

Water Right Number 3395-3

1. Considered 1-26, 19 77
2. Name of Applicant WES VILLBRANDT
3. Post Office Address WEESINGTON SPRINGS
4. Amount of water claimed 2.28
5. Source of water supply 82' WELL
6. Water to be used for IRRIGATION
Acres to be irrigated 160
7. Water to be diverted and used in ~~3N~~ JERAULD County
about 3N, 5E Miles of GANN VALLEY
8. Proof of Publication
Received 1-14-77
Not received
9. Application
Approved
Subject to
Not approved
Action deferred
10. Remarks:

No. 3395-3
 Map No. 2679-3 Water Division No. 3 MISSOURI 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 Wes Vilbrandt
Wessington Springs South Dakota 57382
 Postoffice address _____, State _____
 If a corporation show date and place of incorporation _____
 2. Method of accomplishing work (contract, employment of others, or by direct labor) direct labor
 3. Name of diversion work Vilbrandt Irrigation system
 4. Amount of water claimed (cubic feet per second) 2.28
 5. Source of water supply Ground Water
 6. Location of point of diversion SE 1/4, Section 8-T107, R67

- County Jerauld
 7. Annual period or periods during which water is to be used Summer April thru October
 8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) 160
 9. For irrigation use, Total number of acres to be irrigated _____

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.
SE 1/4 and Portion SW 1/4			
Section 8, T107N R67	160		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 4 years. Additional time required to complete application of water to the proposed beneficial use 5 years.
 11. Choice of newspaper for Notice of Intent to Appropriate Water publication Daily Plainsman, Huron, SD
 12. Principal Features of the Proposed Water Supply System.

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

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

C. Works proposed to apply water to beneficial use.
Tow Line

Estimated Total Cost \$ 32,000.00

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)
Hughes) ss.
 County of _____)

I, Wes Vilbrandt 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 Wes VilbrandtSubscribed and sworn to before me this 9th day of December 19 76

Betty Westlund
 Notary Public (or other qualified officer)
 BETTY WESTLUND, Land/Water Clerk II

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3305-3
WES VILLBRANDT WESSINGTON SPRINGS
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57382 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 DECEMBER 9, 19 76
 Date of return to applicant for correction, amendments or changes required DECEMBER 20, 19 76
 Date of receipt of corrected application DECEMBER 28, 19 76
 Approved JANUARY 26, 19 77, Recorded in Book 16 Page 296

WATER RIGHT PERMIT NO. 3305-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3305-3 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 9, 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 26, 19 79
3. The whole of said work is to be completed on or before JANUARY 26, 19 81
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 26, 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 26, 19 82; said water to be used during the following described annual period: APRIL THROUGH OCTOBER

Witness my hand this 16TH day of MARCH, 19 77

WATER RIGHTS COMMISSION

By:

John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

NOTICE OF WELL CONSTRUCTION

(1) WELL CONSTRUCTION

Location of well: _____ 1/4 _____ 1/4 _____ Section _____ Township _____ Range _____

Well owner _____ (Name) _____ (Address)

Date well drilling completed 2.8 Nov 1976 Purpose of well Irrigation
(domestic, irrigation, municipal, industrial, other)

WELL LOG

[illegible]

(2) PUMP INSTALLATION

Company name and size of pump _____ HP _____

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

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

(3) WATER SURFACE MEASURING TUBE

On some wells an air-tight water surface measuring tube is required: See Section 46.4CB of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

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

Name of Pump Installation Contractor

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 28", Depth 82'
- (2) Casing, Type stainless steel Diameter 15 3/4 Thickness
(wood, concrete, steel, etc)
- (3) Perforated Screen
Type stainless steel, Diameter 15 3/4, Length 20'
- (4) Gravel Pack, Thickness 6", Length of gravel pack 75'

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
0-2, Top soil, 2-10 Yellow Clay, 10-55, Gravel and
rock, 55-82 Coarse gravel with rocks

Depth to top of water bearing material 55

Depth to bottom of water bearing material ~~55~~ 82

Thickness of water bearing material 27

Depth to water (ground surface to water level) 55

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

On same owner's property 1/2 mile rds. On property owned by others 3/4 mile rds.

G. Water Storage Dams.

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

Wesley P. P. P.
Signature of Applicant

Form C - Notice of Intent to Appropriate Water

No. 3395-3

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 Was Villbrandt
whose post office address is Wessington Springs, 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
Villbrandt #1, the point of diversion of which is to be located in the

71st St
of Section 9, Twp. 107N, Range 67W. Said water to be used for the purpose
of providing irrigation on the following described land.

SE 1/4 & E 1/4 SW 1/4, Section 9, T107N, R67W

This application No. 3395-3 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: Was Villbrandt, Wessington Springs, S. Dak. 57382

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

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
County _____)

I, Brenda Haskett hereby

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

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

city _____ of Huron

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

Jan. 5, 1977

Jan. 12, 1977

Brenda Haskett
(Signature)

Bookkeeper

(Title)

1-12-77

(Date Signed)

F.P. 1-12-77 L.P. 1-12-77

NOTICE INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501
December 29, 1976

Notice is hereby given that Wes
Villbrandt whose post office address
is Westington Springs, 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 ground water
through the Villbrandt No. 1, the
point of diversion of which is to be
located in the SW 1/4 SE 1/4 of Section
8, Twp. 107N, Range 67W. Said water
to be used for the purpose of
providing irrigation on portions of
the following described land: SE 1/4 &
E 1/2 SW 1/4, Section 8, T107N, R67W.

This application No. 3395-3 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.

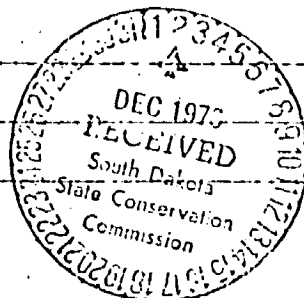
WATER RIGHTS COMMISSION
BURTON F. JONES
Water Rights Specialist
No. 781 (adv.)



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)

*As described
map*

NAME Wes Villbrandt
ADDRESS Wessington Springs, South Dakota 57382
COUNTY Jerauld



LEGAL DESCRIPTION

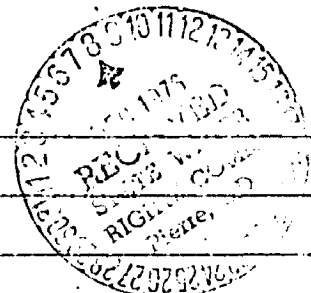
1. WELL LOCATION: 8-107-67
2. LOCATION OF AREA TO BE IRRIGATED _____

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT _____ GUN _____
4. CROPS TO BE IRRIGATED _____

WATER QUALITY

5. SAMPLE NUMBER 76-1776
6. SALINITY (EC X 10⁶) 1153 (high)
7. SODIUM (SAR) 1.34
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 Jerauld County 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.

Wes Villbrandt
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
3rd DAY OF November 19 76

Verna M. Sotter - C. Auditor
(TITLE OR SEAL)

Wes Villbrandt
APPROVED BY: _____

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

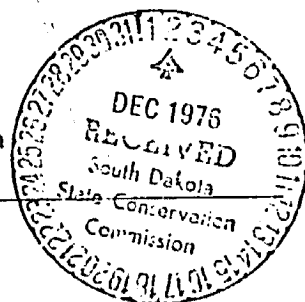
Submitted by: Wes Vilbrandt
 Address: Washington Springs, SD
57382

Date Rec'd November 4, 1976
 Sample No. 76-1776
 Identification Well
SE 1/4, Sec. 8, T 107N, R 67E

WATER ANALYSIS

Calcium (Ca)	102	ppm*	5.10	mc/l**
Magnesium (Mg)	43	ppm	3.53	mc/l
Sodium (Na)	64	ppm	2.78	mc/l
Potassium (K)	35	ppm	0.91	mc/l
Sulfate (SO ₄)	355	ppm	8.22	mc/l
Nitrate (as N)		ppm		mc/l
Chloride (Cl)	30	ppm	0.83	mc/l
Bicarbonate (HCO ₃)	332	ppm	5.44	mc/l
Carbonate (CO ₃)		ppm		mc/l
Iron (Fe)		ppm		mc/l
Fluoride (F)		ppm		mc/l
Hardness (EDTA as CaCO ₃)		ppm		g-p-g***
Alkalinity (Methyl Orange)	272	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1153	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	1.34			
Sodium	22.56	% of cations		
Residual sodium carbonate	0.00	mc/l		
pH	7.45			
Others:				

*ppm=parts per million
 **mc/l=millequivalents per liter
 ***g-p-g=grains per gallon



COMMENTS: Total cations 12.32 mc/l
 Total anions 14.49 mc/l

By: Shirley Mittan

Service Performed	Amount Due
Irrigation analysis	\$8.00 PAID

Make checks payable to: Water Quality Laboratory

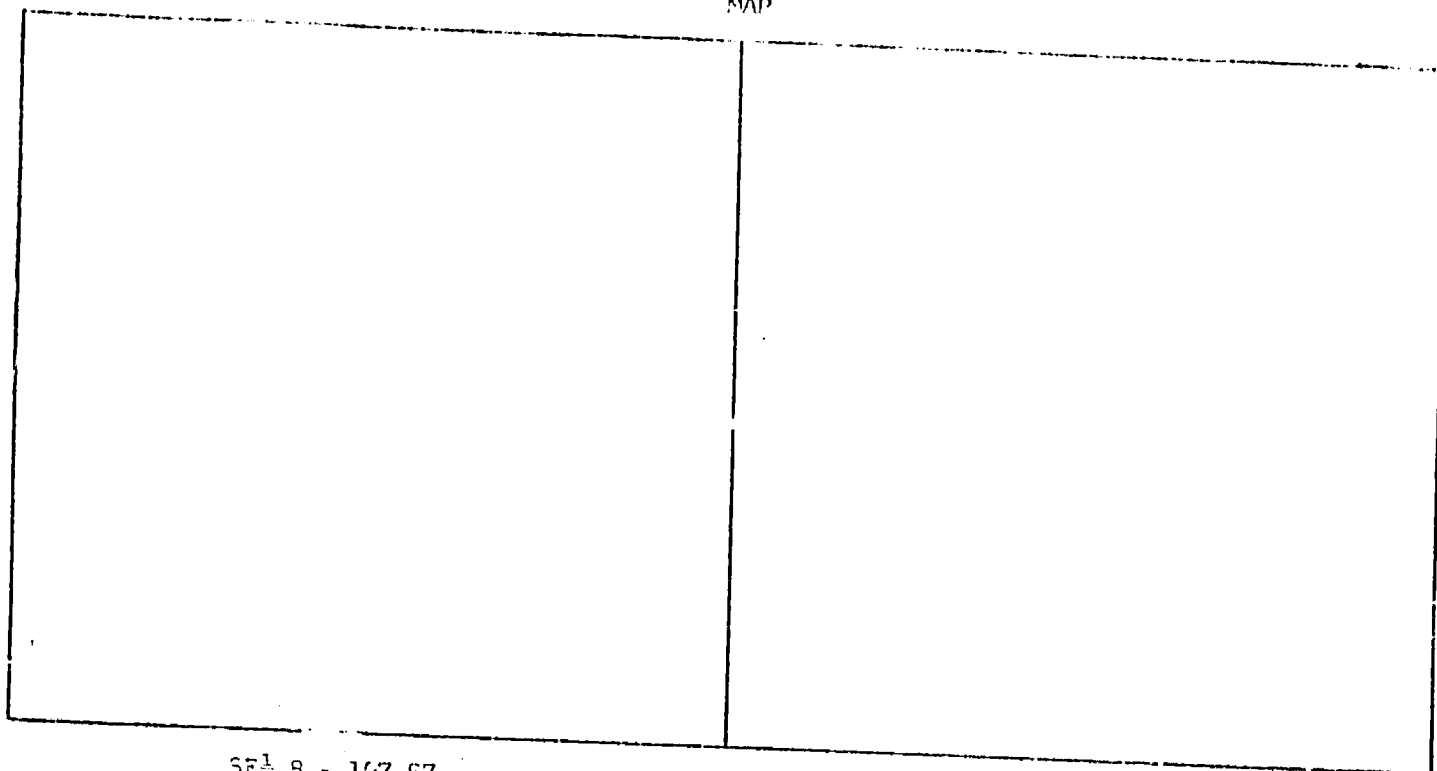
Cut along dotted line and return the lower portion with payment

Sample No. 76-1776

Amount Enclosed \$

Signed

MAP



SE 1/4 8 - 167-67

NARRATIVE

SYMBOL

NAME

INTAKE FAMILY

14A
1-1

Enet loam and silt loam
1 1/2 slope

1.0

DESCRIPTION:

Moderately deep, well drained soils of loam and silt loam surfaces and moderately permeable subsoil of loam, clay loam or silty clay loam underlain by sand and gravel between 20 and 40 inches.

24E
2-1

Delmont loam
2% slope

2.0

DESCRIPTION:

Well drained fine sandy loam soils having sand and/or gravel within 20 inches. Moderately rapid to rapid permeability in upper part and very rapid in lower part.

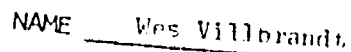
1D
2-1

Davis silt loam
2% slope

0.5

DESCRIPTION:

Deep, well drained and moderately well drained silty and loamy soils developing in stratified alluvium; thick dark surface and moderate permeability.



ADDRESS Wessington Springs, SD 57382

COUNTY Jersey

LEGAL DESCRIPTION

1. WELL LOCATION _____
2. LOCATION OF AREA TO BE IRRIGATED _____

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT _____ GUN _____
4. CROPS TO BE IRRIGATED _____

WATER QUALITY

5. SAMPLE NUMBER _____
6. SALINITY (EC X 10⁶) _____
7. SODIUM (SAR) _____
8. RESIDUAL SODIUM CARBONATE (meq/l.) _____
- I do hereby certify that _____

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 Jaravala County Conservation District, County Extension office or Soil Conservation Service. and: that the legal description for the location of the well and land to be irrigated is true and correct.

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

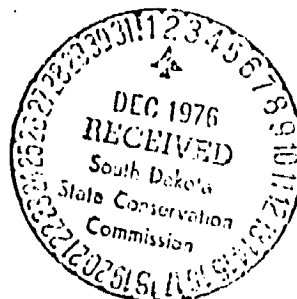
APPLICANT'S SIGNATURE

(TITLE OR SEAL)

~~APPROVED/DISAPPROVED~~

(SOILS INFORMATION ON REVERSE SIDE)

November 29, 1976



Mr. Wes Villbrandt
Wessington Springs, SD 57382

Dear Mr. Villbrandt:

Your water sample (Lab. No. 76-1776) has been analyzed and the results are reported on the accompanying sheet, which is your copy to keep.

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

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. Pine

L. O. Pine
Water Quality Lab

LOP:ckb
Enclosures
cc: State Conservation Commission

Permit No. 3395-3
 Water Division 3 MISSOURI RIVER Water District

REPORT OF EXAMINATION OF WORKS
 AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSB BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by WES
VILLBRANDT of WESSINGTON SPRINGS holder
 of Permit No. 3395-3, bearing date of priority of DECEMBER 9, 1976
 authorizing the diversion of 2.28 cu. ft. per second of the waters of GROUNDWATER
 for IRRIGATION purposes, in VERAULD County.

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

The Water Use System consists of,

A. Works used to divert the water:

82' DEEP WELL WITH 16" STEEL CASING - 20" SS SCREEN
 AURORA 8" PUMP - 6 STAGE - 12" BOWLS, POWERED BY
 75 HP US ELECTRIC MOTOR @ 1760 RPM

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

200' OF 8" ALUMINUM PIPE TO CENTER OF BIG PIVOT
 600' OF 6" PVC PIPE TO PIVOT POINTS FOR SMALL
 "HOPPER" SYSTEM. USES LINE ON BIG PIVOT TO EDGE OF
 CIRCLE - THEN THRU 6" PLASTIC TO SMALL PIVOT PADS.

C. Works used to apply water to beneficial use.

9 TOWER ZIMMATIC CENTER PIVOT - 1800' LONG, WITH
 NELSON #100 END GUN
 1 TOWER YUMA "FIELD HOPPER" WITH NELSON #100 END GUN

The system is in the following condition: GOOD

The point of diversion is located 100' N & 1650' W OF THE SE CORNER,
SECTION 8, T107N, R67W

The works are capable of diverting and conveying to the place of use 1.78 (800 GPM)
 cu. ft. per second of water which is to be used for IRRIGATION

Water has been put to beneficial use to the maximum extent as follows: ALL IN SECTION 8, T107N, R67W

NE ⁴ SW ⁴	25 ACRES	SW ⁴ SE ⁴	38 ACRES
SE ⁴ SW ⁴	17 "	SE ⁴ SE ⁴	37 "
NW ⁴ SE ⁴	10 "		
NE ⁴ SE ⁴	15		

comprising a total of 14.2 acres of land.

Date JUNE 17, 1982

Quinton Jones
 Signature

Water Rights Division
605 773-3352

May 20, 1983

3395-3

USDA - Soil Conservation Service
ATTN: Neil E Reff
112 S Wallace Ave
Box H
Wessington Springs SD 57382

Er. Reff:

Upon inspection of Water Permit No. 3395-3 for Wes Villbrant it was found that there is not a soil/water compatibility permit for the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 8, T107N, R67W. In attempting to correct this I would like you to send me the latest soils information for the area described above. If you have any questions, please contact me.

Thank you.

KEVIN C LARSON
Water Resources Engineer

KCL:ks

Water Rights Division - DWNR
Conversation or File Documentation

File No. 3395-3

NAME OF PERSON OR FILE: Wes Villbrandt

ADDRESS: Wessington Springs, SD

COUNTY Jerauld

DATE: August 13, 1986

TELEPHONE 539-1224

RE: Soil/water compatibility

COMMENTS:

I called Mr. Villbrandt to inquire as to whether or not he was ever notified that he needed soil/water approval on lands in the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 8 before his license could be issued. The system was inspected in 1982 by Burt Jones. No letter was in the file concerning this matter.

Mr. Villbrandt indicated he vaguely remembered Mr. Jones being there to do the inspection. He stated he was not notified that he needed soil/water approval. He was under the impression that everything was up-to-date with his permit since the inspection was conducted. He further stated he was only irrigating 110 acres now and had only irrigated 110 acres for the past three years. He could irrigate the full acreage, but didn't.

I told Mr. Villbrandt that it may be in order to have someone from our office reinspect his irrigation system to determine if he still needed to obtain the soil/water approval. Perhaps with the reduction in acreage, soil/water would no longer be required and the permit could be licensed.

He stated that was fine. I indicated we would contact him when we would be in Jerauld County.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

4/82

NAME: Genny McMeek

Department of Agriculture
Water
5-87

SOIL-WATER COMPATIBILITY PERMIT
Division of Conservation

3395-3

Office Use Only

4256

Water

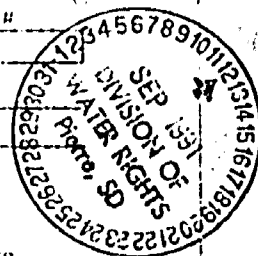
OWNERS NAME Wes Villbrandt

OWNERS ADDRESS

Wessington, SD 57382

COUNTY LAND LOCATED IN Jerauld

PHONE 539-1224



LEGAL DESCRIPTION

1. LOCATION SW 1/4 SE 1/4 8-107-67

☒ Well

☐ Surface

Depth

Legal Description	Acres	Legal Description	Acres
<u>SW 1/4 8-107-67</u>			

2. TYPE OF IRRIGATION: GRAVITY _____ TOWLINE _____ CENTER PIVOT X GUN _____ OTHER: _____ (Specify) _____

3. CROPS TO BE IRRIGATED _____

WATER QUALITY

4. WATER SAMPLE NUMBER 76-1776

7. ADJUSTED (SAR) _____

5. SALINITY (EC X 10⁻¹) 1153

8. PERCENT SODIUM 22.56

6. SODIUM (SAR) 1.34

Requirements:

The area shall be maintained in grass and/or alfalfa, with the common farming practice of stand re-establishment being acceptable.

Keith L. Harner

Director, Division of Conservation

9/12/1988

Date

X APPROVED
____ DISAPPROVED
____ WAIVER

X REQUIREMENTS

Soil-water permits will be recorded by the Department of Agriculture, with the County Register of Deeds.

STATE OF SOUTH DAKOTA

MICROFILM CERTIFICATE OF AUTHENTICITY

THIS IS TO CERTIFY THAT THE MICROGRAPHIC IMAGE APPEARING ON THIS SLIDE OF MICROFILM IS AN ACCURATE REPRODUCTION OF THE ORIGINAL RECORD AND WAS MICROFILMED IN THE REGULAR COURSE OF BUSINESS ACCORDING TO THE PROVISIONS OF SECTION 1-27-4 OF THE SOUTH DAKOTA CODIFIED LAWS. IT IS FURTHER CERTIFIED THAT THE PHOTOGRAPHIC PROCESS USED FOR MICROFILMING OF THE ABOVE RECORDS WAS IN A MANNER AND ON MICROFILM WHICH MEET THE RECOMMENDED REQUIREMENTS OF ADMINISTRATIVE RULES OF SOUTH DAKOTA 10.04:01 AND 10.04:02 FOR MICROGRAPHIC REPRODUCTIONS.

25

14

5/3/90

Autumn

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 3395-3

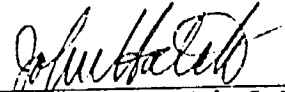
(1) Wes Villbrandt of RR 1, Box 10, Wessington Springs, SD 57382 made Application No. 3395-3, December 9, 1976 for a water permit to appropriate 2.28 cubic feet of water per second from groundwater (one well), Jerauld County, South Dakota for irrigation purposes. Permit No. 3395-3 with a priority date of December 9, 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, 1981 and for the application to beneficial use of said water on or before January 26, 1982.

(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 1.56 cubic feet of water per second for beneficial use. The location of the diversion point is: 100'N and 1650'W of the SE corner Section 8, T107N, R67W (SW 1/4 SE 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:

T107N, R67W Section 8	NE 1/4 SW 1/4	1 Acre
	SE 1/4 SW 1/4	22 Acres
	NW 1/4 SE 1/4	14 Acres
	NE 1/4 SE 1/4	3 Acres
	SW 1/4 SE 1/4	38 Acres
	SE 1/4 SE 1/4	31 Acres
	Total-----	109 Acres

(4) Pursuant to Section 46-5-30.1 Wes Villbrandt of RR 1, Box 10, Wessington Springs, SD 57382 the holder(s) and/or owner(s) of Water Permit No. 3385-3 is issued a license to appropriate water, the right to use 1.56 cubic feet of water per second from groundwater (one well) with a priority date of December 9, 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. 3395-3 and subject to South Dakota State Law.


MAR 25 1982
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

MAR 25 1992

3395-3

Wes Villbrandt
RR 1, Box 10
Wessington Springs, SD 57382

Dear Mr. Villbrandt:

Enclosed is Water License No. 3395-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413000 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. 3395-3, 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

Permit No. 3395-3Missouri River Water District

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

TO: Chief Engineer, Division of Water Rights, DENR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Wes Villbrandt of RR 1, Box 10 Wessington Springs, SD holder of Permit No. 3395-3, bearing the priority of December 9, 1976 authorizing the diversion of 2.28 cu. ft. per second ~~and/or the storage of N/A acre-feet~~ of the waters of Crow Creek Aquifer for irrigation purposes, in Jerauld County.

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

A. Works used to divert the water:

82' deep well with 62' 16" steel casing; 20' or stainless steel screen; Aurora 8", 6 stage, 12" bowels pump; US Electric 75 hp motor.

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

200' of 8" aluminum pipe to center of pivot.

C. Works used to apply water to beneficial use:

9 tower Zimmatic center pivot, 1800' long with Nelson #100 end gun.

The system is in the following condition good. The point of diversion is located 100' N and 1650' W of the SE corner Sec. 8 T107N-R67W. The works are capable of diverting and conveying to the place of use 1.78 cu. ft. per second of water ~~and/or storing N/A acre-feet 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 T107N-R67W

NE1/4 SW1/4 1 acres SW1/4 SE1/4 38 acres

SE1/4 SW1/4 22 acres SE1/4 SE1/4 31 acres

NW1/4 SE1/4 14 acres

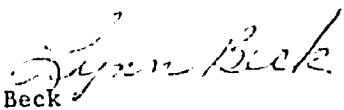
NE1/4 SE1/4 3 acres

comprising a total of 109 acres of land and the license should be issued for 1.56 cfs

Application permit qualifications have been complied with ☒ Yes No

Exceptions to compliance are:

Date 8/19/91


Lynn Beck

Natural Resources Engineer III
DENR, Water Rights Division

LICENSE FOR PERMIT NUMBER 3395-3

1. Legal location of wells: SW1/4 SE1/4 Sec. 8 T107N-R67W

Dams and Structures N/A

2. Well Information: Well Drilling Firm Riverside Drilling Co.

Completion Report? Yes X No No. of Wells 1 Depth(s) 82 feet

Casing a) diameter 16 inches Screen a) type 16" stainless steel

b) length 62 feet b) length 20 feet

c) type stainless steel Static Water Level 55 feet

Pump a) make Aurora

Motor a) make US Electric

b) model

b) model no.

c) size 8"

c) horsepower rating 75

d) capacity 800 GPM

d) serial no.

e) turbine pump - no. of stages 6

f) operating PSI

3. Distribution lines or canals

a) size 8 inches

b) type aluminum

c) length 200 feet

5. System Type a) sideroll:

b) towline:

1) length feet

1) length feet

2) diameter of pipe inches

2) make, model & number of

3) make, model & number of

sprinklers

sprinklers

3) spacing of sprinklers

4) spacing of sprinklers feet

4) nozzle size

5) nozzle size

c)gun:

- 1) make
- 2) nozzle size
- 3) capacity (GPM)
- 4) hose size inches
- 5) hose length feet

e) gated pipe:

- 1) length feet
- 2) diameter inches
- 3) spacing of gates inches

d) center pivot:

- 1) make Zimmerman
- 2) number of towers 9
- 3) distance between towers 200
- 4) overall length 1800 feet
- 5) end gun (Y/N) Y
- 6) high or low pressure high
- 7) make and size of nozzles:
- 8) capacity (GPM) 800

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

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:

File No. 3395-3

Water Rights Division -DENR
Conversation or File Documentation

NAME OF PERSON OR FILE: Wes Villbrandt

ADDRESS: Wessington Springs, SD 57382 COUNTY: Jerauld

DATE: 9-10-91 TELEPHONE: 539-1224

RE: Lands irrigated and s/w problem.

COMMENTS:

Spoke with Mrs. Villbrandt on the phone, she said that they irrigate 110 acres with the Zimmatic center pivot. They are not using the field hopper. I checked the past 5 irrigation questionnaires which indicated that they irrigated 110 acres.

The reason for inspection was a problem with the Soil/Water Permit. The permit listed only the SE1/4 Sec. 8-107-67, lands are also irrigated in the SW1/4 Sec. 8-107-67. I called Jim Stukel to ask if they could amend the s/w permit to include the SW1/4, he informed me that a permit for the SW1/4 had already been obtained. This information was not in our files. The permit is ready for licensing.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.



Lynn Beck

Natural Resources Engineer III

DENR, Water Rights Division



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 3, 1992

3395-3

Wes Villbrandt
RP 1, Box 10
Wessington Springs SD 57382

Dear Mr. Villbrandt:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 3395-3, has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and 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

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.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

A10070

Pierre, January 9, 1912

RECEIVED OF Mr. or Mrs. Wes Villbrandt, 103 S. Blowers, Vessington Springs, SD 57362
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. 3395-3	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 [Signature]
Chief Engineer

Department of Agriculture
WI#1
5/87

SOIL/WATER COMPATIBILITY PERMIT
Division of Conservation



3395-3

Office Use Only

4256

WHP#

OWNERS NAME Wes Villbrandt

OWNERS ADDRESS

Wessington, SD 57382

COUNTY LAND LOCATED IN Jerauld

PHONE 539-1224

LEGAL DESCRIPTION

☒ Well

☐ Surface

1. LOCATION SW 1/4 SE 1/4 8-107-67

Depth

Legal Description	Acres	Legal Description	Acres
<u>SW 1/4 8-107-67</u>			

2. TYPE OF IRRIGATION: GRAVITY _____ TOWLINE _____ CENTER PIVOT X GUN _____ OTHER (Specify) _____

3. CROPS TO BE IRRIGATED _____

WATER QUALITY:

4. WATER SAMPLE NUMBER 76-1776

7 ADJUSTED (SAR) _____

5. SALINITY (EC X 10³) 1153

8 PERCENT SODIUM 22.56

6. SODIUM (SAR) 1.34

Requirements:

The area shall be maintained in grass and/or alfalfa, with the common farming practice of stand re-establishment being acceptable.

Keith L. Harnes

Director, Division of Conservation

9/12/1988

X APPROVED
____ DISAPPROVED
____ WAIVER

X REQUIREMENTS

Soil water permits will be recorded by the Department

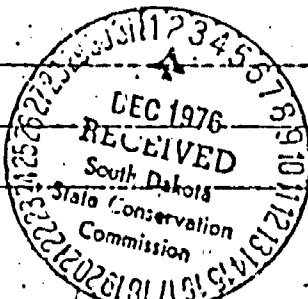
STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(THIS FORM REQUIRED FOR PROPOSED GROUND WATER IRRIGATION ONLY)

3395-3

NAME Wes Villbrandt

ADDRESS Wessington Springs, South Dakota 57382

COUNTY Jerauld



LEGAL DESCRIPTION

1. WELL LOCATION: SW 1/4 SE 1/4 2-107-67
2. LOCATION OF AREA TO BE IRRIGATED SE 1/4 8-107-67

TYPE OF IRRIGATION

3. GRAVITY TOWLINE CENTER PIVOT GUN
4. CROPS TO BE IRRIGATED

WATER QUALITY

5. SAMPLE NUMBER 76-1776
6. SALINITY (EC X 10⁶) 1153 (high)
7. SODIUM (SAR) 1.34
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 Jerauld County 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.

Wes Villbrandt
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN TO before me this
3rd DAY OF November 1976

Gene M. Satter - Co. Auditor
(TITLE OR SEAL)

Robert L. Satter
APPROVED BY

NOTICE OF WELL CONSTRUCTION

(1) WELL CONSTRUCTION

Location of well: _____ 1/4 _____ 1/4 _____ Section _____ Town _____ Range _____

Well owner _____

Date well drilling completed 20 Nov 1970 Purpose of well Investigation

WELL LOG

Layers, top to top, in feet	Description of layer	Depth to top of water, in feet	Name of producing aquifer	Total depth of drill hole	Depth to bottom of casing
1- 2	Top Soil	5' 3"			
2- 10	Yellow Clay	5' 5"			
10- 55	Gravel Rock	5' 2"			
55- 82	Coarse Sand with Rock	6' 2"			
Additional information in the space below: Kind, size, weight, spacing of casing, etc., for electric casing 62 ft. 1" strain line 15 3/4" screen casing Screen information in the space below: Kind, size, weight, spacing of casing, etc., for electric casing 20 ft. 1" strain line 15 3/4" screen If flowing well, flow of water at well: 1000 gpm					

41201, 700p, 7 pages, 12 x 18, 0.050

Seaside Dining Co.
Home & Dining Contractors

(2) PUMP INSTALLATION:

Company name and size of pump _____

Type of pump _____ Capacity & installed pump _____ C" M

Depth of pump placement _____, Date of first installation _____

(3) WATER SURFACE MEASURING TUBE

On some wells an air tight water surface measuring tube is required. See Section 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

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

Name of Pump Installation Contractor



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 2, 2000

3395-3

Bill H Wittrig
13111 N Creekview Rd
Rapid City, SD 57702

Dear Mr. Wittrig:

Enclosed, as we discussed, is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change with Water Right No. 3395-3. The water right is currently listed in the name of Wes Villbrandt.

Please review the form and complete as needed. Upon completion, please sign the form in the presence of a notary public and return it to our office with a required filing fee of \$2.50. The check or money order can be made payable to the "Water Rights Program".

I am also including a sample copy of the yearly irrigation questionnaire. The purpose for sending this is to give you an idea of what type of information you will need to keep track of during the irrigation season.

If you have any questions concerning the water right, the transfer of ownership or with the irrigation questionnaire, please get in touch with me.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 3395-3

Date: 3-9-00



I/We request that Water Right No. 3395-3

formerly owned by: Wes Villbrandt, RR 1 Box 10, Wessington Springs, SD 57382

be transferred to: (name & address) W.H. Wittig 1311 N. Creekview Rd.

Rapid City, S.D. 57102

Telephone No. 605-348 6745

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

109 acres - E 1/4 SW 1/4, SE 1/4 Section 8, T107N, R67W

I/We understand that the validity of Water Right No. 3395-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

STATE OF SOUTH DAKOTA)

County of Pennings)

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

W.H. Wittig
(Signed)



Subscribed and sworn to before me this 9th day of March, 2000.

Sandra M. Hagemeyer
(Notary Public)

COMMISSION EXPIRES 12-15-2001

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

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 13, 2000

3395-3

Bill H Wittrig
13111 N Creekview Rd
Rapid City, SD 57702

Dear Mr. Wittrig:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form you submitted for transferring Water Right No. 3395-3.

Statutes require that we charge a \$2.50 fee for filing an ownership change. My first letter may not have been clear with respect to the fee. Please remit a total of \$2.50 as soon as possible. The check or money order can be made payable to the "Water Rights Program".

If you have any questions, please get in touch with me.

Sincerely,

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

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

N2 416428

Pierre, _____ March 20, 2000

RECEIVED OF Judy & William Witerig, 13111 N. Creek View Rd., Rapid City, SD 57702-8500
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>Water Right No. 3395-3</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By *Sharon L. Allen*
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 20, 2000

3395-3

W H Wittrig
13111 N Creekview Rd
Rapid City, SD 57702

Dear Mr. Wittrig:

The transfer of Water Right No. 3395-3 has been completed. The water right, formerly owned by Wes Villbrandt is now listed in your name.

Enclosed is your Receipt No. 416428 in the amount of \$2.50. You may keep this for your records.

The next correspondence you will receive will be in October when the annual irrigation questionnaires are mailed out. If you have a renter or tenant you would like me to direct the yearly questionnaire to, please let me know. This will not alter ownership of the water right; it merely allows me to send the form to the person doing the irrigation.

If I can answer any questions for you, please get in touch with me.

Sincerely,

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

enclosure



12 Jun 00

Genny McMath
DENR
523 East Capitol
Pierre, SD 57501-3181

Dear Ms. McMath,

I am writing in regard our Water Right No. 3395-3 on our ranch west of Wessington Springs, SD. Please mail the yearly questionnaire to our tenant , who utilizes the irrigation system. The address is : Phil Wipf
22746 365th Ave.
Wessington Springs, SD 57382

Thank you for your help in the matter.

Sincerely,

W.H. 

W.H. "Bill" Witting
13111 N. Creekview Rd.
Rapid City, SD 577092



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 13, 2000

3395-3

Phil Wipf
22746 365th Ave
Wessington Springs, SD 57382

Dear Mr. Wipf:

I am contacting you in regard to Water Right No. 3395-3 listed in the name of W H Wittrig. Mr. Wittrig notified us that you are the tenant on his ranch west of Wessington Springs. He requested that we send the yearly irrigation questionnaire to you since you will be operating the irrigation system.

Enclosed is a copy of Water Right No. 3395-3. The water right specifies the diversion rate and acres that are authorized for irrigation. I am also enclosing a sample copy of the yearly irrigation questionnaire. The sample form will give you an idea of the type of information you will need to keep track of during the irrigation season. The actual form that will need to be completed and returned to us will be sent to you in October.

If I can answer any questions for you, please get in touch with me.

Sincerely,

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

enclosure

c: W H Wittrig



3395-3
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: PHIL WIPF, 22746 365TH AVE, WESSINGTON SPRINGS, SD 57382

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. 3395-3. 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) 3395-3 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.

CC: W H (BILL) WITTRIG, 13111 N CREEKVIEW RD, RAPID CITY, SD 57702

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.

3395-3

**Track & Confirm****Delivery Status**

You entered 2301 0370 0000 7540 6512

Your item was delivered at 2:39 pm on January 22, 2003 in RAPID CITY, SD 57701. The item was signed for by J WITTRIG.

[Shipment History >](#)[Request Delivery Record >](#)**Track & Confirm**

Enter label number:

[Track & Confirm FAQs](#)POSTAL INSPECTORS
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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 6512Postage
Article
Package #W H (BILL) WITTRIG
13111 N CREEKVIEW RD
RAPID CITY SD 57702

mailing

Postmark
Here**POSTAL CUSTOMER:**Keep this receipt. For inquiries:
Access internet web site at
www.usps.com
or call 1-800-222-1811**CHECK ONE (POSTAL USE ONLY)**

- ☐
- Priority Mail
-
- ☐
- Package Services

PS Form 153, February 2001

(See Reverse)



3395-3

Track & Confirm**Delivery Status**

You entered 2301 0370 0000 7540 6505

Your item was delivered at 12:03 pm on January 18, 2003 in WESSINGTON SPRINGS, SD 57382. The item was signed for by P WIPF.

[Request Delivery Record >](#)**Track & Confirm**

Enter label number:

[Track & Confirm FAQs](#)

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Preserving the Trust

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U.S. Postal Service Signature Confirmation ReceiptSIGNATURE CONFIRMATION NUMBER:
2301 0370 0000 7540 6505

PHIL WIPF
22746 365TH AVE
WESSINGTON SPRINGS SD 57382

Postmark
Here

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

CHECK ONE (POSTAL USE ONLY)

- ☐ Priority Mail
☐ Package Services

PS Form 153, February 2001

(See Reverse)



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2003

3395-3

W H (Bill) Wittrig
13111 N Creekview Rd
Rapid City SD 57702

Dear Mr. Wittrig:

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. 3395-3

Todd Grohs called in with the information we needed for the irrigation questionnaire. I will put his name in the file for next year so the initial questionnaire gets to the person responsible for the irrigation.

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



**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: TODD GROHS, MGR, PO BOX 367, WESSINGTON SPRINGS, SD 57382 0367

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) 3395-3. 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) 3395-3 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.

cc: W H (BILL) WITTRIG, 13111 N CREEKVIEW RD, RAPID CITY, SD 57702

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.



3395-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 8411

Your item was delivered at 9:32 am on January 21, 2004 in WESSINGTON SPRINGS, SD 57382. The item was signed for by T GROHS.

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TODD GROHS, MGR
PO BOX 367
WESSINGTON SPRINGS SD 57382 0367

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3395-3

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W H (BILL) WHITTRIG
13111 N CREEKVIEW RD
RAPID CITY SD 57702

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

January 22, 2004

3395-3

Todd Grohs
PO Box 367
Wessington Springs SD 57382-0367

Dear Mr. Grohs:

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. 3395-3.

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

c: Bill Wittrig



**DEPARTMENT of ENVIRONMENT
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PMB 2020
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www.state.sd.us/denr

January 20, 2005

NOTICE

TO: TODD GROHS, MGR, PO BOX 367, WESSINGTON SPRINGS, SD 57382 0367

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. 3395-3. 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. 3395-3 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.

c: W H (BILL) WITTRIG, 13111 N CREEKVIEW RD, RAPID CITY, SD 57702

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.



3395-3

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Current Status

You entered 2301 3460 0000 8516 1442

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3395-3

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2/24/05 As of this date - no record of whether or not Mr. Witting received notice. The manager submitted questionnaire and no further action needs to be taken.
Gm

U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8516 2074

W H (BILL) WITTRIG
13111 N CREEKVIEW RD
RAPID CITY SD 57702

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and NATURAL RESOURCES**

PMB 2020
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523 EAST CAPITOL
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www.state.sd.us/denr

February 24, 2005

3395-3

Todd Grohs
PO Box 367
Wessington Springs SD 57382-0367

Dear Mr. Grohs:

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. 3395-3.

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

107-67

48R

20.3



NOT TO SCALE

48R
F220.3
①

T 700

T 374

Prepared By:

Lynn Beck

Lynn Beck

Natural Resource Engineer
Division of Water Rights
DENR

9/10/91

NE 1/4 SW 1/4 1 ac.

NW 1/4 SE 1/4 14 ac.

NE 1/4 SE 1/4 3 ac.

19.9

②

25.7

④

8.5

③

10/7-67

108.4

⑤

14.1

14.7

⑦

Center
Pivot

Well

100'

1650'

SE 1/4 SW 1/4 22 ac.

SW 1/4 SE 1/4 38 ac.

SE 1/4 SE 1/4 31 ac.

Total Acres = 109

107-67

1-195

20.3

Lawrence E. Carson
Lawrence E. Carson
JACKAULD COUNTY EXTENSION AGENT
Westington Springs, SD 57392

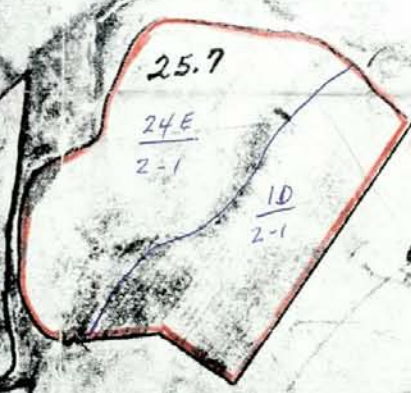
Mes Willbrandt

Lawrence E. Carson
Lawrence E. Carson
JACKAULD COUNTY EXTENSION AGENT
Westington Springs, SD 57392



11.1

30.0



MAP NO 2679-3 APPL NO 3395-3



**DEPARTMENT of ENVIRONMENT
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www.state.sd.us/denr

January 26, 2007

NOTICE

TO: TODD GROHS, MGR, PO BOX 367, WESSINGTON SPRINGS, SD 57382 0367

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

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaire(s)

Our records indicate that the 2006 Irrigation Questionnaire has not been submitted for Permit No(s) 3395-3. The request for the Questionnaire was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 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 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3395-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

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

c: W H (BILL) WITTRIG, 13111 N CREEKVIEW RD, RAPID CITY, SD 57702

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.

3395-3

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SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0799 6606	TODD GROHS, MGR PO BOX 367 WESSINGTON SPRINGS SD 57382 0367
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www.state.sd.us/denr

February 12, 2007

3395-3

Todd Grohs
PO Box 367
Wessington Springs SD 57382-0367

Dear Mr. Grohs:

I am writing to acknowledge receipt of your 2006 irrigation questionnaire. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Right No. 3395-3.

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

c: Bill Wittrig



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 24, 2007

3395-3

Todd Grohs
509 Slocum Ave S
Wessington Springs SD 57382-2153

Dear Mr. Grohs:

Enclosed is a "Notice" dated October 19, 2007 concerning the 2007 irrigation questionnaire. The notice was originally mailed to PO Box 367, Wessington Springs SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
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www.state.sd.us/denr

January 18, 2008

NOTICE

TO: TODD GROHS, MGR, 509 SLOCUM AVE S, WESSINGTON SPRINGS, SD 57382 2153

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

SUBJECT: Reporting Requirement for 2007 Irrigation Questionnaire(s)

Our records indicate that the 2007 Irrigation Questionnaire has not been submitted for Permit No(s) 3395-3. The request for the Questionnaire was dated October 19, 2007. The Water Management Board has directed that owners of water permits who have not submitted the 2007 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, 2008**, 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) 3395-3 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 3, 2008**, 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/E0455V6-IQ.pdf>

c: W H (BILL) WITTRIG, 13111 N CREEKVIEW RD, RAPID CITY, SD 57702

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.

3395-3

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Waiver of Signature ☐ YES ☐ NO	
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Your item was delivered at 2:00 PM on January 22, 2008 in RAPID CITY, SD 57702. The item was signed for by J WITTRIG.

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RAPID CITY SD 57702

Waiver of Signature ☐ YES ☐ NO

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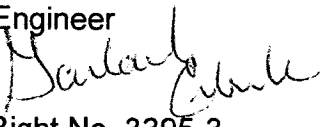
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March 12, 2008

NOTICE OF AMENDMENT OF WATER RIGHT

TO: Todd Grohs, 509 Slocum Ave S, Wessington Springs SD 57382-2153
W H (Bill) Wittrig, 13111 N Creekview Rd, Rapid City SD 57702

FROM: Garland Erbele, Chief Engineer
Water Rights Program 

SUBJECT: Amendment to Water Right No. 3395-3

On March 11, 2008, the Water Management Board amended Water Right No. 3395-3 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 2007 irrigation questionnaire. The addition of this qualification to your water right means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water right with no use of water for up to one year for the first violation.

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

November 30, 2009

Ms. Genny McMath
Department of Environment and Natural Resources
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3182

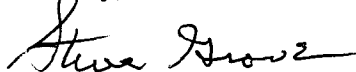
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DEC - 2 2009
WATER RIGHTS
PROGRAM

Dear Ms. McMath;

Thank you for your assistance via phone this morning. I have enclosed forms for permits 6991-3 and 3395-3. I acquired ownership to Strawhat Land & Cattle Company LLP and note the ownership and mailing address change on the forms. We did not irrigate under permit 6991-3 in 2009 as we were finishing the irrigation system and had adequate moisture. The operator did irrigate under permit 3395-3 in 2009 as noted on report. As I did not have access to the prior filings, I did not fill in the acreage or GPM but they are unchanged from the prior year. I would appreciate your offer to complete that portion and advise me of acres and GPM for future filings. May I request a copy of the permit 3395-3 for my records.

I appreciate your assistance with the 2009 filings.

Sincerely,



S.A. Grove

Strawhat Land & Cattle Company LLP
22746 365th Av
Wessington Springs, SD 57382

Mail address: Strawhat Land & Cattle Co LLP
P.O. Box 1807
Covington, Ga. 30015



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 8, 2009

3395-3
6991-3

Steve Grove
Strawhat Land & Cattle LLP
PO Box 1807
Covington GA 30015

Dear Mr. Grove:

Thank you for sending in the 2009 irrigation questionnaires for Water Right No. 3395-3 and Water Permit No. 6991-3.

Enclosed as we discussed are "Notice of Transfer of Ownership" forms for changing ownership from Bill Wittrig to you. Upon completion, please sign and return them to our office with a required filing fee of \$50.00 each (total of \$100.00). The check or money order for the fee can be made payable to the Water Rights Program.

I have included a copy of Water Right No. 3395-3 and Permit No. 6991-3 for your records. They will give you an idea of what is authorized for irrigation under each one.

If you have any questions, please contact me.

Sincerely,

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

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

enclosures

RECEIVED

FEB - 1 2010

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 3395-3

Date: 1.25.2010

I/We request that Water Right No. 3395-3

formerly owned by: W H Wittrig, 13111 N Creekview Rd, Rapid City SD 57702

be transferred to: (name & address) Straw Hat Land & Cattle LLP

PO BOX 1807

Covington GA 30015

Telephone No. 770.787.0737

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

109 acres - SE ¼ and E ½ SW ¼ Section 8, T107N R67W

I/We understand that the validity of Water Right No. 3395-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We SA Grove, the new owner, certify that the above information is true and correct.



(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 2/1, 2010

RECEIVED OF Straw Hat Land & Cattle LLP 13111 N Creekview Rd Rapid City SD 57702

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	50	00
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>3395-3</u>		
Fee for _____	50	00
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No.

By

Donald Estelle
Chief Engineer

04441



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 4, 2010

3395-3
6991-3

Steve Grove
Straw Hat Land & Cattle LLP
PO Box 1807
Covington GA 30015

Dear Mr. Grove:

The transfer of ownership for Water Right No. 3395-3 and Water Permit No. 6991-3 has been completed. Nos. 3395-3 and 6991-3 formerly held by W H Wittrig dba Straw Hat Land & Cattle LLP are now listed in your name (dba Straw Hat Land & Cattle LLP).

Enclosed for your records are Receipt Nos. 04441 and 04442 in the amounts of \$50.00 each.

If you wish to have the annual irrigation questionnaires sent to the address in Wessington Springs, SD, please let me know.

Sincerely,

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

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

enclosures