

WATER PERMIT NO. 6228-3

Name of Applicant: David Meyer - Sunburst

Address: 27865 Pilgrim Road, Sterling IL 61081

Phone: 815 336-2437

Amount of Water Claimed: 0.111 cfs (50 gpm)

Total Acres: NA

Source of Water Supply: groundwater (two wells)

Water to be used for: commercial (swine feeding operation)

County: HT

Type of Waste Disposal System:

Location: 8 miles southeast of Parkston

PRIORITY Date Received: 8-24-2000

Fee: \$150

Corrected Application Received:: 9-5-2000

Period of Annual Use: January 1 – December 31

Remarks:

Diversion Point: SW ¼ SW ¼

Sec 17-T98N-R59W

Land to be Irrigated: NA

Depth of Well: 250 feet deep

Well Driller: : Lehr Drilling

Remarks:

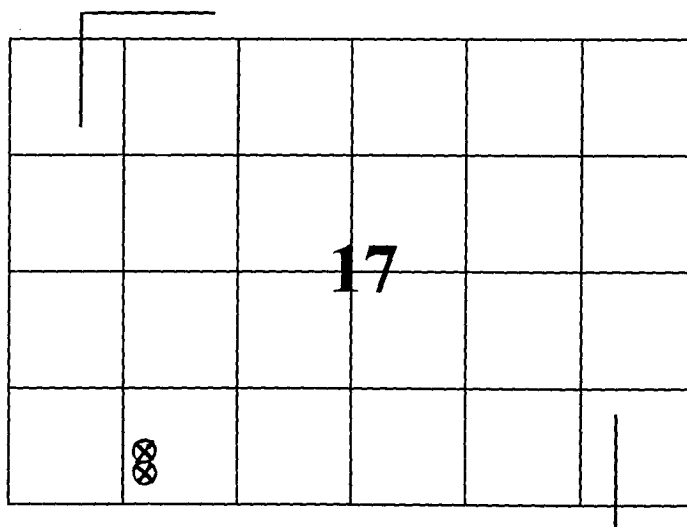
Type of Map: plat

Prepared by: Mark E Johnson, RLS

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

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



**SOUTH DAKOTA
WATER PERMIT NO. 6228-3**

Date of first receipt of application August 24, 2000.

Date of return to applicant for corrections, amendments or changes August 25, 2000.

Date of receipt of corrected application September 5, 2000.

The Water Management Board approved Water Permit Application No. 6228-3 on December 6, 2000 for Sunburst, c/o David Meyer, 27865 Pilgrim Road, Sterling IL 61081 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. 6228-3 appropriates 0.111 cubic feet of water per second (50 gallons per minute) from two wells (Dakota Aquifer) approximately 520 feet deep located in the SW ¼ SW ¼ Section 17-T98N-R59W.
2. The water appropriated shall be used for the purpose of supplying water for commercial use in a swine feeding operation and may not exceed the amount of water needed for beneficial use.
3. The water is to be used during the following described annual period: January 1 – December 31.
4. The date from which applicant may claim right is August 24, 2000.
5. One-fifth of the construction is to be completed on or before June 6, 2003.
6. All construction is to be completed on or before December 6, 2005.
7. Water is to be put to beneficial use on or before December 6, 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 wells approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. Permit No. 6228-3 is subject to compliance with requirements of the Department's General Water Pollution Control Permit for concentrated swine feeding operations.
3. The wells authorized by Permit No. 6228-3 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.
4. The wells approved under this Permit shall be valved and the flow reduced to the amount needed or to a minimum when not being used. If this well is abandoned or the Permit cancelled, the well must be plugged in accordance with Water Management Board Rules, Chapter 74:02:04.

5. Permit No. 6228-3 is subject to compliance with the existing and applicable Water Management Board Rules:

- a) Chapter 74:54:01 Ground Water Quality Standards,
- b) Chapter 74:54:02 Ground Water Discharge Permit,
- c) Chapter 74:51:01 Surface Water Quality Standards,
- d) Chapter 74:51:02 Uses Assigned to Lakes,
- e) Chapter 74:51:03 Uses Assigned to Streams, and
- f) Chapter 74:52:01 through 74:52:11 Surface Water Discharge Provisions.

WATER MANAGEMENT BOARD

By: Garland Erbele

Garland Erbele, Chief Engineer

Water Rights Program

Department of Environment and Natural Resources

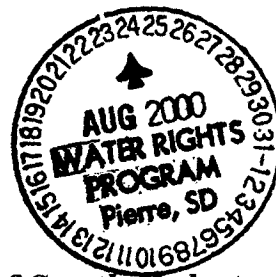
JAN 29 2001

date



FORM 2: Application for uses other than irrigation
(type or print)

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>6228-3</u>	(office use only) Hydrologic Unit <u>10160011</u>
	Basin <u>James River</u>	
	Newspaper <u>The Parkston Advance, Parkston</u>	



Application For Permit To Appropriate Water Within The State Of South Dakota

Check use(s) of water:

☐ Municipal	☐ Suburban Housing	☐ Recreational	☐ Institutional
☐ Rural Water System	☒ Commercial	☐ Fish & Wildlife	☐ Geothermal Heat
☐ Domestic (over 18 gpm)	☐ Industrial	☐ Other	

Type of Application: ☒ New ☐ Vested Right (Use predates Mar 2, 1955) ☐ Future Use Reservation
(check one) ☐ Place to Beneficial Use Water Reserved by Future Use Permit No. _____
☐ Amendment/Correction to Permit No. _____

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

- Name of Applicant David Meyer – Sunburst Phone (815) - 336 - 2437
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address 27865 Pilgrim Road, Sterling State IL 61081
(Street, RR. or Box) (Zip Code)
- Amount of water claimed 0.111 *CFS or 50 **GPM ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply Codell Aquifer Dakota Aquifer
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) _____
2 wells SW 1/4, SW 1/4, of Section 17, T98N, R59W (primary well for normal operations, second well for backup).
County Hutchinson
- County or counties where water will be used Hutchinson
- Annual period during which water is to be used January to January 1 - Dec. 31
- Give a description of the project. This project consists of a new 3,336 head swine operation to be located in the SW 1/4, SW 1/4, Section 17, T98N, R59W Hutchinson County. Plans and specifications for coverage under the South Dakota General Water Pollution Control Permit for Concentrated Swine Feeding Operations have been submitted and approved by the SD-DENR.

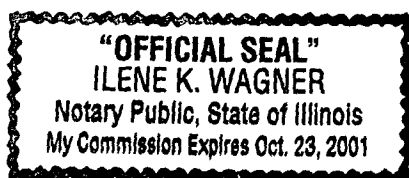
STATE OF SOUTH DAKOTA)
County of Hutchinson) SS

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

I, David Meyer, 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.

Signed David Meyer

Subscribed and sworn to before me this 23rd day of August 2000



Ilene K. Wagner
Notary Public

Supplemental Information

(Complete applicable portions only)

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter 8" Depth ~~~250~~ 520'
- b) Casing Type PVC Diameter 5" Thickness _____
- c) Screen Type Slotted Diameter 5" Thickness _____
- d) Gravel Pack Yes Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material ~250
- f) Depth to Water (ground surface to water level) ~250
- g) Distance to nearest existing domestic well: Greater than 1/2 mile
- On applicants property _____ On property owned by others X

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) One earthen containment basin
- b) System Capacity (gallons) See AWMS Permit Year Constructed NEW CONSTRUCTION
- c) Connected to the City of NA Sanitary System

3. Dugout Information

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

4. Water Storage Dams – Not Applicable

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

PULLMAN DRILLING — DRILLERS LOG

Phone: 1-800-451-4884

Sundberg Co-op

Hatchinson Co

9-1-00

Paul Hofer

JOB NAME

LOCATION

DATE

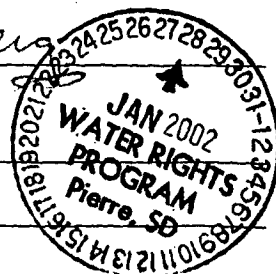
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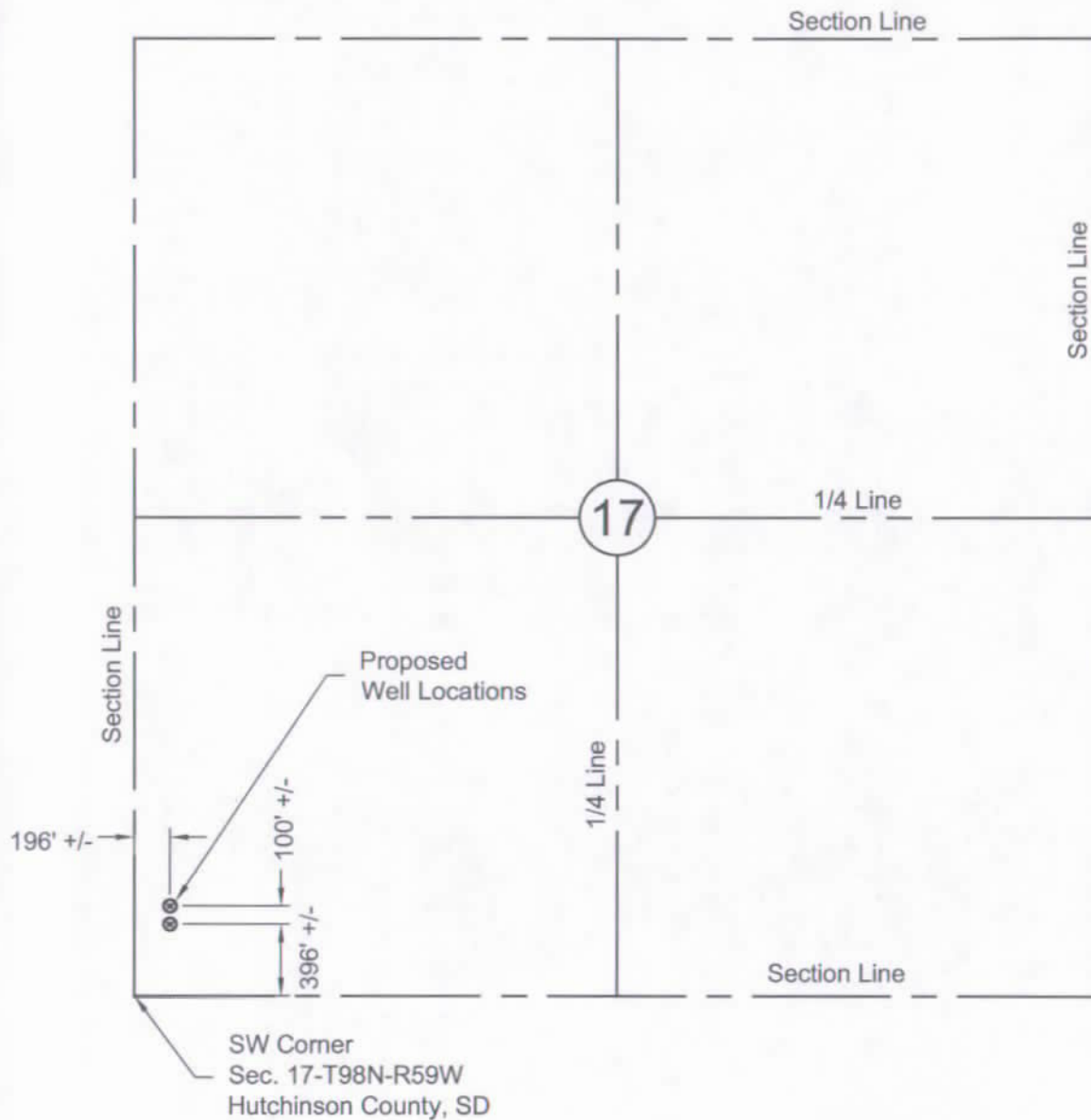
FOREMAN

JI No.	DEPTH	TIME	REMARKS
1	20		0-20 Yellow clay
2	40		20-40 Blue clay small sand streak
3	60		40-60 Blue clay small streak at 40
4	70		60-75 Blue clay 75-90 yellow clay.
5	100		90-100 Blue clay
6	120		100-120 Blue clay
7	140		120-140 Blue clay sand streak
8	160		140-160 Blue clay
9	180		160-180 Blue clay sand streak
10	200		180-200 Blue clay small streak 185
11	220		200-220 Blue clay
12	240		220-240 Blue clay
13	260		240-260 Blue clay small streak
14	280		260-280 Blue clay
15	300		280-300 shale
16	320		300-320 shale
17	346		
18	360		
19	380		
20	400		
21	420	2:58	sand at end (and used gear bit in 420)
22	440	3:10	420-430 shale hard sand streaks 430-437 shale
23	460		437-440 Fair to good
24	480	3:21	440-445 sand 445-448 shale 448-456 sand 456-460 shale
25	500	3:35	460-467 shale 467-473 sand 473-478 shale 478-485 sand
26	520	3:40	480-498 Fair to good sand 498-500 shale
27	540		500-515 Shale w/ hard sand 515-517 very hard sand
28	560		519-520 Granite
29	580		Sundberg Co-op 41704 282-288
30	600		Tripp 57376
31	620		T.D. 520'
32	640		20' .016 2 1/2" slotted
33	660		80' .025 2 1/2" slotted
34	680		300' 2" blank
35	700		120' 5" blank
36	720		Pumped w/ air 40 G.P.M.
37	740		Flows 10 G.P.M.
38	760		
39	780		
40	800		

6228-3
07-92

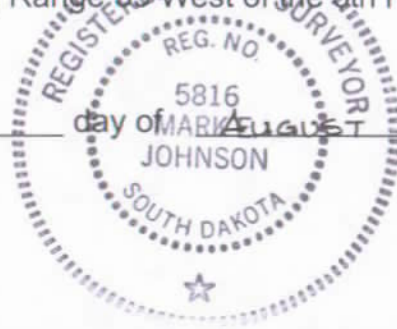
Figure 1





I, Mark E. Johnson, a Registered Land Surveyor in the State of South Dakota, do hereby certify that at the request of David Meyer did prepare this map depicting the proposed location of two wells in the SW 1/4 of Section 17, Township 98 North, Range 59 West of the 5th P.M., Hutchinson County, South Dakota.

Dated this 17TH day of AUGUST, 2000.



Mark E. Johnson
Mark E. Johnson, LS 5816

6228-3

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

N2 416612

Pierre, August 24, 2000

RECEIVED OF Sunburst Cooperative, 41704 282nd St, Tripp SD 57376
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>41</u> to Appropriate Water, to construct and to put water to beneficial use _____	150	00
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	150 00

By Marland Erbeles
Chief Engineer

KS

Location Information

Legal Location: SE NE SEC. 18, T. 098 N., R. 59 W.
County: HUTCHINSON Location: 098N-59W-18AD
Basin: JAMES Latitude: 43 18' 29''
USGS Hydrologic Code: 10160011 Longitude: 97 51' 31''
Land Owner: R. MEYER G.S. Elevation (ft.): 1353.00 T

Project Information

Project: Geologist:
Date Drilled: 11/07/1977 Geologist Log:
Drilling Company: LEHR DRILLING Driller:
Drilling Method: Drillers Log: X
Test Hole Number: Drill Hole Depth (ft.): 520.0
Samples:

Well Information

SDGS Well Name: Aquifer:
Water Rights Well: Management Unit:
Other Well Name: PRIVATE Casing Top Elevation:
Casing Type: PVC Casing Diameter (in.): 2.0
Screen Type: PVC Screen Length (ft.):
Casing And Screen (ft.): 520.0 Casing Stickup (ft.):
Well Maintenance Date:

Geophysical Information

Spontaneous Potential: Natural Gamma:	Single Point Resistivity: Extra:
1353.00-1351.00	0.0- 2.0 TOPSOIL
1351.00-1318.00	2.0- 35.0 CLAY, YELLOW
1318.00-1233.00	35.0- 120.0 CLAY, BLUE
1233.00-1038.00	120.0- 315.0 CLAY AND SAND, BLUE CLAY; DIRTY SAND
1038.00-1033.00	315.0- 320.0 SANDSTONE
1033.00- 953.00	320.0- 400.0 CLAY, BLUE
953.00- 933.00	400.0- 420.0 CAP ROCK
933.00- 873.00	420.0- 480.0 CLAY AND SAND, BLUE CLAY; DIRTY SAND
873.00- 833.00	480.0- 520.0 CAP ROCK AND SAND

* * * *





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 25, 2000

Sunburst Cooperative
c/o David Meyer
27865 Pilgrim Road
Sterling IL 61081

Dear Mr. Meyer:

Thank you for submitting the *Application for a Permit to Appropriate Water* for a commercial swine operation in Hutchinson County.

We have received the \$150 application filing fee. In addition to the application filing fee, the \$50 licensing fee is also required. Please submit \$50 for the licensing of the water permit.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352

RECEIPT
Water Rights Program
South Dakota Department of Environment and Natural Resources

N2 416619

Pierre, Sept 5, 2000

RECEIVED OF Sunburst Cooperative, c/o David Meyer, 27865 Pilgrim Rd, Sterling IL 61081
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. 22585

50 00

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

50 00

By

Harland Erbele
Chief Engineer

25

Eisenbraun and Associates

Professional Engineers • Licensed Land Surveyors

September 5, 2000

Mr. James Goodman P.E.
SD DENR - Water Rights Section
Joe Foss Building
523 East Capitol
Pierre, SD 57501



RE: Sunburst Water Rights Permit Application – Hutchinson County

Dear Mr. Goodman,

Mr. David Meyer has asked me to submit an amendment to his water rights application for the Sunburst project a concentrated animal feeding operation in Hutchinson County. The original application had requested water from the Codell Aquifer. During of a test well on the property it was determined that the well would need to be extended into the Dakota Formation to obtain a suitable quantity of water. Therefore I am requesting on behalf of Mr. Meyer that the source of water supply be amended to the Dakota Aquifer. The quantity of water diverted will remain at 50 gpm as will the well location.

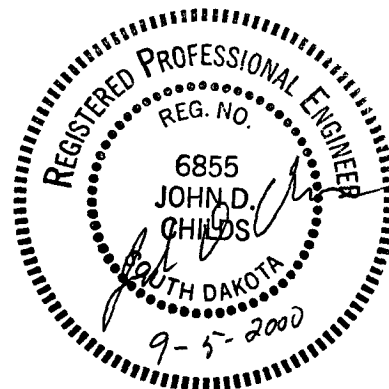
I am attaching a copy of the driller's log and a copy of the permit application that has been amended to reflect the aquifer changes. Thank you for your timely response to this amendment.

Sincerely,

Eisenbraun & Associates

John D. Childs P.E.

: Attachments
cc: David Meyer





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6228-3, David Meyer - Sunburst**

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. 6228-3, David Meyer – Sunburst, 27865 Pilgrim Road, Sterling, IL 61081.

The Chief Engineer is recommending APPROVAL of Application No. 6228-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) it is in the public interest with the following qualifications:

1. The wells approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. Permit No. 6228-3 is subject to compliance with requirements of the Department's General Water Pollution Control Permit for concentrated swine feeding operations.
3. The wells authorized by Permit No. ⁶²²⁸⁻³~~6185-3~~ 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.
4. The well approved under this Permit shall be valved and the flow reduced to the amount needed or to a minimum when not being used. If this well is abandoned or the Permit cancelled, the well must be plugged in accordance with Water Management Board Rules, Chapter 74:02:04.
5. Permit No. 6228-3 is subject to compliance with the existing and applicable Water Management Board Rules:
 - a) Chapter 74:54:01 Ground Water Quality Standards,
 - b) Chapter 74:54:02 Ground Water Discharge Permit,
 - c) Chapter 74:51:01 Surface Water Quality Standards,
 - d) Chapter 74:51:02 Uses Assigned to Lakes,
 - e) Chapter 74:51:03 Uses Assigned to Streams, and
 - f) Chapter 74:52:01 through 74:52:11 Surface Water Discharge Provisions.

See report on application for additional information.

Garland Erbele, Chief Engineer
October 20, 2000

REPORT ON WATER PERMIT APPLICATION NO. 6228-3
for Sunburst (David Meyer)
September 15, 2000

Application No. 6228-3 proposes to appropriate 0.111 cfs (50 gpm) from two wells approximately 520 feet deep located in the SW 1/4 SW 1/4 of section 17, T98N R59W in Hutchinson County. The water is for commercial use in a swine feeding facility.

AQUIFER - DAKOTA FORMATION (DKOT)

The Dakota Formation is a buried sand, sandstone and shale which is under confined or artesian conditions at this site. The aquifer underlies 684 square miles and contains an estimated 2.298 million acre feet of recoverable water in storage in Hutchinson County (Hedges, 1982). The aquifer is areally extensive into Douglas County to the west, Bon Homme and Yankton Counties to the south and Turner County to the east. Ground water movement is from southwest to northeast across the area of this application (Lindgren, 1990).

Test well information filed with the application, indicates the top of the sandstone was encountered about 420 feet and continued to a depth of about 520 feet below land surface. At a depth of 520 feet granite was encountered. The well was capable of producing about 40 gpm using air to develop and also free flowed at the land surface at a rate of about 10 gpm. The information provided with the application does not indicate if the test well was completed in accordance with SD Well Construction Standards.

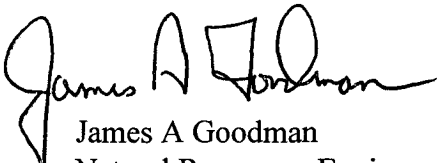
The Water Rights Program monitors an observation well HT-80B which is located about 14 miles southeast of this application and completed into the Dakota Formation. Water levels for this well do not fluctuate much and have generally risen since the well was installed (Water Rights, 2000). This is apparently a reflection of the climatic conditions for the area which have been wet for the most part during this time period (Lindgren, 1990).

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are no other nearby water rights/permits in this area for water from the Dakota Formation. The nearest existing permit is No. 6038-3 for 0.07 cfs (30 gpm) issued to Choice Pork II, LLP., which is also a hog confinement facility. There are other domestic wells in the area which would obtain water from the Dakota Formation. Many of these Dakota Formation wells do free flow and have a relatively low shut in pressure. Although it is not likely that pumping at the requested rate will affect nearby users, it may become necessary to install pumps into some of these wells to maintain the amount of water needed.

CONCLUSIONS

1. Water is available from the Dakota Formation.
2. The aquifer is under artesian conditions and does free flow at the land surface in this area. Interference is not expected to be a concern. Even though some drawdown may occur as a result of pumping or letting the well flow, this should not adversely affect water availability from the aquifer. It may become necessary to install pumps into wells to maintain the supply of water needed.
3. Wells will flow at the land surface at this site. The wells constructed for this facility must be constructed in accordance with SD Well Construction Standards. Any flows must be controlled to prevent the waste of water.
4. Plans a Specifications for this facility have been approved by the SD DENR, Division of Environmental Services.

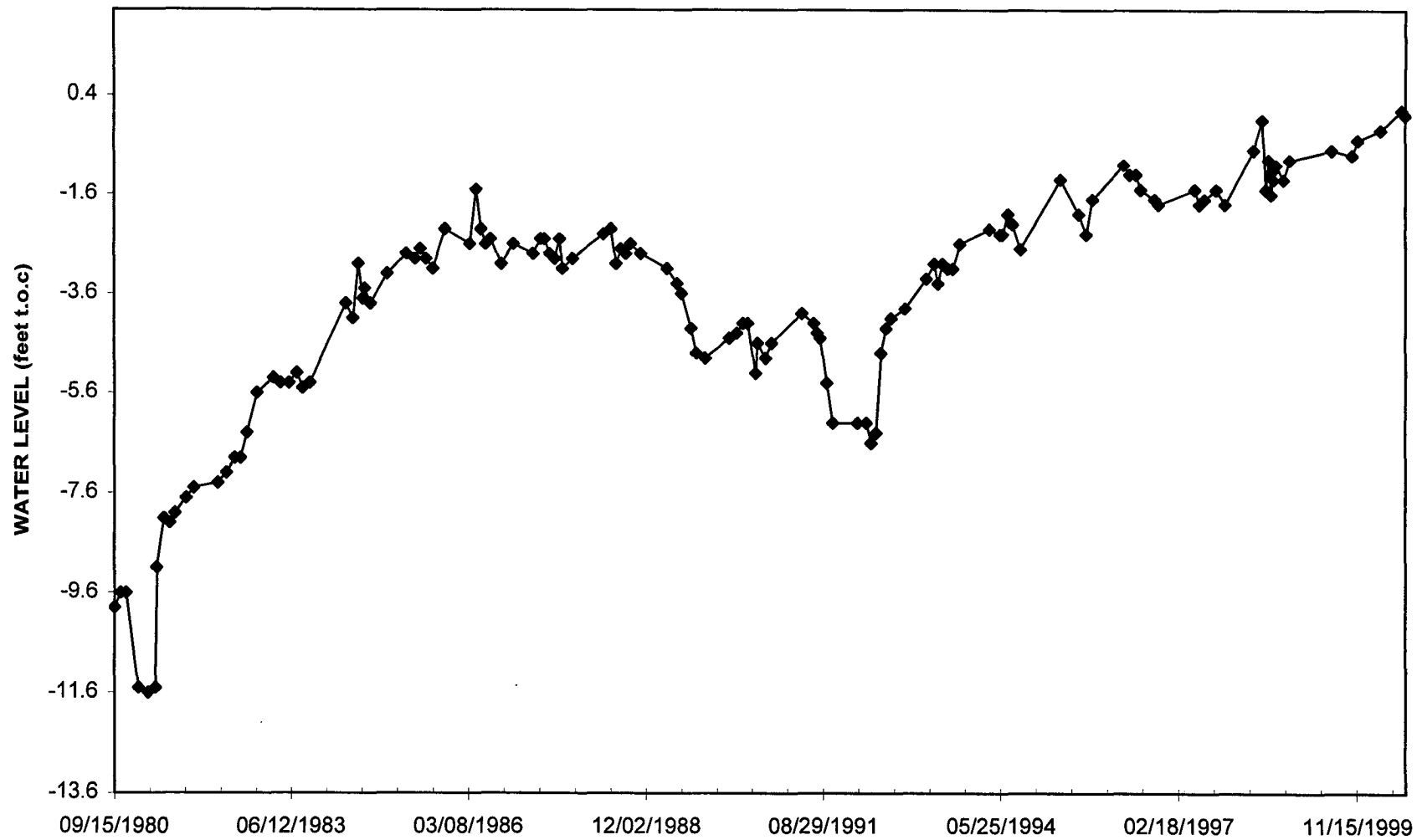


James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

- 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, SD DENR, SDGS, Vermillion, SD, 57069.
- Lindgren, R.J., D.S. Hansen, 1990, Water Resources of Hutchinson and Turner Counties, South Dakota, WRI 90-4093, USGS, Huron, SD, 57350.
- Water Rights, 2000, Unpublished Observation Well Data for the Dakota Formation, SD DENR, DES, Water Rights Program, Pierre, SD, 57501.

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





**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.

October 25, 2000

David Meyer
Sunburst
27865 Pilgrim Road
Sterling IL 61081

Dear Mr. Meyer:

Water Permit Application No. 6228-3 for commercial 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 Parkston Advance printed at Parkston, SD (Ph # 605 928-3111). 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

October 25, 2000

The Parkston Advance
Box J
Parkston SD 57366

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 6228-3 to Appropriate Water to be published twice. Please publish the first notice on November 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 David Meyer, Sunburst, 27865 Pilgrim Road, Sterling IL 61081 (Ph # 815 336-2437).

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

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

Sincerely,


Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

No. 6228-3

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

Date _____

We are in receipt of your letter of October 25, 2000 enclosing Notice of Hearing to Appropriate Water by Application No. 6228-3 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 November 1, 2000 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 6228-3 to Appropriate Water

Notice is given that David Meyer, Sunburst, 27865 Pilgrim Road, Sterling IL 61081 has filed an application for a water permit to appropriate 0.111 cubic feet of water per second (50 gallons per minute) from two wells (Dakota Aquifer) approximately 520 feet deep located in the SW ¼ SW ¼ Section 17-T98N-R59W. The water is for commercial use in a swine feeding operation.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends approval of Application No. 6228-3 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.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by November 27, 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.

The Water Management Board will consider this application at 10:00 am, December 6, 2000, Floyd Mathew Training Center, Joe Foss Bldg, 523 E Capitol, Pierre SD. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. The December 6, 2000 hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by November 27, 2000.

Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact Eric Gronlund by November 27, 2000, at the above Water Rights Program address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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

AFFIDAVIT OF PUBLICATION

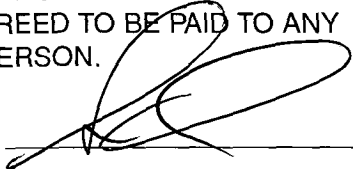
STATE OF SOUTH DAKOTA
COUNTY OF HUTCHINSON

SCOTT E. EHLE, BEING DULY SHORN, SAYS: THAT THE PARKSTON ADVANCE IS, AND DURING ALL THE TIME HEREINAFTER MENTIONED WAS, A WEEKLY LEGAL NEWSPAPER AS DEFINED IN SDCL 17-2-2.1 THROUGH 17-2-2.4 INCLUSIVE, AS AMENDED, PUBLISHED AT PARKSTON, HUTCHINSON COUNTY, SOUTH DAKOTA BY THE PARKSTON ADVANCE, INC.; THAT AFFIANT IS AND DURING ALL OF SAID TIMES WAS, AN EMPLOYEE OF THE PUBLISHER OF SUCH NEWSPAPER AND HAS PERSONAL KNOWLEDGE OF THE FACTS STATED IN THIS AFFIDAVIT; THAT THE NOTICE, ORDER OR ADVERTISEMENT, A PRINTED COPY OF WHICH IS ATTACHED, WAS PUBLISHED IN SAID NEWSPAPER FOR 2 SUCCESSIVE ISSUES, BEARING THE FOLLOWING DATES:

NOVEMBER 1, 2000

NOVEMBER 8, 2000

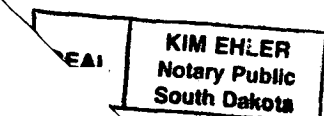
THAT THE FULL AMOUNT OF THE FEE CHARGED FOR PUBLISHING THE SAME, TO-WIT, THE SUM OF \$57.21, INURES SOLELY TO THE BENEFIT OF THE PUBLISHER OF SAID NEWSPAPER; THAT NO AGREEMENT OR UNDERSTANDING FOR THE DIVISION OF THE FEE HAS BEEN MADE WITH ANY PERSON, AND THAT NO PART OF THE FEE HAS BEEN AGREED TO BE PAID TO ANY OTHER PERSON.



SUBSCRIBED AND SWORN TO BEFORE ME THIS 8TH DAY OF NOVEMBER A.D., 2000



NOTARY PUBLIC, COUNTY OF HUTCHINSON, SOUTH DAKOTA



COMMISSION EXPIRES
12, 2004

**NOTICE OF HEARING
on Application No. 6228-3
to Appropriate Water**

Notice is given that David Meyer, Sunburst, 27865 Pilgrim Road, Sterling, IL 61081 has filed an application for a water permit to appropriate 0.111 cubic feet of water per second (50 gallons per minute) from two wells (Dakota Aquifer) approximately 520 feet deep located in the SW1/4 SW 1/4 Section 17-T98N-R59W. The water is for commercial use in a swine feeding operation.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends approval of Application No. 6228-3 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.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E. Capitol, Pierre, SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by November 27, 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.

The Water Management Board will consider this application at 10:00 a.m., December 6, 2000, Floyd Mathew Training Center, Joe Foss Bldg., 523 E. Capitol, Pierre, SD. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. The December 6, 2000 hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed

by November 27, 2000.

Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact Eric Gronlund by November 27, 2000, at the above Water Rights Program address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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

44-45Ac



January 17, 2001

2000 South Dakota Water Use Questionnaire

To:

SUNBURST
27865 PILGRIM ROAD
STERLING IL 61081

Address correction requested:

Starburst Farms Cooperative
41704 282nd St.
Tripp, SD 57376

One questionnaire is being provided for each permitted water source. The following information is based on Water Permit\Right No. 6228-3. If you have other permits\rights in the same water source, also include water use under those permits\rights on this questionnaire.

Water Source: GROUNDWATER
Aquifer: DAKOTA FORMATION
Management Unit: NOT APPLICABLE

County: HUTCHINSON
Pumping Pt. Legal: SEC 17-T098N-R59W
Type of Water Use: COMMERCIAL

- 1) Please estimate your year 2000 water use from the above water source: 385,000 gallons
2) If no water use in 2000, please list the reason(s) why in the comments section.

Comments:

This swine production unit
did not begin operating until
Dec 1st, thus the small
demand/use in 2000.

Contact Person:

Brian Schnoor

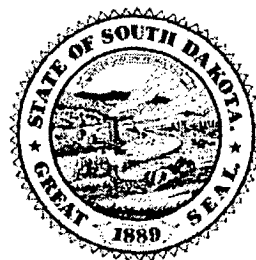
Telephone No:

605-935-6552

Questions? Please call Mark Rath or Ron Duvall at 605 773-3352 for assistance.

Thank you for completing the 2000 water use questionnaire.

Water Rights on the Web: www.state.sd.us/denr/wr





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JAN 29 2001

Sunburst
% David Meyer
27865 Pilgrim Rd
Sterling IL 61081

Dear Mr. Meyer:

Enclosed is Water Permit No. 6228-3 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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 31, 2001

No. 6228-3

Starburst Farms Cooperative
c/o Brian Schnoor
41704 282nd St
Tripp SD 57376

Dear Mr. Schnoor:

Thank you for returning the 2000 SD Water Use Questionnaire. The form indicates a change of ownership has occurred. Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Permit No. 6228-3. The water permit is currently listed in the name of Sunburst.

The transfer form should be checked over for accuracy and signed by the new owner in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 6228-3

Date: 2-20-01

1\We request that Water Permit No. 6228-3

formerly owned by: **Sunburst**

be transferred to: (name & address) Starburst Farms Cooperative
41704 282nd St. Tripp, SD Telephone No. 605-935-6552

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

two wells located in the SW ¼ SW ¼ Section 17-T98N-R59W

I/We understand that the validity of Water Permit No. **6228-3** 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 Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Hutchinson)

I/We David M. Meyer being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

(Signed) David R. Meyer

Subscribed and sworn to before me this 20th day of February, 20 01

(Notary Public)
My Commission Expires 8/18/02



NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. 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.

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

NE 416786

Pierre, March 1, 2001

RECEIVED OF Starburst Farms Cooperative, 41704 282nd St., Tripp, SD 57376
the following amount in fees for services rendered as provided for by law: (Sunburst)

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 6228-3

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By

Darland Erbe

Chief Engineer

gmu



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 1, 2001

6228-3

David M Meyer
Starburst Farms Cooperative
41704 282nd St
Tripp, SD 57376

Dear Mr. Meyer:

Thank you for following up on the ownership change for Water Permit No. 6228-3. The transfer has been completed. The water permit formerly listed in the name of Sunburst is now listed in the name of Starburst Farms Cooperative.

Enclosed is your Receipt No. 416786 in the amount of \$2.50. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosure

Permit No. 6228-3
James River - Water District

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

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

I have this day, **October 11, 2005**, made a thorough examination of the water use system constructed by **Starburst Farms Cooperative** of **41704 282nd Street, Tripp SD 57376** holder of Permit No. **6228-3**, bearing the priority of **December 6, 2005** authorizing the diversion of **0.111** cu. ft. per second of the waters of **Dakota Formation (two wells)** for **commercial** purposes, in **Hutchinson** County.

Inspection contact & relationship to permit holder, if applicable: **Brian Schnoor, Manager**

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: **Pullman & Well Doctor**
- 2) No. of Wells **2**
- 3) Depth(s) **520 and 580** feet
- 4) Well log is available **Y**
- 5) Comment: **Flowing wells**

Casing:

- 1) Diameter **5 and 2** inches
- 2) Length **420 & 478** feet

Screen:

- 1) Type **Slotted**
- 2) Length **100 & 102** feet
- 3) Static water level **flowing**

Motor/Pump:

- 1) Make **unknown**
- 2) Capacity **each 35** GPM

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

Water is diverted from the wells through a 2 inch line which restricts the amount of water the wells could otherwise produce. It is believed the combined rate does not exceed the permitted 50 gpm. Water is also used from the rural water system to supply the swine confinement operation.

C. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by **Y**
- 2) Exceptions to compliance are: **none**

The system is in **good** condition with the points of diversion located as follows: **North well: 625 feet N and 150 feet E (Latitude 43.30106, Longitude -97.85594); South well: 350 feet N and 190 feet E (Latitude 43.30032, Longitude -97.85576); both from the SW corner section 17-T98N-R59W.** The works are capable of diverting and conveying to the place of use **0.111** cu. ft. per second of water which is to be used for **commercial purposes in a swine confinement operation.** Water has been put to beneficial use to the maximum extent and the license should be issued for **0.111** cfs.

All structures, wells and lands on map **Y**

Comments or other permit(s) associated with the project: **none**



Ron Duvall
 Natural Resources Engineer
 DENR, Water Rights Program

Date report completed: **November 16, 2005**

Scale: 1 inch equals 283 feet

400

Feet



South Dakota
Department of Environment
& Natural Resources
Water Rights

Completed by:

Ron Duvall, Natural Resources Engineer
Water Rights Program

Diversion point(s) located using GeoExplorer II GPS

Date: Nov 16, 2005

Water Right No. 6228-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUN 12 2006

6228-3

Starburst Farms Cooperative
Brian Schnoor Manager
41704 282nd Street
Tripp SD 57376

Dear Mr. Schnoor:

Enclosed is Water License No. 6228-3. This is the final water right document completing your process of obtaining a Water Right.

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

Sincerely,

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

enclosures

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 6228-3

(1) Sunburst, c/o David Meyer, Sterling IL made Application No. 6228-3, August 24, 2000 for a water permit to divert 0.111 cubic feet of water per second from groundwater (two wells), Hutchinson County, South Dakota for commercial use purposes. Permit No. 6228-3, with a priority date of August 24, 2000 was approved December 6, 2000 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before December 6, 2005 and for the application to beneficial use of water on or before December 6, 2009.

On March 1, 2001, Water Permit No. 6228-3 was transferred to Starburst Farms Cooperative, 41704 282nd St, Tripp SD 57376.

(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. 6228-3 is issued a license, bearing a priority date of August 24, 2000 to appropriate 0.111 cubic feet of water per second from groundwater (two wells) for commercial use in a swine confinement operation.

The diversion points are located: North well – 625 feet north and 150 feet east; South well – 350 feet north and 190 feet east; both from the southwest corner of Section 17-T98N-R59W (SW ¼ SW ¼).

(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit No. 6228-3 including the following now applicable qualifications:

- The wells approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
- Permit No. 6228-3 is subject to compliance with requirements of the Department's General Water Pollution Control Permit for concentrated swine feeding operations.
- The wells authorized by Permit No. 6228-3 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.
- The wells approved under this Permit shall be valved and the flow reduced to the amount needed or to a minimum when not being used. If this well is abandoned or the Permit cancelled, the well must be plugged in accordance with Water Management Board Rules, Chapter 74:02:04.
- Permit No. 6228-3 is subject to compliance with all existing and applicable Water Management Board Rules including but not limited to:
 - a) Chapter 74:54:01 Ground Water Quality Standards,
 - b) Chapter 74:54:02 Ground Water Discharge Permit,
 - c) Chapter 74:51:01 Surface Water Quality Standards,
 - d) Chapter 74:51:02 Uses Assigned to Lakes,
 - e) Chapter 74:51:03 Uses Assigned to Streams, and
 - f) Chapter 74:52:01 through 74:52:11 Surface Water Discharge Provisions.



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

JUN 12 2006
date



RECEIVED

JAN 12 2026

SD EForm - 0495LD V2 NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

OFFICE OF
WATER

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 6228-3

Date: _____

I/We request that Water Right/Permit No. 6228-3 formerly owned by:
Starburst Farms Cooperative be transferred to:

New Owner Name: TLP of South Dakota
Address: 41704 282nd St
City, State, Zip Tripp, SD 57376 Telephone No. 507-238-4495

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

*2 wells both from Southwest Corner of Section 17-T98N-R59W
for Commercial use in a Swine Confinement Operation.
(SW 1/4 SW 1/4)*

☒ I understand that the validity of Water Right/Permit No. 6228-3 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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 included to cover the filing fee as required by SDCL 46-2-13.

PAID

FEB 17 2026
Ck# 1115
Rec't# _____

I, Lance Goettl, the new owner, certify that the above information is true and correct.


(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.

Secretary:
Angegatewood@Preferredcap.
com

RECEIPT

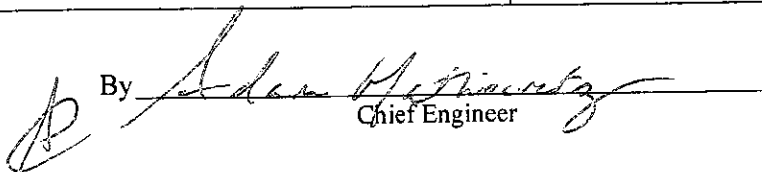
WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date February 17, 2026

RECEIVED OF TLP of South Dakota 41704 282nd St Tripp, SD 57376

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 #6228-3 _____	\$ <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  Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 17th, 2026

6228-3

TLP of South Dakota
41704 282nd St
Tripp, SD 57376

To Whom it May Concern,

The South Dakota Water Rights Program is in receipt of the "Notice of Transfer of Ownership" form and the required fee you submitted for Water Right No. 6228-3. Enclosed is a receipt of payment for your records.

Water Right No. 6228-3, previously held by Starburst Farms Cooperative, is now listed under TLP of South Dakota. I have also updated your contact information in our system.

As a reminder, so long as you use the water beneficially, as stated in the License (copy enclosed), State Water Laws provide that you have a continuing right to use the water. Should the water not be put to beneficial use for a period longer than 3 consecutive years, without legal excuse, the License will be subject to cancellation.

If you have any questions, please contact me.

Sincerely,

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

NOTE: The validity of Water Right No.6228-3 has not been determined by this transfer action. Only the Water Management Board has the authority to determine if a water permit/right is valid.

enclosure