

1511-3

1. Considered 3-20 1968
2. Name of Applicant G. W. GROSCH
3. Post Office Address SILVER CREEK, NEBR.
4. Amount of water claimed 2.7
5. Source of water supply GROUND WATER
6. Water to be used for IRRIGATION
- Acres to be irrigated 320
7. Water to be diverted and used in BEADLE county
about ~~3 1/4~~ 5 1/2 miles of HITCHCOCK
8. Proof of Publication
Received ✓
Not received _____
9. Application
Approved _____
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks.

STD

No. **1511-3**Water Division No. **3 JAMES RIVER** District
(Blanks to be filled by the Engineer for the W. R. C.)RECEIVED
FEB 16
9:30 A.M.
STATE WATER RESOL
PIERRE, SOUTH**APPLICATION FOR PERMIT**
To Appropriately Water within the State of South Dakota

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

1. Name of applicant G.W. Grosch
Postoffice address Silver Creek, County Kerrick, State Nebraska

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

(b) Cash on hand, \$

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work G.W. Grosch Irrigation Project # 13. Amount of water claimed 2.2 cubic feet per second4. Source of water supply Irrigation Well5. Location of point of diversion Well #1 1320' S 1320' E of N.W. Corner Sect 5
Well #2 1320' S, 1320' W of NE Corner on Sect 5 all in township 113N, R6 2W
bank BEADLE County.6. Annual period or periods during which water is to be used May through September

7. To be used for:

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

(a) Number of acres to be irrigated 320 acres.(b) Legal subdivisions to be irrigated N1 Sec 5 Township 113 Range 62

(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

None 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 1096-3

8. Estimated cost of work:

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

(c) Fluming, \$-----

(e) Other structures -----

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

(d) Canal earth, \$-----

Rock, \$-----

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 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 ----- years.

11. Time required for complete application of water to the proposed beneficial use ----- 1 years.

12. Choice of newspaper for publication of notice of intention to appropriate -----
The Dailey Plainsman Huron, South Dakota

STATE OF SOUTH DAKOTA

County of ~~MERRICK~~ ^{NEBRASKA}

G. W. Grosch

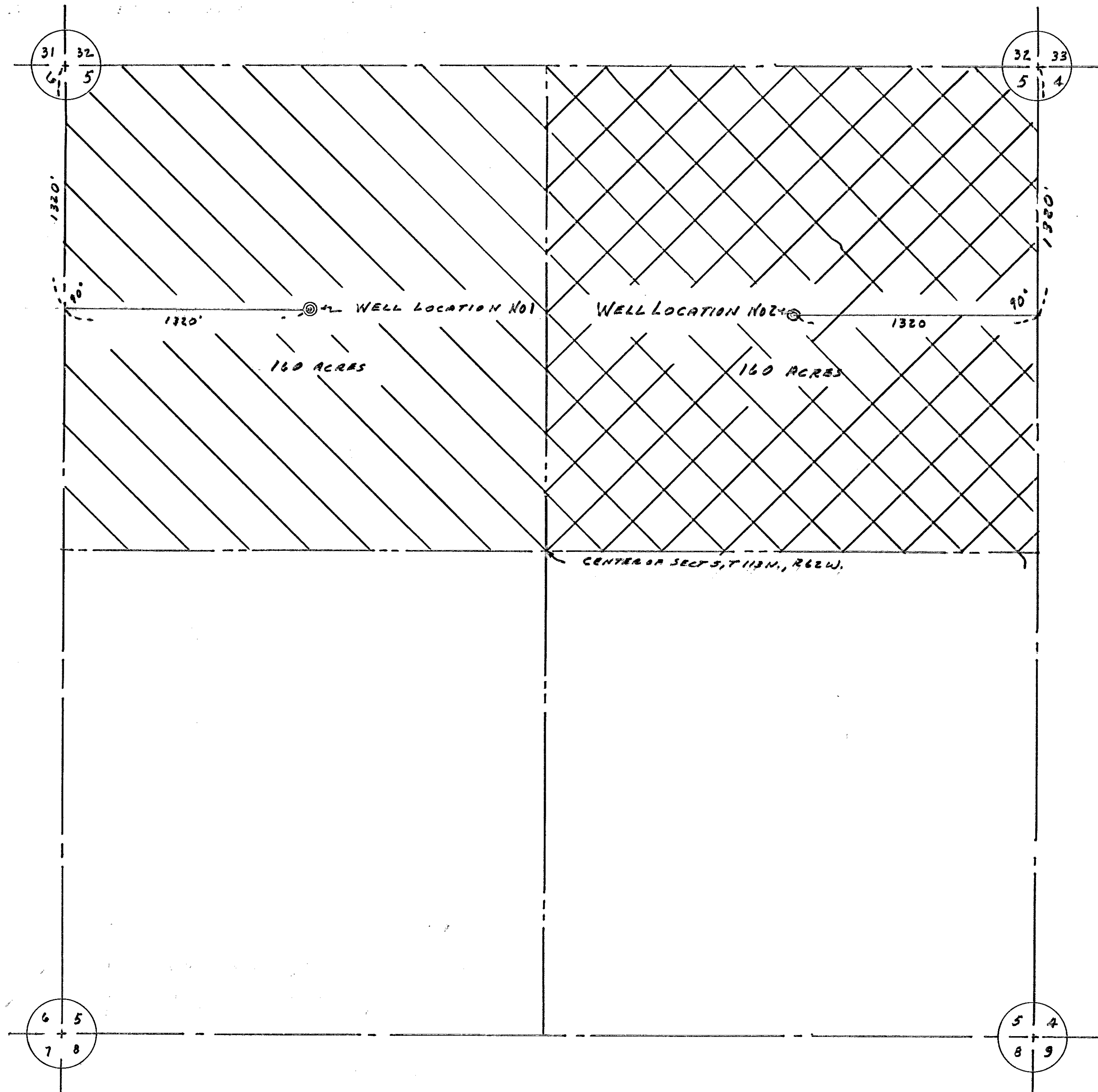
I, -----, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown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

Signed -----

Subscribed and sworn to before me this ----- day of ----- 1918

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.



AREAS BY LEGAL SUBDIVISION
 160 ACRES: NW 1/4 OF SECTION 5, T113N, R62W, STHPM.
 160 ACRES: NE 1/4 OF SECTION 5, T113N, R62W, STHPM.
 320 ACRES TOTAL

SURVEYOR'S CERTIFICATE

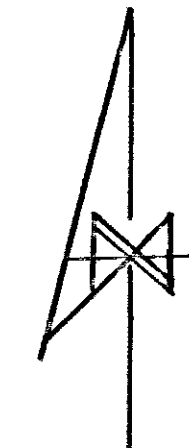
STATE OF SOUTH DAKOTA)
 COUNTY OF BEADLE) SS
 I, HARLAN W. MEYER, A REGISTERED LAND SURVEYOR
 IN AND FOR THE STATE OF SOUTH DAKOTA, DO HEREBY
 CERTIFY THAT AT THE REQUEST OF G. W. GROSCH
 SOLE OWNER, I HAVE SHOWN THE LANDS PROPOSED TO BE IRRIGATED
 WITHIN HIS OWNERSHIP BOUNDARIES ON FEB 1, 1968 FOR WHICH APPLICATION
 FOR APPROPRIATE WATER RIGHT IS MADE AND THAT THIS MAP
 IS A TRUE REPRESENTATION THERE OF.
 WITNESS MY HAND AND SEAL THIS 1ST DAY OF FEB 1968

Harlan W. Meyer
 REG. LAND SURVEYOR

STATE OF SOUTH DAKOTA)
 COUNTY OF BEADLE) SS
 SUBSCRIBED AND SWORN TO BEFORE ME THIS 1ST DAY
 OF FEB. 1968

Conrad Johnson
 NOTARY PUBLIC

MY COMMISSION EXPIRES MARCH 10, 1972



SCALE 1"=400'

G. W. GROSCH IRRIGATION PROJECT NO 1
 SHOWING AREA & WELL LOCATIONS WHERE WATER
 WILL BE DIVERTED - FOR PERMIT TO APPROPRIATE WATER

OWNER G. W. GROSCH
 SURVEYOR HARLAN W. MEYER
 FEB 1968

MAP NO 1046-3 (ADDL NO 1511-3)

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, MARCH 25, 1968

This is to certify that the foregoing application was received by the Commission at 9:30 o'clock

9 a.m. upon the 16TH day of FEBRUARY, 1968

State Water Resources Commission

By:

Sanitiz
Chief Engineer, Executive Officer

Number of permit 1511-3

Date of first receipt of application

FEBRUARY 16, 1968

Date of return to applicant for correction, amendments or changes required as follows: _____

Date of receipt of corrected application

Date from which applicant may claim right

FEBRUARY 16, 1968

Approved

MARCH 20, 1968

Recorded in Book

10

Page

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This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before

SEPTEMBER 20, 1970

2d. The whole of said work is to be completed on or before

MARCH 20, 1973

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

MARCH 20, 1974

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 7.2 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, 1974, said water to be used during the following described annual period:

MAY THRU SEPTEMBER

Witness my hand this 25TH day of MARCH, 1968

State Water Resources Commission

By:

Sanitiz
Chief Engineer, Executive Officer

Certificate of Construction Issued

APRIL 17, 1973

Water License Issued

APRIL 17, 1973

D. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 35", Depth 70'Type of casing Concrete
(wood, concrete, steel, etc.)Size of casing 22" OD, Thickness of casing 2 1/2"Length of casing 34', collection gallery, length, size and depth of gallery _____

(b) Screens

Type of perforated screen slotSize of perforated screen 22" OD 36'
(diameter) (length)Thickness of gravel pack 7", length of gravel pack 60'

(c) Water Bearing Materials

Distance to water 30' Character of water bearing materials Sand & GravelThickness of water bearing material 50'

(d) Pump and Motor

Type of pump Turbine
(centrifugal, propeller, mixed flow, etc.)Name of pump Western Land Roller, size 6"Kind of motor not determined
(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 O. W. Grosch
NameSilver Creek, Nebraska

Address

(g) Distance to nearest existing wells

On same owner's property none rods. On property owned by others 120 rods

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 36" Depth 70 ft
Type of casing concrete
(wood, concrete, steel, etc.)
Size of casing 22" OD Thickness of casing 2 1/2"
Length of casing 34' If collection gallery, length, size and depth of gallery _____

(b) Screens

Type of perforated screen slot
Size of perforated screen 22" OD 36'
(diameter) (length)
Thickness of gravel pack 7" length of gravel pack 60'

(c) Water Bearing Materials

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

Thickness of water bearing material 50'

(d) Pump and Motor

Type of pump Turbine
(centrifugal, propeller, mixed flow, etc.)
Name of pump Western Land Roller size 6"
Kind of motor not determined
(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 H.G.W. Grosch

Name

Silver Creek, Nebraska

Address

(g) Distance to nearest existing well

On same owner's property no rods. On property owned by others _____ rods

Permit No. 1511-3Water Diversion No. 3 JAMES RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That G. H. Grosch

_____ the holder _____ of
Permit No. 1511-3, issued upon Application No 1511-3, bearing date of priority of February 16,
1963 authorizing the diversion of 2.2 cu. ft. per second of the waters of _____
ground water _____ County of Deadle, State of South Dakota at _____
Well #1, 40 ft. South of the N 1/16 corner, and Well #2, 40 ft. North of
the Center of the NE 1/4, Section 5, T113N, R62W
_____, for irrigation

_____ purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 2.0 cu. ft. per second of water.

Date April 17, 1973

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

WATER LICENSE NO. 1511-3

(1) WHEREAS, On the 16th day of February A. D. 19 68
G.W. Grosch
 made Water Right Application No. 1511-3 for a permit to use 2.2 cubic feet per second of the waters
ground water
 County of Beadle State of South Dakota, for irrigation
 purposes, and
 (2) WHEREAS, On the 25th day of March A. D. 19 68
 Permit No. 1511-3 with a date of priority of February 16, 1968
 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 20th day of March A. D. 19 73 and for the
 application to beneficial use of said water on or before the 20th day of March A. D. 19 74

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 1.9 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 a 135 acre circle in the NE $\frac{1}{4}$, Section 5, T1131, R62W

(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

G.W. Grosch

of Silver Creek, Nebraska

the holder and owner of said permit No. 1511-3 a water right, dating from February 16, 1968

to use of 1.9 cubic feet per second of the waters

of ground water

in the County of Bendle and State of South Dakota, or so much thereof as may be necessary for the purposes herein mentioned, to be diverted at Well #1, 40 ft. South of the N1/16 Corner,
and Well #2, 40 ft. North of the Center of the NE1/4, Section 5, T113N, R52W

and conduct to and upon a 135 acre circle in the NE1/4, Section 5, T113N, R52W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1511-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 17th day of April A.D.

Nineteen Hundred and Seventy-three

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer J.W. GRIMES

on or before
(First Publication) February 22, 1968

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., February 16, 1968

Notice is hereby given that **G.W. Grosch** whose postoffice address is **Silver Creek, Nebraska** ~~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 **2.2** cubic feet of water per second of time from the **ground water** through the **Grosch Irrigation Project #1** the point of diversion of which is to be located on the **NE** ~~NE~~ **in the center of the NW 1/4 and** ~~in the center of the NW 1/4~~ **in the center 1/4 of the NE** 1/4 of Section **5** Twp. **113N** Range **62W** Said water to be used for the purpose of providing irrigation on the following described land:

N 1/2 Section 5, T113N, R62W

~~ANALYZE~~

~~ANALYZE~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the **20th** day of **March**, 19**68**, at **2:00 P.M.** All interested persons may appear and be heard.

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

cc: **G.W. Grosch, Silver Creek, Nebr.** State Water Resources Commission

By:

~~Chief Engineer, Executive Officer~~

BURTON F. JONES
Water Rights Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Beadle } ss.

Jeannette G. Inak being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from 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 _____

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

February 21, 1968

February 28, 1968

March 6, 1968

March 13, 1968

in each and every issue of the full number thereof, the first publication being made on the 21 day of February

1968 and the last publication on the 13 day of

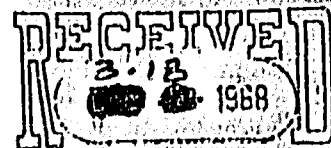
March 1968, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication she

was _____ the printer and publisher of the said newspaper.

Subscribed and sworn to before me this 13 day of March A. D. 19 68

Notary Public

County, S. D.



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

IT IS HEREBY CERTIFIED THAT THE FOLLOWING NOTICE OF INTENTION TO APPROPRIATE WATER WAS PUBLISHED IN THE _____
Office of State Water Resources Commission, Pierre, S. Dak., February 16, 1968.
Notice is hereby given that G. W. Grosch, whose postoffice address is Garver Creek, Nebraska, has filed an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 22.5 cubic feet of water per second of time from ground water through the Grosch Irrigation Project No. 1, the point of diversion of which are to be located in the center of the NW 1/4 of Section 18, Twp. 111N, Range 61W, S. 1/4 of Section 3, Twp. 111N, Range 61W. Said water is to be used for the purpose of providing irrigation on the following described lands: N1/2 Section 5, T111N, R61W.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 20th day of March, 1968, at 2:00 P.M. All interested persons may appear and be heard by the State Water Resources Commission. 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
Pierre, S. D.
BUTON F. JONES
Water Rights Specialist
No. 74 (ad-3)

Permit No. 1511-3Water 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 G.W. GEOSCHof SILVER CREEK, NEBRASKA holderof Permit No. 1511-3, bearing date of prior of FEBRUARY 11 1968authorizing the diversion of 2.2 cu. ft. per second of the waters of GROUND WATERfor IRRIGATION purposes, in BEADLE County.

I have to report on the condition of same as follows:

The Water Use System consists of:

A. Works used to divert the water:

WELL #1 70' DEEP WITH 17" ID CONCRETE CASING
WELL #2 68' " " WITH 17" ID CONCRETE CASING
BOTH WITH WESTERN LAND ROVER 6" PUMPS POWERED BY
G.M.C. DIESEL ENGINES

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

1280' OF 8" BURIED LINE TO PIVOT FROM WELL #1
40' OF 8" MAINLINE TO PIVOT FROM WELL #2

C. Works used to apply water to beneficial use:

13 TOWER VALLEY SELF PROPELLED SPRINKLER SYSTEM

The system is in the following condition: GOODThe point of diversion is located WELL #1 40'S OF THE N 1/4 CORNER 2 WELL #2
40' N OF CENTER OF NE 1/4 SECTION 5, T113N, R62WThe works are capable of diverting and conveying to the place of use 2.0cu. 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:

135 ACRE CIRCLE IN THE NE 1/4 SECTION 5, T113N, R62Wcomprising a total of 135 acres of land.Date APRIL 4 1973Amilton Jones
(Signature)WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

January 19, 1983

1509-3
1511-3
1512-3
2367-3

Jerry Gilbert
RR 1 Box 84
Hitchcock SD 57348

Dear Mr. Gilbert:

This letter is in regard to the 1982 Irrigation Questionnaire you returned for Permits No. 1509-3, 1511-3, 1512-3 and 2367-3 listed in the name of G. W. Grosch of Silver Creek NE.

This office needs to know whether or not you now own the land covered under these permits or if you returned them as the "operator". If you now own the land the permits should be transferred to your name. If you operate the systems, your name can be added to the files as that of operator or leasor.

Please advise this office as to the status of these permits.

Sincerely,

GENNY YOUNG
Water Rights Specialist

GY:ks

Dept. of Interior Nat. Resources,
Attn: Henry Gandy

Jan 23, 1983

This is to advise you
that I am the operator only, of
the land covered by the permit
you listed. The land in question
is also owned by H.W. Lerner
Estate of Wilson Creek, Wyo.

Thank you,

Jerry L. Liebert

RTV Box 94

Wetshank, S.D.

57308

Permit #

1509-3

1511-3

1512-3

15367-3



1509-3
1511-3
1512-3
2367-3

Nov. 6, 1986

John Hatcher, Chief Engineer
Water Right Division
Pierre, SD



Dear Sir:

We are returning the irrigation
questionnaires you sent us. We did
not operate this property this year.
Please change your records accordingly.
Following is the name and address of the
person in charge of this property:

Wayne Grosch
Grosch Irrigation
Box 337
Silver Creek, Neb. 68663

Sincerely,
Kathy Gilbert
for Jerry Gilbert

Water Rights Division - DWR
Conversation or File Documentation

File No. 1509-3

~~1511-3~~
1512-3
2367-3

NAME OF PERSON OR FILE: Wayne Grosch

ADDRESS: Silver Creek, NE

COUNTY

DATE: March 11, 1987

TELEPHONE 308-773-2261 or 773-2144

RE: ownership of 1509-3, 1511-3, 1512-3 & 2367-3

COMMENTS:

Mr. Grosch indicated the permits should be transferred to Elsie Grosch. They are now listed under the name of G W Grosch (Estate). Elsie was G W's wife.

Send transfer forms to Frank Zelda, he handles paperwork for Elsie Grosch.

Frank Zelda

PO Box 591

PHONE: 402-564-9666

Columbus, NE 68601

The land is being rented by Allen Wipf at Frankfort, SD

Send irrigation questionnaires to Mr. Wipf.

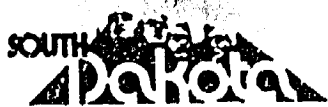
4/10/87 Mrs. Wipf indicated Greg Hoyer, RR, Hatchcock
actually rented land, Mr. Hoyer & Allen Wipf
work together.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME:

Senay M. M. M.

4/82



Department of Water & Natural Resources

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

WATER RIGHTS DIVISION
(605) 773-3352

1509-3
1511-3
1512-3
2357-3

March 13, 1987

Frank Zelda
PO Box 591
Columbus, Nebraska 68601

Dear Mr. Zelda:

Please find enclosed four copies of a Notice of Transfer of Water Permit forms. These forms must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50 for each, total of \$10.00.

Upon receipt of the enclosed forms and the \$2.50 filing fee for each, the permits will be transferred to the proper name. South Dakota Water Law 46-6-30.3 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.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.

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

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3191

January 29, 1988

GREG HOFER, RENTER
RR
HITCHCOCK, SD 57348

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation
Questionnaire

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 2367-3, 1509-3, 1511-3, 1512-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 9:00 am, March 2, 1988 in Room 216, Joe Foss Building, 523 E Capitol, Pierre, SD.

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

1. Amend Permit No(s). 2367-3, 1509-3, 1511-3, 1512-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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

John Hatch

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

cc: Elsie Grosch, Frank Zelda, PO Box 591, Columbus, NE 68601

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, your name will be deleted from the agenda for the hearing.



Department of Water & Natural Resources

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

February 9, 1988

1511-3

1512-3

2367-3

1509-3

Greg Hofer, renter
Box 57, RR 1
Hitchcock SD 57348

Dear Mr. Hofer:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 1511-3, 1509-3, 1512-3 & 2367-3 and the hearing date before the Water Management Board.

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

Very truly yours,

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

cc: Frank Zelda
PO Box 591
Columbus NE 68601

Water Rights Division - DWR
Conversation or File Documentation

File No. 1511-3

NAME OF PERSON OR FILE: Dick Grosch

ADDRESS: Onell, Nebr. COUNTY Beadle

DATE: 9-28-88 TELEPHONE Bus. 402-336-1845
Home 402-336-3821

RE: Status of Water License # 1511-3

COMMENTS: (Telephone Conversation)

I spoke with Mr. Grosch on this date concerning
Permit No. 1511-3. When the license for this
permit was issued, it described a pivot on
the NE 1/4 of Sect. 5, T113N, R62W and 2 wells.
However, currently there is also a pivot on
the NW 1/4 of Sect. 5. Mr. Grosch stated that
the entire N 1/2 of Sect. 5 was developed at the
same time from the two wells. When this
license was issued, it failed to describe the
acreage in the NW 1/4. Therefore, this license
should be reissued & it should include the
pivot on the NW 1/4 of Sect. 5. In addition
this land is now owned by Elsie Grosch
of Silver Creek, NE. Therefore, a transfer form
will also be needed.

Elsie Grosch

RR

Silver Creek, NE 68663

All paper work should be sent to Frank Zelda
in Columbus, NE. He handles Mrs. Grosch's
matters for her.

Frank Zelda

PO Box 591

Columbus, NE 68601

402-564-9666

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: James L. Wendt



Department of Water & Natural Resources

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

1509-3
1511-3
1512-3
2367-3

September 29, 1988

Frank Zelda
PO Box 591
Columbus, NE 68601

Dear Mr. Zelda:

I am writing in regard to Water Right Nos. 1509-3, 1511-3, 1512-3 and 2367-3 currently listed in the name of G W Grosch (Estate). Transfer forms were sent to you in March, 1987 for use in filing an ownership change on the water rights. To date, we have not heard from you on this matter.

In a September 28, 1988 telephone conversation between Jim Wendte, of this office, and Dick Grosch, Mr. Grosch stated the water rights should still be transferred to Elsie Grosch. Enclosed are partially completed "Notice of Transfer" forms. Please have them completed and returned to our office. A \$2.50 filing fee is required for each (total of \$10.00).

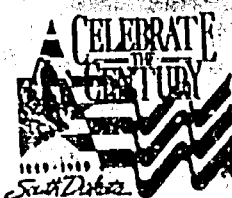
Water License No. 1511-3 was issued for irrigation of land in the NE 1/4 of Section 5, T113N, R62W. The original application was for the entire N 1/2 of the Section. Mr. Grosch stated during the telephone conversation with Mr. Wendte, that the N 1/2 was developed at the same time from the two wells. The Water License will be reissued to include the NW 1/4 of Section 5. There will be no charge for reissuance of the license.

Upon receipt of the transfer forms and filing fees, Water Right Nos. 1509-3, 1511-3, 1512-3 and 2367-3 will be transferred to the proper owner. At that time, Water License No. 1511-3 will be reissued and sent to you. If you have any questions, please contact us. Your prompt attention in this matter will be appreciated.

Sincerely,

GKNNY MCMATH,
Natural Resources Analyst
605 773-3352

enclosures



South Dakota
Department of
Water & Natural Resources

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

February 8, 1989

FRANK ZELDA
PO BOX 591
COLUMBUS, NE 68601

NOTICE

RE: Violation of Requirement to Submit 1988 Irrigation Questionnaire

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 1509-3, 2367-3, 1511-3, 1512-3. The request for the Questionnaire was dated October 26, 1988. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of hearing to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 9:45 am, March 1, 1989 at the Howard Johnson's, Roosevelt Room, I-90 at LaCrosse, Rapid City SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s). 1509-3, 2367-3, 1511-3, 1512-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
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 is received in this office before the March 1st hearing date, your name will be deleted from the agenda for the hearings.

Very truly yours,

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



2-25-89

The Last Two years
These Reports Haven't gotten
filled out on time so
maybe you better mail
them in the future to me
seems I always end up
getting them filled out any
way

Allen W. Wilf

1509-3, 1511-3

Box 77

1512-3, 2367-3

Frankfort SD



EASTERN WAREHOUSE
Winter Haven, Florida
813-299-4122

WESTERN WAREHOUSE
Madera, California
209-674-3334

WESTERN LAND ROLLER COMPANY
Phone (402) 463-1306 - Hastings, Nebraska 68901
Manufacturers of Irrigation Pumps Since 1935.



Department of Water & Natural Resources

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

March 7, 1989

1509-3

1511-3

1512-3

2367-3

Frank Zelda
PO Box 591
Columbus, NE 68601

Dear Mr. Zelda:

I am writing to acknowledge receipt of your 1988 irrigation questionnaires for Water Right Nos. 1509-3, 1511-3, 1512-3 and 2367-3. The forms were completed and returned by Allen Wipf, Frankfort, SD. You may disregard the February 8, 1989, Notice of failure to submit the 1988 irrigation questionnaire. The questionnaires were received prior to the March Water Management Board meeting and your name was deleted from the agenda pertaining to the hearing.

Water Right Nos. 1509-3, 1511-3, 1512-3 and 2367-3 are still listed in the name of G W Grosch Estate. "Notice of Transfer" forms were sent to you March 13, 1987 and September 29, 1988 for use in filing an ownership change. Please notify us as to whether the water rights should still be transferred or left as they are.

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

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

cc: Allen Wipf, Box 77, Frankfort, SD 57440

 **Department of
Water & Natural Resources**

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

July 13, 1989

1509-3
1511-3
1512-3
2367-3

Frank Zelda
PO Box 591
Columbus, NE 68601

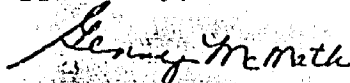
Dear Mr. Zelda:

In response to our July 13th telephone conversation, enclosed is an additional set of transfer forms. The transfer forms are for use in filing an ownership change on Water Right Nos. 1509-3, 1511-3, 1512-3 and 2367-3. They are currently listed as G W Grosch Estate.

The transfer forms will need to be completed and signed in the presence of a notary public. Upon completion, please return them to our office with a \$2.50 filing fee for each (total of \$10.00).

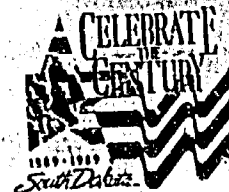
If you have any questions, please contact me.

Sincerely,



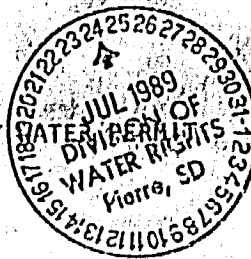
GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

enclosures



NO. 1511-3

NOTICE OF TRANSFER OF



TO: Water Rights
Foss Building
Pierre, SD 57501

Date: July 19, 1989

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

N 1/2 Section 5, T113N, R62W

formerly owned by G W Grosch Estate

has been transferred to Elsie M. Grosch, Silver Creek, Ne. 68663

(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 1511-3 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 Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

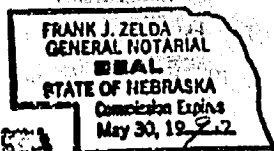
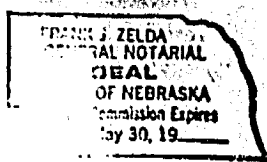
NEBRASKA
STATE OF ~~SOUTHERN~~)
County of Nance) ss.

I, Elsie M. Grosch 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.

Elsie M. Grosch
(Signed)

Subscribed and sworn to before me this 20 Day of July, 1989.

[Signature]
(Notary Public)



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, July 24, 1989

RECEIVED OF Elsie Grosch, Silver Creek NE 68663

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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 _____ Water Right No. 1511-3

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By

Chief Engineer

JOHN HATBIL

ks

SOUTH DAKOTA

Department of Water & Natural Resources

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

August 30, 1989

No. 1509-3

1511-3

1512-3

2367-3

Elsie Grosch
c/o Frank Zelda
PO Box 591
Columbus NE 68601

Dear Mr. Zelda:

Enclosed are receipts in the amount of \$2.50 each for the transfer of Water Rights No. 1509-3, 1511-3, 1512-3 and 2367-3.

Our records now show Elsie Grosch as the owner of these Water Rights.

Sincerely,

Karen Schlaak

KAREN SCHLAACK
Senior Secretary
605 773-3352

enclosures



5-25-90

FORM 2: Application for Irrigation (type or print)
in South DakotaMail to: Water Rights Div.
523 E. Capitol
Pierre, SD 57501
(605) 773-3352

(See instructions)

No. _____	Hydrologic Unit _____
Basin _____	
Newspaper _____	

Application For Soil/Water Compatibility Permit and Permit To Appropriate Water

Type of Application: ☐ New ☐ Vested Right ☐ Amend Permit No. _____
☐ Change Acreage ☐ Change diversion point(s) ☒ Add diversion point(s)
☐ Add Acreage ☒ Increase diversion rate ☐ Other _____

1. Name of Applicant Elsie Grosch 1/2 Frank Zelda Phone No. _____
 Post Office Address PO Box 591 Columbus State NE 68601
(Street, RR or Box) (City) (State) (Zip Code)
 2. Amount of water claimed (c.f.s) 1.26 Total acres irrigated 128
 3. Source of Water supply groundwater (2 wells)
 4. Location of point of diversion NW 1/4 NW 1/4 Section 5, T113N, R62W

5. Counties where water will be used Beadle County Beadle
 6. Annual period during which water is to be used _____
 7. List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.
NW 1/4 NW 1/4 Sec 5, T113N, R62W	31
NE 1/4 NW 1/4	31
SW 1/4 NW 1/4	33
SE 1/4 NW 1/4	33

Land Description	No. Acres Irr.

Attach sheet if more space is needed

8. Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: X Gun: _____ Other: _____
 9. Crops to be Irrigated: _____
 10. Give a description of proposed project. (Attach sheet if more space is needed)

(NW 1/4 was permitted under No. 1511-3) gpm from pivot in NW 1/4 700 (1.36 cfs)
 * less .3 cfs = 1.26
 * (difference between original permit
 of 2.2 cfs & license 1.9 cfs)

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach maps, soils information and any other technical information.

STATE OF SOUTH DAKOTA
 County of _____

I, _____, the applicant, certify that I have read this application and examined the attached maps, that the water sample, if needed, has been taken by the required procedures and has not been adulterated or tampered with and is truly representative of the water to be used, and that the matters stated in this application are true and correct.

Signed _____

Subscribed and sworn to before me this _____ day of _____ 19____

Water Rights Division - DWNR
Conversation or File Documentation

File No. 1511-3

NAME OF PERSON OR FILE: Dick Grosch

ADDRESS: Oncell, Nebr.

DATE: 9-28-88

COUNTY Beadle

TELEPHONE

Bus. 402-336-1805

Home 402-336-3821

RE: Status of Water License # 1511-3

COMMENTS: (Telephone Conversation)

I spoke with Mr. Grosch on this date concerning Permit No. 1511-3. When the license for this permit was issued, it described a pivot on the NE $\frac{1}{4}$ of Sect. 5, T113N, R62W and 2 wells. However, currently there is also a pivot on the NW $\frac{1}{4}$ of Sect. 5. Mr. Grosch stated that the entire N $\frac{1}{2}$ of Sect. 5 was developed at the same time from the two wells. When this license was issued, it failed to describe the acreage in the NW $\frac{1}{4}$. Therefore, this license should be reissued & it should include the pivot on the NW $\frac{1}{4}$ of Sect. 5. In addition this land is now owned by Elsie Grosch of Silver Creek, NE. Therefore, a transfer form will also be needed.

Elsie Grosch

RR

All paper work should be sent to Frank Zelda in Columbus, NE. He handles Mrs. Grosch's matters for her.

Frank Zelda

PO Box 591

Columbus, NE 68601

402-564-9666

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME:

James L. Weir

Water Rights Division -DWNR
Conversation or File Documentation

File No. 1511-3

NAME OF PERSON OR FILE: Floyd Peterson

ADDRESS: RR #1 Box 22, Hitchcock, SD 57348

COUNTY: Beadle

DATE: January 9, 1991

TELEPHONE: (605) 266-2747

RE: status of permit on NW 1/4 Section 5, T113N, R62W

COMMENTS:

Mr. Peterson called to find out if there was a permit on file for NW 1/4 of Section 5. I told him there was some discrepancy concerning the N 1/2 of Section 5. A permit originally issued to G W Grosch authorized irrigation of the N 1/2 of Section 5 from two wells (one in each quarter). When an inspection of the system was done, the NW 1/4 was left off. Our office was later told that the NW 1/4 had been developed at the same time. The license could have been reissued to clear up the error, however, a 1989 inspection found additional well(s) had been drilled.

I started to prepare an application to send to the owner to add the extra well(s) and increase the diversion rate, however ran into problems and needed to have someone get in touch with the owner/operator of the land to gather additional information. To date, no followup has been done.

Mr. Peterson has obtained a permit for land adjacent to this property and is concerned with Mrs. Grosch making an application and getting an earlier priority date than his. He indicated that one of the wells in the NW 1/4 may have been drilled at the same time the system was built, however the second well is a newer well and should carry a new priority date. I told him that at this time, I could not personally make a decision concerning the priority dates. An application will have to be submitted by Mrs. Grosch and reviewed by Staff.

I told Mr. Peterson that I would make note of our conversation and indicated he should send something in writing to us listing his concerns. He said he may make a trip to Pierre and stop in and visit with someone concerning this matter.

Genny McMath

Genny McMath
Natural Resources Analyst

South Dakota

DEPARTMENT OF WATER & NATURAL RESOURCES
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

GREAT FACES. GREAT PLACES.

January 11, 1991

Floyd Peterson
RR #1, Box 22
Hitchcock, SD 57348

Dear Mr. Peterson:

Enclosed is the file documentation you requested regarding our conversation on January 10, 1991.

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

Sincerely,

Eric Gronlund
Eric Gronlund
Water Rights Division
605 773-3352

enclosure

Water Rights Division - DWNRR
Conversation File Documentation

NAME OF PERSON OR FILE: Floyd Peterson

ADDRESS: RR#1, Box 22, Hitchcock, SD 57348

COUNTY: Beadle

DATE: January 11, 1991

TELEPHONE: 266-2747

RE: Concerns Regarding Water Right No. 1511-3, Elsie Grosch

COMMENTS:

Mr. Peterson stopped in the office to discuss his concerns regarding Water Right No. 1511-3, Elsie Grosch. Mr. Peterson obtained a permit last spring for land adjacent to this property and is concerned with Mrs. Grosch making an application for an additional diversion point for an existing well in the NW1/4 Section 5.

Currently there is some discrepancy concerning Water Right No. 1511-3. A permit originally issued to G W Grosch authorized irrigation of the N1/2 of Section 5 from two wells (one in the approximate center of each quarter). An inspection of the system in 1973 found two wells capable of diverting 2.0 cfs to irrigate 135 acres located all in the NE1/4 Section 5, T113N, R62W and the subsequent license was issued. Our office was later told the the NW1/4 had been developed at the same time and should be included on the license. The license could have been reissued to clear up the error, however, a 1989 inspection found additional well(s) had been drilled.

Presently, we do not know if there was an error made during the 1973 inspection which overlooked the irrigation taking place in the NW1/4 or if the irrigation system in the NW1/4 was developed after the construction period. Regardless of the need to clarify this discrepancy, a permit will need to be obtained for the additional diversion point in the NW1/4 and possibly an increase in the diversion rate. For these reasons, we are going to schedule an inspection of the water right to clear up these issues.

Mr. Peterson's concern stem from the fact that the diversion points for his permit are only approximately 1/4 mile away from the Grosch wells in the NW1/4 of Section 5 and the possible interference that may occur. When the staff report on Mr. Peterson's permit application was drafted, the engineer's did not know that irrigation was taking place in the NW1/4 or it would have been addressed.

Mr. Peterson asked what priority date the additional diversion point application would receive. I told him that at this time, we could not make a decision concerning the priority dates. An application will have to be submitted by Mrs. Grosch and reviewed by Staff. I read SDCL 46-2A-12 (amendment of permit or license) and explained that we would need to review the situation to see if the additional diversion point would unlawfully impair existing right. Ultimately, this issue would probably need to be resolved before the Water Management Board.

I told Mr. Peterson that when an application for this additional diversion point is processed a notice of hearing will be provided to him.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Eric Lund

Water Rights Division - DWNR
Conversation File Documentation

NAME OF PERSON OR FILE: Elsie Grosch, WP No. 1511-3

ADDRESS:

COUNTY: Beadle

DATE: 3/1/91

TELEPHONE:

RE: Discussion with Mr. Waterbury regarding this permit

COMMENTS:

Mr. Waterbury stopped in the office to discuss WP No. 1511-3. Previous file documentation relates the problems with the permit. Briefly we went through the file in chronological order describing the original permit, the license that did not include the well or the irrigated acres in the NW1/4 Section 5, T113N, R62W, and Mr. Peterson's permit in the quarter to the north. Mr. Waterbury stated that the irrigation of NW1/4 and NE1/4 and the wells were developed at the same time prior to the time for completion of work as specified on the permit as March 20, 1973. He could not understand how the NW1/4 was not included on the license. He did mention the following items:

- 1) That the one well in the NW1/4 (right next to the a new well) which was intended to be kept as a helper well had caved in and was going to be plugged.
- 2) That the ASCS map we have on file shows that a center pivot being operated in the NW1/4 and that the ASCS map were prepared from 1976 aerial photography.
- 3) That originally the two quarters were irrigated with a towable pivot and that when the inspection occurred in 1973 the pivot was in the NE1/4 so the NW1/4 was ignored.

Jim Goodman came into the conversation and stated that he could not say with certainty whether there would be interference between the two wells. However, Jim did state that possibly these two wells which are under water table conditions could coexist with each other.

Mr. Waterbury is going to send us all the documentation he can find regarding the development of the NW1/4 and send it to us. From that we will decide whether a declaratory ruling, a change in the diversion point or exactly what steps we feel are necessary. I told him many times, this will have to be decided by the Water Management Board at which time both Mr. Peterson and he would be heard and a decision made on priority. I told him that we as staff could not make a decision concerning the validity of the permits or the priority dates.

Finally, I stated that most likely we would need to do an inspection of the permit.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Elsie Grosch

South Dakota

DEPARTMENT OF WATER & NATURAL RESOURCES

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

GREAT FACES. GREAT PLACES.

April 25, 1991

COPY

John Waterbury
Box 762
Oneill, NE 68763

Dear Mr. Waterbury:

The letter is a follow-up to our discussions regarding Water Right No. 1511-3, held by Elsie Grosch, during your visit to our office on March 1, 1991. At that time you indicated that you would be sending us documentation on the development of the NW1/4 Section 5, T113N, R62W. The information you indicated you would provide, was to be used to determine whether a declaratory ruling or if a change in the diversion point should be pursued. To date, we have not received any documentation or a water permit application on this parcel of property.

Because of the potential well interference of the well located in the NW1/4 NW1/4 of Section 5 and the well authorized in the SW1/4 SW1/4 Section 32 by Water Permit No. 5421-3, I believe it is important to resolve this issue.

Please forward and documentation of water use in the NW1/4 Section 5 at the soonest possible date. Feel free to contact me, if you have any questions.

Sincerely,

Eric Gronlund
Eric Gronlund
Water Rights Division
605 773-3352



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL

PIERRE SOUTH DAKOTA 57501-3181

April 14, 1992

John Waterbury
Box 762
O'Neill, NE 68763

Dear Mr. Waterbury:

I am writing as a follow-up to the water permitting situation for Water Right No. 1511-3, Elsie Grosch. Water Permit No. 1511-3 was originally issued for the N1/2 Section 5, T113N, R62W from two wells to be near the center of each quarter. This permit was licensed in 1973 for only the NE1/4 Section 5, T113N, R62W from two wells located near the center of the NE1/4 and just south of the N1/16 corner. You have claimed over the past year that the NW1/4 was developed at the same time as the NE1/4 and that the license was in error.

It has been a year since we began discussion on this situation! During your last visit to this office you indicated that you planned to apply for a new water permit to irrigate the NW1/4 from the well located in the NW1/4 NW1/4; all in Section 5, T113N, R62W to give you proper legal status. To date, an application has not been received. Enclosed is another set of water permit application forms.

Please let me know how you plan to proceed.

Sincerely,

Eric Gronlund
Eric Gronlund
Water Rights Division
605 773-3352

enclosure

(NW $\frac{1}{4}$) - Not on license

LICENSE FOR PERMIT NUMBER 1511-3

1. Legal location of wells: (2 wells) NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, T13N,
R62W

dams & structures: Center Pivot in center of NW $\frac{1}{4}$, Sec. 5, T13N, R62W

2. Well Information: Well Drilling Firm Pullman (NEW WELL) - Grosh drill
old well th

Completion Report Yes No ☒ No. of Wells 2 Depth ?
2nd well Casing a) diameter 14" #1 Screen a) type SS
Submersible Pump b) length b) length
15 HP Motor c) type Steel PVC Static Water Level
200-250 GPM CAPACITY Pump a) make Western Land Roller Motor a) make U.S. Electric High Thrust
Concrete well b) ~~size~~ # B 75571 ID model No. R-6234-03-422
c) size Head No. 8M 4 128 HC c) horsepower rating 60
d) capacity 500 gpm Type - RU, 1770 RPM
e) turbine pump - no. of stages
f) operating PSI

3. Distribution lines or canals

a) size 60' of 8" Above Ground Aluminum
b) type Aluminum & PVC
c) length 1420' + 60'

4. Dam Information:

a) height to crest m) Outlet tubes:
b) height to primary spillway 1) diameter
c) height to secondary spillway 2) type
d) crest width 3) valved (Y/N)
e) crest length 4) valve type
f) spillway length 5) location on structure
g) spillway width
h) approx. storage n) Category of Dam
i) approx. storage to crest
j) date constructed
k) inspection sheet completed (Y/N)
l) Name of Contractor

Conversation or File Documentation

NAME OF PERSON OR FILE: Greg Hofer - renterADDRESS: RR Box 57 Hildreth, SD COUNTY BeadleDATE: _____ TELEPHONE (605) 216-2803RE: Status of Water License 1511-3 (NE 1/4, Sec 5, T13N, R12W)

COMMENTS:

I inspected the lands under Water License No. 1511-3. The license states 135 acres were being irrigated in the NE 1/4 of Section 5, T13N, R12W from 2 wells producing a total of 1.9 cfs.

An inspection of the licensed point revealed that there were 2 center pivots in operation from 4 wells. The 2 wells and pivot in the NE 1/4 have been licensed.

The location of the wells and the acreage irrigated are shown on the accompanying map. Mr. Hofer thought the wells for the east pivot only produced 500-600 gpm, but he wasn't sure. It has been licensed for 1.9 cfs (850 gpm). The acreage was licensed at 135 acres, and that seemed correct.

On 8-30-89 I got hold of Allen Wright who takes care of the irrigation system. He said the two wells in NE 1/4 and smaller well in NW 1/4 were drilled by the landowner, Mr. Gursh. He did not leave any logs of the wells. He was a well driller &

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Dennis M. Brander

Water Rights Division - DWNR
Conversation or File Documentation

File No. 1511-3
(cont)

NAME OF PERSON OR FILE: _____

ADDRESS: _____ COUNTY _____

DATE: _____ TELEPHONE _____

RE: _____

COMMENTS:

just drilled his own wells. The new well in the NW $\frac{1}{4}$ was drilled by Pullman in April or May of this year. He was going to see if ^{Pullman} ~~he~~ had the log yet, and he would have him send it in.

Mr. Wipt thought the NW $\frac{1}{4}$ wells & pivot would not be able to pump over 700 GPM, and that the NE $\frac{1}{4}$ wells & pivots could pump 700-800 GPM. Mr. Wipt said the Irrigation Questionnaire should be sent to him at:

Allen Wipt

RR 1, Box 77

Frankfort, SD 57440

Included is an inspection sheet for the NW $\frac{1}{4}$ system.

Mrs. Groch will need to add 12.8 acres, 2 wells and increase the diversion rate by 1.56 cfs. New soil/water will be needed.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Theresa M. Bravelon

(NW $\frac{1}{4}$) - Not on license

LICENSE FOR PERMIT NUMBER 1511-3

1. Legal location of wells: (2 wells) NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, T113N,
R62W

dams & structures: Center Pivot in center of NW $\frac{1}{4}$, Sec. 5, T113N, R62W.

2. Well Information: Well Drilling Firm Pullman (NEW WELL) - Grosh drilled
old well there

Completion Report Yes No ☒ No. of Wells 2 Depth ?

2nd Well Casing a) diameter 14" #1 Screen a) type SS
Submersible Pump b) length _____ b) length _____
15 HP Motor c) type Steel PVC Static Water Level _____
200-250 GPM CAPACITY Pump a) make Western Land Roller Motor a) make U.S. Electric High Thrust
Concrete well b) ~~Serial~~ # B 75571 b) ^{ID} model No. R-1234-03-482
c) size Head No. 8M 4 120 HC c) horsepower rating 60
d) capacity 500 gpm Type - RU, 1770 RPM
e) turbine pump - no. of stages _____
f) operating PSI _____

3. Distribution lines or canals

Above Ground Aluminium

a) size 60' of 8" then 1420' of underground pvc (8")
b) type Aluminium & PVC
c) length 1420' + 60'

4. Dam Information:

a) height to crest _____ m) Outlet tubes:
b) height to primary spillway _____ 1) diameter _____
c) height to secondary spillway _____ 2) type _____
d) crest width _____ 3) valved (Y/N) _____
e) crest length _____ 4) valve type _____
f) spillway length _____ 5) location on structure _____
g) spillway width _____
h) approx. storage _____ n) Category of Dam _____
i) approx. storage to crest _____
j) date constructed _____
k) inspection sheet completed (Y/N) _____
l) Name of Contractor _____

5. System Type a) sideroll:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make T & L
- 2) number of towers 10
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) (Y)
- 6) high or low pressure High (20 PSI)
- 7) make & size of nozzles _____
- 8) capacity (GPM) 760 (1.56 cfs)

g) siphons

- 1) size _____
- 2) number _____

NOTE:

For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project 1511-3

Yes	No	Check Items
---	☒	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit? <u>Wells & lands not permitted</u>
---	☒	2. Special qualifications to permit being abided by? <u>Not permitted</u>
☒	---	3. All structures, wells and lands on map?
---	☒	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period? <u>Not permitted</u>
---	☒	5. Is chemigation used?
---	---	6. If yes, does equipment comply with chemigation rules?

REMARKS:



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

October 2, 1995

Elsie M. Grosch
Grosch Brothers
P.O. Box 762
O'Neill, NE 68763

Dear Ms. Grosch:

On September 26, 1995, an inspection of your Water Permit No 5671-3 and Water License No. 1511-3 was conducted. At the time of inspection, Mr. Gilbert indicated that chemicals are run through the irrigation system. The chemigation equipment was not hooked up, but was inspected for compliance with South Dakota Chemigation Rules.

If you do intend to chemigate, your equipment must meet the standards set forth by South Dakota Codified Laws 34A-2A-2 and 3, and the Chemigation Rules, Chapter 74:02:09. The condition of your system at the wells does not meet present standards. After you update your chemigation equipment to meet present standards, please notify me so that I may continue with the licensing of Permit No. 5671-3.

Please find enclosed a copy of the SDCL Chapter 34A-2A-2 and 3, and the Chemigation Rules, Chapter 74:02:09. If you have any questions, please feel free to contact me.

Sincerely,

Lynn Beck
Natural Resources Engineer III
(605) 773-3352

c: Jerry Gilbert, Irrigation Manager



1511-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUL 2 1996

5671-3

Elsie M. Grosch
Grosch Brothers
P.O. Box 762
O'Neill, NE 68763

Dear Ms. Grosch:

Enclosed is Water License No. 5671-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 414930 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5671-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Program
(605) 773-3352

ks
enclosures

NOTE: The applicable portions of Water Right No. 1511-3 have been incorporated into this Water License No. 5671-3.

c: Jerry Gilbert, Irrigation Manager, IIC 75, Box 84, Hitchcock, SD 57348