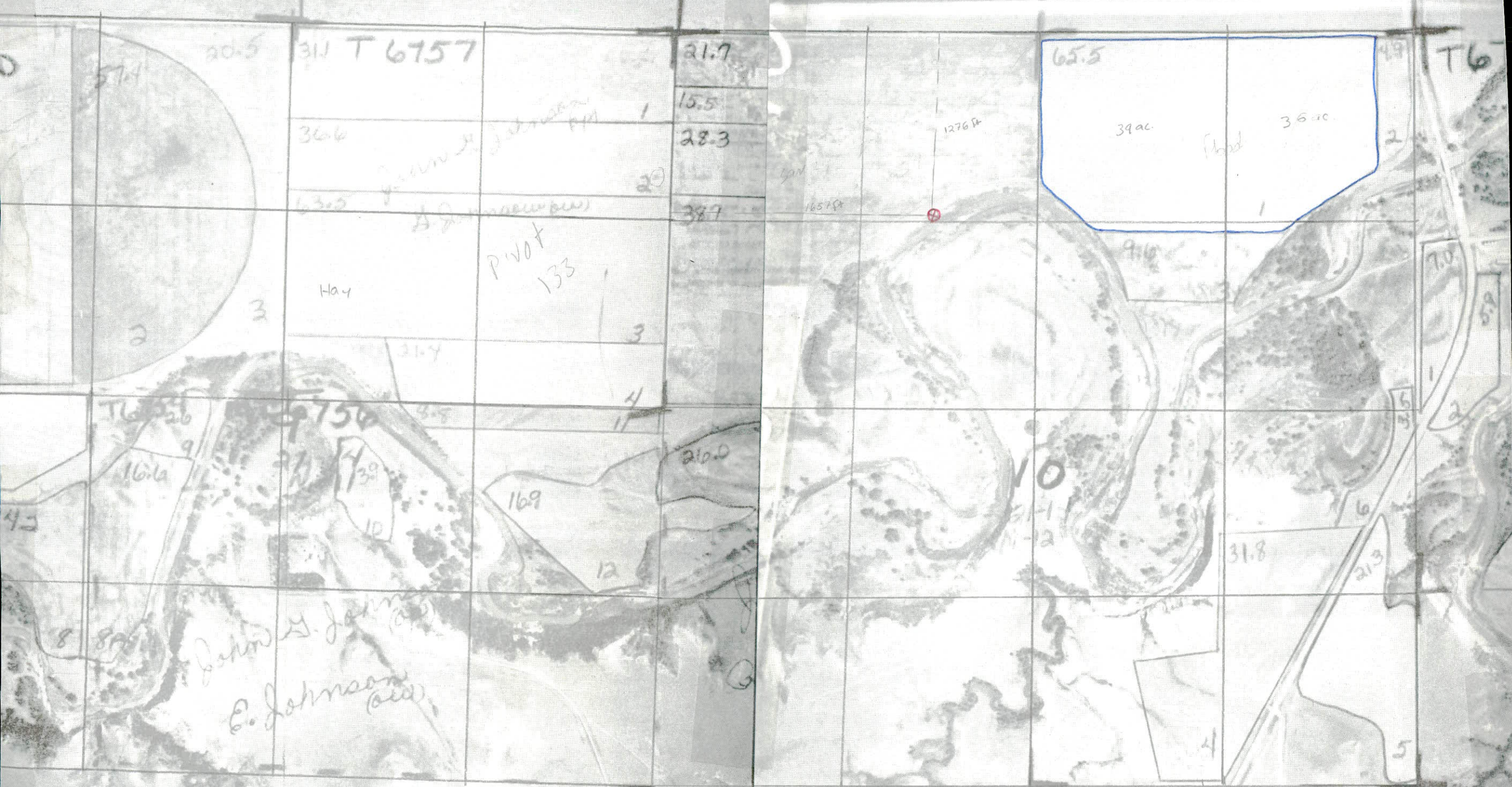
Sincerely,

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

120

NOT TO SCALE

Johnson



⊗ Diversion point

☐ Land being irrigated

MSBd
Nik Resources. Engineer

6/14/88



822-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 5, 2007

623-1
822-1

Gary Johnson
11028 White Butte Rd
Lemmon SD 57638

Dear Mr. Johnson:

I am contacting you in regard to ownership of land described in Water Right Nos. 623-1 and 822-1. On the 2006 irrigation questionnaires for these water rights, a notation was made on one of the forms that it should be changed to your name.

Enclosed are copies of both water rights. Since I am not sure if one or both of the water rights need to be changed, I am enclosing a "Notice of Transfer of Ownership" form for each one. Please review and complete as needed. Upon completion, please return the transfer forms to our office with a \$2.50 filing fee for each one being transferred (total of \$5.00 for both). The check or money order for the filing fee can be made payable to the Water Rights Program.

If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 13, 2019

822-1

Robert D Johnson
11024 White Butte Rd
Lemmon SD 57638

Dear Mr. Johnson:

The 2019 irrigation questionnaire included a notation that an ownership change was needed for the water right.

Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change. Please review and complete as needed. Upon completion, please sign and return the form to our office with a required filing fee of \$50. The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please let me know.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is fluid and cursive.

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

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

PAID

NOV 22 2019

Ck# 13178

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

No. 822-1

Date: 11/20/19

I/We request that Water Right No. 822-1

formerly owned by: John G Johnson

be transferred to: (name & address) Robert D Johnson - Sh. lo R. Johnson
11024 White Butte Rd.
Lemmon, SD 57638 Telephone No. 6053745733

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

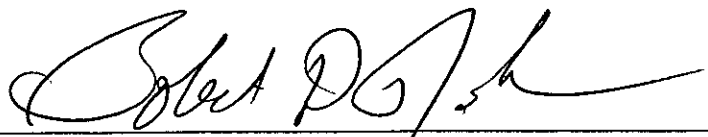
75 acres - N 1/2 NE 1/4 Section 10, T21N, R14E

I/We understand that the validity of Water Right No. 822-1 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 Robert D Johnson, the new owner, certify that the above information is true and correct.
Sh. lo R. Johnson


(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 November 22, 20 19

RECEIVED OF Bob Johnson/Johnson Racing Stable 11024 White Butte Rd Lemmon SD 57638

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	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 _____ 822-1		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	
	50	00

No. **09255**

By Jeanne Goodman
Chief Engineer
74-1

822-1



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 25, 2019

822-1

Robert D & Shilo R Johnson
11024 White Butte Rd
Lemmon SD 57638

Dear Mr. & Mrs. Johnson:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 822-1

The ownership change has been completed. Water Right No. 822-1 formerly held by John G Johnson is now listed in your names.

Enclosed for your records is Receipt No. 09255 in the amount of \$50 which you paid for filing the ownership change. If I can answer any questions, please let me know.

Sincerely,

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

enclosure



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

October 23, 2025

822-1

Robert & Shilo Johnson
PO Box 488
Miles City MT 59301

Dear Mr. Johnson:

Enclosed is a "Notice" dated October 8, 2025, concerning the 2025 Irrigation Questionnaire.

The notice was originally mailed to you at 11024 White Butte Rd, Lemmon SD 57638. The post office notified our office that your address has changed, and your records have been updated accordingly.

This is a time sensitive matter. Please complete and return the enclosed questionnaire or submit your report online at <https://danr.sd.gov/iq/> using this password **GQJZPM**.

If this change of address is in-correct, please contact our office immediately to update your contact information.

Sincerely,

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

enclosures

581 NFE 1141525C0010/19/25
RETURN TO SENDER
JOHNSON
PO BOX 488
MILES CITY MT 59301-0488
RETURN TO SENDER
1141525C0010/19/25



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

December 10th, 2025

822-1

Irvin Carl & Karen Salzer
11024 White Butte Rd
Lemmon, SD 57638

Dear Mr. & Mrs. Salzer:

Each year, the State of South Dakota sends out Water Management Irrigation Questionnaires to collect information based on annual water use from our state's waters.

Thank you for speaking with me about Water Right #822-1 and confirming that you are now the new owners of this property. For your convenience I have enclosed a partially completed "Transfer of Ownership" form for you to complete and return in the pre-paid envelope.

Please return the form with a check for \$50.00 made payable to "SD Water Rights Program" to cover the transfer fee. If you would prefer to pay by card you may call our Fiscal Office at 605.773.5559. This form will still need to be returned even if you are submitting payment over the phone.

Should you decide you wish to discontinue the irrigation on this piece of land, we would ask that you let us know.

If you have any questions or concerns, please give me a call. My direct number is 605.773.8204

Sincerely,

Shannon Konst

Shannon Konst
Water Rights Program
605 773-3352
Shannon.konst@state.sd.us

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 26, 2026

822-1

Irvin C. Salzer & Karen Salzer
11024 White Butte Road
Lemmon, SD 57638

To Whom it may Concern:

The Water Rights Program in receipt for the "Notice of Transfer of Ownership" form you submitted for Water Right No. 822-1, currently held by Robert & Shilo Johnson. However, the required fee for processing the transfer has not been received.

Please submit payment in the amount of \$50.00 via check (payable to SD Water Rights) or over the phone by calling our Fiscal Office at 605-773-5559.

Once payment has been received, our office will proceed with transferring ownership of Water Right No. 822-1 to Irvin C Salzer & Karen Salzer.

If you have any questions, please contact me.

Sincerely,

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

PAID

MAR 17 2026

CK# 12444

Rec't# _____

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

RECEIVED

JAN 21 2026

OFFICE OF
WATER

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

Water Right/Permit No. 822-1

Date: 1/13/2026

I/We request that Water Right/Permit No. 822-1 formerly owned by:
Robert & Shilo Johnson be transferred to:

New Owner Name: Irvin C. Salzer & Karen Salzer
Address: 11024 White Butte Road mobile: 605 850 1612
City, State, Zip: Lemmon SD 57638 email: ksalzer2329@gmail.com

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

75 acres located in Section 10, T021N, R14E
NW1/4 NE1/4 - 39 acres
NE1/4 NE1/4 - 36 acres

☒ I understand that the validity of Water Right/Permit No. 822-1 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below).

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

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

I, Irvin C. Salzer Karen Salzer, the new owner, certify that the above information is true and correct.

Karen Salzer
Irvin C. Salzer
(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, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following reasons:

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

RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

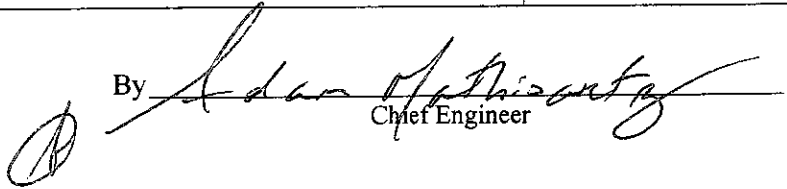
Date March 17, 2026

RECEIVED OF Irvin C. Salzer & Karen Salzer 11024 White Butte Road Lemmon, SD 57638

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$ _____
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$ _____
Fee to retain Future Use Permit No. _____ after period of seven years.	\$ _____
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$ _____
Fee for Filing Transfer Form #822-1 _____	\$ <u>50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	TOTAL
	\$ <u>50.00</u>

By


Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 17, 2026

822-1

Irvin C. & Karen Salzer
11024 White Butte Road
Lemmon, SD 57638

Dear Salzer's:

The South Dakota Water Rights Program is in receipt of the "Notice of Transfer of Ownership" form and the required fee you submitted for Water Right No. 822-1. Enclosed is the receipt of payment for your records.

Water Right No. 822-1, previously held by Robert & Shilo Johnson, is now listed under both of your names. I have also updated your contact information in our system.

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

If you have any questions, please contact me.

Sincerely,

Shannon Konst
Water Rights Program
605 773-3352
Shannon.konst@state.sd.us

NOTE: The validity of Water Right No. 822-1 has not been determined by this transfer action. Only the Water Management Board has the authority to determine if a water permit/right is valid.

enclosure