

Water Right Number 2016-3

1. Considered MARCH 20, 19 74.
2. Name of Applicant ERNEST E. ROZELL
3. Post Office Address ELK POINT
4. Amount of water claimed 2.28
5. Source of water supply GROUND WATER
6. Water to be used for IRRIGATION

Acres to be irrigated 160

7. Water to be diverted and used in UNION County
- about 65 1/2 W Miles of ELK POINT

8. Proof of Publication Received 2-25-74

Not received

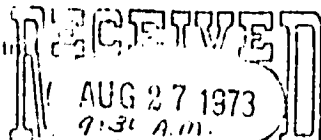
9. Application Approved

Subject to

Not approved

Action deferred

10. Remarks:

No. 2016-3Map No. 1428-3 Water Division No. 3 BIG SIOUX RIVER District
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

STATE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE: Draw a line through items not applicable)

1. Name of Applicant Ernest E. Rozell, Jr.
 Postoffice address Elk Point, 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
3. Name of diversion work Irrigation Well #2
2.28 MAXIMUM ALLOWABLE
4. Amount of water claimed (cubic feet per second) 1200 gal. per min.
5. Source of water supply Ground water
6. Location of point of diversion 1320' West and 1320' South of Northeast corner of
Section 24, Township 90, Range 49
Union County _____
7. Annual period or periods during which water is to be used June through August
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 _____

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.
NE 1/4 Sec. 24, T 90, R. 49	160		

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 1/2 years.
11. Name of newspaper for Notice of Intent to Appropriate Water publication Leader-Courier
12. Principal Features of the Proposed Water Supply System.

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

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

C. Works proposed to apply water to beneficial use. Well SprinklerEstimated Total Cost \$ 26,000Attachments: 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 Union)I, Ernest E. Rozell, Jr., 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 _____

Subscribed and sworn to before me this 22ND day of August, 1973

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 2016-3

ERNEST E. ROZELL, JR.
(Applicant)

ELK POINT
(Post Office Address)

SOUTH DAKOTA 57025 Will the following modifications:
(State)

The irrigation well approved under this Permit is located near domestic wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in existing domestic wells.

Date of first receipt of application AUGUST 27 19 73
Date of return to applicant for correction, amendments or changes required AUGUST 31 19 73
Date of receipt of corrected application FEBRUARY 6 19 74
Approved MARCH 20 19 74 Recorded in Book 12 Page 324

WATER RIGHT PERMIT NO. 2016-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 2016-3 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 FEBRUARY 6 19 74
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPTEMBER 20 19 76
3. The whole of said work is to be completed on or before MARCH 20 19 79
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 20 19 83
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 2.28 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 MARCH 20 19 83; said water to be used during the following described annual period: JUNE THRU AUGUST

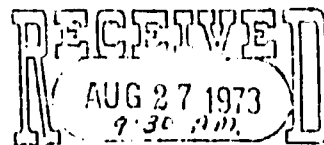
Witness my hand this 22ND day of MARCH 19 74

WATER RESOURCES COMMISSION

By: Donald D. Carroll
Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____



12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

(1) Drill Hole, Diameter 36", Depth 105'(2) Casing, Type Concrete, Diameter 18', Thickness 2.5"
(wood, concrete, steel, etc)

(3) Perforated Screen.

Type Slotted, Diameter 18', Length 40'(4) Gravel Pack. Thickness 6' to 9', Length of gravel pack 20'

E. Dugout Information or Estimates.

(1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

(1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials _____

Depth to top of water bearing material 40'Depth to bottom of water bearing material 105'Thickness of water bearing material 45'Depth to water (ground surface to water level) 9'

(2) Distance to nearest existing household or livestock watering wells.

On same owner's property 80 rds. On property owned by others 160 rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Edmund E. Rollins

Signature of Applicant

Conservation
Commission
Form WI #1

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(This Form Required For Proposed Well Irrigation Only)

FOR COMMISSION USE ONLY

Irrigation System: _____

Water Quality: _____

Soils Capability: _____

Approved: 10/11/21

Disapproved: _____

NAME: Ernest E. Rozell, Jr.

ADDRESS: Elk Point, South Dakota 57025

COUNTY: Union

LEGAL DESCRIPTION

1. WELL LOCATION: 1320' West and 1320' South of the NE corner NE 24-90-50
2. AREA TO BE IRRIGATED: 160 acres

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): ~~Sprinkler~~ Center Pivot-Self
Propelled
4. CROPS TO BE IRRIGATED: Corn

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0 to 1% slope
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: 2M45X f2w2 Haynie Bottom-
land soil

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 73-618
8. SALINITY: EC = 1894 micromhos/cm (High)
9. SODIUM: SAR = 2.11 (Low)

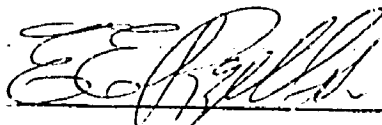
I do hereby certify that a chemical analysis of the ground water to be acquired for irrigation from South Dakota State University and:

the land capability for irrigation information has been acquired from

C. K. Daalgren D.C., Soil Conservation Service

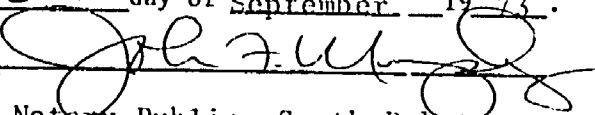
and:

that the legal description for the location of the well and land to be irrigated is true and correct.



Subscribed and sworn before me this

3rd day of September 19 73.



Notary Public, South Dakota

(Title)



January 23, 1974

2016-3
2017-3
2018-3

Department of
Natural Resource
Development
WATER RIGHTS
COMMISSION
Office Building 2
Pierre, SD. 57501
Ph. 224-3151

Dr. Lawrence Fine
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57006

Dear Dr. Fine:

As per our telephone conversation of January 23, 1974 enclosed are the three WI-1 forms of Ernest E. Rozell, Jr. of Elk Point.

When you check you will find that only two water samples were submitted and analyzed. The water sample submitted for the SE $\frac{1}{4}$ Section 13, T90N, R50W should also be used for the NE $\frac{1}{4}$ of Section 24, T90N, R50W and only one well is planned for these two quarters.

Sincerely,

DONALD DRISCOLL
Chief Engineer

DD/bw

cc: Mr. Dennis Hood, Conservation Commission, Department of
Environmental Protection, Pierre, South Dakota 57501

REPORT OF ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57006

Submitted by: W. J. Rozell Date Rec'd: 6/10/73
 Address: 117 Airt, South D 57006 Sample No. 73-618
27025 Identification W. J. Rozell, Brookings, S.D.

WATER ANALYSIS

Calcium (Ca)	260	ppm*	11.00	me/l**
Magnesium (Mg)	38	ppm	1.6	me/l
Sodium (Na)	130	ppm	5.60	me/l
Potassium (K)	16	ppm	0.68	me/l
Sulfate (SO ₄)	560	ppm	23.65	me/l
Nitrate (as N)	0.15	ppm	0.01	me/l
Chloride (Cl)	20	ppm	0.85	me/l
Bicarbonate (HCO ₃)	703	ppm	29.50	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe) ***	12.50	ppm		me/l
Fluoride (F)		ppm		g.p.g.***
Hardness (EDTA as CaCO ₃)	10	ppm		
Alkalinity (Methyl Orange)	275	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1894	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	2.11			
Sodium	26.53	% of cations		
Residual sodium carbonate	0.69	me/l		
pH	7.94			
Others:				

*ppm=parts per million

**me/l=milliequivalents per liter

***g.p.g.=grains per gallon

COMMENTS: See attached sheet.

By: Shirley Kitten

Service Performed	Amount Due
Water Analysis shown above.	\$9.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 73-618

Amount Enclosed \$

Signed

Form 6 - Notice of Intent to Appropriate Water

J. 2016-3

Publish first publication, on or before March 7, 1974

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

~~2 February 7~~, 1974

Notice is hereby given that Ernest E. Rosell, Jr.

whose post office address is Elk Point, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use

2.28 cubic feet of water per second of time from the ground water through the Rosell Well #2, the point of diversion of which is to be located in the

Center of the NE $\frac{1}{4}$ at the S $\frac{1}{2}$ Corner

of Section 24, Twp. 90N, Range 50W. Said water to be used for the purpose of providing irrigation on the following described land:

NE $\frac{1}{4}$, Section 24, T90N, R50W

This application No. 2016-3 will be considered by the Water ~~Rights~~ Commission at their office at Pierre upon the 20th day of March, 1974, at 2:30 P. M. All interested persons may appear and be heard.

~~WATER RIGHTS COMMISSION~~
~~WATER RESOURCES COMMISSION~~

By:

BURTON F. JONES, Water Rights Specialist

BFJ/bw

cc: Ernest E. Rosell, Jr. Elk Point, S.D. 57025

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Union) ss.

I, Byron Helgersen hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water 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 of South Dakota;
that the said notice was published in said newspaper on the following
four dates:

February 14, 1974

February 21, 1974

(Signature)

(Title)

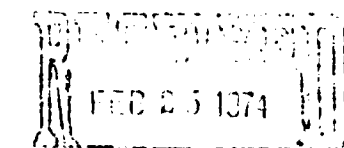
February 21, 1974

(Date Signed)

NOTICE
INTENT TO APPROPRIATE
WATER

Pierre, South Dakota 57501
February 7, 1974
Notice is hereby given that Ernest E. Rozell, Jr. whose post office address is Elk Point, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate ~~2.28~~ 2.28 cubic feet of water per second of time from ground water through the Rozell Well #2, the point of diversion of which is to be located in the Center of the NE $\frac{1}{4}$ at the S $\frac{1}{4}$ Corner of Section 24, Twp. 90N, Range 50W. Said water to be used for the purpose of providing irrigation on the following described land: NE $\frac{1}{4}$, Section 24, T90N, R 50W.

This application No. 2016-3 will be considered by the Water Rights Commission at their office at Pierre upon the 20th day of March, 1974, at 2:30 p. m. All interested persons may appear and be heard.
WATER RIGHTS COMMISSION
By: Burton F. Jones, Water Rights Specialist
(Publish Feb. 14 and 21)



STATE WATER RIGHTS COMMISSION
PIERRE, S.D. 57501

7-25-74

WILL & CP IN
IS COVERING SLIGHT ACREAGE IN SE⁴ &
PROBABLY NW⁴ (SHEPHERD SECTION) PLANS ON
CLEARING ADDITIONAL LANDS, AND WILL
INCLUDE THE ADDITIONAL ACRES UNDER NWD
PERMIT - HOLD UP LICENSING FOR NOW

Just

Permit No. 2016-3Water Division 3 BIG SIOUX RIVER Water District

**REPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE**

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by ERNEST E. ROZELL, JR. of ELK POINT holder of Permit No. 2016-3, bearing date of priority of FEBRUARY 6, 1974, authorizing the diversion of 2.28 cu. ft. per second of the waters of GROBEN WATER for IRRIGATION purposes, in UNION 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:

105' DEEP WELL WITH 18" CONCRETE CASING
WESTERN LAND ROLLER 8" PUMP
POWERED BY CATERPILLAR #3208 DIESEL MOTOR

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

C. Works used to apply water to beneficial use.

The system is in the following condition: _____

The point of diversion is located _____

The works are capable of diverting and conveying to the place of use _____

cu. ft. per second of water which is to be used for _____

Water has been put to beneficial use to the maximum extent as follows: _____

comprising a total of _____ acres of land.

Date _____

(Signature) _____

South Dakota Department of
Water & Natural Resources

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

2343-3
2347-5
2015-3
2016-3
2017-3
2526-3

February 17, 1989

Ernest Rozell, Jr.
RR 1, Box 28A
Elk Point, SD 57025

Dear Mr. Rozell:

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;

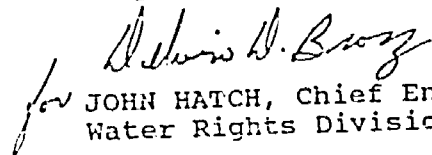


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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 Dowar, Water Rights Engineer (605-773-3352).

Very truly yours,


JOHN HATCH, Chief Engineer
Water Rights Division

2016-3

Form 12

Permit No. 2016-3
Missouri River - Water District

Report Of Examination Of Works And/Or Application of Water To Beneficial Use

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

I have this day made a thorough examination of the water use system constructed by Ernest Rozell, Jr. of RR1, Box 28A Elk Point, SD 57025 holder of Permit No. 2016-3, bearing the priority of February 6, 1974 authorizing the diversion of 2.28 cu. ft. per second of the waters of Missouri-Elk Point Aquifer 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:
One well, 105' deep with 65' of 18" concrete casing and 40' of slotted PVC screen, Western Land Roller pump, Model No. 8M 312KB11, 8" 3 stages, 900 GPM, Caterpillar Motor, Model No. 3208DI, 100 HP
- B. Works used to transport water to place of use:
150' of 10" Cast Iron pipe and 20' of 10" Aluminum pipe
- C. Works used to apply water to beneficial use:
Valley Electric Center Pivot system, 7 towers, 1320' long with end gun, high Pressure, 900 GPM

The system is in the following condition good. The point of diversion is located 1230'S and 1210'W of the NE corner of Section 24-T90N-R50W. The works are capable of diverting and conveying to the place of use 2.0 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 Section 24-T90N-R50W:

NW1/4 NE1/4 = 34 acres

SW1/4 NE1/4 = 34 acres

NE1/4 NE1/4 = 35 acres

SE1/4 NE1/4 = 35 acres

comprising a total of 138 acres of land and the license should be issued for 1.97 cfs.

Applicable permit qualifications have been complied with: Yes X No

Exceptions to compliance are: None Date: 6/24/93

Gregory C. Johnston
Gregory C. Johnston
Natural Resources Engineer
DENR, Water Rights Division

2016-3

REPORT ON INSPECTION OF PERMIT NO. 2016-3

DATE: 6/24/93

Other permit(s) associated with the project:

DIVERSION POINT LEGAL LOCATION: 1230'S and 1210'W of the NE corner of Section 2, T.10N. R50W

WELL INFORMATION:

- 1) Well Drilling Firm: unknown
- 2) No. of Wells 1
- 3) Depth(s) 105 feet
- 4) Well log is available Y/N Y
- 5) Comment:

Casing:

- 1) Diameter 18 inches
- 2) Length 65 feet
- 3) Type concrete

Screen:

- 1) Type slotted PVC
- 2) Length 40 feet
- 3) Static water level 9 feet

Pump:

- 1) Make Western Land Roller
- 2) Model 8M 312KB11
- 3) Size 8"
- 4) Capacity 900 GPM

Motor:

- 1) Make Caterpillar Diesel
- 2) Model No. 3208 DI
- 3) Horsepower rating 100 hp

DISTRIBUTION LINES OR CANALS:

- 1) Type Cast Iron/Aluminum
- 2) Size 10 inches
- 3) Length 150/20 feet

SYSTEM TYPE:

Center pivot:

- 1) Make Valley Electric
- 2) Overall length 1320 feet
- 3) Number of towers 7
- 4) Distance between towers 170 feet
- 5) End gun Y/N Y
- 6) High or low pressure High
- 7) Capacity 900 GPM

CHEMIGATION EQUIPMENT:

- 1) Does chemigate Y/N N

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit lands agree with lands being irrigated and lands listed on permit Y/N Y
- 2) Special qualifications to permit being abided by Y/N Y
- 3) All structures, wells and lands on map Y/N Y
- 4) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y/N Y



2016-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

August 5, 1993

2016-3

Ernest Rozell, Jr.
RR 1, Box 28A
Elk Point, SD 57025

Dear Mr. Rozell:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 2016-3, has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

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

NOTE: On check or money order, please specify your permit number. This will insure proper handling of the fee.

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

2016-3
413861

Pierre, _____ August 13, 19 93

RECEIVED OF Ernest Rozell, Rozell Real Estate Co., Box 101, 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. <u>2016-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John H. Hatch
Chief Engineer

2016-3

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 2016-3

(1) Ernest Rozell, Jr. of RR #1 Box 28A, Elk Point, SD 57025 made Application No. 2016-3, August 27, 1973 for a water permit to appropriate 2.28 cubic feet of water per second from groundwater (one well), Union County, South Dakota for irrigation purposes. Permit No. 2016-3, with a priority date of February 6, 1974 was approved March 20, 1974 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before March 20, 1979 and for the application to beneficial use of said water on or before March 20, 1983.

(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 1.97 cubic feet of water per second for beneficial use. The location of the diversion point is 1230'S and 1210'W of the NE corner of Section 24, T90N, R50W (NE¼NE¼ - near center of the NE¼).

(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:

T90N, R50W	Section 24	NW¼NE¼	34 acres
		SW¼NE¼	34 acres
		NE¼NE¼	35 acres
		SE¼NE¼	35 acres
		Total	138 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Ernest Rozell, Jr of RR #1 Box 28A, Elk Point, SD 57025 the holder and/or owner of Water Permit No. 2016-3 is issued a license to appropriate water, the right to use 1.97 cubic feet of water per second from groundwater (one well) with a priority date of February 6, 1974 from the location specified in (2) of this license. The water 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 Water Permit No. 2016-3 and subject to South Dakota State Law.



SEP 20 1993

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



2016-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

SEP 20 1993

2016-3

Ernest Rozell, Jr.
RR 1, Box 28A
Elk Point, SD 57025

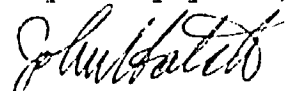
Dear Mr. Rozell:

Enclosed is Water License No. 2016-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413861 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. 2016-3, 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

gm
enclosures

Union

50 W / 700
44
PAC: 4
REV: 3

Photo: P
2016-2

(Name)

(domestic, irrigation, municipal, industrial, other)

[illegible]

Depth to bottom of casing _____ 110 _____ ft.

0-80 22" O.D. Kelly concrete casing

80-110 22" D.C. Kelly concrete well screen

If a flowing well, flow of completed well G.P.M.

Attach sheet if more space is needed

Empire Irrigation Drilling Co. Inc.
Name of Drilling Contractor

PUMP INSTALLATION
Company name and size of pump Western Land Roller 8" HR. 60

Type of pump turbine 3-12 HP hoist Capacity of installed pump 800 G.P.M.

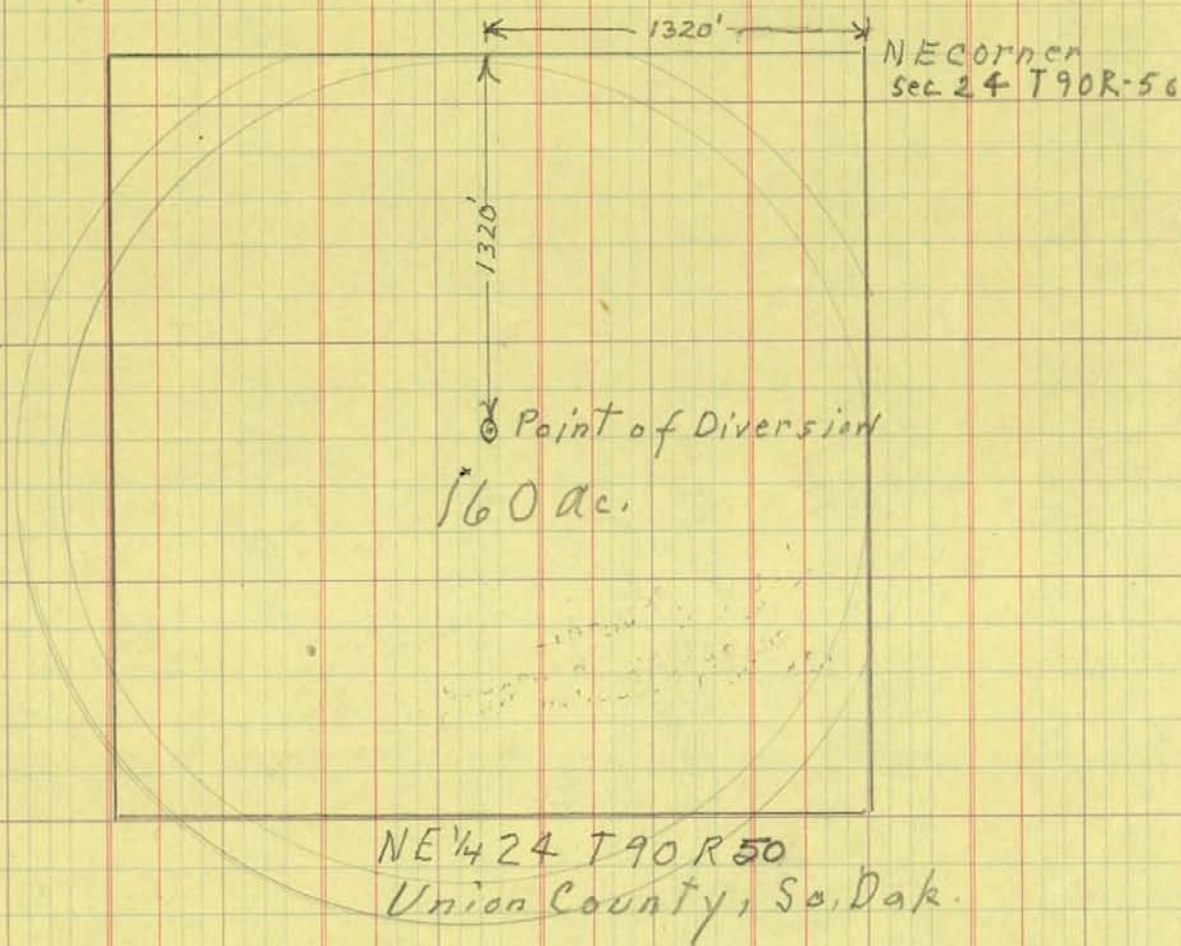
Depth of pump placement 45 ft., Date of pump installation 5/16/74

On some wells an air-tight water surface measuring tube is required: See Section 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed _____ ft., tube diameter _____, tube material _____.

~~Empire Irrigation Drilling Co., Inc.~~
Name of Pump Installation Contractor





Scale - 16 in. = 1 mi

160 A - Irrigated

Owner: E.E. Rozel

8/17/73

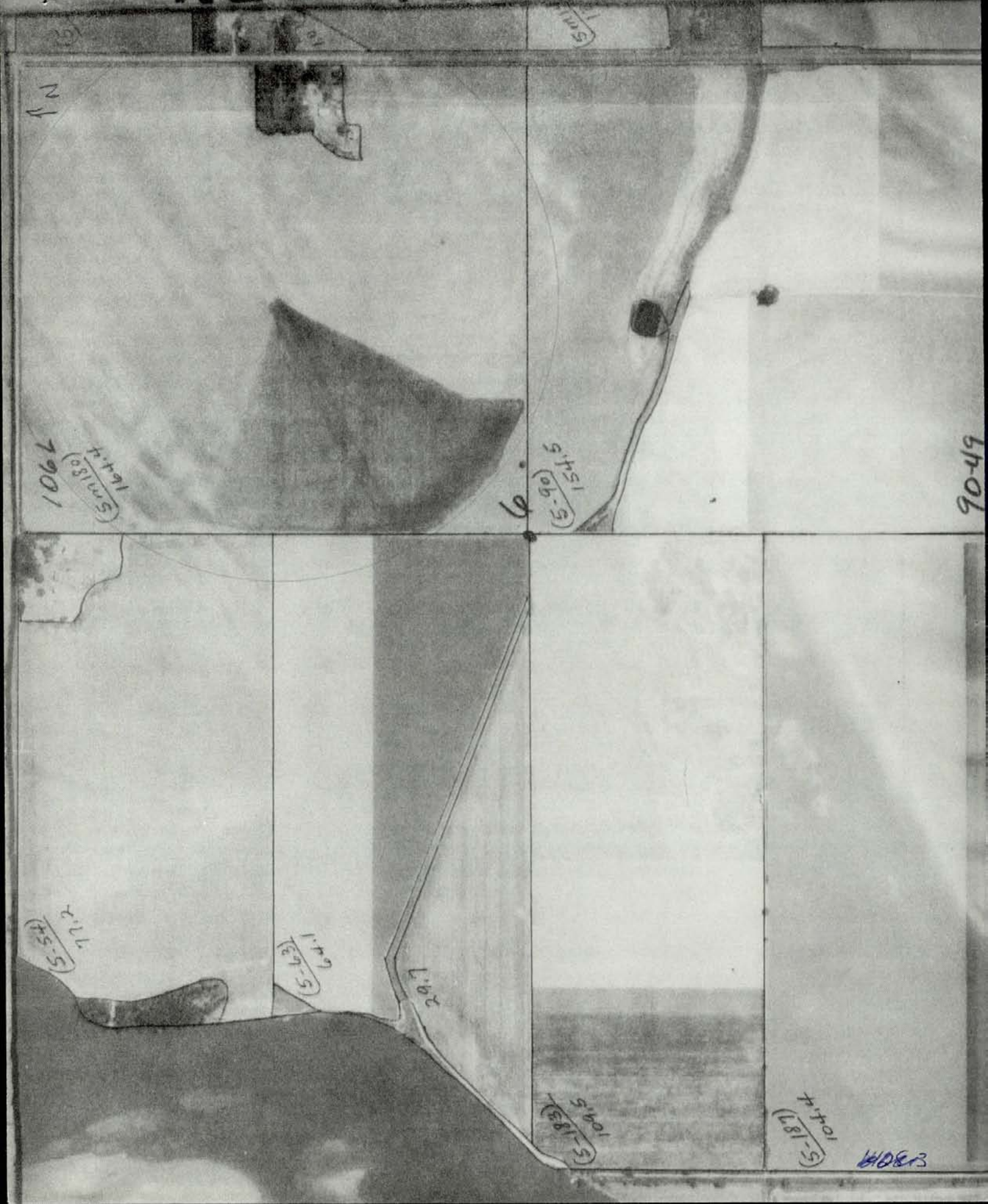
Prepared by:

C.K. Dahlgren D.C.

Soil Conservation Service

Appl. # 2016-3

NOT TO SCALE



NOT TO SCALE

NO. 2016-3

ERNEST ROZELL, JR. 199.6

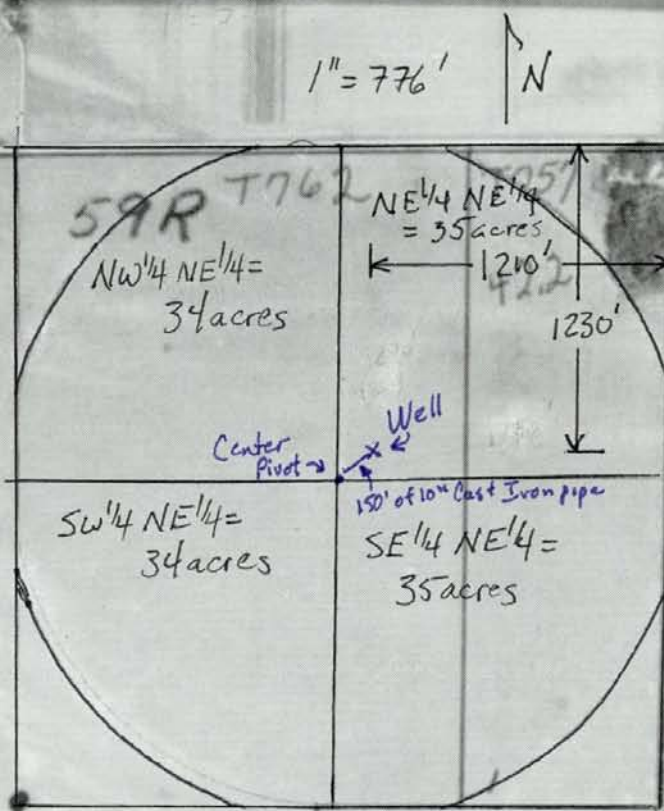
Drawn by:

Gregory C. Johnston

Gregory C. Johnston

Water Rights Division, DENR
Natural Resources Engineer

8/4/93

24
ALL IN SECTION 24-T90N-R50W:

NW 1/4 NE 1/4 = 34 acres

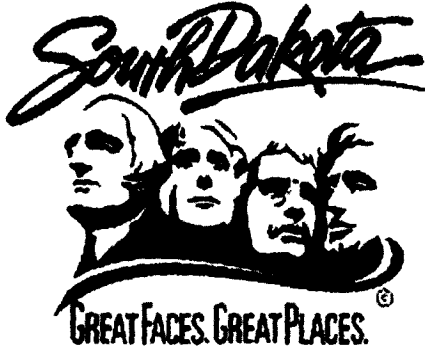
SW 1/4 NE 1/4 = 34 acres

NE 1/4 NE 1/4 = 35 acres

SE 1/4 NE 1/4 = 35 acres

Total = 138 acres

90-50



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 1, 2011

Michael Rozell
32955 476th Ave
Elk Point SD 57025

RE: Ownership changes for Water Right Nos. 2015-3, 2016-3, 2017-3, 2348-3, 2349-3, 2526-3,
3644-3 and 3674-3

Dear Mr. Rozell:

Thank you for the prompt return of the 2011 irrigation questionnaires. I note from the forms that ownership changes are needed for the above listed water rights.

Enclosed are partially completed Notice of Transfer of Ownership forms for filing the ownership changes. Please review and complete as needed. Upon completion, please sign the forms and return them to our office with a required filing fee of \$50.00 each (total of \$400). The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath".

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

enclosures

RECEIVED
NOV 28 2011
WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 2016-3
Date: _____

I/We request that Water Right No. 2016-3

formerly owned by: Ernest E Rozell, Jr

be transferred to: (name & address) _____

Michael & Joanne Rozell
32955 476th Avenue
Elk Point, SD 57025

- 6808

Telephone No. 356-2961

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

138 acres - NE 1/4 Section 24, T90N, R50W

I/We understand that the validity of Water Right No. 2016-3 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.

Michael & Joanne Rozell

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

Michael Rozell
(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

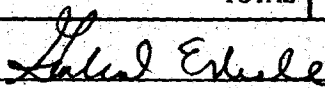
Date 11/28, 20 11

RECEIVED OF Michael Rozell 32955 476th Ave 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	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>2016-3</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. **05079**

By 
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 30, 2011

Michael & Joanne Rozell
32955 476th Ave
Elk Point SD 57025

RE: Ownership changes for Water Right Nos. 2015-3, 2016-3, 2017-3, 2348-3, 2349-3, 2526-3
and 3644-3

Dear Mr. Rozell:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for the above listed water rights.

The ownership changes have been completed. The water rights formerly held by Ernest E Rozell are now listed in your names. Enclosed for your records are the receipts for the filing fees you paid.

If you have any questions, please contact me.

Sincerely,

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

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

enclosures