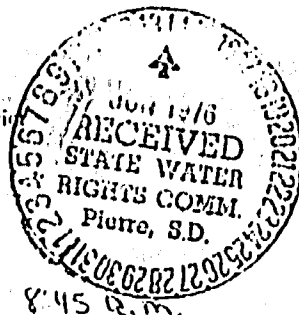


2774-3

1. Considered 7-21, 1976
2. Name of Applicant CYRIL HAAG
3. Post Office Address FULTON
4. Amount of water claimed 4.57
5. Source of water supply 2 - 120' DEEP WELLS
6. Water to be used for IRRIGATION  
Acres to be irrigated 320
7. Water to be diverted and used in HANSON county  
about 7 N miles        of FULTON.
8. Proof of Publication  
Received 7-7-76  
Not received
9. Application  
Approved         
Subject to         
Not Approved         
Action deferred
10. Remarks:

No. 2774-3Map No. 2130-3 Water Division No. 3 JAMES RIVER District \_\_\_\_\_  
(Blanks to be filled by the Engineer for the W. H. 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 Cyril Haag  
Postoffice address Hutton State S D 57340

If incorporation show date and place of incorporation \_\_\_\_\_

2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract3. Name of diversion work Rock Creek Irrigation Project4. Amount of water claimed (cubic feet per second) 4.575. Source of water supply Wells6. Location of point of diversion N61-1320S + 1320E of NW corner of Sec 9  
N62-1320S + 1320W of NE corner of Sec 8 - 104-58County Hanson7. Annual period or periods during which water is to be used April 1 to Nov 18. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation9. For irrigation: Total number of acres to be irrigated 320

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

| Land Description      | No. Acres Irr. | Land Description | No. Acres Irr. |
|-----------------------|----------------|------------------|----------------|
| NW 1/4 Sec 9 - 104-58 | 160            |                  |                |
| NE 1/4 Sec 8 - 104-58 | 160            |                  |                |
|                       | 320            |                  |                |

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 3 years. Additional time required to complete application of water to the proposed beneficial use 5 years.11. Choice of newspaper for Notice of Intent to Appropriate Water publication Siox Falls Argus Leader12. Principal Features of the Proposed Water Supply System. Siox Falls S.D.

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

Turbine Pump & Wells

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

Pipeline

C. Works proposed to apply water to beneficial use.

sprinklerEstimated Total Cost \$ 50,000Attachments: 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 HANSONI, CYRIL HAAG, 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 Cyril HaagSubscribed and sworn to before me this 11 day of JUNE 1976A. W. Zander  
Notary Public (or other qualified officer)

Comm. ex 7-6-76

# WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2774-3

CYRIL HAAG  
(Applicant)

FULTON  
(Post Office Address)

SOUTH DAKOTA 57340  
(State)

With the following modification:

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.

Date of first receipt of application JUNE 14, 19 76  
Date of return to applicant for correction, amendments or changes required —, 19 —  
Date of receipt of corrected application JUNE 22, 19 76  
Approved JULY 27, 19 76, Recorded in Book 15 Page 246

WATER RIGHT PERMIT NO. 2774-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2774-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is JUNE 14, 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 27, 19 78
3. The whole of said work is to be completed on or before JULY 27, 19 79
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JULY 27, 19 81
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 4.57 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 purpose, 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 JULY 27, 19 81; said water to be used during the following described annual period: APRIL 1 TO NOVEMBER 1

Witness my hand this 30<sup>TH</sup> day of JULY, 19 76

WATER RIGHTS COMMISSION

By:

John K. Ketchum  
Chief Engineer, Executive Officer

Certificate of Construction Issued —, 19 —

Water License Issued —, 19 —

No. 2774-3 Hanson

## NOTICE OF WELL CONSTRUCTION

### (1) WELL CONSTRUCTION

Location of well NE 1/4 1/4 Section 9 Township 104 N Range 58 W  
 Well owner Cyril Haug Fulton, S.D.  
 Date well drilling completed 6/26/77 Purpose of well Irrigation  
 (domestic, irrigation, municipal, industrial, other)

#### WELL LOG

| Layers, top to top in feet | Description of layer              | Depth to top of water producing aquifer                                                                                                       | ft.                |
|----------------------------|-----------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| <u>0-5</u>                 | <u>Top Soil</u>                   | Depth to static water level                                                                                                                   | <u>53</u> ft.      |
| <u>5-30</u>                | <u>Yellow Clay</u>                | Name of producing aquifer (if known)                                                                                                          |                    |
| <u>30-110</u>              | <u>Blue Clay</u>                  | Total depth of drill hole                                                                                                                     | <u>157</u> ft.     |
| <u>110-125</u>             | <u>Blue Clay-Med Sand</u>         | Depth to bottom of casing                                                                                                                     | <u>136' 9"</u> ft. |
| <u>125-160</u>             | <u>Good Med. &amp; Coar. Sand</u> | Casing information in the space below show kind, size, weight, lengths per diameter, etc., for production casing and surface casing, if used. |                    |
| <u>160-175</u>             | <u>Med. Sand - 10%</u>            | <u>14" Steel Pipe</u>                                                                                                                         |                    |
|                            | <u>Dirty Fine Sand - 10%</u>      |                                                                                                                                               |                    |
|                            | <u>Blue Clay - 20%</u>            |                                                                                                                                               |                    |
| <u>175</u>                 | <u>Rock</u>                       | Screen information in the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.       |                    |
|                            |                                   | <u>14" Johnson 304 Stainless Steel Screen</u>                                                                                                 |                    |
|                            |                                   | If a flowing well, flow of completed well <u>900</u> G.P.M.                                                                                   |                    |

Attach sheet if more space is needed

Darryl A. Verley Well Drilling  
 Name of Drilling Contractor

### (2) PUMP INSTALLATION

Company name and size of pump Layzer Bowler HP 100  
 Type of pump Allis Chalmers Capacity of installed pump 5 to 6,000 G.P.M.  
 Depth of pump placement \_\_\_\_\_ ft., Date of pump installation 7/27/77

### (3) WATER SURFACE MEASURING TUBE

On some wells an air-tight water surface measuring tube is required: See Section 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed \_\_\_\_\_ ft., tube diameter \_\_\_\_\_, tube material \_\_\_\_\_.

Darryl A. Verley Well Drilling  
 Name of Pump Installation Contractor

Form 2A Wells, Dugouts or Water Storage Dams (Supplement to form 2)

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30", Depth 120'
- (2) Casing, Type Fibre Glass Diameter 16 Thickness 1/4  
(wood, concrete, steel, etc)
- (3) Perforated Screen.  
Type fibre Glass silted, Diameter 16, Length 20
- (4) Gravel Pack, Thickness 7", Length of gravel pack 120'

E. Dugout Information or Estimates

- (1) Surface dimensions \_\_\_\_\_, Depth \_\_\_\_\_

F. Fill out for Either a Well or a Dugout.

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

Character of Water bearing materials Chalk Rock & Gravel

Depth to top of water bearing material 80'

Depth to bottom of water bearing material 100'

Thickness of water bearing material 20'

Depth to water (ground surface to water level) \_\_\_\_\_

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

On same owner's property 60 rds. On property owned by others 240 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.

Cecil Haug  
Signature of Applicant



June 16, 1976

Mr. Cyril Haag  
Fulton, SD 57340

Dear Mr. Haag:

I am enclosing herewith the original copy of the report of analysis of water sample #76-592 submitted by you about 10 days ago. Also enclosed you will find a copy of AES publication #13 with the quality of this water approximately plotted by means of a red cross in the chart on the outside back cover. You will see that it is in the high salinity, medium sodium category.

Consequently, this water is not very well suited to irrigation, especially with intensively tilled crops. However, with alfalfa and forage crops predominating in your rotation, you may get along with it satisfactorily for a great number of years. I would suggest that you return maximum possible amounts of crop residue and manure to the soil and keep it in excellent tilth if possible, as well as in high state of fertility. This helps to off-set damaging effects of salinity and sodium in irrigation waters, and will actually improve the performance of crops sufficiently so that deep rooting and other factors tend to promote leaching and reduction of sodium under some circumstances.

Although the water is about 2/3 sodium, I would give you a cautious recommendation of proceeding with it, with the understanding that you may have to use gypsum in the years ahead. By that I mean that 6 or 8 years from now, with consistent use of this water, you may find that exchangeable sodium is building up in the soil to the point that you will need to add gypsum to correct this. Gypsum is a moderately soluble source of calcium which will off-set the harmful effect of sodium in the water. Under these circumstances, I am sending a tentative recommendation of approval to the State Conservation Commission. Their action will be made known to you as soon as they have seen your application and considered it.

Under all circumstances, you should be irrigating with a maximum possible amount of water each time you irrigate and avoid frequent, light applications, by all means. As indicated above, a copy of this letter and of the water analysis, as well as the WI-1 form are being sent to the State Conservation Commission for their action.

Sincerely yours,

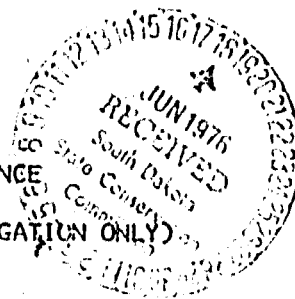
*L. O. Fine*

L. O. Fine  
Water Quality Lab  
LOF:ckb  
Enclosures  
cc:

State Conservation Commission, D. Pahl, Ruane Butts (Co. Ext. Agent)

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 Cyril Haag  
ADDRESS Hulton S.D. 57340  
COUNTY Hanson

LEGAL DESCRIPTION

1. WELL LOCATION About center of NW 1/4 of 9-104-58  
2. LOCATION OF AREA TO BE IRRIGATED Most of NW 1/4 of 9-104-58

TYPE OF IRRIGATION

3. GRAVITY \_\_\_\_\_ TOWLINE \_\_\_\_\_ CENTER PIVOT \_\_\_\_\_ GUN ☒  
4. CROPS TO BE IRRIGATED Alfalfa Corn Storage

WATER QUALITY

5. SAMPLE NUMBER 76-592  
6. SALINITY (EC X 10<sup>6</sup>) 17.62 (high)  
7. SODIUM (SAR) 8.29  
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0

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 Hanson 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.

Cyril Haag  
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS  
8 DAY OF JUNE 19 76.

P. V. Jensen  
(TITLE OR SEAL)

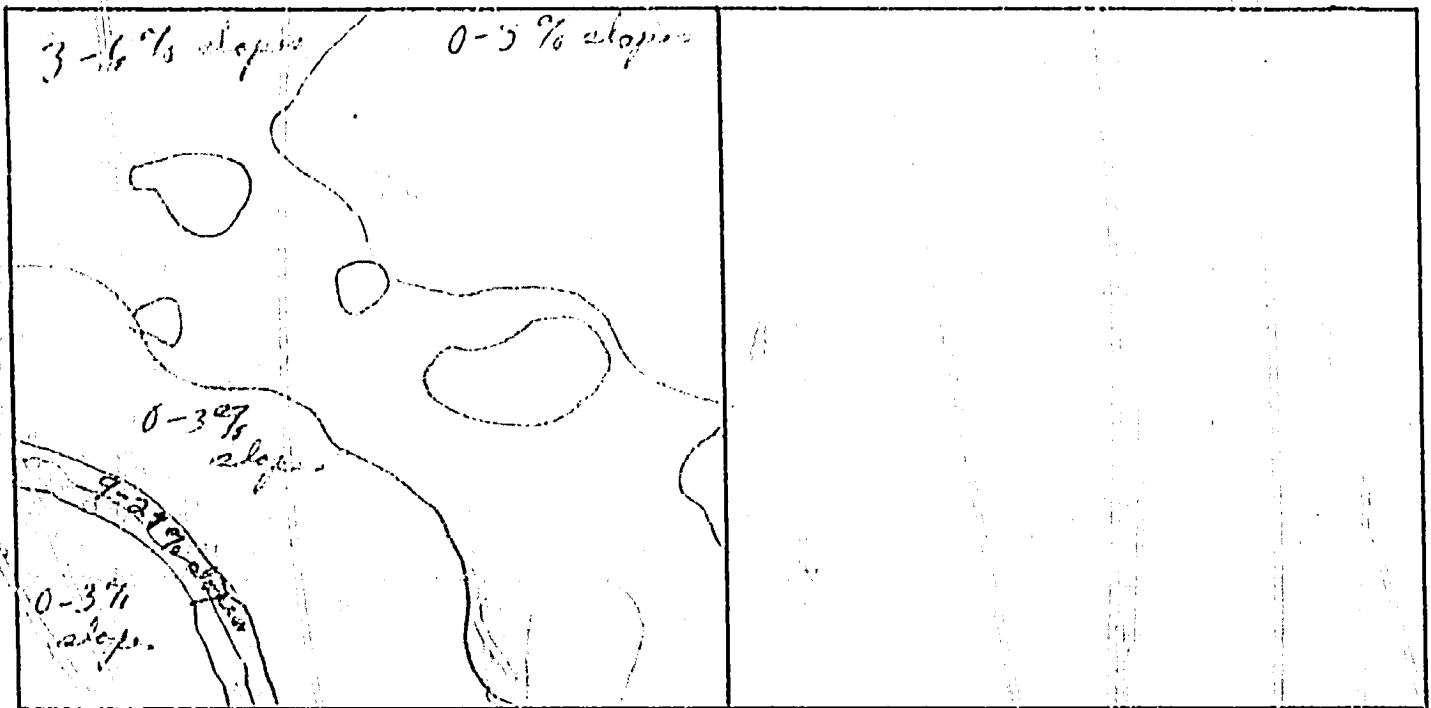
Notary Public

(SOILS INFORMATION ON REVERSE SIDE)

ALLOIS J. Jepsen  
APPROVED/DISAPPROVED

CCANN EX 716-76

# MAP



## NARRATIVE

On my Soil and Water Conservation plan map  
 All the soils are listed as Clarno Harder Loams  
 In area with 0-3% slope it is written as Deep  
 Dark colored, medium textured soil well drained permeable  
 Glacial drift.

In area with 3-6% slope, Deep dark colored Medium  
~~textured~~ and Moderately fine textured, Moderate and  
 Moderately permeable soil.

Other is bottom land with occasional flooding

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

Submitted by: Cyril Haug  
 Address: Pluton, SD 57340

Date Rec'd June 7, 1976  
 Sample No. 76-592  
 Identification cell-100'  
June, Dec. 8, 7 104N, R 58W

**WATER ANALYSIS**

|                                       |       |                             |       |           |
|---------------------------------------|-------|-----------------------------|-------|-----------|
| Calcium (Ca)                          | 100   | ppm*                        | 5.00  | me/l**    |
| Magnesium (Mg)                        | 26    | ppm                         | 2.13  | me/l      |
| Sodium (Na)                           | 360   | ppm                         | 15.66 | me/l      |
| Potassium (K)                         | 17    | ppm                         | 0.44  | me/l      |
| Sulfate (SO <sub>4</sub> )            | 788   | ppm                         | 16.38 | me/l      |
| Nitrate (as N)                        |       | ppm                         |       | me/l      |
| Chloride (Cl)                         | 43    | ppm                         | 1.21  | me/l      |
| Bicarbonate (HCO <sub>3</sub> )       | 249   | ppm                         | 4.08  | me/l      |
| Carbonate (CO <sub>3</sub> )          |       | ppm                         |       | me/l      |
| Iron (Fe)                             |       | ppm                         |       | me/l      |
| Fluoride (F)                          |       | ppm                         |       | me/l      |
| Hardness (EDTA as CaCO <sub>3</sub> ) |       | ppm                         |       | g.p.g.*** |
| Alkalinity (Methyl Orange)            | 204   | ppm (as CaCO <sub>3</sub> ) |       |           |
| Alkalinity (Phenolphthalein)          | 0     | ppm (as CaCO <sub>3</sub> ) |       |           |
| Electrical Conductivity               | 1762  | micromhos per cm at 25° C.  |       |           |
| Sodium Adsorption Ratio               | 3.29  |                             |       |           |
| Sodium                                | 67.4% | % of cations                |       |           |
| Residual sodium carbonate             | 0.00  | me/l                        |       |           |
| pH                                    | 7.44  |                             |       |           |
| Others:                               |       |                             |       |           |

\*ppm=parts per million

\*\*me/l=millequivalents per liter

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

COMMENTS: Total cations 23.23 me/L  
 Total anions 21.67 me/L



By: Shirley Hutton

Service Performed

Amount Due

Irrigation Analysis

18.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-592

Amount Enclosed \$

Signed

No. 2774-3

Publish first publication, on or before

July 21, 1970

## NOTICE OF INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

June 23, 1970

Notice is hereby given that Cyril Haug

whose post office address is Fulton, 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 4.57 cubic feet of water per second of time from the ground water through the Rock Creek Irrigation Project, the point<sup>s</sup> of diversion of which is<sup>are</sup> to be located in the Center of the NE $\frac{1}{4}$ , Section 8 and the Center of the NW $\frac{1}{4}$

of Section 9, Twp. 104N, Range 56W. Said water to be used for the purpose of providing irrigation on the following described land:  
portions of

NE $\frac{1}{4}$ , Section 8 and NW $\frac{1}{4}$ , Section 9, T104N, R56W

This application No. 2774-3 will be considered by the Water Rights Commission at the Court House at Winner, South Dakota upon the 21st day of July, 1970 at 10:00 A. M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES, Water Rights Specialist

BFJ/fw

cc: Cyril Haug, Fulton, S.D. 57340

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

No. 2774-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA )  
County Minnehaha ) ss.

I, JOHN K. KOLL hereby  
certify that the annexed printed copy of Notice of Intent to Appropriate  
Water was taken from the Sioux Falls Argus-Leader

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 Sioux Falls

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

June 26

July 3

[Signature]  
(Signature)

JOHN K. KOLL, Controller  
(Title)

July 6, 1976

(Date Signed)

NOTICE OF INTENT  
TO APPROPRIATE WATER  
Pierre, South Dakota 57501  
June 23, 1976

Notice is hereby given that Cyril  
Hog, whose post office address is  
Fulton, 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 4.57 cubic feet of water  
per second of time from ground water  
through the Rock Creek Irrigation  
Project, the points of diversion of  
which are to be located in the Center of  
the NE 1/4, Section 8 and the Center of  
the NW 1/4 of Section 9, Twp. 104N,  
Range 58W. Said water to be used for  
the purpose of providing irrigation on  
portions of the following described  
land: NE 1/4, Section 8 and NW 1/4,  
Section 9, T104N, R58W.

This application No. 2774-3 will be  
considered by the Water Rights  
Commission at the Court House at  
Winner, South Dakota upon the 21st  
day of July, 1976, at 10:00 A.M. All  
interested persons may appear and be  
heard.

WATER RIGHTS COMMISSION  
By: BURTON F. JONES,  
Water Rights Specialist  
June 26 & July 3, 1976



INTERPRETIVE  
GROUPING

LAND USES AND SOILS INFORMATION ON YOUR OPERATING UNIT

I<sub>1</sub>, I<sub>2</sub>

29A, 12A

Deep, dark colored, silty, loamy, permeable soils on slopes of 0 to 3 percent. Water intake is good. These soils are heavily eroded (0 to 25% of original plow layer has been lost).

I22

1A

Deep, dark colored, medium textured soils, well drained, permeable glacial drift on slopes 0 to 3%. Water intake is good where organic matter is maintained. These soils have no limitations, (0 to 25% of original plow layer has been lost).  
K = .32

CLARNO HOUDEK LOAMS

IIe2

3B

Deep, dark colored, medium and moderately fine textured, moderate, and moderately permeable soils on slopes of 3 to 6 percent. Water intake is good where organic matter is increased and maintained. Increased runoff due to percent and length of slope, shallow gullies, and slight water erosion, (0 to 25% of the original plow layer may have been lost) are major hazards.  
K = .32

IIIe3

6-B

Deep, dark colored, moderately sandy textured, moderately rapidly permeable soils on slopes of 0 to 3%. Water intake is rapid. A continuous increase and maintenance of organic matter is needed. Susceptibility to wind erosion at all times and moderate water erosion (25 to 75% of the original plow layer may have been lost) are major hazards.  
K = .32

IVw9

17

Black to gray colored, depressional and bottomland, moderately fine to fine textured, solidized, very slowly permeable soils, subject to occasional flooding on slopes of 0 to 2 percent. Water intake is very slow, but may be improved where organic matter maintained and increased. Claypan and flooding have an adverse effect on growing conditions and slight water erosion (0 to 25% of the original plow layer may have been lost) are major hazards.  
K = .37

VIe22

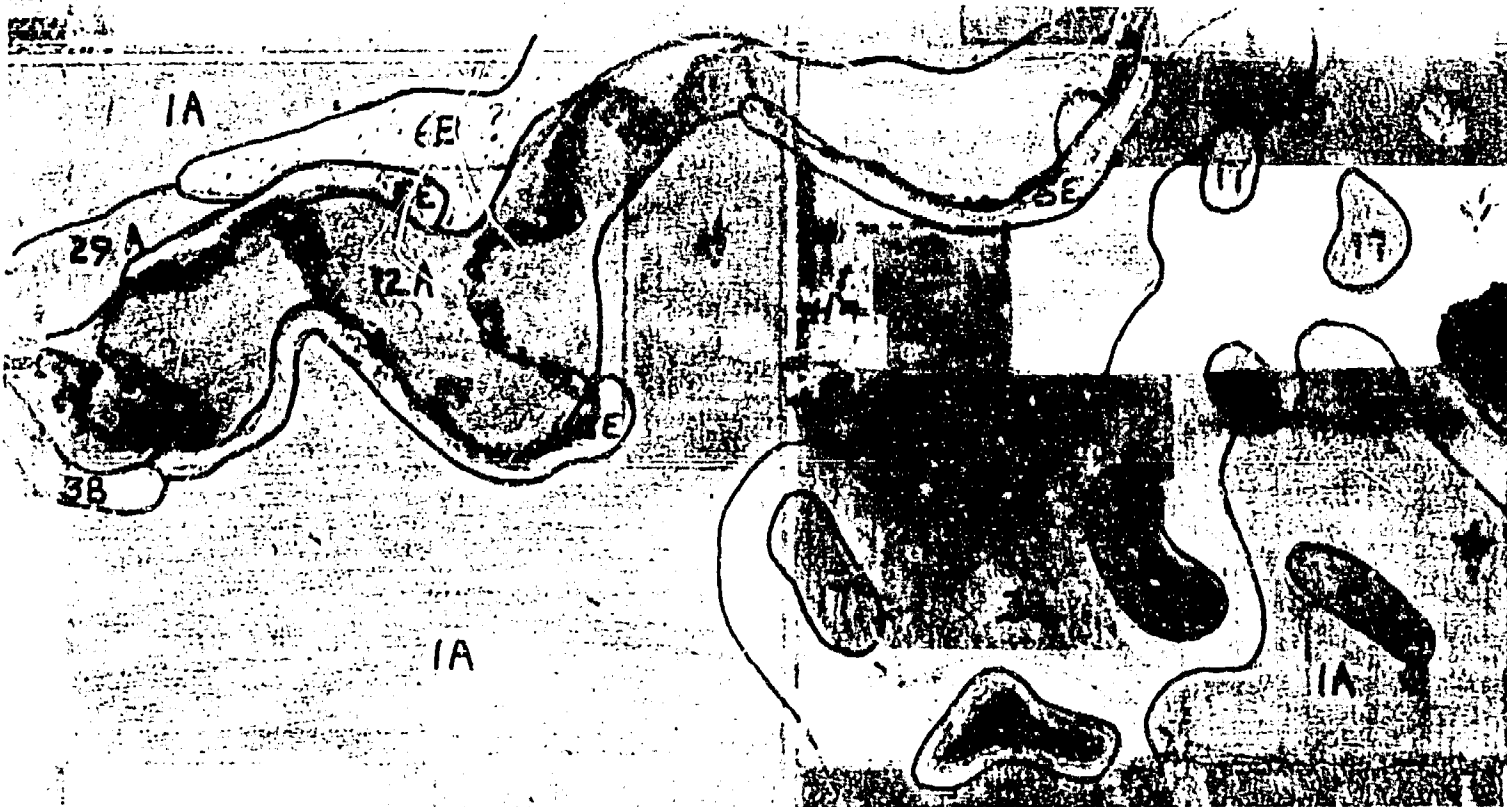
5E

Thin surface, deep light to dark colored, moderate to moderately slowly permeable soils on slopes of 9 to 21 percent. Water intake is good. Susceptibility to shallow with a few deep gullies, and moderate water erosion are major hazards.  
K = .32

# SOIL AND CAPABILITY MAP

PREPARED BY U. S. DEPARTMENT OF AGRICULTURE, SOIL CONSERVATION SERVICE  
 COOPERATING WITH \_\_\_\_\_ SOIL CONSERVATION DISTRICT  
 AND \_\_\_\_\_ PLAN NO. \_\_\_\_\_ DATE \_\_\_\_\_  
 OWNER/OPER. \_\_\_\_\_ AC. \_\_\_\_\_  
 PHOTO \_\_\_\_\_ APP. SCALE \_\_\_\_\_/MI. COUNTY \_\_\_\_\_

2-2801



USDA-SCS  
SCS-68 (9-62)

RECORD OF COOPERATOR'S DECISIONS  
AND PROGRESS IN APPLICATION

COOPERATOR Omaha  
ASSISTED BY L. G. H.  
DATE 2-10-69

| FIELD<br>NUMBER       | PLANNED |      | APPLIED |                      | LAND USE AND TREATMENT                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|-----------------------|---------|------|---------|----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                       | AMOUNT  | YEAR | AMOUNT  | MONTH<br>AND<br>YEAR |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 1-2-3-<br>5-7-8-<br>9 | 247 Ac. | 1969 |         |                      | <p><b>CROPLAND CONSERVATION TREATMENT UNIT NO. 1</b></p> <p>Capability Units: I<sub>2</sub>, 5 Acres<br/>I<sub>22</sub>, 141 Acres<br/>II<sub>e2</sub>, 72 Acres<br/>III<sub>e2</sub>, 7 Acres<br/>IV<sub>w9</sub>, 21 Acres<br/>VI<sub>e22</sub>, 1 Acre</p> <p><u>Conservation Cropping System:</u> Shall consist of rowcrop and small grain planted in alternate years. Alfalfa will be used as the legume in the rotation. Approximately 6 percent of the cropland will be maintained in alfalfa, this will be plowed down as green manure every 2 years.</p> <p><u>Crop Residue Use:</u> Crop stubble will be left standing or will be worked into the topsoil, to improve tilth and for protection during the non-growing season</p> |
| 1-2-3-<br>5-7-8-<br>9 | 247 Ac. | 1969 |         |                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 4-6                   | 64 Ac.  | 1969 |         |                      | <p><b>RANGELAND CONSERVATION TREATMENT UNIT NO. 2</b></p> <p><u>Proper Grazing Use:</u> The degree of grazing will be controlled to take half and leave half of the current years growth of the key species shown for these range sites. The number of livestock may vary depending on grass production.</p> <p>Range Sites: Silty, 59 Acres<br/>Shallow, 5 Acres</p>                                                                                                                                                                                                                                                                                                                                                                      |

# Farmer-District Co-Operative Agreement

## HANSON COUNTY SOIL and WATER CONSERVATION DISTRICT

State of South Dakota

Farm Plan No. 243

I understand the purpose of our Soil and Water Conservation District, its objectives and program. I intend to use my land within its capabilities and treat it according to its needs, and to this end I apply for assistance and enter into the following agreement with the Hanson County Soil and Water Conservation District.

LEGAL DESCRIPTION NE1/4 8, NW1/4 9-104-58 ACRES 312

### I AGREE:

1. To develop as rapidly as feasible a basic conservation plan for my farm.
2. To comply with State Laws governing the beneficial use of water.
3. To maintain as best I can all structures and to use all other conservation measures put into effect on my land.
4. To pay the prevailing rate for use of equipment furnished by the district at my request.

### THE DISTRICT AGREES:

1. To supply a land capability inventory of my farm.
2. To supply as soon as possible a guide for needed treatment by alternative land use for each land capability unit.
3. To assist in developing and carrying out a basic Conservation Plan for this farm by furnishing such information, technical assistance and supervision, and any other assistance it may have available at the time the work is done.
4. To furnish equipment and materials, if available, for conservation use.

### IT IS MUTUALLY AGREED:

1. That neither the District nor I will be liable for damage on the other's property while the conservation measures are being carried out unless such damage is caused by negligence or misconduct.

2. That in the event of sale of the farm neither I nor the new owner will be under any obligation to carry out the provisions of this agreement.

This agreement shall start on the date of the last signature to it. If not ended before, it will be in effect until ..... It will then be automatically renewed from year to year unless the District or I agree by written notice to the contrary, at least 60 days before any termination date.

### SIGNATURES

|              |      |                    |                |
|--------------|------|--------------------|----------------|
| Owner's Name | Date | Operator's Name    | Date           |
|              |      | <u>Cyril Neag</u>  | <u>2-14-61</u> |
| Address      |      | <u>Fulton S.D.</u> | Address        |

### FOR THE SOIL and WATER CONSERVATION DISTRICT:

|                    |                |
|--------------------|----------------|
| <u>[Signature]</u> | <u>9/26/61</u> |
| Supervisor         | Date           |



# Department of Water & Natural Resources

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

April 12, 1985

Cyril Haag  
Fulton SD 57340

## Notice

Re: Violation of Requirement To Submit 1984 Irrigation Questionnaire

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s) 2774-3. The request for the Questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 10:30 a.m., May 15, 1985 in the Civil Defense Room, State Capitol Building, Pierre, South Dakota.

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

1. Amend Permit No(s). 2774-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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

Sincerely,

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

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



# Department of Water & Natural Resources

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

June 12, 1985

## Notice of Amendment to Water Permit(s)

To: Cyril Haag  
Fulton, SD 57340

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

SUBJECT: Amendment to Water Permit No(s). 2774-3.

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). 2774-3 to add the following qualification:

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

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



# **Department of Water & Natural Resources**

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

Attachment to Water Permit No(s). 2774-3

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). 2774-3 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

March 23, 1987

CYRIL HAAG  
FULTON, SD 57340

## NOTICE

Re: Violation of Water Permit No(s). 2774-3

Our records indicate that the 1986 Irrigation Questionnaire has not been received for Permit No(s). 2774-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 2774-3 qualification:

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

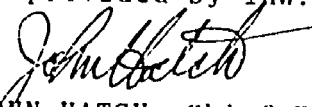
The hearing(s) will be at 2:00 pm, May 6, 1987, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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

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

1. Suspend Permit No(s). 2774-3 until either the 1986 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

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

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



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

May 14, 1987

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: CYRIL HAAG

FULTON, SD 57340

FROM: John Hatch, Chief Engineer  
Water Rights Division  
605 773-3352

A handwritten signature in dark ink, appearing to read "John Hatch". The signature is written in a cursive, flowing style.

SUBJECT: One Year Suspension Of Water Permit No(s). 2774-3 If  
The 1986 Irrigation Questionnaire Is Not Received By  
June 1, 1987

Pursuant to the provisions of the Notice dated March 23, 1987,  
and following the Hearing May 6, 1987, the Water Management Board  
ordered:

That Water Permit No(s). 2774-3 be **SUSPENDED** until December 31,  
1987 unless the required 1986 Irrigation Water Use Questionnaire  
is received by June 1, 1987.

Suspension of a permit means water may not be pumped during the  
1987 Irrigation Season. Decisions of the Board may be appealed  
to the Circuit Court and the Supreme Court as provided by law.

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

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

May 22, 1987

Permit No. 2774-3

Cyril Haag  
Fulton, SD 57340

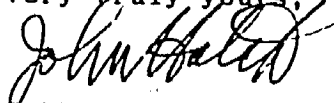
Dear Mr. Haag

I am writing to acknowledge receipt of your 1986 Irrigation Questionnaire. A notice was sent to you May 14, 1987 regarding the Board action taken May 6, 1987 to suspend your permit if the 1986 irrigation questionnaire was not received before June 1, 1987.

You may disregard the May 14 notice. With receipt of your 1986 questionnaire, your permit will not be suspended.

If you have any questions, please contact us.

Very truly yours,



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

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

|                                                                                               |  |                                                                                                                                                                                                      |  |
|-----------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| 1. <input checked="" type="checkbox"/> Show to whom delivered, date, and addressee's address. |  | 2. <input type="checkbox"/> Restricted Delivery.                                                                                                                                                     |  |
| 3. Article Addressed to:<br><br>CYRIL HARE<br>FULTON, SD 57340                                |  | 4. Article Number<br><b>P 576 309 774</b>                                                                                                                                                            |  |
|                                                                                               |  | Type of Service:<br><input type="checkbox"/> Registered <input type="checkbox"/> Insured<br><input type="checkbox"/> Certified <input type="checkbox"/> COD<br><input type="checkbox"/> Express Mail |  |
| 5. Signature — Addressee<br><b>X</b>                                                          |  | Always obtain signature of addressee or agent and <b>DATE DELIVERED</b> .                                                                                                                            |  |
| 6. Signature — Agent<br><b>X</b> <i>Cyril Hare</i>                                            |  | 8. Addressee's Address (ONLY if requested and fee paid)<br><b>RR 1 Box 21<br/>FULTON, SD 57340</b>                                                                                                   |  |
| 7. Date of Delivery<br><b>5-15-87</b>                                                         |  |                                                                                                                                                                                                      |  |



# South Dakota Department of Water & Natural Resources

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

February 8, 1989

CYRIL HAAG  
RR 1 BOX 21  
FULTON, SD 57340

## NOTICE

RE: Violation of Water Permit No(s). 2774-3

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 2774-3. 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). 2774-3 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.

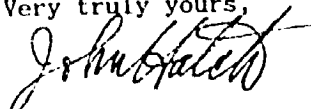
The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s). 2774-3 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



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

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

February 23, 1989

2774-3

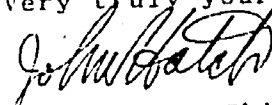
Cyril Haag  
RR #1 Box 21  
Fulton, SD 57340

Dear Mr. Haag:

I am writing to acknowledge receipt of your 1988 irrigation questionnaire for Water Permit No. 2774-3. You may disregard the February 8, 1989, Notice of failure to submit the 1988 irrigation questionnaire. With receipt of the questionnaire 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



CYRIL HAAG  
RR 1 BOX 21  
FULTON SD 57340

2774-3

DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

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

NOTICE

RE: Violation of Water Permit No(s) 2774-3

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 2774-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 2774-3 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, March 4, 1992, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 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) 2774-3 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 4th hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

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



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

February 14, 1992

2774-3

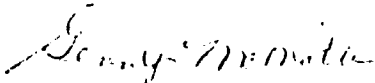
Cyril Haag  
RR #1 Box 21  
Fulton, SD 57340

Dear Mr. Haag:

I am writing to acknowledge receipt of your 1991 irrigation questionnaire for Water Permit No. 2774-3. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaire was received prior to the Water Management Board meeting and your name was deleted from the agenda.

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

Sincerely,

  
Genny McMath  
Natural Resources Analyst  
Water Rights Division

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

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

1. ☐ Addressee's Address

2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

CYRIL HAAG  
RR 1 BOX 21  
FULTON, SD 57340

4a. Article Number

P 906 557 74

4b. Service Type

☐ Registered

☐ Insured

☒ Certified

☐ COD

☐ Express Mail

☐ Return Receipt for Merchandise

7. Date of Delivery

1-29-92

5. Signature (Addressee)

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

6. Signature (Agent)

*Mrs Cyril Haag*

PS Form 3811, November 1990

U.S. GPO: 1991-237-066

DOMESTIC RETURN RECEIPT

## STATE OF SOUTH DAKOTA

## WATER LICENSE NO. 2774-3

(1) Cyril Haag, 24518 420th Ave, Fulton SD 57340-8008 made Application No. 2774-3, June 14, 1976 for a water permit to divert 4.57 cubic feet of water per second from groundwater (two wells), Hanson County, South Dakota for irrigation purposes. Permit No. 2774-3, with a priority date of June 14, 1976 was approved July 21, 1976 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before July 21, 1979 and for the application to beneficial use of said water on or before July 21, 1981.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.55 cubic feet of water per second for beneficial use. The location of the diversion point is 1,190 feet south and 1,190 feet east from the northwest corner of Section 9-T104N-R58W (approximate center of the NW 1/4 (NW 1/4 NW 1/4)).

(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:

|                      |               |           |
|----------------------|---------------|-----------|
| Section 8-T104N-R58W | NE 1/4 NE 1/4 | 17 acres  |
|                      | SW 1/4 NE 1/4 | 34 acres  |
|                      | SE 1/4 NE 1/4 | 37 acres  |
| Section 9-T104N-R58W | NW 1/4 NW 1/4 | 10 acres  |
|                      | NE 1/4 NW 1/4 | 38 acres  |
|                      | SW 1/4 NW 1/4 | 40 acres  |
|                      | SE 1/4 NW 1/4 | 40 acres  |
| Total                |               | 216 acres |

(4) Pursuant to South Dakota Water Law 46-5-30.1 Cyril Haag, 24518 420th Ave, Fulton SD 57340-8008 the holder and/or owner of Water Permit No. 2774-3 is issued a license to appropriate water, the right to use 1.55 cubic feet of water per second from groundwater (one well) with a priority date of June 14, 1976 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Permit No. 2774-3 and subject to South Dakota State Law.

John Hatch  
JOHN HATCH, Chief Engineer  
Water Rights Program  
Department of Environment and Natural Resources

APR 4 1996

date



# REPORT ON INSPECTION OF PERMIT NO. 2774-3

Other permit(s) associated with the project: None

DATE OF INSPECTION: June 26, 1995

NAME OF INSPECTION CONTACT: Cyril Haag, owner.

NAME & ADDRESS OF PERMIT HOLDER: Cyril Haag, RR1, Fulkton, SD 57340

DIVERSION POINT LEGAL LOCATION: 1190 feet S and 1190 feet E from the NW corner of Section 9; T104N R58W (approximate center of the NW1/4 (NW1/4 NW1/4)).

## WELL INFORMATION:

1) Well Drilling Firm: Vereley Well Drilling

2) No. of Wells 1

3) Depth(s) 157 feet

4) Well log is available Y

### Casing:

1) Diameter 14 inches

2) Length 137 feet

3) Type steel

### Screen:

1) Type steel

2) Length 20 feet

3) Static water level 53 feet

### Motor:

1) Make Allis Chalmers

2) Serial No. 51-355-427

3) Horsepower rating 100 HP

### Pump:

1) Make Well Line

2) Model No. 81576K

3) Capacity 1500 GPM

## DISTRIBUTION LINES OR CANALS:

1) Type PVC 2) Size 6 inches 3) Length 6300 feet

1) Type ALU 2) Size 6 inches 3) Length 1320 feet

## SYSTEM TYPE:

### Gun:

1) Make Nelson Hydro-Traveler

2) Nozzle size 1 3/8 inches

3) Hose size 5 1/4 inches

4) Capacity 700 GPM

### **CHEMIGATION EQUIPMENT:**

- 1) Does chemigate N

### **PERMIT QUALIFICATIONS AND REGULATIONS:**

- 1) Special qualifications to permit being abided by Y
- 2) All structures, wells and lands on map Y
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y

### **COMMENTS:**

Mr. Haag made the comment during the inspection that "he hasn't irrigated the past 4 years or so due to sufficient rainfall." Only one diversion point was developed under this permit.

**Permit No. 2774-3**  
**James River - Water District**

**Report Of Examination Of Works And/Or Application of Water To Beneficial Use**

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

I have this day, June 26, 1995, made a thorough examination of the water use system constructed by Cyril Haag of RR1, Fulton, SD 57340 holder of Permit No. 2774-3, bearing the priority of June 14, 1976 authorizing the diversion of 4.57 cu. ft. of water per second from ground water for irrigation purposes, in Hanson County.

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

- A. Works used to divert the water:  
     A 100 HP Allis Chalmers motor with a 1500 GPM Wel Line pump.
- B. Works used to transport water to place of use:  
     6300 feet of 6" PVC.  
     1320 feet of 6" Aluminum.
- C. Works used to apply water to beneficial use:  
     A Nelson Hydro-Traveler big gun rated at 700 GPM.

The system is in the following condition good. The point of diversion is located 1190 feet S and 1190 feet E from the NW corner of Section 9; T104N R58W (approximate center of the NW1/4 (NW1/4 NW1/4)). The works are capable of diverting and conveying to the place of use 3.33 cu. ft. of water per second which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

T104N R58W

**SECTION 8**

|             |          |
|-------------|----------|
| NE1/4 NE1/4 | 17 acres |
| SW1/4 NE1/4 | 34 acres |
| SE1/4 NE1/4 | 37 acres |

**SECTION 9**

|             |          |
|-------------|----------|
| NW1/4 NW1/4 | 10 acres |
| NE1/4 NW1/4 | 38 acres |
| SW1/4 NW1/4 | 40 acres |
| SE1/4 NW1/4 | 40 acres |

comprising a total of 216 acres of land and the license should be issued for 1.55 cfs.

**NOTE:**

Mr. Haag made the comment during the inspection that "he hasn't irrigated the past 4 years or so due to sufficient rainfall." Only one diversion point was developed under this permit.

Applicable permit qualifications have been complied with: Yes ☒ No

Exceptions to compliance are: None Date Report Completed: February 22, 1996

*Barry A. McLaury*

Barry A. McLaury  
 Natural Resources Scientist  
 DENR, Water Rights Program



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

March 6, 1996

2774-3

Cyril Haag  
RR 1  
Fulton, SD 57340

Dear Mr. Haag:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 2774-3, has been completed. Your final water right document, the Water License, can now be issued.

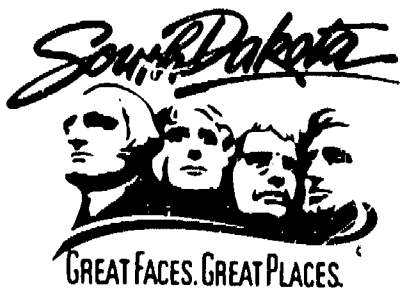
Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

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

Sincerely,

Cheryl E. Frost  
Secretary  
Water Rights Program  
(605) 773-3352

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



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

APR 4 1996

2774-3

Cyril Haag  
24518 420th Ave.  
Fulton, SD 57340-8008

Dear Mr. Haag:

Enclosed is Water License No. 2774-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 414865 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. 2774-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Very truly yours,

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

ks  
enclosures

# RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

2774-3  
414865

March 20, 1996

Pierre, \_\_\_\_\_

RECEIVED OF Cyril Haag, 24518 - 420th Ave., Fulton, SD 57340-8008

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

Fee for Application for Permit No. \_\_\_\_\_ to Appropriate Water, to construct  
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. 2774-3

Fee for Filing Transfer Form \_\_\_\_\_

Fee for Filing Extension Request \_\_\_\_\_

Fee for \_\_\_\_\_

50 00

Total

50 00

(Any Other Work Provided by Law)

By

John Hitchcock  
Chief Engineer



2774-3  
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: CYRIL HAAG, 24518 420TH AVE, FULTON, SD 57340 8008  
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) 2774-3. 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) 2774-3 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) 2774-3 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.



2774-3

## Track & Confirm

### Delivery Status

You entered 2301 0370 0000 7540 5263

Your item was delivered at 10:04 am on January 18, 2003 in FULTON, SD 57340. The item was signed for by C HAAG.

[Request Delivery Record >](#)

### Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)



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### U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:  
2301 0370 0000 7540 5263

To

A

CYRIL HAAG  
24518 420TH AVE  
FULTON SD 57340 8008

ing.

Postmark  
Here

#### POSTAL CUSTOMER:

Keep this receipt. For inquiries:  
Access internet web site at  
[www.usps.com](http://www.usps.com)  
or call 1-800-222-1811

#### CHECK ONE (POSTAL USE ONLY)

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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](http://www.state.sd.us/denr)

January 24, 2003

2774-3

Cyril Haag  
24518 420<sup>th</sup> Ave  
Fulton SD 57340-8008

Dear Mr. Haag:

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. 2774-3.

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



# CONSERVATION PLAN MAP

PREPARED BY U. S. DEPARTMENT OF AGRICULTURE, SOIL CONSERVATION SERVICE

COOPERATING WITH HANSON COUNTY

CONSERVATION DISTRICT

COUNTY HANSON

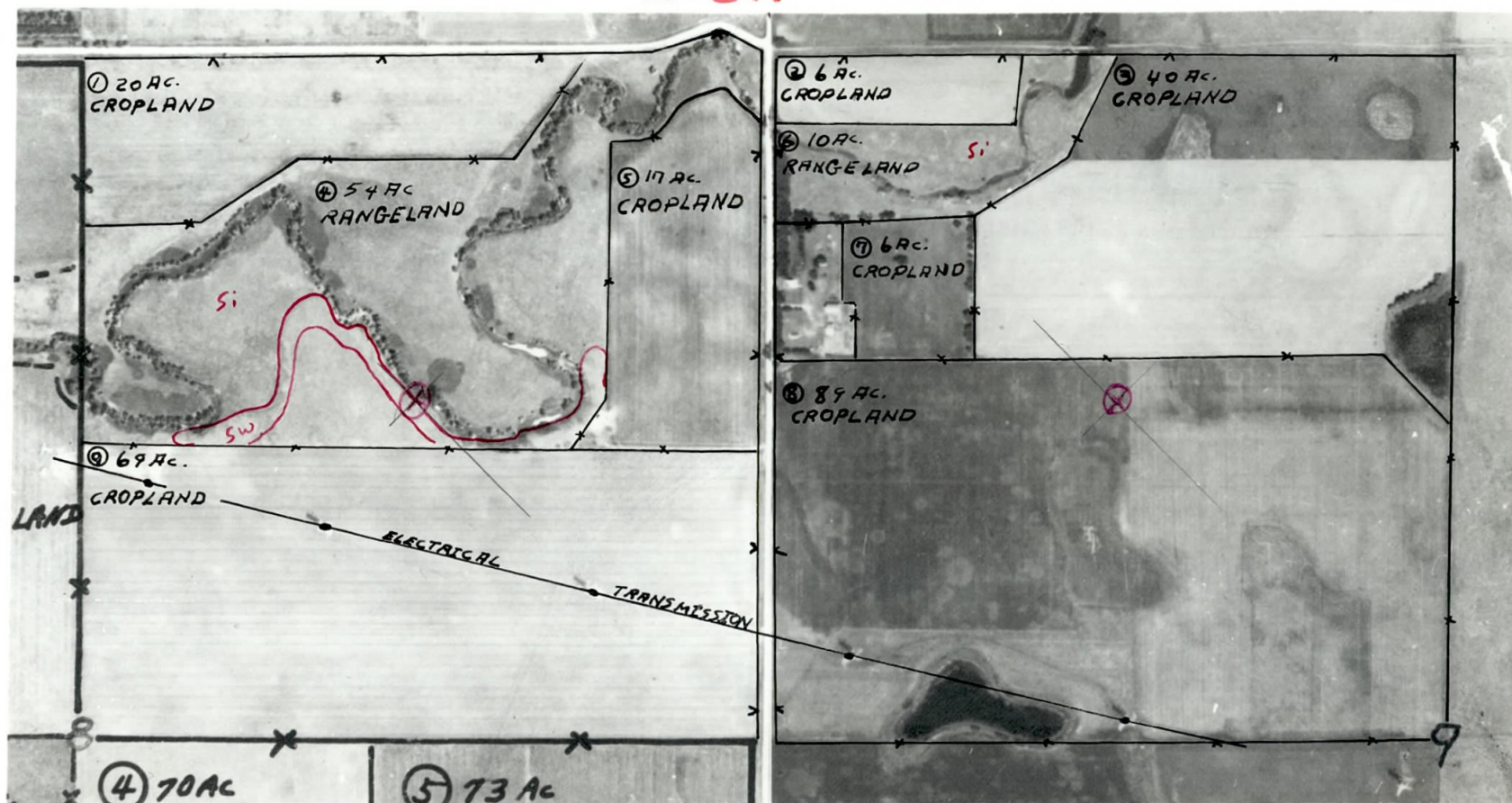
DATE 5/9/68

OWNER/OPER. CYRIL HAAG

PLAN NO. 843 AC. APP. SCALE 8"/MI. PHOTO NO. VO-1EE-90 VO-1EE-92

2-2801

**R58W**



MAP NO. 2130-3 (APP. NO. 2774-3)