

Considered: _____

WATER PERMIT NO. 5361-3

MAP No. same 765-9605

Name of Applicant Gettysburg Country Club

Post Office Address 111 Commercial Ave, Gettysburg SD 57442

Amount of Water Claimed 0.12 cfs (50 gpm) Total Acres 0.7 acres

Source of Water Supply Dugout - capacity approx. 5.4 ac-ft

Water to be used for irrigation County _____

About N miles edge of Gettysburg.

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY _____ Date Received 11/18/85 Fee 150.00 Remarks _____

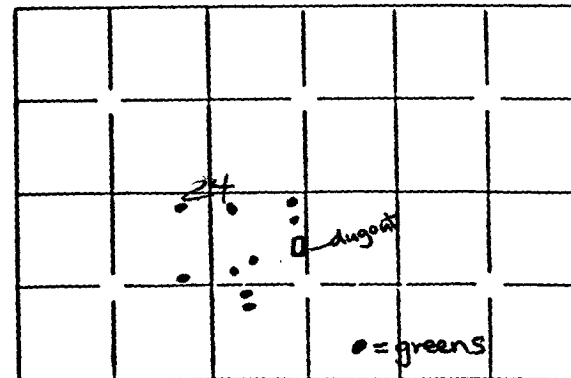
Corrected Application Received 10/5/89 Period of Annual Use _____

WATER QUALITY APPROVAL RECEIVED 10/30/89 APPROVED/CONDITIONAL (Circle one)

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

Diversion Point Dugout: NW 1/4 SE 1/4 section 24-
T118N-R76W

Land to be Irrigated NW 1/4 SE 1/4, NE 1/4 SW 1/4,
SW 1/4 SE 1/4 section 24-T118N-R76W



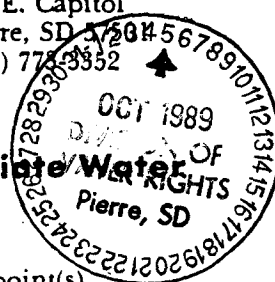
Well Log: Driller NA Licensed YES _____ NO _____

Depth of Well _____ REMARKS _____

Type of Map aerial photo PREPARED BY James Rubr Reviewed and the Number
assigned on November 17, 1989 By R. J. [Signature]

(See instructions)

No. 5361-3 Hydrologic Unit 10133105
Basin Missouri River
Newspaper Potter Co. News Box 6 Gettysburg
(Phone) 57442



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 765-9605

1. Name of Applicant GETTYSBURG COUNTRY CLUB Phone No. _____

Post Office Address 111 COMMERCIAL AVE Gettysburg State SD
(Street, RR or Box) (City) 0.7 acres Zip Code

2. Amount of water claimed (c.f.s) 0.12 Total acres irrigated UP--TO--10--ACRES--MAX

3. Source of Water supply DUGOUT (approximately 5.4 acre-feet)

4. Location of point of diversion DUGOUT LOCATED IN THE NE CORNER OF THE SE 1/4 NW 1/4 SE 1/4 SEC 24-118-76 - (APPROX. 200' SOUTH OF THE NE CORNER OF THE TRACT DESCRIBED) County POTTER

5. Counties where water will be used POTTER

6. Annual period during which water is to be used 4-1 THRU 10-15

7. List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

ALL IN SECT 24-118-76

Land Description	No. Acres Irr.
<u>E 1/2 NE 1/4 SW 1/4</u>	<u>6000 SFT</u>
<u>NE 1/4 SE 1/4 SW 1/4</u>	<u>0</u>
<u>NW 1/4 SE 1/4</u>	<u>18,000 SFT</u>
<u>N 1/2 SW 1/4 SE 1/4 N of Road</u>	<u>6000 SFT</u>

Land Description	No. Acres Irr.

Attach sheet if more space is needed

8. Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: _____ Gun: _____ Other: SPRINKLER
(Specify)

9. Crops to be Irrigated: BERMUDA GRASS GOLF GREENS

10. Give a description of proposed project. (Attach sheet if more space is needed)

SEE ATTACHED SHEET

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 POTTER)^{ss}

I, JOHN N. SCHOLER, 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

John N. Scholer

Subscribed and sworn to before me this 4th day of October 1989

Notary Public

SOUTH DAKOTA
WATER PERMIT No. 5361-3 FOR IRRIGATION

Date of first receipt of application October 5, 1989.

Date Soil/Water Compatibility Permit received October 30, 1989.

The Water Management Board approved Water Permit Application No. 5361-3 on March 7, 1990 for Gettysburg Country Club, 111 Commercial Avenue, Gettysburg SD 57442 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. 5361-3 appropriates 0.12 cubic feet of water per second from one dugout (5.4 acre-feet storage capacity) to irrigate 0.7 acres of golf course greens. The dugout is located in the NW1/4 SE1/4 and the greens are in the NW1/4 SE1/4, NE1/4 SW1/4, SW1/4 SE1/4; all in section 24-T118N-R76W.
2. The amount of the appropriation may not exceed 2 acre feet per acre per year 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 15.
3. The date from which applicant may claim right is October 5, 1989.
4. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. At a diversion rate of 0.12 cfs, the pumping rate is limited to two hours per day.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: _____

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

APR 25 1990

(date)

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter _____ Depth _____
- b) Casing Type _____ Diameter _____ Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth of Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
- On applicants property _____ On property owned by others _____

2. Dugout Information Estimates

- a) Surface Dimensions 82' X 40' Depth 12'
- b) Depth to water (ground surface to water level) DEPTH TO Run off Supply
NEW Dugout - APPROX 10'

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) Outlet Dimensions:
Pipe diameter _____

Spillway width _____

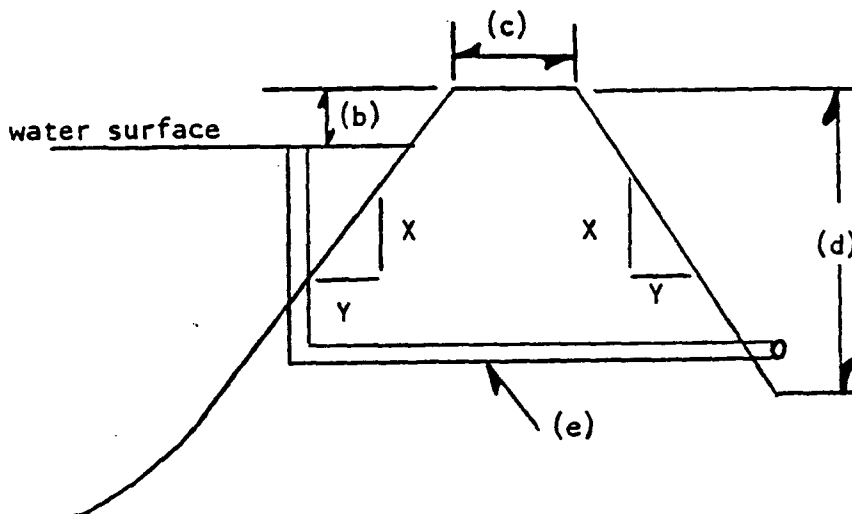
f) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Signature of Applicant

Bethsburg Golf Assoc
Don Beringer

RECEIPT

Division of Water Rights

Nº 4 10244

South Dakota Department of Water and Natural Resources

Pierre, November 18, 1955

RECEIVED OF Gettysburg Country Club, PO Box 15, Gettysburg, SD 57442

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

Fee for Application for Permit No. <u>5361-3</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
Chief Engineer JOHN HATCH

NOT TO SCALE

(2)
7°

nc

(1)
295°

T839

T829



73

(1)
156°

T5863

(3)
2°

(2)
2°

NA

(4)
8°

NA

(4)

134°

nc

NA

NA

DUBOUT

center SE 1/4 (24)

(1)
16°

• = GREENS IRRIGATED

James M. Adair
District Conservationist
SCS

24-118-76 (E-11) Gettysburg

Appl. No. 5361-3

Water Rights Division
605 773-3352

October 4, 1985

Dan Beringer
111 Commercial
Gettysburg SD 57442

Dear Mr. Beringer:

Enclosed are the necessary forms to obtain a permit for irrigation.
You will also need to apply for a soil/water compatibility permit
from the Department of Agriculture.

If you have any questions, please give us a call.

Sincerely,

TIMOTHY G SCHAAL
Natural Resources Engineer

TGS:ks

enclosure



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

November 21, 1985



Gettysburg Country Club
John N Schooler
111 Commercial P.O. Box 15
Gettysburg SD 57442

Mr. Schooler:

After reviewing the map you submitted I think the legal description for the dugout and irrigated area should be:

dugout NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 24

area to be irrigated NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 24 10 acres
SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 24 2 acres

Please review the map I have enclosed and if the above looks correct I will make the necessary changes on your application. If you have any questions, please contact me.

Thank you,

KEVIN C LARSON
Natural Resources Engineer

KL:ks

cc: Division of Conservation

your legal is correct.

I sent water sample to Brookings today. Please let me know if you need anything else.

Equal Opportunity Employer

SOIL/WATER COMPATIBILITY PERMIT APPLICATION FORM

Division of Conservation

Office Use Only

WR#

OWNERS NAME: Gettysburg Golf Course OWNERS ADDRESS: Gettysburg, SD 57442

COUNTY LAND LOCATED IN: Potter PHONE: 765-9605

TENANT'S NAME AND ADDRESS: GETTYSBURG COUNTRY CLUB
PO Box 15 GETTYSBURG, S.D. 57442

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

1. WELL LOCATION _____

Depth _____

2. SURFACE WATER SOURCE AND DIVERSION LOCATION: N 1/2 & N 1/2 SE 1/4 Sec 24

Diversion Location 118-76

Legal Description	Acres	Legal Description	Acres
NW 1/4 SE 1/4 S24 T118 R76			
(Golf Course)			
NE 1/4 SW 1/4 S24 T118 R76W	10		
SE 1/4 SW 1/4 "	2		



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

LEGAL DESCRIPTION: NONE

IN WHAT NAME: _____

4. LOCATION OF AREA TO BE IRRIGATED NOTE: **SOILS INFORMATION FOR THIS AREA MUST ACCOMPANY THE APPLICATION. (See instruction sheet)**

OTHER: SPRINKLER

5. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: _____ GUN: _____ (Specify) SPRINKLER

6. CROPS TO BE IRRIGATED: GRASS - BENT GRASS

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

7. WATER SAMPLE NUMBER: 86-059 10. ADJUSTED (SAR): 0.10
8. SALINITY (EC X 10⁶): 140 11. PERCENT SODIUM: 6.34
9. SODIUM (SAR): 0.12

I hereby certify that I personally obtained or that I personally observed that taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample (see instruction sheet) were followed, and that the sample was taken at 1130 a.m./p.m., on 3-24-86, 19____, at the following location: Dugout NW 1/4 SE 1/4 S24 T118 R76W by (individual who took sample if other than applicant). I also hereby certify that the water sample taken has NOT been adulterated or tampered with in any manner, and is TRULY REPRESENTATIVE of the water which will be used in irrigating the above-described land.

Signature

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

SUBSCRIBED AND SWORN BEFORE ME THIS

DAY OF July, 1986

(NOTARY PUBLIC)

APPLICANT'S SIGNATURE

Director, Division of Conservation

Date

APPROVED

DISAPPROVED

CONDITIONALLY APPROVED

IMPORTANT
Action by the Department of Agriculture or the State Conservation Commission is not the final action on any application. In all cases a WATER RIGHT must be obtained from the Board of Water Management, Foss Building, Pierre.

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

Approved with Requirements

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT: Gettysburg Golf Course

LEGAL DESCRIPTION: NE1/4 SW1/4 24; SE1/4 SW1/4 24-118-76 = 12 acres
(Golf Course)RECOMMENDED MANAGEMENT:

We feel you should be aware of the variability of the water quality which can occur over long periods of time and from year to year.

We also feel that improper water management can result in problems even with good water quality because of drainage or natural soil limitations.



SIGNATURE

7-10-86

DATE

 **Department of
Water & Natural Resources**

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

August 16, 1989

Dan Beringer
111 Commercial
Gettysburg, SD 57442

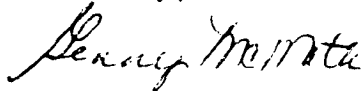
Dear Mr. Beringer:

In October, 1985, you contacted our office concerning the enlargement of a dugout on the golf course to be used for irrigation purposes. Water permit application forms were sent to you for use in obtaining a water permit for irrigation purposes. To date, we have not heard from you on this matter.

Enclosed is an additional set of application forms. Please complete them as outlined in the instruction sheet and return them to our office. Please be aware, that irrigating without a water permit is in violation of South Dakota Water Laws.

If you have any questions, please contact Ron Duvall, Susan Bowar or myself at 773-3352.

Sincerely,



GENNY MCMATH
Natural Resources Analyst

enclosures





Department of Water & Natural Resources

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

August 21, 1989

Dan Beringer
111 Commercial
Gettysburg SD 57442

Dear Mr. Beringer:

This letter is to follow-up a letter dated August 16, 1989, sent to you by Genny McMath, Natural Resources Analyst.

The country club has submitted an application for a water permit and the required application fee; however, part of the application remains incomplete. I informed Shirley that the information needed to complete your application would be outlined in this letter. The following is needed to complete this application:

- 1) The enclosed application indicates the water supply for the golf course is runoff and the municipality (City of Gettysburg). No water permit is needed if the city supplies water to the golf course from the city's main distribution system and this is the only source of water. A well drilled by the city for the purpose of directly supplying the golf course requires obtaining a water permit. If a permit is needed then continue with this letter, if a permit is not needed, then send a letter stating why a permit is not necessary. The enclosed application lists the diversion point as being located in the SE1/4 NE1/4; however, the map does not show any diversion point is this area. The correct location of the well, if a well is used, and the dugout need to be specified on the enclosed application.
- 2) The map needs to be signed by one of the following persons: 1) A South Dakota registered professional engineer, 2) A South Dakota licensed land surveyor or 3) A government employee that regularly prepares maps as part of his or her duties (ASCS of SCS office may be able to assist you). The map outlines the entire NW1/4 SE1/4 and portions of the SW1/4 SE1/4, NE1/4 SW1/4, SE1/4 SW1/4 all in section 24-T118N-R76W (see enclosed map). The application does not describe the same acreage outlined on the map. I believe the application needs to be revised to describe the acreage outlined on the map as listed above. The number of acres irrigated in each of the above areas need to be listed individually on the application. Blank application forms are enclosed if you wish to start on a blank application. The application also indicates the possibility of irrigating the fairways in the future. If you are already irrigating the fairways or intend to in the near future, then those acres should also be included on this application.

(continued)

August 21, 1989
Dan Beringer
Page 2

- 3) The amount of water claimed on the application (Question No. 2) needs to specify the pumping rate used to irrigate the golf course rather than 7 acre-feet. If you intend to include the fairways, then you may want to consider increasing the pumping rate. The pumping rate from the well, if a well is used, and the pumping rate from the dugout need to be specified individually. A description of the steps used for irrigating also need to be included.

The water permit application can not be processed until the application is complete. An additional soil/water compatibility permit may also be needed depending on possible acreage changes or additions. Please complete the above items and return the application with the map.

If you have any questions, please contact me.

Sincerely,



Ron Duvall
Natural Resources Engineer
605 773-3352

enc.

Supplemental Information
Form 2 - Application for Water Permit



The Sisseton Country Club has constructed ten grass greens & are watering them from a dugout which has a capacity to hold approximately 1.75 million gallons.

At the present time we estimate that these greens represent a total area of 30,000 sq ft (3000 sq ft each)

The irrigation system consists of a pumping system & pipe distribution to each green. The pumping rate is about 50 gallons per minute for each green for a 15 minute period - normally each day during the growing season. The automated system waters one green at a time. (Thru 5 sprinkler heads per green)

The dugout is dependant upon snow melt in the spring & occasional rain run-off during the summer to keep up the water supply. Unless further water storage may be developed, the 10 greens are about all the dugout will support.

Should course economics allow it, we may at some future date, irrigate fairways. That is why the item # 2 on the application indicates up to 10 acres. This is not likely to happen for several

years.

We estimate this years water take from the dugout to be about 1,500,000 gallons. Obviously we would use more if the Reservoir should get recharged during the summer. That didn't happen this year.

Runoff is provided from snow from on the golf course, the adjacent fairgrounds to the east, & from farm fields to the north. Your previous water sample indicated fairly pure water & this is not likely to change due to the short run-off distance to the dugout.

I hope you can now understand the scope of the facility as it pertains to water acquisition and usage. If you have further questions, please phone me. 765-2279.

John H. Seiler
For Dithersburg Country Club

Conversation or File Documentation

NAME OF PERSON OR FILE: Gettysburg Country ClubADDRESS: 111 Commercial Ave COUNTY PotterDATE: Oct 16, 1989 TELEPHONE _____RE: Basis for proceeding with application for greens only

COMMENTS:

According to information supplied with the permit application, the golf course may expand from irrigating greens only to irrigating fairways also. Expansion to include the fairways may be several years from now.

This application should be considered for the greens only at this time because:

- 1) The current dugout can not supply the fairways. Additional capacity is needed or a second source will need to be developed. This information was not supplied with the application.
- 2) Development of an additional supply or increase in the dugout's capacity would probably coincide with an increase in diversion rate above 50 gpm. The increase in pumping rate will be based on design criteria which will need to be developed when the course decides to expand.

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.

Department of Agriculture
WI#1
5/87

SOIL/WATER COMPATIBILITY PERMIT
Division of Conservation

Office Use Only

4412

WR#

OWNERS NAME: Gettysburg Country Club OWNERS ADDRESS: 111 Commercial Ave.

Gettysburg, SD 57442

COUNTY LAND LOCATED IN: Pottaw PHONE: _____

LEGAL DESCRIPTION:

☐ Well

☒ Surface

1. LOCATION NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 24-T118N-R76W

Depth _____

Legal Description	Acres	Legal Description	Acres
<u>E$\frac{1}{2}$ NE$\frac{1}{4}$ SW$\frac{1}{4}$ 24-T118N-R76W</u>	<u>6,000 sq. ft.</u>		
<u>NE$\frac{1}{4}$ SE$\frac{1}{4}$ SW$\frac{1}{4}$ 24-T118N-R76W</u>	<u>0</u>		
<u>NW$\frac{1}{4}$ SE$\frac{1}{4}$ 24-T118N-R76W</u>	<u>18,000 sq. ft.</u>		
<u>E$\frac{1}{2}$ SW$\frac{1}{4}$ SE$\frac{1}{4}$ 24-T118N-R76W</u>	<u>6,000 sq. ft.</u>		

2. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: _____ GUN: _____ OTHER: (Specify) Sprinkler

3. CROPS TO BE IRRIGATED: Bermuda grass golf greens

WATER QUALITY:

4. WATER SAMPLE NUMBER: 86-0163 7. ADJUSTED (SAR): 0.15
5. SALINITY (EC X 10⁶): 130 8. PERCENT SODIUM: 9.95
6. SODIUM (SAR): 0.18

Requirements:

The maximum allowable limits of salt and sodium buildup in the profile at the root zone (upper 12 inches of the soil profile) at the beginning of the growing season apply. They become applicable upon the issuing of a soil-water compatibility permit by the division or the commission.



[Signature]
Director, Division of Conservation

10/19/87
Date

☒ APPROVED
☐ DISAPPROVED
☐ WAIVER
☒ REQUIREMENTS

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

REPORT ON APPLICATION No. 5361-3
Gettysburg Country Club
December 1, 1989

Background

Water Permit Application No. 5361-3 requests 0.12 cubic feet of water per second from a dugout, 5.4 acre feet storage capacity, to irrigate 0.7 acres of golf greens. The dugout is located in the NW1/4SE1/4 and the greens are in the W1/2SE1/4, NE1/4SW1/4, all in section 24, T118N-R76W.

Discussion

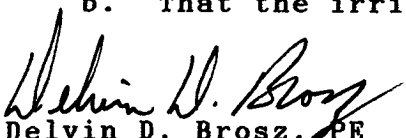
The applicant requests a diversion rate of 0.12 cubic feet of water per second (cfs) to irrigate 0.7 acre. The 0.12 cfs is more than allowed by statute. The reason for the larger diversion rate is that each of the grass greens is watered for only a short time period. This keeps disruption of golf play to a minimum.

To conform with the limitation specified in SDCL 46-5-6, an equivalency of the diversion rate may be considered providing existing water rights are not adversely impacted. Runoff to the dugout is provided by the immediate area. There are no existing water rights in this area which utilize surface water.

The maximum pumping rate allowed by law for 0.7 acre would be 0.01 cfs. At a diversion rate of 0.12 cfs the pumping time would need to be limited to two hours over a 24 hour period.

Conclusions and Recommendations

1. There are no existing water rights in this area utilizing surface water which could be adversely affected by approval of this permit.
2. Application No. 5361-3 should be approved with the following qualifications:
 - a. At a diversion rate of 0.12 cfs, the pumping time is limited to two hours over a 24 hour period.
 - b. That the irrigation questionnaire be submitted each year.


Delvin D. Brosz, PE
Natural Resources Engineer

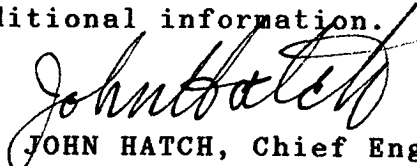
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5361-3, Gettysburg Country Club

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. 5361-3, Gettysburg County Club, 111 Commercial Avenue, Gettysburg SD.

The Chief Engineer is recommending APPROVAL of Application No. 5361-3 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. At a diversion rate of 0.12 cfs, the pumping time is limited to two hours per day.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.

See the attached report for additional information.


JOHN HATCH, Chief Engineer
December 4, 1989



Department of Water & Natural Resources

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

January 9, 1990

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

John N. Schooler
Gettysburg Country Club
111 Commercial Ave.
Gettysburg, SD 57442

Dear Mr. Schooler:

Water Permit Application No. 5361-3 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 Potter Co. News printed at Gettysburg 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,

A handwritten signature in black ink, appearing to read "Ron Duvall".

Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures



Department of Water & Natural Resources

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

January 9, 1990

Potter Co. News
Box G
Gettysburg, SD 57442

ATTN: Legal Publications:

Enclosed is a Notice of Hearing on Application No. 5361-3 to be published twice. Please publish the first notice on or before January 18, 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 John N. Schooler, Gettysburg Country Club, 111 Commercial Ave., Gettysburg, SD 57442.

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

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

Sincerely,

Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

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

No. _____

Date _____

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

Name

Newspaper

Instruction to Newspaper - Publish first Notice on or before January 18, 1990 with 2nd publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5361-3 to Appropriate Water

Notice is given that the Gettysburg Country Club, 111 Commercial Ave., Gettysburg, SD 57442 has filed an application for a water permit to appropriate 0.12 cubic feet of water per second from one dugout (5.4 acre-feet storage capacity) to irrigate 0.7 acres of golf course greens. The dugout is located in the NW1/4 SE1/4 and the greens are in the NW1/4 SE1/4, NE1/4 SW1/4, SW1/4 SE1/4; all in Section 24-T118N-R76W.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5361-3 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 in the Roosevelt - Jefferson Room, Howard Johnson, 2211 LaCrosse, Rapid City, SD on March 7, 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 February 23, 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 February 23, 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; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Potter) ss.

I, Jack L. Stoner
certify that the attached printed Notice was taken
from the Potter County News

A newspaper which during the whole time of publication of
said notice herein after stated, has been and is printed and
published in the Potter County News

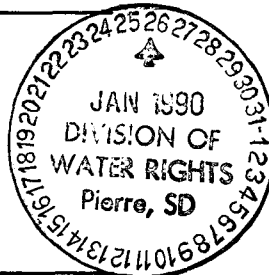
city of Gettysburg
County of Potter and State of South Dakota;
that the said notice was published in said newspaper on the
following two dates:

January 18, 1990
January 25, 1990

Jack L. Stoner
(Signature)
Publisher
(Title)

Jan. 25, 1990
(Date Signed)

Cost of Printing: \$ 37.33



NOTICE OF HEARING on Application No. 5361-3 to Appropriate Water

Notice is given that the Gettysburg Country Club, 111 Commercial Ave., Gettysburg, SD 57442 has filed an application for a water permit to appropriate 0.12 cubic feet of water per second from one dugout (5.4 acre-foot storage capacity) to irrigate 0.7 acres of golf course greens. The dugout is located in the NW¼ SE¼ and the greens are in the NW¼ SE¼, NE¼ SW¼, SW¼ SE¼; all in Section 24-T118N-R76W.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5361-3 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 in the Roosevelt - Jefferson Room, Howard Johnson, 2211 LaCrosse, Rapid City, SD on March 7, 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 February 23, 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 February 23, 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; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

Published in the Potter County News, Jan. 18 and 25, 1990.



Department of Water & Natural Resources

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

APR 25 1990

John N Schooler
Gettysburg Country Club
111 Commercial Ave
Gettysburg SD 57442

Dear Mr. Schooler:

Enclosed is Water Permit No. 5361-3 as approved by the Water Management Board authorizing construction of the water system and the application of water beneficial use, not exceeding the limits as specified in the Water Permit.

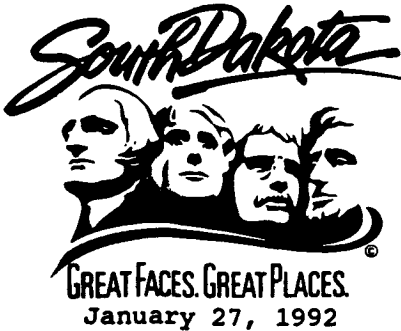
We will schedule an inspection so that the Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

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

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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

GETTYSBURG COUNTRY CLUB
111 COMMERCIAL
GETTYSBURG SD 57442

NOTICE

RE: Violation of Water Permit No(s) 5361-3

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 5361-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 5361-3 qualification:

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

The hearing will be held at 9:15 am, March 4, 1992, in the 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 SDCL 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) 5361-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office before the March 4th hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

3. Article Addressed to:

GETTYSBURG COUNTRY CLUB
111 COMMERCIAL
GETTYSBURG, SD 57442

5. Signature (Addressee)

Cindy Davis

6. Signature (Agent)

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address2. ☐ Restricted Delivery

Consult postmaster for fee.

4a. Article Number

P906 557 762

4b. Service Type

☐ Registered☐ Insured☒ Certified☐ COD☐ Express Mail☐ Return Receipt for Merchandise

7. Date of Delivery

1-29-92

8. Addressee's Address (Only if requested and fee is paid)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 6, 1992

5361-3

Gettysburg Country Club
% Rodney Perman, Supt.
711 E Logan
Gettysburg, SD 57442

Dear Mr. Perman:

I am writing to acknowledge receipt of your 1991 irrigation questionnaire for Water Permit No. 5361-3. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaire was received prior to the Water Management Board meeting and your name was deleted from the agenda.

If you have any questions, please contact me at (605) 773-3352.

Sincerely,

Genny McMath
Natural Resources Analyst
Water Rights Division

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 1995

J SCHOOER, GETTYSBURG CNTRY CL
PO BOX 115
GETTYSBURG SD 57442 0115

NOTICE

RE: Violation of Water Permit No 5361-3.

Our records indicate that the 1994 Irrigation Questionnaire has not been submitted for Permit No 5361-3. The request for the Questionnaire was dated November 3, 1994. The Water Management Board has directed that owners of water permits who have not submitted the 1994 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No 5361-3 qualification:

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

The hearing will be held at 9:30 am, March 8, 1995 in the Crown Room, 3rd Floor, Kings Inn Best Western Convention Center, 200 S 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 SDCL 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 5361-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire is received in this office on/or before March 3, 1995, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352

Printed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

J SCHOOLER GETTYSBURG CNTRY CL
PO BOX 115
GETTYSBURG, SD 57442 0115

4a. Article Number

P 757 564 371

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

5. Signature (Addressee)

[Signature]

6. Signature (Agent)

[Signature]

8. Addressee's Address (Only if requested and fee is paid)

Is your RETURN?

PS Form 3811, December 1991 *U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 3, 1995

5361-3

John Schooler
Gettysburg Country Club
Box 115
Gettysburg, SD 57442-0115

Dear Mr. Schooler:

I am writing to acknowledge receipt of your 1994 irrigation questionnaire. You may disregard the February 7, 1995, **Notice of Violation Water Permit No. 5361-3.**

The questionnaire 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 Division
(605) 773-3352



5361-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

OCT 17 1996

5901-3

Steve Buechler
Gettysburg Country Club
P.O. Box 115
Gettysburg, SD 57442

Dear Mr. Buechler:

Enclosed is Water Permit and Water License No. 5901-3, and Receipt No. 414767 for \$50.00 which was assessed for an investigation and issuance of the license. Water License No. 5901-3 is the final document which completes the process of obtaining a water right.

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

Very truly yours,

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

ks
enclosures

NOTE: The applicable portions of Water Permit No. 5361-3 have been incorporated into this Water License No. 5901-3.