

1. Considered 3/25 19 81
 2. Name of Applicant Richard Hajek
 3. Post Office Address Box 78p Box 78, Tyndall 57066
 4. Amount of Water Claimed no additional (Added diversions on 3889-3, 2587-3 and 3578-3)
 5. Source of Water Supply two 1' 200' wells proposed
 6. Water to be used for IRR
 7. Acres to be irrigated no additional (200) maximum acre feet
 8. Water to be diverted and used in Ben Home County
about 2S, 3W miles of TYNDALL
 9. PROOF OF PUBLICATION Received 3-19-81
Not Received _____
- APPLICATION Approved 3/25/81
Subject to WT - IRR
Not Approved WT
Action deferred _____

Priority 2/18/81 Date Received 2/18/81 Application Complete yes ☒ no _____ FEE 150.00
Remarks may only need one well, may need both

3/24/81

WATER
QUALITY

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

Disapproved _____

Returned _____

Diversion Point _____
NW 1/4 SW 1/4 and SE 1/4 NW 1/4, Section 15,
T94N-R60W

Lands to be irrigated _____
XXXXXXX NW 1/4 Sec. 15-94-60

WELL
LOG

Remarks XXXXXXXXXXXXXXXXXXXX

Driller AAA well Co. Licensed yes ☒ no _____

Depth 200' deep

Water Right No. 4650-3

Page 2

MAP Map No. 3865-3 Map located in Water Right X Map file _____
Type of Map aerial Prepared by ASC

+++++

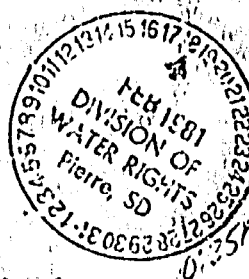
REVIEWED This Application was reviewed within 30 days of date received, accepted as complete, Number assigned and written up for advertisement before the Board on 3/25/81. BAG & Bju
(Signed)

+++++

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. 4650-3
 Map No. 3865-3 Water Division No. 3 Missouri River District
 Above for Office Use

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

2587-3
3809-3

Check one of the following:

~~Vested Right~~ ☒ Future Use

~~Change in Diversion~~ ☒ Additional Diversion

~~Change in Acreage~~ ☐ Additional Acreage

1. Name of Applicant Richard Hajek Phone No. 589-3747

Post Office Address Box 78 Tyndall State South Dakota 57066
 (Street, R.R. 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 Hajek #2

4. Amount of water claimed (cubic feet per second) 2 wells

5. Source of water supply Well ground water - 2 wells

6. Location of point of diversion NW 1/4 Sec 15 T94N R60W or SE 1/4 NW 1/4 Sec 15 T94N R60W

County Bon Homme

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 20

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.
NE 1/4 NE 1/4 15-94-60	34
SE 1/4 NE 1/4 15-94-60	34
SW 1/4 NE 1/4 15-94-60	34
NW 1/4 NE 1/4 15-94-60	34

Land Description	No. Acres Irr.
NE 1/4 NW 1/4 15-94-60	20
SE 1/4 NW 1/4 15-94-60	34
E 1/4 SW 1/4 NW 1/4 15-94-60	10

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 6 1/2 years.

11. Choice of county newspaper for publication of Notice of Intent to appropriate Water Tyndall Tribune

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.

PVC pipe

C. Works proposed to apply water to beneficial use.

Sprinkler

Estimated Total Cost \$ 100,000

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

STATE OF SOUTH DAKOTA)
) ss.

County of BON HOMME

I, Richard Hajek 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 Richard Hajek 5th day of February 1981

Subscribed and sworn to before me this 5th day of February 1981

Gladys B. Schneider
 Notary Public (or other qualified officer)
 Gladys B. Schneider, Notary Public

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 4650-3

RICHARD HAJEK

(Applicant)

Box 78, TYNDALL

(Post Office Address)

SOUTH DAKOTA 57066

(State)

With the following qualifications

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

Lands under this Permit are also approved under Permit No. 3809-3. Combinations of diversions shall not exceed the Statutory limit of 1 c.f.s. for each 70 acres irrigated.

Priority is established under Permit No. 3809-3.

Date of first receipt of application FEBRUARY 18, 1981

Date of return to applicant for correction, amendments or changes required FEBRUARY 19, 1981

Date of receipt of corrected application MARCH 5, 1981

Approved MARCH 25, 1981, Recorded in Book 22 Page 93

WATER RIGHT PERMIT NO. 4650-3

The Water Management Board hereby grants and issues this Water Right Permit No. 4650-3 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 MARCH 24, 1977
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPTEMBER 25, 1983
3. The whole of said work is to be completed on or before MARCH 25, 1986
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 25, 1990
5. The water appropriated shall be used for the purpose of IRRIGATION

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

7. The amount of the appropriation herein granted shall not exceed NO ADD'L 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, 1990; said water to be used during the following described

annual period: APRIL - NOVEMBER

Witness my hand this 20th day of APRIL, 1981

THE WATER MANAGEMENT BOARD

By:

John H. Hild
Chief Engineer, Water Rights

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

D. Well Information

- (1) Drill Hole, Diameter 30", Depth 200'
- (2) Casing, Type plastic (wood, concrete, steel, etc.), Diameter 12", Thickness unknown
- (3) Screen, Type stainless steel, Diameter unknown, Length unknown
- (4) Gravel Pack, Thickness 2", Length of gravel pack 25"

E. Spout Information or Estimates

- (1) Surface dimensions, _____, Depth _____

F. Fillout for Either a Well or a Spout

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

Depth to top of water bearing material 80'

Depth to bottom of water bearing material 200'

Depth to water (ground surface to water level) 70'

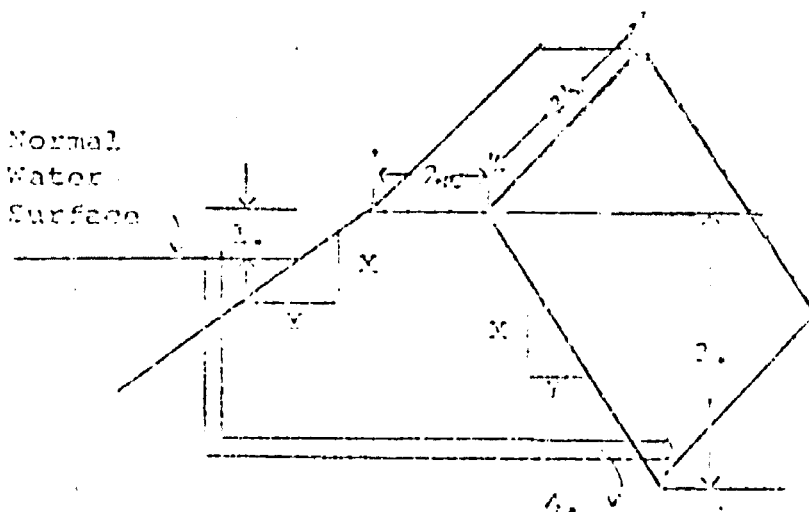
- (2) Distance to nearest existing household or livestock watering well

On same owner's property 35 rds

On property owned by others 80 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 _____
2. Crest width b, 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 _____

NOTICE OF WELL CONSTRUCTION

(1) WELL CONSTRUCTION

Location of well: Center 1/4 SW Section 15 Township 94 Range 60
 Well owner: Hyatt (Name) Tyndall (Address)
 Date well drilling completed: 4-5-76 Purpose of well: test hole
(for electric, irrigation, municipal, industrial, other)

WELL LOG

Layers, top to top in feet	Description of layer	Depth to top of water producing casing
0-2	top soil	
2-55	yellow clay	
55-80	blue clay	
80-110	fine sand	
110-215	good medium gravel	
215-225	good coarse gravel	
225-227	shale	

Depth to static water level: _____ ft.
 Name of producing aquifer (if known): _____
 Total depth of drill hole: 227 ft.
 Depth to bottom of casing: _____ ft.

Casing information in the space below show kind, size, weight, length per section, etc., for production casing and surface casing, if used.

T.D. 227

Screen information in the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.

Attach sheet if more space is needed

If flowing well, flow of completed well: _____ G.P.M.
370
 Name of Drilling Contractor: AAA Drilling 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 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

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

Name of Water Measurement Contractor: _____

SOIL/WATER COMPATIBILITY APPLICATION FORM

STATE CONSERVATION COMMISSION

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

OWNERS NAME: Richard Hajek OWNERS ADDRESS: Box 78
 COUNTY LAND LOCATED IN: Bon Homme PHONE: 589-3747 Tyndall, SD 57066
 TENANT'S NAME AND ADDRESS: (If Other Than Owner) NW $\frac{1}{4}$ owned by Richard Hajek
NE $\frac{1}{4}$ owned by Helen Weisser Tenant.

Richard Hajek
 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 $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15 T94W or NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15 T94N R60W

2. SURFACE WATER SOURCE

3. LOCATION OF AREA TO BE IRRIGATED: (NE $\frac{1}{4}$ Sec 15 T94N R60W) (E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 15 T94 R60W)&

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) E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 15 T94N R60W

5. GRAVITY ☐ TOWLINE ☐ CENTER PIVOT ☒ GUN ☐ OTHER (Specify) ☐

6. CROPS TO BE IRRIGATED Corn, Alfalfa, Soybeans

7. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT. YEAR OBTAINED:
 LAND: All land has a permit but for a different diversion. No. 3809-3
 IN WHAT NAME: Same name

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

8. SAMPLE NUMBER: 76-069 — see enclosed note

9. SALINITY (EC X 10⁶) 1130

10. SODIUM (SAR) 0.91 ADJUSTED (SAR) 2.3 (0.61)

RECEIVED

MAR 03 1981

South Dakota

I hereby certify that I personally obtained or that I personally observed the 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 3:00 A.M./P.M. on February 5, 1981, at the following location: Center of SW $\frac{1}{4}$ Sec 15 T 94N R60W by Carey Hajek (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 Bon Homme 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
 5th DAY OF February, 1981.

Gladys B. Schneider
 (NOTARY PUBLIC)

Gladys B. Schneider, Notary Public



Richard Hajek
 APPLICANT'S SIGNATURE

Forbes M.C. [Signature]
 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 Right Commission.

Conditional

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

4650-3

NAME OF APPLICANT Richard Hatzek

SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED

Te - Tetonka

Sa - Salmo

These soils should be left in permanent vegetation to avoid problems with traction and ponding caused by poor drainage.

These soils are indicated by red hatch marks.

RECOMMENDED MANAGEMENT:



Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 4650-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Ben Horne) ss.

I, Wayne L. Beutner hereby
certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Tyndall Tribune & Register

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

March 11, 1981
" 18, 1981

Wayne L. Beutner
(Signature)

Publisher
(Title)

3-18-81
(Date Signed)



**NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER**
Notice is hereby given that
Richard Hajek whose post
office address is Tyndall,
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 46-5-4; 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 52:01:01:01:
13, for a permit to appropriate
for beneficial use no add'l
cubic feet of water per second
of time from ground water
(two wells) through the Hajek
No. 2 to add additional
point(s) of diversion on exist-
ing permits of which are to be
located in the NW 1/4 SW 1/4 and
SE 1/4 NW 1/4 of Section 15,
Twp. 94N, Range 60W. Said
water to be used for the
purpose of providing irriga-
tion on portions of the follow-
ing described land: N 1/2,
Section 15, T94N, R60W.
This Application No. 4650-3
will be considered by the
Water Management Board at
the Holiday Inn, Sandy Shore
Room, Watertown, SD upon
the 25 day of March, 1981 at
1:00 p.m. The Board is
authorized to make a deter-
mination 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 pre-
sent 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 adver-
sary proceeding. Any person
has the right to be present or
to be represented by a
lawyer. These and other due
process rights will be forfeit-
ed if they are not exercised at
the hearing. Decisions of the
Board may be appealed to the
Court as provided by law.
Any handicapped wishing
to attend this hearing can
contact the Water Rights
Division DWR, Joe Foss
Building, Pierre SD, prior to
the hearing date for assis-
tance to assure access to the
hearing.
Water Management
Board
Betty Westlund
Water Rights Specialist
cc:
Richard Hajek
Box 78, Tyndall, SD 57066
March 11, 18

No. 4650-3
Publish first publication, on or before March 11, 1981

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 6, 1981

Notice is hereby given that Richard Hajek whose post office

address is Tyndall, 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 APSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use no add'l cubic feet of water per second of time from ground water

(two wells) through the Hajek #2 to add additional xxx point(s) of diversion on existing permits of which are to be located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 15, Twp. 94N, Range 60W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

N $\frac{1}{2}$, Section 15, T94N, R60W

This Application No. 4650-3 will be considered by the Water Management Board at the Holiday Inn, Sandy Shore Room Watertown, SD upon the 25 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 Foss Building, Pierre SD, prior to the hearing date for assistance to assure access to the hearing.

WATER MANAGEMENT BOARD

cc: Richard Hajek
Box 78, Tyndall, SD 57066

BETTY WESTLUND
Water Rights Specialist

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

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

N2 4 8007

PIERRE,

February 24, 1981

RECEIVED OF Richard Hajek, Box 78, Tyndall, SD 57066

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

Fee for Application for Permit to Appropriate Water No. 4550-3 (examination, processing, recording and filing)	150.00
Fee for Inspecting Construction, and Issuing Cert of Construction No.	
Fee for Inspecting Beneficial Use, and Issuing Water License No.	
Fee for Issuing Location Certificate-Dry Draw, No.	
Fee for filing	
Fee for certified copy of	
Fee for Print copy of map	
Fee for Certifying	
Fee for (any other work as provided by law)	
TOTAL	150.00

WATER RIGHTS COMMISSION

By *(Signature)*
Chief Engineer, Executive Officer
JOHN HATCH *(Signature)*

November 13, 1984

Richard Hajek
Box 78
Tyndall, South Dakota 57066

Dear Mr. Hajek:

This letter is in reference to my telephone conversation November 9, 1984 with Mike Hajek concerning transfer of Water Permit No. 3578-3 listed in the name of Kenneth Weisser. The permit covers irrigation of the N $\frac{1}{2}$ Section 15, T94N, R60W. According to Mr. Hajek, the permit should be split and transferred with the NE $\frac{1}{4}$ Section 15 listed in your name and the NW $\frac{1}{4}$ listed under Cary Hajek.

Permit Nos. 2587-3, 3809-3 and 4650-3 listed in your name authorize the following:

- Permit 2587-3: Well located in center of SW $\frac{1}{4}$, Section 15, to irrigate land in SW $\frac{1}{4}$ of Section 15.
- Permit 3809-3: Same well as under Permit No. 2587-3 to irrigate N $\frac{1}{2}$, Section 15 (Land also covered under 3578-3, Kenneth Weisser)
- Permit 4650-3: 2 wells located in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15 and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15 to irrigate N $\frac{1}{2}$ Section 15 (Land under 3578-3).

If permit No. 3578-3 is split and transferred, since Permit Nos. 3809-3 and 4650-3 cover the same lands, they too should be split and transferred.

Enclosed is a copy of a map showing Section 15, T94N, R60W (outlined in red). In order to correctly transfer the lands and wells, please plot the location of the wells being used. Identify the wells by number and indicate which wells irrigate which lands. Return the map to our office upon completion. Upon receipt of the map complete with well locations and lands irrigated with those wells, transfer forms will be forwarded to you.

If you have any questions, please contact us.

Sincerely,

Genny McMath
Natural Resources Analyst

Gh:ms
Enc.

NOTE: Please complete the enclosed 1984 Irrigation Questionnaire as would pertain to Permit No. 3578-3.

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

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 4650-3

December 3, 1984

Cary Hajek
Tyndall, South Dakota 57066

Dear Mr. Hajek:

Please find enclosed a copy of a Notice of Transfer of Water Permit form. This form must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50.

Upon receipt of the enclosed form and the \$2.50 filing fee the permit will be transferred to the proper name. 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.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.

NORTH DOW HOMME STATE
PUBLIC SHOOTING AREA

well used to
irrigate under permit # 4650-3

well used to
irrigate under
permit # 2587-3

Permits # 3809-3
3578-3 are not being used

No permit needs to be split.

Permit # 4650-3 should be transferred to Cary Hajek

NO. 4650-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 1-2-85

This is to notify you that the title to the lands described as follows:

N½ Section 15, T94N, R60W

formerly owned by Richard Hajek

has been transferred to Cary Hajek, Tyndall, SD 57066 RR#1, Box 81

(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 4650-3 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

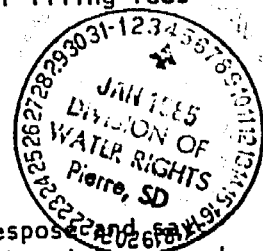
STATE OF SOUTH DAKOTA)
County of Ben Hur) ss.

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

Richard Hajek
(Signed)

Subscribed and sworn to before me this 2nd Day of January, 1985.

L. Pichaux
(Notary Public)



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No. 4 9882

Pierre, January 4, 1985

RECEIVED OF Cary Hajek, RR#1, Box 81, Tyndall, SD 57066

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

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

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

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

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

Fee for Filing Transfer Form 4650-3 _____

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By

John Hatch
Chief Engineer JOHN HATCH (ins)

No. _____

4650-3



Department of Water & Natural Resources

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division

Phone (605) 773-3352

January 7, 1985

Cary Hajek
RR#1, Box 81
Tyndall, South Dakota 57066

Dear Mrs. Hajek:

Enclosed is receipt No. 4 9882 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 4650-3.

Our records now show you as the owner of this Water Right.

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.

H4650-3

**Department of
Water & Natural Resources**

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

February 17, 1989

Cary Hajek
RR 1, Box 81
Tyndall, SD 57066

Dear Mrs. Hajek:

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

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

The new standards include:

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

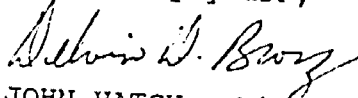


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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

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

Very truly yours,



for JOHN HATCH, Chief Engineer
Water Rights Division



Department of Water & Natural Resources

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

March 21, 1990

4650-3

Richard Hajek
RR #1 Box 78
Tyndall, SD 57066

Dear Mr. Hajek:

The inspection of your water use system and the inspection of the extent of the application of water to beneficial use, as developed under your Water Permit No. 4650-3 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. The applicable portions of Water Permit No. 3809-3 will be incorporated into Water License No. 4650-3.

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

Sincerely,

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

GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

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

Permit No. 3809-3 and 4650-3

Water District

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

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

I have this day made a thorough examination of the water use system constructed by Richard Hajek

3809-3 of Tyndall, SD holder of
 Permit No. 4650-3, bearing the priority of March 24 77
1.9 19 77 authorizing

the diversion of No add'l cu. ft. per second of the waters of groundwaterfor irrigation purposes, in Bon Homme County.

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

A. Works used to divert the water: The system has one well developed by Dakota Boring Co., (SD License No. 234), having a depth of 200 feet with 16-inch diameter PVC casing and a 20' stainless steel screen. The pump is a Valley 8-inch pump with 5 stages. The motor is a General Electric 75 HP motor. The capacity of the pump is 750 gpm.

B. Works used to transport water to place of use: The distribution pipeline is an 8-inch diameter PVC pipeline 2570 feet long.

C. Works used to apply water to beneficial use: The water is applied to beneficial use through a Lindsay - Zimmatic center pivot. The pivot has 7 towers with an overall length of 1300 feet. The pivot has an end gun and operates at 67 psi with 750 gpm.

The system is in the following condition GOOD

The point of diversion is located 2300 feet N 55° W from the SW Corner of Sec. 15, T94N-R60W
(NE 1/4 NW 1/4 SE 1/4 SW 1/4 Sec. 15, T94N-R60W)

The works are capable of diverting and conveying to the place of use 1.67cu. 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: NW 1/4 NE 1/4 - 21 acres, SW 1/4 NE 1/4 - 24 acres, NE 1/4 NW 1/4 - 27 acres, SE 1/4 NW 1/4 - 34 acres, SW 1/4 NW 1/4 - 6 acres;
all of Sec. 15, T94N-R60W

comprising a total of 112 acres of land and the license should be issued for 1.67 cfsApplicable permit qualifications have been complied with X Yes No inspection conducted

Exceptions to compliance are:

Rept 2, 1987
 Date Dec 6, 1989

[Signature]
 (Signature)



Department of Water & Natural Resources

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

November 14, 1989



Vergil Worm
Dakota Boring Company
Box 57
Lebanon, SD 57455

Dear Mr. Worm:

Our office is in the process of issuing Water Licenses for irrigation permits in Bon Homme County. In order to complete the files, and before licenses can be issued, "as constructed" well logs are needed for the following wells:

Owner	Location
✓ Bochmans Inc.	NW 1/4 NE 1/4 SE 1/4 Sec.19, T94N-R60W
✓ Harold Tjeersma	SW 1/4 Sec.93N-R61W
✓ Donald Wynia	SW 1/4 Sec.25, T94N-R60W
	NW 1/4 Sec.25, T94N-R60W
✓ Richard Hajek	SW 1/4 NE 1/4 Sec.15, T94N-R60W
✓ Virgil Tjeerdsma	NE 1/4 NW 1/4 Sec.23, T94N-R60W

The holders of these permits indicate that you constructed the irrigation wells listed above. Please forward copies of the well logs to our office. If logs are no longer available, please advise. Your prompt attention in this matter will be appreciated. If you have any questions, please contact me.

Very truly yours,

KEN BJHLER
Natural Resources Engineer
Water Rights Division
(605) 773-3352

*Don't put it off. I don't want to have
any log. for these wells*

Vergil Worm





Department of Water & Natural Resources

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

November 14, 1989

Cary Hajek
RR 1, Box 78
Tyndall SD 57066

Dear Mr. Hajek:

Our office is in the process of issuing Water Licenses for Water Permit Nos. 3578-3, 3579-3, and 4650-3. In order to complete the files, and before the licenses can be issued, well logs are needed for the following described wells:

SW 1/4 NE 1/4 Sec.15, T94N-R60W
N 1/2 SW 1/4 Sec.22, T94N-R60W

The water licenses are nearly ready to be issued but cannot be done until "as constructed" logs of these wells are obtained. Your prompt attention in this matter will be appreciated. If you have any questions, please contact me.

Very truly yours,

KEN BUHLER
Natural Resources Engineer
Water Rights Division
(605)773-3352





Dear Sirs:

In response to your letter concerning well logs on completed wells, I have no records on these wells. The only records I was given were test hole reports.

Sorry I can't be of more
help and thank you for your
understanding.

Sincerely,

Gay Mt

Cary Hajek
Tyndall, SD

LICENSE FOR PERMIT NUMBER. , 3809-3 and 4650-3

1. Legal location of wells: 2300 feet N55°W from the SW corner of Sec. 15, T94N-R60W
(NE 1/4 NW 1/4 SE 1/4 SW 1/4 Sec. 15, T94N-R60W)

dams & structures:

2. Well Information: Well Drilling Firm Dakota Boring Co. (SD License No. 234)

No. of wells one Depth 200'

Casing	a) diameter	<u>16-inch</u>	Screen	a) type	<u>Johnson Stainless steel</u>
	b) length	<u>180'</u>		b) length	<u>20'</u>
	c) type	<u>PVC</u>	Static Water Level		<u>70'</u>

Pump	a) make <u>Valley</u>	Motor	a) make <u>General Electric</u>
	b) model <u>Serial # 12HME. 4AIB 145820</u>		b) model no <u>5K6255XM502C</u>
	c) size <u>8-inch</u>		c) horsepower rating <u>75HP</u>
	d) capacity <u>750</u> GPM		d) motor efficiency rating <u>72/75</u>
	e) turbine pump no. of stages <u>5</u>		

3. Distribution lines:
- a) size of lines 2-inch
 - b) type PVC
 - c) length 2570'

4. Dam information:
- a) height to crest _____
 - b) height to spillway _____
 - c) crest width _____
 - d) crest length _____
 - e) spillway length _____
 - f) spillway width _____
 - g) approx. storage _____
 - h) Distribution lines or canals:
 - 1) size _____
 - 2) type _____
 - 3) length _____

- i) Outlet tubes:
- 1) diameter _____
 - 2) type _____
 - 3) valued (Y/H) _____
 - 4) valve type _____
 - 5) location on structure _____

5. System Type: a) sideroll: b) towline:
- | | |
|--|--|
| 1) length _____ feet | 1) length _____ feet |
| 2) diameter of pipe _____ | 2) make, model & number of sprinklers
_____ |
| 3) make, model & number of sprinklers
_____ | 3) spacing of sprinklers _____ |
| 4) spacing of sprinklers _____ | 4) nozzle size _____ |
| 5) nozzle size _____ | |

5. System Type: c) center pivot

- 1) make Lindsay-Zimmerman
- 2) number of towers 7
- 3) distance between towers
185'
- 4) overall length 1300'
- 5) End gun (Y/N) yes
- 6) high or low pressure high
- 7) make & size of nozzles
Rain Bird
- 8) PSI reading while system is
running 67
- 9) GPM 750
Serial # L25513

g) Gun

- 1) make _____
- 2) serial number _____
- 3) nozzle size _____
- 4) capacity (GPM) _____
- 5) PSI _____
- 6) hose size _____
- 7) hose length _____

d) Gate Pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

e) Siphons

- 1) number _____
- 2) size _____

f) Portable boom

- 1) make _____
- 2) serial number _____
- 3) nozzle size _____
- 4) capacity (GPM) _____
- 5) PSI _____

h) Hydromatic

- 1) make _____
- 2) model _____
- 3) serial number _____
- 4) length _____
- 5) nozzle size _____
- 6) spacing _____
- 7) PSI _____
- 8) capacity (GPM) _____

YES NO Check Items

- | | | |
|----------|-----|---|
| <u>X</u> | ___ | 1. Soil and water permit lands agree with lands being irrigated and lands listed on permit. |
| <u>X</u> | ___ | 2. Special Qualifications to permit being abided by. |
| <u>X</u> | ___ | 3. All Structures, wells and lands on map. |

REMARKS: Lands covered under this system are authorized by Permit No.s 4650-3, 3578-3, and 3809-3. The diversion point authorized by Permit No. 3578-3 was not developed, therefore 3578-3 can be cancelled. Permit No.s 3578-3 and 4650-3 have the same priority dates. The well used for this system is the same well used for Water Right No. 2587-3.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 4650-3

(1) Richard Hajek of Box 78, Tyndall SD 57066 made Application No. 4650-3, February 18, 1981 for a water permit to appropriate no additional cubic feet of water per second from groundwater (two wells), Bon Homme County, South Dakota for irrigation purposes. Permit No. 4650-3 with a priority date of March 24, 1977 was approved March 25, 1981 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before March 25, 1986 and for the application to beneficial use of said water on or before March 25, 1990.

On January 4, 1985, Water Permit No. 4650-3 was transferred to Cary Hajek, Tyndall SD.

Water Permit No. 4650-3 was approved for additional diversion points on Water Permit No. 3809-3. No increase in water appropriation or acreage irrigated was authorized under No. 4650-3.

The applicable portions of Water Permit No. 3809-3 are incorporated into this Water License No. 4650-3

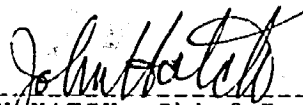
(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.60 cubic feet of water per second for beneficial use. The location of the diversion point is: 2300 feet N 55°W from the SW corner of Section 15, T94N, R60W (SE 1/4 SW 1/4).

(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:

T94N, R60W Section 15	NW 1/4 NE 1/4	21 acres
	SW 1/4 NE 1/4	24 "
	NE 1/4 NW 1/4	27 "
	SE 1/4 NW 1/4	34 "
	SW 1/4 NW 1/4	6 "

TOTAL 112 acres

(4) Pursuant to Section 46-5-30.1 Cary Hajek of RR 1, Box 81, Tyndall SD 57066 the holder(s) and/or owner(s) of Incorporated No. 4650-3 is issued a license to appropriate water, the right to use 1.60 cubic feet of water per second from groundwater (one well) with a priority date of March 24, 1977 from the location specified in (2) of this license. The water is 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 Incorporated No. 4650-3 and subject to South Dakota State Law.



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

APR 25 1990

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412176

Pierre, March 29, 1920

RECEIVED OF Cary Hajek, RR #1 Box 81, Tyndall, SD 57666

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____	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. <u>Water License No. 4650-3</u>		
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____	50	00
Fee for _____		
(Any Other Work Provided by Law)	Total	
	50	00

By John H. White
Chief Engineer



Department of Water & Natural Resources

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

APR 25 1990

4650-3

Gary Hajek
RR 1, Box 81
Tyndall SD 57066

Dear Mr. Hajek:

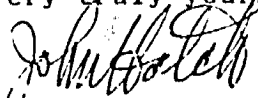
Enclosed is Water License No. 4650-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412176 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

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. 4650-3, 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.

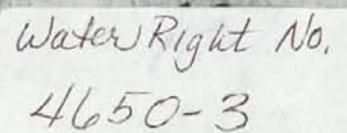
The applicable portions of Water Permit No. 3809-3 are incorporated into this Water License No. 4650-3.

Very truly yours,

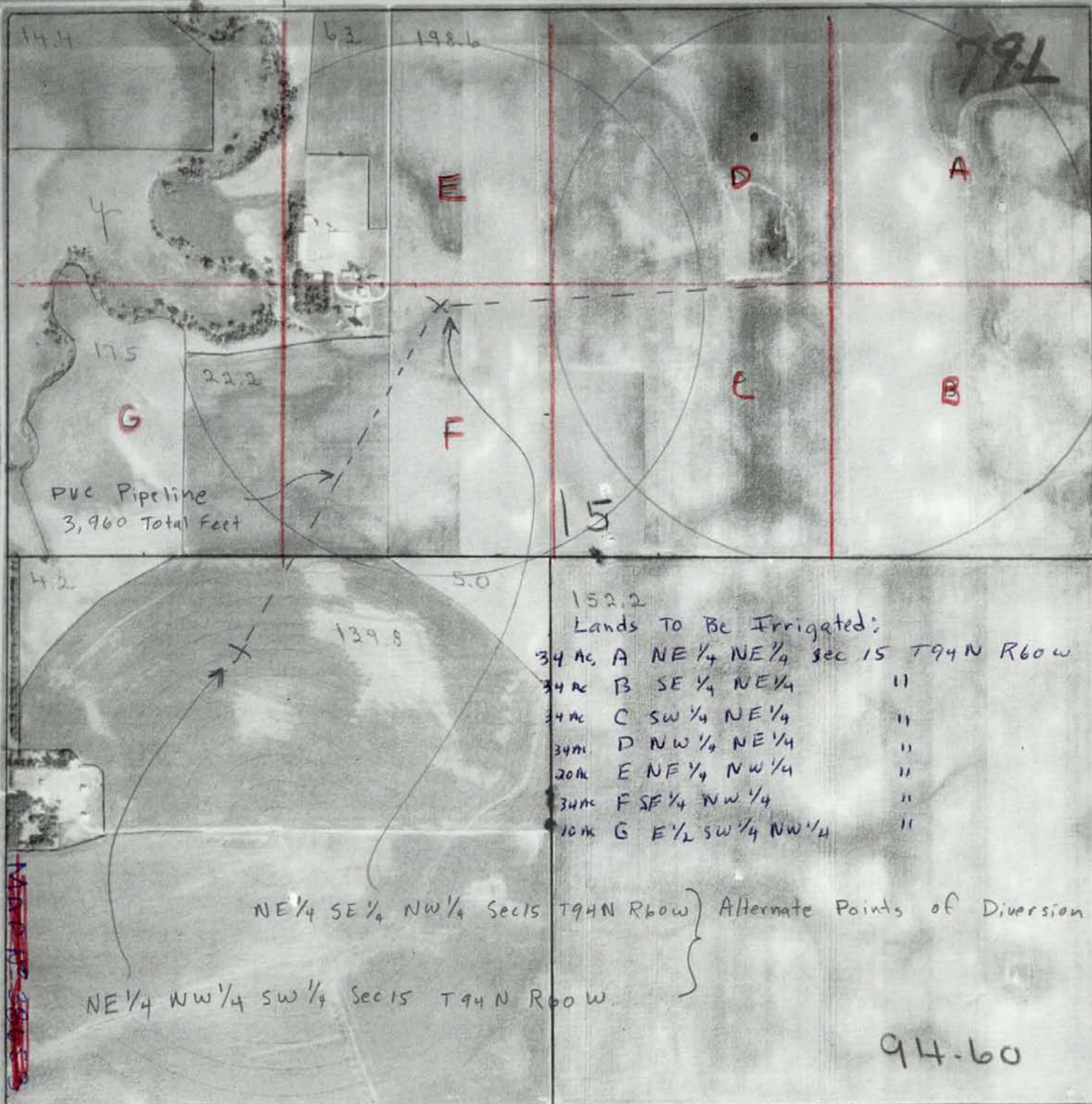

JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352

enclosures

4650
3578
3804



NOT TO SCALE



Map Drawn By:-

Steven J. Bush

Bon Homme County Extension Agent
2/5/81

151.2

79-L