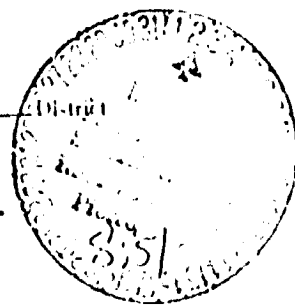


1. Considered 3-17 1976 2600.3
2. Name of Applicant FRED SCHAEFER
3. Post Office Address YANKTON
4. Amount of water claimed .47
5. Source of water supply JAMES RIVER
6. Water to be used for IRRIGATION
- Acres to be irrigated 30
7. Water to be diverted and used in YANKTON county
about 2E, 7N miles of YANKTON
8. Proof of Publication Received 3-17-76
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

No. 2600-3Map No. 1967-3 Water Division No. 3 JAMES RIVER
(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 FRED SCHAEFER
Postoffice address RR 2 Box 205 Yankton, S.D. State S. Dak. 57408
If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) DIRECT LABOR
3. Name of diversion work FRED SCHAEFER
4. Amount of water claimed (cubic feet per second) 1.5 at maximum available
5. Source of water supply James River
6. Location of point of diversion S 2 of SW 1/4 9-94-55 Pumping Station No. 1

County YANKTON

7. Annual period or periods during which water is to be used March 1 - Nov. 30
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 APPROX 30 A

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>S 2 of SW 1/4 9-94-55</u>	<u>APPROX 30 A</u>		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 2 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication YANKTON PRESS & BROADCASTER
12. Principal Features of the Proposed Water Supply System.

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

Pumping Station

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

Channel or Ditching for flood type irrigation

C. Works proposed to apply water to beneficial use.

Flood irrigation useFlood type irrigationEstimated Total Cost \$ 5000.00

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 YanktonI, Fred Schaefer, 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 Fred SchaeferSubscribed and sworn to before me this 1st day of February, 1976Walter L. Lusk
Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 2600-3

FRED SCHAFFER
(Applicant)

RR #2, Box 305, YANKTON
(Post Office Address)

SOUTH DAKOTA 57078
(State)

With the following modifications:

Date of first receipt of application MARCH 2, 19 76

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

Date of receipt of corrected application —, 19 —

Approved MARCH 18, 19 76 Recorded in Book 15 Page 25

WATER RIGHT PERMIT NO. 2600-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 2600-3 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 MARCH 2, 19 76
2. The equivalent of at least one-tenth of the work above specified is to be completed on or before SEPTEMBER 18, 19 78
3. The whole of said work is to be completed on or before MARCH 18, 19 81
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 18, 19 83
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 .42 ~~42~~ 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 18, 19 83; said water to be used during the following described annual period: MARCH 1 TO NOVEMBER 30

Witness my hand this 24TH day of MARCH, 19 76

WATER RESOURCES COMMISSION

By:

[Signature]
Chief Engineer, Executive Officer

Certificate of Construction Issued —, 19 —

Water License Issued —, 19 —

No. 2000-3

Publish first publication, on or before March 8, 1976

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 5750.

March 2, 1976

Notice is hereby given that Fred Schaffer
whose post office address is Yankton, 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
.42 cubic feet of water per second of time from the James River through the
Schaffer #1, the point of diversion of which is to be located in the

SW 1/4 SW 1/4
of Section 9, Twp. 94N, Range 55W. Said water to be used for the purpose
of providing irrigation on the following described land:

3/4 SW 1/4, Section 9, T94N, R55W

This application No. 2600-3 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:

Fred Schaffer, R.R. #2, Box 305, Yankton, S.D. 57076

No. 2603-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Yankton) ss.

I, Harry L. Speece hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Yankton Daily Press & Dakotan

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 Yankton

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

March 8th 1976

March 15th 1976

Harry L. Speece
(Signature)

Business Manager
(Title)

3-15-76
(Date Signed)

3-8&15
NOTICE INTENT TO
APPROPRIATE WATER

March 2, 1976

Notice is hereby given that
Fred Schaffer whose post office
address is Yankton, 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 42 cubic feet of
water per second of time from the
James River through the Schaf-
fer #1, the point of diversion of
which is to be located in the SW 1/4
SW 1/4 of Section 9, Twp. 94N,
Range 55W. Said water to be used
for the purpose of providing ir-
rigation on portions of the follow-
ing described land: S 1/2 SW 1/4,
Section 9, T94N, R35W.

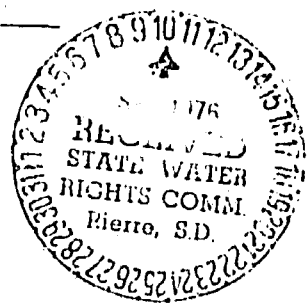
This application No. 2600-3 will
be considered by the Water
Rights Commission at their office
at Pierre upon the 17th day of
March, 1976, at 1:00 P.M. All in-
terested persons may appear and
be heard.

Water Resources
Commission
By: BURTON F. JONES
Water Rights Specialist



Form 10.

No. 2600



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

DEPARTMENT OF NATURAL RESOURCE DEVELOPMENT

DIVISION OF WATER RIGHTS

JOE FOSS BUILDING

PIERRE, SOUTH DAKOTA 57501

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

Post Office Pierre, S.D.
Date July 7, 1976

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 2600-3.

Water Right Permit No. 2600-3 states that the diversion system is to be constructed by Mar 78 1987 and that the water is to be put to beneficial use by Mar 78 1985.

The diversion system was completed on July 14 1976. Applying the water to beneficial use was completed on July 16 1976.

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

Paul Neuffer
(Signature)

2600-3

FRED SCHAFER
RT 2 BOX 99
YANKTON
SD 57078

YA/JR

S

This is the Water Management Board data
sheet for recording 1984 SURFACE WATER
source irrigation estimates.

October, 1984
For Dept. Use Only

Please fill out and return at once.

Acres actually irrigated with surface water 55

R	0
---	---

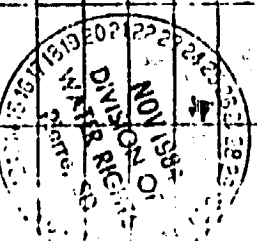
If you did not irrigate during 1984-check this box ☒ Flooded out

If your system has not been constructed-check this box ☐

Type of Power	No. acres irrigated
1. Electric	
2. Gravity	
3. Gasoline	
4. Hot-Jack dipeline	
5. Diesel	<u>55</u>
6. Propane	
7. Other	

Type of System
1. Hand Water Sprinklers
2. Portable booms
3. Center pivots (# of)
4. Gated pipes
5. Sidewheel
6. Towlines
7. Gun type
8. Hydromatic
9. Siphons
10. Flood
11. Other

Month	# days pumped	Average # hours per day	Average pump rate (gpm)	Acres of Crop Irrigated and Estimated Water Used				
				Crop	Acres	Water Used	Crop	Acres
April								
May								
June								
July								
August								
Sept.								
Oct.								
Other Month								



*Ownership of land has
changed. The new owner*

is Morris Nelson

RT 2 Box 102

YANKTON SD 57078

New owner will continue to irrigate

Owner or address change, if any:

WATER MANAGEMENT BOARD
Water Rights Division
Joe Foss Building
Pierre, SD 57501



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 2600-3

November 29, 1984

Morris Nelson
RR#2, Box 102
Yankton, South Dakota 57078

Dear Mr. Nelson:

Please find enclosed a copy of a Notice of Transfer of Water Permit form. This form must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50.

Upon receipt of the enclosed form and the \$2.50 filing fee the permit will be transferred to the proper name. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.

NO. 2600-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

This is to notify you that the title to the lands described as follows:

30 Acres - S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 9-T94N, R55W

formerly owned by Fred Schaffer

has been transferred to Morris Nelson, RR#2, Box 102, Yankton, SD 57078
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 2600-3 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is hereto attached to cover filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)
County of Yankton) ss.

I, Morris L. Nelson 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 I know of my own personal knowledge that the information herein stated is true.

Morris L. Nelson
(Signed)

Subscribed and sworn to before me this 7 Day of December, 1984.

Dianne M. Payne
(Notary Public)



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 4 9853

Pierre, December 10, 1984

RECEIVED OF Morris Nelson, RR#2, Box 102, Yankton, SD 57078

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. _____	2	50
Fee for Filing Transfer Form _____ of WR#2600-3		
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 John Hatch
Chief Engineer JOHN HATCH/MS

No. _____
2600-3

SOUTH Dakota Department of
Water & Natural Resources
Joe Foss Building Water Rights Division
Pierre, South Dakota 57501 Phone (605) 773-3352

December 12, 1984

Morris Nelson
RR#2, Box 102
Yankton, South Dakota 57078

Dear Mr. Nelson:

Enclosed is receipt No. 4 9853 in the amount of \$2.50 which you
paid for transfer of Water Right No. 2600-3.

Our records now show you as the owner of this Water Right.

Sincerely,

Maxine
Maxine Stirling
Staff Assistant

ms/
Enc.

2600-3



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

Post Office Yankton

Date 12-29-86

TO: Water Rights
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to maximum extent. It is going to be used, not exceeding the amounts as specified in Water Right No. 2600-3.

Water Right Permit No. 2600-3 states that the diversion system is to be constructed by Sept 3 1991, and that the water is put to beneficial use by Sept 3 1995.

The diversion system was completed on Aug 1 1986. Applying the water to beneficial use was completed on Aug 9 1986.

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

Thomas L. Wilson
(Signature)



2600A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

JUL 2 1996

2600A-3

Morris I. Nelson
RR 2, Box 102
Yankton, SD 57078

Dear Mr. Nelson:

Enclosed is Water License No. 2600A-3 and Receipt No. 414956 for \$50.00 which was assessed for an investigation and issuance of the license. Water License No. 2600A-3 is the final document which completes the process of obtaining a water right.

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

Very truly yours,

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

gm
enclosures

NOTE: The applicable portions of Water Permit No. 2600-3 are incorporated into this Water License No. 2600A-3.



1966

FARM NO. NAME AND ADDRESS FARM LAND CROPLAND

Tract No. 7-92

Farm No.

Operator

Owner Fred Schaffer

APPL NO. 1467.5 APPL NO. 2600-3

PUMPING STATION
NO. 1

14.9
To be irrigated
By Lane R Miller
County Extension
Agent Garbton
County

S2 S104 9-94-55

NOT TO SCALE

