

Water Right Number 3931-5

1. Considered 5-25, 1977
2. Name of Applicant MAURICE S. DORSETT
3. Post Office Address MILBANK
4. Amount of water claimed 7.6
5. Source of water supply 8 - 30' to 55' DEEP WELLS
6. Water to be used for IRRIGATION
Acres to be irrigated 532
7. Water to be diverted and used in DAY & ROBERTS County
about W EDGE Miles of ORTLEY
8. Proof of Publication Received 5-20-77
Not received
9. Application Approved
Subject to
Not approved
Action deferred

10. Remarks:

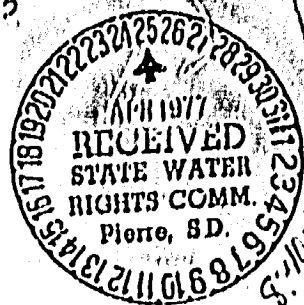
Map No. 3123-3

Water Division No. 3

Big Sioux River

District

(Blanks to be Filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

To Appropriately Water within the State of South Dakota

(NOTE--Draw a line through items not applicable)

1. Name of Applicant Maurice S. Dorsett
 Postoffice address Milbank Box 230, State South Dakota 57252
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract & Direct Labor
3. Name of diversion work Maurice S. Dorsett Irrigation Project #1
4. Amount of water claimed (cubic feet per second) 7.6
5. Source of water supply 8 wells
6. Location of point of diversion see enclosed sheet
- County Roberts & DeG
7. Annual period or periods during which water is to be used April through October
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 532

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.
<u>See enclosed sheet</u>		<u>See enclosed sheet</u>	

Attach sheet if more space is needed

10. Time required to complete construction of water supply system Five years. Additional time required to complete application of water to the proposed beneficial use three years.
11. Choice of newspaper for Notice of Intent to Appropriately Water publication Herald Advance
Milbank
12. Principal Features of the Proposed Water Supply System.
- A. Works proposed to divert water from its natural source. 8 wells with turbine pumps

B. Works proposed to transport water to place of use. closed conduit

C. Works proposed to apply water to beneficial use. center pivot irrigation machine
1 hose reels

Estimated Total Cost \$ 15,000.00

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 Brackley

I, Maurice S. Dorsett, 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

M. Maurice S. DorsettSubscribed and sworn to before me this 21 day of April, 1977

Notary Public (or other qualified officer)

Land Description	Acres
Lot 3 of Sec 19-122-52	39
Lot 4 of Sec 19-122-52	38
NE ¹ of SW ¹ Sec 19-122-52	40
SE ¹ of SW ¹ Sec 19-122-52	39
Lot 1 of Sec 30-122-52	39
Lot 2 of Sec 30-122-52	38
NE ¹ of NW ¹ Sec 30-122-52	39
SE ¹ of NW ¹ Sec 30-122-52	40

Land Description	Acres
Lot 3 of SW ¹ of Sec 30-122-52	24
NE ¹ of SW ¹ of Sec 30-122-52	40
NW ¹ of SE ¹ Sec 25-122-53	39
NE ¹ of SE ¹ Sec 25-122-53	38
SE ¹ of SE ¹ Sec 25-122-53	39
SW ¹ of SE ¹ Sec 25-122-53	40
Total	332

Location of Points at D. J. Roberts

- Well #1 - 2740' N 30° E of SW corner of Sec 19-122-52
- Well #2 - 2180' N 38° E of SW corner of Sec 19-122-52
- Well #3 - 1390' N 120° E of NW corner of Sec 30-122-52
- Well #4 - 1220' N 135° E of NW corner of Sec 30-122-52
- Well #5 - 2770' N 35° E of SW corner of Sec 30-122-52
- Well #6 - 2700' N 30° W of SE corner of Sec 25-122-53
- Well #7 - 1950' N 40° W of SE corner of Sec 25-122-53
- Well #8 - 1980' N 55° W of SE corner of Sec 25-122-53

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3931-3
MAURICE S. DORSETT Box 230, MILBANK
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57252 With the following modifications:
 (State)

The irrigation wells 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 APRIL 25, 19 77
 Date of return to applicant for correction, amendments or changes required _____, 19 ____
 Date of receipt of corrected application MAY 4, 19 77
 Approved MAY 25, 19 77 Recorded in Book 18 Page 325

WATER RIGHT PERMIT NO. 3931-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3931-3 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 APRIL 25, 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 85
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 7.6 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 85; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 2ND day of AUGUST, 19 77

WATER RIGHTS COMMISSION

By:

John H. H. H.
 Chief Engineer, Executive Officer

Certificate of Construction issued _____, 19 ____

Water License issued _____, 19 ____

8 wells nearly identical

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 2 1/2", Depth See bottom chart
- (2) Casing, Type Steel (wood, concrete, steel, etc) Diameter 1 1/2" Thickness 1/4"
- (3) Perforated Screen.
Type Perforated, Diameter 1 1/2", Length 10'
- (4) Gravel Pack. Thickness 5", Length of gravel pack 15'

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 the water bearing material
are mixed sand & gravel

Depth to top of water bearing material _____

Depth to bottom of water bearing material See bottom chart

Thickness of water bearing material _____

Depth to water (ground surface to water level) chart

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

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

G. Water Storage Dams.

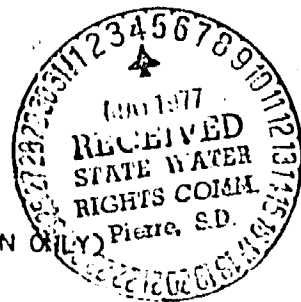
If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Well #	Depth	Depth to top of water bearing material	Depth to bottom of water bearing material	Depth to water	Distance on owner's property	Distance on other property
1	30'	4'	26'	30'	260 rds	200 rds
2	33'	4'	29'	33'	220	190
3	37'	6'	31'	37'	160	130
4	40'	16'	24'	40'	120	160
5	55'	20'	35'	55'	80	160
6	55'	20'	35'	55'	120	200
7	55'	20'	35'	55'	130	130
8	55'	20'	35'	55'	110	160

Thickness of water bearing material

Dr. Maurice J. Donohue
Signature of Applicant

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 Maurice S. Dorsett
ADDRESS Milbank South Dakota 57230 57252
COUNTY Roberts & Day

LEGAL DESCRIPTION

1. WELL LOCATION Sec 19 & NW Sec 30 - 122-52
2. LOCATION OF AREA TO BE IRRIGATED SW Sec 19 - 122-52; NW 1/4 of NE 1/4 Sec 30 - 122-52 and SE Sec 25 - 122-52

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT ☒ GUN ☒
4. CROPS TO BE IRRIGATED wheat, corn, barley & alfalfa, oats, Rye

WATER QUALITY

5. SAMPLE NUMBER 77-626
6. SALINITY (EC X 10⁶) 626 (medium)
7. SODIUM (SAR) 0.13 (low)
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and: the soils information has been acquired from _____ 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.

Maurice S. Dorsett
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
21 DAY OF April 1977.

John S. Williams
(TITLE OR SEAL)

APPROVED/REAPPROVED

(SOILS INFORMATION ON REVERSE SIDE)

E 1/2 of SW 1/4
lots 3+4
Sec. 19-122-52
(150-A)

E 1/2 of NW 1/4
lots 1+2
Sec. 30-122-52
(160-A)

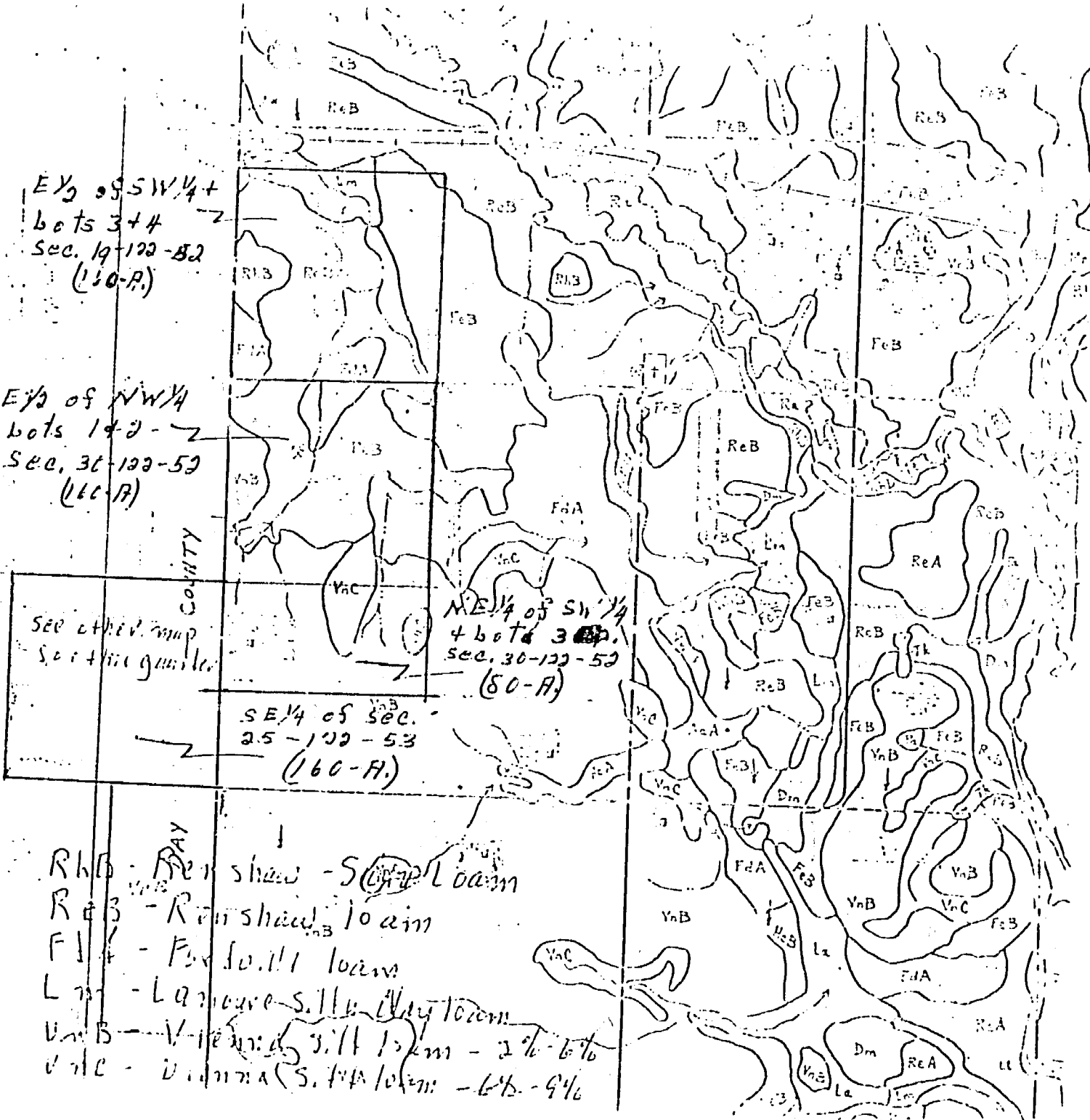
SEE OTHER MAP
SEE THE GUILDER

NE 1/4 of SW 1/4
4 lots 3+4
Sec. 30-122-52
(50-A)

SE 1/4 of Sec.
25-122-52
(160-A)

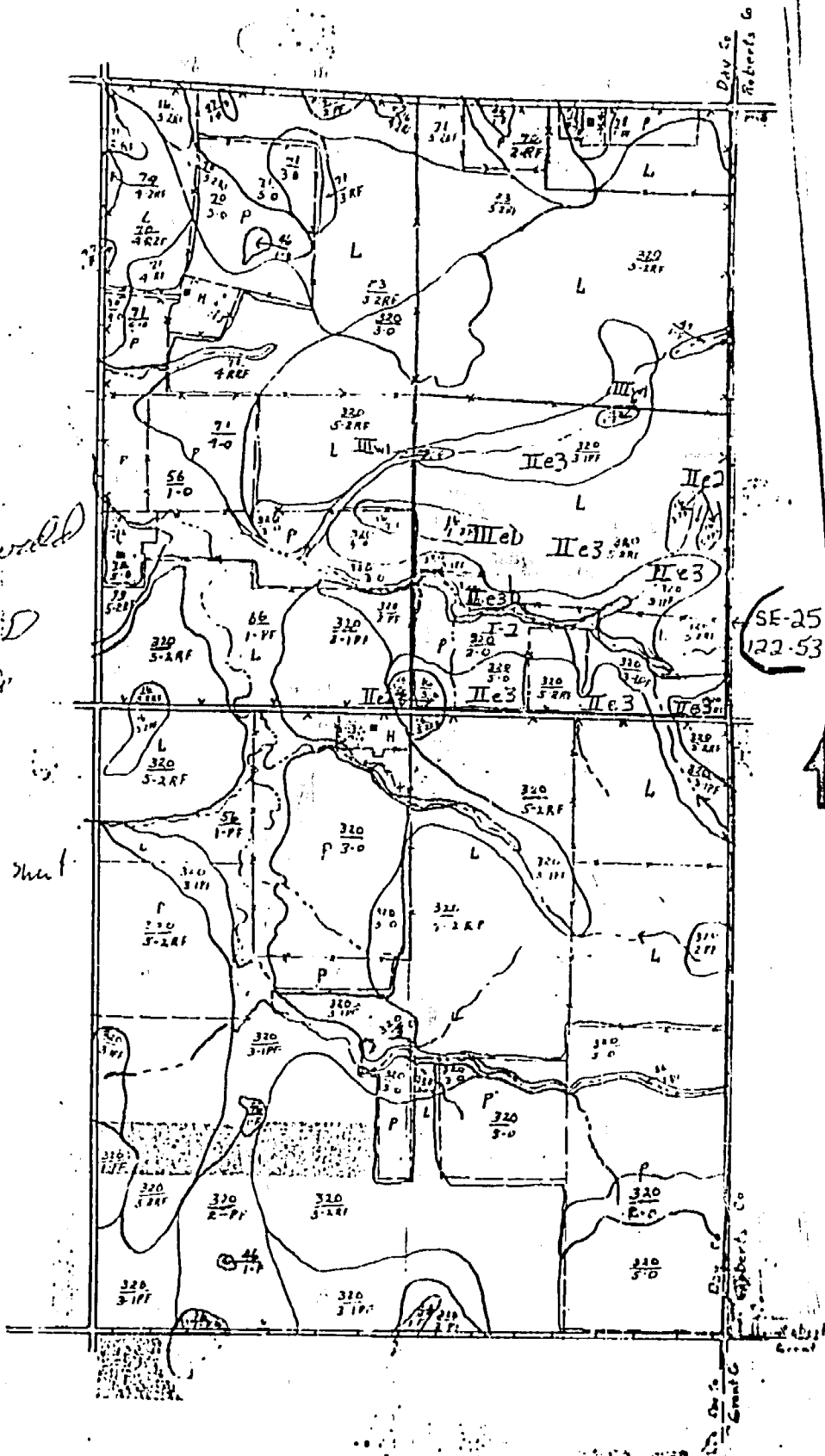
- RhB - Renshaw - Silt Loam
- ReB - Renshaw - Loam
- FlA - Folsom - Loam
- Ln - Lamoine - Silt Loam
- VnB - Vernalis - Silt Loam - 2% - 6%
- VnC - Vernalis - Silt Loam - 6% - 9%

COUNTY



Clement Kehrwald
 Dist. Comm.
 Webster, S.D.
 Day 6

See enclosed
 in letter previous sheet



LAND USES AND SOILS INFORMATION ON YOUR OPERATING UNIT

- | | |
|-------|--|
| I-2 | Deep, loamy, well drained soils on nearly level (0 to 2%) upland slopes. They have few or no limitations in use. Hydrologic Group is B. |
| IIe2 | Deep, loamy, well drained soils on gently undulating (2 to 6%) slopes. They have a moderate water erosion hazard. Hydrologic Group is B. |
| IIe3 | Deep, loamy, well drained soils on gently undulating and gently sloping (2 to 6%) upland. They have moderate water erosion and slight to moderate wind erosion hazards. Hydrologic Group is B. |
| IIIe1 | Deep, loamy, well drained soils on undulating and sloping (6 to 9%) upland and eroded soils on gently undulating (2 to 6%) uplands. They have moderate to severe water erosion hazards. Hydrologic Group is B. |
| IIIw1 | Deep, black, clayey soils that are poorly drained. They occupy floors of enclosed depressions and are ponded from runoff waters from adjacent slopes. Hydrologic Group is D. |

Signed.....

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

Submitted by: Dr. M. S. Dorsatt
 Address: Box 230
Hilbank, SD 57252

Date Rec'd April 21, 1977
 Sample No. 77-626
 Identification Well-30'
SW 1/4, Sec. 19, T 122N, R 52W

WATER ANALYSIS

Calcium (Ca)	56	ppm*	2.80	me/l**
Magnesium (Mg)	62	ppm	5.12	me/l
Sodium (Na)	6	ppm	0.26	me/l
Potassium (K)	1	ppm	0.03	me/l
Sulfate (SO ₄)	77	ppm	1.60	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	2	ppm	0.05	me/l
Bicarbonate (HCO ₃)	278	ppm	4.56	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)	228	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	626	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.13			
Sodium	3.16	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.28			
Others:				

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 8.21 me/l
 Total anions 6.21 me/l

By: Shirley Mitten

Service Performed	Amount Due
Irrigation analysis	\$15.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 77-626

Amount Enclosed \$

Signed

Form 6 - Notice of Intent to Appropriate Water

No. 3931-3

Publish first publication, on or before May 12, 19 77

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

May 5, 19 77

Notice is hereby given that Maurice S. Dorsett
whose post office address is Milbank, 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
7.5 cubic feet of water per second of time from the ground water through the
Maurice S. Dorsett, the point of diversion of which ~~is~~ to be located in the
NW $\frac{1}{4}$ SW $\frac{1}{4}$ (2 wells) of Section 19, NW $\frac{1}{4}$ NW $\frac{1}{4}$ (2 wells), NE $\frac{1}{4}$ SW $\frac{1}{4}$ (1 well)
of Section 30, T122N, R52W, and the NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
(3 wells)
of Section 25, Twp. 122N, Range 53W. Said water to be used for the purpose
of providing irrigation on ^{portions of} the following described land:
SW $\frac{1}{4}$, Section 19; NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 30; T122N, R52W and SE $\frac{1}{4}$,
Section 25; T122N, R53W

This application No. 3931-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 25th day of May, 19 77, 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: Maurice S. Dorsett, Box 230, Milbank, SD 57252

No. 3931-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Roberts) ss.

I, Bernice J. Smith hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Wilmot Enterprise

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 Wilmot

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

May 12, 1977

May 19, 1977

Bernice J. Smith
(Signature)

Publisher
(Title)

5-20-77
(Date Signed)

NOTICE INTENT TO
APPROPRIATE WATER

No. 3931-3
Pierre, South Dakota 57501
May 5, 1977

Notice is hereby given that
Maurice S. Dorsett whose post
office address is Milbank, South
Dakota, has made an application
in accordance with the provisions
of the water laws of South Da-
kota for a permit to appropriate
for beneficial use 7.6 cubic feet
of water per second of time from
ground water through the Maur-
ice S. Dorsett, the points of
diversion of which are to be
located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (2
wells) of Section 19, NW $\frac{1}{4}$ NW $\frac{1}{4}$
(2 wells), NE $\frac{1}{4}$ SW $\frac{1}{4}$ (1 well) of
Section 30, T122N, R52W, and the
NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ -
SW $\frac{1}{4}$ (3 wells) of Section 25,
Twp. 122N, Range 53W. Said
water to be used for the purpose
of providing irrigation on por-
tions of the following described
land: SW $\frac{1}{4}$, Section 19; NW $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 30, T122N,
R52W and SE $\frac{1}{4}$, Section 25;
T122N, R53W.

This application No. 3931-3
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. and
interested persons may appear
and be heard.

WATER RIGHTS COMMISSION
By: JAMES WINTERTON
Water Rights Specialist
(May 12 & 19)



2931-S



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

MAURICE S DORSETT
BOX 232
MILBANK SD 57252

NOTICE

RE: Violation of Requirement to Submit 1991 Irrigation Questionnaire

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 3931-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:15 am, March 4, 1992, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3931-3 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 4th hearing date, your name will be deleted from the Board agenda.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Ron Duvall'.

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



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

February 21, 1992

3931-3

Maurice S Dorsett
Box 230
Milbank, SD 57252

Dear Mr. Dorsett:

I am writing to acknowledge receipt of your 1991 irrigation questionnaire for Water Permit No. 3931-3. The questionnaire was completed and returned by William Davis. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaire was received prior to the Water Management Board meeting and your name was deleted from the agenda.

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

Sincerely,

A handwritten signature in cursive script, reading 'Genny McMath', is written over the typed name.

Genny McMath
Natural Resources Analyst
Water Rights Division

cc: William B Davis, RR #2 Box 32, Waubay, SD 57273

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 Fee will provide you the signature of the person delivered to and the date of delivery.

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

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

Consult postmaster for fees.

3. Article Addressed to:

MAURICE S DORSETT
BOX 232
MILBANK, SD 57252

4a. Article Number

P 906 557 692

4b. Service Type

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

7. Date of Delivery

1-29-92

5. Signature (Addressee)

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

6. Signature (Agent)

M. S. Dorsett (Cnd)

PS Form 3811, November 1990 *U.S. GPO: 1991-237-066

DOMESTIC RETURN RECEIPT

3931-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 16, 1994

MAURICE S DORSETT
BOX 230
MILBANK SD 57252

NOTICE

RE: Violation of Requirement to Submit 1993 Irrigation Questionnaire

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 3931-3. The request for the Questionnaire was dated October 13, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3931-3 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 on/or before April 1, 1994, 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?

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.

3. Article Addressed to:

MAURICE S DORSETT
BOX 230
MILBANK SD 57252

5. Signature (Addressee)

Melanie M Dorsett

6. Signature (Agent)

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

1. ☒ Addressee's Address
2. ☐ Restricted Delivery
Consult postmaster for fee.

4a. Article Number

P 837 692 535

4b. Service Type

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

7. Date of Delivery

2-25-94

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

PS Form 3811, December 1991 * U.S.G.P.O. : 1992-507-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



3931-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 10, 1994

3931-3

Maurice S Dorsett
Box 230
Milbank, SD 57252

Dear Mr. Dorsett:

I am writing to acknowledge receipt of your 1993 irrigation questionnaire. You may disregard the February 16, 1994, Notice of Violation of the Requirement to Submit the 1993 Irrigation Questionnaire.

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,

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

Permit No. 3931-3
Big Sioux River - Water District

Report Of Examination Of Works And/Or Application of Water To Beneficial Use

TO: Chief Engineer, Division of Water Rights, DENR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Maurice S. Dorsett of Box 230, Milbank SD holder of Permit No. 3931-3, bearing the priority of April 25, 1977 authorizing the diversion of 7.6 cu. ft. per second of the waters of groundwater for irrigation purposes, in Roberts County.

I have to report on the conditions of the same as follows:

- A. Works used to divert the water:
An 8 inch Western Land Roller pump with a 900 gpm capacity.
- B. Works used to transport water to place of use:
1500 feet of 8 inch steel pipe.
- C. Works used to apply water to beneficial use:
A 1280 foot Valley center pivot with end gun.

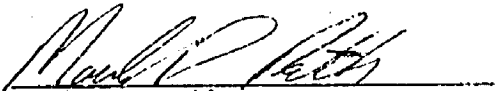
The system is in the following condition good. The point of diversion is located From the SW corner of Section 19 T122N-R52W: 2500 feet N, 300 feet E. The works are capable of diverting and conveying to the place of use 2.0 cu. ft. per second of water which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

All land located in Section 19 T122N-R52W: NW1/4 SW1/4 - 33 ac
NE1/4 SW1/4 - 33 ac SE1/4 SW1/4 - 33 ac SW1/4 SW1/4 - 33 ac
comprising a total of 132 acres of land and the license should be issued for 1.89 cfs.

Applicable permit qualifications have been complied with: Yes ☒ No

Exceptions to compliance are: none Date: 10/6/1982

Comments: I spoke with Mr. Dorsett's renter, Mr. Davis, he said that this pivot located in Section 19 T122N-R52W was the only part of the system that was developed out of all that was authorized.



Mark D. Rath
Natural Resources Engineer
DENR, Water Rights Division

REPORT ON INSPECTION OF PERMIT NO. 3931-3

DATE: 10/6/92

DIVERSION POINT LEGAL LOCATION: From the SW corner of Section 19 T122N-R52W: 2500 feet North, 300 feet East.

WELL INFORMATION:

- 1) Well Drilling Firm: unknown
- 2) No. of Wells 1
- 3) Depth(s) 30 feet
- 4) Well log is available N
- 5) Comment:

Casing:

- 1) Diameter 14 inches
- 2) Length 20 feet
- 3) Type steel

Screen:

- 1) Type stainless steel
- 2) Length 10 feet
- 3) Static water level 4 feet

Pump:

- 1) Make Western Land Roller
- 2) Model E79234
- 3) Size 8 inch
- 4) Capacity 900 GPM

Motor:

- 1) Make US Electrical
- 2) Model No. 365TP
- 3) Horsepower rating 60 hp

DISTRIBUTION LINES OR CANALS:

- 1) Type steel
- 2) Size 8 inches
- 3) Length 1500 feet

SYSTEM TYPE:

Center pivot:

- 1) Make Valley
- 2) Overall length 1280 feet
- 3) Number of towers 10
- 4) Distance between towers feet
- 5) End gun Y
- 6) High or low pressure High
- 7) Capacity 900 GPM

CHEMIGATION EQUIPMENT:

- 1) Does chemigate N

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit lands agree with lands being irrigated and lands listed on permit Y
- 2) Special qualifications to permit being abided by Y
- 3) All structures, wells and lands on map Y
- 4) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y



October 27, 1992

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Dr. Maurice Dorsett
Box 230
Milbank, SD 57252

Dear Dr. Dorsett:

This letter is in regard to the water permit inspection I made of your irrigation system on October 6, 1992. I checked our files and was unable to find a driller's log for the well located in the NW1/4 of the SW1/4 of Section 19 T122N-R52 in Roberts County. I would appreciate it if you check your files to see if you have the drillers log. If you do, please send a copy of it to me. If you do not, please let me know who the driller was so I can contact him.

If you have any questions, feel free to contact me.

Sincerely,

Mark D. Rath
Natural Resources Engineer
Division of Water Rights
(605) 773-3352



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 26, 1993

3931-3

Maurice S. Dorsett
Box 230
Milbank, SD 57252

Dear Mr. Dorsett:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 3931-3, has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads 'Cheryl F. Frost'.

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

NOTE: On check or money order, please specify your permit number.
This will insure proper handling of the fee.

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

413765

Pierre, May 10, 19 93

RECEIVED OF Melaine M. Dorsett, PO Box 230, Milbank, SD 57252

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. 3951-5

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

50 00

50 00

By

Chief Engineer

John H. Haddock

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3931-3 FOR IRRIGATION

(1) Maurice S. Dorsett, of PO Box 230, Milbank, SD 57252-0230 made Application No. 3931-3, April 25, 1977 for a water permit to appropriate 7.6 cubic feet of water per second from groundwater (8 wells), Roberts and Day Counties, South Dakota for irrigation purposes. Permit No. 3931-3, with a priority date of April 25, 1977 was approved May 25, 1977 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before May 25, 1982 and for the application to beneficial use of said water on or before May 25, 1985.

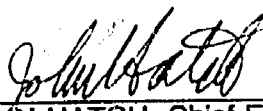
(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.89 cubic feet of water per second for beneficial use. The location of the diversion point is 2500 feet N and 300 feet E of the SW corner of Section 19 T122N-R52W (NW 1/4 SW 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

T122N-R52W	Section 19	NW1/4 SW1/4	33 acres
		NE1/4 SW1/4	33 acres
		SW1/4 SW1/4	33 acres
		SE1/4 SW1/4	33 acres
		Total	132 acres

* Only the Roberts County land and diversion point were developed.

(4) Pursuant to South Dakota Water Law 46-5-30.1 Maurice S. Dorsett of PO Box 230, Milbank, SD 57252-0230 the holder and/or owner of Water Permit No. 3931-3 is issued a license to appropriate water, the right to use 1.89 cubic feet of water per second from groundwater (1 well) with a priority date of April 25, 1977 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Permit No. 3931-3 and subject to South Dakota State Law.


JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and Natural Resources

MAR 15 1984

date



3931-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

MAR 15 1994

3931-3

Maurice S. Dorsett
P.O. Box 230
Milbank, SD 57252-0230

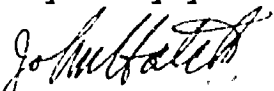
Dear Mr. Dorsett:

Enclosed is Water License No. 3931-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413765 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 3931-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Very truly yours,


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

rd
enclosures



3931-3

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

January 30, 1996

NOTICE**TO:** MAURICE S DORSETT, BOX 230, MILBANK, SD 57252**FROM:** Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program**SUBJECT:** Violation of Requirement to Submit 1995 Irrigation Questionnaire

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 3931-3. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:45 am, March 6, 1996, 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 Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 3931-3 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 on/or before March 1, 1996 your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete item 3, 4a, and 4b.
- 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:

MAURICE S DORSETT
BOX 230
MILBANK SD 57252

4a. Article Number

2348 318 838

4b. Service Type

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

7. Date of Delivery

2-1-94

5. Received By: (Print Name)

MEVANIA M. DORSETT

6. Signature: (Addressee or Agent)

Maurice M. Dorsett

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

Domestic Return Receipt

Thank you for using Return Receipt Service.



3931-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 13, 1996

3931-3

Maurice Dorsett
2821 3rd Ave SE #405
Aberdeen SD 57401-2324

Dear Mr. Dorsett:

I am writing to acknowledge receipt of your 1995 irrigation questionnaire. You may disregard the January 30, 1996, Notice of Violation of the Requirement to Submit the 1995 Irrigation Questionnaire.

I completed a questionnaire for you based on our February 13th telephone conversation. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you for calling and if you have any questions, please contact me.

Sincerely,

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



January 9, 1998

NOTICE

3931-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

TO: MAURICE S DORSETT, 2821 3RD AVE SE #405, ABERDEEN, SD 57401 2324

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1997 Irrigation Questionnaires

Our records indicate that the 1997 Irrigation Questionnaires have not been submitted for Permit Nos. 5964-3, 3931-3. The request for the Questionnaires was dated October 17, 1997. The Water Management Board has directed that owners of water permits who have not submitted the 1997 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 3931-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 5964-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year." The hearing will be held at 9:45 am, February 25, 1998 in 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 Chapter 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) 5964-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3931-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office on/or before February 20, 1998, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath (605) 773-3352.

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.

3931-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 1998

3931-3

5964-3

Maurice S Dorsett
2821 3rd Ave SE #405
Aberdeen, SD 57401

Dear Mr. Dorsett:

I am writing to acknowledge receipt of your 1997 irrigation questionnaires. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit Nos. 3931-3 and 5964-3.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

I am including a copy of the questionnaires, as completed by Mr. Davis. You may keep them for your files. If you have any questions, please contact me.

Sincerely,

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 16, 2002

NOTICE

TO: MAURICE S DORSETT, 2821 3RD AVE SE #405, ABERDEEN, SD 57401 2324
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2001 Irrigation Questionnaires

Our records indicate that the 2001 Irrigation Questionnaires have not been submitted for Permit Nos. 5964-3, 3931-3. The request for the Questionnaires was dated October 12, 2001. The Water Management Board has directed that owners of water permits who have not submitted the 2001 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 3931-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 5964-3 qualification:

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

The hearing will be held at 10:00 am, March 13, 2002 in the Visitor Center (west side of Capitol Lake), 650 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. 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) 5964-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3931-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office on/or before March 8, 2002, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath (605) 773-3352.

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.

3931-3

SENDER COMPLETION SECTION		RECEIVER COMPLETION SECTION	
■ Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.		A. Received by (Please Print Clearly) <u>M. Dorsett</u> B. Date of Delivery <u>1-18-02</u>	
1. Article Addressed to: MAURICE S DORSETT 2821 3RD AVE SE #405 ABERDEEN SD 57401 2324		C. Signature <u>X M. S. Dorsett</u> ☐ Agent ☐ Addressee	
		D. Is delivery address different from item 1? ☒ Yes ☐ No If YES, enter delivery address below:	
		3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D.	
		4. Restricted Delivery? (Extra Fee) ☐ Yes	

2 7001 2510 0004 4797 5781

FS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2002

3931-3
5964-3

Maurice S Dorsett
2821 3rd Ave SE #405
Aberdeen SD 57401 5414

Dear Mr. Dorsett:

I am writing to acknowledge receipt of your 2001 irrigation questionnaires. You may disregard the January 16, 2002, "Notice" concerning reporting requirements for Water Right No. 3931-3 and Water Permit No. 5964-3.

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
Environmental Scientist
Water Rights Program
(605) 773-3352



July 30, 2002

3931-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

Maurice S Dorsett
2821 3rd Ave SE #405
Aberdeen SD 57401

RECEIVED

AUG - 8 2002

WATER RIGHTS
PROGRAM

Dear Maurice S Dorsett:

Our office will now send the irrigation questionnaire for your Water Permit No. 5964-3 (near Waubay) to Will Davis. Do we need to send the irrigation questionnaire for your Water Permit No. 3931-3 (in Roberts County) to Will Davis, also?

If you have any questions, feel free to contact me at (605) 773-3352 or via email at stacy.johnson@state.sd.us.

Sincerely,

Stacy J Johnson

Stacy J. Johnson
Natural Resources Project Engineer

8-6-02

Dear Stacy,
Thank you for your letter.
Will you please have both
irrigation questionnaires sent
to Will Davis, R.R. #2, Box #44
Waubay, SD 57273?
Thank-you,
Sincerely,
Maurice

Maurice S. Dorsett

Irrigation Project #1

Milbank S. Dak

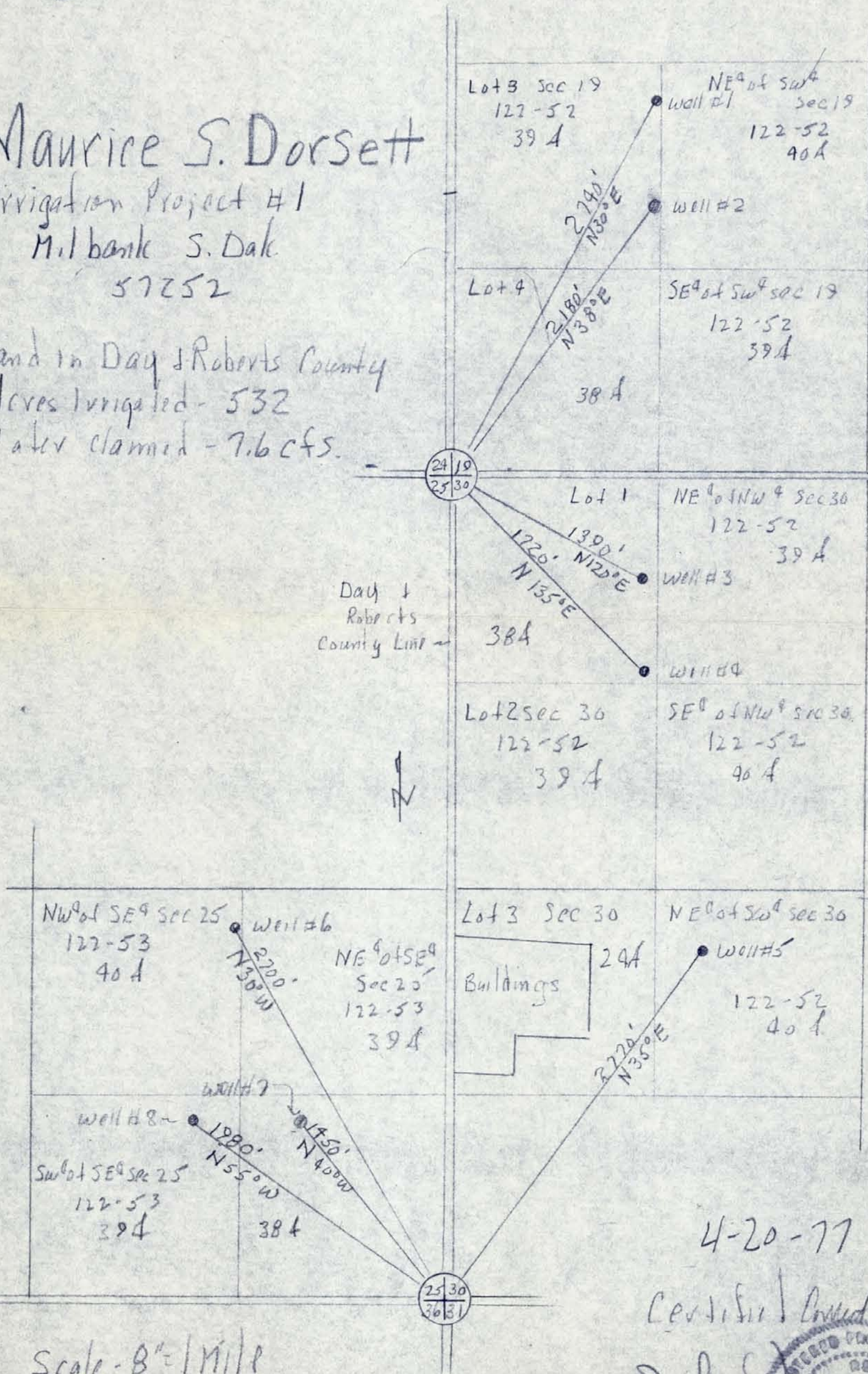
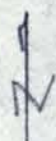
57252

Land in Day & Roberts County

Acres Irrigated - 532

Water claimed - 7.6 cfs.

Day &
Roberts
County Line



Scale - 8" = 1 Mile

4-20-77

Certified Correct



Map 123183-3 App 123183-3

NOT TO SCALE



Mark D Rath
Mark D Rath
Natural Resources Engineer
Division of Water Rights
Date 10/27/92



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 29, 2008

3665-3
3931-3
5964-3

Will Davis
1225 Cherry Dr
Watertown SD 57201-8208

Dear Mr. Davis:

Enclosed is a "Notice" dated October 24, 2008 concerning the 2008 irrigation questionnaires for Florence Davis and Maurice Dorsett. The notice was originally mailed to 44236 152nd St, Waubay SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures



3931-3
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, 2009

NOTICE

TO: WILL L DAVIS, RENTER, 1225 CHERRY DR, WATERTOWN, SD 57201

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaires

Our records indicate that the 2008 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 3931-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 5964-3 qualification:

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

The hearing will be held at **10:00 am, March 11, 2009** 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. 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) 5964-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3931-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaire(s) is (are) received in this office on/or before **March 6, 2009**, you will no longer be in violation of your permit and your name will be deleted 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V7-IQ.pdf>

c: MAURICE S DORSETT, 2821 3RD AVE SE #405, ABERDEEN, SD 57401-2324

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.

3931-3

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Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 6081
Status: **Delivered**

Your item was delivered at 11:08 AM on February 2, 2009 in ABERDEEN, SD 57401. The item was signed for by M DORSETT.

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No FEAR Act EEO Data

FOIA

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SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 6081

MAURICE S DORSETT
2821 3RD AVE SE #405
ABERDEEN SD 57401-2324

Waiver of Signature ☐ YES ☐ NOPostmark
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PS Form 3800, May 2002

(25-000000)

3931-3

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Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 6074

Status: Notice Left

We attempted to deliver your item at 10:22 AM on January 24, 2009 in WATERTOWN, SD 57201 and a notice was left. It can be redelivered or picked up at the Post Office. If the item is unclaimed, it will be returned to the sender. Information, if available, is updated every evening. Please check again later.

Track & Confirm

Enter Label/Receipt Number.

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No FEAR Act EEO Data

FOIA

U.S. Postal Service Signature Confirmation® Receipt

SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 6074

WILL L DAVIS, RENTER
1225 CHERRY DR
WATERTOWN SD 57201

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

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Keep this receipt. For Inquiries:
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PS Form 3825, May 2006 (See Instructions)

Mr Davis did not pick up mail, however the questionnaire was received and no further action is needed.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 19, 2009

3665-3
3931-3
5964-3

Will Davis
1225 Cherry Dr
Watertown SD 57201

Dear Mr. Davis:

I am writing to acknowledge receipt of your 2008 irrigation questionnaires. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Permit No. 3665-3 and Water License Nos. 3931-3 and 5964-3.

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,

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

c: Florence Davis
Maurice Dorsett



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 21, 2009

3665-3
3931-3
5964-3

Will Davis
1214 23rd St NE
Watertown SD 57201-6798

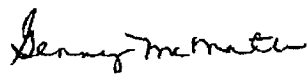
Dear Mr. Davis:

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

The notice was originally mailed to 1225 Cherry Dr, Watertown. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,


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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 21, 2010

3665-3
3931-3
5964-3

Will Davis, Mgr
44236 152nd St
Waubay SD 57273-6118

Dear Mr. Davis:

Enclosed is a "Notice" dated October 15, 2010 concerning the 2010 irrigation questionnaires..

The notice was originally mailed to 1214 23rd St NE, Watertown SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures