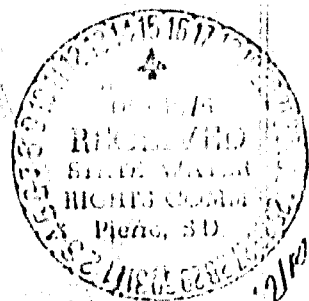


Water Right Number 333A-3

1. Considered C 1-26, 1977
2. Name of Applicant STEVEN CHING
3. Post Office Address CASTLEWOOD
4. Amount of water claimed 2.80
5. Source of water supply 33' WELL
6. Water to be used for IRRIGATION
Acres to be irrigated 200
7. Water to be diverted and used in HAMBLIN County
about 6N Miles 6 of ESTELLINE
8. Proof of Publication Received 1-21-77
Not received _____
9. Application Approved _____
Subject to _____
Not approved _____
Action deferred _____
10. Remarks:

No. 3224-3Map No. 2486-3 Water Division No. 3 BIG SIBUX RIVER District
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriately Water within the State of South Dakota

(NOTE: Draw a line through items not applicable)

1. Name of Applicant Steven Ching
Postoffice address Castlewood, State South Dakota

If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract & Direct Labor3. Name of diversion work Steven Ching Irrigation Project #14. Amount of water claimed (cubic feet per second) 2.85. Source of water supply Well6. Location of point of diversion 200' N 135° W of NE corner section 25-114-51County Hemlin7. 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 200

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 SEC 25-114-51	144	NE 1/4 of SEC 25-114-51	56

Attach sheet if more space is needed

10. Time required to complete construction of water supply system Five years. Additional time required to complete application of water to the proposed beneficial use Three years.11. Choice of newspaper for Notice of Intent to Appropriately Water publication Estelline Journal

12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source. WellB. Works proposed to transport water to place of use. Closed conduitC. Works proposed to apply water to beneficial use. Center pivot irrigation machine and Big gun hose pullEstimated Total Cost \$ 52,000Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of BrookingsI, Steven Ching 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 Steven ChingSubscribed and sworn to before me this 4 day of Oct, 1976

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3224.3

STEVEN CHING
(Applicant)

CASTLEWOOD
(Post Office Address)

SOUTH DAKOTA 57234 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 adequate domestic wells or in irrigation wells having prior water rights.

Date of first receipt of application OCTOBER 15, 1976

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

Date of receipt of corrected application OCTOBER 29, 1976

Approved JANUARY 26, 1977, Recorded in Book 17 Page 45

WATER RIGHT PERMIT NO. 3224.3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3224.3 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 15, 1976
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JULY 26, 1979
3. The whole of said work is to be completed on or before JANUARY 26, 1982
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 26, 1985
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 2.8 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 JANUARY 26, 1985; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 6TH day of APRIL, 19 77

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer

Certificate of Construction Issued , 19

Water License Issued , 19

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 28", Depth 38'
(2) Casing, Type Steel, Diameter 14", Thickness 3/16"
(wood, concrete, steel, etc.)
(3) Perforated Screen.
Type Cont Slat, Diameter 14", Length 15'
(4) Gravel Pack, Thickness 5", Length of gravel pack 20'

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 0' to 2' top soil; 2' to 3' sand
and fine dry gravel; 3' to 8' gravel medium
dry and dirty; 8' to 20' fine sand;
20' to 38' gravel. over 38' is blue clay

Depth to top of water bearing material 12'

Depth to bottom of water bearing material 38'

Thickness of water bearing material 26'

Depth to water (ground surface to water level) 12'

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

On same owner's property 40 rds. On property owned by others 50 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.

Steven R. Ching
Signature of Applicant

CONSERVATION
COMMISSION
FORM W1 #1

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

NAME Steen R. Ching
ADDRESS Castlewood South Dakota
COUNTY Hamlin

LEGAL DESCRIPTION

1. WELL LOCATION NE⁰ of NE⁴ SEC 25 - 114-51
2. LOCATION OF AREA TO BE IRRIGATED Part of N² SEC 25 - 114-51

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT _____ GUN ☒
4. CROPS TO BE IRRIGATED Corn & Soybeans

WATER QUALITY

5. SAMPLE NUMBER 76-1525
6. SALINITY (EC X 10⁶) 685 (medium)
7. SODIUM (SAR) 9.25 (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
4 DAY OF Oct 19 76

John L. Williams
(TITLE OR SEAL)

Steen R. Ching
APPLICANT'S SIGNATURE
Approval does not imply that this project can be carried out successfully. It is the responsibility of the individual irrigator to determine the relative merits of this venture.
John L. Williams
APPROVED (SEAL)

(SOILS INFORMATION ON REVERSE SIDE)

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

Submitted by: **Robert Ching**
 Address: **Rt. 1, Box 64**
Castlewood, SD 57223

Date Rec'd **October 4, 1976**

Sample No. **76-1525**

Identification **well 38'**

T 114E, S 50.

WATER ANALYSIS

Calcium (Ca)	82	ppm*	4.10	me/l**
Magnesium (Mg)	24	ppm	1.97	me/l
Sodium (Na)	11	ppm	0.48	me/l
Potassium (K)	2	ppm	0.05	me/l
Sulfate (SO ₄)	100	ppm	2.08	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	4	ppm	0.13	me/l
Bicarbonate (HCO ₃)	298	ppm	4.88	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)	244	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	685	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.28			
Sodium	7.27	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.47			

Others:

*ppm==parts per million

**me/l==millequivalents per liter

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

COMMENTS: Total cations 6.60 me/l
 Total anions 7.09 me/l

By: **Shirley Litten**

Service Performed

Amount Due

Irrigation analysis

\$2.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-1525

Amount Enclosed \$

Signed

October 26, 1976

Mr. Steven Ching
Castlewood, SD 57223

Dear Mr. Ching:

Your water sample (Lab. No. 76-1525) 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 #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

LOF:ckb
Enclosures
cc: State Conservation Commission

Form 6 - Notice of Intent to Appropriate Water

No. 3223-3

Publish first publication, on or before January 13, 1977

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

December 29, 1976

Notice is hereby given that Steven Ching
whose post office address is Castlewood, 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
2.6 cubic feet of water per second of time from the ground water through the
Steven Ching # 1, the point of diversion of which is to be located in the

NE 1/4 NE 1/4

of Section 25, Twp. 14N, Range 51E. Said water to be used for the purpose
of providing irrigation on the following described land:

NW 1/4, NW 1/4 NE 1/4, E 1/4 NE 1/4, Section 25-T14N-R51E

This application No. 3223-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 26th day of January, 1977, at 10:00 A. M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw

cc: Steven Ching, Castlewood, South Dakota 57223

No. 3224-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Handlin) ss.

I, M. R. HARRISMAN hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Reliance Journal

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the _____
_____ of Reliance Journal

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

Jan. 13, 1977
Jan. 20, 1977
//

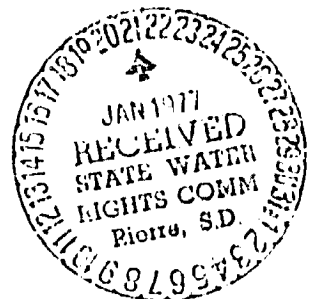
[Signature]
(Signature)
[Signature]
(Title)
1/20/77
(Date Signed)

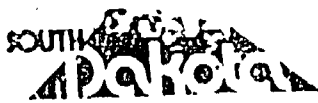
NOTICE OF INTENT TO
APPROPRIATE WATER

Notice is hereby given that
Steven Ching, whose post office
address is Castlewood, South Da-
kota, has made an application in
accordance with the provisions of
the water laws of South Dakota for
a permit to appropriate for bene-
ficial use 2.8 cubic feet of water
per second of time from ground
water through the Steven Ching #1,
the point of diversion of which is
to be located in the NE1/4 NE1/4
of Section 25, Twp. 114N, Range
51W. Said water to be used for the
purpose of providing irrigation on
portions of the following
described land: NW 1/4, NW 1/4
NE 1/4, E 1/2 NE 1/4, Section 25-
T114N-R51W.

This application No. 3224-3 will
be considered by the Water Rights
Commission at their office at
Pierre upon the 26th day of
January, 1977, at 10:00 a.m. All
interested persons may appear
and be heard.

WATER RIGHTS COMMISSION
BURTON F. JONES
Water Rights Specialist
Pierre, South Dakota 57501
December 20, 1976
(Publ. January 13 and 20, 1977)





Department of Water & Natural Resources

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

February 9, 1990

STEVEN CHING
RR #2 BOX 65
CASTLEWOOD, SD 57223

NOTED

RE: Violation of Requirement to Submit 1989 Irrigation Questionnaire

Our records indicate that the 1989 Irrigation Questionnaire has not been submitted for Permit No(s). 3224-3. The request for the Questionnaire was dated October 13, 1989. The Water Management Board had directed that owners of water permits who have not submitted 1989 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 8:30 am, March 7, 1990 at the Howard Johnson's, Jefferson-Roosevelt Room, I-90 at LaCrosse, Rapid City SD.

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

1. Amend Permit No(s). 3224-3 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 March 7th hearing date, your name will be deleted from the agenda for the hearing.

Very truly yours,

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



Department of Water & Natural Resources

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

February 16, 1990

3224-3

Steven Ching
RR 2, Box 65
Castlewood SD 57223

Dear Mr. Ching:

I am writing to acknowledge receipt of your 1989 irrigation questionnaire for Water Permit No. 3224-3. You may disregard the February 9, 1990 Notice of failure to submit the 1989 irrigation questionnaire. Your questionnaire was received prior to the March Water Management Board meeting and your name was deleted from the agenda pertaining to the hearing.

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

Sincerely,

Bon Duvall/KS

RON DUVALL
Natural Resources Engineer
Water Rights Division

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 address of address (Extra charge)

2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

STEVEN CHING
RR #2 BOX 65
CASTLEWOOD SD 57223

4. Article Number
P 694 057 361

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 *Steven K. Ching*

6. Signature -- Agent
X

7. Date of Delivery
2-2-71

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

PS Form 3811, Apr. 1969

U.S. G.P.O. 1969 O-338-815

DOMESTIC RETURN RECEIPT

South Dakota

GREAT FACES. GREAT PLACES.

DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 5, 1991

3224-3

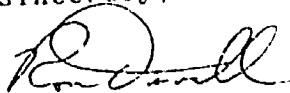
Steven Ching
RR 2 Box 65
Castlewood, SD 57223

Dear Mr. Ching:

I am writing to acknowledge receipt of your 1990 irrigation questionnaire for Water Permit No. 3224-3. 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

Permit No. 3224-3

Water District: Big Sioux River

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

I have this day made a thorough examination of the water use system constructed by Steven Ching of Castlewood, SD 57223 holder of Permit No. 3224-3, bearing the priority of October 15, 1976 authorizing the diversion of 2.8 cu. ft. per second the waters of groundwater for irrigation purposes, in Hamlin County.

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

A. Works used to divert the water:

Pump: Western Landroller, 550 gallons per minute capacity

Motor: Case Diesel, 70 horse power

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

1320 feet of 8 inch Aluminum pipe and 9240 feet of 6 inch Aluminum pipe

C. Works used to apply water to beneficial use:

Gun: E-Z Rain-Big Gun, 700 gallons per minute capacity with 660 feet of hose

The system is in the following condition Good. The point of diversion is located Well;
550 feet south, 500 feet west from the Northeast corner of Section 25, T114N-R51W. The
works area capable of diverting and conveying to the place of use ^{1.22 (cfs)} 1.56 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 25, T114N-R51W

NE1/4 NE1/4 30 ac.

NW1/4 NE1/4 14 ac.

NE1/4 NW1/4 40 ac.

comprising a total of 84.0 acres of land and the license should be issued for 1.20 cfs.

Application permit qualifications have been complied with X yes No

Exceptions to compliance are: None

Date: 8/28/86

MRA Hadin

H. RASSOJE AHADI

Natural Resources Engineer III

DENR, Water Rights Division

LICENSE FOR PERMIT NUMBER 3224-3

1. Legal location of wells: NE 1/4 NE 1/4 Section 25, T114N-R51W

dams & structures: NA

2. Well Information: Well Drilling Firm Lacy Well Drilling

Completion Report Yes X No No. of Wells 1 Depth 38 feet

Casing a) diameter 14 inches Screen a) type Steel

b) length 28 feet b) length 10 feet

c) type Steel Static Water Level 8 feet

Pump a) make Western Landrolter Motor a) make Case Diesel

b) model 956535 b) model No. 2097428

c) size 8 inch c) horsepower rating 70

d) capacity 550 gpm

e) turbine pump - no. of stages

f) operating PSI

3. Distribution lines or canals

a) size 6-8 inches

b) type Aluminum

c) length 2 miles

4. Dam Information:

a) height to crest m) Outlet tubes:

b) height to primary spillway 1) diameter

c) height to secondary spillway 2) type

d) crest width 3) valved (Y/N)

e) crest length 4) valve type

f) spillway length 5) location on structure

g) spillway width

h) approx. storage n) Category of Dam

i) approx. storage to crest

j) date constructed

k) inspection sheet completed (Y/N)

l) Name of Contractor

5. System Type a) sideline:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of
sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make E-Z Rain-Big Gun
- 2) nozzle size 1 inch
- 3) capacity (GPM) 700
- 4) hose size 4 inches
- 5) hose length 660 feet

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project None

Yes	No	Check Items
<u>X</u>	___	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
<u>X</u>	___	2. Special qualifications to permit being abided by?
<u>X</u>	___	3. All structures, wells and lands on map?
<u>X</u>	___	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
___	<u>X</u>	5. Is chemigation used?
___	___	6. If yes, does equipment comply with chemigation rules?

REMARKS:



GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

August 23, 1991

3224-3

Steven Ching
RR 2 Box 65
Castlewood, SD 57223

Dear Mr. Ching:

The irrigation system authorized under Water Permit No. 3224-3 was inspected for licensing purposes in 1986. We obtained a well log in March, 1987 for the well in the NE 1/4 NE 1/4 Section 25, T114N, R51W. In reviewing the file, it appears that the information was obtained, however, the water license was never issued.

The inspection found you were irrigating with an E-Z Rain Big Gun (700 gpm capacity) on 84 acres in the N 1/2 NE 1/4 and NE 1/4 NW 1/4 Section 25, T114N, R51W. If your irrigation system and acreage irrigated is the same as found during the 1986 inspection, a Water License can be issued.

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

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Genny McMath
Natural Resources Analyst
(605) 773-3352

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

South Dakota



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 11, 1991

SECOND NOTICE

Permit No. 3224-3

NOTICE OF WATER LICENSE INSPECTION FEE REQUIREMENT

Steven Ching
RR 2, Box 65
Castlewood SD 57223

Dear Mr. Ching:

August 23, 1991 you were notified the final inspection fee of \$50.00 is due before Water License No. 3224-3 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. This is the final document 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.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the License fee has been paid. Please submit the required fee immediately to avoid jeopardizing your water permit.

Very truly yours,

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

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

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

3. Article Addressed to: Steven Ching RR2 Box 65 Castlewood SD 57223 3224-3	4. Article Number P 694 059 403 Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise
5. Signature — Addressee X	Always obtain signature of addressee or agent and DATE DELIVERED . 8. Addressee's Address (ONLY if requested and fee paid)
6. Signature — Agent X	
7. Date of Delivery	

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412500

Pierre, _____ October 28, 19 91

RECEIVED OF Steven R or Diane K Ching, RR 2 Box 65, Castlewood, SD 57223

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>5224-5</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	50 00

By John Hatch / JMK
Chief Engineer

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 3224-3

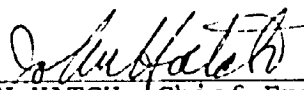
(1) Steven Ching of RR 2, Box 65, Castlewood, SD 57223 made Application No. 3224-3, October 15, 1976 for a water permit to appropriate 2.80 cubic feet of water per second from groundwater (one well), Hamlin County, South Dakota for irrigation purposes. Permit No. 3224-3 with a priority date of October 15, 1976 was approved January 26, 1977 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before January 26, 1982 and for the application to beneficial use of said water on or before January 26, 1985.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.20 cubic feet of water per second for beneficial use. The location of the diversion point is: 550 feet South and 500 feet West of the NE corner of Section 25, T114N, R51W (NE 1/4 NE 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

T114N, R51W Section 25	NE 1/4 NE 1/4	30 Acres
	NW 1/4 NE 1/4	14 Acres
	NE 1/4 NW 1/4	40 Acres
	Total-----	84 Acres

(4) Pursuant to Section 46-5-30.1 Steven Ching of RR 2, Box 65, Castlewood, SD 57234 the holder(s) and/or owner(s) of Water Permit No. 3224-3 is issued a license to appropriate water, the right to use 1.20 cubic feet of water per second from groundwater (one well) with a priority date of October 15, 1976 from the location specified in (2) of this license. The water is to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Permit No. 3224-3 and subject to South Dakota State Law.

 AUG 5 1992
JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and
Natural Resources



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

AUG 5 1992

3224-3

Steven Ching
RR 2, Box 65
Castlewood, SD 57223

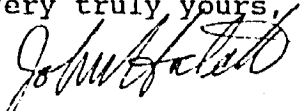
Dear Mr. Ching:

Enclosed is Water License No. 3224-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412890 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 3224-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

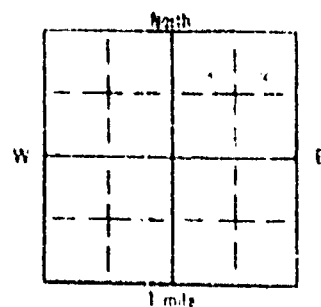
As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,


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

enclosures

1. Sw. 25 1mp 117 N₂ 51W



Please mark with
indication with
or 'X'

Well Completion Date 1976-77 ^{1 mile}

PROPOSED USE

- ☐ Domestic ☐ Municipal ☐ Test Holes
☒ Navigation ☐ Industrial ☐ Stock

Method of Drilling FAKE CASING

CASING DATA

- ☒ Steel
 ☐ Plastic
 ☐ Other
 If other describe: 14" x 1/2" x 1/2"

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
18/FT	IN	FT	FT	IN
18/FT	IN	FT	FT	IN
18/FT	IN	FT	FT	IN
18/FT	IN	FT	FT	IN

G. OUT

Was the well grouted? ☐ YES ☒ NO

To what depth? _____ FEET

What is growing material? _____

H cement, number of sacks? _____

Describe grouting procedure _____

What was gross weight? _____ (LB/GAL)

SCREEN ☐ Perforated pipe ☒ Manufactured

Diameter 1 1/2 IN Length 10 FEET

Material Low Carbon Steel

Slot Size 100 Set From 25 Feet To 30 Feet

Slot Size _____ Set From _____ Feet To _____ Feet

Slot Size _____ Set From _____ Feet To _____ Feet

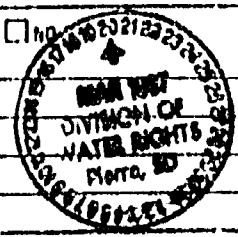
Other information _____

Was a packer or seal used? ☐ YES ☐ NO

If no, what material? _____

Describe packer(s) and location? _____

APR 1967
DIVISION OF REPTILES
AND AMPHIBIANS



Was well disinfected upon completion? ☒ YES ☐ NO

Explain _____

Radiological ☐ YES ☒ NO

Laboratory section _____

Well June
Name Steve Ching
Address R.R. 4 Castlewood
Well log Depth

[illegible]

STATIC WATER LEVEL 5' Feet

If flowing closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Vase ☐ Red cors ☐ Other

If other, specify _____

Can well be completely shut in? _____

WELL TEST DATA

- ☒ Pumped
☐ Bailed
☐ Other
- Describe 800-900 ppm

Pumping Level Below Land Surface

25 ft After 2 hrs pumped 800 GPM

_____ II After _____ Hrs Pumped _____ GPM

_____ ft After _____ Hrs pumped _____ GPM
_____ ft After _____ Hrs pumped _____ GPM

REMARKS VERY ROCKY
dalline conditions

This well was drilled under license # 111.

And this report is true and accurate.

Drilling firm _____

Signature of License Representative

Signature of Well Owner

Date 3-13-97

3224-3



January 9, 1998

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181**NOTICE****TO:** STEVEN CHING, RR 2 BOX 65, CASTLEWOOD, SD 57223**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) 3224-3. 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) 3224-3 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/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:

3224-3

STEVEN CHING
RR 2 BOX 65
CASTLEWOOD SD 57223

4a. Article Number

Z 179 157 181

4b. Service Type

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

7. Date of Delivery

1-12-98

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X *Diane K. Ching*

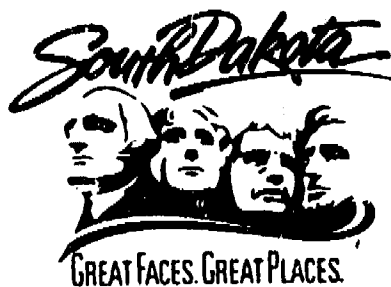
8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1994

102595 97-B-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 1998

3224-3

Steven Ching
RR 2 Box 65
Castlewood, SD 57223

Dear Mr. Ching:

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. 3224-3.

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



3224-3
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: STEVEN CHING, 46577 188th St, CASTLEWOOD, SD 57223 5705

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 has not been submitted for Permit No(s) 3224-3. 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 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 13, 2002, in the Visitor Center (west bank of Capitol Lake), 650 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) 3224-3 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 8, 2002, 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.

3224-3

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:

STEVEN CHING
46577 188th St
CASTLEWOOD SD 57223 5705

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery
1-17-02

C. Signature

X

Diane K Chung

☐ Agent☒ AddresseeD. Is delivery address different from item 1? ☒ YesIf YES, enter delivery address below: ☐ No

3. Service Type

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

4. Restricted Delivery? (Extra Fee)

☐ Yes

7001 2510 0004 4797 5415

PS Form 3811, July 1999

Domestic Return Receipt

102595-99 M-1789



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 2002

3224-3

Steven R Ching
46577 188th St
Castlewood, SD 57223-5705

Dear Mr. Ching:

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. 3224-3.

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



3224-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 17, 2003

NOTICE

TO: STEVEN CHING, 46577 188th St, CASTLEWOOD, SD 57223 5705

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

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire

Our records indicate that the 2002 Irrigation Questionnaire has not been submitted for Permit No(s) 3224-3. 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 be given notice of hearing to determine if any Board action is to be taken concerning this issue.

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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3224-3 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, 2003, 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.



3224-3

Track & Confirm**Delivery Status**

You entered 2301 0370 0000 7540 5669

Your item was delivered at 10:24 am on January 21, 2003 in
CASTLEWOOD, SD 57223. The item was signed for by S CHING.[Shipment History >](#)[Request Delivery Record >](#)**Track & Confirm**Enter label number:
[Track & Confirm FAQs](#)POSTAL INSPECTORS
Preserving the Trust[site map](#) [contact us](#) [government services](#)
Copyright © 1999-2002 USPS. All Rights Reserved. [Terms of Use](#) [Privacy Policy](#)**U.S. Postal Service Signature Confirmation Receipt**SIGNATURE CONFIRMATION NUMBER:
2301 0370 0000 7540 5669STEVEN CHING
46577 188th St
CASTLEWOOD SD 57223 5705Postmark
Here**POSTAL CUSTOMER:**Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com
or call 1-800-222-1811**CHICK ONE (POSTAL USE ONLY)**

- ☐
- Priority Mail
-
- ☐
- Package Services

Form 153, February 2001

(See Reverse)



Year	Perm	Reason	Mar	County	Fname	Lname	Cal	Adress2	City	State	Zip	Water used	Hot	iring	Not	cont	Post	ref
1983	3224.3	SR		HM	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230		X				28	
1984	3224.3	SR		HM	STEVEN	CHING		CASTLEWOOD	CASTLEWOOD	SD	572230		X				28	
1986	3224.3	SR		HM	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230		X				28	
1987	3224.3	SR		HM	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230		X				28	
1988	3224.3	SR		HM	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230						28	
1989	3224.3	SR		HM	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230						28	
1990	3224.3	SR		HM	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230		X				28	
1991	3224.3	SR		HM	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230		X				12	
1992	3224.3	SR		HM	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230		X				12	
1993	3224.3	SR		HM	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230		X				12	
1994	3224.3			F	STEVEN	CHING		RR #2 BOX 65	CASTLEWOOD	SD	572230		X					
1995	3224.3			F	STEVEN	CHING		RR 2 BOX 65	CASTLEWOOD	SD	572230							
1996	3224.3			F	STEVEN	CHING		RR 2 BOX 65	CASTLEWOOD	SD	572230		X					
1997	3224.3			F	STEVEN	CHING		RR 2 BOX 65	CASTLEWOOD	SD	572230		X					
1998	3224.3			F	STEVEN	CHING		RR 2 BOX 65	CASTLEWOOD	SD	572230		X					
1999	3224.3			F	STEVEN	CHING		RR 2 BOX 65	CASTLEWOOD	SD	572230		X					
2000	3224.3			F	STEVEN	CHING		RR 2 BOX 65	CASTLEWOOD	SD	572230		X					
2001	3224.3			F	STEVEN	CHING		46577 1984th St	CASTLEWOOD	SD	572230		X					

Query Record 2421/63730 Record Unlocked

Start

Inbox - Microsoft Outlook

Microsoft Visual FoxPro

USPS - Track & Confirm...

Query - Microsoft Vis...

received by (Read-Only)...



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3132
www.state.sd.us/denr

January 29, 2003

3224-3

Steven Ching
46577 188th St
Castlewood SD 57223-5705

Dear Ching:

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. 3224-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

You indicated on the questionnaire that due to time constraints you did not irrigate in 2002. I reviewed your past irrigation questionnaire records and it appears that no irrigation has taken place in 14 out of the last 18 years. Please keep in mind that water must be placed to beneficial use at least once every three years in order to maintain your water right. This three-year period may be waived if legal excuse exists for not irrigating. Legal excuse as defined in Water Management Board Rules includes, but is not limited to, the following: 1) unavailability of water to satisfy a permit or right; 2) legal proceedings which prevent the use of water; or 3) water use under existing climatic conditions would result in a waste of water.

If you no longer wish to irrigate and retaining the water right is not critical to your farming operation, the above information may not be of interest to you. Unless legal excuse exists for the years of non-use, this water right may have been abandoned or forfeited.

If you have any questions, please contact me.

Sincerely,

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



3224-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 24, 2004

3224-3

Steven Ching
46577 188th St
Castlewood SD 57223 5705

Dear Mr. Ching:

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. 3224-3.

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



3224-3

**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: STEVEN CHING, 46577 188th St, CASTLEWOOD, SD 57223 5705

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 has not been submitted for Permit No(s) 3224-3. 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 be given notice of hearing to determine if any Board action is to be taken concerning this issue.

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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3224-3 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 27, 2004, 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.



3224-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 8213

Your item was delivered at 4:19 pm on January 20, 2004 in CASTLEWOOD, SD 57223. The item was signed for by S SBHING.

[Shipment Details >](#)

Notification Options

▶ Track & Confirm by email

[What is this?](#)

[Go >](#)

▶ Request Proof of Delivery

[What is this?](#)

[Go >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)



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U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8515 8213

STEVEN CHING
46577 188th St
CASTLEWOOD SD 57223 5705

iling.

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:

Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com
or call 1-800-222-1811

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☐ Package Services

PS Form 153, July 2001

(See Reverse)



3224-3
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 20, 2005

NOTICE

TO: STEVEN CHING, 46577 188th St, CASTLEWOOD, SD 57223 5705

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

SUBJECT: Reporting Requirement for 2004 Irrigation Questionnaire

Our records indicate that the 2004 Irrigation Questionnaire has not been submitted for Permit No. 3224-3. The request for the Questionnaire was dated October 22, 2004. The Water Management Board has directed that owners of water permits who have not submitted the 2004 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 8:30 am, March 2, 2005, 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. 3224-3 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 February 25, 2005, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire, 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.



3224-3

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STEVEN CHING
46577 188th St
CASTLEWOOD SD 57223 5705

Waiver of Signature ☐ YES ☐ NO

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February 15, 2005

3224-3

Steven Ching
46577 188th St
Castlewood SD 57223-5705

Dear Mr. Ching:

I am writing to acknowledge receipt of your 2004 irrigation questionnaire. You may disregard the January 20, 2005, "Notice" concerning reporting requirements for Water Right No. 3224-3.

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

NOT TO SCALE



MAP NO 2486-5A APPC NO 3224

128.2

9217

33.4

76B

200' N 135° W

5.0

25

62.3

Steven Ching
Irrigation Project #1
Castlewood S. Dak.

117.0

Area irrigated - Part of N² sec 25-114-51
Acres irrigated - 200
Water claimed - 2.8 cfs

48. Point of Diversion 200' N 135° W of NE corner sec 25-14-51
Oct. 4, 1976

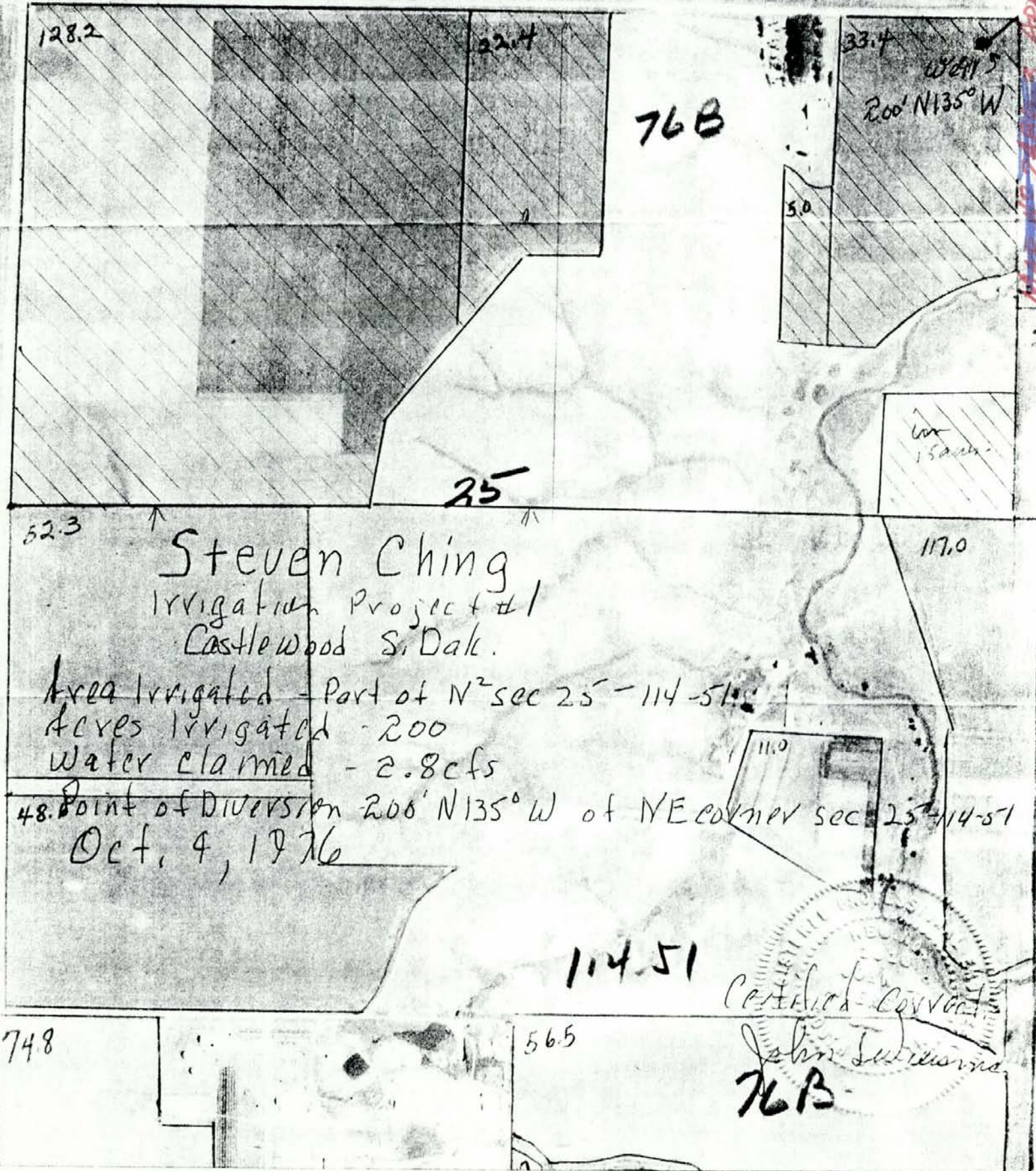
114.51

CATHEDRAL - CONVOCT
 John T. T. T. T. T.
 76B

56.5

74.8

APP. NO. 242-3 APP. NO. 3224-3



Steven Ching
Irrigation Project #1
Castlewood S. Dak.

Area Irrigated - Part of N² sec 25 - 114-51
Acres Irrigated - 200
Water claimed - 2.8 cfs

48. Point of Diversion 200' N 135° W of NE corner sec 25-114-51
Oct, 4, 1976

CERTIFIED-CORRECT
John L. Sullivan
76B

NOT TO SCALE

150.6

33.4

379-199-R

5.0

25

153.5

139.1

11.0

114-51

56.5

379-199-R

73.4



3224-3

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January 24, 2006

NOTICE

TO: STEVEN CHING, 46577 188th St, CASTLEWOOD, SD 57223 5705

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

SUBJECT: Reporting Requirement for 2005 Irrigation Questionnaire(s)

Our records indicate that the 2005 Irrigation Questionnaire has not been submitted for Permit No(s) 3224-3. The request for the Questionnaire was dated October 28, 2005. The Water Management Board has directed that owners of water permits who have not submitted the 2005 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 10:30 am, March 2, 2006, 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) 3224-3 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 24, 2006**, 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.



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SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0799 4084

STEVEN CHING
46577 188th St
CASTLEWOOD SD 57223 5705

ling.

Waiver of Signature ☐ YES ☐ NO

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January 30, 2006

3224-3

Steven Ching
46577 188th St
Castlewood SD 57223-5705

Dear Mr. Ching:

I am writing to acknowledge receipt of your 2005 irrigation questionnaire. You may disregard the January 24, 2006, "Notice" concerning reporting requirements for Water Right No. 3224-3.

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

I noted on your questionnaire that you did not irrigate due to the length of time you are away from home driving truck. Something to keep in mind is that you need to irrigate at least once every three years in order to maintain your water right. The three year period is waived if legal excuse exists for the period of non-use. Enclosed are excerpts of our water laws and Water Management Board Rules dealing with these issues.

If you have any questions, please contact me.

Sincerely,

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



**DEPARTMENT of ENVIRONMENT
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August 6, 2008

3224-3

Steven Ching
46577 188th St
Castlewood SD 57223-5705

Dear Mr. Ching:

I am writing in reference to Water Right No. 3224-3 which authorizes diversion of water from a well to irrigate 84 acres in portions of the N ½ Section 25, T114N, R51W.

I note from reviewing past irrigation questionnaires the land was irrigated only once in the last 18 years. Under South Dakota water law, water must be placed to beneficial use for the purpose it was appropriated at least once every three years in order to maintain a water right. This three year period may be waived if legal excuse exists for the years of non-use. Enclosed is a copy of the water rights laws and statutes dealing with these issues. This information was sent to you back in January, 2006 but we did not hear back from you.

Water Rights for irrigation can not be held for future use and must be used in order to be maintained. Based on your comments on the past few irrigation questionnaires you sent in, the reason you do not irrigate is due to the fact you are gone a lot of the time. Given the circumstance, it would seem that you no longer wish to maintain the water right.

The 2008 irrigation questionnaires will be mailed to irrigators in October. Please indicate on the form what your intent is towards the water right. If legal excuse reasons do not exist for the years of non-use, the water right may be subject to cancellation consideration for abandonment and/or forfeiture. Keep in mind if the water right is cancelled, you would still have the opportunity to make an application for the same project in the future.

Sincerely,

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

enclosure



3224-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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January 23, 2009

NOTICE

TO: STEVEN CHING, 46577 188th St, CASTLEWOOD, SD 57223 5705

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

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire has not been submitted for Permit No(s) 3224-3. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 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 11, 2009**, 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) 3224-3 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 6, 2009**, you will no longer be in violation of your permit and your name will be deleted 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V7-IQ.pd>

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.

3224-3

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SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 5398	STEVEN CHING 46577 188th St CASTLEWOOD SD 57223 5705	
	Waiver of Signature ☐ YES ☐ NO	
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March 12, 2009

NOTICE OF AMENDMENT OF WATER RIGHT

TO: Steven Ching, 46577 188th St, Castlewood SD 57223-5705

FROM: Garland Erbele, Chief Engineer
Water Rights Program *Garland Erbele*

SUBJECT: Amendment to Water Right No. 3224-3

On March 11, 2009, the Water Management Board amended Water Right No. 3224-3 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 2008 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.

A review of the file found that you have not irrigated for at least 18 years. Under South Dakota water Law, water must be placed to beneficial use for the purpose it was appropriated at least once every three years to maintain a water right. The three year period may be waived if legal excuse exists for the years of non-use. Enclosed are excerpts of the water laws and Water Management Board Rules dealing with these issues.

If you no longer wish to maintain the water right, the water right will be scheduled for cancellation consideration due to abandonment and/or forfeiture. If the water right is cancelled, you could reapply for a new permit if you decide to irrigate in the future. Cancellation of the water right would also eliminate the need for the annual irrigation questionnaire.

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

CERTIFICATION

I hereby certify that on March 12, 2009, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 12, 2009 regarding cancellation, suspension and amendments of Water Rights addressed as stated below:

Cancelled

Thomas Corrio, 33551 480th Ave., Jefferson SD 57038 5313-3

Gary R Larson, PO Box 337, Bison SD 57620 984-1

3 year suspension

Edward Patrick Henry, PO Box 11, White Clay NE 672-2

1 year suspension

Mike Slocum, Lakes Golf Course, 19 Golf Dr., Wentworth SD 57075 6055-3

Brad Kronz, McCook Country Club, PO Box 129, Salem SD 57058 5222-3 & 6874-3

Donald T & Katherine A Miller, 13217 Wilson Cemetery Rd., Newell SD 57760 1653-1

Duane Rogers, Administrator, 13575 383rd Ave., Aberdeen SD 57401 2943-3

Amendment to Water Right

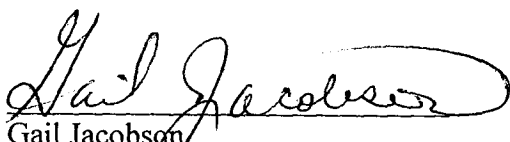
Steven Ching, 46577 188th St., Castlewood SD 57223 3224-3

Emily Stadheim Revocable Trust, 504 11th Ave N, Hettinger ND 58639 1055-1

Kent Wientjes, River Bottom Cattle Co., LLC, PO Box 96, Mobridge SD 57601 1012-1

Soderquist Family Ranch Limited Partnership, 17965 Baseline Rd., Wasta SD 57791 618-2

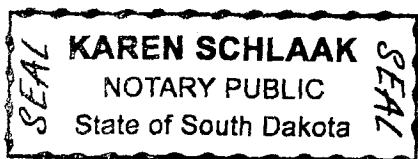
Fred Wientjes, PO Box 127, Mobridge SD 57601 1067-1


Gail Jacobson
Secretary
Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 13th day of March, 20 09.


Karen Schlaak
Notary Public
My Commission expires April 1, 2013





DEPARTMENT of ENVIRONMENT
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January 22, 2010

NOTICE

TO: STEVEN CHING, 46577 188th St, CASTLEWOOD, SD 57223 5705

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

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaire(s)

Our records indicate that the 2009 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3224-3. The request for the Questionnaire was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 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) 3224-3 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 10, 2010** 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) 3224-3 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 5, 2010**, you will no longer be in violation of your permit and your name will be deleted 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.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.



3224-3

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- Notice Left, January 23, 2010, 10:17 am, CASTLEWOOD, SD 57223
- Out for Delivery or Available at PO Box, January 23, 2010, 8:40 am, CASTLEWOOD, SD 57223
- Sorting Complete, January 23, 2010, 8:10 am, CASTLEWOOD, SD 57223
- Arrival at Post Office, January 23, 2010, 7:13 am, CASTLEWOOD, SD 57223

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STEVEN CHING
46577 188th St
CASTLEWOOD SD 57223 5705

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March 11, 2010

NOTICE OF ONE YEAR SUSPENSION OF WATER RIGHT

TO: Steven Ching, 46577 188th St, Castlewood SD 57223-5705

FROM: Garland Erbele Chief Engineer
Water Rights Program *Garland Erbele*

SUBJECT: One Year Suspension of Water Right No. 3224-3

On March 10, 2010, the Water Management Board ordered:

Effective April 10, 2010, Water Right No. 3224-3 be suspended for the 2010 irrigation season for failure to submit the 2009 irrigation questionnaire.

If the 2009 irrigation questionnaire is received prior to April 10, 2010 the suspension will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2010 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2010 unless the irrigation questionnaire is submitted by April 10th.

After April 10th, you may petition the Water Management Board to rescind the suspension. You will need to submit the 2009 irrigation questionnaire and a letter to our office requesting time on the agenda for the Water Management Board meeting scheduled for May 5, 2010 in Pierre, SD. The letter should include your reasons for not completing the 2009 irrigation questionnaire. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

A review of the file found that you have not irrigated for at least 19 years. Under South Dakota water Law, water must be placed to beneficial use for the purpose it was appropriated at least once every three years to maintain a water right. The three year period may be waived if legal excuse exists for the years of non-use. This information was sent to you last year as well and no response was received.

If you no longer wish to maintain the water right, the water right will be scheduled for cancellation consideration due to abandonment and/or forfeiture. If the water right is cancelled, you could reapply for a new permit if you decide to irrigate in the future. Cancellation of the water right would also eliminate the need for the annual irrigation questionnaire.

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

CERTIFICATION

I hereby certify that on March 11, 2010, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 11, 2010 regarding failure to submit irrigation questionnaires addressed as stated below:

One Year Suspension:

1828-1	Danny Adams, 2010 Avalon Pkwy Ste 400, McDonough GA 30253-3011
1769-1	Lee Ahrlin, 531 Fox Run Dr, Rapid City SD 57701
3224-3	Steven Ching, 46577 188 th St, Castlewood SD 57223-5705
5524-3	Wade & Todd Druin, 30906 Bluff Rd, Volin SD 57072
1055-1	Emily P Stadheim Revocable Trust, 504 11 th Ave N, Hettinger ND 58639
1350-3	Raymond D Jensen, 24348 478 th Ave, Dell Rapids SD 57022
6042-3	
5339-3	Douglas Swenson, 23358 396 th Ave, Woonsocket SD 57385

Three Year Suspension:

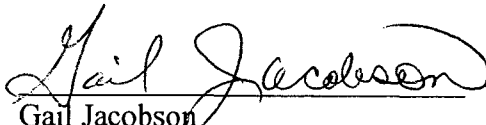
1755-1	John Bachman, Mayor, City of Eagle Butte, PO Box 150, Eagle Butte SD 57645-0150
2696-3A 4414-3	Donald Schmidt, 19053 427 th Ave, Willow Lake SD 57278-6205

Cancellation:

1275-2	Donald, Herbert & Rebecca Kaiser, 15745 SD Hwy 40, Hermosa SD 57744
2480A-3	Dennis H & Jackie McDowell, 227 W Lakeshore Dr, Carrollton GA 30117-1937

Amendment:

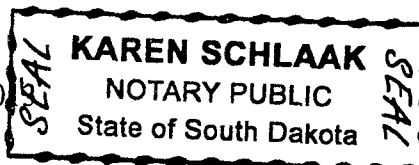
3805-3	Richard Horton, 45446 285 th St, Hurley SD 57036
3293-3	Michael L Schmidt, 47640 242 nd St, Dell Rapids SD 57022


Gail Jacobson
Secretary
Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 11th day of March, 20 10.


Karen Schlaak
Notary Public
My Commission expires April 1, 20





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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April 9, 2010

3224-3

Steven Ching
46577 188th St
Castlewood SD 57223-5705

Dear Mr. Ching:

On March 10th, the Water Management Board ordered Water Right No. 3224-3 be suspended if the 2009 irrigation questionnaire was not received prior to April 10, 2010. The questionnaire information for your water right has been received.

Since the irrigation questionnaire is on file, no violation has occurred and no suspension will take place.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Garland Erbele". The signature is written in a cursive, flowing style.

Garland Erbele, Chief Engineer
Water Rights Program



3224-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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www.state.sd.us/denr

January 16, 2015

NOTICE

TO: STEVEN CHING, 46577 188th St, CASTLEWOOD, SD 57223 5705
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaire(s)

Our records indicate your 2014 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3224-3. 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(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) 3224-3 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 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. 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) 3224-3 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 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.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

January 29, 2015

3224-3

Steven Ching
46577 188th St
Castlewood SD 57223 5705

Dear Mr. Ching:

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

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Permit No. 3224-3. 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



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: STEVEN CHING, 46577 188th St, CASTLEWOOD, SD 57223 5705

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) 3224-3. 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) 3224-3 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) 3224-3 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: GFZCPC**

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 AGRICULTURE
and NATURAL RESOURCES**

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

February 1, 2022

3224-3

Steven Ching
46577 188th St
Castlewood Sd 57223-5705

Dear Mr. Ching:

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

You may disregard the January 20, 2022, "Notice" concerning reporting requirements for Water Right No. 3224-3. 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



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

January 19, 2024

NOTICE

TO: STEVEN CHING, 46577 188TH ST, CASTLEWOOD, SD 57223 5705

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

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaire(s)

Our records indicate your 2023 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3224-3. The request for the Questionnaire was dated October 20, 2023. The Water Management Board has directed owners of water permits who have not submitted the 2023 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) 3224-3 qualification:

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

The hearing will be held at **Wednesday, March 6, 2024 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) 3224-3 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 6, 2024** 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 Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: DLBJHF**

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 AGRICULTURE
and NATURAL RESOURCES**

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

January 31, 2024

3224-3

Steven Ching
46577 188th St
Castlewood SD 57223

Dear Mr. Ching:

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). 3224-3. The information was received prior to the March 6, 2024, Water Management Board meeting and this permit number 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