

WATER PERMIT NO. 7976-3

Name of Applicant: Vasgaard Properties

Address: 28746 462ND Ave, Centerville SD 57014 Phone: 605 238-2969

Amount of Water Claimed: 1.78 cfs Total Acres: 160

Source of Water Supply: groundwater (one well)

Water to be used for: irrigation County: Lincoln

Type of Waste Disposal System:

Location: 3 miles east of Centerville

PRIORITY Date Received: 2-27-14 Application/License Fee: \$ 1050

Corrected Application Received: Period of Annual Use: April 1 – October 31

Remarks:

Diversion Point: center of NW 1/4 Sec 20-T96N-
R51W

Land to be Irrigated: NW 1/4 Sec 20-T96N-R51W

Depth of Well: 265 feet deep

Well Driller:

Remarks:

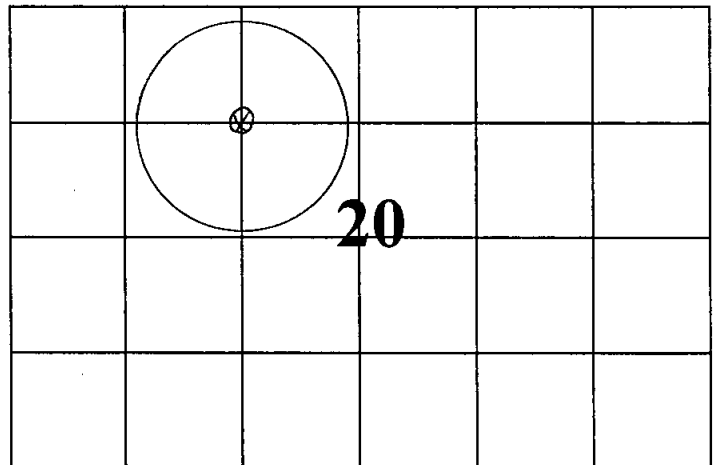
Type of Map: aerial

Prepared by:

Reviewed and the Number Assigned on: 2-27-14

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



FORM 2: Application for irrigation in South Dakota
(type or print)

Mail to:
PMB 2020
DENR - Water Rights
523 E Capitol Ave
Pierre, SD 57501-3182
ph. (605) 773-3352

(office use only)
No. 1976-3 Hydrologic Unit 10170102
Basin Vermillion River 605-764-2000
Newspaper Siou Valley News Box 255 Canton 57013
605-331-2200
Argus Leader Box 5034 S 7th 57117

RECEIVED
FEB 27 2014
WATER RIGHTS
PROGRAM

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.)

1. Name to Appear on Irrigation Permit Vasgaard Properties, Richard Vasgaard Manager

(check one) ☒ Owner ☐ Tenant/lessee ☐ Owner's Legal Agent

(name and complete address if different than above name)

Mailing Address 28746 462nd ave Centerville SD 57014
(Address) (City) (State) (Zip Code)

Home Phone 605-238-2969 Cell _____ Email _____

2. Amount of water claimed 1.78 *CFS or 800 **GPM _____ ***AF Total Acreage 160
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)

3. Source of water supply Upper Vermillion Aquifer

4. Location of point of diversion 1 well in Nw1/4 Nw1/4 Section 20 T96N R51W
(example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W)

(approximate center NW 1/4)

County Lincoln

5. County or counties where water will be used Lincoln

6. Annual period during which water is to be used April 1 to Oct 1

7. 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
NW 1/4 NW 1/4 SECTION 20 T96N R51W	40		
SW 1/4 " " " "	40		
SE 1/4 " " " "	40		
NE 1/4 " " " "	40		

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

Drill one irrigation well for one pivot

I, Richard Vasgaard, the applicant, certify that I have read this application, have examined the attached map, and that the matters stated are true.

**SOUTH DAKOTA
WATER PERMIT NO. 7976-3**

Date of first receipt of application February 27, 2014.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 7976-3 to Vasgaard Properties, Richard Vasgaard, Manager, 28746 462nd Ave, Centerville SD 57014 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. 7976-3 appropriates 1.78 cubic feet of water per second from one well to be completed into the South Management Unit of the Upper Vermillion Missouri Aquifer (265 feet deep) located in the approximate center of the NW 1/4 Section 20 for irrigation of 160 acres located in the NW 1/4 Section 20; all in T96N-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 1.
3. The date from which applicant may claim right is February 27, 2014.
4. The date of approval of Permit No. 7976-3 is May 19, 2014.
5. One-fifth of the construction is to be completed on or before November 19, 2016.
6. All construction is to be completed on or before May 19, 2019.
7. Water is to be put to beneficial use on or before May 19, 2023.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 7976-3 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: 

Jeanne Goodman, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

JUN 18 2014

date



Supplemental Information

(type or print)

1. Well Information (check one or both as applicable) ☒ Drilling new well(s) ☐ Using existing well(s)

a) If new wells, how many 1 Have test holes been drilled ☐ Yes ☒ No Drilled by _____
(if yes, please provide copies of logs)

b) If existing wells, how many 1 Provide copy of log(s), if available. Drilled by Verley Drilling

c) Well Depth 265 Depth to Top of Water Bearing Material 55 Depth to Water from Surface 52

d) Distance to nearest existing domestic well:

On applicant's property _____ On property owned by others 2000 feet

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 (e.g. 3 to 1 is a typical slope)

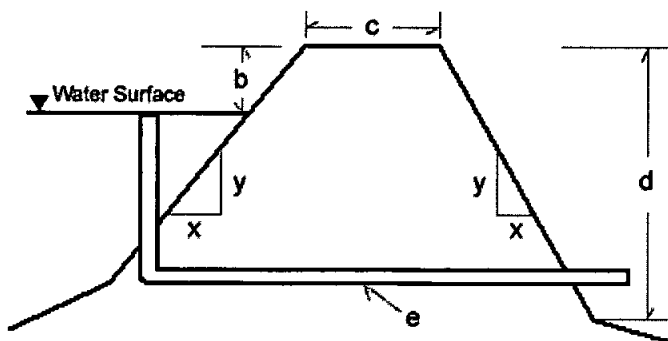
Upstream _____

Downstream _____

h) Surface Area of Impoundment _____

i) Storage _____ Acre Feet

j) Drainage Area Above Dam _____ Acres





AGRI GENERAL INSURANCE COMPANY

RAIN AND HAIL L.L.C.

Applicant/Policyholder Information			Agency/Agent Information		Page 1
RICHARD VASGAARD 28746 462ND AVE CENTERVILLE SD 57014-6515			CROP INSURANCE SERVICES PO BOX 477 VIBORG SD 57070-0477 mailto:		Date 02/13/2014
Phone	SSN/EIN/Assigned	Type of Entity	Phone	Agency Code	Policy MP-0622594
605-238-2969	*****2233	SPOUSAL	605-766-4108	7755-00	State SOUTH DAKOTA 40
					For 2014 and succeeding years

Section Overview

Legal: 20 96N 51W

Map Key FSN, TRACT, FIELD, ACRES
displayed from top to bottom per CLU



Legend

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FEB 27 2014

WATER RIGHTS
PROGRAM

Sec 7
T096N
R51W

Sec 8
T096N
R51W

Sec 9
T096N
R51W

Sec 18
T096N
R51W

Sec 17
T096N
R51W

Sec 16
T096N
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Sec 19
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Sec 20
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Sec 29
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Sec 28
T096N
R51W

Sec 31
T096N
R51W

Sec 32
T096N
R51W

Sec 33
T096N
R51W

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 7/27, 20 14

RECEIVED OF Samuel J Heine 56129 898 Rd St Helena NE 58774

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

Fee for Application for Permit No. <u>7976-3</u> to Appropriate Water, to construct and to put water to beneficial use	850	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>7976-3</u>	200	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	1050	00

No. **06766**

By Jeanne Hoodman
Chief Engineer



**DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES**

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



**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 7976-3, Vasgaard Properties**

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. 7976-3, Vasgaard Properties, c/o Richard Vasgaard, Manager, 28746 462nd Avenue, Centerville SD 57014.

The Chief Engineer is recommending APPROVAL of Application No. 7976-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) it is in the public interest with the following qualifications:

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 7976-3 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.

Jeanne Goodman, Chief Engineer
April 25, 2014

REPORT TO THE CHIEF ENGINEER
ON
WATER PERMIT APPLICATION NO. 7976-3
VASGAARD PROPERTIES
C/O RICHARD VASGAARD, MANAGER
APRIL 24, 2014

Water Permit Application No. 7976-3 proposes to appropriate water at a maximum diversion rate of 1.78 cubic feet of water per second (cfs) from one well to be completed into the Upper Vermillion Missouri: South aquifer. The well is expected to be 265 feet deep and is to be located in the approximate center of the NW ¼ Section 20 for the irrigation of 160 acres located in the NW ¼ Section 20; all in T96N-R51W in Lincoln County.

AQUIFER: South management unit of the Upper Vermillion Missouri (UVM: S)

GEOLOGY AND AQUIFER CHARACTERISTICS:

The Upper Vermillion Missouri aquifer underlies portions of Clay, Hutchinson, Lincoln, Turner, and Yankton Counties (Buhler, 2014). Geologic and hydrologic conditions allow for the aquifer to be considered as three management units (i.e. North, South, and West). A description of the Upper Vermillion Missouri aquifer is available in "Report to the Chief Engineer on 21 Water Permit Applications from the Upper Vermillion Missouri Aquifer, February 1, 2014" (Buhler, 2014). The diversion point requested by this application is located in the South management unit of the Upper Vermillion Missouri aquifer.

SDCL 46-2A-9

Pursuant to SDCL 46-2A-9, a permit to appropriate water may be issued only if there is a reasonable probability that there is unappropriated water available for the applicant's proposed use, that the proposed diversion can be developed without unlawful impairment of existing rights, and that the proposed use is a beneficial use and in the public interest. This report will address the availability of unappropriated water and existing rights from the aquifer that are pertinent to the application.

WATER AVAILABILITY:

This application proposes to appropriate water from the Upper Vermillion Missouri: South aquifer. This application proposes to irrigate 160 acres. Based on the *average application rate per permitted acreage* (Buhler, 2014) use is expected to be approximately 80 ac-ft/yr (ac-ft/yr). The probability of unappropriated water available from an aquifer can be evaluated by considering 46-6-3.1, which requires "No application to appropriate groundwater may be approved if, according to the best information reasonably available, it is probable that the quantity of water withdrawn annually from a ground water source will exceed the quantity of the average estimated annual recharge of water to the groundwater source." If the source of the water is older or stratigraphically lower than the Greenhorn Formation and a public water system has applied for a permit, the Water Management Board need not consider the recharge/withdrawal issue. In this case, the aquifer is not stratigraphically lower than the Greenhorn Formation and the applicant is not a public water system.

Observation Well Data:

Administrative Rule of South Dakota Section 74:02:05:07 requires that the Water Management Board shall rely upon the record of observation well measurements to determine that the quantity of water withdrawn annually from the aquifer does not exceed the estimated average annual recharge of the aquifer.

The DENR-Water Rights Program monitors five observation wells completed into the South management unit of the Upper Vermillion Missouri aquifer and two observation wells (CL-66AR and CL-80J) that were originally identified as completed into the Lower Vermillion Missouri aquifer. However, due to the ongoing investigation by the SD DENR-Geological Survey, observation wells CL-66AR and CL-80J will likely now be considered completed into the Upper Vermillion Missouri: South aquifer. All seven hydrographs for the observation wells show upward trending water levels over their respective periods of record. The hydrographs document changes in climatic conditions as well as the temporal impacts of pumping. Since climatic conditions mask temporal impacts, well withdrawals from this management unit are not stressing the system to the extent where natural discharge is impacted. The observation wells in this management unit document unappropriated water is available for appropriation. The nearest observation wells to the proposed well site are CL-80K and TU-77M and are approximately 3.9 miles south-southwest and 4.7 miles northwest, respectively. The hydrographs for CL-80K and TU-77M are shown in Figures 1 and 2, respectively.

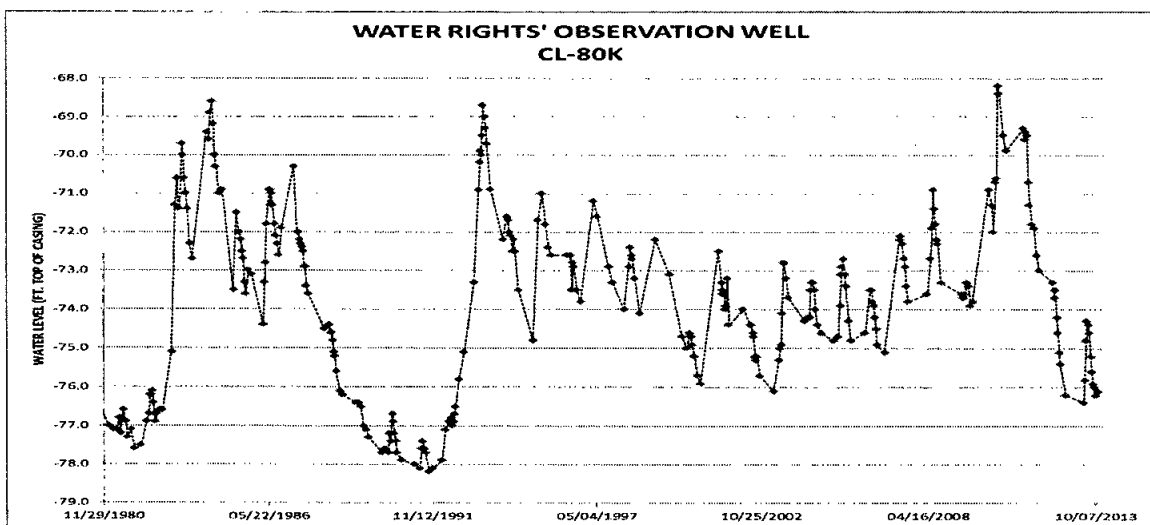


Figure 1- Hydrograph for observation well CL-80K (Water Rights, 2014a)

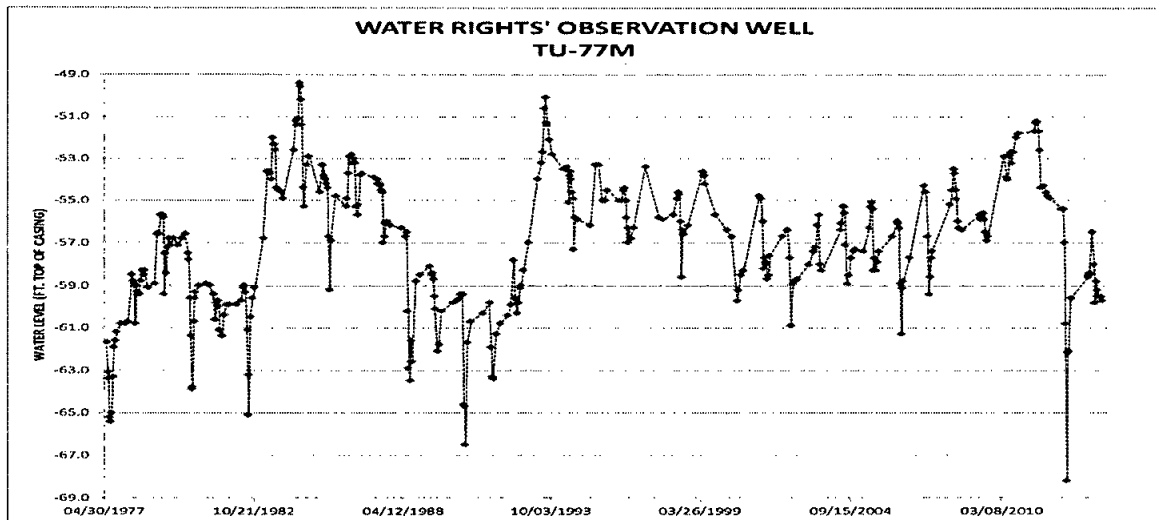


Figure 2- Hydrograph for observation well TU-77M (Water Rights, 2014a)

2014 Flow Net Analysis:

A recent analysis of the Upper Vermillion Missouri aquifer indicates that recharge exceeds withdrawal from the Upper Vermillion Missouri: South by an estimated 5,637 to 8,223 ac-ft/yr (Buhler, 2014). At its March 6, 2014, meeting, the Water Management Board approved 12 water permit applications (Nos. 7441-3, 7442-3, 7466-3, 7467-3, 7600-3, 7601-3, 7603-3, 7623-3, 7653-3, 7900-3, 7690-3, and 7919-3) authorizing the irrigation of 1,520.83 acres. The average annual withdrawal that is expected to be associated with these proposed appropriations was estimated, based on the *average application rate per permitted acreage* for the Upper Vermillion Missouri aquifer, to be 760.4 acre-feet per year (Buhler, 2014). There are four pending applications that are expected to use 166.18 ac-ft/yr. Using the most conservative value (5,637 ac-ft/yr), that means there is at least 4,710.4 ac-ft/yr for this proposed appropriation. This application is expected to use 80 ac-ft/yr, using Buhler's (2014) method. Therefore, there is a reasonable probability that unappropriated water is available to supply these proposed appropriations.

EXISTING WATER RIGHTS:

Only Water Right No. 5425-3 authorizes a well completed into the Upper Vermillion Missouri: South aquifer within approximately 1.5 miles of the proposed well site (Water Rights, 2014b). The well authorized by Water Right No. 5425-3 is approximately 1.4 miles southwest of the proposed well site. There are no domestic wells on file with the SD DENR-Water Rights Program that are completed into the Upper Vermillion Missouri: South aquifer within approximately two miles of the proposed well site (Water Rights, 2014c).

Since the Upper Vermillion Missouri: South is under artesian conditions in some areas, drawdown may extend some distance from pumped wells. It is possible that drawdown from these proposed appropriations may be measurable in the nearby domestic and appropriative right wells. However, the impact of drawdown is not expected to be significant due to the distance between wells and the proliferation of high capacity wells in the aquifer.

SDCL 46-6-6.1 does not protect artesian head pressure as a means of delivery, and the Water Management Board has consistently recognized that to place water to maximum beneficial use a certain

amount of drawdown may occur. In order to balance interests between irrigation use and delivery of water by artesian pressure, the Water Management Board defined an “adversely impacted domestic well” in ARSD 74:02:04:20(7) as:

“a well in which the pump intake was set at least 20 feet below the top of the aquifer at the time of construction or, if the aquifer is less than 20 feet thick, is as near to the bottom of the aquifer as is practical and the water level of the aquifer has declined to a level that the pump will no longer deliver sufficient water for the well owner’s needs.”

Depending on the specific characteristics of the Upper Vermillion Missouri: South aquifer at the well sites proposed by these applications, some existing well owners may need to lower their pumps to accommodate for deeper water levels. However, when considering the statute (SDCL 46-6-6.1) and rule (ARSD 74:02:04:20(7)), well interference from the proposed appropriation is not likely to cause a significant impact. Therefore, there is a reasonable probability that any interference will not be adverse.

CONCLUSIONS:

1. Water Permit No. 7976-3 proposes to appropriate 1.78 cfs from the Upper Vermillion Missouri: South aquifer for the irrigation of 160 acres in Lincoln County.
2. There is a reasonable probability that unappropriated water is available from the Upper Vermillion Missouri: South aquifer for these proposed appropriations.
3. There is a reasonable probability that the proposed diversions can be made without adversely impacting existing water rights/permits and domestic users.



Adam W. Mathiowetz
SD DENR-Water Rights Program

Approved By:



Ken A. Buhler
SD DENR-Water Rights Program

REFERENCES:

- Buhler, K.A. 2014. Report on 21 Water permits Application from the Upper Vermillion Missouri Aquifer. SD DENR-Water Rights Program. Joe Foss Bldg., Pierre, South Dakota.
- SDGS. In Progress. Hydrogeologic study of the Upper Vermillion Missouri aquifer. SD DENR-Geological Survey. Vermillion, South Dakota.
- Water Rights. 2013a. Observation Well Files, SD DENR-Water Rights Program, Joe Foss Bldg., Pierre, South Dakota.
- Water Rights. 2013b. Water Right/Permit Files, SD DENR-Water Rights Program, Joe Foss Bldg., Pierre, South Dakota.
- Water Rights. 2013c. Water Well Completion Reports, SD DENR-Water Rights Program, Joe Foss Bldg., Pierre, South Dakota.

Affidavit of Publication

STATE OF SOUTH DAKOTA
COUNTY OF LINCOLN

ANDY WILCOX

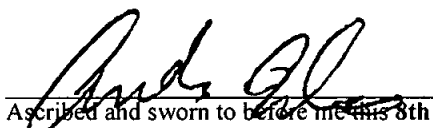
being first duly sworn on his oath says; that the Sioux Valley News is a legal weekly newspaper of general circulation as required by South Dakota Code of Nineteen Hundred Thirty-Nine, and any acts amendatory thereto, printed and published by the Sioux Valley News, Inc., in Canton, in said county and State, and has been such legal newspaper during the time hereinafter mentioned; that he is and during all of said time was publisher of said newspaper and has personal knowledge of the facts stated in this affidavit; that the advertisement headed:

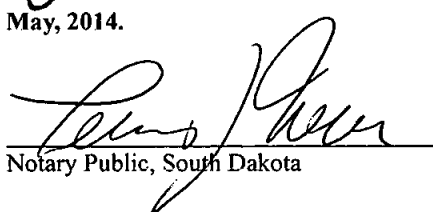
Notice of Application No. 7976-3 to Appropriate Water DENR Notice

a printed copy of which is hereto attached, was printed and published in said newspaper for ONE successive week(s) upon the following dates, to-wit:

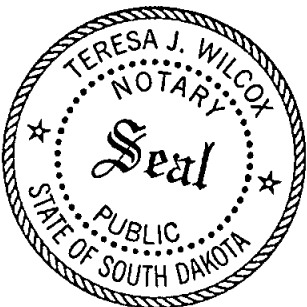
May 8, 2014

that the full amount of the fees charged for publishing the same to-wit: the sum of \$22.38 inures solely to the benefit of the publishers of said newspaper; that no agreement or understanding for any division of this sum has been made with any other person; and that no part of said sum has been agreed to be paid to any person whomsoever.


Ascribed and sworn to before me this 8th day of
May, 2014.


Notary Public, South Dakota

(Seal)



NOTICE OF APPLICATION NO. 7976-3 to Appropriate Water

Notice is given that Vasgaard Properties, c/o Richard Vasgaard, Manager, 28746 462nd Ave, Centerville SD 57014 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well to be completed into the South Management Unit of the Upper Vermillion Aquifer (265 feet deep) located in the approximate center of the NW 1/4 Section 20 for irrigation of 160 acres located in the NW 1/4 Section 20; all in T96N-R51W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7976-3 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 this 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 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 May 19, 2014.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reason 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 Secretary, Department of the Environment and Natural Resources.

Published in the Sioux Valley News on May 8, 2014 at the total approximate cost of \$22.38.

My Commission Expires
12/9/2014

RECEIVED

MAY 30 2014

WATER RIGHTS
PROGRAM

CUSTOMER NUMBER:	078200	Argus Leader	
AD ORDER NUMBER:	1440747		
	5/8, 2014	P.O. Box 677349, Dallas, TX 75267-7349	\$64.32pd

Vasgaard Properties
% Richard Vasgaard, Manager
28746 462nd Ave
Centerville, SD 57014

RECEIVED

MAY - 9 2014

WATER RIGHTS
PROGRAM

DETACH THIS STUB AND RETURN WITH PAYMENT

PAYMENT DUE UPON RECEIPT

Vasgaard Properties-Water permit

AFFIDAVIT OF PUBLICATION-

Customer Number: 078200

Invoice Number: 1440747

Argus Leader
AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA

COUNTY OF MINNEHAHA } ss

Linda Schulte being duly sworn, says: That The Argus Leader is, and during all the times hereinafter mentioned was, a daily legal newspaper as defined by SDCL 17-2-21, as amended published at Sioux Falls, Minnehaha County, South Dakota; that affiant is and during all of said times, was an employee of the publisher of such newspaper and has personal knowledge of the facts stated in this affidavit; that the notice, order or advertisement, a printed copy of which is hereto attached, was published in said newspaper upon

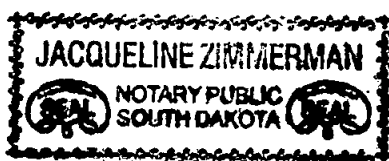
Thursday the 8 day of May 2014 ,
the day of 2014 ,
the day of 2014 ,
the day of 2014 ,
the day of 2014 ,
the day of 2014 ,
the day of 2014 ,

and that \$64.32pd was charged for publishing the same

Linda Schulte
Subscribed and sworn to before me 5/8/2014

J. Zimmerman
Notary Public, South Dakota

My Commission expires December 22, 2015



NOTICE OF APPLICATION
NO. 7976-3 to Appropriate
Water

Notice is given that Vasgaard Properties, c/o Richard Vasgaard, Manager, 28746 462nd Ave, Centerville SD 57014 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well to be completed into the South Management Unit of the Upper Vermillion Aquifer (265 feet deep) located in the approximate center of the NW 1/4 Section 20 for irrigation of 160 acres located in the NW 1/4 Section 20; all in T96N-R51W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7976-3 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 this 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 this 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 May 19, 2014.

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. Pirmer, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$64.32.
1440747 May 8, 2014



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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



April 28, 2014

Sioux Valley News
PO Box 255
Canton SD 57013

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application No. 7976-3 to Appropriate Water. Please publish the notice once on May 8, 2014. 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 and arrange for payment. **Please BILL the APPLICANT for the cost of publication.** The APPLICANT is Vasgaard Properties, c/o Richard Vasgaard, Manager, 28746 462nd Ave, Centerville SD 57014 (Ph # 605-238-2969).

Please send the Water Rights Program an affidavit or the enclosed Proof of Publication form immediately.

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



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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



April 28, 2014

Argus Leader
PO Box 5034
Sioux Falls SD 57117

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application No. 7976-3 to Appropriate Water. Please publish the notice once on May 8, 2014. 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 and arrange for payment. **Please BILL the APPLICANT for the cost of publication.** The APPLICANT is Vasgaard Properties, c/o Richard Vasgaard, Manager, 28746 462nd Ave, Centerville SD 57014 (Ph # 605-238-2969).

Please send the Water Rights Program an affidavit or the enclosed Proof of Publication form immediately.

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



DEPARTMENT OF ENVIRONMENT
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**NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER(S) RIGHT AWAY.**

April 28, 2014

Vasgaard Properties
Richard Vasgaard – Manager
28746 462nd Ave
Centerville SD 57014

Dear Mr. Vasgaard:

Water Permit Application No. 7976-3 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 Sioux Valley News printed at Canton SD (Ph # 605-764-2000) and the Argus Leader printed at Sioux Falls SD (Ph # 605-331-2200). You will need to contact the newspaper(s) and authorize publication of this notice. For your information, a copy of the notice, the recommendation of the Chief Engineer and 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(s) to authorize publication of your Notice and to arrange for payment. Early contact with the paper(s) can eliminate delays. Upon receiving authorization from you, the publisher has been instructed to publish your notice. 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.

Instruction to Newspaper - Publish the Notice on May 8, 2014. The applicant is responsible for payment. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352 or email: Karen.schlaak@state.sd.us.

NOTICE OF APPLICATION NO. 7976-3 to Appropriate Water

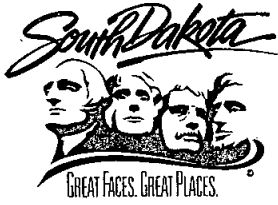
Notice is given that Vasgaard Properties, c/o Richard Vasgaard, Manager, 28746 462nd Ave, Centerville SD 57014 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well to be completed into the South Management Unit of the Upper Vermillion Aquifer (265 feet deep) located in the approximate center of the NW 1/4 Section 20 for irrigation of 160 acres located in the NW 1/4 Section 20; all in T96N-R51W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7976-3 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 this 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 this 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 May 19, 2014.

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.

Published once at the total approximate cost of _____.



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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JUN 18 2014

Vasgaard Properties
Richard Vasgaard - Manager
28746 462nd Ave
Centerville SD 57014

Dear Mr. Vasgaard:

Enclosed is Water Permit No. 7976-3 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,

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

enclosures

Report of Examination of Works and/or Application of Water to Beneficial Use For Permit No. 7976-3

I have this day, April 17, 2023, made a thorough examination of the water use system constructed by Vasgaard Properties; 28746 462nd Ave, Centerville, SD 57014 of Permit No. 7976-3, bearing the priority of February 27, 2014 authorizing the diversion of 1.78 cu. ft. per second of the waters of the South Management Unit - Upper Vermillion Missouri Aquifer for irrigation purposes, in Lincoln County.

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Sam Heine Well Co LLC
- 2) No. of Wells: 1 (drilled in April, 2015)
- 3) Depth: 85 feet (*Adam Mathiowetz confirmed this was the same aquifer as permitted*)
- 4) Well log is available: Y

Casing:

- 1) Diameter 16 inches
- 2) Length 30 feet
- 3) Type plastic

Screen:

- 1) Type PVC – perforated
- 2) Length 55 feet
- 3) Static water level 10 feet

Pump:

- 1) Make Turbine
- 2) Model & Size Unknown
- 3) Capacity 800 GPM

Diesel Engine:

- 1) Make IZUZU
- 2) Model No. and Horsepower rating Unknown

An IZUZU diesel engine is used to power an electric generator which in turn is used to power the center pivot and the turbine well pump. The name plate information on the generator and the pump were badly weathered and could not be read.

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

- 1) Type Aluminum
- 2) Size 8 inches
- 3) Length 150 feet

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

- 1) Make Valley
- 2) Overall length 1300 feet
- 3) Number of towers: 7
- 4) End gun Y
- 5) Capacity 800 GPM

Chemigation Equipment: None**D. Compliance with Permit Requirements:**

- 1) Permit qualifications being abided by Y
- 2) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y

E. Condition and Location:

1. The system is in good condition with the point(s) of diversion located as follows: Well Location - From the NW corner Sec 20 T96N R51W, 1265 ft S & 1320 ft E, Lat 43.12377 Long -96.89971 (NW ¼ NW ¼)
2. The works are capable of diverting and conveying to the place of use 1.78 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, T96N, R51W

NW ¼ NW ¼	35.5 acres	SE ¼ NW ¼	35.5 acres
NE ¼ NW ¼	35.5 acres	SW ¼ NW ¼	35.5 acres

comprising a total of 142.0 acres of land and the license should be issued for 1.78 cfs

3. All structures, wells and lands on map Y

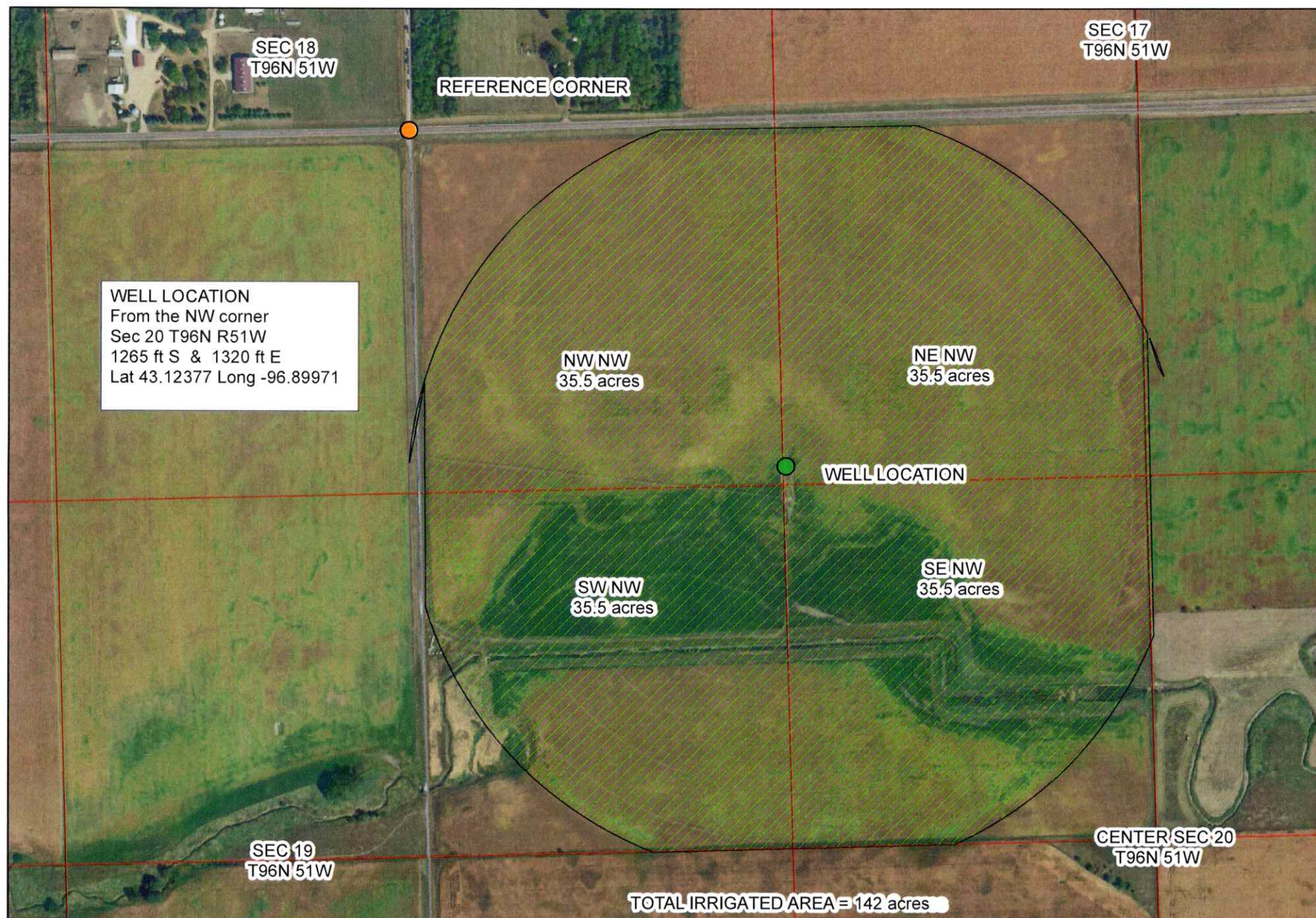
F. Comments or other permit(s) associated with the project:

The irrigated acreage was determined with the aid of FSA imagery and ArcMAP software.
The pump rate reported in a recent Irrigation Questionnaire was used to establish the system flow capacity.
The mailing address and the telephone number in the permit materials are current.



Darrell W DeBoer
Water Rights Inspector
DANR, Water Rights Program

Date report completed: April 20, 2023



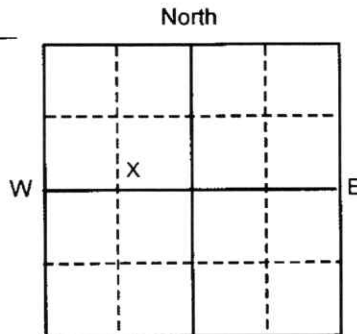
0 0.05 0.1 0.2 0.3 0.4 Miles



Darrell DeBoer
Water Right Inspector
DANR-Water Rights Program

SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location SE 1/4 NW 1/4 Sec 20 Twp 96N Rg 51WCounty LINCOLNPlease mark well
location with an "X"

Well Completion Date

4-30-2015

1 Mile

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

1,600.0 ft. from SEPTIC TANK (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

REVERSE ROTARY

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
160.0 LB/FT	16.00 IN	0.0 FT	30.0 FT	28.00 IN
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
BENTONITE	30	9.5 Lb/gal	0.0 Ft	25.0 Ft
		Lb/gal	Ft	Ft

Describe grouting procedure

TREMIE PIPE AND GROUT PUMP

SCREEN:

☒ Perforated pipe ☐ Manufactured
Diameter 16.00 Inches Length 55.0 FeetMaterial PVCSlot Size .085 Set From 30.0 Feet to 85.0 Feet

Other information

WAS A PACKER OR SEAL USED?

☐ Yes ☒ No

If so, what material?

Describe packer(s) and location

DISINFECTION: Was well disinfected upon completion?

☒ Yes, How? CHLORINE TABLETS
☐ No, Why Not?
Lab to which water
quality sample sent for analysisWell Owner: RICHARD VASGAARD

Business Name:

Address: 28746 462 AVECity, State, Zip: CENTERVILLE SD 57014

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
TOP SOIL	0	2
CLAY	2	11
GRAVEL	11	20
CLAY	20	35
MED SAND/ GRAVEL	35	85

STATIC WATER LEVEL 10.0 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: TURBINE PUMP AND MOTOR
☐ Bailed
☐ Other

Pumping Level Below Land Surface

50.0 Ft. After 2.0 Hrs. pumped 800.0 GPM70.0 Ft. After 2.0 Hrs. pumped 1,000.0 GPM

If pump installed, pump rate: _____ GPM

REMARKS

RECEIVED

JUN 15 2015

WATER RIGHTS
PROGRAMThis well was drilled under license # 805 and this report is true and accurate.Drilling firm: SAM HEINE WELL CO.,LLC

Signature of License Representative:

Signature of Well Owner or Equitable Property Holder:

Date: 4-30-15



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

APR 27 2023

7976-3

Richard Vasgaard
Vasgaard Properties
28746 462nd Ave
Centerville SD 57014

Dear Mr. Vasgaard:

Enclosed is Water License No. 7976-3. This is the final water right document completing your process of obtaining a Water Right. Included with your license is a map prepared by the staff engineer who conducted the field investigation.

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.

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

Sincerely,

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

enclosures

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 7976-3

(1) Vasgaard Properties, 28746 462nd Ave., Centerville SD 57014 made Application No. 7976-3, February 27, 2014, for a water permit to divert 1.78 cubic feet of water per second from ground water, one well (Upper Vermillion Missouri South Aquifer), Lincoln County, South Dakota for irrigation purposes. Permit No. 7976-3, with a priority date of February 27, 2014, was approved May 19, 2014, and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before May 19, 2019, and for the application to beneficial use of water on or before May 19, 2023.

(2) It is certified that the permit holder has complied with the provisions of South Dakota State Law relating to completion of the water supply system and is entitled to divert 1.78 cubic feet of water per second for beneficial use. The location of the diversion point is:

- 1,265'S & 1,320'E of the NW corner of Section 20, T96N, R51W (approximate center of NW ¼)
Latitude 43.12377, Longitude -96.89971

(3) The permit 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:

T96N, R51W Section 20	NW ¼ NW ¼	35.5 acres
	NE ¼ NW ¼	35.5 acres
	SE ¼ NW ¼	35.5 acres
	SW ¼ NW ¼	35.5 acres
Total		142.0 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Vasgaard Properties, 28746 462nd Ave., Centerville SD 57014 the holder and/or owner of Water Right No. 7976-3 is issued a license to appropriate water, the right to use 1.78 cubic feet of water per second from ground water, one well (Upper Vermillion Missouri South Aquifer) with a priority date of February 27, 2014, from the location 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. 7976-3 and subject to the following qualifications:

- The well approved 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.
- The well authorized by Permit No. 7976-3 shall be constructed by a licensed well driller and construction of the well and installation of the pump shall comply with the 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 Sam Heine Well Co LLC in April 2015. A copy of the well completion report is on file with the Water Rights Program.***

continued

- This Water Right is approved subject to the irrigation water use questionnaire being submitted each year.

Eric Gronlund

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

APR 27 2023

date





387-3, 1388-3, 2981-3,
7976-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2026

NOTICE

TO: RICHARD VASGAARD, 28746 462ND AVE, CENTERVILLE, SD 57014 6515

FROM: Ron Duvall, Engineer III
for Adam Mathiowetz, PE, Acting Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaires

Our records indicate your 2025 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 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) 387-3, 1388-3 & 2981-3 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) 7976-3 qualification:

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

The hearing will be held on **Wednesday, March 4, 2026 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) 7976-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 387-3, 1388-3 & 2981-3 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 **March 4, 2026** 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 Shannon Konst at (605) 773-3352 or email at shannon.konst@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: URXJDC**

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

March 12, 2026

1388-3, 2981-3, 387-3, 7976-3

Vasgaard Properties
C/O Richard Vasgaard
28746 462nd Ave
Centerville, SD 57014

Dear Mr. Vasgaard:

I am writing to acknowledge the receipt of your 2025 Irrigation Questionnaire submitted for Water Right Nos. 7976-3, 1388-3, 2981-3, 387-3, on March 10, 2026.

The Water Management Board moved to suspend Water Right No. 7976-3, for a period of one year, and Amend Water Right Nos. 1388-3, 2981-3, 387-3 to include "mandatory return" qualification for future Irrigation Questionnaires. While the Amendment took effect immediately, the suspension allowed for return of the questionnaire prior to April 3, 2026. You may disregard the "Notice of Entry of Order for One Year Suspension" for Water Right No. 7976-3, dated March 4, 2026.

Sincerely,

Shannon Konst

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 6, 2026

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

TO: Vasgaard Properties, 28746 462nd Ave, Centerville SD 57014

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

SUBJECT: One Year Suspension of Water Right No. 7976-3

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

- Effective April 3, 2026, Water Right No. 7976-3 be suspended for the 2026 irrigation season.

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

A one-year suspension of Water Right No. 7976-3 means water may not be pumped during the 2026 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2026 unless the 2025 irrigation questionnaire is submitted prior to April 3, 2026.

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

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

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

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

7021 1970 0000 9489 8254

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For delivery information, visit our website at www.usps.com ®.	
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☐ Adult Signature Required	\$
☐ Adult Signature Restricted Delivery	\$
Postage	
\$	
Total	
\$	
Sent	
Street	
City, State	
Vasgaard Properties	
28746 462nd Ave	
Centerville, SD 57014	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

Postmark
Here

CERTIFICATION

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

Chance & Michelle Wientjes
PO Box 96
Mobridge, SD 57601

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

Vasgaard Properties
28746 462nd Ave
Centerville, SD 57014

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

John & Bryan Uecker
PO Box 573
Wagner, SD 57380

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

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

Dale Sprague
16221 Twilight Rd
Mud Butte, SD 57758

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

Wayne Reiersen
30048 Reiersen Pl
Pollock, SD 57648

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

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

David & Jerry Wieber
PO Box 238
Lidgerwood, ND 58053

Vintage Square Estates
PO Box 594
Ft Pierre, SD 57532

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

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

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

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

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

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

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

Robert Phelps Jr
16220 Spring Valley Rd
Piedmont, SD 57769

GW Evridge
20151 Saddle Ct
Whitewood, SD 57793

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

Laverne Neuharth
33567 109th St
Eureka, SD 57437

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

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

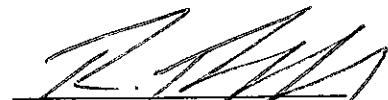
Ryan Edwards
25331 Yellow Eagle Rd
White River, SD 57579



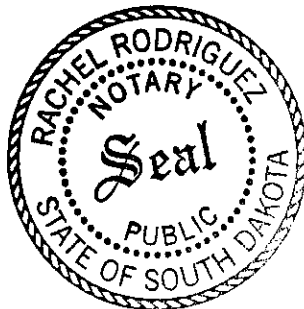
Alyce McGhee
Senior Secretary-Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

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



Rachel Rodriguez Notary Public
My Commission expires May 16, 2029



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Vasgaard Properties
28746 462nd Ave
Centerville, SD 57014



9590 9402 6392 0303 3261 19

2. Article Number (Transfer from service label)

7021 1970 0000 9489 8254

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Joyce Vasgaard

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☐ Adult Signature

☐ Adult Signature Restricted Delivery

☒ Certified Mail®

☐ Certified Mail Restricted Delivery

☐ Collect on Delivery

☐ Collect on Delivery Restricted Delivery

☐ Insured Mail

☐ Insured Mail Restricted Delivery
(over \$500)

☐ Priority Mail Express®

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☐ Registered Mail Restricted
Delivery

☐ Signature Confirmation™

☐ Signature Confirmation
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(continued)



**United States
Postal Service**

RECEIVED

MAR 17 1935

OFFICE OF
WATER

• Sender: Please print your name, address, and ZIP+4® in this box•

DANR WATER RIGHTS PROGRAM
523 E CAPITOL AVE
PIERRE SD 57501

[illegible]