

Water Right Number 3870-3

1. Considered 5.25, 19 77
2. Name of Applicant CLARENCE KNEEBONE
3. Post Office Address JEFFERSON
4. Amount of Water claimed 2.2
5. Source of Water supply 110' WELL
6. Water to be used for IRRIGATION
Acres to be irrigated 160
7. Water to be diverted and used in UNION County
about 3 1/2 W, 1/2 N miles of JEFFERSON
8. Proof of Publication
Received 5-2-77
Not Received _____
9. Application
Approved _____
Subject to _____
Not Approved _____
Action Deferred _____
10. Remarks:

No. 3B70-3
 Map No. 3129-3 Water Division No. 3 Big Sioux River District _____
 (Blanks to be filled by the Engineer for the W. H. C.)



APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant Clarence Kneebone
 Postoffice address Jefferson State SD 57038
 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 Kneebone #3
 4. Amount of water claimed (cubic feet per second) 2.2 cfs
 5. Source of water supply Well
 6. Location of point of diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 16 T90N R49W

County Union

7. Annual period or periods during which water is to be used May 1 thru November 1
 8. Use to be made of water (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
 9. For irrigation use, Total number of acres to be irrigated 160

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.
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 16 T90NR49W	40		
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 16 T90NR49W	40		
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 16 T90NR49W	40		
NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 16 T90NR49W	40		

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 5 years.
 11. Choice of newspaper for Notice of Intent to Appropriate Water publication Elk Point Leader-Courier
 12. Principal Features of the Proposed Water Supply System.

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

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

C. Works proposed to apply water to beneficial use.
Center pivot

Estimated Total Cost \$ 70,000.00

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 Union) ss.

I, Clarence Kneebone 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 Clarence KneeboneSubscribed and sworn to before me this 8 day of March 1971

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3870-3
CLARENCE KNEEBONE JEFFERSON
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57038 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 23 19 77
 Date of return to applicant for correction, amendments or changes required --- 19 ---
 Date of receipt of corrected application APRIL 4 19 77
 Approved MAY 25 19 77, Recorded in Book 18 Page 270

WATER RIGHT PERMIT NO. 3870-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3870-3 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 23 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 82
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 2.2 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 82; said water to be used during the following described annual period: MAY 1 THRU NOVEMBER 1

Witness my hand this 14TH day of JUNE 19 77

WATER RIGHTS COMMISSION

By: John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued MAY 19 19 80

Water License Issued MAY 19 19 80

Form 2A Wells, Dugouts or Water Storage Dams (Supplement to form 2)

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30", Depth 110'
(2) Casing, Type transite, Diameter 16" Thickness $\frac{1}{2}"$
(wood, concrete, steel, etc)
(3) Perforated Screen
Type slotted, Diameter 16", Length 39'
(4) Gravel Pack, Thickness 17", Length of gravel pack 40'

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 coarse gravel and sand

Depth to top of water bearing material 55'

Depth to bottom of water bearing material 110'

Thickness of water bearing material 55'

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

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

On same owner's property 80 rds. On property owned by others 80 rds.

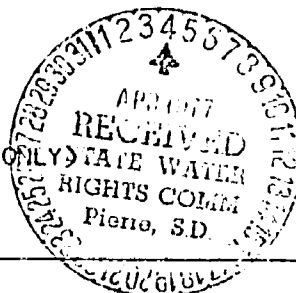
G. Water Storage Dams.

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

Cherise R. [Signature]
Signature of Applicant

CONSERVATION
COMMISSION
FORM W1 #1

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



NAME CLARENCE KUMERONE #3
ADDRESS JERRARDSON, SOUTH DAKOTA 57036
COUNTY DEBILLY

LEGAL DESCRIPTION

1. WELL LOCATION _____
2. LOCATION OF AREA TO BE IRRIGATED SE⁴ Sec. 16-790N-R49W

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT _____ GUN _____
4. CROPS TO BE IRRIGATED CORN & Soybeans

WATER QUALITY

5. SAMPLE NUMBER 77-388
6. SALINITY (EC x 10⁶) 1.259 (high)
7. SODIUM (SAR) 1.72 (Good)
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and:
the soils information has been acquired from _____ Conservation District,
County Extension office or Soil Conservation Service.
and:
that the legal description for the location of the well and land to be irrigated is true and correct.

Clarence Kumerone
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
8 DAY OF March 1977.

Allen K...
(TITLE OR SEAL)

Allen J. ...
APPROVED/CLERK

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

Submitted by: Clarence Incebone
Address: Jefferson, SD 57038

Date Rec'd: March 8, 1977
Sample No. 77-383
Identification #3 Well-
SE 1/4, Sec. 16, T 90N, R 49W

WATER ANALYSIS

Calcium (Ca)	164	ppm*	8.20	me/l**
Magnesium (Mg)	47	ppm	3.85	me/l
Sodium (Na)	69	ppm	3.00	me/l
Potassium (K)	5	ppm	0.13	me/l
Sulfate (SO ₄)	153	ppm	3.18	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	8	ppm	0.21	me/l
Bicarbonate (HCO ₃)	717	ppm	11.76	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	588	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1259	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	1.22			
Sodium	19.76	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.23			
Others:				

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 15.18 me/l
Total anions 15.15 me/l

By: Shirley Kitten

Service Performed	Amount Due
Irrigation analysis	\$15.00
	<u>- 8.00 paid</u>
	\$ 7.00 DUE

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 77-383

Amount Enclose _____

Signed _____

March 22, 1977

Mr. Clarence Kneebone
Jefferson, SD 57038

Dear Mr. Kneebone:

Your water sample (Lab. No. 77-368) has been analyzed and the results are reported on the accompanying sheet, which is your copy to keep.

I am also enclosing a copy of AFS pamphlet #13 for your use. The quality of your water for irrigation use is plotted approximately by means of the red cross in the chart on the outside back cover.

This water is marginal for use on the soils you intend to irrigate and should be considered for use only under the following conditions:

(1) It will be used no more than 3 times (preferably less) in any growing season.

(2) The soil will be completely filled with water so natural leaching can occur, by irrigating in the late fall just before freeze-up, at least one year out of 3.

(3) Water applications will be made each irrigation to completely re-wet the entire depleted soil within the rooting zone of the crop being grown. This may require 3-5 inches of water each irrigation with fine soils.

(4) If a salt problem or soil dispersion occurs, contact extension personnel or this office for management recommendations.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

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

WATER LICENSE NO. 3870-3

(1) WHEREAS, On the 23rd day of March A. D. 19 77

Clarance Kneebone

made Water Right Application No. 3870-3 for a permit to use 2.2 cubic feet per second of the waters of ground water (one well)

County of Union, State of South Dakota, for Irrigation purposes; a. d

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

Permit No. 3870-3, with a date of priority of March 23, 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 82 and for the application to beneficial use of said water on or before the 25th day of May A. D. 19 82

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 1.94 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 a 136 acre circle in the S2½ Section 16, T90N, R49W

(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 Clarence Kneebone

_____ of Jefferson, SD
the holder _____ and owner _____ of said permit No. 3870-3 a water right, dating from March 23, 1977
_____ to use of 1.94 cubic feet per second of the waters
of ground water (one well)
in the County of Union and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point N 46°W, 1860' from the SE corner, Section 16,
T90N, R49W

and conducted to and upon a 136 acre circle located in SE 1/4 Section 16, T90N, R49W

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 3870-3 and subject to the laws of the State of South Dakota

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 19th day of May A. D.
Nineteen Hundred and Eighty

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer JOHN HATCH

Permit No. 3870-3

Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify That Clarence Kneebone

_____ the holder _____ of
Permit No. 3870-3, issued upon Application No. 3870-3, bearing date of priority of March 23, 1977
authorizing the diversion of 2.2 cu. ft. per second of the waters of ground water (one well)
County of Union, State of South Dakota at a point N 46°W, 1860' from the SE corner, Section 16, T90N, R49W
_____ 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 2.0 cu. ft. per second of water.

Date May 19, 1980


JOHN HATCH, Chief Engineer
Water Rights, WND

No. 3870-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Union) ss.

I, Lester E. Emerson hereby
certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the 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 Leopold

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

April 31 1977

April 28 1977

Lester E. Emerson
(Signature)

Publisher
(Title)

April 28, 1977
(Date Signed)

NOTICE OF INTENT TO
APPROPRIATE WATER 11-28

Pierre, South Dakota 57501

April 8, 1977

Notice is hereby given that
Clarence Kneebone whose post
office address is Jefferson, 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 2.2 cubic feet of
water per second of time from
ground water through the Kneebone #3, the point of diversion
of which is to be located in the
SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, Twp.
90N, Range 49W. Said water to
be used for the purpose of providing irrigation on portions of
the following described land:

SE $\frac{1}{4}$, Sections 16, T90N, R49W.
This application No 3870-3
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

Pub. April 21, 28.



Publish first publication, on or before May 12, 1977NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

May 12, 1977

Notice is hereby given that CLARENCE KNEEBONE
whose post office address is Jefferson, 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
2.2 cubic feet of water per second of time from the ground water through the
Kneebone, the point of diversion of which is to be located in the SW 1/4

SW 1/4
of Section 16, Twp 68 N, Range 21 W. Said water to be used for the purpose
of providing irrigation on the following described land:

SW 1/4, Section 16, T68N, R21W

This application No. 3870-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 23rd day of May, 1977, at 10:00 A.M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

JAMES WINTERSON
Water Rights Specialist

BFJ/Lw

cc: Clarence Kneebone, Jefferson, SD 57033

Permit No. 3870-3Water Division 3 Big Sioux River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre South Dakota 57501

I have this day made a thorough examination of the water use system constructed by CLARENCE KNEEBONE of JEFFERSON holder of Permit No. 3870-3, bearing date of priority of MARCH 23, 1977 authorizing the diversion of 2.2 cu. ft. per second of the waters of GROUND WATER for IRRIGATION purposes, in UNION 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:

110' DEEP WELL W/ 16" CASING - TRANSFER
LAYNE BOWLER 8" PUMP - NEE1534 K - 4 STAGE - 12KM BOWLS
POWERED BY 75HP - US ELECTRIC MOTOR

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

WELL AT CENTER OF PILOT

C. Works used to apply water to beneficial use.

VALLEY ELECTRIC DRIVE CENTER PILOT W/ END GUN

The system is in the following condition: GOOD

The point of diversion is located N 46° W, 1860' FROM THE SE CORNER,
SECTION 16, T90N, R49W

The works are capable of diverting and conveying to the place of use 2.0cu. 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 16, T90N, R49W
FOR IRRIGATION A 136 ACRE CIRCLE IN THE
SE⁴, SECTION 16, T90N, R49W

comprising a total of 136 acres of land. 194

Date

JULY 24, 1979

Durton Jones
(Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7470

April 22

30

PIERRE, 19

RECEIVED OF Clarice Kneebone, RR 1, Box 39, Jefferson SD

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. <u>3870-7</u>)	50	00
Fee for inspecting Beneficial Use, and Issuing Water License No. <u>3870-3</u>)		
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 EW

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 16, 1995

3868-3

3870-3

James Goetz
PO Box 708
Yankton, SD 57078

Dear Mr. Goetz:

Enclosed, as we discussed, are "Notice of Transfer of Ownership" forms for use in filing an ownership change with Water Right Nos. 3868-3 and 3870-3. Copies of the water rights are also enclosed.

Please review the forms for accuracy and make any necessary corrections. The portion titled "*be transferred to: (name & address)*" should be filled in with the new owner's name and mailing address. The new owner (or their representative), needs to sign the forms in the presence of a notary public. Upon completion, please return the forms to our office with a required filing fee of \$2.50 each (total of \$5.00).

You may keep the copies of the water rights for your records. If you have any questions concerning the water rights or completion of the transfer forms, please contact me.

Sincerely,

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

enclosures



3870-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 26, 1995

SECOND NOTICE
Permit No. 3868-3
3870-3

James Goetz
P.O. Box 708
Yankton, SD 57078

Dear Mr. Goetz:

On May 16, 1995, notice was sent to you concerning the transfer of Water Right Nos. 3868-3 and 3870-3 in the name of Clarence Kneebone. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed are additional forms. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 per transfer, a total of \$5.00. The water rights can then be transferred to your name. If you are not the present owner of the land covered under these water rights, please notify this office. It is very important that ownership records be kept current. 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 Genny McMath, (605) 773-3352.

Very truly yours,

RON DUVALL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

enclosure



October 2, 1995

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

THIRD NOTICE
Water Right Nos. 3868-3
3870-3

James Goetz
P.O. Box 708
Yankton, SD 57078

Dear Mr. Goetz:

On May 16, 1995, and July 26, 1995, notices were sent to you concerning the transfer of Water Right Nos. 3868-3 and 3870-3 in the name of Clarence Kneebone. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed are additional forms. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 per transfer, a total of \$5.00. The water rights can then be transferred to your name. If you are not the present owner of the land covered under these water rights, please notify this office. It is very important that ownership records be kept current. 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 be filed with this office within ninety days.

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

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

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

Very truly yours,

RON DUVALL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 3870-3

Date: June 26, 1995

I/We request that Water Right No. 3870-3

formerly owned by: Clarence Kneebone

be transferred to: (name & address) Carol Ann Hagen, R.R. 1, Box 395, Jefferson, SD, 57038,

(Telephone No) 605-966-5707

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

136 acres in the SE 1/4 Section 16, T90N, R49W

I/We understand that the validity of Water Right No. 3870-3 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 SDCL 46-2-13.

STATE OF SOUTH DAKOTA)
County of Yankton)

I/We Carol Ann Hagen 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.

Carol Ann Hagen
(Signed)

Subscribed and sworn to before me this 26th day of June, 19 95.

(Seal)

[Signature]
(Notary Public)

My Commission Expires: 1-26-2001

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

414668

South Dakota Department of Environment and Natural Resources

Pierre, _____ November 17, 19 95

RECEIVED OF Goetz, Hirsch & Klimisch (Carol Ann Hagen), P.O. Box 708, Yankton, SD 57078
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. 3870-3	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)		
Total	2	50

By John Hatch 
Chief Engineer

3870-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 29, 1995

No. 3868-3

3870-3

James Goetz
Goetz, Hirsch & Klimisch
P.O. Box 708
Yankton, SD 57078

Dear Mr. Goetz:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Water Right Nos. 3868-3 and 3870-3.

Our records now show Carol Ann Hagen as the owner of Water Right Nos. 3868-3 and 3870-3.

Sincerely,

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

enclosure

c: Carol Ann Hagen

85.84

29.6

78.5

44.8

(1-170)

(5-54)

88)

CLARENCE KNEE
Irrigation Project #3

16
N

9.5

76.3

Clarence Knee
Irrigation Project #3
Jesse S. D.

40.0

(5-3)

40.0

(5-3)

well

77.5

(5-7)

14708-1279
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John H. H. H. H.
10-4

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14708-1279

APR 1938 10-3

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88)

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Irrigation Project #3
Herson S.D

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(5.2)

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N 46° W

REGISTERED
MARCH 8 - 1971
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10-4
John H. ...

14-11-1973 APRIL 19 8870.3



3870-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 20, 2017

NOTICE

TO: CAROL ANN HAGEN, 47896 330th ST, JEFFERSON, SD 57038

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

SUBJECT: Reporting Requirement for 2016 Irrigation Questionnaire(s)

Our records indicate your 2016 Irrigation Questionnaire has not been submitted for Permit No(s) 3868-3 & 3870-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 21, 2016. The Water Management Board has directed that owners of water permits who have not submitted the 2016 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **Wednesday, March 1, 2017 at 11:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3868-3 & 3870-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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(s) is (are) received in this office before the **March 1, 2017** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



3870-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

January 31, 2017

3868-3
3870-3

Carol Ann Hagen
47896 330th St
Jefferson SD 57038

Dear Ms. Hagen:

I am writing to acknowledge receipt of your 2016 irrigation questionnaires.

You may disregard the January 20, 2017, "Notice" concerning reporting requirements for Water Right Nos. 3868-3 and 3870-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



3870-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: CAROL ANN HAGEN, 47896 330th ST, JEFFERSON, SD 57038

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire has not been submitted for Permit No(s) 3868-3 & 3870-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3868-3 & 3870-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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(s) is (are) received in this office before the **February 26, 2020** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/ig> using this password: UBJIKM**

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

3870-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 28, 2020

3868-3
3870-3

Carol Ann Hagen
47896 330th St
Jefferson SD 57038

Dear Ms. Hagen:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right Nos. 3868-3 & 3870-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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