

Water Right Number 1885-3

1. Considered NOVEMBER 10, 1971
2. Name of Applicant HAROLD ROBINSON
3. Post Office Address GEDDES, S.D.
4. Amount of water claimed 4.8
5. Source of water supply MISSOURI RIVER
6. Water to be used for IRRIGATION
Acres to be irrigated 337.00
7. Water to be diverted and used in CHARLES MIX County
about 5S 1W Miles _____ of GEDDES
8. Proof of Publication
Received 10-18-71
Not received _____
Approved _____
Subject to _____
Not approved _____
Action deferred _____
9. Application

10. Remarks:

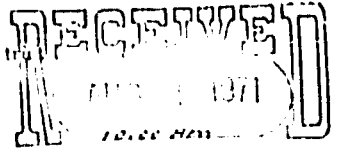
447-3

No. 1885-3

Map No. 1087-3

Water Division No. 3 MISSOURI RIVER

(Blanks to be filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant Harold Robinson
- Post-office address Geddes, State South Dakota
- If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) contract & direct labor
3. Name of diversion work Robinson #1
4. Amount of water claimed (cubic feet per second) 4.8
5. Source of water supply Missouri River
6. Location of point of diversion Diversion same as Permit #1502-3, Approx 5050' S. and 500' E. of the N $\frac{1}{2}$ Corner, Section 2, T96N, R67W
- County Charles Mix
7. Annual period or periods during which water is to be used April thru October
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation
9. For irrigation use, Total number of acres to be irrigated 337

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
All in Sec. 25, T97N, R67W		NW $\frac{1}{4}$	90
SW $\frac{1}{4}$	157		
SE $\frac{1}{4}$	80		
SW $\frac{1}{4}$ NE $\frac{1}{4}$	10		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 4 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Charles Mix County News, Geddes, S.D.
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Pump and motor

B. Works proposed to transport water to place of use.

Mainline

C. Works proposed to apply water to beneficial use.

Gated pipe

Estimated Total Cost \$ _____

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of Hughes

I, Harold Robinson, the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed Harold Robinson

9th day of August 1971

Subscribed and sworn to before me this

Betty Westlund
Notary Public (or other qualified officer)
BETTY WESTLUND, Technical Assistant
Water Resources Commission

PLAT OF
SPRINKLER SYSTEM OF IRRIGATION
JOE AND LOUIS MOKREJS FARM
SEC. 35 T97N R67W + SEC. 2 T96N R67W
373.2 ACRES TO BE IRRIGATED

NE 1/4 SECTION 35 T97N R67W
JOE AND LOUIS MOKREJS FARM
145.1 ACRES TO BE IRRIGATED

NE 1/4 OF THE SE 1/4 SECTION 35 T97N R67W
JOE AND LOUIS MOKREJS FARM
77.0 ACRES TO BE IRRIGATED

SW 1/4 OF THE SE 1/4 SECTION 35 T97N R67W
JOE AND LOUIS MOKREJS FARM
40.0 ACRES TO BE IRRIGATED

NW 1/4 OF THE NE 1/4 SEC. 2 T96N R67W
JOE AND LOUIS MOKREJS FARM
40.0 ACRES TO BE IRRIGATED

E 21.8 ACRES NE 1/4 SW 1/4 SEC. 35 T97N R67W
JOE AND LOUIS MOKREJS FARM
21.8 ACRES TO BE IRRIGATED

SE 1/4 OF THE SW 1/4 SEC. 35 T97N R67W
JOE AND LOUIS MOKREJS FARM
APPROX. 29.3 ACRES TO BE IRRIGATED

NE 1/4 OF THE NW 1/4 SEC. 2 T96N R67W
JOE AND LOUIS MOKREJS FARM
APPROX. 20.0 ACRES TO BE IRRIGATED

3432.0 FEET FROM POINT OF DIVERSION
TO POINT OF DISTRIBUTION
WATER TO BE CARRIED IN PIPES

FORT RANDALL RESERVOIR
BACKUP WATER

I, RAY C. GILL, A DULY REGISTERED LAND SURVEYOR DO HEREBY CERTIFY
THAT I HAVE PLATTED FROM NOTES TAKEN BY ME ON JUNE 21, 1967, ON THE JOE AND
LOUIS MOKREJS FARM FOR THE PURPOSE OF A SPRINKLER SYSTEM OF IRRIGATION ON THE
FOLLOWING DESCRIBED LAND.

NE 1/4 SECTION 35 T97N R67W	145.1 ACRES
NE 1/4 OF THE SE 1/4 SECTION 35 T97N R67W	77.0 "
E 21.8 ACRES OF THE NE 1/4 OF THE SW 1/4 T97N R67W	21.8 "
SW 1/4 OF THE SE 1/4 SECTION 35 T97N R67W	40.0 "
SE 1/4 OF THE SW 1/4 SECTION 35 T97N R67W	APPROX. 29.3 "
NW 1/4 OF THE NE 1/4 SECTION 2 T96N R67W	40.0 "
NE 1/4 OF THE NW 1/4 SECTION 2 T96N R67W	APPROX. 20.0 "
TOTAL	373.2

IN WITNESS WHEREOF I SET MY HAND AND SEAL THIS 1ST DAY OF FEBRUARY
1968.
Ray C. Gill
REGISTERED LAND SURVEYOR

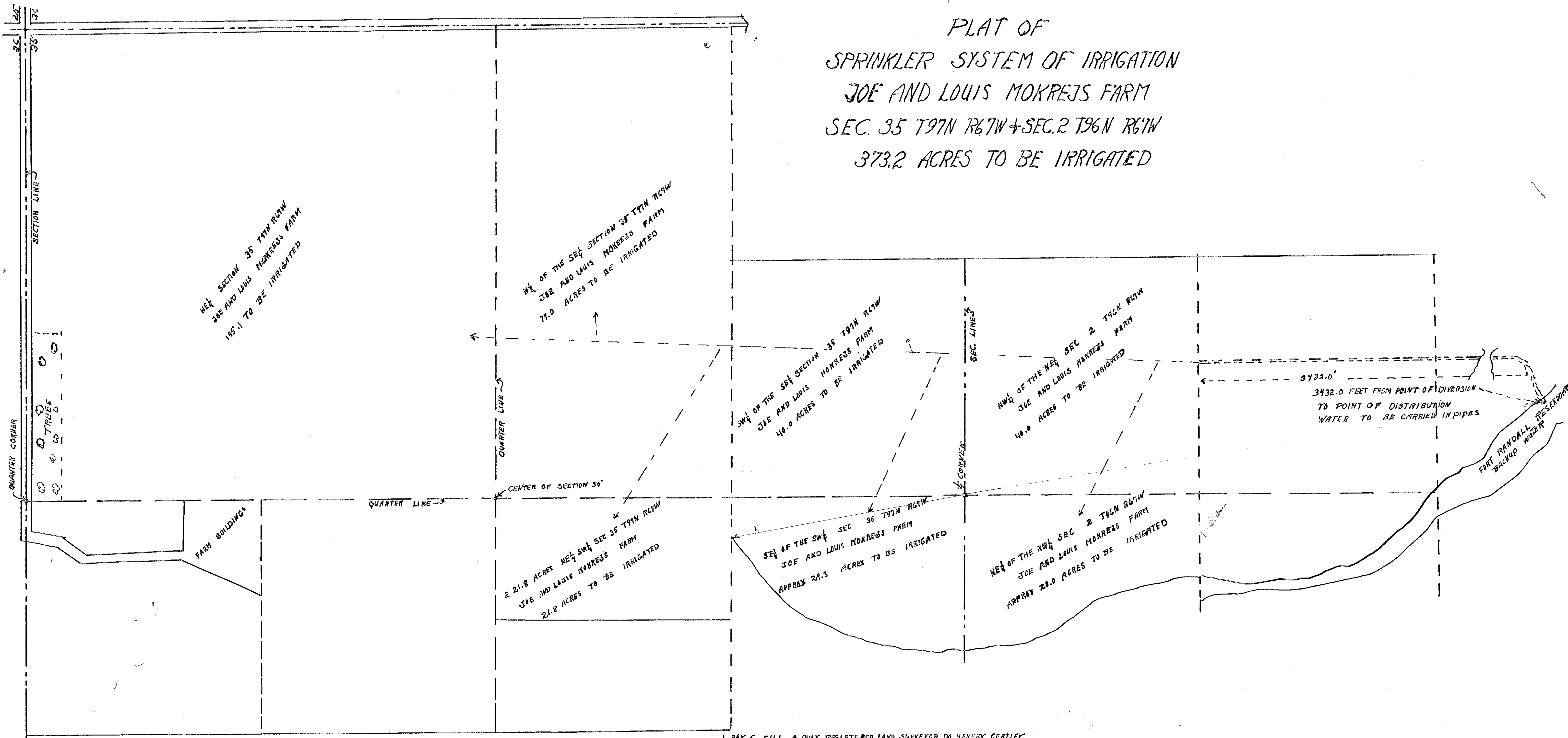
STATE OF SOUTH DAKOTA
COUNTY OF SPINK

ON THIS 1ST DAY OF FEBRUARY 1968 BEFORE ME, THE UNDERSIGNED
OFFICER WITHIN AND FOR THE COUNTY AND STATE AFORESAID NAMED, PERSONALLY APPEARED
RAY C. GILL KNOWN TO ME TO BE THE PERSON DESCRIBED IN WHO EXECUTED THE WITHIN
INSTRUMENT AND WHO ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.
MY COMMISSION EXPIRES September 12, 1971

Notary Public

Appl. No. 1885-3

PLAT OF
SPRINKLER SYSTEM OF IRRIGATION
JOE AND LOUIS MOKREJS FARM
SEC. 35 T97N R67W + SEC. 2 T96N R67W
373.2 ACRES TO BE IRRIGATED



I, RAY C. GILL, A DULY REGISTERED LAND SURVEYOR DO HEREBY CERTIFY
THAT I HAVE PLATTED FROM NOTES TAKEN BY ME ON JUNE 27 1967, ON THE JOE AND
LOUIS MOKREJS FARM FOR THE PURPOSE OF A SPRINKLER SYSTEM OF IRRIGATION ON THE
FOLLOWING DESCRIBED LAND.

NE 1/4 SECTION 35 T97N R67W	145.1 ACRES
NE 1/4 OF THE SE 1/4 SECTION 35 T97N R67W	77.0 "
E 21.8 ACRES OF THE NE 1/4 OF THE SW 1/4 T97N R67W	21.8 "
SW 1/4 OF THE SE 1/4 SECTION 35 T97N R67W	40.0 "
SE 1/4 OF THE SW 1/4 SECTION 35 T97N R67W	APPROX 21.8 "
NW 1/4 OF THE NE 1/4 SECTION 2 T96N R67W	40.0 "
NE 1/4 OF THE NW 1/4 SECTION 2 T96N R67W	APPROX 20.0 "
TO BE IRRIGATED	373.2

IN WITNESS WHEREOF I SET MY HAND AND SEAL THIS 1ST DAY OF FEBRUARY
1968.
Ray C. Gill
REGISTERED LAND SURVEYOR

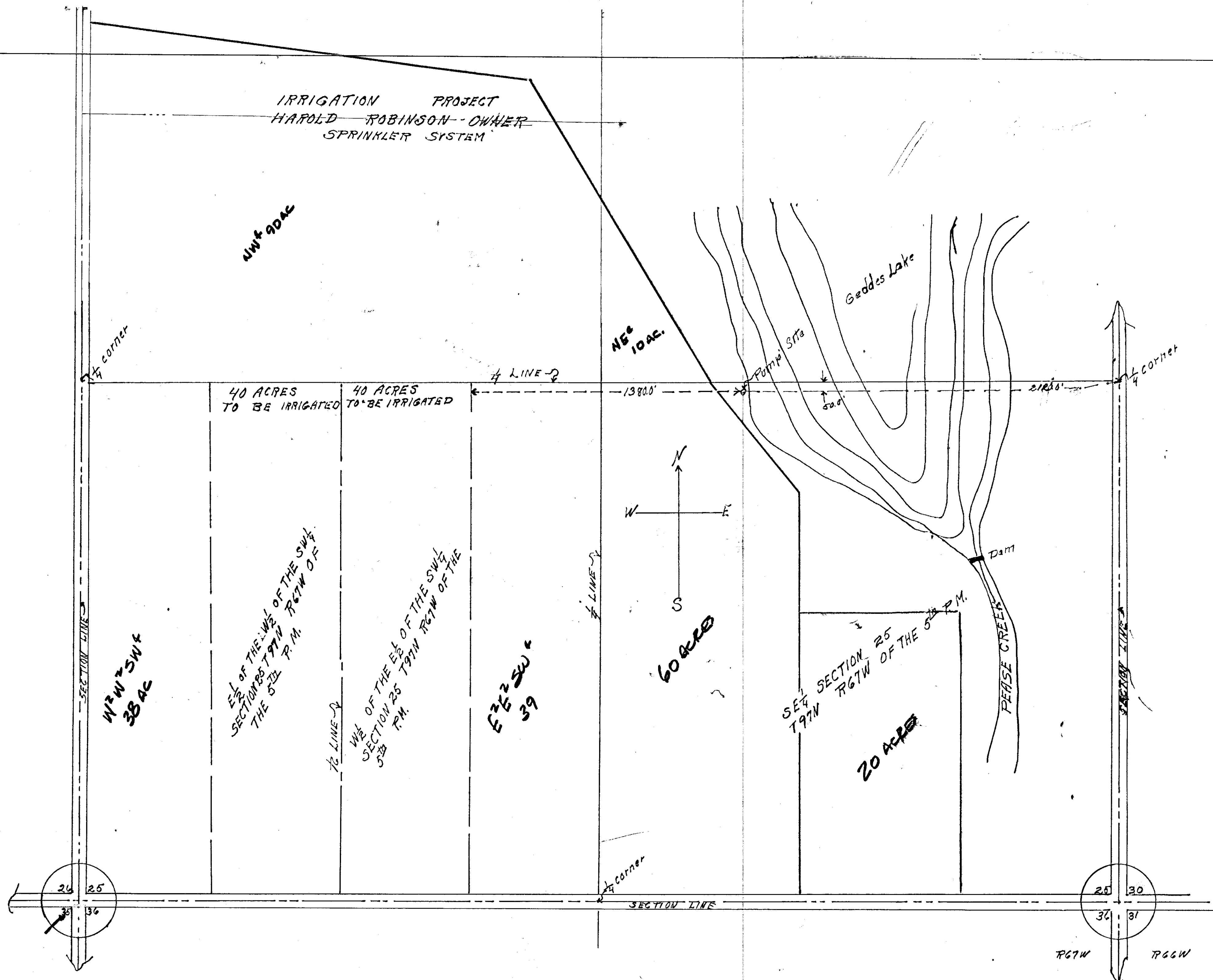
STATE OF SOUTH DAKOTA
COUNTY OF SPINK

ON THIS 1ST DAY OF FEBRUARY 1968 BEFORE ME, THE UNDERSIGNED
OFFICER WITHIN AND FOR THE COUNTY AND STATE AFORESAID NAMED, PERSONALLY APPEARED
RAY C GILL KNOWN TO ME TO BE THE PERSON DESCRIBED IN WHO EXECUTED THE WITHIN
INSTRUMENT AND WHO ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.
MY COMMISSION EXPIRES September 12, 1973

Notary Public

APPL NO 1885-3

MAP NO 1081-3 (APPL NO 1502-3)



I, RAY C. GILL, A DULY REGISTERED LAND SURVEYOR DO HEREBY CERTIFY THAT I HAVE SURVEYED A TRACT OF LAND LOCATED IN THE SW 1/4 SEC 25 T 97N R 67W OF THE 5TH P.M. FOR IRRIGATION PURPOSES AS SHOWN. IN WITNESS WHEREOF I SET MY HAND SEAL THIS 22ND DAY OF OCTOBER IN THE YEAR OF 1959

STATE OF SOUTH DAKOTA } SS
COUNTY OF CHARLES MIX

ON THIS 22ND DAY OF OCTOBER IN THE YEAR OF 1959 BEFORE ME THE UNDERSIGNED A NOTARY PUBLIC WITHIN AND FOR SAID COUNTY AND STATE PERSONALLY APPEARED RAY C. GILL KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE ABOVE AND FOREGOING CERTIFICATE AND DULY ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

MY COMMISSION EXPIRES 6/23/60

Ray C. Gill
Registered Land Surveyor

MAP NO 497-3
(APPL NO 653-3)
1885-3

RECEIVED
OCT 10 1959

STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

Map No 497-3
Appl No 653-3

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1885-3

HAROLD ROBINSON
(Applicant)

GEDDES
(Post Office Address)

SOUTH DAKOTA With the following modifications:
(State)

Date of first receipt of application AUGUST 9 19 71

Date of return to applicant for correction, amendments or changes required _____ 19 _____

Date of receipt of corrected application _____ 19 _____

Approved NOVEMBER 10 19 71 Recorded in Book 12 Page 41

WATER RIGHT PERMIT NO. 1885-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1885-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is AUGUST 9 19 71
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 10 19 74
3. The whole of said work is to be completed on or before NOVEMBER 10 19 76
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 10 19 80
5. The water appropriated shall be used for the purpose of IRRIGATION
6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 4.8 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before NOVEMBER 10 19 80 said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 12TH day of NOVEMBER 19 71

WATER RESOURCES COMMISSION

By: [Signature]
Chief Engineer, Executive Officer

Certificate of Construction Issued JANUARY 29 19 80

Water License Issued JANUARY 29 19 80

WATER LICENSE NO. 1885-3

(1) WHEREAS, On the 9th day of August A. D. 1971

Harold Robinson

made Water Right Application No. 1885-3 for a permit to use 4.8 cubic feet per second of the waters of the Missouri River

County of Charles Mix, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 10th day of November A. D. 1971

Permit No. 1885-3, with a date of priority of August 9, 1971

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 10th day of November A. D. 1976 and for the application to beneficial use of said water on or before the 10th day of November A. D. 1980

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 3.56 cubic feet per second of water for beneficial use and,

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

to irrigate the following lands all in Section 25-T97N-R67W:

	ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	40
NE $\frac{1}{4}$ NW $\frac{1}{4}$	5
SW $\frac{1}{4}$ NW $\frac{1}{4}$	40
SE $\frac{1}{4}$ NW $\frac{1}{4}$	5
NW $\frac{1}{4}$ SW $\frac{1}{4}$	38
NE $\frac{1}{4}$ SW $\frac{1}{4}$	40
SW $\frac{1}{4}$ SW $\frac{1}{4}$	39
SE $\frac{1}{4}$ SW $\frac{1}{4}$	40
NW $\frac{1}{4}$ SE $\frac{1}{4}$	3
NE $\frac{1}{4}$ NE $\frac{1}{4}$	2
SW $\frac{1}{4}$ SE $\frac{1}{4}$	39
SE $\frac{1}{4}$ SE $\frac{1}{4}$	16
TOTAL	307 acres

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

_____ of Geddes, SD
the holder _____ and owner _____ of said permit No. 1885-3 a water right, dating from August 9, 1971
_____ to use of 3.56 cubic feet per second of the waters
of the Missouri River

in the County of Charles Mix and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 2020' South and 250' East of the
NE Corner, Section 1 -- T96N - R67W

_____ and conduct/^{ed}to and upon portions of Section 25 - T97N - R67W more fully described
on the face of this License.

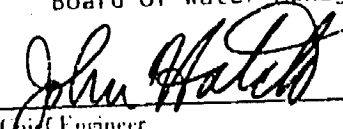
for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1885-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 29th day of January A. D.
Nineteen Hundred and Eighty

Board of Water Management

By:


Chief Engineer

JOHN HATCH

Permit No. 1885-3

Water Diversion No. 3 Missouri River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Harold Robinson

_____ the holder _____ of
Permit No. 1885-3, issued upon Application No. 1885-3, bearing date of priority of August 9, 19'1
_____ authorizing the diversion of 4.8 cu. ft. per second of the waters of the
Missouri River County of Charles Mix, State of South Dakota at a
point 2020' South and 250' East of the NE Corner, Section 1 - T90N -
R67W
_____ for irrigation

purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 2.56 cu. ft. per second of water.

Date January 29, 1980


JOHN HATCH, Chief Engineer
Water Rights, WND

Charles Mix County News

Geddes, S. Dak.

AFFIDAVIT OF PUBLICATION

EC
Harold Williams (.....) being duly sworn, deposes and says: That he is a resident of Charles Mix County, and State of South Dakota; that the Charles Mix County News is a weekly newspaper of general circulation, printed and published in the City of Geddes, in said County and State, published once each week, printed in the English language, and has a bona fide circulation of at least 200 copies weekly, has been admitted to the U. S. mail under the second class mailing privilege for at least one year prior to the publication of the annexed notice, and said newspaper is printed either in whole or in part in the office maintained at the above place of publication, that the said newspaper has been published as aforesaid continuously for more than one year last preceding the publication of said notice and is a legal newspaper.

That the affiant is the publisher (.....) of said newspaper, in charge of the advertising department thereof, and has personal knowledge of all the facts stated in this affidavit;

and that the notice and advertisement headed _____

Notice of Intent to appropriate water a printed copy of which is herewith attached, was printed and published in the Charles Mix County News for *four* issues, the first publication being made on

Thursday, the *23rd* day of *Sept.*, A. D. 19*71* and the succeeding publications were made severally on

Thursday, the *30* day of *Sept.*, A. D. 19*71*

Thursday, the *7th* day of *October*, A. D. 19*71*

Thursday, the day of A. D. 19....

Thursday, the day of A. D. 19....

Thursday, the day of A. D. 19....

Thursday, the day of A. D. 19....

Thursday, the day of A. D. 19....

and the last publication being made on

Thursday, the *14th* day of *Sept.*, A. D. 19*71*

That the fee for publishing said notice is the sum of \$.....

Eeta V. Williams

Subscribed and sworn to before me this *15th* day of *October*, A. D. 19*71*

Harold Williams

Notary Public in and for Charles Mix Co., S. D.

My commission expires A.D. 19....

NOTICE OF INTENT TO APPROPRIATE WATER

Pierre, S. Dak.,
Sept. 10, 1971

Notice is hereby given that Harold Robinson, whose post office is Geddes, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 4.8 cubic feet of water per second of time from the Missouri River through the Robinson No. 1 the point of diversion of which is to be located in the NW¼ NE¼ of Section 2, Twp. 96N, Range 67W. Said water to be used for the purpose of providing irrigation on portions of the following described land.

SW¼, SE¼, SW¼NE¼, and NW¼, Section 25, T97N, R67W.

This application No. 1885-3 will be considered by the Water Resources Commission at their office at Pierre upon the 10th day of November, 1971, at 2:00 P. M. All interested persons may appear and be heard.

Water Resources Comm.

By: Burton F. Jones,

Water Rights Specialist

Pub. Sept. 23-30-Oct. 7-14, 1971

RECEIVED
OCT 18 1971

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

1865-3

Publish first publication, on or before October 14, 1971

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

September 10, 1971

Notice is hereby given that Harold Robinson
whose post office address is Cadden, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use
4.6 cubic feet of water per second of time from the Missouri River through the
Robinson #1, the point of diversion of which is to be located in the

NE 1/4 NE 1/4

of Section 2, Twp. 9N, Range 67W. Said water to be used for the purpose
of providing irrigation on ^{portions of} the following described land:

SW 1/4, SE 1/4, SW 1/4 NE 1/4, and NW 1/4, Section 25, T97N, R67W

This application No. 1865-3 will be considered by the Water Resources Commission at their office at
Pierre upon the 10th day of November, 1971, at 4:00 P. M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

BURTON F. JONES, Water Rights Specialist

cc: Mr. Harold Robinson, Cadden, S.D. 57540

1885-3 Harold Robinson of Birmingham
3-10-75 has purchased equipment but not installed
and not in operation. Will be installed
with the pump soon.
Pump will be by model 2000
pump. appl. 4 2020-3

1885-2 Hauls 253000

9-17-79 Bolder 15 HP. 11600 P.M.

Pump. Bolder. 1. 7700073

Bow-Two 3mm 2 Hoge 5 1/8 x 6 3/8

1st pump 1st dia

1st dia 10' alum 1 1/2 mi.

above pump for 1st dia for 1st dia

Pump at 1st dia 11600 P.M.

107 HP 35 1/2 P.M. 11600 P.M.

1st dia 1st dia 1st dia

Pump Cornell Mt. 575103-2

1st dia 20876 - 8 1/8

1st dia 1st dia 1st dia
1st dia 1st dia 1st dia
1st dia 1st dia 1st dia
1st dia 1st dia 1st dia

Permit No. 1885-3Water Division 3 Missouri River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / POSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by Harold
Robinson of Craddes, South Dakota 57342 holder
of Permit No. 1885-3, bearing date of priority of August 9, 1971
authorizing the diversion of 4.8 cu. ft. per second of the waters of Missouri River
for Irrigation purposes, in Charles Mix County.

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

The Water Use System consists of,

- A. Works used to divert the water:
 Pump at River - Motor Marathon, 100 HP, 3550 RPM
 Pump - Cornett, Mod 5YE100-2, Ser #20516, 876
 Pump at Tailwater Recovery Dapout - Motor Baldor - 15 HP
 1760 RPM
 Pump - Berkeley Ser # 7700093, 2 stage, 5 7/8" x 6 1/8" Imp. dia
- B. Works used to transport water to place of use,
 Approx. 3 miles of 10" Alum & Gated Pipe
 1/2 mile of 8" Aluminum pipe
- C. Works used to apply water to beneficial use.
 Gated pipe Gravity System

The system is in the following condition: GoodThe point of diversion is located 2070 ft S. and 250' E of the NE cor.
Sec. 1, T86N R6WThe works are capable of diverting and conveying to the place of use 3.56
cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: All in Sec 25, T86N R6W

N 1/4 NW 1/4 - 40 Ac.	NE 1/4 NW 1/4 - 5 Ac.	SW 1/4 NW 1/4 - 40 Ac.
SE 1/4 NW 1/4 - 5 Ac.	NW 1/4 SW 1/4 - 38 Ac.	NE 1/4 SW 1/4 - 40 Ac.
SW 1/4 SW 1/4 - 39 Ac.	SE 1/4 SW 1/4 - 110 Ac.	NW 1/4 SE 1/4 - 3 Ac.
NE 1/4 SE 1/4 - 2 Ac.	SW 1/4 SE 1/4 - 34 Ac.	SE 1/4 SE 1/4 - 16 Ac.

comprising a total of 307 acres of land.

100 400 300
 100 10 35600

Date September 17, 1977
J. J. McLaughlin
 (Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7242

PIERRE, January 23, 1920

RECEIVED OF Harold Robinson, Geddes, SD 57342

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

Fee for Application for Permit to appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No. 1885-3	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. 1885-3		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By (12/1/20) 12/1/20
Chief Engineer, Executive Officer
JOHN HATCH (9Y)

WM. H. GLYNN
(1383 1970)

HENRY HORSTMAN, JR.
RESIDENCE
PHONE 925 3398

MICHAEL V. BRALEY
RESIDENCE
PHONE 925 7287

DOUGLAS J. LUEBKE
RESIDENCE
PHONE 946 5332

HORSTMAN, BRALEY & LUEBKE

ATTORNEYS AND COUNSELORS AT LAW
P.O. BOX 23
CORPICA, SOUTH DAKOTA 57328

AREA CODE 605 PHONE 946 5255

February 17, 1968



Department of Water & Natural Resources
Joe Foss Building
Pierre, SD 57501

RE: Harold Robinson, Estate

Please inform me of the procedure to transfer an irrigation permit upon the death of a permit holder.

Also, what is the procedure to apply for an irrigation permit?

Yours very truly,

HORSTMAN, BRALEY & LUEBKE

Douglas J. Luebke
DOUGLAS J. LUEBKE

LJL/jab



Department of Water & Natural Resources

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

February 19, 1988

1885-3

Douglas J Luebke
Horstman, Braley & Luebke
PO Box 23
Corsica, SD 57328

Dear Mr. Luebke:

Enclosed is a partially completed "Notice of Transfer" for use in filing an ownership change on Water Right No. 1885-3. This form is being sent to you in response to your recent inquiry regarding the procedure for transferring an irrigation permit in the event the permit holder passes away.

The form should be completed and signed by the new owner in the presence of a notary. Upon completion of the form, return it to our office with a required filing fee of \$2.50. The water right will then be transferred to the new owner.

South Dakota Water Law 46-54-30.3 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 us.

Sincerely,

GEMMY MCMATH
Natural Resources Analyst
605 773-3352

enclosure



Department of Water & Natural Resources

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

May 24, 1988

Second Notice
Water Right No. 1885-3

Douglas J Luebke
Horstman, Braley & Luebke
PO Box 23
Corsica, SD 57328

Dear Mr. Luebke:

On February 19, 1988, notice was sent to you concerning the transfer of Water Right No. 1885-3 in the name of Harold Robinson which covers irrigation of 307 acres in the W 1/2 and SE 1/4 Section 25, T97N, R67W. To date, we have not heard from you on this matter.

A transfer form was previously sent to you, enclosed is an additional form. The new owner should sign the form in the presence of a notary and return the form to our office with the required filing fee of \$2.50. The permit can then be transferred to the proper name. If you are no longer handling Mr. Robinson's Estate, please notify our 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 us.

Very truly yours,

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



1885-3

PS Form 3871, Dec. 1969

● **SENDER:** Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
☒ Show to whom and date delivered —c
☐ Show to whom, date, and address of delivery.. —c

2. ☐ **RESTRICTED DELIVERY** —c
 (The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ _____

3. **ARTICLE ADDRESSED TO:**
 Douglas J. Luebke
 Horseman, Brady & Luebke
 P.O. Box 93
 Corsica, SD 57328

4. **TYPE OF SERVICE:**
☒ REGISTERED ☐ INSURED
☐ CERTIFIED ☐ COD
☐ EXPRESS MAIL

ARTICLE NUMBER
 P464 786 494

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☒ Addressee ☐ Authorized agent
 [Signature]

5. **DATE OF DELIVERY**
 5/25/88

6. **ADDRESSEE'S ADDRESS (Only if requested)**

7. **UNABLE TO DELIVER BECAUSE:**

7a. **EMPLOYEE'S INITIALS**
 [Signature]

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

CORRIGIBLE
 MAY 25 1988
 POST OFFICE
 CORRIGIBLE
 USPS

WM H GLENN
(1880 1970)

HENRY HORSTMAN JR
RESIDENCE
PHONE 928 3398

MICHAEL J. BRALEY
RESIDENCE
PHONE 928 7287

DOUGLAS J LUEBKE
RESIDENCE
PHONE 948 5332

HORSTMAN, BRALEY & LUEBKE

ATTORNEYS AND COUNSELORS AT LAW
P.O. BOX 21
CORSIKA, SOUTH DAKOTA 57528

AREA CODE 605 PHONE 948 5255

May 26, 1988



John Hatch
Chief Engineer, Water Rights Div.
SD Dept. of Water & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, SD 57501

RE: Water Right No. 1885-3

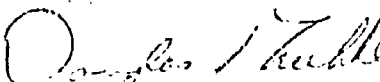
The estate of Harold Robinson is not yet complete. Upon entry of the final decree, the transfer of title will be complete.

The transfer form will be filed at that time.

Thank you for your reminder.

Yours very truly,

HORSTMAN, BRALEY & LUEBKE


DOUGLAS J. LUEBKE

DJL/jab



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 23, 1997

1885-3

Harvey Robinson
37368 290th St
Geddes, SD 57342-6645

Dear Mr. Robinson:

Thank you for taking the time to visit with me concerning the irrigation questionnaires and the ownership change for Water Right No. 1885-3. Enclosed, as we discussed, is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change on Water Right No. 1885-3.

Please review the form for accuracy, make any necessary corrections and complete the portion 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.

If you have any questions, please contact me.

Sincerely,

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

encl



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 8, 1996

SECOND NOTICE
Permit No. 1885-3

Harvey Robinson
37368 290th St.
Geddes, SD 57342-6645

Dear Mr. Robinson:

On January 23, 1997, notice was sent to you concerning the transfer of Water Right No. 1885-3 in the name of Harold Robinson. 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) 773-3352.

Very truly yours,

RON DUVAL
Natural Resources Engineer
For John Hatch, Chief Engineer
Water Rights Program

enclosure

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:

Harvey Robinson
37368 290th St.
Geddes, SD 57342-6645

1885-3

4a. Article Number

P 422 707 456

4b. Service Type

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

7. Date of Delivery

5. Received By: (Print Name)

5-19-97

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

6. Signature: (Addressee or Agent)

X Harvey Robinson

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Print your name, address, and ZIP Code in this box •

DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES
WATER RIGHTS PROGRAM
600 E. CAPITOL JOE FOSS BLDG.
PIERRE, SOUTH DAKOTA 57501



NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1885-3



Date: May 12, 1997

I/We request that Water Right No. 1885-3

formerly owned by: Harold Robinson

be transferred to: (name & address) Harvey Robinson or Lee Robinson
27368 290th St, Geddes, SD 57342 Telephone No. 605-327-3769

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

307 acres - W 1/2 and SE 1/4 Section 25, T97N, R67W

I/We understand that the validity of Water Right No. 1885-3 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 attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Charles Mix)

I/We Harvey and Lee Robinson 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.

Harvey Robinson - Lee Robinson
(Signed)

Subscribed and sworn to before me this 12 day of May, 19 97.

Harold L. Langer
(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

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

415353

Pierre, _____ May 14, 19 97

RECEIVED OF Harvey or Lee Robinson, 37368 290th St., Geddes, SD 57342

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 Water Right No. 1885-3

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

By

Chief Engineer

John Hatcher (Signature)

1885-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 21, 1997

No. 1885-3

Harvey or Lee Robinson
37368 290th St.
Geddes, SD 57342

Dear Sirs:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 1885-3.

Our records now show you as the owner of Water Right No. 1885-3.

Sincerely,

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

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

enclosure



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

JUN 16 1997

1885-3

Harvey or Lee Robinson
37368 290th St.
Geddes, SD 57342

Dear Sirs:

Enclosed is your Reissued Water License No. 1885-3. The water license was reissued to correct errors in the legal description of the irrigated acres and the diversion point location. Reissuing the water license did not alter the remaining portions of the original license.

As long as you beneficially use the water as described in the water license, South Dakota water laws provide that you have a continuing right to the use of the water.

If you have any questions concerning the reissued water license, please contact Genny McMath with our program at (605) 773-3352.

Very truly yours,

John Hatch, Chief Engineer
Water Rights Program

enclosure

STATE OF SOUTH DAKOTA

REISSUED WATER LICENSE NO. 1885-3

(1) Harold Robinson was issued Water License No. 1885-3, January 29, 1980, for a water right to divert 3.56 cubic feet of water per second from the Missouri River, Charles Mix County, South Dakota for irrigation purposes. Water License No. 1885-3, with a priority date of August 9, 1971 was issued to the permit holder for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water on completed.

On May 14, 1997, Water Right No. 1885-3 was transferred to Harvey or Lee Robinson, Geddes, SD.

A review of the water right and the original water license found typographical errors in the legal description of acres irrigated and in the diversion point location. The water license is being reissued to correct these errors.

(2) It is certified that the permit holders have complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and are entitled to divert 3.56 cubic feet of water per second for beneficial use. The location of the diversion point is 2020'S and 250'E of the NW corner of Section 1, T96N, R67W (SW¼ NW¼).

(3) The permit holders have complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate 307 acres (described below) all in Section 25, T97N, R67W.

NW¼ NW¼	40 acres	NW¼ SW¼	38 acres	NW¼ SE¼	3 acres
NE¼ NW¼	5 acres	NE¼ SW¼	40 acres	NE¼ SE¼	2 acres
SW¼ NW¼	40 acres	SW¼ SW¼	39 acres	SW¼ SE¼	39 acres
SE¼ NW¼	5 acres	SE¼ SW¼	40 acres	SE¼ SE¼	16 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Harvey or Lee Robinson, 37368 290th St., Geddes, SD 57342 the holders and/or owners of Water Permit No. 1885-3 are issued a license to appropriate water, the right to use 3.56 cubic feet of water per second from the Missouri River with a priority date of August 9, 1971 from the location specified in (2) of this license. The water is 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 Water Permit No. 1885-3 and subject to South Dakota State Law.


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

JUN 16 1997

date





1885-3
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: HARVEY/LEE ROBINSON, 37368 290TH ST, GEDDES, SD 57342 6645

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 has not been submitted for Permit No(s) 1885-3. 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 be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 10:00 am, March 13, 2002, in the Visitor Center (west bank of Capitol Lake), 650 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1885-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 8, 2002, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

1885-3

SENDER COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
■ 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) <u>12/17</u>	
1. Article Addressed to: HARVEY/LEE ROBINSON 37368 290TH ST GEDDES SD 57342 6645		B. Date of Delivery <u>1-17-02</u>	
		C. Signature <u>X Harvey Robinson</u> ☐ Agent ☐ Addressee	
		D. Is delivery address different from item 1? <u>Yes</u> 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	
2 7001 2510 0004 4797 4814			

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-14-0952



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 12, 2002

1885-3

Harvey & Lee Robinson
37368 290th St
Geddes, SD 57342-6645

Dear Sirs:

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. 1885-3.

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

NOT TO SCALE



1885-3

1885-3

R 67 W

Total 307 AC

10" Gated

NW $\frac{1}{4}$ NW $\frac{1}{4}$ -
40 AC

NE $\frac{1}{4}$ NW $\frac{1}{4}$
5 AC

SW $\frac{1}{4}$ NW $\frac{1}{4}$
40 AC

SE $\frac{1}{4}$ NW $\frac{1}{4}$
5 AC

center of
sec 25

10" Gated



T 97 N

2 AC
Temporary

NW $\frac{1}{4}$ SW $\frac{1}{4}$
38 AC

NE $\frac{1}{4}$ SW $\frac{1}{4}$
40 AC

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3 AC

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 2 AC

SW $\frac{1}{4}$ SE $\frac{1}{4}$
39 AC

SE $\frac{1}{4}$ SE $\frac{1}{4}$
16 AC

SW $\frac{1}{4}$ SW $\frac{1}{4}$
39 AC

SE $\frac{1}{4}$ SW $\frac{1}{4}$
40 AC

8" Alum

15 HP. PUMP

10" Alum

chas Mix County

Harold Robinson
Permit # 1885-3

(1-286)

126.3

24.40

36.90 (4V=1P)

129.3

97-67

Harold Robinson
Permit # 1885-3

49.1

Brumley

(1-200)

44.2

96-67

Section Line

Appl. # 1885-3

- See also Appl. # 1502-3
E # 653-3



1885-3
**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 24, 2006

NOTICE

TO: HARVEY/LEE ROBINSON, 37368 290TH ST, GEDDES, SD 57342 6645

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

SUBJECT: Reporting Requirement for 2005 Irrigation Questionnaire(s)

Our records indicate that the 2005 Irrigation Questionnaire has not been submitted for Permit No(s) 1885-3. The request for the Questionnaire was dated October 28, 2005. The Water Management Board has directed that owners of water permits who have not submitted the 2005 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 10:30 am, March 2, 2006, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1885-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before **February 24, 2006**, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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



Track & Confirm

Current Status

You entered 2303 2160 0000 0799 4411

Your item was delivered at 12:59 pm on January 25, 2006 in GEDDES, SD 57342. The item was signed for by H ROBINSON.

[Shipment Details >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

Notification Options

▶ Track & Confirm by email

[What is this?](#)

[Go >](#)

▶ Request Proof of Delivery

[What is this?](#)

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SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0799 4411

HARVEY/LEE ROBINSON
37368 290TH ST
GEDDES SD 57342 6645

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:
Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com
or call 1-800-222-1811

☐ Priority Mail[™] Service
☐ First-Class Mail[®] parcel
☐ Package Services parcel



**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 27, 2006

1885-3

Harvey & Lee Robinson
37368 290th St
Geddes SD 57342-6645

Dear Sirs:

I am writing to acknowledge receipt of your 2005 irrigation questionnaire. You may disregard the January 24, 2006, "Notice" concerning reporting requirements for Water Right No. 1885-3.

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



1885-3
2020-3
6473-3
7974-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2026

NOTICE

TO: HARVEY & LEE ROBINSON, 37368 290TH ST, GEDDES, SD 57342 6645

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

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaires

Our records indicate your 2025 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 1885-3 & 2020-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 6473-3 & 7974-3 qualification:

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

The hearing will be held on **Wednesday, March 4, 2026 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. 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) 6473-3 & 7974-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 1885-3 & 2020-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

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

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 9, 2026

Harvey & Lee Robinson
37368 290th St
Geddes, SD 57342

7974-3
6473-3
2020-3
1885-3

To whom it may concern,

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

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

If you have any questions, please contact me.

Sincerely,

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