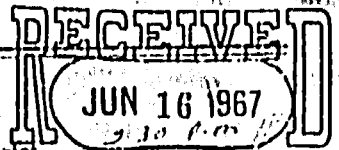


919-2

1. Considered July 17, 1967
2. Name of Applicant Earl Christensen
3. Post Office Address Kennelton
4. Amount of water claimed 5.0
5. Source of water supply Missouri River
6. Water to be used for irrigation
Acres to be irrigated 350.2
7. Water to diverted and used in Lyman County
about 14 N miles 4 E of Kennelton
8. Proof of Publication Received July 18
Not Received _____
9. Application Approved ✓
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:



No. 919-2
 Water Division No. 2 White River
 (Blanks to be filled by the Engineer for the W. R. C.)

STATE WATER RESOURCES COMM.
 PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant Carl Christensen
 Postoffice address Kennebec, County Lyon, State S. Dak.

- I. If a corporation _____
- (a) Name of same _____
- (b) Date and place of incorporation _____
- (c) Amount of capital stock _____
- (d) Amount paid in _____
- (e) Names and addresses of directors _____

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

(a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)

Direct & Contract

(b) Cash on hand, \$ Adequate (c) Treasury stock, \$ _____

(d) Bonds to be issued, \$ _____ (e) Other resources, \$ _____

2. Name of diversion work Carl Christensen et al

3. Amount of water claimed 350 cubic feet per second

4. Source of water supply Missouri River

5. Location of point of diversion N 30° W 1570' from SE corner Sec 26, T108N, R275W and between a point 1120 5' W, 270 5' and a point 150° 30' E 2579' both from the SW corner Sec 30, T108N, R274W on Right bank Lyon County.

6. Annual period or periods during which water is to be used April 1st thru Nov. 1st

7. To be used for:
 I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Combination

(a) Number of acres to be irrigated 350.2 acres.

(b) Legal subdivisions to be irrigated See Attachment

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

(c) Statement as to domestic use (giving location, etc.) _____

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

(a) Nature of use _____
 Name any of the above uses claimed

(b) Amount of power to be generated _____ horse power.

Amount claimed for engine cooling _____

(c) Location of plant _____

(d) Method of developing power _____

(e) Point where water will be returned to stream _____

Map # 800-2

8. Estimated cost of work:

(a) Head Gates, \$-----

(b) Pumping plant, \$2,500

(c) Fluming, \$-----

(d) Canals, \$-----

Pipe Rock, \$1,000

(e) Other structures Land clearing, \$32.00

Total, \$3,500

11700

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

Pumping Plant, Pipe, Ditches, & Dykes

II. Dimensions of works.

(a) Dam: Height-----feet; length at bottom-----feet; length at top-----feet; thickness at bottom-----feet; thickness at top-----feet; slope at front water face-----; slope at back face-----material used in construction-----

(b) Reservoir: Capacity when filled-----acre feet. Surface area at highwater mark-----acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	ACRE-Feet CAPACITY

(c)* Head gate: Width-----feet; height-----feet;

Material-----

(d) Canal: Total length-----miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At-----Mile	-----feet	-----feet	-----feet	-----feet
At-----Mile	-----feet	-----feet	-----feet	-----feet
At-----Mile	-----feet	-----feet	-----feet	-----feet
At-----Mile	-----feet	-----feet	-----feet	-----feet
At-----Mile	-----feet	-----feet	-----feet	-----feet
At-----Mile	-----feet	-----feet	-----feet	-----feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work-----5-----years.

11. Time required for complete application of water to the proposed beneficial use-----4-----years.

12. Choice of newspaper for publication of notice of intention to appropriate-----

Lyons County Herald Press

STATE OF SOUTH DAKOTA

County of Hughes ss.

I, Carl Christensen, 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, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

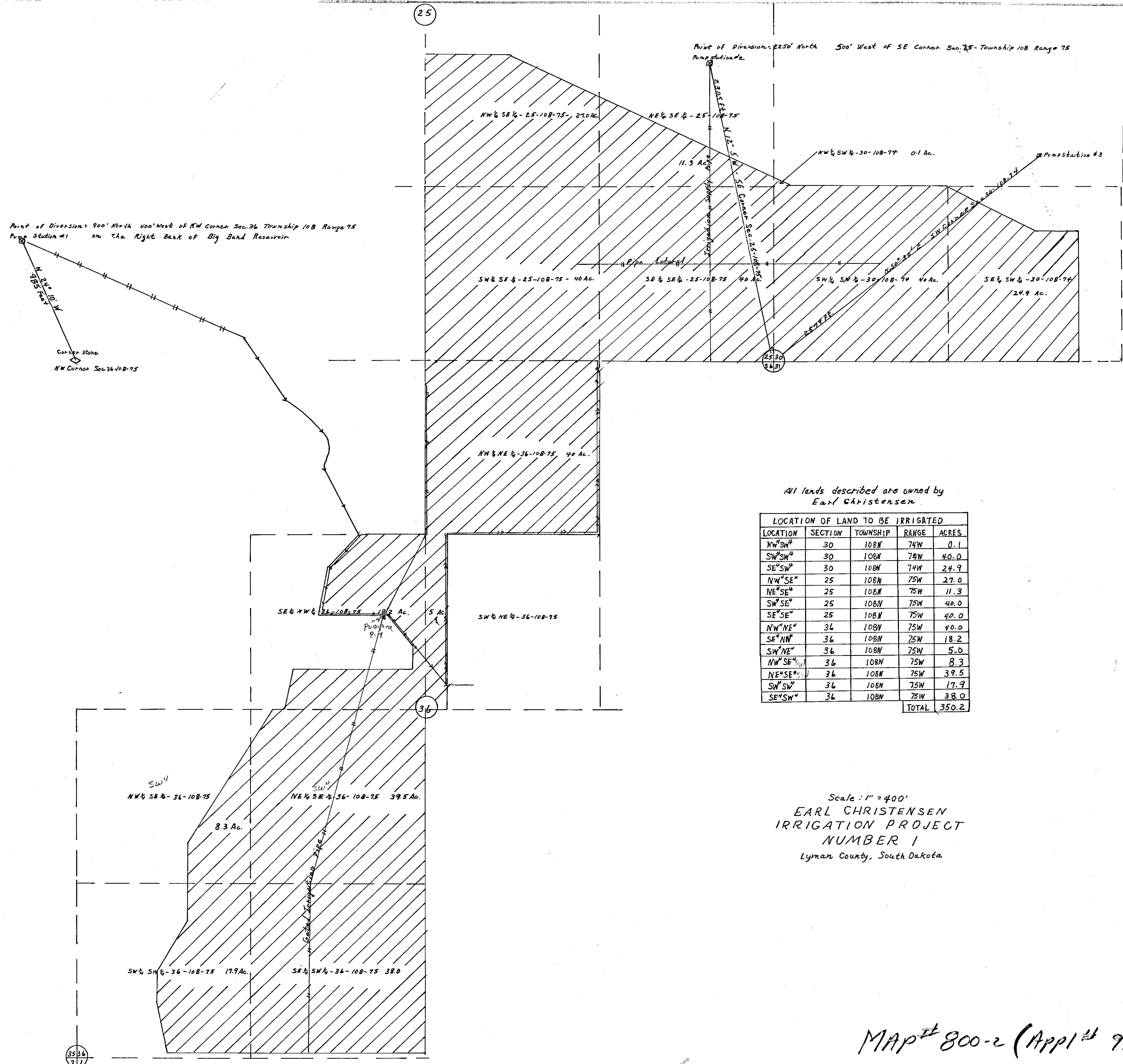
Signed Carl Christensen

Subscribed and sworn to before me this 16th day of June 1907

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

H. E. Brackets, Notary



All lands described are owned by
Earl Christensen

LOCATION OF LAND TO BE IRRIGATED				
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
NW ¹ / ₄ SW ¹ / ₄	30	108N	74W	0.1
SW ¹ / ₄ SW ¹ / ₄	30	108N	74W	40.0
SE ¹ / ₄ SW ¹ / ₄	30	108N	74W	24.9
NW ¹ / ₄ SE ¹ / ₄	25	108N	75W	27.0
NE ¹ / ₄ SE ¹ / ₄	25	108N	75W	11.3
SW ¹ / ₄ SE ¹ / ₄	25	108N	75W	40.0
SE ¹ / ₄ SE ¹ / ₄	25	108N	75W	40.0
NW ¹ / ₄ NE ¹ / ₄	36	108N	75W	40.0
SE ¹ / ₄ NN ¹ / ₄	36	108N	75W	18.2
SW ¹ / ₄ NE ¹ / ₄	36	108N	75W	5.0
NW ¹ / ₄ SE ¹ / ₄	36	108N	75W	8.3
NE ¹ / ₄ SE ¹ / ₄	36	108N	75W	39.5
SW ¹ / ₄ SW ¹ / ₄	36	108N	75W	17.9
SE ¹ / ₄ SW ¹ / ₄	36	108N	75W	38.0
TOTAL				350.2

Scale: 1" = 400'
EARL CHRISTENSEN
IRRIGATION PROJECT
NUMBER 1
Lyman County, South Dakota

MAP# 800-2 (App# 919-2)

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, July 24, 1967

This is to certify that the foregoing application was received by the Commission at 2:30 o'clock
P m. upon the 16th day of June, 1967

State Water Resources Commission
By: Richard D Schaefer
Chief Engineer, Executive Officer

Number of permit 919-2

Date of first receipt of application June 16, 1967

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right June 16, 1967

Approved July 19, 1967, Recorded in Book 9 Page 312

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

- 1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before January 19, 1970
- 2nd. The whole of said work is to be completed on or before July 17, 1972
- 3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is July 19, 1976
- 4th. The water appropriated shall be used for the purpose of irrigation

5th. 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.

6th. The amount of the appropriation herein granted shall not exceed 5.0 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must 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 19, 1976; said water to be used during the following described annual period:

April 1st through November 1st
Witness my hand this 24th day of July, 1967

State Water Resources Commission

By: J. C. Schaefer
Chief Engineer, Executive Officer

Certificate of Construction Issued JUNE 7, 1973

Water License Issued JUNE 7, 1973

All Lands described are owned by Earl Christensen:

Location	Section	Township	Range	Acres
NW $\frac{1}{4}$ SW $\frac{1}{4}$	30	108N	74W	0.1
SW $\frac{1}{4}$ SW $\frac{1}{4}$	30	108N	74W	40.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	30	108N	74W	24.9
NW $\frac{1}{4}$ SE $\frac{1}{4}$	25	108N	75W	27.0
NE $\frac{1}{4}$ SE $\frac{1}{4}$	25	108N	75W	11.3
SW $\frac{1}{4}$ SE $\frac{1}{4}$	25--	108N	75W	40.0
SE $\frac{1}{4}$ SE $\frac{1}{4}$	25	108N	75W	40.0
NW $\frac{1}{4}$ NE $\frac{1}{4}$	36	108N	75W	40.0
SE $\frac{1}{4}$ NW $\frac{1}{4}$	36	108N	75W	18.2
SW $\frac{1}{4}$ NE $\frac{1}{4}$	36	108N	75W	5.0
NW $\frac{1}{4}$ SW $\frac{1}{4}$	36	108N	75W	8.3
NE $\frac{1}{4}$ SW $\frac{1}{4}$	36	108N	75W	39.5
SW $\frac{1}{4}$ SW $\frac{1}{4}$	36	108N	75W	17.9
SE $\frac{1}{4}$ SW $\frac{1}{4}$	36	108N	75W	38.0
Total.				350.2

On or before
(First Publication June 22, 1967)

APPROPRIATION OF WATER

Office of State Water Resources Commission,
Pierre, S. Dak. June 16, 67.

Notice is hereby given that Earl Christensen whose postoffice address is Kennebec, 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 5.0 cubic feet of water per second of time from the Missouri River through the Earl Christensen fl, the points of diversion of which are to be located on the right bank of said stream in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, T108N, R75W, and between a point in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, and a point in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 30, Twp. 108N, Range 74W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 36; SE $\frac{1}{4}$ Section 25, both in T108N, R75W; and S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 30, T108N, R74W.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 19th day of July, 1967, at 2:00 P.M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

By:

RICHARD D. SCHROYER
Water Right Specialist

CC: Robert C. Cameron, Publisher
Lyman County Herald
Pierre, S.D.

Form 8—Notice of Intention to
Appropriate Water

APPROPRIATION OF WATER
Office of State Water
Resources Commission
Pierre, S. Dak.

Notice is hereby given that Earl Christensen, whose postoffice address is Kennebec, 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 5.0 cubic feet of water per second of time from the Missouri River through the Earl Christensen No. 1 the points of diversion of which are to be located on the right bank of said stream in the SE 1/4, SE 1/4, Section 20, T108N, R75W, and between a point in the NE 1/4, NE 1/4, Section 22, T108N, R75W and a point in the NE 1/4 of the SW 1/4 of Section 30, Twp. 109N, Range 74W. Said water to be used for the purpose of providing irrigation on portions of the following described land: SW 1/4, SE 1/4, NW 1/4, NE 1/4, Section 36, SE 1/4, Section 25, both in T108N, R15W, and SW 1/4, Section 30, T108N, R74W. This application will be taken up by the Water Resources Commission at their office at Pierre

for consideration upon the 19th day of July, 1967, at 2:00 P. M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources
Commission

By: Richard D. Schmeier
Water Right Specialist

June 22, 29, July 6 and 13

RECEIVED
JUL 18 1967

STATE WATER RESOURCES COMM.
PIERRE SOUTH DAKOTA

Publisher's Affidavit of Publication

STATE OF SOUTH DAKOTA)
COUNTY OF LYMAN)

Robert C. Cameron, of said county and state being duly sworn on his oath says: The Lyman County Herald is a weekly newspaper of general circulation and published in Presho, Lyman County, and State of South Dakota; and has been such newspaper during the times hereinafter mentioned; That the said newspaper is a legal weekly, that it has a bona fide circulation of more than 200 copies weekly, that it has been published within said County of Lyman for more than fifty-two successive weeks next prior to publication of the notice hereinafter mentioned and has been printed during said period and at the present time in an office maintained at the place of publication; That I, the undersigned am publisher of said newspaper, in charge of the advertising department thereof; I have personal knowledge of all the facts stated in this affidavit; that the advertisement headed:

Appropriation of Water

a printed copy of which is hereto attached and published in the said newspaper for four consecutive weeks.

The first publication of said notice in said newspaper aforesaid was on Thursday, the 24 day of June A. D., 1967 and that the preceding publications were severally Thursday, the 27 day of June A. D., 1967 Thursday, the 6 day of July A. D., 1967 Thursday, the _____ day of _____ A. D., 193 _____ Thursday, the _____ day of _____ A. D., 196 _____ Thursday, the _____ day of _____ A. D., 196 _____ Thursday, the _____ day of _____ A. D., 196 _____ Thursday, the _____ day of _____ A. D., 196 _____ and the last publication on Thursday, the 13 day of July, 1967; that the full sum of fees charged for

publishing the same, to-wit: the sum of \$ 15.47, insures solely to the publisher of The Lyman County Herald. That no agreement or understanding for any division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whatsoever.

Robert C. Cameron

Subscribed and sworn to before me, this 14

day of July, 1967.

Edythe Park

Notary Public.

Permit No. 919-2Water Division 2 WHITE RIVER Water District

REPORT OF EXAMINATION OF WORKS AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by Earl Christensen
of R.R. Kennebec, South Dakota holder
of Permit No. 919-2, bearing date of priority of June 16, 1967
authorizing the diversion of 5.0 cu. ft. per second of the waters of the Missouri River
for irrigation purposes, in Lyman County.

I have to report on the condition of the same as follows.

The Water Use System consists of,

A. Works used to divert the water:

Berkeley 6 inch centrifugal pump
Chrysler Industrial engine - 100 HP, propane fuel (5 c.f.s.)
Berkeley portable 4 inch centrifugal pump
Ford Industrial engine 70 HP, propane fuel (2 c.f.s.)

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

1800 feet of 16 inch buried transite pipe } shared with 899-2 and 918-2
3600 feet of V ditch 6' x 4'
50' x 30' x 8' pumping pit-pit pump, centrifugal with 7½ HP electric water pit pump
capacity 1.3 c.f.s. 1000 feet of 1/8 inch aluminum mainline

C. Works used to apply water to beneficial use.

One half mile of 8 inch gated pipe
Ditch turnouts
several hundred 1" x 1½" plastic siphons

The system is in the following condition: excellent

The point of diversion is located Main: N. 24° 10' W, 985 ft. from NW Cor. Sec. 36, T108N, R75W &
between points (Secondary) North 12° 5' W, 2305 ft. and N. 50° 30' East 2579 feet
from the SW Corner, of Sec. 30, T108N, R75W.

The works are capable of diverting and conveying to the place of use 7
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:

T108N, R75W SW¼, Section 36	103.7 acres	SW¼, Sec. 30, T108N, R74W	65.0 acres
SE¼ NW¼, Sec. 36	18.2 acres		
W½ NE¼, Sec. 36	45.0 acres	(As shown on Water Right Map No. 800-2)	
SE¼, Sec. 25	118.3 acres		

comprising a total of 350.2 acres of land.Date May 4, 1973

[Signature]
(Signature)

Permit No. 919-2

Water Diversion No. 2 WHITE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Earl Christensen

_____ the holder _____ of
Permit No. 919-2, issued upon Application No 919-2, bearing date of priority of June 16, 1967

_____ authorizing the diversion of 5.0 cu. ft. per second of the waters of _____
the Missouri River County of Lyman, State of South Dakota at _____
Main: N.24° 10' W., 985 ft. from NW Cor. Sec. 36, T108N, R75W & between points (secondary)
North 12° 5' W., 2305 ft. and N.50° 30' E., 2579 ft. from the SW Corner, of Sec. 30,
T108N, R75W, for irrigation

_____ purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 7.0 cu. ft. per second of water.

Date June 7, 1973

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

WATER LICENSE NO. 919-2

(1) WHEREAS, On the 16th day of June A. D. 19 67
Earl Christensen

made Water Right Application No. 919-2 for a permit to use 5.0 cubic feet per second of the waters
of the Missouri River

County of Lyman, State of South Dakota, for irrigation

_____ purposes; and

(2) WHEREAS, On the 24th day of July A. D. 19 67

Permit No. 919-2, with a date of priority of June 16, 1967

was issued to said applicant _____ for the diversion of said water, and provided for the completion of construction of the water

supply system therein described on or before the 19th day of July A. D. 19 72 and for the

application to beneficial use of said water on or before the 19th day of July A. D. 19 76

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 5.0 cubic feet per second of water for beneficial use and.

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent.

for irrigating the following described land:

T108N, R74W	Section 30	SW $\frac{1}{4}$	65.0 acres
T108N, R75W	Section 25	SE $\frac{1}{4}$	118.3 acres
	Section 36	SW $\frac{1}{4}$	103.7 acres
		SE $\frac{1}{4}$ NW $\frac{1}{4}$	18.2 acres
		W $\frac{1}{2}$ NE $\frac{1}{4}$	45.0 acres
	Total		350.2 Acres

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Earl Christensen

_____ of Kennebec, S.D.

the holder _____ and owner _____ of said permit No. 919-2 a water right, dating from June 16, 1967

_____ to use of 5.0 cubic feet per second of the waters

of the Missouri River

in the County of Lyman and State of South Dakota, or so much thereof as may be necessary for the

purposes hereinbelow mentioned to be diverted at Main: N. 24° 10' W., 985 Ft. from NW Corner, Section 36,

T108N, R75W and between points (secondary) North 12° 5' West, 2305 ft. and North 50° 30'

East, 2579 ft. from the SE Corner, Sec. 30, T108N, R75W

and conduct to and upon portions of Section 30, T108N, R74W and Section 25 and 36, T108N,

R75W, more fully described on the face of this license.

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 919-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 7th day of June A. D.

Nineteen Hundred and Seventy-three

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer J.V. GRIMES

433

Mr. [REDACTED]

~~CONFIDENTIAL~~ ~~SECRET~~ ~~SECRET~~

THE

1. The first part of the document is a list of names and addresses, which appears to be a directory or a list of contacts. The names are written in a cursive script, and the addresses are listed below them.

1. The Government of the United States of America, by and through the Secretary of the Interior, has the honor to acknowledge the receipt of your letter of the 10th day of March, 1904, in relation to the above-captioned matter.

44-38861-3444

2 Leds
As stated

1945, 1946, 1947, 1948, 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 26

cc: 3D St Ktr Res Comm
Bur Rec, Billings
(cc w/cyinel 1)

DEPARTMENT OF THE ARMY
EASEMENT FOR RIGHT OF WAY
(PIPELINE)

ON BIG BEND DAM, LAKE SHARPE PROJECT, SOUTH DAKOTA

No. DACW45-2-68-5197

THE SECRETARY OF THE ARMY, under and by virtue of the authority vested in him by Title 10, United States Code, Section 2669, hereby grants to

Earl Christensen

Kennebec, South Dakota

hereinafter designated as the grantee, for a period ~~not exceeding~~ ^{coextensive with State} Water Permit No. 919-2, ~~() years from the date hereof~~, an easement for a right of way for the installation,

operation and maintenance of a portable irrigation water pipeline and

portable pump unit

over, across, in, and upon land under the control of the Secretary of the Army at the location shown in red on Exhibit "A", entitled Big Bend Dam and Lake Sharpe, Segment "4" attached hereto and made a part hereof, and described as follows:

Strip No. 1

A parcel of land 66 feet wide in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, Township 108 North, Range 75 West of the 5th P. M., Lyman County, South Dakota, lying 33 feet on each side of the following described line: Beginning at the SE corner of said Section 26, thence North 30° 00' West to the shoreline of Lake Sharpe. Contains 1.00 acre, more or less.

Strip No. 2

A parcel of land 66 feet wide in Lot 6, Section 30, Township 108 North, Range 74 West of the 5th P. M., Lyman County, South Dakota, lying 33 feet on each side of the following described line; commencing at the SE corner of said Lot 6; thence West along the South line of said Lot 6 for a distance of 240 feet to the point of beginning; thence North parallel to the East line of said Lot 6 to the shoreline of Lake Sharpe. Contains 0.60 acre, more or less.

THIS EASEMENT is granted subject to the following conditions:

1. The grantee shall pay to the United States compensation in the amount of

One Hundred and no/100 Dollars (\$ 100.00)
for the term, payable in advance. Compensation shall be made payable to the Treasurer of the United States and forwarded by the grantee to the District Engineer, Omaha District, Corps of Engineers, 6012 U. S. Post Office and Courthouse, Omaha, Nebraska 68102.

2. The installation and/or operation and maintenance of said line shall be accomplished without cost or expense to the United States under the general supervision and subject to the approval of the officer having immediate jurisdiction over the property, hereinafter designated as "said officer", and in such manner as not to endanger personnel or property of the United States on the said United States land or obstruct travel on any road thereon. The grantee shall have the right of ingress and egress for such purposes.

3. The use and occupation of said land incident to the exercise of the privileges hereby granted shall be subject to such rules and regulations as the said officer may from time to time prescribe.

4. The grantee shall supervise the said line and cause it to be inspected at reasonable intervals, and shall immediately repair any leaks found therein as a result of such inspection, or when requested by said officer to repair any defects. Upon completion of the installation of said line and the making of any repairs thereto, the premises shall be restored immediately by the grantee, at the grantee's own expense, to the same condition as that in which they existed prior to the commencement of such work, to the satisfaction of the said officer.

5. Any property of the United States damaged or destroyed by the grantee incident to the use and occupation of the said premises, shall be promptly repaired or replaced by the grantee to the satisfaction of the said officer or in lieu of such repair or replacement the grantee shall, if so required by the said officer, pay to the United States money in an amount sufficient to compensate for the loss sustained by the United States by reason of damages to or destruction of Government property.

6. The United States reserves to itself the right to construct, use, and maintain across, over, and/or under the right of way hereby granted, electric transmission, telephone, telegraph, water, gas, gasoline, oil and sewer lines, and other facilities, in such manner as not to create any unreasonable interference with the use of the right of way herein granted.

7. The United States shall not be responsible for damages to property or injuries to persons which may arise from or be incident to the use and occupation of the said premises, nor for damages to the property of the grantee, or for injuries to the person of the grantee (if an individual), nor for damages to the property or injuries to the person of the grantee's officers, agents, servants, or employees, or others who may be on said premises at their invitation or the invitation of any one of them, arising from or incident to government activities, and the grantee shall hold the United States harmless from any and all such claims.

8. The United States shall not be responsible for damages to property or injuries to persons which may arise from or be incident to the construction, maintenance, and use of said line.

9. That the grantee shall furnish through said line such service as may be required from time to time for governmental purposes on said land, provided that payment for such service will be made by the United States at rates which shall be mutually agreeable but which shall never exceed the most favorable rates granted by the grantee for similar service.

10. In the event all or any portion of said land occupied by said line shall be needed by the United States, or in the event the existence of said line shall be considered detrimental to governmental activities, the grantee shall, from time to time, upon notice so to do, and as often as so notified, remove said line and related facilities to such other location or locations on said land as may be designated by said officer, and, in the event said line shall not be removed or relocated within ninety (90) days after any aforesaid notice, the United States may cause the same to be done at the expense of the grantee.

11. This easement may be terminated by the Secretary of the Army upon a reasonable notice to the grantee if the Secretary of the Army shall determine that the right of way hereby granted interferes with the use or disposal of said land or any part thereof by the United States, or it may be terminated by the Secretary of the Army for failure, neglect, or refusal by the grantee fully and promptly to comply with any and all of the conditions of this grant, or for nonuse, or for abandonment.

12. Upon the expiration or termination of this grant, the grantee shall, without expense to the United States, and within such time as the Secretary of the Army may indicate, remove the said line from said land and restore the premises hereby authorized to be used and occupied to a condition satisfactory to the said officer. In the event the grantee shall fail, neglect, or refuse to remove the said line and so restore the premises, the United States shall have the option either to take over the said line as the property of the United States, without compensation therefor, or to remove the said line and perform the restoration work as aforesaid at the expense of the grantee, and in no event shall the grantee have any claim for damages against the United States or its officers or agents, on account of the taking over of said line or on account of its removal.

13. The conditions of this instrument shall extend to and be binding upon and shall inure to the benefit of the heirs, representatives, successors, and assigns of the grantee.

14. That it is understood that this instrument is effective only insofar as the rights of the United States in the said property are concerned; and that the grantee shall obtain such permission as may be necessary on account of any other existing rights.

15. That the grantee shall not discharge waste or effluent from the granted property in such a manner that such discharge will contaminate streams or other bodies of water or otherwise become a public nuisance.

16. That this easement and right of way for a water pipeline and pumping plant is granted for the exercise of water rights granted by the State of South Dakota. It is understood and agreed that no right to use water from the reservoir is created by this grant. It is further understood by the grantee that the granting of this easement does not preclude the Secretary of the Interior from requiring the grantee to enter into an appropriate water service contract in consideration of such irrigation benefits as may, in the opinion of the Secretary of the Interior, be derived from the withdrawal of irrigation water from the reservoir.

Prior to the execution of this easement Conditions Nos. 15 and 16 were added.

This easement is not subject to Title 10, United States Code, Section 2662.

IN WITNESS WHEREOF I have hereunto set my hand this 31st
day of May 19 68

/s/ Dale Kent

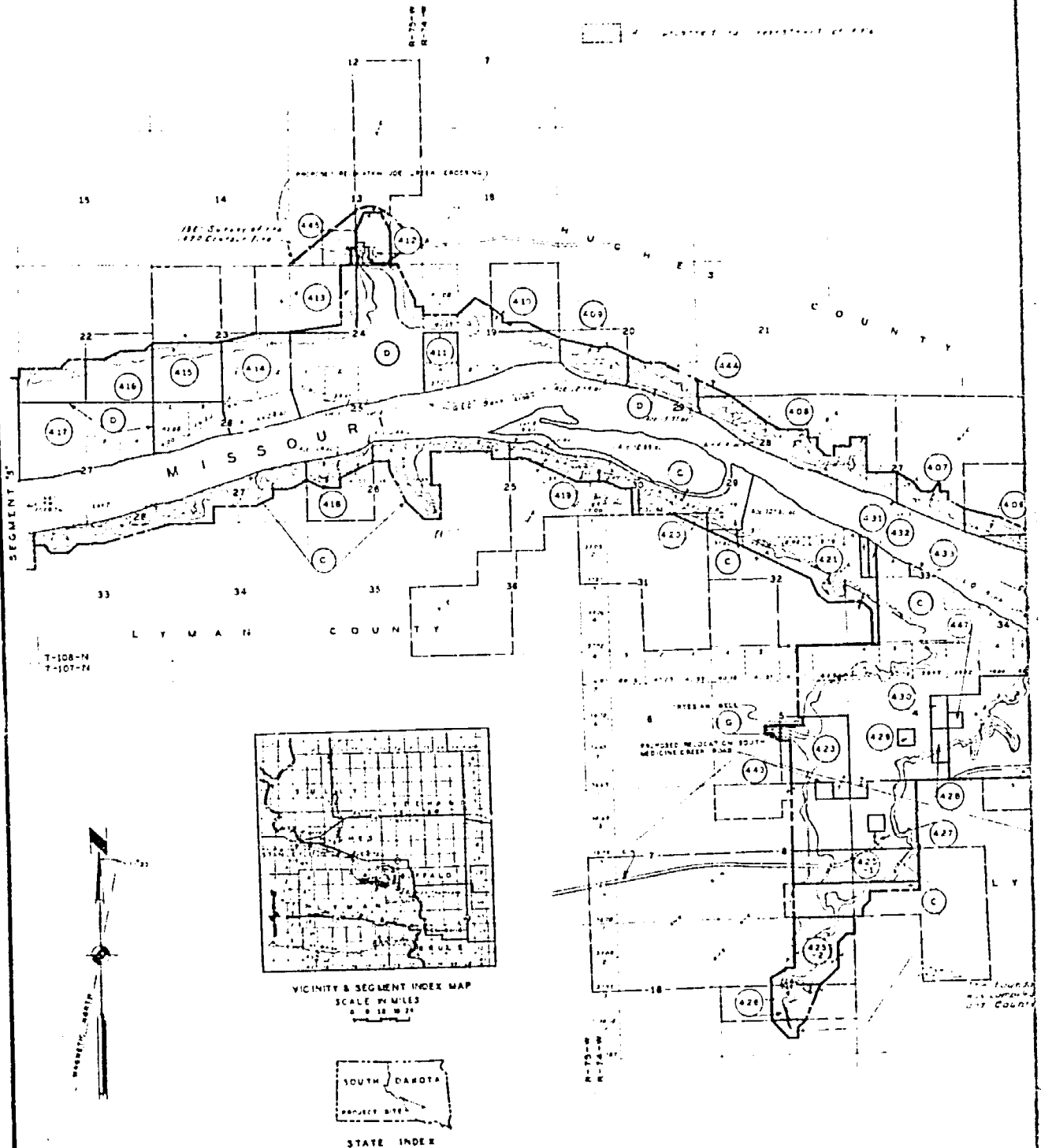
DALE KENT

Chief, Real Estate Division
Omaha District, Corps of Engineers

CORPS OF ENGINEERS

TRACT REGISTER OF ACQUISITION AFTER 1 JANUARY 1943 (CML)

TRACT NO.	LAND OWNER	ACREAGE	REMARKS
407	Private Land	10.00	Acquired as private land
408	Private Land	10.00	Acquired as private land
409	Private Land	10.00	Acquired as private land



918-2
919-2
1639-2
1742-2

March 19, 1984

Earl Christensen
Kennebec, South Dakota 57544

Dear Mr. Christensen:

This will acknowledge receipt of and thank you for the return of your 1983 Irrigation Questionnaire. A notice was sent to you March 7, 1984 regarding the Irrigation Questionnaire submittal violation of Water Permit No. 1742-2, and the date hearings were to be held before the Water Management Board to determine any action concerning the violation. Notice was also sent to you concerning possible Board action to amend Water Permit Nos. 918-2, 919-2, 1639-2 and 1742-2 if the questionnaires were not received. Our records now show that you have returned your 1983 Irrigation Questionnaire and are no longer in violation.

Please disregard the notices sent to you dated March 7, 1984. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

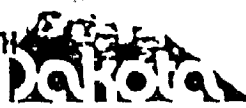
Very truly yours,

John Hatch, Chief Engineer
Water Rights Division

JH:ms

Equal Opportunity Employer

#918-2
#919-2
#1639-2



Department of Water & Natural Resources

Foss Building
East Capitol
Pierre, South Dakota 57501-3181

February 17, 1989

Earl Christensen

Kennebec, SD 57544

Dear Mr. Christensen:

On October 6, 1988, the Water Management Board adopted rules to implement a 1983 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;

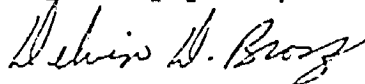


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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



January 30, 1996

NOTICE

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

TO: EARL CHRISTENSEN, RR #1 BOX 15, KENNEBEC, SD 57544

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Requirement to Submit 1995 Irrigation Questionnaire

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 1639-2, 918-2, 919-2 & 1742-2. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:45 am, March 6, 1996, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1639-2, 918-2, 919-2 & 1742-2 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 on/or before March 1, 1996 your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

February 2, 1996

918-2
919-2
1639-2
1742-2

Earl Christensen
RR 1 Box 15
Kennebec, SD 57544

Dear Mr. Christensen:

I am writing to acknowledge receipt of your 1995 irrigation questionnaires. You may disregard the January 30, 1996, Notice of Violation of Requirements to Submit the 1995 Irrigation Questionnaires.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you for stopping in the office to complete the forms.

Sincerely,

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

March 2, 1998

Jerry Christensen
HC 81 Box 10A
Kennebec, SD 57544

RE: Water Right Nos. 918-2 & 919-2 and Water Permit Nos. 1639-2 & 1742-2

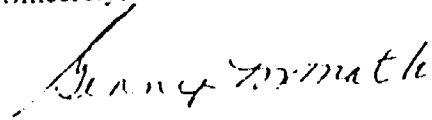
Dear Mr. Christensen:

Thank you for stopping by the office to take care of transferring the water rights and permits held by Earl Christensen. Enclosed are copies of Water Right Nos. 918-2 & 919-2 and Water Permit Nos. 1639-2 and 1742-2. You may keep these for your records.

Also enclosed are partially completed "Notice of Transfer of Ownership" forms. Please review the forms for accuracy and make any necessary corrections. You will need to fill in the portion titled "to be transferred to: (name & address)"..... Upon completion, please sign the forms in the presence of a notary and return them to our office with a required filing fee of \$2.50 each (total of \$10.00).

If you have any questions, please give me a call.

Sincerely,


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

On a personal note, I was sad to hear that Earl had passed away. I truly enjoyed our yearly visits when he would stop by the office to complete his irrigation questionnaires. Please accept my deepest sympathy to you and your family.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

May 20, 1998

SECOND NOTICE

Permit Nos. 918-2

919-2

1639-2

1742-2

Jerry Christensen
HC 81, Box 10A
Kennebec, SD 57544

Dear Mr. Christensen:

On March 2, 1998, notice was sent to you concerning the transfer of Water Right Nos. 918-2 and 919-2, and Water Permit Nos. 1639-2 and 1742-2, all in the name of Earl Christensen. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed are additional forms. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 per transfer (\$10.00 total). The Water Rights and Permits can then be transferred to your name. If you are not the present owner of the land covered under these Water Rights and Water Permits, please notify this office. It is very important that ownership records be kept current. 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.

If you have any questions, please contact Cheryl Frost, (605) 773-3352.

Very truly yours,

RON DUVALL
Natural Resources Engineer
For John Hatch, Chief Engineer
Water Rights Program

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

No. 919-2



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

Date: MAY 20 1998

I/We request that Water Right No. 919-2

formerly owned by: Earl Christensen

be transferred to: (name & address) Jerry Christensen H&M #1 Box 12A Kenner S.D. 57544

Telephone No. 605-869-2365

JoAnn Christensen

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

350.2 acres - SW 1/4 Section 30, T108N, R74W; SE 1/4 Section 25, SW 1/4, SE 1/4 NW 1/4, W 1/4 NE 1/4 Section 36, T108N, R75W

I/We understand that the validity of Water Right No. 919-2 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 Lyman)

I/We Jerry Christensen 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.

Jerry Christensen
(Signed)

Subscribed and I sworn to before me this 26th day of May, 19 98.

Linda Derscheid
(Notary Public)

My Commission Expires Oct. 19, 2004

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

No 415782

June 1, 19 98

Pierre,

RECEIVED OF Jerry Christensen, HC 81, Box 10A, Kennebec, SD 57544
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. 919-2

Fee for Filing Extension Request _____

Fee for _____

2 50

Total

2 50

(Any Other Work Provided by Law)

By

Chief Engineer

John Hatch (7)



918-02
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 15, 1998

No. 918-2
919-2
1639-2
1742-2

Jerry and JoAnn Christensen
HCR 81, Box 10A
Kennebec, SD 57544

Dear Mr. And Ms. Christensen:

Enclosed are receipt in the amount of \$2.50 each which you paid for the transfer of Water Right Nos. 918-2 and 919-2, and Water Permit Nos. 1639-2 and 1742-2.

Our records now show you as the owner of Water Right Nos. 918-2 and 919-2, and Water Permit No. 1639-2, and the owner of Water Permit No. 1742-2 being Larry and JoAnn Christensen.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Program
(605) 773-3352

enclosure



919-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 7, 2004

918 ?
919-2
1753-2

Jerry Christensen
31892 227th St
Kennebec SD 57544

Dear Mr. Christensen:

Thank you for returning my phone call yesterday regarding the irrigation questionnaire for Water Right No. 919-2. I completed a questionnaire for you indicating you did not irrigate under that water right in 2003.

During our conversation you indicated you may not irrigate under No. 919-2 in the future but wanted to keep the water right. Please keep in mind that in order to maintain a water right, water must be applied to beneficial use at least once every three years. I am enclosing a copy of the statutes and rules dealing with this issue.

As we discussed, enclosed are copies of the water rights we have listed in your name. Please get in touch with me as to whether or not you are going to discontinue irrigation on a portion of the land described in the water rights.

Sincerely,

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

enclosures



919-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 8, 2018

918-2
919-2
1753-2

Jerry Christensen
31892 227th St
Kennebec SD 57544

Dear Mr. Christensen:

I am writing to acknowledge receipt of the 2018 irrigation questionnaires for Water Right Nos. 918-2, 919-2 and 1753-2.

With respect to your note about removing Joann's name and adding Melodi's name, the answer is yes, that can be done. In order to change names on water rights, ownership changes must be filed. I have enclosed partially completed transfer forms for Water Right Nos. 919-2 and 1753-2. Upon completion, please sign the forms and return them to our office with a required filing fee of \$50.00 each (total of \$100). The check or money order for the fee can be made payable to the Water Rights Program.

I did not include a transfer of ownership form for Water Right No. 918-2 due to the notation you made about the use of water being abandoned. I looked back at last year's form and the same notation was made. A letter was written to you for confirmation on your intent towards 918-2 but no response was received. Based on the information you provided, Water Right No. 918-2 will be scheduled for cancellation consideration at the March, 2019 Water Management Board meeting. If you feel an error has been made and you wish to retain Water Right No. 918-2 please contact me.

Sincerely,

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

enclosures

File No. 918-2

919-2

1753-2

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Jerry Christensen, 31892 227th St, Kennebec SD 57544

DATE: March 18, 2019

RE: transfer of water rights

Mr. Christensen called in response to a letter sent to him concerning transferring the water rights. His 2018 questionnaires had included a note that he wanted them changed to Jerry and Melodi Christensen.

During our phone conversation, he indicated he does not want to transfer the water rights at this time. Leave them in the names of Jerry & Joann Christensen. He will let us know in the next year or two if they want to transfer them.



Genny McMath
Water Rights Program

919-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 16, 2019

918-2
919-2
1753-2

Jerry Christensen
31892 227th St
Kennebec SD 57544

Dear Mr. Christensen:

I am writing in follow-up to our phone conversation concerning the ownership changes for your water rights.

I have included a partially completed transfer form for all three water rights. If you do not want to transfer No. 918-2 and want to abandon it, just make a notation on the form to that affect (see copy of permit and note included with that form).

Please review the transfer forms and complete as needed. Upon completion, please sign and return the form to our office with a required filing fee of \$50 for each transfer to be filed. The check or money order for the fee can be made payable to the Water Rights Program.

The annual irrigation questionnaires are going out in the mail October 18th. You can mail the transfer forms and questionnaires all back in the same envelope if you want to. If you have any questions, please give me a call.

Sincerely,

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

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

PAID

OCT 18 2019

Ck# 1029

RECEIVED

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

OCT 18 2019

WATER RIGHTS
PROGRAM

No. 919-2

Date: 10-17-2019

I/We request that Water Right No. 919-2

formerly owned by: Jerry & Joann Christensen

be transferred to: (name & address) Jerry Christensen and Melodi Christensen

31892 227th St. Kennebunk S.D. 57544 Telephone No. 605-730-2829

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

350.2 acres – SW ¼ Section 30, T108N, R74W; SE ¼ Section 25, T108N, R75W

SW ¼, SE ¼ NW ¼ and W ½ NE ¼ Section 36, T108N, R75W

I/We understand that the validity of Water Right No. 919-2 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 Jerry and Melodi, the new owner, certify that the above information is true and correct.

Melodi Christensen
(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 **October 18**

, 20 **19**

Jerry/Joann Christensen 31892 227th St Kennebec SD 57544

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 919-2		
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	50 00

No. **09218**

By

Jeanne Goodman
Chief Engineer
vm

919-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 21, 2019

918-2
919-2
1753-2

Jerry Christensen
31892 227th St
Kennebec SD 57544

Dear Mr. Christensen:

Thank you for stopping by the office to file the ownership changes for Water Right Nos. 919-2 and 1753-2. The transfers have been completed. Both water rights are now listed under **"Jerry & Melodi Christensen"**.

During the visit to our office, you confirmed abandonment of Water Right No. 918-2 and indicated you had no intent to irrigate the land described in the water right. No. 918-2 covers irrigation of 53.2 acres in the NW ¼ NW ¼ Section 5, T107N, R74W.

Water Right No. 918-2 will be scheduled for cancellation consideration at a later date. You will receive notification of the time, date and place of the hearing once it is scheduled. As Eric explained, if you agree with the cancellation proceeding, you do not have to do anything other than let it run its course.

Enclosed are Receipt Nos. 09218 and 09219 in the amount of \$50 each which you paid for filing the ownership changes for Water Right Nos. 919-2 and 1753-2. If you have any questions, please give me a call.

Sincerely,

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

enclosures

c: Marvin Mutchler at mmutchler@aegonusa.com