

Water Right Number 3812.5

1. Considered 5-25, 77
2. Name of Applicant ARNOLD KNECHT
3. Post Office Address PARKER
4. Amount of water claimed 2.28
5. Source of water supply 43' WELL
6. Water to be used for IRRIGATION
Acres to be irrigated 160
7. Water to be diverted and used in TURNER County
about 2E Miles of PARKER
8. Proof of Publication
Received 4-13-77
Not received _____
9. Application
Approved _____
Subject to _____
Not approved _____
Action deferred _____
10. Remarks:

Map No. 3074-3 Water Division No. 3 VERMILLION RIVER District 1
 (Blanks to be Filled by the Engineer for the W. R. C.)


APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

Applic. #2 (adding more land) (NOTE - Draw a line through items not applicable)

1. Name of Applicant Arnold L. Knecht
 Postoffice address Parker, State S. D. 57053
 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 diversion work Knecht #1
 4. Amount of water claimed (cubic feet per second) 160 2.28
 5. Source of water supply Well (Same well as first applic. acreage to be irrigated increased from 110 to 160 ac.)
 6. Location of point of diversion Same as on Applic. #1

- 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.) Irrig.
 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.
N $\frac{1}{2}$ SW $\frac{1}{4}$ 15-99-53	40		
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 15-99-53	40		
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 15-99-53	40		
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 15-99-53	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 New Era, Parker, SD 57053
 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 Center Pivot

C. Works proposed to apply water to beneficial use.

Center Pivot Sprinkler System. Note: Lonsar system purchased; electric system with reverse which will cover more acres than previously applied for.

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 Turner
 I, Arnold L. Knecht, 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 Arnold L. Knecht
 25th day of March 19 77
 Notary Public
 Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3812-3
ARNOLD L. KNECHT PARKER
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57053 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 28 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 223

WATER RIGHT PERMIT NO. 3812-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3812-3 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 28 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 77
3. The whole of said work is to be completed on or before MAY 25 19 78
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 25 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 MAY 25 19 79; said water to be used during the following described annual period: APRIL - NOVEMBER

Witness my hand this 9TH day of JUNE 19 77

WATER RIGHTS COMMISSION

By:

John H. Hark
 Chief Engineer, Executive Officer

Certificate of Construction Issued July 31 19 80Water License Issued July 31 19 80

Note: Same well as shown on
Applic. #1.

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 1 3/4", Depth 11 3/4'
- (2) Casing, Type steel Diameter 1 1/4" Thickness 1/4"
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type Stainless steel, Diameter 1 1/4", Length 15'
- (4) Gravel Pack. Thickness 2", Length of gravel pack 10'

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 Same as shown on Applic. #1
(See Applic. #1)

Depth to top of water bearing material See Applic. #1

Depth to bottom of water bearing material See Knecht Applic. #1

Thickness of water bearing material " "

Depth to water (ground surface to water level) " "

- (2) Distance to nearest existing household or livestock watering wells. Same as for Knecht Applic. #1

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.

n/a

Arnold L. Throckm
Signature of Applicant

Permit No. 3812-3

Water Diversion No. 3 Vermillion River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Arnold L. Knacht

_____ the holder _____ of
Permit No. 3812-3, issued upon Application No. 3812-3, bearing date of priority of October 28,
1976 & March 28, 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 22° east, 120 rods from SW corner, Section 15, T99N, R53W

_____, for _____ irrigation

purposes, has 5 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 1.88 cu. ft. per second of water.

Date July 21, 1980

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

WATER LICENSE NO. 3812-3

(1) WHEREAS, On the 28th day of March A. D. 19 77

Arnold L. Knacht

made Water Right Application No. 3812-3 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

purpose; and

(2) WHEREAS, On the 25th day of May A. D. 19 77

Permit No. 3812-3, with a date of priority of *1.6 cfs from October 28, 1976 & .28 cfs from March 28, 1977 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 25th day of May A. D. 19 78 and for the application to beneficial use of said water on or before the 25th day of May 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 1.83 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 15, T99N, R53W

	Acres
<u>NW$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>34</u>
<u>NE$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>34</u>
<u>SW$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>26</u>
<u>SE$\frac{1}{4}$ SW$\frac{1}{4}$</u>	<u>34</u>
<u>TOTAL</u>	<u>128</u>

* The applicable portions of Permit No. 3276-3 have been incorporated into this Water License and Permit No. 3276-3 has been placed in a cancelled status.

(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 Arnold L. Knecht

_____ of Parker SD

the holder _____ and owner _____ of said permit No. _____ a water right, dating from October 28, 1976
and March 28, 1977 to use of 1.83 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 north 22° east, 120 rods from the
SW corner, Section 15, T99N, R53W

and conducted to and upon portions of land in Section 15, T99N, R53W more fully described
on the face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 3812-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 21st day of July A. D.
Nineteen Hundred and Eighty

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

SEE PERMIT NO 3276-3
FOR WATER QUALITY DATA

No. 3812-3Publish first publication, on or before May 12, 1977**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

April 1, 1977

Notice is hereby given that Arnold L. Knecht
whose post office address is Parker, 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
2.28 cubic feet of water per second of time from the gallina water through the
Knecht #1, the point of diversion of which is to be located in the _____

NE 1/4 SW 1/4
of Section 15, Twp. 29N, Range 53E. Said water to be used for the purpose
of providing irrigation on portions of the following described land:

SW 1/4, Section 15-29N-53E

This application No. 3812-3 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 HINGSTON
Water Rights Specialist

3FJ/bw

cc: Arnold L. Knecht, Parker, South Dakota 57053

No. 3812-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County TURNER) ss.

I, EARL J. BORMANN hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the GROUND WATER

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

NEW ERA of Parker, S. Dakota

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

THURSDAY, APRIL 7th, 1977

THURSDAY, APRIL 14th, 1977

[Signature]
(Signature)

owner
(Title)

4-6-77
(Date Signed)

No. 3812-3
NOTICE OF INTENT
TO APPROPRIATE WATER

Pierre, South Dakota 57501
April 4, 1977

Notice is hereby given that
Arnold L. Knecht, whose post office
address is Parker, 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 2.28 cubic feet of
water per second of time from
ground water through the Knecht
No. 1, the point of diversion of
which is to be located in the
NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15, Twp.
99N, Range 53W. Said water to
be used for the purpose of prov-
iding irrigation on portions of
the following described land:

SW $\frac{1}{4}$, Section 15—T99N—
R53W.

This application No. 3812-3
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

BFJ/bw

cc: Arnold L. Knecht, Parker,
South Dakota 57053
(2tc2—April 7 & 14, 1977)



RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7605

PIERRE, July 27, 1900

RECEIVED OF Arnold Knecht, Route 11, Box 49 Parker SD 57053

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. 3812-3 1	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. 3812-3 1		
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	50	00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer
JOHN HATCH (Sgd)

Permit No. 3812-3Water 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 ARNOLD L. KNECHT of PARKER holder of Permit No. 3812-3, bearing date of priority of 1.6 CFS FROM OCTOBER 28, 1976 1.28 CFS FROM MARCH 28, 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:

43' DEEP WELL WITH 14" DIA STEEL CASING - 15' S.S. SCREEN
BERKELEY 8" PUMP #7700860 - 3 STAGE 120ZBH BOWLS
POWERED BY 60HP G.E ELECTRIC MOTOR

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

800' 10" BURIED PLASTIC LINE TO CENTER OF PLOT

C. Works used to apply water to beneficial use.

ZIMMATIC 10 TOWER CENTER PIVOT SYSTEM WITH
#100 END GUN

The system is in the following condition: GOOD

The point of diversion is located N 22° E, 120 RODS FROM THE SW
CORNER, SECTION 15, T99N, R53W

The works are capable of diverting and conveying to the place of use 1.88 (850 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 15, T99N, R53W

<u>NW 1/4 SW 1/4</u>	<u>34</u>
<u>NE 1/4 SW 1/4</u>	<u>34</u>
<u>SW 1/4 SW 1/4</u>	<u>26</u>
<u>SE 1/4 SW 1/4</u>	<u>34</u>

comprising a total of 128 acres of land. = 1.28

THE ~~ARRANGED~~ WATER LICENSE INCLUDES THE APPLICABLE PORTIONS OF PERMIT NO 3276-3, AND PERMIT NO 3276-3 HAS BEEN CANCELLED.

Date JUNE 20, 1980

[Signature]
 (Signature)

No. 3812-3



Department of Water & Natural Resources

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

July 21, 1980

Arnold Knecht
Route 1, Box 49
Parker SD 57053

Dear Mr. Knecht:

Enclosed herewith are Water License No. 3812-3 and Certificate of Construction.

Water License No. 3812-3 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, WMD

JH: kw

enclosures

NOTE: The applicable portions of Permit No. 3276-3 have been incorporated into this Water License and Permit No. 3276-3 has been placed in a cancelled status.

WNR-317-7/79
Transmittal of Water License

11-3-80

Betty

Sec of Conservation
Comm. will
afford original
W. G. approval to
entire quarter.

I do not see any
W. G. approval for additional
acres.

JH

Callid: 11-5-80 Wynn sent to Sec
Sec ok'd the add'l 18 acres
since it is all in SW⁴ and
soil map was for SW⁴.

Betty Wooten

South Dakota
Department of
Water & Natural Resources

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

April 12, 1985

Arnold L Knecht
RR 1 Box 49
Parker SD 57036

Notice

Re: Violation of Requirement To Submit 1984 Irrigation Questionnaire

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s). 3812-3. The request for the Questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 10:30 a.m., May 15, 1985 in the Civil Defense Room, State Capitol Building, Pierre, South Dakota.

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

1. Amend Permit No(s). 3812-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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

Sincerely,

John Hatch
John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

NOTE: If the questionnaire(s) is received in this office before the May 15th hearing date, your name will be deleted from the agenda for the hearings.

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

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-2181

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Arnold L. Knecht
RR #1, Box 49
Parker, SD 57036

FROM: John Hatch, Chief Engineer
Water Rights Division 773-3352 *John Hatch*

SUBJECT: Amendment to Water Permit No(s). 3812-3.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 3812-3 to add the following qualification:

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

The addition of this qualification to your Permit means that failure to submit the required Irrigation questionnaire in the future could result in suspension of the water permit and no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.



Department of Water & Natural Resources

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

Attachment to Water Permit No(s). 3812-3

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 3812-3 to add the following qualification:

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



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 3812-3

May 26, 1987

Roger Knecht,
RR 1, Box 49
Parker, South Dakota 57053

Dear Mr. Knecht:

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,

Maxine Stirling
Secretary

MS/
Enc.

DWHR-820A-8/33



Department of Water & Natural Resources

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

WATER RIGHTS DIVISION
(605) 773-3352

3812-3

June 18, 1987

Arnold Knecht
RR 3, Box 233
Akron, Iowa 51001

Dear Mr. Knecht:

This letter will acknowledge receipt of the "Notice of Transfer" you submitted for Water Right No. 3812-3. The transfer was completed properly, however, it cannot be processed without a \$2.50 filing fee.

Please remit the \$2.50 filing fee as soon as possible. Water Right No. 3812-3 will be transferred from you to Roger Knecht upon receipt of this fee.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Natural Resources Analyst

GM:ms



NO. 3812-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 6-12-87

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

128 Acres - SW 1/4 Section 15, T99N-R53W

formerly owned by Arnold Knecht

has been transferred to Roger Knecht, RR#1, Box 49, Parker, SD 57053

(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

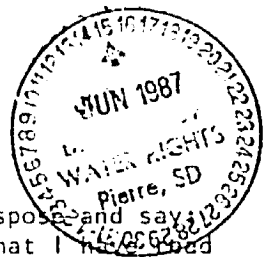
Water Right Permit No. 3812-3 as provided for in SDCL 46-5-32 and 46-5-33.

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 Pierre) ss.

I, Arnold Knecht 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.



Arnold Knecht
(Signed)

Subscribed and sworn to before me this 12th Day of June, 1987.

[Signature]
(Notary Public)
Pierre, SD 6-24-87

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, June 26, 1967

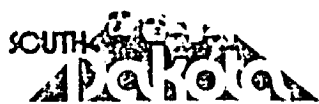
RECEIVED OF Arnold L. Knecht, RFB, Box 233, Akron, SD 57001

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>3212-1</u> (<u>Arnold Knecht</u>)	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total:	2 50

By [Signature]
Chief Engineer JOHN HATCH (MS)

No. 3812-



Department of Water & Natural Resources

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division

Phone (605) 773-3352

June 30, 1987

Arnold L. Knecht
RR 3, Box 233
Akron, Iowa 51001

Dear Mr. Knecht:

Enclosed is receipt No. 410923 in the amount of \$2.50 which you
paid for transfer of Water Right No. 3812-3.

Our records now show ^{Roger Knecht}~~you~~ as the owner of this Water Right.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.

WNR-821-7/79

Receipt & Notice of filing of Transfer of Water Right

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

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

March 23, 1987

ARNOLD L KNECHT
RR #1 BOX 49
PARKER, SD 57053

NOTICE

Re: Violation of Water Permit No(s). 3812-3

Our records indicate that the 1986 Irrigation Questionnaire has not been received for Permit No(s). 3812-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 3812-3 qualification:

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

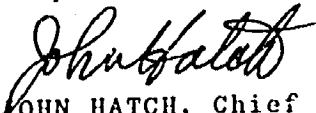
The hearing(s) will be at 2:00 pm, May 6, 1987, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 3812-3 until either the 1986 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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


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

NOTE: If the questionnaire(s) is received in this office before the hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.



Department of Water & Natural Resources

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

May 14, 1987

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: ARNOLD L KNECHT
RR #1 BOX 49
PARKER, SD 57053

FROM: John Hatch, Chief Engineer
Water Rights Division
605 773-3352

SUBJECT: One Year Suspension Of Water Permit No(s). 3812-3 If
The 1986 Irrigation Questionnaire Is Not Received By
June 1, 1987

Pursuant to the provisions of the Notice dated March 23, 1987,
and following the Hearing May 6, 1987, the Water Management Board
ordered:

That Water Permit No(s). 3812-3 be **SUSPENDED** until December 31,
1987 unless the required 1986 Irrigation Water Use Questionnaire
is received by June 1, 1987.

Suspension of a permit means water may not be pumped during the
1987 Irrigation Season. Decisions of the Board may be appealed
to the Circuit Court and the Supreme Court as provided by law.



Department of Water & Natural Resources

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

May 29, 1987

Permit No. 3812-3

Arnold L Knecht
RR #1 Box 49
Parker, SD 57053

Dear Mr. Knecht:

I am writing to acknowledge receipt of your 1986 Irrigation Questionnaire. A notice was sent to you May 14, 1987 regarding the Board action taken May 6, 1987 to suspend your permit if the 1986 irrigation questionnaire was not received before June 1, 1987.

You may disregard the May 14 notice. With receipt of your 1986 questionnaire, your permit will not be suspended

If you have any questions, please contact us.

Very truly yours,

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

NOTE: A transfer form has been forwarded to Roger Knecht for use in transferring this water permit to his name.

3812-3

● SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.	
1. ☒ Show to whom delivered, date, and addressee's address.	2. ☐ Restricted Delivery.
3. Article Addressed to:	4. Article Number:
ARNOLD L. KNECHT RR #1 BOX 49 PARKER, SD 57453	P576 309 788
	Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail
5. Signature — Addressee	Always obtain signature of addressee or agent and DATE DELIVERED .
X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature — Agent	
XX <i>Arnold L. Knecht</i>	
7. Date of Delivery	
5-15-87	



Department of Water & Natural Resources

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

February 9, 1990

ROGER KNECHT
RR #1 BOX 49
PARKER, SD 57053

NOTICE

RE: Violation of Water Permit No(s). 3812-3

Our records indicate that the 1989 Irrigation Questionnaire has not been submitted for Permit No(s). 3812-3. The request for the Questionnaire was dated October 13, 1989. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s). 3812-3 qualification:

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

The hearing will be held at 8:30 am, March 7, 1990 at the Howard Johnson's, Roosevelt-Jefferson Room, I-90 at LaCrosse, Rapid City SD.

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

1. Suspend Permit No(s). 3812-3 until the 1989 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. 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 questionnaire is received in this office before the March 7th hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,

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

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

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

February 28, 1990

3812-3

Roger Knecht
RR 1, Box 49
Parker SD 57053

Dear Mr. Knecht:

I am writing to acknowledge receipt of your 1989 irrigation questionnaire for Water Permit No. 3812-3. You may disregard the February 9, 1990 Notice of failure to submit the 1989 irrigation questionnaire. Your questionnaire was received prior to the March Water Management Board meeting and your name was deleted from the agenda pertaining to the hearing.

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

Sincerely,

Bon Duvall

RON DUVAL
Natural Resources Engineer
Water Rights Division

3812-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 1993

NOTICE

TO: ROGER KNECHT
RR #1 BOX 49
PARKER SD 57053

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

RE: Violation of Water Permit No(s) 3812-3

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 3812-3. The request for the Questionnaire 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 determine the action to be taken for violation of Water Permit No(s) 3812-3 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, in 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) 3812-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. 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 questionnaire(s) is(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.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to: **3812-3**

ROGER KNECHT
RR #1 BOX 49
PARKER SD 57053

4a. Article Number

P906 560 121

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

1-30-93

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991 • U.S.G.P.O. : 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

3812-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 8, 1993

3812-3

Roger Knecht
RR #1 Box 49
Parker, SD 57053

Dear Mr. Knecht:

I am writing to acknowledge receipt of your 1992 irrigation questionnaire. You may disregard the January 29, 1993, Notice of Violation of Water Permit No. 3812-3.

The questionnaire 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 that reads 'Genny McMath'.

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



3812-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 1995

ROGER KNECHT
27580 455TH AVE
PARKER SD 57053 5628

NOTICE

RE: Violation of Water Permit No 3812-3.

Our records indicate that the 1994 Irrigation Questionnaire has not been submitted for Permit No 3812-3. The request for the Questionnaire was dated November 3, 1994. The Water Management Board has directed that owners of water permits who have not submitted the 1994 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No 3812-3 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 8, 1995 in the Crown Room, 3rd Floor Kings Inn Best Western Convention Center, 200 S 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 3812-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. 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 questionnaire is received in this office on/or before March 3, 1995, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352

Is your RETURN ADDRESS completed on the reverse side?

Thank you for using Return Receipt Service.

57116
David A. B. Williams
3441 W. 13th St.
1954

3812-3

**Water Rights Division -DENR
Conversation or File Documentation**

NAME OF PERSON OR FILE: Jim Heine for Dave Billion

ADDRESS: 3401 W 41st Street, Sioux Falls, SD 57116 **COUNTY:**

DATE: March 3, 1995

TELEPHONE:

RE: status of ownership

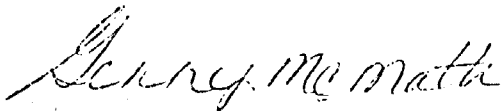
COMMENTS:

A 1994 irrigation questionnaire was not returned by the owner of record (Roger Knecht) for Water Right No. 3812-3. I contacted the Register of Deeds office in Turner County - the lady indicated the land was now owned by David Billion.

I contacted Mr. Billions's office and spoke with Jim Heine concerning the matter. He indicated that they obtained the property thru foreclosure. At this time, Mr. Knecht has not vacated the premises and they were awaiting a possible lawsuit. Mr. Heine stated he was not positive if they fully owned the land yet. I told him that the Register of Deeds did have David Billion as owner (in lieu of foreclosure).

Mr. Heine stated they signed the papers in October - November of 1994 and did not have possession of the land during the 1994 irrigation season. He stated the land was irrigated in 1994. I told him I had tried to talk to Mr. Knecht about last year's irrigation questionnaire and he indicated he no longer owned the farm and didn't know who did. (Due to the circumstances involving the ownership, I didn't ask if he still had last year's records)

I told Mr. Heine that I would forward a "Notice of Transfer" to them for use when they actually had title to the land. I included a copy of the water right and some excerpts of SD Water Laws and Board Rules.



Genny McMath
Environmental Scientist



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 3, 1995

3812-3

David Eillion
% Jim Heine
3401 W 41st Street
Sioux Falls, SD 57116

Dear Sir:

Enclosed, as we discussed, is a copy of Water Right No. 3812-3, currently listed in the name of Roger Knecht, Parker, SD.

It is my understanding that you are in the process of obtaining the land described under Water Right No. 3812-3 (SW 1/4 Section 15, T99N, R53W). At such time as you do have ownership of the land, the water right should be transferred to your name(s). I am including a partially completed "Notice of Transfer of Water Permit". The form should be reviewed for accuracy, and then completed where indicated. Upon completion, please sign the form in the presence of a notary and return it to our office with a required filing fee of \$2.50.

Until the transfer has been filed, I will include your name and mailing address in the file to enable us to mail any future correspondence directly to you instead of to Roger Knecht. From my conversation with Mr. Knecht this morning, he made it clear that he does not have anything to do with the land anymore.

I am also including with this letter, some excerpts of SD Water Law and Water Management Board Rules which I feel may be of interest to you.

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

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Division

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 3812-3
Date: 3/11/95

I\We request that Water Right No. 3812-3

formerly owned by: Roger Knecht, RR #1 Box 49, Parker, SD 57053

be transferred to: (name & address) David H Billon, 3401 W 41st
Sioux Falls, SD 57116 (Telephone No) 605-361-1919

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

128 acres in the SW 1/4 Section 15, T99N, R53W

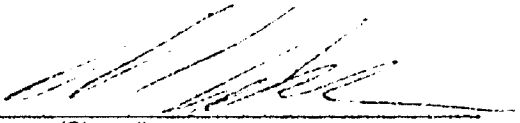
I\We understand that the validity of Water Right No. 3812-3 has not been determined by this transfer action. If I\We have any questions on validity, I\We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

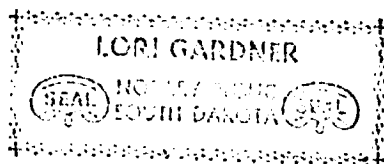
A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCi. 46-2-13.

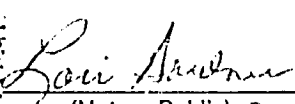
STATE OF SOUTH DAKOTA)
County of _____)

I\We David H Billon being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.


(Signed)

Subscribed and sworn to before me this 15 day of March, 1995.




(Notary Public) 3-16-01

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:
1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

414435

Pierre, March 16, 19 95

RECEIVED OF David Billion, 3401 W 41st, Sioux Falls, SD 57116

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____

Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____

Fee to retain Future Use Permit No. _____ after period of seven years.

Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____

Fee for Filing Transfer Form Water Right No. 3812-3

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By *John H. Hatcher*
Chief Engineer

3812-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 7, 1995

No. 3812-3

David H. Billion
3401 W. 41st
Sioux Falls, SD 57116

Dear Mr. Billion:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 3812-3.

Our records now show you as the owner of Water Right No. 3812-3.

Sincerely,

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

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

enclosure

NOTICE OF TRANSFER OF OWNERSHIP



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

No. 3812-3

Date: Oct 22, 1997

I/We request that Water Right No. 3812-3

formerly owned by: David Billion

be transferred to: (name & address) Marlene Billion

1816 S. 1st Ave. Sioux Falls SD 57103 Telephone No. 605.332.9290

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

128 acres in the SW 1/4 Section 15, T99N, R53W

I/We understand that the validity of Water Right No. 3812-3 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 attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Turner)

I/We Marlene Billion being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Marlene Billion
(Signed)

Subscribed and sworn to before me this 22nd day of October, 19 97.

Amy C. Anderson
AMY ANDERSON, Notary Public (Notary Public)
My Commission Expires November 4, 2004

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

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 21, 1997

3812-3

Marlene Billion
1816 S 1st Ave
Sioux Falls, SD 57105

Dear Ms. Billion:

I am contacting you in regard to ownership of land described in Water Right No. 3812-3, currently listed in the name of David Billion. It has been brought to our attention that you now own the land. I am enclosing a copy of the water right for your review (you may keep it for your records).

The water license was originally issued to Arnold Knecht, however was later transferred to Roger Knecht and then on to David Billion. Enclosed is a partially completed "Notice of Transfer of Ownership" form. Please review the form for accuracy and complete as needed. Upon completion, please sign the form in the presence of a notary public and return it to our office with a required filing fee of \$2.50.

Also enclosed is the 1997 irrigation questionnaire and a copy of the cover letter that accompanied it. The form needs to be completed and returned to our office by **December 1, 1997**.

I have included a postage paid envelope for your use in returning the transfer form, filing fee and the 1997 irrigation questionnaire. If you have any questions concerning the enclosed material, please give me a call.

Thank you in advance for your help.

Sincerely,

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

enclosures

RECEIPT

415509

Division of Water Rights South Dakota Department of Environment and Natural Resources

Pierre, _____ October 27, 1997

RECEIVED OF Marlene Billion, 1816 S. 1st Ave., Sioux Falls, SD 57105
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. _____		50
Fee for Filing Transfer Form <u>Water Right No. 3812-3</u>		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50

By John H. Hatcher
Chief Engineer

3812-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 19, 1997

No. 3812-3

Marlene Billion
1816 S. 1st Ave.
Sioux Falls, SD 57105

Dear Ms. Billion:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 3812-3.

Our records now show you as the owner of Water Right No. 3812-3.

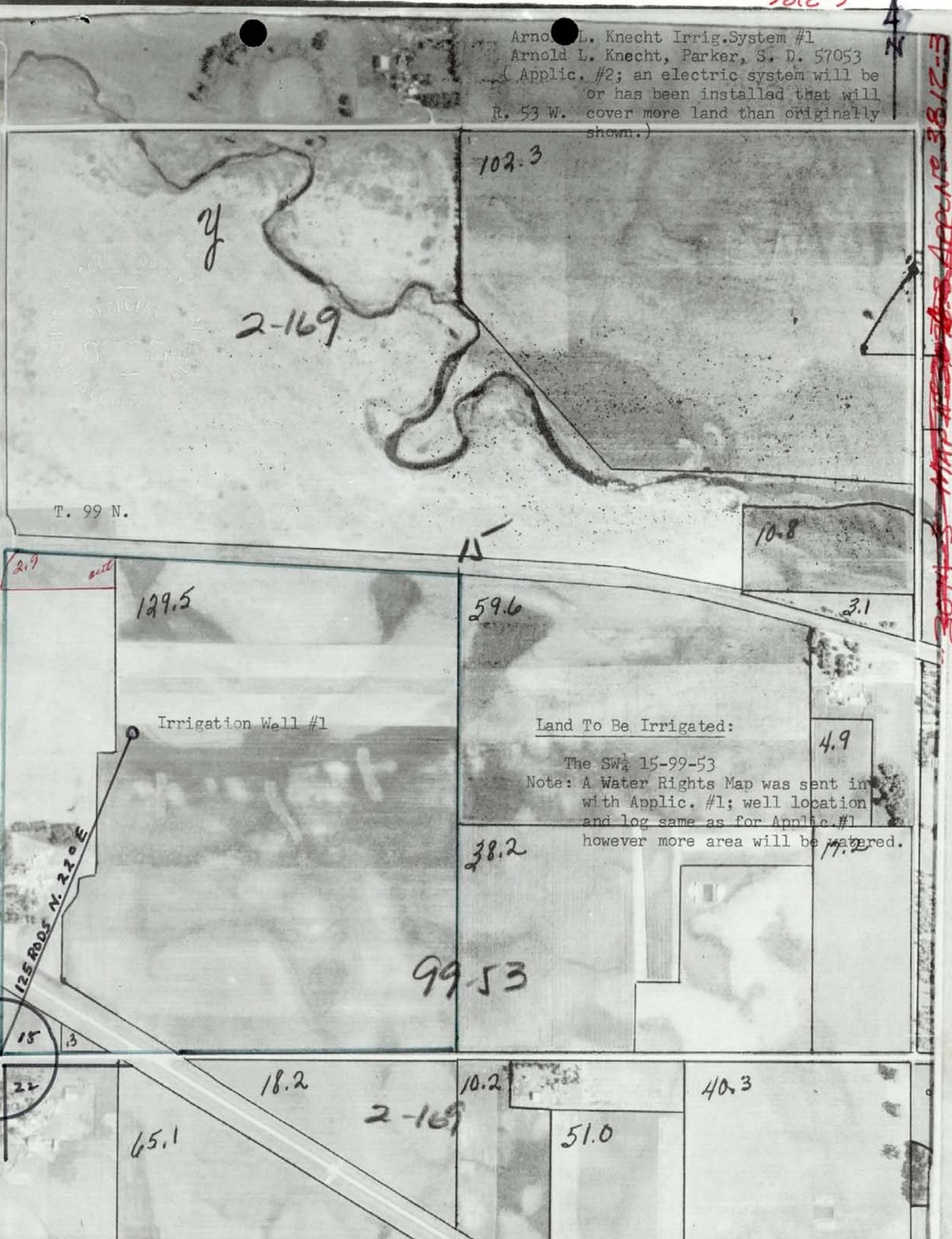
Sincerely,

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

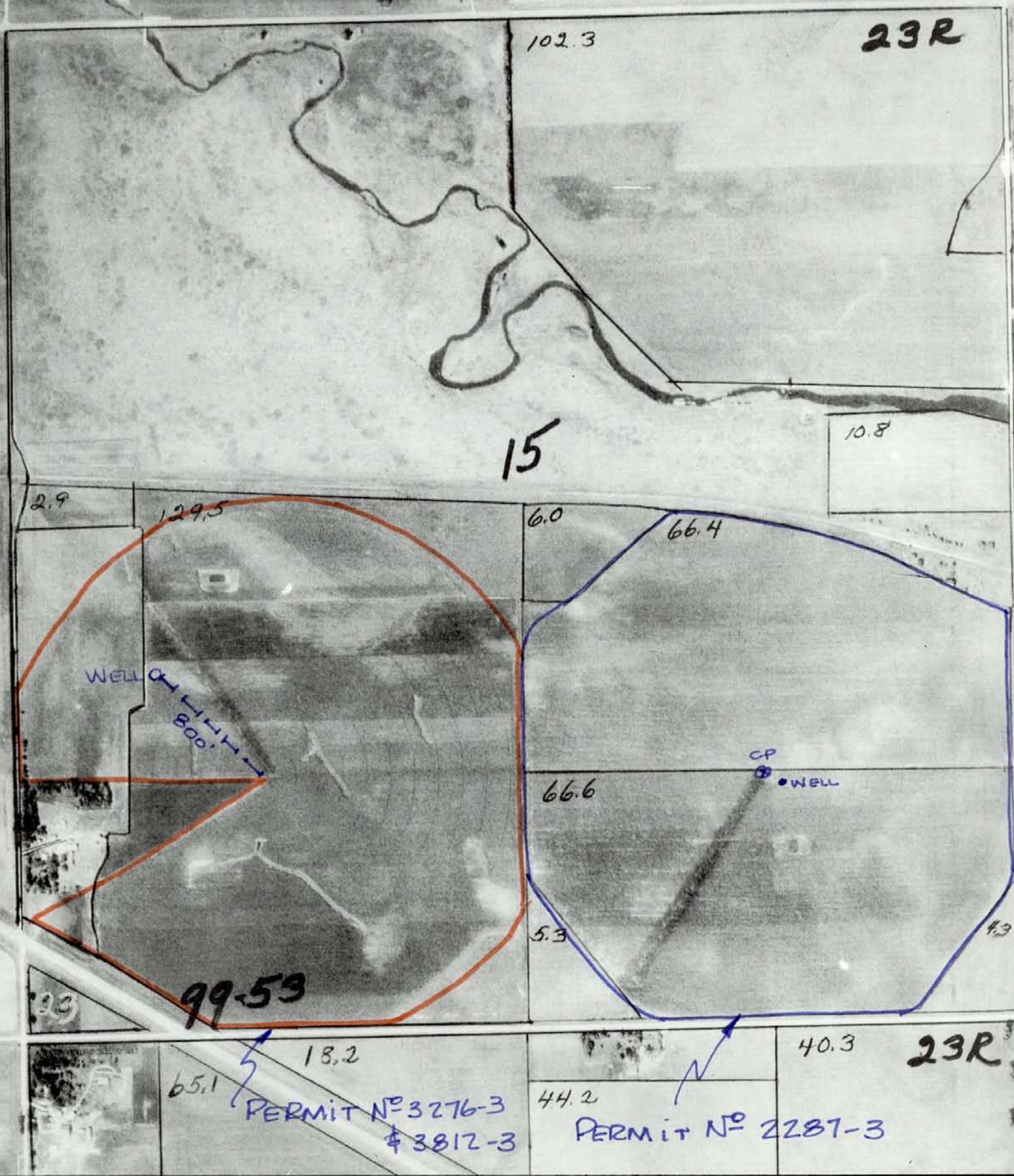
enclosure

Arno L. Knecht Irrig. System #1
Arnold L. Knecht, Parker, S. D. 57053
(Applic. #2; an electric system will be
or has been installed that will
R. 53 W. cover more land than originally
shown.)

E-2183 2014-11-14 3812-3



NOT TO SCALE



23R

102.3

15

10.8

2.9

129.5

6.0

66.4

WELL

800'

CP

WELL

66.6

5.3

4.3

23

99.53

18.2

40.3

23R

65.1

PERMIT NO 3276-3
3812-3

44.2

PERMIT NO 2287-3

4
2

ARNOLD L. KNECHT IRRIGATION SYSTEM #1
Arnold L. Knecht, Owner
Parker, S. Dak. 57053

R. 53 W.

2

102.3

2-169

Area To Be Irrigated (Outlined in Green):

Approx. 110 ac. as shown in the
SW $\frac{1}{4}$ 15-99-53



MAP N 9 236S-5 APP N 3276-3

T. 99 N.

2.9

act

129.5

59.6

10.8

3.1

Proposed Irrigation
Well #1

4.9

120 Rods N. 22° E.

38.2

17.2

99.53

16 15 13

21 22

18.2

10.2

40.3

65.1

2-169

51.0



3812-3
needs to be
transferred

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 19, 2007

DAVE CAMRUD
NORWEST TRUST FARM MGMT, MGR
PO BOX 5953
FOR MARLENE ~~BILLIE~~ RANCE
SIOUX FALLS SD 57117

Phone
update.

NOTICE TO SUBMIT THE 2007 IRRIGATION QUESTIONNAIRE

Please complete and return the enclosed 2007 irrigation questionnaire form(s) by **December 3, 2007**. **Returning the irrigation questionnaire(s) is required whether or not you irrigated this year.**

Some items to be aware of when completing the enclosed form(s):

- Completion of the form(s) does NOT protect a water right from being subject to cancellation for periods of nonuse greater than three years unless legal excuse exists (legal excuse includes unavailability of water to satisfy a permit, excessive precipitation causing flooding, or participation in a federal set aside program such as the Conservation Reserve Program.)
- A water right or permit is subject to suspension or cancellation if the irrigation questionnaire(s) is not returned.
- If you have multiple permits, do not combine the permits onto a single questionnaire form if the water sources are not the same for each permit. The water source for each permit is shown in No. 4 on your questionnaire.

If you have questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352 or by email at genny.mcmath@state.sd.us. Additional copies of the questionnaire can also be downloaded by following the "Permitting/forms" link at "<http://www.state.sd.us/denr/wr>."

For the Water Management Board

Garland Erbele

Garland Erbele, Chief Engineer
Water Rights Program

enclosures

3 easy options to return your Irrigation questionnaire(s)	1. Mail,	2. Fax, or	3. Online
	Use the enclosed postage paid return envelope	Fax the completed form(s) to 605 773-4068	Follow "Permitting/forms" link at www.state.sd.us/denr/wr
For assistance completing your form(s), contact Genny McMath at 605 773-3352 or by email: genny.mcmath@state.sd.us			
Note: Examples of how to complete questionnaires are available on the reverse side of this page.			



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 4, 2007

No. 3812-3

Marlene Rance
1816 S 1st Ave
Sioux Falls SD 57105

Dear Ms. Rance:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership/name change on Water Right No. 3812-3. The water right is currently listed in the name of Marlene Billion. The 2007 irrigation questionnaire returned by Dave Camrud, Norwest Trust Farm Mgmt, Mgr. indicated a name change on this water right.

The transfer form should be checked over for accuracy and **signed by the new owner**. Upon completion, return the form to our office with a required filing fee of \$2.50.

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

If you have any questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosure



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 19, 2008

No. 3812-3

Marlene Rance
1816 S 1st Ave
Sioux Falls SD 57105

Dear Ms. Rance:

In December, we forwarded you a "Notice of Transfer" form to complete and return to us for filing an ownership change on Water Right No. 3812-3. The water right is currently listed in the name of Marlene Billion. To date, we have not received the form back.

Enclosed is another partially completed form. Upon completion, return the form to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Right Program.

If you have any questions, please contact Genny McMath or me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosure



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and NATURAL RESOURCES

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www.state.sd.us/denr

April 2, 2009

3812-3

Marlene Rance
1816 S 1st Ave
Sioux Falls SD 57105

Dear Ms. Rance:

This letter is in regard to ownership of land described in Water Right No. 3812-3 currently listed in the name of Marlene Billion. A partially completed "Notice of Transfer of Ownership" form was forwarded to you December 7, 2007 and April 19, 2008. To date, we have not received the form and filing fee back from you. We realize the change is a name change and not necessarily an ownership change, however you will need to follow the same process.

In the event you no longer have the original form, enclosed is an additional one for you to use. Please complete the form and return it to our office with a required filing fee of \$2.50. 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 form and remit the \$2.50 filing fee as soon as possible. **If you no longer own the land or do not wish to maintain the water right, please contact me.**

Sincerely,

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

enclosure

c: Dave Camrud, Norwest Trust Farm Management,

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

APR 13 2009

WATER RIGHTS
PROGRAM

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

No. 3812-3

Date: April 5, 2009

I/We request that Water Right No. 3812-3

formerly owned by: Marlene Billion

be transferred to: (name & address) Marlene Rance c/o Wells Fargo Trust, P.O. Box 5953
Sioux Falls, SD 57117-5953 Attn: David Camrud #605-575-8728

Telephone No. _____

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

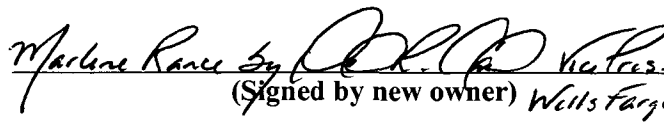
128 acres in the SW ¼ Section 15, T99N, R53W

I/We understand that the validity of Water Right No. 3812-3 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 David R. Camrud, the new owner, certify that the above information is true and
on Behalf of correct.
Marlene Rance


(Signed by new owner) Wells Fargo Bank

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 4/13, 20 09

RECEIVED OF Marlene Rance Agency c/o Wells Fargo Trust PO Box 5953 Sioux Falls SD

57117

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

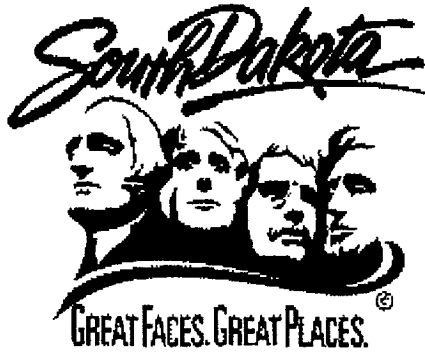
Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2	50
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>3812-3</u>		
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.

04112

By

Michael Erbe
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 13, 2009

3812-3

David R Camrud
Wells Fargo Trust
PO Box 5953
Sioux Falls SD 57117 5953

RE: Marlene Rance – Water Right No. 3812-3

Dear Mr. Camrud:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form and filing fee you submitted for transferring Water Right No. 3812-3. The ownership change has been completed. The water right formerly listed in the name of Marlene Billion is now listed in the name of Marlene Rance.

Enclosed is your Receipt No. 04112 in the amount of \$2.50. You may keep this for your records.

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

enclosure

Subject: FW: ongoing endgun overspray

-----Original Message-----

From: kknittel@gwtc.net [mailto:kknittel@gwtc.net]

Sent: Tuesday, July 07, 2015 12:59 PM

To: Gronlund, Eric

Subject: Sec 12 pivot

On Sunday July 5th the center pivot at T98N R53W sec 12 Hurley twp was still spraying water on the road. It was spraying water on 280th st around 3:00 pm. The water was half way across the road. They still haven't fixed this problem. I have filed numerous complaints against this one. What else can be done to fix this?

Also on July 4th at 3:50 am there is a enter pivot spraying water on Hwy 19, T99N R53W sec 15 Parker Twp SW 1/4 this was spraying water almost all the way across the road

Kelly Knittel
Freeman SD
605-929-6340



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

No. 3812-3

July 7, 2015

David R Camrud
Wells Fargo Trust Farm Mgmt, Mgr
PO Box 5953
Sioux Falls SD 57717

Dear Mr. Camrud:

The Department of Environment and Natural Resources (DENR) has received information alleging the irrigation system located in the SW 1/4 Section 15-T99N-R53W had irrigation water from the end guns overspraying on the road. The water right for this system is held in the name of Marlene Rance with you listed as the contact person.

It is common for center pivots to have stops which can be engaged to shut off the operation of the end gun when the pivot nears a road. Please take steps to insure end gun stops are functioning properly so there is not direct overspray on to the road.

A water right holder is not allowed to operate an irrigation system in violation of state water law, which includes unauthorized end gun overspray upon land not authorized by the water right. Continued overspray can result in DENR taking enforcement action.

If you don't believe this irrigation system is causing the overspray, or if you have any questions, please contact me at (605) 773-3352 or by email at eric.gronlund@state.sd.us.

Thank you for your cooperation,

Eric Gronlund
Water Rights Program, DENR
605 773-3352