

WATER PERMIT NO. 5948-3

Name of Applicant: Clear Lake Golf Club Association

Address: PO Box 491, Clear Lake SD 57226

Phone: 605 874-2641

Amount of Water Claimed: 0.333 cfs (150 gpm)

Total Acres: 30

Source of Water Supply: groundwater

Water to be used for: irrigation County: Deuel

Type of Waste Disposal System: NA

Location:

PRIORITY Date Received: 7-17-96 Fee: \$150.00

Corrected Application Received: 7/31/96 Period of Annual Use: May 1 - October 1

Remarks: water will be pumped from the well to a storage dam (1.94 AF storage capacity) and from the storage dam onto the golf course

Diversion Point: well - SE 1/4 SE 1/4 and
storage dam - SW 1/4 SE 1/4 Sec 22-
T115N-R49W

Land to be Irrigated: S 1/2 SE 1/4 Sec 22-
T115N-R49W

Depth of Well: 162 feet

Well Driller: Bullis Brothers

Remarks:

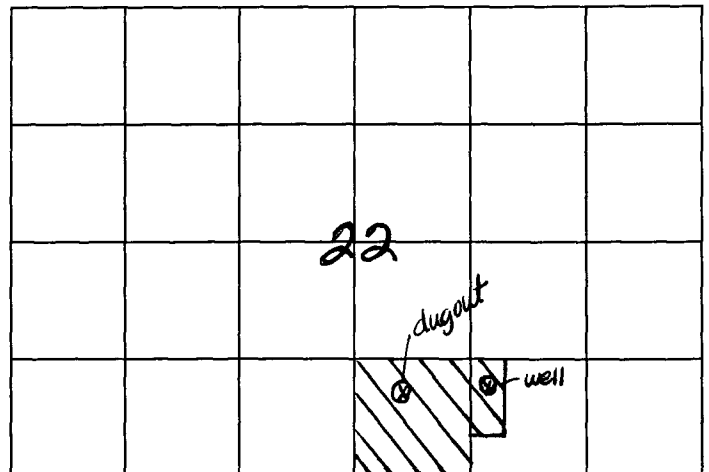
Type of Map: aerial

Prepared by: Kevin Luroma, NRCS

Reviewed and the Number Assigned on: 8-1-96

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	(office use only)
	No. <u>5948-3</u> Hydrologic Unit <u>10170202</u>
	Basin <u>Sioux River</u>
	Newspaper <u>Clear Lake Courier, Clear Lake, SD</u>



Application For Permit To Appropriate Water For Irrigation

Type of Application: XX 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.)

1. Name of Applicant Clear Lake Golf Club Association ☒ Owner ☐ Tenant/Lessee Phone 605-874-2641
(check one)
- Mailing Address P.O. Box 491, Clear Lake State SD 57226
(Street, RR, or Box) (Zip Code)
2. Amount of water claimed 0.333 *CFS or 150 **GPM 1,000,000 ***AF Total Acreage 48.2 30
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout if applicable)
3. Source of water supply sub surface spring
4. Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) NE Corner of Clear Lake Golf Club Outlot in SE1/4 of 22-115-49 (SE1/4 SE1/4)
Storage dam - SW1/4 SE1/4 County Deuel
5. County or counties where water will be used Deuel
6. Annual period during which water is to be used May 1 - October 1
7. List below each forty acre division, 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
Clear Lake Golf Club Association	30 48	Golf club outlot in SE1/4 of 22-115-49	48.2
5 1/2 SE1/4 Sec. 22-T115N-R49W			

8. Give a description of the project. (Attach sheet if more space is needed) Golf Club intends to construct a well (8") and pump water to storage dam. Water is to be used solely for irrigating greens, fairways, and tee boxes of 9 hole golf course. The actual area to be irrigated is less than 30 acres.

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) ss

County of DEUEL)

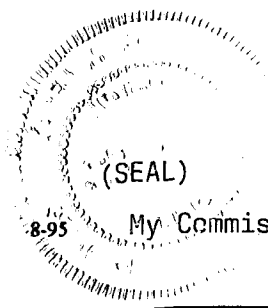
I, Lyle Johnson, the applicant, have read this application, examined the attached map, and certify that the matters stated are true. I intend and am able to complete the necessary construction.

CLEAR LAKE GOLF CLUB ASSOCIATION

Signed Lyle Johnson
Lyle Johnson, President

Subscribed and sworn to before me this 15th day of July, 19 96

KAREN M. HARFORD
Karen M. Harford
South Dakota Notary Public



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. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) _____
- b) System Capacity (gallons) _____ c) Year Constructed _____
- d) Connected to the City of _____ Sanitary System.

**3. Dugout Information**

- a) Surface Dimensions 185' x 65' Depth 8'
- b) Depth to water (ground surface to water level) 2'

4. 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:

N.A.

b) Freeboard N.A.

c) Crest Width N.A.

Crest Length N.A.

d) Height N.A.

e) Primary Outlet Capacity _____

If pipe, diameter 15' Natural

f) Secondary Spillway Capacity N/A

Spillway Width _____

g) X & Y Slope

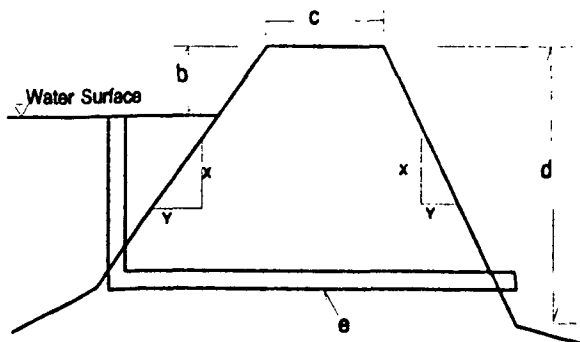
Upstream _____

Downstream _____

h) Surface Area of Impoundment 11,529SF = (183 x 63)

i) Storage 1.94 Acre Feet

j) Drainage Area Above Dam 2800 Acres



**SOUTH DAKOTA
WATER PERMIT NO. 5948-3**

Date of first receipt of application July 17, 1996.

Date of return to applicant for corrections, amendments or changes July 18, 1996.

Date of receipt of corrected application July 31, 1996.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5948-3 to Clear Lake Golf Club Association, PO Box 491, Clear Lake SD 57226 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. 5948-3 appropriates 0.333 cubic feet of water per second (cfs) (150 gallons per minute) from one well (Prairie Coteau Aquifer) 162 feet deep located in the SE 1/4 SE 1/4 Section 22-T115N-R49W. Water will be pumped from the well into a 1.94 acre-foot storage dam located in the SW 1/4 SE 1/4 Section 22-T115N-R49W. The dugout will receive incidental surface runoff and may also be hydraulically connected to the Big Sioux Aquifer. The water will be applied at a rate of 0.666 cfs (300 gallons per minute) from the storage dam to irrigate approximately 30 acres of the golf course located in the S 1/2 SE 1/4 Section 22-T115N-R49W.
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 - October 1.
3. The date from which applicant may claim right is July 17, 1996.
4. The date of approval of Permit No. 5948-3 is October 21, 1996.
5. One-fifth of the construction is to be completed on or before April 21, 1999.
6. All construction is to be completed on or before October 21, 2001.
7. Water is to be put to beneficial use on or before October 21, 2005.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

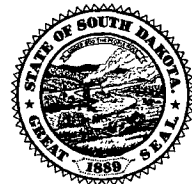
1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 5948-3 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) from the producing formation to the surface pursuant to Section 74:02:04:28.
3. 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 Program
Department of Environment and Natural Resources

DEC 26 1996

date



SOUTH DAKOTA WATER WELL COMPLETION REPORT

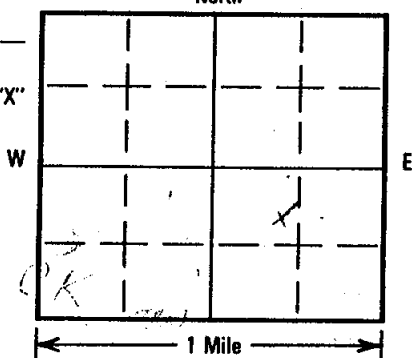
5948.3

07-92

Location 1/4 Sec 22 Twp 115 Rg 49County Deuel

North

Please mark well location with an "X"

Well Completion Date 12-11-97

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? 10 TOWNS ft. from (identify source)Source known of municipality

PROPOSED USE:

☐ Domestic/Stock ☐ Municipal ☐ Business ☐ Test Holes
☒ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Direct Rotary

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>12.70 LB/FT</u>	<u>12 IN</u>	<u>7 FT</u>	<u>151 FT</u>	<u>18 IN</u>
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
<u>10</u>	<u>10</u>	<u>lb./gal</u>	<u>ft.</u>	<u>ft.</u>
_____	_____	_____ lb./gal	_____ ft.	_____ ft.

Describe grouting procedure Sample 100' for 10' and cement
pour around pack hole 24 hrs. Bentonite water
10' 10" grout added approx 20 to ground
levelSCREEN: ☐ Perforated pipe ☐ ManufacturedDiameter 12 IN Length 7 FEETMaterial 304 Stainless SteelSlot Size 40 Set From 151 Feet to 158 FeetOther information 150 20 Red Flint Filter pack
10' 10" of screenWAS A PACKER OR SEAL USED? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION:

Was well disinfected upon completion? YES How: HTA Tablets
_____ NO, Why Not? _____Laboratory sent to for water quality analysis Brookings Co. Golf
courseWell Owner: Clear Lake Golf Course

Business Name: _____

Address: Clear Lake

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Top soil	0	2 1/2'
yellow clay	2 1/2'	8'
Blue clay	8'	30'
Boulders in Blue clay		
2' to 4' boulders	30	58
Blue clay pebbly	58'	86'
SAUB-TOO KNOWATER	86'	87'
Blue clay	87'	116'
Silty sand/gravel	116'	122'
Blue clay	122'	145'
SAND MEDIUM TO COARSE	145'	150'
gravel coarse (TOO KNOWATER)	150'	158'
Blue clay	158'	180'

STATIC WATER LEVEL + 7 FeetIf flowing: closed in pressure 3 # PSIGPM flow 25 through 2" AT, void level inch pipeControlled by ☐ Valve ☐ Reducers ☒ Other Sealed capReduced Flowrate 0 GPMCan well be completely shut in? yes

WELL TEST DATA:

☒ Pumped Describe: sub TEST pump☐ Bailed☐ Other

Pumping Level Below Land Surface

25 ft. After 24 Hrs. pumped 250 GPM

_____ ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate 100 GPM

REMARKS

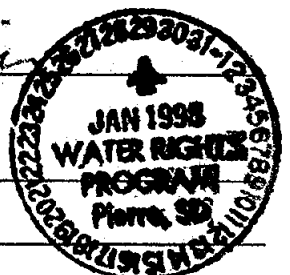
Well was completed 7'
above grade and mounded.This well was drilled under license # 337

And this report is true and accurate.

Drilling firm Kaiser Well Works

Signature of License Representative: _____

Signature of Well Owner or Equitable Property Holder: _____

Date: 11-23-97

BULLIS BROTHERS

LeRoy Bullis
1201 Karen Street
888-4044

Well Boring
Trenching
Water and Sewer System
1201 Karen Street
Watertown, South Dakota 57201

Duane Bullis
1120 North Broadway
888-6746

Drilling Log

Date Nov 20 1989

Name Clear Lake Golf Course

Address _____

City & State Clear Lake, S.D.

County Deuel

____ 1/4 ____ 1/4 Sec ____ Twp ____ Rg ____

Test Hole # 3

Formation	From	To
Black Soil	0	1
Red Gravel + Rock	1	3
yellow Clay w/ Gravel	3	5
yellow Clay (Firm)	5	12
Blue Clay (Firm)	12	115
Soft Blue Clay w/ sand		
lenses	115	132
Firm Blue Clay	132	140
Soft Blue Clay	140	143
med sand + Clay (lenses)	143	156
Gravel (Gray)	156	159
Blue Clay (Firm)	159	160
Med Sand + Clay	160	161
Course Gray Gravel	161	162 1/2
Light Gray Clay (Firm)	162 1/2	176
yellow Clay	176	180

Casing		
Length	Diam.	Type

Screen		
Length	Diam.	Slot & Type

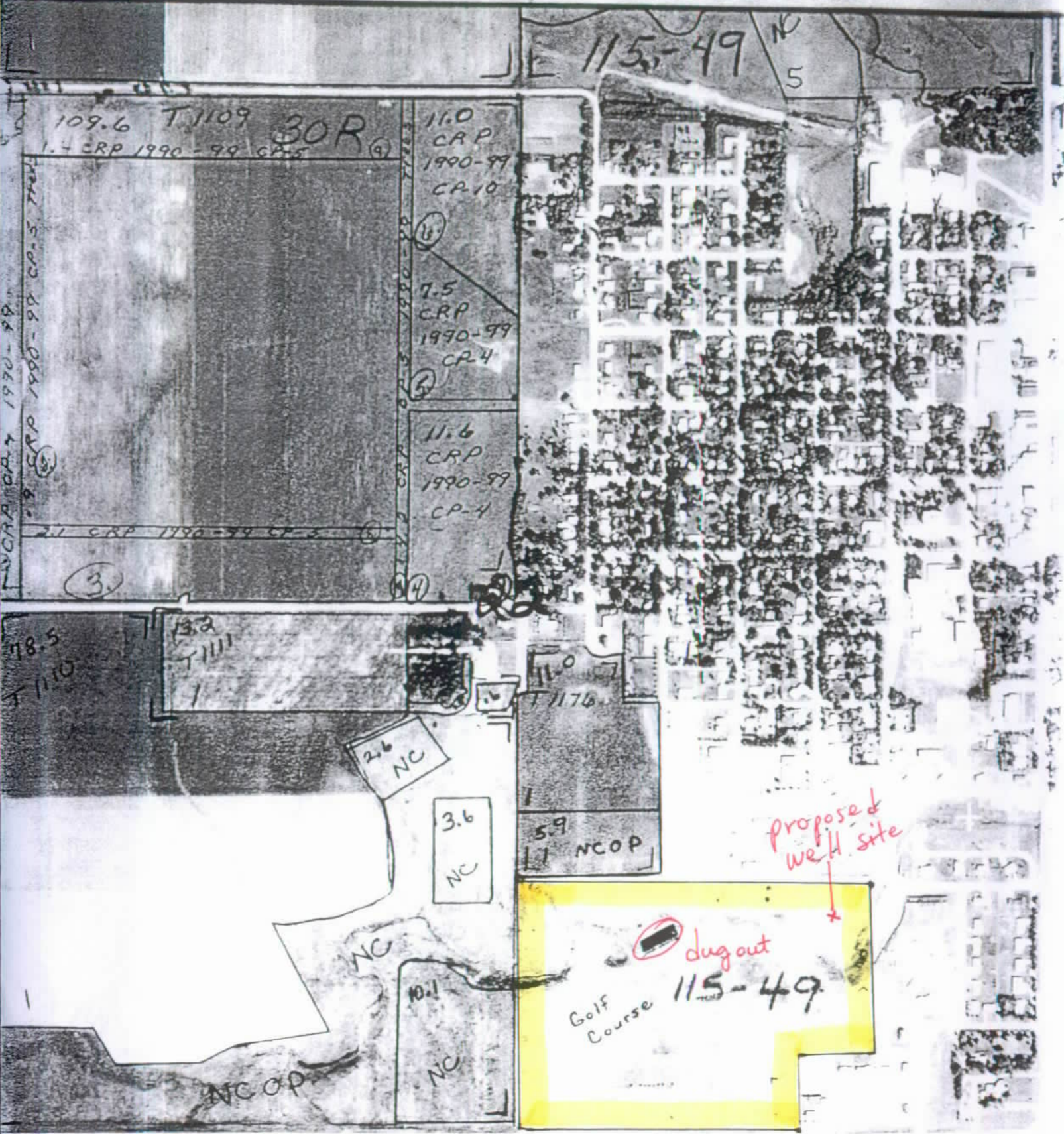
Completed depth _____

Comments Screened +
Developed for Water
sample. Flowed 15 gpm
Hole Cemented
shut.



Kevin Luoma Section 22-115-49
NRCS
12/7/95

NOT TO SCALE



GUNDERSON, EVENSON & BOYD

ATTORNEYS AT LAW
415 THIRD AVENUE S.

P.O. BOX 977
CLEAR LAKE, SD 57226-0977
(605) 874-2111

COUNSEL TO THE FIRM
GORDON GUNDERSON

DENNIS D. EVENSON
TODD D. BOYD
JOHN D. KNIGHT

July 16, 1996

Water Rights Program
Joe Foss Building
523 E Capitol
Pierre, South Dakota 57501



RE: Clear Lake Golf Club

Our law firm represents the Clear Lake Golf Club Association of Clear Lake, South Dakota. I am enclosing an application for a permit to appropriate water for irrigation purposes on behalf of our client, together with the fee in the sum of \$150.00.

This proposed well site was drilled and tested by Bullis Brothers of Watertown, South Dakota, on the 20th day of November, 1989. I was advised recently on the telephone by Eric that Bullis Brothers did file a report with the Water Rights Division regarding test hole #3.

In the event any additional data or information is needed regarding our client's application, then please advise me accordingly.

Sincerely,

GUNDERSON, EVENSON & BOYD

Todd D. Boyd

TDB/kh
Encl.

cc: Mr. Lyle Johnson
Mr. Richard Fox
Mr. Tom Lundberg
Mr. David Bartling
Mr. Gordon Engen

P.S. I am enclosing a copy of the map signed by Mr. Kevin Luoma.

RECEIPT

415019

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ July 17, 19 96

RECEIVED OF Gunderson, Evenson & Boyd, 415 - 3rd Ave. S., Box 977, Clear Lake, SD 57226-0977

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

Fee for Application for Permit No. <u>5948-3</u> to Appropriate Water, to construct and to put water to beneficial use _____	150	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	150 00

By John Hatch
Chief Engineer



July 18, 1996

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Todd D. Boyd
Gunderson, Evenson & Boyd
PO Box 977
Clear Lake SD 57226-0977

RE: Clear Lake Golf Club Association

Dear Mr. Boyd:

We have received the *Application for Permit to Appropriate Water for Irrigation* for the Clear Lake Golf Club. Before we can continue processing the application, the following information is necessary: 1) the diversion rate (pump size) from the well to the storage dam in gallons per minute and 2) the diversion rate from the storage dam to the sprinkler system that provides water to the golf course in gallons per minute.

If you have any questions, please contact Eric Gronlund or me.

Sincerely,

Karen Schlaak

Karen Schlaak
Environmental Scientist
Water Rights Program
605 773-3352

GUNDERSON, EVENSON & BOYD

ATTORNEYS AT LAW
415 THIRD AVENUE S.

P.O. BOX 977
CLEAR LAKE, SD 57226-0977
(605) 874-2111

DENNIS D. EVENSON
TODD D. BOYD
JOHN D. KNIGHT

COUNSEL TO THE FIRM
GORDON GUNDERSON

July 30, 1996

Ms. Karen Schlaak
Water Rights Program
523 East Capitol
Pierre, South Dakota 57501



RE: Clear Lake Golf Club Association

Dear Ms. Schlaak:

Thank you for your letter of inquiry dated the 18th day of July, 1996. First, Mr. LeRoy Bullis of Bullis Brothers Well Drilling advises me that the diversion rate from the well to the storage dam is 150 gallons per minute. Second, I have been recently advised that the diversion rate from the storage dam to the sprinkler system will be approximately 300 gallons per minute.

In the event you have any additional questions regarding the golf club's application for permit, then please inquire accordingly. Thank you for your assistance and cooperation regarding this matter.

Sincerely,

GUNDERSON, EVENSON & BOYD

Todd D. Boyd

TDB:pn

REPORT ON WATER PERMIT APPLICATION NO. 5948-3
for Clear Lake Golf Club Association
August 21, 1996

Application No. 5948-3 proposes to appropriate 0.333 cfs (150 gpm) from one well approximately 120 feet deep located in the SE 1/4 SE 1/4 of Section 22, T115N-R49W in Deuel County. Water will be pumped from the well into a 1.94 acre-feet storage dugout located in the SW 1/4 SE 1/4 of Section 22, T115N-R49W. The water will be applied at a rate of 0.666 cfs (300 gpm) from the storage dugout to irrigate approximately 30 acres of the golf course located in the S 1/2 SE 1/4 of Section 22, T115N-R49W.

AQUIFER - PRAIRIE COTEAU (PCO)

The Prairie Coteau is buried glacial outwash (sand and gravel) (Kume, 1985) which is under confined or artesian conditions at this site. The aquifer underlies 412,200 acres and contains an estimated 927,090 acre feet of water in storage in Deuel County (Hedges, 1982). This estimate is not very accurate. The method used to estimate the amount of ground water in storage is inaccurate because the mapping of the aquifer is not detailed enough. Regardless, the aquifer is large and extensive and there is little water used in the Clear Lake area.

The test hole log filed with the application indicates sand and gravel from about 156 feet to 162.5 feet below land surface. The driller indicated that the well free flowed at the land surface at a rate of about 1.5 gallons per minute. There is no information available to indicate what the test well is capable of producing. Other test hole information for the same area by the same driller also indicates that there is a shallow aquifer in the area which probably provides water to the dugout. This surficial aquifer is probably part of the Big Sioux Brookings aquifer or at least ground water moves from this area into the Big Sioux Brookings aquifer.

The Water Rights Program does not monitor any observation wells completed into the Prairie Coteau aquifer in this area. There are monitor wells completed into the Big Sioux aquifer within two miles of this application. Water levels in these wells show excellent response to climatic conditions, that is, rising water levels during wet years and gradually declining water levels during dry years (Water Rights, 1996). There is no apparent hydraulic connection between the Big Sioux and the Prairie Coteau aquifer in this area.

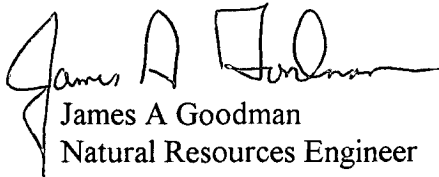
REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are no other existing water permits/rights for water from the Prairie Coteau aquifer in this area. Interference is not expected to be a concern. There may be some domestic wells completed into the Prairie Coteau in the area and pumping at 150 gallons per minute could cause some drawdown. This is not expected to cause adverse interference. There are permits/rights within one mile east of this application which obtain water from the Big

Sioux Brookings aquifer. This application is not expected to cause any adverse effects upon those withdrawals.

CONCLUSIONS

1. Water is available from the Prairie Coteau aquifer. The aquifer is confined and under artesian conditions. Drawdown will occur as a result of withdrawals. The drawdown is not expected to be adverse.
2. Test hole information indicates that a well completed into the Prairie Coteau aquifer will free flow at the land surface. The well must be controlled in order to prevent the waste of water. Also, there is no information concerning the potential diversion rate from the Prairie Coteau aquifer. The sand and gravel unit is relatively thin and may not be capable of producing 150 gallons per minute.
3. The well authorized by this application must be completed in accordance with SD Well Construction Standards.
4. It appears from the test hole logs and from information supplied with the permit application that the dugout obtains ground water from a surficial aquifer. This would be a different water source. Also the dugout would probably get diffuse surface water or runoff during precipitation events. With the likelihood that the dugout is completed into a surficial aquifer, it may not be an efficient use of ground water to pump into the dugout and let that water seep into the surficial aquifer.



James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

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

Kume, J., 1985, Water Resources of Deuel and Hamlin Counties, South Dakota, USGS WRI 84-4069, USGS, Huron, SD, 57350.

Water Rights, 1996, Unpublished Observation Well Records for Deuel County, SD DENR, Division of Environmental Services, Water Rights Program, Pierre, SD, 57501.

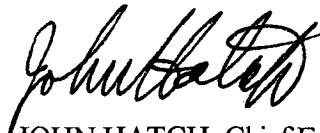
**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5948-3, Clear Lake golf Club Association**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Permit Application No. 5948-3, Clear Lake Golf Club Association, %Lyle Johnson, P.O. Box 491, Clear Lake, SD 57226.

The Chief Engineer is recommending APPROVAL of Application No. 5948-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion has been developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 5948-3 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) from the producing formation to the surface pursuant to Section 74:02:04:28.
3. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

See report on application for additional information.



JOHN HATCH, Chief Engineer
September 12, 1996



**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.

September 24, 1996

Clear Lake Golf Club Association
%Lyle Johnson
P.O. Box 491
Clear Lake, SD 57226

Dear Mr. Johnson:

Water Permit Application No. 5948-3 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 Clear Lake Courier printed at Clear Lake, SD (Ph # (605) 874-2499). 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

September 24, 1996

Clear Lake Courier
Box 830
Clear Lake, SD 57226-0830

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5948-3 to be published twice. Please publish the first notice on October 2, 1996, 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 Clear Lake Golf Club Association, %Lyle Johnson, P.O. Box 491, Clear Lake, SD 57226 (Ph # (605) 874-2641).

A copy of BOTH publications must be SENT to the WATER RIGHTS PROGRAM. 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 Program
Joe Foss Building
Pierre SD 57501-3181

No. 5948-3

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to Appropriate Water by Application No. 5948-3 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 October 2, 1996, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 5948-3 to Appropriate Water

Notice is given that Clear Lake Golf Club Association, P.O. Box 491, Clear Lake, SD 57226 has filed an application for a water permit to appropriate 0.333 cubic feet of water per second [cfs] (150 gallons per minute) from one well (Prairie Coteau Aquifer) 162 feet deep located in the SE 1/4 SE 1/4 Section 22-T115N-R49W. Water will be pumped from the well into a 1.94 acre-feet storage dam located in the SW 1/4 SE 1/4 Section 22-T115N-R49W. The dugout will receive incidental surface runoff and may also be hydraulically connected to the Big Sioux Aquifer. The water will be applied at a rate of 0.666 cfs (300 gallons per minute) from the storage dam to irrigate approximately 30 acres of the golf course located in the S 1/2 SE 1/4 Section 22-T115N-R49W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5948-3 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 Program, 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 October 21, 1996.

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 Program address to request copies of information pertaining to this application. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Deuel) SS

I, Gary DeJong

certify that the attached printed Notice was
taken from the Clear Lake Courier

printed and published in Clear Lake

County of Deuel and State of

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

Wednesday, October 2, 1996

October 9, 1996

Cost of Printing: \$43.43

Gary DeJong
(Signature)

Publisher
(Title)

Oct 10, 1996
(Date Signed)



**NOTICE OF APPLICATION
NO. 5948-3
TO APPROPRIATE WATER**

Notice is given that Clear Lake Golf Club Association, P.O. Box 491, Clear Lake, SD 57226 has filed an application for a water permit to appropriate 0.333 cubic feet of water per second (cfs) (150 gallons per minute) from one well (Prairie Coteau Aquifer) 162 feet deep located in the SE 1/4 SE 1/4 Section 22-T115N-R49W. Water will be pumped from the well into a 1.94 acre-foot storage dam located in the SW 1/4 SE 1/4 Section 22-T115N-R49W. The dugout will receive incidental surface runoff and may also be hydraulically connected to the Big Sioux Aquifer. The water will be applied at a rate of 0.666 cfs (300 gallons per minute) from the storage dam to irrigate approximately 30 acres of the golf course located in the S 1/2 SE 1/4 Section 22-T115N-R49W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5948-3 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 Program, 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 October 21, 1996.

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 Program address to request copies of information pertaining to this application. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.

Oct. 2 & 9



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

DEC 26 1996

Clear Lake Golf Club Association
%Lyle Johnson
P.O. Box 491
Clear Lake, SD 57226

Dear Mr. Johnson:

Enclosed is Water Permit No. 5948-3 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 Program
605 773-3352

enclosures

PLEASE NOTE: Certain changes may be made to your water permit usually without affecting the priority date. The location of a point of diversion may be changed or additional points of diversion may be approved if the water source remains unchanged; no additional water is appropriated; and, if irrigating, no additional land is irrigated. The change may be allowed without application or publication, if the Water Rights Program is contacted and the chief engineer makes a finding that the change does not increase the potential for interference with existing diversions.

A new water permit application is required to change water sources, increase the permitted diversion rate, or increase the irrigated acreage. If the application is approved, the water permit will receive a new priority date.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 17, 1997

5948-3

Clear Lake Golf Club Association
Gordon Engen, Secretary
PO Box 491
Clear Lake, SD 57226-0491

Dear Mr. Engen:

Thank you for the prompt return of your 1997 irrigation questionnaire. Upon reviewing the form, I noticed that you reported irrigating 30 acres on the front side of the form, but did not complete the back portion of the form.

I am returning the questionnaire to you for completion. The back side of the form needs to be filled in for the specific months irrigation took place. Please include the pump rate (in gallons per minute), the days per month and the average hours per day the system was operated. This information is needed for us to calculate how much water was used from your particular water source.

Please complete the form and return it to our office by December 1, 1997. If you have any questions, please give me a call. Thank you in advance for your help.

Sincerely,

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

encl

Permit No. 5948-3
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 27, 2001, made a thorough examination of the water use system constructed by Clear Lake Golf Club Association of PO Box 491, Clear Lake SD 57226 holder of Permit No. 5948-3, bearing the priority of July 17, 1996 authorizing the diversion of 0.33 cu. ft. per second and the storage of 1.94 acre-feet of the waters of Prairie Coteau aquifer, incidental surface runoff, and possibly the Big Sioux aquifer via a hydraulic connection between the aquifer and the dugout for irrigation purposes, in Deuel County.

Inspection contact & relationship to permit holder, if applicable: **Marty Stroschein, groundskeeper**

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Kaiser
- 2) No. of Wells 1
- 3) Depth(s) 158 feet
- 4) Well log is available Y

Casing:

- 1) Diameter 12 inches
- 2) Length 151 feet
- 3) Type Plastic

Screen:

- 1) Type stainless steel
- 2) Length 7 feet
- 3) Static water level flowing

Pump\Motor at well:

- 1) Make Submersible
- 2) Size 25 hp
- 3) Capacity 150 GPM

At dugout in SW $\frac{1}{4}$ SE $\frac{1}{4}$ section 22-T115N-R49W:

Marathon (diverts to fairways)
30 hp
w\Cornell pump

Super E (diverts to greens)
25 hp
w\Cornell pump

Combined capacity is 300 gpm to irrigated areas.

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

Water is diverted from the well to a dugout approximately 1.94 acre-feet in size and then from the dugout to the irrigated acreage via an underground sprinkler system.

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 point of diversion located as follows: Well: $\approx$ 885 feet W and $\approx$ 1,240 feet N from the SE corner section 22-T115N-R49W (SE $\frac{1}{4}$ SE $\frac{1}{4}$). The works are capable of diverting and

Report of Examination of Works

Permit No. 5948-3

conveying to the place of use 0.33 cu. ft. per second of water and/or storing 1.94 acre-feet of water which is to be used for irrigation purposes. Water has been put to beneficial use to the maximum extent as follows:

SW¼SE¼ 22-115N-49W

23 acres

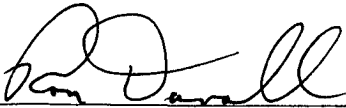
SE¼SE¼ 22-115N-49W

7 acres

Described acreages are irrigated within a golf course covering approximately 50 acres.

comprising a total of 30 acres of land and the license should be issued for 0.33 cfs and/or 1.94 acre-feet of storage.

Comments or other permit(s) associated with the project: **none** | All structures, wells and lands on map Y



Ron Duvall

Natural Resources Engineer
DENR, Water Rights Program

Date report completed: August 14, 2001

500 0 500 Feet



South Dakota
Department of Environment
& Natural Resources
Water Rights

Ron Duvall, Nat. Res. Engineer
August 14, 2001

No. 5948-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 24, 2001

5948-3

Clear Lake Golf Club Association
PO Box 491
Clear Lake SD 57226

Dear Sir:

On June 27, 2001 the investigation of your water use system, including the extent of application of water to beneficial use, as developed under Water Permit No. 5948-3, 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 Genny McMath with our program at (605) 773-3352.

Sincerely,

Karen Schlaak

Karen Schlaak
Environmental Scientist
Water Rights Program

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

416919

Pierre, September 14, 20 01

RECEIVED OF Clear Lake Gold Club Association, PO Box 491, Clear Lake, SD 57226
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>5948-3</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 Darlene Erbe
Chief Engineer
gm

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5948-3

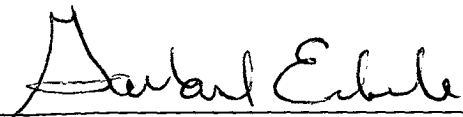
(1) Clear Lake Golf Club Association, PO Box 491, Clear Lake SD 57226 made Application No. 5948-3, July 17, 1996 for a water permit to divert 0.333 cubic feet of water per second (cfs) from groundwater (one well) and a 1.94 acre-feet storage dam located in Deuel County, South Dakota for irrigation purposes. Permit No. 5948-3, with a priority date of July 17, 1996 was approved October 21, 1996 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before October 21, 2001 and for the application to beneficial use of said water on or before October 21, 2005.

(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 0.333 cfs from groundwater into a 1.94 acre-feet storage dam for beneficial use. Water is applied at a rate of 0.66 cfs from the storage dam to irrigate the golf course. The location of the well is: 885 feet west and 1,240 feet north from the southeast corner (SE ¼ SE ¼) and the storage dam is located in the SW ¼ SE ¼ both in Section 22-T115N-R49W.

(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:

Section 22-T115N-R49W	SW ¼ SE ¼	23 acres
	SE ¼ SE ¼	7 acres
	Total	30 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Clear Lake Golf Club Association, PO Box 491, Clear Lake SD 57226 the holder and/or owner of Water Right No. 5948-3 is issued a license to appropriate water, the right to use 0.333 cubic feet of water per second from groundwater and 1.94 acre-feet storage dam with a priority date of July 17, 1996 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. 5948-3 and subject to South Dakota State Law.


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

SEP 24 2001

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

SEP 24 2001

5948-3

Clear Lake Golf Club Association
PO Box 491
Clear Lake, SD 57226

Dear Sir:

Enclosed is Water License No. 5948-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 416919 in the amount of \$50.00 which you paid for the investigation and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5948-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Sincerely,

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

enclosures

5948-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 17, 2003

NOTICE

TO: CLEAR LAKE GOLF CLUB ASSOCIATION, DAN SIEVERS, SECRETARY, PO BOX 491,
CLEAR LAKE, SD 57226 0491

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

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire

Our records indicate that the 2002 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5948-3. The request for the Questionnaire was dated October 11, 2002. The Water Management Board has directed that owners of water permits who have not submitted the 2002 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) 5948-3 qualification:

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

The hearing will be held at 8:30 am, March 5, 2003 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) 5948-3 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, 2003, 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.



5948-3

Track & Confirm

Delivery Status

You entered 2301 0370 0000 7540 5454

Your item was delivered at 9:13 am on January 21, 2003 in CLEAR LAKE, SD 57226. The item was signed for by M MACK.

[Shipment History >](#)[Request Delivery Record >](#)

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DAN SIEVERS, SECRETARY
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CLEAR LAKE SD 57226 0491

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(See Reverse)

PS Form 153, February 2001



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2003

5948-3

Dan Sievers, Secretary
Clear Lake Golf Club Association
PO Box 491
Clear Lake SD 57226-0491

Dear Mr. Sievers:

I am writing to acknowledge receipt of your 2002 irrigation questionnaire. You may disregard the January 17, 2003, "Notice" concerning reporting requirements for Water Right No. 5948-3.

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



5948-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 14, 2003

5948-3

Dan Sievers, Secretary
Clear Lake Golf Club Association
PO Box 491
Clear Lake SD 57226-0491

Dear Mr. Sievers:

I am writing to acknowledge receipt of your 2003 irrigation questionnaire for Water Right No. 5948-3. You indicated 12.5 acres were irrigated this year. In order for the questionnaire to be considered complete, we need to have you fill out the back of the form too.

Please write in the acres, pump rate, days per month and average hours per day in the months that water was applied. We use the information to calculate how much water was used from a specific source.

Please complete the form and return it to us by December 1st. If you have any questions, please get in touch with me.

Sincerely,

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

enclosure



5-948-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 20, 2005

NOTICE

TO: CLEAR LAKE GOLF CLUB ASSOCIATION, DAN SIEVERS, SECRETARY, PO BOX 491,
CLEAR LAKE, SD 57226 0491

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

SUBJECT: Reporting Requirement for 2004 Irrigation Questionnaire(s)

Our records indicate that the 2004 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5948-3. The request for the Questionnaire was dated October 22, 2004. The Water Management Board has directed that owners of water permits who have not submitted the 2004 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) 5948-3 qualification:

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

The hearing will be held at 8:30 am, March 2, 2005 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) 5948-3 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 25, 2005, 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.



5948-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8516 0230

Your item was delivered at 9:34 am on January 26, 2005 in CLEAR LAKE, SD 57226. The item was signed for by M MACK.

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U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8516 0230

CLEAR LAKE GOLF CLUB ASSOCIATION
DAN SIEVERS, SECRETARY
PO BOX 491
CLEAR LAKE SD 57226 0491

Waiver of Signature ☐ YES ☐ NO

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or call 1-800-222-1811

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PS Form 153, July 2001

(See Reverse)

Attention: **Genny McMath**

Date: 1/28/2005

Company: Dept of Env & NR

Number of Pages: 3

Fax Number: 16057734068

Voice Number:

From: **Ren Preheim**

Company: Interstate Telecommunications

Fax Number: 605-874-2808

Voice Number: 800-417-8667

Subject: Clear Lake Golf Course Irrigation Questionnaire

Comments:

I appologize for not getting the questionnaire returned on time. We were waiting for a vendor to answer a question and they didn't get back to us. Thanks for your patlence.

Board President
Ren Preheim



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 31, 2005

5948-3

Ren Preheim, Board President
Clear Lake Golf Club Association
PO Box 491
Clear Lake SD 57226-0491

Dear Sir:

I am writing to acknowledge receipt of your 2004 irrigation questionnaire. You may disregard the January 20, 2005, "Notice" concerning reporting requirements for Water Right No. 5948-3.

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

January 22, 2010

NOTICE

TO: CLEAR LAKE GOLF CLUB ASSOCIATION, DAN SIEVERS, SECRETARY, PO BOX 491,
CLEAR LAKE, SD 57226 0491

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

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaire(s)

Our records indicate that the 2009 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5948-3. The request for the Questionnaire was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 5948-3 qualification:

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

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

1. Suspend or cancel Permit No(s) 5948-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

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

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

5948-3

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Label/Receipt Number: 2303 2160 0000 0802 8610

Service(s): Signature Confirmation™

Status: Delivered

Your item was delivered at 1:46 PM on January 25, 2010 in CLEAR LAKE, SD 57226. The item was signed for by L LUNDBERG.

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Detailed Results:

- Delivered, January 25, 2010, 1:46 pm, CLEAR LAKE, SD 57226
- Notice Left, January 23, 2010, 7:54 am, CLEAR LAKE, SD 57226
- Arrival at Post Office, January 23, 2010, 7:49 am, CLEAR LAKE, SD 57226

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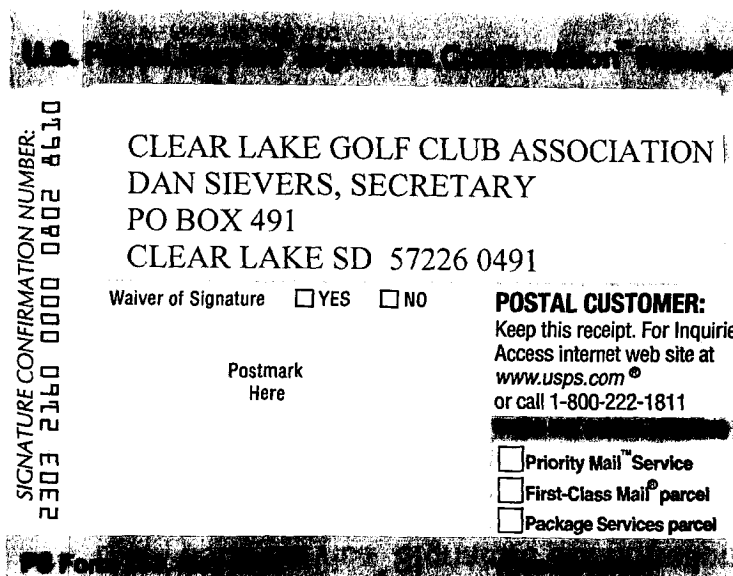
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FOIA





**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 28, 2010

5948-3

Clear Lake Golf Club Association
PO Box 491
Clear Lake SD 57226 0491

Dear Sir:

I am writing to acknowledge receipt of your 2009 irrigation questionnaire. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right No. 5948-3.

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

If you have any questions, please contact me.

Sincerely,

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

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 21, 2011

NOTICE

TO: CLEAR LAKE GOLF CLUB ASSOCIATION, SECRETARY, PO BOX 491, CLEAR LAKE,
SD 57226 0491

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

SUBJECT: Reporting Requirement for 2010 Irrigation Questionnaire(s)

Our records indicate that the 2010 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5948-3. The request for the Questionnaire was dated October 15, 2010. The Water Management Board has directed that owners of water permits who have not submitted the 2010 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) 5948-3 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 9, 2011** 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) 5948-3 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 4, 2011**, 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.

5948-3

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Label/Receipt Number: 2303 2160 0000 0803 0187

Service(s): **Signature Confirmation™**Status: **Delivered**

Your item was delivered at 10:09 am on January 24, 2011 in CLEAR LAKE, SD 57226. The item was signed for by L LUNDBERG.

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Detailed Results:

- Delivered, January 24, 2011, 10:09 am, CLEAR LAKE, SD 57226
- Notice Left, January 22, 2011, 7:05 am, CLEAR LAKE, SD 57226
- Arrival at Post Office, January 22, 2011, 6:59 am, CLEAR LAKE, SD 57226

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FOIA

SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0803 0187

CLEAR LAKE GOLF CLUB ASSOCIATION
SECRETARY
PO BOX 491
CLEAR LAKE SD 57226 0491

Waiver of Signature ☐ YES ☐ NO

Postmark
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Keep this receipt. For Inquiries:
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www.usps.com®
or call 1-800-222-1811

☐ Priority Mail™ Service
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**DEPARTMENT of ENVIRONMENT
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523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

March 7, 2011

5948-3

Clear Lake Golf Club Association
PO Box 491
Clear Lake SD 57226 0491

Dear Sir:

I am writing to acknowledge receipt of your 2010 irrigation questionnaire.

You may disregard the January 21, 2011, "Notice" concerning reporting requirements for Water Right No. 5948-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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

c: Larry Molitor (via email)



5948-3
DEPARTMENT of ENVIRONMENT
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www.state.sd.us/denr

January 24, 2012

NOTICE

TO: CLEAR LAKE GOLF CLUB ASSOCIATION, SECRETARY, PO BOX 491, CLEAR LAKE,
SD 57226 0491

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) 5948-3. 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) 5948-3 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) 5948-3 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.



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www.denr.sd.gov

February 14, 2012

5948-3

Clear Lake Golf Club Association
PO Box 491
Clear Lake SD 57226 0491

Dear Sir:

I am writing to acknowledge receipt of your 2011 irrigation questionnaire.

You may disregard the January 24, 2012, "Notice" concerning reporting requirements for Water Right No. 5948-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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



5948-3
DEPARTMENT of ENVIRONMENT
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www.state.sd.us/denr

January 24, 2013

NOTICE

TO: CLEAR LAKE GOLF CLUB ASSOCIATION, SECRETARY, PO BOX 491, CLEAR LAKE,
SD 57226 0491

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

SUBJECT: Reporting Requirement for 2012 Irrigation Questionnaire(s)

Our records indicate that the 2012 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5948-3. The request for the Questionnaire was dated October 12, 2012. The Water Management Board has directed that owners of water permits who have not submitted the 2012 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) 5948-3 qualification:

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

The hearing will be held at **8:30 am, March 7, 2013** 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) 5948-3 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 4, 2013**, 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.



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www.denr.sd.gov

January 31, 2013

5948-3

Tom Lundberg, Chairperson
Clear Lake Golf Association
PO Box 491
Clear Lake SD 57226 0491

Dear Mr. Lundberg:

I am writing to acknowledge receipt of the 2012 irrigation questionnaire for the Clear Lake Golf Association.

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right No. 5948-3. 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".

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



5948-3
DEPARTMENT of ENVIRONMENT
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January 16, 2015

NOTICE

TO: CLEAR LAKE GOLF CLUB ASSOCIATION, TOM LUNDBERG, CHAIRPERSON, PO BOX 491, CLEAR LAKE, SD 57226 0491

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

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaire(s)

Our records indicate your 2014 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5948-3. The request for the Questionnaire was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 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) 5948-3 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 4, 2015** 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) 5948-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 4, 2015** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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



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

denr.sd.gov

January 28, 2015

5948-3

Tom Lundberg
Clear Lake Golf Club Association
PO Box 491
Clear Lake SD 57226 0491

Dear Mr. Lundberg:

I am writing to acknowledge receipt of your 2014 irrigation questionnaire.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right No. 5948-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



5948-3
DEPARTMENT of ENVIRONMENT
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January 15, 2016

NOTICE

TO: CLEAR LAKE GOLF CLUB ASSOCIATION, TOM LUNDBERG, CHAIRPERSON, PO BOX 491, CLEAR LAKE, SD 57226 0491

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

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaire(s)

Our records indicate your 2015 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5948-3. The request for the Questionnaire was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 5948-3 qualification:

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

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

1. Suspend or cancel Permit No(s) 5948-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

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

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



**DEPARTMENT of ENVIRONMENT
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JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

February 3, 2016

5948-3

Clear Lake Golf Club Association
Tom Lundberg, Chairperson
PO Box 491
Clear Lake SD 57226-0491

Dear Mr. Lundberg:

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

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Right No. 5948-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



5948-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2018

NOTICE

TO: CLEAR LAKE GOLF CLUB ASSOCIATION, TOM LUNDBERG, CHAIRPERSON, PO BOX 491, CLEAR LAKE, SD 57226 0491

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

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaire(s)

Our records indicate your 2017 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5948-3. The request for the Questionnaire was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 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) 5948-3 qualification:

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

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

1. Suspend or cancel Permit No(s) 5948-3 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 7, 2018** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional 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
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JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

February 8, 2018

5948-3

Clear Lake Golf Association
% Mike Dahl
701 9th Ave S
Clear Lake SD 57226

Dear Mr. Dahl

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

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Right No. 5948-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath".

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