

WATER PERMIT NO. 7994-3

Name of Applicant: **Hansen Properties**

Address: **PO Box B, Centerville SD 57014**

Phone: **605 760-5690**

Amount of Water Claimed: **no additional**

Total Acres: **72 acres**

Source of Water Supply: **groundwater (one existing)**

Water to be used for: **irrigation**

County: **Clay**

Type of Waste Disposal System:

Location: **16 miles north of Vermillion**

PRIORITY

Date Received: **4-10-14**

Application/License Fee: **\$ 950**

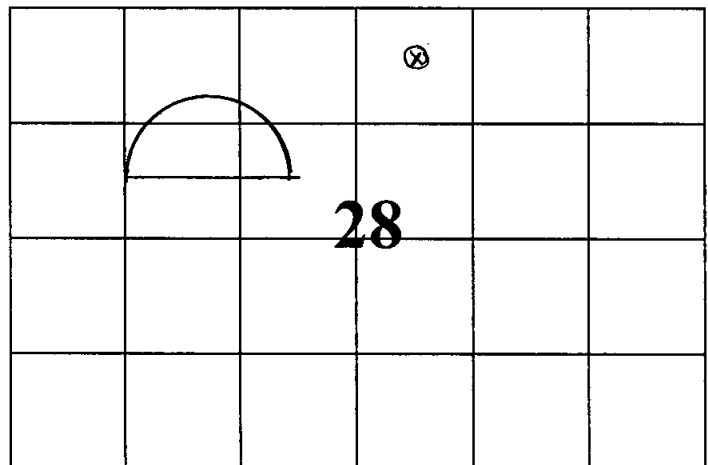
Corrected Application Received:

Period of Annual Use: **April 1 - October 31**

Remarks: **Utilizing well and diversion rate authorized by Permit No. 6818-3**

Diversion Point: **N 1/2 NE 1/4 Sec 28-T95N-R52W**

Land to be Irrigated: **NW 1/4 Sec 28-T95N-R52W**



Depth of Well: **100 feet deep**

Well Driller:

Remarks:

Type of Map: **aerial**

Prepared by:

Reviewed and the Number Assigned on: **4-10-14**

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. 7994-3 Hydrologic Unit 10170102
Basin Vermillion River
Newspaper Plain Talk - Vermillion
Press & Dakotan - Yankton

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Add
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WATER RIGHTS
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Application For Permit To Appropriate Water For Irrigation

Type of Application: ☐ New ☐ Vested Right ☒ Amendment/Correction to Permit No. 6818-3
(Use predates Mar 2, 1955)

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.)
add additional acres irrigated on adjacent property as listed below

1. Name to Appear on Irrigation Permit Hansen Properties

(check one) ☒ Owner ☐ Tenant/lessee ☐ Owner's Legal Agent Roger Hansen
(name and complete address if different than above name)

Mailing Address P O Box B Centerville sd 57014
(Address) (City) (State) (Zip Code)

Home Phone _____ Cell 605-760-5690 Email lewis@fireballdecals.com

2. Amount of water claimed no add'l *CFS or _____ **GPM _____ ***AF _____ Total Acreage addnl 72
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)

3. Source of water supply no change from 6818-3

4. Location of point of diversion same as in existing permit 6818-3
(example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W)

County clay

5. County or counties where water will be used clay

6. Annual period during which water is to be used No change April 1 - Oct. 31

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
ne 1/4 of nw 1/4 of section 28, t95n r52w	36		
nw 1/4 of nw 1/4 of section 28, t95n r52w	36		

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

add properties listed in item 7 above to permit 6818-3. No change in water source or diversion rate; appropriation requested increased to reflect additional acres served.

I, Roger G. Hansen, 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. 7994-3

Date of first receipt of application April 10, 2014.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 7994-3 to Hansen Properties, PO Box B, 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. 7994-3 authorizes irrigation of 72 new acres. Water Permit No. 6818-3 appropriates 1.55 cubic feet of water per second from one well completed into the South Management Unit of the Upper Vermillion:Missouri which was formerly referenced on the permit as the Lower Vermillion Missouri Aquifer (100 feet deep) located in the center of the NE 1/4 Section 28 to irrigate 117 acres located in the N 1/2 Section 28; all in T95N-R52W. This permit authorizes irrigation of 72 new acres located in the NW 1/4 Section 28-T95N-R52W from the existing well. The permit also corrects the location of the existing well which is located in NW 1/4 NE 1/4 Section 28-T95N-R52W.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 – October 31.
3. The date from which applicant may claim right is April 10, 2014.
4. The date of approval of Permit No. 7994-3 is June 30, 2014.
5. One-fifth of the construction is to be completed on or before December 30, 2016.
6. All construction is to be completed on or before June 30, 2019.
7. Water is to be put to beneficial use on or before June 30, 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 Water Permit No. 6818-3 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 reduction of 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.

WATER MANAGEMENT BOARD

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

JUL 24 2014

date



Petersen Ag Systems, Inc.



1216 Monroe
Norfolk, NE 68701
402-379-9849

Farm: Field #19 and #29

Grower: Roger Hanson

1/7/2014

Systems:	Length	Spans	Total area including endgun
● Pivot #10 <i>PO</i>	766.92 ft	4 spans + 44 ft o.h.	20.53 acres
○ Pivot #29	1303.67 ft	7 spans + 44 ft o.h.	71.52 acres
● Pivot 1 <i>#23</i>	1303.67 ft	7 spans + 44 ft o.h.	66.64 acres

Pipe and Wire:	Length / Size	Description
● Pipe 1	2619.33 ft / 8" x 80 PSI	
● Pipe 2	1600.51 ft / 8" x 80 PSI	
● Pipe 3	3094.94 ft / 8" x 80 PSI	



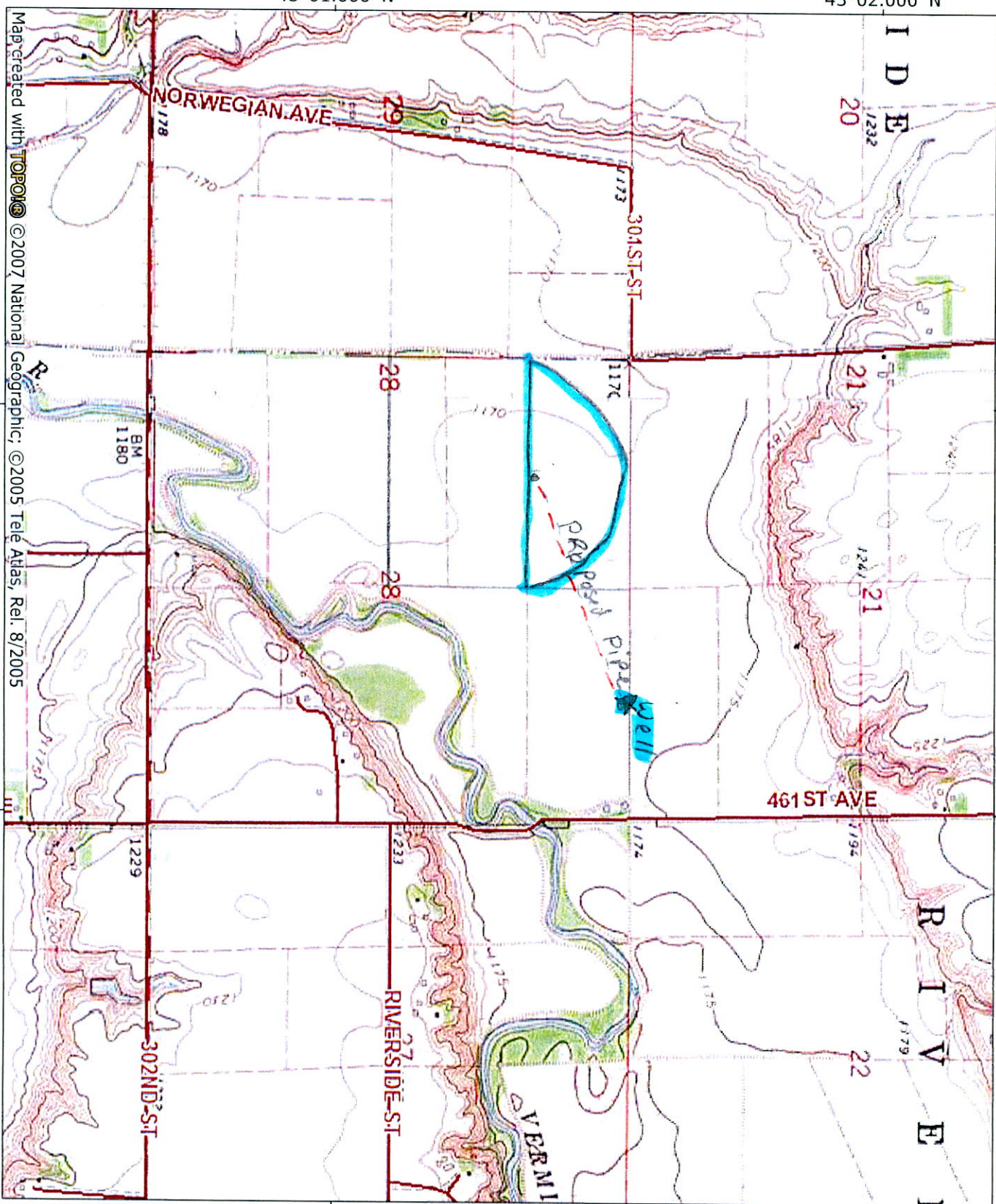
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APR 10 2014

WATER RIGHTS
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43°01.000' N

WGS84 96°59.000' W



43°01.000' N

WATER RIGHTS
PROGRAM



WG584 96°59.000' W

WG584 96°59.000' W

3 1/2° TN* MN

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 4/10, 20 14

RECEIVED OF Roger A Hansen PO Box B Centerville SD 57014

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

Fee for Application for Permit No. <u>7994-3</u> to Appropriate Water, to construct and to put water to beneficial use	750	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>7994-3</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	950 00

No. **06814**

By 
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. 7994-3, Hansen 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. 7994-3, Hansen Properties, PO Box B, Centerville SD 57014.

The Chief Engineer is recommending APPROVAL of Application No. 7994-3 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 Water Permit No. 6818-3 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 reduction of 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.

See report on application for additional information.

Jeanne Goodman, Chief Engineer
June 12, 2014

REPORT TO THE CHIEF ENGINEER
ON
WATER PERMIT APPLICATION NOS. 7993-3, 7994-3, AND 7995-3
HANSEN PROPERTIES
JUNE 11, 2014

Water Permit Application No. 7993-3 proposes to appropriate water at a maximum diversion rate of 1.11 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 100 feet deep and is to be located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34 for the irrigation of 53 acres located in the E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34; all in T95N-R52W in Clay County. The applicant is requesting a diversion rate greater than the statutory limit.

Water Permit Application No. 7994-3 proposes to irrigate 72 acres located in the NW $\frac{1}{4}$ Section 28; T95N-R52W. Water Permit No. 6818-3 appropriates 1.55 cfs from one well (100 feet deep) completed into the Lower Vermillion Missouri aquifer located in the NE $\frac{1}{4}$ Section 28 to irrigate 117 acres located in the N $\frac{1}{2}$ Section 28; all in T95N-R52W. This application is to irrigate 72 acres from the existing well authorized by Water Permit No. 6818-3. This application also corrects the location of the existing well, which is located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28; T95N-R52W in Clay County and the aquifer from Lower Vermillion Missouri to Upper Vermillion Missouri: South. This application, if approved, does not authorize any increase in the developed diversion rate.

Water Permit Application No. 7995-3 proposes to irrigate 25 acres located in the S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 10; T95N-R52W. Water Right No. 6812-3 appropriates 1.78 cfs from one well (158 feet deep) completed into the Upper Vermillion Missouri: South aquifer located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10 to irrigate 66 acres located in the W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10; all in T95N-R52W in Clay County. This application is to irrigate 25 acres from the existing well authorized by Water Permit No. 6812-3. This application, if approved, does not authorize any increase in the developed diversion rate.

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

GEOLOGY AND AQUIFER CHARACTERISTICS:

The Upper Vermillion Missouri aquifer underlies portion 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 points requested by these applications are located in the South management unit of the Upper Vermillion Missouri aquifer. The latest aquifer delineation of the Upper Vermillion Missouri aquifer resulted in a change of location of the southern boundary of the aquifer further south to include the diversion points proposed by these applications (SDGS, In Progress).

It should be noted that Water Permit No. 6818-3 authorizes the withdrawal of water from the Lower Vermillion Missouri aquifer. However, the newest aquifer delineation shows the well to be completed into the Upper Vermillion Missouri: South aquifer. Water Right No. 6812-3 authorizes the withdrawal of water from the Upper Vermillion Missouri aquifer. However, the newest aquifer delineation by the

SD DENR-Geological Survey (In Progress) shows the diversion point located in the South management unit of the Upper Vermillion Missouri aquifer. Figure 1 shows the location of these applications, water rights/permits in the Upper Vermillion Missouri: South aquifer, and area observation wells (Water Rights, 2014a and 2014b).

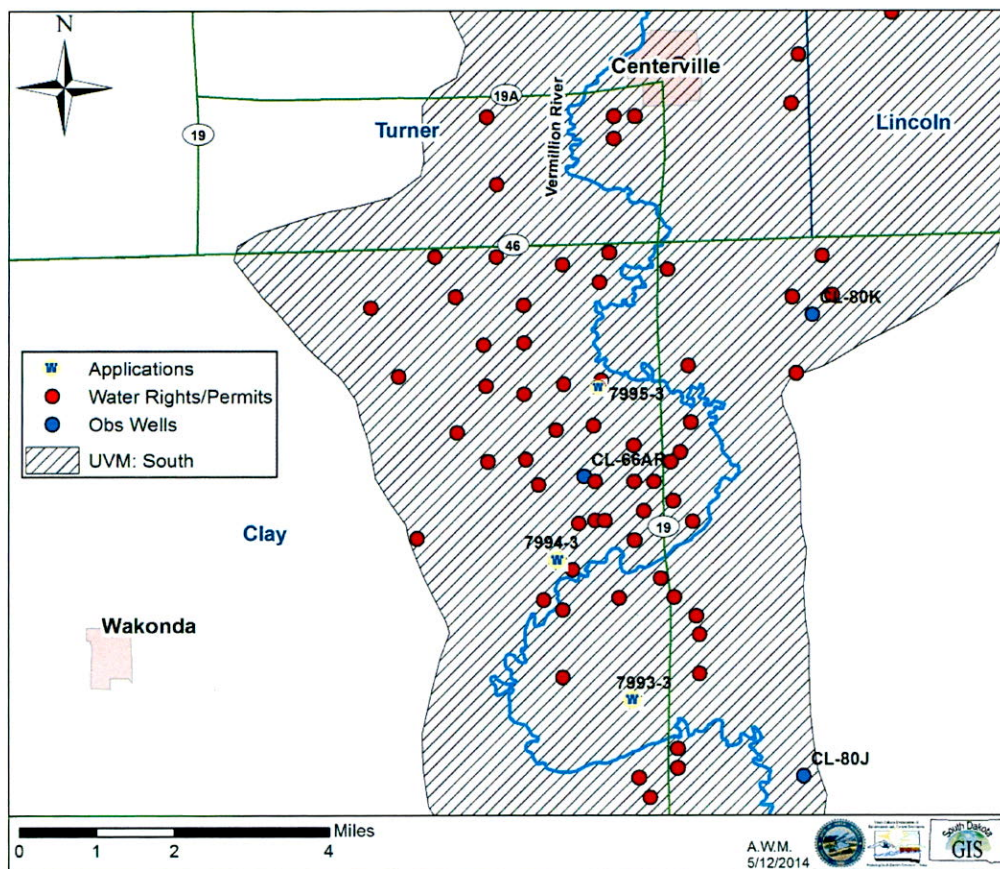


Figure 1- Map of the area of these applications

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:

These applications propose to appropriate water from the Upper Vermillion Missouri: South aquifer. These applications propose to irrigate 150 acres. Based on the *average application rate per permitted acreage* (Buhler, 2014) use is expected to be approximately 75 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 closest to the well sites proposed by these applications are CL-66AR, CL-80J, and CL-80K, as shown in Figure 1. The hydrographs for CL-66AR, CL-80J, and CL-80K are shown in Figures 2, 3, and 4, respectively.

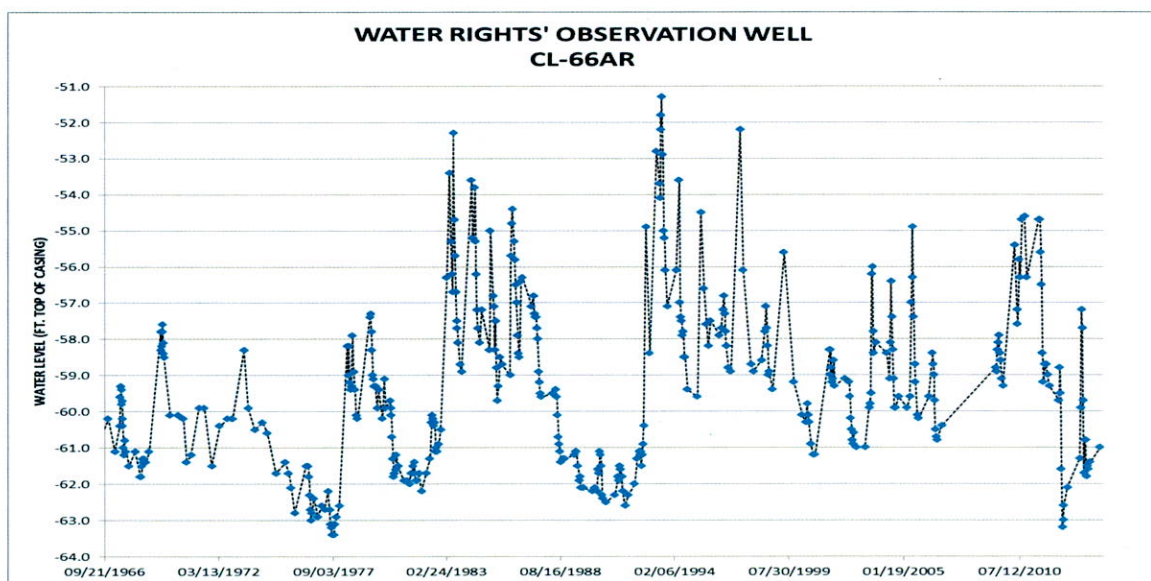


Figure 2- Hydrograph for observation well CL-66AR (Water Rights, 2014a)

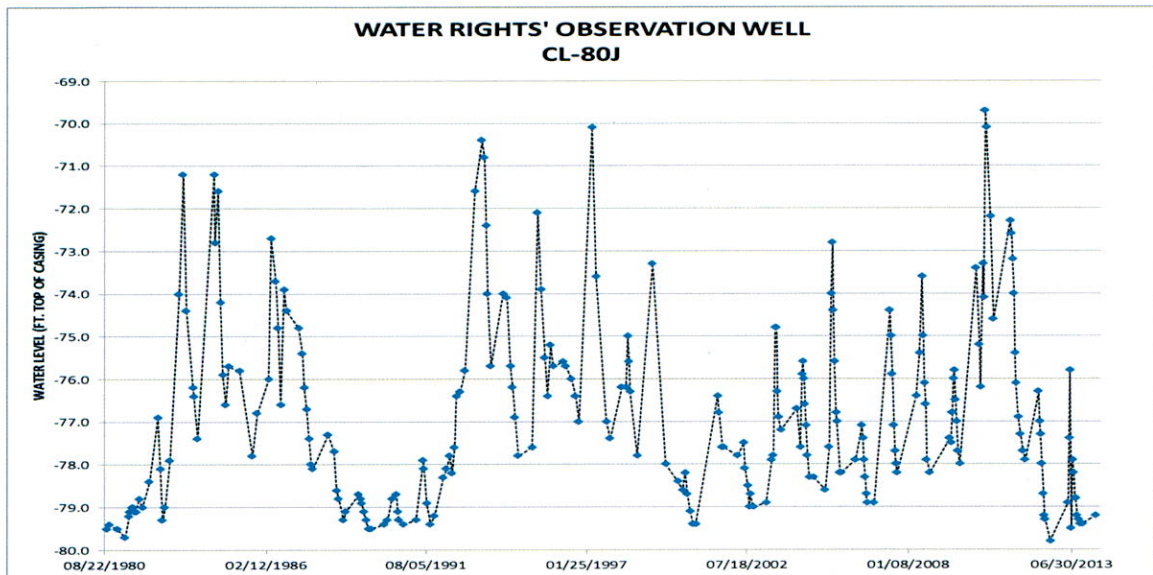


Figure 3- Hydrograph for observation well CL-80J (Water Rights, 2014a)

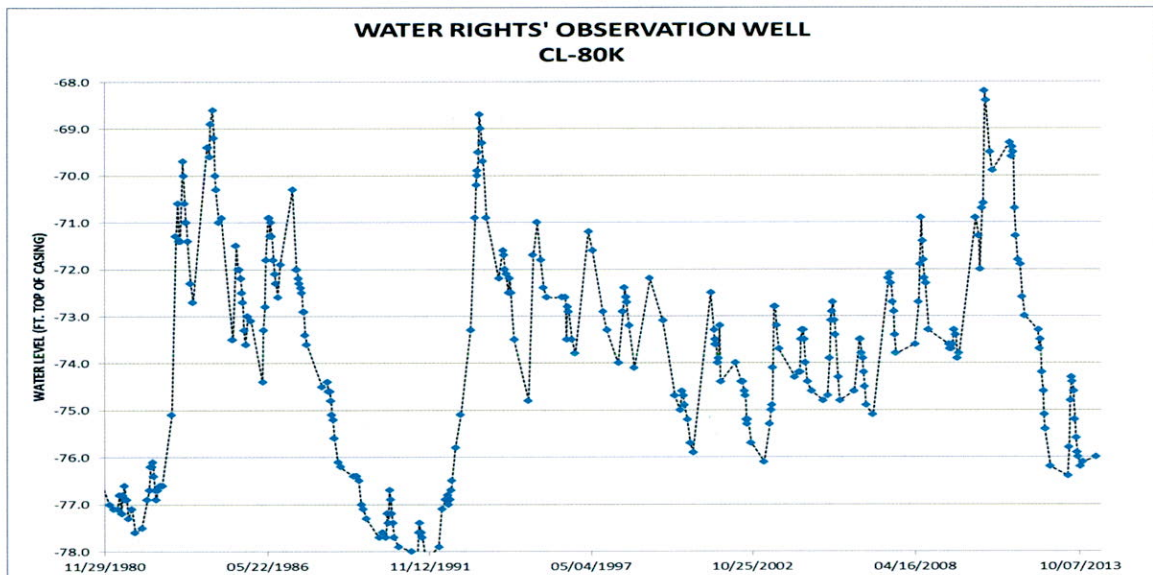


Figure 4- Hydrograph for observation well CL-80K (Water Rights, 2014a)

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).

Since the completion of Buhler's (2014) report, there have been five new permits issued that are expected to use 230.18 ac-ft/yr and two pending applications that are expected to use 200 ac-ft/yr. Using the most conservative value (5,637 ac-ft/yr), there is at least 4,446.4 ac-ft/yr available for this proposed appropriation. These applications are expected to use 75 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:

The well site proposed by Application No 7993-3 is approximately 0.8 miles from the well authorized by Water Permit No. 7949-3 for Hansen Properties, the wells authorized by Water Right No. 3905-3 for Clay Rural Water System, and Water Permit No. 7918-3 for Orin Abild (Water Rights, 2014b). There are no domestic wells on file with the DENR-Water Rights Program within approximately one mile of the proposed well site (Water Rights, 2014c).

The well authorized by Water Permit No. 6818-3 and proposed to be used by Application No. 7994-3 is approximately 0.5 miles from the wells authorized by Water Permit Nos. 6572-3 and 6817-3 and Water Right No. 6816-3; all three are for Hansen Properties (Water Rights, 2014b). The nearest domestic well on file with the DENR-Water Rights program is approximately 0.5 miles southeast of the well this application proposes to use (Water Rights, 2014c).

The well authorized by Water Right No 6812-3 and proposed to be used by Application No. 7995-3 is approximately 0.5 miles from the wells authorized by Water Right Nos. 5319-3 and 6563-3 (Water Rights, 2014b). There are no domestic wells on file with the DENR-Water Rights Program within approximately one mile of the well this application proposes to use (Water Rights, 2014c). Figure 5 is a map of the area including domestic wells, observation wells, and water rights/permits.

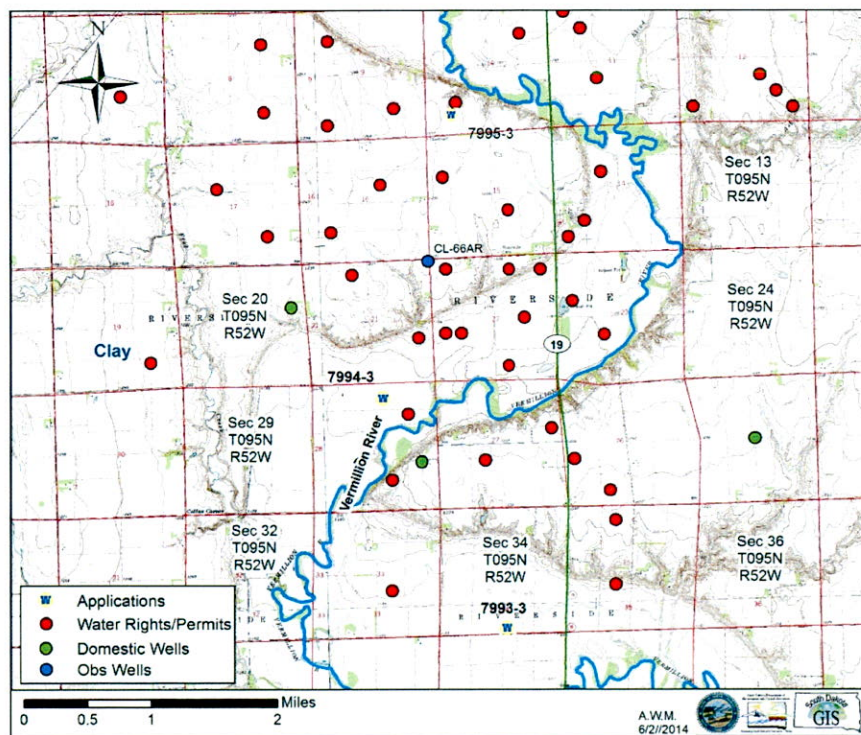


Figure 5- Map of the area of these applications (Water Rights, 2014a, 2014b, and 2014c)

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 nearby domestic and appropriative right wells. Historically, there has been a proliferation of high capacity wells in this area, but there has not been a history of well interference issues. Therefore, the impact of drawdown is not expected to be significant due to the distance between wells and the number of high capacity wells in the aquifer without a history of well interference issues, especially in the area of these applications.

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.

SDCL 46-5-6

Pursuant to SDCL 46-5-6, the diversion rate for an irrigation appropriation cannot be in excess of one cfs for every 70 acres, or “the equivalent thereof.” The statute does provide that the Water Management Board may allow a greater diversion rate if the method of irrigation so requires. Water Permit Application No. 7993-3 proposes to divert up to 1.11 cfs from the Upper Vermillion Missouri: South aquifer for the irrigation of 53 acres, or the equivalent of 1.47 cfs per 70 acres. The applicant did not state a reason for the request. However, the maps submitted with the application show the center pivot to be used for this irrigation project will only make a partial rotation. In the past, it has been accepted that to run a center pivot that only makes a partial rotation often requires a diversion rate in excess of the statutory limit.

SPECIAL CONSIDERATIONS:

Application Nos. 7994-3 and 7995-3 propose to irrigate using diversion rate authority authorized under Water Permit No. 6818-3 and Water Right No. 6812-3, respectively. Water Right No. 6812-3 and Water Permit No. 6818-3 both have a permit qualification that requires the well authorized by each to be at least 1,320 feet from the Vermillion River. The reports for both Water Right No. 6812-3 and Water Permit No. 6818-3 both stated that being at least 1,320 feet from the river should minimize any potential impacts on river flows caused by pumping irrigation wells (Goodman, 2007a and 2007b). There was no pump test data or other site specific data indicating a spacing of 1,320 feet was necessary in the files for Water Permit No. 6818-3 and Water Right No. 6812-3. Also, Application Nos. 7994-3 and 7995-3 do not request to drill a new well.

Originally, the spacing from the Vermillion River was for Water Permit No. 3545-3 that proposed to withdraw water from the Parker-Centerville aquifer. The Parker-Centerville aquifer is a surficial aquifer in the area that is hydraulically connected to the Vermillion River. In February 1977, the Water Management Board, then known as the Water Rights Commission, approved a permit qualification requiring a spacing of 660 feet from the Vermillion River for Water Permit No. 3545-3. Then in December 2006, Goodman (2006) recommended including a qualification requiring a spacing of 1,320 feet from the Vermillion River in the report for Water Permit No. 6773-3. Water Permit No. 6773-3 proposed to withdraw water from the Parker-Centerville aquifer. Water Permit No. 6773-3 was approved by the Chief Engineer on May 10, 2007, pursuant to SDCL 46-1-16, which allows the Chief Engineer to approve permits if no petitions are filed in opposition to the permit. On June 15, 2007, the Chief Engineer approved nine more water permits with the 1,320 feet spacing requirement. However, those nine permits were from the Upper Vermillion Missouri and Lower Vermillion Missouri aquifers. The permits requiring spacing from the Vermillion River are shown in Table 1.

Between the approval of Permit No. 3545-3 and 6773-3 there were 21 water permits approved that proposed well sites within approximately 1,320 feet of the Vermillion River. Then came the 10 permits listed after Permit No. 6545-3 in Table 1. Since then eight water permits have been approved without the spacing qualification but had proposed well sites within approximately 1,320 feet of the Vermillion River.

Permit No.	Approval Date	Aquifer	Spacing (ft)	Status	Owner
3545-3	02/24/77	PAC	660	CA	Burl Litzelman
6773-3	05/10/07	PAC	1,320	LC	JBS Hansen Farms
6810-3	06/15/07	UVM	1,320	LC	Roger Hansen, d.b.a. Hansen Properties
6811-3	06/15/07	UVM	1,320	CA	
6812-3	06/15/07	UVM	1,320	LC	
6817-3	06/15/07	LVM	1,320	PE	
6818-3	06/15/07	LVM	1,320	PE	
6819-3	06/15/07	LVM	1,320	LC	
6820-3	06/15/07	LVM	1,320	CA	
6821-3	06/15/07	LVM	1,320	LC	
6822-3	06/15/07	LVM	1,320	PE	
PAC= Parker-Centerville, UVM= Upper Vermillion Missouri, LVM= Lower Vermillion Missouri, CA= Cancelled, LC= Water Right, PE= Water Permit					

Table 1- Permits including a spacing qualification from the Vermillion River (Water Rights, 2014b)

The Upper Vermillion Missouri and Lower Vermillion Missouri aquifers generally have not been considered to be in hydraulic connection with the Vermillion River. SD DENR-Geologic Survey is currently conducting a hydrogeologic study of the Upper Vermillion Missouri aquifer. Preliminary results indicate that in some locations the river may be in hydraulic connection to the aquifer. Also, the Lower Vermillion Missouri aquifer can be in hydraulic connection with the Vermillion River near the river's mouth. However, that is much farther south, approximately 10 miles, than any of the water permits that have the spacing qualification.

Any groundwater/surface water exchange between the river and the aquifers is not at a one-to-one ratio (i.e. a well diverting near the Vermillion River will capture only a percentage of its total withdrawals from the river). Historically, there have been 69 permits for withdrawal and one future use permit reserving groundwater approved within approximately 1,320 feet of the Vermillion River. Barring a

small number of exceptions (see Table 1), permits to appropriate groundwater have typically not been conditioned with any recognition of a connection between the river and the aquifer, and groundwater appropriations generally do not contain qualifications that protect prior surface water appropriations.

There has been little development of the Vermillion River as a surface water source. There have been 15 permits approved for use of the Vermillion River. Currently, there are three water rights and three water permits appropriating water from the Vermillion River. Two of the water rights/permits are more than three miles upstream of the proposed well site. There are three water rights/permits approximately 20 miles downstream of the proposed well site. Permit No. 119-3 for WE/W Jerald Hansen was filed to withdraw water from the Vermillion River approximately one mile north (upstream) of the proposed well site. However, it appears the system was never developed.

There are three USGS stream gages on the Vermillion River. One on the West Fork and one on the East Fork of the Vermillion River approximately five miles west-northwest and four miles north-northeast of Parker, respectively and one on the main river approximately one mile north of Vermillion. The stream gages and the proposed well site along with the rivers are shown in Figure 6. The monthly average flow rate at the stream gages is shown in Figure 7.

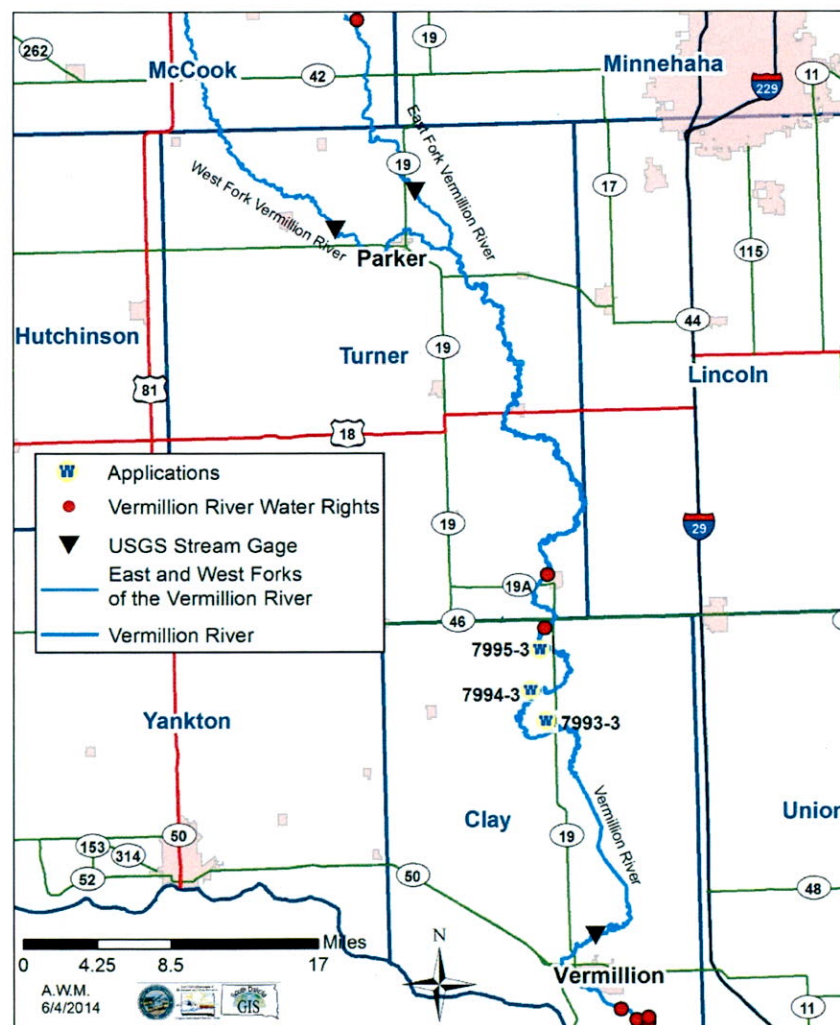


Figure 6- Map of USGS stream gages on the Vermillion River (USGS, 2014; Water Rights, 2014b)

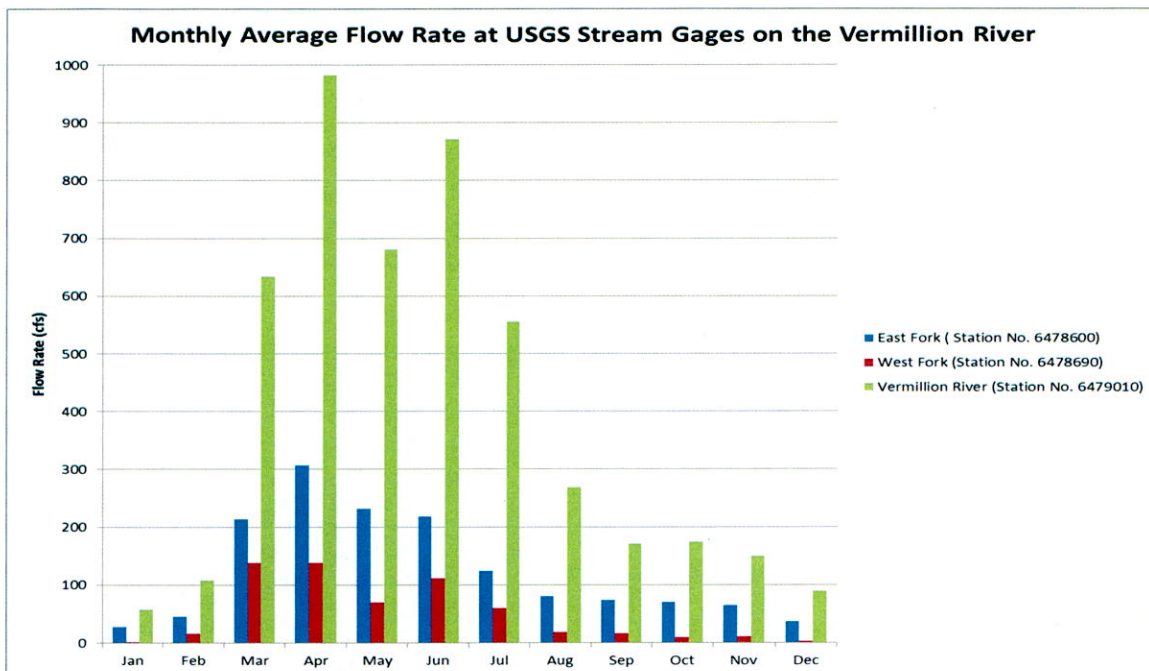


Figure 7- Monthly average flow rate at USGS stream gages on the Vermillion River (USGS, 2014)

At the flow rates shown in Figure 7, capture from any one well would be indiscernible. Also note, the monthly average flow rate at the West Fork and East Fork of the Vermillion River, when added together, is approximately half of the flow rate of the Vermillion River near Vermillion.

While there are surface water and groundwater appropriations along the length of the Vermillion River, there is more flow in the river downstream of the proposed well site than there is upstream of it. Furthermore, no individual well is likely creating a discernible impact on the river; the collective impact of the appropriations may have a measureable effect. However, there is clear evidence that the Vermillion River is, on monthly average, gaining twice the flow between the confluence of the West and East Forks of the Vermillion River to just a few miles north of the mouth of the river. There may be low or no-flow conditions in between the stream gages during dry years.

The nearest water right/permit that authorizes use of water from the Vermillion River that has been developed is at Centerville, approximately three miles north of the proposed well site, and is for the impoundment of water behind a small dam. At that distance, any influence this proposed application could make on the Vermillion River will be negligible. The three water rights/permits south of Vermillion that authorize the withdrawal of water from the river are for both the river and groundwater (Water Right Nos. 977A-3 and 977B-3) or, in the case of Water Permit No. 6057-3, authorize a withdrawal less than the lowest monthly average flow rate at the stream gage north of Vermillion (i.e. 1.33 cfs authorized for withdrawal versus 5.22 cfs at the stream gage).

Considering the limited development of the Vermillion River, the inconsistency of how the spacing qualification has been used, the fact that flow on monthly average doubles in the Vermillion River from the confluence of the West and East Forks to just north of Vermillion, there has been significant development within approximately 1,320 feet of the Vermillion River, and that Application Nos. 7994-3

and 7995-3 do not propose to drill new wells, there is no need to have the spacing qualification on these applications, if approved.

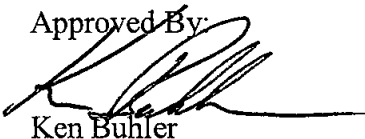
CONCLUSIONS:

1. Water Permit Application No. 7993-3 proposes to appropriate 1.11 cfs from the Upper Vermillion Missouri: South aquifer for the irrigation of 53 acres.
2. Water Permit Application No. 7994-3 proposes to irrigate 72 acres using the well and diversion rate authority authorized by Water Permit No. 6818-3.
3. Water Permit No. 6818-3 authorizes the irrigation of 117 acres at a maximum diversion rate of 1.55 cfs.
4. Water Permit Application No. 7995-3 proposes to irrigate 25 acres using the well and diversion rate authority authorized by Water Right No. 6812-3.
5. Water Right No. 6812-3 authorizes the irrigation of 66 acres at a maximum diversion rate of 1.78 cfs.
6. There is a reasonable probability that unappropriated water is available from the Upper Vermillion Missouri: South aquifer for these proposed appropriations.
7. There is a reasonable probability that these proposed diversions can be made without adversely impacting existing water rights/permits and domestic users.
8. The applicant is requesting a diversion rate greater than the statutory limit for Application No. 7993-3. The applicant did not explicitly state a reason for the request. However, a map submitted with the application indicates the center pivot will only make a partial rotation. In the past the Water Management Board has accepted that as a valid reason for the request.
9. Application Nos. 7994-3 and 7995-3 propose to irrigate using diversion rate authority authorized under Water Permit No. 6818-3 and Water Right No. 6812-3, respectively. Water Right No. 6812-3 and Water Permit No. 6818-3 both have a permit qualification that requires the well authorized by each to be at least 1,320 feet from the Vermillion River. However, there is not sufficient evidence that this spacing from the river is necessary.



Adam Mathiowetz
SD DENR-Water Rights Program

Approved By:



Ken 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.
- Goodman, J.A. 2007a. Report on Water Permit Application No. 6812-3 for Hansen Properties. SD DENR-Water Rights Program. Joe Foss Bldg., Pierre, South Dakota.
- Goodman, J.A. 2007b. Report on Water Permit Application No. 6818-3 for Hansen Properties. SD DENR-Water Rights Program. Joe Foss Bldg., Pierre, South Dakota.
- Goodman, J.A. 2006. Report on Water Permit Application No. 6773-3 for JBS Hansen Farms. 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.
- USGS. USGS Real-time stream flow data. Accessed: June 3, 2014. U.S. Geological Survey. <http://waterdata.usgs.gov/sd/nwis/current?type=flow&group_key=basin_cd&search_site_no_station_nm>. U.S. Geological Survey, Washington D.C.
- Water Rights. 2014a. Observation Well Files, SD DENR-Water Rights Program, Joe Foss Bldg., Pierre, South Dakota.
- Water Rights. 2014b. Water Right/Permit Files, SD DENR-Water Rights Program, Joe Foss Bldg., Pierre, South Dakota.
- Water Rights. 2014c. Water Well Completion Reports, SD DENR-Water Rights Program, Joe Foss Bldg., Pierre, South Dakota.

RECEIVED

JUN 27 2014

WATER RIGHTS
PROGRAM

AFFIDAVIT OF PUBLICATION

PLAIN TALK

Hansen Properties
Roger A Hansen
P.O. Box B
Centerville, SD 57014

STATE OF SOUTH DAKOTA
COUNTY OF CLAY

TERA SCHMIDT BEING FIRST DULY SWORN ON OATH DEPOSES
AND SAYS THAT SHE IS THE CLASSIFIED MANAGER OF YANKTON
MEDIA INC., A CORPORATION, THE PRINTER AND THE PUBLISHER OF THE
PLAIN TALK, A LEGAL WEEKLY NEWSPAPER PUBLISHED AND CIRCULATED
IN THE CITY OF VERMILLION, SAID COUNTY AND STATE, AND ONE OF THE
OFFICIAL NEWSPAPERS OF THE SAID COUNTY OF FACTS STATED IN THIS
AFFIDAVIT; THAT THE ANNEXED
Notice of Application Nos. 7993-3, 7994-3, 7995-3 & 6811A-3 to Appropriate Water

TAKEN FROM THE PAPER, IN WHICH IT WAS LAST PUBLISHED IN THE
NEWSPAPER ON THE 20 DAY OF June 2014
THAT THE FULL AMOUNT OF THE FEE CHARGED FOR THE PUBLICATION
OF SAID NOTICE TO WIT \$56.11 ENSURES TO THE
BENEFITS OF THE PUBLISHER OF SAID NEWSPAPER AND THAT NO
AGREEMENT AND UNDERSTANDING FOR THE DIVISION THEREOF HAS
BEEN MADE WITH ANY OTHER PERSON, AND THAT NO PART THEREOF
HAS BEEN AGREED TO BE PAID TO ANY PERSON WHOMSOEVER.

PUBLISHED ON: 6/20/14

FILED ON: 6/19/14

Tera A Schmidt
SUBSCRIBED AND SWORN TO BEFORE ME THIS

24th DAY OF

June

2014

[Signature]
NOTARY PUBLIC, SOUTH DAKOTA
MY COMMISSION EXPIRES

8/19/2015

NOTICE OF APPLICATION
NOS. 7993-3, 7994-3, 7995-3 and
6811A-3 to Appropriate Water

Notice is given that Hansen
Properties, PO Box B, Centerville
SD 57014 has filed the following
applications for a water permit.

Application No. 7993-3 proposes
to appropriate 1.11 cubic feet of
water per second (cfs) from one
well to be completed into the
South Management Unit of
the Upper Vermillion:Missouri
Aquifer (100 feet deep) located in
the SW 1/4 SE 1/4 Section 34 for
irrigation of 53 acres located in
the E 1/2 SW 1/4, SW 1/4 SE 1/4
Section 34; all in T95N-R52W.
The applicant is requesting a
diversion rate greater than the
statutory limit.

Application No. 7994-3 proposes
to irrigate 72 new acres. Water
Permit No. 6818-3 appropriates
1.55 cfs from one well completed
into the South Management Unit
of the Upper Vermillion:Missouri
which was formerly referenced on
the permit as the Lower Vermil-
lion Missouri Aquifer (100 feet
deep) located in the center of the
NE 1/4 Section 28 to irrigate 117
acres located in the N 1/2 Section
28; all in T95N-R52W. This
application is to irrigate 72 new
acres located in the NW 1/4
Section 28-T95N-R52W from the
existing well. The application also
corrects the location of the
existing well which is located in
NW 1/4 NE 1/4 Section
28-T95N-R52W. This application,
if approved, does not authorize
any increase in the developed
diversion rate.

Application No. 7995-3 proposes
to irrigate 25 new acres. Water
Right No. 6812-3 appropriates
1.78 cfs from one well completed
into the South Management Unit
of the Upper Vermillion:Missouri
Aquifer (158 feet deep) located in
the SW 1/4 SW 1/4 Section 10 to
irrigate 66 acres located in the W
1/2 SW 1/4, SE 1/4 SW 1/4
Section 10; all in T95N-R52W.
This application is to irrigate 25
acres located in the S 1/2 SE 1/4
Section 10-T95N-R52W from the
existing well. This application, if
approved, does not authorize
any increase in the developed
diversion rate.

Application No. 6811A-3
proposes to reinstate Permit No.
6811-3. Permit No. 6811-3
appropriates 1.78 cfs from one
well to be completed into the
South Management Unit of
the Upper Vermillion:Missouri
Aquifer (approximately 100 feet

deep) located in the NE 1/4 NW 1/4 Section 10 to irrigate 115 acres located in the NW 1/4, N 1/2, SE 1/4, NE 1/4 SW 1/4 Section 10; all in T95N-R52W. The permit was approved May 14, 2007, and the project was to be completed May 14, 2012, with water being put to beneficial use by May 14, 2016. Application No. 6811A-3 proposes to reinstate Water Permit No. 6811-3 since the project has not been completed. Approval of No. 6811A-3 will cancel No. 6811-3.

Application No. 6811A-3 to reinstate Permit No. 6811-3 is made pursuant to SDCL 46-2A-8.1 which allows for reinstatement with a new priority date, if unappropriated water is available when construction, necessary to put water to beneficial use, is not completed within five years of approval of the permit.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 7993-3, 7994-3, 7995-3 and 6811A-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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting these applications or recommendations must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendations. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by June 30, 2014.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, 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 these applications. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$56.11.

Publish: June 20, 2014.

RECEIVED

JUN 25 2014

WATER RIGHTS
PROGRAM

AFFIDAVIT OF PUBLICATION

YANKTON DAILY PRESS AND DAKOTAN

NOTICE OF APPLICATION
NOS. 7993-3, 7994-3, 7995-3 and
6811A-3 to Appropriate Water

Notice is given that Hansen Properties, PO Box B, Centerville SD 57014 has filed the following applications for a water permit.

Application No. 7993-3 proposes to appropriate 1.11 cubic feet of water per second (cfs) from one well to be completed into the South Management Unit of the Upper Vermillion:Missouri Aquifer (100 feet deep) located in the SW 1/4 SE 1/4 Section 34 for irrigation of 53 acres located in the E 1/2 SW 1/4, SW 1/4 SE 1/4 Section 34; all in T95N-R52W. The applicant is requesting a diversion rate greater than the statutory limit.

Application No. 7994-3 proposes to irrigate 72 new acres. Water Permit No. 6818-3 appropriates 1.55 cfs from one well completed into the South Management Unit of the Upper Vermillion:Missouri which was formerly referenced on the permit as the Lower Vermillion Missouri Aquifer (100 feet deep) located in the center of the NE 1/4 Section 28 to irrigate 117 acres located in the N 1/2 Section 28; all in T95N-R52W. This application is to irrigate 72 new acres located in the NW 1/4 Section 28-T95N-R52W from the existing well. The application also corrects the location of the existing well which is located in NW 1/4 NE 1/4 Section 28-T95N-R52W. This application, if approved, does not authorize any increase in the developed diversion rate.

Application No. 7995-3 proposes to irrigate 25 new acres. Water Right No. 6812-3 appropriates 1.78 cfs from one well completed into the South Management Unit of the Upper Vermillion:Missouri Aquifer (158 feet deep) located in the SW 1/4 SW 1/4 Section 10 to irrigate 66 acres located in the W 1/2 SW 1/4, SE 1/4 SW 1/4 Section 10; all in T95N-R52W. This application is to irrigate 25 acres located in the S 1/2 SE 1/4 Section 10-T95N-R52W from the existing well. This application, if approved, does not authorize any increase in the developed diversion rate.

Application No. 6811A-3 proposes to reinstate Permit No. 6811-3. Permit No. 6811-3 appropriates 1.78 cfs from one well to be completed into the South Management Unit of the Upper Vermillion:Missouri Aquifer (approximately 100 feet deep) located in the NE 1/4 NW 1/4 Section 10 to irrigate 115 acres located in the NW 1/4, N 1/2 SE

Department of Environment and Natural Resources
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3182

STATE OF SOUTH DAKOTA
COUNTY OF YANKTON

KELLY HERTZ BEING FIRST DULY SWORN ON OATH DEPOSES AND SAYS THAT HE IS THE MANAGING EDITOR OF, YANKTON MEDIA INC, A CORPORATION, THE PRINTER AND THE PUBLISHER OF THE YANKTON DAILY PRESS AND DAKOTAN, A LEGAL DAILY NEWSPAPER PUBLISHED AND CIRCULATED IN THE CITY OF YANKTON, SAID COUNTY AND STATE, AND ONE OF THE OFFICIAL NEWSPAPERS OF THE SAID COUNTY OF FACTS STATED IN THIS AFFIDAVIT; THAT THE ANNEXED Notice of Application Nos. 7993-3, 7994-3, 7995-3 & 6811A-3

TAKEN FROM THE PAPER, IN WHICH IT WAS LAST PUBLISHED IN THE NEWSPAPER ON THE 20th DAY OF June 2014 THAT THE FULL AMOUNT OF THE FEE CHARGED FOR THE PUBLICATION OF SAID NOTICE TO WIT \$54.78 ENSURES TO THE BENEFITS OF THE PUBLISHER OF SAID NEWSPAPER AND THAT NO AGREEMENT AND UNDERSTANDING FOR THE DIVISION THEREOF HAS BEEN MADE WITH ANY OTHER PERSON, AND THAT NO PART THEREOF HAS BEEN AGREED TO BE PAID TO ANY PERSON WHOMSOEVER.

PUBLISHED ON: 6/20/2014

FILED ON: 6/20/2014

SUBSCRIBED AND SWORN TO BEFORE ME THIS 20th DAY OF June

2014

Muriel R. T. [Signature]
NOTARY PUBLIC, SOUTH DAKOTA
MY COMMISSION EXPIRES 6/11/2019

1/4, NE 1/4 SW 1/4 Section 10; all in T95N-R52W. The permit was approved May 14, 2007, and the project was to be completed May 14, 2012, with water being put to beneficial use by May 14, 2016. Application No. 6811A-3 proposes to reinstate Water Permit No. 6811-3 since the project has not been completed. Approval of No. 6811A-3 will cancel No. 6811-3.

Application No. 6811A-3 to reinstate Permit No. 6811-3 is made pursuant to SDCL 46-2A-8.1 which allows for reinstatement with a new priority date, if unappropriated water is available when construction, necessary to put water to beneficial use, is not completed within five years of approval of the permit.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 7993-3, 7994-3, 7995-3 and 6811A-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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting these applications or recommendations must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendations. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by June 30, 2014.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, 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 these applications. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$54.78.



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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



June 12, 2014

Plain Talk
201 W Cherry St
Vermillion SD 57069

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application Nos. 7993-3, 7994-3, 7995-3 & 6811A-3 to Appropriate Water. Please publish the notice once on June 20, 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 Hansen Properties, c/o Roger A Hansen, PO Box B, Vermillion SD 57069 (Ph # 605-760-5690).

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



June 12, 2014

Press & Dakotan
319 Walnut
Yankton SD 57078

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application Nos. 7993-3, 7994-3, 7995-3 & 6811A-3 to Appropriate Water. Please publish the notice once on June 20, 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 Hansen Properties, c/o Roger A Hansen, PO Box B, Vermillion SD 57069 (Ph # 605-760-5690).

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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



NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATE, CONTACT
THE NEWSPAPER(S) RIGHT AWAY.

June 12, 2014

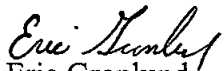
Hansen Properties
Roger A Hansen
PO Box B
Vermillion SD 57069

Dear Mr. Hansen:

Water Permit Application Nos. 7993-3, 7994-3, 7995-3 & 6811A-3 for irrigation use have been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent to the Plain Talk printed at Vermillion SD (Ph # 605-624-2695) and the Press & Dakotan printed at Yankton SD (Ph # 605-665-7811). You will need to contact the newspaper(s) and authorize publication of this notice. For your information, a copy of the notice, the recommendations of the Chief Engineer and reports on the applications 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(s) has also been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the applications.

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 applications.

Instruction to Newspaper - Publish the Notice on June 20, 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 NOS. 7993-3, 7994-3, 7995-3 and 6811A-3 to Appropriate Water

Notice is given that Hansen Properties, PO Box B, Centerville SD 57014 has filed the following applications for a water permit.

Application No. 7993-3 proposes to appropriate 1.11 cubic feet of water per second (cfs) from one well to be completed into the South Management Unit of the Upper Vermillion:Missouri Aquifer (100 feet deep) located in the SW 1/4 SE 1/4 Section 34 for irrigation of 53 acres located in the E 1/2 SW 1/4, SW 1/4 SE 1/4 Section 34; all in T95N-R52W. The applicant is requesting a diversion rate greater than the statutory limit.

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Application No. 7995-3 proposes to irrigate 25 new acres. Water Right No. 6812-3 appropriates 1.78 cfs from one well completed into the South Management Unit of the Upper Vermillion:Missouri Aquifer (158 feet deep) located in the SW 1/4 SW 1/4 Section 10 to irrigate 66 acres located in the W 1/2 SW 1/4, SE 1/4 SW 1/4 Section 10; all in T95N-R52W. This application is to irrigate 25 acres located in the S 1/2 SE 1/4 Section 10-T95N-R52W from the existing well. This application, if approved, does not authorize any increase in the developed diversion rate.

Application No. 6811A-3 proposes to reinstate Permit No. 6811-3. Permit No. 6811-3 appropriates 1.78 cfs from one well to be completed into the South Management Unit of the Upper Vermillion:Missouri Aquifer (approximately 100 feet deep) located in the NE 1/4 NW 1/4 Section 10 to irrigate 115 acres located in the NW 1/4, N 1/2 SE 1/4, NE 1/4 SW 1/4 Section 10; all in T95N-R52W. The permit was approved May 14, 2007, and the project was to be completed May 14, 2012, with water being put to beneficial use by May 14, 2016. Application No. 6811A-3 proposes to reinstate Water Permit No. 6811-3 since the project has not been completed. Approval of No. 6811A-3 will cancel No. 6811-3.

Application No. 6811A-3 to reinstate Permit No. 6811-3 is made pursuant to SDCL 46-2A-8.1 which allows for reinstatement with a new priority date, if unappropriated water is available when construction, necessary to put water to beneficial use, is not completed within five years of approval of the permit.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 7993-3, 7994-3, 7995-3 and 6811A-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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting these applications or recommendations must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendations. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E

Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by June 30, 2014.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, 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 these applications. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of _____.



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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



JUL 24 2014

Hansen Properties
Roger A Hansen
PO Box B
Centerville SD 57014

Dear Mr. Hansen:

Enclosed are Water Permit Nos. 6811A-3, 7993-3, 7994-3 and 7995-3 authorizing construction of your water diversion systems and beneficial use of the water, not exceeding the limits as specified in the Water Permits.

Form 10's, *Notice of Completion of Works and Application of Water to Beneficial Use*, are enclosed. Please return the completed forms after you have finished the systems and have put the water to beneficial use. An investigation can then be scheduled so the water licenses 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



7994-3
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 15, 2016

NOTICE

TO: HANSEN PROPERTIES, ROGER A HANSEN, PO BOX B, CENTERVILLE, SD 57014

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

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaires

Our records indicate your 2015 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 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) 973-3, 974-3 & 1813-3 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) 6563-3, 6565-3, 6566-3, 6568-3, 6569-3, 6571-3, 6572-3, 6810-3, 6811A-3, 6812-3, 6813-3, 6815A-3, 6816-3, 6817-3, 6818-3, 6819-3, 6820A-3, 6821-3, 6822-3, 7001-3, 7002-3, 7003-3, 7383-3, 7384-3, 7693-3, 7947-3, 7948-3, 7949-3, 7993-3, 7994-3 & 7995-3 qualification:

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

The hearing will be held at **Thursday, March 3, 2016 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) 6563-3, 6565-3, 6566-3, 6568-3, 6569-3, 6571-3, 6572-3, 6810-3, 6811A-3, 6812-3, 6813-3, 6815A-3, 6816-3, 6817-3, 6818-3, 6819-3, 6820A-3, 6821-3, 6822-3, 7001-3, 7002-3, 7003-3, 7383-3, 7384-3, 7693-3, 7947-3, 7948-3, 7949-3, 7993-3, 7994-3 & 7995-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 973-3, 974-3 & 1813-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 3, 2016** 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: <http://denr.sd.gov/iq.aspx>

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



7994-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

January 25, 2016

Roger A Hansen
Hansen Properties
PO Box B
Centerville SD 57014

RE: Water Right or Permit Nos. 973-3, 974-3, 1813-3, 6563-3, 6565-3, 6566-3, 6568-3, 6569-3, 6571-3, 6572-3, 6810-3, 6811A-3, 6812-3, 6813-3, 6815A-3, 6816-3, 6817-3, 6818-3, 6819-3, 6820A-3, 6821-3, 6822-3, 7001-3, 7002-3, 7003-3, 7383-3, 7384-3, 7693-3, 7947-3, 7948-3, 7949-3, 7993-3, 7994-3 & 7995-3 for Hansen Properties and Water Permit Nos. 8070-3, 8071-3 & 8072-3 for Hanson Irrigated Farms LLC

Dear Mr. Hansen:

I am writing to acknowledge receipt of your 2015 irrigation questionnaires.

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for the above listed water rights and water permits. 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
email: genny.mcmath@state.sd.us

7994-3



121 E. 5th St. / P.O. Box 1307 / Storm Lake, IA 50588
Phone: 712.732.4117 / Fax: 712.749.7502
www.metabank.com

March 6, 2019

RECEIVED

Member FDIC

MAR 11 2019

WATER RIGHTS
PROGRAM

PAID

MAR 11 2019

Ck# 66142870

Ms. Genny McMath
DENR – Water Rights Program
Joe Foss Building
523 E Capital
Pierre, South Dakota 57501

Dear Ms. McMath,

Please find enclosed the signed transfer agreements of the water rights previously owned by Hansen Properties. Also, please find enclosed a check in the amount of \$1,750 for the fees for the transfers. Please contact me at 712-749-7545 if you have any questions.

Sincerely,

A handwritten signature in dark ink, appearing to read "Don W. Wilcke".

Don W. Wilcke
Market President

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

PAID

MAR 11 2019

Ck# 66142870

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

Water Right/Permit No. 7994-3Date: 2-21-19

RECEIVED

MAR 11 2019

I/We request that Water Right/Permit No. 7994-3 formerly owned by:
Hansen Properties

be transferred to:
WATER RIGHTS PROGRAMNew Owner Name: MetaBankAddress: 5501 Broadband LaneCity, State, Zip Sioux Falls SD 57108 Telephone No. 605-361-4347

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

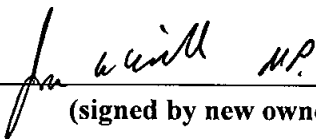
117 acres in the North 1/2 Section 28-95N-52W

- ☒ I understand that the validity of Water Right/Permit No. 7994-3 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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

A fee of Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, Jon W. Wilcke, Market President, MetaBank, the new owner, certify that the above information is true and correct.


(signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date March 11, 20 19

RECEIVED OF MetaBank PO Box 1307 Storm Lake, IA50588

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	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>7994-3</u>		
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. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	

No. **09057**

By Jeanne Goodman
Chief Engineer
2421



7994-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 25, 2019

Jon W Wilcke
MetaBank
PO Box 1307
Storm Lake IA 50588

RE: Ownership changes for Hansen Properties – MetaBank transfers

Dear Mr. Wilcke:

I am writing to acknowledge receipt of the transfer forms and filing fees submitted by MetaBank for transferring water permits/rights from Hansen Properties to MetaBank. The ownership changes have been completed.

Water Permit/Right Nos. 973-3, 974-3, 1813-3, 6563-3, 6565-3, 6566-3, 6568-3, 6569-3, 6571-3, 6572-3, 6810-3, 6811A-3, 6812-3, 6813-3, 6815A-3, 6816-3, 6817-3, 6818-3, 6818-3, 6819-3, 6820A-3, 6821-3, 7001-3, 7002-3, 7003-3, 7383-3, 7384-3, 7693-3, 7947-3, 7948-3, 7949-3, 7993-3, 7994-3, 7995-3, 8070-3, 8071-3, 8072-3 once held by Hansen Properties are now listed under “MetaBank” 5501 Broadband Lane, Sioux Falls SD 57108.

Please keep in mind the annual irrigation questionnaires will be mailed out in October, 2019 and any water use will need to be reported. If the bank has the land managed by someone, please let them know to keep track of water use during the irrigation season.

If you have any questions, please contact me.

Sincerely,

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

enclosures: Receipts for the filing fees



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: HANSEN VENTURES LLC, MGR, ROGER A HANSEN, 700 BROADWAY, CENTERVILLE, SD 57014

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

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaires

Our records indicate your 2020 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 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) 974-3 & 1813-3 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) 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3 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) 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 974-3 & 1813-3 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 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 questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: XPXKQF**

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.

7994-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING

523 EAST CAPITOL

PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov



DENR
SOUTH DAKOTA

March 4, 2021

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

TO: Roger Hansen, Hansen Ventures LLC, 700 W Broadway, Centerville SD 57014

FROM: Eric Gronlund, Chief Engineer *Eric Gronlund*
Water Rights Program

SUBJECT: One Year Suspension of Water Right or Permit Nos. 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3 and Amendment of Water Right Nos. 974-3 & 1813-3

On March 3, 2021, the Water Management Board ordered:

Effective April 3, 2021, Water Right or Permit Nos. 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3 be suspended for the 2021 irrigation season for failure to submit the 2020 irrigation questionnaires.

If the 2020 irrigation questionnaires are received prior to April 3, 2021, the suspensions will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2021 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2021 unless the 2020 irrigation questionnaires are submitted by April 3, 2021.

After April 3rd, you may petition the Water Management Board to rescind the suspensions. You will need to submit the 2020 irrigation questionnaires and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May 5-6, 2021 in Pierre, SD. The letter should include your reasons for not completing the 2020 irrigation questionnaires. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

The Water Management Board also amended Water Right Nos. 974-3 & 1813-3 to include the following qualification:

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

March 4th
Roger Hansen
Hansen Ventures LLC
Page 2

The addition of this qualification to your water right means that failure to submit the required irrigation questionnaires in the future could result in suspension of the water rights with no use of water for up to one year for the first violation.

Water Rights Staff will conduct compliance checks of suspended water rights this summer to determine if irrigation is taking place.

Please contact Genny McMath (605) 773-3352, if you have any questions.

7994-3

Certification

I hereby certify that on March 4, 2021, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 4, 2021 regarding Water Management Board action taken March 3, 2021 for Irrigation Questionnaire violations addressed as stated below:

Amendments:

No. 1994-3: Albert Hattum, 21862 W Bend Rd, Harrold SD 57536
No. 4332-3: Kash Van Dyke, 22071 486th Ave, Elkton SD 57026

One Year Suspensions:

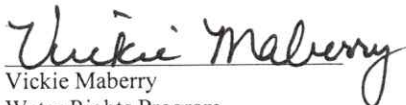
No. 515-3: Bruce D Peterson, 3600 S Slaten Park Dr, Sioux Falls SD 57103
Daniel Benson, 45586 US Hwy 18, Hurley SD 57036
No. 577-1: Max & Brenda Bowen, 17600 Kentucky Pl, Mud Butte SD 57758
No. 5524-3: Wade & Todd Druin, 30911 457th Ave, Volin SD 57072-6322
No. 1554A-1: Franklin Dyck, 313 Pierre St, Vale SD 57788
No. 1935-1: Brian Dyck, 313 Pierre St, Vale SD 57788
No. 2675-3: Beau Gregg, 22289 Mint Rd, Harrold SD 57536
Nos. 6822-3, 8070-3 & 8071-3: Roger Hansen, Hansen Properties, PO Box B, Centerville SD 57014
No. 1150-2: O M Iwan & Sons, 24912 Rocky Ford Rd, Midland SD 57552
Nos. 4678-3 & 6960-3: Craig Jepsen, Jepsen Farms, 505 Larson St SW, Hutchinson MN 55350-2108
Nos. 5566-3, 7615-3 & 7616-3: Wayne Reiersen, 30048 Reiersen Pl, Pollock SD 57648
No. 2350-3: Bill Boyer, River View Farms, PO Box 486, Alcester SD 57001-0486
No. 2497-2: Marty Vanderploeg, 22958 293rd St., Martin SD 57551

Three Year Suspensions:

No. 4472-3: Darrel Biddle, 37461 287th St, Geddes SD 57342
No. 7970-3: David Hoops, PO Box 462, Huron SD 57350-0462

Suspend/Amend

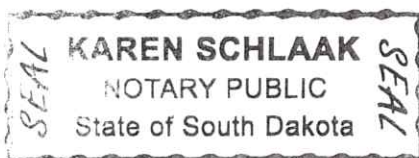
Nos. 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3, 974-3 & 1813-3:
• Roger Hansen, Hansen Ventures LLC, 700 W Broadway, Centerville SD 57014
Nos. 4705-3, 7924-3, 3803-3 & 4448-3A
• Brandon Ritter, 30489 115th St, Mound City SD 57646
• Iverson Farms, A Ltd Partnership, 30856 119th St, Mound City SD 57646


Vickie Maberry
Water Rights Program

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 4th day of March, 2021.


Karen Schlaak
Notary Public
My Commission expires April 1, 2025



7994-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 6, 2021

Roger Hansen
Hansen Ventures LLC
PO Box B
Centerville SD 57014

RE: Water Permit/Right Nos. 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 6822-3, 7003-3, 7383-3, 7693-3, 7994-3, 8070-3 and 8071-3

Dear Mr. Hansen:

On March 3, 2021, the Water Management Board ordered Water Permit/Right Nos. 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 6822-3, 7003-3, 7383-3, 7693-3, 7994-3, 8070-3 and 8071-3 suspended if the 2020 irrigation questionnaires were not received prior to April 3, 2021.

The questionnaire information for the above listed permits and rights was received on April 1st. Since the irrigation questionnaires are on file, no violations have occurred, and no suspensions will take place. You may irrigate during the 2021 irrigation season.

In the future, the Board may not grant the additional 30-day grace period after the hearing is held. I would caution you against waiting so long to get the forms in.

If you have any questions, please contact us.

Sincerely,

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

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, 2022

NOTICE

TO: HANSEN VENTURES LLC, MGR, ROGER A HANSEN, 700 BROADWAY,
CENTERVILLE, SD 57014

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) 974-3, 1813-3, 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3. 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) 974-3, 1813-3, 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3 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) 974-3, 1813-3, 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3 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: QPLNHE**

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.

7994-3



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES

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

February 16, 2022

Roger A Hansen
700 Broadway
Centerville SD 57014

RE: Water Right/Permit Nos. 974-3, 1813-3, 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 6822-3
7003-3, 7383-3, 7693-3, 7994-3, 8070-3 & 8071-3

Dear Mr. Hansen:

I am writing to acknowledge receipt of your 2021 irrigation questionnaires. The forms were all submitted online by PBP Farms.

You may disregard the January 20, 2022, "Notice" concerning reporting requirements for the above listed water permits or water rights. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Please do not forget to complete and return all the transfer forms sent to you. **The above are still listed under MetaBank, Hansen Irrigated Farms or Hansen Properties.** It is very important to keep ownership records up to date. If you have any questions, please contact me.

Sincerely,

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

7994-3

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Agriculture and Natural Resources

Date January 18, 2023RECEIVED OF Hansen Ventures LLC 700 Broadway Centerville SD 57014

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>7994-3</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
ZM

PAID

JAN 18 2023

Ck# 1112

Rec't# _____

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 7994-3

Date: 12/15/22

I/We request that Water Permit No. 7994-3

formerly owned by: MetaBank

be transferred to: (name & address) Hansen Ventures LLC, 700 Broadway, Centerville SD 57014

Telephone No. (605) 760-5690

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

72 acres - NW ¼ Section 28, T95N, R52W

I/We understand that the validity of Water Permit No. 7994-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of 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 Hansen Ventures, the new owner, certify that the above information is true and correct.


(Signed by new owner) MGR.

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.

RECEIVED

JAN 18 2023

OFFICE OF
WATER



7994-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 19, 2023

Roger A Hansen
Hansen Ventures LLC
700 Broadway
Centerville SD 57014

RE: Water Right or Permit Nos. 974-3, 1813-3, 6565-3, 6566-3, 6817-3, 6818-3, 6819-3,
7003-3, 7383-3, 7693-3 and 7994-3

Dear Mr. Hansen:

Thank you for sending in the transfer forms and filing fees for the above listed water permits and water rights. The ownership changes have been completed. Nos. 974-3, 1813-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3 and 7994-3 formerly held by MetaBank are now listed under Hansen Ventures LLC.

In follow-up to our phone conversation, the land covered under Water Right No. 6565-3 in the NW ¼ Section 21, T95N, R52W was recently transferred to Rus Farms Real Estate. The transfer form sent to you for this water right was unnecessary. The \$50.00 filing fee will be refunded to you within a couple weeks.

The receipts for the other transfers are included with this letter. Thank you and if you have any questions, please let me know.

Sincerely,

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

enclosures



**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: HANSEN VENTURES LLC, ROGER A HANSEN, 700 BROADWAY ST, CENTERVILLE,
SD 57014

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) 974-3, 1813-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3. 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) 974-3, 1813-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3 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) 974-3, 1813-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3 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: KHRAIF**

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 28, 2025

974-3, 1813-3, 6566-3, 6817-3
6818-3, 6819-3, 6822-3, 7003-3
7383-3, 7693-3, 7994-3, 8070-3 & 8071-3

Roger Hansen
700 Broadway St
Centerville SD 57014

Dear Mr. Hansen:

I am writing to acknowledge the receipt of one of your 2024 irrigation questionnaires, submitted by John Landeen.

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 8070-3. 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.

Reporting requirements have however not been met for Permit Nos. 974-3, 1813-3, 6566-3, 6817-3, 6818-3, 6819-3, 6822-3, 7003-3, 7383-3, 7693-3, 7994-3 & 8071-3, which are still scheduled to be reviewed by the Board.

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 4, 2025

974-3, 1813-3, 6566-3
6817-3, 6818-3, 6819-3
6822-3, 7003-3, 7383-3
7693-3, 7994-3, 8071-3

PBP Farms
c/o Brett Petersen
45656 US HWY 18
Hurley SD 57036

Dear Mr. Petersen:

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). 974-3, 1813-3, 6566-3, 6817-3, 6818-3, 6819-3, 6822-3, 7003-3, 7383-3, 7693-3, 7994-3 & 8071-3. 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: ROGER HANSEN, 700 BROADWAY ST, CENTERVILLE SD 57014

Report of Examination of Works and/or Application of Water to Beneficial Use For Permit Nos. 6818-3 and 7994-3

I have this day, December 3, 2024, made a thorough examination of the water use systems owned by Hansen Ventures LLC, 700 Broadway, Centerville, SD 57014, holder of Permit Nos. 6818-3 and 7994-3, bearing the priority dates of February 20, 2007, and April 10, 2014, respectively. Water Permit No. 6818-3 appropriates 1.55 cubic feet of water per second from one well completed into the South Management Unit of the Upper Vermillion: Missouri which was formerly referenced on the permit as the Lower Vermillion Missouri Aquifer (100 feet deep) located in the center of the NE1/4 of Section 28 to irrigate 117 acres located in the N1/2 of Section 28; all in T95N-R52W. Water Permit No. 7994-3 authorizes irrigation of 72 new acres located in the NW1/4 of Section 28-T95N-R52W from the existing well. This permit also corrects the location of the existing well which is located in NW1/4 of NE1/4 Section 28-T95N-R52W in Clay County.

Inspection contacts: Roger Hansen and Brett Petersen

A. Works used to divert the water:

Well Information

- 1) Well Drilling Firm: Hammond-Wetmore Drilling
- 2) No. of Wells: 1
- 3) Depth(s): 111 feet
- 4) Well log is available: Yes

Casing:

- 1) Diameter: 16 inches
- 2) Length: 51 feet
- 3) Type: Plastic

Screen:

- 1) Diameter: 16 inches
- 2) Length: 60 feet
- 3) Type: PVC
- 4) Static water level: 5.5 feet

Pump:

- 1) Make: Grundfos
- 2) Model: 625S300-2AA
- 3) Capacity: 700 gpm

Motor:

- 1) Make: Franklin
- 2) Model No.: Unknown
- 3) Horsepower rating: 30 hp

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

- | | | |
|-----------------------|-----------------------|---|
| 1) Type: <u>Steel</u> | Size: <u>8</u> inches | Length: <u>10</u> feet (<u>Well to East Pivot</u>) |
| 2) Type: <u>PVC</u> | Size: <u>8</u> inches | Length: <u>2,640</u> feet (<u>Well to West Pivot</u>) |

C. Works used to apply water to beneficial use:

Center Pivot: (West Pivot)

- 1) Make: Zimmatic
- 2) Overall length: 1,304 feet
- 3) Number of towers: 7
- 4) End gun: Yes Range: 100 feet
- 5) Capacity: 700 gpm

Chemigation Equipment:

- 1) Does chemigate: No

Center Pivot: (East Pivot)

- 1) Make: Zimmatic
- 2) Overall length: 1,242 feet
- 3) Number of towers: 7
- 4) End gun: Yes Range: 100 feet
- 5) Capacity: 700 gpm

D. Compliance with Permit Requirements:

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

E. Condition and Location:

- 1) The system is in good condition with the point(s) of diversion located as follows:
The well is 440 feet south and 1,410 feet west of the northeast corner of Section 28-T95N-R52W (Latitude 43.02461, Longitude -96.98831- NW1/4 of the NE1/4).
- 2) The works are capable of diverting and conveying to the places of use 1.55 cu. ft. per second of water from the well which is to be used for irrigation purposes. Water has been put to beneficial use to the maximum extent as follows: All in Section 28-T95N-R52W

<u>NW1/4NW1/4</u>	<u>10 acres</u>	<u>NW1/4NE1/4</u>	<u>27 acres</u>
<u>NE1/4NW1/4</u>	<u>22 acres</u>	<u>NE1/4NE1/4</u>	<u>25 acres</u>
<u>SW1/4NW1/4</u>	<u>15 acres</u>	<u>SW1/4NE1/4</u>	<u>14 acres</u>
<u>SE1/4NW1/4</u>	<u>19 acres</u>	<u>SE1/4NE1/4</u>	<u>6 acres</u>

comprising a total of 138 acres of land and the license should be issued for 1.55 cfs.

- 3) All structures, wells and lands on map: Yes

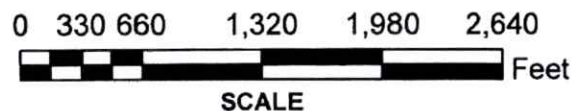
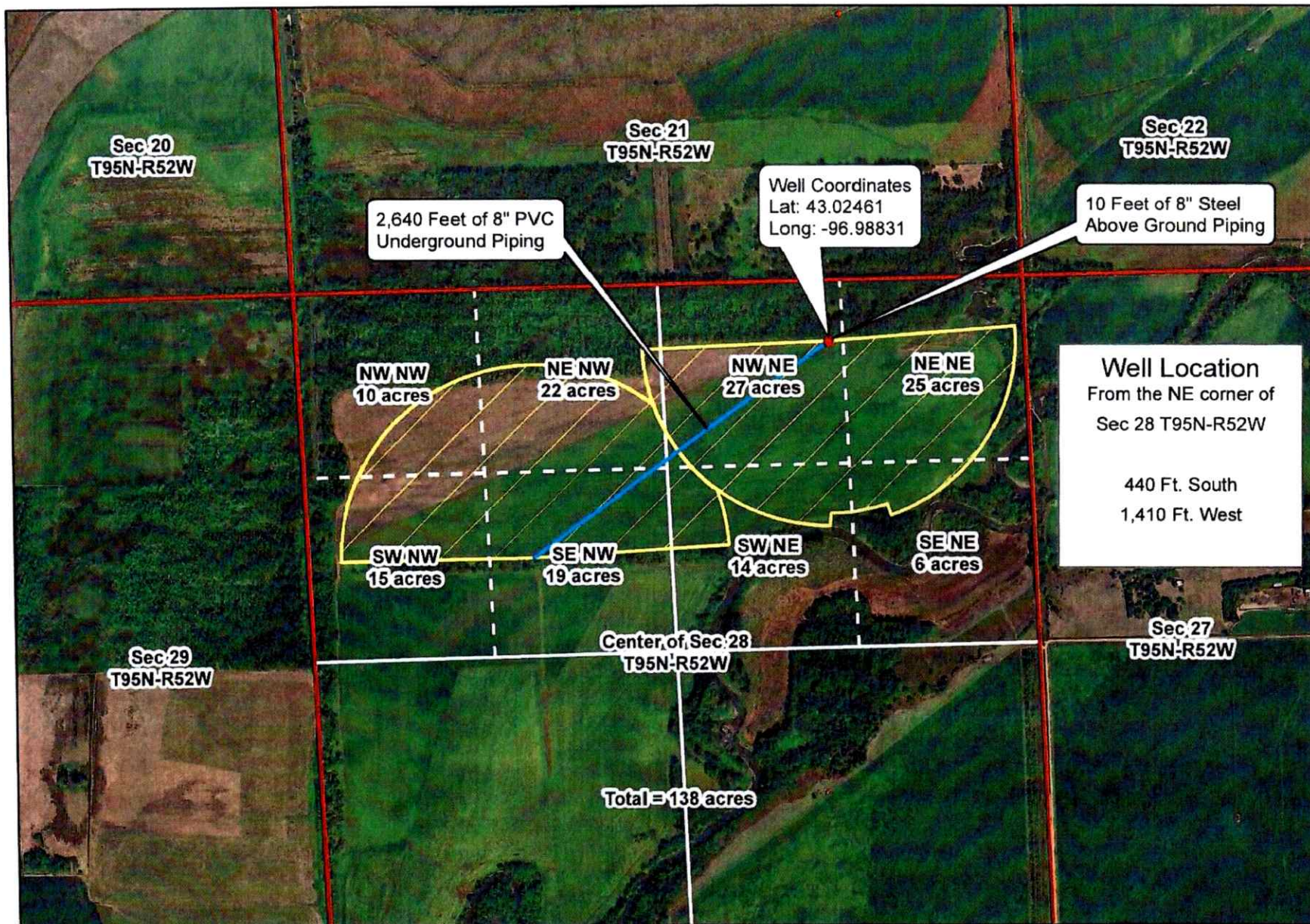
F. Comments or other permit(s) associated with the project: Water Permit No. 6818-3 specified a construction completion date of May 14, 2012. By that date, the well and only the east pivot irrigating 66 acres had been constructed. In 2014, Water Permit No. 7994- was approved, which reauthorized the construction of the west pivot and corrected the location of the well. The west pivot was constructed within the allowed time frame and added 72 acres to the total area being irrigated. The two permits should be combined into one water right. The pump and motor information was obtained from Heine Electric and Irrigation, Inc.

Keith DeJong

Keith DeJong, PE Ret.
Water Rights Inspector
DANR, Water Rights Program

Date report completed: December 9, 2024

Water Permit Nos. 6818-3 and 7994-3



Keith DeJong
Keith DeJong, PE Ret.
Staff Engineer
December 3, 2024

Licensing of Acreage Outside of Permitted Area

NAME: Hansen Ventures LLC

ADDRESS: 700 Broadway St, Centerville, SD 57014

DATE: May 14, 2025 COUNTY: Clay

AUTHORITY

Pursuant to SDCL 46-5-30.5, acreage developed for irrigation outside of the area described on the permit may be licensed provided the following conditions are met:

NO INCREASE IN PERMITTED ACREAGE OR WATER APPROPRIATED:

The acreage developed for irrigation is 138 acres as compared to 189 acres authorized by Permit No. 6818-3 & 7994-3. Water Permit 7994-3 authorized 72 acres in the NW ¼ Section 28, T95N, R52W.

UNPERMITTED ACREAGE:

- **Contiguous to Permitted Acreage**

The permit holder relocated 14 acres into the SW ¼ NE ¼, Section 28, immediately adjacent to permitted acres in the SE ¼ NW ¼ Section 28; all in T95N-R52W

- **Owned by Same Property Owner**

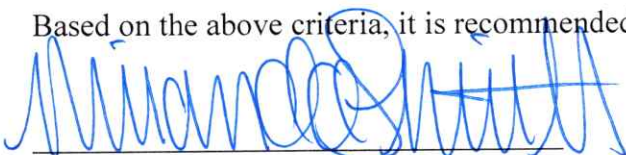
All the property involved is listed under Hansen Ventures LLC, according to the Clay County Regrid.

- **Developed Prior to Expiration of Construction Period**

The construction completion date for Water Permit No. 6818-3 was to be completed by May 14, 2012. The construction date for Water Permit No. 7994-3 was to be completed by June 30, 2019. According to annual irrigation questionnaire submissions, irrigation began in 2008.

RECOMMENDED ACTION

Based on the above criteria, it is recommended that the 14 acre area be included in the water license.



Miranda Smith, Program Assistant
Water Rights Program

The Chief Engineer makes a finding pursuant to SDCL 46-5-30.5 that:

This acreage change does not impair existing water rights and the overall project, as developed, is consistent with the original application. Licensing of the unpermitted acreage may occur without application or publication pursuant to SDCL 46-2A-4.



Mark Mayer, PE
Director of Office of Water



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

MAY 15 2025

Hansen Ventures LLC
c/o Roger Hansen
700 Broadway
Centerville, SD 57014

No. 7994-3

Dear Mr. Hansen:

Enclosed is Water License No. 7994-3. 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.

So 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,

Mark Mayer, PE
Director of Office of Water
(605) 773-3352

Note: While Permit No. 6818-3 was issued for appropriations from the Lower Vermillion Missouri Aquifer, the aquifer designation has been changed to the Upper Vermillion Missouri South Aquifer, based on the best information available. Redesignation of the appropriated aquifer does not represent a physical change in water source.

The applicable portions of Water Permit No. 6818-3 have been incorporated into Water Right No. 7994-3.

enclosures

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 7994-3

(1) On February 20, 2007, Hansen Properties made Application No. 6818-3, for a water permit to appropriate 1.55 cubic feet of water per second from groundwater, one well (Upper Vermillion Missouri: South Aquifer) Permit No. 6818-3, with a priority date of February 20, 2007, was approved May 14, 2007, and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before May 14, 2012, and for the application to beneficial use of water on or before May 14, 2016. The applicable portions of Water Permit No. 6818-3 are incorporated into this license and previously established priority dates will be retained.

On April 10, 2014, Hansen Properties made Application No. 7994-3, for a water permit to add an additional 72 acres, to what was already authorized under Water Permit No. 6818-3, with no increase to the rate of diversion. Permit No. 7994-3, with a priority date of April 10, 2014, was approved June 30, 2014, and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before June 30, 2019, and for the application to beneficial use of water on or before June 30, 2023.

Ownership of Permit No. 6818-3 and Permit No. 7994-3 was transferred to Hansen Ventures LLC, 700 Broadway, Centerville, SD 57014 on January 18, 2023.

An investigation conducted for licensing purposes found acreage developed outside of the permitted area. Pursuant to SDCL 46-5-30.5 and ARSD 74:02:01:14.01, the Chief Engineer made a finding that the change in acreage did not impair existing water rights and the overall project, as developed, is consistent with the original application.

(2) It is certified that the permit 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 1.55 cubic feet of water per second for beneficial use. The location of the diversion point is:

- 440 feet S and 1,410 feet W from the NE corner of Section 28, T95N, R52W (NW ¼ NE ¼)
(Latitude 43.02461 and Longitude -96.98831)

(3) The amount of appropriation may not exceed 2 acre-feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 – October 31.

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

Section 28, T95N, R52W	
NE ¼ NW ¼ - 22 acres	NE ¼ NE ¼ - 25 acres
NW ¼ NW ¼ - 10 acres	NW ¼ NE ¼ - 27 acres
SW ¼ NW ¼ - 15 acres	SW ¼ NE ¼ - 14 acres
SE ¼ NW ¼ - 19 acres	SE ¼ NE ¼ - 6 acres
Total – 138 acres	

continued

(5) Pursuant to South Dakota Water Law 46-5-30.1 Hansen Ventures LLC, the holder and/or owner of Water Right No. 7994-3 is issued a license to appropriate water, the right to use 1.55 cubic feet of water per second from groundwater, one well (Upper Vermillion Missouri: South Aquifer), with priority dates of February 20, 2007 (66 acres & 1.55 cfs) and April 10, 2014 (72 acres), 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. 7994-3 and subject to the following qualifications:

1. The well approved under Water Permit No. 6818-3 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 reduction of 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.



Mark Mayer, PE
Director of Office of Water



date

