

Water Right Number 364B-3

1. Considered 3-23, 19 77
2. Name of Applicant SHELDON PINGREY
3. Post Office Address CENTERVILLE
4. Amount of Water claimed 2.28
5. Source of Water supply 140' WELL
6. Water to be used for IRRIGATION
- Acres to be irrigated 160
7. Water to be diverted and used in TURNER County
about 4N 1E miles of DAVIS
8. Proof of Publication Received ~~3-15~~ 3-21-77
Not Received
9. Application Approved
Subject to
Not Approved
Action Deferred
10. Remarks:

Map No. 2923-3 Water Division No. 3 VERMILLION RIVER District
 (Blanks to be filled by the Engineer for the W. H. C.)



APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of Applicant Sheldon Pingrey
 Postoffice address 116 Grandview #3, Chamberlain, State S. Dak. 57031
 If a corporation show date and place of incorporation n/a
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract
3. Name of System work Sheldon Pingrey Irrigation System #1
4. Amount of water claimed (cubic feet per second) 2.28
5. Source of water supply well
6. Location of point of diversion Approx. center of quarter on east boundary
- County Turner
7. Annual period or periods during which water is to be used April -- November
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 160

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

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NE 1/4 10-98-53	40		
SW 1/4 10-98-53	40		
SE 1/4 10-98-53	40		
NW 1/4 10-98-53	40		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 1 years. Additional time required to complete application of water to the proposed beneficial use 1 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Hurley Leader, Hurley, S. D. 57036
12. Principal Features of the Proposed Water Supply System.

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

Elec. Pump

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

Buried Pipeline to C.P.

C. Works proposed to apply water to beneficial use.

C. P. SprinklerEstimated Total Cost : 65,000.00

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)
 County of Turner)

I, _____ 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 Sheldon PingreySubscribed and sworn to before me this 5 day of Feb 19 77

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3648-3
SHELDON FINGREY ---CENTERVILLE--- 116 Grandview #3
 (Applicant) (Post Office Address) Chamberlain
SOUTH DAKOTA 57014-57325 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 FEBRUARY 9, 19 77
 Date of return to applicant for correction, amendments or changes required _____, 19 ____
 Date of receipt of corrected application MARCH 1, 19 77
 Approved MARCH 23, 19 77, Recorded in Book 18 Page 20

WATER RIGHT PERMIT NO. 3648-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3648-3 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 FEBRUARY 9, 19 77
2. The equivalent of at least one fifth of the work above specified is to be completed on or before SEPTEMBER 23, 19 77
3. The whole of said work is to be completed on or before MARCH 23, 19 78
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 23, 19 79
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 MARCH 23, 19 79; said water to be used during the following described annual period: APRIL - NOVEMBER

Witness my hand this 20TH day of APRIL, 19 77

WATER RIGHTS COMMISSION

By:

John H. 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 15", Depth 110'
- (2) Casing, Type steel (wood, concrete, steel, etc), Diameter 1 1/2", Thickness 1/4"
- (3) Perforated Screen.
Type Stainless steel, Diameter 1 1/2", Length 20'
- (4) Gravel Pack, Thickness 2", Length of gravel pack 135'

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 No log available. Approx. 2' topsoil, coarse

gravel to 60', water bearing sands down to 110'

Depth to top of water bearing material 60'

Depth to bottom of water bearing material 110'

Thickness of water bearing material 80'

Depth to water (ground surface to water level) 20'

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

On same owner's property 135 rds. On property owned by others 60 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.

n/a

Sheldon D. [Signature]
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 Sheldon Pinney
ADDRESS Centerville, S. Dak. 57011
COUNTY Turner

LEGAL DESCRIPTION

1. WELL LOCATION Approx. 80 rods N. and 20' W. of the SE corner Sec. 10-98-53
2. LOCATION OF AREA TO BE IRRIGATED SE 1/4 10-98-53

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT x GUN _____
4. CROPS TO BE IRRIGATED Corn and Alfalfa

WATER QUALITY

5. SAMPLE NUMBER 77-208
6. SALINITY (EC X 10⁶) 1022 (high)
7. SODIUM (SAR) 0.56 (low)
8. RESIDUAL SODIUM CARBOXYLATE (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 Turner Co. 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.

Sheldon Pinney
APPLICANT'S SIGNATURE

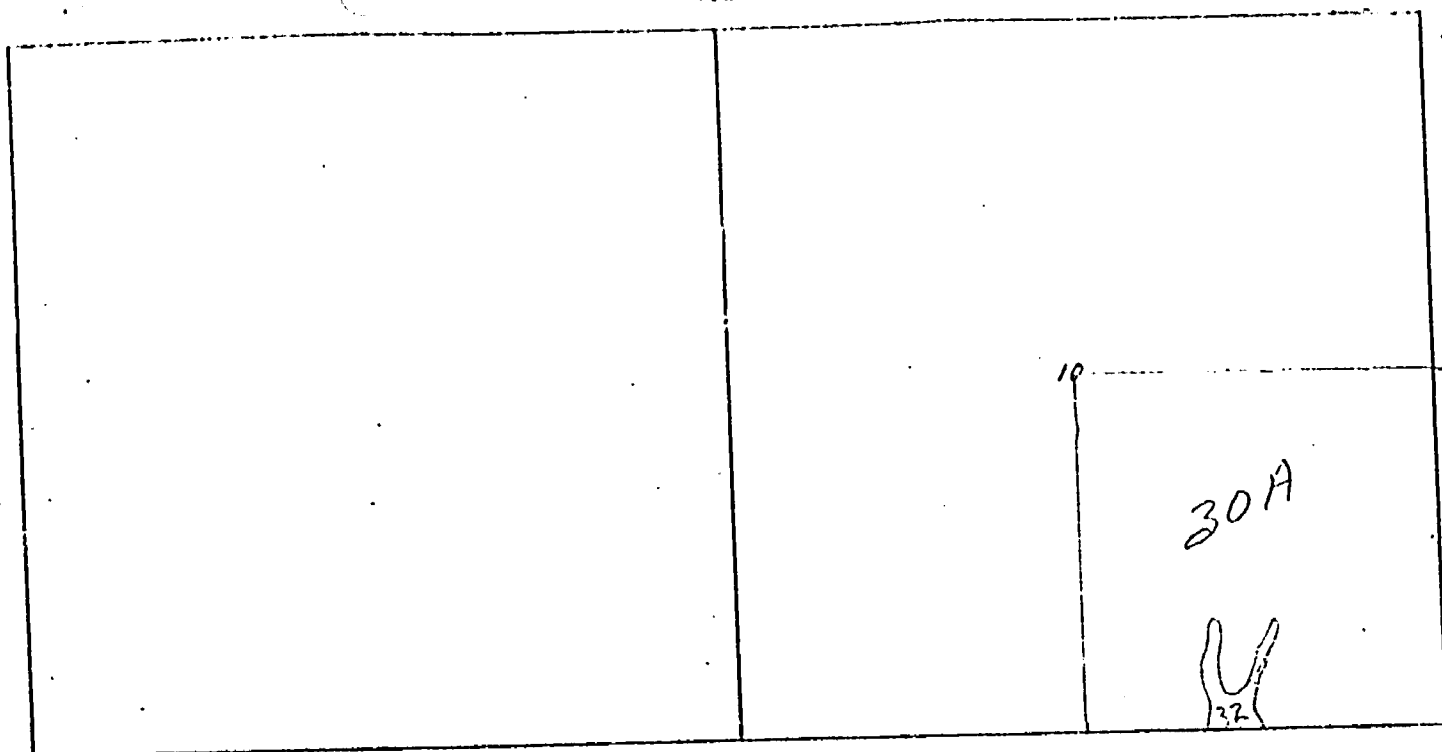
SUBSCRIBED AND SWORN BEFORE ME THIS
DAY OF Dec 19 22.

W. H. H. H. H.
(TITLE OR SEAL)

Albert J. H. H. H.
APPROVED/NOT APPROVED

(SOILS INFORMATION ON REVERSE SIDE)

MAP



Sec. 10-98-53

NARRATIVE

30 - Delmont-Enet, 0-3% slopes

Well drained soils with 10 to 24 inches of loamy material over sand and gravel. Permeability is moderate in the upper part and rapid in the underlying sand and gravel. Capability is IIIs.

32- Dino loam, 0-3% slopes

Somewhat poorly drained soils with 20 to 40 inches of loamy material over sand and gravel. Permeability is moderate in the upper part and rapid in the underlying sand and gravel. Capability is IIs.

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

Submitted by: Sheldon Pingrey
Address: Centerville, SD 57014

Date Rec'd February 10, 1977
Sample No. 77-208
Identification Well-
SE1, Sec. 10, T 98N, R 53W

WATER ANALYSIS

Calcium (Ca)	137	ppm*	6.85	me/l**
Magnesium (Mg)	42	ppm	3.44	me/l
Sodium (Na)	29	ppm	1.26	me/l
Potassium (K)	23	ppm	0.60	me/l
Sulfate (SO ₄)	91	ppm	1.89	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	28	ppm	0.78	me/l
Bicarbonate (HCO ₃)	508	ppm	8.32	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	416	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1022	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.56			
Sodium	10.37	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.79			

Others:

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 12.15 me/l
Total anions 10.99 me/l

By: Shirley Hittan

Service Performed

Amount Due

Irrigation analysis

\$15.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 77-208

Amount Enclosed \$

Signed



February 23, 1977

Mr. Sheldon Pingrey
Centerville, SD 57014

Dear Mr. Pingrey:

Your water sample (Lab. No. 77-203) 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. Fine

L. O. Fine
Water Quality Lab

LOF:ckb
Enclosures
cc: State Conservation Commission
D. Pahl, Extension Service

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3648-3

(1) WHEREAS, On the 9th day of February A. D. 19 77
Sheldon Pingrey

made Water Right Application No. 3648-3 for a permit to use 2.28 cubic feet per second of the waters
of groundwater (one well)

County of Turner, State of South Dakota, for irrigation
purposes; and

(2) WHEREAS, On the 23rd day of March A. D. 19 77
Permit No. 3684-3, with a date of priority of February 2, 1981

was issued to said applicant _____ for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 23rd day of March A. D. 19 78 and for the
application to beneficial use of said water on or before the 23rd day of March A. D. 19 79

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to completion of the construction of the water supply system and is entitled to divert 2.00 cubic feet
per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to the application of water to beneficial use of the following extent,

to irrigate the following lands all in Section 10, T50N, R53W

NW 1/4 SE 1/4 37

NE 1/4 SE 1/4 31

SW 1/4 SE 1/4 37

SE 1/4 SE 1/4 37

TOTAL 142 acres

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Sheldon Pingrey

_____ of Centerville SD
the holder _____ and owner _____ of said permit No. 3648-3 a water right, dating from February 9, 1977
_____ to use of 2.00 cubic feet per second of the waters
of groundwater (one well)
in the County of Turner and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 3⁰⁰W, 80 rods from the SE corner
Section 10, T98N, R53W

_____ portions of land in SE¹4, Section 10, T98N, R53W more fully
and conducted to and upon _____
described on the face of this license

_____ for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 3648-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 18th day of March A. D.
Nineteen Hundred and Eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

Permit No. 3643-3

Water Diversion No. 3 Vermillion River Water District

CERTIFICATE OF CONSTRUCTION

Sheldon Pingrey

This is to Certify, That _____

_____ the holder _____ of
Permit No. 3648-3, issued upon Application No. 3648-3, bearing date of priority of February 9,
1977 authorizing the diversion of 2.28 cu. ft. per second of the waters of _____
groundwater (one well) County of Turner, State of South Dakota at _____
a point North 3° West, 30 rods from the SE corner Section 10, T33N, R53W

_____, for _____ irrigation

purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 2.00 cu. ft. per second of water.

Date March 18, 1981


JOHN HATCH, Chief Engineer
Water Rights Division

Form 6 - Notice of Intent to Appropriate Water

No. 36-18-3

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 Sheldon Pingrey
whose post office address is Centerville, 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
2.20 cubic feet of water per second of time from the ground water through the
S. Pingrey # 1, the point of diversion of which is to be located in the _____

Center of East Main St.
of Section 10, Twp 20N, Range 10W. Said water to be used for the purpose
of providing irrigation on the following described land:

SE 1/4, Section 10-20N-10W

This application No. 36-18-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 23 day of _____, 1977, at 10:00 A.M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By: JIM WINTERSTON

Water Rights Specialist

BFJ/bw

cc: Sheldon Pingrey, Centerville, South Dakota 57014

No. 3648-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Turner) ss.

I, James E. Wipf hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Hurley Leader

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 _____

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

Thursday, March 10, 1977

Thursday, March 17, 1977

James E. Wipf
(Signature)

publisher
(Title)

3-17-77
(Date Signed)

My Commission Expires 2-4-85

James E. Wipf
3-17-77

— THE HURLEY LEADER —
Thursday, March 10, 1977

No. 3648-3
NOTICE INTENT
TO APPROPRIATE
WATER

Pierre, S. D. 57501
March 3, 1977

Notice is hereby given that
Sheldon Pingrey whose post of-
fice address is Centerville, South
Dakota, had made an applica-
tion in accordance with the pro-
visions of the water laws of
South Dakota for a permit to
appropriate for beneficial use
2.28 cubic feet of water per se-
cond of time from ground wat-
er through the S. Pingrey #1,
the point of diversion of which
is to be located in the center of
east edge SE $\frac{1}{4}$ of Section 10,
Twp. 98N, Range 53W. Said wat-
er to be used for the purpose of
providing irrigation on portions
of the following described land:

SE $\frac{1}{4}$, Section 10, T98N,
R53W.

This application No. 3648-3
will be considered by the Water
Rights Commission at their of-
fice at Pierre upon the 23rd day
of March, 1977, at 10:00 a.m. All
interested persons may appear
and be heard.

Water Rights Comm.
By: Jim Winterton,
Water Rights Spec.

Publish: March 10 & 17, 1977

— THE HURLEY LEADER —
Thursday, March 10, 1977



Form 10.

No. 3649-3

Turner



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

Post Office Pontrevel, S.D.

Date 11-1-77

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 maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 3649-3.

Water Right Permit No. 3649-3 states that the diversion system is to be constructed by July, 19 77 and that the water is to be put to beneficial use by July, 19 77.

The diversion system was completed on June, 19 77.
Applying the water to beneficial use was completed on Sept, 19 77.

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.

Stella Seng
(Signature)
Peng

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7761

PIERRE, October 30, 19 87

RECEIVED OF Sheldon Pingrey, 116 Grandview #3, Chamberlain, SD 57325

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

Fee for Application for Permit to Appropriately Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No. 3648-3	----	50 00
Fee for inspecting Beneficial Use, and issuing Water License No. 3648-3		
Fee for issuing Location Certificate-Dry Draw. No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL		56 00

WATER RIGHTS COMMISSION

By

Chief Engineer, Executive Officer

JOHN HATCH / 10/30/87

Permit No. 3648-3
 Water Division 3 VERMILLION RIVER Water District

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

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

I have this day made a thorough examination of the water use system constructed by SHELDON
PINGREY of CENTERVILLE holder
 of Permit No. 3648-3, bearing date of priority of FEBRUARY 9, 1977
 authorizing the diversion of 2.28 cu. ft. per second of the waters of GROUNDWATER
 for IRRIGATION purposes, in TURNER County.

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

The Water Use System consists of,

A. Works used to divert the water:

140' DEEP WELL WITH 14" STEEL CASING - 20' SS SCREEN
JOHNSON 8" PUMP - MODEL JTA-ABH - SERIAL # LDK 16655
POWERED BY 100 HP US ELECTRIC MOTOR

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

1300' OF 8" BURIED PLASTIC TO CENTER OF PLOT

C. Works used to apply water to beneficial use.

VALLEY 7 TOWER CORNER SYSTEM

The system is in the following condition: GOOD

The point of diversion is located N 3° W, 80 RODS FROM THE SE CORNER,
SECTION 10, T98N, R53W

The works are capable of diverting and conveying to the place of use 2.00 (900 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 10, T98N, R53W

<u>NW⁴SE⁴</u>	<u>37</u>	<u>ACRES</u>
<u>NE⁴SE⁴</u>	<u>31</u>	<u>"</u>
<u>SW⁴SE⁴</u>	<u>37</u>	<u>"</u>
<u>SE⁴SE⁴</u>	<u>37</u>	<u>"</u>

comprising a total of 142 acres of land.

Date

SEPTEMBER 4, 1980

Dustin Jones
 (Signature)



SOUTH Dakota

Joe Fuss Building Water Rights Division.
Pierre, South Dakota 57501

October 6, 1982

Dear Mr. Flyger:

_____ indicating that you are now the owner of the land covered under Water Permit No. 3648-3.

Please complete the data sheet for our records.

GENNY YOUNG
Water Rights Specialist

enclosure

Water Rights Division
605 773-3352

December 20, 1982

3648-3
SECOND NOTICE

Terry Flyger
Hurley,
South Dakota 57036

Dear Mr. Flyger:

On October 6, 1982 notice was sent to you concerning the transfer of Water Permit No. 3648-3 in the name of Sheldon Pingrey which covers irrigation of 142 acres in the SE $\frac{1}{4}$, Section 10, T98N, R53W. To date, we have not heard from you on this matter.

A transfer form was previously sent to you, enclosed please find an additional form. Please sign, have notarized and return the form to this office with the required filing fee of \$2.50. The permit can then be transferred to your name.

If you are not the present owner of the land covered under this Permit, please notify this office. It is very important that ownership records be kept current.

Sincerely,

GENNY YOUNG
Water Rights Specialist

GY:ks

enclosure



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

3648-3

March 10, 1983

THIRD NOTICE

Terry Flyger
Hurley SD 57036

Dear Mr. Flyger:

On October 6, 1982 and December 20, 1982 notice was sent to you concerning the transfer of Water Permit No. 3648-3 in the name of Sheldon Pingrey which covers irrigation of 142 acres in the SE1 Section 10, 198N, R53W. To date, we have not heard from you on this matter.

A transfer form was previously sent to you, enclosed please find an additional form. Please sign, have notarized and return the form to this office with the required filing fee of \$2.50. The permit can then be transferred to your name.

If you are not the present owner of the land covered under this Permit, please notify this office. It is very important that ownership records be kept current.

Failure to keep records current can mean a delay in receiving a notice or even no receipt of a notice that pertains to the permit. In some cases a notice from this office includes an order which could result in up to one year suspension of a permit or other penalty if not complied with.

The Statutes provide that a permit for irrigation remains appurtenant to the land. If there is an ownership change; however, no such assignment (transfer) shall be binding except upon the parties thereto, unless filed for record in this office.

If you have any questions, please contact this office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH:SY-EL
enclosure

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 9196

PIERRE, March 18, 1983

RECEIVED OF Terry Flyger, Route #1, Box 218, Hurley, SD 57036

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for Inspecting Construction, and issuing Cert. of Construction No.		
Fee for Inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing TRANSFER OF WR # 3648-3	2	50
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	2	50

WATER RIGHTS COMMISSION

By *John Hatcher*
Chief Engineer, Executive Officer
JOHN HATCHER

NO. 3648-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 1-4-83

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

142 acres - SE 1/4 Section 10, T93N, R53W

formerly owned by Sheldon Pingrey

has been transferred to Terry Flyger, Route #1, Box 218 Hurley SD 57036

(please include complete mailing address)

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

Water Right Permit No. 3648-3 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 Office 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)
County of Lincoln) ss.

I, Terry L. Flyger 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 I know of my own personal knowledge that the information herein stated is true.

Terry Flyger
(Signed)

Subscribed and sworn to before me this 4 Day of Jan, 1983.

John H. Hanning
(Notary Public)



n

No. 3648-3



Department of Water & Natural Resources

Joe Foss Building Water Rights Division
Pierre, South Dakota 57501

Phone (605) 773-3352

March 18, 1983

Terry Flyger
Route #1, Box 218
Hurley, South Dakota 57036

Dear Mr. Flyger:

Enclosed is receipt No. 4 9196 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 3648-3.

Our records now show you as the owner of this Water Right.

Sincerely,

Genny Young
Water Rights Specialist

GY:ms
Enc.

WNR-821-7/79

Receipt & Notice of filing of Transfer of Water Right

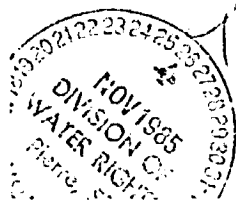
3648-3

Don't Forget **LEHIGH**

This land & Irrigation has been
Purchased by Paul Petersen, Horley
So. Dak. - From Terry Flyger.
Rt 1 Box 218 Lemmon S.D.

I would like to transfer the
Water Right from Mr. Flyger to
myself, Paul Petersen - am sending
you the one in Mr. Flyger Name - Would
you please to change this over.

Thanks you
Paul Petersen



 **Department of
Water & Natural Resources**

Jon Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 3648-3

November 27, 1985

Paul Petersen
Rt #1, Box 4A
Hurley SD 57036

Dear Mr. Petersen:

Please find enclosed a copy of a Notice of Transfer of Water Permit form. This form must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50.

Upon receipt of the enclosed form and the \$2.50 filing fee the permit will 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.

Please advise if you have any questions.

Sincerely,

KAREN SCHLAACK
Administrative Aide

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 12-6-85

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

142 acres - SE 1/4 Section 10, T98N, R53E

formerly owned by Terry Flyger

has been transferred to Paul Petersen R11 Box 417 Hurley S.D 57036
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 5648-3 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)
County of Turner) ss.

I, Paul Petersen 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 I know of my own personal knowledge that the information herein stated is true.

Paul Petersen
(Signed)

Subscribed and sworn to before me this 9 Day of Dec, 1985.

Anita Freeman
(Notary Public)



RECEIPT

Division of Water Rights

No 4 10253

South Dakota Department of Water and Natural Resources

Pierre, December 12, 1958, 19

Paul Petersen, Rt#1, Box 4 A, Hurley, SD 57036

RECEIVED OF

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>36-8-3</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

Chief Engineer

JOHN HATCH (ES)



Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division

Phone (605) 773-3352

December 13, 1985

No. _____

3648-3

Paul Petersen
Route #1, Box 4 A
Hurley, South Dakota 57036

Dear Mr. Petersen:

Enclosed is receipt No. 10253 in the amount of \$2.50 which you
paid for transfer of Water Right No. 3648-3.

Our records now show you as the owner of this Water Right.

Sincerely,

Maxine Stirling
Staff Assistant

MS/
Enc.



3648-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 16, 1992

3648-3

Paul Petersen
RR #1 Box 4A
Hurley, SD 57036

Dear Mr. Petersen:

Enclosed is a 1992 irrigation questionnaire for Water Right No. 3648-3. In reviewing the questionnaires you submitted December 11th, (with the exception of the one for Mid-Plains Feeders that was already returned to you), I was unable to find a questionnaire for No. 3648-3.

Water Right No. 3648-3 authorizes irrigation of 142 acres in the SE 1/4 Section 10, T98N, R53W. Please fill in the questionnaire and return it to our office as soon as possible.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosures

SHELDON PINGREY IRRIGATION SYSTEM #1
Sheldon Pingrey, Centerville, S. Dak. 57011

98.53

R. 53 W.

84.0

59.4

3-21

156.4

Land To Be Irrigated:

NW $\frac{1}{4}$ SE $\frac{1}{4}$	10-98-53	- 40 ac.
NE $\frac{1}{4}$ SE $\frac{1}{4}$	10-98-53	40 ac.
SE $\frac{1}{4}$ SE $\frac{1}{4}$	10-98-53	- 40 ac.
SW $\frac{1}{4}$ SE $\frac{1}{4}$	10-98-53	- 40 ac.

Total 160 ac.

T. 98 N.

124.0

26.7

10

94.7

Proposed Irrig.
Well #1

6.1

37.8

98.53

80 Rods - 30 W

10

15

11

14

MAR 11 1929 23-3 APR 11 1936 48-3

NOT TO SCALE

84.0

179.5

16.1

12R

PERMIT NO 3899-3

350'

WELL

10

124.0

26.7

147.1

3648-3

98-53

3648-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2021

NOTICE

TO: PAUL PETERSEN, 45610 282ND ST, HURLEY, SD 57036

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

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaires

Our records indicate your 2020 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 121-3A, 199-3, 289-3, 3411-3, 1773-3, 3632-3, 3633-3 & 3648-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 164-3, 2053-3, 2852-3, 3906A-3, 5261-3, 5373-3, 5555-3, 6221-3 & 7588-3 qualification:

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

The hearing will be held at **Wednesday, March 3, 2021 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 164-3, 2053-3, 2852-3, 3906A-3, 5261-3, 5373-3, 5555-3, 6221-3 & 7588-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 121-3A, 199-3, 289-3, 3411-3, 1773-3, 3632-3, 3633-3 & 3648-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 3, 2021** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: XTHTSS**

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.

3648-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 2, 2021

Paul Petersen Farms
45610 282nd St
Hurley SD 57036

RE: Water Permit or Right Nos. 121-3A, 164-3, 199-3, 289-3, 1773-3, 2053-3, 2852-3, 3411-3, 3632-3, 3633-3, 3648-3, 3906A-3, 5261-3, 5373-3, 5555-3, 6221-3 & 7588-3

Dear Mr. Petersen:

I am writing to acknowledge receipt of your 2020 irrigation questionnaires.

You may disregard the January 22, 2021, "Notice" concerning reporting requirements for the above listed water permits and rights. 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,

A handwritten signature in cursive script, appearing to read "Genny McMath".

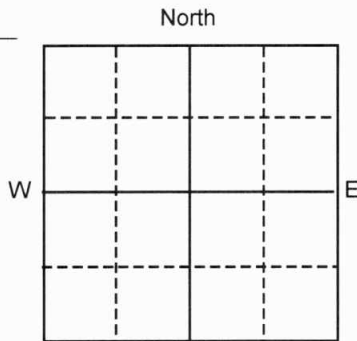
Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location NW ¼ SE ¼ Sec 10 Twp 98 Rg 53

County Turner

Please mark well
location with an "X"

Well Completion Date

April 25, 2022

← 1 Mile →

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
1,600.0 ft. from NW OF SEPTIC (identify source)

PROPOSED USE:

☐ Domestic/Stock ☐ Municipal ☐ Business ☐ Test holes
☒ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

MUD ROTARY

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
LB/FT	12.00 IN	0.0 FT	61.0 FT	17.75 IN
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
BENTONITE	18	Lb/gal	0.0 Ft	57.0 Ft
		Lb/gal	Ft	Ft

Describe grouting procedure

SCREEN:

☐ Perforated pipe ☒ Manufactured

Diameter 12.00 Inches

Length 20.0 Feet

Material PVC SLOTTED

Slot Size .050 Set From 61.0 Feet to 81.0 Feet

Other information 12" 20' pvc slotted .050 slot 61' to 81'

12" 20' stainless steel .040 slot 81' to 101'

WAS A PACKER OR SEAL USED?

☐ Yes ☒ No

If so, what material?

Describe packer(s) and location

DISINFECTION: Was well disinfected upon completion?

☐ Yes, How?

☒ No, Why Not? irrigation only
Lab to which water
quality sample sent for analysis

Well Owner: BRETT PETERSEN

Business Name:

Address: 45610 282ND ST

City, State, Zip: HURLEY SD 57036

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
TOP SOIL	0	1
CLAY BROWN	1	8
SAND & GRAVEL	8	38
CLAY	28	46
SAND & GRAVEL LAYERED	46	100
CLAY GRAY SANDY	100	111

STATIC WATER LEVEL 17.0 FEET

If flowing: closed in pressure PSI

GPM flow through Inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other

Reduced flow rate GPM

Can well be completely shut in?

WELL TEST DATA:

☒ Pumped Describe:☐ Bailed☐ Other

Pumping Level Below Land Surface

39.9 Ft. After 2.0 Hrs. pumped 900.0 GPM

Ft. After Hrs. pumped GPM

If pump installed, pump rate: GPM

REMARKS

12" well SEC 10 HURLEY SD
GPS N 43 19.1200 W 97 5.2490This well was drilled under license # 475 and this
report is true and accurate.

Drilling firm: THEIN WELL COMPANY, INC

Signature of License Representative:

Signature of Well Owner or Equitable Property Holder:

RECEIVED

JUL 01 2022

Date:

OFFICE OF
WATER

Legend

280th St

280th St

456th Ave

455th Ave

456th Ave

Dakota Windmill & Supply

N 43 19.1200 W 97 5.2490 Brett Petersen 101' 12" well for Dairy Irrigation

281st St

281st St

281st St

281st St



3000 ft

Google Earth