

Water Right Number

2236-3

1. Considered JULY 24, 19 75
2. Name of Applicant JOE S. HOFFER
3. Post Office Address DOLAND
4. Amount of Water claimed 4.57
5. Source of Water supply 2 - 72' DEEP WELLS
6. Water to be used for IRRIGATION
Acres to be irrigated 320
7. Water to be diverted and used in SPINK County
about 4W, 3S miles of DOLAND
8. Proof of Publication
Received 6-27-75
Not Received _____
9. Application
Approved _____
Subject to _____
Not Approved _____
Action Deferred _____
10. Remarks:

Map No. 1064-3 Water Division No. 3 JAMES RIVER District 8, 16
 No. 2236-3
 (Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

Joe S. Hofer

1. Name of Applicant Joe S. Hofer
 Postoffice address Box 382, Dolsad State South Dakota
 If a corporation show date and place of incorporation _____
 2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract & Direct Labor
 3. Name of diversion work Joe S. Hofer #1
 4. Amount of water claimed (cubic feet per second) 4.57
 5. Source of water supply Ground Water
 6. Location of point of diversion in the Center of the NW $\frac{1}{4}$, Section 15, and in the Center of the NE $\frac{1}{4}$, Section 16, T116N, R61W
 _____ County Spink
 7. Annual period or periods during which water is to be used April thru 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 320

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.
Section 15, NW $\frac{1}{4}$	160		
Section 16, NE $\frac{1}{4}$	160		
All in T116N, R61W			

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 6 years.
 11. Choice of newspaper for Notice of Intent to Appropriate Water publication Redfield Press, Redfield, S.D.
 12. Principal Features of the Proposed Water Supply System.

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

Two wells, pumps and motors

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

Mainline

C. Works proposed to apply water to beneficial use.

Sprinkler system

Estimated Total Cost \$ _____

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 Spink)

I, Joe S. Hofer, 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 Joe S. HoferSubscribed and sworn to before me this 14 day of March 19 75

Notary Public (or Other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2236-3JOE S. HOFER
(Applicant)Box 382, DOLAND,
(Post Office Address)SOUTH DAKOTA 57436 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 MARCH 17 19 75
 Date of return to applicant for correction, amendment or changes required MARCH 25 19 75
 Date of receipt of corrected application MAY 23 19 75
 Approved JULY 24 19 75, Recorded in Book 13 Page 341

WATER RIGHT PERMIT NO. 2236-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2236-3 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 MARCH 17 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 24 19 78
3. The whole of said work is to be completed on or before JULY 24 19 80
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JULY 24 19 81
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 4.57 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 2 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 JULY 24 19 84; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 30TH day of JULY 19 75

WATER RIGHTS COMMISSION

By: Vern W. Quillen
 Chief Engineer, Executive Officer

Certificate of Construction Used _____, 19 _____

Water License Issued _____, 19 _____

D. (Continued)

1/I. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 30" Depth 72'
 Type of casing Steel
 (wood, concrete, steel, etc.)
 Size of casing 16" Thickness of casing 0.219
 Length of casing 52' If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen Johnson Irrigator
 Size of perforated screen 16" 20'
 (diameter) (length)
 Thickness of gravel pack 7" length of gravel pack 72'

(c) Water Bearing Materials

Distance to water 19' Character of water bearing materials
0 - 19' - Top Soil, 19-72 Sand & Gravel.

Thickness of water bearing material

(d) Pump and Motor

Type of pump Turbine
 (centrifugal, propeller, mixed flow, etc.)
 Name of pump Layne-Bowley size 8" Column-10" Bore
 Kind of motor Diesel
 (gasoline, electric, diesel, etc.)
 Horsepower 70' Name of Motor Detroit

(e) Complete well

Capacity 1500 at drawdown of 50' Estimated cost \$1600.00

(f) Owner of land upon which well is located

Name Geo. S. Huffer
Doland, SD

Address

(g) Distance to nearest existing wells

On same owner's property: 70 rods. On property owned by others 80 rods

May 16, 1975

Mr. Joe S. Hofer
Spink Colony
Doland, S.D. 57436

Dear Mr. Hofer:

Earlier we sent to you the original copy of your report of analysis for irrigation on water sample #75-267. We have now received the WI-1 form to accompany the application and I am transmitting this today to the State Conservation Commission along with a copy of this letter and a copy of the water analysis.

There should be no difficulty irrigating the soils in the NE 1/4 of Section 16-116-61 with the quality of water which you have, according to this sample. I am enclosing a copy of Extension Circular 654 and the quality of the water which you have in this well as indicated by the encircled red cross on the outside back cover.

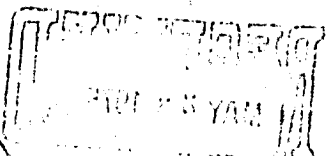
Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:MLJ
Enclosures

cc: State Conservation Commission
Robert Sampson, Spink County Extension Agent
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 ONLY

Irrigation System: _____

Water Quality: _____

Soils Capability: _____

Approved: [Signature]

Disapproved: _____

NAME: Joe S. Hofer

ADDRESS: Dakota

COUNTY: Spink

LEGAL DESCRIPTION

1. WELL LOCATION: Center N.E. 1/4 16-116-61
2. AREA TO BE IRRIGATED: " " " " "

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): Center Pivot
4. CROPS TO BE IRRIGATED: Corn, Sorghum & Wheat

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 1%
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: MOST Bestia, Silk
Loam, Bonilla Harder Silk Loam

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 75-267
8. SALINITY: EC = 824 (medium - high)
9. SODIUM: SAR = 0.84 (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

_____ and:

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

Joe S. Hoyer

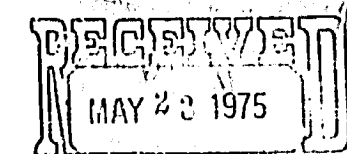
Subscribed and sworn before me this

5 day of May 1975.

J. R. Stein

May

(Title)



STATE WATER RIGHTS COM.
PIERRE, SOUTH DAKOTA



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

Submitted by: Joe S. Hofer
 Address: Spink Colony
Doland, SD 57436

Date Rec'd: April 17, 1975
 Sample No. 75-267
 Identification _____

WATER ANALYSIS

Calcium (Ca)	110	ppm*	5.50	me/l**
Magnesium (Mg)	33	ppm	2.71	me/l
Sodium (Na)	39	ppm	1.70	me/l
Potassium (K)	8	ppm	0.21	me/l
Sulfate (SO ₄)	70	ppm	1.46	me/l
Nitrate (as N)		ppm	0.17	me/l
Chloride (Cl)	6	ppm	7.76	me/l
Bicarbonate (HCO ₃)	473	ppm		me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		g.p.g.***
Fluoride (F)		ppm		
Hardness (EDTA as CaCO ₃)	388	ppm (as CaCO ₃)		
Alkalinity (Methyl Orange)	0	ppm (as CaCO ₃)		
Alkalinity (Penolphthalein)	824	micromhos per cm at 25° C.		
Electrical Conductivity		0.84		
Sodium Adsorption Ratio		16.79% of cations		
Sodium		0.00 me/l		
Residual sodium carbonate		7.61		
pH				
Others:				

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

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

COMMENTS: Total cations 10.12 me/l
 Total anions 9.39 me/l

Please fill in the enclosed questionnaire and return with your payment.

By: Shirley Hittan

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. 75-267

Amount Enclosed \$

Signed _____

NOTICE OF WELL CONSTRUCTION

2236-3

(1) WELL CONSTRUCTION

Location of well: 1/4 1/4 NE Section 16 Township 116 Range 101
 Well owner: Joe Hager Daland, SD. 57436
 Date well drilling completed: 7/1/75 Purpose of well: Irrigation
 (Name) (Address) (domestic, irrigation, municipal, industrial, other)

WELL LOG

Layers, top to top in feet	Description of layer	Depth to top of water producing aquifer	
0-2	Top Soil	93	ft.
2-18	Yellow Silty	13	ft.
18-71	Gravel & Gravel	Name of producing aquifer (if known):	Gravel
71-	Shale	Total depth of drill hole	71 ft.
		Depth to bottom of casing	71 ft.

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

0-61 I.D. Fiberglass
16"

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

61-71 16" I.D. Fiberglass

If a flowing well, flow of completed well: 800 G.P.M.

Attach sheet if more space is needed

Empire Irrigation Drilling Co. Inc.
Name of Drilling Contractor

(2) PUMP INSTALLATION

Company name and size of pump: Fairbanks Morse HP: 75
 Type of pump: Turbine Capacity of installed pump: 900 G.P.M.
 Depth of pump placement: 50 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 46.40B 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

Form 6. - Notice of Intent to Appropriate Water

No. 2236-3

Publish first publication, on or before

July 10, 1975

NOTICE OF INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

June 6, 1975

Notice is hereby given that Joe S. Hofer

whose post office address is Doland, 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 4.57 cubic feet of water per

second of time from the ~~xxx~~ ground water through the

Joe S. Hofer #1, the point of diversion of which is, and

be located in the Center of the NW $\frac{1}{4}$, Section 15 and the

Center of the NE $\frac{1}{4}$

of Section 16, Twp. 116N, Range 61W. Said water to be used for the purpose of providing irrigation on the following described land:

NW $\frac{1}{4}$, Section 15 and NE $\frac{1}{4}$, Section 16, T116N, R61W

This application No. 2236-3 will be considered by the Water Rights Commission at the North Louisa, Surbeck Center, S.D. School of Mines, Rapid City, S.D

upon the 24th day of July, 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: Joe S. Hofer, Box 382, Doland, S.D. 57436

No. 2236-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Spink) ss.

I, Barbara Lovett hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Redfield Press

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

June 17, 1975
June 26, 1975

Barbara Lovett
(Signature)

(Title)

June 26, 1975
(Date Signed)

No. 1
NOTICE OF INTENT TO
APPROPRIATE WATER
No. 2236-3
Pierre, South Dakota 57501

June 6, 1975
Notice is hereby given that Joe
S. Hofer whose post office ad-
dress is Doland, South Dakota,
has made an application in ac-
cordance with the provisions of
the water laws of South Dakota
for a permit to appropriate for
beneficial use 4.57 cubic feet of
water per second of time from
ground water through the Joe S.
Hofer No. 1, the points of
diversion of which are to be
located in the Center of the NW 1/4,
Section 15 and the Center of the
NE 1/4 of Section 16, Twp. 116N,
Range 61W. Said water to be used
for the purpose of providing
irrigation on the following
described land: NW 1/4, Section 15
and NE 1/4, Section 16, T116N,
R61W.
This application No. 2236-3 will
be considered by the Water
Rights Commission at the North
Lounge, Surbeck Center, S.D.
School of Mines, Rapid City, S.D.
upon the 24th day of July, 1975, at
2:30 P. M. All interested persons
may appear and be heard.

WATER RIGHTS
COMMISSION
By: BURTON F. JONES,
Water Rights
Specialist
(June 19, 26)

RECEIVED
JUN 24 1975
STATE WATER RIGHTS COMMISSION
PIERRE, SOUTH DAKOTA

2735-3 J. H. H. H. (H. H. H.)

11-11-10 I added Mr. James H. H. H.
H. H. H. H. H. H. H. H. H. H. H. H.
H. H. H. H. H. H. H. H. H. H. H. H.
H. H. H. H. H. H. H. H. H. H. H. H.
H. H. H. H. H. H. H. H. H. H. H. H.

She said Mr. H. H. H. H.
H. H. H. H. H. H. H. H. H. H. H. H.
H. H. H. H. H. H. H. H. H. H. H. H.
H. H. H. H. H. H. H. H. H. H. H. H.

J. H. H. H.

NO. 2236-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 10 -

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

128 acre circle in the NE $\frac{1}{4}$, Section 16, T116N, R61W

formerly owned by Joe S. Hofer, Doland SD

has been transferred to Wesley Decker, Frankfort SD RR#1
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 2236-3 as provided for in SDCL 46-5-32 and 46-5-33.

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

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

STATE OF UTH DAKOTA)
County of Spink) ss.

I, Wesley Decker being first duly ~~sworn~~ on my oath depose and say:
That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Wesley Decker
(Signed)

Subscribed and sworn to before me this 1st Day of December, 19 82

Betty L. Bell
(Notary Public)

WNR-820-7/79
Notice of Transfer of Water Permit



Permit No. 2236-3Water Division 3 JAMES RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by WESLEY DECKER of FRANKFORT holder of Permit No. 2236-3, bearing date of priority of MARCH 17, 1975 authorizing the diversion of 4.57 cu. ft. per second of the waters of GROUNDWATER for IRRIGATION purposes, in SPIRK 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:

12' DEEP WELL WITH 16" STEEL CASING - 20' JOHNSON IRR. SCREEN
FAIRBANKS MORSE 8" PUMP - 4 STAGE - 12" BOWLS, POWERED
BY 60 HP REULAND ELECTRIC MOTOR @ 1760 RPM

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

50' OF 8" ALUMINUM PIPE TO CENTER OF PILOT

C. Works used to apply water to beneficial use.

1 TOWER VALLEY - MODEL 4171 CENTER PILOT - ELECTRIC DRIVE
WITH NELSON #100 END GUN

The system is in the following condition: GOODThe point of diversion is located 50' NE OF THE CENTER OF THE NE⁴ SECTION 16, T116N, R61WThe works are capable of diverting and conveying to the place of use 2.00 (900 GPM)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: FOR IRRIGATING A 128 ACRE CIRCLE IN THE

NE⁴ SECTION 16 T116N, R61W

(NOTHING DEVELOPED IN NW⁴ SECTION 15, T116N, R61W)

comprising a total of 128 acres of land.Date AUGUST 25, 1982

Ruston Jones
Signature

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2236-3

(1) WHEREAS, On the 17th day of March A. D. 19 75

Joe S. Hofer

made Water Right Application No. 2236-3 for a permit to use 4.57 cubic feet per second of the waters of groundwater (one well)

County of Spink, State of South Dakota, for Irrigation

_____ purposes; and

(2) WHEREAS, On the 24th day of July A. D. 19 75

Permit No. 2236-3, with a date of priority of March 17, 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 24th day of July A. D. 19 80 and for the application to beneficial use of said water on or before the 24th day of July A. D. 19 84

WHEREAS, On the 3rd day of December, 1982, Permit No. 2236-3 was transferred to Wesley Decker, RR #1, Frankfort, South Dakota,

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 1.80 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,

for irrigating a 128 acre circle in the NE $\frac{1}{4}$, Section 16, T116N, R61W (A)

(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 Wesley Decker

_____ of RR #1, Frankfort, South Dakota 57440
the holder _____ and owner _____ of said permit No. 2236-3 a water right, dating from March 17, 1975
_____ to use of 1.80 cubic feet per second of the waters
of groundwater (one well)

in the County of Spink and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 50' NE of the center of the NE $\frac{1}{4}$ Section 16.
T116N, R61W (AA)

_____ and conducted to and upon a 128 acre circle in the NE $\frac{1}{4}$, Section 16, T116N, R61W

_____ for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 2236-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 3rd day of December A. D.
Nineteen Hundred and Eighty-two

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer Executive Officer
JOHN HATCH

Permit No. 2236-3

Water Diversion No. 3 James River Water District

10160006

CERTIFICATE OF CONSTRUCTION

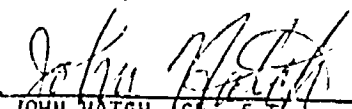
This is to Certify, That Wesley Decker

_____ the holder _____ of
Permit No. 2236-3, issued upon Application No. 2236-3, bearing date of priority of March 17, 1975
_____ authorizing the diversion of 4.57 cu. ft. per second of the waters of _____
groundwater (one well) County of Spink, State of South Dakota at _____
a point 50' NE of the center of the NE $\frac{1}{4}$, Section 16, T116N, R61W (AA)

_____, 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 2.00 (900 gpm) cu. ft. per second of water.

Date December 3, 1982



JOHN HATCH, Chief Engineer
Water Rights Division

RECEIPT

WATER RIGHTS COMMISSION

No 4 9048

State of South Dakota

PIERRE, December 2, 1932

RECEIVED OF Wesley R. Decker RR#1, Frankfort, SD 57440

the following amount in fees for services rendered as provided for by law:

Fee for Application (or Permit to Appropriate Water No. _____ (examination, processing, recording and filing) _____	2236-3	50	00
Fee for Inspecting Construction, and Issuing Cert. of Construction No. _____	2236-3		
Fee for Inspecting Beneficial Use, and Issuing Water License No. _____	2236-3		
Fee for Issuing Location Certificate-Dry Draw, No. _____		2	50
Fee for filing, Transfer of WR#2236-3			
Fee for certified copy of _____			
Fee for Print copy of map _____			
Fee for Certifying _____			
Fee for _____ (any other work as provided by law)			
TOTAL		52	50

WATER RIGHTS COMMISSION

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

(# 2236-3)

3181-3

3182-3

Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-2031

February 17, 1989

Wesley Decker
RR 1, Box 50
Frankfort, SD 57440

Dear Mr. Decker:

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;

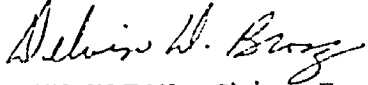


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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,

for 
JOHN HATCH, Chief Engineer
Water Rights Division



2236-2

**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 16, 2015

NOTICE

TO: WESLEY DECKER, 40010 176TH ST, FRANKFORT, SD 57440

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaires

Our records indicate your 2014 Irrigation Questionnaire has not been submitted for Permit No(s) 2236-3 & 3181-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 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 4, 2015**, 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) 2236-3 & 3181-3 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 before the **March 4, 2015** hearing you will no longer be in violation of your permit and your name will be removed 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 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

January 27, 2015

2236-3
3181-3

Wesley Decker
40010 176th St
Frankfort SD 57440

Dear Mr. Decker:

I am writing to acknowledge receipt of your 2014 irrigation questionnaires.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right Nos. 2236-3 & 3181-3. 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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

2236-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 7, 2018

2236-3
3181-3

Steve Decker
40106 176th St
Frankfort SD 57440

Dear Mr. Decker:

I am writing in follow-up to our phone conversation concerning ownership changes needed for water rights held by Wesley Decker.

Enclosed are partially completed Notice of Transfer of Ownership forms for filing an ownership change. Upon completion, please sign and return the forms to our office with a required filing fee of \$50.00 each (total of \$100). The check or money order for the fee can be made payable to the Water Rights Program.

Also enclosed are copies of the two water rights listed under Wesley's name and a copy of Water Right No. 3182-3, listed in your name. You may keep these for your files.

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

Sincerely,

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

enclosures

2236-3

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Environment and Natural Resources

Date December 7, 2020RECEIVED OF Steven/Beth Decker 40106 176 Street Frankfurt SD 57440

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 <u>2236-3</u>	\$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 Eric Gronlund
 Chief Engineer


NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

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

RECEIVED

DEC 07 2020

WATER RIGHTS
PROGRAMWater Right/Permit No. 2236-3Date: 12-1-2020I/We request that Water Right/Permit No. 2236-3 formerly owned by:Wesley Decker

be transferred to:

New Owner Name:

Steve Decker

Address:

40106 176 Street

City, State, Zip

FrankfortSD 57440Telephone No. 605460-2772

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

NE 1/4 16 T116N - R61W128 acresSpink County

☒ I understand that the validity of Water Right/Permit No. 2236-3 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, Steve Decker, the new owner, certify that the above information is true and correct.

Steve Decker

(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.

2236-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 8, 2020

2236-3
3181-3

Steve Decker
40106 176th St
Frankfort SD 57440

Dear Mr. Decker:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for filing ownership changes on Water Right Nos. 2236-3 and 3181-3.

The ownership changes have been completed. Nos. 2236-3 and 3181-3 formerly held by Wesley Decker are now listed in your name.

Enclosed for your records are receipts for the filing fees that were paid. If you have any questions, please let me know.

Sincerely,

A handwritten signature in blue ink that reads "Genny McMath". The signature is fluid and cursive.

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

enclosures