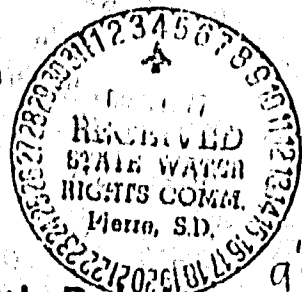


Water Right Number 3714-3

1. Considered 3-23, 19 77
2. Name of Applicant DANIEL WOLF
3. Post Office Address DOLAND
4. Amount of Water claimed NO ADDITIONAL
5. Source of Water supply 89' WELL (EXISTING)
6. Water to be used for IRRIGATION
- Acres to be irrigated 160
7. Water to be diverted and used in SPINK County
about 4W, 2N miles of DOLAND
8. Proof of Publication Received 3-21-77
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____

10. Remarks:

Map No. 2998-3 Water Division No. 3 JAMES RIVER District 3
 (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 Daniel Wolf Lowell G. Huse
 Postoffice address Doland Carpenter State South Dakota 57716
 If a corporation show date and place of incorporation _____
 2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract
 3. Name of diversion work To use same well as for permit # 3103-3
 4. Amount of water claimed (cubic feet per second) 0
 5. Source of water supply Existing well that is being used for irrigation under Permit #3103-3
 6. Location of point of diversion NW 28 - 117 - 61

- County Spink
 7. Annual period or periods during which water is to be used May 1 -- October 1
 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 acres
 List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NW 1/4 SW 1/4 21 - 117 - 61	40		
SW 1/4 SW 1/4 21 - 117 - 61	40		
SE 1/4 SW 1/4 21 - 117 - 61	40		
NE 1/4 SW 1/4 21 - 117 - 61	40		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system one years. Additional time required to complete application of water to the proposed beneficial use one years.
 11. Choice of newspaper for Notice of Intent to Appropriate Water publication Redfield Press
 12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.
Existing well under Permit # 3103-3

B. Works proposed to transport water to place of use.
Buried pipeline from NW 28 - 117 - 61 to SW 21 - 117 - 61

C. Works proposed to apply water to beneficial use.
Towable center pivot from existing well

Estimated Total Cost \$10,000.00

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 SPINK

I, Daniel Wolf 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 Daniel WolfSubscribed and sworn to before me this 2 day of March 1977

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3714-3

DANIEL MOORE LOWMEYER PO BOX 57436
(Applicant) (Post Office Address)

SOUTH DAKOTA 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 MARCH 4, 19 77

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

Date of receipt of corrected application _____, 19 _____

Approved MARCH 23, 19 77, Recorded in Book 18 Page 63

WATER RIGHT PERMIT NO. 3714-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3714-3 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 MARCH 4, 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 NO ADDITIONAL 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: MAY 1 TO OCTOBER 1

Witness my hand this 21ST day of APRIL, 19 77

WATER RIGHTS COMMISSION

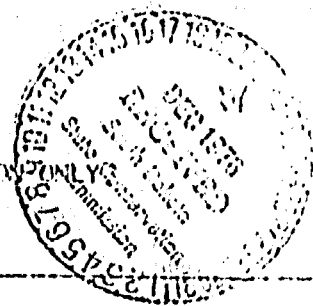
By: John K. Kott
Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

COMMISSION
FORM W1 #1

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



NAME Daniel Wolf

ADDRESS RR #1 Box 20, Deland, South Dakota 57126

COUNTY Spink

LEGAL DESCRIPTION

1. WELL LOCATION NE 1/4 of 28-117-61
2. LOCATION OF AREA TO BE IRRIGATED NE 1/4 of 28-117-61

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT _____ GUN _____
4. CROPS TO BE IRRIGATED Corn, Alfalfa, Small Grain

WATER QUALITY

5. SAMPLE NUMBER 76-1821
6. SALINITY (EC X 10⁶) 1416 (high)
7. SODIUM (SAR) 2.60 (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 Spink 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.

Daniel Wolf
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
17 DAY OF Dec 19 76

Margie McLean
Notary Public
(TITLE OR SEAL)

Alvin J. Dyer
APPROVED/DISAPPROVED

(SOILS INFORMATION ON REVERSE SIDE)

SOIL NO.SOIL DESCRIPTION

WS 28-117-61

No. 1 Aberdeen Silty
Clay Loam

This is an imperfectly drained clayey soil occurring on level positions on the Glacial Lake Dakota Plain. It is extensive, and usually occurs in large patches away from stream valleys. The parent material is lake-laid silts and clays. The clayey subsoil is only slowly permeable and salts and alkali are usually present in moderate amounts below the subsoil. This unit is a poor prospect for irrigation due principally to the low permeability of the subsoil and parent material.

No. 15 Beotia Silt
Loam

This is a well-drained, friable soil occurring on level positions near streams. The parent material of this soil is lake-laid silts. The soil profile is permeable, yet has good water holding capacity. There are occasionally slight concentrations of salts and alkali in the parent material. This soil is an excellent prospect for irrigation if drainage through the parent material is adequate.

No. 16 Beotia Silt
Loam

This soil differs from unit No. 15 in two respects: the substratum of this soil is usually moderately saline while the substratum of unit No. 15 is occasionally slightly saline; and the subsoil of this soil is finer textured than unit No. 15. It is a good prospect for irrigation if substratum drainage is adequate.

No. 47 Great Bend
Silt Loam

This is a well-drained, friable, silty soil. The parent material is lake-laid silts. This soil is usually permeable and may have slightly to moderately saline parent material. It is an excellent prospect for sprinkler irrigation.

No. 69 Houdek-Tonilla
Silt Loams,
Undulating

This complex consists of two undulating soils developed in glacial till. The soils are moderately permeable but the glacial till substratum is only slowly permeable and usually contains a slight to moderate concentration of salts. It is a good prospect for sprinkler irrigation.

No. 92 Lamoure Silty
Clay Loam

This is a poorly drained soil developed on stream bottoms from stream depositional materials of moderately fine texture. This soil has low permeability and is subject to flooding by stream overflow and by water from adjacent lands. The profile is calcareous at the surface and may be slightly saline in the lower part of the profile and in the parent material. It is a poor prospect for sprinkler irrigation.

Form 5 - Notice of Intent to Appropriate Water

No. 3714-3

Publish first publication, on or before March 10, 1977

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 4, 1977

Notice is hereby given that Daniel Wolf

whose post office address is Deland, 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 no additional cubic feet of water per second of time from the ground water (existing well) through the Wolf #1

the point of diversion of which is to be located in the

SW 1/4 NW 1/4

of Section 26, Twp. 117N, Range 61W. Said water to be used for the purpose of providing irrigation on the following described land:

SW 1/4, Section 31, T117N, R61W

This application No. 3714-3 will be considered by the Water Rights Commission at their office at Pierre upon the 23rd day 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

BFJ/bw

cc:

Daniel Wolf, Deland, S.D. 57436

No. 3714-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Spink) ss.

I, Robert A. Jankovich hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Leadwell Press

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 Leadwell

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

March 10, 1977

March 17, 1977

Robert A. Jankovich
(Signature)

Clerk
(Title)

March 17, 1977
(Date Signed)

No. 85

No. 3714-3
NOTICE
INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501
March 4, 1977
Notice is hereby given that
Daniel Wolf, whose post office
address is Doland, South Dakota,
has made an application in ac-
cordance with the provisions of
the water laws of South Dakota
for a permit to appropriate for
beneficial use no additional cubic
feet of water per second of time
from ground water (existing
well) through the Wolf No. 1, the
point of diversion of which is
located in the SW 1/4 NW 1/4 of
Section 28, Twp. 117N, Range
61W. Said water to be used for the
purpose of providing irrigation on
portions of the following
described land: SW 1/4 NW 1/4
SW 1/4, Section 21, T117N, R61W.
This application No. 3714-3 will
be considered by the Water
Rights Commission at their office
at Pierre upon the 23rd day 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

BFJ-bw

cc: Daniel Wolf, Doland, S. D.
57436

(March 10, 17)



3751 Daniel H. H. H.
10448 Lee H. H. H. H.

10448 - 250 W. H. H. H. H.
in H. H. H. H. H. H. H.
H. H. H. H. H. H. H.

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 7141

PIERRE, November 30, 1979

RECEIVED OF Lowell J. Hoffer, Carpenter, SD 57322

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 <u>transfer of water right No. 3714-3</u>	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 Hatch
Chief Engineer, Executive Officer
JOHN HATCH (EY)

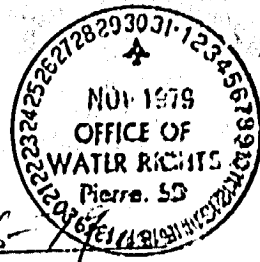
FORM 20

NO. 3714-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: X 11-26-79



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

NW 1/4 Section 28, T117N, R61W

formerly owned by Daniel Wolf, Doland, SD

has been transferred to Lowell J. Hofer, Carpenter, SD 57322

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

Water Right Permit No. 3714-3 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 the Board of Water Management 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)

X County of Spink) ss.

I, Lowell J. Hofer 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.

Lowell J. Hofer
(Signed)

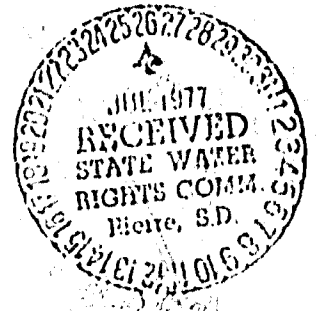
Subscribed and sworn to before me this 26th Day of November, 1979.

Dennis Olsen
(Notary Public)

DENNIS OLSEN, NOTARY PUBLIC
My Commission Expires May 22, 1986

Form 10.

No. 3714-3



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

Post Office Pierre
Date 7/25/77

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. 3714-3.

Water Right Permit No. 3714-3 states that the diversion system is to be constructed by 3/23, 1978 and that the water is to be put to beneficial use by 3/23, 1979.

The diversion system was completed on 5/10, 1977.
Applying the water to beneficial use was completed on 5/15, 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.

Daniel Wolf
(Signature)

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

Joe Foss Building
823 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

No. 4586-3

3714-3

May 10, 1983

Lowell J Hofer
RR #1
Carpenter SD 57322

Dear Mr. Hofer:

Enclosed herewith is, Water License No. 4586-3. This is the final water right document completing your process of obtaining a water right.

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.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH: ks

Enclosures

NOTE: Applicable portions of Permit Nos. 3103-4 and 3714-3 have been incorporated into this Water License.

WNR-817.3/83
Transmittal of Water License

Adapt N° 2985 Ad N° 3714-3

