

Considered: _____

WATER PERMIT NO. 5240-3

HAP No. same 458-2684

Name of Applicant Roy Lee Bultman

Post Office Address RR 2, Box 114, Wessington, SD 57381

Amount of Water Claimed no add'l Total Acres no add'l

Source of Water Supply groundwater - 2 wells

Water to be used for irrigation County Hand

About 11 miles north of Wessington

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved 3/2/89 Subject to _____

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

PRIORITY 8/31/76 well #1 Date Received Oct. 28, 1988 Fee 50⁰⁰ Remarks This appl.

12/5/78 well #2 specifies the correct locations of 2 existing wells (#2986-3 & #4352-3)

Corrected Application Received — Period of Annual Use Apr 1 - Oct 31

WATER QUALITY APPROVAL RECEIVED Sept. 9, 1976 APPROVED / CONDITIONAL (Circle one)

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

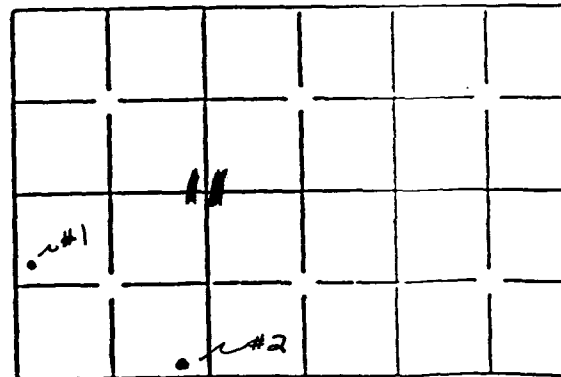
Diversion Point Actual Locations Locations Described in Existing Permits

#1 NW¹/₄ SW¹/₄ Sect 11-T113N-R66W (center of SW¹/₄ Sect 11...)

#2 SE¹/₄ SW¹/₄ Sect 11-" " (SW¹/₄ SW¹/₄ Sect 11...)

Land to be Irrigated _____

NW¹/₄, NE¹/₄, SE¹/₄, N¹/₂ SW¹/₄ Section 11, T113N, R66W



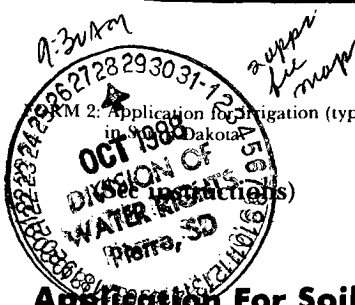
Well Log: Driller Empire Licensed YES _____ NO _____

Depth of Well approx. 50-60' REMARKS See files #2986-3 and #4352-3 for

Form 2A's and well logs

Type of Map aerial photo PREPARED BY Jim Wendte Reviewed and the Number

assigned on October 31, 1988 BY Jessie A. Seward



Form 2: Application for Irrigation (type or print)
No. 5240-3 Hydrologic Unit 10160009
Basin James River
Newspaper Miller Press Review Box 196 57362 (twed)

Mail to: Water Rights Div.
DWNr, Foss Bldg.
Pierre, SD 57501
(605) 773-3352

Application For Soil/Water Compatibility Permit and Permit To Appropriate Water

- Type of Application: ☒ New ☐ Vested Right ☐ Amend Permit No. _____
☐ Change Acreage ☒ Change diversion point(s) ☐ Add diversion point(s)
☐ Add Acreage ☐ Increase diversion rate ☐ Other See Permit Nos. 2986-3 & 4352-3

1. Name of Applicant Roy Lee Bultman Phone No. 458-2684
Post Office Address RR 2, Box 114, Wessington, South Dakota State 57381
(Street, RR or Box) (City) Zip Code
2. Amount of water claimed (c.f.s) No Add'l Total acres irrigated --
3. Source of Water supply groundwater (2 wells)
4. Location of point of diversion Well #1 - NW 1/4 SW 1/4 Section 11, T113N, R66W; Well #2 - SE 1/4 SW 1/4 Section 11, T113N, R66W
County Hand
5. Counties where water will be used Hand
6. Annual period during which water is to be used April 1- October 31
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.
SEE PERMIT NOS.	
2986-3 and 4352-3	

Land Description	No. Acres Irr.

Attach sheet if more space is needed

8. Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: X Gun: _____ (Specify) _____
9. Crops to be Irrigated: CORN, WHEAT, ALFALFA & MAYBE OAT, BARLEY, BEANS OR MILLET
10. Give a description of proposed project. (Attach sheet if more space is needed)

This application proposes to change the diversion point locations for two wells covered by Water Permit Nos. 2986-3 and 4352-3

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach maps, soils information and any other technical information.

STATE OF SOUTH DAKOTA)
County of Beadle)^{ss}

I, Roy Lee Bultman, the applicant, certify that I have read this application and examined the attached maps, that the water sample, if needed, has been taken by the required procedures and has not been adulterated or tampered with and is truly representative of the water to be used, and that the matters stated in this application are true and correct.

Signed Roy Lee Bultman

Subscribed and sworn to before me this 26 day of October 19 88

Patricia Hallenbeck
Notary Public

**SOUTH DAKOTA
WATER PERMIT No. 5240-3 FOR IRRIGATION**

Date of first receipt of application October 28, 1988.

Date Soil/Water Compatibility Permit received September 7, 1976; July 10, 1980.

The Water Management Board approved Water Permit Application No. 5240-3 on March 2, 1989 for Roy Lee Bultman, RR #2, Box 114, Wessington, SD 57381 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 5240-3 specifies the correct locations of 2 existing wells, approximately 60 feet deep. Water Permit No. 2986-3 authorized one well to be located in the center of the SW1/4; Water Permit No. 4352-3 authorized one well to be located in the SW1/4 SW1/4; all in Section 11, T113N, R66W. The correct locations of the wells are the NW1/4 SW1/4 and the SE1/4 SW1/4 Section 11, T113N, R66W. Water is used to irrigate 459 acres in Section 11, T113N, R66W.
2. The amount of the appropriation may not exceed 2 acre feet per acre per year or one-seventieth (1/70) cubic feet of water per second for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 - October 31.
3. The date from which applicant may claim right is Well #1 August 31, 1976, Well #2 December 5, 1978.
4. One-fifth of the construction is completed.
5. All construction is completed.
6. Water is put to beneficial use.
7. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The wells approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: 
Chief Engineer, Water Rights Division
Department of Water and Natural Resources

JUN 13 1989

(date)

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

D. Well Information or Estimates

(1) Drill Hole, Diameter _____, Depth _____

(2) Casing, Type _____ Diameter _____ Thickness _____
(wood, concrete, steel, etc)

(3) Perforated Screen.

Type _____, Diameter _____, Length _____

(4) Gravel Pack. Thickness _____, Length of gravel pack _____

E. Dugout Information or Estimates.

(1) Surface dimensions _____, Depth _____

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

(1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials Top soil 0-2 sand 25-26 sand 36-37
clay 2-9 clay 26-30 clay 37-41
fine sand 9-14 sand 30-32 gravel 41-51
clay 14-25 clay 32-36 clay 51-60

Depth to top of water bearing material 41Depth to bottom of water bearing material 51Thickness of water bearing material 10Depth to water (ground surface to water level) 11

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

On same owner's property 250+ rds. On property owned by others 160+ rds.

G. Water Storage Dams.

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

X Ray L. Bultman
 Signature of Applicant

SOIL/WATER COMPATIBILITY APPLICATION FORM

JUL 10 1980

STATE CONSERVATION COMMISSION

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

South Dakota
Division of ConservationOWNERS NAME: Roy Lee BULTMANOWNERS ADDRESS: RR 1 Box 114COUNTY LAND LOCATED IN: HAND PHONE: 458-2684

TENANT'S NAME AND ADDRESS: (If Other Than Owner) _____

2580-HD

In accordance with State Law SDCL 46-5-6.5, if a water right is granted with a conditional permit (Soil/Water Compatibility), a copy of such conditional permit must be filed with the County Register of Deeds.

This action must be taken by the holder of a water right within 6 months of receipt of such water right.

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

1. WELL LOCATION OR DIVERSION POINT: SE CORNER OF SW 1/4 OF SEC. 11 RANGE 66 TWP. 113.

2. SURFACE WATER SOURCE _____

X 3. LOCATION OF AREA TO BE IRRIGATED: EAST 1/2 OF SEC. 11 RANGE 66 TOWNSHIP 113

4. INDICATE NON-IRRIGATED AREAS AND (APPROX.) ACRES ON MAP: (Farmstead, shelterbelts, wetlands, etc.)

TYPE OF IRRIGATION: (Show approximate acres under each type of system)

5. GRAVITY _____ TOWLINE _____ CENTER PIVOT ☒ GUN _____ OTHER (Specify) _____

6. CROPS TO BE IRRIGATED _____

X 7. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED: 1979LAND: ALL OF SEC. 11 RANGE 66 TOWNSHIP 113 W/R # 4352-3 andIN WHAT NAME: ROY LEE BULTMAN W/R # 2986-3

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

8. SAMPLE NUMBER: 80-4569. SALINITY (EC X 10⁶) 154510. SODIUM (SAR) 1.85 ADJUSTED (SAR) 5.00

I hereby certify that I personally obtained or that I personally observed the taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample (see back) were followed, and that the sample was taken at AM. A.M./P.M., on JUNE 21, 1980, at the following

location: SEC. 11 RANGE 66 TWP. 113. SE CORNER OF SW 1/4 OF SEC. 11 (NEXT SHEET) by SELF (individual who took sample if other than applicant). I also

hereby certify that the water sample taken has NOT been adulterated or tampered with in any manner, and is TRULY REPRESENTATIVE of the water which will be used in irrigating the above-described land.

I also hereby certify that a chemical analysis of the irrigation water representative of that used to irrigate shall be acquired from South Dakota State University and the soils information has been acquired from _____ Conservation District, County Extension Office or Soil Conservation Service; and further, that the legal description for the location of the well and land to be irrigated is true and correct.

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

SUBSCRIBED AND SWORN BEFORE ME THIS

* 24 DAY OF June, 1980.

Marion J. Franzen
(NOTARY PUBLIC)

RECEIVED

AUG 13 1980

APPLICANT'S SIGNATURE

Roy Lee Bultman
Director, Division of Conservation

APPROVED

DISAPPROVED

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

DIVISION OF CONSERVATION

NAME OF APPLICANT Roy Lee SultmanSOIL RESTRICTIONS:THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATEDRECOMMENDED MANAGEMENT:

Water should not be applied more than 3 to 4 times during the irrigation season.

Each uninterrupted application should be of at least 2-5 inches of water.

Surface drainage suggested on any area that tends to pond water.

Deep tillage may be beneficial. Do as experience dictates.

Heavy fall application of irrigation water should be correlated with deep tillage operations.

You have several areas that are somewhat poorly drained. Some or all of these areas, under an irrigation regime, need to be altered to prevent drowning of crops. You should consider a grassed waterway type outlet for external drainage modifications, which would minimize your pot-holes or flat spots in favor of a near uniform drainageway which you could cross with your tower wheels.

Contact your local Soil Conservation Service for assistance.

NO COPY FILM WHICH MEET THE REQUIREMENTS OF THE
CTIONS. REDUCTION 25 BAL NO 5
DATE RECEIVED
CAMERA OPERATOR

EMPIRE

IRRIGATION DRILLING CO.

FRANKFORT, SOUTH DAKOTA

PHONE 472-0384

AK.
D.F.

DRILLING REPORT

Location of Well: 6.1/2 mi S.W. 1/4, Section 11, Township 66, Range 113

Well to be drilled for: Roy Lee Buttman (Name) Wessington (Address)

Hend (County) S. Dak (State)

Date well drilling started 8-23-78 finished _____

Purpose of well For Test hole
(domestic, irrigation, industrial, other)

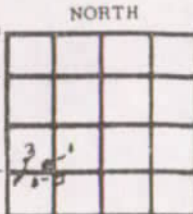
Depth _____ ft. Casing Diameter _____ inches

Slot Size _____ Screen Size _____

Screen Depth: From _____ ft. to _____ ft.

Remarks: _____

1 Mile



REPORT OF FINAL PUMPING TEST

Write Additional Times and Readings on Back of Page

Elapsed Time From Start of Pumping		Water Level		Discharge
O hr.	O min.	ft.	in.	(Static)
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	GPM
hr.	min.	ft.	in.	RECOVERY

Formation (Continued)	Depth (ft.)	
	From	To
Clay	32	36
Sand	36	37
Clay	37	41
Gravel	41	51
Clay	51	60

Top Soil	0	2
Clay	2	9
fine Sand	9	14
Clay	14	25
Sand	25	26
Clay	26	30
Sand	30	32

W Ron Wight
Empire Drilling

County Hood Sec. 11 Twp. 66 Rq. 113

Proposed Use: ☐ Domestic ☐ Municipal ☐ Test
Holes
☒ Irrigation ☐ Industrial ☐ Stock

Method of Drilling: ☐ Forward Rotary ☐ Bored ☐ Jetted
☒ Reverse Rotary ☐ Cable ☐ Other

Well Construction:

Construction:

Diameter of Hole 32 Inch

Depth 53 ft

Casing ☒ Steel ☐ Concrete

☐ Plastic ☐ Other

If other, specify _____

Was casing end left open NO
Was a well screen installed YES
Describe Well Screen
Diameter 16" Material Aluminum
Slot size 2/80
Was well gravel packed YES
Was well grouted NO
Was water sample taken NO

Well Test Data

Well Log:

[illegible]

(Use Back if Necessary)

Date Completed: _____

Driller: Frederic D. Hing 251
Driller's or Firm's Name License NO.
RPI Fuel Co.
Address

Address 1234 Main St
Signed By John Doe Date 1/27/79

Remarks:





Department of Water & Natural Resources

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

October 19, 1988

Roy Lee Bultman
RR 2, Box 114
Wessington, SD 57381

Dear Mr. Bultman:

On October 13, 1988, I made an inspection of your irrigation development in Section 11, T113N, R66W. Upon completing the inspection and reviewing our files in the office, I have discovered a discrepancy which needs to be cleared up with a new permit application.

Your Water Permit Nos. 2986-3 and 4352-3 allowed you to develop two wells (diversion points) for irrigation in Section 11. The first permit specified a diversion point to be located in the center of the SW1/4 of the section. In reality, the diversion point is located in the NW1/4 SW1/4 approximately 1300 feet from the center of the SW1/4. The diversion point for your second permit is located about 1000 feet from the specified location (SW1/4 SW1/4 of Section 11). When a diversion point is not located within 660 feet of the specified diversion area, a new permit is required to correctly describe the diversion point location. Therefore, a new permit is required to correctly describe the location of you two wells.

Enclosed you will find a partially completed permit application. You must indicate the types of crops to be irrigated and make sure that both copies are signed and notarized. I have also enclosed a map for your review. There is a \$50.00 fee associated with this application.

After completing and reviewing the application, please return both copies of the application, the map, and fee to our office. We can then continue with the process of obtaining this permit and eventually incorporating your permits into one license for your final water right. If you have any questions, please contact our office.

Sincerely,

James L. Wendte

James L. Wendte
Natural Resources Engineer
(605) 773-3352

enc



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411470

Pierre, October 28, 19 88

RECEIVED OF Roy Lee Bultman, Wessington, SD 57381

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 _____	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 _____		
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
Chief Engineer

JOHN HATCH 

Water Rights Division - DWNR
Conversation or File Documentation

File No. 5240-3

NAME OF PERSON OR FILE: Roy Lee Buttman

ADDRESS: RR2, Box 114, Wessington SD 57381 COUNTY Hand

DATE: 11/2/88 TELEPHONE _____

RE: Soil/Water Compatibility

COMMENTS:

Contacted Jim Stukel to determine if the soil/water permits issued for Water Permit Nos. 2986-3 and 4352-3 are adequate for Application No. 5240-3.

Jim Stukel stated that no additional soil/water approval is needed if well No. 2 irrigates only the E $\frac{1}{2}$ section 11-T113N-R66W. Mr. Stukel also indicated that a signed copy of the soil/water approval for 4352-3 would be sent to the Water Rights Division

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Don Durrall

Report On Application No. 5240-3
ROY LEE BULTMAN
November 23, 1988

This application is to specify the correct locations of 2 existing wells which are approximately 60 feet deep. Water Permit No. 2986-3 authorizes one well located in the center of the SW 1/4 of Section 11 and water permit No. 4352-3 authorizes one well to be located in the SW 1/4 SW 1/4 of section 11 both in T113N R66W in Hand County. The correct locations of the wells are the NW 1/4 SW 1/4 and the SE 1/4 SW 1/4 of Section 11, T113N, R66W. This application does not authorize any increase in acres to be irrigated or water appropriated.

Aquifer - Tulare - Hand (T-HA)

The Tulare-Hand (T-HA) is a glacial outwash (sand and gravel) which underlies 208,700 acres and contains an estimated 938,000 acre feet of recoverable water (Hedges 1982). The T-HA aquifer has been described as a complex system of interconnected sand and gravel layers separated by till (Koch 1980). The driller's log submitted with this application indicates the aquifer is under artesian conditions. The Division of Water Rights monitors an observation well, HD-73X, which is located within a few hundred feet of one of the diversion points and 30 other T-HA observation wells in Hand County (Water Rights, 1988). Records for this well are included with this report. Water levels do fluctuate in response to pumping and in response to wet and dry years indicating recharge or lack of recharge.

Data also suggests that Turtle Creek may be in hydraulic connection with the T-HA aquifer in this area.

Review of Existing Water Permits

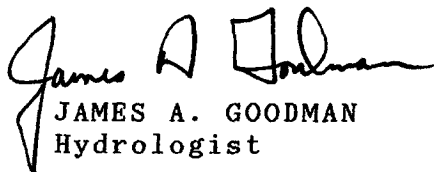
There is very little irrigation development in this area. The nearest water permit is approximately 1 1/2 miles to the west (permit No. 3558A-3). Interference is not expected to be a problem. The observation well data does not suggest pumping is causing adverse effects.

Conclusions

1. Water is available from the T-HA aquifer.
2. Interference is not expected to be a problem. The change in point of diversion should not adversely affect existing water permits holders. The original priority for permit Nos 4352-3 and 2986-3 can be retained.

3. This application does not request any additional water or request any additional lands.

4. This application is a result of the Division Water Rights normal inspection procedure which discovered that the as built system was not in compliance with the original permits.


JAMES A. GOODMAN
Hydrologist

Bibliography

Hedges, L. S. 1982, Evaluation of Ground Water Resources, Eastern SD and Upper Big Sioux River and Iowa, for US Army Corps of Engineers, DWNR, SDGS, Vermillion SD 57069.

Koch, N.C. 1980, Geology and Water Resources of Hyde and Hand Counties, SD Part II: Water Resources, SDGS Bulletin 28, DWNR, SDGS, Vermillion, SD 57069.

Water Rights, 1988, Observation Well Records for T-HA Aquifer in Hand County, DWNR, Div of Water Rights, Joe Foss Bldg, Pierre, SD 57501

OBS_WELL	OBSERVATION WELL LOCATION	WATER LEVELS DATE	READING
HD-73X	113N-66W-11CBCC	09/06/77	-16.9
HD-73X	113N-66W-11CBCC	10/04/77	-16.2
HD-73X	113N-66W-11CBCC	11/01/77	-16.2
HD-73X	113N-66W-11CBCC	12/01/77	-16.0
HD-73X	113N-66W-11CBCC	04/14/78	-11.4
HD-73X	113N-66W-11CBCC	05/16/78	-11.0
HD-73X	113N-66W-11CBCC	05/30/78	-10.9
HD-73X	113N-66W-11CBCC	06/14/78	-10.4
HD-73X	113N-66W-11CBCC	06/27/78	-10.8
HD-73X	113N-66W-11CBCC	07/13/78	-11.1
HD-73X	113N-66W-11CBCC	07/27/78	-11.4
HD-73X	113N-66W-11CBCC	08/18/78	-11.9
HD-73X	113N-66W-11CBCC	09/08/78	-12.6
HD-73X	113N-66W-11CBCC	09/29/78	-13.1
HD-73X	113N-66W-11CBCC	10/12/78	-13.5
HD-73X	113N-66W-11CBCC	12/01/78	-13.6
HD-73X	113N-66W-11CBCC	03/07/79	-14.7
HD-73X	113N-66W-11CBCC	04/03/79	-13.3
HD-73X	113N-66W-11CBCC	05/15/79	-12.7
HD-73X	113N-66W-11CBCC	06/01/79	-13.4
HD-73X	113N-66W-11CBCC	06/13/79	-14.6
HD-73X	113N-66W-11CBCC	06/27/79	-13.5
HD-73X	113N-66W-11CBCC	07/11/79	-15.1
HD-73X	113N-66W-11CBCC	07/26/79	-15.4
HD-73X	113N-66W-11CBCC	08/20/79	-17.6
HD-73X	113N-66W-11CBCC	09/13/79	-16.8
HD-73X	113N-66W-11CBCC	10/03/79	-15.7
HD-73X	113N-66W-11CBCC	10/25/79	-15.6
HD-73X	113N-66W-11CBCC	12/19/79	-15.4
HD-73X	113N-66W-11CBCC	02/13/80	-15.8
HD-73X	113N-66W-11CBCC	05/22/80	-17.3
HD-73X	113N-66W-11CBCC	07/02/80	-16.7
HD-73X	113N-66W-11CBCC	07/30/80	-16.8
HD-73X	113N-66W-11CBCC	08/28/80	-17.0
HD-73X	113N-66W-11CBCC	10/09/80	-18.9
HD-73X	113N-66W-11CBCC	11/20/80	-17.7
HD-73X	113N-66W-11CBCC	02/26/81	-17.4
HD-73X	113N-66W-11CBCC	03/27/81	-17.3
HD-73X	113N-66W-11CBCC	05/07/81	-17.1
HD-73X	113N-66W-11CBCC	06/05/81	-32.2
HD-73X	113N-66W-11CBCC	06/22/81	-22.8
HD-73X	113N-66W-11CBCC	07/27/81	-25.7
HD-73X	113N-66W-11CBCC	08/25/81	-24.3
HD-73X	113N-66W-11CBCC	09/18/81	-23.6
HD-73X	113N-66W-11CBCC	10/30/81	-22.1
HD-73X	113N-66W-11CBCC	03/04/82	-18.7
HD-73X	113N-66W-11CBCC	04/29/82	-14.7
HD-73X	113N-66W-11CBCC	05/25/82	-14.5
HD-73X	113N-66W-11CBCC	07/06/82	-14.9
HD-73X	113N-66W-11CBCC	08/10/82	-16.3
HD-73X	113N-66W-11CBCC	08/19/82	-17.1
HD-73X	113N-66W-11CBCC	09/02/82	-16.9
HD-73X	113N-66W-11CBCC	09/22/82	-16.3
HD-73X	113N-66W-11CBCC	04/07/83	-14.2
HD-73X	113N-66W-11CBCC	05/12/83	-11.5

11:04 MONDAY, NOVEMBER 28, 1988 1

OBSERVATION WELL WATER LEVELS
OBS_WELL LOCATION DATE READING

11:04 MONDAY, NOVEMBER 28, 1988 2

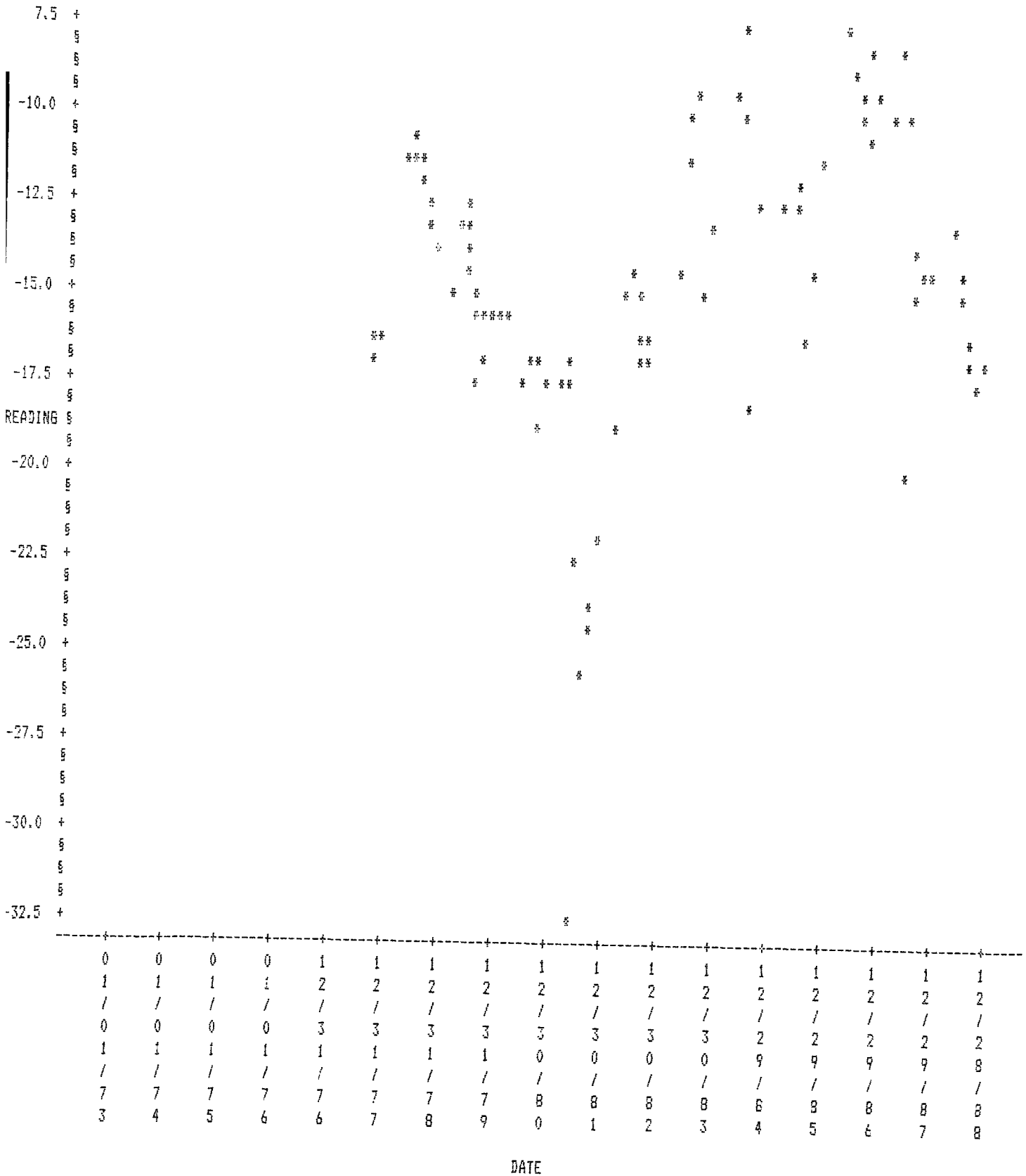
HD-73X	113N-66W-11CBCC	06/22/83	-10.3
HD-73X	113N-66W-11CBCC	07/22/83	-9.6
HD-73X	113N-66W-11CBCC	08/24/83	-14.8
HD-73X	113N-66W-11CBCC	11/15/83	-13.2
HD-73X	113N-66W-11CBCC	04/19/84	-9.5
HD-73X	113N-66W-11CBCC	05/30/84	-10.3
HD-73X	113N-66W-11CBCC	06/27/84	-7.2
HD-73X	113N-66W-11CBCC	07/23/84	-18.4
HD-73X	113N-66W-11CBCC	08/22/84	-12.2
HD-73X	113N-66W-11CBCC	09/13/84	-12.2
HD-73X	113N-66W-11CBCC	02/28/85	-12.7
HD-73X	113N-66W-11CBCC	05/29/85	-12.0
HD-73X	113N-66W-11CBCC	06/26/85	-12.3
HD-73X	113N-66W-11CBCC	07/24/85	-16.0
HD-73X	113N-66W-11CBCC	09/05/85	-14.6
HD-73X	113N-66W-11CBCC	10/17/85	-11.3
HD-73X	113N-66W-11CBCC	11/06/85	-11.5
HD-73X	113N-66W-11CBCC	03/27/86	-7.6
HD-73X	113N-66W-11CBCC	06/04/86	-8.9
HD-73X	113N-66W-11CBCC	07/02/86	-9.2
HD-73X	113N-66W-11CBCC	07/29/86	-9.7
HD-73X	113N-66W-11CBCC	08/26/86	-10.5
HD-73X	113N-66W-11CBCC	10/02/86	-8.4
HD-73X	113N-66W-11CBCC	11/20/86	-9.6
HD-73X	113N-66W-11CBCC	03/12/87	-9.7
HD-73X	113N-66W-11CBCC	04/23/87	-8.4
HD-73X	113N-66W-11CBCC	06/02/87	-10.0
HD-73X	113N-66W-11CBCC	06/26/87	-20.0
HD-73X	113N-66W-11CBCC	07/21/87	-13.8
HD-73X	113N-66W-11CBCC	08/06/87	-15.0
HD-73X	113N-66W-11CBCC	10/08/87	-14.3
HD-73X	113N-66W-11CBCC	11/18/87	-14.2
HD-73X	113N-66W-11CBCC	04/07/88	-13.2
HD-73X	113N-66W-11CBCC	05/12/88	-14.7
HD-73X	113N-66W-11CBCC	06/09/88	-14.6
HD-73X	113N-66W-11CBCC	07/07/88	-16.5
HD-73X	113N-66W-11CBCC	08/04/88	-16.7
HD-73X	113N-66W-11CBCC	09/22/88	-17.4
HD-73X	113N-66W-11CBCC	11/09/88	-17.0

N= 94

OBSERVATION WELL WATER LEVELS
OBS_WELL=HD-73X

11:04 MONDAY, NOVEMBER 28, 1988 3

PLOT OF READING*DATE SYMBOL USED IS *



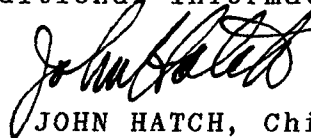
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5240-3, Roy Lee Bultman

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. 5240-3, Roy Lee Bultman, RR 2, Box 114, Wessington SD.

The Chief Engineer is recommending APPROVAL of Application No. 5240-3 because 1) the diversions have been developed without unlawful impairment of existing rights, 3) the use is a beneficial use and 4) in the public interest with the following qualifications:

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. 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
December 19, 1988

 **Department of
Water & Natural Resources**

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

January 19, 1989

NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER RIGHT AWAY.

Roy Lee Bultman
RR2, Box 144
Wessington, SD 57381

Dear Mr. Bultman:

Your Application No.5240-3 for a permit to appropriate water for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of your intent to appropriate water has been sent to the Publisher of the Miller Press printed at Miller SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Intent to Appropriate Water and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. We must receive Proof of Publication before the application can be considered by the Water Management Board.

Sincerely,



Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures



 **Department of
Water & Natural Resources**

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

January 19, 1989

Miller Press
Box 196
Miller, SD 57362

Dear Sir:

Enclosed is a Notice of Hearing on Application No. 5240-3 to be published twice. Please publish the first notice on or before January 25, 1989 with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is Roy Lee Bultman, RR2, Box 114, Wessington, SD 57381.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. ~~DO NOT WAIT~~ until the end of the month or the billing cycle. The permit application cannot be considered by the Water Management Board until proof of publication has been received.

Sincerely,



Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: Ron Duvall
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to
Appropriate Water by Application No. _____ which was first published in our issue
of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper



Instruction to Newspaper - Publish first Notice on or before January 25, 1989 with 2nd publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5240-3 to Specify Correct
Diversion Point Locations

Notice is given that Roy Lee Bultman, RR 2, Box 114, Wessington, SD 57381 has filed an application for a water permit to specify the correct locations of 2 existing wells (Tulare-Hand Aquifer) approximately 60 feet deep. Water Permit No. 2986-3 authorized one well to be located in the center of the SW1/4, Section 11, and Water Permit No. 4352-3 authorized one well to be located in the SW1/4 SW1/4, Section 11; all in T113N, R66W. The correct locations of the existing wells are the NW1/4 SW1/4 and the SE1/4 SW1/4, Section 11, T113N, R66W. These wells are used to irrigate 459 acres in Section 11, T113N, R66W. This application does not authorize any increase in acres to be irrigated or water appropriated.

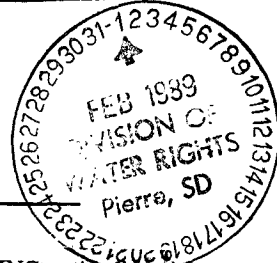
Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends approval of Application No. 5240-3 because 1) existing rights will not be unlawfully impaired, 2) it is a beneficial use of water and 3) it is in the public interest. This application will be considered by the Water Management Board at the Howard Johnson's, Roosevelt Room, 1-90 at LaCrosse, Rapid City SD on March 1, 1989 at 10:00 am. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer or 4) deny this application based on the facts presented at the public hearing.

Any interested person that intends to participate in the hearing before the Board by presenting evidence or cross-examining witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and Chief Engineer by February 17, 1989. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)". The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application and the signature and mailing address of the petitioner or legal counsel if legal counsel is obtained. The applicant need not file a petition. Contact the Water Rights Division to request information on this application or to assure access to the hearing by the handicapped.

This hearing is an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. The time of the hearing will also be automatically delayed for at least twenty days upon written request to the Chief Engineer from the applicant or a petitioner. The request for a delay must be received by February 17, 1989.

This application is made pursuant to 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; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 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.

No. _____



PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Hand) ss.

I, Gary L. McFarlane hereby

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

Water was taken from the Miller Press

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 Miller

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

January 23 and January 30, 1989

Gary L. McFarlane
(Signature)

Pub

(Title)

1/30/89

(Date Signed)

Cost of Printing: 36.22

WNR-808-7/79
Proof of Publication

This application is made pursuant to
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; 46-2A-1 thru 46-2A-10,
46-2A-12, 46-2A-14, 46-2A-15; 46-5-1
thru 46-5-11, 46-5-13 thru 46-5-15, 46-
5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-
5-31; 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.
FPNO 21 LPNO 22

NOTICE OF HEARING on Applica-
tion No. 5240-3 to Specify Correct
Diversion Point Locations

Notice is given that Roy Lee
Bultman, RR 2, Box 114, Wessington,
SD 57381 has filed an application for a
water permit to specify the correct loca-
tions of 2 existing wells (Tulare-Hand
Aquifer) approximately 60 feet deep.
Water Permit No. 2986-3 authorized one
well to be located in the center of the
SW1/4, Section 11, and Water Permit
No. 4352-3 authorized one well to be lo-
cated in the SW1/4 SW1/4, Section 11;
all in T113N, R66W. The correct loca-
tions of the existing wells are the NW1/4
SW1/4 and the SE1/4 SW1/4, Section 11,
T113N, R66W. These wells are used to
irrigate 459 acres in Section 11, T113N,
R66W. This application does not
authorize any increase in acres to be ir-
rigated or water appropriated.

Pursuant to SDCL 46-2A-2, the Chief
Engineer of the Water Rights Division
recommends approval of Application
No. 5240-3 because 1) existing rights
will not be unlawfully impaired, 2) it is a
beneficial use of water and 3) it is in the
public interest. This application will be
considered by the Water Management
Board at the Howard Johnson's,
Roosevelt Room, 1-90 at LaCrosse,
Rapid City, SD on March 1, 1989 at
10:00 am. The Chief Engineer's recom-
mendation is not final or binding upon
the Board. The Board is authorized to 1)
approve, 2) approve with qualifications,
3) defer or 4) deny this application based
on the facts presented at the public hear-
ing.

Any interested person that intends to
participate in the hearing before the
Board by presenting evidence or cross-
examining witnesses according to SDCL
1-26, must file a written petition with
BOTH the applicant and Chief Engineer
by February 17, 1989. The Chief
Engineer's address is "Water Rights
Division, Foss Building, 523 E Capitol,
Pierre SD 57501 (605 773-3352)". The
petition may be informal, but must in-
clude a statement describing the
petitioner's interest in the application,
the petitioner's reasons for opposing or
supporting the application and the signa-
ture and mailing address of the petitioner
or legal counsel if legal counsel is ob-
tained. The applicant need not file a peti-
tion. Contact the Water Rights Division
to request information on this application
or to assure access to the hearing by the
handicapped.

This hearing is an adversary proceed-
ing. Any person filing a petition and/or
the applicant have the right to be repre-
sented by a lawyer. These and other due
process rights will be forfeited if not ex-
ercised. Decisions of the Board may be
appealed to the Circuit Court and State
Supreme Court as provided by law. The
time of the hearing will also be automati-
cally delayed for at least twenty days
upon written request to the Chief En-
gineer from the applicant or a petitioner.
The request for a delay must be received
by February 17, 1989.

 **Department of
Water & Natural Resources**

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

JUN 13 1989

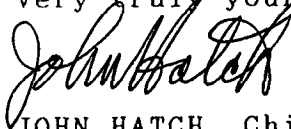
Roy Lee Bultman
RR 2, Box 114
Wessington SD 57381

Dear Mr. Bultman:

Enclosed is Water Permit No. 5240-3 as approved by the Water Management Board authorizing your water diversion system and the application of water beneficial use, not exceeding the limits as specified in the Water Permit.

The final inspection has been completed on this Permit, and we are ready to issue the Water License. Statutes require we charge \$50 for the inspection and issuance of the final papers. Upon receipt of this amount the Water License will be sent to you.

Very truly yours,



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

enclosures





Department of Water & Natural Resources

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

June 26, 1989

5240-3

Roy Lee Bultman
RR 2 Box 114
Wessington, SD 57381

Dear Mr. Bultman:

Enclosed is your check #5555 in the amount of \$50.00 which you paid for the inspection and issuance of Water License No. 5240-3. In reviewing your file prior to licensing, I found you had already paid the fee in October, 1988.

I apologize for any inconvenience this may have caused. If you have any questions, please contact me.

Sincerely,

GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

enclosure: check #5555



JAMES 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 Roy Lee Bultman of RR #2 Box 114, Wessington, SD holder of
 Permit No. 2) 2986-3 2) 4352-3 3) 5240-3, bearing the priority of 1) August 31, 1976 2) December 5, 1978 3) Aug. 31, 1976 + Dec 5, 1978 authorizing
 the diversion of 2.22 2.00 3) no add'l cu. ft. per second of the waters of ground water (two wells)
 for irrigation purposes, in Hand County.

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

A. Works used to divert the water:

Well #2 - 41' deep, 16" fiberglass casing; Western Land Roller Pump @ 800 gpm

Well #1 - 53' deep, 16" steel casing, stainless steel screen; Western Land Roller Pump @ 900 gpm

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

8" plastic distribution lines

C. Works used to apply water to beneficial use:

2) Zimatic center pivot, 8 towers w/ end gun, operating at 800 gpm (40 psi)

1) Reinke Alumigator, 10 tower w/ end gun, operating at 900 gpm (40 psi)

The system is in the following condition goodThe point of diversion is located Well #1 - 1600' N and 100' E of the SW corner; Well #2 - 2300' E and 50' N of the SW corner; Section 11, T113N, R66WThe works are capable of diverting and conveying to the place of use 1700 gpm (3.78 cfs)
 cu. ft. per second of water which is to be used for irrigationWater has been put to beneficial use to the maximum extent as follows: Section 11 - T113N, R66W

NW ¹ / ₄ NW ¹ / ₄ 34 acres	NW ¹ / ₄ NE ¹ / ₄ 34 acres	NW ¹ / ₄ SW ¹ / ₄ 31 acres	SW ¹ / ₄ SE ¹ / ₄ 13 ac
NE ¹ / ₄ NW ¹ / ₄ 34 "	NE ¹ / ₄ NE ¹ / ₄ 34 "	NE ¹ / ₄ SW ¹ / ₄ 31 "	SE ¹ / ₄ SE ¹ / ₄ 34 "
SW ¹ / ₄ NW ¹ / ₄ 39 "	SW ¹ / ₄ NE ¹ / ₄ 34 "	NW ¹ / ₄ SE ¹ / ₄ 34 "	
SE ¹ / ₄ NW ¹ / ₄ 39 "	SE ¹ / ₄ NE ¹ / ₄ 34 "	NE ¹ / ₄ SE ¹ / ₄ 34 "	

comprising a total of 459 acres of land and the license should be issued for 3.78 cfsApplicable permit qualifications have been complied with ☒ Yes ☐ NoExceptions to compliance are: _____ Date 10-13-88

James L. Wendt
 (signature)

Bultman
10-13-88

2986-3
LICENSE FOR PERMIT NUMBER 4352-3

1. Legal location of wells: Development on W $\frac{1}{2}$ of 11-113-66
Well $\rightarrow$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ 11-113-66 (#1)

dams & structures: _____

2. Well Information: Well Drilling Firm Empire Drilling

No. of wells 1 Depth 53'

Casing a) diameter 16" Screen a) type St. Steel

b) length 5' - b) length ?

c) type Steel Static Water Level -

Pump a) make Western Land Roller Motor a) make Newman

b) model No Tag b) model no. V1157014

c) size - c) horsepower rating 75

d) capacity 900 GPM d) motor efficiency rating -

e) turbine pump
no. of stages -

3. Distribution lines:

a) size of lines 8"

b) type Plastic

c) length $\approx$ 2900' (buried)

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

Model
25 E6

Ser. No.
1078A1605

≈ 130 acres

- 1) make Reinke Alumigator
- 2) number of towers 10
- 3) distance between towers _____
- 4) overall length 1284
- 5) End gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) PSI reading while system is running 90
- 9) GPM 900

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 _____

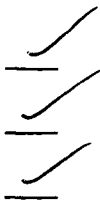
h) Hydromatic

- 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:

Bultman
10-13-88

LICENSE FOR PERMIT NUMBER 2986-3
4352-3

1. Legal location of wells: Development on E $\frac{1}{2}$ of 11-113-66
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 11-113-66 (Well) #2

dams & structures: _____

2. Well Information: Well Drilling Firm Empire

No. of wells 1 Depth 41

Casing a) diameter 16" Screen a) type ?
b) length — b) length ?
c) type Fiberglass Static Water Level —

Pump a) make Western Land Roller Motor a) make Gen. Elec.
b) model No Tag b) model no. 5K6237XM501F
c) size — c) horsepower rating 40
d) capacity 800 GPM d) motor efficiency rating —
e) turbine pump
no. of stages —

3. Distribution lines:

a) size of lines 8"
b) type Plastic
c) length $\approx$ 5000 (buried)

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 _____

i) Outlet tubes:

1) diameter _____
2) type _____
3) valued (Y/N) _____
4) valve type _____
5) location on structure _____

h) Distribution lines or canals:

1) size _____
2) type _____
3) length _____

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

- Model
307 410
Ser. No.
L14838
- 1) make Zimmatic
 - 2) number of towers 8
 - 3) distance between towers _____
 - 4) overall length _____
 - 5) End gun (O/N)
 - 6) high or (low) pressure _____
 - 7) make & size of nozzles _____
 - 8) PSI reading while system is running 40
 - 9) GPM 800

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 _____

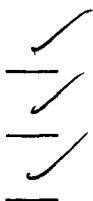
h) Hydromatic

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

YES

NO

Check Items

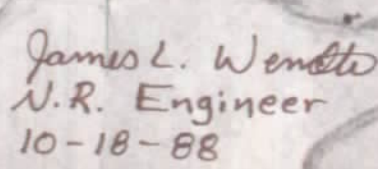


1. Soil and water permit lands agree with lands being irrigated and lands listed on permit.
2. Special Qualifications to permit being abided by.
3. All Structures, wells and lands on map.

REMARKS:

14925

146.7



Water License
No. 5240-3

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 5240-3

(1) Roy Lee Bultman of RR #2 Box 114, Wessington, South Dakota 57381 made Application No. 5240-3, October 28, 1988 for a water permit to appropriate No add'l cubic feet of water per second from groundwater (two wells), Hand County, South Dakota for irrigation purposes. Permit No. 5240-3 with priority dates of August 31, 1976 and December 5, 1978 was approved March 2, 1989 and issued to applicant(s) for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

Water Permit No. 5240-3 specifies the correct location of two existing wells (authorized by Water Permit Nos. 2986-3 and 4352-3). Permit No. 5240-3 did not allow an increase in diversion rate from the two wells or additional acreage.

The applicable portions of Water Permit Nos. 2986-3 and 4352-3 have been incorporated into this Water License No. 5240-3. Priority dates of August 31, 1976 (Well #1 - Permit No. 2986-3) and December 5, 1978 (Well #2 - Permit No. 4352-3) are retained.

(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 3.78 cubic feet of water per second for beneficial use. The location of the diversion points are: Well #1 - 1600' N and 100' E of the SW corner (NW1/4 SW1/4); Well #2 - 2300' E and 50' N of the SW corner (SW1/4 SW1/4); Section 11, T113N, R66W.

(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:

Section 11, T113N, R66W	NW1/4 NW1/4	34 acres	NW1/4 NE1/4	34 acres
	NE1/4 NW1/4	34 "	NE1/4 NE1/4	34 "
	SW1/4 NW1/4	39 "	SW1/4 NE1/4	34 "
	SE1/4 NW1/4	39 "	SE1/4 NE1/4	34 "
	NW1/4 SW1/4	31 acres	NW1/4 SE1/4	34 acres
	NE1/4 SW1/4	31 "	NE1/4 SE1/4	34 "
			SW1/4 SE1/4	13 "
			SE1/4 SE1/4	34 "
			Total	459 acres

(4) Pursuant to Section 46-5-30.1 Roy Lee Bultman of RR #2 Box 114, Wessington, SD 57381 the holder(s) and/or owner(s) of Incorporated No. 5240-3 is issued a license to appropriate water, the right to use 3.78 cubic feet of water per second from groundwater (two wells) with priority dates of August 31, 1976 and December 5, 1978 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. 5240-3 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Division

SEP 14 1989



Department of Water & Natural Resources

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

5240-3

SEP 14 1989

Roy Lee Bultman
RR #2 Box 114
Wessington, SD 57381

Dear Mr. Bultman:

Enclosed is Water License No. 5240-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 411470 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. 5240-3, 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 Nos. 2986-3 and 4352-3 have been incorporated into this Water License No. 5240-3.



DEAR GENNY:

EARLY THIS YEAR I
SOLD MY FARM. YOU MIGHT
NEED TO SEND THIS FORM
TO THE NEW OWNER

MAX PATRIDGE
19631 203 ST
WESSINGTON, SD 57381
PHONE 605-458-2499

Bullman
110 4th Street SE, Suite B-8 • Huron, SD 57350
(605) 353-6315 • (605) 353-7391 Fax • www.hrmcfoundation.org



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 4, 2007

5240-3

Max & Betty Patridge
13119 Los Alisos
Lamirada CA 90638

Dear Mr. & Mrs. Patridge:

I am writing in follow-up to our January 3rd phone conversation concerning ownership of Water Right No. 5240-3. I have included a copy of the water right for your records.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

Also enclosed is the annual irrigation questionnaire pertaining to the land authorized by this water right. Please complete the form with any irrigation that occurred during 2006. I am enclosing a postage paid envelope for your convenience in returning the transfer form, filing fee and irrigation questionnaire.

If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

JAN 22 2007

WATER RIGHTS
PROGRAM

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

No. **5240-3**

Date: Jan 9-07

I/We request that Water Right No. 5240-3

formerly owned by: Roy Lee Bultman

be transferred to: (name & address)

Max & Betty Patridge, Patridge
Partners, a South Dakota Limited Partnership
19631 376th Av. Wessington, So. Dak. 57381 Telephone No. 605 458 2499
P.O. Box 196 025629217840-5629475472

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

459 acres - NW 1/4, NE 1/4, SE 1/4 and N 1/2 SW 1/4 Section 11, T113N, R66W

I/We understand that the validity of Water Right No. 5240-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Mr. Patridge, the new owner, certify that the above information is true and correct.

Mr. Patridge
(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 Jan 22, 20 07

RECEIVED OF Patridge partners, 19631 4376th Ave., Wessington SD 57381

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	2	50
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>5240-3</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. _____		
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	2.50

No.

02849

By

Darland Erbe

Chief Engineer

gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 1, 2007

5240-3

Max & Betty Patridge, Trustees
Patridge Partners
19631 376th Ave
PO Box 196
Wessington SD 57381

Dear Mr. & Mrs. Patridge:

I am writing to acknowledge receipt of the ownership change and filing fee you submitted for Water Right No. 5240-3. The transfer has been completed. The water right formerly held by Roy Lee Bultman is now listed in your names.

Enclosed is your Receipt No. 02849 in the amount of \$2.50. You may keep this for your records.

If I can answer any questions for you, please contact me.

Sincerely,

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

enclosure