

WATER PERMIT NO. 6144-3

Name of Applicant: Doug Winterfeld

Address: 253 11th St NE, Sioux Center IA 51250

Phone: 605 772-3033

Amount of Water Claimed: 1.11 cfs Total Acres: 90

Source of Water Supply: groundwater (existing well)

Water to be used for: irrigation County: Lincoln

Type of Waste Disposal System: NA

Location: 15 miles southeast of Canton

PRIORITY Date Received: 5-17-1999

Fee: \$50.00

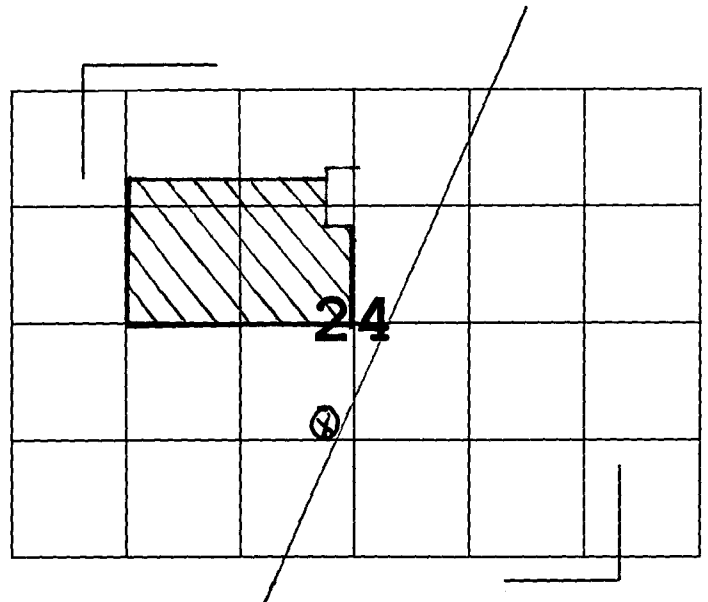
Corrected Application Received: 5-24-1999

Period of Annual Use: July 1 – August 31

Remarks: using same well as authorized by Water Permit No. 2353-3

Diversion Point: NE ¼ SW ¼ Sec 24-T96N-R48W

Land to be Irrigated: NW ¼ Sec 24-T96N-R48W



Depth of Well: 50 feet

Well Driller: unknown

Remarks:

Type of Map: aerial

Prepared by: Kyle Herberner, NRCS

Reviewed and the Number Assigned on: 5-24-1999

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____

**SOUTH DAKOTA
WATER PERMIT NO. 6144-3**

Date of first receipt of application May 17, 1999.

Date of return to applicant for corrections, amendments or changes May 17, 1999.

Date of receipt of corrected application May 24, 1999.

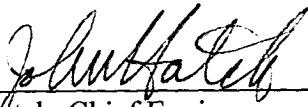
The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6144-3 to Doug Winterfeld, 253 11th St NE, Sioux Center IA 51250 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 6144-3 appropriates 1.11 cubic feet of water per second from one existing well (Big Sioux:South Aquifer) 50 feet deep located in the NE ¼ SW ¼ Section 24 to irrigate 90 acres located in the NW ¼ Section 24; all in T96N-R48W. The well is currently authorized by Water Permit No. 2353-3 for irrigation on 76 acres located in the N ½ SW ¼ Section 24-T96N-R48W.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 – October 31.
3. The date from which applicant may claim right is May 17, 1999.
4. The date of approval of Permit No. 6144-3 is July 5, 1999.
5. One-fifth of the construction is to be completed on or before January 5, 2002.
6. All construction is to be completed on or before July 5, 2004.
7. Water is to be put to beneficial use on or before July 5, 2008.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. 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

JUL 26 1999

date



Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>6144-3</u>	(office use only) Hydrologic Unit <u>10170203</u>
	Basin <u>Sioux River</u>	
	Newspaper <u>The Hudsonite, Hudson, SD</u>	



Application For Permit To Appropriate Water For Irrigation

Type of Application: X 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.)
ADD on ADDITIONAL land

- Name of Applicant Doug Winterfeld Phone 712-722-3033
(check one) X Owner Tenant/lessee
Mailing Address 253 11th ST NE Sioux Center IA State IA 51250
(Street, RR, or Box and City) (Zip Code)
- Amount of water claimed 1.11 *CFS or 500 **GPM ***AF Total Acreage 90
(*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) NE 1/4 SW 1/4 sec. 24-T96N-R48W
ADDITIONAL Land ADDED ON
SOUTH 90 ACRES OF THE NW Quarter Section 24 Eden County LINCOLN
R. 96-48
- County or counties where water will be used LINCOLN
- Annual period during which water is to be used July 1 - August 31
- 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
Section 24 Eden Township Lincoln Co	40	SW 1/4 NW 1/4 Sec. 24-T96N-R48W	40
1/4 NW 1/4	10	SE 1/4 NW 1/4	38
		NE 1/4 NW 1/4	5
		NW 1/4 NW 1/4	7

- Give a description of the project. (Attach sheet if more space is needed)
ADD ON ADDITIONAL ACRES TO BE IRRIGATED
Well that has been used for several years.

STATE OF SOUTH DAKOTA) SS
County of LINCOLN

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, Doug Winterfeld, 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 Doug Winterfeld
Subscribed and sworn to before me this 11th day of May 19 99

Dorothy Van Boeckern
Notary Public signature Deputy Auditor

Supplemental Information

(type or print in ink)



1. Well Information - Proposed Construction

- a) Drill Hole Diameter 22" Depth 50'
- b) Casing Type Steel Diameter 14" Thickness 3/16"
- c) Screen Type continuous slot Diameter 14" Thickness 10'
- d) Gravel Pack 4" Length of Gravel Pack 30'
- e) Depth to Top of Water Bearing Material 5'
- f) Depth to Water (ground surface to water level) 4'
- g) Distance to nearest existing domestic well:
- On applicants property NONE On property owned by others 1/2 mile

☒ 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

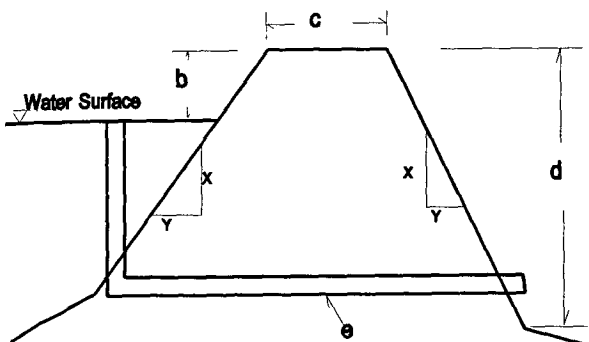
☒ Dugout Information

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

☒ 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

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

№ 416125

Pierre, May 17, 19 99

RECEIVED OF Doug or Sheryl Winterfeld, 3842 Eagle Ave., Sioux Center, IA 51250
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>6144-3</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. <u>6144-3</u> _____	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	275 00

By

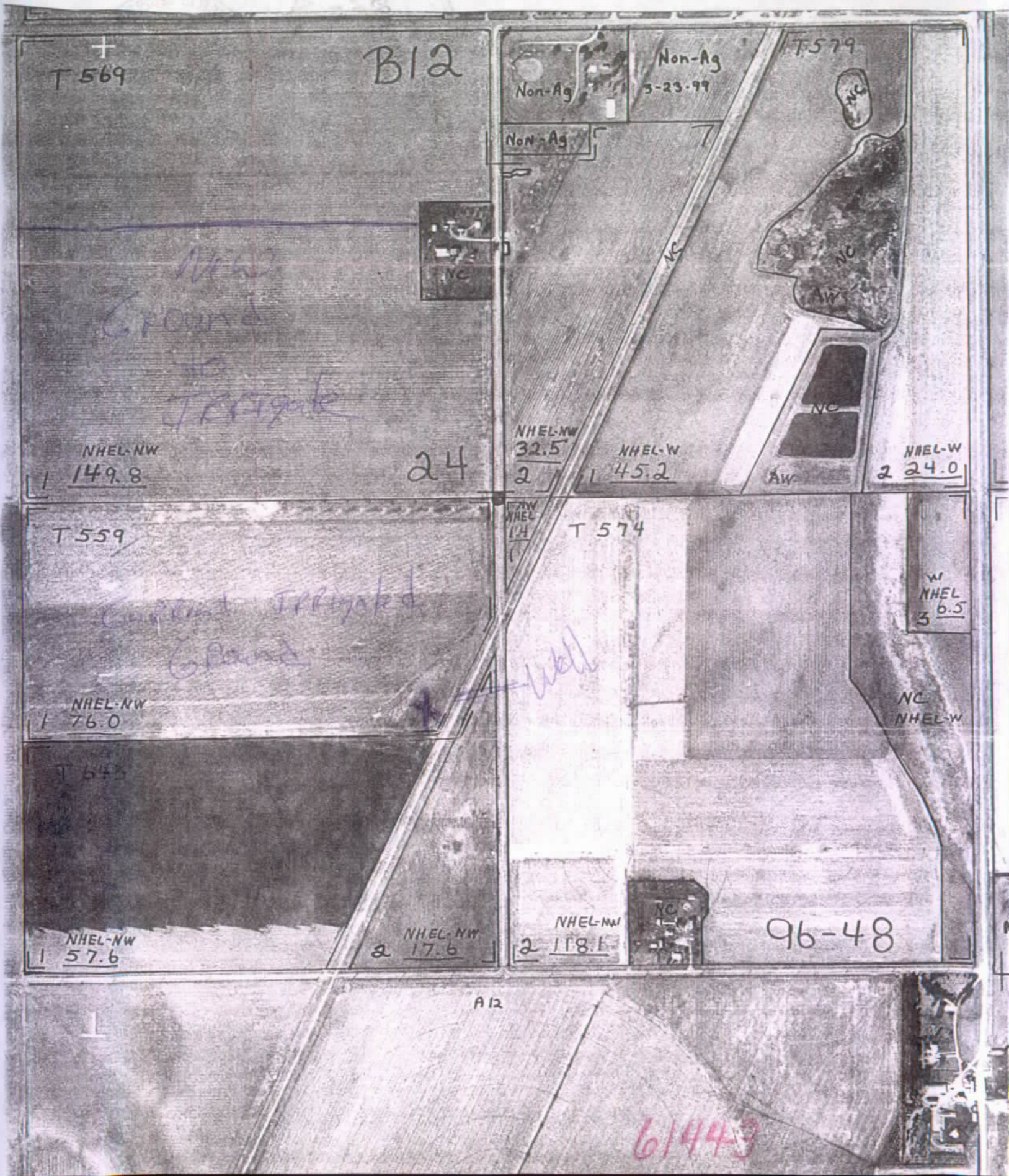
Chief Engineer

John Hatch (Signature)

Location verified: 5-11-99
Shelby County DC NRCS

MAP NOT TO SCALE

THIS IS NOT AN OFFICIAL WETLAND MAP.



DONALD WINTERFELD

IRRIGATION PROJECT #1

Sioux Center - 51250 - Iowa

Land in Lincoln County - S.D.

Sec 24 - 96-48

NW⁴ of SW⁴
Sec 24 - 96-48
39 Acres

NE⁴ of SW⁴
Sec 24 - 96-48
37 Acres

well

Point of Diversion - 2970' N31°E of SW corner
Sec 24 - 96-48

Acres Irrigated - 76

Water claimed - 1.09 cfs

Surveyor's Certificate

I, John L. Wiersma, hereby certify that
this map represents a reasonably
accurate record of the land at:

Donald Winterfeld

Sioux Center, Iowa Land - Lincoln County

Drawn by J.L.W.

8-30-75

P. E. #1916

John L. Wiersma

Ex. King
- 7506

MAP NO 1733-3 (APPL NO 2353-3)

Scale - 8" = 1 Mile

Cross hatch indicates irrigated
area.

2970'
N31°E

Railroad - Right of Way

23 24
26 25



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 17, 1999

Doug Winterfeld
253 11th St NE
Sioux Center IA 51250

Dear Mr. Winterfeld:

Thank you for submitting the *Application for a Permit to Appropriate Water* for irrigation of 90 additional acres in Lincoln County. Enclosed is the aerial photo map submitted with the application. On the map, please locate the existing well with an "X" and return the map to us.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352

enclosure

REPORT ON WATER PERMIT APPLICATION NO. 6144-3

for Doug Winterfeld

May 26, 1999

Application No. 6144-3 proposes to appropriate 1.11 cfs (500 gpm) from one existing well approximately 50 feet deep located in the NE 1/4 SW 1/4 of Section 24 to irrigate 90 acres located in the NW 1/4 of Section 24; all in T96N-R48W in Lincoln County. This well is currently authorized by Water Permit No. 2353-3 for irrigation on 76 acres located in the N 1/2 SW 1/4 of Section 24, T96N-R48W.

AQUIFER - BIG SIOUX SOUTH (BS-S)

The Big Sioux aquifer is an alluvium mantled outwash (sand and gravel) which is under water table conditions in this area. The aquifer underlies 60 square miles and contains 160,000 acre feet of water in storage Lincoln and Union Counties (Niehus, 1994). The aquifer is hydraulically connected to the Schindler and Newton Hills aquifers to the north, the Missouri Elk Point aquifer to the south and to the Big Sioux River. General ground water movement is from north to south and locally probably toward the Big Sioux River. The Big Sioux aquifer as described in the Niehus report is equivalent to the Big Sioux South aquifer nomenclature used in this report. No driller's log was filed with the application, however, nearby irrigation wells range in depth from 45 to 52 feet with static water levels 17 to 30 feet below land surface.

The Water Rights Program monitors an observation well, LN-57D, located about one-half mile south 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. The water level record indicates that the aquifer is capable of sustaining additional withdrawals (Water Rights, 1999).

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are five existing water permits/rights located within a one-half mile radius of this application. The nearest well is about one-quarter mile southwest (Water Permit No. 5442-3). Drawdown created by pumping should not be significant and should not extend very far from individual production wells. Interference is not a concern.

CONCLUSIONS

1. Water is available from the Big Sioux South aquifer.
2. The aquifer is under water table conditions. Drawdown created by pumping should not be significant. Interference is not expected to be a concern. These wells have been in use for years with no apparent problems.
3. No information concerning the construction of the well was supplied with the permit application. It can not be determined if the well is constructed in accordance with SD Well Construction Standards.



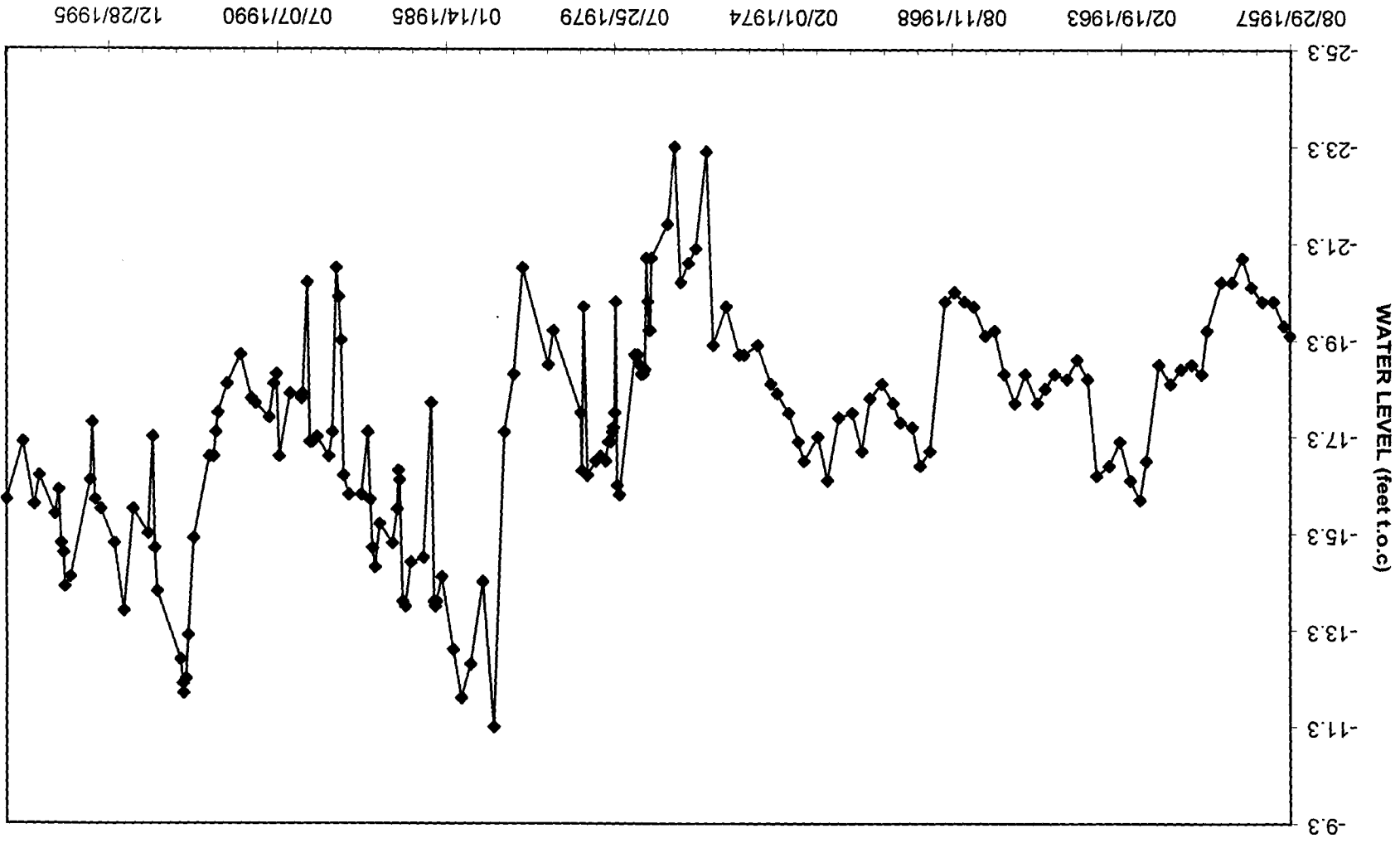
James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

Niehus, C.A., 1994, Water Resources of Lincoln and Union Counties, South Dakota, WRI 93-4195, Rapid City, SD, 57702.

Water Rights, 1999, Unpublished Observation Well Data for Lincoln County, SD DENR, Division of Environmental Services, Water Rights Program, Pierre, SD, 57501.

WATER RIGHTS' OBSERVATION WELL
LN-57D



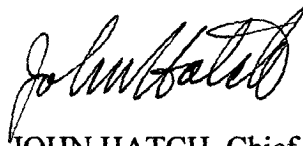
**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6144-3, Doug Winterfeld**

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. 6144-3, Doug Winterfeld, 253 11th Street NE, Sioux Center IA 51250.

The Chief Engineer is recommending APPROVAL of Application No. 6144-3 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 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.

See report on application for additional information.



JOHN HATCH, Chief Engineer
May 28, 1999



**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.**

June 3, 1999

Doug Winterfeld
253 11th St. NE
Sioux Center, IA 51250

Dear Mr. Winterfeld:

Water Permit Application No. 6144-3 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 Hudsonite printed at Hudson, SD (Ph # (605) 934-2640). 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
www.state.sd.us/denr

June 3, 1999

The Hudsonite
Box 467
Hudson, SD 57034-0467

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 6144-3 to Appropriate Water to be published twice. Please publish the first notice on June 10, 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 is Doug Winterfeld, 253 11th St. NE, Sioux Center, IA 51250 (Ph # (712) 772-3033).

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
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

No. 6144-3

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

Date _____

We are in receipt of your letter of June 3, 1999, enclosing Notice of Hearing to Appropriate Water by Application No. 6144-3 which was first published in our issue of _____. **ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.**

Name

Newspaper



DEPARTMENT OF
ENVIRONMENT & NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL SERVICES
523 EAST CAPITOL AVENUE
PIERRE, SOUTH DAKOTA 57501-3181

6/10/99

605 934-
2640

TO: Alcester Union Box 227
Alcester SD 57001-0227

It is a pleasure to send you the attached information. This informal way of responding to your request saves us the time and expense of preparing a formal letter. Thank you for your interest, and please contact us if we can help you further.

FROM: Eric Gronlund
WATER RIGHTS PROGRAM (605) 773-3352

This publication is scheduled to be published June 10 & 17 in the Hudsonite.

On Thursday you supposedly had not received it yet and two attempts at faxing were unsuccessful.

Printed on Recycled Paper

6/14/99

paper received
notice 6/14/99
going to publish
June 17 & 24, 1999

Instruction to Newspaper - Publish first Notice on June 10, 1999, with the second publication 7 days later. The applicant is responsible for payment.

17 E June 24

NOTICE OF APPLICATION NO. 6144-3 to Appropriate Water

Notice is given that Doug Winterfeld, 253 11th St NE, Sioux Center IA 51250 has filed an application for a water permit to appropriate 1.11 cubic feet of water per second from one existing well (Big Sioux:South Aquifer) 50 feet deep located in the NE ¼ SW ¼ Section 24 to irrigate 90 acres located in the NW ¼ Section 24; all in T96N-R48W. The well is currently authorized by Water Permit No. 2353-3 for irrigation on 76 acres located in the N ½ SW ¼ Section 24, T96N-R48W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6144-3 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 28, 1999.

July 5,

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.

Affidavit of Publication

STATE OF SOUTH DAKOTA)
)SS
COUNTY OF LINCOLN)



Notice of Application to
Appropriate Water No. 6144-3

Paul B. Buum, being duly sworn, says: The Hudsonite is, and during all the times hereinafter mentioned was, a weekly legal newspaper as defined in SDCL 17-2-2, as amended, published at Hudson, Lincoln County, South Dakota; that affiant is and during all of said times was, the publisher of such newspaper and has personal knowledge of the facts stated in this affidavit; that the notice, order or advertisement, a printed copy of which is attached, was published in said newspaper 2 successive issues, bearing the following dates:

June 17, 24, 1999

that the full amount of the fee charged for publishing the same, to-wit, the sum of \$ 32.12 insures solely to the benefit of the publisher of said newspaper; that no agreement or understanding for the division of the fee has been made with any person, and that no part of the fee has been agreed to be paid to any other person.

Subscribed and sworn to before me this 25th day of

June 19 99

Michelle L. Buum
Notary Public, South Dakota

NOTICE OF APPLICATION NO. 6144-3 to Appropriate Water

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Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6144-3 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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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 July 5th, 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. 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.

Publish June 17, 24, 1999

(SEAL)



My Commission Expires
May 8, 2005



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUL 26 1999

Doug Winterfeld
253 11th St. NE
Sioux Center, IA 51250

Dear Mr. Winterfeld:

Enclosed is Water Permit No. 6144-3 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



6144-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 19, 2001

NOTICE

TO: DOUG WINTERFELD, 253 11TH ST NE, SIOUX CENTER, IA 51250

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

SUBJECT: Reporting Requirement for 2000 Irrigation Questionnaire(s)

Our records indicate that the 2000 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 6144-3. The request for the Questionnaire was dated October 20, 2000. The Water Management Board has directed that owners of water permits who have not submitted the 2000 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) 6144-3 qualification:

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

The hearing will be held at 10:00 am, March 7, 2001 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 6144-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 2, 2001, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

PLACE STICKER AT TOP OF ENVELOPE

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

DOUG WINTERFELD
253 11TH ST NE
SIOUX CENTER IA 51250

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

1-23-01

C. Signature

X

Doug Winterfeld

☐ Agent
☐ Addressee

D. Is delivery address different from item 1?

If YES, enter delivery address below:

☐ Yes
☐ No

3. Service Type

☒ Certified Mail

☐ Registered

☐ Insured Mail

☐ Express Mail

☐ Return Receipt for Merchandise

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

7000 0600 0026 9814 1785

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Doug Winterfeld

DATE: January 23, 2001

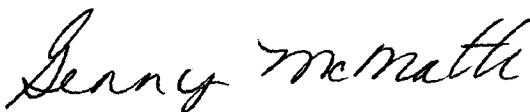
RE: irrigation questionnaires for 2353-3 (Donald Winterfeld) and 6144-3 (Doug Winterfeld)

COMMENTS:

Doug called in reference to the certified letter he received regarding his 2000 irrigation questionnaire. He thought all information would have been put on his dad's form (#2353-3). He said that they use the same pump site and he thought that by reporting on one, they were reporting for both. I told him that they could do that as long as they made a notation on the form that it included information for both.

Doug indicated that his father should have written down on 2353-3 that they did not irrigate during 2000. I told him that Donald Winterfeld reported irrigation of 75 acres in July and August. Doug indicated that his father was mistaken, they have not irrigated for two years however his dad may have been reporting the figures for the last time they irrigated.

Doug Winterfeld stated that both 2353-3 and 6144-3 need to reflect "No irrigation" took place in 2000.



Genny McMath
Environmental Scientist



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 23, 2001

6144-3

Doug Winterfeld
253 11th St NE
Sioux Center, IA 51250

Dear Mr. Winterfeld:

I am writing to acknowledge receipt of your 2000 irrigation questionnaire. You may disregard the January 19, 2001, "Notice" concerning reporting requirements for Water Permit No. 6144-3.

I completed a questionnaire for you based on our January 23rd telephone conversation. The questionnaire reflects that you did not irrigate during 2000. Also in follow-up to our telephone conversation, I changed the irrigation questionnaire for Water Right No. 2353-3 (Donald Winterfeld) to say that no irrigation took place in the year 2000.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda. Thank you for calling and if you have any questions, please contact me.

Sincerely,

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

Permit No. 6144-3
Big Sioux River - Water District

Report of Examination of Works and/or Application of Water to Beneficial Use

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

I have this day, July 26, 2005, made a thorough examination of the water use system constructed by Doug Winterfeld of 253 11th St NE, Sioux Center IA 51250 holder of Permit No. 6144-3, bearing the priority of May 17, 1999 authorizing the diversion of 1.11 cu. ft. per second of the waters of Big Sioux: South Aquifer for irrigation purposes, in Lincoln County.

Inspection contact & relationship **Doug Winterfeld - owner**
to permit holder, if applicable:

A. Works used to divert the water:

Well Information: Well is authorized by WR 2353-3.

- 1) Well Drilling Firm: Lacey Well Drilling
- 2) No. of Wells 1
- 3) Depth(s) 50 feet
- 4) Well log is available no
- 5) Comment:

Casing:

- 1) Diameter 14 inches
- 2) Length 40 feet
- 3) Type steel

Screen:

- 1) Type steel continuous slot
- 2) Length 10 feet
- 3) Static water level 4 feet

Pump:

- 1) Make Western Land Roller
- 2) Model
- 3) Size
- 4) Capacity 700 GPM

Motor:

- 1) Make US Electric
- 2) Model No.
- 3) Horsepower rating 40 hp

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

- 1) Type steel
- 2) Size 6 inches
- 3) Length 1600 feet

C. Works used to apply water to beneficial use:

Center pivot:

- 1) Make Reinke
- 2) Overall length 1320 feet
- 3) Number of towers 10
- 4) End gun yes
- 5) High or low pressure high
- 6) Capacity 700 GPM

Chemigation Equipment:

- 1) Does chemigate no

D. Compliance with Permit Requirements:

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

The system is in good condition with the point(s) of diversion located as follows: 2240' E and 1340' N of the SW corner Section. The works are capable of diverting and conveying to the place of use 1.56 cu. ft. per second of water and which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

Section 24-T96-R48W: 6144-3
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 31 ac.
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 31 ac.

Section 24-T96-R48W: 2353-3
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 31 ac.
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 31 ac.

Comprising a total of 62 acres of land and the license should be issued for 0.78 cfs.

All structures, wells and lands on map yes

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

The center pivot irrigates 62 acres from a well authorized by LC 2353-3 held by Donald Winterfeld in addition to 62 acres authorized by WR 6144-3 held by Doug Winterfeld. Combined the center pivot irrigates 124 acres at a rate of 1.56 cfs or 700 gpm.



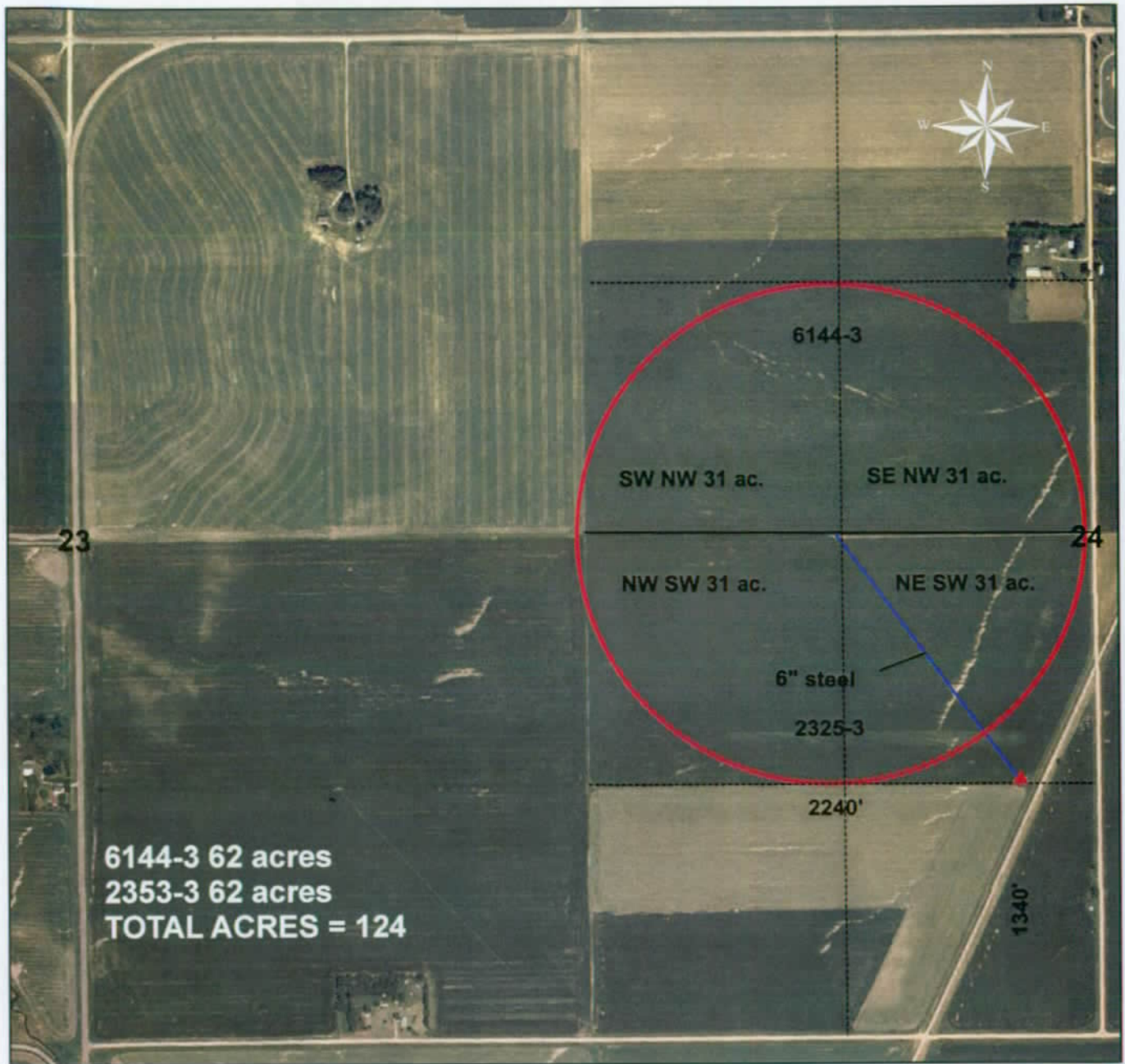
Lynn Beck
Natural Resources Engineer Specialist
DENR, Water Rights Program

Date report completed: August 15, 2005

Lat: 43.116156
Long: -96.461822

WATER RIGHT NO. 6144-3
DOUG WINTERFELD
August 15, 2005

R48W



Lynn Beck

Lynn Beck
Natural Resources Engineer Specialist
DENR, Water Rights Program
August 12, 2005

South Dakota Department of
Environment and Natural Resources



Protecting South Dakota's Tomorrow ... Today



STATE OF SOUTH DAKOTA

WATER LICENSE NO. 6144-3

(1) Doug Winterfeld, 253 11th St NE, Sioux Center IA 51250 made Application No. 6144-3, May 17, 1999 for a water permit to divert 1.11 cubic feet of water per second from groundwater (one well), Lincoln County, South Dakota for irrigation purposes. Permit No. 6144-3, with a priority date of May 17, 1999 was approved July 5, 1999 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before July 5, 2004 and for the application to beneficial use of water on or before July 5, 2008.

(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 holder and/or owner of Water Right No. 6144-3 is issued a license, bearing a priority date of May 17, 1999 to appropriate 0.78 cubic feet of water per second from groundwater (one well) to irrigate 62 acres.

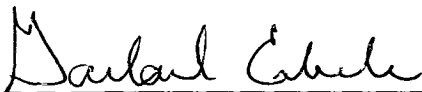
The diversion point is located: 2,240 feet east and 1,340 feet north of the southwest corner Section 24-T96N-R48W (NE ¼ SW ¼). The acres authorized for irrigation are as follows:

Section 24-T96N-R48W	SE ¼ NW ¼	31 acres
	SW ¼ NW ¼	31 acres
Total 62 acres		

Water License No. 2353-3 utilizes the same well to irrigate N ½ SW ¼ Section 24-T96N-R48W.

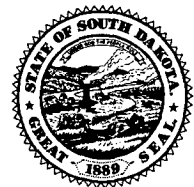
(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit No. 6144-3 including the following now applicable qualification:

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

SEP 30 2005
date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

SEP 30 2005

2353-3
6144-3

Doug Winterfeld
253 11th St NE
Sioux Center IA 51250

Dear Mr. Winterfeld:

Enclosed are Water License Nos. 2353-3 & 6144-3. These are the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 001980 in the amount of \$50.00 which you paid for the investigation and issuance of the Water License.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Sincerely,

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

enclosures



6144-3

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: DOUG WINTERFELD, 253 11TH ST NE, SIOUX CENTER, IA 51250

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) 6144-3. 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) 6144-3 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) 6144-3 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.

6144-3

[Home](#) | [Help](#)[Track & Confirm](#)

Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 3776
Status: **Delivered**

Your item was delivered at 11:22 AM on January 22, 2008 in SIOUX CENTER, IA 51250. The item was signed for by S WINTERFELD.

[Additional Details >](#)[Return to USPS.com Home >](#)

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No FEAR Act EEO Data

FOIA



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USPS is proud to be a leading provider of services to the nation.

DOUG WINTERFELD
253 11TH ST NE
SIOUX CENTER IA 51250

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

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 3776



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

January 29, 2008

6144-3

Doug Winterfeld
253 11th St NE
Sioux Center IA 51250

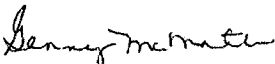
Dear Mr. Winterfeld:

I am writing to acknowledge receipt of your 2007 irrigation questionnaire. You may disregard the January 18, 2008, "Notice" concerning reporting requirements for Water Right No. 6144-3.

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

If you have any questions, please contact me.

Sincerely,


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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 20, 2010

6144-3

Doug Winterfeld
543 12th St Cir SE
Sioux Center IA 51250-1256

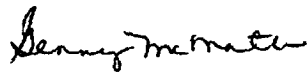
Dear Mr. Winterfeld:

Enclosed is a "Notice" dated October 15, 2010 concerning the 2010 irrigation questionnaire.

The notice was originally mailed to 253 11th St NE, Sioux Center, IA. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,


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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

October 17, 2011

6144-3

Doug Winterfeld
2317 Ridge Rd
Sioux Center IA 51250 2934

Dear Mr. Winterfeld:

Enclosed is a "Notice" dated October 14, 2011 concerning the 2011 irrigation questionnaire.

The notice was originally mailed to 543 12th St Circle SE, Sioux Center IA. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

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

enclosures