

4180-3

1. Considered 1-25 78

2. Name of Applicant R.E. KAHANE

3. Post Office Address WATERTOWN

4. Amount of Water claimed NO ADDITIONAL

5. Source of Water supply 2-30' DEEP WELLS

6. Water to be used for IRRIGATION

Acres to be irrigated 725

7. Water to be diverted and used in COBINGTON County
about 1 1/2 N. SE miles of WATERTOWN

8. Proof of Publication

Received

12-24-78

Not Received

9. Application

Approved

Subject to

Not Approved

Action Deferred

10. Remarks:

Clayton Bernick
John Reichling

Map No. 3408-3 Water Division No. 3 Big Sioux River District
(Blank's to be Filled by the Engineer for the W. H. C.)



APPLICATION FOR PERMIT

To Appropriately Water within the State of South Dakota

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

- Name of Applicant R. E. Kahneke
Postoffice address 405 - 5th Ave New, Watertown, State S. Dakota - 57201
If a corporation show date and place of incorporation _____
- Method of accomplishing work (contract, employment of others, or by direct labor) Contract & Direct Labor
- Name of diversion work R. E. Kahneke Irrigation Project H R
- Amount of water claimed (cubic feet per second) 6.0 - total water - no additional
- Source of water supply 2 new wells
- Location of point of diversion NW well #1 - 1840' N 72° E of SW corner of Sec 1 - 118-52" new well #2 - 2640' - N 68° W of SE corner Sec 1 - 118-52" County Codington
- Annual period or periods during which water is to be used April through October
- Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
- For irrigation use, Total number of acres to be irrigated 725

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.
See original permit application			

Attach sheet if more space is needed

- Time required to complete construction of water supply system Five years. Additional time required to complete application of water to the proposed beneficial use four years.
- Choice of newspaper for Notice of Intent to Appropriately Water publication Watertown Public Opinion
- Principal Features of the Proposed Water Supply System.
 - Works proposed to divert water from its natural source. 2 new wells with deep well turbines
 - Works proposed to transport water to place of use closed conduit
 - Works proposed to apply water to beneficial use. center pivot irrigation machine

Estimated Total Cost \$15,000
for new wells

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 Codington

I, R. E. Kahneke 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 R. E. Kahneke

Subscribed and sworn to before me this 18 day of Oct 1972

John J. Williams
Notary Public (or other qualified officer)

Note - This is a request for additional points of diversion on permit # 2477-3

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4180-3
R.E. KAHNKE 405 5TH AVE NW, WATERTOWN
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57201 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.

Land covered under this Permit is also covered under Permit No. 2477-3. Combinations of diversion under the two permits shall not exceed the Statutory limit of 1 c.f.s. for each 70 acres of land to be irrigated.

Wells approved under this permit shall be spaced so that there is at least 660 feet between wells.

Date of first receipt of application OCTOBER 27, 1977
 Date of return to applicant for correction, amendments or changes required _____, 19____
 Date of receipt of corrected application _____, 19____
 Approved MAY 26, 19 78, Recorded in Book 20 Page 3

WATER RIGHT PERMIT NO 4180-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4180-3 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 DECEMBER 15, 1975
OCTOBER 27, 1977
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 26, 1980
3. The whole of said work is to be completed on or before MAY 26, 1983
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 26, 1986
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 NO ADDITIONAL 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 26, 1986; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 30th day of MAY, 19 78

WATER RIGHTS COMMISSION

By:

John F. Smith
 Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

2477-3

4180-3



Department of Natural Resource Development

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

June 21, 1979

R.E. Kahnke
405 5th Ave NW
Wacertown, SD 57201

Dear Mr. Kahnke:

SDCL 46-1-14 authorizes the Water Rights Commission to issue amended permits recognizing the date of priority of the original application if certain conditions are met.

At the May 24, 1979 Commission Meeting, the Commission reviewed the amended Permits that had been issued with the later priority, and granted the earlier priority date to such amended permits.

By this action, the priority date for your Permit No. 4180-3 was established as December 15, 1975 instead of October 27, 1977 as now shows on your copy of the Permit.

If you have questions regarding this action, feel free to contact this office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Commission

JH/gy

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 10", Depth 30'
- (2) Casing, Type Plastic (wood, concrete, steel, etc.) Diameter 8" Thickness 3/8"
- (3) Perforated Screen.
Type plastic slot, Diameter 8", Length 20'
- (4) Gravel Pack. Thickness none, Length of gravel pack —

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 0' to 4' top soil; 4' to 30' water bearing sands; 30' to 35' blue clay

Depth to top of water bearing material 4'

Depth to bottom of water bearing material 30'

Thickness of water bearing material 26'

Depth to water (ground surface to water level) 4'

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

On same owner's property No Supply rds. On property owned by others 290 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.

BE Kahane
Signature of Applicant

SEE PERMIT NO 2477-3
FOR WATER QUALITY DATA

Publish first publication, on or before January 5, 1978

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

December 15, 1977

Notice is hereby given that R. E. Kahnke whose post office address is Watertown, 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 for additional points of diversion to appropriate for beneficial use no additional water per second of time from ground water (2 wells) additional through the Kahnke Irr. Proj. #2 the points of diversion of which are to be located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 1, Twp. 118N Range 52W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

Sec. 1, T118N-R52W, SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 36-T119N, R52W.

This Application No. 4180-3 will be considered by the Water Rights Commission at Pierre, South Dakota upon the 25th day of January, 1978 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.

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

WATER RIGHTS COMMISSION

BETTY WESTLUND
Water Rights Specialist

cc: R.E. Kahnke, 405 5th Avenue, NW, Watertown, SD 57201

No. 4180-3

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:

December 20th, 1977

December 27th, 1977

General Manager
(Title)

December 27th, 1977

(Date Signed)

PUBLIC NOTICE

NO. 4180-3

NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER

Pierre, South Dakota 57501
December 15, 1977

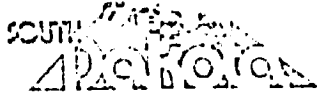
Notice is hereby given that R.E. Kahnke, whose post office address is Watertown, South Dakota, has made an application in accordance with the provisions of SDCL 44-1-1 thru 44-1-8; 44-2-9 thru 44-2-11; 44-2-13; 44-5-1 thru 44-5-8; 44-5-10 thru 44-5-22; 44-5-41; 44-6-3; 44-6-5; 44-6-6.1; 44-6-10; 44-6-14 and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit for additional points of diversion to appropriate for beneficial use no additional water per second of time from ground water (2 wells) through the Kahnke Irr. Proj. No. 2, the additional points of diversion of which are to be located in the NW1/4SE1/4 and SE1/4 SW1/4 of Section 1, Twp. 118N, Range 52W. Said water to be used for the purpose of providing irrigation on portions of the following described land: Sec. 1, T118N-R52W, SE1/4 and E1/2 SW1/4 Sec. 36-T119N, R52W.

This Application No. 4180-3 will be considered by the Water Rights Commission at Pierre, South Dakota upon the 25th day of January, 1978 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
BETTY WESTLUND
Water Rights Specialist
(December 20, 27, 1977)

4180-3-65X2-25-18





No. 4180-3, 4181-3, 4182-3,
4183-3 & 4184-3

Department of Natural Resource Development

WATER RIGHTS COMMISSION

Joe Foss Building, Pierre, South Dakota 57501

Phone 605/224-3151

January 30, 1978

R. E. Kahnke
405 5th Ave NW
Aberdeen SD 57401

Dear Mr. Kahnke:

The Water Rights Commission deferred action on your Application
No. 4180-3, 4181-3, 4182-3,
4183-3 & 4184-3 at the January 25-26, 1978

Commission meeting, pending investigation by the Commission Staff.

If you have any questions, feel free to contact this Office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Commission

JH/bw

4180-3, 4181-3, 4182-3,
4183-3, 4184-3

January 13, 1978

R. E. Kahnke
405 5th Ave. NW
Watertown, SD 57201

Dear Mr. Kahnke:

Although your five applications were advertised for the January meeting, we are going to recommend deferral until the March meeting so they can be considered along with the deferred applications in Codington and Grant counties. The March meeting is scheduled for Watertown.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Commission

JH/gy

Received
March 28 1978
at Watertown
4180-3

Watertown, S.D.
January 18, 1978

Water Rights Commission
James Winerton, Water Rights Specialist
Pierre, South Dakota 57501

Dear Sirs:

We the following individuals, as well as members of the Upper Sioux River Basin Conservancy Council are filing a protest petition on R.E. Kuhnke, Irrigation Project Application No. 4180-3, located S.E. 1/4 of Sec. 36 Twp. 119, Range 52, said water to be used for the purpose of providing irrigation on described land above.

We the undersigned are definitely convinced that local irrigation has and will continue to lower the aquifer until our domestic wells are in very definite danger on our family farms. Our domestic wells and flow in streams must be protected for human use as well as livestock and local firefighting protection.

For these reasons we the following are in definite protest of this irrigation permit and any other permits to be issued by The Water Commission in this area.

Signed By:

✓ Clayton Zemlicka	Jan. 20 1978 Watertown, S.D.
✓ Loretta Zemlicka	Jan 20 1978 Watertown S.D.
✓ Jeff DeWitt	Jan 22 1978 Watertown SD
✓ Joseph Murray	Jan 22 - 1978 South Sioux SD
✓ Joe Dellille	Jan. 22 - 1978 Waverly, SD
✓ Richard Thyen	Jan 28 1978 Waverly SD
✓ Walter Moke	Jan 28 - 1978 Rts Watertown
✓ Dennis Moke	Jan 28 - 1978 L.S. Watertown, SD
✓ Margaret Heuer	Feb 3 1978 R 1 Summit SD
✓ Lynn Meyer	Feb 3 1978 RS Wat. SD.
✓ Harold Sawyer	Feb 3 - 1978 - So Sioux SD.
✓ Donald J. Jaz	Feb. 3 1978 South Sioux SD
✓ Edward Buchholz	Feb. 17 1978 Watertown South Dakota
✓ Calitta Buchholz	Feb 17 1978 Watertown South Dakota

Continued Protest Petition on Irrigation Project Application No. 4180-3

Waterbury, S.D. 1978		
Mark Tramm	Feb 17 - 1978	Waterbury, S.D.
G. Clifford E. Schubert	Feb. 17 - 1978	South Shore S.D.
Merley Schubert	Feb. 17 - 1978	South Shore, S.D.
Howard Schubert	Feb. 17 - 1978	South Shore, S.D.
Conne Schubert	Feb 17 - 1978	South Shore, S.D.
George Lindgren	Feb 17 - 1978	Watertown, S.D.
Ernest Lindgren	Feb 18 - 1978	Watertown, S.D.
Sarah DeVille	March 17, 1978	Watertown, S.D.
Paul Bones	March 17, 1978	Watertown, S.D.
Victorina J. Bones	March 17, 1978	Watertown, S.D.
Paul D. Schmeling	March 17, 1978	South Shore R. #1
Isabelle Schmeling	March 17, 1978	South Shore R. #1
John Reichling	Mar 17 1978	Watertown S.D.
Kathryn Reichling	Mar. 17 1978	Watertown S.D.

Water Rights Complainants:

We the undersigned, being present here today are filing a protest on the following permits here in question today.

1. Helen Stachion - Permit # 32,543
2. Clifford Grindle - Permit # 32,543
3. Clifford Grindle - Permit # 32,543
4. Paul Harris - Permit # 32,543
5. David McIlhenny - Permit # 32,543
6. Joseph P. And-ble - Permit # 32,543
7. Owen Thompson - Permit # 32,543
8. John L. Lacey - Permit # 32,543
9. Raymond L. Lee - Permit # 32,543
10. Paul Harris - Permit # 32,543
11. R.F., Inc, Scott Mahan - Permit # 32,543
12. Jerry Scott - Permit # 32,543
13. R.F. Mahan - Permit # 32,543
14. R.F. Mahan - Permit # 32,543
15. R.F., Inc, Scott Mahan - Permit # 32,543
16. R.F., Inc, Scott Mahan - Permit # 32,543

We the undersigned are definitely convinced that local irrigation has been seriously damaged by the above permits. We are filing this protest in the hope that the permits will be withdrawn and the water rights restored to the people of the area. We are also filing this protest in the hope that the permits will be withdrawn and the water rights restored to the people of the area. We are also filing this protest in the hope that the permits will be withdrawn and the water rights restored to the people of the area.

- | | | |
|-------------------------|--------------------|---------|
| 44. Dana Craig | Watertown S.D. Co. | 3-28-78 |
| 45. Kirkpatrick Kestler | Watertown S.D. Co. | 3-28-78 |
| 46. Stanley Spence | Watertown S.D. Co. | 3-28-78 |
| 47. Wayne Hagen | Watertown S.D. Co. | 3-28-78 |
| 48. Gordon Richter | Watertown S.D. Co. | 3-28-78 |
| 49. Kelle, Korth | Watertown S.D. Co. | 3-28-78 |
| 50. David Brady | Watertown S.D. Co. | 3-28-78 |
| 51. Oliver Korth | Watertown S.D. Co. | 3-28-78 |
| 52. Jerry Kestler | Watertown S.D. Co. | 3-28-78 |
| 53. Gene Kestler | Watertown S.D. Co. | 3-28-78 |
| 54. | | |
| 55. | | |

Summit 28, 1978

Water Rights Commission:

We the undersigned, being present have today are filing a protest on the following permits here in question today.

1. Harlan Stadheim - Permit # 3225-3
2. Clifford Grinols - Permit # 3225-3
3. Clifford Grinols - Permit # 3226-3
4. Falk Farms - Permit # 3227-3
5. David McElhany - Permit # 3231-3
6. Joseph P. Andahl - Permit # 3232-3
7. Owen Thacker - Permit # 3745-3
8. John LaBarr - Permit # 3502-3
9. Bernardo L. Lee - Permit # 3703-3
10. Falk Farms - Permit # 4153-3
11. R.E., Inc, Scott Kehnke - Permit # 4184-3
12. Gary Zemlicka - Permit # 3941-3
13. R.E. Kehnke - Permit # 4100-3
14. R.E. Kehnke - Permit # 4184-3
15. R.E., Inc, Scott Kehnke - Permit # 4182-3
16. R.E., Inc, Scott Kehnke - Permit # 4482-3

We the undersigned are definitely convinced that local irrigation has and will continue to lower the aquifer until our domestic wells are in very definite danger. Our domestic wells and flow in streams must be protected for human use as well as livestock and local fire-fighting protection. We also feel that no irrigation permits be issued at this time in this area until all studies of underground water supplies of shallow and artesian aquifers be documented. For these reasons the following are in definite protest of these irrigation permits:

- | | | | | |
|----|------------------|------------------|---------------|---------|
| 1 | David Kacy | Summit S.D. | Grant Co. | 3-28-78 |
| 2 | Judy Kacy | Summit, S.D. | Grant Co. | 3-28-78 |
| 3 | Ajied Redlin | Summit S.D. | Grant Co. | 3-28-78 |
| 4 | Earl Bunde | South Shore S.D. | Codington Co. | 3-28-78 |
| 5 | Wm Earl Bunde | South Shore S.D. | Codington Co. | 3-28-78 |
| 6 | Herman Johnston | Summit, S.D. | Grant Co. | 3-28-78 |
| 7 | Paul Hignite | Summit S.D. | Grant Co. | 3-28-78 |
| 8 | Esca Hogstad | West Co. S.D. | Grant Co. | 3-28-78 |
| 9 | Nick / Anders | Watertown S.D. | Codington Co. | 3-28-78 |
| 10 | Earl Meyer | South Shore S.D. | Codington Co. | 3-28-78 |
| 11 | Clayton Meyer | South Shore S.D. | Codington Co. | 3-28-78 |
| 12 | Mr. Cecil Storme | Summit S.D. | Grant Co. | 3-28-78 |
| 13 | Orvil Storme | Summit | Grant Co. | 3-28-78 |

14. Jeannette Hogstad, Arley, S.D. 57256. Lira Mar. 28, 1978
15. Karl H. Karsj Summit S. Dak. town Mar. 28-78
16. Arlin Lunderson South Shore S. Dak. town Mar. 28-78
17. Betty Bunde South Shore S. Dak. town Mar. 28-78
18. Raymond Andahl South Shore S. Dak. town Mar. 28-78
19. Alma Andahl South Shore S. Dak. town Mar. 28-78
20. Wallace Kallin 508 E. Kempston S.D. Co. Mar. 28-78
21. Gene Morahan South Shore S. Dak. town Mar. 28-78
22. Ray Bunde South Shore S. Dak. town Mar. 28-78
23. Norman Karsj South Shore S.D. Co. Mar. 28-78
24. Clayton Zimlich Watertown S.D. Co. Mar. 28-78
25. Loretta Zimlich Watertown S.D. Co. Mar. 28-78
26. Gene Morahan South Shore S.D. Co. Mar. 28-78
27. Martin Lund Watertown S.D. Co. Mar. 28-78
28. Ernie Britzman Watertown S.D. Co. Mar. 28-78
29. H. J. Karsj Watertown S.D. Co. Mar. 28-78
30. Hellen Krohn Watertown S.D. Co. Mar. 28-78
31. Mrs. Wallace Brennan Summit Mar. 28-78
32. Walter Brennan Summit S. Dak. Mar. 28-78
33. Raymond Karsj Watertown S.D. Co. Mar. 28-78
34. Jim Beckman Watertown S.D. Co. Mar. 28-78
35. Lillian Kallin Summit S. Dak. Mar. 28-78
36. Lorne E. Kallin Summit S. Dak. Mar. 28-78
37. Laurence D. Hall Watertown S.D. Co. Mar. 28-78
38. Clifford E. Kallin South Shore S.D. Co. Mar. 28-78
39. Mike Garry Barnes South Shore S.D. Co. Mar. 28-78
40. Harold Barnes South Shore S.D. Co. Mar. 28-78
41. John E. Kallin Watertown Mar. 28-78
42. Ned Karsj Summit Mar. 28-78
43. Mrs. Neil Kane Summit Mar. 28-78
44. John Kallin Watertown Mar. 28-78



Department of Natural Resource Development

WATER RIGHTS COMMISSION

Joe Foss Building, Pierre, South Dakota 57501

Phone 605/224-3151.

April 5, 1978

R. E. Kahnke
405 5th Ave NW
Watertown, SD 57201

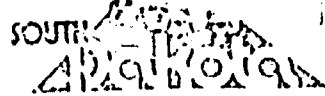
Dear Mr. Kahnke:

This letter is to inform you that your water right application was brought up for reconsideration at the regular meeting of the Water Rights Commission on March 28-29, 1978, at Watertown, South Dakota. The Commission has, at this time, decided it remain in a deferred status.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Commission

JH:plh



Department of Natural Resource Development

WATER RIGHTS COMMISSION

Joe Foss Building, Pierre, South Dakota 57501
Phone 605/224-3151

May 17, 1978

TO: Persons Concerned with Application No. 3941-3 (Gary Zemlicka) and
No. 4180-3 (R. E. Kahnke)

FROM: John Hatch, Chief Engineer, Water Rights Commission

SUBJECT: Reconsideration of Applications No. 3941-3 and 4180-3

The Water Rights Commission will reconsider Water Right Applications No. 3941-3 and 4180-3 at 2:00 p.m., May 25, 1978 at the South Dakota Education Association Auditorium, 411 East Capitol, Pierre, South Dakota.

This reconsideration hearing will be conducted 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, Ground Water 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.

Applications No. 3941-3 and No. 4180-3 were deferred by the Water Rights Commission at the March 1978 meeting, pending further Staff investigation.

After reconsideration of Applications No. 3941-3 and No. 4180-3 the Commission can approve, defer, or deny all or part of the Applications.

Very truly yours,

A handwritten signature in cursive script, appearing to read "John Hatch", is written over the typed name.

JOHN HATCH, Chief Engineer
Water Rights Commission

JH:kjw

BEST IMAGE POSSIBLE
FROM POOR ORIGINAL

Conservation
Commission
Form WI 51

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(This Form Required for Proposed Well Irrigation Only)

FOR COMMISSION USE ONLY

Irrigation System: _____

Water Quality: _____

Soils Capability: _____

Approved: [Signature]

Disapproved: _____

NAME: N. E. Anderson

ADDRESS: 415 S. 1st St.

COUNTY: Cheyenne

LEGAL DESCRIPTION

1. WELL LOCATION: Section 10, T. 1 N., R. 1 E., S. 10 N.

2. AREA TO BE IRRIGATED: 1/4 Section 10, T. 1 N., R. 1 E., S. 10 N.

TYPE OF IRRIGATION

3. GRAVITY _____ SPRINKLER (Indicate Type): _____

4. CROPS TO BE IRRIGATED: Corn, Alfalfa

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 2 to 5%

6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: Clay loam

WATER QUALITY (To Be Completed by Commission)

7. SAMPLE NO: 1173

8. SALINITY: EC - 6.87, 16 meq/cm (medium)

9. SODIUM: SAR: 0.26 (low)

The renter: Dale Zemliaka
R.R. #5

R.R. 0-5

R. R.
Watertown, S. Dak. - 57201

4180-3

Will you kindly send "data sheets" for recording irrigation water use to Data Zenith at the above address?

for Permit # 4180-3
" # 2827-3

11 # B827-3

11. A. 2477-3

RE/Kahonke





Department of Water & Natural Resources

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

WATER RIGHTS DIVISION
(605) 773-3352

2427-3
2827-3
4180-3

APRIL 7, 1986

R. E. Kahnke
405 5th Avenue NW
Watertown, South Dakota 57201

Dear Mr. Kahnke:

I am contacting you in regard to the 1985 irrigation questionnaire pertaining to Water Permit Nos. 2477-3, 2827-3 and 4180-3 listed in your name. These questionnaires were sent to Dale Zenlicka, Watertown, South Dakota as leasor in November, 1985. Mr. Zenlicka returned the data sheet to our office April 4, 1986 indicating he no longer leases the land.

Enclosed are the irrigation questionnaires pertaining to the above permits. If you are able to obtain last year's records for these particular permits, please complete the data sheets and return them to our office. If you have another leasor for 1986 that you would like the 1986 forms sent to, please forward his name and address to our office.

A postage paid envelope is enclosed for your convenience in returning the completed questionnaires. If you have any questions, please advise.

Sincerely,

Genny McMath
Natural Resources Analyst

GM:ms
Enc.

4180-3

I no longer lease
this ground where there
are irrigators.



Returned by Dale Zemlicka.
for Permit Nos. 2477-3, 2827-3
and 4180-3



Department of Water & Natural Resources

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

4180-3

January 29, 1988

WARREN FALK, OPERATOR
RR 1 BOX 59
SOUTH SHORE, SD 57263

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation
Questionnaire

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 4180-3, 2477-3, 2877-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 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 9:00 am, March 2, 1988 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). 4180-3, 2477-3, 2827-3 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

cc: R E Kahnke, 405 5th Ave NW, Watertown, SD 57201

NOTE: If the questionnaire(s) is received in this office before the March 2 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

February 9, 1988

2477-3	2827-3
4153-3	<u>4180-3</u>
4184-3	4417-3

Warren Falk
RR 1, Box 59
South Shore SD 57263

Dear Mr. Falk:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 2477-3, 2827-3, 4153-3, 4180-3, 4184-3, 4417-3 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,

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

cc: R E Kahnke
405 5th Ave NW
Watertown SD 57201

 **Department of
Water & Natural Resources**

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

February 17, 1989

Warren Faulk - Operator
RR 1, Box 59
South Shore, SD 57263

Dear Mr. Faulk:

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;

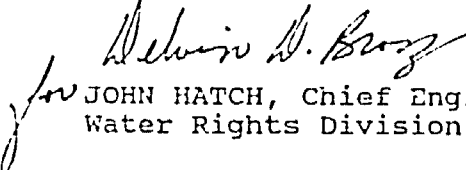


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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,


for JOHN HATCH, Chief Engineer
Water Rights Division



February 1, 1991

WARREN FALK, OPERATOR
RR 1 BOX 59
SOUTH SHORE SD 57263

DEPARTMENT OF WATER & NATURAL RESOURCES

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

NOTICE

RE: Violation of Water Permit No(s) 4180-3, 2477-3, 2827-3, 4184-3 and 1990 Irrigation Questionnaire Requirements

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 4180-3, 2477-3, 2827-3, 4184-3. The request for the Questionnaire was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s) 4184-3 qualification:

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

The hearing will also be to determine if Permit No(s) 4180-3, 2477-3, 2827-3 should be amended with the qualification to require the Questionnaire to be submitted each year. The hearing will be held at 9:15 am, February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, 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, the Water Management Board can:

1. Suspend Permit No(s) 4184-3 until the 1990 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Amend Permit No(s) 4180-3, 2477-3, 2827-3 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 27th hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,

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

cc: Ina Kahnke, 405 5th Ave NW, Watertown SD 57201



GREAT FACES. GREAT PLACES.

February 1, 1991

DEPARTMENT OF WATER & NATURAL RESOURCES

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

FALK FARMS, INC.
RR 1, BOX 59
SOUTH SHORE, SD 57263

NOTICE

Re: Failure to Report Chemical Use under Water Permit No(s). 4417-3; & 4180-3

Our records indicate that the 1990 chemigation report(s) has not been received for Permits No(s) 4417-3; & 4180-3. The request for the chemigation report(s) was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 chemigation report(s) be given notice of violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of South Dakota general rule 74:02:09:02(3) requiring chemigation users to report the dates and hours of chemical application.

The hearing(s) will be held at 9:15 am, on February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre SD.

The hearing(s) will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

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

1. Suspend Permit No(s). 4417-3; & 4180-3 until either the 1990 chemigation report(s) is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

Very truly yours,

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

NOTE: If the chemigation report(s) is received in this office before the February 27th hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.



DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 6, 1991

Warren & Eloise Falk
Falk Farms Inc.
RR #1 Box 59
South Shore, SD 57263

Dear Mr. & Mrs. Falk:

I am writing to acknowledge receipt of your 1990 irrigation questionnaires for Water Permit Nos. 2477-3, 2827-3, 4180-3, 4184-3, 4417-3, 4637-3, 5269-3, 5271-3. You may disregard the February 1, 1991, Notice of failure to submit the 1990 irrigation questionnaires and the Notice of failure to report chemical use. With receipt of the questionnaires, your name has been deleted from the February Water Management Board meeting agenda.

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

Sincerely,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division

cc: Ina Kahnke, 405 5th Ave NW, Watertown, SD 57201

South Dakota



GREAT FACES. GREAT PLACES.

June 7, 1991

Ina Kahnke
405 5th Ave NW
Watertown, SD 57201

Dear Ms. Kahnke:

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 Nos. 2120-3, 2363-3 and 4182-3, has been completed. A Water License for Nos. 2120-3 and 4182-3 can now be issued (the applicable portions of No. 2363-3 will be incorporated into No. 4182-3).

Statutes require that we charge a \$50.00 fee for the inspection and issuance of each Water License. A total of \$100.00 (\$50.00 each) is due before we can begin processing the Licenses. South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the license fees have been paid.

Water Permit Nos. 2120-3, 2363-3, 2477-3, 2827-3, 4180-3, 4181-3, 4182-3 and 4183-3 should be transferred to your name. These are still listed under R.E. Kahnke. Enclosed are partially completed "Notice of Transfer of Ownership" forms. Please complete them and sign in the presence of a notary. Upon completion, return the forms to our office with a total of \$20.00 (\$2.50 each).

The total amount due for license and transfer fees is \$120.00. If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosures

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

4180-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOTICE OF TRANSFER OF OWNERSHIP

No. 4180-3

TO: Chief Engineer
Water Rights Division, DWNR
523 East Capitol
Pierre, SD 57501-3181



I/We request that Water Permit/Right No. 4180-3

formerly owned by: R.E. Kahnke

be transferred to: (name & address) Ina C. Kahnke
405-5th Ave. N.W. - Watertown, S.D. (telephone No.) 886-3395

Title to the following described land(s)/property has been transferred as described above:
E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 36, T119N, R52W and Section 1, T118N, R52W

I/We understand that the validity of Water Permit/Right No. 4180-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

STATE OF SOUTH DAKOTA)

County of Codington)

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

Ina C. Kahnke
(Signed)

Subscribed and sworn to before me this 11th day of June, 1991.

Rachel Steine

(Notary Public) 11-21-91
Comm Exp.

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

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

417712

Pierre, June 17, 1901

RECEIVED OF Ina C. Kahinke, 405 5th Ave NW, Watertown, SD 57201
the following amount in fees for services rendered as provided for by law:

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

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

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

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

Fee for Filing Transfer Form 4180-3 _____

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____
(Any Other Work Provided by Law)

Total

2 50

2 50

By

Chief Engineer



June 26, 1991

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING

523 EAST CAPITOL

PIERRE SOUTH DAKOTA 57501-3181

No. 2477-3

2827-3

(4180-3)

4181-3

4183-3

Ina C. Kahnke
405 5th Ave. NW
Watertown, SD 57201

Dear Ms. Kahnke:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Water Permit Nos. 2477-3, 2827-3, 4180-3, 4181-3, and 4183-3.

Our records now show you as the owner of Water Permit Nos. 2477-3, 2827-3, 4180-3, 4181-3, and 4183-3.

Sincerely,

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

enclosure



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

WARREN FALK, OPERATOR
RR 1 BOX 59
SOUTH SHORE SD 57263

NOTICE

RE: Violation of Requirement to Submit 1991 Irrigation Questionnaire

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 2477-3, 2827-3 & 4180-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:15 am, March 4, 1992, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2477-3, 2827-3 & 4180-3 to require the Irrigation Water Use Questionnaire to be submitted each year,
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office before the March 4th hearing date, your name will be deleted from the Board agenda.

Very truly yours,

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

cc: Ina Kahnke, 405 5th Ave NW, Watertown, SD 57201



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

FALK FARMS, INC
RR 1, BOX 59
SOUTH SHORE, SD 57263

NOTICE

Re: Failure to Report Chemical Use under Water Permit No(s) 4417-3; & 4180-3

The first notice to file chemigation report(s) for Permit No(s) 4417-3; & 4180-3 was dated October 18, 1991. Our records indicate that we have not received the 1991 chemigation report for Permits No(s) 4417-3; & 4180-3. The Water Management Board has directed that owners of water permits who have not submitted the 1991 chemigation report(s) be given notice of violation and of hearing before the Board. The hearing held by the Board is to determine what action is to be taken concerning violation of Administrative rule 74:02:09:02(3). This rule requires chemigation users to report the type of chemical applied, the dates, hours and amount of chemical application.

The hearings will be held at 9:15 am, on March 4, 1992, at the Floyd Matthew Training Center, Joe Foss Building, 523 E. Capitol, Pierre SD, and will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation or up to three years for the 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). 4417-3; & 4180-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

Very truly yours,

RON DUVAL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division
605 773-1352

NOTE: If the chemigation report(s) is(are) received by this office prior to the March 4, 1992 hearing, you will no longer be in violation and your name will be deleted from the Board agenda.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 4, 1992

Warren Falk
Falk Farms, Inc.
RR 1, Box 59
South Shore, SD

Dear Mr. Falk:

I am writing to acknowledge receipt of your 1991 chemigation report for Water Right Nos. 4417-3 & 4180-3. You may disregard the January 27, 1992 Notice of Failure to Report Chemical Use for 1991. With receipt of the chemigation report, your name has been deleted from the March 4, 1992 Water Management Board meeting agenda.

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

Sincerely,

A handwritten signature in cursive script that reads "Don Frye".

DON FRYE, Natural Resources Analyst
Water Rights Division



4/80-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 7, 1992

Warren Falk
RR #1 Box 59
South Shore, SD 57263

RE: Irrigation Questionnaires: 2477-3, 2827-3, 4180-3, 4184-3,
4417-3, 5269-3 and 5271-3

Dear Mr. Falk:

I am writing to acknowledge receipt of your 1991 irrigation questionnaires for Water Permit Nos. 2477-3, 2827-3, 4180-3, 4184-3, 4417-3, 5269-3 and 5271-3. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaires were received prior to the Water Management Board meeting and your name was deleted from the agenda.

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

Sincerely,

A handwritten signature in cursive script that reads 'Genny McMath'.

Genny McMath
Natural Resources Analyst
Water Rights Division

cc: Ina Kahni..., 405 5th Ave NW, Watertown, SD 57201

SENDER: • Complete items 1 and or 2 for additional services • Complete items 3, and 4a & b. • Print your name and address on the reverse of this form so that we can return this card to you. • Attach this form to the front of the mailpiece, or on the back if space does not permit • Write "Return Receipt Requested" on the mailpiece below the article number. • The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.		I also wish to receive the following services (for an extra fee): 1. ☐ Addressee's Address 2. ☐ Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: Ina Kahake 405 5th Ave NW Watertown SD 57201		4a. Article Number P757566240	
		4b. Service Type ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise	
		7. Date of Delivery 11/09/92	
5. Signature (Addressee) <i>Ina Kahake</i>		8. Addressee's Address (Only if requested and fee is paid)	
6. Signature (Agent)			



4180-3

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

AUG 12 1992

4180A-3

Ina C. Kahnke
405 5th Ave. NW
Watertown, SD 57201-2343

Dear Ms. Kahnke:

Enclosed is Water License No. 4180A-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413119 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 4180A-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Very truly yours,

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

enclosures

NOTE: The applicable portions of Water Permit Nos. 2477-3 and 4180-3 are incorporated into this Water License No. 4180A-3.

1-243A 173.0

59.2

15.9

81.4

R.E. Kahnke
Irrigation Project #2
405 - 5th Ave W Water town
South Dakota

I

2.6

103.6 This is a request for additional
points of diversion on permit
2477-3

Existing
M2

Existing
M3

New well

Existing well

8.8

28.1

New well

31.9

1890

N72°E

118.52

2640
N58°W

28.2

1-243A

42.8

10-18-77

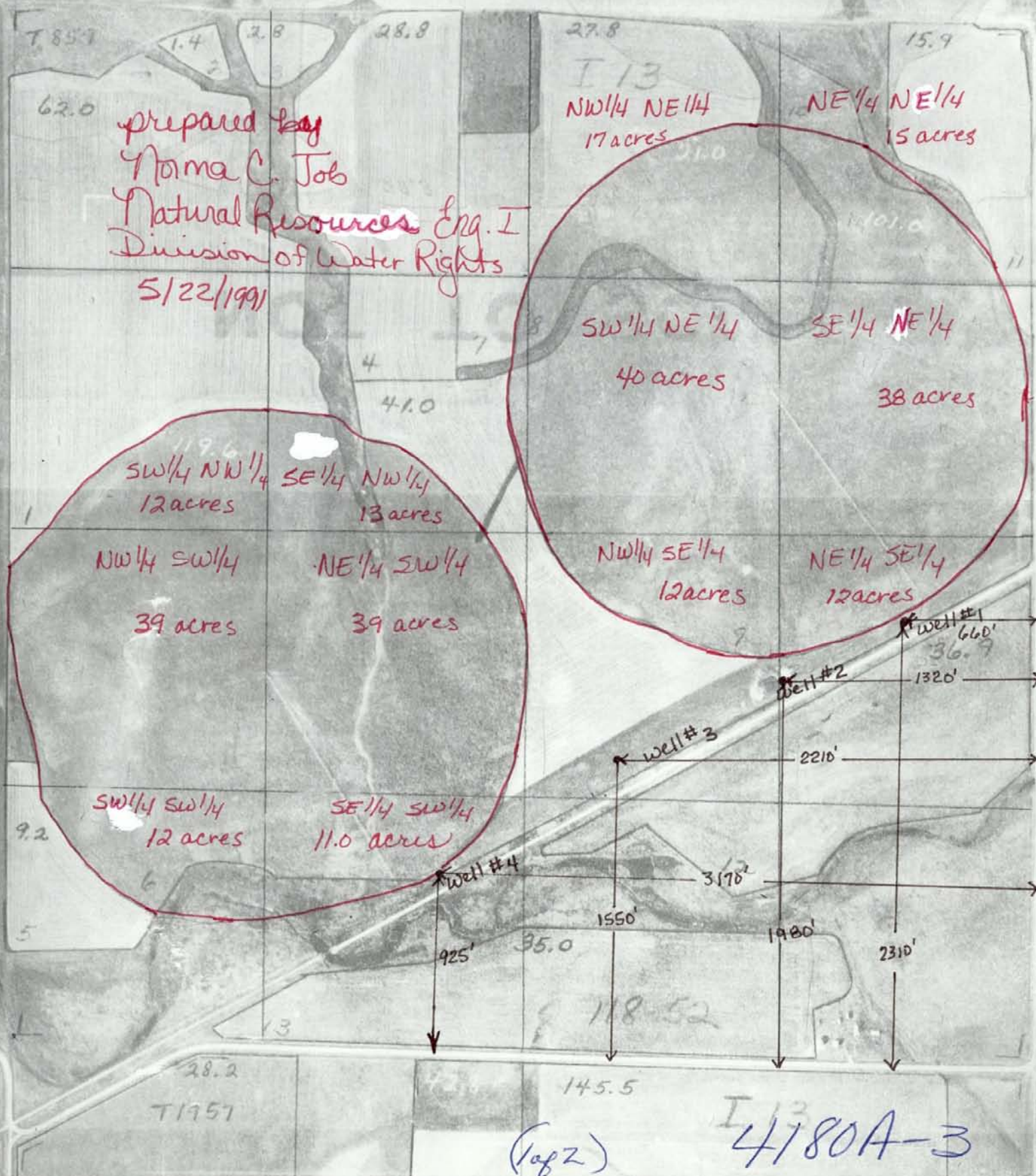
128.2 Certified correct
John S. Lawrence

APPL NO 4180-3

4180-3

Appl. No. 4180A-3

NOT TO SCALE



permit # 2477-3 + 4180-3

Appl. No. 4180A-3

NOT TO SCALE

119-52

2

5

202.2

T19964

prepared by
Norma C. Tob
Natural Resources Eng. I
Division of Water Rights
5/22/1991

19963

25.4

HEL

CRP

81.96

25.4A

CPI

1758

I13

5.0

T843

9.2

T861

33.2

NE 1/4 SW 1/4

33 acres

23.2

NW 1/4 SE 1/4

33 acres

4.4

48.8

SE 1/4 SW 1/4

33 acres

SW 1/4 SE 1/4

33 acres

6.4

119-52

4

10.7

9.0

(282)

4180A-3