

Water Right Number 2284-3

1. Considered 3-24, 1977
2. Name of Applicant TED REINFELD
3. Post Office Address DELMONT
4. Amount of Water claimed 2.00
5. Source of Water supply 55' WELL
6. Water to be used for IRR.

Acres to be irrigated 148

7. Water to be diverted and used in DOUGLAS County
about 15N, 4E miles of WAGNER

8. Proof of Publication Received 1st 3-25-77

Not Received _____

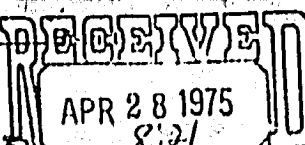
9. Application Approved _____

Subject to _____

Not Approved _____

Action Deferred _____

10. Remarks:

Map No. 1674-3 Water Division No. 3 MISSOURI RIVER
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

STATE WATER RIGHTS COM.
PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE-Draw a line through items not applicable)

1. Name of Applicant Ted Reinhold
Postoffice address Delmont State South Dakota 57330
If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) Direct Labor
3. Name of diversion work Ted Reinhold Irrigation Project #2
4. Amount of water claimed (cubic feet per second) 2.1
5. Source of water supply Well
6. Location of point of diversion 2900' N 120° E. of NW corner of Sec 19-98-62
County Douglas
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 198

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
NE ¹ / ₄ NW ¹ / ₄ Sec 19-98-62	20		
NW ¹ / ₄ & NE ¹ / ₄ Sec 19-98-62	30		
SE ¹ / ₄ & NW ¹ / ₄ Sec 19-98-62	40		
SW ¹ / ₄ & NE ¹ / ₄ Sec 19-98-62	48		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system Five years. Additional time required to complete application of water to the proposed beneficial use Three years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Delmont Record
12. Principal Features of the Proposed Water Supply System.

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

Well with electrically driven turbine pump

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

closed conduit

C. Works proposed to apply water to beneficial use.

Center PivotEstimated Total Cost \$ 35000Attachments: 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 DouglasI, Ted Reinhold 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 Ted ReinholdSubscribed and sworn to before me this 10th day of April 1975Wilma Fuller
Notary Public (or other qualified officer)County Auditor

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2284-3
TED REINFELD Rt 2, Box 130, DELMONT,
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57330 With the following modifications:

The irrigation well 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 adequate domestic wells or in irrigation wells having prior water rights.

Date of first receipt of application APRIL 28 19 75
 Date of return to applicant for correction, amendments or changes required _____ 19 ____
 Date of receipt of corrected application MAY 14 19 75
 Approved MARCH 24 19 77 Recorded in Book 17 Page 305

WATER RIGHT PERMIT NO. 2284-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2284-3 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 APRIL 28 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPTEMBER 24 19 79
3. The whole of said work is to be completed on or before MARCH 24 19 82
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 24 19 85
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 2.1 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before MARCH 24 19 85; said water to be used during the following described annual period: MAY THRU OCTOBER

Witness my hand this 19TH day of APRIL 19 77

WATER RIGHTS COMMISSION

By:

John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued March 24 19 80

Water License Issued March 24 19 80

May 6, 1975

Mr. Ted Reinfeld
Rt. 2, Box 130
Delmont, S.D. 57330

Dear Mr. Reinfeld:

This letter pertains to your well in Section 19 T98N R62W. The copy of the report of analysis is enclosed and also you will find a receipt for your payment, for which we thank you.

The quality of this water is designated by an encircled red cross on the outside back cover of Extension Circular 654. It is considerably lower in total salinity than the other sample and you have very suitable soils for irrigation, so there should be no problems in irrigating with this water on the soils which you seem to have in Section 19.

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

Sincerely yours,

L. O. Fine
Water Quality Lab

LOF:MRB
Enclosures

cc: State Conservation Commission
Norman Telkamp, Douglas 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: ALL 2/25/84
5/12/85

Disapproved: _____

NAME: TED REINFELD

ADDRESS: BEHMONT S. DAK.

Phone 779-5571

COUNTY: DOUGLAS

LEGAL DESCRIPTION

1. WELL LOCATION: (SEE PHOTO)
2. AREA TO BE IRRIGATED: E 1/2 NW 1/4 & W 1/2 NE 1/4 (160A.) SEC 19, 98-62
BEHMONT TWP. DOUGLAS CO.

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): CENTER PIVOT
4. CROPS TO BE IRRIGATED: CORN - ALFALFA

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0 to 3%
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: SLICK LORN (and
lamour silt loam, according to Douglas Co. Soil Survey, 1923) L.O. FINE

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 75-284
8. SALINITY: EC = 83.8 micromhos/cm (Medium - high)
9. SODIUM: SAR = 0.29 (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

COUNTY EXTENSION AGENT.

and:

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

Ted Ruinfeld.

Subscribed and sworn before me this

10th day of April 1975.

Wilma Adler

County Auditor

(Title)

RECEIVED
MAY 14 1975

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: Ted Reinfeld
 Address: Rt. 2, Box 130
Delmont, SD 57330

Date Rec'd April 25, 1975
 Sample No. 75-284
 Identification Well-
Sec. 19, T 98N, R 62W

WATER ANALYSIS

Calcium (Ca)	130	ppm*	6.50	me/l**
Magnesium (Mg)	60	ppm	4.92	me/l
Sodium (Na)	16	ppm	0.69	me/l
Potassium (K)	8	ppm	0.20	me/l
Sulfate (SO ₄)	211	ppm	4.39	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	15	ppm	0.42	me/l
Bicarbonate (HCO ₃)	476	ppm	7.80	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		g.p.g.***
Hardness (EDTA as CaCO ₃)		ppm		
Alkalinity (Methyl Orange)	390	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	838	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.29			
Sodium	5.60	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.42			
Others:				

*ppm=parts per million

**me/l=milliequivalents per liter

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

COMMENTS: Total cations 12.30 me/l
 Total anions 12.61 me/l

By: Shirley Mitkan

Service Performed

Amount Due

Irrigation analysis

\$6.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 75-284

Amount Enclosed \$

Signed

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

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 22", Depth 55'
- (2) Casing, Type Steel (wood, concrete, steel, etc) Diameter 12" Thickness 3/16"
- (3) Perforated Screen.
Type Continuous slot Diameter 12" Length 10'
- (4) Gravel Pack. Thickness 3", Length of gravel pack 2.0'

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 sand turning into sand
mixed with gravel

Depth to top of water bearing material 25'

Depth to bottom of water bearing material 55'

Thickness of water bearing material 30'

Depth to water (ground surface to water level) 25'

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

On same owner's property 100 rds. On property owned by others 240 rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Ted Rainfeld
Signature of Applicant

Permit No. 2284-3

Water Diversion No. 3 Missouri River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Ted Reinfeld

_____ the holder _____ of
Permit No. 2284-3, issued upon Application No. 2284-3, bearing date of priority of April 28, 1975
_____ authorizing the diversion of 2.1 cu. ft. per second of the waters of _____
groundwater (one well) County of Douglas, State of South Dakota at a
point 110 ft. south of the N $\frac{1}{2}$ corner Section 19-T98N-R62W

_____ 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 2.0 cu. ft. per second of water.

Date March 24, 1980


JOHN HATCH, Chief Engineer
Water Rights, WID

(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 Ted Reinhold

_____ of Delmont, SD

the holder _____ and owner _____ of said permit No. 2284-3 a water right, dating from April 28, 1975

_____ to use of 1.74 cubic feet per second of the waters

of groundwater (one well)

in the County of Douglas and State of South Dakota, or so much thereof as may be necessary for the

purposes hereinbelow mentioned, to be diverted at a point 110 ft. south of the NE corner Section 19

T98N-62W

and conduct to and upon portions of land in Section 19 T98N-62W, more fully described on the

face of this License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 2284-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 24th day of March A. D.

Nineteen Hundred and eighty

Board of Water Management

By:

John Hatch
Chief Engineer JOHN HATCH

Form C Notice of Intent to Appropriate Water

2284-3

Publish first publication, on or before March 10, 19 77

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

March 4, 19 77

Notice is hereby given that Ted Reinfeld
whose post office address is Dalmon, 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
2.0 cubic feet of water per second of time from the ground water through the
Reinfeld # 2, the point of diversion of which is to be located in the

Center of N $\frac{1}{2}$

of Section 19, Twp. 98N, Range 62W. Said water to be used for the purpose
of providing irrigation on the following described land:

E $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 19-T98N-R62W

This application No. 2284-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 24 day of March, 19 77, at 11:00 A. M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By: **JAMES WINTERTON**

Water Rights Specialist

BFJ/bw

cc: **Ted Reinfeld, Rt. 2, Box 130, Dalmonc, South Dakota 57330**

No. 2284-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Douglas) ss.

I, Harvard H. Ischring hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Delmont Record

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 Delmont

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

March 10 & 17 th. 1977

Harvard H. Ischring
(Signature)

Owner

(Title)

March 16, 1977
(Date Signed)

NOTICE
OF INTENT TO
APPROPRIATE WATER

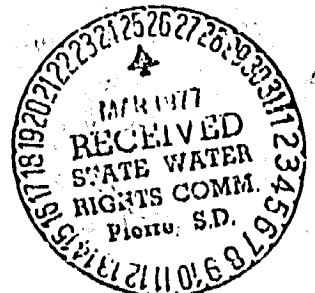
Pierre, South Dakota 57501

March 4, 1977

Notice is hereby given that
Ted Reinfeld whose post office
address is Delmont, South Da-
kota, has made an application
in accordance with the provisions
of the water laws of South Dakota
for a permit to appropriate for
beneficial use 2.0 cubic feet of
water per second of time from
ground water through the Rein-
feld #2, the point of diversion
of which is to be located in the
center of N1/2 of Section 19,
Twp. 98N, Range 62W. Said water
to be used for the purpose of
providing irrigation on portions
of the following described land:
E1/2 NW1/4, W1/2 NE1/4,
Section 19-T98N-R62W.

This application, No. 2284-3
will be considered by the Water
Rights Commission at their of-
fice at Pierre upon the 24th day
of March, 1977, at 11:00 A.M.
All interested persons may ap-
pear and be heard.

WATER RIGHTS COMMISSION
By: JAMES WINTERSTON
Water Rights Specialist



RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 7375

PIERRE, March 11 1980

RECEIVED OF Ted Reinfeld, Route 2, Box 131, Delmont SD 57330

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) _____ 2284-3)	50	00
Fee for Inspecting Construction, and Issuing Cert. of Construction No. _____		
Fee for Inspecting Beneficial Use, and Issuing Water License No. _____ 2284-3)		
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 _____	50	00
Fee for _____ (any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer

JOHN HATCH km

Permit No. 2284-3Water Division 3 Missouri 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 Ted Reinfeld
 of Rt 2, Box 130, Pelmont, S. Dak. 57330 holder
 of Permit No. 2284-3, bearing date of priority of April 28,, 1975
 authorizing the diversion of 2.1 cu. ft. per second of the waters of one well
 for Irrigation purposes, in Douglas 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, U.S. Elec., ID# R-6326-02-166, R2111161
 75 HP, 1770 RPM
 Pump, Fairbanks Morse, Ser# K3A2051604-2
 3 stages, Imp Dia. 8-1/2", Pumping 900 gpm

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

250 ft 5" dia. PVC Pipe.

C. Works used to apply water to beneficial use.

Valley Center Pivot, Model 112-71, Ser# 26114

The system is in the following condition: GoodThe point of diversion is located 1100 ft S of the N 1/4 Cor Sec. 19
T98N R62WThe works are capable of diverting and conveying to the place of use 2.0
 cu. ft. per second of water which is to be used for Irrigation

Water has been put to beneficial use to the maximum extent as follows: All in Sec. 19, T95N R62W
NE 1/4 NW 1/4 - 29 Ac. SW 1/4 NW 1/4 - 29 Ac. NW 1/4 NE 1/4 - 32 Ac.
SW 1/4 NE 1/4 - 32 Ac.

comprising a total of 122 acres of land. = 1.74

Well Data.

Depth 425 ft.
 Static 3 ft
 Pumping 900 gpm
 capacity 950 gpm

Date

July 26 1974

(Signature)

Ray J. Hennig

2283-3 & 2284-3
May 27, 1975

Ted Reinfeld
Route 2, Box 130
Delmont, S.D. 57390

Dear Mr. Reinfeld:

This is to inform you that the Water Rights Commission on May 21, 1975, placed your Water Right Applications No. 2283-3 and 2284-3 in a temporary deferred status prior to the advertising step.

Your Water Right Application No. 2283-3 proposes to divert up to 2.1 c.f.s. of ground water (60' deep well) to irrigate 155 acres in the NW $\frac{1}{4}$, Section 30, T98N, R62W. Water Right Application No. 2284-3 proposes to divert up to 2.1 c.f.s. of ground water (55' deep well) to irrigate 148 acres of land in the E $\frac{1}{2}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 19, T98N, R52W.

This action of the Commission was as recommended by the Commission Staff, as was indicated to you in our letter of May 15, 1975.

Sincerely,

Vern W. Butler
Acting Executive Officer
Water Rights Commission

VWB:mb



May 15, 1975

Mr. Ted Reinfeld
Route 2, Box 130
Dalmont, SD 57330

Dear Mr. Reinfeld:

This will acknowledge receipt of two applications from you proposing to divert 2.1 cubic feet per second of ground water (60' deep well) to irrigate 156 acres in the NW $\frac{1}{4}$, Section 30, T98N, R62W, application No. 2283-3; and to divert 2.1 cubic feet per second of ground water (55' deep well) to irrigate 148 acres in the E $\frac{1}{4}$ NW $\frac{1}{4}$ and W $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, T98N, R62W. Your proposed irrigation is in an area where there are several existing water permits.

Because of existing low water table conditions, and because more information is needed about existing irrigation and diversion of water, four water right applications proposing irrigation from this same shallow aquifer have been placed in a temporarily deferred status by the Water Rights Commission since January of 1975.

Your water right applications No. 2283-3 and No. 2284-3 will be brought to the attention of the Water Rights Commission on May 21, 1975. As has been indicated to you, because of low water table conditions and because of a need to learn more of the effects of existing and authorized diversions, the recommendation of the Commission Staff will be that your water right applications be placed in a temporary deferred status prior to the advertising step.

We are enclosing Receipts No. 4 3003 and No. 4 3004 for fees paid by you for the applications.

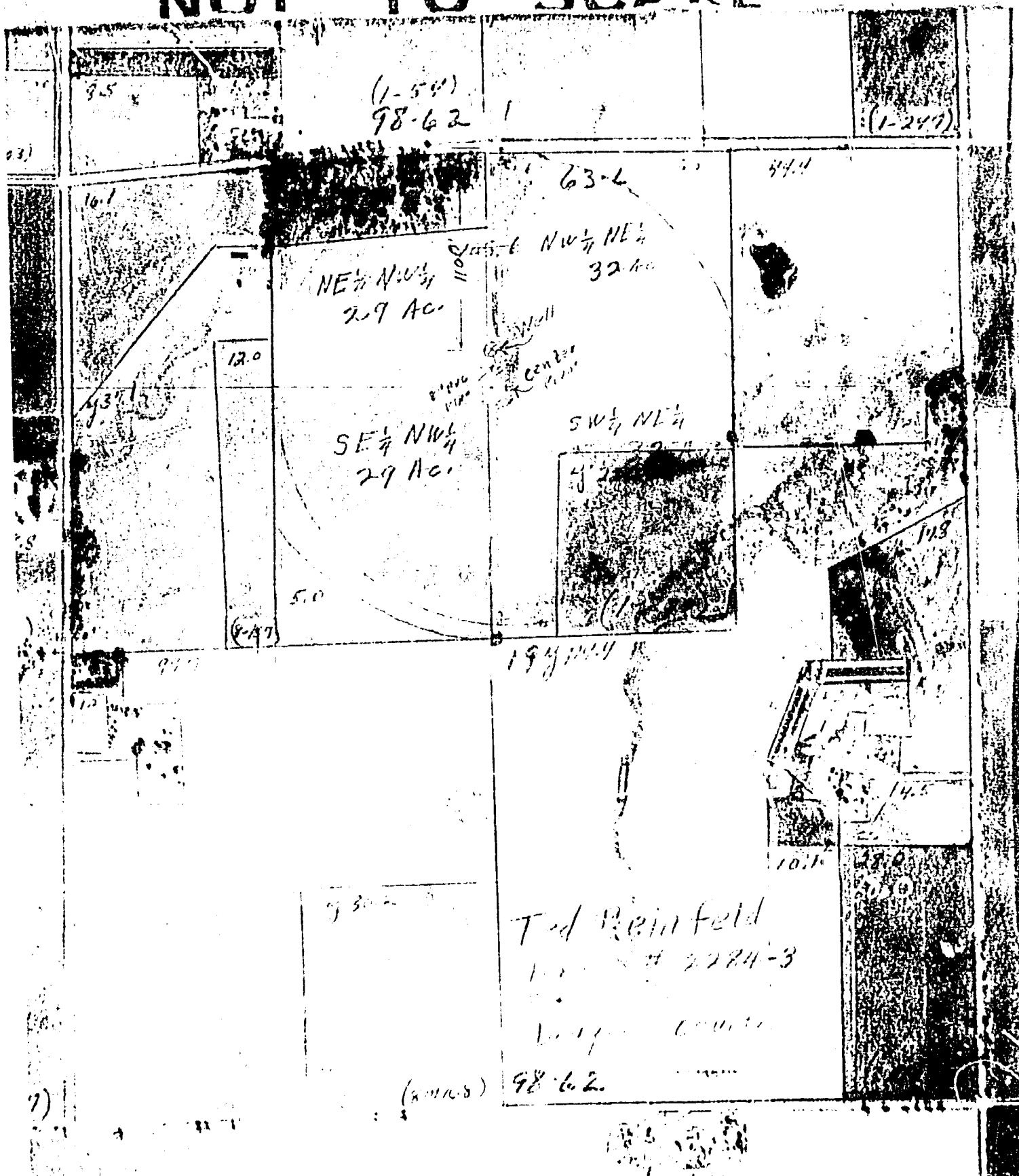
Sincerely,

DD:yjl

Donald Driscoll
Chief Engineer

Enclosures

NOT TO SCALE





Department of Water & Natural Resources

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

April 15, 1985

Ted Reinfeld
RR 2 Box 130
Delmont SD 57330

Notice

Re: Violation of Requirement To Submit 1984 Irrigation Questionnaire

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s). 2284-3. The request for the Questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 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.

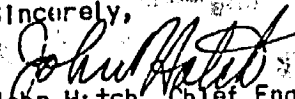
The hearings will be held at 10:30 a.m., May 15, 1985 in the Civil Defense Room, State Capitol Building, Pierre, South Dakota.

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). 2284-3 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.

Sincerely,


John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

NOTE: If the questionnaire(s) is received in this office before the May 15th hearing date, your name will be deleted from the agenda for the hearings.

SOUTH DAKOTA
Department of
Water & Natural Resources

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Ted Reinfeld
RR #2, Box 130
Delmont, SD 57330

FROM: John Hatch, Chief Engineer
Water Rights Division 773-3352 *John Hatch*

SUBJECT: Amendment to Water Permit No(s). 2284-3.

Pursuant to the provisions of the notice dated April 15, 1985, and following the hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 2284-3 to add the following qualification:

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

The addition of this qualification to your Permit means that failure to submit the required Irrigation questionnaire in the future could result in suspension of the water permit and no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.

SOUTH DAKOTA Department of
Water & Natural Resources

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

Attachment to Water Permit No(s). 2284-3

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 2284-3 to add the following qualification:

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

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

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



Attachment to Water Permit No(s). 2284-3

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 2284-3 to add the following qualification:

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

Next season please send a Questionnaire to Jerry Weber (Operator)
and also to Mrs. Ted Reinhold (Owner)
Delmont S.D. 57330
RR. 1 Box 130
Delmont S.D.

Re: Department of Water & Natural Resources,

Dear Sirs: Request regarding in the Questionnaire.

We as operators of the pivot never received the Questionnaire
~~because we were not notified~~ and other letters until June 15, 1985.

I did though receive the Questionnaire last fall.

Because of the busy year that we had and other things that happened. Please forgive such a late notice on the Questionnaire. I did not

know just a Questionnaire meant this much to the Department. So I will not delay

Next Season's Questionnaire. Please forgive

~~Please send the Questionnaire to Ted~~

this fault
Jerry Weber

L

Conversation or File Documentation

NAME OF PERSON OR FILE: Mrs. Ted Reinfeld

ADDRESS: PO Box 103, Delmont, SD 57730 COUNTY Douglas

DATE: October 2, 1986 TELEPHONE 779-5571

RE: operator status of 2284-3

COMMENTS:

I called Mrs. Reinfeld to find out how would be operating her irrigation system this year. On last year's questionnaire, Jerry Weber indicated he was not going to be operating in 1986.

Mrs. Reinfeld said to send questionnaires to Steve Lau

Armour, SD 57313

Mrs. Reinfeld stated the water right should be transferred to her name, her husband has been deceased for five years.

I indicated to her that I found an error in the legal description of the acres irrigated on the water license. The license would be reissued to correct this error. I indicated to her that our office would take care of this and it did not affect her water rights in any way.

Mrs. Reinfeld stated she was living in town now, and her address was Box 103 and not RR #2.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Gerry McMath



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 2284-3

October 3, 1986

Mrs. Ted Reinfeld
PO Box 103
Delmont, South Dakota 57730

Dear Mrs. Reinfeld:

Please find enclosed a copy of a Notice of Transfer of Water Permit form. This form must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50.

Upon receipt of the enclosed form and the \$2.50 filing fee the permit will be transferred to the proper name. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.

NOTICE OF TRANSFER OF WATER PERMIT



TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

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

122 Acres-E1/4, W1/4 Section 19, T98N-R62W

formerly owned by Ted Reinfeld

has been transferred to Bernice Reinfeld Box 103 Reinfeld Sd 57550
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 2284-3 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 Div. 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 SOUTH DAKOTA)
County of Lauderdale) ss.

I, Bernice Reinfeld 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.

Bernice Reinfeld
(Signed)

Subscribed and sworn to before me this 22nd Day of October, 19 86.

Marlin J. Garbino
(Notary Public)

RECEIPT

Division of Water Rights

410003

South Dakota Department of Water and Natural Resources

Pierre, October 23, 1936

RECEIVED OF Bernice Reinfeld, Box 103, Delmont, SD 57330

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>2284-3</u>	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By

[Signature]
Chief Engineer

JOHN HATCH

(ms)

SOUTH Dakota Department of
Water & Natural Resources

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division

Phone (605) 773-3352

November 21, 1986

Bernice Reinfeld
Box 103
Delmont, South Dakota 57330

Dear Mrs. Reinfeld:

Enclosed is receipt No. 410603 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 2284-3.

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

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.

State of South Dakota

REISSUED Water License No. 2284-3

(1) Ted Reinfeld
of Delmont, South Dakota was issued Water License No. 2284-3
made Application No. March 24, 1980 for a water right to appropriate
1.74 cubic feet per second of water from groundwater (one well)
Douglas County, South Dakota for Irrigation purposes.
Water License Permit No. 2284-3, with a priority date of April 28, 1975
was approved and issued to applicant(s) for diversion of water with construction of the described
water supply system ~~was~~ completed ~~on or before~~ and ~~for~~ the application to beneficial use of said
water ~~on or before~~ completed.

October 23, 1986, Water Right No. 2284-3 was transferred to Bernice Reinfeld.

Water License No. 2284-3 Issued March 24, 1980 authorized Irrigation of 122 acres in the
NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 19, T98N, R62W. A review of the water right
file and license found an error in this legal description. The "SW $\frac{1}{4}$ NW $\frac{1}{4}$ " should have
been "SE $\frac{1}{4}$ NW $\frac{1}{4}$ ". Water License No. 2284-3 is being reissued to correct this error.
Correction of this error does not change the number of acres irrigated.

and

(2) It is certified that the application has complied with the provisions of South Dakota State Law relating to completion of
the construction of the water supply system and is entitled to divert 1.74 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is a point 110 feet south of the NE $\frac{1}{4}$
Corner Section 19, T98N-R62W

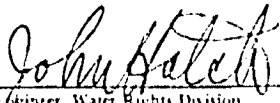
and

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, to irrigate the following land all in T92N-R62W

Section 19	NE $\frac{1}{4}$ NW $\frac{1}{4}$	29 Acres
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	29 Acres
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	32 Acres
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	32 Acres
	TOTAL	122 ACRES

(4) Pursuant to §46-5-30.1 Bernice Reinfeld
of PO Box 103, Delmont, South Dakota 57330
the holder(s) and/or owner(s) of Water ^{Right} Permit No. 2284-3 is issued a license to appropriate water, the right to use
1.74 cubic feet per second of water from groundwater (one well) with a priority date
of April 28, 1975 from the location specified in (2) of this license. The water to be
conducted to and upon lands specified in (3) of this license for the purpose of Irrigation

This license is subject to any limitations or qualifications listed in Water ^{Right} Permit No. 2284-3 and subject
to South Dakota State Law.


Chief Engineer, Water Rights Division
Department of Water and Natural Resources

JOHN HATCH

FEB 18 1977



Department of Water & Natural Resources

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

WATER RIGHTS DIVISION
(605) 773-3352

2284-3

FEB 18 1987

Bernice Reinfeld
Box 103
Delmont, South Dakota 57330

Dear Mrs. Reinfeld:

Enclosed is your Water Right License No. 2284-3. The water license has been reissued to correct an error in the legal description. The relicense is based on a review of your water right file.

If you have any questions concerning the enclosed Water License, please contact us.

Very truly yours,

A handwritten signature in cursive script, reading "John Hatch".

John Hatch, Chief Engineer
Water Rights Division

JH:ms
Enc.

SOUTH DAKOTA Department of
Water & Natural Resources

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

February 17, 1989

Steve Lau - Operator
RR 1, Box 127A
Armour, SD 57313

Dear Mr. Lau:

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;

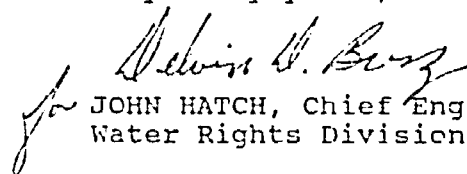


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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



January 9, 1998

2284-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTICE

TO: STEVE LAU, OPERATOR, RR 1 BOX 171, DELMONT, SD 57330

FROM: Ron Duval, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1997 Irrigation Questionnaire(s)

Our records indicate that the 1997 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2284-3. The request for the Questionnaire was dated October 17, 1997. The Water Management Board has directed that owners of water permits who have not submitted the 1997 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2284-3 qualification:

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

The hearing will be held at 9:45 am, February 25, 1998 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 Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2284-3 in accordance with applicable provisions of SDCL 46-1-12;
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 20, 1998, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.

cc: Bernice Reinfeld, PO Box 103, Delmont, SD 57330



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 9, 1998

NOTICE

TO: STEVE LAU, OPERATOR, RR 1 BOX 171, DELMONT SD 57330

**FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program**

RE: Requirement to Report 1997 Chemical Use

The first notice to file chemigation report(s) for Permit No(s) 2284-3 was dated October 17, 1997. Our records indicate that we have not received your 1997 chemigation report(s). The Water Management Board has directed that owners of water permits who have not submitted the 1997 chemigation report(s) be given notice of violation and of hearing before the Board. The hearing is to determine what action is to be taken concerning violation of Administrative rule 74:02:09:02(3). This rule requires chemigation users to report the type of chemical applied, the dates, hours and amount of chemical application.

The hearing will be held at 9:45 am, February 25, 1998, Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD and will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation or up to three years for the second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s). 2284-3 in accordance with applicable provisions of SDCL 46-1-12;
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 20, 1998, contact the Water Rights Program, 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 chemigation report(s) is(are) received by this office prior to February 20, 1998 you will no longer be in violation and your name will be deleted from the Board agenda.

cc: Bernice Reinfeld, PO Box 130, Delmont SD 57330

In your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

- 1. ☐ Addressee's Address
- 2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

STEVE LAU, OPERATOR
RR 1 BOX 171
DELMONT SD 57330

4a. Article Number

119 141 246

4b. Service Type

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

7. Date of Delivery

1-10-98

5. Received By: (Print Name)

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

6. Signature (Addressee or Agent)

X Steve Lau

PS Form 3811, December 1994

102006-97-8-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.

In your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

- 1. ☐ Addressee's Address
- 2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Bernice Reinfeld
PO Box 103
Delmont SD 57330

4a. Article Number

119 141 247

4b. Service Type

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

7. Date of Delivery

1-10-98

5. Received By: (Print Name)

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

6. Signature (Addressee or Agent)

X Bernice Reinfeld

PS Form 3811, December 1994

102006-97-8-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 12, 1998

2284-3

Ervin & Judy Bietz
502 W Depot
Delmont, SD 57330

Dear Mr. & Mrs. Bietz:

Enclosed, as we discussed, are the 1997 chemigation form, irrigation questionnaire and a "Notice of Transfer of Ownership" form.

Please review the transfer form and complete as needed. You will need to sign the form in the presence of a notary and return it to our office with a required filing fee of \$2.50.

The original chemigation form and irrigation questionnaire were mailed to Steve Lau as operator. Our follow-up notice was also mailed to him with a copy to Bernice Reinfeld. You indicated during our phone conversation that Mr. Lau is no longer operator and that Ms. Reinfeld was deceased. Since our correspondence did not reach the appropriate people, the issue has been taken off of the Water Management Board meeting agenda and will not be addressed.

Please complete the enclosed chemigation form and irrigation questionnaire and return them as soon as possible. Thank you for calling about this matter and if I can answer any questions for you, please give me a call.

Sincerely,

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

encl



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 12, 1998

2284-3

Ervin & Judy Bietz
502 W Depot
Delmont, SD 57330

Dear Mr. & Mrs. Bietz:

Enclosed, as we discussed, are the 1997 chemigation form, irrigation questionnaire and a "Notice of Transfer of Ownership" form.

Please review the transfer form and complete as needed. You will need to sign the form in the presence of a notary and return it to our office with a required filing fee of \$2.50.

The original chemigation form and irrigation questionnaire were mailed to Steve Lau as operator. Our follow-up notice was also mailed to him with a copy to Bernice Reinfeld. You indicated during our phone conversation that Mr. Lau is no longer operator and that Ms. Reinfeld was deceased. Since our correspondence did not reach the appropriate people, the issue has been taken off of the Water Management Board meeting agenda and will not be addressed.

Please complete the enclosed chemigation form and irrigation questionnaire and return them as soon as possible. Thank you for calling about this matter and if I can answer any questions for you, please give me a call.

Sincerely,

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

encl

Sorry about this, I forgot to send the filing fee along with the forms I sent yesterday

*Thank you
Judy Bietz*

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181



No. 2284-3

Date: Jan 14, 1998

I/We request that Water Right No. 2284-3

formerly owned by: Bernice Reinfeld, PO Box 103, Delmont, SD 57330

be transferred to: (name & address) Ervin & Judy Bietz, 502 W. Depot St., Box 125,
Delmont, S.D. 57330 Telephone No. 605-779-3431

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

122 acres - E $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ Section 19, T98N, R62W

I/We understand that the validity of Water Right No. 2284-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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 attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Douglas)

I/We _____ 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 that I know of my own personal knowledge that the information herein stated is true.

Ervin Bietz
(Signed)

Judy Bietz

Subscribed and sworn to before me this 14th day of January, 19 98.

Glendine Heinert
(Notary Public)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

NO 415641

Pierre, February 9, 1998

RECEIVED OF Ervin & Judy Bietz, 502 W. Depot St., Box 125, Delont, SD 57330
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 Water Right No. 2284-3

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By _____
Chief Engineer

John Hatcher (Signature)

2284-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 17, 1998

No. 2284-3

Ervin and Judy Bietz
502 W. Depot St., Box 125
Delmont, SD 57330

Dear Mr. And Ms. Bietz:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 2284-3.

Our records now show you as the owner of Water Right No. 2284 3.

Sincerely,

A handwritten signature in cursive script that reads 'Cheryl F. Frost'.

Cheryl F. Frost
Secretary
Water Rights Program
(605) 773-3352

enclosure



22843
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

January 22, 1999

NOTICE

TO: DONOVAN GOEHRING, OPERATOR, 28326 BROADWAY ST, DELMONT, SD 57330
FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1998 Irrigation Questionnaire(s)

Our records indicate that the 1998 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2284-3. The request for the Questionnaire was dated October 16, 1998. The Water Management Board has directed that owners of water permits who have not submitted the 1998 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2284-3 qualification:

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

The hearing will be held at 9:45 am, March 3, 1999 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 Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2284-3 in accordance with applicable provisions of SDCL 46-1-12;
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.

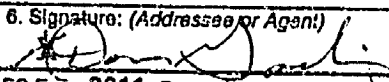
If the questionnaire(s) is(are) received in this office on/or before March 1, 1999, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

C: ERVIN & JUDY BIETZ, PO BOX 125, DELMONT, SD 57330-0125

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.

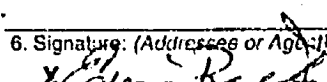
2284-3

is your RETURN ADDRESS completed on the reverse side?

SENDER: ■ Complete items 1 and/or 2 for additional services. ■ Complete items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return this card to you. ■ Attach this form to the front of the mailpiece, or on the back if space does not permit. ■ Write "Return Receipt Requested" on the mailpiece below the article number. ■ The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. ☐ Addressee's Address 2. ☐ Restricted Delivery Consult postmaster for fee.
3. Article Addressed to: DONOVAN GOEHRING, OPERATOR 28326 BROADWAY ST DELMONT SD 57330	4a. Article Number 2119 141 562	Thank you for using Return Receipt Service.
5. Received By: (Print Name)	4b. Service Type ☐ Registered ☒ Certified ☐ Express Mail ☐ Insured ☐ Return Receipt for Merchandise ☐ COD 7. Date of Delivery 1-23-99	
6. Signature: (Addressee or Agent) 	8. Addressee's Address (Only if requested and fee is paid)	

PS Form 3811, December 1994 Domestic Return Receipt

is your RETURN ADDRESS completed on the reverse side?

SENDER: ■ Complete items 1 and/or 2 for additional services. ■ Complete items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return this card to you. ■ Attach this form to the front of the mailpiece, or on the back if space does not permit. ■ Write "Return Receipt Requested" on the mailpiece below the article number. ■ The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. ☐ Addressee's Address 2. ☐ Restricted Delivery Consult postmaster for fee.
3. Article Addressed to: Ervin & Judy Bietz PO Box 125 Delmont, SD 57330-0125	4a. Article Number P.378 080 629	Thank you for using Return Receipt Service.
5. Received By: (Print Name)	4b. Service Type ☐ Registered ☒ Certified ☐ Express Mail ☐ Insured ☐ Return Receipt for Merchandise ☐ COD 7. Date of Delivery 1-23-99	
6. Signature: (Addressee or Agent) 	8. Addressee's Address (Only if requested and fee is paid)	

PS Form 3811, December 1994 102595-94-B-0229 Domestic Return Receipt



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
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PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

February 10, 1999

2284-3

Donovan Goehring
28326 Broadway St
Delmont, SD 57330-5922

Dear Mr. Goehring:

I am writing to acknowledge receipt of your 1998 irrigation questionnaire. You may disregard the January 22, 1999, "Notice" concerning reporting requirements for Water Right No. 2284-3.

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

c: Ervin & Judy Bietz



2284-3
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: DONOVAN GOEHRING, OPERATOR, 28326 BROADWAY ST, DELMONT, SD 57330
5922

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(s) has not been submitted for Permit No(s) 2284-3. 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(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2284-3 qualification:

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

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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2284-3 in accordance with applicable provisions of SDCL 46-1-12;
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, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

cc: ERVIN & JUDY BIETZ, PO BOX 125, DELMONT, SD 57330-0125

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.



2284-3

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2284-3

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DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 30, 2003

2284-3

Donovan Goehring
28326 Broadway St
Delmont SD 57330-5922

Dear Mr. Goehring:

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. 2284-3.

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

c: Ervin & Judy Bietz



2284-3
**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 14, 2004

NOTICE

TO: DONOVAN GOEHRING, OPERATOR, 28326 BROADWAY ST, DELMONT, SD 57330
5922

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

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2284-3. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2284-3 qualification:

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

The hearing will be held at 8:30 am, March 3, 2004 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2284-3 in accordance with applicable provisions of SDCL 46-1-12;
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 27, 2004, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

cc: ERVIN & JUDY BIETZ, PO BOX 125, DELMONT, SD 57330-0125

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.



2284-3

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2301 3460 0000 8515 9128

DONOVAN GOEHRING, OPERATOR
28326 BROADWAY ST
DELMONT SD 57330 5922

Waiver of Signature ☐ YES ☐ NO

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ERVIN & JUDY BIETZ
PO BOX 125
DELMONT SD 57330-0125

Waiver of Signature ☐ YES ☐ NO

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**DEPARTMENT of ENVIRONMENT
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PMB 2020
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www.state.sd.us/denr

January 21, 2004

2284-3

Donovan Goehring
28326 Broadway St
Delmont SD 57330 5922

Dear Mr. Goehring:

I am writing to acknowledge receipt of your 2003 irrigation questionnaire. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right No. 2284-3.

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

c: Ervin & Judy Bietz, PO Box 125, Delmont, SD 57330-0125

check aerial map. E 80 A = 81 AC
W 80 A = 69 AC

CP is in middle of area
Malt 240' N 75' W of CB

TED REINFELD

IRRIGATION PROJECT

NO. 2

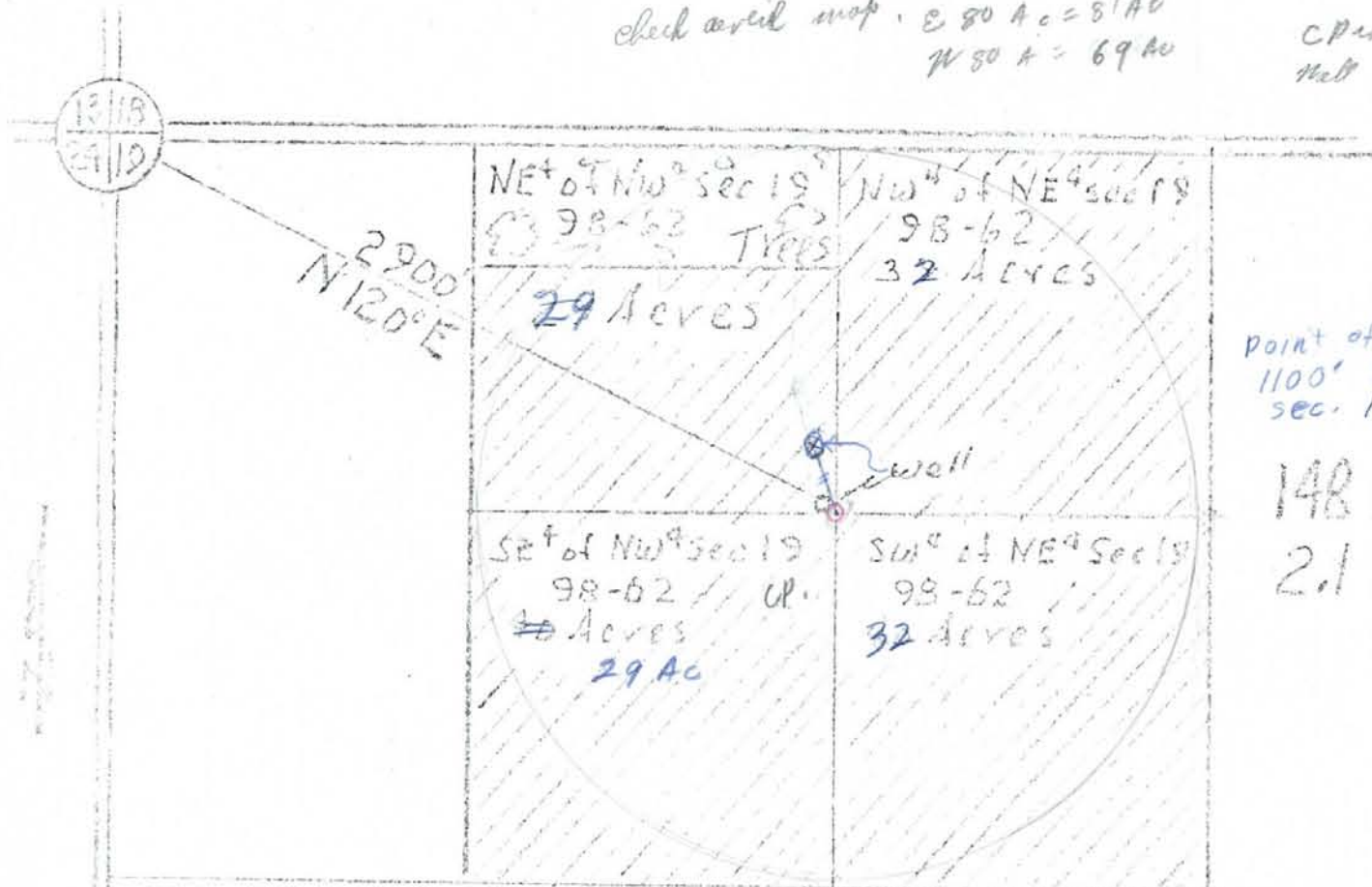
Delmont South Dakota

57330

Douglas County

Point of Diversion
1100' S of N $\frac{1}{4}$ Cor
Sec. 19, T98N R62W

148 Irrigated Acres
2.1 cfs Water claimed



Cross hatch indicates irrigated area
Point of Diversion - 2900' N 120° E

of NW corner of Sec 19-98-62

This Map not correct. Short section
see Aerial map.

Scale 8" = 1 Mile

Amernough

Surveyor's Certificate

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

Ted Reinfield

Delmont South Dakota

Douglas County

Drawn by J.L.W.

4-16-75

John L. Wiersma

P.E. #1916

Brookings S.D. 57006



2284-3

**DEPARTMENT of ENVIRONMENT
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PMB 2020
JOE FOSS BUILDING
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January 24, 2006

NOTICE

TO: DONOVAN GOEHRING, OPERATOR, 28326 BROADWAY ST, DELMONT, SD 57330 5922

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

SUBJECT: Reporting Requirement for 2005 Irrigation Questionnaire(s)

Our records indicate that the 2005 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2284-3. The request for the Questionnaire was dated October 28, 2005. The Water Management Board has directed that owners of water permits who have not submitted the 2005 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2284-3 qualification:

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

The hearing will be held at 10:30 am, March 2, 2006 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2284-3 in accordance with applicable provisions of SDCL 46-1-12;
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 24, 2006**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

c: ERVIN & JUDY BIETZ, PO BOX 125, DELMONT, SD 57330-0125

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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You entered 2303 2160 0000 0799 4947

Your item was delivered at 1:47 pm on January 25, 2006 in DELMONT, SD 57330. The item was signed for by N GOEHRING.

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SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0799 4947

DONOVAN GOEHRING, OPERATOR
28326 BROADWAY ST
DELMONT SD 57330 5922

Waiver of Signature ☐ YES ☐ NO

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Waiver of Signature ☐ YES ☐ NO		POSTAL CUSTOMER: Keep this receipt. For Inquiries: Access internet web site at www.usps.com or call 1-800-222-1811	
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**DEPARTMENT of ENVIRONMENT
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PMB 2020
JOE FOSS BUILDING
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PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 31, 2006

2284-3

Donovan Goehring
28326 Broadway St
Delmont SD 57330-5922

Dear Mr. Goehring:

I am writing to acknowledge receipt of your 2005 irrigation questionnaire. You may disregard the January 24, 2006, "Notice" concerning reporting requirements for Water Right No. 2284-3.

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

c: Ervin & Judy Bietz