



**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 13, 2010

1624-3
977-3

Kris O'Connor
PO Box 411
Vermillion SD 57069

Dear Ms. O'Connor:

Thank you for visiting with me about the ownership changes for Water Right Nos. 1624-3 and 977-3. I have enclosed copies of both water rights for your review.

It is my understanding that all of the land described in Water Right No. 1624-3 and portions of the land described under Water Right No. 977-3 are now owned by your brother. If this is the case, ownership changes need to be filed. No. 1624-3 can be transferred in its entirety and No. 977-3 will be divided and reissued as an "A" and "B" number to reflect separate ownership.

Enclosed are partially completed Notice of Transfer of Ownership forms for filing an ownership change. Please complete the forms and return them to our office with a required filing fee of \$50.00 each (total of \$100.00). The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please contact me.

Sincerely,

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

enclosures

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 10/18, 20 10

q RECEIVED OF Mike Isaacson 46577 Missouri St Box 25 Burbank SD 57010

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>977B-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.

04629

By

Garland Erickson
Chief Engineer

RECEIVED

OCT 18 2010

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 977B-3

Date: 10-15-10

I/We request that Water Right No. 977-3

formerly owned by: Berwyn Svoboda

be transferred to: (name & address) Mike Isaacson
46577 Missouri St Box 25
Burbank, SD 57010 Telephone No. 605-638-0427

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

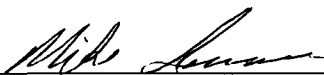
N 1/2 Section 33, T92N, R51W

I/We understand that the validity of Water Right No. 977B-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 Mike Isaacson, 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.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

OCT 21 2013

977B-3

Mike Isaacson
46577 Missouri St Box 25
Burbank SD 57010

Dear Mr. Isaacson:

Enclosed is your Reissued Water License No. 977B-3. The originating water right has been divided and reissued to reflect separate ownership. Also enclosed is Receipt No. 04629 in the amount of \$50.00 which you paid for filing the ownership change.

The acreage described on the reissued licenses was based on the ownership changes filed by both you and Mr. Schenk. The diversion point locations for the Vermillion River and the two wells are described on both licenses. With respect to the Vermillion River, it is our understanding that the river may no longer be used. If this is the case, please send us something in writing to that affect and we will schedule that portion of the water right for cancellation.

With respect to the two wells described in the license, if the well locations have changed or additional wells have been drilled, you will need to submit an application to change the location or add wells to the existing license and request additional appropriation if more than 2.36 cfs (approximately 1,060 gallons per minute) is being diverted.

The division of Water Right No. 977-3 and subsequent reissued licenses were done due to ownership changes. Legal status of the water right is dependent on the history of water use and a formal decision on water right status can only be made by the Water Management Board. If you have any questions, please contact our office.

Sincerely,

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

enclosures

STATE OF SOUTH DAKOTA
REISSUED WATER LICENSE NO. 977B-3
DIVISION OF NO. 977-3 INTO 977A-3 AND 977B-3

(1) Charles M Fuller was issued Water License No. 977-3, August 5, 1966 for a water right to divert 6.00 cubic feet of water per second (cfs) from the Vermillion River and ground water (two wells – Missouri Elk Point Aquifer), Clay County, South Dakota for irrigation purposes. Water License No. 977-3, with a priority date of March 21, 1962 was issued to the applicant for diversion of water with construction of the described water supply system and the application to beneficial use of water completed.

Water Right No. 977-3 authorizes irrigation of 420 acres in the SE ¼ Section 28 and N ½ and SE ¼ Section 33, T92N, R51W. Due to ownership changes filed with the water right, No. 977-3 is being divided and reissued to reflect separate ownership as follows:

- **Water Right No. 977A-3 - Karl M Schenk etal, 946 Wynstone Dr, Jefferson SD 57038:** authorizing diversion of 3.64 cfs from the Vermillion River and ground water (two wells) to irrigate 255 acres located in the SE ¼ Section 28 and the SE ¼ Section 33, T92N, R51W.
- **Water Right No. 977B-3 – Mike Isaacson, 46577 Missouri St Box 25, Burbank SD 57010:** authorizing diversion of 2.36 cfs from the Vermillion River and ground water (two wells) to irrigate 165 acres in the N ½ Section 33, T92N, R51W.

(2) It is certified that the water right holder has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 2.36 cubic feet of water per second for beneficial use.

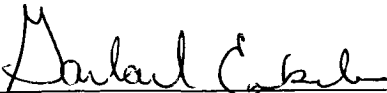
The location of the diversion points are Lot 1 of the NW ¼ Section 33 (Vermillion River) and SE ¼ NE ¼, NE ¼ NE ¼ Section 33 (2 wells), all in T92N, R51W.

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

Section 33, T92N, R51W	NE ¼	141.0 acres
	NW ¼	24.0 acres
	Total	165.0 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Mike Isaacson, 46577 Missouri St Box 25, Burbank SD 57010 the holder and/or owner of Water Right No. 977B-3 is issued a license to appropriate water, the right to use 2.36 cubic feet of water per second from the Vermillion River and ground water (two wells – Missouri Elk Point Aquifer) with a priority date of March 21, 1962 from the locations specified in (2) of this license for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 977-3.



Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

OCT 21 2010

date



977B-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 17, 2014

977B-3
1624-3

Francis Heine
412 Sterling
Vermillion SD 57069

Dear Mr. Heine:

I am writing in regard to the two ownership changes you filed on November 25, 2013 for water rights held by Mike Isaacson. The ownership changes have not yet been processed due to lack of the filing fee for each one.

Ron Duvall with our program helped you fill out the transfer forms when you stopped by the office. It is my understanding that you were going to submit two new applications and remit the fees for everything at once.

Unless you intend on filing the applications soon, you should probably go ahead and at least submit the filing fees for the transfers. That way we could make sure everything with them is up to date. The total amount due for the ownership changes would be \$100. The check or money order for the fee can be made payable to the Water Rights Program.

I am including a postage paid envelope for your convenience. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath".

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

enclosure

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

Water Right/Permit No. 977B-3Date: Nov 25, 2013

I/We request that Water Right/Permit No. 977B-3 formerly owned by:
Mike Isaacson, 46577 Missouri St., Box 25, Burbank SD 57010 be transferred to:

New Owner Name: Francis Heine
Address: 412 Sterling
City, State, Zip Vermillion SD 57069 Telephone No. 605-624-2405

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

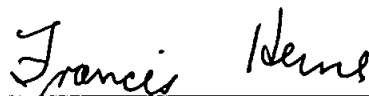
SW1/4 NE1/4 section 33-T92N-R51W

☒ I understand that the validity of Water Right/Permit No. 977B-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, Francis Heine, 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 1/27, 20 15

RECEIVED OF Frances J Heine 412 Sterling St Vermillion SD 57069

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>977B-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____	50	00
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	50 00

No. **06696**

By *James L. Salomon*
Chief Engineer

977B-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 28, 2014

977B-3
1624-3

Francis Heine
412 Sterling
Vermillion SD 57069

Dear Mr. Heine:

I am writing to acknowledge the fees you submitted for transferring Water Right Nos. 977B-3 and 1624-3.

The ownership changes have been completed. The water rights formerly held by Mike Isaacson are now listed in your name.

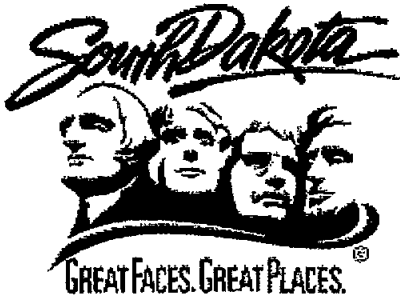
Enclosed for your records are Receipt Nos. 06696 and 06697 in the amounts of \$50 each. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

enclosures



977B-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 16, 2015

NOTICE

TO: FRANCIS HEINE, 412 STERLING, VERMILLION, SD 57069
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaires

Our records indicate your 2014 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 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) 671-3, 977A-3, 977B-3, 1624-3 2053-3 & 2947-3 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) 5435-3, 5471-3, 5639-3, 6057-3, 6059-3, 6679-3, 6993-3, 6994-3, 7297-3, 7298-3, 7299-3, 7300-3, 7301-3, 7302-3, 7577-3, 7578-3, 7579-3, 7580-3 & 7980-3 qualification:

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

The hearing will be held at **10:00 am, March 4, 2015** 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) 5435-3, 5471-3, 5639-3, 6057-3, 6059-3, 6679-3, 6993-3, 6994-3, 7297-3, 7298-3, 7299-3, 7300-3, 7301-3, 7302-3, 7577-3, 7578-3, 7579-3, 7580-3 & 7980-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 671-3, 977A-3, 977B-3, 1624-3 2053-3 & 2947-3 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 4, 2015** 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.

977B-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182

February 24, 2015

Francis Heine
412 Sterling
Vermillion SD 57069

RE: Water Permit and Water Right Nos. 671-3, 977A-3, 977B-3, 1624-3 2053-3, 2947-3, 5435-3, 5471-3, 5639-3, 6057-3, 6059-3, 6679-3, 6993-3, 6994-3, 7297-3, 7298-3, 7299-3, 7300-3, 7301-3, 7302-3, 7577-3, 7578-3, 7579-3, 7580-3 & 7980-3

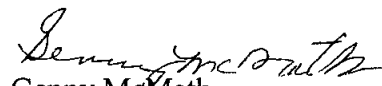
Dear Mr. Heine:

I am writing to acknowledge receipt of your 2014 irrigation questionnaires for the above listed water permits and water rights.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for your water permits and 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.

If you have any questions, please contact me.

Sincerely,


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

PAID

MAR 27 2023

Ck# 44663

Rec't#

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 977B-3

Date:

I/We request that Water Right No. 977B-3

formerly owned by:

be transferred to: (name & address) Todd Heine

1020 E 320th St

Vermillion SD 57069

Telephone No.

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

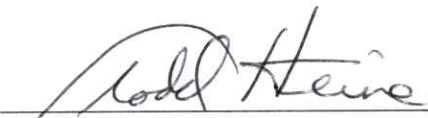
N 1/2 Section 33, T92N, R51W

I/We understand that the validity of Water Right No. 977B-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 Todd Heine, 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.

FAIRVIEW TWP

T 92 & 91 N

LAND OWNER

R 51 W

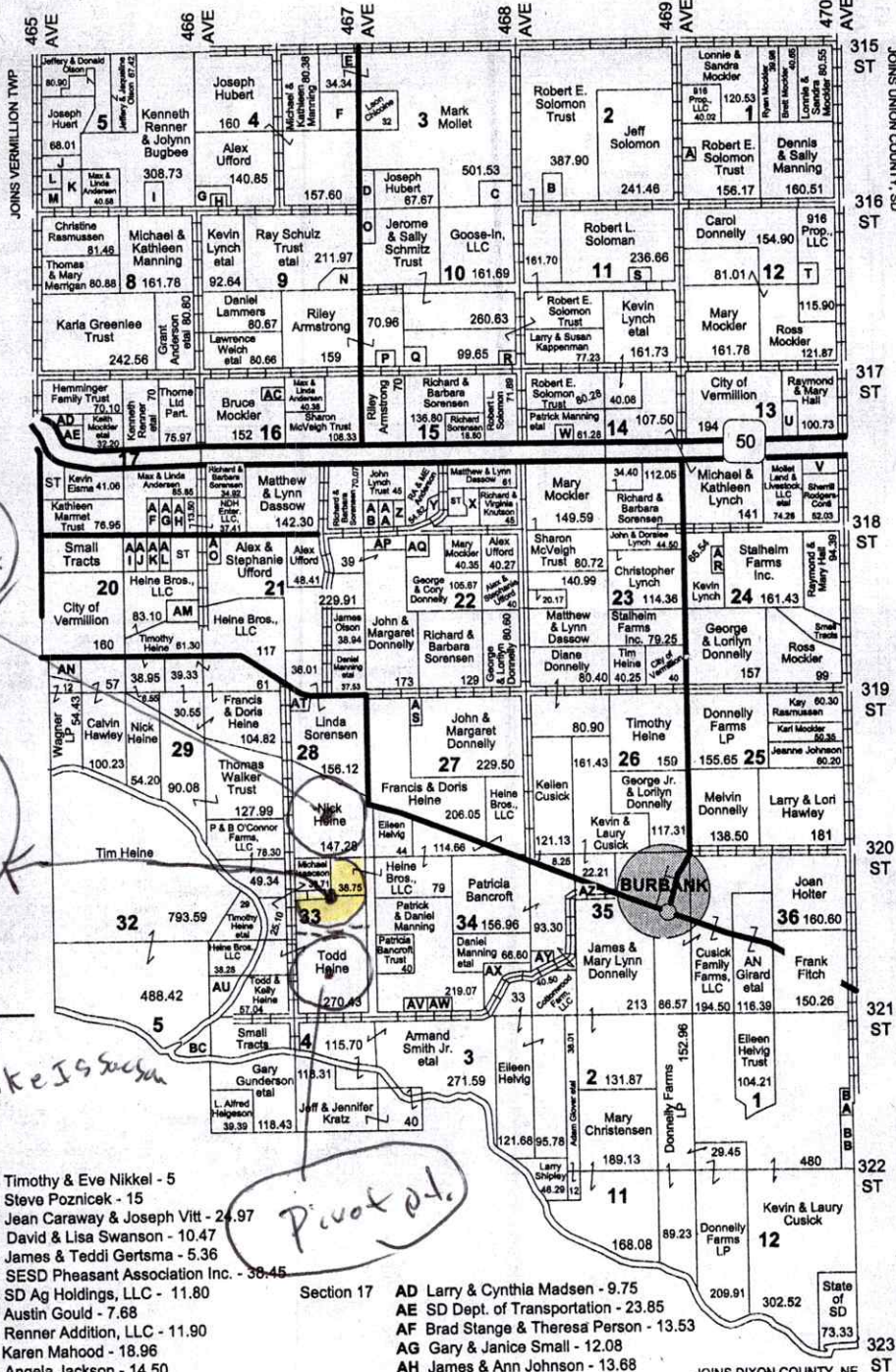
JOINS PRAIRIE CENTER TWP

RECEIVED

MAR 27 2023

OFFICE OF
WATER

CLAY COUNTY LAND OWNER & RURAL RESIDENT MAPS

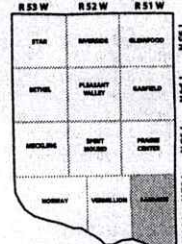


Small Tracts

- Section 1N A Timothy & Eve Nikkel - 5
- Section 2N B Steve Pozniack - 15
- Section 3N C Jean Caraway & Joseph Vitt - 24.97
- D David & Lisa Swanson - 10.47
- Section 4N E James & Teddi Gertsma - 5.36
- F SED Pheasant Association Inc. - 38.45
- G SD Ag Holdings, LLC - 11.80
- H Austin Gould - 7.68
- Section 5N I Renner Addition, LLC - 11.90
- J Karen Mahood - 18.96
- K Angela Jackson - 14.50
- L Josephine Moore - 8
- M Ruby Plate - 6.67
- Section 9 N Ray & Jerome Schulz - 14.96
- Section 10 O Donald & Peggy Larsen - 15.06
- P Cody & Brittany Schultz - 6.90
- Q Michael & Sarah Seiner - 10
- R Jacob & Jessica Skelton - 6.11
- Section 11N S Robert & Nancy Woodard - 5.96
- Section 12N T Peter & Jann Jensen - 12.05
- Section 13 U Micheal & Sarah Seiner - 15.82
- V William O'Connor II - 16.50
- Section 14 W Douglas & Barbara McCulloch - 5.02
- Section 15 X Craig & Darlis Myron - 21.50
- Y Rachel Wellner - 12.81
- Z Dustin Carter & Katie Schoenrock - 7.18
- AA Laura Murphy - 13.75
- AB Mary Meyer - 5.01
- Section 16 AC Cellular Inc. - 5

- Section 17 AD Larry & Cynthia Madsen - 9.75
- AE SD Dept. of Transportation - 23.85
- AF Brad Stange & Theresa Person - 13.53
- AG Gary & Janice Small - 12.08
- AH James & Ann Johnson - 13.68
- Section 20 AI Matthew & Katie Hoyt - 15.12
- AJ Blaine & Heidi Schoellerman - 12.68
- AK Mark & Jamie Neitzke - 9.67
- AL Cleland & Patricia Cook - 9.61
- AM Jerome & Sally Schmitz Trust - 14.76
- AN Grant Sorensen - 19.29
- Section 21 AO Tanner & Casey Mart - 7.10
- Section 22 AP Michael & Laura Roche - 15.90
- AQ James & Nicole Bohnsack - 15.28
- AR David Reinschmidt - 12.24
- AS Paul & Betsy Spokas - 10.14
- Section 24 AT Tyler & Kelsy Jansen - 5.01
- Section 27 AU Timothy & Todd Heine - 15.24
- Section 28 AV Adam & Mandy Twedt - 9.33
- AW Dennis & Joyce Kayl - 9
- AX Harrison Hawley - 19.72
- Section 33 AY Jace & Lauren Hollenbeck - 11.41
- Section 34 AZ Melissa O'Connor - 11.10
- Section 35

- Section 1S BA Steven & Judy Blythe - 5.69
- BB Carol Vaca - 18.77
- Section 5S BC Rivers Point, LLC - 11.65





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

RECEIVED

MAR 27 2023

OFFICE OF
WATER

March 20, 2023

Todd Heine
1020 E 320th St
Vermillion SD 57069

Dear Mr. Heine:

Thank you for visiting with me regarding water rights/permits listed in the name of Francis Heine.

Enclosed are partially completed "Notice of Transfer of Ownership" forms for use in filing ownership changes. Please review and complete as needed. Upon completion, please sign and return the form to our office with a required filing fee of \$50 each (total of \$1300). The check or money order for the fee can be made payable to the Water Rights Program.

The form needing careful review is the transfer form for Water Right No. 977B-3. I attached the transfer form but left out the legal descriptions (please edit accordingly). After reviewing the water license and the last transfer filed, let me know if Mr. Isaacson still owns any of the land.

Sincerely,

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

encl

4/14/2023: Called and spoke with Todd Heine.
He owns the entire N¹/₂ Section 33 described on
977B-3.
Genny

977B-3

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Agriculture and Natural Resources

Date March 27, 2023RECEIVED OF Francis J Doris/Tim, Todd & Nick Heine 412 Sterling St., Vermillion SD 57069

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>977B-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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

April 14, 2023

Todd Heine
1020 E 320th St
Vermillion SD 57069

Dear Mr. Heine:

I am writing to acknowledge receipt of the transfer forms and filing fees for all water permits and water rights listed under Francis Heine.

The ownership changes have been completed. Water Permit/Right Nos. 671-3, 977A-3, 977B-3, 1006-3, 1034-3, 1624-3, 2053-3, 2947-3, 5435-3, 5471-3, 5639-3, 6057-3, 6059-3, 6679-3, 6993-3, 6994-3, 7297-3, 7298-3, 7299-3, 7300-3, 7301-3, 7302-3, 7577-3, 7578-3, 7579-3, 7580-3 & 7980-3 are now listed in your name.

Enclosed are receipts for the filing fees you paid. If you have any questions, please let me know.

Sincerely,

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

enclosures

PAID

MAR 27 2023

Ck# 44663

Rec't#

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 977B-3

Date:

I/We request that Water Right No. 977B-3

formerly owned by:

be transferred to: (name & address) Todd Heine

1020 E 320th St

Vermillion SD 57069

Telephone No.

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

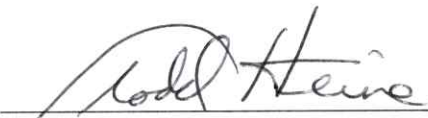
N 1/2 Section 33, T92N, R51W

I/We understand that the validity of Water Right No. 977B-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 Todd Heine, 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.

FAIRVIEW TWP

T 92 & 91 N

LAND OWNER

R 51 W

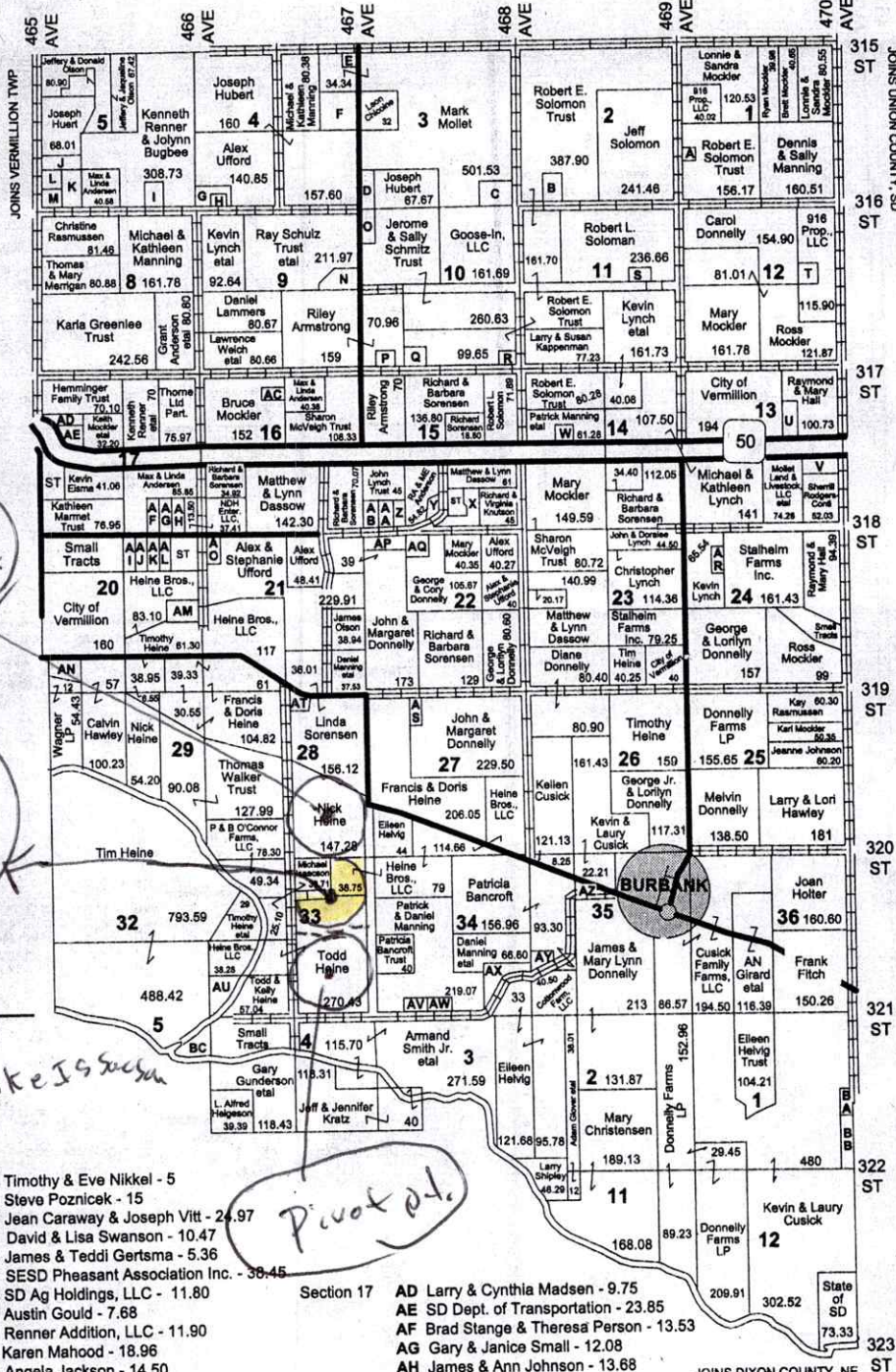
JOINS PRAIRIE CENTER TWP

RECEIVED

MAR 27 2023

OFFICE OF
WATER

CLAY COUNTY LAND OWNER & RURAL RESIDENT MAPS

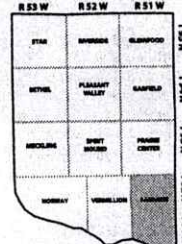


Small Tracts

- Section 1N A Timothy & Eve Nikkel - 5
- Section 2N B Steve Pozniack - 15
- Section 3N C Jean Caraway & Joseph Vitt - 24.97
- D David & Lisa Swanson - 10.47
- Section 4N E James & Teddi Gertsma - 5.36
- F SED Pheasant Association Inc. - 38.45
- G SD Ag Holdings, LLC - 11.80
- H Austin Gould - 7.68
- Section 5N I Renner Addition, LLC - 11.90
- J Karen Mahood - 18.96
- K Angela Jackson - 14.50
- L Josephine Moore - 8
- M Ruby Plate - 6.67
- Section 9 N Ray & Jerome Schulz - 14.96
- Section 10 O Donald & Peggy Larsen - 15.06
- P Cody & Brittany Schultz - 6.90
- Q Michael & Sarah Seiner - 10
- R Jacob & Jessica Skelton - 6.11
- Section 11N S Robert & Nancy Woodard - 5.96
- Section 12N T Peter & Jann Jensen - 12.05
- Section 13 U Micheal & Sarah Seiner - 15.82
- V William O'Connor II - 16.50
- Section 14 W Douglas & Barbara McCulloch - 5.02
- Section 15 X Craig & Darlis Myron - 21.50
- Y Rachel Wellner - 12.81
- Z Dustin Carter & Katie Schoenrock - 7.18
- AA Laura Murphy - 13.75
- AB Mary Meyer - 5.01
- Section 16 AC Cellular Inc. - 5

- Section 17 AD Larry & Cynthia Madsen - 9.75
- AE SD Dept. of Transportation - 23.85
- AF Brad Stange & Theresa Person - 13.53
- AG Gary & Janice Small - 12.08
- AH James & Ann Johnson - 13.68
- Section 20 AI Matthew & Katie Hoyt - 15.12
- AJ Blaine & Heidi Schoellerman - 12.68
- AK Mark & Jamie Neitzke - 9.67
- AL Cleland & Patricia Cook - 9.61
- AM Jerome & Sally Schmitz Trust - 14.76
- AN Grant Sorensen - 19.29
- Section 21 AO Tanner & Casey Mart - 7.10
- Section 22 AP Michael & Laura Roche - 15.90
- AQ James & Nicole Bohnsack - 15.28
- AR David Reinschmidt - 12.24
- AS Paul & Betsy Spokas - 10.14
- Section 24 AT Tyler & Kelsy Jansen - 5.01
- Section 27 AU Timothy & Todd Heine - 15.24
- Section 28 AV Adam & Mandy Twedt - 9.33
- AW Dennis & Joyce Kayl - 9
- AX Harrison Hawley - 19.72
- Section 33 AY Jace & Lauren Hollenbeck - 11.41
- Section 34 AZ Melissa O'Connor - 11.10
- Section 35

- Section 1S BA Steven & Judy Blythe - 5.69
- BB Carol Vaca - 18.77
- Section 5S BC Rivers Point, LLC - 11.65





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

RECEIVED

MAR 27 2023

OFFICE OF
WATER

March 20, 2023

Todd Heine
1020 E 320th St
Vermillion SD 57069

Dear Mr. Heine:

Thank you for visiting with me regarding water rights/permits listed in the name of Francis Heine.

Enclosed are partially completed "Notice of Transfer of Ownership" forms for use in filing ownership changes. Please review and complete as needed. Upon completion, please sign and return the form to our office with a required filing fee of \$50 each (total of \$1300). The check or money order for the fee can be made payable to the Water Rights Program.

The form needing careful review is the transfer form for Water Right No. 977B-3. I attached the transfer form but left out the legal descriptions (please edit accordingly). After reviewing the water license and the last transfer filed, let me know if Mr. Isaacson still owns any of the land.

Sincerely,

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

encl

4/14/2023: Called and spoke with Todd Heine.
He owns the entire N¹/₂ Section 33 described on
977B-3.
Genny

977B-3

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Agriculture and Natural Resources

Date March 27, 2023RECEIVED OF Francis J Doris/Tim, Todd & Nick Heine 412 Sterling St., Vermillion SD 57069

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>977B-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
One



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

April 14, 2023

Todd Heine
1020 E 320th St
Vermillion SD 57069

Dear Mr. Heine:

I am writing to acknowledge receipt of the transfer forms and filing fees for all water permits and water rights listed under Francis Heine.

The ownership changes have been completed. Water Permit/Right Nos. 671-3, 977A-3, 977B-3, 1006-3, 1034-3, 1624-3, 2053-3, 2947-3, 5435-3, 5471-3, 5639-3, 6057-3, 6059-3, 6679-3, 6993-3, 6994-3, 7297-3, 7298-3, 7299-3, 7300-3, 7301-3, 7302-3, 7577-3, 7578-3, 7579-3, 7580-3 & 7980-3 are now listed in your name.

Enclosed are receipts for the filing fees you paid. If you have any questions, please let me know.

Sincerely,

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

enclosures