



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

AUG 19 2011

1987B-3

Jim Schumacher
19734 285th Ave
Pierre SD 57501

Dear Mr. Schumacher:

Enclosed is your Reissued Water License No. 1987B-3. Based on a June 17, 2011 ownership change filed by Marvin Schumacher, No. 1987-3 was divided and reissued to reflect separate ownership.

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. 1987B-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.

Sincerely,

A handwritten signature in black ink, reading "Garland Erbele".

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

STATE OF SOUTH DAKOTA
REISSUED WATER LICENSE NO. 1987B-3
DIVISION OF NO. 1987-3 INTO NO. 1987A-3 and 1987B-3

(1) William Schumacher was issued Water License No. 1987-3, September 6, 1974 for a water right to divert 3.08 cubic feet of water per second (cfs) from ground water (two wells – Gray Goose Aquifer), Hughes County, South Dakota for irrigation purposes. Water License No. 1987-3, with a priority date of April 26, 1973 was issued to the applicant for diversion of water with construction of the described water supply system and the application to beneficial use of water completed. Water Right No. 1987-3 was transferred to Jim Schumacher on November 25, 2008.

Water Right No. 1987-3 authorizes diversion of 3.08 cfs from two wells to irrigate 216 acres located in Sections 2 and 3, T112N, R80W. On June 17, 2011, an ownership change was filed for portions of land described in Water Right No. 1987-3. Based on this change, the water right is being divided and reissued to reflect separate ownership as follows:

- **No. 1987A-3: Marvin Schumacher, 19683 Hwy 1804, Pierre SD 57501** – authorizing diversion of 0.97 cfs from one well located in the S ½ Section 2, T112N, R80W to irrigate 68 acres in the S ½ NE ¼ Section 2, T112N, R80W;
- **No. 1987B-3: Jim Schumacher, 19734 285th Ave, Pierre SD 57501** – authorizing diversion of 2.11 cfs from one well located in the E ½ Section 3, T112N, R80W to irrigate 148 acres in the S ½ NE ¼ and N ½ SE ¼ Section 3, T112N, R80W.

(2) It is certified that the water right holder 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 2.11 cubic feet of water per second for beneficial use. The location of the diversion point is the center of the E ½ Section 3, T112N, R80W.

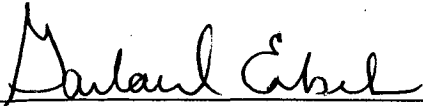
(3) The water right holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

Section 3, T112N, R80W	SW ¼ NE ¼	34 acres
	SE ¼ NE ¼	34 acres
	NW ¼ SE ¼	40 acres
	NE ¼ SE ¼	<u>40 acres</u>
	Total	148 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Jim Schumacher, 19734 285th Ave, Pierre SD 57501 the holder and/or owner of Water Right No. 1987B-3 is issued a license to appropriate water, the right to use 2.11 cubic feet of water per second from ground water (one well – Gray Goose Aquifer) with a priority date of April 26, 1973 from the location specified in (2) of this license for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 1987-3 and subject to the following qualification:

- The well authorized under this water right will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner 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.



Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

AUG 19 2011

date

