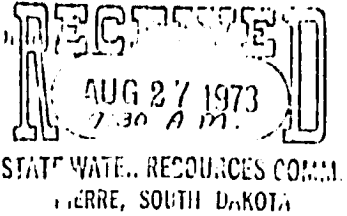


Water Right Number 2009-3

1. Considered SEPTEMBER 12, 19 72
2. Name of Applicant PAUL B. BONHORST
3. Post Office Address PIERRE
4. Amount of water claimed 7.0
5. Source of water supply MISSOURI RIVER
6. Water to be used for IRRIGATION
Acres to be irrigated 433
7. Water to be diverted and used in HUGHES County
about 18E 5S Miles of PIERRE
8. Proof of Publication
Received 9-11-73
Not received
9. Application
Approved
Subject to
Not approved
Action deferred
10. Remarks:

Map No. 1422-3 Water Division No. 3 MISSOURI RIVER
 (Blanks to be filled by the Engineer for the W. R. C.)


APPLICATION FOR PERMIT

STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

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

1. Name of Applicant Paul B. Bonhorst
 Postoffice address R.R. #3, Pierre 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) _____
3. Name of diversion work Bonhorst Irrigation Project
4. Amount of water claimed (cubic feet per second) 7.0
5. Source of water supply Missouri River
6. Location of point of diversion S64°N, - 91 rods from the E½ corner - Section 31, T110N, R76W
S5°E, 5000' FROM THE NE CORNER, SECTION 32, T110N, R76W
 _____ County Hughes
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 433

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.
Section 29 S½	320		
S½N½	33		
Section 28 W½SW½	80		
All in T110N, R76W			

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 Capital Journal, Pierre, S. Dak.
12. Principal Features of the Proposed Water Supply System.

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

Pumping plant

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

Buried mainline

C. Works proposed to apply water to beneficial use.

Sprinkler systemEstimated Total Cost \$ 50,000.00
 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, Paul B. Bonhorst 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 Paul B. BonhorstSubscribed and sworn to before me this 27th day of August, 1973
Scott F. Littlefield
 Notary Public (or other qualified officer)
Dept. of Water Rights

WATER RIGHT APPLICATION APPROVAL

The Water ^{Rights} Commission hereby approves Water Right Application No. 2009-3
PAUL B. BONHORST RR#3, PIERRE
 (Applicant) (Post Office Address)
SOUTH DAKOTA With the following modifications:
 (State)

Date of first receipt of application AUGUST 27 19 73
 Date of return to applicant for correction, amendments or changes required _____ 19 ____
 Date of receipt of corrected application _____ 19 ____
 Approved SEPTEMBER 12 19 73 Recorded in Book 12 Page 256

WATER RIGHT PERMIT NO. 2009-3

The Water ^{Rights} Commission hereby grants and issues this Water Right Permit No. 2009-3 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 27 19 73
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MARCH 12 19 76
3. The whole of said work is to be completed on or before SEPTEMBER 12 19 78
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is SEPTEMBER 12 19 82
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 7.0 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 5 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 SEPTEMBER 12 19 82; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 17TH day of SEPTEMBER 19 73

WATER RIGHTS COMMISSION

By:

Ernest L. Hunsell
 Chief Engineer, Executive Officer

Certificate of Construction Issued JANUARY 29 19 80

Water License Issued JANUARY 29 19 80

Permit No. 2009-3

Water Diversion No. 3 Missouri River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Paul B. Bonhorst

_____ the holder _____ of
Permit No. 2009-3, issued upon Application No. 2009-3, bearing date of priority of AUGUST 27,
1973 authorizing the diversion of 7.0 cu. ft. per second of the waters of the
Missouri River County of Hughes, State of South Dakota at a
point South 5° East, 5000 ft. from NW Corner of Section 32 - T110N -
_____ R66W
_____, for irrigation

purpose, 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 2.89 cu. ft. per second of water.

Date January 29, 1980

John Hatch
JOHN HATCH, Chief Engineer
Water Rights, WND

WATER LICENSE NO. 2009-3

(1) WHEREAS, On the 27th day of August, A. D. 1973

Paul D. Bonhorst

made Water Right Application No. 2009-3 for a permit to use 7.0 cubic feet per second of the waters of the Missouri River

County of Hughes, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 12th day of September, A. D. 1973

Permit No. 2009-3, with a date of priority of August 27, 1973

was issued to said applicant for the diversion of said water, and provided for the completion of construction on the water supply system therein described on or before the 12th day of September, A. D. 1978 and for the application to beneficial use of said water on or before the 12th day of September, A. D. 1982

and;

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 2.89 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 T110N - R76W:

<u>Section 29</u>	<u>Acres</u>	<u>Section 28</u>	<u>Acres</u>
<u>SW$\frac{1}{4}$ NW$\frac{1}{4}$</u>	<u>4</u>	<u>SW$\frac{1}{4}$ NW$\frac{1}{4}$</u>	<u>3</u>
<u>SE$\frac{1}{4}$ NW$\frac{1}{4}$</u>	<u>9</u>	<u>NW$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>13</u>
<u>SW$\frac{1}{4}$ NE$\frac{1}{4}$</u>	<u>7</u>	<u>Total Acres</u>	<u>309</u>
<u>NW$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>36</u>		
<u>NE$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>40</u>		
<u>SW$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>38</u>		
<u>SE$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>38</u>		
<u>NW$\frac{1}{4}$ SE$\frac{1}{4}$</u>	<u>40</u>		
<u>NE$\frac{1}{4}$ SE$\frac{1}{4}$</u>	<u>19</u>		
<u>SW$\frac{1}{4}$ SE$\frac{1}{4}$</u>	<u>38</u>		
<u>SE$\frac{1}{4}$ SE$\frac{1}{4}$</u>	<u>24</u>		

(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 Paul B. Bonhorst

Route 3 Box 49 of Pierre, SD

the holder and owner of said permit No. 2009-3 a water right, dating from August 27, 1973

 to use of 2.82 cubic feet per second of the waters

of the Missouri River

in the County of Hughes and State of South Dakota, or so much thereof as may be necessary for the

purposes hereinbelow mentioned, to be diverted at A point South 5° East, 5000 ft. from NW Corner

of Section 32 - T110N - R76W

and cond^{ed} to and upon portions of land in Section 28 and 29 - T110N - R76W

more fully described on the face of this License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 2009-3 and subject to the laws of the State of South Dakota.

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

this 25th day of January A. D.

Nineteen Hundred and Eighty

Board of Water Management

By:

John Hatch

Chief Engineer

JOHN HATCH

2009-3

Publish first publication, on or before August 30, 19 73

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

August 26, 19 73

Notice is hereby given that Paul B. Bonhorst
whose post office address is Pierre, 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
7.0 cubic feet of water per second of time from the Missouri River through the
Bonhorst Irrigation Project the point of diversion of which is to be located in the

of Section 31 37, Twp. 110N, Range 76W. Said water to be used for the purpose
of providing irrigation on the following described land:

S $\frac{1}{2}$ and S $\frac{1}{4}$ of Section 29; N $\frac{1}{4}$ of Section 28, all in T110N, R76W

This application No. 2009-3 will be considered by the Water Rights the Community Room of the
Grant County Courthouse at Milbank, S. Dak. Commission at 10:00 AM
Pierre upon the 12th day of September, 19 73, at 2:00 p. M. All interested

cc: Paul B. Bonhorst
RR# 3
Pierre, S. D. 57501

~~WATER RESOURCES COMMISSION~~
WATER RIGHTS COMMISSION

By:

Burton F. Jones
Water Right Specialist

No. 2009-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Hughes) ss.

I, John H. Hipple hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the DAILY CAPITAL JOURNAL

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 Pierre

County of Hughes and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

August 30, 1973;

September 6, 1973.

John H. Hipple
(Signature)

Business Manager
(Title)

Sept 10, 1973
(Date Signed)

Legal Notice

No. 1211 - 2d day - Aug. 30 - Sept. 6

No. 2009-3

Publish first publication, on or
before August 30, 1973.

NOTICE INTENT TO
APPROPRIATE WATER

Pierre, South Dakota 57501

August 28, 1973

Notice is hereby given that
Paul B. Bonhorst, whose post office
address is Pierre, South Da-
kota, has made an application in
accordance with the provisions of
the water laws of South Dakota for
a permit to appropriate for bene-
ficial use 7.0 cubic feet of water
per second of time from the
Missouri River through the Bon-
horst Irrigation Project, the point
of diversion of which is to be
located in the SW 1/4 SW 1/4 of
Section 32, Twp. 110N, Range
76W. Said water to be used for
the purpose of providing irriga-
tion on portions of the following
described land:

S 1/2 and S 1/2 NW 1/4, Section 29,
W 1/2 SW 1/4, Section 28, all in
T110N, R76W.

This application No. 2009-3 will
be considered by the Water Rights
Commission at the Community
Room of the Grant County Court-
house at Mitchell, South Dakota
upon the 12th day of September,
1973, at 2:00 P.M. All interest-
ed persons may appear and be
heard.

WATER RIGHTS COMMISSION

By: Burton F. Jones
Water Right Specialist

RECEIVED

SEP 11 1973

DEPT. OF NATURAL
RESOURCE DEVELOPMENT

2009-3

5-11-19

1300 ppm

1200 ppm

1200 ppm

1200 ppm

1200 ppm

1200 ppm

1200 ppm

1200 ppm

1200 ppm

1200 ppm

1200 ppm

1200 ppm

1200 ppm

Med. Col. 18 195 3535 N17m

Med. Col. 18 195 3535 N17m

Med. Col. 18 195 3535 N17m

Med. Col. 18 195 3535 N17m

Med. Col. 18 195 3535 N17m

Med. Col. 18 195 3535 N17m

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7265

PIERRE, January 28, 1980

RECEIVED OF XXXX Mrs Paul Bonhorst, RR #3, Pierre, SD 57501

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. 2009-3	1:00	
Fee for Inspecting Beneficial Use, and Issuing Water License No. 2009-3		
Fee for Issuing Location Certificate-Dry, Draw, No.		
Fee for filling		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL		1:00

WATER RIGHTS COMMISSION

By John Hatch
 Chief Engineer, Executive Officer
 JOHN HATCH (97)

Permit No. 2009-3Water Division 3 Missouri River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by Paul B. Bonhorstof RA #3, Pierre, South Dakota, 57501 holderof Permit No. 2009-3, bearing date of priority of August 27, 1973authorizing the diversion of 7.0 cu. ft. per second of the waters of Missouri Riverfor Irrigation purposes, in Hughes 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 GE 75 HP, 3555 RPM
Model 5K364YK1357 Ser # DK205022.
Pump. Cornell, Model 5YB-75-2, Ser # E1593
Pumping 1300 gpm.

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

6000 ft 10" Aluminum pipe
190 ft 4" Aluminum pipe
360 ft 6" Aluminum pipe

C. Works used to apply water to beneficial use.

Electroqator Center Pivot, Model 5E5, Ser # 9731652
1200 ft 10" Gated Pipe
1680 ft Side Roll - Western; 5" dia Pipe
1250 ft 4" Trowlines

The system is in the following condition: GoodThe point of diversion is located S 5° E 5000 ft from NW corner of
Section 32, T110N R76W.The works are capable of diverting and conveying to the place of use 2.89cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: The following in Sec. 29,

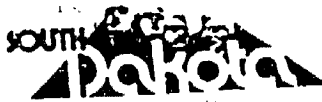
T110N R76W. SW 1/4 NW 1/4 - 4 Ac, SE 1/4 NW 1/4 - 4 Ac, SW 1/4 NE 1/4 - 7 Ac,
NW 1/4 SW 1/4 - 36 Ac, NE 1/4 SW 1/4 - 40 Ac, SW 1/4 SW 1/4 - 38 Ac, SE 1/4 SW 1/4 - 38 Ac,
NW 1/4 SE 1/4 - 40 Ac, NE 1/4 SE 1/4 - 19 Ac, SW 1/4 SE 1/4 - 38 Ac, SE 1/4 SE 1/4 - 2 Ac,
The following in Sec. 28, T110N R76W, SW 1/4 NW 1/4 - 3 Ac, NW 1/4 SW 1/4 - 13 Ac

comprising a total of 309 acres of land.

1300 ÷ 450 = 2.89 cfs
1 acre = 43560 sq ft

Date May 17, 1979

Leroy J. McNaugh
(Signature)



Department of Water & Natural Resources

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

February 17, 1989

Paul Bonhorst
HCR 531, Box 49
Pierre, SD 57501

Dear Mr. Bonhorst:

On October 6, 1988, the Water Management Board adopted rules to implement a 1988 law for application of chemicals through irrigation systems. The rules establish equipment standards, performance standards and installation requirements for irrigation systems that apply chemicals (fertilizers, insecticides, or herbicides) with irrigation water.

You have indicated on your 1988 Water Management Board Irrigation Questionnaire that you do apply chemicals with irrigation water. A copy of the new rules for chemigation are enclosed for your information.

The new standards include:

- * a check valve between the irrigation pump and the point of chemical injection;
- * a vacuum relief valve on top of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a low-pressure drain on the bottom of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a chemical injection line check valve between the chemical injection pump and the point at which the chemical is injected into the irrigation line; a second check valve is required if the chemical injection pump is not a positive displacement pump;
- * an interlock system which ensures that the chemical injection pump will stop whenever the irrigation pump stops;
- * an inspection port between the irrigation pump and the check valve on the irrigation line;



Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

The equipment must be installed according to the manufacturer's specifications, calibrated, and maintained in good working condition. All chemical product labels must be followed and warning signs must be posted. These rules also require reporting of all spills, accidents, and system malfunctions. A 24-hour telephone number is provided.

The chemigation rules contain notification and record keeping requirements. Prior to using chemigation, notification must be given to the Chief Engineer on the enclosed Form 1C. Information that must be provided in this notification includes the water permit or right number, the name, address, and telephone number of the water permit or right holder and of the system operator, and the legal description of the lands on which the system is located. A record of the name, quantity, dates and hours of each chemical applied must be provided to the Chief Engineer on Form 2C. A copy of this form is also enclosed for your information. It will be mailed with the annual irrigation questionnaire and must be returned with the questionnaire by the date specified. If you have any questions regarding these rules or need additional copies of the forms, please contact Susan Bowar, Water Rights Engineer (605-773-3352).

Very truly yours,

John H. Hatch
for JOHN HATCH, Chief Engineer
Water Rights Division

Appl # 2009-3 ~~map 1432-3~~

1973

Paul Bonherst
Permit # 2009-3
Hughes Co.

Map 1422-3

(1-45)

SE 1/4 NW 1/4

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

SW $\frac{1}{2}$ NW $\frac{1}{4}$

33.0

4 Ac.

9 Ac.

746

259.6

29

CP and or Flood

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

NE $\frac{1}{4}$ SW $\frac{1}{4}$ HOAG

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

19 Ac

21. 100%

10th PVC

pad

6" Ry $\frac{1}{2}$ A H

 $SW\frac{1}{4}, SW\frac{1}{4}$

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

 $\text{cm}^2 \text{ SF}^{\frac{1}{2}}$

SE-SE

4-11-19

24

38 AC

38 Ac.

Wheat

38 AC

76

(1-45)

$S \frac{1}{2}$

110-76

1969

25.3

(1-45)
34.0V

5.0

6.3V

31

10' - 1/2" - 1/4" - 1/8" - 1/16" - 1/32" - 1/64" - 1/128" - 1/256" - 1/512" - 1/1024" - 1/2048" - 1/4096" - 1/8192" - 1/16384" - 1/32768" - 1/65536" - 1/131072" - 1/262144" - 1/524288" - 1/1048576" - 1/2097152" - 1/4194304" - 1/8388608" - 1/16777216" - 1/33554432" - 1/67108864" - 1/134217728" - 1/268435456" - 1/536870912" - 1/1073741824" - 1/2147483648" - 1/4294967296" - 1/8589934592" - 1/17179869184" - 1/34359738368" - 1/68719476736" - 1/137438953472" - 1/274877906944" - 1/549755813888" - 1/1099511627776" - 1/2199023255552" - 1/4398046511104" - 1/8796093022208" - 1/17592186044416" - 1/35184372088832" - 1/70368744177664" - 1/140737488355328" - 1/281474976710656" - 1/562949953421312" - 1/1125899906842624" - 1/2251799813685248" - 1/4503599627370496" - 1/9007199254740992" - 1/18014398509481984" - 1/36028797018963968" - 1/72057594037927936" - 1/144115188075855872" - 1/288230376151711744" - 1/576460752303423488" - 1/1152921504606846976" - 1/2305843009213693952" - 1/4611686018427387904" - 1/9223372036854775808" - 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(2-237)

Paul Bonhofs
Permit #2009-3

Side Roll

SW 1/4 NW 1/4

13 Ac

NW 1/4 SW 1/4
13 Ac

5.0

28

32.0

100' SE 1/4 SW 1/4
29 Ac

SW 1/4 SE 1/4
38 Ac

SE 1/4 SE 1/4
29 Ac

40-76

Brad Bonhofs
Permit #2009-3