

1. Considered MAY 1 1981
2. Name of Applicant WAYNE H. JERSEN
3. Post Office Address RR Box 32 - GAYVILLE 57031
4. Amount of Water Claimed 1.8
5. Source of Water Supply 108' WELL
6. Water to be used for IRR
7. Acres to be irrigated 120 maximum acre feet
8. Water to be diverted and used in ~~YANKTON~~ YANKTON County
about 1 1/2 S 1/2 miles WEST of GAYVILLE
9. PROOF OF PUBLICATION Received ~~4-1~~ 4-17-81
Not Received _____
APPLICATION Approved _____
Subject to _____
Not Approved _____
Action deferred _____

Priority _____ Date Received 4-1-81 Application Complete yes no FEE 250.00
Remarks _____

WATER
QUALITY

Date information and/or
fee or corrected Application received _____
Period of Annual use _____
Received yes 4/4/77 no APPROVED CONDITIONAL (Circle one)
W-1 Description same as application yes no Remarks _____

Disapproved _____

Returned _____

Diversion Point
NE⁴ NE⁴ 23 -
T93N - R54W

Lands to be irrigated
NE⁴ SEC 23 - T93N - R54W

WELL
LOG

Remarks _____

Driller Wetmore Dr. Licensed yes no

Depth 108' cap

MAP Map No. 3890-3 Map located in Water Right X Map file _____
Type of Map Aerial Prepared by Vance Miller

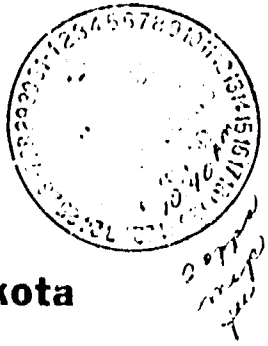
+++++

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 May 1, 1981.
Betty Westlund
(signed)

+++++

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

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

No. 4678-3Map No. 3890-3 Water Division No. 3 MISSOURI RIVER District
Above for Office Use 10170101

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 WAYNE H. JENSEN Phone No. 267-2394
 Post Office Address RR Box 32 Gayville State S.D. 57031
(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) CONTRACT3. Name of diversion work WAYNE H. JENSEN & SONS4. Amount of water claimed (cubic feet per second) 1.85. Source of water supply WELL6. Location of point of diversion SW 1/4 of NE 1/4 of NE 1/4 23 93-54County YANKTON7. Annual period or periods during which water is to be used March 1 to Nov 18. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) IRRIGATION9. For irrigation use, Total number of acres to be irrigated 130

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.
<u>NE 1/4 23 93-54</u>	<u>130 A</u>

Land Description	No. Acres Irr.

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 2 years.11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water PRESS & OBITUARY - YANKTON

12. Principal Features of the Proposed Water Supply System.

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

WELL

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

PIPE

C. Works proposed to apply water to beneficial use.

CENTER PIVOT SPRINKLER SYSTEMEstimated Total Cost \$ 55,000

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

STATE OF SOUTH DAKOTA)

County of Yankton) ss.I, Wayne H. Jensen

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 Wayne H. JensenSubscribed and sworn to before me this 24 day of March, 1981.Edwin Symon
Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Board of Water Management hereby approves Water Right Application No. 4678-3

WAYNE H OLSON

(Applicant)

RR Box 32, GAYVILLE

(Post Office Address)

SOUTH DAKOTA 57031 With the following qualifications.

(State)

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

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

Date of first receipt of application APRIL 1, 1981
 Date of return to applicant for correction, amendments or changes required _____, 19____
 Date of receipt of corrected application APRIL 4, 1981
 Approved MAY 1, 1981, Recorded in Book 22 Page 124

WATER RIGHT PERMIT NO. 4678-3

The Board of Water Management hereby grants and issues this Water Right Permit No. 4678-3 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 APRIL 1, 1981
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 1, 1983
3. The whole of said work is to be completed on or before MAY 1, 1986
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 1, 1988
5. The water appropriated shall be used for the purpose of IRRIGATION

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

7. The amount of the appropriation herein granted shall not exceed 1.8 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 1, 1988, said water to be used during the following described annual period: MARCH 1 - NOVEMBER 1

Witness my hand this 18TH day of MAY, 1981

THE BOARD OF WATER MANAGEMENT

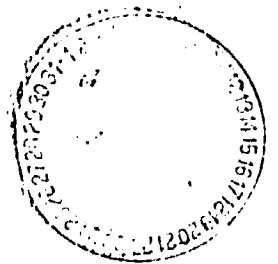
By:

John H. H. H.
 Chief Engineer, Water Rights



WETMORE DRILLING

P.O. BOX 577 - ELK POINT, SOUTH DAKOTA 57025 - (605) 356-3272



February 14, 1977

Wayne Jepson
Gayville, SD 57031

TEST HOLE

0	-	1.5'	topsoil
1.5	-	23'	clay
23	-	59'	fine sand
59	-	108'	coarse sand & gravel

*James Wetmore
Wetmore Drilling*

D. Well Information

- (1) Drill Hole, Diameter 23", Depth 108
- (2) Casing, Type PVC, Diameter 16", Thickness 1/2"
(wood, concrete, steel, etc.)
- (3) Screen, Type slotted, Diameter 16", Length 40'
- (4) Gravel Pack, Thickness 8", Length of gravel pack 60'

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 59'

Depth to bottom of water bearing material 108

Depth to water (ground surface to water level) 18'

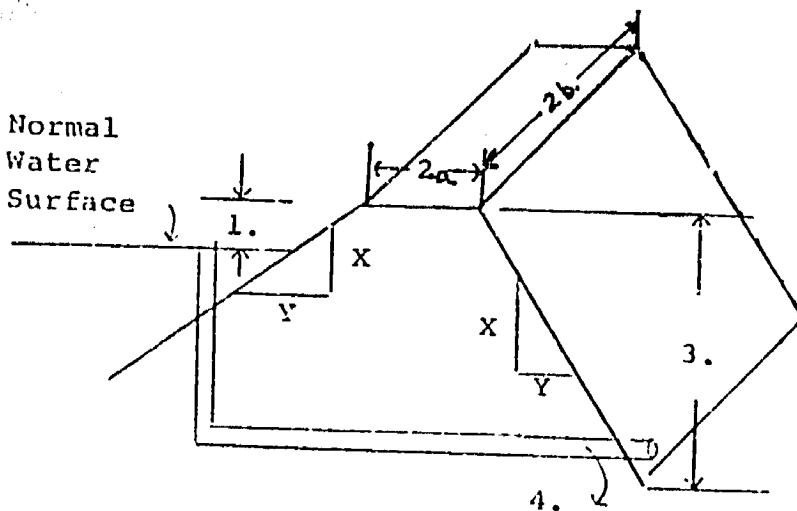
- (2) Distance to nearest existing household or livestock watering well

On same owner's property 50 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 _____

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(THIS FORM REQUIRED FOR PROPOSED GROUND WATER IRRIGATION ONLY)



NAME WAYNE H JEPSEN
ADDRESS RRI Box 32 Gayville, S.D. 57031
COUNTY YANKTON

LEGAL DESCRIPTION

1. WELL LOCATION NW 1/4 of NE 1/4 - 23 - 93 - 54
2. LOCATION OF AREA TO BE IRRIGATED NE 1/4 - 23 - 93 - 54

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT ☒ GUN _____
4. CROPS TO BE IRRIGATED CORN - ALFALFA

WATER QUALITY

5. SAMPLE NUMBER 77-373
6. SALINITY (EC X 10⁶) 1245
7. SODIUM (SAR) 0.86
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0

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

Wayne H Jepsen
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
15 DAY OF January 19 77.

(Title or Seal)
(TITLE OR SEAL)

APPROVED/ [Signature]

REPORT OF ANALYSIS
 Water Quality Laboratory
 Water Resources Research Institute
 South Dakota State University
 Brookings, South Dakota 57006

Submitted by: Wayne H. Jepson
 Address: Gayville, SD 57031

Date Rec'd: March 4, 1977
 Sample No. 77-373
 Identification Well-80
NE1, Sec. 23, T 93N, R 54W

WATER ANALYSIS

Calcium (Ca)	179	ppm*	8.95	me/l**
Magnesium (Mg)	46	ppm	3.77	me/l
Sodium (Na)	50	ppm	2.18	me/l
Potassium (K)	6	ppm	0.16	me/l
Sulfate (SO ₄)	225	ppm	4.68	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	7	ppm	0.20	me/l
Bicarbonate (HCO ₃)	634	ppm	10.40	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	520	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1245	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.86			
Sodium	14.47	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.14			

Others:

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 15.06 me/l
 Total anions 15.28 me/l

By: Shirley Mitten

Service Performed

Amount Due

Irrigation analysis

\$15.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 77-373

Amount Enclosed \$

Signed

March 22, 1977

Mr. Wayne H. Jepsen
R.R. #1, Box 32
Gayville, SD 57031

Dear Mr. Jepsen:

Your water sample (Lab. No. 77-373) has been analyzed and the results are reported on the accompanying sheet, which is your copy to keep.

I am also enclosing a copy of AES pamphlet #13 for your use. The quality of your water for irrigation use is plotted approximately by means of the red cross in the chart on the outside back cover.

This water is marginal for use on the soils you intend to irrigate and should be considered for use only under the following conditions:

- (1) It will be used no more than 3 times (preferably less) in any growing season.
- (2) The soil will be completely filled with water so natural leaching can occur, by irrigating in the late fall just before freeze-up, at least one year out of 3.
- (3) Water applications will be made each irrigation to completely re-wet the entire depleted soil within the rooting zone of the crop being grown. This may require 3-5 inches of water each irrigation with fine soils.
- (4) If a salt problem or soil dispersion occurs, contact extension personnel or this office for management recommendations.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOR:ckb

Enclosures

cc: State Conservation Commission

D. Pahl, Extension Service

P.S. The only soil in the quarter really suited to irrigation with water of this salt content (1.04 tons/acre-foot) is the Haynie in a northeast corner. Real problems in crops drowning, salt rise, and getting stuck are ahead with these fine-textured soils and a center pivot system.

Publish: first publication, on or before April 10, 1981NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 1, 1981Notice is hereby given that Wayne H Jepsen whose post officeaddress is Gayville, 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 thru 52:01:01:13, for a permit to appropriate for beneficial use 1.8 cubic feet of water per second of time from ground water(one well) through the Wayne H Jepsen & Sons, the point ~~(xx)~~ of diversion of which is ~~(xxx)~~ to be located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, Twp. 93N, Range 54W. Said water to be used for the purpose of providing irrigation on portions of the following described land:NE $\frac{1}{4}$, Section 23, T93N, R54WThis Application No. 4678-3 will be considered by the Water Management Board at the Civil Defense Room, State Capitol Building, Pierre, South Dakota upon the 1st day of May, 1981at 10:00 AM. 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, DMNR, Joe Foss Building, Pierre SD, prior to the hearing date for assistance to assure access to the hearing.

WATER MANAGEMENT BOARD

cc: Wayne H Jepsen
RR, Box 32, Gayville, SD 57031BETTY WESTLUND
Water Rights Specialist

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

No. 1-67R-2

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Yankton) ss.

I, Larry Benson hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Yankton Daily Press & Dakotan

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 Yankton of Yankton

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

April 9, 1981

April 16, 1981

Larry Benson
(Signature)

Business Manager
(Title)

4-16-81

(Date Signed)

449&16
NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER

Pierre, South Dakota 57501
April 1, 1981

Notice is hereby given that Wayne H. Jepsen, whose post office address is Gayville, 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, 46-3-1 thru 46-3-8, 46-3-10 thru 46-3-22, 46-3-41, 46-4-3, 46-6-3.1, 46-6-3, 46-6-6.1 46-6-10, 46-6-11 and Board Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 1.8 cubic feet of water per second of time from ground water (one well) through the Wayne H. Jepsen & Sons, the point of diversion of which is to be located in the NE 1/4 NE 1/4 of Section 23, Twp. 33N, Range 54W. Said water to be used for the purpose of providing irrigation on portions of the following described land: NE 1/4, Section 23, T33N, R54W.

This Application No. 4678-3 will be considered by the Water Management Board at the Civil Defense Room, State Capitol Building, Pierre, South Dakota upon the 1st day of May, 1981 at 10:00 A.M. The Board is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Board decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Board in writing prior to the hearing or orally at the hearing.

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WATER MANAGEMENT BOARD
BETTY WESTLUND
Water Rights Specialist



RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8110

PIERRE,

April 1

1911

RECEIVED OF Wayne H. Jepsen, RP, Box 32, Gayville, SD 57031

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

Fee for Application for Permit to Appropriate Water No. <u>4673-3</u> (examination, processing, recording and filing) _____	250.	00
Fee for Inspecting Construction, and Issuing Cert. of Construction No. _____		
Fee for Inspecting Beneficial Use, and Issuing Water License No. _____		
Fee for Issuing Location Certificate-Dry Draw, No. _____		
Fee for filling _____		
Fee for certified copy of _____		
Fee for Print copy of map _____		
Fee for Certifying _____		
Fee for _____		
(any other work as provided by law)		
TOTAL	250.	00

WATER RIGHTS COMMISSION

By

(Signature)
Chief Engineer, Executive Officer
COMM WATCH / (dt)

NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USEPost Office Gayville SDDate 11-30-81TO: Water Rights Commission
Joe 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.

4678-3

Water Right Permit No. 4678.3 states that the diversion system is to be constructed by WAYNE H. JEPSEN, and that the water is put to beneficial use by IRRIGATION.

The diversion system was completed on July 1 1981. Applying the water to beneficial use was completed on July 8 1981.

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.

Wayne H. Jepsen
(Signature)

WAYNE JEPSEN
R. R. 1, Box 32
Gayville, S. Dak. 57031

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

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

October 26, 1989

4678-3

Craig W Jepsen
RR #1 Box 32
Gayville, SD 57031

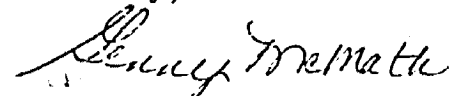
Dear Mr. Jepsen:

Enclosed is a partially completed "Notice of Transfer" for use in filing an ownership change on Water Permit No. 4678-3. Please check over the form and sign in the presence of a notary public. Upon completion of the form, return it to our office with a required filing fee of \$2.50.

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

The "Notice of Transfer" is being sent to you in response to the 1989 irrigation questionnaire. If you have any questions, please contact me.

Sincerely,



GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosure



Water Rights Division - DWR
Conversation or File Documentation

File No. 4678-5

NAME OF PERSON OR FILE: Craig Jepsen

ADDRESS: RR #1 Box 32, Gayville, SD COUNTY

DATE: October 27, 1989 TELEPHONE

RE: ownership of Water Permit No. 4678-5

COMMENTS:

Craig Jepsen called about the "Notice of Transfer" I sent to him. He indicated he does not own the land, he rents it from his father (Wayne Jepsen). His father has retired and Craig will be handling the irrigation in the future.

I told him to throw away the transfer form, I would list him on the file as that of operator so the yearly irrigation questionnaires could be sent directly to him. Wayne would retain ownership of the permit.

He stated this was fine.

I told him that if and when he ever obtained ownership of the land to contact our office and I would send him another transfer form.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

4/82

NAME: Lenny McMetz

FIELD INVESTIGATION REPORT FOR PERMIT NO. 4678-3

DATE OF INVESTIGATION	September 15, 1998
NAME & ADDRESS OF INVESTIGATION CONTACT/ RELATIONSHIP TO PERMIT HOLDER, IF APPLICABLE	Craig Jepsen (new permit holder)
NAME & ADDRESS OF PERMIT HOLDER	Craig Jepsen 31225 451 st Ave Gayville SD 57031
DIVERSION POINT LEGAL LOCATION	Center of NE 1/4 section 23-T93N-R54W

Other permit(s) associated with the project: none

WELL INFORMATION:

- 1) Well Drilling Firm: Wetiaore
- 2) No. of Wells 1
- 3) Depth(s) 108 feet
- 4) Well log is available Y

Casing/Screen:

- 1) Diameter 16 inches
- 2) Type Plastic
- 3) Static water level 18 feet

Pump:

- 1) Make Fairbanks Morse

Motor:

- 1) Make General Electric
- 2) Horsepower rating 60 hp

DISTRIBUTION LINES OR CANALS:

- 1) Type steel
- 2) Size 8 inches
- 3) Length 10 feet

SYSTEM TYPE:

Center pivot:

- 1) Make Zimmatic
- 2) Number of towers 8
- 3) End gun Y
- 4) Med pressure 40 psi
- 5) Capacity 800 GPM

CHEMIGATION EQUIPMENT:

- 1) Does chemigate N

PERMIT QUALIFICATIONS:

- 1) Special qualifications to permit being abided by Y
- 2) All structures, wells and lands on map Y
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y

Permit No. 4678-3
Missouri River - Water District

Report of Examination of Works and/or Application of Water to Beneficial Use

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

I have this day, September 15, 1998, made a thorough examination of the water use system owned by Craig Jensen of 31225 451st Ave, Gayville SD 57031 holder of Permit No. 4678-3, bearing the priority of April 1, 1981 authorizing the diversion of 1.80 cu. ft. per second of the waters of ground water for irrigation purposes, in Yankton County.

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

A. Works used to divert the water:

Pump:

- 1) Make Fairbanks Morse

Motor:

- 1) Make General Electric
 2) Horsepower rating 60 hp

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

- 1) Type steel 2) Size 8 inches 3) Length 10 feet

C. Works used to apply water to beneficial use:

Center pivot:

- 1) Make Zimmatic
 2) Number of towers 8

- 3) End gun Y
 4) Med pressure 40 psi
 5) Capacity 800 GPM

The system is in the following condition good. The point of diversion is located Well: center of NE $\frac{1}{4}$ section 23-T93N-R54W. The works are capable of diverting and conveying to the place of use 1.80 cu. ft. per second of water which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

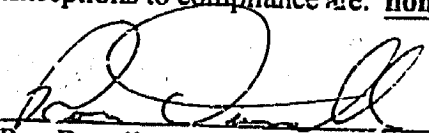
All in section 23-T93N-R54W:

<u>NE$\frac{1}{4}$NE$\frac{1}{4}$</u>	<u>22 ac</u>	<u>SW$\frac{1}{4}$NE$\frac{1}{4}$</u>	<u>32 ac</u>
<u>NW$\frac{1}{4}$NE$\frac{1}{4}$</u>	<u>32 ac</u>	<u>SE$\frac{1}{4}$NE$\frac{1}{4}$</u>	<u>22 ac</u>

comprising a total of 108 acres of land and the license should be issued for 1.54 cfs.

Applicable permit qualifications have been complied with: Yes X No

Exceptions to compliance are: none Date report completed: December 1, 1998


 Ron Duvall

Natural Resources Engineer
 DENR, Water Rights Program



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 2, 1998

4678-3

Craig Jepsen
31225 451st Ave
Gayville SD 57031

Dear Mr. Jepsen:

The investigation of the water use system, including the extent of application of water to beneficial use, as developed under Water Permit No. 4678-3, was completed by Ron Duvall on September 15, 1998. The final water right document, the Water License, can now be issued.

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

Also, enclosed is a *Notice of Transfer of Ownership* form. The form needs to be completed, signed by the owner, notarized and returned with a \$2.50 filing fee.

Please submit \$52.50 to: **Department of Environment & Natural Resources
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181**

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
(605) 773-3352

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

NOTICE OF TRANSFER OF OWNERSHIP



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

No. 4678-3

Date: 12-12-98

I/We request that Water Permit No. 4678-3

formerly owned by: Wayne Jepsen

be transferred to: (name & address) Craig Jepsen, 31225 451st Ave, Gayville, SD 57031

Telephone No. _____

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

103 acres located in the NE 1/4 Section 23-T93N-R54W

I/We understand that the validity of Water Permit No. 4678-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)

County of Yankton)

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

Craig Jepsen
(Signed)

Subscribed and sworn to before me this 12 day of December, 1998.

Shirley Kaufman
(Notary Public)

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

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

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

NO 415977

Pierre,

December 16, 19 98

RECEIVED OF Craig Jepsen, 31225 451st Ave., Gayville, SD 57031
the following amount in fees for services rendered as provided for by law:

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

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

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

Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water
License No. 4678-3

Fee for Filing Transfer Form Water Permit No. 467803

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

50 00

2 50

52 50

By

Chief Engineer:

John Hatcher



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

JAN 19 1999

4678-3

Craig Jepsen
31225 451st Ave.
Gayville, SD 57031

Dear Mr. Jepsen:

Enclosed is Water License No. 4678-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 415977 in the amount of \$52.50 which you paid for the transfer of ownership, investigation 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. 4678-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

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

ks
enclosures

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 4678-3

(1) Wayne H Jepsen, Gayville SD made Application No. 4678-3, April 1, 1981 for a water permit to divert 1.8 cubic feet of water per second from groundwater (one well), Yankton County, South Dakota for irrigation purposes. Permit No. 4678-3, with a priority date of April 1, 1981 was approved May 1, 1981 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before May 1, 1986 and for the application to beneficial use of said water on or before May 1, 1988.

On December 16, 1998, Water Permit No. 4678-3 was transferred to Craig Jepsen.

(2) It is certified that the permit holder 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 1.54 cubic feet of water per second for beneficial use. The location of the diversion point is the center of NE ¼ Section 23-T93N-R54W.

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

Section 23-T93N-R54W	NE ¼ NE ¼	22 acres
	NW ¼ NE ¼	32 acres
	SW ¼ NE ¼	32 acres
	SE ¼ NE ¼	22 acres
Total		108 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Craig Jepsen, 31225 451st Ave, Gayville SD 57031 the holder and/or owner of Water Right No. 4678-3 is issued a license to appropriate water, the right to use 1.54 cubic feet of water per second from groundwater (one well) with a priority date of April 1, 1981 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Right No. 4678-3 and subject to South Dakota State Law.


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

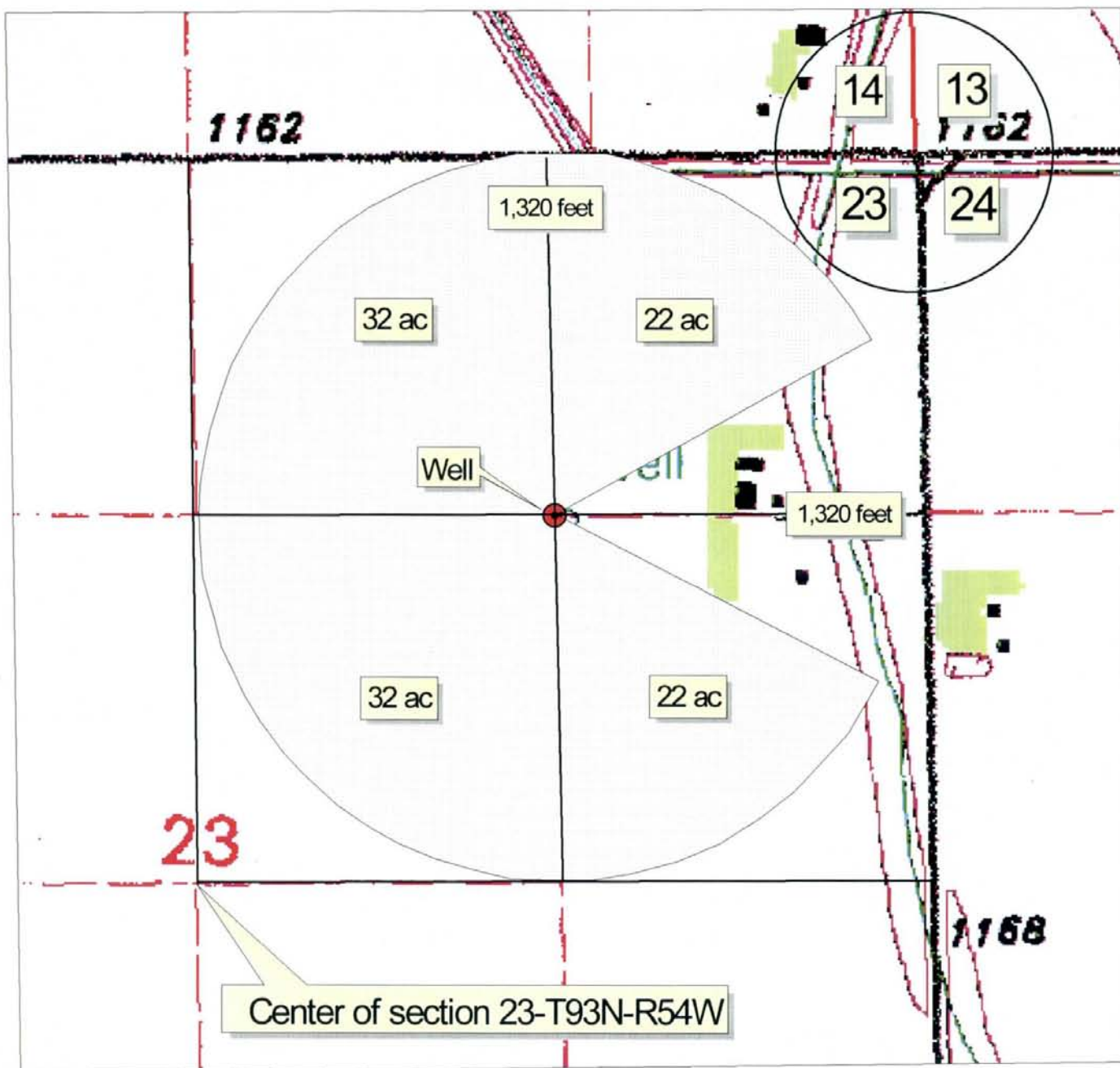
JAN 19 1999

date



1000 0 1000 Feet

N



Ron Duvall
Ron Duvall, Nat Res Engineer

12/1/98
Date

Water Right No. 4678-3

NOT TO SCALE

49.5

76.0

To be irrigated
By Lane P. Miller
Co. Extension agent

40.3

59.0

R-35 Well location

26.2

20.2

77.6

40.9

39.3

93-54

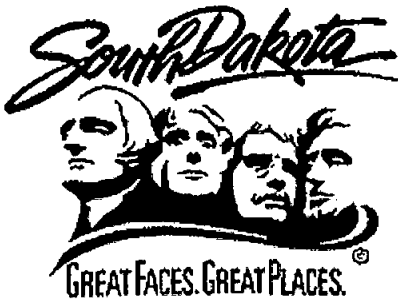
38.1

19.4

59.6

37.6

~~Map # 3890-3~~ Appl 4678-3



4678-3
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 25, 2019

NOTICE

RECEIVED

FEB 04 2019

WATER RIGHTS
PROGRAM

TO: CRAIG JEPSEN, 31225 451ST AVE, GAYVILLE, SD 57031

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2018 Irrigation Questionnaire(s)

Our records indicate your 2018 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4678-3 & 6960-3. The request for the Questionnaire was dated October 30, 2018. The Water Management Board has directed that owners of water permits who have not submitted the 2018 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) 4678-3 & 6960-3 qualification:

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

The hearing will be held at **Wednesday, March 6, 2019 at 10:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4678-3 & 6960-3 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 6, 2019** hearing you will no longer be in violation of your permit and your name will be removed 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 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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.

New address

CRAIG JEPSEN.
804 Washington St.
PO Box 86.
Gayville SD

4678-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 2019

4678-3
6960-3

Craig Jepsen
PO Box 86
Gayville SD 57031-0086

Dear Mr. Jepsen:

I am writing to acknowledge receipt of your 2018 irrigation questionnaire.

You may disregard the January 25, 2019, "Notice" concerning reporting requirements for Water Right Nos. 4678-3 & 6960-3. 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,

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

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



4678-3
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 23, 2020

NOTICE

TO: CRAIG JEPSEN, PO BOX 86, GAYVILLE, SD 57031 0086

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4678-3 & 6960-3. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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) 4678-3 & 6960-3 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4678-3 & 6960-3 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 **February 26, 2020** hearing you will no longer be in violation of your permit and your name will be removed 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 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: CITCJS**

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 30, 2020

4678-3
6960-3

Craig Jepsen
PO Box 86
Gayville SD 57031-0086

Dear Mr. Jepsen:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right Nos. 4678-3 and 6960-3. 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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

4678-3



DENR
SOUTH DAKOTA

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

October 27, 2020

4678-3

6960-3

Craig Jepsen
404 Larson St SW
Hutchinson MN 55350-2108

Dear Mr. Jepsen:

Enclosed is a "Notice" dated October 23, 2020 concerning the 2020 irrigation questionnaires.

The notice was originally mailed to PO Box 86, Gayville 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,

A handwritten signature in black ink, appearing to read 'Genny McMath'.

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

enclosures

4678-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2021

NOTICE

TO: CRAIG JEPSEN, 505 LARSON ST SW, HUTCHINSON, MN 55350 2108
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaire(s)

Our records indicate your 2020 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4678-3 & 6960-3. The request for the Questionnaire was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 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) 4678-3 & 6960-3 qualification:

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

The hearing will be held at **Wednesday, March 3, 2021 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4678-3 & 6960-3 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 3, 2021** hearing you will no longer be in violation of your permit and your name will be removed 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 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: MAMUIL**

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.



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 4, 2021

NOTICE OF ENTRY OF ORDER FOR ONE YEAR SUSPENSION OF WATER RIGHTS

TO: Craig Jepsen, Jepsen Farms, 505 Larson St SW, Hutchinson MN 55350-2108

FROM: Eric Gronlund, Chief Engineer *Eric Gronlund*
Water Rights Program

SUBJECT: One Year Suspension of Water Right Nos. 4678-3 and 6960-3

On March 3, 2021, the Water Management Board ordered:

Effective April 3, 2021, Water Right Nos. 4678-3 and 6960-3 be suspended for the 2021 irrigation season for failure to submit the 2020 irrigation questionnaires.

If the 2020 irrigation questionnaire is received prior to April 3, 2021, the suspension will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2021 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2021 unless the 2020 irrigation questionnaires are submitted by April 3, 2021.

After April 3rd, you may petition the Water Management Board to rescind the suspensions. You will need to submit the 2020 irrigation questionnaires and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May 5-6, 2021 in Pierre, SD. The letter should include your reasons for not completing the 2020 irrigation questionnaires. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Water Rights Staff will conduct compliance checks of suspended water rights this summer to determine if irrigation is taking place.

Please contact Genny McMath (605) 773-3352, if you have any questions.

Certification

I hereby certify that on March 4, 2021, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 4, 2021 regarding Water Management Board action taken March 3, 2021 for Irrigation Questionnaire violations addressed as stated below:

Amendments:

No. 1994-3: Albert Hattum, 21862 W Bend Rd, Harrold SD 57536
 No. 4332-3: Kash Van Dyke, 22071 486th Ave, Elkton SD 57026

One Year Suspensions:

No. 515-3: Bruce D Peterson, 3600 S Slaten Park Dr, Sioux Falls SD 57103
 Daniel Benson, 45586 US Hwy 18, Hurley SD 57036
 No. 577-1: Max & Brenda Bowen, 17600 Kentucky Pl, Mud Butte SD 57758
 No. 5524-3: Wade & Todd Druin, 30911 457th Ave, Volin SD 57072-6322
 No. 1554A-1: Franklin Dyck, 313 Pierre St, Vale SD 57788
 No. 1935-1: Brian Dyck, 313 Pierre St, Vale SD 57788
 No. 2675-3: Beau Gregg, 22289 Mint Rd, Harrold SD 57536
 Nos. 6822-3, 8070-3 & 8071-3: Roger Hansen, Hansen Properties, PO Box B, Centerville SD 57014
 No. 1150-2: O M Iwan & Sons, 24912 Rocky Ford Rd, Midland SD 57552
 Nos. 4678-3 & 6960-3: Craig Jepsen, Jepsen Farms, 505 Larson St SW, Hutchinson MN 55350-2108
 Nos. 5566-3, 7615-3 & 7616-3: Wayne Reiersen, 30048 Reiersen Pl, Pollock SD 57648
 No. 2350-3: Bill Boyer, River View Farms, PO Box 486, Alcester SD 57001-0486
 No. 2497-2: Marty Vanderploeg, 22958 293rd St., Martin SD 57551

Three Year Suspensions:

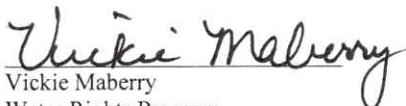
No. 4472-3: Darrel Biddle, 37461 287th St, Geddes SD 57342
 No. 7970-3: David Hoops, PO Box 462, Huron SD 57350-0462

Suspend/Amend

Nos. 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3, 974-3 & 1813-3:
 • Roger Hansen, Hansen Ventures LLC, 700 W Broadway, Centerville SD 57014

Nos. 4705-3, 7924-3, 3803-3 & 4448-3A

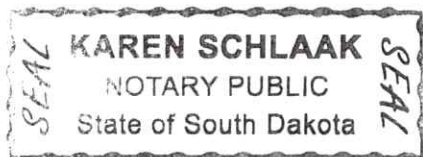
- Brandon Ritter, 30489 115th St, Mound City SD 57646
- Iverson Farms, A Ltd Partnership, 30856 119th St, Mound City SD 57646


 Vickie Maberry
 Water Rights Program

STATE OF SOUTH DAKOTA)
) SS
 COUNTY OF HUGHES)

Sworn to, before me, this 4th day of March, 2021.


 Karen Schlaak
 Notary Public
 My Commission expires April 1, 2025



Duvall, Ron

From: fireman28@vastbb.net
Sent: Friday, July 2, 2021 10:33 AM
To: Duvall, Ron
Subject: Re: [EXT] Suspension of Irrigation Permits

Thanks Ron. This email is requesting the Water Management Board to consider rescinding the suspension of Water Right Nos. 4678-3 and 6960-3.

If you need more from me, please let me know. Also, moving forward, I am requesting the information to be sent to me instead of my uncle Craig Jepsen. Thanks.

Gary Jepsen

Jepsen Siblings

On 2021-07-02 09:35, Duvall, Ron wrote:

Gary,

I have attached the 2020 irrigation questionnaires for you to complete and return. You will notice at the top of the forms there is a link and password that can be used to submit your 2020 irrigation usage using an online form if you prefer to do that.

Please respond to this email requesting the Water Management Board to consider rescinding the suspension of Water Right Nos. 4678-3 and 6960-3. Once I get that request, I will reply back with how to connect to the board meeting scheduled for July 7, 2021, at approximately 10:00 AM Central Time. It may be best to connect to the meeting using video (think Zoom or Teams sort of video) since you may need to be sworn in and a court reporter can only do that if she sees you.

Please let me know if you have any questions. My desk phone is 605.773.5670.

Thank you,



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

July 8, 2021

NOTICE

TO: Gary Jepsen, 31225 451st Ave, Gayville SD 57031
Craig Jepsen, 505 Larson St SW, Hutchinson MN 55350

FROM: Eric Gronlund, Chief Engineer *Eric Gronlund*
Water Rights Program

SUBJECT: Rescission of Suspension for Water Right Nos. 4678-3 & 6960-3

On July 7, 2021, the Water Management Board passed a motion to rescind the one-year suspension of Water Right Nos. 4678-3 & 6960-3, held by Craig Jepsen, Jepsen Farms. The Board's action allows irrigation to take place in 2021.

The Board's action took into consideration the 2020 irrigation questionnaires were now on file. They also considered Gary Jepsen's testimony indicating no knowledge of the reporting requirement because the questionnaires and follow-up notices were directed to Craig Jepsen who is retired from farming.

Please be aware that under SDCL 46-1-12, the Board has the authority to suspend a water right for a period of up to one year for the first violation; for up to three years for the second violation and may cancel a water right for a third violation.

Our records have been changed and future irrigation questionnaires will be sent directly to Gary Jepsen as the renter with any follow-up notices directed to both Craig and Gary Jepsen. The annual irrigation questionnaires are sent out in mid-October each year and are due back by the first week in December. Please keep track of any water use during the irrigation season to enable prompt reporting.

Please contact Genny McMath (605) 773-3352, if you have any questions.

4678-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 19, 2022

4678-3

6960-3

Gary Jepsen
31225 451st Ave
Gayville SD 57031

Dear Mr. Jepsen:

Thank you for calling concerning the ownership changes for Water Right Nos. 4678-3 & 6960-3 and about adding a well to your current irrigation system.

Last year when you submitted the irrigation questionnaires, we were under the impression that you were the new contact person for the water rights and did not actually want them transferred. Enclosed are partially completed transfer forms for use in filing ownership changes. Upon completion, please sign and return the forms to our office with a required filing fee of \$50 each (total of \$100). The check or money order for the fee can be made payable to the Water Rights Program.

With respect to adding a well to your irrigation system, SDCL 46-5-13.1 states the location of a point of diversion may be changed or additional points of diversion may be approved if the new or additional point of diversion is from the same source of water, no additional water is appropriated, and, if the water use is for irrigation, no new land is to be irrigated. The change in location of diversion points may be allowed if the chief engineer is contacted and makes a finding that the change does not increase the potential for interference with existing diversions.

Enclosed is an application to amend a water right. We handle requests for additional wells by having the permit holder file an application, provide a well drillers report and a map showing the location of the new well. If you do not have a well drillers report yet, please complete the supplemental information page included with the application. We then review the application to determine if the request can be handled in-house. No fee is required at this time. If it is determined the more formal process must be followed, we will request the fee and any additional information needed.

If you have any questions at all concerning the transfers or the application to amend your water right, please call (605) 773-3352.

Sincerely,

Genny McMath
Water Rights Program
Genny.mcmath@state.sd.us