

1. Considered 9-29, 1976
2. Name of Applicant LUELLA TURNEY
3. Post Office Address CLEARFIELD
4. Amount of water claimed .15 (EXISTING STORAGE DAM)
5. Source of water supply EAGLE CREEK
6. Water to be used for IRRIGATION
Acres to be irrigated 10
7. Water to be diverted and used in TORR County
about 45.23E miles of MISSION
8. Proof of Publication Received 1
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____

10. Remarks:

This water Application is a extension of permit number 277-2

*Luella Turney, Clearfield, Pa.
10-22-76. I have been in the project
along with the local water. I have
been in the project for some time.*

*Mr. Turney said the drawing is a
to by the water company.
The drawing is done.*

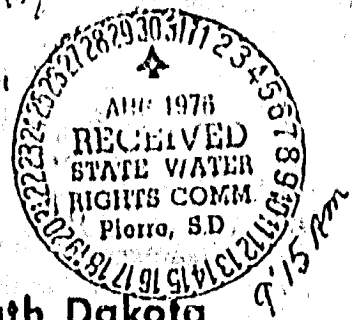
*Richard Bacheller
Valentine, Nebraska*

*Ready for inspection on
both Septimes*

Please call 9-8-78

Ed. C.

Map No. 318-2 Water Division No. 2 KEYAPAH RIVER District _____
 (Blocks to be Filled by the Engineer for the W. B. C.)



APPLICATION FOR PERMIT

To Appropriately Water within the State of South Dakota

(NOTE: Draw a line through items not applicable)

1. Name of Applicant Luella E. Turner
 Postoffice address Clonville Hidden Timber Rd South Dakota 57551
 If a corporation show date and place of incorporation no
2. Method of accomplishing work (contract, employment of others, or by direct labor) Direct Labor
3. Name of diversion work Eagle Butte Diversion Work
4. Amount of water claimed (cubic feet per second) .15
5. Source of water supply Eagle Creek
6. Location of point of diversion On Eagle Creek between 0 point 1320ft. South and 500ft. East of the NW Cor. Sec 28 T 37 N R25 W and 0 point 1440ft. East and 50ft. South of the NW Cor Sec. 28 T 37 N R 25 W. County Todd
7. Annual period or periods during which water is to be used April thru Sept.
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
9. For irrigation use, Total number of acres to be irrigated 10

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 Irr.	Land Description	No. Acres Irr.
NW 1/4 NW 1/4 28 T 37 N R25	10		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 1.0 years. Additional time required to complete application of water to the proposed beneficial use 2.0 years.
11. Choice of newspaper for Notice of Intent to Appropriately Water publication Todd County Tribune
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Tractor and pump ; Electric motor and pump

B. Works proposed to transport water to place of use.

Aluminium pipes

C. Works proposed to apply water to beneficial use.

Sprinklers

Estimated Total Cost \$ _____

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
 (See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of Todd

I, Luella E. Turner, the applicant, certify that I have read the foregoing application and 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.

Subscribed and sworn to before me this

26

day of

August 1976

Notary Public (or other qualified officer)

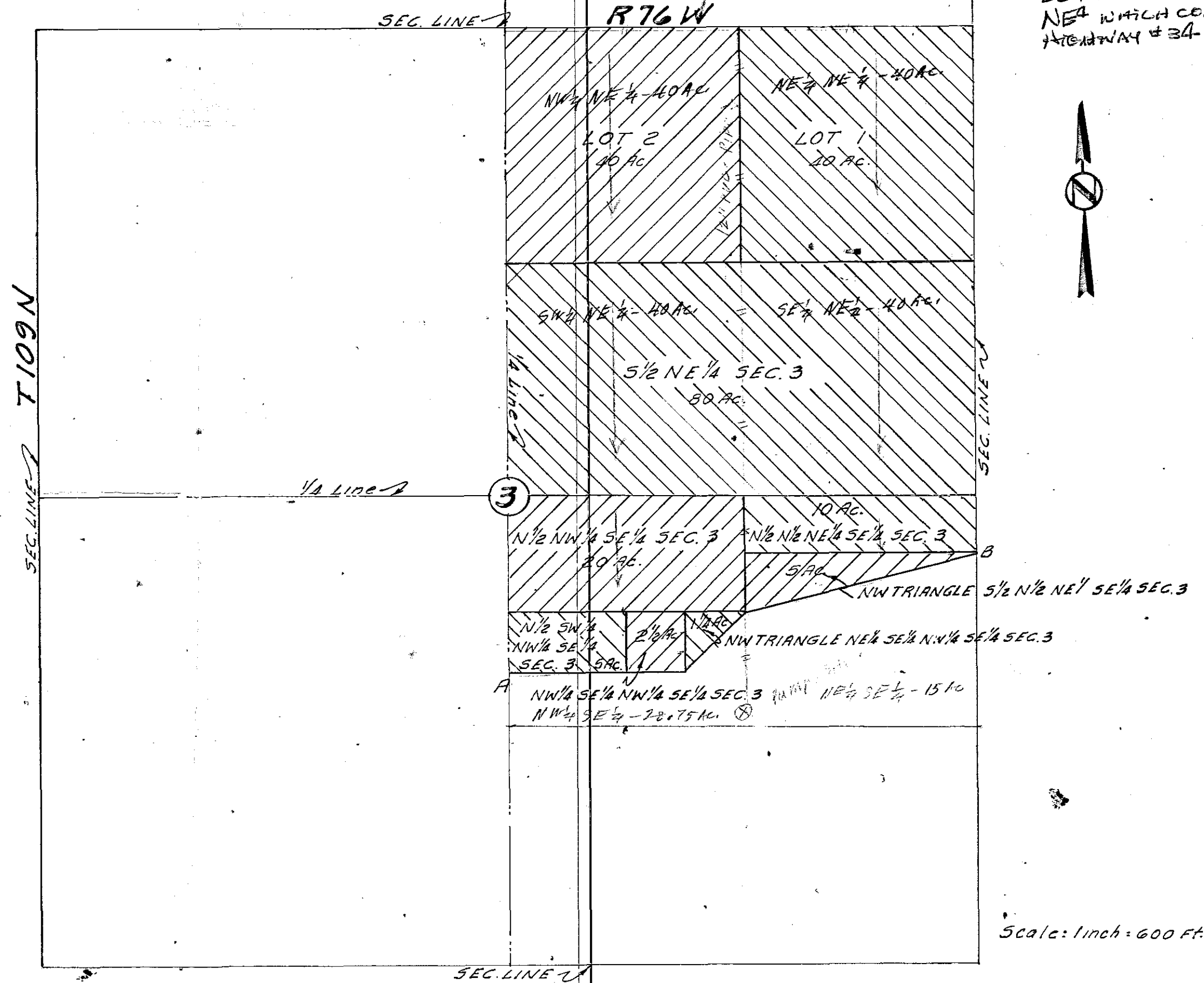
My commission expires 9-25-82

PLAT SHOWING AREA & DIVERSION POINTS WHERE WATERS WILL BE DIVERTED FOR PERMIT TO APPROPRIATE WATER.

GEORGE A. SCHMITT
MAYNARD C. SOMMER

OWNER
SURVEYOR

TO BE IRRIGATED
E2 SECTION 34, T10N
R76W, EXCLUDING
20+ ACRES IN THE
NE4 WHICH CONTAINS
HIGHWAY #34



SURVEYORS CERTIFICATE

STATE OF SOUTH DAKOTA ss
COUNTY OF HUGHES

I, MAYNARD C. SOMMER, REGISTERED LAND SURVEYOR, IN AND FOR THE STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY, THAT AT THE REQUEST OF GEORGE A. SCHMITT, SOLE OWNER, I HAVE SHOWN THE LANDS PROPOSED TO BE IRRIGATED WITHIN HIS OWNERSHIP BOUNDARIES ON FOR WHICH APPLICATION MAP IS A TRUE REPRESENTATION THEREOF. WITNESS MY HAND AND SEAL THIS 16th DAY OF JUNE 1967.

Maynard C. Sommer
REG. LAND SURVEYOR

STATE OF SOUTH DAKOTA ss
COUNTY OF HUGHES

ON THIS DAY OF BEFORE ME THE UNDERSIGNED NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED MAYNARD C. SOMMER, KNOWN TO ME TO BE THE PERSON WHO EXECUTED THE FOREGOING SURVEYORS CERTIFICATE AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME. WITNESS MY HAND AND SEAL THIS 16th DAY OF June 1967.

MY COMMISSION EXPIRES: April 26, 1968

Lawrence E. Meyer
NOTARY PUBLIC

MAJOR # 1431-3

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 1431-2

LUELLA TURNEY
(Applicant)

CLEARFIELD
(Post Office Address)

SOUTH DAKOTA 57581 With the following modifications:
(State)

*LOW FLOWS AS NEEDED FOR DOWNSTREAM DOMESTIC USE,
INCLUDING LIVESTOCK WATERING, MUST BE BY-PASSED.*

Date of first receipt of application AUGUST 30, 19 76

Date of return to applicant for correction, amendments or changes required , 19

Date of receipt of corrected application , 19

Approved NOVEMBER 18, 19 76, Recorded in Book 16 Page 320

WATER RIGHT PERMIT NO. 1431-2
777-2

The Water Rights Commission hereby grants and issues this Water Right Permit No. 1431-2 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is AUGUST 30, 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 18, 19 77
3. The whole of said work is to be completed on or before NOVEMBER 18, 19 77
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 18, 19 79
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 injuriously affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed .15 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, and if for the irrigation purposes said appropriation must be limited to not more than 3 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 on or before NOVEMBER 18, 19 79; said water to be used during the following described annual period: APRIL THEN SEPTEMBER

Witness my hand this 31ST day of MARCH, 19 77

WATER RIGHTS COMMISSION

By:

John M. Smith
Chief Engineer, Executive Officer

Certificate of Construction Issued , 19

Water License Issued , 19

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to form 2)

12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

- (1) Drill Hole, Diameter 3 ft. 6 in., Depth 11 ft. 6 in.
(2) Casing, Type Concrete Diameter 3 ft. 6 in. Thickness 6 in.
(wood, concrete, steel, etc)
(3) Perforated Screen.
Type _____, Diameter _____, Length _____
(4) Gravel Pack, Thickness _____, Length of gravel pack _____

E. Dugout Information or Estimates

- (1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials _____

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property _____ rds. On property owned by others _____ rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

refer to Permit Number 277-2

Lucille E. Tierney
Lucille E. Tierney

Signature of Applicant

Publish first publication, on or before September 10, 19 76.NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

September 2, 19 76

Notice is hereby given that Luella Turney
whose post office address is Clearfield, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use
.15 cubic feet of water per second of time from the Eagle Creek through the
Eagle Butte Diversion, the point of diversion of which is to be located in the _____

between points in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 28, Twp. 38N, Range 25W. Said water to be used for the purpose
of providing irrigation on the following described land:
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, T38N, R25W

This application No. 1431-2 will be considered by the Water Rights Commission at their office at
Pierre upon the 29th day of September, 19 76, at 10:00 A. M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights SpecialistBFJ/bw
cc:

Luella Turney, Clearfield, S.D. 57581

REPORT ON
Luella Turney Water Right Application No. 1431-2
November 15, 1976

The Water Rights Commission deferred action at the September 29-30, 1976 meeting on the Luella Turney water right application No. 1431-2 pending an investigation by the Commission Staff. An investigation was conducted in the Todd County area October 20, 1976.

Proposed Project

The application proposes to divert .15 cfs of water from Eagle Creek to irrigate 10 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28-T37N-R25W in Todd County. The project is located 10 miles south and 18 miles east of Mission, South Dakota.

Objections

The Commission deferred action on the Turney application when objections were received from Darrel Copeland and Harold Sell. Copeland who has an irrigation dam was concerned that he would not have enough water supply for his irrigation dam. Harold Sell was interested in water supplies for his livestock.

Persons Contacted

Harold Sell and Mrs. Luella Turney were contacted.

Discussion

Mrs. Turney's application asks for .15 cfs from Eagle Creek to irrigate 10 acres of land. Mrs. Turney has a water license No. 277-2 asking for .28 cfs. The .15 cfs she is now asking for will be diverted through her present pump and sprinkler equipment. In talking with Mrs. Turney she was well aware that water needed to be by-passed for downstream domestic and livestock use. Harold Sell indicated he would not object to the project as long as his livestock needs were met.

There is a beaver dam located on Turney's land that holds approximately one acre foot of water. It has a by-pass pipe thru the fill. The dam is approximately three feet high.

A report on Eagle Valley Ranch Water Right Application No. 1396-2 was made September 8, 1976. The attached map was reprinted from the report with the addition of the location of the Turney application No. 1431-2. That report stated that there are 36,500 acres of water shed below the Eagle Valley Ranch proposed dam and above the Copeland Dam. This area was estimated to yield 717.5 acre feet of water per year at least once every two years.

to yield 717.5 acre feet of water per year at least once every two years. Copelands application No. 1146-2 asks for 150 Acre feet of storage. This would leave 567.5 Acre feet of water available for the Turney project which is located approximately two miles upstream from Copelands dam.

The following paragraph is taken from the Eagle Valley Ranch report: "at the time of the investigation Eagle Creek was not flowing at a point two miles above the Turney project. Turney was pumping approximately 170 GPM and approximately 50 gpm was being by-passed thru the Harold Sell property. Sell was satisfied that this was adequate for livestock purposes. The 220 GPM flowing at this time comes from springs located a short distance above Turneys."

This application No. 1431-2 which asks for .15 cfs and the Turney water license No. 277-2 which appropriates .28 cfs would make a total of .43 cfs or 193.5 gpm. Turney's present irrigation system pumps 170 gpm, which exceeds the .28 cfs (126 gpm) authorized on a continuous basis, but since the system is only operated during the day light hours, the total amount authorized has not been exceeded.

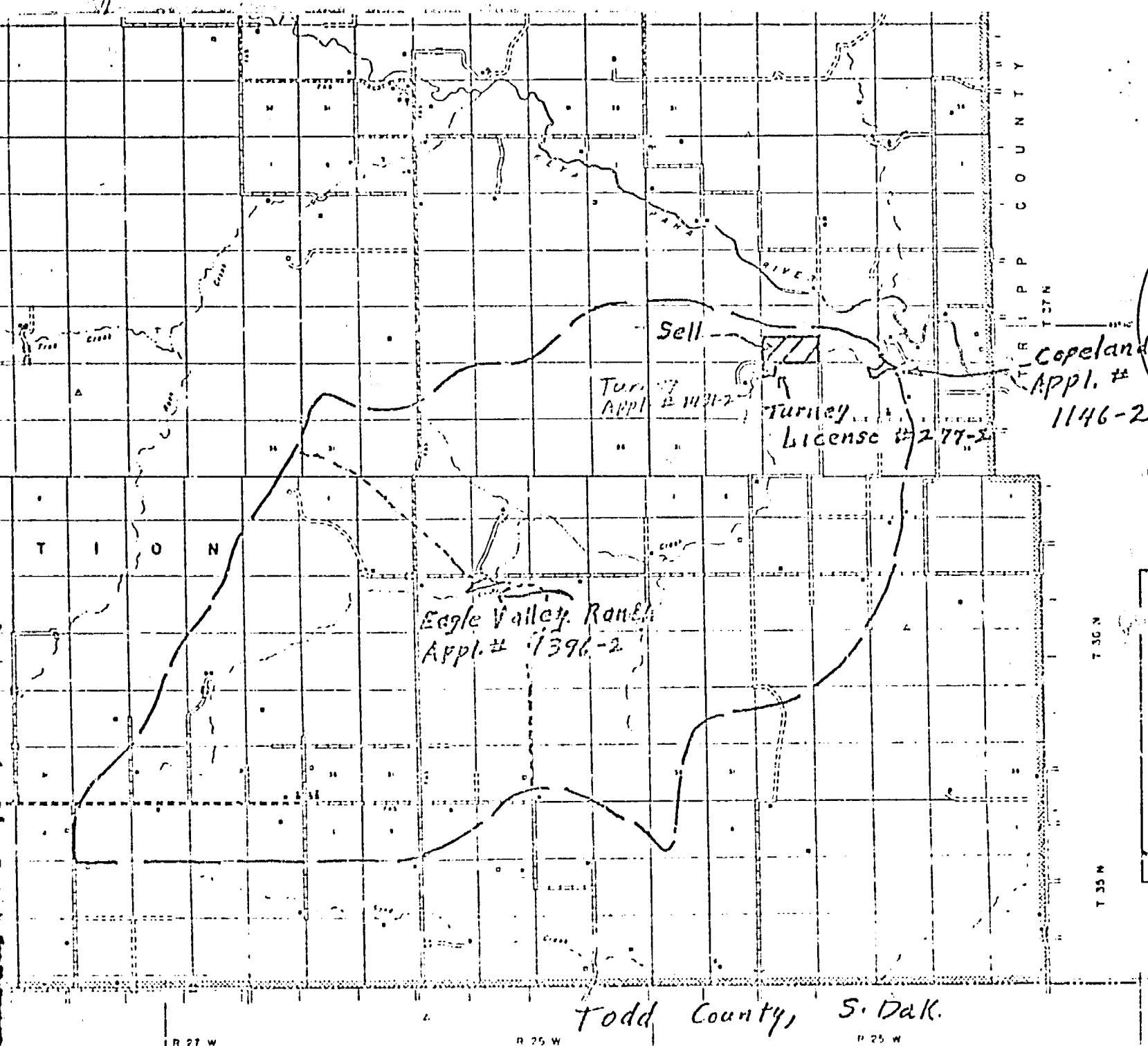
Conclusions and Recommendations

Based upon the investigation, unappropriated water is available for the Turney application.

The Commission Staff recommends that the Turney water right application be approved with the following qualification.

"Low flows as needed for downstream domestic use, including livestock watering, must be by-passed."

Le Roy J. Mernaugh
Water Resources Engineer I



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

Jon Foss Building
623 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 1431-2

April 9, 1985

Luella Turney
Hidden Timber Route
Valentine, Nebraska 69201

Dear Mrs. Turney:

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. 1431-2 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
Staff Assistant

ms/

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

DWNR-814 8/83

State of South Dakota
Water License No. 1431-2

(1) Luella Turney
of HC 14, Box 50, Valentine, Nebraska 69201
made Application No. 1431-2 August 30, 1976 for a water permit to appropriate
0.15 cubic feet per second of water from Eagle Creek
Todd County, South Dakota for Irrigation purposes.
Permit No. 1431-2, with a priority date of August 30, 1976
was approved November 18, 1976 and issued to applicant(s) for diversion of water with construction of the described
water supply system to be completed on or before November 18, 1977 and for the application to beneficial use of said
water on or before November 18, 1979.

The applicable portions of Water Right No. 277-2 have been incorporated into this
Water License No. 1431-2. A priority date of November 22, 1938 will be retained
for 0.20 cubic feet per second and 20 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, T37N, R25W
(Water Right No. 277-2). A priority date of August 30, 1976 will be retained for
0.15 cfs and 10 acres in the W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 28, T37N, R25W. (Permit No. 1431-2).

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 0.43 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is 700 ft. E and 1300 ft S of the NW
Corner of Section 28, T37N, R25W (BB)

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 land all in T37N, R25W Section 28

W1/2NW1/4 10 Acres (68B/C) (August 30, 1976 priority date)

NW1/4 20 Acres (8B) (November 22, 1938 priority date)

TOTAL 30 ACRES

(4) Pursuant to §46-5-30.1 Luella Turney

of HC 1A, Box 50, Valentine, Nebraska 69201

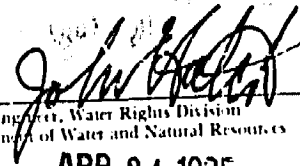
the holder(s) and/or owner(s) of Water Permit No. 1431-2 is issued a license to appropriate water, the right to use

0.43 cubic feet per second of water from Eagle Creek with a priority date

of 0.28 cfs from November 22, 1938 & 0.15 cfs from August 30, 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. 1431-2 and subject to South Dakota State Law.


Chief Engineer, Water Rights Division
Department of Water and Natural Resources

JOHN HATCH

APR 24 1985

LICENSE FOR PERMIT NUMBER 1431-2

Turnkey Permit

1. Legal location of wells: _____

dams & structures: 100' E & 1000' S of NW corner of sec 28 T32N R25W

2. Well Information: Well Drilling Firm _____

No. of wells _____ Depth _____

Casing a) diameter _____
b) length _____
c) type _____

Screen a) type _____

b) length _____

Static Water Level _____

Pump a) make Berkley

Motor a) make Deere

b) model 7981272

b) model no. Case-David Brown

c) size 832 R/M

c) horsepower rating 56 HP

3" pump d) capacity 150-500 GPM

d) motor efficiency rating _____

9 impeller turbine pump
no. of stages _____

3. Distribution lines:

a) size of lines 6" & 4"

b) type Aluminum

c) length 1510 ft - distrib + 1200 ft sprinkler

4. Dam Information:

a) height to crest 8'-10'

1) Outlet tubes:

b) height to spillway 5'

1) diameter 3' x 4'

c) crest width 10'

2) type concrete box

d) crest length 160'

3) valued (Y/N) Y

e) spillway length 20'

4) valve type steel gate

f) spillway width 50'

5) location on structure

g) approx. storage _____

100' S of N end

h) Distribution lines or canals:

1) size _____

2) type _____

3) length _____

5. System Type: a) sideroll:

1) length _____ feet

2) diameter of pipe _____

3) make, model & number of sprinklers _____

4) spacing of sprinklers _____

5) nozzle size _____

b) towline:

1) length _____ feet

2) make, model & number of sprinklers _____

3) spacing of sprinklers _____

4) nozzle size _____

1000-1500 gpm - high
200 gpm - low

Incorporate WL 277-2 into
Permit No. 1431-2

Water District

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

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

I have this day made a thorough examination of the water use system constructed by Luella Turvey
of Hidden Trailer Rt., Valentine NE 69201 holder of
Permit No. 1431-2 & ^{WL} 277-2, bearing the priority of P-30-76 & 11-22-38 19____ authorizing
the diversion of .15 & .28 cu. ft. per second of the waters of Eagle Creek
for irrigation purposes, in Todd County.

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

A. Works used to divert the water: A dam having a concrete box with a steel control gate. The pump is a Berkley tractor driven centrifugal pump having a capacity of 400 to 500 GPM, model B3ZRM. The motor is a Case-David Brown tractor with 56 HP operated at 1100 RPM.

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

The pipeline consists of 1510 ft of 6 inch aluminum pipe.

C. Works used to apply water to beneficial use:

A towline 1200 ft long consisting of 4 inch aluminum pipe with Rainbird 14600 sprinklers having a spacing of 40 ft and 1/4 inch nozzles.

The system is in the following condition Good

The point of diversion is located 700 ft E & 1300 ft S of NW corner of
section 28 T37N R25W

The works are capable of diverting and conveying to the place of use 1.1
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:

W1/2 NW1 NW1 28 - 10 Ac all of T37N R25W - permit 1431-2

NW1 NW1 - 28 - 20 Ac all of T37N R25W - WL # 277-2

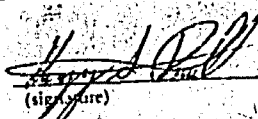
.28 cfs for WL # 277-2 & .15 cfs for Permit # 1431-2

comprising a total of 30 acres of land and the license should be issued for .43 cfs

Applicable permit qualifications have been complied with ☒ Yes ☐ No

Exceptions to compliance are:

Date 4-3-85


(signature)

April 12 1985

Water & Natural Resources

Joe Foss Building

523 East Capitol

Pierre South Dakota 57501-9181

Dear Sirs,

There was no (on form pay-
ment so I am sending
you a check for \$50.

the (Water Right No 1431-2)

Hope this is all right

Thank you

Luella E Turner

H.C. 14 Box 50

Valentine Nebraska,

69201



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 4,10003

Pierre, April 15, 1985

RECEIVED OF Luella E. Turney, H.C. 14 Box 50, 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 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. <u>1431-2</u>	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 John Hatch
Chief Engineer JOHN HATCH (ms)

No. 1431-2

South Dakota
Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

APR 24 1985

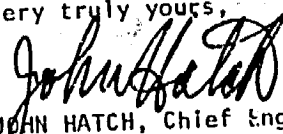
Luella Turney
HC 14, Box 50
Valentine, Nebraska 69201

Dear Mrs. Turney:

Enclosed herewith is, Water License No. 1431-3. 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

WNR-817 3/83
Transmittal of Water License



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 19, 1998

1431-2

Faith Bachelor
HC 14 Bex 53
Valentine, NE 69201-9619

Dear Ms. Bachelor:

Thank you for contacting me regarding the water right for Luella Turney.

Enclosed, as we discussed, is a partially completed "Notice of Transfer of Ownership" form for filing an ownership change with Water Right No. 1431-2. Please review the form for accuracy and make any necessary corrections. You will need to complete the portion titled "*to be transferred to: (name & address).....*". Upon completion, please sign the form in the presence of a notary public and return it to our office with a required filing fee of \$2.50.

I am also enclosing the 1998 irrigation questionnaire for Water Right No. 1431-2. The post office may forward the original to you, but just in case they do not, I wanted to make sure you had the form.

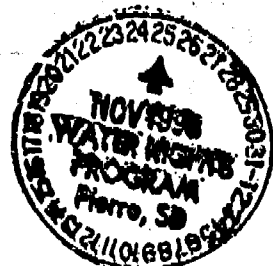
If you have any questions concerning the water right, completion of the transfer form or with the annual irrigation questionnaire, please give me a call.

Sincerely,

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

encl

NOTICE OF TRANSFER OF OWNERSHIP



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

No. 1431-2

Date: 10-29-98

I/We request that Water Right No. 1431-2

formerly owned by: Luella Turney

be transferred to: (name & address) Faye Bachelor Ne 14 Box 53 Valentine Ne 69201
Alma Lundberg, Anne Wade, Darles Boyce Telephone No. 605-378-3860

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

30 acres in the NW 1/4 NW 1/4 Section 28, T37N, R25W

I/We understand that the validity of Water Right No. 1431-2 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

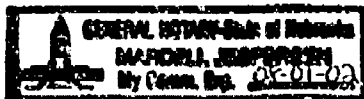
STATE OF SOUTH DAKOTA)

County of Todd)

I/We Faye Bachelor being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Faye Bachelor
(Signed)

Subscribed and sworn to before me this 29th day of October, 19 98.



Mardue Gasperien
(Notary Public)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. 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 57501-3181
www.state.sd.us/denr

December 11, 1998

1431-2

Faye

~~Faye~~ Bachelor
HC 14 Box 53
Valentine, NE 69201-9619

Dear Ms. Bachelor:

Thank you for returning the 1998 irrigation questionnaire and the "Notice of Transfer of Ownership" form for Water Right No. 1431-2.

The transfer form was completed properly, however before it can be recorded, a filing fee of \$2.50 is required. My first letter may not have been clear with respect to the fee. Please remit a total of \$2.00 as soon as possible.

All pertinent records will be transferred to you, Alma Lundberg, Anne Wade and Darles Boyce as soon as the fee is received. Your check or money order should be made payable to the "Water Rights Program". Thank you in advance for your help.

Sincerely,

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

Sorry I failed to include a
check for filing fee. Here it is.

Sincerely

HC 14 Box 53

Valentine, NE 69201

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

NO 415974

Pierre, December 15, 1928

RECEIVED OF Faye Bachelor, HC 14, Box 53, 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 _____

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 Water Right No. 1431-2

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By _____
Chief Engineer

J. H. Hatcher



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 15, 1998

1431-2

Faye Bachelor
HC 14 Box 53
Valentine, NE 69201-9619

Dear Ms. Bachelor:

The transfer of Water Right No. 1431-2 has been completed. The water right has been transferred to Faye Bachelor, Alma Lundberg, Anne Wade and Darles Boyce.

Enclosed is Receipt No. 415974 in the amount of \$2.50 which you paid for filing the ownership change. Thank you again for taking care of the transfer. If I can answer any questions for you, please contact me.

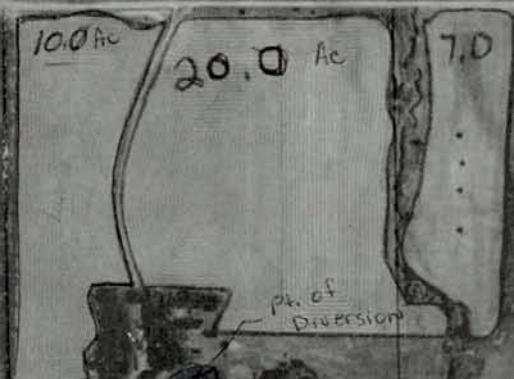
Sincerely,

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

encl

NOT TO SCALE

37-25



RICHARD
BACHELOR
(TURNER)

5.1.2

28

RICHARD
BACHELOR

37-25

W/R 1431-2
~~Map # 3182~~



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2026

NOTICE

TO: FAYE BACHELOR, 28883 297TH ST, VALENTINE, NE 69201

FROM: Ron Duvall, Engineer III
for Adam Mathiowetz, PE, Acting Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaire(s)

Our records indicate your 2025 Irrigation Questionnaire has not been submitted for Permit No(s) 1431-2 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held on **Wednesday, March 4, 2026 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1431-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 4, 2026** 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 Shannon Konst at (605) 773-3352 or email at shannon.konst@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: RVRVYK**

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 9, 2026

1431-2

1396-2

David Bachelor
29725 289th Ave
Valentine, NE 69201

Dear Mr. Bachelor,

I am writing to acknowledge receipt of your 2025 irrigation questionnaire(s).

You may disregard the January 20, 2026, "Notice" concerning irrigation reporting requirements for your water permit/right(s). 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,

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