

Water Right Number 3181-3

1. Considered 11-17, 1976
2. Name of Applicant WESLEY DECKER
3. Post Office Address FRANKFORT
4. Amount of water claimed 2.30
5. Source of water supply 85' DEEP WELL
6. Water to be used for IRRIGATING
- Acres to be irrigated 320
7. Water to be diverted and used in SPINK County
about 6E, 3S Miles 1ST of FRANKFORT
8. Proof of Publication
Received 1ST
Not received _____
9. Application
Approved _____
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

Map No. 2522-3 Water Division No. 3 JAMES RIVER District
(Blanks to be Filled by the Engineer for the W. H. C.)



APPLICATION FOR PERMIT

To appropriate Water within the State of South Dakota

(NOTE--Draw a line through items not applicable)

1. Name of Applicant Wesley Decker
Postoffice address Frankfort State Nebraska - 68550
If a corporation show date and place of incorporation NO
2. Method of accomplishing work (contract, employment of others, or by direct labor) Direct labor
3. Name of diversion work Wesley Decker
4. Amount of water claimed (cubic feet per second) 2.3 (1000 Gallons per minute)
5. Source of water supply Well
6. Location of point of diversion St 49 20-116-61

7. Annual period or periods during which water is to be used May 1st to Nov 1st County Spink
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 320

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

Land Description	No. Acres Irr.
<u>Lot 50 of 20-116-61</u>	<u>320</u>

Attach sheet if more space is needed.

10. Time required to complete construction of water supply system 3 years. Additional time required to complete application of water to the proposed beneficial use 3 years.
11. Choice of newspaper for Notice of Intent to Appropriately Water public Redfield Press
12. Principal Features of the Proposed Water Supply System.

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

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

C. Works proposed to apply water to beneficial use.

Estimated Total Cost \$ 30,000.

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

STATE OF SOUTH DAKOTA)

County of Spink) ss.

I, Wesley Decker, 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 Wesley Decker

Subscribed and sworn to before me this 11 day of September 19 76

TERRY BALOUN, Notary Public
Spink County, South Dakota
My commission expires 2-11-1983

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3181-3
WESLEY DECKER FRANKFORT
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57440 With the following modifications:
 (State)

The irrigation well approved under this Permit will be located near domestic wells and other irrigation 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 or in irrigation wells having prior water rights.

Date of first receipt of application SEPTEMBER 14, 1976
 Date of return to applicant for correction, amendments or changes required _____, 19____
 Date of receipt of corrected application OCTOBER 29, 1976
 Approved NOVEMBER 18, 1976, Recorded in Book 16 Page 250

WATER RIGHT PERMIT NO. 3181-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3181-3 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 14, 1976
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 18, 1977
3. The whole of said work is to be completed on or before NOVEMBER 18, 1977
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 18, 1979
5. The 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 2.3 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 18, 1979; said water to be used during the following described annual period: MAY 1 - NOVEMBER 1

Witness my hand this 23RD day of DECEMBER, 1976

WATER RIGHTS COMMISSION

By:

John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued APRIL 4, 1979

Water License Issued APRIL 4, 1979

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

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 24 in., Depth 85 ft.
(2) Casing, Type Fiberglass, Diameter 18 in., Thickness 4 in.
(wood, concrete, steel, etc)
(3) Perforated Screen.
Type Fiberglass, Diameter 18 in., Length 40 ft.
(4) Gravel Pack, Thickness 6 in., Length of gravel pack 40 ft.

E. Dugout Information or Estimates

- (1) Surface dimensions Well, 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 _____ rds. On property owned by others _____ 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.

Wesley Decker
Signature of Applicant

STATE CONSERVATION
COMMISSION
FORM WI #1

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

NAME Debra

ADDRESS Franklin St

COUNTY Lincoln

LEGAL DESCRIPTION

1. WELL LOCATION center of E. line of 8 FT of Sec 20
2. LOCATION OF AREA TO BE IRRIGATED E. of Sec 20 R61W T116N

TYPE OF IRRIGATION

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

WATER QUALITY

5. SAMPLE NUMBER 76-1634
6. SALINITY (EC x 10⁶) 85.5 (moderately inc)
7. SODIUM (SAR) 1.58 (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 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
17 DAY OF October 1976.

(TITLE OR SEAL)

X Debra Decker
APPLICANT'S SIGNATURE

This project can be carried out successfully in all circumstances. Individual management will, to a large degree, determine the relative success of this venture.

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: Lesley L. Loper
 Address: Frankfort, SD 57440

Date Rec'd October 20, 1976
 Sample No. 76-1634
 Identification 1 Toll
SEP, Dec. 20, T 116N, R 61W

WATER ANALYSIS

Calcium (Ca)	105	ppm*	5.25	me/l**
Magnesium (Mg)	35	ppm	2.87	me/l
Sodium (Na)	27	ppm	1.17	me/l
Potassium (K)	8	ppm	0.21	me/l
Sulfate (SO ₄)	170	ppm	3.54	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	11	ppm	0.31	me/l
Bicarbonate (HCO ₃)	371	ppm	6.08	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		me/l
Alkalinity (Methyl Orange)	304	ppm (as CaCO ₃)		g.p.g.***
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	855	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.58			
Sodium	12.31	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.78			

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

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

COMMENTS: Total cations 9.50 me/l
 Total anions 9.93 me/l



By: Shirley Litten

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. 76-1634

Amount Enclosed \$

Signed

October 27, 1976



Mr. Wesley Decker
Frankfort, SD 57440

Dear Mr. Decker:

Your water sample (Lab. No. 76-1634) 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 AFS 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.

Your water, as indicated by this analysis, is satisfactory for use on the soils you indicate will be irrigated. If a salt problem or a water table problem should develop, contact extension personnel for assistance.

The WI-1, soils information, and a copy of the water analysis are being forwarded to the State Conservation Commission for their action.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOP:ckb

Enclosures

cc: State Conservation Commission

P.S. The soil area 104 will give severe traffic and water-logging problems in most cases.

I suggest you either (1) drain, (2) fill in or (3) avoid irrigating this large soil area of 104 (Tetonka).

NB →

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3181-3

(1) WHEREAS, On the 14th day of September A. D. 1976
Wesley Decker

made Water Right Application No. 3181-3 for a permit to use 2.3 cubic feet per second of the waters of ground water

County of Spink, State of South Dakota, for irrigation

purpose; and
 (2) WHEREAS, On the 23rd day of December A. D. 1976

Permit No. 3181-3 with a date of priority of September 14, 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 18th day of November A. D. 1977 and for the application to beneficial use of said water on or before the 18th day of November A. D. 1979

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 20, T116N, R61W

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 33 acres

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

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

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

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

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

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 3 "

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 31 "

TOTAL 232 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 Wesley Decker

_____ of Frankfort

the holder _____ and owner _____ of said permit No. 3181-3 a water right dating from September 14, 1976

_____ to use of 2.01 cubic feet per second of the waters

of ground water

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

purposes hereinbelow mentioned, to be diverted at a point 1320'N and 60'W of the SE corner

Section 20, T116N, R61W

and conduct to and upon portions of Section 20, T116N, R61W, described on the face

of this License

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 3181-3 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

Permit No. 3181-3

Water Diversion No. 3 James River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Wesley Decker

_____ the holder _____ of
Permit No. 3181-3, issued upon Application No. 3181-3, bearing date of priority of September 14, 1976
authorizing the diversion of 2.3 cu. ft. per second of the waters of ground water
Spink County of _____, State of South Dakota at
a point 1320'N and 60'W of the SE corner, Section 20, T116N, R61W

_____ for Irrigation

purposes, has 5 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 14, 1979

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Commission

No. 3181-3

Publish first publication, on or before

November 9, 1976

NOTICE OF INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

November 2, 1976

Notice is hereby given that Wesley Decker

whose post office address is Frankfort, 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 2.3 cubic feet of water per second of time from ~~XXX~~ ground water through the Decker # 2, the point of diversion of which is to be located in the _____

center of the SE $\frac{1}{4}$

of Section 20, Twp. 116N, Range 61W. Said water to be used for the purpose of providing irrigation on the following described land:
/portions of

E $\frac{1}{2}$, Section 20, T116N, R61W

This application No. 3181-3 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

BFJ/dw
cc: Wesley Decker, Frankfort, SD 57440

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

No. 0181-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Beadle) ss.

I, Porothy 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 of Huron

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

November 8, 1976

November 15, 1976

Porothy Murphy
(Signature)

Bookkeeper
(Title)

November 15, 1976
(Date Signed)

F.P. 11 576 L.P. 11 15 76

NOTICE OF INTENT
TO APPROPRIATE WATER

Pierre, South Dakota 57501

November 2, 1976

Notice is hereby given that Wesley
Decker whose post office address is
Frankfurt, South Dakota, has made
an application, in accordance with
the provisions of the water laws of
South Dakota for a permit to ap-
propriate for beneficial use 2.3 cubic
feet of water per second of time from
ground water through the Decker
No. 2, the point of diversion of which
is to be located in the center of the
SE 1/4 of Section 20, Twp. 116N,
Range 61W. Said water to be used for
the purpose of providing irrigation
on portions of the following
described land: E 1/2, Section 20,
T116N, R61W.

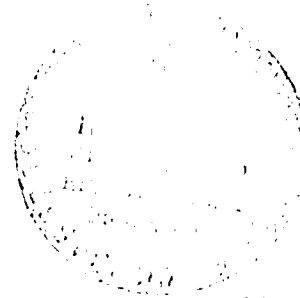
This application No. 0181-3 will be
considered by the Water Rights
Commission at the Marvick Hughes
Hotel in Huron, South Dakota upon
the 17th day of November, 1976 at
10:00 A.M. All interested persons
may appear and be heard.

WATER RIGHTS COMMISSION

By: Burton F. Jones

Water Rights Specialist

No. 660 (adv.)



RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 6800

PIERRE, February 20, 1979

RECEIVED OF Wesley Becker, Frankfort SD 57440

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. 2181-2	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. 2181-2		
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 John Hatch
Chief Engineer, Executive Officer
JOHN HATCH gy

3181-3 Hardy Dicks
10-19-78 Well Depth 76' 20 ft to water
Pumping 700 gpm capacity at 100 gpm

Motor GE Model 5K 5218 X H 1 A

ser # DMJ 1107462

75 HP. 1775 RPM

Pump Hardin Land & Silo

No tags

Yalley, C.R. Model 2171

ser # 21327

172 Ac. Lr.

Permit No. 3181-3Water Division 3 James River Water District

REPORT 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 Wesley Decker of Frankfort, South Dakota holder of Permit No. 3181-3, bearing date of priority of September 14, 1976 authorizing the diversion of 2.3 cu. ft. per second of the waters of one well for Irrigation purposes, in Spink 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 - GE. Model 5K625SXH1A, Ser # PMJ407462
75 HP, 1775 RPM
Pump - Western Band Roller
Pumping 900 gpm
- B. Works used to transport water to place of use,
2930 ft 8" dia. PVC Pipe, Underground.
- C. Works used to apply water to beneficial use.
Valley Center Pivot, Model 2171, Ser # 21327

The system is in the following condition: GoodThe point of diversion is located 1320 ft N and 60 ft W of the SE Corner of Section 20, T116N R61WThe works are capable of diverting and conveying to the place of use 2.01 cu. ft. per second of water which is to be used for Irrigation

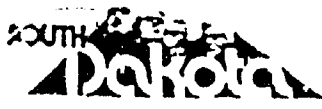
Water has been put to beneficial use to the maximum extent as follows:

All in Section 20, T116N R61W, N1/2 NE1/4 - 33 Ac,
NE1/4 NE1/4 - 33 Ac, SW1/4 NE1/4 - 33 Ac, SE1/4 NE1/4 - 33 Ac,
NW1/4 SE1/4 - 33 Ac, NE1/4 SE1/4 - 33 Ac, SW1/4 SE1/4 - 33 Ac,
SE1/4 SE1/4 - 31 Ac.

comprising a total of 232.1 acres of land.

Well - depth - 96 ft.
Static - 2016
Pumping - 900 gpm
Capacity est 1500 gpm

Date January 23, 1978
Lacey J. Hoffmann
 (Signature)



Department of Water & Natural Resources

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

2236-3
3181-3
3182-3

February 17, 1989

Wesley Decker
RR 1, Box 50
Frankfort, SD 57440

Dear Mr. Decker:

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

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

The new standards include:

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



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

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

The chemigation rules contain notification and record keeping requirements. Prior to using chemigation, notification must be given to the Chief Engineer on the enclosed Form 1C. Information that must be provided in this notification includes the water permit or right number, the name, address, and telephone number of the water permit or right holder and of the system operator, and the legal description of the lands on which the system is located. A record of the name, quantity, dates and hours of each chemical applied must be provided to the Chief Engineer on Form 2C. A copy of this form is also enclosed for your information. It will be mailed with the annual irrigation questionnaire and must be returned with the questionnaire by the date specified. If you have any questions regarding these rules or need additional copies of the forms, please contact Susan Bowar, Water Rights Engineer (605-773-3352).

Very truly yours,

Delwin H. Berg

for JOHN HATCH, Chief Engineer
Water Rights Division

Robert Hammer
Spartan Co. Field Office
Rushville, IL
5/1/05

Permit #

3182-3

Well #1

17

20

57

Well #2
80'

BELLE PLAINE

T116N

R61W

S20

NW $\frac{1}{4}$ NE $\frac{1}{4}$
33 AC.

NE $\frac{1}{4}$ NE $\frac{1}{4}$
33 AC

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

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

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

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

SW $\frac{1}{4}$ SE $\frac{1}{4}$
1

SE $\frac{1}{4}$ SE $\frac{1}{4}$
31 AC

out.

Well

8" PVC PIPE

1320'

App'd-3181-3



3181-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2015

NOTICE

TO: WESLEY DECKER, 40010 176TH ST, FRANKFORT, SD 57440

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

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaires

Our records indicate your 2014 Irrigation Questionnaire has not been submitted for Permit No(s) 2236-3 & 3181-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 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 **10:00 am, March 4, 2015**, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2236-3 & 3181-3 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 4, 2015** 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: <http://denr.sd.gov/iq.aspx>

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.

3181-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

January 27, 2015

2236-3
3181-3

Wesley Decker
40010 176th St
Frankfort SD 57440

Dear Mr. Decker:

I am writing to acknowledge receipt of your 2014 irrigation questionnaires.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right Nos. 2236-3 & 3181-3. 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
email: genny.mcmath@state.sd.us



3181-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 7, 2018

2236-3
3181-3

Steve Decker
40106 176th St
Frankfort SD 57440

Dear Mr. Decker:

I am writing in follow-up to our phone conversation concerning ownership changes needed for water rights held by Wesley Decker.

Enclosed are partially completed Notice of Transfer of Ownership forms for filing an ownership change. Upon completion, please sign and return the forms to our office with a required filing fee of \$50.00 each (total of \$100). The check or money order for the fee can be made payable to the Water Rights Program.

Also enclosed are copies of the two water rights listed under Wesley's name and a copy of Water Right No. 3182-3, listed in your name. You may keep these for your files.

If I can answer any questions for you, please let me know.

Sincerely,

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

enclosures

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Environment and Natural Resources

Date December 7, 2020RECEIVED OF Steven/Beth Decker 40106 176 Street Frankfurt SD 57440

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$
Fee to retain Future Use Permit No. _____ after period of seven years.	\$
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$
Fee for Filing Transfer Form <u>3181-3</u>	\$50.00
Fee for _____	\$
Fee for Issuing New Well Driller's License No. _____	\$
Fee for Renewal of Well Driller's License No. _____	\$
Fee for Issuing Well Pump Installer's License No. _____	\$
Fee for Renewal of Well Pump Installer's License No. _____	\$
(Any Other Work Provided by Law) TOTAL	\$50.00

By Eric Gronlund
Chief Engineer

vm

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

PAID

DEC - 7 2020

Ck# 4439

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

RECEIVED

DEC 07 2020

WATER RIGHTS
PROGRAM

Water Right/Permit No.

3181-3

Date:

12-1-2020I/We request that Water Right/Permit No. 3181-3 formerly owned by:Wesley Decker

be transferred to:

New Owner Name:

Steve Decker

Address:

40106 176 Street

City, State, Zip

Frankfort SD 57440Telephone No. 605 460-2772

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

E 1/2 20 T 116 N - R 61 W232 acresSpink County

☒ I understand that the validity of Water Right/Permit No. 3181-3 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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 Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, Steve Decker, the new owner, certify that the above information is true and correct.



(signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. 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.

3181-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 8, 2020

2236-3
3181-3

Steve Decker
40106 176th St
Frankfort SD 57440

Dear Mr. Decker:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for filing ownership changes on Water Right Nos. 2236-3 and 3181-3.

The ownership changes have been completed. Nos. 2236-3 and 3181-3 formerly held by Wesley Decker are now listed in your name.

Enclosed for your records are receipts for the filing fees that were paid. If you have any questions, please let me know.

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

enclosures