

2002 Water Management Board Irrigation Questionnaire

Please fill out and return before December 2, 2002

No. 5467-3
BOB KOHL
PLANT SCIENCE/SDSU
BOX 2207A
BROOKINGS SD 57007

Any address corrections?

Telephone No. _____

Return the completed form(s) to the Water Rights Program at 523 E Capitol, Pierre, SD 57501-3181 (605) 773-3352 or send your form(s) electronically over the internet at <http://www.state.sd.us/eforms/secure/eforms/E0455V1-IQ.pdf>

1. Is the system constructed? *yes X no _____

3. Is the land enrolled in CRP? *yes _____ no X

*Type of system used (check all that apply):

*If yes, through what year? _____

center pivots _____ towlines _____ big gun _____
flood _____ sprinklers X other Linear move
+ hand lines

4. Did you apply chemicals or fertilizer through the system in 2002? yes _____ no X

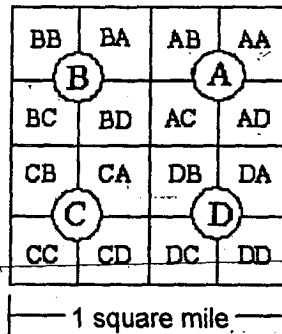
2. Did you irrigate in 2002? *yes X **no _____

5. If permitted for more than one water source, circle each source used. A GROUNDWATER

*If yes, number of acres irrigated 11.7

**If no, list reason(s) in comment box and answer No. 3:

Comment Box



Office use only

RECEIVED

OCT 21 2002

WATER RIGHTS
PROGRAM

Acreage permitted for irrigation under No. 5467-3 (see above section map for help reading legal descriptions)

sec 26-T110N-R49W, AB -- 15.00 acres
sec 26-T110N-R49W, AA -- 40.00 acres
sec 26-T110N-R49W, AC -- 20.00 acres
sec 26-T110N-R49W, AD -- 40.00 acres
sec 23-T110N-R49W, DD -- 9.00 acres

this is the land we farm.

Not our land

Please provide your 2002 water use to irrigate the above acreage on the REVERSE side of this form.

For a sample completed questionnaire, please refer to the reverse side of your cover letter.

STATE OF SOUTH DAKOTA
REISSUED WATER LICENSE NO. 5467A-3
DIVISION OF NO. 5467-3 INTO 5467A-3 AND 5467B-3

(1) South Dakota State University (SDSU), Department of Plant Science, Box 2207A, Brookings SD 57007 was issued Water License No. 5467-3, April 23, 1998 for a water right to divert 0.67 cubic feet of water per second (cfs) from groundwater (one well), Brookings County, South Dakota for irrigation purposes. Water Right No. 5467-3, with a priority date of August 21, 1990 was issued to permit holder for diversion of water upon completion of the water supply system and the application of water to beneficial use.

The original license authorized irrigation of 124 acres in the NE ¼ Section 26 and SE ¼ SE ¼ Section 23; all in T110N-R49W. The water right is being divided and reissued to reflect separate ownership.

- **No. 5467A-3 – SDSU:** authorizing diversion of 0.67 cfs to irrigate 115 acres in the NE ¼ Section 26-T110N-R49W;
- **No. 5467B-3 – Terrance Hill,** 47670 US Hwy 14, Aurora SD 57002 – authorizing irrigation of 9 acres in the SE ¼ SE ¼ Section 23-T110N-R49W. Issuance of No. 5467B-3 is being withheld until a determination is made by the Water Management Board on whether or not the water right has been abandoned and/or forfeited and subject to cancellation.

(2) The water supply system has been completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Codified Law 46-5-30.1, the holder and/or owner of Water Right No. 5467A-3 is issued a license, bearing a priority date of April 21, 1990 to appropriate 0.67 cubic feet of water per second from groundwater (one well) to irrigate 115 acres.

The diversion point is located: 2,000 feet south and 950 feet west of the northeast corner of Section 26-T110N-R49W (SE ¼ NE ¼). The acres authorized for irrigation are as follows:

Section 26-T110N-R49W	NW ¼ NE ¼	15 acres
	NE ¼ NE ¼	40 acres
	SW ¼ NE ¼	20 acres
	SE ¼ NE ¼	40 acres
Total – 115 acres		

(3) This reissued license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit No. 5467-3 including the following now applicable qualifications:

- The well authorized pursuant to this Permit shall be constructed by a licensed well driller and construction shall comply Water Management Board Well Construction Rules, Chapter 74:02:04.
- 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.
- This Permit is approved subject to the irrigation water use questionnaire being submitted each year.



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

OCT 10 2003

date





OCT 10 2003

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

5467A-3

South Dakota State University
Department of Plant Science
c/o Bob Kohl
Box 2207A
Brookings SD 57007

Dear Mr. Kohl:

Enclosed is Reissued Water License No. 5467A-3. The original license authorized irrigation of 124 acres in the NE ¼ Section 26 and SE ¼ SE ¼ Section 23; all in T110N-R49W. The water right is being divided and reissued to reflect separate ownership.

- **No. 5467A-3 – South Dakota State University:** authorizing diversion of 0.67 cubic feet of water per second to irrigate 115 acres in the NE ¼ Section 26-T110N-R49W;
- **No. 5467B-3 – Terrance Hill,** 47670 US Hwy 14, Aurora SD 57002 – authorizing irrigation of 9 acres in the SE ¼ SE ¼ Section 23-T110N-R49W. Issuance of No. 5467B-3 is being withheld until a determination is made by the Water Management Board on whether or not the water right has been abandoned and/or forfeited and subject to cancellation.

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

Sincerely,

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

enclosure



5467A-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
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January 26, 2007

NOTICE

TO: PLANT SCIENCE - SDSU, JONATHAN KLEINJAN, BOX 2207A, BROOKINGS, SD 57007
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program
SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaire(s)

Our records indicate that the 2006 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5467A-3. The request for the Questionnaire was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 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) 5467A-3 qualification:

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

The hearing will be held at 10:30 am, March 7, 2007 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) 5467A-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 1, 2007, 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V5-IQ.pdf>

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.

5467A-3

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	Waiver of Signature ☐ YES ☐ NO
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DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 30, 2007

5467A-3

David Clay
SDSU Plant Science
Box 2207A
Brookings SD 57007

Dear Mr. Clay:

I am writing to acknowledge receipt of your 2006 irrigation questionnaire. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Right No. 5467A-3.

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

If you have any questions, please contact me.

Sincerely,

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



5467A-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 23, 2009

NOTICE

TO: PLANT SCIENCE - SDSU, DAVID CLAY, BOX 2207A, BROOKINGS, SD 57007

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

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5467A-3. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 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) 5467A-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 11, 2009** 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) 5467A-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 6, 2009**, 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/efrms/secure/efrms/E0455V7-IQ.pdf>

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.

5467A-3

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PLANT SCIENCE - SDSU
DAVID CLAY
BOX 2207A
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Waiver of Signature ☐ YES ☐ NO

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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 27, 2009

5467A-3

David Clay
SDSU – Plant Science
Box 2207A
Brookings SD 57007

Dear Mr. Clay:

I am writing to acknowledge receipt of your 2008 irrigation questionnaire. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right No. 5467A-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

Dewell, Amanda

From: Dewell, Amanda
Sent: Friday, April 19, 2024 11:18 AM
To: Vande Weerd, Melissa
Cc: Clay, David; Reicks, Graig
Subject: SDSU-Plant Science WR No. 5467A-3

Good afternoon –

My name is Amanda, and I am the Permitting Administrator for the South Dakota Water Rights Program. I am contacting you today in regard to Water Right No. 5467A-3, held by the SDSU Plant Science Program. Water Right No. 5467A-3 authorizes the diversion of 0.67 cubic feet of water per second from 1 well (SE ¼ NE ¼ Sec26-T110N-R49W) for the irrigation of 115 acres (NE ¼ Sec 26 & SE ¼ SE ¼ Sec 23-T110N-R49W). I've included a map of the described area for reference with a blue pin at the approx. well site.

Up until 2018, David Clay was being mailed annual irrigation questionnaires for the reporting of water use under Water Right No. 5467A-3. Those questionnaires have been on hold w/ a note on the file indicating that back in 2018, our office received an email saying the water right could be cancelled. Unfortunately, a copy of that email was never included in the record and cancellation of Water Right No. 5467A-3 was never pursued.

The purpose of this email is to confirm that the irrigation system authorized under Water Right No. 5467A-3 has in fact been abandoned and to proceed with scheduling the water right for cancellation.

I appreciate your assistance in this matter. Thank you,



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 20, 2026

NOTICE

TO: SDSU, PLANT SCIENCE PROGRAM, BOX 2207A, BROOKINGS, SD 57007
FROM: Ron Duvall, Engineer III
for Adam Mathiowetz, PE, Acting Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaire(s)

Our records indicate your 2025 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5467A-3. The request for the Questionnaire was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 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) 5467A-3 qualification:

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

The hearing will be held on **Wednesday, March 4, 2026 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) 5467A-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 4, 2026** 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 Shannon Konst at (605) 773-3352 or email at shannon.konst@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: CQDMRA**

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 AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

February 27, 2026

5467A-3

SDSU
C/O Plant Science Program
Box 2207A
Brookings, SD 57007

To Whom it May Concern,

I am writing to acknowledge receipt of your 2025 irrigation questionnaire(s).

You may disregard the January 20, 2026, "Notice" concerning irrigation reporting requirements for your water permit/right(s). 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,

Shannon Konst
Water Rights Program
605 773-8204
Shannon.konst@state.sd.us