

Considered: 4-25-84

16170101

MI

WATER PERMIT NO. 4999-3

MAP No. 4999-3

Name of Applicant VIRGIL R AND VIRGINIA REIGLE

Post Office Address RFD 1, Box 80 Springfield, S.D. 57062

Amount of Water Claimed 0.23 Total Acres 16.20

Source of Water Supply Missouri River

Water to be used for IRR County Bon Homme

About 1 N 7 miles EAST of SPRINGFIELD.

PROOF OF PUBLICATION: Received 1st 3-22-84 Not Received _____

APPLICATION: Approved 4-25-84 Subject to _____

F.F. & C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received 12/28/83 Fee 150.00 Remarks _____

12-28-83 additional acreage on W/P 4956-3

Corrected Application Received _____ Period of Annual Use 5/1 to 10/31

WATER QUALITY APPROVAL RECEIVED 1-16-84 APPROVED CONDITIONAL (Circle one)

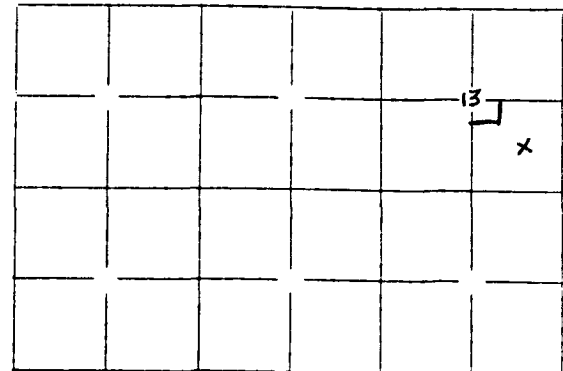
W-1 Description same as Application YES X NO _____ REMARKS _____

Diversion Point _____

Center of SE $\frac{1}{4}$, Section 13-T93N-R59W

Land to be Irrigated _____

NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13-T93N-R59W



Well Log: Driller _____ Licensed YES _____ NO _____

Depth of Well _____ REMARKS _____

Type of Map AERIAL PREPARED BY S.J. Auch, Co AGENT Reviewed and the Number

assigned on 1-18-84 By B. Westlund

No. <u>4999-3</u>	Hydrologic Unit <u>10170101</u>
Map No. <u>4999-3</u>	Basin <u>Missouri River</u>
Newspaper <u>Springfield Times</u>	

Application For Permit To Appropriate Water Within The State Of South Dakota

Type of Application: Check one or more of the following;

New ☐ Vested Right ☐ Future Use ☐

☐ Application to amend Permit No. _____ with old priority date retained

☐ Change diversion point(s) ☐ Add diversion point(s) ☐ Change acreage ☐ Other ☐ _____

☐ Application to: ☐ Change use ☐ Change diversion point(s) ☐ Add diversion point(s)

☒ Add Acreage ☐ Increase diversion rate ☐ Other _____ See Permit No. 4956-3

☐ Application to: ☐ Use ☐ Transfer water reserved by Future Use Permit No. _____

1. Name of Applicant Virgil R. & Virginia Reigle Phone No. 369-5577

Post Office Address RFD#1, Box 80 Springfield, SD State 57062
(Street, RR or Box) Zip Code

2. Amount of water claimed (c.f.s) .23 Total acres irrigated 16.2

3. Source of Water supply Lewis & Clark Lake - Missouri River

4. Location of point of diversion Center of SE 1/4, Section 13, T93N, R59W

County Bon Homme

5. Counties where water will be used Bon Homme

6. Annual period during which water is to be used May - October

7. 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.
All of Blocks ten (10)	
eleven (11) twenty-two (22)	
and twenty three (23) in the	
town of Bon Homme, and	

Land Description	No. Acres Irr.
Outlot "E" of Section thirteen	
(13), T93N, R59W (DB)	16.2

Attach sheet if more space is needed

8. Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

Water diverted by portable pump, transported by buried pipe, applied with sprinkler

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (see instruction)

STATE OF SOUTH DAKOTA)
County of Bon Homme)^{ss}

I, Virgil & Virginia Reigle the applicant, certify that I have read the foregoing application, 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 s/ Virgil & Virginia Reigle

Subscribed and sworn to before me this 23rd day of December 1983

s/ Robert D. Coleman

Notary Public (or other qualified officer)

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 4999-3
Virgil R. & Virginia Reigle RT. 1 Box 80 Springfield
(Applicant) (Post Office Address)
South Dakota 57062 With the following qualifications.
(State) (Zip Code)

This permit is approved subject to the irrigation water use questionnaire being submitted each year.

Date of first receipt of application December 28, 1983.

Date of return to applicant for correction, amendments or changes required , 19 .

Date of receipt of corrected application , 19 . Approved April 25, 1984.

The Water Management Board hereby approves this Water Permit No. 4999-3 authorizing the construction of the water use system and the placing of water to beneficial use as stated in the Application and as qualified in the Water Permit approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is December 28, 1983.
2. One-fifth of the work is to be completed on or before September 25, 1986.
3. The whole of said work is to be completed on or before April 25, 1989.
4. The time limit for proof of beneficial use of water is April 25, 1993.
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 unlawfully impaired by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 0.23 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. 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 25, 1993; said water to be used during the following described annual period: May 1st to October 31.

WATER MANAGEMENT BOARD

By: John Hatch
Chief Engineer JOHN HATCH
 Division of Water Rights
 Dept. of Water and Natural Resources

May 3, 1984

NOT TO SCALE

Prepared By

Steven J. Auch

County Extension Agent

12/10/83
25-R

Bounded By Red

All of Blocks Ten, (10)
Eleven (11), Twenty-two (22)
and Twenty-three (23) in
the town of Bon Homme
and Outlot E of Sec. 13
T 93 N R 59 W

Buried
Pipeline
approx. 1900'

Diversion
Center of SE 1/4
Sec 13 T 93 N R 59 W

Land under permit
number 4956-3

(Utilizes the same
diversion point)

2.5

27.8

79.0

1.6

9.3

76.7

16.2

Take Line
9.9

1.5

104 Take Line

13-59 Lewis + Clark Lake -

Missouri River

Township N^o 93 N. Range N^o 59 West 5th Mer. D



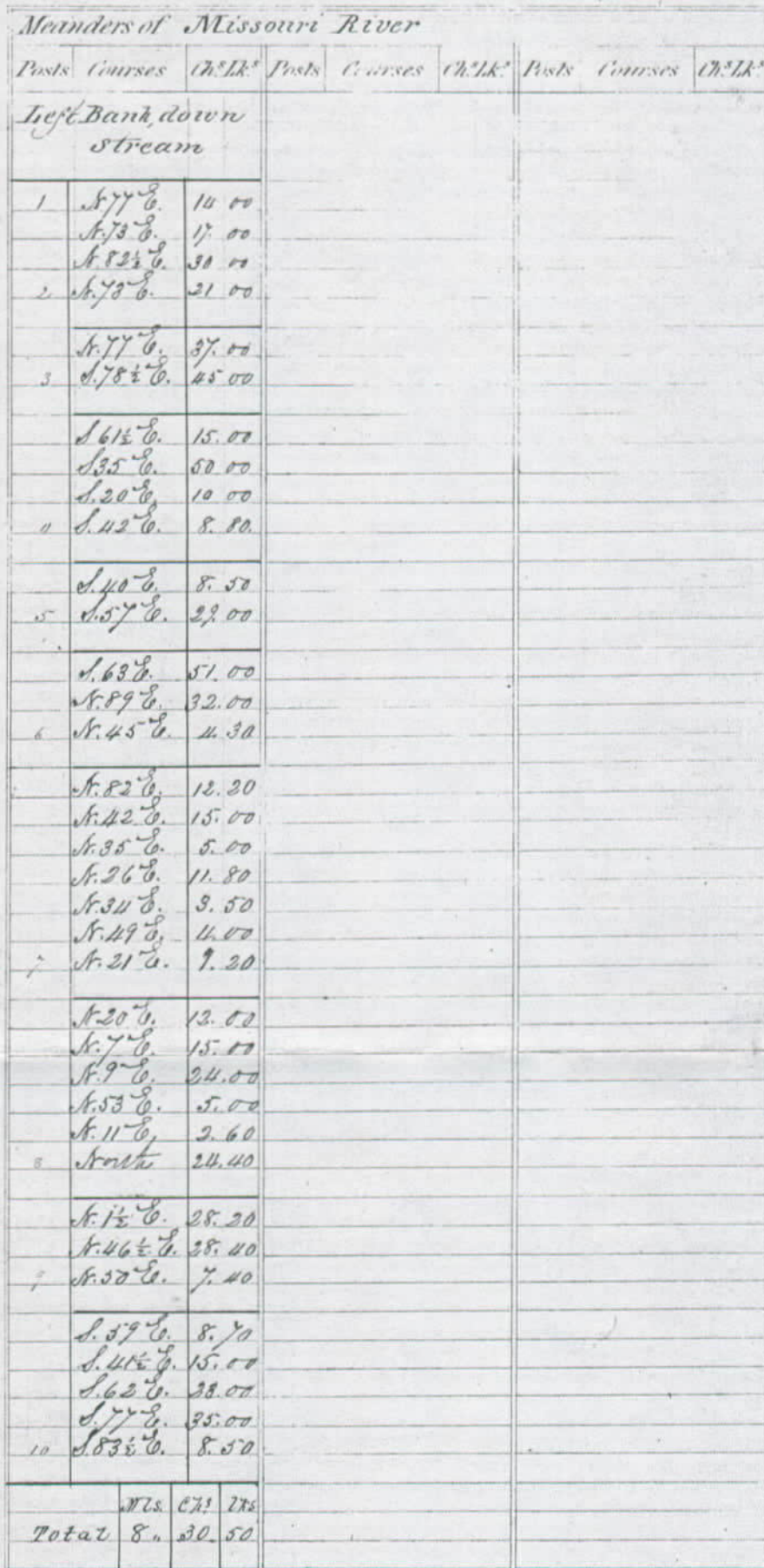
Accepted
Commissioner's 1
dated Feb'y —

Total number of Acres 13363.12

Surveys Designated.	By Whom Surveyed	Date of Contract.	Amount of Surveys M. Ch. Lk.	When Surveyed.	When Changed in the Sur. Genl. Acc.
Township lines.	John Ball	Aug 1st 1860	12. 15. 00	October 1860.	
Subdivisions.	" "	" "	44. 33. 54	October 1860.	

The above Map of Town
Principal Meridian
of the survey thereof on file
Surveyor General's Office
Dubuque Feb'y 4th 1860

4999-3



Commissioner's letter ~~no~~
dated Febry — 1861

Scale 40 Chains to an Inch.

The above Map of Township N.^o 93 North of Range N.^o 59 West 5th Principal Meridian Dakota is strictly conformable to the field notes of the survey thereof on file in this Office which have been examined and approved.

Surveyor General's Office
Dulles, Va Feb'y 4th 1861

Warner Lewis
Sur. Genl

4999-3 5

RECEIPT

Division of Water Rights

No 4 9461 -

South Dakota Department of Water and Natural Resources

Pierre, December 28, 19 83

RECEIVED OF Virgil Reigle, RFD#1, Box 80, Springfield, SD 57062

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

Fee for Application for Permit No. <u>4999-3</u> to Appropriate Water, to construct works and to put water to beneficial use _____	150 00
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____	
Fee to retain Future Use Permit No. _____ after period of seven years.	
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	
Fee for Filing Transfer Form _____	
Fee for Filing Extension Request <u>E</u> _____	
Fee for Certified Copy of _____	
Fee for Print Copy of Map _____	
Fee for Certifying _____	
Fee for _____	
(Any Other Work Provided by Law)	
Total	150 00

By

John Hatch
Chief Engineer JOHN HATCH (ms)



Department of Agriculture

DIVISION OF CONSERVATION

Anderson Building, Room 322 • Pierre, South Dakota 57501
Phone 605/773-3258

January 6, 1983

Virgil Reigle
RFD #1, Box 80
Springfield, SD 57062

Dear Mr. Reigle:

In reviewing your soil and water compatibility application for blocks 10,11,22,23 Sec 13-93-59 = 16.2 acres, the irrigation staff is recommending a Conditional Approval of your application to the State Conservation Commission at their January 12, 1984 meeting. The Conditional recommendation is based on the clay content of the soils and the seasonal high water table in the Alcester soils. The Restrictions and Management Recommendations are as follows:

RESTRICTIONS:

The areas mapped as Alcester silt loam is subject to a seasonal high water table with irrigation this water table may become perched in the root zone. Should this occur adequate internal drainage shall be provided.

MANAGEMENT RECOMMENDATIONS:

It is recommended that conservation tillage practices be used to prevent soil blowing.

If you have any questions please feel free to contact this office.

Sincerely,

Jim Stukel
Irrigation Program Administrator

cf

cc: Division of Water Rights



WATER RIGHTS DIVISION

(605) 773-3352

January 3, 1984

Virgil R. Reigle
RFD#1, Box 80
Springfield, South Dakota 57062

Dear Mr. Reigle:

Your application for permit to appropriate 0.23 cfs of water from the Missouri River to irrigate additional acreage on water permit No. 4956-3 located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, T93N, R59W was received December 28, 1983. Upon receipt of the soil/water compatibility approval from the State Conservation Commission further processing of your application will proceed.

Sincerely,

Betty Westlund
Water Resources Analyst

BW:ms

SOIL/WATER COMPATIBILITY PERMIT APPLICATION FORM

Division of Conservation

Office Use Only

4077

WR#

OWNERS NAME: Virgil R. & Virginia Reagle OWNERS ADDRESS: RFD #1 Box 80

COUNTY LAND LOCATED IN: Ben Humme PHONE: 369-5577

TENANT'S NAME AND ADDRESS: _____

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

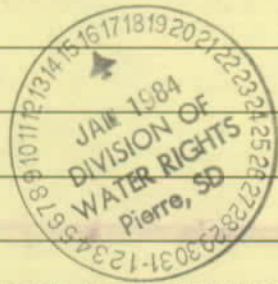
1. WELL LOCATION _____

Depth _____

2. SURFACE WATER SOURCE AND DIVERSION LOCATION: Lewis + Clark Lake

Diversion Location Center of SE 1/4 Sec 13 T93N R59W

Legal Description	Acres	Legal Description	Acres
<u>Block's 10, 11, 22, 23 in</u>			
<u>the town of Ben Humme</u>			
<u>and Outlot E of</u>			
<u>Section 13 T93N R59W</u>	<u>16.2</u>		



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

LEGAL DESCRIPTION: _____

IN WHAT NAME: _____

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: _____ GUN: ☒ OTHER: _____ (Specify) _____

6. CROPS TO BE IRRIGATED: Corn, Alfalfa, Soybeans, Milo

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

7. WATER SAMPLE NUMBER: _____ 10. ADJUSTED (SAR): _____

8. SALINITY (EC X 10⁶): _____ 11. PERCENT SODIUM _____

9. SODIUM (SAR): _____

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 _____ a.m./p.m., on _____, 19____, 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.

Signature

I understand that the Division of Conservation or agents thereof may obtain water samples from wells and surface bodies to be used for irrigation purposes to validate water samples taken at the time of application. The Department of Agriculture may also gather technical information necessary to protect the land. (46-5-6.4).

SUBSCRIBED AND SWORN BEFORE ME THIS

23rd DAY OF Dec., 1983

(NOTARY PUBLIC)

APPLICANT'S SIGNATURE

Director, Division of Conservation

Date

APPROVED

DISAPPROVED

CONDITIONALLY APPROVED

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.

Conditional soil/water permits will be recorded by the Department of Agriculture, with the County Register of Deeds.

#4077

Conditional Approval

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT: Vincent Reagle

LEGAL DESCRIPTION: Outlot 7 Sec 13-23-29 = 16.2 acres

SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED:



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

The areas mapped as Alcester silty loam is subject to a seasonal high water table with irrigation this water table may become perched in the root zone. Should this occur adequate internal drainage shall be provided.

RECOMMENDED MANAGEMENT:

It is recommended that conservation tillage practices be used to prevent soil from blowing.

[Signature]
SIGNATURE

DATE

REPORT ON PERMIT APPLICATION NO. 4999-3

Virgil & Virginia Riegle

March 2, 1984

Permit Application No. 4999-3 proposes to divert 0.23 cubic feet per second from the Missouri River to irrigate 16.2 acres in Bon Homme County. The Dept of Agriculture has issued a Soil/Water Compatibility permit for the project.

Conclusions

1. Water is available for this project.
2. Soil/Water approval has been granted.
3. Existing rights will not be adversely affected.

A handwritten signature in cursive script that reads "Kevin C. Larson".

KEVIN C LARSON

Water Resources Engineer

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 4999-3, Virgil & Virginia Riegler

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Water Permit Application No. 4999-3, Virgil & Virginia Riegler, Rt 1, Box 80, Springfield SD.

The Chief Engineer is recommending APPROVAL of Application No. 4999-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing right, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualification:

This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

See the attached report for additional information.



JOHN HATCH, Chief Engineer
March 8, 1984

Instruction to Newspaper - Publish first publication of the following Notice on or before March 14, 1984 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 4999-3 to Appropriate Water
and/or to Amend Water Permit or Water Rights No. _____

Notice is hereby given that Virgil R and Virginia Reigle whose mailing address is RFD#1, Box 80, Springfield, South Dakota has made an application for a permit

to appropriate an additional 0.23 cubic feet of water per second from the Missouri River to irrigate 16.2 additional acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13-T93N-59W. The point of diversion is located in the approximate center of the SE $\frac{1}{4}$ Section 13-T93N-R59W. This application is to add lands to the Reigle Irrigation Project not authorized by Water Permit No. 4956-3.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends

APPROVAL of Application No. 4999-3 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at Foss
Building, 523 E. Capitol, Pierre, South Dakota. April 25 1984 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to make a determination on this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the Applicant and the Chief Engineer by April 13, 1984. The petition may be informal, but it must include a statement describing the petitioners interest in the application, the reason for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17, 46-5-1 thru 46-5-16, 46-5-24, 46-5-25, 46-5-30.2, 46-5-31; 46-2A-1 thru 46-2A-10, 46-2A-12; (ground) ~~46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; (future use) 46-5-38 thru 46-5-40; (transfer lands) 46-5-30.4, 46-5-33 thru 46-5-35; (10,000 AFA) 46-5-20.1, 46-5-8.1; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; (future use) 74:02:01:24 thru 74:02:01:25; (10,000 AFA) 74:02:01:15:02 thru 74:02:01:15:05.~~

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, 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.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWRN, Joe Foss Bldg, Pierre SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by April 13, 1984.

No. 4999-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Ben Homme) ss.

I, Wayne L. Bertrand hereby

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

Water was taken from the Springfield Times

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 Springfield

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

March 14, 1984

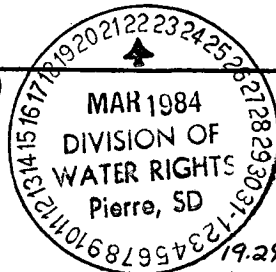
March 21, 1984

Wayne L. Bertrand
(Signature)

Publisher
(Title)

3-21-84

(Date Signed)



Cost of Printing: 65 Lines @ 29.6 - 1st wk.

65 " @ 29.6 @ 80% - 2nd wk.

2 WKS - \$34.63

NOTICE OF HEARING
ON APPLICATION NO. 4999-3
TO APPROPRIATE WATER

Notice is hereby given that Virgil R. and Virginia Reigle whose mailing address is RFD 1, Box 80, Springfield, South Dakota has made an application for a permit to appropriate an additional 0.23 cubic feet of water per second from the Missouri River to irrigate 16.2 additional acres in the NW 1/4 SE 1/4 Section 13-T93N-59W. The point of diversion is located in the approximate center of the SE 1/4 Section 13-T93N-R59W. This application is to add lands to the Reigle Irrigation Project not authorized by Water Permit No. 4956-3.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends approval of Application No. 4999-3 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at Foss Building, 523 E. Capitol Pierre, South Dakota, April 25, 1984 at 10:00 a.m.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to make a determination on this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the Applicant and the Chief Engineer by April 13, 1984. The petition may be informal, but it must include a statement describing the petitioners interest in the application, the reason for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1; 46-2-9, 46-2-11, 46-2-13, 46-2-17, 46-5-1 thru 46-5-16, 46-5-24, 46-5-25, 46-5-30.2, 46-5-31; 46-2A-1 thru 46-2A-10, 46-2A-12; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, 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.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing of by the handicapped can contact the Water Rights Division, DWNRR, Joe Foss Building, Pierre, SD (605-773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by April 13, 1984.

(March 14-21)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

4999-3

May 7, 1984

Virgil R. & Virginia Reigle
Route #1, Box 80
Springfield, South Dakota 57062

Dear Mr. & Mrs. Reigle:

Enclosed herewith is your Water Permit No. 4999-3 as approved by the Water Management Board authorizing you to construct your water diversion system and the water to beneficial use, not exceeding the limits as specified in said Water Permit No. 4999-3.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that your Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

enclosure

PLEASE NOTE: Certain changes can be made in your permit within the five year construction period, usually without affecting the priority date provided an application to amend your permit is made within the five year period-i.e. changes in location or number of diversion points (wells) or location of land to be irrigated. Well locations for wells into the same aquifer can be moved up to 660 feet without application.

Applications to amend a permit after the five year construction period will be assigned a new priority date. Applications to change water sources, to add lands or increase original diversion rates, if approved will usually receive the date of the new application as a priority date regardless of the five year construction period.

NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE

Post Office *Springfield, Ill*

Date *7-23-84*

TO: Water Rights
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to maximum extent it is going to be used, not exceeding the amounts as specified in Water Right No.

4956-3
4994-3.

Water Right Permit No. *4956-3* *4994-3* states that the diversion system is to be constructed by *1988*, and that the water is put to beneficial use by *1992*.

The diversion system was completed on *July 1984*. Applying the water to beneficial use was completed on *July 1984*.

You may schedule an inspection so that ~~the Certificate of Construction and/or~~ the Water License may be issued, thus completing my acquisition of a water right.

Virgil R. Reigh
(Signature)





Department of Water & Natural Resources

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

March 23, 1987

VIRGIL R & VIRGINIA REIGLE
RFD #1 BOX 80
SPRINGFIELD, SD 57062

NOTICE

Re: Violation of Water Permit No(s). 4999-3, 4956-3

Our records indicate that the 1986 Irrigation Questionnaire has not been received for Permit No(s). 4999-3, 4956-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4999-3, 4956-3 qualification:

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

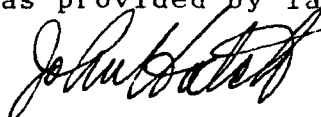
The hearing(s) will be at 2:00 pm, May 6, 1987, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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). 4999-3, 4956-3 until either the 1986 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 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

April 15, 1987

4999-3
4956-3

Virgil R & Virginia Reigle
RFD #1 Box 80
Springfield, SD 57062

Dear Mr. & Mrs. Reigle:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaires. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit Nos. 4999-3 and 4956-3 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 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,

A handwritten signature in black ink, appearing to read "John Hatch". The signature is written in a cursive, flowing style.

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

Water District

Report Of Examination Of Works And/Or Application Of Water To Beneficial Use

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

I have this day made a thorough examination of the water use system constructed by Virgil R. and Virginia
Reigle of Rt. 1, Box 80, Springfield, SD holder of
4956-3 May 9 83
 Permit No 4999-3, bearing the priority of December 28 19 83 authorizing
 the diversion of 1.17 0.23 cu. ft. per second of the waters of the Missouri River
 for Irrigation purposes, in Bon Homme County.

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

A. Works used to divert the water: Water is diverted with a Berkley Centrifugal Pump, Model B3ZPL with a 7.5-inch diameter impeller. The pump is powered by a Baldor 25HP motor. The works are capable of diverting 450 gpm.

B. Works used to transport water to place of use: Water is transported to place through 1300 feet of 8-inch diameter, and 1400 feet of 6-inch diameter, PVC pipeline.

C. Works used to apply water to beneficial use: Water is applied to beneficial use through 2 center pivot systems. One pivot is a Zimmatic-Lindsay system with 5 towers and a span of 150' between towers, and an overall length of 800 feet. The system has an end gun, operates at 40 psi with 450 gpm. The second center pivot is a Hydromatic Water Drive with 2 towers and a span of 150 feet between towers, and an overall length of 400 feet. The (BACK)
 The system is in the following condition GOOD

The point of diversion is located 4200 feet S21°W from the NE corner of Sec. 13, T93N-R59W

The works are capable of diverting and conveying to the place of use one

cu. ft. per second of water which is to be used for irrigation

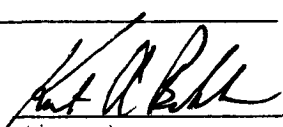
Water has been put to beneficial use to the maximum extent as follows: Outlot D, Sec. 13, T93N-R59W - 62 acres

Outlot E, Sec. 13, T93N-R59W - 12 acres

comprising a total of 74 acres of land and the license should be issued for 1 cfs

Applicable permit qualifications have been complied with ☒ Yes ☐ No

Exceptions to compliance are: _____ Date Dec 17, 1989


 (signature)

LICENSE FOR PERMIT NUMBERS 4956-3 and 4999-3

1. Legal location of wells: Location of Diversion Point: 4200 feet S21°W from the NE corner of Sec. 13, T93N-R59W

dams & structures: _____

2. Well Information: Well Drilling Firm _____

No. of wells _____ Depth _____

Casing a) diameter _____ Screen a) type _____

b) length _____ b) length _____

c) type _____ Static Water Level _____

Pump a) make Berkley Motor a) make Baldor Motor

b) model B3ZPL b) model no. CAT. No. WCM2516T

c) size 7 1/2-inch Dia. Impeller c) horsepower Spec. 39F38V33 25HP

d) capacity 450 GPM d) motor efficiency rating _____

e) turbine pump _____ 89%

no. of stages _____

3. Distribution lines:

a) size of lines 8-inch and 6-inch Dia.

b) type PVC

c) length 1300' of 8", 1400' of 6"

4. Dam information:

a) height to crest _____

b) height to spillway _____

c) crest width _____

d) crest length _____

e) spillway length _____

f) spillway width _____

g) approx. storage _____

h) Distribution lines or canals:

1) size _____

2) type _____

3) length _____

i) Outlet tubes:

1) diameter _____

2) type _____

3) valued (Y/N) _____

4) valve type _____

5) location on structure _____

5. System Type: a) sideroll:

1) length _____ feet

2) diameter of pipe _____

3) make, model & number of sprinklers _____

4) spacing of sprinklers _____

5) nozzle size _____

b) towline:

1) length _____ feet

2) make, model & number of sprinklers _____

3) spacing of sprinklers _____

4) nozzle size _____

5. System Type: c) center pivot, d) Gate Pipe
- Model # 507
- 1) make zimmatic-lindsay Serial # L19424 1) length _____
- 2) number of towers 5 2) diameter _____
- 3) distance between towers _____ 3) spacing of gates _____
- 150'
- 4) overall length 800 e) Siphons
- 5) End gun (Y/N) yes 1) number _____
- 6) high or low pressure Low 2) size _____
- 7) make & size of nozzles f) Portable boom
- Rainbird 1) make _____
- 8) PSI reading while system is 2) serial number _____
- running 40 3) nozzle size _____
- 9) GPM 450 4) capacity (GPM) _____
- irrigates a total of 62 acres 5) PSI _____
- g) Gun h) Hydromatic
- 1) make _____ 1) make _____
- 2) serial number _____ 2) model _____
- 3) nozzle size _____ 3) serial number _____
- 4) capacity (GPM) _____ 4) length _____
- 5) PSI _____ 5) nozzle size _____
- 6) hose size _____ 6) spacing _____
- 7) hose length _____ 7) PSI _____
- 8) capacity (GPM) _____

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.

REMARKS:

CAN NOT IRRIGATE WITH BOTH SYSTEMS AT THE SAME TIME, THEREFORE DIVERSION RATES SHOULD BE LIMITED TO 1 cfs / 70 ACRES

LICENSE FOR PERMIT NUMBERS 4956-3 and 4999-3 (continued), (Pivot₂ informtion)

1. Legal location of wells: _____

dams & structures: _____

2. Well Information: Well Drilling Firm _____

No. of wells _____ Depth _____

Casing a) diameter _____ Screen a) type _____

b) length _____ b) length _____

c) type _____ Static Water Level _____

Pump a) make _____ Motor a) make _____

b) model _____ b) model no. _____

c) size _____ c) horsepower rating _____

d) capacity _____ GPM d) motor efficiency rating _____

e) turbine pump _____

no. of stages _____

3. Distribution lines:

a) size of lines _____

b) type _____

c) length _____

4. Dam information:

a) height to crest _____

b) height to spillway _____

c) crest width _____

d) crest length _____

e) spillway length _____

f) spillway width _____

g) approx. storage _____

h) Distribution lines or canals:

1) size _____

2) type _____

3) length _____

i) Outlet tubes:

1) diameter _____

2) type _____

3) valued (Y/N) _____

4) valve type _____

5) location on structure _____

5. System Type: a) sideroll:

1) length _____ feet

2) diameter of pipe _____

3) make, model & number of sprinklers _____

4) spacing of sprinklers _____

5) nozzle size _____

b) towline:

1) length _____ feet

2) make, model & number of sprinklers _____

3) spacing of sprinklers _____

4) nozzle size _____

5. System Type: c) center pivot₂
- 1) make Hydromatic Water Drive
 - 2) number of towers 2
 - 3) distance between towers
approximately 150 feet
 - 4) overall length 400
 - 5) End gun (Y/N) yes
 - 6) high or low pressure high
 - 7) make & size of nozzles
Rain Bird nozzles
 - 8) PSI reading while system is
running 50
 - 9) GPM 450
(No I.D. plate on Pivot₂)

g) Gun

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

d) Gate Pipe

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

e) Siphons

- 1) number _____
- 2) size _____

f) Portable boom

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

h) Hydromatic

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

YES

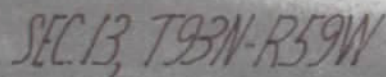
NO

Check Items

- | | | |
|-------|-------|---|
| _____ | _____ | 1. Soil and water permit lands agree with lands being irrigated and lands listed on permit. |
| _____ | _____ | 2. Special Qualifications to permit being abided by. |
| _____ | _____ | 3. All Structures, wells and lands on map. |

REMARKS:

4580
4954



KENT A. BUHLER
Natural Resources Engineer
SD Dept of Water & Natural Resources
Division of Water Rights

4999-3



Department of Water & Natural Resources

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

March 21, 1990

4999-3

Virgil & Virginia Reigle
RR #1 Box 80
Springfield, SD 57062

Dear Mr. & Mrs. Reigle:

The inspection of your water use system and the inspection of the extent of the application of water to beneficial use, as developed under your Water Permit No. 4999-3 has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License. The applicable portions of Water Permit No. 4956-3 will be incorporated into Water License No. 4999-3.

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

Sincerely,

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

GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

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

SOUTH Dakota Department of
Water & Natural Resources

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

JUL 5 1990

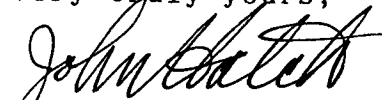
Virgil R and Virginia Reigle
RR 1, Box 80
Springfield SD 57062

Dear Mr. & Mrs. Reigle:

Enclosed is Water License No. 4999-3. This is the final water right document completing your process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, the State Water Law provides that you have a continuing right to use the water.

Very truly yours,



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

enclosures

NOTE: The applicable portions of Water Permit No. 4956-3 have been incorporated into this Water License No. 4999-3.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412182

Pierre, March 30, 1990

RECEIVED OF Reigle Co., Box 13, Brunswick, NE 68720

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>Water License No. 4999-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	50 00

By 
Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 4999-3

(1) Virgil R and Virginia Reigle of RR 1, Box 80, Springfield SD 57062 made Application No. 4999-3, December 28, 1983 for a water permit to appropriate 0.23 cubic feet of water per second from the Missouri River, Bon Homme County, South Dakota for irrigation purposes. Permit No. 4999-3 with a priority date of December 28, 1983 was approved April 25, 1984 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before April 25, 1989 and for the application to beneficial use of said water on or before April 25, 1993.

Water Permit No. 4999-3 authorized an increase in diversion rate and additional acreage on Water Permit No. 4956-3. The applicable portions of Water Permit No. 4956-3 have been incorporated into this Water License No. 4999-3. Priority dates, as they pertain to the acreage irrigated, are specified in (3) of this License.

(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: 4200 feet S21⁰W from the NE corner of Section 13, T93N, R59W.

(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:

T93N, R59W Section 13

Outlot D 62 acres

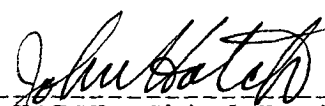
Outlot E 12 "

Total 74 acres

Outlot D carries a priority date of May 9, 1983 established under Water Permit No. 4956-3.

Outlot E carries a priority date of December 28, 1983 established under Water Permit No. 4999-3.

(4) Pursuant to Section 46-5-30.1 Virgil R and Virginia Reigle of RR 1, Box 80, Springfield SD 57062 the holder(s) and/or owner(s) of Incorporated No. 4999-3 is issued a license to appropriate water, the right to use 1.00 cubic feet of water per second from the Missouri River with priority dates of May 9, 1983 and December 28, 1983 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 Incorporated No. 4999-3 and subject to South Dakota State Law.



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

JUL 5 1990

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

RECEIVED

MAY 11 2015

WATER RIGHTS
PROGRAM

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 4999-3Date: 5-8-15I/We request that Water Right/Permit No. 4999-3 formerly owned by:Virgil R and Virginia Reigle be transferred to:New Owner Name: Doug and Melissa JelsmaAddress: 30920 416th AveCity, State, Zip Tyndall, SD 57066 Telephone No. (605) 589-3261

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

T 93N, R 59W Section 13Outlot D - 62 acresOutlot E - 12 acres

☒ I understand that the validity of Water Right/Permit No. 4999-3 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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

A fee of Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, Doug Jelsma, the new owner, certify that the above information is true and correct.

Doug Jelsma
(signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 5/11, 20 15

RECEIVED OF Douglas Jelsma 30920 416th Ave Tyndall SD 57066

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>4999-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____	50	00
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. 07393

By Jane Landman
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

May 11, 2015

4999-3

Doug & Melissa Jelsma
30920 416th Ave
Tyndall SD 57066

Dear Mr. & Mrs. Jelsma:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 4999-3.

The ownership change has been completed. Water Right No. 4999-3 formerly held by Virgil R and Virginia Reigle is now listed in your names.

Enclosed for your records is Receipt No. 07395 in the amount of \$50. If you have any questions, please contact me.

Sincerely,

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

enclosure