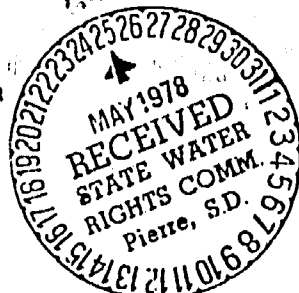


ter Right Number 4306-3

1. Considered SEPTEMBER 13, 1978
2. Name of Applicant SHERMAN KOOPAL
3. Post Office Address GEDDES, S.D.
4. Amount of water claimed .5 acres 2nd Div. 171
5. Source of water supply DUGOUT
6. Water to be used for IRRIGATION
Acres to be irrigated 35 (Permit for 70 acres)
7. Water to be diverted and used in CHARLES MIX County
about 2 N 1 1/2 Miles EAST of GEDDES
8. Proof of Publication
Received 9-1-78
Not received _____
9. Application
Approved _____
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

ONLY GOING TO IRRIGATE 35
ACRES FOR 2-3 YEARS
THEN MOVE TO DIFFERENT
AREA.

No. 4306-3Map No. 3517-3 Water Division No. 3 MISSOURI RIVER District
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of Applicant Sherman Koopal
 Postoffice address Geddes R.R. 2, State South Dakota 57342
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) direct labor
3. Name of diversion work Koopal #1
4. Amount of water claimed (cubic feet per second) 0.5
5. Source of water supply Dugout
6. Location of point of diversion NW 1/4 NW 1/4 27-98-67

County Charles Mix

7. Annual period or periods during which water is to be used June, July, August and September
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation
9. For irrigation use, irrigation Total number of acres to be irrigated 70

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
<u>E 1/2 NW 1/4 27-98-67</u>	<u>35 70</u>		
<u>Will irrigate on a rotation bases-will irrigate alfalfa field for 2 to 3 years</u>			
<u>and then move to different area in same quarter.</u>			

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 2 years. Additional time required to complete application of water to the proposed beneficial use 2 years.
11. Choice of newspaper for Notice of Intent to Appropriately Water publication Platte Enterprise
12. Principal Features of the Proposed Water Supply System.

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

Centrifugal pump

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

Aluminum pipe

C. Works proposed to apply water to beneficial use.

SprinklerEstimated Total Cost \$ 30,000

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 Charles Mix) ss.I, Sherman Koopal, 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 Sherman KoopalSubscribed and sworn to before me this 18th day of May, 1978
Notary Public
 Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4306-3

SHERMAN KOOPAL
(Applicant)

RR # 2 - GEDDES
(Post Office Address)

SOUTH DAKOTA 57342
(State)

With the following modifications:

Date of first receipt of application MAY 25, 19 78

Date of return to applicant for correction, amendments or changes required _____, 19 _____

Date of receipt of corrected application was received JULY 27, 19 78

Approved SEPTEMBER 13, 19 78, Recorded in Book 20 Page 77

WATER RIGHT PERMIT NO. 4306-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4306-3 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 JULY 27, 19 78
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPTEMBER 13, 19 79
3. The whole of said work is to be completed on or before SEPTEMBER 13, 19 80
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is SEPTEMBER 13, 19 82
5. The water appropriated shall be used for the purpose of IRRIGATION

6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed 5 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 2 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 SEPTEMBER 13, 19 82; said water to be used during the following described annual period: JUNE THRU SEPTEMBER

Witness my hand this 20th day of SEPTEMBER, 19 78

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____, Diameter _____, Thickness _____
(wood, concrete, steel, etc.)
- (3) Perforated Screen.
Type _____, Diameter _____, Length _____
- (4) Gravel Pack, Thickness _____, Length of gravel pack _____

E. Dugout Information or Estimates.

- (1) Surface dimensions 3 acres, Depth 17 feet

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 runoff water

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

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

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

G. Water Storage Dams.

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


Signature of Applicant

COMMISSION
SECTION
11-1

JUL 1, 1913

STATE OF SOUTH DAKOTA

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-5-3 AS AMENDED
(THIS FORM REQUIRED FOR PROPOSED WELL IRRIGATION OF

FOR CONSERVATION USE AND

IRRIGATION SYSTEM

WATER QUALITY

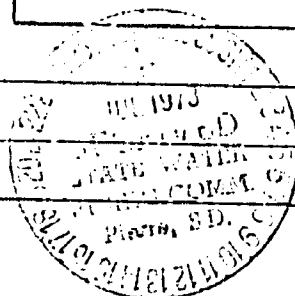
SOILS CAPABILITY

Approved

NAME Sherman Koopal

ADDRESS Geddes, South Dakota 57342

CITY Charles Mix



LEGAL DESCRIPTION

1. WELL LOCATION (large dugout & runoff) NW $\frac{1}{4}$ NW $\frac{1}{4}$ 27-28-67
2. AREA TO BE IRRIGATED 35 acres of alfalfa will irrigated 2 to 3 years and then move system to different field of alfalfa.

TYPE OF IRRIGATION

3. GRAVITY ~~SPRINKLER~~ SPRINKLER (INDICATE TYPE) tow line or big gun
4. CROPS TO BE IRRIGATED alfalfa

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE See attached soils information
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION See attached soils information

WATER QUALITY

(TO BE COMPLETED BY COMMISSION)

7. SAMPLE NUMBER 78-403
8. SALINITY EC=1061 (moderately high)
9. SODIUM SAR=0.98; adjusted sodium bicarbonate=2.24 (low)

I HEREBY CERTIFY THAT A CHEMICAL ANALYSIS OF THE GROUND WATER TO BE
USED FOR IRRIGATION FROM SOUTH DAKOTA STATE UNIVERSITY AND
THE LAND CAPABILITY FOR IRRIGATION INFORMATION WAS OBTAINED FROM
Soil Conservation Service

AND

THAT THE LEGAL DESCRIPTION FOR THE LOCATION OF THE WELL AND LAND TO BE
IRRIGATED IS TRUE AND CORRECT.

Shannon Royal

SUBSCRIBED AND SWORN BEFORE ME THIS

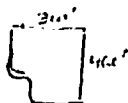
5th DAY OF July 1977.

Darlene Martinez

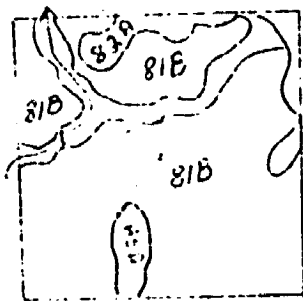
Notary Public

(TITLE)

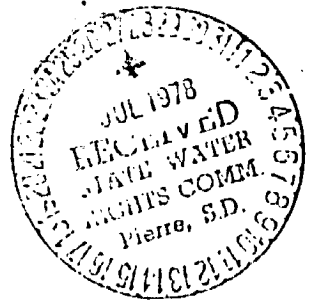




1.5m' x 4m'



SHERMAN KOPAL NW 1/4 27-98-67



REPORT OF ANALYSIS
 Water Quality Laboratory
 Water Resources Research Institute
 South Dakota State University
 Brookings, South Dakota 57007

Submitted by: Therman Koopman
 Address: Colles, SD 57342

Date Rec'd: May 26, 1973
 Sample No.: 73-403
 Identification: August
152, Sec. 27, T 93N, R 67E

WATER ANALYSIS

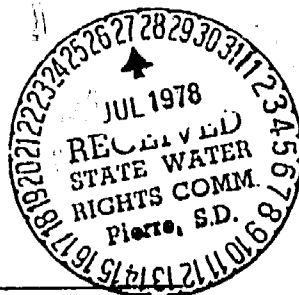
Calcium (Ca)	120	ppm*	6.00	me/l**
Magnesium (Mg)	38	ppm	3.15	me/l
Sodium (Na)	48	ppm	2.09	me/l
Potassium (K)	40	ppm	1.04	me/l
Sulfate (SO ₄)	335	ppm	6.97	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	28	ppm	0.77	me/l
Bicarbonate (HCO ₃)	207	ppm	3.40	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	170	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1067	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.98	adjusted	2.24	
Sodium	17.02	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.63			

Others:

*ppm=parts per million

**me/l=millequivalents per liter

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



COMMENTS: Total cations 12.28 me/l
 Total anions 11.14 me/l

By: Shirley Witten

Service Performed

Amount Due

Irrigation analysis

\$15.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 73-403

Amount Enclosed \$

Signed

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

(RECOMMENDED MANAGEMENT)



NAME OF APPLICANT Sherman Koopal, Geddes, SD

RECOMMENDED MANAGEMENT:

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

The Highmore-Walke (82A) soil area on the northside has poor permeability

in the sub-stratum and will tend to pond water on flat or depressional spots

If Irrigated.

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

No irrigation set-up can be better than the surface drainage. If you have any areas that tend to pond water from irrigation and/or rainfall, it may be worth your expense to grade such areas to prevent ponding and also to assure aeration of these soils.

The construction of your holding reservoir, as observed on 7-19-78, shows your ingenuity and initiative. I am sure you will plan your cropping system so that you will not be caught short of water with 100 acres of knee-high corn, planted and fertilized for irrigation.

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

Publish first publication, on or before August 18, 1978

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

August 4, 1978

Notice is hereby given that Sherman Koopal whose post office address is Geddes, 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, and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use .5 cubic feet of water

per second of time from the xxx a dugout through the

Koopal #1, the point of diversion of which is to be located in the

NW 1/4 NW 1/4

of Section 27, Twp. 98 N Range 67 W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

E 1/2 NW 1/4, Section 27 - T98N, R67W

This Application No. 4306-3 will be considered by the Water Rights Commission at the 4-H Fairground Meeting Hall, west of Mitchell, SD on Hwy 16 upon the 13th day of September, 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

cc: **Sherman Koopal**
RR 2
Geddes, SD 57342

No. 4306-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County Charles Mix) ss.

I, Ralph Nachtigal hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Platte Enterprise

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

City of Platte

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

August 24, 1978

Ralph Nachtigal
(Signature)

Publisher
(Title)

Aug. 30, 1978
(Date Signed)

te, Charles Mix Co., S.D.
Thursday, August 24, 1978

NOTICES
PEOPLE MUST KNOW

**NOTICE OF HEARING ON
APPLICATION TO
APPROPRIATE WATER**

Notice is hereby given that
Sherman Koopal, whose pos-
sible address is Geddes,
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, and Commission Rules
ARSD 52:01:01:01 thru 52:01:
01:13, for a permit to appro-
priate for beneficial use .5
cubic feet of water per second
of time from a dugout through
the Koopal No. 1, the point of
diversion of which is to be
located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of
Section 27, Twp. 98N, Range
87W. Said water to be used for
the purpose of providing irri-
gation on portions of the fol-
lowing described land: E $\frac{1}{2}$
NW $\frac{1}{4}$, Section 27 - T98 N,
R87W.

This Application No. 4306-3
will be considered by the
Water Rights Commission at
the 4-H Fairground Meeting
Hall, west of Mitchell, S.D., on
Highway 16, upon the 13th day
of September, 1978, at 10 a.m.

The Commission is author-
ized to make a determination
on this application at the
hearing. All interested per-
sons may appear and be
heard. Any person who may
be affected by a Commission
decision who desires to pre-
sent evidence or cross-exam-
ine 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
(Aug. 17, 84)



RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 6455

PIERRE, May 26, 1978

RECEIVED OF Sherman Koppal, Geddes SD FUND 290
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) _____	150	00
Fee for inspecting Construction, and issuing Cert. of Construction No. _____		
Fee for inspecting Beneficial Use, and issuing Water License No. _____		
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	150	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH kw

 **Department of
Water & Natural Resources**
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

March 23, 1987

SHERMAN KOOPAL
RR #2
GEDDES, SD 57342

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

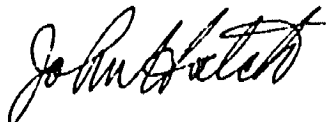
Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 4306-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given 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). 4306-3 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

May 13, 1987

NOTICE OF AMENDMENT TO WATER PERMIT(s)

TO: SHERMAN KOOPAL
RR #2
GEDDES, SD 57342

FROM: John Hatch, Chief Engineer
Water Rights Division
605 773-3352

SUBJECT: Amendment to Water Permit No(s). 4306-3

Pursuant to the provisions of the notice dated March 23, 1987, and following the Hearing May 6, 1987, the Water Management Board has amended Water Permit No(s). 4306-3 to add the following qualification:

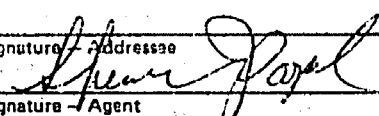
"This permit is subject to the irrigation Water Use Questionnaire being submitted each year."

The addition of this qualification to your Permit means that failure to submit the required irrigation questionnaire in the future could result in **SUSPENSION** of the water permit and no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.

Attachment to Water Permit No. 4306-3

Pursuant to the provisions of the notice dated March 23, 1987 and following the Hearing May 6, 1987, the Water Management Board has amended Water Permit No. 4306-3 to add the following qualification:

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

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.	
1. ☒ Show to whom delivered, date, and addressee's address.	2. ☐ Restricted Delivery.
3. Article Addressed to:	4. Article Number
SHERIDAN, ALBERTA RR #2 GRODDE, SD 57244	P 576 309 719
	Type of Service:
	☐ Registered ☐ Insured
	☒ Certified ☐ COD
	☐ Express Mail
Always obtain signature of addressee or agent and DATE DELIVERED .	
5. Signature - Addressee	8. Addressee's Address (ONLY if requested and fee paid)
X 	
6. Signature - Agent	
X	
7. Date of Delivery	
05-15-87	

PS Form 3811, Feb. 1986

DOMESTIC RETURN RECEIPT

4306-3

 **Department of
Water & Natural Resources**

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

November 13, 1989

4306-3

Sherman Koopal
RR #2
Geddes, SD 57342

Dear Mr. Koopal:

Thank you for the prompt return of your 1989 irrigation questionnaire. In reviewing your questionnaire, I note that you are irrigating 150 acres. Your Water Permit No. 4306-3 authorizes irrigation of 70 acres in the E 1/2 NW 1/4 Section 27, T98N, R67W.

Enclosed is a set of water permit application forms and an instruction sheet for making an application for the additional acreage not covered under your existing permit.

If you feel you do not need another permit or that I have assumed incorrectly in the review of your irrigation questionnaire, please contact me. Enclosed is a copy of Water Permit No. 4306-3 for your review.

If you need assistance in completing the enclosed application forms, please contact me.

Sincerely,

GENSY MCMAHON
Natural Resources Analyst
(605) 773-3352

enclosures





SHERMAN KOOPAL
RR #2
CEDDES SD 57342

NOTICE

RE: Violation of Water Permit No(s) 4306-3

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 4306-3. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 4306-3 qualification:

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

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-25. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4306-3 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.

If the questionnaire(s) is(are) received in this office on/or before April 1, 1994, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

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

4306-3

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

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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

1. ☒ Addressee's Address

2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

4306-3

4a. Article Number

P837 692 653

4b. Service Type

☐ Registered ☐ Insured

☒ Certified ☐ COD

☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

2-23-94

5. Signature (Addressee)

6. Signature (Agent)

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

PS Form 3811, December 1991 ☆ U.S.G.P.O.: 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



4306-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 17, 1994

4306-3

Sherman Koopal
RR #2
Geddes, SD 57342

Dear Mr. Koopal:

I am writing to acknowledge receipt of your 1993 Irrigation questionnaire. The questionnaire was completed for you based upon a telephone conversation between Todd Koopal and Ron Duvall, of this office. You may disregard the February 16, 1994, Notice of Violation of Water Permit No. 4306-3.

The questionnaire was completed and on file in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

As requested by Todd Koopal, future Irrigation questionnaires will be directed to his attention. If you have any questions, please contact me.

Sincerely,

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

cc: Todd Koopal, RR #2 Box 117, Geddes, SD 57342



4306-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 1995

TODD KOOPAL, OPERATOR
RR #2 BOX 117
GEDDES SD 57342

NOTICE

RE: Violation of Water Permit No 4306-3.

Our records indicate that the 1994 Irrigation Questionnaire has not been submitted for Permit No 4306-3. The request for the Questionnaire was dated November 3, 1994. The Water Management Board has directed that owners of water permits who have not submitted the 1994 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No 4306-3 qualification:

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

The hearing will be held at 9:30 am, March 8, 1995 in the Crown Room, 3rd Floor, Kings Inn Best Western Convention Center, 200 S 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. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No 4306-3 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.

If the questionnaire is received in this office on/or before March 3, 1995, you will no longer be in violation of your permit and 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: SHERMAN KOOPAL, RR 2 BOX 100 L, MISSION, TX 78572-8649

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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:

4306-3

TODD KOOPAL, OPERATOR
RR #2 BOX 117
GEDDES, SD 57342

4a. Article Number

P757566388

4b. Service Type

☐ Registered

☐ Insured

☐ Certified

☐ COD

☐ Express Mail

☐ Return Receipt for Merchandise

7. Date of Delivery

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

5. Signature (Addressee)

6. Signature (Agent)

PS Form 3811, December 1991

U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
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1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to: 4306-3

SHERMAN KOOPAL
RP 2 BOX 100 L
MISSION, TX 78572 8649

4a. Article Number

P75756L389

4b. Service Type

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

7. Date of Delivery

2-11-95

5. Signature (Addressee)

6. Signature (Agent)

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

02-15-95

4306-3

DEPARTMENT OF ENVIRONMENT
AND NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SD 57501-3181



To Whom It May Concern:

Please send me the 1994 Irrigation Questionnaire that I am to fill out as I cannot locate the one that was already sent. This is for Permit No. 4306-3.

Send it to Todd Koopal; RR 1 Box 118; Ceddes, SD 57342.

Thank you.

A handwritten signature in cursive script, appearing to read "Todd".

Todd Koopal.

Sent 2/16/95



4306-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 23, 1995

4306-3

Todd Koopal
RR #1 Box 118
Geddes, SD 57342

Dear Mr. Koopal:

I am writing to acknowledge receipt of your 1994 irrigation questionnaire. You may disregard the February 7, 1995, **Notice of Violation of Water Permit No. 4306-3.**

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

If you have any questions, please contact me.

Sincerely,

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

c: Sherman Koopal, RR # 2 Box 100L, Mission, TX 78572-8649

NOTICE OF TRANSFER OF OWNERSHIP



No. 4306-3

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

Date: 8-11-99

I/We request that Water Permit No. 4306-3

formerly owned by: Sherman Koopal

be transferred to: (name & address) Todd Koopal, RR 2 Box 118, Geddes SD 57342

Telephone No. 337-3138

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

70 acres - NW 1/4 Sec 27-T98N-R67W

I/We understand that the validity of Water Permit No. 4306-3 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 attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Chm)

I/We Todd Koopal 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.

Todd Koopal
(Signed)

Subscribed and sworn to before me this 11 day of Aug, 19 99.

Harold Deane
(Notary Public)

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

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

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

No 416171

Pierre, August 12, 1999

RECEIVED OF Todd Koopal, RR 2, Box 188, Geddes, SD 57342
the following amount in fees for services rendered as provided for by law:

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

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

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

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

Fee for Filing Transfer Form Water Permit No. 4306-3

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By

Chief Engineer

John Hatcher



4306-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

SEP 3 1999

6145-3

Todd Koopal
RR 2, Box 118
Geddes, SD 57342

Dear Mr. Koopal:

Enclosed are Water Permit and Water License No. 6145-3. Water License No. 6145-3 is the final document which completes the process of obtaining a water right. Also enclosed is Receipt No. 416171 for \$2.50 which you paid for the transfer of ownership on Water Permit No. 4306-3.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

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

ks
enclosures

NOTE: The applicable portions of No. 4306-3 are incorporated into this Water License No. 6145-3.

NOT TO SCALE

4306-3

26.9

98.67

28

108.6

31.7

52.1
7062
10/19/78
1978
1981

(2-141)

System will be
used to irrigate
a rotation basis
acres irrigated will
be dependent upon
water available in
rotation. Wet
years more acres
will be irrigated
than during dry
years.

Leif W. Lohm

33.50

27

105.8

11.0

109.8

21.0

28.9

11.9

98-67

4306-3

MAA-WM-100-3

APPL. No. 4306-3