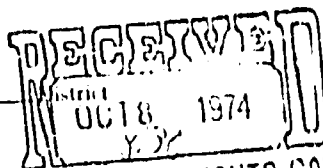


Water Right Number 2121-3

1. Considered November 13, 1974
2. Name of Applicant BERNARD L. HALL
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 2 Miles E of ELK POINT
8. Proof of Publication
Received 10-25-74
Not received _____
9. Application
Approved _____
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

Map No. 1518-3 Water Division No. 3 BIG SIOUX RIVER
(Blanks to be Filled by the Engineer for the W. H. C.)



APPLICATION FOR PERMIT

To Appropriately Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

- Name of Applicant Bernard L. Hall
Postoffice address Elk Point, State South Dakota 57025
If a corporation show date and place of incorporation -
- Method of accomplishing work (contract, employment of others, or by direct labor) contract
- Name of diversion work Hall Irrigation Project
- Amount of water claimed (cubic feet per second) 1300 gal/min.
- Source of water supply well
- Location of point of diversion 1320' south and 1316' east of the northwest corner of sec. 21
T91 N R49 W
- Annual period or periods during which water is to be used APRIL - OCTOBER
- Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) IRRIGATION
- For irrigation use, Total number of acres to be irrigated 160

List below each forty acres subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.	
Land Description	No. Acres Irr.
NW $\frac{1}{4}$ of Sec. 21 T91 N R49 W	160

Attach sheet if more space is needed

- Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 5 years.
- Choice of newspaper for Notice of Intent to Appropriately Water publication Leader Courier Elk Point, S.D. 57025
- 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.

Estimated Total Cost \$ 7900.00

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 Union

I, Bernard L. Hall the applicant, certify that I have read the foregoing application and have examined the attached map and that the contents therein stated are true and that I intend, and am able to complete the necessary construction

Signed Bernard L. Hall

Subscribed and sworn to before me this 4 day of Oct 19 74

L. E. Van Buren
Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2121-3
BERNARD L. HALL ELK POINT Oct 12
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57025 With 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 OCTOBER 8 19 74
 Date of return to applicant for correction, amendments or changes required OCTOBER 8 19 74
 Date of receipt of corrected application OCTOBER 11 19 74
 Approved NOVEMBER 13 19 74 Recorded in Book 13 Page 105

WATER RIGHT PERMIT NO. 2121-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2121-3 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 OCTOBER 8 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 79
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 NOVEMBER 13 19 79; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 19TH day of NOVEMBER 19 74

WATER RIGHTS COMMISSION

By: Donald Driscoll
 Chief Engineer, Executive Officer

Certificate of Construction Issued SEPTEMBER 25 19 79

Water License Issued SEPTEMBER 25 19 79

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to form 2)

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30", Depth 105'
- (2) Casing, Type concrete Diameter 16" Thickness 20"
(wood, concrete, steel, etc)
- (3) Perforated Screen.
- Type slotted, Diameter 16", Length 20'
- (4) Gravel Pack, Thickness 6-9", 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 sample sent to South Dakota State University

Depth to top of water bearing material 30"

Depth to bottom of water bearing material 105'

Thickness of water bearing material 75'

Depth to water (ground surface to water level) 14'

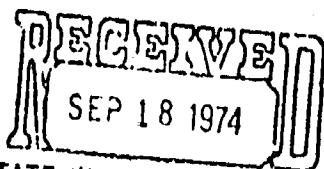
- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property 90 rds. On property owned by others 240 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.

Bernard E. Hall
Signature of Applicant



STATE WATER RIGHTS COMM. September 10, 1974
PIERRE, SOUTH DAKOTA



Mr. Bernard Hall
Ell. Point, SD 57025

Dear Mr. Hall:

The irrigation water sample submitted here about two weeks ago has been analyzed and the results are reported to you on the accompanying report of analysis sheet. This is yours to keep. We have received the WI-1 form and a copy of this letter and the water analysis are being sent to the State Conservation Commission for their recommendation and action.

The water sample is quite high in total salinity (an electrical conductivity of 2021 puts it in the high bracket as you can see by the chart on the back cover of Extension Circular 654). Although this salinity is fairly high, fortunately a good deal of the salt is contributed by calcium sulfate or dissolved gypsum and this is of low to moderate danger as far as plants are concerned. The sodium content of the water is very low with the sodium adsorption ratio of only 1.58. Thus, I consider this water suitable for irrigation on the kind of soil you have. However, be very careful not to unduly raise the water table and do not add water in small, frequent amounts but rather in large amounts and infrequently during the growing season.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:111

Enclosures

CC: ✓ State Conservation Commission
Louie DeSmet, Union County Agent
Darrel Pahi

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

FOR COMMISSION USE ONLY

Irrigation System: _____

Water Quality: _____

Soils Capability: _____

Approved: W. S. Hall
2/1/59

Disapproved: _____

NAME: William Hall

ADDRESS: Elk Street, S. Ark.

COUNTY: Union

LEGAL DESCRIPTION

1. WELL LOCATION: NW 1/4 21-91-49

2. AREA TO BE IRRIGATED: 1/40 acre

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): well protected

4. CROPS TO BE IRRIGATED: corn, soybeans

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0

6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: sandy loam

(1921 Soil Survey, Union Co., Ark. from 1921-1924)

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 74-638

8. SALINITY: EC = 2,021 micromoles/cm (high)

9. SODIUM: SAR = 1.58 (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

A.S.C. S.C.S.

and:

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

Bernard Hall

Subscribed and sworn before me this

23 day of August 19 74

L. E. Van Buren

Notary Public

(Title)

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

Submitted by: Bernard Hall
Address: Rt. 1
Elk Point, SD 57025

Date Rec'd August 26, 1974
Sample No. 74-659
Identification Well-
104, Sec. 21, T 91N, R 49W

WATER ANALYSIS

Calcium (Ca)	330	ppm*	16.50	me/l**
Magnesium (Mg)	78	ppm	6.40	me/l
Sodium (Na)	123	ppm	5.35	me/l
Potassium (K)	24	ppm	0.61	me/l
Sulfate (SO ₄)	905	ppm	18.82	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	71	ppm	1.99	me/l
Bicarbonate (HCO ₃)	290	ppm	4.76	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	238	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	2021	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	1.58			
Sodium	18.53	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.13			
Others:				

*ppm=parts per million

**me/l=milliequivalents per liter

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

COMMENTS: Total cations 28.86 me/l
Total anions 25.57 me/l

By: Shirley Litten

Service Performed

Amount Due

Irrigation analysis

\$6.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 74-659

Amount Enclosed \$

Signed

Permit No. 2121-3

Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Bernard L. Hall

_____ the holder _____ of
Permit No. 2121-3, issued upon Application No. 2121-3, bearing date of priority of October 8, 1974
authorizing the diversion of 2.28 cu. ft. per second of the waters of ground water (one well)
County of Union, State of South Dakota at a
point 1320' South & 1320' East of the NW corner, Section 21, T91N, R49W

_____ 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 2.22 cu. ft. per second of water

Date September 25, 1979

John Hatch
JOHN HATCH, Chief Engineer
Water Rights, WMD

WATER LICENSE NO. 2121-3

(1) WHEREAS, On the 8th day of October A. D. 19 74

Bernard L. Hall

made Water Right Application No. 2121-3 for a permit to use 2.28 cubic feet per second of the waters of groundwater (one well)

County of Union, State of South Dakota, for Irrigation

purposes; and

(2) WHEREAS, On the 13th day of November A. D. 19 74

Permit No. 2121-3, with a date of priority of October 8, 1974

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 13th day of November A. D. 19 79 and for the application to beneficial use of said water on or before the 13th day of November A. D. 19 79

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 2.03 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 a 142 acre circle in the NW 1/4, Section 21, T91N, R49W

(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 Bernard L. Hall

at Elk Point, SD

the holder _____ and owner _____ of said permit No. 2121-3 a water right, dating from October 8, 1974

to use of 2.03 cubic feet per second of the waters of groundwater (one well)

in the County of Union and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 1320' South and 1320' East of the NW corner, Section 21, T91N, R49W

and conduct to and upon a 1/2 acre circle in the NW 1/4, Section 21, T91N, R49W

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 2121-3 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 September A. D.
Nineteen Hundred and seventy-nine

Board of Water Management

By:

John Hatch
Chief Engineer JOHN HATCH

Form 5 - Notice of Intent to Appropriate Water

No. 2121-3

Publish first publication, on or before _____, 19____

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

October 11, 19 74

Notice is hereby given that Bernard L. Hall
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
Hall Irrigation Project, the point of diversion of which is to be located in the _____

Center of the NW¼

of Section 21 Twp. 91N, Range 49W. Said water to be used for the purpose
of providing irrigation on the following described land:

NW¼, Section 21, T91N, R49W

This application No. 2121-3 will be considered by the Water Rights Commission at the Embassy Room #1 at the
Downtown Holiday Inn at Sioux Falls, S.D.
at Pierre upon the 13th day of November, 19 74, at 2:30 P. M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES,
Water Rights Specialist

BFJ/bw

cc: Bernard L. Hall, Elk Point, South Dakota 57025

Bernard Hall

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 2121-3

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 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
two dates:

October 17, 1974

October 24, 1974

Byron Helgersen
(Signature)

Publisher

(Title)

10 24 74

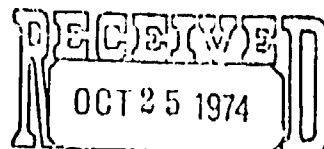
(Date Signed)

NOTICE OF INTENT TO APPROPRIATE WATER
Pierre, South Dakota 57501
October 11, 1974.

Notice is hereby given that Bernard L. Hall, 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 ground water through the Hall Irrigation Project, the point of diversion of which is to be located in the Center of the NW¹ of Section 21, Twp., 91N, Range 49W. Said water to be used for the purpose of providing irrigation on the following described land: NW¹, Section 21, T 91N, R 49W.

This application No. 2121-3 will be considered by the Water Rights Commission at the Embassy Room #1 at the Downtown Holiday Inn at Sioux Falls, SD upon the 13th day of November, 1974, at 2:30 p.m. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION
By: Burton F. Jones,
Water Rights Specialist
Pub. Oct. 17 & 24



STATE WATER RIGHTS COMMISSION
PIERRE, SOUTH DAKOTA

7121-3

4217

1977

Orchard system near Calk Creek
near 1878 to 1977
1977

Well 100 ft. to 200 ft.

Depth 1000 ft.

Coast 147 Acres CO-17 1/2 and
and 1977

Motor & 75 HP 1977

Model 6K 625 67 1/2

Lot # 1/3 1977

Heavy Duty 1977

1977 240 12x

1977 555 1/2

Lot # 10/12 1977

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7049

RECEIVED OF Bernard L. Hall, RR #, Box 121, Elk Point SD 57025 PIERRE, September 12, 1979
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. <u>2121-31</u>	12	00
Fee for inspecting Beneficial Use, and issuing Water License No. <u>2121-31</u>		
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	12	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH kw

Permit No. 2121-3Water Division 3 Big Sioux River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by BERNARD L. HALL of ELK POINT holder of Permit No. 2121-3, bearing date of priority of OCTOBER 8, 1974 authorizing the diversion of 2.28 cu. ft. per second of the waters of GROUNDWATER 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:

104' DEEP WELL WITH 16" DIA CONCRETE CASING
FAIRBANKS MORSE 8" PUMP 2W240 12A - 357WAL 120 12M
POWERED BY 75HP GE ELECTRIC MOTOR. MODEL 5K0258 A11A

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

C. Works used to apply water to beneficial use.

ELECTRIC GATOR CENTER PIVOT IRRIGATOR - MODEL 505 LB
1316' LONG WITH 4200 END GUN

The system is in the following condition: GOOD

The point of diversion is located 1320'S & 1320'E OF THE NW CORNER
SECTION 21, T9N, R49W

The works are capable of diverting and conveying to the place of use 2.22cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: FOR IRRIGATING A 14.2 ACRE CIRCLE IN THE NW
SECTION 21, T9N, R49Wcomprising a total of 14.2 acres of land. = 2.03

Date: SEPTEMBER 11, 1979
Director
(Signature)

2121-3

Feb 13-01

Dear Sir

In my reporting of water usage for
my irrigation systems. If I read the flow
meters on the systems every month, would that
be alright instead of breaking it down between
corn and beans? It would make it easier
because of going from corn to beans during the
night or a shut down because of rain.
I would like your opinion on this.

Thank you

Bernard Hall



Bernard L. Hall
32429 478th Ave.
Elk Point, SD 57025-6737



February 14, 2001

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

2121-3
2449-3

Bernard L Hall
32429 478th Ave
Elk Point, SD 57025-6737

Dear Mr. Hall:

Thank you for your letter of February 13th requesting information on reporting water use for your irrigation systems.

Reporting actual hours irrigated by use of a meter on your irrigation systems would certainly be an acceptable means of reporting water use each year. The columns on the irrigation questionnaires to report the pump rate, days and hours pumped are there to help us calculate the amount of water used in the event a person does not have a meter.

When submitting your irrigation questionnaires each year, go ahead and list the crops planted, how many acres you irrigated and the pump rate. You can leave the columns blank that refer to days and hours pumped and then enter in total hours for that month from your meter. I can work the formula back from there and come up with how much water was used. You do not have to separate out how many hours were pumped for each crop. I have included a sample copy with a suggestion.

Thank you for writing Mr. Hall. Hopefully this will make water use reporting much easier for you. If you have any questions, please write or call and let me know.

Sincerely,

Genny McMath

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

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

PAID

DEC 18 2019

For assistance call (605) 773-3352

Ck# 66663

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

RECEIVED

DEC 18 2019

Water Right/Permit No. 2121-3Date: 12/16/19WATER RIGHTS
PROGRAMI/We request that Water Right/Permit No. 2121-3 formerly owned by:Bernard Hall be transferred to:New Owner Name: Keith HallAddress: 912 E. WashingtonCity, State, Zip Elk Point ☒ SD ☒ 57025 Telephone No. 605-356-3140

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

sec 21-T091N-R49W, NW1/4 - 142.00 acres

☒ I understand that the validity of Water Right/Permit No. 2121-3 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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 included to cover the filing fee as required by SDCL 46-2-13.

I, Keith Hall, the new owner, certify that the above information is true and correct.



(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 December 18, 20 19

RECEIVED OF Keith/Toni Hall 912 E Washinton ST 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>2121-3</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. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **09293**

By Joanne Goodman
Chief Engineer
zm

2121-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 26, 2019

2121-3
2449-3
7563-3

Keith Hall
912 E Washington
Elk Point SD 57025

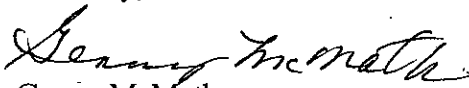
Dear Mr. Hall:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for changing ownership on Water Right Nos. 2121-3, 2449-3 and 7563-3.

The ownership changes have been completed. The water rights, formerly held by Bernard Hall, are now listed in your name.

Enclosed for your records are Receipt Nos. 09293, 09294 and 09295 in the amount of \$50 each. If you have any questions, please contact me.

Sincerely,


Genny McMath
DENR - Water Rights Program
605 773-3352

enclosures

2121-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2022

NOTICE

TO: KEITH HALL, LEASOR, 912 E WASHINGTON ST, ELK POINT, SD 57025 2269
FROM: Ron Duvall, Water Rights Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2021 Irrigation Questionnaires

Our records indicate your 2021 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 22, 2021. The Water Management Board has directed that owners of water permits who have not submitted the 2021 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) 2121-3, 2341A-3, 2449-3 & 2858-3 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) 6801-3, 7563-3 qualification:

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

The hearing will be held at **Wednesday, March 2, 2022 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) 6801-3, 7563-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 2121-3, 2341A-3, 2449-3 & 2858-3 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 2, 2022** 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 Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: CPYVTT**

c: ALVIN HOWE, 30778 R 49, HINTON, IA 51024

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.



2121-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 26, 2022

Keith Hall
912 E Washington St
Elk Point SD 57025-2269

RE: Water Right or Permit Nos. 2121-3, 2341A-3, 2449-3, 2858-3, 6801-3 and 7563-3

Dear Mr. Hall:

I am writing to acknowledge receipt of your 2021 irrigation questionnaires.

You may disregard the January 20, 2022, "Notice" concerning reporting requirements for the above listed water permits/rights. 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
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us