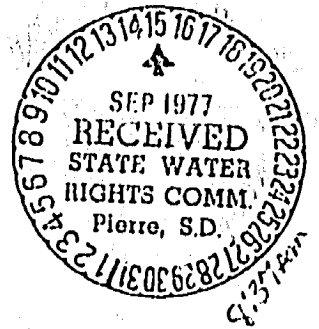


Water Right Number 4139-3

1. Considered 10-6, 1977
2. Name of Applicant THEODORE D. MOE
3. Post Office Address WALLACE
4. Amount of Water claimed 4.10
5. Source of Water supply 87' & 85' DEEP WELLS
6. Water to be used for IRRIGATION
- Acres to be irrigated 290
7. Water to be diverted and used in CODINGTON County
about 1/2N, 1E miles of WALLACE
8. Proof of Publication Received ~~##~~ 10-3-77
Not Received _____
9. Application Approved _____
TOWN OF WALLACE WELL 400' DEEP Subject to _____
Not Approved _____
Action Deferred _____
10. Remarks: SEE PROTEST LETTER

(19)

Map No. 3369-3 Water Division No. 3 BIG SIOUX RIVER District
(Blanks to be Filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE-Draw a line through items not applicable)

1. Name of Applicant Theodore D. Moe
Postoffice address RR #1 Wallace State S. Dakota - 577272

If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract & Direct Labor3. Name of diversion work Theodore D. Moe Irrigation Project #14. Amount of water claimed (cubic feet per second) 4.15. Source of water supply 2 wells

6. Location of point of diversion Well #1 - 1860' N 135° E 0' + NW corner Sec 28-119-55
Well #2 - 1860' N 135° W 0' + NE corner Sec 28-119-55

County Cadiz7. Annual period or periods during which water is to be used April Through October8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation9. For irrigation use, Total number of acres to be irrigated 290

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.
NW 1/4 NW 1/4 Sec 28-119-55	38	NW 1/4 NE 1/4 Sec 28-119-55	39
NE 1/4 " " " "	39	NE 1/4 " " " "	38
SW 1/4 " " " "	37	SW 1/4 " " " "	40
SE 1/4 " " " "	40	SE 1/4 " " " "	19

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 Water Town Public Opinion

12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source. 2 nearly identical 119' wells with deep well turbines

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

C. Works proposed to apply water to beneficial use. center pivot irrigation machines

Estimated Total Cost \$ 70,000

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 Brookings

I, Theodore D. Moe 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 Theodore D. MoeSubscribed and sworn to before me this 15 day of Sept 1977

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4139-3THEODORE D. MOE, R.R. #1, WALLACE
(Applicant) (Post Office Address)SOUTH DAKOTA 57272 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 SEPTEMBER 15, 1977
 Date of return to applicant for correction, amendments or changes required SEPTEMBER 15, 1977
 Date of receipt of corrected application SEPTEMBER 19, 1977
 Approved OCTOBER 6, 1977, Recorded in book 19 Page 141

WATER RIGHT PERMIT NO. 4139-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4139-3 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 SEPTEMBER 15, 1977
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before APRIL 6, 1980
3. The whole of said work is to be completed on or before OCTOBER 6, 1982
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is OCTOBER 6, 1985
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 4.1 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of 1 acre foot 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 OCTOBER 6, 1985; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this

3RD

day of

NOVEMBER 1977

WATER RIGHTS COMMISSION

By:

John H. Hald
 Chief Engineer, Executive Officer

Certificate of Construction Issued October 27, 1981Water License Issued October 27, 1981

FERTILIZER, IRRIGATION & DRILLING COMPANY

R.R. No. 2

Watertown, South Dakota 57201

Phone 605/886-5532

Test Holes — Domestic Wells — Irrigation Wells

T-L IRRIGATION SYSTEMS & EQUIPMENT

DRILLING REPORT

Location of Well: North 1/4, 1/2 Section 28 Township T-119-N Range 55-W
 Well to be drilled for: Theodore D. Mac RPA #1 Well No. 1 (Name) (Address)

Cody, Wyo. (County) S.D. (State)
 Date well drilling started 8-26-77 finished 8-30-77

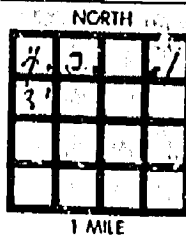
Purpose of well Test holes (domestic, irrigation, industrial, other)

Depth ft. Casing Diameter Inches

Slot Size Screen Size

Screen Depth: From ft. to ft.

Remarks:



REPORT OF FINAL PUMPING TEST

Write Additional Times and Readings on Back of Page

Date

Elapsed Time From Start of Pumping		Water Level		Discharge
O hr.	O min.	2.5 ft.	0 in.	(Static)
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	RECOVERY

Formation: Clay, Silt, Sand, Gravel, Color, Hard or Soft, etc.	Depth (ft.)		Formation (Continued)	Depth (ft.)	
	From	To		From	To
1. Black Dirt Clay	0	10	No. 3		
Sand	10	12	Black Dirt	0	3
Vel. Clay	12	15	Yellow Clay	3	8
Gravel - Clay	15	25	Sand	8	12
Blue Clay	25	42	Blue Clay	12	39
Sand - Gravel (10)	42	45	Sand - Net (36)	39	75
Blue Clay	45	160	Blue Clay	75	80
No. 2			No. 4		
Black Dirt	0	4	Black Dirt	0	4
Yellow Clay	4	15	Blue Clay	4	10
Blue Clay	15	55	Sand	10	12
Gravel - Total (10)	55	70	Blue Clay	12	55
Blue Clay	70	92	Coarse Sand / Gravel	15	86
Blue Clay	92	120	Coarse Blue Clay	86	120
Sand / Gravel	120				

Formation: Clay, Silt, Sand, Gravel, Color, Hard or Soft, etc.	From	To	Formation: Clay, Silt, Sand, Gravel, Color, Hard or Soft, etc.	From	To
Black Dirt	0	3	Well #1		
Blue Clay	3	49			
Gravel - Clay	49	87			
Blue Clay	87	103			
Gravel	103	106			
Blue Clay	106	120			

Two nearly identical wells

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 3.8", Depth Well #1 - 87'
Well #2 - 85'
- (2) Casing, Type Steel, Diameter 16", Thickness 1/4"
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type Mant. Slat, Diameter 16", Length 20'
- (4) Gravel Pack, Thickness 5", Length of gravel pack 30'

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 See enclosure sheet

Depth to top of water bearing material Well #1 - 49' Well #2 - 43'

Depth to bottom of water bearing material Well #1 - 87' Well #2 - 85'

Thickness of water bearing material Well #1 - 38' Well #2 - 35'

Depth to water (ground surface to water level) Well #1 - 19' Well #2 - 26'

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

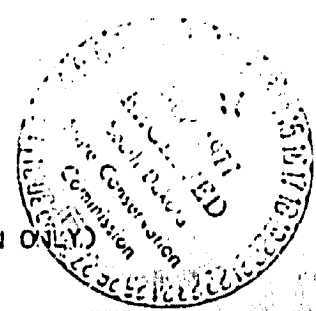
On same owner's property Well #1 - 210 rds. On property owned by others Well #1 - 130
Well #2 - 50 rds. Well #2 - 25 rds.

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.

Thaddeus D. Moore
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 Theodore D. Moore
ADDRESS RR #1 Wallace South Dakota
COUNTY Cottington



LEGAL DESCRIPTION

1. WELL LOCATION NW 1/4 of Sec 28 - 119 - 55
2. LOCATION OF AREA TO BE IRRIGATED N 1/2 of Sec 28 - 119 - 55

TYPE OF IRRIGATION

3. GRAVITY TOWLINE CENTER PIVOT ✓ GUN
4. CROPS TO BE IRRIGATED Corn & alfalfa & small grain

WATER QUALITY

5. SAMPLE NUMBER 77-1332
6. SALINITY (EC x 10⁶) 2411 (very high)
7. SODIUM (SAR) 0.611 (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.

Theodore D. Moore
APPLICANT'S SIGNATURE

Albert H. [Signature]
APPROVED

SUBSCRIBED AND SWORN BEFORE ME THIS
1 DAY OF Sept 19 77

[Signature]
(TITLE OR SEAL)

(SOILS INFORMATION ON REVERSE SIDE)

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

(RECOMMENDED MANAGEMENT)

NAME OF APPLICANT Theodore D. Moe, Wallace, SD

RECOMMENDED MANAGEMENT:

1. Water should not be applied more than 1, 2, 3, 4, 5, times during the irrigation season.
2. Each uninterrupted application (one rotation of center pivot) should be of at least 1, 2, 3, 4, inches of water.
3. ☐ Yes ☐ No Surface drainage suggested
4. ☐ Yes ☐ No Subsurface drainage suggested
5. ☐ Yes ☐ No Specific land areas that should be avoided

Actual EC 2411

EC-Surface Permissible 2300

EC-Sub-soil Permissible 1500

6. ☒ Deep tillage (For the purpose of aiding movement of water through dense subsoils)
7. ☒ Heavy full application of irrigation water

Total salts of your irrigation, as indicated by the electrical conductivity of 2411, exceed the perimeters of soil-water compatibility. However, sodium is not in excess and by management practices of deep tillage and utilizing all rainwater possible, should make for a profitable enterprise.

Getting irrigation water along with its salts down through your heavy subsoil requires a continual effort. Subsoiling or chiseling after crops are removed followed by irrigation will permit nature's freeze-thaw action to work for you. You may want to experiment with shanks that will penetrate 18 inches or more. Extent of such use will be dictated by experience. Some of your soils have a more permeable soil(silt loam) at 20 inches to 30 inches then overlaying dense clay loam. In such cases, your heavy shanks will be beneficial.

Copy to Applicant - 1
Copies to Water Rights - 2
Copy to File - 1

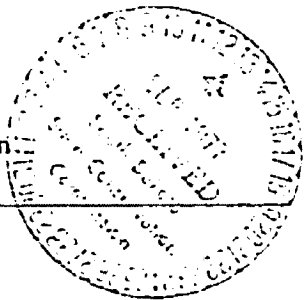
REPORT OF ANALYSIS
 Water Quality Laboratory
 Water Resources Research Institute
 South Dakota State University
 Brookings, South Dakota 57006

Submitted by: Theodore L. Vos Date Rec'd September 1, 1977
 Address: Rt. 1 Sample No. 77-1332
Wallace, SD 57272 Identification Well-80
NE 1/4, Sec. 28, T 119N, R 55W

WATER ANALYSIS

Calcium (Ca)	418	ppm*	20.90	me/l**
Magnesium (Mg)	146	ppm	11.97	me/l
Sodium (Na)	57	ppm	2.48	me/l
Potassium (K)	11	ppm	0.29	me/l
Sulfate (SO ₄)	1250	ppm	26.00	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	6	ppm	0.17	me/l
Bicarbonate (HCO ₃)	537	ppm	8.80	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)	440	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	2411	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.61			
Sodium	6.96	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.12			
Others:				

*ppm=parts per million
 **me/l=millequivalents per liter
 ***g.p.g.=grains per gallon



COMMENTS: Total cations 35.64 me/l
 Total anions 34.97 me/l

By: Shirley Mitten

Service Performed	Amount Due
Irrigation analysis	\$15.00 PAID

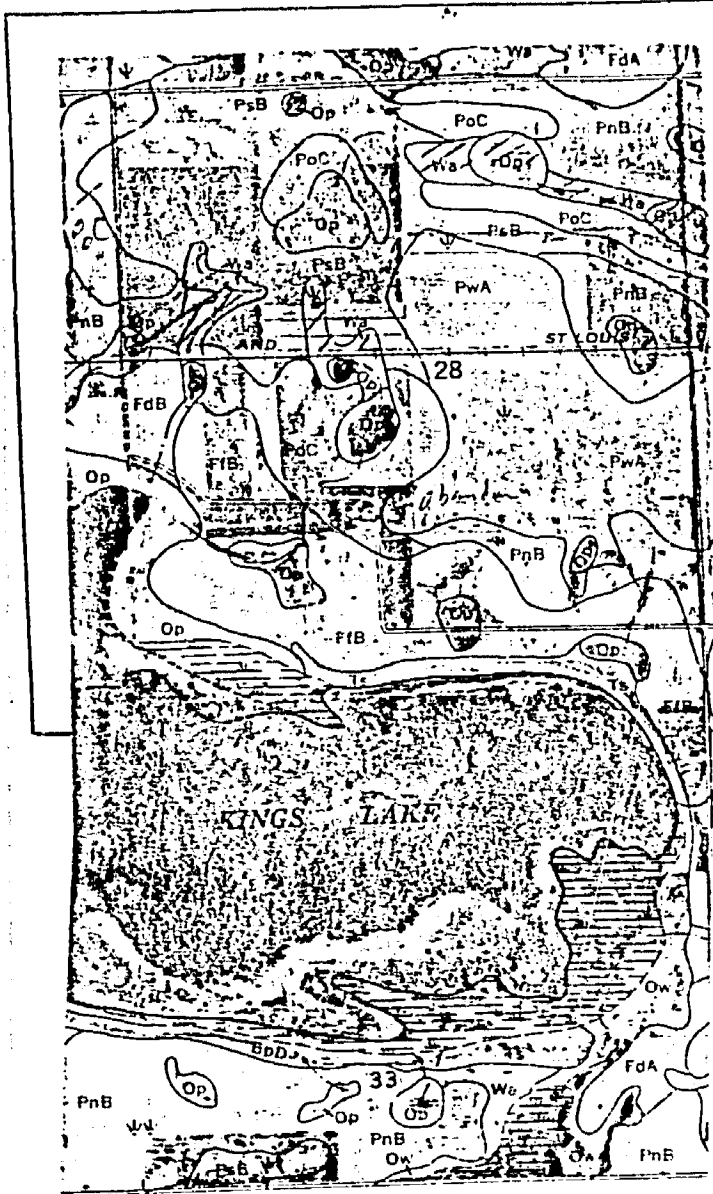
Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 77-1332 Amount Enclosed \$

Signed

MAP



PsB - Pennsylvanian - Foreman Silt
 PwA - Pennsylvanian - Foreman Silt
 PnB - Pennsylvanian - Foreman Silt
 Op - Oldham
 Wa - Foreman Silt, clay
 PoC - Poinsett Basin -
 Foreman -
 6-9%

RRATIVE

1 Mile Scale 1

Permit No. 4139-3

Water Diversion No. 3 Big Sioux River Water District

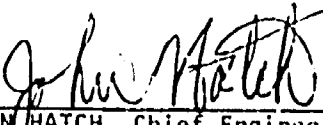
CERTIFICATE OF CONSTRUCTION

This is to Certify, That Theodore D. Moe

_____ the holder _____ of
Permit No. 4139-3, issued upon Application No. 4139-3, bearing date of priority of September 13,
1977 authorizing the diversion of 4.1 cu. ft. per second of the waters of _____
groundwater (two wells) County of Codington, State of South Dakota at _____
West Well - 200 feet SE of center of NW 1/4; East Well - 10 feet south of
center of NE 1/4, Section 28, T119N, R55W
_____ for irrigation

_____ purposes, has 5 complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 3.76 cu. ft. per second of water.

Date October 27, 1981



JOHN HATCH, Chief Engineer
Water Rights Division

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 4139-3

(1) WHEREAS, On the 15th day of September A. D. 19 77

Theodore D. Voe

made Water Right Application No. 4139-3 for a permit to use 4.1 cubic feet per second of the waters of groundwater (two wells)

County of Redington, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 6th day of October A. D. 19 77

Permit No. 4139-3, with a date of priority of September 15, 1977

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 6th day of October A. D. 19 82 and for the application to beneficial use of said water on or before the 6th day of October A. D. 19 85

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 3.74 cubic feet per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent,

to irrigate the following lands all in Section 28, T119N, R55W

NW $\frac{1}{4}$ NW $\frac{1}{4}$ (BB) 34 acres

NE $\frac{1}{4}$ NW $\frac{1}{4}$ (BA) 34 "

SW $\frac{1}{4}$ NW $\frac{1}{4}$ (BC) 34 "

SE $\frac{1}{4}$ NW $\frac{1}{4}$ (BD) 34 "

NW $\frac{1}{4}$ NE $\frac{1}{4}$ (AB) 34 , "

NE $\frac{1}{4}$ NE $\frac{1}{4}$ (AA) 34 "

SW $\frac{1}{4}$ NE $\frac{1}{4}$ (AC) 34 "

SE $\frac{1}{4}$ NE $\frac{1}{4}$ (AD) 24 "

TOTAL 262 acres

(5) NOW, THEREFORE By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Theodore D. Moe

_____ of Wallace, South Dakota

the holder _____ and owner _____ of said permit No. 4139-3 a water right, dating from September 13, 1977

_____ to use of 3.70 cubic feet per second of the waters of groundwater (two wells)

in the County of Codington and State of South Dakota, or so much thereof as may be necessary for the purposes hereinafter mentioned, to be diverted at _____

West Well - 200 feet SE of center NW1/4;
East Well - 10 feet south of center of NE1/4, Section 28, T119N, R55W

and conducted to and upon portions of land in Section 28, T119N, R55W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 4139-3 and subject to the laws of the State of South Dakota.

WITNESSES, My hand and seal of our office at Pierre, South Dakota

this 27th day of October A. D.

Nineteen Hundred and Eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer

JOHN HATCH

Publish first publication, on or before September 23, 1977

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

September 19, 1977

Notice is hereby given that Theodore D. Moe whose post office

address is Wallace, 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, 46-6-3, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14 and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 4.1 cubic feet of water per second of time from GROUND WATER

through the T. Moe #1, the point of diversion of which ~~is~~ ^{are} to be located in the center of the NW $\frac{1}{4}$ and center of the NE $\frac{1}{4}$

of Section 20, Twp. 110N Range 53W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

1 $\frac{1}{2}$ Section 20, T110N, R53W.

This Application No. 4135-2 will be considered by the Water Rights Commission at the Holiday Inn, Spearfish, SD upon the 6th day of October, 1977 at 10:30 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

BURTON F. JONES

Water Rights Specialist

cc: Theodore, D. Moe, Wallace, SD

NOTE: Final proof of publication must be received by the hearing date for the Commission to take action.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Codington) ss.

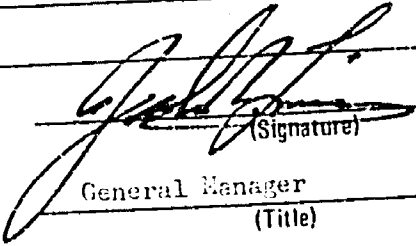
I, John R. Lowrie hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Watertown Public Opinion

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

Sept 21, 1977

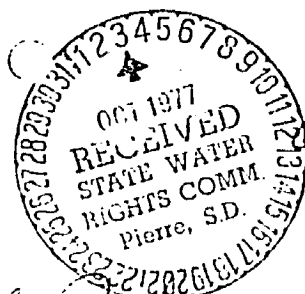
Sept 28, 1977


(Signature)
General Manager
(Title)

Sept 28th, 1977
(Date Signed)

PUBLIC NOTICE
NO. 4139-3
NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER
Pierre, South Dakota 57501
September 19, 1977
Notice is hereby given that
Theodore D. Moe, whose post office
address is Wallace, South Dakota,
has made an application in ac-
cordance with the provisions of
SDCL 46-1-1 thru 46-1-8; 46-2-9 thru
46-2-11, 46-2-13; 46-3-1 thru 46-3-8, 46-
3-10 thru 46-3-22, 46-5-41, 46-6-3, 46-6-
5, 46-6-6.1, 46-6-10, 46-6-14 and
Commission Rules ARD
52:01:01:01 thru 52:01:01:13, for a
permit to appropriate for beneficial
use 4.1 cubic feet of water per second
of time from ground water through
the T. Aoe No. 1, the point of
diversion of which are to be located
in the center of the NW 1/4 and center
of the NE 1/4 of Section 28, Twp. 119N
Range 55W. Said water to be used for
the purpose of providing irrigation
on portions of the following
described land: NW 1/4, Section 28,
T119N, R55W.
This Application No. 4139-3 will be
considered by the Water Rights
Commission at the Holiday Inn,
Spearfish, SD, upon the 6th day of
October, 1977 at 10 A.M. The Com-
mission 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
BURTON F. JONES
Water Rights Specialist
(September 21, 28, 1977)





Wallace - SD 57272
30 Sept 1977

To:
Water Rights Commission

I understand a local farmer has applied for permit to dig an irrigation well. As a blacksmith & other member of the Wallace town board I am opposed to this. My customers well & also town well will be in danger of suffering a water shortage if a large amount of water such as needed for irrigation is allowed to be pumped by one individual.

Thank you for your interest
Herb A. Kallen
Wallace, SD. 57272

Wally co. S. Dak.
Sept 28, 1977

Water Rights Commission
Pearl Side

As a person just started
farming, money is hard enough to
make on a farm without having
to drill a new well. I would
like to have it checked into to see
that it won't affect adjacent
wells and stock tanks.

I would like to have your
people check the area to see if it
feasible to irrigate the area.
But I doubt it.

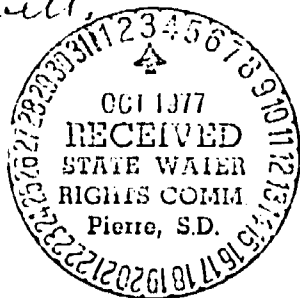


Yours Truly
William Hagen

Wallace, S. Dak
Sept. 29. 1977
Water Rights Commission

Dear Sirs:

I do not approve of any
irrigation wells drilled in our
area. My land is in line
with The M^ore and our wells
have been low and many
have gone dry. Our sloughs
have been dry for two years
and stock dams are very low
and this year has been adequate
moisture; So why should anyone
be allowed to dig an irrigation
well.



Sincerely,
Walter B. B. B. B.



Sept. 28/977

Box 5

Wallace, S.D.

57212

Water Rights Commission,
Pierre, S.D. 57501

To Whom it May Concern,

I protest the Application No. 4139-3
for Theodore A. Moe, Wallace, S.D. for
irrigation. I live approximately 1 1/2 miles
from the site of the proposed well. I
protest this application on the grounds it
may lower the water table, thereby forcing
people to dig new wells. Also it may
lower Kings Lake, a habitat for various
wildlife.

Thank you for your consideration

Sincerely,
Larry Hager
Wallace, S.D.

Wallace, S. Dak.

Sept 28, 1977

Waterrights Commission

Dear Sirs

I have a farming operation adjacent to said irrigation applicant. I personally think it would destroy our water table. I would at least like to have it looked into and studied before going ahead with this project.

I have recently dug a new well for my operation and would like to have to try for a new one.

Please consider this before going into this operation.

Yours Truly

Richard Hallauer



Sept 23-1977

Dear Water Rights Commission

I have a well, that is used as a commercial water hauling business. For the surrounding community. My water system to home is in the same water table.

I am agining the said land to be irrigated. I ~~hope~~ that the large amount of water to be pumped would destroy my wells. So I wish to see that action stop.

Yours truly

L. T. Buckle



Leave in:

They are writing to request that any or all applications for irrigation permits in our area be denied at this time.

Last year we were hit by a serious drought that would have to have had a serious effect on our water table. So far, it has not been proven that irrigation does not lower the water level. In fact, all indications in areas where an irrigation system has been set up, wells have had to be dug deeper or have dried up altogether.

Water, other than for irrigation, is so vital to the farming community that we feel that it is of the utmost importance to take precautionary measures before possible disastrous water problems occur.

Perhaps if irrigation permits are approved and wells do go dry, the farmers only recourse will be to begin a lawsuit against the State Water Commission for damages and losses due to the lack of water.

Dorothy White,
Burdette White

Neenah, Wis. 57272

excessiveness of water.



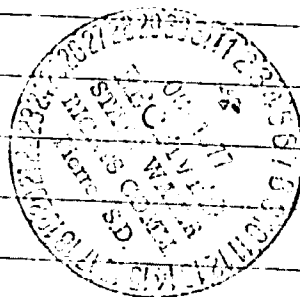
We wish to express our
concern over the new irrigation
well which is on the Ted Moen
property.

We would like a study to
be made as to what might
happen to the water table. We
have approximately 400 head
of cattle which are watered by
a shallow well approximately
one mile west of Ted Moen's
proposed irrigation well.

Snitche Farms
Wallace S.D.
57272

Sept. 30, 1927
Walla, S. Dak.
57372

Mr. Burton Jones
Water Rights Commission
Pierre, S. Dak. 57501



Dear Mr. Jones:

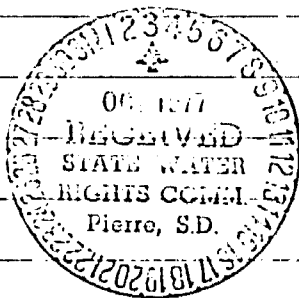
I protest the irrigation permit
of T. Mac Hill No. 1, because I am
afraid it will lower the water
table in the Wells and the sloughs
and little lakes in the immediate
area.

Sincerely,
Orville Johnson

Sept 29, 1977
Pierre S.D. Dak.

Mr. Buxton & Jones
Water Rights Commission

In regards to irrigation permit for T. Hoe
No. 1. I'm against it unless it is known for sure
if there is enough water. I ~~don't~~ drilled a new
well about 4 years ago and have a good supply of water
~~but~~. There are several farms east of here that
lost their water when the pump was running ~~at~~
in their area. When the pump was shut off
the wells had water again.



Sincerely
Walter Hagen

Sept. 30 - 1977

Water Rights Commission

Dear Sirs:

My farm is located $1\frac{1}{2}$ miles
from proposed irrigation right.

Our water table has been a
concern at all times. I would like
to see a very thorough study of
this water table area before this
permit is issued.

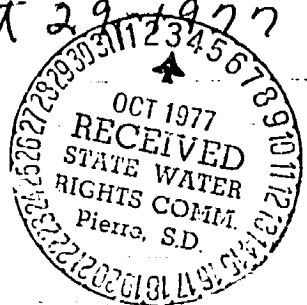
Thank You.

James Guelbran
Wallace, S.D.



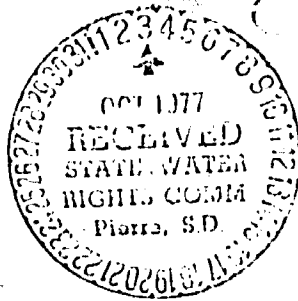
Sept 29 1977

Water Rights Commission
Pierre S D



I do not approve of issuing
an irrigation permit to Theo
Noe, Our water table has
gotten lower during the last
few years as I had to
dig a new and deeper well
to get water 2 year ago.
An irrigation well just a
mile and one half from mine
I feel certain would lower
mine if I have any water
left at all.

Lonny Gulbraa
Wallace S D



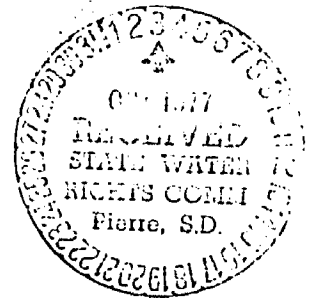
Sept 29, 1977
Box 7 Rt 1
Wallace, S.D. 57272

Water Rights Commission
Pierre, S. Dak. 57501

Concerning Water Permit application
No. 4139-3 for Theodore R. Moore, I am
opposed to a permit being issued at this
time, due to the fact that I think there is
a good possibility that many wells and
dugouts would be affected and would like
to be informed to the size of the water
supply which will be drawn from, and
how big an area it would pull from.
My well is approx 150 ft deep and I have
always had ample water supply but the
water table has already dropped so that
I have to dig a deeper well and this is
with only irrigation system working
in the area and this one is 5 miles
away and may not even be drawing
from my water course.

Sincerely,
Harlan J. Hager

September 28, 1977



CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Burton F. Jones
Water Rights Specialist
Water Rights Commission
Pierre, South Dakota 57501

Re: Public Notice No. 4139-3, Notice of Hearing on
Application to Appropriate Water appearing
in the Watertown Public Opinion on September 21,
1977 - Theodore D. Moe, Wallace, South Dakota

Dear Mr. Jones:

Please be advised that pursuant to your public notice above referred to and in addition, pursuant to our telephone conversation of September 27, 1977, enclosed herewith find numerous letters in opposition to the proposed application of Mr. Theodore D. Moe.

As you indicated during our telephone conversation, in light of the fact that your Commission is unaware of the water situation surrounding the Wallace area, and in light of the fact that the opponents of this Application have land directly surrounding the area in question, we hereby demand a study of the Wallace area prior to the issuance of any permit.

In the event that our attendance is deemed necessary by you at the Pierre meeting, we would request advance notice of said necessity.

May we please hear from you prior to any action on your part.

Yours very truly,

Kornel Wibeto

Kornel Wibeto

Enclosures Subscribed and sworn to before me this 30th day of Sept. 1977
State of SD
County of Codington.

PH. 605-758-2430

Edith Ann Fisher
Notary Public

My Commission Expires Sept. 29, 1979

Wallace, S.D.
Sept. 29, 1977

Mr. Burton Janer
Water Rights Commission
Pierre, S. Dak.



Dear Sir:

Having a dairy operation of 40 milk cows and 60 replacement and stock cows, we ask for a thorough study of ~~the~~ area of irrigation which will show zero effects on the wells and dugouts from which we draw water. This is in reference to Public Notice no. 4139-3 - We are reserving our disapproval until thorough study is shown.

Yours truly,
Wardley and Judy Gulhaan

Wallace, S.D.
Sept. 28, 1977

Mr. Burton Jones
Water Rights Commission
Pierre, S.D.



Dear Sir:

As concerned members of the town board of Wallace, S.D., we are asking you to investigate water supplies thoroughly before granting this permit. Our town well is 425 ft. deep, and every summer we have problems supplying the water needed for our residents. So please do not issue this permit until you know for sure it will not affect our water supply.

Respectfully,

Carlton E. Whetzel, Board member

Ed Keller, Chairman

Jim Keller, clerk

Carol Keller, Treas.

Mr. Burton J. Jones
Water Rights Specialist
Water Rights Commission
Pierre, South Dakota 57501



Wallace, South Dakota
September 29, 1977

Re: Public Notice No. 4139-3
Notice of Hearing on Application
to Appropriate Water appearing
in the Watertown Public Opinion
on September 21, 1977--Theodore
D. Hoe, Wallace, South Dakota.

Dear Mr. Jones:

In reference to the above Public Notice No. 4139-3, we are opposed to the approval of this application until there has been a thorough study of the water situation in the affected area, and which will show there will be zero effects on the wells and dugouts from which we draw water.

As of now we have sufficient water for our operation. On an average year we run about 100 stock cow-calf units, 45-50 milk cows, plus replacement heifers and some young cattle. As you might conclude our need for a sufficient supply of water is great.

As long as there has not been a sufficient study nor proof of the area in question will not be affected, we are voicing our disapproval the application -- Notice No. 4139-3 at this time.

Yours truly,

GRAZING ACRES FARM

Arthur Warland
Arthur Warland, Co-Owner

Larry Warland
Larry Warland, Co-Owner

Wallace, South Dakota 57272

Wallace, S.D.
Sept 30, 1977

Mr. Burton F. Jones
Water Rights Specialist
Water Rights Commission
Pierre, S.D. 57501
Dear Sir:



It is my understanding that Theodore Moe of Wallace has applied for a permit to irrigate his land.

I believe that before you grant him a permit, a thorough investigation and tests should be made of underlying water supplies in at least a five mile radius of his proposed well.

This is the first proposed irrigation in this community and naturally many neighboring farmers are concerned as to what effect this proposed well would have on their water supply.

I am not opposed to irrigation but feel a thorough investigation of underground water supplies should be made before granting this permit.

I farm 840 acres and have 3 wells on my farm.

Respectfully,
Albion L. Kenton



STEIN REALTY

Phone 605 / 886-3928

13 SOUTH BROADWAY

WATERTOWN, S.D. 57201

"Your Investment In Happiness Is Our Only Concern"

REAL ESTATE

Residential / Commercial / Rural

September 28, 1977

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Burton F. Jones
Water Rights Specialist
Water Rights Commission
Pierre, South Dakota 57501

Re: Public Notice No. 4139-3, Notice of Hearing on
Application to Appropriate Water appearing
in the Watertown Public Opinion on September 21,
1977 - Theodore D. Moe, Wallace, South Dakota

Dear Mr. Jones:

Please be advised that as adjacent land-owners we are very
much opposed to the issuance of an irrigation permit to Mr.
Ted Moe of Wallace, S.D.

Our land borders a lake known as "Kings Lake" which is 3/4
mile south of the applicant. We feel this would affect the
water table of the lake and be harmful to the wildlife which
abounds in the area. Our land is in the waterbank ASC program
for the purpose of giving habitat to wildlife from "Kings Lake".

We think a study of this area is imperative and hope there will
be no issuance of an irrigation permit.

Respectfully,

Loren B. Stein

Dr. J. J. Stransky

py



Member of Watertown Board of Realtors,
South Dakota Real Estate Association,
National Association of Realtors



October 18, 1977

Wallace, SD. 57272

Mr. Burton F. Jones
Water Rights Specialist
Water Rights Commission

Pierre, SD. 57501

Dear Mr. Burton,

You are being asked to act upon a request for a permit for appropriation of water for the purpose of irrigation by Mr. Theodore D. Moe of Wallace, SD. . I am asking you to turn down this request at this time and instigate a study of the Wallace area prior to the consideration of approving this request.

Water is and will remain one of our greatest natural resources and all persons should be assured the basic needs of this resource.

It is my personal opinion that we should curtail irrigation until such a time as we need the additional food supply. It seems to me to be a pure waste of a resource to use our fixed and limited water supply to produce more food grains for an already troublesome oversupply.

Thank you for your consideration of this matter.

Sincerely,

Norris Meland
Norris Meland, Land owner and operator
Box 23
Wallace, SD. 57272

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8505

PIERRE, October 6, 1981

RECEIVED OF T. D. Moe Farms, Wallace, SD 57272

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No. 4139-3	50	.00
Fee for inspecting Beneficial Use, and issuing Water License No. 4139-3		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	50	.00

WATER RIGHTS COMMISSION

By (John Hatch)
Chief Engineer, Executive Officer
JOHN HATCH / 647

Permit No. 4139-3Water Division 3 BIG SIOUX RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by THEODORE D.
MOE of WALLACE holder
of Permit No. 4139-3, bearing date of priority of SEPTEMBER 15, 1977
authorizing the diversion of 4.1 cu. ft. per second of the waters of GROUNDWATER
for IRRIGATION purposes, in CODINGTON County.

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

The Water Use System consists of,

A. Works used to divert the water:

W. WELL - 85' DEEP WITH 22" FIBREGLAS CASING - 30' FIBREGLAS SCREEN
WESTERN LAND ROLLER 8" PUMP 4-12MH, POWERED BY 110 HP
DETROIT DIESEL ENGINEE. WELL - 92' DEEP WITH 16" STEEL CASING - 20' SS SCREEN
WESTERN LAND ROLLER 8" PUMP 4-12MH, POWERED BY 110 HP
DETROIT DIESEL ENGINE

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

W. WELL - 200' 10" ALUMINUM LINE TO W. PIVOT PAD

E. WELL - 10' 10" ALUMINUM LINE TO E. PIVOT PAD

C. Works used to apply water to beneficial use.

10 TOWER T&L HYDRAULIC CENTER PIVOT SYSTEM
WITH NELSON #100 END GUNThe system is in the following condition: GOODThe point of diversion is located W. WELL - 200' SE OF CENTER NW⁴; E. WELL -
10' S OF CENTER OF NE⁴ SECTION 28, T119N, R55WThe works are capable of diverting and conveying to the place of use 1.88 (850 GPM THRU PIVOT
PUMPS EACH WELL THIS AMT)
cu. ft. per second of water which is to be used for IRRIGATION 3.76Water has been put to beneficial use to the maximum extent as follows: ALL IN SECTION 28, T119N, R55W

NW ⁴ NW ⁴	34 ACRES	NW ⁴ NE ⁴	34 ACRES
NE ⁴ NW ⁴	34 "	NE ⁴ NE ⁴	34 "
SW ⁴ NW ⁴	34 "	SW ⁴ NE ⁴	34 "
SE ⁴ NW ⁴	34 "	SE ⁴ NE ⁴	24 "

comprising a total of 262 acres of land. = 3.74-

Date AUGUST 24, 1981
[Signature]
(Signature)

SOUTH DAKOTA
Department of
Water & Natural Resources

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

March 23, 1987

THEODORE D MOE
684 N LAKE DR
WATERTOWN, SD 57201

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 4139-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 2:00 pm, May 6, 1987 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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

1. Amend Permit No(s). 4139-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

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



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

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



Department of Water & Natural Resources

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

April 15, 1987

4139-3

Theodore D Moe
684 N Lake Drive
Watertown, SD 57201

Dear Mr. Moe:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaire. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit No. 4139-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,

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

4139-3

WELL DRILLERS REPORT
SOUTH DAKOTA WATER RIGHTS COMMISSION

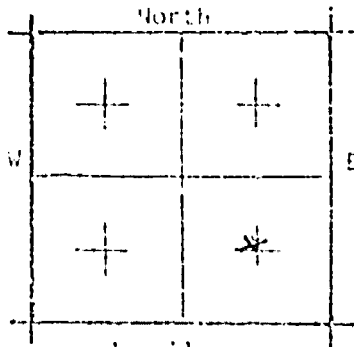
4-78

For Permit File # 4139-3

Well Owner: Name Ted Moe
Address Wallace S. Dak

Well Location:

North

Mark location
with an "X"

County Codington
T. 28 N. 19 R. 55

Proposed Use:

☐ Domestic ☐ Municipal ☐ Test
Holes
☒ Irrigation ☐ Industrial ☐ Stock

Method of Drilling:

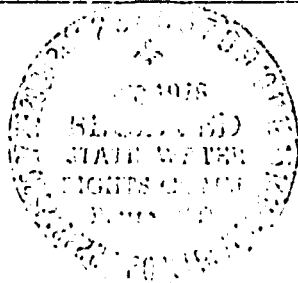
☐ Forward Rotary ☐ Bored ☐ Jetted
☒ Reverse Rotary ☐ Cable ☐ Other

Well Construction:

Diameter of Hole 32 Inch
Depth 76 ft
Casing ☒ Steel ☐ Concrete
☐ Plastic ☐ Other
If other, specify _____

Was casing end left open NO
Was a well screen installed YES
Describe Well Screen
Diameter 16" Material Johnson
Slot size .060
Was well gravel packed YES
Was well grouted NO
Was water sample taken NO

Remarks:



Water Level Information:

Static water level 32' Below land surface
If flowing: closed in pressure _____ PSI
date of low _____

Controlled by:

☐ Valve ☐ Reducers ☐ Other

If other; specify _____

Well Test Data:

☒ Pumped☐ Bailed

Description: _____

☐ Other

Pumping Level Below Land Surface

ft. After	Hrs. pumped	GPH
<u>50</u>	<u>800</u>	<u>800</u>
<u>57</u>	<u>1000</u>	<u>1000</u>
<u>60</u>	<u>717.5</u>	<u>1100</u>

Well Log:

Formation	Depth	
	From	To
Top Soil	0	4
yellow clay	4	15
yellow gravel & Rock	15	31
Blue clay & gravel mixed	31	35
Blue clay	35	42
Blue sand	42	72
Blue clay	72	76

(Use Back if Necessary)

Date Completed: 11/19/78

Driller:

Empire Drilling 251
Driller's or Firm's Name License No.

RR1 Frank Hart
Address

1st Rock Wagon 11/19/78
Signed By Date

411 39-3

For Permit file # 4139-31

Location of well: N 14 1/2 1/4 Section 28 Township T-119-N Range 55W

Well owner Theodore D. Moe RR#1 Wallace, So. Dak
(Name) (Address)

Date well drilling completed 8-30-77 Purpose of well Irrig - Supply well
(domestic, irrigation, municipal, industrial, other)

Layers, top to top in feet	Description of layer	Depth to top of water producing aquifer _____
0-3	BLACK DIRT	_____ 49
3-49	BLUE CLAY	Depth to static water level _____ 19
49-87	COURSE GRAVEL	Name of producing aquifer (if known) _____
87-103	BLUE CLAY	Total depth of drill hole _____ 120
103-106	GRAVEL	Depth to bottom of casing + screen _____ 80
106-120	BLUE CLAY	
		Casing information: In the space below show kind, size, weight, length per diameter, etc., for production casing and surface casing, if used.
		PLASTIC 4 in
		Screen information: In the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.
		20ft 4in Plastic Screen
		If a flowing well, flow at completed well _____ 12 ft DOWN 20 G.P.M.

Attach sheet if more space is needed

If flowing well; flow of completed well: 15.5 bbl/min @ 200' depth G.P.L.

Stadheim Fert + Irrigation
Home of Drilling Contractor

Company name and size of pump _____ HP _____
Type of pump _____ *None* _____ G.P.M.
Depth of pump placement _____ ft., Date of pump installation _____

On some wells an air-tight water surface measuring tube is required. See Section 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed _____ ft., tube diameter _____, tube material _____.

Name of Pump Installation Contractor _____



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 20, 2004

4139-3

Cory Rislov
44080 162nd St
Florence SD 57235

RE: Water Right No. 4139-3, Theodore D Moe

Dear Mr. Rislov:

Thank you for contacting us about the ownership change for Water Right No. 4139-3.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

If I can answer any questions for you, please contact me.

Sincerely,

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

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

MAY 14 2004

WATER RIGHTS
PROGRAM

No. 4139-3

Date: _____

I/We request that Water Right No. 4139-3

formerly owned by: Theodore D Moe

be transferred to: (name & address) Cory or Nicole Rislov

15841 439 Ave Wallace SD 57272

Telephone No. 605-754-2280

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

262 acres in the N 1/2 Section 20, T119N, R55W

I/We understand that the validity of Water Right No. 4139-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Cory Rislov, the new owner, certify that the above information is true and correct.

Cory Rislov

(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 May 14, 20 04

RECEIVED OF Cory Rislov, 44080 162nd st., Florence SD 57235

~~44080-162nd st.~~

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2 50	
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>4139-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	2.50	
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

001317

By

David Elbe

Chief Engineer

gm



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 18, 2004

4139-3

Cory or Nicole Rislov
15841 439th Ave
Wallace SD 57272

Dear Mr. & Mrs. Rislov:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form and filing fee for Water Right No. 4139-3. The transfer has been completed. The water right formerly held by Theodore D Moe is now listed in your names. Your Receipt No. 001317 in the amount of \$2.50 is enclosed. You may keep this for your records.

I can not remember if I sent you a copy of the water right so I am including another one for your review. Also enclosed is a copy of a past irrigation questionnaire submitted by Mr. Moe for Water Right No. 4139-3.

The irrigation questionnaire shows what type of information you will need to keep track of during the irrigation season. Water Management Board Rules require annual submission of this form. The 2004 questionnaire will be mailed to you in mid-October for completion.

If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures



4139-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 26, 2004

4139-3

Cory & Nicole Rislov
44080 162nd St
Florence SD 57235

Dear Mr. & Mrs. Rislov

Enclosed is a "Notice" dated October 22, 2004 concerning the 2004 irrigation questionnaire. The notice was originally mailed to 15841 439th Ave, Wallace SD. The post office returned the letter to us and I obtained a different address for you from the directory on the internet. 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

enclosures

U.S. DEPT. OF AGRICULTURE
BUREAU OF RECLAMATION



802

1-287

N 135° E

23.6

Well #1

1860'

N 135° W

2800' Eas

39.9

Well #2

26

28

4.4

35

74.7

cut

35.2

Theodore D. Moe
Irrigation Project #1

39.0 Wallace S.D.

Caddisburg County

39.0

Area Irrigated N² sec 28 - 1955

Acres Irrigated - 290

22.5

31.5

9-6-77

11955

Correct

John C. L. [unclear]

NOT TO SCALE

4139-3

