

2663-3

1. Considered MAY 20, 1976
2. Name of Applicant EVERETT LEE
3. Post Office Address BRUCE
4. Amount of water claimed 2.75
5. Source of water supply 2-40' DEEP WELLS
6. Water to be used for IRRIGATION
- Acres to be irrigated 194
7. Water to be diverted and used in BROOKINGS county
about 2N, 1W miles of BRUCE.
8. Proof of Publication Received 5-3-76
Not received
9. Application Approved
Subject to
Not Approved
Action deferred
10. Remarks:

No. 2663-3Map No. 2029-3 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 Everett Lee - Sand Col/Expansion to Robert Houser
 Postoffice address Rt 1 Box 3 Bruce, State South Dakota - 57220
 If a corporation show date and place of incorporation N. A.

2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract & Direct Labor

3. Name of diversion work Everett Lee Irrigation Project #1

4. Amount of water claimed (cubic feet per second) 4.75

5. Source of water supply 2 wells

6. Location of point of diversion #1 - 185'0" N 45'0" W of SE corner Sec 35 - 112 - 51
#2 - 930' N 45'0" E of SW corner Sec 36 - 112 - 51

County Brookings

7. Annual period or periods during which water is to be used April through 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 194

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.
NW 1/4 of SE 1/4 Sec 35 - 112 - 51	40	SW 1/4 of SW 1/4 Sec 36 - 112 - 51	38
NE 1/4 " " " "	39		
SW 1/4 " " " "	39		
SE 1/4 " " " "	38		

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 Brookings Register

12. Principal Features of the Proposed Water Supply System.

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

2 wells

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

closed conduit

C. Works proposed to apply water to beneficial use.

center pivot irrigation machine & hose pull
+ rotating gun

Estimated Total Cost \$50,000

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 Brookings

I, Robert Houser 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 Robert Houser

Subscribed and sworn to before me this 1 day of March 1976

John L. Williams
 Notary Public (or other qualified officer)

P. E. H. 1976

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2663-3
EVERETT LEE 9/0 ROBERT HOUSER RT #1, Box 3, BRUCE
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57220 With the following modifications:
 (State)

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 MARCH 16, 1976
 Date of return to applicant for correction, amendments or changes required — 19 —
 Date of receipt of corrected application APRIL 2, 1976
 Approved MAY 20, 1976, Recorded in Book 15 Page 113

WATER RIGHT PERMIT NO. 2663-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2663-3 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 16, 1976
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 20, 1978
3. The whole of said work is to be completed on or before MAY 20, 1981
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 20, 1984
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 2.75 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, 1984; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 8TH day of JUNE, 1976

WATER RIGHTS COMMISSION

By:

John H. H. H.
 Chief Engineer, Executive Officer

Certificate of Construction Issued —, 19 —

Water License Issued —, 19 —

2 Nearly identical wells

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 3.0", Depth 40'
(2) Casing Type Steel (wood, concrete, steel, etc) Diameter 14" Thickness 3/16"
(3) Perforated Screen.
Type Cont. 400s slot, Diameter 14", Length 10'
(4) Gravel Pack, Thickness 5", Length of gravel pack 2.0'

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 0' to 3' - overburden
3' to 6' silty sand; 6' to 40' mixed sand
& gravel; 40' + clay

Depth to top of water bearing material 6'
Depth to bottom of water bearing material 40'
Thickness of water bearing material 34'
Depth to water (ground surface to water level) 6'

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

On same owner's property No Supply rds. On property owned by others 80 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.

Robert House
Signature of Applicant

March 25, 1976

Mr. Bob Houser
R.R. #1, Box 3
Bruce, SD 57220

Dear Mr. Houser:

The completed and notarized WI-1 form pertaining to your application for a water permit in section 35, township 112N, range 51W, has now been received. We have earlier sent to you the original copy of the report of analysis of water sample #76-175 from the southeast quarter of the above section. The water is of very good quality, having a conductivity of 636 and a sodium adsorption ratio of 0.27. Thus, this poses no problems as far as chemical changes in the soil are concerned.

On the assumption that the water use permit and eventual water right will go to the landowner, I am inserting the name Everett Lee and his address in Rock Island, IL on the WI-1 form so that the State Conservation Commission and the Water Rights board may have this information. If, however, the water rights or water use permit is to be issued in your name, you should write directly to the State Conservation Commission, attention Mr. Al Griffiths, and so advise them.

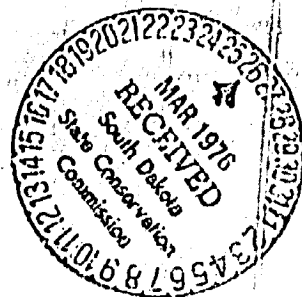
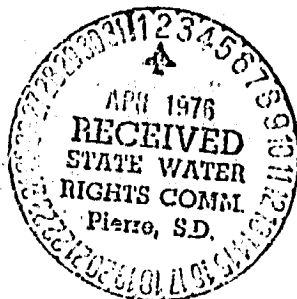
A copy of this letter, including a copy of the water analysis, and the WI-1 form, and soils map are being sent to the State Conservation Commission for their action. I am returning to you the irrigation design sheet which was prepared by the Soil Conservation Service for you. This is something you may want to use in the future. I am also enclosing a copy of AES publication #13 with the approximate quality of this water indicated by a red cross in the chart on the outside back cover.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF/ckb
Enclosures
cc: State Conservation Commission
Don Boone, County Extension Agent
Everett Lee



CONSERVATION
COMMISSION
FORM VI #1

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION S.D.
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED

(THIS FORM REQUIRED FOR PROPOSED GROUND WATER IRRIGATION ONLY)

NAME Bob Houser (operator) (Everett Lee - Owner)
ADDRESS Rt. 1 Box 3 Bruce S.D. 5703-24 Av. Rock Island T.II. 61201
COUNTY Brookings

LEGAL DESCRIPTION

1. WELL LOCATION In the middle of sec. 35
2. LOCATION OF AREA TO BE IRRIGATED SE 1/4 Sec 35 T 112 N R 51 W

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT ☒ undecided between these 2
4. CROPS TO BE IRRIGATED Corn or/and wheat

WATER QUALITY

5. SAMPLE NUMBER 76-175
6. SALINITY (EC x 10⁶) 3636
Sodium - 12 ppm - 0.52 me/l or 6.25 % of cations
EC 5 36 at 25°C
7. SODIUM (SAR) 0.27
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0.00

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and:
the soils information has been acquired from Brookings Conservation District,
County Extension office or Soil Conservation Service.
and:
that the legal description for the location of the well and land to be irrigated is true
and correct.

Robert Houser
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
17th DAY OF MARCH 1976.

Robert Houser
Notary Public, Brookings Co., S. Dak.

My Commission Expires August 25, 1977 (SEE INFORMATION ON REVERSE SIDE)

Robert Houser
APPROVED/DISAPPROVED

MAP

See aerial photo
attached

NARRATIVE

Base camp, rolling; (about 35%)

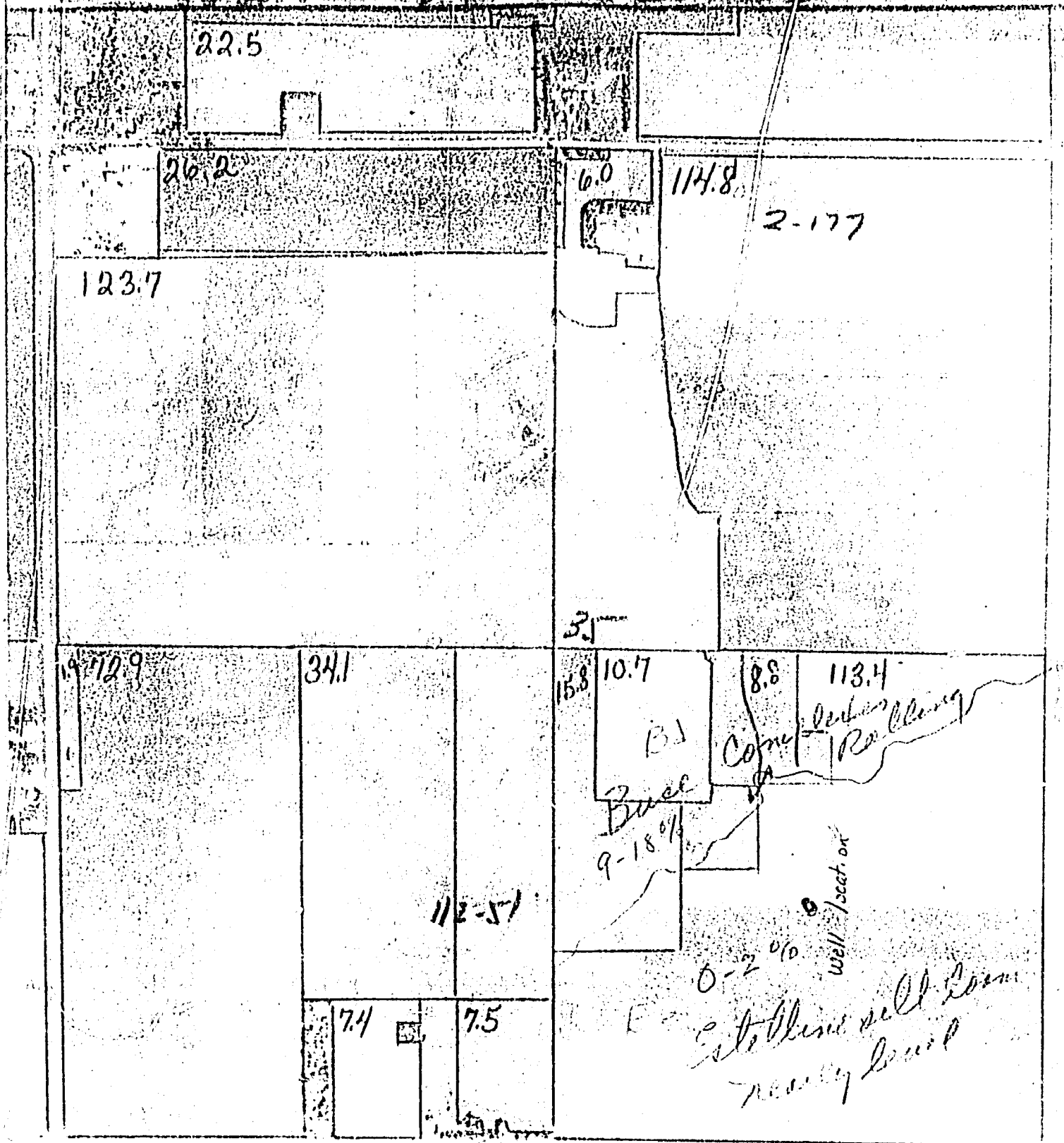
9-18% slope. Thin soil over
glacial till, high erosion (water)
Lizard. Excessively drained, developed
in loam - clay loam glacial till

Estelline silt loam nearly level (about 65%)

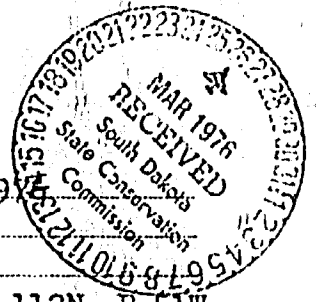
0-2% slope

24-60 inches of calcareous, medium-textured
loess over gravel and sand, on terraces

NOT TO SCALE



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



Submitted by: Bob Houser
Address: Iruee, SD 57220

Date Rec'd March 3, 1976
Sample No. 76-175
Identification Well-40
St. Sec. 35, T. 112N, R. 51W

WATER ANALYSIS

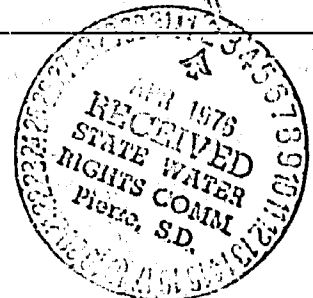
Calcium (Ca)	89	ppm*	4.45	me/l**
Magnesium (Mg)	39	ppm	3.20	me/l
Sodium (Na)	12	ppm	0.52	me/l
Potassium (K)	4	ppm	0.09	me/l
Sulfate (SO ₄)	118	ppm	2.45	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	10	ppm	0.27	me/l
Bicarbonate (HCO ₃)	298	ppm	4.88	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	244	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	636	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.27			
Sodium	6.29	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.36			
Others:				

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 8.26 me/l
Total anions 7.60 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. 76-175

Amount Enclosed \$

Signed

Form 6 - Notice of Intent to Appropriate Water

No. 2663-3

Published first publication, on or before May 6, 19 76

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

April 13, 19 76

Notice is hereby given that Everett Lee

whose post office address is Bruce, 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

2.75 cubic feet of water per second of time from the ground water through the Everett Lee Project #1, the point of diversion of which is to be located in the

Center of the SE $\frac{1}{4}$, Section 35 and the SW $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 36, Twp. 112N, Range 51W. Said water to be used for the purpose

of providing irrigation on ^{portions of} the following described land:

SE $\frac{1}{4}$, Section 35, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 36, T112N, R51W

This application No. 2663-3 will be considered by the Water Rights Commission at their office at Pierre upon the 20th day of May, 19 76, 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:

Robert Houser, Route 1, Box 3, Bruce, S.D. 57220

500R

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

No. 2663-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Brookings) ss.

I, James M. McLeellan Jr. hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Brookings Daily Register

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 Brookings

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

April 23, 1976

April 30, 1976

James M. McLeellan Jr.
(Signature)

Editor-General Manager
(Title)

4-30-76
(Date Signed)

Legal No. 202 - April 23 & 30
NOTICE
INTENT TO APPROPRIATE WATER
Pierre, South Dakota 57501
April 13, 1976
Notice is hereby given that Everett
Lee whose post office address is Bruce,
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 2.75
cubic feet of water per second of time
from the groundwater through the
Everett Lee Project No. 1, the point of
diversion of which is to be located in the
Center of the SE 1/4 Section 35 and the
SW 1/4 SW 1/4 of Section 36, Twp. 112N,
Range 51W. Said water to be used for the
purpose of providing irrigation on
portions of the following described land:
SE 1/4 Section 35, SW 1/4 SW 1/4 Section
36, T112N, R51W, S41E, 1/4 Sec. 36.
This application No. 2663-3 will be
considered by the Water Rights
Commission at their office at Pierre
upon the 20th day of May, 1976, at 1:00
P.M. All interested persons may appear
and be heard.
WATER RESOURCES
COMMISSION
BURTON F. JONES
Water Rights Specialist



Form 10.

No. 2663-3



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 _____

Date May 24 1977

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. 2663-3

Water Right Permit No. 2663-3 states that the diversion system is to be constructed by May 20, 1981 and that the water is to be put to beneficial use by May 20, 1984.

The diversion system was completed on May 4, 1977. Applying the water to beneficial use was completed on May 12, 1977.

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.

Robert Houser
(Signature)



Department of Water & Natural Resources

Joe Foss Building
623 East Capitol
Pierre, South Dakota 57501-3181
April 12, 1985

Robert Houser & Everett Lee
705 6th Ave
Brookings SD 57006

Notice

Re: Violation of Requirement To Submit 1984 Irrigation Questionnaire

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s) 2663-3. The request for the Questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 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 10:30 a.m., May 15, 1985 in the Civil Defense Room, State Capitol Building, Pierre, South Dakota.

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). 2663-3 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.

Sincerely,

John Hatch
John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

NOTE: If the questionnaire(s) is received in this office before the May 15th hearing date, your name will be deleted from the agenda for the hearings.



Department of Water & Natural Resources

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Robert Houser & Everett Lee
705 6th Avenue
Brookings, SD 57006

FROM: John Hatch, Chief Engineer
Water Rights Division 773-3352

SUBJECT: Amendment to Water Permit No(s). 2563-3.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 2563-3 to add the following qualification:

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

The addition of this qualification to your Permit means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water permit and no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.



Department of Water & Natural Resources

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

Attachment to Water Permit No(s). 2663-3

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 2663-3 to add the following qualification:

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

SOUTH



Department of Water & Natural Resources

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Robert Houser & Everett Lee
705 6th Avenue
Brookings, SD 57006

FROM: John Hatch, Chief Engineer
Water Rights Division 773-3352

SUBJECT: Amendment to Water Permit No(s). 2663-3.

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The addition of this qualification to your Permit means that failure to submit the required Irrigation questionnaire in the future could result in suspension of the water permit and/no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.





Department of Water & Natural Resources

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

Attachment to Water Permit No(s). 2663-3

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 2663-3 to add the following qualification:

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

Dear John,

I have written to you in the past and advised you that I no longer farm or irrigate. This farm was turned back to FIA in 1984. All request for this ~~the~~ information should be made to FIA office, Brookings, S.D. I have not farmed this land since 1983.

Sincerely
Bob Hansen

my new address is
Box 266 Lake Preston, S.D.
57249



2663-3

WATER RIGHTS DIVISION
(605) 773-3352

August 8, 1985

Arnold Claeys
County Supervisor
Farmers Home Administration
619 5th Avenue
Brookings, South Dakota 57006

Dear Mr. Claeys:

Enclosed is a copy of Water Permit No. 2663-3, listed in the name of Everett Lee. Correspondence concerning the permit has been sent to Robert Houser, as operator, in the past. Mr. Houser has indicated to our office that the land covered under Water Permit No. 2663-3 has been turned over to the FHA. In order to bring our files up-to-date, it is necessary for you to file a notice of transfer with our office.

Enclosed is a partially completed transfer form. The form should be checked over, dated and signed by the owner in the presence of a notary public. Upon completion of the form, it should be returned to our office with the required filing fee of \$2.50. The permit can then be transferred to the FHA. If there is an operator for the irrigation system, please specify the name and mailing address on the bottom of the transfer notice or on a separate sheet. This will enable us to mail the yearly irrigation questionnaire to the proper party.

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.

In checking over the permit, a discrepancy was found between the soil/water compatibility approval and the wells and acres on the permit. In order to clear this up, please submit a map showing the acres irrigated and the location of the well (s). Upon receipt of this information, further steps can be taken to validate the permit.

Sincerely,

Genny McIlath
Natural Resources Analyst

GH:ms
Enc.

No. 2663-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: August 20, 1985

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

194 acres - SE $\frac{1}{4}$ of Section 35; SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, T112N, R51W

formerly owned by Everett Lee, c/o Robert Houser, 705 6th Ave., Brookings, SD 57006
has been transferred to Farmers Home Administration, 619 Fifth Avenue, Brookings, SD 57006
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by
Water Right Permit No. 2663-3 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 BROOKINGS) ss.

I/ The United States of America 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 infor-
mation herein stated is true.

The United States of America
By: Arnold P. Claeys
(Signed)
Arnold P. Claeys
County Supervisor, FmHA

Subscribed and sworn to before me this 20th Day of August, 1985.

Thane M. Bjork
(Notary Public)

My commission expires: 6/20/92

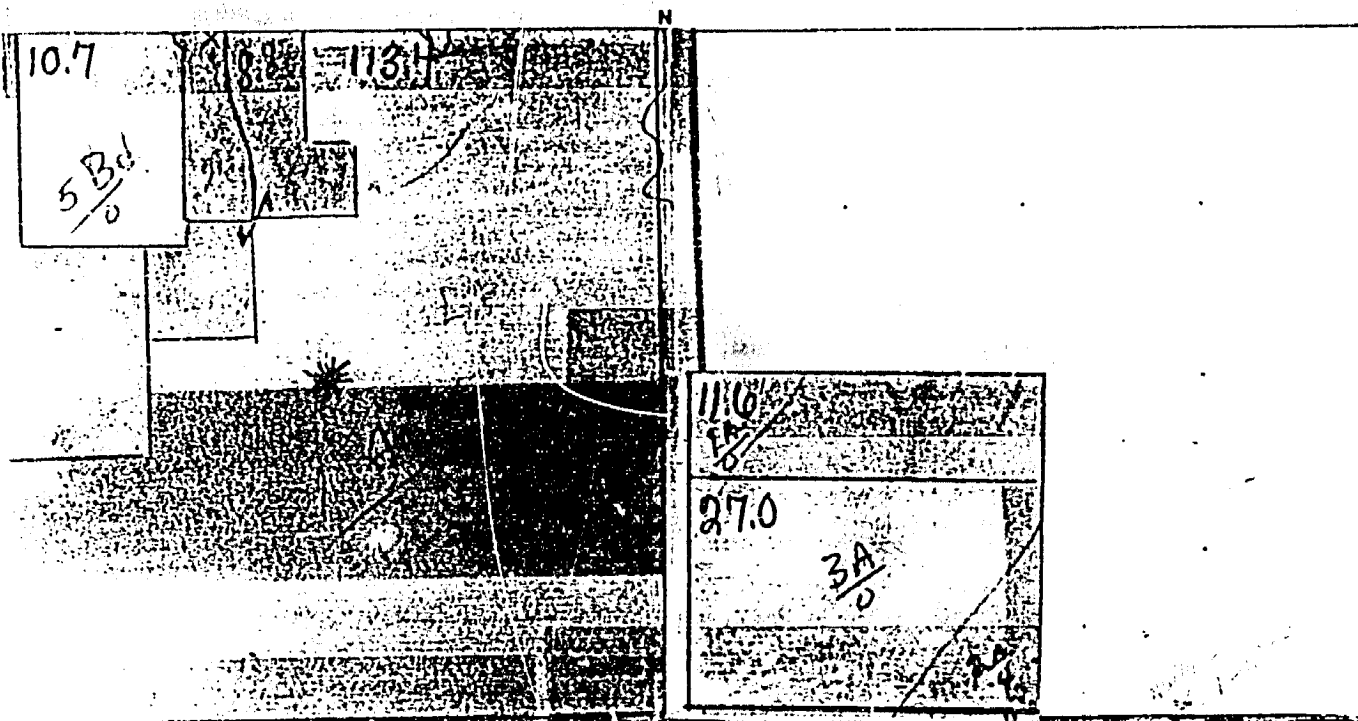
WNR-820-9/83
Notice of Transfer of Water Permit

DATE DESCRIPTION

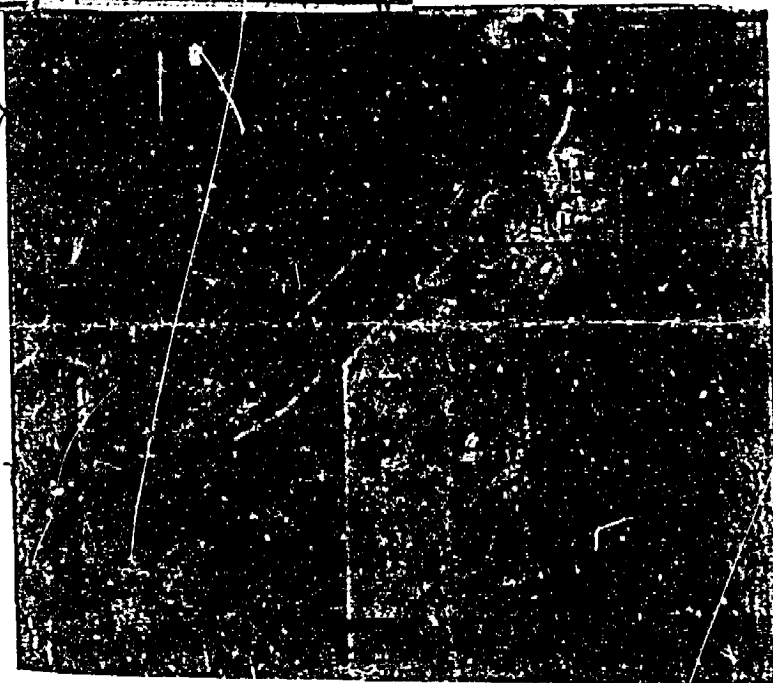
MAP OF FARM

APPLICANT'S NAME NOBLET, HONEST

4-1-11-51
 4-35-112-51
 5-4-5-36-112-51



* Indicates location
 of the only well.
 This quarter is all
 that is irrigated.



LEGEND	SOIL TYPE	SLOPE	EROSION
CALL	1. <u>Solbilla</u> <u>Lamona</u> <u>Fourville</u>	A. <u>0</u> TO <u>3</u> % B. <u>3</u> TO <u>8</u> %	0 No appreciable 1 Less than 25% 2 25 to 75% 3 Over 75%
	2. <u>Solbilla</u> <u>Bur</u>	C. <u>10</u> % D. <u>10</u> %	

U. S. DEPARTMENT OF AGRICULTURE
 FARMERS HOME ADMINISTRATION
 FIA 422-3 (Rev. 8-9-84)

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 410160

Pierre, August 22, 1985

RECEIVED OF Farmer's Home Administration, 619 Fifth Ave., Brookings, SD 57006

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 2663-3 _____

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fees for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By

John Hatch
Chief Engineer JOHN HATCH (ins)

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

August 23, 1985

Farmer's Home Administration
619 Fifth Avenue
Brookings, South Dakota 57006

Dear Sir:

Enclosed is receipt No. 4 10160 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 2663-3.

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

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.



Department of Water & Natural Resources

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

March 23, 1987

A CLAEYS- FARMERS HOME ADM
619 FIFTH AVE
BROOKINGS, SD 57006

NOTICE

Re: Violation of Water Permit No(s). 2663-3

Our records indicate that the 1986 Irrigation Questionnaire has not been received for Permit No(s). 2663-3. 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 permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 2663-3 qualification:

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

The hearing(s) will be at 2:00 pm, May 6, 1987, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) 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. Suspend Permit No(s). 2663-3 until either the 1986 Questionnaire is submitted or for a period of up to one 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, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

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

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

April 15, 1987

2666-3

A Claeys
Farmers Home Administration
103 22nd Ave #A
Brookings, SD 57006-2653

Dear Mr. Claeys:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaire. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit No. 2666-3 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

**South Dakota Department of
Water & Natural Resources**

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

2663-3

January 29, 1988

FARMERS HOME ADMINISTRATION-Arnold Claeys
103 22ND AVE #A
BROOKINGS, SD 570062653

NOTICE

Re: Violation of Water Permit No(s). 2663-3

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 2663-3. 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 permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 2663-3 qualification:

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

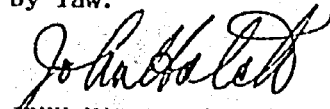
The hearing(s) will be at 9:00 am, March 2, 1988, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) 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. Suspend Permit No(s). 2663-3 until either the 1987 Questionnaire is submitted or for a period of up to one 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 March 2 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

Sent

2-17-88

Dear Mr. Hatch,

As by your attached copy of your 1-28-88
letter, you indicated a questionnaire had not been returned.
I am the new county supervisor who was recently transferred
into the Brookings office. I do not find the
1987 Oregon questionnaire in our files so could you
please send one to our office again. Thank you.

David R. Hansen

103 22nd Ave "A"

Brookings, S.D. 57006



DATE MICROFILMED

CAMERA OPERATOR



Department of Water & Natural Resources

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

March 9, 1988

2663-3

David R Franssens
Farmer's Home Admin.
103 22nd Ave #A
Brookings SD 57006

Dear Mr. Franssens:

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. 2663-3 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 was 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

DATE RECORDED

CAMERA OPERATOR

SOUTH DAKOTA
Department of
Water & Natural Resources

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

March 2, 1989

2663-3

Richard Ford
RR #2 Box 265
Bruce, SD 57220

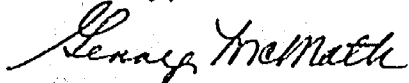
Dear Mr. Ford:

Enclosed is a partially completed "Notice of Transfer" for use in filing an ownership change on Water 2663-3. The permit is currently listed in the name of Farmers Home Administration. Please check over the form and sign in the presence of a notary public. Upon completion of the form, return it to our office with a required filing fee of \$2.50.

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.

If you have any questions, please contact us.

Sincerely,



GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosure

NO. 2663-3



NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 3-12-89

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

194 acres - SE $\frac{1}{4}$ Section 35, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, T112N, R51W

formerly owned by Farmers Home Administration, Brookings, SD

has been transferred to Rick and Deb Ford RR2 Box 265, Bruce S.D. 57220
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 2663-3 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 Brookings) ss.

I, Rick Ford 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.

Rick Ford
(Signed)

Subscribed and sworn to before me this 17th Day of March 1989.

[Signature]
(Notary Public)

RECEIPT

Division of Water Rights
South Dakota Department of Water and Natural Resources

1693

Pierre, March 20

1989

RECEIVED OF Rick & Deb Ford, RR #2, Box 265, Bruce, SD 57220
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 Water Right Permit No. 2663-3 _____	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 *John Hatch*
Chief Engineer John Hatch/mra

2663-3

South Dakota
Department of
Water & Natural Resources

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

May 2, 1989

Rick & Deb Ford
RR #2, Box 265
Bruce, SD 57220

Dear Mr. & Mrs. Ford:

Enclosed is Receipt No. 411693 in the amount of \$2.50 which you paid for transfer of Water Right No. 2663-3.

Our records do not reflect you as the owner of this Water Right.

Sincerely,

Marie R. Arthur

MARIE R. ARTHUR
Secretary
Water Rights Division
(605) 773-3352

enclosure





Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 2663-3

May 6, 1988

Farmers Home Administration
619 5th Avenue
Brookings, South Dakota 57006

Dear Sir:

The inspection of your water use system and inspection of the extent of the application of water to beneficial use, as developed under your Water Right No. 2663-3 has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuing of the Water License. Upon receipt of the \$50.00 fee from you, your Water License will be sent to you.

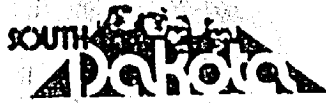
South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until this \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Maxine Stirling
Secretary

NOTE: On check or money order, please indicate the number of the water permit. This insures proper handling of the fee.

DWNR-814 8/83



Department of Water & Natural Resources

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

February 17, 1989

SECOND NOTICE

Permit No. 2663-3

NOTICE OF WATER LICENSE INSPECTION FEE REQUIREMENT

A Claeys
Farmers Home Administration
619 5th Avenue
Brookings, SD 57006

Dear Mr. Claeys:

On May 6, 1988, you were notified the final inspection fee of \$50.00 is due before Water License No. 2663-3 can be issued. As of this date, the fee has not been received.

The fee is a final step in the legal process of obtaining and perfecting a water right and is required by SDCL 46-2-13(3). Upon receipt of the \$50.00 fee, your Water License will be sent to you. This is the final document for the perfection of your Water Right. A perfected water right is similar to a property right and once a water right is perfected, it cannot be lost as long as the water is used.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the License fee has been paid. Please submit the required fee immediately to avoid jeopardizing your water permit.

Very truly yours,

John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352



SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1 ☒ Show to whom delivered, date, and addressee's address. ☒ 2 ☐ Restricted Delivery.

3 Article Addressed to:

A. Claeys
Farmers Home Ad.
619 S. M Ave
Brookings SD 57006

4 Article Number

P 321 925 686

5 Type of Service:

☒ Registered ☐ Insured
☐ Certified ☐ COD
☐ Express Mail

Always obtain signature of addressee or agent and DATE DELIVERED:

6 Signature - Addressee

X

8 Signature - Agent

X

7 Date of Delivery

2 / 21 / 89

8 Addressee's Address (ONLY if requested and fee paid)

Water Rights Division - DWR
Conversation or File Documentation

File No. 2663-3

NAME OF PERSON OR FILE: Jim Stutkel (Soil Conservation Office)

ADDRESS: Anderson Bldg COUNTY

DATE: 4-11-88 TELEPHONE 773-3259

RE: Soil-Water compatibility, for Permit No 2663-3.

COMMENTS:

I called Jim Stutkel about soil-water ^(SW) problems with WR Permit No. 2663-3. The SW application stated the well was in the middle of Sec. 35 of T112N, R5W, and the lands to be irrigated were the SE $\frac{1}{4}$, Sec 35 T112N, R5W.

The application had the well locations at the center of SE $\frac{1}{4}$, 35, 112-S1 & SW $\frac{1}{4}$, SW $\frac{1}{4}$, 36, 112-S1 while the lands to be irrigated were the SE $\frac{1}{4}$, 35, 112-S1 & SW $\frac{1}{4}$, SW $\frac{1}{4}$, 36, 112-S1. The lands & well in Section 36 were never developed.

Thus, for what was developed the lands on the S-W & Permit applications are identical and the well location on S-W vs permit actual construction are less than 2000' apart. According to Mr. Stutkel this is acceptable then, especially in Breckinridge County.

Soil-Water application is O.K. as received.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Thomas M. Pearson

Department of Agriculture
WI#1
5/87

SOIL/WATER COMPATIBILITY PERMIT
Division of Conservation

Office Use Only

4253

WR#

OWNERS NAME: Farmer's Home Administration OWNERS ADDRESS: 103A - 22 Ave.

COUNTY LAND LOCATED IN: Brookings PHONE: 602-1442

LEGAL DESCRIPTION:

1. LOCATION SW 1/4, SW 1/4, 36-112-51

☒ Well

☐ Surface

Depth: _____

Legal Description	Acres	Legal Description	Acres
SW 1/4, SW 1/4, 36-112-51	33		

2. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: XX GUN: _____ OTHER: (Specify) _____

3. CROPS TO BE IRRIGATED: _____

WATER QUALITY: 85-0310

4. WATER SAMPLE NUMBER: 85-0310

7. ADJUSTED (SAR): 0.29

5. SALINITY (EC X 10⁶): 360

8. PERCENT SODIUM: 5.07

6. SODIUM (SAR): 0.16

Requirements:



Keith L. Harrier
Director, Division of Conservation

7/8/1988
Date

☒ APPROVED
☐ DISAPPROVED
☐ WAIVER

☐ REQUIREMENTS

Soil/water permits will be recorded by the Department of Agriculture, with the County Register of Deeds.

MANAGEMENT FORM

4258
APPROVED

NAME OF APPLICANT: Farmers Home Administration
LEGAL DESCRIPTION: SW 1/4 SW 1/4 36-112-51

REQUIREMENTS:

MANAGEMENT RECOMMENDATIONS:

We recommend the use of conservation tillage to conserve soil moisture and to control erosion. We also feel you should be aware of the small area of Lamoure in the southeastern corner which may cause some problems due to wetness.

DATE

7/8/88

SIGNATURE

James Lewis Stukel



Water Rights Division - DWR

File No. 2663-3

Conversation or File Documentation

NAME OF PERSON OR FILE: Register of DeedsADDRESS: Brookings, SD COUNTY BrookingsDATE: 4-13-88 TELEPHONE 692-2724RE: Well log for Permit No 2663-3.

COMMENTS:

I called the Brookings Register of Deeds office to see if the well log with Bob Houser as the owner was in the correct quarter section. The log stated the well was in the SW $\frac{1}{4}$ of Sec. 35, T112N, R51W. The county files indicate that Mr. Houser did not own or lease any land in that quarter in 1976 or 1977. He did have a contract for deed ^(in 1977) with Everett Lee on the SE $\frac{1}{4}$ of 35, 112-51, as the Permit shows. It appears that the well construction file gives the incorrect location of the irrigation well.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Charles M. Branson

Water Rights Division - DVNR
Conversation or File Documentation

File No. 2663-3

NAME OF PERSON OR FILE: Lacey Well Drilling

ADDRESS: Trent? COUNTY Moody

DATE: 4-14-88 TELEPHONE 428-5686

RE: Well Log For 2663-3

COMMENTS:

Called Lacey Well Drilling, talked to Ed Lacey
Asked him if they had a log from SE 1/4 of Sec. 35,
T 112 N, R 51 W under name of Bob Houser or Everett
Lee. Told him we may have the log but the well location
is in the wrong quarter. Ed Lacey said he would ask
Jim Lacey about it when he gets in and they would
get back to me.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Thomas M. Brubaker

Water Rights Division - DWR
Conversation or File Documentation

File No. 2663-3

NAME OF PERSON OR FILE: Bob Houser

ADDRESS: Lake Preston, SD COUNTY Kingsbury

DATE: 5-5-88 TELEPHONE 847-4285

RE: Location of well on Log in WR File.

COMMENTS:

An irrigation well log in our files has Bob Houser as the owner. The well was located in the SW 1/4 of Section 35, T112N, R51W, but the system Bob Houser operated under Permit 2663-3 was in the SE 1/4 of Section 35, T112N, R51W.

I called Mr. Houser and he confirmed that the only irrigation production well he drilled in that area was one well in the SE 1/4 of the section. He did not own or operate land in the SW 1/4, and he stated that the well location on the sheet must have been wrong.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Sharon M. Brubaker

Permit No. 2663-3BIG SIOUX RIVER Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWRN, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system ^{Now owned} ~~constructed~~ by FARMERS HOME
ADMINISTRATION of 619 5th Avenue
BROOKINGS, SD holder ofPermit No. 2663-3, bearing the priority of MARCH 16, 1976 authorizingthe diversion of 2.75 cu. ft. per second of the waters of GROUNDWATERfor IRRIGATION purposes, in BROOKINGS County.

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

A. Works used to divert the water:

1 61' DEEP WELL WITH 50' OF 14" STEEL CASING & 12' BY 14" JOHNSON SS SCREEN
A WESTERN LAND ROLLER PUMP, 60HP, 800 GPM CAPACITY, HEADNO.-8M, SERIAL #
POWERED BY A 75HP USELECTRIC HIGH THRUST MOTOR, TYPE-RU, 1770 RPM, ID# R-6321 E 1728
B. Works used to transport water to place of use: R 2108334 S35' OF 10" ALUMINUM MAINLINE PIPE (ABOVE GROUND) FROM
WELL TO PIVOT.

C. Works used to apply water to beneficial use:

AN ELECTROGATOR 100 (REINKE) CENTER PIVOT
1284' LONG, 8 TOWER, RAINBIRD SPRINKLERS, HIGH PRESSURE (85 PSI)
800 GPM CAPACITY, MODEL #2-6ES, SERIAL # 12764003
The system is in the following condition GOODThe point of diversion is located 1250' WEST AND 1350' NORTH OF THE SOUTH-
EAST CORNER OF SECTION 35, T112N, R51W.The works are capable of diverting and conveying to the place of use 1.78 (800 GPM)
cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL IN SECTION 35, T112N, R51W.NW 1/4 SE 1/4 - 34 ACRESNE 1/4 SE 1/4 - 35 ACRESSE 1/4 SE 1/4 - 33 ACRESSW 1/4 SE 1/4 - 33 ACREScomprising a total of 135 acres of land and the license should be issued for 1.78 cfsApplicable permit qualifications have been complied with ☒ Yes ☐ No

Exceptions to compliance are: _____

Date 5-5-88Thomas M. Brando
(signature)

NOTICE OF WELL CONSTRUCTION

(1) WELL CONSTRUCTION

Location of well: 1/4 ~~Section~~ SE 9 Section 11 Township 11 N - 16 Range 21 E

Well owner Bob Houser Bruce South Dakota
(Name) (Address)

Date well drilling completed 12-22-76 Purpose of well Irrigation
(domestic, irrigation, municipal, industrial, other)

WELL LOG

[illegible]

Attach sheet if more space is needed

Depth to top of water producing aquifer 29' ft.

Depth to static water level 29 ft.

Name of producing aquifer (if known) _____

Total depth of drill hole 61' ft.

Depth to bottom of casing _____ ft.

Casing information: in the space below show kind, size, weight, lengths per diameter, etc., for production casing and surface casing, if used.

49'6" x 14" x 1/4 Steel casing

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

12' x 14" x .125 Johnson

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

Ed H. Lacey & Sons
Name of Drilling Contractor

(2) PUMP INSTALLATION

PUMP INSTALLATION
Company name and size of pump WESTERN LAND ROLLER HP 60

Type of pump 12" Capacity of installed pump 800 G.P.M.

Depth of pump placement _____ ft., Date of pump installation _____

(3) WATER SURFACE MEASURING TUBE

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 _____.

Ed. H. Looney, Son
Name of Pump Installation Contractor



LICENSE FOR PERMIT NUMBER

2663-3

1. Legal location of wells: Near center of SE $\frac{1}{4}$ of Section 35,
T 112N, R 51W
dams & structures: One Center Pivot in center of SE $\frac{1}{4}$ of 8-112-51

2. Well Information: Well Drilling Firm Lacey

Completion Report Yes ☒ No ☐ No. of Wells 1 Depth 61'
Casing a) diameter _____ Screen a) type _____
b) length _____ b) length _____
c) type _____ Static Water Level 29'
Pump a) make _____ Motor a) make _____
b) model _____ b) model No. _____
c) size _____ c) horsepower rating _____
d) capacity _____ gpm
e) turbine pump - no. of stages _____
f) operating PSI _____

3. Distribution lines or canals

a) size 10"
b) type Aluminum
c) length See Map

(Other information on
examination report sheet)

4. Dam Information:

a) height to crest _____ m) Outlet tubes:
b) height to primary spillway _____ 1) diameter _____
c) height to secondary spillway _____ 2) type _____
d) crest width _____ 3) valved (Y/N) _____
e) crest length _____ 4) valve type _____
f) spillway length _____ 5) location of structure _____
g) spillway width _____
h) approx. storage _____ n) Category of Dam _____
i) approx. storage to crest _____
j) date constructed _____
k) inspection sheet completed (Y/N) _____
l) Name of Contractor _____

5. System Type a) sideroll:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of
sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project _____

Yes	No	Check Items
☒	☐	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
☒	☐	2. Special qualifications to permit being abided by?
☒	☐	3. All structures, wells and lands on map?
☒	☐	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
☐	☒	5. Is chemigation used?
☐	☐	6. If yes, does equipment comply with chemigation rules?

REMARKS:

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2663-3

(1) Everett Lee, c/o Robert Houser of Brookings SD made Application No. 2663-3, March 16, 1976 for a water permit to appropriate 2.75 cubic feet of water per second from groundwater, Brookings County, South Dakota for irrigation purposes. Permit No. 2663-3 with a priority date of March 16, 1976 was approved May 20, 1976 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before May 20, 1981 and for the application to beneficial use of said water on or before May 20, 1984.

The following transfers have been filed with Water Permit No. 2663-3:

- 1) August 22, 1985 - Everett Lee c/o Robert Houser to Farmers Home Administration
- 2) March 20, 1989 - Farmers Home Administration to Rick and Deb Ford

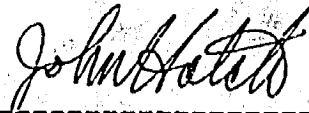
2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.78 cubic feet of water per second for beneficial use. The location of the diversion point is: 1250 feet west and 1350 feet north of the southeast corner of Section 35, T112N, R51W (DA).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

T112N, R51W Section 35	NW 1/4 SE 1/4	34	acres
	NE 1/4 SE 1/4	35	"
	SE 1/4 SE 1/4	33	"
	SW 1/4 SE 1/4	33	"

TOTAL 135 acres

(4) Pursuant to Section 46-5-30.1 Rick and Deb Ford of RR #2, Box 265, Brookings SD 57006 the holder(s) and/or owner(s) of Water Permit No. 2663-3 is issued a license to appropriate water, the right to use 1.78 cubic feet of water per second from groundwater (one well) with a priority date of March 16, 1976 from the location specified in (2) of this license. The water is to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Permit No. 2663-3 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Division
Department of Water and Natural
Resources

SEP 14 1989

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411649

Pierre, FEBRUARY 24, 19 89

RECEIVED OF A. Clays, FHA, 619 5th Ave, Brookings, SD 57006

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. _____ Permit No. 2663-3	50	00
Fee for Filing Transfer Form _____		
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	50 00

By John Hatch
Chief Engineer John Hatch/mra

 **Department of
Water & Natural Resources**

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

2663-3

SEP 14 1989

Rick and Deb Ford
RR 2, Box 265
Brookings SD 57006

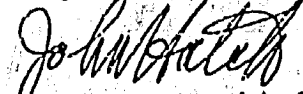
Dear Mr. & Mrs. Ford:

Enclosed is Water License No. 2663-3. This is the final water right document completing your process of obtaining a Water Right.

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. 2663-3, 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

cc: Farmers Home Administration
with receipt for payment of \$50 license fee





January 30, 1996

NOTICE

2663-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

TO: RICK & DEB FORD, RR 2 BOX 265, BRUCE, SD 57220
FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Water Permit No(s) 2663-3.

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 2663-3. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 2663-3 qualification:

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

The hearing will be held at 9:45 am, March 6, 1996 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 Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2663-3 in accordance with applicable provisions of SDCL 46-1-12;
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 on/or before March 1, 1996, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete Items 1 and/or 2 for additional services.
- Complete Items 3, 4a, and 4b.
- 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 will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

RICK & DEB FORD
RR 2 BOX 265
BRUCE SD 57220

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
 2. ☐ Restricted Delivery
- Consult postmaster for fee.

4a. Article Number

2161984035

4b. Service Type

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

7. Date of Delivery

1-31-96

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

5. Received By: (Print Name)

Debra Ford

6. Signature: (Addressee or Agent)

X

Debra Ford

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

2663-3



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

February 6, 1996

2663-3

Rick & Deb Ford
Ford Farms
46272 200th St.
Bruce, SD 57220

Dear Mr. & Mrs. Ford:

I am writing to acknowledge receipt of your 1995 irrigation questionnaire. You may disregard the January 30, 1996, Notice of Violation of Water Permit No. 2663-3.

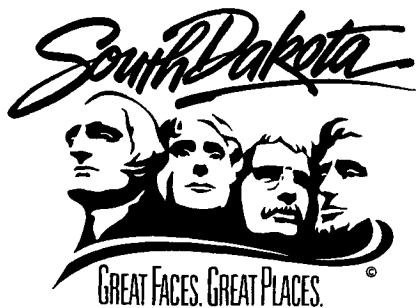
The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

Genny McMath
Environmental Scientist
Water Rights Division
(605) 773-3352



2663-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 20, 2005

NOTICE

TO: RICK FORD, RENTER, 46272 200TH ST, BRUCE, SD 57220

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2004 Irrigation Questionnaire(s)

Our records indicate that the 2004 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2167-3 & 2663-3. The request for the Questionnaire was dated October 22, 2004. The Water Management Board has directed that owners of water permits who have not submitted the 2004 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2167-3 & 2663-3 qualification:

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

The hearing will be held at 8:30 am, March 2, 2005 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2167-3 & 2663-3 in accordance with applicable provisions of SDCL 46-1-12;
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 on/or before February 25, 2005, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

c: HOWARD SKOVLUND, 36537 VICARY, FARMINGTON, MI 48335

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



2663-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8516 0360

Your item was delivered at 1:17 pm on January 21, 2005 in BRUCE, SD 57220. The item was signed for by P DMPD1.

[Shipment Details >](#)

Notification Options

▶ Track & Confirm by email

[What is this?](#)

[Go >](#)

▶ Request Proof of Delivery

[What is this?](#)

[Go >](#)



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Preserving the Trust

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Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8516 0360

RICK FORD, RENTER
46272 200TH ST
BRUCE SD 57220

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:

Keep this receipt. For inquiries:
Access internet web site at
www.usps.com
or call 1-800-222-1811

CHECK ONE (POSTAL USE ONLY)

- ☐ Priority Mail®
☐ Package Services

(See Reverse)

PS Form 195, July 2001



26633
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 28, 2005

2167-3
2663-3

Rick & Deb Ford
46272 200th St
Bruce SD 57220

Dear Mr. & Mrs. Ford:

I am writing to acknowledge receipt of your 2004 irrigation questionnaires. You may disregard the January 20, 2005, "Notice" concerning reporting requirements for Water Right Nos. 2167-3 and 2663-3.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

In reference to Water Right No. 2167-3 (listed in the name of Howard Skovlund), we have written to Dave Woestehoff requesting he file an ownership change with the water right. Thank you for letting us know that ownership had changed.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

Points of Diversion:

#1 - 1850' N 45° W of SE corner Sec 35

#2 930' N 45° E of SW corner Sec 36

112-51

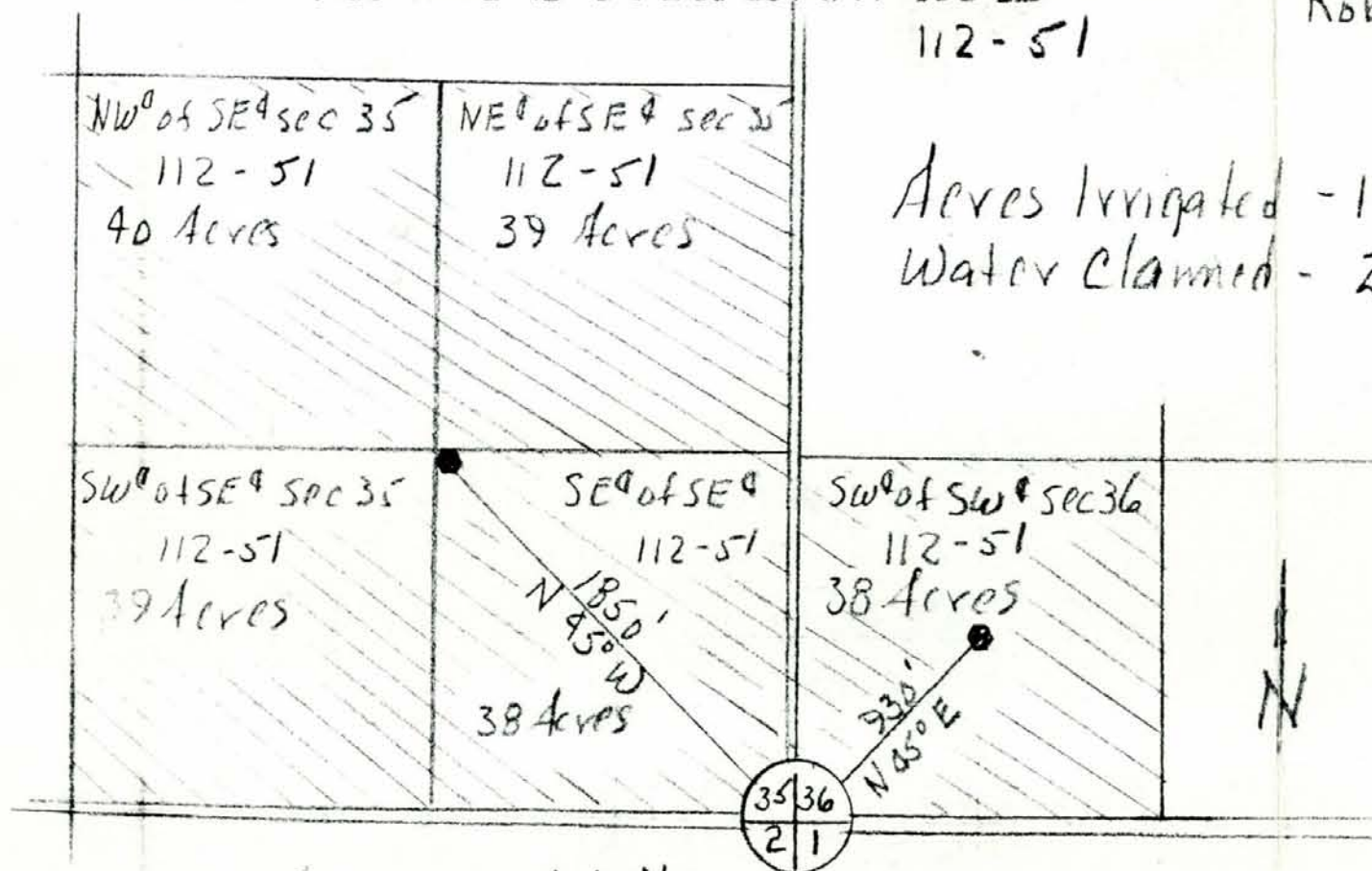
EVERETT LEE

Send Correspondence to
Robert Houser - Mgr
Bruce S.Dak.

Brookings County

Acres Irrigated - 194

Water Claimed - 2.75 cfs



Scale - 8" = 1 Mile

Surveyor's Certificate

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

Everett Lee

Robert Houser - Mgr
3-1-76

John L. Wiersma

Bruce S.D.
Dracovich Slaw
P.E. #116
Brookings S.D.

Map No. 2089-3 APPL No. 2663-3

NOT TO SCALE

2663-3

142-51

26.2

6.0

114.8

SSR

123.7

35

1.9

72.9

34.1

15.8 10.7

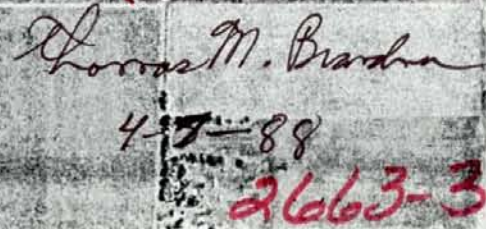
122.2

7.4

7.5

142-51

2663-3





2663-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2009

NOTICE

TO: RICK FORD, RENTER, 46272 200TH ST, BRUCE, SD 57220

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2167-3, 2663-3 & 6702-3. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2167-3, 2663-3 & 6702-3 qualification:

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

The hearing will be held at **10:00 am, March 11, 2009** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2167-3, 2663-3 & 6702-3 in accordance with applicable provisions of SDCL 46-1-12;
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 on/or before **March 6, 2009**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V7-IQ.pdf>

c: DAVID J & KRISTA R WOESTEHOFF, 15466 W 270TH ST, BELLE PLAINE, MN 56011

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 27, 2009

2167-3
2663-3
6702-3

Rick Ford
46272 200th St
Bruce SD 58220

Dear Mr. Ford:

I am writing to acknowledge receipt of your "2008" irrigation questionnaires. I completed questionnaires for you based on our January 26th telephone conversation.

You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right Nos. 2167-3 and 2663-3 and Water Permit No. 6702-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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

c: David & Krista Woestehoff



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 2010

NOTICE

TO: RICK FORD, RENTER, 46272 200TH ST, BRUCE, SD 57220

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaire(s)

Our records indicate that the 2009 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2167-3, 2663-3 & 6702-3. The request for the Questionnaire was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2167-3, 2663-3 & 6702-3 qualification:

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

The hearing will be held at **10:00 am, March 10, 2010** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2167-3, 2663-3 & 6702-3 in accordance with applicable provisions of SDCL 46-1-12;
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 on/or before **March 5, 2010**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq/aspx>

c: DAVID J & KRISTA R WOESTEHOF, 15466 W 270TH ST, BELLE PLAINE, MN 56011

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 1, 2010

Rick Ford
46272 200th St
Bruce SD 57220

RE: 2009 Irrigation Questionnaires for Water Right Nos. 2167-3, 2663-3 and 6702-3

Dear Mr. Ford:

I am writing to acknowledge receipt of your 2009 irrigation questionnaires. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right Nos. 2167-3, 2663-3 and 6702-3.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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

c: David & Krista Woestehoff



2663-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 15, 2016

NOTICE

TO: RICK FORD, RENTER, 46272 200TH ST, BRUCE, SD 57220

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

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaire(s)

Our records indicate your 2015 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2167-3, 2663-3 & 6702-3. The request for the Questionnaire was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2167-3, 2663-3 & 6702-3 qualification:

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

The hearing will be held at **Thursday, March 3, 2016 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2167-3, 2663-3 & 6702-3 in accordance with applicable provisions of SDCL 46-1-12;
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 3, 2016** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: DAVID J & KRISTA R WOESTEHOF, 15466 W 270TH ST, BELLE PLAINE, MN 56011

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



2663-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

denr.sd.gov

January 25, 2016

2167-3
2663-3
6702-3

Rick Ford
46272 200th St
Bruce SD 57220

Dear Mr. Ford:

I am writing to acknowledge receipt of your 2015 irrigation questionnaires.

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Right Nos. 2167-3, 2663-3 & 6702-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

c: David J & Krista R Woestehoff



2663-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2018

NOTICE

TO: RICK FORD, RENTER, 46272 200TH ST, BRUCE, SD 57220
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaire(s)

Our records indicate your 2017 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2167-3, 2663-3 & 6702-3. The request for the Questionnaire was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2167-3, 2663-3 & 6702-3 qualification:

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

The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2167-3, 2663-3 & 6702-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 7, 2018** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: DAVID J & KRISTA R WOESTEHOF, 15466 W 270TH ST, BELLE PLAINE, MN 56011

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



2663-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

January 29, 2018

2167-3
2663-3
6702-3

Rick Ford
46272 200th St
Bruce SD 57220

Dear Mr. Ford:

I am writing to acknowledge receipt of your 2017 irrigation questionnaires for Water Right Nos. 2167-3, 2663-3 & 6702-3.

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Right Nos. 2167-3, 2663-3 & 6702-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

c: David J & Krista R Woestehoff



2663-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: RICK FORD, RENTER, 46272 200TH ST, BRUCE, SD 57220

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2167-3, 2663-3 & 6702-3. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2167-3, 2663-3 & 6702-3 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2167-3, 2663-3 & 6702-3 in accordance with applicable provisions of SDCL 46-1-12;
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 **February 26, 2020** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: ENNTVL**

c: DAVID J & KRISTA R WOESTEHOF, 15466 W 270TH ST, BELLE PLAINE, MN 56011

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 27, 2020

2167-3
2663-3
6702-3

Rick Ford
46272 200th St
Bruce SD 57220

Dear Mr. Ford:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires submitted online.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right Nos. 2167-3, 2663-3 and 6702-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Genny McMath". The signature is fluid and cursive, with the first name "Genny" being more prominent.

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

c: David & Krista Woestehoff