

1353E-2

RECEIVED

APR 18 2011

WATER RIGHTS
PROGRAM

TEL: (402) 376-3001
FAX: (402) 376-1422

QUIGLEY, DILL & QUIGLEY

LAWYERS

229 NORTH MAIN STREET
P. O BOX 748
VALENTINE, NEBRASKA
69201

W. B. QUIGLEY (1899-1995)
WILLIAM S. DILL
BILL QUIGLEY

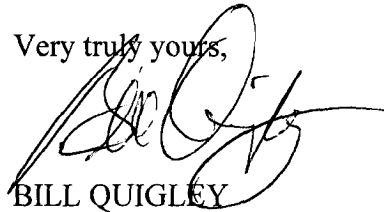
April 15, 2011

PMB 2020
DENR – WATER RIGHTS PROGRAM
523 E. CAPITOL AVENUE
PIERRE, SD 57501-3182

Gentlemen:

I enclose two notices of transfer of ownership for water rights together with two \$50.00 checks for transfer fees. Also enclosed is a copy of the deed showing transfer from Bobbi Reagle to Danielski Harvesting and Farming, LLC.

Very truly yours,



BILL QUIGLEY

BQ:ka

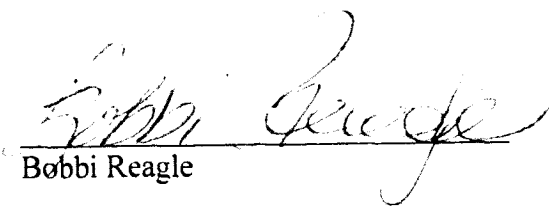
Enclosure

pc: DHF

My commission expires 04-10-12

I. Bobbi Reagle, hereby agree that my water rights on the E1/2NE1/4 of Section 30, Township 37 North, Range 28, West of the 6th P.M., in Todd County, South Dakota, may be moved the W1/2NE1/4 and the E1/4NW1/4 of Section 30, Township 37 North, Range 28, West of the 6th P.M., in Todd County, South Dakota.

DATED this 9th day of May, 2011.


Bobbi Reagle

RECEIVED

1353E-2

APR 18 2011

WATER RIGHTS
PROGRAM

SD EForm - 0495LD V2 NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 1353C-2Date: 04-15-11I/We request that Water Right/Permit No. 1353C-2 formerly owned by:MARVIN AND BOBBI REAGLE

be transferred to:

New Owner Name: DANIELSKI HARVESTING AND FARMING, LLCAddress: PO BOX 230City, State, Zip VALENTINE NE 69201Telephone No. 402-376-3039

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

SEE ACCOMPANYING DEED.

☒ I understand that the validity of Water Right/Permit No. 1353C-2 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, LEONARD DANIELSKI, the new owner, certify that the above information is true and correct.

Danielsh Harvesting & Farming LLC
by Leonard Danielsh
(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 4/18, 20 11

RECEIVED OF Danielski Harvesting & Farming PO Box 230 Valentine NE 69201

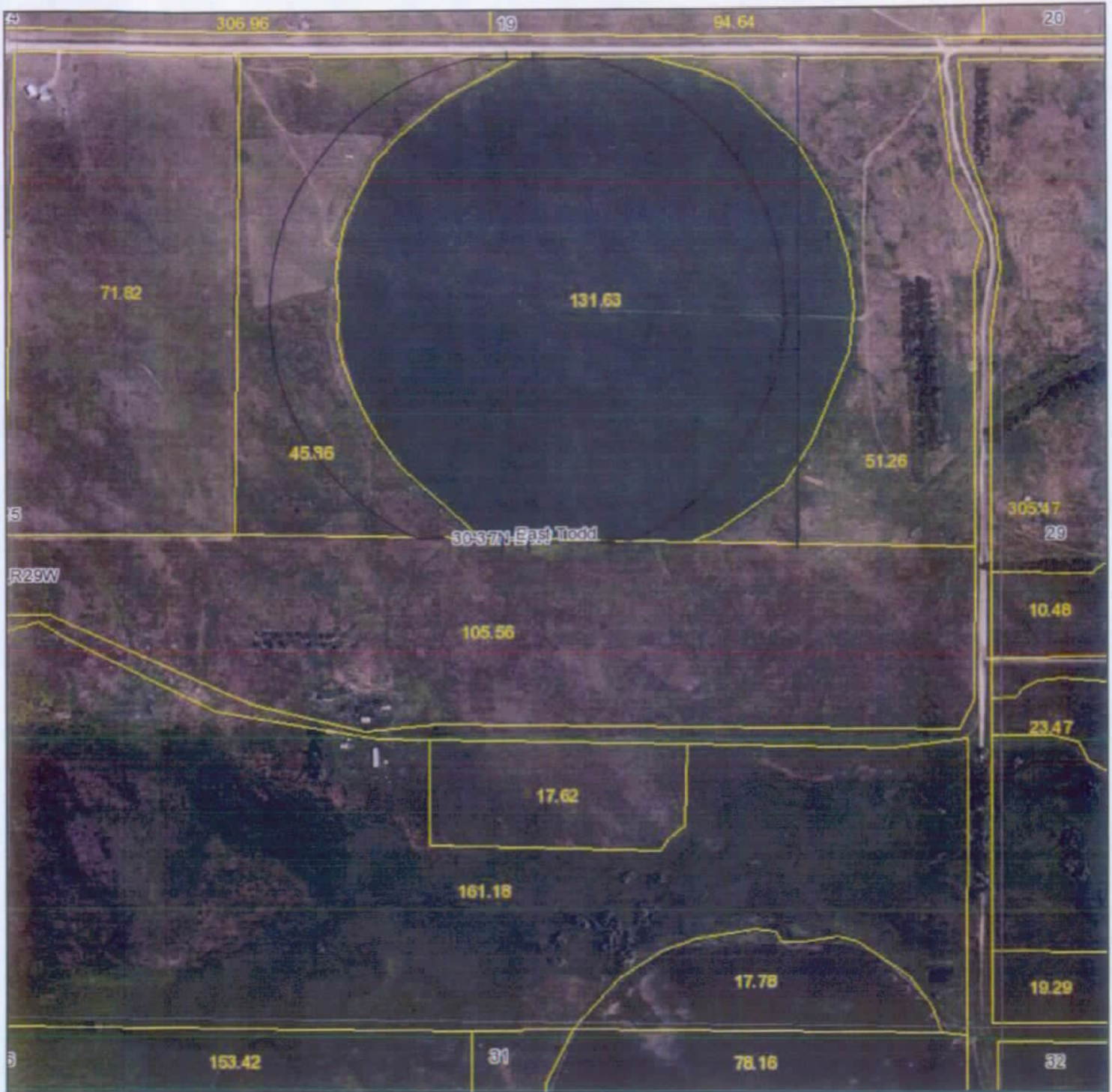
The following amount in fees for services rendered as provided for by law:

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>1353C-2</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. **04971**

By *Leonard E. Schulte*
Chief Engineer

Aerial Map



map center: 43° 9' 2", 100° 40' 40.58"

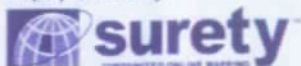
scale: 10147

30-37N-28W
Todd County
South Dakota



3/23/2011

Maps provided by:



©AgriData, Inc. 2011
www.AgriDataInc.com

Field borders provided by Farm Service Agency as of 5/21/2008. Aerial photography provided by Aerial Photography Field Office.

STATE OF SOUTH DAKOTA
REISSUED WATER LICENSE NO. 1353E-2
(DIVISION OF WATER RIGHT NO. 1353C-2 INTO 1353D-2 & 1353E-2)

(1) Water Right No. 1353C-2 held by Bobbi Reagle, authorizes diversion of 3.44 cubic feet per second (cfs) from ground water (two wells) located in Todd County, South for irrigation purposes. Water Right No. 1353C-2, with a priority date of March 1, 1976 was issued to the water right holder as a result of an ownership change filed for portions of Water Right No. 1353A-2.

Water Right No. 1353C-2 authorizes diversion of 3.44 cfs from two wells to irrigate 262.9 acres. The wells and irrigated land are located in portions of the E ½ Section 19 and N ½ Section 30, T37N, R28W. Due to an ownership change filed for a portion of the land described in No. 1353C-2, the water right is being divided and reissued as follows:

- **Water Right No. 1353D-2 Bobbi Reagle, 149 S Western, Valentine NE 69201:** authorizing diversion of 1.74 cfs from one well located in Section 19 to irrigate 133.4 acres in portions of the E ½ Section 19, T37N, R28W.
- **Water Right No. 1353E-2 Danielski Harvesting and Farming LLC, PO Box 230, Valentine, NE 69201-0230:** authorizing diversion of 1.70 cfs from one well located in Section 30 to irrigate 129.5 acres in portions of the N ½ Section 30, T37N, R28W. *

*** Not all of the land in Section 30 described in Water Right No. 1353C-2 was transferred to Danielski Harvesting and Farming LLC. By letter dated May 9, 2011, Bobbi Reagle relinquished the remaining diversion authority from her land in the E ½ NE ¼ Section 30 by allowing the pivot to be moved 300 feet west on the land owned now by Danielski's. The acres irrigated are within the area originally permitted and movement of the pivot simply reallocates the number of acres within the authorized quarter-quarter section. There is not an increase in the number of acres irrigated or an increase in diversion rate.**

(2) It is certified that the water right holder has complied with the provisions of South Dakota State Law and is entitled to divert 1.70 cubic feet of water per second for beneficial use. The location of the diversion point is 1,350 feet south & 2,030 feet west of the NE corner of Section 30, T37N, R28W (SW ¼ NE ¼).

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

Section 30, T37N, R28W			
NE ¼ NW ¼	29.5 acres	NW ¼ NE ¼	30.0 acres
SE ¼ NW ¼	35.0 acres	SW ¼ NE ¼	35.0 acres
Total – 129.5 acres			

(4) Pursuant to South Dakota Water Law 46-5-30.1 Danielski Harvesting and Farming LLC, PO Box 230, Valentine, NE 69201-0230 the holder and/or owner of Water Right No. 1353E-2 is issued a license to appropriate water, the right to use 1.70 cubic feet of water per second from ground water (one well) with a priority date of March 1, 1976 from the location specified in (2) of this license for irrigation purposes.

continued

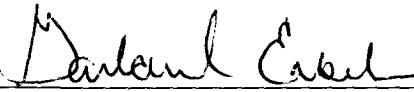
Page 2

Water License No. 1353E-2

Danielski Harvesting & Farming LLC

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit Nos. 1353-2 & 1353A-2 (originating permits) and subject to the following qualifications:

- The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
- This Permit is approved subject to the irrigation water use questionnaire being submitted each year.



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

AUG 30 2011

date





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

AUG 30 2011

1353E-2

Leonard Danielski
Danielski Harvesting & Farming
PO Box 230
Valentine NE 69201-0230

Dear Mr. Danielski:

Enclosed is your Reissued Water License No. 1353E-2. No. 1353C-2 has been divided and reissued to reflect separate ownership as follows:

- **Water Right No. 1353D-2** authorizing diversion of 1.74 cfs from one well located in Section 19 to irrigate 133.4 acres in portions of the E ½ Section 19, T37N, R28W.
- **Water Right No. 1353E-2** authorizing diversion of 1.70 cfs from one well located in Section 30 to irrigate 129.5 acres in portions of the N ½ Section 30, T37N, R28W.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 1353E-2, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. Included for your records is Receipt No. 04971 in the amount of \$50.00 which you paid for filing the ownership change. If you have any questions, please contact our office.

Sincerely,

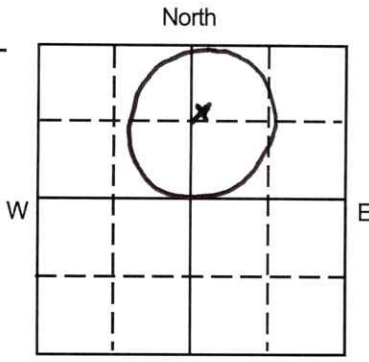
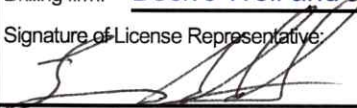
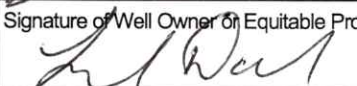
Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

1353E-2

SOUTH DAKOTA WATER WELL COMPLETION REPORT

2024

Location <u>NW</u> $\frac{1}{4}$ <u>NE</u> $\frac{1}{4}$ Sec <u>30</u> Twp <u>37</u> Rg <u>28W</u> County <u>Todd</u> GPS Coordinates Lat: <u>N 43 09 15.36</u> Lon: <u>W -100 40 42.51</u> Please mark well location with an "X" on section grid  Well Completion Date <u>7/29/2025</u> Distance from nearest potential pollution source (Septic tank, abandoned well, feed lot, etc.) <u>? 300</u> ft. from <u>Abandoned Irrigation Well</u> (identify source)	Well Owner: <u>Danielski Harvesting and Farming</u> Business Name: <u>attention Leonard Danielski</u> Address: <u>PO Box 230</u> City, State, Zip: <u>Valentine, NE 69201</u> <u>402-376-3039</u> WELL LOG: <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">FORMATION</th> <th colspan="2">DEPTH</th> </tr> <tr> <th>FROM</th> <th>TO</th> </tr> </thead> <tbody> <tr><td>Top Soil</td><td>0.0</td><td>3.0</td></tr> <tr><td>Sand Stone</td><td>3.0</td><td>18.0</td></tr> <tr><td>Silt Stone Very Hard</td><td>18.0</td><td>22.0</td></tr> <tr><td>Sand Stone</td><td>22.0</td><td>54.0</td></tr> <tr><td>White Clay and Silt Stone</td><td>54.0</td><td>70.0</td></tr> <tr><td>Sand Stone</td><td>70.0</td><td>126.0</td></tr> <tr><td>Fine Sand</td><td>126.0</td><td>140.0</td></tr> <tr><td>FinetoMediumSand</td><td>140.0</td><td>160.0</td></tr> <tr><td>Coarse Sand Pepper Excellent</td><td>160.0</td><td>240.0</td></tr> </tbody> </table> STATIC WATER LEVEL <u>67.0</u> FEET If flowing: closed in pressure _____ PSI GPM flow _____ through _____ Inch pipe Controlled by ☐ Valve ☐ Reducers ☐ Other _____ Reduced flow rate _____ GPM Can well be completely shut in? <u>Well does not flow</u> WELL TEST DATA: ☒ Pumped Describe: <u>Test Pump with line shaft Turbine pump and portable power unit</u> ☐ Bailed ☐ Air ☐ Other Pumping Level Below Land Surface <u>127.0</u> Ft. After <u>3.0</u> Hrs. pumped <u>800.0</u> GPM <u>150.0</u> Ft. After <u>3.0</u> Hrs. pumped <u>1,100.0</u> GPM If pump installed, pump rate: <u>800.0</u> GPM REMARKS <u>5 Stage 12 KSL Flow Serve Bowl Set 200 ft</u> This well was drilled under license # <u>377</u> And this report is true and accurate. Drilling firm: <u>Beck's Well and Irrigation</u> Signature of License Representative:  Signature of Well Owner or Equitable Property Holder:  Date: <u>12-4-2025</u> RECEIVED DEC 09 2025 OFFICE OF WATER	FORMATION	DEPTH		FROM	TO	Top Soil	0.0	3.0	Sand Stone	3.0	18.0	Silt Stone Very Hard	18.0	22.0	Sand Stone	22.0	54.0	White Clay and Silt Stone	54.0	70.0	Sand Stone	70.0	126.0	Fine Sand	126.0	140.0	FinetoMediumSand	140.0	160.0	Coarse Sand Pepper Excellent	160.0	240.0
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PROPOSED USE: ☐ Domestic/Stock ☐ Municipal ☐ Business ☐ Monitoring Well ☒ Irrigation ☐ Industrial ☐ Institutional ☐ Test Hole ☐ Dewatering Well ☐ Geothermal ☐ Other _____ METHOD OF DRILLING: <u>Reverse Circulation Rotary</u> CASING DATA: ☐ Steel ☒ Plastic ☐ Other If other describe _____ <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>PIPEWEIGHT</th> <th>DIAMETER</th> <th>FROM</th> <th>TO</th> <th>HOLE DIAMETER</th> </tr> </thead> <tbody> <tr> <td>SDR 21 LB/FT</td> <td><u>16 IN</u></td> <td><u>0 FT</u></td> <td><u>160 FT</u></td> <td><u>28 IN</u></td> </tr> <tr> <td>LB/FT</td> <td>IN</td> <td>FT</td> <td>FT</td> <td>IN</td> </tr> <tr> <td>LB/FT</td> <td>IN</td> <td>FT</td> <td>FT</td> <td>IN</td> </tr> </tbody> </table> GROUTING DATA: <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Grout Type</th> <th>No. of Sacks</th> <th>Grout Weight</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>Neat Cement</td> <td><u>240</u></td> <td><u>15.5 Lb/gal</u></td> <td><u>5.0 Ft</u></td> <td><u>120.0 Ft</u></td> </tr> <tr> <td>Holeplug</td> <td><u>40</u></td> <td><u>2000 Lb/gal</u></td> <td><u>120.0 Ft</u></td> <td><u>130.0 Ft</u></td> </tr> </tbody> </table> Describe grouting procedure <u>Neat Cement with Trimie Line Hole plug 120 ft to 130 ft Gravel Pack 130 ft to 240 ft</u> SCREEN: ☒ Perforated pipe ☐ Manufactured Diameter <u>16</u> Inches Length <u>80.0</u> Feet Material <u>PVC SDR 21</u> Slot Size <u>.050"</u> Set From <u>160.0</u> Feet to <u>240.0</u> Feet Other information <u>Spline Lock Johnson Casing and Screen</u> WAS A PACKER OR SEAL USED? ☐ Yes ☒ No If so, what material? _____ Describe packer(s) and location _____ DISINFECTION: Was well disinfected upon completion? ☒ Yes, How? <u>Chlorination during gravel packing and test pump</u> ☐ No, Why Not? _____ Lab sample sent to for water quality analysis <u>Replacement Irrigation Well Danielski #38</u>	PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER	SDR 21 LB/FT	<u>16 IN</u>	<u>0 FT</u>	<u>160 FT</u>	<u>28 IN</u>	LB/FT	IN	FT	FT	IN	LB/FT	IN	FT	FT	IN	Grout Type	No. of Sacks	Grout Weight	From	To	Neat Cement	<u>240</u>	<u>15.5 Lb/gal</u>	<u>5.0 Ft</u>	<u>120.0 Ft</u>	Holeplug	<u>40</u>	<u>2000 Lb/gal</u>	<u>120.0 Ft</u>	<u>130.0 Ft</u>	Please return White Copy to DANR Water Rights 523 E. Capitol Ave., Pierre SD 57501
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1353 E-2

SD EForm - 1622LD V1

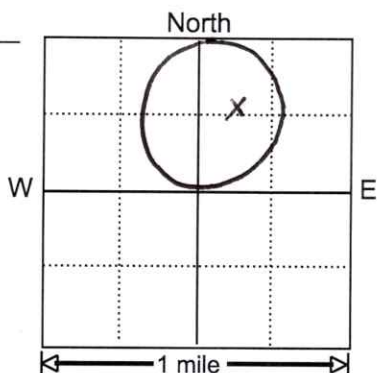
SOUTH DAKOTA WELL AND TEST HOLE PLUGGING REPORT 11-02

Location NW 1/4 NE 1/4 Sec 30 Twp 37 Rg 28W

Well Owner:

County Todd

Please mark well location with an "X"



Name:

Danielski Harvesting and Farming

Address:

PO Box 230

City, State, Zip:

Valentine, NE 69201

Comments:

This well was drilled in the late 1970's
it is not registered with the State of
South Dakota

Plugging Completion Date 7-30-2025

CHECK APPROPRIATE BOX

EXISTING WELL ☒TEST HOLE ☐

Well depth

230

Hole depth

Casing material

Steel Black

Hole size

Casing size(s)

16"

Casing condition

Good

Bowl Assembly rubbed through well screen at 220 ft Filled Pump with Gravel

Describe plugging procedure:

Filled well with gravel after removing the pump ~~from~~ 230 ft to 70 ft

Describe grout or plugging material:

Filled well with holeplug from 70' to 5 ft below surface.
welded steel plate to top well casing after cutting off 5' below Grade.
Old well is 300' East of Pivot Point. New well Drilled at Pivot Point

Type of non-slip plug:

4" Steel Plate

This well or test hole was plugged under license # 377 and this report is true and accurate.

Drilling firm:

Beck's Well and Irrigation Ainsworth, NE 69210

Signature of Licensed Representative:

Signature of Well Owner:

Date:

12-4-2025

RECEIVED

DEC 09 2025

OFFICE OF
WATER