

2655-3

1. Considered MAY 20 1976
2. Name of Applicant WALLACE JOHNSON
3. Post Office Address GEDDES
4. Amount of water claimed 3.5
5. Source of water supply MISSOURI RIVER
6. Water to be used for IRRIGATION  
Acres to be irrigated 250
7. Water to be diverted and used in CHARLES MIX county  
about 5.5 miles of GEDDES
8. Proof of Publication Received 4-23-76  
Not Received \_\_\_\_\_

st to \_\_\_\_\_  
ved \_\_\_\_\_  
ferred \_\_\_\_\_

2655-3 Wallace Johnson  
9-18-76 Pumping 250 gpm  
8" pipe all 6" diameter  
Electric 220V 3 phase  
+ 4000 ft. NW 3/4  
+ 4000 ft. NE 1/4  
Air Motor - A.E. 100 H.P.  
Model 58365 115V AC 17435018  
3550 RPM  
Pump Control - Model 478100-2  
Ser # 20710

No. 2655-3Map No. 2022-3 Water Division No. 3 Missouri 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 Wallace Johnson  
 Post-office address Geddes, State South Dakota  
 If a corporation show date and place of incorporation \_\_\_\_\_
2. Method of accomplishing work (contract, employment of others, or by direct labor) \_\_\_\_\_
3. Name of diversion work Johnson #2
4. Amount of water claimed (cubic feet per second) 3.5
5. Source of water supply Missouri River
6. Location of point of diversion a point in the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 1, T96N, R67W

County Charles Mix

7. Annual period or periods during which water is to be used April thru October
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 250

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. |
|---------------------------------------------|----------------|------------------|----------------|
| S $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 30  | 80             |                  |                |
| NW $\frac{1}{4}$ , Sec. 31                  | 160            |                  |                |
| SW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 31 | 10             |                  |                |
| All in T97N, R66W                           |                |                  |                |

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 4 years.
11. Name of newspaper for Notice of Intent to Appropriate Water publication Charles Mix County News, Geddes, SD
12. Principal Features of the Proposed Water Supply System.

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

Pump and motor

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

Mainline

C. Works proposed to apply water to beneficial use.

Sprinkler system

Estimated Total Cost \$ \_\_\_\_\_

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 Hughes ) ss.I Wallace E. Johnson, 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 Wallace E. JohnsonSubscribed and sworn to before me this 19th day of March, 1976Betty Westlund

Notary Public (or other qualified officer)

BETTY WESTLUND, Land/Water Clerk II

# WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2655-3

WALLACE JOHNSON  
(Applicant)

GEDDES

(Post Office Address)

SOUTH DAKOTA 57342  
(State)

With the following modifications:

Date of first receipt of application MARCH 19 19 76

Date of return to applicant for correction, amendment, or changes required --- 19 ---

Date of receipt of corrected application --- 19 ---

Approved MAY 20 19 76, Recorded in Book 15 Page 108

WATER RIGHT PERMIT NO. 2655-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2655-3 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 19 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 20 19 78
3. The whole of said work is to be completed on or before MAY 20 19 81
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 20 19 85
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 3.5 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 MAY 20 19 85; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 26<sup>TH</sup> day of MAY 19 76

WATER RIGHTS COMMISSION

By

John Hatch  
Chief Engineer, Executive Officer

Certificate of Construction Issued --- 19 ---

Water License Issued --- 19 ---

Form 6 - Notice of Intent to Appropriate Water

No. 2655

Publish first publication, on or before May 6, 1978

NOTICE  
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

April, 1978

Wallace Johnson

Notice is hereby given that \_\_\_\_\_  
whose post office address is Geddes, 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  
3.5 cubic feet of water per second of time from the Missouri River through the  
\_\_\_\_\_, the point of diversion of which is to be located in the \_\_\_\_\_

SW 1/4 NW 1/4

of Section 1, Twp. 96N, Range 67W. Said water to be used for the purpose  
of providing irrigation on <sup>portions of</sup> the following described land:

SW 1/4, Section 30, NW 1/4, SW 1/4 NE 1/4, Section 31, T97N, R66W

This application No. 2655 will be considered by the Water Rights Commission at their office at  
Pierre upon the 20th day of May, 1978, at 1:00 P. M. All interested  
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES  
Water Rights Specialist

BFJ/bw  
cc:

Wallace Johnson, Geddes, S.D. 57342

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA )  
County Charles Mix ) ss.

I, Harold J. Jaeger, hereby  
certify that the annexed printed copy of Notice of Intent to Appropriate  
Water was taken from the Charles Mix County News.

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

April 15 - 1976

April 22 - 1976

Harold J. Jaeger  
(Signature)

Owner & Publisher  
(Title)

April 22, 1976  
(Date Signed)

NOTICE INTENT TO  
APPROPRIATE WATER

Pierre, South Dakota 57501  
April 8, 1976

Notice is hereby given that  
Wallace Johnson whose post  
office address is Geddes, South  
Dakota, has made an application  
in accordance with the provisions  
of the water laws of South Dako-  
ta for a permit to appropriate for  
beneficial use 3.5 cubic feet of  
water per second of time from  
the Missouri River through the,  
the point of diversion of which  
is to be located in the SW $\frac{1}{4}$   
NW $\frac{1}{4}$  of Section 1, Twp. 96N,  
Range 67W. Said water to be used  
for the purpose of providing ir-  
rigation on portions of the follow-  
ing described land:

S $\frac{1}{2}$  SW $\frac{1}{4}$ , Section 30; NW $\frac{1}{4}$ ,  
SW $\frac{1}{4}$ , NE $\frac{1}{4}$ , Section 31, T97N,  
R66W.

This application No. 2655-3 will  
be considered by the Water  
Rights Commission at their of-  
fice at Pierre upon the 20th, day  
of May, 1976, at 1:00 P.M. All  
interested persons may appear  
and be heard.

WATER RIGHTS  
COMMISSION

By: BURTON F. JONES  
Water Rights Specialist  
Pub. April 15 & 22, 1976



# Department of Water & Natural Resources

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

March 27, 1987

WALLACE E. JOHNSON  
RR 2, BOX 22  
GEDDES, SD 57342

## NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation  
Questionnaire

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 1944-3, 1607-3, 1534-3, 4642-3, 2655-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 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 2:00 pm, May 6, 1987 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). 1944-3, 1607-3, 1534-3, 4642-3, 2655-3 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

NOTE: If the questionnaire(s) is received in this office before the hearing date, your name will be deleted from the agenda for the hearing.

**SOUTH DAKOTA Department of  
Water & Natural Resources**

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

April 24, 1987

|        |                   |
|--------|-------------------|
| 1534-3 | <del>1607-3</del> |
| 1944-3 | <del>2655-3</del> |
| 4601-3 | 4642-3            |

Wallace E Johnson  
RR #2 Box 22  
Geddes, SD 57342

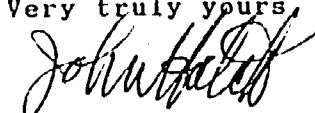
Dear Mr. Johnson:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaires. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit Nos. 1534-3, 1607-3, 1944-3, 2655-3, 4601-3, and 4642-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,



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



2655-3

DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

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

July 21, 1994

Permit No. 4642-3

Wallace E. Johnson  
RR 2, Box 22  
Geddes, SD 57342

Dear Mr. Wallace:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water License No. 1944-3 and Water Permit Nos. 2655, 4601-3 and 4642-3 has been completed. Your final water right document, the Water License, can now be issued. Upon licensing, the applicable portions of Water License No. 1944-3 and Water Permit Nos. 2655-3 and 4601-3 will be incorporated into 4642-3.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

Please Remit fee to:  
Department of Environment & Natural Resources  
Water Rights Division  
523 E. Capitol  
Pierre, SD 57501-3181

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

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

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



2655-3

DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

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

NOV 16 1994

4642-3

Wallace E. Johnson  
RR 2, Box 22  
Geddes, SD 57342

Dear Mr. Johnson:

Enclosed is Water License No. 4642-3 and Receipt No. 414235 for \$50.00 which was assessed for an inspection and issuance of the license. Water License No. 4642-3 is the final document which completes the process of obtaining a water right.

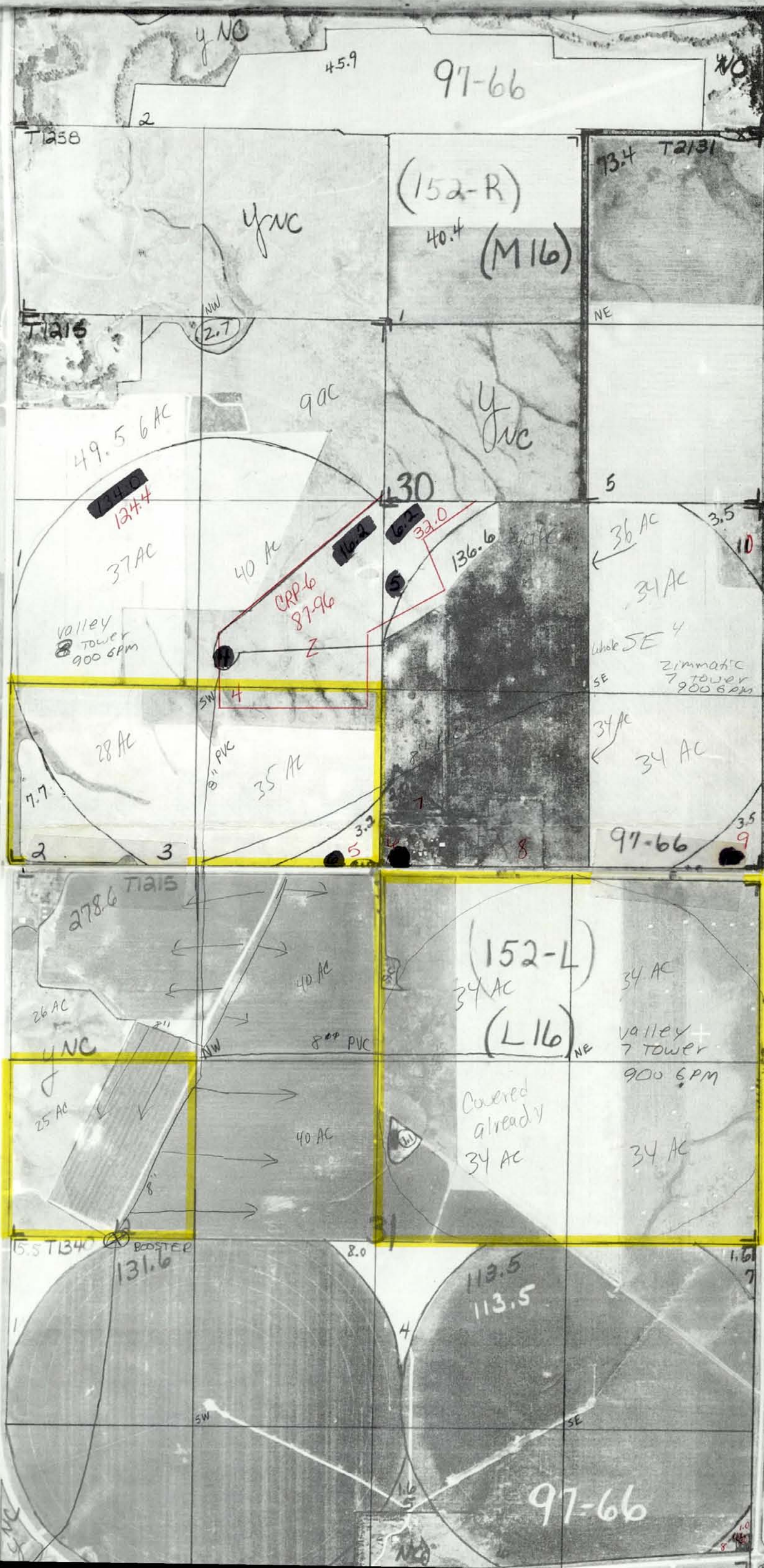
As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

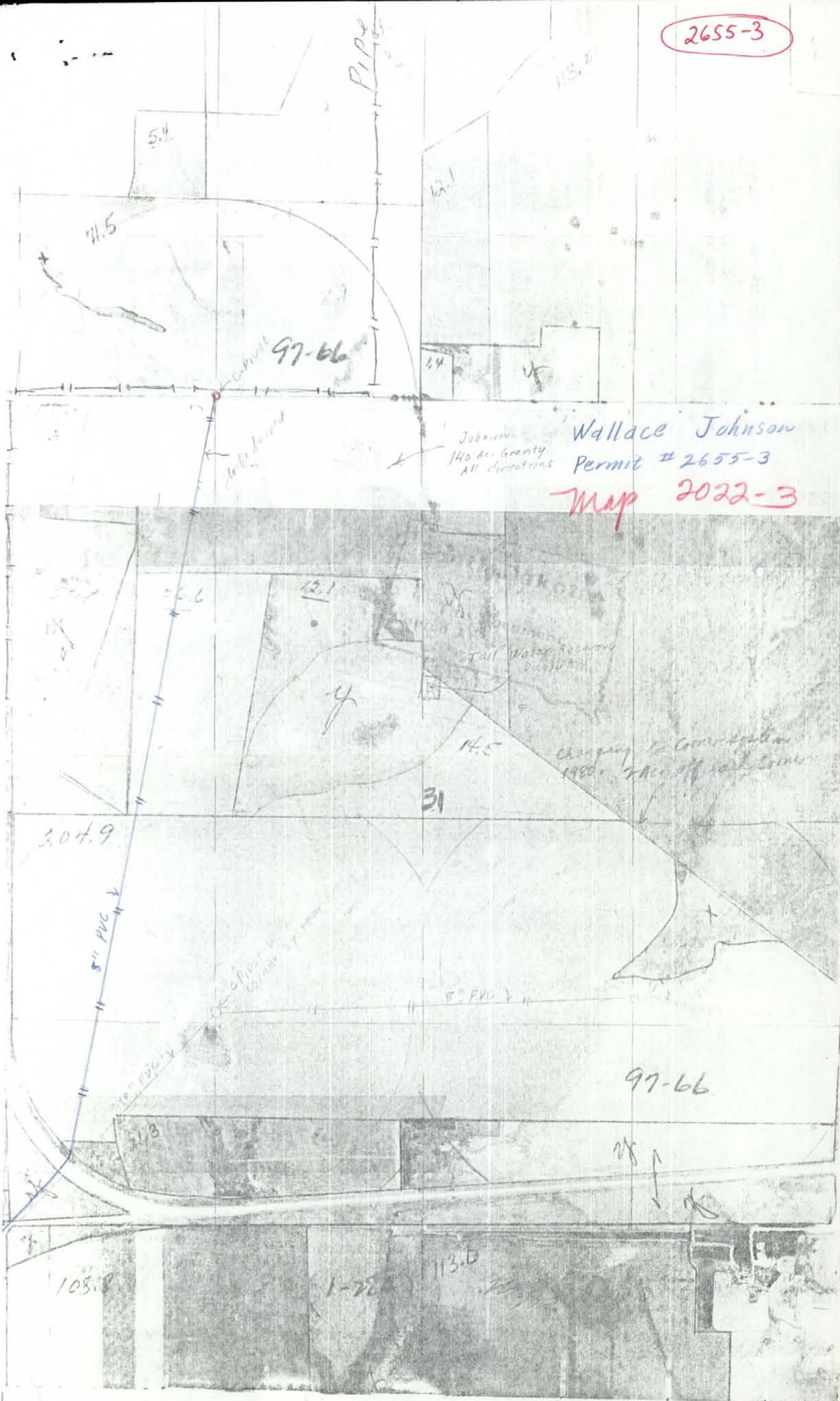
Very truly yours,

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

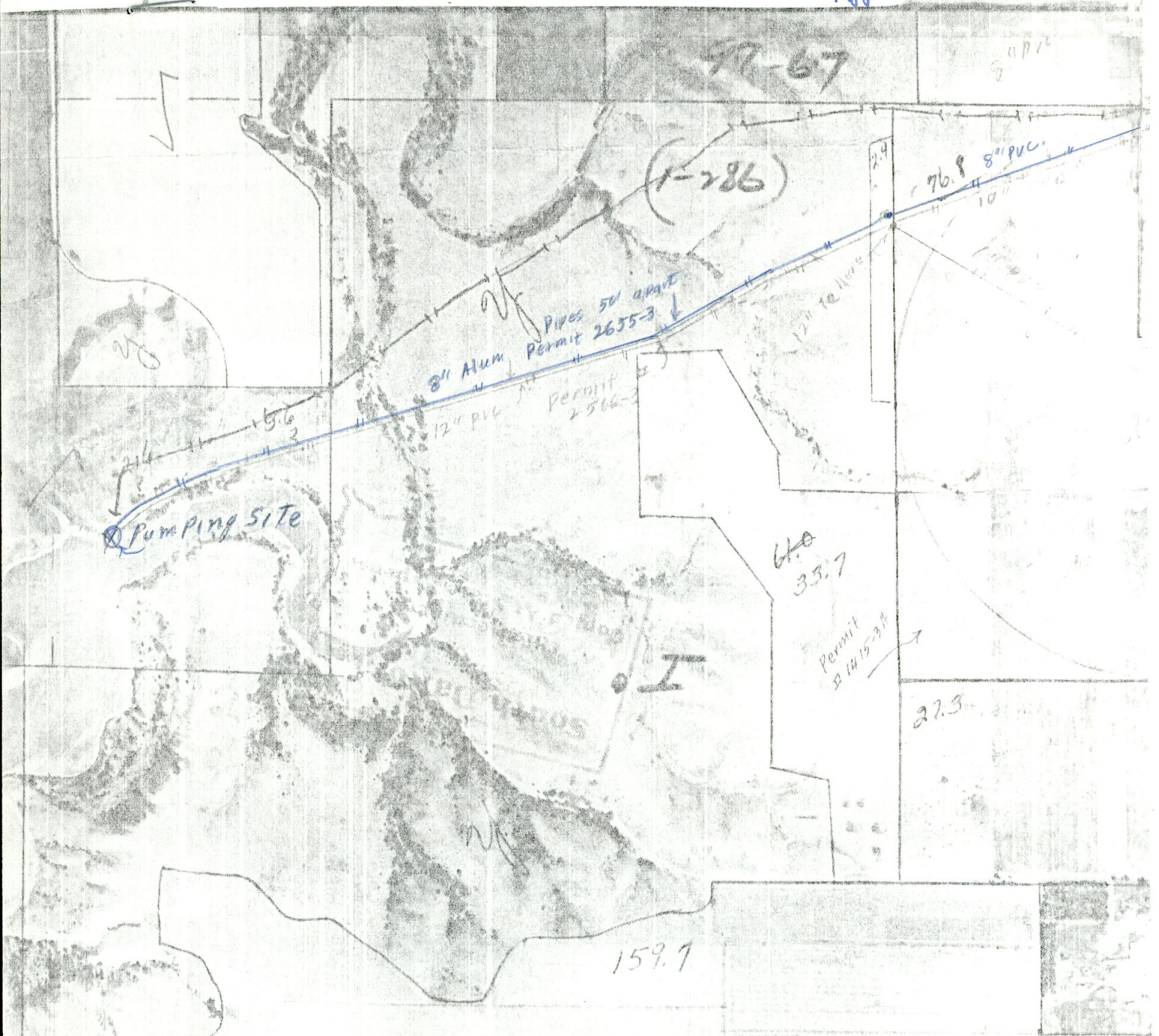
ks  
enclosures

NOTE: The applicable portions of Water License No. 1944-3 and Water Permit Nos. 2655-3 and 4601-3 have been incorporated into this Water License No. 4642-3.





App 1.2 2655-3



Wallace Johnson  
Permit # 2655-3.

*Map # 223*  
96-67

NOT TO SCALE

