

1. Considered Nov. 19 1980
2. Name of Applicant LARRY L. SCHMIDT
3. Post Office Address PARKER, SD.
4. Amount of Water Claimed 1.43
5. Source of Water Supply 2.5' & 30' WELL
6. Water to be used for IRR.
7. Acres to be irrigated 100 maximum acre feet
8. Water to be diverted and used in TURNER County about 2 miles WEST of PARKER
9. PROOF OF PUBLICATION Received ☒ 11-4-80
Not Received _____

APPLICATION

Approved 1/28/81

Subject to WI - TQ

Not Approved 1/19/80
reheard after well driller granted license
Action deferred subsequently approved.

Priority

Date

Received 9-12-80

Application Complete yes _____ no _____

FEE 225⁰⁰

9-12-80

Remarks _____

Date information and/or

fee or corrected Application received Log rec: 9-17-80

Period of Annual use April - November

WATER
QUALITY

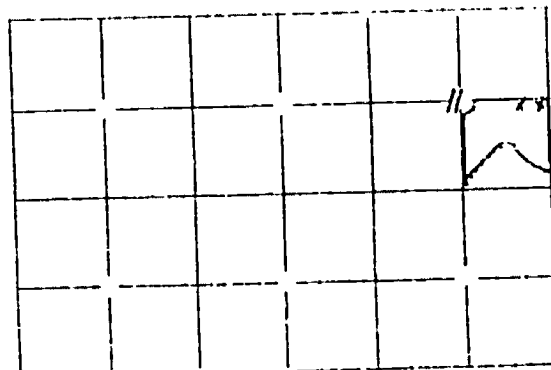
Received yes 10/13/80 no _____ APPROVED CONDITIONAL (Circle one)

WI-1 Description same as application yes no _____ Remarks _____

Disapproved _____

Returned _____

Diversion Point Two wells
in NE⁴ SE⁴ 11-29-54



Lands to be irrigated portions of
SE⁴, Section 11-T99N-R54W

WELL
LOG

Remarks Non-Significant Driller Log received Dec 29, 1980

Driller Schindler's Well Dr. Licensed yes no

Depth 30' & 25' wells

reheard by Board at Nov 1980 meeting
1/14/81

Water Right No. _____

MAP Map No. 3782-3 Map located in Water Right X Map file _____
Type of Map Aerial Prepared by Cons. Dist - Turner Co.
Seal.

+++++

REVIEWED This Application was reviewed within 30 days of date received, accepted as complete, Number assigned and written up for advertisement before the Board on April.

Deputy Director
(Signed)

+++++

PROTESTS Letters/Petitions in File - yes _____ no _____ Remarks _____

REMARKS Date _____
F.F. & C Final Decision, including F.F. & C of Law were adopted _____
OF LAW, Date _____
FINAL Final Decision mailed to parties and/or parties notified that Final Decision
DECISIONS was adopted _____
ETC.

Remarks _____

No. 4562-3Map No. 3782-3 Water Division No. 3 VERMILLION RIVER District
(Blanks to be filled by the Engineer for the W. R. C.)

10170102.



APPLICATION FOR PERMIT

To appropriate Water within the State of South Dakota

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

1. Name of Applicant Larry L. Schmidt
 Postoffice address Parker State S. Dak. 57053
 If a corporation show date and place of incorporation n/a
2. Method of accomplishing work (contract, employment of others, or by direct labor) contract
3. Name of diversion work Larry L. Schmidt Irrigation System #1
4. Amount of water claimed (cubic feet per second) 2.0- (1.48 MAX. ALLOWABLE needed to run center pivot)
5. Source of water supply 2 wells
6. Location of point of diversion Both wells in the NE 1/4 SE 11-99-54
(See Water Rights Map for more detail)

County Turner

7. Annual period or periods during which water is to be used April-November
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
9. For irrigation use, Total number of acres to be irrigated 100

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.
50 ac. in the W 1/2 SE 11-99-54	50		
50 ac. in the E 1/2 SE 11-99-54	50		
(See area outlined in red, water rights map.)			

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 1 years. Additional time required to complete application of water to the proposed beneficial use 2 years.
11. Choice of newspaper for Notice of Intent to appropriate Water publication Argus Leader, Sioux Falls, SD.
New Era, Parker, SD.
12. Principal Features of the Proposed Water Supply System.

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

2 Elec. Pumps

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

Underground pipelines

C. Works proposed to apply water to beneficial use.

C.P. Sprinkler SystemEstimated Total Cost \$ 60,000.00

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
 (See instructions concerning preparation.)

STATE OF SOUTH DAKOTA)

County of Turner) ss.

I, Larry L. Schmidt 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 Larry L. SchmidtSubscribed and sworn to before me this 11th day of Sept. 1980

Notary Public (or other qualified officer)

DAVID A. BORG, Notary Public

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4562-3

Larry L. Schmidt

(Applicant)

Parker

(Post Office Address)

South Dakota 57053

(State)

With the following modifications.

This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

The irrigation well approved under this Permit will be located near domestic wells and other irrigation wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in irrigation wells having prior water rights.

Date of first receipt of application SEPTEMBER 12, 1980

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

Date of receipt of corrected application WA OCTOBER 13 1980

Date of receipt of corrected application 1/28
Approved JANUARY 28, 19 81, Recorded in Book 21 Page 341

WATER RIGHT PERMIT NO. 4562-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4562-3 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 12, 1980

2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JULY 28, 1981

3. The whole of said work is to be completed on or before JANUARY 28 1982

4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 28 1984

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 use of water must not be injuriously affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed 1.43 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 JANUARY 28 1984; said water to be used during the following described annual period: APRIL - NOVEMBER

Witness my hand this 19th day of FEBRUARY 1981

WATER RIGHTS COMMISSION

By:

John H. Hatch
Chief Engineer, Executive Officer

Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19____

Water License Issued _____ 19____

Form 2A Wells, Dugouts or Water Storage Dams (Supplement to form 2)

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 18", Depth 50'
(2) Casing, Type steel (wood, concrete, steel, etc) Diameter 1 1/2" Thickness 3/8"
(3) Perforated Screen
Type steel, Diameter 1 1/2", Length 10'
(4) Gravel Pack, Thickness 2", Length of gravel pack 10'

E. Dugout Information or Estimates

- (1) Surface dimensions n/a, 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 0-15' silty loam material; 15' to 30' water bearing sand and gravel; blue clay to 50'.

Depth to top of water bearing material 15'
Depth to bottom of water bearing material 30'
Thickness of water bearing material 15'
Depth to water (ground surface to water level) 8'

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

On same owner's property 120 rds. On property owned by others 160 rds.

G. Water Storage Dams.

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

n/a

Larry L. Schmidt
Signature of Applicant

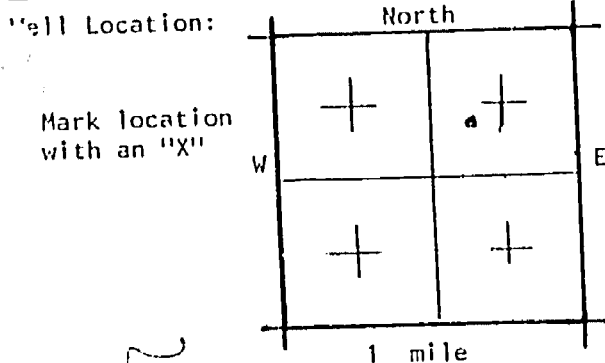
PLEASE COMPLETE
ENTIRE FORM

WELL DRILLERS REPORT
Division of Water Rights
Department of Water & Natural Resources

6/60

Well Owner:
Name Larry Schmidt
Address Parker, So Dak.

Water Level Information:
Static water level _____ below land surface
If flowing: closed in pressure _____ PSI
rate of flow _____ GPM
Controlled by:
☐ Valve ☐ Reducers ☐ Other
If other, specify _____



Well Test Data:

☐ Pumped
☒ Bailed Describe: water sample
☐ Other _____
Pumping Level Below Land Surface
_____ ft. After _____ Hrs. pumped _____ GPM
_____ " " _____ " " _____ "
_____ " " _____ " " _____ "

County Turner
NE 1/4 Sec. 11 Twp. 99N Rg. 54W

Well Log: test no. II

Proposed Use:
☐ Domestic ☐ Municipal ☒ Test Holes
☐ Irrigation ☐ Industrial ☐ Stock

Formation	Depth	
	From	To
Top Soil	0	2 ft
Yellow Clay - mixed with silt	2 ft	12 ft
Water Bearing Sand & gravel	12 ft	25 ft
Blue Clay	25 ft	30 ft

(Use Back if Necessary)

Method of Drilling:
☒ Forward Rotary ☐ Bored ☐ Jetted
☐ Reverse Rotary ☐ Cable ☐ Other

Well Construction:

Diameter of Hole _____
Depth _____
Casing ☐ Steel ☐ Concrete
☐ Plastic ☐ Other
If other, specify _____

Was casing end left open _____
Was a well screen installed _____
Describe Well Screen
Diameter _____ Material _____
Slot size _____
Was well gravel packed _____
Was well grouted _____
Was water sample taken _____

Date Completed: Aug 28-80

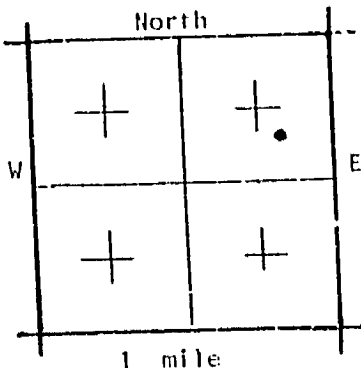
Driller: Schmelzberg Well Drilling 372
Driller's or Firm's Name License No.
Schmelzberg, L. L. & Co.
Address
Flagstaff, Arizona 12 26 80
Signed By Date

Remarks:

6/60

Water Level Information:
 Static water level _____ below land surface
 If flowing: closed in pressure _____ PSI
 rate of flow _____ GPM
 Controlled by:
 ☒ Valve ☒ Reducers ☒ Other
 If other; specify _____

Mark location
with an "X"



County WILLIAM
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 11 Twp. 99M Rg. 54W

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

Method of Drilling: ☒ Forward Rotary ☐ Bored ☐ Jetted
☐ Reverse Rotary ☐ Cable ☐ Other

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

Was water sample taken

Well Test Data:

☐ Pumped

~~17~~ Bailed

☒ Other

Describe: Water Sample

Pumping Level Below Land Surface

Pumping Level below Land Surface		Hrs. pumped		GPM
ft.	After			
_____	" "	_____	" "	" "
_____	" "	_____	" "	" "
_____	" "	_____	" "	" "

Well Log: Test Hole F.

[illegible]

(Use Back if Necessary)

Date Completed: Aug 28-1980

Driller:

Driller's or Firm's Name De Long Corp. License NO. 372

211-11-8 Dab

Address

Signed By Floyd Schumf Date 12 26 80

SCHIMELFENIG WELL DRILLING

FLOYD SCHIMELFENIG - OWNER, DRILLER
BOX 586 - LENNOX, SOUTH DAKOTA 57039 - 1 (605) 647 5913

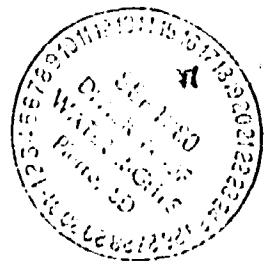
Test Log
Larry Schmidt

#1 Test

0-15 ft Top and Silt
15-30 ft Water Bearing Sand & Gravel
30-50 ft Blue Clay and gravel mixed

#2 Test

0-2 ft Top soil
2-12 ft Silt
12-25 ft Water Bearing sand & gravel.



Floyd Schimelfenig

End of water log

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

OWNER'S NAME: Larry L. Schell OWNER'S ADDRESS: 2 Penn., S. E., 57099
COUNTY LAND LOCATED IN: Texas PHONE: 227-1110
TENANT'S NAME AND ADDRESS: (If Other Than Owner) None 2593-TU

In accordance with State Law SDCI 46-5-6.5, if a water right is granted with a conditional permit (Soil/Water Compatibility), a copy of such conditional permit must be filed with the County Register of Deeds. This action must be taken by the holder of a water right within 6 months of receipt of such water right.

LEGAL DESCRIPTION: (Show Legal Description to Nearest 10 Acres.)

1. WELL LOCATION OR DIVERSION POINT: NE 1/4 Sec. 11-20-01

2. SURFACE WATER SOURCE: 2 wells

3. LOCATION OF AREA TO BE IRRIGATED: Approx. the north two-thirds of the NE 1/4 Sec. 11-20-01 (except for

4. INDICATE NON-IRRIGATED AREAS AND (APPROX.) ACRES ON MAP: (Farmstead, shelterbelt, wetlands, etc.)

TYPE OF IRRIGATION: (Show approximate acres under each type of system)

5. COMMENTS:

5. GRAVITY _____ TOWLINE _____ CENTER PIVOT _____ GUN _____ OTHER (Specify) _____

6. CROPS TO BE IRRIGATED _____

7. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED: _____
LAND: _____
IN WHAT NAME: _____

8. SAMPLE NUMBER: 60-171

8. SAMPLE NUMBER: 80-721
9. SALINITY (EC X 10⁶) 1060
10. SODIUM (SAR) 2.30 ADJUSTED (SAR) 3.95 2.77

I hereby certify that I personally obtained or that I personally observed the taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample (see back) were followed, and that the sample was taken at 8:24 A.M./P.M., on 2/1/1940, at the following location: Arroyo Seco 11-27-24, by Arthur Schmitt (individual who took sample if other than applicant). I also hereby certify that the water sample taken has NOT been adulterated or tampered with in any manner, and is TRULY REPRESENTATIVE of the water which will be used in irrigating the above-described land.

I also hereby certify that a chemical analysis of the irrigation water representative of that used to irrigate shall be acquired from South Dakota State University and the soils information has been acquired from James C. Gandy Conservation District, County Extension Office or Soil Conservation Service; and further, that the legal description for the location of the well and land to be irrigated is true and correct.

I understand that the Division of Conservation or agents thereof may obtain another water sample for the purpose of validating the water sample analysis taken at the time of application (SDCL 46-5-6.4).

SUBSCRIBED AND SWORN BEFORE ME THIS
12 DAY OF Sept., 1980.
[Signature]
 (NOTARY PUBLIC)



 APPLICANT'S SIGNATURE

 Director, Division of Conservation

 APPROVED

 DISAPPROVED

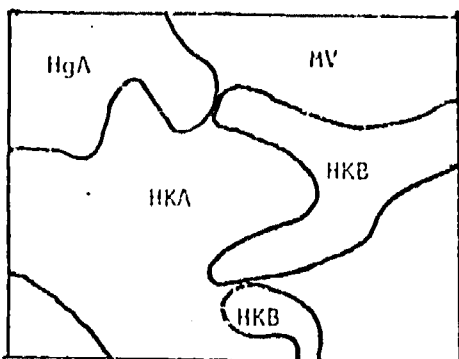
☒ CONDITIONALLY APPROVED

I M P O R T A N T

action by the Department of Agriculture or the State Conservation Commission is not the final action on any application.

In all cases a WATER RIGHT be obtained from the State Water Rights Commission.

EXAMPLE



- HgA - Highmore - DeGrey silt loams - 0-2% slopes
DeGrey soils have a shallow clay-pan and have slow to very slow permeability generally not suitable for irrigation.
- HKA - Highmore - Eakin silt loams - 0-2% slopes
Soils have a high available water capacity and moderate permeability.
- HKB - Highmore - Eakin silt loams - 2-5% slopes
Same physical composition as HKA - moderate erosion problems.
- Mv - Munjor fine sandy loam - 0-2% slopes
Moderately rapid permeability, moderate or high available water capacity.

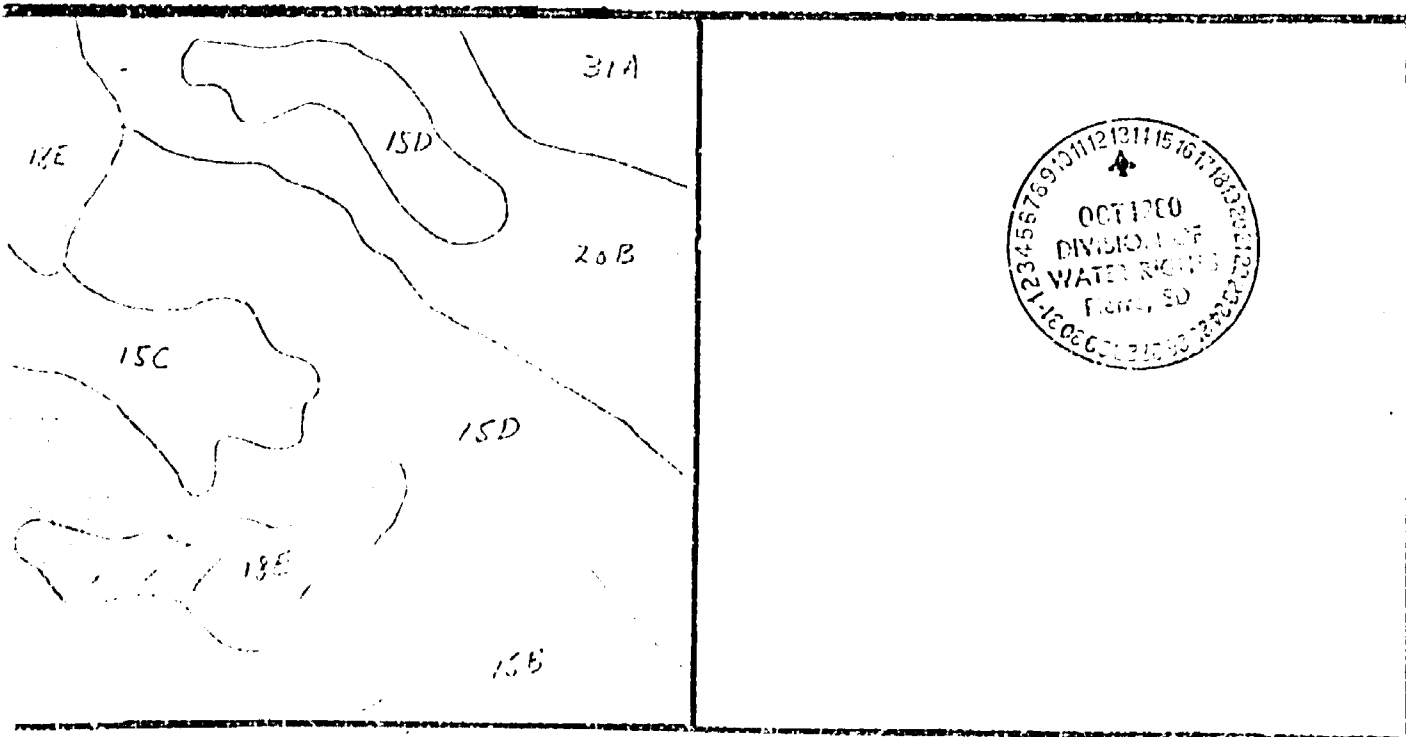
Residents of counties with published or up-to-date soil surveys shall contact their local Conservation District for a copy of the soils map for the area to be irrigated and the narrative explanation of the map.

Residents of counties with no up-to-date soil survey information shall contact the Soil Conservation Service or their local Conservation District to obtain the best information available. If soil survey information is not available, the applicant is requested to obtain this information from a private consultant or professional soil classifier.

NOTE: If at all possible, provide information concerning subsoil physical conditions.

MAP

PLEASE READ LEGAL DESCRIPTION #1 THROUGH #4 ON FRONT SHEET BEFORE COMPLETING THIS SECTION.



32" 11-99-5"

PLEASE USE BACK OF THIS SHEET FOR NARRATIVE
OR ATTACH SEPARATE SHEET

South Dakota State University
Brookings, South Dakota 57007

Submitted by: Larry J. Schmidt
Address: Rt. 2,
Parker, SD 57053

Date Rec'd September 4, 1980
Sample No. 80-721
Identification Well-50'
SE1, Sec. 11, T. 99N, R. 54W

WATER ANALYSIS

Calcium (Ca)	94	ppm*	4.68	me/l**
Magnesium (Mg)	21	ppm	1.69	me/l
Sodium (Na)	94	ppm	4.09	me/l
Potassium (K)	5	ppm	0.13	me/l
Sulfate (SO ₄)	430	ppm	8.94	me/l
Nitrate (as N)	18	ppm	0.50	me/l
Chloride (Cl)	78	ppm	1.28	me/l
Bicarbonate (HCO ₃)		ppm		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)	64	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1060	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	2.30	Adjusted SAR	3.95	
Sodium	38.60	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.97			

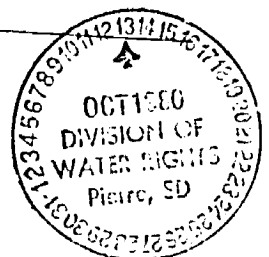
Others:

ppm=parts per million

*me/l=millequivalents per liter

***g-p-g=grams per gallon

COMMENTS: Total cations 10.59 me/l
Total anions 10.72 me/l



By: Shirley A. Lutton

Service Performed

Amount Due

Irrigation analysis

\$15.00 PAID

Enc checks payable to: Water Quality Laboratory

along dotted line and return the lower portion with payment

Sample No. 80-721

Amount Enclosed \$

Signed

Co. Wittman

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT Larry Schmidt

SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED unless kept in permanent vegetation,
such that will not require cultivation.

Belts-Talmo complex in N.W. corner

Belts-Ethan complex on areas that exceed 9% slope



RECOMMENDED MANAGEMENT:

Surface drainage suggested on any area that tends to pond water.

Your experience may prove that occasional deep tillage will be beneficial
along with a heavy fall application of irrigation water.

You may want to vary your irrigation scheme to correlate your water
application with the varying soil types, slopes, and choice of crop

No. 4562-3

Publish first publication, on or before October 29, 1980

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

October 15, 1980

Notice is hereby given that Larry L Schmidt whose post office

address is Parker, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8; 46-5-10 thru 46-5-22, 46-5-41; 46-6-3, 46-6-3.1, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14 and Board Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 1.43 cubic feet of water per second of time from ground water

System #1

(two wells) through the Larry L Schmidt Irrigation/, the point(s) of diversion of

which~~xxx~~(are) to be located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 11, Twp. 99N, Range 54W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SE $\frac{1}{4}$ Section 11, T99N, R54W

This Application No. 4562-3 will be considered by the Water Management Board at the Carl Mundt Library, Dakota State College upon the 19th day of November, 1980 Madison, SD

at 10 A.M. The Board 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 Board decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Board in writing prior to the hearing or orally at the hearing.

This hearing is an adversary proceeding. Any person has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised at the hearing. Decisions of the Board may be appealed to the Courts as provided by law.

Any handicapped person wishing to attend this hearing can contact the Water Rights Division, DWMR, Joe Foss Building, Pierre SD, prior to the hearing date for assistance to assure access to the hearing.

WATER MANAGEMENT BOARD

BETTY WESTLUND

Water Rights Specialist

cc: Larry L Schmidt
Parker, SD 57053

WNR-806A-7/79 Notice of Intent to Appropriate Water
GROUNDWATER

No. 4562-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County TURNER) ss

I, EARL J. BORMANN hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the _____

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

NEW ERA of Parker, S. D.,
County of Turner and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

Thursday, October 23rd, 1980

Thursday, October 30th, 1980

Earl J. Bormann
(Signature)

owner--publisher
(Title)

10-17-'80
(Date Signed)

Paid the sum of \$21.74, check No. 1256
10-31-'80 as publication fee in full.



No. 4562-3
NOTICE OF HEARING ON
APPLICATION TO
APPROPRIATE WATER

Pierre, South Dakota 57501
October 15, 1980

Notice is hereby given that
Larry L. Schmidt, whose post
office address is Parker, South
Dakota, has made an application
in accordance with the provisions
of SDCL 46-1-1 thru 46-1-8, 46-1-
14; 46-2-9 thru 46-2-11, 46-2-13;
46-5-1 thru 46-5-8; 46-5-10 thru
46-5-22, 46-5-41; 46-6-3, 46-6-
3.1, 46-6-5, 46-6-6.1, 46-6-10,
46-6-14 and Board Rules
ARSD 52:01:01:01 thru 52:01:01-
13, for a permit to appropriate
for beneficial use 1.43 cubic feet
of water per second of time from
ground water (two wells) through
the Larry L. Schmidt Irrigation
System No. 1, the points of diversion
of which are to be located in
the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, Twp.
99N, Range 54W. Said water to
be used for the purpose of provid-
ing irrigation on portions of
the following described land:
SE $\frac{1}{4}$ Section 11, T99N,
R54W.

This application No. 4562-3 will
be considered by the Water Man-
agement Board at the Carl Mundt
Library, Dakota State College,
Madison, SD upon the 19th day of
November, 1980, at 10 A.M. The
Board 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 Board decision who desires to
present evidence or cross-examine
witnesses according to SDCL 1-26
may notify the Board in writing
prior to the hearing or orally at
the hearing.

This hearing is an adversary
proceeding. Any person has the
right to be present or to be repre-
sented by a lawyer. These and
other due process rights will be
forfeited if they are not exercised
at the hearing. Decisions of the
Board may be appealed to the
Courts as provided by law.

Any handicapped person wishing
to attend this hearing can contact
the Water Rights Division, DW-
NR, Joe Foss Building, Pierre,
SD, prior to the hearing date for
assistance to assure access to the
hearing.

WATER MANAGEMENT BOARD
Betty Westlund,
Water Rights Specialist
cc: Larry L. Schmidt.
Parker, SD 57053
(21c31 Oct. 23 & 30, 1980)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7687

PIERRE, September 12, 1980

RECEIVED OF Larry Schmidt, Parker, SD 57052
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. <u>7562-3</u> (examination, processing, recording and filing) -----	225.00
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 filling -----	
Fee for certified copy of -----	
Fee for Print copy of map -----	
Fee for Certifying -----	
Fee for ----- (any other work as provided by law)	
TOTAL	225.00

WATER RIGHTS COMMISSION

By (John Hatch)
Chief Engineer, Executive Officer
(JOHN HATCH / 61)



Department of Water & Natural Resources

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

March 23, 1987

LARRY SCHMIDT
RR 2 BOX 84
PARKER, SD 57053

NOTICE

Re: Violation of Water Permit No(s). 4562-3

Our records indicate that the 1986 Irrigation Questionnaire has not been received for Permit No(s). 4562-3. 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 permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4562-3 qualification:

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

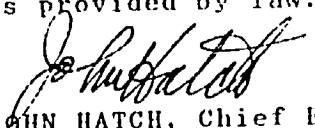
The hearing(s) will be at 2:00 pm, May 6, 1987, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) 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. Suspend Permit No(s). 4562-3 until either the 1986 Questionnaire 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.


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

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

April 29, 1987

3550-3
4561-3
4562-3

Melvin & Larry Schmidt
RR #2 Box 84
Parker, SD 57053

Dear Sirs:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaires. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit Nos. 3550-3, 4561-3 and 4562-3 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,

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

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



Department of Water & Natural Resources

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

January 29, 1988

LARRY SCHMIDT
RR 2 BOX 84
PARKER, SD 57053

NOTICE

Re: Violation of Water Permit No(s) 4562-3

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 4562-3. 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 permit 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 Water Permit No(s). 4562-3 qualification:

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

The hearing(s) will be at 9:00 am, March 2, 1988, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) 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. Suspend Permit No(s). 4562-3 until either the 1987 Questionnaire 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.

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

NOTE: If the questionnaire(s) is received in this office before the March 2 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 18, 1988

3550-3
4561-3
4562-3

Melvin A Schmidt
Rt 2, Box 84
Parker SD 57053

Dear Mr. Schmidt:

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. 3550-3, 4561-3, 4562-3 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

Permit No. 4562-3Vermillion River Water District

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

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

I have this day made a thorough examination of the water use system constructed by Larry Schmidt of Rt. 2 Box 843 Parker, SD 57053 holder of Permit No. 4562-3, bearing the priority of September 12, 1980 authorizing the diversion of 1.43 cu. ft. per second of the waters of Parker-Centerville Aquifer for irrigation purposes, in Turner County.

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

A. Works used to divert the water:

One well - 50' deep with 40' of 18" steel casing and 10' of 18" stainless steel screen,
Western Land Roller pump, Model No. unknown, 6", 3 stages, 400 GPM @ 40-50 PSI, US
Electric Motor, Frame No. 286 TPH, 33 HP

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

1770' of 8" PVC

C. Works used to apply water to beneficial use:

Valley Center Pivot - Model No. 4971, 9 towers, 1280' long with Rainbird Model No. 65 End
Gun, High Pressure, 400 GPM

The system is in the following condition good. The point of diversion is located 50'W and
2673'S of the NE corner of Section 11-T99N-R54W. The works are capable of diverting and
conveying to the place of use 0.89 cu. ft. per second of water which is to be used for
irrigation. Water has been put to beneficial use to the maximum extent as follows:

All in Section 11-T99N-R54W:

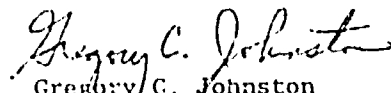
NW1/4 SE1/4 = 33 acres

SW1/4 SE1/4 = 8 acres

NE1/4 SE1/4 = 32 acres

SE1/4 SE1/4 = 1 acre

comprising a total of 74 acres of land and the license should be issued for 0.89
cfs. Applicable permit qualifications have been complied with X Yes No
Exceptions to compliance are: None Date 5/3/93


Gregory C. Johnston
Natural Resources Engineer II
DENR, Water Rights Division

4562-3

REPORT ON INSPECTION OF PERMIT NUMBER 4562-3

DATE 5/3/93

Other permit(s) associated with the project

DIVERSION POINT LEGAL LOCATION: 50'W and 2673'S of the NE corner of Section 11-T99N-R54W

WELL INFORMATION: Well Drilling Firm Schimelfinig Well Drilling

No. of Wells 1 Depth(s) 50' (no well completion report available - information given from well owners recollection)

- | | |
|---|--|
| a) Casing: 1) diameter <u>18</u> inches | b) Screen: 1) type <u>stainless steel</u> |
| 2) length <u>40</u> feet | 2) length <u>10</u> feet |
| 3) type <u>steel</u> | c) Pump 1) make <u>Western Land Roller</u> |
| d) Static Water Level <u>15</u> feet | 2) model <u>Unknown</u> |
| e) Motor: | 3) size <u>6</u> inches |
| 1) make <u>US Electric</u> | 4) capacity <u>400</u> GPM |
| 2) model No. <u>225 TPH (Frame)</u> | 5) turbine pump - No. of stages <u>3</u> |
| 3) horsepower rating <u>30</u> hp | 6) operating pressure <u>40-50</u> PSI |

DISTRIBUTION LINES OR CANALS:

- | | | |
|--------------------|-------------------------|----------------------------|
| a) type <u>PVC</u> | b) size <u>8</u> inches | c) length <u>1770</u> feet |
|--------------------|-------------------------|----------------------------|

System Type:

- a) Center pivot:
- 1) make Valley - Model 4971
 - 2) overall length 1280' feet
 - 3) number of towers 9
 - 4) distance between towers 142 feet
 - 5) end gun Y (Rainbird Model 65) (Y/N)
 - 6) high or low pressure High
 - 7) capacity 400 GPM

CHEMIGATION EQUIPMENT:

- a) does chemigate N (Y/N)

PERMIT QUALIFICATIONS AND REGULATIONS:

- a) Soil and water permit lands agree with lands being irrigated and lands listed on permit Y (Y/N)
- b) Special qualifications to permit being abided by Y (Y/N)
- c) All structures, wells and lands on map Y (Y/N)
- d) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y (Y/N)

4562-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 7, 1993

4562-3

Larry Schmidt,
Rt 2, Box 843
Parker, SD 57053

Dear Mr. Schmidt:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 4562-3, has been completed. Your final water right document, the Water License, can now be issued.

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

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

Sincerely,

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

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

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

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

4562-3
413850

Pierre, _____ August 9, 19 93

RECEIVED OF Jan Schmidt, Rte 2 Box 84, Parker, SD 57063

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>4562-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)		
Total	50	00

By

John W. Hald
Chief Engineer

4562-3

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 4562-3

(1) Larry L Schmidt, of RR #2 Box 84, Parker, SD 57053 made Application No. 4562-3, September 12, 1980 for a water permit to appropriate 1.43 cubic feet of water per second from groundwater (two wells), Turner County, South Dakota for irrigation purposes. Permit No. 4562-3, with a priority date of September 12, 1980 was approved January 28, 1981 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before January 28, 1982 and for the application to beneficial use of said water on or before January 28, 1984.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.89 cubic feet of water per second for beneficial use. The location of the diversion point is 50'W and 2673'S of the NE corner of Section 11, T99N, R54W (NE¼SE¼).

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

T99N, R54W	Section 11	NW¼SE¼	33 acres
		SW¼SE¼	8 acres
		NE¼SE¼	32 acres
		SE¼SE¼	1 acre
		Total	74 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Larry L Schmidt of RR #2 Box 84, Parker, SD 57053 the holder and/or owner of Water Permit No. 4562-3 is issued a license to appropriate water, the right to use 0.89 cubic feet of water per second from groundwater (one well) with a priority date of September 12, 1980 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Permit No. 4562-3 and subject to South Dakota State Law.



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

SEP 20 1993



4562-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

SEP 20 1993

4562-3

Larry L. Schmidt
RR 2, Box 84
Parker, SD 57053

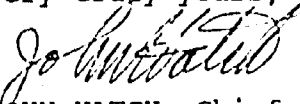
Dear Mr. Schmidt:

Enclosed is Water License No. 4562-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413850 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. 4562-3, 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

gm
enclosures



4562-3

January 30, 1996

NOTICE

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

TO: LARRY SCHMIDT, 44819 277th STREET, PARKER, SD 57053

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

SUBJECT: Violation of Water Permit No(s) 4562-3

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 4562-3. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 Irrigation Questionnaire be given notice of 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) 4562-3 qualification:

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

The hearing will be held at 9:45 am, March 6, 1996 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD. and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. 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) 4562-3 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 March 1, 1996, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

SENDER:

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

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

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

Consult postmaster for fee.

3. Article Addressed to:

LARRY SCHMIDT
44819 277th STREET
PARKER SD 57053

4a. Article Number

2161 984 086

4b. Service Type

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

7. Date of Delivery

1-31-96

5. Received By: (Print Name)**8. Addressee's Address (Only if requested and fee is paid)****6. Signature (Addressee or Agent)**

X ✓



4562-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 5, 1996

4562-3

Larry Schmidt
44819 277th St.
Parker, SD 57053

Dear Mr. Schmidt:

I am writing to acknowledge receipt of your 1995 irrigation questionnaire. You may disregard the January 30, 1996, Notice of Violation of Water Permit No. 4562-3.

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

If you have any questions, please contact me.

Sincerely,

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

SENDER:

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

LARRY SCHMIDT
44819 277th STREET
PARKER SD 57053

4a. Article Number

4562-3
P378080 568

4b. Service Type

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

7. Date of Delivery

2-5-97

5. Received By: (Print Name)

Larry Schmidt

6. Signature: (Addressee or Agent)

[Signature]

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

Domestic Return Receipt



4562-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 4, 1997

NOTICE

TO: LARRY SCHMIDT, 44819 277th STREET, PARKER, SD 57053

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

SUBJECT: Violation of Water Permit No(s). 4562-3

Our records indicate that the 1996 Irrigation Questionnaire has not been submitted for Permit No(s) 4562-3. The request for the Questionnaire was dated October 24, 1996. The Water Management Board has directed that owners of water permits who have not submitted the 1996 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) 4562-3 qualification:

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

The hearing will be held at 2:30 pm, March 5, 1997 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. 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) 4562-3 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 February 28, 1997, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 19, 1997

4562-3

Larry Schmidt
44819 277th St
Parker, SD 57053

Dear Mr. Schmidt:

I am writing to acknowledge receipt of your 1996 irrigation questionnaire. You may disregard the February 4, 1997, Notice of Violation of Water Permit No. 4562-3.

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

If you have any questions, please contact me.

Sincerely,

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



4562-3

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

January 9, 1998

NOTICE**TO:** LARRY SCHMIDT, 44819 277th STREET, PARKER, SD 57053**FROM:** Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program**SUBJECT:** Reporting Requirement for 1997 Irrigation Questionnaire(s)

Our records indicate that the 1997 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4562-3. The request for the Questionnaire was dated October 17, 1997. The Water Management Board has directed that owners of water permits who have not submitted the 1997 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4562-3 qualification:

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

The hearing will be held at 9:45 am, February 25, 1998 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. 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) 4562-3 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 February 20, 1998, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

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

Consult postmaster for fee.

3. Article Addressed to:

4562-3

LARRY SCHMIDT
44819 277th STREET
PARKER SD 57053

4a. Article Number

2119 141 498

4b. Service Type

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

7. Date of Delivery

1-10-98

5. Received By (Print Name)

Larry Schmidt

6. Signature (Addressee or Agent)

X *[Signature]*

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

PS Form 3811, December 1994

102595-97-8-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 27, 1998

4562-3

Larry Schmidt
44819 277th St
Parker SD 57053

Dear Mr. Schmidt:

I am writing to acknowledge receipt of your 1997 irrigation questionnaire. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit No. 4562-3.

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

If you have any questions, please contact me.

Sincerely,

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 28, 2000

No. 4562-3

Dale L. Strasser, Attorney
PO Box 428
Freeman SD 57029

Dear Mr. Strasser:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 4562-3. The water right is currently listed in the name of Larry L. Schmidt.

The transfer form should be checked over for accuracy and signed by the new owner in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352

enclosure

4562-3

DALE L. STRASSER, P.C.

FAX (605) 925-7480
E-MAIL dstrasser@iw.net

ATTORNEY AT LAW
P.O. BOX 428
364 S. MAIN
FREEMAN, S.D. 57029

OFFICE (605) 925-7745

January 26, 2001

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

RE: Lund/Schmidt Real Estate Transaction

Dear Sir:

Enclosed, please find the Notice of Transfer of Ownership involving the above real estate transaction. I have also enclosed my Trust Account check in the amount of \$2.50 for the recording fee. If you have any further questions, please feel free to contact my office.

Very truly yours,



Dale L. Strasser, P.C.

DLSeW
Enclosure



Water Rights Program

South Dakota Department of Environment and Natural Resources

ME 416744

RECEIVED OF Dale L. Strasser, PO Box 428, Freeman, SD 57029 - Douglas & Gloria Lund, 3004 S
the following amount in fees for services rendered as provided for by law: Spruceleigh Crt, Sdoux Falls SD 57105
Fee for Application for Permit No. _____ to Appropriate _____
and to pay _____

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

Use _____ to Appropriate Water, for Future

Fee to retain Future Use Permit No. _____ after period of seven years.
 Fee for Inspecting Constructed Works, continuing _____

Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____ after period of seven years.

Fee for Filing Transfer Form 4562-3 (Larry I. Schmidt)
 Fee for Filing _____

Fee for Filing Extension Request

Fee for _____

(Any Other Work Provided by Law)

Total

113.

Chief Engineer:

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 4562-3

Date: January 19, 2001

I/We request that Water Right No. 4562-3

formerly owned by: Larry L Schmidt, Parker SD

be transferred to: (name & address) Douglas D. Lund and Gloria Lund, husband and wife as joint tenants with right of survivorship,
3004 Spruceleigh Court, Sioux Falls, SD 57105 Telephone No. (605) 368-9682

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

74 acres located in the SE 1/4 Section 11-T99N-R54W

I/We understand that the validity of Water Right No. 4562-3 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 MINNEHAHA)

I/We Douglas D. Lund and Gloria Lund being first duly sworn on ~~my~~^{our} oath depose and say that ~~my~~^{our} relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of ~~my~~^{our} own personal knowledge that the information herein stated is true.

Douglas D. Lund

Gloria Lund
(Signed) Gloria Lund

Subscribed and sworn to before me this 19th day of January, 2001. K%

(SEAL)

My Commission Expires: Feb. 16, 2004 Terrie Lee Larson
(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.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 31, 2001

4562-3

Dale L Strasser, PC
Attorney at Law
PO Box 428
Freeman, SD 57029-0428

RE: Lund/Schmidt

Dear Mr. Strasser:

Thank you for following up on the transfer of ownership for Water Right No. 4562-3. The transfer has been completed and the water right formerly held by Larry L Schmidt is now listed in the names of Douglas D Lund and Gloria Lund, husband and wife as joint tenants with right of survivorship.

Enclosed is your Receipt No. 416744 in the amount of \$2.50 which you paid to cover the cost of the filing fee. You may keep this for your records.

In the event they do not have a copy, I am forwarding a copy of the water right to the Lund's for their records. I am also sending them a sample copy of the yearly irrigation questionnaire so they have some idea of what type of records to keep during the growing season.

If you have any questions concerning the water right, please contact me.

Sincerely,

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

enclosure

c: Douglas D and Gloria Lund



4562-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 17, 2003

NOTICE

TO: DOUGLAS D & GLORIA LUND, 3004 SPRUCELEIGH CT, SIOUX FALLS, SD 57105
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire(s)

Our records indicate that the 2002 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4562-3. The request for the Questionnaire was dated October 11, 2002. The Water Management Board has directed that owners of water permits who have not submitted the 2002 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4562-3 qualification:

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

The hearing will be held at 8:30 am, March 5, 2003 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4562-3 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 **February 28, 2003**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



4572-3

Track & Confirm

Delivery Status

You entered 2301 0370 0000 7541 3893

Your item was forwarded to a different address at 8:53 am on January 18, 2003 in SIOUX FALLS, SD 57106. This was because of forwarding instructions or because the address or ZIP Code on the label was incorrect. No further information is available for this item.

[Request Delivery Record >](#)

Track & Confirm

Enter label number:

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U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 0370 0000 7541 3893

P DOUGLAS D & GLORIA LUND
3004 SPRUCELEIGH CT
SIOUX FALLS SD 57105

Postmark
Here

POSTAL CUSTOMER:

Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com
or call 1-800-222-1811

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☐ Package Services

(See Reverse)

PS Form 153, February 2001



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 10, 2003

4562-3

Douglas D & Gloria Lund
3004 Spruceleigh Ct
Sioux Falls SD 57105

Dear Mr. & Mrs. Lund:

I am writing to acknowledge receipt of your 2002 irrigation questionnaire. You may disregard the January 17, 2003, "Notice" concerning reporting requirements for Water Right No. 4562-3.

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

If you have any questions, please contact me.

Sincerely,

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 14, 2004

NOTICE

TO: DOUGLAS D & GLORIA LUND, 3004 SPRUCELEIGH CT, SIOUX FALLS, SD 57106
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4562-3. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4562-3 qualification:

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

The hearing will be held at 8:30 am, March 3, 2004 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4562-3 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 February 27, 2004, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



4562-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 9364

Your item was delivered at 3:34 pm on January 15, 2004 in SIOUX FALLS, SD 57105. The item was signed for by D LUND.

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SIGNATURE CONFIRMATION NUMBER:
4966 5158 0000 0946 1002
2301 3460 0000 8515 9364

DOUGLAS D & GLORIA LUND
3004 SPRUCELEIGH CT
SIOUX FALLS SD 57106

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

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Access internet web site at
www.usps.com
or call 1-800-222-1811

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PS Form 153, July 2001

(See Reverse)

2/2/2004



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 19, 2004

4562-3

Douglas D & Gloria Lund
3004 Spruce Leigh Ct
Sioux Falls SD 57106

Dear Mr. & Mrs. Lund:

I am writing to acknowledge receipt of your 2003 irrigation questionnaire. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right No. 4562-3.

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

If you have any questions, please contact me.

Sincerely,

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

BOYCE, GREENFIELD, PASHBY & WELK, L.L.P.
ATTORNEYS AT LAW

Russell R. Greenfield
Gary J. Pashby
Thomas J. Welk
Michael S. McKnight
Gregg S. Greenfield
Roger A. Sudbeck
Lisa Hansen Marso
Heather R. Springer
Heith R. Janke
Darin W. Larson
Michael F. Tobin
Christopher W. Madsen
Sherri L. Rotert**

101 North Phillips Avenue, Suite 600
Sioux Falls, South Dakota 57104
P.O. Box 5015
Sioux Falls, South Dakota 57117-5015

Telephone 605 336-2424
Facsimile 605 334-0618
www.bgpw.com

J.W. Boyce (1884-1915)

Writer's Direct Dial:
(605) 731-0202

Writer's Email:
dwl Larson@bgpw.com

**Licensed only in Colorado

March 18, 2004

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

RECEIVED
MAR 22 2004
WATER RIGHTS
PROGRAM

Re: Notice of Transfer of Ownership

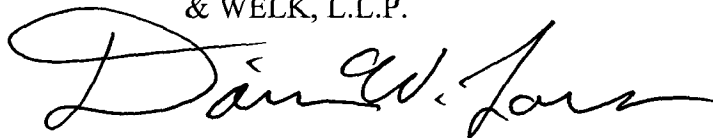
Dear Sir or Madam:

Enclosed please find a Notice of Transfer of Ownership, together with our check for \$2.50 to cover the filing fees.

Thank you.

Sincerely,

BOYCE, GREENFIELD, PASHBY
& WELK, L.L.P.



Darin W. Larson

DWL/reg
Enclosures

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date March 22, 20 04

RECEIVED OF Boyce Greenfield Pashby & Welk LLP, PO Box 5015, Sioux Falls SD 57117

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>4562-3</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. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

001244

By

Darland Ebele
Chief Engineer *gm*

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

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

MAR 22 2004
WATER RIGHTS
PROGRAM

No. 4562-3

Date: March 16, 2004

I/We request that Water Right No. 4562-3

formerly owned by: Douglas D & Gloria Lund

be transferred to: (name & address) Lawrence R. & Mary A. Strawbridge, 5602 E. 104th Avenue,
Anchorage, AK 99507-5310

Telephone No. (907) 344-5809

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

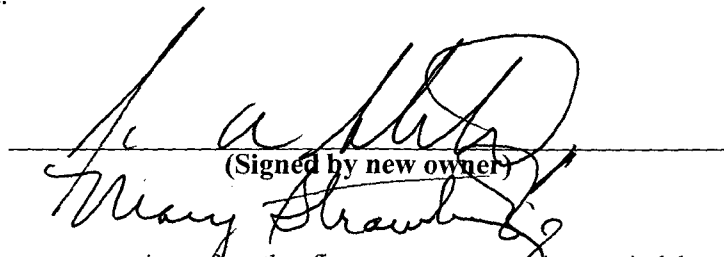
74 acres – SE ¼ Section 11, T99N, R54W

I/We understand that the validity of Water Right No. 4562-3 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 **Lawrence R. & Mary A.**, the new owners, certify that the above information is true and correct.
Strawbridge


(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.

McMath, Genny

From: regroth [regroth@bgpw.com]
Sent: Monday, March 22, 2004 1:32 PM
To: Genny.McMath@state.sd.us
Subject: Transfer of ownership on Water Right No. 4562-3

This is in response to your e-mail today to Darin Larson. All correspondence and the annual irrigation report should be mailed to Lawrence and Mary Strawbridge in Alaska. Thank you.

Rosemary E. Groth
Boyce, Greenfield, Pashby & Welk, L.L.P.
(605) 731-0224



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 22, 2004

4562-3

Lawrence R & Mary A Strawbridge
5602 E 104th Ave
Anchorage AK 99507-5310

Dear Mr. & Mrs. Strawbridge:

I am writing to acknowledge the "Notice of Transfer of Ownership" form and filing fee submitted for changing ownership of Water Right No. 4562-3. The transfer has been completed. The water right formerly listed in the names of Douglas D and Gloria Lund is now listed in your names.

Each year in October, we mail out the annual irrigation questionnaire. I am enclosing the questionnaire submitted for 2003 by the Lunds. This will give you an idea of what type of information you will need to keep track of during the irrigation season.

I have also included a copy of Water Right No. 4562-3 in the event you do not have one. The receipt for the filing fee is being forwarded to Boyce, Greenfield, Pashby and Welk, LLP in Sioux Falls. 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

c: Boyce, Greenfield, Pashby & Welk, LLP w/Receipt No. 001244

4562-3

12-1-04

Please send this
questionnaire to me
next year.
I operate this
farm and they
live up in Alaska.

Thank You

Shane Haase

RECEIVED

DEC - 3 2004

WATER RIGHTS
PROGRAM

Duane & Miriam Haase
105 North Cherry Ave
PO Box 306
Parker, SD 57053-0306

T-1226

76-L

1"=668'

T-1227

No. 4562-3

LARRY SCHMIDT

Drawn by: Gregory C. Johnston

Gregory C. Johnston

Natural Resources Engineer II

Water Rights Division, DENR

5/26/93

T-1259

3 NHEL

76-L

49.3

4 NHEL

22.1

NHEL

NHEL

Hel

NHEL

9.1

4 NHEL

NHEL

NHEL

16.4

Well

13.6

NHEL

5 NHEL

T-1261

All in Section 11-T99N-R54W:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ = 33 acres

SW $\frac{1}{4}$ SE $\frac{1}{4}$ = 8 acres

NE $\frac{1}{4}$ SE $\frac{1}{4}$ = 32 acres

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

Total = 74 acres

75.3

5.7

CRP

NHEL

NHEL

T-1289

NW $\frac{1}{4}$ SE $\frac{1}{4}$ = 33 acres

NE $\frac{1}{4}$ SE $\frac{1}{4}$ = 32 acres

8-PVC

Center Pivot

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

3 NHEL

SW $\frac{1}{4}$ SE $\frac{1}{4}$ = 8 acres

15.4

T-1191

11.3

2

99-54 NHEL

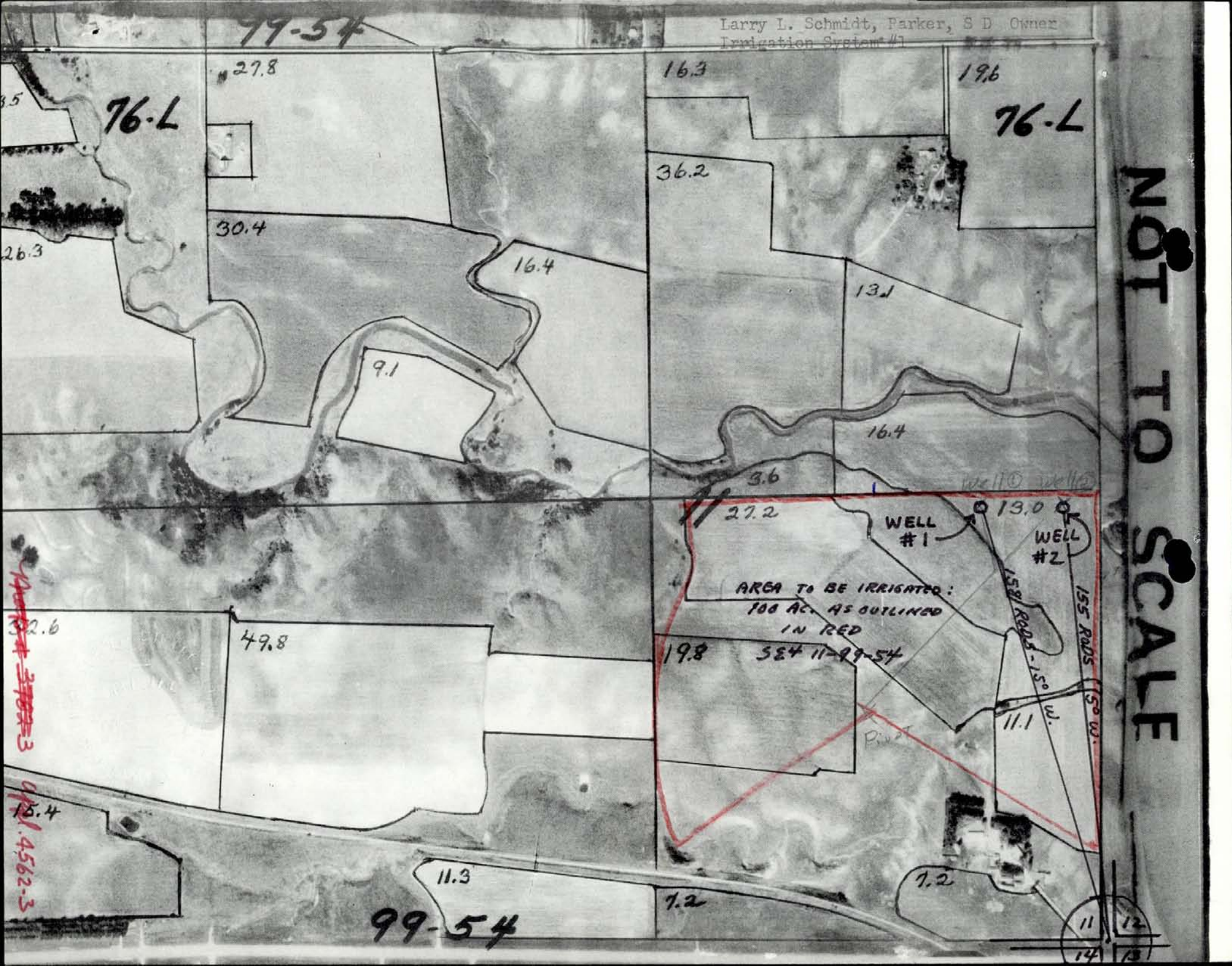
7.2

1 NHEL

7.2

4562-3

License No. 4562-3



I Dustin Haase are farming these four
well permits in the next year - so send
me the permits.

Dustin Haase
27521 449 Ave
Parker, SD 57053

297-4190

RECEIVED

DEC - 4 2006

WATER RIGHTS
PROGRAM



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2009

NOTICE

TO: DUSTIN HAASE, OPERATOR, 27521 449TH AVE, PARKER, SD 57053
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4562-3. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4562-3 qualification:

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

The hearing will be held at **10:00 am, March 11, 2009** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4562-3 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 **March 6, 2009**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:

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

c: LAWRENCE R & MARY A STRAWBRIDGE, 5602 E 104TH AVE, ANCHORAGE, AK 99507-5310

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

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Search Results

Label/Receipt Number: 2303 2160 0000 0802 6142
Status: Notice Left



We attempted to deliver your item at 12:43 PM on January 24, 2009 in PARKER, SD 57053 and a notice was left. It can be redelivered or picked up at the Post Office. If the item is unclaimed, it will be returned to the sender. Information, if available, is updated every evening. Please check again later.

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No FEAR Act EEO Data

FOIA

U.S. Postal Service™ Signature Confirmation™ Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 6142

DUSTIN HAASE, OPERATOR
27521 449TH AVE
PARKER SD 57053

Waiver of Signature ☐ YES ☐ NOPostmark
Here**POSTAL CUSTOMER:**

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* mail was not picked up however forms were received
so no further followup is required. *Seamus*
<http://trkcnfm1.smi.usps.com> PTSInternetWeb/InterLabelInquiry.do

01/30/2009

4562-3

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Label/Receipt Number: 2303 2160 0000 0802 6159
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Your item was delivered at 11:58 AM on January 26, 2009 in ANCHORAGE, AK 99507. The item was signed for by M C.

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No FEAR Act EEO Data

FOIA

U.S. Postal Service Signature Confirmation™ Receipt

SIGNATURE CONFIRMATION NUMBER:
6578 2000 0000 0802 6159

LAWRENCE R & MARY A STRAWBRIDGE
5602 E 104TH AVE
ANCHORAGE AK 99507-5310

waiver of Signature ☐ YES ☐ NOPostmark
Here

POSTAL CUSTOMER:

Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com®
or call 1-800-222-1811

CHECK ONE (POSTAL USE ONLY)

- ☐ Priority Mail™ Service
☐ First-Class Mail® parcel
☐ Package Services parcel



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 27, 2009

4562-3

Lawrence Strawbridge
700 Jack St
Anchorage AK 99515

Dear Mr. Strawbridge:

Thank you for calling concerning the necessary address and ownership change needed for Water Right No. 4562-3.

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 you have any questions, please contact me.

Sincerely,

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

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

enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 30, 2009

Dustin Haase
27521 449th Ave
Parker SD 57053

RE: 2008 Irrigation Questionnaires for Water Right Nos. 345-3, 4560-3, 4562-3 & 5818-3

Dear Mr. Haase:

I am writing to acknowledge receipt of your 2008 irrigation questionnaires. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right Nos. 345-3, 4560-3, 4562-3 & 5818-3.

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

If you have any questions, please contact me.

Sincerely,

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

c: Duane Haase
Lawrence Strawbridge



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 17, 2009

4562-3

Lawrence Strawbridge
700 Jack St
Anchorage AK 99515

Dear Mr. Strawbridge:

On January 27th, I spoke with you regarding an address and ownership change needed for Water Right No. 4562-3. I forwarded you a "Notice of Transfer of Ownership" form to complete and return to us. To date, we have not received the form and filing fee back from you.

In the event you no longer have the original form I sent in January, I am including another 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 you have any questions, please contact me.

Sincerely,

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

enclosure

RECEIVED

MAR 27 2009

WATER RIGHTS
PROGRAM

4562-3

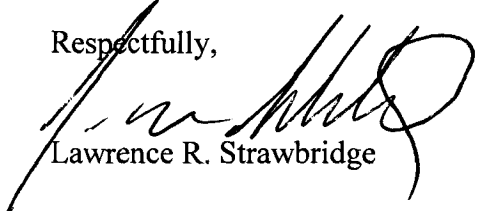
March 23, 2009
700 Jack Street
Anchorage, AK 99515

Chief Engineer
Water Rights Programs, DENR
523 E. Capitol
Pierre, SD 57501-3181

Dear Sir:

I recently set up a living trust as an estate inheritance vehicle, and am there fore transferring all my assets into the trust. Enclosed are copies of the trust documents, incase they are required. Please use the above address for all correspondence. If you require anything else in this matter, please let me know.

Respectfully,



Lawrence R. Strawbridge

This

CERTIFICATE OF TRUST

prepared for

LAWRENCE R. STRAWBRIDGE

**Thompson Law, P.C.
5027 S. Western Ave., Suite 100
Sioux Falls, SD 57108
(605) 362-9100 FAX (605) 362-9101**

**© Carolyn Thompson
All Rights Reserved**

Prepared by:
Carolyn Thompson
Thompson Law, P.C.
5027 S. Western Ave., Suite 100
Sioux Falls, SD 57108
(605) 362-9100 FAX (605) 362-9101
www.cathompsonlaw.com

Certificate of Trust

STATE OF SOUTH DAKOTA)
 SS
COUNTY OF LINCOLN)

The undersigned Trustor and Trustee being first duly sworn on oath, says that:

1. This Certificate of Trust refers to the LAWRENCE R. STRAWBRIDGE LIVING TRUST, its formal name is:

LAWRENCE R. STRAWBRIDGE, Trustee, or his successors in trust,
under the LAWRENCE R. STRAWBRIDGE LIVING TRUST, dated December 19, 2008,
and any amendments thereto

2. The address of the Trustor is RR2 Box 820, Brandon, South Dakota 57005.
3. The initial Trustee of my Trust is:

LAWRENCE R. STRAWBRIDGE

4. The names and addresses of the original and present Trustees are:

LAWRENCE R. STRAWBRIDGE
RR2 Box 820, Brandon, South Dakota 57005

5. The names of the Successor Trustees are:

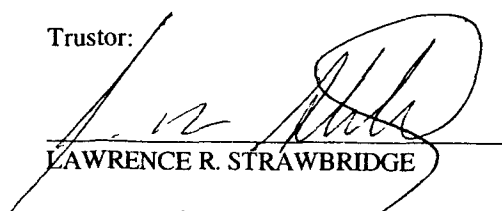
FIRST PREMIER BANK, in Sioux Falls, SD

6. The Social Security Number of the Trustor, namely LAWRENCE R. STRAWBRIDGE, may be used as the Taxpayer Identification Number (TIN) or (EIN) for the trust.
7. All Co-Trustees acting under my Trust Agreement must act in concert with other Co-Trustees as provided in the other provisions of this Section.
8. My Trustee under my Trust Agreement is authorized to acquire, sell, convey, encumber, lease, borrow, manage and otherwise deal with interests in real and personal property in my Trust name. All powers of my Trustee are fully set forth in Article Thirteen of my Trust Agreement.

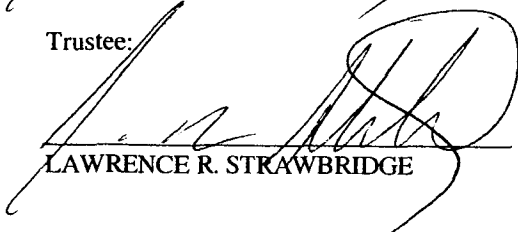
9. My Trust has not been revoked or terminated and there have been no amendments limiting the powers of my Trustee over trust property.
10. No person or entity paying money to or delivering property to my Trustee shall be required to see to its application. All persons relying on this document regarding my Trustee and their powers over trust property shall be held harmless for any resulting loss or liability from such reliance. A copy of this Certificate of Trust shall be just as valid as the original.

The undersigned certify that the statements in this Certificate of Trust are true and correct and that it was executed in the County of Lincoln, South Dakota on December 19, 2008.

Trustor:


LAWRENCE R. STRAWBRIDGE

Trustee:


LAWRENCE R. STRAWBRIDGE

STATE OF SOUTH DAKOTA

)

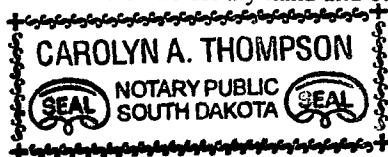
SS

COUNTY OF LINCOLN

)

On this December 19, 2008, before me, the undersigned officer, personally appeared LAWRENCE R. STRAWBRIDGE, Trustor and Trustee, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.




Notary Public - South Dakota

My Commission Expires:

04/07/09

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 3/27, 20 09

RECEIVED OF Lawrence R Strawbridge 1200 Airport Heights Dr Anchorage AK 99508

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>4562-3</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. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2 50

No.

04096

By

Michael E. Stebbins
Chief Engineer

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

MAR 27 2009

WATER RIGHTS
PROGRAM

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

No. 4562-3

Date: _____

I/We request that Water Right No. 4562-3

formerly owned by: Lawrence R & Mary A Strawbridge

be transferred to: (name & address) Lawrence R Strawbridge Living Trust
700 Jack St, Anchorage AK 99515

Telephone No. (907) 360 0848

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

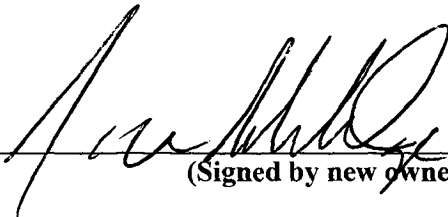
74 acres - SE 1/4 Section 11, T99N, R54W

I/We understand that the validity of Water Right No. 4562-3 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 Lawrence R Strawbridge the new owner, certify that the above information is true and correct.


(Signed by new owner)

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

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 1, 2009

4562-3

Lawrence Strawbridge
700 Jack St
Anchorage AK 99515

Dear Mr. Strawbridge:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form and filing fee you submitted for Water Right No. 4562-3. The transfer has been completed. The water right formerly listed in the names of **Lawrence R and Mary A Strawbridge** is now listed in the name of **Lawrence R Strawbridge Living Trust**.

Enclosed is your Receipt No. 04096 in the amount of \$2.50 which you paid for filing the ownership change. You may keep this for your records.

If you have any questions, please contact me.

Sincerely,

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

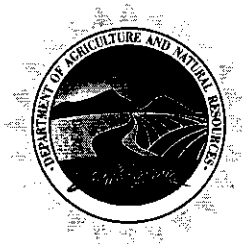
Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosure

11-02

7/25/12

523 E. Capitol Ave., Pierre SD 57501



4562-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

December 14, 2023

4562-3

Lawrence R Strawbridge Living Trust
c/o Lawrence Strawbridge
700 Jack St
Anchorage AK 99515

Dear Mr. Strawbridge:

Each year, the State of South Dakota sends out Water Management Irrigation Questionnaires to collect information based on annual water use from our state's waters.

This year we received word from your renter, Dustin Haase, that he no longer operates the property covered under Water Right No. 4562-3 that he'd previously operated and reported on.

Water Right No. 4562-3 authorizes the irrigation of 74 acres in the SE ¼ Sec 11 – T99N – R54W, Turner County.

If you would please check your information and inform our office of any new renter or operator for this property, we would appreciate it. Until we have new information, we will update our records to have next year's Irrigation Questionnaire for this permit sent to you.

Should you decide you wish to discontinue the irrigation on this piece of land, we ask that you let us know.

Please let us know if you have any questions or concerns.

Sincerely,

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

4562-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2026

NOTICE

TO: TIM EVEN, RENTER, 26243 456TH AVE, HUMBOLDT, SD 57035

FROM: Ron Duvall, Engineer III
for Adam Mathiowetz, PE, Acting Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaires

Our records indicate your 2025 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 4562-3 qualification:

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

The hearing will be held on **Wednesday, March 4, 2026 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4562-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 4, 2026** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Shannon Konst at (605) 773-3352 or email at shannon.konst@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: ZYKPDD**

cc: LAWRENCE R STRAWBRIDGE LIVING TRUST; 700 JACK ST, ANCHORAGE AK 99515

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 3, 2026

4562-3

Tim Even
26243 456th Ave
Humboldt, SD 57035

Dear Mr. Even,

I am writing to acknowledge receipt of your 2025 irrigation questionnaire(s).

You may disregard the January 20, 2026, "Notice" concerning irrigation reporting requirements for your water permit/right(s). The information was received in our office prior to the Water Management Board meeting, and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Shannon Konst
Water Rights Program
605 773-8204
Shannon.konst@state.sd.us