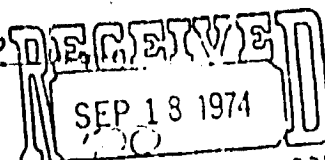


Water Right Number 2115-3

1. Considered NOVEMBER 13, 1972
2. Name of Applicant JAMES H. GROSECLOSE
3. Post Office Address PIERRE
4. Amount of water claimed 9.15
5. Source of water supply MISSOURI RIVER
6. Water to be used for IRRIGATION
- Acres to be irrigated 1640
7. Water to be diverted and used in SULLY County
about 17N 8W Miles of PIERRE
8. Proof of Publication Received 10-4-74
Not received
9. Application Approved
Subject to
Not approved
Action deferred
10. Remarks:

No. 2115-3Map No. 1513-3Water Division No. 3

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

MISSOURI RIVER

APPLICATION FOR PERMIT

STATE WATER RIGHTS 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 James H. GroseclosePostoffice address Part A, Pierre, State South Dakota

If a corporation show date and place of incorporation _____ combination

2. Method of accomplishing work (contract, employment of others, or by direct labor) _____

3. Name of diversion work Groseclose Irrigation System4. Amount of water claimed (cubic feet per second) 9.155. Source of water supply Missouri River6. Location of point of diversion between a point located 50 rds. North and 50 rds. East of the SW Corner of Section 4 and a point 80 rds. South and 50 rds. East of the NW Cornerof Section 9, all in T113N, R80W _____ County Jully7. Annual period or periods during which water is to be used April through October8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation9. For irrigation use, Total number of acres to be irrigated 640

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.
W $\frac{1}{2}$ Section 5, T113N, R80W	320		
N $\frac{1}{2}$ Section 8, T113N, R80W	320		

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 Onida Watchman, Onida, S.D.

12. Principal Features of the Proposed Water Supply System.

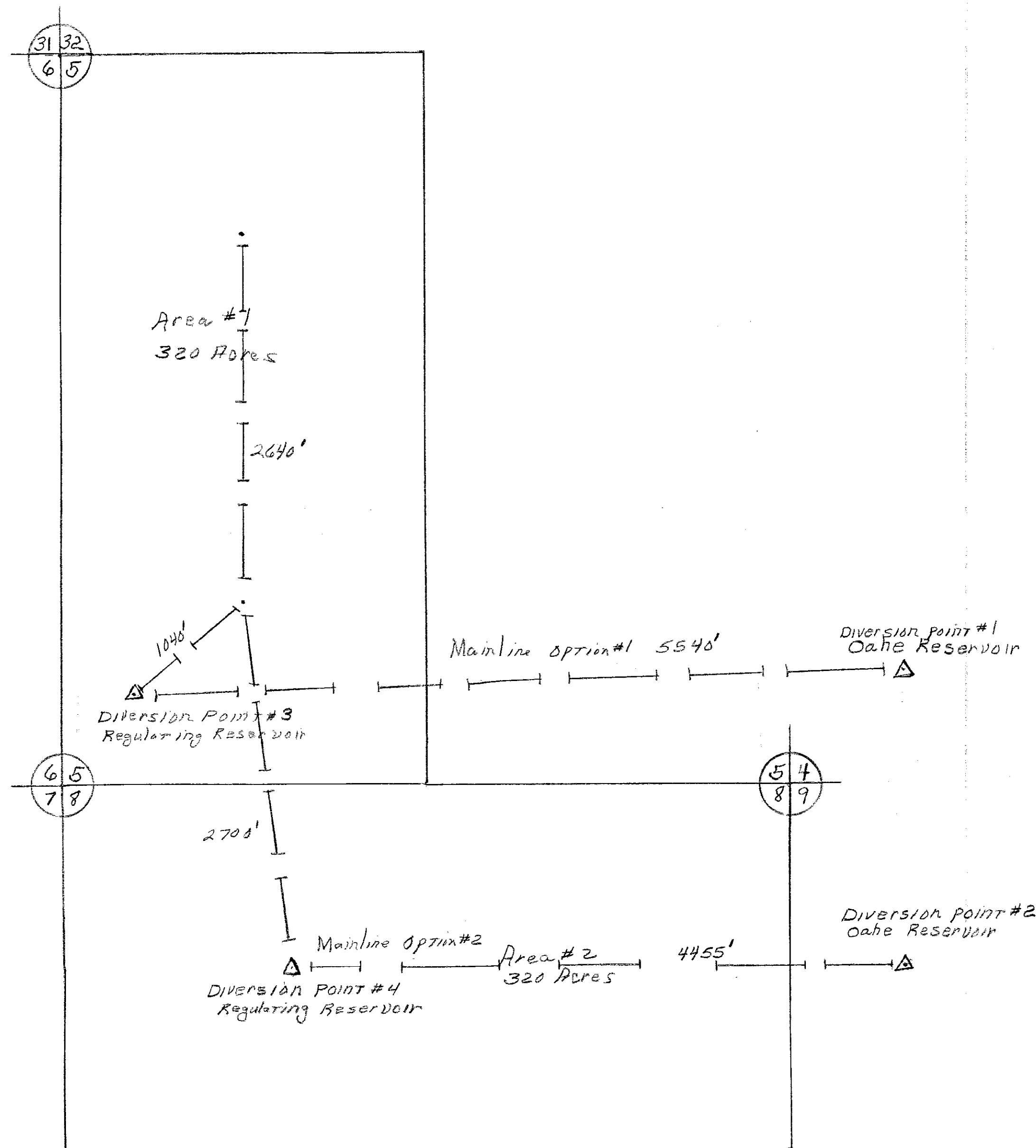
A. Works proposed to divert water from its natural source.
Centrifugal pumpsIndustrial engine or electric motors
Two regulating reservoirsB. Works proposed to transport water to place of use.
Approximately 18,000 feet of pipelineC. Works proposed to apply water to beneficial use.
Sprinkler system, or combination systemEstimated Total Cost \$ 70,000Attachments: 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 Hughes)I, James H. Groseclose, 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 constructionSigned James H. GrosecloseSubscribed and sworn to before me this 18th day of September, 19 74

Notary Public (or other qualified officer)

BETTY WESTLUND, Land/Water Clerk II



Area	Description	Acres
Area #1	W 1/2 Sec 5-T113N-R80W	320 Acres
Area #2	N 1/2 Sec 8-T113N-R80W	320 Acres
Total		640 Acres

Diversion Point	Location
#1	50 Rods E. + 50 Rods N. SW Corner Sec 4-T113N-R80W
#2	50 Rod E. + 80 Rods S NW Corner Sec 9-T113N-R80W
#3	30 Rods E. + 40 Rods N SW Corner Sec 5-T113N-R80W
#4	110 Rods E. + 80 Rods S. NW Corner Sec 8-T113N-R80W



Scale 1" = 660'

James H. Groseclose
Irrigation System

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed _____	Date _____	Approved by _____
Drawn _____		Title _____
Traced _____		Title _____
Checked _____	Sheet _____	Drawing No. _____
	No _____	
	of _____	

WATER RIGHT APPLICATION APPROVAL

JOHN GARRIGAN

The Water Rights Commission hereby approves Water Right Application No. 2115-3JAMES H. GROSECLOSE
(Applicant)PART A, PIERRE
(Post Office Address)SOUTH DAKOTA, 57501 With the following modifications:
(State)

Date of first receipt of application

SEPTEMBER 18, 19 74

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

Date of receipt of corrected application

Approved NOVEMBER 13, 19 74

Recorded in Book

13

Page

102WATER RIGHT PERMIT NO. 2115-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2115-3 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 SEPTEMBER 18, 19 74
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 13, 19 77
3. The whole of said work is to be completed on or before NOVEMBER 13, 19 79
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 13, 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 9.15 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 13, 19 83; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 18TH day of NOVEMBER, 19 74

WATER RIGHTS COMMISSION

By:

Donald D. Russell
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 _____, Depth _____

(2) Casing, Type _____, Diameter _____, Thickness _____
(wood, concrete, steel, etc)

(3) Perforated Screen.

Type _____, Diameter _____, Length _____

(4) Gravel Pack, Thickness _____, Length of gravel pack _____

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 _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

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

On same owner's property _____ rds. On property owned by others _____ 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.

Regulating Reservoir No. 3

2 acres

Ten feet deep

8 acre-feet

Regulating Reservoir No. 4

3 acres

Ten feet deep

12 acre-feet


Signature of Applicant

No. 2115-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Sioux) ss.

I, Alice Olson hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Sioux Watchman

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 Sioux

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

Thursday, Sept. 26, 1974

Thursday, Oct. 3, 1974

Alice Olson
(Signature)

Publisher
(Title)

Oct. 3, 1974
(Date Signed)

NOTICE
INTENT TO
APPROPRIATE WATER

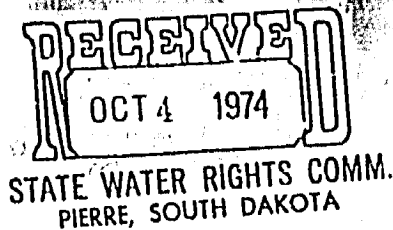
Notice is hereby given that
James H. Groseclose whose post
office address is Pierre, South
Dakota, has made an application
in accordance with the provisions
of the water laws of South Dakota
for a permit to appropriate for
beneficial use 9.15 cubic feet of
water per second of time from the
Missouri River through the
Groseclose Irrigation Project, the
point of diversion of which is to be
located between points in the
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 4 and a point
in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9,
Twp. 113N, Range 80W. Said
water to be used for the purpose
of providing irrigation on the
following described land:

W $\frac{1}{2}$ Section 5 and the NW $\frac{1}{4}$
Section 8, T113N, R80W.

This application No. 2115-3
will be considered by the Water
Resources Commission at the
Embassy Room No. 12 at the
Downtown Holiday Inn at Sioux
Falls, S. D. upon the 13th day of
November, 1974, at 2:30 P.M. All
interested persons may appear and
be heard.

WATER RESOURCES
COMMISSION
Burton F. Jones
Water Rights Specialist

34-35



2115-3

Publish first publication, on or before October 31, 1974NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

September 20, 1974James H. Groseclose

Notice is hereby given that

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 use9.15Missouri RiverGroseclose Irrigation Projectthe point of diversion of which is to be located betweenbetween points in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 4 and a point in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, Twp. 113N, Range 80W. Said water to be used for the purpose

of providing irrigation on the following described land:

W $\frac{1}{2}$ Section 5 and the N $\frac{1}{2}$ Section 8, T113N, R80W

This application No. 2115-3 will be considered by the Water Resources Commission at the Embassy Room #1 at the Downtown Holiday Inn at Sioux Falls, S.D.
upon the 13th day of November, 1974, at 2:30 P. M. All interested persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

BURTON F. JONES

Water Rights Specialist

BFJ/tw

cc: James H. Groseclose, Part A., Pierre, S.D. 57501

NOTICE OF TRANSFER OF WATER PERMIT

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

Date SEPTEMBER 18, 1975

This is to notify you that title to the lands described as follows:

W², SECTION 5, N² SECTION 8, T113N, R80Wformerly owned by JAMES H. GROSEGLOSE, PART A, PIERREhas been transferred to JOHN GARRIGAN, PART A, PIERRE

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 2115-3 as provided for in Section 61.0127 of the 1960 Supplement to the South Dakota Code of 1939.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Resources Commission as evidence of the change of ownership.

A fee of one dollar is hereto attached to cover filing fees as required under Section 61.0159 of the 1960 Supplement to the South Dakota Code of 1939.

STATE OF SOUTH DAKOTA)
County of HUGHES) ss.

I, JOHN GARRIGAN 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 I know of my own personal knowledge that the information herein stated is true.

John C. Garrigan
(Signed)

Subscribed and sworn to before me this 18TH day of SEPTEMBER, 19 75

Justin R. Zickrick
(Notary Public)

My Commission Expires 3/27/83

Water Rights Division
605 773-3352

December 12, 1985

2115-3

John Garrigan
SR A, Box 124
Pierre SD 57501

Dear Mr. Garrigan:

In checking over your 1985 Irrigation Questionnaire it is difficult to determine water usage with the information you reported. With this in mind, I am returning the questionnaire to you for completion.

Please complete the data sheet with the "average hours per day" you pumped, "crops" planted and "Acres" irrigated for specific crops. The "water use" column can be computed by our office if the rest of the data is filled in.

Upon completion of the questionnaire return it to this office before January 10, 1986 in the enclosed postage-paid envelope. Your assistance in this matter will be appreciated.

If you have any questions, please contact our office.

Sincerely,

GENNY MCNATH
Natural Resources Analyst

GM:ks

enclosure

*1/10/86
Mr. Garrigan returned questionnaire indicating Bob Rargent
farmed his land during 1985.
Called and spoke with Mrs. Rargent to obtain
needed data.*

SOUTH DAKOTA

669-2657

Dakota Department of Water & Natural Resources

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

March 23, 1987

JOHN GARRIGAN
SR A BOX 124
PIERRE, SD 57501

Rt-1 Box 124
Drapers, S.D. 57531

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 3739-3, 2115-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 2:00 pm, May 6, 1987 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 3739-3, 2115-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.


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

NOTE: If the questionnaire(s) is received in this office before the hearing date, your name will be deleted from the agenda for the hearing.

(OVER)

(over)

Dear Gene,

We didn't forget our place
last year - it was sent to Bob
Sargent of Omaha. If there
is any question about this
please contact Bob S. Omaha, S.D.
phone^{tt} 258-2323 or 264-5462
Thank you

Gene Sargent





Department of Water & Natural Resources

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

May 5, 1987

2115-3

John Garrigan
RR #1 Box 40
Draper, SD 57522

Dear Mr. Garrigan:

This will acknowledge receipt of the 1986 Irrigation Questionnaire for Water Permit No. 2115-3. The irrigation information was supplied by Bob Sargent. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit No. 2115-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,

A handwritten signature in dark ink, appearing to read "John Hatch". The signature is written in a cursive, flowing style.

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

cc: Bob Sargent, HCR 31 #121, Pierre, SD 57501

South Dakota Department of
Water & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

October 16, 1987

2115-3

Merlin Voorhees
Onida Feeders
Onida, SD 57564

Dear Mr. Voorhees:

Enclosed is the 1987 Irrigation Questionnaire for Water Permit No. 2115-3, listed in the name of John Garrigan. Mr. Garrigan has informed our office that you are irrigating the land covered under this water permit. Please complete the questionnaire and return it to our office by November 26, 1987.

Also enclosed, for your records, is a copy of Water Permit No. 2115-3. If you have any questions, please contact me.

Sincerely,

Genny McMath

GENNY MCMATH
Natural Resources Analyst
605 773-3352

encl



2115-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 1993

NOTICE

TO: JOHN GARRIGAN
HCR 37 BOX 124
PIERRE SD 57501

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

RE: Violation of Requirement to Submit 1992 Irrigation Questionnaire

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 2115-3. The request for the Questionnaire was dated October 16, 1992. The Water Management Board has directed that owners of water permits who have not submitted the 1992 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:30 am, March 3, 1993, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2115-3 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. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaire(s) is(are) received in this office before the March 3rd hearing date, your name will be deleted from the Board agenda.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

3. Article Addressed to:

JOHN GARRIGAN
HCR 37 BOX 124
PIERRE SD 57501

2115-3

4a. Article Number

P906560 045

4b. Service Type

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

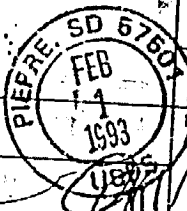
7. Date of Delivery

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

5. Signature (Addressee)

6. Signature (Agent)

John Garrigan



PS Form 3811, December 1991 ★ US GPO : 1992-307-530

DOMESTIC RETURN RECEIPT

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

1. ☐ Addressee's Address
2. ☐ Restricted Delivery
Consult postmaster for fee.

Thank you for using Return Receipt Service.



2115-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 2, 1993

2115-3

John Garrigan
HCR 37 Box 124
Pierre, SD 57501

Dear Mr. Garrigan:

I am writing to acknowledge receipt of your 1992 irrigation questionnaire. Vicky Garrigan contacted our office indicating we should already have the form because she remembered filling it out soon after she received it. I did find the form and noted that it had been returned in late October.

You may disregard the January 29, 1993, Notice of "Violation of Requirement to Submit the 1992 Irrigation Questionnaire". You should not have received the "Notice" and I do apologize for the error.

Thank you for bringing this matter to our attention. If you have any questions, please contact me.

Sincerely,

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

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



2115-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

SEP 6 1995

2115A-3

Jo'an (Jack) Garrigan
HCR 37, Box 124
Pierre, SD 57501

Dear Mr. Garrigan:

Enclosed is Water License No. 2115A-3 and Receipt No. 414379 for \$50.00 which was assessed for an inspection and issuance of the license. Water License No. 2115A-3 is the final document which completes the process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Program
(605) 773-3352

rd
enclosures

NOTE: The applicable portions of Water Permit No. 2115-3 have been incorporated into this Water License No. 2115A-3.