

Water Right No. 4660-3

1. Considered 3-25 19 81
2. Name of Applicant DIHL GROHS
3. Post Office Address KIMBALL, SD RRA-1 - 57355
4. Amount of Water Claimed 4.0
5. Source of Water Supply 197' DEEP WELL
6. Water to be used for IRR.
7. Acres to be Irrigated 280 maximum
acre feet
8. Water to be diverted and used in JERAULD County
about 65, 16 1/2 miles WEST of WESS SPRINGS
9. PROOF OF PUBLICATION Received ☒ 3-20-81
Not Received ☐

APPLICATION

RICHARD KALOUSEK

Approved 3/25/81 5/27/81 FF&CL
Subject to WI - IO
Not Approved ☐
Action deferred ☐

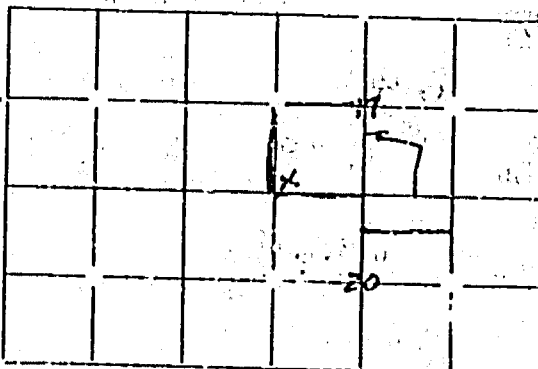
Priority _____ Date Received 3/5/81 Application Complete yes ☐ no ☐ FEE 300.00
Remarks _____

WATER
QUALITY

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

Disapproved _____

Returned _____



Diversion Point SW 4 SW 4 17-106-67

Lands to be Irrigated SW 4 SE 4 - 17-106-67 E
N 1/2 NE 4 - 20-106-67

WELL
LOG

Remarks _____

Driller Huron Oil Licensed ☒ yes ☐ no

Depth 197' deep

MAP

Map No. 3874-3 Map located In Water Right ✓ Map file _____

Type of Map Aerial Prepared by Loa SCS

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.
B.T. J. & B.W.
(Signed)

PROTESTS

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

REMARKS

F.F. & C

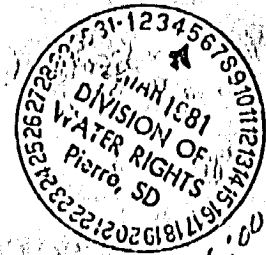
OF L.V.

FINAL

DECISIONS

ETC.

Date _____
Final Decision, including F.F. & C of Law were adopted 5-27-81
Date _____
Final Decision mailed to parties and/or parties notified that Final Decision was adopted _____
Remarks _____



No. 4660-3
 Map No. 3874-2 Water Division No. 3 Missouri River District
 Above for Office Use

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

Check one of the following:

New ☒ Vested Right ☐ Future Use ☐Change in Diversion ☐ Additional Diversion ☐Change in Acreage ☐ Additional Acreage ☐1. Name of Applicant Dihl J. Grohs Phone No. (605) 778-6978Post Office Address R.R. # 1 Kimball State South Dakota 57355
 (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) Employment of others3. Name of diversion work Dihl J. Grohs - Unit # 14. Amount of water claimed (cubic feet per second) 4 Cubic feet per second.5. Source of water supply Ground Water6. Location of point of diversion South west corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ -17-106-67County Jerauld7. Annual period or periods during which water is to be used March - November8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation9. For irrigation use: 280 Total number of acres to be irrigated

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.
SW $\frac{1}{4}$ of SW $\frac{1}{4}$ -17-106-67	40
SE $\frac{1}{4}$ of SW $\frac{1}{4}$ -17-106-67	40
NW $\frac{1}{4}$ of SW $\frac{1}{4}$ -17-106-67	40
NE $\frac{1}{4}$ of SW $\frac{1}{4}$ -17-106-67	40

Land Description	No. Acres Irr.
SE $\frac{1}{4}$ of SE $\frac{1}{4}$ -17-106-67	30
SW $\frac{1}{4}$ of SE $\frac{1}{4}$ -17-106-67	30
NE $\frac{1}{4}$ of NE $\frac{1}{4}$ -20-106-67	30
NW $\frac{1}{4}$ of NE $\frac{1}{4}$ -20-106-67	30

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 1 years.11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water Wessington Springs Independent, Wessington Springs, SD

12. Principal Features of the Proposed Water Supply System.

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

Pump Bowl

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

Pipe Line

C. Works proposed to apply water to beneficial use.

Center Pivot

Estimated Total Cost \$ 65,000.00

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 Jerauld) ss.I, Dihl J. Grohs 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 Dihl J. GrohsSubscribed and sworn to before me this 2nd day of March, 1981

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 4660-3

DIHL J. GEDHS
(Applicant)

RT#1, KIMBALL
(Post Office Address)

SOUTH DAKOTA 57355
(State)

With the following qualifications.

The Irrigation well approved under this permit will be located near domestic wells and other irrigation wells which 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.

That the Irrigation water use questionnaire be submitted each year.

Date of first receipt of application March 5, 19 81

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

Date of receipt of corrected application , 19

Approved May 27, 19 81, Recorded in Book 22 Page 237

WATER RIGHT PERMIT NO. 4660-3

The Water Management Board hereby grants and issues this Water Right Permit No. 4660-3 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 5, 19 81
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before November 27, 19 81
3. The whole of said work is to be completed on or before May 27, 19 82
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is May 27, 19 83
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 4.0 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 May 27, 19 83; said water to be used during the following described annual period: March - November

Witness my hand this 13th day of July, 19 81

THE WATER MANAGEMENT BOARD

By: John Hatch
Chief Engineer, Water Rights
JOHN HATCH

Certificate of Construction Issued , 19

Water License Issued , 19

D. Well Information

- (1) Drill Hole, Diameter 28", Depth 197'
- (2) Casing, Type Plastic (wood, concrete, steel, etc.), Diameter 16", Thickness .616
- (3) Screen, Type Stainless Steel .304, Diameter 16", Length 30'
- (4) Gravel Pack, Thickness 6", Length of gravel pack 197'

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 168'

Depth to bottom of water bearing material 197'

Depth to water (ground surface to water level) 91'

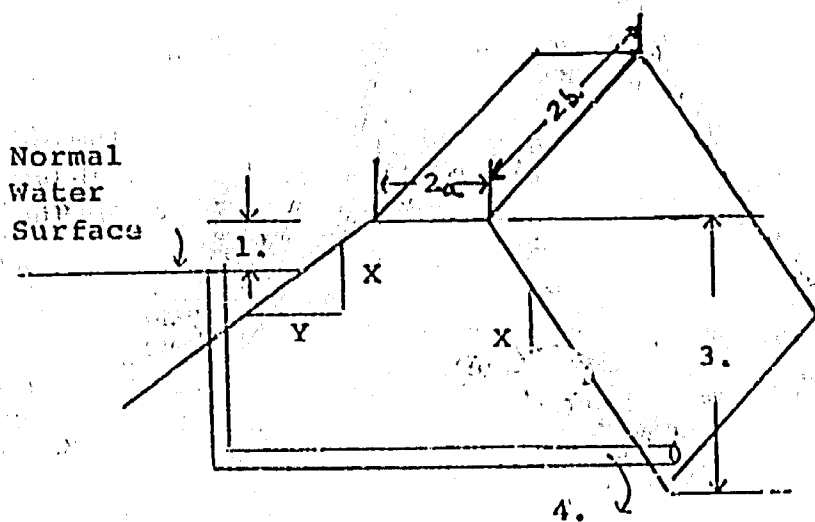
- (2) Distance to nearest existing household or livestock watering well.

On same owner's property 160 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 _____
- 2a 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 _____

4660-3

SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED



If any problems occur with ponding or traction in the depressional areas,
then these areas should be returned to permanent vegetation.

SOIL/WATER COMPATIBILITY PERMIT APPLICATION FORM
STATE CONSERVATION COMMISSION
SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

OWNERS NAME: Dahl Grohs OWNERS ADDRESS: Route 1
Kimball, S.D. 57555
COUNTY LAND LOCATED IN: Jerome PHONE: (605) 778-6978
TENANT'S NAME AND ADDRESS: (If Other Than Owner) _____

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

LEGAL DESCRIPTION: (Show Legal Description to Next 10 Acres)

1. WELL LOCATION OR DIVERSION POINT: SW 1/4 of SW 17-106-67
2. SURFACE WATER SOURCE: Ground Water
3. LOCATION OF AREA TO BE IRRIGATED. NOTE: SOILS INFORMATION FOR THIS AREA MUST ACCOMPANY THE APPLICATION. (See instruction sheet)

Legal Description	Acres	Legal Description	Acres
SW 1/4 of SW 17-106-67	40	SW 1/4 of SW 17-106-67	30
SE 1/4 of SW 17-106-67	40	SW 1/4 of SE 17-106-67	30
NW 1/4 of SW 17-106-67	40	NE 1/4 of NE 20-106-67	30
NE 1/4 of SW 17-106-67	40	NW 1/4 of NE 20-106-67	30

4. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: x GUN: _____ OTHER: _____ (Specify)
5. CROPS TO BE IRRIGATED: Corn, Alfalfa, Small Grain
6. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED: _____
LEGAL DESCRIPTION: _____
IN WHAT NAME: _____

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

7. WATER SAMPLE NUMBER: 81-182
8. SALINITY (EC X 10⁶): 1020
9. SODIUM (SAR): 2.96
10. ADJUSTED (SAR): 6.99

RECEIVED

MAR 05 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 instruction sheet) were followed, and that the sample was taken at 3:30 PM, on Feb. 27, 1981, at the following location: SW 1/4 of SW 17-106-67 by Lloyd Peterson Jr. (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 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

2nd DAY OF March

(NOTARY PUBLIC)

EXPIRES NOV. 4, 1994 IMPORTANT

APPLICANT'S SIGNATURE

Director, Division of Conservation

APPROVED

DISAPPROVED

X CONDITIONALLY APPROVED

Action by the Department of Agriculture or the State Conservation Commission is not the final action on any application. In all cases a WATER PERMIT must be obtained from the Board of Water Management.

No. 4660-3

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 Dihl J Grohs whose post office

address is Kimball, 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 4.0 cubic feet of water per second of time from groundwater

(one well) through the Grohs Unit #1, the point(s) of diversion of which is(are) to be located in the SW~~1~~ SW~~4~~

of Section 17, Twp. 106N, Range 67W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SW~~1~~, SE~~4~~, Section 17, N~~1~~ NE~~4~~, Section 20, T106N, R67W

This Application No. 4660-3 will be considered by the Water Management Board at Holiday Inn, Sandy Shore Room, Watertown 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. Those 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: A L Webb, Publisher
WESSINGTON SPRINGS INDEPENDENT
Wessington Springs SD 57382

BETTY WESTLUND
Water Rights Specialist

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

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County Corral) ss.

I, Judy L. Crist hereby

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

Water was taken from the Wessington Springs Independent

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 Wessington Springs

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

11th day of March 1981

18th day of March 1981

Judy L. Crist
(Signature)

Bookkeeper
(Title)

March 18, 1981
(Date Signed)



NOTICE OF HEARING ON
APPLICATION TO
APPROPRIATE WATER

Pierre, South Dakota 57601
March 6, 1981
Notice is hereby given that
Dih, J. Grohs whose post office
address is Kimball, South Da-
kota, has made an application
in accordance with the pro-
visions of SDCU 46-1-1 thru
46-1-9, 46-1-14, 46-2-9, thru
46-2-11, 46-2-18, 46-5-1, thru
46-5-8, 46-5-16, thru 46-5-22,
46-5-41, 46-6-3, 46-6-11, 46-6-15,
46-6-6, 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 4.0 cubic feet of
water per second of time from
groundwater in one well
through the Grohs Unit #1, the
point of diversion of which is
to be located in the SW 1/4 SW 1/4
of Section 17, Twp. 4108N
Range 67W. Said water to be
used for the purpose of pro-
viding irrigation on portions of
the following described land:
SW 1/4 SE 1/4 Section 17, N 1/2
NE 1/4 Section 20, T108N,
R67W. This application No. 4660-3
will be considered by the
Water Management Board at
the Holiday Inn, Sandy Shore
Room, Watertown, 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-ex-
amine witnesses according to
SDCU 1-26 may notify the
Board in writing prior to the
hearing or orally at the hear-
ing. 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 hear-
ing. Decisions of the Board
may be appealed to the Courts
as provided by law. Any person
wishing to attend this hearing
can contact the Water Rights
Division, D.V.N.R., 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. c-24-25

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8038

March 5, 1981

PIERRE,

RECEIVED OF Dahl J. Grohs, RR#1, Kimball, SD 57355

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

Fee for Application for Permit to Appropriate Water No. <u>4660-3</u> (examination, processing, recording and filing) -----	30.00
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	300.00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH /bt

April 7, 1981

Dahl J. Grohs
Rt. #1
Kimball, South Dakota 57335

Dear Sir:

You are aware that the Water Management Board requested that proposed Findings of Fact, Conclusions of Law, and a proposed Decision regarding Water Right Application No. 4660-3 approval be prepared. The Water Management Board will be meeting in the Knapp Building, Meeting Room #1, Pierre, SD, May 27 & 28, 1981. We have tentatively placed consideration of the proposed Findings of Fact, Conclusions of Law and Decision on the agenda for 5:00 p.m., May 27, 1981.

The Attorney General's Office will prepare proposed Findings, Conclusions and Decision for consideration by the Board. This notice is provided to you in the event you wish to prepare or have prepared your own proposed Findings, Conclusions and Decision for consideration by the Board.

Please have any proposed Findings, Conclusions and Decision in this Office by May 19, 1981. We will be mailing information concerning the Board meeting to the Board members May 20, 1981.

Very truly yours,

John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3552

cc: Richard Kolousek
Ruchol Crist

B42204K

RR2 Box 34
Herc. Springs, SD 57382
May 12, 1981

John Litch, Chief Engineer
Water Rights Division



Dear Sir:

In regard to Water Right Application No. 4660-3, at this time it is very difficult to reach any decision regarding the application. At the present time Dohl Gosh is in the process of having the pipe, pivot and sprinkler system installed. He has not done any pumping from the well yet, to the best of my knowledge.

I would surely hope any final decision on this matter would not be reached until after he has started pumping the well. After Dohl starts pumping would be a much more appropriate time to reach any conclusions.

On May 10th I measured the water level in the 3 State wells in the area.

Well # JE 77 J = 94 ft water level.

JE 78 L = 108 ft. water level.

Thank you for your cooperation.

Sincerely,
Richard St. Louis



**Department of
Water & Natural Resources**

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

4660-3

June 2, 1981

Dini J Grohs
Rt #1
Kimball SD 57335

Dear Mr. Grohs:

This is to notify you that final Decisions including Findings of Fact and Conclusions of Law were adopted by the Water Management Board on Application No. 4660-3 which was considered at the May 27 & 28, 1981 meeting.

The Final Decision, Findings and Conclusions are on file with this office and signed copies will be furnished upon request. South Dakota Statutes provide that the decisions of the Board may be appealed to the Courts.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

kw

cc: Richard Kolousek
Rachel Crist

Equal Opportunity Employer

STATE OF SOUTH DAKOTA
WATER MANAGEMENT BOARD

APPLICATION OF DIHL GROHS FOR)
PERMIT NO. 4660-3)

FINDINGS OF FACT
CONCLUSIONS OF LAW
FINAL DECISION

Having heard and considered all the evidence in the above-entitled matter at the March 25 and 26, 1981 Water Management Board meeting held at the Watertown Holiday Inn, Watertown, South Dakota the Board hereby makes the following:

FINDINGS OF FACT

1. That on March 5, 1981 Water Permit Application No. 4660-3 was submitted to the Water Management Board by Dihl Grohs.
2. That 4 c.f.s. of water was requested in the application to irrigation two hundred and eighty acres of land in Jerauld County.
3. That the application was duly advertised in the Wessington Springs Independant on March 11 and 18, 1981.
4. That a soil/water compatibility permit has been issued for this land.
5. That Richard Kolousek testified that he was concerned about the irrigation withdrawal's impact on nearby domestic wells.
6. That there is unappropriated water available.
7. That adequate domestic wells will not be affected by the granting of Application 4660-3.
8. That the domestic wells of concern to Kolousek are unlikely to be adversely affected by the withdrawals under this permit.

9. That approving the application is in the public interest and the plan of the project is feasible.

CONCLUSIONS OF LAW

1. That the Board has jurisdiction to consider the granting or denying of this application.

2. That the Board is required to protect inadequate wells only when it is in the public interest to do so.

3. That it is in the best interest to the people of the state to maximize to the fullest extent the beneficial use of the waters of this state.

4. That all legal requirements for a water permit have been met and Application No. 4660-3 should be approved.

FINAL DECISION

Water Permit No. 4660-3 is hereby approved subject to the following conditions:

1. The irrigation well approved under this permit will be located domestic wells and other irrigation wells which 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 right.

2. That the irrigation water use questionnaire be submitted each year.

Dated this 27th day of May, 1981.

Robert D. Dyer
CHAIRMAN

James J. Harney
SECRETARY

Water Rights Division
(605) 773-3350

4660-3

May 18, 1981

Lee Gruenwald
Tri County Electric
Plankinton, SD 57368

Dear Mr. Gruenwald:

Your recent phone call requested information on Application No. 4660-3 of Dhl Grohs. The Board of Water Management approved the Permit at its March 25, 1981 meeting. However, they directed that Conclusions of Law and Findings of Fact be drawn up. This will be considered at the May 27, 1981 meeting. Normal procedure is for them to adopt such conclusions and findings and thus confirm the action taken earlier.

Should you have further questions, feel free to contact this office.

Sincerely,

BURTON F JONES
Water Rights Specialist

BFJ/gy

NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USEPost Office RR 1 Kimball, S.D.Date 8-23-81TO: Water Rights ~~Commission~~
Jce Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to maximum extent it is going to be used, not exceeding the amounts as specified in Water Right No. 4660-3.

Water Right Permit No. 4660-3 states that the diversion system is to be constructed by Wynia Imp, and that the water is put to beneficial use by Dill Grohs

The diversion system was completed on July 1. Applying the water to beneficial use was completed on July 1.

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued, thus completing my acquisition of a water right.

Dill Grohs
(Signature)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501
March 22, 1983

Water Rights Division
605 773-3352

4660-3
Dihl Grohs
RR 1
Kimball SD 57355

Dear Sir:

Water Permit No. 4660-3 was approved with the qualification that the irrigation questionnaire be submitted each year. To date we have not received the 1982 questionnaire from you.

Please complete the enclosed questionnaire and return to this office. Failure to return the questionnaire is in violation of the conditions under which the permit was approved.

Please advise, if you have any questions.

Very truly yours,

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

JH:ks
enclosure



Department of Water & Natural Resources

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

March 26, 1986

NOTICE

Dahl Grohs
RR 1
Imball, SD 57355

Re: Violation of Water Permit No(s). 4660-3

Our records indicate that the 1985 Irrigation Questionnaire has not been received for Water Permit No(s). 4660-3. The request for the Questionnaire was dated November 13, 1985. The Water Management Board has directed that owners of water permits who have not submitted 1985 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). 4660-3 qualification:

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

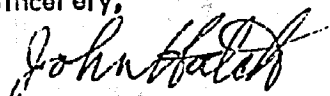
The hearing(s) will be at 2:00 p.m., May 14, 1986, Joe Foss Building, Room 216, Pierre, South Dakota. The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

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

1. Suspend Permit No(s). 4660-3 until either the 1985 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.

Sincerely,


John Hatch, Chief Engineer
Water Rights Division
(605) 773-3352

Note: If the questionnaire(s) is received in this office before the May 14 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

May 16, 1986

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: Dohl Grohs
RR 1
Kimball SD 57355

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

John Hatch
by Del Bragg

SUBJECT: One Year Suspension of Water Permit No(s). 4660-3
If the 1985 Irrigation Questionnaire Is Not Received By
June 1, 1986

Pursuant to the provisions of the notice dated March 26, 1986 and following the Hearing May 14, 1986, the Water Management Board ordered:

That Water Permit No(s). 4660-3 be suspended until December 31, 1986, unless the required 1985 Irrigation Water Use Questionnaire is received by June 1, 1986.

Suspension of a permit means water may not be pumped during the 1986 irrigation season. Decisions of the Board may be appealed to the Circuit Court and the Supreme Court as provided by law.

Equal Opportunity Employer

SOUTH DAKOTA
Department of
Water & Natural Resources

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

June 3, 1986

Permit No. 4660-3

Dihl Grohs
RR 1
Kimball SD 57355

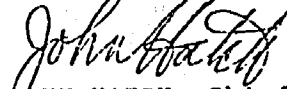
Dear Mr. Grohs:

I am writing to acknowledge receipt of your 1985 Irrigation Questionnaire. A notice was sent to you May 16, 1986 regarding the Board action taken May 14, 1986 to suspend your permit(s) if the 1985 irrigation questionnaire was not received before June 1, 1986.

You may disregard the May 16 notice. With receipt of your 1985 questionnaire(s), your permit(s) will not be suspended.

If you have any questions, please contact us.

Very truly yours,



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

March 23, 1987

DIHL GROHS
RR #1
KIMBALL, SD 57355

NOTICE

Re: Violation of Water Permit No(s). 4660-3

Our records indicate that the 1986 Irrigation Questionnaire has not been received for Permit No(s). 4660-3. 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). 4660-3 qualification:

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

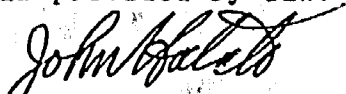
The hearing(s) will be at 2:00 pm, May 6, 1987, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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). 4660-3 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

May 14, 1987

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: DIHL GROHS
RR #1
KIMBALL, SD 57355

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

SUBJECT: One Year Suspension Of Water Permit No(s). 4660-3 If
The 1986 Irrigation Questionnaire Is Not Received By
June 1, 1987

Pursuant to the provisions of the Notice dated March 23, 1987, and following the Hearing May 6, 1987, the Water Management Board ordered:

That Water Permit No(s). 4660-3 be SUSPENDED until December 31, 1987 unless the required 1986 Irrigation Water Use Questionnaire is received by June 1, 1987.

Suspension of a permit means water may not be pumped during the 1987 Irrigation Season. Decisions of the Board may be appealed to the Circuit Court and the Supreme Court as provided by law.

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☒ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery.

3. Article Addressed to:

DIHL GROHS
RR #1
KIMBALL, SD 57355

4. Article Number

P576 309 77a

5. Type of Service:

☐ Registered ☐ Insured
☐ Certified ☐ COD
☐ Express Mail

Always obtain signature of addressee or agent and **DATE DELIVERED**.

6. Signature — Addressee

X *[Signature]*

6. Signature — Agent

X *[Signature]*

7. Date of Delivery

5-15-87

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

**Dakota Department of
Water & Natural Resources**

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

May 29, 1987

Permit No. 4 100 3

Dahl Grohs
RR #1 Box 94
Kimball, SD 57355

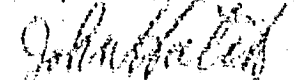
Dear Mr. Grohs:

I am writing to acknowledge receipt of your 1986 Irrigation Questionnaire. A notice was sent to you May 14, 1987 regarding the Board action taken May 8, 1987 to suspend your permit if the 1986 irrigation questionnaire was not received before June 1, 1987.

You may disregard the May 14 notice. With receipt of your 1986 questionnaire, your permit will not be suspended.

If you have any questions, please contact us.

Very truly yours,



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

4660-3



Department of Water & Natural Resources

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

January 29, 1988

DJHL GROHS
RR #1
KIMBALL, SD 57355

NOTICE

Re: Violation of Water Permit No(s). 4660-3

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 4660-3. 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). 4660-3 qualification:

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

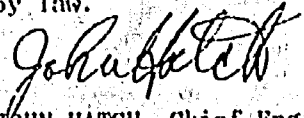
The hearing(s) will be at 9:00 am, March 2, 1988, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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). 4660-3 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

March 14, 1988

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: DIHL GROHS
RR #1
KIMBALL, SD 57355

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

SUBJECT: One Year Suspension Of Water Permit No(s). 4660-3

Pursuant to the provisions of the notice dated January 29, 1988, and following the hearing of March 2, 1988, the Water Management Board has ordered:

That Water Permit No(s). 4660-3 be SUSPENDED until December 31, 1988.

Suspension of a permit means water may not be pumped during the 1988 irrigation season. Decisions of the Board may be appealed to the Circuit Court and the Supreme Court as provided by law.

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested. 2. (1) Restricted Delivery 1. (Extra charge) 2. (Extra charge)

DIHL GROHS
RR #1
KIMBALL, SD 57355

4. Article Number
P501738965

Type of Service:
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Always obtain signature of addressee or agent and DATE DELIVERED

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

6. Signature - Agent
James Grohs

7. Date of Delivery
3-15-88

Water Manag. Board

Apologize for being
late. Please except
& reinstate my Water
permit no. 4660-3
Will be on time
next year.

D. H. Drake

Received. T. L. + Note 3-16-22

SOUTH DAKOTA
Department of
Water & Natural Resources

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

April 14, 1988

NOTICE

TO: Dohl Grohs, RR #1, Kimball, SD 57355
FROM: JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352
John Hatch
SUBJECT: Notice of Hearing to Consider Request for
Reconsideration of Suspended Water Permit No. 4660-3

The hearing on your March 16, 1988, request to the Water Management Board to reconsider suspension of Water Permit No. 4660-3 has been scheduled for 9:15 am, May 11, 1988, in Room 216, Joe Foss Building, 523 E Capitol, Pierre, SD.

As stated in the notice to you dated January 29, 1988, the hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

After all evidence is taken at the hearing, the Board may issue a decision to rescind the suspension of your permits, defer action or taken no action. The hearing is an adversary proceeding and any party 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. Any decision rendered by the Board may be appealed to the Circuit Court or to the State Supreme Court as provided by law.

cc: Harold Deering, Assistant Attorney General

CERTIFICATION

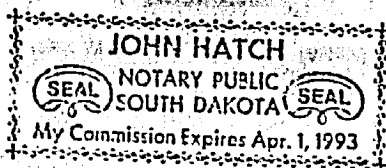
I hereby certify that on April 14, 1988 I have personally deposited with the U.S. Mail, a postage prepaid envelope containing Notice of Hearing to Consider Request for Reconsideration of Suspended Permit addressed as follows:

Dihl Grohs
RR 1
Kimball SD 57355

Karen Schlaak
KAREN SCHLAACK
Senior Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 15th day of April, 1988.



John Hatch
Notary Public

Dihl Grohs
Water Permit No. 4660-3

GENERAL

Application submitted by: Dihl J Grohs
RR #1
Kimball, SD 57355

Permit approved: May 27, 1981

Permit was approved with the "irrigation questionnaire" qualification.

FIVE YEAR HISTORY OF IRRIGATION QUESTIONNAIRE RETURNS

<u>Year</u>	<u>Date Request Mailed</u>	<u>Date Irrigation Questionnaire Returned</u>	<u>Date of Any Board Action</u>
1983	November, 1983	February 14, 1984	none
1984	October, 1984	May 16, 1985	none
1985	November, 1985	May 29, 1986	May 14, 1986
*1986	November, 1986	May 22, 1987-by telephone	May 6, 1987
1987	October, 1987	March 16, 1988	March 2, 1988

* In 1986, the address was corrected to add "Box 94" to RR #1, Kimball, SD

PAST VIOLATIONS

1. 1985 Irrigation Questionnaire Violation:

March 26, 1986, Mr. Grohs was given notice of permit violation for non-return of his 1985 irrigation questionnaire and of the hearing scheduled before the Water Management Board to be held May 14, 1986.

May 14, 1986, The Water Management Board suspended Water Permit No. 4660-3 until December 31, 1986, unless the required 1985 irrigation water use questionnaire was received by June 1, 1986.

May 16, 1986, Mr. Grohs was notified of the Board action to suspend his permit.

May 29, 1986, the irrigation questionnaire was returned, the permit was no longer suspended.

2. 1986 Irrigation Questionnaire Violation

March 23, 1987, Mr. Grohs was given notice of permit violation for non-return of his 1986 irrigation questionnaire and of the hearing scheduled before the Water Management Board to be held May 6, 1987.

May 6, 1987, The Water Management Board suspended Water Permit No. 4660-3 until December 31, 1987, unless the required 1986 irrigation water use questionnaire was received by June 1, 1987.

May 14, 1987, Mr. Grohs was notified of the Board action to suspend his permit.

May 22, 1987, Mr. Grohs contacted the office by telephone to submit the questionnaire information, the permit was no longer suspended.

3. 1987 Irrigation Questionnaire Violation

January 29, 1988, Mr. Grohs was given notice of permit violation for non-return of his 1987 irrigation questionnaire and of the hearing scheduled before the Water Management Board to be held March 2, 1988.

March 2, 1988, The Water Management Board suspended Water Permit No. 4660-3 until December 31, 1988.

March 14, 1988, Mr. Grohs was notified of the Board action to suspend his permit.

March 16, 1988, the 1987 irrigation questionnaire was received along with a note requesting the Water Management Board to reinstate Water Permit No. 4660-3.

April 14, 1988, Mr. Grohs was sent a Notice of Hearing to Consider Request for Reconsideration of Suspended Water Permit No. 4660-3.



Department of Water & Natural Resources

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

May 13, 1988

NOTICE

TO: Dohl Grohs
RR 1, Box 94
Kimball SD 57355

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

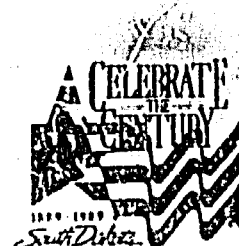
SUBJECT: Reinstatement of Suspended Water Permits and Notice of
One Year Suspension Without Reinstatement for Future
Irrigation Questionnaire Violations

The Water Management Board, following the May 11, 1988, hearing
passed the following motion:

"That the owners of Water Permits No. 1372-2 (Earl Sonnenschein & Sons); 1731-2 (Buckles Ranch); 235-3 (Russell Doolittle); 2171-3, 2497-3, 3229-3 (Harlan Stadheim); 2174-3, 2175-3, 2413-3, 3223-3, 4353-3, 5026-3, 5038-3 (Poinsett Hutterian Brethern); 3264-3 (John Heber); 3479-3, 4237-3 (Bob Kohnen); 3825-3 (Rod Page, operator); 4017-3 (Martin Ronning); 4257-3 (Patricia Ronning & Jeanette Hurrell); 4521-3 (Tom/William Maher & Harvey Buhl); 4564-3, 4611-3 (Wendell Bishop); 4660-3 (Dohl Grohs); 4732-3 (Gerald Benjamin); 4741-3 (Lois J Elsingher); 4827-3 (Gary Smith); 4844-3 (Gerald Goetsch); 4966-3 (Delano Hofer); 4985-3, 4992-3, 5043-3, 5044-3 (Ray & David Hanson); 4754-3 (Richard Beare); and 375-2 (Rhea Brill), have now submitted the 1987 irrigation questionnaires for these permits, that a 60 day suspension period has been completed and that these permits are reinstated effective immediately. The owners of the permits are also NOTIFIED that failure to submit future required irrigation questionnaires will result in a one year suspension without reinstatement."

If you have any questions, please contact us.

cc: Water Management Board



CERTIFICATION

I hereby certify that on May 13, 1988 I have personally deposited with the U.S. Mail, a postage prepaid envelope containing Notice of Reinstatement of Suspended Water Permits addressed as follows:

Dihl Grohs
RR 1, Box 94
Kimball SD 57355

Karen Schlaak

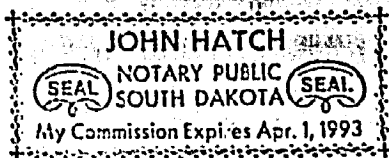
KAREN SCHLAACK
Senior Secretary

STATE OF SOUTH DAKOTA)

COUNTY OF HUGHES)

SS

Sworn to, before me, this 16th day of May, 1988.



John Hatch
Notary Public

SOUTH DAKOTA
Department of
Water & Natural Resources

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

February 17, 1989

Dihl Grohs
RR 1, Box 94
Kimball, SD 57355

Dear Mr. Grohs:

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 D. Hatch

for JOHN HATCH, Chief Engineer
Water Rights Division



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

DIHL GROHS
RR #1 BOX 94
KIMBALL SD 57355

NOTICE

RE: Violation of Water Permit No(s) 4660-3

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 4660-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of 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) 4660-3 qualification:

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

The hearing will be held at 9:15 am, March 4, 1992, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. 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) 4660-3 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 before the March 4th hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

DIHL GROHS
RR 1, BOX 94
KIMBALL, SD 57355

NOTICE

Re: Failure to Report Chemical Use under Water Permit No(s) 4660-3

The first notice to file chemigation report(s) for Permit No(s) 4660-3 was dated October 18, 1991. Our records indicate that we have not received the 1991 chemigation report for Permits No(s) 4660-3. The Water Management Board has directed that owners of water permits who have not submitted the 1991 chemigation report(s) be given notice of violation and of hearing before the Board. The hearing held by the Board is to determine what action is to be taken concerning violation of Administrative rule 74:02:09:02(3). This rule requires chemigation users to report the type of chemical applied, the dates, hours and amount of chemical application.

The hearings will be held at 9:15 am, on March 4, 1992, at the Floyd Matthew Training Center, Joe Foss Building, 523 E. Capitol, Pierre SD, and will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation or up to three years for the second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s). 4660-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

Very truly yours,

RON DUVALL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

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



GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 31, 1992

DIHL, GROHS
RR 1, BOX 94
KIMBALL, SD 57355

Dear Mr. GROHS:

I am writing to acknowledge receipt of your 1991 chemigation report for Water Right No. (s) 4660-3. You may disregard the January 27, 1992 Notice of Failure to Report Chemical Use for 1991. With receipt of the chemigation report, your name has been deleted from the March 4, 1992 Water Management Board meeting agenda.

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

Sincerely,

DON FRYE, Natural Resources Analyst
Water Rights Division

South Dakota

GREAT LACES. GREAT PLACES.

February 3, 1992

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

4660-3

Dihl Grohs
RR #1 Box 94
Kimball, SD 57355

Dear Mr. Grohs:

I am writing to acknowledge receipt of your 1991 irrigation questionnaire for Water Permit No. 4660-3. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaire was received prior to the Water Management Board meeting and your name was deleted from the agenda.

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

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
Water Rights Division

SENDER:

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

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

1. ☐ Addressee's Address

2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

DIHL GROHS
RR #1 BOX 94
KIMBALL, SD 57355

4a. Article Number

P906 557 747

4b. Service Type

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

7. Date of Delivery

5. Signature (Addressee)

[Signature]

6. Signature (Agent)

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

4660-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 1993

NOTICE

TO: DIHL J GROHS
RR #1 BOX 94
KIMBALL SD 57355

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Violation of Water Permit No(s) 4660-3 & 5603-3

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 4660-3 & 5603-3. The request for the Questionnaire was dated October 16, 1992. The Water Management Board has directed that owners of water permits who have not submitted the 1992 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) 4660-3 & 5603-3 qualification:

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

The hearing will be held at 9:30 am, March 3, 1993, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. 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) 4660-3 & 5603-3 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. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaire(s) is(are) received in this office before the March 3rd hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
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- 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:

4660-3

DIHL J GROHS
RR #1 BOX 94
KIMBALL SD 57355

4a. Article Number:

P 98-560-147

4b. Service Type

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

7. Date of Delivery

1-30-93

5. Signature (Addressee)

Dihl J Grohs

6. Signature (Agent)

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

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

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



4660-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 4, 1993

4660-3
5603-3

Dihl Grohs
RR #1 Box 94
Kimball, SD 57355

Dear Mr. Grohs:

I am writing to acknowledge receipt your 1992 irrigation questionnaires for Water Permit 4660-3 and 5603-3. You may disregard the January 29, 1993, Notice of Violation of Water Permit.

The questionnaires were received prior to the Water Management Board meeting, and your name was deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Natural Resources Analyst
Water Rights Division
(605) 773-3352



4660-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 9, 1998

NOTICE

TO: DIHL J GROHS, 23539 365TH AVE, KIMBALL, SD 57355
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) 4660-3 & 5603-3. 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) 4660-3 & 5603-3 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) 4660-3 & 5603-3 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:

DIANE J GROHS
23539 365TH AVE
KIMBALL SD 57355

4660-3

4a. Article Number

119-141 226

4b. Service Type

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

7. Date of Delivery

C. Received By: (Print Name)

JENNIFER GROHS

8. Signature: (Addressee or Agent)

X Jennifer Grohs

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.



4660-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 13, 1998

4660-3
5603-3

Dihl J Grohs
23539 365th Ave
Kimball SD 57355

Dear Mr. Grohs:

I am writing to acknowledge receipt of your 1997 irrigation questionnaires. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit Nos. 4660-3 and 5603-3.

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



4660-3
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: DIHL J GROHS, 23539 365TH AVE, KIMBALL, SD 57355
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) 4660-3 & 5603-3. 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) 4660-3 & 5603-3 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) 4660-3 & 5603-3 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.



4660-3

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Current Status

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Your item was delivered at 3:01 pm on January 16, 2004 in KIMBALL, SD 57355. The item was signed for by D GROHS.

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DIHL J GROHS
23539 365TH AVE
KIMBALL SD 57355

Waiver of Signature ☐ YES ☐ NO

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4660-3
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www.state.sd.us/denr

January 22, 2004

4660-3
5603-3

Dihl J Grohs
23539 365th Ave
Kimball SD 57355

Dear Mr. Grohs:

I am writing to acknowledge receipt of your 2003 irrigation questionnaires. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Permit Nos. 4660-3 and 5603-3.

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



4660-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
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www.state.sd.us/denr

January 26, 2007

NOTICE

TO: DIHL J GROHS, 23539 365TH AVE, KIMBALL, SD 57355

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaire(s)

Our records indicate that the 2006 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4660-3 & 5603-3. The request for the Questionnaire was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 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) 4660-3 & 5603-3 qualification:

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

The hearing will be held at 10:30 am, March 7, 2007 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) 4660-3 & 5603-3 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, 2007, 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/eforms/secure/eforms/E0455V5-IQ.pdf>

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.

4660-3

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DIHL J GROHS
23539 365TH AVE
KIMBALL SD 57355

waiver of Signature ☐ YES ☐ NO

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4660-3

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www.state.sd.us/denr

February 9, 2007

4660-3
5603-3

Dihl J Grohs
23539 365th Ave
Kimball SD 57355

Dear Mr. Grohs:

I am writing to acknowledge receipt of your 2006 irrigation questionnaires. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Permit Nos. 4660-3 and 5603-3.

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



4660-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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www.state.sd.us/denr

January 18, 2008

NOTICE

TO: DIHL J GROHS, 23539 365TH AVE, KIMBALL, SD 57355

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2007 Irrigation Questionnaire(s)

Our records indicate that the 2007 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4660-3, 5603-3 & 6845-3. The request for the Questionnaire was dated October 19, 2007. The Water Management Board has directed that owners of water permits who have not submitted the 2007 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) 4660-3, 5603-3 & 6845-3 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, 2008** 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) 4660-3, 5603-3 & 6845-3 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 3, 2008**, 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/eforms/secure/eforms/E0455V6-IQ.pdf>

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.

4660-3

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DIHL J GROHS
23539 365TH AVE
KIMBALL SD 57355

Waiver of Signature ☐ YES ☐ NOPostmark
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January 29, 2008

4660-3
5603-3
6845-3

Dihl J Grohs
23539 365th Ave
Kimball SD 57355

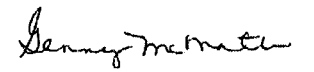
Dear Mr. Grohs:

I am writing to acknowledge receipt of your 2007 irrigation questionnaires. You may disregard the January 18, 2008, "Notice" concerning reporting requirements for Water Permit Nos. 4660-3, 5603-3 and 6845-3.

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



4660 3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 23, 2009

NOTICE

TO: DIHL J GROHS, 23539 365TH AVE, KIMBALL, SD 57355

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) 4660-3, 5603-3 & 6845-3. 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) 4660-3, 5603-3 & 6845-3 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) 4660-3, 5603-3 & 6845-3 in accordance with applicable provisions of SDCL 46-1-12; **Due to a past violation on Water Right No. 4660-3, Water Rights Staff will be recommending to the Board that the water right be suspended for three years;**
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/eforms/secure/eforms/E0455V7-IQ.pdf>

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.

4660-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 28, 2009

4660-3
5603-3
6845-3

Dihl J Grohs
23539 365th Ave
Kimball SD 57355

Dear Mr. Grohs:

I am writing to acknowledge receipt of your 2008 irrigation questionnaires. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Permit Nos. 4660-3, 5603-3 and 6845-3.

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

4660-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

October 23, 2013

Dihl J Grohs
6005 N Western Ave
Sioux Falls SD 57107 0850

RE: Water Permit or Right Nos. 4660-3, 5603-3, 6845-3, 7309-3 & 7310-3

Dear Mr. Grohs:

Enclosed is a "Notice" dated October 18, 2013 concerning the 2013 irrigation questionnaire.

The notice was originally mailed to PO Box 190, Kimball SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 4660-3Date: 3-3-14I/We request that Water Right/Permit No. 4660-3 formerly owned by:D. H. Grohs

be transferred to:

New Owner Name:

Todd Grohs

Address:

509 Slocum Ave S

City, State, Zip

Nessington Springs SD 57382 Telephone No. 680-9900

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

RECEIVED
MAR 05 2014
WATER RIGHTS
PROGRAM

☒ I understand that the validity of Water Right/Permit No. 4660-3 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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 included to cover the filing fee as required by SDCL 46-2-13.

I, Todd Grohs, 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 3/5, 20 14

RECEIVED OF Todd Crohs 509 Slocum Ave S West Springs SD 57382

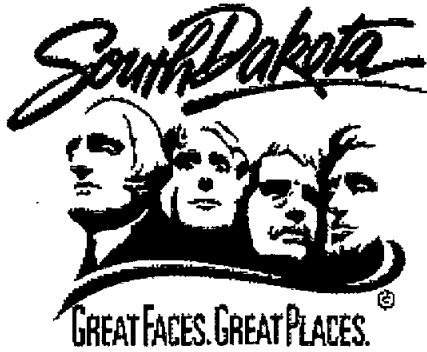
The following amount in fees for services rendered as provided for by law:

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>4660-3</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. **06774**

By J. Lorne Goodman
Chief Engineer

4660-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 10, 2014

Todd Grohs
509 Slocum Ave S
Wessington Springs SD 57382

RE: Water Permit Nos. 7310-3, 7309-3, 6845-3, 5603-3 and 4660-3

Dear Mr. Grohs:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for filing an ownership change on Water Permit Nos. 7310-3, 7309-3, 6845-3, 5603-3 and 4660-3.

The ownership changes have been completed. The above listed permits formerly held by Dihl Grohs are now listed in your name.

Enclosed for your records are Receipt Nos. 06774, 06775, 06776, 06777 and 06778 in the amount of \$50 each. 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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures

4660-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

4660-3
5603-3
6845-3
7309-3

OCT 19 2015

Todd Grohs
1007 Main St E
Wessington Springs SD 57382

Dear Mr. Grohs:

Enclosed is Water License No. 7309-3. This is the final water right document completing your process of obtaining a Water Right. Included with your license is a map prepared by the staff engineer who conducted the field investigation.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the wells authorized by Water Right No. 7309-3, 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.

Sincerely,

Jeanne Goodman, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

Note: Upon licensing, the applicable portions of Water Permit Nos. 4660-3, 5603-3 and 6845-3 were incorporated into Water License No. 7309-3.