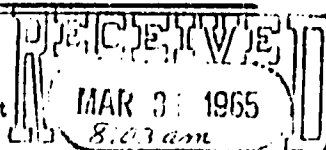


1189-3

1. Considered 5-12, 1965
2. Name of Applicant NOE V. AOTHIER
3. Post Office Address JEFFERSON
4. Amount of water claimed 2.19
5. Source of water supply ground water
6. Water to be used for irrigation
 Acres to be irrigated 152.4
7. Water to be diverted and used in Union County about
1/2 miles of Jefferson
8. Proof of Publication Received ✓
 Not Received _____
9. Application Approved _____
 Subject to _____
 Not Approved _____
 Action deferred _____
10. Remarks;

No. 1189-3Water Division No. 3 BIG SIOUX RIVER District
(Blanks to be filled by the Engineer for the W. R. C.)

STATE WATER RESOURCES COMMISSION

APPLICATION FOR PERMIT

To appropriate Water within the State of South Dakota

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

1. Name of applicant NOE V. AUTHIER Estate
 Postoffice address JEFFERSON County UNION, 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(b) Cash on hand, \$ adequate (c) Treasury stock, \$ _____

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

2. Name of diversion work AUTHIER # 2
2.19 MAXIMUM ALLOWANCE3. Amount of water claimed 2.5 cubic feet per second 1150 GPM4. Source of water supply well5. Location of point of diversion 690' East of 60' North of SW
Corner of Sec 8 - T.90-N.48-W on _____ bank _____ County.6. Annual period or periods during which water is to be used May 1st to Oct 1st

7. To be used for:

1. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Gravity(a) Number of acres to be irrigated 152.4 acres.(b) Legal subdivisions to be irrigated W 1/2 - NW 1/4 - 17-40-48 - 80A.

(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.) W 1/2 - SW 1/4 - 8-90-48 - 80A.

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 637-3

8. Estimated cost of work:

(c) Head Gates, \$ 400⁰⁰

(c) Fluming, \$

(d) Canal-earth, \$ 2000⁰⁰

(b) Pumping plant, \$

Rock, \$

(e) Other structures well pump \$ 1800⁰⁰Total, \$ 4200⁰⁰

9. Description of diversion works:

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

turbine pump - pipe - ditcher

II. Dimensions of works.

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

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

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

(c)* Head gate: Width _____ feet; height _____ feet; Material _____

(d) Canal: Total length _____ miles.

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

(Give dimensions where reductions in size are made.)

10. Time required for completion of work 3 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 Union County Herald Elk Point - So Dak.

STATE OF SOUTH DAKOTA

County of Union ss.

I, Joe V. Guthrie, 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

JOE V. Guthrie

Subscribed and sworn to before me this

30

day of

March1915

(Notary Public (or other qualified officer.))

*Each diversion must have a headgate or measuring device

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of HUGHES } ss.

Pierre, South Dakota, MAY 17, 1965

This is to certify that the foregoing application was received by the Commission at 8:03 o'clock
7 m. upon the 31ST day of MARCH, 1965

State Water Resources Commission

By:

Sutton Jones
for Chief Engineer, Executive Officer

Number of permit 1189-3

Date of first receipt of application MARCH 31, 1965

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 MARCH 31, 1965

Approved MAY 12, 1965, Rec 9 in Book 9 Page 2

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 NOVEMBER 12, 1965

2nd. The whole of said work is to be completed on or before MAY 12, 1968

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

MAY 12, 1970

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 2.19 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 MAY 12, 1970; said water to be used during the following described annual period:

MAY 1 TO OCTOBER 1

Witness my hand this 17TH day of MAY, 1965

State Water Resources Commission

By:

W. C. Miner
Chief Engineer, Executive Officer

Certificate of Construction Issued JANUARY 6, 1971

Water License Issued JANUARY 6, 1971

Form 2A. — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 30" , Depth 100'
 Type of casing Concrete
 (wood, concrete, steel, etc.)
 Size of casing 16" , Thickness of casing
 Length of casing 100' . If collection gallery, length, size and depth of
 gallery

(b) Screens

Type of perforated screen Laurel 24'
 Size of perforated screen 16" 100'
 (diameter) (length)
 Thickness of gravel pack 7 , length of gravel pack 100'

(c) Water Bearing Materials

Distance to water 16 . Character of water bearing materials Coarse

Thickness of water bearing material 416' 48" 60'

(d) Pump and Motor Turbine

Type of pump Vertical Hand Roller
 (centrifugal, propeller, mixed flow, etc.)
 Name of pump , size 8"
 Kind of motor Allen Chalmers 38
 (gasoline, electric, diesel, etc.)
 Horsepower 38 , Name of Motor Allen Chalmers

(e) Complete well

Capacity at drawdown of Estimated cost 1500

(f) Owner of land upon which well is located

Name

Jefferson Adlak
 Address

7108 N. Arthur

(g) Distance to nearest existing wells

On same owner's property 115 rods. On property owned by others 240 rods

Form 15.

Permit No. 1189-3

Water Diversion No. 3 BIG SIOUX RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Noe V. Authier

_____ the holder _____ of
Permit No. 1189-3, issued upon Application No. 1189-3, bearing date of priority of March 31,
1965 authorizing the diversion of 2.19 cu. ft. per second of the waters of _____
ground water County of Union, State of South Dakota at _____
a point 680 ft. East of the NW Corner, Section 17, T90N, R48W

_____, for irrigation

purposes, has 8 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 3.34 cu. ft. per second of water.

Date January 6, 1971

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1189-3

(1) WHEREAS, On the 31st day of March A. D. 1965
Noe V. Authier

made Water Right Application No. 1189-3 for a permit to use 2.19 cubic feet per second of the waters
of ground water

County of Union State of South Dakota, for Irrigation

purposes; and

(2) WHEREAS, On the 17th day of May A. D. 1965

Permit No. 1189-3, with a date of priority of March 31, 1965

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 12th day of May A. D. 1968 and for the
application to beneficial use of said water on or before the 12th day of May A. D. 1970

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 2.19 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 T90N, R48W

<u>Acres</u>		
<u>Section 6</u>	<u>NW$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>38.7</u>
	<u>SW$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>37.5</u>
<u>Section 17</u>	<u>NW$\frac{1}{4}$ NW$\frac{1}{4}$</u>	<u>37.5</u>
	<u>SW$\frac{1}{4}$ NW$\frac{1}{4}$</u>	<u>38.7</u>
<u>Total</u>		<u>152.4 Acres</u>

(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 Roe V. Authier

_____ of Jefferson, S.D.
the holder _____ and owner _____ of said permit No. 1189-3 a water right, dating from March 31, 1965
_____ to use of 2.19 cubic feet per second of the waters
of ground water
in the County of Union and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 680 ft. East of the NW Corner, Section 17,
T90N, R48W

and conduct to and upon portions of Section 8 and 17, T90N, R48W, described on the face of this
License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1189-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 6th day of January A. D.
Nineteen Hundred and Seventy-one

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer J.W. GRIMES

on or before April 15, 1965

APPROPRIATION OF WATER

Office of State Water Resources Commission.

Pierre, S. Dak, April 8 1954

Notice is hereby given that Noo V. Authier whose post office address is Jefferson 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 2.5 cubic feet of water per second of time from ~~the~~ ground water through the Authier #2, the point of diversion of which is to be located ~~on the~~ bank of rock stream in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8 Twp. 90N Range 48W. Said water to be used for the purpose of providing irrigation on the following described land:

W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 8; W $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, T90N, R48W[illegible]

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 12th day of May, 1965, 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.

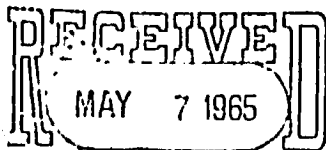
State Water Resources Commission

By:

BURTON F. JONES
Water Right Specialist

CC: Mr. Byron Helgerson, Publisher
Leader-Courier
Elk Point, S. Dak.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County _____ } ss.Byron Helgeson being duly sworn, deposes and says the annexed printed copy of Noticeof Intention to Appropriate Water was taken from the _____
The Leader Courier 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 Elk Point County of _____
Union and State of South Dakota; that the said notice was published in said newspaper on the following dates:April 15, 1965April 25, 1965April 29, 1965May 6, 1965in each and every issue of the full number thereof, the first publication being made on the 15th day of April 1965 and the last publication on the 6th day of May 1965, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was editor the printer and publisher of the said newspaper.Byron HelgesonSubscribed and sworn to before me this 6th day of May A. D. 1965STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

APPROPRIATION OF WATER

Office of State Water Resources Commission, Pierre, S. Dak., April 8, 1965.

Notice is hereby given that Noe V. Authier whose postoffice address is Jefferson, 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 2.5 cubic feet of water per second of time from ground water through the Authier No. 2, the point of diversion of which is to be located in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8 Twp. 90N Range 48W. Said water to be used for the purpose of providing irrigation on the following described land: W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 8; W $\frac{1}{2}$ NW $\frac{1}{4}$, Section 17, T90N, R48W

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 12th day of May, 1965, 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: BURTON F. JONES,

Water Right Specialist

(Pub. April 15, 22, 29, May 6)

Notary Public Union County, S. D.

7-3-80

Water Right should be in the Noe V Authier
Estate, is being farmed by Wayne Heckathorn.

Send correspondence to Wayne Heckathorn,
Elk Point, SD

Genny

1189-3



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

April 5, 1983

Mary Louise Authier
% Farm Management Dept.
Toy National Bank
Sioux City IA 51101

ATTN: Kenneth Ebsen

Dear Mr. Ebsen:

Enclosed as we discussed by telephone on April 4, 1983 are the 1982 Irrigation Questionnaire pertaining to Water Right Nos. 991-3, 1188-3 and 1189-3, listed in the name of Noe V Authier Estate.

Please complete the data sheets and return them to this office. If you have any questions, please advise. The 1983 questionnaire will be mailed directly to you sometime in the fall.

Sincerely,

GENNY YOUNG
Water Rights Specialist

GY:ks

enclosures

Water Rights Division - DWR
Conversation or File Documentation

File No. 991-3
1188-3
1189-3

NAME OF PERSON OR FILE: Forest Winkoup

ADDRESS: 4546 Perry Way, Sioux City, IA 51104 COUNTY

DATE: April 28, 1986 TELEPHONE

RE: Irrigation Questionnaires for Authier Estate Water Rights

COMMENTS:

Mr. Winkoup indicated he now managed the systems and the yearly irrigation questionnaires could be sent directly to him.

The water rights are still to be listed under the Estate name.

He further indicated that he only used two of the three wells.

The third well is inoperable. He did not know which permit the well belonged to.

The water rights should be reinspected to find out if the acres that used to be irrigated with the "bad" well are now being irrigated by the other two wells or if they have been abandoned with the well.

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: Penny Lomath



Department of Water & Natural Resources

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

January 29, 1988

FOREST WYNKOUP, MGR (Noe V Authier Estate)
4546 PERRY WAY
SIOUX CITY, IA 51104

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation
Questionnaire

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 1188-3, 1189-3, 991-3. 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 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 9:00 am, March 2, 1988 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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). 1188-3, 1189-3, 991-3 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.

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, your name will be deleted from the agenda for the hearing.

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

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

February 18, 1988

991-1
1188-1
1189-1

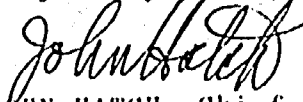
Forest Winkoup, Mgr.
4546 Perry Way
Sioux City IA 51104

Dear Mr. Winkoup:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 991-1, 1188-1, 1189-1 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,



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

Water Rights Division - SWNR
Conversation or File Documentation

File No. 1188

1189-3
#991

NAME OF PERSON OR FILE: Arthur Estate - Wayne Heckathorn

ADDRESS: 10111 W. Highway 9546 Perry Way COUNTY Union

DATE: 4/1/82 TELEPHONE 605/356-3170

RE: Arthur Estate - Wayne Heckathorn

COMMENTS:

Wayne Heckathorn and spoke to his wife, Kellie. They had not been farming Arthur's land for some time. She is uncertain as to persons who have been farming on Arthur's land. Will have to find out what is going on.

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: Greg Johnson

1189-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 8, 1994

1189-3

Noe Authier
3414 Fairhaven Drive
Rapid City, SD 57702

Dear Mr. Authier:

This will acknowledge receipt of the 1994 irrigation questionnaire for Water Right No. 1189-3. Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change. The water right is currently listed in the name of Noe V Authier Estate.

Please review the transfer form for accuracy and complete where necessary. Upon completion, sign the form in the presence of a notary public and return it to our office with a \$2.50 filing fee. As soon as the filing fee and completed form are received in our office, the water right will be transferred to your name.

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 Division
(605) 773-3352

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1189-3

Date: 12 / 8 / 94

I/We request that Water Right No. 1189-3

formerly owned by: Noe V Authier Estate

be transferred to: (name & address) AUTHIER - UNION c/o 3414 FAIRHAVEN DRIVE

RAPID CITY, SOUTH DAKOTA 57702

(Telephone No) 605 - 342 - 4937

Title to the following described land(s)/property has been transferred as described above:
190.25 acres in the E 1/2 SE 1/4 Sec 7, E 1/2 NE 1/4 Sec 18 Twp 90, Range 48
152.4 acres in the W 1/2 SW 1/4 Section 8, W 1/2 NW 1/4 Section 17, T90N, R48W

I/We understand that the validity of Water Right No. 1189-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)

County of Pennington)

I/We _____ being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Noe V Authier
(Signed)

Subscribed and sworn to before me this 13 day of December, 19 94.

Notary Public
(Notary Public)

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

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

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

414352

Pierre, December 14, 1994

RECEIVED OF Authier - Union, c/o Fairhaven Dr, Rapid City, SD 57702

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>Water Right No. 1189-5</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By *John H. Hatcher*
Chief Engineer



1189-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 19, 1994

1189-3

991-3

Noe Authier
3414 Fairhaven Drive
Rapid City, SD 57702

Dear Mr. Authier:

This will acknowledge receipt of the "Notice of Transfer of Ownership" you submitted for transferring Water Right No. 1189-3 from: Noe V Authier Estate to Authier - Union. Enclosed is your receipt No. 414352 in the amount of \$2.50 which you paid for filing the transfer. The water right is now listed under "Authier - Union".

The legal description that you added to the transfer form is described under Water Right No. 991-3. I am enclosing a partially completed "Notice of Transfer" for use in filing the ownership change on Water Right No. 991-3. Please complete the form and then sign it in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

I am enclosing a copy of Water Right No. 991-3 which you may keep for your records. If you have any questions, please contact me.

Sincerely,

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

enclosures



1189-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 21, 2003

1189-3

Noe Authier
Authier-Union
3414 Fairhaven Dr
Rapid City SD 57702

RECEIVED

OCT 27 2003

WATER RIGHTS
PROGRAM

Dear Mr. Authier:

Thank you for the prompt return of the 2003 irrigation questionnaire for Water Right No. 1189-3. You indicated 160 acres were irrigated this year. In order for the questionnaire to be considered complete, we need to have you fill out the back of the form too.

Please write in the acres, pump rate, days per month and average hours per day in the months that water was applied. We use the information to calculate how much water was used from a specific source.

Also, the questionnaire for Water Right No. 991-3 will need to be completed and returned along with the one for 1189-3. I am including another form for No. 991-3 in the event you no longer have the first one. If you did not irrigate under No. 991-3, please check the area marked "no" on the questionnaire and return it to us.

The legal descriptions of the water rights are included on each questionnaire. If you have any questions, please get in touch with me.

Sincerely,

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

PLEASE CONTACT THE PERSON WHO HAS RENTED
THE LAND:

BRAD BERTRAND
P.O. BOX 251
JEFFERSON, S.D. 57025

enclosures



1189-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 28, 2003

991-3
1189-3

Brad Bertrand
PO Box 251
Jefferson SD 57025

Dear Mr. Bertrand:

Noe Authier has notified our office that you have rented the land described in Water Right Nos. 991-3 and 1189-3. I have enclosed a copy of the water rights for your review.

Enclosed are the yearly irrigation questionnaires for this property. The legal descriptions of each water right are included on the questionnaires. Please complete the forms and return them to us by December 1st.

If you have any questions when completing the forms, please give me a call. I will edit our mailing list to allow these forms to be forwarded to you each year. The forms will be mailed directly to you, however the owner of the water rights (Noe Authier) is responsible for insuring that they reach our office by the deadline.

I am including a postage paid envelope for your convenience in returning the questionnaires.

Sincerely,

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

enclosures

c: Noe Authier

991-3
1189-3

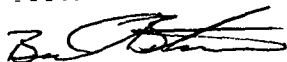
25-Nov-03

Ms. Genny McMath
Environmental Scientist
State of South Dakota
Water Rights Program
Joe Foss Building
523 E Capital Ave
Pierre, SD 57501-9980

Dear Ms. McMath,

Thank you for your assistance this afternoon. I believe everything should be in order.
Should there be any questions regarding any of the data, please do not hesitate to call.

Sincerely,



Brad Bertrand
P.O. Box 251
Jefferson, SD 57038
605-966-5434

Enclosure 2003 WMBIQ for 991-3
 2003 WMBIQ for 1189-3

RECEIVED
DEC - 1 2003
WATER RIGHTS
PROGRAM

P.O. Box 251
Jefferson, SD 57038
605-356-2535

December 6, 2004

Ms. Genny McMath
Environmental Scientist
Water Rights Program
503 East Capitol
Pierre, South Dakota 57501-3182

RECEIVED
DEC - 9 2004
WATER RIGHTS
PROGRAM

Dear Ms. McMath,

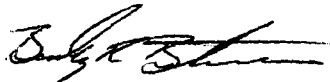
Thank you for sending me an additional copy of the forms! We have been very busy moving our house and have a pile of mail you would not believe!

As I mentioned, I do not believe I am going to be farming the Authier Farm this coming growing season. I have not been notified one way or the other for certain. But regardless, a farm manager is now seeing to the property. Tom Jass is with Farmers National Company and will be overseeing and tending to all matters regarding the Authier property. His contact information is as follows:

Farmers National Company
Tom JASS
401 South 3rd Avenue, Brandon, SD 57005
Phone (605) 582-2798

If you should have any further questions of me, please feel free to call or write.

Sincerely,



Brad Bertrand



1189-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 13, 2004

991-3
1189-3

Tom Jass
Farmers National Company
401 S 3rd Ave
Brandon SD 57005

Dear Mr. Jass:

I am contacting you in regard to Water Right Nos. 991-3 and 1189-3 for Noe Authier in Union County.

Recently, Brad Bertrand from Jefferson, South Dakota notified us that future correspondence concerning these water rights should be directed to you. Mr. Bertrand has farmed the land the last couple years and has been completing the annual irrigation questionnaires. The questionnaires for this year have been completed and nothing further regarding the water rights is needed at this time.

I have added your name to the files so that any correspondence concerning the water rights will be directed to your attention. If you have any questions or would like copies of the water rights for Mr. Authier, please contact me.

Sincerely,

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

1189-3

NOT TO SCALE

← 5428.6' →
Scale 1" = 757.5'

84.2 T1343

76.6 T1358

94R
78.0
T1336

71.5 T1314

74.3

41.9 T1353

74.9 T1397

112.9 T1280

76.6

79.6 T1337

190-48

137.3 T1332

89.5
T1426

87.5 T1283

94R T1282

76.8

Scale 1" = 754.3'
9/14/90
D&B

1948.0 + 3334.0 = 5282.0
Scale 1" = 754.6'

2122.0 + 3173.0 = 5295.0
Scale 1" = 752.8'

NOT TO SCALE

74.3 T1316

155.2 T129894R

See
67L

1

1

8

76.6 T1281

157.1 T1315

235.2

T1308

21.8

1

90-48

1

2

76.6 T1279

160.0 T1386 94R

