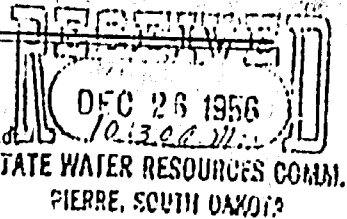


1. Considered March 12, 1957
2. Name of Applicant Marshall Quinn # 376-3
3. Post Office Address EIK Point, South Dakota
4. Amount of water claimed 2.28
5. Source of water supply ground water
6. Water to be used for Irrigation
Acres to be irrigated 160
7. Water to be diverted and used in Union County about
10 miles 1/4 of EIK Point
8. Proof of Publication Received
Not Received
9. Application Approved
Subject to _____
Not Approved
Action deferred
10. Remarks:

Reclamation recommended due to aquifer conditions

No. 376-3

Water Division No. 2 Big Sioux 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 NORREL QUAM
Postoffice address ELK POINT, County UNION, State S. DAK

- I. If a corporation
- (a) Name of same
 - (b) Date and place of incorporation
 - (c) Amount of capital stock
 - (d) Amount paid in
 - (e) Names and addresses of directors

(NOTE—A certified copy of articles of incorporation must accompany the application.)

- II. Method of accomplishing the work and financial resources of the applicant:
- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)
contract
 - (b) Cash on hand, \$
 - (c) Treasury stock, \$
 - (d) Bonds to be issued, \$
 - (e) Other resources, \$

2. Name of diversion work Quam Project
3. Amount of water claimed 2.28 cubic feet per second
4. Source of water supply ground water
5. Location of point of diversion 1/4 Sec 11 T92 R50 on Union County.
6. Annual period or periods during which water is to be used April through October each year
7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Sprinkler
- (a) Number of acres to be irrigated 160 acres.
 - (b) Legal subdivisions to be irrigated N.W. 1/4 Sec 11 T92 - R50
(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)
 - (c) Statement as to domestic use (giving location, etc.) None

- II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

- (a) Nature of use None
Name any of the above uses claimed
- (b) Amount of power to be generated _____ horse power.
Amount claimed for engine cooling _____
- (c) Location of plant _____
- (d) Method of developing power _____
- (e) Point where water will be returned to stream _____

Map No. 283-3

8. Estimated cost of work:

(a) Head Gates, \$ (b) Pumping plant, \$
 (c) Fluming, \$ (d) Canal-earth, \$ Rock, \$
 (e) Other structures \$ Total, \$

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

II. Dimensions of works:

(a) Dam: Height feet; length at bottom feet; length at top
 feet; thickness at bottom feet; thickness at top
 feet; slope at front water face; slope at back face
 material used in construction

(b) Reservoir: Capacity when filled acre feet. Surface area at
 mark acres.

DEPTH AT OUTLET- FEET	SURFACE AREA AT EACH DEPTH AT OUTLET—ACRES	FEET	ACRE- FEET CAPACITY

(c)* Head gate: Width feet; height feet.
 Material

(d) Canal: Total length miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At Mile	..... feet	..... feet	..... feet	..... feet
At Mile	..... feet	..... feet	..... feet	..... feet
At Mile	..... feet	..... feet	..... feet	..... feet
At Mile	..... feet	..... feet	..... feet	..... feet
At Mile	..... feet	..... feet	..... feet	..... feet
At Mile	..... feet	..... feet	..... feet	..... feet

(Give dimensions where reduction in size are made.)

10. Time required for completion of work: years.
 11. Time required for complete application of water to the proposed beneficial use years.
 12. Choice of newspaper for publication of notice of intention to appropriate

Elk Point Leader Courier

STATE OF SOUTH DAKOTA }
 County of Yankton } ss.

I, Marcel Juan, 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, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed Marcel Juan

Subscribed and sworn to before me this 27th day of December 1957.

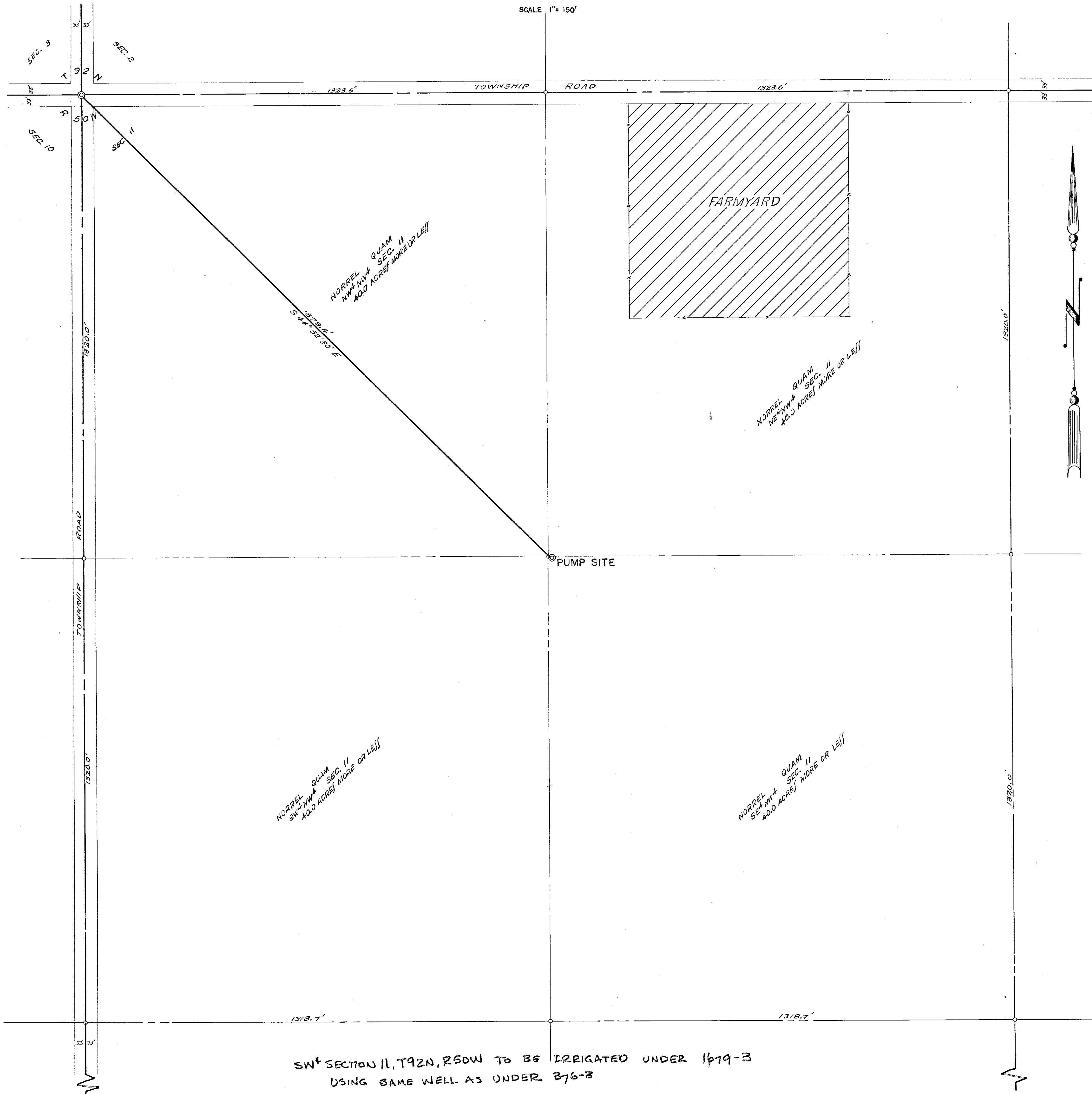
D. J. [Signature]
 Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

PLAT
SHOWING

PUMP SITE AND LANDS TO BE IRRIGATED IN THE NW¹NW⁴,
THE NE⁴NW⁴, THE SW⁴NW⁴ AND THE SE⁴NW⁴ ALL IN
SECTION 11, T92N-R50W OF THE 5TH P.M.

SCALE 1" = 150'



SURVEYOR'S CERTIFICATE
STATE OF SOUTH DAKOTA } s.s.
COUNTY OF UNION }
I, ROBERT M. WHYTE, A REGISTERED LAND SURVEYOR DO
HEREBY CERTIFY THAT AT THE REQUEST OF THE OWNERS I HAVE
SURVEYED THE LANDS SHOWN HEREIN AND THAT SAID SURVEY
IS IN ALL RESPECTS TRUE AND CORRECT.
Robert M. Whyte
REGISTERED LAND SURVEYOR

ON THIS THE 13TH DAY OF NOVEMBER, 1956, BEFORE ME,
PETER A. ANDERSON, THE UNDERSIGNED OFFICER PERSONALLY
APPEARED, ROBERT M. WHYTE, KNOWN TO ME OR SATISFACTORILY
PROVEN TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE
WITHIN INSTRUMENT AND ACKNOWLEDGED THAT HE EXECUTED
THE SAME FOR PURPOSES THEREIN CONTAINED. IN WITNESS
WHEREOF I HEREUNTO SET MY HAND AND OFFICIAL SEAL.

Peter A. Anderson
NOTARY PUBLIC

LEGEND

BEARING LINE	—————
SECTION LINE	-----
1/4 SECTION LINE	- - - - -
1/16 SECTION LINE	.....
R/W LINE	————— x
FENCE	————— x

SW¹ SECTION 11, T92N, R50W TO BE IRRIGATED UNDER 1679-3
USING SAME WELL AS UNDER 376-3

Map No. 283-3
(Appl. No. 376-3)
APPL N^o 1679-3

Remarks by State Water Resources Commission:

This well is located near the outer boundary of the aquifer. Because of aquifer boundary conditions, effects upon domestic water supplies may require restriction of periods of irrigation water withdrawal. In granting this Permit, the Commission believes that the degree of restriction will not reduce seriously the irrigation benefits to the applicant.

STATE OF SOUTH DAKOTA

County of _____ } ss.

Pierre, South Dakota,

January 11, 1957

This is to certify that the foregoing application was received by the Commission at 10:30 o'clock a.m. upon the 26 day of December, 1956

State Water Resources Commission

By: J. W. Brinner
Chief Engineer, Executive Officer

Number of permit 376-3

Date of first receipt of application December 26, 1956

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right December 26, 1956

Approved March 12, 1957, Recorded in Book 4 Page 22

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before _____

September 12, 1957

2nd. The whole of said work is to be completed on or before March 12, 1958

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is _____

March 12, 1959

4th. The water appropriated shall be used for the purpose of irrigation

5th. 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.

6th. 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 system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must 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 12, 1959; said water to be used during the following described annual period:

April to October inclusive

Witness my hand this 22 day of March, 1957

State Water Resources Commission

By: J. W. Brinner
Chief Engineer, Executive Officer

Certificate of Construction Issued September 30, 1957

Water License Issued September 30, 1957

0. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or casing 32", Depth 175'

Type of casing Steel
(wood, concrete, steel, etc.)

Size of casing 18", Thickness of casing 12 Gauge

Length of casing 135' If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen Punched - Steel

Size of perforated screen 18" (diameter), 90' (length)

Thickness of gravel pack 7", length of gravel pack 70'

(c) Water Bearing Materials

Distance to water 22' Character of water bearing materials Glacial Drift & Dakota Sandstone

Thickness of water bearing material 99'

(d) Pump and Motor

Type of pump Vertical Turbine
(centrifugal, propeller, mixed flow, etc.)

Name of pump Loyns-Bowler, size 8" col - 12" Bowl

Kind of motor Propane
(gasoline, electric, diesel, etc.)

Horsepower 75 hp, Name of Motor International

(e) Complete well

Capacity 1250 GPM at drawdown of undetermined of Present Estimated cost

(f) Owner of land upon which well is located Norml. Quinn
Name

Elk Point, So. Dak.
Address

(g) Distance to nearest existing wells

On same owner's property 50 rods. On property owned by others 100 rods

STATE OF SOUTH DAKOTA

WATER LICENSE No. 376-3.

WHEREAS, On the 26th day of December A. D. 1956

Norral Quar

of Elk Point County of Union and State of

South Dakota duly made application (No. 376-3) to us for a permit to use 2.28

cubic feet per second of the waters of ground water

County of Union, State of South Dakota, for irrigation

purposes; and

WHEREAS, On the 22nd day of March A. D. 1957

Permit No. 376-3 was issued to said applicant for the diversion of said water, and providing for the

completion of the works of diversion therein described on or before the 12th

March A. D. 1958 and for the application to beneficial use of said

water on or before the 12th day of March A. D. 1959

and,

WHEREAS, On the 30th day of July A. D. 1957

the holder of said permit duly made proof of the completion of adequate works for the diversion of 2.28

cubic feet per second of said waters, as evidenced by our Certificate No. 376-3

dated September 30, 1957 confirming the completion of works of sufficient capacity for

diverting and conveying to the place of intended use 2.28 cubic feet per second of water, with date of

priority of December 26, 1956 and, and,

WHEREAS, On the 30th day of July A. D. 1957

proof is duly made of the application to beneficial use of 2.28 cubic feet per second of said water;

on 160 acres located in the NW 1/4, Sec 11, T 92 N, R 50 W

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 Norral Quan

of Elk Point, South Dakota the holder and owner of said permit No. 376-3

a water right, dating from December 26, 1957 to the use of 2.28

cubic feet per second of the waters of ground water

in the county of Union and State of South Dakota, or so much thereof as may be
needed for the purposes hereinafter mentioned, to be diverted at 1879.4 feet, S 44° 52'E

or NW Cor., Sec. 11, T 92 N, R 50 W

and conducted to and upon NW 1/4, Sec. 11, T 92 N, R 52 W

for the purpose of irrigation

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 30th day of September A. D. Nineteen
Hundred and Fifty-seven

State Water Resources Commission

By:

J. W. GRIMES, Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

In Book _____ of _____ Page _____

Permit No. **376-3**

Big Sioux

Water Division No. **3** River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Norrel Guam

of Elk Point County of Union and State of South Dakota

the holder of Permit No. 376-3, issued upon Application No. 376-3, bearing date of priority of December 26, 1957, authorizing the diversion of 2.28 cu. ft. per second of the waters of ground water

County of Union, State of South Dakota, at 79.4 feet S 44° 52'E of the NW Cor., Sec. 11, T 92 N, R 50 W

for irrigation

purposes, has fully 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 2.28 cu. ft. per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows,

to-wit: NW 1/4, Sec. 11, T 92 N, R 50 W - - - 160 acres

Witness my hand this 30th day of September A. D. 1957

State Water Resources Commission

By: **J. W. GRIMES**, Chief Engineer Executive Officer

(First Publication before February 8, 1957)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., January 11, 1957

Notice is hereby given that Norrel Quan whose postoffice address is Elk Point S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.28 cubic feet of water per second of time from ~~the~~ ground water through the Quan Project, the point of diversion of which is to be located ~~at~~

~~at~~ In the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11 Twp. 92N Range 50W Said water to be used for the purpose of providing irrigation on the following described land:

NW $\frac{1}{4}$, Sec. 11, T 92N, R 50W

~~AND~~ ~~HEREBY~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 12th day of March, 1957, at 2:00 P.M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

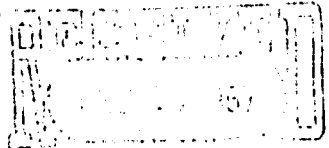
By:

J. W. Grimes, Chief Engineer, Executive Officer

cc: **Publisher**

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Union } ss.



STATE WATER RESOURCES COMMISSION
SIOUX FALLS, SOUTH DAKOTA

Wm. J. Ryan being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Leader-Courier 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 Elk Point County of Union and State of South Dakota;

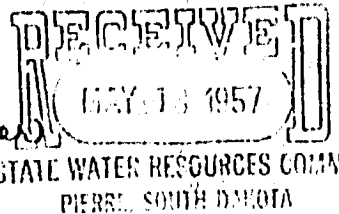
that the said notice was published in said newspaper on the following dates:

- January 17, 1957
 - January 24, 1957
 - January 31, 1957
 - February 7, 1957
- in each and every issue of the full number thereof, the first publication being made on the 17th day of January 1957 and the last publication on the 7th day of February 1957, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was Manager the printer and publisher of the said newspaper.

APPROPRIATION OF WATER
Office of State Water Resources Commission, Pierre, S. Dak., January 11, 1957.
Notice is hereby given that Norrel Quam whose postoffice address is Elk Point, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.28 cubic feet of water per second of time from ground water through the Quam Project, the point of diversion of which is to be located in the SE 1/4 of the NW 1/4 of Section 11, Twp. 92N, Range 50W. Said water to be used for the purpose of providing irrigation on the following described land:
NW 1/4 Sec. 11, T. 92N, R. 50W.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 12th day of March, 1957, at 2:00 P.M. All interested persons may appear and be heard. Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.
State Water Resources Commission
By: J. W. Grimes,
Chief Engineer, Executive Officer
(Pub. Jan. 17-24-31, Feb. 7)

Subscribed and sworn to before me this 11th day of February A. D. 1957

J. W. Grimes
Notary Public Union County, S. D.



Permit No. 376-3

Water Division No. 3

Big Sioux River
Water District

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) Elk Point S.D. Dak.

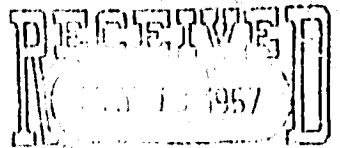
(Date) May 17 - 1957

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the _____ day of _____
10_____, at _____ County of _____ State of South Dakota,
before _____ proof will be submitted of the application to beneficial use
(Examining Engineer or Officer)
of 2.28 cubic feet per second of the waters of ground
_____ in accordance with the terms and conditions of Permit No. 376-3
heretofore issued by the Water Resources Commission of South Dakota.

- The name and postoffice address of the person or corporation holding said permit are
Russel Jeanes Elk Point S.D. Dak.
- The use to which said water has been applied is irrigation
- The amount applied to beneficial use is _____
- The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
N.W. 1/4 Sec 11 T. 9 S. R. 50
- The name of the canal or ditch or other works by which said water is conducted to such place of use is _____
- The right to take the water from such works is based upon permit No. 376-3
- The source of supply from which such water is diverted is ground
- The date of priority which said user is prepared to establish is
Dec. 26 - 1956

(Sign) Russel Jeanes



Permit No. 3-76-3

STATE WATER RESOURCES COMM
PIERRE, SOUTH DAKOTA

Water Division No. 3

Big Sioux River
Water District

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) Elk Point So. Dak.

(Date) May 17 - 1957

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of

2.28 cu. ft. per second of the waters of the state from ground
through the Quon Project
for irrigation purposes

In accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is Naval Team

2. The postoffice address of such person or the place of business of such corporation is Elk Point
County of DeSoto State of So. Dak.

3. The number of such permit is 376-3 and the date set for the completion of such work is March 12 - 1958

4. Said water to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 2.28 cubic feet per second.

6. The amount of land for which said water is available is 160 acres,
particularly described as follows: N W 1/4 Sec 11 T 92 - R 50

I hereby certify that the facts set forth in the above notice are true.

Naval Team

(Signature of Owners)

Permit No. 376-3

Water Division No. 3

Big Sioux River Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that in accordance with your letter of authorization dated ~~XXXX~~ on July 30, 1957

~~XXXX~~ I have ~~XXXX~~ made a thorough examination of the diversion works constructed by Norrel Quam of Elk Point

Union County, South Dakota, holder of Permit No. 376-3 Issued upon Application No. 376-3 bearing date of priority of December 26, 1956, authorizing the diversion of 2.28 cu. ft. per second of the waters of ground water for irrigation

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

The diversion works comprise: Chrysler V-8 Industrial Engine, Model-52; Layne-Bowler Verti-Line Pump, Serial # N4304; A hollow shaft gear converter; 1290 feet of 6 inch main line pipe; 1020 feet of 2 inch lateral; 1560 feet of 4 inch lateral; 86 Model 30 Rainbird 3/32 x 3/16 nozzles; and a pressure gauge on the pump

and the system is in the following condition: excellent

The point of diversion is located 1879.4 feet S 44° 52' E of the NW Cor., Sec. 11, T 92 N, R 50 W

The works are capable of diverting and conveying to the place of use 2.28 cu. ft. per second of water, which is to be used for irrigation

The legal sub-divisions to be irrigated are: NW 1/4, Sec. 11, T 92 N, R 50 W

The domestic use intended comprises _____ comprising a total of 160 acres of land

The utilization for power, mining, or other beneficial uses comprises: _____

Witness my hand, this 26th day of August, A. D. 1957.

—SEAL—

Les Wyborny
Examining Engineer.
Water Rights Engineer

Observations during the Field Inspection on July 30, 1957 of the Norrel Quam Project relative to Application #376-3.

Mr. Quam took time off from stacking to assist me in the inspecting and was very cooperative in answering questions.

The project consisted of 160 ± acres divided into 10-80 acre fields of corn, alfalfa, beans, oats and bromas. The well was located approximately 2 rods SW of the center of the NW $\frac{1}{4}$, Sec 11, T.92N, R.50W. Location both of which are shown on the print of map #283-3.

This sprinkler system was in operation during the inspection.

The well was approximately 177 feet deep with the static water level at 94 feet. It was test pumped at 1000-1100 gpm with an 8 foot drawdown. *I was told that*

Equipment consisted of a Chrysler V-8 Industrial Engine, Model -52, on propane, rated at 75 Hp and operating at about 54 Hp, furnishing power. The pump is a Layne-Bowler Verti-Line, Serial #N4394, 120 foot setting, and set in a concrete base. Estimated at a capacity of 1000 ± gpm and 900 gpm normal operation. A U.S. Hollowshaft Gear Converter was installed. A pressure gauge was installed on the pump. Other equipment included 1290 feet of 6 inch main line, 1020 ft. of 5 inch lateral, and 1560 feet of 4 inch lateral.

He had 86 Rainbird Model 30, 3/32 x 3/16 nozzles. The spread was checked at 104 feet in diameter and Mr. Quam said this was about the normal operating pressure for average conditions. The gauge registered 60 #. The total capacity of the nozzles would be 847.1 gpm @ 60# to an estimated maximum of 1083.6 gpm @ 80#. *I actually saw the pressure gauge worked @ 80#.*

All of the equipment was new and in excellent condition.

The area irrigated and the capacity of the works to convey water to the place of use met the conditions set forth in the permit,

Les W. Wyborny

Les Wyborny
Water Rights Engineer

August 26, 1957

376-3



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

March 25, 1997

376-3
2525-3

Norrel Quam
RR 2 Box 451
Elk Point, SD 57025

Dear Mr. Quam:

I am contacting you in regard to your 1996 irrigation questionnaires. You indicated on the questionnaire for Water Right No. 2525-3 that the well has been discontinued. Since you have two water rights, I want to be sure that I understand correctly which well is no longer used.

Water Right No. 376-3 authorizes irrigation of the NW $\frac{1}{4}$ Section 11, T92N, R50W, from a well in the NW $\frac{1}{4}$. A well log in the file indicates you drilled a replacement well in 1995 for this well.

Water Right No. 2525-3 authorizes irrigation of the NE $\frac{1}{4}$ Section 11 from a well in the same quarter.

Is the well in the NE $\frac{1}{4}$ the one that has been discontinued? If so, is the land irrigated from another water source or have you discontinued irrigation on that quarter?

Please take a few minutes to call or write to me concerning this matter. If you have any questions, please contact me.

Sincerely,

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

376-3

2525-3

**WATER RIGHTS PROGRAM
FILE DOCUMENTATION**

NAME OF PERSON OR FILE: Norrel Quam

ADDRESS: RR #2, Box 451, Elk Point, SD 57025

COUNTY: Union

DATE: April 7, 1997

TELEPHONE: 605 356-2786

RE: status of Water Right No. 2525-3

COMMENTS:

Mr. Quam wrote on his 1996 irrigation questionnaire that he had discontinued the well under Water Right No. 2525-3. Prior to taking any action on the water right, I wrote to Mr. Quam asking for a clarification.

Water Right No. 376-3 authorizes irrigation of the NW $\frac{1}{4}$ Section 11, T92N, R50W, from a well in the NW $\frac{1}{4}$. A well log in the file indicates you drilled a replacement well in 1995 for this well. Water Right No. 2525-3 authorizes irrigation of the NE $\frac{1}{4}$ Section 11 from a well in the same quarter.

Mr. Quam called to confirm that the well in the NE $\frac{1}{4}$ had been discontinued. He is now irrigating that quarter from the well in the NW $\frac{1}{4}$ (authorized under No. 376-3). He still irrigates the same land, however uses only one well instead of two. I told Mr. Quam to write us a letter explaining the situation. This could be used as formal notification that he wishes to file for a change in diversion point location for No. 2525-3. Information in the files indicate that the two wells are into the same water source.

I explained to Mr. Quam that under SDCL 46-5-13.1, the location of the diversion point may be changed if the chief engineer makes a finding that the change does not increase the potential for interference with existing diversions.

Genny McMath

Genny McMath
Environmental Scientist

To whom it may concern
Two years ago I had two
irrigation wells, no. 376-3 and
no 2525-3. They both caved in,
I dug one ^{new} well on the
NW 1/4 Sec 11 T92N, R50W and
put under ground pipe line to
feed the irig pivot in the
NE 1/4 Sec 11

We filled the old wells
casing with free gravel and
concrete.

Hope this is satisfactory to
the Department of Natural
resources

Thank you
Harrel Swan
R-2-Box 451
Elk Point SD,
57025



376-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3131

May 13, 1997

Norrel Quam
RR 2, Box 451
Elk Point, SD 57025

Dear Mr. Quam:

I am writing in regard to your request to authorize the change of diversion point for Water Right No. 2525-3. Water Right 2525-3 appropriates 1.94 cubic feet of water per second (cfs) from one well located in the SE1/4 NE1/4 of Section 11 to irrigate 136 acres located in the NE1/4 Section 11; all in T92N, R50W in Union County.

This is a request to change the point of diversion to the well authorized by Water Right No. 376-3 located in the center of the NW1/4 Section 11, T92N, R50W. One well is now used to operate both of the pivots located in the N1/2 of Section 11. This request is for no additional appropriation of water.

Upon review of the application, pursuant to SDCL 46-5-13.1, I have made a finding that the change of the diversion point will not increase the potential for interference with existing diversions. In making the finding, "does not increase the potential for interference" is interpreted to mean potential for adverse interference. Mr. Quam, I am authorizing this change in the diversion point without application or publication of a notice of hearing pursuant to SDCL 46-2A-4.

If you have any questions, please contact Eric Grönlund at (605) 773-3352.

Very truly yours,

John Hatch
John Hatch, Chief Engineer
Water Rights Program
(605) 773-3352



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 20, 2008

376-3
2525-3

Virginia Quam
31607 475th Ave
Elk Point SD 57025

Dear Ms. Quam:

I am writing to acknowledge receipt of the 2008 irrigation questionnaires for Water Right Nos. 376-3 and 2525-3. Thank you for notifying us that ownership of the water rights needs to be changed from Norrel's name to your name.

Enclosed are partially completed Notice of Transfer of Ownership forms for filing the ownership change. Please review the forms and make any necessary corrections. Upon completion, please sign and return the forms to our office with a required filing fee of \$2.50 each (**total of \$5.00**). The check or money order for the fee can be made payable to the Water Rights Program.

As soon as we receive the completed forms and the filing fees, the water rights will be transferred to you. If you have any questions, please contact me.

Sincerely,

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

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

enclosures

2008 Water Management Board Irrigation Questionnaire

Please fill out and return before **December 1, 2008**

REMEMBER! Return of this questionnaire is required whether or not you irrigated this year.

Return the completed form(s) to the Water Rights Program at 523 E Capitol, Pierre, SD 57501 3181 (605) 773-3352 or send your form(s) electronically over the internet at <https://www.state.sd.us/eforms/secure/eforms/E0455V7-IQ.pdf>

Permit No. 376-3

NORRELL QUAM
31607 475TH AVE
ELK POINT SD 57025

Any address/ownership corrections?

Norrel Quam is deceased. Please change ownership to Virginia Quam, his wife.

Telephone No. 605-356-2786

1. Did you irrigate in 2008? *yes **no
*If yes, _____ acres were irrigated out of the 160.00 acres covered by Permit No. 376-3

**If no, check reason(s) for not irrigating:
sufficient moisture no water available
system not constructed use abandoned
enrolled in CRP , through what year? _____
other , please explain in the Comment Box:

- If your answer to question No. 1 is "no," you are done! If you answered "yes," please complete Nos. 3, 4 & 5.
- Did you apply chemicals or fertilizer through the system in 2008? yes no
- If more than one water source is listed below, circle each source used. **A. GROUNDWATER**
- Provide your water use on the back of this form.

Comment Box



NWNW	NENW	NWNE	NENE
(NW)		(NE)	
SWNW	SENW	SWNE	SENE
NWSW	NESW	NWSE	NESE
(SW)		(SE)	
SWSW	SESW	SWSE	SESE

1 square mile

Office use only

RECEIVED
NOV 19 2008
WATER RIGHTS
PROGRAM

Acreage permitted for irrigation under No. 376-3

(see above section map for help reading legal descriptions)

sec 11-T092N-R50W, NW1/4 - 160.0 acres

Please provide your 2008 water use to irrigate the above acreage on the REVERSE side of this form.

For an example of a completed questionnaire, please refer to the reverse side of your cover letter.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 22, 2009

376-3

2525-3

Virginia Quam
31607 475th Ave
Elk Point SD 57025

Dear Ms. Quam:

I am writing in regard to Water Right Nos. 376-3 and 2525-3, listed in the name of Norrel Quam. In November, 2008, you notified our office through submission of the annual irrigation questionnaire that the water rights should be changed over to your name. Transfer forms were sent to you for completion and to date we have not received anything back from you.

In the event you no longer have the original forms, I am enclosing an additional set. Please review the forms and make any necessary corrections. Upon completion, please sign and return the forms to our office with a required filing fee of \$2.50 each (**total of \$5.00**). The check or money order for the fee can be made payable to the Water Rights Program.

Please be advised that the Legislature passed a bill this year raising the filing fees on applications, licenses and ownership changes. The fee increases will become effective July 1, 2009. The fee increase for an ownership change will be raised from \$2.50 to \$50.00. We will be required to assess the increased fee of \$50.00 for any ownership change filed after July 1st.

To avoid having to pay the higher fee, please submit the enclosed transfer forms and remit the \$2.50 filing fee for each one (total of \$5.00) as soon as possible. If you have any questions, please contact me.

Sincerely,

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

enclosures

RECEIVED

APR 27 2009

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 376-3

Date: 4-22-09

I/We request that Water Right No. 376-3

formerly owned by: Norrel Quam

be transferred to: (name & address) Virginia Quam, 31607 475th Ave, Elk Point SD 57025

Telephone No. 605 356-2786

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

NW ¼ Section 11, T92N, R50W

I/We understand that the validity of Water Right No. 376-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

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

Virginia Quam
(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 4/27, 20 09

RECEIVED OF Norrel Quam 31607 475th Ave Elk Point SD 57025

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use		
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>376-3</u>	2	50
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2 50

No.

04124

By Harland E. Schulte Jr.
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 27, 2009

376-3
2525-3

Virginia Quam
31607 475th Ave
Elk Point SD 57025

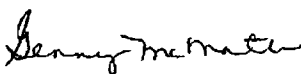
Dear Ms. Quam:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" forms and filing fees you submitted for transferring Water Right Nos. 376-3 and 2525-3. The ownership changes have been completed. The water rights formerly held by Norrel Quam are now listed in your name.

Enclosed for your records are Receipt Nos. 04124 and 04126 in the amount of \$2.50 each.

If I can answer any questions for you, please contact me.

Sincerely,


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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 19, 2009

376-3
2525-3

Virginia Quam
802 E Clay St
Elk Point SD 57025-2110

Dear Ms. Quam:

Enclosed is a "Notice" dated October 16, 2009 concerning the 2009 irrigation questionnaire.

The notice was originally mailed to 31607 475th Ave, Elk Point SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

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

enclosures

376-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

October 27, 2022

376-3
2525-3

Virginia Quam
47435 316th St
Elk Point SD 57025-6639

Dear Ms. Quam:

Enclosed is a "Notice" dated October 21, 2022, concerning the 2022 irrigation questionnaires.

The notice was originally mailed to 802 E Clay St, Elk Point. The post office notified us that your address has changed, and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

December 10th, 2025

376-3

Ben Quam
47435 316th St
Elk Point, SD 57025

Dear Mr. Quam:

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

This year we received word that the property authorized for irrigation under WR No. 376-3 had been sold to you. For your convenience I have enclosed a partially completed "Transfer of Ownership" form for you to complete and return in the pre-paid envelope.

Please return the form with a check for \$50.00 made payable to "SD Water Rights Program" to cover the transfer fee. If you would prefer to pay by card you may call our Fiscal Office at 605.773.5559. This form will still need to be returned even if you are submitting payment over the phone.

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

If you have any questions or concerns, please give me a call. My direct number is 605.773.8204

Sincerely,

Shannon Konst
Water Rights Program
605 773-3352
Shannon.konst@state.sd.us

enclosures

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DEC 19 2025

OFFICE OF WATER

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

PAID

DEC 19 2025

Ck# 6439

Rec't#

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

Water Right/Permit No. 376-3

Date: 12-15-2025

I/We request that Water Right/Permit No. 376-3 formerly owned by: Virginia Quam be transferred to:

New Owner Name: Benny Quam
Address: 47435 316th St. mobile: 605-670-8308
City, State, Zip Elk Point, SD 57025 email: bkquam01@gmail.com

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

160 acres located in portions of the NW1/4 of Section 11, T92N, R50W

I understand that the validity of Water Right/Permit No. 376-3 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below).

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

A fee of Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, Benny Quam, the new owner, certify that the above information is true and correct.

[Handwritten signature]

(signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five-year construction period has expired. Once a water permit is developed, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following reasons:

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

RECEIPT

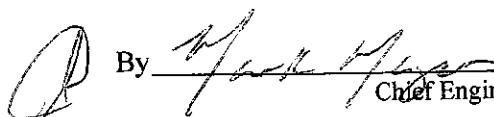
WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date December 19, 2025

RECEIVED OF Benny Quam 47435 316th St Elk Point SD 57025

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 #376-3 _____	\$ <u>50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	TOTAL
	\$ <u>50.00</u>

By  _____
Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

December 22nd, 2025

376-3

Benny Quam
47435 316th St
Elk Point, SD 57025

Dear Mr. Quam:

The South Dakota Water Rights Program is in receipt of the "Notice of Transfer of Ownership" form and the required fees you submitted for Water Right No. 376-3. Enclosed is a receipt of payment for your records.

Water Right No. 376-3 previously held by Virginia Quam is now listed under Benny Quam. I have also updated your contact information in our system.

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

If you have any questions, please contact me.

Sincerely,

Shannon Konst
Water Rights Program
605 773-3352
Shannon.konst@state.sd.us

NOTE: The validity of Water Right No. 376-3 has not been determined by this transfer action. Only the Water Management Board has the authority to determine if a water permit/right is valid.

enclosure