

1. Considered MAY 1 1981
2. Name of Applicant DENNIS LAU
3. Post Office Address FRANKFORT, S.D 57440
4. Amount of Water Claimed 2.28
5. Source of Water Supply 67' WELL
6. Water to be used for IRR
7. Acres to be irrigated 160 maximum
acre feet
8. Water to be diverted and used in SPINK County
about 3E, 4S miles of FRANKFORT
9. PROOF OF PUBLICATION Received (int) 4-28-81
Not Received _____
APPLICATION Approved 5-1-81
Subject to WI-IR
Not Approved _____
Action deferred _____

Priority _____ Date Received 4-8-81 Application Complete yes no FEE 250⁰⁰
Remarks _____

WATER QUALITY _____ Date information and/or fee or corrected Application received _____
Period of Annual use MAY To NOVEMBER
Received yes 10/12/79 no _____ APPROVED CONDITIONAL (Circle one)
WI-1 Description same as application yes no _____ Remarks _____

Disapproved _____

Returned _____

Diversion Point _____

APPROX CENTER NW⁴
2-T115N-R62W

Lands to be irrigated _____

NW⁴ 2-115-62

WELL LOG _____ Remarks _____

Driller Huron Drill Licensed yes no

Depth 67' deep

Map No. 3924-3 Map located in Water Right X Map file

Type of Map Soils Map Prepared by Bob Sampson
Co Agent

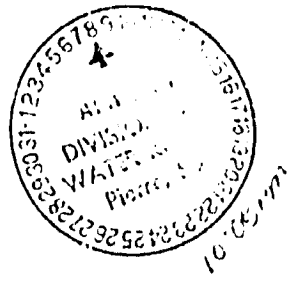
REVIEWED This Application was reviewed within 30 days of date received, accepted as complete, Number assigned and written up for advertisement before the Board on 5-9-81

D. J. Swetsland
(Signed)

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

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

Remarks _____



No. 4714-3
 Map No. 3924-3 Water Division No. 3 JAMES RIVER District
 Above for Office Use 10160006

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

Check one of the following:

New ☒ Vested Right _____ Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant Dennis Lane Phone No. 472-0859
 First Office Address Frankfort, IL State IL Zip Code 57440
 (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) direct labor3. Name of diversion work Dennis Lane4. Amount of water claimed (cubic feet per second) 2.3 100 gals per acre5. Source of water supply Well6. Location of point of diversion N.W 1/4 of 2-115-627. Annual period or periods during which water is to be used May to November County Spink8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation9. For irrigation use, Total number of acres to be irrigated 160

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

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
<u>NW 1/4 of 2-115-62</u>	<u>160</u>		

Attach sheet if more space is needed /

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

11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water Redfield Press

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.

From Well to Center Pivot

C. Works proposed to apply water to beneficial use.

For a Center Pivot SystemEstimated Total Cost \$ 60,000.-

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 Spink) ss.I, Dennis Lane 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 Dennis LaneSubscribed and sworn to before me this 6 day of April, 1981Nicole M. Hanel

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 4714-3

DENNIS LAU FRANKFORT
(Applicant) (Post Office Address)
SOUTH DAKOTA With the following qualifications:
(State) 57440

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 8, 1981
 Date of return to applicant for correction, amendments or changes required _____, 19____
 Date of receipt of corrected application _____, 19____
 Approved May 1, 1981, Recorded in Book 22 Page 154

WATER RIGHT PERMIT NO. 4714-3

The Water Management Board hereby grants and issues this Water Right Permit No. 4714-3 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 8, 1981
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before November 1, 1981
3. The whole of said work is to be completed on or before May 1, 1982
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is May 1, 1983
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 2.28 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, 1983, said water to be used during the following described annual period: May to November

Witness my hand this 19th day of May, 1981

THE WATER MANAGEMENT BOARD

By: John Hatch
 Chief Engineer, Water Rights
 JOHN HATCH

Certificate of Construction Issued _____, 19____

DRILLERS LOG

PAGE NO.

JOB NAME		LOCATION	DATE	RIG NO.	FOREMAN
			12/10/76	15	Everett Lodmel
No.	DEPTH	TIME	REMARKS		
			Sec. 2-115-61-Spink County		
			Test Hole #1		
1	0-20		0-5 Clay top soil, 5-15 Yellow clay, 17-20 Blue clay		
2	20-35		20-30 Blue clay, 30-35 Fine good sand, traces of gravel.		
3	35-50		Fine clear sand, Good water loss.		
4	50-65		50-59 Fine clear sand, Good water loss, 59-65 medium coarse sand		
5	65-80		65-67 Coarse sand, 67-80 Shale		
		TD 80 Ft.			
			Test Hole #2		
1	0-20		0-4 Top Soil, 4-17 yellow clay, 17-19 Sand, 19-20 BC		
2	20-35		20-30 Fine yellow sand, 30-35 Blue clay		
3	35-50		35-44 Blue clay, 44-50 Fine blue sand		
4	50-65		Blue clay		
5	65-80		Blue clay		
		TD 80 Ft.			
			Test Hole #3		
1	0-20		0-2 Top soil, 2-7 Dark clay, 7-19 yellow clay, 19-20 sand		
2	20-35		Blue clay		
3	35-50		Blue clay		
4	50-65		Blue clay		
5	65-80		65-76 Blue clay, 76-80 Fine sand and blue clay		
6	80-95		Fine sand and blue clay		
7	95-110		95-104 fine sand and blue clay, 104-110 Blue clay mixed with some gravel.		
8	110-125		Blue clay and fine sand, traces of coal.		
		TD 125 Ft.			
			Sec. -35-62-Spink Co.		
			Test Hole #4		
1	0-20		0-3 Top soil, 3-17 yellow clay and rocks, 17-20 Blue clay		
2	20-35		Yellow clay-gravel streaks-Rock.		
3	35-50		Blue clay and rocks.		
4	50-65		Blue clay and rocks		
5	65-80		Blue clay and rocks		
6	80-95		Blue clay mixed with some fine sand		
		TD 95 Ft.			

D. Well Information

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____, Diameter _____, Thickness _____
(wood, concrete, steel, etc)
- (3) Screen, Type _____, Diameter _____, Length _____
- (4) Gravel Pack, Thickness _____, Length of gravel pack _____

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 _____

Depth to bottom of water bearing material _____

Depth to water (ground surface to water level) _____

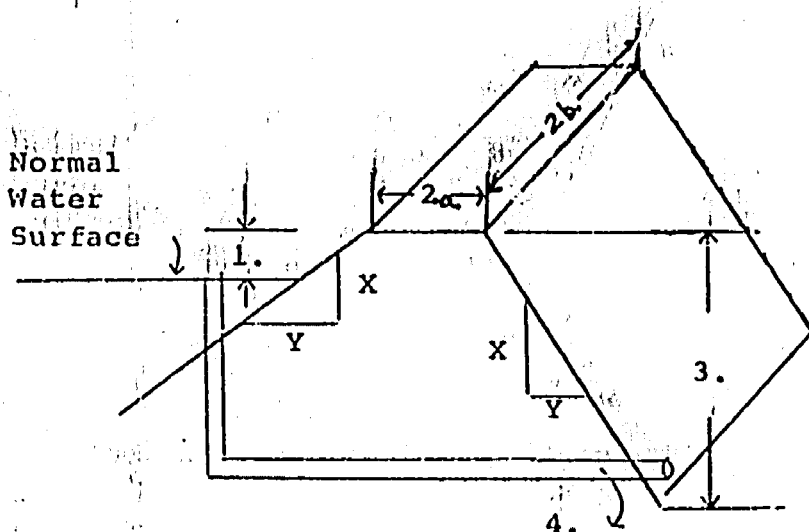
- (2) Distance to nearest existing household or livestock watering well.

On same owner's property _____ rds.

On property owned by others _____ 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 _____

Dennis J. Ray
Signature of Applicant

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

RECEIVED

SEP 07 1979

South Dakota
Division of Conservation

OWNER'S NAME: Dennis L. Lou OWNER'S ADDRESS: Frankfort, South Dakota
COUNTY LAND LOCATED IN: Spink PHONE: 472-0859
TENANT'S NAME AND ADDRESS: (If Other Than Owner) _____

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

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

1. WELL LOCATION OR DIVERSION POINT: Center NW 1/4 - 2 - 115 - 62
2. SURFACE WATER SOURCE: _____
3. LOCATION OF AREA TO BE IRRIGATED: NW 1/4 - 2 - 115 - 62
4. INDICATE NON-IRRIGATED AREAS AND (APPROX.) ACRES ON MAP: (Farmstead, shelterbelts, wetlands, etc.) _____
- TYPE OF IRRIGATION: (Show approximate acres under each type of system)
5. DIVERTITY _____ TOWLINE _____ CENTER PIVOT 150 GUN _____ OTHER (Specify) _____
6. CROPS TO BE IRRIGATED: Corn, Soybean, Wheat
7. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED: 1976
LAND: SW 1/4 - 36 - 116 - 62
IN WHAT NAME: Frankfort, South Dakota

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

8. SAMPLE NUMBER: 79-584
9. SALINITY (EC X 10⁶) 1263
10. SODIUM (SAR) 3.50 ADJUSTED (SAR) 9.35

I hereby certify that I personally obtained or that I personally observed the taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample (see back) were followed, and that the sample was taken at 9:00 A.M., on August 23, 1979, at the following location:

by D. L. Lou (individual who took sample if other than applicant). I also hereby certify that the water sample taken has NOT been adulterated or tampered with in any manner, and is TRULY REPRESENTATIVE of the water which will be used in irrigating the above-described land.

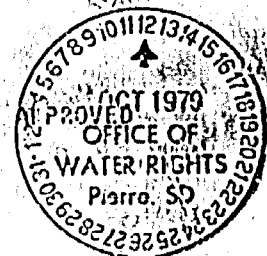
I also hereby certify that a chemical analysis of the irrigation water representative of that used to irrigate shall be acquired from South Dakota State University and the soils information has been acquired from Spink County Conservation District, County Extension Office or Soil Conservation Service,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

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

SUBSCRIBED AND SWORN BEFORE ME THIS
23 DAY OF August, 1979
Sydney W. Wipf
(NOTARY PUBLIC)

Dennis L. Lou
APPLICANT'S SIGNATURE
Keith L. Hanner
Director, Division of Conservation

APPROVED _____
DISAPPROVED _____
X CONDITIONALLY



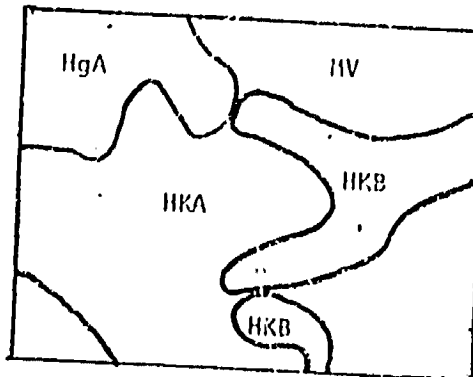
IMPORTANT

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

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

SOILS INFORMATION

E X A M P L E



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

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

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

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

MAP

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

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SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT Dennis Lau, Frankfort, SD

SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED:

RECOMMENDED MANAGEMENT:

1. Water should not be applied more than 3 to 4 times during the irrigation season.
2. Each uninterrupted application (one rotation of center pivot) should be of at least 2 to 3 inches of water.
3. ☒ Yes ☐ No Surface drainage suggested on any area that tends to pond
4. ☐ Yes ☐ No Subsurface drainage suggested on water.
5. ☒ Deep tillage (for the purpose of aiding movement of water through dense subsoil
Occasional use on your fine textured soils (Silt Loam). Best accomplished
COMMENTS: after harvest under drying conditions, followed by irrigation to fill the
soil profile.
6. ☐ Heavy fall application of irrigation water.
7. Type of irrigation system recommended for use on this application pivot.

GENERAL COMMENTS:

On fine textured soils, such as yours, irrigation water intake tends to decrease with each irrigation because of sealing action.

Deep rooted crops such as alfalfa will tend to keep an even intake rate until the surface becomes compacted because of normal field traffic.

The small area on the north side (Beadle soil) will show surface dispersion of sodium salts first. It may be economically beneficial to assure complete surface drainage and/or to irrigate less frequently than the rest of your soils.

Copy to applicant
Copy to Water Rights
Copy on file

REPORT OF ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57007

Submitted by: Dennis Tau
 Address: Brookings, SD 57440

Date Rec'd: August 29, 1979
 Sample No. 79-534
 Identification 011
152, Box. 2, T. 115N, R. 62E

WATER ANALYSIS

Calcium (Ca)	104	ppm*	5.20	me/l**
Magnesium (Mg)	48	ppm	3.94	me/l
Sodium (Na)	171	ppm	7.44	me/l
Potassium (K)	10	ppm	0.26	me/l
Sulfate (SO ₄)	255	ppm	5.30	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	60	ppm	1.68	me/l
Bicarbonate (HCO ₃)	522	ppm	8.56	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		me/l
Alkalinity (Methyl Orange)	428	ppm (as CaCO ₃)		G.P.G.***
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1268	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	3.50	Adjusted SAR	9.35	
Sodium	44.20	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.31			
Others:				

*ppm=parts per million
 **me/l=millequivalents per liter

***G.P.G.=grains per gallon

COMMENTS: Total cations 16.84 me/l
 Total anions 15.54 me/l

By: Shirley Kitten

Service Performed

Amount Due

Irrigation analysis

\$15.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 79-534

Amount Enclosed \$

Signed

No. 4714-3

Publish first publication, on or before April 15, 1981

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 9, 1981

Notice is hereby given that Dennis Lau whose post office

address is Frankfort, 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 2.28 cubic feet of water per second of time from groundwater

(one well) through the Dennis Lau, the point (X) of diversion of which is (XXX) to be located in the approximate center of NW1/4

of Section 2, Twp. 115 N, Range 62W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

NW1/4, Section 2 - T115N - R62W

This Application No. 4714-3 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 A.M. The Board is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Board decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Board in writing prior to the hearing or orally at the hearing.

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

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

WATER MANAGEMENT BOARD

cc: Dennis Lau
Frankfort, SD 57440

BETT/ WESTLUND
Water Rights Specialist

No. 2774-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Spink) ss.

I, Roger Matz hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Redfield Press

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 Redfield

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

April 15, 1981

April 22, 1981

Roger Matz
(Signature)

Publisher
(Title)

April 22, 1981
(Date Signed)

Cost of Printing: 24.25

NOTICE OF
HEARING ON
APPLICATION
APPROPRIATE WA
Pierre, South Dakota
April 9, 1981

Notice is hereby given that
Dennis Lau whose present
address is Frankfort, South
Dakota, has made an application
in accordance with the provisions
of SDCL 46-1-1 thru 46-1-4
46-2-9 thru 46-2-11, 46-2-12
thru 46-5-8; 46-5-10 thru 46-5-11;
46-6-2, 46-6-3.1, 46-6-3.2,
46-6-10, 46-6-14 and 46-6-15
rules ARSD 52-01:01, 52-01:02,
52-01:03, for a permit to appropriate
cubic feet of water per second
time from groundwater (well) through the Dennis
point of diversion of which is
located in the appropriate
center of NW 1/4 of Section
15 N, Range 62W. Said application
is used for the purpose of
providing irrigation on
of the following described
NW 1/4, Section 15 N, Range 62W.
This Application No. 47
is considered by the
Management Board at the
Defense Room, State Building,
Pierre, South Dakota, on
upon the 1st day of May 1981
A.M. The Board is authorized
make a determination on the
application at the hearing.
Interested persons may
and be heard. Any person
may be affected by a
decision who desires to present
evidence or cross-examine
witnesses according to SDCL
may notify the Board in writing
prior to the hearing or orally
at the hearing.

This hearing is an administrative
proceeding. Any person who
right to be present or
represented by a lawyer,
and other due process rights
be forfeited if they are
exercised at the hearing.
Decisions of the Board may
appealed to the Court
provided by law.

Any handicapped person
wishing to attend this hearing
contact the Water Rights
Division, DWNR, Joe
Building, Pierre SD, prior to
hearing date for assistance
assure access to the hearing.
WATER MANAGEMENT BOARD
Betty Westlund
Water Rights
Specialist

cc:
Dennis Lau
Frankfort, SD 57440
WNR-866A-7-19 Notice of
Intent to Appropriate Water
GROUNDWATER
(April 15, 22)

RECEIF

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8142

PIERRE,

April 8, 1981

RECEIVED OF Dennis Lau, Frankfort, SD 57440

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

Fee for Application for Permit to Appropriate Water No. <u>4714-3</u> (examination, processing, recording and filing)	25.00
Fee for Inspecting Construction, and Issuing Cert. of Construction No. _____	
Fee for Inspecting Beneficial Use, and Issuing Water License No. _____	
Fee for Issuing Location Certificate-Dry Draw, No. _____	
Fee for filing _____	
Fee for certified copy of _____	
Fee for Print copy of map _____	
Fee for Certifying _____	
Fee for _____ (any other work as provided by law)	
TOTAL	250.00

WATER RIGHTS COMMISSION

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



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

4714-3
Dennis Lau
Frankfort SD 57440

Dear Sir:

Water Permit No. 4714-3 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, Chief Engineer
Water Rights Division

JH:ks
enclosure

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

Joe Foss Building
823 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

August 1, 1983

N O T I C E

(4714-3)

Dennis Lau
Frankfort SD 57440

Dear Sir:

July 19, 1983, the Water Management Board passed a motion directing that those persons with water permits that have the qualification:

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

be notified of this requirement.

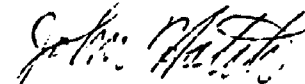
Our records do not show we have received the 1982 Irrigation Questionnaire for Permit No. 4714-3. The questionnaire was requested on the following dates:

1. September 1982 initial request
2. December 1982 followup request
3. March 22, 1983 Notice that submittal of questionnaire is a qualification to water permit

The Board has directed that owners of permits not in compliance with the Irrigation Questionnaire qualification be given until August 30, 1983 to submit the 1982 questionnaire. Any person not submitting the Questionnaire is to be noticed for hearing before the Board to consider disciplinary action including suspension of the permit.

Another questionnaire is enclosed. Please advise if there are any questions or if you believe our records are not correct.

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

JH:ks

enclosure

4714-3



Department of Water & Natural Resources

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

NOTICE

September 13, 1983

TO: Dennis Lau
Frankfort, South Dakota 57440

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

Re: Violation of Permit No(s). 4714-3
by Failure to Submit Required 1982 Irrigation Questionnaire

The Water Management Board has directed that hearing(s) be held to determine what action the Board should take for violation of the Water Permit No(s). 4714-3 qualification that requires the Irrigation Water Use Questionnaire to be submitted each year.

The hearing(s) will also be to determine if Permit No(s). 2235-3 should be amended to require the Questionnaire to be submitted each year.

The hearing(s) will be at 2:30 p.m., October 5, 1983, Civil Defense Room, Basement, State Capitol Building, Pierre, South Dakota. Water Rights Division records do not show that the 1982 Irrigation Questionnaire for Permit No(s). 4714-3 has been received. The questionnaire was requested on the following dates:

1. September 1982 initial request
2. December 1982 follow-up request
3. March 22, 1983 Notice that submittal of questionnaire is a qualification to water permit.
4. August 1983 Notice that Board had directed owners of permits not in compliance with the Irrigation Questionnaire qualification be given until August 30, 1983 to submit the 1982 questionnaire with any permit owner in violation after August 30 to be given notice for hearing before the Board.

Equal Opportunity Employer

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). 4714-3 until either the 1982 Questionnaire is submitted or for a period of up to one year;
2. Amend Permits No(s). 2235-3 also held by Dennis Lau to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action;
4. Take no action.

These hearing(s) are 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.

NOTICE OF ONE YEAR SUSPENSION OF PERMIT

October 11, 1983

TO: Dennis Lau
Frankfort, South Dakota 57440

FROM: John Hatch, Chief Engineer
Water Rights Division

SUBJECT: One Year Suspension of Water Permit No. 4714-3, if 1982
Irrigation Questionnaire is not submitted within 30 days.

Pursuant to the provisions of the notice dated September 13, 1983, and following the hearing October 5, 1983, the Water Management Board ordered:

That Water Permit No. 4714-3 is SUSPENDED until October 5, 1984, unless the required 1982 Irrigation Water Use Questionnaire is submitted by November 11, 1983.

Suspension of a permit means water cannot be pumped during the 1984 irrigation season. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

A01104JH.wr

1552-3
October 24, 1983

George W. Cluts, President
Security State Bank
P.O. Box 405
Doland, South Dakota 57436

RE: Water Permits for Dennis Lau

Dear Mr. Cluts:

Enclosed are three irrigation questionnaires pertaining to Water Permit Nos. 4714-3, 2235-3 and 1552-3 held by Dennis Lau. Please complete the data sheets and return them to this office. If accurate records were not kept, estimations will be satisfactory. The questionnaires must reach our office before November 11, 1983 to avoid suspension of Permit No. 4714-3.

The following is a listing of the lands covered by each permit.

4714-3	160 acres	NW $\frac{1}{4}$ Section 2, T115N, R62W
2235-3	132 acres	S $\frac{1}{2}$ Section 35, T116N, R62W
1552-3	238 acres	E $\frac{1}{2}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ Section 35 W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 36, T116N, R62W

The permits are being microfilmed at present, and when they are returned, copies will be forwarded to you.

If you have any questions, please advise.

Sincerely,

Genny McMath
Water Rights Specialist

GM:ms
Enc.

4714-3

George W. Cluts, President

H.R. Wood, Chm. & Cashier

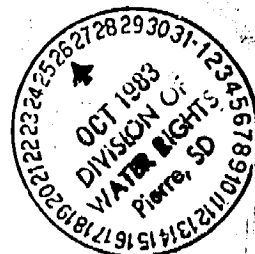
Betty Bell, Asst. Cashier



CAPITAL and SURPLUS \$450,000

MEMBER OF F.D.I.C.

DOLAND, SOUTH DAKOTA 57436



October 25, 1983

Genny McMath
Water Rights Specialist
Joe Foss Building
523 East Capitol
Pierre, SD 57501

Dear Mr. McMath:

Re: Dennis and Karen Lau

In accordance with our telephone conversation on October 24, 1983 please find enclosed the completed water permit questionnaires Nos. 4714-3, 2235-3, and 1552-3 held by Dennis Lau. These forms arrived at the bank this morning and Mr. and Mrs. Dennis Lau stopped in to complete them and we are enclosing them herewith. Please acknowledge receipt of these questionnaires. If any further information is required to satisfy Mr. Lau's water permit requirements please advise.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads "George W. Cluts".

George W. Cluts
President

GWC/km

Enclosures

Water Rights Division
605 773-3352

October 26, 1983

4714-3

Dennis Lau
Frankfort,
South Dakota 57440

Dear Mr. Lau:

This letter will acknowledge receipt of your 1982 Irrigation Questionnaire. You were notified by letter dated October 11, 1983 of the action taken by the Water Management Board to suspend your permit for a period of one year if the required 1982 Irrigation Questionnaire was not submitted by November 11, 1983.

Our records now show that you have returned the 1982 Irrigation Questionnaire and are no longer in violation of your permit. Receipt of the Questionnaire rescinds action taken by the Board to suspend your Permit No. 4714-3.

If you have any questions, please contact this office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH:GM:ks

cc: George W Cluts, Pres.
Security Bank
Box 405
Doland SD 57436

South Dakota Department of
Water & Natural Resources
Joe Foss Building Water Rights Division
523 East Capitol 605 773-3352
Pierre, South Dakota 57501-3181

March 15, 1984

1552-3

2233-3

4714-3

George W Cluts
Security State Bank
Doland SD 57436

RE: Submission of 1983 Irrigation Questionnaire

Dear Mr. Cluts:

Enclosed are the 1983 Irrigation Questionnaires for Water Permits listed in the name of Dennis Lau of Frankfort. The land formerly owned by Mr. Lau is either in the process of being sold or has been sold through your bank to Gary Wipf of Frankfort.

As you can see from the cover letters attached to the questionnaires, submission of the yearly irrigation questionnaire has become very important, and in the last couple of years has become mandatory.

Please have the data sheets completed by the party who irrigated in 1983. The forms should be returned to this office upon completion. Your assistance in this matter will be appreciated.

If you have any questions, please contact us.

Sincerely,

GENNY MCMATH
Natural Resources Analyst

GM:ks

enclosures

4/23/84 - called Mr. Cluts, he gave me info over the phone - did not realize he was to send data sheets to our office. Genny

Equal Opportunity Employer

4714-

SOUTH DAKOTA
Department of
Water & Natural Resources

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

Water Rights Division
605 773-3352

March 7, 1984

N O T I C E

Dear Sir:

The Water Management Board has directed that all owners of Water Permits, not in compliance with the Permit qualification:

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

be notified of this requirement.

Our records show we have not received the 1983 Irrigation Questionnaire for your Permit. The Questionnaire was requested:

- 1) November, 1983 initial request
- 2) December, 1983 followup request

Owners of water permits not in compliance with the Irrigation Questionnaire qualification are being given until April 2, 1984 to submit the 1983 questionnaire. The Board will consider disciplinary action including possible suspension of the permit on April 25, 1984 at 10:30 am in Room 216, Joe Foss Building, 523 E Capitol, Pierre, SD for all permits without questionnaires returned by April 2.

Another questionnaire is enclosed. Please advise if there are any questions or if you believe our records are not correct.

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

NO. _____

4714-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: Feb. 1 1985

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

NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 31.7 Acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 31.7 Acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 31.7 Acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 31.7

Acres, all in Section 2, T115N, R62W

formerly owned by Dennis Lau, Frankfort, South Dakota 57440

has been transferred to Matt Siebrands, RR#1, Box 52, Willow Lake, SD 57278

(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 4714-3 as provided for in SDCL 46-5-32 and 46-5-33.

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

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

STATE OF SOUTH DAKOTA)
County of Clark) ss.

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

Matthew Siebrand
(Signed)

Subscribed and sworn to before me this 1st Day of Feb., 1985.

Ricky L. Frobe
(Notary Public)
Comm. Expires 5-1-1992



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 4 9918

Pierre, February 4, 1988

RECEIVED OF Matt Siebrands, RR#1, Box 52, Willow Lake, SD 57278

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

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

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

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

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

Fee for Filing Transfer Form 4714-3

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____ (Any Other Work Provided by Law)

Total

2 50

2 50

By John Hatch
Chief Engineer JOHN HATCH/ms



**Department of
Water & Natural Resources**

Joe Foss Building Water Rights Division
Pierre, South Dakota 57501

Phone (605) 773-3352

No. _____

4714-3

February 4, 1985

Matt Siebrands,
RR#1, Box 52
Willow Lake, South Dakota 57278

Dear Mr. Siebrands:

Enclosed is receipt No. 4 9918 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 4714-3.

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

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.

3035-3
4714-3

WATER RIGHTS DIVISION
(605) 773-3352

January 26, 1985

Matt Siebrands
RR#1, Box 52
Willow Lake, South Dakota 57278

Dear Mr. Siebrands:

The inspection of the water use system and inspection of the extent of the application of water to beneficial use, as developed under Water Permit Nos. 3035-3 (Alyce M. Siebrands) and 4714-3 (Dennis Lau) has been completed. The final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee (each) for inspection and issuance of the Water License. Upon receipt of the \$50.00 fee for each (\$100.00 total), Water License No. 3035-2 and No. 4714-3 will be sent to you.

Enclosed is a partially completed transfer form for transferring Water Permit No. 4714-3 from Dennis Lau to your name. Please check over, date, sign in the presence of a notary and return it to this office with a \$2.50 filing fee. Upon receipt of the \$2.50 and the completed transfer form, Water Permit No. 4714-3 will be transferred to you.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the license fee has been paid. The total amount due for inspection and issuance of Water License Nos. 3035-3, 4714-3 and for the transfer of Permit No. 4714-3, is \$102.50.

If you have any questions, please contact us.

Sincerely,

Genny McMath
Natural Resources Analyst

GH:ms
Enc.

State of South Dakota
Water License No. 4714-3

(1) Dennis Lauff of his legal residence at Frankfort, South Dakota
made Application No. 4714-3, April 8, 1981 for a water permit to appropriate
2.28 cubic feet per second of water from groundwater (one well)
Spink County, South Dakota for Irrigation purposes.
Permit No. 4714-3, with a priority date of April 8, 1981
was approved May 1, 1981 and issued to applicant(s) for diversion of water with construction of the described
water supply system to be completed on or before May 1, 1982 and for the application to beneficial use of said
water on or before May 1, 1983.

On February 4, 1985 Water Permit No. 4714-3 was transferred to Matt Siebrands,
RR#1, Box 52, Willow Lake, South Dakota.

and

(2) It is certified that the application 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 1.77 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is 100 feet east from the center of the
NW¼ of Section 2, T115N, R62W (BA)

and

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, to irrigate the following land all in T115N, R62W

Section 2	NW $\frac{1}{4}$ NW $\frac{1}{4}$	31.7	Acres	(BB)
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	31.7	Acres	(BA)
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	31.7	Acres	(BC)
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	31.7	Acres	(BD)
TOTAL		126.8	ACRES	

(4) Pursuant to §46-5-30.1 Matt Siebrands
of RR#1, Box 52, Willow Lake, South Dakota 57278

the holder(s) and/or owner(s) of Water Permit No. 4714-3 is issued a license to appropriate water, the right to use 1.77 cubic feet per second of water from groundwater (one well) with a priority date of April 8, 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 Permit No. 4714-3 and subject to South Dakota State Law.

John Hatch
Chief Engineer, Water Rights Division
Department of Water and Natural Resources

JOHN HATCH

APR 9 1985

Permit No. 4714-3James River Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

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

I have this day made a thorough examination of the water use system constructed by Dennis Law
_____ of Frankfort, SD 57442 holder ofPermit No. 4714-3, bearing the priority of April 8 1981 authorizingthe diversion of 2.28 cu. ft. per second of the waters of groundwater (Tulare East James)for irrigation purposes, in Spink County.

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

motor: General Electric pump: Fairbanks Morse
M.N. 5K6237XH501F S.N. V3R2809532
40 hp. size 11 M, 5 stage

A. Works used to divert the water:

pipeline: size - 8 in.
type - Aluminum
length - 100 ft.

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

center pivot: make - Zimmatic
of towers - 7
length - 1300 ft
low pressure - 50 psi
capacity - 800 gpm

C. Works used to apply water to beneficial use:

The system is in the following condition goodThe point of diversion is located 100 ft E from center of the NW 1/4 of sec. 2 -
T115N - R62WThe works are capable of diverting and conveying to the place of use 1.77cu. ft. per second of water which is to be used for irrigation

Water has been put to beneficial use to the maximum extent as follows:

NW 1/4 NW 1/4 sec. 2 - T115N - R62W Acres
31.7NE 1/4 NW 1/4 " 31.7SW 1/4 NW 1/4 " 31.7SE 1/4 NW 1/4 " 31.7comprising a total of 126.8 acres of land and the license should be issued for 1.77 cfsApplicable permit qualifications have been complied with ☒ Yes ☐ No

Exceptions to compliance are: _____

Date Nov. 1, 1984

(signature)

WELL DRILLERS REPORT
SOUTH DAKOTA WATER RIGHTS COMMISSION

Address Frank K. Ford

1/4 Sec. 2 Twp. 112 N. Rg. 62

☐ Domestic ☐ Marine ☒ Test Holes
☐ Irrigation ☐ Industrial ☐ Stock

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

☒ Plastic ☐ Other
If other, specify _____

Was water sample taken

If other, specify

ft. After	hrs. before	ft. After	hrs. before
1	1	1	1
2	2	2	2
3	3	3	3
4	4	4	4
5	5	5	5
6	6	6	6
7	7	7	7
8	8	8	8
9	9	9	9
10	10	10	10
11	11	11	11
12	12	12	12
13	13	13	13
14	14	14	14
15	15	15	15
16	16	16	16
17	17	17	17
18	18	18	18
19	19	19	19
20	20	20	20
21	21	21	21
22	22	22	22
23	23	23	23
24	24	24	24
25	25	25	25
26	26	26	26
27	27	27	27
28	28	28	28
29	29	29	29
30	30	30	30
31	31	31	31
32	32	32	32
33	33	33	33
34	34	34	34
35	35	35	35
36	36	36	36
37	37	37	37
38	38	38	38
39	39	39	39
40	40	40	40
41	41	41	41
42	42	42	42
43	43	43	43
44	44	44	44
45	45	45	45
46	46	46	46
47	47	47	47
48	48	48	48
49	49	49	49
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74	74	74	74
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90	90	90	90
91	91	91	91
92	92	92	92
93	93	93	93
94	94	94	94
95	95	95	95
96	96	96	96
97	97	97	97
98	98	98	98
99	99	99	99
100	100	100	100

(Use Back if Necessary)

3-24-81

~~License #~~

Address

John A. ...

LICENSE FOR PERMIT NUMBER 4714-3

1. Legal location of wells: _____

dams & structures: _____

2. Well Information: Well Drilling Firm _____

No. of wells _____ Depth _____

Casing a) diameter _____ Screen a) type _____

b) length _____ b) length _____

c) type _____ Static Water Level _____

Pump a) make Fairbanks Morse Motor a) make General Electric

b) ~~model~~ 13R2809532X b) model no. SK6237X4501F

c) size 11 M c) horsepower rating 40

d) capacity _____ GPM d) motor efficiency rating _____

e) turbine pump
no. of stages 5

3. Distribution lines:

a) size of lines 8 in.

b) type Aluminum

c) length 100 ft

4. Dam Information:

a) height to crest _____

b) height to spillway _____

c) crest width _____

d) crest length _____

e) spillway length _____

f) spillway width _____

g) approx. storage _____

h) Distribution lines or canals:

1) size _____

2) type _____

3) length _____

i) Outlet tubes:

1) diameter _____

2) type _____

3) valued (Y/N) _____

4) valve type _____

5) location on structure _____

5. System Type: a) sideroll:

1) length _____ feet

2) diameter of pipe _____

3) make, model & number of sprinklers _____

4) spacing of sprinklers _____

5) nozzle size _____

b) towline:

1) length _____ feet

2) make, model & number of sprinklers _____

3) spacing of sprinklers _____

4) nozzle size _____

5. System Type: c) center pivot

- 1) make Zimmatic
- 2) number of towers 7
- 3) distance between towers _____
- 4) overall length 1300
- 5) End gun (Y/N) Y
- 6) high or low pressure low
- 7) make & size of nozzles _____
- 8) PSI reading while system is running 50
- 9) GPM 800

g) Gun

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

d) Gate Pipe

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

e) Siphons

- 1) number _____
- 2) size _____

f) Portable boom

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

h) Hydromatic

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

YES

NO

Check Items

☒

1. Soil and water permit lands agree with lands being irrigated and lands listed on permit.

☒

2. Special Qualifications to permit being abided by.

☒

3. All Structures, wells and lands on map.

REMARKS:

3035-3
4714-3

WATER RIGHTS DIVISION
(605) 773-3352

January 26, 1985

Matt Siebrands
RR#1, Box 52
Willow Lake, South Dakota 57278

Dear Mr. Siebrands:

The inspection of the water use system and inspection of the extent of the application of water to beneficial use, as developed under Water Permit Nos. 3035-3 (Alyce M. Siebrands) and 4714-3 (Dennis Lau) has been completed. The final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee (each) for inspection and issuance of the Water License. Upon receipt of the \$50.00 fee for each (\$100.00 total), Water License No. 3035-2 and No. 4714-3 will be sent to you.

Enclosed is a partially completed transfer form for transferring Water Permit No. 4714-3 from Dennis Lau to your name. Please check over, date, sign in the presence of a notary and return it to this office with a \$2.50 filing fee. Upon receipt of the \$2.50 and the completed transfer form, Water Permit No. 4714-3 will be transferred to you.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the license fee has been paid. The total amount due for inspection and issuance of Water License Nos. 3035-3, 4714-3 and for the transfer of Permit No. 4714-3, is \$102.50.

If you have any questions, please contact us.

Sincerely,

Genny McMath
Natural Resources Analyst

GH:ms
Enc.

RECEIPT

Division of Water Rights

No 4 9920

South Dakota Department of Water and Natural Resources

Pierre, February 4, 1985

RECEIVED OF Matt Slebrands, RR#1, Box 52, Willow Lake, SD 57278

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. 4714-3	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	50 00

By

John Hatch

Chief Engineer JOHN HATCH ms



No. 4714-3

Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

APR 9 1985

APR 9 1985

Matt Siebrands
RR#1, Box 52
Willow Lake, South Dakota 57278

Dear Mr. Siebrands:

Enclosed herewith is, Water License No. 4714-3. This is the final water right document completing your process of obtaining a water right.

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.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH: ms

Enclosures



~~4714~~
4714-3

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

February 2, 1995

Bob Robinson
RR 1, Box 100
Frankfort SD 57440

Dear Mr. Robinson:

As requested enclosed is a copy of Water Right No. 4714-3, Matt Siebrands. Copies of the irrigation questionnaire from the past five years are also enclosed, as well as a partially completed Notice of Transfer form.

If you have any questions, please contact this office.

Sincerely,

Karen Schlaak

Karen Schlaak
Environmental Scientist
605 773-3352

enclosures



4714-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 13, 2000

3035-3

4714-3

George W Cluts
39397 US Hwy 212
Frankfort, SD 57440-6702

Dear Mr. Cluts:

Enclosed as you requested, are partially completed "Notice of Transfer of Ownership" forms for use in filing ownership changes with Water Right Nos. 3035-3 and 4714-3. Water Right No. 3035-3 is currently listed in the name of Alyce M Siebrands and Water Right No. 4714-3 is listed in the name of Matt Siebrands.

The forms will need to be completed and then signed by the new owner(s) in the presence of a notary public. A \$2.50 filing fee is required for each transfer filed (total of \$5.00). The check or money order for the fee can be made payable to the Water Rights Program.

If I can answer any questions for you, please get in touch with me.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 4714-3



Date: 5-15-2000

I/We request that Water Right No. 4714-3

formerly owned by: Matt Siebrands

be transferred to: (name & address)

Sharlott S. Reink

5545 S. 7th St., Lincoln, Neb. 68516

Telephone No. 402-486-3599

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

126.8 acres - NW 1/4 Section 2, T115N, R152W

I/We understand that the validity of Water Right No. 4714-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCI 46-2-13. This form must be signed by the new owner.

STATE OF SOUTH DAKOTA)

County of Spink)

I/We Sharlott S. Reink 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.

Sharlott S. Reink
(Signed)

Subscribed and sworn to before me this 25th day of may, 2000.

Harvey L. Meier
(Notary Public)
HARVEY L. MEIER
MY COMMISSION EXPIRES
March 30, 2001

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

N2 416531

Pierre, May 30, 2000

RECEIVED OF Sharlett L. Keinke, 5545 S. 72nd St., Lincoln, NE 68516
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. _____

Fee for Filing Transfer Form Water Right No. 3035-3

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By

Richard E. [Signature]



4714-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 31, 2000

3035-3
4714-3

Sharlett L Reinke
5545 S 72nd St
Lincoln, NE 68516

Dear Ms. Reinke:

Thank you for following up on the ownership changes for Water Right Nos. 3035-3 and 4714-3. The water rights formerly listed in the names of Alyce and Matt Siebrands, are now listed in your name.

Enclosed for your records are Receipt Nos. 416531 and 416532 in the amounts of \$2.50 each.

I am also enclosing a sample irrigation questionnaire. The form will give you an idea of the type of information you will need to keep track of during the irrigation season. The actual forms that need to be completed and returned to our office will be mailed to you in October of each year. If you have an operator in South Dakota that will be managing the property for you, let me know and I can forward the information to them.

If I can answer any questions for you concerning the water rights or the irrigation questionnaire process, please give me a call.

Sincerely,

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

enclosures



January 14, 2004

NOTICE

4714-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

TO: SHARLETT L REINKE, 5545 S 72ND ST, LINCOLN, NE 68516

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

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaires

Our records indicate that the 2003 Irrigation Questionnaires have not been submitted for Permit Nos. 4714-3, 3035-3. The request for the Questionnaires was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 3035-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 4714-3 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) 4714-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3035-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office 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 (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.



4714-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 7988

Your item was delivered at 8:22 am on January 21, 2004 in LINCOLN, NE 68516. The item was signed for by G REINKE.

[Shipment Details >](#)

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Enter label number:

[Track & Confirm FAQs](#)

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8515 7988

SHARLETT L REINKE
5545 S 72ND ST
LINCOLN NE 68516

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

calling.

POSTAL CUSTOMER:

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

☐ Priority Mail®
☐ Package Services



4714-3
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 22, 2004

3035-3
4714-3

Bob Robinson
17718 398th Ave
Frankfort SD 57440

Dear Mr. Robinson:

This morning, I spoke with Gary Reinke concerning the 2003 irrigation questionnaires for Water Right Nos. 3035-3 and 4714-3. He indicated you farmed the land for them and the questionnaires could be sent directly to you.

He further indicated you felt you had already submitted the forms for 2003. I reviewed our files again and do not find the forms so I am mailing out another set in hopes that you still have the information available.

Please review the forms and complete as needed. The legal descriptions for each water right are listed on the bottom half of each form. If you have internet service, you may fill out the forms on-line and submit them electronically. The web address is:
<https://www.state.sd.us/eforms/secure/eforms/E0455V2-IQ.pdf>

The forms must reach our office prior to February 27th. Thank you in advance for your help.

Sincerely,

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

enclosures

4714-3



**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 30, 2004

3035-3
4714-3

Sharlett L Reinke
5545 S 72nd St
Lincoln NE 68516

Bob Robinson
17718 398th Ave
Frankfort SD 57440

Dear Ms. Reinke and Mr. Robinson:

I am writing to acknowledge receipt of your 2003 irrigation questionnaires.

You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right Nos. 3035-3 and 4714-3. The information was received in our office prior to the Water Management Board meeting and the matter has been deleted from the agenda.

Future questionnaires will be sent directly to Mr. Robinson for completion. The forms that we received were completed however we need to have you include the pump rate. The amount of water used from a particular source can not be calculated without knowing the pump rate.

If you have any questions, please contact me.

Sincerely,

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

NOT TO SCALE

4714

128.4

18.6

137.6

well 100ft. E. of center

8 in

AI

2

310.0

Ron Duvall
Water Resources Eng.
11/1/84

379-1402

115-62

7.5

137.0

85.5

73.6

~~11/1/84~~
Permit # 4717-3



4714-3
**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 24, 2006

NOTICE

TO: BOB ROBINSON, MGR, 17718 398TH AVE, FRANKFORT, SD 57440
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2005 Irrigation Questionnaires

Our records indicate that the 2005 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 28, 2005. The Water Management Board has directed that owners of water permits who have not submitted the 2005 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 3035-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 4714-3 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 2, 2006 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) 4714-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3035-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office on/or before **February 24, 2006**, 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 (605) 773-3352.

c: SHARLETT L REINKE, 5545 S 72ND ST, LINCOLN NE 68516

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.



4714-3

Track & Confirm

Current Status

You entered 2303 2160 0000 0799 3919

Your item was delivered at 8:30 am on January 25, 2006 in FRANKFORT, SD 57440. The item was signed for by B ROBINSON.

[Shipment Details >](#)

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Enter label number:

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U.S. Postal Service™ Signature Confirmation™ Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0799 3919

BOB ROBINSON, MGR
17718 398TH AVE
FRANKFORT SD 57440

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

re mailing.

POSTAL CUSTOMER:

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

CHECK ONE (POSTAL USE ONLY)

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

PS Form 153, May 2002

(See Reverse)



4714-3

Track & Confirm

Current Status

You entered 2303 2160 0000 0799 5777

Your item was delivered at 1:04 pm on January 27, 2006 in LINCOLN, NE 68516. The item was signed for by S REINKE.

[Shipment Details >](#)

Notification Options

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Enter label number:

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U.S. Postal Service™ Signature Confirmation™ Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0799 5777

SHARLETT L REINKE
5545 S 72ND ST
LINCOLN NE 68516

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:

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

CHECK ONE (POSTAL USE ONLY)

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

PS Form 153, May 2002

(See Reverse)



4714-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 2006

3035-3
4714-3

Bob Robinson
17718 398th Ave
Frankfort SD 57440

Dear Mr. Robinson:

I am writing to acknowledge receipt of your 2005 irrigation questionnaires. You may disregard the January 24, 2006, "Notice" concerning reporting requirements for Water Right Nos. 3035-3 and 4714-3.

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

c: Sharlett L Reinke

SD EForm - 0495 V1 NOTICE OF TRANSFER OF OWNERSHIP

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

Water Right/Permit No. 4714-3

Date: 11/21/2006

I/We request that Water Right/Permit No. 4714-3 formerly owned by:

Reinke Investments, LLLP

be transferred to:

New Owner Name: United Feeders, LLP

Address: 26410 470th Ave

City, State, Zip Morris MN 56267 Telephone No. (320) 392-5609

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

Northwest Quarter (NW1/4) of Section Two (2), Township One Hundred Fifteen North (115N), Range Sixty-two West (62W) of the Fifth P.M. all in Spink County, South Dakota

☒ I understand that the validity of Water Right/Permit No. 4714-3 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 Two Dollars and Fifty Cents (\$2.50) is included to cover the filing fee as required by SDCL 46-2-13.

I, Kurt Domnick, Partner of United Feeders, LLP, 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 November 27, 20 06

RECEIVED OF United Feeders LLP, 26410 470th Avenue, Morris MN 56267

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2.50	
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>4714-3</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. _____	2.50	
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

02649

By David L. Ebel
Chief Engineer
gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 4, 2006

3035-3
4714-3

Kurt Domnick
United Feeders LLP
26410 470th Ave
Morris MN 56267

Dear Mr. Domnick:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" forms and filing fees you submitted for transferring Water Right Nos. 3035-3 and 4714-3. The transfers have been completed. The water rights formerly listed in the name of Sharlett Reinke are now listed in the name of United Feeders LLP.

Each year in October, we mail out the annual irrigation questionnaires. This year, the forms were mailed to Bob Robinson (Manager) of Frankfort SD. We will continue to correspond with Mr. Robinson concerning the annual forms until you notify us to do otherwise.

Enclosed are Receipt Nos. 02648 and 02649 in the amount of \$2.50 each which you paid for filing the ownership changes. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures

McMath, Genny

From: Joe Basel [joe.basel@riverviewfarms.com]
Sent: Thursday, June 12, 2008 2:00 PM
To: McMath, Genny
Subject: RE: United Feeders LLP

Genny,

Thank you for cleaning this up. We can use the new one, both Tom and Kurt are in the new office with me. You can send those to my attention, they just put them on my desk anyway.

Thank You,

Joseph Basel
Director of Sustainability
United Feeders

From: Genny.McMath@state.sd.us [mailto:Genny.McMath@state.sd.us]
Sent: Wednesday, June 11, 2008 8:25 AM
To: joe.basel@riverviewgroup.net
Subject: United Feeders LLP

I am contacting you in regard to the recent water permit approved for United Feeders LLC. In reviewing the files, we have several permits for United Feeders LLP and have three different addresses. Could you send me a quick note to let me know which address the company would prefer correspondence sent to?

We have the following for addresses:

No. 6724-3: United Feeders

705 100th St SE, DeGraff, MN (in care of Tom Walsh)

Nos. 1458-3, 3035-3, 3175-3, 4714-3: United Feeders LLP

26410 470th Ave, Morris MN (in care of Kurt Domnick, Ptr)

No. 6998-3: United Feeders LLP

(this is the new one)

26406 470th Ave, Morris MN (in care of Joe Basel)

If you prefer that correspondence be sent to the addresses that are on each one – that's fine too. I just want to make sure we have our records correct.

RECEIVED

AUG 28 2009

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

Water Right/Permit No. 4714-3

Date: 8-13-2009

I/We request that Water Right/Permit No. 4714-3 formerly owned by:

United Feeders LLP

be transferred to:

New Owner Name: Robert Robinson and Sheryl Robinson

Address: 17718 398th Avenue

City, State, Zip Frankfort SD 57440

Telephone No. 605-472-0924

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

NW 1/4 2-115-62 W 5th PM

☒ I understand that the validity of Water Right/Permit No. 4714-3 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, Robert Robinson, the new owner, certify that the above information is true and correct.

Robert Robinson
(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 8/28, 20 09

RECEIVED OF Robert & Sheryl Robinson 17718 398th Ave Frankfort SD 57440

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>4714-3</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. 04204

By Leland Erbe
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 31, 2009

4714-3

Robert & Sheryl Robinson
17718 398th Ave
Frankfort SD 57440

Dear Mr. & Mrs. Robinson:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form and filing fee you submitted for transferring Water Right No. 4714-3. The ownership change has been completed. The water right formerly held by United Feeders LLP is now listed in your names.

Enclosed is your Receipt No. 04204 in the amount of \$50.00. You may keep this for your records.

If you have any questions, please contact me.

Sincerely,

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

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

enclosure

PAID

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

MAY 01 2024

Ck# 1280609

Rec't# _____

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

Water Right/Permit No. 4714-3

Date: May 16, 2024

I/We request that Water Right/Permit No. 4714-3 formerly owned by:
Robert and Sheryl Robinson be transferred to:

New Owner Name: WIPT, Inc.

Address: 18 W 8th Avenue mobile: 605-302-0125

City, State, Zip Redfield, SD 57469 email: wiptinc@gmail.com

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

126.8 acres - NW 1/4 Section 2, T115N, R62W, Spink County SD

☒ I understand that the validity of Water Right/Permit No. 4714-3 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, WIPT, Inc. by Randall J. Waldner, MD, Pres., the new owner, certify that the above information is true and correct.

WIPT, Inc by Randall J. Waldner, MD, Pres.
WIPT, Inc by Randall J. Waldner, MD, Pres. (May 16, 2024 16:12 CDT)

(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, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following 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 Agriculture and Natural Resources

Date May 1, 2024

RECEIVED OF Farm Credit Services of America for Robert/Sheryl Robinson 17738 384th Ave., Redfield SD 57469

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. _____	\$ _____
Fee for Filing Transfer Form <u>4714-3</u>	<u>\$50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	TOTAL <u>\$50.00</u>

By

Eric Ironlund

Chief Engineer

me



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

May 16, 2024

WIPT Inc
c/o Randall Waldner
18 W 8th Ave
Redfield SD 57469

Dear Mr. Waldner:

I have received your "Notice of Transfer of Ownership" form and the required fees. Enclosed is a receipt of payment, as well as a copy of the original license for your records.

Water Right No. 4714-3, previously owned by Robert & Sheryl Robinson, is now listed under WIPT Inc. I have also updated your contact information in our system.

As a reminder, so long as you use the water beneficially, as stated in the water right, State Water Laws provide that you have a continuing right to use the water. Should the water not be put to beneficial use for a period longer than 3 consecutive years, without legal excuse, the water right will be subject to cancellation.

If you have any questions, please contact me.

Sincerely,

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

enclosures



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 14, 2025

NOTICE

TO: WIPT INC, RANDALL WALDNER, 18 W 8TH AVE, REDFIELD, SD 57469

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaire(s)

Our records indicate your 2024 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4714-3. The request for the Questionnaire was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 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) 4714-3 qualification:

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

The hearing will be held on **Wednesday, March 5, 2025, at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4714-3 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 5, 2025**, 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 Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: **ZHAYAO****

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 21, 2025

4714-3

WIPT INC
c/o Randall Waldner
18 W 18th Ave
Redfield SD 57469

Dear Mr. Waldner:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 4714-3. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

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