

WATER PERMIT NO. 6033-3

Name of Applicant: Richard Lind

Address: 30720 University Rd, Vermillion SD 57069

Phone: 605 253-2546

Amount of Water Claimed: 1.14⁷⁵ cfs

Total Acres: 80 acres

Source of Water Supply: groundwater (one well)

Water to be used for: irrigation

County: Clay

Type of Waste Disposal System:

Location: 10 miles north of Vermillion

PRIORITY

Date Received: 11-20-1997

Fee: \$225.00

Corrected Application Received:

Period of Annual Use: May 1 - September 30

Remarks:

Diversion Point: center of SE 1/4

Sec 30-T94N-R51W

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

Sec 30-T94N-R51W

Depth of Well: 100 feet deep

Well Driller: Wetmore Drilling

Remarks:

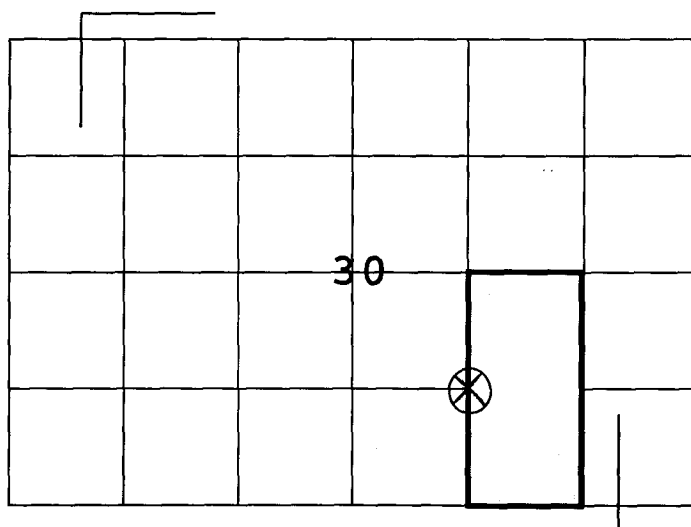
Type of Map: aerial

Prepared by: Larry Nelson, Clay Co. FSA

Reviewed and the Number Assigned on: 1-15-1998

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



**SOUTH DAKOTA
WATER PERMIT NO. 6033-3**

Date of first receipt of application November 20, 1997.

Date of return to applicant for corrections, amendments or changes November 20, 1997.

Date of receipt of corrected application December 12, 1997.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6033-3 to Richard Lind, 30720 University Road, Vermillion SD 57069 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. 6033-3 appropriates 1.78 cubic feet of water per second from one well (Lower Vermillion:Missouri Aquifer) 100 feet deep located in the center of the SE 1/4 Section 30 to irrigate 80 acres located in the E 1/2 SE 1/4 Section 30; all in T94N-R51W.
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 - September 30.
3. The date from which applicant may claim right is November 20, 1997.
4. The date of approval of Permit No. 6033-3 is March 9, 1998.
5. One-fifth of the construction is to be completed on or before September 9, 2000.
6. All construction is to be completed on or before March 9, 2003.
7. Water is to be put to beneficial use on or before March 9, 2007.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

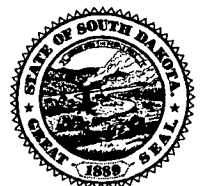
1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 6033-3 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) pursuant to Section 74:02:04:28.
3. Pursuant to SDCL 46-5-6, Permit No. 6033-3 authorizes a maximum diversion rate of 1.78 cfs. Diversions authorized by Water Permit No. 6033-3 may not exceed 2 acre feet of water per acre per year.
4. 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

APR 23 1998

date



(See instructions)

No. 6033-3 Hydrologic Unit 10/70/02
Basin Vermillion River
Newspaper Pioneer Talk, Vermillion, SD

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

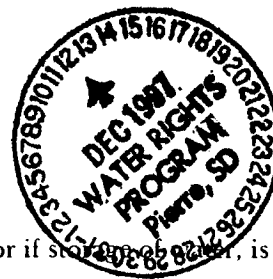
- Type of Application: ☒ New ☐ Vested Right ☐ Amend Permit No. _____
☐ Change Acreage ☐ Change diversion point(s) ☐ Add diversion point(s)
☐ Add Acreage ☐ Increase diversion rate ☐ Other _____
1. Name of Applicant Richard Lind Phone No. 605-253-2546
Post Office Address 30420 University Rd. Vermillion State SD Zip Code 57069
(Street, RR or Box) (City)
2. Amount of water claimed (c.f.s) 1.78 Total acres irrigated 80
3. Source of Water supply groundwater aquifer
4. Location of point of diversion Center of SE 1/4 Section 30 T-94-N R51-W
Ganfield Township County Clay
5. Counties where water will be used Clay
6. Annual period during which water is to be used May 1 - September 30
7. List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.
SW 1/4 Sec 30 T94N R51W	40
NE 1/4 Sec 30 T94N R51W	40
<u>E 1/2 SE 1/4 Sec. 30-T94N-R51W</u>	<u>80</u>

Land Description	No. Acres Irr.

Attach sheet if more space is needed

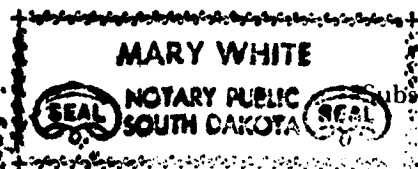
8. Type of Irrigation: Gravity: _____ Towline: _____ Center Pivot: X Other: _____
Gun: _____ (Specify) _____
9. Crops to be Irrigated: Corn Beans alfalfa
10. Give a description of proposed project. (Attach sheet if more space is needed)



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

STATE OF SOUTH DAKOTA)
County of Clay, ss

I, Richard Lind, the applicant, certify that I have read this application and examined the attached maps, that the water sample, if needed, has been taken by the required procedures and has not been adulterated or tampered with and is truly representative of the water to be used, and that the matters stated in this application are true and correct.



Signed Richard Lind
Subscribed and sworn to before me this 12th day of November 19 97
Mary White - commission
Notary Public expires 1-2-2004

SOUTH DAKOTA WATER WELL COMPLETION REPORT

07-92

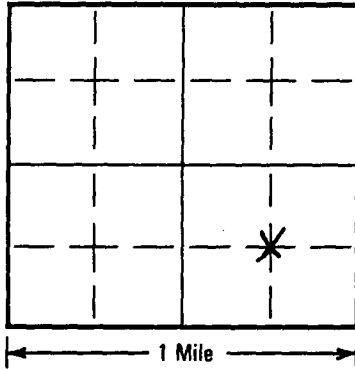
Location C 1/4 SE 1/4 Sec 30 Twp 94 Rg 51
County Clay North

Please mark well location with an "X"

W

E

Well Completion Date

11-26-97

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? 2000 ft. from Septic (identify source).

PROPOSED USE:

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

METHOD OF DRILLING:

Rotary

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>2 1/2</u> LB/FT	<u>16</u> IN	<u>40</u> FT	<u>0</u> FT	<u>22</u> IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
<u>Port</u>	<u>40</u>	_____ lb./gal	<u>40</u> ft	<u>20</u> ft
<u>Cmt</u>	<u>30</u>	<u>15.5</u> lb./gal	<u>20</u> ft	<u>0</u> ft

Describe grouting procedure TremieSCREEN: ☐ Perforated pipe ☒ ManufacturedDiameter 16 IN Length 40 FEETMaterial PRCSlot Size 50 Set From 80 Feet to 40 Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION: Was well disinfected upon completion?

☒ YES, How: CP

_____ NO, Why Not? _____

Laboratory sent to for water quality analysis _____

Well Owner: Richard Lind

Business Name: _____

Address: Vermillion, SD

WELL LOG:

DEPTH

FORMATION

FROM

TO

Top Soil03clay321Sand & Gravel2180

STATIC WATER LEVEL

14

Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced Flowrate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped

Describe: _____

☐ Bailed☐ Other

Pumping Level Below Land Surface

44ft. After 24Hrs. pumped 1100

GPM

ft. After _____

Hrs. pumped _____

GPM

If pump installed, pump rate _____

900

GPM

REMARKS

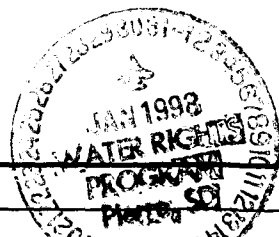
This well was drilled under license # 341

And this report is true and accurate.

Drilling firm Wetmore DrillingSignature of License Representative: [Signature]

Signature of Well Owner or Equitable Property Holder: _____

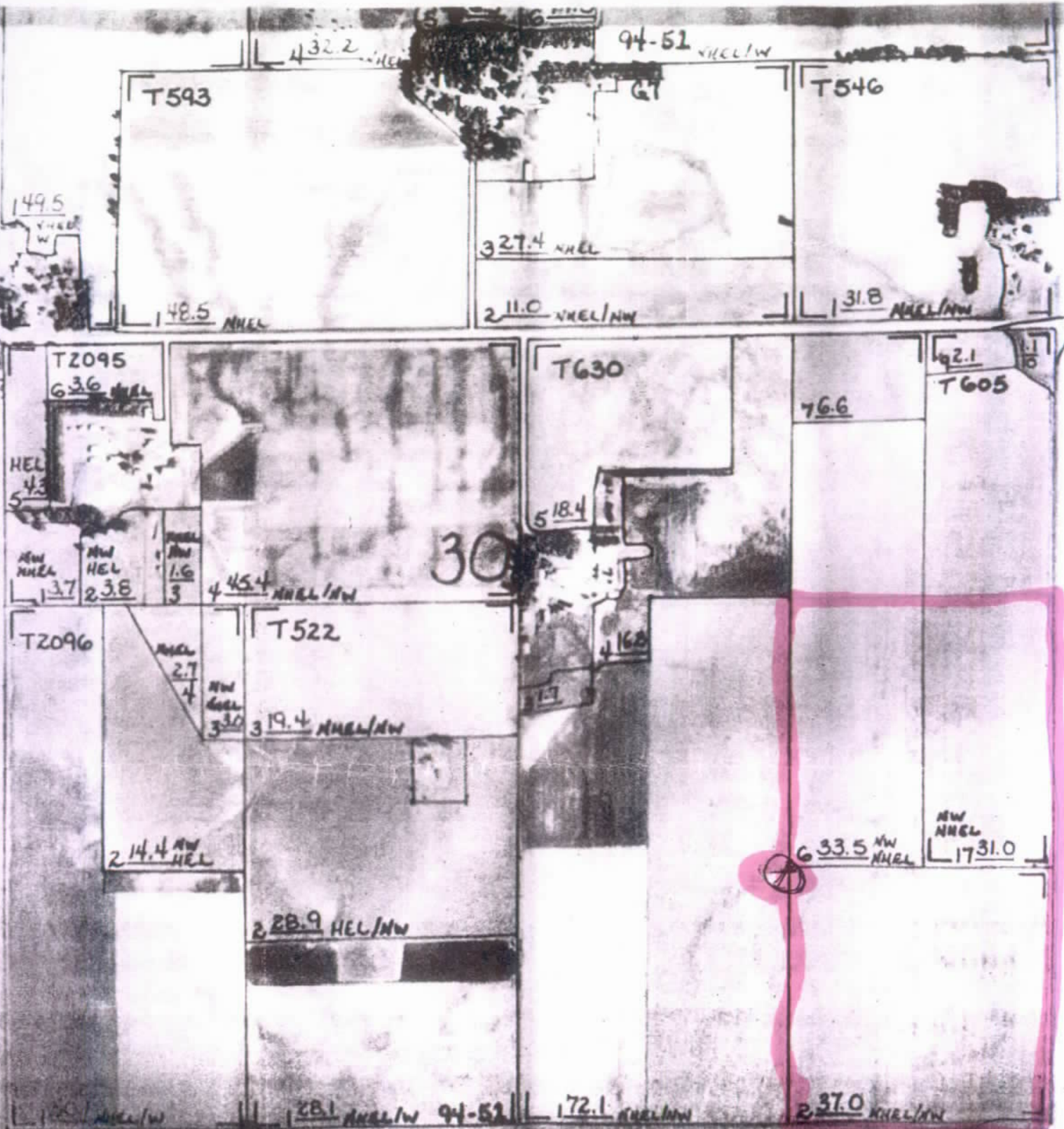
Date: _____





11-0-77
Section 30-94-51
Clay County, F.S.A.
Vermillion, S.D. 57069
Larry Nelson, CED

NOT TO SCALE



6083-8

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

415561

Pierre, December 12, 19 97

RECEIVED OF Richard Lind, 30720 University Rd, Vermillion SD 57069

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

Fee for Application for Permit No. <u>60333</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	225 00

By

Chief Engineer

John Hatch



November 20, 1997

Richard Lind
30720 University Road
Vermillion SD 57069

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Dear Mr. Lind:

Thank you for submitting your *Application for a Permit to Appropriate Water for Irrigation*. In order to complete the application, the following is required:

- On the aerial photo map, please outline the 80 acres you intend to irrigate and complete item number 7 on the application, listing the location of the lands to be irrigated.
- Please complete item number 2 requesting the amount of water claimed. You should be aware that under state statutes you are allowed 1 cubic foot of water per second (cfs) (450 gallons per minute) for each 70 acres irrigated. This would mean that you are allowed 1.14 cfs (513 gpm) for the 80 acres to be irrigated. The Water Management Board may allow a greater diversion, in volume or rate or both, if the method of irrigation, any time constraints on diversion of water, or the type of soil so requires. What is the amount of water necessary to operate your proposed irrigation system (in gallons per minute)?
- A well log or driller's test log signed by a South Dakota Licensed well driller should accompany the application. Please indicate if the well log is not available to you.
- Enclosed is the check submitted with the application. The filing fee to irrigate 80 acres is \$225.00.

Mr. Lind, if you have any questions or need assistance completing the application, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352

enclosures

Water Rights Program - File Documentation

NAME: Richard Lind

ADDRESS: 30720 University Rd, Vermillion SD

DATE: 12-5-97 **COUNTY:** Clay **TELEPHONE:** 605 253-2546

RE: Pending application

COMMENTS:

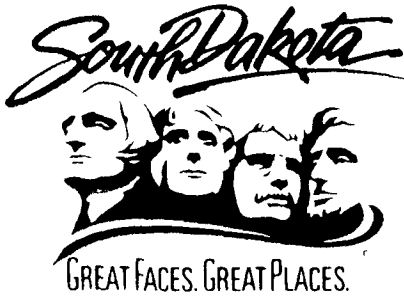
Richard Lind called about my letter dated November 20, 1997. Mr. Lind indicated he would probably only be irrigating 70 acres. I told him the fee would remain at \$225.00 whether he proposed to irrigate 70 or 80 acres.

Regarding the amount of water claimed, Mr. Lind stated he needed 800 gpm. . I told him that state statutes allowed for 1 cfs (450 gpm) per 70 acres and if he needed a greater rate, he could make the request for a greater diversion rate. Mr. Lind stated that an irrigation well 1/2 mile away produced 800 gpm. He said the 1 cfs per 70 acres was a joke and that nobody went by that amount. I again told him he could request a greater diversion rate. He said he'd just go with the amount we said he could have.

Mr. Lind stated Wetmore Drilling drilled a test hole about 2 weeks ago and he did not have a copy of the log. If we hadn't received the log, we would request it from the driller.



Karen Schlaak
Environmental Scientist



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 15, 1998

Michael Wetmore
Wetmore Drilling
Box 880
Elk Point SD 57025

Dear Mr. Wetmore:

We have received an *Application for a Permit to Appropriate Water for Irrigation* from Richard Lind, Vermillion SD. Mr. Lind indicated that Wetmore Drilling drilled a test hole for him this fall. As you are aware, from phone conversations with Ken Buhler of this office, in order to proceed with Mr. Lind's application, the well log is required.

Your prompt cooperation in submitting the log is appreciated. If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352

REPORT ON WATER PERMIT APPLICATION NO. 6033-3
for Richard Lind
January 27, 1998

Application No. 6033-3 proposes to appropriate 1.78 cfs (800 gpm) from one well approximately 100 feet deep located in the center of the SE 1/4 of Section 30 to irrigate 80 acres located in the E 1/2 SE 1/4 of Section 30; all in T94N-R51W in Clay County.

AQUIFER - LOWER VERMILLION MISSOURI (LVM)

The Lower Vermillion Missouri is a predominantly buried outwash (sand and gravel) which can be under slightly artesian or water table conditions in this area. The aquifer is very large and thick extending into Turner County to the north and into Union County to the east. The aquifer is hydraulically connected to the Missouri Elk Point aquifer to the south and also to the Vermillion River. The aquifer underlies 100,800 acres and contains an estimated 1.5 million acre feet of recoverable water in storage in Clay County (Hedges, 1982). General ground water movement is from north to south with lateral movement toward the Vermillion River which acts as a discharge/recharge zone for the aquifer (Christensen, 1967).

No test hole or well log information was supplied with the application. However, the applicant does have an irrigation well located about one-half mile east of this application which indicates sand and gravel from a depth of 54 feet to 104 feet below land surface. Also there is sufficient information available from Water Rights drilling, area domestic and irrigation logs and from the county study report to evaluate water availability for this request.

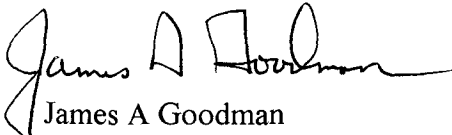
The Water Rights Program monitors an observation well, CL-80H, which is completed into the Lower Vermillion Missouri aquifer and located about one mile southeast of this application. Water levels for this well show good response to climatic conditions, that is, rising water levels during wet years (recharge) and gradually declining water levels during dry years. In general, the water level record indicates that the aquifer is capable of sustaining additional withdrawals (Water Rights, 1998). A hydrograph for CL-80H is included with this report.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There is one existing Water Right No. 3197-3 which is located about one-half mile east of this application. Interference is not a concern. Drawdown created by pumping should not be significant at this distance between diversion points. The applicant also holds Water Right No. 3197-3.

CONCLUSIONS

1. Water is available from the Lower Vermillion Missouri aquifer.
2. The aquifer is buried but is probably under water table conditions in this area. Drawdown created by pumping should not be significant. Interference is not a concern.
3. The well authorized by this application must be constructed in accordance with SD Well Construction Standards.



James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

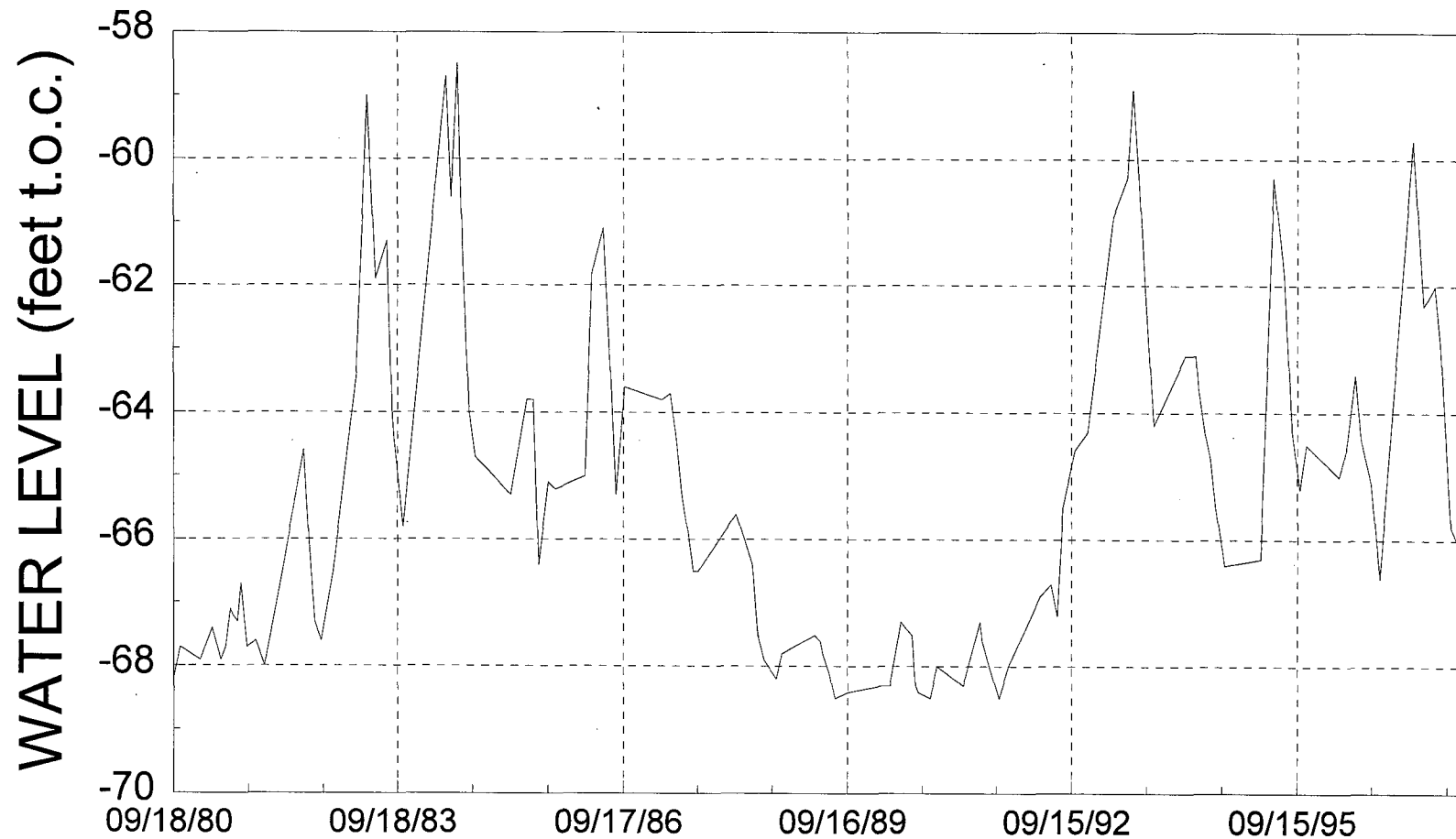
Christensen, C.M., J.C. Stephens, 1967, Geology and Hydrology of Clay County, South Dakota, Bulletin 19, SD DENR, SDGS, Vermillion, SD, 57069.

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, 1998, Unpublished Observation Well Records for Clay County, SD DENR, Division of Environmental Services, Water Rights Program, Pierre, SD, 57501.

WATER RIGHTS OBSERVATION WELL

CL-80H



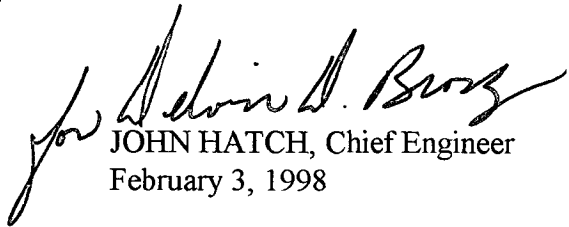
**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6033-3, Richard Lind**

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. 6033-3, Richard Lind, 30720 University Rd., Vermillion, SD 57069.

The Chief Engineer is recommending APPROVAL of Application No. 6033-3 for 1.78 cfs because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) it is in the public interest with the following 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. 6033-3 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) pursuant to Section 74:02:04:28.
3. Pursuant to SDCL 46-5-6, Permit No. 6033-3 authorizes a maximum diversion rate of 1.78 cfs. Diversions authorized by Water Permit No. 6033-3 may not exceed 2 acre feet of water per acre per year.
4. 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
February 3, 1998

NOTE: The recommended diversion rate of 1.78 cfs (800 gpm) is greater than the statutory limit of 1 cfs per 70 acres and the amount requested on the application. The 1.78 cfs is being authorized pursuant to SDCL 46-5-6 to reflect the diversion rate necessary to operate the center pivot. The center pivot will make a one half rotation.



**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.**

February 11, 1998

Richard Lind
30720 University Rd.
Vermillion, SD 57069

Dear Mr. Lind:

Water Permit Application No. 6033-3 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 Plain Talk printed at Vermillion, SD (Ph # (605) 624-2695). 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

February 11, 1998

Plain Talk
Box 256
Vermillion, SD 57069-0256

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 6033-3 to be published twice. Please publish the first notice on February 20, 1998, 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 Richard Lind, 30720 University Rd., Vermillion, SD 57069 (Ph # (605) 253-2546).

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. _____

Date _____

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

Name

Newspaper

Instruction to Newspaper - Publish first Notice on February 20, 1998, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6033-3 to Appropriate Water

Notice is given that Richard Lind, 30720 University Rd., Vermillion SD 57069 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well (Lower Vermillion:Missouri Aquifer) 100 feet deep located in the center of the SE 1/4 Section 30 to irrigate 80 acres located in the E 1/2 SE 1/4 Section 30; all in T94N-R51W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6033-3 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 March 9, 1998.

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 Clay) SS

I, Jill Elle

certify that the attached printed Notice was taken
 from the Legal section

printed and published in Plain Talk

County of Clay and

state of South Dakota. The notice was published

in the newspaper on the following two dates:

February 27, 1998

February 20th, 1998

Cost of Printing \$36.22

Jill M. Elle
 (Signature)

(Title)

2-27-98
 (Date Signed)

NOTICE OF APPLICATION NO. 6033-3

to Appropriate Water

Notice is given that Richard Lind, 30720 University Rd., Vermillion SD 57069 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well (Lower Vermillion: Missouri Aquifer) 100 feet deep located in the center of the SE 1/4 Section 30 to irrigate 80 acres located in the E 1/2 SE 1/4 Section 30; all in T94N-R51W.

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Publish: February 20 & 27, 1998.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

APR 23 1998

Richard Lind
30720 University Road
Vermillion, SD 57069

Dear Mr. Lind:

Enclosed is Water Permit No. 6033-3 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.

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



Date Dec 7 1998

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

FROM: Richard Lind

(name)

30720 University Road

(address)

Vermillion, SD 57069-6504

(city, state, zip)

605 253-2546

(phone)

I have completed the construction of the water use system and I have put the water to beneficial use to the maximum extent it is going to be used.

Water Permit No. 6033-3 states that the water use system is to be constructed by

March 9, 2003

(date)

, and water is to be put to beneficial use by March 9, 2007

(date)

The water use system was completed on June 1 1998

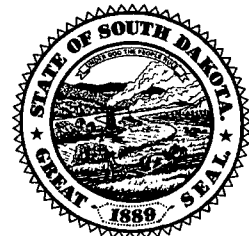
(date)

Applying the water to beneficial use was completed on June 1 1998

(date)

You may schedule an investigation so that the water license may be issued.

Richard Lind
(signature)





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 15, 2001

Richard Lind
30720 University Rd
Vermillion SD 57069-6504

Dear Mr. Lind:

Thank you for returning your 2001 Irrigation Questionnaire. From the additional acreage amounts wrote in on the forms, it appears that you may be irrigating more acres than you have permitted.

Water Right No. 3197-3 authorizes 1.44 cubic feet of water per second (cfs) from a well located in the center of the SW $\frac{1}{4}$ Section 29 to irrigate 140 acres located in the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29 and the N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 32; all in T94N-R51W. The questionnaire indicated irrigation of an additional 75 acres located in the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 32.

Water Permit No. 6033-3 authorizes 1.78 cfs from a well located in the center of SE $\frac{1}{4}$ Section 30 to irrigate 80 acres located in the E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30; all T94N-R51W. The questionnaire indicated irrigation of an additional 80 acres in the SE $\frac{1}{4}$ Section 30.

On the enclosed copies of the aerial photos, I have outlined the lands you are permitted to irrigate. If more land is being irrigated, separate applications will need to be filed to include those lands. Enclosed are application forms and an instruction sheet.

If you have any questions or need help completing the application forms, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352

enclosures