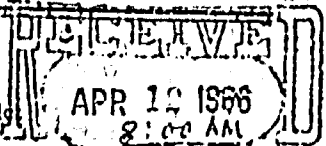


1269-3

1. Considered 5-18, 19 66
2. Name of Applicant Reinhold Schinke
3. Post Office Address Wormsacker
4. Amount of water claimed 2.21
5. Source of water supply Ground water
6. Water to be used for irrigation
 Acres to be irrigated 155
7. Water to be diverted and used in Santon County about
6 E miles of Wormsacker
8. Proof of Publication Received ✓
 Not Received _____
9. Application Approved _____
 Subject to _____
 Not Approved _____
 Action deferred _____

10. Remarks:

Domestic Well.

No. 1269-3Water Division No. 3 JAMES RIVER
(Blanks to be Filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMMISSION
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 Reinhold Schimke
Postoffice address ALPENA, County Sanborn, State SD

I. If a c transferred to:

- (a) Name Ervin Wollman
(b) D. 287 Washakie Drive
(c) A1 3/28/80
(d) A1 Rock Springs, Wyo. 82901
(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, \$ deplete

(c) Treasury stock, \$ _____

(d) Bonds to be issued, \$ _____

(e) Other resources, \$ _____

2. Name of diversion work Schimke's Irrigation Project3. Amount of water claimed 2.21 cubic feet per second4. Source of water supply Wells5. Location of point of diversion No. 1 - 330' S 330' W, No. 2 - 290' S 210' W, No. 3 - 1540' S 6' 2310' W, & No. 4 - 2440' S 2050' W of NE corner Sec. 28, T107N-17-61W on Sanborn 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? Sprinkler(a) Number of acres to be irrigated 155 acres.(b) Legal subdivisions to be irrigated NE 1/4 Sec. 28, T107N, R61W

(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 886-3

8. Estimated cost of work:

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

(b) Pumping plant, \$700⁰⁰-----

(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 Woonsocket News Woonsocket S.D.

STATE OF SOUTH DAKOTA

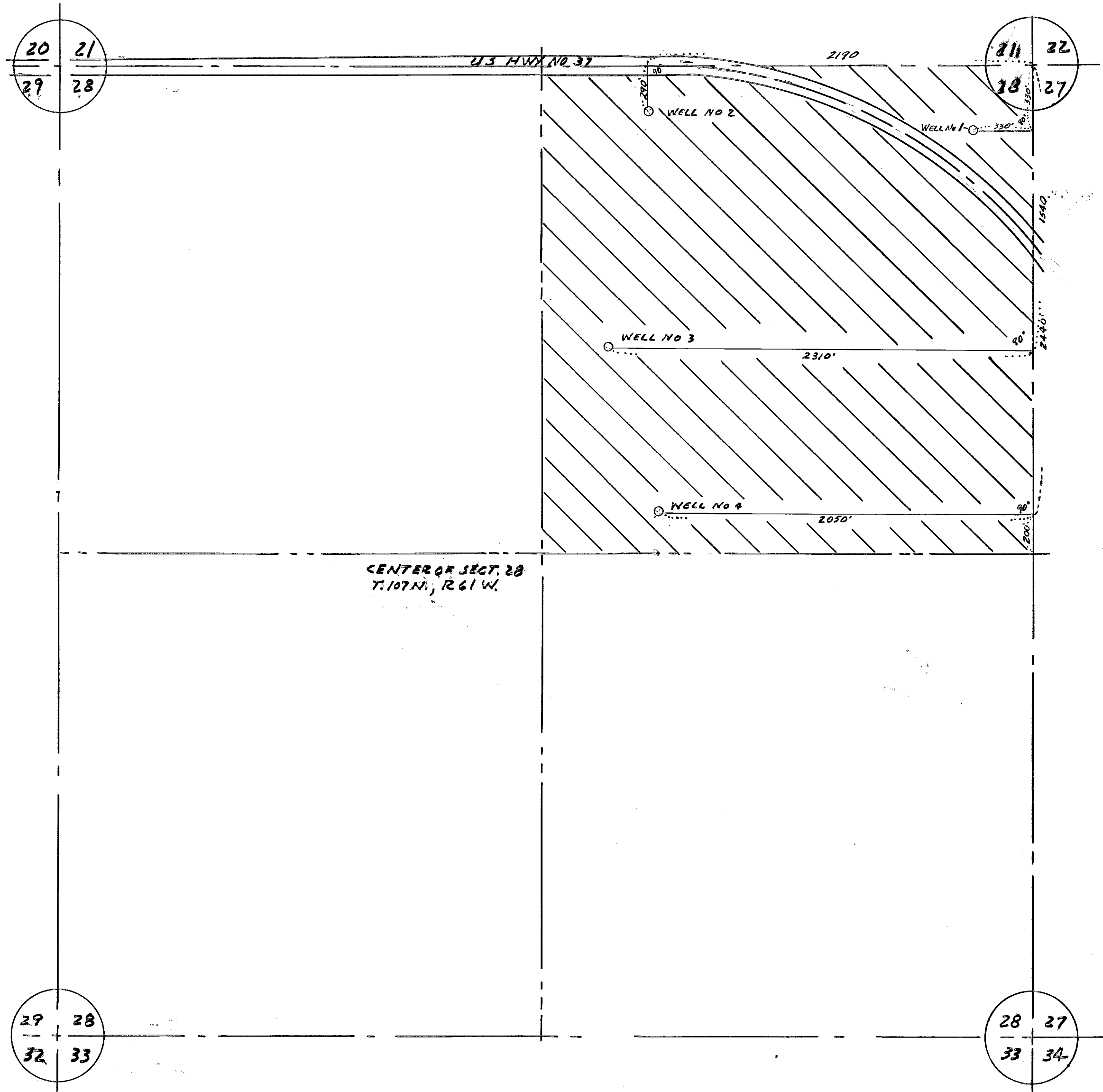
County of Sauk } ss.

Reinhold Schimke, being first duly sworn, do hereby 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 Reinhold Schimke

Subscribed and sworn to before me this 11 day of April, 1966

[Signature]
Notary Public (or other qualified officer.)



AREAS BY LEGAL SUBDIVISION

155 ACRES : NE 1/4 SECTION 28, T107N., R. 61W. S4RM.

SURVEYOR'S 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 REINHOLD SCHIMKE, SOLE OWNER I HAVE SHOWN THE LANDS PROPOSED TO BE IRRIGATED WITHIN HIS OWNERSHIP BOUNDARIES ON APRIL 2, 1966 FOR WHICH APPLICATION FOR APPROPRIATIVE WATER RIGHT IS MADE AND THAT THIS MAP IS A TRUE REPRESENTATION THERE OF.
WITNESS MY HAND AND SEAL THIS 2ND DAY OF APRIL 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 SURVEYOR'S CERTIFICATE AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.
WITNESS MY HAND AND NOTARY SEAL THIS 2ND DAY OF APR. 1966

Carl R. Rasmussen
NOTARY PUBLIC

MY COMMISSION EXPIRES

SCALE 1" = 400'

REINHOLD SCHIMKE IRRIGATION PROJECT NO. 1
SHOWING AREA & DIVERSION POINTS WHERE WATERS
WILL BE DIVERTED FOR PERMIT TO APPROPRIATE WATER

REINHOLD SCHIMKE

OWNER

HARLAN W. MEYER

SURVEYOR

APRIL 66
MAP NO 886-3 (APPL NO 1269-3)

Remarks by State Water Resources Commission:

... This well is located near domestic wells which may obtain water from the same aquifer. If the well covered by this permit to appropriate water depletes the domestic water supply, restrictions, to the extent necessary, of the capacity of this well or periods of operation or other arrangements may be required to protect the domestic water supply.

STATE OF SOUTH DAKOTA
County of HUGHES ss.

Pierre, South Dakota, MAY 20, 1966

This is to certify that the foregoing application was received by the Commission at 8:00 o'clock a.m. upon the 12TH day of APRIL, 1966

State Water Resources Commission

By:

Burton
Chief Engineer, Executive Officer

Number of permit 1269-3

Date of first receipt of application APRIL 12, 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 APRIL 12, 1966

Approved MAY 18, 1966 Recorded in Book 9 Page 123

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 18, 1967

2nd. The whole of said work is to be completed on or before MAY 18, 1969

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

MAY 18, 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 2.21 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 18, 1971; said water to be used during the following described annual period:

APRIL 1 TO NOVEMBER 1
20TH day of MAY, 1966

Witness my hand this _____ day of _____, 1966

State Water Resources Commission

By:

Goodman
Chief Engineer, Executive Officer

Certificate of Construction Issued APRIL 11, 1974

Water License Issued APRIL 11, 1974

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 27" Depth 54 ft
 Type of casing 14" Steel 1/4" wall
 (wood, concrete, steel, etc.)
 Size of casing 14" Thickness of casing .250
 Length of casing 39' If collection gallery, length, size and depth of
 gallery

(b) Screens

Type of perforated screen Johnson Irrigator - 100 Slot
 Size of perforated screen 12" 15'
 (diameter) (length)
 Thickness of gravel pack 6" length of gravel pack to top

(c) Water Bearing Materials

Distance to water 15' Character of water bearing materials Sand & Gravel

Thickness of water bearing material 24 ft.

(d) Pump and Motor

Type of pump Turbine
 (centrifugal, propeller, mixed flow, etc.)
 Name of pump Lynde & Bowler size 6" Column, 10" Bore
 Kind of motor Electric
 (gasoline, electric, diesel, etc.)
 Horsepower 20 Name of Motor O.S. Motor

(e) Complete well

Capacity 500 GPM at drawdown of 30 ft Estimated cost 400⁰⁰

(f) Owner of land upon which well is located

Name Reinhold Schimke
Wrensocket
So. Dak.

Address

(g) Distance to nearest existing wells

On same owner's property None rods On property owned by others 500 rods

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1269-3

(1) WHEREAS, On the 12th day of April A. D. 19 66
Reinhold Schimke

made Water Right Application No. 1269-3 for a permit to use 2.21 cubic feet per second of the waters of ground water

County of Sanborn State of South Dakota, for irrigation

purpose; and

(2) WHEREAS, On the 20th day of May A. D. 19 66

Permit No. 1269-3, with a date of priority of April 12, 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 18th day of May A. D. 19 69 and for the application to beneficial use of said water on or before the 18th day of May 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 .89 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 72 acres in the W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 28, T107N, 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 Reinhold Schimke

_____ of Alpena, S.D.

the holder _____ and owner _____ of said permit No. 1269-3 a water right, dating from April 12, 1966

_____ to me of .89 cubic feet per second of the waters of ground water

in the County of Sanborn and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted from the NE Corner, Section 28, T107N, R61W, North Well, 290 feet South and West 2197 feet, South Well 2440 feet South and 2050 feet West,

and conduct to and upon 72 acres in the W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 28, T107N, R61W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1269-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 11th day of April A. D.
Nineteen Hundred and Seventy-four

WATER RIGHTS COMMISSION

By:

Chief Engineer, Executive Officer DONALD DRISCOLL

Form 15.

Permit No. 1269-3

Water Diversion No. 3 JAMES RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Reinhold Schimke

_____ the holder _____ of
Permit No. 1269-3, issued upon Application No. 1269-3, bearing date of priority of April 12, 1966
_____ authorizing the diversion of 2.21 cu. ft. per second of the waters of _____
ground water County of Sanborn, State of South Dakota ~~in~~ _____
from the NE Corner, Section 28, T107N, R61W, North Well, 290' South and West
2190'; South Well 2440 ft. South 'and 2050 feet West.
_____, for irrigation

_____ purposes, have 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 .89 cu. ft. per second of water.

Date April 11, 1974

By:

~~WATER RIGHTS COMMISSION~~
WATER RIGHTS COMMISSION

DONALD BRISCOLL, Chief Engineer

on or before April 21
(First Publication

66
19)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak.,

April 12

66
19)

Notice is hereby given that Painhold Schinke whose postoffice address is Woonsocket 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 2.21 cubic feet of water per second of time from the ground water through the Schinke Irrigation Project are the points of diversion of which to be located on the in the NW 1/4 NE 1/4 NE 1/4 and SW 1/4 of the NE 1/4 of Section 28 Twp. 107N Range 61W. Said water to be used for the purpose of providing irrigation on the following described land:

NE 1/4, Section 28, T107N, R61W

~~XXXXXX~~

~~XXXXXX~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 18th day of May, 19 66 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:

BUFTON F. JONES
Water Right Specialist

CC: Mr. O. F. Freed, Publisher
Woonsocket News
Woonsocket, S.D.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County _____ ss.

Olin H. Reed being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the _____ Woonsocket News 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 Woonsocket County of Sauk and State of South Dakota; that the said notice was published in said newspaper on the following dates:

April 21, 1966
April 28, 1966
May 3, 1966
May 12, 1966
in each and every issue of the full number thereof, the first publication being made on the 21 day of April 1966 and the last publication on the 12 day of May 1966, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was _____ the printer and publisher of the said newspaper.

Olin H. ReedSubscribed and sworn to before me this 15 day of May A. D. 1966

My Commissioner Expires
17 July 1971.

Notary Public Sauk County, S. D.1269-3
APPROPRIATION OF WATER

Office of State Water Resources Commission, Pierre, S.Dak., April 12, 1966.

Notice is hereby given that Reinhold Schimke whose post-office address is Woonsocket, 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 2.21 cubic feet of water per second of time from ground water through the Schimke Irrigation Project, the points of diversion of which are to be located in the NW¼ NE¼; NE¼ NE¼ and SW ¼ of the NE of Section 28 Twp. 107N Range 61W. Said water to be used for the purpose of providing irrigation on the following described land:

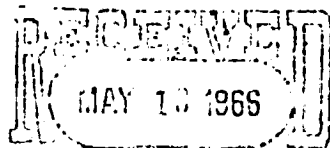
NE, Section 28, T107N, R61W.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 18th day of May, 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. 26-4t



STATE WATER RESOURCES COMMISSION

Permit No. 1269-3
 Water Division 3 James River Water District

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

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

I have this day made a thorough examination of the water use system constructed by Reinhold Schimke
 of Alpena, South Dakota holder
 of Permit No. 1269-3, bearing date of priority of April 12, 1966
 authorizing the diversion of 2.21 cu. ft. per second of the waters of ground water
 for irrigation purposes, in Sanborn 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:

North well - 54 feet deep, 12 inch steel casing
 Layne Bowler turbine pump, Model 22
 Chrysler Industrial Engine - propane - 40 H.P.

South well - 60 feet deep, 6 inch steel casing
 Electric submersible pump - 5 H.P.

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

60 rods 6" aluminum mainline

C. Works used to apply water to beneficial use.

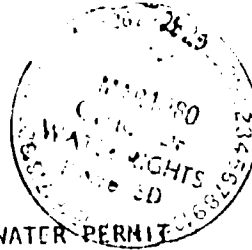
1/8 mile of 4 inch diameter tow line
 1/2 mile of 4 inch hand moved sprinkler pipe

The system is in the following condition: Fair
 The point of diversion is located from NE corner of Section 28, T107N, R61W.
North well, S 290 feet and W 2190 feet. South well, S 2440 feet
and W 2050 feet
 The works are capable of diverting and conveying to the place of use 0.89
 cu. ft. per second of water which is to be used for irrigation
 Water has been put to beneficial use to the maximum extent as follows: W 1/2 of NE 1/4 of Section 28,
T107N, R61W - Approximately 72 acres irrigated

 comprising a total of 72 acres of land.

Date April 3, 1974
Donald Driscoll
 (Signature)
 Donald Driscoll, Chief Engineer

FORM 20



NO. _____

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 3-20-1980

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

NE 1/4 SECTION 28 TWP 107 RANGE 61 JERVALD
COUNTY SD

formerly owned by REINHOLD SCHIMKE

has been transferred to ERVIN D WOLLAN

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

Water Right Permit No. _____ 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 the Board of Water Management 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 DAKOTA) ss.

I, Reinhold Schimke 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.

Reinhold Schimke
(Signed)

Subscribed and sworn to before me this 15 day of MARCH, 1980

Merlin Wollan
(Notary Public)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7422

PIERRE, March 28, 1912

RECEIVED OF Carran (Ervin) A. Wollman; 227 Washakie Drive; Rock Springs, Wyo. 82001
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 filling)		
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		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for <u>transfer</u>	2.	50
(any other work as provided by law)		
TOTAL	2.	50

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH /CH

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

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

October 21, 1987

1269-3

Ervin and Carman Wollman
287 Washakie Drive
Rock Springs, WY 82901

Dear Mr. & Mrs. Wollman:

This letter is in reference to the 1987 irrigation questionnaire you returned for Water Permit No. 1269-3. You indicated you will not be irrigating for the next ten years as you have put your land in the Conservation Reserve Program.

South Dakota Water Law 46-5-37 states that when any person entitled to the use of appropriated water fails to use beneficially all or any part of such water for the purpose for which it was appropriated, for a period of three years, such unused water shall revert to the public and shall be regarded as unappropriated public water.

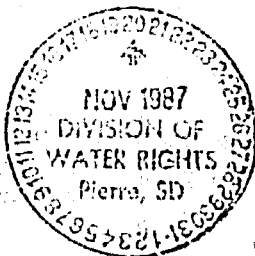
The purpose of this letter is to make you aware of the specific water law which deals with non-use of appropriated water and that water use is a requirement for keeping a water permit valid. Unfortunately, unless there is legal excuse for nonuse of water to suspend the three year period of nonuse specified in SDCL 46-5-37.1, we do not know of other exceptions to SDCL 46-5-37.1. You may wish to contact your attorney on this matter.

Very truly yours,

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

cc: Harold Deering, Assistant Attorney General

1269-3



NOVEMBER 16, 1987
287 WASHAKIE DR.
ROCK SPRINGS, WY.

JOHN HATCH, CHIEF ENG.
WATER RIGHTS, DIV.
523 EAST CAPITOL
PIERRE, S.DAK. 57501-3181

In regards to your letter of October 21st concerning our WATER PERMIT # 1269-3, we did not use any water this year for crops, but we will be using water in the coming years to irrigate the pasture land. There are about 70 acres of pasture land. If we lose the water rights on this property the land will become worthless. We thank you for your letter informing us of this matter.

SINCERELY YOURS,

Erwin D. Wallman

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

November 15, 1989

1269-3

Ervin Wollman
594 Meadow
Rock Springs, WY 82901

Dear Mr. Wollman:

Enclosed is your 1989 irrigation questionnaire. In order for us to calculate the amount of water used, we need more specific information included on the form.

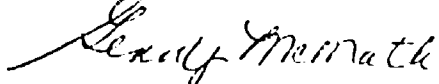
Please include the following information on the questionnaire:

1. Average pump rate (gpm); and
2. What crop(s) were irrigated.

Upon completion of the form, return it to our office in the enclosed postage paid envelope. The form must be returned to our office before December 15th.

If you have any questions, please contact me.

Sincerely,



GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

enclosures





1269-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 9, 1998

NOTICE

TO: ERVIN WOLLMAN, 594 MEADOW DR, ROCK SPRINGS, WY 82901 3211

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

SUBJECT: Reporting Requirement for 1997 Irrigation Questionnaire(s)

Our records indicate that the 1997 Irrigation Questionnaire has not been submitted for Permit No(s) 1269-3. The request for the Questionnaire was dated October 17, 1997. The Water Management Board has directed that owners of water permits who have not submitted the 1997 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 9:45 am, February 25, 1998, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1269-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before February 20, 1998, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- 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 will show to whom the article was delivered and the date delivered.

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:

ERVIN WOLLMAN
594 MEADOW DR
ROCK SPRINGS WY 82901 3211

1268-3

4a. Article Number

119171 B2

4b. Service Type

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

7. Date of Delivery

JAN 13 1998

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X Carman Wollman

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

Thank you for using Return Receipt Service.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 21, 1998

1269-3

Ervin Wollman
594 Meadow Dr
Rock Springs WY 82901-3211

Dear Mr. Wollman:

I am writing to acknowledge receipt of your 1997 irrigation questionnaire. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit No. 1269-3.

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

You indicated during our phone conversation that the land would be going into CRP this next year. I have made a notation in your water permit file that the land will be in CRP through 2008. Yearly irrigation questionnaires will not be mailed to you until the land comes out of CRP.

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

June 10, 2009

1269-3

Ervin Wollman
594 Meadow Dr
Rock Springs, WY 82901

Dear Mr. Wollman:

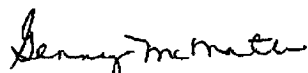
I am contacting you in regard to your Water Right No. 1269-3. The water right authorizes diversion of ground water from two wells to irrigate 72 acres in the W ½ NE ¼ Section 28, T107N, R61W in Sanborn County, South Dakota.

Each year in October we mail out annual irrigation questionnaires for water right holders to complete with information on how much water was used during that specific crop year. We have held up mailing irrigation questionnaires to you because your land was in CRP. Our records show the land came out of CRP last season and should be eligible for irrigation starting in 2009.

Prior to the fall mailing I wanted to touch base with you to see if you still own the land and if any changes need to be made to the water rights. Please take a few minutes and answer the questions on the attached sheet and return the information to our office in the enclosed envelope.

Thank you in advance for your help in updating the water right.

Sincerely,


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

Water Right No. 1269-3

W ½ NE ¼ Section 28, T107N, R61W

- Do you still own the land? Yes _____ No _____

If no, please give the name and mailing address of the new owner:

- Has the land been re-enrolled in the Conservation Reserve Program? Yes ____ No ____

If yes, what year will it again be eligible for irrigation? _____

- If you still own the land and have not re-enrolled it in CRP, do you intend to irrigate or have you discontinued irrigation on the land described in the water right?

File No. 1269-3

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Ervin Wollman, 594 Meadow Dr., Rock Springs WY 82901

DATE: November 23, 2009

TELEPHONE:

RE: status of irrigation under 1269-3

COMMENTS:

Mr. Wollman called to report that he re-enrolled his land for another 5 years into CRP. I told him I would hold up mailing him irrigation questionnaires until 2014.



Genny McMath
Environmental Scientist



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 12, 2013

1269-3

Ervin Wollman
594 Meadow Dr
Rock Springs WY 82901 3211

Dear Mr. Wollman:

I am writing in follow-up to our phone conversation today concerning Water Right No. 1269-3. It is my understanding that you would like to be able to irrigate that ground now and wanted to be released from CRP.

Currently, we had a notation in your water right that said the land was in CRP through 2014. This allowed us to hold up mailing you the annual irrigation questionnaire until your land was once again eligible for irrigation. Since you wish to start irrigating, we will begin mailing you irrigation questionnaires next year. Please have your renter keep track of how much water is applied over the irrigation season. The annual forms come out in October each year and are due back to us the first week of December.

Our program does not handle the CRP signup or release of lands within that program. You will need to contact the Farm Service agency in Woonsocket SD. I have enclosed a page I printed from the internet with their phone number and mailing address. I contacted their office this morning to verify the information.

Thanks again for contacting us. If you have any questions concerning your water right, please give me a call.

Sincerely,

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

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

1269-3

August 29, 2023

1269-3

Blake Wollman
733 Burr Drive
Rock Springs WY 82901

Dear Mr. Wollman:

I am contacting you regarding Water Right No. 1269-3, previously held by your father, Ervin Wollman. Please find a copy of the Water Right enclosed.

Irrigators in South Dakota are required to submit an annual irrigation questionnaire reporting how much water was pumped during the irrigation season. Our records show the land authorized for irrigation under Water Right No. 1269-3 has been enrolled in the Conservation reserve Program (CRP) though 2022.

The purpose of my letter is to find out the status of irrigation on your property. Please take a few minutes to answer the questions on the attached sheet and return it in the envelope provided. If you decide to maintain the water right, we will need to proceed with an Ownership Transfer to have it placed under your name. (Ownership Transfer forms are enclosed.) If you decided not to maintain the water right, please let me know that as well. I would request a response prior to September 30, 2023.

Thank you in advance you're your information and assistance in updating the status of this Water Right.

Sincerely,

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

enclosures

1269-3

NOTICE OF TRANSFER OF OWNERSHIP

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

PAID

SEP 12 2023

Ck#

Rec't#

1269-3

No. 1269-3

Date: 9/6/23

I/We request that Water Right No.

formerly owned by: Ervin Wollman

be transferred to: (name & address)

Blake Wollman

733 Burr Drive

Rocksprings, Wyo

82901

Telephone No. 307 389 1448

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

72 acres - W 1/2 NE 1/4, Section 28, T107N, R61W

I/We understand that the validity of Water Right No. 1269-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We

Blake Wollman

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

Blake Wollman

(Signed by new owner)

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

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

Water Right No. 1269-3
Ervin Wollman
c/o Blake Wollman

72 acres – W ½ NE ¼, Section 28, T107N, R61W

- Do you (Blake) own the land? Yes X No _____

- Has the land been re-enrolled in the Conservation Reserve Program?

Yes X No _____

If yes, what year will it again be eligible for irrigation? Maybe 24, if I withdraw from CRP

- If the land has not been re-enrolled in CRP, do you intend to resume irrigation or have you discontinued irrigation on the land described in the Water Right?

NOTE: South Dakota Water Laws require that water be placed to beneficial use, as described under the Water Right, at least once every 3 years. Otherwise, the Water Right is subject to cancellation.

RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

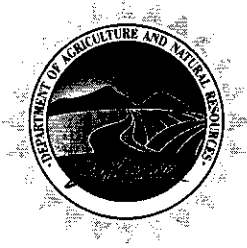
Date September 12, 2023

RECEIVED OF Blake/Tammy Wollman 733 Burr Drive Rocksprings, Wyoming 82901

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>1269-3</u>	\$ <u>50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	TOTAL
	\$ <u>50.00</u>

By Eric Gronlund
Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

September 13, 2023

1269-3

Blake Wollman
733 Burr Dr
Rocksprings WY 82901

Dear Mr. Wollman:

Thank you for responding so promptly to my letter regarding the ownership and CRP status of the 72 acres, previous owned by your father in Sanborn County, South Dakota.

I have received your "Notice of Transfer of Ownership" form and the required fees. Enclosed is a receipt of payment for your records.

Water Right No. 1269-3 previously owned by Ervin Wollman is now listed under Blake Wollman. I have also updated your contact information in our system.

As a reminder, so long as you use the water beneficially, as stated in the Water Right, State Water Laws provide that you have a continuing right to use the water. Should the water not be put to beneficial use for a period longer than 3 consecutive years, without legal excuse, the Water Right will be subject to cancellation.

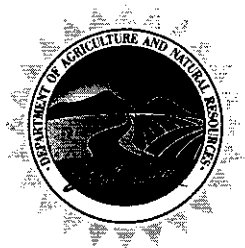
The property has been updated as re-enrolled in CRP through 2024, and I will follow up with you the following spring or summer to confirm that status.

If you have any questions, please contact me.

Sincerely,

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

1269-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

September 26, 2023

1269-3

Blake or Tammy Wollman
733 Burr Dr
Rock Springs WY 82901

Dear Mr. & Ms. Wollman:

I am writing you today concerning the check you had mailed to our office with your Transfer of Ownership form for 72 acres in Section 28, T107N, R61W, Sanborn County, South Dakota.

The portion of the check for the total to be written was left blank. Please see photocopy (enclosed). Our finance office has deemed the check invalid since this portion was incomplete. If you would please re-submit a completed check, I will destroy the one I have.

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

Sincerely,

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

enclosure



1269-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

October 10, 2023

Blake or Tammy Wollman
733 Burr Dr
Rock Springs WY 82901

Dear Mr. & Ms. Wollman:

Please find enclosed, a new receipt for the corrected payment made in the Ownership Transfer of Water Right No. 1269-3.

The original check #11241 has been destroyed.

Sincerely,

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

enclosure

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Agriculture and Natural Resources

Date October 10, 2023

RECEIVED OF Blake/Tammy Wollman 733 Burr Dr., Rock Spring WY 82901

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>1269-3</u>	\$ <u>50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	
TOTAL	\$ <u>50.00</u>

By Eric Gronlund
Chief Engineer
vm



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 31, 2025

Blake Wollman
733 Burr Dr
Rock Springs, WY 82901

No. 1269-3

Dear Mr. Wollman:

I am contacting you in regard to your Water Right No. 1269-3, authorizing the diversion of 0.89 cubic feet per second of water from groundwater, two wells (Warren: West James Aquifer), for the irrigation of 72 acres located in the W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 28, T107N, R61W.

Irrigators in South Dakota are required to submit an annual irrigation questionnaire reporting how much water was pumped during the irrigation season. Our records show the land authorized for irrigation under Water Right No. 1269-3 has been in the Conservation Reserve Program (CRP) through 2024.

The purpose of this letter is to find out the status of irrigation on your property. Please take a few minutes and answer the questions on the attached sheet and return it in the envelope provided. If you have made a decision not to resume irrigation, let me know that as well.

Thank you in advance for your help in updating the water right.

Sincerely,

Miranda Smith
Water Rights Program
605 773-3352
Miranda.Smith@state.sd.us

enclosure



1269-3

**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: BLAKE WOLLMAN, 733 BURR DR, ROCK SPRINGS, WY 82901 3211

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 has not been submitted for Permit No(s) 1269-3 as required by administrative rule 74:02:01:14.02. 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 be given notice of hearing to determine if any Board action is to be taken concerning this issue.

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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1269-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office 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: MFZYJR**

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 AMENDMENT OF WATER RIGHT

TO: Blake Wollman, 733 Burr Dr, Rock Springs WY 82901

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

SUBJECT: Amendment to Water Right No. 1269-3

On March 4, 2026, the South Dakota Water Management Board amended Water Right No. 1269-3 to add the following qualification:

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

This action was taken by the Board for failure to return the 2025 irrigation questionnaire. The addition of this qualification means that failure to submit the irrigation questionnaire in the future could result in suspension or cancellation of the Water Right.

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

7021 1970 0000 9489 8582

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☐ Adult Signature Required	\$
☐ Adult Signature Restricted Delivery	\$
Postage	\$
Total Post	\$
Sent To	
Street and	
City, State	

PS Form 3800, April 2015 PSN 7530-02-000-9071

Postmark
Here

Blake Wollman
733 Burr Dr
Rock Springs WY 82901

CERTIFICATION

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

Blake Wollman
733 Burr Dr
Rock Springs, Wy 82901

Bonnie Wirt
27813 454th Ave
Parker, SD 57053

Leroy Wetz
14164 Wetz Rd
Vale, SD 57788

Randy Wirt
27811 455th Ave
Parker, SD 57053

John or Richard Vasgaard
28746 462nd Ave
Centerville, SD 57104

Kory Standy
PO Box 114
Platte, SD 57369

Prairie Hills Covenant Church
6000 E 33rd St
Sioux Falls, SD 57110

Bluffs Townhomes Assoc.
2806 Ridgeview Way
Sioux Falls, SD 57105

Donald Goetz
PO Box 43
Akasaka, SD 57420

Louann Soukup
40229 County Rd 2
Wagner, SD 57380

Richard Bollman
2425 Taylor Dr
Sheboygan, WI 53081

Jacob Rausch
16080 Low Spring Creek Rd
Hermosa, SD 57744



Alyce McGhee
Senior Secretary-Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 6th 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.

1. Article Addressed to:

Blake Wollman
733 Burr Dr
Rock Springs WY 82901



9590 9402 6392 0303 3261 95

2. Article Number (Transfer from service label)

7021 1970 0000 9489 8582

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Blake Wollman

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

3-14-26

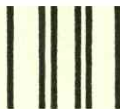
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over \$500)

☐ Priority Mail Express®☐ Registered Mail™☐ Registered Mail Restricted Delivery☐ Signature Confirmation®☐ Signature Confirmation Restricted Delivery

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Postage & Fees Paid
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Permit No. G-10

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United States
Postal Service

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

DANR WATER RIGHTS PROGRAM
523 E CAPITOL AVE
PIERRE SD 57501

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WATER

