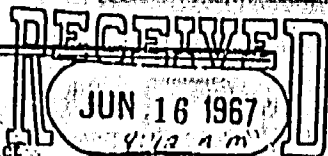


1423-3

1. Considered July 19, 1967
2. Name of Applicant Paul L. Hufnagel
3. Post Office Address Hitchcock
4. Amount of water claimed 6.75
5. Source of water supply Ground
6. Water to be used for 480 irrigation
 Acres to be irrigated 480
7. Water to diverted and used in Beadle County
 about 16 1/2 miles 40 of Huron
8. Proof of Publication Received 8-4-67
 Not Received ✓
9. Application Approved ✓
 Subject to Prec
 Not Approved _____
 Action deferred _____
10. Remarks:

*Standard
clause*

No. 1423-3Water Division No. 3 James River District
(Blanks to be Filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

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

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

1. Name of applicant Paul H. Hufnagel LEO VESKRNA
 Postoffice address Rt. 1, Box 45, ST. LAWRENCE 57373
Hutchinson, County Beadle, State S. D.

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, \$ _____ (c) Treasury stock, \$ _____

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

2. Name of diversion work Hufnagel Irrigation Project No. 313. Amount of water claimed 9.75 cubic feet per second4. Source of water supply Shallow Well5. Location of point of diversion See Map #1, Center NW 1/4, T 2 Center NE 1/4#3 Center SE 1/4, all Sec 9, T 130N, R 62W on _____ bank _____ County.6. Annual period or periods during which water is to be used April-October

7. To be used for:

Irrigation or domestic use: Gravity, overhead sprinkling or combination system?(a) Number of acres to be irrigated 430 acres.(b) Legal subdivisions to be irrigated NE 1/4, NW 1/4, SE 1/4, SW 1/4, Sec 10, T 130N, R 62W
(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereon, 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 # 1033-3

8. Estimated cost of work:

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

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

(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.)

II. Dimensions of works.

(a) Dam: Height.....feet; length at bottomfeet; length at topfeet; thickness at bottomfeet; thickness at topfeet; slope at front water face; slope at back face material used in construction

(b) Reservoir: Capacity when filledacre feet. Surface area at highwater mark.....acres.

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

(c)* Head gate: Width.....feet; heightfeet;
Material

(d) Canal: Total lengthmiles.

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

(Give dimensions where reductions in size are made.)

10. Time required for completion of workyears.

11. Time required for complete application of water to the proposed beneficial use years.

12. Choice of newspaper for publication of notice of intention to appropriate
Luron Daily Plainman

STATE OF SOUTH DAKOTA

County of ss.

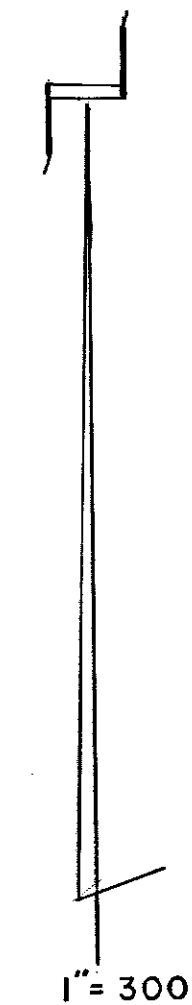
I, Paul L. Hufnagel being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated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

Signed Paul L. HufnagelSubscribed and sworn to before me this 15 day of June, 1967

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

Notary Public for the State of South Dakota
My commission expires February 25, 1969



Ronald J. Lugin
Notary Public, Beadle County, South Dakota My commission expires July 30, 1972

MAPI# 1033-3
(Appl# 1423-2)

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, or the capacity of the well or periods of operation or other arrangements will be required to protect these water supplies.

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, August 7, 1967

This is to certify that the foregoing application was received by the Commission at 8:12 o'clock
A.m. upon the 16th day of JUNE, 1967

State Water Resources Commission

By: Richard D. Schuyler
For Chief Engineer, Executive Officer

Number of permit 1423-3

Date of first receipt of application JUNE 16, 1967

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 JUNE 16, 1967

Approved JULY 19, 1967, Recorded in Book 9 P. 333

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 JULY 19, 1968

2nd. The whole of said work is to be completed on or before JULY 19, 1969

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is JULY 19, 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 6.75 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually

and beneficially applied for irrigation on or before JULY 19, 1971; said water to be used during the following described annual period:

April 1st through November 1st

Witness my hand this 7th day of August, 1967

State Water Resources Commission

By: Richard D. Schuyler
Chief Engineer, Executive Officer

Certificate of Construction Issued NOVEMBER 26, 1979

Water License Issued NOVEMBER 26, 1979

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 8" , Depth 115'
 Type of casing Steel
 (wood, concrete, steel, etc.)
 Size of casing 15" , Thickness of casing .212
 Length of casing 103' . If collection gallery, length, size and depth of
 gallery

(b) Screens

Type or perforated screen Johnson Irrigator
 Size of perforated screen 16" , 15'
 (diameter) (length)
 Thickness of gravel pack 6" , length of gravel pack 100'

(c) Water Bearing Materials

Distance to water 20' . Character of water bearing materials — Sand
 & gravel

Thickness of water bearing material 53'

(d) Pump and Motor

Type of pump Vert. Turbine
 (centrifugal, propeller, mixed flow, etc.)
 Name of pump , size 1000 gpm
 Kind of motor (gasoline, electric, diesel, etc.)
 Horsepower , Name of Motor

(e) Complete well

Capacity at drawdown of . Estimated cost

(f) Owner of land upon which well is located Paul L. Hoffnagel
 Name

Hitchcock, P. D. Address

(g) Distance to nearest existing wells

On same owner's property 30 rods. On property owned by others 100 rods

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1423-3

(1) WHEREAS, On the 16th day of June, A. D. 1967
Paul L. Hufnagel

made Water Right Application No. 1423-3 for a permit to use 6.75 cubic feet per second of the waters of groundwater (three wells)

County of Beadle, State of South Dakota, for irrigation

purposes; and
 (2) WHEREAS, On the 19th day of July, A. D. 1967

Permit No. 1423-3, with a date of priority of June 16, 1967
 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 19th day of July, A. D. 1969 and for the application to beneficial use of said water on or before the 19th day of July, A. D. 1971

WHEREAS, on November 15, 1979, Permit No. 1423-3 was transferred to Leo Voskna, Rt 1, Box 45, St Lawrence, South Dakota.

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 1.88 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:

to irrigate portion of Section 9, T113N, R62W described as follows:

NE1 NW1 33 acres

NE2 NW1 33 "

SW1 NW1 33 "

SE1 NW1 33 "

TOTAL 132 acres

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Leo Vesikra

_____ of St. Lawrence

the holder _____ and owner _____ of said permit No. 1423-3 a water right, dating from _____

June 16, 1967 to use of 1.88 cubic feet per second of the waters of groundwater (three wells)

in the County of Beadle and State of South Dakota, or so much thereof as may be necessary for the purposes hereinafter mentioned, to be diverted at a point 1270'S and 1340'E of the NW corner of Section 9, T113N, R62W

and conduct to and upon portions of Section 9, T113N, R62W more fully described on the face of this License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1423-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 26th day of November A. D.
Nineteen Hundred and Seventy-nine

Board of Water Management

By:

John Hatch
Chief Engineer, JOHN HATCH

Permit No. 1423-3

Water Diversion No. 3 James River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify That Leo Veskrne

_____ the holder _____ of
Permit No. 1423-3, issued upon Application No. 1423-3, bearing date of priority of June 10, 1967
_____ authorizing the diversion of 0.75 cu. ft. per second of the waters of _____
groundwater (three wells) County of Beadle, State of South Dakota at _____
a point 1270' S and 1340' E of the NW corner of Section 9, T113N,
P62W
_____, 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 2.01 cu. ft. per second of water

Date November 26, 1979

John Hatch
JOHN HATCH, Chief Engineer
Water Rights, WND

on or before

(First PublicationJune 22..... 19-67)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., ...June 16....., 19-67-

Notice is hereby given that Paul L. Hufnagel whose post-office address is Hitchcock 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 6.75 cubic feet of water per second of time from ~~the~~ Ground Water through the Hufnagel Irrigation Project #1 the point of diversion of which is to be located ~~in the~~ in the center of the NW $\frac{1}{4}$; in the center of the NE $\frac{1}{4}$; and ~~in the center of the SE $\frac{1}{4}$; all in~~ in the center of the SE $\frac{1}{4}$; all in Section 9 of Twp. 113N Range 62W Said water to be used for the purpose of providing irrigation on the following described land:

N $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 9, T113N, R64W

~~XXXXXX~~ ~~XXXXXX~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 19 day of July 1967 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.

cc: Jeannette C. Lusk, Publisher
Daily Plainsman
Huron, S.D.

State Water Resources Commission

By:

~~XXXXXXXXXXXXXXXXXXXX~~
RICHARD SCHWYER
Water Rights Specialist

PRINTER'S AFFIDAVIT

STATE OF SOUTH DAKOTA,
COUNTY OF BEADLE

ss.

I, JEANNETTE C. LUSK

being duly sworn on oath, say that THE DAILY PLAINSMAN is a daily paper published at Huron, Beadle County, South Dakota, and that said newspaper has a bonafide circulation of at least 250 copies daily; that said newspaper has been published within said county for fifty-two consecutive weeks immediately prior to this date; that said newspaper is printed in whole or in part, in an office maintained at said place of publication; that I am publisher

of said newspaper and know the facts herein stated. The annexed notice headed APPROPRIATION OF WATER.

was published for successive WEEKS once each week, the same day each week, in said newspaper, and not in any supplement of the said newspaper, the first publication on the 21 day of JUNE, 1967, and the last publication on the 12 day of JULY, 1967. That the full amount of the fee charged for publishing the same, to-wit:

TWENTY-FOUR & 52/100 Dollars insures to the benefit of the publisher of said newspaper; that no agreement or understanding for the division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever.

Jeannette C. Lusk

Subscribed and sworn to before me this 12 day of JULY, 1967.

R. J. Jopovich
Notary Public, South Dakota

My term expires 7-21-67.

AFFIDAVIT OF AGENT OR ATTORNEY

STATE OF SOUTH DAKOTA,
COUNTY OF _____ ss.

I, _____ being duly sworn on oath, say that I am the authorized attorney for the party foreclosing the mortgage described in the annexed notice; that no agreement or understanding for any division of the fees therefore has been made with any person whomsoever, and that no part thereof has been refunded or rebated by the party publishing this notice.

Subscribed and sworn to before me this _____ day of _____

19

RECEIVED
AUG 4 1967

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

FD 621-67 LP 7-12-67
APPROPRIATION OF WATER
No. 1223-3
Office of State Water Resources
Commission,
Pierre, S. Dak., June 16, 1967
Notice is hereby given that Paul L. Hufnagel whose postoffice address is Hitchcock, 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 6.75 cubic feet of water per second of time from Ground Water through the Hufnagel Irrigation Project No. 1, the points of diversion of which is to be located in the center of the NW1/4 in the Center of the NE1/4 and in the Center of the SE1/4 all in Section 9 Twp. 113N Range 62W. Said water to be used for the purpose of providing irrigation on portions of the following described land:
N1/4 and SE1/4 Section 9, T113N, R62W.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 19 day of July, 1967, 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: Richard Chumley,
Water Rights Specialist.
(4) 1224-52 (No. 213 (adv.))

Form 20.

1423-3

NOTICE OF TRANSFER OF WATER PERMIT

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

Date APRIL 12, 1973

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

E2, SECTION 9, T113N, R62W.

formerly owned by PAUL L. HUENAGEL, HITCHCOCK, S. DAK.

has been transferred to YALE H. CHARBONNEAU, HUEON, S. DAK.

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 1423-3 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 HUGHES) ss.

I, YALE H. CHARBONNEAU, M.D. 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.

Yale H. Charbonneau M.D.
(Signed)

Subscribed and sworn to before me this 12TH day of APRIL, 1973

[Signature]
(Notary Public)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

N^o 4 6567

PIERRE, November 9, 1978

RECEIVED OF Leo Veserna, Rt #1, Box 45, St. Lawrence, SD

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 water right No. 1423-3</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 John Hatch
Chief Engineer, Executive Officer
JOHN HATCH 39

FORM 20

No. 1423-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights Commission
Foss Building
Pierre, SD 57501

Date: October 2, 1978

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

NW $\frac{1}{4}$, NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 9, T113N, R52W

formerly owned by Paul L. Hufnagel

has been transferred to Leo Veskrna, Rt #1, Box 45, St. Lawrence, SD

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

Water Right Permit No. 1423-3 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 Commission 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 Hand) ss.

I, Leo Veskrna 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.

Leo Veskrna
(Signed)

Subscribed and sworn to before me this 4 Day of October 1978.



James J. Lee
(Notary Public)

Hand County, S.D.
My Comm. Exp. 3-5-86

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7127

PIERRE, November 15, 1910

RECEIVED OF Leo Veskrna, RR #1, Box 45, St. Lawrence, SD 57373

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. 1423-2	11	00
Fee for inspecting Beneficial Use, and issuing Water License No. 1423-2		
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		
(any other work as provided by law)		
TOTAL		11 00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer

JOHN HATCH

(gy)

1423-3

St Lawrence, ID. 854-2602
Rt #1 Box 45

6-12-77

Paul H. Kufnagel &
Leo Gresham New drive

to NW 1/4 - 9 - 63 S

Valley, C.P. Model 1041 -

ser # 6180. new drive

Est. cover 132 ac.

Well 50 ft. N + 10' to GCP

Engine - 8 cyl V 8 1990

No new log

Pump: Logue Bros Valve Line

No. 10922 Ser # 110922

Log pump

Was CP for 500 gpm 8" diam. pipe

between pump & 500 ft. a well. No

much good log to be log

Est pumping 800 x 900 gpm

Height well 61 ft deep

Well 60' deep etc.

Transfer has been made and has
been put



has been made by John

Chick for land on SW 1/4 of section
Well ground. The pump is about
100' deep. It is falling off.



Permit No. 1423-3Water 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 Lee Vestina
 of RR #1 Box 45 St Lawrence S.Dak. 57373 holder
 of Permit No. 1423-3, bearing date of priority of June 16, 1967
 authorizing the diversion of 6.75 cu. ft. per second of the waters of 3 Wells
 for Irrigation purposes, in Beadle 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:

Engine 8 cyl. V8 Propane fuel.
 Pump Layne Bowler Vert. line, Ser # N10923
 Pumping 700 gpm

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

50 ft. 8" dia Aluminum Pipe.
 2600 ft 8" dia Aluminum pipe to C.P. in SE $\frac{1}{4}$ Sec. 9.

C. Works used to apply water to beneficial use.

Valley Center Pivot Model 104' Ser # 6180.
 Water Driven

The system is in the following condition: Fair

The point of diversion is located 1270 ft S and 1340 ft E of the NW
Corner of Section 9, T113N R62W

The works are capable of diverting and conveying to the place of use 2.61 cfs.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:

All in Section 9, T113N R62W. NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 33 Ac,
NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 33 Ac, SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 33 Ac, SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 33 Ac.

comprising a total of 132 acres of land.

Date January 26 1979
Lacey J. McNaught
 (Signature)

February 15, 1980

Darel Schley
Hitchcock, SD 57343

Dear Mr. Schley:

Enclosed is our 1979 Irrigation Questionnaire and also a copy of a letter from Leo Veskrna received in this office February 8, 1980 stating that you operate his land covered under Water Right Nos. 282-3 and 1423-3.

Water Right No. 282-3 covers the SW $\frac{1}{4}$ of Section 9, T113N, R62W and Water Right No. 1423-3 covers 132 acres in the NW $\frac{1}{4}$ of Sec. 9, T113N, R62W. Please fill out the enclosed questionnaires and return them to this office.

If you have any questions, please contact this office.

Sincerely,

GENEY YOUNG
Staff Assistant

gy

encl

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

April 15, 1985

Rolile Watson
RR 2 Box 2
Hitchcock SD 57348

NOTICE

Re: Violation of Water Permit No(s). 4548-3 and 1984 Irrigation
Questionnaire Requirements.

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s). 4548-3. The request for the questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 Irrigation Questionnaires be given notice of 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). 4548-3 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). 282-3, 1423-3 should be amended with the qualification to require the Questionnaire to be submitted each year.

The hearing(s) will be at 10:30 a.m., May 15, 1985, in the Civil Defense Room, Basement, State Capitol Building, Pierre, South Dakota.

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

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

1. Suspend Permit No(s). 4548-3 until either the 1984 Questionnaire is submitted or for the period of up to one year;
2. Amend Permits No(s). 282-3, 1423-3 also held by Rolile Watson to require the Irrigation Water Use Questionnaire to be submitted each year;

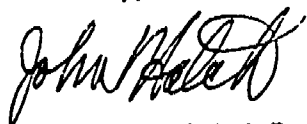
Rollie Watson
April 15, 1985
Page 2

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.

Sincerely,



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

NOTE: If the questionnaire(s) are received in this office before the May 15th 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.

A40408KS.wr

 **Department of
Water & Natural Resources**

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Rollie Watson
RR #2, Box 2
Hitchcock, SD 57348

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



SUBJECT: Amendment to Water Permit No(s). 1423-3 & 282-3.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 1423-3 & 282-3 to add the following qualification:

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

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

cc: Leo Veskrna
RR 1 Box 45
St. Lawrence SD 57373

**Department of
Water & Natural Resources**

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

Attachment to Water Permit No(s). 1423-3 & 282-3

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 1423-3 & 282-3 to add the following qualification:

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



Department of Water & Natural Resources

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

June 12, 1985

Notice of Amendment to Water Permit(s)

cash.
The landowner present is represented by
Edward Brenner, who has farming at
I don't know one of the two.
Leo Veskrna

To: Rollie Watson *or Edward Brenner*
RR #2, Box 2 *RI 10450*
Hitchcock, SD 57348 *+ Hitchcock SD 5-7348*

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

SUBJECT: Amendment to Water Permit No(s). 1423-3 & 282-3.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 1423-3 & 282-3 to add the following qualification:

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

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

cc: Leo Veskrna

~~RR #2 Box 2~~
~~St. Lawrence SD 57373~~

722 East 3rd
Miller SD 57362





1423-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 14, 2000

NOTICE

TO: LARRY LOVETT, PO BOX 1766, ABERDEEN, SD 57402 1766
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1999 Irrigation Questionnaires

Our records indicate that the 1999 Irrigation Questionnaires have not been submitted for Permit Nos. 1423-3 & 3317A-3, 2976A-3. The request for the Questionnaires was dated October 7, 1999. The Water Management Board has directed that owners of water permits who have not submitted the 1999 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 2976A-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) 1423-3 & 3317A-3 qualification:

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

The hearing will be held at 1:30 pm, March 1, 2000 in 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. 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) 1423-3 & 3317A-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 2976A-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 on/or before February 28, 2000, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath (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.



1423-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 25, 2000

Larry Lovett
PO Box 1766
Aberdeen, SD 57401-1766

RE: Irrigation Questionnaires

Dear Mr. Lovett:

I am writing to acknowledge receipt of your 1999 irrigation questionnaires. You may disregard the January 14, 2000, "Notice" concerning reporting requirements for the following:

1423-3, 2976A-3 & 3317A-3 – Larry Lovett
130A-3 – John Mortimer
282-3, 4723-3A & 4794-3, Thomas M Tobin

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

If you have any questions, please contact me.

Sincerely,

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 7, 2002

282-3
1423-3

Renae Morag
304 W 9th
Miller SD 57362

Dear Ms. Morag:

I am writing in follow-up to our October 4th telephone conversation concerning water rights held by Leo Veskrna. Water Right Nos. 282-3 and 1423-3 authorize irrigation of the following:

No. 282-3: 160 acres – SW ¼ Section 9, T113N, R62W
No. 1423-3: 132 acres – NW ¼ Section 9, T113N, R62W

Under South Dakota Water Law, water must be placed to beneficial use at least once every three years in order to maintain a water right. I reviewed our irrigation questionnaire records to see if the operator had been completing the annual forms and if he had reported irrigation. A quick review indicates that the land, with the exception of a couple random years has been continually irrigated.

You indicated that the operator/renter of the property may be changing. If this occurs, please let me know so that I can update our mailing list. Also, if the land has changed ownership and the water rights should be held in someone else's name, give me a call and I will mail out transfer of ownership forms.

Thank you in advance for your help and I hope that I have in turn answered your questions.

Sincerely,

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



1423-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 20, 2004

282-3
1423-3

Renae Morog
304 W 9th St
Miller SD 57362

RE: Leo Veskrna's water rights

Dear Renae:

Thank you for taking the time to visit with me about Leo's water rights.

Enclosed as we discussed, are copies of Water Right Nos. 282-3 and 1423-3. I have included copies of the past three years irrigation questionnaires for No. 282-3 and four years questionnaires for No. 1423-3.

To date, we have not received the irrigation questionnaire for No. 282-3. The form was mailed to Tom Tobin in mid October with a due date of December 1st. If the forms are not received, a second notice goes out in the 2nd week of January telling irrigators that questionnaires not returned by the March Water Management Board meeting will be scheduled for hearing. Enclosed is a copy of the letter sent to Mr. Tobin regarding the delinquent questionnaire. As you will note by the letter, if the questionnaire is not returned, there is a risk that the Water Management Board will suspend the water right for a period of one year.

The questionnaires can be completed on-line and submitted via the internet too. This may be an option for Mr. Tobin if he would like to use it. The link to that site is:
<https://www.state.sd.us/eforms/secure/eforms/E0455V2-IQ.pdf>

If you have any questions when reviewing any of the enclosed materials, let me know.

Sincerely,

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

enclosures

1423-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

July 27, 2010

282-3
1423-3

Renae Morog
304 W 9th St
Miller SD 57362

Dear Ms. Morog:

I am writing in regard to Water Right Nos. 282-3 and 1423-3. Both water rights are still listed in your dad's name and depending on what you would like to do with them, one or both should be transferred to reflect current ownership.

Water Right No. 282-3 was for 160 acres in the SW ¼ Section 9, T113N, R62W. This is the water right with questionable status due to the length of time since irrigation has taken place. Water Right No. 1423-3 is for 132 acres in the NW ¼ Section 9, T113N, R62W. Our records show this land is rented by Larry Lovett and is being irrigated.

In 2009, you faxed in two "Notice of Transfer of Ownership" forms for filing the ownership changes and included a note indicating the fee would be mailed at a later date. To date we have not received the fee and unfortunately as of July 1st, 2009, the fees for filing ownership changes have went from \$2.50 to \$50.00.

I still have the signed transfer forms that you faxed in. If you want to continue with the ownership changes, please send in a total of \$100.00 (payable to the Water Rights Program). If you have decided not to pursue irrigation on the land described in Water Right No, 282-3, an ownership change would not be necessary for that specific water right.

Please contact me so the water rights can be updated. Thank you in advance for your help.

Sincerely,

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

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 3, 2012

282-3
1423-3

Rena Morog
19041 363rd Ave
St Lawrence SD 57373

Dear Ms. Morog:

This letter involves Water Right Nos. 282-3 and 1423-3 listed in Leo Veskrna's name. Beginning in September, 2008, we corresponded with you by letter, phone and email to file ownership changes on both water rights. In November, 2009, fax copies of transfer forms were received, however the required filing fee was not submitted.

It has now been almost 4 years since our initial communication with you and this issue needs to be resolved. Therefore, the Water Rights Program is taking the following actions:

- **Water Right No. 1423-3** authorizes irrigation of the NW ¼ Section 9, T113N, R62. Our records show the land is rented to Larry Lovett and with the exception of one year, has been continually irrigated.

The item needed to update this water right is to complete filing an ownership change from your father's name to the present owner's name. Enclosed is a partially completed "Notice of Transfer of Ownership" form for filing the ownership change. Please complete the form and return it to our office with a required filing fee of \$50.00. The check or money order for the fee can be made payable to the Water Rights Program.

- **Water Right No. 282-3** authorizes irrigation of the SW ¼ Section 9, T113N, R62W. Our records show the land was last irrigated in 2003. At that time, it was rented by Tom Tobin. Beginning in 2004 and through 2008, Mr. Tobin wrote on the annual irrigation questionnaire that the system had been removed and the land was not irrigated. In 2009 we began sending the irrigation questionnaire to you and to our knowledge, no system has been put up and the land has not been irrigated.

Due to the years of non-use and no evidence of a system to divert water if it were needed, the water right may have been forfeited due to non-use. In order to give you an answer on the validity of this water right, it is our intent to schedule the water right for cancellation consideration in front of the Water Management Board.

July 3, 2012

Page 2

The aquifer authorized for irrigation in Water Right No. 282-3 is the Tulare Hitchcock. The Water Management Board has determined this aquifer to be fully appropriated and is no longer issuing new permits. There are numerous landowners in the area that want to develop irrigation but are unable given the status of the aquifer. Based on state water right law, three consecutive years of non-irrigation subjects a water right to potential cancellation. You will be notified of the time, date and place of the hearing on Water Right No. 282-3 once it is scheduled.

In regard to Water Right No. 1423-3 please return the enclosed transfer form and filing fee by July 30th. Upon receipt, the ownership change will be processed.

If you have any questions, please get in touch with either Eric Gronlund or Genny McMath in our program at 605 773-3352.

Sincerely,

A handwritten signature in black ink, appearing to read "Garland Erbele". The signature is fluid and cursive, with the first name "Garland" being more prominent than the last name "Erbele".

Garland Erbele
Chief Engineer
Water Rights Program

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

JUL 27 2012

WATER RIGHTS
PROGRAM

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

No. 1423-3

Date: 7-24-2012

I/We request that Water Right No. 1423-3

formerly owned by: Leo Veskrna

be transferred to: (name & address)

1) Renaee Veskrna Morog 2) Thomas Morog
3) Jessica Morog 4) Matthew Morog 5) Tyler Morog
6) Beth Veskrna

Telephone No. (605) 853-2559

Address: 19041 363rd Ave.
Title to the following described land(s)/property has been transferred as described above:
St. Lawrence, SD

NW 1/4 Section 9, T113N, R62W

57373

I/We understand that the validity of Water Right No. 1423-3 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 Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

\$50.00

Check # 7480 / Quoin Bank

I/We Renaee V. Morog, the new owner, certify that the above information is true and correct.

Renaee Morog
(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 7/31, 20 12

RECEIVED OF Renae Veskrna Morog 19041 363rd Ave St Lawrence SD 57373

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>1423-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	

No. 05506

By Harold Erbe
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

August 2, 2012

282-3
1423-3

Renae Veskrna Morog
19041 363rd Ave
St Lawrence SD 57373

Dear Ms. Morog:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for transferring ownership of Water Right Nos. 282-3 and 1423-3.

The ownership changes have been completed. The water rights are now listed as follows:

No. 282-3: Renae Veskrna Morog
19041 363rd Ave
St Lawrence SD 57373

and

No. 1423-3: Renae Veskrna Morog, Thomas Morog, Jessica Morog, Matthew Morog,
Tyler Morog and Beth Veskrna
19041 363rd Ave
St Lawrence SD 57373

Enclosed, for your records are Receipt Nos. 05505 and 05506 in the amounts of \$50.00 each. If you have any questions, please contact me.

Sincerely,

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

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

File No. 282-3

1423-3

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Renae Morog, 19041 363rd Ave, St Lawrence SD 57373

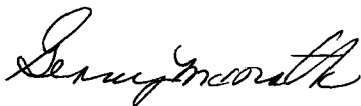
DATE: August 2, 2012

RE: water right transfers

Ms. Morog called to find out if we had received the transfer forms and filing fees she submitted for Nos. 282-3 and 1423-3. I explained that we had received them and the ownership changes were processed and written notification was mailed to her yesterday by regular mail.

She mentioned the letter she had received from Garland Erbele with the programs intent to schedule a hearing for No. 282-3. I told her the hearing had not been officially scheduled yet but it was our intent to schedule it for the October 3, 2012 Board meeting. She would receive an official notice of hearing with the time, date and place of the hearing once it was scheduled.

She asked about the hearing in general and I explained that the hearing gave her a chance to explain to the Board her position and any circumstances involving the property. The Board would then make a decision based on the evidence presented at the hearing on whether or not No. 282-3 had legal standing.



Genny McMath
Water Rights Program



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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



June 26, 2014

1423-3

Renae Veskma Morog
19041 363rd Ave
St Lawrence SD 57373

Dear Ms. Morog:

I am writing in follow-up to our phone conversation concerning land you own in the W ½ of Section 9, T113N, R62W.

In reference to the NW ¼ of Section 9 authorized under Water Right No. 1423-3, I have changed our records to reflect that Terry Wieting now leases the land from you. I have removed Larry Lovett's name and will direct future irrigation questionnaires to Mr. Wieting.

As far as ownership of Water Right No. 1423-3, enclosed as we discussed is a partially completed transfer of ownership form to change the water right to the "LLP" you have established. Upon completion, please sign the form and return it to our office with a required filing fee of \$50.00. The check or money order for the fee can be made payable to the Water Rights Program.

In reference to the SW ¼ of Section 9, T113N, R62W, Mr. Wieting applied for a water permit to irrigate this quarter of land. I reviewed the permit and he did apply for it as "owner". Water permits for irrigation are appurtenant to the land and technically, if you wanted to transfer the water permit to you, as owner of the land, you could do that. That is an agreement we will let you work out with Mr. Wieting.

It was good talking with you again. If I can answer any questions for you, please let me know.

Sincerely,

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

enclosure

1423-3

RECEIVED

JUN 30 2014

WATER RIGHTS
PROGRAM

June 27, 2014

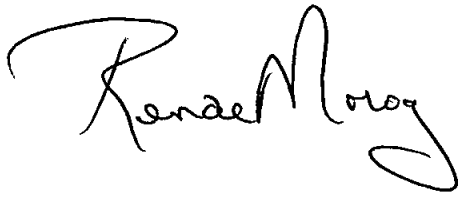
Hi Genny:

Enclosed is the **Transfer of Ownership** application and \$50 to up-date the **NW ¼ Section 9, T113N, R62W, Beadle County/ Water Permit 1423-3**. Beth Veskrna is no longer a partial owner and the remaining members are in the Morog Family Limited Partnership. Thank you for sending the application.

We would also like to follow through with officially changing the ownership of the water permit on the **SW ¼ of Section 9, T113N, R62W/ Water Permit # 7718-3**. I have enclosed a signed copy of the Morog Family Limited Partnership agreement with current owner Terry Wieting and family partners, agreeing to transfer **Water Permit #7718-3** to us. Note: the SW ¼ is owned by the Morog Family Limited partnership, not individual family members as it was previously. If there are additional documents for us to sign, please send them to me and I will fill them out. I have enclosed the \$50 filing fee; please advise me if there is an additional amount due.

Thank you for answering all of my questions on the phone the other day. We appreciate working with you and your office.

Rena Morog
19041 363rd Avenue
St. Lawrence, SD 57373
Cell: 605-870-0718
Home: 605-853-2559

Thank you.


RECEIVED

JUN 30 2014

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1423-3

Date:

6-26-2014

I/We request that Water Right No. 1423-3

formerly owned by: Renae Veskrna Morog; Thomas Morog, Jessica Morog, Matthew Morog, Tyler Morog and Beth Veskrna

be transferred to: (name & address)

Morog Family Limited Partnership

Telephone No. 605-853-2559 : (H)
605-870-0718 : (C)

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

NW ¼ Section 9, T113N, R62W

I/We understand that the validity of Water Right No. 1423-3 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 Renae Morog, the new owner, certify that the above information is true and correct.

Renae Morog
(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 6/30, 20 14

RECEIVED OF Morog Family Limited Partnership 19041 363rd Ave St Lawrence SD 57373

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>1423-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **06895**

By *Shirley Jeanne Hobman*
Chief Engineer



**DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES**

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



July 1, 2014

1423-3
7718A-3

Renae Morog
19041 363rd Ave
St Lawrence SD 57373

Dear Ms. Morog:

The ownership change you filed for Water Right No. 1423-3 has been completed. The water right is now listed in the name of "Morog Family Limited Partnership".

With reference to land in the SW $\frac{1}{4}$ Section 9, T113N, R62W, enclosed is the documentation you submitted for transferring ownership. The permit number referenced in the documents cites Water Permit No. 7718-3. No. 7718-3 authorizes irrigation of the SE $\frac{1}{4}$ Section 9, T113N, R62W. I believe the permit you wish to have transferred is actually the "amendment" which is Water Permit No. 7718A-3. Water Permit No. 7718A-3 authorized transferring the diversion authority and acreage from No. 7718-3, to the SW $\frac{1}{4}$ Section 9.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change for Water Permit No. 7718A-3. Please review the form and make any necessary corrections. Upon completion, please return the form to our office and we will take care of processing the ownership change. You have already submitted the \$50 filing fee for the transfer. No additional fees are required.

No. 7718A-3 was approved under Mr. Wieting's name and is currently awaiting signature. I anticipate it will be signed and mailed to him within the next week or so. The transfer of ownership can still be submitted and after it is processed, I will mail you a copy of the permit as it was issued.

Enclosed is your receipt for the ownership change filed for Water Right No. 1423-3. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures