

Water Right Number 3026-3

1. Considered 10-21, 1916
2. Name of Applicant Riverside Colony
3. Post Office Address Huron
4. Amount of water claimed 2.00
5. Source of water supply 190' deep well
6. Water to be used for irrigation
Acres to be irrigated 320
7. Water to be diverted and used in Clark County
about 4E, 4N Miles 19 of Clark
8. Proof of Publication Received 1916
Not received _____
Approved _____

9. Application

Mike Dillner

Riverside Colony

change irrigable
land from
NW⁴ of 15-117-57

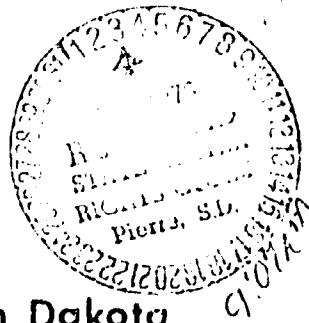
to E¹/₂ of 15-117-57

well will still
be in center of
NW⁴ 15-117-57

Subject to _____

approved _____

ion deferred _____

No. 3026-3Map No. 2351-3 Water Division No. 3 JAMES 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)

Riverside Colony

1. Name of Applicant _____

Postoffice address Rt. 1, Huron, State South Dakota 57350

If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) direct labor and contract3. Name of diversion work James River - Huron #14. Amount of water claimed (cubic feet per second) 205. Source of water supply Ground water6. Location of point of diversion NW $\frac{1}{4}$ 15, 117-57 (Clark County)County Clark7. Annual period or periods during which water is to be used April through October8. Use to be made of water (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation9. For irrigation use, Total number of acres to be irrigated 160 Acres

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.
NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec 15, 117N-57W	40	NE $\frac{1}{4}$ Sec 15, T117N, R57W	160
NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec 15, 117N-57W	40	SE $\frac{1}{4}$ " " " "	160
SW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec 15, 117N-57W	40		
SE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec 15, 117N-57W	40		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years Additional time required to complete application of water to the proposed beneficial use 2 years.11. Choice of newspaper for Notice of Intent to Appropriate Water publication Daily Plainsman

12. Principal Features of the Proposed Water Supply System.

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

Bowl pump

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

Main line

C. Works proposed to apply water to beneficial use.

Sprinkler system

Estimated Total Cost \$ _____

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

STATE OF SOUTH DAKOTA)

County of Clark)I, Mike Waldner 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 constructionSigned Mike WaldnerSubscribed and sworn to before me this 10 day of September 1992

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3026-3

RIVERSIDE COLONY
(Applicant)

RT #1, HURON
(Post Office Address)

SOUTH DAKOTA 57350 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 3 19 76

Date of return to applicant for correction, amendments or changes required --- 19 ---

Date of receipt of corrected application OCTOBER 4 19 76

Approved OCTOBER 21 19 76, Recorded in Book 110 Page 132

WATER RIGHT PERMIT NO. 3026-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3026-3 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 3 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before APRIL 21 19 79
3. The whole of said work is to be completed on or before OCTOBER 21 19 81
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is OCTOBER 21 19 83
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 OCTOBER 21 19 83; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 15th day of DECEMBER 19 76

WATER RIGHTS COMMISSION

By:

John H. Hahn
Chief Engineer, Executive Officer

Certificate of Construction Issued --- 19 ---

Water License Issued --- 19 ---

NOTICE OF WELL CONSTRUCTION

(1) WELL CONSTRUCTION

Location of well: _____ 1/4 _____ 1/4 1412 Section 15 Township 117N Range 57W

Well owner: Riverside Colonies - Phoenix, S.D.K.
(Name) (Address)

Date well drilling completed _____ Purpose of well irrigation
(domestic, irrigation, municipal, industrial, other)

W'ELL LOG

[illegible]

Attach sheet if more space is needed

Name of Drilling Contractor

(2) PUMP INSTALLATION

Company name and size of pump _____ HP _____

Type or pump _____ Capacity of installed pump _____ G.P.M.

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

(3) WATER SURFACE MEASURING TUBE

Or, some wells on air-tight water surface measuring tube is required: See Section 46.40B of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

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

Name of Pump Installation Contractor _____

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____ Diameter _____ Thickness _____
(wood, concrete, steel, etc.)
- (3) Perforated Screen
Type _____, Diameter _____, Length _____
- (4) Gravel Pack, Thickness _____, Length of gravel pack _____

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 _____

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

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

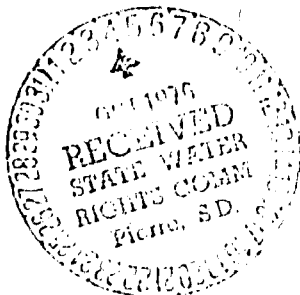
On same owner's property 60 rds. On property owned by others 150 rds.

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.

Mike Halder
Signature of Applicant

September 22, 1976



Riverside Colony
Huron, SD 57350

Dear Sir:

Your water sample (Lab. No. 76-1091) has been analyzed and the results are reported on the accompanying sheet, which is your copy to keep.

I am also enclosing a copy of AES pamphlet #13 for your use. The quality of your water for irrigation use is plotted approximately by means of the red cross in the chart on the outside back cover.

This water is unsatisfactory for use in irrigation of any normal soil. It will cause excessive salt accumulation in the soil, or soil structure, deterioration, or both. It is my recommendation that this water not be considered further. However, I am sending your WI-1 and a copy of this letter and the water analysis to the Conservation Commission for their action.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:ckb
Enclosures
cc: State Conservation Commission

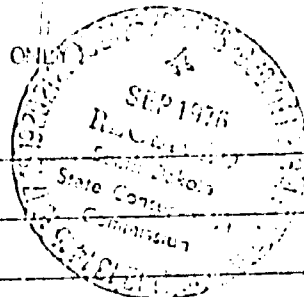
P.S. What water supply was supposed to go with the WI-1 for E 1/2 sec.
15-117-577

Dear Sir

This has been approved and forwarded to the Water Rights Commission for their action. If approved I urge you to exercise caution as high water tables will cause rapid salt accumulation

L. O. Fine

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 Riverside Colony

ADDRESS Huron, S. Dak.

COUNTY Clark

LEGAL DESCRIPTION

1. WELL LOCATION Not Determined
2. LOCATION OF AREA TO BE IRRIGATED NW 1/4 - 15 - 117 - 57 Clark County

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT ☒ GUN _____
4. CROPS TO BE IRRIGATED Corn - Alfalfa - Small Grain

WATER QUALITY

5. SAMPLE NUMBER 76-1091
6. SALINITY (EC x 10⁶) 1652 (high)
7. SODIUM (SAR) 2.14 (low)
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 Clark Co. 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.

SUBSCRIBED AND SWORN BEFORE ME THIS
____ DAY OF _____ 19 ____.

(TITLE OR SEAL)

Riverside Colony
APPLICANT'S SIGNATURE
Approval does not imply that this project can be carried out successfully in all circumstances. Individual management will, to a large degree, determine the relative success of this venture.

[Signature]
APPROVED/DISAPPROVED ☒

(SOILS INFORMATION ON REVERSE SIDE)

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

Submitted by: Riverside Colony
 Address: Duren, SD 57350

Date Rec'd: August 10, 1976
 Sample No.: 75-1091
 Identification: 2 Well-165'

WATER ANALYSIS

Calcium (Ca)	222 ppm	11.10 me/l**
Magnesium (Mg)	48 ppm	3.94 me/l
Sodium (Na)	135 ppm	5.37 me/l
Potassium (K)	12 ppm	0.31 me/l
Sulfate (SO ₄)	714 ppm	14.85 me/l
Nitrate (as N)	ppm	me/l
Chloride (Cl)	7 ppm	0.20 me/l
Bicarbonate (HCO ₃)	342 ppm	5.60 me/l
Carbonate (CO ₃)	ppm	me/l
Iron (Fe)	ppm	me/l
Fluoride (F)	ppm	me/l
Hardness (EDTA as CaCO ₃)	ppm	g.p.g.***
Alkalinity (Methyl Orange)	280 ppm (as CaCO ₃)	
Alkalinity (Phenolphthalein)	0 ppm (as CaCO ₃)	
Electrical Conductivity	1652 micromhos per cm at 25° C.	
Sodium Adsorption Ratio	2.14	
Sodium	27.66% of cations	
Residual sodium carbonate	0.00 me/l	
pH	7.23	
Others:		

*ppm==parts per million
 **me/l==millequivalents per liter

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

COMMENTS: Total cations 21.22 me/l
 Total anions 20.65 me/l



By: Shirley Litten

Service Performed	Amount Due
Irrigation analysis	18.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 75-1091

Amount Enclosed \$

Signed

Form 6 - Notice of Intent to Appropriate Water

No. 3026-3

Publish first publication, on or before October 12, 19 76

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

October 4, 19 76

Notice is hereby given that Riverside Colony
whose post office address is Huron, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use
2.0 cubic feet of water per second of time from ~~xx~~ ground water through the

Riverside-Clark # 1, the point of diversion of which is to be located in the _____

Center of the NW 1/4

of Section 15, Twp. 117N, Range 57W. Said water to be used for the purpose
of providing irrigation on the following described land:

E 1/2, Section 15, T117N, R57W

This application No 3026-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 21st day of October, 19 76, at 1:00 P. M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw
cc:

Riverside Colony, Rt. # 1, Huron, S. D. 57350

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

No. 3026-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Beadle) ss.

I, Dorothy Murphy hereby

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

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 Huron of

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

October 11, 1976

October 18, 1976

Dorothy Murphy
(Signature)

Bookkeeper
(Title)

October 18, 1976

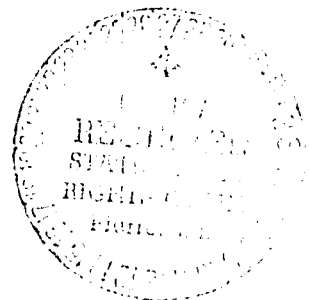
(Date Signed)

F.P. 1011-76 L.P. 1010-76
NOTICE OF INTENT TO
APPROPRIATE WATER
October 4, 1976

Notice is hereby given that
Riverside Colony whose post office
address is Huron, South Dakota, has
made an application in accordance
with the provisions of the water laws
of South Dakota for a permit to
appropriate for beneficial use 2.0
cubic feet of water per second of
time from ground water through the
Riverside Clark No. 1, the point of
diversion of which is to be located in
the Center of the NW 1/4 of Section 15,
Twp. 117N, Range 57W. Said water
to be used for the purpose of
providing irrigation on the portions
of the following described land:
NE 1/4 and SE 1/4, Section 15, T117N,
R57W.

This application No. 3026-3 will be
considered by the Water Rights
Commission at their office at Pierre
upon the 21st day of October, 1976, at
1:00 p.m. All interested persons may
appear and be heard.

WATER RIGHTS COMMISSION
By Burton F. Jones
Water Rights Specialist
No. 576 (adv.)



SOUTH DAKOTA
Department of
Water & Natural Resources

Joe Foss Building Water Rights Division
Pierre, South Dakota 57501

(605) 773-3352

October 13, 1982

Hillcrest Colony
George Waidner
Garden City SD 57236

Dear Sirs:

The inspection of your water use system and inspection of the extent of your application of water to beneficial use, as developed under your Water Right

No. 3026-3 has been completed. Your final water right document, the Water License, can now be issued.

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

You will also receive the Certificate of Construction as required by statute.

Sincerely,

KAREN SCHLAACK
Administrative Secretary

NOTE: On form of payment, please include the number of the water permit.
This insures proper handling of the fee.

WNR-814-7/79

Notification of Water License Ready for Issuing (\$50.00)

SECOND NOTICE
PERMIT NO. 3026-3

NOTICE OF WATER LICENSE INSPECTION FEE REQUIREMENT

December 16, 1982

Hillcrest Colony
% George Waldner
Garden City, South Dakota 57236

Dear Mr. Waldner:

October 13, 1982 you were notified the required final inspection fee of \$50.00 is due before Water License No. 3026-3 can be issued. As of this date, the fee has not been received.

The fee is a final step in the legal process of obtaining and perfecting a water right and is required by SDCL 46-2-13(3). Upon receipt of the \$50.00 fee, your Water License will be sent to you. You will also receive the Certificate of Construction as required by Statute. These are the final papers for the perfection of your Water Right.

A perfected water right is similar to a property right and once a water right is perfected, it cannot be lost as long as the water is used. Failure to pay the fee means that the legal requirements to establish a water right have not been completed and a property right has not been established.

Please submit the required fee immediately to avoid jeopardizing your water permit or advise if you have any questions.

Enclosed please find our notice of transfer. Since the water right is to be listed as Hillcrest Colony instead of Riverside Colony, a transfer should be filed. Please check over, date, sign and have notarized before returning it to this office with a \$2.50 filing fee. The total amount due for the License and transfer is \$52.50.

Very truly yours,

JOHN PATON, Chief Engineer
Water Rights Division

Form 3811, Jan. 1979

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.								
1. The following service is requested (check one.) ☒ Show to whom and date delivered..... \$ ☐ Show to whom, date and address of delivery..... \$ ☐ RESTRICTED DELIVERY Show to whom and date delivered..... \$ ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery \$ _____ (CONSULT POSTMASTER FOR FEES)								
2. ARTICLE ADDRESSED TO: <i>Hillcrest Colony</i> <i>to George Waldner</i> <i>Garden City, SD 57236</i>								
3. ARTICLE DESCRIPTION: <table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>4381365</td> <td></td> </tr> </table> (Always obtain signature of addressee or agent)			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		4381365	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	4381365							
I have received the article described above. SIGNATURE ☐ Addressee ☐ Authorized agent <i>Geo Waldner</i>								
4. DATE OF DELIVERY <i>12-17-82</i>		POSTMARK						
5. ADDRESS (Complete only if requested)								
6. UNABLE TO DELIVER BECAUSE:		CLERK'S INITIALS						

SOIL/WATER COMPATIBILITY PERMIT APPLICATION FORM

Division of Conservation

Office Use Only

4044

WR#

3036-3

OWNERS NAME: Hillcrest Colony

OWNERS ADDRESS: 2 George Waldner

Box 17, Garden City, SD 57236

COUNTY LAND LOCATED IN: Clark

PHONE: 532-5700

TENANT'S NAME AND ADDRESS: _____

LEGAL DESCRIPTIC: (Show Legal Description to Nearest 10 Acres)

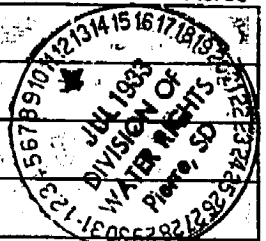
1. WELL LOCATION: N51 NW1 15-117-57

Depth: _____

2. SURFACE WATER SOURCE AND DIVERSION LOCATION: _____

Diversion Location: _____

Legal Description	Acres	Legal Description	Acres
<u>E1 15-117-57</u>			



3. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED _____

LEGAL DESCRIPTION: Previous permits under Riverside Colony

IN WHAT NAME: _____

4. LOCATION OF AREA TO BE IRRIGATED NOTE: SOILS INFORMATION FOR THIS AREA MUST ACCOMPANY THE APPLICATION. (See instruction sheet)

5. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: ☒ GUIN: _____ OTHER: _____ (Specify)

6. CROPS TO BE IRRIGATED: CORN, POTATO

WATER QUALITY: (TO BE COMPLETED BY SDSU WATER QUALITY LABORATORY)

7. WATER SAMPLE NUMBER: 83-0320

10. ADJUSTED (SAR): 8.53

8. SALINITY (EC X 10⁶): 1750

11. PERCENT SODIUM: 38.7%

9. SODIUM (SAR): 3.26

I hereby certify that I personally obtained or that I personally observed that taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample (see instruction sheet) were followed, and that the sample was taken at _____ a.m. (p.m.) on JUNE 1, 1983, at the following location: SEE ITEM #1 by (individual who took sample if other than applicant). I also hereby certify that the water sample taken has NOT been adulterated or tampered with in any manner, and is TRULY REPRESENTATIVE of the water which will be used in irrigating the above-described land.

Signature

I understand that the Division of Conservation or agents thereof may obtain water samples from wells and surface bodies to be used for irrigation purposes to validate water samples taken at the time of application. The Department of Agriculture may also gather technical information necessary to protect the land. (AG-5-6.4)

SUBSCRIBED AND SWORN BEFORE ME THIS

20th DAY OF JUNE, 19 83

(NOTARY PUBLIC)

APPLICANT'S SIGNATURE

Director, Division of Conservation

Date

APPROVED

DISAPPROVED

☒ CONDITIONALLY APPROVED

IMPORTANT
Action by the Department of Agriculture or the State Conservation Commission is not the final action on any application. In all cases a WATER RIGHT must be obtained from the Board of Water Management, Foss Building, Pierre.

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

Conditional#4044 NW3036-3

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT: Hillcrest ColonyLEGAL DESCRIPTION: E1 15-117857 =SOIL RESTRICTIONS:THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED:

Valler silty Clay Loam (9A) in the NW corner is restricted from irrigation due to flooding, an intermittent water table and an existing salt problem.

The area of Parnell silty clay loam (4A) in the SW corner is restricted from irrigation due to excess wetness and ponding.

**

THE SOILS(S) LISTED BELOW CAN BE IRRIGATED
WITH THE FOLLOWING RESTRICTIONS:

** Note: that the removal of these two areas should not significantly effect your irrigation management. All other areas of Parnell silty clay loam (4A & 3A) shall be maintained in grass and/or alfalfa and drainage will be provided to prevent ponding of these areas.

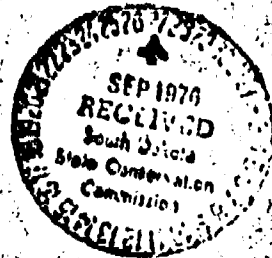
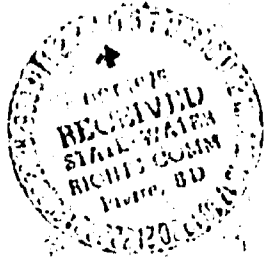
RECOMMENDED MANAGEMENT:

It is recommended that in setting up your pivot or pivots that they be located off center to the east. This may result in the pivots missing much of the area mapped as Parnell and Valler which lie along the western edge of the proposed irrigation site.

It is also recommended that tillage or other conservation practices be used to control wind and water erosion.

SIGNATURE [Signature]DATE 7-7-83

September 22, 1976



Riverside Colony
Huron, SD 57350

Dear Sir:

Your water sample (Lab. No. 76-1091) has been analysed and the results are reported on the accompanying sheet, which is your copy to keep.

I am also enclosing a copy of AEC pamphlet #11 for your use. The quality of your water for irrigation use is plotted approximately by means of the red cross in the chart on the outside back cover.

This water is unsatisfactory for use in irrigation of any normal soil. It will cause excessive salt accumulation in the soil, or soil structure, deterioration, or both. It is my recommendation that this water not be considered further. However, I am sending your WI-1 and a copy of this letter and the water analysis to the Conservation Commission for their action.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:ekb
Enclosures
cc: State Conservation Commission

P.S. What water supply was supposed to be with the WI-1 for E 1/2 sec.
15-117-577

Dear Sir

This has been approved and forwarded to the Water Rights Commission for their action. Be aware I urge you to exercise caution as high water tables will cause rapid salt accumulation.

SLB



Department of Agriculture

DIVISION OF CONSERVATION

Anderson Building, Room 322 • Pierre, South Dakota 57501
Phone 605/773-3258

January 21, 1983

Hillcrest Colony
Box 17
George Waldner
Garden City, SD 57236

Dear Mr. Waldner:

We have been notified by the Division of Water Rights that in the process of transferring your permit #3086-3; that you do not have soil and water compatibility for E $\frac{1}{2}$ 15-117-57.

In order to bring your water permit into compliance with state law it will be necessary for you to complete the attached W-1 and forward it to the Water Quality Laboratory at Brookings, along with a water sample from the source you are using for irrigation (NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 15) and the correct soils information.

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

Sincerely,

Jim Stukel
Irrigation Program Director

cf



Department of Agriculture

DIVISION OF CONSERVATION

Anderson Building, Room 322 • Pierre, South Dakota 57501
Phone 605/773-3268

July 5, 1983

Hillcrest Colony
c/o George Waldner
Box 17
Garden, SD 57326

Dear Mr. Waldner:

In reviewing your soil and water compatibility application for the E₁ 15-117-57, the irrigation staff is recommending a Conditional Approval of your application to the State Conservation Commission at their July 7, 1983 meeting. The Conditional recommendation is based on the salt load of the water to be used for irrigation. The Restrictions and Management Recommendations are as follows:

RESTRICTIONS:

The area of Valler silty clay loam (9A) in the NW corner is restricted from irrigation due to flooding, an intermittent water table and an existing salt problem.

The area of Parnell silty clay loam (4A) in the SW corner is restricted from irrigation due to excess wetness and ponding.

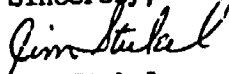
Note: that the removal of these two areas should not significantly effect your irrigation management. All other areas of Parnell silty clay loam (4A & 3A) shall be maintained in grass and/or alfalfa and drainage will be provided to prevent ponding of these areas.

MANAGEMENT RECOMMENDATIONS:

It is recommended that in setting up your pivot or pivots that they be located off center to the east. This may result in the pivots missing much of the area mapped as Parnell and Valler which lie along the western edge of the proposed irrigation site.

It is also recommended that tillage or other conservation practices be used to control wind and water erosion. If you have any questions concerning your application please feel free to contact this office.

Sincerely,



Jim Stukel
Irrigation Program Director

cf

Received 7/6/83

321

Permit No. 3026-3Water Division 3 Big Sioux River Water District
10170201REPORT 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 HILLCREST COLONY of GARDEN CITY holder of Permit No. 3026-3, bearing date of priority of SEPTEMBER 3, 1976 authorizing the diversion of 2.0 cu. ft. per second of the waters of GROUNDWATER for IRRIGATION purposes, in CLARK 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: 158' DEEP WELL WITH 10" PLASTIC CASING - 20' SS SCREEN 20 HP GULD SUBMERSIBLE PUMPER, PUMPED INTO SMALL HOLDING POND. PUMPED FROM POND BY BERKELEY 6" CENTRIFUGAL PUMP - MODEL BJR-6 WITH 25HP 68 ELECTRIC MOTOR @ 1770 RPM. PUMP HAS 8" INTAKE & 8" DISCHARGE
 - B. Works used to transport water to place of use, 1300' OF 8" BURIED PVC FROM POND TO YAT BOOSTER PUMP 1320' OF 8" BURIED PVC FROM BOOSTER PUMP TO PILOT PAD IN NE 1/4 2620' OF 8" BURIED PVC FROM BOOSTER PUMP TO PILOT PAD IN SE 1/4 BOOSTER PUMP BERKELEY BJR 2RCM - WITH 8" INTAKE & 8" DISCHARGE,
 - C. Works used to apply water to beneficial use, POWERED BY 30HP FAIRBANKS-MORSE ELEC MOTOR, 1770 RPM
- A TOWER LOCKWOOD CENTER PILOT SYSTEM WITH NEWTON #100 END GUN - TOWED BETWEEN TWO QUARTERS.

The system is in the following condition: GOOD

The point of diversion is located 1650' E & 900' S OF THE NW CORNER SECTION 15, T117N, R57W

The works are capable of diverting and conveying to the place of use 1.44 (650 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:

FOR IRRIGATING A 132 ACRE CIRCLE IN THE SE 1/4 AND 124 ACRES IN THE NE 1/4 - (8 ACRES SET FOR BUILDING SITE) SECTION 15, T117N, R57W

comprising a total of 256 acres of land.

EFFLUENT FROM COLONY'S SEWAGE LAGOON IS ALSO PUMPED THRU THE SYSTEM.

DATE SEPTEMBER 22, 1982

[Signature]
(Signature)

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3026-3

(1) WHEREAS, On the 3rd day of September A. D. 1976
Riverside Colony

made Water Right Application No. 3026-3 for a permit to use 2.0 cubic feet per second of the waters
of groundwater (one well)

County of Clark, State of South Dakota, for Irrigation

purposes; and

(2) WHEREAS, On the 21st day of October A. D. 1976

Permit No. 3026-3, with a date of priority of September 3, 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 21st day of October A. D. 1981 and for the
application to beneficial use of said water on or before the 21st day of October A. D. 1983

WHEREAS, on the 10th day of January, 1983, Permit No. 3026-3 was transferred to
Hillcrest Colony, & George Waldner, Garden City, South Dakota,

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 1.44 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 land in Section 15, T117N, R57W

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 33 acres (DA)

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 33 " (DB)

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 33 " (DC)

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 33 " (DD)

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 25 " (AA)

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 33 " (AB)

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 33 " (AC)

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 33 " (AD)

NOTE: The above described land is irrigated as a 132
acre circle in the SE $\frac{1}{4}$ and a 124 acre circle (8 acres
out for building site) in the NE $\frac{1}{4}$.

TOTAL 256 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 Hill Crest Colony, & George Waldner

of Box 17, Garden City SD 57236

the holder and owner of said permit No. 3026-3 a water right, dating from September 3, 1976

to use of 1.44 cubic feet per second of the waters

of groundwater (one well)

in the County of Clark and State of South Dakota, or on much thereof as may be necessary for the

purpose hereinbefore mentioned to be diverted at a point 1650'S and 700'S of the NW corner,

Section 15, T117N, R57W (RA)

and conducted to and upon portions of Section 15, T117N, R57W more fully described on

the face of this license

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 3026-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 12th day of July A. D.

Nineteen Hundred and Eighty-three

WATER MANAGEMENT BOARD

By:

Chief Engineer, Executive Officer

JOHN HATCH

Department of Water & Natural Resources

Joe Foss Building
823 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

July 12, 1983

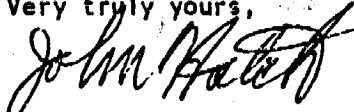
Hillcrest Colony
% George Waldner
Box 17
Garden City SD 57236

Dear Mr. Waldner:

Enclosed herewith is, Water License No. 3026-3. This is the final water right document completing your process of obtaining a water right.

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.

Very truly yours,


JOHN HATCH, Chief Engineer
Water Rights Division

JH:ks

Enclosures

NOTE: Our records now show Hillcrest Colony on the owners of this Water Rights

WNR-817 3/83
Transmittal of Water License

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 9102

PIERRE, January 10, 1983

RECEIVED OF Hillcrest Colony, c/o George Waldner, Box 17, Garden City, SD57236
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) _____	50	00
Fee for Inspecting Construction, and issuing Cert. of Construction No. 3026-3		
Fee for inspecting Beneficial Use, and issuing Water License No. 3026-3		
Fee for issuing Location Certificate-Dry Draw, No. _____		
Fee for filing Transfer of Permit No. 3026-3	2	50
Fee for certified copy of _____		
Fee for Print copy of map _____		
Fee for Certifying _____		
Fee for _____ (any other work as provided by law) 0.00		
TOTAL	52	50

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH ms

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 1-7-1983

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

247 acres - E $\frac{1}{2}$ Section 15, G115N, R57W

formerly owned by Riverside Colony
has been transferred to Hillcrest Colony, %George Waldner Box 17 Garden City 57236
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by
Water Right Permit No. 3026-3 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)
County of Clark) ss.

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

Harold Larsen
(Signed)

Subscribed and sworn to before me this 7 Day of January, 1983.

Harold Larsen
(Notary Public)





Department of Water & Natural Resources

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

March 23, 1987

G WALDNER- HILLCREST COLONY
BOX 17
GARDEN CITY, SD 57236

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 3026-3. 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 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 2:00 pm, May 6, 1987 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). 3026-3 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 hearing date, your name will be deleted from the agenda for the hearing.

South Dakota Department of
Water & Natural Resources

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

May 5, 1987

3026-3

George Waldner
Hillcrest Colony
Box 17
Garden City, SD 57236

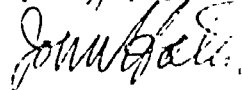
Dear Mr. Waldner:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaire. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit No. 3026-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,



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



3026-3

DEPARTMENT OF WATER & NATURAL RESOURCES
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

February 1, 1991

G WALDNER- HILLCREST COLONY
BOX 17
GARDEN CITY SD 57236

NOTICE

RE: Violation of Requirement to Submit 1990 Irrigation Questionnaire

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 3026-3. The request for the Questionnaire was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 Irrigation Questionnaire be given notice of 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 9:15 am, February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre SD.

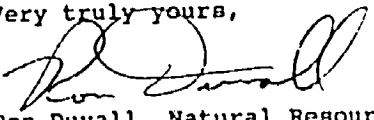
The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s) 3026-3 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.

If the questionnaire(s) is received in this office before the February 27th hearing date, your name will be deleted from the agenda for the hearing.

Very truly yours,


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

● **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 boxes for additional service(s) requested.

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

3. Article Addressed to:
**G WALDNER- HILLCREST COLONY
BOX 17
GARDEN CITY SD 57236**

4. Article Number:
P694 C57 363

Type of Service:
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

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

5. Signature - Addressee
X George Waldner

6. Signature - Agent
X

7. Date of Delivery
2-2-87

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

PS Form 3811, Apr. 1989 • U.S.G.P.O. 1989-238-815 **DOMESTIC RETURN RECEIPT**



DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 20, 1991

3026-3

George Waldner
Hillcrest Colony
Box 17
Garden City, SD 57236

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 1990 irrigation questionnaire for Water Right No. 3026-3. You may disregard the February 1, 1991, Notice of failure to submit the 1990 irrigation questionnaire. With receipt of the questionnaire, your name has been deleted from the February Water Management Board meeting agenda.

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

Sincerely,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division



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

G WALDNER- HILLCREST COLONY
BOX 17
GARDEN CITY SD 57236

NOTICE

RE: Violation of Requirement to Submit 1991 Irrigation Questionnaire

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 3026-3. 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 hearing to determine if any Board action is to be taken concerning the violation.

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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3026-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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, 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 E. ST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

March 5, 1992

3026-3

George Waldner
Hillcrest Colony
Box 17
Garden City, SD 57236

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 1991 irrigation questionnaire for Water Permit No. 3026-3. 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,

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

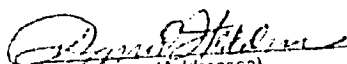
Genny McMath
Natural Resources Analyst
Water Rights Division

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.

3. Article Addressed to:

G WALDNER- HILLCREST COLONY
BOX 17
GARDEN CITY, SD 57236


5. Signature (Addressee)

6. Signature (Agent)

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

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

4a. Article Number

P 906 557 652

4b. Service Type

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

7. Date of Delivery

1-29-92

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



3026-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 1993

NOTICE

TO: G WALDNER- HILLCREST COLONY
BOX 17
GARDEN CITY SD 57236

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Violation of Requirement to Submit 1992 Irrigation Questionnaire

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 3026-3. The request for the Questionnaire was dated October 16, 1992. The Water Management Board has directed that owners of water permits who have not submitted the 1992 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:30 am, March 3, 1993, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3026-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaire(s) is(are) received in this office before the March 3rd hearing date, your name will be deleted from the Board agenda.

is your RETURN A

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 will show to whom the article was delivered and the date delivered.

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: 3076-3

G WALDNER- HILLCREST COLONY
BOX 17
GARDEN CITY SD 57236

4a. Article Number
P906560000

4b. Service Type
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

1-30-93

5. Signature (Addressee)
[Signature]

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

6. Signature (Agent)

PS Form 3811, December 1991 • U.S.G.P.O. : 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



3026-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 22, 1993

3026-3

George Waldner
Hillcrest Colony
Box 17
Garden City, SD 57236

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 1992 irrigation questionnaire. You may disregard the January 29, 1993, Notice of Violation of Water Right No. 3026-3.

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

If you have any questions, please contact me.

Sincerely,

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

Genny McMath
Natural Resources Analyst
Water Rights Division
(605) 773-3352



3026-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 16, 1994

G WALDNER- HILLCREST COLONY
BOX 17
GARDEN CITY SD 57236

NOTICE

RE: Violation of Requirement to Submit 1993 Irrigation Questionnaire

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 3026-3. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3026-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 April 1, 1994, your name will be deleted from the Board agenda.

Very truly yours,

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

Is your RETURN Address on the reverse side?	SENDER: • Complete items 1 and/or 2 for additional services. • Complete items 3, end 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 will show to whom the article was delivered and the date delivered.	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: <u>3026-3</u> G WALDNER- HILLCREST COLONY BOX 17 GARDEN CITY SD 57236	4a. Article Number <u>P 837 692 508</u> 4b. Service Type ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise 7. Date of Delivery <u>1-17-94</u> 8. Addressee's Address (Only if requested and fee is paid) 5. Signature (Addressee) <u>Mrs. Dave Waldner</u> 6. Signature (Agent)

PS Form 3811, December 1991 • U.S.G.P.O.: 1992-337-130

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

3026-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 9, 1994

NOTICE

TO: G WALDNER- HILLCREST COLONY
BOX 17
GARDEN CITY, SD 57236

FROM: Ron Duval, Natural Resources Engineer IV
For John Hatch, Chief Engineer,
Water Rights Division
(605) 773-3352

SUBJECT: April 6, 1994 Water Management Board Meeting --
Irrigation Questionnaire Violation(s)
RE: , 3026-3

A handwritten signature in dark ink, appearing to read "Ron Duval", is written over the "FROM:" section of the notice.

On February 16, 1994, a notice was sent to you concerning submission of the 1993 irrigation questionnaire(s). The time and location of the April 6th hearing have been changed.

The hearing is now scheduled as follows:

9:30 a.m., April 6, 1994, in the Conference Room of
the Floyd Matthew Training Center, Joe Foss Building,
523 E Capitol, Pierre, SD.

All other provisions of the February 16th notice still apply. If the questionnaire(s) are received in this office prior to April 1, 1994, your name will be deleted from the agenda.

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

CERTIFICATION

I hereby certify that on March 9, 1994, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 9, 1994, regarding April 6, 1994, Water Management Board Meeting -- Irrigation Questionnaire Violation(s) on the following Water Rights/Permits and addresses as stated below:

- 2709-3: Alex A./Ann L. Falk, 1301 N. 4th St., Aberdeen, SD 57401.
 2763-3 & 4281-3: Alfred LaCroix, Jr., RR 1, Box 350, Jefferson, SD 57038.
 5238-3 & 2520-3: B. Deloris Jensen, RR 2, Box 107, Beresford, SD 57004-9578.
 2534-3: Barry Inslund, RR 2, Box 26, Conde, SD 57434.
 1677A-3: Burnett Quam, RR 1, Box 222, Elk Point, SD 57025.
 1814-3: Caroline & Garry S. Kerkvliet, RFD 2, Box 145, Castlewood, SD 57223.
 4773-3 & 1880-3: City of Brookings, Theodore Kryger, F.O., P.O. Box 270, Brookings, SD 57006-0270.
 180-3 & 291-3: Craig Flyger, RR 1, Box 22, Parker, SD 57053.
 1076-2, 1236-2 & 2167-2: Dale Heese, HCR 88, Box 36, Millboro, SD 57580-7417.
 1488-2: Dan Donelan, HCR 33, Box 23, Mission Ridge, SD 57532.
 417-1A & 417-1B: Darrell C. Anderson, 1700 Kings Rd., Rapid City, SD 57702.
 540-2: Darrell E. Heldman, Box 402, Edgemont, SD 57735.
 1503-2: Dave Hemmingson, HCR 3, Box 11, Philip, SD 57567.
 792-1: David L. & Mary Lou Mollman, HC 63, Box 62, Ludlow, SD 57755.
 4093-3: Dell Rapids Golf & Rec Assoc, Mike Solem, Box 165, Dell Rapids, SD 57022.
 2394-3 & 2395-3: Dennis Jones, RR 1, Box 55, Bath, SD 57427.
 1275-2: Donald Kaiser, HCR 89, Box 303, Hermosa, SD 57744.
 1556-3: Ed & Dale Fawcett, Inc., Box 3D, Ree Heights, SD 57371.
 1555-3: Ed & Dale Fawcett, Inc., HCR 64, Box 155, Miller, SD 57362.
 2622-3: Evelyn Bernard, RR 1, Box 35, Jefferson, SD 57038.
 526-2: Fred & Dan McFarland, P.O. Box 2110, Rapid City, SD 57709.
 1390A-1: Fred W. Carlson, 716 10th Ave., Belle Fourche, SD 57717.
 3026-3: G. Walöner, Hillcrest Colony, Box 17, Garden City, SD 57236.
 1291-3 & 2474-3: Gary Hanson, Operator, RR 2, Box 224, Elk Point, SD 57025.
 407-2, 408-2 & 409-2: Gerrit DeJong, HCR 81, Box 50, Kennebec, SD 57544-9503.
 4209-3: Harold Nelson & Son, RR 2, Box 156, Yankton, SD 57078.
 5315-3: Hillcrest Golf/Country Club, T. Cihak, President, 2206 Mulberry, Yankton, SD 57078.
 2595-3 & 4379-3: James B. Zell, Rt 1, Box 350, Cavour, SD 57324.
 4687-3A & 4687-3B: James L. Sutton, Box 33, Onida, SD 57564.
 5203-3: Jeffery O. & Sally J. Nelson, RR 2, Box 2080, Brandon, SD 57005-9606.
 475-2 & 1114-2: John Pitkin, Rex Ranch, Box 92, Nenzel, SD 57219.
 961-3, 1050-3, 1120-3 & 1223-3: Kevin Dettler, HC 71, Box 29, Doland, SD 57436.

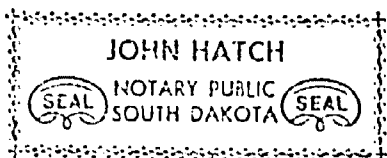
4524-3 & 4524-3A: Leon Lengkeek, 1605 Buffalo TR, Brookings, SD 57006.
 4443-3: Lonnie H. Nelson, RR 2, Box 156, Yankton, SD 57078.
 5010-3: Loren & Joyce Forrest, RR 1, Box 213, Laverne, MN 56156.
 156-3, 157-3, 164-3 & 1878-3: Marene Flyger, Box 362, Hurley, SD 57036.
 2242-3: Mark Quam, RR 2, Box 456, Elk Point, SD 57025.
 1523-2 & 1525-2: May & Sons, Inc., HC 53, Box 21, Interior, SD 57750.
 3550-3: Melvin A. Schmidt, Rt 2, Box 127, Parker, SD 57053.
 1714-2 & 2063-2, 400-2 & 401-2: Melvin E. Brassfield, Box 24, Caputa, SD 57725.
 5353-3: Michael A. Koslowski, RR 1, Box 44, Waubay, SD 57273.
 4910A-3: Michael L. Kreber, RR 1, Box 89, Tabor, SD 57063.
 2120-2: Mick Zink, HC 88, Box 51, Wewela, SD 57578.
 5205-3: Oahe Shores Golf Association, Dennis Moser, P.O. Box 174, Pollock, SD 57648.
 1684-3 & 2742-3: Paul Daly, P.O. Box 379, Ft. Thompson, SD 57339-0379.
 5736-3: Robert Streeter, 2645 Country VW, Monroe, WI 53566.
 235-3: Russell Doolittle, RR 1, Box 53, Wolsey, SD 57384.
 1264-3A: Steffen Brothers, Inc., HCR 37, Box 132, Pierre, SD 57501-9514.
 424-1: Steve Smeenk, Rt 1, Box 134, Newell, SD 57760.
 399-2: Thomas & Robin Jagow, HC 56, Box 39, Buffalo Gap, SD 57722.
 5225-3: Town of Pollock, Lila Renner, F.O., P.O. Box 57, Pollock, SD 57648-0057.
 925-1: Warren N. Gollither, RR 1, Box 237D, Spearfish, SD 57783.
 897-2: Wilbert & Judith Olmann, HCR 69, Box 663, Midland, SD 57552.
 1402A-2: William & James O'Kief, HC 68, Box 32, Wood Lake, NE 69221.
 4646A-3: William A. Stoddard, 821 S. Walts Ave., Sioux Falls, SD 57104.

Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
 COUNTY OF HUGHES)

Sworn to, before me, this 10th day of March, 1994.



John Hatch
Notary Public

JOHN HATCH, Notary Public
My Commission Expires
April 1, 2001

3026-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 25, 1994

3026-3

George Waldner
Hillcrest Colony
Box 17
Garden City, SD 57236

Dear Mr. Waldner:

I am writing to acknowledge completion of the 1993 Irrigation questionnaire for Hillcrest Colony. On March 24th, I spoke with Dave Waldner concerning submission of the questionnaire. He indicated the Colony did not irrigate in 1993 due to the amount of rain received in the area. I completed a questionnaire for you based upon my conversation with him. You may disregard the February 16, 1994, Notice of Violation of the Requirement to Submit the 1993 Irrigation Questionnaire.

The questionnaire was completed and on file in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Submission of yearly irrigation questionnaires is required even though it may have been too wet to irrigate. The information we receive is very helpful in establishing water use records. If you have any questions, please contact me.

Sincerely,

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



3026-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 7, 1995

HILLCREST COLONY
GEORGE WALDNER
BOX 17
GARDEN CITY SD 57236

NOTICE

RE: Violation of Requirement to Submit 1994 Irrigation Questionnaire

Our records indicate that the 1994 Irrigation Questionnaire has not been submitted for Permit No 3026-3. The request for the Questionnaire was dated November 3, 1994. The Water Management Board has directed that owners of water permits who have not submitted the 1994 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:30 am, March 8, 1995, in the Crown Room, 3rd Floor, Kings Inn Best Western Convention Center, 220 S 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. Following the hearing, the Water Management Board can:

1. Amend Permit No 3026-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 is received in this office on/or before March 3, 1995 your name will be deleted from the Board agenda.

Very truly yours,

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

on the reverse side?

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 will show to whom the article was delivered and the date delivered.

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:

HILLCREST COLONY
GEORGE WALDNER
BOX 17
GARDEN CITY, SD 57236

3176-3

4a. Article Number

P 837 692 712

4b. Service Type

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

7. Date of Delivery

2-8-95

5. Signature (Addressee)

Mrs. Justina Waldner

6. Signature (Agent)

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

Is your RETURN AL

PS Form 3811, December 1991 U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

3026-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 27, 1995

3026-3

George Waldner
Hillcrest Colony
Box 17
Garden City, SD 57236

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 1994 irrigation questionnaire. The questionnaire was completed for you based on our February 24, 1995, telephone conversation. You may disregard the February 7, 1995, Notice of Violation of the Requirement to Submit the 1994 Irrigation Questionnaire.

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

If you have any questions, please contact me.

Sincerely,

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

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

SENDER:

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

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:

HILLCREST COLONY
GEORGE WALDNER
BOX 17
GARDEN CITY SD 57236

4a. Article Number

P 378 081 358

4b. Service Type

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

7. Date of Delivery

2-7-97

5. Received By: (Print Name)

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

6. Signature: (Addressee or Agent)

X [Signature]

Domestic Return Receipt



February 4, 1997

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTICE

TO: HILLCREST COLONY, GEORGE WALDNER, BOX 17, GARDEN CITY, SD 57236

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Requirement to Submit 1996 Irrigation Questionnaire

Our records indicate that the 1996 Irrigation Questionnaire has not been submitted for Permit No(s) 3026-3. The request for the Questionnaire was dated October 24, 1996. The Water Management Board has directed that owners of water permits who have not submitted the 1996 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 2:30 pm, March 5, 1997, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3026-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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, 1997, your name will be deleted from the Board agenda. If you have any questions or need assistance with 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 28, 1997

3026-3

George Waldner
Hillcrest Colony
Box 17
Garden City, SD 57236

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 1996 irrigation questionnaire. You may disregard the February 4, 1997, Notice of Violation of the Requirement to Submit the 1996 Irrigation Questionnaire.

I completed a questionnaire for you based on my February 28th telephone conversation with someone from Hillcrest Colony. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you and if you have any questions, please contact me.

Sincerely,

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



3026-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 9, 1998

NOTICE

TO: HILLCREST COLONY, GEORGE WALDNER, BOX 17, GARDEN CITY, SD 57236

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1997 Irrigation Questionnaire(s)

Our records indicate that the 1997 Irrigation Questionnaire has not been submitted for Permit No(s) 3026-3. The request for the Questionnaire was dated October 17, 1997. The Water Management Board has directed that owners of water permits who have not submitted the 1997 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 9:45 am, February 25, 1998, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3026-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 20, 1998, your name will be deleted from the Board agenda. If you have any questions or need assistance with 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.

Is your RETURN ADDRESS completed on the reverse side?

SENDER: ■ Complete Items 1 and 2 for additional services. ■ Complete Items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return this card to you. ■ Attach this form to the front of the mailpiece, or on the back if space does not permit. ■ Write "Return Receipt Requested" on the mailpiece below the article number. ■ The Return Receipt will show to whom the article was delivered and the date delivered.		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: HILLCREST COLONY 3026-3 GEORGE WALDNER BOX 17 GARDEN CITY SD 57236		4a. Article Number Z 179 157 224	
		4b. Service Type ☐ Registered ☒ Certified ☐ Express Mail ☐ Insured ☐ Return Receipt for Merchandise ☐ COD	
		7. Date of Delivery 1-10-98	
5. Received By: (Print Name)		8. Addressee's Address (Only if requested and fee is paid)	
6. Signature: (Addressee or Agent) 			

Thank you for using Return Receipt Service.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 11, 1998

3026-3

George Waldner
Hillcrest Colony
Box 17
Garden City, SD 57236

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 1997 irrigation questionnaire. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit No. 3026-3.

I completed a questionnaire for you based on our February 11th telephone conversation. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you for calling and if you have any questions, please contact me.

Sincerely,

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 1999

NOTICE

TO: HILLCREST COLONY, GEORGE WALDNER, BOX 17, GARDEN CITY, SD 57236

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1998 Irrigation Questionnaire(s)

Our records indicate that the 1998 Irrigation Questionnaire has not been submitted for Permit No(s) 3026-3. The request for the Questionnaire was dated October 16, 1998. The Water Management Board has directed that owners of water permits who have not submitted the 1998 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 9:45 am, March 3, 1999, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3026-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 1, 1999, your name will be deleted from the Board agenda. If you have any questions or need assistance with 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.

3026-3

SENDER: - Complete items 1 and/or 2 for additional services. - Complete items 3, 4a, and 4b. - Print your name and address on the reverse of this form so that we can return this card to you. - Attach this form to the front of the mailpiece, or on the back if space does not permit. - Write "Return Receipt Requested" on the mailpiece below the article number. - The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): ☐ Addressee's Address ☐ Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: HILLCREST COLONY GEORGE WALDNER BOX 17 GARDEN CITY SD 57236		4a. Article Number 2119-141 675	
		4b. Service Type ☐ Registered ☒ Certified ☐ Express Mail ☐ Insured ☐ Return Receipt for Merchandise ☐ COD	
5. Received By: (Print Name)		7. Date of Delivery 1-25-99	
6. Signature: (Addressee or Agent) X <i>George Waldner</i>		8. Addressee's Address (Only if requested and fee is paid)	
PS Form 3811, December 1994		102595 97-B-0179 Domestic Return Receipt	

Is your RETURN ADDRESS completed on the reverse side?

Thank you for using Return Receipt Service.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 5, 1999

NOTICE OF AMENDMENT OF WATER RIGHT

TO: GEORGE WALDNER
HILLCREST COLONY
BOX 17
GARDEN CITY, SD 57236

FROM: John Hatch, Chief Engineer
Water Rights Program
(605) 773-3352

SUBJECT: Amendment to Water Right No. 3026-3

Pursuant to the provisions of the notice dated January 22, 1999, and following the hearing March 3, 1999, the Water Management Board has amended Water Right No. 3026-3 to add the following qualification:

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

This action was taken for failure to return the 1998 irrigation questionnaire. The addition of this qualification to your Water Right means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water right with no use of water for up to one year for the first violation.

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

CERTIFICATION

I hereby certify that on March 5, 1999, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 5, 1999, regarding Amendments, One Year and Three Year Suspensions of Water Rights/Permits shown below, addressed as stated below:

The following are Amendments to Water Rights:

- W.R. #402-1: Calvin/Jana Meyers, HC 69, Box 22, Belle Fourche, SD 57717-9302.
W.R. #100-3: Harold Weismantel, 1425 15th Ave. SE Apt. 223, Aberdeen, SD 57401-7780.
W.R. #'s 398-3, 962-3, 1203-3 & 1923-3: Monte Neitzel, 1102 S. Main, Redfield, SD 57469.
W.R. #1231-3: Lynn Christopherson, Mgr., P.O. Box 217, Howard, SD 57349-0217.
W.R. #2943-3: Irvin Rogers, 13575 383rd Ave., Aberdeen, SD 57401.
W.R. #3026-3: George Waldner, Hillcrest Colony, Box 17, Garden City, SD 57236.

The following are One Year Suspensions of Water Rights/Permits:

- W.R. #418-1: Dennis Lien, RR 1, Box 8B, Vale, SD 57788.
W.R. #1222A-1 & W.P. #1524-1: John Ismay, DVM, P.O. Box 396, Sturgis, SD 57785-0396.
W.R. #954-2: Kimberly Kaye Sealine, 24300 173rd Ave., Caputa, SD 57725.
W.R. #849-3: Florence Demers, RR 2, Box 248, Elk Point, SD 57025-9757.
W.R. #1172-3: Jesse Wright, 10 Bittersweet Ln., Atkinson, NH 03811.
W.R. #2534-3: Barry Imsland, RR 2, Box 26, Conde, SD 57434.
W.R. #3255-3: Terry/Peggy Reynolds, HC 75, Box 33, Hitchcock, SD 57348.

The following are Three Year Suspensions of Water Rights:

- W.R. #1275-2: Donald Kaiser, HCR 89, Box 303, Hermosa, SD 57744.
W.R. #1280-2: Odie Dale Bowen, Box 407, Philip, SD 57567.

Amendment of Water Right No. 1192-1B and One Year Suspension of Water Right No. 1201-1:

George W. Jenter, 748 Park Sturgis, SD 57785.

Cheryl F. Frost
Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES) SS

Sworn to, before me, this 8th day of March, 1999

Karen Schlaak
Notary Public
KAREN SCHLAAK
NOTARY PUBLIC
SOUTH DAKOTA



3026-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

www.state.sd.us/enr

January 14, 2000

NOTICE

TO: HILLCREST COLONY, GEORGE WALDNER, BOX 17, GARDEN CITY, SD 57236

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

SUBJECT: Reporting Requirement for 1999 Irrigation Questionnaire(s)

Our records indicate that the 1999 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3026-3. The request for the Questionnaire was dated October 7, 1999. The Water Management Board has directed that owners of water permits who have not submitted the 1999 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) 3026-3 qualification:

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

The hearing will be held at 1:30 pm, March 1, 2000 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 3026-3 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, 2000, 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.

3026-3

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

HILLCREST COLONY
GEORGE WALDNER
BOX 17
GARDEN CITY SD 57236

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

George Waldner 1-17-00

C. Signature

X George Waldner ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail
- ☐ Registered ☐ Return Receipt for Merchandise
- ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)

2227 670 459



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 3, 2000

3026-3

George Waldner
Hillcrest Colony
Box 17
Garden City, SD 57236

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 1999 irrigation questionnaire. You may disregard the January 14, 2000, "Notice" concerning reporting requirements for Water Permit No. 3026-3.

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



3026-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2002

NOTICE

TO: HILLCREST COLONY, GEORGE WALDNER, BOX 17, GARDEN CITY, SD 57236
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2001 Irrigation Questionnaire(s)

Our records indicate that the 2001 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3026-3. The request for the Questionnaire was dated October 12, 2001. The Water Management Board has directed that owners of water permits who have not submitted the 2001 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) 3026-3 qualification:

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

The hearing will be held at 10:00 am, March 13, 2002 in the Visitor Center (west side of Capitol Lake), 650 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 3026-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 8, 2002, 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.

3026-3

SENDER COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.		A. Received by (Please Print Clearly) <u>Justina Waldner</u> B. Date of Delivery <u>1-17-02</u> C. Signature <u>X Mrs Justina Waldner</u> ☐ Agent ☒ Addressee D. Is delivery address different from item 1? ☒ Yes If YES, enter delivery address below: ☐ No <u>RR1 Box 17</u> <u>Garden City SD 57236-4711</u>	
1. Article Addressed to: HILLCREST COLONY GEORGE WALDNER BOX 17 GARDEN CITY SD 57236		2. Service Type ☒ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D. 3. Restricted Delivery? (Extra Fee) ☐ Yes	
7001 2510 0004 4797 4241		PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952	



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2002

3026-3

George Waldner
Hillcrest Colony
RR 1 Box 17
Garden City SD 57236-9711

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 2001 irrigation questionnaire. You may disregard the January 16, 2002, "Notice" concerning reporting requirements for Water Right No. 3026-3.

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



3026-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57601-3182
www.state.sd.us/denr

January 17, 2003

NOTICE

TO: HILLCREST COLONY, GEORGE WALDNER, RR 1 BOX 17, GARDEN CITY, SD 57236
9711

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) 3026-3. 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) 3026-3 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) 3026-3 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.



3026-3

Track & Confirm

Delivery Status

You entered 2301 0370 0000 7541 3701

Your item was delivered at 12:33 pm on January 21, 2003 in GARDEN CITY, SD 57236. The item was signed for by G WALDER.

[Request Delivery Record](#)

Track & Confirm

Enter label number:

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U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER: 2301 0370 0000 7541 3701

Postmark Here

HILLCREST COLONY
GEORGE WALDNER
RR 1 BOX 17
GARDEN CITY SD 57236 9711

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www.usps.com
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www.state.sd.us/denr

February 18, 2003

George Waldner
Hillcrest Colony
RR 1 Box 17
Garden City SD 57236-9711

3026-3

Dear Mr. Waldner:

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. 3026-3.

I completed a questionnaire for you based on my February 18th telephone conversation with Mike. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you and if you have any questions, please contact me.

Sincerely,

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



3026-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 14, 2004

NOTICE

TO: HILLCREST COLONY, GEORGE WALDNER, RR 1 BOX 17, GARDEN CITY, SD 57236 9711

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

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3026-3. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 3026-3 qualification:

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

The hearing will be held at 8:30 am, March 3, 2004 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 3026-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before **February 27, 2004**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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



3026-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 9173

Your item was delivered at 12:14 pm on January 15, 2004 in GARDEN CITY, SD 57236. The item was signed for by J WALDNER.

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Enter label number:

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SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8515 9173

HILLCREST COLONY
GEORGE WALDNER
RR 1 BOX 17
GARDEN CITY SD 57236 9711

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 16, 2004

3026-3

Mike Waldner
Hillcrest Colony
RR 1 Box 17
Garden City SD 57236-9711

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 2003 irrigation questionnaire. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right No. 3026-3.

I completed a questionnaire for you based on our January 16th telephone conversation. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you for calling and if you have any questions, please contact me.

Sincerely,

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

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Mike Waldner, Hillcrest Colony, RR 1 Box 17, Garden City, SD 57236

DATE: April 26, 2005

TELEPHONE: 605 532-5700

RE: source of water used for irrigation

COMMENTS:

On the 2004 irrigation questionnaire for Water Right No. 3026-3, a notation was made that water was diverted from a lake for irrigation. Water Right No. 3026-3 authorizes diversion of water from ground water (Prairie Coteau Aquifer).

Don Stroup called and visited with Mr. Waldner to find out what source of water they were using and if a new permit would be required. Mr. Waldner indicated they pump from their well into a pond (dug by the Colony) and then pump out of the pond to the acres irrigated. He said they need to do this because the well does not produce enough water for their needs so they pump into the pond when they are not irrigating to have ample supply when they need it.

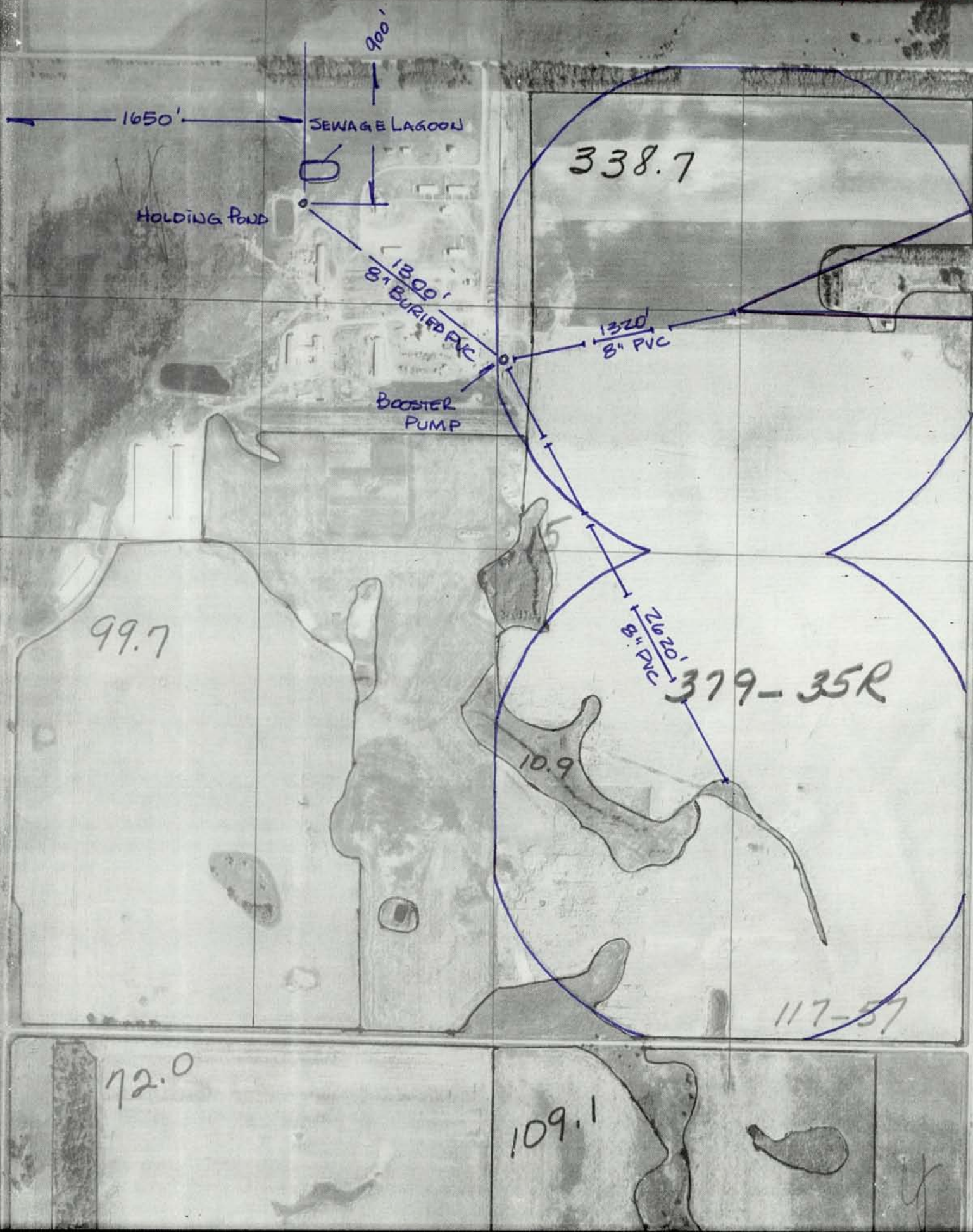


Genny McMath
Water Rights Program

NOT TO SCALE

3026-3

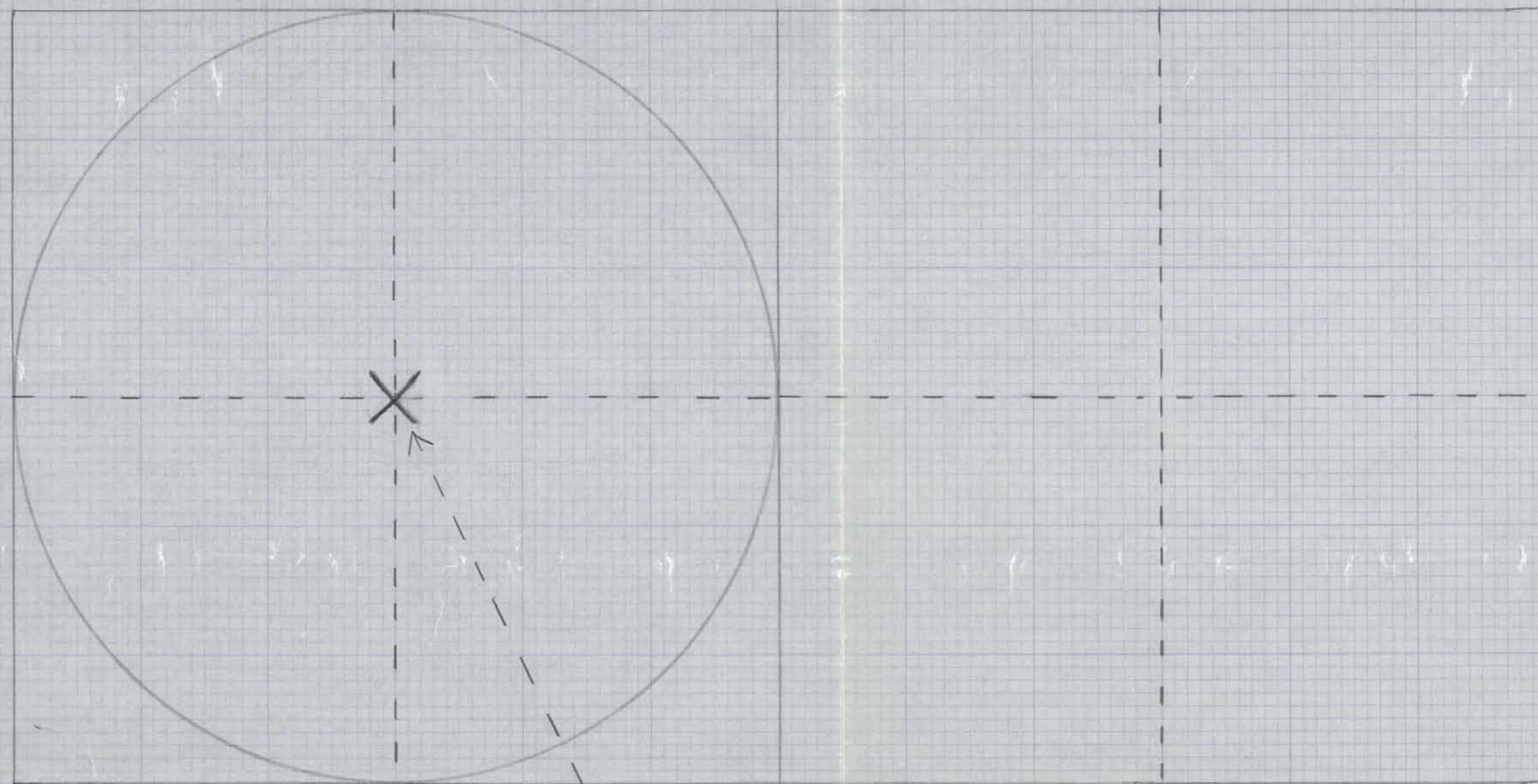
Map# 2351-3



31, August, 1976 The Riverside Colony Irrigation System prepared by Don E. Anderson

Don E. Anderson
Beadle Co. Agent

N $\frac{1}{2}$ Section 15 117 N-57W



— — Approximate point of Diversion

{ NW $\frac{1}{4}$ Section 15 - 117 N - 57W



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 25, 2006

3026-3

Mike Waldner
Hillcrest Colony
1004 Hillcrest Dr
Garden City SD 57236

Dear Mr. Waldner:

Enclosed is a "Notice" dated October 20, 2006 concerning the 2006 irrigation questionnaire. The notice was originally mailed to RR #1 Box 17, Garden City SD. The post office notified us that your address has changed. I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures

SOUTH DAKOTA WATER WELL COMPLETION REPORT

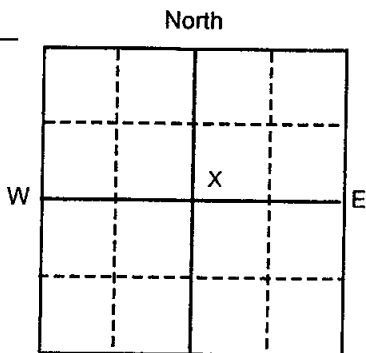
30263 SD EForm - 1621LD V1

11-02

Location SW 1/4 NE 1/4 Sec 15 Twp 117 Rg 57W

County Clark

Please mark well location with an "X"



Well Completion Date

6-15-2017

← 1 Mile →

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
150.0 ft. from Septic (identify source)

PROPOSED USE:

☐ Domestic/Stock ☐ Municipal ☐ Business ☐ Test holes
☒ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Rotary

CASING DATA:

If other describe ☐ Steel ☒ Plastic ☐ Other

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>136.0</u> LB/FT	<u>8.00</u> IN	<u>0.0</u> FT	<u>136.0</u> FT	<u>12.25</u> IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
<u>Bentonite</u>	<u>17</u>	<u> </u> Lb/gal	<u>0.0</u> Ft	<u>132.0</u> Ft

Describe grouting procedure

SCREEN:

☐ Perforated pipe ☒ Manufactured
Diameter 8.00 Inches Length 11.0 Feet
Material Stainless Steel
Slot Size .070 Set From 136.0 Feet to 147.0 Feet
Other information

WAS A PACKER OR SEAL USED?

☐ Yes ☒ No

If so, what material?

Describe packer(s) and location

DISINFECTION:

Was well disinfected upon completion?

☒ Yes, How? Chlorinate

Lab to which water quality sample sent for analysis

Well Owner: Hillcrest Colony

Business Name:

Address: 1004 Hillcrest Dr.

City, State, Zip: Garden City SD 57236

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Top Soil	0	2
Yellow Clay	2	27
Blue Clay	27	71
Rock	71	72
Blue Clay	72	131
Sandy Blue Clay	131	136
Sand & Gravel Coarse	136	145
Blue Clay	145	147

STATIC WATER LEVEL 75.0 FEET

If flowing: closed in pressure PSI

GPM flow through Inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other

Reduced flow rate GPM

Can well be completely shut in?

WELL TEST DATA:

☒ Pumped Describe:
☐ Bailed
☐ Other

Pumping Level Below Land Surface

117.0 Ft. After 6.0 Hrs. pumped 100.0 GPM

 Ft. After Hrs. pumped GPM

If pump installed, pump rate: GPM

REMARKS

GPS:

N44 56.619

W97 39.954

Prize Coteau Ann

This well was drilled under license # 475 and this report is true and accurate.

Drilling firm: Thein Well Co.

Signature of License Representative:

Signature of Well Owner or Equitable Property Holder:

RECEIVED

JUL 07 2017

Date:

WATER RIGHTS PROGRAM



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2021

NOTICE

TO: HILLCREST HUTTERIAN BRETHREN INC, JACOB WALDNER, 1004 HILLCREST DR,
GARDEN CITY, SD 57236

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

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaire(s)

Our records indicate your 2020 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3026-3, 8269-3 & 8295-3. The request for the Questionnaire was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 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) 3026-3, 8269-3 & 8295-3 qualification:

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

The hearing will be held at **Wednesday, March 3, 2021 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 3026-3, 8269-3 & 8295-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 3, 2021** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: TEEQOQ**

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.

3026-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 3, 2021

3026-3

8269-3

8295-3

John Waldner
Hillcrest Hutterian Brethren Inc
1004 Hillcrest Dr
Garden City SD 57236

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 2020 irrigation questionnaires.

You may disregard the January 22, 2021, "Notice" concerning reporting requirements for Water Permit or Right Nos. 3026-3, 8269-3 & 8295-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in blue ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 20, 2022

NOTICE

TO: HILLCREST HUTTERIAN BRETHERN INC, JOHN WALDNER, 1004 HILLCREST DR,
GARDEN CITY, SD 57236

FROM: Ron Duvall, Water Rights Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2021 Irrigation Questionnaire(s)

Our records indicate your 2021 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3026-3, 8269-3 & 8295-3. The request for the Questionnaire was dated October 22, 2021. The Water Management Board has directed that owners of water permits who have not submitted the 2021 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) 3026-3, 8269-3 & 8295-3 qualification:

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

The hearing will be held at **Wednesday, March 2, 2022 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 3026-3, 8269-3 & 8295-3 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 2, 2022** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: MKZHXZ**

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.

3026-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 31, 2022

3026-3
8269-3
8295-3

John Waldner
Hillcrest Hutterian Brethren Inc
1004 Hillcrest Dr
Garden City SD 57236

Dear Mr. Waldner:

I am writing to acknowledge receipt of your 2021 irrigation questionnaires.

You may disregard the January 20, 2022, "Notice" concerning reporting requirements for Water Permit or Right Nos. 3026-3, 8269-3 and 8295-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us



3026-3 8269-3
8295-3
**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 22, 2024

3026-3
8269-3
8295-3

Hillcrest Hutt. Breth. Inc.
c/o John Waldner
1004 Hillcrest Dr
Garden City SD 57236

Dear Mr. Waldner:

I am writing to acknowledge the receipt of your 2023 irrigation questionnaire(s).

You may disregard the January 19, 2024, "Notice" concerning the reporting requirements for Water Permit No(s). 3026-3, 8269-3, and 8295-3. The information was received prior to the March 6, 2024, Water Management Board meeting and your name has been removed from the agenda.

If you have any questions, please contact me.

Sincerely,

Amanda Dewell
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us