



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 24, 2017

2681B-2

Ryan Edwards
25331 Yellow Eagle Rd
White River SD 57579

Dear Mr. Edwards:

Thank you for calling and visiting with me about ownership of land described in Water Permit No. 2681-2. Farm Credit Services has filed an ownership change for all but one quarter of land listed in the permit. It is my understanding from our conversation that you own the remaining land located in the NW ¼ Section 14, T43N, R27W. I have included a copy of the water permit to show you what is covered under the permit and the associated acreage and diversion points.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$50.00. The check or money order for the fee can be made payable to the Water Rights Program.

When we receive the ownership change from you, Water Permit No. 2681-2 will be divided and reissued as No. 2681A-2 and No. 2681B-2 to reflect separate ownership. The diversion point locations on each permit will be the same. Access to the diversion points will be between you and Farm Credit Services. If necessary, you could file an application to change the diversion point location to another point on the river. This is entirely up to you and how you wish to manage irrigation on the land you own.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Genny McMath". The signature is fluid and cursive, with a large, stylized initial "G".

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

enclosures

RECEIVED

DEC 13 2017

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 2681B-2

Date: 12-5-2017

I/We request that portions of Water Permit No. 2681-2

formerly owned by: Justin Edwards

be transferred to: (name & address)

25331 Yellow Eagle Road

White River SD 57579

Ryan Edwards

Telephone No. 1-605-452-3383

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

NW ¼ Section 14, T43N, R27W

I/We understand that the validity of Water Permit No. 2681-2 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 Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We J Edwards, the new owner, certify that the above information is true and correct.

J Edwards

(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date December 14, 20 17

RECEIVED OF ~~BY Cattle Company LLP 25331 Yellow Eagle Road White River 57579 7937~~

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>2681-2</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. 08390

By

Jeanne Goodman
Chief Engineer

2m



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

MAR 19 2018

2681B-2

Ryan Edwards
25331 Yellow Eagle Rd
White River SD 57579

Dear Mr. Edwards:

On October 23rd and December 13th, 2017, ownership changes were filed with Water Permit No. 2681-2. Based on these ownership changes, the permit has been divided and reissued as follows:

- **Water Permit No 2681A-2, Farm Credit Services of America, PCA, 5015 S 118th St, Omaha NE 68137:** authorizing 12.92 cfs from the White River located between the SW $\frac{1}{4}$ Section 2 to the NW corner Section 4; all in T43N-R27W to irrigate 964 acres located in portions of the S $\frac{1}{2}$ Section 4, SE $\frac{1}{4}$ Section 8, NW $\frac{1}{4}$ Section 9, S $\frac{1}{2}$ Section 10, S $\frac{1}{2}$ Section 11 and S $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 16; all in T43N-R27W.
- **Water Permit No. 2681B-2, Ryan Edwards, 25331 Yellow Eagle Road, White River SD 57579:** authorizing 1.48 cfs from the White River located between the SW $\frac{1}{4}$ Section 2 to the NW corner Section 4; all in T43N-R27W to irrigate 110 acres located in the NW $\frac{1}{4}$ Section 14, T43N, R27W.

Enclosed is Water Permit No. 2681B-2 and your Receipt No. 08390 in the amount of \$50. If you have any questions concerning the enclosed water permit, please contact our office.

Sincerely,

A handwritten signature in cursive script that reads 'Jeanne Goodman'.

Jeanne Goodman, Chief Engineer
Water Rights Program
605 773-3352

enclosures

SOUTH DAKOTA
REISSUED WATER PERMIT NO. 2681B-2
DIVISION OF WATER PERMIT NO. 2681-2 INTO 2681A-2 AND 2681B-2

The Chief Engineer, on behalf of the Water Management Board, issued Water Permit No. 2681-2 to Justin Edwards, 25330 Yellow Eagle Road, White River SD 57579 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 2681-2 appropriates 14.4 cubic feet of water per second (cfs) from the White River located between the SW ¼ Section 2 to the NW corner Section 4; all in T43N-R27W. This permit authorizes irrigation of 1,074 acres located in portions of the S ½ Section 4, SE ¼ Section 8, NW ¼ Section 9, S ½ Section 10, S ½ Section 11 and NW ¼ Section 14 and S ½, S ½ NE ¼ Section 16; all in T43N-R27W. The project will incorporate two dams to act as settling ponds prior to application of water for irrigation. The dams are located in the NE ¼ SE ¼ Section 10 capable of storing 28 acre feet and the NE ¼ SW ¼ Section 4 capable of storing 20 acre feet of water; all in T43N, R27W.

Based on ownership changes filed October 23, 2017 and December 13, 2017, Water Permit No. 2681-2 is being divided and reissued as follows:

Water Permit No 2681A-2, Farm Credit Services of America, PCA, 5015 S 118th St, Omaha NE 68137: appropriates 12.92 cfs from the White River located between the SW ¼ Section 2 to the NW corner Section 4; all in T43N-R27W to irrigate 964 acres located in portions of the S ½ Section 4, SE ¼ Section 8, NW ¼ Section 9, S ½ Section 10, S ½ Section 11 and S ½, S ½ NE ¼ Section 16; all in T43N-R27W. The project will incorporate two dams to act as settling ponds prior to application of water for irrigation. The dams are located in the NE ¼ SE ¼ Section 10 capable of storing 28 acre feet and the NE ¼ SW ¼ Section 4 capable of storing 20 acre feet of water; all in T43N, R27W.

Water Permit No. 2681B-2, Ryan Edwards, 25331 Yellow Eagle Road, White River SD 57579: appropriates 1.48 cfs from the White River located between the SW ¼ Section 2 to the NW corner Section 4; all in T43N-R27W to irrigate 110 acres located in the NW ¼ Section 14, T43N, R27W. The project will incorporate two dams to act as settling ponds prior to application of water for irrigation. The dams are located in the NE ¼ SE ¼ Section 10 capable of storing 28 acre feet and the NE ¼ SW ¼ Section 4 capable of storing 20 acre feet of water; all in T43N, R27W.

2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: March 1 – October 31.
3. The date from which applicant may claim right is February 27, 2012.
4. The date of approval of Permit No. 2681-2 was June 18, 2012.
5. One-fifth of the construction was to be completed on or before December 18, 2014.
6. All construction was to be completed on or before June 18, 2017.
7. Water is to be put to beneficial use on or before June 18, 2021.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

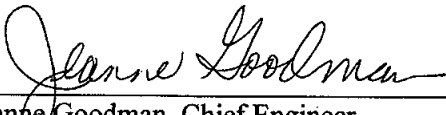
continued

QUALIFICATIONS

The following qualifications, originally placed on Water Permit No. 2681-2, also pertain to Reissued Water Permit Nos. 2681A-2 and 2681B-2:

1. Water Permit No. 2681-2 authorizes the diversion of water from the White River for irrigation to the land directly or to two storage dams until June 1 of each calendar year. After June 1st, there shall be no diversions from the White River under this Permit unless written authorization is issued by the Chief Engineer. Diversion of water under this Permit shall be in accordance with any written orders issued by the Chief Engineer.
2. Diversions from the White River are authorized only when the flow at the USGS Gaging Station No. 06452000 –White River near Oacoma is at least 20 cfs while pumping under this permit.
3. Water Permit No. 2681-2 authorizes two dams with a combined storage capacity of 48 acre feet of water. Water may be diverted from the White River to the dams subject to qualification No.1. Diversion of stored water from the dams for irrigation of the authorized land is not subject to the June 1st shut-off.
4. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: 
Jeanne Goodman, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

MAR 19 2018

date



2681B-2

PAID

NOV 08 2018

Ck# 1327

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

NOV 08 2018

WATER RIGHTS
PROGRAM

No. 2681B-2

Date: 11-3-2018

I/We request that Water Permit No. 2681B-2formerly owned by: Ryan Edwardsbe transferred to: (name & address) Corwin & Barry Hawthorn88809 429TH Ave AINSWORTH NE 69210Telephone No. 712-470-4620

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

110 acres - NW 1/4 Section 14, T43N, R27W

I/We understand that the validity of Water Permit No. 2681B-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 Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Barry & Corwin Hawthorn, the new owner, certify that the above information is true and correct.

Barry Hawthorn
Corwin Hawthorn

(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date **November 8**, 20**18**

Hartland Farms, Inc. 2704 260th Street Doon, IA 51235

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 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 2681B-2		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	

No. **08803**

By

Jeanne Goodman
Chief Engineer
Jm



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 12, 2018

2681B-2

Corwin & Barry Harthoorn
88809 429th Ave
Ainsworth NE 69210

Dear Sirs:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Permit No. 2681B-2.

The ownership change has been completed. Water Permit No. 2681B-2, formerly listed in the name of Ryan Edwards is now listed in your names.

For informational purposes, the irrigation systems under both Nos. 2681A-2 and 2681B-2 were inspected for licensing purposes. The license has not yet been issued however it will be completed and sent to you at a later date. You have done everything you need to do; the rest is just paperwork on our part.

Enclosed is your Receipt No. 08803 in the amount of \$50 which you paid for filing the ownership change. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Genny McMath". The signature is fluid and cursive, written in a professional style.

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

enclosure

2681B-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

MAR 18 2019

2681A-2
2681B-2

Corwin & Barry Harthoorn
88809 429th Ave
Ainsworth NE 69210

Dear Sirs:

Enclosed is Water License No. 2681A-2. This is the final water right document completing your process of obtaining a Water Right. Included with your license is a map prepared by the staff engineer who conducted the field investigation.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Sincerely,

Jeanne Goodman, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

Note: At the time of licensing, the applicable portions of Water Permit No. 2681B-2 were incorporated into Water License No. 2681A-2.