

MAP Map No. 3937-3 Map located in Water Right X Map file _____
 Type of Map Aerial Prepared by 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 4-10-81.
B. J. Westlund
 (Signed)

+++++

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

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

No. 4727-3
 Map No. 3737-3 Water Division No. 3 MISSOURI RIVER District
 Above for Office Use



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

Check one of the following

New ☒ Vested Right _____ Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant Virgil Tjeerdsma Phone No. 369-2746
 Post Office Address RR 1 Springfield State South Dakota 57062
 (Street, RR, or Box) (Town) (Zip Code)
 If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract3. Name of diversion work Tjeerdsma #34. Amount of water claimed (cubic feet per second) 2 cfs 1.8 cfs5. Source of water supply Well6. Location of point of diversion NE 1/4 NW 1/4 Sec. 23 T. 94N R60WCounty Bon Homme7. Annual period or periods during which water is to be used May - September8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation9. For irrigation use, Total number of acres to be irrigated 130

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

Land Description	No. Acres Irr
NW 1/4 NE 1/4 Sec 23 T94N R60W	35
SW 1/4 NE 1/4 Sec 23 T94N R60W	6
SE 1/4 NW 1/4 Sec 23 T94N R60W	12
NE 1/4 NW 1/4 Sec 23 T94W R60W	39

Land Description	No. Acres Irr
NW 1/4 NW 1/4 Sec 23 T94N R60W	33
SW 1/4 NW 1/4 Sec 23 T94N R60W	5

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 5 years.11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water Tyndall Tribune

12. Principal Features of the Proposed Water Supply System

A. Works proposed to divert water from its natural source

Well

B. Works proposed to transport water to place of use

Aluminum Pipe

C. Works proposed to apply water to beneficial use.

SprinklerEstimated Total Cost \$ 50,000

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 Ben Hur) ssI, Virgil Tjeerdsma, 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 Virgil TjeerdsmaSubscribed and sworn to before me this 25 day of March, 1981Wendy B. Schreder
Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 4727-3

VIRGIL TJEERDSMA

(Applicant)

RT#1

SPRINGFIELD,

(Post Office Address)

SOUTH DAKOTA 57062

(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 March 27, 19 81

Date of return to applicant for correction, amendments or changes required March 27, 19 81

Date of receipt of corrected application April 10, 19 81

Approved May 1, 19 81, Recorded in Book 22 Page 167

WATER RIGHT PERMIT NO. 4727-3

The Water Management Board hereby grants and issues this Water Right Permit No. 4727-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as qualified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is March 27, 19 81
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before November 1, 19 83
3. The whole of said work is to be completed on or before May 1, 19 86
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is May 1, 19 90
5. The water appropriated shall be used for the purpose of Irrigation
6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 1.85 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, 19 90, said water to be used during the following described annual period: May - September

Witness my hand this 20th day of May, 19 81

THE WATER MANAGEMENT BOARD

By

John Hatch
Chief Engineer Water Rights
JOHN HATCH

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

WELL DRILLERS REPORT
Division of Water Rights
Department of Water & Natural Resources

Well Owner: William Treedon
Name William Treedon
Address Sacramento

North

A diagram showing a 2x2 grid. The top edge is labeled "North". The left edge is labeled "W" and the right edge is labeled "E". Each of the four quadrants contains a crosshair symbol (+).

County Bon Homme mile
E. 1/4 N. 1/4 1/4 Sec. 23 Twp. 94 Rg. 10

☒ Domestic ☐ Municipal ☐ Test
☒ Irrigation ☐ Industrial ☐ Stock

☒ Forward Rotary ☐ Bored ☐ Jetted
☐ Reverse Rotary ☐ Cable ☐ Other

Diameter of Hole 1.375
Depth 337
Casing ☐ Steel ☒ Concrete
☐ Plastic ☐ Other
If other, specify _____

Was a well screen installed

Describe Well Screen

Diameter	Material
1/2"	Aluminum
3/4"	Aluminum
1"	Aluminum
1 1/2"	Aluminum
2"	Aluminum
2 1/2"	Aluminum
3"	Aluminum
3 1/2"	Aluminum
4"	Aluminum
4 1/2"	Aluminum
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79 1/2"	Aluminum
80"	Aluminum
80 1/2"	Aluminum
81"	Aluminum
8	

Slot Size

Was well gravel packed

Was well grouted

Was water sample taken

Static water level _____ below land surface
If flowing: closed in pressure _____ PSI
rate of flow _____ GPM

Controlled by:

☒ Valve ☐ Reducers ☐ Other

If other; specify

☒ Pumped

☒ Bailed

Describe:

☒ Other

Pumping Level Below Land Surface

ft. After		Hrs. pumped		GPM
ft.	" "	" "	" "	" "
" "	" "	" "	" "	" "

Well Log:

[illegible]

(Use Back if Necessary)

Date Completed:

3025 - 81

Driller:

Wahington Drilling
Driller's or Firm's Name

License NO.

Feb 21 1900

Address

Signed By

Date _____

Well Information

- (1) Drill Hole, Diameter 24 , Depth 200
- (2) Casing, Type Plastic (wood, concrete, steel, etc) , Diameter 16 inches , Thickness unknown
- (3) Screen, Type Plastic , Diameter unknown , Length
- (4) Gravel Pack, Thickness to be determined , Length of gravel pack to be determined

Dugout Information or Estimates

- (1) Surface dimensions, , Depth

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 120'

Depth to bottom of water bearing material 337'

Depth to water (ground surface to water level) 90'

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

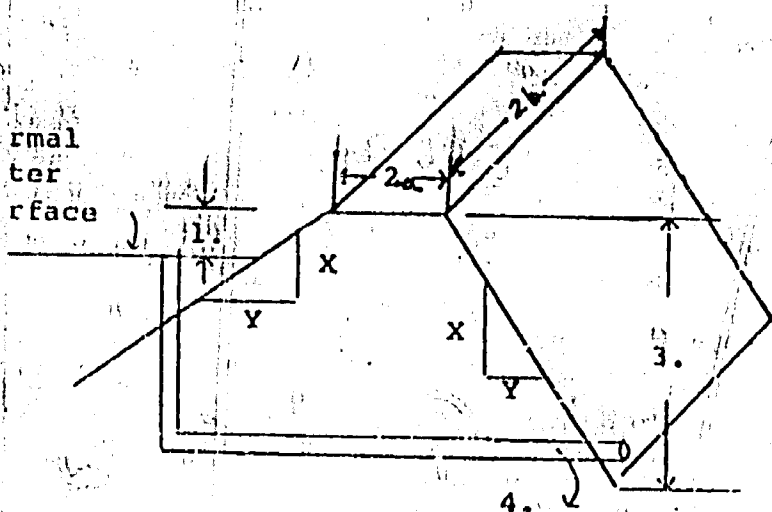
On same owner's property 60 rds

On property owned by others 120 rds

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.

normal
water
surface



- 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

x *Virgil Teendema*
Signature of Applicant

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

4727-3

OWNERS NAME: Virgil J. Jendryas OWNERS ADDRESS: 1111
COUNTY LAND LOCATED IN: W. D. Jendryas PHONE: 305-4216 305-4216
TENANT'S NAME AND ADDRESS: (If other than Owner)

1. In accordance with State Law (SD-40-1) and (SD-40-2) and the Soil/Water Compatibility Act, a copy of this conditional permit shall 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.

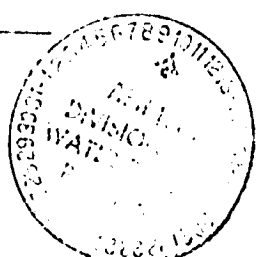
2. WELL LOCATION OR DIVERSION POINT: NE 1/4 NW 1/4 S. 23 T. 94 N. R. 60 W.
3. SURFACE WATER SOURCE: S. 23 T. 94 N. R. 60 W.
4. LOCATION OF AREA TO BE IRRIGATED: NE 1/4 + NW 1/4 S. 23 T. 94 N. R. 60 W.
5. INDICATE NON-IRRIGATED AREAS AND (APPROX.) ACRES OF SAME: (Farmland, shelter belts, wetlands, etc.)
TYPE OF IRRIGATION: (Show approximate acres under each type of system)
6. GRAVITY TOWEL CENTER PIVOT GUN OTHER (Specify)
7. CROPS TO BE IRRIGATED: Corn, Soybeans, Alfalfa
8. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED:
IN WHAT NAME:

9. ANALYSIS BY: SD-40-1 BY: SD-40-2 (SAR)
10. SAMPLE NUMBER: 81-286
11. SALINITY (EC x 10³): 1000
12. SODIUM (SAR): 0.64 ADJUSTED (SAR): 1.62 (1/3)

RECEIVED
APR 04 1981
South Dakota
Division of Conservation

I hereby certify that I personally obtained or that I personally observed the taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample were followed, and that the sample was taken at the following location: NE 1/4 NW 1/4 S. 23 T. 94 N. R. 60 W.
I also 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 soil information has been acquired from the Conservation District, County Extension Office or Soil Conservation Service; and further, that the local 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 for this application (SD-40-5-6.4).

SUBSCRIBED AND SWORN BEFORE ME this
24th DAY OF March, 1981.
Virgil J. Jendryas
(NOTARY PUBLIC)



Virgil J. Jendryas
WATER RIGHT SIGNATURE
Virgil J. Jendryas
Director, Division of Conservation
APPROVED
RECEIVED
☒ CONDITIONALLY APPROVED

IMPORTANT

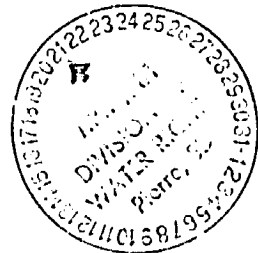
Action by the Department of Agriculture and the Division of Conservation is not the final action on any application.

In all cases a WATER RIGHT must be obtained from the State of South Dakota.

4727-3

Conditional

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION



NAME OF APPLICANT Virgil Tjeerdsm

SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CAN BE IRRIGATED WITH THE FOLLOWING RESTRICTIONS.

The Tetonka and Crossplain soils are poorly drained soils. To avoid ponding and traction problems these areas should be drained or left in permanent vegetation.

RECOMMENDED MANAGEMENT:

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No. 4727-3

Publish first publication, on or before April 15, 1981

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 10, 1981

Notice is hereby given that Virgil Tjeerdsma whose post office address is Springfield, South Dakota, has made an application in accordance with the provisions of SDCL 45-1-1 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 1.85 cubic feet of water per second of time from groundwater (one well) through the Tjeerdsma #3, the point ~~(xx)~~ of diversion of which is ~~(xxx)~~ to be located in the _____

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

of Section 23, Twp. 94N, Range 60W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

W $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$, Section 23 - T94N - R60W

This Application No. 4727-3 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: Virgil Tjeerdsma
Rt. 1
Springfield, SD 57062

BETTY WESTLUND
Water Rights Specialist

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

No. 4727-3

NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER
Pierre, South Dakota
57501

April 10, 1981

Notice is hereby given that Virgil Tjeerdsma whose post office address is Springfield, 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, 46-6-2.1, 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 1.85 cubic feet of water per second of time from groundwater (one well) through the Tjeerdsma No. 3, the point of diversion of which is to be located in the NE¹, NW¹, of Section 23, Twp. 94N, Range 60W. Said water to be used for the purpose of providing irrigation on portions of the following described land: W¹, NE¹, and NW¹, Section 23- T94N- R60W.

This Application No. 4727-3 will be considered by the Water Management Board at the Civil Defense Room, State Capitol Building, Pierre, South Dakota on 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, DWRN, 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
(April 15-22)

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Ben Homme) ss.

I, Wayne L. Bertrand hereby

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

Water was taken from the Tyndall Tribune & Register

A newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the

City of Tyndall

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

April 15, 1981

" 22, 1981

Wayne L. Bertrand
(Signature)

Publisher
(Title)

4-22-81

(Date Signed)

Cost of Printing:

74 @ 15.4 - 11.39 1st wk.
74 @ 15.4 @ 8.6 - 9.11 2nd wk.
Total 2 wks \$30.50

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8102

PIERRE, March 27, 19 81

RECEIVED OF Virgil Tjeerdsma, RFD 1, Springfield, SD 57062

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

Fee for Application for Permit to Appropriate Water No. 4727-3 (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 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 / 6



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

March 22, 1983

4727-3
Virgil Tjeerdsma
RR 1
Springfield SD 57062

Dear Sir:

Water Permit No. 4727-3 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

**Dakota Department of
Water & Natural Resources**

Joe Foss Building
623 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

August 1, 1983

NOTICE

4727-3

Virgil Tjeerdsm
RR 1
Springfield SD 57062

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.

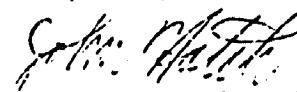
Our records do not show we have received the 1982 Irrigation Questionnaire for Permit No. 4727-3. The questionnaire was requested on the following dates:

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

4727-3

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

NOTICE

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.

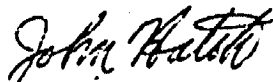
Our records show we have not received the 1983 Irrigation Questionnaire for your Permit. The Questionnaire was requested:

- 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

April 9, 1984

4727-3

Virgil Tjeerdema
RR #1, Box 118
Tyndall, SD 57066

Dear Mr. Tjeerdema:

This will acknowledge receipt of and thank you for the return of your 1983 Irrigation Questionnaire. A notice was sent to you March 7, 1984 regarding the Irrigation Questionnaire submittal violation of Water Permit No. 4727-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 7, 1984. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions please contact us.

Very truly yours,

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

c40609ks.wr



Department of Water & Natural Resources

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

January 29, 1988

VIRGIL TJEERDSMA
RR #1 BOX 118
TYNDALL, SD 57066

NOTICE

Re: Violation of Water Permit No(s). 4727-3

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 4727-3. 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). 4727-3 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 SDCI 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). 4727-3 until either the 1987 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

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

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



Department of Water & Natural Resources

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

February 9, 1988

4727-3

Virgil Tjeerdsma
RR 1, Box 118
Tyndall SD 57066

Dear Mr. Tjeerdsma:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 4727-3 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 57501-3101

February 17, 1989

Virgil Tjeerdsma
RR 1, Box 118
Tyndall, SD 57066

Dear Mr. Tjeerdsma:

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

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

The new standards include:

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

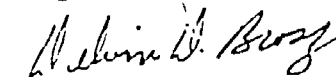


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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

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

Very truly yours,



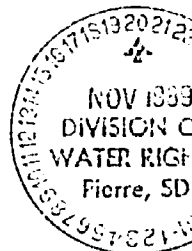
for JOHN HATCH, Chief Engineer
Water Rights Division

4727-3

Department of Water & Natural Resources

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

November 14, 1989



Vergil Worm
Dakota Boring Company
Box 57
Lebanon, SD 57455

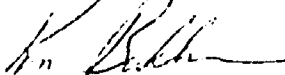
Dear Mr. Worm:

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

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

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

Very truly yours,



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

*Very truly yours,
Ken Buhler*

Vergil Worm



4727-3

 **Department of
Water & Natural Resources**

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

November 14, 1989

Virgil Tjeedsma
RR 1, Box 118
Tyndall SD 57066

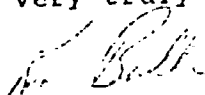
Dear Mr. Tjeedsma:

Our office is in the process of issuing a Water License for Water Permit No. 4727-3. In order to complete the file, and before the license can be issued, a well log is needed for the following described well:

NE 1/4 NW 1/4 Sec.23, T94N-R60W

The water license is nearly ready to be issued but cannot be done until an "as constructed" log of this well is obtained. Your prompt attention in this matter will be appreciated. If you have any questions, please contact me.

Very truly yours,



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



 **Department of
Water & Natural Resources**

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

January 4, 1990

4727-3

Virgil Tjeerdsma
RR #1 Box 118
Tyndall, SD 57066

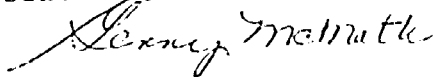
Dear Mr. Tjeerdsma:

The inspection of your water use system and the inspection of the extent of the application of water to beneficial use, as developed under your Water Permit No. 4727-3 has been completed. Your final water right document, the Water License, can now be issued.

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

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,



GENNY MCMATH
Natural Resources Analyst
(605) 773-2352

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

Permit No. 4727-3

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 Virgil Tjeerdsma
PR #1 15-4 NE 1/4 T94N R60W SD 57066
 of Rt. #1, Springfield, SD holder of

Permit No. 4727-3, bearing the priority of March 27 1981 authorizing
 the diversion of 1.85 cu. ft. per second of the waters of groundwater
 for irrigation purposes, in Bon Homme County.

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

A. Works used to divert the water:

The system has one well constructed by Dakota Boring Co., (SD License No. 234). The well has a total depth of 237 feet, is cased with 16-inch diameter PVC, with a 16-inch diameter stainless steel screen. The pump is a Valley turbine pump with a capacity of 800 gpm. The motor is a General Electric 100 HP motor.

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

The distribution pipeline is an 8-inch diameter aluminum pipeline 16 feet long.

C. Works used to apply water to beneficial use:

Water is applied to beneficial use through a Valley Electric Center Pivot which has 11 towers and a span of 110 feet between, and an overall length of 1320 feet. The pivot has an end gun and operates at 78 psi with 800 gpm.

The system is in the following condition GOOD

The point of diversion is located 2070 feet S 87°E from the NW corner of Sec. 23, T94N-R60W
(NW 1/4 NE 1/4 NE 1/4 NW 1/4 Sec. 23, T94N-R60W)

The works are capable of diverting and conveying to the place of use 1.78
 cu. ft. per second of water which is to be used for irrigation

Water has been put to beneficial use to the maximum extent as follows: NW 1/4 NE 1/4 - 35 acres, SW 1/4 NE 1/4
- 6 acres, NE 1/4 NW 1/4 - 39 acres, NW 1/4 NW 1/4 - 33 acres, SW 1/4 NW 1/4 - 5 acres,
SE 1/4 NW 1/4 - 12 acres Potential 50 acres

comprising a total of 130 acres of land and the license should be issued for 1.78 cfs

Applicable permit qualifications have been complied with X Yes No Inspection conducted

Exceptions to compliance are: Date Dec. 5, 1987

[Signature]
 (INITIALS)

LICENSE FOR PERMIT NUMBER 4727-3

1. Legal location of wells: 2070 feet S 87°E from the NW corner of Sec. 23, T94N-R60W
(NW 1/4 NE 1/4 NE 1/4 NW 1/4 Sec. 23, T94N-R60W)

dams & structures: _____

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

No. of wells one Depth 237

Casing a) diameter 16-inch Screen a) type Johnson Stainless Steel
b) length 197 feet b) length 10 feet
c) type PVC Static Water Level unknown

Pump a) make Valley Motor a) make General Electric
b) model Serial No. 12HMO 3B20 14-11152 b) model no. 5K6257XM501C
c) size 8-inch c) horsepower rating 100 HP
d) capacity 800 GPM d) motor efficiency rating
e) turbine pump unknown
no. of stages ?

3. Distribution lines:

a) size of lines 8-inch Dia.
b) type aluminum
c) length 16 feet

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) sizeroll:

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 Valley Electric
- 2) number of towers 11
- 3) distance between towers 110
- 4) overall length 1320'
- 5) End gun (Y/N) Yes
- 6) high or low pressure High
- 7) make & size of nozzles Rainbird nozzles
- 8) PSI reading while system is running 78psi
- 9) GPM 800

Serial # and Model # of Pivot could not be located.

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:

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 4727-3

(1) Virgil Tjeerdsma of RR 1, Box 118, Tyndall SD 57066 made Application No. 4727-3, March 27, 1981 for a water permit to appropriate 1.85 cubic feet of water per second from groundwater (one well), Bon Homme County, South Dakota for irrigation purposes. Permit No. 4727-3 with a priority date of March 27, 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, 1986 and for the application to beneficial use of said water on or before May 1, 1990.

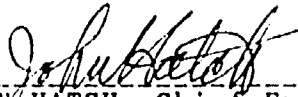
(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.78 cubic feet of water per second for beneficial use. The location of the diversion point is: 2070 feet S87°E from the NW corner Section 23, T94N, R60W (NE 1/4 NW 1/4).

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

T94N, R60W, Section 23	NW 1/4 NE 1/4	35	acres
	SW 1/4 NE 1/4	6	"
	NE 1/4 NW 1/4	39	"
	NW 1/4 NW 1/4	33	"
	SW 1/4 NW 1/4	5	"
	SE 1/4 NW 1/4	12	"

TOTAL 130 acres

(4) Pursuant to Section 46-5-30.1 Virgil Tjeerdsma of RR 1, Box 118, Tyndall SD 57066 the holder(s) and/or owner(s) of Water Permit No. 4727-3 is issued a license to appropriate water, the right to use 1.78 cubic feet of water per second from groundwater (one well) with a priority date of March 27, 1981 from the location specified in (2) of this license. The water is to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Permit No. 4727-3 and subject to South Dakota State Law.



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

MAR 21 1990

RECEIPT

412038

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, January 17, 19 90

RECEIVED OF Virgil Tjeerdsma RR #1 Box 118, Tyndall, SD 57066

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>Water Permit No. 4721-3</u>	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 H. Heltner*
Chief Engineer

SOUTH DAKOTA
Department of
Water & Natural Resources

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

MAR 21 1990

4727-3

Virgil Tjeerdsma
RR 1, Box 118
Tyndall SD 57066

Dear Mr. Tjeerdsma:

Enclosed is Water License No. 4727-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412038 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

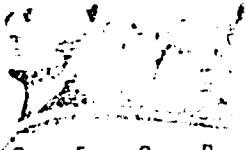
For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 4727-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Very truly yours,


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

enclosures

GREAT FACES GREAT PLACES.

February 1, 1991

DEPARTMENT OF WATER & NATURAL RESOURCES

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

VIRGIL TJEERDSMA
RR 1, BOX 118
TYNDALL, SD 57066

NOTICE

Re: Failure to Report Chemical Use under Water Permit No(s). 4727-3

Our records indicate that the 1990 chemigation report(s) has not been received for Permits No(s) 4727-3. The request for the chemigation report(s) was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 chemigation report(s) be given notice of violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of South Dakota general rule 74:02:09:02(3) requiring chemigation users to report the dates and hours of chemical application.

The hearing(s) will be held at 9:15 am, on February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre SD.

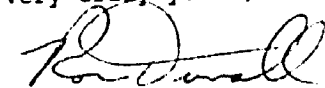
The hearing(s) will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

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

1. Suspend Permit No(s). 4727-3 until either the 1990 chemigation report(s) 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.

Very truly yours,



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

NOTE: If the chemigation report(s) is received in this office before the February 27th 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



GREAT FACES. GREAT PLACES.

February 1, 1991

VIRGIL TJEERDSMA
RR #1 BOX 118
TYNDALL SD 57066

DEPARTMENT OF WATER & NATURAL RESOURCES

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

4727-3

NOTICE

RE: Violation of Water Permit No(s) 4727-3

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 4727-3. The request for the Questionnaire was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 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) 4727-3 qualification:

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

The hearing will be held at 9:15 am, February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre 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) 4727-3 until the 1990 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 February 27th 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,

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

② **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional service(s) requested.

1. ☒ **Show** to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ **Restricted Delivery** (Extra charge)

3. Article Addressed to:

VIRGIL TJEERDSMA
RR #1 BOX 118
TYNDALL SD 57066

4. Article Number

P 694 057 432

Type of Service:

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

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

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

2-2-91

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

South Dakota



GREAT FACES. GREAT PLACES.

DEPARTMENT OF WATER & NATURAL RESOURCES
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

February 6, 1991

4727-3

Virgil Tjeerdsma
RR 1 Box 118
Tyndall, SD 57066

Dear Mr. Tjeerdsma:

I am writing to acknowledge receipt of your 1990 irrigation questionnaire and chemical application use for Water Permit No. 4727-3. You may disregard the February 1, 1991, Notice of failure to submit the 1990 irrigation questionnaire and the Notice of failure to report chemical use. With receipt of the questionnaire, your name has been deleted from the February Water Management Board meeting agenda.

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

Sincerely,

Ron Fuvall, Natural Resources Engineer IV
Water Rights Division



4727-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 16, 1994

NOTICE

TO: VIRGIL TJEERDSMA
RR 1, BOX 118
TYNDALL, SD 57066

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

RE: Failure to Report Chemical Use under Water Permit No(s) 4727-3

The first notice to file chemigation report(s) for Permit No(s) 4727-3 was dated October 18, 1993. Our records indicate that we have not received the 1993 chemigation report for Permits No(s) 4727-3. The Water Management Board has directed that owners of water permits who have not submitted the 1993 chemigation report(s) be given notice of violation and of hearing before the Board. The hearing held by the Board is to determine what action is to be taken concerning violation of Administrative rule 74:02:09:02(3). This rule requires chemigation users to report the type of chemical applied, the dates, hours and amount of chemical application.

The hearing will be held at 8:45 A.M. on April 6, 1994, at the Golden Hills Resort, 900 Miners Avenue, Lead, SD and will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation or up to three years for the second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s). 4727-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law. Prior to April 1, 1994, contact the Water Rights Division, 523 E. Capitol, Pierre, SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the chemigation report(s) is(are) received by this office prior to April 1, 1994, you will no longer be in violation and your name will be deleted from the Board agenda.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
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- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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

1. ☒ Addressee's Address
 2. ☐ Restricted Delivery
- Consult postmaster for fee.

3. Article Addressed to:

4727-3

VIRGIL TJEERDSMA
RR #1 BOX 118
TYNDALL SD 57066

4a. Article Number

P 837 692 661

4b. Service Type

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

7. Date of Delivery

2-17-94

5. Signature (Addressee)

Virgil Tjeerdsma

6. Signature (Agent)

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

Thank you for using Return Receipt Service.



4727-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

VIRGIL TJEERDLMA
RR #1 BOX 118
TYNDALL SD 57066

NOTICE

RE: Violation of Water Permit No(s) 4727-3

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 4727-3. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 4727-3 qualification:

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

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4727-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before April 1, 1994, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

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

4727-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 23, 1994

4727-3

Virgil Tjeerdsma
RR #1 Box 118
Tyndall, SD 57066

Dear Mr. Tjeerdsma:

I am writing to acknowledge receipt of your 1993 irrigation questionnaire. You may disregard the February 16, 1994, **Notice of Violation of Water Permit and the Notice of Failure to Report Chemical Use under Water Permit No. 4727-3.**

The questionnaire 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 Division
(605) 773-3352

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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

1. ☒ Addressee's Address

2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

VIRGIL TJEERDSMA
RR 1, BOX 110
TYNDALL, SD 57066

4a. Article Number

P 837692674

4b. Service Type

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

7. Date of Delivery

2-17-94

5. Signature (Addressee)

6. Signature (Agent)

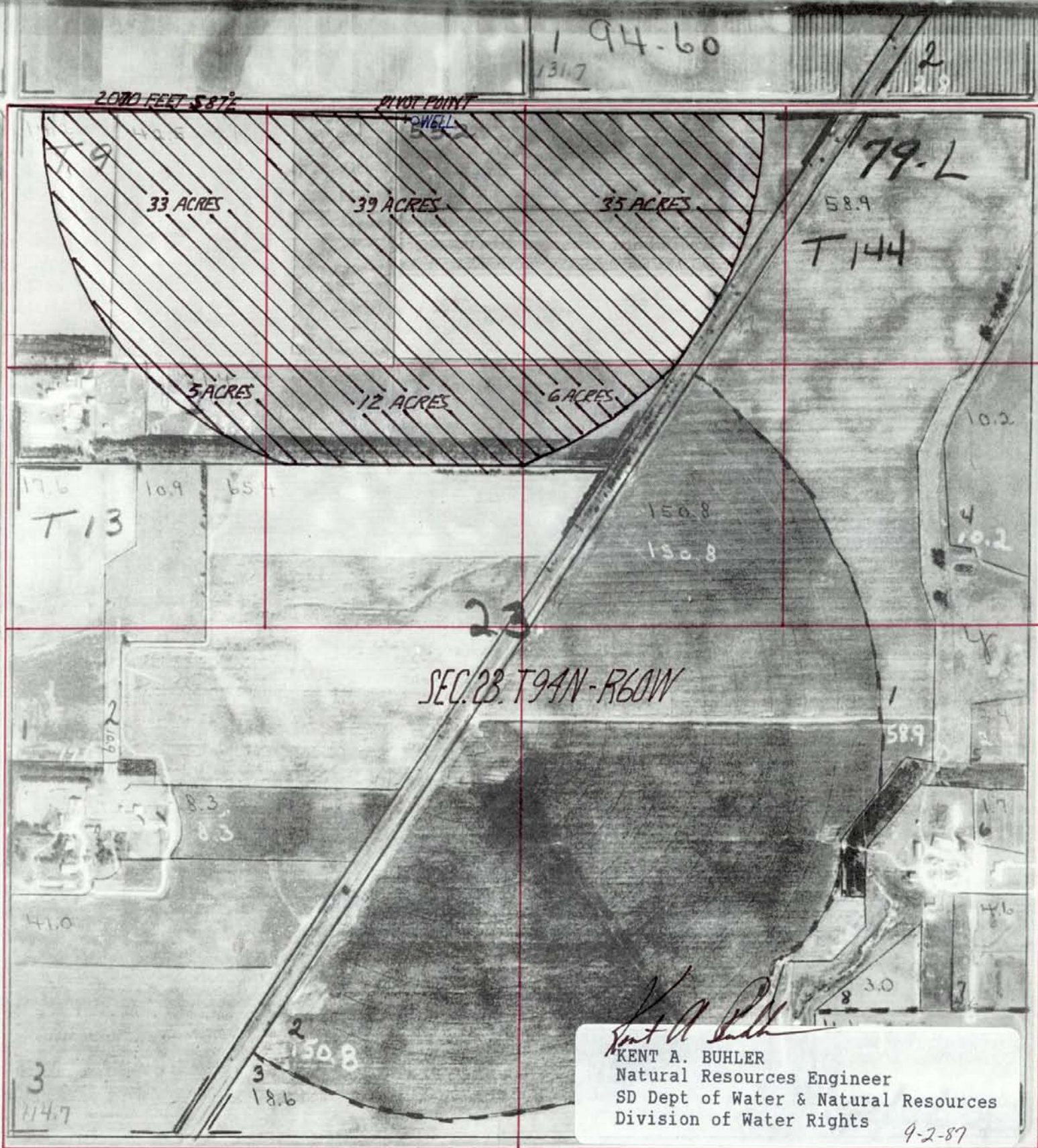
8. Addressee's Address (Only if requested and fee is paid)

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

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

NOT TO SCALE



NOT TO SCALE

Point of diversion
94-60

55.2

79-L

58.9

V

IV

I

VI

III

II

150.8

150.8

23

Land to be Irrigated:

I NW 1/4 NE 1/4 Sec 23 T94N R60W - 35 AC

II SW 1/4 NE 1/4 " " - 6 AC

III SE 1/4 NW 1/4 " " - 12 AC

IV NE 1/4 NW 1/4 " " - 39 AC

V NW 1/4 NW 1/4 " " - 33 AC

VI SW 1/4 NW 1/4 " " - 5 AC

18.6

94-60

Map Drawn By:
Steven J. Church
Co. Ext. Agent

3/23/81

~~Map # 3934-3~~

appl. 4727-3

1 cm = 250'

MAP NO 3934-3 APPL NO 4727-3



4727-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 2010

NOTICE

TO: VIRGIL TJEERDSMA, 30628 414TH AVE, TYNDALL, SD 57066
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaire(s)

Our records indicate that the 2009 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4727-3, 5424-3, 6372-3 & 6791-3. The request for the Questionnaire was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 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) 4727-3, 5424-3, 6372-3 & 6791-3 qualification:

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

The hearing will be held at **10:00 am, March 10, 2010** 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) 4727-3, 5424-3, 6372-3 & 6791-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office on/or before **March 5, 2010**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq.aspx>

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



4727-3

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Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 9518

Service(s): **Signature Confirmation™**Status: **Delivered**

Your item was delivered at 1:33 PM on January 23, 2010 in TYNDALL, SD 57066. The item was signed for by S TJEERDSMA.

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Detailed Results:

- **Delivered, January 23, 2010, 1:33 pm, TYNDALL, SD 57066**
- **Out for Delivery or Available at PO Box, January 23, 2010, 9:33 am, TYNDALL, SD 57066**
- **Sorting Complete, January 23, 2010, 9:03 am, TYNDALL, SD 57066**
- **Arrival at Post Office, January 23, 2010, 8:26 am, TYNDALL, SD 57066**

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No FEAR Act EEO Data

FOIA

U.S. Postal Service™ Signature Confirmation™ Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 9518

VIRGIL TJEERDSMA
30628 414TH AVE
TYNDALL SD 57066

illing.

Waiver of Signature ☐ YES ☐ NOPostmark
Here

POSTAL CUSTOMER:

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Access internet web site at
www.usps.com®
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PS Form 153, May 2002

(See Reverse)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 29, 2010

Virgil Tjeerdsma
30628 414th Ave
Tyndall SD 57066

RE: 2009 Irrigation Questionnaires for Water Permit or Right Nos. 4727-3, 5424-3, 6372-3 & 6791-3

Dear Mr. Tjeerdsma:

I am writing to acknowledge receipt of your 2009 irrigation questionnaires. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right Nos. 4727-3 and 5424-3 and Water Permit Nos. 6372-3 and 6791-3.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

AUG 19 2011

6372-3
4727-3

Virgil Tjeerdsma
30628 414th Ave
Tyndall SD 57066

Dear Mr. Tjeerdsma:

Enclosed is Water License No. 6372-3. This is the final water right document completing your process of obtaining a Water Right. Included with your license is a map prepared by the staff engineer who conducted the field investigation.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 6372-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

The applicable portions of Water Right No. 4727-3 were incorporated into Water License No. 6372-3. As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

A handwritten signature in black ink, reading "Garland Erbele".

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures