

WATER PERMIT NO. 6055-3

Name of Applicant: Lakes Golf Course

Address: RR 1 Box 79A, Wentworth SD 57075

Phone: 256-3934

Amount of Water Claimed: 1.1 cfs

Total Acres: 90 acres

Source of Water Supply: groundwater

Water to be used for: irrigation

County: Lake

Type of Waste Disposal System: NA

Location: 7 miles southeast of Madison

PRIORITY Date Received: 2-23-98

Fee: \$225

Corrected Application Received: 3-12-98

Period of Annual Use: April 1- November 30

Remarks:

Diversion Point: NW 1/4 SW 1/4

Sec 32-T106N-R51W

Land to be Irrigated: W 1/2 SE 1/4 and

N 1/2 SW 1/4, Sec 32-T106N-R51W

Depth of Well: 34 feet

Well Driller: Lacey Well Drilling

Remarks:

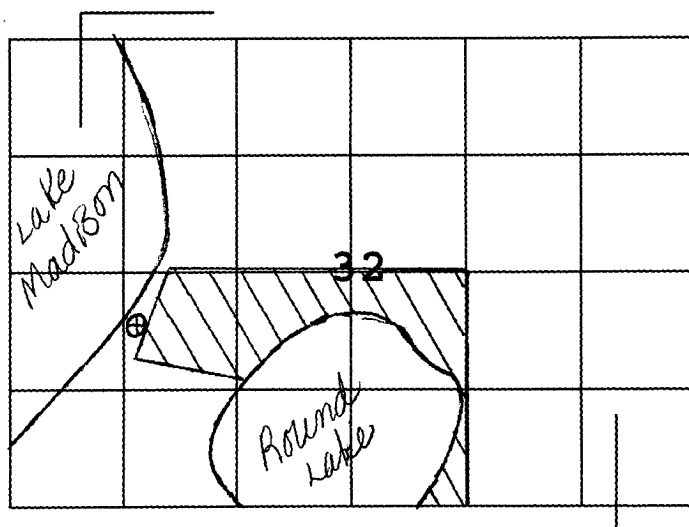
Type of Map: aerial

Prepared by: C Leleide, NRCS

Reviewed and the Number Assigned on: 3-12-1998

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



**SOUTH DAKOTA
WATER PERMIT NO. 6055-3**

Date of first receipt of application February 23, 1998.

Date of return to applicant for corrections, amendments or changes February 23, 1998.

Date of receipt of corrected application March 12, 1998.

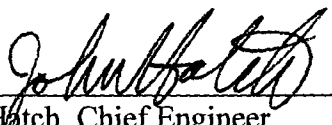
The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6055-3 to Lakes Golf Course, RR 1 Box 79A, Wentworth SD 57075 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 6055-3 appropriates 1.10 cubic feet of water per second (500 gallons per minute) from up to two wells (Big Sioux Northern Skunk Creek) approximately 35 feet deep located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32 to irrigate 90 acres located in the W $\frac{1}{2}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 32; all in T106N-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: April 1 – November 30.
3. The date from which applicant may claim right is February 23, 1998.
4. The date of approval of Permit No. 6055-3 is June 1, 1998.
5. One-fifth of the construction is to be completed on or before December 1, 2000.
6. All construction is to be completed on or before June 1, 2003.
7. Water is to be put to beneficial use on or before June 1, 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 wells 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 wells authorized by Permit No. 6055-3 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. 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

JUN 11 1998

date



SOUTH DAKOTA WATER WELL COMPLETION REPORT

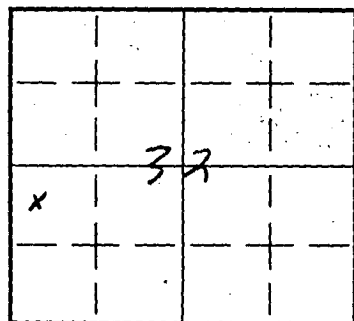
07-92

Location NW 1/4 SW 1/4 Sec 32 Twp 106N Rg 51WCounty LAKE

North

Please mark well location with an "X"

W



E

Well Completion Date

9-12-98

1 Mile

Well Owner: LAKE GOLF COURSE c/oBusiness Name: Howe PlumbingAddress: 430 E 8th St
S.F.S.D. 57103

WELL LOG:

DEPTH

FORMATION	FROM	TO
<u>Black Sand</u>	<u>0</u>	<u>4</u>
<u>Dirty Gravel</u>	<u>4</u>	<u>10</u>
<u>Coarse Gravel</u>	<u>10</u>	<u>18</u>
<u>Medium Sand</u>	<u>18</u>	<u>35</u>
<u>Clay</u>	<u>35</u>	

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? 1000 ft. from old feedlot (identify source).

PROPOSED USE:

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

METHOD OF DRILLING:

20" False casing

CASING DATA:

☒ Steel ☐ Plastic ☐ OtherIf other describe 50 40-12"

PIPEWEIGHT DIAMETER FROM TO HOLE DIAMETER
50 LB/FT 12 IN 25 FT +1 1/2" FT 20 IN
 _____ LB/FT _____ IN _____ FT _____ FT _____ IN
 _____ LB/FT _____ IN _____ FT _____ FT _____ IN

GROUTING DATA

Grout Type No. of Sacks Grout Weight From To
Cement 14 _____ lb./gal _____ ft. _____ ft.
 _____ lb./gal _____ ft. _____ ft.

Describe grouting procedure Tremie filled to ground from water levelSCREEN: ☐ Perforated pipe ☒ ManufacturedDiameter 12 IN Length 10 FEETMaterial SSSlot Size 080 Set From 25 Feet to 35 FeetOther information packed w 1/2 x #10Muscovine pack (Northern)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: chlorinated☐ NO, Why Not? backfillWQ Lab - Briggs
from test hole

Laboratory sent to for water quality analysis

YES

STATIC WATER LEVEL

8'

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☐ Bailed☐ OtherDescribe: pumped 19 hrs@ 450 gpm

Pumping Level Below Land Surface

26' ft. After 19 Hrs. pumped 450 GPM

_____ ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate 400 gpm GPM

REMARKS

2 pump system - 5 + 40 HP
set @ roughly 400 gpm
total flowThis well was drilled under license # 111

And this report is true and accurate.

Drilling firm LACEY WELL

Signature of License Representative

James J. Lacey

Signature of Well Owner or Equitable Property Holder:

Ronald R. Howe PresidentDate: 10-14-98

FORM 2: Application for irrigation in South Dakota
(type or print)

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	(office use only)
	No. <u>6055-3</u> Hydrologic Unit <u>10170203</u>
	Basin <u>Sioux River</u>
	Newspaper <u>Daily Leader, Madison, SD</u>

Received: 2-23-98

Application For Permit To Appropriate Water For Irrigation

Type of Application: X 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 Lakes Golf Course ☐ Owner ☐ Tenant/Lessee Phone 256-3934
(check one)
- Mailing Address RR 1, Box 79A, Wentworth State SD 57075
(Street, RR, or Box) (Zip Code)
2. Amount of water claimed 1.1 *CFS or 500 **GPM ***AF Total Acreage 90
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout if applicable)
3. Source of water supply 1-2 wells
4. Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) NW 1/4 SW 1/4 Sec 32-T106N-R51W
County Lake
5. County or counties where water will be used Lake
6. Annual period during which water is to be used April 1 - November 30
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)

W	Land Description	Acres	Land Description	Acres
E 1/2 SE 1/4 Section 32-T106N-R51W				
N 1/2 SW 1/4	"			

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

Golf course involving approximately 90 acres

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

STATE OF SOUTH DAKOTA)
County of Lake ss

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

Signed Mark Peltier

Subscribed and sworn to before me this 11th day of March 19 98

Comm Exp. 8-15-2000

Barbara A. Callier
Notary Public



Supplemental Information

(type or print in ink)



1. Well Information - Proposed Construction

- a) Drill Hole Diameter 20" Depth 34'
- b) Casing Type steel Diameter 12" Thickness .375"
- c) Screen Type SS Diameter 12" Thickness .200"
- d) Gravel Pack Muscatine Length of Gravel Pack 15 -18'
No. 16 Dia. Sand
- e) Depth to Top of Water Bearing Material 5'
- f) Depth to Water (ground surface to water level) same
- g) Distance to nearest existing domestic well:
 On applicants none On property owned by others 1000'

2. Wastewater Disposal System Information

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

3. Dugout Information

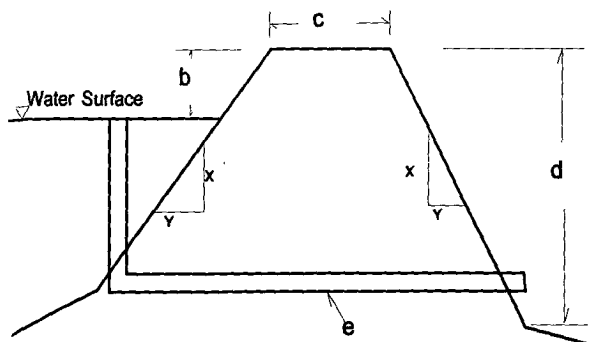
- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

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:

- b) Freeboard _____
- c) Crest Width _____
 Crest Length _____
- d) Height _____
- e) Primary Outlet Capacity _____
 If pipe, diameter _____
- f) Secondary Spillway Capacity _____
 Spillway Width _____
- g) X & Y Slope _____
 Upstream _____
 Downstream _____
- h) Surface Area of Impoundment _____
- i) Storage _____ Acre Feet
- j) Drainage Area Above D _____ Acres



3. Source of water supply A - 2 WELLS
4. Location of point of diversion (example: 3 wells in SW 1/4 NE 1/4 section 12-T104N-R53W) 1-2 wells in NW 1/4 SW 1/4 32 106 N 51 W NE 1/4 Twp
County LAKE
5. County or counties where water will be used LAKE
6. Annual period during which water is to be used April - NOVEMBER

show number of acres to be irrigated in each.
(space is needed)

Land Description	Acres

90 ACRES

map and any other

map, and certify that the

application, examination,
construction.

March day of February 19 98
Pamela m Elvestad
Notary Public

FORM 2: Application for irrigation in South Dakota
(type or print)

Mail to: Water Rights Program
Joe Foss Building

No. Hydrologic Unit

Basin

FOLLOW-UP

For Permit To Appropriate Water For Irrigation

Amendment/Correction to Permit No.

Vested Right
(Use predates Mar 2, 1935)

correction: (i.e. acreage change, change diversion point(s), add diversion point(s), etc.)

These are
the first 30 days
in log of Test hole

Owner 256-3934

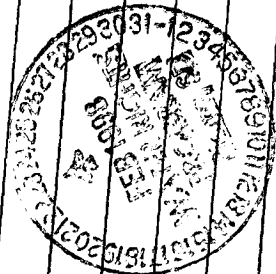
☒ Owner

is Golf Course

79A Wentworth

(Street, RR, or Box)

1.1 *CFS or *GPM



Thickness 3.75"
Thickness .200"

f) Depth to Water (ground surface to water level) SAME

g) Distance to nearest existing domestic well:

On applicants property NONE

On property owned by others 1000'

EXHIBIT A

(ATTACHMENT TO PELTIER - BOTHWELL PURCHASE AGREEMENT)

LEGAL DESCRIPTION OF 140 ACRES:

North 180 feet of Lot 9 of PIPESTONE PASS FIRST ADDITION of part of Lot 2 of County Auditor's Subdivision of Government Lots 3 and 4 of Section 32, Township 106, Range 51, West of the 5th P.M., Lake County, South Dakota.

Tract A of the NORTH GULCH ADDITION in the Northeast 1/4 of the Southeast 1/4 of Section 32, Township 106, Range 51, West of the 5th P.M., Lake County, South Dakota.

Government Lot 5 and Government Lot 6 in Section 32, Township 106 North, Range 51, West of the 5th P.M. AND Lots 1 and 4 of County Auditor's Subdivision of Government Lots 3 and 4 in Section 32, Township 106 North, Range 51, West of the 5th P.M. AND Government Lot 7 except the easterly 20 chains thereof per government measure in Section 32, Township 106 North, Range 51, West of the 5th P.M., all in Lake County, South Dakota.



2. Wastewater Disposal System Information

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

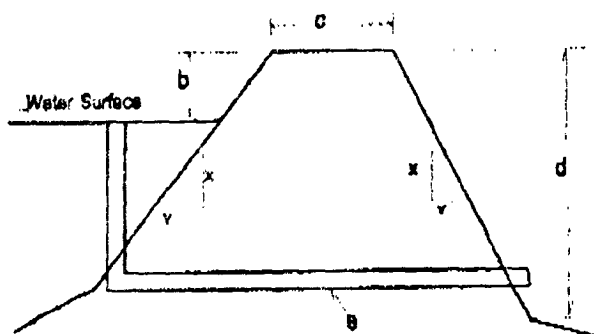
3. Dugout Information

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

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:



- b) Freeboard _____
- c) Crest Width _____
Crest Length _____
- d) Height _____
- e) Primary Outlet Capacity _____
If pipe, diameter _____
- f) Secondary Spillway Capacity _____
Spillway Width _____
- g) X & Y Slope _____
Upstream _____
Downstream _____
- h) Surface Area of Impoundment _____
- i) Storage _____ Acre Feet
- j) Drainage Area Above Dam _____ Acres



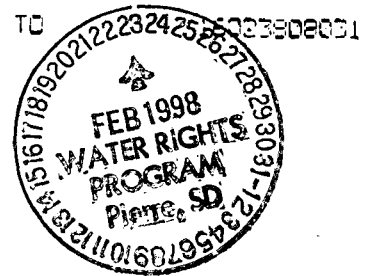
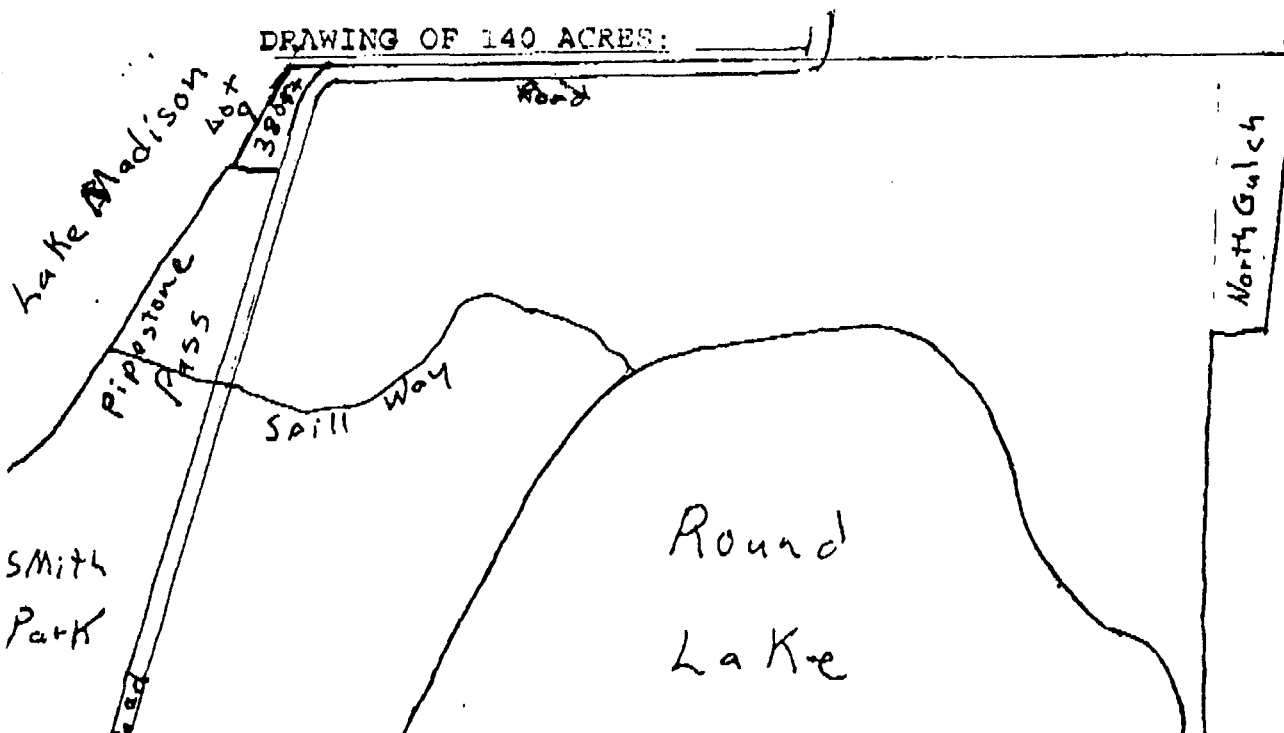


EXHIBIT A

(ATTACHMENT TO PELTIER - BOTHWELL PURCHASE AGREEMENT)

LEGAL DESCRIPTION OF 140 ACRES:



REPORT ON WATER PERMIT APPLICATION NO. 6055-3
for Lakes Golf Course
April 21, 1998

Application No. 6055-3 proposes to appropriate 1.1 cfs (500 gpm) from up to two wells approximately 35 feet deep located in the NW 1/4 SW 1/4 of Section 32 to irrigate 90 acres located in the W 1/2 SE 1/4, N 1/2 SW 1/4 of Section 32; all in T106N-R51W in Lake County.

AQUIFER - BIG SIOUX NORTHERN SKUNK CREEK (BS-NSC)

The Big Sioux Northern Skunk Creek is a surficial outwash (sand and gravel) which is under predominantly unconfined conditions in Lake County. The aquifer underlies 48 square miles and contains an estimated 196,000 acre feet of water in storage in Lake County (Hansen, 1986). Ground water movement is generally from northwest to southeast, however, because area lakes Madison, Round and Brant and Skunk Creek are hydraulically connected to the aquifer, the flow system is affected by the water bodies. In general, it appears that during normal conditions the lakes and the creek are discharge areas for ground water thus receive ground water from the aquifer. Test hole information supplied with the application indicates sand and gravel was encountered from a depth of 3 to 34 feet below land surface with a static water level of five feet below land surface.

The Water Rights Program does monitor an observation well LK-79A which is completed into the Big Sioux Northern Skunk Creek aquifer and located about one and one-half miles 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 this observation well is included with this report.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are no other existing water permits/rights in this area. Interference is not a concern. There may be domestic wells in the area but drawdown created by pumping should not affect water availability from the aquifer. The only question is a potential effect upon lakes Madison or Round. This proposed well is located within 500 feet of the shore of Lake Madison and between Lake Madison and Round Lake which normally are less than one-quarter mile apart. The amount of appropriation for this application is up to 180 acre feet per year which even if taken from the lakes surface would be a minimal impact upon the lakes but still a potential impact.

CONCLUSIONS

1. Water is available from the Big Sioux Northern Skunk Creek aquifer.
2. The aquifer is unconfined and under water table conditions. Drawdown created by pumping should not be significant and interference is not expected to be a concern.

3. There could be a slight impact upon Lake Madison and Round Lake. Probably the major concern would be during drought years when the lakes were already low. The volume of water appropriated by this application (up to 180 acre feet/year) could amount to about 0.8 inches from the surface of Lake Madison. But since this is a ground water diversion the entire magnitude of effect would not be reflected in the lake level.

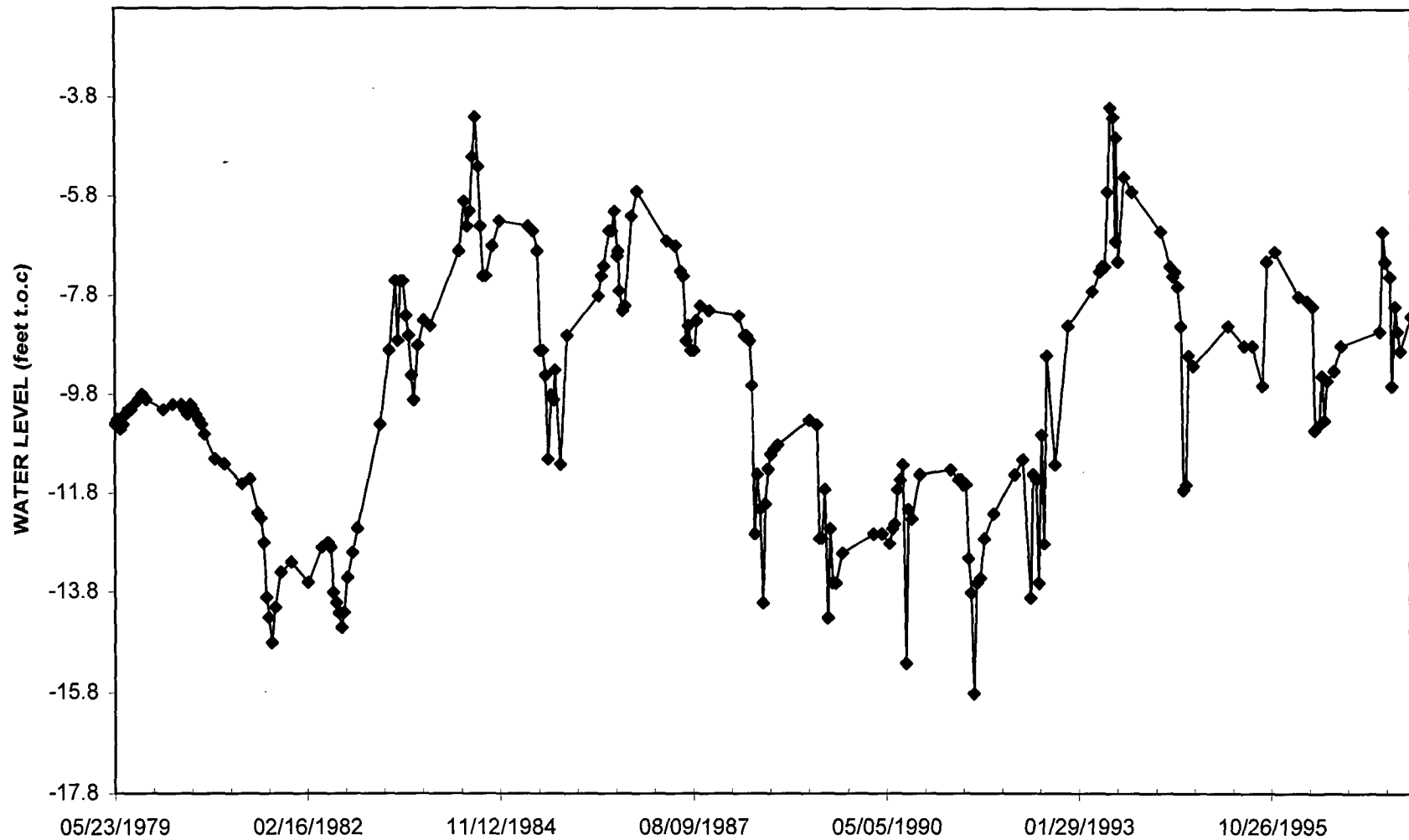

James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

Hansen, D.S., 1986, Water Resources of Lake and Moody Counties, South Dakota, WRI 84-4209, USGS, Huron, SD, 57350.

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

WATER RIGHTS' OBSERVATION WELL
LK-79A



**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6055-3, Lakes Golf Course**

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. 6055-3, Lakes Golf Course, c/o Mark Peltier, RR 1, Box 79A, Wentworth, SD 57075.

The Chief Engineer is recommending APPROVAL of Application No. 6055-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) it is in the public interest with the following qualifications:

1. The wells 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 wells authorized by Permit No. 6055-3 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. 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
May 1, 1998



**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.

May 6, 1998

Lakes Golf Course
%Mark Peltier
RR 1, Box 79A
Wentworth, SD 57075

Dear Mr. Peltier:

Water Permit Application No. 6055-3 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 Daily Leader printed at Madison, SD (Ph # (605) 256-4555). 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

May 6, 1998

Daily Leader
P.O. Box 348
Madison, SD 57042-0348

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 6055-3 to Appropriate Water to be published twice. Please publish the first notice on May 14, 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 Lakes Golf Course, %Mark Peltier, RR 1, Box 79A, Wentworth, SD 57075 (Ph # (605) 256-3934).

Please send the Water Rights Program the first publication immediately. The publication is checked for accuracy so any corrections can be made in the second publication. You may use the form below or fax a copy of the first publication. Any fax should be sent to the attention of Karen Schlaak at (605) 773-4068. Publication errors can invalidate the public notice.

After the second publication, **please send us an affidavit or use the enclosed Proof of Publication form.** The applicant pays the cost of publication, but the Water Rights Program records require an affidavit or Proof of Publication. Delays in receiving the affidavit can be costly to the applicant.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

No. 6055-3

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

Date _____

We are in receipt of your letter of May 6, 1998, enclosing Notice of Hearing to Appropriate Water by Application No. 6055-3 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 May 14, 1998, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6055-3 to Appropriate Water

Notice is given that Lakes Golf Course, c/o Mark Peltier, RR 1 Box 79A, Wentworth SD 57075 has filed an application for a water permit to appropriate 1.1 cubic feet of water per second (500 gallons per minute) from up to two wells (Big Sioux Northern Skunk Creek) approximately 35 feet deep located in the NW 1/4 SW 1/4 Section 32 to irrigate 90 acres located in the W 1/2 SE 1/4, N 1/2 SW 1/4 Section 32; all in T106N-R51W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6055-3 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 June 1, 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.

Form 8



PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) SS
County of Lake)

I, Deanna D Bergheim

certify that the attached printed Notice was taken
from the Madison Daily Leader

printed and published in City of Madison

County of Lake and

state of South Dakota. The notice was published

in the newspaper on the following two dates:

Thursday 14th May 98

Thursday 21st May 98

Cost of Printing _____

Deanna Bergheim
(Signature)

Secretary

(Title)

May 23, 98

(Date Signed)

Thursday, May 14 & 21

NOTICE OF APPLICATION NO. 6055-3 TO APPROPRIATE WATER

Notice is given that Lakes Golf Course, c/o Mark Peltier, RR 1 Box 79A, Wentworth, SD 57075 has filed an application for a water permit to appropriate 1.1 cubic feet of water per second (500 gallons per minute) from up to two wells (Big Sioux Northern Skunk Creek) approximately 35 feet deep located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32 to irrigate 90 acres located in the W $\frac{1}{2}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 32; all in T106-N-R51W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6055-3 because 1) ~~unappropriated water is available~~, 2) ~~existing rights will not be unlawfully~~

~~impaired~~, 3) it is a ~~beneficial~~ use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

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NETTIE H. MYERS
Secretary, Department of
Environment and Natural Resources



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 13, 1997

Mark Peltier
Peltier Properties, Inc.
14754 Endicott Way
Apple Valley, MN 55124

Dear Mr. Peltier:

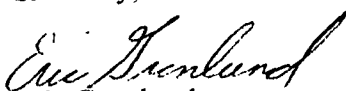
I am writing in response to your inquiry on ground water availability for irrigation of a golf course in Lake County. I believe the ground water source in the proposed location is the Northern Skunk Creek Management Unit of the Big Sioux Aquifer. I am enclosing the following for your information.

1. Excerpt from the USGS publication "Water Resources of Lake and Moody Counties" (Water Resources Investigations Report 84-4209) relating to the North Skunk Creek Aquifer.
2. A driller's log and water analysis from an observation well located one mile south of proposed golf course location.
3. A staff report on a fairly recent application from the Northern Skunk Creek Aquifer. This provides information on aquifer characteristics and water availability.
4. A water right permit application form and instruction sheet.

Until a complete water right permit application is submitted and reviewed I can not give you a definitive answer on our recommendation; however, it appears that there is a reasonable probability that unappropriated water is available for the project.

I hope this information is helpful. Please do not hesitate to contact me if you have any questions.

Sincerely,


Eric Gronlund
Water Rights Program
(605) 773-3352

enclosure

The Lakes Golf Course

RR 1, Box 79A
Wentworth, SD 57075

Phone 605-256-3934
Fax 605-256-3934



November 7, 1997

Mr. Eric Gronlund
Water Rights Program
Joe Foss Building
523 E. Capitol
Pierre, SD 57501-3181

Dear Mr. Gronlund:

Eric, per our conversation today, please find the enclosed maps that show the area we propose to put our golf course on Round Lake, east of Lake Madison. Please advise us if there would be ground water available to irrigate the course. I have also enclosed a map that shows a pivot irrigation system one mile south of our proposed sight.

Thank you in advance for your help. I can be reached at 612-460-200 if you any questions. I will call you next week also. Good luck hunting.

Yours truly,

Mark Peltier



South Dakota State University

December 24, 1997

Lakes Golf Course-Richard Bothwell
RR 1 Box 79A
Wentworth, SD 57075

Dear Mr. Bothwell:

Enclosed is a copy of the analysis of your water sample which you submitted to us for testing. We have identified the source of your water as taken from a Well at a depth of 34 ft near the Northwest corner of Round Lake. We have assigned it lab number 97-0192.

Your water, as represented by this sample, is classified as a high salinity, low sodium hazard for irrigation usage. The electrical conductivity (EC) of this water is 1300 micromhos/cm. The main ions in this water are: calcium (Ca) and sulfate (SO₄).

I have plotted your approximate water quality in red on the outside back cover of the enclosed pamphlet (AES 13). The range in the sodium hazard, from 1.09 to 2.68, is dependent upon the leaching fraction that may result if irrigation water is applied. The higher sodium hazard is associated with no leaching, and the lower sodium hazard is associated with normal leaching fractions (0.03-0.05). The leaching fraction is defined as the amount of water lost below the root zone annually, divided by the total amount received into the soil profile.

This water can be used for irrigation purposes for most normal soils which have adequate internal drainage. This means that if the water table is greater than 10 feet below ground surface the majority of the year and there are no tight impermeable layers within the root zone which may create a perched water table, the salts (ions) that do exist in the water will be able to be leached downward below the root zone where they do little or no harm to growing crops. The probability for soil salinization from this water is low when used on soils with good subsurface drainage. The boron level 0.09 ppm for this water poses a low toxicity level for most normal crops in this area. I have enclosed a sheet that tells the boron toxicity levels for major crops.

I am forwarding a copy of this letter and water analysis to the Division of Water Rights in Pierre for their information and/or action. If you have further questions regarding this water analysis, please do not hesitate to call or write.

Sincerely,

John H. Bischoff, Assistant Professor
Water Resources Institute

Enclosures

cc: Division of Water Rights



Water Resources Research Institute
Water Quality Laboratory
Water Pesticide Laboratory

Box 2120, Ag. Engineering 211
SDSU
Brookings, SD 57007
Phone: 605-688-4910
FAX: 605 688 4917
E mail: WRISDSU@MG.SDSTATE.EDU

The Lakes Golf Club

RR 1, Box 79A
Wentworth, SD 57075

Phone 605-256-3934
Fax 605-256-3934

February 19, 1998



Mr. Eric Gronlund
Water Rights Program
Joe Foss Building
523 E. Capitol
Pierre, SD 57501-3181

Dear Mr. Gronlund:

Please find enclosed the application and filing fees for irrigating the proposed golf course in Lake County. These permits were filled out by Jim Lacey of Lacey Well Drilling, Dell Rapids, SD. If there are any questions, please give me a call at 612-460-2000.

Thank you in advance for your assistance.

Yours truly,

A handwritten signature in cursive script, appearing to read "Mark Peltier".

Mark Peltier

MP:pe

Enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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



February 23, 1998

Mark Peltier
Lakes Golf Club
RR 1, Box 79A
Wentworth SD 57075

Dear Mr. Peltier:

Thank you for submitting your *Application for a Permit to Appropriate Water for Irrigation*. The application was retyped so Form 2 and Form 2A would be on individual sheets. Please check the application over for accuracy, make any necessary changes and have the forms signed and notarized. In order to complete the application, the following is also required.

The aerial photo map is being returned. The map must be signed by one of the following: Registered Land Surveyor, Registered Professional Engineer or by any other government employee who normally prepares maps as a part of his assigned duties (i.e. local NRCS office).

A well log or driller's test log signed by a South Dakota Licensed well driller should accompany the application. I am assuming Jim Lacey drilled the test hole, but the test hole log was not with the information submitted.

Enclosed is the check for \$250.00. The filing fee for this application, based on the 90 acres to be irrigated, is \$225.00.

Upon receipt of the above, further processing of the application will continue. If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUN 11 1998

Lakes Golf Course
%Mark Peltier
RR 1, Box 79A
Wentworth, SD 57075

Dear Mr. Peltier:

Enclosed is Water Permit No. 6055-3 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.

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

19 415680

Pierre, March 12, 19 98

RECEIVED OF Lake's Golf Course, RR 1, Box 79A, Wentworth, SD 57075
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>6055-3</u> to Appropriate Water, to construct and to put water to beneficial use _____	225	00
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

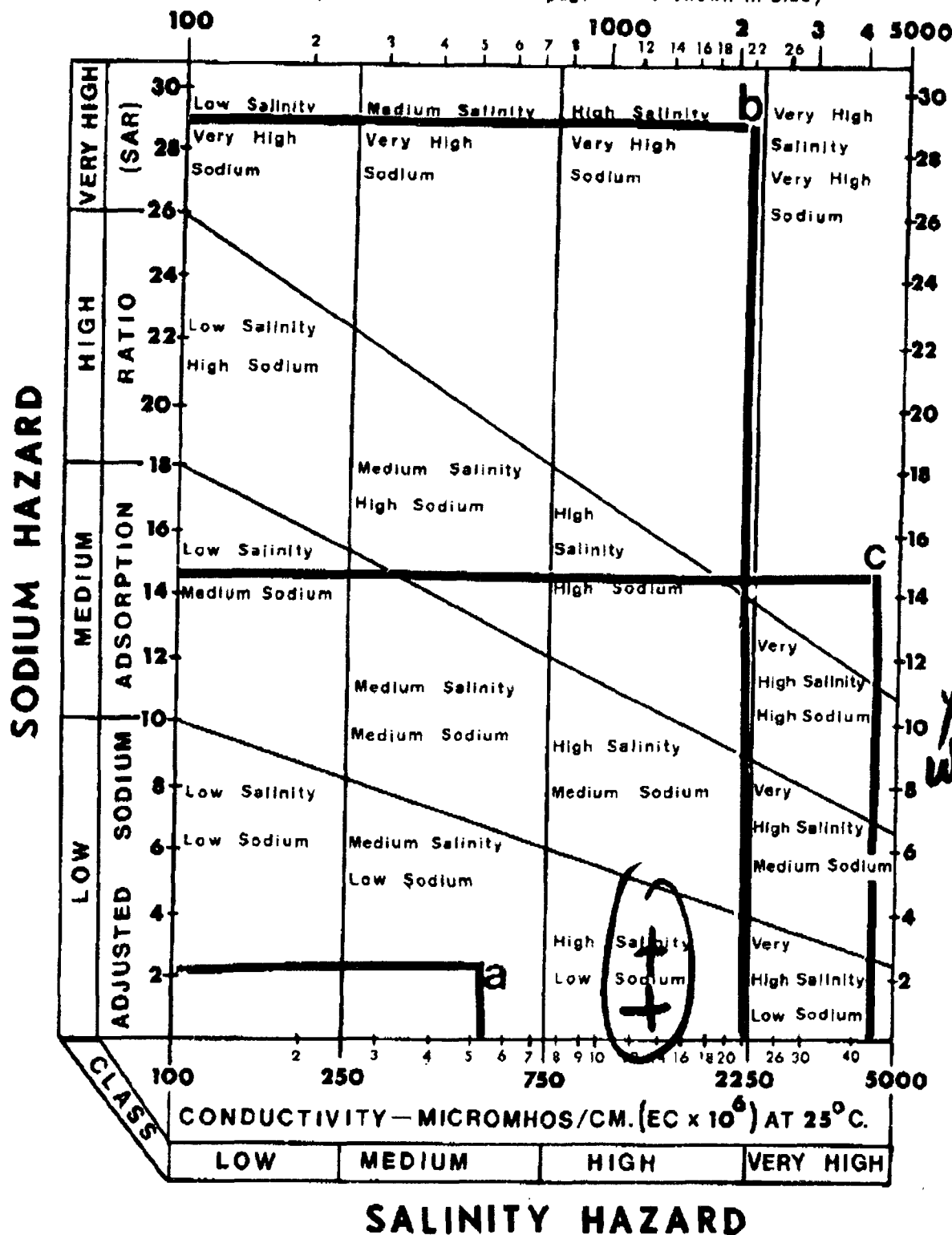
(Any Other Work Provided by Law)	Total	225 00

By _____
Chief Engineer

John Hatch 

Figure 1. Classification of Irrigation Waters*

(Note: Examples from Table 1 on page 4 are shown in blue)



Electrical Conductivity
Adjusted Sodium Adsorption Ratio

a	529	b	2200	c	4252
a	2.6	b	29.3	c	14.4

*Adapted From Agricultural Handbook 60, USDA



B

REPORT OF WATER ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, SD 57007

12/24/1997
Lake

Bill To: Lakes Golf Course-R.Bothw
RR 1 Box 79A
Wentworth, SD 57075
cc: Lacey Well Drilling
RR 1 Box 24
Dell Rapids, SD 57022

Date Rec'd 12/16/1997
Lab Sample No 97-0192
Source Well
Depth 34
Legal ID:

Calcium (Ca)	118 ppm	5.90 me/l
Magnesium (Mg)	87 ppm	7.15 me/l
Sodium (Na)	64 ppm	2.78 me/l
Potassium (K)	20 ppm	0.51 me/l
Sulfate (SO ₄)	564 ppm	11.74 me/l
Nitrate as N (NO ₃)	0.005 ppm	me/l
Organic Nitrogen as N	ppm	
Ammonia Nitrogen as N	ppm	
Nitrite as N (NO ₂)	ppm	
Ortho Phosphorus	ppm	
Total Phosphorus	ppm	
Chloride (Cl)	23 ppm	0.65 me/l
Bicarbonate (HCO ₃)	251 ppm	4.12 me/l
Carbonate (CO ₃)	0 ppm	me/l
Iron (Fe)	ppm	me/l
Fluoride (F)	ppm	me/l
Manganese (Mn)	ppm	
Boron (B)	0.09 ppm	
Hardness (EDTA as CaCO ₃)	653 ppm	38.16 gpg
Total Solids	ppm	
Total Cations		16.34 me/l
Total Anions		16.51 me/l
Alkalinity (Methyl Orange)	206 ppm(as CaCO ₃)	
Alkalinity (Phenolphthalein)	0 ppm(as CaCO ₃)	
Electrical Conductivity	1321 micromhos per cm at 25°C	
Sodium Adsorption Ratio (SAR)	1.09 Adjusted SAR	2.68
Sodium	17.01 % of Cations	
Residual Sodium Carbonate	0.00 me/l	
pH	7.43	

gpg = grains per gallon
me/l = milliequivalents per liter

ppm = parts per million

COMMENTS:

Analysis By: Shirley Mittan

Service Performed:	Analysis Cost:	70.00	Amount Received:	.00
Irrigation Analysis	Sales Tax:	2.80	AMOUNT DUE:	72.80
	Total Cost:	72.80		

Make checks payable to: SDSU Water Quality Lab
Please write lab number on your check!
Lab Sample No. 97-0192



3
In Water Since 1946
LACEY WELL DRILLING
RR 1 Box 24
Dell Rapids, South Dakota 57022
Telephone (605) 428-5979

Wells
Dewatering Work
Test Drilling

Pumps
Water Specialists
Irrigation Supplies

12-12-97

T.H. For Richard Bothwell
(LAKES G.C.) R1 Box 79A, Wentworth,
S.D. 57075 located in NE4 of NW4
of SW4 32 106-51 Lake Co S.D.

Log of Test Hole
0-3 Sandy topsoil S.W.L. 5'0"
3-34 Gray sand & gravel - pumped sample

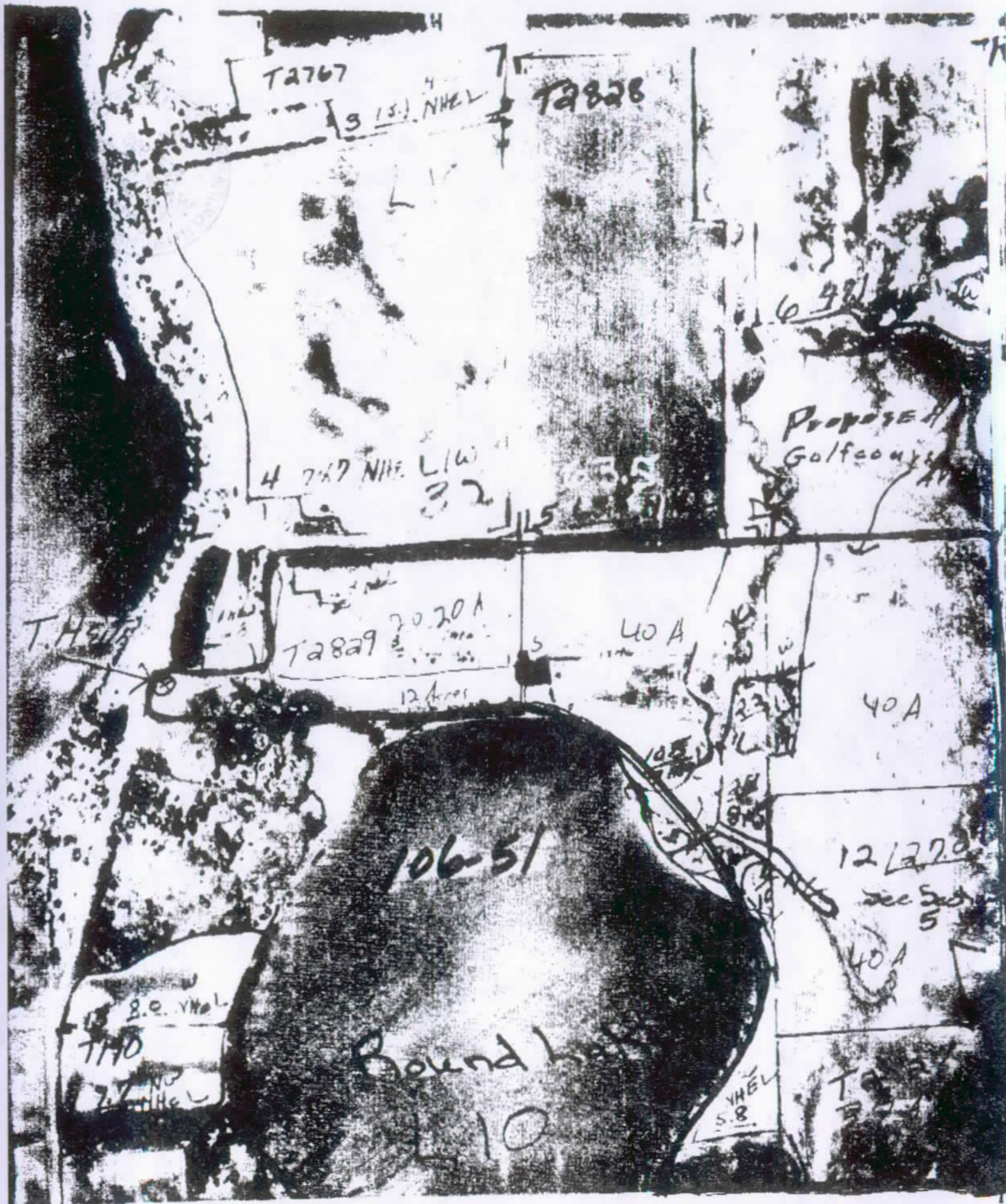
Jim Lacey
S.D. Lic. 111

The water sample has been sent to
W.Q.L. at Brookings, S.D.

4 MAP NOT TO SCALE



THIS IS NOT AN OFFICIAL WETLAND MAP.



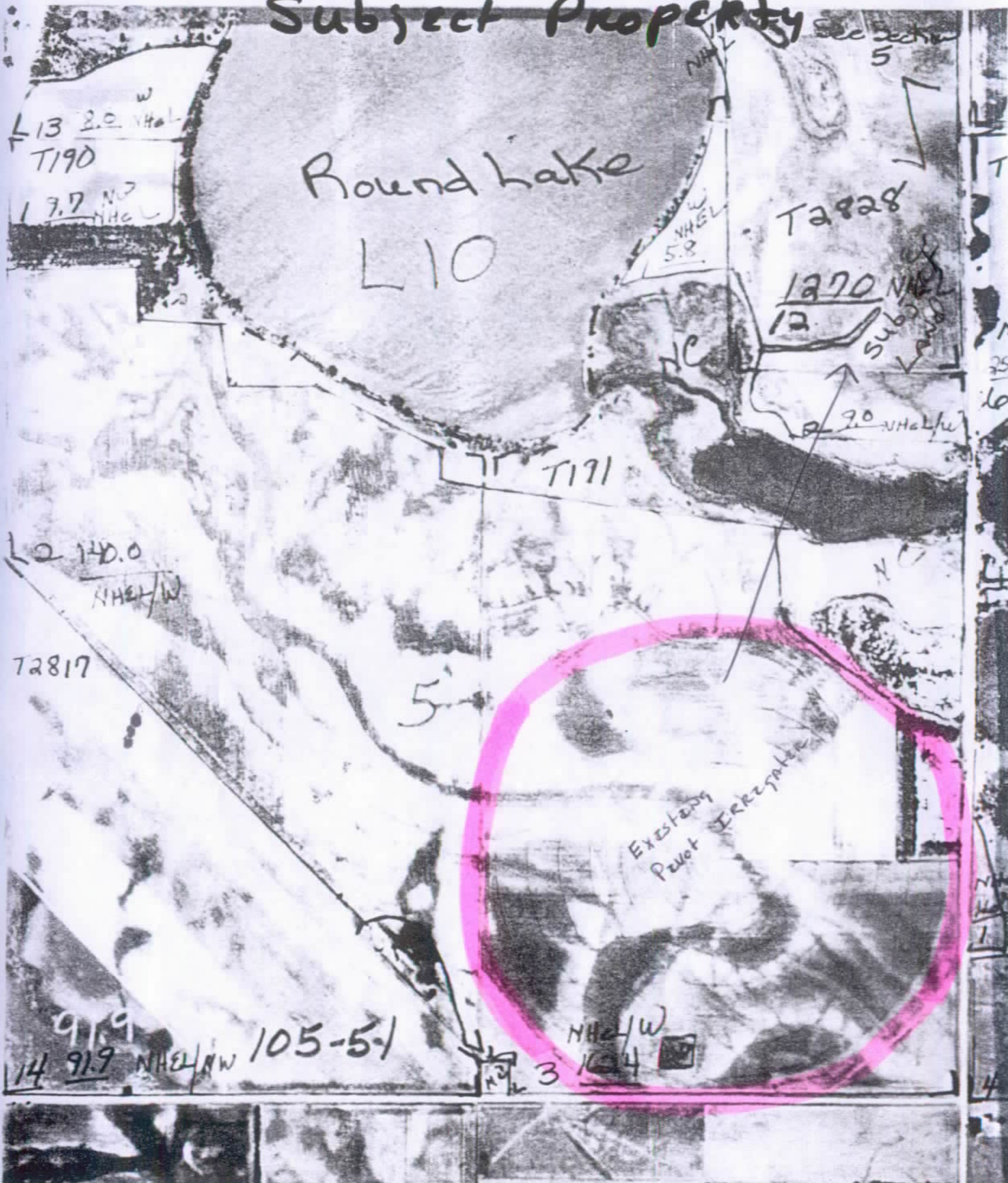
MAP NOT TO SCALE
THIS IS NOT AN OFFICIAL WETLAND MAP.

Subject Property,

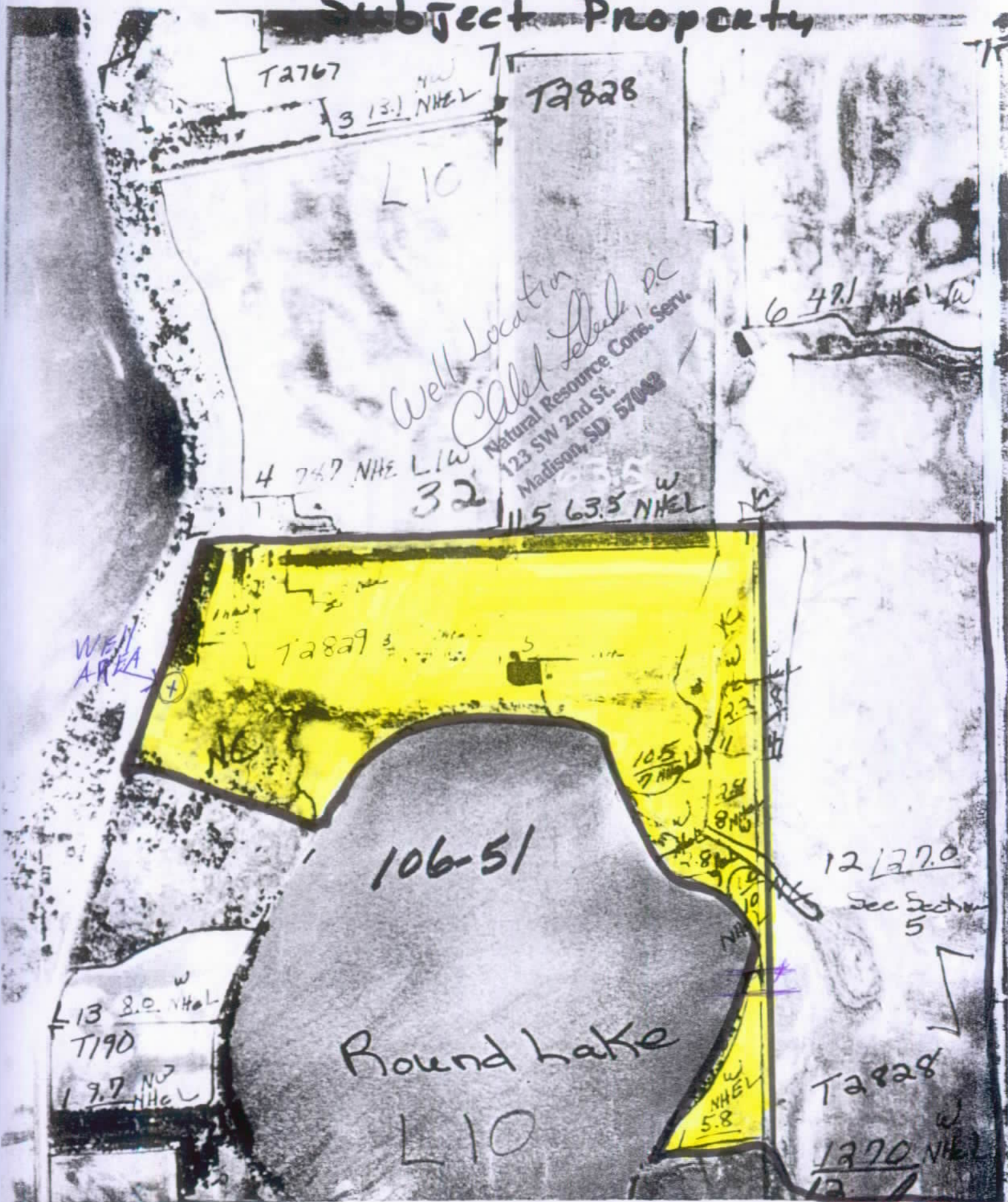


MAP NOT TO SCALE
THIS IS NOT AN OFFICIAL WETLAND MAP.

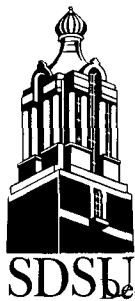
Subject Property



Subject Property,



6055-3



South Dakota State University



6055-3

Water Resources Research Institute
Water Quality Laboratory
Water Pesticide Laboratory

Box 2120, Ag. Engineering 211
SDSU
Brookings, SD 57007
Phone: 605-688-4910
FAX: 605-688-4917
E mail: WRISDSU@MG.SDSTATE.EDU

December 24, 1997

Lakes Golf Course-Richard Bothwell
RR 1 Box 79A
Wentworth, SD 57075

Dear Mr. Bothwell:

Enclosed is a copy of the analysis of your water sample which you submitted to us for testing. We have identified the source of your water as taken from a Well at a depth of 34 ft near the Northwest corner of Round Lake. We have assigned it lab number 97-0192.

Your water, as represented by this sample, is classified as a high salinity, low sodium hazard for irrigation usage. The electrical conductivity (EC) of this water is 1300 micromhos/cm. The main ions in this water are: calcium (Ca) and sulfate (SO₄).

I have plotted your approximate water quality in red on the outside back cover of the enclosed pamphlet (AES 13). The range in the sodium hazard, from 1.09 to 2.68, is dependent upon the leaching fraction that may result if irrigation water is applied. The higher sodium hazard is associated with no leaching, and the lower sodium hazard is associated with normal leaching fractions (0.03-0.05). The leaching fraction is defined as the amount of water lost below the root zone annually, divided by the total amount received into the soil profile.

This water can be used for irrigation purposes for most normal soils which have adequate internal drainage. This means that if the water table is greater than 10 feet below ground surface the majority of the year and there are no tight impermeable layers within the root zone which may create a perched water table, the salts (ions) that do exist in the water will be able to be leached downward below the root zone where they do little or no harm to growing crops. The probability for soil salinization from this water is low when used on soils with good subsurface drainage. The boron level 0.09 ppm for this water poses a low toxicity level for most normal crops in this area. I have enclosed a sheet that tells the boron toxicity levels for major crops.

I am forwarding a copy of this letter and water analysis to the Division of Water Rights in Pierre for their information and/or action. If you have further questions regarding this water analysis, please do not hesitate to call or write.

Sincerely,

By ns
John H. Bischoff, Assistant Professor
Water Resources Institute

Enclosures

cc: Division of Water Rights

12/24/1997
Lake

Date Rec'd 12/16/1997
Lab Sample No 97-0192
Source Well
Depth 34
Legal ID:

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Organic Nitrogen as N	ppm	
Ammonia Nitrogen as N	ppm	
Nitrite as N (NO ₂)	ppm	
Ortho Phosphorus	ppm	
Total Phosphorus	ppm	
Chloride (Cl)	23 ppm	0.65 me/l
Bicarbonate (HCO ₃)	251 ppm	4.12 me/l
Carbonate (CO ₃)	0 ppm	me/l
Iron (Fe)	ppm	me/l
Fluoride (F)	ppm	me/l
Manganese (Mn)	ppm	
Boron (B)	0.09 ppm	
Hardness (EDTA as CaCO ₃)	653 ppm	38.16 gpg
Total Solids	ppm	
Total Cations		16.34 me/l
Total Anions		16.51 me/l
Alkalinity (Methyl Orange)	206 ppm(as CaCO ₃)	
Alkalinity (Phenolphthalein)	0 ppm(as CaCO ₃)	
Electrical Conductivity	1321 micromhos per cm at 25°C	
Sodium Adsorption Ratio (SAR)	1.09 Adjusted SAR	2.68
Sodium	17.01 % of Cations	
Residual Sodium Carbonate	0.00 me/l	
pH	7.43	

gpg = grains per gallon
me/l = milliequivalents per liter

ppm = parts per million

COMMENTS:

Analysis By: Shirley Mittan

Service Performed:	Analysis Cost:	70.00	Amount Received:	.00
Irrigation Analysis	Sales Tax:	2.80	AMOUNT DUE:	72.80
	Total Cost:	72.80		

Make checks payable to: SDSU Water Quality Lab
Please write lab number on your check!
Lab Sample No. 97-0192





6055-3
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 18, 2008

NOTICE

TO: THE LAKES GOLF COURSE, MIKE SOLUM, 19 GOLF DRIVE, WENTWORTH, SD 57075
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2007 Irrigation Questionnaire(s)

Our records indicate that the 2007 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 6055-3. The request for the Questionnaire was dated October 19, 2007. The Water Management Board has directed that owners of water permits who have not submitted the 2007 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) 6055-3 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 11, 2008** 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) 6055-3 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 3, 2008**, 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V6-IQ.pdf>

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.



6055-3

Track & Confirm

Track & Confirm

Search Results

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No FEAR Act EEO Data

FOIA

Seal of the United States Postal Service

United States Postal Service

SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 3158	
THE LAKES GOLF COURSE MIKE SOLUM 19 GOLF DRIVE WENTWORTH SD 57075	
Waiver of Signature ☐ YES ☐ NO	
Postmark Here	
POSTAL CUSTOMER: Keep this receipt. For Inquiries: Access internet web site at www.usps.com or call 1-800-222-1811	
☐ Priority Mail™ Service ☐ First-Class Mail® parcel ☐ Package Services parcel	



**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, 2008

6055-3

Russ May
Lakes Golf Course
19 Golf Dr
Wentworth SD 57075

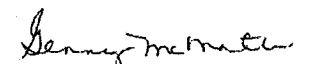
Dear Mr. May:

I am writing to acknowledge receipt of your 2007 irrigation questionnaire. You may disregard the January 18, 2008, "Notice" concerning reporting requirements for Water Permit No. 6055-3.

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

Permit No. 6055-3
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, July 10, 2007, made a thorough examination of the water use system constructed by Lakes Golf Course of 19 Golf Dr., Wentworth, SD 57075 holder of Permit No. 6055-3, bearing the priority of February 23, 1998 authorizing the diversion of 1.1 cu. ft. per of the waters of the Big Sioux Northern Skunk Creek Aquifer for Irrigation purposes, in Lake County.

Inspection contact & relationship **Russ May (Manager, 605-530-0165)**
to permit holder, if applicable:

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Lacey Well Drilling
- 2) No. of Wells 1
- 3) Depth(s) 35 feet
- 4) Well log is available Y
- 5) Comment:

Casing:

- 1) Diameter 12 inches
- 2) Length 25 feet
- 3) Type Steel

Screen:

- 1) Type Stainless Steel
- 2) Length 10 feet
- 3) Static water level 8 feet

Pumps:

- 1) Make (2) Grundfos Submersible
- 2) Models 3705-400-60S, 40S50-12
- 3) Size 40 hp, 5 hp
- 4) Capacity 370 gpm, 40 gpm

Chemigation Equipment:

- 1) Does chemigate N

B. 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(s) of diversion located as follows:

Approximately 1845 feet north and 700 east of the SW corner of Section 32-T106N-R51W

(N 43.94017, W -96.98656) (NW ¼ SW ¼)

The works are capable of diverting and conveying to the place of use 0.91 cu. ft. per second of water which is to be used for Irrigation of the Golf Course. Water has been put to beneficial use to the maximum extent as follows:

Section 32-T106N-R51W

NW ¼ SW ¼ - 8.5 acres

NE ¼ SW ¼ - 10 acres

NW ¼ SE ¼ - 14 acres

NE ¼ SE ¼ - 1.5 acres

SW ¼ SE ¼ - 4 acres

comprising a total of 38 acres of land and the license should be issued for 0.54* cfs.

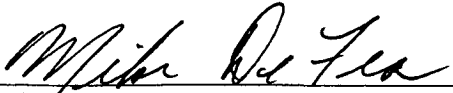
All structures, wells and lands on map Y

Comments or other permit(s) associated with the project:

Application No. 6055-3 originally applied for 1.10 cfs for irrigation of 90 acres of a golf course. At the time of the licensing inspection, the golf course had been constructed, but also included a housing development constructed within the golf course. Using GIS with 2006 aerial photography, the actual irrigated acres for the golf course was 38 acres.

*Pump information obtained by the inspection indicated the pumps are capable of producing 0.91 cfs (410 gpm) which is more than the 1 cfs per 70 acre restriction established by South Dakota Codified Law 46-5-6.

Based upon the 1 cfs per 70 acre restriction, the license should be issued for 0.54 cfs for irrigation of the 38 acres at the golf course.

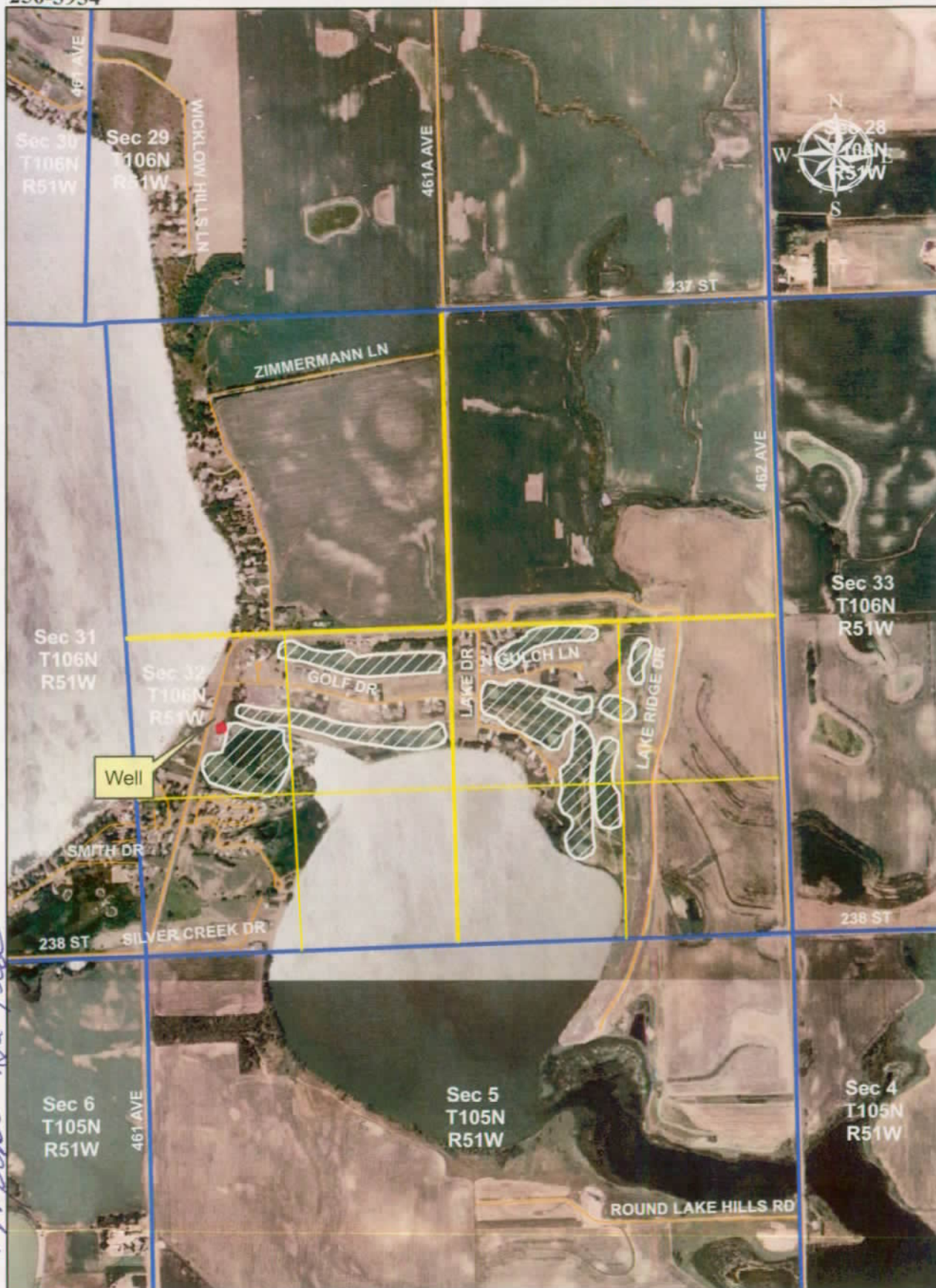

Mike DeFea

Natural Resources Project Engineer
DENR, Water Rights Program

Date report completed: March 12, 2008

Lakes Golf Course
19 Golf Dr
Wentworth, SD 57075
256-3934

Water Permit No. 6055-3



Mike DeFea

Mike DeFea
Natural Resources Engineer
DENR, Water Rights Program
March 12, 2008



0 550 1,100 2,200 3,300 Feet



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 1, 2008

6055-3

Russ May, Mgr
Lakes Golf Course
19 Golf Dr
Wentworth SD 57075

Dear Mr. May:

On July 10, 2007 the investigation of the water use system, including the extent of application of water to beneficial use, as developed under Water Permit No. 6055-3, was completed by Mike DeFea, a staff engineer with our program. The final water right document, the water license, can now be issued for the golf course.

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

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

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

Sincerely,

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 4/10, 20 08

RECEIVED OF The Lakes Golf Course 19 Golf Dr Wentworth SD 57075

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	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>6055-3</u>		
Fee for Filing Transfer Form _____		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No.

03615

By

Debra Erbe
Chief Engineer

91



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

MAY 07 2008

6055-3

Russ May, Mgr
Lakes Golf Course
19 Golf Dr
Wentworth SD 57075

Dear Mr. May:

Enclosed is Water License No. 6055-3 and Receipt No. 03615 in the amount of \$50.00 which was paid for the investigation and issuance of the Water License. Also included is a map prepared by the staff engineer who conducted the field investigation. The water license is the final document completing the process of obtaining a Water Right.

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. 6055-3, 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

NOTE: The investigation found the system capable of diverting 0.91 cubic feet of water per second (cfs) which is equivalent to approximately 410 gallons per minute. The statutory limit for 38 acres is 0.54 cfs (equivalent to 210 gpm). Diversion of water under this water license is limited to 0.54 cfs.

**STATE OF SOUTH DAKOTA
WATER LICENSE NO. 6055-3**

(1) Lakes Golf Course, 19 Golf Drive, Wentworth SD 57075 made Application No. 6055-3, February 23, 1998 for a water permit to divert 1.10 cubic feet of water per second (500 gallons per minute) from ground water (two wells in the Big Sioux: Northern Skunk Creek Aquifer), Lake County, South Dakota for irrigation purposes. Permit No. 6055-3, with a priority date of February 23, 1998 was approved June 1, 1998 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before June 1, 2003 and for the application to beneficial use of said water on or before June 1, 2007.

(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 0.54 cubic feet of water per second (243 gallons per minute) for beneficial use. The location of the diversion point is approximately 1,845 feet N and 700 feet E of the SW corner of Section 32, T106N, R51W (NW ¼ SW ¼).

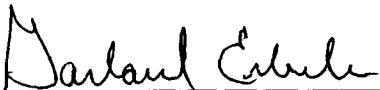
(3) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

Section 32, T106N, R51W	NW ¼ SW ¼	8.5 acres	NW ¼ SE ¼	14.0 acres
	NE ¼ SW ¼	10.0 acres	NE ¼ SE ¼	1.5 acres
			SW ¼ SE ¼	4.0 acres
Total: 38 acres				

(4) Pursuant to South Dakota Water Law 46-5-30.1 Lakes Golf Course, 19 Golf Dr, Wentworth SD 57075 the holder and/or owner of Water Right No. 6055-3 is issued a license to appropriate water, the right to use 0.54 cubic feet of water per second from ground water (one well - Big Sioux: Northern Skunk Creek Aquifer) with a priority date of February 23, 1998 from the location specified in (2) of this license for irrigation of the land described above.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 6055-3 and subject to the following qualifications:

- The well approved under No. 6055-3 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.
- The well authorized by No. 6055-3 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 (*well log on file with the Water Rights Program*).
- This Permit is approved subject to the irrigation water use questionnaire being submitted each year.



Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

MAY 07 2008

date





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2009

NOTICE

TO: THE LAKES GOLF COURSE, MIKE SOLUM, 19 GOLF DRIVE, WENTWORTH, SD 57075

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

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 6055-3. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 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) 6055-3 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 11, 2009** 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) 6055-3 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 6, 2009**, 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V7-IQ.pdf>

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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Label/Receipt Number: 2303 2160 0000 0802 7019
Status: **Delivered**

Your item was delivered at 11:15 AM on January 26, 2009 in
WENTWORTH, SD 57075. The item was signed for by M PELTIER.

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U.S. Postal Service™ Signature Confirmation™ Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 7019

THE LAKES GOLF COURSE
MIKE SOLUM
19 GOLF DRIVE
WENTWORTH SD 57075

Waiver of Signature ☐ YES ☐ NOPostmark
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(See Reverse)



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PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

March 12, 2009

NOTICE OF ONE YEAR SUSPENSION OF WATER RIGHT

TO: Mike Slocum, Lakes Golf Course, 19 Golf Drive, Wentworth SD 57075

FROM: Garland Erbele Chief Engineer
Water Rights Program *Garland Erbele*

SUBJECT: One Year Suspension of Water Right No. 6055-3

On March 11, 2009, the Water Management Board ordered:

That effective April 11, 2009, Water Right No. 6055-3 be suspended for the 2009 irrigation season for failure to submit the 2008 irrigation questionnaire.

If the 2008 irrigation questionnaire is received prior to April 11, 2009 the suspension will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2009 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2009 unless the irrigation questionnaire is submitted by April 11th.

After April 11th, you may petition the Water Management Board to rescind the suspension. You will need to submit the 2009 irrigation questionnaire and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May, 2009 in Pierre, SD. The letter should include your reasons for not completing the 2008 irrigation questionnaire. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

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

CERTIFICATION

I hereby certify that on March 12, 2009, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 12, 2009 regarding cancellation, suspension and amendments of Water Rights addressed as stated below:

Cancelled

Thomas Corrio, 33551 480th Ave., Jefferson SD 57038 5313-3

Gary R Larson, PO Box 337, Bison SD 57620 984-1

3 year suspension

Edward Patrick Henry, PO Box 11, White Clay NE 672-2

1 year suspension

Mike Slocum, Lakes Golf Course, 19 Golf Dr., Wentworth SD 57075 6055-3

Brad Kronz, McCook Country Club, PO Box 129, Salem SD 57058 5222-3 & 6874-3

Donald T & Katherine A Miller, 13217 Wilson Cemetery Rd., Newell SD 57760 1653-1

Duane Rogers, Administrator, 13575 383rd Ave., Aberdeen SD 57401 2943-3

Amendment to Water Right

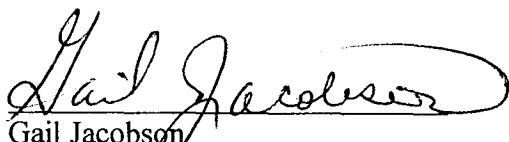
Steven Ching, 46577 188th St., Castlewood SD 57223 3224-3

Emily Stadheim Revocable Trust, 504 11th Ave N, Hettinger ND 58639 1055-1

Kent Wientjes, River Bottom Cattle Co., LLC, PO Box 96, Mobridge SD 57601 1012-1

Soderquist Family Ranch Limited Partnership, 17965 Baseline Rd., Wasta SD 57791 618-2

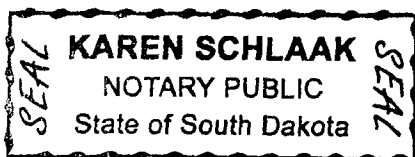
Fred Wientjes, PO Box 127, Mobridge SD 57601 1067-1


Gail Jacobson
Secretary
Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 13th day of March, 20 09.


Karen Schlaak
Notary Public
My Commission expires April 1, 2013





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 25, 2009

6055-3

Russ May
Lakes Golf Course
19 Golf Drive
Wentworth SD 57075

Dear Mr. May:

On March 11th, the Water Management Board ordered Water Right No. 6055-3 be suspended if the 2008 irrigation questionnaire was not received prior to April 11, 2009. The questionnaire information for your water right has been received.

Since the irrigation questionnaire is on file, no violation has occurred and no suspension will take place. You are hereby authorized to irrigate during the 2009 irrigation season.

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

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program



6055-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 2010

NOTICE

TO: THE LAKES GOLF COURSE, RUSS MAY, 19 GOLF DRIVE, WENTWORTH, SD 57075

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) 6055-3. 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) 6055-3 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) 6055-3 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.

6055-3

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- Out for Delivery or Available at PO Box, January 23, 2010, 8:27 am, WENTWORTH, SD 57075
- Sorting Complete, January 23, 2010, 7:57 am, WENTWORTH, SD 57075
- Arrival at Post Office, January 23, 2010, 7:31 am, WENTWORTH, SD 57075

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No FEAR Act EEO Data

FOIA

SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 9174

THE LAKES GOLF COURSE
RUSS MAY
19 GOLF DRIVE
WENTWORTH SD 57075

Waiver of Signature ☐ YES ☐ NO

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

March 2, 2010

6055-3

Russ May
The Lakes Golf Course
19 Golf Dr
Wentworth SD 57075

Dear Mr. May:

I am writing to acknowledge receipt of the information for your 2009 irrigation questionnaire. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right No. 6055-3.

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



6055-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2013

NOTICE

TO: THE LAKES GOLF COURSE, RUSS MAY, 19 GOLF DRIVE, WENTWORTH, SD 57075
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) 6055-3. 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) 6055-3 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) 6055-3 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 23, 2013

6055-3

Russ May
The Lakes Golf Course
19 Golf Drive
Wentworth SD 57075

Dear Mr. May:

I am writing to acknowledge receipt of your 2012 irrigation questionnaire.

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right No. 6055-3. 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



6055-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2015

NOTICE

TO: THE LAKES GOLF COURSE, RUSS MAY, 19 GOLF DRIVE, WENTWORTH, SD 57075

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) 6055-3. 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) 6055-3 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) 6055-3 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.

: The Lakes
: 19A Golf Drive
: Wentworth, SD 57042
: 605-483-~~3580~~ 1380

Fax Cover Sheet

To: Genny McMath Fax # 605-773-4068
From: Lakes Golf Course Pages (including cover) 4
Re: Irrigation Questionnaire
Attention:

SOrry this is so late !
we have had a change of
managers at our course.
Just Recieved Ceetified letter.
Hope this will work

Russ May
Lakes Golf
Course
.....



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

February 9, 2015

6055-3

Russ May
The Lakes Golf Course
19 Golf Drive
Wentworth SD 57075

Dear Mr. May:

I am writing to acknowledge receipt of the 2014 irrigation questionnaire for the golf course.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right No. 6055-3. 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



6055-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2018

NOTICE

TO: THE LAKES GOLF COURSE, RUSS MAY, 19 GOLF DRIVE, WENTWORTH, SD 57075
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) 6055-3. 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) 6055-3 qualification:

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

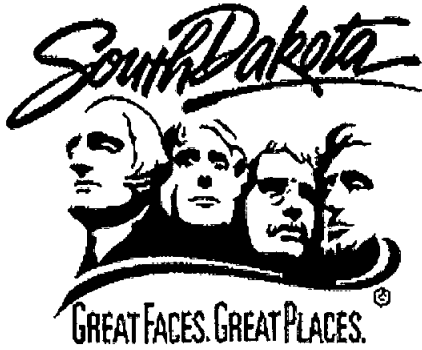
The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant 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) 6055-3 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
and NATURAL RESOURCES

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

February 9, 2018

6055-3

Russ May
Lakes Golf Course
19 Golf Drive
Wentworth SD 57075

Dear Mr. May:

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. 6055-3. 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



6055-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 25, 2019

NOTICE

TO: THE LAKES GOLF COURSE, RUSS MAY, 19 GOLF DRIVE, WENTWORTH, SD 57075
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2018 Irrigation Questionnaire(s)

Our records indicate your 2018 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 6055-3. The request for the Questionnaire was dated October 30, 2018. The Water Management Board has directed that owners of water permits who have not submitted the 2018 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) 6055-3 qualification:

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

The hearing will be held at **Wednesday, March 6, 2019 at 10:30 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) 6055-3 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 6, 2019** 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.

6055-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 2019

6055-3

Russ May
The Lakes Golf Course
19 Golf Drive
Wentworth SD 57075

Dear Mr. May:

I am writing to acknowledge receipt of your 2018 irrigation questionnaire.

You may disregard the January 25, 2019, "Notice" concerning reporting requirements for Water Right No. 6055-3. 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