

WATER PERMIT NO. 6606-3

Name of Applicant: Claremont Hutterian Brethren

Address: 46271 184th St, Castlewood SD 57223

Phone: 605 793-2352

Amount of Water Claimed: 1.78 cfs

Total Acres: 135 acres

Source of Water Supply: groundwater (2 wells)

Water to be used for: irrigation

County: Hamlin

Type of Waste Disposal System:

Location: 4 miles SW of Castlewood

PRIORITY Date Received: 3-15-05

Application/License Fee: \$300

Corrected Application Received: 3-18-05

Period of Annual Use: April 1 – October 31

Remarks: Will use existing Well #3 authorized by Water Right No. 5774-3 and if necessary a new well

Diversion Point: SW ¼ NE ¼ Sec 19-T114N-

R51W

Land to be Irrigated: SW ¼ Sec 20-T114N-R51W

Depth of Well: 30 feet deep

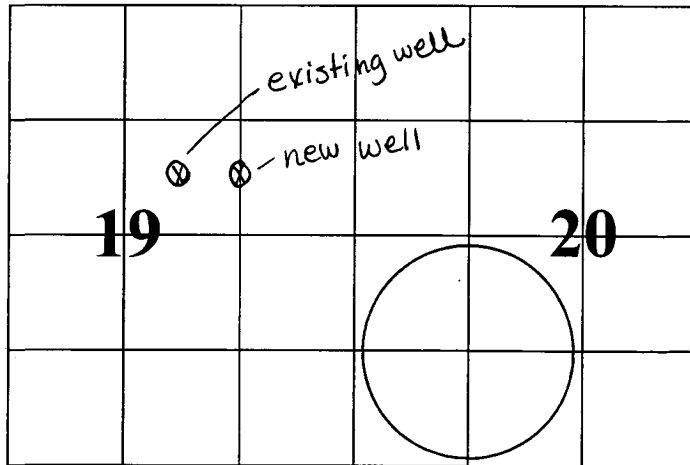
Well Driller:

Remarks:

Type of Map: aerial

Prepared by: Richard Smith, HM Co

Conservation District



Reviewed and the Number Assigned on: 3-21-05

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____

RECEIVED

MAR 15 2005

WATER RIGHTS
PROGRAM

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>6606-3</u> (office use only)	Hydrologic Unit <u>10170202</u>
	Basin <u>Sibou River</u>	
	Newspaper <u>Hamlin Co. Herald Enterprise, Hayti</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 CLAREmont Hutterian Brethren Phone 605-793-2352
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address 46271 184th St Castlewood State S.D. 57223
(Street, RR, or Box and City) (Zip Code)
- Amount of water claimed 1.78 *CFS or 800 **GPM ***AF Total Acreage 135
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply Existing Well + Proposed New Well same Sec
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) one Existing Well + New
Proposed in the future in Sec 19-114-51 S.E. 1/4 (SW1/4 NE1/4)
County Hamlin
- County or counties where water will be used Hamlin
- Annual period during which water is to be used April 1 - Oct 31
- List below each forty acre division, or lot, or fraction thereof and show number of acres to be irrigated in each.
(Attach sheet if more space is needed)

Land Description	Acres	Land Description	Acres
<u>Sec 20 SW 1/4 114-51</u>	<u>135</u>		

8. Give a description of the project. (Attach sheet if more space is needed) We intend to IRR a New Location with the Use of Existing Well in Sec 19-114-51 SE 1/4. With, a new proposed in the future or if Existing Well Cannot Supply enough Water for 2nd Pivot, New Location of well, would be app 1000' S of Existing Well

STATE OF SOUTH DAKOTA) SS
County of Codington

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, Jonathan Wellman, 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 Jonathan Wellman

Subscribed and sworn to before me this 14 day of March 20 05

E. M. Kraemer
Notary Public signature

**SOUTH DAKOTA
WATER PERMIT NO. 6606-3**

Date of first receipt of application March 15, 2005.

Date of return to applicant for corrections, amendments or changes March 15, 2005.

Date of receipt of corrected application March 18, 2005.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6606-3 to Claremont Hutterian Brethren, 46271 184th St, Castlewood SD 57223 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. 6606-3 appropriates 1.78 cubic feet of water per second from two wells (one proposed well and one existing well authorized by Water Right No. 5774-3) completed into the Big Sioux:Brookings Aquifer (approximately 30 feet deep) located in the S ½ NE ¼ Section 19 to irrigate 135 acres located in the SW ¼ Section 20; all in T114N-R51W.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 – October 31.
3. The date from which applicant may claim right is March 15, 2005.
4. The date of approval of Permit No. 6606-3 is June 6, 2005.
5. One-fifth of the construction is to be completed on or before December 6, 2007.
6. All construction is to be completed on or before June 6, 2010.
7. Water is to be put to beneficial use on or before June 6, 2014.
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. The wells authorized by Permit No. 6606-3 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.
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

JUN 23 2005

date



Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

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

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) _____
- b) System Capacity (gallons) _____ Year Constructed _____
- c) Connected to the City of _____ Sanitary System _____

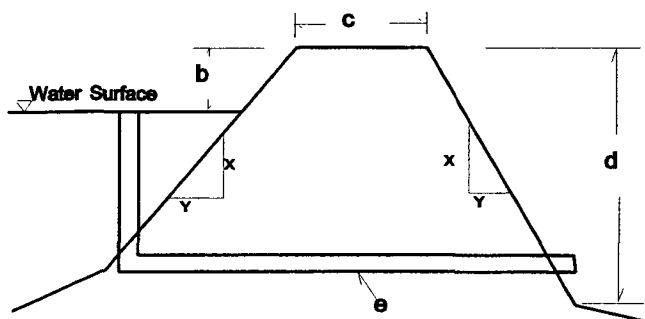
3. Dugout Information

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

4. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below for each dam. The locations of the dams need to be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam, please give their name and address:



- b) Freeboard _____
- c) Crest Width _____
 Crest Length _____
- d) Height _____
- e) Primary Outlet Capacity _____
 If pipe, diameter _____
- f) Secondary Spillway Capacity _____
 Spillway Width _____
- g) X & Y Slope _____
 Upstream _____
 Downstream _____
- h) Surface Area of Impoundment _____
- i) Storage _____ Acre Feet
- j) Drainage Area Above Dam _____ Acres

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date March 18, 20 05

RECEIVED OF Claymont Hutterian Brethren Inc., 46271 184th St., Castlewood SD 57223

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

Fee for Application for Permit No. <u>6666-3</u> to Appropriate Water, to construct and to put water to beneficial use	250	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>6666-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	300.00

No.

001808

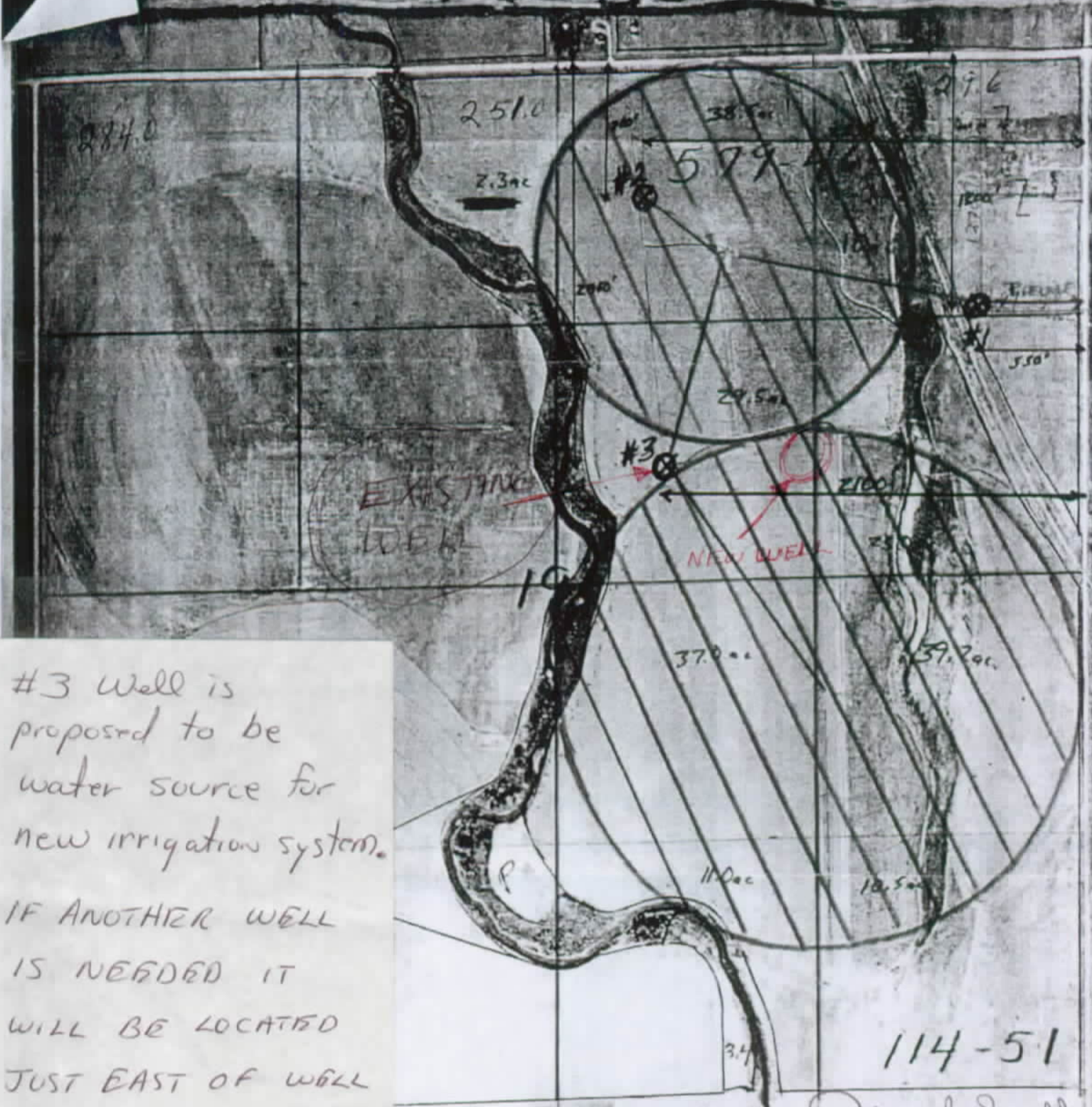
By

J. Darland & Ernie
Chief Engineer

Appl. # 2174-3

1151 4353-3 - W/2
2174-3 E

NOT TO SCALE



#3 Well is
proposed to be
water source for
new irrigation system.
IF ANOTHER WELL
IS NEEDED IT
WILL BE LOCATED
JUST EAST OF WELL
#3

114-51

Richard Smith
Hawaii Co Comm Dist

Mark D Rath
Natural Resources Engineer
Division of Water Rights
Date 9/25/96

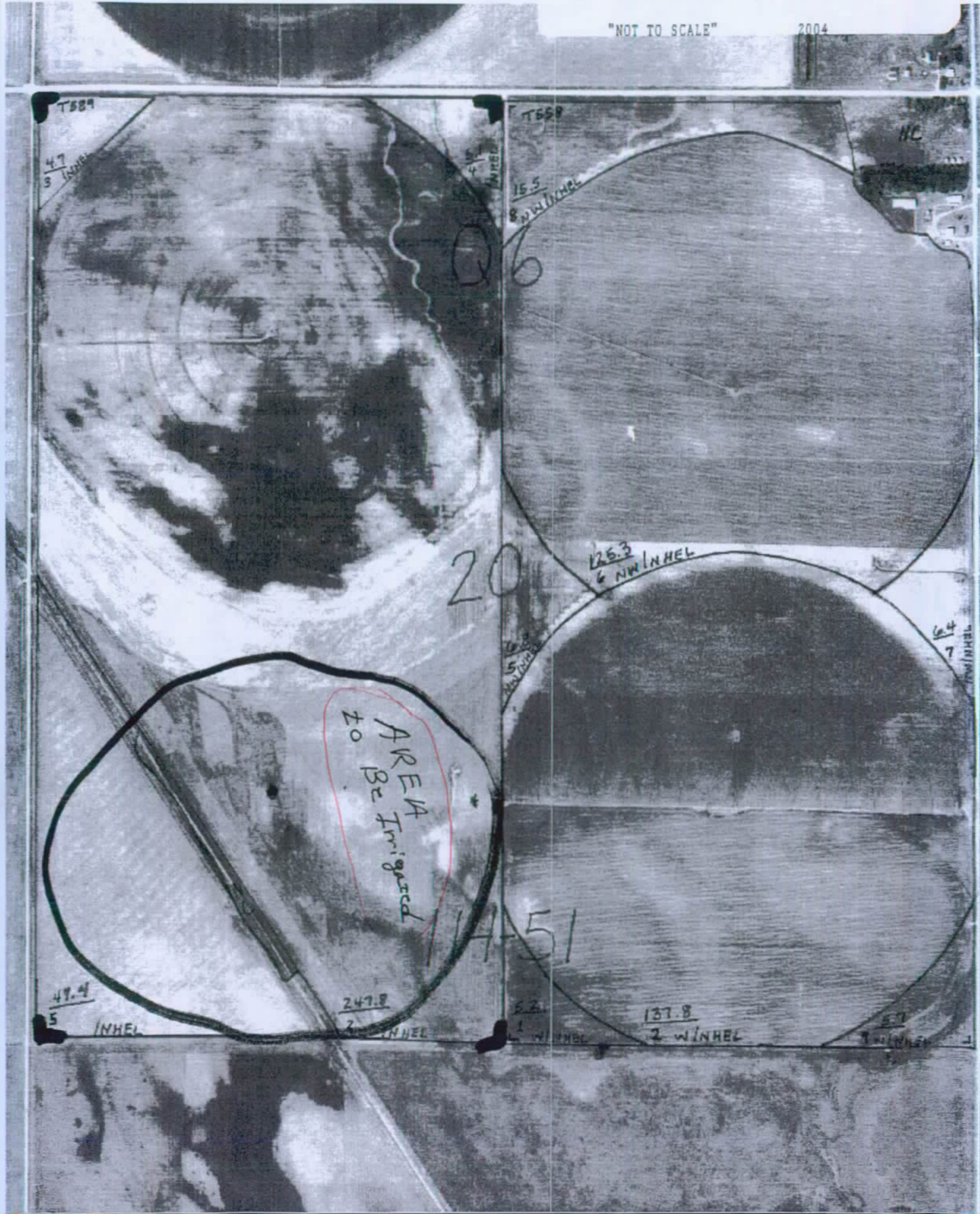
5774-3

Richard Smith
Hamilton Co. Const. Dist.

MAP NOT TO B
THIS IS NOT AN OFFICIAL

Farm # 4062 OP: CLARMONT HUTTERIAN BRETHREN INC
Tract # 589 Cropland: 305.0
Q6 W1/2 20-114-51

"NOT TO SCALE" 2004





March 15, 2005

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Claremont Hutterian Brethren
c/o Jonathan Wollman
46271 184th St
Castlewood SD 57233

Dear Mr. Wollman:

Thank you for submitting the *Application for a Permit to Appropriate Water* for irrigation. In order to complete the application the following is required.

- Please submit a map(s) outlining the acreage you intend to irrigate, the location of the existing well you propose to use, and the proposed location of the possible new well. The map must be signed by one of the following: Registered Land Surveyor, Registered Professional Engineer or by any other government employee who normally prepares maps as a part of his assigned duties (i.e. local NRCS office).
- We have reviewed Water Right No. 5774-3. The three wells authorized by this water right are located in the NE ¼ Section 19 (copy of map enclosed). Your application indicates the existing well is located in the SE ¼ Section 19. Please clarify the well location.
- The application/license filing fee will be \$300.

If you have any questions, please contact Eric Gronlund or me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352
karen.schlaak@state.sd.us

enclosure

Water Rights Program - File Documentation

NAME: Claremont Hutterian Brethren

ADDRESS: Castlewood SD

DATE: 3-17-05 **COUNTY:** HM **TELEPHONE:**

RE: Pending application

COMMENTS:

Richard Smith with the Hamlin Co NRCS called regarding my letter to Jonathan Wollman. Mr. Smith indicated that Mr. Wollman was in his office. I told Mr. Smith what we required for a map from Mr. Wollman.

Mr. Wollman indicated they would be using Well #3 located in the SW ¼ NE ¼ Section 19 as authorized by Water Right No.5774-3 to irrigate the SW ¼ Section 20. If necessary, to get the amount of water they need, they will drill another well in the SE ¼ Section 19.

Mr. Smith stated he would sign the map as required.


Karen Schlaak
Environmental Scientist

REPORT ON WATER PERMIT APPLICATION NO. 6606-3
For Claremont Hutterian Brethern
April 27, 2005

Application No. 6606-3 proposes to appropriate 1.78 cfs (800 gpm) from two wells (one existing well authorized by Water Right No. 5774-3) located in the S $\frac{1}{2}$ NE $\frac{1}{4}$ of section 19 and one new well approximately 30 feet deep also located in the S $\frac{1}{2}$ NE $\frac{1}{4}$ of section 19 to irrigate 135 acres located in the SW $\frac{1}{4}$ of section 20; all in T114N R51W in Hamlin County.

AQUIFER – BIG SIOUX BROOKINGS (BS-B)

The Big Sioux Bookings is a surficial outwash (sand and gravel) that is under water table conditions in this area. The entire Big Sioux aquifer underlies 113,920 acres and contain an estimated 480,000 acre feet of water in storage in Hamlin County (Kume, 1985). The Big Sioux Brookings portion of the aquifer in Hamlin County underlies 88,500 acres and contains an estimated 331,880 acre-feet of recoverable water in storage (Hedges, 1982). The aquifer blends into the Big Sioux North to the north, extends into Deuel County to the east, and into Brookings County to the south. The aquifer is hydraulically connected to some area lakes and to the Big Sioux River. Ground water movement in the area of this application is from northeast to southwest and toward the Big Sioux River (Kume, 1985). Recharge to this portion of the aquifer has been estimated to approach a rate of 6.57 inches per year (Koch, 1980). This would equate to a volume of about 62,000 acre-feet per year for the entire area underlain by the aquifer in Hamlin County. Water use from the Big Sioux has probably never exceeded 7,000 to 8,000 acre-feet per year including domestic, irrigation and rural water system and municipal for Hamlin County.

No test well information was provided with this application. However there is an existing irrigation well located about 1,000 feet west of this proposed well. There is sufficient information available to evaluate this application. This nearby well is called the #3 well and is 42 feet deep and capable of producing 700 gpm.

The Water Rights Program monitors four observation wells completed into the Big Sioux Brookings aquifer within a four mile radius of this application. Two of these wells, HN-77E (located about one and one-half miles southeast) and HN-57B (located about two miles south) are the nearest to this application. Water levels for these wells show good response to climatic conditions, that is, rising water levels during wet years (recharge) and gradually declining water levels during dry year. In general the water level record indicates that the aquifer is capable of sustaining additional withdrawals (Water Rights, 2005). Hydrographs for these two observation wells are included with this report.

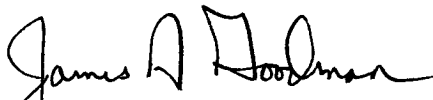
REVIEW OF EXISTING WATER PERMITS/RIGHTS

This application is basically an additional well plus additional acreage to Water Right No. 5774-3. Apparently well #3 under No. 5774-3 will be used to supply the water for this application, and if not, a new well will be drilled about 1,000 feet east of well #3. Both

this application and the existing water right are for Claremont Hutterian Brethern. Interference is probably not a concern. Drawdown created by pumping is typically not significant in the Big Sioux aquifer at this distance between wells. A more significant problem is the saturated portion of the aquifer is relatively thin at this site. During drought conditions a change in saturated thickness can cause diminished yield from irrigation wells.

CONCLUSIONS

1. Water is available from the Big Sioux Brookings aquifer.
2. The aquifer is under water table conditions in this area. Interference is not expected to be a concern. The nearest production wells also belong to the applicant.
3. The well authorized by this application if constructed must be built in accordance with SD Well Construction Standards.

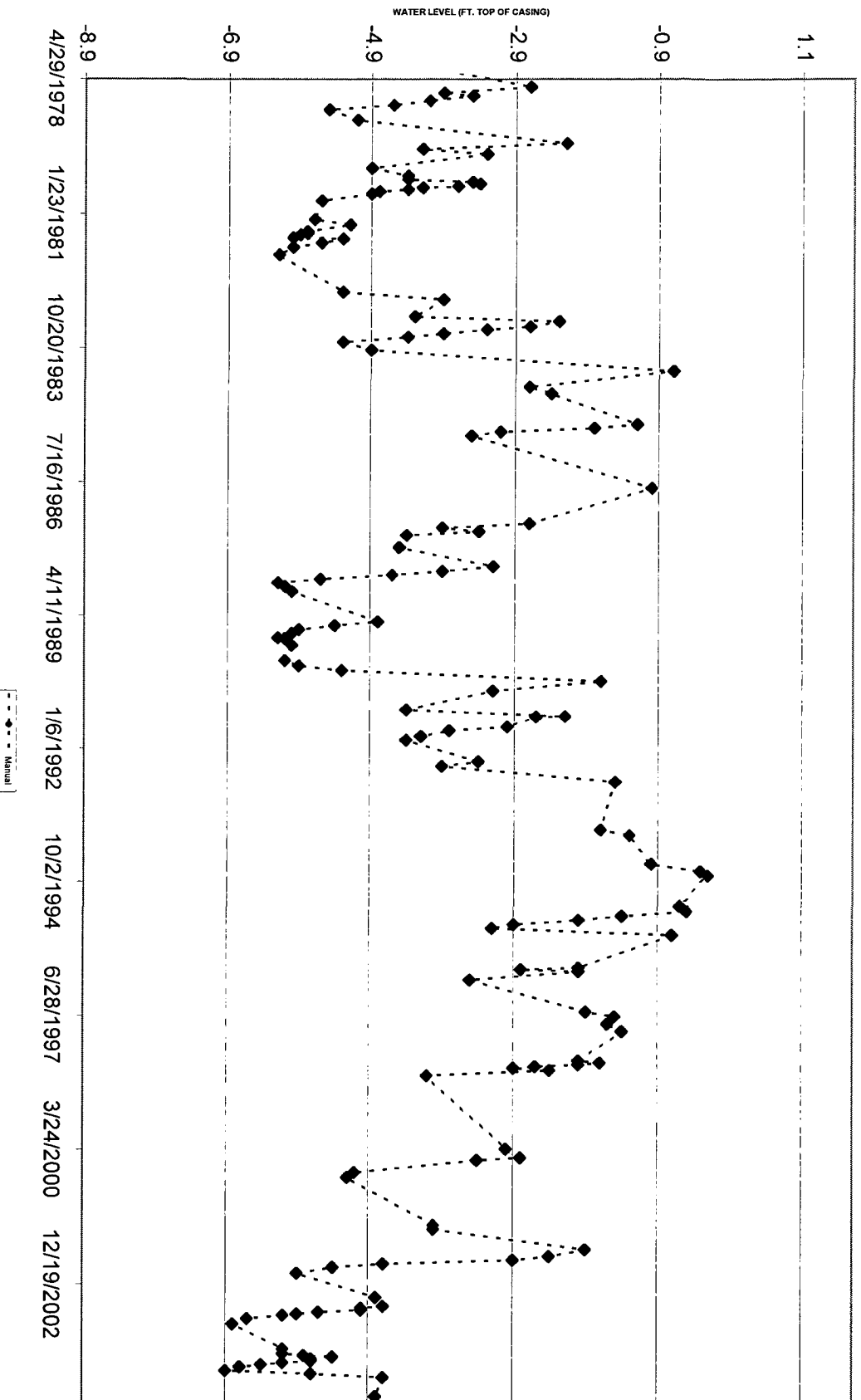


James A Goodman
Natural Resources Engineer

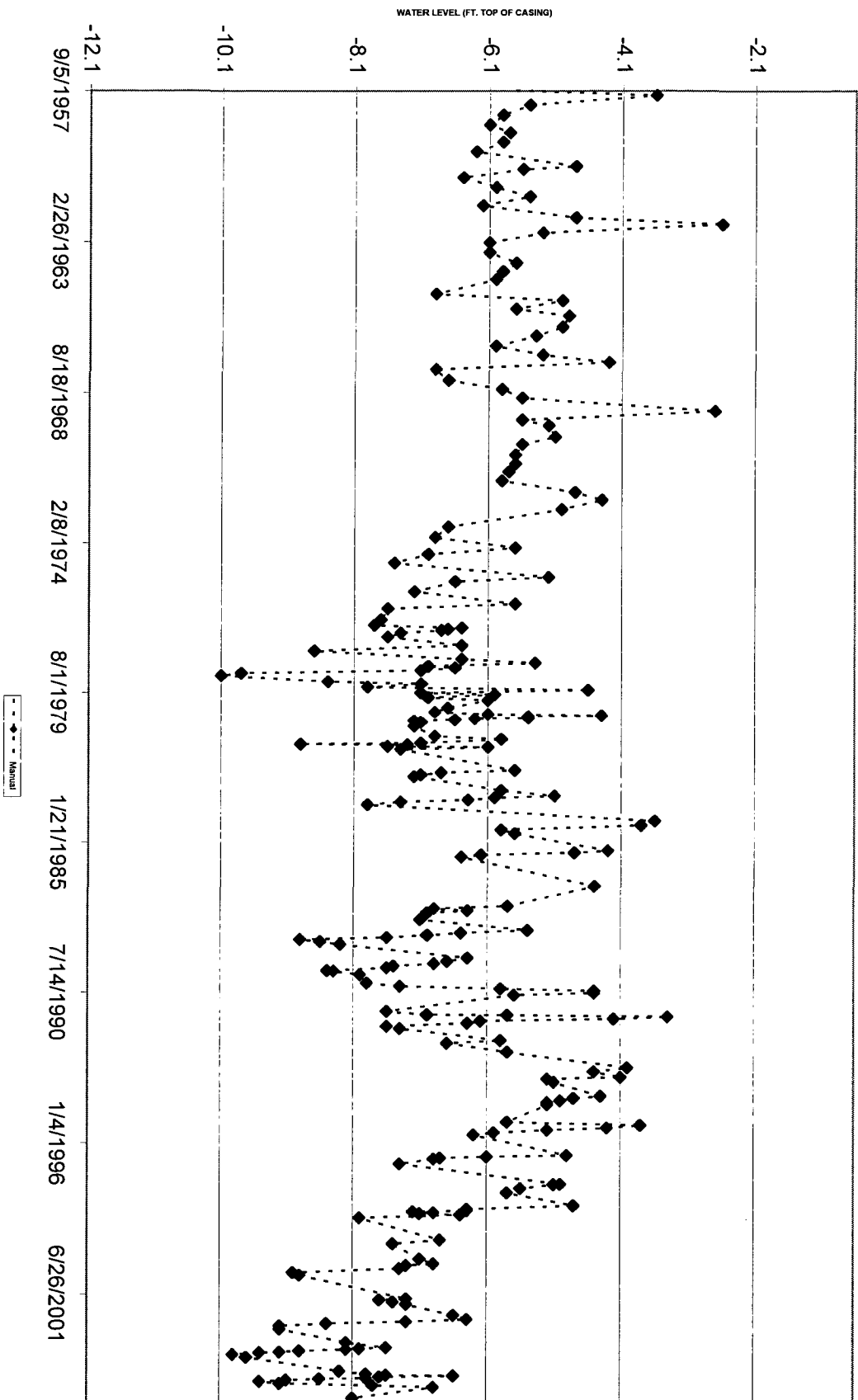
BIBLIOGRAPHY

- Hedges, L.S., and others, 1982, Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River, South and Iowa, for US Army Corps of Engineers, SD DENR, SDGS, Vermillion, SD, 57069.
- Koch, N.C., 1980, Appraisal of the Water Resources of the Big Sioux Aquifer, Brookings, Deuel, and Hamlin Counties, WRI 80-100, USGS, Huron, SD, 57350
- Kume, J., 1985, Water Resources of Deuel and Hamlin Counties, South Dakota, WRI 84-4069, USGS, Huron, SD, 57350.
- Water Rights, 2005, Unpublished Observation Well Data for Hamlin County, SD DENR, DES, Water Rights Program, Pierre, SD, 57501.

WATER RIGHTS' OBSERVATION WELL HN-77E



WATER RIGHTS' OBSERVATION WELL
HN-57B





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
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. 6606-3, Claremont Hutterian Brethren**

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. 6606-3, Claremont Hutterian Brethren, c/o Jonathan Wollman, 46271 184th Street, Castlewood SD 57223.

The Chief Engineer is recommending APPROVAL of Application No. 6606-3 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 wells authorized by Permit No. 6606-3 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.
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
May 12, 2005

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Hamlin) SS

I, Lee Anne Archer

certify that the attached printed Notice was taken

from the Hamlin County

Herald Enterprise

printed and published in Hayti

County of Hamlin and

state of South Dakota. The notice was published

in the newspaper on the following two dates:

May 18, 2005

May 25, 2005

Cost of Printing \$ 40.25

Lee Anne Archer
(Signature)

Owner

(Title)

5/26/05

(Date Signed)

RECEIVED

MAY 27 2005

WATER RIGHTS
PROGRAM

Records

Wednesday, May 25, 2005

**NOTICE OF APPLICATION
NO. 6606-3 TO
APPROPRIATE WATER**

Notice is given that Claremont Hutterian Brethren, c/o Jonathan Wollman, 46271 184th St., Castlewood, SD 57223, has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from two wells (one existing well authorized by Water Right No. 5774-3) completed into the Big Sioux: Brookings Aquifer (approximately 30 feet deep) located in the S 1/2 NE 1/4 Section 19 to irrigate 135 acres located in the SW 1/4 Section 20; all in T114N-R51W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6606-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board

will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605-773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by June 6, 2005.

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**
(publish May 18 and 25, 2005)



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 12, 2005

Hamlin County Herald Enterprise
PO Box 207
Hayti SD 57241-0207

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application No. 6606-3 to Appropriate Water to be published twice. Please publish the first notice on May 18, 2005 with the second publication 7 days later. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352.

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 Claremont Hutterian Brethren, % Jonathan Wollman, 46271 184th St., Castlewood SD (Ph # 605-793-2352).

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

-----CUT HERE-----

No. 6606-3

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

Date _____

We are in receipt of your letter of May 12, 2005 enclosing Notice to Appropriate Water by Application No. 6606-3 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 May 18, 2005 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6606-3 to Appropriate Water

Notice is given that Claremont Hutterian Brethren, c/o Jonathan Wollman, 46271 184th St, Castlewood SD 57223 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from two wells (one existing well authorized by Water Right No. 5774-3) completed into the Big Sioux:Brookings Aquifer (approximately 30 feet deep) located in the S ½ NE ¼ Section 19 to irrigate 135 acres located in the SW ¼ Section 20; all in T114N-R51W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROAL of Application No. 6606-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by June 6, 2005.

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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
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.

May 12, 2005

Claremont Hutterian Brethren
% Jonathan Wollman
46271 184th St
Castlewood SD 57223

Dear Mr. Wollman:

Water Permit Application No. 6606-3 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent to the Publisher of the Hamlin County Herald Enterprise printed at Hayti, SD (Ph # 605-783-3636). You will need to contact the newspaper and authorize publication of this notice. 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 and to arrange for payment. Early contact with the paper can eliminate delays. Upon receiving authorization, the publisher has been instructed to publish your notice once each week for two consecutive weeks. The newspaper has also 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**

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

JUN 23 2005

Claremont Hutterian Brethren
% Jonathan Wollman
46271 184th St
Castlewood SD 57223

Dear Mr. Wollman:

Enclosed is Water Permit No. 6606-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

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

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

Sincerely,

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

enclosures

SOUTH DAKOTA WATER WELL COMPLETION REPORT

6606-3
11-02Location SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 19 Twp 114 Rg 51

County

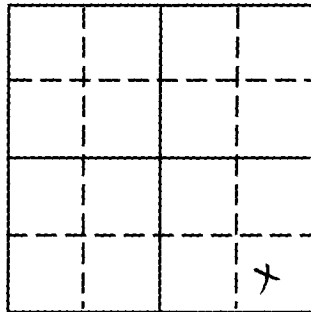
Hamlin

North

Please mark well location with an "X"

W

E



1 Mile

Well Completion Date

4/26/2005

Distance to nearest potential pollution source (Septic tank, abandoned well, feed lot, etc.)

? _____ ft. from _____ (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

Reverse

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
LB/FT	IN	FT	FT	IN
	16.00	0.0	26.0	24.00

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
		Lb/gal	0.0 Ft	20.0 Ft
Cement	54			

Describe grouting procedure line

SCREEN:

☐ Perforated pipe ☒ Manufactured
Diameter 16.00 Inches Length 8.0 FeetMaterial Stainless SteelSlot Size .057 Set From 26.0 Feet to 34.0 Feet

Other information _____

WAS A PACKER OR SEAL USED?

☒ Yes ☐ No
If so, what material? Pearock

Describe packer(s) and location

@26

DISINFECTION: Was well disinfected upon completion?

☒ Yes, How? Pellets
☐ No, Why Not? _____

Lab sample sent to for water quality analysis

Well Owner: Claremont Colony

Business Name: _____

Address: RR 2 Box 132ACity, State, Zip: Castlewood SD 57223

WELL LOG:

DEPTH

FORMATION	DEPTH	
	FROM	TO
Top Soil	0	2
Med Yellow Gravel	2	10
Coarse Yellow Gravel	10	30
Coarse White Gravel	30	34
Yellow Clay	34	

STATIC WATER LEVEL

12'

FEET

If flowing: closed in pressure _____

PSI

GPM flow _____

through _____

Inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced flow rate _____

GPM

Can well be completely shut in?

WELL TEST DATA:

☒ Pumped Describe: w/ Turbine

☐ Bailed

☐ Other

Pumping Level Below Land Surface

27.0 Ft. After 4.0 Hrs. pumped 600.0 GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate: _____

GPM

REMARKS

This well was drilled under license # 440

And this report is true and accurate.

Drilling firm: Pullman Well Drilling Inc

Signature of License Representative:

Ken Pullman

RECEIVED

JUN - 8 2005

WATER RIGHTS PROGRAM

Signature of Well Owner or Equitable Property Holder:

Date: 6-6-05

6-9-05

**NOTICE OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE**

Date 7/11/05

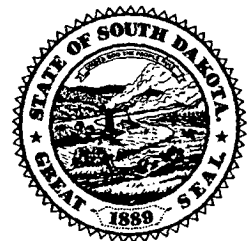
TO: Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

RECEIVED**JUL 14 2005**WATER RIGHTS
PROGRAMFROM: Clement Futton Brothers
(name)46271 - 184th St.
(address)Castroville, So Dak. 57423
(city, state, zip)605 793 7115
(phone)

I have completed the construction of the water use system and I have put the water to beneficial use to the maximum extent it is going to be used.

Water Permit No. 6606-3 states that the water use system is to be constructed byJune 6 2005 (date), and water is to be put to beneficial use by June 30 2005 (date).The water use system was completed on May 25 2005 (date).Applying the water to beneficial use was completed on June 10 2005 (date).

You may schedule an investigation so that the water license may be issued.

Jonathan Hallman
(signature)



6606-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2012

NOTICE

TO: CLAREMONT COLONY, JONATHAN WOLLMAN, 46271 184th ST, CASTLEWOOD, SD 57223

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

SUBJECT: Reporting Requirement for 2011 Irrigation Questionnaires

Our records indicate that the 2011 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 14, 2011. The Water Management Board has directed that owners of water permits who have not submitted the 2011 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 2579-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 4353-3, 5774-3, 6424-3, 6606-3, 6870-3 & 7193-3 qualification:

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

The hearing will be held at **10:00 am, March 7, 2012** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4353-3, 5774-3, 6424-3, 6606-3, 6870-3 & 7193-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 2579-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaire(s) is (are) received in this office on/or before **March 2, 2012**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link:
<http://denr.sd.gov/iq.aspx>

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

6606-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 2012

Jonathan Wollman
Claremont Colony
46271 184th St
Castlewood SD 57223

RE: Water Permit or Right Nos. 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3 & 7193-3

Dear Mr. Wollman:

I am writing to acknowledge receipt of the 2011 irrigation questionnaires for Claremont Colony.

You may disregard the January 24, 2012, "Notice" concerning reporting requirements for Water Permit or Right Nos. 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3 and 7193-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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

Report of Examination of Works and/or Application of Water to Beneficial Use For Permit No. 6606-3

I have this day, March 31, 2015, made a thorough examination of the water use system constructed by Claremont Hutterian Brethren, 46271 184th St., Castlewood SD 57223 of Permit No. 6606-3, bearing the priority of March 15, 2005 authorizing the diversion of 1.78 cu. ft. per second of the waters of the Big Sioux Brookings aquifer for irrigation purposes, in Hamlin County.

Inspection contact & relationship to permit holder, if applicable: **Jonathon Wollman**

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Pullman Well Drilling
- 2) No. of Wells 1
- 3) Depth(s) 34 feet
- 4) Well log is available Yes, see comments. If no, explain in comments

Comments: **The well log believed to be of the well covered by No. 6606-3 describes the location as being in the SE1/4 SE1/4 sec 19-T114N-R51W – the actual well location is the SW1/4 NE1/4 of sec 19. The actual location matches the area described on No. 6606-3 and the well completion date is in the time frame of approval of No. 6606-3. Application No. 6606-3 also specified use of an existing well which is also located in the SW1/4 NE1/4. However, this well is NOT used to irrigate the acreage covered by No. 6606-3.**

Casing:

- 1) Diameter 16 inches
- 2) Length 26 feet
- 3) Type Plastic

Screen:

- 1) Type Stainless steel
- 2) Length 8 feet
- 3) Static water level 12 feet

Pump:

- 1) Make Western Land Roller

Motor:

- 1) Make General Electric
- 2) Model No. 5K326DP6005
- 3) Horsepower rating 50 hp

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

- 1) Type PVC
- 2) Size 8 inches
- 3) Length 3,700 feet

C. Works used to apply water to beneficial use:

Center pivot:

- 1) Make Valley
- 2) Number of towers 7
- 3) End gun Yes
- 4) Capacity 750 GPM

Chemigation Equipment:

- 1) Does chemigate No

D. Compliance with Permit Requirements:

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

E. Condition and Location:

1. The system is in good condition with the point of diversion located as follows: Well: 2,740 feet north and 2,060 feet west from the SE corner section 19-T114N-R51W (SW1/4 NE1/4 – Longitude - 96.99420, Latitude 44.66713).
2. The works are capable of diverting and conveying to the place of use 1.67 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 20-T114N-R51W

NE1/4 SW1/4 33 acres
NW1/4 SW1/4 33 acres

SW1/4 SW1/4 33 acres
SE1/4 SW1/4 33 acres

comprising a total of 132 acres of land and the license should be issued for 1.67 cfs.

3. All structures, wells and lands on map Yes

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

According to Jonathon Wollman, the well covered by No. 6606-3 is also being used to irrigate acreage in section 19 in conjunction with several other wells covered by Water Right No. 5774-3. In order to determine what action is needed to get this well added as a water source for the acreage covered by No. 5774-3, an additional inspection will be needed. I didn't have access to the file for No. 5774-3 while in the field and the status of other wells covered by No. 5774-3 was not investigated. Depending on the situation, it may be possible to add the well as an administrative action if the overall diversion rate and acres for No. 5774-3 remain unchanged or a new permit may be needed to increase the amount of water or acres being irrigated.



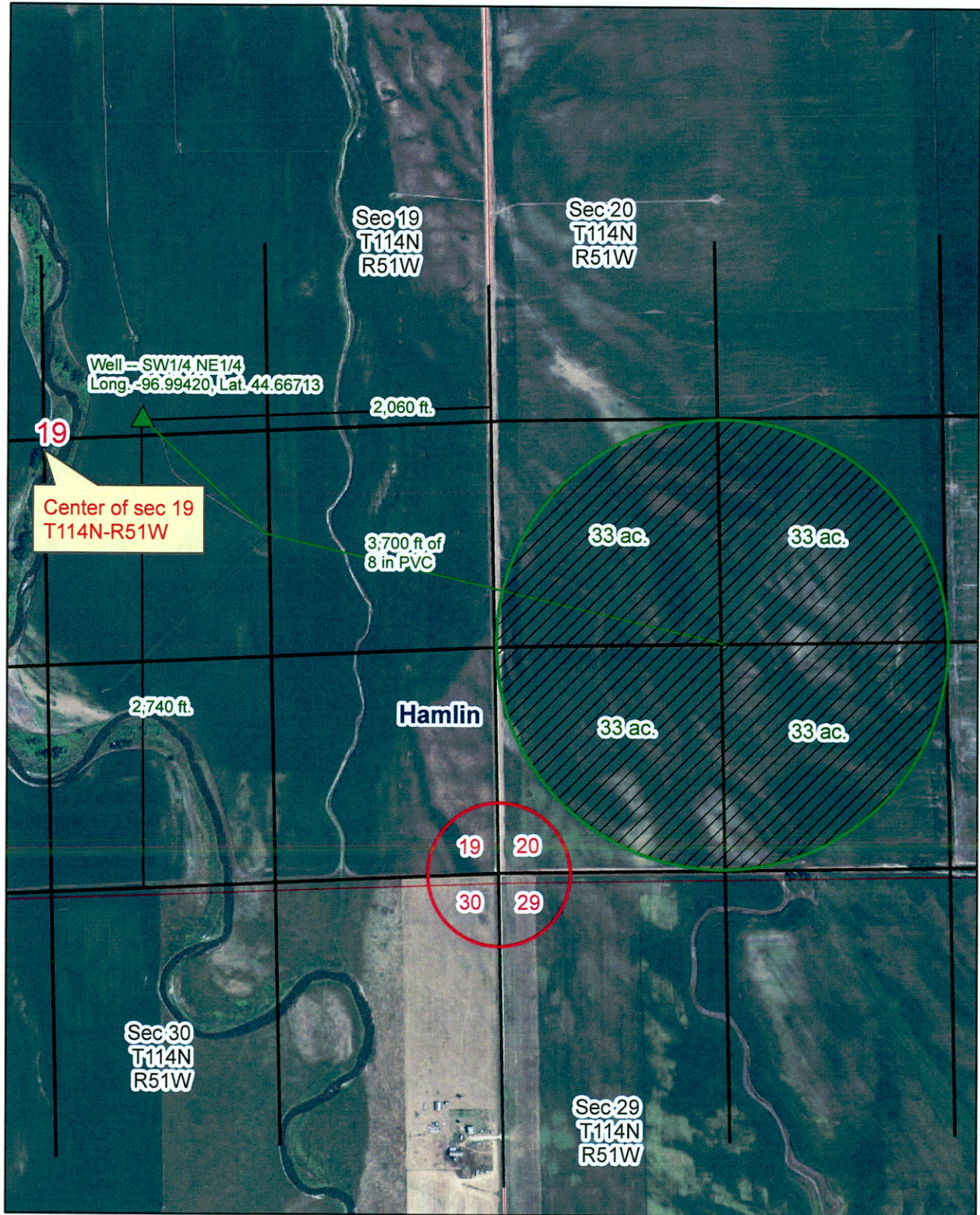
Ron Duvall
Water Rights Permitting Administrator
DENR, Water Rights Program

Date report completed: **November 3, 2015**

Scale: 1 inch = 876 feet

1,200

Feet



South Dakota
Department of Environment
& Natural Resources
Water Rights

Completed by:

Ron Duvall
Ron Duvall, WR Permitting Administrator
Water Rights Program

Diversion point(s) located using a Garmin eTrex 10 GPS

Date: Nov 3, 2015

Water Right No. 6606-3



6606-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

MAY 03 2016

6606-3, 6870-3, 7193-3
7490-3 and 7491-3

Claremont Hutterian Brethren
c/o Jonathan Wollman
46271 184th St
Castlewood SD 57223

Dear Mr. Wollman:

Enclosed are Water License Nos. 6606-3, 6870-3, 7193-3, 7490-3 and 7491-3. These are the final water right documents completing your process of obtaining a Water Right. Also, included with each license is a map prepared by the staff engineer who conducted the investigations.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Rights, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

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

NOTE: Regarding Water Right No. 7193-3 The investigation found this irrigation system is capable of diverting 1.67 cubic feet of water per second (cfs) which is equivalent to approximately 750 gallons per minute (gpm). The permit was originally issued for only 1.33 cfs (equivalent to 600 gpm). Diversion of water under this water license is limited to 1.33 cfs.

enclosures

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 6606-3

(1) Claremont Hutterian Brethren, c/o Jonathan Wollman, 46271 184th St, Castlewood SD 57223 made Application No. 6606-3, March 15, 2005 for a water permit to divert 1.78 cubic feet of water per second from two wells-Big Sioux:Brookings Aquifer, Hamlin County, South Dakota for irrigation purposes. Permit No. 6606-3, with a priority date of March 15, 2005 was approved June 6, 2005 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before June 6, 2010 and for the application to beneficial use of water on or before June 6, 2014.

(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. 6606-3 is issued a license, bearing a priority date of March 15, 2005 to appropriate 1.67 cubic feet of water per second from one well-Big Sioux:Brookings Aquifer to irrigate 132 acres.

The diversion point is located: 2,740 feet north and 2,060 feet west from the SE corner of Section 19-T114N-R51W (SW 1/4 NE 1/4). The acres authorized for irrigation are as follows:

Section 20-T114N-R51W	NE 1/4 SW 1/4 33 acres	SW 1/4 SW 1/4 33 acres
	NW 1/4 SW 1/4 33 acres	SE 1/4 SW 1/4 33 acres

Total 132 acres

(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit No. 6606-3 including the following 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.
- The wells authorized by Permit No. 6606-3 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. *The well was drilled by Pullman Well Drilling Inc. in April, 2005. A copy of the log is on file with the Water Rights Program.*
- This Permit is approved subject to the irrigation water use questionnaire being submitted each year.



Jeanne Goodman, Chief Engineer
Water Rights Program

Department of Environment and Natural Resources

MAY 03 2016

date





6606-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: CLAREMONT COLONY, JONATHAN WOLLMAN, 46271 184th ST, CASTLEWOOD, SD 57223

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaires

Our records indicate your 2019 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 2579-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3 qualification:

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

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

1. Suspend or cancel Permit No(s) 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 2579-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

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

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



6606-3

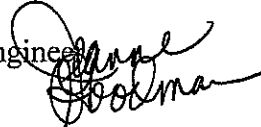
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 27, 2020

NOTICE OF ENTRY OF ORDER
FOR AMENDMENT AND ONE YEAR SUSPENSION OF WATER RIGHTS

TO: Jonathan Wollman, Claremont Colony, 46271 184th St, Castlewood SD 57223

FROM: Jeanne Goodman, Chief Engineer
Water Rights Program 

SUBJECT: Amendment of Water Right No. 2579-3 and One Year Suspension of Water Right Nos. 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3

On February 26, 2020, the Water Management Board took the following actions on Water Right Nos. 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3

The Board amended Water Right No. 2579-3 to add the following qualification effective immediately:

"This water right is subject to the Irrigation Water Use Questionnaire being submitted each year."

The Board also ordered:

Effective March 26, 2020, Water Right Nos. 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3 be suspended for the 2020 irrigation season for failure to submit the 2019 irrigation questionnaires.

If the 2019 irrigation questionnaires are received prior to March 26, 2020, the suspensions will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2020 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2020 unless the 2019 irrigation questionnaires are submitted by March 26th.

After March 26th, you may petition the Water Management Board to rescind the suspensions. You will need to submit the 2019 irrigation questionnaires and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May 6-7, 2020, in Pierre, SD. The letter should include your reasons for not completing the 2019 irrigation questionnaires. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Water Rights Staff will conduct compliance checks of suspended water rights this summer to determine if irrigation is taking place. Please contact Genny McMath (605) 773-3352, if you have any questions.

6606-3

CERTIFICATION

I hereby certify that on February 27, 2020, I have personally deposited with the United States mail at Pierre, South Dakota; first class postage, prepaid envelopes containing a Notice dated February 27, 2020 regarding Water Management Board action taken February 26, 2020 for Irrigation Questionnaire violations addressed as stated below:

One Year Suspensions:

Water Right No. 6947-3

Joel Adler, 48353 149th St, Milbank SD 57252

Water Permit No. 7655-3

Thomas Brady, 265 Antler Dr., Yankton SD 57078

Water Right Nos. 2698-2 & 2721-2

Neil & Lupita Fanning, 220 Rangely Ct., Simi Valley CA 93065

Water Right No. 5947-3

Sean Davis, Fish Lake Country Club, 24385 393rd Ave., Letcher SD 57359

Water Permit Nos. 7008A-3 and 7009A-3

Roger D Hanson, 615 E 72nd St., Kansas City MO 64131

Water Right No. 7043-3

Corey Johannsen, 502 Main St., Tolstoy SD 57475

Donald & Dianna Stotz, 14850 328th Ave, Tolstoy SD 57475

Water Right No. 876-1

Gene E Johnson, 19610 US Hwy 85, Belle Fourche SD 57717

Water Right No. 1213B-1

Charles & Cathy Kimbril, 19027 137th Ave, Vale SD 57788

Water Right No. 410B-2

Kathi Koester, PO Box 206, Custer SD 57730-0206

Water Permit No. 8253-3

James Makens, Makens Oak Tree LLP, 42563 168th St, Clark SD 57225

Water Permit Nos. 5849-3 and 6194-3

Josh Oakley, Meadow Creek Golf Course, PO Box 511, Volga SD 57071-0511

Water Right Nos. 2521-3 and 2934-3

Henry Decker, Pembroke Hutterian Inc., 35955 139th St, Ipswich, SD 57451 7103

Water Right Nos. 5566-3 & 7615-3 and Water Permit No. 7616-3

Wayne Reiersen, 30048 Reiersen Pl., Pollock SD 57648

Water Permit No. 2350-3

Bill Boyer, President, River Valley Farms, PO Box 486, Alcester SD 57001 0486

Water Right No. 4737-3

RUS Farms Real Estate LLC, 3283 Dogwood Ave., Rock Valley IA 51247

Water Right No. 2954-3

Lane Tekrony, 47840 180th St, Clear Lake SD 57226-5405

Water Right Nos. 6131-3 and 6132-3

Daniel Ulmer, PO Box 433, Menno SD 57045 0433

Water Right Nos. 2631A-3 and 5451-3
Merritt Ulmer, PO Box 433, Menno SD 57045-0433
Merritt & Marie Ulmer, 1402 S Cage #217, Pharr TX 78577

Water Right No. 553-1
Richard W Kieffer, 14555 Hamlet Pl, Sturgis SD 57785

Three Year Suspensions:

Water Right No. 6168-3
Robert Hattum, 21744 W Bend Rd, Harrold SD 57536

Water Right No. 2106-2
Stuart Rice, 2300 Skyline Ranch Rd, Rapid City SD 57701

Amendments:

Water Right Nos. 804-2 & 995-2
Robert Berry, 23331 Hwy 14, Midland SD 57552

Water Right No. 766-2
Gene Fortune, PO Box 60, Interior SD 57750 0060

Water Right Nos. 516-1 and 715-1
Lawrence Woodward, PO Box 220, Dupree SD 57623 0220

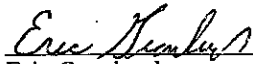
Both Suspend and Amendments

Water Right No. 960-3 and Water Permit No. 472A-3
Chad Binger, 18309 383rd Ave, Tulare SD 57476

Water Right Nos. 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3
Jonathan Wollman, Claremont Colony, 46271 184th St, Castlewood SD 57223

Water Right Nos. 3012-3 and 7323B-3
Mark Morlock, 33820 112th St., Eureka SD 57437-6005
Marvin Morlock, 11072 339th Ave, Eureka SD 57437-6003

Water Right No. 399-2 and Water Permit No. 2668-2
Steve L Simunek, 27851 S Buffalo Gap Rd, Oral SD 57766



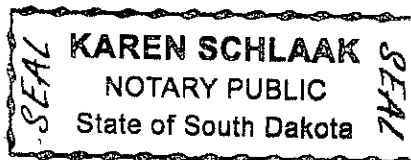
Eric Gronlund
Water Rights Program

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 27th day of February, 2020.



Karen Schlaak
Notary Public
My Commission expires April 1, 2025



6606-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 5, 2020

Jonathan Wollman
Claremont Colony
46271 184th St
Castlewood SD 57223

RE: Water Right Nos. 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3

Dear Mr. Wollman:

On February 26th the Water Management Board ordered the above listed Water Rights suspended if the 2019 irrigation questionnaires were not received prior to March 26, 2020. The questionnaire information for your water rights has been received.

Since the irrigation questionnaires are on file, no violations have occurred, and no suspensions will take place. You may irrigate during the 2020 irrigation season.

If you have any questions, please contact us.

Sincerely,

A handwritten signature in black ink, appearing to read "Genny McMath". The signature is fluid and cursive, written in a professional style.

Genny McMath
Water Rights Program
605 773-3352



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

January 20, 2022

NOTICE

TO: CLAREMONT COLONY, JONATHAN WOLLMAN, 46271 184th ST, CASTLEWOOD, SD 57223

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

SUBJECT: Reporting Requirement for 2021 Irrigation Questionnaire(s)

Our records indicate your 2021 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3. The request for the Questionnaire was dated October 22, 2021. The Water Management Board has directed that owners of water permits who have not submitted the 2021 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3 qualification:

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

The hearing will be held at **Wednesday, March 2, 2022 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 2, 2022** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: NNMIGU**

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

6606-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 1, 2022

Jacob Wollman
Claremont Colony
46271 184th St
Castlewood SD 57223

RE: Water Right Nos. 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3, 7491-3

Dear Mr. Wollman:

I am writing to acknowledge receipt of your 2021 irrigation questionnaires.

You may disregard the January 20, 2022, "Notice" concerning reporting requirements for Water Right Nos. 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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