

Water Right Number 2534-3

1. Considered NOV. 12, 19 75
2. Name of Applicant BLAINE O. BEAVERS
3. Post Office Address JEFFERSON, S.D.
4. Amount of water claimed 2.70
5. Source of water supply GROUND WATER (105' DEEP WELL)
6. Water to be used for IRRIGATION
- Acres to be irrigated 200
7. Water to be diverted and used in UNION County
about 4S, 1/2W Miles of JEFFERSON
8. Proof of Publication
Received 10-6-75
Not received
9. Application
Approved
Subject to
Not approved
Action deferred

10. Remarks:

No. 2334-3Map No. 1714-3 Water Division No. 3 Big Sioux River District
(Blanks to be filled by the Engineer for the Work.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable)

1. Name of Applicant Blaine O. Beavers
 Post-office address Jefferson Rt. 1 - Box 153 State So. Dak. 57033
 If a corporation show date and place of incorporation None
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract
3. Name of diversion work Beavers Irrigation Project
4. Amount of water claimed (cubic feet per second) 2.7 C.F.S.
5. Source of water supply Well
6. Location of point of diversion 1500' South & 1500' West of the NE Corner
of Section 12 T 92 N R 49 W
Union County Union
7. Annual period or periods during which water is to be used June thru September
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 200

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.
NE 1/4 Sec 12 T 92 N R 49 W	200 ac.		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 5 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Leader Jourlour, Elk Point, So. Dak.
57035
12. Principal Features of the Proposed Water Supply System.

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

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

C. Works proposed to apply water to beneficial use.

Center Pivot SystemEstimated Total Cost \$ 5200.00Attachments: 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 Union) ss.I, Blaine O. Beavers, 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 Blaine O. BeaversSubscribed and sworn to before me this 25 day of Aug, 1975

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2334.3
BLAINE O. BEAVERS Box 154 JEFFERSON
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57038 With the following modifications:
 (State)

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 existing domestic wells or in irrigation wells having prior water rights.

Date of first receipt of application AUGUST 26 19 75
 Date of return to applicant for correction, amendments or changes required SEPT 19 75
 Date of receipt of corrected application SEPTEMBER 3 19 75
 Approved NOVEMBER 13 19 75 Recorded in Book 14 Page 71

WATER RIGHT PERMIT NO. 2334.3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2334.3 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 AUGUST 26 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 13 19 75
3. The whole of said work is to be completed on or before NOVEMBER 13 19 80
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 13 19 80
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 2.7 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 NOVEMBER 13 19 80; said water to be used during the following described annual period: JUNE THRU SEPTEMBER

Witness my hand this 17TH day of NOVEMBER 19 75

WATER RIGHTS COMMISSION

John H. McCall
 Chief Engineer, Executive Officer

Certificate of Construction Issued FEBRUARY 3 19 78
 Water License Issued FEBRUARY 3 19 78

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

D. Well Information or Estimates

(1) Drill Hole, Diameter 4 1/2", Depth 125'

(2) Casing, Type Transite Diameter 16" Thickness 3/4"
(wood, concrete, steel, etc)

(3) Perforated Screen.

Type plotted 1/8" slot, Diameter 16", Length 20'

(4) Gravel Pack, Thickness 6-9 inches, Length of gravel pack 20'

E. Dugout Information or Estimates

(1) Surface dimensions -----, Depth -----

F. Fill out for Either a Well or a Dugout.

(1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials Water Bearing Sand.

Depth to top of water bearing material 20

Depth to bottom of water bearing material 105'

Thickness of water bearing material 75'

Depth to water (ground surface to water level) 1 1/2' Drawdown

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

On same owner's property None rds. On property owned by others 220 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.

Alana W. Beaulieu
Signature of Applicant

August 22, 1975

Mr. Blaine O. Beavers
Jefferson, SD 57038

Dear Mr. Beavers:

Enclosed please find the original copy of the report of analysis of the water sample submitted here recently. Also enclosed you will find a copy of extension circular 654 with the approximate quality of this water for irrigation denoted by a red cross in the diagram on the outside back cover. Please retain this report and the circular.

There should be no difficulty in the use of this water in causing chemically-induced changes in your soil. However, there may be times when noticeable salt accumulation in the upper part of the soil will show up--usually as gray or white salt crusts. If this develops to the extent it interferes with seed germination or reduces crop yields, leaching procedures should be undertaken. You should contact your extension personnel or a soil scientist or water resources staff member. I do not expect this to be severe or soon, however.

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

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

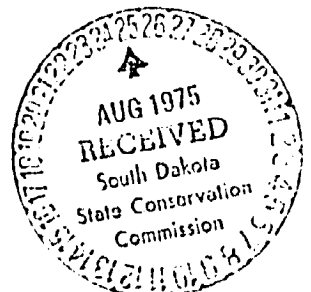
LOF:ck

Enclosures

cc: State Conservation Commission

D. Pahl

Louise DeSmet, County Extension Agent



Conservation
Commission
Form WI 01

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(This Form Required for Proposed Well Irrigation Only)

FOR COMMISSION USE OF

Irrigation System: _____

Water Quality: _____

Soils Capability: _____

Approved: 8/5/73

Disapproved: _____

NAME: Blaine O Peavers

ADDRESS: Jefferson, South Dakota

COUNTY: Union

LEGAL DESCRIPTION

1. WELL LOCATION: 1500' South + 1500' West of the NE Corner of Section 12 T98N R49W
2. AREA TO BE IRRIGATED: Part of Section 12 200 ACRES

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): Center Pivot
4. CROPS TO BE IRRIGATED: Corn + Beans + Alfalfa

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0.2%
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: Deep medium textured soil with a small amount of water in the subsoil.

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 75-739
8. SALINITY: EC = 1040 μ mhos/cm (high)
9. SODIUM: SAR = 1.41 (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

Mrs. Delgore at Union County S.C. Office

and:

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

Glenn A. Berners

Subscribed and sworn before me this

15 day of Aug 1975.

Ray L. Linn

Notary Public

(Title)



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

Submitted by: Elaine O. Beavers
 Address: Jefferson, SD 57038

Date Rec'd: August 18, 1975
 Sample No.: 75-739
 Identification: Well
Rt. 12, T 98N, R 49W

WATER ANALYSIS

Calcium (Ca)	110	ppm*	5.50	me/l**
Magnesium (Mg)	44	ppm	3.61	me/l
Sodium (Na)	69	ppm	3.00	me/l
Potassium (K)	12	ppm	0.30	me/l
Sulfate (SO ₄)	164	ppm	3.41	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	2	ppm	0.06	me/l
Bicarbonate (HCO ₃)	498	ppm	8.16	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	408	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1040	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	1.41			
Sodium	24.17%	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.45			
Others:				

*ppm=parts per million

**me/l=milliequivalents per liter

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

COMMENTS: Total cations 12.41 me/l
 Total anions 11.63 me/l

By: Shirley Witten

Service Performed

Amount Due

Irrigation analysis

\$6.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 75-739

Amount Enclosed \$

Signed

Form 6 - Notice of Intent to Appropriate Water

No. 2334-3

Publish first publication, on or before October 30, 1975

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

September 17, 1975

Notice is hereby given that Blaine O. Beavers
whose post office address is Jefferson, 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
2.7 cubic feet of water per second of time from the ground water through the
Beavers Irrigation Project, the point of diversion of which is to be located in the _____

SE 1/4 NE 1/4

of Section 12, Twp. 89N, Range 49W. Said water to be used for the purpose
of providing irrigation on the following described land:

NE 1/4, E 1/2 NW 1/4, Section 12, T89N, R49W

This application No. 2334-3 will be considered by the Water Resources Commission at their office at
Pierre upon the 12th day of November, 1975, at 2:30 P. M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw

cc: Blaine O. Beavers
Jefferson, S.D. 57030

No. 2334-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Union) ss.

I, Hester E. Emerson hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the The Leader-Courier

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 Elk Point

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

September 25, 1975

October 2, 1975

Hester E. Emerson
(Signature)

Publisher
(Title)

October 2, 1975
(Date Signed)

NOTICE OF INTENT TO
APPROPRIATE WATER

Notice is hereby given that Blaine O. Beavers whose post
office address is Jefferson,
South Dakota, has made an app-
lication in accordance with the
provisions of the water laws of
South Dakota for a permit to
appropriate for beneficial use
2.7 cubic feet of water per sec-
ond of time from ground water
through the Beavers Irrigation
Project, the point of diversion
of which is to be located in the
SE 1/4 of Section 12, Twp. 89N,
Range 49W. Said water to
be used for the purpose of pro-
viding irrigation on the follow-
ing described land: NE 1/4, E 1/2
NW 1/4, Section 12, T89N, R49W.
This application No. 2334-3
will be considered by the Water
Resources Commission at their
office at Pierre upon the 12th
day of November, 1975, at 2:30
P.M. All interested persons
may appear and be heard.
WATER RESOURCES
COMMISSION
By: Burton F. Jones
Water Rights Specialist
Publish: Sept. 25, Oct. 2

Permit No. 2334-3

Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Marine O. Beavers

_____ the holder _____ of
Permit No. 2334-3, issued upon Application No. 2334-3 hearing date of priority of August 26,
1975 authorizing the diversion of 2.7 cu. ft. per second of the waters of _____
groundwater County of Union, State of South Dakota at _____
a point 1550'S and 1550'W of the NE corner, Section 12, T 22N, R49W
_____, 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 2.68 cu. ft. per second of water.

Date February 2, 1978

By: WATER RIGHTS COMMISSION
John Hatch
JOHN HATCH, Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2834-3

(1) WHEREAS, On the 26th day of August A. D. 19 75

Elaine G. Benvers

made Water Right Application No. 2834-3 for a permit to use 2.7 cubic feet per second of the waters of groundwater

County of Union, State of South Dakota, for irrigation purposes; and

(2) WHEREAS, On the 17th day of November A. D. 19 75

Permit No. 2334-3, with a date of priority of August 26, 1975 was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 13th day of November A. D. 19 80 and for the application to beneficial use of said water on or before the 13th day of November A. D. 19 80

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 2.63 cubic feet per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent,

for irrigating 100 acres in the NE1/4 and E1/4 NW1/4, Section 12, T80N, R49W

(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 Baine O. Boavors

_____ of Jofferson
the holder _____ and owner _____ of said permit No. 2334-3 a water right, dating from August 30, 1975
_____ to use of 2.08 cubic feet per second of the waters
of groundwater
in the County of Union _____ and State of South Dakota, or so much thereof as may be necessary, for the
purposes hereinbelow mentioned, to be diverted at a point 1550'S and 1550'W of the NE corner,
Section 12, T89N, R40W

and conduct to and upon 100 acres in the NE 1/4 and E 1/4 NW 1/4, Section 12, T89N, R40W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 2334-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 2nd day of February A. D.
seventy-eight
Nineteen Hundred and _____

WATER RIGHTS COMMISSION

John Hatch
Chief Engineer, Executive Officer

Form 10.

NOTICE OF COMPLETION OF WORKS AND/OR APPLICATION OF WATER TO BENEFICIAL USE

DEPARTMENT OF NATURAL RESOURCE DEVELOPMENT

DIVISION OF WATER RIGHTS

JOE FOSS BUILDING

PIERRE, SOUTH DAKOTA 57501

TO: Water Resources Commission
State Office Building No. 2
Pierre, South Dakota 57501

Post Office

Date

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 2334-3

Water Right Permit No. 2334-3 states that the diversion system is to be constructed by Aug., 191980 and that the water is to be put to beneficial use by Aug., 1980.

The diversion system was completed on April 20, 1976. Apply the water to beneficial use was completed on May 7, 1976.

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued, thus completing my acquisition of a water right.

Blair O. Bruns
(Signature)



Permit No. 2334-3Water Division 3 Big Sioux River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by Blaine O. Beavers of Jefferson, S. Dak. 57038 holder of Permit No. 2334-3, bearing date of priority of August 26, 1975 authorizing the diversion of 2.7 cu. ft. per second of the waters of Ground for Irrigation purposes, in Union County.

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

The Water Use System consists of,

A. Works used to divert the water:

Engine - Allis Chalmers Mark 3500, Diesel, 6 cylinder.
Ser. # 3D-35093 4029881, 175 H.P.
Pump - Fairbanks Morris pumping 1200 gpm.

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

C. Works used to apply water to beneficial use.

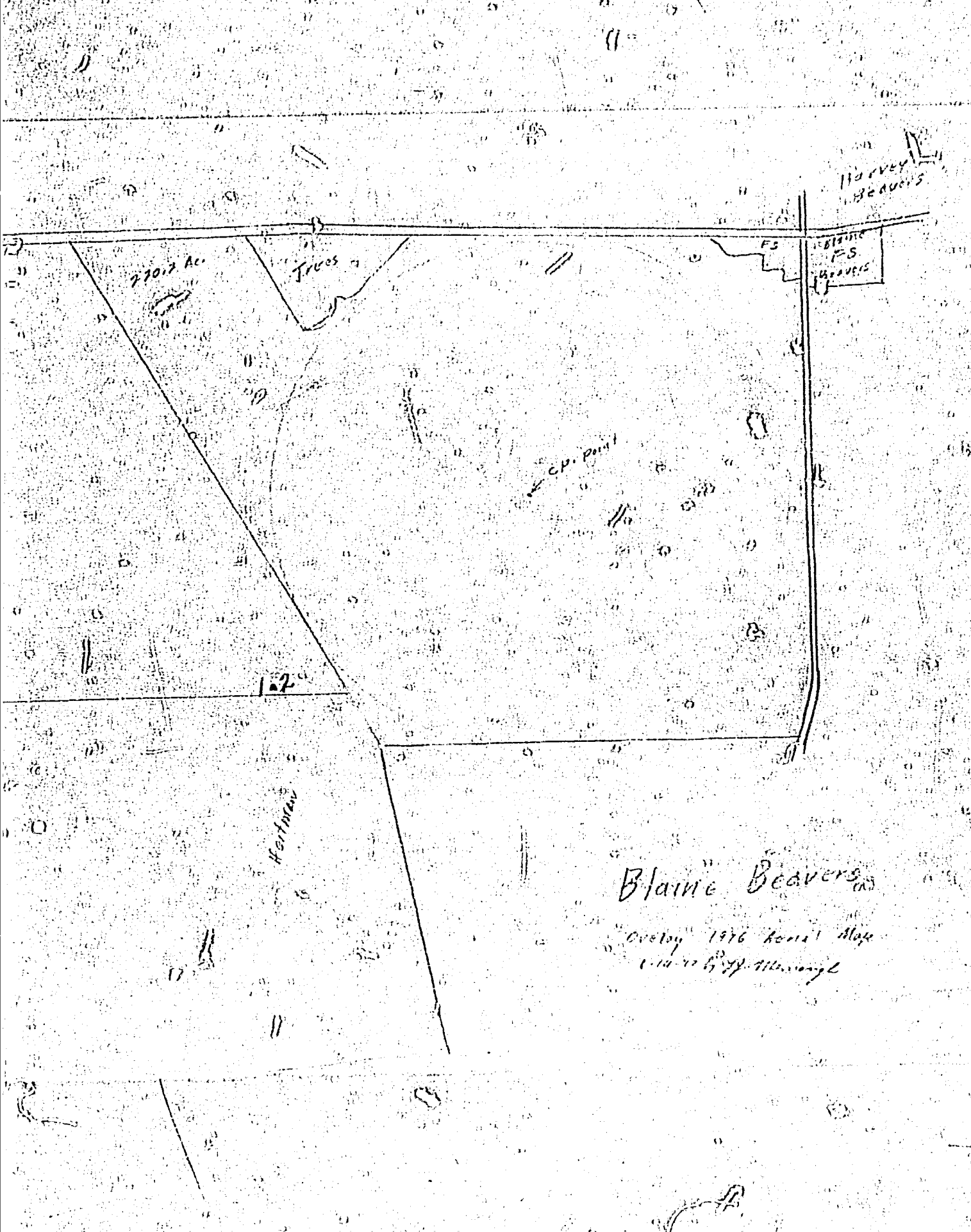
T + L center Pivot.The system is in the following condition: ExcellentThe point of diversion is located 1550 ft South and 1550 ft West of the NE corner of section 12, T89N R49W.The works are capable of diverting and conveying to the place of use 2.68 cu. ft. per second of water which is to be used for Irrigation.Water has been put to beneficial use to the maximum extent as follows: NE $\frac{1}{4}$ and the E $\frac{1}{2}$ NW $\frac{1}{4}$ of section 12, T89N R49W - 190 Acrescomprising a total of 190 acres of land.

Well data:

Depth 100 ft.pumping 1200 gpm

Date

June 3, 1977
Leroy J. Mernough
(Signature)



270.2 Ac.

Trees

Harvey Beavers

Blaine FS Beavers

C.P. Pond

1.2

Hartman

Blaine Beavers

Overby 1976 Kennel Mox

1-14-77 by M. Mox

1350'

37° 19' 0" - 75° 10' 0"

1550'

630m = 1467' 4m

few lines

12
Cott. 1/2

arg. section

by 1/2 the weight. - (15-0-75)
Order of about 1100. 100
from 100.



2334-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 22, 2003

2334-3
5078-3

Blaine O Beavers
33402 482nd Ave
Jefferson SD 57038

Dear Mr. Beavers:

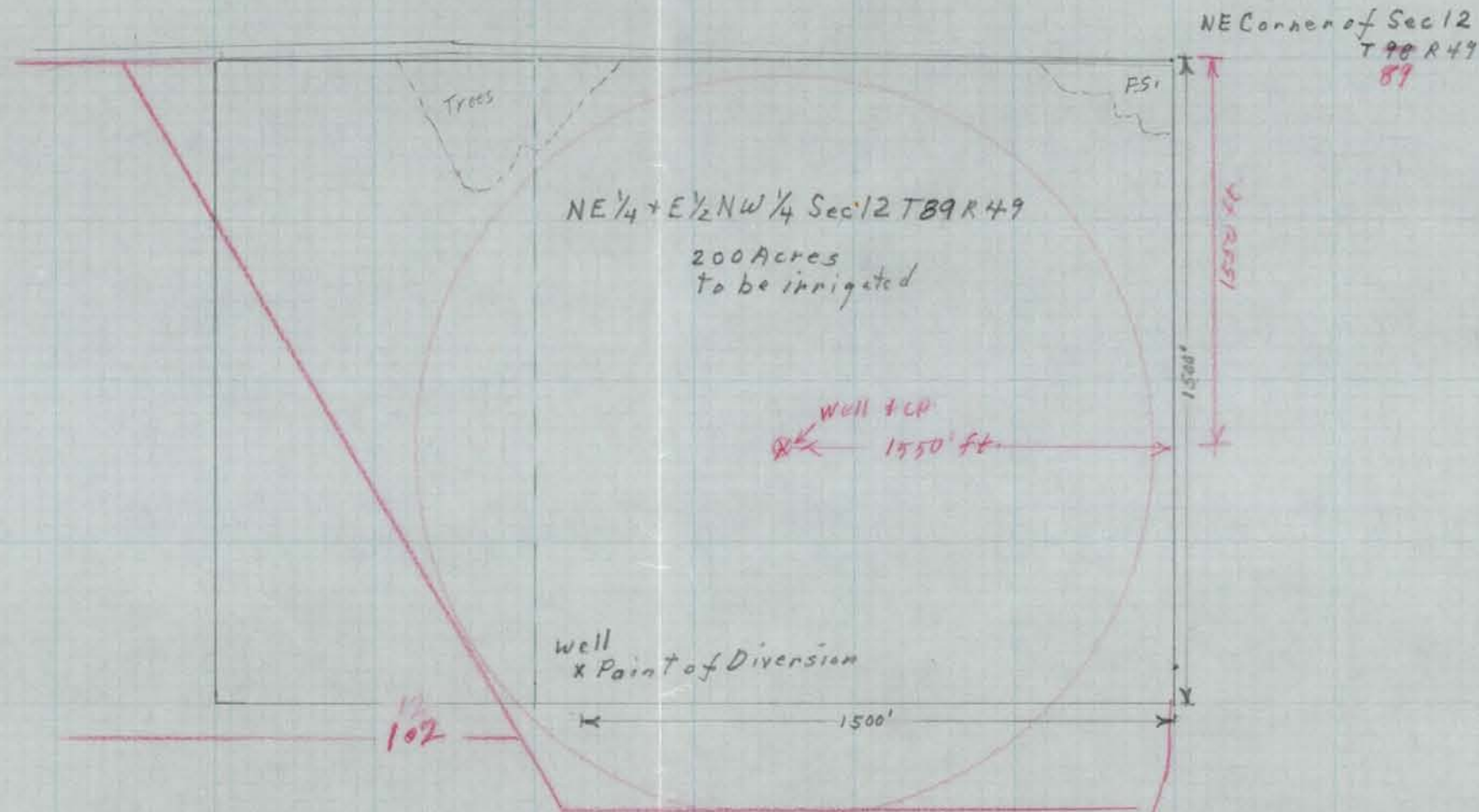
Enclosed is a "Notice" dated October 17, 2003 concerning the 2003 irrigation questionnaire. The notice was originally mailed to RR 1 Box 800, Jefferson SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures



Note:

This area has a S. Dak. survey
and a Nebr. survey. There
area is not divided into 400 ac
legal descriptions for the area
irrigated

Lg Memaugh
6-3-77

THE LEGAL DESCRIPTION FOR THIS LAND
SHOULD BE SECTION 26, T 30 N, R 7 E

Scale 8" = 1 mi.

Blaine O Beavers, Jefferson, S. Dak.
Beaver Irrigation Project
200 acres.
NE $\frac{1}{4}$ + Part of E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 12 T 89 R 49

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed	CK Dahlgren 8-47	Date	8-47	Approved by	CK Dahlgren
Drawn	CK Dahlgren 2-4-78	Title	Beaver Irrigation Project		
Traced		Sheet	1	Drawing No.	
Checked		No	1		
		of	1		

2334-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 19, 2009

2334-3
5078-3

Blaine O Beavers
301 Dakota Dunes Blvd Apt 14
N Sioux City SD 57049-5428

Dear Mr. Beavers:

Enclosed is a "Notice" dated October 16, 2009 concerning the 2009 irrigation questionnaire.

The notice was originally mailed to 33402 482nd Ave, Jefferson SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

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

enclosures



2334-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020

JOE FOSS BUILDING

523 EAST CAPITOL

PIERRE, SOUTH DAKOTA 57501-3182

www.state.sd.us/denr

RECEIVED

NOV 30 2009

WATER RIGHTS
PROGRAM

November 23, 2009

2334-3

5078-3

Bradley Beavers
48219 334th St
Jefferson SD 57038

Dear Mr. Beavers:

Enclosed is a "Notice" dated October 16, 2009 concerning the 2009 irrigation questionnaires. These water rights are listed in the name of Blaine O Beavers. The notice has been returned by the post office. It is my understanding that your father is deceased. The Union County Register of Deeds office suggested I forward these questionnaires to you.

If there is a renter or new owner the questionnaires should be sent to, please let us know.

If you have any questions, please contact Genny McMath or me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosures

I AM the new Renter/Operator.
Blaine is deceased. Send to me

Brad Beavers
48219 334th St
Jefferson, S.D 57038

Thank You

Bradley O Beavers



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 1, 2009

2334-3
5078-3

Bradley J Beavers
48219 334th St
Jefferson SD 57038

Dear Mr. Beavers:

Thank you for sending in the 2009 irrigation questionnaires for Water Right Nos. 2334-3 and 5078-3 listed in the name of Blaine Beavers.

I have added a notation to both files that you are the new operator and all correspondence can be directed to your attention. When ownership of the property is determined, please let us know so we can contact the appropriate person to secure ownership changes.

Sincerely,

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

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



RECEIVED

JUN 29 2016

WATER RIGHTS
PROGRAMDEPARTMENT of ENVIRONMENT
and NATURAL RESOURCESJOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

No. 5078-3

June 22, 2016

Bradley Beavers, Operator
48219 344th St
Jefferson SD 57038

Dear Mr. Beavers:

On Tuesday, June 21, 2016, a staff member from the Department of Environment and Natural Resources (DENR) observed overspray from the irrigation system located in the NW 1/4 Section 7-T89N-R48W onto the adjacent north/south road (see attached photo). This irrigation system is covered by Water Right No. 5078-3 with you listed as operator.

It is common for center pivots to have stops which are used to shut off the end gun when the pivot nears a road. Please take steps to insure end gun stops are functioning properly so there is not direct overspray on to the road.

A water right holder is not allowed to operate an irrigation system in violation of state water law, which includes end gun overspray upon land not authorized by the water right.

If you don't believe this irrigation system is causing the overspray, or if you have any questions, please contact me at (605) 773-3352 or by email at eric.gronlund@state.sd.us.

Thank you for your cooperation,

Eric Gronlund
Water Rights Program, DENR
605 773-3352

NOTE: Also, our records show Water Right Nos. 2334-3 and 5078-3 are listed in the name of Blaine Beavers. In 2009, you indicated Blaine Beavers was deceased and you were the renter/operator. Please let us know the current land owner so the permits can be transferred accordingly.

RECEIVED

JUN 29 2016

WATER RIGHTS
PROGRAM

Eric,

6-27-16

Yes I sprayed the road. I was late getting there .

The farm is now owned by myself and my wife. Bradley J and Constance J Beavers.

There should be two permits. The one I received the letter about and one in section 12-89N-49W. I am the owner operator.

Thank you,

Bradley Beavers



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

June 29, 2016

No. 2334-3
5078-3

Bradley J and Constance J Beavers
48219 344th St
Jefferson SD 57038

Dear Mr. & Mrs. Beavers:

Enclosed are partially completed "Notice of Transfer" forms for use in filing an ownership change on Water Right Nos. 2334-3 and 5078-3. The water rights are currently listed in the name of Blaine Beavers.

The transfer forms should be checked over for accuracy and signed by the new owner. Upon completion, return the forms to our office with a required filing fee of \$50.00 each (\$100.00 total).

For informational purposes, under South Dakota Water Law, water must be placed to beneficial use for the purpose it was appropriated at least once every three years in order to maintain water permit. This three year period can be waived if legal excuse exists for the years of nonuse.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosures

RECEIVED

JUL - 7 2016

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 2334-3

Date: _____

I/We request that Water Right No. 2334-3

formerly owned by: Blaine Beavers

be transferred to: (name & address) Bradley J and Constance J Beavers
48219 344th St, Jefferson SD 57038

Telephone No. X (712) 281-8749

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

190 acres located in the NE 1/4, E 1/2 NW 1/4 Section 12-T89N-R49W

I/We understand that the validity of Water Right/Permit No. 2334-3 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.

X I/We Bradley J Beavers, the new owner, certify that the above information is true and correct.

X Bradley J Beavers
(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 7/8, 20 16

RECEIVED OF Bradley J Beavers 48219 334th St Jefferson SD 57038

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 _____ 2334-3		
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. **07873**

By James Hoodman
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

July 13, 2016

2334-3
5078-3

Bradley J & Constance J Beavers
48219 344th St
Jefferson SD 57038

Dear Mr. & Mrs. Beavers:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for changing ownership on Water Right Nos. 2334-3 and 5078-3.

The ownership changes have been completed. Water Right Nos. 2334-3 and 5078-3, formerly held by Baine Beavers, are now listed in your names.

Enclosed for your records are Receipt Nos. 07873 and 07874 in the amounts of \$50 each. If you have any questions concerning the water rights, please contact us.

Sincerely,

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

enclosures