

WATER PERMIT NO. 5736-3

Phone: work 608-328-1308

Name of Applicant: Robert Streeter

Post Office Address: 2645 Country View Court, Monroe WI 53566

Amount of Water Claimed: 2.0 cfs Total Acres: 160

Source of Water Supply: Missouri River

Water to be used for: irrigation County: Campbell

About 1/2 miles west of Pollock

PRIORITY Date Received: 11-13-92 Fee: \$250 Remarks: uses same

diversion point as Water Permit No. 2570-3B

Corrected Application Received: 11-25-92 Period of Annual Use: May 1 - Dec 31

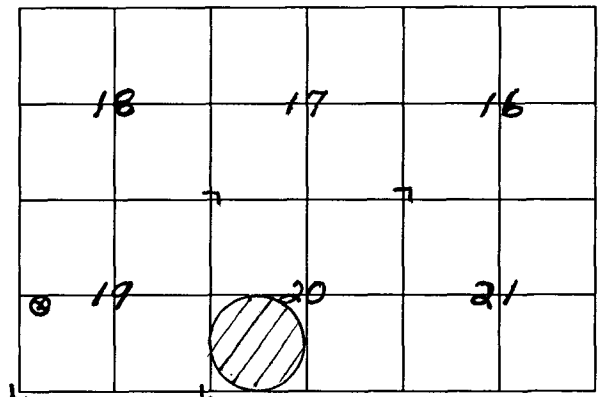
WATER QUALITY APPROVAL RECEIVED: 12-17-92 APPROVED/CONDITIONAL (Circle one)

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

Diversion Point: between point in the SW 1/4

SW 1/4 Sec 19 and SE 1/4 SE 1/4 Sec 18-T128N-R78W

Land to be Irrigated: SW 1/4 Section 20-T128N-R78W



Well Log: Driller: _____ Licensed YES ☐ NO ☐

Depth of Well: _____ REMARKS: _____

Type of Map: aerial PREPARED BY: Glenn G. Sjomeliq, ASCS Reviewed and the Number

Assigned on: _____ By: Karen Schlaak

FORM 2: Application for irrigation in South Dakota

(type or print)



Mail to:

Water Rights Division
Joe Foss Building
523 E Capitol
Pierre SD 57501-3181
605 773-3352

No. 5736-3 Hydrologic Unit 10/30/02
Basin Missouri River
Newspaper Prairie Pioneer, Box 218, Pollock
(Thurs) 889-2320 (office use only)

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

Type of Application: ☒ New ☐ Vested Right ☒ Amendment/Correction to Permit No. 2570-3B
(check one) (Use predates Mar 2, 1955)

Description of amendment/correction: (i.e. acreage change, change diversion point(s), add diversion point(s), etc.)
ADD 160 ACRES TO PRESENT SYSTEM

- Name of Applicant ROBERT STREETER Work Ph 608-931-1001
Mailing Address 2645 COUNTRY VIEW COURT, MONROE State WI 53566
(Street, RR, or Box) (City) (Zip Code)
- Amount of water claimed 2.0 *CFS or 900 **GPM ***AF Total Acreage 160
(*Cubic Feet per Second) (**Gallons per Minute) (***Acre Feet - storage capacity of dam/dugout if applicable)
- Source of water supply MISSOURI RIVER
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) BETWEEN POINTS IN THE SW1/4 SW1/4 SECTION 19 AND THE SE1/4 SE1/4 SECTION 18, T128N, R78W
County CAMPBELL
- County or counties where water will be used CAMPBELL
- Annual period during which water is to be used MAY 1 TO NOV. 1
- List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

(Attach sheet if more space is needed)

Land Description	Acres	Land Description	Acres
NW 1/4 SW 1/4 20, T128N, 78W	40		
SW 1/4 SW 1/4 "	40		
NE 1/4 SW 1/4 "	40		
SE 1/4 SW 1/4 "	40		

- Type of Irrigation: Gravity: ☐ Towline: ☐ Center Pivot: ☒ Gun: ☐ Other (Specify): ☐
- Crops to be irrigated: ALFALFA & CORN
- Give a description of the project. (Attach sheet if more space is needed)

ADD A SECOND CENTER PIVOT TO SYSTEM AND IRRIGATE ANOTHER 1/4, 1/4 OF SEC 20, T128N, 78W.
SW

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

STATE OF ~~SOUTH DAKOTA~~ WISCONSIN

County of Green)^{SS}

I, Robert Streeter, 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 representative of the water to be used, and that the matters stated in this application are true and correct.

Signed Robert Streeter

Subscribed and sworn to before me this 9 day of November 19 92

John A. [Signature]
Notary Public
EXPIRATION July 7, 1996

**SOUTH DAKOTA
WATER PERMIT NO. 5736-3**

Date of first receipt of application November 13, 1992.

Date Soil/Water Compatibility Permit received December 17, 1992.

Date of return to applicant for corrections, amendments or changes November 13, 1992.

Date of receipt of corrected application November 25, 1992.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5736-3 to Robert Streeter, 2645 Country View Court, Monroe WI 53566 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. 5736-3 appropriates 2.0 cubic feet of water per second from the Missouri River between points in the SW 1/4 SW 1/4 Section 19 and the SE 1/4 SE 1/4 Section 18; to irrigate 160 acres located in the SW 1/4 Section 20; all in T128N-R78W. This permit will utilize the same diversion point as Water Permit No. 2570-3B.
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: May 1 - November 1.
3. The date from which applicant may claim right is November 13, 1992.
4. The date of approval of Permit No. 5736-3 is February 24, 1993.
5. One-fifth of the construction is to be completed on or before August 24, 1995.
6. All construction is to be completed on or before February 24, 1998.
7. Water is to be put to beneficial use on or before February 24, 2002.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATION

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

WATER MANAGEMENT BOARD

By: _____

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

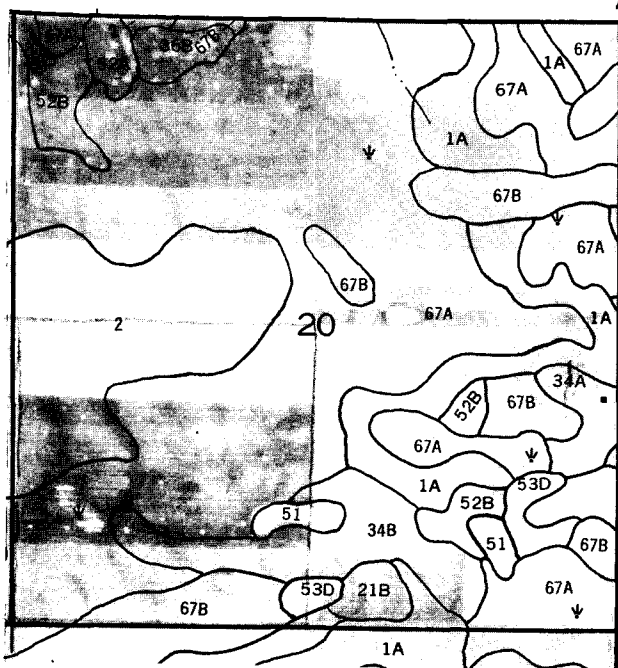
MAR 17 1993

date

Campbell Co. Soil Survey

Robert Streeter
Irrigation compatibility
Campbell County
SW 20 128-78

Map
page 9



T128 - R78

2 Grail silty clay loam, 0 to 2% slopes Cap. class IIc3
Deep, well drained, nearly level soil. Permeability is moderately slow in the Grail soil. Available water capacity is high. This soil is high in organic matter content and in fertility. The subsoil has a high shrink-swell potential. Runoff is slow. Irrigation water mgmt. - slow intake.

34B Bowdle loam, 3 to 6% slopes Cap. class IIIs2
Well drained, gently sloping soil, moderately deep over sand and gravel. Permeability is moderate in the subsoil of the Bowdle soil and rapid in the underlying sand and gravel. This soil is high in organic matter content and in fertility. Runoff is medium. Irrigation water mgmt. - favorable.

51 Tonka silt loam Cap. class IVw1
Deep, poorly drained soil in closed depressions. Subject to flooding for long periods. Permeability is slow in the Tonka soil. Available water capacity is high. This soil is moderate in organic matter content and is medium in fertility. The subsoil has a high shrink-swell potential. Irrigation water mgmt. - wetness, percs slowly.

67A Farnuf loam, 0 to 3% slopes. Cap. class IIc2
Deep, well drained, nearly level soil. Permeability is moderate and available water capacity is high. This soil is moderate in organic matter content and medium in fertility. Runoff is slow. Irrigation water mgmt. - favorable.

67B Farnuf loam, 3 to 6% slopes. Cap. class IIe1
Same as 67A except gently sloping and runoff is medium. Irrigation water mgmt. - favorable.

Gregory Yapp
Gregory Yapp
District Conservationist
USDA - SCS

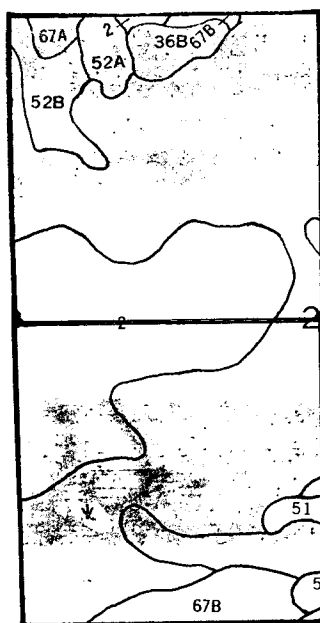
Robert Streeter
Campbell co.

WEIGHTED SOIL USAGE RATING - STATE: SD

COUNTY CODE NAME	SYMBOL	SOIL NAME	SLOPE	CAPABILITY CLASS	RATING	RANGE SITE	% CROP USE
21 CAMPBELL	67A	Farnuf loam	0-3(L-U)	IIC2	52.8	Si	67.0
	2	Grail silty clay loam	0-2(L-U)	IIC3	65.4	0v	25.0
	67B	Farnuf loam	3-6(VG)	IIC1	48.9	Si	3.0
	52B	Lehr loam	3-6(VG)	IVe6	35.2	SwG	2.0
	52A	Lehr loam	0-3(L-U)	IVs1	40.0	SwG	1.0
	67A	Farnuf loam	0-3(L-U)	IIC2	52.8	Si	1.0
	36B	Lehr-Wabek loams	2-6(VG)	IVe6, VI s4	26.2 H	SwG, VS	1.0

OVERALL PRODUCTIVITY RATING: 55.1

TOTAL %: 100



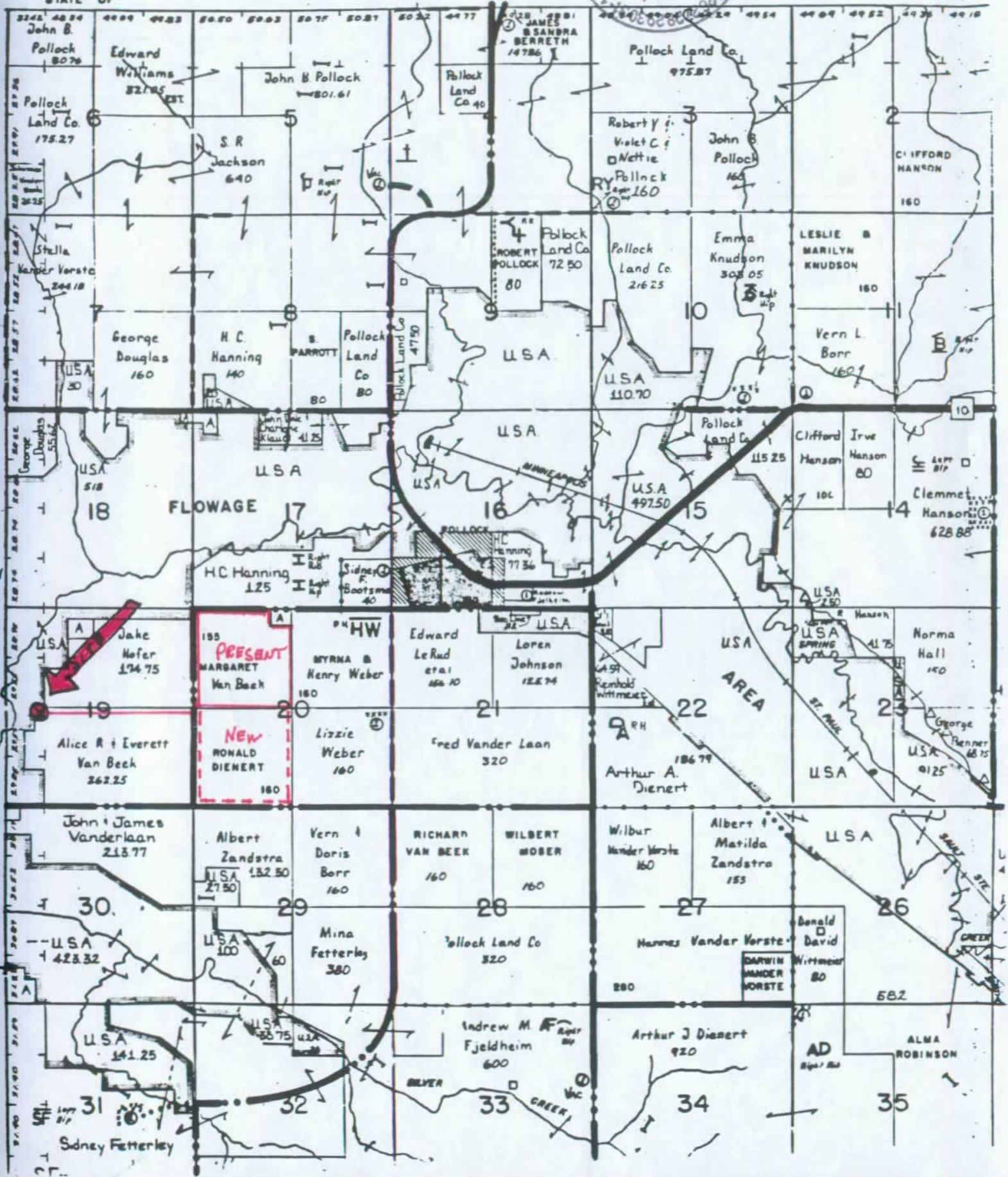
TOWNSHIP 128 N

RANGE 78 W

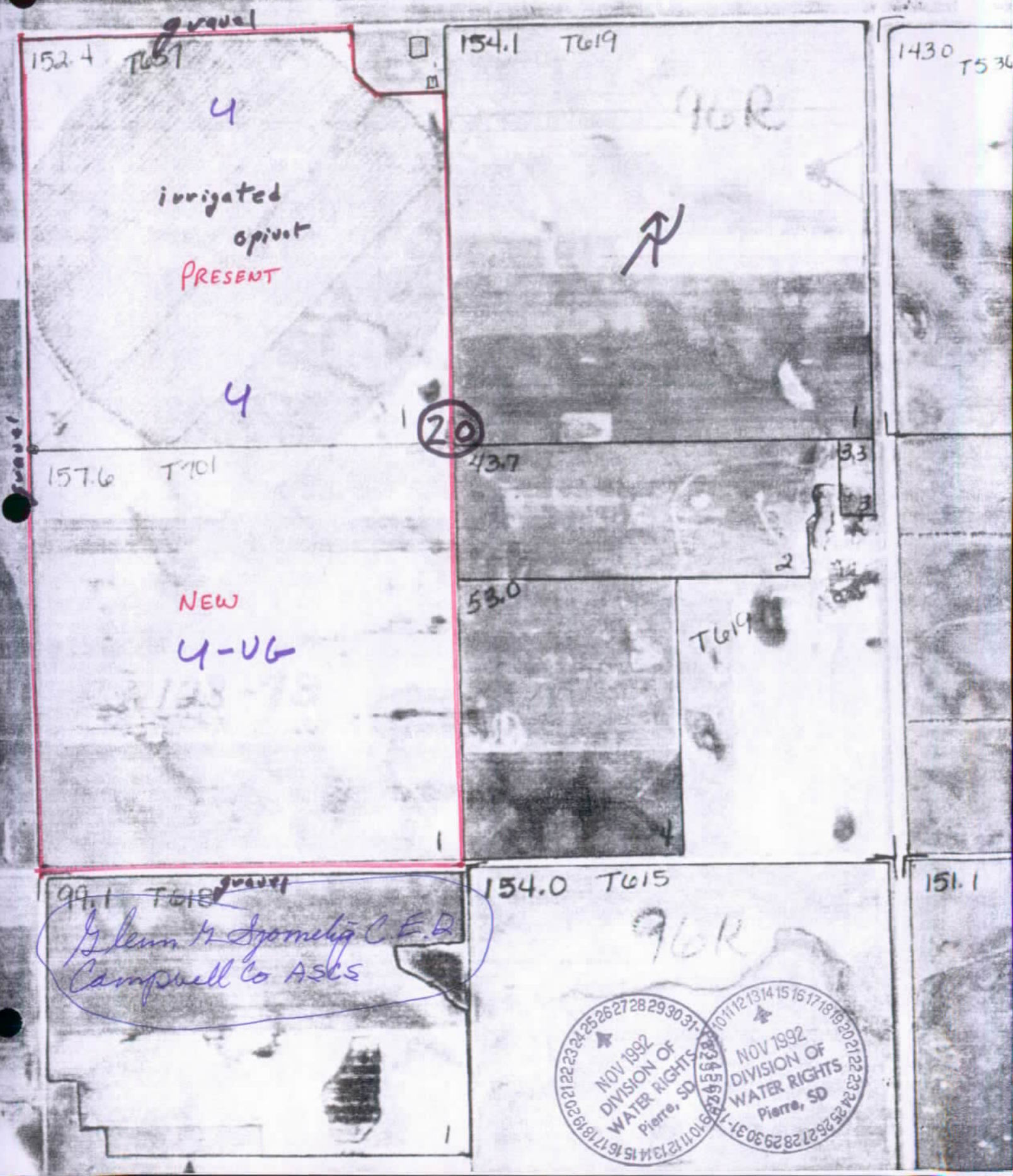
CODE

NOV 1992
DIVISION OF
WATER RIGHTS
HOTT, SD

STATE OF



school





November 13, 1992



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Robert Streeter
2645 Country View Ct
Monroe WI 53566

Dear Mr. Streeter:

In regard to your water permit application received on November 13, 1992, the following information needs to be submitted in order to process your application.

Enclosed is the map submitted with the application. The map must be signed by one of the following: Registered Land Surveyor, Registered Professional Engineer or by any other government employee who normally prepares maps as a part of his assigned duties (i.e. local SCS or ASCS office).

The water permit application can not be considered until the application is complete and a soil/water permit is obtained from the Department of Agriculture. Upon receipt of the above, further processing of your application will continue.

If you have any questions, please contact this office.

Sincerely,

Karen Schlaak

Karen Schlaak
Natural Resources Analyst
605 773-3352

enclosure

11-17-92

Glen -
Would you please sign this enclosed aerial map as being authentic description of section 20, T128 R 78 and return it to the addressee.

Thanks Glen...

Robert Streeter

RECEIPT

413508

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, November 13, 19 92RECEIVED OF Robert Streeter, 2645 Country View Ct, Monroe, WI 53566

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

Fee for Application for Permit No. <u>5736-3</u> to Appropriate Water, to construct and to put water to beneficial use _____	250	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 _____		

(Any Other Work Provided by Law)	Total	250 00

By John Hatch
Chief Engineer

Department of Agriculture
WI#1
5/87

SOIL/WATER COMPATIBILITY PERMIT
Division of Conservation

Office Use Only

4738

WR#

OWNERS NAME: ROBERT STREETER OWNERS ADDRESS: 2645 Country View Court

Monroe WI 53566

COUNTY LAND LOCATED IN: CAMPBELL PHONE: (Work) (608) 934-1001
(Home) (608) 328-1308

MISSOURI RIVER

LEGAL DESCRIPTION:

☐ Well

☒ Surface

1. LOCATION Between points in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ 19-T128N-R78W and the

Depth SE $\frac{1}{4}$ SE $\frac{1}{4}$ 19-T128N-R78W

Legal Description	Acres	Legal Description	Acres
<u>NE$\frac{1}{4}$ SW$\frac{1}{4}$ 20-T128N-R78W</u>	<u>40</u>	<u>SW$\frac{1}{4}$ SW$\frac{1}{4}$ 20-T128N-R78W</u>	<u>40</u>
<u>NE$\frac{1}{4}$ SW$\frac{1}{4}$ 20-T128N-R78W</u>	<u>40</u>	<u>SE$\frac{1}{4}$ SW$\frac{1}{4}$ 20-T128N-R78W</u>	<u>40</u>

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

3. CROPS TO BE IRRIGATED: ALFALFA & CORN

WATER QUALITY:

4. WATER SAMPLE NUMBER: MISSOURI RIVER

7. ADJUSTED (SAR): _____

5. SALINITY (EC X 10⁶): _____

8. PERCENT SODIUM: _____

6. SODIUM (SAR): _____

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 AND WATER COMPATIBILITY PERMIT BY THE DIVISION, OR THE COMMISSION.



Russell J. Stone

Director, Division of Conservation

DECEMBER 11, 1992

Date

XXX APPROVED

DISAPPROVED

WAIVER

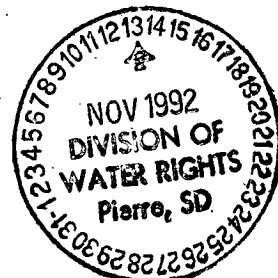
XXX REQUIREMENTS

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

Acres to be irrigated - 160.
G.P.M. - 900

No. DACW45-2-86-6063

Robert R. Streeter, P. O. Box 5, Pollock, South Dakota 57648



A tract of land 30 feet in width located in Lot 2, Section 19, township 128 North, Range 78 West of the 5th P.M., Campbell County, South Dakota, lying 15 feet on either side of the following described line: Commencing at the Southeast corner of Lot 2; thence North along the East line of said Lot 2, a distance of 30 feet to the Point of Beginning; thence West to the shoreline of Lake Oahe, containing approximately 0.207 acres, more or less.

THIS EASEMENT is granted subject to the following conditions:

1. The grantee shall pay to the United States compensation in the amount of Two Hundred and No/100 Dollars----- (\$ 200.00)
for the full term, payable in advance. Compensation shall be made payable to the Treasurer of the United States and forwarded by the grantee to Omaha District, Corps of Engineers, and forwarded by the grantee to USAED, Omaha, ATTN: MRORM-F, 6014 U.S.P.O. & Courthouse, Omaha, Nebraska 68102-4978.

REPORT ON WATER PERMIT APPLICATION NO. 5736-3
ROBERT STREETER
DECEMBER 28, 1992

Application No. 5736-3, proposes to appropriate 2.0 cubic feet of water per second (cfs) from the Missouri River between points in the SW 1/4 SW 1/4 Section 19 and the SE 1/4 SE 1/4 Section 18; to irrigate 160 acres located in the SW 1/4 Section 20; all in T128N-R78W in Campbell County. This permit will utilize the same diversion point as Water Permit No. 2570-3B. Water Permit No. 2570-3B appropriates 2.0 cfs from the Missouri River between the above stated points to irrigate 160 acres located in the NW 1/4 Section 20-T128N-R78W.

Missouri River

The source of water is the Missouri River. The Missouri River is known to have ample supplies of unappropriated water available.

Review of Existing Water Rights/Permits

There are numerous water rights/permits diverting from the Missouri River below Application No. 5736-3. Because there are ample water supplies in the Missouri River, Application No. 5736-3 is unlikely to cause adverse effects on the downstream water rights/permits. There have been no complaints reported on the Missouri River.

Water Permit No. 3534-3 was issued for the same lands and water source. This permit was canceled due to non-construction in 1984.

Conclusions

1. The Missouri River is known to have ample supplies of unappropriated water available; therefore, water is available from the Missouri River to meet the needs of Water Permit Application No. 5736-3 during the irrigation season.
2. If Water Permit Application No. 5736-3 is approved, it should contain the following qualification:

Approval is subject to the irrigation questionnaire being submitted each year.

Norma C. Job

Norma C. Job
Natural Resource Engineer II

Approved by:

Delvin D. Brosz

Delvin D. Brosz, PE
Natural Resource Engineer IV

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5736-3, Robert Streeter

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. 5736-3, Robert Streeter, 2645 Country View Ct, Monroe, WI 53566.

The Chief Engineer is recommending APPROVAL of Application No. 5736-3 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) it is in the public interest with the following qualification:

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

See report on application for additional information.

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

for JOHN HATCH, Chief Engineer
January 12, 1993



**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.

January 14, 1993

Robert Streeter
2645 Country View Ct
Monroe, WI 53566

Dear Mr. Streeter:

Water Permit Application No. 5736-3 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 Prairie Pioneer printed at Pollock, SD (Ph # 889-2320). 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 14, 1993

Prairie Pioneer
Box 218
Pollock, SD 57648

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5736-3 to be published twice. Please publish the first notice on January 28, 1993, 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 Robert Streeter, 2645 Country View Ct, Monroe, WI 53566 (Ph # (608)328-1308).

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 28, 1993, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5736-3 to Appropriate Water

Notice is given that Robert Streeter, 2645 Country View Ct, Monroe, WI 53566 has filed an application for a water permit to appropriate 2.0 cubic feet of water per second from the Missouri River between points in the SW 1/4 SW 1/4 Section 19 and the SE 1/4 SE 1/4 Section 18; to irrigate 160 acres located in the SW 1/4 Section 20; all in T128N-R78W. This permit will utilize the same diversion point as Water Permit No. 2570-3B.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5736-3 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 February 16, 1993. 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. 5736-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 24, 1993, 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 24, 1993, 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 24, 1993, 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 February 16, 1993.

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 Eric Gronlund by February 16, 1993, at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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, 46-2A-20, 46-2A-21; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15. Robert E. Roberts, Secretary, Department of Environment and Natural Resources.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Campbell) ss

I, Brenda Larson

certify that the attached printed Notice was

taken from the Prairie Pioneer

printed and published in Pollock

County of Campbell and State of

South Dakota. The notice was published in the newspaper on the following two dates:

Jan. 28, 1993

Feb. 4, 1993

Cost of Printing: \$55.79

Brenda Larson

(Signature)

Production Mgr.

(Title)

Feb. 4, 1993

(Date Signed)



Notice of Hearing on Application No. 5736-3 to Appropriate Water

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For purposes of publishing 1) the

notice of hearing on Application No. 5736-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 24, 1993, at 9:00 a.m. in Room 413, Joe Foss Building, 523 E Capitol, Pierre, S.D. If this application is opposed or the recommendation is contested, the February 24, 1993, 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 24, 1993, 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 February 16, 1993.

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 Eric Gronlund by February 16, 1993, at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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, 46-2A-20, 46-2A-21; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15. Robert E. Roberts, Secretary, Department of Environment and Natural Resources.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAR 17 1993

Robert Streeter
2645 Country View Court
Monroe, WI 53566

Dear Mr. Streeter:

Enclosed is Water Permit No. 5736-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that the Water License may be issued, thus completing your acquisition of a Water Right.

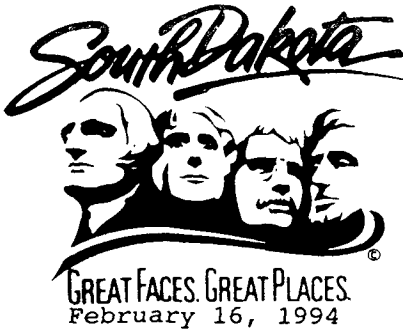
Very truly yours,

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

enclosures

PLEASE NOTE: Certain changes can be made in your permit within the five year construction period, usually without affecting the priority date provided an application to amend your permit is made within the five year period - i.e. changes in location or number of diversion points (wells) or location of land to be irrigated. Well locations for wells into the same aquifer can be moved up to 660 feet without application.

Applications to amend a permit after the five year construction period will be assigned a new priority date. Applications to change water sources, to add lands or increase original diversion rates, if approved will usually receive the date of the new application as a priority date regardless of the five year construction period.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

ROBERT STREETER
2645 COUNTRY VW
MONROE WI 53566

NOTICE

RE: Violation of Water Permit No(s) 5736-3

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 5736-3. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 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) 5736-3 qualification:

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

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, 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) 5736-3 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 April 1, 1994, 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:

ROBERT STREETER
2645 COUNTRY VW
MONROE WI 53566

5. Signature (Addressee)

6. Signature (Agent)

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

837 692 650

4b. Service Type

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

7. Date of Delivery

2-19-94

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

2645 Country View
Monroe WI 53566

Thank you for using Return Receipt Service.

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

DOMESTIC RETURN RECEIPT



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 9, 1994

NOTICE

TO: ROBERT STREETER
2645 COUNTRY VW
MONROE, WI 53566

FROM: Ron Duvall, Natural Resources Engineer IV
For John Hatch, Chief Engineer,
Water Rights Division
(605) 773-3352 

SUBJECT: April 6, 1994 Water Management Board Meeting --
Irrigation Questionnaire Violation(s)
RE: 5736-3,

On February 16, 1994, a notice was sent to you concerning submission of the 1993 irrigation questionnaire(s). The time and location of the April 6th hearing have been changed.

The hearing is now scheduled as follows:

**9:30 a.m., April 6, 1994, in the Conference Room of
the Floyd Matthew Training Center, Joe Foss Building,
523 E Capitol, Pierre, SD.**

All other provisions of the February 16th notice still apply. If the questionnaire(s) are received in this office prior to April 1, 1994, your name will be deleted from the agenda.

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

CERTIFICATION

I hereby certify that on March 9, 1994, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 9, 1994, regarding April 6, 1994, Water Management Board Meeting -- Irrigation Questionnaire Violation(s) on the following Water Rights/Permits and addresses as stated below:

- 2709-3: Alex A./Ann L. Falk, 1301 N. 4th St., Aberdeen, SD 57401.
2763-3 & 4281-3: Alfred LaCroix, Jr., RR 1, Box 350, Jefferson, SD 57038.
5238-3 & 2520-3: B. Deloris Jensen, RR 2, Box 107, Beresford, SD 57004-9578.
2534-3: Barry Imsland, RR 2, Box 26, Conde, SD 57434.
1677A-3: Burnett Quam, RR 1, Box 222, Elk Point, SD 57025.
1814-3: Caroline & Garry S. Kerkvliet, RFD 2, Box 145, Castlewood, SD 57223.
4773-3 & 1880-3: City of Brookings, Theodore Kryger, F.O., P.O. Box 270, Brookings, SD 57006-0270.
180-3 & 291-3: Craig Flyger, RR 1, Box 22, Parker, SD 57053.
1076-2, 1236-2 & 2167-2: Dale Heese, HCR 88, Box 36, Millboro, SD 57580-7417.
1488-2: Dan Donelan, HCR 33, Box 23, Mission Ridge, SD 57532.
417-1A & 417-1B: Darrell C. Anderson, 1700 Kings Rd., Rapid City, SD 57702.
540-2: Darrell E. Heldman, Box 402, Edgemont, SD 57735.
1503-2: Dave Hemmingson, HCR 3, Box 11, Philip, SD 57567.
792-1: David L. & Mary Lou Mollman, HC 63, Box 62, Ludlow, SD 57755.
4093-3: Dell Rapids Golf & Rec Assoc, Mike Solem, Box 165, Dell Rapids, SD 57022.
2394-3 & 2395-3: Dennis Jones, RR 1, Box 55, Bath, SD 57427.
1275-2: Donald Kaiser, HCR 89, Box 303, Hermosa, SD 57744.
1556-3: Ed & Dale Fawcett, Inc., Box 3D, Ree Heights, SD 57371.
1555-3: Ed & Dale Fawcett, Inc., HCR 64, Box 155, Miller, SD 57362.
2622-3: Evelyn Bernard, RR 1, Box 35, Jefferson, SD 57038.
526-2: Fred & Dan McFarland, P.O. Box 2110, Rapid City, SD 57709.
1390A-1: Fred W. Carlson, 716 10th Ave., Belle Fourche, SD 57717.
3026-3: G. Waldner, Hillcrest Colony, Box 17, Garden City, SD 57236.
1291-3 & 2474-3: Gary Hanson, Operator, RR 2, Box 224, Elk Point, SD 57025.
407-2, 408-2 & 409-2: Gerrit DeJong, HCR 81, Box 50, Kennebec, SD 57544-9503.
4209-3: Harold Nelson & Son, RR 2, Box 156, Yankton, SD 57078.
5315-3: Hillcrest Golf/Country Club, T. Cihak, President, 2206 Mulberry, Yankton, SD 57078.
2595-3 & 4379-3: James B. Zell, Rt 1, Box 350, Cavour, SD 57324.
4687-3A & 4687-3B: James L. Sutton, Box 33, Onida, SD 57564.
5203-3: Jeffery O. & Sally J. Nelson, RR 2, Box 2080, Brandon, SD 57005-9606.
475-2 & 1114-2: John Pitkin, Rex Ranch, Box 92, Nenzel, SD 69219.
961-3, 1050-3, 1120-3 & 1223-3: Kevin Dettler, HC 71, Box 29, Doland, SD 57436.

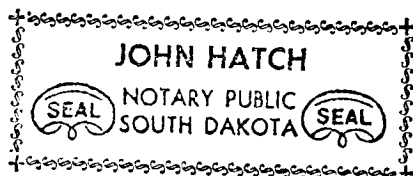
4524-3 & 4524-3A: Leon Lengkeek, 1605 Buffalo TR, Brookings, SD 57006.
 4443-3: Lonnie H. Nelson, RR 2, Box 156, Yankton, SD 57078.
 5010-3: Loren & Joyce Forrest, RR 1, Box 213, Laverne, MN 56156.
 156-3, 157-3, 164-3 & 1878-3: Marene Flyger, Box 362, Hurley, SD 57036.
 2242-3: Mark Quam, RR 2, Box 456, Elk Point, SD 57025.
 1523-2 & 1525-2: May & Sons, Inc., HC 53, Box 21, Interior, SD 57750.
 3550-3: Melvin A. Schmidt, Rt 2, Box 127, Parker, SD 57053.
 1714-2 & 2063-2, 400-2 & 401-2: Melvin E. Brassfield, Box 24, Caputa, SD 57725.
 5353-3: Michael A. Koslowski, RR 1, Box 44, Waubay, SD 57273.
 4910A-3: Michael L. Kreber, RR 1, Box 89, Tabor, SD 57063.
 2120-2: Mick Zink, HC 88, Box 51, Wewela, SD 57578.
 5205-3: Oahe Shores Golf Association, Dennis Moser, P.O. Box 174, Pollock, SD 57648.
 1684-3 & 2742-3: Paul Daly, P.O. Box 379, Ft. Thompson, SD 57339-0379.
 5736-3: Robert Streeter, 2645 Country VW, Monroe, WI 53566.
 235-3: Russell Doolittle, RR 1, Box 53, Wolsey, SD 57384.
 1264-3A: Steffen Brothers, Inc., HCR 37, Box 132, Pierre, SD 57501-9514.
 424-1: Steve Smeenk, Rt 1, Box 134, Newell, SD 57760.
 399-2: Thomas & Robin Jagow, HC 56, Box 39, Buffalo Gap, SD 57722.
 5225-3: Town of Pollock, Lila Renner, F.O., P.O. Box 57, Pollock, SD 57648-0057.
 925-1: Warren N. Golliher, RR 1, Box 237D, Spearfish, SD 57783.
 897-2: Wilbert & Judith Ohlmann, HCR 69, Box 663, Midland, SD 57552.
 1402A-2: William & James O'Kief, HC 68, Box 32, Wood Lake, NE 69221.
 4646A-3: William A. Stoddard, 821 S. Walts Ave., Sioux Falls, SD 57104.

Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
 COUNTY OF HUGHES)

Sworn to, before me, this 10th day of March, 1994.



John Hatch
Notary Public

JOHN HATCH, Notary Public
My Commission Expires
April 1, 2001



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 24, 1994

5736-3

Robert Streeter
2645 Country View Ct
Monroe, WI 53566

Dear Mr. Streeter:

I am writing to acknowledge receipt of your 1993 irrigation questionnaire for Water Permit No. 5736-3. A review of our files found that the information had been reported under Water Permit No. 2570-3B, also listed in your name. The irrigation questionnaire for Water Permit No. 2570-3B was returned by the renter in October. You may disregard the February 16, 1994, **Notice of Violation of Water Permit No. 5736-3.**

The questionnaire information was on file and your name has been deleted from the agenda. I apologize for the discrepancy and any inconvenience it may have caused. With your permission, future irrigation questionnaires for both Permit No. 2570-3B and No. 5736-3 will be directed to Nick Peterson.

If you have any questions, please contact me.

Sincerely,

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

REPORT ON INSPECTION OF PERMIT NO. 5736-3

DATE OF INSPECTION: 7/17/95

Other permit(s) associated with the project: **2570-3B**

**DIVERSION POINT LEGAL LOCATION: FROM THE NE CORNER OF SECTION 19 T128N-R78W:
2640 FEET SOUTH AND 4340 FEET WEST**

Pump:

- 1) Make **BERKLEY**
- 2) Model **B4EYP**
- 3) Size **6**
- 4) Capacity **1100** GPM

Motor:

- 1) Make **JOHN DEER**
- 2) Model No. **4020**
- 3) Horsepower rating **90** hp

DISTRIBUTION LINES OR CANALS:

- 1) Type **PVC** 2) Size **10** inches 3) Length **5280** feet
- 1) Type **ALUMINUM** 2) Size **8** inches 3) Length **2640** feet

SYSTEM TYPE:

Center pivot: NW

- 1) Make **REINKE**
- 2) Overall length **1280** feet
- 3) Number of towers **8**
- 4) End gun **Y**
- 5) High or low pressure **HIGH**
- 6) Capacity **1100** GPM

Center pivot: SW

- 1) Make **VALLEY**
- 2) Overall length **1280** feet

- 3) Number of towers 8
- 4) End gun Y
- 5) High or low pressure LO
- 6) Capacity 1100 GPM

CHEMIGATION EQUIPMENT:

- 1) Does chemigate NO

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Special qualifications to permit being abided by Y
- 2) All structures, wells and lands on map Y
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y

Permit No. 5736-3 & 2570-3B
MISSOURI River - Water District

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

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

I have this day, 7/17/1995, made a thorough examination of the water use system constructed by ROBERT STREETER of 2645 COUNTRY VIEW, MONROE WI holder of Permit No. 2570-3B, bearing the priority of FEBRUARY 25, 1976 authorizing the diversion of 2.00 cu. ft. per second and Permit No. 5736-3, bearing the priority of NOVEMBER 13, 1992 authorizing the diversion of 2.0 cu. ft. per second of the waters of MISSOURI RIVER for IRRIGATION purposes, in CAMPBELL County.

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

A. Works used to divert the water:

A BERKLEY PUMP WITH A 1100 GPM CAPACITY

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

5280 FEET OF PVC PIPE AND 2640 FEET OF ALUMINUM PIPE

C. Works used to apply water to beneficial use:

A VALLEY AND A REINKE CENTER PIVOTS

The system is in the following condition GOOD. The point of diversion is located FROM THE NE CORNER OF SECTION 19 T128N-R78W: 2640 FEET SOUTH AND 4340 FEET WEST. The works are capable of diverting and conveying to the place of use 2.45 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:

ALL LAND LOCATED IN SECTION 20 T128N-R78W:

NW1/4 NW1/4 - 32 ac NE1/4 NW1/4 - 32 ac SE1/4 NW1/4 - 32 ac SW1/4 NW1/4 - 32 ac
NW1/4 SW1/4 - 32 ac NE1/4 SW1/4 - 32 ac SE1/4 SW1/4 - 32 ac SW1/4 SW1/4 - 32 ac

comprising a total of 256 acres of land and the license should be issued for 2.45 cfs.

Applicable permit qualifications have been complied with: YES

Exceptions to compliance are: NONE

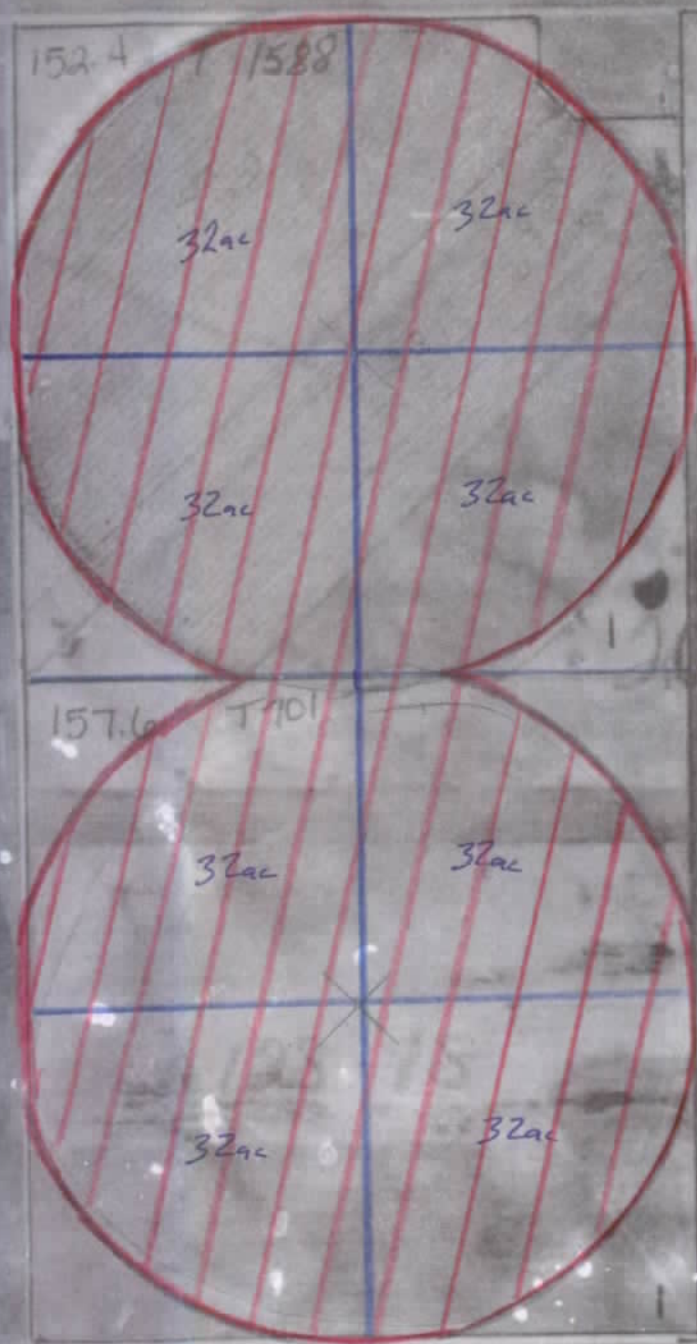


Mark D. Rath
Natural Resources Engineer
DENR, Water Rights Program

10/5/95

Date

NOT TO SCALE



99.1 T 618

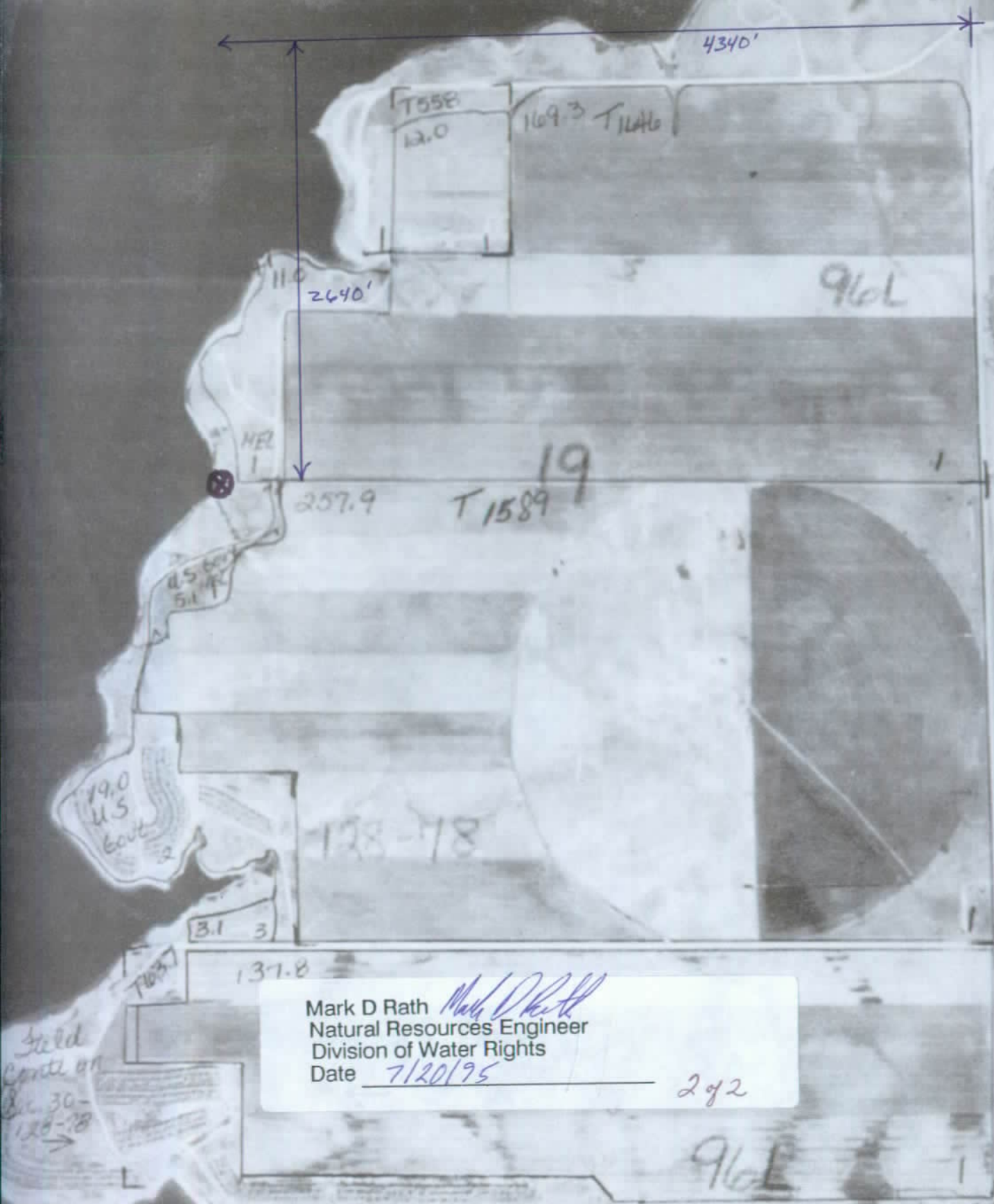
154.0 T 615

151.1 T 615

Mark D Rath *Mark D Rath*
 Natural Resources Engineer
 Division of Water Rights
 Date 7/19/95

182

NOT TO SCALE



**STATE OF SOUTH DAKOTA
WATER LICENSE NO. 5736-3**

(1) Robert Streeter of 1305 N Thompson Drive, Madison, WI 53704-7814 made Application No. 5736-3, November 13, 1992 for a water permit to appropriate 2.00 cubic feet of water per second from the Missouri River, Campbell County, South Dakota for irrigation purposes. Permit No. 5736-3, with a priority date of November 13, 1992 was approved February 24, 1993 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before February 24, 1998 and for the application to beneficial use of said water on or before February 24, 2002.

Water Permit No. 5736-3 was obtained to add a second pivot system to land irrigated under Water Permit No. 2570-3B. No. 5736-3 utilizes the same diversion point as authorized by No. 2570-3B. The applicable portions of Water Permit No. 2570-3B are being incorporated into this Water License No. 5736-3.

(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 2.45 cubic feet of water per second for beneficial use. The location of the diversion point is 2640 feet south and 4340 feet west of the NE corner of Section 19, T128N, R78W (W 1/2).

(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 **256 acres - all in Section 20, T128N, R78W**

Priority date: February 25, 1976 (No. 2570-3B)	Priority date: November 13, 1992 (No. 5736-3)
NW¼ NW¼ 32 acres	NW¼ SW¼ 32 acres
NE¼ NW¼ 32 acres	NE¼ SW¼ 32 acres
SE¼ NW¼ 32 acres	SE¼ SW¼ 32 acres
SW¼ NW¼ 32 acres	SW¼ SW¼ 32 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Robert Streeter of 1305 N Thompson Drive, Madison, WI 53704-7814 the holder and/or owner of Incorporated Water Permit No. 5736-3 is issued a license to appropriate water, the right to use 2.45 cubic feet of water per second from the Missouri River with priority dates of February 25, 1976 and November 13, 1992 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Incorporated Water Permit No. 5736-3 and subject to South Dakota State Law.



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

DEC 18 1995

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 16, 1995

Permit No. 5736-3

Robert Streeter
1305 N. Thompson Dr.
Madison, WI 53704-7814

Dear Mr. Streeter:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit Nos. 2570-3B and 5736-3, has been completed. Your final water right document, the Water License, can now be issued. Upon licensing, the applicable portions of Water Permit No. 2570-3B will be incorporated into 5736-3.

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

**Please remit fee to:
Department of Environment & Natural Resources
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181**

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

Sincerely,

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

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

RECEIPT

414655

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ October 27, 19 95

RECEIVED OF Joanne M. Streeter, 2645 Country View Ct, Monroe, WI 53566

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>5736-3</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



DEC 18 1995

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

5736-3

Robert Streeter
1305 N. Thompson Drive
Madison, WI 53704-7814

Dear Mr. Streeter:

Enclosed is Water License No. 5736-3 and Receipt No. 414655 for \$50.00 which was assessed for an inspection and issuance of the license. Water License No. 5736-3 is the final document which completes the process of obtaining a water right.

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

Very truly yours,

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

gm
enclosures

NOTE: The applicable portions of Water Permit No. 2570-3B are being incorporated into this Water License No. 5736-3.



January 30, 1996

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

TO: NICK PETERSON, RENTER, BOX 4, POLLOCK, SD 57648

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

SUBJECT: Violation of Water Permit No(s) 5736-3

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 5736-3. 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) 5736-3 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) 5736-3 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.

c: ROBERT STREETER, 1305 N THOMPSON DR, MADISON, WI 53704-7814

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:

Robert Streeter
1305 N Thompson Dr.
Madison, WI 53704-7814

4a. Article Number

2161 984 076

4b. Service Type

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

7. Date of Delivery

2-2-96

5. Received By: (Print Name)

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

6. Signature: (Addressee or Agent)

X *Joanne Streeter*

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

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:

NICK PETERSON, RENTER
BOX 4
POLLOCK SD 57648

4a. Article Number

2161 984 075

4b. Service Type

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

7. Date of Delivery

2-7-96

5. Received By: (Print Name)

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

6. Signature: (Addressee or Agent)

X *Nick Peterson*

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

5736-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 13, 1996

5736-3

Nick Peterson
Box 4
Pollock, SD 57648

Dear Mr. Peterson:

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. 5736-3.**

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

c: Robert Streeter, 1305 N Thompson Dr, Madison, WI 53704-7814



5736-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 14, 2000

NOTICE

TO: NICK PETERSON, RENTER, BOX 4, POLLOCK, SD 57648

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

SUBJECT: Reporting Requirement for 1999 Irrigation Questionnaire(s)

Our records indicate that the 1999 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5736-3. The request for the Questionnaire was dated October 7, 1999. The Water Management Board has directed that owners of water permits who have not submitted the 1999 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) 5736-3 qualification:

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

The hearing will be held at 1:30 pm, March 1, 2000 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) 5736-3 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 February 28, 2000, 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.

c: ROBERT STREETER, 1305 N THOMPSON DR, MADISON, WI 53704-7814

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.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Robert Streeter
1305 N Thompson Dr.
Madison WI 53704-7814

2. Article Number (Copy from service label)

Z 227 670 496

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

ROBERT STREETER 1-20-98

C. Signature

x Robert Streeter

☐ Agent☒ AddresseeD. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

NICK PETERSON, RENTER
BOX 4
POLLOCK SD 57648

2. Article Number (Copy from service label)

Z 227 670 495

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

JICKIE PETERSON 1-18-98

C. Signature

x Jickie Peterson

☐ Agent☐ AddresseeD. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 24, 2000

5736-3

Nick Peterson
Box 4
Pollock, SD 57648

Dear Mr. Peterson:

I am writing to acknowledge receipt of your 1999 irrigation questionnaire. You may disregard the January 14, 2000, "Notice" concerning reporting requirements for Water Permit No. 5736-3.

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

c: Robert Streeter



5736-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 16, 2002

NOTICE

TO: NICK PETERSON, RENTER, BOX 4, POLLOCK, SD 57648

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

SUBJECT: Reporting Requirement for 2001 Irrigation Questionnaire(s)

Our records indicate that the 2001 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5736-3. The request for the Questionnaire was dated October 12, 2001. The Water Management Board has directed that owners of water permits who have not submitted the 2001 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) 5736-3 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 13, 2002 in the Visitor Center (west side of Capitol Lake), 650 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) 5736-3 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 8, 2002, 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.

c: ROBERT STREETER, 1305 N THOMPSON DR, MADISON, WI 53704-7814

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.

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. - Print your name and address on the reverse so that we can return the card to you. - Attach this card to the back of the mailpiece, or on the front if space permits.		A. Received by (Please Print Clearly) <u>Nick Peterson</u> B. Date of Delivery <u>1-18-02</u> C. Signature <u>Nick Peterson</u> ☐ Agent ☐ Addressee X <u>Julia Peterson</u> D. Is delivery address different from item 1? ☒ Yes If YES, enter delivery address below: ☐ No	
1. Article Addressed to: NICK PETERSON, RENTER BOX 4 POLLOCK SD 57648		3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Return Receipt for Merchandise ☐ Registered ☐ Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee) ☐ Yes	
7001 2510 0004 4797 3954			
PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952			

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. - Print your name and address on the reverse so that we can return the card to you. - Attach this card to the back of the mailpiece, or on the front if space permits.		A. Received by (Please Print Clearly) <u>Joanne Streeter</u> B. Date of Delivery <u>01/18/02</u> C. Signature <u>Joanne Streeter</u> ☐ Agent ☐ Addressee X <u>Joanne Streeter</u> D. Is delivery address different from item 1? ☒ Yes If YES, enter delivery address below: ☐ No	
1. Article Addressed to: Robert Streeter 1305 N Thompson Dr Madison WI 53704-7814		3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Return Receipt for Merchandise ☐ Registered ☐ Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee) ☐ Yes	
7001 2510 0004 4797 6665			
PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952			



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2002

5736-3

Nick Peterson
Box 4
Pollock SD 57648

Dear Mr. Peterson:

I am writing to acknowledge receipt of your 2001 irrigation questionnaire. You may disregard the January 16, 2002, "Notice" concerning reporting requirements for Water Right No. 5736-3.

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

c: Robert Streeter, 1305 N Thompson Dr., Madison, WI 53704-7814

May 9, 2003

South Dakota Regulatory Office
28563 Powerhouse Road, Room 118
Pierre, South Dakota 57501

Nick Peterson
635 C Avenue
Box 4
Pollock, South Dakota 57648

Dear Mr. Peterson:

Reference is made to your application for a Department of the Army permit to place an irrigation intake structure in the Missouri River/Lake Oahe at mile 1223.90, located in Section 19, Township 128 North, Range 78 West, Campbell County, South Dakota. The proposed intake will replace the Streeter intake structure (DA Permit No. 130000443) at this location that has been removed.

Based on the information submitted, the proposed project, as described on the enclosed drawings, meets the criteria established for General Permit 90-04 and has been assigned application number 200330155.

Accordingly, for the purposes of Section 10 of the Rivers and Harbor Act (33 USC 403) and in accordance with 33 CFR Part 325.5(c)(1), the intake structure placement is authorized without further processing provided the stipulations, conditions and criteria of General Permit 90-04 (copy enclosed) are strictly adhered to.

As a special condition to this permit, the permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.

Any changes to the size, location or withdrawal rate of this structure from that identified herein may require additional Department of the Army Authorization. **T h e attached Compliance Certification form must be signed and returned to this office upon completion of the authorized work and any required mitigation.**

NOTE: The above determination does not obviate the requirement to obtain state, tribal or local assent as required by law.

If you have any questions regarding the above, please feel free to contact this office at the above Regulatory Office address, or telephone Thomas A. Lowin of my staff, or myself, at (605) 224-8531.

Sincerely,

Steven E. Naylor
Regulatory Program Manager,
South Dakota

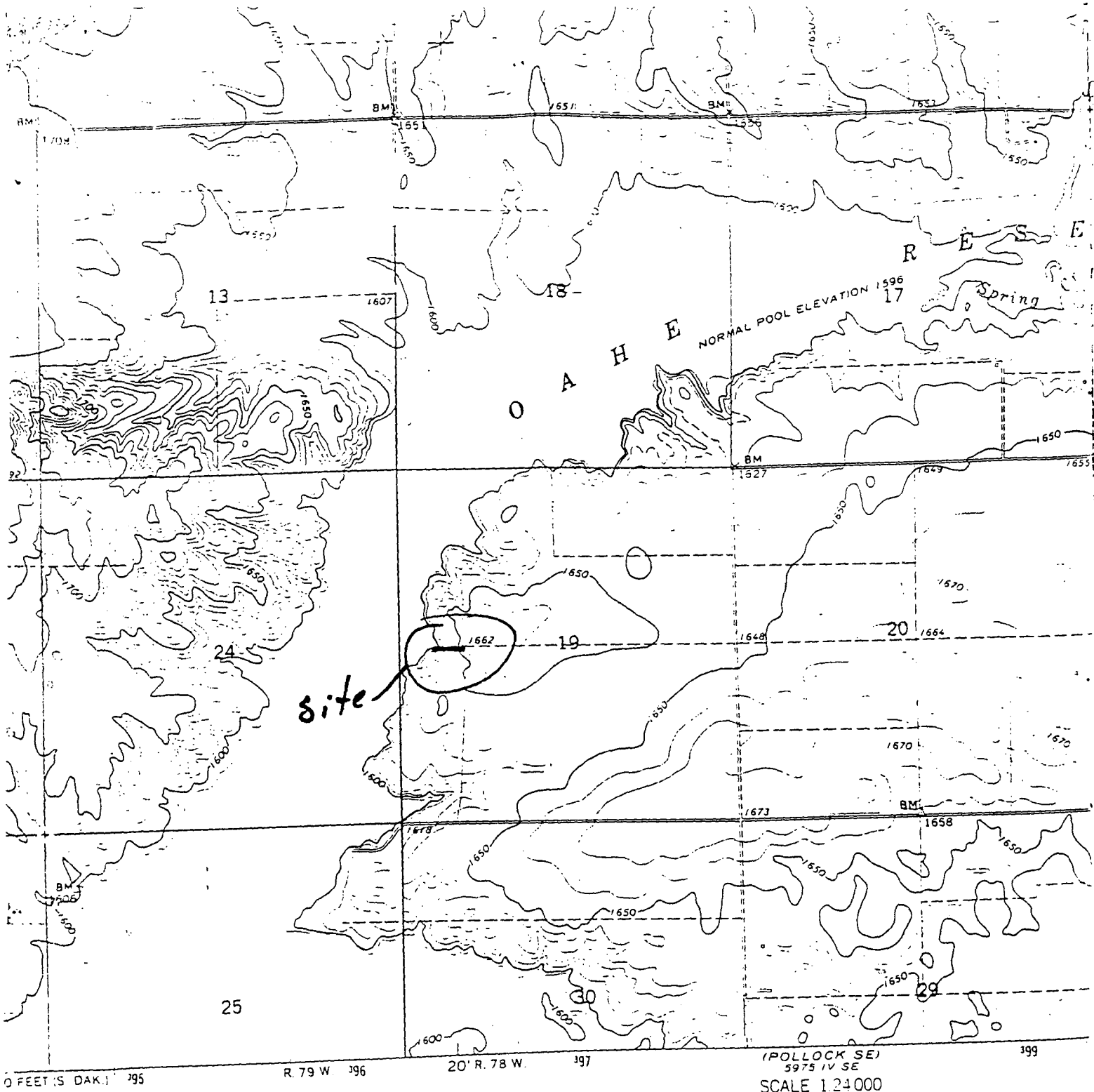
Enclosures

cf: Gober; US Fish and Wildlife Service, Pierre
Petersen; SD Dept. Game, Fish, and Parks, Pierre
Miller; SD Dept. Environment and Natrl Rsrcs, Pierre
Bartel; Corps of Engineers (CENWO-OD-OA), Pierre
Thomas; Corps of Engineers (CENWO-RE-O), Pierre

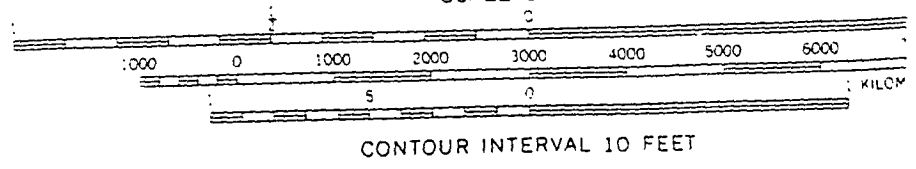
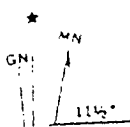
RECEIVED

MAY 16 2003

SURFACE WATER PROGRAM



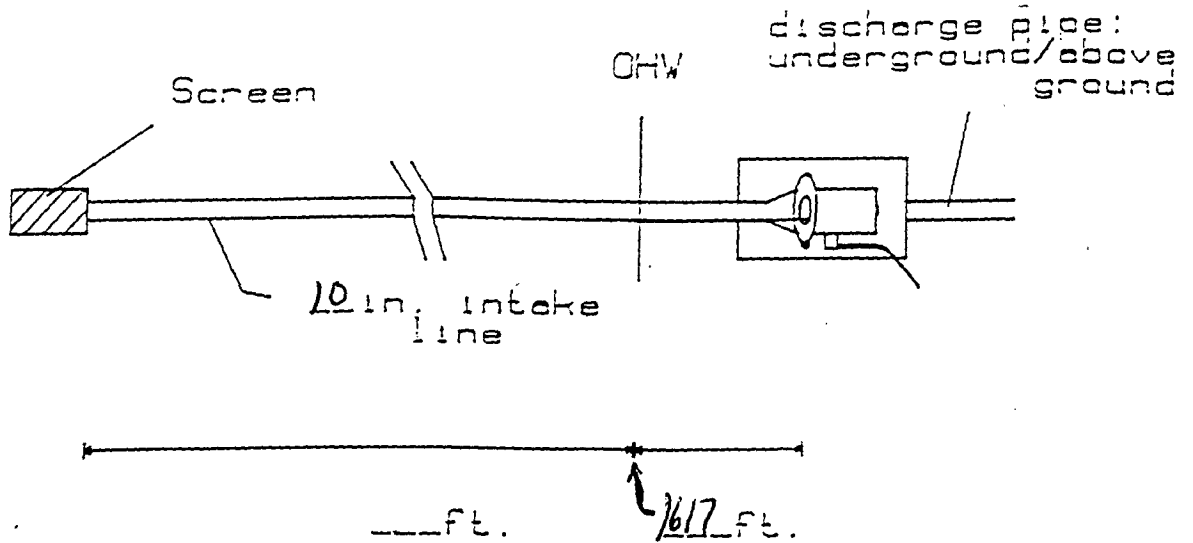
by the Geological Survey
 S. Bureau of Reclamation
 Maps from aerial
 checked 1965
 American datum



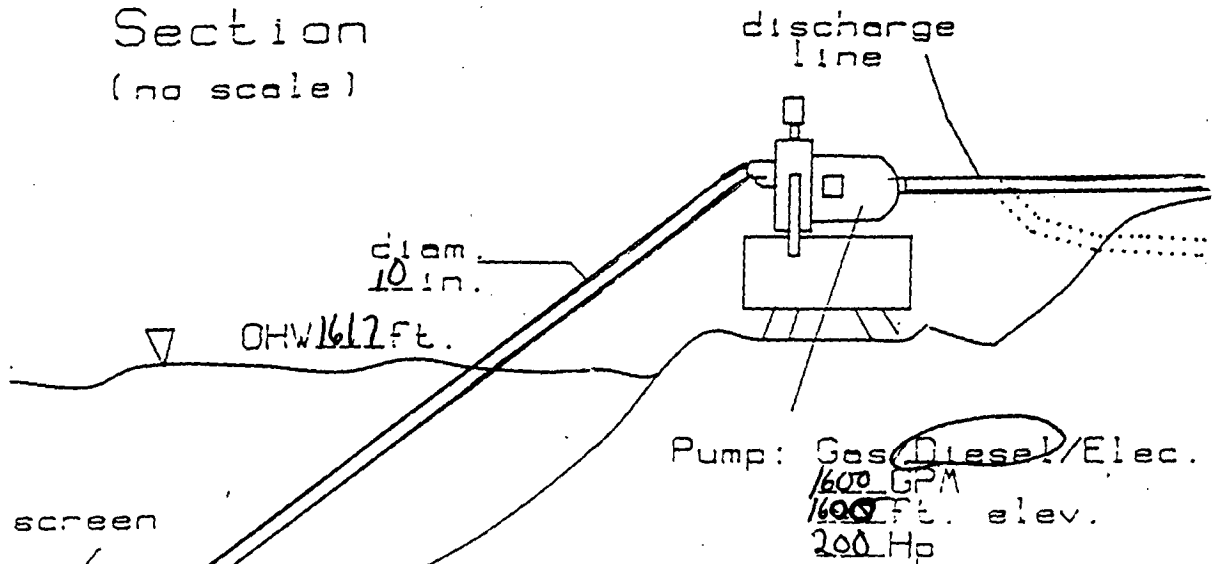
PURPOSE: WATER INTAKE
 DATUM: MSL
 ADJ. PROP. OWNERS:
 U.S. GOV.
 COUNTY VA-Bank

IN: MISSOURI RIVER
 AT: Mile 123.90L
 COUNTY OF: CAMPBELL
 APPLICATION BY: Rick Peterson
 STATE: SD
 SHEET 1 OF 3 DATE: 5-3-03

Plan (no scale)



Section (no scale)



PURPOSE: Water Intake

DATUM: MSL

ADJ. PROP. OWNERS:

U.S. Gov.

PROPERTY VA-Buck

IN: Missouri River

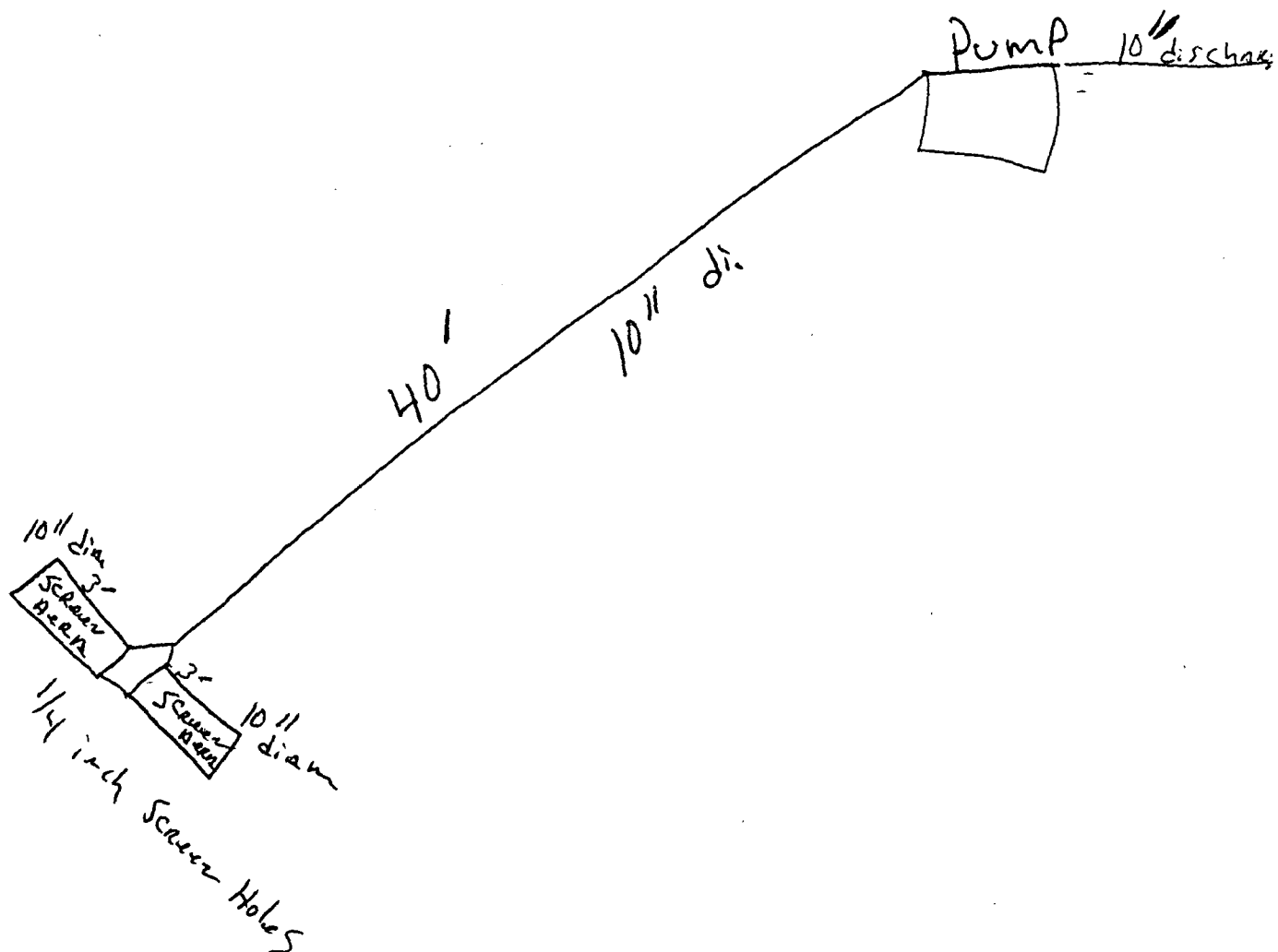
AT: Mile 123.90L

COUNTY OF: Campbell

APPLICATION BY: Nick Retter

STATE: SD

SHEET 2 OF 3 DATE: 5-3-03



Total Screen Area { 3 FT long
10" diam.
3 FT long
10" diam.

PURPOSE: Water Intake
 DATUM: MSL
 ADJ. PROP. OWNERS:
 U.S. Gov.
 Twenty VA-Buck

IN: Missouri River
 AT: Mile 123.90L
 COUNTY OF: Campbell
 APPLICATION BY: Nick Peterson
 STATE: SD
 SHEET 3 OF 3 DATE: 5-3-03

File No. 5736-3

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Bob Streeter, 1305 N Thompson Dr, Madison, WI

DATE: October 27, 2004

TELEPHONE: 608 246-4301

RE: new renter for Water Right No. 5736-3

COMMENTS:

The 2004 irrigation questionnaire sent to Nick Peterson in Pollock (as renter) for Water Right No. 5736-3 was returned by the Post Office indicating Mr. Peterson had moved to Gillette WY.

I contacted Mr. Streeter to find out if he had changed renters on the property. He confirmed he has a new renter. Mail the irrigation questionnaire to:

Kenneth J Moser
309 Highway 1804 SW
Pollock, SD 57648-8501
phone: (605) 336-7352


Genny McMath
Water Rights Program
DENR



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 27, 2004

5736-3

Kenneth J Moser
309 Hwy 1804 SW
Pollock SD 57648-8501

Dear Mr. Moser:

I am contacting you in regard to Water Right No. 5736-3 held by Robert Streeter. Enclosed is a copy of the water right for your review.

Each year, we mail out irrigation questionnaires to irrigators in the state requesting information on how much water was used during that specific crop season. Mr. Streeter has indicated that you now rent the land from him and would have the information needed to complete the form.

Enclosed is the questionnaire for 2004 pertaining to this water right. I have also included a copy last year's form completed by Nick Peterson. This will give you an idea of the type of information needed.

Please complete the questionnaire and return it to us by December 3, 2004.

If you have any questions, please contact me.

Sincerely,

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

enclosures

c: Robert Streeter



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 8, 2024

5736-3
6605-3

Steeter Family Trust
c/o Rob Streeter
867 Arbogast
Shoreview MN 55126

Dear Mr. Streeter:

I have received your "Notice of Transfer of Ownership" forms and the required fees. Enclosed are receipts of payment for your records.

Water Right Nos. 5736-3 & 6605-3 previously owned by Robert R Streeter, are now listed under the Streeter Family Trust. I have also updated your contact information in our system.

As a reminder, so long as you use the water beneficially, as stated in the Water Rights, State Water Laws provide that you have a continuing right to use the water. Should the water not be put to beneficial use for a period longer than 3 consecutive years, without legal excuse, the water rights will be subject to cancellation.

If you have any questions, please contact me.

Sincerely,

Amanda Dewell
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 5736-3

Date: 2-8-24

I/We request that Water Right No. 5736-3

formerly owned by: Robert R Streeter; E 2191 State HWY 8, Desoto WI 54624

be transferred to: (name & address) Streeter Family Trust
c/o Rob Streeter 867 Arbogast, Shoreview MN 55126
Telephone No. 651.955.9535

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

256 acres - W 1/2 Section 20 T128N-R78W

I/We understand that the validity of Water Right No. 5736-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We STREETER Family Trust, the new owner, certify that the above information is true and correct.


(Signed by new owner)

NOTE: Water permits may be cancelled for non-construction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Agriculture and Natural Resources

Date February 8, 2024

RECEIVED OF Rob Streeter 867 Arbogast St., Shoreview MN 55126

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. _____	\$ _____
Fee for Filing Transfer Form <u>5736-3</u>	<u>\$50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	
TOTAL	<u>\$50.00</u>

By Eric Gronlund
Chief Engineer
vm

Dewell, Amanda

From: Rob Streeter <robstreeter1970@gmail.com>
Sent: Thursday, February 8, 2024 3:38 PM
To: Dewell, Amanda
Subject: Re: [EXT] Water Right Ownership

Rob Streeter
867 Arbogast St, Shoreview, MN 55126
651-955-9535

On Thu, Feb 8, 2024 at 3:13 PM Dewell, Amanda <Amanda.Dewell@state.sd.us> wrote:

Thank you Rob.

Can you send me the mailing address and contact phone number you would like to have on file?

Amanda Dewell

DANR - Water Rights Program

Main Phone: 605 773-3352

Website: danr.sd.gov



From: Rob Streeter <robstreeter1970@gmail.com>
Sent: Thursday, February 8, 2024 2:25 PM
To: Dewell, Amanda <Amanda.Dewell@state.sd.us>
Subject: Re: [EXT] Water Right Ownership

Here you go let me know if you need anything else.

I paid Megan over the phone:)

New owner is Streeter Family Trust

Thanks

===== ORDER INFORMATION =====

Invoice :

Description : Transfer of Ownership - Streeter Family Trust Amount : 102.50 (USD) Payment Method: Visa xxxx8998

Transaction Type: Authorization and Capture

On Thu, Feb 8, 2024 at 8:27 AM Dewell, Amanda <Amanda.Dewell@state.sd.us> wrote:

Mr. Streeter,

Please find attached two partially completed "Notice of Transfer of Ownership" and corresponding licenses for Water Right Nos. 5736-3 & 6605-3.

These Water Rights cover the same land, for irrigation from two locations. One authorizes diversion of water from a well completed into the Grand Aquifer, while the other authorizes the use of Missouri River waters. Statute does allow for one diversion point to be maintained as a backup for the primary.

The fee for each transfer is \$50, totally \$100 for the two. Please return the completed forms with a check in that amount, made payable to "SD Water Rights Program", or pay over the phone by calling our Fiscal Office at 605.773.4216.

If you have any questions, I'd be happy to help.

Amanda Dewell

DANR - Water Rights Program

Main Phone: 605 773-3352

Website: danr.sd.gov



5736-3 4605-3

Konst, Shannon

From: Konst, Shannon
Sent: Tuesday, February 24, 2026 8:28 AM
To: VanbeekHarvesting@live.com
Cc: Dewell, Amanda
Subject: Transfer of Ownership forms
Attachments: DOC022426-02242026060508.pdf; DOC022426-02242026060520.pdf

Hello, Amanda Dewell had asked that I please send you these 2 documents, see 2 attached Transfer of Ownership forms for #5736-3(Missouri River) & #6605-3(Well).
Please return the forms with a check for \$100.00 (\$50.00) for each License, made payable to "SD Water Rights Program" to cover the transfer fee. If you would prefer to pay by card, you may call our Fiscal Office at 605-773-5559. This form will still need to be returned even if you are submitting payment over the phone.
Please let me know if you have any questions.
Thank you



Shannon Konst
Program Assistant I
Water Rights Program
Department of Agriculture and Natural Resources
523 E. Capitol Ave. Pierre SD, 57501
605.773.8204
danr.sd.gov

RECEIVED

MAR - 2 2026

OFFICE OF
WATER

PAID

MAR 02 2026

Ck# 14048

Rec't#

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

Mail to: SD DANR, Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 5736-3

Date: 2/25/26

I/We request that Water Right/Permit No. 5736-3 formerly owned by:

Streeter Family Trust C/O Rob Streeter

be transferred to:

New Owner Name: Ed Van Beek

Address: PO Box 4116

mobile: 605-848-1050

City, State, Zip: Badrock SD 57648

email: VANBECKHARVESTING@live.com

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

Section 20-T128N-R78W

NW1/4 NW1/4 - 32 acres

NW1/4 SW1/4 - 32 acres

NE1/4 NW1/4 - 32 acres

NE1/4 SW1/4 - 32 acres

SE1/4 NW 1/4 - 32 acres

SE1/4 SW1/4 - 32 acres

SW1/4 NW1/4 - 32 acres

SW1/4 SW1/4 - 32 acres

Total - 256 acres

☒ I understand that the validity of Water Right/Permit No. 5736-3 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, Ed Van Beek, the new owner, certify that the above information is true and correct.

Ed Van Beek

(signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five-year construction period has expired. Once a water permit is developed, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three-year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

WATER RIGHTS PROGRAM
South Dakota Department of Agriculture and Natural Resources

RECEIVED OF Ed Van Beek PO Box 416 Pollack, SD 57648

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. _____	\$ _____
Fee for Filing Transfer Form #5736-3	\$50.00
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	TOTAL
	\$50.00

By

Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 2, 2026

6605-3, 5736-3

Ed Van Beek
PO Box 416
Pollock, SD 57648

Dear Mr. Van Beek,

The South Dakota Water Rights Program is in receipt of the "Notice of Transfer of Ownership" forms and the required fees you submitted for Water Permit Nos. 6605-3 & 5736-3. Enclosed are receipt of payments for your records.

Water Permit Nos. 6605-3 & 5736-3, previously held by Streeter Family Trust C/O Rob Streeter, are now listed under your name. I have also updated your contact information in our system.

As a reminder, so long as you use the water beneficially, as stated in the Licenses (copy's enclosed), State Water Laws provide that you have a continuing right to use the water. Should the water not be put to beneficial use for a period longer than 3 consecutive years, without legal excuse, the licenses will be subject to cancellation.

If you have any questions, please contact me.

Sincerely,

Shannon Konst
Water Rights Program
605 773-3352
Shannon.konst@state.sd.us

NOTE: The validity of Water Right Nos. 6605-3 & 5736-3 has not been determined by this transfer action. Only the Water Management Board has the authority to determine if a water permit/right is valid.

enclosures