

2526.3

1. Considered 3.17 1976
2. Name of Applicant ERNEST E. ROZELL
3. Post Office Address ELK POINT
4. Amount of water claimed 1.14
5. Source of water supply GROUND WATER (105' WELL)
6. Water to be used for IRRIGATION
Acres to be irrigated 80
7. Water to be diverted and used in UNION county
about 25, 1E miles of ELK POINT
8. Proof of Publication Received 3-11-76
Not received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

Map No. 1897-3 Water Division No. 3 Big Sioux River District
 No. 2526-3
 (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 Ernest E. Rozell
 Post-office address Elk Point, State South Dakota 57025
 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 Rozell Irrigation Project
4. Amount of water claimed (cubic feet per second) 1.74 - 2.7 CFS with various alternatives
5. Source of water supply Well
6. Location of point of diversion 1980 feet East and 1320 South of the NW corner of
Section 32, T91N R49W
Union County
7. Annual period or periods during which water is to be used June through 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 80 acres

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>Section 32, T91N R49W</u>	<u>80 acres</u>		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system five (5) years. Additional time required to complete application of water to the proposed beneficial use Five (5) years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Leader-Courier, Elk Point, S. Dakota
57025
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

Estimated Total Cost \$ 10,000.00

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

STATE OF SOUTH DAKOTA)

County of Union)

I, Ernest E. Rozell, 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 Ernest E. Rozell

Subscribed and sworn to before me this 2nd day of Feb, 1976

Gerrit F. Rasmussen
 Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2526-3ERNEST E. ROZELL

(Applicant)

ELK POINT

(Post Office Address)

SOUTH DAKOTA 57025

(State)

With the following modifications:

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

Date of first receipt of application FEBRUARY 5 1976
 Date of return to applicant for correction, amendments or changes required — 19—
 Date of receipt of corrected application — 19—
 Approved MARCH 17 1976, Recorded in Book 14 Page 310

WATER RIGHT PERMIT NO. 2526.3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2526.3 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 FEBRUARY 5 1976
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPTEMBER 17 1978
3. The whole of said work is to be completed on or before MARCH 17 1981
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 17 1981
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 1.14 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before MARCH 17 1981; said water to be used during the following described annual period: JUNE THRU SEPTEMBER

Witness my hand this 22ND day of MARCH 1976

WATER RIGHTS COMMISSION

By:

[Signature]
 Chief Engineer, Executive Officer

Certificate of Construction Issued FEBRUARY 6 1976Water License Issued FEBRUARY 6 1976

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30 inches, Depth 105 feet
- (2) Casing, Type Transite Diameter 16" I.D. Thickness 3/4 inch
(wood, concrete, steel, etc)
- (3) Perforated Screen
Type 1/8" slotted, Diameter 16" I.D., Length 20 feet
- (4) Gravel Pack, Thickness 6-9 inches, Length of gravel pack 20 + feet

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 gravels and rock

Depth to top of water bearing material 30 feet

Depth to bottom of water bearing material 105 feet

Thickness of water bearing material 75 feet

Depth to water (ground surface to water level) 14 foot drawdown

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

On same owner's property 105 rds. On property owned by others 120 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.

Ernest E. Rapp
Signature of Applicant

WATER LICENSE NO. 2526-3

(1) WHEREAS, On the 5th day of February A. D. 19 76

Ernest E. Farrell

made Water Right Application No. 2526-3 for a permit to use .114 cubic feet per second of the waters of ground water

County of Union, State of South Dakota, for Irrigation

_____ purposes; and

(2) WHEREAS, On the 52nd day of March A. D. 19 76

Permit No. 2526-3, with a date of priority of February 5, 1976

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 17th day of March A. D. 19 81 and for the application to beneficial use of said water on or before the 17th day of March A. D. 19 81

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 1.03 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 72 acres in the E½ NW¼, Section 32, T91N, 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 Ernest E. Rozell

_____ of Elk Point
the holder _____ and owner _____ of said permit No. 2526-3 a water right, dating from February 5, 1978
_____ to use of 1.03 cubic feet per second of the waters
of ground water

in the County of Union and State of South Dakota, or so much thereof as may be necessary for the
purpose hereinbelow mentioned, to be diverted at a point 1980'E and 1320'S of the NW corner,
Section 32, T91N, R49W

and conduct to and upon 72 acres in the E $\frac{1}{2}$ NW $\frac{1}{4}$, corner, Section 32, T91N, R49W

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 2526-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 6th day of February A. D.
Nineteen Hundred and seventy-eight

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer JOHN HATCH

Form 15.

Permit No. 2526-3

Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Ernest E. Rozell

_____ the holder _____ of
Permit No. 2526-3, issued upon Application No. 2526-3, bearing date of priority of February 6,
1976 authorizing the diversion of 1.14 cu. ft. per second of the waters of _____
ground water County of Union, State of South Dakota at _____
a point 1980'E and 1320'S of the NW corner, Section T91N, 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 1.45 cu. ft. per second of water.

Date February 6, 1976

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

January 27, 1976



Mr. Ernest E. Rozell
Blk Point, SD 57025

Dear Mr. Rozell:

Enclosed please find the original copy of the report of analysis of water sample 176-029 received here about a week ago. I am also enclosing a copy of extension circular 654. On the outside back cover of this, I have plotted the approximate quality of this water for irrigation purposes with a red cross. You will note that it is in the high salinity, low sodium category.

This classification of the water means that it has a very considerable probability of increasing the total salt content of the soil to the point where it is marginal or definitely harmful to the growth of crops. Some crops are more salt tolerant than others, therefore, you will not notice the effect as quickly with corn as you will with soybeans, for example. The method of irrigation makes a considerable difference in how fast this salt problem will develop. Also, of course, the internal drainage of the soil makes a great deal of difference. If the soil is well drained so that salts can move on down and out of the root zone, there may never be any problem. But if an irrigation practice of continued light applications and fairly frequent in the growing season is followed, you will find salts beginning to accumulate in the upper foot or foot and a half within 2 or 3 years. Therefore, I recommend very strongly that if you do develop this water supply, you irrigate in as large amount as possible each irrigation and as seldom as possible each growing season. By this, I mean at least 3 inches each time you irrigate and no more than 4 times in a growing season, but preferably fewer.

I am sending a copy of this letter, and of the water analysis, and your WI-1 form on to the State Conservation Commission for their action.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:ckb

Enclosures

cc: State Conservation Commission

D. Pahl

Louie DeSmet, County Extension Agent

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 COMPLETION USE OF

Irrigation System: _____

Water Quality: _____

Soils Capability: _____

Approved: [Signature]

Disapproved: _____

NAME: ERNEST E. ROZELL
ADDRESS: ELK POINT S. DAK.
COUNTY: UNION

LEGAL DESCRIPTION

1. WELL LOCATION: 1980' East and 1320' South of NW Corner Sec. 32, 91-49
2. AREA TO BE IRRIGATED: E² NW⁴ Sec 32, T91N R49W
(80 Acres)

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): SPRINKLER
4. CROPS TO BE IRRIGATED: CORN & SOY BEANS

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0-1
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: 2M+5XW1 - IIIW11, Deep
Medium textured soils with sandy subsoils developed on
Nearly level Bottomlands.

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 76-029
8. SALINITY: EC = 1592 μ mhos/cm (high)
9. SOFTEN: SAR = 2.23 (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:

J. M. Boline, Soil Conservation Service,
and: Union County

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

Ernest E. Ryhl

Subscribed and sworn before me this

17 day of January 1972.

William L. Russell

Notary

(Title)

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

Submitted by: Edna J. Smith
 Address: 1111 1st St., S.D. 57025

Date Rec'd: Jan 20, 1976
 Sample No.: 76-249
 Identification: Well
1111, Box 32, Brookings, S.D. 57006

WATER ANALYSIS

Calcium (Ca)	21.5	ppm*	10.50	me/l**
Magnesium (Mg)	65	ppm	5.23	me/l
Sodium (Na)	146	ppm	6.86	me/l
Potassium (K)	15	ppm	0.43	me/l
Sulfate (SO ₄)	524	ppm	10.90	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	6	ppm	0.15	me/l
Bicarbonate (HCO ₃)	673	ppm	11.04	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (ELTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	552	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1502	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	2.23			
Sodium	27.79	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.79			
Others:				

*ppm=parts per million
 **me/l=millequivalents per liter
 ***g.p.g.=grains per gallon

COMMENTS: Total cations 22.52 me/l
 Total anions 22.09 me/l

By: Shirley Mitten

Service Performed	Amount Due
Irrigation analysis	\$8.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-249

Amount Enclosed \$

Signed

Form 6 - Notice of Intent to Appropriate Water

No. 2526-3

Publish first publication, on or before March 4, 1976

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

February 17, 1976

Notice is hereby given that Ernest E. Rozell

whose post office address is Elk Point, 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 1.14 cubic feet of water per second of time from the ground water through the Rozell Irrigation Project the point of diversion of which is to be located in the

Center of the E1/2 NW1/4

of Section 32, Twp. 91N, Range 49W. Said water to be used for the purpose

of providing irrigation on the following described land:

E1/2 NW1/4, Section 32, T91N, R49W

This application No. 2526-3 will be considered by the Water Rights Commission at their office at Pierre upon the 17th day of March, 1976, at 1:00 P.M. All interested persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw
cc:

Ernest E. Rozell, Elk Point, S.D. 57025

No. 2526-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Union) ss.

I, Lester E. Emerson hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from 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:

February 26 - 1976
March 4 - 1976

Lester E. Emerson
(Signature)

Publisher
(Title)

March 6, 1976
(Date Signed)

NOTICE OF INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501
February 17, 1976

Notice is hereby given that Ernest E. Rozell whose post office address is Elk Point, 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 1.14 cubic feet of water per second of time from ground water through the Rozell Irrigation Project, the point of diversion of which is to be located in the Center of the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 32, Twp. 91 N, Range 49W. Said water to be used for the purpose of providing irrigation on portions of the following described land: E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 32, T91N, R49W.

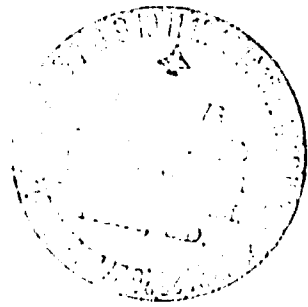
This application No. 2526-3 will be considered by the Water Rights Commission at their office at Pierre upon the 17th day of March, 1976 at 1:00 P.M. All interested persons may appear and be heard.

WATER RESOURCES
COMMISSION

By: Burton F. Jones

Water Rights Specialist

Publish: February 26, March 4



Permit No. 2526-3Water Division 3 Big Sioux River Water District

REPORT OF EXAMINATION OF WORKS AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TG: 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 Ernest E. Rozell of Elk Point, South Dakota - 57025 holder of Permit No. 2526-3, bearing date of priority of February 5, 1976 authorizing the diversion of 1.14 cu. ft. per second of the waters of Ground for Irrigation purposes, in Union County.

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

The Water Use System consists of,

A. Works used to divert the water:

Motor - 615 Electrical, I.D. # R125-01-945 R 2101515 S
50 HP, 1765 RPM
 Pump - Well line, Pump # 51320 K, 10KEH Bowl
pumping 650 gpm

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

1320' Underground Suction P.V.C. Pipe

C. Works used to apply water to beneficial use.

Valley Center Pivot, Ser # 17324, Model 2171.

The system is in the following condition: Excellent.

The point of diversion is located 1950 ft East and 1320 ft South of the NW
Corner of Section 32, T91N, R49W.

The works are capable of diverting and conveying to the place of use 1.45cu. ft. per second of water which is to be used for Irrigation PurposesWater has been put to beneficial use to the maximum extent as follows: All in Sec 32, T91N, R49W

NE 1/4 NW 1/4 - 36.0 Ac, SE 1/4 NW 1/4 - 36.0 Ac.

comprising a total of 72. acres of land.

Well data.

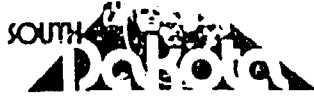
Depth 100 ft.Capacity 650 gpm +

60' to water bearing gravel.

17' to static water level

30' draw down

Date June 2, 1977
Leroy J. Wenzel
 (Signature)



Department of Natural Resource Development

WATER RIGHTS COMMISSION

Joe Foss Building, Pierre, South Dakota 57501

Phone 605/224-3151

February 10, 1978

Ernest E. Rozell
Elk Point, SD 57125

Dear Mr. Rozell:

Enclosed herewith are, Water License No. 2526-3 and Certificate of Construction.

Water License No. 2526-3 is the final water right document completing your process of obtaining water right.

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.

Very truly yours,

JOHN HATCH, Chief Engineer
WATER RIGHTS COMMISSION

JH:gy

Enclosures

NOTE: Your pump capacity is 1.45 cfs (651 gpm). Based upon the acreage actually irrigated, you are entitled to only divert 1.03 cfs (462 gpm). Any diversion in excess of 1.03 cfs would be a violation of your water right.

 **Department of
Water & Natural Resources**

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

2348-3

2349-3

2015-3

2016-3

2017-3

2526-3

February 17, 1989

Ernest Rozell, Jr.
RR 1, Box 28A
ElkPoint, SD 57025

Dear Mr. Rozell:

On October 6, 1988, the Water Management Board adopted rules to implement a 1988 law for application of chemicals through irrigation systems. The rules establish equipment standards, performance standards and installation requirements for irrigation systems that apply chemicals (fertilizers, insecticides, or herbicides) with irrigation water.

You have indicated on your 1988 Water Management Board Irrigation Questionnaire that you do apply chemicals with irrigation water. A copy of the new rules for chemigation are enclosed for your information.

The new standards include:

- * a check valve between the irrigation pump and the point of chemical injection;
- * a vacuum relief valve on top of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a low-pressure drain on the bottom of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a chemical injection line check valve between the chemical injection pump and the point at which the chemical is injected into the irrigation line; a second check valve is required if the chemical injection pump is not a positive displacement pump;
- * an interlock system which ensures that the chemical injection pump will stop whenever the irrigation pump stops;
- * an inspection port between the irrigation pump and the check valve on the irrigation line;

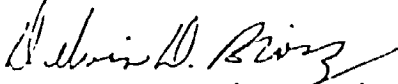


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

The equipment must be installed according to the manufacturer's specifications, calibrated, and maintained in good working condition. All chemical product labels must be followed and warning signs must be posted. These rules also require reporting of all spills, accidents, and system malfunctions. A 24-hour telephone number is provided.

The chemigation rules contain notification and record keeping requirements. Prior to using chemigation, notification must be given to the Chief Engineer on the enclosed Form 1C. Information that must be provided in this notification includes the water permit or right number, the name, address, and telephone number of the water permit or right holder and of the system operator, and the legal description of the lands on which the system is located. A record of the name, quantity, dates and hours of each chemical applied must be provided to the Chief Engineer on Form 2C. A copy of this form is also enclosed for your information. It will be mailed with the annual irrigation questionnaire and must be returned with the questionnaire by the date specified. If you have any questions regarding these rules or need additional copies of the forms, please contact Susan Bowar, Water Rights Engineer (605-773-3352).

Very truly yours,

for 
JOHN HATCH, Chief Engineer
Water Rights Division

NW CORNER
SECTION 32,
T91N R49W

1980'

NE $\frac{1}{4}$ NW $\frac{1}{4}$
36.0 AC

1320'

8" underground
PVC PIPS

Point of
DIVERSION
(Well)

Move one LCP between
Two Points

E $\frac{2}{4}$ NW $\frac{1}{4}$ SECTION 32,
T91N R49W

80 ACRES

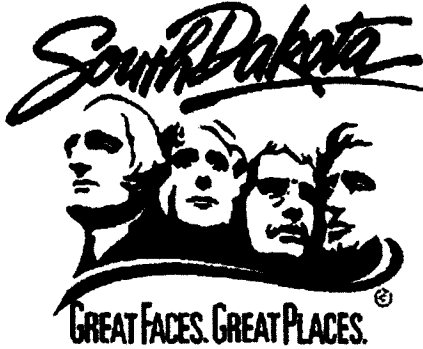
SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 36.0 AC

Scale 8 inches = 1 mile

Ernest E Rozell
Elk Point, South Dakota
Rozell Irrigation Project
Center Pivot
80 ACRES to be Irrigated

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed <u>J.M. Boline</u> <u>1/19/76</u>	Date <u>1/19/76</u>	Approved by <u>OK [Signature]</u>
Drawn <u>J.M. Boline</u> <u>1/19/76</u>	Title <u>Dist. Plans</u>	
Traced	Sheet	Drawing No.
Checked	No	
	of	



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 1, 2011

Michael Rozell
32955 476th Ave
Elk Point SD 57025

RE: Ownership changes for Water Right Nos. 2015-3, 2016-3, 2017-3, 2348-3, 2349-3, 2526-3,
3644-3 and 3674-3

Dear Mr. Rozell:

Thank you for the prompt return of the 2011 irrigation questionnaires. I note from the forms that ownership changes are needed for the above listed water rights.

Enclosed are partially completed Notice of Transfer of Ownership forms for filing the ownership changes. Please review and complete as needed. Upon completion, please sign the forms and return them to our office with a required filing fee of \$50.00 each (total of \$400). The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please contact me.

Sincerely,

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

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

enclosures

RECEIVED

NOV 28 2011

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 2526-3

Date: _____

I/We request that Water Right No. 2526-3

formerly owned by: Ernest E Rozell

be transferred to: (name & address) _____

Michael & Joanne Rozell
32955 476th Avenue
Elk Point, SD 57025

6808

Telephone No. 356 2961

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

72 acres - E 1/2 NW 1/4 Section 32, T91N, R49W

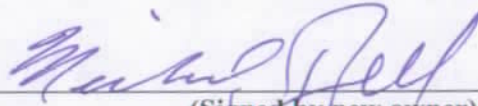
I/We understand that the validity of Water Right No. 2526-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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.

Michael & Joanne Rozell

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


(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 11/28, 2011

RECEIVED OF Michael Rozell 32955 476th Ave Elk Point SD 57025

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>2526-3</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. **05083**

By

Michael E. Rozell
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 30, 2011

Michael & Joanne Rozell
32955 476th Ave
Elk Point SD 57025

RE: Ownership changes for Water Right Nos. 2015-3, 2016-3, 2017-3, 2348-3, 2349-3, 2526-3
and 3644-3

Dear Mr. Rozell:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for the above listed water rights.

The ownership changes have been completed. The water rights formerly held by Ernest E Rozell are now listed in your names. Enclosed for your records are the receipts for the filing fees you paid.

If you have any questions, please contact me.

Sincerely,

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

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

enclosures