

WATER PERMIT NO. 61/6-5

Name of Applicant: Larry Krause

Address: 37585 149th St, Mansfield SD 57460

Phone: 605 887-3562

Amount of Water Claimed: 2.0

Total Acres: 160

Source of Water Supply: groundwater

Water to be used for: irrigation

County: Spink

Type of Waste Disposal System:

Location: 6 miles west of Mansfield

PRIORITY

Date Received: 1-24-2000

Fee: \$250

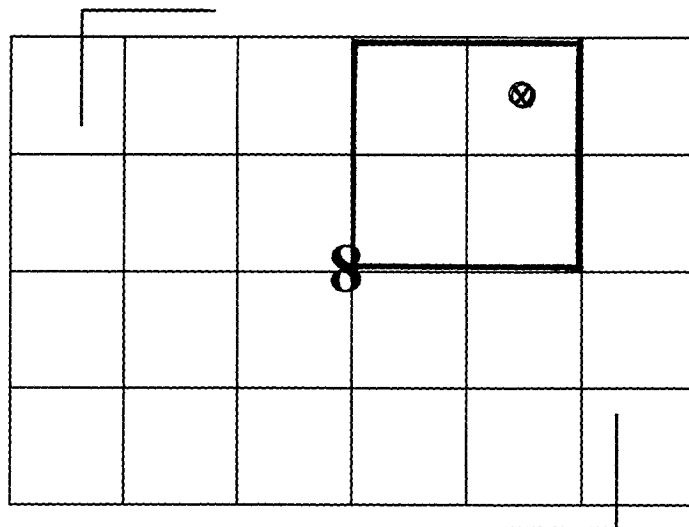
Corrected Application Received:

Period of Annual Use: April 1 – October 31

Remarks:

Diversion Point: NE ¼ NE ¼ Sec 8-T120N-R65W

Land to be Irrigated: NE ¼ Sec 8-T120N-R65W



Depth of Well: 160 feet deep

Well Driller: : Pullman Well Drilling

Remarks:

Type of Map: aerial

Prepared by: Douglas Ford, NRCS

Reviewed and the Number Assigned on: 2-8-2000

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____

SOUTH DAKOTA
WATER PERMIT NO. 6176-3

Date of first receipt of application January 24, 2000.

Date of return to applicant for corrections, amendments or changes January 24, 2000.

Date of receipt of corrected application February 8, 2000.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6176-3 to Larry Krause, 37585 149th St, Mansfield SD 57460 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. 6176-3 appropriates 2.0 cubic feet of water per second from one well (Middle James:Aberdeen Aquifer) 160 feet deep located in the NE ¼ NE ¼ Section 8 to irrigate 150 acres located in the NE ¼ Section 8; all in T120N-R65W.
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 January 24, 2000.
4. The date of approval of Permit No. 6176-3 is March 20, 2000.
5. One-fifth of the construction is to be completed on or before September 20, 2002.
6. All construction is to be completed on or before March 20, 2005.
7. Water is to be put to beneficial use on or before March 20, 2009.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 6176-3 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.
3. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

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

MAR 30 2000

date



Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>6176-3</u>	(office use only) Hydrologic Unit <u>10160008</u>
	Basin <u>Dames River</u>	
	Newspaper <u>The Redfield Press, Redfield, 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 Larry Krause Phone 605-887-3562
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address 37585 - 149th St., Mansfield State SD 57460
(Street, RR, or Box and City) (Zip Code)
- Amount of water claimed 20 *CFS or 900 **GPM ***AF- Total Acreage 150
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable
- Source of water supply Middle James Aquafor
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W)
NE 1/4 of NE 1/4 8-120-65, 780 ft. southwest of northeast corner
County Spink
- County or counties where water will be used Spink
- Annual period during which water is to be used April to October 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
NE 1/4 of NE 1/4 8-120-65	30		
NW 1/4 of NE 1/4 8-120-65	40		
SE 1/4 of NE 1/4 8-120-65	40		
SW 1/4 of NE 1/4 8-120-65	40		

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

1 - Quarter Section Pivot, Engine, Well, Pump and Pipe.
Also, some gravity irrigation in corners.

STATE OF SOUTH DAKOTA) SS
County of Brown

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, Larry Krause, 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 Larry Krause

Subscribed and sworn to before me this 21st day of January 192000

Letitia M. Krause
Notary Public signature

Commission Expires 5-10-2003

Supplemental Information

(type or print in ink)



1. Well Information - Proposed Construction

- a) Drill Hole Diameter 30" Depth 160'
- b) Casing Type plastic Diameter 12" Thickness 3/8"
- c) Screen Type plastic Diameter 12" Thickness 3/8"
- d) Gravel Pack pea gravel Length of Gravel Pack 100'
- e) Depth to Top of Water Bearing Material 60'
- f) Depth to Water (ground surface to water level) 22'
- g) Distance to nearest existing domestic well:

On applicants property 50'On property owned by others unknown

WEB serves most neighbors

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 _____

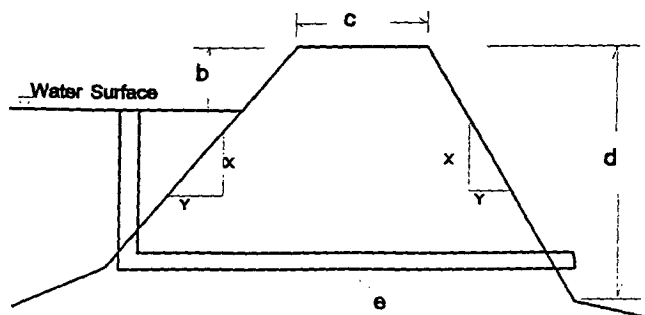
3. Dugout Information

- 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

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

N^o 416363

Pierre, ⁹ January 24, 2000

RECEIVED OF Krause Allbee Farms, 37841 - 147th St., Mansfield, SD 57460-6801
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>6176-3</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. <u>6176-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	300 00

By Howard E. L. L. L.
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 24, 2000

Larry Krause
37585 149th St
Mansfield SD 57460

Dear Mr. Krause:

Thank you for submitting the *Application for a Permit to Appropriate Water* for irrigation of 160 acres in Spink County. A well log signed by a South Dakota licensed well driller must accompany the application.

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

Sincerely,

Karen Schlaak
Karen Schlaak
Water Rights Program
605 773-3352

*Larry Krause
Called 2/8/00*

*Pullman drilled
test hole. I told
him to get them
to find it and
we'd start processing
appl's*

REPORT ON WATER PERMIT APPLICATION NO. 6176-3
for Larry Krause
February 15, 2000

Application No. 6176-3 proposes to appropriate 2.0 cfs (898 gpm) from one well approximately 160 feet deep located in the NE 1/4 NE 1/4 of Section 8 to irrigate 150 acres located in the NE 1/4 of Section 8; all in T120N-R65W in Spink County.

AQUIFER - MIDDLE JAMES ABERDEEN (MJ-A)

The Middle James Aberdeen is a buried outwash (sand and gravel) which is under confined or artesian conditions at this site. The Middle James aquifer underlies 160 square miles and contains an estimated 610,000 acre feet of water in storage in Spink County (Hamilton, 1996). The Middle James aquifer is essentially equivalent to the Middle James Aberdeen management unit described in the corps report (Hedges, 1982). The aquifer extends into Brown County to the north where the aquifer is more extensive and may also be hydraulically connected to the overlying Elm aquifer in Brown County.

No test well data is supplied with this application. The well for this application is to be located about one quarter mile from observation well SP-77A. The log for the observation well indicates aquifer from about 63 feet to 148 feet below land surface. This information combined with information from another irrigation well about one-half mile south and the aquifer mapping provided in the Spink County Study all reinforce the likelihood of sufficient thickness and extent of aquifer in this area. It will still be necessary to drill a test well to verify these estimates and to locate a site for a production well.

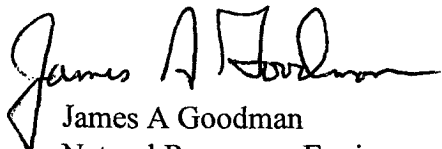
The Water Rights Program does monitor three observation wells located within two miles of this application. Two of these observation wells (SP-77A and SP77B) are completed into the Middle James Aberdeen aquifer and one observation well (BN-77C) is completed into a deeper aquifer named the Deep James, however, at this site the Deep James aquifer appears to be hydraulically connected to the overlying Middle James Aberdeen. The hydrographs for the three observation wells all show similar responses to pumping. In general, the observation well record indicates the aquifer does recharge and is capable of sustaining additional withdrawals (Water Rights, 2000).

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are two existing water rights and two irrigation wells within one mile to the south of this application. Interference will occur. That is, drawdown created by pumping will extend between wells. This is shown by the fluctuation of water levels on the observation well hydrographs. In fact, observation well SP-77A has fluctuated over 20 feet during the irrigation season in the past. The addition of a new irrigation well in this area will increase drawdown but this is not expected to cause adverse effects. The other wells have been in use for many years with no recent complaints.

CONCLUSIONS

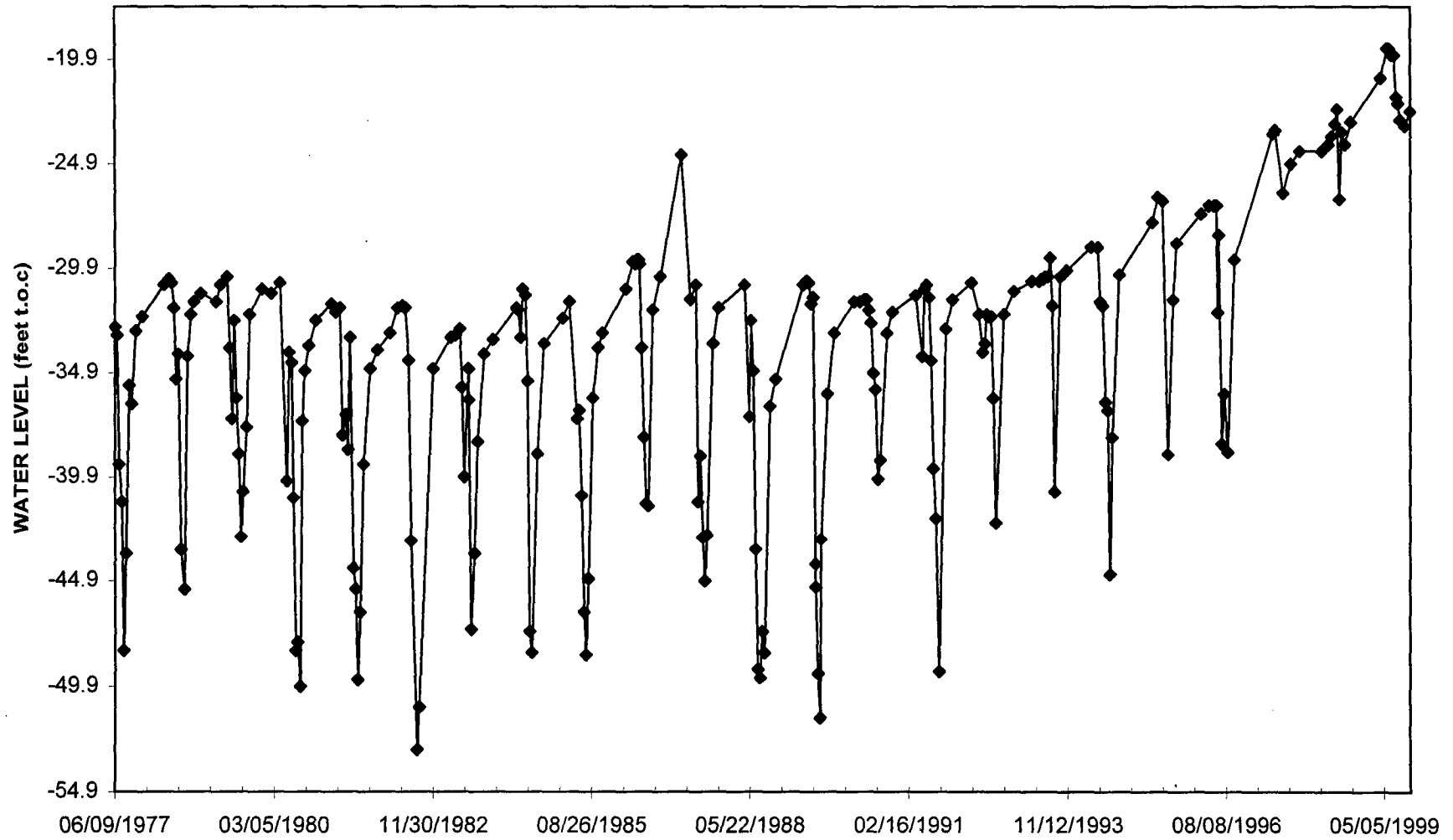
1. Water is available from the Middle James Aberdeen aquifer.
2. The aquifer is confined and under artesian conditions. Drawdown will occur as a result of pumping. This new well will increase the amount of drawdown in the area. This is not expected to cause any adverse effects on the existing irrigation wells.
3. Observation wells are in place to monitor drawdown and the historical record is available to evaluate possible interference claims.
4. The well authorized by this application must be constructed in accordance with SD Well Construction Standards.


James A Goodman
Natural Resources Engineer

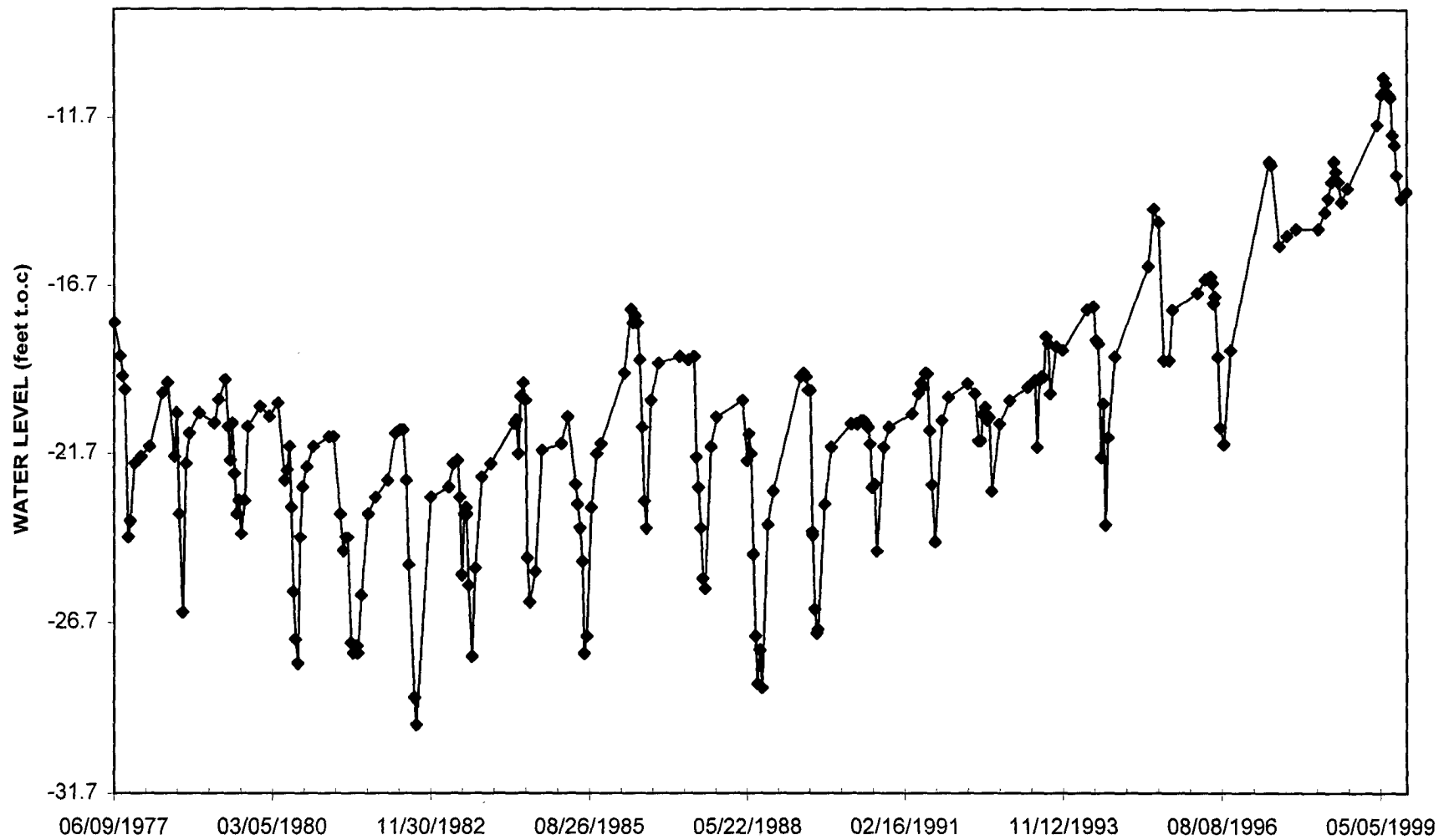
BIBLIOGRAPHY

- Hamilton, L.J., L.W. Howells, 1996, Water Resources of Spink County, South Dakota, Water Resources Investigations Report 96-4056, USGS, Rapid City, SD, 57702.
- Hedges, L.S., etal, 1982, Evaluation of Ground-Water Resources Eastern SD and Upper Big Sioux River, SD and Iowa, for US Army Corps of Engineers, SDGS, Vermillion, SD, 57069.
- Water Rights, 2000, Unpublished Observation Well Data for Brown and Spink County, SD DENR, Division of Environmental Services, Water Rights Program, Pierre, SD, 57501.

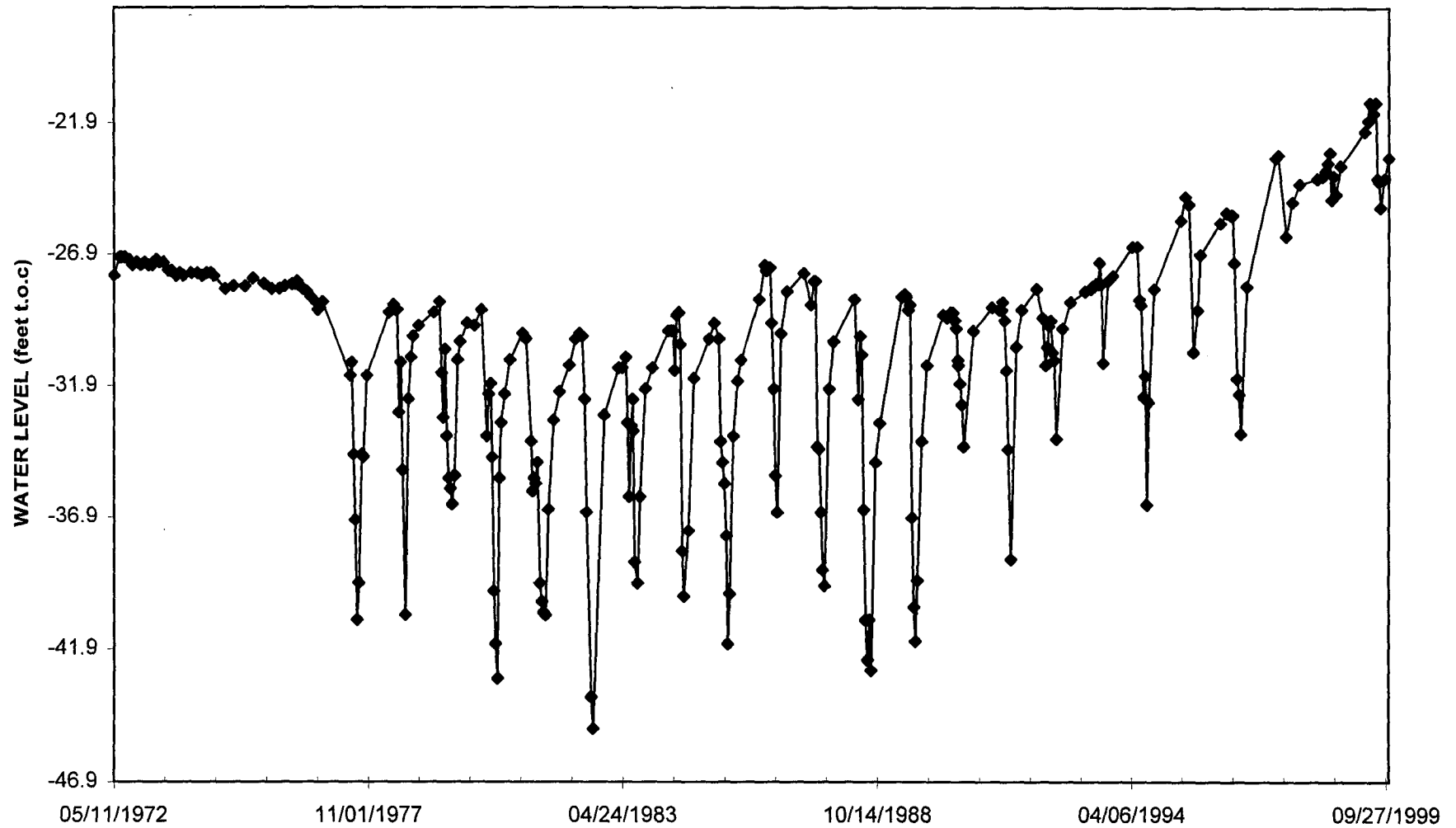
WATER RIGHTS' OBSERVATION WELL
SP-77A



**WATER RIGHTS' OBSERVATION WELL
SP-77B**



**WATER RIGHTS' OBSERVATION WELL
BN-77C**



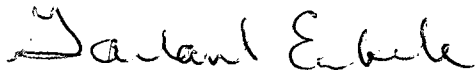
**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6176-3, Larry Krause**

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. 6176-3, Larry Krause, 37585 – 149th Street, Mansfield SD 57460.

The Chief Engineer is recommending APPROVAL of Application No. 6176-3 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. The well authorized by Permit No. 6176-3 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.
3. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

See report on application for additional information.



Garland Erbele, Chief Engineer
February 22, 2000



**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.

February 23, 2000

Larry Krause
37585 149th St.
Mansfield, SD 57460

Dear Mr. Krause:

Water Permit Application No. 6176-3 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 Redfield Press printed at Redfield, SD (Ph # (605) 472-0822). 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

February 23, 2000

The Redfield Press
Box 440
Redfield, SD 57469-0440

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 6176-3 to Appropriate Water to be published twice. Please publish the first notice on March 1, 2000, 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 Larry Krause, 37585 149th St., Mansfield, SD 57460 (Ph # (605) 887-3562).

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-----

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

No. 6176-3

Date _____

We are in receipt of your letter of February 23, 2000, enclosing Notice of Hearing to Appropriate Water by Application No. 6176-3 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 March 1, 2000, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6176-3 to Appropriate Water

Notice is given that Larry Krause, 37585 149th St, Mansfield SD 57460 has filed an application for a water permit to appropriate 2.0 cubic feet of water per second from one well (Middle James:Aberdeen Aquifer) 160 feet deep located in the NE ¼ NE ¼ Section 8 to irrigate 150 acres located in the NE ¼ Section 8; all in T120N-R65W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6176-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by March 20, 2000.

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

County of Spink



Notice of Application No. 6176-3 to Appropriate Water

No. 77

Notice is given that Larry Krause, 37585 149h St, Mansfield SD 57460 has filed an application for a water permit to appropriate 2.0 cubic feet of water per second from one well (Middle James/Aberdeen Aquifer) 160 feet deep located in the NE 1/4NE 1/4 Section 8 to irrigate 150 acres located in the NE 1/4 Section 8; all in T120N- R65W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6176-3 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 this application or recommending this application or recommending this application must file a written petition with the 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 (605 773-3952)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by March 20, 2000.

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.

(March 1, 8)

I, Deborah M Reinhold of said County and State, being first duly sworn on oath, say that THE REDFIELD PRESS is a legal weekly newspaper as defined in Sec. 65.0508 South Dakota Code 1939, as amended by Chapter 298 of the Session of Laws of 1939, printed and published in the English language in the City of Redfield, in said County and State, by THE REDFIELD PRESS, and has been such newspaper during the time hereinafter mentioned, and that I Deborah M Reinhold, the undersigned, am Office Manager of said newspaper in charge of the advertising department thereof, and have personal knowledge of all the facts stated in this affidavit, and that the legal or official notice entitled:

Water application

a printed copy of which is hereto attached, was printed and published in said newspaper in 2 successive issues, to wit:

The first publication being made on March 1 2000
2nd March 8 2000 5th 20
3rd 20 6th 20
4th 20 7th 20

that the full amount of the fee charged for publishing the same to-wit: the sum of \$ 34.98, insures to the benefit of the publisher of THE REDFIELD PRESS, 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.

Deborah M Reinhold

Subscribed and sworn to before me this 3rd day of March, 2000.

Harvey Haider
Notary Public, Spink County, South Dakota

(SEAL)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAR 30 2000 7

Larry Krause
37585 149th St.
Mansfield, SD 57460

Dear Mr. Krause:

Enclosed is Water Permit No. 6176-3 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.

Sincerely,

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

enclosures

SOUTH DAKOTA WATER WELL COMPLETION REPORT

07-92

Location NE 1/4 NE 1/4 Sec 8 Twp 120 Rg 65
County Spink North

Please mark well location with an "X"

W

+

+

+

E

1 Mile

Well Completion Date

6-04

LOCATION:

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

PROPOSED USE:

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

METHOD OF DRILLING:

Forward Rotary

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe SDR 21 12" PVC

PIPEWEIGHT DIAMETER 12" FROM +1.5 TO 120 HOLE DIAMETER

_____ LB/FT	_____ IN	_____ FT	_____ FT	17 1/2" IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA

Grout Type Bent. No. of Sacks 26 Grout Weight _____ lb./gal From -20 ft To 118 ft

Neat cement 8 lb./gal 0 ft 20 ft

Describe grouting procedure Pressure grouted w/ tremie

SCREEN:

☐ Perforated pipe ☒ Manufactured

Diameter 12" PS IN Length 40 FEET

Material PVC SDR-21

Slot Size 51 Set From 120 Feet to 160 Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION: Was well disinfected upon completion?

C ☒ YES, How: Pre-Chlorinated Drill fluid

_____ NO, Why Not? _____

Laboratory sent to for water quality analysis _____

Well Owner: Larry Krause

Business Name: 37585 149 St.

Address: Mansfield, S. D. 57460

WELL LOG:

FORMATION	DEPTH	
	FROM 2	TO 50
Clay		
Fine sand W/ clay lenses	50	88
Very fine sand	88	95
Fine to med sand	95	118
Coarse sand and gravel	118	162

STATIC WATER LEVEL 27.125 Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through 2 1/2 inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced Flowrate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped Describe: Used 220 submersible

☐ Bailed _____

☐ Other _____

Pumping Level Below Land Surface

28.60 ft. After 1 Hrs. pumped 220 GPM

_____ ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate _____ GPM

REMARKS

Installed 600 GPM submersible w/ 40 HP motor

This well was drilled under license # 434

And this report is true and accurate.

Drilling firm M & W Drilling

Signature of License Representative:

Joe Wucetich

Signature of Well Owner or Equitable Property Holder:

Larry Krause

Date:

Aug. 1 - 2004

RECEIVED
 AUG 06 2004
 WATER RIGHTS PROGRAM

6176-3

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

Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 7668
Status: **Delivered**

Your item was delivered at 11:12 AM on January 26, 2009 in WARNER, SD 57479. The item was signed for by L KRAUSE.

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

Track & Confirm

Enter Label/Receipt Number.

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

Proof of Delivery

Verify who signed for your item by email, fax, or mail. [Go >](#)

[Site Map](#)[Contact Us](#)[Forms](#)[Gov't Services](#)[Jobs](#)[Privacy Policy](#)[Terms of Use](#)[National & Premier Accounts](#)

Copyright© 1999-2007 USPS. All Rights Reserved.

No FEAR Act EEO Data

FOIA

Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 7668

**KRAUSE ALLBEE FARMS
LARRY KRAUSE
37585 149TH ST
MANSFIELD SD 57460**

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

PS Form 3800, January 2007



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 2, 2009

Larry Krause
37585 149th St
Mansfield SD 57460

RE: Water Permit or Right Nos. 3652-3, 5128-3, 5896-3 and 6176-3

Dear Mr. Krause:

I am writing to acknowledge receipt of your 2008 irrigation questionnaires. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Permit or Right Nos. 3652-3, 5128-3, 5896-3 and 6176-3.

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

With regard to your note on two of the questionnaires indicating different ownership, transfer forms were sent to Barry Vculek last year and he has not yet followed up on the ownership changes. I will contact him again.

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



6176-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2015

NOTICE

TO: KRAUSE-ALLBEE FARMS, LARRY KRAUSE, 37585 149TH ST, MANSFIELD, SD 57460
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaire(s)

Our records indicate your 2014 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5128-3, 5896-3 & 6176-3. The request for the Questionnaire was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 5128-3, 5896-3 & 6176-3 qualification:

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

The hearing will be held at **10:00 am, March 4, 2015** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 5128-3, 5896-3 & 6176-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

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

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

February 9, 2015

5128-3
5896-3
6176-3

Larry Krause
Krause-Allbee Farms
37585 149th St
Mansfield SD 57460

Dear Mr. Krause:

I am writing to acknowledge receipt of the 2014 irrigation questionnaires.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right or Permit Nos. 5128-3, 5896-3 & 6176-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

Report of Examination of Works and/or Application of Water to Beneficial Use For Permit No. 6176-3

I have this day, November 16, 2016, made a thorough examination of the water use system constructed by Larry Kruse of 37585 149th St., Mansfield, SD 57460 of Permit No. 6176-3, bearing the priority of January 24, 2000 authorizing the diversion of 2.0 cu. ft. per second of Middle James:Aberdeen for irrigation purposes, in Spink County.

Inspection contact & relationship **Larry Kruse**
to permit holder, if applicable:

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: M & W Drilling
- 2) No. of Wells 1
- 3) Depth 162 feet
- 4) Well log is available Yes

Casing:

- 1) Diameter 12 inches
- 2) Length 121.5 feet
- 3) Type SDR 21 PVC

Screen:

- 1) Type PVC SDR 21
- 2) Length 40 feet
- 3) Static water level 27.125 feet

Pump:

- 1) Make submersible
- 2) Capacity 600 GPM

Motor:

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

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

- 1) Type underground pipe
- 2) Size unknown inches
- 3) Length ≈1,375 feet

Comments: Pipe length estimate based on distance from well to pivot center

C. Works used to apply water to beneficial use:

Center pivot:

- 1) Make Valley
- 2) Overall length ≈1325 feet
- 3) Number of towers 7
- 4) End gun Yes
- 5) Capacity 600 GPM

Chemigation Equipment:

- 1) Does chemigate No

D. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by Yes

If no, describe: n/a

- 2) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Yes

List any extended period of nonuse: none

- 3) Exceptions to compliance are: none

E. Condition and Location:

1. The system is in good condition with the point of diversion located as follows: NE ¼ NE ¼ Sec. 8-T120N-R65W (latitude: 45.22852, longitude: -98.67842) 795 feet south and 152 feet west of the NE corner of Sec. 8-T120N-R65W

2. The works are capable of diverting and conveying to the place of use 1.34 cu. ft. per second of water which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

legal description/acreage

NE ¼ NE ¼ Sec. 8-120N-65W 18 acres
SE ¼ NE ¼ Sec. 8-120N-65W 32 acres

legal description/acreage

SW ¼ NE ¼ Sec. 8-120N-65W 35 acres
NW ¼ NE ¼ Sec. 8-120N-65W 35 acres

comprising a total of 120 acres of land and the license should be issued for 1.34 cfs.

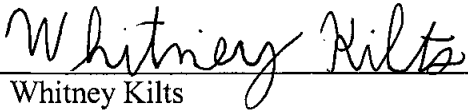
3. All structures, wells and lands on map Yes

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

House in NE corner prevents pivot from completing a full circle. Also Mr. Kruse indicated that he had intended to develop irrigation in the corners, but had gotten it done. I let him know that only what was

not

constructed could be licensed, but he could apply for additional acres if he decided to irrigate the corners in the future.



Whitney Kilts
Natural Resources Engineer
DENR, Water Rights Program

Date report completed: 12/12/2016



Completed by: *Whitney Kilts*
Whitney Kilts, Natural Resources Engineer
SD DENR, Water Rights Program

Diversion point located using Garmin eTrex 10 GPS
Date: December 11, 2016

Water Right No. 6176-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 30, 2017

6176-3

Larry Krause
37585 149th St
Mansfield SD 57460

Dear Mr. Krause:

Enclosed is Water License No. 6176-3. This is the final water right document completing your process of obtaining a Water Right. Included with your license is a map prepared by the staff engineer who conducted the field investigation.

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. 6176-3, 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,

Jeanne Goodman, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 6176-3

(1) Larry Krause, 37585 149th St, Mansfield SD 57460 made Application No. 6176-3, January 24, 2000 for a water permit to divert 2.0 cubic feet of water per second from one well - Middle James:Aberdeen Aquifer, Spink County, South Dakota for irrigation purposes. Permit No. 6176-3, with a priority date of January 24, 2000 was approved March 20, 2000 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before March 20, 2005 and for the application to beneficial use of water on or before March 20, 2009.

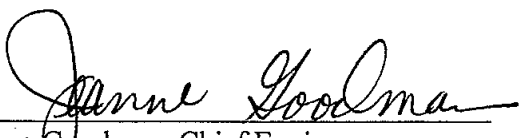
(2) The water supply system has been completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Codified Law 46-5-30.1, the holder and/or owner of Water Right No. 6176-3 is issued a license, bearing a priority date of January 24, 2000 to appropriate 1.34 cubic feet of water per second from one well – Middle James:Aberdeen Aquifer to irrigate 120 acres.

The diversion point is located: 795 feet south and 152 feet west of the NE corner of, Section 8-T120N-R65W (NE 1/4 NE 1/4). The acres authorized for irrigation are as follows:

<u>Section 8-T120N-R65W</u>	
NE 1/4 NE 1/4	18 acres
SE 1/4 NE 1/4	32 acres
SW 1/4 NE 1/4	35 acres
NW 1/4 NE 1/4	35 acres
Total 120 acres	

(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit No. 6176-3 including the following 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.
- The well authorized by Permit No. 6176-3 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.
- This Permit is approved subject to the irrigation water use questionnaire being submitted each year.


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

JAN 30 2017
date





6176-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: KRAUSE-ALLBEE FARMS, LARRY KRAUSE, 37585 149TH ST, MANSFIELD, SD 57460
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 5128-3, 5896-3 & 6176-3. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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) 5128-3, 5896-3 & 6176-3 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

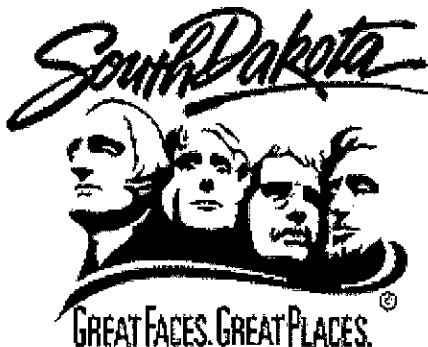
1. Suspend or cancel Permit No(s) 5128-3, 5896-3 & 6176-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **February 26, 2020** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: KRFZVL**

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.

6176-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 4, 2020

5128-3
5896-3
6176-3

Larry Krause
Krause-Allbee Farms
37585 149th St
Mansfield SD 57460

Dear Mr. Krause:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right Nos. 5128-3, 5896-3 & 6176-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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

6176-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

October 28, 2021

5128-3

5896-3

6176-3

Larry Krause
PO Box 109
Mansfield SD 57460 0109

Dear Mr. Krause:

Enclosed is a "Notice" dated October 22, 2021 concerning the 2021 irrigation questionnaires.

The notice was originally mailed to 36585 149th St., Mansfield SD. 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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 5, 2023

6176-3

Sam Helling
37585 149th St
Mansfield SD 57460

Dear Mr. Helling:

I am writing in regard to Water Right No. 6176-3 listed under the name of Larry Krause (copy enclosed). The 2022 irrigation questionnaire referenced you as the new owner.

Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change. Please review and complete as needed. Upon completion, please sign and return the form to our office with a required filing fee of \$50. The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please let me know. Thank you in advance for updating the water right.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

6176-3

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Agriculture and Natural Resources

Date January 30, 2023RECEIVED OF Samuel Helling 37585 149th St., Mansfield SD 57460

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$ _____
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$ _____
Fee to retain Future Use Permit No. _____ after period of seven years.	\$ _____
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$ _____
Fee for Filing Transfer Form <u>6176-3</u>	<u>\$50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law) TOTAL	<u>\$50.00</u>

By Eric Gronlund
Chief Engineer *vm*

PAID

JAN 30 2023

Ck# 2899

Rec't# _____

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DANR
523 E. Capitol
Pierre, SD 57501-3181

No. 6176-3

Date: _____

I/We request that Water Right No. 6176-3

formerly owned by: Larry Krause

be transferred to: (name & address) Samuel Paul Helling 37505 149th St
Mansfield SD 57460

Telephone No. (605) 290-5702

Title to the following described land(s)/property has been transferred as described above:

120 acres – NE ¼ Section 8, T120N, R65W

I/We understand that the validity of Water Right No. 6176-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Samuel P Helling, the new owner, certify that the above information is true and correct.

Samuel P Helling
(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIVED

JAN 30 2023

**OFFICE OF
WATER**



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 31, 2023

6176-3

Sam Helling
37585 149th St
Mansfield SD 57460

Dear Mr. Helling:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for filing an ownership change with Water Right No. 6176-3.

The ownership change has been completed. Water Right No. 6176-3, formerly held by Larry Krause is now listed under "Samuel Paul Helling".

Enclosed for your records is a receipt for the filing fee. If you have any questions, please let me know.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

enclosure



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 14, 2025

NOTICE

TO: SAMUEL P HELLING, 37585 149TH ST, MANSFIELD, SD 57460

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaire(s)

Our records indicate your 2024 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 6176-3. The request for the Questionnaire was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 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) 6176-3 qualification:

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

The hearing will be held on **Wednesday, March 5, 2025, at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 6176-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 5, 2025**, hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: UYNPKV**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

February 4, 2025

6176-3

Samuel P Helling
37585 149th St
Mansfield SD 57460

Dear Mr. Helling:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 6176-3. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

Amanda Dewell
Permitting Administrator
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us