

1. Considered: April 7, 19 82

Water Right No. 4878-3

2. Name of Applicant Jerry and Sandy Seiner

3. Post Office Address Box 24, R.R. A, Armour 57313

4. Amount of Water Claimed 2.30 maximum acre feet

5. Source of Water Supply 207'± deep well

6. Water to be used for IRR acres to be irrigated 170

7. County Charles Mix about 10 1/2 miles west of Wagner

8. PROOF OF PUBLICATION: Received 4-1-82 Not Received

APPLICATION: Approved Subject to

Not Approved Action Deferred

PRIORITY

Dated Received 3/12/82 Application complete-yes x no FEE 250.00

Remarks Additional acreage on 4744-3

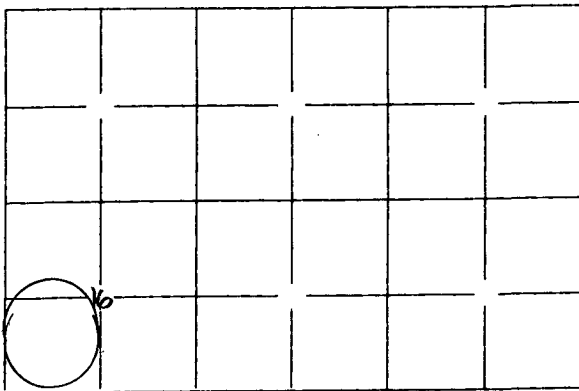
Corrected Application received Period of Annual Use April to October

WATER
QUALITY

Received 3/8/82 yes no APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as application yes no Remarks

Disapproved Returned



Diversion Point

NW 1/4 SE 1/4, Section 17-T97N-R63W
existing well

Land to be irrigated

SW 1/4 and S 1/2 S 1/2 NW 1/4 both in
Section 16-97-63

WELL LOG

Driller Dakota Boring Company Licensed - yes xx no

Depth 210 feet deep

Remarks

MAP Map No. 4082-3 Map located in Water Right xx Map file _____
 Type of Map Aerial Prepared by SCS

+++++

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:

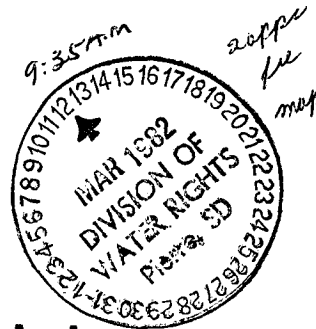
3/12/82

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 was
 DECISIONS adopted _____
 ETC. Remarks _____

No. 4878-3Map No. 4082-3 Water Division No. 3 MISSOURI RIVER District
Above for Office Use 10170101

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

Check one of the following:

New _____ Vested Right _____ Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage X ON 4744-3

1. Name of Applicant Jerry & Sandy Seiner Phone No. 724-2647
 Post Office Address RR A Box 24 Armour State SD 57313
 (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 Jerry & Sandy Seiner4. Amount of water claimed (cubic feet per second) 2.35. Source of water supply well Permit #4744-36. Location of point of diversion SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of SE $\frac{1}{4}$ 17-97-63County Charles Mix7. Annual period or periods during which water is to be used April to October8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation9. For irrigation use, Total number of acres to be irrigated 100 170

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.
SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of 16-97-63	40
SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of 16-97-63	40
NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of 16-97-63	40
NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of 16-97-63	40

Land Description	No. Acres Irr.
SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ 16-97-63	10
SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ 16-97-63	10

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 84 years.11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water Wagner Post

✓ 12. Principal Features of the Proposed Water Supply System.

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

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

Plastic Pipe

C. Works proposed to apply water to beneficial use.

SprinklerEstimated Total Cost \$ 20,000

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 Charles Mix) ss.I, Jerry Seiner 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 Jerry SeinerSubscribed and sworn to before me this 7 day of August, 1981Martha Redner, Reg. S.D.
Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 4878-3
Jerry and Sandy Seiner RR A, Box 24, Armour
(Applicant) (Post Office Address)
South Dakota 57313
(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 12, 1982
Date of return to applicant for correction, amendments or changes required _____, 19____
Date of receipt of corrected application _____, 19____
Approved APRIL 7, 1982, Recorded in Book _____ Page _____

WATER RIGHT PERMIT NO. 4878-3

The Water Management Board hereby grants and issues this Water Right Permit No. 4878-3 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 12, 1982
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before OCTOBER 7, 1984
3. The whole of said work is to be completed on or before APRIL 7, 1987
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is APRIL 7, 1987
5. The water appropriated shall be used for the purpose of IRRIGATION
6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 2.3 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 APRIL 7, 1987; said water to be used during the following described annual period: APRIL TO OCTOBER

Witness my hand this 13TH day of APRIL, 1982

THE WATER MANAGEMENT BOARD

By: John M. Galt
Chief Engineer, Water Rights

Certificate of Construction Issued _____, 19____

Water License _____

D. Well Information

- (1) Drill Hole, Diameter 30", Depth 207'
- (2) Casing, Type plastic, Diameter 15", Thickness _____
(wood, concrete, steel, etc.)
- (3) Screen, Type stainless steel, Diameter 14", Length 30'
- (4) Gravel Pack, Thickness 7 1/2", Length of gravel pack 207'

E. Dugout Information or Estimates

- (1) Surface dimensions, _____, Depth _____

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

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

Depth to top of water bearing material 185'

Depth to bottom of water bearing material 32'

Depth to water (ground surface to water level) 77'

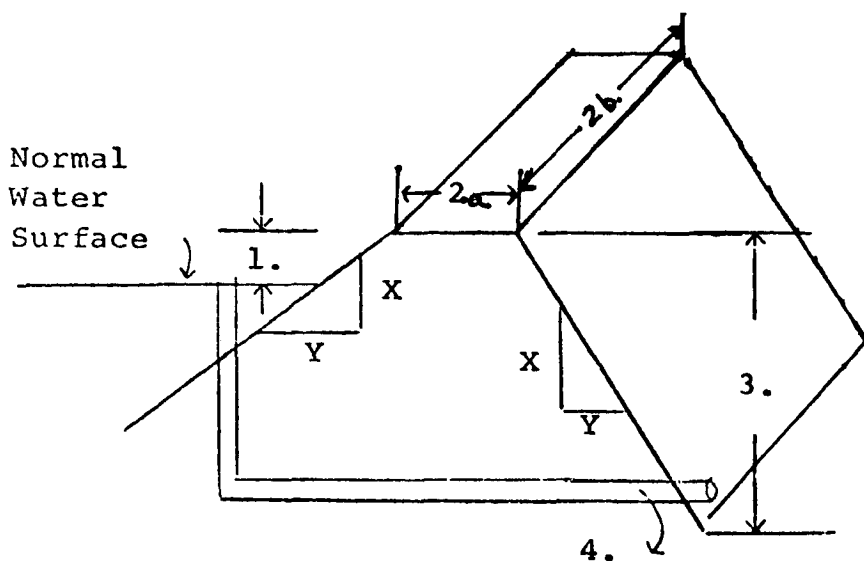
- (2) Distance to nearest existing household or livestock watering well.

On same owner's property 110 rds.

On property owned by others 200 rds.

G. Water Storage Dams

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



1. Freeboard _____
- 2a Crest width b. length _____
3. Height of Dam _____
4. Outlet dimensions:
Pipe diameter _____
Spillway width _____
- X & Y slope:
Upstream _____
Downstream _____
Surface area of impoundment _____
- Drainage area above dam _____

X Jerry Seiner
Signature of Applicant

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

Submitted by: Jerry Seiner

Date Rec'd. April 7, 1981

Address Armour, SD 57313

Sample No. 81-334

Identification Well 210

SE, Sec.17, T97N, R63W

WATER ANALYSIS

Calcium (Ca)	68	ppm*	3.39	me/l**
Magnesium (Mg)	31	ppm	2.55	me/l
Sodium (Na)	283	ppm	12.30	me/l
Potassium (K)	23	ppm	0.59	me/l
Sulfate (SO ₄)	554	ppm	11.74	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	135	ppm	3.81	me/l
Bicarbonate (HCO ₃)	297	ppm	3.39	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	170	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)		ppm (as CaCO ₃)		
Electrical Conductivity	1550	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	7.14	Adjusted SAR	14.55	
Sodium	55.33	% of cations		
Residual sodium carbonate		me/l		
pH	3.11			

Others: BORON

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total Cations 13.34 me/l
 Total Anions 13.04 me/l

By: Shirley Mittan

Service Performed

Amount Due

Irrigation Analysis

\$15.00 *pd*

Make checks payable to: Water Quality Laboratory

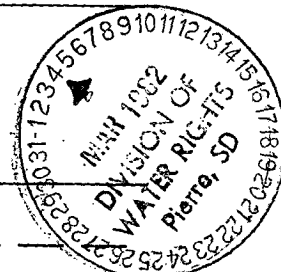
Cut along dotted line and return the lower portion with payment

81-334

Sample No. _____

Amount Enclosed \$ _____

Signed _____



CONDITIONAL APPROVAL

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT Jerry Seiner

SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$; all in 16-97-63 = 170 acres

SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED:

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

Jerry Seiner has agreed to pay for all monitoring costs.

RECOMMENDED MANAGEMENT

SOIL/WATER COMPATIBILITY PERMIT APPLICATION FORM

STATE CONSERVATION COMMISSION

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

Office Use Only

3025

OWNERS NAME: Jerry & Sandy SeinerOWNERS ADDRESS: RR A Box 24Armour, SD 57313COUNTY LAND LOCATED IN: Charles Mix PHONE: 724-2647TENANT'S NAME AND ADDRESS: (If Other Than Owner) EDWARD L SEINERRRA, Box 23, Armour, SD

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)

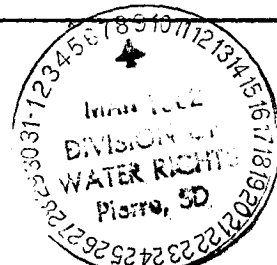
1. WELL LOCATION OR DIVERSION POINT: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of SE $\frac{1}{4}$ 17 97-83
2. SURFACE WATER SOURCE: well
3. LOCATION OF AREA TO BE IRRIGATED. NOTE: SOILS INFORMATION FOR THIS AREA MUST ACCOMPANY THE APPLICATION. (See instruction sheet)

Legal Description	Acres	Legal Description	Acres
SW $\frac{1}{4}$ of 16-97-83	40	SE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 16-97-83	5
SE $\frac{1}{4}$ SW $\frac{1}{4}$ of 16-97-83	40	SW $\frac{1}{4}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 16-97-83	5
NW $\frac{1}{4}$ SW $\frac{1}{4}$ of 16-97-83	40		
NW $\frac{1}{4}$ SW $\frac{1}{4}$ of 16-97-83	40		

4. TYPE OF IRRIGATION: GRAVITY: TOWLINE: CENTER PIVOT: x GUN: OTHER: (Specify)
5. CROPS TO BE IRRIGATED: corn, milo, small grains, alfalfa
6. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED: 1981
LEGAL DESCRIPTION: NW $\frac{1}{4}$ of SE $\frac{1}{4}$, SW $\frac{1}{4}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ of SE $\frac{1}{4}$, SE $\frac{1}{4}$ of SE $\frac{1}{4}$, 0.64 SW $\frac{1}{4}$ SW $\frac{1}{4}$
IN WHAT NAME: Jerry & Sandy Seiner No 1 NE $\frac{1}{4}$ of SW $\frac{1}{4}$ 17-97-83

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

7. WATER SAMPLE NUMBER: 81-334
8. SALINITY (EC X 10⁶): 1550
9. SODIUM (SAR): 7.14
10. ADJUSTED (SAR): 14.65 (0.7) = 10.25



I hereby certify that I personally obtained or that I personally observed the taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample (see instruction sheet) were followed, and that the sample was taken at a.m./p.m., on , 1981, at the following location: 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

7 DAY OF August, 1981.

Martha Thelmer, Reg. Dist.
(NOTARY PUBLIC)

Jerry Seiner
APPLICANT'S SIGNATURE

Jack H. Lofield
Director, Division of Conservation

I M P O R T A N T

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

APPROVED

DISAPPROVED

X CONDITIONALLY APPROVED

February 23, 1982

Jerry Seiner
Armour, SD 57313

Dear Jerry:

Enclosed is a copy of the lab report of water sample No. 81-334, together with a print-out of the soil data from last fall's sampling.

The general water quality of sample No. 81-334 is plotted on the accompanying chart with a red cross.

Sample No. 81-334 is marginally suitable for irrigation due to the presence of a substantial amount of sodium-sulfate salt. Hopefully, you are aware of the problems associated with this quality water.

The Highmore silt loam located in the SW 1/4 of Section 16-97-63, and the southern edge of the NW 1/4 of Sec. 16 is compatible with the quality of your water. However, continuous monitoring of this area for sodium salts is recommended.

If a soil crusting problem or a rising water table occurs under irrigation, please contact your county extension agent or this office for assistance.

The WI-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



NOT TO SCALE

155.7

(4-L)

16.7

4

16

y

y

71.4

3200' Pipeline

y

36.8

97-63

y

SW $\frac{1}{4}$ 16-97-
 Including Parts of
 NW $\frac{1}{4}$ 16-97-63

108 2

~~Map # 1082-3~~

App: # 4878-3

Gracie Beckman
 Security Extension Agent

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8765

PIERRE, March 12, 1932

RECEIVED OF Jerry & Sandy Seiner, RR A, Box 24, Armour, SD 57312

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

4878-3		
Fee for Application for Permit to Appropriate Water No. (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

March 25, 1982

Publish first publication, on or before _____

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 15, 1982

Notice is hereby given Jerry & Sandy Seiner whose post office

address is RR A, Box 24, Armour, 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 (~~ground~~) 46-6-3 thru 46-6-5, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, (~~future use~~) 46-5-38, (~~transfer lands~~) 46-5-39 thru 46-5-35 and Board Rules ARSD 74:02:01:01 thru 74:02:01:15, (~~future use~~) 74:02:01:23 thru 74:02:01:26 (10,000 ARA) 74:02:07:01 thru 74:02:07:03, for a permit to appropriate for beneficial use

2.30 cubic feet of water per second of time from groundwater (existing well) through the Jerry & Sandy Seiner, the point ~~xxx~~ of diversion which is (~~340~~) ~~XXXXXX~~ located in the NW 1/4 SE 1/4

of Section 17, Twp. 97N, Range 63W. Said water to be used for purpose of providing irrigation on portions of the following described land:

SW 1/4 and S 1/2 S 1/2 NW 1/4, both in Section 16, T97N, R63W (additional acreage on an existing permit)

This Application No. 4878-3 will be considered by the Water Management Board at Meeting Room #1, Kneip Bldg. Church & Illinois, Pierre SD upon the 7th day of April, 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, DWNr, Joe Foss Building, Pierre SD, prior to the hearing date for assistance to assure access to the hearing.

For the Water Management Board

cc: applicant

BETTY WESTLUND, Water Rights Specialist

WNR-806-2/82

No. 4878-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Charles Mix) ss.

I, Mildred Roberson hereby

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

Water was taken from the Wagner Post

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 Wagner

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

March 24 - 1982

March 31 - 1982

Mildred Roberson
(Signature)

Bookkeeper
(Title)

March 31 - 1982
(Date Signed)

Cost of Printing: 22.84

2 lines @ 4.44

5 @ 23.54 2 weeks

Public notice

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

March 15, 1982

Notice is hereby given Jerry and Sandy Seiner, whose post office address is RR A, Box 24, Armour, 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 thru 46-6-5, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, and Board Rules ARSD 74:02:01:01 thru 74:02:01:15, for a permit to appropriate for beneficial use 2.30 cubic feet of water per second of time from groundwater (existing well) through the Jerry and Sandy Seiner, the point of diversion which is located in the NW ¼ SE ¼ of Section 17, Twp. 97N, Range 63W. Said water to be used for purpose of providing irrigation on portions of the following described land:

SW ¼ and S ½ S ½ NW ¼, both in Section 16, T97N, R63W (additional acreage on an existing permit).

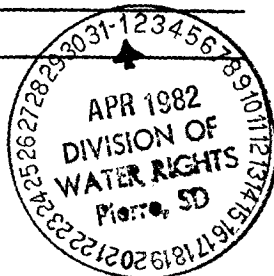
This Application No. 4878-3 will be considered by the Water Management Board at Meeting Room #1, Kneip Bldg., Church & Illinois, Pierre, SD, upon the 7th day of April, 1982 at 10 a.m. The Board is authorized to make a determination on this application at the hearing. All interested persons may appear 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, DWNRR, 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.

Pub.: Mar. 24-31, 1982.





Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

March 22, 1983

4878-3
Jerry & Sandy Seiner
RR A Box 24
Armour SD 57313

Dear Sir:

Water Permit No. 4878-3 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,

A handwritten signature in cursive script, reading "John Hatch".

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ks

enclosure

SOUTH Dakota Department of
Water & Natural Resources

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

October 22, 1987

4878-3
4744-3

Dale Meyer
733 E Hwy 50
Wagner, SD 57380

Dear Mr. Meyer:

Jerry and Sandy Seiner, Armour, SD have notified our office that you now own the land covered under Water Permit Nos. 4878-3 and 4744-3. I have enclosed a copy of these water permits for your records.

In order for the water permits to be changed over to your name, it will be necessary for you to file a "Notice of Transfer" for each of the permits, with our office. Enclosed are partially completed transfer forms. Please check over the forms, sign and have them notarized. Upon completion of these forms, return them to our office with a required filing fee of \$2.50 each (total of \$5.00).

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

Also enclosed are the 1987 Irrigation Water Use Questionnaires and a postage paid return envelope. These forms are for use in reporting any irrigation done on the lands during 1987. Water Management Board Rules or water permit qualifications require the Irrigation Questionnaire to be submitted each year. Please complete the enclosed questionnaires as accurately as possible and return them by November 30, 1987.

If you have any questions, or need assistance in completing the transfer forms or irrigation questionnaires, please contact us.

Sincerely,

Genny McMATH

GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosures

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 1/18/88

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

170 acres - SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 16, T87N, R63W

formerly owned by Jerry & Sandy Seiner

has been transferred to Dale Meyer - Box 548 Wagner S. DAK. 57380
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 4878-3 as provided for in SDCL 46-5-32 and 46-5-33.

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

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

STATE OF SOUTH DAKOTA)
) ss.
County of Charles Mix

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

Dale Meyer
(Signed)

Subscribed and sworn to before me this 18 Day of January, 88.

[Signature]
(Notary Public)

D.E. NOTARY PUBLIC
MY COMMISSION EXPIRES
MARCH 13, 1992



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411127

Pierre, January 19, 1988

RECEIVED OF Dale Meyer, Box 548, Wagner, SD 57380

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>4878-3</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 Hatch
Chief Engineer JOHN HATCH (MS)

SOUTH Dakota Department of
Water & Natural Resources
Joe Foss Building Water Rights Division
Pierre, South Dakota 57501 Phone (605) 773-3352

February 3, 1988

Dale Meyer
Box 548
Wagner, South Dakota 57380

Dear Mr. Meyer:

Enclosed is receipt No. 411126 & /411127 in the amount of \$ 2.50 each which you
paid for transfer of Water Right No. 4744-3 & 4878-3

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

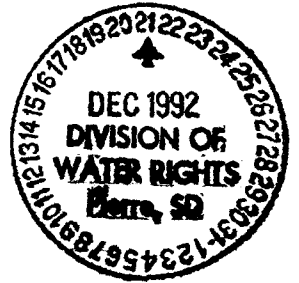
Sincerely,

Maxine Stirling
Secretary

ms
Enc.

4878-3

Water Rights Division
Joe Foss Building



Sorry I'm a little late with my report.
Letting older ad forgot ~~to~~ how to do it. Went to
R.E.H. at Lake Andes, they filled it out
the location is at the bottom of the page for each
point. I would like to know the number of each
point for next year, the home ad acres are
right, but I don't think they figured the
fallons right. If you need to call me my
Phone is 384-5551

Hope this is O.K.

Dale Meyer
Wagner SD.



4878-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 28, 1993

No. 4744-3

4878-3

Dale Meyer
733 East Hwy. 50
Wagner, SD 57380

Dear Mr. Meyer:

Enclosed are partially completed "Notice of Transfer" forms for use in filing an ownership change on Water Permit Nos. 4744-3 and 4878-3. The water permits are currently listed in the name of Jerry and Sandy Seiner.

The transfer forms should be checked over for accuracy and signed by the new owner in the presence of a notary public. Upon completion, return the forms to our office with a required filing fee of \$2.50 per transfer (\$5.00 total).

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

If you have any questions, please contact me.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

enclosure



4878-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 18, 1994

SECOND NOTICE
Permit Nos. 4744-3
4878-3

Dale Meyer
733 East Hwy. 50
Wagner, SD 57380

Dear Mr. Meyer:

On December 28, 1993, notice was sent to you concerning the transfer of Water Permit Nos. 4744-3 and 4878-3 in the name of Jerry and Sandy Seiner. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed are additional forms. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 per transfer, a total of \$5.00. The water permits can then be transferred to your name. If you are not the present owner of the land covered under these water permits, please notify this office. It is very important that ownership records be kept current. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

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

Very truly yours,

RON DUVALL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Division

enclosure

Commercial State Bank



P.O. Box 220 • 204 SOUTH MAIN
WAGNER, SOUTH DAKOTA 57380-0220
PHONE (605) 384-3646 FAX (605) 384-3403



April 1, 1994

Department of Environment
and Natural Resources
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3181

Attention: Ron Duvall
Natural Resources Engineer

Re: Permit Nos. 4744-3 and 4878-3

Dear Mr. Duvall:

Enclosed please find your letter dated March 18, 1994, along with the Notice of Transfer of Ownership for Permit No. 4744-3 and Notice of Transfer of Ownership for Permit No. 4878-3.

Please direct all mail concerning the above permits to Roxann Meyer at 1909 19th Avenue NE, Minneapolis, MN 55418-4727. If you have any questions in regards to this request, please advise.

Sincerely,

G. L. Juffer
Vice-President

GLJ/bjh
Enclosures (3)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 5, 1994

Permit No. 4878-3

Dale Meyer
%Roxann Meyer
1909 19th Avenue NE
Minneapolis, MN 55418-4727

Dear Mr. Meyer:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit Nos. 4744-3 and 4878-3, has been completed. Your final water right document, the Water License, can now be issued. Upon licensing, the applicable portions of Water Permit No. 4744-3 will be incorporated into 4878-3.

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.

**Please Remit fee to:
Department of Environment & Natural Resources
Water Rights Division
523 E. Capitol
Pierre, SD 57501-3181**

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

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

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

RECEIPT

414152

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ April 23, 19 94

RECEIVED OF Roxann K Meyer, 1909 19th Ave NE, Minneapolis, MN 55418

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>4878-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

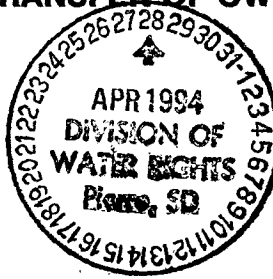
By

Chief Engineer

John Blatch

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 4878-3

Date: 4-21-94

I request that Water Permit No. 4878-3

formerly owned by: Jerry & Sandy Seiner - (transferred to Dale Meyer 1-19-88)

be transferred to: Roxann Meyer, 1909 19th Ave NE, Minneapolis, MN 55418-4727 (Telephone No) (612) 788-7377

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

170 acres - SW¼ and S½ NW¼ Section 16, T97N, R63W

I understand that the validity of Water Permit No. 4878-3 has not been determined by this transfer action. If I/We have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

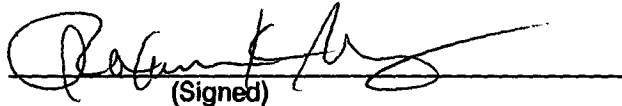
You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

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

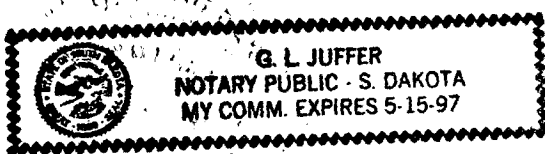
STATE OF SOUTH DAKOTA)

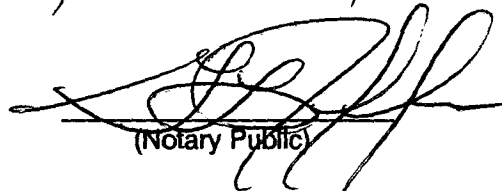
County of Charles Mix)

I Roxann Meyer 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.


(Signed)

Subscribed and sworn to before me this 21st day of April, 19 94.




(Notary Public)

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

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

RECEIPT

414150

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ April 28, 19 94

RECEIVED OF Roxann K Meyer, 1909 19th Ave NE, Minneapolis, MN 55418

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>Water Permit No. 4878-5</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 23, 1994

No. 4744-3
4878-3

Roxann K. Meyer
1909 19th Ave. NE
Minneapolis, MN 55418-4727

Dear Ms. Meyer:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Water Permit Nos. 4744-3 and 4878-3.

Our records now show you as the owner of Water Permit Nos. 4744-3 and 4878-3. Your Water License will be sent to you at a later date.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

enclosure

Permit Nos. 4878-3 & 4744-3**Missouri River - Water District****Report Of Examination Of Works And/Or Application of Water To Beneficial Use**

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

I have this day made a thorough examination of the water use system constructed by Dale Meyer of 788 East Highway 50, Wagner, SD 57380 holder of Permit Nos. 4744-3 & 4878-3, bearing the priority dates of April 22, 1981 & March 12, 1982 (respectively) authorizing the diversion of 2.28 & 2.30 (respectively) cu. ft. of water per second from groundwater for irrigation purposes, in Charles Mix County.

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

A. Works used to divert the water:**Pump:**

- 1) Make Aurora
- 2) Model 32178390
- 3) Pressure 90 PSI
- 4) Capacity 1000 GPM

Motor:

- 1) Make U.S. Electrical
- 2) Frame No. 365TP
- 3) Horsepower rating 75 hp

B. Works used to transport water to place of use:**DISTRIBUTION LINES:**

- 1) Type PVC
- 2) Size 8 inches
- 3) Length 3800 feet

C. Works used to apply water to beneficial use:**Center pivot:**

- 1) Make Zimmatic
- 2) Overall length 1320 feet
- 3) Number of towers 10
- 4) Distance between towers 132 feet
- 5) End gun Y
- 6) High or low pressure High
- 7) Capacity 1000 GPM

The system is in the following condition good. The point of diversion is located 1120 feet S & 400 feet E from the center of Section 17 T97N-63W (NW¼ SE¼). The works are capable of diverting and conveying to the place of use 2.22 cu. ft. of water per second which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

T97N-R63W**SECTION 16**

<u>SW¼ NW¼</u>	<u>7 acres</u>
<u>SE¼ NW¼</u>	<u>7 acres</u>
<u>NW¼ SW¼</u>	<u>39 acres</u>
<u>SW¼ SW¼</u>	<u>26 acres</u>
<u>SE¼ SW¼</u>	<u>28 acres</u>

T97N-R63W

SECTION 17

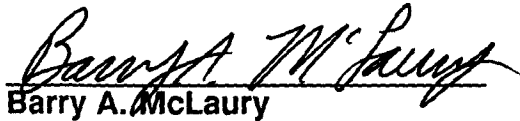
<u>NE¹/₄ SW¹/₄</u>	<u>22 acres</u>
<u>SE¹/₄ SW¹/₄</u>	<u>22 acres</u>
<u>NW¹/₄ SE¹/₄</u>	<u>39 acres</u>
<u>NE¹/₄ SE¹/₄</u>	<u>11 acres</u>
<u>SW¹/₄ SE¹/₄</u>	<u>40 acres</u>
<u>SE¹/₄ SE¹/₄</u>	<u>11 acres</u>

comprising a total of 252 acres of land and the license should be issued for 2.22 cfs.

Applicable permit qualifications have been complied with: Yes X No

**** NOTE:** The above described center pivot is towed between Sections 16 and 17 T97N-R63W to irrigate both parcels of land. Water Permit Nos. 4744-3 & 4878-3 will be incorporated during licensing.

Exceptions to compliance are: None Date: June 29, 1993



Barry A. McLaury
Natural Resources Analyst
DENR, Water Rights Division

REPORT ON INSPECTION OF PERMIT NOS. 4744-3 & 4878-3

DATE: June 29, 1993

Other permit(s) associated with the project: None

DIVERSION POINT LEGAL LOCATION: 1120 feet S & 400 feet E from the center of Section 17 T97N-63W (NW¹/₄ SE¹/₄).

WELL INFORMATION:

- 1) Well Drilling Firm: Dakota Boring
- 2) No. of Wells 1
- 3) Depth(s) 210 feet
- 4) Well log is available N

Casing:

- 1) Diameter 18 inches
- 2) Length 180 feet
- 3) Type PVC

Screen:

- 1) Type Stainless steel
- 2) Length 30 feet
- 3) Static water level 50 feet

SYSTEM TYPE:

Center pivot:

- 1) Make Zimmatic
- 2) Overall length 1320 feet
- 3) Number of towers 10
- 4) Distance between towers 132 feet
- 5) End gun Y
- 6) High or low pressure High
- 7) Capacity 1000 GPM

Pump:

- 1) Make Aurora
- 2) Model 32178390
- 3) Pressure 90 PSI
- 4) Capacity 1000 GPM

Motor:

- 1) Make U.S. Electrical
- 2) Frame No. 365TP
- 3) Horsepower rating 75 hp

DISTRIBUTION LINES OR CANALS:

- 1) Type PVC
- 2) Size 8 inches
- 3) Length 3800 feet

CHEMIGATION EQUIPMENT:

- 1) Does chemigate N

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit lands agree with lands being irrigated and lands listed on permit Y
- 2) Special qualifications to permit being abided by Y

3) All structures, wells and lands on map Y

4) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y

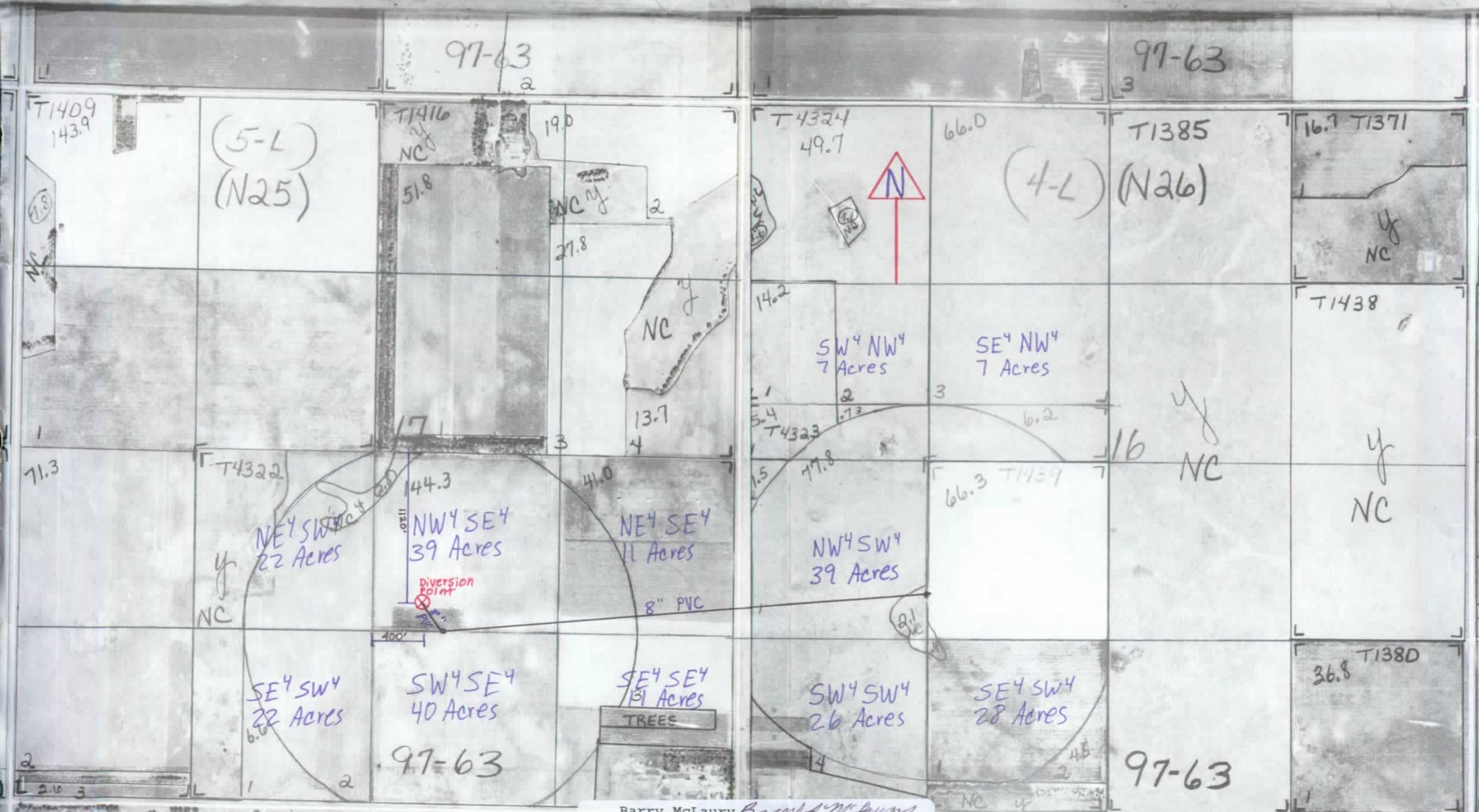
**** NOTE:** The above described center pivot is towed between Sections 16 and 17 T97N-R63W to irrigate both parcels of land. Water Permit Nos. 4744-3 and 4878-3 will be incorporated during licensing.

NOT TO SCALE

4878
4744

NOT TO SCALE

4878 + 4744



Barry McLaury
Natural Resources Analyst
Division of Water Rights
Date December 27, 1993

4878-3

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 4878-3 FOR IRRIGATION

(1) Jerry and Sandy Seiner, of Armour SD 57313 made Application No. 4878-3, March 12, 1982 for a water permit to appropriate 2.3 cubic feet of water per second from groundwater (one existing well), Charles Mix County, South Dakota for irrigation purposes. Permit No. 4878-3, with a priority date of March 12, 1982 was approved April 7, 1982 and issued to the applicants for diversion of water with construction of the described water supply system to be completed on or before April 7, 1987 and the application to beneficial use of said water to be completed on or before April 7, 1987.

Water Permit No. 4878-3 authorizes irrigation from the same well as authorized by Water Permit No. 4744-3. The applicable portions of Water Permit No. 4744-3 have been incorporated into this Water License No. 4878-3. A priority date of April 22, 1981 (established under No. 4744-3) is retained for irrigation in Section 17. The remaining acreage in Section 16, retains a priority date of March 12, 1982 (established under No. 4878-3).

Water Permit Nos. 4744-3 and 4878-3 were transferred January 19, 1988 to Dale Meyer. On April 28, 1994 the permits were transferred to Roxann Meyer.

(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 2.22 cubic feet of water per second for beneficial use. The location of the diversion point is 1120 feet S and 400 feet E from the center of Section 17-T97N-R63W (NW 1/4 SE 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:

T97N-R63W	Section 16	SW 1/4 NW 1/4	7 acres
		SE 1/4 NW 1/4	7 acres
		NW 1/4 SW 1/4	39 acres
		SW 1/4 SW 1/4	26 acres
		SE 1/4 SW 1/4	28 acres
	Section 17	NE 1/4 SW 1/4	22 acres
		SE 1/4 SW 1/4	22 acres
		NW 1/4 SE 1/4	39 acres
		NE 1/4 SE 1/4	11 acres
		SW 1/4 SE 1/4	40 acres
		SE 1/4 SE 1/4	11 acres
	Total		252 acres

(continued)

Water License No. 4878-3
Roxann Meyer
Page 2

(4) Pursuant to South Dakota Water Law 46-5-30.1 Roxann Meyer of 1909 19th Ave NE, Minneapolis MN 55418-4727 the holder and/or owner of Incorporated Water Permit No. 4878-3 is issued a license to appropriate water, the right to use 2.22 cubic feet of water per second from groundwater (one well) with priority dates of April 22, 1981 and March 12, 1982 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Incorporated Water Permit No. 4878-3 and subject to South Dakota State Law.



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

NOV 14 1994

date



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOV 14 1994

4878-3

Roxann Meyer
1909 19th Ave. NE
Minneapolis, MN 55418-4727

Dear Ms. Meyer:

Enclosed is Water License No. 4878-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 414152 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. 4878-3, 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

rd
enclosures

NOTE: The applicable portions of Water Permit No. 4744-3 have been incorporated into this Water License No. 4878-3.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 23, 1998

4878-3

Roxann K Meyer
PO Box 2342
Red Lodge, MT 59068-2342

Dear Ms. Meyer:

Enclosed is a "Notice" dated October 16, 1998 concerning the 1998 irrigation questionnaire. The notice was originally mailed to 1909 19th Ave NE, Minneapolis, MN. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 10, 1999

4878-3

Roxann K Meyer
1910 Stirling St
Rapid City, SD 57702-4202

Dear Ms. Meyer:

Enclosed is your 1998 irrigation questionnaire. The form was originally mailed to your old Minneapolis, MN address; then to your address in Red Lodge, MT and finally the post office supplied us with an address for you in Rapid City.

I apologize for the length of time it took me to forward the form to you. Please complete the form and return it to us in the enclosed postage paid envelope.

If you no longer own the land or are having a renter take care of the irrigation, please let me know. Thank you in advance for your help.

Sincerely,

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

Enclosure

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Roxann Meyer, 1910 Stirling Street, Rapid City, SD 57702-4202

DATE: May 10, 1999

TELEPHONE:

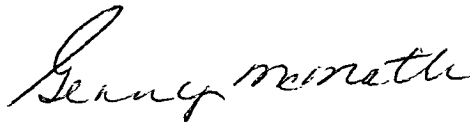
RE: mailing address and irrigation questionnaire

COMMENTS:

Ms. Meyer called in response to a letter I mailed her on March 10th about the 1998 irrigation questionnaire. She said she has been moving around, but has now hopefully settled in Rapid City. Her father operates her land for her.

I asked her if she wanted me to mail the questionnaire directly to her dad and she said no, we could keep sending it to her and she would forward it to her dad.

She said she would forward the 1998 form to him and have him return it to us as soon as he could.



Genny McMath
Environmental Scientist



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 17, 2003

NOTICE

TO: ROXANN K MEYER, 3815 PINE VIEW DR, RAPID CITY, SD 57702 6977

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

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire(s)

Our records indicate that the 2002 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4878-3. The request for the Questionnaire was dated October 11, 2002. The Water Management Board has directed that owners of water permits who have not submitted the 2002 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) 4878-3 qualification:

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

The hearing will be held at 8:30 am, March 5, 2003 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) 4878-3 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 February 28, 2003, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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



Track & Confirm

Delivery Status

You entered 2301 0370 0000 7541 3930

Your item was delivered at 2:01 pm on January 22, 2003 in RAPID CITY, SD 57702. The item was signed for by R MEYER.

[Shipment History >](#)

[Request Delivery Record >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)



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Preserving the Trust

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U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 0370 0000 7541 3930

ROXANN K MEYER
3815 PINE VIEW DR
RAPID CITY SD 57702 6977

Postmark
Here

POSTAL CUSTOMER:

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

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Priority Mail

☐

Package Services

(See Reverse)

PS Form 153, February 2001



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2003

4878-3

Joe Hofer
Lakeview Colony Inc
28748 386th Ave
Lake Andes SD 57356

Dear Mr. Hofer:

Roxann Meyer contacted our program and indicated that you lease her irrigated land from her. The land is authorized for irrigation under Water Right No. 4878-3. I have enclosed a copy of the water right for your review.

Also enclosed is a "2002 Water Management Board Irrigation Questionnaire". The questionnaire needs to be completed and returned to our program **prior to February 28, 2003**. I have included a postage paid envelope for your convenience in returning the form.

Thank you in advance for your help. If you have any questions, please get in touch with me.

Sincerely,

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

enclosures

c: Roxann K Meyer, 2713 W St Patrick St., Rapid City SD 57702



February 25, 2003

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Roxann K Meyer
2713 W ST Patrick
Rapid City SD 57702

Dear Ms. Meyer:

I am contacting you in regard to your 2002 irrigation questionnaire. On January 23rd, at your request, I mailed an irrigation questionnaire to Joe Hofer with Lakeview Colony in Lake Andes.

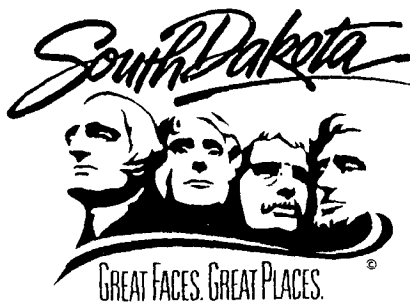
To date, we have not received the questionnaire from him. The Water Management Board meeting is next Wednesday (March 5, 2003). If the questionnaire is not received prior to the meeting, the water right may be suspended for a period of up to one year.

I have tried to call Mr. Hofer but can never get through to him. You may want to try and get in touch with him to ensure that he sends the questionnaire in prior to the hearing date to avoid any Board action.

If you have any questions, please give me a call.

Sincerely,

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



**DEPARTMENT of ENVIRONMENT
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February 27, 2003

4878-3

Joe Hofer
Lakeview Colony Inc
28748 386th Ave
Lake Andes SD 57356

Dear Mr. Hofer:

I am writing to acknowledge receipt of the 2002 irrigation questionnaire for the Roxann Meyer land. I completed a questionnaire for you following my conversation with a representative from Lakeview Colony.

You may disregard the January 17, 2003, "Notice" concerning reporting requirements for Water Right No. 4878-3. The information was received in our office prior to the Water Management Board meeting and the issue has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

c: Roxann Meyer, 2713 W St Patrick, Rapid City SD



4878-3

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January 14, 2004

NOTICE

TO: LAKEVIEW COLONY INC, JOE HOFER, 28748 386TH AVE, LAKE ANDES, SD 57356

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

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4878-3. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 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) 4878-3 qualification:

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

The hearing will be held at 8:30 am, March 3, 2004 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4878-3 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 February 27, 2004, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

cc: ROXANN K MEYER, 2713 W ST PATRICK ST, RAPID CITY SD 57702

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.



4878-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 9326

Your item was delivered at 9:08 am on January 15, 2004 in LAKE ANDES, SD 57356. The item was signed for by E HOFER.

[Shipment Details >](#)

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SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8515 9326

LAKEVIEW COLONY INC
JOE HOFER
28748 386TH AVE
LAKE ANDES SD 57356

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

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4878-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8516 0070

Your item was delivered at 2:00 pm on January 15, 2004 in RAPID CITY, SD 57702. The item was signed for by R MEYER.

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Track & Confirm

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[Track & Confirm FAQs](#)

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8516 0070

ROXANN K MEYER
2713 W ST PATRICK ST
RAPID CITY SD 57702

Waiver of Signature ☐ YES ☐ NO

Postmark
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www.state.sd.us/denr

January 22, 2004

4878-3

Danny Wipf
Lakeview Colony Inc
28748 386th Ave
Lake Andes SD 57356

Dear Mr. Wipf:

I am writing to acknowledge receipt of the 2003 irrigation questionnaire for Water Right No. 4878-3, held by Roxann Meyer. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Permit No. 4878-3.

I completed a questionnaire for you based on our January 22nd telephone conversation. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you for calling and if you have any questions, please contact me.

Sincerely,

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

c: Roxann Meyer, 2713 W St Patrick Street Rapid City SD 57702

NOT TO SCALE

Johnny Smith

97-63

143.9

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51.8

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7

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145.9

52.4

28

well
X

97-63

2.0

SW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$ 17-97-63

~~Map # 4082-3~~

App # 4878-3

2 of 2

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Danny Wipf, Lake View Colony, Lake Andes SD

DATE: October 28, 2008

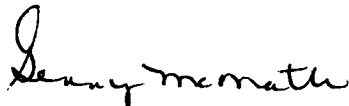
TELEPHONE: 605 481-1185

RE: Status of Water Right No. 4878-3, Roxann Meyer

COMMENTS:

Mr. Wipf called in response to the 2008 irrigation questionnaire he received for this property. He indicated the land is not irrigated because nothing works. They no longer farm the property.

He said to contact Dale Meyer (Roxann Meyer's dad) and find out what to do with the water right. Dale's cell phone is 605 384-5551



Genny McMath
Environmental Scientist



**DEPARTMENT of ENVIRONMENT
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April 7, 2009

4878-3

Roxann Meyer
2713 W St Patrick St
Rapid City, SD 57702-4216

Dear Ms. Meyer:

I am contacting you in regard to Water Right No. 4878-3 currently listed in your name. The water right authorizes diversion of ground water to irrigate 252 acres in portions of Sections 16 and 17, T97N, R63W. The past seven years, the annual irrigation questionnaire has been sent to Danny Wipf with Lake View Colony for completion.

On the last 6 years of questionnaires returned by the colony, they did not irrigate due to high salt content in the water and in the last year reported that they no longer farm the land due to the system being in disrepair.

It would appear from the comments made on the questionnaires that irrigation has been discontinued on the property. Under South Dakota Water Law, water must be placed to beneficial use for the purpose it was appropriated at least once every three years in order to maintain a water right. The three year period is waived if legal excuse exists for the years of non-use. Enclosed are excerpts of the SD Water Laws and Water Management Board Rules dealing with these issues.

Please contact our office concerning your intent towards the water right.

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

c: Dale Meyer

Genny -

I am Jim Meyer, Roxann's Brother. I am farming her ground. She didn't know about the questionnaires. The system does need some repair, but we are planning on using it this year. So, if there is anything else we need to fill out or answer, just send it to me.

Jim Meyer
29628-396th Ave.
Wagner, S.D. 57380

RECEIVED

APR 21 2009

WATER RIGHTS
PROGRAM

THANK YOU



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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www.state.sd.us/denr

April 22, 2009

4878-3

Jim Meyer
29628 396th Ave
Wagner SD 57380

Dear Mr. Meyer:

Thank you for your letter concerning Water Right No. 4878-3 held by Roxann Meyer. I will add your name as that of operator to ensure that the annual irrigation questionnaire is mailed directly to you.

The colony indicated they did not irrigate due to the high salt content in the water and the fact that nothing worked. Under South Dakota water law, water must be used for the purpose it was appropriated at least every three years in order to maintain a water right. That three year period is waived if legal excuse exists for the years of non-use. Enclosed are excerpts of our water laws and Water Management Board Rules dealing with these issues.

According to the original permit issued to Jerry Seiner, water quality for irrigation is marginal. Enclosed is a copy of the analysis and letter from the Water Quality Lab received in 1982. I would encourage you to have a soil-water analysis done to ensure irrigation is feasible.

Sincerely,

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

c: Roxann Meyer (without attachments)



4878-3
DEPARTMENT of ENVIRONMENT
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January 24, 2012

NOTICE

TO: JIM MEYER, OPERATOR, 29620 396TH AVE, WAGNER, SD 57380

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

SUBJECT: Reporting Requirement for 2011 Irrigation Questionnaire(s)

Our records indicate that the 2011 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4878-3. The request for the Questionnaire was dated October 14, 2011. The Water Management Board has directed that owners of water permits who have not submitted the 2011 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) 4878-3 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 7, 2012** 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) 4878-3 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 2, 2012**, 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>

c: ROXANN K MEYER, 2713 W ST PATRICK ST, RAPID CITY SD 57702

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
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PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

February 14, 2012

4878-3

Jim Meyer
29620 396th Ave
Wagner SD 57380

Dear Mr. Meyer:

I am writing to acknowledge receipt of your 2011 irrigation questionnaire.

You may disregard the January 24, 2012, "Notice" concerning reporting requirements for Water Right No. 4878-3. 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

c: Roxann Meyer



4878-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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January 20, 2017

NOTICE

TO: JIM MEYER, OPERATOR, 29620 396TH AVE, WAGNER, SD 57380
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2016 Irrigation Questionnaire(s)

Our records indicate your 2016 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4878-3. The request for the Questionnaire was dated October 21, 2016. The Water Management Board has directed that owners of water permits who have not submitted the 2016 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) 4878-3 qualification:

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

The hearing will be held at **Wednesday, March 1, 2017 at 11:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4878-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 1, 2017** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: ROXANN K MEYER, 2713 W ST PATRICK ST, RAPID CITY SD 57702

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.

4878-3



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Email Updates

DATE & TIME

STATUS OF ITEM

LOCATION

January 21, 2017 , 10:16 am

Delivered, Left with Individual

WAGNER, SD 57380

Your item was delivered to an individual at the address at 10:16 am on January 21, 2017 in WAGNER, SD 57380.

January 21, 2017 , 2:36 am

Departed USPS Origin Facility

HURON, SD 57399

January 20, 2017 , 9:19 pm

Arrived at USPS Origin Facility

HURON, SD 57399

January 20, 2017 , 6:33 pm

Departed Post Office

PIERRE, SD 57501

January 20, 2017 , 2:16 pm

Acceptance

PIERRE, SD 57501

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JIM MEYER, OPERATOR
29620 396TH AVE
WAGNER SD 57380

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions



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DATE & TIME	STATUS OF ITEM	LOCATION
January 27, 2017 , 4:42 pm	Delivered	RAPID CITY, SD 57702

Your item was delivered at 4:42 pm on January 27, 2017 in RAPID CITY, SD 57702.

January 24, 2017 , 10:29 am	Notice Left (No Authorized Recipient Available)	RAPID CITY, SD 57702
January 24, 2017 , 4:39 am	In Transit to Destination	
January 23, 2017 , 4:39 am	Departed USPS Origin Facility	RAPID CITY, SD 57701
January 21, 2017 , 11:19 pm	Arrived at USPS Origin Facility	RAPID CITY, SD 57701
January 20, 2017 , 9:20 pm	Arrived at USPS Origin Facility	HURON, SD 57399
January 20, 2017 , 6:33 pm	Departed Post Office	PIERRE, SD 57501
January 20, 2017 , 2:16 pm	Acceptance	PIERRE, SD 57501

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Total Postage		

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2713 W ST PATRICK ST
RAPID CITY SD 57702
Street, Apt. #
or PO Box N.
City, State, Z

PS Form 3800, August 2009

See reverse for instructions



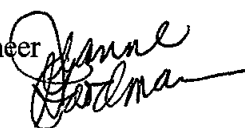
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March 2, 2017

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

TO: Jim Meyer, 29620 396th Ave, Wagner SD 57380
Roxann K Meyer, 2713 W St Patrick St, Rapid City SD 57702

FROM: Jeanne Goodman, Chief Engineer
Water Rights Program 

SUBJECT: One Year Suspension of Water Right No. 4878-3

On March 1, 2017, the Water Management Board ordered:

Effective April 1, 2017, Water Right No. 4878-3 be suspended for the 2017 irrigation season for failure to submit the 2016 irrigation questionnaire.

If the 2016 irrigation questionnaire is received prior to April 1, 2017, the suspension will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2017 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2017 unless the 2016 irrigation questionnaire is submitted by April 1st.

After April 1st, you may petition the Water Management Board to rescind the suspension. You will need to submit the 2016 irrigation questionnaire and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May 10-11, 2017, in Pierre, SD. The letter should include your reasons for not completing the 2016 irrigation questionnaire. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

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

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

4878-3

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DATE & TIME

March 3, 2017 , 10:28 am

STATUS OF ITEM

Delivered, Left with
Individual

LOCATION

WAGNER, SD 57380

Available Actions

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Your item was delivered to an individual at the address at 10:28 am on March 3, 2017 in WAGNER, SD 57380.

March 3, 2017 , 2:55 am

Departed USPS Facility

HURON, SD 57399

March 2, 2017 , 9:57 pm

Arrived at USPS Facility

HURON, SD 57399

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JIM MEYER
29620 396TH AVE
WAGNER SD 57380

PS Form 3800, August 2006

See Reverse for Instructions



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Tracking Number: 70132250000134944812

Product & Tracking Information

Postal Product:

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DATE & TIME	STATUS OF ITEM	LOCATION
March 6, 2017 , 4:22 pm	Delivered	RAPID CITY, SD 57702

Your item was delivered at 4:22 pm on March 6, 2017 in RAPID CITY, SD 57702.

DATE & TIME	STATUS OF ITEM	LOCATION
March 4, 2017 , 9:21 am	Notice Left (No Authorized Recipient Available)	RAPID CITY, SD 57702
March 4, 2017 , 5:04 am	Departed USPS Facility	RAPID CITY, SD 57701
March 4, 2017 , 2:15 am	Arrived at USPS Facility	RAPID CITY, SD 57701
March 2, 2017 , 9:57 pm	Arrived at USPS Facility	HURON, SD 57399
March 2, 2017 , 6:28 pm	Departed Post Office	PIERRE, SD 57501
March 2, 2017 , 3:30 pm	Acceptance	PIERRE, SD 57501

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DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 16, 2017

4878-3

Jim Meyer, Operator
26920 396th Ave
Wagner SD 57380

Dear Mr. Meyer:

On March 1st the Water Management Board ordered Water Right No. 4878-3 suspended if the 2016 irrigation questionnaire was not received prior to April 1, 2017. The questionnaire information for your water right has been received.

Since the irrigation questionnaire is on file, no violation has occurred and no suspension will take place. You may irrigate during the 2017 irrigation season.

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

Sincerely,

Jeanne Goodman, Chief Engineer
Water Rights Program

c: Roxann K Meyer, 2713 W St Patrick St, Rapid City SD 57702



4878-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2018

NOTICE

TO: JIM MEYER, OPERATOR, 29620 396TH AVE, WAGNER, SD 57380
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaire(s)

Our records indicate your 2017 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4878-3. The request for the Questionnaire was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 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) 4878-3 qualification:

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

The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4878-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 7, 2018** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: ROXANN K MEYER, 2713 W ST PATRICK ST, RAPID CITY SD 57702

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.



4878-3

DEPARTMENT of ENVIRONMENT
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www.denr.sd.gov

February 23, 2018

4878-3

Jim Meyer
29620 396th Ave
Wagner SD 57380

Dear Mr. Meyer:

I am writing to acknowledge receipt of your 2017 irrigation questionnaire.

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Right No. 4878-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

c: Roxann K Meyer