

Considered: _____

WATER PERMIT NO. 5589-3

Phone: 928-7958

Name of Applicant: PARKSTON COUNTRY CLUB

Post Office Address: PO Box 21, Parkston SD 57366

Amount of Water Claimed: 0.02 add'l (0.24) Total Acres: 20

Source of Water Supply: groundwater

Water to be used for: irrigation County: Hutchinson

About 1 1/2 miles SE of Parkston

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY _____ Date Received: 10-28-91 Fee: \$50 Remarks Add'l

diversion point and water appropriation on WP No. 5348-3

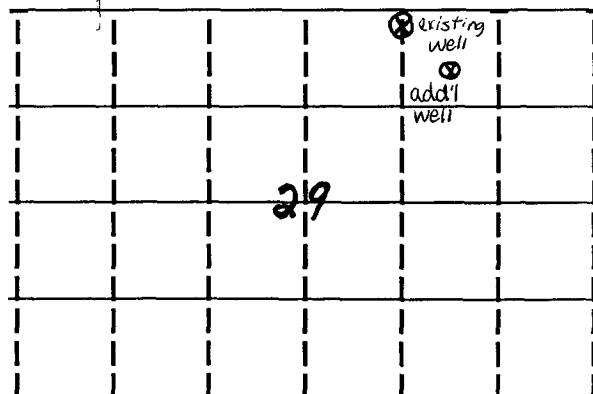
Corrected Application Received _____ Period of Annual Use April 1- Oct 1

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

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

Diversion Point: Lot A NE 1/4 Sec 29-T99N-R60W

Land to be Irrigated: Lot A NE 1/4 Sec 29-T99N-
R60W



Well Log: Driller: Lehr Well Drilling Licensed YES X NO _____

Depth of Well: 297' REMARKS _____

Type of Map: aerial PREPARED BY: Lynn Beck Reviewed and the Number

Assigned on 10-28-91 By Karen Schlaak

(See instructions)

No. 5589-3 Hydrologic Unit 10160011
Basin James River
Newspaper The Parkston Advance, Box J

(Wed)

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 _____

1. Name of Applicant Parkston Country Club Phone No. 928-7958
Post Office Address C/o Dan Neugebauer P.O. Box 21 Parkston State SD 57366
(Street, R.R. or Box) (City) Zip Code
2. Amount of water claimed (c.f.s) 0.24 (0.02 add'l) Total acres irrigated 20
3. Source of Water supply 1 additional well to Permit No. 5348-3
4. Location of point of diversion Lot A - Northeast Quarter of Section 29 Township 99 North
Range 60 West of the P.M.
County Hutchinson
5. Counties where water will be used Hutchinson
6. Annual period during which water is to be used April 1 - October 1
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.
Lot A NE1/4 29-99-60	20

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



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 Hutchinson ss

I, Dan Neugebauer, 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 Dan Neugebauer

Subscribed and sworn to before me this 23 day of Oct 19 91

[Signature]
Notary Public

SOUTH DAKOTA
WATER PERMIT No. 5589-3 FOR IRRIGATION

Date of first receipt of application October 28, 1991.

Date Soil/Water Compatibility Permit received September 1, 1989.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5589-3 to Parkston Country Club, c/o Dan Neugebauer, PO Box 21, Parkston SD 57366 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. 5589-3 appropriates 0.02 cubic feet of water per second (cfs) and adds one additional well to irrigate acreage authorized by Water Permit No. 5348-3. Water Permit No. 5348-3 appropriates 0.22 cfs from 2 wells to irrigate 20 acres all located in Lot A (NE 1/4) Section 29-T99N-R60W. An inspection of this permit found 3 wells capable of diverting 0.24 cfs irrigating 20 acres in Lot A (NE 1/4) Section 29-T99N-R60W. The additional well is located in Lot A (NE 1/4) Section 29-T99N-R60W. No increase in the number of acres being irrigated is authorized by this permit.
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 1.
3. The date from which applicant may claim right is October 28, 1991.
4. The date of approval of Permit No. 5589-3 is February 4, 1992.
5. 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 Environment and Natural Resources

AUG 12 1992

_____ date

Supplemental Information

(type or print in ink)



Well # 3

1. Well Information - Proposed construction

- a) Drill Hole Diameter 10" Depth 297'
- b) Casing Type PLASTIC Diameter 6" Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth to 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 _____ 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 _____

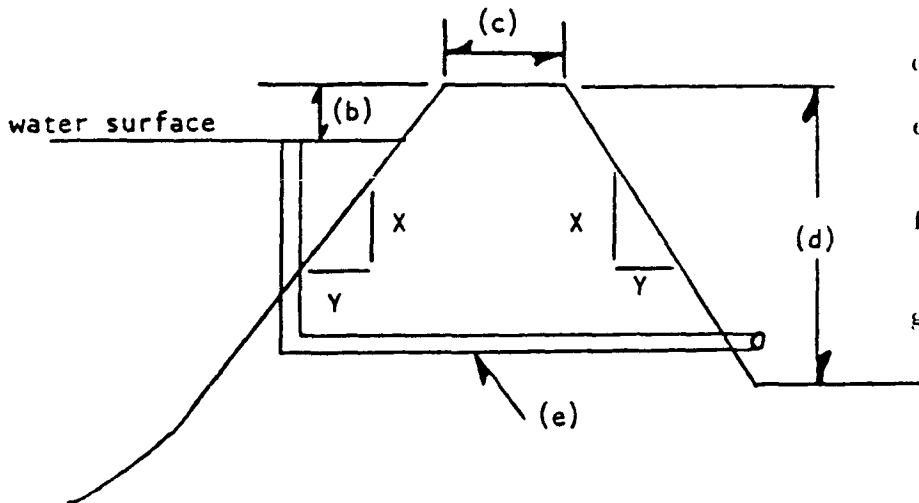
e) Primary Outlet Capacity _____
If Pipe, diameter _____f) Secondary Spillway Capacity _____
Spillway width _____g) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Dan Neugebauer
Signature of Applicant

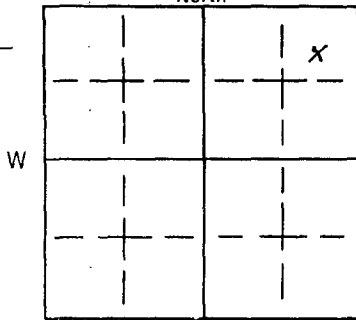
6348-3

SOUTH DAKOTA WATER WELL COMPLETION REPORT

10-85

Location NE 1/4 NE 1/4 Sec 29 Twp Liberty Rg 99-60County Hutchinson

North



Please mark well location with an "X"

1 mile

Well Completion Date Dec. 5, 1989

PROPOSED USE:

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

Method of Drilling:

Straight Rotary

CASING DATA:

- ☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>300 LB/FT</u>	<u>6 IN</u>	<u>0 FT</u>	<u>297 FT</u>	<u>10 IN</u>
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUT:

Was the well grouted? ☒ YES ☐ NOTo what depth? 30 FEETWhat is grouting material? CementIf cement, number of sacks? 9Describe grouting procedure Grout was pumped down backside of casingWhat was grout weight? 15 LB/GALSCREEN: ☐ Perforated pipe ☒ ManufacturedDiameter 6 IN Length 15 FEETMaterial PlasticSlot Size 225 Set From 282 Feet To 297 Feet

Slot Size _____ Set From _____ Feet To _____ Feet

Slot Size _____ Set From _____ Feet To _____ Feet

Other information _____

Was a packer or seal used? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

Was well disinfected upon completion? ☐ YES ☒ NOExplain Pump has not been installedBacteriological analysis ☐ YES ☒ NO Not yet

Laboratory sent to _____

Well Owner:

Name Parkston Country ClubAddress Box 21 Parkston SD 57366

Well Log:

Depth

Formation

From

To

<u>Topsoil</u>	<u>0</u>	<u>1</u>
<u>Yellow clay</u>	<u>1</u>	<u>35</u>
<u>Blue clay</u>	<u>35</u>	<u>48</u>
<u>Silty sand</u>	<u>48</u>	<u>54</u>
<u>Blue clay with short streaks of silty sand</u>	<u>54</u>	<u>240</u>
<u>Coarse dirty sand</u>	<u>240</u>	<u>245</u>
<u>Blue clay</u>	<u>245</u>	<u>282</u>
<u>clean sand (Medium-fine)</u>	<u>282</u>	<u>297</u>

STATIC WATER LEVEL 45

If flowing: closed in pressure _____

GPM flow _____ through _____

Controlled by ☐ Valve ☐ Reducers ☐ Other

If other; specify _____

Can well be completely shut in? _____

WELL TEST DATA:

☐ Pumped☐ Bailed☒ OtherDescribe: well was developed with air at 70-80 G.P.M.

Pumping Level Below Land Surface

_____ ft. After _____ Hrs. pumped _____ GPM

_____ ft. After _____ Hrs. pumped _____ GPM

_____ ft. After _____ Hrs. pumped _____ GPM

REMARKS:

Screen area was gravel packed, with a bentonite slurry above the screen to the bottom of the grout. (Pump has not yet been installed)

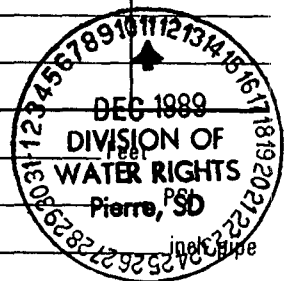
This well was drilled under license # 302And this report is true and accurate. MDNODrilling firm Leke Well Drilling

Signature of License Representative:

Victor Leke

Signature of Well Owner:

Parkston County Club
Dan Neugebauer, U. Pres.
5 Dec 1989



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412891

Pierre, October 28, 19 91

RECEIVED OF Parkston Country Club (Dan Neugebauer) PO Box 21, Parkston, SD 57366

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

Fee for Application for Permit No. <u>5589-3</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 Hatala
Chief Engineer

NOTICE OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USEDate 12 Sept 1990TO: Water Rights Division, DWNR
Joe Foss Building
Pierre SD 57501-3181FROM: PARKston County Club Box 21 PARKston
name address city

I have completed the construction of the water diversion system and I have put the water to beneficial use to the maximum extent it is going to be used. I have not exceeded the amounts specified in Water Permit No. 5348-3.

Water Permit No. 5348-3 states that the diversion system is to be constructed by PARKston County Club, and that the water it put to beneficial use by PARKston County Club.

The diversion system was completed on 15 May 1990.
Applying the water to beneficial use was completed on 15 May 1990.

You may schedule an inspection so that the Water License may be issued.

Dan Neugebauer
signature



Conversation or File Documentation

NAME OF PERSON OR FILE: DAN NIGABAR - PARKSTON COUNTRY CLUBADDRESS: PO. BOX 21 PARKSTON SD 57366 COUNTY HUTCHINSONDATE: 8/22/91 TELEPHONE (605) 928-3325RE: 3RD WELL

COMMENTS:

A 3RD WELL HAS BEEN DUG AT THE PARKSTON COUNTRY CLUB GOLF COURSE, I CAN FIND NO PERMIT FOR IT NOR IS IT LISTED ON PERMIT NO. 5348-3.

CALLED DAN NIGABAR: THEY NEED A PERMIT FOR THE 3RD WELL AND IF TOTAL cfs IS OVER THE .22 cfs ON 5348-3 THE ADDITIONAL cfs WOULD HAVE A NEW PRIORITY DATE. IF THE NEW WELL IS WITHIN 660' OF ONE THEY WISH TO ABANDON IT CAN BE AMENDED ON PERMIT 5348-3. IF THE WELL AT THE CLUB HOUSE IS USED FOR THE CLUB HOUSE A COMMERCIAL PERMIT IS NEEDED. MR. NIGABAR WAS UNDER THE IMPRESSION THAT VIC LEHR OF LEHR WELL DRILLING OBTAINED ALL NECESSARY PERMITS.

I PHONED VIC ~~THE~~ LEHR AND LEFT A MESSAGE.

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.

Conversation or File Documentation

NAME OF PERSON OR FILE: PARKSTON COUNTRY CLUBADDRESS: PO. BOX 21 PARKSTON, SD 57366 COUNTY HUTCHINSONDATE: 8/27/91 TELEPHONE (605) 928-3325RE: NEW WELL & COMMERCIAL USE OF EXISTING WELL

COMMENTS:

VIC B LEHR (WELL DRILLER) RETURNED MY CALL,
HE DIDN'T SUBMITT ANY APPLICATIONS TO THE
DIVISION OF WATER RIGHTS FOR THE 3RD WELL,
JUST THE WELL LOG.

SPOKE W/ DAN NIGABAR BY PHONE, INFORMED
HIM THAT THEY NEED TO APPLY FOR THE
3RD WELL AND FOR COMMERCIAL USE ON THE
WELL NEAR THE CLUB HOUSE. HE TOLD ME TO
SEND HIM THE PAPERWORK.

SPOKE W/ DENNIS KRUEGER BY PHONE ASKED FOR
TOTAL DIVERSION RATE, HE WILL CALL ME BACK
W/ RATE. HE ALSO SAID THE CLUBHOUSE WILL
BE ON THE RURAL WATER SYSTEM SOON.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME:

Lynn Beck



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 29, 1991

Parkston Country Club
% Dan Neugebauer
P.O. Box 21
Parkston, SD 57366

RE: Additional well and diversion rate to Permit No. 5348-3.

Dear Mr Neugebauer:

Enclosed is the application for the additional well and diversion rate for irrigation purposes. Also, you will find a copy of Permit No. 5348-3 file. The new well will retain the same priority date as Permit No. 5348-3. The additional 0.02 cfs diversion rate will have a new priority date. A Soil\Water Compatibility Application will not be necessary. The new diversion point is covered under the Soil\Water Compatibility Permit for Permit No. 5348-3.

Dennis Krueger informed me that the clubhouse would soon be on the rural water system; therefore, the application for commercial use from the well near the clubhouse is not needed.

Please complete the application and return to the Water Rights Division.

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

Sincerely,

Lynn Beck
Natural Resource Engineer
Water Rights Division
(605) 773-3352

enclosures

Report on Application No. 5589-3
Parkston Country Club
December 3, 1991

This application proposes to appropriate 0.02 cubic feet of water per second (cfs) and add one well to irrigate acreage authorized by Water Permit No. 5348-3. Water Permit No. 5348-3 appropriates 0.22 cfs from 2 wells to irrigate 20 acres all located in Lot A NE1/4 Section 29 T99N-R60W Hutchinson County. An inspection of Permit No. 5348-3 found 3 wells capable of diverting 0.24 cfs irrigating 20 acres in Lot A NE1/4 Section 29 T99N-R60W Hutchinson County. No increase in the number of acres being irrigated is authorized by this application.

Aquifer - Choteau Middle (CH-M)

The Choteau Middle Aquifer consists of buried outwash and western origin stream deposits (Kume, 1977). The aquifer underlies 22,300 acres and contains 117,080 acre feet of recoverable water (Hedges, 1982). These are very conservative estimates. The aquifer is under artesian conditions and is hydrologically connected to the Choteau West Aquifer to the west, the Lower James Missouri Aquifer to the east and the Niobrara, Codell and outwash to the north.

The Division of Water Rights monitors seven CH-M observation wells in northern Hutchinson County. Water levels for these wells fluctuate due to pumping from this aquifer. Actual seasonal fluctuations amount to 6-15 feet per year which is dependent upon the type of year (wet or dry) and the distance the observation well is from a production well. Historically, the system does recharge, in fact, water levels were at all time highs in 1986 and 1987 (Water Rights, 1991).

Review of Existing Permits

There are 4 existing permits from the CH-M Aquifer within 3 miles of this application. Three Permit Nos. 1060-3, 1869-3, and 5138-3 are for municipal use by the City of Parkston and Permit No. 5105-3 is for Al's Foodtown. Interference should not be a problem. Drawdowns do occur in this area resulting from pumping, but the historical record indicates this is not adversely affecting the aquifer. The proposed amount of additional diversion rate for this application is small and nearly 2 miles away from the nearest permitted diversion.

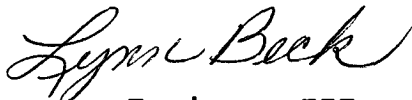
Conclusions

1. Water is available from the CH-M Aquifer.
2. Interference should not be a problem. Historical water level records indicates water level fluctuations do occur, but that does not adversely affect water availability from the aquifer.
3. The aquifer does recharge as evidenced by the rise in water levels during wet years.

4. The additional well consists of 282 feet of 6" plastic casing and 15 feet of 6" plastic screen, for a total depth of 297 feet.
5. This is a beneficial use of water.

Lynn Beck

Natural Resource Engineer III



Approved by:



Gale N. Selken P.E.

Natural Resource Engineer IV

BIBLIOGRAPHY

Hedges, L.S., Etal., 1982, Evaluation of Ground Water Resources Eastern South Dakota and Upper Big Sioux River SD and Iowa, for US Army Corps of Engineers, DWNr, SDGS, Vermillion SD.

Kume, J., 1977, Geology and Water Resources of Charles Mix and Douglas Counties, South Dakota, Park II Water Resources, Bulletin 16, USGS, Huron, SD.

Water Rights, 1991, Observation Well Records for CH-M Aquifer in Hutchinson County, SD DENR, Div. of Water Rights, Joe Foss Building, Pierre SD 57501.

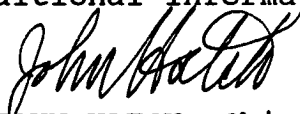
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5589-3, Parkston Country Club

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Water Permit Application No. 5589-3, Parkston Country Club, PO Box 21, Parkston, SD 57366.

The Chief Engineer is recommending APPROVAL of Application No. 5589-3 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 report on application for additional information.


JOHN HATCH, Chief Engineer
December 12, 1991



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

December 30, 1991

Dan Neugebauer
Parkston Country Club
PO Box 21
Parkston, SD 57366

Dear Mr. Neugebauer:

Water Permit Application No. 5589-3 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 Parkston Advance printed at Parkston, SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are 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 Hearing 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. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 30, 1991

The Parkston Advance
Box J
Parkston, SD 57366

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5589-3 to be published twice. Please publish the first notice on January 8, 1992, 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 Parkston Country Club, PO Box 21, Parkston, SD 57366.

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. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

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

Name Newspaper

Instruction to Newspaper - Publish first Notice on January 8, 1992, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5589-3 to Appropriate Water
and to Amend Water Permit No. 5348-3

Notice is given that Parkston Country Club, PO Box 21, Parkston, SD 57366 has filed an application for a water permit to appropriate 0.02 cubic feet of water per second (cfs) and add one additional well to irrigate acreage authorized by Water Permit No. 5348-3. Water Permit No. 5348-3 appropriates 0.22 cfs from 2 wells to irrigate 20 acres; all located in Lot A (NE 1/4) Section 29-T99N-R60W. An inspection of this permit found 3 wells capable of diverting 0.24 cfs irrigating 20 acres in Lot A (NE 1/4) Section 29-T99N-R60W. The additional well is also located in Lot A (NE 1/4) Section 29-T99N-R60W. No increase in the number of acres being irrigated is authorized by this application.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5589-3 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. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by January 27, 1992. 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 the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 5589-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 4, 1992, at 9:00 am in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested, the February 4, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The February 4, 1992, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by January 27, 1992.

If a hearing is held, 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 hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. 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. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 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, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA
COUNTY OF HUTCHINSON

EDWARD J. EHLE. BEING DULY SWORN,
SAYS: THAT THE PARKSTON ADVANCE
IS. AND DURING ALL THE TIMES HERE-
INAFTER MENTIONED WAS. A WEEKLY
LEGAL NEWSPAPER AS DEFINED IN SDCL
17-2-2, AS AMENDED, PUBLISHED AT
PARKSTON, HUTCHINSON COUNTY,
SOUTH DAKOTA BY THE PARKSTON
ADVANCE, INC.; THAT AFFIAINT IS
AND DURING ALL OF SAID TIMES WAS.
AN EMPLOYEE OF THE PUBLISHER OF
SUCH NEWSPAPER AND HAS PERSONAL
KNOWLEDGE OF THE FACTS STATED IN
THIS AFFIDAVIT: THAT THE NOTICE,
ORDER OR ADVERTISEMENT, A PRINTED
COPY OF WHICH IS ATTACHED. WAS
PUBLISHED IN SAID NEWSPAPER FOR
2 SUCCESSIVE ISSUES, BEARING THE
FOLLOWING DATES:

JANUARY 8, 1992

JANUARY 15, 1992

THAT THE FULL AMOUNT OF THE FEE
CHARGED FOR PUBLISHING THE SAME,
TO-WIT. THE SUM OF \$ 64.95,
INURES SOLELY TO THE BENEFIT OF
THE PUBLISHER OF SAID NEWSPAPER;
THAT NO AGREEMENT OR UNDERSTAND-
ING FOR THE DIVISION OF THE FEE
HAS BEEN MADE WITH ANY PERSON.
AND THAT NO PART OF THE FEE HAS
BEEN AGREED TO BE PAID TO ANY
OTHER PERSON.

Edward J. Ehler

SUBSCRIBED AND SWORN TO BEFORE
ME THIS 15TH DAY OF JANUARY
A.D., 1992

Kim Ehler
NOTARY PUBLIC, COUNTY OF
HUTCHINSON, SOUTH DAKOTA



MY COMMISSION EXPIRES
JANUARY 12, 1998

NOTICE OF HEARING
ON APPLICATION NO. 5589-3
TO APPROPRIATE WATER
AND TO AMEND WATER
PERMIT NO. 5348-3

Notice is given that Parkston Coun-
try Club, P.O. Box 21, Parkston, S.D.
57366 has filed an application for a
water permit to appropriate 0.02 cubic
feet of water per second (cfs) and add
one additional well to irrigate acreage
authorized by Water Permit No.
5348-3. Water Permit No. 5348-3 ap-
propriates 0.22 cfs from 2 wells to ir-
rigate 20 acres; all located in Lot A
(NE¼) Section 29-T99N-R60W. An in-
spection of this permit found 3 wells
capable of diverting 0.24 cfs irrigating
20 acres in Lot A (NE¼) Section
29-T99N-R60W. The additional well is
also located in Lot A (NE¼) Section
29-T99N-R60W. No increase in the
number of acres being irrigated is
authorized by this application.

Pursuant to SDCL 46-2A-2, the Chief
Engineer recommends APPROVAL of
Application No. 5589-3 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 in-
terest. Unless a petition is filed oppos-
ing the application or the applicant
files a petition contesting the chief
engineer's recommendation, the
Water Management Board will NOT
CONDUCT a HEARING to consider
this application and the chief engineer
will issue the permit as recommend-
ed. Petitions filed in support of the ap-
plication will NOT require the Board
to hear the application.

Any person interested in opposing or
supporting this application must file a
written petition with BOTH the appli-
cant and Chief Engineer. The appli-
cant must also file a petition if oppos-
ed to the Chief Engineer's recommen-
dation. The Chief Engineer's address is
"Water Rights Division, Foss
Building, 523 E. Capitol, Pierre, S.D.
57501 (605 773-3352)" and the appli-
cant's mailing address is given above.
A petition filed by either an interested
person or the applicant must be filed
by January 27, 1992. The petition may
be informal, but must include a state-
ment describing the petitioner's in-
terest in the application, the peti-
tioner's reasons for opposing or sup-
porting the application, and the
signature and mailing address of the
petitioner or the petitioner's legal
counsel, if legal counsel is obtained.

For purposes of publishing 1) the
notice of hearing on Application No.
5589-3 and 2) the chief engineer's
recommendation, a meeting at the
Division of Water Rights office to hear
this application is scheduled for
February 4, 1992, at 9:00 a.m. in Room
413, Joe Foss Building, 523 E. Capitol,

Pierre, S.D. If this application is op-
posed or the recommendation is con-
tested, the February 4, 1992, hearing
date will be rescheduled for a regular-
ly scheduled Board meeting. Notice of
the time and place of the rescheduled
hearing before the Board will be given
by First Class Mail to the applicant
and persons filing petitions. Anyone
not filing a petition, but interested in
attending the hearing, may contact the
Division of Water Rights to confirm a
hearing date and location. The
February 4, 1992, hearing date will be
automatically delayed for at least 20
days upon written request to the Chief
Engineer from the applicant or any in-
terested person opposing the applica-
tion. The request for an automatic
delay must be filed by January 27,
1992.

If a hearing is held, 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 hearing will be an adversary pro-
ceeding. Any person filing a petition
and/or the applicant have the right to
be represented by a lawyer and may
present evidence or cross-examine
witnesses according to SDCL 1-26.
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. Contact the Water
Rights Division to request copies of in-
formation pertaining to this applica-
tion or to assure access to the hearing
by the handicapped.

This application is made pursuant to
SDCL 46-1-1 thru 46-1-9, 46-1-12 thru
46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13,
46-2-17; 46-2-14 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,
46-6-26; and Board Rules ARSD
74:02:01:01 thru 74:02:01:15. 2-3c





AUG 12 1992

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Dan Neugebauer
Parkston Country Club
PO Box 21
Parkston, SD 57366

Dear Mr. Neugebauer:

Enclosed is Water Permit No. 5589-3 authorizing your water diversion system and beneficial use of the water, 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,

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

enclosures

RECEIPT

413454

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____, October ~~54~~, 19 92

RECEIVED OF Dan Neugebauer, Parkston Country Club, PO Box 21, Parkston, SD 57366

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
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>5589-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer

Permit No. 5348-3 and 5589-3

James River Water District

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

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

I have this day made a thorough examination of the water use system constructed by

Parkston Country Club of P.O. Box 21, Parkston, SD 57366 holder of Permit No. 5348-3 and

5589-3, bearing the priority of August 14, 1989 and October 28, 1991 authorizing the

diversion of 0.24 cu. ft. per second of the waters of Choteau Middle Aquifer for

irrigation purposes, in Hutchinson County.

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

A. Works used to divert the water:

Three wells - Well nos. 1 and 2 are 285' and 320' respectively, 6" steel casing, Monitor motor rated at 7.5 horsepower. Well no. 3 is 297' deep, 282' of 6" PVC casing, 15' of 6" PVC screen, Grundfos pump with a capacity of 80 gpm and 7 stages, Franklin motor rated at 7.5 horsepower.

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

6" PVC mainline and 4" PVC distribution lines.

C. Works used to apply water to beneficial use:

Sprinkler heads.

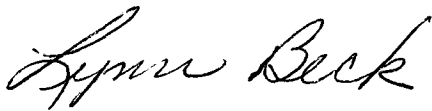
The system is in the following condition good. The point of diversion is located #1 1320' W and 50' S, #2 500' W and 1320' S, #3 925' W and 1023' S of the NE corner of Section 29, T99N, R60W. The works are capable of diverting and conveying to the place of use 0.24 cu. ft. per second of water which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

Lot A - NE1/4 section 29, T99N, R60W 20 acres

comprising a total of 20 acres of land and the license should be issued for 0.24 cfs.

Application permit qualifications have been complied with X Yes No

Exceptions to compliance are: none Date 8/20/91


Lynn Beck
Natural Resources Engineer III
DENR, Water Rights Division

LICENSE FOR PERMIT NUMBER 5348-3

1. Legal location of wells: Lot A NE1/4 Sec. 29 T99N, R60W

Dams and Structures N/A

2. Well Information: Well Drilling Firm Unknown

Completion Report? Yes No X No. of Wells 2 Depth(s) #1-285 #2-320

Casing a) diameter 6 inches Screen a) type
 b) length feet b) length feet
 c) type Steel Static Water Level feet

Pump a) make Motor a) make Monitor
 b) model b) model no.
 c) size c) horsepower rating 7.5
 d) capacity GPM d) serial no. 5PS455804
 e) turbine pump - no. of stages
 f) operating PSI

3. Distribution lines or canals

a) size 6" mainline 4" distribution lines inches
b) type PVC
c) length feet

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

1 additional well - Lohr Well Drilling, well log received, completion date
12-05-89. Yet to receive application for this well.

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

Yes No Check Items

- X 1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
- X 2. Special qualifications to permit being abided by?
- X 3. All structures, wells and lands on map?
- X 4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
- X 5. Is chemigation used?
- 6. If yes, does equipment comply with chemigation rules?

REMARKS: An additional well was constructed without a permit. Applications for the additional well have been sent to the Parkston Country Club for the additional well in care of Dan Neugebrauer 8-29-91.

LICENSE FOR PERMIT NUMBER

1. Legal location of wells: Lot A NE1/4 Sec. 29 T99N, R60W

Dams and Structures N/A

2. Well Information: Well Drilling Firm Lohr Well Drilling

Completion Report? Yes ☒ No ☐ No. of Wells 1 Depth(s) 297 feet

Casing a) diameter 6 inches Screen a) type 6" PVC
b) length 282 feet b) length 15 feet
c) type PVC Static Water Level 45 feet

Pump a) make Grundfos Motor a) make Franklin
b) model b) model no.
c) size c) horsepower rating 7.5
d) capacity 75-80 GPM d) serial no.
e) turbine pump - no. of stages 7
f) operating PSI

3. Distribution lines or canals

a) size 6" mainline 4" distribution lines inches
b) type PVC
c) length feet

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

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

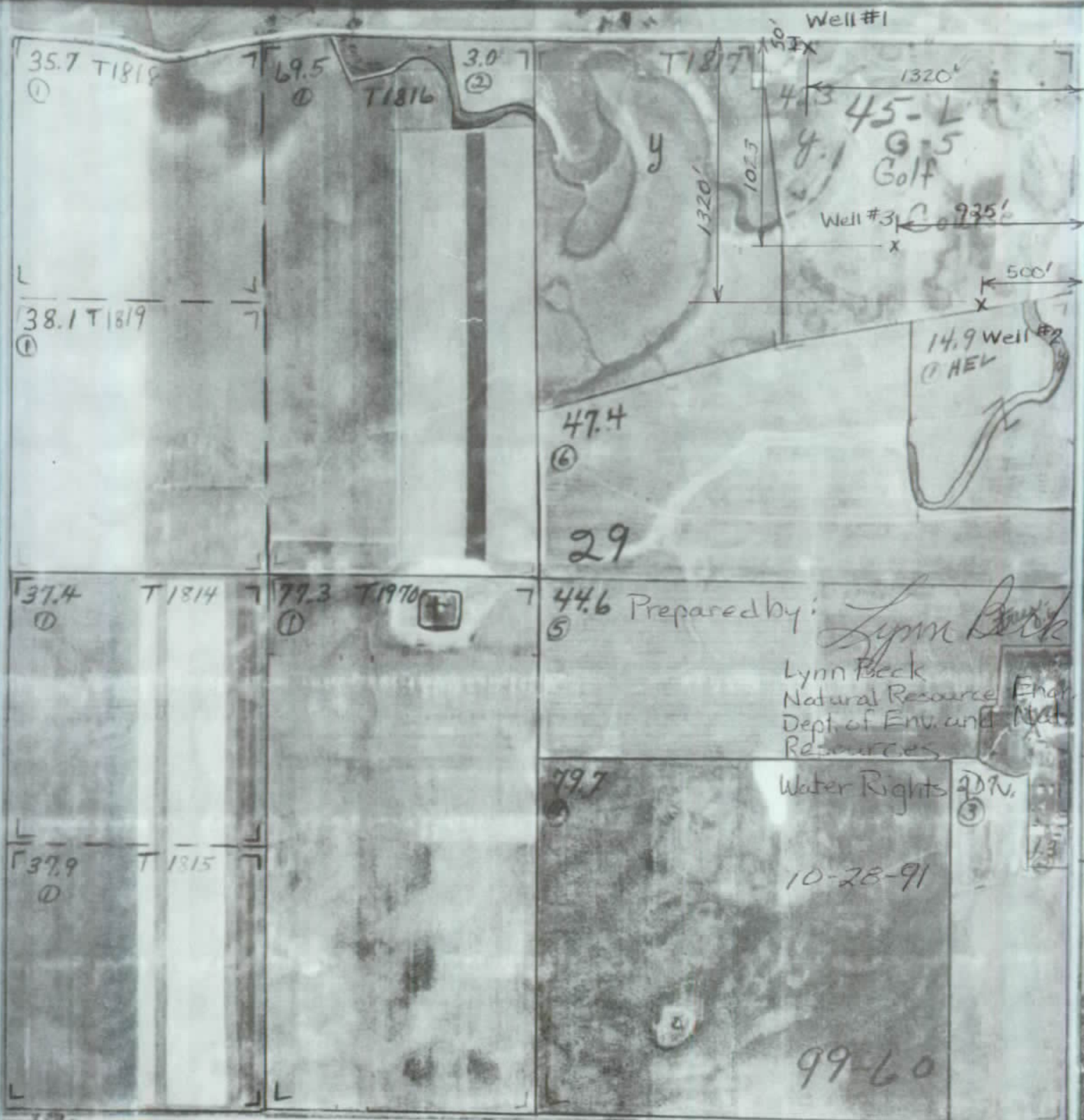
Yes No Check Items

1. Soil and water permit lands agree with lands being irrigated
and lands listed on permit?
2. Special qualifications to permit being abided by?

3. All structures, wells and lands on map?
4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
5. Is chemigation used?
6. If yes, does equipment comply with chemigation rules?

REMARKS: This well has no permit. The application was sent to Parkston Country Club in care of Dan Neugebrauer 8-29-91.

NOT TO SCALE



STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5589-3

(1) Parkston Country Club of PO Box 21, Parkston SD 57366 made Application No. 5589-3, October 28, 1991 for a water permit to appropriate 0.02 additional cubic feet of water per second from groundwater (three wells), Hutchinson County, South Dakota for irrigation purposes. Permit No. 5589-3, with a priority date of October 28, 1991 was approved February 4, 1992 and issued to the applicant(s) for diversion of water with construction of the described water supply system to be completed on or before September 28, 1994 and for the application to beneficial use of said water on or before September 28, 1998.

Water Permit No. 5589-3 authorizes an increase in the diversion rate of 0.02 cubic feet of water per second and adds one well with no increase in the number of acres covered by Permit No. 5348-3.

The applicable portions of Water Permit No. 5348-3 have been incorporated into this Water License No. 5589-3. A priority date of August 14, 1989 (established under No. 5348-3) is retained for 0.22 cfs. The additional 0.02 cfs, retains a priority date of October 28, 1991 as established under Permit No. 5589-3.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.24 cubic feet of water per second for beneficial use. The location of the diversion points are: #1 - 1320 feet W and 50 feet S; #2 - 500 feet W and 1320 feet S; #3 - 925 feet W and 1023 feet S of the NE corner of Section 29-T99N-R60W.

(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:

Section 29-T99N-R60W Lot A NE 1/4 20 acres

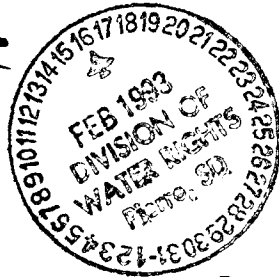
(4) Pursuant to South Dakota Water Law 46-5-30.1 Parkston Country Club of PO Box 21, Parkston SD 57366 the holder and/or owner of Incorporated Water Permit No. 5589-3 is issued a license to appropriate water, the right to use 0.24 cubic feet of water per second from groundwater (three wells) with priority dates of August 14, 1989 (0.22 cfs) and October 28, 1991 (0.02 cfs) from the location specified in (2) of this license. The water is conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Incorporated Water Permit No. 5589-3 and subject to South Dakota State Law.



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

NOV 14 1994

date



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 29, 1993

NOTICE

TO: PARKSTON COUNTRY CLUB
PO BOX 21
PARKSTON SD 573660021

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

RE: Violation of Water Permit No(s) 5589-3

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 5589-3. The request for the Questionnaire 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 determine the action to be taken for violation of Water Permit No(s) 5589-3 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, 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) 5589-3 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. 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 questionnaire(s) is(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.

*Sorry for any complications
this may have caused. It was
misplaced.*
Dan Neysbauer

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.

3. Article Addressed to:

PARKSTON COUNTRY CLUB
PO BOX 21
PARKSTON SD 573660021

5. Signature (Addressee)

6. Signature (Agent)

4a. Article Number

Service Type
Registered ☐ Insured

X Certified ☐ COD

Express Mail ☐ Return Receipt for Merchandise

Date of Delivery

2-1-93

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

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

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

Consult postmaster for fee.

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 17, 1993

5589-3

Dan Neugebauer
Parkston Country Club
PO Box 21
Parkston, SD 57366-0021

Dear Mr. Neugebauer:

I am writing to acknowledge receipt of your 1992 irrigation questionnaire for Water Permit No. 5589-3. You may disregard the January 29, 1993, **Notice of Violation of Water Permit No. 5589-3.**

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
Natural Resources Analyst
Water Rights Division
(605) 773-3352



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOV 14 1994

5589-3

Dan Neugebauer
Parkston Country Club
P.O. Box 21
Parkston, SD 57366

Dear Mr. Neugebauer:

Enclosed is Water License No. 5589-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413454 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. 5589-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Very truly yours,

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

rd
enclosures

NOTE: The applicable portions of Water Permit No. 5348-3 have been incorporated into this Water License No. 5589-3.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 1995

PARKSTON COUNTRY CLUB
DAN NEUGEBAUER
PO BOX 21
PARKSTON SD 57366 0021

NOTICE

RE: Violation of Water Permit No 5589-3.

Our records indicate that the 1994 Irrigation Questionnaire has not been submitted for Permit No 5589-3. 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 5589-3 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 5589-3 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

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.

3. Article Addressed to:

PARKSTON COUNTRY CLUB
DAN NEUGEBAUER
PO BOX 21
PARKSTON, SD 57366 0021

5. Signature (Addressee)

6. Signature (Agent)

Dan Neugebauer

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

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

Consult postmaster for fee.

4a. Article Number

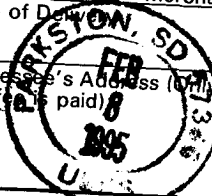
P 757 566 404

4b. Service Type

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

7. Date of Delivery

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



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

February 14, 1995

5589-3

Dan Neugebauer
Parkston Country Club
PO Box 21
Parkston, SD 57366-0021

Dear Mr. Neugebauer:

I am writing to acknowledge receipt of your 1994 irrigation questionnaire. You may disregard the February 7, 1995, **Notice of Violation of Water Permit No. 5589-3.**

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



January 30, 1996

NOTICE

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

TO: PARKSTON COUNTRY CLUB, DAN NEUGEBAUER, PO BOX 21, PARKSTON, SD
57366 0021

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

SUBJECT: Violation of Water Permit No(s) 5589-3

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 5589-3. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 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) 5589-3 qualification:

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

The hearing will be held at 9:45 am, March 6, 1996 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 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) 5589-3 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, 1996, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

Is your RETURN Address indicated on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- 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:

PARKSTON COUNTRY CLUB
DAN NEUGEBAUER
PO BOX 21
PARKSTON SD 57366-0021

4a. Article Number

2161984073

4b. Service Type

☐ Registered

☒ Certified

☐ Express Mail

☐ Insured

☐ Return Receipt for Merchandise

☐ COD

7. Date of Delivery

1-31-96

5. Received By: (Print Name)

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

6. Signature: (Addressee or Agent)

X

Steve Weidenbach

PS Form 3811, December 1994

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 8, 1996

5589-3

Steve Weidenbach
Parkston Country Club
PO Box 21
Parkston, SD 57366-0021

Dear Mr. Weidenbach:

I am writing to acknowledge receipt of your 1995 irrigation questionnaire. You may disregard the January 30, 1996, **Notice of Violation of Water Permit No. 5589-3.**

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

5589-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

January 22, 1999

NOTICE

TO: PARKSTON COUNTRY CLUB, STEVE WEIDENBACH, PO BOX 841, PARKSTON, SD 57366 0841

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

SUBJECT: Reporting Requirement for 1998 Irrigation Questionnaire(s)

Our records indicate that the 1998 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5589-3. The request for the Questionnaire was dated October 16, 1998. The Water Management Board has directed that owners of water permits who have not submitted the 1998 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) 5589-3 qualification:

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

The hearing will be held at 9:45 am, March 3, 1999 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 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) 5589-3 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, 1999, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- 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:

PARKSTON COUNTRY CLUB
STEVE WEIDENBACH
PO BOX 841
PARKSTON SD 57366 0841

4a. Article Number

2 119 141 596

4b. Service Type

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

7. Date of Delivery

1-27-99

5. Received By: (Print Name)

J. Henderson

6. Signature: (Addressee or Agent)

X *Steve Weidenbach*

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

PS Form 3811, December 1994

102595-97-B-0179

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
www.state.sd.us/denr

March 2, 1999

5589-3

Muggs Quimby
Parkston Country Club
PO Box 841
Parkston, SD 57366-0841

Dear Mr. Quimby:

I am writing to acknowledge receipt of the 1998 irrigation questionnaire for Water Permit No. 5589-3. You may disregard the January 22, 1999, "Notice" concerning reporting requirements for the water permit.

The information was received in our office prior to the Water Management Board meeting and the matter has been deleted from the agenda. I have made a notation in the file to change the contact person from Steve Weidenbach to Muggs Quimby.

If you have any questions, please contact me.

Sincerely,

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



5589-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 22, 2010

Jim Boehmer
PO Box 488
Parkston SD 57366

Dear Mr. Boehmer:

Attached are application forms to apply for additional diversion rate authority under Water Right No. 5589-3. A copy of water right No. 5589-3 is also attached.

Water Right No. 5589-3 appropriates 0.24 cubic feet of water per second (107 gpm) from three wells. It is my understanding that the one well that produced 80 gpm will be increased by 40 gpm to 120 gpm. Are the other two wells still in use by the Country Club?

Please feel free to contact me if you have any questions about completing the application. A map and well construction information is not necessary if there are no changes as the existing file for Water Right No. 5589-3 contains that information.

Sincerely,

Eric Gronlund
Water Rights Program, DENR
605 773-3352
eric.gronlund@state.sd.us

enclosure

5589-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

5589-3
7342-3

Jason Metz, Grounds Keeper
Parkston Country Club
PO Box 841
Parkston SD 57366

Dear Mr. Metz:

Enclosed is Water License No. 7342-3. This is the final water right document completing your process of obtaining a Water Right. Included with your license is a map prepared by the staff engineer who conducted the field investigation.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the wells authorized by Water Right No. 7342-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Sincerely,

Jeanne Goodman, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

Note: Upon licensing, the applicable portions of Water Right No. 5589-3 were incorporated into Water License No. 7342-3.