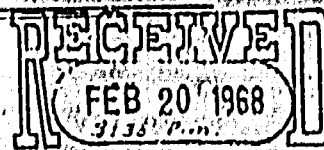


1522-3

1. Considered 3-20, 1968
2. Name of Applicant MARVIN G. ECKMANN
3. Post Office Address CAVOUR
4. Amount of water claimed 2.5
5. Source of water supply GROUND WATER & PEARL CREEK
6. Water to be used for IRRIGATION
- Acres to be irrigated 240
7. Water to be diverted and used in BEADLE county
about 6S 2W miles of CAVOUR
8. Proof of Publication Received ✓
Not received
9. Application Approved
Subject to
Not Approved
Action deferred

10. Remarks:

DOMESTIC WELL INST.
LOW FLOW BYPASS
ATTACHMENT

No. 1521-3Water 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 MARVIN D. ECKMANN
Postoffice address CAUDAR, County BEADIE, State SOUTH DAKOTA

I. If a corporation

- (a) Name of came
(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 MARVIN D. ECKMANN IRRIGATION PROJECT #1

3. Amount of water claimed 2.5 cubic feet per second

4. Source of water supply WELL ON CREEK

5. Location of point of diversion WELL 1650'S, 660' W. OF N. CORNER SECT 4, 109.60

CREEK ANYWHERE ALONG EAST BOUNDARY OF PROPERTY on WHERE CREEK ABANDONS CHANNEL TO MAKE DISCHARGE bank County CREEK BANK

6. Annual period or periods during which water is to be used APRIL thru oct

7. To be used for:

1. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? OVERHEAD SPRINKLING

- (a) Number of acres to be irrigated 240 acres

- (b) Legal subdivisions to be irrigated NE 1/4, 109.60 E 1/2, S 1/4, 33, 110.60
(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

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

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

- (a) Nature of use Name any of the above uses claimed

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

Amount claimed for engine cooling

- (c) Location of plant

- (d) Method of developing power

- (e) Point where water will be returned to stream

MAP # 1107-3

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, flum, 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 ----- 5 ----- 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 Daily Plainsman Huron

STATE OF SOUTH DAKOTA

County of BEADLE ss.

I, MARVIN ECKHART, 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.

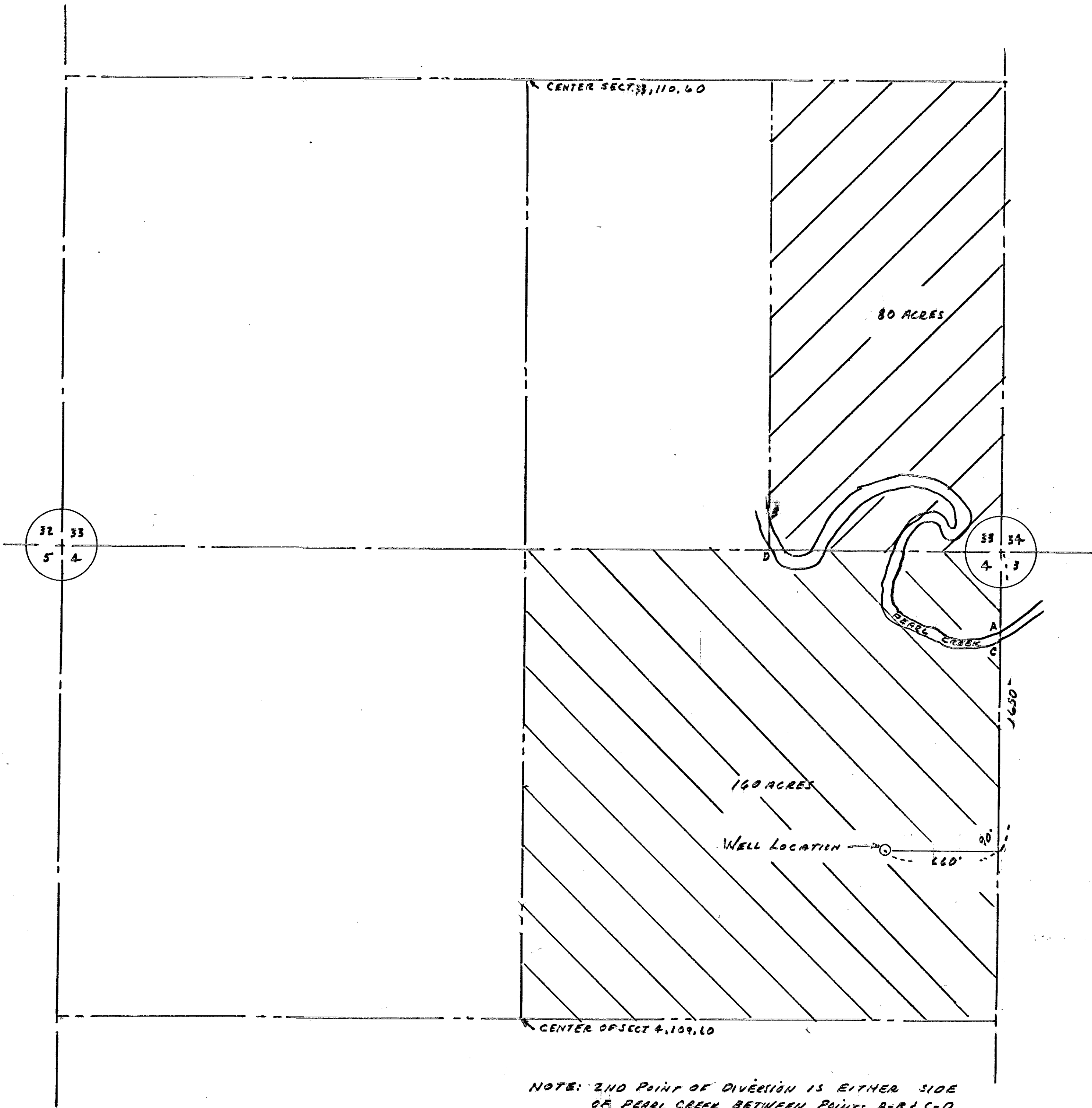
Signed Marvin Eckhart

Subscribed and sworn to before me this 15th day of Feb 19 68

Caroline Johnson
Notary Public (or other qualified officer.)

AREAS BY LEGAL SUBDIVISION

AREA	SECTION	TOWNSHIP	RANGE
80 ACRES	E 1/2, SE 1/4 - 33	110 N	60 W
160	NE 1/4 - 4	109 N	60 W
240 ACRES TOTAL			



NOTE: 2ND POINT OF DIVERSION IS EITHER SIDE OF PEARL CREEK BETWEEN POINTS A-B & C-D ADJUTING OWNERSHIP BOUNDARIES.

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 MARVIN G. ECKMANN,
SOLE OWNER, HAVE SHOWN THE LANDS PROPOSED TO BE IRRIGATED
WITHIN HIS OWNERSHIP BOUNDARIES ON JAN 10, 1968 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 10TH DAY OF JAN 1968

Harlan W. Meyer
REG. LAND SURVEYOR

STATE OF SOUTH DAKOTA) SS
COUNTY OF BEADLE)
SUBSCRIBED AND SWORN TO BEFORE ME THIS 10TH DAY
OF JAN. 1968.

Constance Johnson
NOTARY PUBLIC

MY COMMISSION EXPIRES MARCH 10, 1972



SCALE 1" = 400'

MARVIN G. ECKMANN IRRIGATION PROJECT NO 1
SHOWS AREA, WELL LOCATION AND CREEK DIVERSION
POINTS WHERE WATER WILL BE DIVERTED FOR
PERMIT TO APPROPRIATE WATER

OWNER
SURVEYOR

MARVIN G. ECKMANN
HARLAN W. MEYER
JAN 1968

Remarks by State Water Resources Commission:
This well is located near domestic wells which may obtain water from the same aquifer. If the well covered by this Permit to Appropriate Water depletes the domestic water supply, restrictions, to the extent necessary, of the capacity of this well or periods of operation or other arrangements will be required to protect the domestic water supply. LOW FLOWS OF PEARL CREEK AS NEEDED FOR DOWNSTREAM DOMESTIC USE, INCLUDING LIVESTOCK WATERING, MUST BE BY-PASSED.

STATE OF SOUTH DAKOTA
County of: HUGHES } ss.

Pierre, South Dakota, MARCH 26, 1968

This is to certify that the foregoing application was received by the Commission at 3:30 o'clock
p.m. upon the 20TH day of FEBRUARY, 1968

State Water Resources Commission
By: Durton J. Jones
for Chief Engineer, Executive Officer

Number of permit 1522-3

Date of first receipt of application FEBRUARY 20, 1968

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right FEBRUARY 20, 1968

Approved MARCH 20, 1968 Recorded in Book 10 Page 137

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
- 2nd. The whole of said work is to be completed on or before MARCH 20, 1973
- 3rd. 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 2.5 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:

APRIL THRU OCTOBER
Witness my hand this 26TH day of MARCH, 1968

State Water Resources Commission

By: McCormick
Chief Engineer, Executive Officer

Certificate of Construction Issued SEPTEMBER 22, 1970

Water License issued SEPTEMBER 22, 1970

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 30", Depth 120'

Type of casing STEEL
(wood, concrete, steel, etc.)

Size of casing 18", Thickness of casing STD

Length of casing 120. If collection gallery, length, size and depth of gallery _____

(b) Screens

Type of perforated screen _____

Size of perforated screen 18"
(diameter) (length)

Thickness of gravel pack 6', length of gravel pack 120'

(c) Water Bearing Materials

Distance to water _____ Character of water bearing materials: _____

SAND & GRAVEL

Thickness of water bearing material _____

(d) Pump and Motor

Type of pump _____
(centrifugal, propeller, mixed flow, etc.)

Name of pump _____, size _____

Kind of motor _____
(gasoline electric, diesel, etc.)

Horsepower _____, Name of Motor _____

(e) Complete well

Capacity _____ at drawdown of _____, Estimated cost _____

(f) Owner of land upon which well is located MARIE ECKMANN,
Name

CAVOUR, S. DAK
Address

(g) Distance to nearest existing wells

On same owner's property 40 rods. On property owned by others 80 rods

Form 15.

Permit No. 1522-3

Water Diversion No. 3 JAMES RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Marvin G. Echmann

_____ the holder _____ of
Permit No. 1522-3, issued upon Application No. 1522-3, bearing date of priority of February 20,
1968 authorizing the diversion of 2.5 cu. ft. per second of the waters of _____
ground water County of Beadle, State of South Dakota at _____
a point 1650' South and 660' West of the NE Corner, Section 4, T109N, R60W

_____, for irrigation

purposes, has 8 complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 2.0 cu. ft. per second of water.

Date September 22, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1522-3

(1) WHEREAS On the 20th day of February A. D. 19 68
Marvin G. Eckmann

made Water Right Application No. 1522-3 for a permit to use 2.5 cubic feet per second of the waters of ground water

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

(2) WHEREAS, On the 26th day of March A. D. 19 68
Permit No. 1522-3, with a date of priority of February 20, 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 2.0 cubic feet per second of water for beneficial use and;

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent.

for irrigating the following land:

Section 4, T109N, R60W, NE $\frac{1}{4}$ 160 acres

Section 33, T110N, R60W, E $\frac{1}{2}$ SE $\frac{1}{4}$ 80 acres Total Acres 240

(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 Marvin G. Eclmann of BHM Cavour, South Dakota the holder and owner of said permit No. 1522-3 a water right dating from February 20, 1968 to use of 2.0 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 hereinbelow mentioned, to be diverted at a point 1650' South and 60' West of the NE Corner, Section 4, T109N, R60W and conduct to and upon the NE 1/4, Section 4, T109N, R60W, and the E 1/4 SE 1/4, Section 33, T110N, R60W for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1522-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 22nd day of September A. D.
Nineteen Hundred and Sevency

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer - J.W. GRIMES

Form 8, Notice of Intention to
Appropriate Water

No. 1522-3

First Publication: On or before February 26, 1968

APPROPRIATION OF WATER

Office of State Water Resources
Commission, Pierre, S.D.
February 21, 1968

Notice is hereby given that Marvin G. Eckmann, whose postoffice address is Cavour, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.5 cubic feet of water per second of time from ground water and Pearl Creek through the Eckmann Irrigation Project #1, the point of diversion of which is to be located on either bank of said stream between points in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33, T110N, R60W, and a point in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 4, T109N, R60W, and from a well in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, of Section 4, T109N, R60W. Said water to be used for the purpose of providing irrigation on the following described land:

NE $\frac{1}{4}$, Section 4, T109N, R60W and E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 33,
T110N, R60W.

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.

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

State Water Resources Commission

By:

BURTON F. JONES
Water Rights Specialist

cc: Marvin G. Eckmann, Cavour, S.D.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Beadle } ss.

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

Feb. 26
Mar. 4
Mar. 11
Mar. 18

In each and every issue of the full number thereof, the first publication being made on the 26 day of February

1968 and the last publication on the 18 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 he was _____ the printer and publisher of the said newspaper.

Subscribed and sworn to before me this 26th day of February A. D. 1968

Notary Public Beadle County, S. D.

P. P. 2-26-68 11-1-1968 L. P. 3-11-68
APPROPRIATION OF WATER
Office of State Water Resources Commission
Pierre, S.D., February 21, 1968
Notice hereby given that Marvin G. Eckmann, whose postoffice address is Canyon, South Dakota, has made an application for appropriation of the waters of the State of South Dakota for a permit to appropriate for beneficial use 2.5 cubic feet of water per second of time from ground water and Pearl Creek through the Eckmann Irrigation Project No. 1, the point of diversion of which is to be located on either bank of said stream between points in the SE 1/4 Section 33, T10N, R60W and a point in the NE 1/4 Section 4, T10N, R60W, and from a well in the SE 1/4 Section 4, T10N, R60W, said water to be used for the purpose of providing irrigation on the following described land: NE 1/4 Section 4, T10N, R60W and E 1/4 Section 33, T10N, R60W. 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 after suitable time has elapsed for the consideration of any or all information presented.
State Water Resources Commission
BURTON F. JONES
Water Rights Specialist
No. 43 (adv.)
28.00

RECEIVED
FEB 27 1968

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Mrs. Ruth Culver 6-21-76

352-2379 Huron

owns farm

SE⁴3-109-60

7 S Cavour

Renter is Ervin Peterson

599-2312

Well ^{40' deep} has been
dry 3 days

Her Well is 1 Mile

352-5734 S of Bob Ingle ^{ARI Cavour}

Irrigation Wells

10 ^{irrigation} wells in area

2 Eckmann's

352-5515 Ronald ^{ARI Cavour} Malone

Sheldon Hein

call her 10:00 a.m. Tue

~~Melvin Eckmann~~
~~1736-3~~
~~Wells NW⁴ 27-110-60~~
~~110' well~~

I called 6-21-76
352-5734 ^{Mrs} Robert Ingle (Mary P. Ingle)
SW⁴ 34 - 110 - 60
95' well

I called 6-21-76
599-2200 Marvin Eckmann
NE⁴ 4-109-60
120' deep

SB 5 6-109-60

SB 6 36-109-60

6-22-76

Eckmann called and
advised that Mrs
Culver was going to
drill new well

Old well 30' of 3"
casing & then 1½"
can not lower pump

I called Mrs Culver
& talked to her
about this also.

Permit No. 1522-3Water 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 MARVIN G. ECKMANN of CAVOLI holder of Permit No. 1522-3, bearing date of priority of FEBRUARY 20, 1968 authorizing the diversion of 2.5 cu. ft. per second of the waters of GROUND WATER for IRRIGATION purposes, in BEADLE County.

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

The Water Use System consists of,

A. Works used to divert the water:

114' DEEP WELL W/ 16.5" FIBREGLAS CASING
LAYNE BOWSER 8" PUMP SET AT 90' DEPTH
POWERED BY CHRYSLER IND. #52 PROPANE MOTOR

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

1100' OF 6" MAINLINE

C. Works used to apply water to beneficial use.

4 - 1320' 4" TOWNLINES W/ RAINBIRD #30
3/16 SPRINKLER HEADS RATED @ 225 G.P.M.

The system is in the following condition: GOOD

The point of diversion is located 1650' ± 660' W of NE CORNER,
SECTION 4, T109N, R60W

The 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 IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: FOR IRRIGATING THEFOLLOWING LAND IN SECTION 4, T109N, R60W

<u>NE²</u>	<u>160 ACRES</u>
<u>E²SE²</u>	<u>80 ACRES</u>

comprising a total of 240 acres of land.Date AUGUST 27, 1970

Burton Jones
 (Signature)

WATER RIGHT SPECIALIST
 WATER RESOURCES COMMISSION



1522-3

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

January 9, 1998

NOTICE

TO: MARVIN G ECKMANN, 1840 WISC. SW, 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) 1522-3. 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) 1522-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

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

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

Read on the reverse side.

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4c, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

1502-3

MARVIN G ECKMANN
1840 WISC. SW
HURON SD 57350

4a. Article Number

2179 157 193

4b. Service Type

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

7. Date of Delivery

1/10

5. Received By: (Print Name)

David L. Johnson

6. Signature: (Addressee or Agent)

X

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

Is your RETURN

Thank you for using Return Receipt Service.

1522-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 14, 1998

1522-3

Marvin G Eckmann
1840 Wisconsin SW
Huron, SD 57350

Dear Mr. Eckmann:

I am writing to acknowledge receipt of your 1997 irrigation questionnaire. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit No. 1522-3.

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

If you have any questions, please contact me.

Sincerely,

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 14, 2005

No. 1522-3

Scot Eckmann
21419 409th Ave
Cavour SD 57324

Dear Mr. Eckmann:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 1522-3. The water right is currently listed in the name of Marvin G Eckmann.

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

Karen Schlaak
Water Rights Program
605 773-3352
email: 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

No. 1522-3

Date: _____

I/We request that Water Right No. 1522-3

formerly owned by: Marvin G Eckmann

be transferred to: (name & address) Scot Eckmann, 21419 409th Ave, Cavour SD 57324

Telephone No. 605 599-2906

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

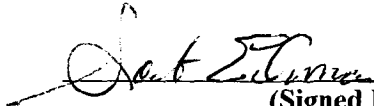
240 acres - NE 1/4 Sec 4-T109N-R60W, E 1/2 SE 1/4 Sec 33-T110N-R60W

I/We understand that the validity of Water Right No. 1522-3 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 Scot Eckmann, 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.

RECEIVED
DEC 19 2003
WATER RIGHTS
PROGRAM

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date December 19, 20 05

RECEIVED OF Scot Eckmann, 21419 409th Ave, Cavour SD 57324

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 <u>1522-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

000000

By

Darlene White
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

December 20, 2005

1522-3

Scot Eckmann
21419 409th Ave
Cavour SD 57324

Dear Mr. Eckmann:

Thank you for following up on the ownership change for Water Right No. 1522-3. The transfer has been completed. The water right formerly listed in the name of Marvin G Eckmann is now listed in your name.

Enclosed is your Receipt No. 002090 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



1522-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 18, 2008

NOTICE

TO: SCOT ECKMANN, 21419 409TH AVE, CAVOUR, SD 57324

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2007 Irrigation Questionnaire(s)

Our records indicate that the 2007 Irrigation Questionnaire has not been submitted for Permit No(s) 1522-3 & 1793-3. The request for the Questionnaire was dated October 19, 2007. The Water Management Board has directed that owners of water permits who have not submitted the 2007 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 **10:00 am, March 11, 2008**, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1522-3 & 1793-3 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 **March 3, 2008**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:
<https://www.state.sd.us/eforms/secure/eforms/E0455V6-IQ.pdf>

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

1522-3

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SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 3967	
SCOT ECKMANN 21419 409TH AVE CAVOUR SD 57324	
Waiver of Signature ☐ YES ☐ NO	
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POSTAL CUSTOMER: Keep this receipt. For Inquiries: Access internet web site at www.usps.com or call 1-800-222-1811	
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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 11, 2008

1522-3
1793-3

Scot Eckmann
21419 409th Ave
Cavour SD 57324

Dear Mr. Eckmann:

I am writing to acknowledge receipt of your 2007 irrigation questionnaires. You may disregard the January 18, 2008, "Notice" concerning reporting requirements for Water Right Nos. 1522-3 and 1793-3.

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

If you have any questions, please contact me.

Sincerely,

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



7522-47
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2009

NOTICE

TO: SCOT ECKMANN, 21419 409TH AVE, CAVOUR, SD 57324

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire has not been submitted for Permit No(s) 1522-3 & 1793-3. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 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 **10:00 am, March 11, 2009**, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1522-3 & 1793-3 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 **March 6, 2009**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:
<https://www.state.sd.us/eforms/secure/eforms/E0455V7-IQ.pd>

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

1522-3

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Label/Receipt Number: 2303 2160 0000 0802 5497
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United States Postal Service



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Signature Confirmation

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 5497

SCOT ECKMANN
21419 409TH AVE
CAVOUR SD 57324

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

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Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com
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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

February 18, 2009

1522-3
1793-3

Scot Eckmann
21419 409th Ave
Cavour SD 57324

Dear Mr. Eckmann:

I am writing to acknowledge receipt of your 2008 irrigation questionnaires. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right Nos. 1522-3 and 1793-3.

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

If you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script that reads 'Genny McMath'.

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



1522-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: SCOT ECKMANN, 21419 409TH AVE, CAVOUR, SD 57324

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire has not been submitted for Permit No(s) 1522-3 & 1793-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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 **Wednesday, February 26, 2020 at 8:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1522-3 & 1793-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **February 26, 2020** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: SNMEOK**

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 28, 2020

1522-3
1793-3

Scot Eckmann
21419 409th Ave
Cavour SD 57324

Dear Mr. Eckmann:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right Nos. 1522-3 and 1793-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script that reads "Genny McMath".

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

1522-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 22, 2018

1522-3

Scot Eckmann
21419 409th Ave
Cavour SD 57324

Dear Mr. Eckmann:

I am contacting you in regard to your Water Right No. 1522-3 (copy enclosed).

On the 2017 irrigation questionnaire for No. 1522-3, you indicated the use had been abandoned. Typically when an irrigator abandons the use of water as authorized under a water right, the water right is scheduled for cancellation consideration.

Prior to doing anything with the water right I wanted to write and get confirmation from you that you have indeed made a decision to discontinue irrigation on the land described in the water right. Our records show the land was last irrigated in 2002. During that time frame, you have made notations on the irrigation questionnaires that the system and the well are in need of repair. Many of the years you also mentioned you had sufficient water and did not need to irrigate.

Under South Dakota Water Law, water must be placed to beneficial use for the purpose it was appropriated at least once every three years in order to maintain a water permit. This three year period may be waived if legal excuse exists for the years of nonuse. Enclosed are excerpts of the water right laws and Water Management Board Rules dealing with these issues.

•Please get in touch with me concerning your intent towards the water right. Thank you in advance for your help.

Sincerely,

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2026

NOTICE

TO: SCOT ECKMANN, 21419 409TH AVE, CAVOUR, SD 57324

FROM: Ron Duvall, Engineer III
for Adam Mathiowetz, PE, Acting Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaire(s)

Our records indicate your 2025 Irrigation Questionnaire has not been submitted for Permit No(s) 1522-3 & 1793-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held on **Wednesday, March 4, 2026 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1522-3 & 1793-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 4, 2026** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Shannon Konst at (605) 773-3352 or email at shannon.konst@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: NCFCQY**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

1522-3 & 1793-3

January 28th, 2026

SCOT ECKMANN
21419 409TH AVE
CAVOUR SD 57324

Dear Mr. Eckman,

I am writing to acknowledge receipt of your 2025 irrigation questionnaire(s).

You may disregard the January 20, 2026, "Notice" concerning irrigation reporting requirements for your water permit/right(s). The information was received in our office prior to the Water Management Board meeting, and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Shannon Konst
Water Rights Program
605 773-8204
Shannon.konst@state.sd.us