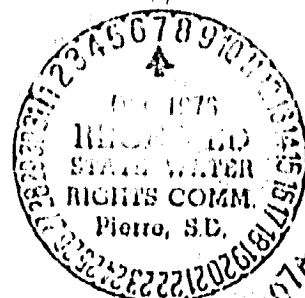


Water Right Number 3812-3

1. Considered 1-26, 19 77
2. Name of Applicant CLARENCE SHUBBE
3. Post Office Address DE SMET
4. Amount of water claimed 2.25
5. Source of water supply 60' WELL
6. Water to be used for IRRIGATION
- Acres to be irrigated 160
7. Water to be diverted and used in KINGSBURY County
about 2 1/2 Miles of DE SMET
8. Proof of Publication Received 1-7-77
Not received _____
9. Application Approved _____
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

No. 3312-3Map No. 2598-3 Water Division No. 3 JAMES RIVER District
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant Clarence Stubbe,
 Postoffice address De Smet, RR 1, State South Dakota, 57231.

If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract3. Name of diversion work Clarence Stubbe Irrigation Well No. 1,4. Amount of water claimed (cubic feet per second) min-of-6-cubic-foot-per-second. 2.25, Maximum Allowed5. Source of water supply Aquifer6. Location of point of diversion The Center of SW $\frac{1}{4}$, Sec 8, T 111 N, R 56 W, Kingsbury County, SD.County Kingsbury7. Annual period or periods during which water is to be used During crop growing seasons (approx 4 mos per yr).8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation9. For irrigation use, Total number of acres to be irrigated 160

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

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NE $\frac{1}{4}$ SW $\frac{1}{4}$, 8 - 111 - 56	40		
GW $\frac{1}{4}$ SW $\frac{1}{4}$, 8 - 111 - 56	40		
SE $\frac{1}{4}$ SW $\frac{1}{4}$, 8 - 111 - 56	40		
NW $\frac{1}{4}$ SW $\frac{1}{4}$, 8 - 111 - 56	40		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 2 to 5 years. Additional time required to complete application of water to the proposed beneficial use 5 (max) years.

11. Choice of newspaper for Notice of Intent to Appropriate Water publication The DE SMET NEWS (De Smet, SD., 57231)
A weekly Newspaper.

12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source. Bored Water Well (est) \$ 4,000

B. Works proposed to transport water to place of use. Well pump, piping, electric motor, control cabinets (est) \$ 8,000

C. Works proposed to apply water to beneficial use. Pivot System (est) \$ 28,000

Estimated Total Cost \$ 40,000

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

STATE OF SOUTH DAKOTA

County of Kingsbury

I, Clarence Stubbe 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 Clarence StubbeSubscribed and sworn to before me this 1 day of Dec 1976

E. D. Keogh
 Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 3312.3

CLARENCE STUBBE
(Applicant)

DE SMET
(Post Office Address)

SOUTH DAKOTA 57231
(State)

With the following modifications:

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 DECEMBER 7, 19 76

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

Date of receipt of corrected application DECEMBER 8, 19 76

Approved JANUARY 27, 19 77, Recorded in Book 17 Page 96

WATER RIGHT PERMIT NO. 3312.3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 3312.3 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 DECEMBER 7, 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JULY 27, 19 79
3. The whole of said work is to be completed on or before JANUARY 27, 19 82
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 27, 19 82
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 2.28 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 27, 19 82; said water to be used during the following described annual period: DURING GROWING SEASON

Witness my hand this 7TH day of APRIL, 19 77

WATER RESOURCES COMMISSION

By:

John Hahn
Chief Engineer, Executive Officer

Certificate of Construction Issued APRIL 4, 19 79

Water License Issued APRIL 4, 19 79

HURON DRILLING INC. DRILLERS LOG

PAGE NO.

Clarence Stubble
JOB NAME

SW 3-11-56 Deseret
LOCATION

12 NOV 76
DATE

19
RIG NO.

5400g
Kueh/
FOREMAN

[illegible]

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 36 inches, Depth 60 feet
- (2) Casing, Type concrete Diameter 22" O. D. Thickness 2"
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type Kelly concrete, Diameter 22", Length 30' (est)
- (4) Gravel Pack, Thickness 8", Length of gravel pack 40' (approx)

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.) (Drill Log is attached)

Character of Water bearing materials _____
SEE ATTACHED DRILLER'S LOG

Depth to top of water bearing material 10 feet
Depth to bottom of water bearing material 55 feet (approx)
Thickness of water bearing material 45 feet
Depth to water (ground surface to water level) 20 feet (driller's est at this date)

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

On same owner's property 240 rds. On property owned by others 120 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.

Clarence Stubbe
Signature of Applicant
Clarence Stubbe.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3312-3

(1) WHEREAS, On the 7th day of December A. D. 19 76
Clarence Stubbe

made Water Right Application No. 3312-3 for a permit to use 2.26 cubic feet per second of the waters
of ground water

County of Kingsbury, State of South Dakota, for irrigation

purpose; and

(2) WHEREAS, On the 7th day of April A. D. 19 77
Permit No. 3312-3 with a date of priority of December 7, 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 27th day of January A. D. 19 82 and for the
application to beneficial use of said water on or before the 27th day of January A. D. 19 82

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to completion of the construction of the water supply system and is entitled to divert 1.88 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 a 152 acre circle in the SW¹/₄, Section 8,

T111N, R56W

(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 Clarence Stubbe
of De Smet
the holder _____ and owner _____ of said permit No. 3312-3 a water right, dating from December 7, 1976
to use of 2.28 cubic feet per second of the waters
of ground water
in the County of Kingsbury and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 1355' N & 1355' E of the SW Corner,
Section 8, T111N, R56W
and conduct to and upon a 132 acre circle in the SW 1/4, Section 8, T111N, R56W
for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 3312-3 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

Form 15

Permit No. 3312-3

Water Diversion No. 3 Jones River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Clarence Stubbe

_____ the holder _____ of
Permit No. 3312-3, issued upon Application No. 3312-5, bearing date of priority of _____
December 7, 1976 authorizing the diversion of 2.28 cu. ft. per second of the waters of _____
ground water _____ County of Kingsbury, State of South Dakota at _____
a point 1355'N & 1355'W of the SW Corner, Section 8, T111N, R56W

_____, for irrigation

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

Date April 4, 1979

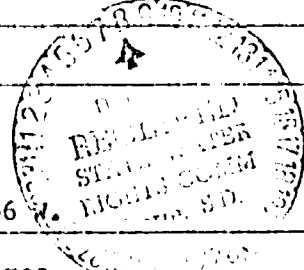
John Hatch
JOHN HATCH, Chief Engineer
Water Rights Commission

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)



NAME Clarence Stubbe,
ADDRESS De Smet, S. D., 57231, (RR # 1),
COUNTY Kingsbury.



LEGAL DESCRIPTION

1. WELL LOCATION: The Center of the SW 1/4 of Section 8, T 111 N., R 56 W.
2. LOCATION OF AREA TO BE IRRIGATED All of the above described 160 acres.

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT X GUN _____
4. CROPS TO BE IRRIGATED Row crops, alfalfa, (Potatoes - corn etc)

WATER QUALITY

5. SAMPLE NUMBER Water Sample No. 76 - 1353
6. SALINITY (EC X 10⁶) See attached copy of the Analysis Report
7. SODIUM (SAR) 0.16
8. RESIDUAL SODIUM CARBOATE (meq/l.) 0.00

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 Kingsbury County Conservation District, County Extension Office or Soil Conservation Service. (District No. 341).
and:
that the legal description for the location of the well and land to be irrigated is true and correct.

Clarence Stubbe

APPLICANT'S SIGNATURE

Clarence Stubbe,
De Smet, S. D., 57231. (RR # 1).

SUBSCRIBED AND SWORN BEFORE ME THIS
15 DAY OF November 19 76.

Notary Public
NOTARY PUBLIC
(SOILS INFORMATION ON REVERSE SIDE)

Albert J. J. J.
APPROVED/DISAPPROVED

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

Submitted by: Clarence Stubbe
 Address: DeSmet, SD 57831

Date Rec'd: September 14, 1976
 Sample No.: 76-1353
 Identification: Well-40
SW 1/4, Sec. 8, T. 111N, R. 56W

WATER ANALYSIS

Calcium (Ca)	70	ppm*	3.50	me/l**
Magnesium (Mg)	25	ppm	2.05	me/l
Sodium (Na)	6	ppm	0.26	me/l
Potassium (K)	2	ppm	0.05	me/l
Sulfate (SO ₄)	79	ppm	1.64	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	5	ppm	0.14	me/l
Bicarbonate (HCO ₃)	293	ppm	4.80	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		g.p.g.***
Hardness (EDTA as CaCO ₃)		ppm		
Alkalinity (Methyl Orange)	240	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	639	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.16			
Sodium	4.43	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.15			

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

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

COMMENTS: Total cations 5.86 me/l
 Total anions 6.58 me/l

By: Shirley Mitten

Service Performed	Amount Due
Irrigation analysis	\$8.00 PAID

Make checks payable to: Water Quality Laboratory

Get along dotted line and return the lower portion with payment

Sample No. 76-1353

Amount Enclosed \$

Signed

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

Submitted by: Clarence Stubbs
 Address: DeSmet, SD 57231

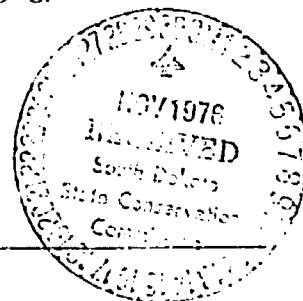
Date Rec'd September 14, 1976
 Sample No. 76-1353
 Identification Well-40
SW 1/4, Sec. 8, T 111N, R 56W

WATER ANALYSIS

Calcium (Ca)	70	ppm*	3.50	me/l**
Magnesium (Mg)	25	ppm	2.05	me/l
Sodium (Na)	6	ppm	0.26	me/l
Potassium (K)	2	ppm	0.05	me/l
Sulfate (SO ₄)	79	ppm	1.64	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	5	ppm	0.14	me/l
Bicarbonate (HCO ₃)	293	ppm	4.80	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)	240	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	639	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.16			
Sodium	4.43	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.15			

Others: _____
 *ppm=parts per million
 **me/l=millequivalents per liter

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



COMMENTS: Total cations 5.86 me/l
 Total anions 6.58 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. 76-1353

Amount Enclosed \$ _____

Signed _____

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

Submitted by: Clarence Stubbs
 Address: DoSmet, SD 57231

Date Rec'd September 14, 1976
 Sample No. 76-1353
 Identification Well-40
SW1, Sec. 8, T 111N, R 56W

WATER ANALYSIS

Calcium (Ca)	70	ppm*	3.50	me/l**
Magnesium (Mg)	25	ppm	2.05	me/l
Sodium (Na)	6	ppm	0.26	me/l
Potassium (K)	2	ppm	0.05	me/l
Sulfate (SO ₄)	79	ppm	1.64	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	5	ppm	0.14	me/l
Bicarbonate (HCO ₃)	293	ppm	4.80	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)	240	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	639	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.16			
Sodium	4.43	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.15			
Others:				

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 5.86 me/l
 Total anions 6.58 me/l

By: Stirley 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. 76-1353

Amount Enclosed \$

Signed

SOUTH DAKOTA STATE UNIVERSITY
BROOKINGS, SOUTH DAKOTA 57006

WATER RESOURCES RESEARCH INSTITUTE

November 22, 1976

Mr. Clarence Stubbe
R.R. #1
DeSmet, SD 57231

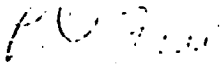
Dear Mr. Stubbe:

In accordance with your request I am returning herewith the original copy of the WI-1 form and the soil capability map on the back. The xeroxed copy is being sent to the State Conservation Commission for their action.

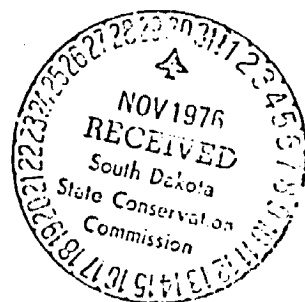
There is no chemical characteristics about this water which cause you any difficulty with the soils you intend to irrigate, however, the questionable aspect of this to me is the very wet situation which sometimes occurs in the northeastern corner of the quarter. Also, you may have other wet spots which would give you trouble, but if you can avoid having the wheel of the center pivot going through the very wet spot you probably will never have any difficulty.

The formal action of the Conservation Commission and the Water Rights Commission will be made known to you in the near future.

Sincerely yours,


L. O. Fine
Water Quality Lab

LOF:ckb
Enclosure
cc: State Conservation Commission



Form 6 - Notice of Intent to Appropriate Water

No. 3312-3

Publish first publication, on or before January 13, 1977.

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

December 15, 1976

Notice is hereby given that Clarence Stubbe

1 whose post office address is DeSmet, 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

2.28 cubic feet of water per second of time from the ground water through the Stubbe # 1, the point of diversion of which is to be located in the

center of the SW 1/4

of Section 8, Twp. 111N, Range 56W. Said water to be used for the purpose of providing irrigation on the following described land:

SW 1/4, Section 8, T111N, R56W

This application No. 3312-3 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: Clarence Stubbe, DeSmet, SD 57331

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

No. 3312-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Kingsbury) ss.

I, Aubrey H. Sherwood hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the De Smet News

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 De Smet

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

December 22, 1976

December 29, 1976

Aubrey H. Sherwood
(Signature)

Publisher
(Title)

January 5, 1977
(Date Signed)

NOTICE
Intent to Appropriate Water
No. 3312-3
Pierre, South Dakota 57501
December 15, 1976
Notice is hereby given, that
Clarence Stubbe whose post office
address is De Smet, South Dako-
ta, has made an application in
accordance with the provisions of
the water laws of South Dakota for
a permit to appropriate for benefi-
cial use 2.28 cubic feet of water per
second of time from ground water
through the Stubbe #10 the point
of diversion of which is to be
located in the center of the SW 1/4
of Section 8, Twp. 111N, Range
56W. Said water to be used for the
purpose of providing irrigation on
portions of the following described
land: SW 1/4 Section 8, T111N,
R56W.
This application No. 3312-3 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
12-22-2w-12-29



3312-3 Clarence Stabbe
5-2-78 US Elec. N. L. Thomas 75 HP
Frame - 3/4 5 T P 1770 RPM
ID# K-6326-02-073 R2106491

Pump & Motor
Serial 577-21, Model N-260

Well depth 58 ft

Depth to water 15 ft

Pumping Rate 90 gpm

8" dia. alum. pipe to CP.

Permit No. 3312-3Water Division 3 James River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by Clarence
Stubbs of Desmet, South Dakota. 57331 holder
of Permit No. 3312-3, bearing date of priority of December 7, 1976
authorizing the diversion of 2.28 cu. ft. per second of the waters of One Well
for Irrigation purposes, in Kingsbury 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 11.5 Elec. I.D.# R6326-02-013 R2106491
75 H.P. 1770 RPM
Pump - National, Ser# 577-721 Model N-260
Pumping 900 gpm

B. Works used to transport water to place of use,
50 ft 8" dia Aluminum Pipe

C. Works used to apply water to beneficial use.

Pierre Circle Master Center Pivot, Ser# 7101000-54850The system is in the following condition: GoodThe point of diversion is located 1355 ft N and 1355 ft E of the SW
Corner of Section 8, T111N R56WThe 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 8, T111N R56W NW 1/4 SW 1/4 - 33 Ac.
NE 1/4 SW 1/4 - 33 Ac., SW 1/4 SW 1/4 - 33 Ac., SE 1/4 SW 1/4 - 33 Ac.

comprising a total of 132 acres of land.

Well depth - 58 ft
Static - 15 ft.
Pumping - 900 gpm

900 gpm x 4.448 = 2.00 CFS
1.47 CFS x 2.01 CFS

Date January 25, 1979
Leroy J. Mennings
(Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 6801

PIERRE, February 20, 1979

RECEIVED OF Clarence Stubbe, De Smet, SD 57231

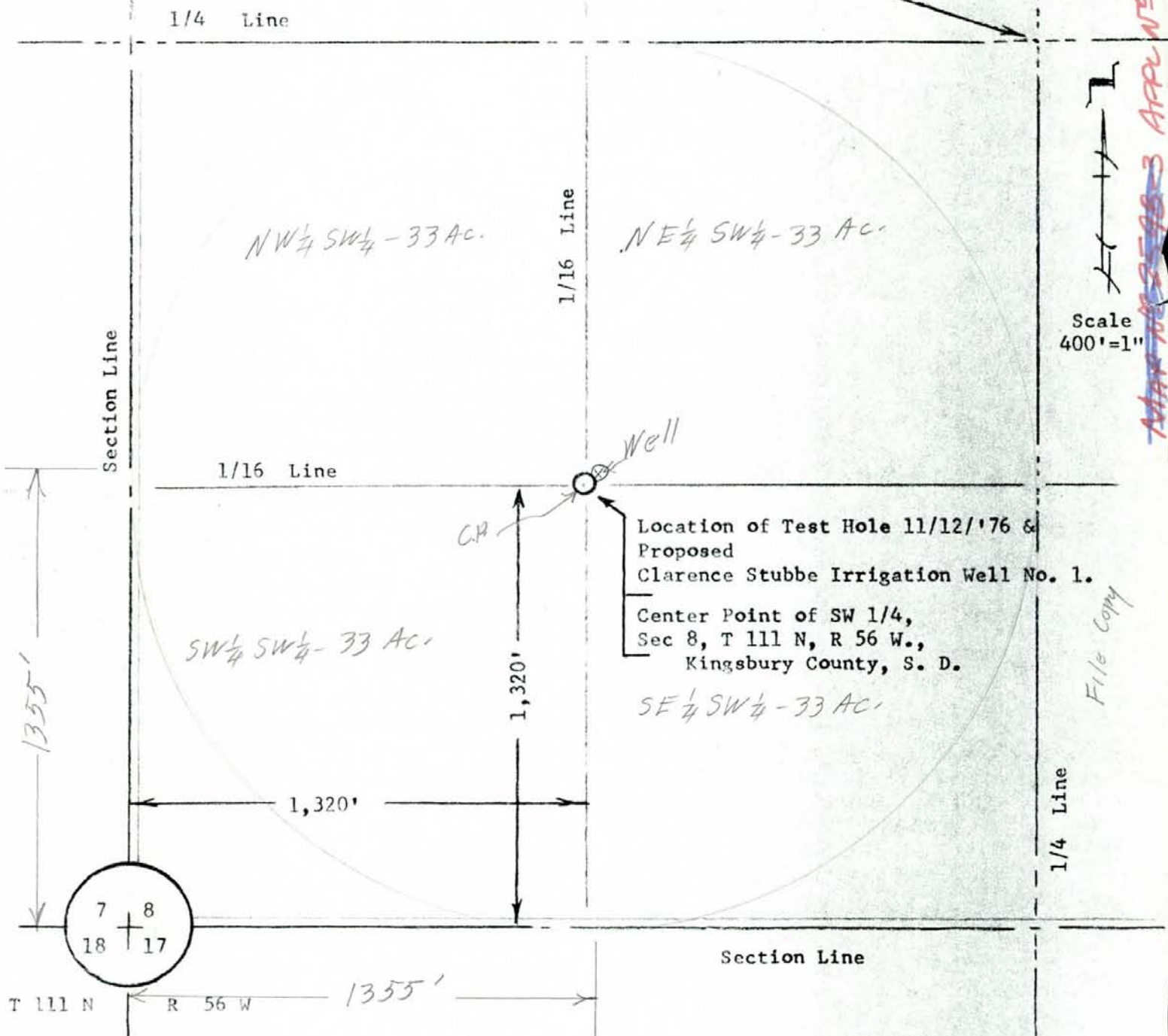
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No. 3312-3	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. 3312-3		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filling		
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 97

Center of Section 8, T 111 N, R 56 W,
Kingsbury County, South Dakota.



I, Emiel E. Belzer, P. E., a Registered Professional Engineer of the State of South Dakota, hereby state that I have prepared the above map in full compliance with all of the facts and data as has been furnished to me by the Owner of the land who is Mr. Clarence Stubbe, De Smet, South Dakota, 57231 plus information furnished by the Huron Drilling Company, Inc., of Huron, South Dakota, 57350.

My hand and seal affixed this 2nd day of December, 1976.

Emiel E. Belzer, P. E.

S E A L



January 26, 2007

NOTICE

3312-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

TO: ROD PAGE, 20021 434TH AVE, DESMET, SD 57231
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaires

Our records indicate that the 2006 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 1212-3 & 3312-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 3825-3 qualification:

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

The hearing will be held at 10:30 am, March 7, 2007 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) 3825-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 1212-3 & 3312-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 1, 2007, 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/E0455V5-IQ.pdf>

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**

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

February 6, 2007

1212-3
3312-3
3825-3

Rod Page
20021 434th Ave
DeSmet SD 57231

Dear Mr. Page:

I am writing to acknowledge receipt of your 2006 irrigation questionnaires. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Right Nos. 1212-3, 3312-3 and 3825-3.

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



3312-3
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 15, 2016

NOTICE

TO: ROD PAGE, 20021 434TH AVE, DESMET, SD 57231

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

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaires

Our records indicate your 2015 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 1212-3 & 3312-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 3825-3 qualification:

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

The hearing will be held at **Thursday, March 3, 2016 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) 3825-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 1212-3 & 3312-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 3, 2016** 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.

3312-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

January 22, 2016

1212-3
3312-3
3825-3

Rod Page
20021 434th Ave
DeSmet SD 57231

Dear Mr. Page:

I am writing to acknowledge receipt of your 2015 irrigation questionnaires.

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Right Nos. 1212-3, 3312-3 and 3825-3. 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

December 13, 2023

3312-3

Jeff Albrecht
21749 435th Ave
DeSmet SD 57231

Dear Mr. Albrecht:

Each year, the State of South Dakota sends out Water Management Irrigation Questionnaires to collect information based on annual water use from our state's waters.

This year we received word from one of the irrigator's that the property they'd previously reported on had been sold to you. For your convenience I have enclosed a partially completed "Transfer of Ownership" form for you to complete and return in the pre-paid envelope.

Please return the form with a check for \$50.00 made payable to "SD Water Rights Program" to cover the transfer fee. If you would prefer to pay by card you may call Megan Stephenson in our Fiscal Office at 605.773.4216. This form will still need to be returned even if you are submitting payment over the phone.

Should you decide you wish to discontinue the irrigation on this piece of land, we would ask that you let us know.

If you have any questions or concerns, please give me a call. My direct number is 605.910.5187

Sincerely,

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

enclosures

PAID

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

DEC 21 2023

Ck# 60764

Rec't# 12/21/23

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

Water Right/Permit No. 3312-3

Date: Dec. 16-2023

I/We request that Water Right/Permit No. 3312-3 formerly owned by:
Clarence Stubbe (operated by Rod Page) be transferred to:

New Owner Name: Jeff, Tamara Albrecht
Address: 21749-435th Ave mobile: (605) 203-1105
City, State, Zip DeSmet S.D. 57231 email: jealbrecht60@gmail.com

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

132.0 acres - Sec 8 - T11N - R56W (SW 1/4)

☒ I understand that the validity of Water Right/Permit No. 3312-3 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, Jeff & Tamara Albrecht, 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, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following reasons:

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

RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date December 21, 2023

RECEIVED OF Jeff/Tamara Albrecht 21749 435th Ave., DeSmet SD 57231

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>3312-3</u>	<u>\$50.00</u>
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	<u>\$50.00</u>

By Eric Gronlund
Chief Engineer
Em



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 5, 2024

3312-3

Jeff & Tamara Albrecht
21749 435th Ave
DeSmet SD 57231

Dear Mr. & Ms. Albrecht:

I have received your "Notice of Transfer of Ownership" form and the required fees. Enclosed is a receipt of payment for your records and a copy of the original Water Right.

Water Right No. 3312-3 previously owned by Clarence Stubbe, is now listed under Jeff & Tamara Albrecht. I have also updated your contact information in our system.

As a reminder, so long as you use the water beneficially, as stated in the Water Right, State Water Laws provide that you have a continuing right to use the water. Should the water not be put to beneficial use for a period longer than 3 consecutive years, without legal excuse, the Water Right will be subject to cancellation.

If you have any questions, please contact me.

Sincerely,

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

enclosures