

+

1. Considered: 2-2, 1982 Water Right No. 48-6-3
106-1-3
2. Name of Applicant DONALD E. JOHNSON
3. Post Office Address RR #1 - MILBANK 57252
4. Amount of Water Claimed 1.00 maximum acre feet
5. Source of Water Supply 77' WELL
6. Water to be used for IRR acres to be irrigated 88
7. County GRANT about 15.5E miles of MILBANK
8. PROOF OF PUBLICATION: Received 1/21/82 Not Received 2/3/82
- APPLICATION: Approved 2-8-82 Subject to ATTN
- Not Approved _____ Action Deferred _____

PRIORITY

Dated Received 10-21-81 Application complete-yes 5 no _____ FEE 225.00

-8-82

Remarks Priority Application

13 days
Priority when
in 12 hours

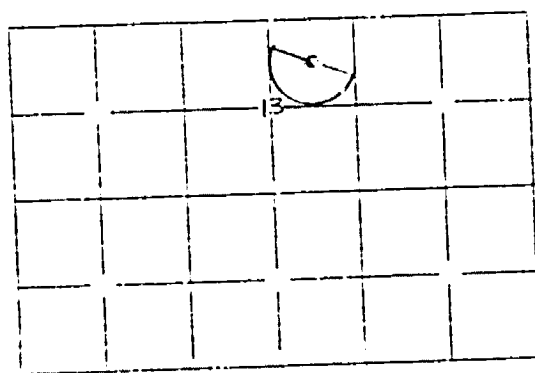
Corrected Application received _____ Period of Annual Use MAR thru Dec
in this 12 month period

WATER
QUALITY

Received (yes 3/5/82 no _____) APPROVED CONDITIONAL (Circle one)

WI-1 Description same as application (yes 5 no _____) Remarks _____

Disapproved _____ Returned _____



Diversion Point _____

APPROX CENTER NE 13-120-48

Land to be irrigated _____

S 1/2 NE 4 & S 1/2 NW 4 NE 4

18-120N-48W

WELL LOG

Driller NORTH STAR DRL Co. Licensed - yes no _____

Depth 77' DEEP

Remarks _____

11/29/82
Ordinary
Sanding
log

MAP Map No. 4061-3 Map located in Water Right X Map file _____
 Type of Map AERIAL Prepared by CC AGENT

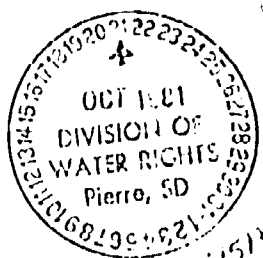
REVIEWED This Application was received within 30 days of the date received, accepted as complete, Number assigned and written up for advertisement before the Board on:

7/8/52

Rock Island
 (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 was
 DECISIONS adopted _____
 ETC. Remarks _____

No. 4856-3Map No. 464-2 Water Division No. 3 Minnehaha DistrictAbove for Office Use 10/20/01

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 Donald E Johnson Phone No. 605-432-4221
 Post Office Address RR #1 Milbank State South Dakota 57252
 (Street, RR, or Box) (Town) (Zip Code)
 If a corporation show date and place of incorporation N/A

2. Method of accomplishing work (contract, employment of others, or by direct labor) contract3. Name of diversion work Donald E Johnson #54. Amount of water claimed (cubic feet per second) 1.005. Source of water supply Ground Water6. Location of point of diversion A Point in the NE 1/4 section 13
T126N R48WCounty Grant7. Annual period or periods during which water is to be used March through December8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation9. For irrigation use, Total number of acres to be irrigated 88

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>588 ACRES of NE 1/4 of sections 13</u>	<u>58</u>
<u>13-120-48</u>	
<u>5 1/2 NE 1/4 & 5 1/2 S 1/2 NW 1/4 NE 1/4</u>	

Land Description	No. Acres Irr.

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 2 years.

11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water Grant County Register
Milbank, So. Dak. 57252

12. Principal Features of the Proposed Water Supply System.

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

Pump Bowl

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

Main line

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 Grant) ss.I, Donald E Johnson 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 Donald E JohnsonSubscribed and sworn to before me this 10 day of October, 1901

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Board of Water Management hereby approves Water Right Application No. 4856-3

Donald E Johnson

(Applicant)

Box 1, Milbank

(Post Office Address)

South Dakota 57252

(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 OCTOBER 21, 1981
Date of return to applicant for correction, amendments or changes required OCTOBER 22, 1981
Date of receipt of corrected application JANUARY 8, 1982
Approved FEBRUARY 3, 1982, Recorded in Book _____ Page _____

WATER RIGHT PERMIT NO. 4856-3

The Board of Water Management hereby grants and issues this Water Right Permit No. 4856-3, 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 JANUARY 8, 1982
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before AUGUST 4, 1984
3. The whole of said work is to be completed on or before FEBRUARY 4, 1987
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is FEBRUARY 4, 1989
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 1.00 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 FEBRUARY 4, 1989; said water to be used during the following described annual period: MARCH THRU DECEMBER

Witness my hand this 19TH day of MARCH, 1982

THE BOARD OF WATER MANAGEMENT

By: John Hatch

Chief Engineer, Water Rights

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

12 Principal Features of the Proposed Water Supply System (continued)

D Well Information

- (1) Drill Hole, Diameter 30, Depth 77
- (2) Casing, Type Pneumatic (wood, concrete, steel, etc), Diameter 16, Thickness .500
- (3) Screen, Type STAINLESS STEEL, Diameter 16, Length 15
- (4) Gravel Pack, Thickness 7, Length of gravel pack 77

E. Dugout Information or Estimates

- (1) Surface dimensions, _____, Depth _____

F. Fill out for Either a Well or a Dugout.

log will be furnished by Driller

(1) Water Bearing Materials. (Attach a copy of test well log)

Depth to top of water bearing material 37

Depth to bottom of water bearing material 77

Depth to water (ground surface to water level) 23

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

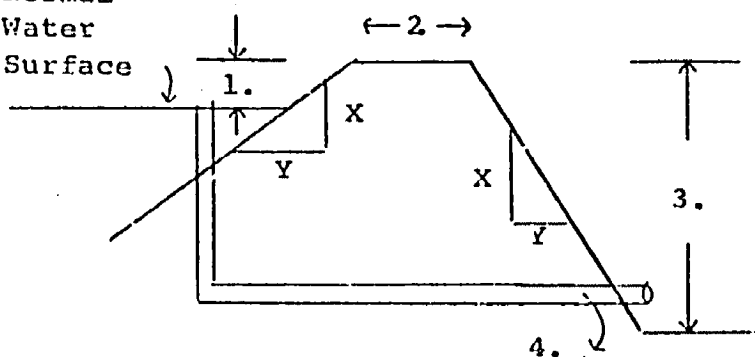
On same owner's property 80 rds.

On property owned by others 80 rds.

G. Water Storage Dams

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, length, maximum water depth, surface area, drainage area, storage capacity, dam slope, dimensions, location and size of outlet works, of each storage dam. The location of each water storage dam should be shown on the water right map.

Normal
Water
Surface



1. Freeboard _____

2. Crest width _____

3. Height of Dam _____

4. Outlet dimensions:

Pipe diameter _____

Spillway width _____

X & Y slope:

Upstream _____

Downstream _____

Surface area of impoundment _____

Drainage area above dam _____

Donald E. Johnson

(Signature of Applicant)

HURON DRILLING INC. DRILLERS LOG Milbank, SD

PAGE NO.

Dakota Granite
Donald Johnson
JOB NAME

NE-13-120-47-48-Grant Co
LOCATION

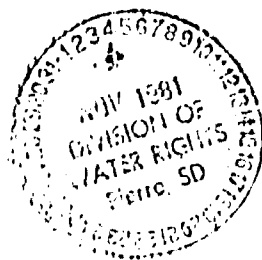
11-11-81
DATE

12
RIG NO.

John Gullford
FOREMAN

Jt No.	DEPTH	TIME	REMARKS	
1	20		0-1	Topsoil
2	40		1-20	Yellow clay
3	60		20-40	Coarse sand and gravel
4	75		40-75	Coarse gravel
<i>Huron Drilling Inc.</i> <i>Paul Oberly</i>				
jk				

November 2, 1931



Donald L. Johnson
Rt. 1, Box 142
Milbank, SD 57252

Dear Mr. Johnson:

As I stated in my letter dated October 22, 1931, sample No. 31-1236 is classed as a high saline, low sodium water. It is suitable for irrigation.

The Fordville, Heimdal-Svea loams, and the Renshaw-Sioux complex soils are compatible with the quality of your water. However, the Renshaw-Sioux complex located in the SE 1/4 of the NE 1/4 of Section 13-120-43 has a slope that ranges from 5 to 15 percent. You may experience some top soil washing under irrigation in this area.

If an erosion problem should develop, please contact your county extension agent or this office for assistance.

The W1-1, soils information, and a copy of the water analysis are being forwarded to the Division of Conservation for their action.

Sincerely yours,

Michael H. Sanders
Water Quality Lab
Division of Conservation

MHS:ckb

Enclosures

cc: Division of Conservation
D. Pahl, Extension Service
Division of Water Rights

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

Name:
 Address:

DDR 101-300
 71
 MEADOK 10
 57252

Date Rec'd
 Sample No.
 Identification

Oct 03 1981
 31-1236
 Well

WATER ANALYSIS

Calcium (Ca)	116	ppm*	5.79	me/l**
Magnesium (Mg)	56	ppm	4.11	me/l
Sodium (Na)	10	ppm	0.43	me/l
Potassium (K)	2	ppm	0.05	me/l
Sulfate (SO4)	116	ppm	2.42	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	14	ppm	0.39	me/l
Bicarbonate (HCO3)	444	ppm	7.28	me/l
Carbonate (CO3)	0	ppm	0.00	me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Manganese (Mn)		ppm		me/l
Boron (B)		ppm		
Hardness (EDTA as CaCO3)		ppm		
Total Solids		ppm		g.p.g.***
Total Cations		ppm		
Total Anions			10.39	me/l
Alkalinity (Methyl Orange)	364	ppm(as CaCO3)	10.09	me/l
Alkalinity (Phenolphthalein)	0	ppm(as CaCO3)		
Electrical Conductivity	350	micromhos per cm at 25 C		
Sodium Adsorption Ratio	0.20	Adjusted SAR	0.52	
Sodium	4.19	% of Cations		
Residual sodium carbonate	0.00	me/l		
pH	7.58			
Others:				

*ppm=parts per million

**me/l=milliequivalents per liter

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

COMMENTS

By: Shirley Gitten

Service performed:

Amount Due:

Irrigation Analysis

\$11.00

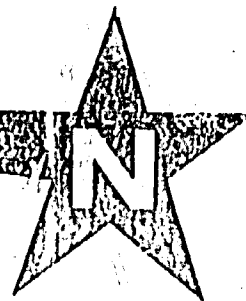
Make checks payable to: Water Quality Laboratory

Put above lotter line and reduce the lower portion with payment

Sample No. 31-1236

Account and Check
 Signed

North Star Drilling, Inc.

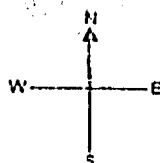


TEST HOLE FORM

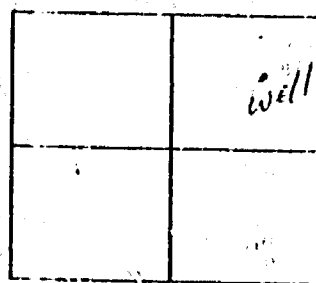
CUSTOMER'S NAME Don Johnson DATE 9-9-81
 ADDRESS _____ DRILLER Steve Nelson
 CITY AND STATE Milbank, MO. LEGAL DESC. _____
 PHONE 605-432-1122/

TEST HOLE NO. <u>8</u>						(FOR OFFICE USE)
FROM	TO	FORMATION	COLOR	HARDNESS	NOTES	ANALYSIS
0	1	TOP SOIL				
1	39	SAND	BROWN	SOFT	ROCKY CLEAN	Fine / med.
39	50	SAND	GRAY	SOFT	GRAY - CLEAN	120-150
50	60	"	"	"	COARSE - WEL	
60	70	"	"	"	BUNDED - MIXED - LOOSE -	
70	77	"	"	"	"	"
77	78	GRANITE				
					SAND Tools	GOOD -
					30' STAINLESS	SS - EST
					PRODUCTION	800-1000
					SPM	

ROAD MAP
(HIGHWAYS, CITIES, ETC.)



SECTION MAP



CONSERVATION COMMISSION

W#1
9/81

4856-3

SOIL/WATER COMPATIBILITY PERMIT APPLICATION FORM
STATE CONSERVATION COMMISSION

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

Office Use Only

OWNERS NAME: Donald E. Johnson OWNERS ADDRESS: Milbank SD 57252

COUNTY LAND LOCATED IN: Grant PHONE: 605-432-4221

TENANT'S NAME AND ADDRESS: Donald E. Johnson
RR#1 Box 142 Milbank SD 57252

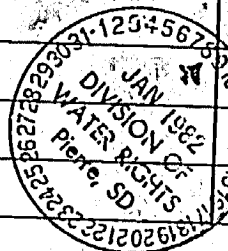
In accordance with State Law SDCL 46-5-6.5, if a water permit is granted with a conditional Soil/Water Compatibility permit, A COPY OF SUCH CONDITIONAL SOIL/WATER COMPATIBILITY PERMIT MUST BE FILED WITH THE COUNTY REGISTER OF DEEDS. THIS ACTION MUST BE TAKEN BY THE HOLDER OF A WATER PERMIT WITHIN 6 MONTHS OF RECEIPT OF SUCH WATER PERMIT.

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

1. WELL LOCATION NE 1/4 Section 13 T120N R48W

2. SURFACE WATER SOURCE AND DIVERSION LOCATION: N/A

Legal Description	Acres	Legal Description	Acres
<u>S 88 Acres of NE 1/4 of section</u>	<u>88</u>		
<u>13 T120N R48W</u>			



3. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED _____

LEGAL DESCRIPTION: N/A

IN WHAT NAME: N/A

4. LOCATION OF AREA TO BE IRRIGATED NOTE: SOILS INFORMATION FOR THIS AREA MUST ACCOMPANY THE APPLICATION. (See instruction sheet)

5. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: X GUN: _____ OTHER: _____ (Specify)

6. CROPS TO BE IRRIGATED: Alfalfa Crop Beans

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

7. WATER SAMPLE NUMBER: 81-1236

8. SALINITY (EC X 10³): 850

9. SODIUM (SAR): 0.20

10. ADJUSTED (SAR): 0.52

I hereby certify that I personally obtained or that I personally observed that taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample (see instruction sheet) were followed, and that the sample was taken at 9:00 a.m. on 9/19, 1981, at the following location: NE Section 13 T120N R48W by (Individual who took sample if other than applicant). I also hereby certify that the water sample taken has NOT been adulterated or tampered with in any manner, and is TRULY REPRESENTATIVE of the water which will be used in irrigating the above-described land.

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

SUBSCRIBED AND SWORN BEFORE ME THIS

17 DAY OF Oct, 1981

(NOTARY PUBLIC)

Donald E. Johnson
APPLICANT'S SIGNATURE

Jack M. Johnson
Director, Division of Conservation

IMPORTANT

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

____ APPROVED

____ DISAPPROVED

X CONDITIONALLY APPROVED

Conditional Approval

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT Donald E. Johnson
5.88 acres of NE 1/4 Sec 38-13-120-48W

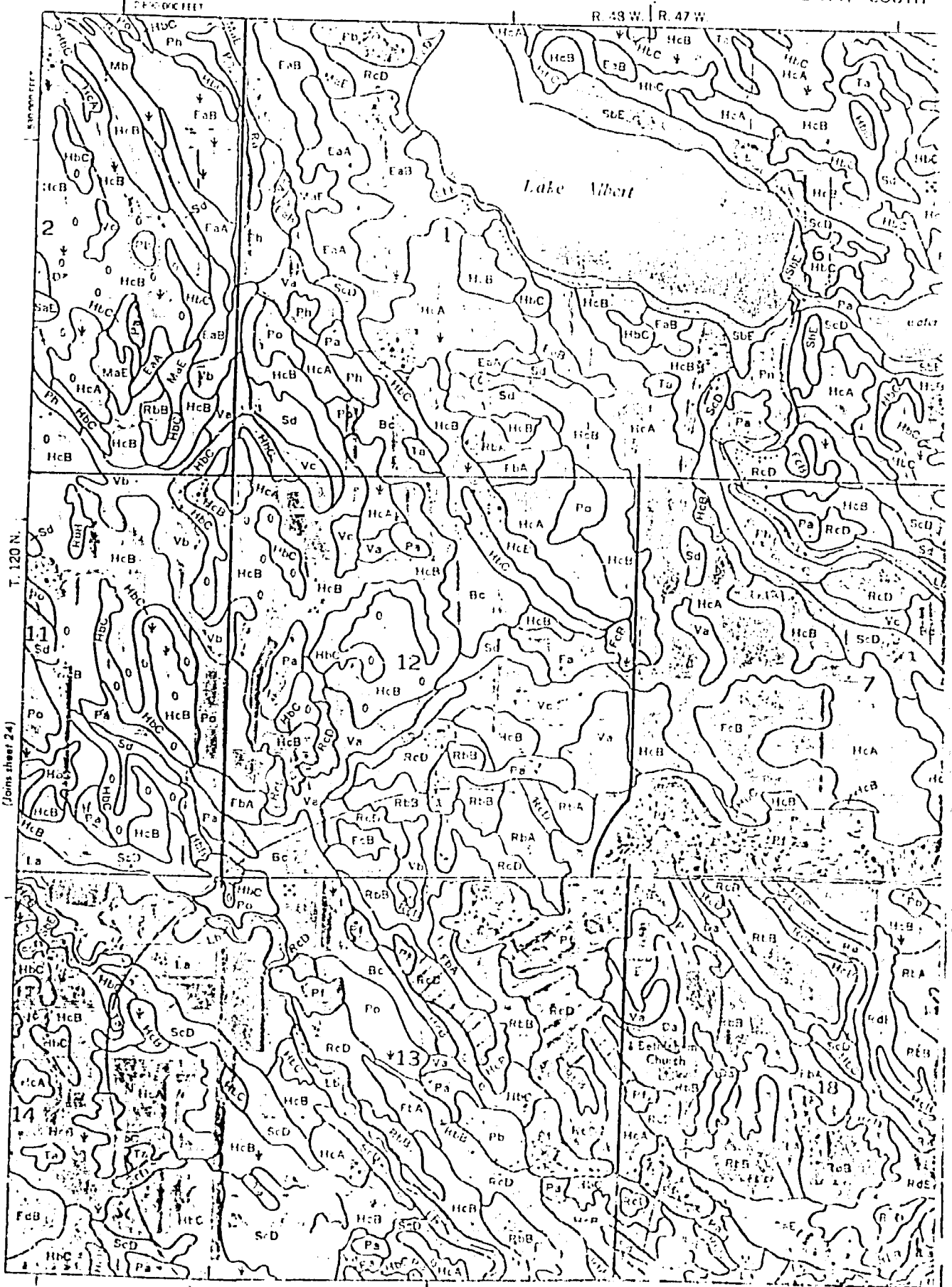
SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED:

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

RcD - Renshaw - These soils should remain in permanent vegetation such as an alfalfa grass mixture if problems with runoff occur. These soils are indicated by red hatch marks.

RECOMMENDED MANAGEMENT



Contours and other features shown are approximate positions.

No. 4656-3

Publish first publication on or before January 20, 1982

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota, 57501

January 12, 1982

Notice is hereby given that Donald E. Johnson whose post office

address is RR#1, Hilbank, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 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, 46-5-25, 46-5-41; 46-6-3, 46-6-3.1, 46-6-5, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14 and Board Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 1.1 cubic

feet of water per second of time from groundwater (one well) through the Donald E. Johnson

#5, the point(x) of diversion of which is() to be located in the

Approximate Center of the NE 1/4

of Section 13, Twp. 120, Range 48. Said water to be used for the purpose of providing irrigation on portions of the following described land:

S 1/2 NE 1/4 and S 1/4 NW 1/4, Section 13, T120N, R48W

This Application No. 4656-3 will be considered by the Water Management Board at

Meeting Room #1, Kneip Bldg., Church & Illinois upon the 1st day of February, 1982
Pierre, SD

at 10 AM. The Board is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Board decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Board in writing prior to the hearing or orally at the hearing.

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

For the Water Management Board

cc:

BETTY WESTLUND, Water Rights Specialist

WNP-806A-10/81 Notice of Intent to Appropriate Water:
GROUNDWATER

No. 4856-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Grant) ss.

I, Clarence Justice hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Grant County Review

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 Milbank

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

January 20 and 27, 1982

Clarence Justice
(Signature)

foreman
(Title)

2-1-82
(Date Signed)

Cost of Printing: 27.39

NOTICE OF HEARING ON
APPLICATION TO
APPROPRIATE WATER

Pierre, S. Dak. 57501

January 12, 1982

Notice is hereby given that Donald E. Johnson whose post office address is RR 1, Milbank, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 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, 46-5-25, 46-6-41; 46-6-3, 46-6-31, 46-6-5, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14 and Board Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 1.00 cubic feet of water per second of time from groundwater (one well) through the Donald E. Johnson No. 5, the point of diversion of which is to be located in the approximate center of the NE $\frac{1}{4}$ of Section 13, Twp. 120, Range 48. Said water to be used for the purpose of providing irrigation on portions of the following described land: S $\frac{1}{2}$ NE $\frac{1}{4}$ and S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 13, T120N, R48W.

This Application No. 4856-3 will be considered by the Water Management Board at Meeting Room No. 1, Kneip Bldg., Church & Illinois, Pierre, SD, upon the 3rd day of February, 1982 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 Circuit Court and the State Supreme Court 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.

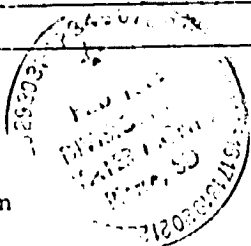
For the Water Management Board,
Betty Westlund,

Water Rights Specialist

Jan. 20

Jan. 27

Review and hearing



RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8544

November 12, 1931

PIERRE,

RECEIVED OF Donald E. Johnson, RR 1, Milbank, SD 57252

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

Fee for Application for Permit to Appropriate Water No. 8555-3 (examination, processing, recording and filing)	225.00
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	225.00

WATER RIGHTS COMMISSION

By (John H. H. H.)
Chief Engineer, Executive Officer
John H. H. H.

**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.

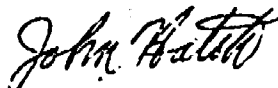
Our records show we have not received the 1983 Irrigation Questionnaire for your Permit. The Questionnaire was requested:

- 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

March 29, 1984

4856-3, 4735-3

Donald E. Johnson
RR#1, Box 142
Sillbank, South Dakota 57252

Dear Mr. Johnson:

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 Nos. 4356-3 and 4735-3 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

d32810ks.vr

SOUTH DAKOTA
Department of
Water & Natural Resources

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

April 15, 1985

Donald E Johnson
RR 1 Box 142
Milbank SD 57252

NOTICE

Re: Violation of Water Permit No(s) 4735-3, 4856-3, 2722-3, 2722-3A and
1984 Irrigation Questionnaire Requirements.

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s). 4735-3, 4856-3, 2722-3, 2722-3A. The request for the questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 Irrigation Questionnaires be given notice of permit violation and or hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4735-3, 4856-3, 2722-3, 2722-3A qualification:

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

The hearing will also be to determine if Permit No(s). 3234-3 should be amended with the qualification to require the Questionnaire to be submitted each year.

The hearing(s) will be at 10:30 a.m., May 15, 1985, in the Civil Defense Room, Basement, State Capitol Building, Pierre, South Dakota.

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

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

1. Suspend Permit No(s). 4735-3, 4856-3, 2722-3, 2722-3A until either the 1984 Questionnaire is submitted or for the period or up to one year;
2. Amend Permits No(s). 3234-3 also held by Donald E Johnson to require the Irrigation Water Use Questionnaire to be submitted each year;

Donald E Johnson

April 15, 1985

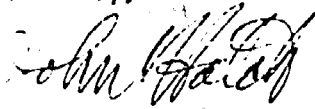
Page 2

3. Postpone any action;

4. Take no action.

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

Sincerely,



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

NOTE: If the questionnaire(s) are received in this office before the May 15th 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.

A40408KS.wr



Department of Water & Natural Resources

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

May 17, 1985

Notice of One Year Suspension of Water Permit

To: Donald E. Johnson
RR 1, Box 142
Milbank, SD 57252

James Alder, owner
RR 1, Box 156
Milbank, SD 57252

FROM: John Hatch, Chief Engineer
Water Rights Division

SUBJECT: One Year Suspension Of Water Permit No(s). 4856-3, 4735-3, 2722-3, If
The 1984 Irrigation Questionnaire Is Not Received By June 1, 1985.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board ordered:

That Water Permit No(s). 4856-3, 4735-3, 2722-3 be suspended until December 31, 1985, unless the required 1984 Irrigation Water Use Questionnaire is received by June 1, 1985.

Suspension of a permit means water may not be pumped during the 1985 irrigation season. Decisions of the Board may be appealed to the Circuit Court and the Supreme Court as provided by law.

PS Form 3811, Dec. 1980

- **SENDER:** Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
- ☒ Show to whom and date delivered **c**
- ☐ Show to whom, date, and address of delivery..... **c**
2. ☐ **RESTRICTED DELIVERY**
(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ _____

3. ARTICLE ADDRESSED TO:

*James Adell
Private Blue Room
RR1 Box 156 Mulliken...*

4. TYPE OF SERVICE:

- ☐ REGISTERED ☐ INSURED
☐ CERTIFIED ☐ COD
☐ EXPRESS MAIL

ARTICLE NUMBER

P 404 784 1997

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

+ James Adell

5. DATE RECEIVED *MAY 9 1985*

POSTMARK

6. ADDRESSEE'S ADDRESS (Only)

7. UNABLE TO DELIVER BECAUSE:

7a. EMPLOYEE'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL



PS Form 3811, Dec. 1980

- **SENDER:** Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one). —c
☒ Show to whom and date delivered —c
☐ Show to whom, date, and address of delivery .. —c
2. ☐ **RESTRICTED DELIVERY** —c
 (The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$

3. **ARTICLE ADDRESSED TO:**
 Donald E. Johnson
 RR#1, Box 142
 Milban, SD 57252

4. **TYPE OF SERVICE:**
☐ REGISTERED ☐ INSURED
☒ CERTIFIED ☐ COD
☐ EXPRESS MAIL

ARTICLE NUMBER
 P 535 724 506

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

Keith Ann Johnson

DATE OF DELIVERY

5-18-85

POSTMARK

6. ADDRESSEE'S ADDRESS (Only if requested)

7. UNABLE TO DELIVER BECAUSE:

7a. EMPLOYEE'S INITIALS

V.F.

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SOUTH DAKOTA
Department of
Water & Natural Resources

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

January 29, 1988

DONALD E. JOHNSON
RR #1 BOX 142
MILBANK, SD 57252

NOTICE

Re: Violation of Water Permit No(s). 4856-3, 4735-3, 2722-3A

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 4856-3, 4735-3, 2722-3A. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4856-3, 4735-3, 2722-3A qualification:

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

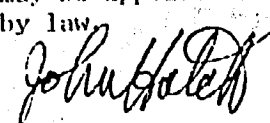
The hearing(s) will be at 9:00 am, March 2, 1988, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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). 4856-3, 4735-3, 2722-3A 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 25, 1988

2722-3
2722-3A
4735-3
4856-3

Donald Johnson
RR 1, Box 142
Milbank SD 57252

Dear Mr. Johnson:

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. 2722-3, 2722-3A, 4735-3, 4856-3 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

DONALD E JOHNSON
RR #1 BOX 142
MILBANK, SD 57252

NOTICE

RE: Violation of Water Permit No(s). 2722-3A, 4735-3, 4856-3

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 2722-3A, 4735-3, 4856-3. 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). 2722-3A, 4735-3, 4856-3 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). 2722-3A, 4735-3, 4856-3 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

#2722-3
#2722-3A
#4735-3
#4856-3
#3234-3

February 21, 1989

Donald Johnson
Granite View Farms
RR 1, Box 142
Milbank, SD 57252

Dear Mr. Johnson:

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;



February 21, 1989
Johnson
page 2

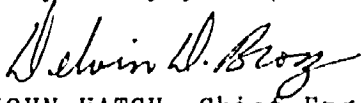
Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:19 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

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

 **Department of
Water & Natural Resources**

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

February 23, 1989

2722-3
2722-3A
3234-3
4735-3
4856-3

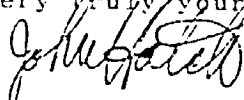
Donald Johnson
Granite View Farms
RR #1 Box 142
Milbank, SD 57252

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1988 irrigation questionnaires for Water Permit Nos. 2722-3, 2722-3A, 3234-3, 4735-3 and 4856-3. You may disregard the February 8, 1989, Notice of failure to submit the 1988 irrigation questionnaire. With receipt of the questionnaires 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

February 9, 1990

DONALD E JOHNSON
RR #1 BOX 142
MILBANK, SD 57252

NOTICE

RE: Violation of Water Permit No(s) 4856-3, 4735-3, 2722-3A

Our records indicate that the 1989 Irrigation Questionnaire has not been submitted for Permit No(s). 4856-3, 4735-3, 2722-3A. The request for the Questionnaire was dated October 13, 1989. 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). 4856-3, 4735-3, 2722-3A qualification:

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

The hearing will be held at 8:30 am, March 7, 1990 at the Howard Johnson's, Roosevelt-Jefferson 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). 4856-3, 4735-3, 2722-3A until the 1989 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 7th 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

cc: James Adler, RR 1, Box 156, Milbank SD 57252



Department of Water & Natural Resources

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

February 23, 1990

2722-3
2722-3A
3234-3
4735-3
4856-3

Donald E Johnson
RP 1, Box 142
Malbank SD 57252

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1989 irrigation questionnaire for Water Permit Nos. 2722-3, 2722-3A, 3234-3, 4735-3 and 4856-3. You may disregard the February 9, 1990 Notice of failure to submit the 1989 irrigation questionnaire. Your questionnaire was received prior to the March Water Management Board meeting and your name was deleted from the agenda pertaining to the hearing.

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

Sincerely,

Ron Duvall

HON DUVALL
Natural Resources Engineer
Water Rights Division

NOTICE OF TRANSFER OF OWNERSHIP

No. 4856-3

TO: Chief Engineer
Water Rights Division, DWR
523 East Capitol
Pierre, SD 57501-3181

Date: _____



I/We request that Water Permit/Right No. 4856-3

formerly owned by: Donald E Johnson

be transferred to: (name & address) Michael D Johnson, RR #1 Box 142, Milbank, SD 57252

(telephone No.) (605) 432-5600

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

88 acres - S 1/2 NE 1/4 & S 1/2 NW 1/4 NE 1/4 Section 13, T120N, R48W

I/We understand that the validity of Water Permit/Right No. 4856-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

STATE OF SOUTH DAKOTA)

County of Grant)

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

Michael D Johnson
(Signed)

Subscribed and sworn to before me this 25th day of June, 1990.

Karen Smith
(Notary Public)
Comm. Expires 7-31-90

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

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

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412237

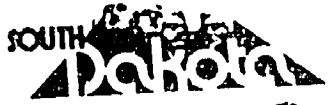
Pierre, May 10, 19 30

RECEIVED OF Michael Johnson, Granite View Farms, RR 1, Box 142, Milbank SD 57252

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>Permit No. 4856-3</u>	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By John H. Hoken
Chief Engineer



Department of Water & Natural Resources

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

May 4, 1990

4735-3
4856-3

Donald E Johnson
RR 1, Box 142
Milbank SD 57252

Dear Mr. Johnson:

The inspection of your water use systems and the inspection of the extent of application of water to beneficial use, as developed under Water Permit Nos. 4735-3 and 4856-3 have been completed. Your final water right documents, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for each inspection and issuance of the Water Licenses. Upon receipt of \$100.00 from you, we will begin processing your two Water Licenses.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the license fees have been paid. Please contact us if you have any questions.

Sincerely,

Genny McMath
Natural Resources Analyst
(605) 773-3352

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



Department of Water & Natural Resources

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

May 30, 1990

4856-3
4735-3
2722-3A
2722-3

Michael Johnson
RR #1 Box 142
Milbank, SD 57252

Dear Mr. Johnson:

Enclosed are the transfer forms you submitted for use in filing ownership changes on Water Permit Nos. 4856-3, 4735-3, 2722-3A and 2722-3. The forms need to be signed by you, as the new owner, instead of by Donald Johnson.

I have included a partially completed set of transfer forms for your signature. Please sign them in the presence of a notary and return them to our office. Additional filing fees will not be necessary.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosures

 **Department of
Water & Natural Resources**

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

June 27, 1990

4856-3
4735-3
2722-3A
2722-3

Michael Johnson
RR 1, Box 142
Milbank SD 57252

Dear Mr. Johnson

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of the above listed Water Permits.

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

Sincerely,

Karen Schlack

KAREN SCHLAAK
Senior Secretary
Water Rights Division
605 773-3352

enclosure

Permit No. 4856-3MINNESOTA RIVER Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

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

I have this day made a thorough examination of the water use system constructed by DONALD E JOHNSON
_____ of MILBANK, SOUTH DAKOTA holder ofPermit No. 4856-3, bearing the priority of JANUARY 8 1982 authorizing
the diversion of 1.00 cu. ft. per second of the waters of GROUND WATER
for IRRIGATION purposes, in GRANT County.

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

A. Works used to divert the water: A 10 INCH 4 STAGE ARROW VERTICALE PUMP
WITH A CAPACITY OF 450 GALLONS PER MINUTE POWERED BY A
25 HORSE POWER ELECTRIC MOTOR.B. Works used to transport water to place of use: 350 FEET OF 6 INCH P.V.C. PIPE.C. Works used to apply water to beneficial use: A 1280 FOOT CENTER PILOT WITH AN
END GUNThe system is in the following condition GOODThe point of diversion is located FROM THE NE CORNER OF SECTION 13-T120N-R48W
1450 FEET SOUTH AND 1050 FEET WESTThe works are capable of diverting and conveying to the place of use 1.0cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL LANDS LOCATED IN
SECTION 13-T120N-R48WSE 1/4 NE 1/4 - 30 acSW 1/4 NE 1/4 - 34 acNW 1/4 NE 1/4 - 6 accomprising a total of 70 acre. of land and the license should be issued for 1.0 cfsApplicable permit qualifications have been complied with X Yes NoExceptions to compliance are: _____ Date 4/19/90Max D. [Signature]

EXAMINER

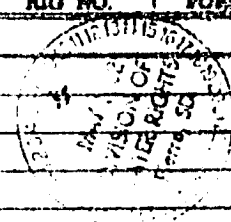
HURON DRILLING INC. DRILLERS LOG

Hilbank, SD

PAGE NO. 1 of 1

Dpn Johnson Dakota Granite JOB NAME	NE-13-120-47-48-Grant LOCATION Co.	4-22-82 DATE	23 RIG NO.	Dennis Duvall FOREMAN
---	---------------------------------------	-----------------	---------------	--------------------------

PI	DEPTH	TIME	REMARKS
	10		0-1 Topsoil
1	20		1-10 Yellow Sand & Gravel
2	30		10-13 Rocks
3	40		13-17 Yellow Sand & Gravel
4	50		17-20 Rocks
5	60		20-49 Good Course Sand & Gravel 8" Water loss from 20'-35'
6	65	T.D.	49-66 Gravel and few rocks 4" Water loss from 35'-50'
	66		66- Rock 8" Water loss from 50' -



320
Don Johnson
OWNER

Hilbank, SD
WELL REPORT
Grant County
NE-13-120-47-48
DESCRIPTION

HURON
DRILLING CO.
Hilbank, S. D.
April 26, 1982
DATE

CASING LOG

Depth 65 ft.
Flows gpm 50 ft. 16" Plastic pipe to 50 ft.
Pumps gpm 15 ft. 16" Johnson pipe to 65 ft.
Head ft. Stainless Steel Screen .070 slot
15ft. Johnson SS Screen #70 Slot @ bottom pipe to ft.
Perforations ft. pipe to ft.

Pressure 50-65
1 day 30" Drag Bit
Drilling Time
Rig No. 23 26" Rock tub
Dennis Duvall 32 bags of Bentonite 30,000 lbs. gravel pack
Foreman
of

REMARKS



LICENSE FOR PERMIT NUMBER 4856-3

1. Legal location of wells: FROM THE NE CORNER OF SECTION 13-T120N-R48W
1450 FEET SOUTH AND 1050 FEET WEST

dams & structures: _____

2. Well Information: Well Drilling Firm HURON DRILLING INC.

Completion Report Yes X No _____ No. of Wells 1 Depth 65'

Casing	a) diameter	<u>16"</u>	Screen	a) type	<u>STAINLESS STEEL</u>
	b) length	<u>50'</u>		b) length	<u>15'</u>
	c) type	<u>PLASTIC</u>		Static Water Level	<u>30'</u>
Pump	a) make	<u>AURORA VERTILINE</u>	Motor	a) make	<u>US ELECTRICAL</u>
	b) model	<u>38270040</u>		b) model No.	<u>AW WPI-234TPA</u>
	c) size	<u>10"</u>		c) horsepower rating	<u>25</u>
	d) capacity	<u>450</u>	gpm		
	e) turbine pump - no. of stages	<u>4</u>			
	f) operating PSI	<u>45</u>			

3. Distribution lines or canals

a) size 6"

b) type PVC

c) length 350'

4. Dam Information:

a) height to crest _____	m) Outlet tubes:
b) height to primary spillway _____	1) diameter _____
c) height to secondary spillway _____	2) type _____
d) crest width _____	3) valved (Y/N) _____
e) crest length _____	4) valve type _____
f) spillway length _____	5) location on structure _____
g) spillway width _____	
h) approx. storage _____	n) Category of Dam _____
i) approx. storage to crest _____	
j) date constructed _____	
k) inspection sheet completed (Y/N) _____	
l) Name of Contractor _____	

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 _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

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

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make ZIMMATIC
- 2) number of towers 9
- 3) distance between towers _____
- 4) overall length 1280'
- 5) end gun (Y/N) Y
- 6) high or low pressure HIGH
- 7) make & size of nozzles
RAINBIRD, NELSON
- 8) capacity (GPM) 400

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project _____

Yes	No	Check Items
<u>X</u>	___	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
<u>X</u>	___	2. Special qualifications to permit being abided by?
<u>X</u>	___	3. All structures, wells and lands on map?
<u>X</u>	___	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
<u>X</u>	___	5. Is chemigation used?
___	<u>X</u>	6. If yes, Does equipment comply with chemigation rules?

REMARKS: MR JOHNSON HAS PURCHASED THE PROPER EQUIPMENT, BUT AS OF THE TIME OF THE INSPECTION HAD NOT INSTALLED IT. I INFORMED HIM THAT HE COULD NOT CHEMIGATE WITHOUT THE PROPER EQUIPMENT. I SENT HIM A COPY OF THE CHEMIGATION REGULATIONS ON 4/24/90.

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 4856-3

(1) Donald E Johnson of RR 1, Milbank SD 57252 made Application No. 4856-3, October 21, 1981 for a water permit to appropriate 1.00 cubic feet of water per second from groundwater (one well), Grant County, South Dakota for irrigation purposes. Permit No. 4856-3 with a priority date of January 8, 1982 was approved February 3, 1982 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before February 4, 1987 and for the application to beneficial use of said water on or before February 4, 1989.

On June 27, 1990, Water Permit No. 4856-3 was transferred to Michael D Johnson.

(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 1.00 cubic feet of water per second for beneficial use. The location of the diversion point is: 1450 feet south and 1050 feet west of the NE corner of Section 13, T120N, R48W.

(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:

T120N, R48W, Section 13	SE 1/4 NE 1/4	30 acres
	SW 1/4 NE 1/4	34 "
	NW 1/4 NE 1/4	6 "

TOTAL 70 acres

(4) Pursuant to Section 46-5-30.1 Michael D Johnson of RR 1, Box 142, Milbank SD 57252 the holder(s) and/or owner(s) of Water Permit No. 4856-3 is issued a license to appropriate water, the right to use 1.00 cubic feet of water per second from groundwater (one well) with a priority date of January 8, 1982 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. 4856-3 and subject to South Dakota State Law.



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

JUL 31 1990

RECEIPT

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

412311

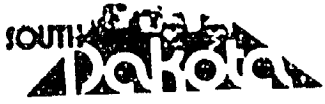
Pierre, July 11, 1990

RECEIVED OF Granite View Farms, RR #1 Box 142, Milbank, SD 57252

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. _____ Water Right No. 4856-3	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____ (Any Other Work Provided by Law)		
Total	50	00

By *John A. Welch*
Chief Engineer



Department of Water & Natural Resources

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

JUL 31 1990

4856-3

Michael D Johnson
RR 1, Box 142
Milbank SD 57252

Dear Mr. Johnson:

Enclosed is Water License No. 4856-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412311 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. 4856-3, 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



4856-3

DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 1, 1991

MICHAEL D JOHNSON GRANITE VIEW FARM
RR1 BOX 142
MILBANK SD 57252

NOTICE

Re: Failure to Report Chemical Use under Water Permit No(s). 2722-3; 2722-3A;
4856-3; 4735-3; & 3234-3

Our records indicate that the 1990 chemigation report(s) has not been received for Permits No(s) 2722-3; 2722-3A; 4856-3; 4735-3; & 3234-3. 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.

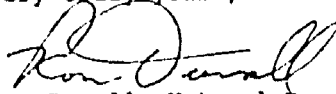
The hearing(s) will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

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

1. Suspend Permit No(s). 2722-3; 2722-3A; 4856-3; 4735-3; & 3234-3 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

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

GREAT FACES. GREAT PLACES.
February 1, 1991

MICHAEL D JOHNSON
RR #1 BOX 142
MILBANK SD 57252

4856-3

NOTICE

RE: Violation of Water Permit No(s) 3234-3, 4856-3, 4735-3, 2722-3, 2722-3A and 1990
Irrigation Questionnaire Requirements

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 3234-3, 4856-3, 4735-3, 2722-3, 2722-3A. 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) 3234-3, 4856-3, 4735-3, 2722-3, 2722-3A 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.

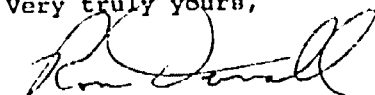
The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s) 3234-3 until the 1990 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Suspend Permit No(s) 4856-3, 4735-3, 2722-3, 2722-3A until the 1990 Irrigation Water Use Questionnaire is submitted or for a period of up to two years;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office 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

South Dakota

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

GREAT FACES. GREAT PLACES.

4856-3

February 11, 1991

2722-3
2722-3A
3234-3
4735-3
4856-3)

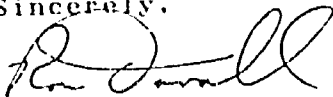
Michael D Johnson
RR #1 Box 142
Milbank, SD 57252

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 1990 irrigation questionnaires and chemical application use for Water Permit Nos. 2722-3, 2722-3A, 3234-3, 4735-3 and 4856-3. 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 questionnaires, 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,



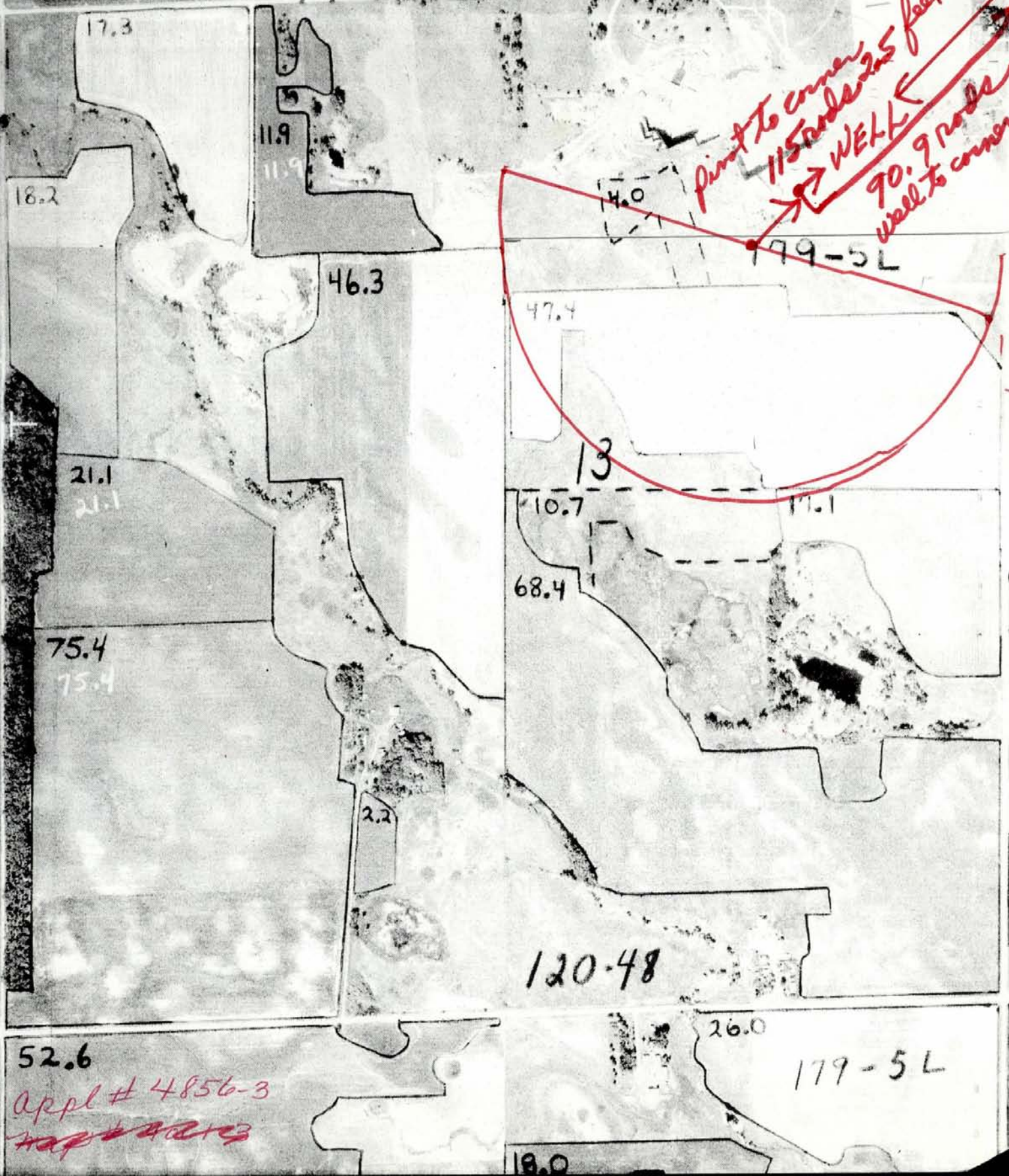
Ron Duvall, Natural Resources Engineer IV
Water Rights Division

NOT TO SCALE



NOT TO SCALE

Joseph R. Schuel
Grant Co.
ERT Agent





4856-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 26, 2007

NOTICE

TO: MICHAEL D JOHNSON, 14962 483RD AVE, MILBANK, SD 57252

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

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaire(s)

Our records indicate that the 2006 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3234-3, 4735-3, 4856-3 & 5469-3. The request for the Questionnaire was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 3234-3, 4735-3, 4856-3 & 5469-3 qualification:

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

The hearing will be held at 10:30 am, March 7, 2007 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 3234-3, 4735-3, 4856-3 & 5469-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 1, 2007, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V5-IQ.pdf>

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 1, 2007

3234-3
4735-3
4856-3
5469-3

Michael D Johnson
14962 483rd Ave
Milbank SD 57252

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 2006 irrigation questionnaires. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Right Nos. 3234-3, 4735-3, 4856-3 and 5469-3.

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

If you have any questions, please contact me.

Sincerely,

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



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: MICHAEL D JOHNSON, 14962 483RD AVE, MILBANK, SD 57252
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) 3234A-3, 4735-3, 4856-3 & 5469-3. 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) 3234A-3, 4735-3, 4856-3 & 5469-3 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) 3234A-3, 4735-3, 4856-3 & 5469-3 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 28, 2010

Michael D Johnson
14962 483rd Ave
Milbank SD 57252

RE: 2009 irrigation questionnaires for Water Right Nos. 3234A-3, 4735-3, 4856-3 & 5469-3

Dear Mr. Johnson:

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. 3234A-3, 4735-3, 4856-3 & 5469-3.

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

If you have any questions, please contact me.

Sincerely,

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

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



4856-3
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 21, 2011

NOTICE

TO: MICHAEL D JOHNSON, 14962 483RD AVE, MILBANK, SD 57252
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2010 Irrigation Questionnaire(s)

Our records indicate that the 2010 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3234A-3, 4735-3, 4856-3 & 5469-3. The request for the Questionnaire was dated October 15, 2010. The Water Management Board has directed that owners of water permits who have not submitted the 2010 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) 3234A-3, 4735-3, 4856-3 & 5469-3 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 9, 2011** 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) 3234A-3, 4735-3, 4856-3 & 5469-3 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 4, 2011**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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



**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 24, 2011

Michael D Johnson
14962 483rd Ave
Milbank SD 57252

RE: Water Right Nos. 3234A-3, 4735-3, 4856-3 & 5469-3

Dear Mr. Johnson:

I am writing to acknowledge receipt of your 2010 irrigation questionnaires.

You may disregard the January 21, 2011, "Notice" concerning reporting requirements for Water Right Nos. 3234A-3, 4735-3, 4856-3 & 5469-3. 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