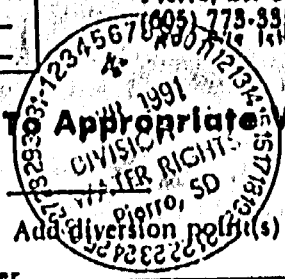


Mail to: Water Rights Div.
525 E. Capitol
Pierre, SD 57501
(605) 778-3952

(See Instructions)

No. 1032A-3 Hydrologic Unit _____
Basin _____
Newspaper _____



Application For Soil/Water Compatibility Permit and Permit To Appropriate Water

Type of Application: ☐ New ☐ Vested Right ☐ Amend Permit No.
☐ Change Acreage ☒ Change diversion point(s) ☐ Add diversion point(s)
☐ Add Acreage ☐ Increase diversion rate ☐ Other _____

1. Name of Applicant Albert T. Allen wife Phone No. 472-0369
Post Office Address 1331 Box 77 Frankfort State SD Zip Code 57114
(Street, RR or Box) (City)
2. Amount of water claimed (c.f.s) 1.94-809111 Total acres irrigated 136
3. Source of Water supply well
4. Location of point of diversion well WILL BE T-11 Center
of SW 28-115-61 County Spink
5. Counties where water will be used Spink
6. Annual period during which water is to be used April thru Sept
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.
<u>SW 1/4 SW 28-115-61</u>	<u>34</u>
<u>NE 1/4 SW 28-115-61</u>	<u>34</u>

Land Description	No. Acres Irr.
<u>SE 1/4 SW 28-115-61</u>	<u>34</u>
<u>NE 1/4 SW 28-115-61</u>	<u>34</u>

Attach sheet if more space is needed

8. Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: yes Gun: _____ Other: _____ (Specify)
9. Crops to be Irrigated: corn - beans - wheat - soybeans in a rotation
(NO TILL)
10. Give a description of proposed project. (Attach sheet if more space is needed)
will be a center pivot system run by a small motor
on SW 28-115-61 to irrigate 135 acres of
crops on a rotation basis.

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach maps, soils information and any other technical information.

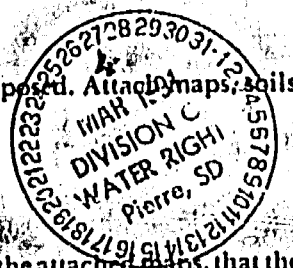
STATE OF SOUTH DAKOTA)
County of Spink) ss

I, Albert Allen wife, the applicant, certify that I have read this application and examined the attached maps, that the water sample, if needed, has been taken by the required procedures and has not been adulterated or tampered with and is truly representative of the water to be used, and that the matters stated in this application are true and correct.

Signed Albert Allen wife

Subscribed and sworn to before me this 21 day of Feb 1991

ELROY L. LIKNESS, Notary Public
Spink County, South Dakota
My Commission Expires Oct. 3, 1996



Supplemental Information

(type or print in ink)

(1) Well Information - Proposed construction

- a) Drill Hole Diameter 30 Depth 100
- b) Casing Type PLASTIC Diameter 16 Thickness _____
- c) Screen Type PLASTIC Diameter 16 Thickness 3/4
- d) Gravel Pack Thickness 7 Length of Gravel Pack 30'
- e) Depth to Top of Water Bearing Material 40'
- f) Depth to Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well _____
- On applicants property 2 miles On property owned by others 4000 feet

2. Dugout Information Estimates

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

3. Water Storage Dams

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

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

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Primary Outlet Capacity _____
If Pipe, diameter _____

f) Secondary Spillway Capacity _____
Spillway width _____

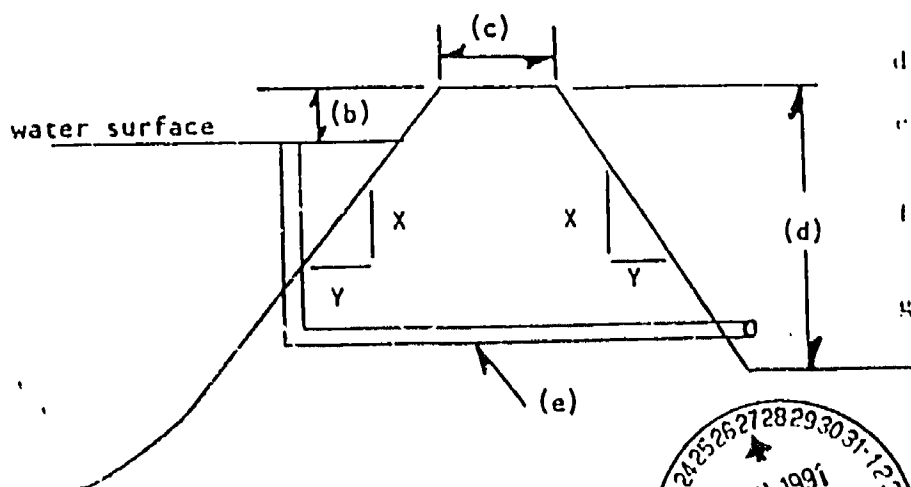
g) X & Y Slope _____
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Signature of Applicant

Albert Allen Wif



Frankfort, S.D.

February 6, 1991

I, Elmer J. Wipf of Frankfort, S.D. and Beverly Ann Grabowska of DeSmet, S.D. agree to transfer South Dakota Water Permit to Albert Allen Wipf of Frankfort, S.D. The Water Permit No. is 1033-3.

Elmer J. Wipf
Elmer J. Wipf

Present Water Permit Holder



Beverly Ann Grabowska

Beverly Ann Grabowska

Land Owner

State of South Dakota
County of Kingsbury

On this the 6th day of February 1991, before me Dalen J. Roe Elmer J. Wipf and Beverly Ann Grabowska proven to me to be the persons whose names are signed to this document.

Dalen J. Roe

Notary Public

Coman Expires 11-30-95

March 23 1991

Department of Water & Natural Resources
Joe Foss Bldg.
523 East Capitol
Pierre So Dak 57501-3131

Dear Ron

As per your letter of January 7 1991
I have enclosed the Agreement between Land
owners of Permit 1033-3 to transfer it to
me. I want to use it on the SW 28
115-61 if water will pass the guidelines
Other wise I would want to go to a different
field with it. So will leave it up to you
how to do this.

I have also included water Sample
results from well drilled by Pullman Drilling
Wolsey So Dak. Also the Water Application
Form along with payment of 250⁰⁰
If I need anything else call me at 472.0369
or write. Thank you for your help.



Sincerely
Albert Allen Wif



DEPARTMENT OF WATER & NATURAL RESOURCES

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

March 28, 1991

Albert Allen Wipf
RR 1, Box 77
Frankfort SD 57440

Dear Mr. Wipf:

In regard to your water permit application received March 27, 1991, the following information needs to be submitted and/or clarified in order to process your application.

1. The map submitted with the application must be signed by one of the following: Registered Land Surveyor, Registered Professional Engineer or by any other government employee who normally prepares maps as a part of his assigned duties (i.e. local SCS or ASCS office).
2. Your check in the amount of \$250.00 is being returned. A filing fee of \$50 is required for a permit to transfer acreage and change the diversion point.
3. On Item No. 2 of the application you indicate the amount of water claimed to be 2.2 cfs. Under State Statutes you are allowed 1 cubic foot of water per second (cfs) for each 70 acres irrigated. This would mean that you are allowed 1.94 cfs for the 136 acres to be irrigated. Please let us know if you concur with this change.

Water License No. 1033-3 was issued for irrigation of two quarters, the SE 1/4 Section 29 and NE 1/4 Section 32; T115N-R61W. Please explain if you intend to transfer one quarter to the SW 1/4 Section 28 with one quarter still irrigated under No. 1033-3 or if the SW 1/4 Section 28 is the only property to be irrigated. What is the status of the existing well approved on Water License No. 1033-3? Will the well still be utilized for irrigation?

The water permit can not be considered until the application is complete and a soil/water permit is obtained from the Department of Agriculture. Upon receipt of the above, further processing of your application will continue.

If you have any questions, please contact Ron Duvall.

Sincerely,

Karen Schlaak
Natural Resources Analyst
605 773-1352

enclosures

April 4 - 1991

Dept of Water and Nat. Resources.

Joe Foss. Sundby

523 East Cortell,

Pierre So Dak. 57501-3181

Dear Ron

Find Enclosed New map Signed by Elmer
Ward from SCS Neufeld So Dak.

Check for \$0.⁰⁰ To Transfer Acreage and
downstream point. Also the 1.94 CFS is agreeable
for the 136 acres to be irrigated.

None of the Acreage under 1033-3 license
will be irrigated again SE $\frac{1}{4}$ of 29 or NE $\frac{1}{4}$ of 32
115-61. The Existing Well will be used to
Water livestock when needed.

If you need anything more feel free
to call or write Phone 472-0269

Sincerely

Albert Allen Wpl

RECEIPT

412029

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

Pierre, _____ April 8, 1931

RECEIVED OF Lynda Wipf, RR 1, Box 77, Frankfort, SD 57440-9640
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. 1023A-3 to Appropriate Water, to construct works and to put water to beneficial use _____

50 00

Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____

Fee to retain Future Use Permit No. _____ after period of seven years.

Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____ (Any Other Work Provided by Law)

Total

50 00

By

John Hatch
Chief Engineer

South Dakota

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

GREAT FACES. GREAT PLACES.

October 22, 1991

COPY

Allen Wipf
RR 1, Box 77
Frankfurt, SD 57440

Dear Mr. Wipf:

As per our phone conversation, enclosed are new application forms and a instruction sheet for applying for a water permit. It is my understanding that since the lands in the SW1/4 Section 28, T115N, R61W are not soil/water compatible for irrigation that you intend to amend the application (enclosed) you submitted last March. The \$50 application filing fee submitted with the original application is transferable to the amended application you indicated you'd be submitting. However, the necessary well log, maps and soils information for the new proposed irrigation site will be required.

If you have any questions, please feel free to contact me.

Sincerely,

Eric Gronlund

Eric Gronlund
Water Rights Division
605 773-3352

enclosure

(See instructions)

No. 10334-3 Hydrologic Unit 10160006
Basin James River
Newspaper Redfield Press Box 440 57469 (Wed)

Application For Soil/Water Compatibility Permit and Permit To Appropriate Water

Type of Application: ☐ New ☐ Vested Right ☐ Amend Permit No. _____
☒ Change Acreage ☒ Change diversion point(s) ☐ Add diversion point(s)
☐ Add Acreage ☐ Increase diversion rate ☐ Other _____

- Name of Applicant Larry Wipf Phone No. 472-0369
 Post Office Address RR 1 Box 77 Frankfort State So Dak 57446
(Street, R.R. or Box) (City) Zip Code
- Amount of water claimed (c.f.s) 1.94 Total acres irrigated 136
- Source of Water supply Well
- Location of point of diversion 80 Rods south of center of
Sec. 25-115-62 Then 80 Feet East in Lincoln Township
(NW 1/4 SE 1/4) County Spink
- Counties where water will be used Spink
- Annual period during which water is to be used April 1 Thru Sept. 30
- List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

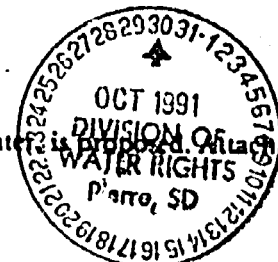
Land Description	No. Acres Irr.
<u>SW 1/4 of SE 1/4 25-115-62</u>	<u>34</u>
<u>NW 1/4 of SE 1/4 25-115-62</u>	<u>34</u>

Land Description	No. Acres Irr.
<u>SE 1/4 of SE 1/4 25-115-62</u>	<u>34</u>
<u>NE 1/4 of SE 1/4 25-115-62</u>	<u>34</u>

Attach sheet if more space is needed

- Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: Yes Gun: _____ Other: _____
(Specify)
- Crops to be Irrigated: Corn, Beans, Wheat, Barley In Rotation
- Give a description of proposed project. (Attach sheet if more space is needed)
Will be a center Pivot System run by diesel motor on
SE 1/4 25-115-62 to Irrigate 136 Acres

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water is proposed. Attach maps, soils information and any other technical information.



STATE OF SOUTH DAKOTA)
County of Spink) ss

I, Larry Wipf, the applicant, certify that I have read this application and examined the attached maps, that the water sample, if needed, has been taken by the required procedures and has not been adulterated or tampered with and is truly representative of the water to be used, and that the matters stated in this application are true and correct.

Signed Larry Wipf

Subscribed and sworn to before me this 29 day of Oct 1991

ELROY L. LIKNESS, Notary Public
Spink County, South Dakota
My Commission Expires Oct. 3, 1992

Elroy Likness
Notary Public

Supplemental Information

(type or print in ink)



1. Well Information - Proposed construction

- a) Drill Hole Diameter 30" Depth 103
- b) Casing Type Fiberglass Diameter 16" Thickness 5/16"
- c) Screen Type Fiberglass Diameter 16 Thickness 5/16"
- d) Gravel Pack Thickness 7 Length of Gravel Pack 60
- e) Depth to Top of Water Bearing Material 45
- f) Depth to Water (ground surface to water level) 38'
- g) Distance to nearest existing domestic well:
On applicants property None On property owned by others 4000 Feet

2. Dugout Information Estimates

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

3. Water Storage Dams

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

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

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Primary Outlet Capacity _____
If Pipe, diameter _____

f) Secondary Spillway Capacity _____
Spillway width _____

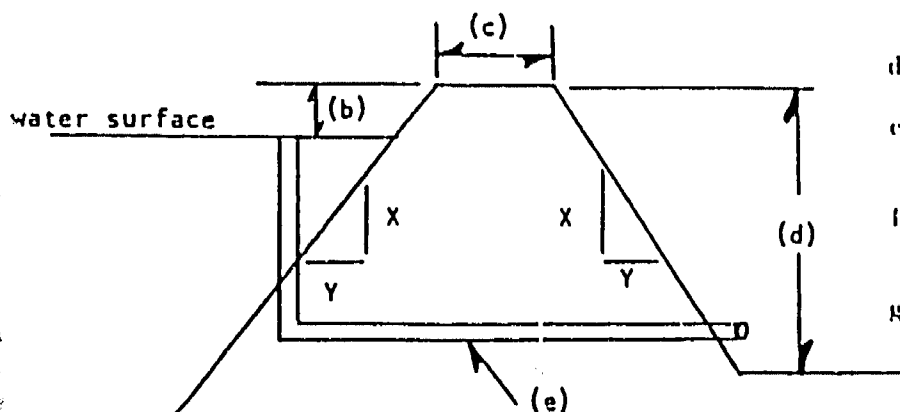
g) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Larry Wright by Allen Wright
Signature of Applicant

Considered: _____

WATER PERMIT NO. 1033A-3

Phone: 472-0369

Name of Applicant: Larry Wipf

Post Office Address: RR 1, Box 77, Frankfort SD 57440

Amount of Water Claimed: 1.94 Total Acres: 136

Source of Water Supply: groundwater

Water to be used for: irrigation County: Spink

About 14 miles East of Tulare

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY Date Received: 10-30-91 Fee: \$50.00 Remarks Change

diversion and acreage on Water Right No. 1033-3

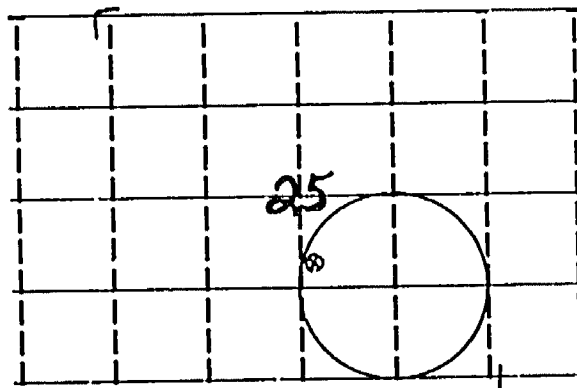
Corrected Application Received _____ Period of Annual Use April 1 - Sept 30

WATER QUALITY APPROVAL RECEIVED 01-10-77 APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES X NO _____ REMARKS _____

Diversion Point: NW 1/4 SE 1/4 Sec 25-115-62

Land to be Irrigated: SE 1/4 Sec 25-T115N-R62W



Well Log: Driller: Empire Drilling Licensed YES X NO _____

Depth of Well: 103' REMARKS _____

Type of Map: aerial PREPARED BY: Elmer M Ward Reviewed and the Number

Assigned on 10-31-91 By Karen Schlaak

REPORT ON APPLICATION NO. 1033A-3
for Larry Wipf
December 4, 1991

Application No. 1033A-3 proposes to transfer the irrigated acreage authorized by Water Right No. 1033-3. Water Right No. 1033-3 appropriates 2.2 cfs from one well located in the NW 1/4 NE 1/4 of section 32 to irrigate the SE 1/4 of section 29 and the NE 1/4 of section 32; all in T115N R61W in Spink County. This application transfers 1.94 cfs to a well 103 feet deep located in the NW 1/4 SE 1/4 of section 25; to irrigate 136 acres located in the SE 1/4 of section 25; all in T115N R62W. This application, if approved, does not authorize any increase in the diversion rate or in the number of acres irrigated.

AQUIFER - TULARE EAST JAMES (T-EJ)

The Tulare East James is a glacial outwash (sand and gravel) under predominantly unconfined (water table) conditions in this area, however, the aquifer is under confined conditions both north and east of this location. The Tulare East James underlies 102,400 acres and contains an estimated 630,000 acre feet of recoverable water in storage in Spink County (Goodman, 1984). This estimate is slightly higher than the SDGS estimate (Hedges, 1982) due to a better defined aquifer map.

The Tulare East James aquifer is fully appropriated. The Water Management Board recently denied Water Permit Application No. 5527-3 based upon the fact that water use from the aquifer is exceeding the estimated average annual recharge to the aquifer. Since this application is a transfer of Tulare East James Aquifer water, no additional water will be appropriated.

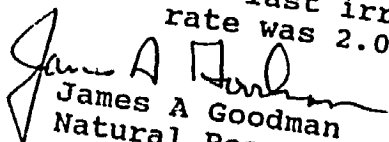
The Division of Water Rights monitors 5 observation wells (SP-77L, SP-77N, SP-79H, SP-77U and SP-79G) within 3 miles of this application. Water levels for these wells show response to climatic conditions and to pumping. Water levels rise due to wet years (recharge) and gradually decline due to pumping and natural discharge. The water level record indicates that individual production wells do not significantly affect water levels in the aquifer were the aquifer is under water table conditions. The water level record also indicates that interference between production wells should not be a concern (Water Rights, 1991).

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are two existing Water Right Nos. 4390-3 and 2276A-3 which are located within 1/2 mile of this proposed diversion. Adverse interference is not expected to be a problem. Drawdown will occur as a result of pumping these high capacity wells but should be minimized because of the aquifer thickness and distance between wells. Since there was apparently no test drilling done for this application, it may be possible to locate the production well in center of the SE 1/4 and increase the distance between wells.

CONCLUSIONS

1. Water is not available from the Tulare East James aquifer. The aquifer is fully appropriated based upon water use and the Water Management Board has denied new permit applications.
2. This application proposes to transfer 1.94 cfs and 136 acres from an existing Water Right 1033-3 which authorizes 2.2 cfs for irrigation of 320 acres. This transfer can be made as long as well interference is not a problem.
3. An affidavit filed with this application indicates the owners of Water Right No. 1033-3 agreed to transfer their water rights to Albert Allen Wipf.
4. This application was submitted by Larry Wipf. There is no documentation in the file which indicates that Larry Wipf and Allen Wipf have any kind of agreement concerning this proposed water transfer.
5. This proposed diversion is within 1/2 mile of existing irrigation wells. Adverse interference is not expected to be a concern. Area wells generally have a high specific capacity and because of the aquifer thickness and the water table conditions at this site drawdown caused by pumping should not affect the overall water availability from the aquifer.
6. The original acreage and diversion rate from Water Right No. 1033-3 are to be completely transferred to this application. The difference in diversion rates and acreage will be considered abandoned.
7. Soil water compatibility for this application has been approved.
8. Irrigation questionnaire data indicates that Water Right 1033-3 was last irrigated in 1989. At that time the reported diversion rate was 2.0 cfs for irrigation of 123 acres.


James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

- Goodman, J.A., 1984, Report on Applications No. 5009-3 Duane Muxon, No. 3178-3 MJT Inc. and No. 2235A-3 Gary D Wipf, SD DENR, Division of Water Rights, Pierre, SD, 57501.
- Hedges, L.S., 1982, Evaluation of Ground Water Resources Eastern SD and Upper Big Sioux River, SD and Iowa, for US Army Corps of Engineers, SD DENR, SDGS, Vermillion, SD, 57069.
- Water Rights, 1991, Observation Well Records for Tulare East James Aquifer, SD DENR, Division of Water Rights, Pierre, SD, 57501.

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1033A-3, Larry Wipf

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Water Permit Application No. 1033A-3, Larry Wipf, RR 1 Box 77, Frankfort, SD 57440.

The Chief Engineer is recommending APPROVAL of Application No. 1033A-3 because 1) the proposed diversion can be developed without unlawful impairment of existing rights, 2) the proposed use is a beneficial use and 3) in the public interest with the following qualifications:

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.
3. The well authorized pursuant to this permit shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04.
4. Approval of Permit No. 1033A-3 incorporates the applicable portions of Water Right No. 1033-3 into No. 1033A-3 and the remaining portions of No. 1033-3 are declared to be abandoned and cancelled.

See report on application for additional information.


JOHN HATCH, Chief Engineer
December 13, 1991



Department of Agriculture

DIVISION OF CONSERVATION
Anderson Building, 445 East Capitol
Pierre, South Dakota 57501-3185
Phone 605/773-3258



TO: Eric Gronlund, DIVISION OF WATER RIGHTS

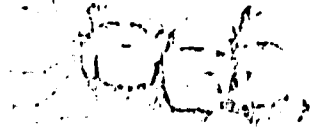
FROM: James L. Stukel, Natural Resource Program Scientist
SOUTH DAKOTA DIVISION OF CONSERVATION

SUBJECT: Larry Wipf Application

Per our discussions concerning the application by Larry Wipf, Frankfort, South Dakota to irrigate the SE1/4 of 25-T115N-R62W, the staff has reviewed a permit, which was issued to Lavina Alleman in January of 1977.

Through this review, the staff has established that a Soil and Water Compatibility Permit covering the well and land is still valid. At this time, no additional permitting is required by this office.

South Dakota



GREAT FACES GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

December 30, 1991

Larry Wipf
RR 1 Box 77
Frankfort, SD 57440

Dear Mr. Wipf:

Water Permit Application No. 1033A-3 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Redfield Press printed at Redfield, SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Hearing 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 twenty days before the board meeting. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely, .

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 30, 1991

Edfield Press
Box 440
Edfield, SD 57469

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 1033A-3 to be published twice. Please publish the first notice on January 8, 1991, with the second publication 7 days later.

THE APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is Larry Wipf, RR 1 Box 77, Frankfort, SD 57440.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund

Eric Gronlund
Natural Resources Engineer
605 773-3352

Enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to
appropriate Water by Application No. _____ which was first published in our issue
of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name _____ Newspaper _____

Ins ruction to Newspaper - Publish first Notice on January 8, 1992, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1033A-3 to Transfer
Irrigation Rights Authorized by Water Right No. 1033-3

Notice is given that Larry Wipf, RR 1 Box 77, Frankfort, SD 57440 has filed an application for a water permit to transfer the irrigated acreage authorized by Water Right No. 1033-3. Water Right No. 1033-3 appropriates 2.2 cubic feet of water per second (cfs) from one well (Tulare East James Aquifer) located in the NW 1/4 NE 1/4 Section 32 to irrigate 320 acres in the SE 1/4 Section 29 and the NE 1/4 Section 32; all in T115N-R61W. This application is to transfer 1.94 cfs authorized by Water Right No. 1033-3 for irrigation of 136 acres located in the SE 1/4 Section 25 from one well 103 feet deep (Tulare East James Aquifer) to be located in the NW 1/4 SE 1/4 Section 25; all in T115N-R62W. This application, if approved, will incorporate the applicable portions of Water Right No. 1033-3 into No. 1033A-3 with the remaining portions of No. 1033-3 to be declared abandoned and cancelled.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1033A-3 because 1) existing rights will not be unlawfully impaired, 2) it is a beneficial use of water, and 3) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by January 27, 1992. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 1033A-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 4, 1992, at 9:00 am in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested, the February 4, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The February 4, 1992, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by January 27, 1992.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Spink) ss.I, Margaret Mundtackcertify that the attached printed Notice was taken
from the Redfield PressA newspaper which during the whole time of publication of
said notice herein after stated, has been and is printed and
published in thecity of RedfieldCounty of Spink and State of South Dakota;
that the said notice was published in said newspaper on the
following two dates:January 8January 15Margaret Mundtack
(Signature)Bookkeeper
(Title)January 15, 1992
(Date Signed)Cost of Printing: \$53.50

5-88

No. 74

NOTICE OF HEARING

on Application No. 1033A-3
to Transfer Irrigation Rights
Authorized by Water Right No. 1033-3
Notice is given that Larry Wpt, RR 1 Box 77,
Franklin, SD 57440 has filed an application for a
water permit to transfer the irrigated acreage
authorized by Water Right No. 1033-3. Water
Right No. 1033-3 appropriates 2.2 cubic feet of
water per second (cfs) from one well (Tulare
East James Aquifer) located in the NW 1/4 NE
1/4 Section 32 to irrigate 320 acres in the SE 1/4
Section 25 and the NE 1/4 Section 32; all in
T115N R62W. The application is to transfer 1.94
cfs authorized by Water Right No. 1033-3 for
irrigation of 130 acres located in the SE 1/4
Section 25 from one well 100 feet deep (Tulare
East James Aquifer) to be located in the NW 1/4
SE 1/4 Section 25; all in T115N R62W. This
application, if approved, will incorporate the
applicable portions of Water Right No. 1033-3
into No. 1033A-3 with the remaining portions of
No. 1033-3 to be declared abandoned and
canceled.

Pursuant to SDCL 46-2A-2, the Chief
Engineer recommends APPROVAL of
Application No. 1033A-3 because 1) existing
rights will not be unlawfully impaired, 2) it is a
beneficial use of water, and 3) it is in the public
interest. Unless a petition is filed opposing the
application or the applicant files a petition
contesting the chief engineer's recommendation,
the Water Management Board will NOT
CONDUCT a HEARING to consider this
application and the chief engineer will issue the
permit as recommended. Petitions filed in
support of the application will NOT require the
Board to hear the application.

Any person interested in opposing or
supporting this application must file a written
petition with BOTH the applicant and Chief
Engineer. The applicant must also file a petition if
opposed to the Chief Engineer's
recommendation. The Chief Engineer's address is
"Water Rights Division, Foss Building, 523 E
Capitol, Pierre SD 57501 (605 773-3332)" and
the applicant's mailing address is given above. A
petition filed by either an interested person or the
applicant must be filed by January 27, 1992. The
petition may be informal, but must include a
statement describing the petitioner's interest in
the application, the petitioner's reasons for
opposing or supporting the application, and the
signature and mailing address of the petitioner or
the petitioner's legal counsel, if legal counsel is
obtained.

For purposes of publishing 1) the notice of
hearing on Application No. 1033A-3 and 2) the
chief engineer's recommendation, a meeting at the
Division of Water Rights office to hear this
application is scheduled for February 4, 1992, at
9:00 am in Room 413, Joe Foss Building, 523 E
Capitol, Pierre SD. If this application is opposed
or the recommendation is contested, the
February 4, 1992, hearing date will be
rescheduled for a regularly scheduled Board
meeting. Notice of the time and place of the
rescheduled hearing before the Board will be
given by First Class Mail to the applicant and
persons filing petitions. Anyone not filing a
petition, but interested in attending the hearing,
may contact the Division of Water Rights to
confirm a hearing date and location. The
February 4, 1992, hearing date will be
automatically delayed for at least 20 days upon
written request to the Chief Engineer from the
applicant or any interested person opposing the
application. The request for an automatic delay
must be filed by January 27, 1992.

If a hearing is held, the Chief Engineer's
recommendation is not final or binding upon the
Board. The Board is authorized to 1) approve, 2)
approve with qualifications, 3) defer, or 4) deny
this application based on the facts presented at
the public hearing. Any hearing will be an
adversary proceeding. Any person filing a
petition and/or the applicant have the right to be
represented by a lawyer and may present
evidence or cross-examine witnesses according
to SDCL 1-26. These and other due process
rights will be forfeited if not exercised. Decisions
of the Board may be appealed to the Circuit
Court and State Supreme Court as provided by
law. Contact the Water Rights Division to request
copies of information pertaining to this
application or to assure access to the hearing by
the handicapped. This application is made
pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12
thru 46-1-18; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13,
46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-
2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-15
thru 46-5-18, 46-5-24, 46-5-25, 46-5-31.2, 46-5-
30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-8.1, 46-6-
10, 46-6-13, 46-6-14, 46-6-23; and Board Rules
AFISO 74.02.01.01 thru 74.02.01.15.
(January 8, 1992)



FEB 18 1992

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

Larry Wipf
RR 1 Box 77
Frankfort, SD 57440

Dear Mr. Wipf:

Enclosed is Water Permit No. 1033A-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that the Water License may be issued, thus completing your acquisition of a Water Right.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosures

PLEASE NOTE: Certain changes can be made in your permit within the five year construction period, usually without affecting the priority date provided an application to amend your permit is made within the five year period - i.e. changes in location or number of diversion points (wells) or location of land to be irrigated. Well locations for wells into the same aquifer can be moved up to 660 feet without application.

Applications to amend a permit after the five year construction period will be assigned a new priority date. Applications to change water sources, to add lands or increase original diversion rates, if approved will usually receive the date of the new application as a priority date regardless of the five year construction period.

SOUTH DAKOTA
WATER PERMIT No. 1033A-3 FOR IRRIGATION

Date of first receipt of application October 30, 1991.
Date Soil/Water Compatibility Permit received January 10, 1977.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 1033A-3 to Larry Wipf, RR 1, Box 77, Frankfort SD 57440 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. 1033A-3 transfers the irrigated acreage authorized by Water Right No. 1033-3. Water Right No. 1033-3 appropriates 2.2 cubic feet of water per second (cfs) from one well (Tulare East James Aquifer) located in the NW 1/4 NE 1/4 Section 32 to irrigate 320 acres in the SE 1/4 Section 29 and the NE 1/4 Section 32; all in T115N-R61W. This permit transfers 1.94 cfs authorized by Water Right No. 1033-3 for irrigation of 136 acres located in the SE 1/4 Section 25 from one well 103 feet deep (Tulare East James Aquifer) located in the NW 1/4 SE 1/4 Section 25; all in T115N-R62W. This permit incorporates the applicable portions of Water Right No. 1033-3 into No. 1033A-3 with the remaining portions of No. 1033-3 to be declared abandoned and cancelled.
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: April 1 - September 30.
3. The date from which applicant may claim right is April 5, 1963.
4. The date of approval of Permit No. 1033A-3 is February 4, 1992.
5. One-fifth of the construction is to be completed on or before August 4, 1994.
6. All construction is to be completed on or before February 4, 1997.
7. Water is to be put to beneficial use on or before February 4, 2001.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.

(continued)

2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.
3. The well authorized pursuant to this permit shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02 04.
4. Approval of Permit No. 1033A-3 incorporates the applicable portions of Water Right No. 1033-3 into No. 1033A-3 and the remaining portions of No. 1033-3 are declared to be abandoned and cancelled.

WATER MANAGEMENT BOARD

By: John Hatch
Chief Engineer, Water Rights Division
Department of Environment and Natural Resources

FEB 18 1992

date

Permit No. 1033A-3
James River - Water District

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

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

I have this day, December 7, 1999, made a thorough examination of the water use system constructed by Larry Wipf of 18214 SD Hwy 37, Frankfort, SD 57440 holder of Permit No. 1033A-3, bearing the priority of April 5, 1963 authorizing the diversion of 1.94 cu. ft. per second of the waters of groundwater for irrigation purposes, in Spink County.

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

A. Works used to divert the water:

Western Land Roller pump with Amarillo Right Angle Drive, Serial No. 560A-184620 and John Deere 60 Hp diesel motor, Serial No. T04039T374163, Capacity = 800 gpm

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

Approximately 1250 feet of buried 8 inch PVC pipe

C. Works used to apply water to beneficial use:

8 Tower T & L hydraulic drive Center Pivot with 3 cyl. Diesel Isuzu motor

The system is in the following condition Good. The point of diversion is located 1580 feet north & 2500 feet west of the SE corner of Sec. 25-T115N-R62W (NW ¼ SE ¼). The works are capable of diverting and conveying to the place of use 1.78 (800 gpm) 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:

NW ¼ SE ¼ Sec. 25-T115N-R62W --32.5 Acres

NE ¼ SE ¼ " " -- 32.5

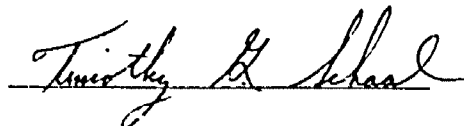
SE ¼ SE ¼ " " -- 32.5

SW ¼ SE ¼ " " -- 32.5

comprising a total of 130 acres of land and the license should be issued for 1.78 cfs.

Applicable permit qualifications have been complied with: Yes X

Exceptions to compliance are: None Date Report Completed: December 10, 1999



Timothy G. Schaal, P.E.
 Natural Resources Engineer
 DENR, Water Rights Program

REPORT ON INSPECTION OF PERMIT NO. 1033A-3

Other permit(s) associated with the project: 1033-3

DATE OF INSPECTION: December 7, 1999

NAME & ADDRESS OF INSPECTION CONTACT/ Larry Wipf
RELATIONSHIP TO PERMIT HOLDER, IF APPLICABLE: owner

NAME & ADDRESS OF PERMIT HOLDER: Larry Wipf, 18214 SD Hwy 37, Frankfort, SD 57440

DIVERSION POINT LEGAL LOCATION: 1580 feet north & 2500 feet west of the SE corner of
Section 25-T115N-R62W (NW 1/4 SE 1/4).

WELL INFORMATION:

- 1) Well Drilling Firm: Empire Drilling Co.
- 2) No. of Wells 1
- 3) Depth(s) 103 feet
- 4) Well log is available yes

Casing:

- 1) Diameter 16 inches
- 2) Length 100 feet
- 3) Type Fiberglass

Screen:

- 1) Type Slotted Fiberglass
- 2) Length 50 feet
- 3) Static water level XXXX feet

Pump:

- 1) Make Western Land Roller with Amarillo Right Angle Drive
- 2) Serial No. 560A-184620
- 3) Size XXX
- 4) Capacity 800 GPM

Motor:

- 1) Make John Deere
- 2) Serial No. T04039T374163
- 3) Horsepower rating 60 hp

DISTRIBUTION LINES OR CANALS:

- 1) Type Buried PVC 2) Size 8 inches 3) Length approximately 1250 feet

SYSTEM TYPE:

Center pivot:

- 1) Make T & L
- 2) Overall length 1320 feet
- 3) Number of towers 8
- 4) Distance between towers approximately 160 feet
- 5) End gun Yes (Big Gun)
- 6) High or low pressure high
- 7) Capacity 800 GPM

CHEMIGATION EQUIPMENT:

- 1) Does chemigate NO

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit lands agree with lands being irrigated and lands listed on permit N/A
- 2) Special qualifications to permit being abided by Yes
- 3) All structures, wells and lands on map Yes
- 4) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Yes

EMPIRE

IRRIGATION DRILLING CO., INC.

Highway 14 East

P. O. Box 1252

Huron, South Dakota 57350

Ph. 352-4587

DRILLING REPORT

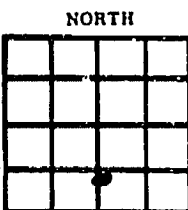
Location of Well: SE 25 1/4 Section 36 Township 11.5 Range 6.2
 Well to be drilled for: Lee McHenry (Name) 3001 1st (Address)
Spink (County) S. Dak. (State)
 Date well drilling started 6-20-77 finished 6-23-77
 Purpose of well Irrigation well
 (domestic, irrigation, industrial, other)

Depth 153 ft. Casing Diameter 16" inches

Slot Size _____ Screen Size _____

Screen Depth: From 4' ft. to 103 ft.

Remarks: 7 1/2" glass



REPORT OF FINAL PUMPING TEST

Write Additional Times and Readings on Back of Page

Date _____

Elapsed Time From Start of Pumping		Water Level		Discharge
O hr.	O min.	ft.	in.	(Static)
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	RECOVERY

Formation: Clay, Silt, Sand, Gravel, Color, Hard or Soft, etc.

Depth (ft.)

From To

Formation (Continued)

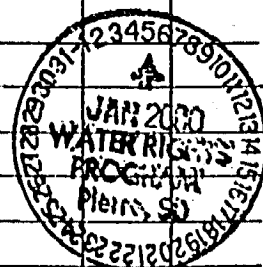
Depth (ft.)

From To

top soil
yellow clay
sand
med sand
sand & gravel

0 3
3 7
7 12
12 45
45 153

Richard A. Vrij & Bill





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 18, 2000

1033A-3

Larry Wipf
18214 SD Hwy. 37
Frankfort, SD 57440

Dear Mr. Wipf:

The investigation of your water use system was conducted on December 7, 1999, by Tim Schaal, staff engineer. The investigation included the extent of application of water to beneficial use, as developed under Water Permit No. 1033A-3. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the investigation and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

Please remit fee to:
Department of Environment & Natural Resources
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181

Sincerely,

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

NOTE: On check or money order, please specify your permit number. This will insure proper handling of the fee.

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

NE 416372

Pierre, _____ February 1, 2000

RECEIVED OF Larry Wipf, 18214 SD Hwy. 37, Frankfort, SD 57440-7314
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. 1033A-3

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

50 00

50 00

By Harold Eschle (C)
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

FEB 22 2000

1033A-3

Larry Wipf
18214 SD Hwy. 37
Frankfort, SD 57440

Dear Mr. Wipf:

Enclosed is Water License No. 1033A-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 416372 in the amount of \$50.00 which you paid for the investigation and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 1033A-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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. If you have any questions, please contact our office.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

ks
enclosures

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1033A-3

(1) Larry Wipf, 18214 SD Hwy 37, Frankfort SD 57440 made Application No. 1033A-3, October 30, 1991 for a water permit to divert 1.94 cubic feet of water per second from groundwater (one well), Spink County, South Dakota for irrigation purposes. Permit No. 1033A-3, with a priority date of April 5, 1963 was approved February 4, 1992 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before February 4, 1997 and for the application to beneficial use of said water on or before February 4, 2001.

(2) It is certified that the permit holder has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.78 cubic feet of water per second for beneficial use. The location of the diversion point is 1,580 feet north & 2,500 feet west of the southeast corner of Section 25-T115N-R62W (NW ¼ SE ¼).

(3) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

Section 25-T115N-R62W	NW ¼ SE ¼	32.5 acres
	NE ¼ SE ¼	32.5 acres
	SE ¼ SE ¼	32.5 acres
	SW ¼ SE ¼	32.5 acres
Total 130 acres		

(4) Pursuant to South Dakota Water Law 46-5-30.1 Larry Wipf, 18214 SD Hwy 37, Frankfort SD 57440 the holder and/or owner of Water Right No. 1033A-3 is issued a license to appropriate water, the right to use 1.78 cubic feet of water per second from groundwater (one well) with a priority date of April 5, 1963 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 Right No. 1033A-3 and subject to South Dakota State Law.

Garland Erbele
GARLAND ERBELE, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

FEB 22 2000

date



LOG
Spunk G.

Allen W. Hoff
JOB NAME

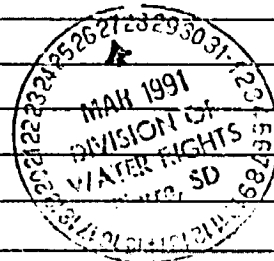
SW 1/4 - 28-115-61

3-2-91

RIG NO.

I.D.P
FOREMAN

T.D. 100"
20' .016 3" pvc slotted
80' 3" pvc
Hornel Pack
50 gpm



Send OK For 200P²
with This To Store In Piece

REPORT OF ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57007

03-13-1991

Spink

Name: Wipf, Albert Allen
Address: RFD 1, Box 77
Frankfort, SD 57440

Date Rec'd
Sample No.
Source
Legal ID

MAR 11, 1991
91-0109

115N61W28c

WATER ANALYSIS

Calcium (Ca)	176	ppm*	8.70	me/l**
Magnesium (Mg)	58	ppm	4.77	me/l
Sodium (Na)	240	ppm	10.43	me/l
Potassium (K)	12	ppm	0.31	me/l
Sulfate (SO ₄)	703	ppm	14.64	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	34	ppm	0.96	me/l
Bicarbonate (HCO ₃)	552	ppm	9.04	me/l
Carbonate (CO ₃)	0	ppm	0.00	me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		
Manganese (Mn)	0.51	ppm		
Boron (B)		ppm		g.p.g.***
Hardness (EDTA as CaCO ₃)		ppm		
Total solids			24.29	me/l
Total Cations			24.64	me/l
Total Anions				
Alkalinity (Methyl Orange)	452	ppm(as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm(as CaCO ₃)		
Electrical Conductivity	2150	micromhos per cm at 25 C		
Sodium Adsorption Ratio	4.01	Adjusted SAR		11.00
Sodium	42.95	% of Cations		
Residual Sodium Carbonate	0.00	me/l		
pH	7.82			
Others:				

*ppm=parts per million
**me/l=millequivalents per liter
***g.p.g.=grains per gallon

COMMENTS:

Analysis By: Shirley Mittan

Service Performed:

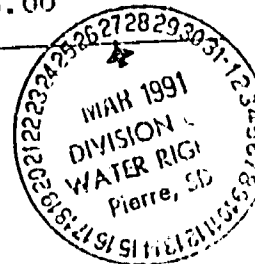
Irrigation Analysis

Total Cost: \$ 35.00
Amount Received: 0.00
Balance Due: 35.00

Make checks payable to: SDSU Water Quality Lab

Please write lab number on your check!

Lab No. 91-0109



1033A-3

See ~~See~~ Dicker

state

38'

450 gpm. 4 1/2 ft

650 " 43 "

850 " 45 "

970 " 47 "

1190 " 49 "

recovery 38'

7 in 5 sec

587

28293031-123456789101112131415161718192021222324252627

↑

OCT 1951

DIVISION OF
WATER RIGHTS
Pierre, SD

Ph. 352-4587

Location of Well: 1/4, N. E., 1/4, Section 36 Township 115 Range 62
Well to be drilled for: Les ~~W. H. H.~~ Pecker Frankfort
(Name) (Address)
Spink S. Dak
(County) (State)
Date well drilling started 6-20-77 finished 6-23-77
Purpose of well Irrigation well
(domestic, irrigation, industrial, other)

Remarks: Liberal



40' plain 60' Screen

Date _____

Elapsed Time From Start of Pumping		Water Level		Discharge
O hr.	O min.	ft.	in.	(Static)
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	RECOVERY

[illegible]



May 24, 2000

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

Gillette, Battey & Gillette Law Firm
ATTN: Robin
PO Box 60
Redfield SD 57469

Dear Robin:

As you requested in our phone conversation, enclosed are copies of Water Right Nos. 1033A-3, Larry Wipf and 3390-3A, Albert Allen Wipf.

Also, enclosed are partially completed "Notice of Transfer" forms for use in filing an ownership change if necessary.

If you have any further questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352

enclosures

1033A-3

NOT TO SCALE

T2529 10415

154.0

7

579 80 L

D-13

131.5

1 

4. 1994

TREES

T10416

15.0

25

7.2

6

127.8

5

7.0

2

2. 6.8

T2559

1

127.8

3.31

T206

8.0

4

8.0

3

NC 115-62

W

W

4.57

199.5

T2555

4

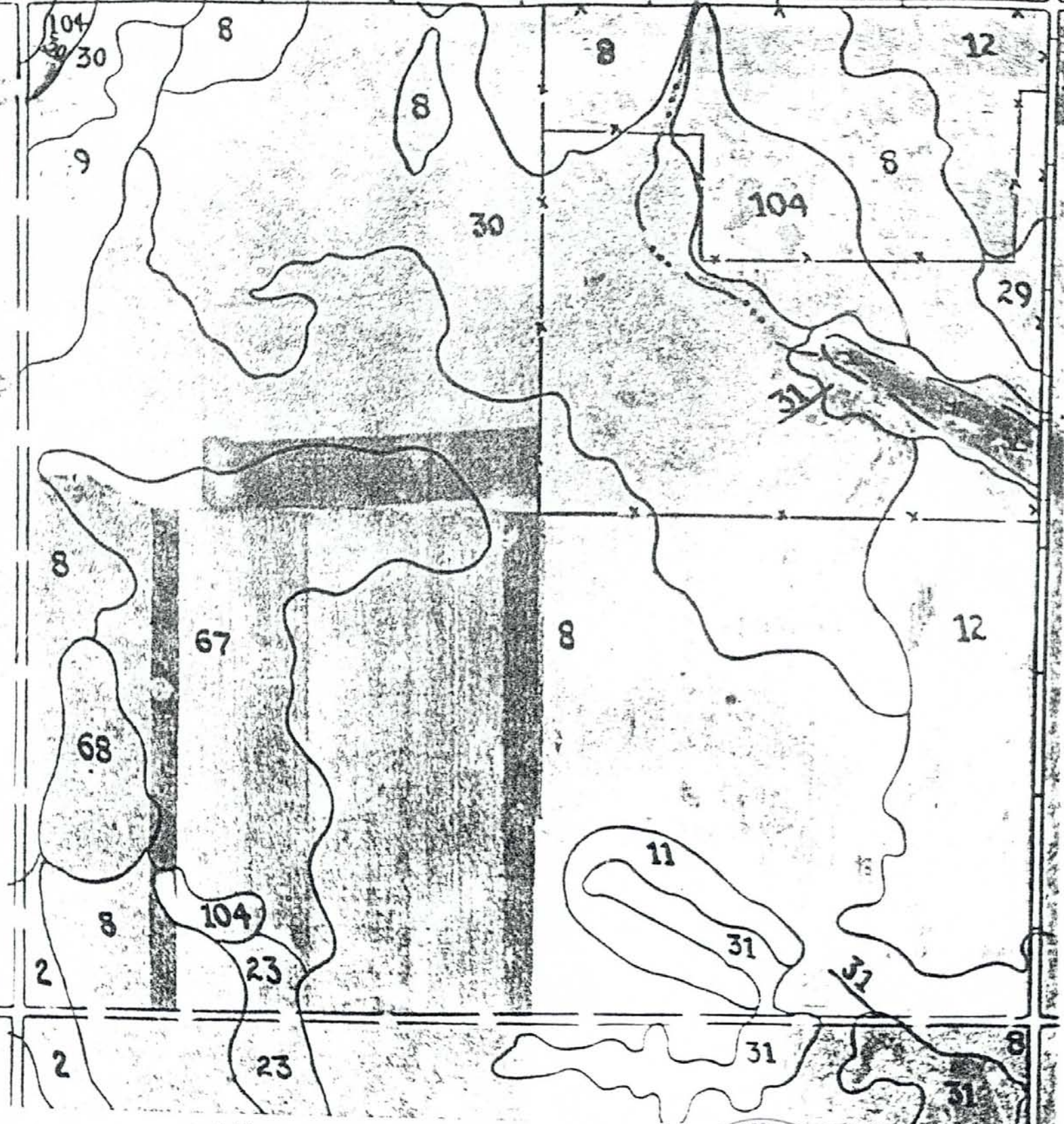
7.5 3

T2566

579-80 L

D-13

LINCOLN T115N R62W S25



Obsolete Information
USDA - SCS
Elmer M. Ward

DC



NOT TO SCALE

T2138

30.5

2

579 79L

5.0

7

T2163

132.0

8

5.2

1

20
3 ✓

104.7

1

D-14

6
4.8

28

5.4

2

106.4

2

5

2

4.51

134.0

T2181

4

5.0

2

16.5 4

33.5 3

59.0

T2136

16.6

3

8.1

2

9.6

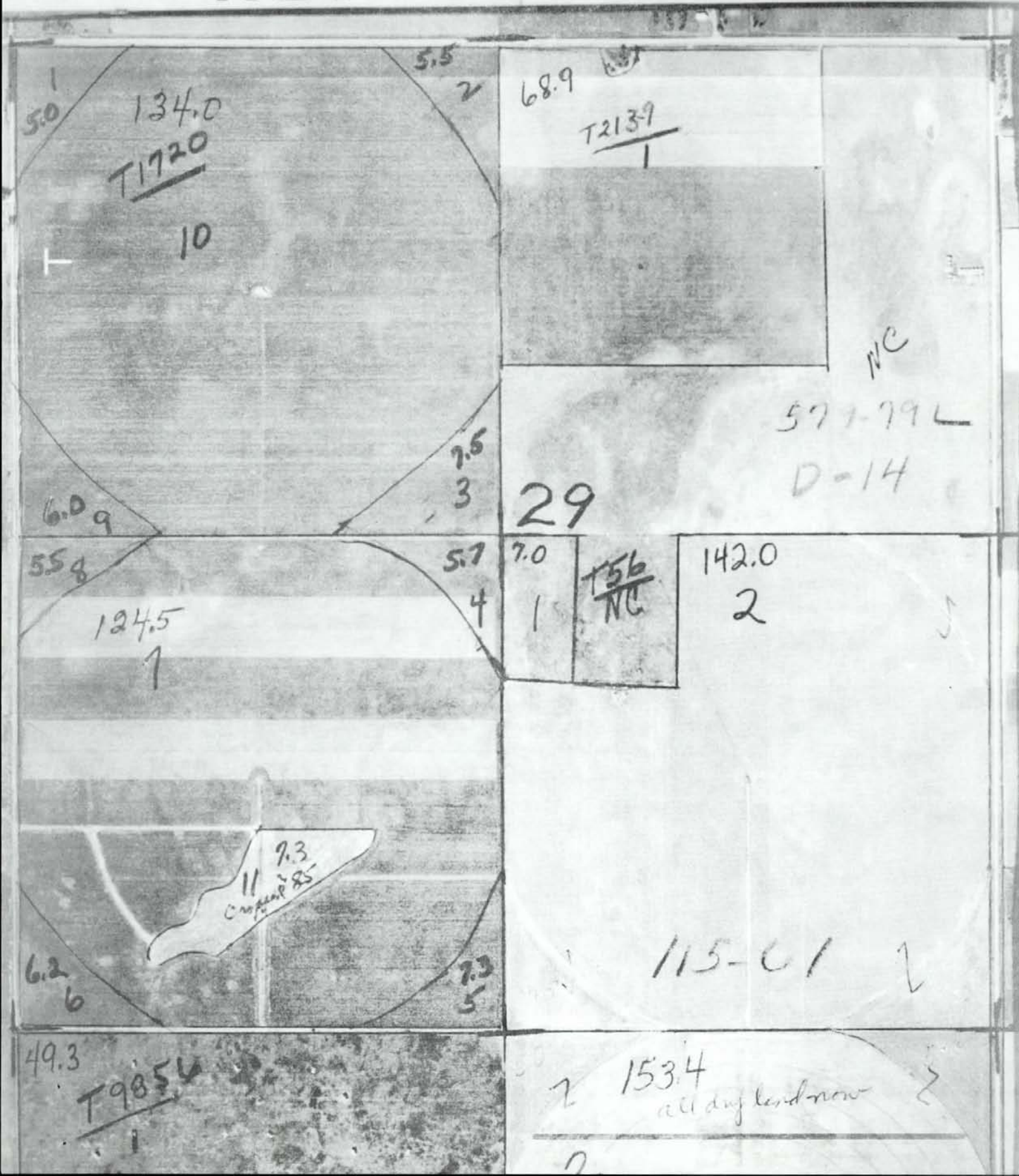
1

T31

579 79L

NC

NOT TO SCALE



NOT TO SCALE

49.3

T9856

2

153.4

all dry land now

2

549-796

D-14

32

3.6

117.1

T9857

14.2

134.3

2

115-01

21222324252627282930

MAR 1991

DIVISION

WATER RIGHT

300.50

we have a
All Read +

THIS QUARTER
WE HAVE THE
NEW APPLICATION

19-511
85735
1661

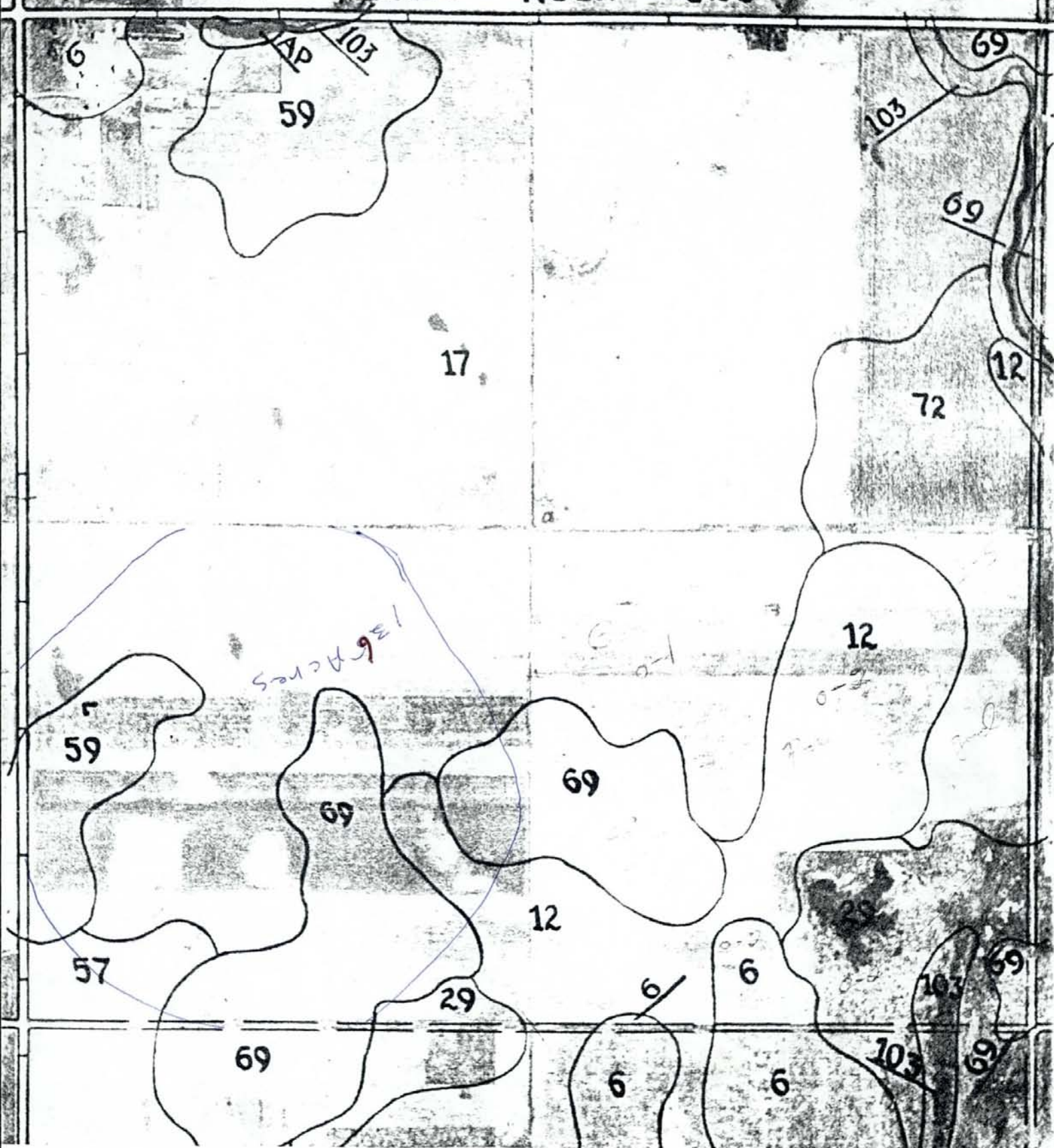
29

HARRISON

T115N

R61W

S28



to Elmer M. Ward
District Conservationist

NOT TO SCALE



T2529

154.0

7

579-80 L

D-13

2

146.5

1

25

124.5

T2559

1

Well

T2776

115-62

Elmer M. Ward DC
USDA - SCS

T2566

199.5

2555

7.5
3

3

8.0

3

7.0

2

127.8

5

7.2

6

8.0

4

5

NOT TO SCALE

T2529 10415

154.0

7

579-80L

D-13

131.5

1 

4. 1994

TREES

T10416

15.0

25

7.2

6

127.8

5

7.0

2

2. 6.8

T2559

1

127.8

3. 3.1

T2726

8.0

4

8.0

3

NC

W

115-62

W

4. 5.7

199.5

T2555

4

7.5 3

T2566

579-80L

D-13

NOT TO SCALE

T2529 10415

154.0

7

579-80 L

D-13

131.5

1

Apr 1994

TREES

T10416

25

7.2

6

127.8

7.0

2

6.8

T2559

NW 1/4 SE 1/4
32.5 Ac.

NE 1/4 SE 1/4
32.5 Ac.

127.8

Well

2500'

SW 1/4 SE 1/4
32.5 Ac.

SE 1/4 SE 1/4
32.5 Ac.

NC 115-62

W

1580'

4.57

Water Permit No. 1033A-3

T2566

Timothy G. Schaal

December 10, 1999

D-13

199.5

T2555

4

7.5

3

8.0

3

8.0

4

1033A-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 28, 2012

1033A-3
1722-3

Lenny Peterson
19111 Maple Ave
Hitchcock SD 57348

Dear Mr. Peterson:

Thank you for contacting us concerning the need for ownership changes on Water Right Nos. 1033A-3 and 1722-3. I have included copies of the water rights for your records.

Enclosed are partially completed Notice of Transfer of Ownership forms for filing the ownership changes. Upon completion, please sign and return the forms to our office with a required filing fee of \$50.00 each (total of \$100.00). The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please contact me.

Sincerely,

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

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

enclosures

RECEIVED

MAR 14 2012

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1033A-3

Date: 3-12-12

I/We request that Water Right No. 1033A-3

formerly owned by: Larry Wipf

be transferred to: (name & address) Peterson Farms

Telephone No. 266-2793

Cell 354-4602

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

130 acres - SE 1/4 Section 25, T115N, R62W

I/We understand that the validity of Water Right No. 1033A-3 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 Lenny Peterson

, the new owner, certify that the above information is true and correct.

Lenny Peterson Partner
(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 3/14, 20 12

RECEIVED OF Peterson Farms 19111 Maple Ave Hitchcock SD 57348

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>1033A-3</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. **05379**

By *Paul Erbe*
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 14, 2012

1033A-3
1722-3

Lenny Peterson
Peterson Farms
19111 Maple Ave
Hitchcock SD 57348

Dear Mr. Peterson:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for changing ownership on Water Right Nos. 1033A-3 and 1722-3. The transfers have been completed.

Water Right No. 1033A-3 formerly held by Larry Wipf and Water Right No. 1722-3, formerly held by Lonnie Wipf are now listed in the name of "Peterson Farms".

Enclosed for your records are your Receipt Nos. 05379 and 05380.

If you have any questions, please contact me.

Sincerely,

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

enclosures

RECEIVED

JAN 26 2016

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1033A-3

Date: Jan. 25, 2016

I/We request that Water Right/Permit No. 1033A-3

formerly owned by: Peterson Farms

be transferred to: (name & address) Danny Peterson, 38984 189th Street, Hitchcock SD 57348

605-350-4217

Telephone No. 605-266-2876

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

SE ¼ Section 25, T115N, R62W

I/We understand that the validity of Water Right/Permit No. 1033A-3 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 Danny Peterson, the new owner, certify that the above information is true and correct.

Danny Peterson
(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 1/26, 20 16

RECEIVED OF Danny Peterson 38984 189th St Hitchcock SD 57348

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>1033A-3</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. 07695

By Jane Goodman
Chief Engineer



1033A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

January 27, 2016

Danny Peterson
38984 189th St
Hitchcock SD 57348

RE: Water Permit/Right Nos. 1033A-3, 1512-3, 3065B-3, 6330A-3, 6333A-3 and 7411-3

Dear Mr. Peterson:

I am writing to acknowledge the transfer forms and filing fees you submitted for changing ownership on the above listed water permits and rights.

The ownership changes have been completed. Water Permit/Right Nos. 1033A-3, 1512-3, 3065B-3, 6330A-3, 6333A-3 and 7411-3 formerly held by Peterson Farms are now listed in your name.

Enclosed for your records are Receipt Nos. 07695, 07696, 07697, 07698, 07699 and 07700 in the amount of \$50 each which you paid for filing the ownership records. If you have any questions, please contact me.

Sincerely,

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

enclosures