

Considered: _____

WATER PERMIT NO. 5424-3

Ph# 598-3746

HAP No. _____

Name of Applicant Leslie Bohlman

Post Office Address Tyndall SD 57066

Amount of Water Claimed no addt'l Total Acres ~~166~~ 4 additional acres
4 location correction

Source of Water Supply existing well - 207' deep

Water to be used for irrigation County Bon Homme

About 4 1/2 miles N of Springfield

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY _____ Date Received 3/28/90 Fee \$50.00 Remarks correction of
4 acres on Permit 2299-3 and 4 additional acres (no additional)

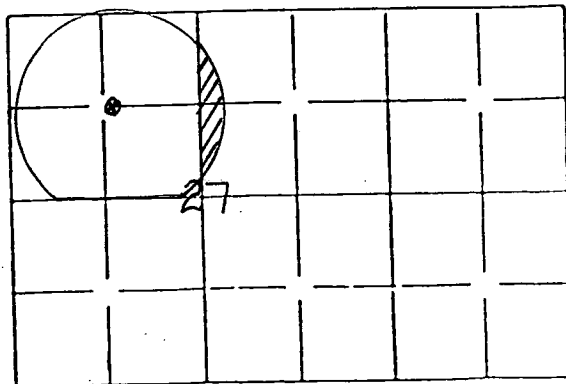
Corrected Application Received _____ Period of Annual Use _____

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

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

Diversion Point 1910ft S 47° E from NW Corner
of section 27 - T94-R60W

additional
Land to be Irrigated NW 1/4 NE 1/4 27-T94N-R60W
SW 1/4 NE 1/4 27-T94N-R60W



Well Log: Driller AAA Well Co. Licensed YES ~~NO~~ NO

Depth of Well 207' REMARKS existing

Type of Map Aerial PREPARED BY Ken Buehler Reviewed and the Number

assigned on 3/28/90 By Eric Thorslund

FORM 2: Application for irrigation (type or print)
in South Dakota

Pub day Wed

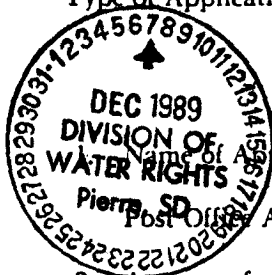
Mail to: Water Rights Div.
523 E. Capitol
Pierre, SD 57501
(605) 773-3352

(See instructions)

No. 5424-3 Hydrologic Unit 10170101
Basin Missouri River
Newspaper Springfield Times Box 365 57062

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

Type of Application: ☐ New ☐ Vested Right ☐ Amend Permit No. _____
☒ Change Acreage ☐ Change diversion point(s) ☐ Add diversion point(s)
☒ Add Acreage ☐ Increase diversion rate ☐ Other see Water Right #2299-3



Name of Applicant Leslie Bohlmann Phone No. 598-3746
Address Tyndall, State SD 57066
(Street, RR or Box) (City) Zip Code

2. Amount of water claimed (c.f.s.) 129 cfs no add'l Total acres irrigated 8
3. Source of Water supply groundwater - one well authorized by Water Right No. 2299-3
4. Location of point of diversion 1910 feet S 47° E from the NW Corner of Sec. 27, T94N-R60W
(SE 1/4 SE 1/4 NE 1/4 NW 1/4 Sec. 27, T94N-R60W)

County Bon Homme
5. Counties where water will be used Bon Homme
6. Annual period during which water is to be used April through October 31
7. List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.
NW 1/4 NE 1/4 Sec. 27,	4
SW 1/4 NE 1/4 Sec. 27,	4
all in Sec. 27, T94N-R60W	

Land Description	No. Acres Irr.

Attach sheet if more space is needed

8. Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: X Gun: _____ Other: _____
9. Crops to be Irrigated: corn and beans
10. Give a description of proposed project. (Attach sheet if more space is needed)

Existing well 207 feet deep, Existing Center Pivot, (see Permit No. 2299-3)
(see Water Right No. 2299-3)

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

STATE OF SOUTH DAKOTA)
County of Bon Homme)^{ss}

I, Leslie Bohlmann, 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 Leslie Bohlmann
Leslie Bohlmann

Subscribed and sworn to before me this 6th day of December 1989

Thomas E. Alberts
Notary Public

(SEAL)

My Commission Expires: May 21, 1990.

SOUTH DAKOTA
WATER PERMIT No. 5424-3 FOR IRRIGATION

Date of first receipt of application December 7, 1989.

Date Soil/Water Compatibility Permit received March 26, 1990.

The Water Management Board approved Water Permit Application No. 5424-3 on May 24, 1990 for Leslie Bohlman, RR. 1, Box 121, Tyndall, SD 57066 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. 5424-3 specifies the correct location of 4 irrigated acres and adds 4 acres to be irrigated. Water Permit No. 2299-3 appropriates 2.2 cubic feet of water per second from one existing well (Choteau - Tyndall Aquifer) 207 feet deep to irrigate 156 acres. Permit No. 2299-3 describes the acreage as being located in the NW1/4 of Section 27 T94N-R60W. The correct location of the 4 irrigated acres is the NW1/4 NE1/4 and the additional 4 irrigated acres are located in the SW1/4 NE1/4; all in Section 27 T94N-R60W. No increase in the diversion rate is authorized by this application.
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 December 7, 1989 (additional 4 acres) and June 12, 1975 (correction acreage).
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. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: _____

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

SEP 12 1990

(date)

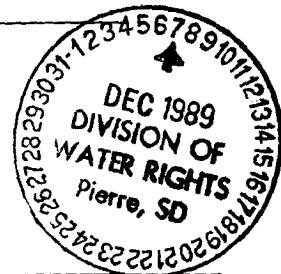
Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter na Depth 207
- b) Casing Type PVC Diameter 16-inch Thickness na
- c) Screen Type Johnson Irrigator Diameter 16-inch Thickness na
- d) Gravel Pack Thickness na Length of Gravel Pack 15 feet
- e) Depth to Top of Water Bearing Material 175 feet
- f) Depth to Water (ground surface to water level) 70 feet
- g) Distance to nearest existing domestic well:

On applicants property _____ On property owned by others _____



2. Dugout Information Estimates

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

3. Water Storage Dams

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

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

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Primary Outlet Capacity _____
If Pipe, diameter _____

f) Secondary Spillway Capacity _____
Spillway width _____

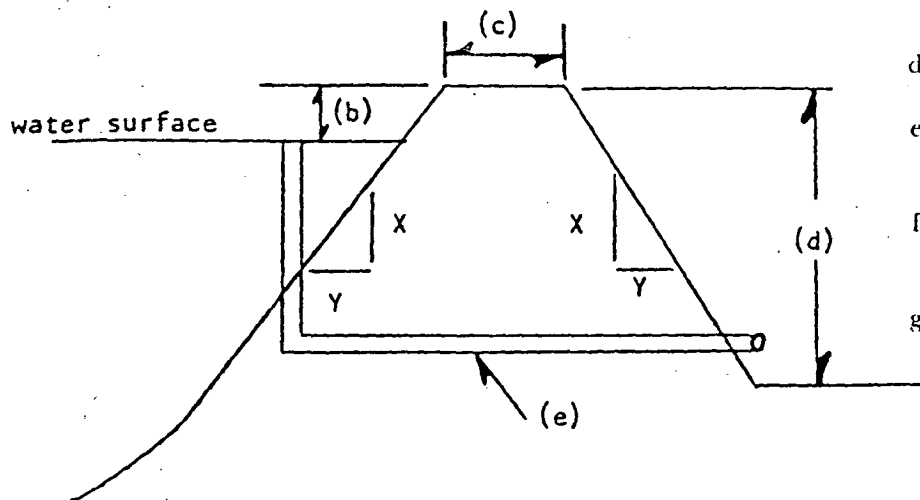
g) X & Y Slope _____
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Leslie D. Doherty
Signature of Applicant

NOTICE OF WELL CONSTRUCTION

(1) WELL CONSTRUCTION

Location of well: 1/4 NW 1/4 Section 27 Township 44N Range 60W
 Well owner Leslie Bohman (Name) Tyndall (Address)
 Date well drilling completed 24 March 76 Purpose of well Domestic, irrigation, municipal, industrial, other

WELL LOG

Layers, top to top in feet	Description of layer	Depth to top of water producing aquifer	ft.
<u>1-25</u>	<u>Yellow clay</u>	Depth to static water level	<u>16</u> ft.
<u>25-125</u>	<u>Clay with sand</u>	Name of producing aquifer (if known)	<u>1</u>
<u>125-140</u>	<u>Fine sand</u>	Total depth of drill hole	<u>267</u> ft.
<u>140-205</u>	<u>1/2 size gravel</u>	Depth to bottom of casing	<u>167</u> ft.
<u>205-207</u>	<u>Fine sand</u>	Casing information: in the space below show kind, size, weight, length per diameter, w.c., for production casing and surface casing, if used.	
		<u>16" P.C. cement pipe</u>	
		<u>13' long 1/2"</u>	
		Screen information: in the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.	
		<u>15' - 1/2" slot 1/2"</u>	
		<u>Johnson irrigation</u>	
		If a flowing well, flow of completed well	
		<u>AAA Well Co. total 1200</u>	
		Name of Drilling Contractor	

(2) PUMP INSTALLATION

Company name and size of pump National Turbine 12 HP 100
 Type of pump Turbine Capacity of installed pump 7000 G.P.M.
 Depth of pump placement 146 ft., Date of pump installation 23 May 76

(3) WATER SURFACE MEASURING TUBE

On some wells an air-tight water surface measuring tube is required: See Section 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed _____ ft., tube diameter _____, tube material _____.

1200 G.P.M. for 3 hr pumping

AAA Well Co. total 1200
 Name of Pump Installation Contractor

10' 10" 1/2"

2 1/2" in. to pump clear

First pumped 22 hr. at 1200 G.P.M. 2 April 76

34 hr. " 1200 " 6 April 76

18 hr. " 1200 " 29 April 76

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411987

Pierre, December 12, 1989

RECEIVED OF Leslie Bollmann, RR #1 Box 121, Tyndall, SD 57066

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

Fee for Application for Permit No. <u>5424-3</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

John Hatch/mra

Department of Agriculture
WI#1
5/87

SOIL/WATER COMPATIBILITY PERMIT
Division of Conservation

Office Use Only

4456

WR#

OWNERS NAME: Leslie Bohlmann OWNERS ADDRESS: Tyndall, SD 57066

COUNTY LAND LOCATED IN: Bon Homme PHONE: 605-598-3746

LEGAL DESCRIPTION:

☒ Well

☐ Surface

1. LOCATION 1910' S, 47° E from the NW corner of 27-T94N-R60W

Depth: (SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 27-T94N-R60W)

Legal Description	Acres	Legal Description	Acres
<u>NW$\frac{1}{4}$ NE$\frac{1}{4}$ 27-T94N-R60W</u>	<u>4</u>		
<u>SW$\frac{1}{4}$ NE$\frac{1}{4}$ 27-T94N-R60W</u>	<u>4</u>		

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

3. CROPS TO BE IRRIGATED: Corn and beans

WATER QUALITY:

4. WATER SAMPLE NUMBER: 75-266

7. ADJUSTED (SAR): _____

5. SALINITY (EC X 10⁶): 1081

8. PERCENT SODIUM: 13.28

6. SODIUM (SAR): 0.78

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.



Steve Quirk
Director, Division of Conservation

☒ APPROVED
____ DISAPPROVED
____ WAIVER

☒ REQUIREMENTS

Date

3/23/90

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



Department of Water & Natural Resources

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

November 29, 1989

Leslie Bohlman
RR 1, Box 121
Tyndall SD 57066

Dear Mr. Bohlman:

Our office is in the process of issuing Water Licenses for Water Permit Nos. 2299-3, 3577-3 and 3810-3. Review of the permits indicated that in addition to the land originally applied for, 8 acres in the NE 1/4 of Sec. 27, T94N-R60W are irrigated with the well authorized by Permit No. 2299-3. I have enclosed an application for a Permit. This application will clarify the location of the acres authorized by Permit No. 2299-3 to what is actually being irrigated from the well located in the NW 1/4 Sec. 27, T94N-R60W. The fee for this application is \$50.00. Please sign the enclosed application and Supplemental Information page, before a Notary Public and submit it to this office.

If you have any questions, please feel free to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Ken Buhler". The signature is written in a cursive style with a long horizontal line extending to the right.

KEN BUHLER
Natural Resources Engineer
Water Rights Division
(605)773-3352

enclosures

REPORT FOR APPLICATION No. 5424-3
LESLIE BOHLMANN
MARCH 30, 1990

This water permit application is the result of an inspection of the system constructed for Water Permit No. 2299-3. Permit No. 2299-3 authorized the diversion of 2.2 cubic feet of water per second from a well 207 feet deep to irrigate 156 acres. Application No. 5424-3 proposes to specify the correct location of 4 irrigated acres and to authorize irrigation of an additional 4 acres. The correct location of 4 acres described in Permit No. 2299-3 to be in the NW 1/4 Sec.27, T94N-R60W is the NW 1/4 NE 1/4 of Section 27, T94N-R60W. This application is also to add 4 acres to be irrigated which are located in the SW 1/4 NE 1/4 Sec.27, T94N-R60W. No increase in the diversion rate is authorized by this application.

The well used to supply water to this permit is completed into the Choteau-Tyndall Aquifer. The well has been in existence since 1976 with no reported controversy.

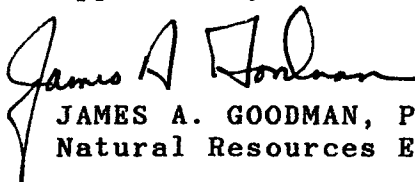
CONCLUSIONS:

1. This application was filed following an inspection of Water Permit No. 2299-3, and will correct the discrepancies that exist between the system proposed in application No. 2299-3 and the constructed system.
2. This application does not authorize an increase in diversion rate.



KEN BUHLER
Natural Resources Engineer

approved by



JAMES A. GOODMAN, P.E.
Natural Resources Engineer

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5424-3, Leslie Bohlmann

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. 5424-3, Leslie Bohlmann, RR 1, Box 121, Tyndall SD.

The Chief Engineer is recommending APPROVAL of Application No. 5424-3 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. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. This permit is approved subject to the irrigation water use questionnaire being submitted each year.

See the attached report for additional information.


JOHN HATCH, Chief Engineer
April 5, 1990



Department of Water & Natural Resources

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

April 9, 1990

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

Leslie Bohlmann
RR #1 Box 121
Tyndall, SD 57066

Dear Mr. Bohlmann:

Water Permit Application No. 5424-3 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 Springfield Times printed at Springfield, 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 cursive script that reads "Eric S. Gronlund".

Eric S. Gronlund
Natural Resources Engineer
605 773-3352

enclosures



Department of Water & Natural Resources

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

April 9, 1990

Springfield Times
Box 365
Springfield, SD 57062

ATTN: Legal Publications:

Enclosed is a Notice of Hearing on Application No. 5424-3 to be published twice. Please publish the first notice on or before April 19, 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 Leslie Bohlmann, RR #1 Box 121, Tyndall, SD 57066.

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 S. Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

TO: Eric S. 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 April 19, 1990 with 2nd publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5424-3 to Appropriate Water

Notice is given that Leslie Bohlmann, RR #1 Box 121, Tyndall, SD 57066 has filed an application for a water permit to specify the correct location of 4 irrigated acres and to add 4 acres to be irrigated. Water Permit No. 2299-3 appropriates 2.2 cubic feet of water per second from one existing well (Choteau-Tyndall Aquifer) 207 feet deep to irrigate 156 acres. Permit No. 2299-3 describes the acreage as being located in the NW1/4 of Section 27-T94N-R60W. The correct location of the 4 irrigated acres is the NW1/4 NE1/4 and the additional 4 irrigated acres are located in the SW1/4 NE1/4; all in Section 27-T94N-R60W. No increase in the diversion rate is authorized by this application.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5424-3 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 Pelican Room, Ramkota Inn, Hwy 212, Watertown, SD on May 23, 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 May 11, 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 May 11, 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 Bon Homme) ss.

I, Wayne L. Bertrand

certify that the attached printed Notice was taken from the Springfield Times

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 Springfield

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

April 18, 1990

April 25, 1990

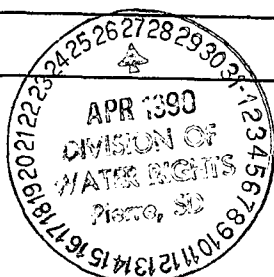
Wayne L. Bertrand
(Signature)

Publisher
(Title)

Apr. 25, 1990
(Date Signed)

Cost of Printing: 95 lines @ 24.2 + 80% x 1 =

2 wks. - \$41.38



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Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5424-3 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 Pelican Room, Ramkota Inn, Highway 212, Watertown, SD on May 23, 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 May 11, 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.

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(April 18 & 25)



Department of Water & Natural Resources

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

SEP 12 1990

5424-3

Leslie Bohlman
RR #1 Box 121
Tyndall, SD 57066

Dear Mr. Bohlman:

Enclosed is Water Permit No. 5424-3 as approved by the Water Management Board authorizing your water diversion system and the application of water beneficial use, not exceeding the limits as specified in the Water Permit.

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

Very truly yours,

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

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

enclosures

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412372

Pierre, September 19, 1990

RECEIVED OF Leslie E. Bohmann, RR #1 Box 121, Tyndall SD 57056

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>Water Permit No. 5888-3</u>	90	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	90	00

By John Hatch (ms)
Chief Engineer



January 29, 1993

NOTICE

5424-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

TO: LESLIE BOHLMANN
RR 1 BOX 121
TYNDALL SD 57066

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Violation of Water Permit No(s) 3577-3A & 3810-3, 5424-3 and 1992 Irrigation
Questionnaire Requirements

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 3577-3A & 3810-3, 5424-3. The request for the Questionnaires was dated October 16, 1992. The Water Management Board has directed that owners of water permits who have not submitted the 1992 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) 3577-3A & 3810-3 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) 5424-3 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 3, 1993, at 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) 5424-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3577-3A & 3810-3 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. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaires are received in this office before the March 3rd hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Is your RETURN ADDRESS completed 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:

LESLIE BOHLMANN
RR 1 BOX 121
TYNDALL SD 57066

4a. Article Number

P 906 560 083

4b. Service Type

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

7. Date of Delivery

1-30-93

5. Signature (Addressee)

Leslie Bohmann

6. Signature (Agent)

RS 1-30-93

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

PS Form 3811, December 1991 ☆ U.S.G.P.O. : 1992-307-530

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

February 11, 1993

3577-3A
3810-3
5424-3

Leslie Bohlmann
RR #1 Box 121
Tyndall, SD 57066

Dear Mr. Bohlmann:

I am writing to acknowledge receipt of your 1992 irrigation questionnaires for Water Permit Nos. 3577-3A, 3810-3 and 5424-3. You may disregard the January 29, 1993 **Notice of Violation of Water Permits and 1992 Irrigation Questionnaire Requirements.**

The questionnaires were received prior to the Water Management Board Meeting and your name has been 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

Tyndall, S. Dak.

Dear Department of Environmental
and Natural Resources,
— Water Rights Division:

We are having a replacement
well dug on the N.W. quarter
of 94-27-60 for irrigation
purposes. Location to be
approximately 50 ft. from the
center pivot point.

Sincerely,

Leslie & Donna Bohman
RRT-1 Box 121
Tyndall, S. Dak. 57066



Water District

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

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

I have this day made a thorough examination of the water use system constructed by Leslie Bohlmann
_____ of Tyndall, SD _____ holder of

Permit No. 2299-3 _____, bearing the priority of June 12 _____ 19 75 _____ authorizing
the diversion of 2. _____ cu. ft. per second of the waters of groundwater _____
for irrigation _____ purposes, in Bon Homme _____ County.

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

A. Works used to divert the water:

The system consists of one well 267 feet deep, constructed by AAA Well Company, (SD Driller's License No. 370). The pump is a 8-inch National Pump with 5 stages capable of producing 900 gpm. The motor is a 100 HP, 3 phase, U.S. Electric.

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

The distribution pipeline is an 8-inch diameter aluminum pipeline 90 feet long

C. Works used to apply water to beneficial use:

Water is applied to beneficial use through a Valley Center Pivot system. The system has 8 towers with a corner system. The span between towers is 185 feet, and the overall length of the system is 1540 feet. The system has a Nelson End gun and operates at 80psi with 900gpm

The system is in the following condition GOOD

The point of diversion is located 1910 feet S 47° E from the NW Corner of Sec. 27, T94N-R60W

(SW 1/4 SE 1/4 NE 1/4 NW 1/4 Sec. 27, T94N-R60W)

The works are capable of diverting and conveying to the place of use 2.00

cu. ft. per second of water which is to be used for irrigation

Water has been put to beneficial use to the maximum extent as follows: NE 1/4 NW 1/4 - 38 acres, NW 1/4 NW 1/4 - 38 acres, SW 1/4 NW 1/4 - 38 acres, SE 1/4 NW 1/4 - 38 acres, NW 1/4 NE 1/4 - 4 acres, SW 1/4 NE 1/4 - 4 acres; all of Sec. 27, T94N-R60W

comprising a total of 160 acres of land and the license should be issued for 2.00 cfs

Applicable permit qualifications have been complied with X Yes _____ No

Exceptions to compliance are: _____ Date Sept 1, 1987

K A Bull
(signature)

LICENSE FOR PERMIT NUMBER 2299-3

1. Legal location of wells: 1910 feet S 47°E from the NW corner of Sec.27, T94N-R60W
(S^W 1/4 S^W 1/4 NE 1/4 NW 1/4 Sec. 27, T94N-R60W)

dams & structures: _____

2. Well Information: Well Drilling Firm AAA Well Co. (Paul C. Worm)

No. of wells one Depth 207

Casing a) diameter 1 1/2-inch Screen a) type Johnson Irrigator (ss) 100 slot
b) length 190 feet b) length 15 feet
c) type asphalt covered cement Static Water Level 70 feet

Pump a) make National Pump Motor a) make U.S. Electric
b) model 16x8-200 SN 476-520 b) model no. ID # R-9986-00-829 R2098556
c) size 8-inch c) horsepower rating 100
d) capacity 900 GPM d) motor efficiency rating _____
e) turbine pump no. of stages 5 max HP = 91

3. Distribution lines:

a) size of lines 8-inch
b) type aluminum
c) length 90 feet

4. Dam information: NA

a) height to crest _____
b) height to spillway _____
c) crest width _____
d) crest length _____
e) spillway length _____
f) spillway width _____
g) approx. storage _____

- i) Outlet tubes:

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

- h) Distribution lines or canals:

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

5. System Type: a) sideroll:

1) length _____ feet
2) diameter of pipe _____
3) make, model & number of sprinklers _____

- b) towline:

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

4) spacing of sprinklers _____
5) nozzle size _____

5. System Type: c) center pivot

- 1) make Valley
- 2) number of towers 8 + corner system
- 3) distance between towers
185
- 4) overall length 1540
- 5) End gun (Y/N) Y (Nelson End Gun)
- 6) high or low pressure high
- 7) make & size of nozzles
Not Available
- 8) PSI reading while system is
running 80psi
- 9) GPM 900
Model # 4171
Serial # 17925

g) Gun

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

d) Gate Pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

e) Siphons

- 1) number _____
- 2) size _____

f) Portable boom

- 1) make _____
- 2) serial number _____
- 3) nozzle size _____
- 4) capacity (GPM) _____
- 5) PSI _____

h) Hydromatic

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

YES

NO

Check Items

- | | | |
|----------|----------|---|
| — | <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. |

REMARKS:

A total of 9 acres located in the W 1/2 NE 1/4 Sec. 27, T94N-R60W, are covered under the center pivot system in addition to the land in the NW 1/4 Sec. 27, T94N-R60W. Water Permit No. 2299-3 does not authorize irrigation of the NE 1/4 Sec. 27. A soil and water permit was approved for acres in the NE 1/4 from a well located in the NE 1/4 Sec. 27, T94N-R60W (Same aquifer), in Water Permit No. 3577-3.

Application will be written up to transfer diversion authority of .129 cubic feet per second from Permit #3577-3 to Permit #2299-3.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5424-3

(1) Leslie Bohlmann of RR #1 Box 121, Tyndall SD 57066 made Application No. 5424-3, December 7, 1988 for a water permit to appropriate no add'l cubic feet of water per second from groundwater (one existing well), Bon Homme County, South Dakota for irrigation purposes. Permit No. 5424-3 with priority dates of December 7, 1989 (additional 4 acres) and June 12, 1975 (correction acreage) was approved May 24, 1990 and issued to the applicant for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

Water Permit No. 5424-3 specifies the correct location of 4 irrigated acres and adds 4 additional acres on Water Permit No. 2299-3. No increase in diversion rate was authorized by No. 5424-3.

The applicable portions of Water Permit No. 2299-3 are incorporated into this Water License No. 5424-3. The priority dates, as they pertain to the acreage irrigated are described in (3) of this license

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 2.00 cubic feet of water per second for beneficial use. The location of the diversion point is: 1910 feet S 47 degrees E from the NW corner of Section 27, T94N, R60W (NE1/4 NW1/4).

(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:

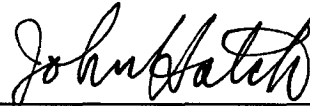
T94N, R60W Section 27	NE1/4 NW1/4	38	acres
	NW1/4 NW1/4	38	"
	SW1/4 NW1/4	38	"
	SE1/4 NW1/4	38	"
	NW1/4 NE1/4	4	"
	SW1/4 NE1/4	4	"
	Total	160	acres

The 4 acres in the SW1/4 NE1/4 carry a priority date of December 7, 1989. The remaining acreage carries a priority date of June 12, 1975.

page 2

Water License No. 5424-3

(4) Pursuant to Section 46-5-30.1 Leslie Bohlmann of RR #1 Box 121, Tyndall SD 57066 the holder(s) and/or owner(s) of Incorporated No. 5424-3 is issued a license to appropriate water, the right to use 2.00 cubic feet of water per second from groundwater (one well) with priority dates of June 12, 1975 and December 7, 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 No. 5424-3 and subject to South Dakota State Law.



NOV 7 1990

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



Department of Water & Natural Resources

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

5424-3

NOV 7 1990

Leslie Bohlmann
RR #1 Box 121
Tyndall SD 57066

Dear Mr. Bohlmann:

Enclosed is Water License No. 5424-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412372 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. 5424-3, 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,

A handwritten signature in cursive script that reads "John Hatch".

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

enclosures

NOTE: The applicable portions of Water Permit No. 2299-3 were incorporated into Water License No. 5424-3.



5424-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 2010

NOTICE

TO: VIRGIL TJEERDSMA, 30628 414TH AVE, TYNDALL, SD 57066

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

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaire(s)

Our records indicate that the 2009 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4727-3, 5424-3, 6372-3 & 6791-3. The request for the Questionnaire was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4727-3, 5424-3, 6372-3 & 6791-3 qualification:

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

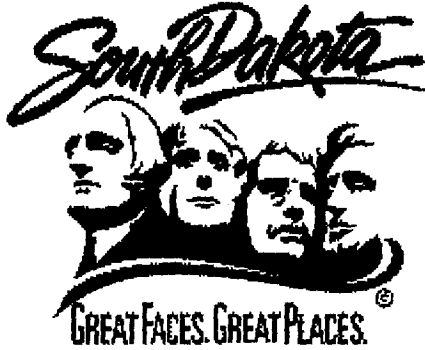
The hearing will be held at **10:00 am, March 10, 2010** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According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

1. Suspend or cancel Permit No(s) 4727-3, 5424-3, 6372-3 & 6791-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

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

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 29, 2010

Virgil Tjeerdsma
30628 414th Ave
Tyndall SD 57066

RE: 2009 Irrigation Questionnaires for Water Permit or Right Nos. 4727-3, 5424-3, 6372-3 & 6791-3

Dear Mr. Tjeerdsma:

I am writing to acknowledge receipt of your 2009 irrigation questionnaires. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right Nos. 4727-3 and 5424-3 and Water Permit Nos. 6372-3 and 6791-3.

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

If you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script that reads 'Genny McMath'.

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



5424-B

**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 15, 2016

NOTICE

TO: VIRGIL TJEERDSMA, 30628 414ST AVE, TYNDALL, SD 57066

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

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaire(s)

Our records indicate your 2015 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5424-3, 6372-3 & 6791-3. The request for the Questionnaire was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 5424-3, 6372-3 & 6791-3 qualification:

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

The hearing will be held at **Thursday, March 3, 2016 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 5424-3, 6372-3 & 6791-3 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 3, 2016** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

February 3, 2016

5424-3
6372-3
6791-3

Virgil Tjeerdsma
30628 414th Ave
Tyndall SD 57066

Dear Mr. Tjeerdsma:

I am writing to acknowledge receipt of your 2015 irrigation questionnaires.

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Permit No. 6791-3 and Water Right Nos. 5424-3 and 6372-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



5424-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2018

NOTICE

TO: VIRGIL TJEERDSMA, 30628 414TH AVE, TYNDALL, SD 57066
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaires

Our records indicate your 2017 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 3811-3 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) 5424-3, 6372-3, 6791-3 & 8267-3 qualification:

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

The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 5424-3, 6372-3, 6791-3 & 8267-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3811-3 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 before the **March 7, 2018** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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



5424-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 5, 2018

Virgil Tjeerdsma
30628 414th Ave
Tyndall SD 57066

RE: Water Permit/Right Nos. 3811-3, 5424-3, 6372-3, 6791-3 & 8267-3

Dear Mr. Tjeerdsma:

I am writing to acknowledge receipt of your 2017 irrigation questionnaires.

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Permit/Right Nos. 3811-3, 5424-3, 6372-3, 6791-3 & 8267-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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