

Considered: _____

WATER PERMIT NO. 1411A-2

MAP No. 1411-2

Name of Applicant Erney Pahlke

Post Office Address Mission Route, Valentine, Nebraska 69201

Amount of Water Claimed no additional Total Acres no additional

Source of Water Supply 206' well-

Water to be used for IRR County Todd

About 14 S 1E miles of Mission

PROOF OF PUBLICATION: Received 1/5 11-6-84 Not Received _____

APPLICATION: Approved 12-5-84 Subject to _____

F.F.& C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY Date Received 9/19/84 Fee 50.00 Remarks _____

7/2/76 Transfers point of diversion from center NW1/4 Sec. 17 to
SE1/4 SW1/4 Section 8-36-28

Corrected Application Received _____ Period of Annual Use _____

WATER QUALITY APPROVAL RECEIVED _____ APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES NO REMARKS after discussion a
Back sheet to Division of Conservation will take care of the s/w approval

Diversion Point _____

SE1/4 SW1/4, Section 8-36-28W

Land to be Irrigated _____

land covered under Permit 1411-2

(SW1/4, Section 8-36-28)

x					

Well Log: Driller Niobrara Valley Irr Inc Licensed YES X NO _____

Depth of Well 206' deep REMARKS _____
Arikaree Formation

Type of Map drawn PREPARED BY Gale Selker-DNR Reviewed and the Number _____

assigned on 9/24/84 By Betty Westlund
BETTY Westlund NRA 111

cc. Nelson
Jim Stukel

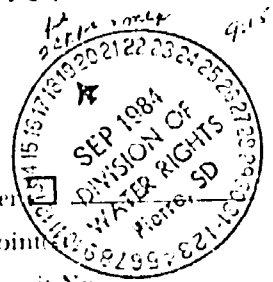
Mail to: Water Rights Div.
DWNR, Foss Bldg.
Pierre, SD 57501
(605) 773-3352

No. 1411A-2 Hydrologic Unit 12150006
Map No. 1411A-2 Basin BE
Newspaper Todd Co. Tribune, Box 229, Mission
57555

Application For Permit To Appropriate Water Within The State Of South Dakota

Type of Application: Check one or more of the following:

- New ☒ Vested Right ☐ Future Use ☐
☒ Application to amend Permit No. 1411-2 with old priority date retained
☒ Change diversion point(s) ☐ Add diversion point(s) ☐ Change acreage ☐ Other ☐
☐ Application to: ☐ Change use ☐ Change diversion point(s) ☐ Add diversion point(s)
☐ Add Acreage ☐ Increase diversion rate ☐ Other _____ See Permit No. _____
☐ Application to: ☐ Use ☐ Transfer water reserved by Future Use Permit No. _____



1. Name of Applicant Erney Pahlke Phone No. 378-3816
 Post Office Address Mission Route, Valentine State NE 69201
(Street, RR or Box) Zip Code
 2. Amount of water claimed (c.f.s.) no additional Total acres irrigated no additional
 3. Source of Water supply Arikaree Formation
 4. Location of point of diversion 2429 ft. N 647 ft. E of SW corner, Section 8, T36N, R28W

- County Todd
 5. Counties where water will be used Todd
 6. Annual period during which water is to be used April thru October
 7. List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Ir.	Land Description	No. Acres Ir.
<u>no additional</u>			

Attach sheet if more space is needed

8. Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

Transfers point of diversion from center NW $\frac{1}{4}$ Section 17 to above described location.

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (see instruction)

STATE OF SOUTH DAKOTA
County of Todd

I, ERNEY PAHLKE the applicant, certify that I have read the foregoing application, have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed Erney Pahlke

Subscribed and sworn to before me this 17th day of September 1984

Joseph Donald Bristow
Notary Public for South Dakota

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 1411A-2
Erney Pohlke Mission Pt. Valentine
(Applicant) (Post Office Address)
Nebraska 69201 With the following qualifications:
(State) (Zip Code)

The irrigation well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit shall control his irrigation 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.

Date of first receipt of application September 19, 1984
 Date of return to applicant for correction, amendments or changes required —, 19—
 Date of receipt of corrected application —, 19— Approved December 5, 1984

The Water Management Board hereby approves this Water Permit No. — authorizing the construction of the water use system and the placing of water to beneficial use as stated in the Application and as qualified in the Water Permit approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is July 2, 1976
2. One-fifth of the work is to be completed on or before —, 19—
3. The whole of said work is ~~to be~~ completed on 1-1-1, 19—
4. The time limit for proof of beneficial use of water is —, 19—
5. The water appropriated shall be used for the purpose of irrigation
6. 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 unlawfully impaired by this appropriation.
7. The amount of the appropriation herein granted shall not exceed NO add'l cubic feet per second; neither shall it exceed the capacity of the above described water supply system nor shall it exceed the amount of water needed for beneficial uses served. For irrigation purposes said appropriation must be limited to not more than 2 acre feet per acre per year and 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 ~~and not to exceed~~
~~19~~ said water to be used during the following described annual period: April 1 To Oct. 31

WATER MANAGEMENT BOARD
 By: John Hatch
Chief Engineer JOHN HATCH
 Division of Water Rights
 Dept. of Water and Natural Resources
January 3rd, 1985

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter 30 inch Depth 206 feet
- b) Casing Type steel Diameter 16 Thickness 219 lb.
- c) Screen Type steel Diameter 16 Thickness 1/8 inch slots
- d) Gravel Pack Thickness _____ Length of Gravel Pack entire length
- e) Depth to Top of Water Bearing Material 36
- f) Depth of Water (ground surface to water level) 36
- g) Distance to nearest existing domestic well:
- On applicants property 60 rods On property owned by others 100 rods

2. Dugout Information Estimates

- a) Surface Dimensions N/A Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length: _____

d) Height _____

e) Outlet Dimensions:

Pipe diameter _____

Spillway width _____

f) X & Y Slope

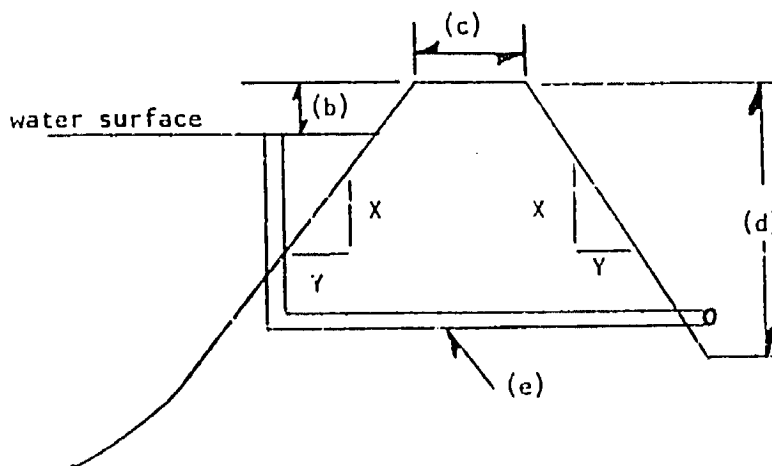
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Ernest F. Riche
Signature of Applicant

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT

APPLICATION NO. 1411A-2, Erney Pahlke

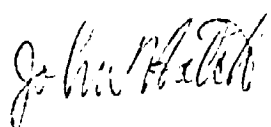
Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Water Permit Application No. 1411A-2, Erney Pahlke, Mission Route, Valentine, Nebraska.

The Chief Engineer is recommending APPROVAL of Application No. 1411A-2 because 1) the proposed diversion can be developed without unlawful impairment of existing rights, 2) the proposed use is a beneficial use and 3) in the public interest with the following qualifications:

The irrigation well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit shall control his irrigation 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.

See the attached report for additional information.



JOHN HATCH, Chief Engineer
Water Rights Division
October 11, 1984

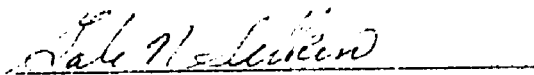
REPORT ON APPLICATION NO. 1411A-2

For Erney Pahlke

October 4, 1984

Application No. 1411A-2 is the result of a field investigation for final licensing on permit No. 1411-2. It was found during the inspection that the wells approved under 1411-2 had not been drilled in the advertised locations. Application No. 1411A-2 transfers one point of diversion from the NW $\frac{1}{4}$ 17 T36N R28W to the SW $\frac{1}{4}$ Section 8 T36N R28W. There is no additional land being irrigated nor any additional cfs appropriated.

Application No. 1411A-2 will not interfere with any existing permits.



Gale N. Selken, P.E.
Hydrologist

Instruction to Newspaper - Publish first publication of the following Notice on or before
October 24, 1984 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1411A-2 to Amend Water Permit No. 1411-2

Notice is hereby given that Erney Pahlke whose mailing address is Mission St. Valentine, NE, ~~Search~~ ~~has~~ made an application for a permit

to amend Permit No. 1411-2 to change the point of diversion from the center of the NW 1/4 Section 17, T36N, R28W to the SE 1/4 SW 1/4 of Section 8, T36N, R28W. The well is 206 feet deep in the Arikaree Formation and will be used to irrigate land authorized by Permit No. 1411-2. Approval of this application will not appropriate any additional cubic feet per second of water.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends Approval of Application No. 1411A-2 because ~~1) there is no unlawful impairment of existing rights.~~
1) will be no unlawful impairment of existing rights. 2) is beneficial use of water and
3) is in the public interest.

This application will be considered by the Water Management Board at Room 216, Joe Foss Building, 523 E. Col. Pierre SD, December 5 19 84 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to make a determination on this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the Applicant and the Chief Engineer by November 23, 1984. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reason for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-3, 46-2-11, 46-2-13, 46-2-17, 46-5-1 thru 46-5-16, 46-5-24, 46-5-25, 46-5-30.2, 46-5-31; 46-2A-1 thru 46-2A-10, 46-2A-12; ~~46-6-1, 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; 46-5-23, 46-5-24, 46-5-25, 46-5-26, 46-5-27, 46-5-28, 46-5-29, 46-5-30, 46-5-31, 46-5-32, 46-5-33, 46-5-34, 46-5-35, 46-5-36, 46-5-37, 46-5-38, 46-5-39, 46-5-40, 46-5-41, 46-5-42, 46-5-43, 46-5-44, 46-5-45, 46-5-46, 46-5-47, 46-5-48, 46-5-49, 46-5-50, 46-5-51, 46-5-52, 46-5-53, 46-5-54, 46-5-55, 46-5-56, 46-5-57, 46-5-58, 46-5-59, 46-5-60, 46-5-61, 46-5-62, 46-5-63, 46-5-64, 46-5-65, 46-5-66, 46-5-67, 46-5-68, 46-5-69, 46-5-70, 46-5-71, 46-5-72, 46-5-73, 46-5-74, 46-5-75, 46-5-76, 46-5-77, 46-5-78, 46-5-79, 46-5-80, 46-5-81, 46-5-82, 46-5-83, 46-5-84, 46-5-85, 46-5-86, 46-5-87, 46-5-88, 46-5-89, 46-5-90, 46-5-91, 46-5-92, 46-5-93, 46-5-94, 46-5-95, 46-5-96, 46-5-97, 46-5-98, 46-5-99, 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46-5-600, 46-5-601, 46-5-602, 46-5-603, 46-5-604, 46-5-605, 46-5-606, 46-5-607, 46-5-608, 46-5-609, 46-5-610, 46-5-611, 46-5-612, 46-5-613, 46-5-614, 46-5-615, 46-5-616, 46-5-617, 46-5-618, 46-5-619, 46-5-620, 46-5-621, 46-5-622, 46-5-623, 46-5-624, 46-5-625, 46-5-626, 46-5-627, 46-5-628, 46-5-629, 46-5-630, 46-5-631, 46-5-632, 46-5-633, 46-5-634, 46-5-635, 46-5-636, 46-5-637, 46-5-638, 46-5-639, 46-5-640, 46-5-641, 46-5-642, 46-5-643, 46-5-644, 46-5-645, 46-5-646, 46-5-647, 46-5-648, 46-5-649, 46-5-650, 46-5-651, 46-5-652, 46-5-653, 46-5-654, 46-5-655, 46-5-656, 46-5-657, 46-5-658, 46-5-659, 46-5-660, 46-5-661, 46-5-662, 46-5-663, 46-5-664, 46-5-665, 46-5-666, 46-5-667, 46-5-668, 46-5-669, 46-5-670, 46-5-671, 46-5-672, 46-5-673, 46-5-674, 46-5-675, 46-5-676, 46-5-677, 46-5-678, 46-5-679, 46-5-680, 46-5-681, 46-5-682, 46-5-683, 46-5-684, 46-5-685, 46-5-686, 46-5-687, 46-5-688, 46-5-689, 46-5-690, 46-5-691, 46-5-692, 46-5-693, 46-5-694, 46-5-695, 46-5-696, 46-5-697, 46-5-698, 46-5-699, 46-5-700, 46-5-701, 46-5-702, 46-5-703, 46-5-704, 46-5-705, 46-5-706, 46-5-707, 46-5-708, 46-5-709, 46-5-710, 46-5-711, 46-5-712, 46-5-713, 46-5-714, 46-5-715, 46-5-716, 46-5-717, 46-5-718, 46-5-719, 46-5-720, 46-5-721, 46-5-722, 46-5-723, 46-5-724, 46-5-725, 46-5-726, 46-5-727, 46-5-728, 46-5-729, 46-5-730, 46-5-731, 46-5-732, 46-5-733, 46-5-734, 46-5-735, 46-5-736, 46-5-737, 46-5-738, 46-5-739, 46-5-740, 46-5-741, 46-5-742, 46-5-743, 46-5-744, 46-5-745, 46-5-746, 46-5-747, 46-5-748, 46-5-749, 46-5-750, 46-5-751, 46-5-752, 46-5-753, 46-5-754, 46-5-755, 46-5-756, 46-5-757, 46-5-758, 46-5-759, 46-5-760, 46-5-761, 46-5-762, 46-5-763, 46-5-764, 46-5-765, 46-5-766, 46-5-767, 46-5-768, 46-5-769, 46-5-770, 46-5-771, 46-5-772, 46-5-773, 46-5-774, 46-5-775, 46-5-776, 46-5-777, 46-5-778, 46-5-779, 46-5-780, 46-5-781, 46-5-782, 46-5-783, 46-5-784, 46-5-785, 46-5-786, 46-5-787, 46-5-788, 46-5-789, 46-5-790, 46-5-791, 46-5-792, 46-5-793, 46-5-794, 46-5-795, 46-5-796, 46-5-797, 46-5-798, 46-5-799, 46-5-800, 46-5-801, 46-5-802, 46-5-803, 46-5-804, 46-5-805, 46-5-806, 46-5-807, 46-5-808, 46-5-809, 46-5-810, 46-5-811, 46-5-812, 46-5-813, 46-5-814, 46-5-815, 46-5-816, 46-5-817, 46-5-818, 46-5-819, 46-5-820, 46-5-821, 46-5-822, 46-5-823, 46-5-824, 46-5-825, 46-5-826, 46-5-827, 46-5-828, 46-5-829, 46-5-830, 46-5-831, 46-5-832, 46-5-833, 46-5-834, 46-5-835, 46-5-836, 46-5-837, 46-5-838, 46-5-839, 46-5-840, 46-5-841, 46-5-842, 46-5-843, 46-5-844, 46-5-845, 46-5-846, 46-5-847, 46-5-848, 46-5-849, 46-5-850, 46-5-851, 46-5-852, 46-5-853, 46-5-854, 46-5-855, 46-5-856, 46-5-857, 46-5-858, 46-5-859, 46-5-860, 46-5-861, 46-5-862, 46-5-863, 46-5-864, 46-5-865, 46-5-866, 46-5-867, 46-5-868, 46-5-869, 46-5-870, 46-5-871, 46-5-872, 46-5-873, 46-5-874, 46-5-875, 46-5-876, 46-5-877, 46-5-878, 46-5-879, 46-5-880, 46-5-881, 46-5-882, 46-5-883, 46-5-884, 46-5-885, 46-5-886, 46-5-887, 46-5-888, 46-5-889, 46-5-890, 46-5-891, 46-5-892, 46-5-893, 46-5-894, 46-5-895, 46-5-896, 46-5-897, 46-5-898, 46-5-899, 46-5-900, 46-5-901, 46-5-902, 46-5-903, 46-5-904, 46-5-905, 46-5-906, 46-5-907, 46-5-908, 46-5-909, 46-5-910, 46-5-911, 46-5-912, 46-5-913, 46-5-914, 46-5-915, 46-5-916, 46-5-917, 46-5-918, 46-5-919, 46-5-920, 46-5-921, 46-5-922, 46-5-923, 46-5-924, 46-5-925, 46-5-926, 46-5-927, 46-5-928, 46-5-929, 46-5-930, 46-5-931, 46-5-932, 46-5-933, 46-5-934, 46-5-935, 46-5-936, 46-5-937, 46-5-938, 46-5-939, 46-5-940, 46-5-941, 46-5-942, 46-5-943, 46-5-944, 46-5-945, 46-5-946, 46-5-947, 46-5-948, 46-5-949, 46-5-950, 46-5-951, 46-5-952, 46-5-953, 46-5-954, 46-5-955, 46-5-956, 46-5-957, 46-5-958, 46-5-959, 46-5-960, 46-5-961, 46-5-962, 46-5-963, 46-5-964, 46-5-965, 46-5-966, 46-5-967, 46-5-968, 46-5-969, 46-5-970, 46-5-971, 46-5-972, 46-5-973, 46-5-974, 46-5-975, 46-5-976, 46-5-977, 46-5-978, 46-5-979, 46-5-980, 46-5-981, 46-5-982, 46-5-983, 46-5-984, 46-5-985, 46-5-986, 46-5-987, 46-5-988, 46-5-989, 46-5-990, 46-5-991, 46-5-992, 46-5-993, 46-5-994, 46-5-995, 46-5-996, 46-5-997, 46-5-998, 46-5-999, 46-5-1000, 46-5-1001, 46-5-1002, 46-5-1003, 46-5-1004, 46-5-1005, 46-5-1006, 46-5-1007, 46-5-1008, 46-5-1009, 46-5-1010, 46-5-1011, 46-5-1012, 46-5-1013, 46-5-1014, 46-5-1015, 46-5-1016, 46-5-1017, 46-5-1018, 46-5-1019, 46-5-1020, 46-5-1021, 46-5-1022, 46-5-1023, 46-5-1024, 46-5-1025, 46-5-1026, 46-5-1027, 46-5-1028, 46-5-1029, 46-5-1030, 46-5-1031, 46-5-1032, 46-5-1033, 46-5-1034, 46-5-1035, 46-5-1036, 46-5-1037, 46-5-1038, 46-5-1039, 46-5-1040, 46-5-1041, 46-5-1042, 46-5-1043, 46-5-1044, 46-5-1045, 46-5-1046, 46-5-1047, 46-5-1048, 46-5-1049, 46-5-1050, 46-5-1051, 46-5-1052, 46-5-1053, 46-5-1054, 46-5-1055, 46-5-1056, 46-5-1057, 46-5-1058, 46-5-1059, 46-5-1060, 46-5-1061, 46-5-1062, 46-5-1063, 46-5-1064, 46-5-1065, 46-5-1066, 46-5-1067, 46-5-1068, 46-5-1069, 46-5-1070, 46-5-1071, 46-5-1072, 46-5-1073, 46-5-1074, 46-5-1075, 46-5-1076, 46-5-1077, 46-5-1078, 46-5-1079, 46-5-1080, 46-5-1081, 46-5-1082, 46-5-1083, 46-5-1084, 46-5-1085, 46-5-1086, 46-5-1087, 46-5-1088, 46-5-1089, 46-5-1090, 46-5-1091, 46-5-1092, 46-5-1093, 46-5-1094, 46-5-1095, 46-5-1096, 46-5-1097, 46-5-1098, 46-5-1099, 46-5-1100, 46-5-1101, 46-5-1102, 46-5-1103, 46-5-1104, 46-5-1105, 46-5-1106, 46-5-1107, 46-5-1108, 46-5-1109, 46-5-1110, 46-5-1111, 46-5-1112, 46-5-1113, 46-5-1114, 46-5-1115, 46-5-1116, 46-5-1117, 46-5-1118, 46-5-1119, 46-5-1120, 46-5-1121, 46-5-1122, 46-5-1123, 46-5-1124, 46-5-1125, 46-5-1126, 46-5-1127, 46-5-1128, 46-5-1129, 46-5-1130, 46-5-1131, 46-5-1132, 46-5-1133, 46-5-1134, 46-5-1135, 46-5-1136, 46-5-1137,~~

No. 161110 24

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
County Yankton)

I, Shirley M. Jones hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Public Grounds of the State

A newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the _____

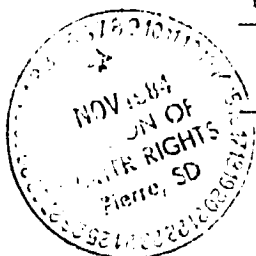
James H. H. H. H. of 1111 N. 1st St.

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

(Signature)

(Title)

(Cate Signed)



Cost of Printing: 100.00

Notice of Hearing

on Application No. 1421A-2 to Amend Water Permit No. 1411-2

Notice is hereby given that Erney Pahlke, whose mailing address is Mission Rt., Valentine, NE, has made an application for a permit to amend Permit No. 1411-2 to change the point of diversion from the center of the NW $\frac{1}{4}$ Section 17, T36N, R28W to the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, T36N, R28W. The well is 206 feet deep in the Arikaree Formation and will be used to irrigate land authorized by Permit No. 1411-2. Approval of this application will not appropriate any additional cubic feet per second of water.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends Approval of Application No. 1411A-2 because 1) will be no unlawful impairment of existing rights, 2) is beneficial use of water and 3) is in the public interest.

This application will be considered by the Water Management Board at Room 216, Joe Foss Building, 523 E. Capitol, Pierre, SD, December 5, 1984 at 10:00 a.m.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to make a determination on this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the Applicant and the Chief Engineer by November 23, 1984. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reason for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17, 46-3-1 thru 46-5-16, 46-5-24, 46-5-25, 46-5-30.2, 46-5-31; 46-2A-1 thru 46-2A-10, 46-2A-12; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, and Board Rules ARSD 74:02:01.01 thru 74:02:01:15.

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, 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.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWR, Joe Foss Bldg., Pierre, SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by November 23, 1984.

Publ.: October 24 and 31, 1584.



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

September 6, 1984

Erney Pahlke
Mission Rt.
Valentine NE 69201

RE: Permit No. 1411-2

Mr. Pahlke:

According to our records, Mr. Frank Smith, formerly with the Division of Water Rights inspected your Permit No. 1411-2 for water license. The inspection report indicates that you have one well in the SW $\frac{1}{4}$, Section 8 that is not covered under Permit No. 1411-2.

To handle the additional well, we will consider the well a change in point of diversion from the well location in the NW $\frac{1}{4}$ Section 17 which was never developed. An application is required.

I have enclosed the required application and filled it out for you. Please check my interpretation of our files (enclosed) and the application for accuracy. If correct please sign the forms, notarize and return for processing. A \$50 fee is required with the application.

If you disagree with my interpretation of our files, please inform this office and I will re-inspect your permit.

Sincerely,

Gale N Selven

GALE N SELVEN
Hydrologist

GNS:ks

enclosures

I don't know why this was not known. I'm sure we called him on the phone before we dug & they told us to go ahead & drill

Erney Pahlke



Equal Opportunity Employer

State of South Dakota
Water License No. 1411A-2

(1) Erney Pahlke
of HC 12, Box 30, Valentine, Nebraska 69201
made Application No. 1411A-2 September 19, 1984 for a water permit to appropriate
No Add'l cubic feet per second of water from groundwater (Permit No. 1411-2)
Todd County, South Dakota for Irrigation purposes.
Permit No. 1411A-2, with a priority date of July 2, 1976
was approved December 5, 1984 and issued to applicant(s) for diversion of water with construction of the described
water supply system ~~is~~ completed ~~on or before~~ and ~~is~~ the application to beneficial use of said
water on or before completed.

The applicable portions of Water Permit No. 1411-2 have been incorporated into this
Water License No. 1411A-2. All lands and the cfs diversion rate retain a priority date
of July 2, 1976 as established by Water Permit 1411-2.

and

(2) It is certified that the application 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 1.5 cubic feet per second of water
for beneficial use. The location of the diversion point(s) ~~is~~ are Well #1 - 2160'N and 170'E of the
SW Corner Section 8; Well #2 - 957'N and 1406'E of the SW Corner Section 8; both of
T36N, R28W.

and

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, to irrigate the following lands all in T36N, R28W _____

Section 6	NE $\frac{1}{4}$ SW $\frac{1}{4}$	33 Acres	(CB)
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	32 Acres	(CA)
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	33 Acres	(CC)
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	33 Acres	(CD)
	TOTAL	131	ACRES

(4) Pursuant to §16-5-30.1 Erney Pahlke
of HC 12, Box 30, Valentine, NE 69201
the holder(s) and/or owner(s) of Water Permit No. 1411A-2 is issued a license to appropriate water, the right to use
1.5 cubic feet per second of water from groundwater (two wells) with a priority date
of July 2, 1976 from the location specified in (2) of this license. The water to be
conducted to and upon lands specified in (3) of this license for the purpose of Irrigation

This license is subject to any limitations or qualifications listed in Water Permit No. 1411A-2 and subject
to South Dakota State Law.



Chief Engineer, Water Rights Division
Department of Water and Natural Resources
JOHN HATCH
DEC 20 1985

1944-1945

2. Well Information: Well Drilling Firm John J. Kelly, Inc.
No. of wells 2 Depth 666.00' 100'

It is a well Pump
Dug out 1953
0776
6 10

W. J. Well
113 E. 10th St.
St. Paul, Minn.
50

4. Dam information:

- a) height to crest _____
- b) height to spillway _____
- c) crest width _____
- d) crest length _____
- e) spillway length _____
- f) spillway width _____
- g) approx. storage _____
- h) Distribution lines or canals:
 - 1) size _____
 - 2) type _____
 - 3) length _____

i) Outlet tubes:

- 1) diameter _____
- 2) type _____
- 3) valved (Y, N) _____
- 4) valve type _____
- 5) location on structure _____

5. System Type: a) sideroll: b)

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of sprinklers

- 4) spacing of sprinklers _____
- 5) nozzle size _____

b) timeline:

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

5. System Type: c) center pivot

- 1) make Almacol
- 2) number of towers 5
- 3) distance between towers
150
- 4) overall length _____
- 5) End gun (Y/N) Y
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) PSI reading while system is running 60
- 9) GPM 225

g) Gun

- 1) make _____
- 2) serial number _____
- 3) nozzle size _____
- 4) capacity (GPM) _____
- 5) PSI _____
- 6) hose size _____
- 7) hose length _____

d) Gate Pipe

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

e) Siphons

- 1) number _____
- 2) size _____

f) Portable boom

- 1) make _____
- 2) serial number _____
- 3) nozzle size _____
- 4) capacity (GPM) _____
- 5) PSI _____

h) Hydromatic

- 1) make _____
- 2) model _____
- 3) serial number _____
- 4) length _____
- 5) nozzle size _____
- 6) spacing _____
- 7) PSI _____
- 8) capacity (GPM) _____

YES NO Check Items

- | | | |
|-------|-------|---|
| _____ | _____ | 1. Soil and water permit lands agree with lands being irrigated and lands listed on permit. |
| _____ | _____ | 2. Special Qualifications to permit being abided by. |
| _____ | _____ | 3. All Structures, wells and lands on map. |

REMARKS:

Permit No. 1911-2 & 1911A-2

Water District

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

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

I have this day made a thorough examination of the water use system constructed by Erney, P. J. & Co.
 of Prison Fire, Volcan, NE 69561 holder of
 Permit No. 1911-2 & 1911A-2, bearing the priority of 7-2-76 19____ authorizing
 the diversion of 6.55 cu. ft. per second of the waters of groundwater (Antelope)
 for irrigation purposes, in T-4A County.

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

A. Works used to divert the water: This water was developed (see map). Well #1 is 190 ft deep and developed by Sed Tight. Well #2 is 200 ft deep developed by Holman Valley. The pumps on both wells are Holman Land Bldg. having a size of 6 HP. Model for pump #1 is 770 and for pump #2 is 770. Both pumps have 50 HP 115 Electric motor. Motor #1 has model # R-6252-C-045 and motor #2 is R-6252-C-047.

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

The pipeline from well #1 is 1100 ft long and from well #2 is 400 ft long consisting of 6" PVC pipe.

C. Works used to apply water to beneficial use: A Round CP having 8 towers and a span of 150 ft between towers is used. It operates at 60 psi with approximately 640 GPM.

The system is in the following condition Good

The point of diversion is located well #1 is 2160' N & 170' E of corner section 8
well #2 is 957' N & 1406' E of SW corner section 8: 1/4 Sec 8 T30N, R28E

The works are capable of diverting and conveying to the place of use 1.5
 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:

Acres 1.5 - 32 Ac
Acres 2.0 - 32 Ac
Acres 3.0 - 33 Ac All of T30N R28E
Acres 4.0 - 33 Ac

comprising a total of 131 acres of land and the license should be issued for 1.5 cfsApplicable permit qualifications have been complied with Yes NoExceptions to compliance are: _____ Date 7-3-85

[Signature]
 signature

NOTICE OF WELL CONSTRUCTION

SECTION 1. CONSTRUCTION

County 1/4 31 1/4 Section 9 Township 36 Range 24
 Name of owner Ernie Palkio Valerius, Nebraska (Olsonville, N. D.)
 (Name) (Address)
 Date well drilling completed 2/20/77 Purpose of well Irrigation
 (Date) (Purpose of well: Agricultural, domestic, municipal, industrial, other)

WELL LOG

Depth to top of layer in feet	Description of layer	Depth to top of water producing aquifer	Depth to static water level	Name of producing aquifer (if known)	Total depth of drill hole	Depth to bottom of casing
0 - 36	topsoil	36	36	Sand/Sandstone	276ft. 6 in.	276ft. 6 in.
36 - 48	sand stone					
48 - 164	sand stone fine sand					
164 - 182	sand stone sandy clay					
182 - 191	red clay sand stone					
191 - 227	red rock clay sand					
		Casing information in the space below show kind, size, weight, length per diameter, etc. for production casing and surface casing, if used.				
		Steel casing 15 in. 219lb.				
		20ft. lengths				
		Screen information in the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations				
		10 ft. perforated steel screen				
		1/8 in. slots				
		If flowing well, flow of completed well _____ G.P.M.				
		Niobrara Valley Irrigation, Inc.				
		Name of Drilling Contractor				

Attach sheet if more space is needed

(2) PUMP INSTALLATION

Company, name and size of pump Western Pump Co. 6" Column - 10" Bowl HP 50
 Type of pump Oil Lubricated Turbine Capacity of installed pump 300 G.P.M.
 Depth of pump placement 700 ft. Date of pump installation Feb 28, 1977

(3) WATER SURFACE MEASURING TUBE None installed

On some wells an air-tight water surface measuring tube is required: See Section 45.408 of Chapter 454, MINIMUM WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed _____ ft. tube diameter _____
 tube material _____

Niobrara Valley Irrigation, Inc.
 Name of Pump Installation Contractor

NOTICE OF ADOPTED CONSTRUCTION PLAN

[illegible]

WELL LOG

Depth, ft. to top of foot	Description of layer
0 - 37	loess
37 - 55	sand-clay-sand stone
55 - 70	sand stone
70 - 97	sand-sand stone
97 - 105	sand-sand stone
105 - 120	sand-clay-sand stone
120 - 142	sand-clay-sand stone
142 - 155	sand
155 - 194	sand-sand stone

Depth to top of water producing sandstone	0
Depth to static water level	121
Name of producing sandstone formation	121
Total depth of drill hole	121
Depth to bottom of casing	121

Give information in the space below show kind, size, weight, lengths per
diameter, etc., for production casing and surface casing, if used

Stool casing	12in.	1937b.
--------------	-------	--------

21ft. length

Screen information in the space below show length of screen taken bottom of casing, diameter and end of screen or casing perforations.

140ft. perforated
54ft. plain

brown steel screen
1/8 in. slots

if flowing wsm, flow of completed well _____ 6 P.M.

~~Nobrega Valley Irrigation, Inc.~~

History of Drilling Contractor

Q21 PUMP INSTALLATION

PUMP INSTALLATION

Company name and size of pump Western Land Roller 6" Col. - 10" Bowl HP 50

Type of pump Oil Jute Turbine Capacity of oil 340 GPM

Depth of pump placement 190 ft., Date of pump Feb. 28, 1977

(4) WATER SURFACE MEASURING TUBE None Installed

WATER SURFACE MEASURING TUBE None installed

On some wells an air-tight water surface measuring tube is required. See Section 46.408 of Chapter 464, MINIMUM WELL CONSTRUCTION STANDARDS.

_____ ft, tube diameter _____

On some wells an existing well construction standards.

Show exact vertical length of water surface measuring tube, when installed _____ ft, tube diameter _____

type material

Johnson & Johnson Irrigation, Inc.

General Pump Installation Instructions

RECEIPT

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

No 4 9752

Pierre, _____, 19____

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

Fee for Application for Permit No. <u>1411A-2</u> to Appropriate Water, to construct works 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 _____		
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:	50	00

By _____
Chief Engineer JOHN HATCH/115

 **South Dakota Department of
Water & Natural Resources**
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181
Water Rights Division
605 773-3352

1411A-2

January 3, 1985

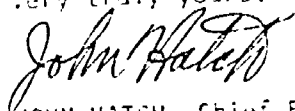
Erney Pahlke
Mission Route
Valentine, Nebraska 69201

Dear Mr. Pahlke:

Enclosed is your Water Permit No. 1411A-2 as approved by the Water Management Board authorizing the water diversion system and apply the water to beneficial use, not exceeding the limits as specified in the Water Permit.

We will schedule an inspection so that the Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

enclosure

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 4 10006 -

Pierre, _____, 19__

RECEIVED OF _____

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. _____	50	00
Fee for Filing Transfer Form _____		
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	50 00

By _____
Chief Engineer



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 1411A-2

April 9, 1985

Erney Pahlke
~~Mission Route~~ *HC 12-Box 30*
Valentine, Nebraska 69201

Dear Mr. Pahlke:

The inspection of your water use system and inspection of the extent of the application of water to beneficial use, as developed under your Water Right No. 1411A-2 has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuing of the Water License. Upon receipt of the \$50.00 fee from you, your Water License will be sent to you.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until this \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Maxine Stirling

Maxine Stirling
Staff Assistant

ms/

NOTE: On form of payment, please include the number of the water permit.
This insures proper handling of the fee.

I don't know of any form for payment

No. 1411A-2



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

DEC 20 1995

Erney Pahlke
HC 12, Box 30
Valentine, NE 69201

Dear Mr. Pahlke:

Enclosed herewith is, Water License No. 1411A-2. This is the final water right document completing your process of obtaining a water right.

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.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH:MS

Enclosures

Applicable portions of Water Permit No. 1411-2 have been incorporated into this Water License No. 1411A-2.

WNR-817 3/83
Transmittal of Water License



1411A-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2002

NOTICE

TO: ERNEY PAHLKE, 638 WESTWIND DR, RAPID CITY, SD 57702 2068
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2001 Irrigation Questionnaire(s)

Our records indicate that the 2001 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1411A-2. The request for the Questionnaire was dated October 12, 2001. The Water Management Board has directed that owners of water permits who have not submitted the 2001 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) 1411A-2 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 13, 2002 in the Visitor Center (west side of Capitol Lake), 650 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) 1411A-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

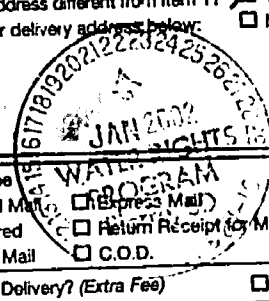
The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by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

If the questionnaire(s) is(are) received in this office on/or before March 8, 2002, 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.

1411A-2

SENDER COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
■ Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.		A. Received by (Please Print Clearly) _____ B. Date of Delivery <u>1-17-02</u>	
1. Article Addressed to: ERNEY PAHLKE 638 WESTWIND DR. RAPID CITY SD 57702 2068		C. Signature <u>(X) E. Pahlke</u> ☐ Agent ☐ Addressee D. Is delivery address different from item 1? ☒ Yes ☐ No If YES, enter delivery address below: _____	
		3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D.	
		4. Restricted Delivery? (Extra Fee) ☐ Yes	
2. <u>7001 2510 0004 4797 3992</u>			



**ALVIN PAHLKE
P.O. BOX 603
WINNER, SD 57580-0603**

Daytime Phone No: 605-842-1000

Fax No: 605-842-1002

January 24, 2002



ATTN: Jennie McMath
Chief Engineer
Water Rights Program, DENR
423 E. Capitol
Pierre, SD 57501-3181

RE: Permit No. 1411A-2

Dear Jennie:

Please find enclosed the 2001 Water Management Board Irrigation Questionnaire that I have completed.

Also enclosed is the original of Notice of Transfer of Ownership signed by me.

Will you please notify me that you have received the Questionnaire and the Notice of Transfer of Ownership? I assume there is some form that you will mail me transferring ownership to me.

If you have any questions, please contact me.

Sincerely yours,

Alvin Pahlke

ARP/mjl

Enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 28, 2002

1411A-2

Alvin Pahlke
PO Box 603
Winner SD 57580-0603

Dear Mr. Pahlke:

I am writing to acknowledge receipt of the 2001 irrigation questionnaire. You may disregard the January 16, 2002, "Notice" concerning reporting requirements for Water Right No. 1411A-2. The information was received in our office prior to the Water Management Board meeting and the issue has been deleted from the agenda.

We also received the "Notice of Transfer of Ownership" you submitted for transferring ownership of the water right from Erney and Lorraine Pahlke to your name. The transfer has been completed and the water right is now listed in your name.

Enclosed is your Receipt No. 417065 in the amount of \$2.50 which you paid for filing the ownership change.

If you have any questions, please contact me.

Sincerely,

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

enclosure

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

417065

Pierre, January 28

2000

RECEIVED OF Alvin Pahlke, Box 603, Winner SD 57580

the following amount in fees for services rendered as provided for by law: (Francy Pahlke & Lorraine Pahlke)

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 1411A-2

Fee for Filing Extension Request _____

Fee for _____

2 50

Total

2 50

(Any Other Work Provided by Law)

By Darlene Elbek
Chief Engineer

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Alvin Pahlke, PO Box 603, Winner, SD 57580

DATE: January 29, 2002

TELEPHONE: 605 842-1000

RE: Transfer of ownership form

COMMENTS:

On January 28th Mr. Pahlke sent in the 2001 irrigation questionnaire and a "Notice of Transfer of Ownership" form.

Upon transferring the water right, I noted that the legal description listed on the transfer form was different than what was authorized under the water right. Later in the day, I visited with Mr. Pahlke on the phone about the description. He indicated the description on the form (SE ¼ Section 8, T36N, R28W) was wrong. The correct description should be the SW ¼ Section 8.

Mr. Pahlke authorized me to make the change on the transfer form that he had signed. A corrected copy will be mailed to him for his records.

Geny McMath

Geny McMath
Environmental Scientist



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 2002

1411A-2

Alvin Pahlke
PO Box 603
Winner SD 57580-0603

Dear Mr. Pahlke:

Enclosed, as we discussed, is a corrected copy of the "Notice of Transfer of Ownership" form you filed on January 28th. I crossed off the type written portion of the legal description (SE ¼) and edited to read the SW ¼.

I am also enclosing a copy of the file documentation I wrote following yesterday's telephone conversation. I had already mailed the letter to you stating we had received the irrigation questionnaire and that the water right had been transferred prior to my conversation with you.

Thank you for your patience. The transfer has been completed and the corrected copy of the transfer form placed in the file. All further correspondence, including the yearly irrigation questionnaires, will now be directed to your attention.

If you have any questions, please contact me.

Sincerely,

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

enclosures



1411A-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 17, 2003

NOTICE

TO: ALVIN PAHLKE, PO BOX 603, WINNER, SD 57580 0603
FROM: Rori Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire(s)

Our records indicate that the 2002 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1411A-2. The request for the Questionnaire was dated October 11, 2002. The Water Management Board has directed that owners of water permits who have not submitted the 2002 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) 1411A-2 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."
The hearing will be held at 8:30 am, March 5, 2003 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) 1411A-2 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 February 28, 2003, 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 Cenny 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.



Track & Confirm

Delivery Status

You entered 2301 0370 0000 7541 4043

Your item was delivered at 11:05 am on January 21, 2003 in WINNER, SD 57580. The item was signed for by S DEMERS.

[Shipment History >](#)

[Request Delivery Record >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)



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U.S. Postal Service Signature Confirmation Receipt	
SIGNATURE CONFIRMATION NUMBER: 2301 0370 0000 7541 4043	Postmark Here ALVIN PAHLKE PO BOX 603 WINNER SD 57580 0603
	POSTAL CUSTOMER: Keep this receipt. For inquiries: Access Internet web site at www.usps.com or call 1-800-222-1811 ☐ Priority Mail ☐ Package Services
PS Form 152, February 2001 (See Reverse)	



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 28, 2003

1411A-2

Alvin Pahlke
PO Box 603
Winner SD 57580-0603

Dear Mr. Pahlke:

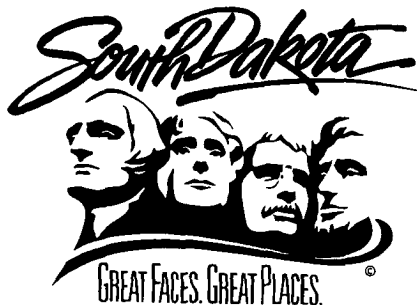
I am writing to acknowledge receipt of your 2002 irrigation questionnaire. You may disregard the January 17, 2003, "Notice" concerning reporting requirements for Water Right No. 1411A-2.

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



1411A-2
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 20, 2005

NOTICE

TO: ALVIN PAHLKE, PO BOX 603, WINNER, SD 57580 0603

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

SUBJECT: Reporting Requirement for 2004 Irrigation Questionnaire(s)

Our records indicate that the 2004 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1411A-2. The request for the Questionnaire was dated October 22, 2004. The Water Management Board has directed that owners of water permits who have not submitted the 2004 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) 1411A-2 qualification:

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

The hearing will be held at 8:30 am, March 2, 2005 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) 1411A-2 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 February 25, 2005, 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.



1411A-2

Track & Confirm

Current Status

You entered 2301 3460 0000 8516 0711

Your item was delivered at 8:31 am on January 21, 2005 in WINNER, SD 57580. The item was signed for by A PAHLKE.

[Shipment Details >](#)

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U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8516 0711

ALVIN PAHLKE
PO BOX 603
WINNER SD 57580 0603

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

PS Form 153, July 2001

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

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**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 25, 2005

1411A-2

Alvin Pahlke
PO Box 603
Winner SD 57580-0603

Dear Mr. Pahlke:

I am writing to acknowledge receipt of your 2004 irrigation questionnaire. You may disregard the January 20, 2005, "Notice" concerning reporting requirements for Water Right No. 1411A-2.

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



1411A-2
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 24, 2013

NOTICE

TO: ALVIN PAHLKE, PO BOX 603, WINNER, SD 57580 0603

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

SUBJECT: Reporting Requirement for 2012 Irrigation Questionnaire(s)

Our records indicate that the 2012 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1411A-2. The request for the Questionnaire was dated October 12, 2012. The Water Management Board has directed that owners of water permits who have not submitted the 2012 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) 1411A-2 qualification:

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

The hearing will be held at **8:30 am, March 7, 2013** 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) 1411A-2 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 4, 2013**, 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: <http://denr.sd.gov/iq.aspx>

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
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

January 24, 2013

1411A-2

Alvin Pahlke
PO Box 603
Winner SD 57580 0603

Dear Mr. Pahlke:

I am writing to acknowledge receipt of your 2012 irrigation questionnaire.

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right No. 1411A-2. 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,

A handwritten signature in cursive script that reads "Genny McMath".

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



1411A-2
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 20, 2017

NOTICE

TO: ALVIN PAHLKE, PO BOX 603, WINNER, SD 57580 0603

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

SUBJECT: Reporting Requirement for 2016 Irrigation Questionnaire(s)

Our records indicate your 2016 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1411A-2. The request for the Questionnaire was dated October 21, 2016. The Water Management Board has directed that owners of water permits who have not submitted the 2016 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) 1411A-2 qualification:

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

The hearing will be held at **Wednesday, March 1, 2017 at 11:00 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) 1411A-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 1, 2017** 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: <http://denr.sd.gov/iq.aspx>

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

denr.sd.gov

February 23, 2017

1411A-2

Alvin Pahlke
PO Box 603
Winner SD 57580 0603

Dear Mr. Pahlke:

I am writing to acknowledge receipt of your 2016 irrigation questionnaire.

You may disregard the January 20, 2017, "Notice" concerning reporting requirements for Water Right No. 1411A-2. 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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us



1411A-2
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 25, 2019

NOTICE

TO: ALVIN PAHLKE, PO BOX 603, WINNER, SD 57580 0603
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2018 Irrigation Questionnaire(s)

Our records indicate your 2018 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1411A-2. The request for the Questionnaire was dated October 30, 2018. The Water Management Board has directed that owners of water permits who have not submitted the 2018 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) 1411A-2 qualification:

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

The hearing will be held at **Wednesday, March 6, 2019 at 10:30 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) 1411A-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 6, 2019** 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: <http://denr.sd.gov/iq.aspx>

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
www.denr.sd.gov

February 6, 2019

1411A-2

Alvin Pahlke
PO Box 603
Winner SD 57580-0603

Dear Mr. Pahlke:

I am writing to acknowledge receipt of your 2018 irrigation questionnaire.

You may disregard the January 25, 2019, "Notice" concerning reporting requirements for Water Right No. 1411A-2. 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,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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



1411A-2
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: ALVIN PAHLKE, PO BOX 603, WINNER, SD 57580 0603

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) 1411A-2. 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) 1411A-2 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) 1411A-2 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: AQXOOH**

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.



1411A-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 20, 2020

1411A-2

Alvin Pahlke
PO Box 603
Winner SD 57580 0603

Dear Mr. Pahlke:

I am writing to acknowledge receipt of your 2019 irrigation questionnaire.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right No. 1411A-2. 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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

RECEIVED

APR 20 2020

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. 1411A-2

Date: _____

I/We request that Water Right/Permit No. 1411A-2 formerly owned by:

Alvin Pahlke be transferred to:

New Owner Name: Assman Family Land Limited Partnership

Address: 28636 283rd Ave

City, State, Zip Mission ☒ SD ☒ 57555 Telephone No. _____

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

Southwest Quarter (SW1/4) Section Eight (8) Township Thirty-six (36) North, Range Twenty-eight (28) West of the 6th P.M., Todd County, South Dakota.

☒ I understand that the validity of Water Right/Permit No. 1411A-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, Mike Assman, the new owner, certify that the above information is true and correct.

Mike Assman
(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.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 20, 2020

1411A-2

Mike Assman
Assman Family Land Limited Partnership
28636 283rd Ave
Mission SD 57555

Dear Mr. Assman:

I am writing regarding the ownership change you submitted on April 20th for Water Right No. 1411A-2. The water right is listed in the name of Alvin Pahlke.

A \$50 filing fee is due before the ownership change can be processed. The check or money order for the fee can be made payable to the Water Rights Program. As soon as the fee is received, the water right will be transferred to Assman Family Land Limited Partnership as stated on your transfer form.

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

Sincerely,

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date June 11, 2020

RECEIVED OF Assman Family Land LTD partnership 28636 283rd Ave Mission SD 57555

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$
Fee to retain Future Use Permit No. _____ after period of seven years.	\$
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$
Fee for Filing Transfer Form <u>1411A-2</u>	\$50.00
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	\$50.00

By Eric Gronlund
Chief Engineer

VM

1411A-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 11, 2020

1411A-2

Mike Assman
Assman Family Land Limited Partnership
28636 283rd Ave
Mission SD 57555

Dear Mr. Assman:

Thank you for sending in the fee for filing of the ownership change. Water Right No. 1411A-2, formerly held by Alvin Pahlke is now listed under Assman Family Land Limited Partnership.

This water right has a mandatory qualification to submit the annual irrigation questionnaire. Please keep track of the number of hours per month the system was used. Questionnaires will be mailed out in October 2020 and due back by December 1st.

Enclosed for your records is a receipt for the \$50 filing fee. If I can answer any questions for you, please let me know.

Sincerely,

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

1411A-2



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2021

NOTICE

TO: ASSMAN FAMILY LAND LIMITED PARTNERSHIP, MIKE ASSMAN, 28636 283RD AVE, MISSION, SD 57555

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

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaire(s)

Our records indicate your 2020 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1411A-2. The request for the Questionnaire was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 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) 1411A-2 qualification:

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

The hearing will be held at **Wednesday, March 3, 2021 at 10:00 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) 1411A-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 3, 2021** 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: JIZIFD**

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.

1411A-2



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 12, 2021

1411A-2
2009-2

Mike or Scott Assman
28636 283rd Ave
Mission SD 57555

Dear Sirs:

I am writing to acknowledge receipt of your 2020 irrigation questionnaires.

You may disregard the January 22, 2021, "Notice" concerning reporting requirements for Water Right Nos. 1411A-2 and 2009-2. 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,

A handwritten signature in cursive script, appearing to read "Genny McMath".

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

C: Vern & Rita Ortmeier

1411A-2



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 20, 2023

NOTICE

TO: ASSMAN FAMILY LAND LIMITED PARTNERSHIP, MIKE ASSMAN, 28636 283RD AVE,
MISSION, SD 57555

FROM: Ron Duvall, Water Rights Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2022 Irrigation Questionnaire(s)

Our records indicate your 2022 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1411A-2. The request for the Questionnaire was dated October 21, 2022. The Water Management Board has directed owners of water permits who have not submitted the 2022 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) 1411A-2 qualification:

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

The hearing will be held at **Wednesday, March 8, 2023 at 9:30 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) 1411A-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 8, 2023** 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://danr.sd.gov/iq> using this password: VPHOLR**

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 AGRICULTURE
and NATURAL RESOURCES**
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

February 21, 2023

1411A-2

Mike Assman
Assman Family Land Ltd Partnership
28636 283rd Ave
Mission SD 57555

Dear Mr. Assman:

I am writing to acknowledge receipt of your 2022 irrigation questionnaire and the form you submitted for Verne & Rita Ortmeier.

You may disregard the January 20, 2023, "Notice" concerning reporting requirements for Water 1411A-2. 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
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 14, 2025

NOTICE

TO: ASSMAN FAMILY LAND LIMITED PARTNERSHIP, MIKE ASSMAN, 28636 283RD AVE,
MISSION, SD 57555

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaire(s)

Our records indicate your 2024 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1411A-2. The request for the Questionnaire was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 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) 1411A-2 qualification:

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

The hearing will be held on **Wednesday, March 5, 2025, at 9:30 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) 1411A-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 5, 2025**, 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 Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: FTYCVY**

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 AGRICULTURE
and NATURAL RESOURCES**

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

January 28, 2025

1411A-2

Assman Family Land LTD
c/o Mike Assman
28636 283rd Ave
Mission SD 57555

Dear Mr. Assman:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 1411A-2. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

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