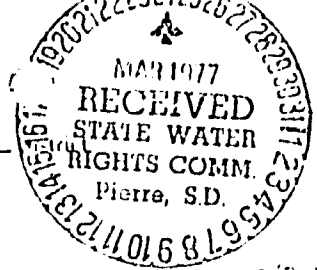


Water Right Number 3810-3

1. Considered 5-25 7:1
2. Name of Applicant LESLIE BOHLMAN
3. Post Office Address TYNDALL
4. Amount of water claimed NO ADDITIONAL
5. Source of water supply 250' WELL (EXISTING)
6. Water to be used for IRRIGATION
Acres to be irrigated 105
7. Water to be diverted and used in BON HOMME County
about 3W, 4S Miles of TYNDALL
8. Proof of Publication
Received 4-21-77
Not received
9. Application
Approved
Subject to
Not approved
Action deferred

10. Remarks:

No 3810-3
 Map No 2855-3 Water Division No 3 MISSOURI RIVER
 (Blocks to be filled by the Engineer for the W. R. C.)


ADDITIONAL ACREAGE

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE: Draw a line through items not applicable)

1. Name of Applicant Leslie Bohlmann
 Past office address Tyndall State South Dakota 57066
 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 Bohlmann #3
 4. Amount of water claimed (cubic feet per second) NO ADDITIONAL
 5. Source of water supply Ground water (Existing well on permit No. 3577-3)
 6. Location of point of diversion NW 1/4 NE 1/4, Sec. 27-T94N-R60W

- County Bon Homme County
 7. Annual period or periods during which water is to be used May thru 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 105

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.
Balance of E 1/2 Sec. 27,			
T94N, R60W	105		

Attach sheet if more space is needed

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

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

pump

B. Work proposed to transport water to place of use

pipe (underground)

C. Work proposed to apply water to beneficial use.

sprinkler - moveable

Estimated Total Cost \$ 11,000.00
 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 RUGLES
 I, Leslie Bohlmann 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 Leslie Bohlmann
 24th day of March 19 77

BETTY WESTLUND, Land/Water Clerk II

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 3810-3
LESLIE BOHLMAN TYNDALL
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57066 With the following modifications:
 (State)

The irrigation well approved under this Permit will be located near domestic wells and other irrigation wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in irrigation wells having prior water rights.

Date of first receipt of application MARCH 24 19 77
 Date of return to applicant for correction, amendments or changes required _____ 19 ____
 Date of receipt of corrected application _____ 19 ____
 Approved MAY 25 19 77 Recorded in Book 18 Page 221

WATER RIGHT PERMIT NO. 3810-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 3810-3 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 24 19 77
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 25 19 79
3. The whole of said work is to be completed on or before MAY 25 19 82
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 25 19 86
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 MAY 25 19 86; said water to be used during the following described annual period MAY THRU NOVEMBER

Witness my hand this 9TH day of JUNE 19 77

WATER RESOURCES COMMISSION

By:

John A. Galt
 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 16" casing, Depth 250'

(2) Casing, Type Steel, Diameter _____ Thickness _____
(wood, concrete, steel, etc)

(3) Perforated Screen.

Type _____, Diameter _____, Length _____

(4) Gravel Pack, Thickness _____, Length of gravel pack _____

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 _____

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

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

On same owner's property _____ rds. On property owned by others _____ rds.

G. Water Storage Dams.

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

[Signature]
Signature of Applicant

SEE PERMIT NO 3577-3
FOR WATER QUALITY DATA

Form 6 - Notice of Intent to Appropriate Water

No. 3810-2

Publish first publication, on or before May 10 1977

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 4, 19 77

Notice is hereby given that Leslie Bohman

whose post office address is Tyndall, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use

No Additional cubic feet of water per second of time from the ground water through the Bohman # 3, the point of diversion of which is to be located in the _____

NW 1/4 NE 1/4

of Section 27, Twp. 94N, Range 60W. Said water to be used for the purpose of providing irrigation on the following described land:

SW, Section 27-T94N-R60W

This application No. 3810-2 will be considered by the Water Rights Commission at their office at Pierre upon the 25th of May, 19 77, at 10:00 A.M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

JAMES WINTERSON
Water Rights Specialist

BFJ/bw

cc: Leslie Bohman, Tyndall, South Dakota 57066

No. 3810-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Ben. Homme) ss.

I, Wayne L. Bestland hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Tyndall Tribune & Register

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

City of Tyndall
County of Ben. Homme and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

April 14, 1977

" 21, 1977

Wayne L. Bestland
(Signature)

Publisher
(Title)

4-21-77

(Date Signed)

NOTICE INTENT
TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 4, 1977

Notice is hereby given that
Leslie Bohlmann whose post
office address is Tyndall, So.
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 No Additional of
water per second of time from
ground water through the Bohl-
mann No. 3, the point of diversion
of which is to be located in the
NW ¼ NE ¼ of Section 27, Twp.
94N, Range 60W. Said water to be
used for the purpose of providing
irrigation on portions of the
following described land: E ¼,
Section 27-T94N-R60W.

This application No. 3810-3 will
be considered by the Water
Rights Commission at their office
at Pierre upon the 25th day of
May, 1977, at 10:00 A.M. All
interested persons may appear
and be heard.

WATER RIGHTS COMMISSION
By: JAMES WINTERTON
Water Rights Specialist
(April 14 & 21)



5/10-8

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

March 27, 1987

Leslie Bohlmann
RR #1 Box 121
Tyndall, SD 57066

Dear Mr. Bohlmann:

Enclosed are copies of Water Permit Nos. 2299-3, 3577-3A and 3810-3. I believe these permits cover the areas you are presently irrigating.

Check over the permits and if you find any discrepancies or feel some changes need to be made either on the existing permits or by way of a new application, contact our office.

If I can be of further assistance, please let me know.

Sincerely,

Genny McMath

GENNY MCMATH
Natural Resources Analyst

encl



January 29, 1993

NOTICE

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

TO: LESLIE BOHLMANN
RR 1 BOX 121
TYNDALL SD 57066

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Violation of Water Permit No(s) 3577-3A & 3810-3, 5424-3 and 1992 Irrigation
Questionnaire Requirements

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 3577-3A & 3810-3, 5424-3. The request for the Questionnaires was dated October 16, 1992. The Water Management Board has directed that owners of water permits who have not submitted the 1992 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will be to determine if Permit No(s) 3577-3A & 3810-3 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) 5424-3 qualification:

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

The hearing will be held at 9:30 am, March 3, 1993, at the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, 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 SDCL 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) 5424-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3577-3A & 3810-3 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. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaires are received in this office before the March 3rd hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.



3810-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 11, 1993

3577-3A
3810-3
5424-3

Leslie Bohlmann
RR #1 Box 121
Tyndall, SD 57066

Dear Mr. Bohlmann:

I am writing to acknowledge receipt of your 1992 irrigation questionnaires for Water Permit Nos. 3577-3A, 3810-3 and 5424-3. You may disregard the January 29, 1993 Notice of Violation of Water Permits and 1992 Irrigation Questionnaire Requirements.

The questionnaires were received prior to the Water Management Board Meeting and your name has been deleted from the agenda. If you have any questions, please contact me at (605) 773-3352.

Sincerely,

Genny McMath
Natural Resources Analyst
Water Rights Division



3810-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-1181

NOV 12 1997

3577-3A

Leslie Bohlman
RR 1 Box 121
Tyndall, SD 57066

Dear Mr. Bohlman:

Enclosed is Water License No. 3577-3A. This is the final water right document completing your process of obtaining a water right. Enclosed is Receipt No. 415385 in the amount of \$50.00 which was paid for the investigation and issuance of the water license.

For information purposes only, SDCL 46-5-27 requires that if the owner of an existing well, such as the well authorized by this water right, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the water license, State Water Laws provide that you have a continuing right to the use of the water. If you have any questions, please contact us.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Program
(605) 773-3352

gm

enclosures

Note: The applicable portions of Water Permit No. 3810-3 were incorporated into water License No. 3577-3A

Point of Diversion

3-13

NE 1/4 Sec 27 T94 R60

Gary LaCompte
District Conservationist

94-60

2-13

MAP 2553-3
 Appl # 3810-3
 Map # 2553-3