

Considered: _____

WATER PERMIT NO. 5044-3

MAP No. same

Name of Applicant Ray A. & David R. Hansen

Post Office Address RT. 2 Box 58 Wilmont

Amount of Water Claimed No add'l Total Acres 320

Source of Water Supply groundwater (well authorized by #4992)

Water to be used for IRR County Roberts

About _____ miles W of Wilmont

PROOF OF PUBLICATION: Received 155 2-1-85 Not Received _____

APPLICATION: Approved 3-6-85 Subject to _____

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

PRIORITY _____ Date Received 1-4-85 Fee _____ Remarks _____

1-4-85 Fee received 1-18-85 \$ 325.00

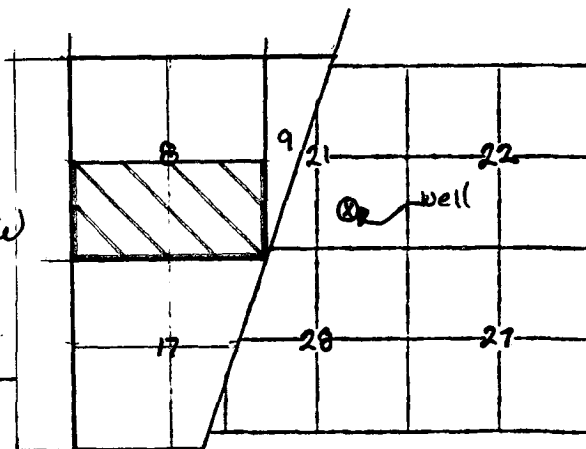
Corrected Application Received _____ Period of Annual Use April 1 to Sept. 1

WATER QUALITY APPROVAL RECEIVED 1-14-85 APPROVED/CONDITIONAL (Circle one)

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

Diversion Point NW 1/4 SE 4 sec. 21 T123N-R50W

Land to be Irrigated SW 1/4 & SE 1/4 sec. 8 T123N-R50W



Well Log: Driller _____ Licensed YES _____ NO _____

Depth of Well _____ REMARKS _____

Well info in #4992-3

Type of Map Aerial PREPARED BY Val Stueh SCS Reviewed and the Number _____

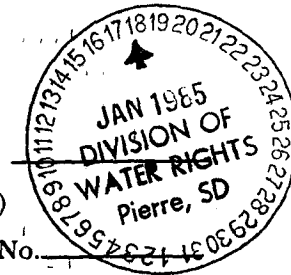
assigned on 1-18-85 By Kevin C. Larson

No. 5044-3 Hydrologic Unit 07020001
 Map No. SAME Basin MINN.-WHEATSTONE
 Newspaper WILMONT ENTERPRISE Box 96 Thurs

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

Originally received January 4, 1985 9:10 am

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. _____☐ Application to: ☐ Use ☐ Transfer water reserved by Future Use Permit No. _____1. Name of Applicant Ray A. and David R. Hansen Phone No. 938-4298
938-4258Post Office Address Route #2, Box 58 Wilmot, South Dakota State 57279
(Street, RR or Box) Zip Code2. Amount of water claimed (c.f.s) same as 4992-3 Total acres irrigated 3203. Source of Water supply existing well4. Location of point of diversion same as Permit No. 4992-3County Roberts5. Counties where water will be used Roberts6. Annual period during which water is to be used April 1 to September 1

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.
NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8 T123N, R50W	40
NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8 T123N, R50W	40
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8 T123N, R50W	40
SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8 T123N, R50W	40

Land Description	No. Acres Irr.
NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8 T123N, R50W	40
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8 T123N, R50W	40
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8 T123N, R50W	40
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8 T123N, R50W	40

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)

Use existing well and mobile pivot along with crop rotation to spread investment of equipment over more acres.

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 Roberts)^{ss}

Ray A. Hansen David R. Hansen 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 Ray A. Hansen David R. HansenSubscribed and sworn to before me this 14 day of January 19 85

My commission expires November 21, 1985

La Donna Wallace
 Notary Public (or other qualified officer)

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 5044-3
Ray A. & David R. Hansen RT. 2 Box 58 Wilmont
(Applicant) (Post Office Address)
South Dakota 57279 With the following qualifications.
(State) (Zip Code)

The irrigation well approved under this Permit will be located near domestic wells and other 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 adequate 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 January 4, 1985.

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

Date of receipt of corrected application —, 19—. Approved March 6, 1985.

The Water Management Board hereby approves this Water Permit No. 5044-3 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:

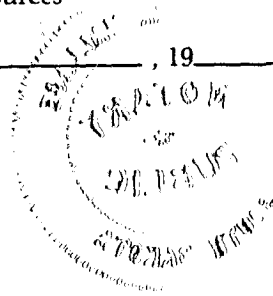
1. The date from which applicant may claim right is January 4, 1985.
2. One-fifth of the work is to be completed on or before September 6, 1987.
3. The whole of said work is to be completed on or before March 6, 1990.
4. The time limit for proof of beneficial use of water is March 6, 1994.
5. The water 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 NO add'l 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 March 6, 1994; said water to be used during the following described annual period: April 1 to September 1.

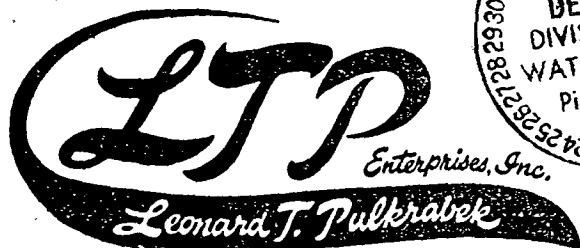
WATER MANAGEMENT BOARD

By: John H. Hales
Chief Engineer

Division of Water Rights
 Dept. of Water and Natural Resources

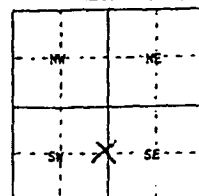
APR 23 1985





Box 9035
 Fargo, ND 58106

Sec 21-123-50



WELL DRILLING
 PUMP SALES & SERVICE

Phone (701) 232-8928
 DRILLERS LOG

Drilled for Ray Hansen by Fargo Office
 Location of property south 1/4 of Sec. 21 125-50
 Test hole No 1 Location of test hole _____ Well No. _____
 Size of test hole 6 1/2 Date started _____ Date completed _____ Total Hours _____

FORMATIONS DRILLED

TYPE OF FORMATION	COLOR OF FORMATION	STARTED AT WHAT DEPT	ENDED AT WHAT DEPT	THICKNESS OF FORMATION
Top Soil	Black	G.L.	2	2
Clay	Brown	2	12	10
Clay	Gray	12	30	18
Rock	Colored	30	32	2
Clay	Gray	32	71	39
Rock	Colored	71	72	1
Clay	Gray	72	81	9
Clay Soft	Gray	81	92	11
Clay	Gray	92	126	34
Rock	Colored	126	128	2
Clay	Gray	128	187	59
Sand	Colored	187	192	5
Sand some clay dirty	Colored	192	198	6
Sand good drilling took water	Colored	198	202	4
Sand good drilling took water	Colored	202	205	3
Clay	Gray	205	207	2
Sand very good drilling took water	Colored	207	217	10
Sand dirty poor drilling some clay	Colored	217	222	5
Clay	Gray	222	232	10

Signed James Hittesdorf Driller

Static 82.6 ft.





Box 9035
Fargo, ND 58106

Phone (701) 232-8928



WELL DRILLING
PUMP SALES & SERVICE

Job No. _____ Commitment Date _____ Sold by LTP

Owner Name RAY HANSON Telephone _____ Date 12-14-83

City Wilmot County Roberts State SD Section 21 Township 123-50

Location _____

If occupied by renter, list name _____

Well diameter inside 12" Depth of well 223' Screen diameter 12" T Length 30'

Screen slot 40 Screen fittings _____ Screen Material Stainless Steel

Static level 82.6' Pumping level 92' G.P.M. tested 120 With what? Pump

Type of well — Filter wall X or naturally developed _____ Filter sand size 10-20

Additional information pertaining to well _____

Size hole drilled 13 inch.

Developing Time 35 hrs. Methods of Development Water + Air Jetting

Recovery G.P.M. _____ at _____ ft.

Driller Frank Schroeder Date completed 12-14-83

Type of pump _____ Make _____ Model _____ Serial No. _____

Size of motor _____ Voltage _____ Pump installed by _____

Length of drop pipe _____ Size and type material of drop pipe _____ Total pump setting _____

Cylinder size _____ Type _____ Pump rod length _____ Rod size _____

Size of tank _____ Air charging system _____

Pit _____ Frost proof house _____ Pitless unit size _____ Pitless make _____

Pitless type _____ Pitless bury depth _____

Additional information pertaining to pump and system _____

Date installed _____ Installed by _____

RECEIPT

Division of Water Rights

No 4 9905

South Dakota Department of Water and Natural Resources

Pierre, January 18, 1985

RECEIVED OF David R. Hansen, Route #2, Box 58, Wilmot, SD 57279

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 No. 5043-3 & 5044-3	180	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 _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	180 00

By

Chief Engineer

John Hatch
JOHN HATCH

RECEIPT

Division of Water Rights

No 4 9904

South Dakota Department of Water and Natural Resources

Pierre, January 18, 19 85

RECEIVED OF Ray A. Hansen, Route #2, Box 58, Wilmot, SD 57279

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 No. 5043-3 & 5044-3 (part)	395	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 _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	395 00

By

John Hatch
Chief Engineer JOHN HATCH/MS

Water Rights Division
605 773-3352

January 7, 1985

Ray A Hansen
Rt 2, Box 58
Wilmont SD 57279

Mr. Hansen:

I am in receipt of your two permit applications for irrigation. The filing fees are as follows:

1. The 125.6 acres in Section 22	\$250.00
2. The 320 acres in Section 8	<u>325.00</u>
	\$575.00

I am also enclosing a typed copy of one of the applications as it was submitted in pencil. In order to maintain your priority date of January 4, 1985 the above filing fees, the signed and notarized application form and an approved soil-water permit from the Dept. of Agriculture must be in our office by March 5, 1985. If you have any further questions, please contact this office.

Thank you,

KEVIN C LARSON
Natural Resources Engineer

KCL:ks

enclosure

SOIL/WATER COMPATIBILITY PERMIT APPLICATION FORM
Division of Conservation

Office Use Only

4124

WR#

OWNERS NAME: Vera Miller OWNERS ADDRESS: RR 2

COUNTY LAND LOCATED IN: Roberts PHONE: 938-4240

TENANT'S NAME AND ADDRESS: Ray A and David R Hansen
RR 2 Box 58 Wilmot SD 57279

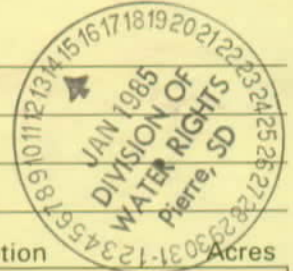
LEGAL DESCRIPTION: (Show Legal Description to Nearest 10 Acres)

1. WELL LOCATION Same as Permit 4992-3
(NW 1/4 SE 1/4 21-123-50)

Depth

2. SURFACE WATER SOURCE AND DIVERSION LOCATION:

Diversion Location



Legal Description	Acres	Legal Description	Acres
NW 1/4 SW 1/4 8-123N-50W	40	NW 1/4 SE 1/4 8-123N-50W	
NE 1/4 SW 1/4 " " "	40	NE 1/4 SE 1/4 " " "	
SW 1/4 SW 1/4 " " "	40	SW 1/4 SE 1/4 " " "	
SE 1/4 SW 1/4 " " "	40	SE 1/4 SE 1/4 " " "	

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: Small Grain, Beans

WATER QUALITY: (TO BE COMPLETED BY SDSU WATER QUALITY LABORATORY)	
7. WATER SAMPLE NUMBER: 83-0502	10. ADJUSTED (SAR): 4.13
8. SALINITY (EC X 10 ⁶): 1650	11. PERCENT SODIUM: 19.44
9. SODIUM (SAR): 1145	

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 1985, 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

DAY OF January, 1985

(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.

Conditional Approval

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

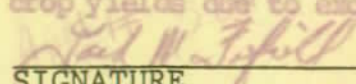
NAME OF APPLICANT: Ray HansenLEGAL DESCRIPTION: S1/2 8-123-50 = 320 acresSOIL RESTRICTIONS:THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED:THE SOILS(S) LISTED BELOW CAN BE IRRIGATED
WITH THE FOLLOWING RESTRICTIONS:

The drainageways found in the S1/2 of Sec 8 shall be maintained
in grass to address the possibility of water erosion.

RECOMMENDED MANAGEMENT:

We recommend the use of conservation tillage to control erosion and conserve soil moisture. We also recommend that your water management include practices which will enhance the leachings of salts through the soil profile.

Please NOTE: The areas mapped as Aaa, Aastad loam 0-2 percent slope may receive moisture from soils on adjacent slopes. This additional moisture may result in trafficability problems and reduction of crop yields due to excess wetness.


SIGNATURE1-11-85
DATE

REPORT ON WATER PERMIT APPLICATIONS No. 5044-3 & 5043-3

RAY A AND DAVID R HANSEN

January 18, 1985

Water Permit Application No. 5043-3 proposes to irrigate 125.6 acres and Water Permit Application No. 5044-3 proposes to irrigate 320 acres. Both permit applications will use the well authorized by Permit No. 4992-3. Land to be irrigated is located in Roberts County.

The well authorized by Permit No. 4992-3 will withdraw water from the Veblen aquifer. The Veblen Aquifer is a glacial aquifer and is under artesian conditions in this area. About 0.75% of the recoverable water in Roberts County is appropriated. The Division of Water Rights monitors two observation wells (RB-77L and RB-77M) in the vicinity of these applications. These two permit applications do not propose to increase the diversion rate authorized by Permit No. 4992-3.

Conclusions

1. Water is available for these permits.
2. The aquifer is monitored by the Division of Water Rights.



KEVIN C LARSON
Natural Resources Engineer

Bibliography

Smith, Frank, Report on Permit Applications No. 4985-3 and 4992-3, DWNR, Water Rights Division, February 22, 1984.

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5044-3, Ray A & David R Hansen

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. 5044-3, Ray A & David R Hansen, Rt 2, Box 58, Wilmot SD.

The Chief Engineer is recommending APPROVAL of Application No. 5044-3 because 1) the proposed diversion can be developed without unlawful impairment of existing rights, 2) the proposed use is a beneficial use and 3) in the public interest with the following qualifications:

The irrigation well approved under this Permit will be located near domestic wells and other 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 adequate wells having prior water rights.

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

See the attached report for additional information.

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

JOHN HATCH, Chief Engineer
Water Rights Division
January 18, 1985

STATE OF SOUTH DAKOTA)
) ss.
County Roberts)

26 27 28 29 30 31 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25

★

FEB 1985
DIVISION OF
WATER RIGHTS
Pierre, SD

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 February 22, 1985. The petition may be informal, but it must include a statement describing the petitioner's 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; 46-6-3, 46-6-3.1, 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.

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, DWNR, 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 February 22, 1985.

(Jan. 24 & 31, 1985)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

5044-3

APR 23 1985

Ray A. & David Hansen
Route #2, Box 58
Wilmot, South Dakota 57279

Dear Sirs:

Enclosed herewith is your Water Permit No. 5044-3 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. 5044-3.

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.

WNR-809-5/83



Department of Water & Natural Resources

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

January 29, 1988

RAY/DAVID HANSEN
RR #2 BOX 58
WILMOT, SD 57279

NOTICE

Re: Violation of Water Permit No(s). 5043-3, 5044-3

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 5043-3, 5044-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 5043-3, 5044-3 qualification:

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

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

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

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

1. Suspend Permit No(s). 5043-3, 5044-3 until either the 1987 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

A handwritten signature in cursive script, appearing to read "John Hatch".

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

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



Department of Water & Natural Resources

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

March 14, 1988

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: RAY/DAVID HANSEN
RR #2 BOX 58
WILMOT, SD 57279

FROM: John Hatch, Chief Engineer
Water Rights Division
605-773-3352

SUBJECT: One Year Suspension Of Water Permit No(s). 5043-3,
5044-3

Pursuant to the provisions of the notice dated January 29, 1988, and following the hearing of March 2, 1988, the Water Management Board has ordered:

That Water Permit No(s). 5043-3, 5044-3 be **SUSPENDED** until December 31, 1988.

Suspension of a permit means water may not be pumped during the 1988 irrigation season. Decisions of the Board may be appealed to the Circuit Court and the Supreme Court as provided by law.

Gentlemen,

Please save a little time
for me in your May 11th meeting,
in regard of the suspension
of these water permit #s 4992-3
5043-3, 5044-3 + 4985-3.

Thank you

David R. Hansen





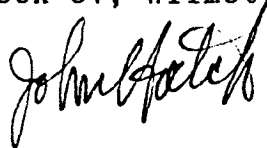
Department of Water & Natural Resources

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

April 14, 1988

NOTICE

TO: Ray & David Hansen, RR #2 Box 57, Wilmot, SD 57279

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

SUBJECT: Notice of Hearing to Consider Request for
Reconsideration of Suspended Water Permit Nos. 4985-3,
4992-3, 5043-3 and 5044-3

The hearing on your March 18, 1988 request to the Water Management Board to reconsider suspension of Water Permit Nos. 4985-3, 4992-3, 5043-3 and 5044-3 has been scheduled for 9:15 am, May 11, 1988, in Room 216, Joe Foss Building, 523 E Capitol, Pierre, SD.

As stated in the notice to you dated January 29, 1988, the hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

After all evidence is taken at the hearing, the Board may issue a decision to rescind the suspension of your permits, defer action or taken no action. The hearing is an adversary proceeding and any party 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. Any decision rendered by the Board may be appealed to the Circuit Court or to the State Supreme Court as provided by law.

cc: Harold Deering, Assistant Attorney General

Ray & David Hansen
Water Permit Nos. 4985-3, 4992-3,
5043-3, 5044-3

GENERAL

Application No. 4985-3 submitted by: Ray A Hansen
RR #2 Box 58
Wilmot, SD 57279

Permit Approved: April 25, 1984

Application No. 4992-3 submitted by: Ray A Hansen and
David R Hansen
RR #2 Box 58
Wilmot, SD 57279

Permit Approved: April 25, 1984

Application No. 5043-3 submitted by: Ray A and David R
Hansen
RR #2 Box 58
Wilmot, SD 57279

Permit Approved: March 6, 1985

Application No. 5044-3 submitted by: Ray A and David R
Hansen
RR #2 Box 58
Wilmot, SD 57279

The above permits were approved with the "irrigation
questionnaire" qualification

HISTORY OF IRRIGATION QUESTIONNAIRE RETURNS -Nos. 4985-3 & 4992-3

Year	Date <u>Request Mailed</u>	Date Irrigation Questionnaire <u>Returned</u>	Date of Any <u>Board Action</u>
1984	October, 1984	December 19, 1984	none
1985	November, 1985	November 22, 1985	none
1986	November, 1986	February 23, 1987	none
1987	October, 1987	March 8, 1988	March 2, 1988

On the 1984 questionnaire, an address change was noted changing
the Box No. 58 to Box No. 56.

HISTORY OF IRRIGATION QUESTIONNAIRE RETURNS -Nos. 5043-3 & 5044-3

Year	Date <u>Request Mailed</u>	Date Irrigation Questionnaire <u>Returned</u>	Date of Any <u>Board Action</u>
1985	November, 1985	November 22, 1985	none
1986	November, 1986	February 23, 1987	none
1987	October, 1987	March 8, 1988	March 2 1988

PAST VIOLATIONS

Ray and/or David Hansen have had no prior irrigation questionnaire violations.

1. 1987 Irrigation Questionnaire Violation

January 29, 1988, Ray Hansen (RR #2 Box 56) was given notice of permit violation for non-return of the 1987 irrigation questionnaire for **Water Permit No. 4985-3** and of the hearings scheduled before the Water Management Board to be held March 2, 1988.

January 29, 1988, Ray A & David R Hansen (RR #2 Box 56) were given notice of permit violation for non-return of the 1987 irrigation questionnaire for **Water Permit No. 4992-3** and of the hearings scheduled before the Water Management Board.

January 29, 1988, Ray/David Hansen (RR #2 Box 58) were given notice of permit violation for non-return of the 1987 irrigation questionnaire for **Water Permit Nos. 5043-3 and 5044-3** and of the hearing scheduled before the Water Management Board.

March 2, 1988, The Water Management Board suspended Water Permit Nos. 4985-3, 4992-3, 5043-3 and 5044-3 until December 31, 1988.

March 14, 1988, Ray & David Hansen were notified of the Board action to suspend their permits. This notice was sent in the same manner as the January 29, 1988 notices were sent.

March 8, 1988, the 1987 irrigation questionnaires were received from David Hansen.

March 18, 1988, a letter was received from David Hansen (RR #2 Box 57, Wilmot, SD) requesting time on the May 11, 1988 Board Meeting agenda in regard to the suspension of Water Permit Nos. 4985-3, 4992-3, 5043-3, 5044-3.

April 14, 1988, Ray & David Hansen, RR #2 Box 57, Wilmot, SD were sent a Notice of Hearing to Consider Request for Reconsideration of Suspended Water Permit Nos. 4985-3, 4992-3, 5043-3, and 5044-3.



Department of Water & Natural Resources

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

May 13, 1988

NOTICE

TO: Ray & David Hanson
RR 2, Box 57
Wilmot SD 57279

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



SUBJECT: Reinstatement of Suspended Water Permits and Notice of
One Year Suspension Without Reinstatement for Future
Irrigation Questionnaire Violations

The Water Management Board, following the May 11, 1988, hearing
passed the following motion:

"That the owners of Water Permits No. 1372-2 (Earl Sonnenschein & Sons); 1731-2 (Buckles Ranch); 235-3 (Russell Doolittle); 2171-3, 2497-3, 3229-3 (Harlan Stadheim); 2174-3, 2175-3, 2413-3, 3223-3, 4353-3, 5026-3, 5038-3 (Poinsett Hutterian Brethern); 3264-3 (John Heber); 3479-3, 4237-3 (Bob Kohnen) 3825-3 (Rod Page, operator); 4017-3 (Martin Ronning); 4257-3 (Patricia Ronning & Jeanette Hurrell); 4521-3 (Tom/William Maher & Harvey Buhl); 4564-3, 4611-3 (Wendell Bishop); 4660-3 (Dihl Grohs); 4732-3 (Gerald Benjamin); 4741-3 (Lois J Elsing); 4827-3 (Gary Smith); 4844-3 (Gerald Goetsch); 4966-3 (Delano Hofer); 4985-3, 4992-3, 5043-3, 5044-3 (Ray & David Hanson); 4754-3 (Richard Beare); and 375-2 (Rhea Brill), have now submitted the 1987 irrigation questionnaires for these permits, that a 60 day suspension period has been completed and that these permits are reinstated effective immediately. The owners of the permits are also **NOTIFIED** that failure to submit future required irrigation questionnaires will result in a one year suspension without reinstatement."

If you have any questions, please contact us.

cc: Water Management Board



1. Legal location of wells: From the SE corner of Section 21-T123N-R50W
2000 feet west and 1600 feet north.

2. Well Information: Well Drilling Firm LTP Enterprises Inc.

Pump	a) make <u>Valley</u>	Motor	a) make <u>US Electrical</u>
	b) model <u>14.4349 10WME.10A</u>		b) model no. <u>405TPWR1</u>
	c) size <u>10</u>		c) horsepower rating <u>125</u>
	d) capacity <u>1200</u> GPM		d) serial no.
	e) turbine pump - no. of stages <u>3</u>		
	f) operating PSI <u>40</u>		

a) size 8 inches
b) type PVC
c) length 7920 feet

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

5. System Type a) sideroll:

- 1) length feet
- 2) diameter of pipe inches
- 3) make, model & number of sprinklers
- 4) spacing of sprinklers feet
- 5) nozzle size

c)gun:

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

e) gated pipe:

- 1) length feet
- 2) diameter inches
- 3) spacing of gates inches

f) portable boom:

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

b) towline:

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

d) center pivot: 2 pivots - 1 is towable

- 1) make Zimmatic
- 2) number of towers 8 / 7
- 3) distance between towers
- 4) overall length 1450feet/1280'
- 5) end gun (Y/N) Y
- 6) high or low pressure low
- 7) make and size of nozzles Rainbird
- 8) capacity (GPM) 1200 / 1100

g) siphons:

- 1) size inches
- 2) number

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

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

Yes	No	Check Items
Y		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 end of construction period?
	N	5. Is chemigation used?
	NA	6. If yes, does equipment comply with chemigation rules?

REMARKS:

Permit No. 4992-3 & 5044-3Minnesota River 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 Ray A. Hansen & David ^{R.} Hansen of Wilmot, SD holder of Permit No. 4992-3 & 5044-3, bearing the priority of November 18, 1983 (lands in Secs 9 & 21) January 4, 1985 (lands in Sec 8) authorizing the diversion of 2.28 cu. ft. per second of the waters of ground water for irrigation purposes, in Roberts County.

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

A. Works used to divert the water:

A 10" Valley pump model 14.4349 10WME10A with a 1200 gpm capacity powered by a 125 hp US Electrical motor model 405TPWRI.

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

7920 feet of 8 inch PVC pipe.

C. Works used to apply water to beneficial use:

Two Zimmatic center pivots, one is 1450 feet long with end gun. The other is a towable unit which is 1280 feet long and has and end gun.

The system is in the following condition good. The point of diversion is located from the SE corner of Section 21-T123N-R50W, 2000 feet west and 1600 feet north. The works are capable of diverting and conveying to the place of use 2.67 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: all sections located in T123N-R50N.

Lands located in Section 21: SW1/4 NE1/4 - 17ac, SE1/4 NE1/4 - 4ac, NE1/4 SW1/4 - 9ac
SE1/4 SW1/4 - 14ac, NW1/4 SE1/4 - 40ac, NE1/4 SE1/4 - 26ac
SE1/4 SE1/4 - 17ac, SW1/4 SE1/4 - 39ac.

* Lands located in Section 9: SW1/4 NW1/4 - 4ac, NW1/4 SW1/4 - 16ac, SW1/4 SW1/4 - 2ac

* Lands located in Section 8: NW1/4 SE1/4 - 34ac, NE1/4 SE1/4 - 34ac, SE1/4 SE1/4 - 34ac
SW1/4 SE1/4 - 34ac, NW1/4 SW1/4 - 33ac, NE1/4 SW1/4 - 34ac
SE1/4 SW1/4 - 34ac, SW1/4 SW1/4 - 34ac

* Sections 8 & 9 are within the boundaries of the former Resettlement-Wahpeton Reservation
Em

comprising a total of 459 acres of land and the license should be issued for 2.28 cfs.

Application permit qualifications have been complied with ☒ Yes No

Exceptions to compliance are:

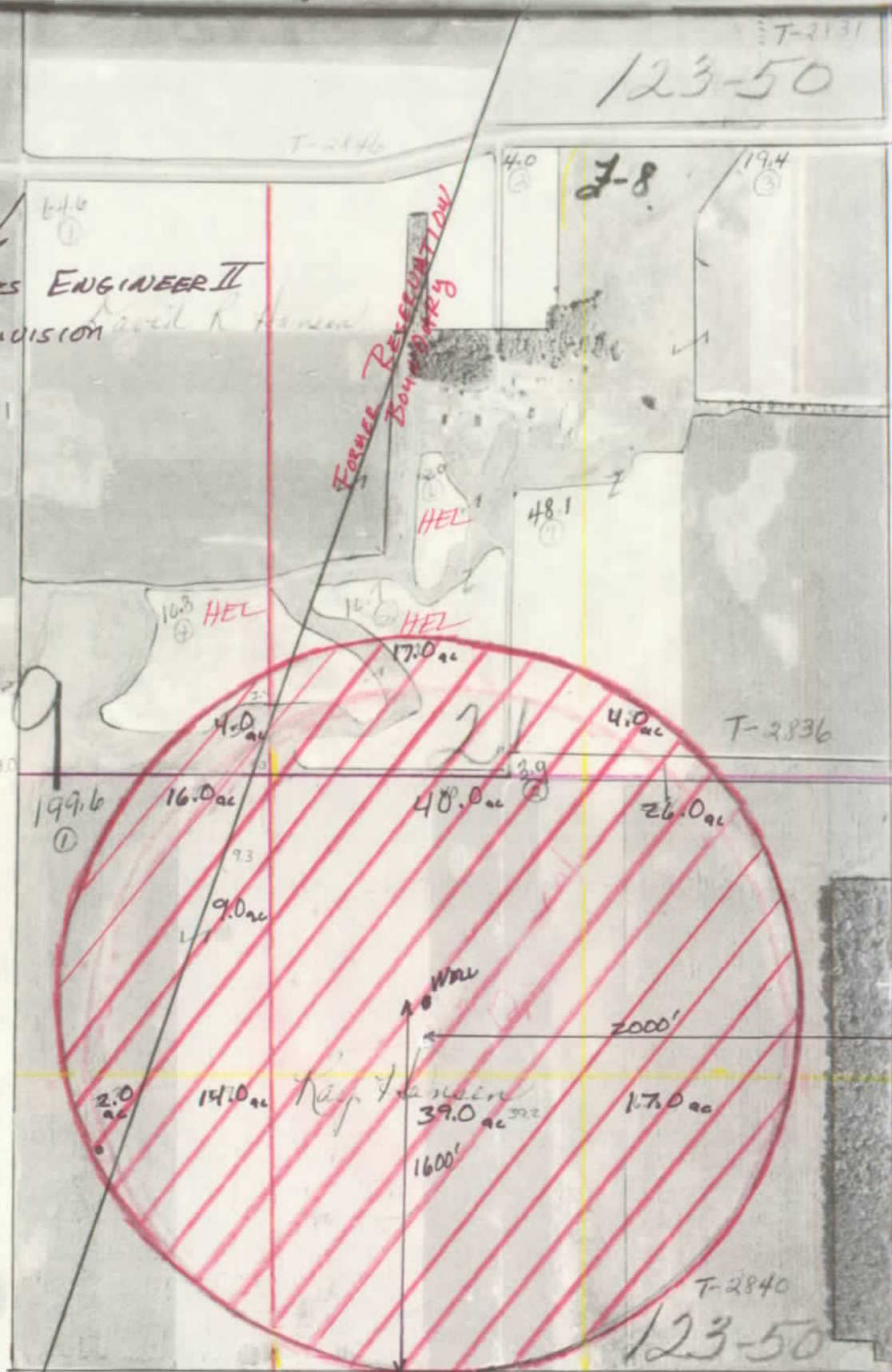
Date 9/19/90

A handwritten signature in black ink, appearing to read 'Mark D. Rath', written in a cursive style.

Mark D. Rath
Natural Resources Engineer II
DWNR, Water Rights Division

NOT TO SCALE

Mark D Rath
NATURAL RESOURCES ENGINEER II
WATER RIGHTS DIVISION
10/18/90



Water Right No.
5044-3

NOT TO SCALE

123-50

122.1
E. P. Johnson
23
T-2897

144.6 144 8-7
①

Sisseton Wahpeton Sioux Tribe
Mark D. Rath
NATURAL RESOURCES ENGINEER II
WATER RIGHTS DIVISION
10/15/90

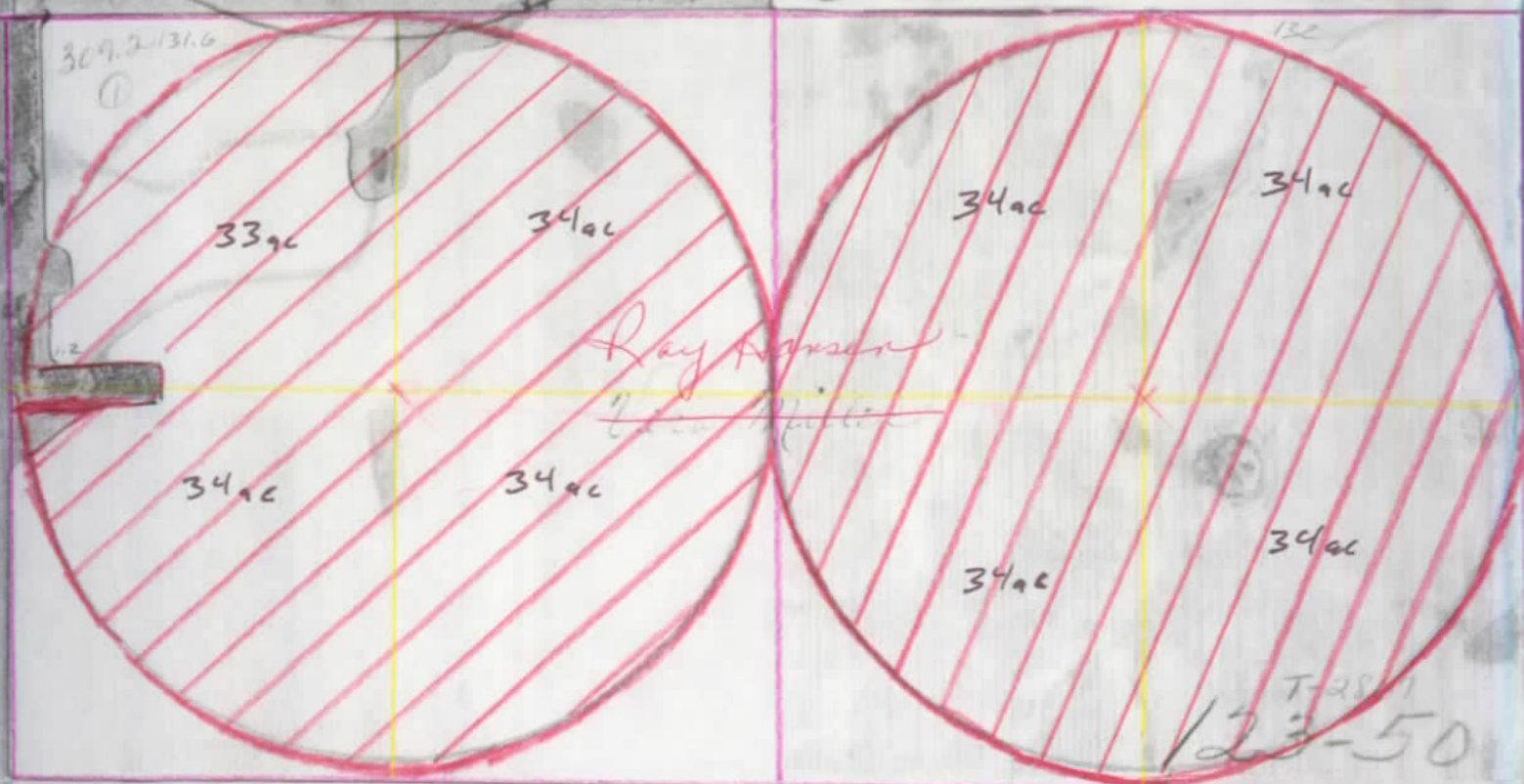


Donald Kuylen

8

T-2812

309.2 131.6
①



T-2811
123-50

Water Right No.
5044-3

SOUTH Dakota Department of
Water & Natural Resources

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

November 2, 1990

LTP Enterprises Inc
Box 2131
Fargo, ND 58102

Dear Sir,

Our records indicate that you drilled a well for Ray Hansen of Wilmot, SD. The well is located in SW1/4 of Section 21-T123N-R50W, I have not been able to find the as complete well log for this production well. I would appreciate it if you would check your files for the well log and then send any information you have concerning this to me.

If you need any additional information feel free to contact me.

Sincerely,



Mark D. Rath
Natural Resources Engineer II
Water Rights Division
(605) 773-3352



DEPARTMENT OF WATER & NATURAL RESOURCES

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

January 22, 1991

5044-3

Ray & David Hansen
RR #2 Box 56
Wilmot, SD 57279

Dear Sirs:

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. 4992-3 and 5044-3, has been completed. Your final water right document, the Water License, can now be issued. Upon licensing, the applicable portions of Water Permit No. 4992-3 will be incorporated into Water License No. 5044-3.

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.

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,

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.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412519

Pierre, January 31, 19 91

RECEIVED OF Ray Hansen, Rte 2 Box 58, Wilmot SD 57279

David Hansen, Wilmot, SD 57279
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>5044-3</u> 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>5044-3</u>	2500	
Fee for Filing Transfer Form	2500	
Fee for Filing Extension Request		
Fee for Certified Copy of		
Fee for Print Copy of Map		
Fee for Certifying		
Fee for		
(Any Other Work Provided by Law)		
Total	50	00

By John Hatch / JMK
Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5044-3

(1) Ray A. and David R. Hansen of RR 2, Box 58, Wilmot, SD 57279 made Application No. 5044-3, January 4, 1985 for a water permit to appropriate no additional cubic feet of water per second from groundwater (existing well), Roberts County, South Dakota for irrigation purposes. Permit No. 5044-3 with a priority date of January 4, 1985 was approved March 6, 1985 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before March 6, 1990 and for the application to beneficial use of said water on or before March 6, 1994.

Water Permit No. 5044-3 authorized irrigation of additional land from a well approved under Permit No. 4992-3. Water Permit No. 5044-3 did not authorize an increase in diversion rate from the existing well.

The applicable portions of Water Permit No. 4992-3 are incorporated into this Water License No. 5044-3. A priority date of November 18, 1983 is retained for irrigation of land in Sections 9 and 21 (established by No. 4992-3). A priority date of January 4, 1985 is retained for irrigation of land in Section 8 (established by No. 5044-3).

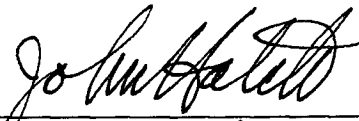
(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 2.28 cubic feet of water per second for beneficial use. The location of the diversion point is: 2000'W and 1600'N of the SE corner of Section 21, T123N, R50W (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 in T123N, R50W:

Section 21	SW 1/4 NE 1/4	17 Acres	NW 1/4 SE 1/4	40 Acres
	SE 1/4 NE 1/4	4 Acres	NE 1/4 SE 1/4	26 Acres
	NE 1/4 SW 1/4	9 Acres	SE 1/4 SE 1/4	17 Acres
	SE 1/4 SW 1/4	14 Acres	SW 1/4 SE 1/4	39 Acres
*Section 9	SW 1/4 NW 1/4	4 Acres	NW 1/4 SW 1/4	16 Acres
			SW 1/4 SW 1/4	2 Acres
*Section 8	NW 1/4 SE 1/4	34 Acres	NW 1/4 SW 1/4	33 Acres
	NE 1/4 SE 1/4	34 Acres	NE 1/4 SW 1/4	34 Acres
	SE 1/4 SE 1/4	34 Acres	SE 1/4 SW 1/4	34 Acres
	SW 1/4 SE 1/4	34 Acres	SW 1/4 SW 1/4	34 Acres
	Total Irrigated Acreage -----			459 Acres

*Land Irrigated in Sections 8 and 9 are within the boundaries of the former Sisseton-Wahpeton Reservation.

(4) Pursuant to Section 46-5-30.1 Ray A. and David R. Hansen of RR 2, Box 58, Wilmot, SD 57279 the holder(s) and/or owner(s) of Incorporated No. 5044-3 is issued a license to appropriate water, the right to use 2.28 cubic feet of water per second from groundwater (one well) with priority dates of November 18, 1983 and January 4, 1985 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. 5044-3 and subject to South Dakota State Law.



MAY 29 1991

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAY 29 1991

5044-3

Ray A. and David R. Hansen
RR 2, Box 58
Wilmot, SD 57279

Dear Sirs:

Enclosed is Water License No. 5044-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412519 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. 5044-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Very truly yours,

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

enclosures

NOTE: The applicable portions of Water Permit No. 4992-3 are incorporated into this Water License No. 5044-3.

NOT TO SCALE

123-50

E. J.
Nielsen

21

143.8
131.1

148.9
144.6

179-1212

San Antonio Wahpeton Sioux Tribe

Donald Keyelt

8

309.2

Diversion Point shown on
4992-3 permit map.

Val Stank
Soil Conservation Technician
12/85

Vera Miller owner
RR 2
Wilmot SD 57275

123-50

APP# 50443



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 2010

NOTICE

TO: RAY/DAVID HANSEN, 46339 133RD ST, WILMOT, SD 57279

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

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaire(s)

Our records indicate that the 2009 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5044-3. The request for the Questionnaire was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 5044-3 qualification:

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

The hearing will be held at **10:00 am, March 10, 2010** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 5044-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

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

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



5044-3

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Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 8924

Service(s): Signature Confirmation™

Status: Delivered

Your item was delivered at 11:19 AM on January 23, 2010 in WILMOT, SD 57279. The item was signed for by D HANSEN.

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Detailed Results:

- Delivered, January 23, 2010, 11:19 am, WILMOT, SD 57279
- Out for Delivery or Available at PO Box, January 23, 2010, 9:22 am, WILMOT, SD 57279
- Sorting Complete, January 23, 2010, 8:52 am, WILMOT, SD 57279
- Arrival at Post Office, January 23, 2010, 8:10 am, WILMOT, SD 57279

Notification Options

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No FEAR Act EEO Data

FOIA

U.S. Postal Service™ Signature Confirmation™ Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 8924RAY/DAVID HANSEN
46339 133RD ST
WILMOT SD 57279Waiver of Signature ☐ YES ☐ NOPostmark
Here

mailing.

POSTAL CUSTOMER:

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

- ☐ Priority Mail™ Service
☐ First-Class Mail® parcel
☐ Package Services parcel

PS Form 1500, May 2002

(See Reverse)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 29, 2010

5044-3

Ray & David Hansen
46339 133rd St
Wilmot SD 57279

Dear Sirs:

I am writing to acknowledge receipt of your 2009 irrigation questionnaire. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right No. 5044-3.

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

07-92

Date: 2/17/14

3-18-14



5044-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: RAY/DAVID HANSEN, 46339 133RD ST, WILMOT, SD 57279

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5044-3, 7568-3 & 7820-3. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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) 5044-3, 7568-3 & 7820-3 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 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) 5044-3, 7568-3 & 7820-3 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 **February 26, 2020** 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: <https://denr.sd.gov/iq> using this password: XLDFLX**

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.

5044-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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PIERRE SOUTH DAKOTA 57501-3182
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January 27, 2020

5044-3
7568-3
7820-3

Ray & David Hansen
46339 133rd St
Wilmot SD 67279

Dear Sirs:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right/Permit Nos. 5044-3, 7568-3 & 7820-3. 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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us