

Considered: _____

WATER PERMIT NO. 5338A-3

Phone: 515-232-3389

Name of Applicant Allison Farm Account

Post Office Address 1434 Linden Drive, Ames, IA 50010

Amount of Water Claimed no add'l (1.85) Total Acres no add'l (130)

Source of Water Supply groundwater

Water to be used for irrigation County Grant

About 16 miles West of Milbank

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY _____ Date Received 2/22/90 Fee \$50.00 Remarks amendment to

place well near NE corner of section instead of at the center

Corrected Application Received 4/11/90 Period of Annual Use _____

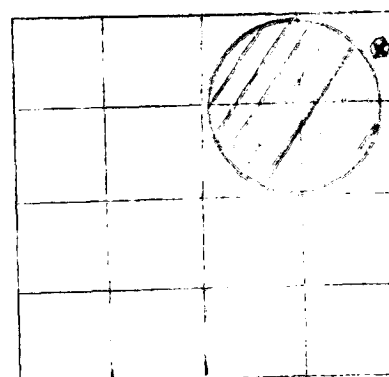
WATER QUALITY APPROVAL RECEIVED _____ APPROVED/CONDITIONAL (Circle one)

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

Diversion Point NE corner of NE1/4 of Section 20

T120N-R51W

Land to be Irrigated NE1/4 Section 20-T120N-R51W



Well Log: Driller Ltp Enterprises Licensed YES X NO _____

Depth of Well 62 feet REMARKS _____

Type of Map soils PREPARED BY Stanley Lamb Reviewed and the Number

Assigned on 4/18/90 By Eric Thonlund

Wed

Mail to: Water Rights Div.
523 E. Capitol
Pierre, SD 57501
(605) 773-3852

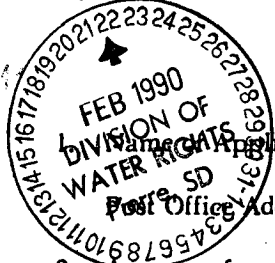
(See instructions)

No. 5338A-1 Hydrologic Unit 07020001
Basin Minnesota - Whetstone
Newspaper Grant Co. Review Box 390 Milbank

57252

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

Type of Application: ☐ New ☐ Vested Right ☒ Amend Permit No. 5338-3
☐ Change Acreage ☐ Change diversion point(s) ☐ Add diversion point(s)
☐ Add Acreage ☐ Increase diversion rate ☐ Other _____



Applicant Allison Farm Account, Milton J. Allison Phone No. 515-232-3389
Post Office Address 1434 Linden Dr. Ames IA 50010
(Street, RR or Box) (City) State Zip Code

2. Amount of water claimed (c.f.s.) 1.85 cfs Total acres irrigated 130
3. Source of Water supply well
4. Location of point of diversion NE corner of NE 1/4, SEC 20, T120N, R51W

County Grant
5. Counties where water will be used Grant
6. Annual period during which water is to be used April 1 Oct 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.
NW 1/4 NE 1/4 20 120 51	30
NE 1/4 " " " "	30
SW 1/4 " " " "	35
SE 1/4 " " " "	35

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: potatoes, corn, Edible Beans, Soy Beans Alfalfa
10. Give a description of proposed project. (Attach sheet if more-space is needed)

Amend Permit 5338-3 To place well near
North East corner - rather than
at the center, Because
of better water supply

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 _____ ss

I, _____, 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 Milton J. Allison

Subscribed and sworn to before me this 29th day of March 1990



Cindy Meek
Notary Public

SOUTH DAKOTA
WATER PERMIT No. 5338A-3 FOR IRRIGATION

Date of first receipt of application February 22, 1990.
Date Soil/Water Compatibility Permit received July 3, 1989.
Date of return to applicant for corrections, amendments or changes March 21, 1990.
Date of receipt of corrected application April 11, 1990.

The Water Management Board approved Water Permit Application No. 5338A-3 on July 25, 1990 for Allison Farm Account, c/o Milton J. Allison, 1434 Linden Dr., Ames, IA 50010 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. 5338A-3 amends Water Permit No. 5338-3 to change the location of the point of diversion. Water Permit No. 5338-3 appropriates 1.85 cubic feet of water per second from one well (Antelope Valley Aquifer) 62 feet deep to irrigate 130 acres located in the NE1/4 Section 20 T120N-R51W. This Permit authorizes changing the location of the well from the center of the NE1/4 to the NE1/4 NE1/4 Section 20 T120N-R51W. This Permit does not authorize any increase in the diversion rate or change in the acres to be irrigated.
2. The amount of the appropriation may not exceed 2 acre feet annually 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 July 3, 1989.
(Established by Permit No. 5338-3)
4. One-fifth of the construction is to be completed on or before March 28, 1992.
5. All construction is to be completed on or before September 28, 1994.
6. Water is to be put to beneficial use on or before September 28, 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. 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.
2. 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.

(continued)

Water Permit No. 5338A-3

Page No. 2

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

WATER MANAGEMENT BOARD

By: _____

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

SEP 17 1990

(date)

For your Information

**South Dakota Department of
Water & Natural Resources**

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



March 21, 1990

Allison Farm Account
1434 Linden Drive
Ames, IA 50010

Dear Mr. Allison:

This letter is in response to your water permit application received on February 22, 1990. The following information still needs to be submitted in order to process your application.

- 1) A map must be submitted indicating the new location of the well and outlining the acres to be irrigated. The map must be signed by one of the following: SD Registered Land Surveyor, SD Registered Professional Engineer or by any other government employee who normally prepares maps as part of his assigned duties (SCS, ASCS, etc.).
- 2) An application fee of \$50 is required to change the permitted diversion point.
- 3) The application must be properly notarized by a Notary Public.
- 4) A new well log will be required if the proposed well is to be in a different formation than the previously permitted well.

The water permit application can not be considered by the Water Management Board until the application is complete and the soil and water compatibility permit is confirmed by the Department of Agriculture. Please submit the above mentioned items referencing your water permit application and your application will be processed.

If you have any questions, please contact me.

Sincerely,

Eric Gronlund

Eric Gronlund
Natural Resources Engineer
(605) 773-3352

enc.



Department of Agriculture

DIVISION OF CONSERVATION

Anderson Building, 445 East Capitol
Pierre, South Dakota 57501-3188
Phone 605/773-3258

April 20, 1990

TO: Eric Gronlund, DWNR

FROM: James L. Stukel, Natural Resource Program Scientist
DIVISION OF CONSERVATION

SUBJECT: Allison Farm Account, Additional Diversion

Per our discussions on the additional point of diversion for the Allison Farm Account, Milton J. Allison, Permit No. 5335-3, which is located 1700 feet from the current well and in the same aquifer; we have determined an additional permit is **not** necessary.

Should this additional point of diversion be over 2000 feet in another aquifer or for additional land, a new soil and water compatibility would be required.

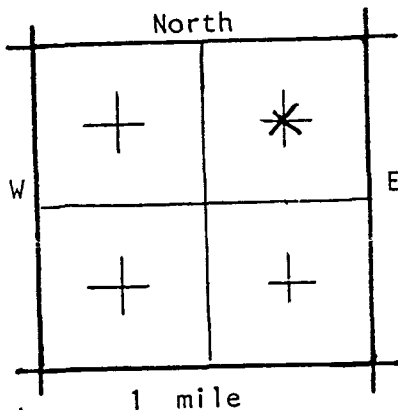


LETE
RM
#16431

 JUL 1989
 U.S. COPYRIGHT OFFICE
 LIBRARY OF CONGRESS
 6760

Address

Mark location
with an "X"



4 $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 21 Twp. 120 Rg. 51

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

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

Diameter of Hole _____
Depth _____
Casing ☒ Steel ☐ Concrete
☐ Plastic ☐ Other
If other, specify _____

Diameter _____ Material _____
Slot size _____

Was well gravel packed	3100	3120	
Was well grouted			
Was water sample taken			

Test Hole #1

Static water level _____ below land surface
If flowing: closed in pressure _____ PSI
rate of flow _____ GPM

Controlled by: Valve Reducers Other

If other; specify

☒ Other

Describe:

Pumping Level Below Land Surface

Pumping Level below Land surface		Hrs. pumped		GPM
_____	ft. After _____	_____	_____	_____
_____	" " _____	_____	_____	_____
_____	" " _____	_____	_____	_____

Depth

Formation

From

To

Log attached

(Use Back if Necessary)

Date Completed:

9/23/81

Driller:

LTP Enterprises, Inc
Driller's or Firm's Name

381
License

Box 2131 Fargo, N.D.
Address

Address

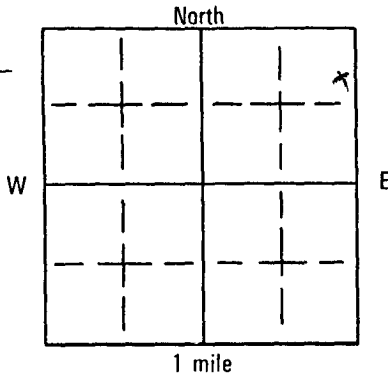
Address Randy Pullarich, Vicar 9/30/8
Signed By _____ Date _____

Date _____

5338

SOUTH DAKOTA WATER WELL COMPLETION REPORT

10-85

Location N 1/4 E 1/4 Sec 20 Twp 120" Rg 50-51County
BRANTPlease mark well
location with
an "X"Well Completion Date 9-18-89

PROPOSED USE:

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

Method of Drilling:

Direct Rotary

CASING DATA:

- ☐ Steel ☐ Plastic ☒ Other

If other describe Fiberglass

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
LB/FT	IN	FT	FT	IN
	<u>12</u>	<u>2 1/2</u>	<u>30 1/2</u>	<u>18</u>
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN

GROUT:

Was the well grouted? ☒ YES ☐ NOTo what depth? 20' FEETWhat is grouting material? Portland cementIf cement, number of sacks? 20Describe grouting procedure Tremie pipeWhat was grout weight? 15'2 LB/GALSCREEN: ☐ Perforated pipe ☒ ManufacturedDiameter 12 IN Length 30 FEETMaterial FiberglassSlot Size 0.50 Set From 33 Feet To 63 Feet

Slot Size _____ Set From _____ Feet To _____ Feet

Slot Size _____ Set From _____ Feet To _____ Feet

Other information Fiberglass coveredBottomWas a packer or seal used? ☐ YES ☐ NO

If so, what material? _____

Describe packer(s) and location? _____

Was well disinfected upon completion? ☒ YES ☐ NOExplain HTH TabsBacteriological analysis ☒ YES ☐ NOLaboratory sent to Brookings by Parcel (Renter)

Well Owner:

Name Milton AllisonAddress Ames, IA

Well Log:

Depth

Formation

From

To

Top soil	0	4'
gravel yellow	4'	12'
gray sand fine	12'	26'
gray sand coarse	26'	28'
gray gravel medium	28'	31'
gray gravel coarse	31'	63'
Too muddy well		
Blue clay soft	63'	70'

STATIC WATER LEVEL 4 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 in? _____

WELL TEST DATA:

☒ Pumped☐ Bailed

Describe: _____

☐ Other

Pumping Level Below Land Surface

25 ft. After 24 Hrs. pumped 1000 GPM

_____ ft. After _____ Hrs. pumped _____ GPM

_____ ft. After _____ Hrs. pumped _____ GPM

pump set up for 200 gpmREMARKS: Well stabilized in 24 hrs. Recovered in one hour after pumping 24 hrs.This well was drilled under license # 337

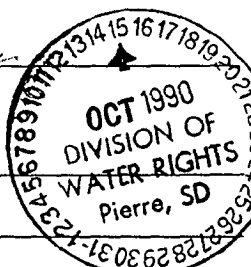
And this report is true and accurate.

Drilling firm Kaiser Well Drilling

Signature of License Representative: _____

Signature of Well Owner: _____

Signature of Well Owner: _____

Date 2-7-90

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412198

Pierre, April 11, 1990

RECEIVED OF Allison Farms Acct (Hilton Allison) 1434 Linden Dr. Ames IA 50010

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

Fee for Application for Permit No. <u>5338A-3</u> 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

NOT TO SCALE



T1451

3.8

2

120-51

41.0

80.8

80.0

h79-16 L

H-7

Division
Point (X)

W. Stanley Lamb, CED
Codington Co. ASLS Office

NCOP

T1462

T1463

NCOP

4.7

3.9

4.7

3

50.1

NCOP

20

42.7

82.0

82.0

49.9

49.9

T1461

NCOP

T1464
120-51

5.3

NCOP

**REPORT ON APPLICATION NO. 5338A-3
FOR ALLISON FARM ACCOUNT
June 1, 1990**

This application proposes to amend Water Permit No. 5338-3 which authorized 1.85 cfs from one well for irrigation of 130 acres located in the NE 1/4 of section 20, T120N R51W in Grant County. This application requests to change the location of the well from the center of the NE 1/4 to near the NE corner of section 20 in the same township and range. This application does not authorize any additional appropriation of water or change of irrigated acreage as authorized by Permit No. 5338-3.

AQUIFER - ANTELOPE VALLEY (AV)

The Antelope Valley (AV) aquifer is a glacial outwash (sand and gravel) which is under water table conditions in this area. The aquifer underlies 14,500 acres and contains an estimated 32,630 acre feet of recoverable water (Hedges, 1982).

The Division of Water Rights monitors 2 observation wells, GT-76D and GT-77G, which are located approximately 2 miles from this proposed well. These wells fluctuate seasonally and correlate to wet-dry climatic conditions, but do not indicate any long-term effects due to area withdrawals (Water Rights, 1990). Annual recharge to the aquifer has been estimated at 2.3 inches per year (Hedges, 1983) which exceeds the average withdrawals from the aquifer.

There is no test well information submitted for this location by this application. The existing test well information in Permit No. 5338-3 would indicate a 52 deep well located near the center of the NE 1/4 of section 20.

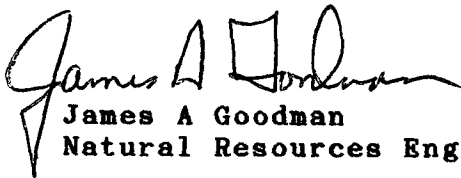
REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are no existing water permits/rights diversions within 1 1/2 miles of this proposed diversion. There are permits/rights further to the south. Interference is not expected to be a problem because the aquifer is under water table conditions and the distance between diversion points.

CONCLUSIONS

1. Water is available from the AV aquifer.
2. Interference is not expected to be a problem. Significant drawdowns do not extend very far from a production well in a shallow water table aquifer like the AV.

3. The well authorized by this permit must be constructed in accordance with SD Well Construction Standards.
4. No test well information is submitted with this application for the proposed location. Testing in the area would indicate the aquifer does underlie the proposed site and would be approximately 52 feet thick.
5. Recent studies have shown that land use practices over shallow water table aquifers like the AV can affect the water quality in the aquifer.



James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

- Hedges, L.S., 1982, EVALUATION OF GROUND WATER RESOURCES EASTERN SD AND UPPER BIG SIOUX RIVER, SD AND IOWA, for US Army Corps of Engineers, SD DWR, SDGS, Vermillion, SD, 57069.
- Hedges, L.S., 1983, SAME, TASK 7: GROUND WATER RECHARGE, for US Army Corps of Engineers, SD DWR, SDGS, Vermillion, SD, 57069.
- Water Rights, 1990, RECORDS FOR OBSERVATION WELLS IN THE AV AQUIFER IN GRANT COUNTY, SD DWR, Div. of Water Rights, Pierre, SD, 57501.

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5338A-3, Allison Farm Account**

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. 5338A-3, Allison Farm Account, Milton Allison, 1434 Linden Drive, Ames IA.

The Chief Engineer is recommending APPROVAL of Application No. 5338A-3 because 1) the proposed diversion can be developed without unlawful impairment of existing rights, 2) the proposed use is a beneficial use and 3) in the public interest with the following qualifications:

1. 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.
2. 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.
3. 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
June 1, 1990



Department of Water & Natural Resources

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

June 21, 1990

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

Milton Allison
Allison Farm Account
1434 Linden Drive
Ames, IA 50010

Dear Mr. Allison:

Water Permit Application No. 5338A-3 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Grant Co. Review printed at Milbank SD. For your information, a copy of the notice is enclosed. Copies of the report and the Chief Engineer's recommendation are also 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,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures



Department of Water & Natural Resources

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

June 21 1990

Grant Co Review
Box 390
Milbank, SD 57252-0390

ATTN: Legal Publications:

Enclosed is a Notice of Hearing on Application No. 5338A-3 to be published twice. Please publish the first notice on or before June 27, 1990 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 Allison Farm Account, c/o Milton Allison, 1434 Linden Drive, Ames, IA 50010.

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,

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
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 June 28, 1990 with 2nd publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5338A-3
to Amend Water Permit No. 5338-3

Notice is given that Allison Farm Account, c/o Milton Allison, 1434 Linden Drive, Ames, IA 50010 has filed an application for a water permit to change the location of one groundwater diversion point. Water Permit No. 5338-3 authorized a water appropriation of 1.85 cubic feet of water per second from one well (Antelope Valley Aquifer) 62 feet deep to irrigate 130 acres located in the NE1/4 Section 20-T120N-R51W. This application is to change the location of the well from the center of the NE1/4 Section 20 to near the NE corner of Section 20; all in T120N-R51W. No increase in the diversion rate or change in the acres to be irrigated is authorized by this application.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5338A-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 in Room 216, Joe Foss Bldg., 523 E Capitol, Pierre SD on July 25, 1990 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 July 13, 1990. 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 July 13, 1990.

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.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County Grant) ss.

I, Nina Beilke

certify that the attached printed Notice was taken
 from the Grant County review

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 _____ Milbank

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

June 27, 1990

July 4, 1990

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.

(Signature)

June 27

July 4

Bookkeeper

(Title)

July 4, 1990

(Date Signed)

Cost of Printing: 86 lines @ .2765 first insertion

80% of above - second insertion 23.78

19.02

Total 42.80

NOTICE OF HEARING **On Application No. 5338A-3 To** **Amend Water Permit No. 5338-3**

Notice is given that Allison Farm Account, c-o Milton Allison, 1434 Linden Drive, Ames, IA, 50010 has filed an application for a water permit to change the location of one groundwater diversion point. Water Permit No. 5338-3 authorized a water appropriation of 1.85 cubic feet of water per second from one well (Antelope Valley Aquifer) 62 feet deep to irrigate 130 acres located in the NE¼ Section 20-T120N-R51W. This application is to change the location of the well from the center of the NE¼ Section 20 to near the NE corner of Section 20; all in T120N-R51W. No increase in the diversion rate or change in the acres to be irrigated is authorized by this application.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5338-A-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 in Room 216, Joe Foss Bldg., 523 E. Capitol, Pierre, SD on July 25, 1990 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 July 13, 1990. 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 July 13, 1990.



Department of Water & Natural Resources

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

SEP 17 1990

Milton J. Allison
Allison Farm
1434 Linden Dr
Ames IA 50010

Dear Mr. Allison:

Enclosed is Water Permit No. 5338A-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,

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

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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

July 9, 1992

Permit No. 5338-3A

Milton Allison
Allison Farm Account
1434 Linden Drive
Ames, IA 50010

Dear Mr. Allison:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit Nos. 5338-3 and 5338A-3, has been completed. Your final water right document, the Water License, can now be issued. Upon licensing, the applicable portions of Water Permit No. 5338-3 will be incorporated into 5338A-3.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

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

Sincerely,

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

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

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

413319

Pierre, July 20, 19 92

RECEIVED OF Milton Allison, Allison Farm Accounty 1434 Linden Dr, Ames, IA

50010

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>5338-3A</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	50 00

By

John Hatch/gmk
Chief Engineer

Permit No. 5338A-3 ~~E 5338-3~~

Big Sioux River Water District

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

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

I have this day made a thorough examination of the water use system constructed by Allison Farm Account (Milton Allison) of 1434 Linden Drive Ames, Iowa 50010 holder of Permit No. 5338A-3, bearing the priority of July 3, 1989 authorizing the diversion of 1.85 cu. ft. per second and/or the storage of N/A acre-feet of the waters of Antelope Valley Aquifer for irrigation purposes, in Grant County.

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

A. Works used to divert the water:

1 well - 63' deep, 33' of fiberglass casing, 30' of fiberglass screen. Fairbanks Morse Pump - 800 GPM. U.S. Electric Motor #326TP WPI, 50 HP.

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

1700' of 8" diameter PVC

C. Works used to apply water to beneficial use:

Valley Center Pivot - 7 towers with endgun, 800 GPM

The system is in the following condition good. The point of diversion is located 475'S. and 220'W of the NE corner Section 20 T120N R51W. The works are capable of diverting and conveying to the place of use 1.78 cu. ft. per second of water and/or storing N/A acre-feet of water which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

All in Section 20 T120N R51W: NW1/4 NE1/4 30 ac., NE1/4 NE1/4 30 ac., SE1/4 NE1/4 35 ac., ^{SW1/4} SE1/4 NE1/4 35 ac.

^(DN) comprising a total of 130 acres of land and the license should be issued for 1.78 cfs and/or N/A acre-feet of storage.

Application permit qualifications have been complied with X Yes No

Exceptions to compliance are:

Date 7/16/91


Lynn Beck
Natural Resource Engineer
DENR, Water Rights Division

LICENSE FOR PERMIT NUMBER 5338A-3

~~(pagination required, remove before printing)~~

1. Legal location of wells: NE1/4 NE1/4 Section 20 T120N-R51W

Dams and Structures N/A

2. Well Information: Well Drilling Firm Kaiser Well Drilling

Completion Report? Yes X No No. of Wells 1 Depth(s) 63 feet

Casing a) diameter 12 inches Screen a) type Fiberglass

b) length 33 feet b) length 30 feet

c) type Fiberglass Static Water Level 4 feet

Pump a) make Fairbanks Morse Motor a) make U.S. Electrical

b) model b) model no. 326TP WPI

c) size 12" c) horsepower rating 50

d) capacity 800 GPM d) serial no.

e) turbine pump - no. of stages

f) operating PSI 40-50

3. Distribution lines or canals

a) size 8" inches

b) type PVC

c) length 1700 feet

4. Dam Information:

a) height to crest feet m) Outlet tubes:

b) height to primary spillway feet 1) diameter inches

c) height to secondary spillway feet 2) type

d) crest width feet 3) valved (Y/N)

e) crest length feet 4) valve type

4. Dam Information Continued:

- | | | |
|--------------------------------------|-------|---------------------------|
| f) spillway length | feet | 5) location on structure: |
| g) spillway width | feet | |
| h) approx. storage | AC-FT | n) Category of Dam |
| i) approx. storage to crest | AC-FT | |
| j) date constructed | | |
| k) inspection sheet completed? (Y/N) | | |
| l) name of contractor | | |

5. System Type a) sideroll:

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

c)gun:

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

e) gated pipe:

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

b) towline:

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

d) center pivot:

- 1) make Valley
- 2) number of towers 7
- 3) distance between towers 213
- 4) overall length 1280 feet
- 5) end gun (Y/N) Y
- 6) high or low pressure High
- 7) make and size of nozzles:
Rainbird
- 8) capacity (GPM) 800

5. System Type Continued:

- | | |
|-------------------|---------------------|
| f) portable boom: | g) siphons: |
| 1) make | 1) size inches |
| 2) nozzle size | 2) number |
| 3) capacity (GPM) | |

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

Indicate any other permit(s) which are associated with project 5338-3

- | Yes | No | Check Items |
|----------|----|---|
| <u>X</u> | | 1. Soil and water permit lands agree with lands being irrigated and lands listed on permit? |
| <u>X</u> | | 2. Special qualifications to permit being abided by? |
| <u>X</u> | | 3. All structures, wells and lands on map? |
| <u>X</u> | | 4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period? |
| <u>X</u> | | 5. Is chemigation used? |
| <u>X</u> | | 6. If yes, does equipment comply with chemigation rules? |

REMARKS:

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5338A-3

(1) Allison Farm Account, % Milton J. Allison of 1434 Linden Drive, Ames, IA 50010 made Application No. 5338A-3, February 22, 1990 for a water permit to appropriate no additional cubic feet of water per second from groundwater (one well), Grant County, South Dakota for irrigation purposes. Permit No. 5338A-3 with a priority date of July 3, 1989 (established under Permit No. 5338-3) was approved July 25, 1990 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before September 28, 1994 and for the application to beneficial use of said water on or before September 28, 1998.

Water Permit No. 5338A-3 amended Permit No. 5338-3 by changing the location of the point of diversion. No. 5338A-3 did not allow for an increase in the diversion rate or change in the acres to be irrigated.

The applicable portions of Water Permit No. 5338-3 have been incorporated into this Water License No. 5338A-3.

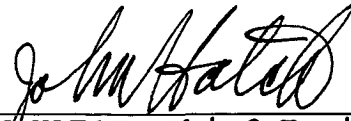
(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.78 cubic feet of water per second for beneficial use. The location of the diversion points is: 475'S and 220'W of the NE corner of Section 20, T120N, R51W (NE 1/4 NE 1/4).

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

T120N, R51W Section 20	NW 1/4 NE 1/4	30 Acres
	NE 1/4 NE 1/4	30 Acres
	SE 1/4 NE 1/4	35 Acres
	SW 1/4 NE 1/4	35 Acres
	Total-----	130 Acres

(4) Pursuant to Section 46-5-30.1 Allison Farm Account, % Milton Allison of 1434 Linden Drive, Ames, IA 50010 the holder(s) and/or owner(s) of Incorporated Water Permit No. 5338A-3 is issued a license to appropriate water, the right to use 1.78 cubic feet of water per second from groundwater (one well) with a priority date

of July 3, 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 any limitations or qualifications listed in Incorporated Water Permit No. 5338A-3 and subject to South Dakota State Law.



NOV 23 1992

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

NOT TO SCALE

5338A-3 Allison Farm Account

Prepared by:

Lynn Beck

Lynn Beck

Natural Resource Engineer

DENR

NCOP 7/25/97

Total acres = 130

3.8

2

41.0

41.0

80.8

80.8

179-16 L

NW1/4 30 acres

NE1/4 30 acres

OT Codrington Co.

NE1/4 Sec 20-T120N-R51W

130 acres

SW1/4 35 ac. SE1/4 35 ac

Pivot Point

NCOP

4.7

3.9

4.7

3

0.1

0.1

20.4

42.7

82.0

82.0

49.9

HEL

49.9

T1461

NCOP

T1464

120-51

NCOP

5338A-3



GREAT FACES. GREAT PLACES.

NOV 23 1992

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

5338A-3

Allison Farm Account
%Milton J. Allison
1434 Linden Drive
Ames, IA 50010

Dear Mr. Allison:

Enclosed is Water License No. 5338A-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413319 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. 5338A-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Very truly yours,


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

enclosures

NOTE: The applicable portions of Water Permit No. 5338-3 have been incorporated into this Water License No. 5338A-3.



5338A-3

February 4, 1997

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTICE

TO: CSS FARMS, MILT CARTER, 3334 9TH AVE SW, WATERTOWN, SD 57201

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Water Permit No(s) 3229-3, 3782-3, 4180A-3, 4182-3, 4588-3A, 4604-3, 5166-3, 5173-3, 5174-3, 5338A-3, 5376-3, 5377-3, 5378-3, 5379-3, 5586-3, 5723-3 & 5724-3, 2120-3, 3672-3, 4041-3 & 4181-3 and 1996 Irrigation Questionnaire Requirements

Our records indicate that the 1996 Irrigation Questionnaire has not been submitted for Permit No(s) 3229-3, 3782-3, 4180A-3, 4182-3, 4588-3A, 4604-3, 5166-3, 5173-3, 5174-3, 5338A-3, 5376-3, 5377-3, 5378-3, 5379-3, 5586-3, 5723-3 & 5724-3, 2120-3, 3672-3, 4041-3 & 4181-3. The request for the Questionnaires was dated October 24, 1996. The Water Management Board has directed that owners of water permits who have not submitted the 1996 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will be to determine if Permit No(s) 2120-3, 3672-3, 4041-3 & 4181-3 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) 3229-3, 3782-3, 4180A-3, 4182-3, 4588-3A, 4604-3, 5166-3, 5173-3, 5174-3, 5338A-3, 5376-3, 5377-3, 5378-3, 5379-3, 5586-3, 5723-3 & 5724-3 qualification:

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

The hearing will be held at 2:30 pm, March 5, 1997 in Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, 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) 3229-3, 3782-3, 4180A-3, 4182-3, 4588-3A, 4604-3, 5166-3, 5173-3, 5174-3, 5338A-3, 5376-3, 5377-3, 5378-3, 5379-3, 5586-3, 5723-3 & 5724-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 2120-3, 3672-3, 4041-3 & 4181-3 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 questionnaires are received in this office on/or before February 28, 1997, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath (605) 773-3352.

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



February 4, 1997

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTICE

TO: MILT CARTER
CSS FARMS
3334 9TH AVE SW
WATERTOWN SD 57201

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

RE: Failure to Report Chemical Use under Water Permit No(s) 2120-3; 3229-3; 3672-3; 3782-3; 4041-3; 4181-3; 4182-3; 4588-3A; 4604-3; 5166-3; 5173-3; 5174-3; 5332-3; 5338A-3; 5376-3; 5377-3; 5378-3; 5379-3; 5586-3; 5723-3 & 5724-3

The first notice to file chemigation report(s) for Permit No(s) 2120-3; 3229-3; 3672-3; 3782-3; 4041-3; 4181-3; 4182-3; 4588-3A; 4604-3; 5166-3; 5173-3; 5174-3; 5332-3; 5338A-3; 5376-3; 5377-3; 5378-3; 5379-3; 5586-3; 5723-3 & 5724-3 was dated 10/24/96. Our records indicate that we have not received the 1996 chemigation report for any of the above listed permits. The Water Management Board has directed that owners of water permits who have not submitted the 1996 chemigation report(s) be given notice of violation and hearing before the board. The hearing held by the board is to determine what action is to be taken concerning violation of Administrative Rule 74:02:09:02(3). This rule requires chemigation users to report the type of chemical applied, the dates, hours and amount of chemical applied.

The hearing will be held at 2:30 PM on March 5, 1997, in the Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD and will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 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 or up to three years for the 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). 2120-3; 3229-3; 3672-3; 3782-3; 4041-3; 4181-3; 4182-3; 4588-3A; 4604-3; 5166-3; 5173-3; 5174-3; 5332-3; 5338A-3; 5376-3; 5377-3; 5378-3; 5379-3; 5586-3; 5723-3 & 5724-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the chemigation report(s) is(are) received by this office on/or before February 28, 1997 your name will be deleted from the board agenda.

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 East 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
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

February 12, 1997

Milt Carter
CSS Farms
3334 9th Ave SW
Watertown, SD 57201

Dear Mr. Carter:

I am writing to acknowledge receipt of your 1996 irrigation questionnaires and chemical reporting forms. You may disregard the February 4, 1997, **Notices of Violation**.

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

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

Sincerely,

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

CSS FARMS, Inc.					
Farm Land with Water Permit #'s					
In CSS Farms, Milt Carter or Other Name					
Please Transfer all Water Permits to Land Owners					
Updated: 1-16-07					
CSS FARMS, Inc.		Permitted	Irrig.		
		Irrig.	Permit		
Field Name	Irrigated Land Legals	Acres	#	Owner	Current Operator
Codington County:					
Drake	Sec 10 T119N R51W	132	3672-3	Coast Properties Investors LLC	Greg Endres
McElhaney-East	Sec 16 T118N R52W	220	5166-3	John Norgaard etl	Terry Endres
Regnier	Sec 21 T118N R52W	165	5379-3	Don Endres	Terry Endres
Toft-North & South	Sec 16 T118N R52W	190	2120-3	Don Endres	Terry Endres
Grant County:					
Allison	Sec 20 T120N R51W	130	5338A-3	Milton Allison	Greg Endres
Berger- South	Sec 16 T121N R52W	132	6099-3	Endres Family Trust	Greg Endres
Ollman	Sec 17 T121N R52W	132	6030-3	Endres Family Trust	Greg Endres
Kneeland	Sec 9 T121N R52W	132	5968-3	Don Endres	Greg Endres
Loken-East	Sec 10 T120N 52W	70	5378-3	Endres Family Trust	Terry Endres
Loken-West	Sec 9 T120N 52W	174	5377-3	Endres Family Trust	Terry Endres
Meyer-East & South	Sec 28 & 33 T120N R51W	400	3782-3	Robert L. Carr	Greg Endres
Meyer-Middle	Sec 28 T120N R51W	168	5586-3	Robert L. Carr	Greg Endres
Meyer-North & West	Sec 21 & 28 T120N R51W	302	5173-3	Robert L. Carr	Greg Endres
Roberts County:					
Jake 1	Sec 34 T123N R52W	156	4604-3	Endres Family Trust	Greg Endres
Jake 2, 5 & 6	Sec 3 & 4 T122N R52W	393	4041-3	Endres Family Trust	Greg Endres
Jake 3	Sec 3 T122N R52W	132	5724-3	Endres Family Trust	Greg Endres
Jake 4	Sec 10 T122N R52W	132	5723-3	Endres Family Trust	Greg Endres
Richardson	Sec 3 T122N R52W	136	6029-3	Endres Family Trust	Greg Endres
Utne	Sec 33 T121N R52W	136	6004-3	Don Endres	Greg Endres
Total Permitted Acres:		3432.0			
Note: Endres Family Trust--Jim Endres is the contact person					
Coast Properties Investors LLC--Dr. L.A. Sigdestad is the contact person					
Milton Allison	1434 Linden Dr.	Ames, IA 50010-5532			515-232-3389
Robert Carr	506 Washington Ave	Marshall, MN 56258-7661			507-532-2291
Don Endres	108 Half Moon Rd	Brookings, SD 57006-3906			605-690-1385
Jim Endres	17212 460th Ave	Watertown, SD 57201			605-881-0424
Terry Endres	17214 460th Ave	Watertown, SD 57201			605-881-0423
Greg Endres	2011 South Serenity Dr.	Watertown, SD 57201			605-880-1711
John Nordgaard	542 Terrace Dr.	Grand Forks, ND 58201-7661			701-739-3819
Dr. L. A. Sigdestad	2605 S Waterman Ave	San Bernardino, CA 92408			909-709-6200

RECEIVED

JAN 19 2007

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

December 30, 2009

5338A-3
5586-3

Steve Shafer
Willow Run Farms FLP
41545 285th St
Hancock MN 56244

Dear Mr. Shafer:

I appreciate your call concerning the ownership change for Water Right No. 5338A-3 and also updating us on where the questionnaire should be mailed for Water Right No. 5586-3.

Enclosed are the following:

- **The 2009 irrigation questionnaire for Water Right No. 5586-3** (originally sent to Greg Endres);
- **"Notice of Transfer of Ownership" form for Water Right No. 5338A-3** (Milton Allison);
- **Copy of No. 5338A-3** (Since this one doesn't have to be reissued, I'm sending you a copy of it for your records prior to when its transferred);
- **Application forms and the instruction sheet** for applying for a permit for the new well and pivot you want to add to you current system.

If I have forgotten anything or 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



**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 26, 2010

5338A-3

Steve Schaefer
Willow Run Farms FLP
41545 285th St
Hancock MN 56244

Dear Mr. Schaefer:

The ownership change for Water Right No. 5338A-3 has been completed. The water right formerly held by Milton Allison is now listed in the name of Willow Run Farms FLP.

Enclosed for your records is Receipt No. 04401 in the amount of \$50.00 which you paid for filing the ownership change.

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 1/21, 20 10

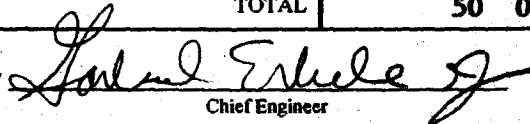
RECEIVED OF Willow Run LP 41545 285th St Hancock MN 56244

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>5238A-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. 04401

By


Chief Engineer

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 5338A-3

Date: 1-6-10

I/We request that Water Right No. 5338A-3

formerly owned by: Milton Allison

be transferred to: (name & address)

WILLOW RUN FARMS FLP

41545 285TH ST

HANDOCK, MN 56249 Telephone No. 320-392-5299

RECEIVED

JAN 11 2010

WATER RIGHTS
PROGRAM

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

130 acres - NE 1/4 Section 20, T120N, R51W

I/We understand that the validity of Water Right No. 5338A-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 WILLOW RUN FARMS, the new owner, certify that the above information is true and correct.

Steve Schaefer TRUSTEE
(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.



**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 12, 2010

5338A-3

Steve Shafer
Willow Run Farms FLP
41545 285th St
Hancock MN 56244

Dear Mr. Shafer:

I am writing to acknowledge receipt of the ownership change you submitted for Water Right No. 5338A-3 and the irrigation questionnaire for Water Right No. 5586-3.

Ownership changes require a \$50.00 fee. I see by my last letter to you that I did not include reference to a fee. Please return a check or money order to us made payable to the Water Rights Program.

If I can answer any questions for you, 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