

1. Considered 5-1 1981
2. Name of Applicant MELVIN WAGNER
3. Post Office Address WOLSEY
4. Amount of Water Claimed 2.28
5. Source of Water Supply 100' DEEP WELL
6. Water to be used for IRRIGATION
7. Acres to be irrigated 160 maximum
acre feet
8. Water to be diverted and used in BEADLE County
about 3 E miles of WOLSEY
9. PROOF OF PUBLICATION Received (initials) 4-28-81
Not Received _____

APPLICATION Approved 5-1-81
Subject to WI-1 Q
Not Approved _____
Action deferred _____

Priority Date Received 4-8-81 Application Complete yes no _____ FEE 250⁰²

Remarks _____

Date information and/or fee or corrected Application received _____
Period of Annual use April-Oct

WATER
QUALITY

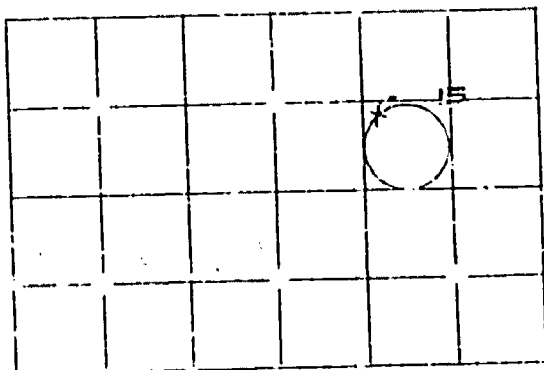
Received yes 4/10/81 no _____ APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as application yes no _____ Remarks _____

well to be within 200' of diverter

Disapprove _____ Returned _____

Diversion Point _____



NW 1/4 SW 1/4 Sec 15, T11N, R63W

Lands to be irrigated _____

SW 1/4 Sec 15, T11N, R63W

WELL
LOG

Remarks _____

Sharon Drilling

Driller DRUGMAN DRUG Licensed yes ✓ no _____

Depth 100'

MAP

Map No. 3731-3 Map located in Water Right ☒ Map file _____

Type of Map Aerial Prepared by A.S.S.

+++++

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 4-10-81.

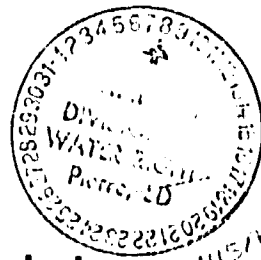
Dale W. Johnson
(Signed)

+++++

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. ~~3~~ 4721-3Map No. 3931-3 Water Division No. 3 JAMES RIVER District
Above for Office Use

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

Check one of the following:

New ☒ Vested Right _____ Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant Melvin Wagner Phone No. 883-4393Post Office Address _____
(Street, RR, or Box) Walsley (Town) SD 57534 (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 Wagner irrigation project4. Amount of water claimed (cubic feet per second) 2.285. Source of water supply Groundwater6. Location of point of diversion Center of SW 1/4 15-111-63NW 4 NW 1 SW 1County Beadle7. Annual period or periods during which water is to be used April - October8. 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.
<u>NW 1/4, SW 1/4 15-111-63</u>	<u>40</u>
<u>NW 1/4, SW 1/4 15-111-63</u>	<u>40</u>
<u>SE 1/4, SW 1/4 15-111-63</u>	<u>40</u>
<u>SW 1/4, SW 1/4 15-111-63</u>	<u>40</u>

Land Description	No. Acres Irr.

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 2 years. Additional time required to complete application of water to the proposed beneficial use _____ years.11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water Huron Daily Plainsman

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.

Pipeline

C. Works proposed to apply water to beneficial use.

Center PivotEstimated Total Cost \$ 110,000

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 Beadle) s.I, Melvin Wagner, 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 Melvin WagnerSubscribed and sworn to before me this 3 day of July, 1981

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 4721-3

MELVIN WAGNER

(Applicant)

WOLSEY

(Post Office Address)

SOUTH DAKOTA 57384

(State)

With the following qualifications

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 W6 APRIL 10, 1981

Approved MAY 1, 1981, Recorded in Book 22 Page 160

WATER RIGHT PERMIT NO. 4721-3

The Water Management Board hereby grants and issues this Water Right Permit No. 4721-3 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 MAY 1, 1982
3. The whole of said work is to be completed on or before MAY 1, 1983
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: APRIL - OCTOBER

Witness my hand this 9TH day of MAY, 1981

THE WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Water Rights

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

PAGE NO.

Dracard Road
3N - 3W - 1/2 N
LOCATION

July 13, 1977

17

Steve Kuchl

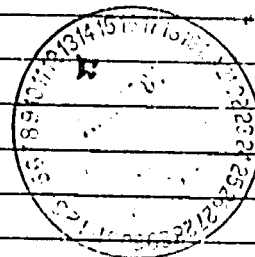
JOB NAME

DATE _____

RIG NO. _____

FOREMAN

2/20/2020 2:00 PM
2/20/2020 2:00 PM



SOUTH DAKOTA
Department of Agriculture

DIVISION OF CONSERVATION

Anderson Building, Room 322 Pierre, South Dakota 57501

Phone 605/773-3258

IRRIGATION PROGRAM: 773-3259

April 16, 1981

Mr. Melvin Wagner
Wolsey, South Dakota 57384



Dear Mr. Wagner:

SPECIAL CONDITION FOR THIS APPLICATION

RE: SW#-Section 15-1111-R63 The irrigation production well must be within 200 feet of the livestock well, that Water Sample #81-314 came from.

This is in reference to your WI#1 Soil/Water Compatibility application form for the above mentioned legal description.

At this time we have conditionally approved your WI#1 form. Your application is conditional as your water and soils are marginal in nature and there does exist a possibility of land damage. However, with a high level of water and land management, the risks are minimal.

Your conditionally approved application is now being forwarded to the Water Management Board for their action. Please be advised that the Water Management Board will make the final determination on your water right application.

The following conditions have been added to your application. If these limits of salt and sodium buildup in the soil are exceeded, or soil restrictions are not followed, the State Conservation Commission may request suspension of your water right. However, the primary purpose of imposing these conditions upon your application is to call your attention to the necessity of avoiding salt and sodium buildup beyond these levels. As you reach or exceed these levels land and crop damage begins to occur. We urge you to begin a system of monitoring the salt and sodium conditions in your soil so that you may take action on your own if the buildup approaches these levels. In relation to the overall costs of installing and maintaining an irrigation system, the cost of monitoring soil conditions will be insignificant.

CONDITIONS:

SALT: Maximum allowable salt buildup in soil profile: 3000 micromhos/cm

SODIUM: Maximum allowable sodium buildup in soil profile: 8% sodium saturation

SOIL RESTRICTIONS: As noted on management form.

If you desire assistance in establishing a monitoring system, you may obtain assistance from a variety of places including this office, the Water Quality Laboratory at South Dakota State University, your extension agent or your local conservation district.

ALSO, in accordance with State Law SDCL 46-5-6.5, if a water permit is granted with a conditional Soil/Water Compatibility permit, a copy of such conditional soil/water compatibility permit must be filed with the County Register of Deeds. This action must be taken by the holder of a water permit within 6 months of receipt of such water permit. After you have filed the conditional permit with the Register of Deeds, notify this office of the date of filing.

Sincerely,

Wynn Sudtelgte
Program Director
Irrigation Program

WS:dt

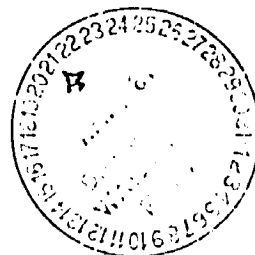
Enclosures: Management Form 1

Conditional

Subj. - Sec. 15-1111-1203

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT Wolvin Warner



SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED WITH THE FOLLOWING RESTRICTIONS:

Te - Tetonka-Moven silt loams
DtA - Dudley - Tetonka silt loams

These are poorly drained soils that should be left in permanent vegetation or drained to avoid problems with ponding and traction.

These soils are indicated by red hatch marks.

RECOMMENDED MANAGEMENT:

The sodium content of your water sample makes this water from the
livestock well marginally suitable for irrigation.

Reclamation of sodium affected soils, is a costly procedure. Please consider all aspects of irrigation before developing this quarter.

SOIL/WATER COMPATIBILITY APPLICATION FORM

STATE CONSERVATION COMMISSION
SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

4-721-3

OWNERS NAME: McLain, Roger OWNERS ADDRESS: 201-ey, SD
COUNTY LAND LOCATED IN: Bendle PHONE: 605-4392
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.) NW 1/4 SW 1/4 Sec 15 T11N R63E

1. WELL LOCATION OR DIVERSION POINT: SW 1/4 Sec 15 T11N R63E
2. SURFACE WATER SOURCE: Groundwater
3. LOCATION OF AREA TO BE IRRIGATED: SW 1/4 Sec 15 T11N R63E
4. INDICATE NON-IRRIGATED AREAS AND (APPROX.) ACRES ON MAP: (Farmstead, shelterbelts, wetlands, etc.)
- TYPE OF IRRIGATION: (Show approximate acres under each type of system)
5. GRAVITY _____ TOWLINE _____ CENTER PIVOT ☒ GUN _____ OTHER (Specify) _____
6. CROPS TO BE IRRIGATED: corn, alfalfa, beans
7. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED: _____
LAND: _____
IN WHAT NAME: _____

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

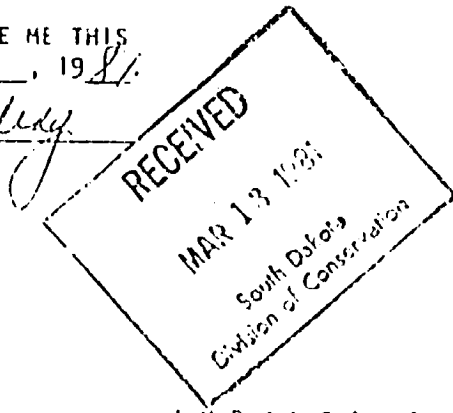
8. SAMPLE NUMBER:	<u>81-314 V-Sample 11/9/81</u>
9. SALINITY (EC X 10 ⁶)	<u>1700</u>
10. SODIUM (SAR)	<u>4.02</u> ADJUSTED (SAR) <u>11.01</u> <u>7.71</u>

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 8:30 A.M./P.M., on Feb. 23, 1981, at the following location: SW 1/4 Sec 15 T11N R63E
by R. McLain (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 Bendle 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).

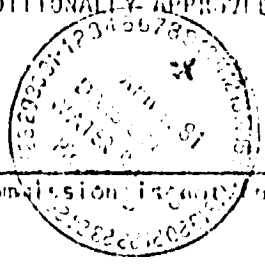
SUBSCRIBED AND SWORN BEFORE ME THIS
2nd DAY OF February, 1981.
Michael J. Schilling
(NOTARY PUBLIC)



McLain, Roger
APPLICANT'S SIGNATURE
Neil McNeil
Director, Division of Conservation

APPROVED

DISAPPROVED
☒ CONDITIONALLY APPROVED



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

No. 4721-2

Publish first publication, on or before April 17, 1981

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 10, 1981

Notice is hereby given that Melvin Wagner whose post office address is Wolsey, 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 Wagner Irrigation Project, the point(X) of diversion of which is (XXXX) to be located in the _____

NW $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 15, Twp. 111 N, Range 63 W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SW $\frac{1}{4}$, Section 15 - T111N - R63W

This Application No. 4721-3 will be considered by the Water Management Board at the Civil Defense Room State Capitol Building, Pierre, SD 57501 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: Melvin Wagner
Wolsey, SD 57384

BETTY WESTLUND
Water Rights Specialist

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

No. h721-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Beadle) ss.

I, Linda Schlotter hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Huron Daily Plainsman

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

April 17, 1981

April 24, 1981

Linda Schlotter
(Signature)

bookkeeper
(Title)

h-24-81
(Date Signed)

F.P. 4-17-81 L.P. 4-24-81
NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER
Pierre, South Dakota 57501
April 16, 1981

Notice is hereby given that
Melvin Wagner, whose post office
address is Wolsey, South Dakota,
has made an application in ac-
cordance 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, 46-6-8.1, 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 (ons well) through
the Wagner Irrigation Project, the
point of diversion of which is to be
located in the NW¼ SW¼ of
Section 15, Twp. 111N, Range 63W.
Said water to be used for the
purpose of providing irrigation on
portions of the following described
land:

SW¼, Section 15, T111N, R63W.
This Application (No. 4721-3) will
be considered by the Water
Management Board at the Civil
Defense Room, State Capitol
Bldg., Pierre, SD upon the 1st day
of May, 1981, at 10 A.M. The Board
is authorized to make a determina-
tion on this applica- 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 repre-
sented 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, R.
Joe Foss Building, Pierre, SD,
prior to the hearing date for
assistance to assure access to the
hearing.

Water Management Board
Betty Westlund
Water Rights Specialist
No. 725 (adv.)



RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8135

PIERRE, April 8, 19 81

RECEIVED OF Melvin Wagner, Walsey, SD 57384

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

Fee for Application for Permit to Appropriate Water No <u>4721-2</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 (John Hatch)
Chief Engineer, Executive Officer
JOHN HATCH / CH

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

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 4721-3

March 17, 1987

Melvin Wagner
Route 1, Box 21
Wolsey, South Dakota 57384

Dear Mr. Wagner:

The inspection of your water use system and inspection of the extent of the application of water to beneficial use, as developed under your Water Right No. 4721-3 has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuing of the Water License. Upon receipt of the \$50.00 fee from you, your Water License will be sent to you.

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

Sincerely,

Maxine Stirling
Secretary

ms/

NOTE: On check or money order, please indicate the number of the water permit. This insures proper handling of the fee.

Permit No. 4721-3James River Water District
10160006**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 Melvin Wagner
Rt. 1 Box 21 of Wobsey, SD 57384 holder of
 Permit No. 4721-3, bearing the priority of April 8 1981 authorizing
 the diversion of 2.28 cu. ft. per second of the waters of well
 for irrigation purposes, in Deadle County.

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

A. Works used to divert the water:

Well: 110' deep, 10" Plastic casing, 25' st. Steel ScreenPump: Wester Land Roller, Serial # 8206866Motor: Newman Electric, Model S20259211, 50 H.P.

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

1800' of 10" PVC Pipe underground From well
to center pivot pad.

C. Works used to apply water to beneficial use:

Lockwood Center Pivot
Model 2265Serial # 821862AA8 towers
operated at 50 psiThe system is in the following condition goodThe point of diversion is located 250' East of the NW corner of the
the Section NW 1/4 SW 1/4 Sec. 15, T111 N, R63 W.The works are capable of diverting and conveying to the place of use pump: 2.67 (pivot: 1.67) g.m.cu. ft. per second of water which is to be used for irrigationWater has been put to beneficial use to the maximum extent as follows: Sec. 15, T111 N, R63 W'NW 1/4 SW 1/4 - 34 AcresNE 1/4 SW 1/4 - 34 "SE 1/4 SW 1/4 - 34 "SW 1/4 SW 1/4 - 34 "comprising a total of 136 acres of land and the license should be issued for 1.67 cfsApplicable permit qualifications have been complied with ☒ Yes ☐ NoExceptions to compliance are: _____ Date Mar. 9, 1987

unable to obtain well log

James L. Wendt
(signature)

LICENSE FOR PERMIT NUMBER 4721

Wagner
3-9-87
JLW

1. Legal location of wells: 110 1/2 S 1/4 15-111-67

dams & structures: _____

2. Well Information: Well Drilling Firm Huron Well Drilling

No. of wells 1 Depth 110'

Casing a) diameter 16" Screen a) type St. Steel

b) length 85' b) length 25'

c) type Plastic Static Water Level _____

Pump a) make Western Land Motor a) make Newman Elec.

b) ^{Serial} model P-1000 b) model no. 520259211

c) size _____ c) horsepower rating 50

d) capacity 1200 GPM d) motor efficiency rating _____

e) turbine pump
no. of stages _____

3. Distribution lines:

a) size of lines 8" 10"

b) type PVC

c) length 1800'

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 _____

RECEIPT

Division of Water Rights
South Dakota Department of Water and Natural Resources

110210

Pierre, June 12, 1937

RECEIVED OF Delvin Wagner, Route 1, Box 21, Wolsey, SD 57394

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>6741-3</u>		
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____	50	00
Fee for _____		
(Any Other Work Provided by Law)	Total	
	50	00

By John Hatch
Chief Engineer JOHN HATCH (HS)

State of South Dakota
Water License No. 4721-3

(1) Melvin Wagner
of RR 1, Box 21, Wolsey, South Dakota 57384
made Application No. 4721-3, April 8, 1981 for a water permit to appropriate
2.28 cubic feet per second of water from groundwater (one well),
Beadle County, South Dakota for irrigation purposes.
Permit No. 4721-3, 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, 1983 and for the application to beneficial use of said
water on or before May 1, 1983.

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 1.67 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is 250' East of the NW Corner of the
NW 1/4 SW 1/4 Section 15, T111N, R63W

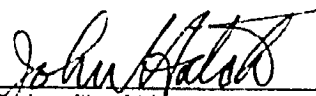
and

(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 T111N, R63W

Section 15	NW $\frac{1}{4}$ SW $\frac{1}{4}$	34 Acres
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	34 Acres
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	34 Acres
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	34 Acres
	TOTAL	136 ACRES

(4) Pursuant to §46-5-30.1 Melvin Wagner
of RR 1, Box 21, Wolsey, South Dakota 57384
the holder(s) and/or owner(s) of Water Permit No. 4721-3 is issued a license to appropriate water, the right to use
1.67 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. 4721-3 and subject
to South Dakota State Law.


Chief Engineer, Water Rights Division
Department of Water and Natural Resources
NOV 3 1981

JOHN HATCH



Department of Water & Natural Resources

Joo Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

No. 4721-3

NOV 3 1987

Melvin Wagner
RR 1, Box 21
Wolsey, South Dakota 57384

Dear Mr. Wagner:

Enclosed herewith is, Water License No. 4721-3. 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



Department of Water & Natural Resources

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

January 29, 1988

MELVIN WAGNER
RR 1 BOX 21
WOLSEY, SD 57381

NOTICE

Re: Violation of Water Permit No(s). 4721-3

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 4721-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4721-3 qualification:

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

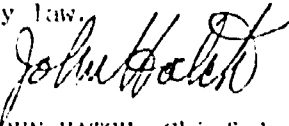
The hearing(s) will be at 9:00 am. March 2, 1988, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

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

1. Suspend Permit No(s). 4721-3 until either the 1987 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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


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

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

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

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

February 5, 1988

4721-3

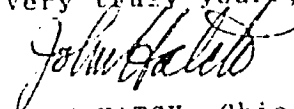
Melvin Wagner
RR 1, Box 21
Wolsey SD 57384

Dear Mr. Wagner:

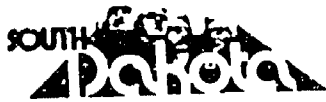
I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 4721-3 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,



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



Department of Water & Natural Resources

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

February 8, 1989

MELVIN WAGNER
RR 1 BOX 21
WOLSEY, SD 57384

NOTICE

RE: Violation of Water Permit No(s). 4721-3

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 4721-3. The request for the Questionnaire was dated October 26, 1988. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4721-3 qualification:

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

The hearing will be held at 9:45 am, March 1, 1989 at the Howard Johnson's, Roosevelt Room, I-90 at LaCrosse, Rapid City SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s). 4721-3 until the 1988 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
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 is received in this office before the March 1st hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,

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



 **Department of
Water & Natural Resources**

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

February 23, 1989

4721-3

Melvin Wagner
RR #1 Box 21
Wolsey, SD 57384

Dear Mr. Wagner:

I am writing to acknowledge receipt of your 1988 irrigation questionnaire for Water Permit No. 4721-3. You may disregard the February 8, 1989, Notice of failure to submit the 1988 irrigation questionnaire. With receipt of the questionnaire your name has been deleted from the March Water Management Board meeting agenda.

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

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division





Department of Water & Natural Resources

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

December 18, 1989

Melvin Wagner
RR #1 Box 21
Wolsey, SD 57384

Dear Mr. Wagner:

Thank you for the prompt return of your 1989 irrigation questionnaire. You indicated on the form that you wanted some information on obtaining another irrigation permit.

Enclosed are blank water permit application forms and an instruction sheet. The instruction sheet outlines the procedure for obtaining a water permit and a soil/water compatibility permit. The filing fees for each application vary. Number 6 on the back side of the instruction sheet describes the fee structure. Other fees include the publication costs (see Number 8 in the instructions).

If you decide to make an application for another water permit and need assistance in completing the forms, please contact either myself or Ron Duvall, at (605) 773-3352.

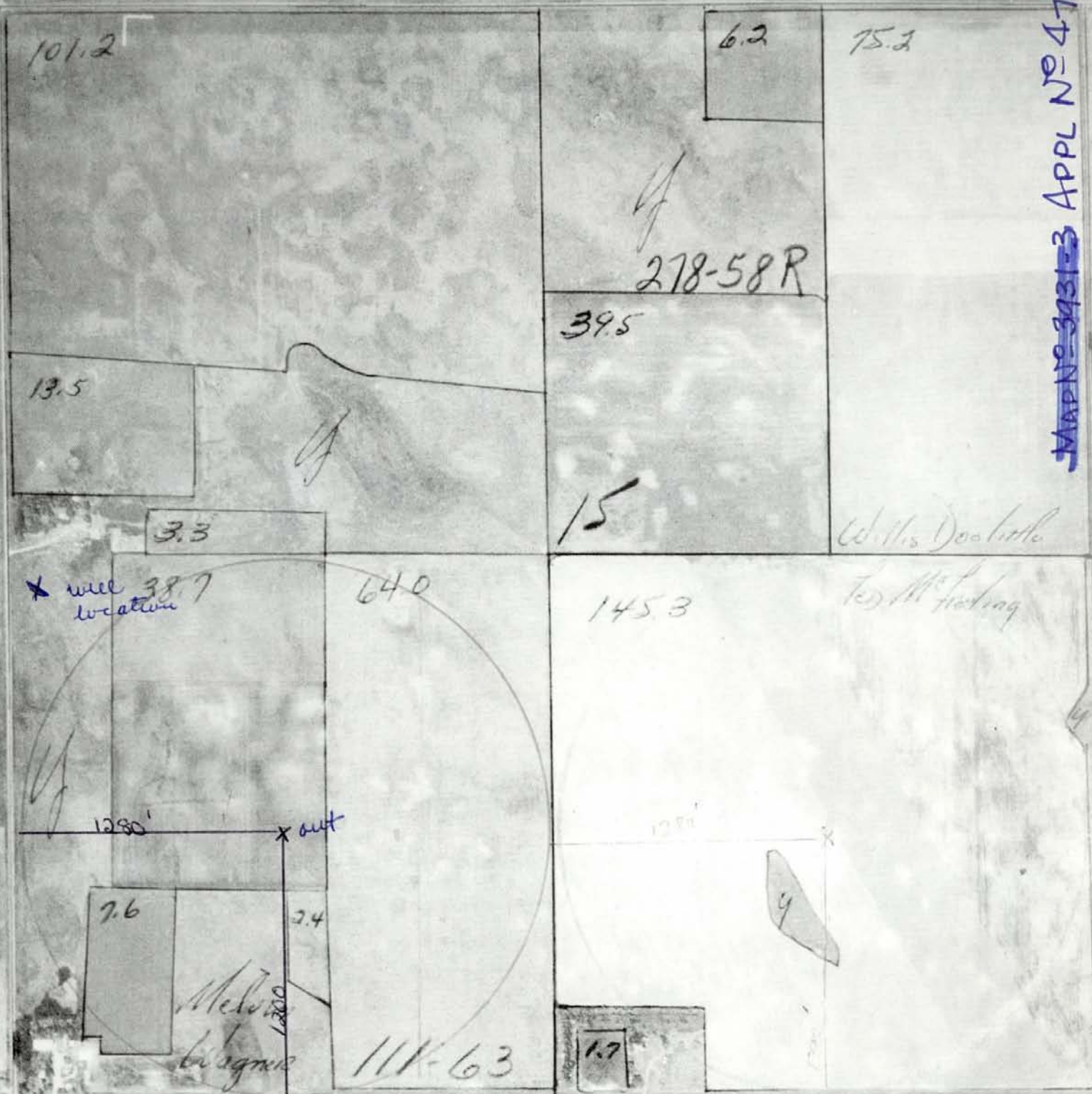
Sincerely,

GENNY MCMATH
Natural Resources Analyst

enclosures

NOT TO SCALE

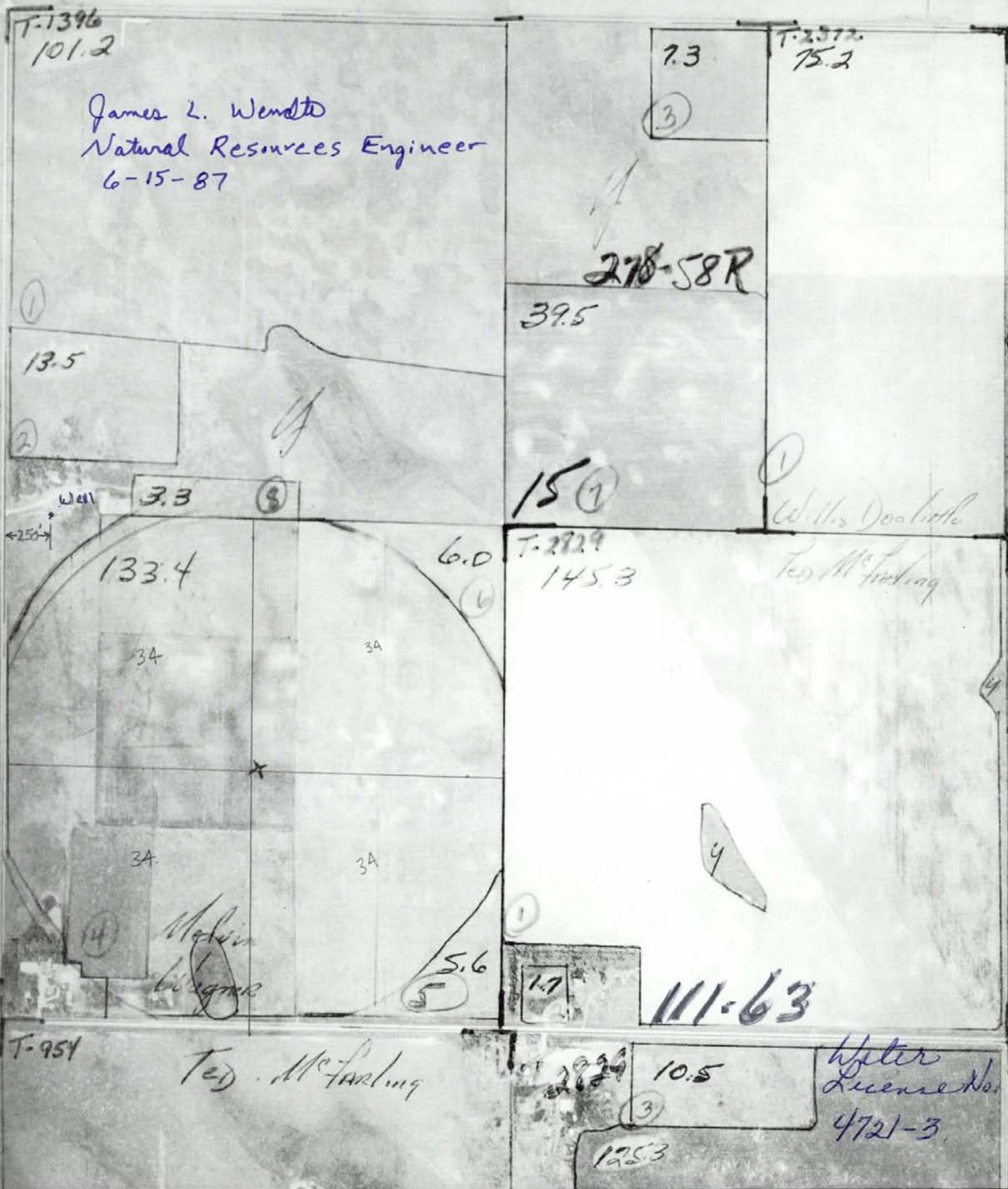
Map No 3931-3 Appl No 4721-3



P.A. McFadden
BEADLE CO. ASCS
Box 1297
Huron, S.D. 57350

Map # 3931-3 Appl. # 4721-3

NOT TO SCALE





4721-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

November 1, 2021

4721-3

Melvin Wagner
20448 391st Ave
Wolsey SD 57384

Dear Mr. Wagner:

Enclosed is a "Notice" dated October 22, 2021 concerning the 2021 irrigation questionnaire.

The notice was originally mailed to 39104 205th St, Wolsey SD. The post office notified us that your address has changed, and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

November 6, 2025

4721-3

Melvin Wagner
20448 391st Ave
Wolsey SD 57384

Dear Mr. Wagner:

The Water Rights Program is in receipt of the 2025 Irrigation Questionnaire you submitted for Water Right No. 4721-3 which authorizes the diversion of 1.67 cfs (approx. 750 gpm) from one well for the irrigation of 136 acres located within the SW ¼ Section 15-T111N-R63W.

On this year's questionnaire you reported that the system was destroyed in a windstorm and irrigation of the property had been abandoned.

Please contact me via email or telephone to discuss cancellation of Water Right No. 4721-3.

Sincerely,

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