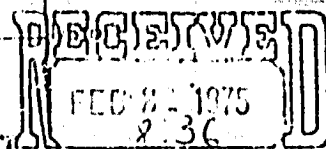


2212-3

1. Considered 3-19, 1975
2. Name of Applicant MENNO SCHMIDT
3. Post Office Address WILLOW LAKE
4. Amount of water claimed 2.2
5. Source of water supply GROUND WATER (2 WELLS)
6. Water to be used for IRRIGATION
Acres to be irrigated 154
7. Water to be diverted and used in CLARK county
about 2.2 miles of WILLOW LAKE.
8. Proof of Publication
Received 3-19-75
Not received _____
9. Application
Approved _____
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

Map No. 1611-3 Water Division No. 3 JAMES RIVER
(Blanks to be filled by the Engineer for the W. R. C.)

2212-3



APPLICATION FOR PERMIT

STATE WATER RIGHTS COMMISSION
SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

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

1. Name of Applicant Menno Schmidt
Postoffice address Willow Lake State South Dakota - 57278
If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract & Direct Labor
3. Name of diversion work Menno Schmidt Irrigation Project #2
4. Amount of water claimed (cubic feet per second) 2.2
5. Source of water supply 2 Wells
6. Location of point of diversion Well #1 - 1920' N 136° W of NE corner Sec 4
Well #2 - 1450' N 152° E of NW corner Sec 3
113-57 County Clark
7. Annual period or periods during which water is to be used May 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 154

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.
<u>NW 1/4 of NE 1/4 of Sec 4 - 113-57</u>	<u>39</u>		
<u>NE 1/4 of NE 1/4 of Sec 4</u>	<u>38</u>		
<u>NW 1/4 of NW 1/4 of Sec 3 - 113-57</u>	<u>38</u>		
<u>SW 1/4 of NW 1/4 of Sec 3</u>	<u>39</u>		

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 Appropriately Withdraw Water publication Huron Daily Plainsman
12. Principal Features of the Proposed Water Supply System.

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

Two wells with deep well turbines

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

closed conduit

C. Works proposed to apply water to beneficial use.

Center Pivot Irrigation MachineEstimated Total Cost \$ 42,000Attachments: 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 BrookingsI, Menno Schmidt, 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.Subscribed and sworn to before me this 19th day of February, 1975

Notary Public for other qualified officers

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 2212-3
MENNO SCHMIDT WILLOW LAKE
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57278 With the following modifications:
 (State)

The irrigation wells approved under this Permit will be located near domestic wells and other ~~irrigation~~ 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 or in ~~irrigation~~ wells having prior water rights.

Date of first receipt of application FEBRUARY 21 19 75
 Date of return to applicant for correction, amendments or changes required _____ 19 ____
 Date of receipt of corrected application FEBRUARY 28 19 75
 Approved MARCH 20 19 75 Recorded in Book 13 Page 231
 WATER RIGHT PERMIT NO. 2212-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 2212-3 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 21 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPTEMBER 20 19 77
3. The whole of said work is to be completed on or before MARCH 20 19 80
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 2.2 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, 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: MAY THRU OCTOBER

Witness my hand this 24TH day of MARCH 19 75

WATER RESOURCES COMMISSION

By:

Donald Quicell
 Chief Engineer, Executive Officer

Certificate of Construction Issued January 8 19 79

Water License Issued January 8 19 79

2 wells are identical

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 22", Depth 40'
- (2) Casing, Type Steel Diameter 12" Thickness 1/4"
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type Continuous slot, Diameter 12", Length 10'
- (4) Gravel Pack, Thickness 5", 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 water bearing sands start
at 8' below surface. changes from
sand to gravel to coarse gravel

- Depth to top of water bearing material 8'
- Depth to bottom of water bearing material 40'
- Thickness of water bearing material 32'
- Depth to water (ground surface to water level) 8'

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

On same owner's property 80 rds. On property owned by others 90 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.

the two wells are identical with different neighbors being involved when considering distance to nearest existing household

[Signature]
Signature of Applicant

WATER LICENSE NO. 2212-3

(1) WHEREAS, On the 21st day of February, A. D. 19 75

Merino Schmidt

made Water Right Application No. 2212-3 for a permit to use 2.2 cubic feet per second of the waters of ground water (one well)

County of Clark, State of South Dakota, for

Irrigation purposes; and

(2) WHEREAS, On the 20th day of March, A. D. 19 75

Permit No. 2212-3, with a date of priority of February 21, 1975

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 20th day of March, A. D. 19 80 and for the

application to beneficial use of said water on or before the 20th day of March, 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 1.6 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 portions of the following lands; all in T113N, R57W

Section 4 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 33 acres

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 33 acres

Section 3 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 33 acres

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 13 acres

TOTAL 112 acres

The diversion (well) on this Water License is also used to
irrigate 68 acres, in Section 4, T113N, R57W, Licensed under
Permit No. 1721-3.

(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 Herro H. Schmidt

_____ of Willow Lake, South Dakota

the holder _____ and owner _____ of said permit No. 2212-3 a water right, dating from February 21, 1975

_____ to use of 1.6 cubic feet per second of the waters of ground water (one well)

in the County of Clark and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at xx 1570 feet South and 400 feet West of the NE corner, Section 4, T113N, R57W

and conduct to and upon portions of land in Section 3 and 4, T113N, R57W, more fully described on the face of this license

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 2212-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 8th day of January A. D.

Nineteen Hundred and Seventy-nine
WATER RIGHTS COMMISSION

By:

Chief Engineer, Executive Officer

JOHN HATCH

Permit No. 2212-3

Water Diversion No. 3 James River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Henno Schmidt

the holder of

Permit No. 2212-3, issued upon Application No. 2212-3, bearing date of priority of February 21, 1975 authorizing the diversion of 2.2 cu. ft. per second of the waters of ground water (one well) County of Clark, State of South Dakota ~~xx~~

1570 feet South and 400 feet West of the NE corner, Section 4, T113N
R57W

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 2.9 cu. ft. per second of water.

Date January 8, 1979

By: **WATER RIGHTS COMMISSION**

JOHN HATCH, Chief Engineer

NOTICE OF WELL CONSTRUCTION

2 2.12-3

(1) WELL CONSTRUCTION

Location of well: 1/4 1/4 NE Section 4 Township 113 Range 57
 Well owner M. G. Schmidt (Name) Willow Lake, S.D. 57278 (Address)
 Date well drilling completed 7/1/75 Purpose of well Irrigation (domestic, irrigation, municipal, industrial, other)

Layers, top to top in feet	Description of layer
0-2	Top Soil
2-6	Clay
6-12	Gravel
12-20	Clay
20-33	Clay w/ sand
33-45	Sand-some gravel
45-57	Clay

Attach sheet if more space is needed

Depth to top of water producing aquifer 10' 2" ft.
 Depth to static water level 10' 2" ft.
 Name of producing aquifer (if known) _____
 Total depth of drill hole 57 ft.
 Depth to bottom of casing 57 ft.

Casing information: In the space below show kind, size, weight, lengths per diameter, etc., for production casing and surface casing, if used.

0-46 16" ID. Fiberglass

Screen information: In the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.

46-57 16" ID Fiberglass

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

Empire Irrigation Drilling Co. Inc.
 Name of Drilling Contractor

(2) PUMP INSTALLATION

Company name and size of pump Fairbanks - Morse HP 60
 Type of pump turbine Capacity of installed pump 800 G.P.M.
 Depth of pump placement 30 ft., Date of pump installation 7/1/75

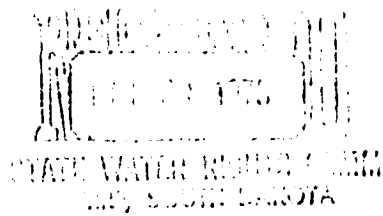
(3) WATER SURFACE MEASURING TUBE

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



February 24, 1975

Mr. Menns Schmidt
Willow Lake, S.D. 57278

Dear Mr. Schmidt:

The water sample which you brought here on February 13 has been analyzed and the original copy of the report of analysis is enclosed for your use and keeping. I am also enclosing a copy of Extension Circular 654 with the quality of your water for irrigation purposes designated by an encircled red cross on the outside back cover. Please note the precautions given in this circular.

The water quality which you have is low to medium in total salinity and low in sodium, so there should be no difficulty with water-caused problems on the soils which you intend to irrigate with this water. I wish you success with your irrigation venture.

Sincerely yours,

L. O. Fine
Water Quality Lab

LOF:MRB

Enclosures

cc: ' State Conservation Commission
Mr. Roy Schank, Clark County Agent
Mr. Darrel Pahl

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 OF
Irrigation System: _____
Water Quality: _____
Soils Capability: _____
Approved: Alfred J. Jones
2/28/20
Disapproved: _____

NAME: MENNO SCHMIDT
ADDRESS: WILLOW LAKE
COUNTY: CLARK

LEGAL DESCRIPTION

1. WELL LOCATION: CENTER NE⁴, SECTION 4, T113N, R57W
2. AREA TO BE IRRIGATED: NE⁴, SEC 4 & W²NW⁴, SEC 3, T113N, R57W

TYPE OF IRRIGATION

3. GRAVITY _____ SPRINKLER (Indicate Type): CENTER PIVOT
4. CROPS TO BE IRRIGATED: CORN, POTATOES, ALFALFA & WHEAT

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: _____ SEE ATTACHED
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: _____ SHEET

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 75-092
8. SALINITY: EC = 810 micromhos/cm (low-medium)
9. SODIUM: Sodium Adsorption Ratio = 0.19 (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
CLARK COUNTY SOIL CONSERVATION DISTRICT.

and:

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

Wm. H. Schump

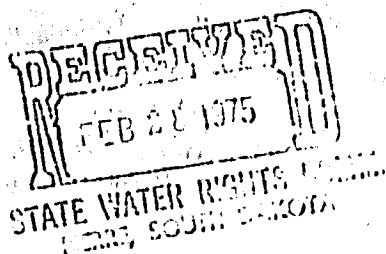
Subscribed and sworn before me this

18 day of FEB. 1976.

E. J. Green

* Willow Lake SD

(Title)



INTERPRETIVE GROUPING	LAND USES AND SOILS INFORMATION ON YOUR OPERATING UNIT
Forman Loam IIe2 Fordville Loam IIIs3	Forman Loam - Deep, loamy, well drained soils on gently undulating (2 to 6%) slopes. They have a moderate water erosion hazard. Fordville - Moderately deep, well drained soils with 20 to 40 inches of loamy material over sand and gravel on nearly level (0 to 2%) upland slopes. Sandy and gravelly subsoils and substrata limit water storage capacity and rooting depths.

SD-CONS-1
10/69

SYMBOLS ON CONSERVATION PLAN MAP FOR INTERPRETING FEATURES ON YOUR LAND

Farm, ranch, or other operations boundary - - - - -		School - - - - -	
Ownership boundary - - - - -		Church - - - - -	
Field or land use boundary - - - - -		Farmstead - - - - -	
Land capability, range, or woodland site boundary - - - - -		Field number - - - - -	
Range condition boundary - - - - -		Field acreage - - - - -	320 Ac.
Range condition - - - - - EC, GC, FC, PC (Excellent, Good, Fair, Poor)		Inclusion tie - - - - -	
		Special purpose plantings (label) - - - - -	

CONSERVATION PLANNING SYMBOLS

	PLANNED	APPLIED		PLANNED	APPLIED
Fence - - - - -			Diversion or spreader dam - - - - -		
Shelterbelt - - - - -			Check dam or gully plug - - - - -		
Stream bank protection - - - - -			Drop structure - - - - -		
Dike or levee - - - - -			Dam and reservoir - - - - -		
Pipeline - - - - -			Stock pond, tank or charco - - - - -		
Flume or syphon - - - - -			Spring development - - - - -		
Canal (label) - - - - -			Spring and trough - - - - -		
Irrigation ditch - - - - -			Trough - - - - -		
Diversion - - - - -			Well (label) - - - - -		
Drainage or open drain - - - - -			Windmill - - - - -		
Closed or tile drain - - - - -			Windmill and trough - - - - -		
Terrace - - - - -			Water tank (label) - - - - -		
Tide or flood gate - - - - -			Pump - - - - -		
Division box or turnout - - - - -					
Add other symbols			Vegetative waterway - - - - -		

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

Submitted by: Menno Schmidt
 Address: Willow Lake, SD 57278

Date Rec'd: February 18, 1975
 Sample No.: 75-092
 Identification: Well-40
NE 1/4, Sec. 4, T. 113N, R. 57W

WATER ANALYSIS

Calcium (Ca)	130	ppm*	6.50	me/l**
Magnesium (Mg)	37	ppm	3.03	me/l
Sodium (Na)	10	ppm	0.42	me/l
Potassium (K)	9	ppm	0.23	me/l
Sulfate (SO ₄)	138	ppm	2.87	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	14	ppm	0.38	me/l
Bicarbonate (HCO ₃)	368	ppm	6.04	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)	477	ppm	28	g.p.g.***
Alkalinity (Methyl Orange)	302	ppm (as CaCO ₃)		
Alkalinity (Penolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	810	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.19	% of cations		
Sodium	4.12	me/l		
Residual sodium carbonate	0.00			
pH	6.95			
Others:				

*ppm = parts per million
 **m = milliequivalents per liter

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

COMMENTS: Total cations 10.18 me/l
 Total anions 9.29 me/l

By: Shirley Kitten

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. 75-092

Amount Enclosed \$

Signed

Form 6 - Notice of Intent to Appropriate Water

No. 2212-3

Publish first publication, on or before March 7, 1975

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 3 //, 1975

Notice is hereby given that Henno Schmidt

whose post office address is Willow Lake, 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

2.2 cubic feet of water per second of time from the ground water through the Henno Schmidt #2, the point of diversion of which is to be located in the

SE 1/4 NE 1/4, Section 4 and NW 1/4 NW 1/4

of Section 3, Twp. 113N, Range 57W. Said water to be used for the purpose of providing irrigation on the following described land:

N 1/2 NW 1/4, Section 4 and W 1/2 NW 1/4, Section 3, T113N, R51W

This application No. 2212-3 will be considered by the Water Rights Commission at its office at Pierre upon the 19th day of March, 1975, 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: Henno Schmidt, Willow Lake, S.D. 57278

No. 2212-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Beadle) ss.

I, Dorothy Murphy hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Huron Daily Plainsman

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

March 7, 1975

March 14, 1975

Dorothy Murphy
(Signature)

Bookkeeper

(Title)

March 18, 1975

(Date Signed)

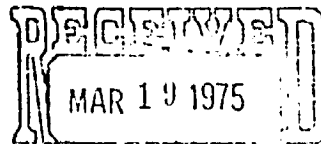
NOTICE
INTENT TO
APPROPRIATE WATER
No. 2212-3

Notice is hereby given that Menno Schmidt whose post office address is Willow Lake, 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 2.2 cubic feet of water per second of time from ground water through the Menno Schmidt No. 2, the points of diversion of which are to be located in the SE¼ NE¼, Section 4 and NW¼ NW¼ of Section 3, Twp. 113N, Range 57W. Said water to be used for the purpose of providing irrigation on the following described land: N¼ NE¼, Section 4 and W¼ NW¼, Section 3, T113N, R51W.

This application No. 2212-3 will be considered by the Water Rights Commission at its office at Pierre upon the 19th day of March, 1975, at 2:30 P.M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION
BURTON F. JONES
Water Rights Specialist
No. 111 (adv.)

3X2-EX2-44 = 14.64



STATE WATER RIGHTS COMMISSION
PIERRE, SOUTH DAKOTA

7-21-23

Wheeler P. R.ault.

8-23-23

Well - 58 ft 10 ft to water

Pumping Est 1300 gpm.

Capacity set at 2000 gpm.

Motor G.E. 75 HP - 1775 RPM

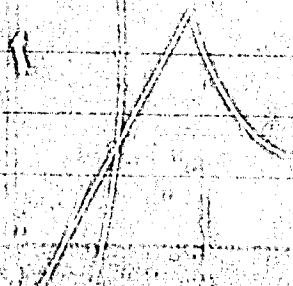
Model 5K6225 X H1A.

Ser. # H.L. 5806425.

Chlorinator ch. in NF 4-13210

Chlorinator Chlorinator. in NF 4-13210

See Map



Permit No. 2212-3Water Division 3 James River Water DistrictREPORT 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 Menno H Schmidt
 of Willow Lake, South Dakota. 57278 holder
 of Permit No. 2212-3, bearing date of priority of February 21, 19 75
 authorizing the diversion of 2.2 cu. ft. per second of the waters of Two Wells
 for Irrigation purposes, in Clark 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:
Motor - G.E. 75 HP, 1715 RPM, Model 5K6258XH1A
Ser # H L J 8 06425
Pump: Western Land Roller
Pumping 1300 gpm.
- B. Works used to transport water to place of use,
2130 ft. 8" dia. PVC Underground Pipe
- C. Works used to apply water to beneficial use.
Electrolyator Center Pivot
Minigator Center Pivot

The system is in the following condition: Excellent.The point of diversion is located 1570 ft South and 400 ft West of the
NE corner of Section 4, T113N R57W.The works are capable of diverting and conveying to the place of use 2.9cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: NW 1/4 NE 1/4 - 33 Ac. NE 1/4 NE 1/4 - 33 Ac.
All in sec. 4, T113N R57W. and NW 1/4 NW 1/4 - 3.3 Ac. SW 1/4 NW 1/4 - 13 Ac.
All in sec. 3, T113N R57W.
comprising a total of 112 acres of land.

Well: depth 58 ft.
 To Water 10 ft.
 Pumping 1300 gpm
 capacity 2000 + gpm.

Date December 13, 1978
Larry J. McNamee
 (Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

NO 4 6633

PIERRE, December 21, 1906

RECEIVED OF Henne Schmidt, Willow Lake, SD 57278
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. (2212-2)	12	00
Fee for Inspecting Beneficial Use, and issuing Water License No. (2212-3)		
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	12	00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer
JOHN HATCH 97



Department of Water & Natural Resources

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

January 29, 1988

MENNO SCHMIDT
SR BOX 15
WILLOW LAKE, SD 57278

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation
Questionnaire

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 2212-3, 4228-3, 1721-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 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 9:00 am, March 2, 1988 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). 2212-3, 4228-3, 1721-3 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 March 2 hearing date, your name will be deleted from the agenda for the hearing.

**South Dakota Department of
Water & Natural Resources**

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

February 10, 1988

1721-3
2212-3
4228-3

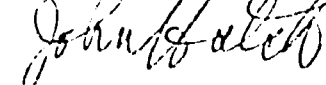
Menno Schmidt
SR Box 15
Willow Lake SD 57278

Dear Mr. Schmidt:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 1721-3, 2212-3, 4228-3 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,



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



Department of Water & Natural Resources

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

February 17, 1989

Menno Schmidt
SR Box 15
Willow Lake, SD 57278

Dear Mr. Schmidt:

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

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

The new standards include:

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

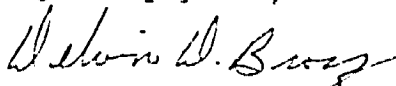


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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

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

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division



Department of Water & Natural Resources

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

March 19, 1990

4228-3
2212-3
1721-3

Donald Schmidt
SR Box 16
Willow Lake, SD 57278

Dear Mr. Schmidt:

Enclosed, as we discussed, are copies of Water Right Nos. 4228-3, 2212-3 and 1721-3 listed in the name of Menno Schmidt. Also enclosed are copies of two logs for wells drilled in 1976 for domestic purposes.

If you have any questions, please contact me.

Sincerely,

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

GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

enclosures



2212-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

January 29, 1993

NOTICE

TO: MENNO SCHMIDT
SR BOX 15
WILLOW LAKE SD 57278

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) 1721-3, 2212-3 & 4228-3. 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) 1721-3, 2212-3 & 4228-3 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.



2212-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 4, 1993

Donald Schmidt
HCR 3 Box 16
Willow Lake, SD 57278

Dear Mr. Schmidt:

I am writing to acknowledge receipt your 1992 irrigation questionnaires for Water Permit Nos. 2696-3A, 4414-3 & 4658-3 (Donald Schmidt) and Nos. 1721-3, 2212-3 & 4228-3 (Menno Schmidt). The questionnaires were completed following our telephone conversation on February 1, 1993. You may disregard the January 29, 1993, Notices for Violation of Water Permit, Failure to Report Chemical Use and Violation of the Requirements to Submit the 1992 Irrigation Questionnaires.

The questionnaires were received prior to the Water Management Board meeting, and your name was deleted from the agenda.

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

cc: Menno Schmidt, SR Box 15, Willow Lake, SD 57278



2212-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 7, 1995

MENNO SCHMIDT
SR BOX 15
WILLOW LAKE SD 57278

NOTICE

RE: Violation of Requirement to Submit 1994 Irrigation Questionnaire

Our records indicate that the 1994 Irrigation Questionnaire has not been submitted for Permit Nos. 1721-3, 2212-3 & 4228-3. The request for the Questionnaire was dated November 3, 1994. The Water Management Board has directed that owners of water permits who have not submitted the 1994 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 8, 1995, in the Crown Room, 3rd Floor, Kings Inn Best Western Convention Center, 220 S 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 Nos. 1721-3, 2212-3 & 4228-3 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.

If the questionnaires are received in this office on/or before March 3, 1995 your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352



2212-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 16, 1995

1721-3

2212-3 ✓

4228-3

Menno Schmidt
SR Box 15
Willow Lake, SD 57278

Dear Mr. Schmidt:

I am writing to acknowledge receipt of your 1994 irrigation questionnaires. You may disregard the February 7, 1995, **Notice of Violation of the Requirement to Submit the 1994 Irrigation Questionnaires.**

The questionnaires were 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
Environmental Scientist
Water Rights Division
(605) 773-3352



2212-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 17, 2003

NOTICE

TO: MENNO SCHMIDT, HC 3 BOX 15, WILLOW LAKE, SD 57278

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire(s)

Our records indicate that the 2002 Irrigation Questionnaire has not been submitted for Permit No(s) 2212-3. The request for the Questionnaire was dated October 11, 2002. The Water Management Board has directed that owners of water permits who have not submitted the 2002 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 8:30 am, March 5, 2003, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2212-3 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.

If the questionnaire(s) is(are) received in this office on/or before February 28, 2003, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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.



2212-3

Track & Confirm**Delivery Status**

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PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 28, 2003

2212-3

Menno Schmidt
HC 3 Box 15
Willow Lake SD 57278

Dear Mr. Schmidt:

I am writing to acknowledge receipt of your 2002 irrigation questionnaire. You may disregard the January 17, 2003, "Notice" concerning reporting requirements for Water Right No. 2212-3.

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
Environmental Scientist
Water Rights Program
(605) 773-3352



2212-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
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523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 20, 2005

NOTICE

TO: MENNO SCHMIDT, HC 3 BOX 15, WILLOW LAKE, SD 57278

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2004 Irrigation Questionnaire

Our records indicate that the 2004 Irrigation Questionnaire has not been submitted for Permit No.) 2212-3. The request for the Questionnaire was dated October 22, 2004. The Water Management Board has directed that owners of water permits who have not submitted the 2004 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 8:30 am, March 2, 2005, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No. 2212-3 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.

If the questionnaire is received in this office on/or before February 25, 2005, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire, please contact Genny McMath at (605) 773-3352.

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.



2212-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8516 1800

Your item was delivered at 9:11 am on January 21, 2005 in WILLOW LAKE, SD 57278. The item was signed for by M SCHMIDT.

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and NATURAL RESOURCES**

PMB 2020
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523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

February 2, 2005

2212-3

Menno H Schmidt
HC 3 Box 15
Willow Lake SD 57278

Dear Mr. Schmdit:

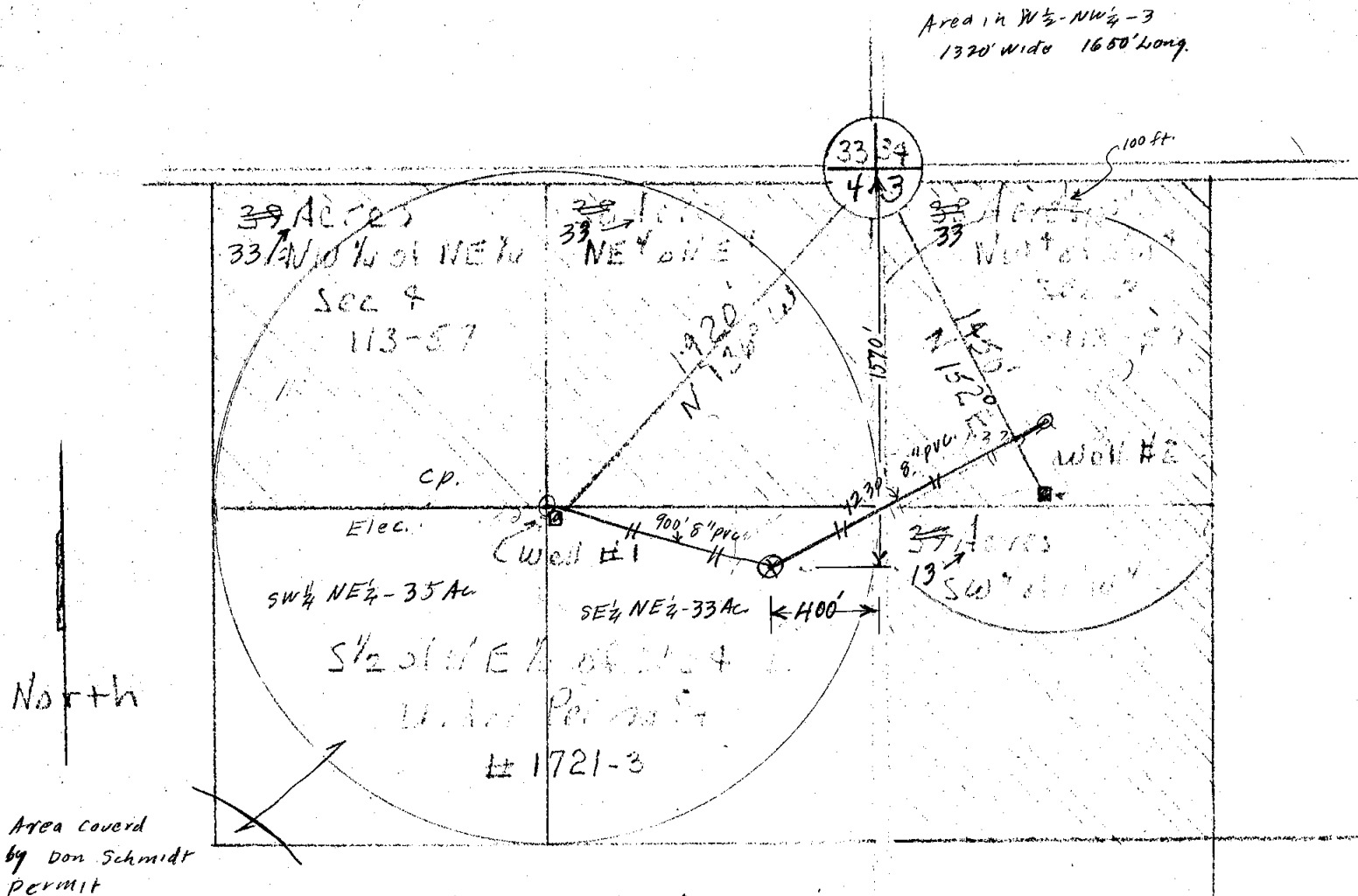
I am writing to acknowledge receipt of your 2004 irrigation questionnaire. You may disregard the January 20, 2005, "Notice" concerning reporting requirements for Water Right No. 2212-3.

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
Environmental Scientist
Water Rights Program
(605) 773-3352



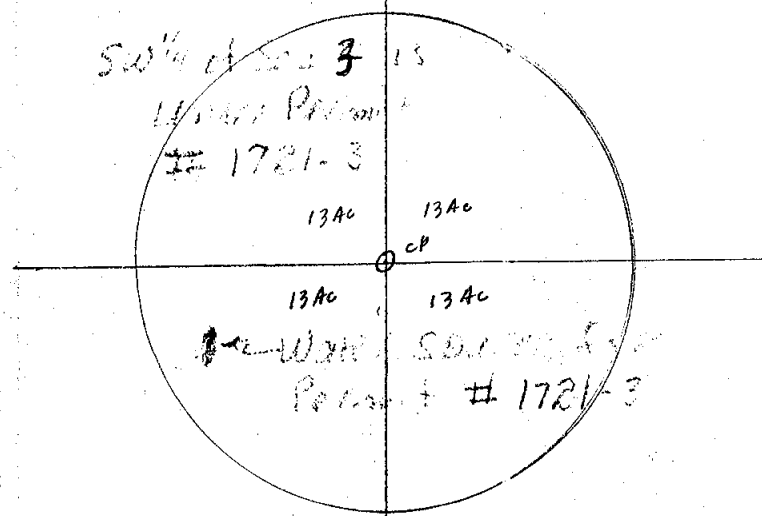
Cross hatch indicates irrigated area

Points of Diversion

Well #1 - 1920' N 136° W of the NE corner Sec 4 - 113-57

Well #2 - 1450' N 152° E of the NW corner Sec 3 - 113-57

Scale - 9" = 1 Mile



MENNO SCHMIDT
IRRIGATION PROJECT #2
Willow Lake 57278 South Dakota
Clark County

(End Run 160 ft long) flared off on road, etc

Area to be Irrigated Acres

NW 1/4 of NE 1/4 of Sec 4 - 113-57	39
NE 1/4 of NE 1/4 of Sec 4	38
NW 1/4 of NW 1/4 of Sec 3 - 113-57	38
SE 1/4 of NW 1/4 of Sec 3	39
Total Acres	154

Water claimed 2.2 cfs

Surveyor's Certificate

I, John L. Wiernsma, do hereby certify that this map represents a true and correct and true record of the land.

MENNO SCHMIDT

Willow Lake South Dakota Clark County

Done by John L. Wiernsma Feb 13, 1914

John L. Wiernsma P. O. No. 276

APPL NO 2212-3



2212-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 26, 2007

NOTICE

TO: MENNO SCHMIDT, HC 3 BOX 15, WILLOW LAKE, SD 57278

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaire(s)

Our records indicate that the 2006 Irrigation Questionnaire has not been submitted for Permit No(s) 2212-3. The request for the Questionnaire was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 10:30 am, March 7, 2007, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2212-3 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.

If the questionnaire(s) is(are) received in this office on/or before **March 1, 2007**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V5-IQ.pdf>

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.

2212-3

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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
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523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

February 1, 2007

2212-3

Menno Schmidt
19052 427th Ave
Willow Lake SD 57278

Dear Mr. Schmidt:

I am writing to acknowledge receipt of your 2006 irrigation questionnaire. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Right No. 2212-3.

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
Environmental Scientist
Water Rights Program
(605) 773-3352



2212-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2009

NOTICE

TO: MENNO SCHMIDT, 19052 427th AVE, WILLOW LAKE, SD 57278

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire has not been submitted for Permit No(s) 2212-3. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **10:00 am, March 11, 2009**, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2212-3 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.

If the questionnaire(s) is (are) received in this office on/or before **March 6, 2009**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:
<https://www.state.sd.us/eforms/secure/eforms/E0455V7-IQ.pd>

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.


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Label/Receipt Number: 2303 2160 0000 0802 5909
Status: **Delivered**

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19052 427th AVE
WILLOW LAKE SD 57278

Waiver of Signature ☐ YES ☐ NO

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PS Form 383, May 2002

(See Reverse)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 4, 2009

2212-3

Menno Schmidt
19052 427th Ave
Willow Lake SD 57278

Dear Mr. Schmidt:

I am writing to acknowledge receipt of your 2008 irrigation questionnaire. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right No. 2212-3.

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,

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

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

Water Right/Permit No. 2212-3

Date: _____

I/We request that Water Right/Permit No. 2212-3 formerly owned by:

Menno Schmidt be transferred to:

New Owner Name: Phyllis Schmidt

Address: 19052 427th Ave

City, State, Zip Willow Lake SD 57278 Telephone No. 605-625-5416

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

Sec 3 - T113N - R57W

Sec 4 - T113N - R57W

☒ I understand that the validity of Water Right/Permit No. 2212-3 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 Two Dollars and Fifty Cents (\$2.50) is included to cover the filing fee as required by SDCL 46-2-13.

I, Phyllis Schmidt, the new owner, certify that the above information is true and correct.

Phyllis Schmidt
(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.



**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

1721-3
2212-3
4228-3

Phyllis Schmidt
19052 427th Ave
Willow Lake SD 57278

Dear Mrs. Schmidt:

I am writing to acknowledge receipt of the 2011 irrigation questionnaires for Water Right Nos. 1721-3 and 2212-3 along with the transfer forms for filing the ownership changes.

The transfer forms were completed properly however can not be processed without the filing fee required by statute. A fee of \$50.00 for each transfer is required.

After reviewing the water rights I found that Menno had another water right on file. Water Right No. 4228-3 is for land in Section 35, T114N, R57W (copy enclosed). Our records indicate the land is currently in the Conservation Reserve Program. Enclosed is a partially completed transfer form to file an ownership change with No. 4228-3 as well.

Please complete and sign the form for Water Right No. 4228-3 and return it to our office with a total of \$150.00. The \$150.00 fee covers the filing fee for all three water rights. The check or money order for the fee can be made payable to the "Water Rights Program".

If I can answer any questions for you, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

enclosures

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 12/8, 20 11

RECEIVED OF B & T Farms LLC 19036 427th Ave Willow Lake SD 57278

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>2212-3</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. **05103**

By *Latrel Erbe*
Chief Engineer

2212-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 9, 2011

1721-3

2212-3

Phyllis Schmidt
19052 427th Ave
Willow Lake SD 57278

Dear Mrs. Schmidt:

The transfer of ownership for Water Right Nos. 1721-3 and 2212-3 has been completed. The water rights formerly listed in Menno's name are now listed in your name.

Thank you for following up on the changes. I am enclosing Receipt Nos. 05102 and 05103 in the amount of \$50.00 each. The fees were paid for filing the ownership changes.

In reference to Water Right No. 4228-3 that was also listed in Menno's name, I have contacted the City of Willow Lake concerning their interest in the water right. Since the land is no longer irrigated, the water right will be scheduled for cancellation consideration at the next Water Management Board meeting which will be held in March 2012. Notification of the meeting will be sent to you and also to the City of Willow Lake once it is scheduled. You do not need to do anything further concerning that water right. The purpose for notifying both you and the city is because they now own the land and because the water right itself is still in Menno's name.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 4, 2025

2212-3

Bob Schmidt
19042 427th Ave
Willow Lake SD 57278

Dear Mr. Schmidt:

Each year, the State of South Dakota sends out Water Management Irrigation Questionnaires to collect information based on annual water use from our state's waters.

This year we received word from one of the irrigators that the property they had previously owned and reported on had been sold to you. For your convenience I have enclosed a partially completed "Transfer of Ownership" form for you to complete and return in the pre-paid envelope.

Please return the form with a check for \$50.00 made payable to "SD Water Rights Program" to cover the transfer fee. If you would prefer to pay by card, you may call our Fiscal Office at 605.773.5559. This form will still need to be returned even if you are submitting payment over the phone.

Should you decide you wish to discontinue the irrigation on this piece of land, we would ask that you let us know.

If you have any questions or concerns, please give me a call. My direct number is 605.910.5187

Sincerely,

Amanda Dewell
Permitting Administrator
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us

enclosures

RECEIVED

APR 22 2025

OFFICE OF
WATER

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

2212-3
PAID

APR 22 2025

Ck# 14262

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

Water Right/Permit No. 2212-3

Rec't#

Date: 4/15/25

I/We request that Water Right/Permit No. 2212-3 formerly owned by:
Phyllis Schmidt - Willow Lake SD

be transferred to:

New Owner Name:

Bobby L. Schmidt

Address:

19042 427th Ave

mobile: 605-880-7808

City, State, Zip

Willow Lake SD 57278

email:

bssfarm@itctel.com

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

Section 4-T113N-R57W

NE 1/4 NE 1/4 - 33 ac

NW 1/4 NE 1/4 - 33 ac

TOTAL: 112 acres

Section 3-T113N-R57W

NW 1/4 NW 1/4 - 33 ac

SW 1/4 NW 1/4 - 13 ac

*EMAILED SHANNON 4.23.25



I understand that the validity of Water Right/Permit No. 2212-3 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,

Bobby L. Schmidt

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, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following 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 Agriculture and Natural Resources

Date April 23rd, 2025

RECEIVED OF BSS Farms LLC 19042 427th Ave Willow Lake SD 57278

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. _____	\$ _____
Fee for Filing Transfer Form #2212-3 _____	\$50.00
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	TOTAL
	\$50.00

By


Chief Engineer