



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING

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

JUN 01 2015

6804A-3

Daniel Heine
46067 Timber Rd
Vermillion SD 57069

Dear Mr. Heine:

Enclosed is your Reissued Water License No. 6804A-3.

On March 16, 2015 Scott Heine filed an ownership change for a portion of land described in Water Right No. 6804-3. Based on the ownership change, No. 6804-3 was divided and reissued as follows:

- **No. 6804A-3: Daniel Heine** – authorizing diversion of 4.71 cfs from two wells to irrigate 532.2 acres in portions of Section 21 and 22, T92N, R52W (middle and west pivots);
- **No. 6804B-3: Scott Heine** – authorizing diversion of 1.98 cfs from one well to irrigate 138.4 acres in portions of the E ½ Section 22, T92N, R52W (east pivot). *The diversion authority is based on the statutory limit of one cfs for 70 acres.*

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the wells authorized by Water Right No. 6804A-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Sincerely,

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

enclosure

STATE OF SOUTH DAKOTA
REISSUED WATER LICENSE NO. 6804A-3
DIVISION OF NO. 6804-3 INTO 6804A-3 AND 6804B-3

(1) Daniel Heine, 46067 Timber Rd, Vermillion SD 57069 was issued Water License No. 6804-3, September 14, 2012 for a water right to divert 6.69 cubic feet of water per second (cfs) from ground water – 3 existing wells (Missouri Elk Point Aquifer), Clay County, South Dakota for irrigation purposes. Permit No. 6804-3, with priority dates of July 18, 1975 and February 5, 2007 was issued to the permit holder for diversion of water with construction of the described water supply system and the application to beneficial use of said water completed.

The original water license authorized irrigation of 670.6 acres in portions of Section 21 and 22, T92N, R52W described as “East pivot system”, “Middle pivot system” and “West pivot system”. On March 16, 2015, an ownership change was filed by Scott Heine for 138.4 acres within the E ½ Section 22, T92N, R52W irrigated under the “East pivot system”.

Based on the ownership change filed, Water License No. 6804-3 is being divided and reissued to reflect separate ownership as follows:

- **No. 6804A-3: Daniel Heine, 46067 Timber Rd, Vermillion SD 57069** – authorizing diversion of 4.71 cfs from two wells to irrigate 532.2 acres in portions of Section 21 and 22, T92N, R52W (middle and west pivots);
- **No. 6804B-3: Scott Heine, 56368 886th Rd., Hartington NE 68739** – authorizing diversion of 1.98 cfs from one well to irrigate 138.4 acres in portions of the E ½ Section 22, T92N, R52W (east pivot).

(2) It is certified that the water right holder has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 4.71 cubic feet of water per second for beneficial use.

The location of the diversion points are:

- 2,594 feet south & 3,953 feet east of the NW corner of Section 22, T92N, R52W (SW ¼ NE ¼ Sec 22);
- 1,946 feet south & 920 feet east of the NW corner of Section 22, T92N, R52W (SW ¼ NW ¼ Sec 22);

(3) The water right holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

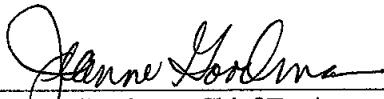
Middle pivot system (264.5 acres)		West pivot system (267.7 acres)	
Section 21, T92N, R52W		Section 21, T92N, R52W	
NE ¼ NE ¼	14.7 acres	SW ¼ NW ¼	4.4 acres
SE ¼ NE ¼	29.7 acres	SE ¼ NW ¼	36.3 acres
NE ¼ SE ¼	11.8 acres	SW ¼ NE ¼	35.4 acres
Section 22, T92N, R52W		SE ¼ NE ¼	7.3 acres
NW ¼ NW ¼	36.7 acres	NW ¼ SW ¼	14.2 acres
NE ¼ NW ¼	28.8 acres	NE ¼ SW ¼	40.0 acres
NW ¼ NE ¼	0.3 acre	NW ¼ SE ¼	40.0 acres
SW ¼ NW ¼	40.0 acres	NE ¼ SE ¼	21.5 acres
SE ¼ NW ¼	40.0 acres	SW ¼ SW ¼	1.9 acres
SW ¼ NE ¼	2.5 acres	SE ¼ SW ¼	27.7 acres
NW ¼ SW ¼	34.9 acres	SW ¼ SE ¼	32.1 acres
NE ¼ SW ¼	25.1 acres	SE ¼ SE ¼	6.9 acres
Total irrigated under both pivots – 532.2 acres			

Water License No. 6804A-3

(4) Pursuant to South Dakota Water Law 46-5-30.1 Daniel Heine, 46067 Timber Rd, Vermillion SD 57069 the holder and/or owner of Water Right No. 6804A-3 is issued a license to appropriate water, the right to use 4.71 cubic feet of water per second from ground water – three wells (Missouri Elk Point Aquifer) with priority dates of July 18, 1975 (4.71 cfs and 397.6 acres) and February 5, 2007 (134.6 acres) from the locations specified in (2) of this license for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 6804A-3 and subject to the following qualifications:

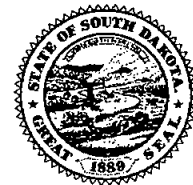
- The wells authorized under this water right will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this water right shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate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

JUN 01 2015

date



Permit No. 6804-3Missouri River Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

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

I have this day, July 24, 2012, made a thorough examination of the water use system constructed by Daniel Heine of Vermillion, SD holder of Permit No. 6804-3, bearing the priority of February 5, 2007 authorizing the diversion of 2.71 cu. ft. per second of the waters of Missouri: Elk Point aquifer for irrigation purposes, in Clay County.

Note: Water Permit No. 6804-3 authorized an additional 144 acres and 2.71 cfs to that authorized by Water Right No. 2315-3, which is 7.00 cfs and 536 acres.

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

A. Works used to divert the water: Three turbine pumps with motors as follows;

	West System	Middle System	East System
Make	U.S. Electric	U.S. Electric	U.S. Electric
Model No.	405 TPWPI	BF6B	BF6B
Horsepower Rating	125	100	100

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

- 1) Type: PVC Mainline
- 2) Size (inches): 12 inch
- 3) Length (feet): West: 15-20 ft., Center: 20-25 ft., East: 15-20 ft.

C. Works used to apply water to beneficial use: **Center Pivots**

	West System	Center System	East System
Make	Valley	Valley	Valley
Overall Length (ft.)	1829	1829	1294
# of Towers	10	10	7
Distance between towers (ft.)	203	203	215
End Gun (Y/N)	Y	Y	Y
High or Low Pressure	Low	Low	Low
Capacity (GPM)	1000	1000	1000

The system is in the following condition good. The points of diversion are located as follows:

All measurements made from the NW corner of Sec 22 T92N-R52W and all wells are in T92N-R52W:

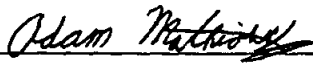
- 1) SW ¼ NE ¼ Sec 22; 2,594 ft. south and 3,953 ft. east; 42.77232° N, 96.96852° W
- 2) SW ¼ NW ¼ Sec 22; 1,946 ft. south and 920 ft. east; 42.77393° N, 96.80002° W
- 3) NW ¼ SE ¼ Sec 21; 3,259 ft. south and 2,534 ft. west; 42.77025° N, 96.99263° W

The works are capable of diverting and conveying to the place of use 6.69 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:

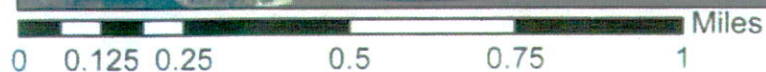
<u>East System</u>	<u>Middle System</u>	<u>West System</u>
<u>Sec 22 T92N-R52W</u>	<u>T92N-R52W</u>	<u>Sec 21 T92N-R52W</u>
NW¼ NE¼-1.2 ac	NE¼ NE¼ Sec 21-14.7 ac	SW¼ NW¼-4.4 ac
NE¼ NE¼-1 ac	SE¼ NE¼ Sec 21-29.7 ac	SE¼ NW¼-36.3 ac
SW¼ NE¼-36.1 ac	NE¼ SE¼ Sec 21-11.8 ac	SW¼ NE¼-35.4 ac
SE¼ NE¼-35.9 ac	NW¼ NW¼ Sec 22-36.7 ac	SE¼ NE¼-7.3 ac
NW¼ SE¼-32.9 ac	NE¼ NW¼ Sec 22-28.8 ac	NW¼ SW¼-14.2 ac
NE¼ SE¼-31.3 ac	NW¼ NE¼ Sec 22-0.3 ac	NE¼ SW¼-40 ac
	SW¼ NW¼ Sec 22-40 ac	NW¼ SE¼-40 ac
	SE¼ NW¼ Sec 22-40 ac	NE¼ SE¼-21.5 ac
	SW¼ NE¼ Sec 22-2.5 ac	SW¼ SW¼-1.9 ac
	NW¼ SW¼ Sec 22-34.9 ac	SE¼ SW¼-27.7 ac
	NE¼ SW¼ Sec 22-25.1 ac	SW¼ SE¼ -32.1 ac
		SE¼ SE¼-6.9 ac

comprising a total of 670.6 acres of land and the license should be issued for 6.69 cfs. Applicable permit qualifications have been complied with Yes. Exceptions to compliance are: none.

Date: August 23, 2012



Adam Mathiowetz
Natural Resources Engineer
DENR Water Rights Program



Section Boundaries - PLSS

Well



Protecting South Dakota's Tomorrow... Today



REPORT ON INSPECTION OF PERMIT NO. 6804-3

DATE: 7/24/12

Other permit(s) associated with the project:

DIVERIONS POINT LEGAL LOCATION: All measurements made from the NW corner of Sec 22 T92N-R52W and all wells are in T92N-R52W:

- 1) SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 22; 2,594 ft. south and 3,953 ft. east
- 2) SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 22; 1,946 ft. south and 920 ft. east
- 3) NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 21; 3,259 ft. south and 2,534 ft. west

WELL INFORMATION:

- 1) Well Drilling Firm: West and East Wells: Empire Irrigation Drilling Company, Center Well: Hammond-Wetmore Drilling
- 2) No. of Wells 3
- 3) Depth(s) feet West: 89 ft., Center: 90 ft., East: 100 ft.
- 4) Well Log is available Y/N Only for the Center well
- 5) Comments:

Casing:

The wells at the West and East Pivots are the wells that were there during the licensing of 2315-3. The Center well is the replacement well that has a well log in the Water Right file.

	West Pivot	Center Pivot	East Pivot
Diameter (in)	18	16	18
Length (ft.)	89	72	100
Type	Concrete	PVC	Concrete

Screen:

	West Pivot	Center Pivot	East Pivot
Type	Unknown	PVC	Unknown
Length (ft.)	20		
Static Water Level (ft.)	20		

Pump:

All three pumps are turbine pumps

Motor:

	West Pivot	Center Pivot	East Pivot
Make	U.S. Electric	U.S. Electric	U.S. Electric
Model No.	405 TPWPI	BF6B	BF6B
Horsepower Rating	125	100	100

DISTRIBUTION LINES OR CANALS:

- 1) Type: PVC Mainline
- 2) Size (inches): 12 inch
- 3) Length (feet): West: 15-20 ft., Center: 20-25 ft., East: 15-20 ft.

SYSTEM TYPE:**Center pivot:**

	West Pivot	Center Pivot	East Pivot
Make	Valley	Valley	Valley
Overall Length (ft.)	1829	1829	1294
# of Towers	10	10	7
Distance between towers (ft.)	203	203	215
End Gun (Y/N)	Y	Y	Y
High or Low Pressure	Low	Low	Low
Capacity (GPM)	1000	1000	1000

Gun:

Not Applicable

Towline:

Not Applicable

Sideroll:

Not Applicable

Siphons:

Not Applicable

DAM INFORMATION:

Not Applicable

CHEMIGATION EQUIPMENT:

- 1) Does chemigate Y/N N

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit lands agree with lands being irrigated and land listed on permit Y/N Y
- 2) Special qualifications to permit being abided by Y/N Y
- 3) All structures, wells and lands on map Y/N Y
- 4) Irrigation Questionnaires check to determine if permit owner started irrigation by the end of construction period Y/N Y



6804A-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: DANIEL HEINE, 46067 TIMBER RD, VERMILLION, SD 57069 6970
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 6804A-3 & 7847-3. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 6804A-3 & 7847-3 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:

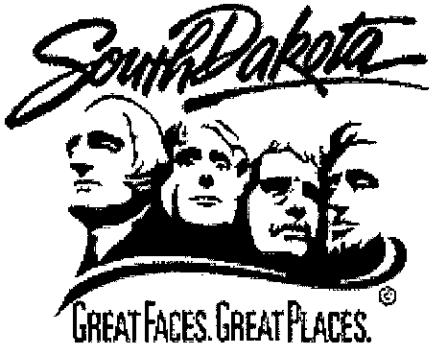
1. Suspend or cancel Permit No(s) 6804A-3 & 7847-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

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

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.

6804A-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 2020

6804A-3
7847-3

Daniel Heine
46067 Timber Rd
Vermillion SD 57069 6970

Dear Mr. Heine:

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

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right No. 6804A-3 and Water Permit No. 7847-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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

6804A-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 29, 2020

6804A-3
7847-3

Daniel Heine
3213 – 6 Zenkner Valley Rd SW
Centralia WA 98531-9212

Dear Mr. Heine:

Enclosed is a "Notice" dated October 23, 2020 concerning your 2020 irrigation questionnaires.

The notice was originally mailed to 46067 Timber Rd, Vermillion SD. The post office notified us that your address has changed, and I will update our records accordingly.

If you no longer own the land, please let me know so I can get in touch with the new owner(s).

Sincerely,

A handwritten signature in cursive script, appearing to read "Genny McMath".

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

enclosures



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2021

NOTICE

TO: DANIEL HEINE, 3213 - 6 ZENKNER VALLEY RD SW, CENTRALIA, WA 98531 9212

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

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaire(s)

Our records indicate your 2020 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 6804A-3 & 7847-3. The request for the Questionnaire was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 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) 6804A-3 & 7847-3 qualification:

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

The hearing will be held at **Wednesday, March 3, 2021 at 10:00 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) 6804A-3 & 7847-3 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 3, 2021** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: DHZAUP**

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.



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SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 19, 2021

6804A-3
7847-3

Kyle Jensen
31582 454th Ave
Meckling SD 57044

Dear Mr. Jensen:

Thank you for contacting us concerning the irrigation questionnaires for Water Right Nos. 6804A-3 and 7847-3 listed under Daniel Heine.

Enclosed are the two questionnaires needed for 2020. Please complete and return them to us as soon as possible. Since the initial forms were not mailed to the correct person, I have removed the issue from the agenda for the Board meeting.

I will direct future irrigation questionnaires to you as the "operator". If you would, please have the owner of the land get in touch with us to get the water rights transferred.

Thank you again for letting us know a change was needed. If you have any questions, please give me a call.

Sincerely,

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

enclosures

6804A-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 26, 2021

6804A-3
7847-3

Mary Heine
3213 – 6 Zenkner Valley Rd SW
Centralia WA 98531-9212

Dear Ms. Heine:

We were contacted by Kyle Jensen concerning the irrigation questionnaires from last year and the ownership changes needed for Water Right Nos. 6804A-3 and 7847-3. Both water rights are currently listed under Daniel Heine.

Enclosed are partially completed "Notice of Transfer of Ownership" forms for use in filing the ownership changes. Please review and complete as needed. Upon completion, please sign and return the forms to our office with a required filing fee of \$50 each (total of \$100). The check or money order for the fee can be made payable to the Water Rights Program.

I am enclosing a postage paid envelope for your use in sending the forms and fee back to us. If I can answer any questions for you, please let me know.

Sincerely,

A handwritten signature in blue ink that reads 'Genny McMath'.

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

enclosure

6804A-3



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: KYLE JENSEN, 31582 454TH AVE, MECKLING, SD 57044

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) 6804A-3 7621-3, 7622-3 & 7847-3. 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) 6804A-3 7621-3, 7622-3 & 7847-3 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) 6804A-3 7621-3, 7622-3 & 7847-3 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: TGTVBZ**

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



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

February 15, 2022

6804A-3
7621-3
7622-3
7847-3

Kyle Jensen
31582 454th Ave
Meckling SD 57044

Dear Mr. Jensen:

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. 6804A-3 7621-3, 7622-3 & 7847-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

The transfer form you completed was received as well. I will get that processed soon and confirmation sent back to you. If you have any questions, please contact me.

Sincerely,

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



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

January 20, 2023

NOTICE

TO: KYLE JENSEN, 31582 454TH AVE, MECKLING, SD 57044

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

SUBJECT: Reporting Requirement for 2022 Irrigation Questionnaire(s)

Our records indicate your 2022 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 6804A-3, 6804C-3, 7621-3, 7622-3 & 7847-3. The request for the Questionnaire was dated October 21, 2022. The Water Management Board has directed owners of water permits who have not submitted the 2022 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) 6804A-3, 6805C-3, 7621-3, 7622-3 & 7847-3 qualification:

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

The hearing will be held at **Wednesday, March 8, 2023 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) 6804A-3, 6804C-3, 7621-3, 7622-3 & 7847-3 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 8, 2023** 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: JGLBJY**

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



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

February 1, 2023

Kyle Jensen
31582 454th Ave
Meckling SD 57044

RE: Water Permit or Right Nos. 6804A-3, 6804C-3, 7621-3, 7622-3 and 7847-3

Dear Mr. Jensen:

I am writing to acknowledge receipt of your 2022 irrigation questionnaires.

You may disregard the January 20, 2023, "Notice" concerning reporting requirements for Water Permit or Right Nos. 6804A-3, 6804C-3, 7621-3, 7622-3 and 7847-3. 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

Note: I still have not received the ownership changes from Mrs. Heine in Centralia WA. I have sent a couple letters to her with transfer forms and postage paid envelopes and have not received any response. The water rights are still listed under Daniel Heine (7847-3 & 6804A-3).



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

January 19, 2024

NOTICE

TO: KYLE JENSEN, 31582 454TH AVE, MECKLING, SD 57069

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

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaire(s)

Our records indicate your 2023 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4628-3, 6601-3, 6804A-3, 6804C-3, 7621-3, 7622-3 & 7847-3. The request for the Questionnaire was dated October 20, 2023. The Water Management Board has directed owners of water permits who have not submitted the 2023 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) 4628-3, 6601-3, 6804A-3, 6804C-3, 7621-3, 7622-3 & 7847-3 qualification:

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

The hearing will be held at **Wednesday, March 6, 2024 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) 4628-3, 6601-3, 6804A-3, 6804C-3, 7621-3, 7622-3 & 7847-3 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 6, 2024** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: LPJCAM**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 2, 2024

4628-3, 6601-3, 6804A-3
6804C-3, 7621-3, 7622-3 & 7847-3

Kyle Jensen
31582 454th Ave
Meckling SD 57069

Dear Mr. Jensen:

I am writing to acknowledge the receipt of your 2023 irrigation questionnaire(s).

You may disregard the January 19, 2024, "Notice" concerning the reporting requirements for Water Permit No(s). 4628-3, 6601-3, 6804A-3, 6804C-3, 7621-3, 7622-3 & 7847-3. The information was received prior to the March 6, 2024, Water Management Board meeting and these permit numbers have been removed from the agenda.

If you have any questions, please contact me.

Sincerely,

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

cc: DANIEL HEINE, 3213-6 ZENKNER VALLEY RD, CENTRALIA WA 98531



6804A-3
7847-3

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

January 19, 2024

NOTICE

TO: KYLE JENSEN, 31582 454TH AVE, MECKLING, SD 57069

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

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaire(s)

Our records indicate your 2023 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4628-3, 6601-3, 6804A-3, 6804C-3, 7621-3, 7622-3 & 7847-3. The request for the Questionnaire was dated October 20, 2023. The Water Management Board has directed owners of water permits who have not submitted the 2023 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) 4628-3, 6601-3, 6804A-3, 6804C-3, 7621-3, 7622-3 & 7847-3 qualification:

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

The hearing will be held at **Wednesday, March 6, 2024 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) 4628-3, 6601-3, 6804A-3, 6804C-3, 7621-3, 7622-3 & 7847-3 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 6, 2024** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: LPJCAM**

cc: DANIEL HEINE, 3213-6 ZENKNER VALLEY RD, CENTRAILIA WA 98531

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



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

January 14, 2025

NOTICE

TO: KYLE JENSEN, 31582 454TH AVE, MECKLING, SD 57069

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

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaire(s)

Our records indicate your 2024 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4628-3, 6601-3, 6804A-3, 7621-3, 7622-3, 7847-3, 8830-3, 8865-3. The request for the Questionnaire was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4628-3, 6601-3, 6804A-3, 7621-3, 7622-3, 7847-3, 8830-3, 8865-3 qualification:

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

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

1. Suspend or cancel Permit No(s) 4628-3, 6601-3, 6804A-3, 7621-3, 7622-3, 7847-3, 8830-3, 8865-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

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

cc: DANIEL HEINE, 44067 TIMBER RD, VERMILLION SD 57069

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 11, 2025

4628-3, 6601-3, 6804A-3, 7621-3
7622-3, 7847-3, 8830-3, 8865-3

Kyle Jensen
31582 454th Ave
Meckling SD 57069

Dear Mr. Jensen:

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

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 4628-3, 6601-3, 6804A-3, 7621-3, 7622-3, 7847-3, 8830-3 & 8865-3. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

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

Sincerely,

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

cc: ERNEST & MARLYS JENSEN, 45437 RIVER DR, MECKLING SD 57044
DANIEL HEINE, 44067 TIMBER RD, VERMILLION SD 57069