

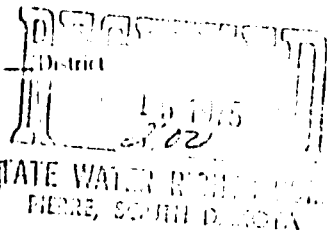
Water Right Number 2327.3

1. Considered SEPTEMBER 10, 1975
2. Name of Applicant JOE KNIPLING & SONS, INC.
3. Post Office Address FT. THOMPSON
4. Amount of Water claimed 19.4
5. Source of Water supply MISSOURI RIVER
6. Water to be used for IRRIGATION
Acres to be irrigated 1360
7. Water to be diverted and used in BUFFALO County
about 2 E miles of FT. THOMPSON
8. Proof of Publication Received 9-5-75

Send questionnaire to
Clayton Knipping
N St Rt
Chambulion 67325

Received _____
red _____
Subject to _____
proved _____
Deferred _____

Map No. 1708-3 Water Division No. 3 MISSOURI RIVER
 (Blank to be Filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT TO APPROPRIATIVE WATER WITHIN THE STATE OF SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE: Draw a line through items not applicable)

- Name of Applicant: Joe Knippling & Sons, Inc.
 Post-office address: Fort Thompson State South Dakota
 If a corporation show date and place of incorporation: January, 1967, Gann Valley, SD
- Method of accomplishing work (contract, employment of others, or by direct labor): Contract
- Name of diversion work: Knippling Project No. 1
- Amount of water claimed (cubic feet per second): 19.4 10.2 FERT TRANS: To W/R 2327-2A
- Source of water supply: Missouri River
- Location of point of diversion: 1056' South of the SW Corner of Sec. 19,
T 107 N, R 71 E
 County Buffalo
- Annual period or periods during which water is to be used: During Irrigation Season
- Use to be made of water. (Irrigation, industrial, municipal, commercial, recreation, etc.): Irrigation
- For irrigation use, Total number of acres to be irrigated: 1260 720

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.
Sec 13 T107N R 72E	640	SW $\frac{1}{4}$ Sec 19 T107N R 71 E	160
NE $\frac{1}{4}$ Sec 24 T107N R 72 E	160	SE $\frac{1}{4}$ Sec 19 T107N R 71 E	160
E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 24 T107N R 72 E	80		
NW $\frac{1}{4}$ Sec 19 T107N R 71 E	160		

Attach sheet if more space is needed

- Time required to complete construction of water supply system: 5 years. Additional time required to complete application of water to the proposed beneficial use: 4 years.
- Choice of newspaper for Notice of Intent to Appropriate Water publication: Chamberlain Register
- Principal Features of the Proposed Water Supply System.

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

Pumps

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

Pipe

C. Works proposed to apply water to beneficial use.

Center Pivots & Flood

Estimated Total Cost \$ 200,000.00

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water is proposed. Attach map.
 (See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of Hughes

I, JOE KNIPPLING, 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 Knippling
31st day of July, 1975
Thomas J. Farus
 Notary Public (or other qualified officer)

12124 PRINTED ON NO. 10000 CLAMPING

T107-R72

T107-R71

HIGHWAY 34

KNIPPLING PROJECT NUMBER 1

BUFFALO COUNTY, SOUTH DAKOTA

I, A. V. Hummel, REGISTERED LAND SURVEYOR, STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY THAT, AT THE DIRECTION OF JOSEPH KNIPPLING I HAVE SURVEYED THE TRACT OF LAND AS SHOWN, AND THAT THE ABOVE DRAWN PLAN IS A REASONABLY ACCURATE DESCRIPTION OF THE LAND OF THE PROPOSED IRRIGATION PROJECT. IN WITNESS WHEREOF I HAVE SET MY HAND AND SEAL THIS 13th DAY OF August, 1925, A.D.

A. V. Hummel
REGISTERED LAND SURVEYOR

----- BURIED PIPE LINE - TOTAL LENGTH 18000'
SCALE: 1 INCH = 660 FEET

LAND TO BE IRRIGATED	ACRES
NE 1/4 SEC. 13 - T107N-R72W	160
NW 1/4 SEC. 13 - T107N-R72W	160
SW 1/4 SEC. 13 - T107N-R72W	160
SE 1/4 SEC. 13 - T107N-R72W	160
E 1/2 NW 1/4 SEC. 24 - T107N-R72W	80
NE 1/4 SEC. 24 - T107N-R72W	160
NW 1/4 SEC. 19 - T107N-R71W	160
SW 1/4 SEC. 19 - T107N-R71W	160
SE 1/4 SEC. 19 - T107N-R71W	160

WATER CAP FROM SE 1/4 TO
NW 1/4. To be
on 3rd post in SE 1/4
in 1880 or so

Map 1708-3 (App. # 2327-3)

PROPOSED
DIVERSION POINT

RIVER

MAP # 1708-3 APP. # 2327-3

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No 2327-3
JOE KNIPLING & SONS, INC. FT. THOMPSON
 (Applicant) (To A Office Address)
SOUTH DAKOTA 57339 With the following modifications:
 (State) 57341 GANN VALLEY

Date of first receipt of application AUGUST 15 19 75
 Date of return to applicant for correction, amendments or changes required _____ 19 _____
 Date of receipt of corrected application _____ 19 _____
 Approved SEPTEMBER 10 19 75 Recorded in Book 14 Page 41

WATER RIGHT PERMIT NO. 2327-3

The Water Rights Commission hereby grants and issues this Water Right Permit No 2327-3 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 limitation and conditions:

1. The date from which applicant may claim right is AUGUST 15 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MARCH 10 19 78
3. The whole of said work is to be completed on or before SEPTEMBER 10 19 80
4. The limit of time from onset of beneficial use of water appropriated in accordance herewith SEPTEMBER 10 19 84
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 19.4 10.2 (OTHER TRANS. TO W/R 2327-3A) 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 SEPTEMBER 10 19 84 said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 16TH day of SEPTEMBER 19 75

WATER RIGHTS COMMISSION

John H. H. H.
 Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

No. 2327-3

Publish first publication, on or before

August 28, 1975

NOTICE OF INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

August 25, 1975

Notice is hereby given that Joe Knippling and Sons, Inc.

whose post office address is Ft. Thompson, 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 19.4 cubic feet of water per second of time from the Missouri River through the Knippling Project #1, the point of diversion of which is to be located in the _____

NW $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 30, Twp. 107N, Range 71W. Said water to be used for the purpose of providing irrigation on the following described land:

NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 19, T107N, R71W; Section 13, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 24, T107N, R72W

This application No. 2327-3 will be considered by the Water Rights Commission at the Burgundy Room at the Skyline Motel, Yankton, South Dakota upon the 10th day of September, 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/JW
cc: Joe Knippling, Ft. Thompson, S.D. 57339

No. 2327-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County Bruce) ss.

I, E. J. Buckingham, Jr. hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Chamberlain Register

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 Chamberlain

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

August 28, 1975
Sept. 4, 1975

E. J. Buckingham, Jr.
(Signature)

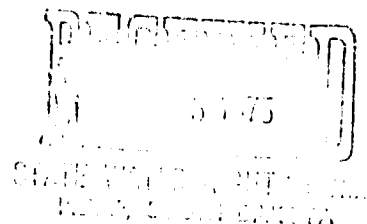
Public
(Title)

September 4, 1975
(Date Signed)

NOTICE OF INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501
August 25, 1975

Notice is hereby given that
Joe Knippling and Sons, Inc.,
whose post office address is
Ft. Thompson, South Dakota,
has made an application in ac-
cordance with the provisions
of the water laws of South Da-
kota for a permit to appropri-
ate for beneficial use 19.4 cubic
feet of water per second of
time from the Missouri River
through the Knippling Project
#1, the point of diversion of
which is to be located in the
NW1/4, NW1/4 of Section 30,
Twp. 107N, Range 71W. Said
water to be used for the pur-
pose of providing irrigation on
the following described land:
NW1/4, SW1/4, SE1/4, Sec-
tion 19, T107N, R71W; Section
13, NE1/4, E1/2 NW1/4, Sec-
tion 21, T107N, R72W.

This application No. 2327-3
will be considered by the Water
Rights Commission at the Bur-
gundy Room at the Skyline Mo-
tel, Yankton, South Dakota, upon
the 10th day of September, 1975,
at 2:30 p.m. All interested per-
sons may appear and be heard.
WATER RIGHTS COMMISSION
By: BURTON F. JONES
Water Rights Specialist
(Aug. 28 - Sept. 4)





United States Department of the Interior
OFFICE OF THE SOLICITOR

ROOM 211 - FEDERAL BUILDING
P.O. BOX 519
ABERDEEN, SOUTH DAKOTA 57101

Reference:
Water Rights
Crow Creek

SEP 9 1975

Mr. Burton F. Jones
Water Rights Specialist
Water Rights Commission
Pierre, South Dakota 57501

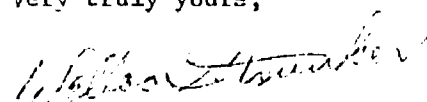
Dear Mr. Jones:

The Area Director, Bureau of Indian Affairs, has advised that on September 10, 1975, at 2:30 p.m., a Hearing will be held by the Water Rights Commission at the Burgundy Room at the Skyline Motel, Yankton, South Dakota, on the application of Joe Knippling and Sons, Inc., of Ft. Thompson, South Dakota, for a permit to appropriate for beneficial use 19.4 cubic feet of water per second of time from the Missouri River, the point of diversion being in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, T. 107 N., R. 71 W., for the purpose of irrigation.

This letter will serve as our written objection to such application for a permit to appropriate river water from the Missouri River, which adjoins the boundary of the Crow Creek Indian Reservation. The issuance of such permit would be contrary to established law, which declares that the State lacks jurisdiction with respect to the adjudication of the waters of, or the lands within, the exterior boundaries of an Indian Reservation. See 25 U.S.C.A., Sec. 381; Winters v. United States, 207 U.S. 564, 28 S.Ct. 207; United States v. Powers, 94 F.2d 783; United States v. McIntire, 101 F.2d 650; and United States v. Alexander, 131 F.2d 359.

In filing this objection to the issuance of such proposed permit and in writing this letter to you, we do not waive our right to challenge the State's jurisdiction by legal action or otherwise, and merely intend to call the State's attention to the fact that the State lacks jurisdiction in this matter.

Very truly yours,


Wallace G. Dunker
Field Solicitor

cc: Office of the Area Director, Aberdeen, South Dakota
Superintendent, Crow Creek Agency, Fort Thompson, S. D. 57339
Mr. Parnell Hagen, Area Soil Conservationist, BIA, Aberdeen, S.D.
Joe Knippling & Sons, Inc., Fort Thompson, S. D. 57339



2327-8

DEPARTMENT OF THE ARMY
OMAHA DISTRICT, CORPS OF ENGINEERS
6014 U.S. POST OFFICE AND COURT HOUSE
OMAHA, NEBRASKA 68102

MROOP-N
SD 2SB OXT 1 000309
Joseph Knippling
Intake Structure
Missouri River Mile 985.72L (1960 Mileage)

3 February 1976

NOTICE OF PERMIT PENDING

The application of Joseph Knippling, Rural Route, Gannvalley, South Dakota 57341 for approval of plans and issuance of a permit under authority of the Secretary of the Army is being considered by the District Engineer, U.S. Army Engineer District, Omaha, Nebraska.

The applicant requests permission to construct a permanent water intake structure to provide irrigation water to approximately 1,360 acres. The work will consist of placing approximately 70 cubic yards of fill on an old road bed above the ordinary high water line to provide a suitable base for the pumps and motors and laying three 12 inch intake pipes approximately 200 feet in length.

An environmental assessment of the proposed activity has been made and is on file in this office. The assessment indicates that no significant adverse impacts on the human environment will occur. Based on this finding, a preliminary determination has been made that an environmental impact statement will not be required.

In compliance with the National Environmental Policy Act of 1969 and Section 106 of the National Historic Preservation Act of 1966, the National Register of Historic Places and monthly supplements thereto have been consulted and no properties included therein will be affected by this activity. However, presently unknown archeological, scientific, prehistoric, or historic data may be lost or destroyed by work to be accomplished under the requested permit.

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. The decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered; among those are conservation, economics, aesthetics, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use classification, navigation, recreation, water supply, water quality and in general the needs and welfare of the people. No permit will be granted unless its issuance



is found to be in the public interest.

Any interested party (particularly officials of any town, city, county, state, federal agency, or local association whose interests may be affected by the proposed work) is invited to submit to this office written facts, arguments, or objections on or before 5 March 1976. Any agency or individual having an objection to the work should specifically identify it as an objection with clear and specific reasons.

A permit, if granted, will be under Section 10 of the River and Harbor Act of 1899 (30 Stat. 1151; 33 USC 403).

Drawings showing the location and extent of the work are attached to this notice.

FOR THE DISTRICT ENGINEER:

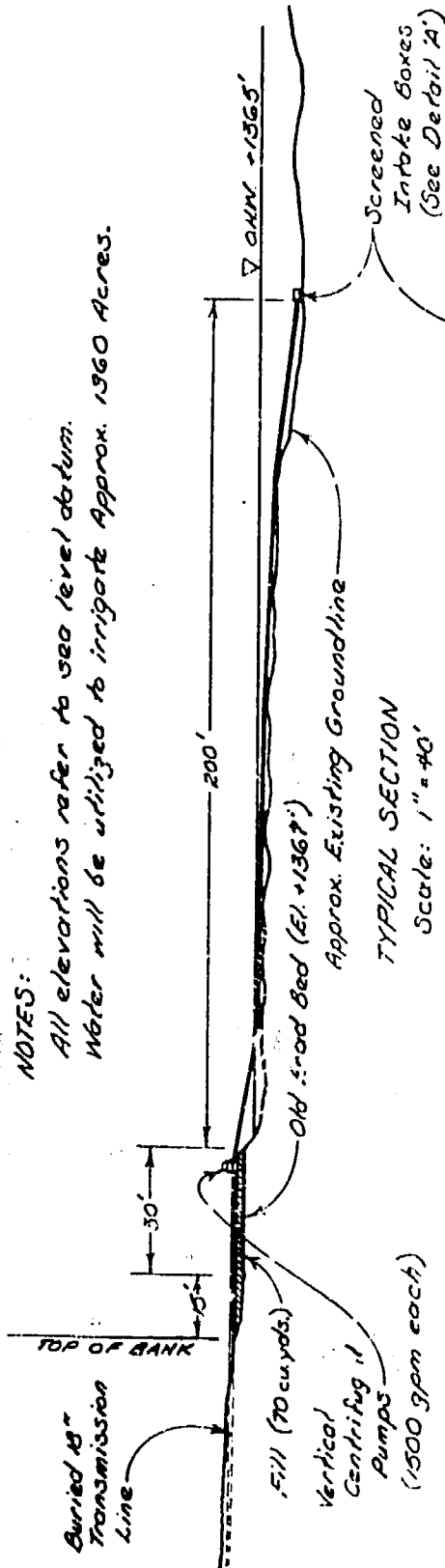
A handwritten signature in dark ink, appearing to read 'LEE W. TUCKER', is written over a horizontal line. The signature is enclosed within a large, loopy oval shape.

LEE W. TUCKER
LTC, Corps of Engineers
Deputy District Engineer

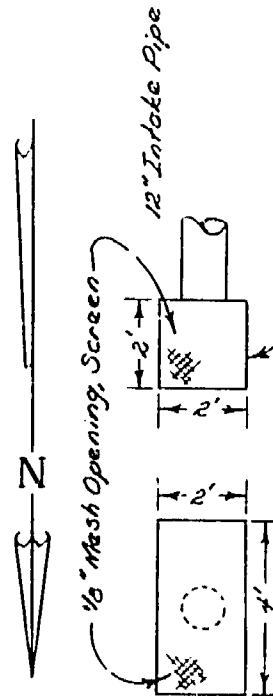
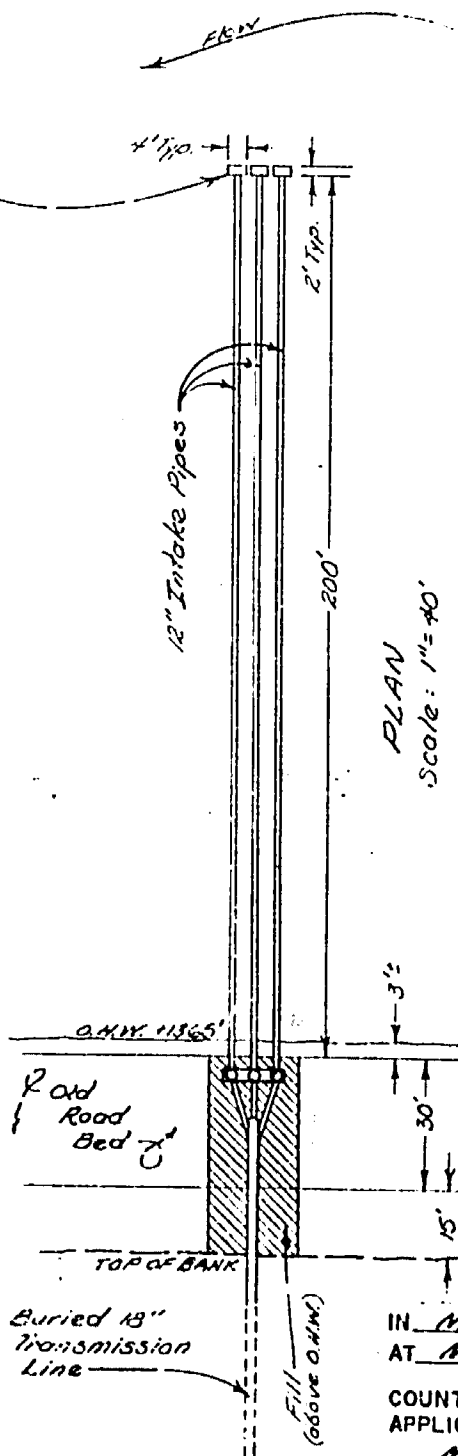
Attachment
As stated

NOTES:

All elevations refer to sea level datum.
Water will be utilized to irrigate approx. 1360 Acres.



**LAKE FRANCIS CASE
MISSOURI RIVER**



Note: Assuming 6 1/2% of the total screened area will be blocked by the wire mesh, the intake velocity, @ 1500 gpm, will be 0.3 feet per second.

Side

Front

Proposed Intake Structure

IN Missouri River
AT Mile 98.5, T2 L6

COUNTY OF Buffalo STATE SD
APPLICATION BY

Mr. Joseph Knappling

SHEET 2 OF 2

DATE 9/5/75



DEPARTMENT OF THE ARMY
OMAHA DISTRICT, CORPS OF ENGINEERS
6014 U.S. POST OFFICE AND COURT HOUSE
OMAHA, NEBRASKA 68102

2327-3

Jr
1360 ac

MROOP-N

23 February 1977

SD 2SB OXT 3 000309

Joseph Knippling

Intake Structure

Missouri River Mile 985.72L (1960 Mileage)

NOTICE OF PERMIT PENDING

The application of Joseph Knippling, Rural Route, Gann Valley, South Dakota 57341 for approval of plans and issuance of a permit under authority of the Secretary of the Army is being considered by the District Engineer, U.S. Army Engineer District, Omaha, Nebraska.

The applicant requests permission to revise an existing water intake structure located on the left bank of the Missouri River, mile 985.72, Section 30, Township 107 North, Range 71 West, Buffalo County, South Dakota.

A public notice was circulated for the existing facility on 3 February 1976, and a Department of the Army permit number; SD 2SB OXT 1 000309, issued to the applicant on 19 April 1976 authorizing the construction of a permanent water intake structure by placing approximately 70 cubic yards of fill on an old roadbed above the ordinary high water line to provide a suitable base for the pumps and motors and laying three, 12 inch intake pipes approximately 200 feet in length. The revision would consist of excavating a trench approximately 500 linear feet, with a 12 foot bottom, and side slopes three foot horizontal to one foot vertical. The work would be accomplished with suitable equipment during low reservoir stages and the excavated material spread evenly on each side of the trench. The purpose of the activity is to shorten the intake pipes, provide an adequate supply of water to the intakes, and improve the efficiency of the pumps.

The State of South Dakota has waived its right to certify compliance with applicable water quality standards required under the provisions of Section 401 of the Federal Water Pollution Control Act Amendments of 1972. Accordingly, certification that the proposed project will not violate applicable water quality standards has been requested from the Regional Administrator, Environmental Protection Agency, Region VIII, Denver, Colorado.

A preliminary determination has been made that neither singularly nor cumulatively would this project have a significant effect on the quality of the human environment within the meaning of the National Environmental Policy Act and, therefore, an Environmental Impact Statement will not be required. An Environmental Assessment is currently being prepared which will consider in its preparation, comments received in response to this public notice.



In compliance with the National Environmental Policy Act of 1969 and Section 106 of the National Historic Preservation Act of 1966, the National Register of Historic Places and monthly supplements thereto have been consulted and no properties included therein will be affected by this activity. However, presently unknown archeological, scientific, prehistoric, or historic data may be lost or destroyed by work to be accomplished under the requested permit.

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered; among those are conservation, economics, aesthetics, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use classification, navigation, recreation, water supply, water quality, and in general the needs and welfare of the people. In addition, the evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under authority of Section 404(b) of the Federal Water Pollution Control Act. No permit will be granted unless its issuance is found to be in the public interest.

Any person who may have an interest in the proposed work described herein may request a public hearing. The request must be submitted in writing to the District Engineer within 30 days of the date of this public notice. The request must state the specific reasons for holding the public hearing.

Any interested party (particularly officials of any town, city, county, state, federal agency, or local association) is invited to submit to this office written facts, arguments, or objections, on or before 25 March 1977.

A permit, if granted, will be under Section 10 of the River and Harbor Act of 3 March 1899 (30 Stat. 1151; 33 USC 403) and under the provisions of Section 404 of the Federal Water Pollution Control Act (86 Stat. 816, PL 92-500).

A drawing showing the location and extent of the work is attached to this notice.

FOR THE DISTRICT ENGINEER:



KENNETH J. HAVEMAN

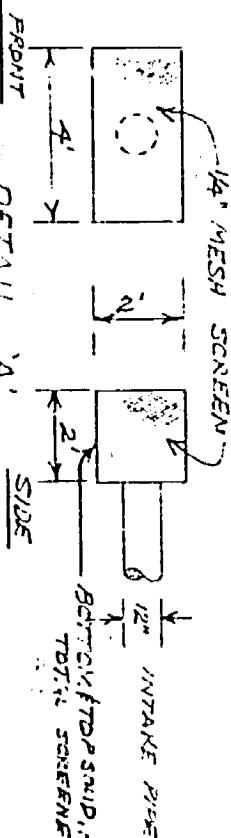
Major, Corps of Engineers

Deputy District Engineer for Civil Works

Attachment
As stated

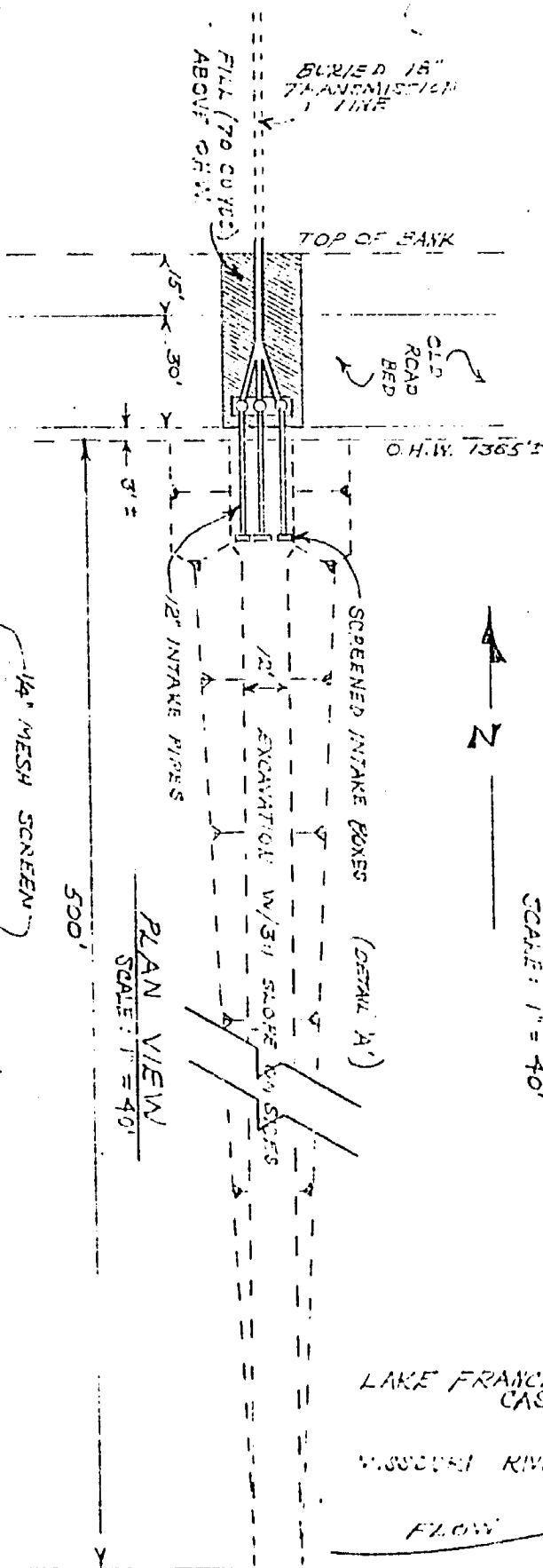
SD 25B OXT 3 00030°

IN MISSOURI RIVER
AT MILE 985.72 LB
COUNTY OF BUFFALO
APPLICATION BY
MR. JOSEPH KRUEPPLING
SHEET 2 OF 2 DATE 12/27/06

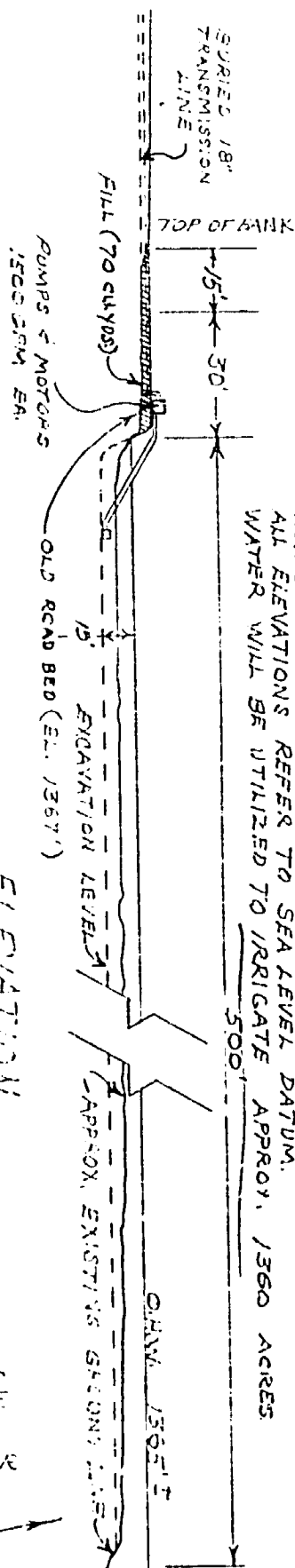


NOTE: 1/4" HOLES AT 5/16" SPACINGS.
A TOTAL OPEN AREA OF 58% OR
11.6 FT². AT AN INTAKE VELOCITY
OF 1500 GPM, THE INTAKE RATE
WILL BE 0.29 FPS

PLAN VIEW
SCALE: 1" = 40'



ELEVATION
SCALE: 1" = 40'

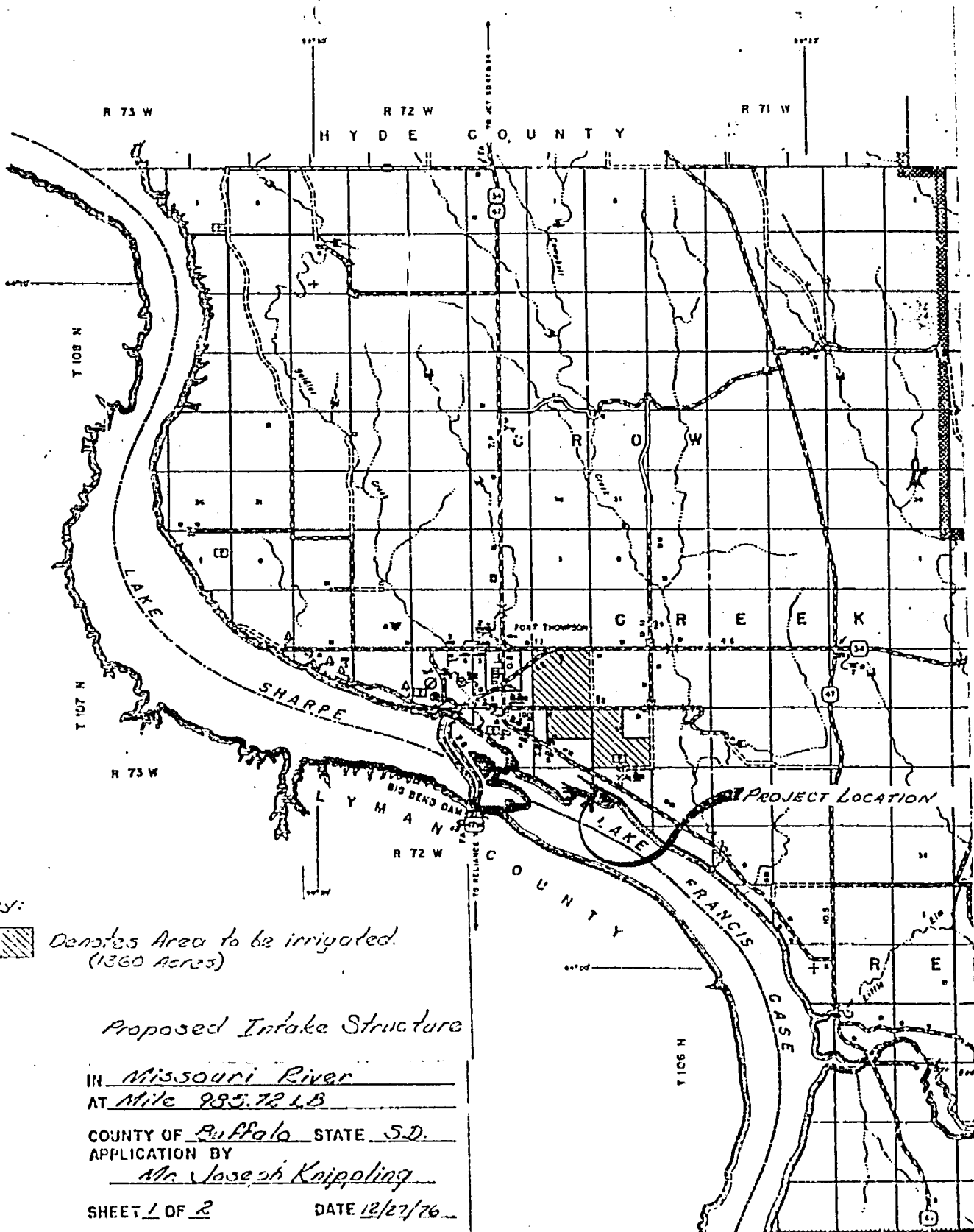


NOTES:
ALL ELEVATIONS REFER TO SEA LEVEL DATUM.
WATER WILL BE UTILIZED TO IRRIGATE APPROX. 1360 ACRES

LAKE FRANCIS CASE

MISSOURI RIVER

FLOW



Key:



Densities Area to be irrigated.
(1360 Acres)

Proposed Intake Structure

IN Missouri River
AT Mile 985.72 LB

COUNTY OF Buffalo STATE S.D.
APPLICATION BY

Mr. Joseph Knippling

SHEET 1 OF 2

DATE 12/27/76



Department of Water & Natural Resources

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

March 23, 1987

CLAYTON KNIPPLING
N ST RT
CHAMBERLAIN, SD 57325

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 2327-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 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 2:00 pm, May 6, 1987 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 2327-3 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.

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

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

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



Department of Water & Natural Resources

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

April 15, 1987

2327-3

Clayton Knippling
N Star Route
Chamberlain, SD 57325

Dear Mr. Knippling:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaire. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit No. 2327-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,

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



Department of Water & Natural Resources

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

February 17, 1989

Clayton Knippling
HC 69, Box 64
Chamberlain, SD 57325

Dear Mr. Knippling:

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 Melvin H. Broz
JOHN HATCH, Chief Engineer
Water Rights Division

Permit No. 2327-3Missouri River Water District

Report Of Examination Of Works And/Or Application of Water To Beneficial Use

TO: Chief Engineer, Division of Water Rights, DENR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Joe Knippling and Sons, Inc. of Cannon Valley, SD 57341 holder of Permit No. 2327-3, bearing the priority of August 15, 1975 authorizing the diversion of 10.2 cu. ft. per second of the waters of Missouri River for irrigation purposes, in Buffalo County.

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

A. Works used to divert the water:

6 Cornell pumps: the two river pumps are capable of 1850 and the other 4 pivot booster pumps are capable of 850 gpm. model nos. 6HUM100-4, 6H100-4, 5WB75-2, 5WB50-2, 5WB60-2, 5WB60-2.

4 GE Pumps: River pump model no. 5K6267XH2000A at 100 hp, pivot pump model nos. 5K364YK132 at 75 hp, 5K324JL146A at 50 hp, 5K326JN1315 at 60 hp.

2 Marathon pumps: River Pump model no. 404TTD57656ABWFI at 100 hp, and pivot pump model no. WC326TTDR7324BPW at 60 hp.

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

640' of 15" steel, 4260' of 15" cement asbestos, 1245' of 10" PVC, and 5505' of 8" PVC.

C. Works used to apply water to beneficial use:

4 Renke center pivots each 1320 feet long at high pressure capable of 850 gpm. One is an 10 tower without an end gun, one is a 8 tower without an end gun and the other two have 7 towers with end guns.

The system is in the following condition good. The point of diversion is located 905' South and 2640' West of the North 1/4 corner of Section 30-T107N-R71W. The works are capable of diverting and conveying to the place of use 7.55 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:

Section 24-T107N-R72W

Section 19-T107N-R71W

NW 1/4 NE 1/4 32.5 Acres NW 1/4 NW 1/4 33 Acres NW 1/4 SW 1/4 33 Acres
NE 1/4 NE 1/4 32.5 Acres NE 1/4 NW 1/4 33 Acres NE 1/4 SW 1/4 33 Acres
SW 1/4 NE 1/4 32.5 Acres SW 1/4 NW 1/4 33 Acres SW 1/4 SW 1/4 33 Acres
SE 1/4 NE 1/4 32.5 Acres SE 1/4 NW 1/4 33 Acres SE 1/4 SW 1/4 33 Acres
NW 1/4 SE 1/4 33 Acres NE 1/4 SE 1/4 33 Acres
SW 1/4 SE 1/4 33 Acres SE 1/4 SE 1/4 33 Acres

comprising a total of 526 acres of land and the license should be issued for 7.51 cfs.

Applicable permit qualifications have been complied with Yes ☒ No

Exceptions to compliance are: Pumping 0.04 cfs more than the allowed 1 cfs/70 acres

Date 5-14-1992

Norma C. Job

NORMA C. JOB
Natural Resources Engineer II
DENR, Water Rights Division

Other permit(s) associated with the project NONEDIVERSION POINT LEGAL LOCATION: NW 1/4 NW 1/4 Section 30-T107N-R71W Missouri River pumps.

WELL INFORMATION:

- d) Static Water Level feet
- e) Motor: #1
- 1) make GE
 - 2) model No. 5K6267XH2000A
 - 3) horsepower rating 100 hp
- Motor: #2
- 1) make Marathon
 - 2) model No. 404TTD57656ABWFI
 - 3) horsepower rating 100 hp
- c) Pump #1
- 1) make Cornell
 - 2) model 6HUM100-4
 - 3) size 14 inches
 - 4) capacity 1850 GPM
 - 5) turbine pump - No. of stages
 - 6) operating pressure PSI
- c) Pump #2
- 1) make Cornell
 - 2) model 6H100-4
 - 3) size 14 inches
 - 4) capacity 1850 GPM

DISTRIBUTION LINES OR CANALS:

- a) type steel b) size 15 inches c) length 640 feet
- type cement asbestos b) size 15 inches c) length 4260 feet

DIVERSION POINT LEGAL LOCATION: SE 1/4 pivot in Section 19-T107N-R71W

WELL INFORMATION:

- d) Static Water Level feet
- e) Motor:
- 1) make GE
 - 2) model No. 5K364YK132
 - 3) horsepower rating 75 hp
- c) Pump
- 1) make Cornell
 - 2) model 5WB75-2
 - 3) size 2 inches
 - 4) capacity 850 GPM
 - 5) turbine pump - No. of stages
 - 6) operating pressure PSI

DISTRIBUTION LINES OR CANALS:

- a) type PVC b) size 8 inches c) length 2715 feet

SYSTEM TYPE:

e) Center pivot:

- 1) make Renke Electroqator
- 2) overall length 1320 feet
- 3) number of towers 10
- 4) distance between towers feet
- 5) end gun N (Y/N)
- 6) high or low pressure high
- 7) capacity 850 GPM

3) spacing of gates: inches

f) Gun:

- 1) make
- 2) nozzle size inches
- 3) capacity GPM
- 4) hose size inches
- 5) hose length feet

CHEMIGATION EQUIPMENT:

- b) main line check valve Y (Y/N)
- d) low pressure drain Y (Y/N)
- f) interlock type electrical

- a) does chemigate Y (Y/N)
- c) inspection port/air relief Y (Y/N)
- e) discharge is 20' from source Y (Y/N)
- g) injection pump type Duel piston-
injectometer

h) injection check valve Y (Y/N)

i) injection line check valve or positive
displacement pump Y (Y/N)

j) all chemigation equipment appears to be installed in the proper position and complies
with chemigation laws and rules Y (Y/N)

k) comments :

DIVERSION POINT LEGAL LOCATION: SW 1/4 pivot on Section 19-T107N-R71W

c) Pump

d) Static Water Level feet

e) Motor:

- 1) make GE
- 2) model No. 5K324JL146A
- 3) horsepower rating 50 hp

- 1) make Cr .nell
- 2) model 5WB56-2
- 3) size 8 inches
- 4) capacity 850 GPM
- 5) turbine pump - No. of stages
- 6) operating pressure PSI

DISTRIBUTION LINES OR CANALS:

a) type PVC

b) size 10 inches

c) length 1245 feet

SYSTEM TYPE:

e) Center pivot:

- 1) make Renke
- 2) overall length 1320 feet
- 3) number of towers 8
- 4) distance between towers feet
- 5) end gun N (Y/N)
- 6) high or low pressure high
- 7) capacity 850 GPM

3) spacing of gates inches

f) Gun:

- 1) make
- 2) nozzle size inches
- 3) capacity GPM
- 4) hose size inches
- 5) hose length feet

CHEMIGATION EQUIPMENT:

- b) main line check valve Y (Y/N)
- d) low pressure drain Y (Y/N)
- f) interlock type electrical
- h) injection check valve Y (Y/N)

- a) does chemigate Y (Y/N)
- c) inspection port/air relief Y (Y/N)
- e) discharge is 20' from source Y (Y/N)
- g) injection pump type injectometer injector
- i) injection line check valve or positive displacement pump Y (Y/N)

j) all chemigation equipment appears to be installed in the proper position and complies with chemigation laws and rules Y (Y/N)

k) comments :

DIVERSION POINT LEGAL LOCATION: NE 1/4 Pivot Section 24-T107N-R72W

c) Pump

d) Static Water Level feet

e) Motor:

- 1) make Marathon Electric
- 2) model No. WC326TTDR7324BFW
- 3) horsepower rating 60 hp

- 1) make Cornell
- 2) model SWB60-2
- 3) size 8 inches
- 4) capacity 850 GPM
- 5) turbine pump - No. of stages
- 6) operating pressure 75 PSI

DISTRIBUTION LINES OR CANALS:

a) type PVC

b) size 8 inches

c) length 1430 feet

SYSTEM TYPE:

e) Center pivot:

- 1) make Renke
- 2) overall length 1320 feet
- 3) number of towers 7
- 4) distance between towers feet
- 5) end gun Y (Y/N) Nelson 100
- 6) high or low pressure high
- 7) capacity 850 GPM

3) spacing of gates inches

f) Gun:

- 1) make
- 2) nozzle size inches
- 3) capacity GPM
- 4) hose size inches
- 5) hose length feet

CHEMIGATION EQUIPMENT:

- b) main line check valve Y (Y/N)
- d) low pressure drain Y (Y/N)
- f) interlock type Electrical
- h) injection check valve Y (Y/N)

- a) does chemigate Y (Y/N)
- c) inspection port/air relief Y (Y/N)
- e) discharge is 20' from source Y (Y/N)
- g) injection pump type Injectometer
- i) injection line check valve or positive displacement pump Y (Y/N)

j) all chemigation equipment appears to be installed in the proper position and complies with chemigation laws and rules Y (Y/N)

k) comments :

DIVERSION POINT LEGAL LOCATION: NW 1/4 Pivot Section 19-T17N-R71W

WELL INFORMATION:

d) Static Water Level feet

e) Motor:

- 1) make GE
- 2) model No. 5K326JN1315
- 3) horsepower rating 60 hp

c) Pump

- 1) make Cornell
- 2) model 5WB60-2
- 3) size 8 inches
- 4) capacity 850 GPM
- 5) turbine pump - No. of stages
- 6) operating pressure 75 PSI

DISTRIBUTION LINES OR CANALS:

a) type PVC

b) size 8 inches

c) length 1360 feet

SYSTEM TYPE:

e) Center pivot:

- 1) make Renke
- 2) overall length 1320 feet
- 3) number of towers 7
- 4) distance between towers feet
- 5) end gun Y (Y/N)
- 6) high or low pressure high
- 7) capacity 850 GPM

3) spacing of gates inches

f) Gun:

- 1) make
- 2) nozzle size inches
- 3) capacity GPM
- 4) hose size inches
- 5) hose length feet

CHEMIGATION EQUIPMENT:

- b) main line check valve Y (Y/N)
- d) low pressure drain Y (Y/N)
- f) interlock type electrical
- h) injection check valve Y (Y/N)

- a) does chemigate Y (Y/N)
- c) inspection port/air relief Y (Y/N)
- e) discharge is 20' from source Y (Y/N)
- g) injection pump type Injectometer
- i) injection line check valve or positive displacement pump Y (Y/N)

- j) all chemigation equipment appears to be installed in the proper position and complies with chemigation laws and rules Y (Y/N)

k) comments :

PERMIT QUALIFICATIONS AND REGULATIONS:

- a) Soil and water permit lands agree with lands being irrigated and lands listed on permit Y (Y/N)
- b) Special qualifications to permit being abided by Y (Y/N)
- c) All structures, wells and lands on map Y (Y/N)
- d) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y (Y/N)



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

December 23, 1992

2327-3

Joe Knippling & Sons, Inc.
Gann Valley, SD 57341

Dear Sirs:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 2327-3, has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

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

NOTE: On check or money order, please specify your permit number.
This will insure proper handling of the fee.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 1993

NOTICE

TO: CLAYTON KNIPPLING
HC 69 BOX 64
CHAMBERLAIN SD 57325

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Violation of Requirement to Submit 1992 Irrigation Questionnaire

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 2327-3. The request for the Questionnaire was dated October 16, 1992. The Water Management Board has directed that owners of water permits who have not submitted the 1992 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:30 am, March 3, 1993, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2327-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaire(s) is(are) received in this office before the March 3rd hearing date, your name will be deleted from the Board agenda.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 1993

NOTICE

TO: CLAYTON KNIPPLING
HC 69, BOX 64
CHAMBERLAIN, SD 57325

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Failure to Report Chemical Use under Water Permit No(s) 2327-3

The first notice to file chemigation report(s) for Permit No(s) 2327-3 was dated October 16, 1992. Our records indicate that we have not received the 1992 chemigation report for Permit(s) No(s) 2327-3. The Water Management Board has directed that owners of water permits who have not submitted the 1992 chemigation report(s) be given notice of violation and of hearing before the Board. The hearing held by the Board is to determine what action is to be taken concerning violation of Administrative rule 74:07:09:02(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 9:30 A.M. on March 3, 1993, at the 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). 2327-3 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 22, 1993, contact the Water Rights Division, 523 E. Capitol, Pierre, SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the chemigation report(s) is(are) received by this office prior to the March 3, 1993 hearing, you will no longer be in violation and your name will be deleted from the Board agenda.

SENDER: • Complete items 1 and/or 2 for additional services. • Complete items 3, and 4a & b. • 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: CLAYTON KNIPPLING HC 69 BOX 64 CHAMBERLAIN SD 57325 4a. Article Number P906560011 4b. Service Type ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise 7. Date of Delivery 2-3-93	
5. Signature (Addressee) <i>Clayton Knipping</i>		8. Addressee's Address (Only if requested and fee is paid)	
6. Signature (Agent)			



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 18, 1993

2327-3

Clayton Knippling
HC 69 Box 64
Chamberlain, SD 57325

Dear Mr. Knippling:

I am writing to acknowledge receipt of the 1992 irrigation questionnaire and chemigation form for Water Permit No. 2327-3. You may disregard the January 29, 1993 Notices for Violation of the Requirement to Submit the 1992 Irrigation Questionnaire and Failure to Report Chemical Use.

The questionnaire and chemical forms were received prior to the Water Management Board Meeting and your name has been deleted from the agenda.

If you have any questions, please contact me at (605) 773-3352.

Sincerely,

Genny McMath
Natural Resources Analyst
Water Rights Division



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 8, 1993

SECOND NOTICE

PERMIT NO: 2327-3

NOTICE OF WATER LICENSE INSPECTION FEE REQUIREMENT

Joe Knippling & Sons, Inc.
Gann Valley, SD 57341

Dear Sirs:

On December 23, 1992, you were notified the final inspection fee of \$50.00 is due before Water License No. 2327-3 can be issued. As of this date, the fee has not been received.

The fee is a final step in the legal process of obtaining and perfecting a water right and is required by SDCL 46-2-13(3). Upon receipt of the \$50.00 fee, your Water License will be sent to you. This is the final document for the perfection of your Water Right. A perfected water right is similar to a property right and once a water right is perfected, it cannot be lost as long as the water is used.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the License fee has been paid. Please submit the required fee immediately to avoid jeopardizing your water permit.

Very truly yours,

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

*Send this to Clayton Knippling
HC 69 Box 64
Chamberlain, SD
57325*

*Received
Dec 15, 1984*

Division of Water Rights

413681

Pierre, March 17, 1995

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. <u>2527-5</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By
 () Engineer

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- 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:

2327-3

4a. Article Number

P 318 052 504

4b. Service Type

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

7. Date of Delivery

3-11-93

5. Signature (Addressee)

Donald Knippling

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

6. Signature (Agent)

Thank you for using Return Receipt Service.



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

March 18, 1993

2327-3

Clayton Knippling
HC 69 Box 64
Chamberlain, SD 57325

Dear Mr. Knippling:

This will acknowledge receipt of the inspection and licensing fee for Permit No. 2327-3. A notation was added in your letter which stated correspondence should be sent to you rather than Joe Knippling.

Most correspondence with regard to the water permit has been forwarded to you in the past. However, the reason Joe Knippling's name is still on the file is because the permit was never transferred from his name to your name.

Enclosed, is a partially completed "Notice of Transfer of Ownership" form. Please review the form and complete where necessary. The transfer form will need to be signed in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

As soon as we receive the completed transfer form and filing fee, Water Permit No. 2327-3 will be transferred to your name and the water license issued.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosure: transfer form



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 19, 1993

No. 2327-3

Knippling Bros.
HC 69, Box 64
Chamberlain, SD 57325

Dear Sirs:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Permit No. 2327-3.

Our records now show you as the owner of Water Permit No. 2327-3.

Sincerely,

A handwritten signature in cursive script, which appears to read 'Cheryl F. Frost', is written over the typed name.

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

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 2327-3

Date: _____

I/We request that Water Permit No. 2327-3

formerly owned by: Joe Knippling & Sons, Inc.,

be transferred to: (name & address) Knippling Bros.
HC 69 Box 64, Chamberlain SD 57325 (Telephone No) 245-2264

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

NE¼, E½ NW¼ Section 24, T107N, R72W; NW¼ and S½ Section 19, T107N, R71W

I/We understand that the validity of Water Permit No. 2327-3 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 at the Division of Water Rights, 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.

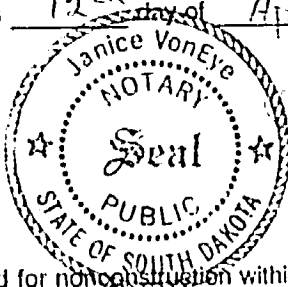
STATE OF SOUTH DAKOTA)

County of Buffalo)

I/We Ernest Knippling 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.

Ernest Knippling
(Signed)

Subscribed and sworn to before me this 12th day of April, 19 93.



Janice Von Eye
(Notary Public)

My Comm. Exp. 11-7-98

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

413732

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, April 16, 1993

RECEIVED OF Evelyn Knippling, HC 69 Box 64, Chamberlain, SD 57525

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 Permit No. 2327-3

Fee for Filing Extension Request _____

Fee for _____

2 50

(Any Other Work Provided by Law)

Total

2 50

By *John H. H. H.*
Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2327-3

(1) Joe Knippling & Sons, Inc., of Gann Valley, SD 57341 made Application No. 2327-3, August 15, 1975 for a water permit to appropriate 10.2 cubic feet of water per second from the Missouri River, Buffalo County, South Dakota for irrigation purposes. Permit No. 2327-3, with a priority date of August 15, 1975 was approved September 10, 1975 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before September 10, 1980 and for the application to beneficial use of said water on or before September 10, 1984.

On April 16, 1993, Water Permit No. 2327-3 was transferred from Joe Knippling & Sons, Inc. to Knipping Brothers.

(2) It is certified that the applicant 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 7.51 cubic feet of water per second for beneficial use. The location of the diversion point is 905 feet S and 2640 feet W of the N 1/4 corner of Section 30 T107N-R71W (NW 1/4 NW 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

T107N-R71W	Section 19	NW1/4 NW1/4	33 acres
		NE1/4 NW1/4	33 acres
		SW1/4 NW1/4	33 acres
		SE1/4 NW1/4	33 acres
		NW1/4 SE1/4	33 acres
		NE1/4 SE1/4	33 acres
		SW1/4 SE1/4	33 acres
		SE1/4 SE1/4	33 acres
		NW1/4 SW1/4	33 acres
		NE1/4 SW1/4	33 acres
		SW1/4 SW1/4	33 acres
		SE1/4 SW1/4	33 acres
		T107N-R72W	Section 24
NE1/4 NE1/4	32.5 acres		
SW1/4 NE1/4	32.5 acres		
SE1/4 NE1/4	32.5 acres		
		Total	526 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Knipping Brothers of HC 69, Box 64, Chamberlain SD 57325 the holders and/or owners of Water Permit No. 2327-3 is issued a license to appropriate water, the right to use 7.51 cubic feet of water per second from the Missouri River with a priority date of August 15, 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 Permit No. 2327-3 and subject to South Dakota State Law.


JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and Natural Resources

NOV 14 1994
date



2327-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOV 14 1994

2327-3

Knippling Brothers
HC 69, Box 64
Chamberlain, SD 57325

Dear Sirs:

Enclosed is Water License No. 2327-3 and Receipt No. 413681 for \$50.00 which was assessed for an inspection and issuance of the license. Water License No. 2327-3 is the final document which completes the process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

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

ks
enclosures

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:

2327-3
KNIPPLING BROTHERS
CLAYTON KNIPPLING
HC 69 BOX 64
CHAMBERLAIN SD 57325

4a. Article Number

P 378 081 370

4b. Service Type

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

7. Date of Delivery

2-05-97

5. Received By: (Print Name)

Thack Knippling

6. Signature: (Addressee or Agent)

X / [Signature]

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



2327-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 4, 1997

NOTICE

TO: KNIPLING BROTHERS
HC 69 BOX 64
CHAMBERLAIN SD 57325

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

RE: Failure to Report Chemical Use under Water Permit No(s) 2327-3

The first notice to file chemigation report(s) for Permit No(s) 2327-3 was dated 10/24/96. Our records indicate that we have not received the 1996 chemigation report for Permits No(s) 2327-3. The Water Management Board has directed that owners of water permits who have not submitted the 1996 chemigation report(s) be given notice of violation and hearing before the board. The hearing held by the board 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 applied.

The hearing will be held at 2:30 PM on March 5, 1997, in the Floyd Matthew Training Center, Joe Foss Building, 523 East 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 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 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). 2327-3 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 chemigation report(s) is(are) received by this office on/or before February 28, 1997 your name will be deleted from the board agenda.

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 East 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.



February 4, 1997

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

NOTICE

TO: KNIPLING BROTHERS, CLAYTON KNIPLING, HC 69 BOX 64, CHAMBERLAIN, SD 57325

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

SUBJECT: Violation of Requirement to Submit 1996 Irrigation Questionnaire

Our records indicate that the 1996 Irrigation Questionnaire has not been submitted for Permit No(s) 2327-3. The request for the Questionnaire was dated October 24, 1996. The Water Management Board has directed that owners of water permits who have not submitted the 1996 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 2:30 pm, March 5, 1997, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2327-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is(are) received in this office on/or before February 28, 1997, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 18, 1997

2327-3

Clayton Knippling
Knippling Brothers
11C 69 Box 64
Chamberlain, SD 57325

Dear Mr. Knippling:

I am writing to acknowledge receipt of your 1996 irrigation questionnaire and chemical reporting form. You may disregard the February 4, 1997, Notice of Violation of the Requirement to Submit the Irrigation Questionnaire and Failure to Report Chemical Use under Water Permit No. 2327-3.

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



2327-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 14, 2000

NOTICE

TO: KNIPLING BROTHERS, CLAYTON KNIPLING, HC 69 BOX 64, CHAMBERLAIN, SD 57325

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

SUBJECT: Reporting Requirement for 1999 Irrigation Questionnaire(s)

Our records indicate that the 1999 Irrigation Questionnaire has not been submitted for Permit No(s) 2327-3. The request for the Questionnaire was dated October 7, 1999. The Water Management Board has directed that owners of water permits who have not submitted the 1999 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 1:30 pm, March 1, 2000, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2327-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is(are) received in this office on/or before February 28, 2000, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

2327-3

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

KNIPPLING BROTHERS
CLAYTON KNIPPLING
HC 69 BOX 64
CHAMBERLAIN SD 57325

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery
C. Signature *Knippling* 1/15/60
X ☐ Agent
☐ Addressee
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

2227 670 365

PS Form 3811, July 1999

Domestic Return Receipt

102595-93 M-1789



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 20, 2000

2327-3

Clayton Knippling
Knippling Brothers
HC 69 Box 64
Chamberlain, SD 57325

Dear Mr. Knippling:

Thank you for calling about your 1999 irrigation questionnaire. I completed a questionnaire for you based on our phone conversation.

You may disregard the January 14, 2000, "Notice" concerning reporting requirements for Water Right No. 2327-3. 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

2327-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 17, 2003

NOTICE

TO: KNIPLING BROTHERS, CLAYTON KNIPLING, HC 69 BOX 64, CHAMBERLAIN, SD 57325

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

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire

Our records indicate that the 2002 Irrigation Questionnaire has not been submitted for Permit No(s) 2327-3. The request for the Questionnaire was dated October 11, 2002. The Water Management Board has directed that owners of water permits who have not submitted the 2002 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 8:30 am, March 5, 2003, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2327-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

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

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



2327-3

Track & Confirm

Delivery Status

You entered 2301 0370 0000 7540 5980

Your item was delivered at 12:45 pm on January 22, 2003 in
CHAMBERLAIN, SD 57325. The item was signed for by E KNIPLING.

[Shipment History >](#)

[Request Delivery Record >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)



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Preserving the Trust

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U.S. Postal Service Signature Confirmation Receipt	
SIGNATURE CONFIRMATION NUMBER: 2301 0370 0000 7540 5980	KNIPPLING BROTHERS
	CLAYTON KNIPPLING
	HC 69 BOX 64
	CHAMBERLAIN SD 57325
Postmark Here	
POSTAL CUSTOMER: Keep this receipt. For inquiries: Access Internet web site at www.usps.com or call 1-800-222-1811	
ORDER TYPE (POSTAL SERVICE) ☐ Priority Mail ☐ Package Services	
PS Form 153, February 2001 (See Reverse)	



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

www.state.sd.us/denr

January 22, 2003

Clayton Knippling
Knippling Brothers
HC 69 Box 64
Chamberlain SD 57325

2327-3

Dear Mr. Knippling:

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. 2327-3.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

For informational purposes, the irrigation questionnaire is mailed out each year in October with a return date of the first week in December. If you do not receive a questionnaire from us by the end of October, please call in so that I can forward another copy to you.

Sincerely,

Genny McMath

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

NOT TO SCALE

2204.3

2327-3

159.0

155.5

117-63

67.8

33

119.3

2

39.5

39.0

379-166
31.7

MAP NO 1708.3

APPL NO 2327-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 31, 2013

2327-3

Roy Knippling
Knippling Land & Cattle
33982 BIA Route 4
Chamberlain SD 57325

Dear Mr. Knippling:

The 2013 irrigation questionnaire for Water Right No. 2327-3 has been received. I note from the form that an ownership change is needed.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$50.00. The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please contact me.

Sincerely,

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

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

enclosure

RECEIVED

NOV - 6 2013

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 2327-3

Date: 11-2-13

I/We request that Water Right No. 2327-3

formerly owned by: Knippling Brothers

be transferred to: (name & address) Knippling Land & Cattle,
33982 BIA Road 4, Chamberlain, SD 57325
Telephone No. 605-730-1262

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

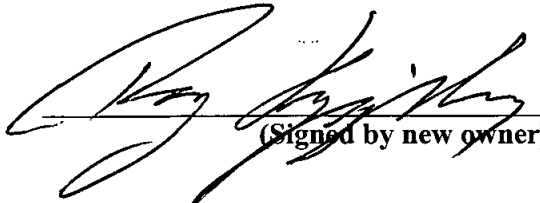
526 acres – NW ¼, SE ¼, SW ¼ Section 19, T107N, R71W and NE ¼ Section 24, T107N, R72W

I/We understand that the validity of Water Right No. 2327-3 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 Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Roy Knippling, the new owner, certify that the above information is true and correct.


(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 11/6, 20 13

RECEIVED OF Roy Knippling Knippling Land & Cattle 33982 BIA Rd 4 Chamberlain SD

57325

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>2327-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **06476**

By J. Lianne Hoodman
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 6, 2013

2327-3

Roy Knippling
Knippling Land & Cattle
33982 BIA Route 4
Chamberlain SD 57325

Dear Mr. Knippling:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form and the filing fee you submitted for Water Right No. 2327-3.

The ownership change has been completed. Water Right No. 2327-3 formerly held by Knippling Brothers is now listed under Knippling Land and Cattle.

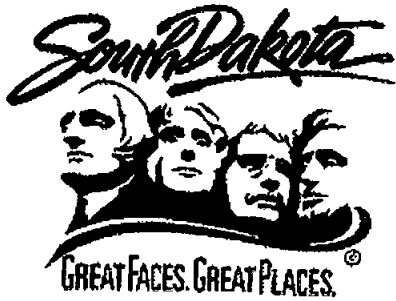
Enclosed for your records is Receipt No. 06476 in the amount of \$50. If you have any questions, please contact me.

Sincerely,

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

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

enclosure



2327-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2018

NOTICE

TO: KNIPPLING LAND & CATTLE, ROY KNIPPLING, 33982 BIA ROUTE 4, CHAMBERLAIN, SD 57325

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

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaires

Our records indicate your 2017 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 2327-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 6881-3 & 8294-3 qualification:

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

The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 6881-3 & 8294-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 2327-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaires are received in this office before the **March 7, 2018** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <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
www.denr.sd.gov

February 6, 2018

2327-3
6881-3
8294-3

Roy Knippling
Knippling Land & Cattle
33982 BIA Rt 4
Chamberlain SD 57325

Dear Mr. Knippling:

I am writing to acknowledge receipt of your 2017 irrigation questionnaire.

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Permit Nos. 2327-3, 6881-3 and 8294-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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



2327-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: KNIPLING LAND & CATTLE, ROY KNIPLING, 33982 BIA ROUTE 4, CHAMBERLAIN, SD 57325

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaires

Our records indicate your 2019 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 2327-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 6881-3 & 8294-3 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 6881-3 & 8294-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 2327-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaires are received in this office before the **February 26, 2020** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: PUJNJJ**

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.



2327-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 10, 2020

2327-3
6881-3
8294-3

Roy Knippling
Knippling Land & Cattle
33982 BIA Route 4
Chamberlain SD 57325

Dear Mr. Knippling:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right or Permit Nos. 2327-3, 6881-3 and 8294-3. 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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2023

NOTICE

TO: KNIPLING LAND & CATTLE, ROY KNIPLING, 33982 BIA ROUTE 4, CHAMBERLAIN, SD 57325

FROM: Ron Duvall, Water Rights Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2022 Irrigation Questionnaires

Our records indicate your 2022 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 21, 2022. The Water Management Board has directed owners of water permits who have not submitted the 2022 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 2327-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 6881-3 & 8294-3 qualification:

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

The hearing will be held at **Wednesday, March 8, 2023 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 6881-3 & 8294-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 2327-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaires are received in this office before the **March 8, 2023** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: IJUMQV**

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 AGRICULTURE
and NATURAL RESOURCES**

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

February 14, 2023

2327-3
6881-3
8294-3

Roy Knippling
Knippling Land & Cattle
33982 BIA Rt 4
Chamberlain SD 57325

Dear Mr. Knippling:

I am writing to acknowledge receipt of your 2022 irrigation questionnaires.

You may disregard the January 20, 2023, "Notice" concerning reporting requirements for Water Right or Permit Nos. 2327-3, 6881-3 & 8294-3. 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
Genny.mcmath@state.sd.us