



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

MAR 14 2024

7608-3A

Dennis Chicoine
32708 483rd Ave
Jefferson SD 57038

Dear Mr. Chicoine:

Enclosed for your records is Water Permit No. 7608-3A. Based on the ownership transfer filed by Corey Chicoine, Water Permit No. 7608-3 was divided to reflect separate ownership as follows:

- Water Permit No. 7608-3A authorizing the irrigation of 55 acres located in Lot 2 (SW $\frac{1}{4}$) Section 31, T91N, R48W.
- Water Permit No. 7608-3B authorizing the irrigation of 50 acres located in Lot 3 (NW $\frac{1}{4}$) Section 31, T91N, R48W.

For your information SDCL 46-6-27 requires that if in the future, the owner of an existing well, 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.

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

Sincerely,

Eric Gronlund, Chief Engineer
Water Rights Program
(605) 773-3352

enclosure

STATE OF SOUTH DAKOTA
REISSUED WATER PERMIT NO. 7608-3A
(DIVISION OF WATER PERMIT NO. 7608-3 INTO 7608-3A & 7608-3B)

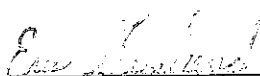
1. Dennis J Chicoine, 32708 483rd Ave, Jefferson SD 57038, was issued Water Permit No. 7608-3, March 17, 2018, authorizing the irrigation of 105 additional acres, with no increase to the rate of diversion, to what was already authorized under Water Right No. 59-3. Water Right No. 59-3 appropriates 2.22 cubic feet of water per second (cfs) from groundwater, one well, (Missouri: Elk Point Aquifer), located in the NE ¼ SW ¼ Section 31, T91N, R48W, Union County, South Dakota.

On February 22, 2024, Corey Chicoine filed a "Notice of Transfer of Ownership" for a portion of the land described in Water Permit No. 7608-3. Based on the ownership change, Water Permit No. 7608-3 is being divided and reissued to reflect separate ownership as follows:

- **Water Permit No. 7608-3A will remain in the name of Dennis J Chicoine** authorizing diversion from one well to irrigate 55.0 acres located in Lot 2 (SW ¼) Section 31, T91N, R48W.
 - **Water Permit No. 7608-3B, Corey Chicoine, 32650 480th Ave, Elk Point SD 57025**, authorizing the diversion from one well to irrigate 50.0 acres located in Lot 3 (NW ¼) Section 31, T91N, R48W.
2. The diversion point and diversion rate for irrigating acreage covered by Permit Nos. 7608-3A and 7608-3B is authorized under Water Right No. 59-3. Issuance of this Permit places no obligation on the holder of Water Right No. 59-3 to continue allowing use of the diversion point and rate to irrigate the land covered by this Permit.
 3. The water is to be used during the following described annual period: April 1 – November 30.
 4. The date from which the permit holder may claim right is December 21, 2012.
 5. One-fifth of construction was to be completed on or before September 18, 2015.
 6. All construction was to be completed on or before March 18, 2018.
 7. Water was to be put to beneficial use on or before March 18, 2022.
 8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under Water Right No. 59-3 and 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 needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.


Eric Gronlund, Chief Engineer
Water Rights Program
Department of Agriculture and Natural Resources

MAR 14 2024
date



RECEIVED

MAR 01 2024

OFFICE OF
WATER

NOTICE OF TRANSFER OF OWNERSHIP

PAID

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

MAR 01 2024

No. 7608-3B

Ck# 1026

Date: 2-22-24

Rec't# _____

I/We request that Water Permit No. 7608-3B

formerly owned by: Dennis Chicoine; 32703 483rd Ave, Jefferson SD 57038

be transferred to: (name & address) Corey Chicoine, 32650 480th Ave, Elk Point SD 57025

Email: cchicoine18@gmail.com

Telephone No. 605-670-1756

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

Lot 3 - NW ¼ Sec 31 - T91N - R48W

I/We understand that the validity of Water Permit No. 7608-3B has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

I/We Corey Chicoine, the new owner, certify that the above information is true and correct.

Corey Chicoine

(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date March 1, 2024

RECEIVED OF Corey/Kathleen Chicoine 32650 480th Ave., Elk Point SD 57025

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$ _____
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$ _____
Fee to retain Future Use Permit No. _____ after period of seven years.	\$ _____
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$ _____
Fee for Filing Transfer Form <u>7608-3B</u>	<u>\$50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	
TOTAL	<u>\$50.00</u>

By *Eric Gronlund*
Chief Engineer
OK