

WATER PERMIT NO. 6200-3

Name of Applicant: Oscar Incorporated

Address: 18892 390th Ave, Hitchcock SD 57348

Phone: 605 266-2747

Amount of Water Claimed: 2.28 cfs

Total Acres: 160 acres

Source of Water Supply: groundwater

Water to be used for: irrigation

County: Spink

Type of Waste Disposal System:

Location: 7 miles north of Hitchcock

PRIORITY

Date Received: 5-8-2000

Fee: \$250

Corrected Application Received::

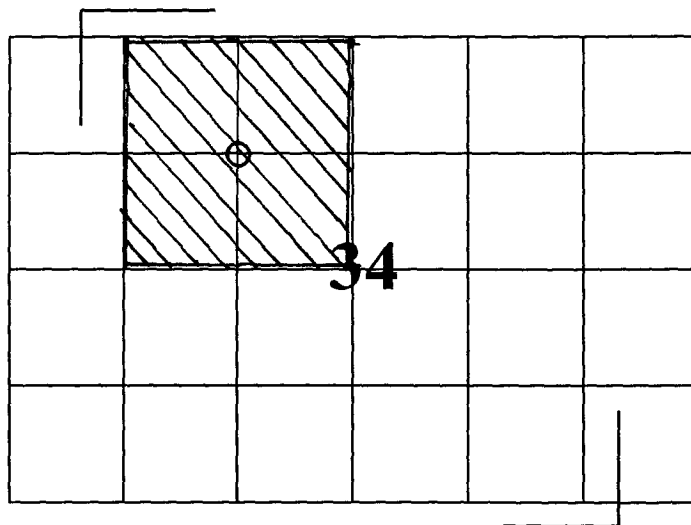
Period of Annual Use: April 1 – November 30

Remarks:

Diversion Point: center NW ¼ Sec 34-T115N-

R63W

Land to be Irrigated: NW ¼ Sec 34-T115N-R63W



Depth of Well: approximately 75 feet deep

Well Driller: :

Remarks:

Type of Map: aerial

Prepared by: Ron Duvall

Reviewed and the Number Assigned on: 5-9-2000

By: **Karen Schlaak**

Notice of Hearing - date to intervene:

SOUTH DAKOTA
WATER PERMIT NO. 6200-3

Date of first receipt of application May 8, 2000.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6200-3 to Oscar Inc., 18892 390th Ave, Hitchcock SD 57348 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. 6200-3 to appropriate 2.28 cubic feet of water per second from one well (Tulare-Hitchcock Aquifer) approximately 74 feet deep located in the center of NW ¼ Section 34 to irrigate 160 acres located in the NW ¼ Section 34; all in T115N-R63W.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 – November 30.
3. The date from which applicant may claim right is May 8, 2000.
4. The date of approval of Permit No. 6200-3 is July 31, 2000.
5. One-fifth of the construction is to be completed on or before January 31, 2003.
6. All construction is to be completed on or before July 31, 2005.
7. Water is to be put to beneficial use on or before July 31, 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. 6200-3 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

AUG 25 2000
date



Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>6200-3</u>	(office use only) Hydrologic Unit <u>10160006</u>
	Basin <u>James River</u>	
	Newspaper <u>Bedfield Press</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 Oscar Incorporated Phone 266-2747
(check one) Owner ☐ Tenant/lessee ☐
Mailing Address 18892 390th Ave Hitchcock SD State 57348
(Street, RR, or Box and City) (Zip Code)
- Amount of water claimed 2.28 *CFS or **GPM ***AF Total Acreage 160
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply ground water 1 well
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) Near center of
NW 1/4 34-115-63
County Spink
- County or counties where water will be used Spink
- Annual period during which water is to be used Apr 1 - Nov 30
- List below each forty acre division, or lot, or fraction thereof and show number of acres to be irrigated in each.
(Attach sheet if more space is needed)

Land Description	Acres	Land Description	Acres
<u>NW 1/4 34-115-63</u>	<u>160</u>		

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

STATE OF SOUTH DAKOTA) SS

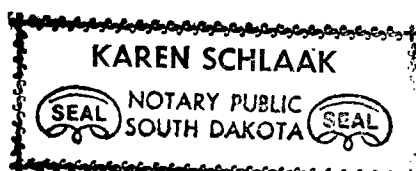
County of Hughes

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, F. H. Peterson, 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 Oscar Inc. by F. H. Peterson

Subscribed and sworn to before me this 8th day of May 2000



Karen Schlaak

Notary Public signature

KAREN SCHLAAK, Notary Public
My Commission Expires
April 1, 2004

Supplemental Information

(type or print in ink)



1. Well Information - Proposed Construction

see No. 3255-3

- a) Drill Hole Diameter _____ Depth ≈ 70-100
- b) Casing Type _____ Diameter _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth to Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:

On applicants property NAOn property owned by others 1/4 mile

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 _____

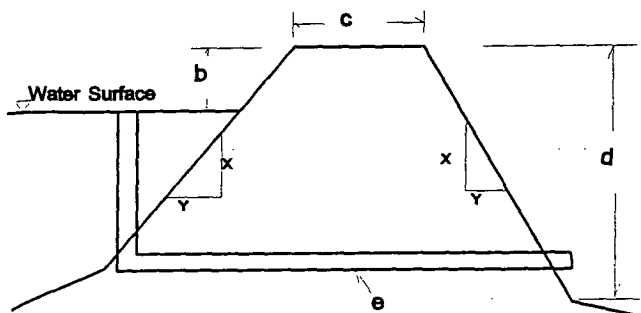
3. Dugout Information

- 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

MAP NOT TO SCALE
THIS IS NOT AN OFFICIAL WETLAND MAP

511

BRUCE KOPPLIN

T1098

T681

well
X

1.1513

-34

1.109.9

NC

T9698

T711

Don Jurell
Natural Resources Engineer
5/8/2000
Water Rights Program
NC



T20

4420-44

1.128

2.115.2

2.2.6

ALAN STEINHEUSER

NC 1.6.0

NC

513.9

1.76.6

7.5-63

T2485

T2498

6200-3

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

N2 416506

Pierre, May 8, 2000

Oscar, Inc., 18892 390th Ave, Hitchcock SD 57348-7007

RECEIVED OF _____
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 _____	250	00
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	300 00

By Garland Eckel
Chief Engineer 1/15



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6200-3, Oscar, Inc.**

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. 6200-3, Oscar, Inc., c/o Floyd Peterson, 18892 390th Avenue, Hitchcock, SD 57348.

The Chief Engineer is recommending APPROVAL of Application No. 6200-3 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. 6200-3 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
July 5, 2000

REPORT ON WATER PERMIT APPLICATION NO. 6200-3
for Oscar, Inc.
June 28, 2000

Application No. 6200-3 proposes to appropriate 2.28 cfs (1023 gpm) from one well approximately 74 feet deep located in the center of the NW 1/4 of Section 34 to irrigate 160 acres located in the NW 1/4 of Section 34; all in T115N-R63W in Spink County.

AQUIFER - TULARE HITCHCOCK (T-H)

The Tulare Hitchcock is a surficial outwash (sand and gravel) which is under predominantly water table conditions in this area. The aquifer underlies 96,000 acres and contains an estimated 360,000 acre feet of recoverable water in storage in Spink County (Hedges, 1982). Ground water movement is from southwest to northeast across the area of this application (Hamilton, 1996). The aquifer extends into Hand County to the west where it is called the Tulare Western Spink aquifer and to the south into Beadle County.

No test hole information is supplied with this application. There are existing irrigation wells within one mile to the northwest and there is an observation well (SP-80B) about one mile south of this application. The aquifer probably does underlie this property but test wells will have to be drilled to evaluate the aquifer potential. None of the area domestic wells, observation well or other test wells approach the estimated depth of 74 feet, most are less than 50 feet in total depth.

The Water Rights Program does monitor an observation well (SP-80B) which is located within one 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, 2000). A hydrograph for this observation well is included with this report.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are two other existing Water Right Nos. 3255-3 and 2486-3 which are located within a one mile radius of this application. The nearest existing irrigation well is for water right No. 3255-3 (about one-half mile north) and this also belongs to the applicant. Interference is not expected to be a concern. Drawdown created by pumping does not extend very far from individual production wells.

CONCLUSIONS

1. Water is available from the Tulare Hitchcock aquifer.
2. The aquifer is under water table conditions and drawdown created by pumping should not be significant. Interference is not a concern.
3. No test well information was provided with the application. The existing information for the area including the county study, observation wells, domestic wells, and other irrigation wells

in the area indicate the likelihood that the aquifer is present in the subsurface. However, the information also indicates that the aquifer is probably less than 50 feet thick. Test holes will need to be drilled to further evaluate the aquifer potential for this application.

4. The well authorized by this application, if approved, must be constructed in accordance with SD Well Construction Standards.


James A Goodman
Natural Resources Engineer

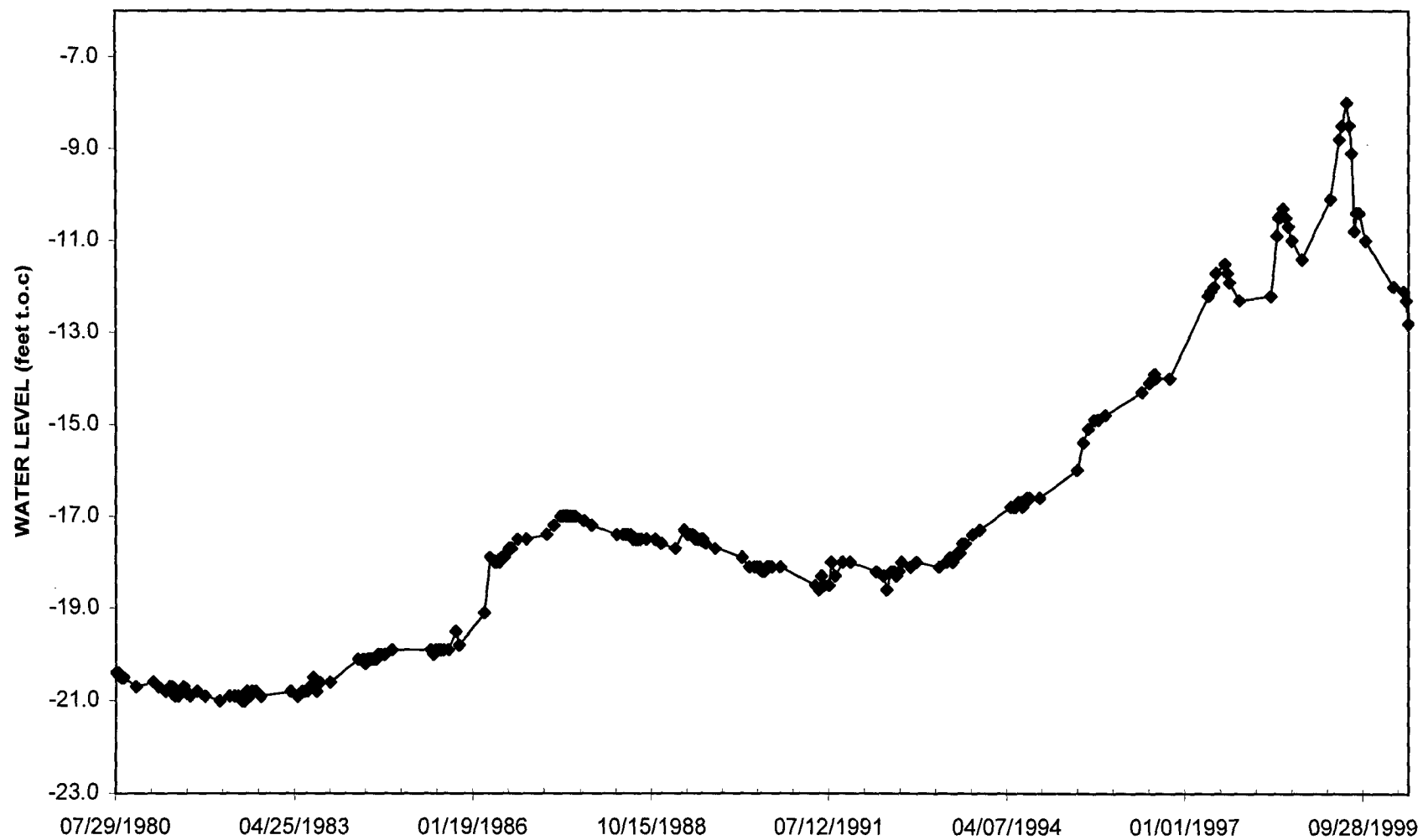
BIBLIOGRAPHY

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., et al., 1982, Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River, South Dakota and Iowa, for US Army Corps of Engineers, SD DENR, SDGS, Vermillion, SD, 57069.

Water Rights, 2000, Unpublished Observation Well Data for the Tulare Hitchcock aquifer, SD DENR, DES, Water Rights Program, Pierre, SD, 57501.

**WATER RIGHTS' OBSERVATION WELL
SP-80B**





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

July 6, 2000

Oscar Incorporated
%Floyd Peterson
18892 390th Ave.
Hitchcock, SD 57348

Dear Mr. Peterson:

Water Permit Application No. 6200-3 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 /KSS

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 57501-3182
www.state.sd.us/denr

July 6, 2000

Redfield Press
Box 440
Redfield, SD 57469-0440

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 6200-3 to Appropriate Water to be published twice. Please publish the first notice on July 12, 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 Oscar Incorporated, %Floyd Peterson, 18892 390th Ave., Hitchcock, SD 57348 (Ph # (605) 266-2747).

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 /KS

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. 6200-3

Date _____

We are in receipt of your letter of July 6, 2000, enclosing Notice of Hearing to Appropriate Water by Application No. 6200-3 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 July 12, 2000, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6200-3 to Appropriate Water

Notice is given that Oscar Incorporated, c/o Floyd Peterson, 18892 390th Ave, Hitchcock SD 57348 has filed an application for a water permit to appropriate 2.28 cubic feet of water per second from one well (Tulare-Hitchcock Aquifer) approximately 74 feet deep located in the center of NW ¼ Section 34 to irrigate 160 acres located in the NW ¼ Section 34; all in T115N-R63W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6200-3 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 July 31, 2000.

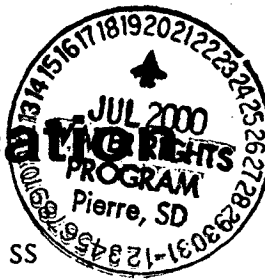
The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Spink

SS



Notice of Application

No. 6200-3 to
Appropriate Water

No. 30

Notice is given that Oscar Incorporated, c/o Floyd Peterson, 18892 390th Ave, Hitchcock SD 57348 has filed an application for a water permit to appropriate 2.28 cubic feet of water per second from one well (Tulare-Hitchcock Aquifer) approximately 74 feet deep located in the center of NW 1/4 Section 34 to irrigate 160 acres located in the NW 1/4 Section 34; all in T115N-R63W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6200-3 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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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. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

(July 12, 19)

I, Billy L. Hanson, 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 Billy L. Hanson, the undersigned, am Publisher 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:

No 3D water ap - Floyd Peterson

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 July 12 20 00
2nd July 19 20 00 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.

Billy L. Hanson

Subscribed and sworn to before me this 19th day of July, 2000.

Deborah M. Reinbold
Notary Public, Spink County, South Dakota

(SEAL)

$$67 \times .29 = 19.43 \times 80\% = 15.55$$

34.98

cf copy



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Oscar, Inc.
c/o Floyd Peterson
18892 390th Ave
Hitchcock SD 57348

Dear Mr. Peterson:

Enclosed is Water Permit No. 6200-3 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

Permit No. 6200-3
James River - Water District

Report Of Examination Of Works And/Or Application of Water To Beneficial Use

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

I have these days, June 30, 2005, made a thorough examination of the water use system constructed by Oscar, Inc., c/o Floyd "Oscar" Peterson, 18892 390th Avenue, Hitchcock SD 57348 holder of Permit No. 6200-3, bearing the priority of May 8, 2000 authorizing the diversion of 2.28 cu. ft. per second of the waters of the Tulare:Hitchcock Aquifer for irrigation purposes, in Spink County.

I have to report on the conditions of the same as follows:

A. Works used to divert the water:

One well completed into the Tulare:Hitchcock Aquifer equipped with Western Land Roller pump and Amarillo gear drive. A 150 hp John Deere John Deere diesel (4045) is used at the power source.

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

An 8" suction line from the well to the center pivot

C. Works used to apply water to beneficial use:

A T-L 8 tower center pivot

The system is in the following condition excellent. The point of diversion is located approximately 1,320 feet south and 1,380 east of the NW corner of Section 34, T115N, R63W (Lat N 44.73042 W-098.396882). The works are capable of diverting and conveying to the place of use 1.89 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:

All in Section 34, T115N, R63W

NW ¼ NW ¼	34 acres	NE ¼ NW ¼	34 acres
SW ¼ NW ¼	34 acres	SE ¼ NW ¼	34 acres

comprising a total of 136 acres of land and the license should be issued for 1.89 cfs.

Applicable permit qualifications have been complied with: Yes X

Exceptions to compliance are: None

Date Report Completed: August 2, 2005


Eric Gronlund
Natural Resources Engineer
DENR, Water Rights Program

FIELD INVESTIGATION REPORT FOR PERMIT NO. 6200-3

DATE OF INVESTIGATION:	June 30, 2005
NAME & ADDRESS OF INVESTIGATION CONTACT/ RELATIONSHIP TO PERMIT HOLDER, IF APPLICABLE	Floyd "Oscar" Peterson 18892 390 th Avenue Hitchcock SD 57348
NAME & ADDRESS OF PERMIT HOLDER	Same

DIVERSION POINT LEGAL LOCATION: approximately 1,320 feet south and 1,380 east of the NW corner of Section 34, T115N, R63W (Lat N 44.73042 W-098.396882).

WELL INFORMATION:

- 1) Well Drilling Firm: Pullman Well Drilling
- 2) No. of Wells 1
- 3) Depth(s) 63 feet
- 4) Well log is available yes
- 5) Comment: well logs states 800 gpm. Mr. Peterson told me the well produces 850 gpm

Casing:

- 1) Diameter 16 inches
- 2) Length 48 feet
- 3) Type

Screen:

- 1) Type stainless steel
- 2) Length 15 feet
- 3) Static water level 19 feet

Pump on Well

- 1) Make Western Land Roller (Amarillo Gear Drive 560A)
- 2) Size
- 3) Capacity 850 gpm

Motor

- 1) Make John Deere (diesel)
- 2) Model No 4045 TF150
- 3) Horsepower rating 150 hp

DISTRIBUTION LINES OR CANALS: from well to center pivot

1) Type aluminum 2) Size 8 inches 3) Length 40 feet

SYSTEM TYPE:

Center pivot:

- 1) Make T-L
- 2) Overall length 1200 feet
- 3) Number of towers 8
- 4) Distance between towers 150 feet
- 5) End gun Yes
- 6) High or low pressure medium
- 7) Capacity 850 GPM

CHEMIGATION EQUIPMENT: no chemigation at time of licensing investigation

PERMIT QUALIFICATIONS:

- 1) Special qualifications to permit being abided by Yes
- 2) All structures, wells and lands on map Yes
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Yes

COMMENTS: With the recent rains the trail into the pivot was too wet to travel. Mr. Peterson said the well, motor and pivot was the same set-up as Permit Nos. 6332-3 and 6196-3

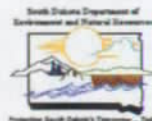


Pivot located in the NW $\frac{1}{4}$ Section 34, T115N, R63W and authorized by Water Permit No. 6200-3. Picture taken from the NW $\frac{1}{4}$ of Section 34 looking southeast



0 625 1,250 2,500 3,750 5,000 Feet

Well is located approximately 1,320 feet south and 1,380 feet east of
the NW corner of Section 34, T115N, R63W
Lat/Lon N44.73042 W-98.396882



Eric Gronlund
Eric Gronlund
Water Rights Program, DENR
Licensing Investigation - June 30, 2005

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 6200-3

(1) Oscar, Inc., c/o Floyd Peterson, 18892 390th Ave, Hitchcock SD 57348 made Application No. 6200-3, May 8, 2000 for a water permit to divert 2.28 cubic feet of water per second from groundwater (one well), Spink County, South Dakota for irrigation purposes. Permit No. 6200-3, with a priority date of May 8, 2000 was approved July 31, 2000 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before July 31, 2005 and for the application to beneficial use of water on or before July 31, 2009.

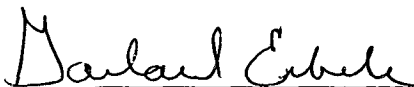
(2) The water supply system has been completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Codified Law 46-5-30.1, the holder and/or owner of Water Right No. 6200-3 is issued a license, bearing a priority date of May 8, 2000 to appropriate 1.89 cubic feet of water per second from groundwater (one well) to irrigate 136 acres.

The diversion point is located: approximately 1,320 feet south and 1,380 feet east of the northwest corner of Section 34-T115N-R63W (center nw ¼). The acres authorized for irrigation are as follows:

Section 34-115N-R63W			
NW ¼ NW ¼	34 acres	NE ¼ NW ¼	34 acres
SW ¼ NW ¼	34 acres	SE ¼ NW ¼	34 acres
Total 136 acres			

(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit No. 6200-3 including the following now applicable qualifications:

- The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
- The well authorized by Permit No. 6200-3 shall be constructed by a licensed well driller and construction of the well and installation of the pump 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.



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

Oscar Inc.
c/o Floyd Peterson
18892 390th Ave
Hitchcock SD 57348

Dear Mr. Peterson:

Enclosed are the following: Water License Nos. 4612A-3, 6182-3, 6183-3, 6196-3, 6200-3, 6231-3 and 6332-3. These are the final water right documents completing the process of obtaining Water Rights.

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

Sincerely,

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

enclosures

6200-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 21, 2010

Floyd Peterson
209 27th St NW
Huron SD 57350-5010

RE: Water Right or Permit Nos. 616-3, 1509-3, 3255-3, 4612A-3, 5601-3 6182-3, 6183-3,
6196-3, 6200-3, 6231-3, 6312A-3, 6332-3, 6400-3, 6655-3, 6711A-3, 6331A-3, 7125-3
& 7183-3

Dear Oscar:

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

The notice was originally mailed to 18892 30th Ave, Hitchcock 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
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- 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.

Twisted Land & Cattle Co.
C/O Brad Peterson
19030 391st Ave
Hitchcock, SD 57348



9590 9402 6392 0303 3260 58

2. Article Number (Transfer from service label)

7021 1970 0000 9489 8315

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Brad Peterson

☒ Agent

☐ Addressee

B. Received by (Printed Name)

Brad Peterson

C. Date of Delivery

03/10/26

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☒ No

3. Service Type

☐ Adult Signature

☐ Adult Signature Restricted Delivery

☒ Certified Mail®

☐ Certified Mail Restricted Delivery

☐ Collect on Delivery

☐ Collect on Delivery Restricted Delivery

☐ Insured Mail

☐ Insured Mail Restricted Delivery

(over \$500)

☐ Priority Mail Express®

☐ Registered Mail™

☐ Registered Mail Restricted Delivery

☐ Signature Confirmation™

☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

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First-Class Mail
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Permit No. G-10

9590 9402 6392 0303 3260 58

United States
Postal Service

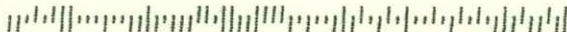
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MAR 12 2026

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WATER

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DANR WATER RIGHTS PROGRAM
523 E CAPITOL AVE
PIERRE SD 57501



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Oscar Inc.
C/O Floyd Peterson
209 27th St NW
Huron, SD 57350



9590 9402 6392 0303 3260 65

2. Article Number (Transfer from service label)

7021 1970 0000 9489 8308

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

- D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

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☐ Adult Signature Restricted Delivery
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☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery (over \$500)

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Permit No. G-10

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United States
Postal Service

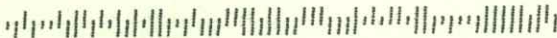
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DANR WATER RIGHTS PROGRAM
523 E CAPITOL AVE
PIERRE SD 57501





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 13, 2025

6200-3

Danny Peterson
38984 189th St
Hitchcock, SD 57348

Dear Mr. Peterson:

I am writing to acknowledge the receipt of your 2025 irrigation information submitted for Water Right No. 6200-3 on March 12, 2025.

The Water management Board moved to suspend Water Right No. 6200-3 for a period of one year if the questionnaire was not returned prior to April 4, 2025. You may disregard the "Notice of Entry of Order for One Year Suspension" of Water Right No. 6200-3, dated March 6, 2025.

Sincerely,

Shannon Konst
Water Rights Program
605 773-3352
Shannon.konst@state.sd.us



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 6, 2026

NOTICE OF ENTRY OF ORDER FOR ONE YEAR SUSPENSION OF WATER RIGHT

TO: Oscar Inc., c/o Floyd Peterson, 209 27th St NW, Huron SD 57350

FROM: Adam Mathiowetz, PE, Acting Chief Engineer
DANR - Water Rights Program

SUBJECT: One Year Suspension of Water Right No. 6200-3

On March 4, 2026, the South Dakota Water Management Board ordered:

- Effective April 3, 2026, Water Right No. 6200-3 be suspended for the 2026 irrigation season.

This action was taken by the Board for failure to return the 2025 irrigation questionnaire. If the 2025 irrigation questionnaire is received prior to April 3, 2026, the suspension will not take effect.

A one-year suspension of Water Right No. 6200-3 means water may not be pumped during the 2026 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2026 unless the 2025 irrigation questionnaire is submitted prior to April 3, 2026.

After April 3, 2026, you may petition the Board to rescind the suspension. You will need to submit, to the Water Rights Program, the 2025 irrigation questionnaire and a letter including your reason for not completing the 2025 irrigation questionnaire within the allotted time and requesting time on the agenda for the next Water Management Board meeting. The next Water Management Board meeting is scheduled for May 6, 2026, in Pierre SD.

Decisions made by the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Please contact Amanda Dewell, Water Rights Permitting Administrator (605) 773-3352 with any questions.

NOTE: Water Rights staff will conduct unscheduled compliance checks of suspended water rights to ensure irrigation is not taking place.

Cc: Twisted Land & Cattle Co., c/o Brad Peterson, 19030 391st Ave, Hitchcock SD 57348

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Street and

City, State

Oscar Inc.
 C/O Floyd Peterson
 209 27th St NW
 Huron, SD 57350

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7021 1970 0000 9489 8315

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Postage

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Total Po

\$

Sent To

Street and

City, State

Twisted Land & Cattle Co.
 C/O Brad Peterson
 19030 391st Ave
 Hitchcock, SD 57348

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

CERTIFICATION

The undersigned hereby certifies under the penalty of perjury that I have personally mailed a true and correct NOTICE OF ONE- AND THREE-YEAR SUSPENSION OF WATER RIGHT dated March 6, 2026, via certified mail to the following parties.

Chance & Michelle Wientjes
PO Box 96
Mobridge, SD 57601

Vernon & Marlys Walkling
29832 267th Ave
Crookston, NE 69212

Vasgaard Properties
28746 462nd Ave
Centerville, SD 57014

Doug & Darla Van Gerpen
40930 305th St
Avon, SD 57315

John & Bryan Uecker
PO Box 573
Wagner, SD 57380

Twisted Land & Cattle Co.
C/O Brad Peterson
19030 391st Ave
Hitchcock, SD 57348

Tilton Ranch Inc.
C/O Janet Burbach
2199 Skinner Rd
Belgrade, MT 59714

Dale Sprague
16221 Twilight Rd
Mud Butte, SD 57758

Greg & Evette Rihanek
814 E State St
Plankinton, SD 57368

Wayne Reiersen
30048 Reiersen Pl
Pollock, SD 57648

Charlotte or Phillip Nichols
7497 Rolling Meadow Dr
West Chester, OH 45069

Wilma Heien (Walter Heien)
PO Box 145
Blunt, SD 57522

David & Jerry Wieber
PO Box 238
Lidgerwood, ND 58053

Vintage Square Estates
PO Box 594
Ft Pierre, SD 57532

Valley View Farms Inc.
17716 458th Ave
Watertown, SD 57201

Kash & Trish Van Dyke
48549 219th St
Elkton, SD 57026

Oscar Inc.
C/O Floyd Peterson
209 27th St NW
Huron, SD 57350

Dan & David Trudeau
33927 478th Ave
Jefferson, SD 57038

Terrill Farms Inc.
C/O Tony Terrill
42099 176th St
Clark, SD 57225

Swan Creek Land Co. Inc
PO Box 435
Akaska, SD 57420

Six Mile Creek Golf Course
20307 483rd Ave
White, SD 57276

Robert Phelps Jr
16220 Spring Valley Rd
Piedmont, SD 57769

GW Evridge
20151 Saddle Ct
Whitewood, SD 57793

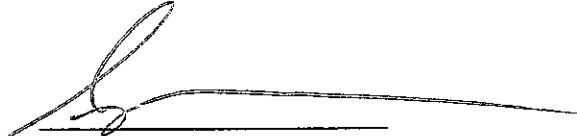
Mark & Melvin Morlock
33820 112th St
Eureka, SD 57437

Laverne Neuharth
33567 109th St
Eureka, SD 57437

Central Valley Golf Club
700 E Hwy 38
Hartford, SD 57033

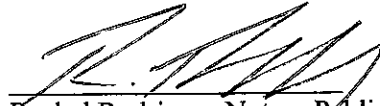
Dale & Mary Helen Bisson
PO Box 844
Ft Pierre, SD 57532

Ryan Edwards
25331 Yellow Eagle Rd
White River, SD 57579


Alyce McGhee
Senior Secretary-Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 6 day of March, 2026.


Rachel Rodriguez Notary Public
My Commission expires May 16, 2029

