

WATER PERMIT NO. 5849-3

Phone: 605 627-5241

Name of Applicant: Meadow Creek Golf Course

Post Office Address: Box 511, Volga SD 57071

Amount of Water Claimed: 1.2 cfs Total Acres: 84

Source of Water Supply: dugout

Water to be used for: irrigation County: Brookings

Location: southeast of Volga

PRIORITY Date Received: 2-7-95 Fee: \$225.00

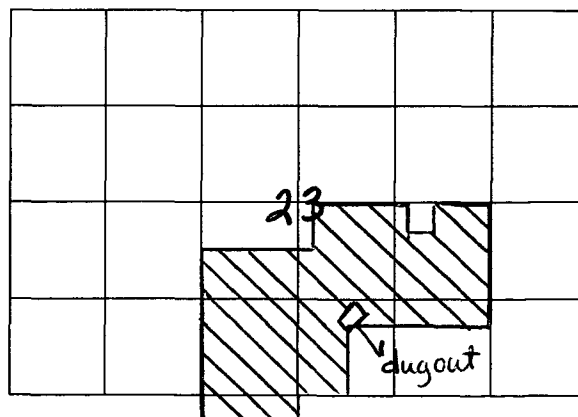
Corrected Application Received: 2-10-95 Period of Annual Use: April 1 - Oct 31

Remarks: _____

Diversion Point: SW 1/4 SE 1/4 Sec 23-T110N-R51W

Land to be Irrigated: SE 1/4, E 1/2 SW 1/4

Sec 23; NE 1/4 NW 1/4 Sec 26; all in T110N-R51W



Well Log: Driller: NA Licensed: YES NO

Depth of Well: REMARKS:

Type of Map: aerial Prepared By: Don Schumacher, CFSA Reviewed and the Number

Assigned on: 2-10-95 By: Karen Schlaak

FORM 2: Application for irrigation in South Dakota

(type or print)

225¹²

Mail to:

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

No. 5849-3 Hydrologic Unit 10170202
Basin Big Sioux River
Newspaper Volga Tribune, Box 18

(office use only)



Application For Permit To Appropriate Water For Irrigation

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

Description of amendment/correction: (i.e. acreage change, change diversion point(s), add diversion point(s), etc.) _____

- Name of Applicant Meadow Creek Golf Course Phone (605) 627-5241
(check one) ☐ Owner ☐ Tenant/lessee
Mailing Address Box 511 Volga State SD 57071
(Street, RR, or Box) (City) (Zip Code)
- Amount of water claimed 5.2 *CFS or 3815 **GPM 3815 ***AF Total Acreage 84
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout if applicable)
- Source of water supply Dugout 900' N & 1700' West of SE Corner Sec 23-110N-51W
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) Dugout - 1800' W 900' N of SE corner of Sec 23-110N-R51W (SW1/4 SE1/4)
County Brookings
- County or counties where water will be used Brookings
- Annual period during which water is to be used April-October 31
- 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)

SE 1/4	Land Description
SW 1/4	of SW 1/4 of Sec 23-110N-51W
NE 1/4 of SW 1/4 of Sec 23-110N-51W	
NW 1/4 of SE 1/4 of Sec 23-110N-51W	
SW 1/4 of SE 1/4 of Sec 23-110N-51W	

Acres
<u>57</u>
<u>18</u>
<u>29</u>
<u>29</u>

Land Description
NE 1/4 of SE 1/4 of Sec 23-110N-51W
SE 1/4 of SE 1/4 of Sec 23-110N-51W
NE 1/4 of SE 1/4 of Sec 26-110N-51W
NW 1/4

Acres
<u>39</u>
<u>15</u>
<u>13</u>

8. Give a description of the project. (Attach sheet if more space is needed)

A new 9 hole golf course will water green and fairways in a 180 Acre parcel of land-water will be taken from an existing Dugout that will be enlarged. Also a creek that contains primarily runoff water from the City of Volga will help replenish the water supply of the Dugout approximately 80 Acres of land could be irrigated although considerable wetlands thru the course will probably cut this estimate down during actual irrigation.

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

STATE OF SOUTH DAKOTA)

County of Brookings)^{SS}

I, VIRGIL D. NEWMAN, the applicant, have read this application, examined the attached map, and certify that the matters stated are true. I intend and am able to complete the necessary construction.

Signed

V Newman

Subscribed and sworn to before me this 6 day of Feb. 19 95

Donald J. [Signature]
Notary Public 1-14-97

**SOUTH DAKOTA
WATER PERMIT NO. 5849-3**

Date of first receipt of application February 7, 1995.

Date of return to applicant for corrections, amendments or changes February 8, 1995.

Date of receipt of corrected application February 10, 1995.

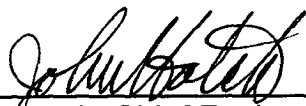
The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5849-3 to Meadow Creek Golf Course, Box 511, Volga SD 57071 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 5849-3 appropriates 1.2 cubic feet of water per second from a dugout located in the SW 1/4 SE 1/4 Section 23 to irrigate 84 acres within the 180 acre golf course area located in the SE 1/4, E 1/2 SW 1/4 Section 23 and the NE 1/4 NW 1/4 Section 26; all in T110N-R51W. The dugout's water source is the Big Sioux:Brookings Aquifer and incidental surface runoff.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 - October 31.
3. The date from which applicant may claim right is February 7, 1995.
4. The date of approval of Permit No. 5849-3 is April 24, 1995.
5. One-fifth of the construction is to be completed on or before October 24, 1997.
6. All construction is to be completed on or before April 24, 2000.
7. Water is to be put to beneficial use on or before April 24, 2004.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATION

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

WATER MANAGEMENT BOARD

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

SEP 5 1995

date

Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

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

- a) Surface Dimensions 320' x 260' Depth 15'
- b) Depth to water (ground surface to water level) 2'-3'

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below for each dam. The locations of the dams need to 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

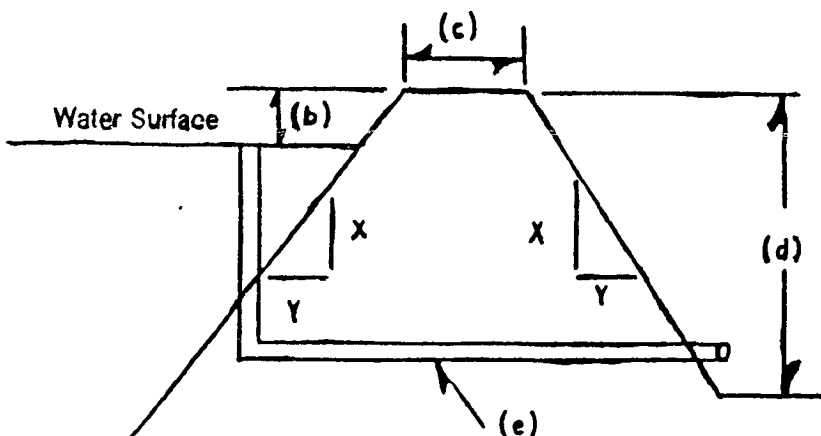
Upstream _____

Downstream _____

h) Surface Area of Impoundment _____

i) Storage _____ Acre Feet

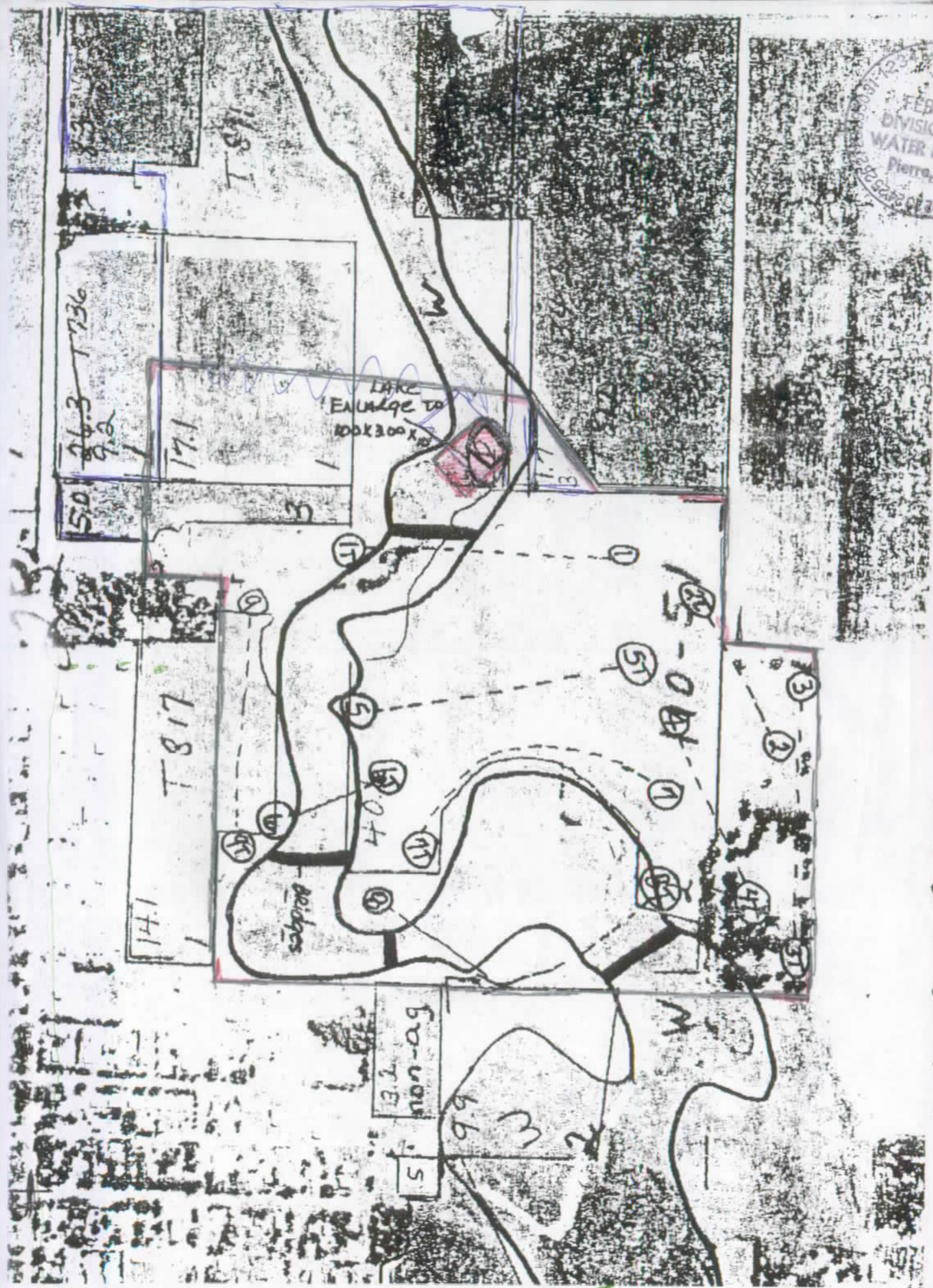
j) Drainage Area Above Dam _____ Acres





South

Meadow Creek Golf Club
Volga S.D.



RECEIPT

414395

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ February 8, 1995

RECEIVED OF Meadow Creek Golf Club, Volga, SD 57071

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

Fee for Application for Permit No. <u>5849-3</u> to Appropriate Water, to construct and to put water to beneficial use _____	225	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	22500

By John Hatch
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 8, 1995

Tom Pierce
Farmers Implement and Irrigation
East Hwy 14 Bypass
Brookings SD 57006

Dear Mr. Pierce:

In regard to the water permit application submitted on February 7, 1995 for the Meadow Creek Golf Course, the following information needs to be clarified in order to process the application for the golf course.

1. On the application, Item No. 2 indicates the amount of water claimed to be 1.5 cfs. State Statutes limit diversions to 1 cubic foot of water per second (cfs) for each 70 acres irrigated. This would mean that you are allowed 1.2 cfs for the 84 acres to be irrigated. A number of golf courses in the state have water permits that exceed the statutory limit of 1 cfs per 70 acres, however, the permit is qualified to limit the number of hours pumped each day. This is to accommodate the method of irrigation necessary for many golf courses which have limited periods to apply water to the course. If the applicant desires a diversion rate greater than the statutory limit, please state this in writing.
2. Item No. 7 indicates that 13 acres will be irrigated in the NE 1/4 NE 1/4 Section 26-T110N-R51W. From the aerial photo submitted with the application, it would appear that the 13 acres will be located in the NE 1/4 NW 1/4 Section 26-T110N-R51W.

Please let us know if you concur with these changes to the application. If you have any questions, please contact this office.

Sincerely,

Karen Schlaak
Environmental Scientist
605 773-3352

enclosure

c: Meadow Creek Golf Course, Virgil D. Newman

File No.

**Water Rights Division
File Documentation**

NAME OF PERSON OR FILE: Tom Pierce, Farmers Implement & Irrigation

ADDRESS: Brookings SD COUNTY: Brookings

DATE: 2-10-95 TELEPHONE: 605 692-6153

RE: Meadow Creek Golf Course Application

COMMENTS:

Tom Pierce called regarding my letter of February 8th. Mr. Pierce stated I should make the following changes to the application for the golf course:

1. On Item No. 2 change the amount of water claimed to 1.2 cfs.
2. On Item No. 1 change the location of 13 acres to the NE 1/4 NW 1/4 Section 26-T110N-R51W and change the location of 37 acres to the SE 1/4 SW 1/4 Section 23-T110N-R51W.

Karen Schlaak

Karen Schlaak
Environmental Scientist

REPORT ON WATER PERMIT APPLICATION NO. 5849-3
for Meadow Creek Golf Course
March 23, 1995

Application No. 5849-3 proposes to appropriate 1.2 cfs (540 gpm) from a dugout located in the SW 1/4 SE 1/4 of section 23 to irrigate 84 acres within the 180 acre golf course area located in the SE 1/4, E 1/2 SW 1/4 of section 23 and the NE 1/4 NW 1/4 of section 26; all in T110N R51W in Brookings County.

AQUIFER - BIG SIOUX BROOKINGS (BS-B)

The Big Sioux aquifer is composed of glacial outwash (sand and gravel) under unconfined or water table conditions in this area. The Big Sioux aquifer underlies 540 square miles, averages 30 feet in thickness and contains an estimated 2.0 million acre feet of water in storage in Brookings and Kingsbury Counties (Hamilton, 1989). The Big Sioux Brookings management unit underlies 74,500 acres and contains an estimated 245,850 acre feet of recoverable water in storage in Brookings County (Hedges, 1982). The estimates are different because of better mapping for the Hamilton study and the fact that the Brookings management unit is only part of the entire Big Sioux aquifer.

The Division of Water Rights monitors 4 observation wells completed into the Big Sioux Brookings aquifer in a two mile radius of the application. These are BG-77N, BG-77Q, BG-77P and BG-77M. Of these wells BG-77P is located about 1/2 mile northeast of this application and a hydrograph for this well is included with this report. Water levels for these wells show good response to climatic conditions, that is, rapidly rising water levels during wet conditions and gradually declining water levels during dry conditions. The water level record indicates that the aquifer is capable of sustaining additional withdrawals (Water Rights, 1995).

REVIEW OF EXISTING WATER PERMITS/RIGHTS

The nearest existing Water Right is No. 1759-3 for the City of Volga. Volga City well No. 3 is approximately 1/2 mile north of this application. Interference is not expected to be a concern. Drawdown caused by pumping should not be significant at this distance.

CONCLUSIONS

1. Water is available from the Big Sioux Brookings aquifer.
2. The aquifer is unconfined and under water table conditions. Interference is not expected to be a concern.
3. The diversion point is a large dugout with dimensions of 320 feet by 260 feet with a depth of 15 feet. Apparently an existing dugout will be enlarged to these dimensions. The

source of water is still primarily ground water although runoff will get into the dugout.

4. Dugouts are susceptible to sedimentation from runoff and slope stability problems associated with drawdown caused by pumping. Since this is such a large dugout these problems may be minimized but it may be more economical to put in a well or wells rather than to maintain the dugout.



James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

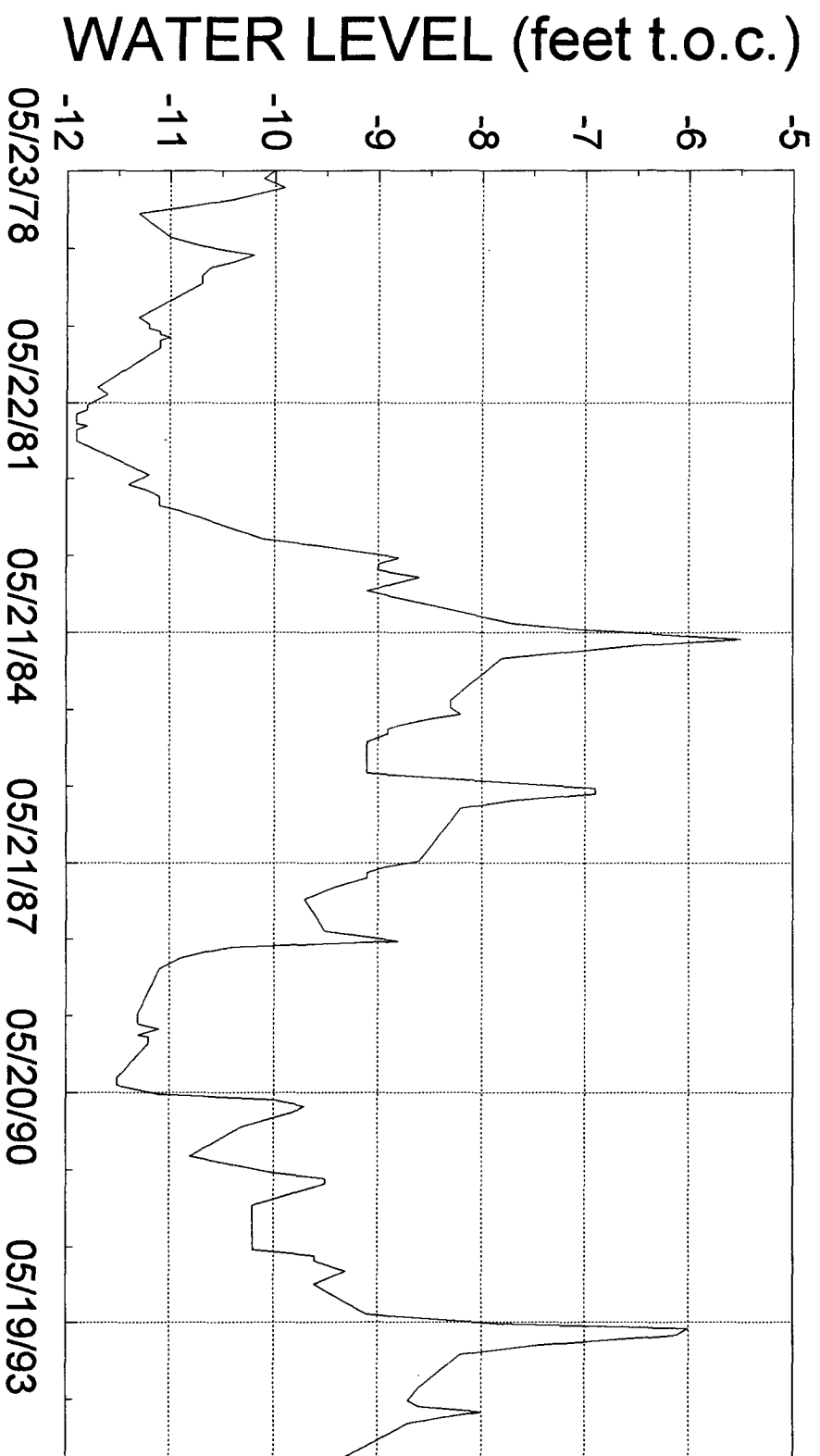
Hamilton, L.J., 1989, Water Resources of Brookings and Kingsbury Counties, South Dakota, Water-Resources Investigations Report 88-4185, USGS, Huron, SD, 57350.

Hedges, L.S., etal, 1982, Evaluation of Ground-Water Resources Eastern SD and Upper Big Sioux River, SD and Iowa, for US Army Corps of Engineers, SD DENR, SDGS, Vermillion, SD, 57069.

Water Rights, 1995, Unpublished Observation Well Records for Brookings County, SD DENR, Division of Water Rights, Pierre, SD, 57501.

WATER RIGHTS OBSERVATION WELL

BG-77P



**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5849-3, Meadow Creek Golf Course**

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. 5849-3, Meadow Creek Golf Course, c/o Virgil D. Newman, Box 511, Volga, SD 57071.

The Chief Engineer is recommending APPROVAL of Application No. 5849-3 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 qualification:

1. 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 black ink, appearing to read "John Hatch", is written over the printed name.

JOHN HATCH, Chief Engineer
March 28, 1995



**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.

March 30, 1995

Virgil D. Newman
Meadow Creek Golf Course
Box 511
Volga, SD 57071

Dear Mr. Newman:

Water Permit Application No. 5849-3 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 Volga Tribune printed at Volga, SD (Ph # 605-627-9471). 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

March 30, 1995

Volga Tribune
Box 18
Volga, SD 57071-0018

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5849-3 to be published twice. Please publish the first notice on April 5, 1995, 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 Meadow Creek Golf Course, c/o Virgil D. Newman, Box 511, Volga, SD 57071 (Ph # 605-627-5241).

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

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----
FIRST TRANSMITTAL NOTICE

No. _____

Date _____

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

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 April 5, 1995, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 5849-3 to Appropriate Water

Notice is given that Meadow Creek Golf Course, c/o Virgil D. Newman, Box 511, Volga, SD 57071 has filed an application for a water permit to appropriate 1.2 cubic feet of water from a dugout located in the SW 1/4 SE 1/4 Section 23 to irrigate 84 acres within the 180 acre golf course area located in the SE 1/4, E 1/2 SW 1/4 Section 23 and the NE 1/4 NW 1/4 Section 26; all in T110N-R51W. The dugouts water source is the Big Sioux Aquifer and incidental surface runoff.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5849-3 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and chief engineer. The applicant must file a petition if contesting 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 April 24, 1995.

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. Contact Eric Gronlund at the above Water Rights Division address to request copies of information pertaining to this application. Steven M. Pirner, Acting Secretary, Department of Environment and Natural Resources.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County of Brookings) ss

I, Chris Didermaker

certify that the attached printed Notice was

taken from the Volga Tribune

printed and published in Volga

County of Brookings and State of

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

April 5, 1995

April 12, 1995

Cost of Printing: \$44.21

[Signature]
 (Signature)

Publisher
 (Title)

4/13/95
 (Date Signed)



Legal 0177 2xV, 4-5, 4-12

NOTICE OF APPLICATION NO.**5849-To Appropriate Water**

Notice is given that Meadow Creek Golf Course, c/o Virgil D. Newman, Box 511, Volga, SD 57071 has filed an application for a water permit to appropriate 1.2 cubic feet of water from a dugout located in the SW 1/4 SE 1/4 Section 23 to irrigate 84 acres within the 180 acre golf course area located in the SE 1/4, E 1/2 SW 1/4 Section 23 and the NE 1/4 NW 1/4 Section 26; all in T110N-R51W. The dugouts water source is the Big Sioux Aquifer and incidental surface runoff.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5849-3 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

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Steven M. Pirner, Acting Secretary
 Department of Environment and
 Natural Resources



SEP 5 1995

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Virgil D. Newman
Meadow Creek Golf Course
Box 511
Volga, SD 57071

Dear Mr. Newman:

Enclosed is Water Permit No. 5849-3 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.



NOTICE OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Date 11-20-95

TO: Water Rights Division, DENR
523 E. Capitol
Pierre, SD 57501-3181

FROM: Meadow Creek Golf Course Box 511
(name) (address)
Volga SD 57071
(city) (state) (zip) (phone)

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. 5849-3.

Water Permit No. 5849-3 states that the diversion system is to be constructed by 4/24/2000, and that the water is put to beneficial use by 4/24/2004.
(date) (date)

The diversion system was completed on 9/15/95.
(date)

Applying the water to beneficial use was completed on 10/1/95.
(date)

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

John A. Taylor
(signature)
Meadow Creek Golf Club
President -



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 4, 1997

NOTICE

TO: MEADOW CREEK GOLF COURSE, VIRGIL D NEWMAN, BOX 511, VOLGA, SD 57071

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

SUBJECT: Violation of Water Permit No(s). 5849-3

Our records indicate that the 1996 Irrigation Questionnaire has not been submitted for Permit No(s) 5849-3. The request for the Questionnaire was dated October 24, 1996. The Water Management Board has directed that owners of water permits who have not submitted the 1996 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) 5849-3 qualification:

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

The hearing will be held at 2:30 pm, March 5, 1997 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) 5849-3 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, 1997, 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.

ad 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:

MEADOW CREEK GOLF COURSE
VIRGIL D. NEWMAN
BOX 511
VOLGA SD 57071

4a. Article Number

P378 080 551

4b. Service Type

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

7. Date of Delivery

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X 

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

Is your RETURN/

PS Form 3811, December 1984

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 10, 1997

5849-3

Meadow Creek Golf Course
Chad Sherrill
Box 511
Volga, SD 57071

Dear Mr. Sherrill:

I am writing to acknowledge receipt of your 1996 irrigation questionnaire. You may disregard the February 4, 1997, **Notice of Violation of Water Permit No. 5849-3.**

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



5849-3
**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: MEADOW CREEK GOLF COURSE, CHAD SHERRILL, BOX 511, VOLGA, SD 57071
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) 5849-3. 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) 5849-3 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) 5849-3 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.

led 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:

MEADOW CREEK GOLF COURSE
CHAD SHERRILL
BOX-511
VOLGA SD 57071

4a. Article Number

2119 141 589

Service Type

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

5. Received By: (Print Name)

6. Signature (Addressee or Agent)

[Signature]

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

February 5, 1999

5849-3

Harvey Young
Meadow Creek Golf Course
PO Box 511
Volga, SD 57071-0511

Dear Mr. Young:

I am writing to acknowledge receipt of your 1998 irrigation questionnaire. You may disregard the January 22, 1999, "Notice" concerning reporting requirements for Water Permit No. 5849-3.

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

September 26, 2001

5849-3

Harvey Young
Meadow Creek Golf Course
PO Box 511
Volga, SD 57071

Dear Mr. Young:

On June 28, 2001, the investigation of your water use system, including the extent of application of water to beneficial use, as developed under Water Permit No. 5849-3, was completed by Ron Duvall, a staff engineer with our program. Your final water right document, the water license, can now be issued.

State law requires that we charge a \$50.00 fee for the investigation and issuance of the water license. Upon receipt of the \$50.00 fee from you, we will complete processing your water license. The check or money order for the fee should be made payable to the "Water Rights Program".

Your licensed water right will be similar to a property right that can not be lost as long as the water use continues and you abide by the permit requirements.

If you have any questions regarding the water permit, investigation of your water use system or payment of the fee, please contact me.

Sincerely,

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

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

Note: Mr. Duvall also inspected the water use system as it pertains to Water Permit No. 6194-3 (ground water used in conjunction with dugout authorized by No. 5849-3). The fee for No. 6194-3 has already been paid.

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

416940

Pierre, October 15, 2001

RECEIVED OF Meadow Creek Golf Club, PO Box 511, Volga, SD 57071
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. 5849-3

50 00

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

50 00

By

Darlan L. Erbe

Chief Engineer

gm

Permit No. 6194-3 & 5849-3**Big Sioux 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, June 28, 2001, made a thorough examination of the water use system constructed by Meadow Creek Golf Course of Box 511, Volga SD 57071 holder of Permit Nos. 6194-3 and 5849-3, bearing the priority of March 14, 2000 and February 7, 1995, respectively, authorizing the diversion of 0.67 and 1.20 cu. ft. per second, respectively, of the waters of ground water (Howard Aquifer) and dugout, respectively for irrigation purposes, in Brookings County.

Inspection contact & relationship to permit holder, if applicable: **Harvey Young****A. Works used to divert the water:****Well Information (No. 6194-3):**

- 1) Well Drilling Firm: Pullman
- 2) No. of Wells 1
- 3) Depth(s) 265 feet
- 4) Well log is available Y

Casing:

- 1) Diameter 6 inches
- 2) Length 225 feet
- 3) Type Plastic

Screen:

- 1) Type PVC
- 2) Length 40 feet
- 3) Static water level 7 feet

Pump\Motor:

- 1) Make Unknown submersible
- 2) Size 7½ hp
- 3) Capacity 300 GPM

At dugout -- Motor: Marathon electric
Size 40 hp

Pump: Berkeley centrifugal
Model B53819
Capacity 400 gpm

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

Water is diverted from the well to the dugout via a 6 inch aluminum pipeline and then from the dugout to irrigate the golf course.

C. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by Y
- 2) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y
- 3) Exceptions to compliance are: none

The system is in good condition with the points of diversion located as follows: Well (No. 6194-3): 1,950 feet W and 775 feet N (latitude 44.31369, longitude -96.91584); dugout (No. 5849-3): 1,775 feet W and 1,000 feet N (latitude 44.31417, longitude -96.91516); both from the SE corner section 23-T110N-R51W (both in SW¼SE¼). The works are capable of diverting and conveying to the place of use 0.67 and 0.89 cu. ft. per second of water, respectively, which is to be used for irrigation of a golf course. Water has been put to beneficial use to

Report of Examination of Works

Permit No. 6149-3 & 5849-3

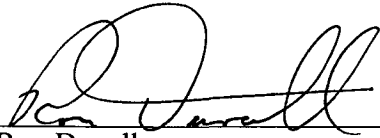
the maximum extent as follows: **Irrigation of 84 acres within a 180 acre golf course area -- all in T110N-R51W**

NE $\frac{1}{4}$ SE $\frac{1}{4}$	sec 23	18 ac
NW $\frac{1}{4}$ SE $\frac{1}{4}$	sec 23	15 ac
SW $\frac{1}{4}$ SE $\frac{1}{4}$	sec 23	13 ac
SE $\frac{1}{4}$ SE $\frac{1}{4}$	sec 23	7 ac

NE $\frac{1}{4}$ SW $\frac{1}{4}$	sec 23	8 ac
SE $\frac{1}{4}$ SW $\frac{1}{4}$	sec 23	17 ac
NE $\frac{1}{4}$ NW $\frac{1}{4}$	sec 26	6 ac

comprising a total of 84 acres of land and the license should be issued for 0.67 (No. 6194-3) & 0.89 (No. 5849-3) cfs.

Comments or other permit(s) associated with the project: **6194-3** | All structures, wells and lands on map Y
and 5849-3 (license separately – two different water sources.



Ron Duvall
Natural Resources Engineer
DENR, Water Rights Program

Date report completed: September 12, 2001

900 0 900 Feet



Southern Dakota
Department of Environment
& Natural Resources
Water Rights

Ron Duvall
Ron Duvall, Nat. Res. Engineer
August 31, 2001

Nos. 5849-3 & 6149-3

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5849-3

(1) Meadow Creek Golf Course, Box 511, Volga SD 57071 made Application No. 5849-3, February 7, 1995 for a water permit to divert 1.2 cubic feet of water per second (cfs) from a dugout, Brookings County, South Dakota for irrigation purposes. Permit No. 5849-3, with a priority date of February 7, 1995 was approved April 24, 1995 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before April 24, 2000 and for the application to beneficial use of said water on or before April 24, 2004.

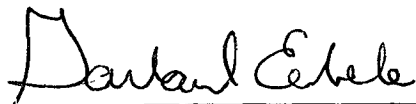
(2) It is certified that the permit holder has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.89 cubic feet of water per second for beneficial use. The location of the diversion point (dugout) is 1,775 feet west and 1,000 feet north from the southeast corner of Section 23-T110N-R51W (SW ¼ SE ¼).

(3) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

All in T110N-R51W					
Section 23	NE ¼ SE ¼	18 acres	Section 23	NE ¼ SW ¼	8 acres
"	NW ¼ SE ¼	15 acres	"	SE ¼ SW ¼	17 acres
"	SW ¼ SE ¼	13 acres			
"	SE ¼ SE ¼	7 acres	Section 26	NE ¼ NW ¼	6 acres
Total 84 acres					

Water Right No. 6149-3 authorizes 0.67 cfs from groundwater to irrigate the same acreage. Water from the well is diverted to the dugout and then applied to the land.

(4) Pursuant to South Dakota Water Law 46-5-30.1 Meadow Creek Golf Course, Box 511, Volga SD 57071 the holder and/or owner of Water Right No. 5849-3 is issued a license to appropriate water, the right to use 0.89 cubic feet of water per second from a dugout with a priority date of February 7, 1995 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 Water Right No. 5849-3 and subject to South Dakota State Law.



GARLAND ERBELE, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

MAY 31 2002

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAY 31 2002

5849-3
6194-3

Harvey Young
Meadow Creek Golf Course
PO Box 511
Volga, SD 57071

Dear Mr. Young:

Enclosed are Water License Nos. 5849-3 & 6194-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 416940 in the amount of \$50.00 which you paid for the investigation and issuance of the Water License No. 5849-3.

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.

Sincerely,

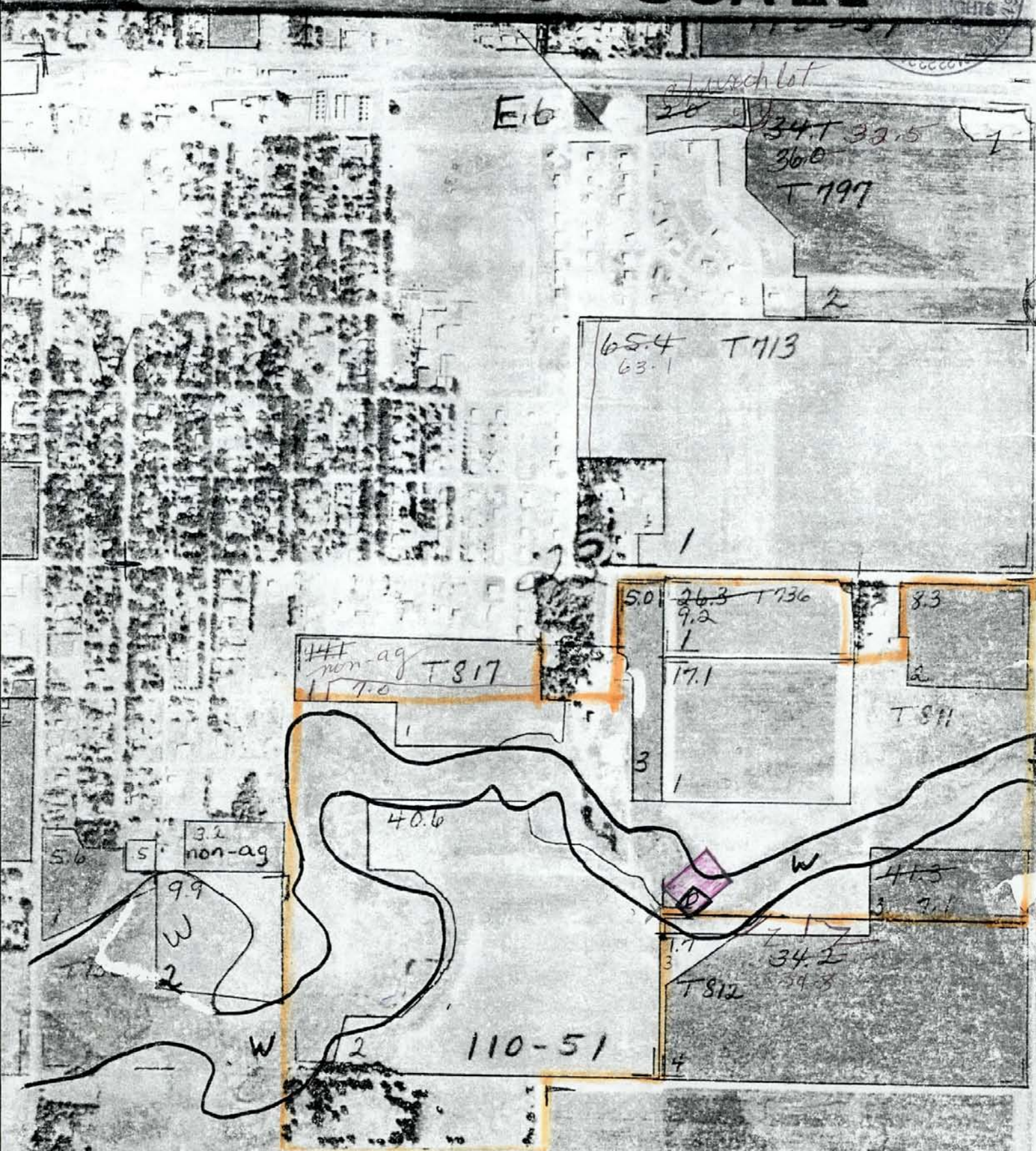
Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

This is official map 2-45
CFSA Don Schumaker



NOT TO SCALE





5849-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2012

NOTICE

TO: MEADOW CREEK GOLF COURSE, JOSH RENKLY, PO BOX 511, VOLGA, SD 57071 0511

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

SUBJECT: Reporting Requirement for 2011 Irrigation Questionnaire(s)

Our records indicate that the 2011 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5849-3 & 6194-3. The request for the Questionnaire was dated October 14, 2011. The Water Management Board has directed that owners of water permits who have not submitted the 2011 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) 5849-3 & 6194-3 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 7, 2012** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 5849-3 & 6194-3 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 2, 2012**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 6, 2012

5849-3
6194-3

Josh Renkly
Meadow Creek Golf Course
PO Box 511
Volga SD 57071 0511

Dear Mr. Renkly:

I am writing to acknowledge receipt of the 2011 irrigation questionnaires for Meadow Creek Golf Course.

You may disregard the January 24, 2012, "Notice" concerning reporting requirements for Water Right Nos. 5849-3 and 6194-3. The information was received in our office prior to the Water Management Board meeting and the issue has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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



5849-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: MEADOW CREEK GOLF COURSE, BROOKE MATHERN, PO BOX 511, VOLGA, SD
57071 0511

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5849-3 & 6194-3. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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) 5849-3 & 6194-3 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 5849-3 & 6194-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **February 26, 2020** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: FFWQBX**

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 19, 2020

NOTICE

TO: Josh Oakley, Meadow Creek Golf Course, PO Box 511, Volga SD 57071-0511

FROM: Ron Duvall, Water Rights Permitting Administrator
for Jeanne Goodman, Chief Engineer
Water Rights Division 

SUBJECT: Unclaimed Certified Mail Concerning Violation of Water Right Nos. 5849-3 & 6194-3

The attached notice was sent certified mail, return-receipt requested. The post office has returned the certified mail return-receipt requested envelope to our office marked "unclaimed".

Please note from the attached notice that the Water Management Board meeting is **February 26, 2020**.

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



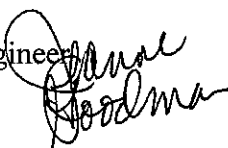
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 27, 2020

NOTICE OF ENTRY OF ORDER FOR ONE YEAR SUSPENSION OF WATER RIGHTS

TO: Josh Oakley, Meadow Creek Golf Course, PO Box 511, Volga SD 57071-0511

FROM: Jeanne Goodman, Chief Engineer
Water Rights Program 

SUBJECT: One Year Suspension of Water Right Nos. 5849-3 and 6194-3

On February 26, 2020, the Water Management Board ordered:

Effective March 26, 2020, Water Right Nos. 5849-3 and 6194-3 be suspended for the 2020 irrigation season for failure to submit the 2019 irrigation questionnaires.

If the 2019 irrigation questionnaires are received prior to March 26, 2020, the suspensions will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2020 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2020 unless the 2019 irrigation questionnaires are submitted by March 26, 2020.

After March 26th, you may petition the Water Management Board to rescind the suspension. You will need to submit the 2019 irrigation questionnaires and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May 6-7, 2020 in Pierre, SD. The letter should include your reasons for not completing the 2019 irrigation questionnaires. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Water Rights Staff will conduct compliance checks of suspended water rights this summer to determine if irrigation is taking place.

Please contact Genny McMath (605) 773-3352, if you have any questions.

CERTIFICATION

I hereby certify that on February 27, 2020, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated February 27, 2020 regarding Water Management Board action taken February 26, 2020 for Irrigation Questionnaire violations addressed as stated below:

One Year Suspensions:

Water Right No. 6947-3

Joel Adler, 48353 149th St, Milbank SD 57252

Water Permit No. 7655-3

Thomas Brady, 265 Antler Dr., Yankton SD 57078

Water Right Nos. 2698-2 & 2721-2

Neil & Lupita Fanning, 220 Rangely Ct., Simi Valley CA 93065

Water Right No. 5947-3

Sean Davis, Fish Lake Country Club, 24385 393rd Ave., Letcher SD 57359

Water Permit Nos. 7008A-3 and 7009A-3

Roger D Hanson, 615 E 72nd St., Kansas City MO 64131

Water Right No. 7043-3

Corey Johannsen, 502 Main St., Tolstoy SD 57475

Donald & Dianna Stotz, 14850 328th Ave, Tolstoy SD 57475

Water Right No. 876-1

Gene E Johnson, 19610 US Hwy 85, Belle Fourche SD 57717

Water Right No. 1213B-1

Charles & Cathy Kimbril, 19027 137th Ave, Vale SD 57788

Water Right No. 410B-2

Kathi Koester, PO Box 206, Custer SD 57730-0206

Water Permit No. 8253-3

James Makens, Makens Oak Tree LLP, 42563 168th St, Clark SD 57225

Water Permit Nos. 5849-3 and 6194-3

Josh Oakley, Meadow Creek Golf Course, PO Box 511, Volga SD 57071-0511

Water Right Nos. 2521-3 and 2934-3

Henry Decker, Pembroke Hutterian Inc., 35955 139th St, Ipswich, SD 57451 7103

Water Right Nos. 5566-3 & 7615-3 and Water Permit No. 7616-3

Wayne Reiersen, 30048 Reiersen Pl., Pollock SD 57648

Water Permit No. 2350-3

Bill Boyer, President, River Valley Farms, PO Box 486, Alcester SD 57001 0486

Water Right No. 4737-3

RUS Farms Real Estate LLC, 3283 Dogwood Ave., Rock Valley IA 51247

Water Right No. 2954-3

Lane Tekrony, 47840 180th St, Clear Lake SD 57226-5405

Water Right Nos. 6131-3 and 6132-3

Daniel Ulmer, PO Box 433, Menno SD 57045 0433

Water Right Nos. 2631A-3 and 5451-3
Merritt Ulmer, PO Box 433, Menno SD 57045-0433
Merritt & Marie Ulmer, 1402 S Cage #217, Pharr TX 78577

Water Right No. 553-1
Richard W Kieffer, 14555 Hamlet Pl, Sturgis SD 57785

Three Year Suspensions:

Water Right No. 6168-3
Robert Hattum, 21744 W Bend Rd, Harrold SD 57536

Water Right No. 2106-2
Stuart Rice, 2300 Skyline Ranch Rd, Rapid City SD 57701

Amendments:

Water Right Nos. 804-2 & 995-2
Robert Berry, 23331 Hwy 14, Midland SD 57552

Water Right No. 766-2
Gene Fortune, PO Box 60, Interior SD 57750 0060

Water Right Nos. 516-1 and 715-1
Lawrence Woodward, PO Box 220, Dupree SD 57623 0220

Both Suspend and Amendments

Water Right No. 960-3 and Water Permit No. 472A-3
Chad Binger, 18309 383rd Ave, Tulare SD 57476

Water Right Nos. 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3
Jonathan Wollman, Claremont Colony, 46271 184th St, Castlewood SD 57223

Water Right Nos. 3012-3 and 7323B-3
Mark Morlock, 33820 112th St., Eureka SD 57437-6005
Marvin Morlock, 11072 339th Ave, Eureka SD 57437-6003

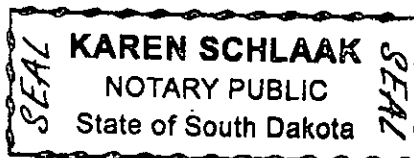
Water Right No. 399-2 and Water Permit No. 2668-2
Steve L Simunek, 27851 S Buffalo Gap Rd, Oral SD 57766

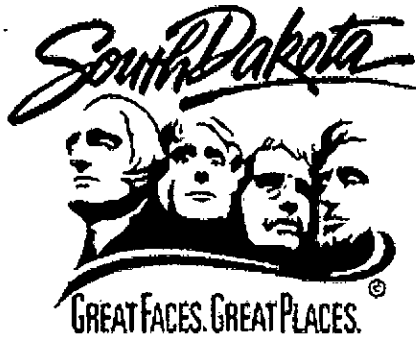

Eric Gronlund
Water Rights Program

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 27th day of February, 2020.


Karen Schlaak
Notary Public
My Commission expires April 1, 2025





5849-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 26, 2020

5849-3
6194-3

Meadow Creek Golf Course
PO Box 511
Volga SD 57071 0511

Dear Sir:

On February 26th the Water Management Board ordered Water Right Nos. 5849-3 and 6194-3 suspended if the 2019 irrigation questionnaires were not received prior to March 26, 2020. The questionnaire information for your water rights has been received.

Since the irrigation questionnaires are on file, no violations have occurred, and no suspensions will take place. You may irrigate during the 2020 irrigation season.

If you have any questions, please contact us.

Sincerely,

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



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 20, 2023

NOTICE

TO: MEADOW CREEK GOLF COURSE, JOSH RENKLEY, PO BOX 511, VOLGA, SD 57071
0511

FROM: Ron Duvall, Water Rights Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2022 Irrigation Questionnaire(s)

Our records indicate your 2022 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5849-3 & 6194-3. The request for the Questionnaire was dated October 21, 2022. The Water Management Board has directed owners of water permits who have not submitted the 2022 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) 5849-3 & 6194-3 qualification:

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

The hearing will be held at **Wednesday, March 8, 2023 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 5849-3 & 6194-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 8, 2023** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: LEYKHZ**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

February 14, 2023

5849-3
6194-3

Jeff Gruntmeyer
Meadow Creek Golf Course
PO Box 511
Volga SD 57071

Dear Sir:

I am writing to acknowledge receipt of the 2022 irrigation questionnaires for the golf course. The forms were submitted online by Chad Borchard.

You may disregard the January 20, 2023, "Notice" concerning reporting requirements for Water Right Nos. 5849-3 & 6194-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us