

Water Right Number 3583-3

1. Considered 3-24, 19 77
2. Name of Applicant MERLON N. BOCHMAN
3. Post Office Address TYNDALL
4. Amount of Water claimed ~~4~~ 4.10
5. Source of Water supply 2 - WELLS (200')
6. Water to be used for IRR.  
Acres to be irrigated 285
7. Water to be diverted and used in BON HOMME County  
about 4 S, 5 W miles of TYNDALL
8. Proof of Publication  
Received 3-18-77  
Not Received \_\_\_\_\_
9. Application  
Approved \_\_\_\_\_  
Subject to \_\_\_\_\_  
Not Approved \_\_\_\_\_  
Action Deferred \_\_\_\_\_
10. Remarks:

No. 3583-3Map No. 2861-3 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 Merlon N. Boehman  
 Postoffice address Tyndall, State South Dakota  
 If a corporation show date and place of incorporation na
2. Method of accomplishing work (contract, employment of others, or by direct labor) Employment of others
3. Name of diversion work Merlon Boehman Irrigation Project No. 1
4. Amount of water claimed (cubic feet per second) 4.1
5. Source of water supply wells
6. Location of point of diversion Near center of NE $\frac{1}{4}$  section 29-94-60 and near center of SE $\frac{1}{4}$  section 29-94-60  
 County Bon Homme
7. Annual period or periods during which water is to be used April thru Nov.
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
9. For irrigation use, Total number of acres to be irrigated 285

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 $\frac{1}{4}$ section 29-94-60 | 160            |                  |                |
| SE $\frac{1}{4}$ section 29-94-60 | 125            |                  |                |
|                                   |                |                  |                |
|                                   |                |                  |                |

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 2 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Tyndall Tribune and Register
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.  
wellsB. Works proposed to transport water to place of use.  
pipelineC. Works proposed to apply water to beneficial use.  
Center pivotEstimated Total Cost \$ 80,000.00Attachments: Attach Form 2A if diversion from a well or degout, or if storage of water, is proposed. Attach map.  
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA )

County of Bon Homme ) ss.I, Merlon N. Boehman 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 constructionSigned Merlon N. BoehmanSubscribed and sworn to before me this 18 day of April 1976

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3583-3

MEE'LOM N. BOCHMAN  
(Applicant)

TYNDALL  
(Post Office Address)

SOUTH DAKOTA 57066 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 AUGUST 19 19 76

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

Date of receipt of corrected application SEPTEMBER 7 19 76

Approved MARCH 24 19 77, Recorded in Book 519 Page 319

WATER RIGHT PERMIT NO. 3583-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3583-3 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 AUGUST 19 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPTEMBER 24 19 77
3. The whole of said work is to be completed on or before MARCH 24 19 82
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 24 19 84
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 4.1 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 MARCH 24 19 84; said water to be used during the following described annual period: APRIL 15 TO NOVEMBER

Witness my hand this 19TH day of APRIL 19 77

WATER RIGHTS COMMISSION

By:

John Hatch  
Chief Engineer, Executive Officer

Certificate of Construction Issued \_\_\_\_\_, 19 \_\_\_\_\_

Water License Issued \_\_\_\_\_, 19 \_\_\_\_\_

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30", Depth 200'
- (2) Casing, Type concrete Diameter 16" Thickness 1 "  
(wood, concrete, steel, etc)
- (3) Perforated Screen.  
Type Johnson Irrigator, Diameter 1.6", Length 15'
- (4) Gravel Pack, Thickness 7 ", Length of gravel pack 200'

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 sands and gravels

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Depth to top of water bearing material 150'

Depth to bottom of water bearing material 200'

Thickness of water bearing material 50'

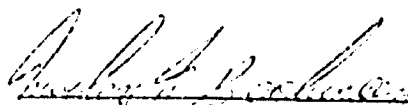
Depth to water (ground surface to water level) 110'

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

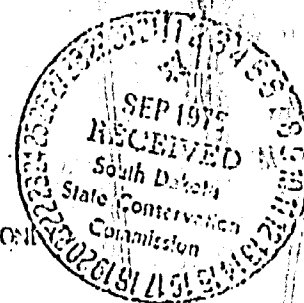
On same owner's property 40 rds. On property owned by others 100 rds.

G. Water Storage Dams.

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

  
Signature of Applicant

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



NAME Harlon N. Boehman  
ADDRESS Tyndall, South Dakota 57056  
COUNTY Ben Hur

LEGAL DESCRIPTION

1. WELL LOCATION Center of SE $\frac{1}{4}$  section 29-94-60  
2. LOCATION OF AREA TO BE IRRIGATED SE $\frac{1}{4}$  and NE $\frac{1}{4}$  section 29-94-60

TYPE OF IRRIGATION

3. GRAVITY                      TOWLINE                      CENTER PIVOT x GUN                       
4. CROPS TO BE IRRIGATED Corn, alfalfa, milo

WATER QUALITY

5. SAMPLE NUMBER 76-1106  
6. SALINITY (EC X 10<sup>6</sup>) 1147 (high)  
7. SODIUM (SAR) 2.47 (low)  
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and; the soils information has been acquired from Ben Hur 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.

Harlon N. Boehman  
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS  
11 DAY OF August 19 76.

[Signature]  
(TITLE OR SEAL)

[Signature]  
APPROVED/DISAPPROVED

(SOILS INFORMATION ON REVERSE SIDE)

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

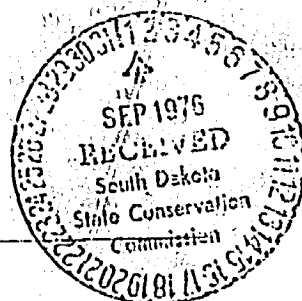
Submitted by: Marlon H. Lockman  
 Address: Tyndall, SD 57066

Date Rec'd: August 22, 1976  
 Sample No.: 76-1106  
 Identification: GL-200\*  
SEB, Sec. 29, T 94N, R 60W

**WATER ANALYSIS**

|                                       |      |                             |      |           |
|---------------------------------------|------|-----------------------------|------|-----------|
| Calcium (Ca)                          | 184  | ppm*                        | 9.20 | me/l**    |
| Magnesium (Mg)                        | 31   | ppm                         | 2.54 | me/l      |
| Sodium (Na)                           | 30   | ppm                         | 1.30 | me/l      |
| Potassium (K)                         | 6    | ppm                         | 0.16 | me/l      |
| Sulfate (SO <sub>4</sub> )            | 418  | ppm                         | 8.68 | me/l      |
| Nitrate (as N)                        |      | ppm                         |      | me/l      |
| Chloride (Cl)                         | 6    | ppm                         | 0.17 | me/l      |
| Bicarbonate (HCO <sub>3</sub> )       | 31.2 | ppm                         | 5.12 | me/l      |
| Carbonate (CO <sub>3</sub> )          |      | ppm                         |      | me/l      |
| Iron (Fe)                             |      | ppm                         |      | me/l      |
| Fluoride (F)                          |      | ppm                         |      | me/l      |
| Hardness (EDTA as CaCO <sub>3</sub> ) |      | ppm                         |      | g.p.g.*** |
| Alkalinity (Methyl Orange)            | 256  | ppm (as CaCO <sub>3</sub> ) |      |           |
| Alkalinity (Phenolphthalein)          | 0    | ppm (as CaCO <sub>3</sub> ) |      |           |
| Electrical Conductivity               | 1147 | microhmhos per cm at 25° C. |      |           |
| Sodium Adsorption Ratio               | 0.54 |                             |      |           |
| Sodium                                | 9.84 | % of cations                |      |           |
| Residual sodium carbonate             | 0.00 | me/l                        |      |           |
| pH                                    | 7.12 |                             |      |           |
| Others:                               |      |                             |      |           |

\*ppm=parts per million  
 \*\*me/l=milliequivalents per liter  
 \*\*\*g.p.g.=grains per gallon



COMMENTS: Total cations 13.20 me/l  
 Total anions 13.97 me/l

By: Chirley Hitten

| Service Performed   | Amount Due |
|---------------------|------------|
| Irrigation analysis | \$8.00     |

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-1106

Amount Enclosed \$

Signed

Memo

O, L

Water Resources Institute  
South Dakota State University  
Brookings, S.D. 57006  
605-683-4910



Form 6 - Notice of Intent to Appropriate Water

No. 3583-3

Publish first publication, on or before March 10, 1977

NOTICE  
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 10, 1977

Notice is hereby given that Marlon H. Buchanan  
whose post office address is Tyndall, 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  
4.7 cubic feet of water per second of time from the Ground Water through the  
Marlon Buchanan Irrig. Proj. # 1, the point of diversion of which is to be located in the       

Corners of the NE $\frac{1}{4}$  and SE $\frac{1}{4}$

of Section 29, Twp. 24N, Range 50W. Said water to be used for the purpose  
of providing irrigation on the following described land:

Ex. Section 29-T24N-R50W

This application No. 3583-3 will be considered by the Water Rights Commission at their office at  
Pierre upon the 24 day of March, 1977, at 10:00 A.M. All interested  
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON E. JONES  
~~XXXXXXXXXXXX~~ JIM WINTERFORD  
Water Rights Specialist

BFJ/bw

cc: Marlon H. Buchanan, Tyndall, South Dakota 57066

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

No. 3583-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA )  
County Bell ) ss

I, Wayne L. Rostand hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Tyndall Tribune

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 Tyndall

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

March 10, 1977

" 17, 1977

Wayne L. Rostand  
(Signature)

Publisher  
(Title)

3-17-77  
(Date Signed)

NOTICE INTENT  
TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 2, 1977

Notice is hereby given that  
Merlon N. Bochman whose post  
office address is Tyndall, 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 4.1 cubic feet of  
water per second of time from  
Ground Water through the Mer-  
lon Bochman Irrig. Proj. No. 1,  
the points of diversion of which  
are to be located in the Centers of  
the NE $\frac{1}{4}$  and SE $\frac{1}{4}$  of Section 29,  
Twp. 94N, Range 60W. Said water  
to be used for the purpose of  
providing irrigation on portions  
of the following described land:  
E $\frac{1}{2}$ , Section 29-T94N-R60W.

This application No. 3583-3 will  
be considered by the Water  
Rights Commission at their office  
at Pierre upon the 21th y of  
March, 1977, at 10:00 a.m. All  
interested persons may appear  
and be heard.

WATER RIGHTS COMMISSION

By: James Winterton  
Water Rights Specialist  
(March 10 & 17)



Form 10.

No. 3583-3



NOTICE OF COMPLETION OF WORKS AND/OR  
APPLICATION OF WATER TO BENEFICIAL USE

Post Office Tyndall, So. Dak.

Date Aug. 9, 1977

TO: Water Rights Commission  
Joe Foss Building  
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the ~~entire~~ <sup>Partial</sup> extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 3583-3.

Water Right Permit No. 3583-3 states that the diversion system is to be constructed by March 24, 1982 and that the water is to be put to beneficial use by March 24, 1984.

One of The diversion system was completed on July 25, 1977.

Applying the water to beneficial use was completed on July 25, 1977.

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

Paul A. Beckman  
(Signature)

The first phase of this irrigation project was completed on July 25, 1977 on the NE 1/4 section of 24-94-60 in accordance with water Permit No. 3583-3.



# Department of Water & Natural Resources

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

January 29, 1988

MERLON N BOCHMAN  
RR 1 BOX 103A  
TYNDALL, SD 57066

## NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation  
Questionnaire

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 3583-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 9:00 am, March 2, 1988 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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

1. Amend Permit No(s). 3583-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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

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

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, your name will be deleted from the agenda for the hearing.

**South Dakota Department of  
Water & Natural Resources**

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

February 9, 1988

3582-3  
3583-3

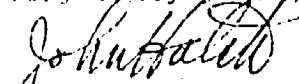
Merlon Bochman  
RR 1, Box 103A  
Tyndall SE 57066

Dear Mr. Bochman:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 3582-3 & 3583-3 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,



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



# Department of Water & Natural Resources

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

June 14, 1988

3583-3

Roger Damgaard  
WOODS, FULLER & SCHULTZ  
310 S 1st Avenue  
Sioux Falls, SD 57102

Dear Mr. Damgaard:

Enclosed is a partially completed "Notice of Transfer" for use in filing an ownership change on Water Permit No. 3583-3, currently listed in the name of Merlyn Bochman. The form should be checked over and signed in the presence of a notary public, by the new owner. Upon completion of the form, return it to our office with a required filing fee of \$2.50. The water permit will then be transferred to the proper name.

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

If you have any questions, please contact us.

Sincerely,

GENNY MCMATH  
Natural Resources Analyst  
605 773-3352

encl





**SECURITY STATE BANK**

P.O. Box 9, Tyndall, South Dakota 57066 • 605/589-3313

July 6, 1988

South Dakota Department of  
Water & Natural Resources  
Joe Foss Building  
523 East Capitol  
Pierre, SD. 57501

Re: Transfer of Water Permit - 3583-3

Dear Sirs:

Enclosed please find a completed Notice of Transfer  
form along with our \$2.50 fee.

Thank you.

Sincerely,

Thomas S. Laird  
Vice President

Enc.  
TSL/ap

cc: Mr. Roger W. Damgaard

NO. 3583-3

NOTICE OF TRANSFER OF WATER PERMIT



TO: Water Rights  
Foss Building  
Pierre, SD 57501

Date: July 6, 1988

This is to notify you that the title to the lands described as follows:

NE<sup>1</sup> and SE<sup>1</sup> Section 29, T94N, R60W

formerly owned by Merlyn Bochman, RR #1 Box 103A, Tyndall, SD 57066

has been transferred to Security State Bank PO Box 9 Tyndall, SD. 57066

(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 3583-3 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA )  
 ) ss.  
County of Bon Homme )

I, Thomas S. Laird, Vice Pres. being first duly sworn on my oath despose and say: That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Security State Bank  
P.O. Box 9 - Tyndall, SD. 57066

Thomas S. Laird Vice Pres.  
(Signed)

Subscribed and sworn to before me this 6th Day of July, 1988.

R E U. [Signature]  
(Notary Public)

# RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

441002

Pierre, \_\_\_\_\_ July 7, 1992

RECEIVED OF Security State Bank, PO Box 9, Tyndall, SD 57066

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. _____                        |       |      |
| Fee for Filing Transfer Form _____                                                                                         | 2     | 50   |
| 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 | 2 50 |

By John Hatch  
Chief Engineer JOHN HATCH (MS)

No. 3583-3



# Department of Water & Natural Resources

Joc Foss Building Water Rights Division  
Pierre, South Dakota 57501 Phone (605) 773-3352

July 8, 1988

Thomas S. Laird, Vice President  
Security State Bank  
PO Box 9  
Tynhall, South Dakota 57066

Dear Mr. Laird:

Enclosed is receipt No. 411302 in the amount of \$ 2.50 which you  
paid for transfer of Water Right No. 3583-3.  
Our records now show <sup>Security State Bank</sup> ~~you~~ as the owner of this Water Right.

Sincerely,

Maxine Stirling  
Secretary

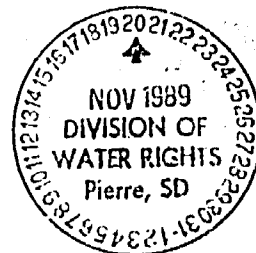
ms/  
Enc.  
cc: Mr. Roger W. Damgaard

3583-3

**SOUTH DAKOTA**  
**Department of**  
**Water & Natural Resources**

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

November 14, 1989



Vergil Worm  
Dakota Boring Company  
Box 57  
Lebanon, SD 57455

Dear Mr. Worm:

Our office is in the process of issuing Water Licenses for irrigation permits in Bon Homme County. In order to complete the files, and before licenses can be issued, "as constructed" well logs are needed for the following wells:

| Owner              | Location                               |
|--------------------|----------------------------------------|
| ✓ Bochmans Inc.    | NW 1/4 NE 1/4 SE 1/4 Sec.19, T94N-R60W |
| ✓ Harold Tjeersma  | SW 1/4 Sec.93N-R61W                    |
| ✓ Donald Wynia     | SW 1/4 Sec.25, T94N-R60W               |
|                    | NW 1/4 Sec.25, T94N-R60W               |
| ✓ Richard Hajek    | SW 1/4 NE 1/4 Sec.15, T94N-R60W        |
| ✓ Virgil Tjeerdsma | NE 1/4 NW 1/4 Sec.23, T94N-R60W        |

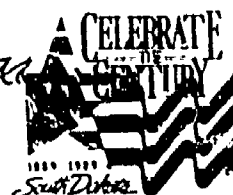
The holders of these permits indicate that you constructed the irrigation wells listed above. Please forward copies of the well logs to our office. If logs are no longer available, please advise. Your prompt attention in this matter will be appreciated. If you have any questions, please contact me.

Very truly yours,

KEN BUHLER  
Natural Resources Engineer  
Water Rights Division  
(605) 773-3352

*Sorry but I don't seem to have  
any logs on these wells*

*Vergil Worm*





# Department of Water & Natural Resources

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

January 15, 1990

3583-3

Thomas Laird, Vice President  
Security State Bank  
PO Box 9  
Tyndall, SD 57066

Dear Mr. Laird:

The inspection of the water use system and the inspection of the extent of the application of water to beneficial use, as developed under your Water Permit No. 3583-3 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 this \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

PENNY MCMATH  
Natural Resources Analyst  
(605) 773-3352

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

**South Dakota** Department of  
**Water & Natural Resources**

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

March 29, 1990

3583-3

Thomas Laird, Vice Pres  
Security State Bank  
PO Box 9  
Tyndall, SD 57066

Dear Mr. Laird:

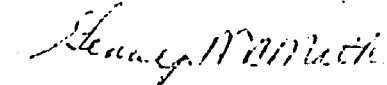
A review of Water Permit No. 3583-3 for licensing purposes found a discrepancy in the soil/water compatibility permit issued in September, 1976. The soil/water compatibility permit was issued for a well in the center of the SE 1/4 Section 29 to irrigate the E 1/2 Section 29, T94N, R60W (copy enclosed). The permit did not include approval for the well in the NE 1/4 Section 29.

Enclosed is a partially completed application for a Soil/Water Compatibility Permit. Please review and sign in the presence of a notary. A water sample will be required from the well in the NE 1/4. The enclosed instruction sheet shows the sampling procedure. I have highlighted the areas of the instruction sheet which pertain to the application.

The soil/water compatibility permit applications are handled through the Division of Conservation with the Dept of Agriculture. If you have any questions concerning the enclosed application, you may contact our office or Jim Stukel with the Division of Conservation at 773-3259.

Processing of the water license for Water Permit No. 3583-3 will continue upon receipt of the approved soil/water compatibility permit from the Conservation Commission.

Sincerely,



GENNY MCMATH  
Natural Resources Analyst  
(605) 773-3352

enclosures

cc: Jim Stukel, Division of Conservation

(See instructions)

Mail to: Water Rights Div.  
323 E. Capitol  
Pierre, SD 57501  
(605) 773-3352

No. 3583-3 Hydrologic Unit \_\_\_\_\_  
Basin \_\_\_\_\_  
Newspaper \_\_\_\_\_

## Application For Soil/Water Compatibility Permit and Permit To Appropriate Water

Type of Application: ☐ New ☐ Vested Right ☐ Amend Permit No. \_\_\_\_\_  
☐ Change Acreage ☐ Change diversion point(s) ☐ Add diversion point(s)  
☐ Add Acreage ☐ Increase diversion rate ☒ Other soil/water application

1. Name of Applicant Security State Bank Phone No. \_\_\_\_\_  
Post Office Address PO Box 9 Tyndall State SD 57066  
(Street, R.R. or Box) (City) Zip Code

2. Amount of water claimed (c.f.s) \_\_\_\_\_ Total acres irrigated 140

3. Source of Water supply groundwater - 211' deep

4. Location of point of diversion center of NE 1/4 Section 29, T94N, R60W

County Bon Homme

5. Counties where water will be used Bon Homme

6. Annual period during which water is to be used \_\_\_\_\_

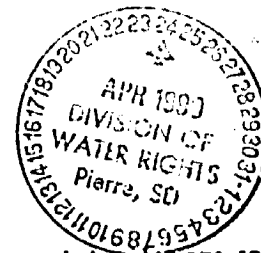
7. List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

| Land Description                 | No. Acres Irr. |
|----------------------------------|----------------|
| NE 1/4 NE 1/4 Sec 29, T94N, R60W | 35             |
| NW 1/4 NE 1/4 " " " "            | 35             |
| SW 1/4 NE 1/4 " " " "            | 35             |
| SE 1/4 NE 1/4 " " " "            | 35             |

Attach sheet if more space is needed

| Land Description | No. Acres Irr. |
|------------------|----------------|
|                  |                |
|                  |                |
|                  |                |
|                  |                |

8. Type of Irrigation: Gravity: \_\_\_\_\_ Towline: \_\_\_\_\_ Center Pivot: xxx Gun: \_\_\_\_\_ Other: \_\_\_\_\_ (Specify)  
9. Crops to be Irrigated: CORN; BEANS; ALFALFA; SMALL GRAINS; ALL ROW CROPS AND PASTURE.  
10. Give a description of proposed project. (Attach sheet if more space is needed)



Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach maps, soils information and any other technical information.

STATE OF SOUTH DAKOTA)  
County of Bon Homme)<sup>ss</sup>

I, Thomas S. Laird, the applicant, certify that I have read this application and examined the attached maps, that the water sample, if needed, has been taken by the required procedures and has not been adulterated or tampered with and is truly representative of the water to be used, and that the matters stated in this application are true and correct.

Signed Thomas S. Laird

Subscribed and sworn to before me this 23 day of Apr. 1990

Walter M. Kozak

Solely Public

4-87 My Comm. Exp. 12-12-97

~~May 9, 1991~~  
Date

**South Dakota** Department of  
**Water & Natural Resources**  
Joe Foss Building  
523 East Capitol  
Pierre, South Dakota 57501-3181

April 25, 1990

Thomas Laird, Vice Pres  
Security State Bank  
PO Box 9  
Tyndall, SD 57066

Dear Mr. Laird:

This letter is in regard to your application for a soil water compatibility permit. There is not a application fee for this permit so I am returning the check for \$50 that was sent with the application.

I have sent the application over to the Department of Agriculture for processing. Upon receipt of the soil water compatibility permit, we will continue processing the water license for Water Permit No. 3583-3.

If you have any questions, please feel free to contact this office.

Sincerely,

Eric Gronlund  
Water Rights Division  
(605) 773-3352

enc.

L

transferred 7-7-88;  
Security State Bank  
Tyndall 57066

Permit No. 3583-3

Water District

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

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

I have this day made a thorough examination of the water use system constructed by Merlon N. Bochman\_\_\_\_\_ of Tyndall, SD holder ofPermit No. 3583-3, bearing the priority of August 19 19 76 authorizingthe diversion of 4.1 cu. ft. per second of the waters of groundwaterfor irrigation purposes, in Bon Homme County.

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

- A. Works used to divert the water: The system consists of 2 wells developed by Dakota Boring Co., each having a total depth of 211 feet. Well #1 (NE Sec. 29), is cased and screened with 16-inch diameter PVC, has a National 8-inch pump, powered by a 75 HP U.S. Motors Motor. The capacity of the system is 800 gpm. Well #2 (SE Sec. 29) is cased and screened with 16 inch diameter PVC, has a Berkley Submersible pump powered by a Franklin 100 HP motor. The capacity of the system is 1150 gpm.
- B. Works used to transport water to place of use: The distribution line from Well #1 to Center Pivot #1 is an 8-inch steel pipeline 10 feet long. The distribution line from Well #2 to Center Pivot #2 is an 8-inch steel piping 15 feet long.
- C. Works used to apply water to beneficial use: Water is applied to beneficial use through 2 center pivot systems. Center Pivot #1 (NE Sec. 29), is supplied by Well #1, it is an Olson Center Pivot with 10 towers. The overall length of the pivot is 1225 feet, it has an end gun, operates at 45 psi with 800 gpm. Center Pivot #2 (SE Sec. 29), is supplied by Well #2, it is an Olson Center Pivot with 8 towers, overall length of 1225 feet, has an end gun, (back). The system is in the following condition: GOOD

The point of diversion is located Well #1 - 1860 feet S45°W from the NE corner of Sec. 29, T94N-R60W, (Center NE 1/4 Sec. 29), Well #2 - 1860 feet N45°W from the SE corner of Sec. 29, T94N-R60W, (Center SE 1/4 Sec. 29)

The works are capable of diverting and conveying to the place of use 4.35cu. 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: NE 1/4 NE 1/4 - 35 acres, NW 1/4 NE 1/4 - 35 acres, SW 1/4 NE 1/4 - 35 acres, SE 1/4 NE 1/4 - 35 acres, NE 1/4 SE 1/4, NW 1/4 SE 1/4 - 37 acres, SW 1/4 SE 1/4 - 36 acres, SE 1/4 SE 1/4 - 36 acres, all of Sec. 29, T94N-R60W

comprising a total of 285 acres of land and the license should be issued for 4.1 cfs (Should be 4.07)

Applicable permit qualifications have been complied with Yes ☒ No ☐ Inspected Sept 14, 1987

Exceptions to compliance are: Diversion rate exceeds 1 cfs/70 acres Date 8 Dec 89  
(17.5 MPFS TOHILE FOR LK. HSE)

(Signature)

LICENSE FOR PERMIT NUMBER 3583-3

1. Legal location of wells: 1860' S45°W from NE corner, and 1860' N45°W from SE corner  
of Sec. 29, T94N-R60W. (Well #1 center NE 1/4 ; Well #2 - center SE 1/4; Sec 29, T94N-R60

dams & structures: \_\_\_\_\_

2. Well Information: Well Drilling Firm Dakota Boring Co. (SD License No. 234)  
Well #1 information  
No. of wells \_\_\_\_\_ Depth 211

Casing a) diameter 16-inch Screen a) type PVC  
b) length 171 b) length 40  
c) type PVC Static Water Level 90' ?

Pump a) make National Motor a) make US Motors  
b) model #N260-8 SN 577-858 b) model no. type RU, ID# r-2842-05-563  
c) size 8-inch c) horsepower rating 75 HP  
d) capacity 800 GPM d) motor efficiency rating  
e) turbine pump not available  
no. of stages NA

3. Distribution lines:

a) size of lines 8-inch  
b) type Steel  
c) length 10 feet

4. Dam information:

a) height to crest \_\_\_\_\_  
b) height to spillway \_\_\_\_\_  
c) crest width \_\_\_\_\_  
d) crest length \_\_\_\_\_  
e) spillway length \_\_\_\_\_  
f) spillway width \_\_\_\_\_  
g) approx. storage \_\_\_\_\_  
h) Distribution lines or canals:  
1) size \_\_\_\_\_  
2) type \_\_\_\_\_  
3) length \_\_\_\_\_

- i) Outlet tubes:

1) diameter \_\_\_\_\_  
2) type \_\_\_\_\_  
3) valued (Y/N) \_\_\_\_\_  
4) valve type \_\_\_\_\_  
5) location on structure \_\_\_\_\_

5. System Type: a) sideroll:

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

- b) towline:

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

5. System Type: c) center pivot #1
- 1) make Olson MN 103P, SN 4033
  - 2) number of towers 10
  - 3) distance between towers  
125 feet
  - 4) overall length 1225 feet
  - 5) End gun (Y/N) Nelson 100
  - 6) high or low pressure high
  - 7) make & size of nozzles  
Nelson
  - 8) PSI reading while system is  
running 45 psi
  - 9) GPM 800

g) Gun

- 1) make \_\_\_\_\_
- 2) serial number \_\_\_\_\_
- 3) nozzle size \_\_\_\_\_
- 4) capacity (GPM) \_\_\_\_\_
- 5) PSI \_\_\_\_\_
- 6) hose size \_\_\_\_\_
- 7) hose length \_\_\_\_\_

d) Gate Pipe

- 1) length \_\_\_\_\_
- 2) diameter \_\_\_\_\_
- 3) spacing of gates \_\_\_\_\_

e) Siphons

- 1) number \_\_\_\_\_
- 2) size \_\_\_\_\_

f) Portable boom

- 1) make \_\_\_\_\_
- 2) serial number \_\_\_\_\_
- 3) nozzle size \_\_\_\_\_
- 4) capacity (GPM) \_\_\_\_\_
- 5) PSI \_\_\_\_\_

h) Hydromatic

- 1) make \_\_\_\_\_
- 2) model \_\_\_\_\_
- 3) serial number \_\_\_\_\_
- 4) length \_\_\_\_\_
- 5) nozzle size \_\_\_\_\_
- 6) spacing \_\_\_\_\_
- 7) PSI \_\_\_\_\_
- 8) capacity (GPM) \_\_\_\_\_

YES

NO

Check Items

- |       |       |                                                                                             |
|-------|-------|---------------------------------------------------------------------------------------------|
| _____ | _____ | 1. Soil and water permit lands agree with lands being irrigated and lands listed on permit. |
| _____ | _____ | 2. Special Qualifications to permit being abided by.                                        |
| _____ | _____ | 3. All Structures, wells and lands on map.                                                  |

REMARKS:

2/2

LICENSE FOR PERMIT NUMBER 3583-3 (continued)

1. Legal location of wells: \_\_\_\_\_

dams & structures: \_\_\_\_\_

2. Well Information: Well Drilling Firm \_\_\_\_\_

Well #2 Information  
No. of wells \_\_\_\_\_ Depth 211

Casing a) diameter 16-inch Screen a) type PVC  
b) length 171 feet b) length 40 feet  
c) type PVC Static Water Level 90 feet ?

Pump a) make Berkley Submersible Motor a) make Franklin  
b) model not available 7 bowls b) model no. Not available  
c) size 100 HP c) horsepower rating 100 HP  
d) capacity 1150 GPM d) motor efficiency rating  
e) turbine pump 76 HP  
no. of stages \_\_\_\_\_

3. Distribution lines:

a) size of lines 8-inch  
b) type steel  
c) length 15 feet

4. Dam Information:

a) height to crest \_\_\_\_\_  
b) height to spillway \_\_\_\_\_  
c) crest width \_\_\_\_\_  
d) crest length \_\_\_\_\_  
e) spillway length \_\_\_\_\_  
f) spillway width \_\_\_\_\_  
g) approx. storage \_\_\_\_\_  
h) Distribution lines or canals:

i) Outlet tubes:

1) diameter \_\_\_\_\_  
2) type \_\_\_\_\_  
3) valued (Y/N) \_\_\_\_\_  
4) valve type \_\_\_\_\_  
5) location on structure \_\_\_\_\_

5. System Type: a) sideroll:

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

b) towline:

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

5. System Type: c) center pivot #2

- 1) make Olson 100, MN MK-7, SN 78154
- 2) number of towers 8
- 3) distance between towers  
150'
- 4) overall length 1225
- 5) End gun (Y/N) Nelson 200
- 6) high or low pressure high
- 7) make & size of nozzles  
Nelson
- 8) PSI reading while system is  
running 55
- 9) GPM 1150

d) Gate Pipe

- 1) length \_\_\_\_\_
- 2) diameter \_\_\_\_\_
- 3) spacing of gates \_\_\_\_\_

e) Siphons

- 1) number \_\_\_\_\_
- 2) size \_\_\_\_\_

f) Portable boom

- 1) make \_\_\_\_\_
- 2) serial number \_\_\_\_\_
- 3) nozzle size \_\_\_\_\_
- 4) capacity (GPM) \_\_\_\_\_
- 5) PSI \_\_\_\_\_

g) Gun

- 1) make \_\_\_\_\_
- 2) serial number \_\_\_\_\_
- 3) nozzle size \_\_\_\_\_
- 4) capacity (GPM) \_\_\_\_\_
- 5) PSI \_\_\_\_\_
- 6) hose size \_\_\_\_\_
- 7) hose length \_\_\_\_\_

h) Hydromatic

- 1) make \_\_\_\_\_
- 2) model \_\_\_\_\_
- 3) serial number \_\_\_\_\_
- 4) length \_\_\_\_\_
- 5) nozzle size \_\_\_\_\_
- 6) spacing \_\_\_\_\_
- 7) PSI \_\_\_\_\_
- 8) capacity (GPM) \_\_\_\_\_

YES

NO

Check Items

- |          |     |          |                                                                                                                                      |
|----------|-----|----------|--------------------------------------------------------------------------------------------------------------------------------------|
| <u>x</u> | and | <u>x</u> | 1. Soil and water permit lands agree with lands being irrigated and lands listed on permit. (Soil and Water permit only for Well #2) |
| <u>x</u> | and | <u>x</u> | 2. Special Qualifications to permit being abided by. Diversion rate 0.49 cfs too high                                                |
| <u>x</u> |     |          | 3. All Structures, wells and lands on map.                                                                                           |

REMARKS:

Diversion rate and delivery rate of 1150 gpm(2.56cfs), of system #2 exceeds limit of 1cfs/70 acres by 220 gpm (.49 cfs)

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3583-3

(1) Merlon N. Bochman of Tyndall, SD 57066 made Application No. 3583-3, August 19, 1976 for a water permit to appropriate 4.10 cubic feet of water per second from groundwater (2 wells), For Homme County, South Dakota for irrigation purposes. Permit No. 3583-3 with a priority date of August 19, 1976 was approved March 24, 1977 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before March 24, 1982 and for the application to beneficial use of said water on or before March 24, 1984.

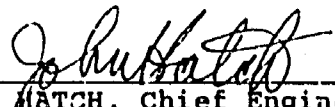
Water Permit No. 3583-3 was transferred on July 7, 1988 to Security State Bank, Tyndall, SD.

(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 4.07 cubic feet of water per second for beneficial use. The location of the diversion points are: Well #1 - 1860 feet S 45 degrees W from the NE corner of Section 29 and Well #2 - 1860 feet N 45 degrees W from the SE corner of Section 29, T94N, R60W.

(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:

|                       |             |     |       |
|-----------------------|-------------|-----|-------|
| T94N, R60W Section 29 | NE1/4 NE1/4 | 35  | acres |
|                       | NW1/4 NE1/4 | 35  | "     |
|                       | SW1/4 NE1/4 | 35  | "     |
|                       | SE1/4 NE1/4 | 35  | "     |
|                       | NE1/4 SE1/4 | 36  | acres |
|                       | NW1/4 SE1/4 | 37  | "     |
|                       | SW1/4 SE1/4 | 36  | "     |
|                       | SE1/4 SE1/4 | 36  | "     |
|                       | Total       | 285 | acres |

(4) Pursuant to Section 46-5-30.1 Security State Bank of PO Box 9, Tyndall, SD 57066 the holder(s) and/or owner(s) of Water Permit No. 3583-3 is issued a license to appropriate water, the right to use 4.07 cubic feet of water per second from groundwater (two wells) with a priority date of August 19, 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. 3583-3 and subject to South Dakota State Law.

  
JOHN HATCH, Chief Engineer  
Water Rights Division  
Department of Water and Natural  
Resources

JUN 21 1990

# RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412049

Pierre, January 22, 1990

RECEIVED OF Security Bank, PO Box 9, Tyndall SD 57066

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. 3583-3                       | 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 _____<br>(Any Other Work Provided by Law)                                                                          |    |    |
| Total                                                                                                                      | 50 | 00 |

By John Hatch  
Chief Engineer JOHN HATCH

(ks)



# Department of Water & Natural Resources

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

JUN 21 1990

3583-3

Thomas S. Laird, Vice President  
Security State Bank  
Box 9  
Tyndall, SD 57066

Dear Mr. Laird:

Enclosed is Water License No. 3583-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412049 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. 3583-3, 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) 772-3352

enclosures



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

January 21, 1992

3583-3

Aaron Hellmann  
RR #1 Box 99  
Tabor, SD 57063

Dear Mr. Hellman

In response to your 1991 irrigation questionnaire, enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 3583-3. The water right is currently listed in the name of Security State Bank, Tyndall, SD. The water right had been previously transferred from Merlon Bochman to Security State Bank.

The transfer form should be checked over for accuracy and signed in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

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

If you have any questions, please contact me.

Sincerely,

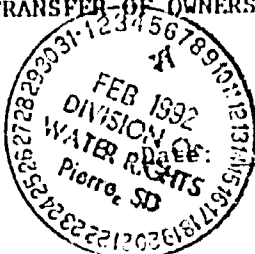
Genny McMath  
Natural Resources Analyst  
(605) 773-3352

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 3583-3



I\We request that Water Right No. 3583-3

formerly owned by: Security State Bank

be transferred to: (name & address) Arden Hellman RR 1 Box 99

Talpa, S.D. 57063 (Telephone No.) 605-463-2274

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

E 1/2 Section 29, T94N, R60W

I\We understand that the validity of Water Right No. 3583-3 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 at the Division of Water Rights, as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA )  
County of Beaumont )

I\We Arden Hellman 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.

Arden Hellman  
(Signed)

Subscribed and sworn to before me this 5th day of February, 19 92.



Nicole Einrem  
(Notary Public)  
Comm Exp 9-28-96

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.

# RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, \_\_\_\_\_ February 6, 1912

RECEIVED OF Aaron Hellmann, Rt 1, Box 39, Tabor, SD 57663

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. _____                        |       |      |
| Fee for Filing Transfer Form <u>Water Right No. 3583-3</u>                                                                 | 2     | 50   |
| 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 | 2 50 |

By [Signature]  
Chief Engineer



DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

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

February 10, 1992

No. 3583-3

Aaron Hellmann  
RR 1, Box 99  
Tabor, SD 57063

Dear Mr. Hellmann:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 3583-3

Our records now show you as the owner of Water Right No. 3583-3

Sincerely,

Cheryl F. Frost  
Secretary  
Water Rights Division  
605 773-3352

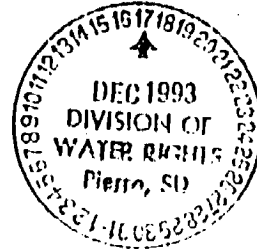
enclosure



## SECURITY STATE BANK

PO Box 9, Lyndall, South Dakota 57066  
Ph. 605-589-3313 FAX 605-589-3315

3583-3



December 15, 1993

Water Rights Division  
Joe Foss Building  
523 E. Capitol  
Pierre, SD 57501-3181

RE: Irrigation Questionnaires

Enclosed is our completed questionnaire for water permit number 3582A-3.

In the past, we have also filled out a questionnaire for permit number 3583-3. This was land that was in the bank's name until being sold on a Contract for Deed to Aaron Hellmann.

It is my understanding that Mr. Hellmann received the questionnaire this year and has completed it. Please send me a copy of the completed questionnaire for my files.

If you have any questions, please feel free to give me a call.

Sincerely,

Thomas S. Laird  
President

TSL/ljt

Enclosure



3583-3

**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

December 21, 1993

3582A-3

3583-3

Thomas S Laird, President  
Security State Bank  
PO Box 9  
Tyndall, SD 57066-0009

Dear Mr. Laird:

Thank you for returning the irrigation questionnaire for Water Permit No. 3582A-3. Enclosed, as you requested, is a copy of the irrigation questionnaire for Water Permit No. 3583-3, listed in the name of Aaron Hellman.

If you have any questions, please contact me.

Sincerely,

Genny McMath  
Natural Resources Analyst  
Water Rights Division  
(605) 773-3352

encl

3583-3



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

June 21, 1995

3583-3

Thomas Laird, President  
Security State Bank  
PO Box 9  
Tyndall, SD 57066-0009

Dear Mr. Laird:

Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change on Water Right No. 3583-3. The water right is currently listed in the name of Aaron Hellman.

In November, 1994, you indicated, when returning the 1994 irrigation questionnaire, that the water right should now be listed in the Bank's name. The form was filed with the rest of the questionnaires and I realized from reviewing the water right that I must have neglected sending you a transfer form.

Please review the enclosed form for accuracy and complete as needed. Upon completion, sign the form in the presence of a notary public and return it to our office with a required filing fee of \$2.50. Water Right No. 3583-3 will be transferred to Security State Bank upon receipt of the form and filing fee in our office.

I apologize for not getting the transfer form out to you sooner and hope it has not caused any inconvenience. If you have any questions, please contact me.

Sincerely,

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

enclosure

## NOTICE OF TRANSFER OF OWNERSHIP



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

No. 3583-3

Date: 6-23-95

I/We request that Water Right No. 3583-3

formerly owned by: Aaron Holman, RR #1 Box 99, Tabor, SD 57063

be transferred to: (name & address) Security State Bank, PO Box 8, Tyndall, SD 57066

(Telephone No) (605)589-3313

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

285 acres in the E 1/2 Section 29, T94N, R60W

I/We understand that the validity of Water Right No. 3583-3 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 at the Division of Water Rights, as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA )

County of Bon Homme )

I/We Thomas S. Laird 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.

(Signed) President, Security State Bank, Tyndall, SD

Subscribed and sworn to before me this 23rd day of June, 19 95.

(Notary Public)

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

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

# RECEIPT

414534

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, June 26, 1995

RECEIVED OF Security State Bank, Tyndall, SD 57066

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 _____ Water Right No. 3583-3                                                            | 2     | 50   |
| Fee for Filing Extension Request _____                                                                               |       |      |
| Fee for _____                                                                                                        |       |      |
| _____                                                                                                                |       |      |
| _____                                                                                                                |       |      |
| (Any Other Work Provided by Law)                                                                                     | Total | 2 50 |

By John Walsh  
Chief Engineer

3583-3



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

July 17, 1995

No. 3583-3

Thomas Laird, President  
Security State Bank  
P.O. Box 8  
Tyndall, SD 57066

Dear Mr. Laird:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 3583-3.

Our records now show Security State Bank as the owner of Water Right No. 3583-3.

Sincerely,

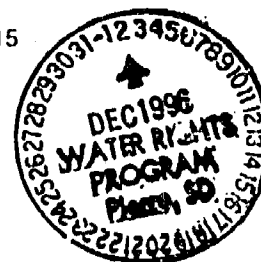
A handwritten signature in cursive script, reading "Cheryl F. Frost".

Cheryl F. Frost  
Secretary  
Water Rights Program  
(605) 773-3352

enclosure

**SECURITY STATE BANK**

PO Box 9, Tyndall, South Dakota 57066  
Ph. 605-589-3313 FAX 605-589-3315



November 25, 1996

Water Rights Division  
Joe Foss Building  
523 East Capitol  
Pierre, SD 57501-3181

RE: Irrigation Questionnaire

Dear Sirs:

Enclosed please find the completed questionnaire forms for the 1996 irrigation year. These irrigation systems are being run by customers of ours that are in the process of purchasing the real estate they are attached to. Therefore, we have contacted the customers for their usage of the systems.

One of the irrigators was not used in 1996. The other irrigation system was used and I have attached the farmers report of usage on the irrigator. If you have any questions, please feel free to contact me and I will then contact the individual that reported to us.

Sincerely,

  
Lois J. Tjeerdsma  
AVP/Asst. Cashier

Enclosures

Enclosures



DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES  
JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE, SOUTH DAKOTA 57501-3181

October 30, 1997

3583-3

Lois J Tjeerdsma  
Security State Bank  
PO Box 9  
Tyndall, SD 57006-0009

Dear Ms. Tjeerdsma:

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. 3583-3. It is my understanding that the bank has sold part of the land described in the water right and would like to have that portion transferred to the new owner(s).

It is no problem to divide water rights to reflect separate ownership. A regular "Notice of Transfer" needs to be filed showing which portion of land has changed ownership. Once this is done, we reissue the water license into two separate numbers (for example - Water Right No. 3583A-3, Security State Bank and Water Right No. 3583B-3,....new owner.....).

The enclosed transfer form will need to be filled in with the new owner's name and address and the legal description of the land being transferred. The new owner(s) will need to sign the form in the presence of a notary. Upon completion, please return the form to our office with a required filing fee of \$2.50.

As soon as we receive the completed transfer form and filing fee, Water Right No. 3583-3 will be divided and reissued to reflect separate ownership. If you have any questions, please contact me.

Sincerely,

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

encl

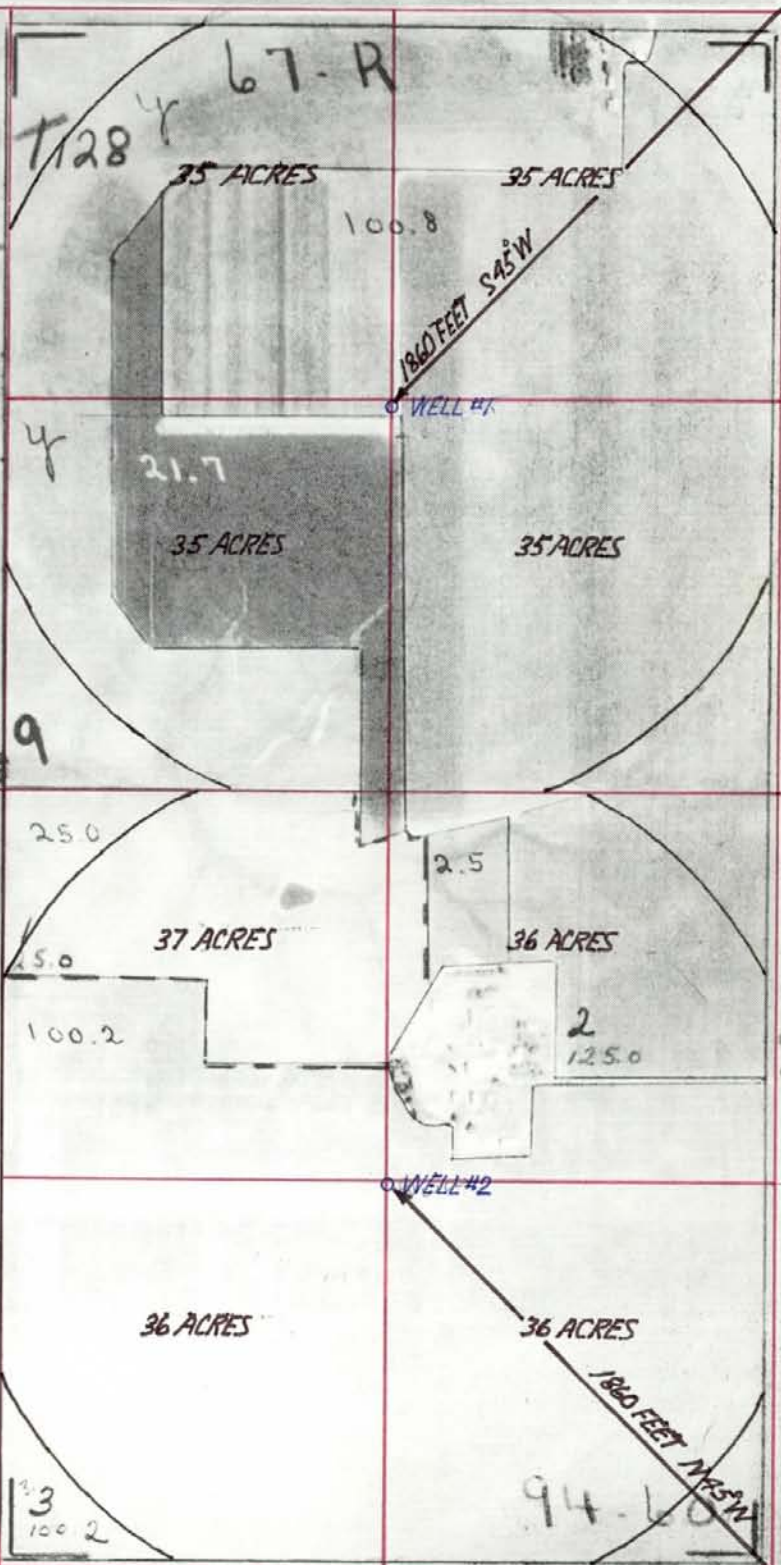
## FILE DOCUMENTATION FOR WATER RIGHT NO. 3583-3

Water Right No. 3583-3 authorizes diversion of 4.07 cfs (cubic feet per second) from two wells to irrigate 285 acres in the E½ of Section 29, T94N, R60W. On November 6, 1997, a portion of the land described in the water right was transferred to a new owner. Water Right No. 3583-3 has been divided and reissued as follows:

- **Water Right No. 3583A-3, Security State Bank, Tyndall, SD** - authorizing diversion of 1.78 cfs (well & pivot capacity) from a well in the NE¼ to irrigate 140 acres located in the NE¼ Section 29, T94N, R60W.
- **Water Right No. 3583B-3, Preston Bechman, Tyndall, SD** - authorizing diversion of 2.07 cfs (statutory limit for acres irrigated) from a well in the SE¼ to irrigate 145 acres located in the SE¼ Section 29, T94N, R60W.

NOT TO SCALE

SEC. 29 T94N-R60W



KENT A. BUHLER

Natural Resources Engineer

SD Dept of Water &amp; Natural Resources

Division of Water Rights

37.9

T131

Water Right No.  
3583-3

MERLON N. BOCHMAN

LAND TO BE IRRIGATED  
OUTLINED IN RED

Floyd D. Watson  
District Engineer  
SCS

POINT OF DIVERSION

POINT OF  
DIVERSION