

Considerare _____

WATER PERMIT NO. 1875-2

MAP No. 1875-2

Name of Applicant Dwight & Lyle Anderson

Post Office Address RR #5, Box 18, Clearfield, S.D. 57581

Amount of Water Claimed	0.17	Total Acres	11.60
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Source of Water Supply existing well 205' deep

Water to be used for IRR County Tripp

About _____ miles _____ of _____.

PROOF OF PUBLICATION: Received 1st 6-14-84 Not Received _____

APPLICATION: Approved 7-11-84 Subject to _____

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

PRIORITY	Date Received	3/29/84	Fee	150.00	Remarks
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3-29-84

Corrected Application Received _____ Period of Annual Use 4/1 - 10/31

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

WI-1 Description same as Application	YES	NO	REMARKS

Diversion Point _____

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 9-96-78

Land to be Irrigated _____

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 9-96-78

Well Log: Driller _____ Licensed YES _____ NO _____

Depth of Well	REMARKS
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Type of Map aerial PREPARED BY Tim Schaal Reviewed and the Number _____

assigned on 5-21-84 By Betty Westlund

CC Nelson

No. 1875-2	Hydrologic Unit	10150006
Map No. 1875-2	Basin	KE
Newspaper	Advocate, Winner	SD

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. _____ 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 Dwight & Lyle Anderson Phone No. 557-3210Post Office Address RR#5, Box 18, Clearfield, South Dakota State 57581
(Street, RR or Box) Zip Code2. Amount of water claimed (c.f.s) 0.17 Total acres irrigated 11.63. Source of Water supply Existing Well4. Location of point of diversion 1320' North, 720' West of SE Corner, Section 9, T96N,
R78W (SE1/4SE1/4)County Tripp5. Counties where water will be used Tripp6. 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.

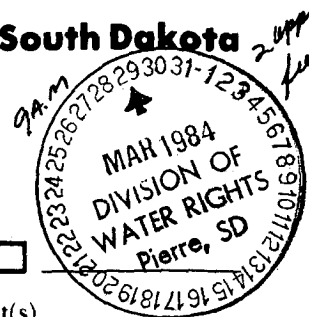
Land Description	No. Acres Irr.
SW1/4SE1/4 Section 9 T96N R78W	11.6

Land Description	No. Acres Irr.

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)

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 Tripp) ssI, Dwight and Lyle Anderson 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 Dwight & Lyle Anderson By LyleSubscribed and sworn to before me this 28th day of March 1984Jackie Maurer, Notary Public
My Commission expires 10/1/86 Notary Public (or other qualified officer)

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 1875-2
Dwight & Lyle Anderson Rt 5, Box 18, Clearfield
(Applicant) (Post Office Address)
South Dakota 57581
(State) (Zip Code)

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.

Date of first receipt of application March 29, 1984.
Date of return to applicant for correction, amendments or changes required -----, 19 .
Date of receipt of corrected application July 11, 1984. Approved July 11, 1984.

The Water Management Board hereby approves this Water Permit No. 1875-2 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:

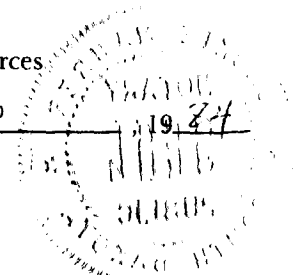
1. The date from which applicant may claim right is March 29, 1984.
2. One-fifth of the work is to be completed on or before -----, 19 .
3. The whole of said work is ~~to be completed on or before~~ -----, 19 .
4. The time limit for proof of beneficial use of water is -----, 19 .
5. The water appropriated 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 0.17 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 on or before July 11, 1984; said water to be used during the following described annual period: April 1st to October 31

WATER MANAGEMENT BOARD

By: John H. Hest
Chief Engineer

Division of Water Rights
Dept. of Water and Natural Resources

December 20, 1984



SOIL/WATER COMPATIBILITY PERMIT APPLICATION FORM

Office Use Only

Division of Conservation

WR#

OWNERS NAME: Dwight & Lyle Anderson

OWNERS ADDRESS: RR#5, Box 18

Clearfield, South Dakota 57581

COUNTY LAND LOCATED IN: Tripp

PHONE: 557-3210

TENANT'S NAME AND ADDRESS:

LEGAL DESCRIPTION: (Show Legal Description to Nearest 10 Acres)

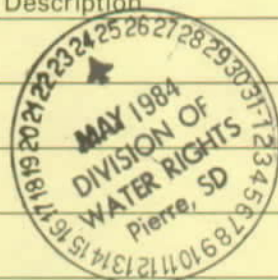
1. WELL LOCATION SE1/4 Section 9, T96N, R78W

Depth 205'

2. SURFACE WATER SOURCE AND DIVERSION LOCATION:

Diversion Location

Legal Description	Acres	Legal Description	Acres
<u>SW1/4 Section 9, T96N, R78W</u>	<u>11.6</u>		



3. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED

LEGAL DESCRIPTION:

IN WHAT NAME:

4. LOCATION OF AREA TO BE IRRIGATED NOTE: **SOILS INFORMATION FOR THIS AREA MUST ACCOMPANY THE APPLICATION. (See instruction sheet)**

OTHER:

5. TYPE OF IRRIGATION: GRAVITY: TOWLINE: CENTER PIVOT: X GUN: (Specify)

6. CROPS TO BE IRRIGATED: Corn, Alfalfa, Small Grain

WATER QUALITY: (TO BE COMPLETED BY SDSU WATER QUALITY LABORATORY)

7. WATER SAMPLE NUMBER: 75-059

10. ADJUSTED (SAR): 1.67

8. SALINITY (EC X 10⁶): 443

11. PERCENT SODIUM 19.73

9. SODIUM (SAR): 0.80

I hereby certify that I personally obtained or that I personally observed that taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample (see instruction sheet) were followed, and that the sample was taken at _____ a.m./p.m., on _____, 19____, at the following location: _____ by (individual who took sample if other than applicant). I also hereby certify that the water sample taken has NOT been adulterated or tampered with in any manner, and is TRULY REPRESENTATIVE of the water which will be used in irrigating the above-described land.

Signature, of Water Sampler

I understand that the Division of Conservation or agents thereof may obtain water samples from wells and surface bodies to be used for irrigation purposes to validate water samples taken at the time of application. The Department of Agriculture may also gather technical information necessary to protect the land. (46-5-6.4).

SUBSCRIBED AND SWORN BEFORE ME THIS

38th DAY OF March, 1984

Jackie Maurer
(NOTARY PUBLIC)

Dwight & Lyle Anderson
APPLICANT'S SIGNATURE

Jack M. Lyle
Director, Division of Conservation

Date

X APPROVED

DISAPPROVED

CONDITIONALLY APPROVED

IMPORTANT
Action by the Department of Agriculture or the State Conservation Commission is not the final action on any application. In all cases a WATER RIGHT must be obtained from the Board of Water Management, Foss Building, Pierre.

Conditional soil/water permits will be recorded by the Department of Agriculture, with the County Register of Deeds.

RECEIPT

Division of Water Rights

No 4 9611 -

South Dakota Department of Water and Natural Resources

Pierre, March 29, 1984

RECEIVED OF Dwight & Lyle Anderson, RR#5, Box 18, Clearfield, SD 57581

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

Fee for Application for Permit No. 1875-2 to Appropriate Water, to construct works and to put water to beneficial use	150	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	150 00

By John Hatch
Chief Engineer

JOHN HATCH (MS)

WATER RIGHTS DIVISION
(605) 773-3352

January 9, 1984

Dwight & Lyle Anderson
RR#5, Box 18
Clearfield, South Dakota 57581

Dear Mr. Anderson:

Last fall while making the final inspection on your water permit No. 1673-2, I discovered that the small center pivot in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ is not covered by either of your permits.

Enclosed are the necessary forms to accomplish this. The Application for Permit to Appropriate Water needs to be signed and notarized and returned to our office with the filing fee of \$150.00. The Soil/Water Application needs to be signed and notarized and returned to the Department of Agriculture, Division of Conservation, Anderson Building, Pierre, South Dakota 57501. A water sample will not be necessary with this application.

If you have any questions, please contact this office.

Sincerely,

Timothy G. Schaal
Water Resources Engineer

TGS:ms

Enc.

cc: Conservation Comm.



Department of Agriculture

DIVISION OF CONSERVATION

Anderson Building, Room 322 • Pierre, South Dakota 57501

Phone 605/773-3258

March 29, 1984

Dwight & Lyle Anderson
RR 5, Box 18
Clearfield, SD 57581

Dear Sirs:

In reviewing your soil and water compatibility application for 11.6 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ 9-96-78, the irrigation staff is recommending a Straight Approval to the State Conservation Commission at their May 10, 1984 meeting. The Straight Approval recommendation has been made because we foresee no potential problems with good management. The Management Recommendations are as follows:

MANAGEMENT RECOMMENDATIONS:

The small areas of VdN - Valentine Tassel Complex will be a major area of concern in your water management plan. We recommend the use of a form of conservation tillage to control wind erosion and conserve moisture.

If you have any questions concerning your application please feel free to contact this office.

Sincerely,

Jim Stukel
Irrigation Program Administrator

cf

cc: Division of Water Rights





**Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 1673-2

January 9, 1984

Dwight & Lyle Anderson
RR#5, Box 18
Clearfield, South Dakota 57581

Dear Mr. Anderson:

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. 1673-2 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,

Genny McMath
Water Resources Analyst

GM:ms

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



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
(605) 773-3352

No. 1875-2

May 25, 1984

NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT THE
NEWSPAPER RIGHT AWAY.

Dwight & Lyle Anderson
RR#5, Box 18
Clearfield, South Dakota 57581

Dear Sirs:

You are hereby notified that your Application No. 1875-2 for a permit to appropriate water for Irrigation use, has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of your intent to appropriate water has been sent to the Publisher of the

Winner Advocate printed at Winner,

South Dakota. For your information, a copy of this notice and the recommendation of the Chief Engineer is enclosed. Please review and contact this office, if you have any questions.

Be sure to contact the above newspaper to authorize publication of your notice of intent to appropriate water and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur at least thirty days before the board meeting. We must receive Proof of Publication before the application can be considered by the Water Management Board.

Very truly yours,

Kevin C. Larson
Natural Resources Engineer

Encl. Forms 6&7

KCL:ms



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

605 773-3352
Water Rights Division

May 25, 1984

Editor
Advocate
Box 71
Winner, South Dakota 57580

Dear Editor:

Enclosed is a Notice of Intent to Appropriate Water by Dwight & Lyle Anderson
Application No. 1875-2, in Tripp County, South Dakota. Please
publish this notice once each week for two consecutive weeks in your paper. The first
publication should be on, or before May 29, 1984.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make
the first publication. The applicant is to pay the cost of publication and should
make the necessary arrangements with you to pay these costs.

Please receipt for this notice IMMEDIATELY after first publication attaching thereto
a copy of the first publication so that it may be compared with the records. For
your convenience, you may use the printed form below for this purpose.

After final publication please complete and mail to this office, the enclosed Form
8 to furnish Proof of Publication. The permit to appropriate water cannot be con-
sidered by the Water Management Board until proof of publication has been received.

Very truly yours,

enclosures

KCL:ms
cc: applicant

Kevin C. Larson
Natural Resources Engineer

NO. _____

Date _____

TO: Water Rights Division
Joe Foss Building
Pierre SD 57501

We are in receipt of your letter of _____, 19__ enclosing Notice of Proposed
Appropriation of Water, as proposed in Application No. _____ which was first
published in our issue of _____, 19__. ENCLOSED IS A COPY OF THIS FIRST
PUBLICATION.

NAME _____

NEWSPAPER _____



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

No. 1875-2

December 21, 1984

Dwight & Lyle Anderson
RR 5, Box 18
Clearfield SD 57581

Dear Sirs:

Enclosed herewith is, Water License No. 1875-2. 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: ks

Enclosures

NOTE: The applicable portions of Water Right No. 1245-2 and Water Permit No. 1673-2 have been incorporated into this Water License No. 1875-2.

WNR-817 3/83

Transmittal of Water License

APPLICATION NO. 1875-2

DWIGHT & LYLE ANDERSON

May 23, 1984

Application No. 1875-2 is for 0.17 cfs of water to irrigate 11.6 acres in the SW 1/4 SE 1/4 Section 9, T96N, R78W. This application is for lands not covered under No. 1245-2 and No. 1673-2. This application is the result of an investigation conducted by Tim Schaal, Water Rights Division.

Application No. 1875-2 will and does utilize a 205 foot well authorized under Permit No. 1673-2. This well withdraws water from the High Plains aquifer, specifically the Ogallala formation.

The high plains aquifer consists of, in descending order, terrace and alluvial deposits, Sand Hills formation, Ogallala formation and the Arikaree formation. All of these formations are connected hydraulically.

The Ogallala formation, which No. 1875-2 withdraws from, consists of a non-calcareous, medium sorted, medium grained pure quartz sandstone. The Ogallala is under water-table conditions at the site of this application. Various estimates of recharge and discharge rates have been calculated for the high plains aquifer (Holm and Case, 1983). Recharge comes from direct infiltration of precipitation and varies from 1.0 to 3.07 in/yr (Langbein 1949, McGuiness 1963, Bradley 1956, Rahn and Paul 1975 and Kolm and Case 1983) over a 5290 mi² area. Major discharge is thru outflow to Keyapaha, Niobrara and White Rivers, consumptive use and evapotranspiration. Water level records for 62 observation wells (in the Ogallala) monitored by the Water Rights Division indicate that there is not a problem with mining of water in the Ogallala or High Plains aquifers in South Dakota.

Although the Water Rights Division does not monitor an observation well within nine miles of the proposed application, this writer believes that the general water levels at the site of the application will be the same as in the rest of the aquifer. Hydrographs for three wells (TR-78C, TR-78D, TR-78E) are included with the report. These wells are the closest to the proposed application that we monitor.

This writer anticipates no problems with this application because 1) the application is requesting only 0.17 cfs of water, 2) the water is and has been pumped in the past, 3) no complaints have been received from this area concerning groundwater use, 4) the formation is under water table conditions, therefore allowing only a limited area of drawdown effects and 5) observation well records do not indicate a problem with water availability.



GALE N SELKEN
Hydrologist

References

Kolm, K.E. and Case H.L. III, A Two-Dimensional Model of the High Plains Aquifer in Southern South Dakota, Water Resources Investigation Report 83-4175, USGS.

DWNR, Water Right Files, 1984 unpublished.

DWNR, Observation Well Files, Microfiche and Computer Files, 1984.

1875-3

OBSERVATION WELL WATER LEVELS
OBS_WELL=TR-78E

8:24 WEDNESDAY, MAY 23, 1984 83

PLOT OF READING*DATE SYMBOL USED IS *

READING
38

39

40

41

42

43

44

45

46

47

01/01/77

01/01/78

01/01/79

01/01/80

12/31/80

12/31/81

12/31/82

12/31/83

12/30/84

DATE

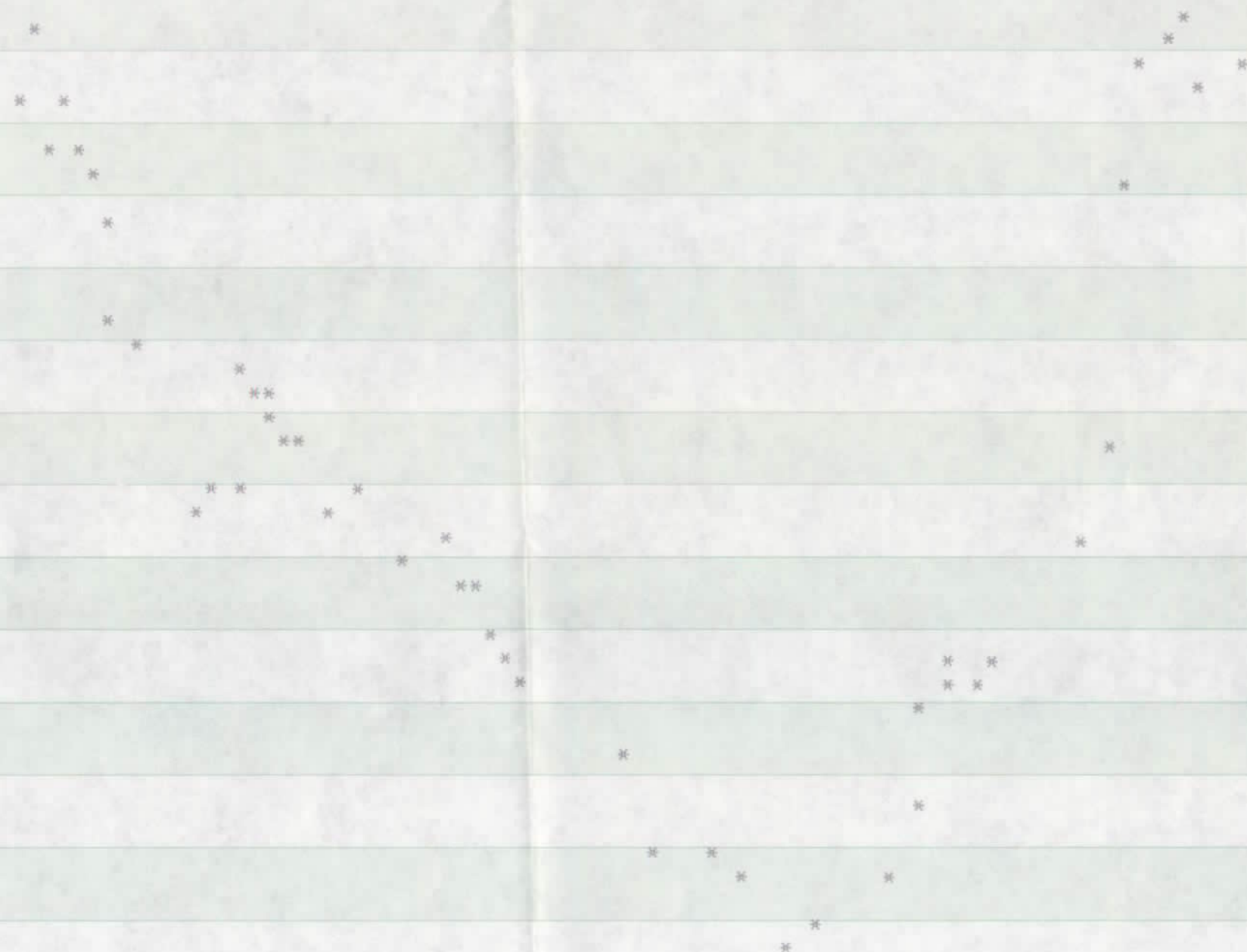
OBSERVATION WELL WATER LEVELS
OBS_WELL=TR-78D

8:24 WEDNESDAY, MAY 23, 1984 82

PLOT OF READING*DATE SYMBOL USED IS *

READING

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DATE

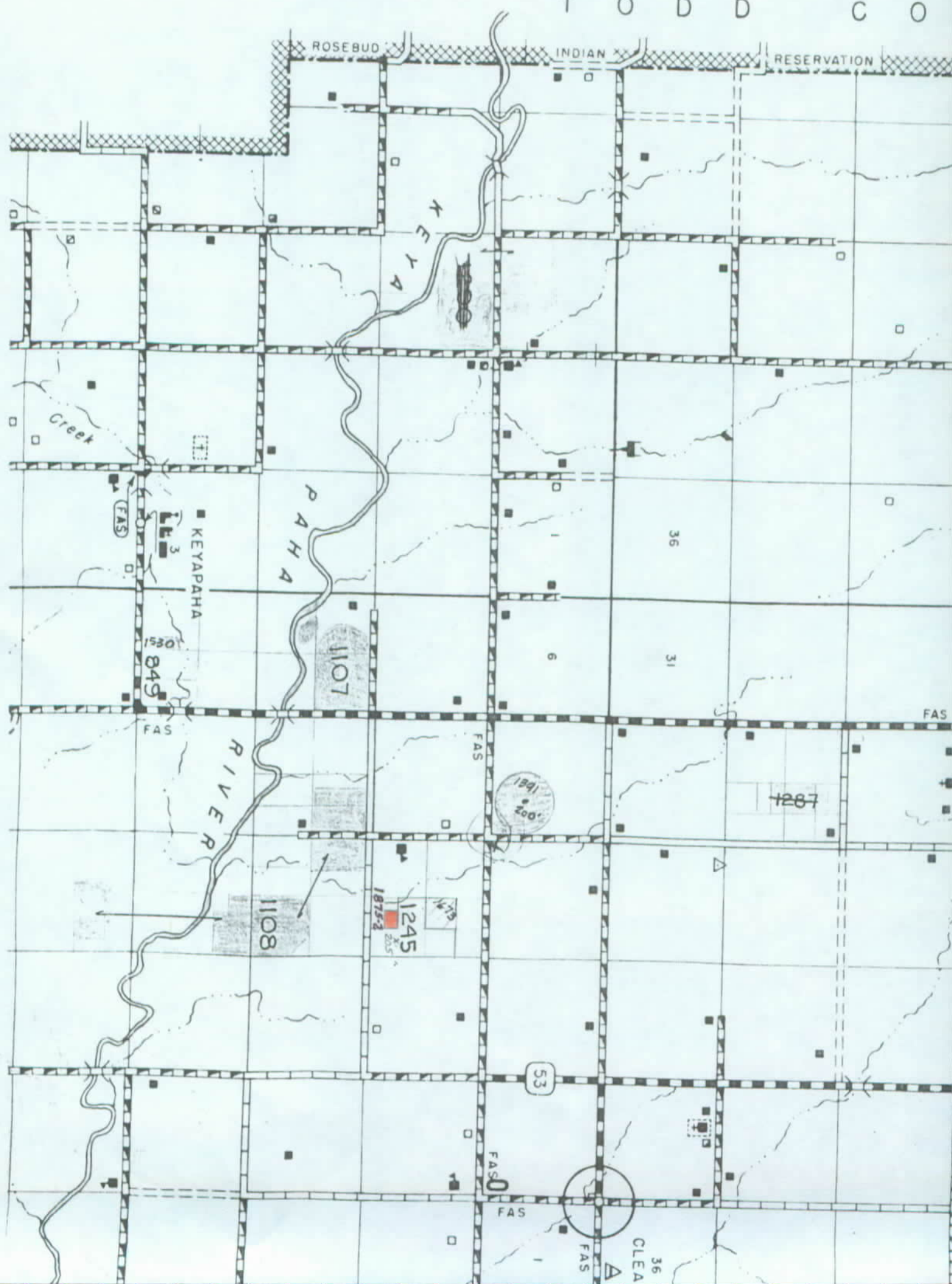
NOTE: 4 OBS HIDDEN

OBSERVATION WELL WATER LEVELS
OBS_WELL=TR-78C

8:24 WEDNESDAY, MAY 23, 1984 81

PLOT OF READING*DATE SYMBOL USED IS *

T O D D C O



RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT

APPLICATION NO. 1875-2, Dwight & Lyle Anderson

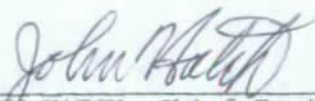
Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Water Permit Application No. 1875-2, Dwight & Lyle Anderson, RR 5, Box 18, Clearfield SD.

The Chief Engineer is recommending APPROVAL of Application No. 1875-2 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) 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
May 24, 1984

WP or ~~WR~~ No. 1875-2

Instruction to Newspaper - Publish first publication of the following Notice on or before May 29, 1984 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1874-2 to Appropriate Water
and/or to Amend Water Permit or Water Rights No. _____

Notice is hereby given that Dwight & Lyle Anderson whose mailing address is
RR#5, Box 18, Clearfield,, South Dakota has made an application for a permit

to appropriate 0.17 Cubic feet per second of water from an existing well 205 feet deep. The point of diversion is located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, T96N, R78W. The water will be used to irrigate 11.60 acres located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, T96N, R78W.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends Approval of Application No. 1875-2 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at Foss Building,
Room 216, 523 E. Capitol, Pierre, South Dakota, July 11 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 June 29, 1984. The petition may be informal, but it must include a statement describing the petitioners 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, 46-5-1 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; (ground) 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; (future use) ~~46-5-38 thru 46-5-40; (transfer land) 46-5-30.4, 46-5-33 thru 46-5-35; (10,000 AFA) 46-5-20.1, 46-5-8.1; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; (future use) 74:02:01:24 thru 74:02:01:25; (10,000 AFA) 74:02:01:15:02 thru 74:02:01:15:05.~~

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, DWNr, 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 June 29, 1984.

No. 1875-2

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Tripp) ss.

I, D.L. Jhaunser hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Wanner Advocate

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

city of Wanner

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

May 30, 1984
June 6, 1984

D.L. Jhaunser
(Signature)

Publisher
(Title)

June 12, 1984
(Date Signed)



Cost of Printing: 36.23

NOTICE OF HEARING
on Application No. 1875-2 to
Appropriate Water

Notice is hereby given that Dwight & Lyle Anderson whose mailing address is RR 5 Box 18, Clearfield, South Dakota has made an application for a permit to appropriate 0.17 Cubic feet per second of water from an existing well 205 feet deep. The point of diversion is located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, T96N, R78W. The water will be used to irrigate 11.60 acres located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, T96N, R78W.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends Approval of Application No. 1875-2 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at Foss Building, Room 216, 523 E. Capitol, Pierre, South Dakota, July 11, 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 Chief Engineer by June 29, 1984. The petition may be informal, but it must include a statement describing the petitioners 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, 46-5-1 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; 46-6-3, 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, DWNr, 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 June 29, 1984.

(22-23)

RECEIPT

Division of Water Rights

No 4 9615

South Dakota Department of Water and Natural Resources

Pierre, March 29, 1984

RECEIVED OF Lyle Anderson, Route #5, Box 18, Clearfield, SD 57581

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. 1673-2	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

LICENSE FOR PERMIT NUMBER _____

1. Legal location of wells: 1320' North & 720' West of the SE
corner Section 9 - T96N - R78W (SE 1/4 SE 1/4)

dams & structures: _____

2. Well Information: Well Drilling Firm Chase

No. of wells 1 Depth 205'

Casing a) diameter 16" Screen a) type slotted

b) length 145' b) length 20'

c) type steel Static Water Level ≈ 30'

Pump a) make Hydr. Rt. angle drive Motor a) make Case 6 cyl. diesel

b) model 280-90 b) model no. 504BD

c) size 90 HP c) horsepower rating _____

d) capacity 800 GPM d) motor efficiency rating _____

e) turbine pump
no. of stages _____

3. Distribution lines:

a) size of lines 6"

b) type Buried PVC

c) length 1050'

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) valued (Y/N) _____

4) valve type _____

5) location on structure _____

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 _____

5. System Type: c) center pivot

d) Gate Pipe

- 1) make Valley Self-Propelled
- 2) number of towers 2
- 3) distance between towers _____
- 4) overall length 325'
- 5) End gun (Y/N) Yes Nelson
- 6) high or low pressure high
- 7) make & size of nozzles _____
- 8) PSI reading while system is running _____
- 9) GPM 250

- 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 _____

g) Gun

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

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

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

REMARKS:

NOT TO SCALE

(189-R)

39.2

76.8

28.1

7.6

~~104.6~~

7.4

134.0

9

40.0

11.6

X Well

31.8

5.2

96.78

92.6

(189-R)

Timothy L. Schaal
January 6, 1984

A/M# 1875-2

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 Dwight & Lyle
Anderson of RR #5 Box 18 Clearfield, SD holder of
Permit No. 1673-2, bearing the priority of May 31 19 79 authorizing
the diversion of 0.57 cu. ft. per second of the waters of groundwater
for Irrigation purposes, in Tripp County.

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

A. Works used to divert the water:

Case 6cyl. diesel & Hydro. Rt. angle drive pump

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

1480' - 8" Buried PVC pipe

C. Works used to apply water to beneficial use:

Valley 7 tower Electrogator Center PivotThe system is in the following condition GoodThe point of diversion is located 1320' North & 720' West of the SE corner
Section 9 - T96N - R 78W (SE 1/4 SE 1/4)The works are capable of diverting and conveying to the place of use 1.67
cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: 32.4 Ac. SW 1/4 NE 1/4 Section 9 - T96N - R 78Wcomprising a total of 32.4 acres of land and the license should be issued for 0.46 cfsApplicable permit qualifications have been complied with ☒ Yes ☐ NoExceptions to compliance are: _____ Date October 31, 1983Timothy H. Schaal
(signature)

LICENSE FOR PERMIT NUMBER 1673-2

See # 1245-2

1. Legal location of wells: 1320' North & 720' West of the SE
corner Section 9-T96N-R78W (SE 1/4 SE 1/4)

dams & structures: _____

2. Well Information: Well Drilling Firm Chase

No. of wells 1 Depth 205'

Casing a) diameter 16" Screen a) type slotted

b) length 185' b) length 20'

c) type steel Static Water Level ≅ 30'

Pump a) make Hydro. Rt. angle drive Motor a) make Case 6 cyl diesel

b) model 280-90 b) model no. 504 BD

c) size 90 HP c) horsepower rating _____

d) capacity 800 GPM d) motor efficiency rating _____

e) turbine pump
no. of stages _____

3. Distribution lines:

a) size of lines 8"

b) type Buried PVC

c) length 1440'

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) valued (Y/N) _____

4) valve type _____

5) location on structure _____

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 _____

5. System Type: c) center pivot

- 1) make Valley Elec.
- 2) number of towers 7
- 3) distance between towers
185'
- 4) overall length 1320
- 5) End gun (Y/N) Yes
- 6) high or low pressure high
- 7) make & size of nozzles

- 8) PSI reading while system is
running _____
- 9) GPM 750

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

X

1. Soil and water permit lands agree with lands being irrigated and lands listed on permit.

X

2. Special Qualifications to permit being abided by.

X

3. All Structures, wells and lands on map.

REMARKS:

State of South Dakota
Water License No. 1875-2

(1) Dwight & Lyle Anderson
of RR #5, Box 18, Clearfield SD 57581
made Application No. 1875-2, March 29, 1984 for a water permit to appropriate
0.17 cubic feet per second of water from groundwater (an existing well),
Tripp County, South Dakota for Irrigation purposes.
Permit No. 1875-2, with a priority date of March 29, 1984
was approved July 11, 1984 and issued to applicant(s) for diversion of water with construction of the described
water supply system ~~to be completed on or before~~ _____ and for the application to beneficial use of said
water ~~on or before~~ _____.

The applicable portions of Water Right No. 1245-2 and Water Permit No. 1673-2 have
been incorporated into this Water License No. 1875-2. Priority dates of March 5,
1975 for lands under Water Right No. 245-2, May 31, 1979 for lands under Water
Permit No. 1673-2 and March 29, 1984 for lands under Water Permit No. 1875-2 will
be retained (see #3 of this license).

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 2.41 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is 1320'N and 720'W of the SE corner,
Section 9, T96N, R73W (DD)

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 T96N, R78W~~

~~Section 9 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 11.6 acres (March 29, 1984 priority) Water Permit 1875-2~~

~~SW $\frac{1}{4}$ NE $\frac{1}{4}$ 32.4 " (May 31, 1979 priority) Water Permit 1673-2~~

~~SE $\frac{1}{4}$ NE $\frac{1}{4}$ 33.0 " (March 5, 1975 priority) Water Right 1245-2~~

~~NE $\frac{1}{4}$ SE $\frac{1}{4}$ 33.0 " (March 5, 1975 priority) Water Right 1245-2~~

~~NW $\frac{1}{4}$ SE $\frac{1}{4}$ 33.0 " (March 5, 1975 priority) Water Right 1245-2~~

~~SE $\frac{1}{4}$ SE $\frac{1}{4}$ 30.0 " (March 5, 1975 priority) Water Right 1245-2~~

173 total AC

(4) Pursuant to §46-5-30.1 Dwight and Lyle Anderson

of RR #5, Box 18, Clearfield SD

the holder(s) and/or owner(s) of Water Permit No. 1875-2 is issued a license to appropriate water, the right to use

2.41 cubic feet per second of water from groundwater (one well) with a priority date

of March 5, 1975,
~~May 31, 1979 and March 29, 1984~~ 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. 1875-2 and subject to South Dakota State Law.


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

December 20, 1984

**Department of
Water & Natural Resources**

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

February 17, 1989

Dwight & Lyle Anderson
RR 5, Box 18A
Clearfield, SD 57581

Dear Mr. Anderson:

On October 6, 1988, the Water Management Board adopted rules to implement a 1988 law for application of chemicals through irrigation systems. The rules establish equipment standards, performance standards and installation requirements for irrigation systems that apply chemicals (fertilizers, insecticides, or herbicides) with irrigation water.

You have indicated on your 1988 Water Management Board Irrigation Questionnaire that you do apply chemicals with irrigation water. A copy of the new rules for chemigation are enclosed for your information.

The new standards include:

- * a check valve between the irrigation pump and the point of chemical injection;
- * a vacuum relief valve on top of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a low-pressure drain on the bottom of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a chemical injection line check valve between the chemical injection pump and the point at which the chemical is injected into the irrigation line; a second check valve is required if the chemical injection pump is not a positive displacement pump;
- * an interlock system which ensures that the chemical injection pump will stop whenever the irrigation pump stops;
- * an inspection port between the irrigation pump and the check valve on the irrigation line;

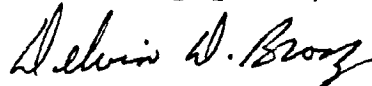


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

The equipment must be installed according to the manufacturer's specifications, calibrated, and maintained in good working condition. All chemical product labels must be followed and warning signs must be posted. These rules also require reporting of all spills, accidents, and system malfunctions. A 24-hour telephone number is provided.

The chemigation rules contain notification and record keeping requirements. Prior to using chemigation, notification must be given to the Chief Engineer on the enclosed Form 1C. Information that must be provided in this notification includes the water permit or right number, the name, address, and telephone number of the water permit or right holder and of the system operator, and the legal description of the lands on which the system is located. A record of the name, quantity, dates and hours of each chemical applied must be provided to the Chief Engineer on Form 2C. A copy of this form is also enclosed for your information. It will be mailed with the annual irrigation questionnaire and must be returned with the questionnaire by the date specified. If you have any questions regarding these rules or need additional copies of the forms, please contact Susan Bowar, Water Rights Engineer (605-773-3352).

Very truly yours,

for 
JOHN HATCH, Chief Engineer
Water Rights Division

1999 WATER MANAGEMENT BOARD IRRIGATION QUESTIONNAIRE
PLEASE FILL OUT AND RETURN BEFORE DECEMBER 1, 1999

1875-2
 DWIGHT & LYLE ANDERSON
 624 W 4TH ST
 WINNER SD 57580 1511

CHANGES TO ADDRESS LABEL , IF ANY:

Telephone No. 557-3210
 (Dwight)

COMPLETE AND RETURN THIS FORM TO THE WATER RIGHTS PROGRAM AT 523 E CAPITOL, PIERRE, SD 57501-3181 (605) 773-3352

IS SYSTEM CONSTRUCTED? YES _____ NO _____ DID YOU IRRIGATE IN 1999? *YES _____ *NO _____

* IF YES, NUMBER OF ACRES IRRIGATED _____ *IF NO, LIST REASON(S) IN COMMENT SECTION

IS LAND ENROLLED IN CRP? YES _____ NO _____ IF YES, THROUGH WHAT YEAR? _____

DID YOU APPLY CHEMICALS OR FERTILIZER THROUGH THE SYSTEM IN 1999? YES _____ NO _____

SOURCE OF WATER _____

TYPE OF SYSTEM (CHECK ALL THAT APPLY):

CENTER PIVOTS _____ TOWNLINES _____ BIG GUN _____

FLOOD _____ SPRINKLERS _____ OTHER _____

COMMENT SECTION:

We do not irrigate any more

Returned by: Dwight Anderson
 HC 88 Box 18
 Clearfield SD



THE PORTION OF THE FORM FOR REPORTING ACRES IRRIGATED IS ON THE BACK OF THIS PAGE.
LISTED BELOW ARE TWO EXAMPLES OF HOW TO COMPLETE THE FORM:

EXAMPLE 1: IN JUNE & JULY, 130 ACRES WERE IRRIGATED USING A PIVOT SYSTEM (70 ACRES OF CORN & 60 ACRES OF ALFALFA). THE PUMP RATE OF THE PIVOT IS 800 GALLONS PER MINUTE AND YOU PUMPED 8 DAYS (@ 24 HOURS PER DAY) ON THE CORN AND 22 DAYS ON THE ALFALFA:

MONTH	CROP	ACRES	PUMP RATE	# DAYS	AVE/HRS DAY
JUNE	CORN	70	800 GPM	8	24
	ALFALFA	60	800 GPM	10	24
JULY					
	ALFALFA	60	800 GPM	12	24

EXAMPLE 2: IN JUNE, 40 ACRES OF ALFALFA WERE IRRIGATED (USING GATED PIPE @ 3000 GPM) FOR 5 DAYS - 24 HOURS PER DAY; 60 ACRES OF BEANS WERE IRRIGATED (USING BIG GUN @ 380 GPM) FOR 10 DAYS AT 24 HOURS PER DAY:

JUNE	ALFALFA	40	3000 GPM	5	24
	BEANS	60	380 GPM	10	24

PLEASE SPECIFY IF ACTUAL IRRIGATION HOURS OR KILOWATT HOURS ARE BEING REPORTED. FOR KILOWATT HOURS, INCLUDE DEPTH TO WATER & SYSTEM PRESSURE IN COMMENT SECTION.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 18, 1999

1875-2

Lyle Anderson
624 W 4th St
Winner, SD 57580-1511

Dwight Anderson
HC 88 Box 18
Clearfield, SD 57581

Dear Sirs:

Thank you for the prompt return of your 1999 irrigation questionnaire pertaining to Water Right No. 1875-2.

I reviewed some of your past irrigation questionnaires and found that the land has been irrigated for several years. On this year's questionnaire you indicated that you do not irrigate anymore. Prior to doing anything with the water right, I wanted to check with you to make sure you no longer wished to maintain the water right.

Do you still own the land or is it up for sale? If you decide to sell the land within the next three years, the water right can be transferred to the new owner(s). A water right goes with the land and is maintained simply by irrigating at least once every three years.

Please get in touch with me concerning your intentions towards Water Right No. 1875-2. If you are certain you no longer wish to maintain the water right, we can schedule it for cancellation consideration. If you would like to wait to make that decision for a year or so, this would be acceptable too.

Thank you in advance for your help.

Sincerely,

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 25, 2000

1875-2

Dwight & Lyle Anderson
123 David Dr #3
Sturgis, SD 57785-2231

Dear Sirs:

Enclosed is a "Notice" dated October 20, 2000 concerning the 2000 irrigation questionnaire. The notice was originally mailed to 624 W 4th St, Winner, SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures

'My husband Lyle was diagnosed with Alzheimers Disease Sept 13, 1999 - the ranch was sold the first of the yr. 2000. He has had nothing whatever to do with either farming or ranching since the first of the year 2000.

Jenna Anderson



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 12, 2000

No. 1875-2

Lenna Anderson
123 David Dr #3
Sturgis SD 57785-2231

Dear Mrs. Anderson:

The Irrigation Questionnaire which you recently returned to our office indicated you and your husband had sold your ranch and were no longer owners of Water Right No. 1875-2. In order to keep our records accurate, we need to know the current owner of this property.

Enclosed is a postage prepaid envelope for your response. Thank you for your cooperation. If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Karen Schlaak
Water Rights Program
605 773-3352

enclosure

*the new owners of this
property are Leroy & Dawn Litten
Carter South Dakota
Phone # 557-3533 57526-0000*





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 19, 2000

No. 1875-2

Leroy & Dawn Littau
Carter SD 57526-0000

Dear Mr. & Mrs. Littau:

The Irrigation Questionnaire for the 2000 irrigation season has been returned to our office by Lenna Anderson. Mrs. Anderson indicated that you are the owners of the property covered by Water Right No. 1875-2 (copy enclosed). Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change.

The transfer form should be checked over for accuracy and signed by the new owner in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

Also, enclosed is the irrigation questionnaire which needs to be completed for the past irrigation season. A postage prepaid envelope is enclosed for your convenience. Please return the questionnaire and transfer form by **January 15, 2001**. If you did not irrigate or do not intend to irrigate, please contact Genny McMath or me. If you have any questions, do not hesitate to call.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1875-2

Date: 12-29-00

I/We request that Water Right No. **1875-2**

formerly owned by: Dwight & Lyle Anderson

be transferred to: (name & address) LeRoy B LITTAU, RR 3, Box 107A

Carter SD 57526

Telephone No. 605-557-3533

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

173 acres - SW 1/4 SE 1/4, S 1/2 NE 1/4, N 1/2 SE 1/4, SE 1/4 SE 1/4 Section 9-T96N-R78W

I/We understand that the validity of Water Right No. **1875-2** 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 attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of TRIPP)

I/We LeRoy B LITTAU 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.

LeRoy Littau
(Signed)

Subscribed and sworn to before me this 29 day of DECEMBER, 2000.



[Signature]
(Notary Public)
MY COMMISSION EXPIRES 12-17-04

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.

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

N2 416725

Pierre, January 8, 2001

RECEIVED OF LeRoy Littau, RR 3 Box 107A, Carter SD 57526

the following amount in fees for services rendered as provided for by law: (Dwight & Lyle Anderson)

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 1875-2

Fee for Filing Extension Request _____

Fee for _____

2 50

(Any Other Work Provided by Law)

Total

2 50

By

Chief Engineer

Darland Erbele

gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 8, 2001

1875-2

LeRoy B Littau
29758 288TH St
Carter, SD 57526

Dear Mr. Littau:

Thank you for following up on the ownership change for Water Right No. 1875-2. The transfer has been completed and the water right formerly held by Dwight & Lyle Anderson is now listed in your name.

Enclosed is your Receipt No. 416725 in the amount of \$2.50. You may keep this for your records.

If I can answer any questions for you, please get in touch with me.

Sincerely,

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

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**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

November 18, 2025

1875-2

Leroy B Littau
29758 288th St
Carter, SD 57580

Dear Mr. Littau:

Thank you for contacting the Water Rights Program regarding transferring the Ownership of the Water Right No. 1875-2, currently held in the name of Leroy B Littau. For your convenience I have enclosed a partially completed "Transfer of Ownership" form for you to complete and return in the pre-paid envelope.

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

If you have any questions or concerns, please give me a call. My direct number is 605.773-3352

Sincerely,

Shannon Konst

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

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