

1. Considered MAY 20, 1976 2722-3
2. Name of Applicant DONALD E. JOHNSON
3. Post Office Address MILBANK
4. Amount of water claimed 2.0
5. Source of water supply 1120' WELL
6. Water to be used for IRRIGATION
- Acres to be irrigated 270
7. Water to be diverted and used in GRANT county
about 2.5 miles of MILBANK
8. Proof of Publication Received 5-14-76
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

No. 2722-3Map No. 2080-3 Water Division No. 3 WHETSTONE CREEK District
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant Donald E. Johnson - Granite View Farms
 Postoffice address Route 1, Box 142 Milbank, State South Dakota 57252
 If a corporation show date and place of incorporation No
2. Method of accomplishing work (contract, employment of others, or by direct labor) direct labor
3. Name of diversion work Donald E. Johnson - Granite View Farms Unit # 1
4. Amount of water claimed (cubic feet per second) 2.0
5. Source of water supply ground water
6. Location of point of diversion A POINT IN THE SE 1/4 SEC. 18, T107N, R47W
County Grant
7. Annual period or periods during which water is to be used March-November
8. Use to be made of water. (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
9. For irrigation use. Total number of acres to be irrigated 270

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.
N.W. 18-120-47	135		
S.W. 18-120-47	135		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 2 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Grant County Review-RR 1- Milbank,
South Dakota
12. Principal Features of the Proposed Water Supply System.

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

Pump Bowl

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

Main Line

C. Works proposed to apply water to beneficial use.

Center Pivot

Estimated Total Cost \$ -----

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

STATE OF SOUTH DAKOTA)

County of Grant)

I, Donald E. Johnson-Granite View Farms the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction

Signed Donald E. JohnsonSubscribed and sworn to before me this 19 day of March 1986

Notary Public (or other qualified officer)

Comm. expires 3/4/84

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2722-3

DONALD E. JOHANSON, GRANITE VIEW FARMS, RT #1, Box 142, MILBANK
(Applicant) (Post Office Address)

SOUTH DAKOTA 57252 With the following modifications:
(State)

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

See 116 & 2722-3/4

Date of first receipt of application APRIL 29, 1976

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

Date of receipt of corrected application — 19 —

Approved MAY 20, 1976 Recorded in Book 15 Page 164

WATER RIGHT PERMIT NO. 2722-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2722-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which a applicant may claim right is APRIL 29, 1976
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 20, 1978
3. The whole of said work is to be completed on or before MAY 20, 1981
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 20, 1984
5. The water appropriated shall be used for the purpose of IRRIGATION

6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed 2.0 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before MAY 20, 1984; said water to be used during the following described annual period: MARCH - NOVEMBER

Witness my hand this 9TH day of JUNE 19 76

WATER RIGHTS COMMISSION

By:

John M. Halich
Chief Engineer, Executive Officer

Certificate of Construction Issued —, 19 —

Water License Issued —, 19 —

HURON DRILLING INC. DRILLERS LOG

PAGE NO.

Donald E. Johnson

N.W. 18-120-47 Grant Co.

3/17/76

15

Everett Lodmel

JOB NAME

LOCATION

DATE _____

RIG NO.

FOREMAN

[illegible]

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 28 Depth 100
- (2) Casing, Type Plastic Diameter 15½ Thickness .410
(wood, concrete, steel, etc)
- (3) Perforated Screen.
- Type Plastic, Diameter 15½, Length 40'
- (4) Gravel Pack. Thickness 6, Length of gravel pack 100

E. Dugout Information or Estimates

- (1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout. *Log will be furnished by driller.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials _____

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

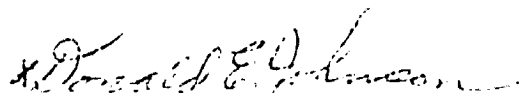
Depth to water (ground surface to water level) _____

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

On same owner's property 400 rds. On property owned by others 160 rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.


Signature of Applicant

SOUTH DAKOTA STATE UNIVERSITY
BROOKINGS, SOUTH DAKOTA 57006

WATER RESOURCES RESEARCH INSTITUTE

April 23, 1976

Mr. Donald E. Johnson
Granite View Farms
Milbank, SD 57252

Dear Mr. Johnson:

The water sample you submitted here on March 31 has now been analyzed. The original copy of the report of analysis went to you earlier and thus, there will not be a copy accompanying this letter. However, I am enclosing a copy of AES publication #13 showing the approximate quality of this water for irrigation purposes by means of a red cross in the chart on the outside back cover. As you will see, it is a high salinity, but low sodium water. Thus, it is suitable for irrigation on soils that have good internal drainage, provided that sufficient rain occurs periodically or you irrigate in very substantial quantities periodically to cause leaching of the salts that will accumulate as a result of using this water. Since the soils which you propose to irrigate all have moderately good to good internal drainage, there should not be a problem with salt accumulation if you take the precaution to have the soil profile completely filled with water at the time of soil freeze-up in the fall, about 1 year out of 3. This should provide the opportunity for natural leaching as a result of winter and early spring precipitation.

A copy of this letter, and of the water analysis, plus the application materials are being sent to the State Conservation Commission for their action. You will find enclosed the receipt for your payment. Thank you.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:ckb

Enclosures

cc: State Conservation Commission

D. Pahl

Vern Beare, County Extension Agent
Huron Drilling Co.



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

Submitted by: Granite View Farms
 Address: Donald E. Johnson
Kilbank, SD 57252
cc: Huron Drilling Inc.
Puron, SD 57350

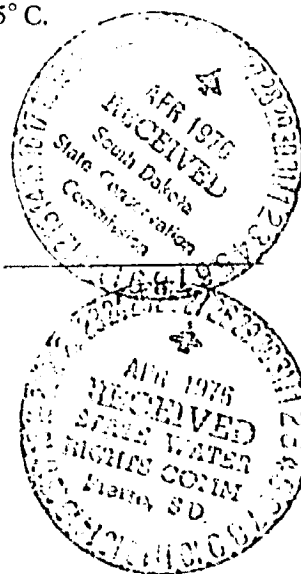
Date Rec'd March 31, 1976
 Sample No. 76-282
 Identification #2 Well-

WATER ANALYSIS

Calcium (Ca)	100	ppm*	5.00	me/l**
Magnesium (Mg)	80	ppm	6.56	me/l
Sodium (Na)	54	ppm	2.35	me/l
Potassium (K)	5	ppm	0.13	me/l
Sulfate (SO ₄)	262	ppm	5.45	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	64	ppm	1.79	me/l
Bicarbonate (HCO ₃)	342	ppm	5.60	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	280	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1257	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.98			
Sodium	16.73	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.77			
Others:				

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

COMMENTS: Total cations 14.04 me/l
 Total anions 12.84 me/l



By: Shirley Kattan

Service Performed	Amount Due
Irrigation analysis	\$8.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-282

Amount Enclosed \$

Signed

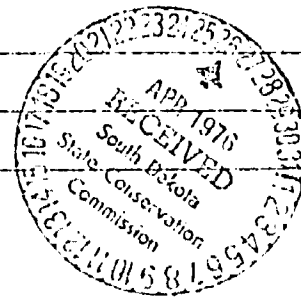
CONSERVATION
COMMISSION
FORM W1 #1

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(THIS FORM REQUIRED FOR PROPOSED GROUND WATER IRRIGATION ONLY)

NAME Donald E. Johnson - Granite View Farms

ADDRESS Hilbank, South Dakota 57252

COUNTY Grant



LEGAL DESCRIPTION

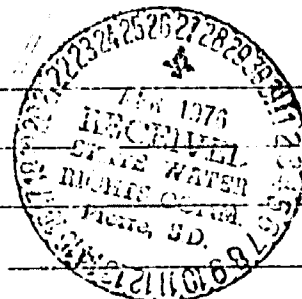
1. WELL LOCATION: S.E. 1/4 of the N.W. 1/4 Sec. 18-120-47
2. LOCATION OF AREA TO BE IRRIGATED N.W. & S.W. of Sec. 18-120-47

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT X GUN _____
4. CROPS TO BE IRRIGATED corn, alfalfa, small grain

WATER QUALITY

5. SAMPLE NUMBER 76-282
6. SALINITY (EC X 10⁶) 1257 (high)
7. SODIUM (SAR) 0.98 (low)
8. RESIDUAL SODIUM CARBONATE (meq/l.) C



I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and:
the soils information has been acquired from Grant County Conservation District,
County Extension office or Soil Conservation Service.

and:

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

A. Donald Johnson
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
17 DAY OF March 1976.

Kenneth R. Haggard
(TITLE OR SEAL)
Comm. expires 3/4/84

Alvin J. [Signature]
APPROVED/DATED

(SOILS INFORMATION ON REVERSE SIDE)

IRRIGATION SURVEY REPORT

Don Johnson

Mapping Unit 17B - This unit consists of Renshaw loam, 2 to 6 percent slopes. These are shallow, somewhat excessively drained soils formed in loamy alluvium underlain by sand and gravel at depths of 10 to 20 inches. In this unit depth to sand and gravel averages about 17 inches and ranges to 20 inches. Inclusions of Fordville soils occur in this unit and average about 24 inches to the underlying sand and gravel. Renshaw soils have moderately rapid permeability in the upper part and rapid permeability in the sand and gravel. Available water capacity is low, averaging between 4.50 to 5.50 inches in the 5 foot depth with the majority being in the portion above the sand and gravel. These soils have a fast water intake rate and are in the 210 intake family. Renshaw soils are suited to irrigation, but are considered droughty and normally require frequent periods of irrigation to realize the maximum benefit. This unit would have a moderate water erosion hazard.

14A - This unit consists of Fordville loam 0 to 2 percent slopes. These are moderately deep, well drained soils formed in loamy alluvium underlain by sand and gravel at depths of 20 to 40 inches. Permeability is moderate in the soil and rapid in the underlying sand and gravel. The available water capacity is moderate to high depending on depth to the underlying sand and gravel. Fordville soils are in the 1.0 intake family and have a moderate water intake rate. This soil is well suited for irrigation in regard to available water capacity and internal drainage.

12A - This unit consists of Divide loam, 0 to 2 percent slopes. These are moderately deep, moderately well to somewhat poorly drained soils that are calcareous at or within 16 inches of the surface. They are underlain with sand and gravel at depths of about 20 to 36 inches. These soils have a fluctuating water table that tends to concentrate lime and some salts in the upper part of the soil. Permeability is moderate over very rapid and the available water capacity is low to moderate depending on thickness of soil over sand and gravel. These soils are suitable for irrigation as long as soil drainage does not become a problem.

16D - This unit consists of Renshaw-Sioux loams, 6 to 15 percent slopes. The Renshaw soils, except for slope are like those described in the 17B mapping unit. The Sioux soils are excessively drained soils that are underlain by sand and gravel at depths of 10 inches or less. The available water capacity is very low. Permeability is rapid. The Sioux soil is not suited for cultivation.

6C - This unit consists of Heindal-Sisseton loams, 6 to 9 percent slopes. Heindal soils are deep, well drained, moderately permeable soils formed in loamy and silty glacial drift. Available water capacity is high. Heindal soil is in the 1.0 intake family and has a moderate water intake rate. Sisseton soils are deep, well drained, calcareous soils formed in loamy and silty glacial drift. Permeability is moderate, and available water capacity is moderate or high. Sisseton soil is in the 1.0 intake family and has a moderate water intake rate. Erosion is a moderate to severe hazard on this unit.

Mapping unit 56 - This unit consists of Heimdal-Svea loams, 2 to 6 percent slopes. Heimdal soils are deep, well drained, moderately permeable soils formed in loamy and silty glacial drift. Available water capacity is high. Heimdal soils are in the 1.0 intake family and have a moderate water intake rate. Svea soils are deep, moderately well drained soils formed in loamy glacial till. They have moderate permeability in the surface layer and subsoil and moderately slow permeability in the underlying material. Available water capacity is high. They have a moderately slow water intake rate and are in the 0.5 intake family.



2722-3

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

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

May 3, 19 76

Notice is hereby given that Donald E. Johnson
whose post office address is Milbank, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use
2.0 cubic feet of water per second of time from the ground water through the
Granite View Farm No. 1, the point of diversion of which is to be located in the

SE 1/4 NW 1/4

of Section 18, Twp. 120N, Range 47W. Said water to be used for the purpose
of providing irrigation on ^{portions of} the following described land:

W 1/2, Sec. 18, T120N, R47W

This application No. 2722-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 20th day of May, 19 76, at 1:00 P.M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw

cc:

Donald E. Johnson
Rt. #1, Box 142
Milbank, SD 57252

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
County Grant)

I, Clarence Justice hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Grant County Review

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 Milbank

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

May 5, 1976

May 12, 1976

(Signature)

foremar:
(Title)

May 12, 1976
(Date Signed)

**NOTICE
INTENT TO
APPROPRIATE WATER**

Pierre, South Dakota 57501

May 3, 1976

Notice is hereby given that Donald E. Johnson, whose post office address is Milbank, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.0 cubic feet of water per second of time from the ground water through the Granite View Farm No. 1, the point of diversion of which is to be located in the SE¼ NW¼ of Section 18, Twp. 120N, Range 47W. Said water to be used for the purpose of providing irrigation on portions of the following described land: W¼, Sec. 18, T120N, R47W.

This application No. 2722-3 will be considered by the Water Rights Commission at their office at Pierre upon the 20th day of May, 1976, at 1:00 P.M. All interested persons may appear and be heard.

Water Rights Commission
By: Burton F. Jones
Water Rights Specialist

May 5

May 12



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

DEPARTMENT OF NATURAL RESOURCE DEVELOPMENT
DIVISION OF WATER RIGHTS
JOE FOSS BUILDING

Post Office Millbank, S.D. 57252
Date 6-24-76

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

Dear Sirs.

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 2722-3

Water Right Permit No. 2722-3 states that the diversion system is to be constructed by May, 1981 and that the water is to be put to beneficial use by May, 1983.

The diversion system was completed on June 12, 1976. Applying the water to beneficial use was completed on June 10, 1976.

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

Donald E. Johnson
(Signature)



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

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

Water Rights Division
605 773-3352

March 27, 1984

4933-3

2722-3

James Adler
Granite View Farms
RR #1, Box 156
Milbank SD 57252

Dear Mr. Adler:

This letter will acknowledge receipt of and thank you for the return of your 1983 Irrigation Questionnaire. A notice was sent to you March 7, 1984 regarding the Irrigation Questionnaire submittal violation of Permit No. 4938-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation. Notice was also sent to you concerning possible Board action to amend Water Permit No. 2722-3 if the questionnaire was not received. Our records now show that you have returned your 1983 questionnaires and are no longer in violation.

Please disregard the notices sent to you dated March 7, 1984. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

Equal Opportunity Employer

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

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

Water Resources Engineer
605 773-3352

March 7, 1984

NOTICE

Dear Sir:

The Water Management Board has directed that all owners of Water Permits not in compliance with the requirement:

"All irrigation Permit owners.....shall submit the Irrigation Questionnaire mailed to them each year by the Chief Engineer."

be notified of this requirement.

Our records show we have not received the 1983 Irrigation Questionnaire for your Permit. The questionnaire was requested:

- 1) November, 1983 initial request
- 2) December, 1983 followup request

Owners of Water Permits not in compliance with the annual Irrigation Questionnaire requirement are being given until April 2, 1984 to submit the 1983 questionnaire. The Board will consider disciplinary action April 25, 1984 including amending those permits for which the 1983 questionnaire has not been received by April 2 with the following qualification:

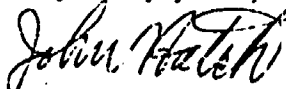
"This Permit amended April 25, 1984 is subject to the Irrigation Questionnaire being submitted each year."

Amendment of a Permit will mean that a Permit can be suspended for up to one year for continued violation of the Irrigation Questionnaire requirement.

The hearing before the Water Management Board April 25, 1984 will be at 10:45 am, Room 216, Joe Foss Building, Pierre SD. The amendment may be made pursuant to SDCL 46-1-14.

Enclosed is an additional questionnaire. Please advise if you have any questions, or you do not believe our records are correct.

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

enclosure

Equal Opportunity Employer

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

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3161

April 15, 1985

Donald E Johnson
RR 1 Box 142
Milbank SD 57252

NOTICE

Re: Violation of Water Permit No(s) 4735-3, 4856-3, 2722-3, 2722-3A and 1984 Irrigation Questionnaire Requirements.

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s). 4735-3, 4856-3, 2722-3, 2722-3A. The request for the questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4735-3, 4856-3, 2722-3, 2722-3A qualification:

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

The hearing will also be to determine if Permit No(s). 3234-3 should be amended with the qualification to require the Questionnaire to be submitted each year.

The hearing(s) will be at 10:30 a.m., May 15, 1985, in the Civil Defense Room, Basement, State Capitol Building, Pierre, South Dakota.

The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s), the Water Management Board can:

1. Suspend Permit No(s). 4735-3, 4856-3, 2722-3, 2722-3A until either the 1984 Questionnaire is submitted or for the period of up to one year;
2. Amend Permits No(s). 3234-3 also held by Donald E Johnson to require the Irrigation Water Use Questionnaire to be submitted each year;

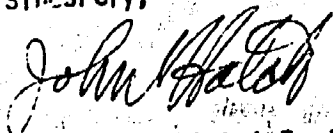
Donald E Johnson
April 15, 1985
Page 2

3. Postpone any action;

4. Take no action.

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

Sincerely,



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

NOTE: If the questionnaire(s) are received in this office before the May 15th hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

A40408KS.wr

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

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Donald Johnson
Granite View Farms
RR #1, Box 142
Milbank, SD 57252

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



SUBJECT: Amendment to Water Permit No(s). 2722-3.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 2722-3 to add the following qualification:

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

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

cc: James Adler
RR 1, Box 156
Milbank SD 57252



Department of Water & Natural Resources

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

Attachment to Water Permit No(s). 2722-3

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 2722-3 to add the following qualification:

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



Department of Water & Natural Resources

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

January 29, 1988

GRANITE VIEW FARMS -Donald Johnson
RR #1 BOX 142
MILBANK, SD 57252

NOTICE

Re: Violation of Water Permit No(s). (2722-3)

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 2722-3. The request for the Questionnaire was dated October 9, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 2722-3 qualification:

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

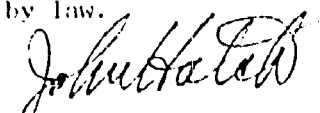
The hearing(s) will be at 9:00 am, March 2, 1988, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-3, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 2722-3 until either the 1987 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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


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

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-7181

February 25, 1988

2722-3
2722-3A
4735-3
4856-3

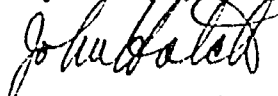
Donald Johnson
RR 1, Box 142
Milbank SD 57252

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 2722-3, 2722-3A, 4735-3, 4856-3 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,



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



Department of Water & Natural Resources

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

February 8, 1989

DONALD JOHNSON
GRANITE VIEW FARMS
RR #1 BOX 142
MILBANK, SD 57252

NOTICE

RE: Violation of Water Permit No(s). 2722-3

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 2722-3. The request for the Questionnaire was dated October 26, 1988. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s). 2722-3 qualification:

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

The hearing will be held at 9:45 am, March 1, 1989 at the Howard Johnson's, Roosevelt Room, I-90 at LaCrosse, Rapid City SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s). 2722-3 until the 1988 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
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 is received in this office before the March 1st hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,

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



 **Department of
Water & Natural Resources**

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

#2722-3
#2722-3A
#4735-3
#4856-3
#3234-3

February 21, 1989

Donald Johnson
Granite View Farms
RR 1, Box 142
Milbank, SD 57252

Dear Mr. Johnson:

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

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

The new standards include:

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



February 21, 1989
Johnson
page 2

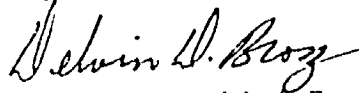
Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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

The chemigation rules contain notification and record keeping requirements. Prior to using chemigation, notification must be given to the Chief Engineer on the enclosed Form 1C. Information that must be provided in this notification includes the water permit or right number, the name, address, and telephone number of the water permit or right holder and of the system operator, and the legal description of the lands on which the system is located. A record of the name, quantity, dates and hours of each chemical applied must be provided to the Chief Engineer on Form 2C. A copy of this form is also enclosed for your information. It will be mailed with the annual irrigation questionnaire and must be returned with the questionnaire by the date specified.

If you have any questions regarding these rules or need additional copies of the forms, please contact Susan Bowar, Water Rights Engineer (605-773-3352).

Very truly yours,

for 
JOHN HATCH, Chief Engineer
Water Rights Division



Department of Water & Natural Resources

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

February 23, 1989

2722-3
2722-3A
3234-3
4735-3
4856-3

Donald Johnson
Granite View Farms
RR #1 Box 142
Milbank, SD 57252

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1988 irrigation questionnaires for Water Permit Nos. 2722-3, 2722-3A, 3234-3, 4735-3 and 4856-3. You may disregard the February 8, 1989, Notice of failure to submit the 1988 irrigation questionnaire. With receipt of the questionnaires your name has been deleted from the March Water Management Board meeting agenda.

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

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division



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

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

February 9, 1990

GRANITE VIEW FARMS
RW #1 BOX 142
MILBANK, SD 57252

NOTICE

RE: Violation of Water Permit No(s) 2722-3

Our records indicate that the 1989 Irrigation Questionnaire has not been submitted for Permit No(s). 2722-3. The request for the Questionnaire was dated October 13, 1989. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s). 2722-3 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 7, 1990 at the Howard Johnson's, Roosevelt-Jefferson Room, I-90 at LaCrosse, Rapid City SD.

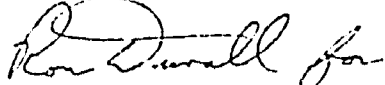
The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s). 2722-3 until the 1989 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
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 is received in this office before the March 7th hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,


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



Department of Water & Natural Resources

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

February 23, 1990

2722-3
~~2722-3A~~
3234-3
4735-3
4856-3

Donald E Johnson
RR 1, Box 142
Milbank SD 57252

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1989 irrigation questionnaire for Water Permit Nos. 2722-3, 2722-3A, 3234-3, 4735-3 and 4856-3. You may disregard the February 9, 1990 Notice of failure to submit the 1989 irrigation questionnaire. Your questionnaire was received prior to the March Water Management Board meeting and your name was deleted from the agenda pertaining to the hearing.

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

Sincerely,

Ron Duvall

RON DUVALL
Natural Resources Engineer
Water Rights Division



Department of Water & Natural Resources

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

May 30, 1990

4856-3
4735-3
2722-3A
2722-3)

Michael Johnson
RR #1 Box 142
Milbank, SD 57252

Dear Mr. Johnson:

Enclosed are the transfer forms you submitted for use in filing ownership changes on Water Permit Nos. 4856-3, 4735-3, 2722-3A and 2722-3. The forms need to be signed by you, as the new owner, instead of by Donald Johnson.

I have included a partially completed set of transfer forms for your signature. Please sign them in the presence of a notary and return them to our office. Additional filing fees will not be necessary.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Natural Resources Analyst
(605) 773-3352

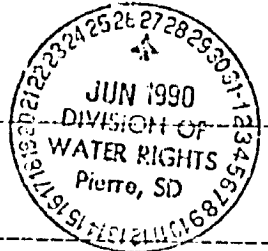
enclosures

NOTICE OF TRANSFER OF OWNERSHIP

No. 2722-3

TO: Chief Engineer
Water Rights Division, DWR
523 East Capitol
Pierre, SD 57501-3181

Date: _____



I/We request that Water Permit/Right No. 2722-3

formerly owned by: Donald E Johnson

be transferred to: (name & address) Michael D Johnson, RR #1 Box 142, Milbank, SD 57252

(telephone No.) 432-5600

Title to the following described land(s)/property has been transferred as described above:
W 1/2 Section 18, T120N, R47W

I/We understand that the validity of Water Permit/Right No. 2722-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)

County of Grant)

I/We Michael Johnson being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Michael D Johnson
(Signed)

Subscribed and sworn to before me this 25th day of June, 1990.

Helen North
(Notary Public)
Comm. Expires: 7-31-96

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

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

RECEIPT

442285

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, May 10, 1990

RECEIVED OF Michael Johnson, Granite View Farms, RR 1, Box 142, Millbank SD 57252
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	2	50
Fee for Filing Transfer Form _____ for Water Permit No. 2722-3		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____ (Any Other Work Provided by Law)	Total	2 50

By [Signature]
Chief Engineer

 **Department of
Water & Natural Resources**

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

June 27, 1990

4856-3

4735-3

2722-3A

(2722-3)

Michael Johnson
RR 1, Box 142
Milbank SD 57252

Dear Mr. Johnson

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of the above listed Water Permits.

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

Sincerely,

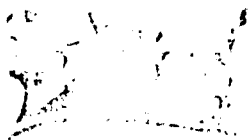
Karen Schlaak

KAREN SCHLAACK
Senior Secretary
Water Rights Division
605 773-3352

enclosure

3722-3

South Dakota



GREAT FACES. GREAT PLACES.
February 1, 1991

MICHAEL D JOHNSON
RR #1 BOX 142
MILBANK SD 57252

DEPARTMENT OF WATER & NATURAL RESOURCES

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

NOTICE

RE: Violation of Water Permit No(s) 3234-3, 4856-3, 4735-3, 2722-3, 2722-3A and 1990 Irrigation Questionnaire Requirements

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 3234-3, 4856-3, 4735-3, 2722-3, 2722-3A. The request for the Questionnaire was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s) 3234-3, 4856-3, 4735-3, 2722-3, 2722-3A qualification:

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

The hearing will be held at 9:15 am, February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s) 3234-3 until the 1990 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Suspend Permit No(s) 4856-3, 4735-3, 2722-3, 2722-3A until the 1990 Irrigation Water Use Questionnaire is submitted or for a period of up to two years;
3. Postpone any action or 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 questionnaires are received in this office before the February 27th hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352



February 1, 1991

DEPARTMENT OF WATER & NATURAL RESOURCES

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

MICHAEL D JOHNSON GRANITE VIEW FARM
RR1 BOX 142
MILBANK SD 57252

NOTICE

Re: Failure to Report Chemical Use under Water Permit No(s). 2722-3; 2722-3A;
4856-3; 4735-3; & 3234-3

Our records indicate that the 1990 chemigation report(s) has not been received for Permits No(s) 2722-3; 2722-3A; 4856-3; 4735-3; & 3234-3. The request for the chemigation report(s) was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 chemigation report(s) be given notice of violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of South Dakota general rule 74:02:09:02(3) requiring chemigation users to report the dates and hours of chemical application.

The hearing(s) will be held at 9:15 am, on February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre SD.

The hearing(s) will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 2722-3; 2722-3A; 4856-3; 4735-3; & 3234-3 until either the 1990 chemigation report(s) is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352

NOTE: If the chemigation report(s) is received in this office before the February 27th hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☒ Show to whom delivered, date, and addressee's address. (Extra charge)

2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

MICHAEL D JOHNSON
RR #1 BOX 142
MILBANK SD 57252

4. Article Number
P 694 057 458

Type of Service:

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

Always obtain signature of addressee or agent and **DATE DELIVERED**

5. Signature - Addressee
X *Michael D Johnson*

6. Signature - Agent
X

7. Date of Delivery
2-2-71 *[Signature]*

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

PS Form 3811, Apr. 1969

U.S.G.P.O. 1969-238-815

DOMESTIC RETURN RECEIPT



DEPARTMENT OF WATER & NATURAL RESOURCES

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

GREAT FACES. GREAT PLACES.

2722-3

February 11, 1991

2722-3
2722-3A
3234-3
4735-3
4856-3

Michael D Johnson
RR #1 Box 142
Milbank, SD 57252

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1990 irrigation questionnaires and chemical application use for Water Permit Nos. 2722-3, 2722-3A, 3234-3, 4735-3 and 4856-3. You may disregard the February 1, 1991, Notice of failure to submit the 1990 irrigation questionnaire and the Notice of failure to report chemical use. With receipt of the questionnaires, your name has been deleted from the February Water Management Board meeting agenda.

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

Sincerely,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division

South Dakota

GREAT FACES. GREAT PLACES.

SEP 18 1991

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

5469-3

~~2722-3~~

2722-3

2722-3A

Michael Johnson
RR 1 Box 142
Milbank, SD 57252

Dear Mr. Johnson:

Enclosed is Water License No. 5469-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412646 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5469-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

John Hatch

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

enclosures

The applicable portions of Permit Nos. 2722-3 and 2722-3A are incorporated into this Water License No. 5469-3. A priority date of April 29, 1976 is retained.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5469-3

(1) Michael Johnson of RR 1 Box 142, Milbank, SD 57252 made Application No. 5469-3, July 16, 1990 for a water permit to appropriate no additional cubic feet of water per second from groundwater (two existing wells), Grant County, South Dakota for irrigation purposes. Permit No. 5469-3 with a priority date of April 29, 1976 was approved December 5, 1990 and issued to applicant(s) for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

Water Permit No. 5469-3 corrected the location of 24 irrigated acres developed under Water Permit Nos. 2272-3 and 2272-3A. No. 5469-3 did not authorize an increase in the diversion rate from the two existing wells.

The applicable portions of Permit Nos. 2272-3 and 2272-3A are incorporated into this Water License No. 5469-3. A priority date of April 29, 1976 is retained.

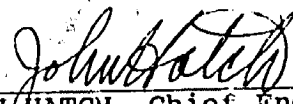
(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 2.00 cubic feet of water per second for beneficial use. The location of the diversion points are: Well #1 - 2050'E and 1000'S of the NW corner; Well #2 - 2350'E and 1750'S of the NW corner, Section 18, T120N, R47W.

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

T120N, R47W Section 18	SW 1/4 SW 1/4	0.1 acre
	NW 1/4 SW 1/4	22.0 "
	NE 1/4 SW 1/4	40.0 "
	SE 1/4 SW 1/4	4.9 "
	NW 1/4 NW 1/4	34.0 "
	NE 1/4 NW 1/4	34.0 "
	SW 1/4 NW 1/4	31.0 "
	SE 1/4 NW 1/4	40.0 "
	NW 1/4 NE 1/4	0.5 "
	SW 1/4 NE 1/4	9.5 "
	NW 1/4 SE 1/4	<u>14.0 "</u>
	Total	230.0 acres

(4) Pursuant to Section 46-5-30.1 Michael Johnson of RR 1 Box 142, Milbank, SD 57252 the holder(s) and/or owner(s) of Incorporated No. 5469-3 is issued a license to appropriate water, the right to use 2.00 cubic feet of water per second from groundwater (two wells) with a priority date of April 29, 1976

from the location specified in (2) of this license. The water is to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Incorporated No. 5469-3 and subject to South Dakota State Law.



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

SEP 18 1991



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING

523 EAST CAPITOL

PIERRE SOUTH DAKOTA 57501 3181

GREAT FACES. GREAT PLACES.

September 26, 1991

Michael Johnson
RR 1 Box 142
Milbank, SD 57252

Dear Mr. Johnson:

Enclosed is a corrected copy of Water License No. 5469-3. The license that was sent to you had an error in paragraph 2 and 3. Water Permit Nos. 2272-3 and 2272-3A should read 2722-3 and 2722-3A. This error was made in both paragraphs. Please discard the incorrect copy.

If you have any questions, please feel free to contact this office.

Sincerely,

Jaci R Konop
Senior Secretary
(605) 773-3352

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5469-3

(1) Michael Johnson of RR 1 Box 142, Milbank, SD 57252 made Application No. 5469-3, July 16, 1990 for a water permit to appropriate no additional cubic feet of water per second from groundwater (two existing wells), Grant County, South Dakota for irrigation purposes. Permit No. 5469-3 with a priority date of April 29, 1976 was approved December 5, 1990 and issued to applicant(s) for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

Water Permit No. 5469-3 corrected the location of 24 irrigated acres developed under Water Permit Nos. (2722-3) and 2722-3A. No. 5469-3 did not authorize an increase in the diversion rate from the two existing wells.

The applicable portions of Permit Nos. 2722-3 and 2722-3A are incorporated into this Water License No. 5469-3. A priority date of April 29, 1976 is retained.

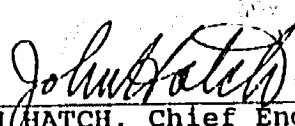
(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 2.00 cubic feet of water per second for beneficial use. The location of the diversion points are: Well #1 - 2050'E and 1000'S of the NW corner; Well #2 - 2350'E and 1750'S of the NW corner, Section 18, T120N, R47W.

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

T120N, R47W Section 18	SW 1/4 SW 1/4	0.1 acre
	NW 1/4 SW 1/4	22.0 "
	NE 1/4 SW 1/4	40.0 "
	SE 1/4 SW 1/4	4.9 "
	NW 1/4 NW 1/4	34.0 "
	NE 1/4 NW 1/4	34.0 "
	SW 1/4 NW 1/4	31.0 "
	SE 1/4 NW 1/4	40.0 "
	NW 1/4 NE 1/4	0.5 "
	SW 1/4 NE 1/4	9.5 "
	NW 1/4 SE 1/4	14.0 "
	Total	230.0 acres

(4) Pursuant to Section 46-5-30.1 Michael Johnson of RR 1 Box 142, Milbank, SD 57252 the holder(s) and/or owner(s) of Incorporated No. 5469-3 is issued a license to appropriate water, the right to use 2.00 cubic feet of water per second from groundwater (two wells) with a priority date of April 29, 1976

from the location specified in (2) of this license. The water is to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Incorporated No. 5469-3 and subject to South Dakota State Law.



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

SEP 18 1991

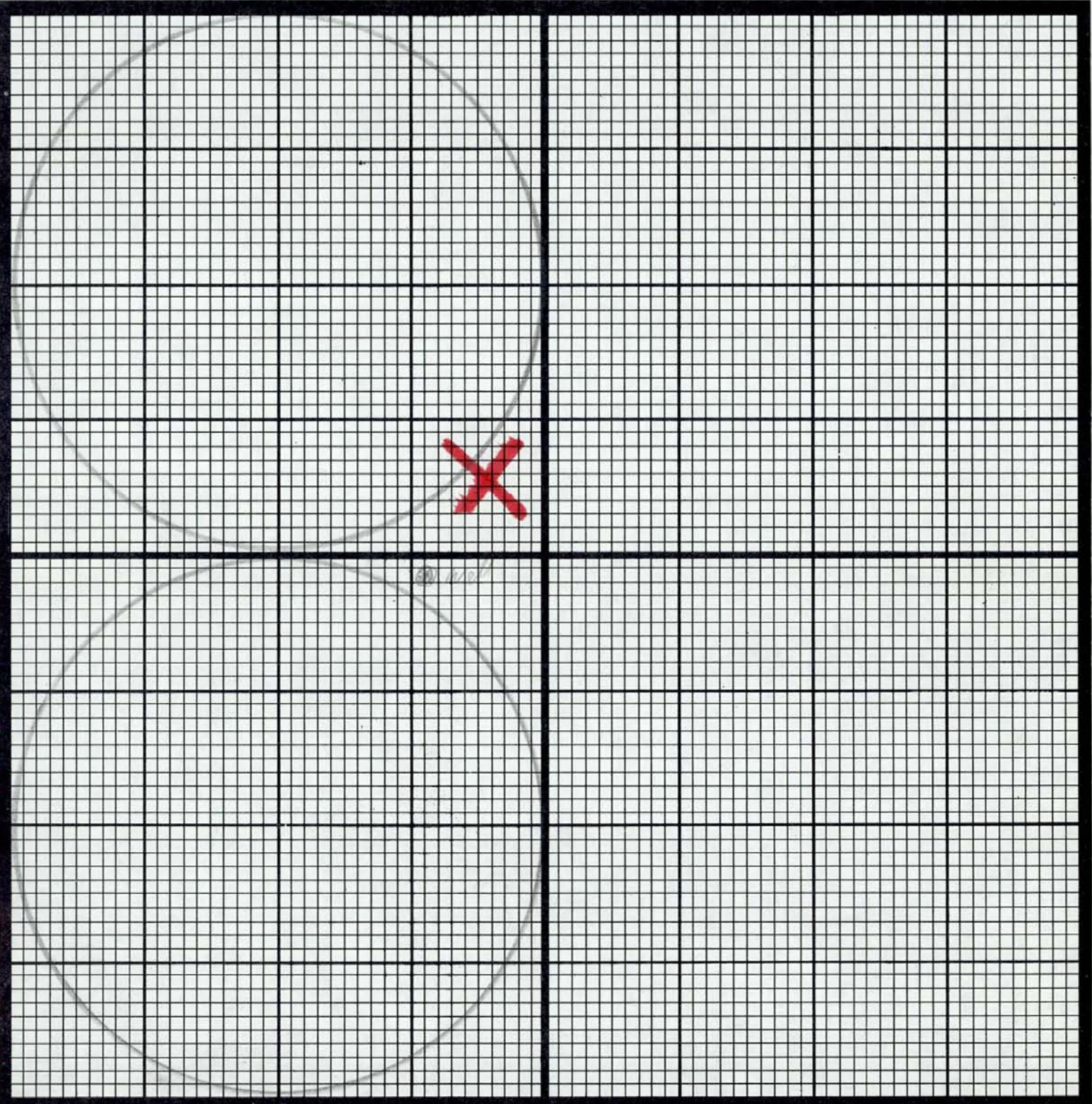
HURON DRILLING INC.
WELL LOCATION MAP

NAME Donald E. Johnson - Granite View Farms

DATE March 17, 19 76

WELL NO. 1 _____ N.W. QUARTER, SECTION 18

TWP. 120 RANGE 47 IN Grant COUNTY



X — PROPOSED LOCATION

Prepared By Dick Fadgen

Dick Fadgen
Beadle Co. Extension Agent

U.P.

Lahio Farm

