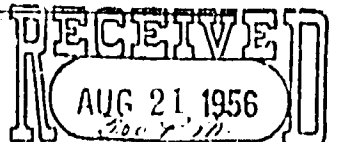


1. Considered September 17, 1956
2. Name of Applicant Clarence T. Hobbs 743-13
3. Post Office Address Yale, South Dakota
4. Amount of water claimed 2.0 cfs
5. Source of water supply WPH
6. Water to be used for Irrigation
- Acres to be irrigated 156
7. Water to be diverted and used in Beadle County about
6 miles North of Yale.
8. Proof of Publication Received ✓
Not Received AB
9. Application Approved ✓
Subject to _____
Not Approved _____
Action deferred _____

10. Remarks:

No. 2-3-5Water Division No. 10212 District 10212
(Blanks to be filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

I. Name of applicant Clarence J. Robm
 Postoffice address Yale, County Beadle, State South Dakota

1. If a corporation _____
- (a) Name of same _____
- (b) Date and place of incorporation _____
- (c) Amount of capital stock _____
- (d) Amount paid in _____
- (e) Names and addresses of directors _____

(NOTE—A certified copy of articles of incorporation must accompany the application.)

- II. Method of accomplishing the work and financial resources of the applicant:
- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)
Contract
- (b) Cash on hand, \$ 1,000 (c) Treasury stock, \$ _____
- (d) Bonds to be issued, \$ _____ (e) Other resources, \$ _____

2. Name of diversion work Holma #1
3. Amount of water claimed 2 cubic feet per second
4. Source of water supply Well
5. Location of point of diversion _____ on _____ bank _____ County.
6. Annual period or periods during which water is to be used April 15 to November 1
7. To be used for:

- I. Irrigation or domestic use; Gravity, overhead sprinkling or combination system? Sprinkler
- (a) Number of acres to be irrigated 156 acres.

(b) Legal subdivisions to be irrigated W4-7-112-60

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

- (c) Statement as to domestic use (giving location, etc.) _____

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

- (a) Nature of use _____
 Name any of the above uses claimed
- (b) Amount of power to be generated _____ horse power.
 Amount claimed for engine cooling _____
- (c) Location of plant _____
- (d) Method of developing power _____
- (e) Point where water will be returned to stream _____

195-2

8. Estimated cost of work:

(a) Head Gates, \$.....

(b) Pumping plant, \$.....

(c) Fluming, \$.....

(d) Canal-earth, \$.....

Rock, \$.....

(e) Other structures\$.....

Total, \$.....

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

II. Dimensions of works:

(a) Dam: Height.....feet; length at bottom feet; length at topfeet; thickness at bottomfeet; thickness at topfeet; slope at front water face; slope at back face material used in construction

(b) Reservoir: Capacity when filledacre feet. Surface area at highwater mark.....acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET—ACRES	ACRE-Feet CAPACITY

(c)* Head gate: Width.....feet; heightfeet;
Material

(d) Canal: Total lengthmiles.

LOCATION BELOW HEAD GATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work³.....years.11. Time required for complete application of water to the proposed beneficial use³..... years.12. Choice of newspaper for publication of notice of intention to appropriate
Daily Plainsman & Huronite

STATE OF SOUTH DAKOTA

County of Sioux

ss.

I, Alvin J. Hahn, 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, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

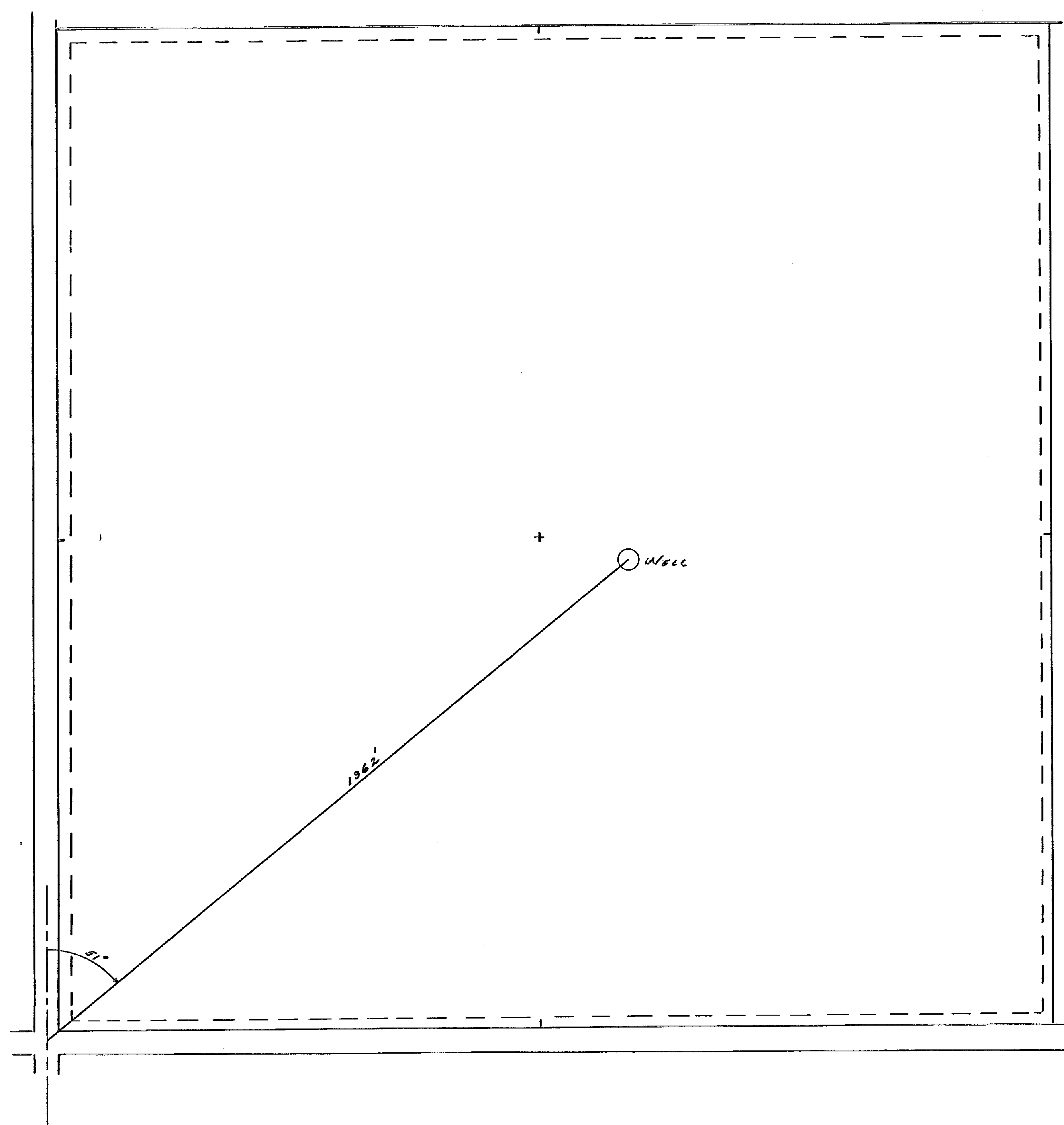
Signed Alvin J. HahnSubscribed and sworn to before me this 20th day of August, 1988.

Notary Public (or other qualified officer.)

Lib 1450

LANDS TO BE IRRIGATED

	LOCATION	SEC	TWP	RANGE	ACRES
Lot 3	NW 34	7	112N	60W	37
	NE 34	7	112N	60W	40
	SE 34	7	112N	60W	39
Lot 4	SW 34	7	112N	60W	37
	TOTAL				153



I, MAXWELL M. FINKE, AREA ENG. SOIL CONSERVATION SERVICE CERTIFY THAT THIS SURVEY WAS DONE UNDER MY SUPERVISION AND IS CORRECT.

Maxwell M. Finke

NOTARY PUBLIC
MY COMMISSION EXPIRES

Maxwell M. Finke
Aug 18, 1958

Map No. 193-3
(Appl. No. 243-3)

CLARENCE J. HOHM #1 IRRIGATION
PROJECT
USDA SOIL CONSERVATION
SERVICE

SCALE 1" = 200 FT.

CLARENCE J. HOHM, YALE, S.DAK.

BEADLE COUNTY, S. DAK. AUG. 20, 1956

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota,

August 21 1957

This is to certify that the foregoing application was received by the Commission at 5:00 o'clock

12 m. upon the 21 day of August, 1957

State Water Resources Commission

By:

Goodbriner

Chief Engineer, Executive Officer

Number of permit 243-3

Date of first receipt of application August 21, 1957

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right August 21, 1957

Approved September 17, 1957, Recorded in Book 3 Page 195

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before _____

March 17, 1958

2nd. The whole of said work is to be completed on or before September 17, 1958

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is _____

September 17, 1958

4th. The water appropriated shall be used for the purpose of irrigation

5th. 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.

6th. The amount of the appropriation herein granted shall not exceed 200 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must 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 2, 1958; said water to be used during the following described annual period:

April to October inclusive

Witness my hand this 26 day of October, 1957

State Water Resources Commission

By:

Goodbriner

Chief Engineer, Executive Officer

Certificate of Construction Issued

OCTOBER 29, 1958

Water License Issued

OCTOBER 29, 1968

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 32", Depth 129'
 Type of casing Steel
 (wood, concrete, steel, etc.)
 Size of casing 16", Thickness of casing 10 gage
 Length of casing 129' If collection gallery, length, size and depth of
 gallery

(b) Screens

Type of perforated screen 3/16"
 Size of perforated screen 16", 40'
 (diameter) (length)
 Thickness of gravel pack 8", length of gravel pack

(c) Water Bearing Materials

Distance to water 35' Character of water bearing materials 3' to 4'
of fine sands above coarse sands and gravel to greater depths.

Thickness of water bearing material 45'

(d) Pump and Motor

Type of pump Turbine
 (centrifugal, propeller, mixed flow, etc.)
 Name of pump Byron Jackson, size 8" 5 bowl
 Kind of motor Chrysler Ind. Propane
 (gasoline, electric, diesel, etc.)
 Horsepower 112, Name of Motor

(e) Complete well

Capacity 1000 GPM at drawdown of 75' Estimated cost ~~2775~~ 4703

(f) Owner of land upon which well is located

Clarence J. Hohm
 Name

Yale, South Dakota

Address

(g) Distance to nearest existing wells

On same owner's property

rods. On property owned by others

240 artesian
 rods

Permit No. 243-3Water Division No. 3 JAMES RIVER Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Clarence J. Hohm

of Yale, County of Beadle, and State of South Dakota, the holder of Permit No. 243-3, issued upon Application No. 243-3, bearing date of priority of August 21, 1956, authorizing the diversion of 2.0 cu. ft. per second of the waters of ground water County of Beadle, State of South Dakota, at a point N. 51° E, 1962' from the SW Corner, Section 7, T112N, R60W.

for irrigation purposes, has fully complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory condition for diverting and conveying to the place of intended use 2.0 cu. ft. per second of water, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

SW 1/4, Section 7, T112N, R60W

Witness my hand this 29th day of October A. D. 1968

State Water Resources Commission

By:

Chief Engineer J. W. GRIMES

STATE OF SOUTH DAKOTA

WATER LICENSE No. 243-3

WHEREAS, On the 21st day of August A. D. 1956
Clarence J. Hohn
 of Yale County of Beadle and State of
South Dakota duly made application (No. 243-3) to us for a permit to use 2.0
 cubic feet per second of the waters of ground water
 County of Beadle, State of South Dakota, for irrigation
 purposes; and

WHEREAS, On the 24th day of October A. D. 1956
 Permit No. 243-3 was issued to said applicant for the diversion of said water, and providing for the
 completion of the works of diversion therein described on or before the 17th day of
September A. D. 1959 and for the application to beneficial use of said
 water on or before the 17th day of September A. D. 1960
 and,

WHEREAS, On the 3rd day of October A. D. 1968
 the holder of said permit duly made proof of the completion of adequate works for the diversion of 2.0
 cubic feet per second of said waters, as evidenced by our Certificate No. 243.3
 dated October 29, 1968 confirming the completion of works of sufficient capacity for
 diverting and conveying to the place of intended use 2.0 cubic feet per second of water, with date of
 priority of August 21, 1956 and,

WHEREAS, On the 3rd day of October A. D. 1968
 proof was duly made of the application to beneficial use of 2.0 cubic feet per second of said water;
 for irrigating 156 acres in the SW $\frac{1}{4}$, Section 7, T112N, R60W

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 Clarence J. Hohm

of Yale the holder... and owner... of said permit No. 243-3

a water right, dating from August 21, 1956 to the use of

cubic feet per second of the waters of ground water

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

necessray for the purposes hereinbelow mentioned, to be diverted at a point N. 51°E, 1962' from the SW Corner, Section 7, T112N, R60W

and conducted to and upon the SW 1/4 Section 7, T112N, R60W

for the purpose... of irrigation, subject to any limitations listed in the Permit to Appropriate Water, and

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State and subject, also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 29th day of October A. D. Nineteen
Hundred and Sixty-eight

State Water Resources Commission

By:

J. W. GRIMES
Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

In Book _____ of _____ Page _____

(First Published August 23, 1956)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., August 21, 1956

Notice is hereby given that Clarence J. Mohm whose post-office address is Yale S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.0 cubic feet of water per second of time from ~~any~~ ground water through the Horn #1 Project, the point of diversion of which is to be located ~~off the~~ in the ~~XXXXXX~~ NE 1/4 of the SW 1/4 of Section 7 Twp. 112N Range 60W. Said water to be used for the purpose of providing irrigation on the following described land:

SW 1/4, Sec. 7, T. 112N, R. 60W
~~XXXXXX~~ XXXXXX ~~XXXXXX~~ XXXXXX

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of September, 1956 at 2:00 P.M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

By:

J. W. Grimes, Chief Engineer, Executive Officer

cc: Mr. Robert D. Luak, Publisher
The Daily Plainsman
Huron, South Dakota

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Beadle } ss.

Robert D. Lusk being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Huronite & Daily Plainsman a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the city of Huron County of Beadle and State of South Dakota; that the said notice was published in said newspaper on the following dates:

August 23, 1956August 30, 1956September 6, 1956September 13, 1956

in each and every issue of the full number thereof, the first publication being made on the 23 day of August 1956 and the last publication on the 13 day of September 1956, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was president the printer and publisher of the said newspaper. Amount \$7.50

RECEIVED
SEP 17 1956
STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

P. 11, 2-23-56, 242-3, P. 9-13-56
APPROPRIATION OF WATER
Office of State Water Resources
Commission, Pierre, S. D.
August 21, 1956
Notice is hereby given that Clarence J. Hohm whose postoffice address is P.O. Box 242, Huron, S. D. has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.9 cubic feet of water per second of flow from ground water through the Hohm 242 project, the point of diversion of which is to be located in the SW 1/4 of the SW 1/4 of Section 17, Twp. 21 N., Rge. 56 W. Said water to be used for the purpose of providing irrigation on the following described land:
SW 1/4 Sec. 17, Twp. 21 N., Rge. 56 W. Total application 2.9 cfs. up by the State Water Resources Commission for consideration for the purpose of September 13, 1956. All interested persons may appear and be heard on the application at the office of the Water Resources Commission after suitable time has elapsed for the consideration of any of all information presented.
By: J. W. Grimes, Chief Engineer, Executive Officer
10-50 No. 319 (adv)

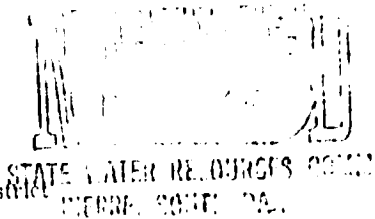
Subscribed and sworn to before me this 23rd day of August A. D. 1956

A. J. Jagonich
Notary Public Beadle County, S. D.

Permit No. 243-3

Water Division No. _____

Water District _____



NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) _____

(Date) _____

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of _____
_____ cu. ft. per second of the waters of the state from _____
through the sprinkle system
for irrigating purposes
_____ in accordance with the terms and con-
ditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

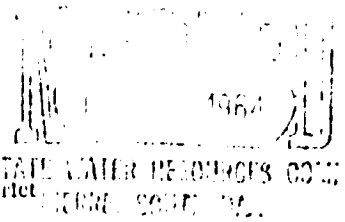
1. The name of the person or corporation holding said permit is CLARENCE
JIMMY HOHM
2. The postoffice address of such person or the place of business of such corporation is Yale
County of Beauregard State of South Dakota
3. The number of such permit is 243-3 and the date set for the completion of such work is anytime
4. Said water to be used for irrigating purposes
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is _____ cubic feet per second.
6. The amount of land for which said water is available is 16.0 acres,
particularly described as follows: Sub 1 of 2 = 112 - 60

I hereby certify that the facts set forth in the above notice are true.

Clarence Jimmy Hohm

(Signature of Owners) _____

Permit No. 2413-3



Water Division No. _____ Water District _____

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) _____

(Date) _____

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the _____ day of _____
19____, at _____ County of Beady State of South Dakota,
before _____ (Examining Engineer or Officer) proof will be submitted of the application to beneficial use
of 2 cubic feet per second of the waters of well - surface - water
_____ In accordance with the terms and conditions of Permit No. 2413-3
heretofore issued by the Water Resources Commission of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are _____
Elaine Jimmy John - 740 S. 11th
2. The use to which said water has been applied is irrigation
3. The amount applied to beneficial use is _____
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) Section 7 - 112 - 60
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is sprinkler system
6. The right to take the water from such works is based upon permit No. 2413-3
7. The source of supply from which such water is diverted is well
8. The date of priority which said user is prepared to establish is _____

(Sign) Elaine Jimmy John

Permit No. **243.3**
JAMIE
 Water Division No. **3** **RIVER** Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota.

Dear Sirs: I hereby certify that ~~in accordance with your letter of authorization dated~~

I have this day made a thorough examination of the diversion works constructed by **CLARENCE J. HOHM** of **YALE** **BEADLE** County, South Dakota, holder of Permit No. **243.3** issued upon Application No. **243.3**, bearing date of priority of **AUGUST 21, 1966**, authorizing the diversion of **2.0** cu. ft. per second of the waters of **GROUND WATER** for **IRRIGATION** purposes. I have to report on the condition of the same as follows:

The diversion works comprise: **129'-16" WELL WITH BYRON JACKSON 8"-5 STAGE PUMP, POWERED BY 50 HP. U.S. ELECTRIC MOTOR (TYPE CEH) 1200' OF 6" MAINLINE TO AN BOACRE TRIMATIC SYSTEM**

and the system is in the following condition: **EXCELLENT**

The point of diversion is located **N 51° E, 1962' FROM THE SW CORNER, SECTION 7, T12N, R60W**

The works are capable of diverting and conveying to the place of use **2.0** cu. ft. per second of water, which is to be used for **IRRIGATION**

The legal sub-divisions to be irrigated are: **SW 1/4, SECTION 7, T12N, R60W**

comprising a total of **156** acres of land. The domestic use intended comprises

The utilization for power, mining, or other beneficial uses comprises:

Witness my hand, this **4th** day of **OCTOBER**, A. D. 19**68**

— SEAL —

Sutton Jones
 WATER RIGHT SPECIALIST
 WATER RESOURCES COMMISSION

243-2
01-92

County, Los Angeles

A 4x4 grid representing a 1-mile square area. The top edge is labeled "North". The left edge is labeled "X" and "W". The bottom edge is labeled "1 Mile". A small "X" is marked in the bottom-right quadrant.

Date: 7/11/73



243-3

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

March 1, 1993

Jim Hohm
Hohm Farms, Inc.
Yale, SD 57386

Dear Mr. Hohm:

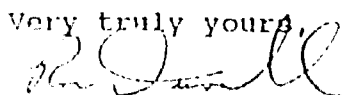
A well driller's report filed by Huron Drilling, Inc. indicates you have a new well used for irrigation. Water right No. 243-3, held by Clarence Hohm, authorizes use of one well located in SE1/4 SW1/4 section 7 for irrigation purposes. If the new well is intended to replace the permitted well, a new permit is not needed if:

- 1) The replacement well is located within 660 feet of the existing well and does not increase the potential for interference with other diversions;
- 2) The replacement well is completed into the same water source with no increase over the developed diversion rate of the original well; and
- 3) The original well is no longer used for irrigation.

As a new well owner, you need to be aware of some of your responsibilities. Enclosed is a copy of "Well Owner Responsibilities". Please review these responsibilities to ensure you are complying with all of the requirements. The original well also needs to be plugged according to the SD Well Construction Standards if the well is abandoned. If the old well is not going to be abandoned, but will not be used, the well must be sealed or capped at the surface until such time that it is used.

Please use the enclosed postage free envelope or contact Barry McLaury (605-773-3352) by March 26, 1993 to inform us whether or not the new well is intended to replace your existing well covered by Water Right No. 243-3.

Very truly yours,


RON DUVAL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division

enclosure

243-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 30, 1993

Jim Hohm
Hohm Farms, Inc.
Yale, SD 57386

Dear Mr. Hohm:

This is to follow up on my March 1, 1993 letter concerning the need for a water permit for your water use. **NO RESONSE HAS BEEN RECEIVED.** A well driller's report filed by Huron Drilling, Inc. indicates you have a new well used for irrigation. Water Right No. 243-3, held by Clarence Hohm, authorizes use of one well located in the SE1/4 SW1/4 of Section 7 for irrigation purposes. If the new well is intended to replace the permitted well, a new permit is not needed if:

- 1) The replacement well is located within 660 feet of the existing well and does not increase the potential for interference with other diversions.
- 2) The replacement well is completed into the same water source with no increase over the developed diversion rate of the original well; and
- 3) The original well is no longer used for irrigation.

If the new well is not intended to replace the well under permit 243-3, you will need to apply for a water permit. However, **WE NEED TO HEAR FROM YOU** concerning the status of your new well. *Am using it for livestock watering C. Hohm.*

Please use the enclosed postage free envelope or contact Barry McLaury (605-773-3352) by March 26, 1993 to inform us whether or not you believe you need a water permit for the new well.

Very truly yours,

R. Duvall
RON DUVAL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division

enclosure



243-3

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 16, 2015

NOTICE

TO: CLARENCE J HOHM, 40777 195TH ST, YALE, SD 57386

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

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaire(s)

Our records indicate your 2014 Irrigation Questionnaire has not been submitted for Permit Nos. 243-3 & 580-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **10:00 am, March 4, 2015**, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 243-3 & 580-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 4, 2015** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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

243-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182

February 17, 2015

243-3
580-3
2181-3

Lud Hohm
40783 195th Ave
Yale SD 57386

Dear Mr. Hohm:

I am writing to acknowledge receipt of the 2014 irrigation questionnaires for Water Right Nos. 243-3, 580-3 and 2181-3. You may disregard the January 16, 2015, "Notice" concerning reporting requirements for these water rights. The information was received in our office prior to the Water Management Board meeting and the issue is no longer on the agenda.

It is my understanding from the notation you wrote on the questionnaires that you now own the land described in the water rights. Enclosed are partially completed Notice of Transfer of Ownership forms for filing the ownership changes. Upon completion, please sign the forms and return them to our office with a required filing fee of \$50.00 each (total of \$150). The check or money order for the fee can be made payable to the Water Rights Program.

I have enclosed copies of the water rights for your records. If I have misunderstood and you do not own the land but want the annual questionnaires directed to you as operator, please let me know.

Sincerely,

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

243-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

May 12, 2015

243-3
580-3
2181-3

Lud Hohm
40783 195th Ave
Yale SD 57386

Dear Mr. Hohm:

On February 17, 2015, transfer of ownership forms were sent to you for filing ownership changes on Water Right Nos. 243-3, 580-3 and 2181-3. This was done based on the information supplied on the 2014 irrigation questionnaires. To date, we have not received anything back from you.

In the event you do not have the original forms, enclosed are partially completed forms for use in filing the ownership changes. Please review the forms and make any necessary corrections. Upon completion, please sign and return them to our office with a required filing fee of \$50.00 each (total of \$150). 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,

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

enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

July 24, 2015

243-3

580-3

2181-3

Lud Hohm
40783 195th Ave
Yale SD 57386

Dear Mr. Hohm:

On February 17 and May 12, 2015, transfer of ownership forms were sent to you for filing ownership changes on Water Right Nos. 243-3, 580-3 (Clarence Hohm) and 2181-3 (Jim Hohm). This was done based on the information supplied on the 2014 irrigation questionnaires.

In the event you do not have the original forms, enclosed are partially completed forms for use in filing the ownership changes. Please review the forms and make any necessary corrections. Upon completion, please sign and return them to our office with a required filing fee of \$50.00 each (total of \$150). The check or money order for the fee can be made payable to the Water Rights Program.

If your notation on the forms was to notify us that you are the operator and would like the annual irrigation questionnaires sent directly to you, this can be done without having to go through the ownership change process. If you now own the land and wish to have the water rights listed in your name, filing the transfer forms and payment of the fees will be required.

Please touch base with me to let me know how you wish to proceed. It is important to have up to date names and addresses in the files to ensure you receive all correspondence concerning the water rights.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

AUG - 3 2015

WATER RIGHTS
PROGRAM

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

No. 243-3
Date: 7.27.2015

I/We request that Water Right No. 243-3

formerly owned by: Clarence Hohm

Hohm Farms & Supply, Inc
be transferred to: (name & address) Lud Hohm, 40783 195th Ave, Yale SD 57386

Telephone No. 605.350.7827

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

136 acres - SW 1/4 Section 7, T112N, R60W

I/We understand that the validity of Water Right No. 243-3 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 Ludwig Hohm, the new owner, certify that the above information is true and correct.

Hohm Farms By Ludwig Hohm
(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 8/3, 20 15

RECEIVED OF Holm Farms & Supply INC 40783 195th Ave Yale SD 57386

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>243-3</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. 07465

By Jane Goodman
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

August 3, 2015

243-3
580-3
2181-3

Ludwig Hohm
Hohm Farms & Supply Inc.
40783 195th Ave
Yale SD 57386

Dear Mr. Hohm:

I am writing to acknowledge receipt of the transfer forms and filing fees submitted for Water Right Nos. 243-3, 580-3 and 2181-3.

The ownership changes have been completed. All three water rights are now listed in the name of Hohm Farms & Supply Inc.

Enclosed for you records are Receipt Nos. 07463, 07464 and 07465 in the amount of \$50 each. If you have any questions, please contact me.

Sincerely,

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

enclosures



243-3
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: HOHM FARMS & SUPPLY INC, LUDWIG HOHM, 40783 195th ST, YALE, SD 57386

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

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaire(s)

Our records indicate your 2017 Irrigation Questionnaire has not been submitted for Permit No(s) 243-3, 580-3 & 2181-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 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 **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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 243-3, 580-3 & 2181-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 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 questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 1, 2018

243-3
580-3
2181-3

Ludwig Hohm
Hohm Farms & Supply Inc
40783 195th St
Yale SD 57386

Dear Mr. Hohm:

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

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Right Nos. 243-3, 580-3 and 2181-3. 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".

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



243-3
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 25, 2019

NOTICE

TO: HOHM FARMS & SUPPLY INC, LUDWIG HOHM, 40783 195th ST, YALE, SD 57386

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

SUBJECT: Reporting Requirement for 2018 Irrigation Questionnaire(s)

Our records indicate your 2018 Irrigation Questionnaire has not been submitted for Permit No(s) 243-3, 580-3 & 2181-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 30, 2018. The Water Management Board has directed that owners of water permits who have not submitted the 2018 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 **Wednesday, March 6, 2019 at 10:30 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 243-3, 580-3 & 2181-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 6, 2019** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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

243-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 7, 2019

243-3
580-3
2181-3

Ludwig Hohm
Hohm Farms & Supply Inc
40783 195th St
Yale SD 57386

Dear Mr. Hohm:

I am writing to acknowledge receipt of your 2018 irrigation questionnaires.

You may disregard the January 25, 2019, "Notice" concerning reporting requirements for Water Right Nos. 243-3, 580-3 & 2181-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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