

Water Right No. 4643-3

1. Considered 3/25 19 81
2. Name of Applicant Wilmont Hecker
3. Post Office Address Raymond, RR 57258
4. Amount of Water Claimed 1.93
5. Source of Water Supply Well - 90' DEEP
6. Water to be used for Irrig.
7. Acres to be irrigated 1.35 maximum acre feet
8. Water to be diverted and used in Clark County
about 7/8 1 mile EAST of RAYMOND
9. PROOF OF PUBLICATION Received (X) 3-23-81
Not Received _____
APPLICANT Approved 3/25/81
Subject to WI IQ
Not Approved _____
Action deferred _____

Priority 2/25/81 Date Received 2/25/81 Application Complete yes _____ no _____ FEE 250.00
Remarks _____

WATER QUALITY Date information and/or fee or corrected Application received _____
Period of Annual use MAY - SEPTEMBER
Received yes 3/5/81 no _____ APPROVED CONDITIONAL (Circle one)
WI-1 Description same as application yes no _____ Remarks _____

Disapproved _____

					X

Returned _____
Diversion Point center of
NE 1/4 21-118-59

Lands to be irrigated NE 1/4 21-118-59

WELL LOG

Remarks _____
Driller Pickham Well Co. Licensed yes X no _____
Depth 100'

MAP

Map No. 3858-3 Map located in Water Right X Map file _____

Type of Map Aerial Prepared by ASCS

+++++

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 3/25/81

Dolly Westlund
(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

ETC.

was adopted _____

Remarks _____

No. 4643-3

Map No. 3858-3 Water Division No. 3 JAMES RIVER District

Above for Office Use 10160006



APPLICATION FOR PERMIT **To appropriate Water within the State of South Dakota**

10:50 PM
J. G. G. G.
me

Check one of the following:

New X Vested Right _____ Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant Wilmont Uecker Phone No. (605) 532-3591

Post Office Address RR Raymond State South Dakota 57258
(Street, RR, or Box) (Town) (Zip Code)

If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract

3. Name of diversion work Irrigation Well Uecker No. 2

4. Amount of water claimed (cubic feet per second) 1.93 MAX ALLOWABLE

5. Source of water supply Well drilled into aquifer

6. Location of point of diversion Center of NE 1/4 - Sec. 21 - T14N - R-57W

County Clark

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

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 135

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

ch
3/4/81
called
Uecker
Bw

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NE 1/4 Section 21-118-50	33.75		
NW 1/4	33.75		
SE 1/4	33.75		
SW 1/4	33.75		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 2 years. Additional time required to complete application of water to the proposed beneficial use 1 years.

11. Choice of county newspaper for publication of Notice of Intent to appropriate Water Clark Courier

12. Principal Features of the Proposed Water Supply System.

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

Well

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

Pipe

C. Works proposed to apply water to beneficial use.

Center Pivot System

Estimated Total Cost \$ 50,000

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

STATE OF SOUTH DAKOTA)
County of CLARK) ss.

I, Wilmont Uecker, 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 Wilmont Uecker

Subscribed and sworn to before me this 24th day of April, 1981

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 4643-3

WILMONT UECKER RR, RAYMOND
(Applicant) (Post Office Address)
SOUTH DAKOTA 57258 With the following qualifications
(State)

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

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

Date of first receipt of application FEBRUARY 25, 1981
 Date of return to applicant for correction, amendments or changes required FEBRUARY 25, 1981
 Date of receipt of corrected application MARCH 5, 1981
 Approved MARCH 25, 1981, Recorded in Book 22 Page 86

WATER RIGHT PERMIT NO. 4643-3

The Water Management Board hereby grants and issues this Water Right Permit No. 4643-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as qualified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is FEBRUARY 25, 1981
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MARCH 25, 1982
3. The whole of said work is to be completed on or before MARCH 25, 1983
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 25, 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 the use of water must not be injuriously affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed 1.93 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 irrigation purposes said appropriation must be limited to not more than 2 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied

for irrigation on or before MARCH 25, 1984, said water to be used during the following described annual period: MAY - SEPTEMBER

Witness my hand this 20TH day of APRIL, 1981

THE WATER MANAGEMENT BOARD

By: John Welch
Chief Engineer, Water Rights

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

NOTICE OF WELL CONSTRUCTION

(1) WELL CONSTRUCTION

Location of well: NE 1/4 _____ 1/4 _____ Section 31 Township 118 Range 59
 Well owner Bill Clecker (Name) Raymond S. Drake (Address)
 Date well drilling completed 2/25/81 Pur. se of well Test well
 (domestic, irrigation, municipal, industrial, other)

WELL LOG

Layers, top to top in feet	Description of layer	Depth to top of water producing aquifer _____ ft.
<u>0 - 1</u>	<u>Top soil</u>	Depth to static water level <u>36</u> ft.
<u>1 - 8</u>	<u>sandy clay</u>	Name of producing aquifer (if known) _____
<u>8 - 16</u>	<u>yellow clay</u>	Total depth of drill hole <u>100</u> ft.
<u>16 - 17</u>	<u>rock</u>	Depth to bottom of casing <u>93</u> ft.
<u>17 - 25</u>	<u>blue clay</u>	Casing information: In the space below show kind, size, weight, lengths per diameter, etc., for production casing and surface casing, if used.
<u>25 - 34</u>	<u>fine black sand</u>	
<u>34 - 42</u>	<u>fine gray sand</u>	4" steel casing 73'
<u>42 - 50</u>	<u>medium sand</u>	
<u>50 - 89</u>	<u>medium, coarse sand</u>	Screen information: In the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.
<u>89 - 100</u>	<u>gray clay</u>	
_____	_____	20' of 4" screen (plastic.)
_____	_____	
_____	_____	If a flowing well, flow of completed well _____ G.P.M.
_____	_____	

Attach sheet if more space is needed

Name of Drilling Contractor: Reichman Wells Co.

(2) PUMP INSTALLATION

Company name and size of pump _____ HP _____
 Type of pump _____ Capacity of installed pump _____ G.P.M.
 Depth of pump placement _____ ft., Date of pump installation _____

(3) WATER SURFACE MEASURING TUBE

On some wells an air-tight water surface measuring tube is required. See Section 46.10B of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

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

Name of Pump Installation Contractor _____

* Well test pumped with air for
 a water sample.
 Jim Reichman

Bill Cheek

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 2.8", Depth 90'
- (2) Casing, Type steel (wood, concrete, steel, etc) Diameter 16" Thickness 2.50
- (3) Perforated Screen.
Type Johnson S.S., Diameter 16", Length 20'
- (4) Gravel Pack. Thickness 6", Length of gravel pack 90'

E. Dugout Information or Estimates.

- (1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials Formation is very clean,
well rounded, medium to coarse
sand.

Depth to top of water bearing material 36'

Depth to bottom of water bearing material 90'

Thickness of water bearing material 54'

Depth to water (ground surface to water level) 34'

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

On same owner's property _____ rds. On property owned by others 210 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.

Bill Cheek
Signature of Applicant

D. Well Information

- (1) Drill Hole, Diameter 28", Depth 90'
- (2) Casing, Type _____, Diameter 16", Thickness 1/4
(wood, concrete, steel, etc.)
- (3) Screen, Type JOHN'S TAINLESS, Diameter 16", Length 20
- (4) Gravel Pack, Thickness 6", Length of gravel pack 90'

E. Dugout Information or Estimates

- (1) Surface dimensions, _____, Depth _____

F. Fill out for Either a Well or a Dugout

- (1) Water Bearing Materials. (Attach a copy of test well log)

Depth to top of water bearing material 36'

Depth to bottom of water bearing material 90'

Depth to water (ground surface to water level) 34'

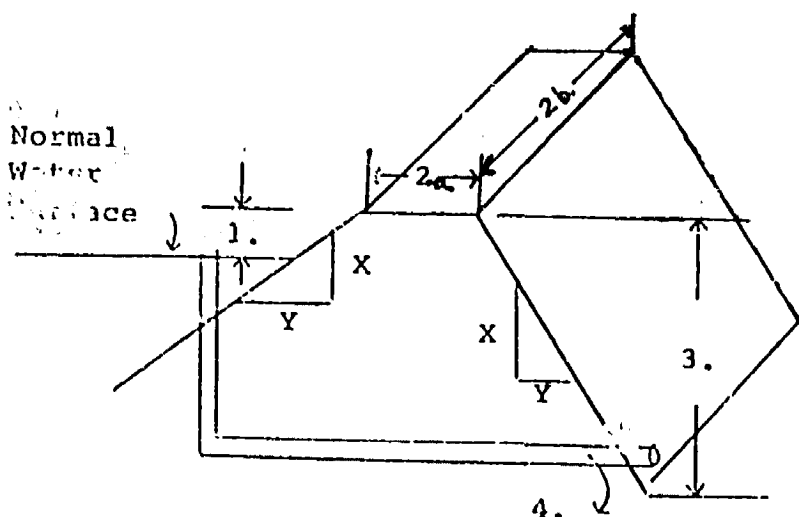
- (2) Distance to nearest existing household or livestock watering well.

On same owner's property _____ rds.

On property owned by others 210 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, length, maximum water depth, surface area, drainage area, storage capacity, dam slope, dimensions, location and size of outlet works, of each storage dam. The location of each water storage dam should be shown on the water right map.



1. Freeboard _____
- 2a Crest width _____, length _____
3. Height of Dam _____
4. Outlet dimensions:
 Pipe diameter _____
 Spillway width _____
- X & Y slope:
 Upstream _____
 Downstream _____
- Surface area of impoundment _____
- Drainage area above dam _____

STATE CONSERVATION COMMISSION
SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

OWNERS NAME: WILMONT M. LEECHER OWNERS ADDRESS: RASTHON 5D
COUNTY LAND LOCATED IN: Clark PHONE: 532 3591 572 516
TENANT'S NAME AND ADDRESS: (If Other Than Owner) _____

In accordance with State Law SDCL 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 of NE 1/4 Sec 21 118-59
2. SURFACE WATER SOURCE: Well
3. LOCATION OF AREA TO BE IRRIGATED: NE 1/4 of Sec 21 118-59
4. INDICATE NON-IRRIGATED AREAS AND (APPROX.) ACRES ON MAP: (Farmstead, shelterbelts, wetlands, etc.)

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

5. GRAVITY _____ TOWLINE _____ CENTER PIVOT ☒ GUN _____ OTHER (Specify) _____
6. CROPS TO BE IRRIGATED Corn + Alfalfa
7. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED: _____
LAND: NONE
IN WHAT NAME: _____

WATER QUALITY: (TO BE COMPLETED BY SDSU WATER QUALITY LABORATORY)

8. SAMPLE NUMBER: 81-148
9. SALINITY (EC X 10⁶) 1080
10. SODIUM (SAR) 1.23 ADJUSTED (SAR) 3.18 (2.23)

RECEIVED

MAR 03 1981

South Dakota
Division of Conservation

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 10:00 A.M./P.M., on Feb 19, 1981, at the following location: NE 1/4 of NE 1/4 of Sec 21 118-59 Clark Co.
by WILMONT M. LEECHER (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 Clark 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
20 DAY OF February, 1981.

Wanna L. Lach
(NOTARY PUBLIC)
Brookings SD 1-24-81



W. B. Lach
APPLICANT'S SIGNATURE

Jack M. Lach
Director, Division of Conservation

APPROVED _____
DISAPPROVED _____
☒ CONDITIONALLY APPROVED

IMPORTANT

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 must be obtained from the State Water Rights Commission.

Condition

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

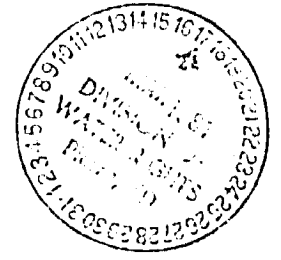
4643-3

NAME OF APPLICANT Wilmont M. Vocker

SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED

2F2F2 - Tetonka Silt Loam
1R-1



These are poorly drained soils and should be left in grass or drained to avoid ponding and traction problems.

This soil is indicated in red hatch marks.

RECOMMENDED MANAGEMENT:

Type of irrigation system recommended for use on this application is center pivot.

Lined area for additional text or notes.

118-59

33.8

1-219C

156.0

$\frac{2M4I}{2-1}$

$\frac{2M4G}{3-1}$

well

$\frac{2M4G}{3-1}$

$\frac{2M4X}{1-1}$

21

39.00

18.60

39.60

51.2

308.9

NE $\frac{1}{4}$ sec 21 118-59

3930

118-59



No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Clark) ss.

I, Bert Moritz hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Clark County Courier

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

City _____ of Clark

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

March 12, 1981

March 19, 1981

Bert Moritz
(Signature)

Publisher
(Title)

3/20/81
(Date Signed)

Notice of Hearing on
Application to Appropriate Water
Pierre, South Dakota 57501

March 6, 1981
Notice is hereby given that
Wilmon Uecker whose post
office address is Raymond, 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
1.93 cubic feet of water per
second of time from groundwater
(one well) through the Uecker
No. 2, the point of diversion of
which is to be located in the
approximate center of NE 1/4 of
Section 21, Twp. 118N, Range
59W. Said water to be used for the
purpose of providing irrigation on
portions of the following
described land: NE 1/4, Section 21,
T118N, R39W.

This Application No. 4643-3 will
be considered by the Water
Management Board at Holiday
Inn, Sandy Shore Room,
Watertown, SD, upon the 25th day
of March, 1981, at 1:00 p.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 1-25 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, SWNR, 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

3-12-21



No. 4643-3

Publish first publication, on or before March 12, 1981

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 6, 1981

Notice is hereby given that Wilmont Uecker whose post office address is Raymond, 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, 46-6-5.1, 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 1.93 cubic feet of water per second of time from groundwater (one well) through the Uecker No. 2 the point ^{XX} of diversion of which is ^{XXXX} to be located in the approximate center of NE 1/4

of Section 21, Twp. 118N Range 59W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

NE 1/4, Section 21, T118N, R59W

This Application No. 4643-3 will be considered by the Water Management Board at

Holiday Inn, Sandy Shore Room, Watertown SD upon the 25th day of March, 1981

at 1:00 P.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, DWR, Joe Fels Building, Pierre SD, prior to the hearing date for assistance to assure access to the hearing.

WATER MANAGEMENT BOARD

cc: Wilmont Uecker

RR

Raymond SD 57256

BETTY WESTLUND

Water Rights Specialist

WHR-895A-7/79 Notice of Intent to Appropriate Water
GROUNDWATER

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 3012

February 25, 1981

PIERRE,

RECEIVED OF Wilmont M Uecker, Raymond SD 57253

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

Fee for Application for Permit to Appropriate Water No. 4643-3 (examination, processing, recording and filing) -----	250	00
Fee for inspecting Construction, and Issuing Cert. of Construction No.-----		
Fee for inspecting Beneficial Use, and Issuing Water License No.-----		
Fee for issuing Location Certificate-Dry Draw, No.-----		
Fee for filing -----		
Fee for certified copy of -----		
Fee for Print copy of map -----		
Fee for Certifying -----		
Fee for -----		
(any other work as provided by law)		
TOTAL	250	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer

JOHN HATCH

(Signature)

Permit No. 4643-3Water Division 3 JAMES RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by WILMONT
UECKER of RAYMOND holder
of Permit No. 4643-3, bearing date of priority of FEBRUARY 25, 1981
authorizing the diversion of 1.93 cu. ft. per second of the waters of GROUNDWATER
for IRRIGATION purposes, in CLARK County.

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

The Water Use System consists of,

A. Works used to divert the water:

105' DEEP WELL WITH 16" STEEL CASING - 20' SS SCREEN
NATIONAL PUMP CO 8" - #N260-8, POWERED BY
50 HP US ELECTRIC MOTOR

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

30' OF 8" STEEL LINE TO CENTER OF PIVOT

C. Works used to apply water to beneficial use.

OLSON 8 TOWER ELECTRIC DRIVE CENTER PIVOT
SYSTEM WITH NELSON #100 END GUN

The system is in the following condition: GOOD

The point of diversion is located 30' NE OF THE CENTER OF THE
NE⁴ SECTION 21, T118N, R59W

The works are capable of diverting and conveying to the place of use 2.00 (900 GPM)

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:

FOR IRRIGATING A 132 ACRE CIRCLE IN THE
NE⁴ SECTION 21, T118N, R59W

comprising a total of 132 acres of land.

LIC. NO. 155

DATE AUGUST 24, 1982

Forster
(signature)

Permit No. 4643-3

Water Diversion No. 3 James River Water District

10160006

CERTIFICATE OF CONSTRUCTION

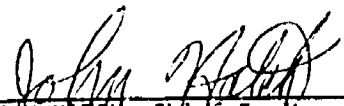
This is to Certify, That Wilmont Uecker

_____ the holder _____ of
Permit No. 4643-3, issued upon Application No. 4643-3, bearing date of priority of February 25,
1981 authorizing the diversion of 1.93 cu. ft. per second of the waters of _____
groundwater (one well) County of Clark, State of South Dakota at _____
a point 30' NE of the center of the NE $\frac{1}{4}$, Section 21, T118N, R59W (AA)

_____, for Irrigation

purposes, has 5 complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 2.00 cu. ft. per second of water.

Date October 12, 1982


JOHN HATCH, Chief Engineer
Water Rights Division

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 4643-3

(1) WHEREAS, On the 25th day of February A. D. 19 81
Wilmont Uecker

made Water Right Application No. 4643-3 for a permit to use 1.93 cubic feet per second of the waters
of groundwater (one well)

County of Clark, State of South Dakota, for Irrigation

_____ purposes; and

(2) WHEREAS, On the 25th day of March A. D. 19 81

Permit No. 4643-3, with a date of priority of February 25, 1981

was issued to said applicant _____ for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 25th day of March A. D. 19 83 and for the
application to beneficial use of said water on or before the 25th day of March A. D. 19 84

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to completion of the construction of the water supply system and is entitled to divert 1.93 cubic feet
per second of water for beneficial use and,

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

for irrigating a 132 acre circle in the NE1/4, Section 21, T110N, R59W (A)

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

_____ of Raymond, South Dakota

the holder _____ and owner _____ of said permit No. 4643-3 a water right, dating from February 25, 1981

_____ to use of 1.88 cubic feet per second of the waters of groundwater (one well)

in the County of Clark and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 30' NE of the center of the NE 1/4, Section 21, T118N, R59W (AA)

and conducted to and upon 2.132 acre circle in the NE 1/4 Section 21, T118N, R59W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 4643-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 19th day of October A. D.
Nineteen Hundred and Eighty-two

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8987

PIERRE, October 19, 1982, 19.....

RECEIVED OF Wilbert M. UEcker, RR#1, Box 18, Raymond, SD 57259
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for Inspecting Construction, and issuing Cert. of Construction No. <u>4643-3</u>	50	00
Fee for Inspecting Beneficial Use, and issuing Water License No. <u>4643-2</u>		
Fee for issuing Location Certificate-Dry Draw. No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By W. H. H. H.
Chief Engineer, Executive Officer

2866-3
4643-3

**South Dakota Department of
Water & Natural Resources**

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

February 17, 1989

John Johannsen, Operator
RR 1, Box 6
Raymond, SD 57258

Dear Mr. Johannsen:

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

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

The new standards include:

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

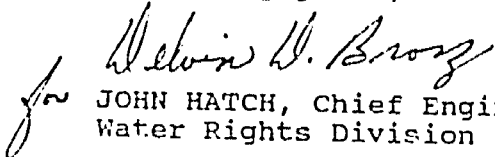


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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

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

Very truly yours,


JOHN HATCH, Chief Engineer
Water Rights Division

118-59

53.3

1-219C

156.0

51.2

1.0

39.80

51.2

WELL - 30' NE OF
CENTER OF PIVOT

Location of Well,
80 rods west and
79 rods south of
the NE corner of
Sec. 21 - 118-59.

Earl Henderson, ~~Ill.~~
Clark, S. D.
District Conservationist

39.60

21

98.60

308.9

39.30

118-59

4643-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 5, 2008

2866-3
4643-3

John Johannsen
16453 416th Ave
Raymond SD 57258-6613

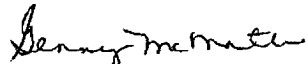
Dear Mr. Johannsen:

Thank you for the prompt return of the 2008 irrigation questionnaires for Water Right Nos. 2866-3 and 4643-3.

You indicated on the forms that the use had been abandoned. Typically when an irrigator abandons the use of water that has been authorized for irrigation, the water right(s) is scheduled for cancellation consideration. I note that we have you listed as operator of the land and have Wilmont Uecker as being owner of the land. Is this still the case? The reason I ask is so we notify the right person concerning any actions taken with the water rights

Please get in touch with me concerning the operator/ownership of the water rights. Thank you in advance for your help.

Sincerely,


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

4643-3

Valley Edge Ranch
John Hermoe & John
Johannsen - Partners

Concerning Water Right
Nos. 2866-3 & 4643-3

RECEIVED

NOV 10 2008

WATER RIGHTS
PROGRAM

Dear Ms. McMath:

Be advised that Wilmont Clecker is deceased.
The Land that the first permit concerns belongs
to John & Jolene Hermoe.

The second permit concerns land that is placed
in the Wilmont Clecker Trust, which is controlled
by Mavis Clecker - Widow - Mavis' affairs are
handled by Jolene Hermoe - daughter.

Therefore two mailing addresses you might be
interested in are -

John & Jolene Hermoe
16485 415th Ave.
Raymond SD 57258

Mavis Clecker
90 Rortell Asst. Living
108 S. Smith
Clark SD 57225

I hope this information meets your needs

Sincerely

John Johannsen

File No. 2866-3
4643-3

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: John & Jolene Hermoe, 16485 415th Ave, Raymond SD 57258

DATE: November 12, 2008

TELEPHONE: 605 532-3571

RE: Water Rights held by Wilmont Uecker

COMMENTS:

The 2008 irrigation questionnaires returned by John Johannsen (operator) indicated that water use had been abandoned. Since the water rights are held by Wilmont Uecker, I wrote back and asked Mr. Johannsen about ownership of the land.

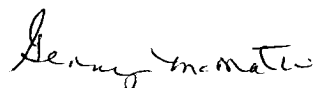
On November 10th, Mr. Johannsen wrote and indicated that Mr. Uecker had passed away and gave me the mailing addresses of the owners.

- John & Jolene Hermoe, 16485 415th Ave, Raymond SD 57258
- Mavis Uecker, Roetell Assisted Living, 108 S Smith, Clark SD 57225

I called Jolene Hermoe (daughter of Mr. Uecker) and she indicated that they owned part of the land and the other part was set up in a Trust.

I visited with both Mr. & Mrs. Hermoe concerning the status of the water rights. A review of the past irrigation questionnaires show that the land has been continually irrigated with the exception of 1993, 1995, 2007 and 2008. They indicated the last couple years they had enough moisture they did not need to irrigate. Mr. Hermoe indicated the land would probably not be irrigated again but they may sell the land in the next couple years to someone who may want to irrigate.

I discussed the need to use the water rights in order to maintain them and he said he would like to have a couple years to make a decision about them. For now, they will have the water rights transferred to reflect correct ownership.



Genny McMath
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

November 12, 2008

2866-3
4643-3

John & Jolene Hermoe
16485 415th Ave
Raymond SD 57258-6613

Dear Mr. & Mrs. Hermoe:

Thank you for visiting with me concerning the water rights listed in Wilmont Uecker's name. Enclosed are copies of Water Right Nos. 2866-3 and 4643-3.

Enclosed, as we discussed, are partially completed "Notice of Transfer of Ownership" of ownership forms for use in filing ownership changes with the water rights. Please complete the forms and return them to our office with a required filing fee of \$2.50 each (**total of \$5.00**). The check or money order for the fee can be made payable to the Water Rights Program.

Under South Dakota Water Law, water must be placed to beneficial use for the purpose it was appropriated at least once every three years unless legal excuse exists for the years of non-use. I am enclosing excerpts of the laws and Water Management Board Rules dealing with these issues. As I discussed with you, the records reflect that the land has been continuously irrigated except for a couple years in which ample moisture was received. You indicated you would probably not be irrigating the land again but wanted to leave the option open in case the land was sold in the next couple years.

If I can answer any questions for you, 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

RECEIVED

NOV 20 2008

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 4643-3

Date: 11-18-08

I/We request that Water Right No. 4643-3

formerly owned by: Wilmont Uecker

be transferred to: (name & address) Wilmont Mayville Uecker Trust and
Maria T. Uecker Trust
16485 415th Ave. Raymond, SD 57258 Telephone No. 605-532-3571

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

132 acres - NE 1/4 Section 21, T118N, R59W

I/We understand that the validity of Water Right No. 4643-3 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~~ Jolene Hermoe, the new owner, certify that the above information is true and correct.
trustee

Jolene Hermoe, trustee
(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 11/20, 20 08

RECEIVED OF John S Hermoe 16845 415th Ave Raymond SD 57258

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>4643-3</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.

03801

By

[Signature]
Chief Engineer

4643-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 24, 2008

2866-3
4643-3

John & Jolene Hermoe
16485 415th Ave
Raymond SD 57258-6613

Dear Mr. & Mrs. Hermoe:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" forms and filing fees you submitted for Water Right Nos. 2866-3 and 4643-3. The ownership changes have been completed.

Water Right Nos. 2866-3 and 4643-3, formerly held by Wilmont Uecker are now listed as follows:

- No. 2866-3: John S Hermoe and Jolene Hermoe
- No. 4643-3: Wilmont Mayville Uecker Trust and Mavis T Uecker Trust % Jolene Hermoe Trustee

Enclosed are your Receipt Nos. 03800 and 03801 in the amounts of \$2.50 each which you paid for filing the ownership changes. You may keep these for your records.

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 22, 2010

4643-3

Darin Johannsen
1211 44th St NW
Watertown SD 57201

Dear Mr. Johannsen:

I am writing in follow-up to the 2010 irrigation questionnaire you submitted for Water Right No. 4643-3. I have included a copy of the water right for your records. It is my understanding from the notation you included with the questionnaire that ownership has changed.

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 \$50.00. The check or money order for the fee can be made payable to the Water Rights Program.

You indicated on the questionnaire that you are uncertain if the land will be irrigated. Under South Dakota Water Law, water must be placed to beneficial use for the purpose it was appropriated at least once every three years in order to maintain a water permit. This three year period may be waived if legal excuse exists for the years of nonuse. This may or may not have any bearing on your operation but I wanted to let you know ahead of time what the criteria were for maintaining a water right. Enclosed are excerpts of the water right laws and Water Management Board Rules dealing with these issues.

Sincerely,

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

enclosures

RECEIVED

APR 19 2011

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 4643-3

Date: 4-18-11

I/We request that Water Right No. 4643-3

formerly owned by: Wilmont Mayville Uecker Trust and Mavis T Uecker Trust

be transferred to: (name & address) Darin Johannsen + Heather Johannsen
1211 44th St. NW
Watertown SD 57201 Telephone No. (605)-882-5859

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

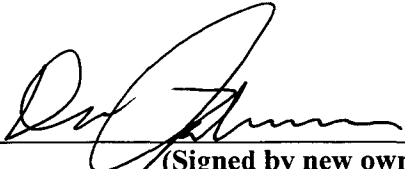
132 acres - NE 1/4 Section 21, T118N, R59W

I/We understand that the validity of Water Right No. 4643-3 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 Fifty Dollars (\$50.00) 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 Darin Johannsen + Heather Johannsen, the new owner, certify that the above information is true and correct.


(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 4/19, 20 11

RECEIVED OF Darin Johannsen 1211 44th St NW Watertown SD 57201

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50 00	
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>4643-3</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. _____	50 00	
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **04972**

By Herland Erbe
Chief Engineer



**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 19, 2011

4643-3

Darin & Heather Johannsen
1211 44th St NW
Watertown SD 57201

Dear Mr. & Mrs. Johannsen:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form and filing fee you submitted for transferring ownership of Water Right No. 4643-3.

The transfer has been completed. The water right formerly held by Wilmont Mayville Uecker Trust and Mavis T Uecker Trust is now listed in your names.

Enclosed for your records is Receipt No. 04972 in the amount of \$50.00. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath".

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

enclosure