

1. Considered 1-22, 1976 2477-3
2. Name of Applicant R. E. KAHN, E
3. Post Office Address WATERTOWN
4. Amount of water claimed 6.0
5. Source of water supply GROUNDWATER (2-24' DEEP DUGOUTS)
6. Water to be used for IRRIGATION
- Acres to be irrigated 725
7. Water to be diverted and used in CODINGTON county
about 11N, 5E miles of WATERTOWN
8. Proof of Publication Received 12-30-75
Not Received
9. Application Approved
Subject to
Not Approved
Action deferred
10. Remarks:

No. 2477-3Map No. 1852-3 Water Division No. 3 BIG SIOUX RIVER District
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of Applicant R. E. Kahmler
Postoffice address 405 - 5th Ave N.W. Water Division S. Dakota - 57201
If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract & Direct Labor
3. Name of diversion work R. E. Kahmler Irrigation Project #2
4. Amount of water claimed (cubic feet per second) 6.0
5. Source of water supply 2 dugout type wells
6. Location of point of diversion #1 - 1710' N 72° E of SW corner sec 1 - 118-52 or
SW 1/4 Sec 1; #2 - 2970' N 68° W of SE corner sec 1 - 118-52 or
SE 1/4 SW 1/4 sec 1 County Cadwinton
7. Annual period or periods during which water is to be used Apr. 1 through Oct. 6 or
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 725

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.
<u>See Attached Sheet</u>			

Attach sheet if more space is needed

10. Time required to complete construction of water supply system Five years. Additional time required to complete application of water to the proposed beneficial use three years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Waterman Public Opinion
12. Principal Features of the Proposed Water Supply System.
- A. Works proposed to divert water from its natural source.
2 dugout type wells in which horizontal well screens will be installed
- B. Works proposed to transport water to place of use. closed conduit
- C. Works proposed to apply water to beneficial use.
2 center pivot machines

Estimated Total Cost \$ 100,000Attachments: 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 BrookingsI, R. E. Kahmler, the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein are true and that I intend, and am able to complete the necessary construction.Signed R. E. KahmlerSubscribed and sworn to before me this 12 day of November, 1976

Notary Public (or other qualified officer)

P. E. H1976

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2477-3

R.E. KAHNKE
(Applicant)

405 5TH AVE NW, WATERTOWN
(Post Office Address)

SOUTH DAKOTA 57201
(State)

With the following modifications:

The irrigation wells approved under this Permit will be located near domestic wells and other irrigation wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in existing domestic wells or in irrigation wells having prior water rights.

Date of first receipt of application DECEMBER 15, 19 75

Date of return to applicant for correction, amendments or changes required _____, 19 _____

Date of receipt of corrected application _____, 19 _____

Approved JANUARY 23, 19 76, Recorded in Book 14 Page 233

WATER RIGHT PERMIT NO. 2477-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2477-3 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 DECEMBER 15, 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JULY 22, 19 78
3. The whole of said work is to be completed on or before JANUARY 22, 19 81
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 22, 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 6.0 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 JANUARY 23, 19 84; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 30TH day of JANUARY, 19 76

WATER RIGHTS COMMISSION

By: John H. Holt
Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

R.E. Kahntke Irrigation Project #2
405 5th Ave New Waterbury 8.7.

Area to be irrigated. Acres

NE^q of SW^q Sec 36 - 117-52 40

SE^q of SW^q Sec 36 40

NW^q of SE^q Sec 36 40

NE^q of SE^q Sec 36 13

SW^q of SE^q Sec 36 40

SE^q of SE^q Sec 36 26

NW^q of NW^q Sec 1 - 118-52 40

NE^q of NW^q Sec 1 40

SW^q of NW^q Sec 1 40

SE^q of NW^q Sec 1 40

NW^q of NE^q Sec 1 40

NE^q of NE^q Sec 1 39

SW^q of NE^q Sec 1 40

SE^q of NE^q Sec 1 39

NW^q of SW^q Sec 1 40

NE^q of SW^q Sec 1 40

SW^q of SW^q Sec 1 10

SE^q of SW^q Sec 1 18

NW^q of SE^q Sec 1 37

NE^q of SE^q Sec 1 35

SW^q of SE^q Sec 1 2

SE^q of SE^q Sec 1 16

2477-3

井

2477-3

(Name)

(Address)

(domestic, irrigation, municipal, industrial, other)

Casing Information: In the space below show type, size, weight, length per diameter, etc., for production casing and surface casing, if used.

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

If a flowing well, flow of completed well _____ 6 P.M.

Empire Irrigation Drilling
Name of Drilling Contractor
C. Grob

C. G. G. G.

HR. 50

G P M

9/11/25

On some wells an air-tight water surface measuring tube is required. See Section 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

tube material _____

Empire Irrigation Drilling
Name of Pump Installation Contractor
C. One.



2477-3 #2

(1) WELL CONSTRUCTION

Location of well _____ 1/4 _____ 1/4 _____ Section _____ Township _____ Range _____

Well owner BE "Bud" Kinnick Watertown, SD. 57201
(Name) (Address)

Date well drilling completed 9/6/75 Purpose of well Irrigation
(domestic, irrigation, municipal, industrial, other)

[illegible]

Depth to top of water producing aquifer 229 ft.
Depth to static water level 16' 6" ft.
Name of producing aquifer (if known) G.H.A. 4
Total depth of drill hole 31' 6" ft.
Depth to bottom of casing 31 ft.

O-21 16" ID Fiberglass

21-31 16" ID. Fiberglass

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

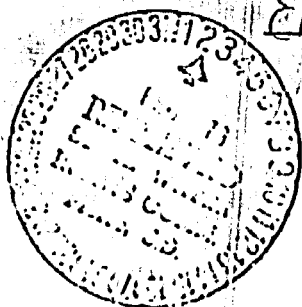
Empire Drilling Drilling Co. Inc.
Name of Drilling Contractor

Company name and size of pump Peckless HP 50
Type of pump turbine Capacity of installed pump 700 G.P.M.
Depth of pump placement 2.5 ft., Date of pump installation 9/1/25

On some wells an air-tight water surface measuring tube is required. See Section 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed _____ ft., tube diameter _____, tube material _____.

Empire Installation Drilling Co.
Name of Pump Installation Contractor



The two wells are identical!

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

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter See note below, Depth 24'
(2) Casing, Type Steel Galvanized steel (wood, concrete, steel, etc), Diameter 14", Thickness 3/16"
(3) Perforated Screen.
Type Contains 5/16", Diameter 19", Length 36"
(4) Gravel Pack. Thickness _____, Length of gravel pack _____

E. Dugout Information or Estimates. See note below

- (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 very coarse material
with no fines

Depth to top of water bearing material 24'

Depth to bottom of water bearing material 4'

Thickness of water bearing material 20'

Depth to water (ground surface to water level) 4'

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

On same owner's property No other rds. On property owned by others 3rd 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.

Note: A dugout 100' long & 80' wide will be constructed to the bottom of the aquifer (24'). A well screen will be installed horizontally with a tee for a pumping point. It is anticipated that even though coarse material will surround the screen

RE K. K. K.

Signature of Applicant

November 12, 1975



Mr. R. E. Kahnke
405 5th Avenue NW
Watertown, SD 57201

Dear Mr. Kahnke:

Enclosed please find the original copy of the report of analysis of sample 575-1033 dated October 31. This is your copy to keep.

This water is quite good in both salt and sodium content and should cause no difficulties in irrigating the soils of Codington County which you intend to irrigate. I am enclosing, however, a copy of extension circular 654 which may have some information to help you in your irrigation practices. Also on the outside back cover of this circular the quality of the water for irrigation purposes designated approximately by the red cross.

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

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:clb

Enclosures

cc: State Conservation Commission

D. Pab

Fred Morris, County Extension Agent

REPRODUCTIONS

REDUCTION 25%

ROLL NO 34

4-13-82

DATE MICROFILMED
JAN 1983
JAN 1983
JAN 1983

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

FOR COMMISSION USE ONLY

Irrigation System: _____

Water Quality: _____

Soils Capability: _____

Approved: [Signature]

Disapproved: _____

NAME: R. F. Kahnk
ADDRESS: 405 - 5th Ave N.W. Underwood, South Dakota 57201
COUNTY: Codington

LEGAL DESCRIPTION

1. WELL LOCATION: 2 wells - N1/4 of SW1/4 of Sec 1 - T18N - R52E - S41 - 118 - 52
2. AREA TO BE IRRIGATED: Parts of E1/4 of SW1/4 of Sec 36 - T18N - R52E - S41 - 118 - 52
parts of sec 1 - 118 - 52 - land owned by the state

TYPE OF IRRIGATION

3. GRAVITY _____ SPRINKLER (Indicate Type): Center Pivot
4. CROPS TO BE IRRIGATED: Corn & Soybeans

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0 to 3% with a few steeper 20.6%
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: See pages 26 & 27 of
Codington County Soil Map issued 1966; see reverse side
for info

WATER QUALITY (To Be Completed by Commission)

7. SAMPLE NO: 75-1033
8. SALINITY: EC = 687 μ mhos/cm. (medium)
9. SODIUM: SAR = 0.26 (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

Codington County Soils map

and:

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

R. E. Kahke

Subscribed and sworn before me this

12 day of Nov 19 75.

John L. Wisner

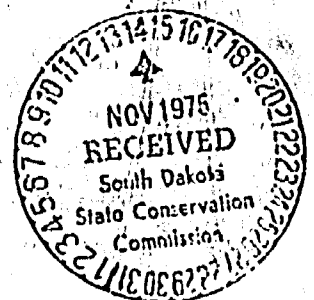
P. E. #1916

(Title)

Soils information: about 75% of area to be irrigated is Umana silt loam.

about 20% is a Portland-Censhaw fine sandy loam.

The remaining 5% is adjacent to a drainage way and is Sarnau silt clay loam and La Prairie silt loam.



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

Submitted by: R. E. Kuhnke
 Address: 405 5th Ave., N.W.
Watertown, SD 57201

Date Rec'd October 31, 1977
 Sample No. 75-1033
 Identification Well:
SW 1/4, Sec. 1, T 116N, R 52E

WATER ANALYSIS

Calcium (Ca)	83	ppm*	4.15	me/l**
Magnesium (Mg)	42	ppm	3.44	me/l
Sodium (Na)	12	ppm	0.51	me/l
Potassium (K)	8	ppm	0.21	me/l
Sulfate (SO ₄)	84	ppm	1.75	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	8	ppm	0.23	me/l
Bicarbonate (HCO ₃)	325	ppm	5.32	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)	266	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	637	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.26			
Sodium	6.13	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.40			
Others:				

*ppm=parts per million

**me/l=milliequivalents per liter

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

COMMENTS: Total cations 8.31 me/l
 Total anions 7.30 me/l

By: Shirley Eittan

Service Performed	Amount Due
Irrigation analysis	\$6.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 75-1033

Amount Enclosed \$

Signed

J. 2477-3

Publish first publication, on or before January 8, 19 76

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

December 16, 19 75

Notice is hereby given that R. E. Kahnke
whose post office address is Watertown, 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
6.0 cubic feet of water per second of time in the ground water through the
Kahnke Irrigation Project #3, the point of diversion of which is to be located in the _____

SW $\frac{1}{4}$, SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$
of Section 1, Twp. 118N, Range 52W. Said water to be used for the purpose
of providing irrigation on portions of the following described land:

Section 1, T118N, R52W, aSE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 30, T119N, R52W

This application No. 2477-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 27th day of January, 19 76, at 2:30 P. M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw
cc: R. E. Kahnke

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 2477-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Codington) ss.

I, John R Lowrie hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Watertown Public Opinion

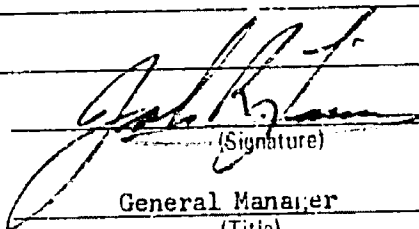
A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the

city of Watertown

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

December 20th, 1975

December 27th, 1975


(Signature)
General Manager
(Title)

December 27th, 1975

(Date Signed)

PUBLIC NOTICE

No. 2477-3
NOTICE INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501
December 16, 1975
Notice is hereby given that R. E.
Kahnke whose post office address is
Watertown, South Dakota, has made
an application in accordance with
the provisions of the water laws of
South Dakota for a permit to ap-
propriate for beneficial use 6.0 cubic
feet of water per second of time from
the ground water through the
Kahnke Irrigation Project No. 3, the
point of diversion of which is to be
located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$
SW $\frac{1}{4}$ of Section 1, Twp. 118N, Range
52W. Said water to be used for the
purpose of providing irrigation on
portions of the following described
land: Section 1, T118N, R52W; SE $\frac{1}{4}$
and E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 36, T119N,
R52W.
This application No. 2477-3 will be
considered by the Water Rights
Commission at their office at Pierre
upon the 22nd day of January, 1976,
at 2:30 P.M. All interested persons
may appear and be heard.
WATER RIGHTS COMMISSION
By: BURTON F. JONES
Water Rights Specialist
(December 20, 27, 1975)

FOLEY and FOLEY

ATTORNEYS AT LAW

P. O. BOX 390

WATERTOWN, SOUTH DAKOTA 57201

ANDREW E. FOLEY
JOHN L. FOLEY

TELEPHONE 886-7261
AREA CODE 605

January 20, 1976

Water Rights Commission
Department of Natural Resources
Foss Building
Pierre, South Dakota 57501

Dear Sirs:

Re: Application of R.E. Kahnke for
irrigation rights on Sec. 1 - T118N
R52W, Codington County, South Dakota

A client of our office, Mr. Ed Buchholz, is an adjoining land owner of Mr. R.E. Kahnke and is concerned in reference to the application made by Mr. R.E. Kahnke for irrigation rights in Section 1. Mr. Buchholz has a water supply adjoining the property in question for irrigation and would like the Department to review the application in reference to the possibility of shorting Mr. Kahnke's water supply on his property and his dug outs in reference to his cattle operation.

Please accept this letter as a formal objection to the granting of the application to Mr. Kahnke until a later time.

If you have any questions in reference to this matter, please feel free to contact our office.

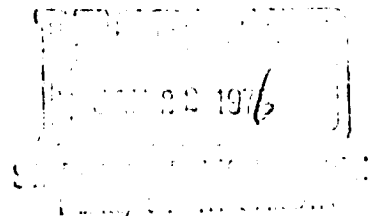
Sincerely,

FOLEY & FOLEY

SY: *[Signature]*

JLF:edt

cc: Mr. Ed Buchholz



2477-3

February 3, 1976

Foley and Foley
P.O. Box 390
Watertown, S.D. 57201

Attn: John L. Foley

Gentlemen:

This will notify you that your objection on behalf of Mr. Ed Buchholz regarding R.E. Kahnke's Application No. 2477-3 was presented to the Commission at the time of the hearing on the Application.

The Commission approved the application with the following qualification.

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.

The Commission felt that it is doubtful if the proposed irrigation would affect Mr. Buchholz water supply, but the qualification would give protection.

If you have further questions, feel free to contact this office.

Sincerely,

BURTON F. JONES
Water Rights Specialist

BFJ/bw

24/7-3

4180-3



Department of Natural Resource Development

WATER RIGHTS COMMISSION
Joe Foss Building, Pierre, South Dakota 57501
Phone 605/773-3151

June 21, 1979

R.E. Kahnke
405 5th Ave NW
Watertown, SD 57201

Dear Mr. Kahnke:

SDCL 46-1-14 authorizes the Water Rights Commission to issue amended permits recognizing the date of priority of the original application if certain conditions are met.

At the May 24, 1979 Commission Meeting, the Commission reviewed the amended Permits that had been issued with the later priority, and granted the earlier priority date to such amended permits.

By this action, the priority date for your Permit No. 4180-3 was established as December 15, 1975 instead of October 27, 1977 as now shows on your copy of the Permit.

If you have questions regarding this action, feel free to contact this office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Commission

JH/gy

2477-3

The renter: Dale Zemlicka
R.R. #5

Watertown, S. Dak. - 57201

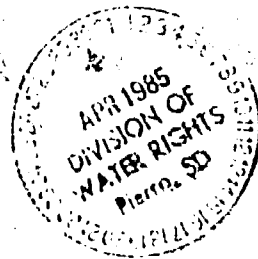
Will you kindly send "data sheets" for
recording irrigation water use to Dale
Zemlicka at the above address?

for Permit # 4180-3

" # 2827-3

" # 2477-3

RE/Kahnke



3827-3

I no longer lease
this ground where there
are irrigators.



Returned by Dale Zemlicka.
See Permit Nos. 2477-3, 2827-3
and 4186-3



Department of Water & Natural Resources

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

WATER RIGHTS DIVISION
(605) 773-3352

2427-3
2827-3
4180-3

APRIL 7, 1986

R. E. Kahnke
405 5th Avenue NW
Watertown, South Dakota 57201

Dear Mr. Kahnke:

I am contacting you in regard to the 1985 irrigation questionnaire pertaining to Water Permit Nos. 2477-3, 2827-3 and 4180-3 listed in your name. These questionnaires were sent to Dale Zemlicka, Watertown, South Dakota as leasor in November, 1985. Mr. Zemlicka returned the data sheet to our office April 4, 1986 indicating he no longer leases the land.

Enclosed are the irrigation questionnaires pertaining to the above permits. If you are able to obtain last year's records for these particular permits, please complete the data sheets and return them to our office. If you have another leasor for 1986 that you would like the 1986 forms sent to, please forward his name and address to our office.

A postage paid envelope is enclosed for your convenience in returning the completed questionnaires. If you have any questions, please advise.

Sincerely,

Genny McMath
Natural Resources Analyst

GM:ms
Enc.



Department of Water & Natural Resources

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

2477-3

January 29, 1988

WARREN FALK, OPERATOR
RR 1 BOX 59
SOUTH SHORE, SD 57263

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation
Questionnaire

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 4180-3, 2477-3, 2827-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 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 9:00 am, March 2, 1988 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). 4180-3, 2477-3, 2827-3 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.

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

cc: R E Kahnke, 405 5th Ave NW, Watertown, SD 57201

NOTE: If the questionnaire(s) is received in this office before the March 2 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

February 9, 1988

2477-3	2827-3
4153-3	4180-3
4184-3	4417-3

Warren Falk
RR 1, Box 59
South Shore SD 57263

Dear Mr. Falk:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 2477-3, 2827-3, 4153-3, 4180-3, 4184-3, 4417-3 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,

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

cc: R E Kahnke
405 5th Ave NW
Watertown SD 57201



DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 1, 1991

WARREN FALK, OPERATOR
RR 1 BOX 59
SOUTH SHORE SD 57263

NOTICE

RE: Violation of Water Permit No(s) 4180-3, 2477-3, 2827-3, 4184-3 and 1990 Irrigation Questionnaire Requirements

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 4180-3, 2477-3, 2827-3, 4184-3. The request for the Questionnaire was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s) 4184-3 qualification:

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

The hearing will also be to determine if Permit No(s) 4180-3, 2477-3, 2827-3 should be amended with the qualification to require the Questionnaire to be submitted each year. The hearing will be held at 9:15 am, February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre SD.

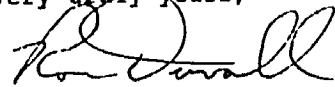
The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s) 4184-3 until the 1990 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Amend Permit No(s) 4180-3, 2477-3, 2827-3 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 27th hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,


Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352

cc: Ina Kahnke, 405 5th Ave NW, Watertown SD 57201



DEPARTMENT OF WATER & NATURAL RESOURCES
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

February 6, 1991

Warren & Eloise Falk
Falk Farms Inc.
RR #1 Box 59
South Shore, SD 57263

Dear Mr. & Mrs. Falk:

I am writing to acknowledge receipt of your 1990 irrigation questionnaires for Water Permit Nos. 2477-3, 2827-3, 4180-3, 4184-3, 4417-3, 4637-3, 5269-3, 5271-3. You may disregard the February 1, 1991, Notice of failure to submit the 1990 irrigation questionnaires and the Notice of failure to report chemical use. With receipt of the questionnaires, your name has been deleted from the February Water Management Board meeting agenda.

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

Sincerely,

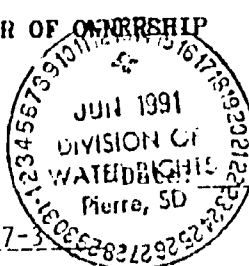
Ron Duvall, Natural Resources Engineer IV
Water Rights Division

cc: Ina Kahnke, 405 5th Ave NW, Watertown, SD 57201

NOTICE OF TRANSFER OF OWNERSHIP

2477-3
No. _____

TO: Chief Engineer
Water Rights Division, DWR
523 East Capitol
Pierre, SD 57501-3181



I/We request that Water Permit/Right No. 2477-3

formerly owned by: R.E. Kahnke

be transferred to: (name & address) Ina C. Kahnke
405-5th Ave. NW - Watertown, S.D. (telephone No.) 886-3395

Title to the following described land(s)/property has been transferred as described above:
E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 36, T119N, R52W and Section 1, T118N, R52W

I/we understand that the validity of Water Permit/Right No. 2477-3 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 Codington)

I/We Ina C. Kahnke 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.

Ina C. Kahnke
(Signed)

Subscribed and sworn to before me this 11th day of June, 19 91.

Rachel Stearns
(Notary Public) 11-21-91
Corn. Exp.

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 water 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

Division of Water Rights

South Dakota Department of Water and Natural Resources

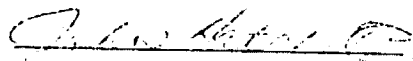
412710

Pierre, June 17, 1991

RECEIVED OF Ina C. Kahnke, 405 5th Ave. NW, Watertown, SD 57201

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form 2477-3	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By 
Chief Engineer

South Dakota



GREAT FACES. GREAT PLACES.

June 26, 1991

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

No. (2477-3)

2827-3

4180-3

4181-3

4183-3

Ina C. Kahnke
405 5th Ave. NW
Watertown, SD 57201

Dear Ms. Kahnke:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Water Permit Nos. 2477-3, 2827-3, 4180-3, 4181-3, and 4183-3.

Our records now show you as the owner of Water Permit Nos. 2477-3, 2827-3, 4180-3, 4181-3, and 4183-3.

Sincerely,

Cheryl F. Frost

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

enclosure

6/11/91

Genny McMath,

As per your letter of June 7
1991, I am returning notarized
"Notice of Transfer of Ownership"
form with check in the amount
of \$30.⁰⁰.

Also enclosed is check in the
amount of \$100.⁰⁰ for water licenses
specified in your letter.

Thank you,
Dora Kuhnke



South Dakota



GREAT FACES. GREAT PLACES.

June 7, 1991

Ina Kahnke
405 5th Ave NW
Watertown, SD 57201

Dear Ms. Kahnke:

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 Nos. 2120-3, 2363-3 and 4182-3, has been completed. A Water License for Nos. 2120-3 and 4182-3 can now be issued (the applicable portions of No. 2363-3 will be incorporated into No. 4182-3).

Statutes require that we charge a \$50.00 fee for the inspection and issuance of each Water License. A total of \$100.00 (\$50.00 each) is due before we can begin processing the Licenses. South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the license fees have been paid.

Water Permit Nos. 2120-3, 2363-3, 2477-3, 2827-3, 4180-3, 4181-3, 4182-3 and 4183-3 should be transferred to your name. These are still listed under R.E. Kahnke. Enclosed are partially completed "Notice of Transfer of Ownership" forms. Please complete them and sign in the presence of a notary. Upon completion, return the forms to our office with a total of \$20.00 (\$2.50 each).

The total amount due for license and transfer fees is \$120.00. If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
(605) 772-3352

enclosures

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

2477-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

2477-3



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

WARREN FALK, OPERATOR
RR 1 BOX 59
SOUTH SHORE SD 57263

NOTICE

RE: Violation of Requirement to Submit 1991 Irrigation Questionnaire

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 2477-3; 2827-3 & 4180-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 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 9:15 am, March 4, 1992, 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) 2477-3, 2827-3 & 4180-3 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 4th hearing date, your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352

cc: Ina Kahnke, 405 5th Ave NW, Watertown, SD 57201



2477-3

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

February 7, 1992

Warren Falk
RR #1 Box 59
South Shore, SD 57263

RE: Irrigation Questionnaires: 2477-3, 2827-3, 4180-3, 4184-3,
4417-3, 5269-3 and 5271-3

Dear Mr. Falk:

I am writing to acknowledge receipt of your 1991 irrigation questionnaires for Water Permit Nos. 2477-3, 2827-3, 4180-3, 4184-3, 4417-3, 5269-3 and 5271-3. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaires were received prior to the Water Management Board meeting and your name was deleted from the agenda.

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

Sincerely,

Genny McElath
Natural Resources Analyst
Water Rights Division

cc: Ina Kahnke, 405 5th Ave NW, Watertown, SD 57201

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 Fee will provide you the signature of the person delivered to and the date of delivery.

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:

WARREN FALK, OPERATOR
RR 1 BOX 59
SOUTH SHORE, SD 57263

4a. Article Number

P 757 566 239

4b. Service Type

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

7. Date of Delivery

1-30-92 CC

5. Signature (Addressee)

Warren Falk

6. Signature (Agent)

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

2477-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

AUG 12 1992

4180A-3

Ina C. Kahnke
405 5th Ave. NW
Watertown, SD 57201-2343

Dear Ms. Kahnke:

Enclosed is Water License No. 4180A-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413119 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 4180A-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

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

enclosures

NOTE: The applicable portions of Water Permit Nos. 2477-3 and 4180-3 are incorporated into this Water License No. 4180A-3.

NOT TO SCALE

2477-3

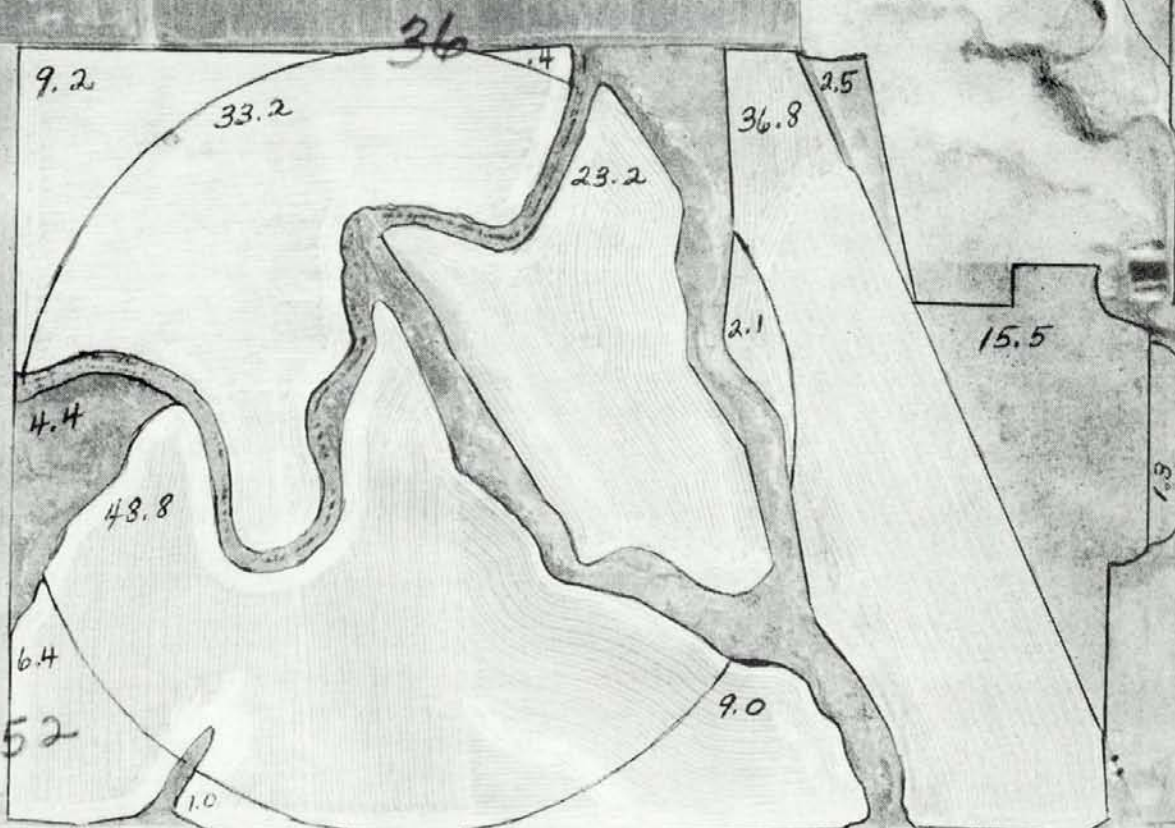


NOT TO SCALE

2477-3

579-142 L

Transfer
to
Grant Co.



Cross hatch indicates irrigated area.

No road

R.E. KAHNKE

IRRIGATION PROJECT # 2

Watertown 57201 S Dakota
Codington County

Points of Diversion:

#1 - 1710' N 72° E of SW corner Sec 1 - 118-52
or SW 4 of SW 4 Sec 1 - 118-52

#2 2970' N 68° W of SE corner Sec 1 - 118-52
or SE 4 of SW 4 sec 1 - 118-52

Acres irrigated - 725

Water claimed - 6 cfs

SURVEYOR'S Certificate

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

R. E. Kahnke

405 5th Ave NW

Watertown S Dakota

Drawn by: J. W.

11-11-75

P. E. # 1916

John L. Wiersma

R+2 Box 8

MAP NO 1852-3 APPL NO 2477-3

