

Considered: _____

WATER PERMIT NO. 2704A-3

Phone: _____

Name of Applicant: Hilltop Irrigation District

Post Office Address: HCR 69, Box 41, Chamberlain SD 57325-9500

Amount of Water Claimed: no add'l Total Acres: no add'l (76.6)

Source of Water Supply: Missouri River

Water to be used for: irrigation County: Brule

About 3 miles W, 3N of Chamberlain

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

F.F.& C/.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY Date Received: 6-3-91 Fee: \$50 Remarks See Permit

No. 2704A-3

Corrected Application Received _____ Period of Annual Use April 1 - Oct 31

WATER QUALITY APPROVAL RECEIVED 6/25/91 APPROVED/CONDITIONAL (Circle one)

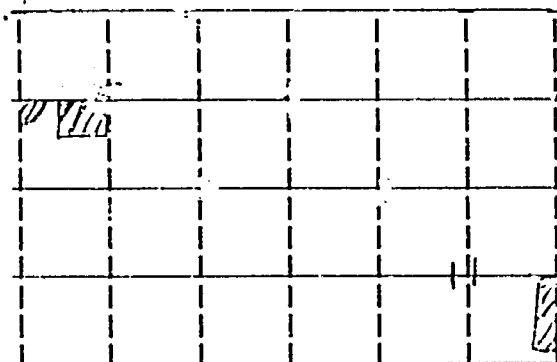
WI-1 Description same as Application YES _____ NO _____ REMARKS _____

Diversion Point: SW 1/4 SW 1/4 36-105-71

Land to be Irrigated: NE 1/4 SE 1/4 SE 1/4 SE 1/4

Sec 11-T104N-R71W and NW 1/4 SW 1/4, NE 1/4 SW

1/4 Sec 5-T104N-R70W



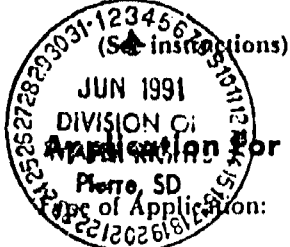
Well Log: Driller: NA Licensed YES _____ NO _____

Depth of Well: _____ REMARKS _____

Type of Map: aerial PREPARED BY: Del Brosz Reviewed and the Number

Assigned on 6-13-91 By Karen Schlaak

Mail to: Water Rights Div.
523 E. Capitol
Pierre, SD 57501
(605) 773-3352



No. 2704-3 Hydrologic Unit 10140101
Basin Missouri River
Newspaper Chamberlain Register, Box 98

Application for Soil/Water Compatibility Permit and Permit To Appropriate Water

- Type of Application: ☒ New ☐ Vested Right ☐ Amend Permit No. _____
☒ Change Acreage ☐ Change diversion point(s) ☐ Add diversion point(s)
☐ Add Acreage ☐ Increase diversion rate ☐ Other See Permit No. 2704-3
1. Name of Applicant Hilltop Irrigation District Phone No. _____
 Post Office Address HCR 69, Box 81, Chamberlain, S.D. State 57325-9506
(Street, R.R. or Box) (City) Zip Code
2. Amount of water claimed (c.f.s) No Additional Total acres irrigated 74.6
 3. Source of Water supply Missouri River
 4. Location of point of diversion 650 feet east and 850 feet north from the SW corner of section 36, T105N, R71W
(SW 1/4 SW 1/4) County Brule
 5. Counties where water will be used Brule
 6. Annual period during which water is to be used April 1 thru October 31
 7. List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
<u>NESE, sec 11-T104N-R71W</u>	<u>14.4</u>	<u>NWSW sec 5-T104N-R70W</u>	<u>18.2</u>
<u>SESE, " " "</u>	<u>15.9</u>	<u>NESW, " " "</u>	<u>28.1</u>

Attach sheet if more space is needed

8. Type of Irrigation: Gravity: ☒ Towline: ☒ Center Pivot: ☒ Gun: _____ Other: _____
 9. Crops to be Irrigated: _____
 10. Give a description of proposed project. (Attach sheet if more space is needed)
Hilltop Irrigation Project. This application is to correct the location of acreage developed by Permit No. 2704-3

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach maps, soils information and any other technical information.

STATE OF SOUTH DAKOTA
County of BRULE

I, Robert Priebe, the applicant, certify that I have read this application and examined the attached maps, that the water sample, if needed, has been taken by the required procedures and has not been adulterated or tampered with and is truly representative of the water to be used, and that the matters stated in this application are true and correct.

Signed Robert Priebe
 Subscribed and sworn to before me this 31st day of May 1991
Kay J. Timmerman
(Notary Public)

SOUTH DAKOTA
WATER PERMIT No. 2704A-3 FOR IRRIGATION

Date of first receipt of application June 3, 1991.

Date Soil/Water Compatibility Permit received June 25, 1991.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 2704A-3 to the Hilltop Irrigation District, HCR 69, Box 41, Chamberlain SD 57325-9506 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 2704A-3 specifies the correct location of the irrigated acres. Water Permit No. 2704-3 authorizes irrigation of 2659 acres located in portions of the SE 1/4, SE 1/4 NE 1/4, Section 36-T105N-R71W; Section 31-T105N-R70W; SE 1/4 Section 2; NE 1/4, Section 11; SE 1/4, Section 12-T104N-R71W; E 1/2, W 1/2 NW 1/4 Section 5; N 1/2, N 1/2 SE 1/4 Section 6; N 1/2, SW 1/4 Section 7; N 1/2, SE 1/4 Section 8; N 1/2, SW 1/4 Section 9; N 1/2 NE 1/4 Section 17-T104N-R70W from the Missouri River with the points of diversion located between points in the SE 1/4 SE 1/4 Section 35 and in the NW 1/4 SW 1/4 Section 36; all in T105N-R71W. An inspection of Permit No. 2704-3 found 22.2 cubic feet of water per second being diverted to irrigate 1911 acres. This permit corrects the location of 76.6 acres of the 1911 acres being irrigated. The correct location of the 76.6 acres is the E 1/2 SE 1/4 Section 11-T104N-R71W and the N 1/2 SW 1/4 Section 5-T104N-R70W. No increase in the diversion rate or number of acres being irrigated is authorized by this permit.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 - October 31.
3. The date from which applicant may claim right is June 3, 1991.
4. The date of approval of Permit No. 2704A-3 is July 31, 1991.
5. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATION

This permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: _____

Chief Engineer, Water Rights Division
Department of Environment and Natural Resources

FEB 20 1992

date

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2704A-3

(1) Hilltop Irrigation District of HCR 69 Box 41, Chamberlain, SD 57325-9506 made Application No. 2704A-3, June 3, 1991 for a water permit to specify the correct location of irrigated acres developed under Water Permit No. 2704-3. Water Permit No. 2704A-3 did not increase the diversion rate from the Missouri River or the number of acres being irrigated in Brule County, South Dakota. Permit No. 2704A-3, with a priority date of *June 3, 1991 was approved July 31, 1991 and issued to the applicant for diversion of water with construction of the described water supply system completed and the application to beneficial use completed.

*Water Permit No. 2704A-3, as approved on July 31, 1991, specified a priority date of June 3, 1991. Since No. 2704A-3 served only to correct the location of irrigated acres and did not authorize additional acreage or diversion rate, an April 29, 1976, priority date (as established under Permit No. 2704-3) should have been listed as the priority date.

The applicable portions of Water Permit No. 2704-3 have been incorporated into this Water License No. 2704A-3.

(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 22.20 cubic feet of water per second for beneficial use. The location of the diversion point is 650 feet east and 850 feet north of the SW corner of Section 36, T105N, R71W (SW¼ SW¼).

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

LEGAL DESCRIPTIONS OF THE ACREAGE IRRIGATED ARE LISTED ON ATTACHMENT "A" OF THIS LICENSE

(4) Pursuant to South Dakota Water Law 46-5-30.1 Hilltop Irrigation District of HCR 69 Box 41, Chamberlain, SD 57325-9506 the holder and/or owner of Incorporated Water Permit No. 2704A-3 is issued a license to appropriate water, the right to use 22.20 cubic feet of water per second from the Missouri River with a priority date of April 29, 1976 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in Attachment A of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Incorporated Water Permit No. 2704A-3 and subject to South Dakota State Law.



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

OC1 27 1993

date

**HILLTOP IRRIGATION DISTRICT
WATER LICENSE NO. 2704A-3, ATTACHMENT "A"**

Section 36, T105N, R71W

NW¼ SE¼ 39.0 acres
SE¼ SE¼ 34.3 acres

Section 31, T105N, R70W

NW¼ SW¼ 31.3 acres
SW¼ SW¼ 35.2 acres
NE¼ SW¼ 15.6 acres
SE¼ SW¼ 38.1 acres

NW¼ SE¼ 35.4 acres
NE¼ SE¼ 27.8 acres
SW¼ SE¼ 32.8 acres
SE¼ SE¼ 33.6 acres

Section 11, T104N, R71W

NW¼ NE¼ 27.7 acres
NE¼ NE¼ 30.7 acres
SW¼ NE¼ 14.3 acres
SE¼ NE¼ 25.3 acres

NE¼ SE¼ 14.4 acres
SE¼ SE¼ 15.9 acres

Section 12, T104N, R71W

NW¼ SE¼ 32.4 acres
NE¼ SE¼ 31.8 acres
SW¼ SE¼ 32.2 acres
SE¼ SE¼ 30.6 acres

Section 5, T104N, R70W

NW¼ NW¼ 32.7 acres
SW¼ NW¼ 35.7 acres

NW¼ SW¼ 18.2 acres
NE¼ SW¼ 28.1 acres

NW¼ NE¼ 50.6 acres
NE¼ NE¼ 47.1 acres
SW¼ NE¼ 40.0 acres
SE¼ NE¼ 38.3 acres

NW¼ SE¼ 40.0 acres
SE¼ SE¼ 37.4 acres
SW¼ SE¼ 14.0 acres
SE¼ SE¼ 30.7 acres

Section 6, T104N, R70W

NW¼ NW¼ 38.8 acres
SW¼ NW¼ 34.2 acres
NE¼ NW¼ 38.4 acres
SE¼ NW¼ 34.5 acres

NW¼ NE¼ 43.1 acres
NE¼ NE¼ 50.9 acres
SW¼ NE¼ 40.0 acres
SE¼ NE¼ 40.0 acres

NW¼ SE¼ 31.5 acres
NE¼ SE¼ 37.8 acres

Section 8, T104N, R70W

NW¼ NW¼ 32.9 acres
SW¼ NW¼ 1.4 acres
NE¼ NW¼ 34.7 acres
SE¼ NW¼ 26.8 acres

NW¼ NE¼ 19.7 acres
SW¼ NE¼ 12.7 acres
NE¼ NE¼ 32.2 acres
SE¼ NE¼ 17.6 acres

NE¼ SE¼ 7.2 acres
SE¼ SE¼ 38.5 acres
SW¼ SE¼ 5.8 acres

Section 9, T104N, R70W

NW¼ NW¼ 29.7 acres
NE¼ NW¼ 31.5 acres
SW¼ NW¼ 33.2 acres
SE¼ NW¼ 33.8 acres

NW¼ SW¼ 31.2 acres
NE¼ SW¼ 33.0 acres
SW¼ SW¼ 32.1 acres
SE¼ SW¼ 33.7 acres

Section 17, T104N, R70W

NW¼ NE¼ 20.5 acres
NE¼ NE¼ 21.9 acres

Total 1911.0 acres

Report on Application No. 2704A-3
Hilltop Irrigation District
June 21, 1991

Background

Water Permit Application No. 2704A-3 requests the correction of the location of 76.6 acres irrigated under Water Permit No. 2074-3. Water Permit No. 2074-3 authorizes irrigation of 2659 acres located in portions of the SE 1/4, SE 1/4 NE 1/4, Section 36-T105N-R71W; Section 31-T105N-R70W; SE 1/4 Section 2, NE 1/4 Section 11, SE 1/4 Section 12, all in T104N-R71W; E 1/2, W 1/2 NW 1/4 Section 5, N 1/2, N 1/2 SE 1/4 Section 6, N 1/2, SW 1/4 Section 7, N 1/2, SE 1/4 Section 8, N 1/2, SW 1/4 Section 9, N 1/2 NE 1/4 Section 17, all in T104N-R70W. The source of water is the Missouri River with the diversion point located between points in the SE 1/4 SE 1/4 Section 35 and in the NW 1/4 SW 1/4 Section 36, all in T105N-R71W.

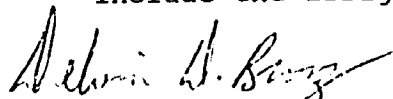
This application is to correct the location of 76.6 acres that are being irrigated under Water Permit No. 2074-3. The correct location for the acreage is the E 1/2 SE 1/4 Section 11-T104N-R71W and the N 1/2 SE 1/4 Section 5-T104N-R70W. No increase in the diversion rate or the total number of irrigated acres as authorized by Water Permit No. 2704-3 is requested by this application.

Discussion

An inspection of Water Permit No. 2704-3 found that 22.2 cubic feet of water per second was being diverted to irrigate a total of 1911 acres. Water Permit No. 2704-3 authorizes the diversion of 38.0 cubic feet of water per second to irrigate 2659 acres. Of the 1911 acres being irrigated, 76.6 acres are not described under Water Permit No. 2704-3. Water Permit Application No. 2704A-3 requests that the 76.6 acres be corrected for acreage that was not developed under Water Permit No. 2704-3. The main pumping station (diversion point) for the project is located in the SW 1/4 SW 1/4 of Section 36-T105N-R71W.

Conclusions

1. No increase in the diversion rate or the total number of irrigated acres as authorized by Water Permit No. 2704-3 is requested by this application.
2. The Missouri River has ample supplies of water available; therefore, water is available from the Missouri River to meet the needs of Water Permit Application No. 2704A-3.
3. Approval of Water Permit Application No. 2704A-3 should include the irrigation questionnaire qualification.



DELVIN D. BROSZ, PE
Natural Resources Engineer IV

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 2704A-3, Hilltop Irrigation District

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Water Permit Application No. 2704A-3, Hilltop Irrigation District, HCR 69, Box 41, Chamberlain, SD 57325-9506.

The Chief Engineer is recommending APPROVAL of Application No. 2704A-3 because 1) the proposed correction can be developed without unlawful impairment of existing rights, 2) the proposed use is a beneficial use and 3) in the public interest with the following qualification:

This permit is approved subject to the irrigation water use questionnaire being submitted each year.

See report on application for additional information.



JOHN HATCH, Chief Engineer
June 27, 1991



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER RIGHT AWAY.

June 28, 1991

Hilltop Irrigation District
HCR 69, Box 41
Chamberlain, SD 57325-9506

Dear Sirs:

Water Permit Application No. 2704A-3 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Chamberlain Register printed at Chamberlain, SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Hearing and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

for Karin Schlaak

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 28, 1991

Chamberlain Register
Box 28
Chamberlain, SD 57325

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 2704A-3 to be published twice. Please publish the first notice on July 3, 1991 with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is Hilltop Irrigation District, HCR 69, Box 41, Chamberlain, SD 57325-9506.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

for Karen Schlaak
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to
Appropriate Water by Application No. _____ which was first published in our issue
of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name _____

Newspaper _____

Instruction to Newspaper - Publish first Notice on July 3, 1991 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 2704A-3 to Appropriate Water
and to Amend Water Permit No. 2704-3

Notice is given that Hilltop Irrigation District, HCR 69, Box 41, Chamberlain, SD 57325-9506 has filed in application for a water permit to specify the correct location of the irrigated acreage. Water Permit No. 2704-3 authorizes irrigation of 2659 acres located in portions of the SE 1/4, SE 1/4 NE 1/4, Section 36-T105N-R71W; Section 31-T105N-R70W; SE 1/4 Section 2; NE 1/4, Section 11; SE 1/4, Section 12-T104N-R71W; E 1/2, W 1/2 NW 1/4 Section 5; N 1/2, N 1/2 SE 1/4 Section 6; N 1/2, SW 1/4 Section 7; N 1/2, SE 1/4 Section 8; N 1/2, SW 1/4 Section 9; N 1/2 NE 1/4 Section 17-T104N-R70W from the Missouri River with the points of diversion located between points in the SE 1/4 SE 1/4 Section 35 and in the NW 1/4 SW 1/4 Section 36; all in T105N-R71W. An inspection of Permit No. 2704-3 found 22.2 cubic feet of water per second being diverted to irrigate 1911 acres. This application is to correct the location of 76.6 acres of the 1911 acres being irrigated. The correction of the 76.6 acres is the E 1/2 SE 1/4 Section 11-T104N-R71W and the N 1/2 SW 1/4 Section 5-T104N-R70W. No increase in the diversion rate or number of acres being irrigated is authorized by this application.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 2704A-3 because 1) existing rights will not be unlawfully impaired, 2) it is a beneficial use of water, and 3) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by July 22, 1991. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 2704A-3 and 2) the chief engineer's recommendation, a special Board meeting is scheduled for July 31, 1991, at 9:00 am in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested, the July 31, 1991 hearing date may be rescheduled for another Board meeting. If the hearing is rescheduled, notice of the time and place will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The July 31, 1991 hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by July 22, 1991.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16, 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County Brule) ss.

I, Debi Hopkins

certify that the attached printed Notice was taken from the Chamberlain 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 Chamberlain

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

July 4, 1991

July 11, 1991

Debi Hopkins
(Signature)

General Manager
(Title)

July 12, 1991
(Date Signed)

Cost of Printing: 1.00

For 1 copy - 54.00

NOTICE OF HEARING on Application No. 2704-3 to Appropriate Water and to Amend Water Permit No. 2704-3

Notice is given that Hilltop Irrigation District, HCR 69, Box 41, Chamberlain, SD 57325-9506 has filed an application for a water permit to specify the correct location of the irrigated acreage. Water Permit No. 2704-3 authorizes irrigation of 2,659 acres located in portions of the SE 1/4, SE 1/4 NE 1/4, Section 36-T105N-R71W; Section 31-T105N-R70W; E 1/4 Section 2; NE 1/4, Section 11; SE 1/4, Section 12-T104N-R71W; E 1/2, W 1/2 NW 1/4 Section 5; N 1/2, N 1/2 SE 1/4 Section 6; N 1/2, SW 1/4 Section 7; N 1/2, SE 1/4 Section 8; N 1/2, SW 1/4 Section 9; N 1/2 NE 1/4 Section 17-T104N-R70W from the Missouri River with the points of diversion located between points in the SE 1/4 SE 1/4 Section 35 and in the NW 1/4 SW 1/4 Section 36; all in T105N-R71W. An inspection of Permit No. 2704-3 found 22.2 cubic feet of water per second being diverted to irrigate 1,911 acres. This application is to correct the location of 76.6 acres of the 1,911 acres being irrigated. The correction of the 76.6 acres is the E 1/2 SE 1/4 Section 11-T104N-R71W and the N 1/2 SW 1/4 Section 5-T104N-R71W. No increase in the diversion rate or number of acres being irrigated is authorized by this application.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 2704-3 because 1) existing rights will not be unlawfully impaired, 2) it is a beneficial use of water, and 3) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E. Capitol, Pierre, SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by July 22, 1991. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner

or the petitioner's legal counsel is obtained

For purposes of public hearing on App 3 and 2) the chief engineer, a special Board for July 31, 1991, at 413, Joe Foss Building Pierre, SD. If this application or the recommendation July 31, 1991, hear rescheduled for another the hearing is rescheduled time and place will be Mail to the applicant petitions. Anyone not interested in attending contact the Division confirm a hearing date July 31, 1991, hearing matically delayed for a written request to from the applicant or son opposing the application for an automatic delay July 22, 1991.

If a hearing is held, the chief engineer's recommendation binding upon the Board. Authorized by 1) appropriate qualifications, 3) defer publication based on the the public hearing. An adversary proceeding, petition and/or the right to be represented may present evidence witnesses according to and other due process felt if not exercise Board may be appealed Court and State Sup provided by law. Contact Division to request or pertaining to this application access to the hearing.

This application is SDCL 46-1-1 through 46-1-16; 46-2-46-2-13, 46-2-17; 46-2-10, 46-2A-12, 46-2A-46-5-11, 46-5-46-5-24, 46-5-25, 46-5-31; and Board Rules through 74.02.01:15. (July



Permit No. 2704-3

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 constructed by Hilltop Irrigation
District, HCR 69, Box 41 of Chamberlain, SD 57325-9506 holder of
 Permit No. 2704-3, bearing the priority of April 29 1976 authorizing
 the diversion of 38.0 cu. ft. per second of the waters of the Missouri River
 for irrigation purposes, in Brule County.

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

- A. Works used to divert the water: Main Pumping Plant:
3- 400 HP Aurora turbine pumps, Model-37771432, 6 stages, 2500 gpm each.
2- 200 HP Aurora turbine pumps, Model-37711431, 8 stages, 1250 gpm each.
- B. Works used to transport water to place of use:
under ground pipeline to each field turnout.
Booster Pump station -- NE corner of Section 6, T104N, R70W
1- 125 HP Aurora centrifugal pump, model 77-1594, 2775 gpm
2- 75 HP Aurora centrifugal pumps, model 77-1595, 1700 gpm each
- C. Works used to apply water to beneficial use:

See attached sheetThe system is in the following condition excellentThe point of diversion is located 650 feet east and 850 feet north from the
SW corner of Section 36, T105N, R71WThe works are capable of diverting and conveying to the place of use 22.2
 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:
see attached sheetcomprising a total of 1991.0 acres of land and the license should be issued for 22.2 cfsApplicable permit qualifications have been complied with Yes ☒ NoExceptions to compliance are: + Need permit application for some of the acreage Date April 10, 1991*Permit No. 2704A-3 obtained to
 correct acreage.
William H. Brong
 (signature)

South Dakota
Department of
Water & Natural Resources

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

November 30, 1990

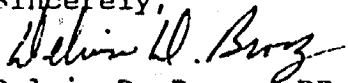
Dick Lloyd
Hilltop Irrigation District
HCR 69, Box 41
Chamberlain, SD 57325-9506

Dear Mr. Lloyd:

This is in response to your comment on the 1990 irrigation questionnaire. I want to apologize for not completing the inspection as you had requested. If you remember at one of the Water Management Board meetings I had indicated to you that it would be awhile before I would be able to conduct the inspection. You had indicated to me that you were in no hurry.

I will make every attempt to conduct the inspection before the 1991 irrigation season. I will contact you sometime early next year to arrange a time for the inspection.

Sincerely,



Delvin D. Brosz, PE
Natural Resources Engineer
Water Rights Division
605 773 3352



DEPARTMENT OF WATER & NATURAL RESOURCES

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

April 15, 1991

Dick Lloyd
Hilltop Irrigation District
HCR 69, Box 41
Chamberlain, SD 57325-9506

Dear Mr. Lloyd:

Enclosed is your aerial photo. Thanks for allowing me to make a copy of it. I also made two copies for you.

I checked the topographic maps to determine the possible slope of the mainline for the project. It looks like it goes uphill all the way to where the mainline crosses the east edge of Bob Priebe's large pivot. From there it goes uphill to Harry Palmer's north pivot and stays fairly flat to his south pivot. It's downhill to the pivots in sections 8 & 9, T104N, R70W.

From the mainline to the NE 1/4 of section 11, T104N, R71W it seems to be fairly level and then downhill to the SE 1/4 of that section and onto section 12.

With properly placed vacuum relief valves, you could probably chemigate the land in sections 8 & 9, T104N, R70W and the SE 1/4 section 11, SE 1/4 section 12 and NE 1/4 section 13, all in T104N, R71W with a variance.

Sincerely,

Delvin D. Brosz, PE
Natural Resources Engineer

enclosures

South Dakota

GREAT FACES. GREAT PLACES.

COPY

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 17, 1991

Dick Lloyd
Hilltop Irrigation District
HCR 69, Box 41
Chamberlain, SD 57325-9506

Dear Mr. Lloyd:

Enclosed is a water permit application for the acreage that needs to be corrected for the Hilltop Irrigation Project. This acreage is not covered by Water Permit No. 2704-3. You will need to sign the application in the presence of a notary.

The signed application should be returned to this office with a fee of \$50.00. You will also need to supply soils maps of the acreage on the application.

I have also enclosed a listing of the field irrigation equipment for the project. I am missing the information that is marked with a red x. Could you provide this information?

The listing of the irrigated acreage is for your information. If you disagree with any of the acreage, please let me know.

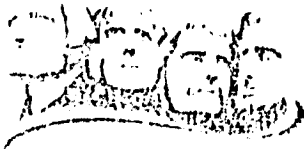
If you have any questions, please contact me.

Sincerely,

Delvin D. Brosz, PE
Natural Resources Engineer
Division of Water Rights
(605) 773-3352

enclosures

South Dakota



GREAT FACES. GREAT PLACES.

FEB 20 1992

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING

523 EAST CAPITOL

PIERRE SOUTH DAKOTA 57501-3181

Robert Priebe
Hilltop Irrigation District
HCR 69 Box 41
Chamberlain, SD 57325-9506

Dear Mr. Priebe:

Enclosed is Water Permit No. 2704A-3 authorizing your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

The final inspection has been completed on this Permit, and we are ready to issue the Water License. Statutes require we charge \$50 for the inspection and issuance of the final papers. Upon receipt of this amount the Water License will be sent to you.

Very truly yours,

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

enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 8, 1992

2704A-3

John McMahon
Farmers Home Administration
3101 W 41st St, Suite 202
Sioux Falls, SD 57105

Dear Mr. McMahon:

Enclosed, as we discussed, is a copy of Water Permit No. 2704A-3 and the inspection report. The water permit is currently listed in the name of Hill Top Irrigation District.

At such time as the permit is licensed, the applicable portions of Water Permit No. 2704-3 will be incorporated into the license. An April 29, 1976 priority date will be retained.

If you have any questions concerning the enclosed information, please contact me.

Sincerely,

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

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosures

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410105

Pierre, _____ March 2, 19 92

RECEIVED OF Hilltop Irrigation District, Chamberlain, SD 57325

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. <u>2704A-3</u>	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 [Signature]
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

OCT 27 1993

2704A-3

Robert Priebe
Hilltop Irrigation District
HCR 69, Box 41
Chamberlain, SD 57325-9506

Dear Mr. Priebe:

Enclosed is Water License No. 2704A-3 and Receipt No. 413105 for \$50.00 which was assessed for an inspection and issuance of the license. Water License No. 2704A-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

gm
enclosures

NOTE: The applicable portions of Water Permit No. 2704-3 have been incorporated into this Water License No. 2704A-3.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

612013

Pierre, June 3, 1921

RECEIVED OF Hilltop Irrigation District, HCR 69, Box 41, Chamberlain, SD 57325-9506

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

Fee for Application for Permit No. <u>2704A-2</u> to Appropriate Water, to construct works and to put water to beneficial use	50	10
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 _____		
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 10

By [Signature]
Chief Engineer

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

HILLTOP IRRIGATION DISTRICT
Water Permit No. 2704-3
Irrigated Acreage

Section 36, T105N, R71W:

NESE - 39.0 Ac
SESE - 34.3 Ac

Section 31, T105N, R70W:

NWSW - 31.3 Ac
SWSW - 35.2 Ac
NESW - 15.6 Ac
SESW - 38.1 Ac
NWSE - 35.4 Ac
NESE - 27.8 Ac
SWSE - 32.8 Ac
SESE - 33.6 Ac

Section 11, T104N, R71W:

NWNE - 27.7 Ac
NENE - 30.7 Ac
SWNE - 14.3 Ac
SENE - 25.3 Ac
NESE - 14.4 Ac
SESE - 15.9 Ac

Section 12, T104N, R71W:

NWSE - 32.4 Ac
NESE - 31.8 Ac
SWSE - 22.2 Ac
SESE - 30.6 Ac

Section 5, T104N, R70W:

NWNW - 32.7 Ac
SWNW - 35.7 Ac
NWSW - 18.2 Ac
NESW - 28.1 Ac
NWNE - 50.6 Ac
NENE - 47.1 Ac
SWNE - 40.0 Ac
SENE - 38.3 Ac
NWSE - 40.0 Ac
NESE - 37.4 Ac
SWSE - 14.0 Ac
SESE - 30.7 Ac

Section 6, T104N, R70W:

NWNW - 38.8 Ac
SWNW - 34.2 Ac
NENW - 38.4 Ac
SENW - 34.5 Ac
NWNE - 43.1 Ac
NENE - 50.9 Ac
SWNE - 40.0 Ac
SENE - 40.0 Ac
NWSE - 31.5 Ac
NESE - 37.8 Ac

Section 9, T104N, R70W:

NWNW - 29.7 Ac
NENW - 31.5 Ac
SWNW - 33.2 Ac
SENW - 33.8 Ac
NWSW - 31.2 Ac
NESW - 33.5 Ac
SWSW - 32.1 Ac
SESW - 33.7 Ac

Section 8, T104N, R70W:

NWNW - 32.9 Ac
SWNW - 1.4 Ac
NENW - 34.7 Ac
SENW - 26.8 Ac
NWNE - 19.7 Ac
SWNE - 12.7 Ac
NENE - 32.2 Ac
SENE - 17.6 Ac
NESE - 7.2 Ac
SESE - 38.5 Ac
SWSE - 5.8 Ac

Section 17, T104N, R70W:

NWNE - 20.5 Ac
NENE - 21.9 Ac

TOTAL ACRES - 1911.0

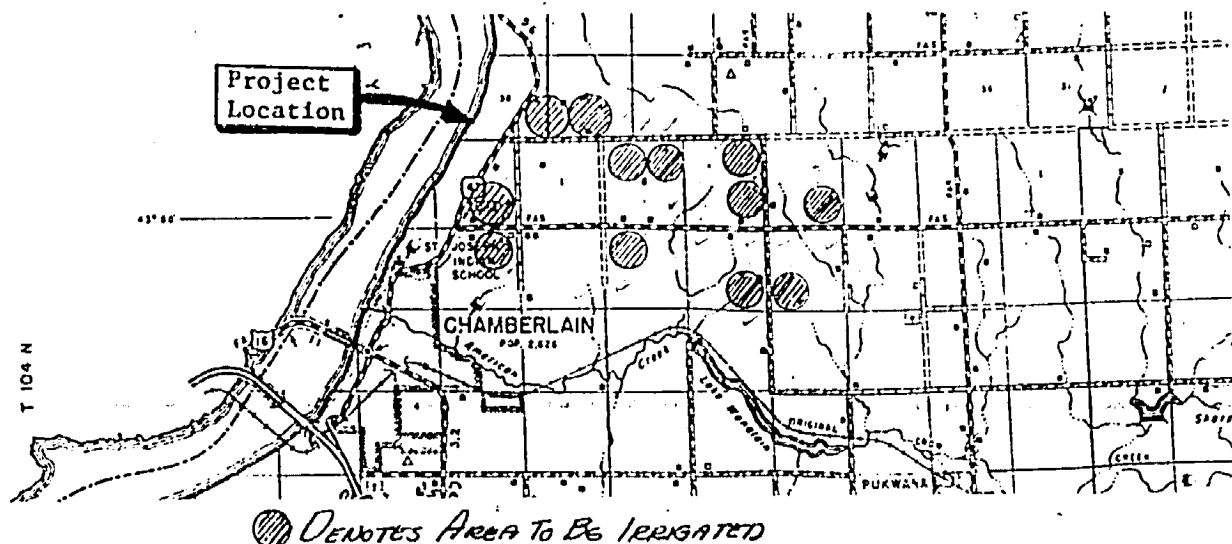
HILLTOP IRRIGATION DISTRICT
Water Permit No. 2704-3
Field Irrigation Equipment

Legal Description	System	Pump			Acres
		Model	HP	GPM	
SE, Sec 36-T105N-R71W & SW, Sec 31-T105N-R70W	10 Tower Olson CP	B4J	30	700	130.2
SW, Sec 31-T105N-R70W	Big Gun				63.3
SE, Sec 31-T105N-R70W	10 Tower Olson CP	B4J	30	700	129.6
NE, Sec 11-T104N-R70W	7 Tower Valley CP	B3ZPL	25	475	82.5
NE, Sec 11-T104N-R70W	Towlines	B3ZPL	25	475	11.3
SE & NE, Sec 11-T104N-R70W	Towlines	B2TFH	10		34.5
SE, Sec 12-T104N-R71W	10 Tower Olson CP	B4JFBH	40	800	127.0
N1/2NW, Sec 6-T104N-R70W	Gated Pipe	None	None	--	36.6
NW, Sec 6-T104N-R70W	7 Tower Olson CP	B3JRHBM	40	600	91.8
Sec 6 & W1/2W1/2 Sec 5, T104N-R70W	19 Tower Valley CP	B6EXFBL	75	1750	343.5
SW, Sec 5-T104N-R70W	Gated Pipe	None	None	--	32.0
NE, Sec 5-T104N-R70W	10 Tower Olson CP	B4J	30	700	128.2
E1/2, Sec 5-T104N-R70W	Big Gun				17.0
E1/2, Sec 5-T104N-R70W	10 Tower Olson CP	B4J	30	700	126.6
SE, Sec 5-T104N-R70W	Big Gun				26.3
NW, Sec 8-T104N-R70W	Towlines	B3JRHBM	Gas	300	46.8
N1/2, Sec 8-T104N-R70W	7 Tower Olson CP	B3TFH	20	400	65.6
NE, Sec 8-T104N-R70W	7 Tower Olson CP	C3TFH	20	400	65.6
SE, Sec 8 & NE, Sec 17 T104N-R70W	10 Tower Valley CP	B3ZPL	30	525	93.9
NW, Sec 9-T104N-R70W	10 Tower Olson CP	B4J	30	700	128.2
SW, Sec 9-T104N-R70W	10 Tower Olson CP	B4J	40	700	130.5

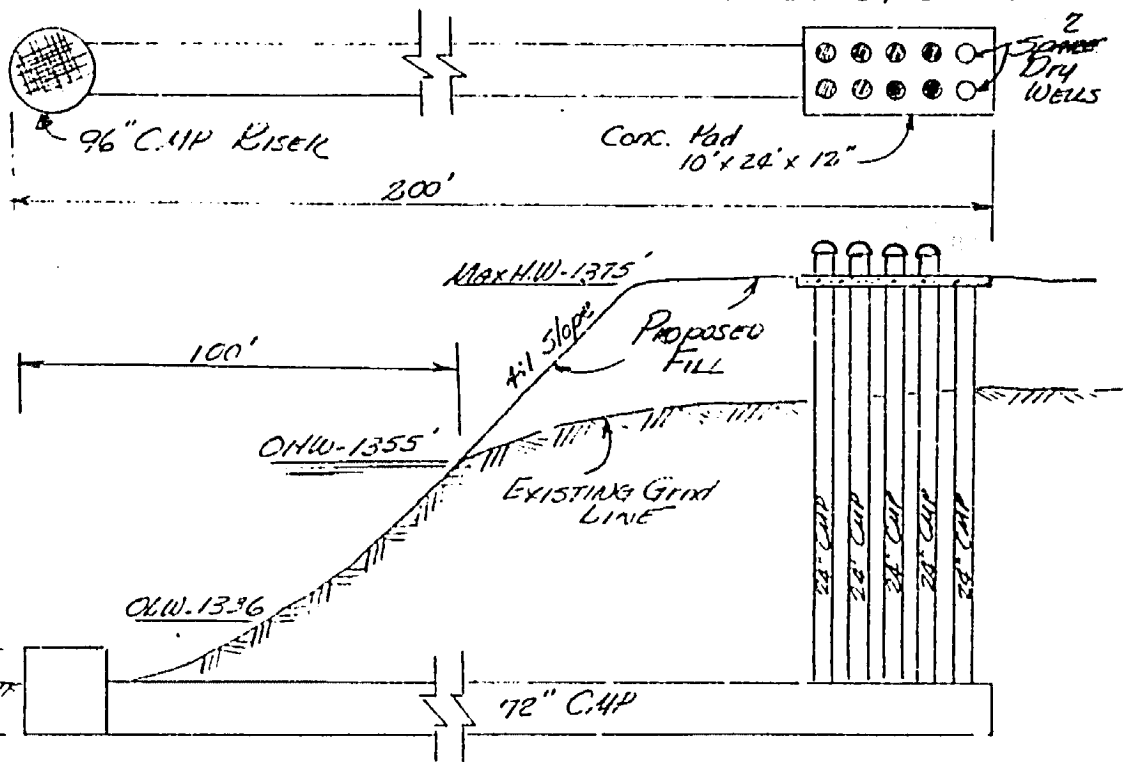
HILLTOP IRRIGATION DISTRICT
Water Permit No. 2704-3
Field Irrigation Equipment

Legal Description	System	Pump			Acres
		Model	HP	GPM	
SE, Sec 36-T105N-R71W & SW, Sec 31-T105N-R70W	10 Tower Olson CP	B4J	30	700	130.2
SW, Sec 31-T105N-R70W	Big Gun				63.3
SE, Sec 31-T105N-R70W	10 Tower Olson CP	B4J	30	700	129.6
NE, Sec 11-T104N-R70W	7 Tower Valley CP	B3ZPL	25	475	82.5
NE, Sec 11-T104N-R70W	Towlines	B3ZPL	25	475	11.3
SE & NE, Sec 11-T104N-R70W	Towlines	B2TFM	10		34.5
SE, Sec 12-T104N-R71W	10 Tower Olson CP	B4JPBM	40	800	127.0
N1/2NW, Sec 6-T104N-R70W	Gated Pipe	None	None	--	36.6
NW, Sec 6-T104N-R70W	7 Tower Olson CP	B3JRMBM	40	600	91.8
Sec 6 & W1/2W1/2 Sec 5, T104N-R70W	19 Tower Valley CP	B6EXPBL	75	1750	343.5
SW, Sec 5-T104N-R70W	Gated Pipe	None	None	--	32.0
NE, Sec 5-T104N-R70W	10 Tower Olson CP	B4J	30	700	128.2
E1/2, Sec 5-T104N-R70W	Big Gun				17.0
E1/2, Sec 5-T104N-R70W	10 Tower Olson CP	B4J	30	700	126.6
SE, Sec 5-T104N-R70W	Big Gun				26.3
NW, Sec 8-T104N-R70W	Towlines	B3JRMBM	Gas	300	46.8
N1/2, Sec 8-T104N-R70W	7 Tower Olson CP	B3TFM	20	400	65.6
NE, Sec 8-T104N-R70W	7 Tower Olson CP	B3TFM	20	400	65.6
SE, Sec 8 & NE, Sec 17 T104N-R70W	10 Tower Valley CP	B3ZPL	30	525	93.9
NW, Sec 9-T104N-R70W	10 Tower Olson CP	B4J	30	700	128.2
SW, Sec 9-T104N-R70W	10 Tower Olson CP	B4J	40	700	130.5

2704A-3



8-150HP Elect. Pumps
950 GPM CAPAC. EACH



PURPOSE: Water Intake, Irrigation
DATUM: MSL
ADJACENT PROPERTY OWNERS:
1. J. TURGEON
2. S.D. Fish & Game

T105N, R71W, Sec 36
IN Missouri River
AT Mile 970.23 L
COUNTY OF Boyle STATE So. Dak
APPLICATION BY Hilltop Irrigation Dist.
SHEET 1 OF 1 DATE 25/May/76

1/30/96

State of S.D.
 Dept. of Engrs. & Natural Resources
 Division of Water Rights
 Dear Sirs



I request copies of Hilltop
 Irrigation District of Chamberlain S.D.
 water application for Irrigation, plus

Including all maps, land descriptions,
 a, gallons allocated for each land
 owner in Hilltop Irrigation District
 and all related material.

I believe district was formed in
 1970s to pump water from
 Missouri River dam to irrigate.

Please include any land changes
 water allocation changes etc. done
 by Hilltop District since originally
 formed.

If any charges for such copies
 please advise and I'll remit as you
 can send nothing.

I was a member of district
 until 1987 or about.

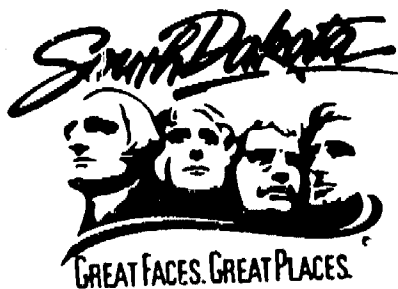
Yours,

Merrill Korman, Sr.

Box 1346

Reliance S.D. 57569

2704A-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 1, 1996

Merrill Karlen, Sr.
Box 1346
Reliance, SD 57569

Dear Mr. Karlen:

Enclosed is a copy of the files for Hilltop Irrigation District's Water Permit No. 2704-3 and Water Right No. 2704A-3.

I apologize that this information was not sent to you earlier. There is no charge for the copies. If I may be of further assistance, please let me know.

Sincerely,

A handwritten signature in cursive script that reads 'Eric Gronlund'.

Eric Gronlund
Water Rights Program
(605) 773-3352

enclosures



2704A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 17, 2003

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, DICK LLOYD, 24557 348TH AVE, CHAMBERLAIN,
SD 57325

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

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire(s)

Our records indicate that the 2002 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2704A-3. The request for the Questionnaire was dated October 11, 2002. The Water Management Board has directed that owners of water permits who have not submitted the 2002 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) 2704A-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 5, 2003 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) 2704A-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 28, 2003, 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 the handicapped or to obtain an interpreter for the hearing impaired.



27041A-3

Track & Confirm**Delivery Status**

You entered 2301 0370 0000 7541 3718

Your item was delivered at 3:55 pm on January 23, 2003 in
CHAMBERLAIN, SD 57325. The item was signed for by D LLOYD.[Shipments History >](#)[Request Delivery Record >](#)**Track & Confirm**
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	DICK LLOYD
	24557 348TH AVE
	CHAMBERLAIN SD 57325
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PS Form 153, February 2001 (See Reverse)	



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 13, 2003

2704A-3

Dick Lloyd
Hilltop Irrigation District
24557 348th Ave
Chamberlain SD 57325

Dear Mr. Lloyd:

I am writing to acknowledge receipt of your 2002 irrigation questionnaire. You may disregard the January 17, 2003, "Notice" concerning reporting requirements for Water Right No. 2704A-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
Environmental Scientist
Water Rights Program
(605) 773-3352



2704A-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 14, 2004

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, TODD PRIEBE, 25147SD HWY 50, PUKWANA, SD 57370

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

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2704A-3. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 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) 2704A-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 3, 2004 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) 2704A-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 27, 2004, 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 the handicapped or to obtain an interpreter for the hearing impaired.



2704A-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 9180

Your item was delivered at 1:01 pm on January 26, 2004 in PUKWANA, SD 57370. The item was signed for by T PRIEBE.

[Shipment Details >](#)

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U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8515 9180

HILLTOP IRRIGATION DISTRICT
TODD PRIEBE
25147SD HWY 50
PUKWANA SD 57370

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

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www.usps.com
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PS Form 153, July 2001

(See Reverse)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 24, 2004

2704A-3

Todd Priebe
Hilltop Irrigation District
25147 SD Hwy 50
Pukwana SD 57370

Dear Mr. Priebe:

I am writing to acknowledge receipt of your 2003 irrigation questionnaire. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right No. 2704A-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
Environmental Scientist
Water Rights Program
(605) 773-3352

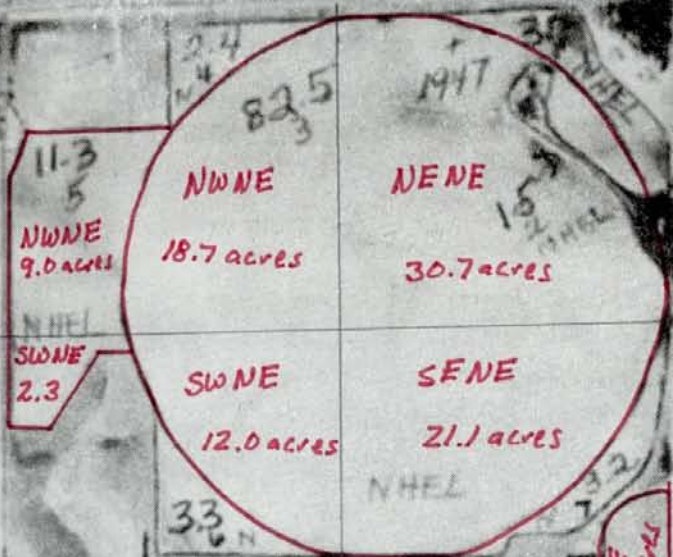
NOT TO SCALE



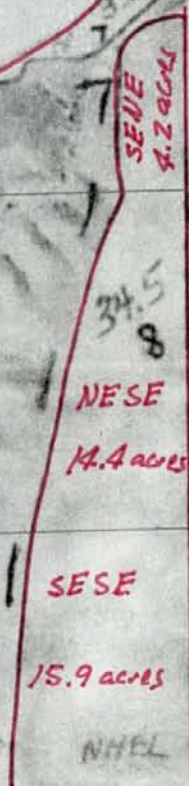
2704A-3
Hilltop Irrigation Dist

NOT TO SCALE

104-71

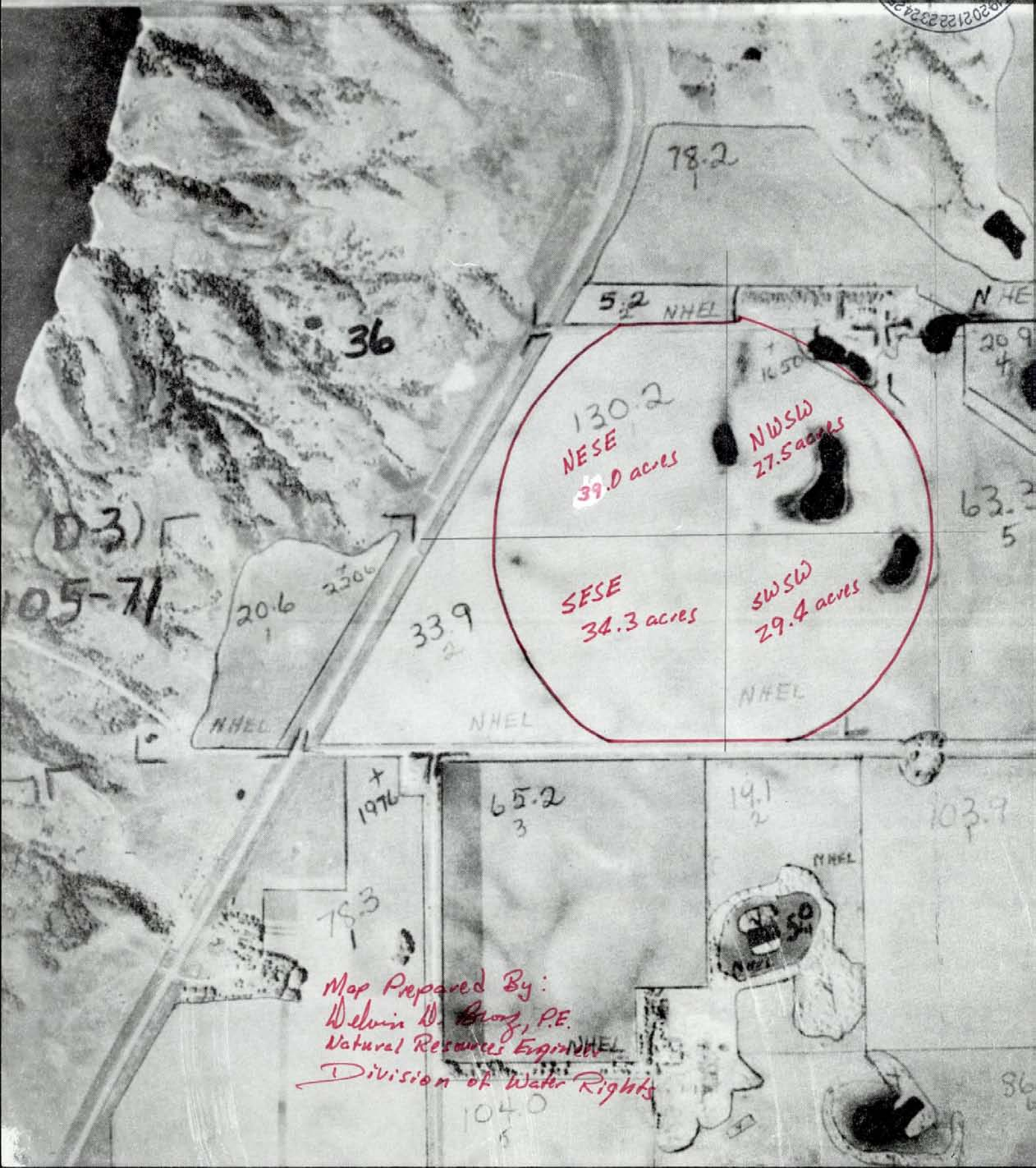


(D-3)
104-71

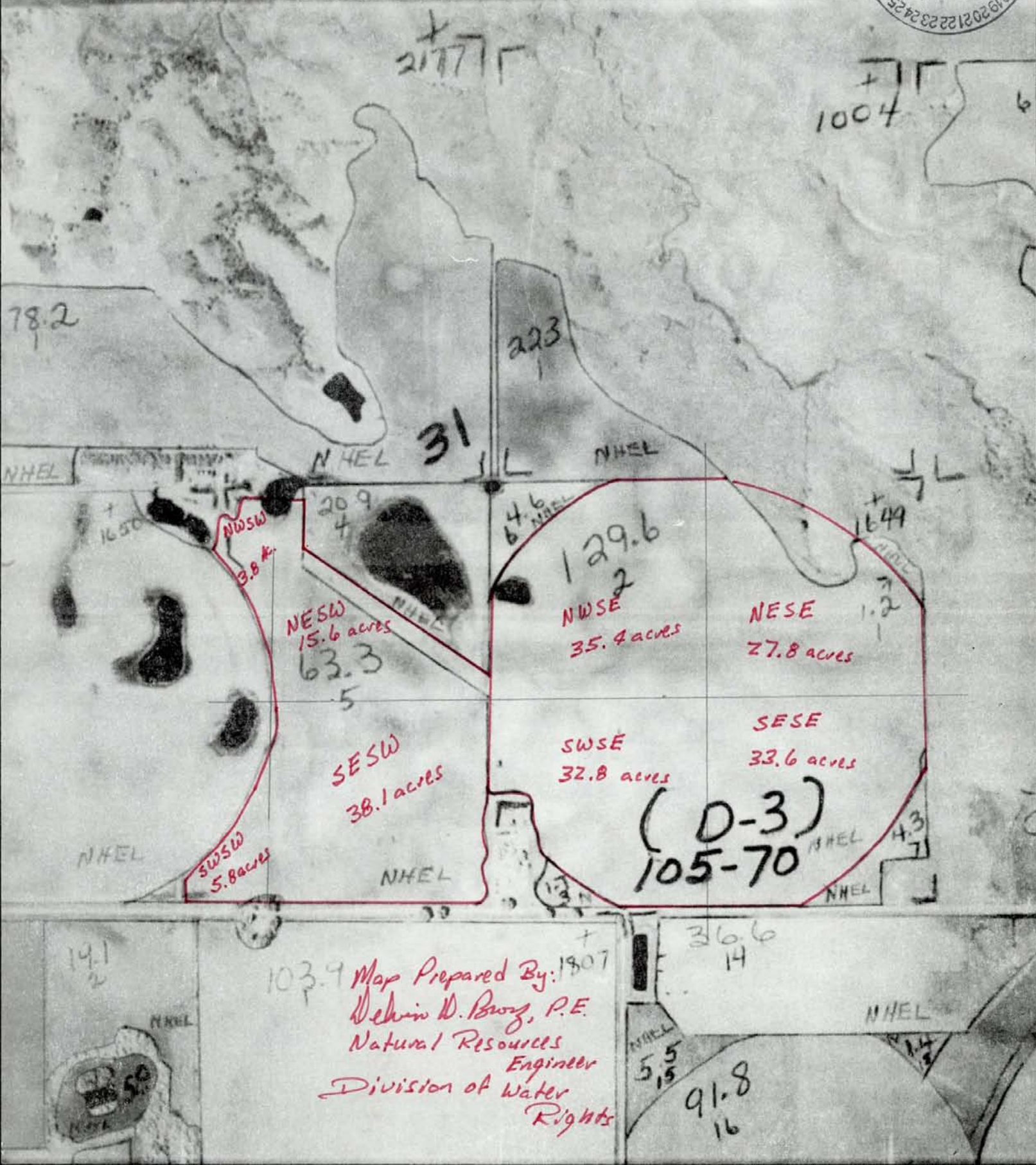


Map Prepared By:
Walter W. Berg, P.E.
Natural Resources Engineer
Division of
Water Rights

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Map Prepared By:
Delvin D. Blong, P.E.
Natural Resources Engineer
Division of Water Rights



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104-71

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95.4
3

32.2

1834

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5

Map Prepared By:
Melvin W. Brong, P.E.
Natural Resources Engineer
Division of Water Rights

31.4
6

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7

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22.8
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9

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1

1831

6.3
2
12

127.0

6.6
3

20.3
12

NWSE
32.4 acres

NESE
31.8 acres

SWSE
32.2 acres

SESE
30.6 acres

52.6
2

(D-3)

104-71

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9

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1938

NOT TO SCALE

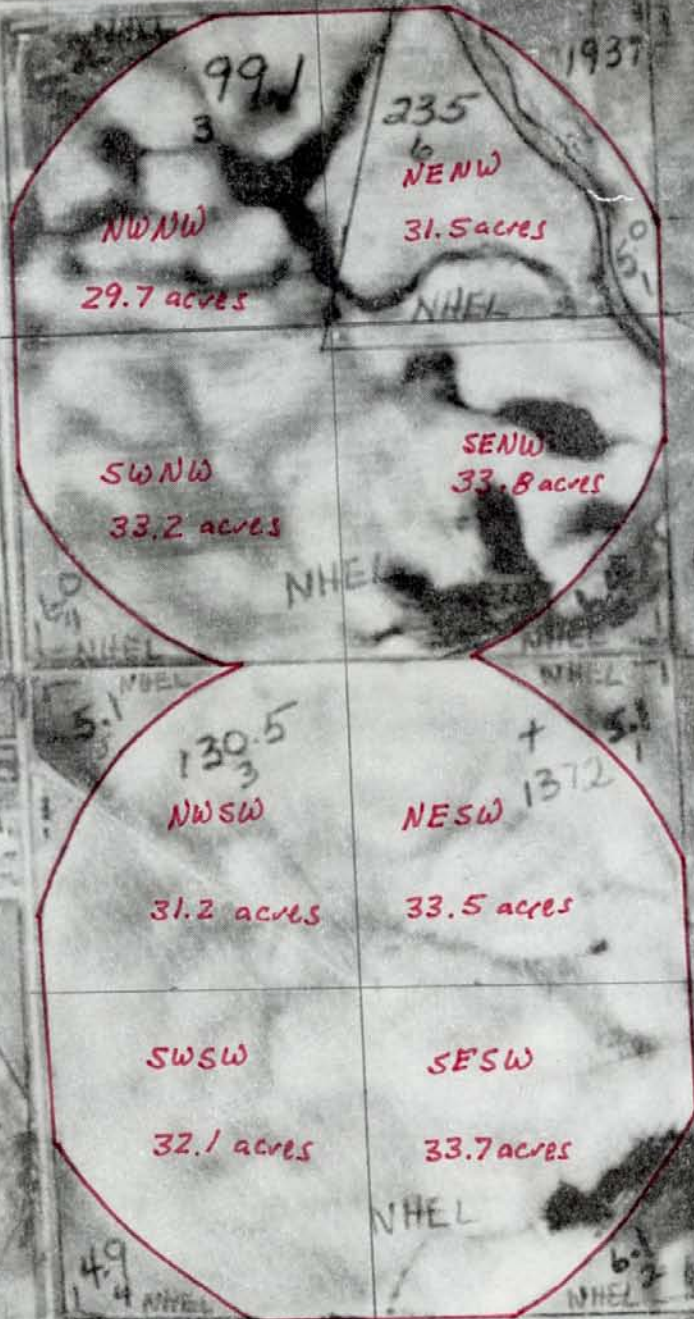


Map Prepared By:
Delvin D. Brong, P.E.
Natural Resources Engineer
Division of Water
Rights

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Map Prepared By:
Delvin W. Brong, P.E.
Natural Resources Engineer
Division of Water Rights



(E-3)
104-70

(D-3)
105-71

Diversion Point

650 Feet East and 850 Feet
North from the SW Corner of
Section 36, T105N, R71W

(D-3)
104-71

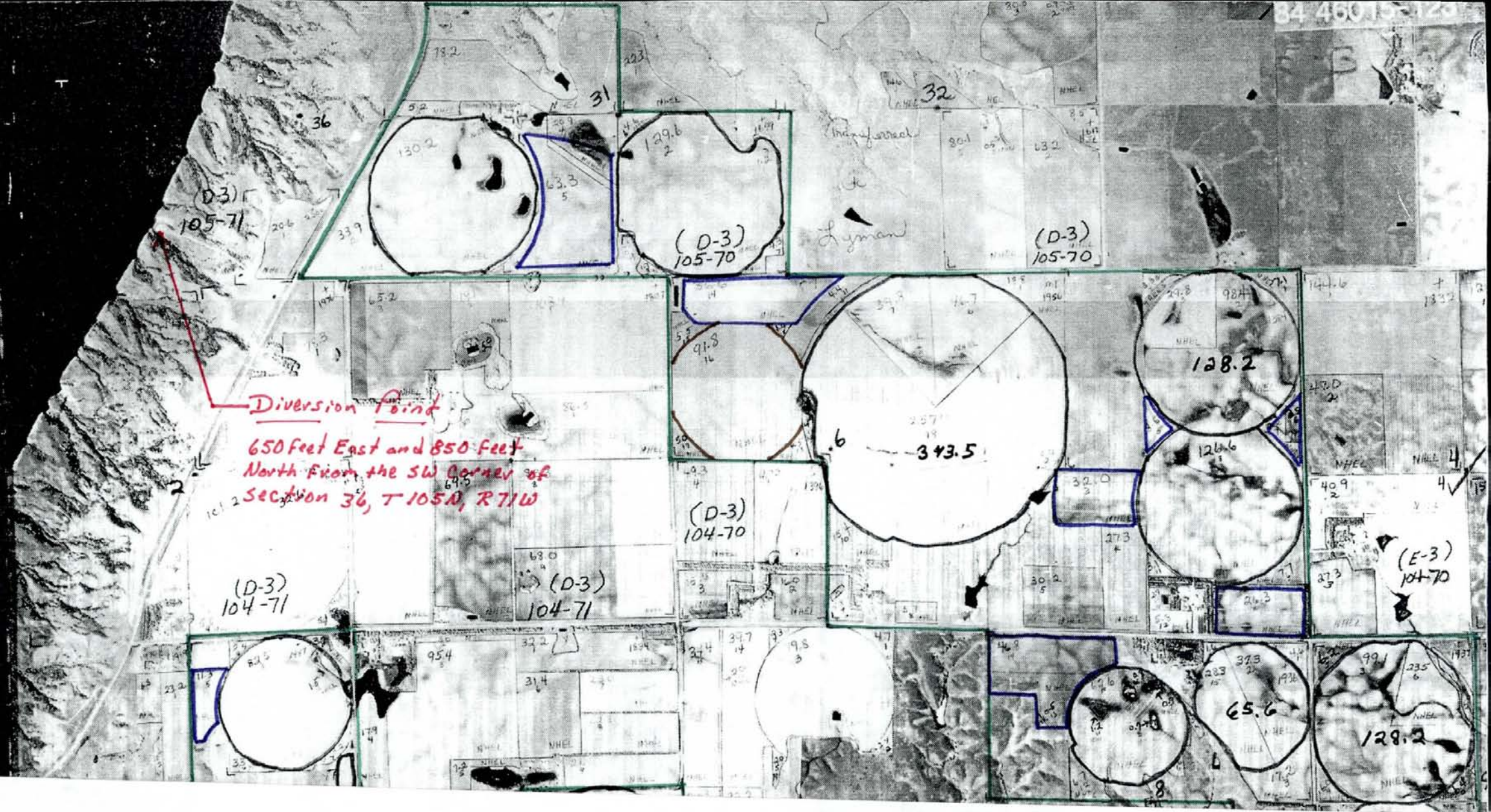
(D-3)
104-71

(D-3)
104-70

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105-70

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105-70

(E-3)
104-70





2704A-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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January 24, 2006

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, TODD PRIEBE, 25147 SD HWY 50, PUKWANA, SD 57370

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

SUBJECT: Reporting Requirement for 2005 Irrigation Questionnaire(s)

Our records indicate that the 2005 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2704A-3. The request for the Questionnaire was dated October 28, 2005. The Water Management Board has directed that owners of water permits who have not submitted the 2005 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) 2704A-3 qualification:

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

The hearing will be held at 10:30 am, March 2, 2006 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) 2704A-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 24, 2006**, 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 the handicapped or to obtain an interpreter for the hearing impaired.



2704A-3

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Current Status

You entered 2303 2160 0000 0799 5005

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2303 2160 0000 0799 5005

HILLTOP IRRIGATION DISTRICT
TODD PRIEBE
25147 SD HWY 50
PUKWANA SD 57370

Waiver of Signature ☐ YES ☐ NO

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www.state.sd.us/denr

February 21, 2006

2704A-3

Todd Priebe
Hilltop Irrigation District
25147 SD Hwy 50
Pukwana SD 57370

Dear Mr. Priebe:

I am writing to acknowledge receipt of your 2005 irrigation questionnaire. You may disregard the January 24, 2006, "Notice" concerning reporting requirements for Water Right No. 2704A-3.

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

When you get a moment, please give me a call concerning the information you reported. I have a question on whether or not the pump rate for the corn and alfalfa is a total for all the acres or if it should be multiplied "per pivot".

Sincerely,

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



2704A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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www.state.sd.us/denr

January 23, 2009

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, TODD PRIEBE, 25147 SD HWY 50, PUKWANA, SD 57370

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) 2704A-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) 2704A-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) 2704A-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>

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.

2704A-3

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Label/Receipt Number: **2303 2160 0000 0802 6838**
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FOIA

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 6838

HILLTOP IRRIGATION DISTRICT
TODD PRIEBE
25147 SD HWY 50
PUKWANA SD 57370

Waiver of Signature ☐ YES ☐ NO

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February 2, 2009

2704A-3

Todd Priebe
Hilltop Irrigation District
25147 SD Hwy 50
Pukwana SD 57370

Dear Mr. Priebe:

I am writing to acknowledge receipt of your 2008 irrigation questionnaire. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right No. 2704A-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
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us



2704A-3
DEPARTMENT of ENVIRONMENT
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January 22, 2010

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, TODD PRIEBE, 25147 SD HWY 50, PUKWANA, SD 57370

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) 2704A-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) 2704A-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) 2704A-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/asp>

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.



2704A-3

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Service(s): **Signature Confirmation™**Status: **Delivered**

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- Delivered, January 23, 2010, 8:32 am, PUKWANA, SD 57370
- Arrival at Post Office, January 23, 2010, 8:24 am, PUKWANA, SD 57370

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SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 9020

F HILLTOP IRRIGATION DISTRICT
TODD PRIEBE
25147 SD HWY 50
PUKWANA SD 57370

Waiver of Signature ☐ YES ☐ NO

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March 2, 2010

2704A-3

Todd Priebe
Hilltop Irrigation District
25147 SD Hwy 50
Pukwana SD 57370

Dear Mr. Priebe:

I am writing to acknowledge receipt of your 2009 irrigation questionnaire. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right No. 2704A-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 that reads "Genny McMath". The signature is written in a cursive, flowing style.

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



2704A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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January 21, 2011

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, TODD PRIEBE, 25147 SD HWY 50, PUKWANA, SD
57370

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

SUBJECT: Reporting Requirement for 2010 Irrigation Questionnaire(s)

Our records indicate that the 2010 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2704A-3. The request for the Questionnaire was dated October 15, 2010. The Water Management Board has directed that owners of water permits who have not submitted the 2010 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) 2704A-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 9, 2011** 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) 2704A-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 4, 2011**, 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>

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.

2704A-3

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Label/Receipt Number: **2303 2160 0000 0802 0201**Service(s): **Signature Confirmation™**Status: **Delivered**

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Detailed Results:

- Delivered, January 22, 2011, 1:12 pm, PUKWANA, SD 57370
- Arrival at Post Office, January 22, 2011, 8:25 am, PUKWANA, SD 57370

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SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 0201	HILLTOP IRRIGATION DISTRICT	
	TODD PRIEBE	
	25147 SD HWY 50	
	PUKWANA SD 57370	
Waiver of Signature ☐ YES ☐ NO		POSTAL CUSTOMER: Keep this receipt. For Inquiries: Access internet web site at www.usps.com or call 1-800-222-1811
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March 9, 2011

2704A-3

Todd Priebe
25147 SD Hwy 50
Pukwana SD 57370

Dear Mr. Priebe:

I am writing to acknowledge receipt of your 2010 irrigation questionnaire.

You may disregard the January 21, 2011, "Notice" concerning reporting requirements for Water Right No. 2704A-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 that reads "Genny McMath".

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



2704A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 24, 2012

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, TODD PRIEBE, 25147 SD HWY 50, PUKWANA, SD 57370

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

SUBJECT: Reporting Requirement for 2011 Irrigation Questionnaire(s)

Our records indicate that the 2011 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2704A-3. The request for the Questionnaire was dated October 14, 2011. The Water Management Board has directed that owners of water permits who have not submitted the 2011 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) 2704A-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 7, 2012** 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) 2704A-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 2, 2012**, 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>

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
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February 14, 2012

2704A-3

Todd Priebe
Hilltop Irrigation District
25147 SD Hwy 50
Pukwana SD 57370

Dear Mr. Priebe:

I am writing to acknowledge receipt of your 2011 irrigation questionnaire.

You may disregard the January 24, 2012, "Notice" concerning reporting requirements for Water Right No. 2704A-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 that reads "Genny McMath". The signature is written in a cursive, flowing style.

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



2704A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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January 24, 2014

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, TODD PRIEBE, 25147 SD HWY 50, PUKWANA, SD 57370

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

SUBJECT: Reporting Requirement for 2013 Irrigation Questionnaire(s)

Our records indicate that the 2013 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2704A-3. The request for the Questionnaire was dated October 18, 2013. The Water Management Board has directed that owners of water permits who have not submitted the 2013 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) 2704A-3 qualification:

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

The hearing will be held at **9:00 am, March 6, 2014** 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) 2704A-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 3, 2014**, 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>

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.denr.sd.gov

March 4, 2014

2704A-3

Todd Priebe
Hilltop Irrigation District
25147 SD Hwy 50
Pukwana SD 57370

Dear Mr. Priebe:

I am writing to acknowledge receipt of your 2013 irrigation questionnaire.

You may disregard the January 24, 2014, "Notice" concerning reporting requirements for Water Right No. 2704A-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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us



2704A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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January 15, 2016

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, TODD PRIEBE, 25147 SD HWY 50, PUKWANA, SD 57370

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) 2704A-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) 2704A-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) 2704A-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>

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

denr.sd.gov

February 26, 2016

2704A-3

Hilltop Irrigation District
c/o Todd Priebe
25147 SD Hwy 50
Pukwana SD 57370

Dear Mr. Priebe:

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

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Right No. 2704A-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



2704A-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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www.state.sd.us/denr

January 20, 2017

NOTICE

TO: HILLTOP IRRIGATION DISTRICT, TODD PRIEBE, 25147 SD HWY 50, PUKWANA, SD 57370

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

SUBJECT: Reporting Requirement for 2016 Irrigation Questionnaire(s)

Our records indicate your 2016 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2704A-3. The request for the Questionnaire was dated October 21, 2016. The Water Management Board has directed that owners of water permits who have not submitted the 2016 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) 2704A-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 1, 2017 at 11:00 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) 2704A-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 1, 2017** 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>

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.



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DATE & TIME

January 21, 2017 , 12:51
pm

STATUS OF ITEM

Delivered, Left with
Individual

LOCATION

PUKWANA, SD 57370

Available Actions

Text Updates

Email Updates

Your item was delivered to an individual at the address at 12:51 pm on January 21, 2017 in PUKWANA, SD 57370.

January 21, 2017 , 2:32 am	Departed USPS Origin Facility	HURON, SD 57399
January 20, 2017 , 9:19 pm	Arrived at USPS Origin Facility	HURON, SD 57399
January 20, 2017 , 6:33 pm	Departed Post Office	PIERRE, SD 57501
January 20, 2017 , 2:16 pm	Acceptance	PIERRE, SD 57501
January 20, 2017 , 2:16 pm	Acceptance	PIERRE, SD 57501

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Tracking (or receipt) number

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☐ Adult Signature Restricted Delivery	\$

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HILLTOP IRRIGATION DISTRICT
TODD PRIEBE
25147 SD HWY 50
PUKWANA SD 57370

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions



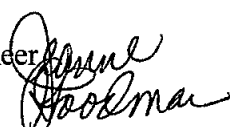
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March 2, 2017

NOTICE OF ENTRY OF ORDER FOR ONE YEAR SUSPENSION OF WATER RIGHT

TO: Todd Priebe, Hilltop Irrigation District, 25147 SD Hwy 50, Pukwana SD 57370

FROM: Jeanne Goodman, Chief Engineer
Water Rights Program 

SUBJECT: One Year Suspension of Water Right No. 2704A-3

On March 1, 2017, the Water Management Board ordered:

Effective April 1, 2017, Water Right No. 2704A-3 be suspended for the 2017 irrigation season for failure to submit the 2016 irrigation questionnaire.

If the 2016 irrigation questionnaire is received prior to April 1, 2017, the suspension will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2017 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2017 unless the 2016 irrigation questionnaire is submitted by April 1st.

After April 1st, you may petition the Water Management Board to rescind the suspension. You will need to submit the 2016 irrigation questionnaire and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May 10-11, 2017, in Pierre, SD. The letter should include your reasons for not completing the 2016 irrigation questionnaire. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Water Rights Staff will conduct compliance checks of suspended water rights this summer to determine if irrigation is taking place.

Please contact Genny McMath (605) 773-3352, if you have any questions.

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DATE & TIME

March 4, 2017 , 12:42 pm

STATUS OF ITEM

Delivered, Left with
Individual

LOCATION

PUKWANA, SD 57370

Your item was delivered to an individual at the address at 12:42 pm on March 4, 2017 in PUKWANA, SD 57370.

March 4, 2017 , 9:44 am

In Transit to Destination

March 3, 2017 , 2:44 am

Departed USPS Facility

HURON, SD 57399

March 2, 2017 , 9:57 pm

Arrived at USPS Facility

HURON, SD 57399

Available Actions

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Tracking (or receipt) number

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HILLTOP IRRIGATION DISTRICT
25147 SD HWY 50
PUKWANA SD 57370

PS Form 3800, August 2006

See Reverse for Instructions

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DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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denr.sd.gov

April 6, 2017

2704A-3

Todd Priebe
Hilltop Irrigation District
25147 SD Hwy 50
Pukwana SD 57370

RE: Suspension of Water Right No. 2704A-3 for the 2017 Irrigation Season

Dear Mr. Priebe:

On March 1, 2017, the Water Management Board took action to suspend Water Right No. 2704A-3 held by Hilltop Irrigation District for failure to report 2016 water use on the annual irrigation questionnaire. The Board's order became effective in 30 days to allow the District to file the 2016 irrigation questionnaire before the suspension took effect.

As of April 1st, the 2016 irrigation questionnaire was not received and the Board's action to suspend the water right for the 2017 irrigation season went into effect. Consistent with the Board's action, **Hilltop Irrigation District is not authorized to irrigate during 2017.**

At this point, if the district desires to irrigate in 2017, you will need to submit the 2016 irrigation questionnaire and a letter requesting time on the May 11, 2017 Water Management Board agenda. You will then need to appear before the Board and make the request of the Board to have the suspension lifted. If you have any questions concerning this procedure contact Genny McMath at 605 773-3352.

Water Rights Staff will conduct compliance checks of suspended water rights throughout the summer to ensure irrigation is not taking place.

Sincerely,

Jeanne Goodman, Chief Engineer
Water Rights Program



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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NOTICE

May 1, 2017

2704A-3

Dick Lloyd
Hilltop Irrigation District
24557 348th Ave
Chamberlain SD 57325

Dear Mr. Lloyd:

Thank you for calling this morning concerning the 2016 irrigation questionnaire for Hilltop Irrigation District.

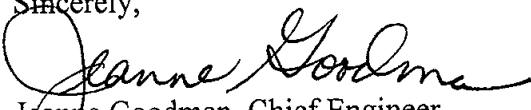
Enclosed is a copy of the 2016 irrigation questionnaire for you to complete. I have included a copy of a past irrigation questionnaire just to give you an idea of what type of information is needed. You do not necessarily need to put down "days per month" or "average hours per day" if you do not have that information. If you happen to know that "x" amount of inches were applied for the season on "x" amount of acreage that would be acceptable as well.

The original irrigation questionnaire and follow up notices were directed to Todd Priebe. At the March Water Management Board meeting, the Board took action to suspend the water right for a period of one year for failure to submit the 2016 irrigation questionnaire. At this point, since the Board has already taken action to suspend the water right, the matter will need to be brought back to them for any further action.

Tentatively, the matter will be scheduled for **10:30 am May 11, 2017, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD.** The 2016 irrigation questionnaire will need to be submitted along with a written request to appear before the Board for their May 11, 2017 meeting. It is ultimately a Board decision on whether to rescind the one year suspension and allow irrigation for this season or to let the suspension stand. It is very important that you plan to attend the hearing.

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

Sincerely,


Jeanne Goodman, Chief Engineer
Water Rights Program

CERTIFICATION

I hereby certify that on May 1, 2017, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated May 1, 2017 regarding 2016 Irrigation questionnaires addressed as stated below:

Permit No. 2407A-3 Dick Lloyd, Hilltop Irrigation District, 24557 348th Ave, Chamberlain
SD 57325

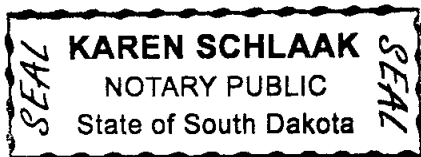
Ann Mines Bailey, Assistant Attorney General, 1302 US-14 #1, Pierre, SD 57501
InterOffice


Gail Jacobson
Secretary/Water Rights

[illegible]

Sworn to, before me, this 1st day of May, 2017.

Karen Schlaak
Karen Schlaak
Notary Public
My Commission expires April 1, 2019



**WATER RIGHT NO. 2704A-3
HILLTOP IRRIGATION DISTRICT**

BRIEF DESCRIPTION:

Water Right No. 2704A-3, with a priority date of April 29, 1976, is held by Hilltop Irrigation District, and authorizes diversion of water from the Missouri River for irrigation of 1,911 acres in Brule County, SD. The original water permit was approved with the mandatory requirement to submit the annual irrigation questionnaire.

Beginning in 2003, irrigation questionnaires for Water Right No. 2704A-3 have been sent to Todd Priebe, Hilltop Irrigation District, 25147 SD Hwy 50, Pukwana SD 57370. Prior to 2003, questionnaires were sent to Dick Lloyd or Robert Priebe.

Irrigation questionnaire mailed	Date questionnaire due in office	Date irrigation questionnaire was received
October 2003	December 1, 2003	February 24, 2004
October 2004	December 3, 2004	January 14, 2005
October 2005	December 2, 2005	February 17, 2006
October 2006	December 1, 2006	January 2, 2007
October 2007	December 3, 2007	December 12, 2007
October 2008	December 1, 2008	January 30, 2009
October 2009	December 1, 2009	March 2, 2010
October 2010	December 3, 2010	March 8, 2011
October 2011	December 2, 2011	February 14, 2012
October 2012	December 3, 2012	January 11, 2013
October 2013	December 2, 2013	March 4, 2014
October 2014	December 1, 2014	November 19, 2014
October 2015	December 1, 2015	February 25, 2016
October 2016	December 1, 2016	none

Notices involving the 2016 irrigation questionnaire:

- **October 21, 2016** – the irrigation questionnaire was mailed with specified due date of December 1, 2016;
- **January 20, 2017** – “Notice” of hearing sent by certified mail (delivered January 21, 2017). The notice outlined what action the Board could take concerning the past due questionnaire if it was not received by the March 1, 2017 hearing date;
- **March 2, 2017** – “Notice of Entry of Order for One Year Suspension of Water Right” sent by certified mail (delivered March 4, 2017). The notice outlined the Board action to suspend the water right for a period of one year if the questionnaire was not received by April 1, 2017;
- **April 6, 2017** - correspondence directed to Mr. Priebe, Hilltop Irrigation reiterating the Board’s decision to suspend the water right and outlining the procedure the District needed to take if they desired to irrigate in 2017. No response was received from Mr. Priebe.

On May 1, 2017, through telephone communication with Dick Lloyd, Vice President of Hilltop Irrigation District, a 2016 irrigation questionnaire was directed to his attention and a hearing scheduled for Board review of one year suspension of water right.



Genny McMath
Water Rights Program
May 1, 2017

2704A-3

RECEIVED

MAY - 8 2017

WATER RIGHTS
PROGRAM

HILLTOP IRRIGATION DISTRICT

Dick Lloyd

24557 348th Ave.

Chamberlain, SD 57325

May 2, 2017

Jeanne Goodman, Chief Engineer
Department of Environment
And Natural Resources

Joe Foss Building
523 East Capitol
Pierre, S.D. 57501-3182

Dear Mrs. Goodman :

Thank you for bringing to our attention the problem of the Hilltop Irrigation Districts' suspension of water permit.

Failing to submit the 2016 irrigation questionnaire on time, was a major oversight on our part and we are working to correct the problem.

After having successfully completed 39 years of irrigation, the District hopes to have proven their ability to be good stewards of the land and water. It's amazing how the years have flown by.

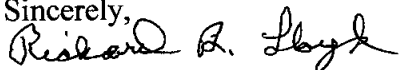
The District appreciates it's past cooperation with the State Water Management Board and we regret any inconvenience this may have caused.

The Hilltop Irrigation District is requesting to appear before your May 11th Board Hearing, asking you to please rescind the one year suspension of our permit.

Please find the enclosed completed questionnaire for 2016.

If there are any questions concerning this matter, please call me at 234-6149 .

Sincerely,



Dick Lloyd, vice president, Hilltop Irrigation District



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

May 3, 2017

NOTICE

Dick Lloyd
Hilltop Irrigation District
24557 348th Avenue
Chamberlain SD 57325

Dear Mr. Lloyd:

Hilltop Irrigation District requested time before the Water Management Board regarding the one year suspension of irrigation under Water Right No. 2704A-3. The water right is currently suspended for the 2017 irrigation season for failure to submit the annual 2016 irrigation questionnaire. Notice was sent May 1, 2017, scheduling a hearing before the Board. Since that time, the meeting has changed to a telephone conference call. Below is the information for you to call to participate in the meeting

Start Time: 10:30 AM US/Central May 11, 2017 (Duration: 1 hour, 30 minutes)

To join the conference Dial: 605-224-1125

Enter this access code: 0183360#

If you have trouble getting on the call, please contact the conference operator at 605-773-3011.

Enclosed is the agenda for the meeting. If you have any questions, please contact Genny McMath at 605 773-3352.

Sincerely,

Jeanne Goodman, Chief Engineer
Water Rights Program

enclosure



South Dakota
**Department of Environment
& Natural Resources**
Protecting SD's Tomorrow... Today

WATER MANAGEMENT BOARD TELEPHONE CONFERENCE CALL MEETING

**Thursday, May 11, 2017
523 E Capitol Avenue
Pierre SD**

Scheduled hearing times are Central Time

AGENDA

Scheduled times are estimates only. Agenda items may be delayed due to prior scheduled items.

Live audio of the meeting can be heard at www.sd.net/mtc

10:30 AM Call to Order

Conflicts Disclosures and Requests for State Board Waivers

March 1, 2017, Board Minutes

July 12 - 13, 2017 Meeting Location (Pierre suggested)

Status and Review of Water Rights Litigation – Matt Naasz

Administer Oath to Department of Environment and Natural Resources Staff

Update on DENR Activities

- Staff Changes

- Training Session Format

- Legislative Update

- 2017 Streamflow Outlook

Request to Rescind Suspension of Water Right No. 2704A-3, Hilltop Irrigation District for Failure to Submit 2016 Irrigation Questionnaire – Genny McMath

Findings of Fact, Conclusion of Law and Final Decision in the matter of Cancellation of Water Right Filing No. 0494-2, Bollmann

11:00 AM Cancellation Considerations – Eric Gronlund

Seven Year Review of Future Use Permit No. 5209-3, Kingbrook RWS – Eric Gronlund

Qualification Amendment to Water Right No. 1407-1, Cundy Trust – Eric Gronlund

Qualification Amendment to Water Permit No. 7350-3, Richard Schmit – Lynn Beck

ADJOURN

A limited number of phone lines are available for this call. Interested parties who wish to participate in the telephone conference call should contact DENR at (605) 773-3296 no later than 3:00 PM Central Time on Wednesday, May 10, 2017.

Interested parties may also participate at the Department of Environment and Natural Resources, Floyd Matthew Training Center, 523 East Capitol Avenue, Pierre SD.

Board members are reminded that effective July 1, 2016 members are subject to SDCL 3 – 23-1 to 3-23-5 (Disclosure Laws) which address the disclosure of any conflicts of interest a member may have regarding contracts with the State of South Dakota. Board members should report any potential conflicts to the board and seek a waiver where appropriate.

Notice is given to individuals with disabilities that this meeting is being held in a physically accessible location. Please notify the Department of Environment and Natural Resources at (605) 773-3296 at least 48 hours before the meeting if you have a disability for which special arrangement must be made.

CERTIFICATION

I hereby certify that on May 3, 2017, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated May 3, 2017 regarding 2016 Irrigation questionnaires hearing change addressed as stated below:

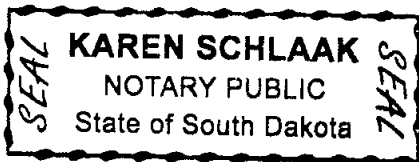
Permit No. 2407A-3 Dick Lloyd, Hilltop Irrigation District, 24557 348th Ave, Chamberlain SD 57325

Gail Jacobson
Gail Jacobson
Secretary/Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 3rd day of May, 20 17.

Karen Schlaak
Karen Schlaak
Notary Public
My Commission expires April 1, 2019





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

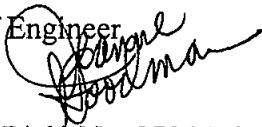
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PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

May 15, 2017

NOTICE

TO: Richard Lloyd, Vice President, Hilltop Irrigation District
24557 348th Avenue, Chamberlain SD 57325

FROM: Jeanne Goodman, Chief Engineer
Water Rights Program 

SUBJECT: Reinstatement of Water Right No. 2704A-3

On May 11, 2017, the Water Management Board passed a motion to lift the suspension of Water Right No. 2704A-3. **The Board's action allows Hilltop Irrigation District to irrigate in 2017.**

The Board's action took into consideration the 2016 irrigation questionnaire was now on file with the Water Rights Program. They also took into consideration testimony from Todd Priebe indicating changes have been made within management of the District and future irrigation questionnaires will be directed to your attention.

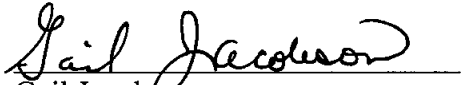
Please be aware that under SDCL 46-1-12, the Board has the authority to suspend a water right for a period of up to one year for the first violation; for up to three years for the second violation and may cancel a water right for a third violation. Following reinstatement of Water Right No. 2704A-3 for what would be the first violation, the Board wanted the District to be aware future violations will not be looked upon with the same leniency.

The 2017 irrigation questionnaire will be directed to you in October, 2017. If you have any questions concerning the reporting requirements, please contact Genny McMath at 605 773-3352.

CERTIFICATION

I hereby certify that on May 15, 2017, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated May 15, 2017 regarding Reinstatement of Water Right No. 2704A-3 addressed as stated below:

Permit No. 2407A-3 Dick Lloyd, Hilltop Irrigation District, 24557 348th Ave, Chamberlain SD 57325


Gail Jacobson
Secretary/Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 15th day of May, 20 17.


Karen Schlaak
Notary Public
My Commission expires April 1, 2019

