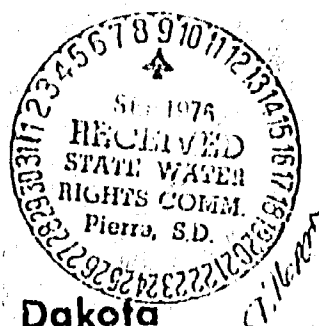


Water Right Number 2994-3

1. Considered 9-29, 1976
2. Name of Applicant ROBERT E. LIEN
3. Post Office Address MILBANK
4. Amount of water claimed 2.00
5. Source of water supply 40' WELL - 18' DUG OUT
6. Water to be used for IRRIGATION
Access to be irrigated 136
7. Water to be diverted and used in GRANT County
about 3E, 5N Miles of MILBANK
8. Proof of Publication Received 1st 9-29-76
Not received
9. Application Approved
Subject to
Not approved
Action deferred
10. Remarks:

No. 2994-3
 Map No. 2322-3 Water Division No. 3 MINNESOTA RIVER District
 (Blanks to be Filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant: Robert E. Lien
 Postoffice address Box 101 Milbank 57232, State South Dakota
 If a corporation show date and place of incorporation _____
 2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract & Direct Labor
 3. Name of diversion work Robert E. Lien Irrigation Project #1
 4. Amount of water claimed (cubic feet per second) 2.0
 5. Source of water supply Well & Dugout
 6. Location of point of diversion Well - 4025' N 163° W of NE corner Sec 20 - 121-47
Dugout - 4880' N 174° W of NE corner Sec 20 - 121-47
 County Brant
 7. Annual period or periods during which water is to be used April through October
 8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
 9. For irrigation use: Total number of acres to be irrigated 136

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

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NW 1/4 of SE 1/4 Sec 20 - 121-47	37		
NE 1/4 " " " " " "	38		
SW 1/4 " " " " " "	29		
SE 1/4 " " " " " "	32		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 1 year years. Additional time required to complete application of water to the proposed beneficial use three years.
 11. Choice of newspaper for Notice of Intent to Appropriate Water publication Water town Public Opinion
 12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source. A dugout & a wellB. Works proposed to transport water to place of use. closed conduitC. Works proposed to apply water to beneficial use. center pivotEstimated Total Cost \$ 40,000

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

STATE OF SOUTH DAKOTA

County of Brookings

I, Robert E. Lien, the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed Robert E. LienSubscribed and sworn to before me this 2 day of Sept, 1976

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2994-3
ROBERT E. LIEN Box 205, 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.

Date of first receipt of application SEPTEMBER 9, 19 76
 Date of return to applicant for correction, amendments or changes required _____, 19 ____
 Date of receipt of corrected application _____, 19 ____
 Approved SEPTEMBER 30, 19 76, Recorded in Book 16 Page 100

WATER RIGHT PERMIT NO. 2994-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2994-3 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 SEPTEMBER 9, 1976
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MARCH 30, 1979
3. The whole of said work is to be completed on or before SEPTEMBER 30, 1981
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is SEPTEMBER 30, 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 SEPTEMBER 30, 1984; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 30TH day of NOVEMBER, 19 76

WATER RIGHTS COMMISSION

By:

John Walsh
 Chief Engineer, Executive Officer

Certificate of Construction Issued SEPTEMBER 24, 19 76

Water License Issued SEPTEMBER 24, 19 76

Well and a dugout

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 24", Depth 40'
- (2) Casing, Type Steel (wood, concrete, steel, etc.) Diameter 12" Thickness 1/4"
- (3) Perforated Screen, Type Can't slot, Diameter 12", Length 10'
- (4) Gravel Pack, Thickness 5", Length of gravel pack 20'

E. Dugout Information or Estimates

Surface dimensions 100' X 180', Depth 18'

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 1' to 7' - clay soil,
7' to 40' - mixed sand & gravel

Depth to top of water bearing material 7'

Depth to bottom of water bearing material 40'

Thickness of water bearing material 3'3"

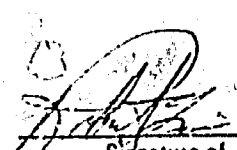
Depth to water (ground surface to water level) 8'

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

On same owner's property No separate rds. On property owned by others over 300 rds.

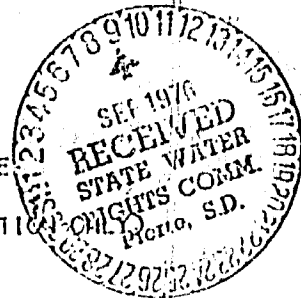
G. Water Storage Dams.

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

CONSERVATION
COMMISSION
FORM W-41

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)



NAME

Robert E. Lien

ADDRESS

Box 205 Milbank

57252

COUNTY

Greene

LEGAL DESCRIPTION

1. WELL LOCATION

SE 1/4 of Sec 20 - 121 - 47

2. LOCATION OF AREA TO BE IRRIGATED

SE 1/4 of Sec 20 - 121 - 47

TYPE OF IRRIGATION

3. GRAVITY

TOWLINE

CENTER PIVOT

GUN

4. CROPS TO BE IRRIGATED

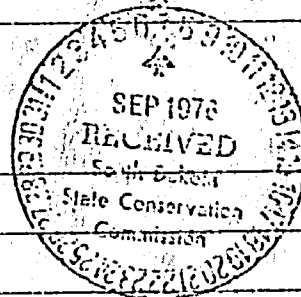
WATER QUALITY

5. SAMPLE NUMBER

6. SALINITY (EC x 10⁶)

7. SODIUM (SAR)

8. RESIDUAL SODIUM CARBONATE (meq/l.)



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 Greene County, S.D. 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.

APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
2nd DAY OF September 1976.

(TITLE OR SEAL)

James R. Gorch, Notary Public,

(SOILS INFORMATION ON REVERSE SIDE)

APPROVED BY

APPROVED

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

Submitted by: Robert E. Iden
 Address: Fox 205
Millbank, SD 57252

Date Rec'd. August 31, 1976
 Sample No. 76-1225
 Identification Dugout
SE 1/4, Sec. 20, T 121N, R 47W

WATER ANALYSIS

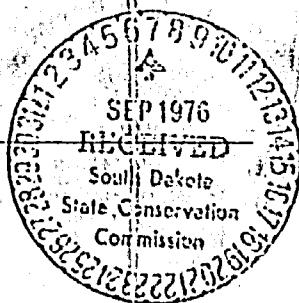
Calcium (Ca)	59	ppm*	2.95	me/l**
Magnesium (Mg)	30	ppm	2.46	me/l
Sodium (Na)	8	ppm	0.35	me/l
Potassium (K)	2	ppm	0.05	me/l
Sulfate (SO ₄)	90	ppm	1.87	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	2	ppm	0.05	me/l
Bicarbonate (HCO ₃)	307	ppm	5.04	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g-l-g***
Alkalinity (Methyl Orange)	22	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	571	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.21			
Sodium	6.02	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	8.22			

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 5.81 me/l
 Total anions 6.96 me/l



By: Shirley Mitten

Service Performed

Amount Due

Irrigation analysis

\$8.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-1225

Amount Enclosed \$

Signed

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2994-3

(1) WHEREAS, On the 9th day of September A. D. 19 76
Robert E. Lien

made Water Right Application No. 2994-3 for a permit to use 2.0 cubic feet per second of the waters of groundwater (one well)

County of Grant, State of South Dakota, for irrigation purposes; and

(2) WHEREAS, On the 30th day of September A. D. 19 76
 Permit No. 2994-3, with a date of priority of September 9, 1976
 was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 30th day of September A. D. 19 81 and for the application to beneficial use of said water on or before the 30th day of September A. D. 19 81

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 1.39 cubic feet per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent,

to irrigate the following lands all in Section 30, T12N, R47W

NW 1/4 Sec 33 acres

NE 1/4 Sec 33 "

SW 1/4 Sec 14 "

SE 1/4 Sec 17 "

TOTAL 97 acres

(5) NOW, THEREFORE, by the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Robert E. Lien
_____ of Milbank, South Dakota
the holder _____ and owner _____ of said permit No. 2994-3 a water right, dating from September 9, 1976
_____ to use of 1.39 cubic feet per second of the waters
of groundwater (one well)
in the County of Grant and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 200 ft NW of the Center of the SE $\frac{1}{4}$, Section 20,
T121N, R47W

and conducted to and upon portions of SE $\frac{1}{4}$, Section 20, T121N, R47W more fully
described on the face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 2994-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 24th day of September A. D.
Nineteen Hundred and Eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

Permit No. 2994-3

Water Diversion No. 3 Minnesota River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Robert E. Lien

_____ the holder _____ of
Permit No. 2994-3, issued upon Application No. 2994-3, bearing date of priority of September 9,
1976 authorizing the diversion of 2.0 cu. ft. per second of the waters of _____
groundwater (one well) County of Grant, State of South Dakota at _____
a point 200 feet NW of the center of the SE 1/4, Section 20, T121N, R47W
_____, for irrigation

purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 1.00 cu. ft. per second of water.

Date September 24, 1981

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

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

No. 2994-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Codington) ss.

I, John R. Lowrie hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Watertown Public Opinion

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 Watertown of

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

September 17, 1976

September 24, 1976

JOHN R. LOWRIE

(Signature)

General Manager

(Title)

September 24, 1976

(Date Signed)

PUBLIC NOTICE
NOTICE INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501
September 13, 1976
Notice is hereby given that Robert
E. Lien 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 out of time from
ground water through the Lien No. 1,
the point of diversion of which are to
be located in the (well) NE 1/4 SE 1/4
(dugout) SE 1/4 SE 1/4 of Section 20,
Twp. 121N, Range 47W. Said water
to be used for the purpose of
providing irrigation on portions of
the following described land: SE 1/4
Section 20, T121N, R47W.
This application No. 2994-3 will be
considered by the Water Rights
Commission at their office at Pierre
upon the 29th day of September,
1976, at 10:00 A.M. All interested
persons may appear and be heard.
Water Rights Commission
By: Burton F. Jones
Water Rights Specialist
(September 17, 24, 1976) 15 90



Form 6 - Notice of Intent to appropriate Water

No. 2994-3

Publish first publication, on or before September 10, 1976

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

September 13, 1976

Notice is hereby given that Robert E. Lien
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
(well & dugout)
2.0 cubic feet of water per second of time from the ground water through the
Lien # 1 the point of diversion of which is to be located in the

(well) NE 1/4 SE 1/4, (dugout) SE 1/4 SE 1/4

of Section 20, Twp. 121N, Range 17W. Said water to be used for the purpose
of providing irrigation on the following described land:

SE 1/4, Section 20, T121N, R17W

This application No. 2994-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 29th day of September, 19 76, at 10:00 A. M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

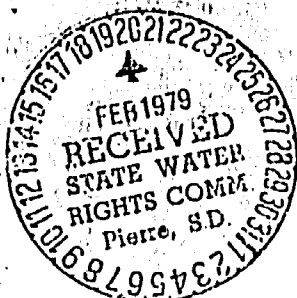
BURTON F. JONES
Water Rights Specialist

BFJ/bw
cc:

Robert E. Lien, Box 205, Milbank, S. D. 57252

Form 10.

No. 2994-3 *grant*



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

Post Office Milbank, S.D. Dak.

Date 2/9/79

TO: Water Rights Commission
Joe Foss Building
Pierre, South Dakota 57501

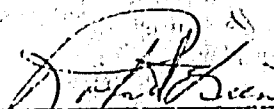
Dear Sirs:

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. 2994-3.

Water Right Permit No. 2994-3 states that the diversion system is to be constructed by 9/30, 19 81 and that the water is to be put to beneficial use by 9/30, 19 81.

The diversion system was completed on 7/22, 19 78.
Applying the water to beneficial use was completed on 7/22, 19 78.

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.


(Signature)

Robert L. Lien

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8475

PIERRE, September 23, 1981

RECEIVED OF Robert E. Lien, Box 205, Milbank, SD 57252
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No. 2994-3	50.	00
Fee for inspecting Beneficial Use, and issuing Water License No. 2994-3		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	50.	00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer
JOHN HATCH (bt)

Report No. 142
 Date of Report 3 November 1981

REPORT OF EXAMINATION OF WORKS
 SHOWING APPLICATION OF WATER TO BENEFICIAL USE

1. WATER RIGHTS, WATER MANAGEMENT PLAN, STATE OF ARIZONA, COUNTY OF MARICOPA, TOWN OF

Have the duly sworn engineer examination of the water use system was made by Robert E.

LIEN U.S. BANK

is located at 1001 E Section 20 T12N R4W

showing the diversion of 1.0 cfs. for the purpose of GROUNDWATER

for IRRIGATION pursuant to GRANT

I have a report of the condition of the works as follows:

The Water Use System consists of:

1. Works used to divert the water:
14' DEEP WELL WITH 16" STEEL CASING - 4" SS SCREEN
LARGE SCREW 5' DIAM 4-1/2" I.D. POWERED BY
CATERPILLAR 3204 DIESEL ENGINE - 25 HP

2. Works used to transport water to beneficial use:
200' BURIED 8" PVC TO CENTER OF FIELD

3. Works used to apply water to beneficial use:
EMULSIC 7 TONER CENTER PIVOT WITH 18000' 100'
END GUN

The system is in the following condition: GOOD

The point of diversion is located 200' NW OF THE CENTER OF THE 36'
SECTION 20, T12N, R4W

The works are capable of diverting and conveying to the place of use 1.0 cfs (30 GPM)
 cu. ft. per second of water which is to be used for IRRIGATION.

Water has been put to beneficial use to the maximum extent as follows ALL IN SECTION 20, T12N, R4W

NW 1/4 SE 4	33	ACRES
NE 1/4 SE 4	33	"
SW 1/4 SE 4	14	"
SE 1/4 SE 4	17	"

comprising a total of 97 acres of land.

Date November 25, 1981
Burton J. Jones
 (Signature)

Permit No. 2994-3Water Division 3 MINNESOTA RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by ROBERT E. LIEN of MILBANK holder of Permit No. 2994-3, bearing date of priority of SEPTEMBER 9, 1976 authorizing the diversion of 2.0 cu. ft. per second of the waters of GROUNDWATER for IRRIGATION purposes, in GRANT County.

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

The Water Use System consists of,

A. Works used to divert the water:

49' DEEP WELL WITH 16" STEEL CASING - 70' SS SCREEN
LAYNE BOWLER 8" PUMP 4-12RL, POWERED BY
CATERPILLAR 3204 DIESEL ENGINE - 88 HP

B. Works used to transport water to place of use,

200' BURIED 8" PVC TO CENTER OF PILOT

C. Works used to apply water to beneficial use.

ZIMMATIC 7 TOWER CENTER PILOT WITH NELSON #100
END GUN

The system is in the following condition: GOOD

The point of diversion is located 200' NW OF THE CENTER OF THE SE¹
SECTION 20, T12N, R47W

The works are capable of diverting and conveying to the place of use 1.88 (850 GPM)

cu. ft. per second of water which is to be used for IRRIGATION

Water has been put to beneficial use to the maximum extent as follows: ALL IN SECTION 20, T12N, R47W

NW ⁴ SE ⁴	33 ACRES
NE ⁴ SE ⁴	33 "
SW ⁴ SE ⁴	14 "
SE ⁴ SE ⁴	17 "

comprising a total of 97 acres of land.

Date AUGUST 25, 1981
Burton Jones
(Signature)

SOUTH DAKOTA
Department of
Water & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

2994-3

January 29, 1988

ROBERT E LIEN
BOX 205
MILBANK, SD 57252

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation Questionnaire

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 2994-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of 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 3:00 am, March 2, 1988 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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

1. Amend Permit No(s). 2994-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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


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

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, your name will be deleted from the agenda for the hearing.



Department of Water & Natural Resources

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

March 14, 1988

NOTICE OF AMENDMENT TO WATER PERMIT(S)

TO: ROBERT E LIEN
BOX 205
MILBANK, SD 57252

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

SUBJECT: Amendment to Water Permit No(s). 2994-3

Pursuant to the provisions of the notice dated January 29, 1988 and following the Hearing March 2, 1988, the Water Management Board has amended Water Permit No(s). 2994-3 to add the following qualification to each:

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

The addition of this qualification to your Permit(s) 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). 2994-3

Pursuant to the provisions of the notice dated January 29, 1988 and following the Hearing March 2, 1988, the Water Management Board has amended Water Permit No(s). 2994-3 to add the following qualification to each:

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

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

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

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

ROBERT E LIEN
BOX 205
MILBANK, SD 57252

4. Article Number

P-200 480 180

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

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

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

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

5-15-88

PS Form 3811, Mar. 1987

• U.S.G.P.D. 1987-175-260

DOMESTIC RETURN RECEIPT



Department of Water & Natural Resources

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

February 17, 1989

Robert E Lien
Box 205
Milbank, SD 57252

Dear Mr. Lien:

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;

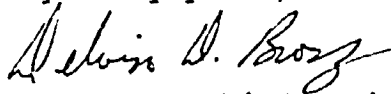


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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 Bcwar, Water Rights Engineer (605-773-3352).

Very truly yours,

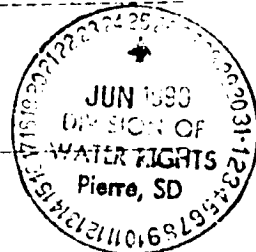
for 
JOHN HATCH, Chief Engineer
Water Rights Division

NOTICE OF TRANSFER OF OWNERSHIP

No. _____

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

Date: June 19, 1990



XXWe request that Water Permit/Right No. 2994-3

formerly owned by: Robert E. Lien

be transferred to: (name & address) Alan B. Schneck and Linda M. Schneck, husband
and wife as joint tenants with rights of survivorship and not as tenants in common, of R.P. I, Box 37, Milbank, SD 57252
(telephone No.) (605) 432-4044

Title to the following described land(s)/property has been transferred as described above:
The Southeast Quarter (SE $\frac{1}{4}$) of Section Twenty (20), Township One Hundred and
Twenty-One (121) North, Range Forty-Seven (47), West of the Fifth (5th) P.M.,
Grant County, South Dakota.

XXWe understand that the validity of Water Permit/Right No. 2994-3 has not been deter-
mined by this transfer action. If XXWe have any questions on validity, XYWe 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

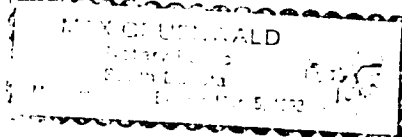
County of GRANT

Alan B. Schneck and Linda M. Schneck, our
XXWe, Alan B. Schneck and Linda M. Schneck, being first duly sworn on my oath depose and say that XX
relation to the above described undertaking is that of Owner, that XYWe have read the above
foregoing statement, and that XWe know of our own personal knowledge that the information
herein stated is true.

Alan B. Schneck
Alan B. Schneck

Linda M. Schneck
Linda M. Schneck (Signed)

Subscribed and sworn to before me this 19th day of June, 19 90.



[Signature]
(Notary Public)

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.

June 20, 1990

Chief Engineer
Water Rights Division, DWNR
523 East Capitol
Pierre, South Dakota 57501-3181

RE: Water Permit No. 2994-3

Dear Sir:

This office handled the closing of the sale of the land described in the enclosed Notice from Robert E. Lien to Mr. and Mrs. Alan Schneck. One of the documents that was provided was the enclosed Notice. Also enclosed is my office check in the amount of \$2.50 for the filing fee.

I would appreciate a reply if the transfer of the permit has been completed together with whatever documentation to confirm the transfer from Lien to Schneck.

Thank you for your early reply.

Yours very truly,

App: (Kronenb.)

Max Gruenwald

MG/10

Enc.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412282

Pierre, June 25, 1900

RECEIVED OF Max Gruenwald, Attorney at Law, 311 S Main, Milbank, 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. _____		
Fee for Filing Transfer Form _____ Water Permit No. 2994-3 (Schubert)	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By

John Hotala
Chief Engineer

 **Department of
Water & Natural Resources**

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

June 26, 1990

No. 2994-3

Max Gruenwald, Attorney
311 S Main
Milbank SD 57252

Dear Mr. Gruenwald

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Permit No. 2994-3.

Our records now show Alan B. and Linda M. Schneck as the owners of this Water Permit.

Sincerely,

KAREN SCHLAAK
Senior Secretary
Water Rights Division
605 773-3352

enclosure

cc: Alan B. and Linda M. Schneck



2994-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 1993

No. 2994-3

Gerald Folk
RR 1, Box 91
Corona, SD 57227

Dear Mr. Folk:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 2994-3. The water right is currently listed in the name of Alan B. and Linda M. Schneck.

The transfer form should be checked over for accuracy and signed by the new owner in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

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

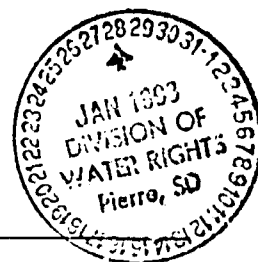
enclosure

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Division, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 2994-3

Date: January 26, 1993



I/We request that Water Right No. 2994-3

formerly owned by: Alan B & Linda M Schneck, RP #1 Box 37, Milbank, SD 57252

be transferred to: (name & address) Gerald R. Folk, Route 1, Box 91, Corona, SD 57227

(Telephone No) 605-432-5254

Title to the following described land(s)/property has been transferred as described above:

SE 1/4 Section 20, T121N, R47W

I/We understand that the validity of Water Right No. 2994-3 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.

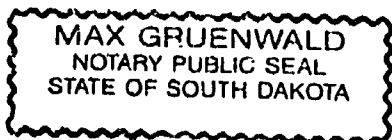
A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)
County of GRANT)

I/We Gerald R. Folk 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.

Gerald R Folk
(Signed)

Subscribed and sworn to before me this 26th day of January, 19 93.



Max Gruenwald
(Notary Public)

My Commission expires: 3/5/2000

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 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.

2994-3
413608

South Dakota Department of Environment and Natural Resources

January 28, 1993

Gerald Folk, Rt 1 Box 91, ^{Phone, _____}Corona, SD 57227

RECEIVED OF Sullivan Building, 400 Hoxworth, Northridge, CA 91321

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. _____		
Fee for Filing Transfer Form _____ Water Right No. 2994-5	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By [Signature]
Chief Engineer



2994-3

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

February 2, 1993

No. 2994-3

Gerald R. Folk
Rt 1, Box 91
Corona, SD 57227

Dear Mr. Folk:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 2994-3.

Our records now show you as the owner of Water Right No. 2994-3.

Sincerely,

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

enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

February 17, 2000

2994-3

Dave Camrud
Norwest Bank of SD
Investment, Management & Trust Dept
PO Box 5953
Sioux Falls, SD 57117-9705

RE: Gerald Folk Estate

Dear Mr. Camrud:

Thank you for sending in the "Notice of Transfer of Ownership" form for use in transferring Water Right No. 2994-3 from Gerald Folk to the estate.

The transfer form was received, however it can not be processed without the \$2.50 filing fee as required by statute. My first letter may not have been clear with respect to the fee.

Please remit a total of \$2.50 as soon as possible. The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please let me know.

Sincerely,

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

genny.mcmath@state.sd.us

enclosures



February 17, 2000

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

2994-3

Dave Camrud
Norwest Bank of SD
Investment, Management & Trust Dept
PO Box 5953
Sioux Falls, SD 57117-9705

RE: Gerald Folk Estate

Dear Mr. Camrud:

I am contacting you in regard to ownership of land as described in Water Right No. 2994-3. The person filling out the 1999 irrigation questionnaire instructed us to contact you because the land had been turned over to the estate of Gerald Folk.

Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing the change. The form will need to be completed and then signed by a representative for the estate in the presence of a notary public. Upon completion, please return the form to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

If the land will not be in the "estate" for very long, it may be possible to hold up on transferring the water right until a new owner is listed. Our main goal is to have someone listed in the file as the contact person to receive correspondence such as the yearly irrigation questionnaires.

If you have any questions, please let me know.

Sincerely,

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

genny.mcmath@state.sd.us

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 2994-3

Date: 2/28/2000



I/We request that Water Right No. 2994-3

formerly owned by: Gerald R Folk

be transferred to: (name & address) Gerald R. Folk Trust % Norwest Trust, P.O. Box 5953,
Sioux Falls, SD 57117 Telephone No. 605-575-8758

Title to the following described land(s) property has been transferred as described above:

SE 1/4 Section 20, T121N, R47W

I/We understand that the validity of Water Right No. 2994-3 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 with the Water Rights Program, as evidence of the change of ownership.

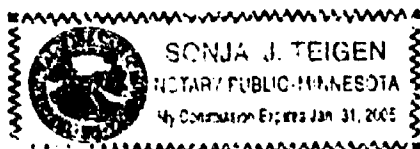
A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

MINNESOTA
STATE OF ~~SOUTH DAKOTA~~)
County of CLAY)

I/We Norwest Bank South Dakota, N.A. 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.

Gerald R. Folk Trust by *[Signature]*
(Signed) Norwest Bank South Dakota N.A.

Subscribed and sworn to before me this 29 day of February, 2000.



[Signature]
(Notary Public)

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 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

Water Rights Program

South Dakota Department of Environment and Natural Resources

N2 416423

Pierre, _____ March 15, 2000

RECEIVED OF Wells Fargo (Dave Camrud, Norwest Bank of SD), 6th and Marquette, Minneapolis, MN
the following amount in fees for services rendered as provided for by law: 55479

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. _____

Fee for Filing Transfer Form Water Right No. 2994-3

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By _____



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

March 15, 2000

2994-3

Dave Camrud
Norwest Bank of SD
Investment Management & Trust
PO Box 5953
Sioux Falls, SD 57117

RE: Gerald R Folk Trust

Dear Mr. Camrud:

Thank you for following up on the transfer of ownership for Water Right No. 2994-3. The transfer has been completed and the water right is now listed in the name of "Gerald R Folk Trust".

Enclosed is your Receipt No. 416423 in the amount of \$2.50, which you paid to cover the cost of filing the transfer. I am including a copy of the transfer form you filed. You may keep this for your records.

If I can answer any questions for you, please get in touch with me.

Sincerely,

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

enclosures

Investment Management & Trust

Norwest Bank South Dakota, N.A.
101 North Phillips Avenue
Post Office Box 5053
Sioux Falls, South Dakota 57117-5053
605/575-7400



April 6, 2000

Department of Environment & Natural Resources
Attn: Genny McMath
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3181

RE: Gerald R. Folk Trust

Dear Genny:

Please note, on March 2000, Norwest Bank South Dakota, as trustee of the Gerald R. Folk Trust transferred the ownership of the SE 1/4 of Section 20-121-47 less site to Anthony & Kimberly Folk. A copy of the trustees' deed is attached. This parcel is directly involved in Water Right No. 2994-3. Please make the legal name change on this permit to Anthony & Kimberly Folk.

Please contact me at 218-287-3543 if there is a question.

Sincerely,

Dave Camrud
Great Plains Region Real Estate Manager

(COPY)

TRUSTEE'S DEED

NORWEST BANK SOUTH DAKOTA, N.A., a banking corporation, Codington County, South Dakota, by and through its Vice-President, Dale V. Christensen, acting as Trustee of the Gerald R Folk Revocable Trust dated August 13, 1999, grantor, for and in consideration of one dollar and other good and valuable consideration, hereby conveys **ANTHONY G. FOLK and KIMBERLY R. FOLK**, husband and wife, as joint tenants with right of survivorship and not as tenants in common, of RR 1 Box 91a, Corona, South Dakota 57227, grantees, all of the right, title, interest and estate that the Trustee has acquired in the following described real property in the County of Grant, State of South Dakota to-wit:

THE SOUTH HALF OF THE SOUTHWEST QUARTER, ALSO DESCRIBED AS GOVERNMENT LOT 4 AND THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 7, TOWNSHIP 121 NORTH, RANGE 47 WEST OF THE 5TH P.M., GRANT COUNTY, SOUTH DAKOTA, ACCORDING TO PLAT THEREOF ON FILE AND OF RECORD IN THE OFFICE OF THE REGISTER OF DEEDS OF SAID COUNTY AND STATE, SUBJECT TO RESERVATIONS AND EASEMENTS OF RECORD OR VISIBLE UPON THE PROPERTY.

THE SOUTHEAST QUARTER, EXCEPT LOT 1 OF LIEN SUBDIVISION IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER, IN SECTION 20, TOWNSHIP 121 NORTH, RANGE 47 WEST OF THE 5TH P.M., GRANT COUNTY, SOUTH DAKOTA, ACCORDING TO PLAT THEREOF ON FILE AND OF RECORD IN THE OFFICE OF THE REGISTER OF DEEDS OF SAID COUNTY AND STATE SUBJECT TO RESERVATIONS AND EASEMENTS OF RECORD OR VISIBLE UPON THE PROPERTY.

GOVERNMENT LOTS 1 AND 2, ALSO DESCRIBED AS THE NORTH HALF OF THE NORTHEAST QUARTER, EXCEPT LOT H-1, AND THE WEST THREE-FOURTHS OF THE SOUTH HALF OF THE NORTHEAST QUARTER, ALL IN SECTION 2, TOWNSHIP 121 NORTH, RANGE 48 WEST OF THE 5TH P.M., GRANT COUNTY, SOUTH DAKOTA, ACCORDING TO PLAT THEREOF ON FILE AND OF RECORD IN THE OFFICE OF THE REGISTER OF DEEDS OF SAID COUNTY AND STATE SUBJECT TO RESERVATIONS AND EASEMENTS OF RECORD OR VISIBLE UPON THE PROPERTY.

THE NORTHWEST QUARTER, ALSO DESCRIBED AS LOTS 3 AND 4 AND THE SOUTH HALF OF THE NORTHWEST QUARTER, SECTION 2, TOWNSHIP 121 NORTH, RANGE 48 WEST OF THE 5TH P.M., GRANT COUNTY, SOUTH DAKOTA, ACCORDING TO PLAT THEREOF ON FILE AND OF RECORD IN THE OFFICE OF THE REGISTER OF DEEDS OF SAID COUNTY AND STATE SUBJECT TO RESERVATIONS AND EASEMENTS OF RECORD OR VISIBLE UPON THE PROPERTY.

THE NORTH HALF OF THE SOUTHEAST QUARTER, EXCEPT LOT H-1, SECTION 2, TOWNSHIP 121 NORTH, RANGE 48 WEST OF THE 5TH P.M., GRANT COUNTY, SOUTH DAKOTA, ACCORDING TO PLAT THEREOF ON FILE AND OF RECORD IN THE OFFICE OF THE REGISTER OF DEEDS OF SAID COUNTY AND STATE SUBJECT TO RESERVATIONS AND EASEMENTS OF RECORD OR VISIBLE UPON THE PROPERTY.

Grantor executes this Deed as Trustee. Any recourse under and by virtue of this Deed shall be against the Trust Estate only.

Dated this 16th day of March, 2000.

NORWEST BANK SOUTH DAKOTA, N.A.
TRUSTEE OF THE GERALD R. FOLK REVOCABLE TRUST

(Corporate Seal)

By: 

Dale V. Christensen, Vice-President

State of South Dakota)

)ss.

County of Codington)

On this the 16th day of March, 1999, before me, the undersigned officer, personally appeared Dale V. Christensen, who acknowledged himself to be the Vice-President of Norwest Bank South Dakota, N.A., a corporation, and that he, as such Vice-President, being authorized so to do.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

April 10, 2000

2994-3

Anthony G & Kimberly R Folk
RR 1 Box 91A
Corona, SD 57227

Dear Mr. & Mrs. Folk:

I am contacting you in regard to ownership of Water Right No. 2994-3. Dave Camrud with the Norwest Bank Trust Department in Sioux Falls has notified us that they have transferred ownership of the land described in No. 2994-3 to you.

Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing the ownership change. Please review the form and complete as needed. Upon completion, please sign the form in the presence of a notary public and return it to our office with a required filing fee of \$2.50. You may make the check or money order for the fee payable to the "Water Rights Program."

As soon as we receive the completed form and filing fee from you, Water Right No. 2994-3 will be transferred to your names. If I can answer any questions for you, please get in touch with me.

Sincerely,

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

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181



No. 2994-3

Date: 4-19-00

I We request that Water Right No. 2994-3

formerly owned by: Gerald R Folk Trust %Norwest Trust, PO Box 5953, Sioux Falls, SD 57117-5953

be transferred to: (name & address) Anthony G. Folk RR 1 Box 91A
Corona SD 57227 Telephone No. 605-432-4403

Title to the following described land(s)/property has been transferred as described above:

SE 1/4 Section 20, T121N, R47W

I We understand that the validity of Water Right No. 2994-3 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 with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

STATE OF SOUTH DAKOTA)

County of Grant)

I We Anthony G. Folk 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.

Anthony G. Folk
(Signed)

Subscribed and sworn to before me this 19th day of April, 2000.

Rose Paul
(Notary Public)
My Commission Expires: 10-06-2000

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 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

Water Rights Program

South Dakota Department of Environment and Natural Resources

№ 416518

RECEIVED OF Anthony G. Folk, FR 1, Box 91A, Corral, SD 57227 Pierre, Feb 17, 2000
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. _____

Fee for Filing Transfer Form Water Right No. 2994-3

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By

[Signature]



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3101
www.state.sd.us/dern

May 17, 2000

2994-3

Anthony G Folk
RR 1 Box 91A
Corona, SD 57227

Dear Mr. Folk:

Thank you for following up on the transfer of ownership for Water Right No. 2994-3. The transfer has been completed and the water right is now listed in your name.

Enclosed is your Receipt No. 416518 in the amount of \$2.50, which you paid for filing the ownership change.

Also enclosed is a sample copy of the annual irrigation questionnaire. The form will give you an idea of what type of information to keep track of over the irrigation season. The actual form that will need to be completed and returned to us will be sent to you in October.

If you have any questions concerning the water right or with the enclosed irrigation questionnaire, please get in touch with me.

Sincerely,

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

enclosures

110A

115.3

67.3

Acres Irrigated 136
water claimed 2.0 cfs
9-2-76

31.9

121-47

Certified Correct
John A. Andersma
Pres. 1966
Brooklyn

44-730-230
6792-113-994-3