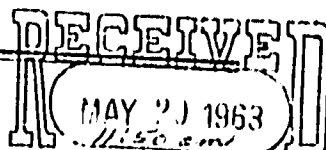


REQUEST FOR EXTENSION OF TIME

Water Right Number 1036-3

1. Considered September 9, 19 70
2. Name of Applicant Lake Sharpe Wildlife Conservation Corp.
3. Post Office Address 1013 N. Broadway, Watertown, S.D.
4. Amount of water claimed 3.29
5. Source of water supply Missouri River
6. Water to be used for Irrigation
Acres to be irrigated 230.40
7. Water to be diverted and used in Hughes County
about 14 mi. South and 24 Miles East of Pierre
8. Proof of Publication
Received xx
Not received _____
9. Application
Approved xx
Subject to _____
Not approved _____
Action deferred _____
10. Remarks:
Request for extension of time

No. 1036-3Water Division No. 3 MISSOURI RIVER District
(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 Walter G. Pruess LAKE SHARPE WILDLIFE CONSERVATION CORPORATION
 Postoffice address 1013 N. BROADWAY, WATERTON Pierre, County Hughes, 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)
Contract and direct labor

(b) Cash on hand, \$ 60,000
 (c) Treasury stock, \$
 (d) Bonds to be issued, \$
 (e) Other resources, \$

2. Name of diversion work Walter G. Pruess
 3. Amount of water claimed 3.29 cubic feet per second
 4. Source of water supply Missouri River N. Bank
 5. Location of point of diversion 3 points as indicated on map
on N bank Hughes County.
 6. Annual period or periods during which water is to be used May 1 to Oct. 1
 7. To be used for:

1. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Gravity

(a) Number of acres to be irrigated 230.1 acres.

(b) Legal subdivisions to be irrigated See Map

(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.) None

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 No 677-3

8. Estimated cost of work:

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

(b) Pumping plant, \$ 5500

(c) Fluming, \$.....

(d) Canal earth, 3,1000

Rock, \$.....

(e) Other structures

Pipe 1500

Total, \$ 11,000

9. Description of diversion works:

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

Pump, Pipe, Ditch

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 filledacre 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; heightfeet; Material

(d) Canal: Total lengthmiles.

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 5 years.

12. Choice of newspaper for publication of notice of intention to appropriate Capital Journal

STATE OF SOUTH DAKOTA

County of Minnehaha

ss.

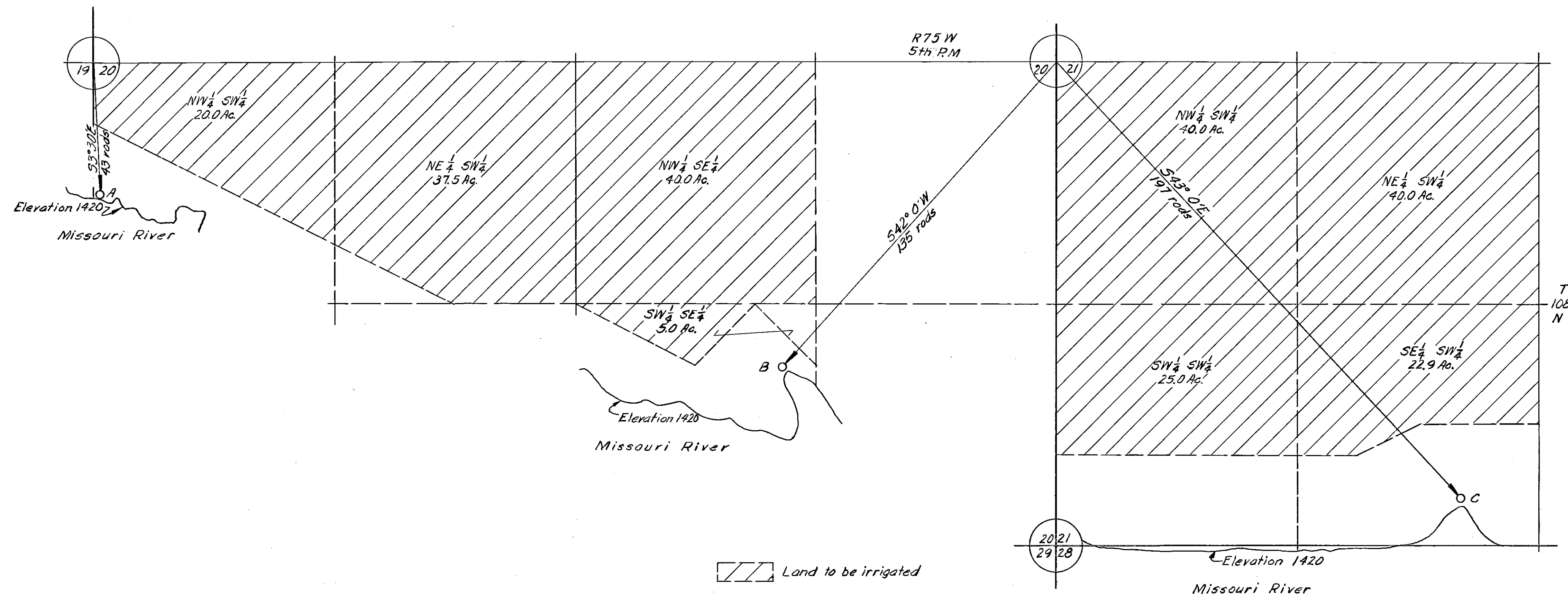
I, WALTER PERCIVAL, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed Walter Percival

Subscribed and sworn to before me this 20th day of May 1963

W. L. Phares
Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device



All lands described are owned by Walter C. Pruess.

LOCATION OF LAND TO BE IRRIGATED				
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
NW 1/4 SW 1/4	20	108N	75W	20.0
NE 1/4 SW 1/4	20	108N	75W	37.5
NW 1/4 SE 1/4	20	108N	75W	40.0
SW 1/4 SE 1/4	20	108N	75W	5.0
NW 1/4 SW 1/4	21	108N	75W	40.0
NE 1/4 SW 1/4	21	108N	75W	40.0
SW 1/4 SW 1/4	21	108N	75W	25.0
SE 1/4 SW 1/4	21	108N	75W	22.9
TOTAL				230.4

SURVEYOR'S CERTIFICATE

I, Charles W. Stearns DO HEREBY CERTIFY THAT THIS MAP IDENTIFIES A REASONABLY ACCURATE RECORD OF THE LAND OF THE WALTER C. PRUESS IRRIGATION PROJECT NUMBER 1 AND HAS BEEN PREPARED BY THE SOIL CONSERVATION SERVICE FOR THE HUGHES COUNTY SOIL AND WATER CONSERVATION DISTRICT.

SIGNATURE: Charles W. Stearns
 TITLE: Assistant Engineer
 U. S. DEPARTMENT OF AGRICULTURE
 SOIL CONSERVATION SERVICE

SUBSCRIBED AND SWORN TO BEFORE ME THIS 15th DAY OF May, 1963, A.D.

H. P. Rhoads
 NOTARY PUBLIC

MY COMMISSION EXPIRES January, 1971.

Scale: 1" = 400'

**WALTER C. PRUESS
IRRIGATION PROJECT
NUMBER 1**
 Hughes County, South Dakota

**U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE**

Designed	Date	Approved by
Drawn		Title
Traced		Title
Checked		Sheet No. 1 of 1
		Drawing No.

MAP N° 677-3 (APPL. N° 1036-3)

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of HUGHES ss.

Pierre, South Dakota, JULY 29, 1963

This is to certify that the foregoing application was received by the Commission at 11:50 o'clock
a.m. upon the 20TH day of MAY, 1963

State Water Resources Commission

By:

[Signature]
for Chief Engineer, Executive Officer

Number of permit 1036-3

Date of first receipt of application MAY 20, 1963

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 MAY 20, 1963

Approved JULY 17, 1963, Recorded in Book _____ Page 93

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 17, 1966

2nd. The whole of said work is to be completed on or before JULY 17, 1968

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is

JULY 17, 1968 72 EXTENSION 9-10-70

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 3.29 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 17, 1968; said water to be used during the following described annual period:

MAY 1 TO OCTOBER 1

Witness my hand this 29TH day of JULY, 1963

State Water Resources Commission

By:

[Signature]
Chief Engineer, Executive Officer

Certificate of Construction issued NOVEMBER 22, 1971

Water License is NOVEMBER 22, 1971

Remarks by the Applicant:

Permit No. 1036-3Water Diversion No. 3 MISSOURI RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the Lake Shorpe Wildlife Conservation Corporation

_____ the holder _____ of
Permit No. 1036-3, issued upon Application No. 1036-3, bearing date of priority of May 20, 1963
_____ authorizing the diversion of 3.29 cu. ft. per second of the waters of _____
Missouri River County of Hughes, State of South Dakota at _____
points South 43° East, 197 rods from the NE Corner, and South 30° 30' East, 43
rods from the NW Corner, all in Section 20, T10RN, 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 6.65 cu. ft. per second of water.

Date November 22, 1971

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1036-3

(1) WHEREAS, On the 20th day of May A. D. 19 63
Walter C. Pruess

made Water Right Application No. 1036-3 for a permit to use 3.29 cubic feet per second of the waters of the Missouri River

County of Hughes State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 29th day of July A. D. 19 63

Permit No. 1036-3 with a date of priority of May 20, 1963

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 17th day of July A. D. 19 68 and for the application to beneficial use of said water on or before the 17th day of July A. D. 19 72.

and, Whereas, on the 13th day of March, 1970, the Permit was transferred to the Lake Sharpe Wildlife Conservation Corporation,

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 3.29 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 land in T108N, R75W

		Acres
Section 20	NW $\frac{1}{4}$ SW $\frac{1}{4}$	20.0
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	37.5
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	5.0
Section 21	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.0
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	25.0
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	22.9
Total		230.4 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, the Lake Sharpe Wildlife Conservation Corporation

_____ of Watertown, S.D.

the holder _____ and owner _____ of said permit No. 1036-3 a water right, dating from May 20, 1963

_____ is use of 3.29 cubic feet per second of the waters of Missouri River

in the County of Hughes and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at points South 43° East, 197 rods from the NE Corner and South 30° 30' East, 43 rods from the NW Corner, All in Section 20, T108N, R75W

and conduct to and upon portions of Sections 20 and 21, T108N, R75N, more fully described on the face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1036-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 22nd day of November A. D.
Nineteen Hundred and Seventy-one

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIES

on or before
(First Publication) June 22, 1963

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., June 4, 1963

Notice is hereby given that Walter Pruess whose postoffice address is Pierre S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 3.29 cubic feet of water per second of time from the Missouri River through the Pruess Irrigation Project, the point of diversion of which is to be located on the left between points in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 20 and a point bank of said stream/in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 21 portions of Twp. 108N Range 75W. Said water to be used for the purpose of providing irrigation on/the following described land:

N $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 20; SW $\frac{1}{4}$, Section 21, all in T108N, R75W

~~XXXXXX~~

~~XXXXXX~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of July, 1963, at 2 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

CC: Robert Hipple, Publisher
Capital Journal
Pierre, South Dakota

By:
BURTON F. JONES
Water Right Specialist

1096-3

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County HUGHES } ss.

J. H. HIPPLE being duly sworn, deposes and says the annexed printed copy of Notice of Intention to appropriate Water was taken from the _____

DAILY CAPITAL JOURNAL a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the _____

CITY of PIERRE County of HUGHES and State of South Dakota; that the said notice was published in said newspaper on the following dates:

6-11, 6-18, 6-25, 7-2-63

in each and every issue of the full number thereof, the first publication being made on the 11 day of June 1963 and the last publication on the 2 day of July 1963, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was Business Mgr. the printer and publisher of the said newspaper.

J. H. Hipple

Subscribed and sworn to before me this 2 day of July A. D. 1963

Notary Public and
Sergeant at Law
Pierre, S. D.

Lauch Barnard
Notary Public HUGHES County, S. D.

Nd. 10271
At daily June 11-12-13 July 2
No. 1096-3
APPROPRIATION OF WATER
Office of State Water Resources
Commission
Pierre, S. Dak., June 4, 1963
Notice is hereby given, that Walter Pruett whose postoffice address is Pierre, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 3.29 cubic feet of water per second of time from the Missouri River through the Pruett Irrigation Project, the point of diversion of which is to be located on the left bank of said stream between points in the NW 1/4 SW 1/4 Section 30 and a point in the SE 1/4 of the SW 1/4 of Section 21 Twp. 108N Range 75W. Said water to be used for the purpose of providing irrigation water portions of the following described land: N 1/2 SW 1/4 & W 1/2 SW 1/4 Section 20; SW 1/4 Section 21, all in T108N, R75W.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 15th day of July, 1963, at 2 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: CURTIS F. JONES
Water Right Specialist

RECEIVED
JUL - 3 1963
STATE WATER RESOURCES COMAL.
PIERRE, SOUTH DAKOTA

		Oil	41 1/2
Chas. Co.	48 3/4	RC.	71 3/4
Cons Coal	41 1/4	Rep Steel	37 1/2
Coit Can	47 1/4	Rex Drug	31 1/4
Cont Oil	61	Rey Tob	39 1/2
Deere	69	Sears Roe	88 1/2
Douglas	21	Shell Oil	42 1/2
Dow Chem	61 1/2	Sinclair	41 1/2
du Pont	247	Socony	67
East Kod	110 1/4	Sp Rand	15 1/2
Ford Mot	51 1/4	St Brands	71 3/4
Gen Elec	81 1/4	St Oil Cal	61
Gen Foods	81 1/4	St Oil Ind	59
Gen Mills	36 1/4	St Oil N.J.	67 1/2
Gen Mot	76 1/4	Swift & Co	12 1/2
Gen Tel	25 1/4	Texas	68
Goodrich	49 1/4	Texas Ins	33 1/4
Goodyear	36 1/4	Un Pac	41
Gould Bat	41 1/4	Un Air Lin	41 1/4
Gt No Ry	53 1/4	U S Rub	46 1/4
Greyhound	41 1/4	U S Steel	49
Homestk	47 1/4	West Un	23 1/4
IB Mach	466	Westg El	37 1/2
Int Harv	60 1/2	Wworth	70 1/2
Int. Paper	31 1/2	Yno S & T	101 1/2

NOTICE OF TRANSFER OF WATER PERMIT

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

Date March 12, 1970

This is to notify you that title to the lands described as follows:

Portions of the N 1/2 SW 1/4 and N 1/2 SE 1/4, Section 20, T108N, R75W
and SW 1/4, Section 21, T108N, R75W, described in Water Right Map
No. 677-3

formerly owned by Walter C. Pruess, Pierre, South Dakota

has been transferred to Lake Sharpe Wildlife Conservation Corporation
Watertown, South Dakota

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No.
1036-3 as provided for in Section 61.0127 of the 1960 Supplement to the South Dakota Code of 1939.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Resources Commission as evidence of the change of ownership.

A fee of one dollar is hereto attached to cover filing fees as required under Section 61.0159 of the 1960 Supplement to the South Dakota Code of 1939.

STATE OF SOUTH DAKOTA)
County of Codington) ss.

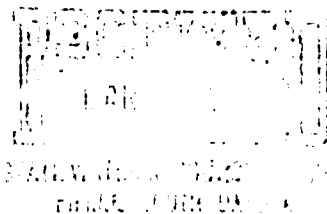
I, Howard F. Aarstad, Corporate Sec. being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of ~~owner~~, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Howard F. Aarstad
(Signed)

Suscribed and sworn to before me this 12 day of March, 19 70

William G. Neale
(Notary Public)

WILLIAM G. NEALE, Notary Public
Codington County, S. Dak.
My Commission Expires 8-18-73



APPLICATION FOR EXTENSION OF TIME

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

Date August 4, 1970

Dear Sirs:

in Water Right Permit No. 1036-3 it is specified that the water diversion system is to be completed by
July 17, 1968 and that the water is to be put to the limit of beneficial use by
July 17, 1968.

I hereby request that the date for completing the diversion system be extended to _____,
19____ and that the date for putting the water to the limit of beneficial use be extended to
July 17, 1972.

The extension of time for the completion of these works is requested for the following reasons: _____
Recent purchase of the project has prohibited us from completing the entire
project.

Enclosed herewith is a fee of \$1.00 to pay the cost of filing this request for extension of time.

Lake Sharpe Wildlife Conservation Corp.

By John W. Agabrite Sec

(Signed)

Holder of Permit No. 1036-3

APPROVED: 9-10-70

WATER RESOURCES COMMISSION

By: Dwight J. [Signature]

RECEIVED
N 1036-3

STATE WATER RESOURCES COMM.
PIERRE, S.D. 57501



DEPARTMENT OF THE ARMY
OMAHA DISTRICT, CORPS OF ENGINEERS
7410 U.S. POST OFFICE AND COURT HOUSE
OMAHA, NEBRASKA 68102

1036-3

1400RE-M

26 October 1970

Regional Director
U. S. Department of Interior
Bureau of Reclamation
Regional Office, Region 6
P. O. Box 2553
Billings, Montana 59101

Dear Sir:

Inclosed for your information and files is a conformed copy of Easement No. DACW45-2-71-6014 granting the Lake Sharpe Wildlife Conservation Corporation, Watertown, South Dakota an easement for right of way for installation, operation and maintenance of two portable irrigation water pipelines and portable pumping systems on land within the boundaries of Big Bend Dam, Lake Sharpe, South Dakota for a period coextensive with South Dakota Water Permit No. 1036-3. The South Dakota Water Permit allows 3.29 cubic feet per second for use on 230.4 acres of land.

Sincerely yours,

1 Incl
as stated
CF:
S.D. Water Res Com w/cy Incl
RE Proj Ofc, Pierre
AE, Big Bend w/cy Incl

L. Y. LAWTON
Chief, Real Estate Division

RECEIVED
OCT 23 1970

STATE WATER RESOURCES COMM
PIERRE, SOUTH DAKOTA

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

ON BIO BEED DAM, LAKE SHARPE, SOUTH DAKOTA

NO. DACW45-2-71-6914

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

LAKE SHARPE WILDLIFE CONSERVATION CORPORATION, a corporation duly organized and existing under and by virtue of the laws of the State of South Dakota, with its principal office at 1013 N. Broadway, Watertown, South Dakota,

hereinafter designated as the grantee, for a period ~~not exceeding~~ coextensive with South Dakota State Water Permit No. 1936-3, held by grantee, from the date hereof, an easement for two rights of way for installation, operation and maintenance of two portable irrigation water pipelines and portable pumping systems, hereinafter referred to as "main line,"

over, across, in, and upon land under the control of the Secretary of the Army at the location shown in red on Exhibit "A"

attached hereto and made a part hereof, and described as follows:

Right of Way No. 1 - A strip of land 50 feet wide in the SW $\frac{1}{4}$ of Section 20, T 106 N, R 75 W, Hughes County, South Dakota, lying 25 feet on each side of the following described line: Beginning at the SW corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20, thence R 20°(00') W to the shoreline of Lake Sharpe, containing 0.30 of an acre, more or less.

Right of Way No. 2 - A strip of land 50 feet wide in the SW $\frac{1}{4}$ of Section 21, T 106 N, R 75 W, Hughes County, South Dakota, lying 25 feet on each side of the following described line: Beginning at the NE corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 21, thence South parallel to the East line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ to the shoreline of Lake Sharpe, containing 0.70 of an 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 Twenty-five and No/100 Dollars - - - - - (\$ 125.00)
For the term , payable in advance. Compensation shall be made payable to the Treasurer of the United States and forwarded by the grantee to District Engineer, Omaha District, Corps of Engineers, 7410 U. S. Post Office & Court House, 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 ~~grantor~~, 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.

Conditions Nos. 15, 16, 17, 18 and 19 are continued on page 3a, attached hereto and by this reference made a part hereof.

Prior to the execution of this instrument, Conditions Nos. 7 and 13 were altered, and Conditions Nos. 15, 16, 17, 18 and 19 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 20th
day of August 19 70.

/s/ W. P. Lausterer
W. P. LAUSTERER
Acting Chief, Real Estate Division,
Omaha District, Corps of Engineers

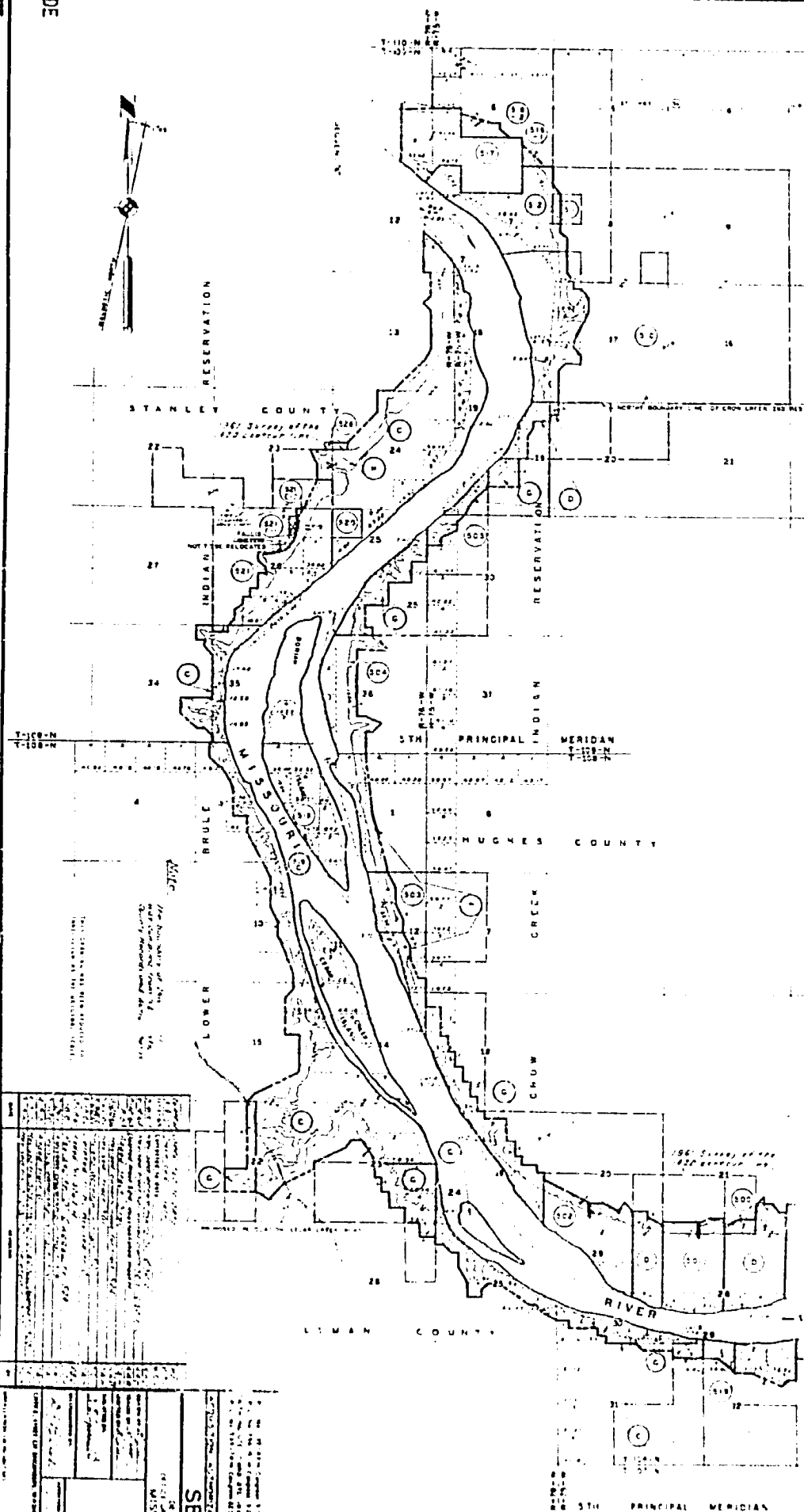
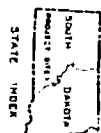
15. That the grantee shall comply promptly with any regulations, conditions or instructions affecting the activity hereby authorized if and when issued by the Federal Water Pollution Control Administration and/or a State Water Pollution Control Agency having jurisdiction to abate or prevent water pollution. Such regulations, conditions or instructions in effect or prescribed by the Federal Water Pollution Control Administration or State Agency are hereby made a condition of this grant.

16. That this easement and rights of way for water pipelines and pumping plants 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.

17. That the grantee shall not install erosion control devices around the intake of the irrigation systems without the approval by said officer in charge.

18. That any fuel storage tanks and/or liquid fertilizer tanks located above ground shall be so located or protected by dikes, curbs, sumps or other suitable means as to prevent the spread of liquids in case of leakage of tank or piping therefrom causing or contributing to the pollution of any watercourse. The holding area shall have a capacity at least equal in volume to that of the largest tank in use, plus ten per cent of all other tanks inclosed.

19. The right is hereby reserved to the United States to flood the premises whenever necessary in connection with river and flood control work, and the grantee shall have no claim for damages of any character on account thereof against the United States.

[illegible]

PROJECT MAP

AGENCY DEPT. OF THE ARMY

EAN SOUTH DAKOTA

COURTESY WHEELS, LYNABY STAN

MISSOURI RIVER

Destination **OLAHKA**

ADAP 241A 51574

LOCATION OF PROJECT

4: ANALYST: GT THOMPSON

32 MILS ST. OR PLATE

TRANSPORTATION FACILITY

CH₁ & N₁

STAT 6305

8

Acquisition

1014 A7; 4:2241D

ACM 577

2013 RELEASE

1000

—

DISPOSAL:

FORM 4375-PR-2007

ADRIUS HCAE

ADT: MAGNET

67M-1458 7665-0117

[illegible]

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

LEGEND

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

1990-1991

Education 1

— But I don't want to see you

DATE RECEIVED

PART THREE

[illegible]

Contract Line

5000

SEGMENT 5

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

WVLA DIVISION

REAL ESTATE

১৯৮০
 ১৯৮১

L. A. N. E. S. T. A. H.

1

Permit No. 1036-3Water Division 3 Missouri River Water DistrictREPORT 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 LAKE SHARP WILDLIFE CONSERVATION CORP. of PIERRE holderof Permit No. 1036-3, bearing date of priority of MAY 20, 1963authorizing the diversion of 3.29 cu. ft. per second of the waters of MISSOURI RIVER for IRRIGATION purposes, in HUGHES 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:

- 2 - CORNELL MODEL 6NW2-RH PUMPS WITH
10" INTAKE & 10" DISCHARGE
2 - CHRYSLER TND 4.30 DIESEL ENGINES.

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

- 1570' OF 10" MAINLINE
520' OF 8" "
3000' OF 6" "

C. Works used to apply water to beneficial use.

- 2550' OF 10" GATED PIPE - 30" GATES
2910' OF 6" " " 30" "
LAND HAS BEEN LEVELLED

The system is in the following condition: VERY GOODThe point of diversion is located AT POINTS S43°E, 197 RODS FROM NE CORNER, AND S30°30'E 43 RODS FROM THE NW CORNER, SEC 20, T108N, R75WThe works are capable of diverting and conveying to the place of use 6.66cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL IN T108N, R75W

SECTION 20		SECTION 21	
NW ¹ SW ⁴	2.0 ACRES	NW ¹ SW ⁴	40.0 ACRES
NE ⁴ SW ²	37.5 "	NE ⁴ SW ²	40.0 "
NW ⁴ SE ⁴ SW ⁴	40.0 "	SW ⁴ SW ²	25.0 "
SW ⁴ SE ⁴ SW ²	5.0 "	SE ⁴ SW ⁴	22.9 "

comprising a total of 230.4 acres of land.Date OCTOBER 14, 1971Burton Jones
(Signature)WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8841

PIERRE, May 18, 1982

RECEIVED OF Gribbin, Burns & Elde, Francis C. Burns, 16 East Kemp, Watertown, SD 57201
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and Issuing Cert. of Construction No.....		
Fee for inspecting Beneficial Use, and Issuing Water License No.....		
Fee for Issuing Location Certificate-Dry Draw, No.....		
Fee for filling <u>Transfer of WR#1036-1</u>	2	50
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	2	50

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH (ms)

1036-3
1031-3

Pierre, South Dakota 57501

WATER RIGHTS DIVISION

(505) 773-3352

May 18, 1982

Francis C. Burns
Gribbin, Burns & Eide
16 E. Kemp
Watertown, South Dakota 57201-3698

Dear Mr. Burns:

Enclosed please find Receipt Nos. 4 8840 and 4 8841 in the amount of \$2.50 each which you paid for the transfer of Water Rights Nos. 1031-3 and 1036-3.

The Water Rights are now listed as "an undivided 1/6 interest" between Fremont B. Forsberg, Howard F. Aarstad, John W. Argabrite, Richard J. Schoessler, Eldon Siehl and Sidney P. Gislason.

As we discussed in our phone conversation May 18, John W. Argabrite will be listed as the "primary contact" concerning the Water Rights.

Sincerely,

Genny Young
Water Rights Specialist

GY:ms
Enc.

NO. 1036-3

NOTICE OF TRANSFER OF WATER PERMIT

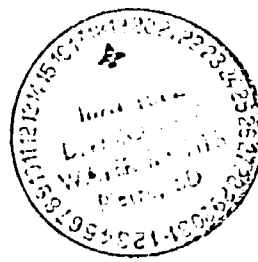
To: Water Rights
Foss Building
Pierre, S. Dak. 57501

Date: January 8, 1982

This is to notify you that title to the lands described as follows:
NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 108 North, Range
75 West, Hughes County; NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21,
T108N, R75W, Hughes County, South Dakota,

formerly owned by Lake Sharpe Wildlife Conservation Corporation has been
transferred to the following named individuals, to-wit:

<u>NAME</u>	<u>POST OFFICE ADDRESS</u>
Fremont G. Forsberg	274 South Lake Drive Watertown, South Dakota 57201
Howard F. Aarstad	272 South Lake Drive Watertown, South Dakota 57201
John W. Argabrite (Contact for questionnaire)	270 South Lake Drive Watertown, South Dakota 57201
Richard J. Schoessler	402 North Huron Pierre, South Dakota 57501
Eldon Siehl	Rural Route 2 Heron Lake, Minnesota 56137
Sidney P. Gislason	State and Center Streets New Ulm, Minnesota 56073



together with any rights to the beneficial use of water thereon as
evidenced by Water Right Permit No. 1031-3 as provided for in SDCL
46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer
of Water Permit" in its appropriate file at the Office of Water Rights,
Water Management Board, as evidence of the change in ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is hereto attached to cover
filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA

SS

COUNTY OF CODINGTON

Fremont G. Forsberg, Howard F. Aarstad, John W. Argabrite, being
each first duly sworn on oath, deposes and says: That my relation to

the above-described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Tremont G. Forsberg
Tremont G. Forsberg

Howard F. Aarstad
Howard F. Aarstad

John W. Argabrite
John W. Argabrite

Subscribed and sworn to before me this 8th day of January, 1982.

(SEAL)

Francis C. Burns
Francis C. Burns, Notary Public
Codington County, South Dakota
My Comm. expires: Sept. 4, 1984

STATE OF SOUTH DAKOTA
COUNTY OF HUGHES SS

I, Richard J. Schoessler, 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 I know of my own personal knowledge that the information herein stated is true.

Richard J. Schoessler
Richard J. Schoessler

Subscribed and sworn to before me this 23 day of March, 1982.

(SEAL)

Lance Turner
Notary Public
Hughes County, South Dakota
My Comm. expires: 2/13/89

STATE OF MINNESOTA
COUNTY OF SS

I, Eldon Siehl, 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 I know of my own

personal knowledge that the information herein stated is true.

Eldon R. Siehl
Eldon Siehl

Subscribed and sworn to before me this 19th day of January, 1982.

Doris S. Wentz

(SEAL)

Notary Public

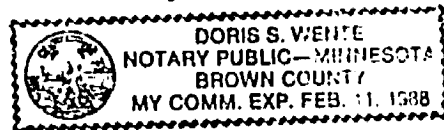
County, Minnesota

My Comm. expires:

STATE OF MINNESOTA

SS

COUNTY OF



I, Sidney P. Gislason, 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 I know of my own personal knowledge that the information herein stated is true.

Sidney P. Gislason
Sidney P. Gislason

Subscribed and sworn to before me this 19th day of January, 1982.

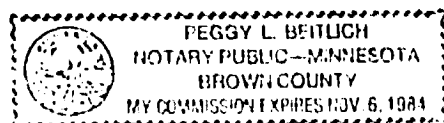
Peggy L. Beulich

(SEAL)

Notary Public

County, Minnesota

My Comm. expires:



1031-3
1036-3

November 24, 1982

Lester Bisson, Jr.
Route #2, Box 135
Flandreau, South Dakota 57028

Dear Mr. Bisson:

This letter is in regard to our telephone conversation of November 23, 1982 concerning Water Right Nos. 1031-3 and 1036-3 listed in the name of Lake Sharpe Wildlife Conservation Corporation. You indicated you were one of the new owners and Mr. Agrabrite no longer was associated with the corporation.

You further indicated you could be contacted concerning the Irrigation questionnaire. Enclosed please find the 1982 Irrigation Questionnaire pertaining to each permit. If accurate records have not been kept, estimations will be satisfactory.

If you have any questions, please advise. Thank you for your assistance in this matter.

Sincerely,

GENNY YOUNG
Water Rights Specialist

GY:ms
Enc.

Water Rights Division - DWNR
Conversation or File Documentation

File No. 1031-3
1036-3

NAME OF PERSON OR FILE: Lester Bisson, Jr.

ADDRESS: Rt 2, Box 135, Flandreau, SD 57028 COUNTY Hughes

DATE: November 23, 1982 TELEPHONE 997-2904

RE: W.R. #'s 1031-3 & 1036-3 listed in the name of Lake Sharpe Wildlife Conservation Corp.

COMMENTS:

W.R. #'s 1031-3 and 1036-3 listed John W Agrabrite as the operator of the
systems and the person to contact concerning the irrigation questionnaire,
Mr. Agrabrite indicated on / ^{this year's} questionnaires that Lester Bisson, Jr., was
one of the new owners of the Corporation. I called Mr. Bisson to find out
whether or not he was to get the questionnaires in the future--he stated
Mr. Agrabrite no longer had anything to do with the corporation and the
questionnaires could be sent directly to him now.

SEND FUTURE QUESTIONNAIRES TO: Lester Bisson, Jr.

Rt 2, Box 135, Flandreau

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

4/82

NAME: *Dennis Young*

No. 1036-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, South Dakota 57501

DATE: July 11, 1983

This is to notify you that the title " " the lands described as follows:

NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20 and
NW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, all
in Township 108 North, Range 75 West, Hughes County,
South Dakota

formerly owned by:

<u>NAME</u>	<u>POST OFFICE ADDRESS</u>
Fremont G. Forsberg	274 South Lake Drive Watertown, South Dakota 57201
Howard F. Aarstad	272 South Lake Drive Watertown, South Dakota 57201
John W. Argabrite	270 South Lake Drive Watertown, South Dakota 57201
Richard J. Schoessler	402 North Huron Pierre, South Dakota 57501
XXXXXXXXXXXX XXXXXXXXXX Estate of Eldon Siehl Heron Lake, Minnesota Deceased	c/o Mr. R. W. Hohman Senior Vice President First Trust Company First National Bank Building XXXXXXXXXX , Minnesota 55401 St. Paul
Sidney P. Gislason	State and Center Streets New Ulm, Minnesota 56073

has been transferred to:

Lester Bisson, Jr.	Rural Route 2 Flandreau, South Dakota 57028
David Bisson	Rural Route 2 Flandreau, South Dakota 57028
Kenneth Zylstra, Jr., III	166 Juniper Lane Apple Valley, Minnesota 55124

together with any rights to the beneficial use of water thereon
as evidenced by Water Right Permit No. 1036-3 as provided for in
SDCL 46-5-32 and 46-5-33.

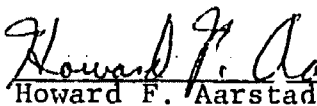
You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Rights, Water Management Board as evidence of the change of ownership.

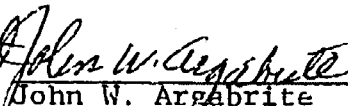
A fee of Two Dollars and Fifty Cents (\$2.50) is hereto attached to cover filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA
SS
COUNTY OF CODINGTON

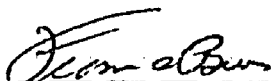
We, Fremont G. Forsberg, Howard F. Aarstad, and John W. Argabrite, being each first duly sworn on oath deposes and says: That my relation to the above-described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.


Fremont G. Forsberg


Howard F. Aarstad


John W. Argabrite

Subscribed and sworn to before me this 16th day
of July, 1983.


Notary Public, South Dakota

STATE OF SOUTH DAKOTA
SS
COUNTY OF HUGHES

I, Richard J. Schoessler, 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 I know of my own personal knowledge that the information herein stated is true.


Richard J. Schoessler

Subscribed and sworn to before me this 25th day
of July, 1983.


Notary Public, South Dakota

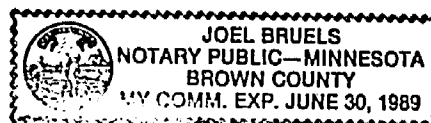
STATE OF MINNESOTA) ss
COUNTY OF BROWN)

I, the undersigned co-executor of the estate of Eldon Siehl, being first duly sworn, depose and say: That the relationship of the Estate of Eldon Siehl to the above-described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information stated herein is true.

Sidney F. Gilman
Co-Executor of Estate of Eldon Siehl,
Deceased

Subscribed and sworn to before me this 11th day of July, 1983.

Notary Public



STATE OF MINNESOTA)
COUNTY OF RAMSEY) ss

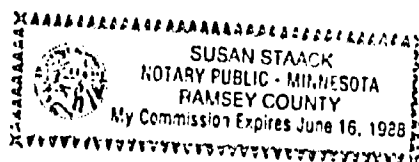
I, the undersigned officer of the First Trust Company of St. Paul, being first duly sworn, depose and say: That the relationship of the Estate of Eldon Siehl to the above-described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information stated herein is true.

FIRST TRUST COMPANY OF ST. PAUL

By: R. H. Norman
Senior Vice President

Subscribed and sworn to before me this 13th day
of July, 1983.

Susan Haack
Notary Public



STATE OF MINNESOTA

SS

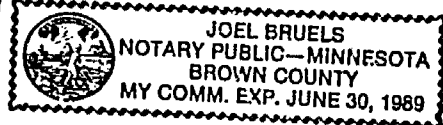
COUNTY OF BROWN

I, Sidney P. Gislason, 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 I know of my own personal knowledge that the information herein stated is true.

Sidney P. Gislason
Sidney P. Gislason

of July Subscribed and sworn to before me this 11th day
1983.

Joel Bruels
Notary Public, Minnesota



STATE OF MINNESOTA

SS

COUNTY OF HENNEPIN

I, the undersigned officer of the University of Minnesota Foundation, being first duly sworn on my oath depose and say: That the relationship of the University of Minnesota Foundation to the above-described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

UNIVERSITY OF MINNESOTA FOUNDATION

BY: _____

of _____ Subscribed and sworn to before me this _____ day
1983.

Notary Public, Minnesota

RECEIPT

Division of Water Rights

No 4 9342 -

South Dakota Department of Water and Natural Resources

Pierre, September 15, 1983

Tom Adam; May, Adam Gerdes & Thompson

RECEIVED OF Box 160, Pierre, SD 57501 (for Lester Bisson)

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

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

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

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

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

Fee for Filing Transfer Form for WR# 1036-3 _____

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

2 50

2 50

By

Chief Engineer

JOHN HATCH/ms

1031-3
1036-3

WATER RIGHTS DIVISION
(605) 773-3352

September 26, 1983

Tom Adam
May, Adam, Gerdes and Thompson
Box 160
Pierre, South Dakota 57501

Dear Mr. Adam:

Enclosed are receipt Nos. 4-9341 and 4-9342 in the amount of \$2.50 each which you paid for the transfer of Permit Nos. 1031-3 and 1036-3. As stated to you in our letter dated September 22, Lester Bisson, Jr., David Bisson and Kenneth Zylstra, Jr. are now listed as the permit holders.

Sincerely,

Genny McMath
Water Rights Specialist

GM:ms
Enc.

Water Rights Division
605 773-3352

September 22, 1983

1031-3
1036-3

Lester Bisson, Jr.
RR #2, Box 135
Flandreau SD 57028

Dear Mr. Bisson:

This letter is to notify you that Water Permit Nos. 1031-3 and 1036-3 formerly in the name of Lake Sharpe Wildlife Conservation Corp., have been transferred to Lester Bisson, Jr., David Bisson and Kenneth Zylstra, Jr. The permits are listed in-care-of you and any correspondence concerning these permits will be forwarded to you.

Sincerely,

GENNY MCMATH
Water Rights Specialist

GH:ks

Water Rights Division 605 773-3352

September 21, 1983

1031-3
1036-3

Tom Adam
May, Adam, Gerdes & Thompson
Box 160
Pierre SD 57501

Dear Mr. Adam:

This is to notify you that Water Permit Nos. 1031-3 and 1036-3 formerly in the name of Lake Sharpe Wildlife Conservation Corp., have been transferred to Lester Bisson, Jr, David Bisson and Kenneth Zylstra, Jr. The Permits are listed in-care-of Lester Bisson, Jr, RR 2, Box 135, Flendreau.

Enclosed are the extra copies of the transfer forms you submitted. The receipt for the \$5.00 filing fees you submitted will be forwarded to you at a later date.

Sincerely,

GENNY HCHATH
Water Rights Specialist

GM:ks

enclosures

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

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

April 15, 1985

Lester Bisson Jr.
RR 2 Box 135
Flandreau SD 57028

Notice

Re: Violation of Requirement To Submit 1984 Irrigation Questionnaire

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s). 1031-3, 1036-3. The request for the Questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

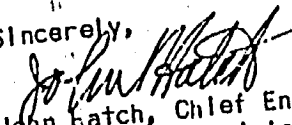
The hearings will be held at 10:30 a.m., May 15, 1985 in the Civil Defense Room, State Capitol Building, Pierre, South Dakota.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 1031-3, 1036-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.

Sincerely,


John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

NOTE: If the questionnaire(s) is received in this office before the May 15th hearing date, your name will be deleted from the agenda for the hearings.



Department of Water & Natural Resources

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Lester Blisson, Jr.
RR #2, Box 135
Flandreau, SD 57028

FROM: John Hatch, Chief Engineer
Water Rights Division 773-3352

SUBJECT: Amendment to Water Permit No(s). 1036-3 and 1031-3.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 1036-3 and 1031-3 to add the following qualification:

"This permit is subject to the Irrigation Water Use Questionnaire being submitted each year."

The addition of this qualification to your Permit means that failure to submit the required Irrigation questionnaire in the future could result in suspension of the water permit and no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.



Department of Water & Natural Resources

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

Attachment to Water Permit No(s). 1036-3 and 1031-3

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 1036-3 and 1031-3 to add the following qualification:

"This permit is subject to the Irrigation Water Use Questionnaire being submitted each year."

 **Department of
Water & Natural Resources**

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

May 16, 1986

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: Lester Bisson, Jr.
RR 2, Box 135
Flandreau SD 57028

FROM: John Hatch, Chief Engineer *John Hatch*
Water Rights Division *By Del Burz*
605 773-3352

SUBJECT: One Year Suspension of Water Permit No(s). 1036-3 &
1031-3 If the 1985 Irrigation Questionnaire Is Not
Received By June 1, 1986

Pursuant to the provisions of the notice dated March 26, 1986 and following the Hearing May 14, 1986, the Water Management Board ordered:

That Water Permit No(s). 1036-3 & 1031-3 be suspended until December 31, 1986, unless the required 1985 Irrigation Water Use Questionnaire is received by June 1, 1986.

Suspension of a permit means water may not be pumped during the 1986 irrigation season. Decisions of the Board may be appealed to the Circuit Court and the Supreme Court as provided by law.

Equal Opportunity Employer

1031-3 BISSON, BISSON + ZYLSTRA

1034-3 " " "

HUGHES

SURFACE WATER - MISSOURI RIVER

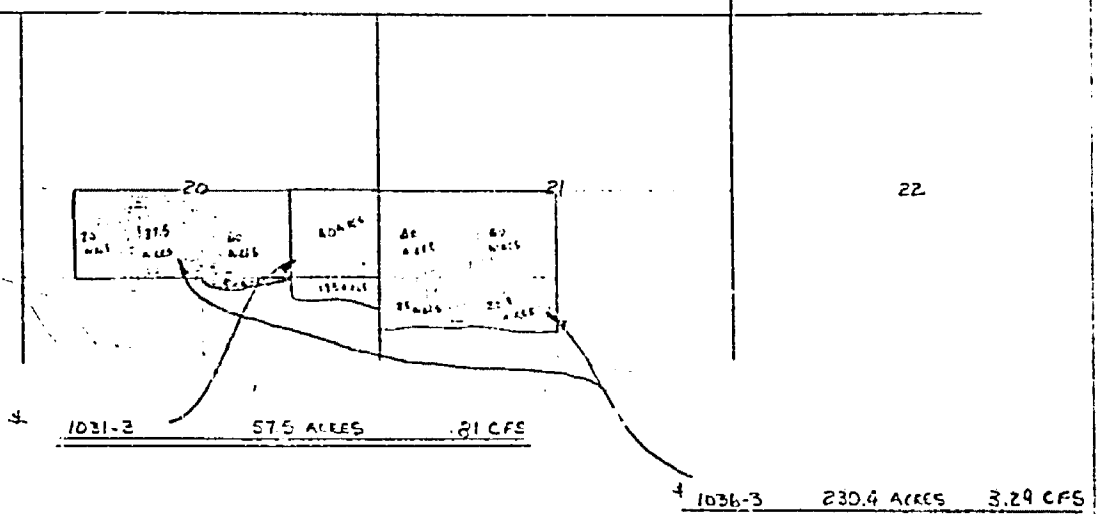
T108N R75W

LESTER BISSON JR.

RT 2 BOX 135

FLANDREAU, S.D. 57028

8 1/2 miles to 34



4 INDICATES WATER LICENSE

NEED TO CHECK IRRIGATION - PERMITS ARE SUSPENDED FOR 1986
FOR FAILURE TO SUBMIT WATER USE REPORT -

1036-3

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181
March 26, 1986

NOTICE

Lester Blisson, Jr.
RR 2, Box 135
Flandreau, SD 57028

Re: Violation of Water Permit No(s). 1031-3 and 1036-3

Our records indicate that the 1985 Irrigation Questionnaire has not been received for Water Permit No(s). 1031-3 and 1036-3. The request for the Questionnaire was dated November 13, 1985. The Water Management Board has directed that owners of water permits who have not submitted 1985 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 1031-3 and 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

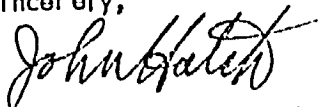
The hearing(s) will be at 2:00 p.m., May 14, 1986, Joe Foss Building, Room 216, Pierre, South Dakota. The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 1031-3 and 1036-3 until either the 1985 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.

Sincerely,



John Hatch, Chief Engineer
Water Rights Division
(605) 773-3352

Note: If the questionnaire(s) is received in this office before the May 14 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

Water Rights Division - DWR
Conversation or File Documentation

File No. 1031--3

1031--3

NAME OF PERSON OR FILE: Benson, Benson & Zylstra

ADDRESS: _____ COUNTY Hughes

DATE: 7/9/86 TELEPHONE _____

RE: suspended permit

COMMENTS:

Talking to Mrs Benson she pointed out to a
place SE of the house saying that they irrigate the land
also talked to a younger gentleman he said that they
irrigated this year (he said a little bit water was
used ??) At the time of inspection none of the
pumps located on the farmstead were working ^{was} approx.
4 ft. ~~high~~ high

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

4/82

NAME: MSHed

1036-3

**SOUTH DAKOTA Department of
Water & Natural Resources**

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

January 29, 1988

LESTER BISSON JR
RT 2 BOX 135
FLANDREAU, SD 57028

NOTICE

Re: Violation of Water Permit No(s). 1031-3, 1036-3

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 1031-3, 1036-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 1031-3, 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

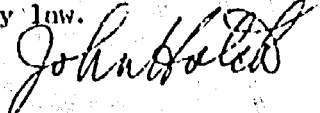
The hearing(s) will be at 9:00 am, March 2, 1988, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 1031-3, 1036-3 until either the 1987 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.


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

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

 **Department of
Water & Natural Resources**

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

March 14, 1988

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: LESTER BISSON JR
RT 2 BOX 135
FLANDREAU, SD 57028

FROM: John Hatch, Chief Engineer
Water Rights Division
605-773-3352 

SUBJECT: One Year Suspension Of Water Permit No(s). 1031-3,
1036-3

Pursuant to the provisions of the notice dated January 29, 1988, and following the hearing of March 2, 1988, the Water Management Board has ordered:

That Water Permit No(s). 1031-3, 1036-3 be **SUSPENDED** until December 31, 1988.

Suspension of a permit means water may not be pumped during the 1988 irrigation season. Decisions of the Board may be appealed to the Circuit Court and the Supreme Court as provided by law.

 **Department of
Water & Natural Resources**
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

April 4, 1988

NOTICE

TO: Lester Bisson, Jr.
Rt 2, Box 135
Flandreau SD 57028

FROM: John Hatch, Chief Engineer
Water Rights Division
605 773-3352



SUBJECT: 1987 Irrigation Questionnaire

The attached notice was sent certified mail return-receipt requested. The post office has returned the certified mail return-receipt requested envelope to our office marked "unclaimed". The envelope indicated the post office notified you March 15 and March 22, 1988 to pick up and sign for the certified mail.

If you have any questions, please contact us.

CERTIFICATION

I hereby certify that on April 4, 1988 I have personally deposited with the U.S. Mail, a postage prepaid envelope containing Notice concerning the 1987 Irrigation Questionnaire addressed as follows:

Lester Bission, Jr.
Rt 2, Box 135
Flandreau SD 57028

Karen Schlaak
KAREN SCHLAACK
Senior Secretary

STATE OF SOUTH DAKOTA ;
COUNTY OF HUGHES) ss

Sworn to, before me, this 6th day of April, 1988.



John A. [Signature]
Notary Public

Water Rights Division - DWR
Conversation or File Documentation

File No. 1031-3

1036-3

NAME OF PERSON OR FILE: _____

ADDRESS: _____ COUNTY _____

DATE: May, 1988 TELEPHONE _____

RE: _____

COMMENTS:

Due to a discrepancy on ownership and the address Notices were mailed - Water Right Nos. 1031-3 and 1036-3 were deleted from those suspended for 1988. John Hancock Mutual Life Insurance Company foreclosed on Besson April 13, 1988.

October 17, 1988

Redemption period passed - requested transfer forms.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Genny Mermeth

SOUTH Dakota Department of
Water & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181
WATER RIGHTS DIVISION
(773-3352)

October 17, 1988

Mike S. Huber
John Hancock Mutual Life Insurance Co.
1030 Badgerow Building
PO Box 3009
Sioux City, Iowa 51102

Dear Mr. Huber;

Please find enclosed two copies of Notice of Transfer of Water Permit forms. These forms must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50 for each transfer, total of \$5.00 for the two.

Upon receipt of the enclosed forms and the \$2.50 filing fee for each, the permits will be transferred to the proper name. 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.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Secretary

ms/



DATE MICROFILMED

CAMERA OPERATOR

OCT 1988
 OFFICE OF
 HUMAN RIGHTS
 WASH. DC
 01612345678910

Date: 11/17/83

230.4 acres - N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 20, SW $\frac{1}{4}$ Section 21, T108N, R75W

Water Right Permit No. 1036-3 as provided for in SDCL 46-5-32 and 46-5-33.

IOWA
STATE OF ~~SOUTH DAKOTA~~)
) ss.
County of Woodbury)

John Hancock Mutual Life Ins. Co.
By: Hubert S. Hale
(Signed)

Jean Anthony
(Notary Public) Jean Anthony
My commission expires: 9-22-89

1036-3

John Hancock Mutual Life Insurance Company

Upper Midwest Regional Office

1030 Badgerow Building
(712) 252-4323

Mail Address:
PO Box 3009
Sioux City, IA 51102

Mike S. Huber
Agricultural Investment Analyst



October 19, 1988

Ms. Maxine Stirling
Department of Water & Natural Resources
Water Rights Division
Joe Foss Bldg - 523 East Capitol
Pierre, South Dakota 57501-3181



Dear Ms. Stirling:

RE: FA 16065 Bisson

Thank you for sending the transfer of water permit forms on the former Lester Bisson land. Please find enclosed the completed forms and the \$5.00 filing fee for the two permits.

I don't recall having any sort of transfer done on the former Ray Shields land that we now own. There should be water permits to transfer there also. Could you check your records and send me what ever is needed to have the permits on our name in that case also. The legal is the NE $\frac{1}{4}$ and SW $\frac{1}{4}$ of Section 32, Township 110, Range 76 in Hughes County.

Yours truly,

A handwritten signature in dark ink that reads "Mike S. Huber".
Mike S. Huber

RECEIPT

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

Pierre, October 21, 19 89

RECEIVED OF John Hancock Mutual Life Ins. Co., PO Box 2609, Sioux City, Iowa 51101
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>1036-5</u> _____	2	50
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	2 50

By [Signature]
Chief Engineer JOHN HATCHER



Department of Water & Natural Resources

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

WATER RIGHTS DIVISION
(605) 773-3352

November 7, 1988

Mike S. Huber
John Hancock Mutual Life Insurance Company
PO Box 3009
Sioux City, Iowa 51

Dear Mr. Huber:

Enclosed are receipt Nos. 411462 and 411461 in the amount of \$2.50 each which you paid for the transfer of Water Right Nos. 1036-3 and 1031-3.

Our records now show John Hancock Mutual Life Insurance Company as the owner of these Water Rights.

Sincerely,

Maxine Stirling
Secretary

ms/

Enc.-2





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

JOHN HANCOCK MUTUAL LIFE INS
PO BOX 3009
SIOUX CITY IA 51102

NOTICE

RE: Violation of Water Permit No(s) 1031-3 & 1036-3

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at 9:15 am, March 4, 1992, 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 SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office before the March 4th hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

February 20, 1992

1031-3
1036-3

Mike S Huber
John Hancock Mutual Life Insurance
PO Box 3069
Sioux City, IA 51102

RE: Your file No. FR 2345 Bisson

Dear Mr. Huber:

I am writing to acknowledge receipt of your 1991 irrigation questionnaires for Water Right Nos. 1031-3 and 1036-3. Dale Bisson hand delivered the questionnaires to our office February 20th. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaires were received prior to the Water Management Board meeting and your name was deleted from the agenda.

If you have any questions, please contact me at (605) 773-3352.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Genny McMath', is written over a horizontal line.

Genny McMath
Natural Resources Analyst
Water Rights Division

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

JOHN HANCOCK MUTUAL LIFE INS
PO BOX 3009
SIOUX CITY, IA 51102

4a. Article Number

P 906 557 814

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 16, 1992

Dale Bisson
1313 North Euclid
Pierre, SD 57501

Dear Mr. Bisson:

I am writing in response to our phone conversation regarding your desire to construct a small dugout (approximately 100,000 gallons capacity) to act as a reuse system for Water Right Nos. 1031-3 and 1036-3. Upon conferring with other division staff, we do not believe an additional permitting is needed if the following conditions are met:

1. This dugout is just a re-use system in which water that has been diverted as permitted under the existing rights is being recaptured and reapplied.
2. No addition acreage is being irrigated.
3. The amount of water applied shall not be in excess of the rate of one cubic feet of water per second for each seventy acres, or the equivalent thereof, and the volume of water diverted for use shall not exceed two acre-feet per acre.

My opinion that an additional water permit is not necessary is based on my understanding of your proposed re-use system as discussed during our phone conversation. If you have any additional questions, please feel free to contact me.

Sincerely,

Eric Gronlund
Eric Gronlund
Water Rights Division
605 773-3352

NOTICE OF TRANSFER OF WATER PERMIT

No. 1036-3

Water Resource Director
State of South Dakota
Division of Water Rights
Water Management Board
East Building
Pierre, S.D. 57501

Date: _____



Notice is to notify you that title to the land described as follows:

TOWNSHIP 108 NORTH, RANGE 75 WEST
Section 20: The North Half of the Southwest Quarter (N1/2 SW1/4) and the
North Half of the Southeast Quarter (N1/2 SE1/4); and
Section 21: The Southwest Quarter (SW1/4);
Containing 280.4 acres.

Previously owned by John Hancock Mutual Life Insurance Company, has been
assigned to DALE L. BISSON and MARY HELEN BISSON, husband and wife, of 1213
West 11th, Pierre, South Dakota 57501 together with any rights to the
surface use of water thereon as evidence by Water Right Permit No. 1036-3
registered in SDCL 46-5-32 and 46-5-33.

We therefore hereby requested to file this "Notice of Transfer of Water
Right" in the appropriate file at the Division of Water Rights, Water
Management Board as evidence of the change of ownership.

Attached to the sum of Two and 50/100 (\$2.50) Dollars is attached hereto to
be filed in the office as required under SDCL 46-2-13.

DALE L. BISSON and MARY HELEN BISSON, being first duly sworn, on oath
state that: That our relation to the above-described undertaking is
that of owner, and that we have read the foregoing statement and know of our
contents and acknowledge that the information herein stated is true.

Dale L. Bisson
Dale L. Bisson, Owner

Mary Helen Bisson
Mary Helen Bisson, Owner

described and sworn to before me, the undersigned Notary Public, on this
day of February, 1993

Marian C. Dorfee
Marian C. Dorfee, Notary Public

My Commission expires: June 15, 2000

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

1036-3
413629

Pierre, February 9, 1995

Received of WATER USER
the sum of _____ Dollars provided for by law:

For

to Appropriate Water, to construct

to Appropriate Water, for Future

_____ after period of seven years.

_____ Water, to construct, better, and issuing Water

_____ (Water Provided by Law)

Total

2 00

By

[Signature]
Chief Engineer

A. DEPARTMENT of WATER RIGHTS
 PL. No. FR00245

Under Power, JOHN BARCOO MUTUAL LIFE INSURANCE COMPANY, PERMITTEE, having an office at 1030 Badgerow Bldg., 4th and Jackson Streets, Sioux City, Iowa 51101, does hereby assign to DALE L. BISSON and MARY HELEN BISSON, husband and wife, of 1213 North Euclid, Pierre, South Dakota 57501, Assignee, all of its interest in and to all water rights and permits including Water Rights numbered 1036-3 and/or 1031-3, as filed in the Office of the Water Resources Director for the State of South Dakota, together with United States Surveyed Engineers Easement No. DACW 45-2-71-6014 and DACW 45-2-82-6035, as assigned to Permittee by Deed recorded in Book 400, Page 718 of Deed Records of Hughes County, South Dakota, that pertain to that certain real estate more particularly described below and in that Special Warranty Deed of even date herewith given by Permittee to said Assignee.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to the amount set by the Division of Water Rights, for each acre irrigated during the irrigation season of each year.

The rights herein granted shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the land for the purposes set forth herein is restricted to beneficial use on the land or place or use described. The place of use under the within rights, and the other such rights are appurtenant, is described as follows:

the South Half (S1/2); and
the Southwest Quarter (SW1/4);
that portion thereof previously conveyed to the United States of
America pursuant to condemnation proceedings.

WHEREFORE, the said Permittee has caused its corporate seal to be hereunto affixed and there presents signed in its name on behalf by Donald A. Morway, its duly authorized Vice President and Treasurer, on this 3rd day of March, 1992.

JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY

by Donald A. Morway
Donald A. Morway, Assistant Treasurer

THE UNITED STATES OF AMERICA)
) ss.
COUNTY OF _____)
CITY OF _____)

On the 1st day of March, 1992, before me, the undersigned, a Notary Public in and for the said Commonwealth, residing therein, duly commissioned and sworn, personally appeared Donald A. Morway, to me personally known, who being duly sworn, did say that he is an Assistant Treasurer of JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and as the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in said County the day and year in this certificate first above written.

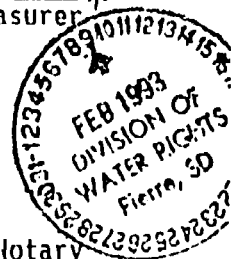
14. The collision expires
approx. 9, 1005.

Marie C. O'Brien
Marie C. O'Brien
Notary Public in and for said Commonwealth

The Assignment must be submitted with the completed Notices attached hereto, to:

Water Resources Director
State of South Dakota
Division of Water Rights
Water Management Board
Foss Building
Pierre, S.D. 57501

together with payment in the sum of \$2.50 to cover the cost of the recording fee for each permit being transferred.



1036-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 29, 1993

NOTICE

TO: JOHN HANCOCK MUTUAL LIFE INS
PO BOX 3009
SIOUX CITY IA 51101

FROM: Dan Duvall, Natural Resources Engineer IV
by PENE HATCH, Chief Engineer
Water Rights Division

SUBJECT: Violation of Water Permit No(s) 1031-3 & 1036-3

It is hereby notified that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s), 1031-3 & 1036-3. The request for the Questionnaire was dated January 15, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1992 Irrigation Questionnaire be given notice of violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 1031-3 & 1036-3, qualification:

1. Permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year.

2. Hearing will be held at 9:30 am, March 3, 1993, in the Floyd Matthew Training Center, 523 E Capitol, 523 E Capitol, Pierre SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-11, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit condition, or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

- 1. Suspend or cancel Permit No(s), 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
- 2. Continue any action; or
- 3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present and be represented by a lawyer. These and other due process rights will be exercised 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. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (phone 223-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaire(s) is(are) received in this office before the March 3rd hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

1036-3

John Hancock Mutual Life Insurance Company

Agricultural Investment Department
Upper Midwest Regional Office

1030 Badgerow Building
(712) 252-4323
FAX (712) 252-3973

Mail Address:
PO Box 3099
Sioux City, IA 51102

Mike S. Huber
Assistant Agricultural Investment Officer



February 2, 1993

John Hancock
Financial Services

Department of Natural Resources
1000 East Building
1000 East Building
Sioux Falls, SD 57101-7101

Attention: Peter J. J. J.

RE: FR 245 Bisson (Sold RE)

Enclosed is a copy of a visitation NOTICE regarding water permit numbers 1036-3. We sold that property in early April, 1992 to Dale Bisson, 1014 North Euclid, Pierre, SD 57501. I am passing onto him your letter from you and him. It appears he hasn't had the permit transferred to his name being you sent this notice to us?

Yours truly,

Mike S. Huber
Mike S. Huber



1036-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 10, 1992

1031-3
1036-3

Mike S Huber
John Hancock Mutual Life Ins.
PO Box 3009
Sioux City, IA 51102

Dear Mr. Huber:

I am writing to acknowledge receipt of the 1992 irrigation questionnaires for Water Right Nos. 1031-3 and 1036-3. You may disregard the January 29, 1993 Notice of Violation of Water Permits. The questionnaires were received in our office prior to the Board Meeting and your name has been deleted from the agenda.

Dale Bisson brought the irrigation questionnaires and Transfer Notices to our office February 9, 1993. Nos. 1031-3 and 1036-3 are now listed in Dale L and Mary Helen Bisson.

If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
Water Rights Division
(605) 773-3352



1036-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 12, 1993

No. 1031-3
1036-3

Dale L. and Mary Helen Bisson
1213 North Euclid
Pierre, SD 57501

Dear Mr. and Ms. Bisson:

The transfer of Water Right Nos. 1031-3 and 1036-3 have been completed. The receipts for the filing fee you paid were given to you at the time you completed the transfer form.

Our records now show you as the owner of Water Right Nos. 1031-3 and 1036-3.

Sincerely,

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

enclosure

cc: Dale Kastner, U.S. Army Corps of Engineers, Pierre Real Estate
Office, Federal Bldg., P.O. Box 670, Pierre, SD 57501-0670



1036-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 14, 2000

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1999 Irrigation Questionnaire(s)

Our records indicate that the 1999 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 7, 1999. The Water Management Board has directed that owners of water permits who have not submitted the 1999 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at 1:30 pm, March 1, 2000 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 hearing pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
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 February 28, 2000, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 73-3352.

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.



1036-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 28, 2000

1031-3

1036-3

Dale L & Mary Helen Bisson
PO Box 844
Ft Pierre, SD 57532-0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 1999 irrigation questionnaires. You may disregard the January 14, 2000, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3.

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

If you have any questions, please contact me.

Sincerely,

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



1036-3

**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 14, 2004

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at 8:30 am, March 3, 2004 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
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 February 27, 2004, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.



1036-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 7599

Your item was delivered at 12:18 pm on January 16, 2004 in FORT PIERRE, SD 57532. The item was signed for by M BISSON.

[Shipment Details >](#)

Notification Options

▶ Track & Confirm by email

[What is this?](#)

[Go >](#)

▶ Request Proof of Delivery

[What is this?](#)

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Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8515 7599

DALE L & MARY HELEN BISSON
PO BOX 844
FT PIERRE SD 57532 0844

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:

Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com
or call 1-800-222-1811

☐ Priority Mail®
☐ Package Services

1036-3



**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 30, 2004

1031-3
1036-3

Dale L & Mary Helen Bisson
PO Box 844
Ft Pierre SD 57532-0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2003 irrigation questionnaires. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3.

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

If you have any questions, please contact me.

Sincerely,

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



1036-3
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 20, 2005

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2004 Irrigation Questionnaire(s)

Our records indicate that the 2004 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 22, 2004. The Water Management Board has directed that owners of water permits who have not submitted the 2004 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at 8:30 am, March 2, 2005 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
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 February 25, 2005, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.



1036-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 2, 2005

1031-3
1036-3

Dale & Mary Bisson
PO Box 844
Ft Pierre SD 57532-0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2004 irrigation questionnaires. You may disregard the January 20, 2005, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3.

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

If you have any questions, please contact me.

Sincerely,

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 2010

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaire(s)

Our records indicate that the 2009 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **10:00 am, March 10, 2010** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
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 5, 2010**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq.aspx>

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**

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

February 3, 2010

1031-3

1036-3

Dale & Mary Bisson
PO Box 844
Ft Pierre SD 57532-0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2009 irrigation questionnaires. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3

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

If you have any questions, please contact me.

Sincerely,

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

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 21, 2011

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2010 Irrigation Questionnaire(s)

Our records indicate that the 2010 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 15, 2010. The Water Management Board has directed that owners of water permits who have not submitted the 2010 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **10:00 am, March 9, 2011** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
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 4, 2011**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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

February 8, 2011

1031-3
1036-3

Dale L & Mary Helen Bisson
PO Box 844
Ft Pierre SD 57532 0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2010 irrigation questionnaires.

You may disregard the January 21, 2011, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



1036-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2013

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2012 Irrigation Questionnaire(s)

Our records indicate that the 2012 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 12, 2012. The Water Management Board has directed that owners of water permits who have not submitted the 2012 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **8:30 am, March 7, 2013** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
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 4, 2013**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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.

1036-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 24, 2013

1031-3
1036-3

Dale L & Mary Helen Bisson
PO Box 844
Ft Pierre SD 57532 0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2012 irrigation questionnaires.

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3. The information was received in our office prior to the Water Management Board meeting and your names have been deleted from the agenda.

If you have any questions, please contact me.

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



1036-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2014

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2013 Irrigation Questionnaire(s)

Our records indicate that the 2013 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 18, 2013. The Water Management Board has directed that owners of water permits who have not submitted the 2013 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **9:00 am, March 6, 2014** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
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 3, 2014**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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

February 5, 2014

1031-3
1036-3

Dale & Mary Helen Bisson
PO Box 844
Ft Pierre SD 57532 0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2013 irrigation questionnaires.

You may disregard the January 24, 2014, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3. The information was received in our office prior to the Water Management Board meeting and your names have been deleted from the agenda.

If you have any questions, please contact me.

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



1036-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 15, 2016

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaire(s)

Our records indicate your 2015 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **Thursday, March 3, 2016 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 3, 2016** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genney.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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.



1036-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

denr.sd.gov

February 2, 2016

1031-3
1036-3

Dale L & Mary Helen Bisson
PO Box 844
Ft Pierre SD 57532 0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2015 irrigation questionnaires.

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



1036-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 20, 2017

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2016 Irrigation Questionnaire(s)

Our records indicate your 2016 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 21, 2016. The Water Management Board has directed that owners of water permits who have not submitted the 2016 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **Wednesday, March 1, 2017 at 11:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 1, 2017** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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.



1036-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

February 7, 2017

1031-3
1036-3

Dale & Mary Helen Bisson
PO Box 844
Ft Pierre SD 57532 0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2016 irrigation questionnaires.

You may disregard the January 20, 2017, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



1036-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2018

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaire(s)

Our records indicate your 2017 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 7, 2018** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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.



1036-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 1, 2018

1031-3
1036-3

Dale & Mary Helen Bisson
PO Box 844
Ft Pierre SD 57532

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2017 irrigation questionnaires.

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3. The information was received in our office prior to the Water Management Board meeting and your names have been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



1036-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 25, 2019

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2018 Irrigation Questionnaire(s)

Our records indicate your 2018 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 30, 2018. The Water Management Board has directed that owners of water permits who have not submitted the 2018 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **Wednesday, March 6, 2019 at 10:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 6, 2019** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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.



1036-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 14, 2019

1031-3
1036-3

Dale L & Mary Helen Bisson
PO Box 844
Ft Pierre SD 57532-0844

Dear Mr. & Mrs. Bisson:

I am writing to acknowledge receipt of your 2018 irrigation questionnaires.

You may disregard the January 25, 2019, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 and 1036-3. The information was received in our office prior to the Water Management Board meeting and your names have been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is fluid and cursive, with the first name "Genny" being more prominent.

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



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 20, 2023

NOTICE

TO: DALE L & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Water Rights Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2022 Irrigation Questionnaire(s)

Our records indicate your 2022 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 21, 2022. The Water Management Board has directed owners of water permits who have not submitted the 2022 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **Wednesday, March 8, 2023 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 8, 2023** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: SKXWYZ**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 27, 2023

1031-3
1036-3

Dale & Mary Helen Bisson
PO Box 844
Ft Pierre SD 57532-0844

Dear Mr. & Ms. Bisson:

I am writing to acknowledge receipt of your 2022 irrigation questionnaires.

You may disregard the January 20, 2023, "Notice" concerning reporting requirements for Water Right Nos. 1031-3 & 1036-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 19, 2024

NOTICE

TO: DALE & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaire(s)

Our records indicate your 2023 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 20, 2023. The Water Management Board has directed owners of water permits who have not submitted the 2023 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **Wednesday, March 6, 2024 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 6, 2024** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: GPMZKO**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 12, 2024

1031-3

1036-3

Dale & Mary Helen Bisson
PO BOX 844
Ft Pierre SD 57532

Dear Mr. & Ms. Bisson:

I am writing to acknowledge the receipt of your 2023 irrigation questionnaire(s).

You may disregard the January 19, 2024, "Notice" concerning the reporting requirements for Water Permit No(s). 1031-3 & 1036-3. The information was received prior to the March 6, 2024, Water Management Board meeting and these permit numbers have been removed from the agenda.

If you have any questions, please contact me.

Sincerely,

Amanda Dewell
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us



1031-3
1036-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2026

NOTICE

TO: DALE & MARY HELEN BISSON, PO BOX 844, FT PIERRE, SD 57532 0844

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

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaire(s)

Our records indicate your 2025 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1031-3 & 1036-3. The request for the Questionnaire was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1031-3 & 1036-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held on **Wednesday, March 4, 2026 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1031-3 & 1036-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 4, 2026** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Shannon Konst at (605) 773-3352 or email at shannon.konst@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: GAAIEM**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 6, 2026

NOTICE OF ENTRY OF ORDER FOR ONE YEAR SUSPENSION OF WATER RIGHT

TO: Dale & Mary Helen Bisson, PO Box 844, Ft Pierre SD 57532

FROM: Adam Mathiowetz, PE, Acting Chief Engineer
DANR - Water Rights Program

SUBJECT: One Year Suspension of Water Right Nos. 1031-3 & 1036-3

On March 4, 2026, the South Dakota Water Management Board ordered:

- Effective April 3, 2026, Water Right Nos. 1031-3 & 1036-3 be suspended for the 2026 irrigation season.

This action was taken by the Board for failure to return the 2025 irrigation questionnaires. If the 2025 irrigation questionnaires are received prior to April 3, 2026, the suspensions will not take effect.

A one-year suspension of Water Right Nos. 1031-3 & 1036-3 means water may not be pumped during the 2026 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2026 unless the 2025 irrigation questionnaires are submitted prior to April 3, 2026.

After April 3, 2026, you may petition the Board to rescind the suspension. You will need to submit, to the Water Rights Program, the 2025 irrigation questionnaires and a letter including your reason for not completing the 2025 irrigation questionnaires within the allotted time and requesting time on the agenda for the next Water Management Board meeting. The next Water Management Board meeting is scheduled for May 6, 2026, in Pierre SD.

Decisions made by the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Please contact Amanda Dewell, Water Rights Permitting Administrator (605) 773-3352 with any questions.

NOTE: Water Rights staff will conduct unscheduled compliance checks of suspended water rights to ensure irrigation is not taking place.

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OFFICIAL USE

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| ☐ Return Receipt (electronic) | \$ | |
| ☐ Certified Mail Restricted Delivery | \$ | |
| ☐ Adult Signature Required | \$ | |
| ☐ Adult Signature Restricted Delivery | \$ | |

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Dale & Mary Helen Bisson
PO Box 844
Ft Pierre, SD 57532

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

CERTIFICATION

The undersigned hereby certifies under the penalty of perjury that I have personally mailed a true and correct NOTICE OF ONE- AND THREE-YEAR SUSPENSION OF WATER RIGHT dated March 6, 2026, via certified mail to the following parties.

Chance & Michelle Wientjes
PO Box 96
Mobridge, SD 57601

Vernon & Marlys Walkling
29832 267th Ave
Crookston, NE 69212

Vasgaard Properties
28746 462nd Ave
Centerville, SD 57014

Doug & Darla Van Gerpen
40930 305th St
Avon, SD 57315

John & Bryan Uecker
PO Box 573
Wagner, SD 57380

Twisted Land & Cattle Co.
C/O Brad Peterson
19030 391st Ave
Hitchcock, SD 57348

Tilton Ranch Inc.
C/O Janet Burback
2199 Skinner Rd
Belgrade, MT 59714

Dale Sprague
16221 Twilight Rd
Mud Butte, SD 57758

Greg & Evette Rihanek
814 E State St
Plankinton, SD 57368

Wayne Reiersen
30048 Reiersen Pl
Pollock, SD 57648

Charlotte or Phillip Nichols
7497 Rolling Meadow Dr
West Chester, OH 45069

Wilma Heien (Walter Heien)
PO Box 145
Blunt, SD 57522

David & Jerry Wieber
PO Box 238
Lidgerwood, ND 58053

Vintage Square Estates
PO Box 594
Ft Pierre, SD 57532

Valley View Farms Inc.
17716 458th Ave
Watertown, SD 57201

Kash & Trish Van Dyke
48549 219th St
Elkton, SD 57026

Oscar Inc.
C/O Floyd Peterson
209 27th St NW
Huron, SD 57350

Dan & David Trudeau
33927 478th Ave
Jefferson, SD 57038

Terrill Farms Inc.
C/O Tony Terrill
42099 176th St
Clark, SD 57225

Swan Creek Land Co. Inc
PO Box 435
Akaska, SD 57420

Six Mile Creek Golf Course
20307 483rd Ave
White, SD 57276

Robert Phelps Jr
16220 Spring Valley Rd
Piedmont, SD 57769

GW Evridge
20151 Saddle Ct
Whitewood, SD 57793

Mark & Melvin Morlock
33820 112th St
Eureka, SD 57437

Laverne Neuharth
33567 109th St
Eureka, SD 57437

Central Valley Golf Club
700 E Hwy 38
Hartford, SD 57033

Dale & Mary Helen Bisson
PO Box 844
Ft Pierre, SD 57532

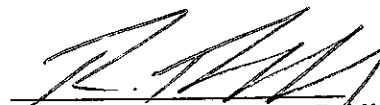
Ryan Edwards
25331 Yellow Eagle Rd
White River, SD 57579



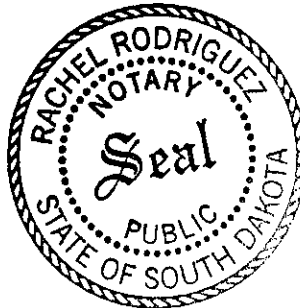
Alyce McGhee
Senior Secretary-Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 6 day of March, 2026.



Rachel Rodriguez Notary Public
My Commission expires May 16, 2029



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Dale & Mary Helen Bisson
PO Box 844
St Pierre, SD 57532



9590 9402 6392 0303 3259 07

2. Article Number (Transfer from service label)

7019 1120 0001 2910 4204

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Mary Helen Bisson* ☐ Agent ☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

3/12/26

- D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☒ No

3. Service Type

- | | |
|--|---|
| ☐ Adult Signature | ☐ Priority Mail Express® |
| ☐ Adult Signature Restricted Delivery | ☐ Registered Mail™ |
| ☒ Certified Mail® | ☐ Registered Mail Restricted Delivery |
| ☐ Certified Mail Restricted Delivery | ☐ Signature Confirmation™ |
| ☐ Collect on Delivery | ☐ Signature Confirmation Restricted Delivery |
| ☐ Collect on Delivery Restricted Delivery | |
| ☐ Insured Mail | |
| ☐ Insured Mail Restricted Delivery (over \$500) | |

USPS TRACKING #



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Postage & Fees Paid
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Permit No. G-10

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United States
Postal Service

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MAR 17 2026

OFFICE OF
WATER

• Sender: Please print your name, address, and ZIP+4® in this box •

DANR WATER RIGHTS PROGRAM
523 E CAPITOL AVE
PIERRE SD 57501





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 20, 2025

1031-3, 1036-3

Dale & Mary Helen Bisson
PO Box 844
Ft. Pierre, SD 57532

Dear Mr. & Mrs. Bisson:

This letter acknowledges receipt of your 2025 irrigation questionnaires that you submitted on March 16, 2026, for Water Right Nos. 1031-3 & 1036-3.

The Water Management Board moved to suspend the water rights listed above for one year if the required questionnaires were not submitted by April 4, 2026. Since we have now received your information, the prior "Notice of Entry of Order for One Year Suspension" no longer applies and may be disregarded.

Sincerely,

Shannon Konst

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