

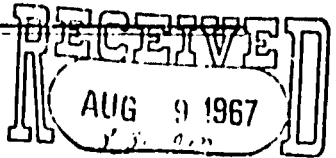
License

Permit No. 1438-3 was issued to Ronald Bischoff
on October 17, 1968, for 2.33 C.F.S. from
groundwater
in Blade County.

Present owner (s) was (were) contacted and indicated this system, _____

80 acres of this is no longer irrigated,
and should be cancelled from the license
Remainder of the license to be transferred
to Lloyd Meyer and remain in force.

Cancelled: 3/26/80 - (80 acres only)

No. 1438-3Water 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 Ronald Bishoff Lloyd Meyer
Postoffice address Huron RR1, County Beadle, State S. Dak.

- I. If a corporation _____
(a) Name of same _____
(b) Date and place of incorporation _____
(c) Amount of capital stock _____
(d) Amount paid in _____
(e) Names and addresses of directors _____

(NOTE—A certified copy of articles of incorporation must accompany the application.)

- II. Method of accomplishing the work and financial resources of the applicant:
(a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)
combination of all three

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

2. Name of diversion work Ronald Bishoff Irrigation Project No. 2
3. Amount of water claimed 2.631 cubic feet per second
4. Source of water supply well
5. Location of point of diversion 1980' S. and 1320' W. of the NE Corner, Sect 22, 110, 62
_____ on _____ bank _____ County.
6. Annual period or periods during which water is to be used April thru Oct
7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? _____

- (a) Number of acres to be irrigated 220/140 acres.

- (b) Legal subdivisions to be irrigated NE 1/4 and NE 1/4 MS 22, 110, 62

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or map 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 # 1045-3

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 bottom feet; 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 work³.....years.
 11. Time required for complete application of water to the proposed beneficial use^{1 1/2}..... years.
 12. Choice of newspaper for publication of notice of intention to appropriate
 The Daily Plainsman, Huron, S. Dak.

STATE OF SOUTH DAKOTA
 County of^{ss.}
 Beadle

I, Ronald Bischoff, 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.

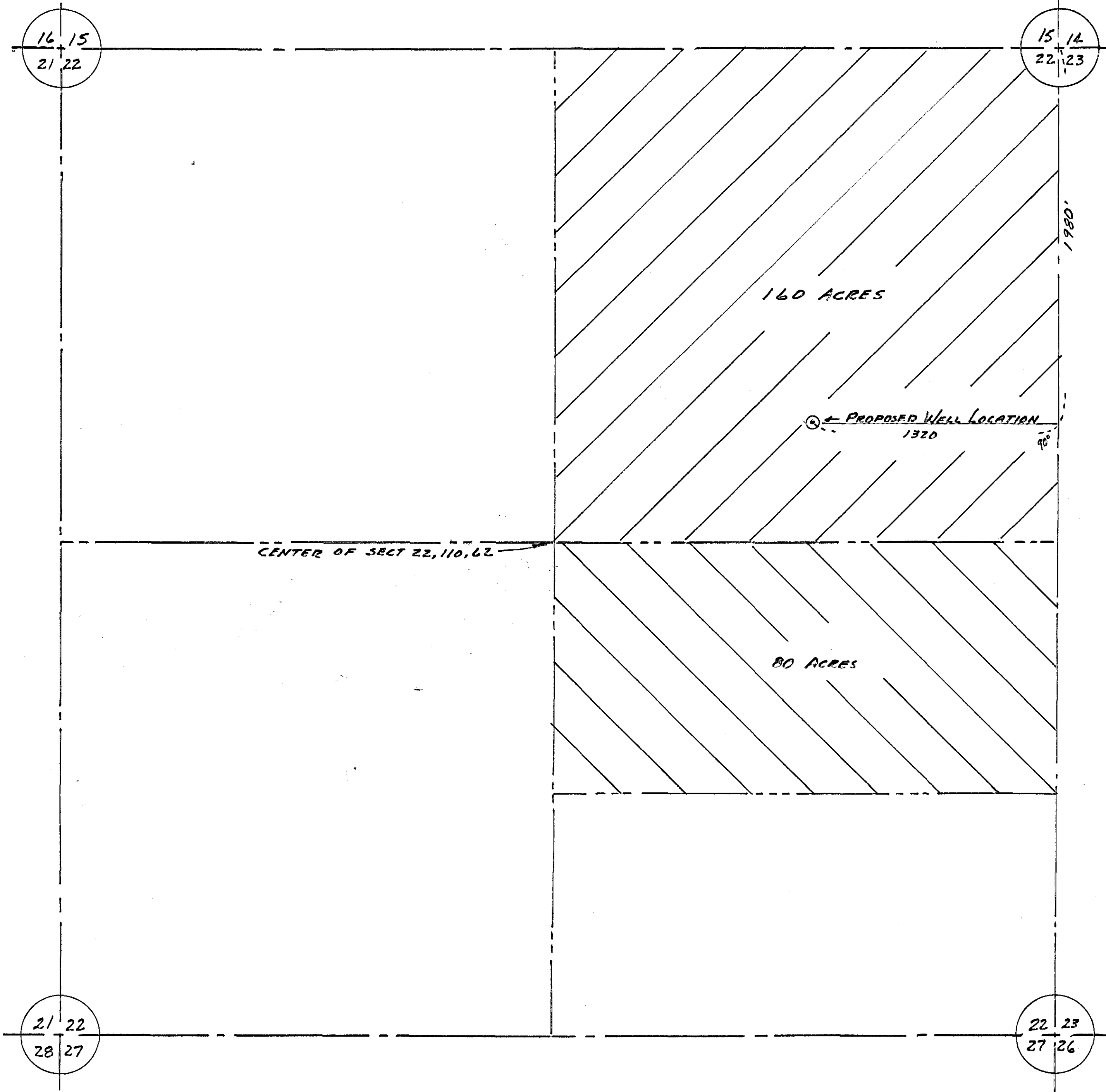
Signed *Ronald Bischoff*

Subscribed and sworn to before me this 1st day of Aug 1907.

James L. ...
 Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

*Executive Assistant
 Water Division, Commission*



AREAS BY LEGAL SUBDIVISION
 160 ACRES - NE 1/4, SECTION 22, T110N, R 62W, 5TH PM.
 80 ACRES - N 1/2, SE 1/4, SECTION 22, T110N, R 62W, 5TH PM.
 240 AC TOTAL

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 RONALD BISCHOFF,
 SOLE OWNER, I HAVE SHOWN THE LANDS PROPOSED TO BE IRRIGATED
 WITHIN HIS OWNERSHIP BOUNDARIES ON AUG 1, 1967 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 1ST DAY OF AUG 1967

STATE OF SOUTH DAKOTA) SS
 COUNTY OF BEADLE)
 SUBSCRIBED AND SWORN TO BEFORE ME THIS 1ST DAY
 OF AUG 1967
 MY COMMISSION EXPIRES March 10, 1972

Harlan W. Meyer
 REG LAND SURVEYOR #495
Corrine Johnson
 NOTARY PUBLIC

SCALE 1" = 400'

RONALD BISCHOFF IRRIGATION PROJECT NO 2
 SHOWING AREA & WELL LOCATION WHERE WATERS
 WILL BE DIVERTED FOR PERMIT TO APPROPRIATE WATER

OWNER RONALD BISCHOFF
 SURVEYOR HARLAN W. MEYER
 AUG 1967

Map # 1045-3 (Appl # 1438-3)

Remarks by State Water Resources Commission:

The well granted under this Permit is located near domestic wells and other irrigation wells which may obtain water from the same aquifer. If the well covered by this Permit depletes the domestic supplies or interferes with prior water rights, restrictions, to the extent necessary, 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, September 25, 1962

This is to certify that the foregoing application was received by the Commission at 8:30 o'clock
A.m. upon the 9th day of August, 1962.

State Water Resources Commission

By: Richard D Schuyler
For Chief Engineer, Executive Officer

Number of permit 1438-3

Date of first receipt of application August 7, 1962

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 August 7, 1962

Approved September 20, 1962, Recorded in Book 10 Page 6

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 March 20, 1969

2nd. The whole of said work is to be completed on or before September 20, 1970

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is March 20, 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 3.1 ²³³ cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth ($1/70$) of one cubic foot of water per second of time for each acre of land to which water is actually

and beneficially applied for irrigation on or before March 20, 1971; said water to be used during the following described annual period:

April 1st through November 1st

Witness my hand this 25th day of September, 1962.

State Water Resources Commission

By: Richard D Schuyler
Chief Engineer, Executive Officer

Certificate of Construction Issued OCTOBER 17, 1968

Water License Issued OCTOBER 17, 1968

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 36", Depth 75'
Type of casing STEEL
(wood, concrete, steel, etc.)
Size of casing 16", Thickness of casing 1/4"
Length of casing 75. If collection gallery, length, size and depth of gallery _____

(b) Screens

Type of perforated screen JOHNSON IRRIGATOR
Size of perforated screen 16" 20'
(diameter) (length)
Thickness of gravel pack 2", length of gravel pack 75'

(c) Water Bearing Materials

Distance to water 30' Character of water bearing materials FINE SAND & GRAVEL

Thickness of water bearing material 40'

(d) Pump and Motor

Type of pump TURBINE
(centrifugal, propeller, mixed flow, etc.)
Name of pump BERKELEY, size 2"
Kind of motor ELECTRIC
(gasoline, electric, diesel, etc.)
Horsepower 50, Name of Motor V.S.

(e) Complete well

Capacity 200 at drawdown of 40', Estimated cost 2000⁰⁰

(f) Owner of land upon which well is located REARL D. BURCH
Name
HURON
Address

(g) Distance to nearest existing wells

On same owner's property 120 rods. On property owned by others 280 rods

Permit No. 1438-3Water Division No. 3 JAMES RIVER Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Ronald E. Bischoffof Huron County of Beadle, and State of South Dakotathe holder of Permit No. 1438-3 issued upon Application No. 1438-3 bearing date of priority of August 8, 1967authorizing the diversion of 3.10 cu. ft. per second of the waters of ground waterCounty of Beadle, State of South Dakota, at a point 1980' S and 1320' W of the NE Corner, Section 22, T110N, R62Wfor irrigationpurposes, has fully 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 2.33 cu. ft.per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 220 acres in the NE 1/4 and NE 1/4 SE 1/4, Section 22, T110N, R62WN 1/2 SE 1/4 Cancelled 2/10/67 LumaLeaving 140 acres; 2.0 cfs from the NE 1/4 22-110-62

Handwritten notes and signatures:

Don J. Grimes
Vickie L. Grimes
pt. 4, Huron
Robert A. Bischoff
Trilled 210
Huron
N 1/2 SE 1/4
Whole SE 1/4

Witness my hand this 17th day of October A. D. 19 68

State Water Resources Commission

By:

J. W. GRIMES
Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

WATER LICENSE No. 1438-3.

WHEREAS, On the 9th day of August A. D. 1967
Ronald E. Binchoff
 of Huron County of Beadle and State of
South Dakota duly made application (No. 1438-3) to us for a permit to use 3.10
 cubic feet per second of the waters of ground water
 County of Beadle, State of South Dakota, for irrigation
 purposes; and

WHEREAS, On the 25th day of September A. D. 1967
 Permit No. 1438-3 was issued to said applicant for the diversion of said water, and providing for the
 completion of the works of diversion therein described on or before the 20th day of
September A. D. 1970 and for the application to beneficial use of said
 water on or before the March day of 20th A. D. 1971
 and,

WHEREAS, On the 11th day of October A. D. 1968
 the holder of said permit duly made proof of the completion of adequate works for the diversion of 2.33
 cubic feet per second of said waters, as evidenced by our Certificate No. 1438-3
 dated October 17, 1968 confirming the completion of works of sufficient capacity for
 diverting and conveying to the place of intended use 2.33 cubic feet per second of water, with date of
 priority of August 9, 1967 ~~XXXX~~ end,

WHEREAS, On the 11th day of October A. D. 1968
 proof was duly made of the application to beneficial use of 2.33 cubic feet per second of said water;
for irrigating 220 acres in the NE 1/4 and NW 1/4 SE 1/4, Section 22, T110N, R62W.

Canceled

3/26/80

NOW, THEREFORE, By the virtue of the authority vested in us by the law of the State of South Dakota,
We hereby grant and confirm to Ronald E. Bischoff
of Huron the holder and owner of said permit No. 1438-2
a water right, dating from August 9, 1967 to the use of 2.33
cubic feet per second of the waters of ground water
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 1980' S. and 1320' W
of the NE Corner, Section 22, T110N, R62W
and conducted to and upon 220 acres in the NE 1/4 and NW 1/4, Section 22, T110N, R62W

for the purpose of irrigation, subject to any limitations listed in the
Permit to Appropriate Water, and

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State, and subject also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 17th day of October A. D. Nineteen
Hundred and Sixty-eight.

State Water Resources Commission

By:

J.W. GRINES
Chief Engineer, Executive Officer

on or before
(First Publication August 24, 1967 .)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., August 15, 1967

Notice is hereby given that Ronald Bischoff whose postoffice address is Huron S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 3.1 cubic feet of water per second of time from the ground water through the Bischoff Irrigation Project #2 the point of diversion of which is to be located under the ground water in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 22 Twp. 110N Range 62W. Said water to be used for the purpose of providing irrigation portions of the following described land:

N $\frac{1}{2}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 22, T110N, R62W

ॐ नमो भगवते वासुदेवाय

-XZHXZHF.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 20 day of September, 1967, at 2:00P.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: Ronald Bischoff
Huron, S.D.

State Water Resources Commission

By:

~~XX~~
 RICHARD SCHMOYER
 Water Rights Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County _____ } ss.

Johnnie C. Lusk being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the _____

The Daily Plainsman a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the _____

_____ of _____ County of _____

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

August 24, 1967

August 31, 1967

September 7, 1967

September 14, 1967

in each and every issue of the full number thereof, the first publication being made on the 24th day of August

1967 and the last publication on the 14th day of

September 1967, upon which days or times

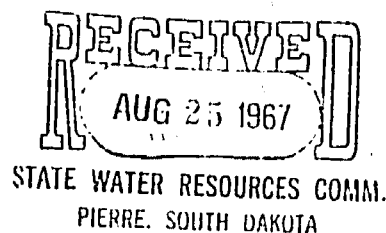
of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he

was ~~XXXXXXXXXXXXXXXXXXXX~~ the printer and publisher of the said newspaper.

Johnnie C. Lusk

Subscribed and sworn to before me this 24th day of August A. D. 1967.

Notary Public Richard Schmoeyer County, S. D.



F.P. 224-67 L.P. 2-14-67
APPROPRIATION OF WATER
Office of State Water Resources
Commission, Pierre, S. Dak.
August 13, 1967
Notice is hereby given that Ronald Bischoff whose postoffice address is Huron, 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 2.1 cubic feet of water per second of time from ground water through the Bischoff Irrigation Project No. 2, the point of diversion of which is to be located in the SW 1/4 of the SE 1/4 of Section 22, Twp. 110N, Range 62W. Said water to be used for the purpose of providing irrigation on portions of the following described land: NE 1/4 and NW 1/4, Section 22, T110N, R62W.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 20th day of September, 1967, at 1:00 p.m. All interested persons may appear and be heard.
Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.
State Water Resources Comm.
By: RICHARD SCHMOYER
Water Rights Specialist
cc: RONALD BISCHOFF
Huron, S.D.
No. 237 (adv.)

Permit No. 1438-3Water Division No. 3 JAMES RIVER Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that ~~in accordance with your letter of authorization dated~~

I have this day made a thorough examination of the diversion works constructed by RONALD E. BISCHOFF, of HURON
BEADLE County, South Dakota, holder of Permit No. 1438-3, Issued
upon Application No. 1438-3 bearing date of priority of AUGUST 9, 1967, authorizing the
diversion of 3.1 cu. ft. per second of the waters of GROUND WATER for IRRIGATION
purposes. I have to report on the condition of the same as follows:

The diversion works comprise: 102'-18" DIA WELL W/ LAYNE BOWLER 8"
4 STAGE 12" BOWLS @ 45' SETTING, POWERED BY 75 HP U.S.
ELECTRIC MOTOR RATED @ 1050 GPM @ 90 P.S.I.
1/2 MILE 8" MAINLINE TO 1320' TRIMATIC SYSTEM W/
RAINBIRD 14600 SPRINKLER HEADS 1" ON TRAILER LINES.
and the system is in the following condition: EXCELLENT

The point of diversion is located 1980'S & 1320' W OF THE NE
CORNER, SECTION 22, T110N, R62W

The works are capable of diverting and conveying to the place of use 2.33 cu. ft. per second of water
which is to be used for IRRIGATION

The legal sub-divisions to be irrigated are: NE⁴ and N² SE⁴, SECTION 22,
T110N, R62W

comprising a total of 220 acres of land.

The domestic use intended comprises

The utilization for power, mining, or other beneficial uses comprises:

Witness my hand, this 11TH day of

OCTOBER

1968

—SEAL—

Durton
WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7262

PIERRE,

January 28, 1920

RECEIVED OF Mrs. Lloyd L. Meyer, RR #4, Huron, SD 57350

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

for Application for Permit to Appropriate Water No. _____ (examination, processing, recording and filing) _____	
for Inspecting Construction, and issuing Cert. of Construction No. _____	
for Inspecting Beneficial Use, and issuing Water License No. _____	
for Issuing Location Certificate-Dry Draw, No. _____	
for filing transfer of water right No. 1438-2	2 50
for certified copy of _____	
for Print copy of map _____	
for Certifying _____	
for _____	
(any other work as provided by law)	

TOTAL

2 50

WATER RIGHTS COMMISSION

By

Chief Engineer, Executive Officer

JOHN HATCH

(92)

DATE MICROFILMED

CAMERA 28-11

FORM 20

NO. 1438-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 12/3/79



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

NE 1/4 Section 22, T110N, R62W

formerly owned by Ronald Bischoff, RR #4, Huron

has been transferred to Lloyd L. Meyer, RR #4, Huron, SD 57350

(phone-352-5443)

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

Water Right Permit No. 1438-3 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 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 Beadle) ss.

I, Lloyd L. Meyer 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.

Lloyd L. Meyer
(Signed)

Subscribed and sworn to before me this 3 Day of October, 1979.

James L. Elmer
(Notary Public)

South Dakota
Department of
Water & Natural Resources
Joe Foss Building Water Rights, Water Management Division
Pierre, South Dakota 57501 (605) 773-3352

1438-3

January 29, 1980

Everett Bischoff
240 Sunrise Drive
Huron, SD 57350

Dear Mr. Bischoff:

In October, 1979 you contacted this office stating you did not intend to use the water rights on the N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 22, T14N, R62W which are covered under Water Right No. 1438-3. Water Right No. 1438-3 covers the NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 22. Mr. Lloyd L. Meyer has already made arrangements to transfer the NE $\frac{1}{4}$ to his name.

Therefore, cancellation of the N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 22, T14N, R62W covered under Water Right No. 1438-3 will be considered at the March 26, 1980 Water Management Board Meeting to be held in the SDEA Auditorium, 411 E. Capitol, Pierre, SD.

The remaining NE $\frac{1}{4}$ covered under Water Right No. 1438-3 will then be transferred to Mr. Meyer. If you have any questions, please contact this office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights, WMD

JH/gy

cc: Lloyd L. Meyer, Huron, SD

Equal Opportunity Employer

Water Rights, Water Management Division
(605) 773-3352

March 31, 1980

Everett Bischoff
240 Sunrise Drive
Huron, SD 57350

Dear Mr. Bischoff:

This will notify you that the Board of Water Management cancelled the N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 22, T110N, R62W on Water License No. 1438-3.

This action was taken under the conditions outlined in our letter to you dated January 29, 1980.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights, WMD

JH/gy

Water Rights, Water Management Division
(605) 773-3352

March 31, 1980

Lloyd L Meyer
RR #4
Huron, SD 57350

Dear Mr. Meyer:

Enclosed is receipt No. 4 7262 in the amount of \$2.50 which you paid for the transfer of Water Right No. 1438-2. Our records now show you as the new owner of this Water Right.

Per a carbon copy of a letter sent to you January 29, 1980, the N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 22, T114N, R62W was cancelled from this Water License, leaving in your name, the NE $\frac{1}{4}$ of Section 22, authorizing diversion of 2.0 cfs. This action was taken at the March 26, 1980 meeting of the Board of Water Management.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights, WMD

JH/gy

encl



January 9, 1998

1438-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTICE

TO: LLOYD L. MEYER, RR 4 BOX 209, HURON, SD 57350

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, 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) 1438-3 & 1529-3. 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) 1438-3 & 1529-3 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 ensure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

1438-3



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

January 21, 1998

1438-3
1529-3

Lloyd L. Meyer
RR 4 Box 209
Huron, SD 57350

Dear Mr. Meyer:

I am writing to acknowledge receipt of your 1997 irrigation questionnaires. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit Nos. 1438-3 and 1529-3.

I completed questionnaires for you based on your January 15th telephone conversation with Ron Duvall. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you for calling and 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

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

November 15, 2005

No. 1438-3

Ron Hins
1507 Lincoln SW
Huron SD 57350

Dear Mr. Hins:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 1438-3. The water right is currently listed in the name of Lloyd L Meyer. The 2005 Irrigation Questionnaire indicated this land had been sold to you.

The transfer form should be checked over for accuracy and **signed by the new owner.** Upon completion, return the form to our office with a required filing fee of \$2.50.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352
karen.schlaak@state.sd.us

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED
NOV 23 2005
WATER RIGHTS
PROGRAM

No. 1438-3

Date: 11-15-05

I/We request that Water Right/Permit No. 1438-3

formerly owned by: Lloyd L Meyer

be transferred to: (name & address) Ron Hins, 1507 Lincoln SW, Huron SD 57350

Telephone No. 605 354-1532

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

140 acres – NE ¼ Section 22-T110N-R62W

I/We understand that the validity of Water Right/Permit No. 1438-3 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.

I/We Ron Hins, the new owner, certify that the above information is true and correct.


(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 November 23, 2005

RECEIVED OF Ron Hine, 1507 Lincoln SW, Huron SD 57350

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	2	50
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 1438-3		
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	
		2.50

No.

002015

By

Darland Eide

Chief Engineer

gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 23, 2005

1438-3

Ron Hins
1507 Lincoln SW
Huron SD 57350

Dear Mr. Hins:

Thank you for following up on the ownership change for Water Right No. 1438-3. The transfer has been completed. The water right formerly listed in the name of Lloyd L Meyer is now listed in your name.

Enclosed is your Receipt No. 002015 in the amount of \$2.50. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosure