

Considered: _____

WATER PERMIT NO. 5267-3

HAP No. same 563-2840

Name of Applicant Jerry White

Post Office Address Route 2, Box 49, Centerville SD 57014

Amount of Water Claimed 1.3 cfs Total Acres 40

Source of Water Supply ground water 1 well

Water to be used for irrigation County Clay

About 3 miles S of Centerville.

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved 3/2/89 Subject to _____

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

PRIORITY _____ Date Received Jan 23, 1989 Fee \$150⁰⁰/₁₀₀ Remarks _____

1/23/89

Corrected Application Received _____ Period of Annual Use May 1 - Aug 31

WATER QUALITY APPROVAL RECEIVED see No. 3049-3 APPROVED/CONDITIONAL (Circle one)

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

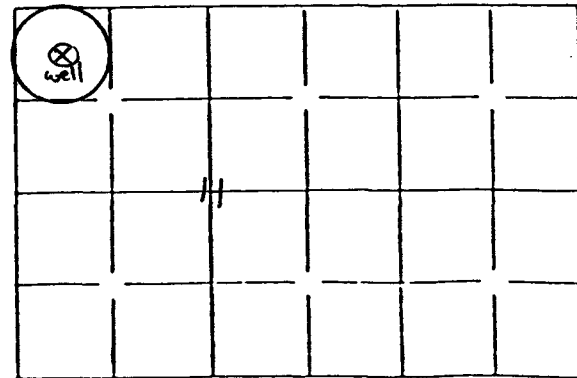
S/w approval for 3049-3 would be adequate if wells are within 2000 ft of each other.

Diversion Point well: NW¹/₄ NW¹/₄ section 11-

T95N-R52W

Land to be Irrigated NW¹/₄ NW¹/₄ section 11-

T95N-R52W



Well Log: Driller Wetmore Drilling Licensed YES ☒ NO _____

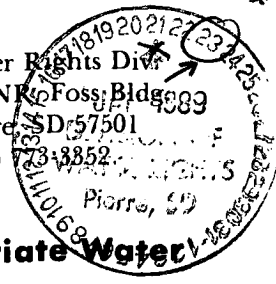
Depth of Well 40 feet REMARKS _____

Type of Map aerial photo PREPARED BY Lanney Nelson Reviewed and the Number

assigned on January 23, 1989 By Ron D. Wall

(See instructions)

No. 5267-3 Hydrologic Unit 10170102
Basin Vermillion River
Newspaper Vermillion Plain Talk, Box 256 (Thur)
Centerville Journal, Box 4 (Thurs)



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 _____

- Name of Applicant Jerry White Phone No. 563-2840
- Post Office Address Rt. 2 Box 49 Centerville State So. Dak. Zip Code 57014
(Street, RR or Box) (City)
- Amount of water claimed (c.f.s.) 1.3 Total acres irrigated 40
- Source of Water supply well
- Location of point of diversion 942' North 42° West of NW Corner Sec. 11
NW 1/4 NW 1/4 Twp. 95 R 52 County Clay
- Counties where water will be used Clay
- Annual period during which water is to be used 1 May through August 31
- List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.
<u>NW 1/4 NW 1/4 Sec. 11</u>	<u>40</u>
<u>Twp 95 R 52</u>	

Land Description	No. Acres Irr.

Attach sheet if more space is needed

- Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: ☒ Gun: ☒ Other: _____ (Specify)
- Crops to be Irrigated: Corn, Beans + Alfalfa
- Give a description of proposed project. (Attach sheet if more space is needed)

What I want to do is irrigate the 40A with a 4 Tower Center Pivot. But since time is running short, I might use a gun the first year. The crops which I will irrigate are corn and alfalfa + Beans.

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 Turner)^{ss}

I, Jerry White, 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 Jerry White

Subscribed and sworn to before me this 20th day of January 19 89

Date 5-18-96
Commission Expires

[Signature]
Notary Public

**SOUTH DAKOTA
WATER PERMIT No. 5267-3 FOR IRRIGATION**

Date of first receipt of application January 23, 1989.
Date Soil/Water Compatibility Permit received (See No. 3049-3).

The Water Management Board approved Water Permit Application No. 5267-3 on March 2, 1989 for Jerry White, Route 2, Box 49, Centerville SD 57014 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. 5267-3 appropriates 1.3 cfs from one well, 40 feet deep to irrigate 40 acres. The well and the acreage to be irrigated are both to be located in the NW 1/4 NW 1/4 Section 11, T95N, R52W..
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: May 1 - August 31.
3. The date from which applicant may claim right is January 23, 1989.
4. One-fifth of the construction is to be completed on or before September 2, 1991.
5. All construction is to be completed on or before March 2, 1994.
6. Water is to be put to beneficial use on or before March 2, 1998.
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. Approval of Permit No. 5267-3 authorizes a maximum diversion rate of 0.57 cfs.
2. The well authorized pursuant to this permit shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04.
3. 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.
4. This permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: _____

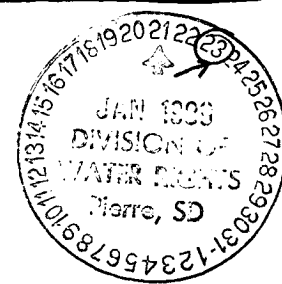
Chief Engineer, Water Rights Division
Department of Water and Natural Resources

MAY 30 1989

(date)

Supplemental Information

(type or print in ink)



1. Well Information - Proposed construction

- a) Drill Hole Diameter 22" Depth 40'
- b) Casing Type slotted Plastic Diameter 16" Thickness 1/2
- c) Screen Type PVC 100 Diameter 16" Thickness 1/2
- d) Gravel Pack Thickness 3" Length of Gravel Pack 30'
- e) Depth to Top of Water Bearing Material 3'
- f) Depth to Water (ground surface to water level) 10 1/2'
- g) Distance to nearest existing domestic well:
- On applicants property 120 Rods On property owned by others 1 Mile

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Primary Outlet Capacity _____
 If Pipe, diameter _____

f) Secondary Spillway Capacity _____
 Spillway width _____

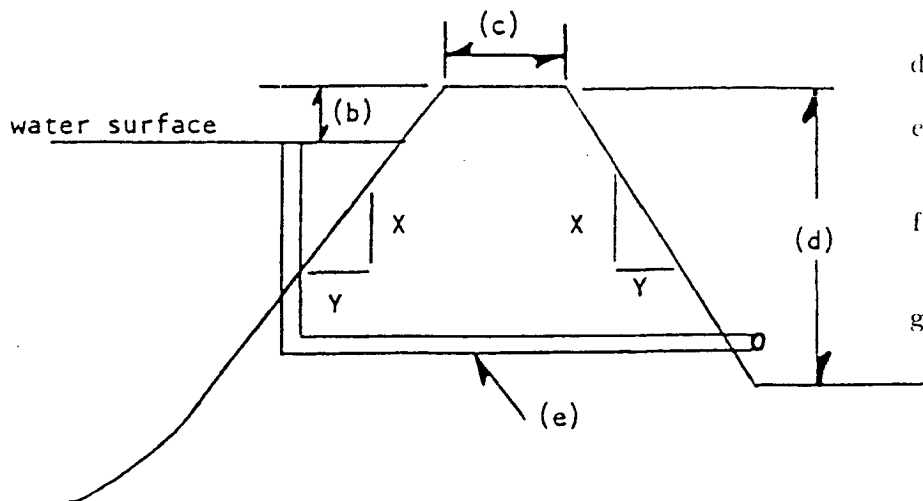
g) X & Y Slope
 Upstream _____

Downstream _____

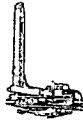
Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Signature of Applicant _____



WETMORE DRILLING

P.O. BOX 577 · ELK POINT, SOUTH DAKOTA 57025 · (605) 356-3272



1-20-89

TEST HOLE:

Jerry White
Rt.2 Box 49
Centerville, SD 57014

Center of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec 11 T95N R5 2W

0 - 3'	Topsoil
3 - 39'	coarse sand & gravel
39 - 41'	shale

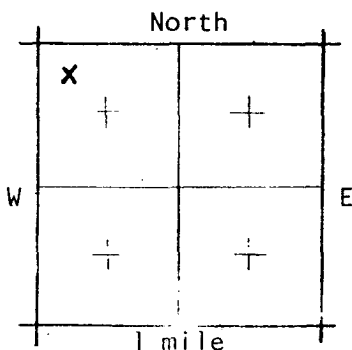
Wetmore Drilling
James Wetmore
James Wetmore
PO Box 577
Elk Point SD 57025

Location NW 1/4 NW 1/4 Sec 11 Twp T95N Rg R52W

County

Clay

Please mark well location with an "X"

Well Completion Date Dec. 29, 1989

PROPOSED USE:

☐ Domestic ☐ Municipal ☐ Test Holes
☒ Irrigation ☐ Industrial ☐ Stock

Method of Drilling:

Rotary

WELL CONSTRUCTION:

Diameter of hole 20 inches Depth 54 feetCasing: ☐ Steel ☒ Plastic ☐ Other

Specify _____

 Pipe Weight Diameter From To
 _____ lb/ft 15 inches 0 feet 54 feet
 _____ lb/ft _____ inches _____ feet _____ feet
Was a well screen used? ☒ Yes ☐ No

If Not Specify _____

Screen Type Slotted plastic Slot Size 50Length 40 ft Diameter 15 in.Was Casing left open end? ☐ Yes ☒ NoWas a Packer or seal used? ☐ Yes ☒ No

If so what material? _____

Was well gravel packed? ☒ Yes ☐ NoWas well grouted? ☒ Yes ☐ No

Describe grouting procedure _____

Grouted first 15 ft.To what depth? 15 FeetWhat was grouting material? cementIf cement, how many sacks? 10Location of packer(s) and screen or perforated pipe 15 ft to 54 ft.WAS WELL PLUGGED OR ABANDONED ☐ Yes ☒ No

If so how and with what material? _____

Well Owner:

Name

Jerry White

Address

Centerville, South Dakota

Well Log:

Depth

Formation

From

To

Top soil0'2'Clay2'6'Sand and gravel6'20'Gravel20'40'Gravel40'54'

STATIC WATER LEVEL _____ Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other

If other; specify _____

Can well be completely shut off? _____

WELL TEST DATA:

☐ Pumped☐ Bailed☐ Other

Describe: _____

Pumping Level Below Land Surface

_____ ft. After _____ Hrs. pumped _____ GPM

_____ ft. After _____ Hrs. pumped _____ GPM

_____ ft. After _____ Hrs. pumped _____ GPM

Remarks:

Has not test pumpedThis well was drilled under license # 366

and this report is true and accurate.

Vant Hul & Sons, Inc. Duane Vant Hul
 Drilling Firm Signed by
Dec. 29, 1989

Date

Conversation or File Documentation

NAME OF PERSON OR FILE: Jerry WhiteADDRESS: Route 2, Box 49, Center ville SD COUNTY ClayDATE: January 23, 1989 TELEPHONE 563-2840RE: Soil/Water Compatibility

COMMENTS:

Contacted Jim Stukel regarding soil/water compatibility requirements for an application to irrigate the NW $\frac{1}{4}$ /NW $\frac{1}{4}$ section 11-T95N-R52W. Jim Stukel stated the acreage was covered by a soil/water permit approved in connection with Water Right No. 3049-3. Mr Stukel stated the well needs to be located within 2000 feet of the location specified on W.R. No. 3049-3.

1/23/89

Contacted Jerry White and informed him that the production well needs to be located within 2000 feet of the existing well. Told Mr. White the production well should be constructed to the SW of the pivot center to ensure the 2000 feet distance requirement is met, if the water permit is approved.

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: Ron Duvall

ATION
ON
91

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(THIS FORM REQUIRED FOR PROPOSED GROUND WATER IRRIGATION ONLY)



NAME Levy White
ADDRESS Centerville S.Dak
COUNTY Clay

LEGAL DESCRIPTION

1. WELL LOCATION 114 Rds 458 SW 1/4 Sec 10 T42N R12E
2. LOCATION OF AREA TO BE IRRIGATED SW 1/4, NE 1/4, SE 1/4, E 1/4

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT _____ GUN _____
4. CROPS TO BE IRRIGATED Corn Soybeans Alfalfa

WATER QUALITY

5. SAMPLE NUMBER 76-1299
6. SALINITY (EC X 10⁶) 842 (moderately high)
7. SODIUM (SAR) 0.02 (low)
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and: the soils information has been acquired from Clay Conservation District, County Extension office or Soil Conservation Service. 1 and: that the legal description for the location of the well and land to be irrigated is true and correct.

SUBSCRIBED AND SWORN BEFORE ME THIS
DAY OF Sept 19 76.

(TITLE OR SEAL)

APPLICANT'S SIGNATURE

Approval does not imply that this project can be carried out successfully in all circumstances. Individual managers will, to a large degree, determine the relative success of this venture.

APPROVED/DISTRICT

(SOILS INFORMATION ON REVERSE SIDE)

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411599

Pierre, January 23, 19 89

RECEIVED OF Jerry White, Rt2 Box 49, Centerville, SD 57014

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

Fee for Application for Permit No. <u>5267-3</u> to Appropriate Water, to construct works and to put water to beneficial use	150	00
Fee for Application for Permit No. _____ to Appropriate Water for Future Use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	150 00

By

John Hatch / mra
Chief Engineer



SYMBOL CLASS
52 II_s3

Ent: loam 0 - 3 % slopes. Well drained, nearly level, loamy
silt on uplands and terraces. Formed in glacial melt water
deposits. Moderate to high in organic matter. Permeability is
moderate in the subsoil and rapid in the underlying gravelly
sand. Available water capacity is low. Somewhat draughty be-
cause of underlying gravelly sand as shallow as 14 to 20 inches.
Pasture Group D.

SYMBOL CLASS
203 II_w3

Lamo silty clay loam, 0 to 1% slopes--Deep, somewhat poorly
drained, level soils on flood plains. High water holding capa-
city. High in organic matter content. Permeability is moderately
slow. Runoff is slow. Wetness and high water table are main
problems. Pasture Group A.

NOT TO SCALE

Handwritten annotations on the map include:

- Top Left:** A yellow rectangle highlights a section. Inside it, the number "52" is written. Above it, "203" is written. To the right, "82.8" and "T1471" are written. Further right, "(9-208)" and "T1539" are written. To the right of that, "(9-267)" and "T1432" are written. To the right of that, "8.6" and "T1432" are written. To the right of that, "8.6" and "T1432" are written. To the right of that, "8.6" and "T1432" are written.
- Top Right:** "8.6" and "T1432" are written. To the right, "8.6" and "T1432" are written. To the right, "8.6" and "T1432" are written. To the right, "8.6" and "T1432" are written. To the right, "8.6" and "T1432" are written.
- Center:** A thick black line runs through the center. To the right of the line, "203" is written. To the right of "203", "172.8 IRR" and "T1503" are written. To the right of "172.8 IRR", "172.8 IRR" and "T1503" are written. To the right of "172.8 IRR", "172.8 IRR" and "T1503" are written. To the right of "172.8 IRR", "172.8 IRR" and "T1503" are written. To the right of "172.8 IRR", "172.8 IRR" and "T1503" are written.
- Bottom Left:** "172.8 IRR" and "T1503" are written. To the right, "172.8 IRR" and "T1503" are written. To the right, "172.8 IRR" and "T1503" are written. To the right, "172.8 IRR" and "T1503" are written. To the right, "172.8 IRR" and "T1503" are written.
- Bottom Right:** "172.8 IRR" and "T1503" are written. To the right, "172.8 IRR" and "T1503" are written. To the right, "172.8 IRR" and "T1503" are written. To the right, "172.8 IRR" and "T1503" are written. To the right, "172.8 IRR" and "T1503" are written.

Handwritten notes include:

- Top Left:** "Lanny Nelson County Executive Clay County Asses" and "Director" are written.
- Center:** "203" is written.
- Bottom Left:** "172.8 IRR" and "T1503" are written.
- Bottom Right:** "172.8 IRR" and "T1503" are written.

A red stamp at the bottom right reads "Appl. No. 5267-3".

Appl. No. 5267-3

Report on Application No. 5267-3

Jerry White

January 25, 1989

This application proposes to appropriate 1.3 cfs from one well 40 feet deep to irrigate 40 acres. The well and acreage to be irrigated are located in the NW 1/4 NW 1/4 Section 11, T95N-R52W in Clay County.

Aquifer - Parker-Centerville (PAC)

The Parker Centerville (PAC) is a Pliestocene outwash (sand and gravel) and alluvium under water table conditions in this area. The PAC Aquifer merges with the Upper Vermillion Missouri and Lower Missouri Aquifers in Clay County. The Clay County study indicates the hydrologic connection between the aquifers and with the Vermillion River (Stephens, 1967).

The PAC Aquifer underlies 3700 acres and contains 11,400 acre-feet of recoverable water in storage in Clay County (Hedges, (1982)). The aquifer is hydraulically connected to the PAC in Turner County and the Lower Vermillion Missouri Aquifer in Clay County which underlies 100,800 acres and contains 1.5 million acre feet of recoverable water in Clay County (Hedges, 1983).

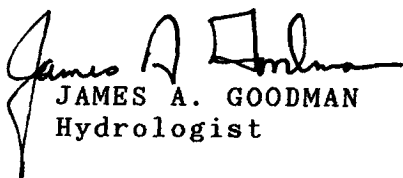
The Division of Water Rights monitors two observation wells in the area of this application. Hydrographs for these wells, TU-77N and CL-80L, are included with this report (Water Rights 1989). Water levels for these monitoring wells correlate with wet and dry climatic conditions, rising during wet or recharge periods and declining during droughts. The affects of pumping are not obvious by looking at the hydrographs.

Review of Existing Water Permits

There are 3 existing permits within 1/2 mile of this application. These are Permit Nos. 182-3, 3049-3 and 3157-3. Each permit is authorized 1 diversion point (1 well) and the wells are approximately the same depth. Interference will not be a problem. Drawdowns caused by pumping high capacity well in aquifers which are very permeable and under water table conditions do not extend very far from the production well.

Conclusions

1. Groundwater is available from the PAC Aquifer.
2. Evidence indicates that the PAC Aquifer in Clay County is hydraulically connected to the Lower Vermillion Missouri Aquifer and the Vermillion River.
3. Interference should not be a problem. There are existing irrigation wells in the area which have been in use with no problems. Because of the aquifer characteristics no interference problems are expected.
4. This application requests 1.3 cfs. Statutory limitations in SDCL 46-5-6 specify 1 cfs for each 70 acres. This application also requests irrigation of 140 acres. The rate of diversion for 40 acres should not exceed .57 cfs.
5. The production well will be requested to be completed in accordance with SD Well Construction Rules.
6. Recent studies have indicated that agricultural land use and practices above shallow aquifers under water table conditions can cause degradation of water quality in the aquifer.


JAMES A. GOODMAN
Hydrologist

Bibliography

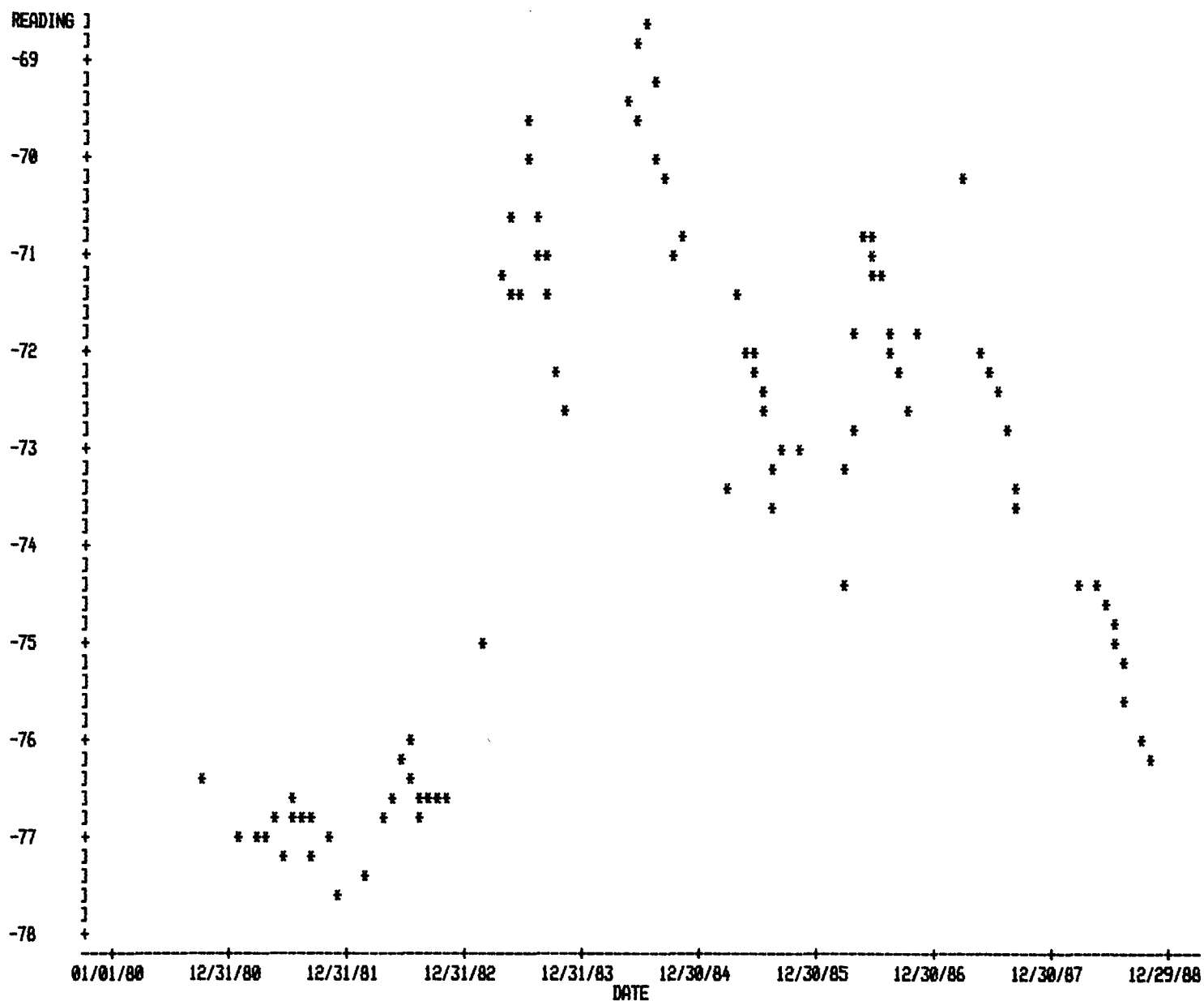
- Hedges, L.S., 1982, Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River, SD and Iowa. for US Army Corps of Engineers, SD DWNR, SDGS, Vermillion, SD 57069
- Stephens, J.C., 1967, Part II - Water Resources, Geology and Hydrology of Clay County, South Dakota, SDGS Bulletin 19, SDGS, Vermillion, SD 57069
- Water Rights, 1989, Observation Well Records in Turner and Clay Counties, S.D., SD DWNR, Division of Water Rights, Joe Foss Bldg, Pierre, SD 57501

OBS_WELL	OBSERVATION WELL LOCATION	WATER LEVELS DATE	READING
CL-80K	095N-52W-12AAAA	10/21/80	-76.5
CL-80K	095N-52W-12AAAA	01/28/81	-77.0
CL-80K	095N-52W-12AAAA	03/25/81	-77.1
CL-80K	095N-52W-12AAAA	05/06/81	-77.1
CL-80K	095N-52W-12AAAA	06/01/81	-76.8
CL-80K	095N-52W-12AAAA	06/24/81	-77.2
CL-80K	095N-52W-12AAAA	07/06/81	-76.8
CL-80K	095N-52W-12AAAA	07/29/81	-76.6
CL-80K	095N-52W-12AAAA	08/12/81	-76.9
CL-80K	095N-52W-12AAAA	08/27/81	-76.9
CL-80K	095N-52W-12AAAA	09/15/81	-77.3
CL-80K	095N-52W-12AAAA	10/27/81	-77.1
CL-80K	095N-52W-12AAAA	12/09/81	-77.6
CL-80K	095N-52W-12AAAA	03/01/82	-77.5
CL-80K	095N-52W-12AAAA	05/04/82	-76.9
CL-80K	095N-52W-12AAAA	06/01/82	-76.7
CL-80K	095N-52W-12AAAA	06/16/82	-76.2
CL-80K	095N-52W-12AAAA	06/29/82	-76.2
CL-80K	095N-52W-12AAAA	07/14/82	-76.1
CL-80K	095N-52W-12AAAA	07/27/82	-76.4
CL-80K	095N-52W-12AAAA	08/10/82	-76.7
CL-80K	095N-52W-12AAAA	08/23/82	-76.9
CL-80K	095N-52W-12AAAA	09/09/82	-76.7
CL-80K	095N-52W-12AAAA	10/07/82	-76.6
CL-80K	095N-52W-12AAAA	11/08/82	-76.6
CL-80K	095N-52W-12AAAA	03/01/83	-75.1
CL-80K	095N-52W-12AAAA	04/20/83	-71.3
CL-80K	095N-52W-12AAAA	05/18/83	-70.6
CL-80K	095N-52W-12AAAA	05/31/83	-71.4
CL-80K	095N-52W-12AAAA	06/14/83	-71.4
CL-80K	095N-52W-12AAAA	07/13/83	-69.7
CL-80K	095N-52W-12AAAA	07/25/83	-70.0
CL-80K	095N-52W-12AAAA	08/09/83	-70.6
CL-80K	095N-52W-12AAAA	08/21/83	-71.0
CL-80K	095N-52W-12AAAA	08/31/83	-71.0
CL-80K	095N-52W-12AAAA	09/14/83	-71.4
CL-80K	095N-52W-12AAAA	10/17/83	-72.3
CL-80K	095N-52W-12AAAA	11/16/83	-72.7
CL-80K	095N-52W-12AAAA	05/09/84	-69.4
CL-80K	095N-52W-12AAAA	05/23/84	-69.4
CL-80K	095N-52W-12AAAA	06/06/84	-69.6
CL-80K	095N-52W-12AAAA	06/20/84	-68.9
CL-80K	095N-52W-12AAAA	07/19/84	-68.6
CL-80K	095N-52W-12AAAA	08/01/84	-69.2
CL-80K	095N-52W-12AAAA	08/15/84	-70.0
CL-80K	095N-52W-12AAAA	08/29/84	-70.3
CL-80K	095N-52W-12AAAA	10/02/84	-71.0
CL-80K	095N-52W-12AAAA	11/07/84	-70.9
CL-80K	095N-52W-12AAAA	03/20/85	-73.5
CL-80K	095N-52W-12AAAA	04/30/85	-71.5
CL-80K	095N-52W-12AAAA	05/22/85	-72.0
CL-80K	095N-52W-12AAAA	06/07/85	-72.0
CL-80K	095N-52W-12AAAA	06/21/85	-72.2
CL-80K	095N-52W-12AAAA	07/07/85	-72.5
CL-80K	095N-52W-12AAAA	07/20/85	-72.7

OBS_WELL	OBSERVATION WELL LOCATION	WATER LEVELS DATE	READING
CL-80K	095N-52W-12AAAA	08/03/85	-73.3
CL-80K	095N-52W-12AAAA	08/21/85	-73.6
CL-80K	095N-52W-12AAAA	09/18/85	-73.0
CL-80K	095N-52W-12AAAA	10/24/85	-73.1
CL-80K	095N-52W-12AAAA	03/19/86	-74.4
CL-80K	095N-52W-12AAAA	03/31/86	-73.3
CL-80K	095N-52W-12AAAA	04/16/86	-72.8
CL-80K	095N-52W-12AAAA	04/28/86	-71.8
CL-80K	095N-52W-12AAAA	05/29/86	-70.9
CL-80K	095N-52W-12AAAA	06/12/86	-70.9
CL-80K	095N-52W-12AAAA	06/16/86	-71.3
CL-80K	095N-52W-12AAAA	06/26/86	-71.0
CL-80K	095N-52W-12AAAA	07/11/86	-71.3
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CL-80K	095N-52W-12AAAA	06/19/87	-72.3
CL-80K	095N-52W-12AAAA	07/02/87	-72.4
CL-80K	095N-52W-12AAAA	07/17/87	-72.5
CL-80K	095N-52W-12AAAA	08/03/87	-72.9
CL-80K	095N-52W-12AAAA	08/13/87	-72.9
CL-80K	095N-52W-12AAAA	08/27/87	-73.4
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CL-80K	095N-52W-12AAAA	06/24/88	-74.6
CL-80K	095N-52W-12AAAA	07/08/88	-74.8
CL-80K	095N-52W-12AAAA	07/22/88	-75.1
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N= 94

PLOT OF READING*DATE SYMBOL USED IS *



NOTE: 7 OBS HIDDEN

UQ50009 - END OF DATA SET

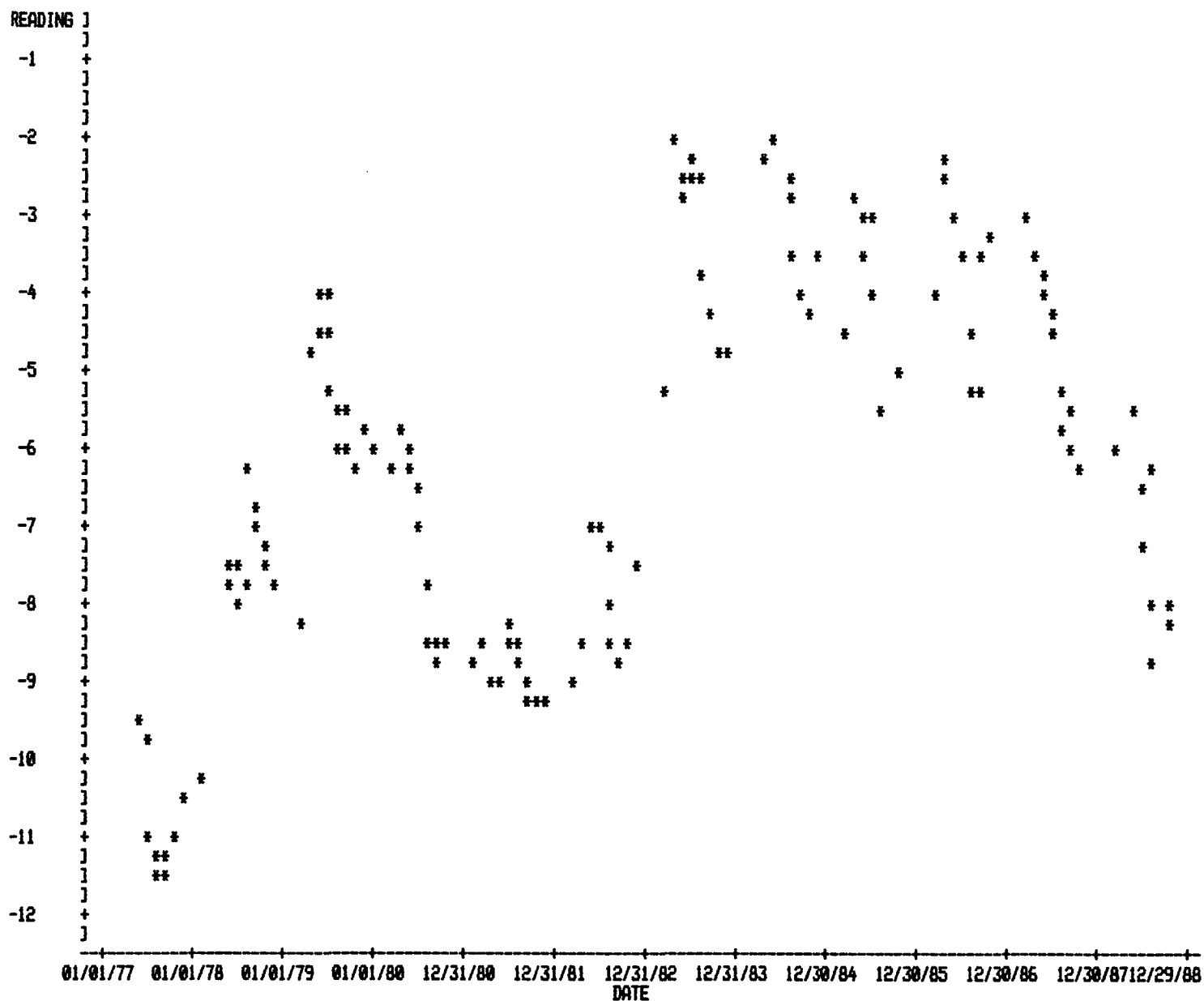
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TU-77N	096N-52W-34CCCC	07/08/78	-7.5
TU-77N	096N-52W-34CCCC	07/21/78	-7.7
TU-77N	096N-52W-34CCCC	08/10/78	-6.3
TU-77N	096N-52W-34CCCC	08/30/78	-6.8
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TU-77N	096N-52W-34CCCC	05/09/79	-4.1
TU-77N	096N-52W-34CCCC	06/07/79	-4.5
TU-77N	096N-52W-34CCCC	06/22/79	-3.9
TU-77N	096N-52W-34CCCC	07/05/79	-4.6
TU-77N	096N-52W-34CCCC	07/19/79	-5.2
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TU-77N	096N-52W-34CCCC	07/22/80	-7.8
TU-77N	096N-52W-34CCCC	08/05/80	-8.5
TU-77N	096N-52W-34CCCC	08/20/80	-8.6
TU-77N	096N-52W-34CCCC	09/04/80	-8.7
TU-77N	096N-52W-34CCCC	09/17/80	-8.6
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TU-77N	096N-52W-34CCCC	06/25/81	-8.5

OBS_WELL	OBSERVATION WELL LOCATION	WATER LEVELS DATE	READING
TU-77N	096N-52W-34CCCC	07/06/81	-8.3
TU-77N	096N-52W-34CCCC	07/16/81	-8.3
TU-77N	096N-52W-34CCCC	07/30/81	-8.8
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TU-77N	096N-52W-34CCCC	04/16/86	-2.5
TU-77N	096N-52W-34CCCC	04/28/86	-2.3
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OBS_WELL	OBSERVATION WELL LOCATION	WATER LEVELS DATE	READING
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TU-77N	096N-52W-34CCCC	05/06/87	-3.6
TU-77N	096N-52W-34CCCC	05/20/87	-4.0
TU-77N	096N-52W-34CCCC	06/04/87	-3.8
TU-77N	096N-52W-34CCCC	06/19/87	-4.2
TU-77N	096N-52W-34CCCC	07/02/87	-4.5
TU-77N	096N-52W-34CCCC	07/17/87	-4.3
TU-77N	096N-52W-34CCCC	08/03/87	-5.2
TU-77N	096N-52W-34CCCC	08/13/87	-5.8
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TU-77N	096N-52W-34CCCC	09/16/87	-5.6
TU-77N	096N-52W-34CCCC	10/28/87	-6.3
TU-77N	096N-52W-34CCCC	03/24/88	-6.0
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TU-77N	096N-52W-34CCCC	08/19/88	-8.7
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NOTE: 12 OBS HIDDEN

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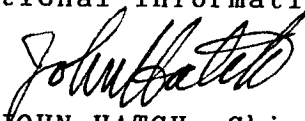
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5267-3, Jerry White

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. 5267-3, Jerry White, Route 2, Box 49, Centerville SD.

The Chief Engineer is recommending APPROVAL of Application No. 5267-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

1. Approval of Permit No. 5267-3 authorizes a maximum diversion rate of 0.57 cfs.
2. The well authorized pursuant to this permit shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04.
3. 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.
4. 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
January 26, 1989

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

NOTICE OF HEARING on Application No. 5267-3 to Appropriate Water

Notice is given that Jerry White, Rt 2, Box 49, Centerville, SD 57014 has filed an application for a water permit to appropriate 1.3 cubic feet of water per second from one well 40 feet deep to irrigate 40 acres. The well and acreage to be irrigated are both to be located in the NW 1/4 NW 1/4, Section 11, T95N-R52W.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5267-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) 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.



Department of Water & Natural Resources

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

January 26, 1989

Centerville Journal
Box H
Centerville, SD 57014

Dear Sir:

Enclosed is a Notice of Hearing on Application No. 5267-3 to be published twice. Please publish the first notice on or before February 2, 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 Jerry White, Rt 2, Box 49, Centerville, SD 57014.

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 _____





Department of Water & Natural Resources

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

January 26, 1989

Vermillion Plain Talk
Box 256
Vermillion, SD 57069

Dear Sir:

Enclosed is a Notice of Hearing on Application No. 5267-3 to be published twice. Please publish the first notice on or before February 2, 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 Jerry White, Rt 2, Box 49, Centerville, SD 57014.

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



 **Department of
Water & Natural Resources**

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

January 26, 1989

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

Jerry White
Rt 2, Box 49
Centerville, SD 57014

Dear Mr. White:

Your Application No. 5267-3 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 Publishers of the Vermillion Plain Talk and the Centerville Journal printed at Vermillion and Centerville SD. For your information, a copy of the notice is enclosed. The recommendation of the Chief Engineer and a report on the application will be sent to you later. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspapers to authorize publication of your Notice of Intent to Appropriate Water and to arrange for payment. Early contact with the papers can eliminate delays. The publishers have 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



NOTICE OF HEARING
on Application No. 5267-3 to
Appropriate Water

No. _____

Notice is given that Jerry White, Rt. 2, Box 49, Centerville, SD 57014 has filed an application for a water permit to appropriate 1.3 cubic feet of water per second from one well 40 feet deep to irrigate 40 acres. The well and acreage to be irrigated are both to be located in the NW 1/4 NW 1/4, Section 11, T95N-R52W.

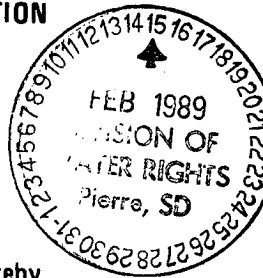
Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of application No. 5267-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) it is in the public interest. This application will be considered by the water Management Board at the Howard Johnson's, Roosevelt Room, I-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

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Turner) ss.



I, Douglas Hustrulid hereby

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

Water was taken from the Centerville Journal

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 Centerville

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

February 2, 1989

February 9, 1989

Douglas Hustrulid
(Signature)

Publisher
(Title)

2-14-89
(Date Signed)

Cost of Printing: \$ 38.66

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.

Publish February 2 and February 9, 1989

AFFIDAVIT OF PUBLICATION

State of South Dakota, County of Clay, ss.

Crystal J. Willroth

Being first duly sworn, deposes and says: That he/she is a resident of the County of Clay and State of South Dakota; that

THE PLAIN TALK

is a legal newspaper of general circulation, printed and published in Vermillion, in said County and State, by Broadcaster Press, Inc., and is now and has been such newspaper continuously during all the times hereinafter mentioned; that affiant is and was during all the time hereinafter mentioned in charge of the advertising department thereof, and has personal knowledge of all the facts stated in this affidavit: and that the notice and advertisement headed:

NOTICE OF HEARING

On Application No. 5267-3 to

Appropriate Water

a printed copy of which is hereunto attached and made a part hereof, was printed and published in the said newspaper at least once in each week

for two successive weeks; that said newspaper at the time of the first publication of said notice hereinafter stated, had, and still has, a bona fide circulation of over two hundred paid copies weekly, and had been published in the said county of Clay for more than one year immediately prior to the date of the said publication of said notice, and that said newspaper during said times, was, and is, printed in part in an office maintained at said city of Vermillion, the said place of publication; that the first publication of said notice is said newspaper as

aforesaid was on Thursday, the 2 day of February 1989, and that the succeeding publications were severally

on Thursday, the 9 day of February, 1989

on Thursday, the _____ day of _____, 19____

on Thursday, the _____ day of _____, 19____

on Thursday, the _____ day of _____, 19____

that the fees charged for the printing and publication of the said notice and advertisement in said newspaper as aforesaid were

thirty-four dollars and 02 cents

and that said fees for the printing and publishing of said notice and advertisement have been fully paid; that the full amount of the fee charged for the publishing of the said attached annexed notice and advertisement inures to the benefit of the publisher of the said newspaper, that no agreement or understanding for the division thereof has been made with any other person and that no part thereof has been agreed to be paid to any other person whomsoever.

Crystal J. Willroth

Subscribed and sworn to before me this 10th

day of February, 1989

Don E. Willroth
My Commission Expires
April 17, 1989

Notary Public



NOTICE OF HEARING
on Application No. 5267-3
to Appropriate Water

Notice is given that Jerry White, Rt. 2, Box 49, Centerville, SD 57014 has filed an application for a water permit to appropriate 1.3 cubic feet of water per second from one well 40 feet deep to irrigate 40 acres. The well and acreage to be irrigated are both to be located in the NW ¼ NW ¼, Section 11, T95N-R52W. Pursuant to SDCL 46-2A-2, the Chief

Engineer of the Water Rights Division recommends APPROVAL of Application No. 5267-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) 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 a.m. 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.

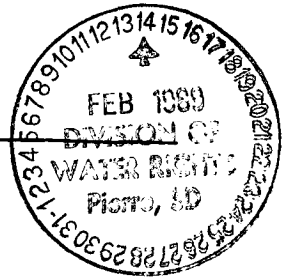
Any interested person that intends to participate in the hearing before the Board by presenting evidence or cross-examining witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and Chief Engineer by February 17, 1989. The Chief Engineer's address is "Water Rights Division, 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

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.

Publish: February 2 & 9, 1989



PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County OF CLAY) ss.

I, CRYSTAL WILLROTH hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the PLAIN TALK

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 Vermilion

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

FEBRUARY 2, 1989

FEBRUARY 9, 1989

Capital P. Wilster
(Signature)

Bookkeeper
(Title)

2-10-89
(Date Signed)

Cost of Printing: 34.02

5, 6

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

NOTICE OF HEARING on Application No. 5267-3 to Appropriate Water

Notice is given that Jerry White, Rt 2, Box 49, Centerville, SD 57014 has filed an application for a water permit to appropriate 1.3 cubic feet of water per second from one well 40 feet deep to irrigate 40 acres. The well and acreage to be irrigated are both to be located in the NW 1/4 NW 1/4, Section 11, T95N-R52W.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5267-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) 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.

Published Feb. 2 & 9 1989

 **Department of
Water & Natural Resources**

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

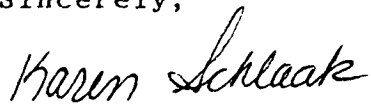
February 14, 1989

Jerry White
Rt 2, Box 49
Centerville SD 57014

Dear Mr. White:

Enclosed are the Report and Recommendation of the Chief Engineer
for Water Permit No. 5267-3.

Sincerely,


KAREN SCHLAAK
Senior Secretary
605 773-3352

enclosure





Department of Water & Natural Resources

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

MAY 30 1989

Jerry White
Rt 2, Box 49
Centerville SD 57014

Dear Mr. White:

Enclosed is Water Permit No. 5267-3 as approved by the Water Management Board authorizing you to construct your water diversion system and put the water to beneficial use, not exceeding the limits as specified in the Water Permit.

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 the Water License may be issued, thus completing your acquisition of a Water Right.

Very truly yours,

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

enclosures

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.



Permit No. 5267-3
Vermillion River - Water District

Report of Examination of Works and/or Application of Water to Beneficial Use

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

I have this day, September 26, 2007, made a thorough examination of the water use system constructed by Jerry White of 46186 300th St, Centerville SD 57014 holder of Permit No. 5267-3, bearing the priority of January 23, 1989 authorizing the diversion of 1.3 cu. ft. per second of the waters of Parker Centerville Aquifer for irrigation purposes, in Clay County.

Inspection contact & relationship **Jerry White – owner (605) 563-2840**
to permit holder, if applicable:

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Vant Hul & Sons, Inc.
- 2) No. of Wells 1
- 3) Depth(s) 54 feet
- 4) Well log is available yes
- 5) Comment:

Casing:

- 1) Diameter 15 inches
- 2) Length 14 feet
- 3) Type pvc

Screen:

- 1) Type pvc
- 2) Length 40 feet
- 3) Static water level 19 feet

Pump:

- 1) Make Fairbanks Morse
- 2) Model
- 3) Size
- 4) Capacity 600 GPM

Motor:

- 1) Make John Deer
- 2) Model No. 101-100
- 3) Horsepower rating 100 hp

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

- 1) Type aluminum
- 2) Size 10 inches
- 3) Length 70 feet

C. Works used to apply water to beneficial use:

Center pivot:

- 1) Make Valley Electric
- 2) Overall length 645 feet
- 3) Number of towers 5
- 4) End gun yes
- 5) High or low pressure low
- 6) Capacity 600 GPM

Chemigation Equipment:

- 1) Does chemigate no

D. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by yes
- 2) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period yes
- 3) Exceptions to compliance are: none

The system is in good condition with the point(s) of diversion located as follows: 700' S and 600' E of the NW corner Section 11-T95N-R52W in the NW¼ NW¼ Section 11; 43.06735, -96.961706. The works are capable of diverting and conveying to the place of use 1.33 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:

Section 11-T95N-R52W:

NW¼ NW¼ 30 acres

comprising a total of 30 acres of land and the license should be issued for 1.33 cfs.**

All structures, wells and lands on map yes

**The statutory limit for 30 acres is 0.43 cfs.

Comments or other permit(s) associated with the project:



Lynn Beck

Natural Resources Engineer Specialist
DENR, Water Rights Program

Date report completed: November 2, 2007



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 5, 2009

5267-3

Jerry White
46186 300th St
Centerville SD 57014

Dear Mr. White:

On September 26, 2007 the investigation of your water use system, including application of water to beneficial use, as developed under Water Permit No. 5267-3, was completed by Lynn Beck, a staff engineer with our program. The inspection found water was diverted from a 54' deep well through a 5 tower center pivot at a rate of 600 gallons per minute to irrigate 30 acres in the NW ¼ NW ¼ Section 11, T95N, R52W.

After the inspection, we sent a letter to you requesting payment of the licensing of fee of \$50.00. I realized when reviewing the file today that the fee was not received and we did not follow up by contacting you again. I apologize for the delay.

State law requires that we charge a \$50.00 fee for the investigation and issuance of the water license. Upon receipt of the \$50.00 fee from you, we will complete processing your water license. The check or money order for the fee should be made payable to the **"Water Rights Program"**.

Your licensed water right will be similar to a property right that can not be lost as long as the water use continues and you abide by the permit requirements.

If you have any questions regarding the water permit, investigation of your water use system or payment of the fee, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 6/26, 20 09

RECEIVED OF Jerry White 46186 300th St Centerville SD 57014

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50 00	
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>5267-3</u>		
Fee for Filing Transfer Form _____		
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. _____	50 00	
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. 04106

By

Shirley Erbe
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

AUG 14 2009

5267-3

Jerry White
46186 300th St
Centerville SD 57014

Dear Mr. White:

Enclosed is Water License No. 5267-3. This is the final water right document completing your process of obtaining a Water Right. Included with the license is a map prepared by the staff engineer who conducted the field investigation and your Receipt No. 04166 in the amount of \$50.00 which you paid for the investigation 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. 5267-3, 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.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

**STATE OF SOUTH DAKOTA
WATER LICENSE NO. 5267-3**

(1) Jerry White, 46186 300th St, Centerville SD 57014 made Application No. 5267-3, January 23, 1989 for a water permit to divert 0.57 cubic feet of water per second (cfs) from ground water (one well), Clay County, South Dakota for irrigation purposes. Permit No. 5267-3, with a priority date of January 23, 1989 was approved March 2, 1989 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before March 2, 1994 and the application to beneficial use of water on or before March 2, 1998.

The original application requested 1.30 cfs or approximately 600 gallons per minute (gpm). Upon approval of the water permit, the Water Management Board reduced the requested diversion rate down to the statutory limit of one cfs per 70 acres irrigated. The statutory limit for 40 acres is 0.57 cfs or approximately 260 gpm. An investigation of the water use system for licensing purposes found 30 acres developed for irrigation. The statutory limit for 30 acres is 0.43 cfs (193 gpm)

(2) It is certified that the permit holder 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 0.43 cubic feet of water per second for beneficial use. The location of the diversion point is 700 feet S and 600 feet E of the NW corner of Section 11, T95N, R52W (NW ¼ NW ¼).

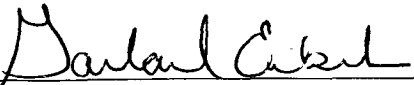
(3) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

Section 11, T95N, R52W NW ¼ NW ¼ 30 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Jerry White, 46186 300th St, Centerville SD 57014 the holder and/or owner of Water Right No. 5267-3 is issued a license to appropriate water, the right to use 0.43 cubic feet of water per second from ground water (one well) with a priority date of January 23, 1989 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 South Dakota Water Law, any limitations or conditions listed in Water Right No. 5267-3 and subject to the following qualifications:

- Approval of Permit No. 5267-3 authorizes a maximum diversion rate of 0.57 cfs. ***Based on the developed acreage, a total of 0.43 cfs is now authorized.***
- The well authorized pursuant to this water right shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04. ***Well drilled by Vant Hul * Sons Inc and log is on file with Water Rights Program.***
- The well approved under this water right will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner 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.
- This water right is approved subject to the irrigation water use questionnaire being submitted each year.



Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

AUG 14 2009

date



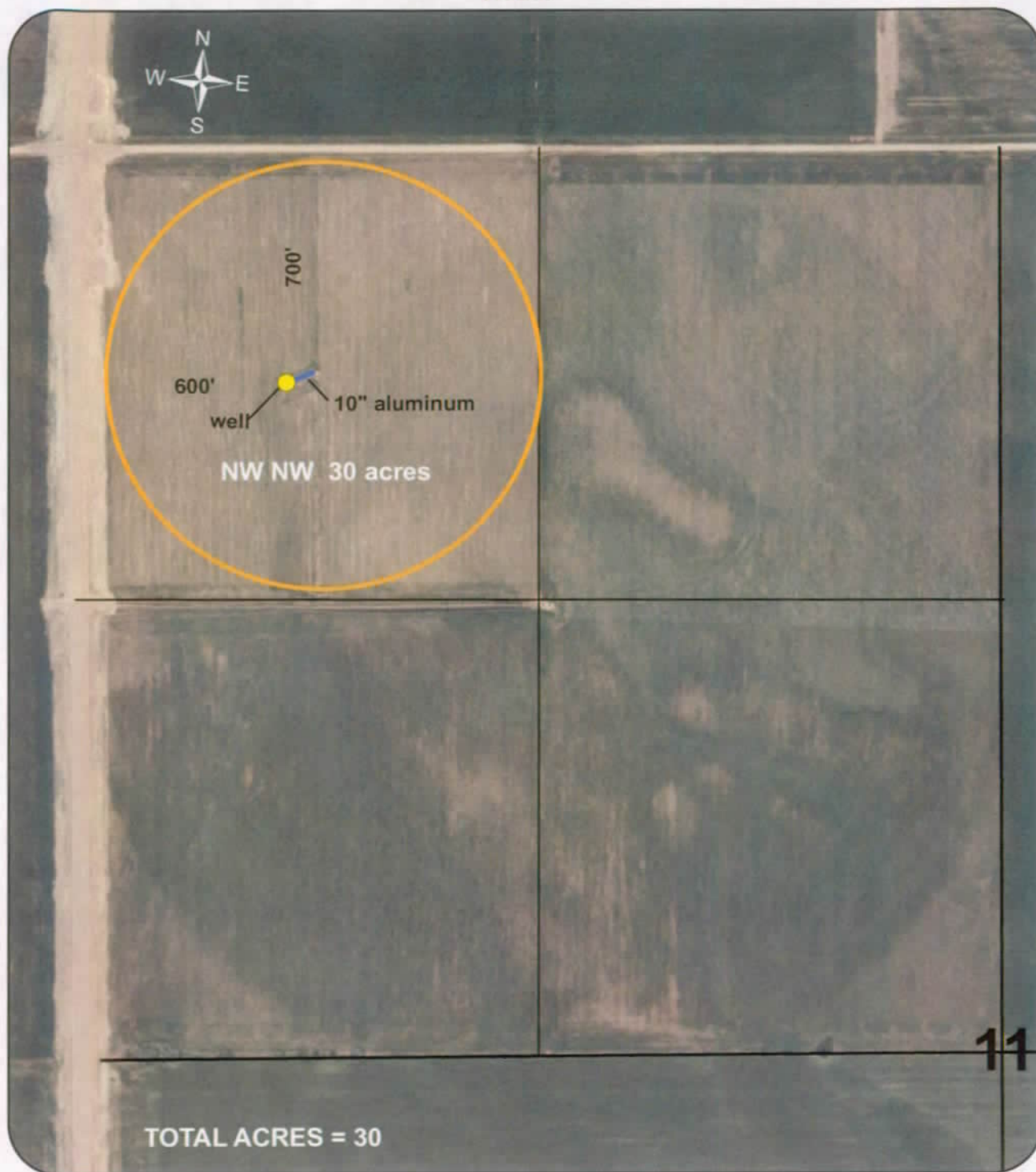
WATER RIGHT NO. 5267-3

Jerry White

November 2, 2007

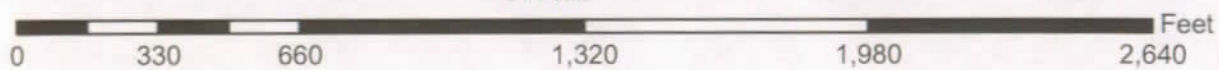
R52W

T95N

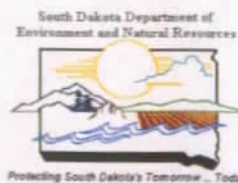


TOTAL ACRES = 30

SCALE



Lynn Beck
Lynn Beck
Natural Resources Engineer Specialist
DENR - Water Rights Program





**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: JERRY WHITE, 46186 300TH ST, CENTERVILLE, SD 57014 6129

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

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaires

Our records indicate that the 2009 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 3049-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 5267-3 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) 5267-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3049-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the 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/asp>

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 25, 2010

3049-3
5267-3

Jerry White
46186 300th St
Centerville SD 57014-6129

Dear Mr. White:

I am writing to acknowledge receipt of your 2009 irrigation questionnaires. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right Nos. 3049-3 and 5267-3.

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

If you have any questions, please contact me.

Sincerely,

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



5267-3
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 24, 2012

NOTICE

TO: JERRY WHITE, 46186 300TH ST, CENTERVILLE, SD 57014 6129

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

SUBJECT: Reporting Requirement for 2011 Irrigation Questionnaires

Our records indicate that the 2011 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 14, 2011. The Water Management Board has directed that owners of water permits who have not submitted the 2011 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 3049-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 5267-3 qualification:

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

The hearing will be held at **10:00 am, March 7, 2012** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 5267-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3049-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaire(s) is (are) received in this office on/or before **March 2, 2012**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link:
<http://denr.sd.gov/iq.aspx>

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.

5267-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 1, 2012

3049-3
5267-3

Mary White
46186 300th St
Centerville SD 57014

Dear Mrs. White:

I am writing to acknowledge receipt of the 2011 irrigation questionnaires for Water Right Nos. 3049-3 and 5267-3. You may disregard the January 24, 2012, "Notice" concerning reporting requirements for these water rights.

Thank you for letting us know that ownership of the water rights needs to be changed to your name. Enclosed are partially completed Notice of Transfer of Ownership forms for filing the ownership changes. Upon completion, please return the forms to our office with a required filing fee of \$50.00 each (total of \$100). The check or money order for the fee can be made payable to the Water Rights Program.

With this mailing, I have included copies of both water rights. You may keep these for your records. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

enclosures

RECEIVED

FEB - 8 2012

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 5267-3

Date: 2-2-12

I/We request that Water Right No. 5267-3

formerly owned by: Jerry White

be transferred to: (name & address) Mary White

46186 300th St

Centerville SD 57014 Telephone No. 605-563-2840

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

30 acres - NW ¼ NW ¼ Section 11, T95N, R52W

I/We understand that the validity of Water Right No. 5267-3 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 Fifty Dollars (\$50.00) 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 Mary White, the new owner, certify that the above information is true and correct.

Mary White

(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 2/8, 20 12

RECEIVED OF Mary E White 46186 300th St Centerville SD 57014

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>5267-3</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	50 00

No. 05346

By *Lalal White*
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

February 9, 2012

3049-3
5267-3

Mary White
46186 300th St
Centerville SD 57014

Dear Ms. White:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for changing ownership on Water Right Nos. 3049-3 and 5267-3.

The ownership changes have been completed. Water Right Nos. 3049-3 and 5267-3 formerly listed in the name of Jerry White are now listed in your name.

Enclosed for your records are Receipt Nos. 05345 and 05346 in the amounts of \$50.00 each. If you have any questions, please contact me.

Sincerely,

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

enclosures