

Considered: _____

WATER PERMIT NO. 1677A-3

Phone: 356-2742

Name of Applicant: Burnett Quam

Post Office Address: Rt. 1, Box 222, Elk Point, SD 57025

Amount of Water Claimed: No Add'l Total Acres: No Add'l

Source of Water Supply: 3 well (2 additional)

Water to be used for: irrigation County: Union

About 13 miles SE of Alcester

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

F.F.& C/L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY Date Received: May 31, 1990 Fee: \$50.00 Remarks An inspection found 3 wells when only one was originally permitted. Applic. is for the 2 add'l wells

Corrected Application Received _____ Period of Annual Use _____

WATER QUALITY APPROVAL RECEIVED 7/19/90 APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES _____ NO _____ REMARKS _____

Diversion Point: SE1/4 SW1/4 Section 7, NE1/4

NW1/4 Section 18; all in T93N-R48W

Land to be Irrigated: _____

Well Log: Driller: _____ Licensed YES _____ NO _____

Depth of Well: 50 feet REMARKS _____

Type of Map: ASCS Aerial PREPARED BY: David Brown Reviewed and the Number

Assigned on 7/20/90 By Eric Gronlund

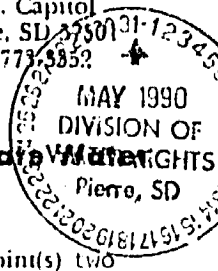
Date Recd. - June

Mail to: Water Rights Div.
523 E. Capitol
Pierre, SD 57501
(605) 773-3852

(See instruction 5)

No. 1677A-3 Hydrologic Unit 16170204
Basin Elk Point
Newspaper Leader-Courier, Box 510, Elk Point,

SD 57025



Application For Soil/Water Comparability Permit and Permit To Appropriative Water Rights

Type of Application: ☐ New ☐ Vested Right ☒ Amend Permit No. 1677-3
☐ Change Acreage ☐ Change diversion point(s) ☒ Add diversion point(s) two
☐ Add Acreage ☐ Increase diversion rate ☐ Other _____

1. Name of Applicant Burnett Quam Phone No. 356-2742

Post Office Address Rt 1, Box 222, Elk Point State SD 57025
(Street, RR or Box) (City) Zip Code

2. Amount of water claimed (c.f.s.) no additional Total acres irrigated no additional

3. Source of Water supply ground water

4. Location of point of diversion two wells: at a point 2210 feet east and 660 feet north of the SW corner of Section 7; and at a point 2250 feet east and 1300 feet south of the NW corner of Section 18, all in T93N R48W County Union

5. Counties where water will be used Union

6. Annual period during which water is to be used April 1 - October 31

7. List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each. No additional land, same land as specified under Water Permit No. 1677-3, all in T93N R48W

Land Description	No. Acres Irr.
SW1/4 SE1/4 of Sec. 7	33
NW1/4 SE1/4 of Sec. 7	32
SE1/4 SW1/4 (Lot 1) of Sec. 7	33
NE1/4 SW1/4 (Lot 1) of Sec. 7	32

Land Description	No. Acres Irr.
NW1/4 NE1/4 of Sec. 18	33
SW1/4 NE1/4 of Sec. 18	33
NE1/4 NW1/4 (Lot 1) of Sec. 18	33
SE1/4 NW1/4 (Lot 1) of Sec. 18	33

Attach sheet if more space is needed

8. Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: (two) Gun: gun Other: _____ (Specify) _____

9. Crops to be Irrigated: Corn + Soybeans

10. Give a description of proposed project. (Attach sheet if more space is needed)

Existing irrigation system which was inspected September 14, 1989 by the Division of Water Rights. Three wells are currently used to supply water for the irrigation system. Only one well is permitted under Water Permit No. 1677-3. This application is to add two additional diversion points to Water Permit No. 1677-3 and retain the April 14, 1969 priority date under Water Permit No. 1677-3. This amendment application is made pursuant to General Rules Chapter 74:02:01:14.01.

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 Union)^{ss}

I, Burnett Quam, 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 Burnett Quam

Subscribed and sworn to before me this 28 day of May 1990

Comm. Expires 11-6-90

E. J. Bickel
Notary Public

Supplemental Information

(type or print in ink)

existing

1. Well Information - ~~new~~ construction Well No. 2 - 2210' east and 660 feet north of the SW corner of Section 7, T93N R48W

- a) Drill Hole Diameter 3' Depth 30'
- b) Casing Type Steel Diameter 30" 3" Thickness 3"
- c) Screen Type Steel Diameter Thickness
- d) Gravel Pack Thickness 30" Length of Gravel Pack 16"
- e) Depth to Top of Water Bearing Material 20'
- f) Depth to Water (ground surface to water level) 30'
- g) Distance to nearest existing domestic well:
- On applicants property 400' N.E. On property owned by Other

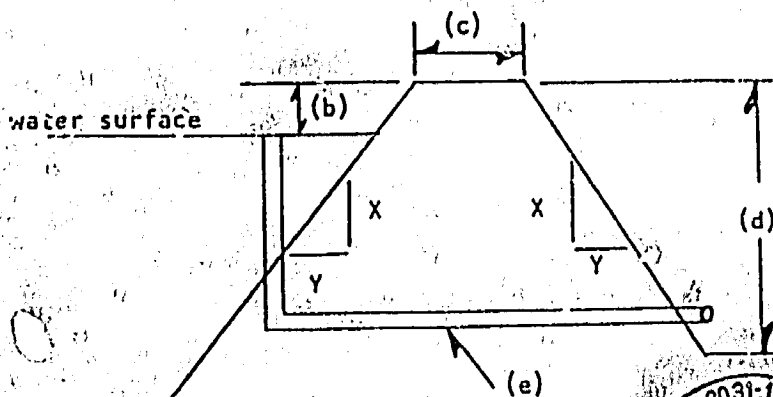
2. Dugout Information Estimates

- a) Surface Dimensions 5' 13" x 5' Depth 5'
- b) Depth to water (ground surface to water level) 5'

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard 4'c) Crest Width Crest Length d) Height e) Primary Outlet Capacity
If Pipe, diameter f) Secondary Spillway Capacity
Spillway width g) X & Y Slope
Upstream Downstream Surface Area of Impoundment Storage acre feetDrainage area above dam

Signature of Applicant



Supplemental Information

(type or print in ink)

existing

1. Well Information - ~~Well~~ construction Well No. 3 - 2250' east and 1300' south of the NW corner of Section 18, T93N R48W, --

- a) Drill Hole Diameter 3" Depth 50'
- b) Casing Type Cement Diameter 30" Thickness 3"
- c) Screen Type Slot Diameter _____ Thickness _____
- d) Gravel Pack Thickness 45' 30" Length of Gravel Pack 75' 00"
- e) Depth to Top of Water Bearing Material 20'
- f) Depth to Water (ground surface to water level) 31' 00"
- g) Distance to nearest existing domestic well: _____
- On applicants property 1 well On property owned by others 0

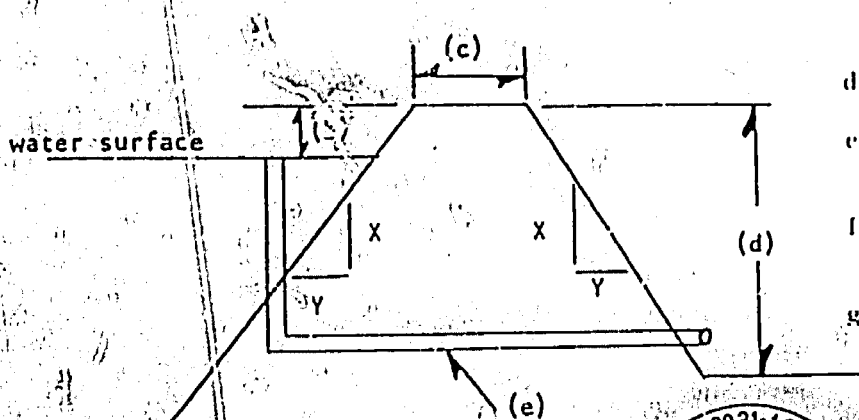
2. Dugout Information Estimates

- a) Surface Dimensions Water Right Depth 5'
- b) Depth to water (ground surface to water level) 8'

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address



- b) Freeboard _____
- c) Crest Width _____
- Crest Length _____
- d) Height _____
- e) Primary Outlet Capacity _____
If Pipe, diameter _____
- f) Secondary Spillway Capacity _____
Spillway width _____
- g) X & Y Slope
Upstream _____
Downstream _____
- Surface Area of Impoundment _____
- Storage _____, acre feet
- Drainage area above dam _____

Burnett P. Quinn
Signature of Applicant



Department of Agriculture
Will
5/87

SOIL/WATER COMPATIBILITY PERMIT
Division of Conservation

Office Use Only

4516

WRH

OWNERS NAME: MURKIN QUINN OWNERS ADDRESS: Route 1, Box 222
NE POPE, SOUTH DAKOTA 57020

COUNTY LAND LOCATED IN: DATON PHONE: 336-2742

LEGAL DESCRIPTION: ☒ Wells ☐ Surface
1. LOCATION Two wells: 2210' east & 660' north of NW corner 7-T93N-R48W; and 2250' east &
1300' south of NW corner 18-T93N-R48W

Legal Description	Acres	Legal Description	Acres
SW 1/4 Sec 18, 7-T93N-R48W	33	SW 1/4 Sec 18, 18-T93N-R48W	33
SW 1/4 Sec 18, 7-T93N-R48W	33	SW 1/4 Sec 18, 18-T93N-R48W	33
SW 1/4 Sec 18, (Lot 1) 7-T93N-R48W	33	SW 1/4 Sec 18, (Lot 1) 18-T93N-R48W	33
SW 1/4 Sec 18, (Lot 1) 7-T93N-R48W	33	SW 1/4 Sec 18, (Lot 1) 18-T93N-R48W	33

2. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: ☒ GUN: _____ OTHER: _____
(Specify) _____

3. CROPS TO BE IRRIGATED: Corn and Beans

WATER QUALITY:

4. WATER SAMPLE NUMBER: _____ 7. ADJUSTED (SAR): _____
5. SALINITY (EC X 10⁶): _____ 8. PERCENT SODIUM: _____
6. SODIUM (SAR): _____

Requirements:

[Signature]
Director, Division of Conservation

June 20, 1990

Date

APPROVED

DISAPPROVED

XXX WAIVER

REQUIREMENTS

Soil/water permits will be recorded by the Department of Agriculture, with the County Register of Deeds.



SOUTH DAKOTA
WATER PERMIT No. 1677A-3 FOR IRRIGATION

Date of first receipt of application May 31, 1990.

Date Soil/Water Compatibility Permit received July 19, 1990.

The Water Management Board approved Water Permit Application No. 1677A-3 on October 3, 1990 for Burnett Quam, Rt. 1, Box 222, Elk Point, SD 57025 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 1677A-3 amends Water Permit No. 1677-3 to include 2 additional wells. Water Permit No. 1677-3 authorizes a water appropriation of 4.4 cubic feet of water per second from one well located in the SE1/4 SW1/4 Section 7 T93N-R48W to irrigate 310 acres located in the W1/2 SE1/4, Lot 1 (SW1/4) Section 7; and W1/2 NE1/4, Lot 1 (NW1/4), Section 18; all in T93N-R48W. An inspection of Permit No. 1677-3 found 3 wells constructed to irrigate 262 acres. The 2 additional wells are located in the SE1/4 SW1/4 Section 7, NE1/4 NW1/4 Section 18; all in T93N-R48W. This Permit does not authorize any increase in diversion rate or in the acres irrigated.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 - October 31.
3. The date from which applicant may claim right is April 14, 1969.
4. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: _____

John H. H. H.
Chief Engineer, Water Rights Division
Department of Water and Natural Resources

DEC 19 1990

(date)



Department of Water & Natural Resources

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

DEC 19 1990

Burnett Quam
Rt 1 Box 222
Elk Point, South Dakota 57025

Dear Mr. Quam:

Enclosed is Water Permit No. 1677A-3 as approved by the Water Management Board authorizing your water diversion system and the application of water beneficial use, not exceeding the limits as specified in the Water Permit.

The final inspection has been completed on this Permit, and we are ready to issue the Water License. Statutes require we charge \$50 for the inspection and issuance of the final papers. Upon receipt of this amount the Water License will be sent to you.

Very truly yours,

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

enclosures

Report on
Water Permit Application No. 1677A-3
Burnett Quam
August 21, 1990

Introduction

Water Permit Application No. 1677A-3 is to amend Water Permit No. 1677-3. Water Permit No. 1677-3 authorizes use of 4.4 cubic feet of water per second from one well located in the SE1/4 SW1/4 of Section 7, T93N, R48W. Three hundred ten acres are authorized for irrigation under Water Permit No. 1677-3. The land is located in the W1/2 SE1/4, Lot 1 SW1/4 Section 7; W1/2 NE1/4, Lot 1 NW1/4 Section 18; all in T93N, R48W.

Only one well is authorized for construction under Water Permit No. 1677-3. A field inspection of Water Permit No. 1677-3 conducted by David Brown, Division Engineer, on September 14, 1990, found that three wells are currently used to irrigate 262 acres. This application is to amend Water Permit No. 1677-3 to include the two additional wells. This application does not authorize any increase in diversion rate or irrigated acreage under Water Permit No. 1677-3.

Aquifer - Big Sioux South (BS:S)

The BS:S is a surficial aquifer composed of glacial and fluvial sands and gravels with clay and silt stringers. The BS:S aquifer has an aerial extent of 49,000 acres with an estimated 163,740 acre feet of recoverable water in storage (Hedges, et. al, 1982).

Average annual recharge to the BS:S aquifer based upon observation well analysis is estimated to be 4.1 inches per year (Hedges, et al, 1983). This corresponds to 16,700 acre feet of water being added to the BS:S aquifer on an average yearly basis.

Twenty three permits are currently issued for withdrawals out of the BS:S aquifer. The 1989 irrigation questionnaires indicate that 8,037.06 acre feet is appropriated from the BS:S aquifer with the total reported pumpage being 1,308.05 acre feet (Division Files, 1990). The reported pumpage indicates that approximately 16% of the appropriated water from the BS:S is currently be used. To date, approximately 50% of the BS:S aquifer is available for appropriation.

No well logs are available for the two existing wells. The field inspection of the project found that the two wells (with 16 inch steel casing) are constructed. The depth of the wells is uncertain. Based upon past field inspections conducted by this office the two wells are believed to be 180 feet deep. However, the submitted information accompanying this application indicates well depths of 50 feet. In either instance, the two wells are believed to be constructed into the BS:S aquifer.

Well logs in the area indicate that fine sand is found from 15 to 69 feet and coarse sand and gravel from 69 to 102 feet. There may be some connection between a surficial and basal system in the area. The depth to water varies seasonally but was estimated at 30 feet by the applicant. The depth to water was at 8 feet on a well log for an irrigation well within 1/2 mile of this permit which indicates that a slight artesian condition may exist in this area of the aquifer (WRD Drillers Logs, 1989). The BS:S aquifer is under predominately water table conditions.

Water Rights Division Observation Well UN-77G is located in the aquifer about 1 1/2 miles southwest of the applicant's wells. The water levels fluctuate 10 to 14 feet based on seasonal and annual climatic variations but no long term effects are evident (WRD Observation Well Logs, 1989).

Other water permits are located in the vicinity of the applicant's well, with the nearest well approximately 0.5 miles away (see Attachment No. 1). Because of the aquifer characteristics and adequate well spacing, no well interference is expected due to irrigation withdrawals under this permit application.

Existing Water Rights

There are nine existing Water Permits in the immediate vicinity (see Attachment No. 1 for locations) of this Water Permit Application. Table No. 1 lists the existing Water Permits in the area.

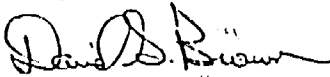
Table No. 1

Water Permit No.	Owner	Diversion Well rate (cfs)	Well Depth (ft)	Aquifer	Irrigated Land (acres)
50-3	Victor Clark	2.2	62	BS-S	158
* 342-3	Mrs. C R Mason	0.55	Big Sioux River		37.33
1677-3	Burnett Quam	4.4	180	BS-S?	310
2366-3	Robert Hebler	1.85	105	BS-S	136
3071-3	Victor Clark	0.86	62	BS-S	60
* 4818-3	Van Lunen Farm	5.00	Big Sioux River, not developed		
* 5054-3	Dale M. Keizer	2.21	Big Sioux River, not developed		
5341-3	Van Lunen Farm	2.67	54 & 58	BS-S	420
5343-3	Melvin Hitzemann	2.2	100	BS-S	160
	-5343-3 not yet developed				
5364-3	Van Lunen Farms	2.67	53	BS-S	220

Note: Asterisk denotes surface water used

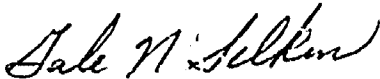
Conclusions

1. Permit Application No. 1677A-3 is requesting no additional acreage or diversion rate above the limits as specified under Water Permit No. 1677-3. This permit application is to add two additional wells to Water Permit No. 1677-3 and retain the April 4, 1969 priority date for the two additional wells. The irrigation wells have been used in the past with no reported adverse affects to adjacent irrigation wells or to domestic users.
2. The wells are drilled into the Big Sioux Aquifer - South Management Unit. This surficial aquifer may be connected to a lower lying basal aquifer. Unappropriated water is available from this aquifer.
3. An adjacent irrigation well is located about 0.5 miles from the applicant's wells. Because of the predominately watertable conditions and aquifer characteristics, no well interference is expected.



DAVID S. BROWN
Natural Resources Engineer II

Approved by:



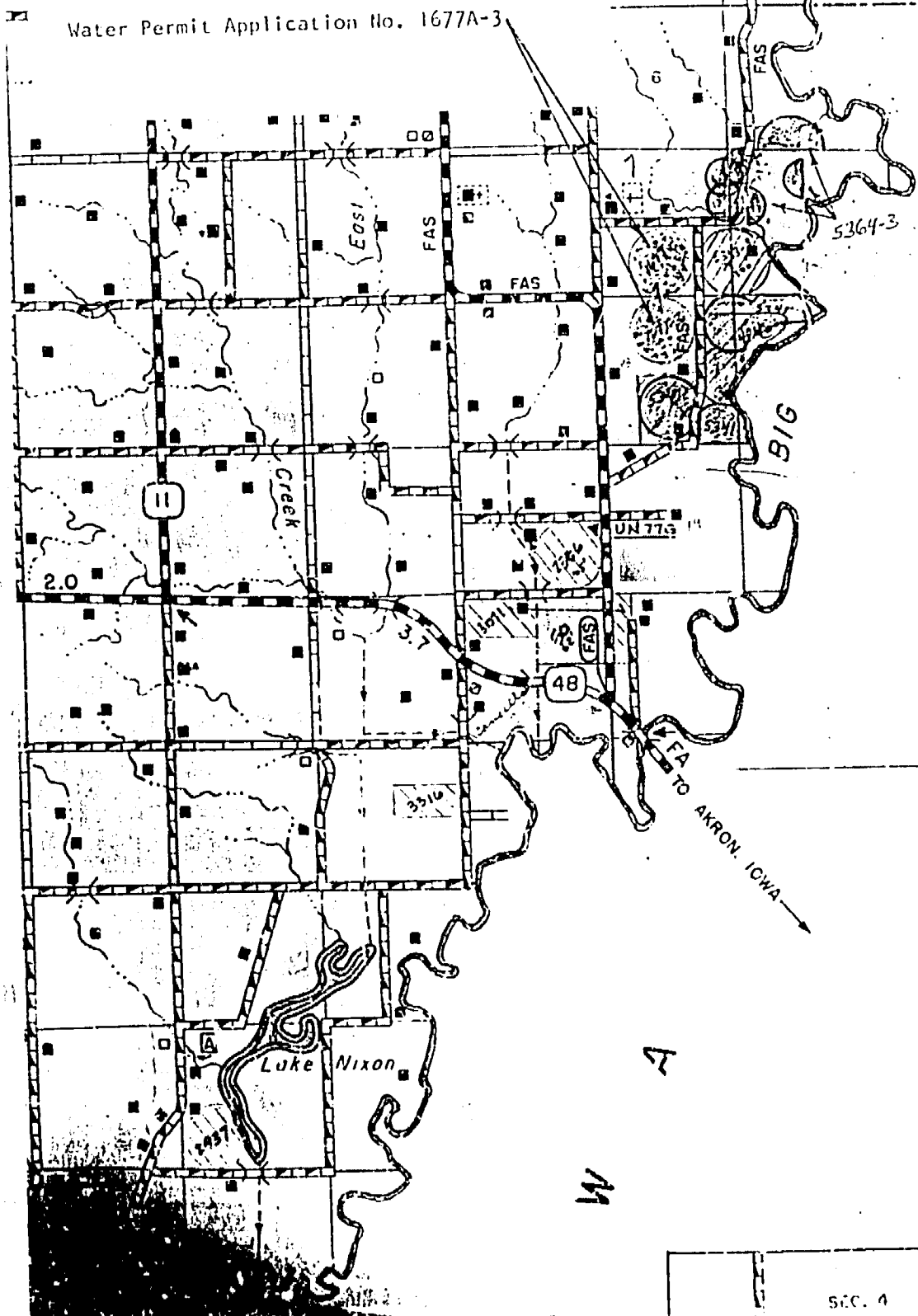
GALE N. SELKEN P.E.
Natural Resources Engineer IV

Bibliography

- Hedges, L.S., and others, 1982, Evaluation of Ground Water Resources Eastern South Dakota and Upper Big Sioux River, South Dakota and Iowa, Prepared for U.S. Army Corps of Engineers Planning Division by DWNR Geological Survey, Vermillion, SD.
- Hedges, L.S., J. Allen, and D.E. Holly, 1983, Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River South Dakota and Iowa. Task 7: Ground Water Recharge, Prepared for U.S. Army Corps of Engineers Planning Division by DWNR Geological Survey, Vermillion, SD.
- Water Rights Division, 1989, Drillers Logs, Observation Well Logs and Permit Files, DWNR, Joe Foss Bldg., Pierre, SD.

ATTACHMENT NO. 1

Water Permit Application No. 1677A-3



SEC. 4

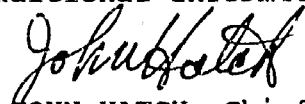
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1677A-3, Burnett Quam

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Water Permit Application No. 1677A-3, Burnett Quam, Rt. 1 Box 222, Elk Point SD.

The Chief Engineer is recommending APPROVAL of Application No. 1677A-3 because 1) the proposed diversion can be developed without unlawful impairment of existing rights, 2) the proposed use is a beneficial use and 3) in the public interest with the following qualifications:

1. The wells approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.

See report on application for additional information.


JOHN HATCH, Chief Engineer
August 22, 1990



Department of Water & Natural Resources

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

August 23, 1990

NOTICE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER RIGHT AWAY.

Burnett Quam
RR #1 Box 222
Elk Point SD 57025

Dear Mr. Quam:

Water Permit Application No. 1677A-3 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Leader-Courier printed at Elk Point SD. For your information, a copy of the notice is enclosed. Copies of the report and the Chief Engineer's recommendation are also enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Intent to Appropriate Water and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. We must receive Proof of Publication before the application can be considered by the Water Management Board.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures



Department of Water & Natural Resources

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

August 23, 1990

Leader - Courier
Box 310
Elk Point SD 57025

ATTN: Legal Publications:

Enclosed is a Notice of Hearing on Application No. 1677A-3 to be published twice. Please publish the first notice on or before August 30, 1990 with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is Burnett Quam, RR #1 Box 222, Elk Point SD 57025.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. The permit application cannot be considered by the Water Management Board until proof of publication has been received.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

CUT HERE

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to
Appropriate Water by Application No. _____ which was first published in our issue
of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name _____

Newspaper _____

Instruction to Newspaper - Publish first Notice on or before August 30, 1990 with 2nd publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1677A-3
to Amend Water Permit No. 1677-3

Notice is given that Burnett Quam, RR #1 Box 222, Elk Point SD 57025 has filed an application for a water permit to amend Water Permit No. 1677-3 to include 2 additional wells. Water Permit No. 1677-3 authorizes a water appropriation of 4.4 cubic feet of water per second from one well located in SE1/4 SW1/4 Section 7-T93N-R48W to irrigate 310 acres located in the W1/2 SE1/4, Lot 1 SW1/4 Section 7; and W1/2 NE1/4, Lot 1 NW1/4 Section 18; all in T93N-R48W. An inspection of Permit No. 1677-3 found 3 wells constructed to irrigate 262 acres. The 2 additional wells are located in the SE1/4 SW1/4, Section 7, NE1/4 NW1/4 Section 18; all in T93N-R48W. This application, if approved, does not authorize any increase in diversion rate or in the acres irrigated.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 1677A-3 because 1) existing rights will not be unlawfully impaired, 2) it is a beneficial use of water and 3) it is in the public interest. This application will be considered by the Water Management Board in the Community Room, Brule Co. Courthouse, 300 S. Courtland, Chamberlain, SD on October 3, 1990 at 10:00 am. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer or 4) deny this application based on the facts presented at the public hearing.

Any interested person that intends to participate in the hearing before the Board by presenting evidence or cross-examining witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and Chief Engineer by September 21, 1990. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)". The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application and the signature and mailing address of the petitioner or legal counsel if legal counsel is obtained. The applicant need not file a petition. Contact the Water Rights Division to request information on this application or to assure access to the hearing by the handicapped.

This hearing is an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. The time of the hearing will also be automatically delayed for at least twenty days upon written request to the Chief Engineer from the applicant or a petitioner. The request for a delay must be received by September 21, 1990.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County _____ Union _____) ss.



I, Lester E. Emerson

certify that the attached printed Notice was taken
from the The Leader-Courier

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 _____ Elk Point _____

County of _____ Union _____ and State _____
that the said notice was published in said r
following two dates:

Thurs. August 30, 1990

Thursday September 6 1990

[Signature]
(Signature)

[Title]
(Title)

September 6, 1990

(Date Signed)

exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. The time of the hearing will also be automatically delayed for at least twenty days upon written request to the Chief Engineer from the applicant or a petitioner. The request for a delay must be received by September 21, 1990.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; and Board of ARSD 74:02:01:01 thru 74:02:01:15.

ERIC GRONLUND
Natural Resources Engineer
Pub. Aug. 30 and Sept. 6.

NOTICE OF HEARING

On Application No. 1677A-3 to Amend Water Permit No. 1677-3

Notice is given that Burnett Quam, RR #1, Box 222, Elk Point, S. D. 57025 has filed an application for a water permit to amend Water Permit No. 1677-3 to include 2 additional wells. Water Permit No. 1677-3 authorizes a water appropriation of 4.4 cubic feet of water per second from one well located in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 7-T93N-R48W to irrigate 510 acres located in the W $\frac{1}{4}$ SE $\frac{1}{4}$, Lot 1 SW $\frac{1}{4}$ Section 7; and W $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 1 NW $\frac{1}{4}$ Section 18; all in T93N-R48W. An inspection of Permit No. 1677-3 found 3 wells constructed to irrigate 262 acres. The 2 additional wells are located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 18; all in T93N-R48W. This application, if approved, does not authorize any increase in diversion rate or in the acres irrigated.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 1677A-3 because 1) existing rights will not be unlawfully impaired, 2) it is a beneficial use of water and 3) it is in the public interest. This application will be considered by the Water Management Board in the Community Room, Brule Co. Courthouse, 300 S. Courtland, Chamberlain, S. D. on October 3, 1990, at 10:00 a.m. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer or 4) deny this application based on the facts presented at the public hearing.

Any interested person that intends to participate in the hearing before the Board by presenting evidence or cross-examining witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and Chief Engineer by September 21, 1990. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E. Capitol, Pierre, S. D. 57501 (605-773-3352)". The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application and the signature and mailing address of the petitioner or legal counsel if legal counsel is obtained. The applicant need not file a petition. Contact the Water Rights Division to request information on this application or to assure access to the hearing by the handicapped.

This hearing is an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer. These and other due process rights will be forfeited if not

Cost of Printing: 15.05

Dept. of Water and Natural Resources,

May 28, 1990

All three of my irrigation wells
were constructed prior to July 16, 1974.

Thank you,



Burnett Quorum



Department of Water & Natural Resources

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

April 18, 1990

Burnett Quam
RR 1, Box 222
Elk Point, SD 57025

Dear Mr. Quam:

On September 14, 1989, a routine field inspection of your irrigation system was conducted for licensing purposes. Water Permit No. 1677-3 authorizes the use of one well to irrigate 310 acres in the W1/2 SE1/2 and Lot 1 SW1/4 of Section 7, and W1/2 NE1/4 and Lot 1 NW1/4 of Section 18, T93N R48W.

The inspection found that you are using three wells to irrigate lands covered under Water Permit No. 1677-3. Since only one well is authorized under Water Permit No. 1677-3, an amendment to Water Permit No. 1677-3 is needed. The amendment will allow retention of the April 14, 1969 priority date for the two additional wells.

Enclosed are the partially completed application forms for obtaining an amendment for the two additional wells. Please complete the application forms following the instruction sheet and return the forms to this office. As required by statute, a \$50 fee must accompany the application.

The authorized construction period for Water Permit No. 1677-3 ended July 16, 1974. Via telephone, April 18, 1990, you indicated that all three of your irrigation wells were constructed prior to July 16, 1974. A letter signed by you stating this is needed before a Soil and Water Compatibility Permit waiver can be considered.

In summary, please fill out the partially completed application forms according to the instructions and return them along with a \$50 fee. Also, send us a letter indicating that all three of your irrigation wells were constructed prior to July 16, 1974.

If you have any questions, please feel free to give me a call.

Very truly yours,

David S. Brown
Natural Resource Engineer II
DWNR, Water Rights Division
(605) 773-3352

enclosures

Vermillion River Water District**Report Of Examination Of Works And/Or Application of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWNR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Burnett Quam of RR 1, Box 222, Elk Point, SD 57025 holder of Permit No. 1677A-3, bearing the priority of April 14, 1969 authorizing the diversion of 4.4 cu. ft. per second of the waters of ground water for irrigation purposes, in Union County.

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

A. Works used to divert the water:

- Well No. 1: Depth of well uncertain, approx. 180 feet total depth, 16 inch steel casing, length of screen unknown, no log, well driller out of business
Fairbanks Morris pump - Serial No. N2X2806210X, 12 M, 800 GPM, 3 stages, Impeller Diameter A
General Electric Motor - Model No. 5K6235XM501B, 30 HP
- Well No. 2: Depth of well uncertain, approx. 180 feet total depth, 16 inch steel casing, length of screen unknown, no log, well driller out of business
Johnson pump - Serial No. TKL0329, 3 stages, 800 GPM
US Electric motor, Frame No. 254TPA, Type AU WPI, 15 HP
- Well No. 3: Depth of well uncertain, approx. 180 feet total depth, 16 inch steel casing, length of screen unknown, no log, well driller out of business
Fairbanks Morris pump - 12 M, Serial No. N2X280621X, 3 stages, 1000 GPM, impeller Diameter A
U.S. Electric Vertical motor, R-2841-03-H-523 R2083242, 60 HP

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

- Well No. 1 - 15 feet of 8 inch aluminum pipe
Well No. 2 - 630 feet of 6 inch steel pipe
Well No. 3 - 15 feet of 8 inch aluminum pipe

C. Works used to apply water to beneficial use:

- Well Nos. 1 & 2 in series, S1/2 of Section 7 - Valley Center Pivot: 8 towers, Model No. 4865, Serial No. 46713, high pressure with end gun, total of 900 GPM between the two wells
- Well No. 3, N1/2 of Section 18 - Valley Hydromatic Center Pivot: 11 towers, Model No. 1260, Serial No. 14160, high pressure with end gun, 1000 GPM

The system is in the following condition good. The points of diversion are located: 1,291 feet north and 2210 feet east, 660 feet north and 2210 feet east of the SW corner of Section 7, T93N R48W; and 1300 feet south and 2250 feet east of the NW1/4 of Section 18, T93N R48W. The works are capable of diverting and conveying to the place of use 4.23 cu. ft. per second of water which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows: all in T93N R48W

<u>Section 7</u>	<u>Section 18</u>
<u>32 acres in the NE1/4 SW1/4</u>	<u>33 acres in the NE1/4 NW1/4</u>
<u>32 acres in the SE1/4 SW1/4</u>	<u>33 acres in the SE1/4 NW1/4</u>
<u>33 acres in the NW1/4 SE1/4</u>	<u>33 acres in the NW1/4 NE1/4</u>
<u>33 acres in the SW1/4 SE1/4</u>	<u>33 acres in the SW1/4 NE1/4</u>

comprising a total of 262 acres of land and the license should be issued for 3.74 cfs.

Application permit qualifications have been complied with X Yes No

Exceptions to compliance are: none Date September 14, 1989

Incorporation of Water Permit Nos.

1677-3 and 1677A-3.

David S. Brown

David S. Brown

Natural Resources Engineer II

DWNR, Water Rights Division

map reference corrected acreage.

*Summary
2/20/90*

5. System Type
- | | | | |
|----------------------------|--|-----------------------------|----------------------------------|
| a) sideroll: | | b) towline: | |
| 1) length | feet | 1) length | feet |
| 2) diameter of pipe | inches | 2) make, model & number of | |
| 3) make, model & number of | | sprinklers | |
| | | 3) spacing of sprinklers | |
| 4) spacing of sprinklers | feet | 4) nozzle size | |
| 5) nozzle size | <u>Well nos. 1 and 2 in series, and 3 respectively</u> | | |
| c) gun: | | d) center pivot: | |
| 1) make | | 1) make | <u>Valley, Valley Hydromatic</u> |
| 2) nozzle size | | 2) number of towers | <u>8, 11</u> |
| 3) capacity (GPM) | | 3) distance between towers | <u>150, 113</u> |
| 4) hose size | inches | 4) overall length | <u>1275, 1300 feet</u> |
| 5) hose length | feet | 5) end gun (Y/N) | <u>yes, yes</u> |
| e) gated pipe: | | 6) high or low pressure | <u>high, high</u> |
| 1) length | feet | 7) make and size of nozzles | <u>unknown, unknown</u> |
| 2) diameter | inches | 8) capacity | <u>900, 1000 (GPM)</u> |
| 3) spacing of gates | inches | | |
| f) portable boom: | | g) siphons: | |
| 1) make | | 1) size | inches |
| 2) nozzle size | | 2) number | |
| 3) capacity (GPM) | | | |

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 1677-3, incorporated with this license

Yes	No	Check Items
<u>X</u>	<u> </u>	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
<u>X</u>	<u> </u>	2. Special qualifications to permit being abided by?
<u>X</u>	<u> </u>	3. All structures, wells and lands on map?
<u>X</u>	<u> </u>	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
<u> </u>	<u>X</u>	5. Is chemigation used?
<u>NA</u>	<u> </u>	6. If yes, does equipment comply with chemigation rules?

REMARKS: Incorporate Water Permit Nos. 1677-3 and 1677A-3 into this Water License.

LICENSE FOR PERMIT NUMBER 1677A-3 Burnett Quar
Incorporation of Water Permit Nos. 1677-3 and 1677A-3

1. Legal location of wells: Well No. 1 - at a point 1,290 feet north and 2,210 feet east of the SW corner of Section 7, T93N R48W; Well No. 2 - 660 feet north and 2,210 feet east of the SW corner of Section 7, T93N R48W; and Well No. 3 - 1,500 feet south and 2,250 feet east of the NW corner of Section 18, T93N R48W

Dams and Structures none

2. Well Information: Well Drilling Firm Nichols Well and Pump Co., no longer in business

Completion Report? Yes No X No. of Wells 3 Depth(s) All approximately 180 feet

Casing a) diameter 16 inches Screen a) type unknown
b) length unknown feet b) length unknown feet
c) type steel Static Water Level unknown feet

Well Nos. 1, 2, and 3 respectively
Pump

a) make Fairbanks Morris, Johnson, Fairbanks Morris Motor a) make
b) Serial No. N2X2806210X, TKL0329, N2X2806210X b) model no.
c) size 12 M, unknown, 12 M Motor a) make General Electric
US Electric,
US Electric Vertical
d) capacity 800, 800 1000 GPM b) model 5K6235XM501B
Frame No. 254TPA,
R-2841-03-H-523 R2083242
e) turbine pump - no. of stages 3, 3, 3 c) horse power 30, 15, 60
f) operating PSI unknown, unknown, unknown

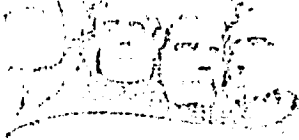
Well Nos. 1, 2, and 3 respectively
3. Distribution lines or canals

a) size 8, 6, 8 inches
b) type aluminum, steel aluminum
c) length 15, 630, 15 feet

4. Dam Information: NA

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

South Dakota



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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 11, 1991

SECOND NOTICE

Permit No. 1677A-3

NOTICE OF WATER LICENSE INSPECTION FEE REQUIREMENT

Burnett Quam
Rt 1, Box 222
Elk Point SD 57025

Dear Mr. Quam:

December 19, 1990 you were notified the final inspection fee of \$50.00 is due before Water License No. 1677A-3 can be issued. As of this date, the fee has not been received.

The fee is a final step in the legal process of obtaining and perfecting a water right and is required by SDCL 46-2-13(3). Upon receipt of the \$50.00 fee, your Water License will be sent to you. This is the final document for the perfection of your Water Right. A perfected water right is similar to a property right and once a water right is perfected, it cannot be lost as long as the water is used.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the License fee has been paid. Please submit the required fee immediately to avoid jeopardizing your water permit.

Very truly yours,

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

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested. 1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)	
3. Article Addressed to: Burnett Guam Rt 1, Box 222 EIK Point SD 57025	4. Article Number P 694 059 398 Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature - Addressee X Susan Guam	Addresssee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery	

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412889

Pierre, October 28, 1991

RECEIVED OF Furnett Quam Estate (Mark Quam) RR 1 Box 222, Elk Point, SD 57025

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. <u>1677A-5</u>	50	00
Fee for Filing Transfer Form _____		
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	50 00

By John Hatch / [Signature]
Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1677A-3

(1) Burnett Quam of RR 1, Box 222, Elk Point, SD 57025 made Application No. 1677A-3, May 31, 1990 for a water permit to appropriate no additional cubic feet of water per second from groundwater (two wells), Union County, South Dakota for irrigation purposes. Permit No. 1677A-3 with a priority date of April 14, 1969 (established by Permit No. 1677-3) was approved October 3, 1990 and issued to applicant(s) for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

Water Permit No. 1677A-3 amended Water Permit No. 1677-3 to include two additional wells. No. 1677A-3 did not authorize any increase in diversion rate or in acreage irrigated.

The applicable portions of Water Permit No. 1677-3 are incorporated into this Water License No. 1677A-3. An April 14, 1969 priority date is retained.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 3.74 cubic feet of water per second for beneficial use. The location of the diversion points are: Well #1 - 1,290'N and 2210'E of the SW corner, Well #2 - 660'N and 2210'E of the SW corner, Section 7, T93N, R48W and Well #3 - 1300'S and 2250'E of the NW corner Section 18, T93N, R48W.

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

T93N, R48W Section 7	NE 1/4 SW 1/4	32 Acres
	SE 1/4 SW 1/4	33 Acres
	NW 1/4 SE 1/4	32 Acres
	SW 1/4 SE 1/4	33 Acres
Section 18	NE 1/4 NW 1/4	33 Acres
	SE 1/4 NW 1/4	33 Acres
	NW 1/4 NE 1/4	33 Acres
	SW 1/4 NE 1/4	33 Acres
Total-----		262 Acres

(4) Pursuant to Section 46-5-30.1 Burnett Quam of RR 1, Box 222, Elk Point, SD 57025 the holder(s) and/or owner(s) of Incorporated No. 1677A-3 is issued a license to appropriate water, the right

to use 3.74 cubic feet of water per second from groundwater
(three wells) with a priority date of April 14, 1969 from the
location specified in (2) of this license. The water is to be
conducted to and upon lands specified in (3) of this license for
the purpose of irrigation. This license is subject to any
limitations or qualifications listed in Incorporated No. 1677A-3
and subject to South Dakota State Law.



FEB 19 1992

JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and
Natural Resources

South Dakota

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FEB 19 1992

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

1677A-3

Burnett Quam
RR 1, Box 222
Elk Point, SD 57025

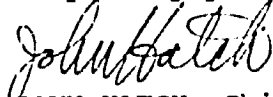
Dear Mr. Quam:

Enclosed is Water License No. 1677A-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412889 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. 1677A-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 Division
(605) 773-3352

enclosures

NOTE: The applicable portions of Water Permit No. 1677-3 are incorporated into this Water License No. 1677A-3. An April 14, 1969 priority date is retained.

RECEIPT

412253

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, June 4, 1990

RECEIVED OF BURNETT QUAM, RR #1 BOX 222 ELK POINT SD 57025

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

Fee for Application for Permit No. <u>1677A-3</u> to Appropriate Water, to construct works and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future Use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____		
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	50 00

By [Signature]
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

BURNETT QUAM
RR 1 BOX 222
ELK POINT SD 57025

NOTICE

RE: Violation of Water Permit No(s) 1677A-3

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

The hearing will be held at 9:15 am, March 4, 1992, 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 SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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 4th hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- 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 Fee will provide you the signature of the person delivered to and the date of delivery.

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:

1671A-3
BURNETT QUAM
RR 1 BOX 222
ELK POINT, SD 57025

4a. Article Number

P 906 557 732

4b. Service Type

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

7. Date of Delivery

01/29/92

5. Signature (Addressee)

Mark Quam

6. Signature (Agent)**8. Addressee's Address (Only if requested and fee is paid)**



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 28, 1992

1677A-3

Burnett Quam Estate
RR #2 Box 454
Elk Point, SD 57025

Dear Sir:

I am writing to acknowledge receipt of your 1991 irrigation questionnaire for Water Right No. 1677A-3. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaire was received prior to the Water Management Board meeting and your name was deleted from the agenda.

A notation was made on the questionnaire to change the name from Burnett Quam to Burnett Quam Estate. Enclosed is a partially completed "Notice of Transfer". Please have the form signed in the presence of a notary and returned to our office with a \$2.50 filing fee.

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

Sincerely,

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

Genny McMath
Natural Resources Analyst
Water Rights Division



1677A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING

523 EAST CAPITOL

PIERRE SOUTH DAKOTA 57501-3181

January 29, 1993

NOTICE

TO: BURNETT QUAM
RR 1 BOX 222
ELK POINT SD 57025

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Violation of Water Permit No(s) 1677A-3

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 16, 1992. The Water Management Board has directed that owners of water permits who have not submitted the 1992 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

The hearing will be held at 9:30 am, March 3, 1993, 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 SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaire(s) in(are) received in this office before the March 3rd hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- 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:

BURNETT QUAM
RR 1 BOX 222
ELK POINT SD 57025

Article Number

1677A-31-906-510 109

4b. Service Type

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

7. Date of Delivery

02-01-93

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

5. Signature (Addressee)

Mark Quam

6. Signature (Agent)

Thank you for using Return Receipt Service.

PS Form 3811, December 1991 • USGPO : 1992-307-530

DOMESTIC RETURN RECEIPT

MS Quam Farms

Mark and Susan Quam
RR. 2 Box ~~211A~~ 456
Elk Point, SD 57025
(605) 356-3312

Union County, South Dakota
Clay County, South Dakota
Plymouth County, Iowa



Feb. 27, 1993

Dept. of Environment and
Natural Resources,

I am writing concerning two matters. Thank you
for your co-operation.

First, the transfer of land (concerning the Water Right
No. 1677A-3 in Union County) in Sections 18 and 7 of
Sioux Valley Township (93N-48W) of Union County has not
yet been completed. Burnett Quam owned this
water right and the settlement of the estate is
continuing with closure probably in March. At that
time the paper work sent to me on ownership
transfer will be completed and sent to you.

Second, I have inadvertently misplaced the two
Irrigation Questionnaires sent to me for 1992. There
isn't, however, much to report. The farm described
above (93N-48W) in Union County had no irrigation
activity in 1992. Timely rain fell throughout the
year. The "Mark Quam farm" in Section 11 (Brule
Township 92N-50W) of Union County had very limited
→

activity, — again due to more than ample
rainfall. 65 acres of Soybeans were irrigated
for 18 hours (1000 gals. per min.) in June. That is
the only irrigation activity to report.

Again, thank-you for your co-operation —
and I'll be in contact with your office
as soon as ownership has transferred on the
Sioux Valley Township farm.

Very truly yours,
Mark Zuerch.



1677A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 8, 1993

THIRD NOTICE
WATER RIGHT NO. 1677A-3

Burnett Quam Estate
RR 2, Box 454
Elk Point, SD 57025

Dear Sirs:

On February 28, 1992 and December 18, 1992, notices were sent to you concerning the transfer of Water Right No. 1677A-3 in the name of Burnett Quam. To date, we have not heard from you on this matter.

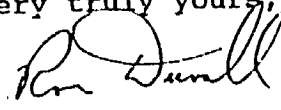
A transfer form was previously sent to you, enclosed is an additional form. Please sign, have notarized and return the form to this office with the required filing fee of \$2.50. The water right can then be transferred to your name. If you are not the present owner of the land covered under this water right, please notify this office. It is very important that ownership records be kept current. 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 be filed with this office within ninety days.

Failure to keep records current can mean a delay in receiving a notice or even no receipt of a notice that pertains to the water right. In some cases, a notice from this office includes an order which could result in up to one year suspension of a permit or other penalty if not complied with.

The Statutes provide that a permit for irrigation remains appurtenant to the land. If there is an ownership change; however, no such assignment (transfer) shall be binding except upon the parties thereto, unless filed for record in this office.

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

Very truly yours,


RON DUVAL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Division

enclosure

RECEIVED RATIO

ROLL NUMBER

DATE MICROFILMED

CAMERA OPERATION SIGNATURE

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- 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:

1677A-3

Burnett Quam Estate
RR 2, Box 454
Elk Point, SD 57025

4a. Article Number

P 318 052 506

4b. Service Type

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

7. Date of Delivery

3/11/93

5. Signature (Addressee)

Mark Quam

6. Signature (Agent)

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

Thank you for using Return Receipt Service.

PS Form 3811, December 1991

U.S. GPO: 1992-3-3402

DOMESTIC RETURN RECEIPT

1677A-3



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

March 11, 1993

1677A-3
2242-3

Mark & Susan Quam
RR #2 Box 456
Elk Point, SD 57025

Dear Mr. & Mrs. Quam:

I am writing to acknowledge receipt the information needed for your 1992 irrigation questionnaires for Water Right Nos. 1677A-3 and 2242-3. The information was taken from your March 1st letter. You may disregard the January 29, 1993, Notice of Violation of Water Permits.

The questionnaires were received prior to the Water Management Board meeting, and your names were deleted from the agenda.

With reference to the "Notice of Transfer" for Water Right No. 1677A-3 (Burnett Quam Estate), I have made a notation in the file that you intend to file the transfer of ownership as soon as the Estate is settled.

If you have any questions, please contact me.

Sincerely,

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

Genny McMath
Natural Resources Analyst
Water Rights Division
(605) 773-3352



1677A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 18, 1992

SECOND NOTICE
PERMIT NO. 1677A-3

Burnett Quam Estate
RR 2, Box 454
Elk Point, SD 57025

Dear Sir:

On February 28, 1992, notice was sent to you concerning the transfer of Water Right No. 1677A-3 in the name of Burnett Quam. To date, we have not heard from you on this matter.

A transfer form was previously sent to you, enclosed is an additional form. Please sign, have notarized and return the form to this office with the required filing fee of \$2.50. The water right can then be transferred to your name. If you are not the present owner of the land covered under this water right, please notify this office. It is very important that ownership records be kept current. 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 Genny McMath, (605) 777-3352.

Very truly yours,

RON DUVAL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Division

enclosure

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Fill in 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.

/// 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:

Burnett Guam Estate
RR. 2, Box 454
Elk Point, SD 57025

1677A-3

4a. Article Number

P 906 559 962

4b. Service type

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

7. Date of Delivery

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

5. Signature (Addressee)

6. Signature (Agent)

PS Form 3811, December 1991

U.S.G.P.O. : 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



1677A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

BURNETT QUAM
RR 1 BOX 222
ELK POINT SD 57025

NOTICE

RE: Violation of Water Permit No(s) 1677A-3

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, 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 SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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 April 1, 1994, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352

Is your RETURN ADDRESS on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- 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: 16774-3

BURNETT QUAM
RR 1 BOX 222
ELK POINT SD 57025

4a. Article Number

837 642 589

4b. Service Type

☐ Registered

☐ Insured

☒ Certified

☐ COD

☐ Express Mail

☐ Return Receipt for Merchandise

7. Date of Delivery

2-17-94

5. Signature (Addressee)

6. Signature (Agent)

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

PS Form 3811, December 1991 ☆ U.S.G.P.O. : 1992-207-520

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

1677A-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 9, 1994

NOTICE

TO: BURNETT QUAM
RR 1 BOX 222
ELK POINT, SD 57025

FROM: Ron Duvall, Natural Resources Engineer IV
For John Hatch, Chief Engineer,
Water Rights Division
(605) 773-3352

SUBJECT: April 6, 1994 Water Management Board Meeting --
Irrigation Questionnaire Violation(s)
RE: 1677A-3,

A handwritten signature in black ink, appearing to read 'Ron Duvall', is written over the 'FROM' section of the notice.

On February 16, 1994, a notice was sent to you concerning submission of the 1993 irrigation questionnaire(s). The time and location of the April 6th hearing have been changed.

The hearing is now scheduled as follows:

9:30 a.m., April 6, 1994, in the Conference Room of
the Floyd Matthew Training Center, Joe Foss Building,
523 E Capitol, Pierre, SD.

All other provisions of the February 16th notice still apply. If the questionnaire(s) are received in this office prior to April 1, 1994, your name will be deleted from the agenda.

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

CERTIFICATION

I hereby certify that on March 9, 1994, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 9, 1994, regarding April 6, 1994, water Management Board Meeting --- Irrigation Questionnaire Violation(s) on the following Water Rights/Permits and addresses as stated below:

2709-3: Alex A./Ann L. Falk, 1301 N. 4th St., Aberdeen, SD 57401.
 2763-3 & 4281-3: Alfred LaCroix, Jr., RR 1, Box 350, Jeffersor, SD 57038.
 5238-3 & 2520-3: B. Deloris Jensen, RR 2, Box 107, Beresford, SD 57004-9578.
 2534-3: Barry Inslund, RR 2, Box 26, Conde, SD 57434.
 1677A-3: Burnett Quam, RR 1, Box 222, Elk Point, SD 57025.
 1814-3: Caroline & Garry S. Kerkvliet, RFD 2, Box 145, Castlewood, SD 57223.
 4773-3 & 1880-3: City of Brookings, Theodore Kryger, F.O., P.O. Box 270, Brookings, SD 57006-0270.
 180-3 & 291-3: Craig Flyger, RR 1, Box 22, Parker, SD 57053.
 1076-2, 1236-2 & 2167-2: Dale Heese, HCR 88, Box 36, Millboro, SD 57580-7417.
 1488-2: Dan Donelan, HCR 33, Box 23, Mission Ridge, SD 57532.
 417-1A & 417-1B: Darrell C. Anderson, 1700 Kings Rd., Rapid City, SD 57702.
 540-2: Darrell E. Heldman, Box 402, Edgemont, SD 57735.
 1503-2: Dave Hemmingson, HCR 3, Box 11, Philip, SD 57567.
 792-1: David L. & Mary Lou Mollman, HC 63, Box 62, Ludlow, SD 57755.
 4093-3: Dell Rapids Golf & Rec Assoc, Mike Solem, Box 165, Dell Rapids, SD 57022.
 2394-3 & 2395-3: Dennis Jones, RR 1, Box 55, Bath, SD 57427.
 1275-2: Donald Kaiser, HCR 89, Box 303, Hermosa, SD 57744.
 1556-3: Ed & Dale Fawcett, Inc., Box 3D, Ree Heights, SD 57371.
 1555-3: Ed & Dale Fawcett, Inc., HCR 64, Box 155, Miller, SD 57362.
 2622-3: Evelyn Bernard, RR 1, Box 35, Jefferson, SD 57038.
 526-2: Fred & Dan McFarland, P.O. Box 2110, Rapid City, SD 57709.
 1390A-1: Fred W. Carlson, 716 10th Ave., Belle Fourche, SD 57717.
 3026-3: G. Waldner, Hillcrest Colony, Box 17, Garden City, SD 57236.
 1291-3 & 2474-3: Gary Hanson, Operator, RR 2, Box 224, Elk Point, SD 57025.
 407-2, 408-2 & 409-2: Gerrit DeJong, HCR 81, Box 50, Kennebec, SD 57544-9503.
 4209-3: Harold Nelson & Son, RR 2, Box 156, Yankton, SD 57078.
 5315-3: Hillcrest Golf/Country Club, T. Cihak, President, 2206 Mulberry, Yankton, SD 57078.
 2595-3 & 4379-3: James B. Zell, Rt 1, Box 350, Cavour, SD 57324.
 4687-3A & 4687-3B: James L. Sutton, Box 33, Onida, SD 57564.
 5203-3: Jeffery O. & Sally J. Nelson, RR 2, Box 2080, Brandon, SD 57005-9606.
 475-2 & 1114-2: John Pitkin, Rex Ranch, Box 92, Nenzel, SD 69219.
 961-3, 1050-3, 1120-3 & 1223-3: Kevin Dettler, HC 71, Box 29, Doland, SD 57436.

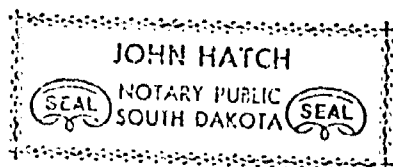
4524-3 & 4524-3A: Leon Lengkeek, 1605 Buffalo TR, Brookings, SD 57006.
 4443-3: Lonnie H. Nelson, RR 2, Box 156, Yankton, SD 57078.
 5010-3: Loren & Joyce Forrest, RR 1, Box 213, Laverne, MN 56156.
 156-3, 157-3, 164-3 & 1878-3: Marene Flyger, Box 362, Hurley, SD 57036.
 2242-3: Mark Quam, RR 2, Box 456, Elk Point, SD 57025.
 1523-2 & 1525-2: May & Sons, Inc., HC 53, Box 21, Interior, SD 57750.
 3550-3: Melvin A. Schmidt, Rt 2, Box 127, Parker, SD 57053.
 1714-2 & 2063-2, 400-2 & 401-2: Melvin E. Brassfield, Box 24, Caputa, SD 57725.
 5353-3: Michael A. Koslowski, RR 1, Box 44, Waubay, SD 57273.
 4910A-3: Michael L. Kreber, RR 1, Box 89, Tabor, SD 57063.
 2120-2: Mick Zink, HC 88, Box 51, Wewela, SD 57578.
 5205-3: Oahe Shores Golf Association, Dennis Moser, P.O. Box 174, Pollock, SD 57648.
 1684-3 & 2742-3: Paul Daly, P.O. Box 379, Ft. Thompson, SD 57339-0379.
 5736-3: Robert Streeter, 2645 Country VW, Monroe, WI 53566.
 235-3: Russell Doolittle, RR 1, Box 53, Wolsey, SD 57384.
 1264-3A: Steffen Brothers, Inc., HCR 37, Box 132, Pierre, SD 57501-9514.
 424-1: Steve Smeenk, Rt 1, Box 134, Newell, SD 57760.
 399-2: Thomas & Robin Jagow, HC 56, Box 39, Buffalo Gap, SD 57722.
 5225-3: Town of Pollock, Lila Renner, F.O., P.O. Box 57, Pollock, SD 57648-0057.
 925-1: Warren N. Gollither, RR 1, Box 237D, Spearfish, SD 57783.
 897-2: Wilbert & Judith Ohlmann, HCR 69, Box 663, Midland, SD 57552.
 1402A-2: William & James O'Kief, HC 68, Box 32, Wood Lake, NE 69221.
 4646A-3: William A. Stoddard, 821 S. Walts Ave., Sioux Falls, SD 57104.

Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
 COUNTY OF HUGHES)

Sworn to, before me, this 10th day of March, 1994.



John Hatch
Notary Public
JOHN HATCH, Notary Public
My Commission Expires
April 1, 2001

1677A



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-31

March 29, 1994

1677A-3
2242-3

Mark Quam
RR #2 Box 456
Elk Point, SD 57025

Dear Mr. Quam:

I am writing to acknowledge receipt of your 1993 irrigation questionnaires. You may disregard the February 16, 1994, Notice of Violation of Water Permit Nos. 1677A-3 (Burnett Quam) and No. 2242-3 (Mark Quam).

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

You indicated on the questionnaire for Water Right No. 1677A-3 that you have inherited the land from Burnett Quam. Enclosed is a partially completed "Notice of Transfer of Ownership" form. Please complete the form, sign in the presence of a notary public and return it to our office with a required filing fee of \$2.50.

Upon receipt of the completed form and filing fee in our office, Water Right No. 1677A-3 will be transferred to your name. If you have any questions, please contact me.

Sincerely,

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

enclosure

RECEIPT

Division of Water Rights

414134

South Dakota Department of Environment and Natural Resources

Pierre, _____ April 14, 19 94

RECEIVED OF Mark Quam, RR 2 Box 456, Elk Point, SD 57025

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>Water Right No. 1677A-3</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer

1677A-3

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1677A-3Date: 4/12/94I/We request that Water Right No. 1677A-3formerly owned by: Burnett Quambe transferred to: (name & address) MARK O. QUAM,RR2, Box 456, Elk Point, SD 57025(Telephone No) 356-3312

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

E 1/4 SW 1/4, W 1/4 SE 1/4 Section 7 and E 1/4 NW 1/4, W 1/4 NE 1/4 Section 18, T93N, R48W (262 acres)

I/We understand that the validity of Water Right No. 1677A-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 at the Division of Water Rights, as evidence of the change of ownership.

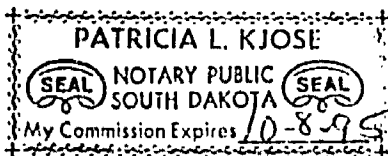
A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA ;

County of Union)

I/We MARK O. QUAM 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 that I know of my own personal knowledge that the information herein stated is true.

Mark O. Quam
(Signed)

Subscribed and sworn to before me this 12th day of April, 19 94.

Patricia L. Kjosé
(Notary Public)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. 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.

REDUCTION RATIO

ROLL NUMBER

DATE MICROFILMED

CAMERA OPERATOR SIGNATURE

1677A-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 10, 1994

No. 1677A-3

Mark O. Quam
RR 2, Box 456
Elk Point, SD 57025

Dear Mr. Quam:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 1677A-3.

Our records now show you as the owner of Water Right No. 1677A-3.

Sincerely,

A handwritten signature in cursive script that reads 'Cheryl F. Frost'.

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

enclosure



1677A-3

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

February 7, 1995

MARK O QUAM
RR 2 BOX 456
ELK POINT SD 57025**NOTICE**

RE: Violation of Water Permit No(s) 1677A-3 & 2242-3.

Our records indicate that the 1994 Irrigation Questionnaire has not been submitted for Permit No(s) 1677A-3 & 2242-3. The request for the Questionnaire was dated November 3, 1994. The Water Management Board has directed that owners of water permits who have not submitted the 1994 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 1677A-3 & 2242-3 qualification:

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

The hearing will be held at 9:30 am, March 8, 1995 in the Crown Room, 3rd Floor, Kings Inn Best Western Convention Center, 200 S 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 SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 & 2242-3 in accordance with applicable provisions of SDCL 46-1-12;
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, 1995, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352



1677A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 3, 1995

1677A-3
2242-3

Mark Quam
RR #2 Box 456
Elk Point, SD 57025

Dear Mr. Quam:

I am writing to acknowledge receipt of your 1994 irrigation questionnaires. You may disregard the February 7, 1995, Notice of Violation of Water Permit Nos. 1677A-3 and 2242-3.

The questionnaires were 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 Division
(605) 773-3352



January 30, 1996

NOTICE

1677A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

TO: MARK QUAM, RR 2 BOX 456, ELK POINT, SD 57025
FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Water Permit No(s) 2242-3, 1677A-3

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 2242-3, 1677A-3. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 2242-3, 1677A-3 qualification:

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

The hearing will be held at 9:45 am, March 6, 1996 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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2242-3, 1677A-3 in accordance with applicable provision of SDCL 46-1-12;
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 1, 1996, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath 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.

SENDER:

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

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

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

Consult postmaster for fee.

3. Article Addressed to:

MARK QUAM
RR 2 BOX 456
ELK POINT SD 57025

4a. Article Number

Z 161 984 079

4b. Service Type

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

7. Date of Delivery

DEC 31-86

5. Received By: (Print Name)

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

6. Signature (Addressee or Agent)

X 

Domestic Return Receipt



1677A-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 1, 1996

1677A-3
2242-3

Mark Quam
RR 2 Box 456
Elk Point SD 57025

Dear Mr. Quam:

I am writing to acknowledge receipt of your 1995 irrigation questionnaires. You may disregard the January 30, 1996, Notice of Violation of Water Permit Nos. 1677A-3 and 2242-3.

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

SENDER:

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

MARK O QUAM
RR 2 BOX 456
ELK POINT SD 57025

4a. Article Number

P378 080 562

4b. Service Type

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

7. Date of Delivery

2-5-97

5. Received By: (Print Name)

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

6. Signature: (Addressee or Agent)

X *Mark Quam*



February 4, 1997

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

TO: MARK O QUAM, RR 2 BOX 456, ELK POINT, SD 57025

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

SUBJECT: Violation of Water Permit No(s). 1677A-3

Our records indicate that the 1996 Irrigation Questionnaire has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 24, 1996. The Water Management Board has directed that owners of water permits who have not submitted the 1996 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

The hearing will be held at 2:30 pm, March 5, 1997 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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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 28, 1997, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 3, 1997

1677A-3

Mark O Quam
RR 2 Box 456
Elk Point, SD 57025

Dear Mr. Quam:

I am writing to acknowledge receipt of your 1996 irrigation questionnaire. You may disregard the February 4, 1997, Notice of Violation of Water Permit No. 1677A-3.

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

Thank you and if you have any questions, please contact me.

Sincerely,

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



1677A-3

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

January 9, 1998

NOTICE

TO: MARK O QUAM, RR 2 BOX 456, ELK POINT, SD 57025

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(s) has not been submitted for Permit No(s) 1677A-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(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

Is your RETURN ADDRESS completed on the reverse side?

SENDER: ■ Complete items 1 and/or 2 for additional service. ■ Complete items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return this card to you. ■ Attach this form to the front of the mailpiece, or on the back if space does not permit. ■ Write "Return Receipt Requested" on the mailpiece below the article number. ■ The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. ☐ Addressee's Address 2. ☐ Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: MARK O QUAM RR 2 BOX 456 ELK POINT SD 57025		4a. Article Number 1677A-3 2119141265	
5. Received By: (Print Name)		4b. Service Type ☐ Registered ☒ Certified ☐ Express Mail ☐ Insured ☐ Return Receipt for Merchandise ☐ COD	
6. Signature: (Addressee or Agent) X Mark Quam		7. Date of Delivery JAN 23-93	
		8. Addressee's Address (Only if requested and fee is paid)	

Thank you for using Return Receipt Service.

1677A-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 23, 1998

1677A-3

Mark O Quam
RR 2 Box 456
Elk Point, SD 57025

Dear Mr. Quam:

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. 1677A-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



1677A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 1999

NOTICE

TO: MARK O QUAM, RR 2 BOX 456, ELK POINT, SD 57025

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

SUBJECT: Reporting Requirement for 1998 Irrigation Questionnaire(s)

Our records indicate that the 1998 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 16, 1998. The Water Management Board has directed that owners of water permits who have not submitted the 1998 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

The hearing will be held at 9:45 am, March 3, 1999 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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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 1, 1999, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath 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.

1677A-3

SENDER: ■ Complete items 1 and/or 2 for additional services. ■ Complete items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return the 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: MARK O QUAM RR 2 BOX 456 ELK POINT SD 57025		4a. Article Number 2119141598	
		4b. Service Type ☐ Registered ☒ Certified ☐ Express Mail ☐ Insured ☐ Return Receipt for Merchandise ☐ COD	
		7. Date of Delivery 01-23-99	
5. Received By: (Print Name)		8. Addressee's Address (Only if requested and fee is paid)	
6. Signature: (Addressee or Agent) X <i>Mark O Quam</i>			

Is your RETURN ADDRESS completed on the reverse side?

Thank you for using Return Receipt Service



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 26, 1999

1677A-3

Mark O Quam
47544 316th St
Elk Point, SD 57025

Dear Mr. Quam:

I am writing to acknowledge receipt of your 1998 irrigation questionnaire. You may disregard the January 22, 1999, "Notice" concerning reporting requirements for Water Right No. 1677A-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



1677A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 14, 2000

NOTICE

TO: MARK O QUAM, 47544 316th St, ELK POINT, SD 57025
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1999 Irrigation Questionnaire(s)

Our records indicate that the 1999 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 7, 1999. The Water Management Board has directed that owners of water permits who have not submitted the 1999 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

The hearing will be held at 1:30 pm, March 1, 2000 in 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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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 28, 2000, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath 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.

1677A-3

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MARK O QUAM
47544 316th St
ELK POINT SD 57025

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) SUSAN QUAM B. Date of Delivery

C. Signature X Susan Quam ☐ Agent ☐ Address

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

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)

2227670498



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 24, 2000

1677A-3

Mark Quam
47544 316th St
Elk Point, SD 57025

Dear Mr. Quam:

I am writing to acknowledge receipt of your 1999 irrigation questionnaire. You may disregard the January 14, 2000, "Notice" concerning reporting requirements for Water Right No. 1677A-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

1677A-3

SENDER, COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MARK O QUAM
47544 316th St
ELK POINT SD 57425

2. Article Number (Copy from service label)

7000 0600 0026 9814 2065

PS Form 3811, July 1999

Domestic Return Receipt

102595-00 M-0952

COMPLETE THIS SECTION BY ADDRESSEE

A. Received by (Please Print Clearly) **B. Date of Delivery**

MARK QUAM 01-24-01

C. Signature

X Mark Quam

☐ Agent

☐ Addressee

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail

☐ Registered ☐ Return Receipt for Merchandise

☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes



16 77A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 19, 2001

NOTICE

TO: MARK O QUAM, 47544 316th St, ELK POINT, SD 57025
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2000 Irrigation Questionnaire(s)

Our records indicate that the 2000 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 20, 2000. The Water Management Board has directed that owners of water permits who have not submitted the 2000 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1677A-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year." The hearing will be held at 10:00 am, March 7, 2001 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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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 2, 2001, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath 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.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 26, 2001

1677A-3

Mark Quam
47544 316th St
Elk Point SD 57025

Dear Mr. Quam:

I am writing to acknowledge receipt of your 2000 irrigation questionnaire. You may disregard the January 19, 2001, "Notice" concerning reporting requirements for Water Right No. 1677A-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



1677A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2002

NOTICE

TO: MARK O QUAM, 47544 316th St, ELK POINT, SD 57025

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

SUBJECT: Reporting Requirement for 2001 Irrigation Questionnaire(s)

Our records indicate that the 2001 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 12, 2001. The Water Management Board has directed that owners of water permits who have not submitted the 2001 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

The hearing will be held at 10:00 am, March 13, 2002 in the Visitor Center (west side of Capitol Lake), 650 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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 8, 2002, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath 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.

1677A-3

SENDER'S ORDER TO MAIL SERVICE ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.		A. Received by (Please Print Clearly)		B. Date of Delivery 1-29-02	
1. Article Addressed to: MARK O QUAM 47544 316th St ELK POINT SD 57025		C. Signature X Mark Quam		☐ Agent ☐ Addressee	
		D. Is delivery address different from item 1? ☒ Yes If YES, enter delivery address below: ☐ No			
		3. Service Type: ☒ Certified Mail ☐ Registered Mail ☐ Insured Mail ☐ Return Receipt for Merchandise			
		4. Restricted Delivery? ☐ Yes			
7001 2510 0004 4797 3947					
PS Form 3811, July 1999		Domestic Return Receipt		102595-00-M-0052	



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 8, 2002

1677A-3

Mark O Quam
47544 316th St
Elk Point SD 57025

Dear Mr. Quam:

I am writing to acknowledge receipt of your 2001 irrigation questionnaire. You may disregard the January 16, 2002, "Notice" concerning reporting requirements for Water Right No. 1677A-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

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

May 3, 2002

1677A-3

Golden Farms, LLC
1335 290th St
Inwood, IA 51240

Dear Sirs:

I am contacting you in regard to ownership of Water Right No. 1677A-3. Mark Quam has notified our office that Golden Farms, LLC has purchased the land described in the water right. Enclosed is a copy of the water right for you review. You may keep the copy of the water right for your records

Since ownership of the land has changed hands, the water right should also be transferred. Enclosed is a partially completed Notice of Transfer of Ownership form for use in filing the ownership change. Please review the form to ensure accuracy and complete the area titled "*to be transferred to: (name & address)....*". Upon completion, please sign the form in the presence of a notary public and return it to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

If I can answer any questions for you, please get in touch with me.

Sincerely,

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

enclosures

c: Mark Quam



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 30, 2002

1677A-3

Jim C. Van Beek
Golden Farms LLC
1335 290th St.
Inwood, IA 51240

Dear Mr. Van Beek:

Thank you for following up on the ownership change for Water Right No. 1677A-3. The transfer has been completed. The water right formerly listed in the name of Mark O. Quam is now listed in the name of Golden Farms LLC.

Each year in October, we mail out the annual irrigation questionnaire. Enclosed is a sample copy for your review. This will give you an idea of what type of information you will need to keep track of during the irrigation season.

Also enclosed is your Receipt No. 417174 in the amount of \$2.50. If I can answer any questions for you, please contact me.

Sincerely,

Glenda Marks
Secretary
Water Rights Program
(605) 773-3352

enclosure

RECEIPT
Water Rights Program

South Dakota Department of Environment and Natural Resources

ME 417174

Pierre, May 30, 20 02

RECEIVED OF Golden Farms LLC, 1335 290th St., Inwood, IA 51240
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct
and to put water to beneficial use _____

Fee for Application for Permit No. _____ to Appropriate Water, for Future
Use _____

Fee to retain Future Use Permit No. _____ after period of seven years.

Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water

License No. _____

Fee for Filing Transfer Form 1677A-3 _____

Fee for Filing Extension Request _____

Fee for _____

2 50

(Any Other Work Provided by Law)

Total

2 50

By Darrel E. Ebel
Chief Engineer

977

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

MAY 30 2002

WATER RIGHTS
PROGRAM

No. 1677A-3

Date: 5-13-02

I/We request that Water Right No. 1677A-3

formerly owned by: Mark O Quam, 47544 316th St, Elk Point, SD 57025

be transferred to: (name & address) Golden Farms LLC

1335 290th St Inwood Ia 51240

Telephone No. 712-986-4156

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

262 acres - E 1/4 SW 1/4, W 1/4 SE 1/4 Section 7, E 1/4 NW 1/4, W 1/4 NE 1/4 Section 18, all in T93N, R48W

I/We understand that the validity of Water Right No. 1677A-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.

STATE OF SOUTH DAKOTA)

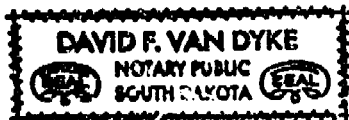
County of Minnehaha)

I/We Golden Farms LLC, Jim Van Beek 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 that I know of my own personal knowledge that the information herein stated is true.

Jim Van Beek

(Signed by new owner)

Subscribed and sworn to before me this 13th day of May, 20 02



David F. Van Dyke

(Notary Public)

My Commission Expires 10-6-2005

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.



1677A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 17, 2003

NOTICE

TO: GOLDEN FARMS LLC, JIM C VAN BEEK, 1335 290TH ST, INWOOD, IA 51240

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

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire(s)

Our records indicate that the 2002 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 11, 2002. The Water Management Board has directed that owners of water permits who have not submitted the 2002 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

The hearing will be held at 8:30 am, March 5, 2003 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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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 28, 2003, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath 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.

Track & Confirm

Delivery Status

You entered 2301 0370 0000 7540 5317

Your item was delivered at 11:00 am on January 21, 2003 in INWOOD, IA 51240. The item was signed for by J VANBEEK.

[Request Delivery Record >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)



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U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 0370 0000 7540 5317

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Access Internet web site at
www.usps.com
or call 1-800-222-1811

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or call 1-800-222-1811

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PG Form 109, February 2001



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 28, 2003

1677A-3

Jim C Van Beek
Golden Farms LLC
1335 290th St
Inwood IA 51240

Dear Mr. Van Beek:

I am writing to acknowledge receipt of your 2002 irrigation questionnaire. You may disregard the January 17, 2003, "Notice" concerning reporting requirements for Water Right No. 1677A-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

December 27 2004

1677A-3

Jim Van Beek
Golden Farms LLC
1335 290th St
Inwood IA 51240

Dear Mr. Van Beek:

I am writing to acknowledge receipt of the 2004 irrigation questionnaire for Water Right No. 1677A-3. I am returning the form to you for completion. In order for the questionnaire to be considered complete, the back side also needs to be filled out.

Please include the number of acres, pump rate (in gallons per minute), days per month and hours per day the system(s) was running. The information is important to us in calculating how much water was used from a specific source.

Please complete the form and return them to us by **January 7, 2004**. Thank you in advance for your help. If you have any questions, please contact me.

Sincerely,

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

enclosure



1677A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 20, 2005

NOTICE

TO: GOLDEN FARMS LLC, JIM C VAN BEEK, 1335 290TH ST, INWOOD, IA 51240

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

SUBJECT: Reporting Requirement for 2004 Irrigation Questionnaire(s)

Our records indicate that the 2004 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1677A-3. The request for the Questionnaire was dated October 22, 2004. The Water Management Board has directed that owners of water permits who have not submitted the 2004 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1677A-3 qualification:

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

The hearing will be held at 8:30 am, March 2, 2005 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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1677A-3 in accordance with applicable provisions of SDCL 46-1-12;
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 25, 2005, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath 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.



1677A-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8516 0377

Your item was delivered at 10:44 am on January 24, 2005 in INWOOD, IA 51240. The item was signed for by M VANBEEK.

[Shipment Details >](#)

Notification Options

▶ Track & Confirm by email

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Enter label number:

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U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8516 0377

GOLDEN FARMS LLC
JIM C VAN BEEK
1335 290TH ST
INWOOD IA 51240

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

e mailing.

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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(See Reverse)

PS Form 196, July 2001



**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 31, 2005

1677A-3

Jim Van Beek
Golden Farms LLC
1335 290th St
Inwood IA 51240

Dear Mr. Van Beek:

I am writing to acknowledge receipt of your 2004 irrigation questionnaire. You may disregard the January 20, 2005, "Notice" concerning reporting requirements for Water Right No. 1677A-3.

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

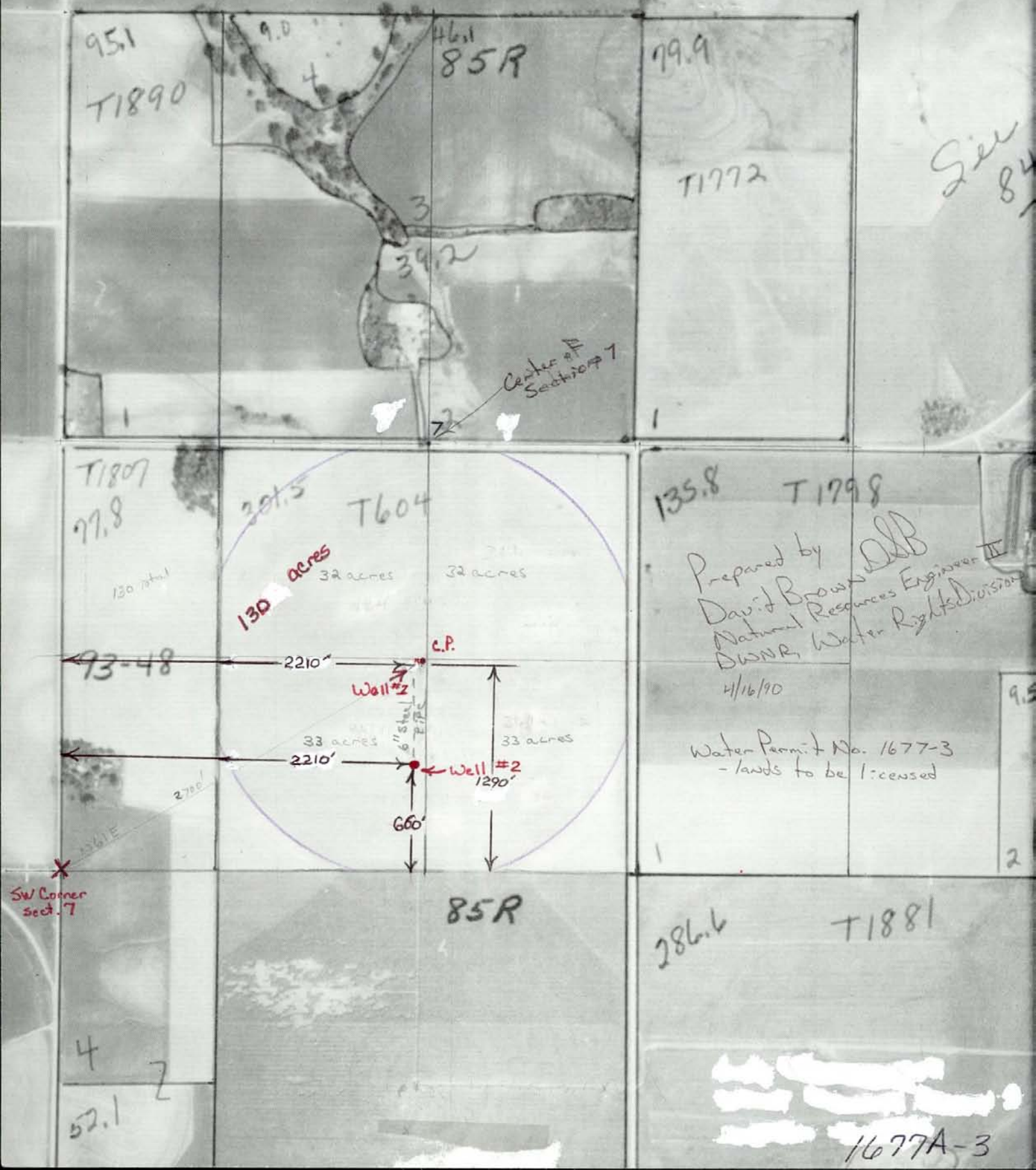
If you have any questions, please contact me.

Sincerely,

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

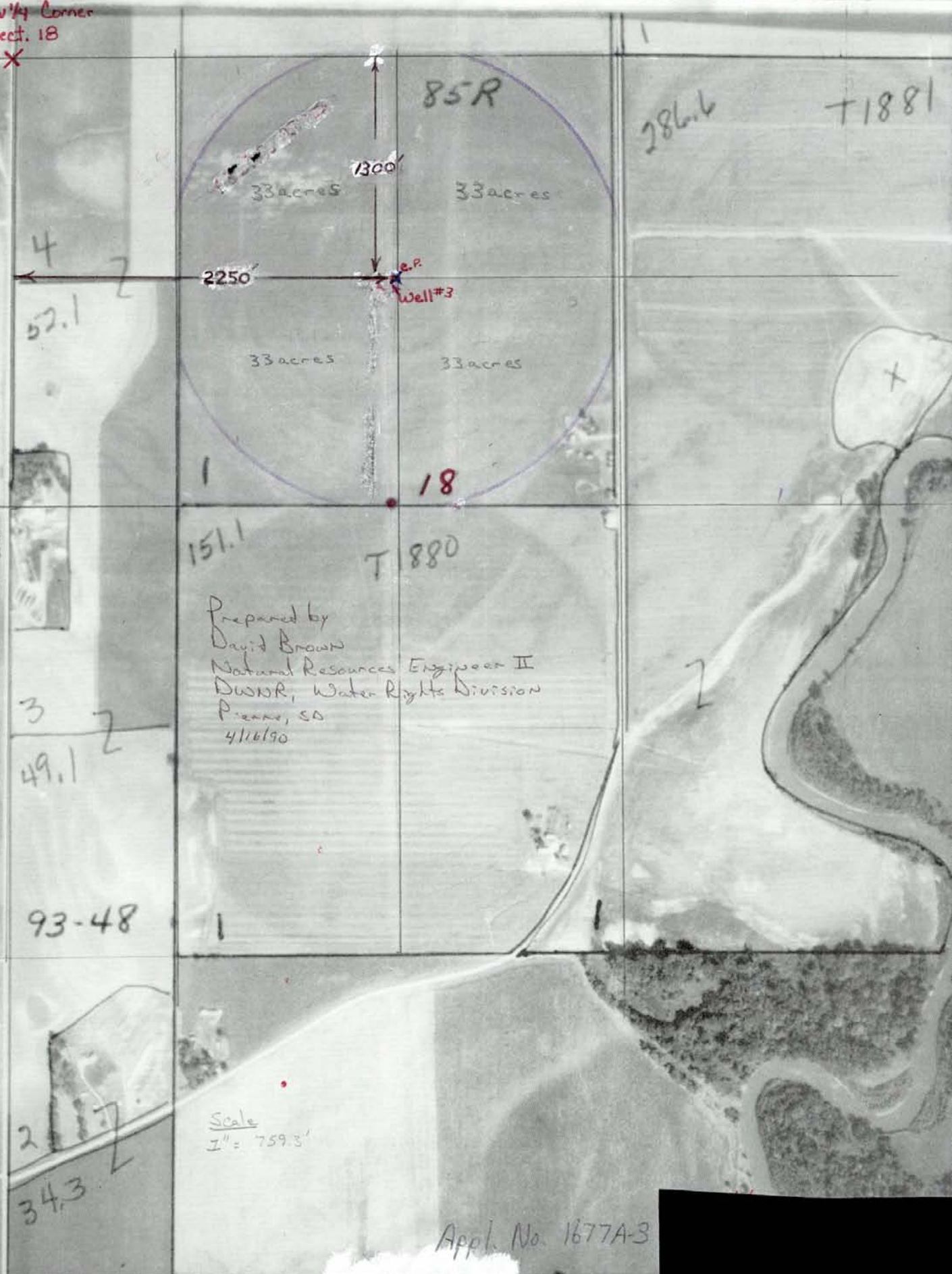
scale 1" = 757 feet

Gen 84



NOT TO SCALE

NW 1/4 Corner
Sect. 18
X

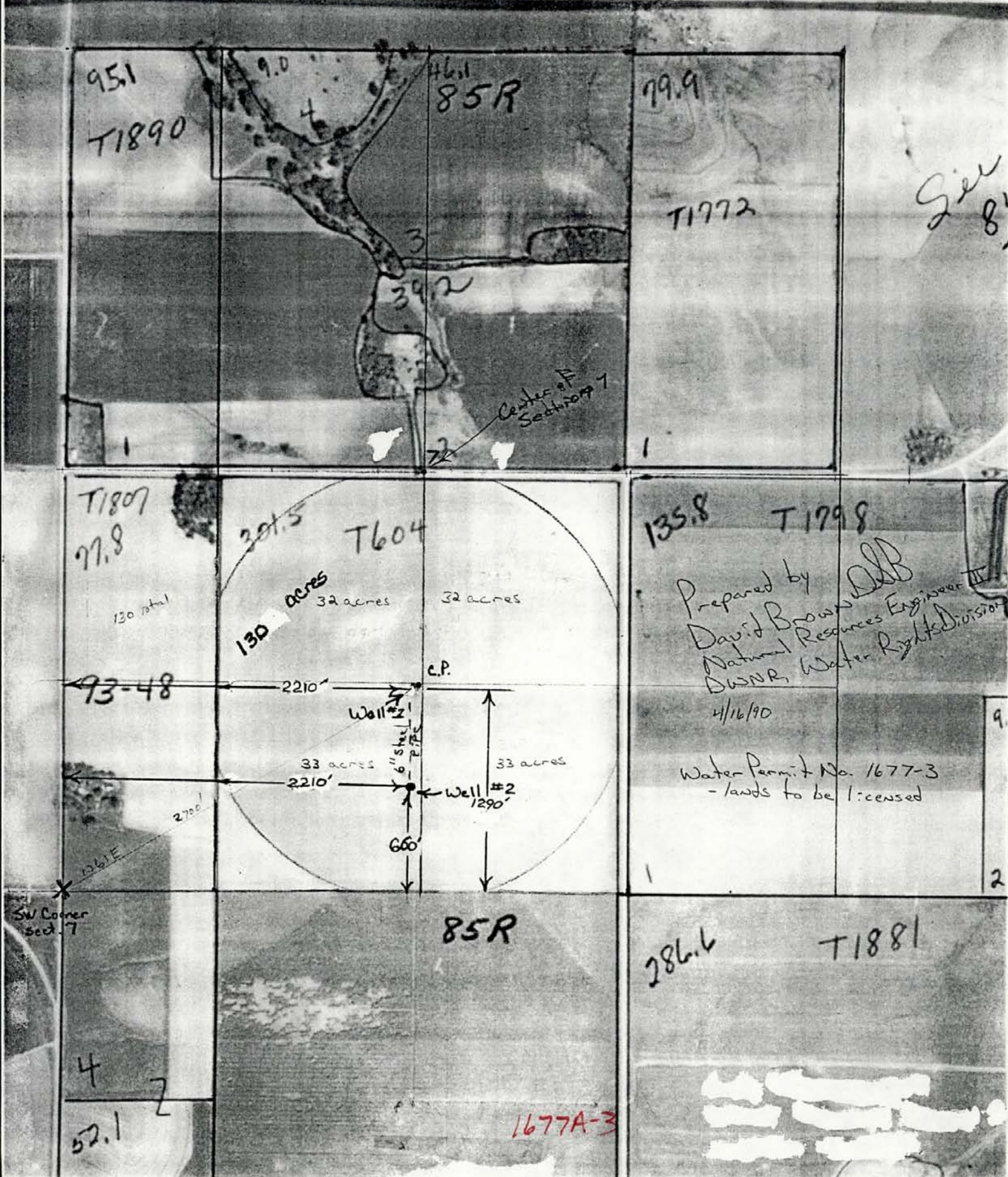


Prepared by
David Brown
Natural Resources Engineer II
DWR, Water Rights Division
Pierre, SD
4/16/90

Scale
1" = 759.3'

Appl. No. 1677A-3

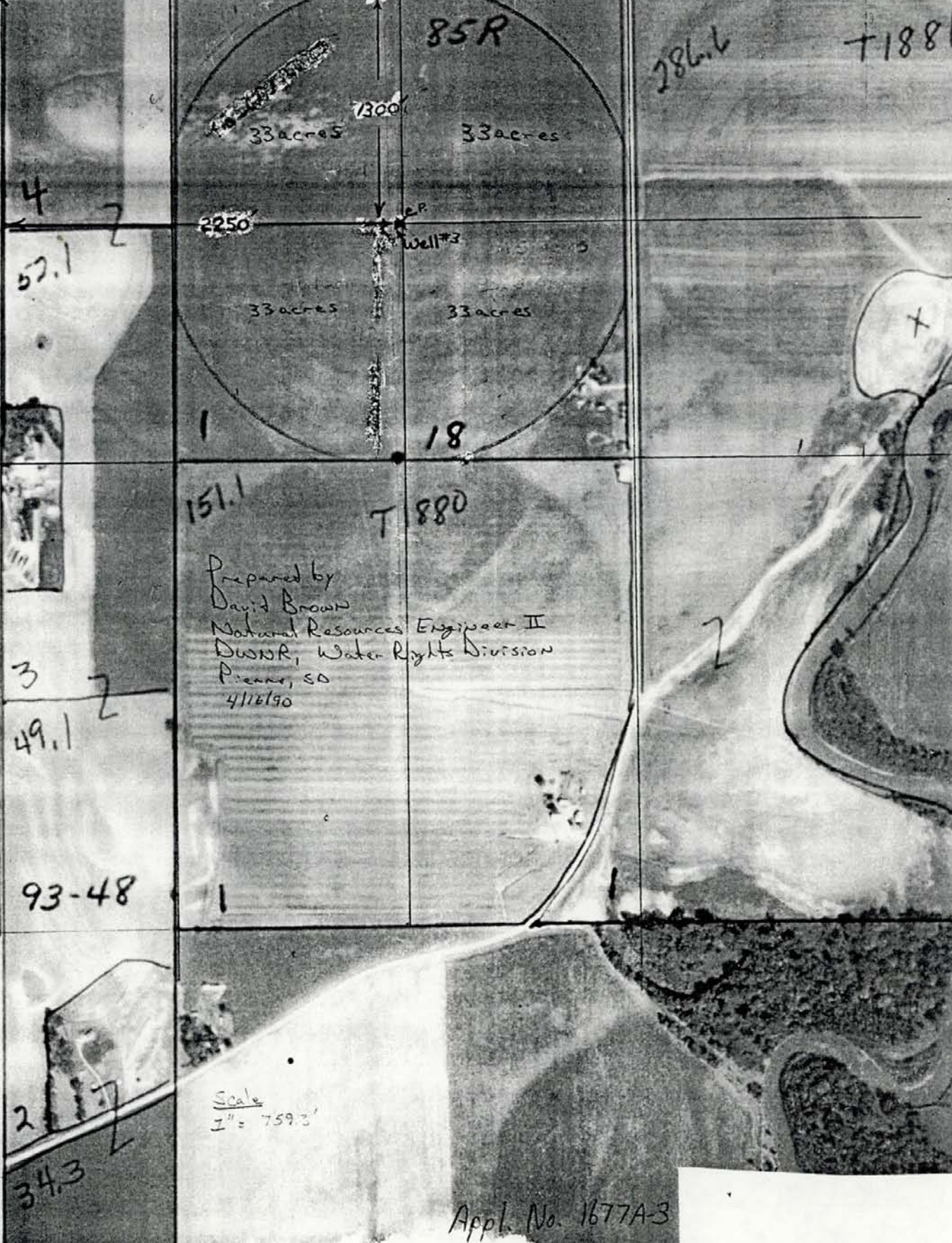
NOT TO SCALE



NOT TO SCALE

NW 1/4 Corner
Sect. 18

X

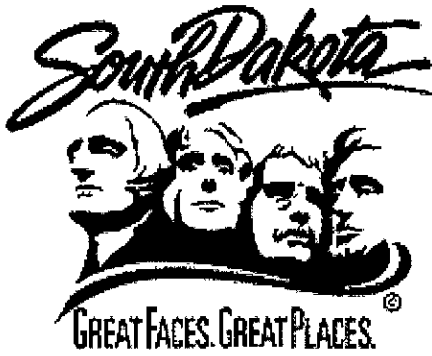


Prepared by
David Brown
Natural Resources Engineer II
DWR, Water Rights Division
Pierre, SD
4/16/90

Scale
1" = 759.3'

Appl. No. 1677A-3

1677A-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 7, 2019

1677A-3

Anden Van Beek
PO Box 445
Hudson SD 57034

Dear Mr. Van Beek:

Recently we spoke on the phone concerning ownership of land described in Water Right No. 1677A-3. The water right is currently listed under Golden Farms LLC. It is my understanding the water right should be transferred to you.

Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change. Please review and complete as needed. Upon completion, please sign and return the form to our office with a required filing fee of \$50. The check or money order for the fee can be made payable to the Water Rights Program.

I have attempted to contact Doug Winterfeld concerning the 2019 irrigation questionnaire for this property but have not had any success. I am sending the form on to you. You can return it to us in the enclosed postage paid envelope or you can complete the form online. The link and the password you can use is directly above the box on the yellow form that asks for address/ownership corrections. The deadline for submitting the questionnaire is **December 2, 2019**.

If you have any questions with either the transfer form or the irrigation questionnaire, please let me know.

Sincerely,

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

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

PAID

NOV 19 2019

Ck# 5883

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

RECEIVED

NOV 19 2019

WATER RIGHTS
PROGRAM

No. 1677A-3

Date: 11/15/19

I/We request that Water Right No. 1677A-3

formerly owned by: Golden Farms LLC

be transferred to: (name & address) Anden Van Beek, PO Box 445, Hudson SD 57034

Telephone No. 605 321-4933

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

262 acres - E 1/2 SW 1/4, W 1/2 SE 1/4 Section 7; E 1/2 NW 1/4, W 1/2 NE 1/4 Section 18, all in T93N, R48W

I/We understand that the validity of Water Right No. 1677A-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

I/We Anden Van Beek, the new owner, certify that the above information is true and correct.

Anden Van Beek

(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date November 19, 20 19

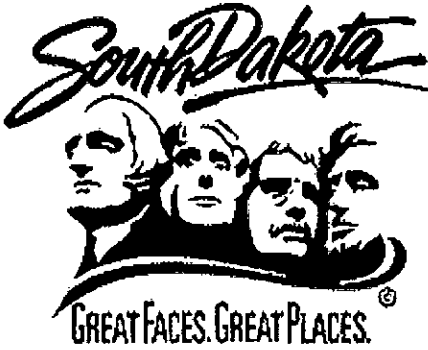
RECEIVED OF Andy VanBeck PO Box 445 Hudson SD 57034-0445

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00	
Fee for Application for Permit No. _____ to Appropriate Water for Future use			
Fee to retain Future Use Permit No. _____ after period of seven years.			
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____			
Fee for Filing Transfer Form <u>1677A-3</u>			
Fee for _____			
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____			
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____			
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____			
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____			
(Any Other Work Provided by Law)	TOTAL	50	00

No. **09253**

By Jeanne Goodman
Chief Engineer
Jm



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 19, 2019

1677A-3

Anden Van Beek
PO Box 445
Hudson SD 57034-0445

Dear Mr. Van Beek:

I am writing to acknowledge receipt of the transfer form and filing fee submitted for changing ownership on Water Right No. 1677A-3.

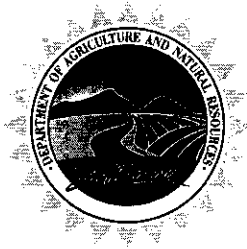
The ownership change has been completed. Water Right No. 1677A-3 formerly held by Golden Farms LLC is now listed in your name.

Enclosed for your records is Receipt No. 09253 in the amount of \$50 which you paid for filing the ownership change. If I can answer any questions for you, please let me know.

Sincerely,

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

enclosure



1677A-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

November 28, 2023

Golden Farms LLC
c/o Don Nelson
6513 S Jeffrey Ave
Sioux Falls SD 57108

Dear Mr. Nelson:

Our office is in receipt of the 2023 Irrigation Questionnaire for Water Right No. 1677A-3.

There was a note on the cover letter requesting that the completed reports be returned to you.
Please find copies of all submitted documents enclosed.

If you have any questions or concerns, do not hesitate to contact me.

Sincerely,

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

enclosures