

WATER PERMIT NO. 6108-3

Name of Applicant: Scott & Tammy Slepikas

Address: 20205 402nd Ave, Huron SD 57350

Phone: 605 352-7668

Amount of Water Claimed: 0.6 cfs Total Acres: 136

Source of Water Supply: groundwater (one well)

Water to be used for: irrigation County: Beadle

Type of Waste Disposal System: NA

Location: 5 miles north of Huron

PRIORITY Date Received: 10-20-1998 Fee: \$250

Corrected Application Received: Period of Annual Use: April 1- September 30

Remarks: Will be using the same well authorized by Water Right No. 2569-3

Diversion Point: NE ¼ NE ¼ Sec 5-T111N-R61W

Land to be Irrigated: NW 1/4

Sec 4-T111N-R61W

Depth of Well: 120 feet

Well Driller: Riverside Drilling Co.

Remarks:

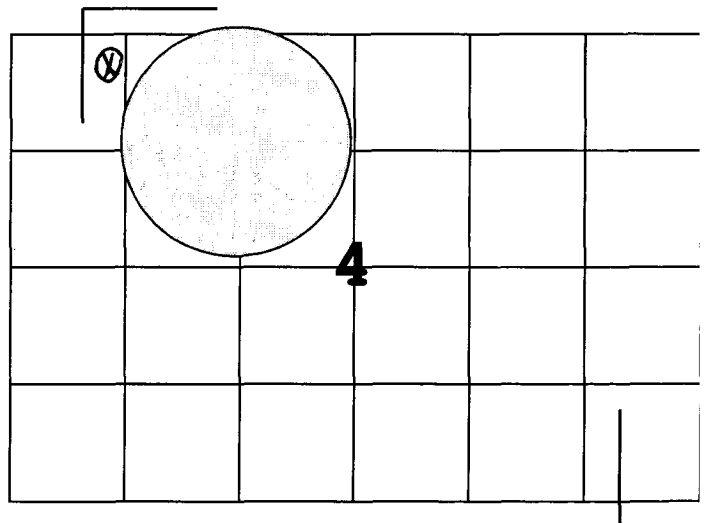
Type of Map: aerial

Prepared by: Shelley Moncur, FSA

Reviewed and the Number Assigned on: 10-20-1998

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____



SOUTH DAKOTA
WATER PERMIT NO. 6108-3 FOR IRRIGATION

Date of first receipt of application October 20, 1998.

The Water Management Board approved Water Permit Application No. 6108-3 on March 3, 1999 for Scott and Tammy Slepikas, 20205 402nd Ave, Huron SD 57350 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. 6108-3 appropriates 0.6 cubic feet of water per second (cfs) from one existing well (Tulare:Hitchcock Aquifer) 120 feet deep located in the NE ¼ NE ¼ Section 5 to irrigate 136 acres in the NW ¼ Section 4; all in T111N-R61W. Water Right No. 2569-3 authorizes 2.40 cfs from the well to irrigate 168 acres located in the NE ¼ Section 5-T111N-R61W and W ½ SW ¼ Section 33-T112N-R61W. Water Right No. 2569-3 and this permit, appropriate a total of 3.0 cfs from the existing wells for irrigation of 304 acres.
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 – September 30.
3. The date from which applicant may claim right is October 20, 1998.
4. One-fifth of the construction is to be completed on or before September 3, 2001.
5. All construction is to be completed on or before March 3, 2004.
6. Water is to be put to beneficial use on or before March 3, 2008.
7. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. Permit No. 6108-3 is approved as authorized by SDCL 46-1-14, for a 10 year period. The Water Management Board at the end of the 10 year period may: 1) continue the Permit for a second 10 year period, 2) approve as a permanent Permit, or 3) cancel the Permit because of unlawful impairment of prior rights or unlawful impairment of the supply of water in the Tulare-Hitchcock Aquifer in Beadle County following a public hearing before the Water Management Board.
2. 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.
3. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

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

MAR 12 1999
date





Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>6108-3</u>	(office use only) Hydrologic Unit <u>10160006</u>
	Basin <u>Danar River</u>	
	Newspaper <u>The Placeman, Huron, SD</u>	

Application For Permit To Appropriate Water For Irrigation

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

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

- Name of Applicant Scott & Tammy Slepikas Phone (605-) 352-7668
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address 20205 402nd Ave Huron State SD 57350
(Street, RR, or Box and City) (Zip Code)
- Amount of water claimed .6 *CFS or **GPM ***AF Total Acreage 136
(*Cubic Feet per Second) (**Gallons per Minute) (**Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply well
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) 600' S. and 100' W. of
the NE corner of Sec. 5, 111 N, R61 W, NE 1/4 NE 1/4
(see existing water license #2569-3) County Beadle
- County or counties where water will be used Beadle
- Annual period during which water is to be used Apr. 1 - Sept. 30
- List below each forty acre division, or lot, or fraction thereof and show number of acres to be irrigated in each.
(Attach sheet if more space is needed)

Land Description	Acres	Land Description	Acres
<u>111-61 NE 1/4 NW 1/4 Sec 4</u>	<u>34</u>		
<u>111-61 NW 1/4 NW 1/4 Sec 4</u>	<u>34</u>		
<u>111-61 SE 1/4 NW 1/4 Sec 4</u>	<u>34</u>		
<u>111-61 SW 1/4 NW 1/4 Sec 4</u>	<u>34</u>		

8. Give a description of the project. (Attach sheet if more space is needed) (see water license #2569-3)
Construction of an additional center pivot on the above 1/4 section.
Would like to request an additional .60 CFS so water can be applied
at a faster rate when crops need it most. Total amount of water applied
will not exceed historical inches applied.

STATE OF SOUTH DAKOTA)

County of Beadle SS

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

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

Applicant's signature Tammy Slepikas

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

Randy Richards
Notary Public signature

Supplemental Information

(type or print in ink)

Please refer to
water license
2569-3

1. Well Information - Proposed Construction

- a) Drill Hole Diameter _____ Depth _____
- b) Casing Type _____ Diameter _____ Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth to Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
On applicants property _____ On property owned by others _____

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) _____
- b) System Capacity (gallons) _____ 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 _____

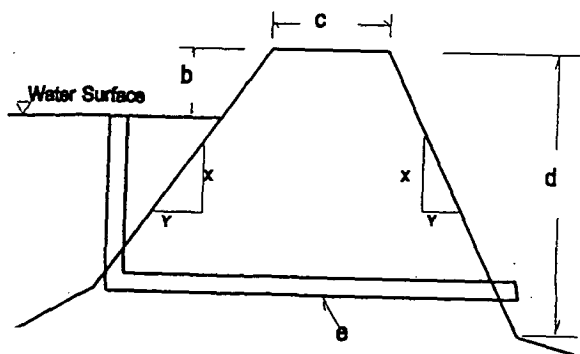
Upstream _____

Downstream _____

- h) Surface Area of Impoundment _____

- i) Storage _____ Acre Feet

- j) Drainage Area Above Dam _____ Acres



PH. 37-4287

[illegible]

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

№ 415898

Pierre, _____ October 20, 19 98

RECEIVED OF Scott or Tammy Slepikas, 20505 402nd Ave., Huron, SD 57350
the following amount in fees for services rendered as provided for by law:

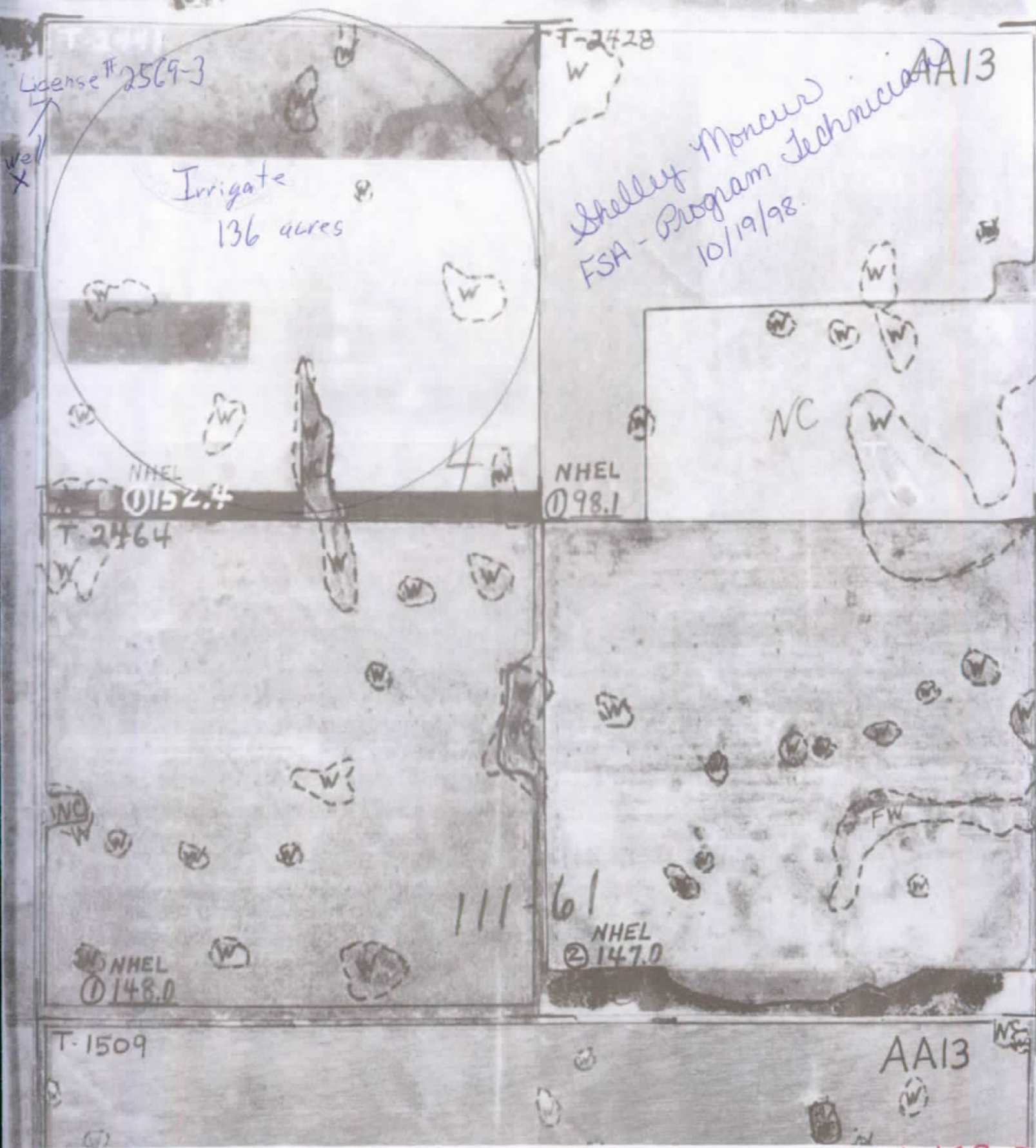
Fee for Application for Permit No. <u>6108-3</u> to Appropriate Water, to construct and to put water to beneficial use _____	250	00
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	300 00

By _____
Chief Engineer

Joe Hatch

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





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 25, 1998

Scott Slepikas
20205 402nd Ave
Huron, SD 57350

Dear Mr. Slepikas:

I am writing regarding your inquiry about water right permitting issues from the Hitchcock Management Unit of the Tulare Aquifer. We discussed the possibility of obtaining a water permit to irrigate additional acres if you acquire new acreage. Your plan is to irrigate additional lands from the well authorized by Water Right No. 2569-3 without increasing the authorized diversion rate. The irrigation of additional acres does constitute a new appropriation of water because a greater volume of water will be drawn from the aquifer.

In 1992, Craig and Buell Slepikas submitted an application from the Tulare:Hitchcock aquifer. They originally applied for an increase in diversion rate, an additional diversion and to irrigate 13 additional acres. I believe their intent was to set up the system so that both pivots could operate simultaneously. Upon reviewing the application our initial response was to deny the application. The concern at the time was the water level declines of the aquifer in Beadle County. They amended their application to remove the additional acreage and the application was approved with qualifications including a ten year term limitation. This permit also limited pumping to the historical annual volume of water applied to the crops. I am enclosing a copy of the staff report and recommendation that were prepared on this application back in 1992.

Since that time we have been in a wet cycle. Withdrawals due to irrigation pumping in the years 1993 through 1995 declined due to sufficient moisture from precipitation. Decreased pumping and normal recharge to the aquifer has allowed the aquifer's water level to rebound in Beadle County. I am enclosing a copy of hydrographs from nearby observation wells.

Any new application from this aquifer will need to be closely reviewed by staff. Based on the most recent observation well information it may be possible to issue a new permit in this area. However, you need to be fully aware any new permit is junior to prior rights and as such may be subject to shut off if annual pumping exceeds recharge and severe aquifer declines occur.

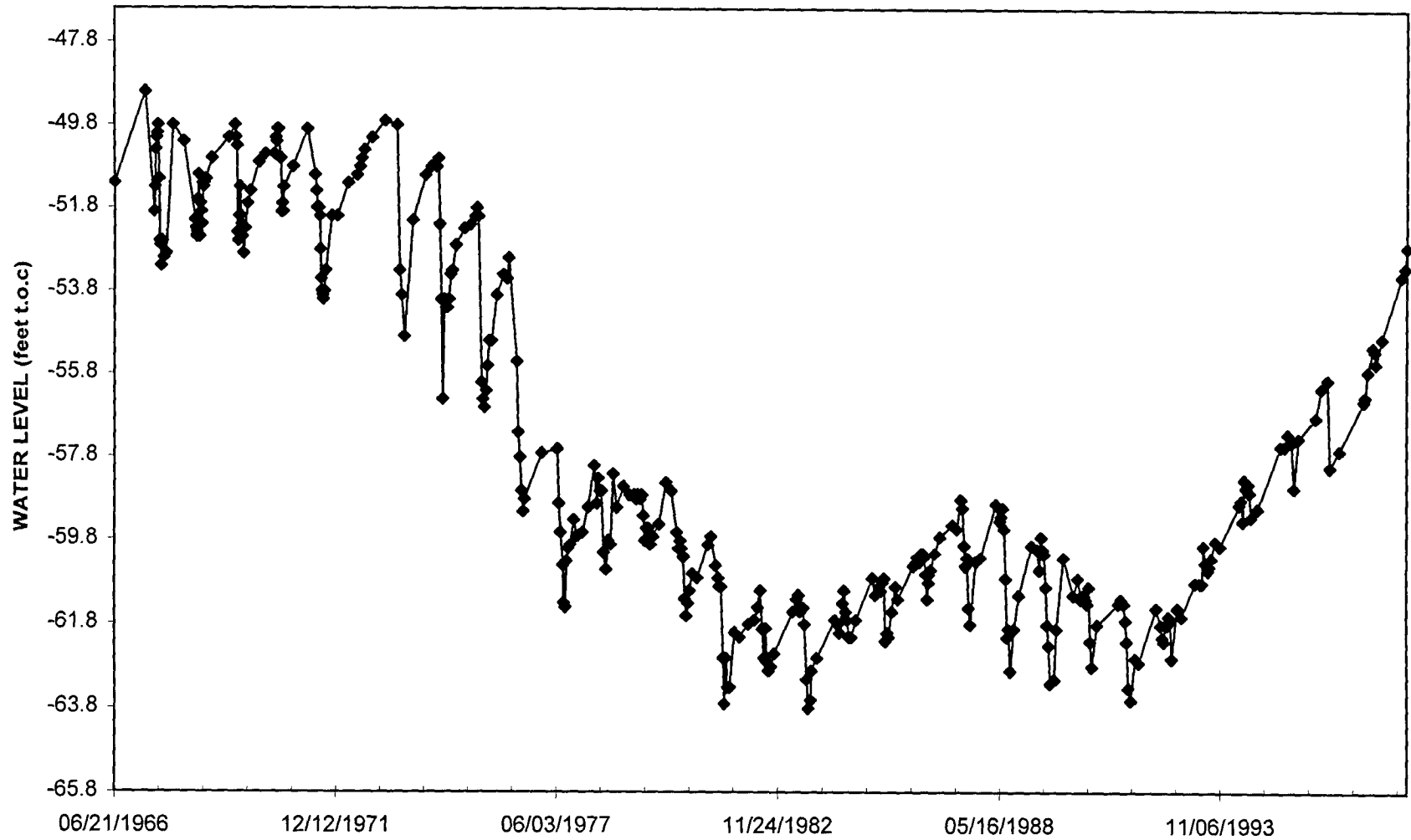
I hope this information is helpful. The decision whether to purchase the land will ultimately be your own best judgement. I believe you would likely receive a favorable recommendation based on current aquifer conditions, however, I can not tell you with certainty that a new application will be approved. Please feel free to contact me if you have any questions.

Sincerely,

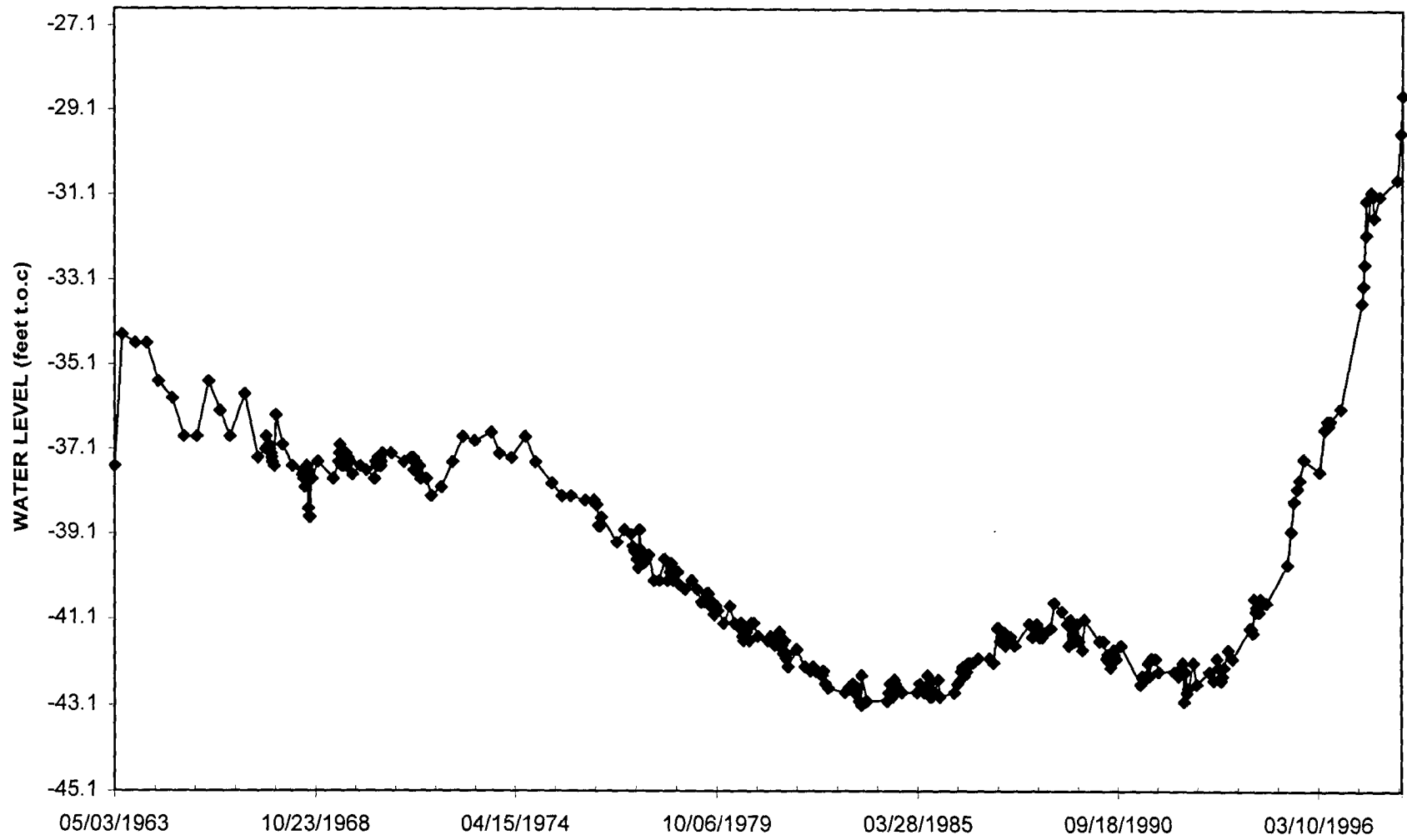
Eric Gronlund
Water Rights Program
(605) 773-3352

enclosure

WATER RIGHTS' OBSERVATION WELL
BD-66A



WATER RIGHTS' OBSERVATION WELL
BD-80D



Water Use

IQ T-H

YEAR

BEADLE

SPINK

TOTAL

1988

5 3 3 2

3 5 9 6

8 9 2 8

1989

6 1 3 8

3 7 3 6

9 8 7 4

1990

4 2 1 9

3 0 2 0

7 2 3 9

1991

3 5 8 6

4 3 0 7

7 8 9 3

1992

2 3 0 3

1 9 3 9

4 2 4 2

1993

2 3 7

1 1 2 2

1 3 5 9

1994

1 2 8 0

2 2 6 5

3 5 4 5

1995

1 7 5 5

2 9 5 6

4 7 1 1

1996

4 7 2 9

4 3 5 0

9 0 7 9

Quantities in
acre feet of water

50 SHEETS
100 SHEETS
200 SHEETS

22-141
22-142
22-144



REPORT ON WATER PERMIT APPLICATION NO. 6108-3

for Scott and Tammy Slepikas

October 29, 1998

Application No. 6108-3 proposes to appropriate 0.6 cfs (270 gpm) from one existing well approximately 120 feet deep located in the NE 1/4 NE 1/4 of Section 5 to irrigate 136 acres in the NW 1/4 of Section 4; all in T111N-R61W in Beadle County. Water Right No. 2569-3 authorized 2.40 cfs from the well to irrigate 168 acres located in the NE 1/4 of Section 5, T111N-R61W and the W 1/2 SW 1/4 of Section 33, T112N-R61W. Water Right No. 2569-3 and this application will appropriate a total of 3.0 cfs from the existing well for the irrigation of 304 acres.

AQUIFER - TULARE - HITCHCOCK (T-H)

The Tulare Hitchcock is a buried glacial outwash (sand and gravel) which is under predominantly water table conditions over most of the area but at this site appears to be under artesian conditions. The well log included with the application indicates the aquifer top was at 67 feet and extended to a depth of 120 feet below land surface. Pumping information on the original log indicates that the well was capable of producing 1500 gpm with five feet of drawdown. This equates to a specific capacity of 300 gpm per foot of drawdown which is very high. This should mean that the existing well would easily produce the amount of water requested. However, the well was drilled in 1975 and may have diminished in capacity over the years. The Tulare Hitchcock underlies 53,500 acres and contains an estimated 333,000 acre feet of recoverable water in storage in Beadle County (Hedges, 1982). The aquifer extends into Spink County to the north and is bounded by the James River to the east which acts as a discharge zone for the aquifer in Beadle County (Emmons, 1988). The entire Tulare Hitchcock aquifer underlies 149,800 acres of Spink and Beadles Counties and contains an estimated 693,000 acre feet of recoverable water in storage (Hedges, 1982). Ground water movement is basically from west to east across the Tulare Hitchcock toward the James River.

Since 1979, water use for irrigation from the Tulare Hitchcock aquifer has totaled 99,879 acre feet averaging 5257 acre feet per year. The three greatest years of water usage were in 1989 (9874 AF), in 1996 (9079 AF) and in 1988 (8928 AF). In Beadle County, these same years also are the greatest years of water usage at 6138 AF, 4729 AF and 5332 AF, respectively. Recharge to the Tulare Hitchcock has been estimated to range from 0.41 to 1.66 inches per year (Hedges, 1983). A computer model estimated a 'best fit' of 0.83 inches per year for the entire Tulare aquifer (Kuiper, 1984). These estimates result in annual recharge volumes of 3700 AF using the Kuiper rate and 1828 AF to 7400 AF using the Hedges rates for Beadle County. Considering the entire Tulare Hitchcock aquifer (Spink and Beadle Counties) the volumes of annual recharge are 10,360 AF using the Kuiper rate and 5120 AF to 20,720 AF using the Hedges rates. It is obvious that the average volume of pumping from the aquifer can exceed these calculated volumes especially at the lower recharge estimates. But there is data from observation wells in this area which also needs to be considered.

Observation well records for the Tulare Hitchcock indicate that water levels are for the most part at the highest levels ever recorded. This is obviously due to the wet climatic conditions of the last few years. Two observation wells, BD-66A and BD-80D, located one mile north and four miles northwest of this application, respectively, illustrate the history of ground water levels for this area (Water Rights, 1998). A hydrograph for each of these observation wells is included with this report. The record indicates that water levels have responded to climatic conditions, that is, rising during wet years and gradually declining during dry years. Also, the effects of pumping can be seen in the hydrograph of BD-66A. Both hydrographs are very much alike, that is, relatively stable during the 60's and early 70's, followed by decline during the middle 70's to early 80's, slight rise during the mid 80's followed by a slight decline, and a sharp rise in the mid 90's to present. These trends mirror the climatic conditions for those time periods.

The water level record clearly indicates that recharge to the aquifer is sufficient to maintain existing development. Only observation well BD-66A has not fully recovered to mid 60's water levels. This can be accounted for by the close proximity to a number of irrigation wells. The critical question becomes does the unusual recharge of the mid

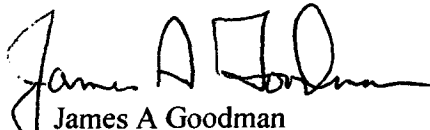
90's significantly affect the average annual recharge estimates. The wet years do clearly affect the estimate for average annual recharge. Using the last nineteen years as a base, the average annual recharge has been about 8,600 acre feet (1.9 inches/year) for the Beadle County portion of the aquifer. This is slightly more than twice the amount estimated by the Kuiper model which is the rate that has been used for management purposes. With the greatest amount pumped in Beadle County at 6138 acre feet, this means the aquifer should sustain additional withdrawals. The question is, is the last nineteen years of record sufficiently representative.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are five existing irrigation wells within a mile radius of this application. Two of these irrigation wells are approximately one-half mile from the well for this application. Interference has not been a concern in the past and this additional diversion should not affect the existing conditions. This area has been irrigated for many years with no apparent problems.

CONCLUSIONS

1. Water is available from the Tulare Hitchcock aquifer.
2. The aquifer is under water table conditions in this area. Interference is not a concern. These are existing wells and have been in use for many years with no apparent problems.
3. Recharge to the aquifer is sufficient to maintain existing diversions. The additional recharge to the aquifer because of the very wet years beginning in 1993 caused a significant increase in the average annual recharge estimate to the aquifer based upon nineteen years of record. The observation well record was used to calculate this estimate of 8,600 acre feet per year for Beadle County.
4. The Beadle County portion of the Tulare Hitchcock aquifer has been a problem area. Water level declines due to pumping had been recorded until 1993. Even now, observation well BD-66A has not fully recovered to levels prior to 1975. Prior to 1993, the aquifer appeared to be in a state of decline and no additional permits were being recommended for approval. The hydrologic conditions have changed but this may be temporary. Regardless this additional appropriation will not cause adverse effects.

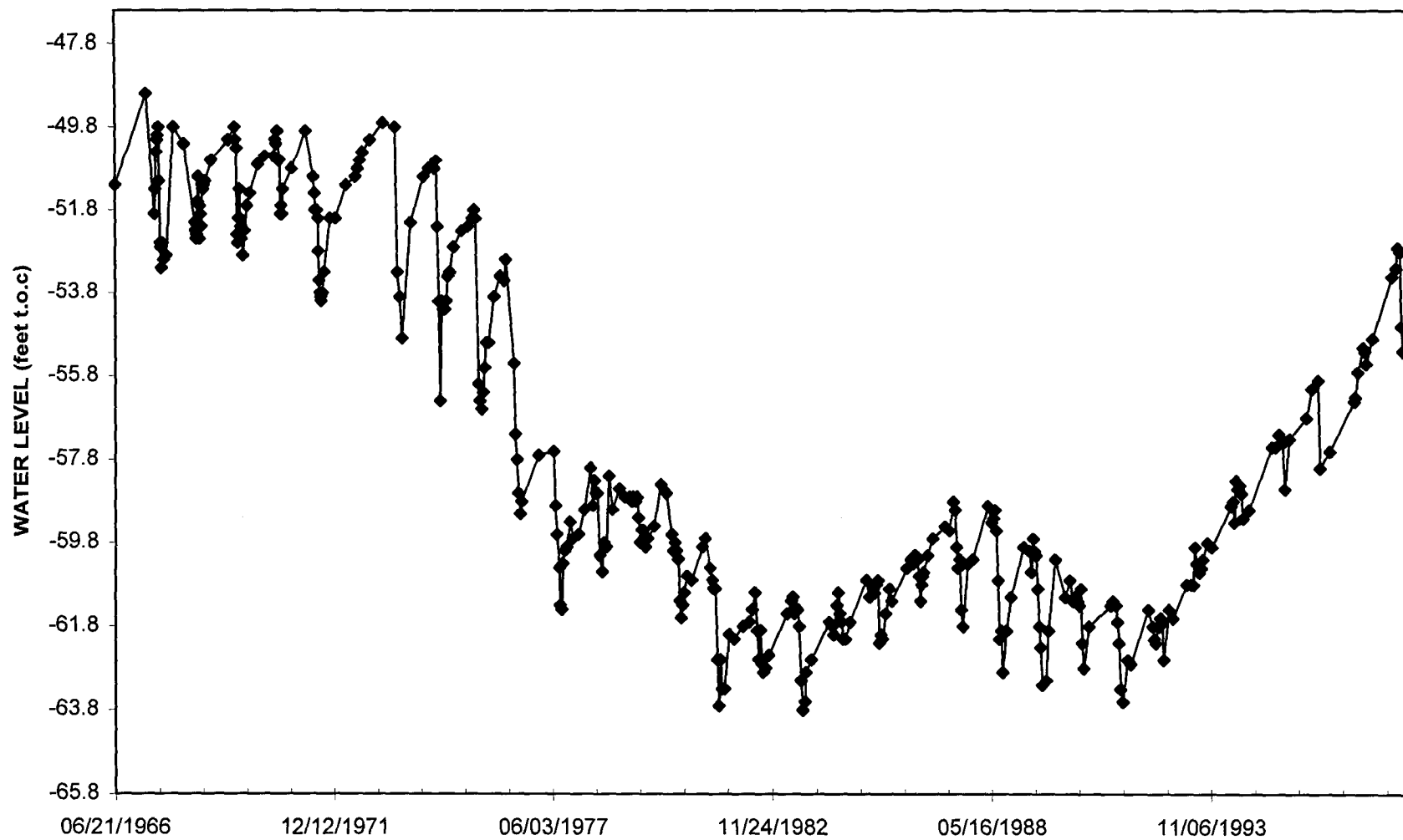


James A Goodman
Natural Resources Engineer

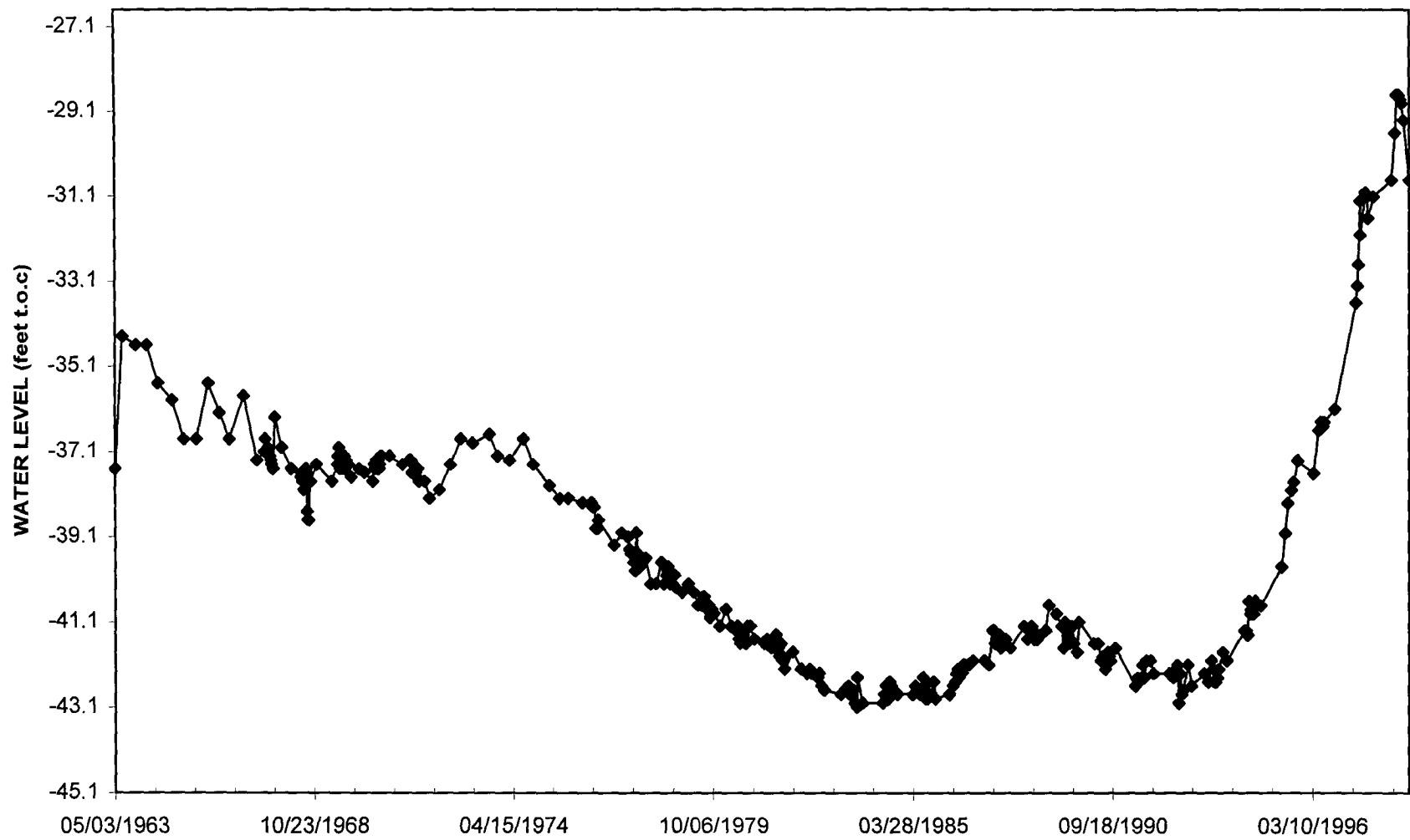
BIBLIOGRAPHY

- Emmons, P.J., 1988, A Digital Simulation of the Glacial-Aquifer System in Sanborn and Parts of Beadle, Miner, Hanson, Davison, and Jerauld Counties South Dakota, WRI 87-4082, USGS, Huron, SD, 57350.
- Hedges, L.S., et al., 1982, Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River, SD and Iowa, for US Army Corps of Engineers, SD DENR, SDGS, Vermillion, SD, 57350.
- Kuiper, L.K., 1984, Appraisal of the Water Resources of the Eastern Part of the Tulare Aquifer, Beadle, Hand, and Spink Counties, South Dakota, WRI 84-4078, USGS, Huron, SD, 57350.
- Water Rights, 1998, Unpublished Observation Well Data for the Tulare Hitchcock Aquifer, SD DENR, Division of Environmental Services, Water Rights Program, Pierre, SD, 57501.

**WATER RIGHTS' OBSERVATION WELL
BD-66A**



**WATER RIGHTS' OBSERVATION WELL
BD-80D**



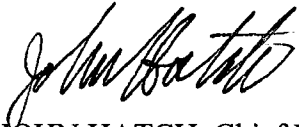
**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6108-3, Scott & Tammy Slepikas**

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. 6108-3, Scott and Tammy Slepikas, 20205 402nd Ave., Huron SD 57350.

The Chief Engineer is recommending APPROVAL of Application No. 6108-3 for a 10 year period 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. Application No. 6108-3 is approved as authorized by SDCL 46-1-14, for a 10 year period. The Water Management Board at the end of the 10 year period may: 1) continue the Permit for a second 10 year period, 2) approve as a permanent Permit, or 3) cancel the Permit because of unlawful impairment of prior rights or unlawful impairment of the supply of water in the Tulare-Hitchcock Aquifer in Beadle County following a public hearing before the Water Management Board.
2. 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.
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
December 18, 1998



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER RIGHT AWAY.**

January 11, 1999

Scott and Tammy Slepikas
20205 402nd Ave.
Huron, SD 57350

Dear Mr. And Ms. Slepikas:

Water Permit Application No. 6108-3 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 Plainsman printed at Huron, SD (Ph # (605) 352-6401). 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.

Mr. Slepikas, please read the report and the Chief Engineer's recommendation carefully. The Chief Engineer is recommending the permit be authorized for a 10-year period. After this 10-year period, the permit will be scheduled for review before the Board. This is due to concerns with the Tulare-Hitchcock Aquifer. This is also consistent with how Craig and Buell Slepikas' permit was handled a few years ago. Only contact the newspaper to authorize publication of the notice of hearing if you agree with the conditions on the recommendation. If not, please contact me.

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
www.state.sd.us/denr

January 11, 1999

The Plainsman
P.O. Box 1278
Huron, SD 57350-1278

ATTENTION: Legal Department

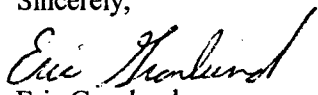
Enclosed is a Notice of Hearing on Application No. 6108-3 to Appropriate Water to be published twice. Please publish the first notice on January 20, 1999, with the second publication 7 days later.

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 are Scott and Tammy Slepikas, 20205 402nd Ave., Huron, SD 57350 (Ph # (605) 352-7668).

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

-----CU T HERE-----

No. 6108-3

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

Date _____

We are in receipt of your letter of January 8, 1999, enclosing Notice of Hearing to Appropriate Water by Application No. 6108-3 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 January 20, 1999, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING FOR WATER PERMIT APPLICATION NO. 6108-3 to Appropriate Water

Notice is given that Scott & Tammy Slepikas, 20205 402nd Ave, Huron SD 57350 has filed an application for a water permit to appropriate 0.6 cubic feet of water per second (cfs) from one existing well (Tulare:Hitchcock Aquifer) 120 feet deep located in the NE ¼ NE ¼ Section 5 to irrigate 136 acres in the NW ¼ Section 4; all in T111N-R61W. Water Right No. 2569-3 authorizes 2.40 cfs from the well to irrigate 168 acres located in the NE ¼ Section 5-T111N-R61W and W ½ SW ¼ Section 33-T112N-R61W. Water Right No. 2569-3 and this application, if approved, will appropriate a total of 3.0 cfs from the existing well for the irrigation of 304 acres.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6108-3 for a TEN YEAR PERIOD 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.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights 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 February 22, 1999. 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.

The Water Management Board will consider this application at 10:00 a.m., March 3, 1999, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. The March 3, 1999, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by February 22, 1999.

Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact Eric Gronlund by February 22, 1999, at the above Water Rights Program address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15, 46-2A-20, 46-2A-21; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.

PRINTER'S AFFIDAVIT



STATE OF SOUTH DAKOTA,
COUNTY OF BEADLE: ss.

I, Diane Carter, being duly sworn on oath, say that THE PLAINSMAN is a daily paper published at Huron, Beadle County, South Dakota, and that said newspaper has a bona fide circulation of at least 250 copies daily; that said newspaper has been published within said county for fifty-two consecutive weeks immediately prior to this date, that said newspaper is printed in whole or in part, in an office maintained at said place of publication; that I am Legal Advertising Coordinator of said newspaper and know the facts herein state. The annexed notice headed:

Notice of Hearing for Water Permit
Application No 6108-3 to
Appropriate Water

was published for two weeks, once each week, the same day each week, in said newspaper, and not in any supplement of the said newspaper, the publication was on 20th day of January, 1999, and the last publication on the 27th day of January, 1999. That the full amount of the fee charged for publishing the same, to wit: One Hundred twenty-five and 00/100 Dollars inures to the benefit of the publisher of said newspaper; that no agreement or understanding for the division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever.

Diane Carter

Subscribed and sworn to before me this 27th day of

January, 1999.



Julie Fraser

Notary Public, South Dakota

My term expires 7/15/2004

F.P. 1-20-99 L.P. 1-27-99

**NOTICE OF
HEARING FOR WATER PERMIT
APPLICATION NO. 6108-3 to
APPROPRIATE WATER**

Notice is given that Scott & Tammy Slepikas, 20205 402nd Ave, Huron SD 57350 has filed an application for a water permit to appropriate 0.6 cubic feet of water per second (cfs) from one existing well (Tulare-Hitchcock Aquifer) 120 feet deep located in the NE 1/4 NE 1/4 Section 5 to irrigate 136 acres in the NW 1/4 Section 4; all in T111N-R61W. Water Right No. 2569-3 authorizes 2.40 cfs from the well to irrigate 168 acres located in the NE 1/4 Section 5-T111N-R61W and W 1/2 SW 1/4 Section 33-T112N-R61W. Water Right No. 2569-3 and this application, if approved, will appropriate a total of 3.0 cfs from the existing well for the irrigation of 304 acres.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6108-3 for a TEN YEAR PERIOD 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.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights 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 February 22, 1999. 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.

The Water Management Board will consider this application at 10:00 a.m., March 3, 1999, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. The March 3, 1999, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by February 22, 1999.

Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact Eric Gronlund by February 22, 1999, at the above Water Rights Program address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an

interpreter for the hearing if needed.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15, 46-2A-20, 46-2A-21; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

Nettie H. Myers, Secretary
Department of Environment and
Natural Resources
No. 11 (adv.)

12 1/2" x 5.00
x 2 = 125.00



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAR 12 1999

Scott and Tammy Slepikas
20205 402nd Ave.
Huron, sD 57350

Dear Mr. and Ms. Slepikas:

Enclosed is Water Permit No. 6108-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Form 10, *Notice of Completion of Works and Application of Water to Beneficial Use*, is enclosed. Please return this completed form after you have finished the system and have put the water to beneficial use. An investigation can then be scheduled so the water license may be issued, thus completing the acquisition of a water right.

An informational sheet *Common Water Right Questions* is also enclosed. This sheet is intended to answer some of the questions associated with obtaining and keeping a water right.

Very truly yours,

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

enclosures



6108-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 8, 2007

NOTICE

TO: Scott and Tammy Slepikas
20205 402nd Avenue
Huron SD 57350

FROM: Garland Erbele, Chief Engineer
Water Rights Program

Garland Erbele

SUBJECT: Hearing on Qualification No. 1 on Water Permit No. 6108-3

Water Permit No. 6108-3 appropriates additional water from an existing well to irrigate 136 acres in the NW ¼ of Section 4, T111N, R61W. This is the same well authorized by Water Right No. 2569-3 for irrigation of different acreage. A copy of Permit No. 6108-3 is attached for your reference. The permit was issued in 1999 with a condition approving the permit for a 10 year period. At the end of this 10 year period the permit is to be brought back before the Water Management Board.

This notice schedules a hearing before the Water Management Board prior to the end of the 10 year period. The reason for scheduling this Board hearing now is that there are a number of deferred applications pending to develop irrigation from the Tulare:Hitchcock Aquifer. The Board directed that these deferred applications be brought before them at their December meeting. Prior to action being taken on the deferred applications, the status of Permit No. 6108-3 needs to be addressed.

The Chief Engineer recommends that Water Permit No. 6108-3 be reissued as a standard permit without the 10 year period and that Qualification No. 1 be deleted from the permit. A copy of the Chief Engineer's recommendation is enclosed. The Chief Engineer's recommendation is not final or binding on the Board. The Board is authorized to 1) approve as a permanent permit and delete Qualification No. 1, 2) continue the permit for an additional 10 year period, 3) defer, or 4) take no action.

The hearing before the Water Management Board is scheduled for December 6, 2007, at 10:00 AM, in the Floyd Matthew Training Center, Joe Foss Building, 523 E. Capitol Avenue, Pierre SD. The hearing will be held in conjunction with the deferred applications that are pending from the Tulare:Hitchcock Aquifer.

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

enclosure

c: Diane Best, Assistant Attorney General



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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www.state.sd.us/denr

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT NO. 6108-3,
Scott and Tammy Slepikas**

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 No. 6108-3-3, Scott and Tammy Slepikas, 20205 402nd Avenue, Huron SD 57350.

Water Permit No. 6108-3 was issued on March 12, 1999 which a qualification that approved the permit as authorized by SDCL 46-1-14 for a 10 year period. SDCL 46-1-14 provides authority for the Water Management Board to issue an permit subject to terms, conditions, restrictions, qualifications, quantifications or limitations on perpetuity consistent with this chapter which it considers necessary to protect the public interest and which are related to matters within the jurisdiction of the board. This matter is being brought back before the Board prior to the expiration of the 10 year period in order to resolve the status of this permit prior to the Board's consideration of deferred applications from the Tulare:Hitchcock Aquifer.

The Chief Engineer recommends Water Permit No. 6108-3 be approved as a standard water right permit without the 10 year period and that Qualification No. 1 be deleted. The permit should be reissued 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. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

Garland Erbele, Chief Engineer
November 8, 2007

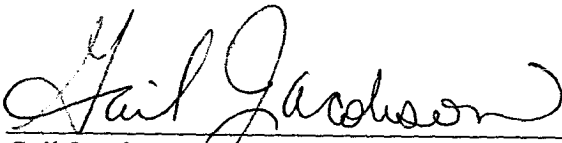
CERTIFICATION

I hereby certify that on November 8, 2007, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated November 8, regarding scheduling of hearing for Water Permit No. 6108-3, Scott and Tammy Slepikas, as addressed below.

Scott and Tammy Slepikas
20205 402nd Avenue
Huron SD 57350

A copy of the above described Notice was sent Inter-office to:

Diane Best, Assistant Attorney General, 1302 E. Hwy 14, Suite 1, Pierre SD 57501-8501



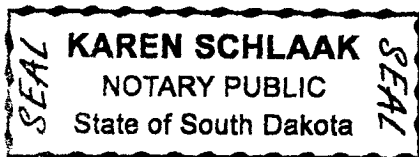
Gail Jacobson, Secretary
Water Rights Program, DENR

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 8th day of November, 2007.



Karen Schlaak
Notary Public
My Commission expires April 1, 2013



Permit No. 6108-3
James 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, **October 3, 2006**, made a thorough examination of the water use system constructed by **Scott & Tammy Slepikas** of **20205 402nd Ave., Huron, SD 57350** holder of Permit No. **6108-3**, bearing the priority of **October 20, 1998** authorizing the diversion of **0.6** cu. ft. per second of the waters of the **Tulare:Hitchcock Aquifer** for **Irrigation** purposes, in **Beadle** County.

Inspection contact & relationship to permit holder, if applicable: **Scott & Tammy Slepikas (352-7668)**

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: **Riverside Drilling**
- 2) No. of Wells **1**
- 3) Depth(s) **120** feet
- 4) Well log is available **Y**

Casing:

- 1) Diameter **16** inches
- 2) Length **96** feet
- 3) Type **Stainless Steel**

Screen:

- 1) Type **Stainless Steel**
- 2) Length **24** feet
- 3) Static water level **60** feet

Comment:

Pump:

- 1) Make **Ingersoll Dresser**
- 2) Capacity **1250** GPM

Motor:

- 1) Make US Motor
- 2) Model No. ID No. R-6347-03-598-R1002774M
- 3) Horsepower rating 82 hp

B. Works used to apply water to beneficial use:

Center pivot:

- 1) Make Zimmatic
- 2) Number of towers 8
- 3) End gun Y
- 4) High or low pressure Low
- 5) Capacity 1225 GPM

Chemigation Equipment:

- 1) Does chemigate N

C. Compliance with Permit Requirements:

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

The system is in Good condition with the point(s) of diversion located as follows: Approximately 620 feet south and 80 feet west of the NE corner of Section 5-T111N-R61W (N 44.45568, W -98.17439). The works are capable of diverting and conveying to the place of use 2.78 cu. ft. per second of water which is to be used for Irrigation use. Water has been put to beneficial use to the maximum extent as follows:

Water Permit No. 6108-3

Section 4-T111N-R61W

NE ¼ NW ¼ - 34 acres

NW ¼ NW ¼ - 34 acres

SE ¼ NW ¼ - 34 acres

SW ¼ NW ¼ - 34 acres

Total: 136 acres

Water Permit No. 2569-3

Section 5-T111N-R61W

NW ¼ NE ¼ - 33 acres

NE ¼ NE ¼ - 33 acres

SE ¼ NE ¼ - 33 acres

SW ¼ NE ¼ - 33 acres

Section 33-T112N-R61W

NW ¼ SW ¼ - 17 acres

SW ¼ SW ¼ - 19 acres

Total: 168 acres

comprising a total of 304 acres of land and the license should be issued for ^{2.72} ~~2.78~~ cfs. 

All structures, wells and lands on map Y

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

The diversion of 0.6-cfs is from an existing well authorized to divert 2.4-cfs under Water Right No. 2569-3 with a priority date of January 13, 1976 for irrigation of 168 acres. Water Right No. 2569-3 and Water Permit No. 6108-3, appropriate a combined total of 3.0-cfs from the existing well for irrigation of 304 total acres. Information for Water Right No. 2569-3 is based upon the inspection conducted by Water Rights staff in 1987.

Water Right No. 2569-3 and Water Permit No. 6108-3 should be incorporated to reflected the entire system as developed with each maintaining their priority dates of January 13, 1976 for irrigation of 168 acres, and October 20, 1998 for irrigation of 136 acres.



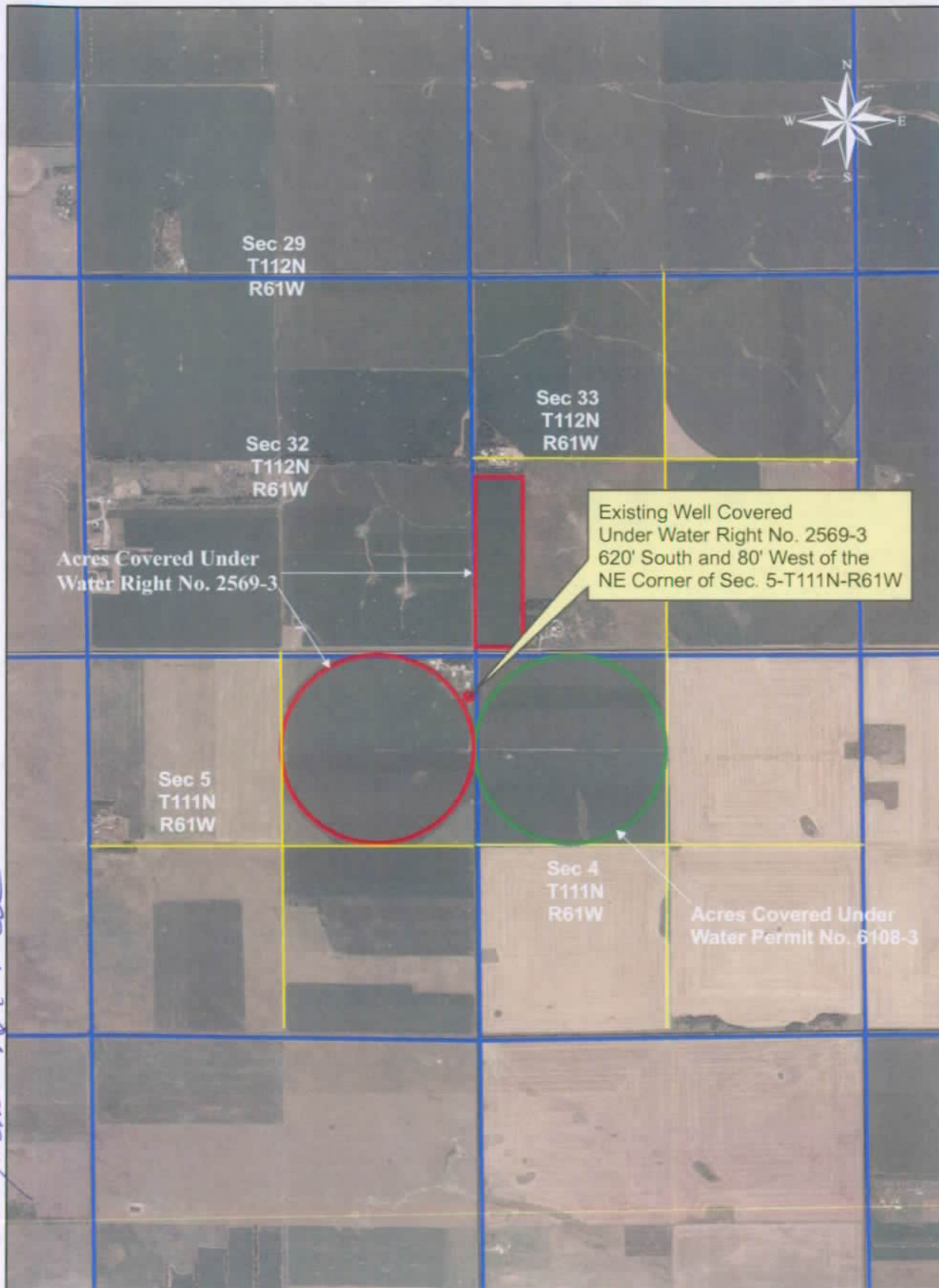
Mike DeFea

Natural Resources Project Engineer
DENR, Water Rights Program

Date report completed: May 29, 2007

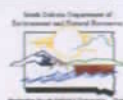
Scott & Tammy Slepikas
20205 402nd Ave.
Huron, SD

Water Permit No. 6108-3



Mike DeFea

Mike DeFea
Natural Resources Engineer
DENR, Water Rights Program
May 29, 2007



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DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 8, 2007

NOTICE

TO: Scott and Tammy Slepikas
20205 402nd Avenue
Huron SD 57350

FROM: Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Hearing on Qualification No. 1 on Water Permit No. 6108-3

Water Permit No. 6108-3 appropriates additional water from an existing well to irrigate 136 acres in the NW ¼ of Section 4, T111N, R61W. This is the same well authorized by Water Right No. 2569-3 for irrigation of different acreage. A copy of Permit No. 6108-3 is attached for your reference. The permit was issued in 1999 with a condition approving the permit for a 10 year period. At the end of this 10 year period the permit is to be brought back before the Water Management Board.

This notice schedules a hearing before the Water Management Board prior to the end of the 10 year period. The reason for scheduling this Board hearing now is that there are a number of deferred applications pending to develop irrigation from the Tulare:Hitchcock Aquifer. The Board directed that these deferred applications be brought before them at their December meeting. Prior to action being taken on the deferred applications, the status of Permit No. 6108-3 needs to be addressed.

The Chief Engineer recommends that Water Permit No. 6108-3 be reissued as a standard permit without the 10 year period and that Qualification No. 1 be deleted from the permit. A copy of the Chief Engineer's recommendation is enclosed. The Chief Engineer's recommendation is not final or binding on the Board. The Board is authorized to 1) approve as a permanent permit and delete Qualification No. 1, 2) continue the permit for an additional 10 year period, 3) defer, or 4) take no action.

The hearing before the Water Management Board is scheduled for December 6, 2007, at 10:00 AM, in the Floyd Matthew Training Center, Joe Foss Building, 523 E. Capitol Avenue, Pierre SD. The hearing will be held in conjunction with the deferred applications that are pending from the Tulare:Hitchcock Aquifer.

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

enclosure

c: Diane Best, Assistant Attorney General



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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www.state.sd.us/denr

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT NO. 6108-3,
Scott and Tammy Slepikas**

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 No. 6108-3-3, Scott and Tammy Slepikas, 20205 402nd Avenue, Huron SD 57350.

Water Permit No. 6108-3 was issued on March 12, 1999 which a qualification that approved the permit as authorized by SDCL 46-1-14 for a 10 year period. SDCL 46-1-14 provides authority for the Water Management Board to issue an permit subject to terms, conditions, restrictions, qualifications, quantifications or limitations on perpetuity consistent with this chapter which it considers necessary to protect the public interest and which are related to matters within the jurisdiction of the board. This matter is being brought back before the Board prior to the expiration of the 10 year period in order to resolve the status of this permit prior to the Board's consideration of deferred applications from the Tulare:Hitchcock Aquifer.

The Chief Engineer recommends Water Permit No. 6108-3 be approved as a standard water right permit without the 10 year period and that Qualification No. 1 be deleted. The permit should be reissued 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. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

Garland Erbele, Chief Engineer
November 8, 2007

CERTIFICATION

I hereby certify that on November 8, 2007, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated November 8, regarding scheduling of hearing for Water Permit No. 6108-3, Scott and Tammy Slepikas, as addressed below.

Scott and Tammy Slepikas
20205 402nd Avenue
Huron SD 57350

A copy of the above described Notice was sent Inter-office to:

Diane Best, Assistant Attorney General, 1302 E. Hwy 14, Suite 1, Pierre SD 57501-8501



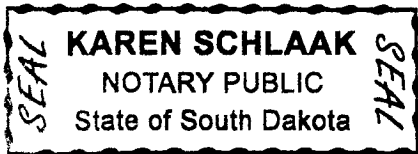
Gail Jacobson, Secretary
Water Rights Program, DENR

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 8th day of November, 2007.



Karen Schlaak
Notary Public
My Commission expires April 1, 2013



**REISSUED
SOUTH DAKOTA
WATER PERMIT NO. 6108-3 FOR IRRIGATION**

Date of first receipt of application October 20, 1998.

To reflect Water Management Board action taken on December 5, 2007, Water Permit No. 6108-3 is being reissued to delete Qualification No. 1 which authorized approval of the permit for a 10 year period.

The Water Management Board approved Water Permit No. 6108-3 on March 3, 1999 for Scott and Tammy Slepikas, 20205 402nd Ave, Huron SD 57350 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. 6108-3 appropriates 0.6 cubic feet of water per second (cfs) from one existing well (Tulare:Hitchcock Aquifer) 120 feet deep located in the NE ¼ NE ¼ Section 5 to irrigate 136 acres in the NW ¼ Section 4; all in T111N-R61W. Water Right No. 2569-3 authorizes 2.40 cfs from the well to irrigate 168 acres located in the NE ¼ Section 5-T111N-R61W and W ½ SW ¼ Section 33-T112N-R61W. Water Right No. 2569-3 and this permit, appropriate a total of 3.0 cfs from the existing wells for irrigation of 304 acres.
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 – September 30.
3. The date from which applicant may claim right is October 20, 1998.
4. 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. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

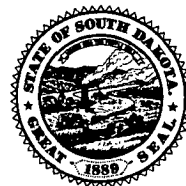
WATER MANAGEMENT BOARD

By: Garland Erbele

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

APR 08 2008

date





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
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PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

APR 08 2008

6108-3

Scott and Tammy Slepikas
20205 402nd Ave
Huron SD 57350

Dear Mr. & Mrs. Slepikas:

Enclosed is Reissued Water Permit No. 6108-3 which reflects Water Management Board action taken on December 5, 2007, to delete Qualification No. 1 which authorized approval of the permit for a 10 year period.

Also, enclosed are Water License No. 6108-3 and a map prepared by the staff engineer who conducted the investigation of the water right. This is the final water right document completing your 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. 6108-3, 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

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 6108-3

(1) Scott and Tammy Slepikas, 20205 402nd Ave, Huron SD 57350 made Application No. 6108-3, October 20, 1998 for a water permit to divert 0.6 cubic feet of water per second (cfs) from groundwater (one well), Beadle County, South Dakota for irrigation purposes. Permit No. 6108-3, with a priority date of October 20, 1998 was approved March 3, 1999 and issued to the applicants for diversion of water with construction of the described water supply system to be completed on or before March 3, 2004 and for the application to beneficial use of water on or before March 3, 2008.

Water Right No. 2569-3, with a priority date of January 13, 1976, appropriates 2.4 cfs from one well to irrigate 168 acres. The applicable portions of Water Right No. 2569-3 are incorporated into No. 6108-3.

(2) The water supply system has been completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Codified Law 46-5-30.1, the holders and/or owners of Incorporated Water Right No. 6108-3 are issued a license, bearing priority dates of January 13, 1976 (168 acres and 2.4 cfs) and October 20, 1998 (136 acres and 0.32 cfs) to appropriate 2.72 cubic feet of water per second from groundwater (one well) to irrigate 304 acres.

The diversion point is located: approximately 620 feet south and 80 feet west of the northeast corner of Section 5-T111N-R61W (NE ¼ NE ¼). The acres authorized for irrigation are as follows:

Section 4-T111N-R61W	NE ¼ NW ¼	34 acres	Priority date: October 20, 1998
	NW ¼ NW ¼	34 acres	
	SE ¼ NW ¼	34 acres	
	SW ¼ NW ¼	34 acres	
Section 5-T111N-R61W	NW ¼ NE ¼	33 acres	Priority date: January 13, 1976
	NE ¼ NE ¼	33 acres	
	SE ¼ NE ¼	33 acres	
	SW ¼ NE ¼	33 acres	
Section 33-T112N-R61W	NW ¼ SW ¼	17 acres	
	SW ¼ SW ¼	19 acres	
Total 304 acres			

(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Incorporated Water Permit No. 6108-3 including the following now applicable qualifications:

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

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

APR 08 2008

date

