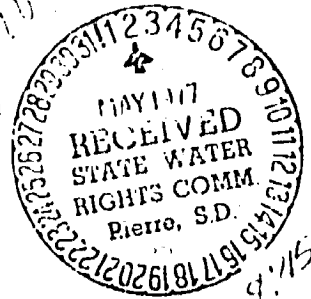


Water Right Number 3967-3

1. Considered 7-27, 19 77
2. Name of Applicant GREENWOOD FARMERS COOP.
3. Post Office Address DELMONT
4. Amount of Water claimed 2.2
5. Source of Water supply 180' WELL
6. Water to be used for IRRIGATION
Acres to be irrigated 160
7. Water to be diverted and used in CHAS MIX County
about 4W, 4S miles of DELMONT
8. Proof of Publication
Received 7-6-77
Not Received
9. Application
Approved 5-25-79
Subject to WT
Not Approved
Action Deferred
10. Remarks:

No. 3967-3Map No. 3218-3 Water Division No. 3 MISSOURI RIVER District
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant Greenwood Farmers Coop
 Postoffice address Delmont, State South Dakota
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) Direct labor
3. Name of diversion work Project #3
4. Amount of water claimed (cubic feet per second) 2.2
5. Source of water supply Ground Water
6. Location of point of diversion SE 1/4 of Section 13-97-63

County Charles Mix

7. Annual period or periods during which water is to be used May to September annually
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 _____

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>SE 1/4 13-97-63</u>	<u>160</u>		

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 20# 4 years years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Delmont, Record
12. Principal Features of the Proposed Water Supply System Center Pivot Irrigation System

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

Develope a well to divert 2.2 cubic ft per second

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

Installation of center pivot irrigation system

C. Works proposed to apply water to beneficial use.

Well plus installation of center pivot

Estimated Total Cost \$50,000.00

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 Hutchinson

I Joseph Glanzar 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

Joe GlanzarSubscribed and sworn to before me this 30th day of April 1977

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3967-3
GREENWOOD FARMERS COOP DELMONT
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57330 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 MAY 2, 19 77
 Date of return to applicant for correction, amendments or changes required MAY 2, 19 77
 Date of receipt of corrected application MAY 9, 19 77
 Approved MAY 25, 19 79, Recorded in Book 21 Page 17

WATER RIGHT PERMIT NO. 3967-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3967-3 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 MAY 2, 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 80
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 25, 19 84
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 89; said water to be used during the following described annual period: MAY - SEPTEMBER

Witness my hand this 11th day of JUNE, 19 79

WATER RIGHTS COMMISSION

By:

John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 ____

Water License Issued _____, 19 ____

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 20 inch, Depth 180 feet
- (2) Casing, Type Plastic (wood, concrete, steel, etc), Diameter 16 inch, Thickness 3/8th inch
- (3) Perforated Screen.
- Type Johnson, Diameter 16 inch, Length 40 feet
- (4) Gravel Pack, Thickness 4 inch, Length of gravel pack 180

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 gravel at 80 feet to 120, level below fractured
Chalk rock

Depth to top of water bearing material 80 feet

Depth to bottom of water bearing material unknown

Thickness of water bearing material 25 feet gravel + Chalk

Depth to water (ground surface to water level) 70 feet

(2) Distance to nearest existing household or livestock watering wells. 1 mile

On same owner's property, no rds. On property owned by others 160 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.

Deer Creek Farmer's Coop
By Fred Elmer
(Signature of Applicant)



LEGAL DESCRIPTION

- TYPE OF IRRIGATION

- ## WATER QUALITY

- 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.

APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
14 DAY OF April 1977.
Robert L. Brown
Notary Public
(TITLE OR SEAL)

APPROVED/UNAPPROVED

(CSOILS INFORMATION ON REVERSE SIDE)

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

Submitted by: Greenwood Farmers
 Address: Delmont, SD 57330

Date Rec'd April 19, 1977
 Sample No. 77-615
 Identification Well -
SE 1/4, Sec. 18, T 97N, R. 63W

WATER ANALYSIS

Calcium (Ca)	131	ppm*	6.55	me/l**
Magnesium (Mg)	47	ppm	3.85	me/l
Sodium (Na)	18	ppm	0.78	me/l
Potassium (K)	4	ppm	0.10	me/l
Sulfate (SO ₄)	270	ppm	5.62	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	10	ppm	0.28	me/l
Bicarbonate (HCO ₃)	334	ppm	5.48	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)	274	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	990	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.34			
Sodium	6.91	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.45			

Others:

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 11.28 me/l
 Total anions 11.38 me/l

By: Shirley Mattan

Service Performed

Amount Due

Irrigation analysis

\$15.00

- 8.00 paid

\$ 7.00 DUE

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 77-615

Amount Enclosed \$

Signed

April 26, 1977

Greenwood Farmers
DeLmont, SD 57330

Dear Sir:

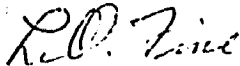
Your water sample (Lab. No. 77-615) has been analyzed and the results are reported on the accompanying sheet, which is your copy to keep.

I am also enclosing a copy of AES 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.

Your water, as indicated by this analysis, is satisfactory for use on the soils you indicate will be irrigated. If a salt problem or a water table problem should develop, contact extension personnel for assistance.

The WI-1, soils information, and a copy of the water analysis are being forwarded to the State Conservation Commission for their action.

Sincerely yours,



L. O. Flau
Water Quality Lab

LOF:ckb

Enclosures

cc: State Conservation Commission
D. Pahl, Extension Service

Publish first publication, on or before July 14, 1977

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

June 13, 1977Notice is hereby given that Greenwood Farmers Coop whose

post office address is Delmont, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-8; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-41, ~~Future Use 46-5-38, Temporary Permit 46-5-39, 46-5-40~~; Ground Water 46-6-3, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14 and Commission Rules AKSD 52:01:01:01 thru 52:01:01:13, ~~Future Use 52:01:01:21~~

thru ~~52:01:01:21~~, for a permit to appropriate for beneficial use 2.2 cubic feet of water per second of time from ~~the~~ ground water through Greenwood Project #3, the point of diversion of which is to be located in the _____

SE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 13, Twp. 97N, Range 63W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SE $\frac{1}{4}$, Section 13, 797N, R63W

This Application No. 3967-3 will be considered by the Water Rights Commission the Staurolite Inn, Brookings, S.D. at ~~their office at Pierre~~ upon the 27th day of July, 1977, at 10: A.M. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Commission in writing prior to the hearing or orally at the hearing.

WATER RIGHTS COMMISSION

JAMES WINTERTON
Water Rights Specialist

cc:

Greenwood Farmers Coop., Delmont, S.D. 57330

No. 3967-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Douglas) ss.

I, Harvard H. Boehring hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Delmont Records

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

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

June 23, 1977
June 30, 1977

Harvard H. Boehring
(Signature)
Owner
(Title)
June 30, 1977
(Date Signed)

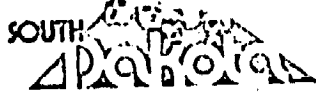
Notice Of Hearing On
Application to Appropriate Water

Pierre, South Dakota 57501
June 13, 1977

Notice is hereby given that
Greenwood Farmers Coop whose
post office address is Delmont,
South Dakota, has made an appli-
cation in accordance with the pro-
visions of SDCL 46-1-1 thru
46-1-8; 46-2-9 thru 46-2-11, 46-
2-13; 46-5-1 thru 46-5-8, 46-5-
10 thru 46-5-22, 46-5-41, Ground
Water 46-6-3, 46-6-5, 46-6-8,1,
46-6-10, 46-6-14 and Com-
mission Rules ARSD 52:01:01:01
thru 52:01:01:13, for a permit to
appropriate for beneficial use 2.2
cubic feet of water per second of
time from ground water through
the Greenwood Project #3, the
point of diversion of which is
to be located in the SE1/4 SE1/4
of Section 13, Twp. 97N, Range
63W. Said water to be used for
the purpose of providing irri-
gation on portions of the follow-
ing described land: SE 1/4, Section 13, T97N, R63W.
This Application No. 3967-3
will be considered by the Water
Rights Commission at the Stan-
rolite Inn, Brookings, S.D.
upon the 27th day of July, 1977
at 10 A.M. The Commission is
authorized to make a determina-
tion on this application at the
hearing. All interested persons
may appear and be heard. Any
person who may be affected by a
Commission decision who de-
sires to present evidence or
cross-examine witnesses ac-
cording to SDCL 1-26 may notify
the Commission in writing prior
to the hearing or orally at the
hearing.

WATER RIGHTS COMMISSION
JAMES WINTERTON
Water Rights Specialist w7-9c





3967-3

Department of Natural Resource Development

WATER RIGHTS COMMISSION
Joe Foss Building, Pierre, South Dakota 57501
Phone 605/773-3151

May 9, 1979

Greenwood Farmers Coop.
Delmont SD 57330

Dear Sir:

This application was overlooked when we considered the other deferred applications in Charles Mix County at the March meeting.

The Water Rights Commission will reconsider deferred Water Right Application No. 3967-3 at 10:30 a.m., May 25, 1979 at the Lincoln Room, Howard Johnson Motel, 2211 Lacrosse, Rapid City SD.

This reconsideration hearing will be conducted in accordance with the provisions of SDCL 46-1-1 thru 46-1-9; 46-1-14; 46-2-9 thru 46-2-11; 46-2-13; 46-5-1 thru 46-5-8; 46-5-10 thru 46-5-22; 46-5-41; 46-6-3; 46-6-5; 46-6-6.1; 46-6-10; 46-6-3.1; 46-6-14 and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13.

This application was previously deferred by the Water Rights Commission, pending staff investigation.

After reconsideration of the deferred application the Commission can approve, conditionally approve, defer, or deny all or part of the Application.

This hearing is an adversary proceeding. Any person 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 at the hearing. Decisions of the Commission may be appealed to the Courts as provided by law.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Commission

JH:kjw

2232-31

11 3967-5

 **Department of
Water & Natural Resources**

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

February 17, 1989

Joe Glanzer Greenwood Colony
RR Box 89
Delmont, SD 57330

Dear Mr. Glanzer:

On October 6, 1988, the Water Management Board adopted rules to implement a 1988 law for application of chemicals through irrigation systems. The rules establish equipment standards, performance standards and installation requirements for irrigation systems that apply chemicals (fertilizers, insecticides, or herbicides) with irrigation water.

You have indicated on your 1988 Water Management Board Irrigation Questionnaire that you do apply chemicals with irrigation water. A copy of the new rules for chemigation are enclosed for your information.

The new standards include:

- * a check valve between the irrigation pump and the point of chemical injection;
- * a vacuum relief valve on top of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a low-pressure drain on the bottom of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a chemical injection line check valve between the chemical injection pump and the point at which the chemical is injected into the irrigation line; a second check valve is required if the chemical injection pump is not a positive displacement pump;
- * an interlock system which ensures that the chemical injection pump will stop whenever the irrigation pump stops;
- * an inspection port between the irrigation pump and the check valve on the irrigation line;

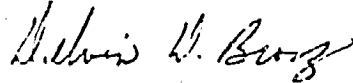


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

The equipment must be installed according to the manufacturer's specifications, calibrated, and maintained in good working condition. All chemical product labels must be followed and warning signs must be posted. These rules also require reporting of all spills, accidents, and system malfunctions. A 24-hour telephone number is provided.

The chemigation rules contain notification and record keeping requirements. Prior to using chemigation, notification must be given to the Chief Engineer on the enclosed Form 1C. Information that must be provided in this notification includes the water permit or right number, the name, address, and telephone number of the water permit or right holder and of the system operator, and the legal description of the lands on which the system is located. A record of the name, quantity, dates and hours of each chemical applied must be provided to the Chief Engineer on Form 2C. A copy of this form is also enclosed for your information. It will be mailed with the annual Irrigation questionnaire and must be returned with the questionnaire by the date specified. If you have any questions regarding these rules or need additional copies of the forms, please contact Susan Bowar, Water Rights Engineer (605-773-3352).

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

South Dakota

GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

August 13, 1991

Mr. Eddy
Farm Credit Services
PO Box 1248
Mitchell, SD 57301

Dear Mr. Eddy:

Enclosed, as you requested, are copies of the following Water
Permits:

No. 2232-3, No. 2232-3A, and No. 3967-3 (all for Greenwood
Colony)

If you have any questions concerning the enclosed copies, please
contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosures

3967-3

HURON DRILLING INC. DRILLERS LOG

Delmont, SD

PAGE No 1 of 1

Greenwood Colony
JOB NAME

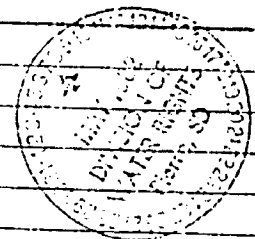
SEM-13-97-63-Charles Mix
LOCATION Co.

4/20/82
DATE

9
RIG NO.

Tom Rathjen
FOREMAN

JI No.	DEPTH	TIME	REMARKS
1	20		Yellow Clay
2	40		Blue Clay
3	60		
4	80		
5	100		
6	120		
7	140		Chalk @ 150'
8	150		17" Hole to 150'
9	160		12" Steel Pipe cemented -- Colony furnished 25 bags
10	180		
	195	T.D.	Drilled 11 3/4 hole to 195
			Put in 40' - Johnson Screen 10"
			5' - 10" Steel above the screen
			Screen went to 190 and steel laps 5' into 12" Pipe with rubber seal
			Water Head 85'
			Pumped 120GPM
			Drew down to 90'



WELL REPORT

HURON
DRILLING CO.
Huron, S. D.

OWNER

DESCRIPTION

DATE

CASING LOG

Depth 189 ft.

Flows gpm

Pumps 120 gpm

Head 90 ft.

ft. 12' Steel Pipe pipe to 172 ft.

ft. 10" Johnson pipe to 189 ft.

ft. 10" Johnson pipe to 189 ft.

ft. 10" Johnson pipe to 189 ft.

ft. 10" Johnson pipe to 189 ft.

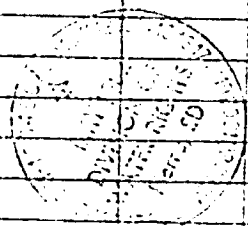
REMARKS

17" Hole to 150' w/12" Steel Pipe cemented

Colony furnished 25 bags of cement

Rig No.

Foreman



WELL REPORT LOG

WELL REPORT LOG

Permit No. 3967-3
Missouri 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 Greenwood Farmers Coop. of Box 89, Delmont, SD 57330 holder of Permit No. 3967-3, bearing the priority of May 2, 1977 authorizing the diversion of 2.2 cu. ft. of water per second from ground water for irrigation purposes, in Charles Mix County.

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

A. Works used to divert the water:

- | | |
|---|--|
| Pump:
1) Make <u>Aurora</u>
2) Model <u>38172895</u>
3) Pressure <u>100</u> PSI
4) Capacity <u>800</u> GPM | Motor:
1) Make <u>US Electrical</u>
2) Model No. <u>(No ID tag)</u>
3) Horsepower rating <u>100</u> hp |
|---|--|

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

- | | |
|---|--|
| Casing:
1) Diameter <u>12</u> inches
2) Length <u>150</u> feet
3) Type <u>Steel</u> | Screen:
1) Type <u>Stainless steel</u>
2) Length <u>40</u> feet
3) Static water level <u>85</u> feet |
|---|--|

C. Works used to apply water to beneficial use:

- SYSTEM TYPE:**
Center pivot:
- 1) Make Zinmatic
 - 2) Overall length 1320 feet
 - 3) Number of towers 7
 - 4) Distance between towers 188 feet
 - 5) End gun Y
 - 6) High or low pressure High
 - 7) Capacity 800 GPM

The system is in the following condition good. The point of diversion is located 1850 feet N 45 degrees W from the SE corner of Section 13 T97N-R63W (SE1/4 SE1/4). The works are capable of diverting and conveying to the place of use 1.77 cu. ft. of water per second which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

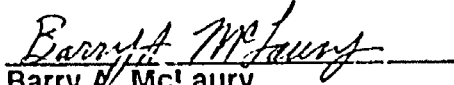
T97N-R63W

SECTION 13

<u>NW1/4 SE1/4</u>	<u>31 acres</u>
<u>NE1/4 SE1/4</u>	<u>31 acres</u>
<u>SW1/4 SE1/4</u>	<u>31 acres</u>
<u>SE1/4 SE1/4</u>	<u>31 acres</u>

comprising a total of 136 acres of land and the license should be issued for 1.77 cfs.
Applicable permit qualifications have been complied with: Yes X No

Exceptions to compliance are: None Date: June 28, 1993



Barry A. McLaury
Natural Resources Analyst
DNR, Water Rights Division

REPORT ON INSPECTION OF PERMIT NO. 3967-3

DATE: June 29, 1993

Other permit(s) associated with the project: None

DIVERSION POINT LEGAL LOCATION: 1650 feet N 45 degrees W from the SE corner of Section 13 T97N-R63W (SE1/4 SE1/4).

WELL INFORMATION:

- 1) Well Driller: Huron Drilling
- 2) No. of Wells 1
- 3) Depth(s) 195 feet
- 4) Well log is available Y

Casing:

- 1) Diameter 12 inches
- 2) Length 150 feet
- 3) Type Steel

Screen:

- 1) Type Stainless steel
- 2) Length 40 feet
- 3) Static water level 85 feet

Pump:

- 1) Make Aurora
- 2) Model 38172895
- 3) Pressure 100 PSI
- 4) Capacity 800 GPM

Motor:

- 1) Make US Electrical
- 2) Model No. (No ID tag)
- 3) Horsepower rating 100 hp

SYSTEM TYPE:

Center pivot:

- 1) Make Zimmatic
- 2) Overall length 1520 feet
- 3) Number of towers 7
- 4) Distance between towers 188 feet
- 5) End gun Y
- 6) High or low pressure High
- 7) Capacity 800 GPM

CHEMIGATION EQUIPMENT:

- 1) Does chemigate Y
- 2) Main line check valve Y
- 3) Inspection port/air relief Y
- 4) Low pressure drain Y
- 5) Discharge is 20' from source Y
- 6) Interlock type Electrical
- 7) Injection pump type Piston
- 8) Injection check valve Y
- 9) Injection line check valve or positive displacement pump Y
- 10) All chemigation equipment appears to be installed in the proper position and complies with chemigation laws and rules Y

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

September 8, 1994

3967-3

Greenwood Farmers Coop
%Joe Glanzer
Box 89
Delmont, SD 57330

Dear Mr. Glanzer:

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. 3967-3, 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.

Please remit fee to:
Department of Environment & Natural Resources
Water Rights Division
523 E. Capitol
Pierre, SD 57501-3181

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,

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.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 9, 1994

SECOND NOTICE
Permit No: 3967-3

NOTICE OF WATER LICENSE INSPECTION FEE REQUIREMENT

Greenwood Farmers Coop
%Joe Glanzer
Box 89
Delmont, SD 57330

Dear Mr. Glanzer:

On September 8, 1994, you were notified the final inspection fee of \$50.00 is due before Water License No. 3967-3 can be issued. As of this date, the fee has not been received.

The fee is a final step in the legal process of obtaining and perfecting a water right and is required by SDCL 46-2-13(3). Upon receipt of the \$50.00 fee, your Water License will be sent to you. This is the final document for the perfection of your Water Right. A perfected water right is similar to a property right and once a water right is perfected, it cannot be lost as long as the water is used.

Please remit fee to:
Department of Environment & Natural Resources
Water Rights Division
523 E. Capitol
Pierre, SD 57501-3181

According to South Dakota Water Law 46-5-30.1, you may not divert water until the License fee is paid. Please submit the required fee immediately to avoid jeopardizing your water permit.

Very truly yours,


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

RECEIPT

Division of Water Rights

414341

South Dakota Department of Environment and Natural Resources

Pierre, _____ November 22, 19 94

RECEIVED OF: Joe Glanzer, Greenwood Lutterian Breth, RR 1 Box 39, Delmont, SD 57350-9801
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. <u>5967-5</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By *William H. Hutchings*
Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3967-3

(1) Greenwood Farmers Coop., of Box 89, Delmont SD 57330 made Application No. 3967-3, May 2, 1977 for a water permit to appropriate 2.2 cubic feet of water per second from groundwater (one well), Charles Mix County, South Dakota for irrigation purposes. Permit No. 3967-3, with a priority date of May 2, 1977 was approved May 25, 1979 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, 1980 and for the application to beneficial use of said water on or before May 25, 1984.

(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 1.77 cubic feet of water per second for beneficial use. The location of the diversion point is 1850 feet N 45 degrees W from the SE corner of Section 13-T97N-R63W (SE 1/4 SE 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:

Section 13-T97N-R63W	NW 1/4 SE 1/4	34 acres
	NE 1/4 SE 1/4	34 acres
	SW 1/4 SE 1/4	34 acres
	SE 1/4 SE 1/4	34 acres
	Total	136 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Greenwood Farmers Coop. of Box 89, Delmont SD 57330 the holders and owners of Water Permit No. 3967-3 is issued a license to appropriate water, the right to use 1.77 cubic feet of water per second from groundwater (one well) with a priority date of May 2, 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. 3967-3 and subject to South Dakota State Law.



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

DEC 26 1994

date



3967-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

2232B-3
3967-3

Joe Glanzer
Greenwood Colony
RR 1, Box 89
Delmont, SD 57330

Dear Mr. Glanzer:

Enclosed are Water License Nos. 2232B-3 and 3967-3. These are the final water right documents completing your process of obtaining Water Rights. Enclosed are Receipt Nos. 414296 and 414341 in the amount of \$50.00 each which you paid for the inspection and issuance of the Water Licenses.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the wells authorized by Water Right Nos. 2232B-3 and 3967-3, 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 Licenses, 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

ks
enclosures

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional service.
- 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:

Greenwood Farmers Coop
 2 Joe Glanzer
 Box 89
 Delmont, SD 57330

3967-3

4a. Article Number

P 318 052 684

4b. Service Type

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

7. Date of Delivery

11-10-94

5. Signature (Addressee)

6. Signature (Agent)

Samuel J. Glanzer

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

PS Form 3811, December 1991

RU GPO: 1992-323-402

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

3967-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 30, 1996

NOTICE

TO: GREENWOOD COLONY, SAM GLANZER, RR 1 BOX 89, DELMONT, SD 57330 9721
FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Water Permit No(s) 2232B-3, 3967-3 and 1995 Irrigation Questionnaire Requirements

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 2232B-3, 3967-3. The request for the Questionnaires 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 permit violation and a hearing to be held by the Board. The hearing held by the Board will be to determine if Permit No(s) 3967-3 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) 2232B-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, March 6, 1996 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) 2232B-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3967-3 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 1, 1996, 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 16, 1996

2232B-3

3967-3

Sam Glanzer
Greenwood Colony
RR 1 Box 89
Delmont, SD 57330-9721

Dear Mr. Glanzer:

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

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



3967-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

January 14, 2000

NOTICE

TO: GREENWOOD COLONY, JAKE WURTZ, FARM MGR, 28718 402ND AVE, DELMONT, SD 57330 5911

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

SUBJECT: Reporting Requirement for 1999 Irrigation Questionnaires

Our records indicate that the 1999 Irrigation Questionnaires have not been submitted for Permit Nos. 2232B-3, 3967-3. The request for the Questionnaires was dated October 7, 1999. The Water Management Board has directed that owners of water permits who have not submitted the 1999 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) 3967-3 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) 2232B-3 qualification:

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

The hearing will be held at 1:30 pm, March 1, 2000 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) 2232B-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3967-3 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 28, 2000, 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.



3967-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

January 24, 2000

2232B-3
3967-3

Jake Wurtz, Farm Mgr
Greenwood Colony
28718 402nd Ave
Delmont, SD 57330-5911

Dear Mr. Wurtz:

I am writing to acknowledge receipt of your 1999 irrigation questionnaires. You may disregard the January 14, 2000, "Notice" concerning reporting requirements for Water Permit Nos. 2232B-3 and 3967-3.

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



NOT TO SCALE

97-63

147.2 T1472

(N27)(3-L)

155.2 T1473

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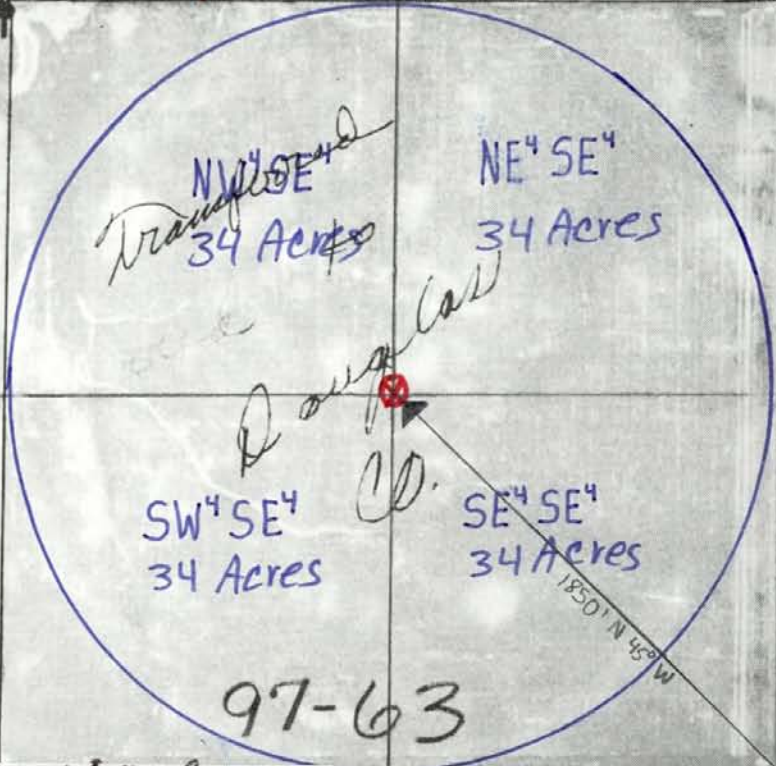
T439

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T669



1/3



97-63

Barry McLaury *Barry A. McLaury*
 Natural Resources Analyst
 Division of Water Rights
 Date December 3, 1993

3967-3



January 26, 2007

NOTICE

3967-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

TO: GREENWOOD COLONY, JAKE WURTZ, FARM MGR, 28718 402ND AVE, DELMONT, SD 57330 5911

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

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaires

Our records indicate that the 2006 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 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) 3967-3 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) 2232B-3 qualification:

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

The hearing will be held at 10:30 am, March 7, 2007 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) 2232B-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3967-3 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 1, 2007, 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/E0455V5-IQ.pdf>

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.



3967-3

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SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0799 7177

GREENWOOD COLONY
JAKE WURTZ, FARM MGR
28718 402ND AVE
DELMONT SD 57330 5911

Waiver of Signature ☐ YES ☐ NO

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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 1, 2007

2232B-3
3967-3

Jake Wurtz, Farm Mgr
Greenwood Colony
28718 402nd Ave
Delmont SD 57330-5911

Dear Mr. Wurtz:

I am writing to acknowledge receipt of your 2006 irrigation questionnaires. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Right Nos. 2232B-3 and 3967-3.

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



3967-3
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: GREENWOOD COLONY, JAKE WURTZ, FARM MGR, 28718 402ND AVE, DELMONT, SD
57330 5911

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) 3967-3 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) 2232B-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) 2232B-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3967-3 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>

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.

346 7-3

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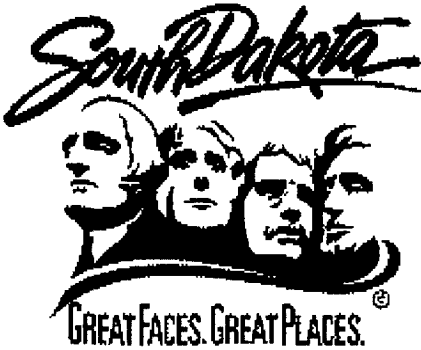
GREENWOOD COLONY
JAKE WURTZ, FARM MGR
28718 402ND AVE
DELMONT SD 57330 5911

Waiver of Signature ☐ YES ☐ NO

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396 1-3

**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 28, 2009

2232B-3
3967-3

Jake Wurtz
Greenwood Colony
28718 402nd Ave
Delmont SD 57330-5911

Dear Mr. Wurtz:

I am writing to acknowledge receipt of your 2008 irrigation questionnaires. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right Nos. 2232B-3 and 3967-3.

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
email: genny.mcmath@state.sd.us



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 22, 2010

NOTICE

TO: GREENWOOD COLONY, JAKE WURTZ, FARM MGR, 28718 402ND AVE, DELMONT, SD 57330 5911

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

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaires

Our records indicate that the 2009 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 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) 3967-3 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) 2232B-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 10, 2010** 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) 2232B-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3967-3 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 5, 2010**, 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 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/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.

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SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 9839

GREENWOOD COLONY
JAKE WURTZ, FARM MGR
28718 402ND AVE
DELMONT SD 57330 5911

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:
Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com®
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**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 11, 2010

2232B-3
3967-3

Jake Wurtz, Farm Mgr
Greenwood Colony
28718 402nd Ave
Delmont SD 57330-5911

Dear Mr. Wurtz:

I am writing to acknowledge receipt of your 2009 irrigation questionnaires. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right Nos. 2232B-3 and 3967-3.

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



3967-3
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 16, 2015

NOTICE

TO: GREENWOOD COLONY, JAKE WURTZ, FARM MGR, 28718 402ND AVE, DELMONT, SD
57330 5911

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

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaires

Our records indicate your 2014 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 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) 3967-3 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) 2232B-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 4, 2015** 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) 2232B-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3967-3 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 before the **March 4, 2015** 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182

January 22, 2015

2232B-3
3967-3

Jake Wurtz, Farm Manager
Greenwood Colony
28718 402nd Ave
Delmont SD 57330-5911

Dear Mr. Wurtz:

I am writing to acknowledge receipt of your 2014 irrigation questionnaires.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right Nos. 2232B-3 and 3967-3. 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



3967-3
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 15, 2016

NOTICE

TO: GREENWOOD COLONY, JAKE WURTZ, FARM MGR, 28718 402ND AVE, DELMONT, SD 57330 5911

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

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaires

Our records indicate your 2015 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 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) 3967-3 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) 2232B-3 qualification:

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

The hearing will be held at **Thursday, March 3, 2016 at 9:30 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. 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) 2232B-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3967-3 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 before the **March 3, 2016** 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.



3967-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

denr.sd.gov

January 22, 2016

2232B-3
3967-3

Jake Wurtz, Farm Manager
Greenwood Colony
28718 402nd Ave
Delmont SD 57330-5911

Dear Mr. Wurtz:

I am writing to acknowledge receipt of your 2015 irrigation questionnaires.

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Right Nos. 2232B-3 and 3967-3. 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

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

RECEIVED

JUL 02 2018

WATER RIGHTS
PROGRAM

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 3967-3Date: June 27, 2018

I/We request that Water Right/Permit No. 3967-3 formerly owned by:
Greenwood Hutterian Brethren Inc be transferred to:

New Owner Name: HB of South Dakota LLCAddress: 41181 179th StCity, State, Zip Raymond SD 57258 Telephone No. 605-233-1200

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

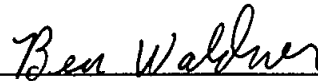
SE-13-T97-R63

☒ I understand that the validity of Water Right/Permit No. 3967-3 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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

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

I, Ben Waldner (Director), the new owner, certify that the above information is true and correct.



(signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date July 3

2018

RECEIVED OF Clark Hutterian Brethren Inc. 41181 179th St Raymond, SD 57258-7400

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	50	00
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 _____ 3967-3		
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	50 00

No. **08710**

By

Jeanne Goodman

Chief Engineer

ym

State of South Dakota

Office of the Secretary of State

Certificate of Organization

Domestic Limited Liability Company

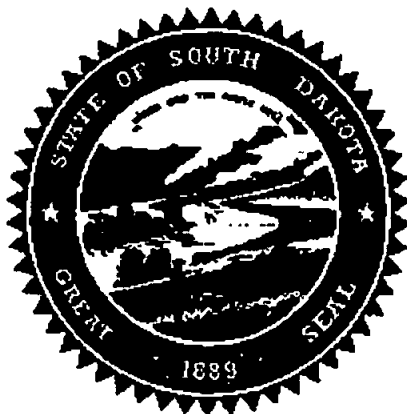
I, **Shantel Krebs**, Secretary of State of the State of South Dakota, hereby certify that the ARTICLES OF ORGANIZATION for

HB of South Dakota, LLC

BUSINESS ID# DL144985

with an effective date of: March 8, 2018, duly signed and verified, SDCL 47-34A-203, 212 has been received in this office and is found to conform to law.

ACCORDINGLY, and by virtue of the authority vested in me by law, I hereby issue this Certificate of Organization and attach hereto a duplicate of the ARTICLES OF ORGANIZATION.

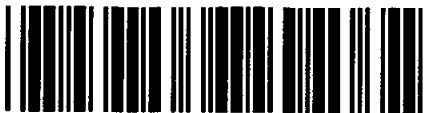


IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of South Dakota, in Pierre, the Capital City, this day, March 8, 2018.

Shantel Krebs

03/08/2018 10:04 AM

Shantel Krebs
Secretary of State



DL144985

B0054-5798 03/08/2018 10:04AM Rec'd by SD SOS

ARTICLES OF ORGANIZATION

South Dakota State Capitol
500 E. Capitol Ave
Pierre, SD 57501-5070
(605) 773-4845

DOMESTIC LIMITED LIABILITY COMPANY
SDCL 47-34A-203, 212

Filing Fee: \$150

Total Fee: \$150

Please Type or Print Clearly in Ink
Please submit one Original
Make payable to the SECRETARY OF STATE

Article I

The name of the Company: **HB of South Dakota, LLC**

Article II

The address of the initial designated office in or out of the State of South Dakota where the company conducts its business:

Actual Street Address

**41181 197TH STREET
RAYMOND, SD 57258-7400**

Mailing Address

**41181 197TH STREET
RAYMOND, SD 57258-7400**

Article III

SDCL 59-11-6

The South Dakota Registered Agent's Name:

South Dakota law permits the registered agent to be either (a) a noncommercial registered agent or (b) a commercial registered agent.

(a) The South Dakota Noncommercial Registered Agent's name

Name **JEFFREY T. SVEEN**

Actual Street Address in this State

**415 S MAIN ST 400 CAPITOL BLDG
ABERDEEN, SD 57401-4364**

Mailing Address in this State

**PO BOX 490
ABERDEEN, SD 57402-0490**

Article IV

The name and address of each organizer

Name

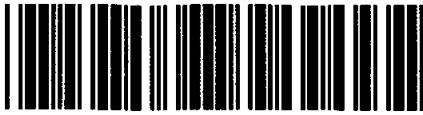
Address

Clark Hutterian Brethren, Inc. 41181 197th Street, Raymond, SD, 57258-7400

Article V

The duration of the company if other than perpetual is: **Perpetual**

If the document is not to be effective upon filing by the Secretary of State, the delayed effective date is: _____



B0054-5799 03/08/2018 10:04AM Rec'd by SD SOS

Article VI

☒ Member-Managed ☐ Manager-Managed

Article VII

Whether one or more of the members of the company are to be liable for its debts and obligations as set forth under SDCL 47-34A-303(c).

☐ Yes ☒ No

Article VIII

Beneficial Owners (optional): A beneficial owner is a person who has or in some manner controls an equity security. Please consult an attorney for legal advice if you have any questions concerning this entry. Any question under this heading is considered a request for legal advice and the secretary of state's office is, by statute, not permitted, to provide legal advice.

Signature/Authorization

The Articles of Organization must be executed by the organizers.

No person may execute this report knowing it is false in any material respect. Any violation may be subject to a criminal penalty (SDCL 22-39-36).

BEN WALDNER

BEN WALDNER

SECRETARY/TREA 03/08/2018
Surer

PRINTED NAME

SIGNATURE

TITLE

DATED

3967-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 3, 2018

2232B-3
3967-3

Ben Waldner
HB of South Dakota LLC
41181 179th St
Raymond SD 57258

Dear Mr. Waldner:

I am writing to acknowledge receipt of the transfer forms and filing fees submitted for changing ownership on Water Right Nos. 2232B-3 and 3967-3.

The ownership changes have been completed. Water Right Nos. 2232B-3 and 3967-3 formerly held by Greenwood Hutterian Brethren Inc., are now listed in the name of HB of South Dakota LLC.

Enclosed for your records are Receipt Nos. 08709 and 08710 in the amounts of \$50 each. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

enclosures



3967-3
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: HB OF SOUTH DAKOTA LLC, BEN WALDNER, DIRECTOR, 41181 179TH ST, RAYMOND, SD 57258

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaires

Our records indicate your 2019 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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) 3967-3 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) 2232B-3 qualification:

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

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. 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) 2232B-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3967-3 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 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 questionnaires 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/iq> using this password: BFFVXO**

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.

3967-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 6, 2020

2232B-3
3967-3

Ben Waldner, Director
HB of South Dakota LLC
41181 179th St
Raymond SD 57258

Dear Mr. Waldner:

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. 2232B-3 and 3967-3. 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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 14, 2025

NOTICE

TO: HB OF SOUTH DAKOTA LLC, BEN WALDNER, DIRECTOR, 41181 179TH ST, RAYMOND, SD 57258

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaires

Our records indicate your 2024 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 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) 3967-3 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) 2232B-3 qualification:

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

The hearing will be held on **Wednesday, March 5, 2025, at 9:30 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. 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) 2232B-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3967-3 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 before the **March 5, 2025**, hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: VSXJLC**

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.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 24, 2025

2232B-3
3967-3

HB of South Dakota LLC
c/o Ben Waldner
41181 179th St
Raymond SD 57258

Dear Mr. Waldner:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 2232B-3 & 3967-3. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

Amanda Dewell
Permitting Administrator
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us