

1. Considered 3-16, 1960
2. Name of Applicant ROBERT RATTEST
3. Post Office Address IRLAND
4. Amount of water claimed 2.28
5. Source of water supply GROUND WATER
6. Water to be used for IRRIGATION
- Acres to be irrigated 160
7. Water to be diverted and used in SPIRKE County about
5W 1S miles of IRLAND
8. Proof of Publication Received ✓
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____

10. Remarks:

No. 1247-3
 Water Division No. 3 JAMES RIVER District _____
 (Blanks to be filled by the Engineer for the W. R. C.)

FEB 4 1966

8:10 am

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

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

1. Name of applicant Robert Battest, PHILIP H. Ronald Starr
 Postoffice address Dakota, County Spink, 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)

(b) Cash on hand, \$ adequate

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work Battest Irrigation Project3. Amount of water claimed 2.28 cubic feet per second4. Source of water supply Well

5. Location of point of diversion 1320' South + 1320' West of NE Corner
Sec. 7-T116-R61 on Spink County.

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

7. To be used for:

I. Irrigation or domestic use: (Gravity, overhead sprinkling or combination system?) Combination(a) Number of acres to be irrigated 160 acres.(b) Legal subdivisions to be irrigated NE 1/4 Sec 7-T116-R61

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

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

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

(a) Nature of use

Name any of the above uses claimed

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

Amount claimed for engine cooling

(c) Location of plant

(d) Method of developing power

(e) Point where water will be returned to stream

MAP NO 867-3

8. Estimated cost of work:

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

(b) Pumping plant, \$1600.....

(c) Fluming, \$..... (d) Canal-earth, \$.....

Rock, \$.....

(e) Other structures \$.....

Total, \$.....

9. Description of diversion works:

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

Pumping Plant

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

Times Herald-Democrat S.D.

STATE OF SOUTH DAKOTA

County of *Spink* ss.

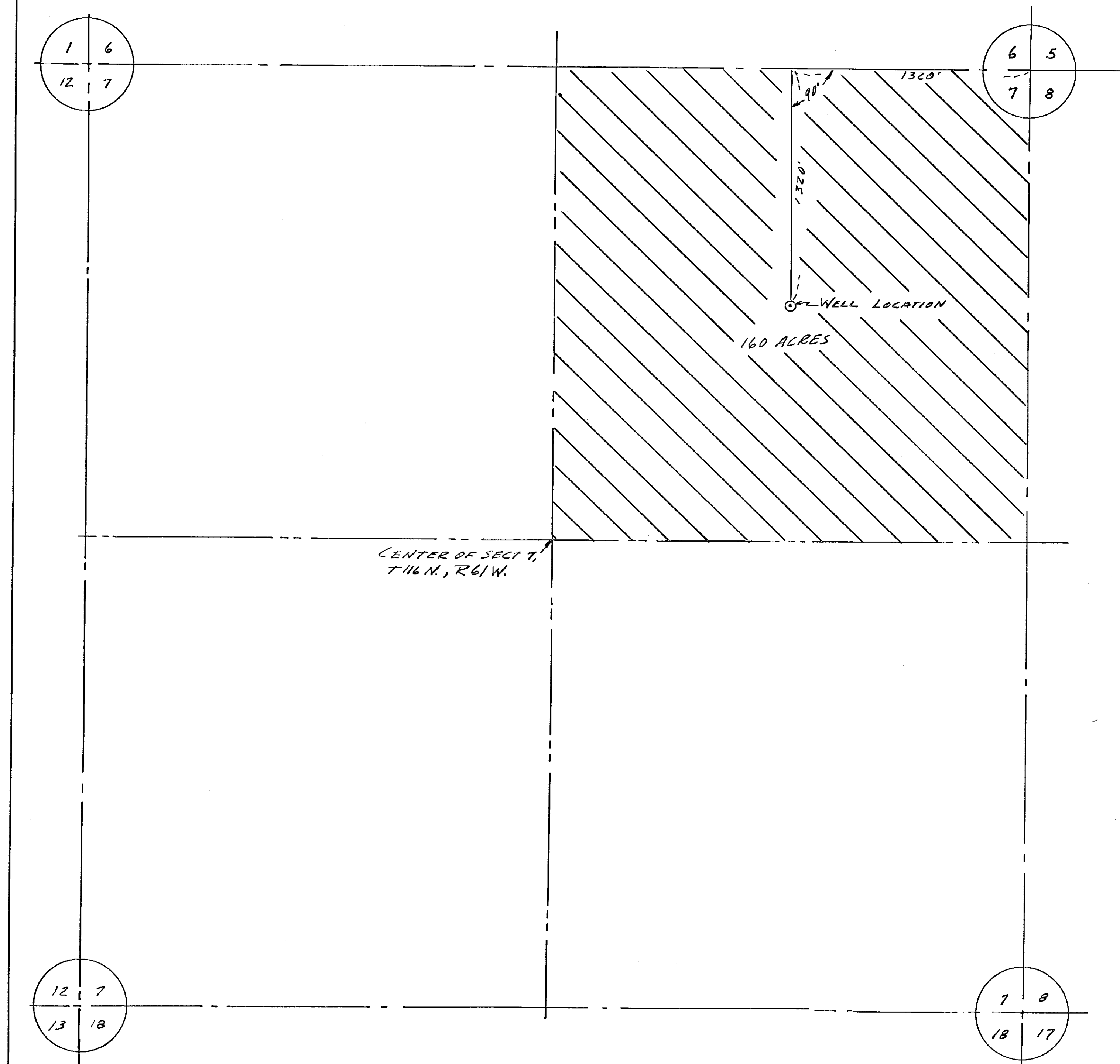
I, *Robert Patterson*, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein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

Signed *Robert Patterson*

Subscribed and sworn to before me this.....3.....day of *February* 1961.

W. E. Fin
Notary Public (or other qualified officer)

*Each diversion must have a headgate or measuring device.



Area by Legal Subdivision

160 ACRES: NE 1/4, SECT 7, T116N, R61W 5TH PM.

SURVEYORS CERTIFICATE

State of South Dakota) SS
County of Beadle)

I, Harlan W. Meyer, a registered Land Surveyor in and for the State of South Dakota, do hereby certify that, at the request of Robert Battest, Sole owner, I have shown the lands proposed to be irrigated within his ownership boundaries as of Jan 20, 1966. Application for appropriate water right on said lands is herewith made and this map is a true representation of the same.

Witness my hand and seal this 20th day of Jan 1966.

Harlan W. Meyer
Reg. Land Surveyor

State of South Dakota) SS
County of Beadle)

On this day, before me, the undersigned, a NOTARY PUBLIC within and for said County and State, personally appeared HARLAN W. MEYER, known to me to be the person who executed the foregoing Surveyors Certificate and acknowledged to me that he executed the same.

Witness my hand and Notary Seal this 20th day of Jan. 1966

John P. Battest
NOTARY PUBLIC

MY Commission EXPIRES 2-27-66

SCALE 1" = 400'

BATTEST IRRIGATION PROJECT
SHOWING AREA & WELL LOCATION WHERE WATERS
WILL BE DIVERTED FOR PERMIT TO APPROPRIATE WATER

ROBERT BATTEST

OWNER

HARLAN W. MEYER

SURVEYOR

JAN. 66

MAP NO 867-3 (APPL NO 1247-3)

Remarks by State Water Resources Commission:

The well granted under this Permit is located near domestic wells and other
----- irrigation wells which may obtain water from the same aquifer. If the well
----- covered by this Permit depletes the domestic supplies or interferes with prior
water rights, restrictions, to the extent necessary, of the capacity of the well
----- or periods of operation or other arrangements may be required to protect these
water supplies.

STATE OF SOUTH DAKOTA }
County of HUGHES } ss.

Pierre, South Dakota, MARCH 18, 1966

This is to certify that the foregoing application was received by the Commission at 8:10 o'clock
9 a.m. upon the 4TH day of FEBRUARY, 1966

State Water Resources Commission

By: Burton Jones

for Chief Engineer, Executive Officer

Number of permit 1247-3

Date of first receipt of application FEBRUARY 4, 1966

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 FEBRUARY 4, 1966

Approved MARCH 16, 1966, Recorded in Book 9 Page 100

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 SEPTEMBER 16, 1967

2nd. The whole of said work is to be completed on or before MARCH 16, 1969

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is MARCH 16, 1971

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 2.28 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 MARCH 16, 1971; said water to be used during the following described annual period:

APRIL 1 TO NOVEMBER 1

Witness my hand this 18TH day of MARCH, 1966

State Water Resources Commission

By: W. G. Jones

Chief Engineer, Executive Officer

Certificate of Construction Issued MAY 3, 1971

Water License Issued MAY 3, 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 70'
 Type of casing Steel
 (wood, concrete, steel, etc.)
 Size of casing 16" Thickness of casing 7 Gauge
 Length of casing 55' If collection gallery, length, size and depth of
 gallery

(b) Screens

Type of perforated screen Johnson 12 v 19 20 x
 Size of perforated screen 16" 15'
 (diameter) (length)
 Thickness of gravel pack 7" length of gravel pack 70'

(c) Water Bearing Materials

Distance to water Top level Character of water bearing materials C-3 - yellow till 3-16', Boulder
16 to 17', yellow till 17 to 18', Sand 18 to 43', sand gravel
& lignite 48 to 70'.

Thickness of water bearing material

(d) Pump and Motor

Type of pump Turbine
 (centrifugal, propeller, mixed flow, etc.)
 Name of pump Layne & Bowler 12" - 8" Column
 Kind of motor L P Star
 (gasoline, electric, diesel, etc.)
 Horsepower 60 Name of Motor General Electric

(e) Complete well

Capacity 1600 at drawdown of 60' Estimated cost 1400⁰⁰

(f) Owner of land upon which well is located

Name Robert Balliet
 Address Dolan 2D

(g) Distance to nearest existing wells

On same owner's property 78 rods On property owned by others 78 rods

Form 15.

Permit No. 1247-3

Water Diversion No. 3 JAMES RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Robert Battest

_____ the holder _____ of
Permit No. 1247-3, issued upon Application No. 1247-3, bearing date of priority of February 4,
1966 authorizing the diversion of 2.28 cu. ft. per second of the waters of _____
ground water County of Spink, State of South Dakota at _____
a point in the Center of the NE 1/4, Section 7, T116N, R61W
_____, 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 1.33 cu. ft. per second of water.

Date May 3, 1971

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1247-3

(1) WHEREAS, On the 4th day of February A. D. 19 66
Robert Battest

made Water Right Application No. 1247-3 for a permit to use 2.28 cubic feet per second of the waters of ground water

County of Spink, State of South Dakota, for irrigation purposes; and

(2) WHEREAS, On the 18th day of March A. D. 19 66
Permit No. 1247-3, with a date of priority of February 4, 1966

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 16th day of March A. D. 19 69 and for the application to beneficial use of said water on or before the 16th day of March A. D. 19 71

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 1.33 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 NE 1/4, Section 7, T13N, R61W

(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 Robert Batteast

_____ of Doland, South Dakota

the holder _____ and owner _____ of said permit No. 1247-3 a water right, dating from February 4, 1966

_____ to use of 1.33 cubic feet per second of the waters of ground water

in the County of Spink and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the Center of the NE $\frac{1}{4}$, Section 7, T116N, R61W

and conduct to and upon the NE $\frac{1}{4}$, Section 7, T116N, R61W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1247-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 3rd day of May A. D.
Nineteen Hundred and Seventy-one

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

on or before
(First Publication) February 17, 1966

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., February 7, 1966

Notice is hereby given that Robert Battest whose postoffice address is Doland 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 2.28 cubic feet of water per second of time from the ground water through the Battest Irrigation Project, the point of diversion of which is to be located on the center of the NE $\frac{1}{4}$ of Section 7 Twp. 116N Range 61W. Said water to be used for the purpose of providing irrigation on the following described land:

NE $\frac{1}{4}$ Section 7, T116N, R61W

~~and for~~

~~purpose~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 16th day of March, 1966 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. Tom Steichen, Publisher
Times-Record
Doland, S.D.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA

County Spink ss.

T. Robert Batter being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the -----

Times Record a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the

Doland of Spink (Town) Doland County of

Spink

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

February 17, 1966 & February 24, 1966

March 3, 1966 and March 10, 1966

in each and every issue of the full number thereof, the first publication being made on the 17th day of February

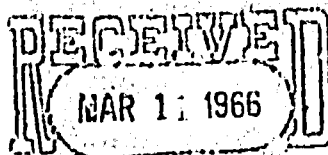
1966 and the last publication on the 10th day of

March 1966, upon which date or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he

was Norbert J. Miles the printer and publisher of the said newspaper.

Robert Batter

Subscribed and sworn to before me this 10 day of March A. D. 1966



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Notary Public

Spink

County, S. D.

No. 1247-3
APPROPRIATION OF WATER

Office of State Water Resources
Commission, Pierre, S. Dak., February 7, 1966.

Notice is hereby given that Robert Batter whose postoffice address is Doland, 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 2.28 cubic feet of water per second of time from ground water through the Battcat Irrigation Project, the point of diversion of which is to be located in the center of Section 14 of Section 7, T.110N, R.01W, S.11Y. Said water to be used for the purpose of providing irrigation on the following described land:

NE 1/4 Section 7, T.110N, R.01W, S.11Y. This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 16th day of March, 1966, at 2:00 p. m. All interested persons may appear and be heard.

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

State Water Resources

Commission

By:

BURTON F. JONES

Water Right Specialist.

CC: Mr. Norbert J. Miles, Publisher
Times-Record,
Doland, S. Dak.

(Feb. 17, 24, Mar. 3, 10, 1966)

Permit No. 1247-3Water Division 3 JAMES 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 ROBERT
BATTEST of DOLAND holder
 of Permit No. 1247-3, bearing date of priority of FEBRUARY 4, 1966
 authorizing the diversion of 2.28 cu. ft. per second of the waters of GROUND WATER
 for IRRIGATION purposes, in SPINK 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:

70' DEEP WELL W/ 16" CASING
LAYNE BOWLER 8" PUMP
POWERED BY FORD INDUSTRIAL PROPANE ENGINE

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

1440' OF 6" MAINLINE

C. Works used to apply water to beneficial use.

3 - 1/4 MILE TOWLINES - 4"
RAINTROL #200 SPRINKLER HEADS W/ 5/32 ORIFICE

The system is in the following condition: GOODThe point of diversion is located CENTER OF THE NE 1/4, SECTION 7,
T116N, R61WThe works are capable of diverting and conveying to the place of use 1.33cu. ft. per second of water which is to be used for IRRIGATION

Water has been put to beneficial use to the maximum extent as follows:

NE 1/4, SECTION 7, T116N, R61Wcomprising a total of 160 acres of land.Date APRIL 22, 1971

Durston L. Jones
 (Signature)

WATER RIGHT SPECIALIST
 WATER RESOURCES COMMISSION

NOTICE OF TRANSFER OF WATER PERMIT

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

Date October 11, 1972

This is to notify you that title to the lands described as follows:
NE $\frac{1}{4}$, Section 7, T116N, R61W

formerly owned by Robert Battest, Doland, S.D.

has been transferred to Phillip Hill, Doland, S.D.

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 1247-3 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.

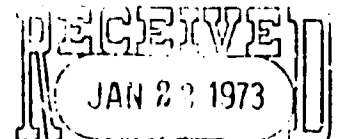
STATE OF SOUTH DAKOTA)
County of Spink) ss.

I, Phillip Hill 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.

Phillip Hill
(Signed)

Subscribed and sworn to before me this 19th day of Jan, 19 73

[Signature]
(Notary Public)



STATE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTA

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

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division
(605) 773-3352

November, 1981

1247-3

SP/JR

PHILLIP HILL

DOLAND
SD 57436

G

Dear Sir:

Enclosed is a questionnaire pertaining to your irrigation during the 1981 season. The questionnaire covers the period of April through the season.

The Water Management Board would appreciate you filling out this questionnaire and returning it as soon as you can. If you have not kept records of your irrigation applications, estimations will be satisfactory.

Similar information collected in recent years has been most helpful because of the good response by irrigators. Your continued cooperation will be appreciated.

1247-3

SP/JR

PHILLIP HILL

DOLAND
SD 57436

G

JOHN HATCH, Chief Engineer
Water Rights Division



JH/bt

enclosure

Phillip has not farmed here since 1977. He sold his farm and moved to Newell, S.D. Ronald Star bought his farm -

*This Mother,
Mrs. Maurice Hill*

Equal Opportunity Employer

NO. 1247-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: February 16, 1982

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

NE 1/4 7-116-6-1

formerly owned by Phillip Hill

has been transferred to Ronald Starr, Grant Co. SD 57440

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 1247-3 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)
County of Hughes) ss.

I, Ronald Starr 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.

Ronald Starr
(Signed)

Subscribed and sworn to before me this 16th Day of February, 1982

Betty W. Howard
(Notary Public)
W.D.S.

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8719

PIERRE, February 16, 1982

RECEIVED OF Ronald Starr, Frankfort, SD 57740

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 filing <u>Transfer of WR#1247-3</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 () L. Hatch
Chief Engineer, Executive Officer
JOHN HATCH

South Dakota
Department of
Water & Natural Resources

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

March 23, 1987

RONALD STARR
BOX 296
DOLAND, SD 57436

NOTICE

Re: Violation of Water Permit(s). 4845-3 and 1986 Irrigation Questionnaire Requirements.

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 4845-3. The request for the questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 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). 4845-3 qualification:

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

The hearing will also be to determine if Permit No(s). 1247-3 should be amended with the qualification to require the Questionnaire to be submitted each year.

The hearing(s) will be at 2:00 pm, May 6, 1987, in 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 hearings(s), the Water Management Board can:

1. Suspend Permit No(s). 4845-3 until either the 1986 Questionnaire is submitted or for the period of up to one year;
2. Amend Permit No(s). 1247-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action;
4. 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) are received in this office before the 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.

South Dakota
Department of
Water & Natural Resources

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

April 15, 1987

1247-3
4845-3

Ronald Starr
HCR 2 Box 31
Doland, SD 57436

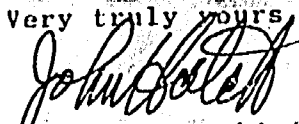
Dear Mr. Starr:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaires. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit Nos. 1247-3 and 4845-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,



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

South Dakota



GREAT FACES. GREAT PLACES.
February 1, 1991

DEPARTMENT OF WATER & NATURAL RESOURCES

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

RONALD STARR
HCR 2 BOX 31
DOLAND SD 57436

NOTICE

RE: Violation of Water Permit No(s) 1247-3, 4845-3 and 1990 Irrigation Questionnaire Requirements

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 1247-3, 4845-3. The request for the Questionnaire was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s) 4845-3 qualification:

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

The hearing will also be to determine if Permit No(s) 1247-3 should be amended with the qualification to require the Questionnaire to be submitted each year. The hearing will be held at 9:15 am, February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, 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, the Water Management Board can:

1. Suspend Permit No(s) 4845-3 until the 1990 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Amend Permit No(s) 1247-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or 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 questionnaires are received in this office before the February 27th hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,

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

South Dakota



GREAT FACES. GREAT PLACES.

DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 25, 1991

1247-3

1247-3
4845-3

Ronald Starr
HCR 2 Box 31
Doland, SD 57436

Dear Mr. Starr:

I am writing to acknowledge receipt of your 1990 irrigation questionnaires for Water Permit Nos. 1247-3 and 4845-3. You may disregard the February 1, 1991, Notice of failure to submit the 1990 irrigation questionnaire. With receipt of the questionnaires, your name has been deleted from the January Water Management Board meeting agenda.

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

Sincerely,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division



RONALD STARR
HCR 2 BOX 31
DOLAND SD 57436

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOTICE

RE: Violation of Water Permit Nos 1247-3, 4845-3 and 1991 Irrigation
Questionnaire Requirements

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit Nos 1247-3, 4845-3. The request for the Questionnaires 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 be to determine if Permit No(s) 1247-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 4845-3 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, at 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) 4845-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 1247-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or 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 questionnaires 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 7, 1992

1247-3
4845-3

Ronald Starr
HCR 2 Box 31
Doland, SD 57436

Dear Mr. Starr:

I am writing to acknowledge receipt of your 1991 irrigation questionnaires for Water Right Nos. 1247-3 and 4845-3. 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,

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:

RONALD STARR
HCR 2 BOX 31
DOLAND, SD 57436

4a. Article Number

P 906 557 612

4b. Service Type

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

7. Date of Delivery

1/29/92

5. Signature (Addressee)

Ronald Starr

6. Signature (Agent)**8. Addressee's Address (Only if requested and fee is paid)**



1247-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

November 14, 2022

1247-3
4845-3
5529-3

Dexter Wipf
17952 SD Hwy 37
Frankfort SD 57440

Dear Mr. Wipf:

Enclosed are three irrigation questionnaires for land authorized for irrigation under Water Right Nos. 1247-3, 4845-3 and 5529-3.

They were originally sent to Brandon Wipf who indicated they no longer rent the ground. I spoke with LeAnne Bawek who indicated the forms should be forwarded to you.

The legal descriptions are listed on each form towards the bottom. Please take a few minutes and complete the forms with any irrigation information you have for calendar year 2022. Once completed, please return the forms to our office in the enclosed envelope by **December 5th**.

If you need assistance in completing the forms, please contact me and I will try to help. I have enclosed a copy of one of the forms from last year to give you an idea on what type of information is needed. Thank you in advance.

Sincerely,

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