

Water Right Number 3133-3

1. Considered 11-17, 19 16
2. Name of Applicant KENNETH W. WEISE
3. Post Office Address TWIN BROOKS
4. Amount of water claimed 2.22
5. Source of water supply 108' DEEP WELL
6. Water to be used for IRRIGATION
Acres to be irrigated 260
7. Water to be diverted and used in GRANT County
about 3W, 4N Miles 1ST of TWIN BROOKS
8. Proof of Publication
Received 1ST
Not received _____
9. Application
Approved _____
Subject to _____
Not approved _____
Action deferred _____
10. Remarks:

No. 3133-3
 Map No. 2475-3 Water Division No. 3 WHETSTONE CREEK District
 (Blanks to be filled by the Engineer for the W. R. C.)


APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant Kenneth W. Wiese
 Postoffice address Twin Brooks, State South Dakota 57749
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) Direct Labor
3. Name of diversion work Kenneth W. Wiese - Unit #1
4. Amount of water claimed (cubic feet per second) 2.72
5. Source of water supply Ground Water
6. Location of point of diversion IN THE CENTER OF THE NW 1/4 SECTION 30,
TIZIA PRAIRIE
 _____ County Grant
7. Annual period or periods during which water is to be used March - November
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
9. For irrigation use, _____ Total number of acres to be irrigated 260

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

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NW 1/4 of 30-121-49	130		
NE 1/4 of 30-121-49	130		

Attach sheet if more space is needed

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

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

Pump Bowl

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

Main Line

C. Works proposed to apply water to beneficial use.

Center Pivot

Estimated Total Cost \$ _____

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

STATE OF SOUTH DAKOTA)

County of Grant)
 I, Kenneth W. Wiese the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.
Signed Kenneth W. WieseSubscribed and sworn to before me this 5 day of November 19 76

Notary Public (or other qualified officer)

James A. Oakley

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3133-3

KENNETH W. WIESE
(Applicant)

TWIN BROOKS
(Post Office Address)

SOUTH DAKOTA 57269 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 OCTOBER 12, 19 76

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

Date of receipt of corrected application OCTOBER 21, 19 76

Approved NOVEMBER 17, 19 76, Recorded in Book 16 Page 269

WATER RIGHT PERMIT NO. 3133-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3133-3 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 OCTOBER 12, 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 17, 19 79
3. The whole of said work is to be completed on or before NOVEMBER 17, 19 81
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 17, 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 2.22 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 NOVEMBER 17, 19 83; said water to be used during the following described annual period: MARCH - NOVEMBER

Witness my hand this 28TH day of DECEMBER, 19 76

WATER RIGHTS COMMISSION

By:

John Halick
Chief Engineer, Executive Officer

Certificate of Construction Issued APRIL 4, 19 79

Water License Issued APRIL 4, 19 79

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.

*Log will be provided by driller

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

Character of Water bearing materials _____

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

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

(In same owner's property _____ 80 _____ rds. On property owned by others _____ 100 _____ rds.

G. Water Storage Dams.

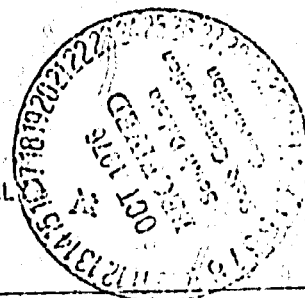
If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Kenneth Wallace
Signature of Applicant

PAGE TWO.

Kenneth W. Wiese JOB NAME		NW¼ of 30-121-49 LOCATION		9/28/76 DATE	19 RIG NO.	Steve Kuehl FOREMAN
Jt No.	DEPTH	TIME	Unit #1	REMARKS	DESCRIPTION	
1	0-20		0-3 Topsoil, 3-14 Yellow clay & yellow gravel 14-20 Blue clay		NW¼ of 30-121-49 Grant County	
2	20-35		20-33 Blue clay, 33-35 Sand		#1	
3	35-50		35-41 Blue clay, 41-47 Sand, 47-50 blue clay			
4	50-65		50-55 Blue clay, 55-65 Sand			
5	65-80		Sand			
6	80-95		80-88 Sand, 88-95 Coarse gravel			
7	95-110		95-108 Coarse gravel, 108-110 Blue clay			
8	110-125		Blue clay & shale			
			WH	40'		
			GPM	72		
			Casing	108		
			Slotted	40		
			Sand	2,000		

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 Kenneth W. Wiese

ADDRESS Twin Brooks, South Dakota 57269

COUNTY Grant

LEGAL DESCRIPTION

1. WELL LOCATION Center of the NW 1/4 of 30-121-49

2. LOCATION OF AREA TO BE IRRIGATED NW 1/4 of 30-121-49, NE 1/4 of 30-121-49

TYPE OF IRRIGATION

3. GRAVITY TOWLINE CENTER PIVOT y GUN

4. CROPS TO BE IRRIGATED Corn, Alfalfa, Small Grain

WATER QUALITY

5. SAMPLE NUMBER 76-1504

6. SALINITY (EC x 10⁶) 1604 (high)

7. SODIUM (SAR) 110 (high)

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 Grant 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
5 DAY OF April 19 77.

James A. Gately
(TITLE OR SEAL)

Conservation District
(SOILS INFORMATION ON REVERSE SIDE)

Kenneth W. Wiese
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.

James A. Gately
APPROVED/DISAPPROVED

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

Submitted by: Ken Tiese Date Rec'd: September 30, 1976
Address: Twin Brooks, SD 57269 Sample No. 76-1504
Identification Cell-103'
NWA, Sec. 30, T 121N, R 49W

WATER ANALYSIS

Calcium (Ca)	132	ppm	9.10	me/l**
Magnesium (Mg)	60	ppm	4.92	me/l
Sodium (Na)	67	ppm	2.91	me/l
Potassium (K)	11	ppm	0.29	me/l
Sulfate (SO ₄)	570	ppm	11.26	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	3	ppm	0.09	me/l
Bicarbonate (HCO ₃)	381	ppm	6.24	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)	312	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1604	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	1.10			
Sodium	16.89	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	8.07			

Others:

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 17.22 me/l
Total anions 18.19 me/l

By: Shirley Hittan

Service Performed	Amount Due
Irrigation analysis	\$8.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-1504

Amount Enclosed \$

Signed

October 13, 1976

Mr. Kenneth W. Wiese
Twin Brooks, SD 57269

Dear Mr. Wiese:

Your water sample (Lab. No. 76-1504) 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 marginal for use on the soils you intend to irrigate and should be considered for use only under the following conditions:

- (1) It will be used no more than 3 times (preferably less) in any growing season.
- (2) The soil will be completely filled with water so natural leaching can occur, by irrigating in the late fall just before freeze-up, at least one year out of 3.
- (3) Water applications will be made each irrigation to completely re-wet the entire depleted soil within the rooting zone of the crop being grown. This may require 3-5 inches of water each irrigation with fine soils.
- (4) If a salt problem or soil dispersion occurs, contact extension personnel or this office for management recommendations.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOP:ckb
Enclosures
cc: State Conservation Commission

Permit No. 3133-3

Water Diversion No. 3 Whetstone Creek Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Kenneth W. Wiese

_____ the holder _____ of
Permit No. 3133-3, issued upon Application No. 3133-3, bearing date of priority of _____
October 12, 1976 authorizing the diversion of 2.22 cu. ft. per second of the waters of _____
ground water _____ County of Grant, State of South Dakota at _____
a point 1340'S and 1140'E of the NW Corner, Section 30, T121N, R49W

_____, for irrigation

_____ purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit, that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 2.01 cu. ft. per second of water

Date April 4, 1979

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Commission

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3133-3

(1) WHEREAS, On the 12th day of October A. D. 1976
Kenneth W. Wiese

made Water Right Application No. 3133-3 for a permit to use 2.22 cubic feet per second of the waters
 of ground water

County of Grant, State of South Dakota, for irrigation

purposes; and
 (2) WHEREAS, On the 28th day of December A. D. 1976
 Permit No. 3133-3, with a date of priority of October 12, 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 17th day of November A. D. 1981 and for the
 application to beneficial use of said water on or before the 17th day of November A. D. 1983

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 2.01 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.

for irrigating the following land in Section 30, T121N, R49W

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 32 acres

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 32 "

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 33 "

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 33 "

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 32 "

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 32 "

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 33 "

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 33 "

TOTAL 260 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 Kenneth W. Wiese of Twin Brooks the holder _____ and owner _____ of said permit No. 3133-3 a water right, dating from October 12, 1976 to use of 2.01 cubic feet per second of the waters of ground water in the County of Grant and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 1340'S and 1140'E of the NW Corner, Section 30, T121N, R49W and conduct to and upon portions of Section 30, T121N, R49W, described on the face of this License. for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 3133-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 4th day of April A. D.
Nineteen Hundred and Seventy-nine

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer JOHN HATCH

No. 5133-3

Publish first publication, on or before

NOVEMBER 1, 1976

NOTICE OF INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

OCTOBER 17, 1976

Notice is hereby given that Kenneth W. Wiese

whose post office address is 777 10th St., Pierre, SD 57501, 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 1000 cubic feet of water per

second of time from the ground water through the

Kenneth Wiese, the point of diversion of which is to be located in the center of the 10th

of Section 30, Twp. 11N, Range 10W. Said water to be used for the purpose of providing irrigation on the following described land:

1/2 Section 30, T11N, R10W

This application No. 5133-3 will be considered by the Water Rights

Commission at one hour against hotel in Pierre, South Dakota

upon the 17th day of November, 1976 at 10:00 A.M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES, Water Rights Specialist

BTJ/bw

cc: Kenneth W. Wiese, Twin Brooks, SD 57200

Printer's Affidavit of Publication

STATE OF SOUTH DAKOTA.
COUNTY OF GRANT

ss

Clarence Justice

of said County and State, being first duly sworn, on oath says that the Grant County Review is a legal weekly newspaper of general circulation, printed and published in Milbank, in said County of Grant and State of South Dakota, by Mrs. W. S. Polan, and has been such newspaper during the times hereinafter mentioned; that said newspaper is a legal newspaper; and that it has a bona fide circulation of more than two hundred copies weekly, and has been published within said County of Grant in the English language and has been admitted to the United States mail under second class mailing privilege, for at least one year next prior to the publication of the Notice herein mentioned, and has been printed wholly in an office maintained at the said place of publication, that I, the undersigned, _____ foreman _____ of said newspaper, in charge of the advertising department thereof, have personal knowledge of all the facts stated in this affidavit; that the advertisement headed _____

Notice of Intent to Appropriate Water

_____ a printed copy of which, taken from the paper in which the same was published, is attached to this sheet and is made a part of this Affidavit, was published in said newspaper at least once each week for _____ 2 _____ successive weeks, on the day of each week on which the said newspaper was regularly published, to-wit:

Nov. 3	19 76	19
Nov. 10	19 76	19
	19	19

That \$ _____, being the full amount of the fee charged for the publication of said Notice, inures to the benefit of the publisher of the Grant County Review; that no agreement or understanding for the division thereof has been made with any person, and that no part has been agreed to be paid to any person whomsoever.

Subscribed and sworn to before me this

22 day of November, 1976

Notary Public, Grant County, South Dakota

NOTICE OF INTENT TO APPROPRIATE WATER Pierre, South Dakota 57501 October 28, 1976

Notice is hereby given that Mervin G. Wiese whose post office address is Marvin, 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 2.22 cubic feet of water per second of time from ground water through the Mervin Wiese No. 1, the point of diversion of which is to be located in the center of the SW 1/4 of Section 19, Twp. 121N, Range 49W. Said water to be used for the purpose of providing irrigation on the following described land: S 1/2 Section 19, T121N, R49W.

This application No. 3134-3 will be considered by the Water Rights Commission at the Marvin Hughitt Hotel in Huron, South Dakota upon the 17th day of November, 1976 at 10:00 a. m. All interested persons may appear and be heard.

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

Nov. 3 _____ Nov. 10 _____

NOTICE OF INTENT TO APPROPRIATE WATER Pierre, South Dakota 57501 October 28, 1976

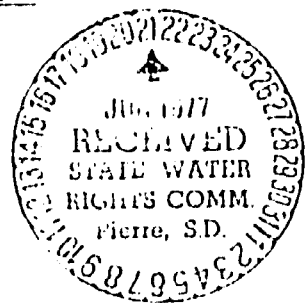
Notice is hereby given that Kenneth W. Wiese, whose post office address is Twin Brooks, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.22 cubic feet of water per second of time from ground water through the Kenneth Wiese No. 1, the point of diversion of which is to be located in the center of the NW 1/4 of Section 30, Twp. 121N, Range 49W. Said water to be used for the purpose of providing irrigation on the following described land: N 1/2, Section 30, T121N, R49W.

This application No. 3133-3 will be considered by the Water Rights Commission at the Marvin Hughitt Hotel in Huron, South Dakota upon the 17th day of November, 1976 at 10:00 a. m. All interested persons may appear and be heard.

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

Nov. 3 _____ Nov. 10 _____

No. 3133-3

Post Office Twin Brooks

Date June 16, 77

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 3133-3.

Water Right Permit No. 3133-3 states that the diversion system is to be constructed by Aug 17, 1981 and that the water is to be put to beneficial use by Nov 17, 1983.

The diversion system was completed on Feb 1, 1977.
Applying the water to beneficial use was completed on May 15,
1977.

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

Kenneth J. Wines
(Signature)

Permit No. 3133-3Water Division 3 Whetstone Creek Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by Kenneth W. Wiese of Twinn Brooks, South Dakota 57209 holder of Permit No. 3133-3, bearing date of priority of October 12, 1976 authorizing the diversion of 2.22 cu. ft. per second of the waters of One Well for Irrigation purposes, in Grant County.

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

The Water Use System consists of,

A. Works used to divert the water:
Motor - G E, Model 5K6255-XM.5C1A, Ser # G M J 721384
75 HP.
Pump, Byron Jackson, Ser # 771H 7011.
Pumping 700 gpm.

B. Works used to transport water to place of use.
180 ft. 8" Alum. Pipe
2640 ft 8" PVC Pipe - underground

C. Works used to apply water to beneficial use.
T + L Center Pivot Model 1761

The system is in the following condition: GoodThe point of diversion is located 1340'S and 1142'E of the NW corner of Section 30, T121N R49WThe works are capable of diverting and conveying to the place of use 2.21 cfs. cu. ft. per second of water which is to be used for Irrigation

Water has been put to beneficial use to the maximum extent as follows:
All in Section 30 T121N R49W NW 1/4 NE 1/4 - 32 AC, NE 1/4 NW 1/4 - 32 AC, SE 1/4 NW 1/4 - 33 AC, SE 1/4 NW 1/4 - 33 AC, NW 1/4 NE 1/4 - 32 AC, NE 1/4 NE 1/4 - 32 AC, SE 1/4 NE 1/4 - 33 AC, SE 1/4 NE 1/4 - 33 AC.

comprising a total of 260 acres of land.

Well depth - 97 ft
Static - 44 ft
Pumping 700 gpm
Tested @ 1066 gpm

Date January 27, 1979
DeRoy J. McLaughlin
(Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 6759

PIERRE, February 6, 1979

RECEIVED OF Kenneth W. Wiese, Marvin, SD 57251

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for Inspecting Construction, and issuing Cert. of Construction No. 3133-2	50	00
Fee for Inspecting Beneficial Use, and issuing Water License No. 3123-2		
Fee for Issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for (any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By *[Signature]*
Chief Engineer, Executive Officer
JOHN HATCH *[Signature]*

2001 Water Management Board Irrigation Questionnaire

Please fill out and return before December 1, 2001

No. 3133-3

KENNETH W WIESE

14587 468TH AVE

TWIN BROOKS SD 57269 5307

Any address corrections?

David Kruger

14777 468th Ave

Twin Brooks, SD 57269

Telephone No. 605-432-6252

Return the completed form to the Water Rights Program at 523 E Capitol, Pierre, SD 57501-3181 (605) 773-3352

1. Is the system constructed? *yes ☒ no ☐

*Type of system used (check all that apply):

center pivots ☒ towlines ☐ big gun ☐

flood ☐ sprinklers ☐ other ☐

2. Did you irrigate in 2001? *yes ☒ **no ☐

*If yes, number of acres irrigated 135

**If no, list reason(s) in comment section:

Comment Section

3. Is land enrolled in CRP? *yes ☐ no ☒

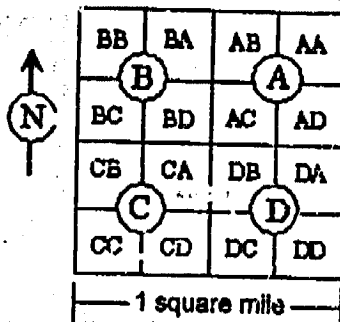
*If yes, through what year?

4. Did you apply chemicals or fertilizer through the system in 2001? yes ☐ no ☒

5. If permitted for more than one water source, circle each source used. 1: GROUNDWATER

2:

3:



Office use only



Acreage permitted for Irrigation under No. 3133-3

(see above section map for help reading legal descriptions)

sec 30-T121N-R49W, BB -- 32.00 acres

sec 30-T121N-R49W, BA -- 32.00 acres

sec 30-T121N-R49W, BC -- 33.00 acres

sec 30-T121N-R49W, BD -- 33.00 acres

sec 30-T121N-R49W, AB -- 32.00 acres

sec 30-T121N-R49W, AA -- 32.00 acres

sec 30-T121N-R49W, AC -- 33.00 acres

sec 30-T121N-R49W, AD -- 33.00 acres

Please provide your 2001 water use to irrigate the above acreage on the REVERSE side of this form.

For a sample completed questionnaire, please refer to the reverse side of your cover letter.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 27, 2001

No. 3133-3 & 3134-3

David Kruger
14777 468th Ave
Twin Brooks SD 57268

Dear Mr. Kruger:

Enclosed are partially completed "Notice of Transfer" forms for use in filing ownership changes on Water Right Nos. 3133-3 and 3134-3. The water rights are currently listed in the name of Kenneth Wiese.

The transfer forms should be checked over for accuracy and signed by the new owner in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50 each (total \$5.00).

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

If you have any questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352

enclosures

RECEIPT

No 417000

Water Rights Program

South Dakota Department of Environment and Natural Resources

Pierre, December 3, 2001

RECEIVED OF David Kruger, 14777 468th Ave, Twin Brooks, SD 57269

the following amount in fees for services rendered as provided for by law. (Kenneth Wiese)

Fee for Application for Permit No. _____ to Appropriate Water, to construct

and to put water to beneficial use _____

Fee for Application for Permit No. _____ to Appropriate Water, for Future

Use _____

Fee to retain Future Use Permit No. _____ after period of seven years.

Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water

License No. _____

Fee for Filing Transfer Form 3133-3

Fee for Filing Extension Request _____

Fee for _____

Total

2.50

(Any Other Work Provided by Law)

By Darland Erbe gm
Chief Engineer

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 3133-3

Date: 11-30-01

I/We request that Water Right Permit No. 3133-3

formerly owned by: Kenneth Wise

be transferred to: (name & address) David Kruger

14777 468th Ave

Telephone No. 605-432-6252

Twin Brooks SD 578th 9

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

260 acres - N 1/2 Section 30-T121N-R49W

I/We understand that the validity of Water Right No. 3133-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

STATE OF SOUTH DAKOTA)

County of Grant)

I/We David Kruger

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

David Kruger
(Signed)

Subscribed and sworn to before me this 30th day of NOVEMBER, 2001.

DOROTHY LARSON
My Commission Expires Nov. 30, 2006

Dorothy Larson
(Notary Public)

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

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



December 3, 2001

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

3133-3
3134-3

David Kruger
14777 468th Ave
Twin Brooks, SD 57269

Dear Mr. Kruger:

Thank you for following up on the ownership change for Water Right Nos. 3133-3 and 3134-3. The transfers have been completed. The water rights formerly listed in the name of Kenneth Wiese are now listed in your name.

Enclosed are your Receipt Nos. 416999 and 417000 in the amounts of \$2.50 each. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures



**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 26, 2004

3133-3
3134-3

David Kruger
46776 US Hwy 12
Twin Brooks SD 57269-5812

Dear Mr. Kruger

Enclosed is a "Notice" dated October 22, 2004 concerning your 2004 irrigation questionnaires. The notice was originally mailed to 14777 468th Ave., Twin Brooks, SD. The post office notified us that your address has changed and 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

App 1 34753 App 103/33-3

DATE October 6 1976

347530

TWP. 121 **RANGE** 49 **IN** Grant **COUNTY**



M-2475-3

Prepared By Dick Tedger

Dick Fadgen

-----Beadle County Extention Agent-----