

2172-3

1. Considered JANUARY 22, 1975
2. Name of Applicant WILLIAM E. MCGEE
3. Post Office Address WATERTOWN
4. Amount of water claimed 4.34
5. Source of water supply GROUND WATER (2 WELLS 60' & 70')
6. Water to be used for IRRIGATION
Acres to be irrigated 30.4
7. Water to be diverted and used in FLAMMIA county
about 5.5, 1E miles of CASTLEWOOD
8. Proof of Publication
Received 1-14-75
Not received _____
Approved _____
Subject to _____
Not Approved _____
Action deferred _____
9. Application
10. Remarks:

No. 2172-3
 Map No. 1564-3 Water Division No. 3 Big Sioux River
 (Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

RECEIVED
 DEC 16 1974
 STATE WATER RIGHTS COMM.
 PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE--Draw a line through item if not applicable)

1. Name of Applicant William B. Magee
 Postoffice address 1040 1st St. N. W. Republic State South Dakota 57201
 If a corporation show date and place of incorporation _____
 2. Method of accomplishing work (contract, employment of others, or by direct labor) Direct labor
 3. Name of diversion work W221 & Magee Irrigation Project #1
 4. Amount of water claimed (cubic feet per second) 4.34
 5. Source of water supply 2 wells
 6. Location of point of diversion 1111th 1865' N 45° E of SW corner of Sec 24
well #2 1865' N 45° W of SE corner of Sec 24
1111st County Hamlin
 7. Annual period or periods during which water is to be used April through 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 304

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.
NW ¹ of SW ⁴ of Sec 24	39	NW ¹ of SE ⁴ of Sec 24	40
NE ⁴ of SW ⁴ of Sec 24	40	NE ⁴ of SE ⁴ of Sec 24	39
SW ⁴ of SW ⁴ of Sec 24	30	SW ⁴ of SE ⁴ of Sec 24	39
SE ⁴ of SW ⁴ of Sec 24	39	SE ⁴ of SE ⁴ of Sec 24	38

Attach sheet if more space is needed

10. Time required to complete construction of water supply system Five years. Additional time required to complete application of water to the proposed beneficial use three years.
 11. Choice of newspaper for Notice of Intent to Appropriate Water publication Hamlin County Republican
Post Office
 12. Principal Features of the Proposed Water Supply System:

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

2 wellsB. Works proposed to transport water to place of use. 10510 can suit pipeC. Works proposed to apply water to beneficial use. center pivot irrigation machineEstimated Total Cost \$60,000

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 Brinkley

I, William B. Magee, 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 William B. MageeSubscribed and sworn to before me this 12 day of December 1974

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 2172-3
WILLIAM G. MAGEE 1040 1ST ST. N.W., WATER TOWN,
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57221 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 DECEMBER 16 1974
 Date of return to applicant for correction, amendments or changes required _____ 19____
 Date of receipt of corrected application _____ 19____
 Approved JANUARY 23 1975 Recorded in Book 13 Page 166

WATER RIGHT PERMIT NO. 2172-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 2172-3 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 DECEMBER 16 1974
2. The equivalent of at least 60% of the work above specified is to be completed on or before JULY 23 1977
3. The whole of said work is to be completed on or before JANUARY 23 1980
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 23 1983
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 4.34 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 use 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 JANUARY 23 1983; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 27TH day of JANUARY 1975

WATER RESOURCES COMMISSION

By: Donald H. Russell
 Chief Engineer, Executive Officer

Certificate of Construction Issued: OCTOBER 27, 1981

Water License Issued: OCTOBER 27, 1981

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 22', Depth 70'
- (2) Casing, Type steel (wood, concrete, steel, etc) Diameter 12" Thickness 1/4"
- (3) Perforated Screen.
Type Johnson triple, Diameter 12", Length 15'
- (4) Gravel Pack, Thickness 3', 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 0'-3' top soil; 3'-26' yellow sand;
20-26' silt & clay; 26'-70' water bearing
sand; 70' - blue clay

Depth to top of water bearing material 46'

Depth to bottom of water bearing material 70'

Thickness of water bearing material 44'

Depth to water (ground surface to water level) 10'

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

On same owner's property 90 rds. On property owned by others 300 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.

William H. Meyer
Signature of Applicant

well 12

D. Well Information or Estimates

(1) Drill hole, Diameter 22", Depth 600'
 (2) Casing, Type Steel Diameter 12" Thickness 1/4"
 (wood, concrete, steel, etc.)
 (3) Perforated Screen, Type Johnson 18V. 44112, Diameter 12", Length 15'
 (4) Gravel Pack, Thickness 3", 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 0-3' cap sand; 3'-18' sand & gravel mixed yellow; 18' to 21' clay layer; 21'-60' coarse sand & gravel

Depth to top of water bearing material 21'
 Depth to bottom of water bearing material 60'
 Thickness of water bearing material 39'
 Depth to water (ground surface to water level) 10'

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

On same owner's property 250 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.

William H. Magee
 Signature of Applicant

December 13, 1974

Mr. William G. Magee
1040 1st Street, NW
Watertown, SD 57301

Dear Mr. Magee:

We have received your WI-1 form. The water analysis has been completed and the enclosed original copy of that report is for your keeping.

A copy of the water analysis and the WI-1 form and a copy of this letter are being forwarded to the State Conservation Commission.

There is rather high total salinity but with the soils which you have in the vicinity you expect to irrigate, there should be no problem of salt accumulation. The information we have is that the soils are very much like the Fordville and Estelline and therefore, have adequate lower sub-stratum permeability. If, however, you do begin to see appreciable accumulations of salts in the upper part of the soil, as indicated by white or grayish crusts, consult either someone here at the Water Resources Institute or your county extension agent for advice on procedures to reduce the salt content of the root zone.

There is no difficulty anticipated with sodium-caused dispersion of the soils because the sodium adsorption ratio of the water is very low.

You will find enclosed a copy of Extension Circular 654 which describes some of the possible problems developing with using irrigation water of questionable quality. Please read this carefully and note the approximate quality of your water as denoted by a red encircled cross on the back cover.

Sincerely yours,

L. O. Fine
L. O. Fine
Water Quality Lab

LOF:lll

Enclosures

CC: State Conservation Commission
Fred Morris, Codington County Agent
Darrel Pahl

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

Submitted by: William C. Magee
 Address: 1040 1st. N.E.
Vadertown, SD 57201

Date Rec'd: December 10, 1974
 Sample No. 74-998
 Identification 111-501
Dec. 24, T 114N, R 52E

WATER ANALYSIS

Calcium (Ca)	190	ppm*	9.50	me/l**
Magnesium (Mg)	73	ppm	5.99	me/l
Sodium (Na)	33	ppm	1.44	me/l
Potassium (K)	4	ppm	0.12	me/l
Sulfate (SO ₄)	162	ppm	3.38	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	84	ppm	2.34	me/l
Bicarbonate (HCO ₃)	483	ppm	7.92	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)	396	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1355	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.52			
Sodium	8.44	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.29			
Others:				

*ppm=parts per million
 **me/l=milliequivalents per liter

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

COMMENTS: Total cations 17.05 me/l
 Total anions 13.64 me/l

By: Shirley Nittan

Service Performed	Amount Due
Irrigation analysis	\$6.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 74-998

Amount Enclosed \$

Signed

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: M. J. J. J.

Disapproved: _____

NAME: William G. Magee

ADDRESS: 1040-12 St. N.W. Watertown, Minn. Dakota

COUNTY: CODINGTON

(Land for water permit is in Hammon Co.)

LEGAL DESCRIPTION

1. WELL LOCATION: Center of SE 1/4 24-114-52 & SW 1/4 24-114-52

2. AREA TO BE IRRIGATED: SE 1/4 24-114-52 & SW 1/4 24-114-52

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): Sprinkler

4. CROPS TO BE IRRIGATED: Corn - Alfalfa

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0 - 1% capability unit I 2

6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: 2M4T, BESTIA soils

hydrologic group "B" permeability intake rate 0.5" per hour
Data from conservation survey photo AKS-2-42 Bobholz dated 12-10-74
District Conservationist

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 74-998

8. SALINITY: EC = 1355 micromhos/cm (mid-high)

9. SODIUM: Sodium Adsorption Ratio = 0.52 (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

LOREN HOLMQUIST (BOS-Holm Co.)

and:

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

William H. Maguire

Subscribed and sworn before me this

10 day of Dec. 1974.

Allyn C. Martinson

ALLYN C. MARTINSON

Notary Public, BROOKINGS CO., S. DAK

My Commission Expires Aug. 10, 1979

(Title)

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2172-3

(1) WHEREAS, On the 16th day of December A. D. 19 74
William G McGee

made Water Right Application No. 2172-3 for a permit to use 4.34 cubic feet per second of the waters
 of groundwater (two wells)
 County of Hanlin State of South Dakota, for irrigation
purposes; and

(2) WHEREAS, On the 23rd day of January A. D. 19 75
 Permit No. 2172-3 with a date of priority of December 16, 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 23rd day of January A. D. 19 80 and for the
 application to beneficial use of said water on or before the 23rd day of January A. D. 19 83

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 3.56 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 Section 24, T114N, R52W

SW $\frac{1}{4}$ (C) 132 acre circle

SE $\frac{1}{4}$ (D) 132 acre circle

(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 William G. McGee of Watertown, South Dakota the holder and owner of said permit No. 2172-3 a water right, dating from December 16, 1974 to use of 3.50 cubic feet per second of the waters of groundwater (two wells) in the County of Hamlin and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at Well #1 - 20 feet north of the center of SW1/4; Well #2 - 30 feet north of center of SW1/4, Section 24, T114N, R52W and conducted to and upon a 132 acre circle in SW1/4 and 132 acre circle in SE1/4, all in Section 24, T114N, R52W for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 2172-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 27th day of October A. D.
Nineteen Hundred and Eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

Permit No. 2172-3

Water Diversion No. 3 Big Sioux River Water District

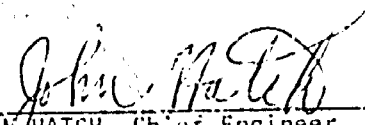
CERTIFICATE OF CONSTRUCTION

This is to Certify, That William G. McGee

_____ the holder _____ of
Permit No. 2172-3, issued upon Application No. 2172-3, bearing date of priority of December 15,
1974 authorizing the diversion of 2 u. 30 cu. ft. per second of the waters of
groundwater (two wells) County of Hamlin, State of South Dakota at
Well #1-20 feet north of the center of SW $\frac{1}{4}$; Well #2-30 feet north of
center of SE $\frac{1}{4}$, Section 24, T114N, R52W
_____, 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 3.56 cu. ft. per second of water.

Date October 26, 1981


JOHN HATCH, Chief Engineer
Water Rights Division

Form 6 - Notice of Intent to Appropriate Water

J. 2172-3

Publish first publication, on or before January 6, 1975

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

December 23, 1974

Notice is hereby given that William C. Noyce
whose post office address is Watertown, 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

4.34 cubic feet of water per second of time from the ground water through the
Large Irrigation Project #1, the point of diversion of which is to be located in the NE 1/4

center of the SW 1/4 and the center of the SW 1/4

of Section 24, Twp. 14N, Range 52E. Said water to be used for the purpose

of providing irrigation on the following described land:

S 1/2, Section 24, T14N, R52E

This application No. 2172-3 will be considered by the Water Resources Commission at their office at
Pierre upon the 22nd day of January, 1975, at 2:30 P. M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BEJ/b-

cc: William C. Noyce, 1040 1st St. N.E., Watertown, S.D. 57201

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

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Hamlin) ss.

I, Jack Norman hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Hamlin County Republican

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

January 2, 1975
January 9, 1975

Jack Norman
(Signature)

Publisher
(Title)

Jan. 9, 1975
(Date Signed)

NOTICE
INTENT TO APPROPRIATE
WATER

Pierre, South Dakota 57501
December 23, 1974

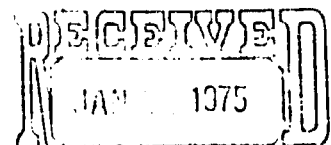
Notice is hereby given that
William G. Magee whose post
office address is Watertown,
South Dakota, has made an ap-
plication in accordance with
the provisions of the water laws
of South Dakota for a permit to
appropriate for beneficial use
4.34 cubic feet of water per
second of time from ground
water through the Magee Irri-
gation Project #1, the points
of diversion of which are to be
located in the center of the
SW 1/4 and the center of the
SE 1/4 of Section 24, Twp.
114N, Range 52W. Said water
to be used for the purpose of
providing irrigation on the fol-
lowing described land:

S 1/2, Section 24, T114N,
R52W.

This application No. 2172-3
will be considered by the Wa-
ter Resources Commission at
their office at Pierre upon the
22nd day of January, 1975, at
2:30 P.M. All interested per-
sons may appear and be heard.

WATER RESOURCES COM-
MISSION

By: BURTON F. JONES
Water Rights Specialist
(Jan. 2, 9)



STATE WATER RIGHTS COM-
MISSION, SOUTH DAKOTA

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8522

PIERRE, October 14, 1931

RECEIVED OF William G. Magee, 1040 1st St. NW, Watertown, SD 57201
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. 2172-3	50	00
Fee for Inspecting Beneficial Use, and Issuing Water License No. 2172-3		
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	50	00

WATER RIGHTS COMMISSION
By (John Hatch) *John Hatch*
Chief Engineer, Executive Officer
JOHN HATCH / *CH*

6-25-81

Walt 6-1980

2172-3. Station 110. Very poor condition

6-21-73) Op. Long Island

West Wall. 25 ft. of 12' post pad

Depth 58' 75' water

Sample 200 gpm. Depth of 22' 4'

Motor M.C. 100 HP 1768 RPM

Model 5K6257X M501A

Flow BMJ 216 434

Sample 200 gpm. Depth 8"

Type 12-E No. 717 7167; 4' deep

Est. Wall 90' by 12' 10'

25 ft. of 12' post pad

Sample 200 gpm. Depth 12' 4'

Motor M.C. 100 HP 1768 RPM

Model 5K6257X M501A, 14' 10' 12' 4'

Flow 200 gpm. Depth 12'

No. 717-1, 766. Type 12-B 4' deep

Est. Wall 90' by 12' 10'

6' post pad 8' stone
10' sandstone
Medium +, 2' on

Permit No. 2172-3Water 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 / FOSS BLDG., PIERRE, S.D. 57501

I have this day made a thorough examination of the water use system constructed by WILLIAM G. Mc GEE of WATERTOWN holderof Permit No. 2172-3, bearing date of priority of DECEMBER 16, 1974authorizing the diversion of 4.34 cu. ft. per second of the waters of GROUNDWATERfor IRRIGATION purposes, in HAMLIN County.

I have to report on the condition of the same as follows:

The Water Use System consists of, WELL #1 - 88' DEEP WITH 12" STEEL CASING - 15' SS SCREEN
AURORA 8" VERTILINE PUMP TYPE 12R - 4 STAGE
POWERED BY GE - 100HP ELECTRIC MOTOR @ 1765 RPM

A. Works used to divert the water:

WELL #2 90' DEEP WELL WITH 12" STEEL CASING - 15' SS SCREEN
AURORA 8" VERTILINE PUMP TYPE 12R - 4 STAGE, POWERED BY
GE - 100HP ELECTRIC MOTOR @ 1765 RPM

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

WEST WELL 20' 10" ALUMINUM LINE TO CENTER OF PLOT
EAST WELL 30' 10" ALUMINUM LINE TO CENTER OF PLOT

C. Works used to apply water to beneficial use.

W. PLOT GIFFORD HILL - 8 TOWER CENTER PLOT WITH
NELSON #100 END GUN
E. PLOT - T&L HYDRAULIC DRIVE 10 TOWER CENTER PLOT
WITH NELSON #100 END GUNThe system is in the following condition: GOODThe point of diversion is located #1 - 20' N OF THE CENTER OF SW⁴; #2 - 30' N OF
THE CENTER OF SE⁴, SECTION 24, T114N, R52WThe works are capable of diverting and conveying to the place of use 3.56 (800 GPM FOR EACH
PLOT SYSTEM)cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL IN SEC 24, T114N, R52WSW⁴ 132 ACRE CIRCLESE⁴ 132 ACRE CIRCLEcomprising a total of 264 acres of land.

SEND IRRIGATION QUESTIONAIRE TO:

LARRY SOMSEN
CASTLEWOOD, SD. 57234Date JUNE 25, 1981

(Signature)

2172-3

GRIBBIN, BURNS & EIDE

ATTORNEYS AT LAW

16 EAST FEMP

WATERTOWN, SOUTH DAKOTA 57201 3698

PHONE
(605) 866-5885

EDWARD P. GRIBBIN (1903-1958)
FRANCIS C. BURNS
ALLEN J. EIDE
THOMAS F. BURNS

December 12, 1986



Gail
Water Rights Division
Department of Water and Natural
Resources
Joe Foss Building
Pierre, South Dakota 57501

Re: South Half of Section 24, and Southeast Quarter
of Section 23, Township 114N-Range 52, Hamlin
County, South Dakota (Florence Township)

Gentlemen:

William Magee of Watertown, South Dakota, is about to make a sale of the above land to Randy H. Hansen of Vancouver, Washington and the new owner will subsequently lease the land to a tenant.

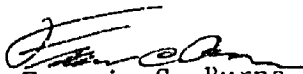
We understand that William Magee has a permit or permits to appropriate water for irrigation purposes for this land.

We would appreciate it if you could advise us what your requirements are for the transfer of said permits, and also furnish us with a photocopy of said permits.

Please bill our office for the photocopies and other costs.

Cordially yours,

GRIBBIN, BURNS & EIDE


Francis C. Burns

FCB/ps



Department of Water & Natural Resources

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

December 16, 1986

Francis C Burns
GRIBBIN, BURNS & EIDE
16 East Kemp
Watertown, SD 57201-3698

Dear Mr. Burns:

I am contacting you in response to your letter of December 12, 1986, in which you requested information on transfer of a water right listed under the name of William Magee. I have enclosed a copy of Water Right No. 2172-3. This is the only water right I found for Mr. Magee.

The only requirement for transfer of a water permit or right is to file a "Notice of Transfer" with our office. I have enclosed a partially completed transfer form. This should be signed by the new owner in the presence of a notary and returned to this office with a \$2.50 filing fee. Upon receipt of the "Notice of Transfer" and the \$2.50 filing fee in our office, the water right will be transferred to the proper name.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within 90 days.

If you have any questions, please contact this office.

Sincerely,

Genny McMath
Natural Resources Analyst

enclosure



2172-3

Department of Water & Natural Resources

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

December 16, 1986

Francis C Burns
GRIBBIN, BURNS & EIDE
16 East Kemp
Watertown, SD 57201-3698

Dear Mr. Burns:

I am contacting you in response to your letter of December 12, 1986, in which you requested information on transfer of a water right listed under the name of William Magee. I have enclosed a copy of Water Right No. 2172-3. This is the only water right I found for Mr. Magee.

The only requirement for transfer of a water permit or right is to file a "Notice of Transfer" with our office. I have enclosed a partially completed transfer form. This should be signed by the new owner in the presence of a notary and returned to this office with a \$2.50 filing fee. Upon receipt of the "Notice of Transfer" and the \$2.50 filing fee in our office, the water right will be transferred to the proper name.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within 90 days.

If you have any questions, please contact this office.

Sincerely,

Genny McMath
Natural Resources Analyst

enclosure

2172-3

GRIBBIN, BURNS & EIDE

ATTORNEYS AT LAW

16 EAST KEMP - Box 903

WATERTOWN, SOUTH DAKOTA 57201-3698

EDWARD P. GRIBBIN (1903-1958)
FRANCIS C. BURNS
ALLEN J. EIDE
THOMAS F. BURNS

PHONE
(605) 866-5885

December 19, 1986



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

Re: Randy H. Hanson

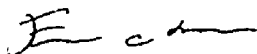
Dear Genny:

Pursuant to your letter of December 16, 1986, I am at this time enclosing the NOTICE OF TRANSFER OF WATER PERMIT, together with our check in the amount of \$2.50 payable to the Department of Water and Natural Resources.

Thank you for your cooperation, we are

Cordially yours,

GRIBBIN, BURNS & EIDE


Francis C. Burns

FCB/ps

enc.

TO: Water Rights
Foss Building
Pierre, SD 57501

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

formerly owned by William Magee

Water Right Permit No. 2172-3 as provided for in SDCL 46-5-32 and 46-5-33.

A fee of Two Dollars and Fifty Cents (\$2.50) is hereto attached to cover filing fees as required under SDCL 46-2-13.

I, Randy H. Hanson 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 infor-
mation herein stated is true.

Pendy H. Hare
(Signed)

Subscribed and sworn to before me this 19th day of December, 1986.

Francis C. Burns
Notary Public
Codington County, South Dakota

WNR-820-9/83
Notice of Transfer of Water Permit

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

416656

Pierre, December 22, 19 81

RECEIVED OF Francis C. Burns, Gribbin, Burns & Elds, Box 903 Watertown, SD 57201-3698
for Randy H. Hanson
the following amount in fees for services rendered as provided for by law: (Randy H. Hanson)

Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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. _____		
Fee for Filing Transfer Form _____ 2172-3	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer JOHN HATCH, MS

 **Department of
Water & Natural Resources**
Joe Foss Building Water Rights Division
Pierre, South Dakota 57501 Phone (605) 773-3352

December 31, 1986

Francis C. Burns
Gribbin, Burns & Eide
Box 903
Watertown, South Dakota 57201-3698

RE: Randy H. Hanson

Dear Mr. Burns:

Enclosed is receipt No. 410656 in the amount of \$2.50 which you
paid for transfer of Water Right No. 2172-3.

Our records now show you as the owner of this Water Right.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.

7
NOT TO SCALE

155.5

79.4

579-46 L

77.2

24

147.3

155.2

well

well

2172-3 →

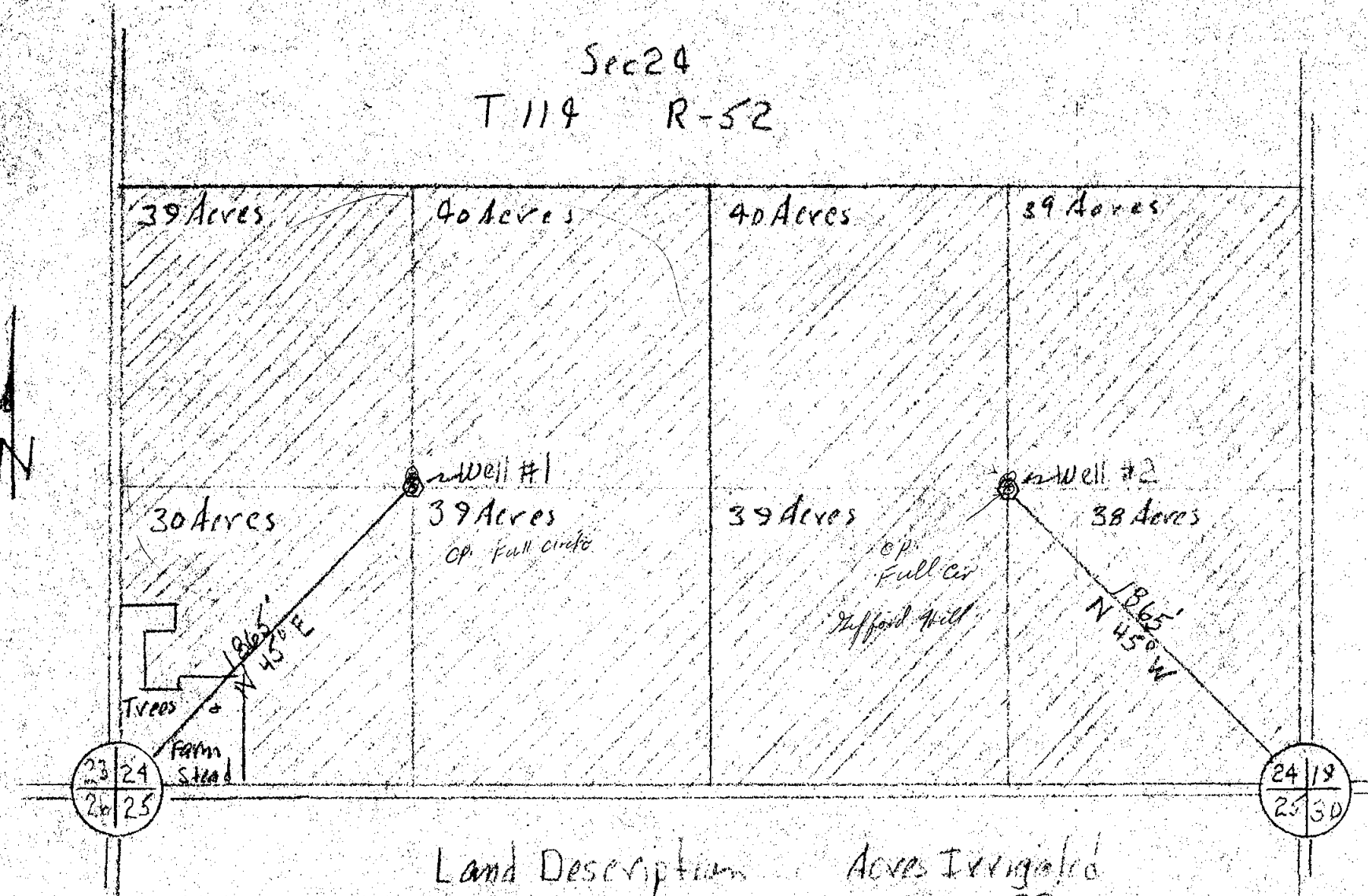
114-52

WR2172-3
map # 1564-3

Sec 24
T 114 R-52

WILLIAM G MAGEE
IRRIGATION PROJECT #1
1040 First Street N.W. Watertown S.D.
Land in Hamlin Co

Water Claimed 4.34 cfs
Cross hatch indicated irrigated area
Points of diversion:
Well #1 1865' N 45° E of SW corner
Well #2 1865' N 45° W of SE corner
of Sec 24-114-52



Land Description	Acres Irrigated
NW ¹ / ₄ of SW ¹ / ₄ of sec 24-114-52	39
NE ¹ / ₄ of SW ¹ / ₄ of sec 24	40
SW ¹ / ₄ of SW ¹ / ₄ of sec 24	30
SE ¹ / ₄ of SW ¹ / ₄ of sec 24	39
NW ¹ / ₄ of SE ¹ / ₄ of Sec 24-114-52	40
NE ¹ / ₄ of SE ¹ / ₄ of sec 24	39
SW ¹ / ₄ of SE ¹ / ₄ of sec 24	39
SE ¹ / ₄ of SE ¹ / ₄ of sec 24	38
Total Acres	304

Surveyor's Certificate

I, John L. Wiersma, do hereby certify that this map identifies a reasonably accurate record of the land of:

William G. Magee

1040 First Street N.W. Watertown S. Dak
Dated 12-12-74
P.E. # 1916
MAHWAHAPPL N° 2172-3