

WATER PERMIT NO. 2042-1

Name of Applicant: **Broken Bridge Ranch LLC.**

Address: **14780 SD Hwy 34, Sturgis SD 57785**

Phone: **605-490-8103**

Amount of Water Claimed: **No Add'l**

Total Acres: **90**

Source of Water Supply: **Surface**

Water to be used for: **Irrigation**

County: **Meade**

Type of Waste Disposal System:

Location: **Approx. 18 miles northeast of Sturgis**

PRIORITY Date Received: **12-30-24**

Application/License Fee: **\$950.00**

Corrected Application Received: **02-03-25**

Period of Annual Use: **May 1 – October 31**

Remarks: **Requesting additional acres utilizing the diversion rate authorized by Permit No. 2017-1**

Diversion Point: **NW 1/4 NE 1/4 Sec 24-T6N-R8E**

Land to be Irrigated: **NE 1/4 SW 1/4, S 1/2 SW 1/4**

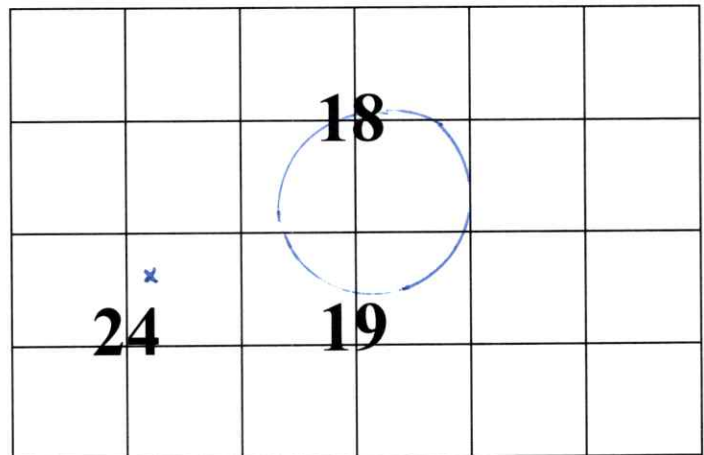
Sec 18, N 1/2 NW 1/4 Sec 19; all in T6N-R9E

Depth of Well: **N/A**

Well Driller: **N/A**

Remarks:

Type of Map: **aerial**



Reviewed and the Number Assigned on: **02-04-25**

By: **Rachel Rodriguez**

Notice of Hearing - date to intervene: _____

SOUTH DAKOTA
WATER PERMIT NO. 2042-1

Date of first receipt of application December 20, 2024.

Date of return to applicant for corrections, amendments or changes December 30, 2024.

Date of receipt of corrected application February 3, 2025.

The Acting Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 2042-1 to Broken Bridge Ranch LLC., 14780 SD Hwy 34, Sturgis SD 57785, 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. 2042-1 authorizes irrigation of 90 acres located in the NE 1/4 SW 1/4, S 1/2 SW 1/4 Section 18; N 1/2 NW 1/4 Section 19; all in T6N-R9E from the Belle Fourche River from a diversion point located in the NW 1/4 NE 1/4 Section 24-T6N-R8E. This permit does not authorize any increase in the 3.0 cubic feet of water per second (cfs) appropriation authorized by Water Permit No. 2017-1 from the Belle Fourche River. Water Permit No. 2017-1 appropriates 3.0 cfs from the Belle Fourche River located in the SW 1/4 NW 1/4 Section 24 for irrigation of 221 acres located in portions of Section 24; all in T6N-R8E. This permit also amends Water Permit No. 2017-1 to relocate the point of diversion to the NW 1/4 NE 1/4 Section 24-T6N-R8E, with no increase to the rate of diversion. This permit, and Water Permit 2017-1 authorizes a combined appropriation of 3.0 cfs from the new diversion point for irrigation of 311 total acres. This site is located approximately 18 miles northeast of Sturgis SD.
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: May 1 – October 1.
3. The date from which applicant may claim right is December 20, 2024.
4. The date of approval of Permit No. 2042-1 is April 14, 2025.
5. One-fifth of the construction is to be completed on or before October 14, 2027.
6. All construction is to be completed on or before April 14, 2030.
7. Water is to be put to beneficial use on or before April 14, 2034.
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. Low flows as needed for downstream domestic use including livestock water and prior rights must be by-passed. Diversions under this Permit shall be in accordance with any written orders issued by the Chief Engineer.
2. This Permit does not authorize any increase in the 3.0 cfs diversion rate authorized by Water Permit No. 2017-1.
3. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: _____

Mark Mayer
Mark Mayer, PE
Director of Office of Water
Department of Agriculture and Natural Resources

5/6/25
date



FORM 2: Application for irrigation in South Dakota

(type or print)

Mail to: SD DANR, Water Rights 523 E Capitol Ave Pierre, SD 57501-3182 ph. (605) 773-3352	No. <u>2042-1</u> Hydrologic Unit <u>10120202</u> Basin <u>Belle Fourche</u> Newspaper <u>Faith Independent</u> <u>Rapid City Journal</u> (office use only)
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PAID

FEB 04 2025

Ck# 10183

Rec't# 214126

Application for Permit to Appropriate Water for Irrigation

Type of Application: ☒ New ☐ Vested Right ☒ Amendment/Correction to Permit No. 2017-1
(Use predates Mar 2, 1955)

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.)

1. Name to Appear on Irrigation Permit Broken Bridge Ranch LLC

Note: The "Name to Appear on Irrigation Permit" must be the name in which the property to be irrigated is held in.

Mailing Address 14780 SD Hwy 34 Sturgis SD 57785
(Address) (City) (State) (Zip Code)

Phone _____ Mobile 605-490-8103 Email paldaly@earthlink.net

2. Amount of water claimed N/A *CFS or N/A **GPM N/A ***AF Total Acreage 95
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre feet - storage capacity of dam dugout or annual use (if applicable)

3. Source of water supply Belle Fourche River

4. Location of point of diversion NW 1/4 NE 1/4 - 24-6N-8E (same diversion point as 2017-1)
(example - 3 wells in SW 1/4 NE 1/4 section 12-1104N-R53W)

County Meade

5. County or counties where water will be used Meade

6. Annual period during which water is to be used May 1 - October 1

7. List below each forty-acre division, or lot, or fraction thereof and show number of acres to be irrigated in each.
(Attach sheet if more space is needed)

Land Description	Acres	Land Description	Acres
NE 1/4 SW 1/4 Section 18			
S 1/2 SW 1/4 Section 18			
N 1/2 NW 1/4 Section 19			
ALL IN T6N-R9E			

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

applicant is requesting additional acres be developed for irrigation utilizing the diversion rate authority authorized by Permit No. 2017-1

change diversion point location to reflect system as developed

I, Patricia Daly Manager the applicant, certify under
(Name of Person) (Title (if applicable))

penalty of perjury that I have read this application, examined the attached map, and that the matters stated are true. I further certify, if acting on behalf of an entity or individual other than myself, that I am authorized to submit this application.

2021-08

Attachments: Attach Form 2A if diversion is from a well or dugout, or if storage of water is proposed. Also, attach map and any other technical information. (see instructions)

RECEIVED

FEB 05 2025

OFFICE OF
WATER

RECEIVED

FEB 03 2025

OFFICE OF
WATER

6N 8E
Section: 13

6N 9E
Section: 18
Impala Pt

Belle Fourche River

360°
PLOT
90A-105

6N 8E
Section: 24

6N 9E
Section: 19

6N 8E
Section: 25

6N 9E
Section: 30

Impala

6N 8E
Section: 13

6N 9E
Section: 18
Impala Pt

6N 8E
Section: 24

6N 9E
Section: 19

6N 8E
Section: 25

6N 9E
Section: 30
Impala

Belle Fourche River

RECEIVED

FEB 05 2025

OFFICE OF
WATER

6N 8E
Section: 13

Belle Fourche River

6N 9E
Section: 18
Impala Pt

6N 8E
Section: 24

6N 9E
Section: 19

6N 8E
Section: 25

6N 9E
Section: 30

Impala



347 4205 11/03/2006

Filed this 2nd day of Nov, 2006

RECEIVED

NOV 02 2006

S.D. SEC. OF STATE

ARTICLES OF ORGANIZATION

OF

BROKEN BRIDGE RANCH, L.L.C.

Chris Nelson
SECRETARY OF STATE

We, the undersigned hereby form a Limited Liability Company under SDCL Chap. 47-34A, and adopt as the Articles of Organization for such corporation the following:

ARTICLE ONE

The name of the Limited Liability Company is Broken Bridge Ranch, L.L.C..

ARTICLE TWO

The period its duration shall be perpetual from the date of filing of these Articles of Organization with the Secretary of State of the State of South Dakota or until the earlier dissolution of the Broken Bridge Ranch, L.L.C. in accordance with the provisions of its Operating Agreement.

ARTICLE THREE

The purpose for which Broken Bridge Ranch, L.L.C., is to engage in the ownership and management of agricultural real estate within the State of South Dakota, and for any other lawful purpose which the Members may wish to undertake.

ARTICLE FOUR

Broken Bridge Ranch, L.L.C., shall have those powers provided for in the South Dakota Limited Liability Company Act, SDCL Chpt. 47-34A.

ARTICLE FIVE

The Limited Liability Company will not commence business until it has received the initial contribution for membership in cash, property, or services in the total amount of \$ 2,500,000.00. The total amount of cash initially required from the organizational members shall be \$ 1,250,000.00 each. Upon the receipt of said amount the Limited Liability Company shall have two hundred fifty (250) membership interests issued upon incorporation. Broken Bridge Ranch, L.L.C. may provide, or the members may provide in the Operating Agreement, that additional contributions shall be made at such times and in such amounts as stated therein.

ARTICLE SIX

On each matter on which the membership interest is entitled to vote, a member will have one (1) vote or a fraction of one vote per one percent of membership interest or fraction of

2012423

347 4206

membership interest owned by the member, as adjusted from time to time to properly reflect any additional contributions or withdrawals by the member. The valuation of such membership interests shall be set in accordance with the Operating Agreement.

ARTICLE SEVEN

The street or physical address of the initial designated office and principal place of business of the limited liability company is Broken Bridge Ranch, L.L.C., 15598 Cedar Canyon Road, Faith, (Perkins County) South Dakota 57626. The mailing address of the initial designated office of the limited liability company is Broken Bridge Ranch, L.L.C., 55198 100th St., Amboy, Minnesota 56010. The registered agent and registered office of the limited liability company is Eric H. Bogue whose street address is Bogue & Bogue Law Offices, 104 W. 1st St., Faith, SD 57626.

ARTICLE EIGHT

Broken Bridge Ranch, L.L.C., shall be managed by the members. The names and addresses of the initial members and organizers are as follows:

Patrick D. Daly
55198 100 St.
Amboy, MN 56010

Barbara A. Daly
55198 100 St.
Amboy, MN 56010

ARTICLE NINE

The initial Operating Agreement will be adopted by unanimous consent of the Members. The powers to alter, amend, or repeal the Operating Agreement or adopt a new Operating Agreement is vested in the Members by unanimous vote of the members.

ARTICLE TEN

To the full extent permitted by South Dakota law, no Manager or Member of Broken Bridge Ranch, L.L.C., shall be liable to Broken Bridge Ranch, L.L.C., or its members for monetary damages for an act or omission in such Manager's or Member's capacity as a Manager or Member of Broken Bridge Ranch, L.L.C., except that this Article does not eliminate or limit the liability of a manager or member to the extent the manager or member is found liable for (i) a breach of the manager's or member's duty of loyalty to the Company or its members; (ii) an act or omission not in good faith that constitutes a breach of duty of the manager or member to the Company or an act or omission that involves intentional misconduct or a knowing violation of the law; (iii) a transaction from which the manager or member received an improper benefit whether or not the benefit resulted from an action taken within the scope of the manager's or member's office; or (iv) an act or omission for which the

347 4207 11/03/2006

liability of a manager or member is expressly provided by an applicable statute. Any repeal or amendment of this Article by the members of the Company shall be prospective only and shall not adversely affect any limitation on the liability of a manger or member of the company existing at the time of such repeal or amendment. The foregoing elimination of the liability to Broken Bridge Ranch, L.L.C., or its members for monetary damages shall not be deemed exclusive of any other rights or limitations of liability or indemnity to which a manager or member may be entitled under any other provision of the Articles of Organization or the Operating Agreement of Broken Bridge Ranch, L.L.C., contract or agreement, vote of members and/or disinterested managers of Broken Bridge Ranch, L.L.C., or otherwise.

ARTICLE ELEVEN

Additional persons may be admitted to Broken Bridge Ranch, L.L.C., as members and membership interests may be created and issued to those persons and to existing members at the direction of a majority of the Managers, on such terms and conditions as the Managers may determine at the time of admission. The terms of admission or issuance must specify the Sharing Ratios and the Commitments applicable thereto and may provide for the creation of different classes or groups of members and having different rights, powers and duties. The Managers shall reflect the creation of any new class or group in an amendment to these Articles indicating the different rights, powers, and duties, and such an amendment need be executed only by the Managers. Any such admission also must comply with the requirements described elsewhere in these Articles and is effective only after the new member has executed and delivered to the Managers, a document including the new Member's notice address, its agreement to be bound by these Articles and the Operating Agreement, and its representation and warranty that the representation and warranties required of new members are true and correct with respect to the new members. The provisions of this Article shall not apply to dispositions of membership interests.

ARTICLE TWELVE

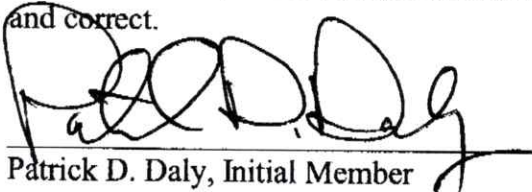
These Articles of Organization may be amended, modified supplemented, or restated in any manner permitted by law and approved by the affirmative vote of all of the membership interest.

Dated this 27th day, of October, 2006.

STATE OF MINNESOTA)

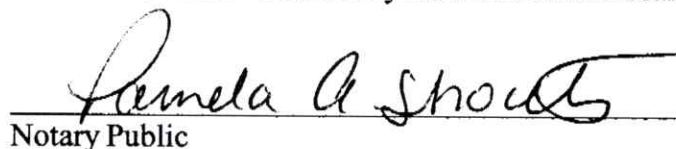
COUNTY OF Blue Earth) :SS

We, Patrick D. Daly and Barbara A. Daly, being first duly sworn, upon oath, depose and say that we are the organizers named in the foregoing Articles of Organization, and that we have read the contents of the same and that the statements contained in such Articles of Organization are true and correct.

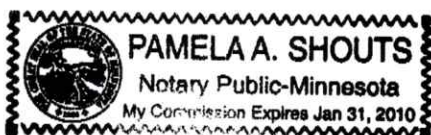

Patrick D. Daly, Initial Member


Barbara A. Daly, Initial Member

On this 27 day of October, 2006, before me personally appeared Patrick D. Daly and Barbara A. Daly, who being duly sworn by me upon their oaths, deposed and acknowledged that they have read the contents of the foregoing Articles of Organization and further acknowledged that the facts alleged therein are true and correct. Witness my hand and official seal.


Notary Public

My commission expires:
(SEAL)



RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date February 3rd 2025

RECEIVED OF Broken Bridge Ranch LLC C/O Patrick Daly 14780 SD Hwy 34 Sturgis SD 57785

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

Fee for Application for Permit No. <u>2042-1</u> to Appropriate Water, to construct and to put water to beneficial use	\$ <u>750.00</u>
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>2042-1</u>	\$ <u>200.00</u>
Fee for Filing Transfer Form _____	\$ _____
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>950.00</u>

By Eric Gronlund
Chief Engineer

gc

State of South Dakota



OFFICE OF THE SECRETARY OF STATE

Certificate of Organization Limited Liability Company

ORGANIZATIONAL ID #: DL012423

I, Chris Nelson, Secretary of State of the State of South Dakota, hereby certify that the Articles of Organization of **BROKEN BRIDGE RANCH, L.L.C.** duly signed and verified, pursuant to the provisions of the South Dakota Limited Liability Company Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I hereby issue this Certificate of Organization and attach hereto a duplicate of the Articles of Organization.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of South Dakota, at Pierre, the Capital, this November 2, 2006.



Chris Nelson

Chris Nelson
Secretary of State

Receipt Number: 1610144

File Number **DL012423**



ARTICLES_OF_ORGANIZATION

For

BROKEN BRIDGE RANCH, L.L.C.

Filed at the request of:

ERIC H BOGUE
BOGUE & BOGUE LAW OFFICES
PO BOX 250
FAITH SD 57626

State of South Dakota
Office of the Secretary of State

Filed in the office of the Secretary of State on: **Thursday, November 02, 2006**



Secretary of State

Fee Received: \$125.00

Rodriguez, Rachel

From: Rodriguez, Rachel
Sent: Monday, January 13, 2025 12:31 PM
To: 'jeremy@bellevallleyirrigation.com'
Subject: FW: [EXT] Broken Bridge Ranch _ application
Attachments: Broken Bridge Ranch_App.pdf; Broken Bridge Ranch_map.pdf

Good afternoon,

Please review the updates (in red) to the application reflecting the need for a "change in diversion point location" for Permit No. 2017-1, which I believe we can get done with the same application. Also attached a map with a blue pin plotted at the lat/long you provided. Please review the map to ensure the location is correct, mark out the acres to be developed, and confirm that you are ok with the edits made to the application. Once you approve the changes and returned the map and total fees of \$950.00, I can begin processing your application.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us



From: Dewell, Amanda <Amanda.Dewell@state.sd.us>
Sent: Monday, January 6, 2025 10:26 AM
To: Rodriguez, Rachel <Rachel.Rodriguez@state.sd.us>
Subject: FW: [EXT] Broken Bridge Ranch _ application

This one is also waiting on an email "ok" and payment.

Amanda Dewell
DANR - Water Rights Program
Permitting Administrator
Main Phone: 605 773-3352
Website: danr.sd.gov



From: Dewell, Amanda
Sent: Monday, December 30, 2024 8:43 AM
To: jeremy@bellevallleyirrigation.com
Subject: RE: [EXT] Broken Bridge Ranch _ application

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Amanda Dewell
DANR - Water Rights Program
Permitting Administrator
Main Phone: 605 773-3352
Website: danr.sd.gov



From: jeremy@bellevallleyirrigation.com <jeremy@bellevallleyirrigation.com>
Sent: Friday, December 20, 2024 5:26 PM
To: Dewell, Amanda <Amanda.Dewell@state.sd.us>
Subject: Re: [EXT] Broken Bridge Ranch _ application

Hi Amanda,

Below are the coordinates of the site that was installed and is the access point for the diversion authorized in WP No. 2017-1. This would also be the intended access point for this new water permit.

44.472777° -103.093442°

I was not aware until applying for this new permit that the original permit was authorized from the point specified in the original permit. There was some debate about the best draw location at that time and the final decision obviously was not communicated with you!

This location would leave us with about 3500' of pipeline to supply this new acreage with water.

The new application is attached with 95 acres requested. As stated above, the current diversion point is a prime location for serving all the requested irrigated acreage so an additional diversion location will not be necessary or even helpful at this point.

If you could let me know if the application is acceptable and possible next steps that would be helpful...

Thank you!

Jeremy Dyck

Strategy, Development, and Solutions

605.490.2562

Belle Valley Irrigation

605.456.1888

313 Rosander Ave

Vale SD 57788

From: Dewell, Amanda <Amanda.Dewell@state.sd.us>

Sent: Tuesday, September 24, 2024 2:19 PM

To: jeremy@bellevallyrrigation.com <jeremy@bellevallyrrigation.com>

Subject: Broken Bridge Ranch _ application

Jeremy,

I've taken some time to review Permit No. 2017-1 as well as putting together an application for the new acres. In doing so, I've come up with a few questions/comments that will need addressed prior to submission of the application (changes may be made).

WP No. 2017-1 authorizes the diversion of 3.0 cfs (1,350 gpm) from the Belle Fourche River at a site located in the SW ¼ NW ¼ Section 24-T6N-R8E. This site is approximately 1 mile from the field we'd spoke about. Does the irrigator intend to use that same location, or would they be looking to put pumps in the water closer to the site?

Fees associated with these applications are based off the number of acres being irrigated. I've attached a map of the area, outlining the field in blue. The area I've found to be within the blue outline is approximately 85 acres, would you agree? Since the fee schedule would not increase, I would recommend rounding the estimate up, ensuring room for slight overdevelopment. The fee for 85, 90, or 95 acres would all be the same at \$950.00.

The 3.0 cfs authorized under 2017-1 is the rate at which water is authorized to be removed from the river so while you commented that no additional water is being requested, a permit allowing the application of 2 acre-feet of water per irrigated acre (each year) would assume an estimated volume of an additional 180 acre-feet of water for this permit. That being said, if the diversion point for these acres is to be in a different location than the acres developed under 2017-1, you may consider requesting this permit carry its own diversion rate. This makes matters much simpler if the property were ever to change hands.

Jeremy,

Based on the information you provided in your email I have made a few updates to the application (in red), reflecting the need for a "change in diversion point location" for Permit No. 2017-1, which I believe we can get done with the same application. I've also attached a map with a blue pin plotted at the lat/long you provided. Please review the map to ensure the location is correct, mark out the acres to be developed, and confirm that you are ok with the edits I've made to the application. Once you've approved the changes and returned the map, all that would be left is a payment in the amount of \$950.00.

Amanda Dewell
DANR - Water Rights Program
Permitting Administrator
Main Phone: 605 773-3352
Website: danr.sd.gov



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Thank you!

Jeremy Dyck

Strategy, Development, and Solutions

605.490.2562

Please review the attached map, application, and my comments above and reply at your earliest convenience. If it is easiest for you to discuss over the phone, my direct line is 605-910-5187.

Amanda Dewell

DANR - Water Rights Program

Permitting Administrator

Main Phone: 605 773-3352

Website: danr.sd.gov



Belle Valley Irrigation

605.456.1888

313 Rosander Ave

Vale SD 57788

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Amanda Dewell

DANR - Water Rights Program
Permitting Administrator
Main Phone: 605 773-3352
Website: danr.sd.gov





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

**RECOMMENDATION OF ACTING CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 2042-1, Broken Bridge Ranch LLC**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Acting Chief Engineer, Water Rights Program, Department of Agriculture and Natural Resources concerning Water Permit Application No. 2042-1, Broken Bridge Ranch LLC, c/o Patrick Daly, 14780 SD Hwy 34, Sturgis SD 57785.

The Chief Engineer is recommending APPROVAL of Application No. 2042-1 because 1) the proposed diversion can be developed without unlawful impairment of existing domestic water uses and water rights, 2) the proposed use is a beneficial use and 3) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board with the following qualifications:

1. Low flows as needed for downstream domestic use including livestock water and prior rights must be by-passed. Diversions under this Permit shall be in accordance with any written orders issued by the Chief Engineer.
2. This Permit does not authorize any increase in the 3.0 cfs diversion rate authorized by Water Permit No. 2017-1.
3. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

See report on application for additional information.

Mark Mayer, PE
Director of Office of Water
March 18, 2025

Report to the Chief Engineer
On Water Permit Application No. 2042-1
Broken Bridge Ranch LLC

March 21, 2025

Water Permit Application No. 2042-1 proposes to irrigate an additional 90 acres from the Belle Fourche River and amend Water Permit No. 2017-1. Water Permit No. 2017-1 is authorized to divert water at a maximum instantaneous diversion rate of 3.0 cubic feet of water per second (cfs) from the Belle Fourche River located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24 for the irrigation of 221 acres located in the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 24; all in T6N-R8E. Water Permit Application No. 2042-1 proposes to irrigate an additional 90 acres located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 18, N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 19; all in T6N-R9E. Water Permit Application No. 2042-1 also proposes to amend Water Permit No. 2017-1 to relocate the point of diversion to the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24-T6N-R8E with no increase in the authorized diversion rate. If approved, Water Permit Application No. 2042-1 and Water Permit No. 2017-1 will collectively authorize a maximum instantaneous diversion rate of 3.0 cfs from the new diversion point to be located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24-T6N-R8E for the irrigation of 311 total acres. The site of interest is located in Meade County approximately eighteen miles northeast of Sturgis, SD.

South Dakota Codified Law (SDCL) 46-2A-2 directs the Chief Engineer to make a recommendation to the Water Management Board on a water permit application. Pursuant to SDCL 46-2A-9, the Chief Engineer needs to consider four criteria when making a recommendation on whether a permit should be approved, approved with qualifications, denied, or deferred. They are: 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 domestic water uses and water rights, 3) the proposed use is beneficial use, and 4) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board.

This report will analyze the best available information and make a recommendation to the Chief Engineer on the first two criteria the Chief Engineer needs to consider in making an official recommendation to the Water Management Board.

Review of Water Source

The Belle Fourche River headwaters in northeast Wyoming and flows northeast around the northern edge of the Black Hills of South Dakota then east to the Cheyenne River confluence north of Wasta, SD, for an approximate distance of 290 river miles. Included in this stretch is the Belle Fourche Reservoir, which is part of the US Department of the Interior's Belle Fourche Project. This project was completed in 1914 and includes a diversion dam, storage dam, and a system of canals that deliver irrigation water to approximately 57,062 acres within the Belle Fourche Irrigation District located in southern Butte County in western South Dakota.

The United States Geological Survey (USGS) maintains stream flow gaging stations along various points on the Belle Fourche River to monitor real-time flow information, with gages currently operating near Sturgis and Elm Springs, SD (shown in Figure 1). Water Permit Application No. 2042-1 proposes to irrigate 90 acres from a diversion point located approximately six river miles downstream of the USGS stream gage on the Belle Fourche River near Sturgis, SD. This stream gage is located downstream of several Belle Fourche Irrigation District waste ways and tributaries, such as Owl and Horse Creeks. Large portions of the water in the reach of the river where the diversion point for this application is to be located consist of return flows coming from the Belle Fourche Irrigation District during the irrigation season. Unlike a typical prairie river with flows peaking in March and April as a result of snowmelt and spring precipitation, then trailing off throughout the summer into fall, flow in the Belle Fourche River in this reach is supplemented by irrigation return flows.

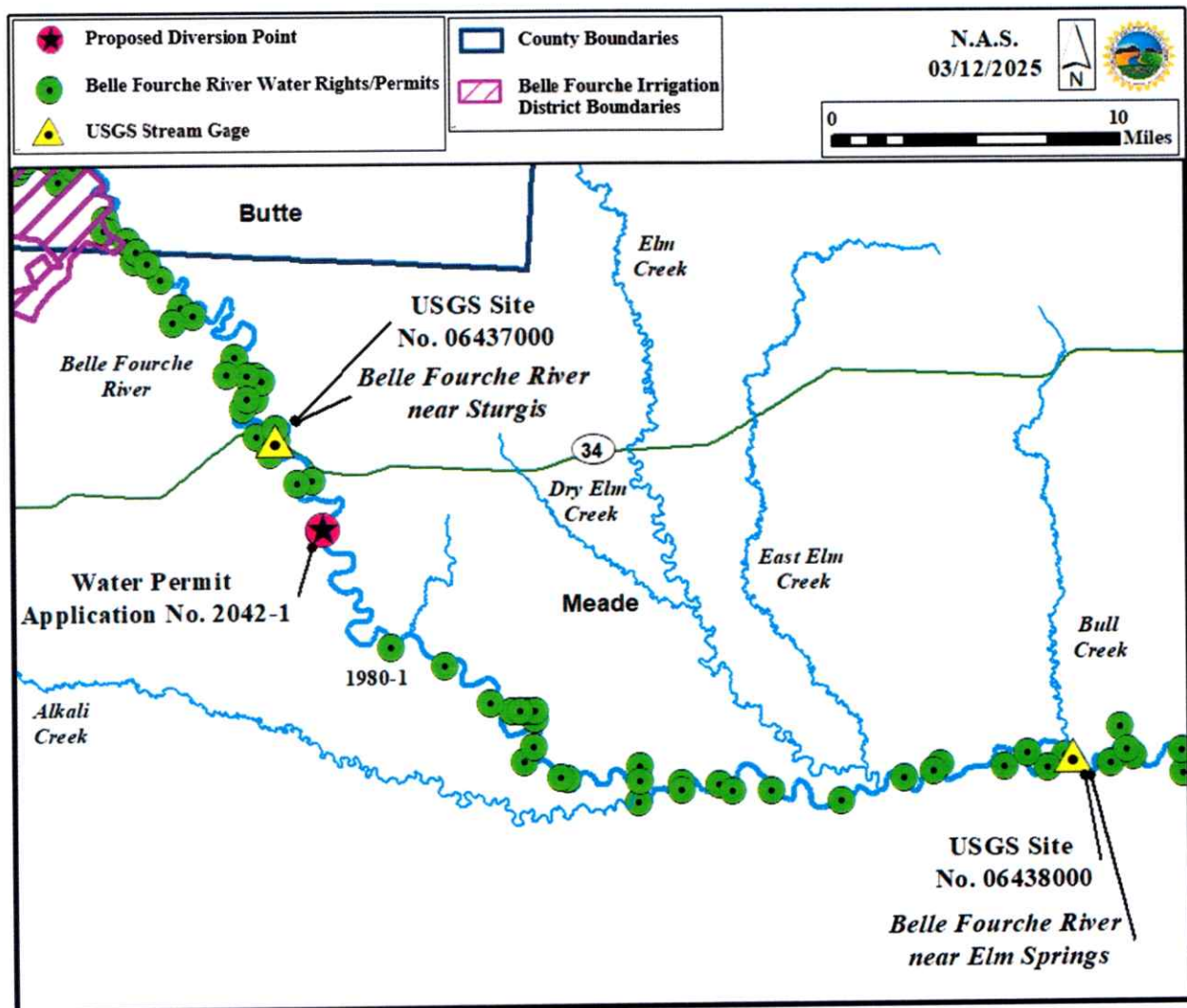


Figure 1. Area Map for Water Permit Application No. 2042-1 including the USGS stream gages on the Belle Fourche River near Sturgis and Elm Springs, and the Belle Fourche Irrigation District Boundaries (USGS, 2025; Water Rights, 2025)

A hydrograph was constructed using the 10th, 25th, and 50th percentile flow level data measured at the USGS Stream Gaging Station No. 06437000 on the Belle Fourche River near Sturgis, SD (Figure 2). The impact of the irrigation return water can be observed in Figures 2 and 3 as the hydrographs of the historical percentile data from 1952 to 2024 display a large increase in the flow in the river at these gages during the months of May through September (USGS, 2025).

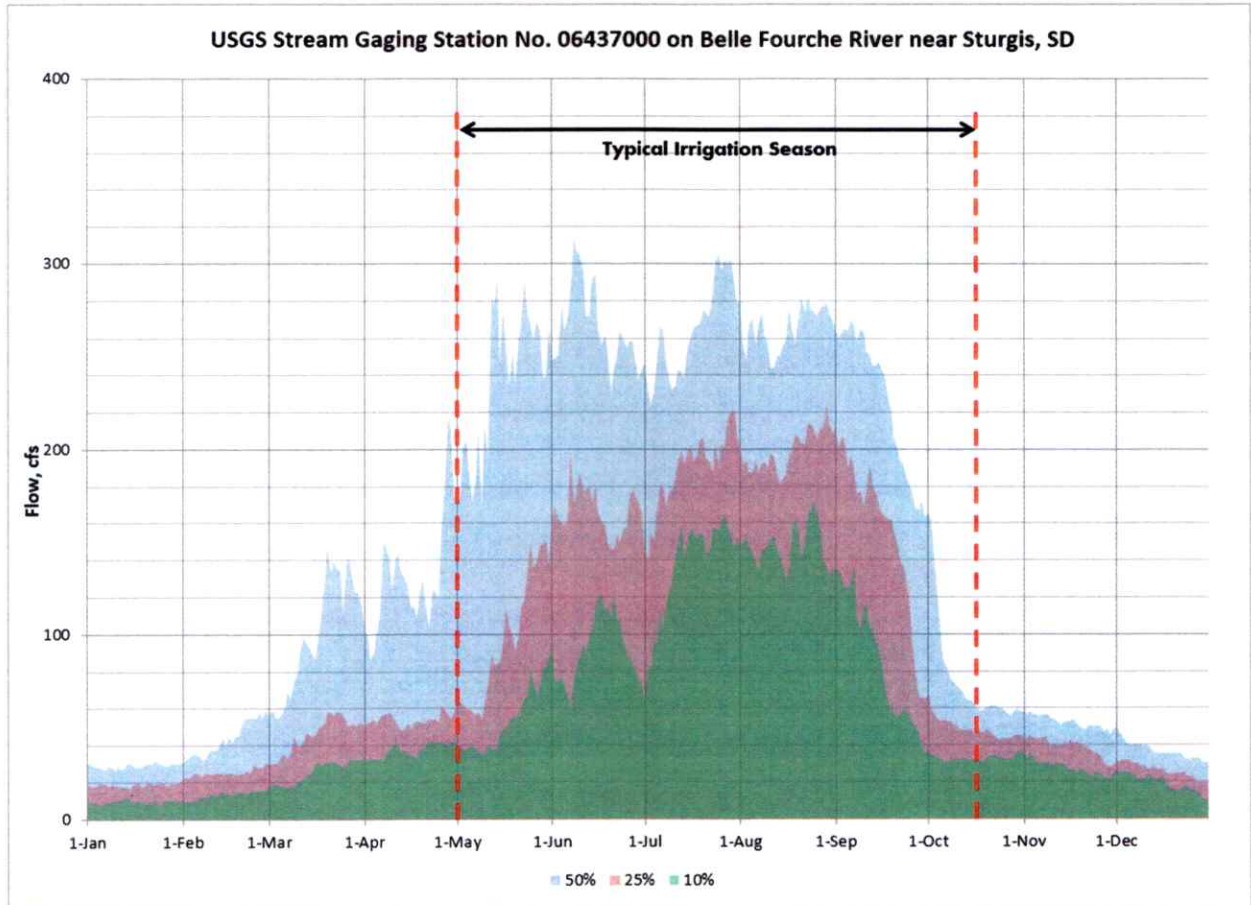


Figure 2. Daily percentile flow hydrographs for the USGS stream gage on Belle Fourche River near Sturgis, SD, 1953-2024, contributing drainage area: 5,792 sq. miles (USGS, 2025)

The median (50th percentile) hydrograph curve exhibits the daily flow values at or below the indicated level on average one out of two years. The hydrograph displays an increase in flow beginning mid-March, due to spring snowmelt, with flow values remaining steady (approximately 100 cfs to 300 cfs) through September and peaking during large rain events. Flow values decrease (below 100 cfs) in early October following the irrigation season and level out to approximately 30 to 50 cfs for the remainder of the year.

The 25th percentile hydrograph curve exhibits the daily flow values at or below the indicated level on average one out of four years. The hydrograph displays an increase in flow beginning mid-March, due to spring snowmelt, with consistent flows ranging from approximately 50 to 200 cfs until the end of September with peaks during spring/summer rain events. Flow values decrease (below 50 cfs) in early October following the irrigation season and level out to approximately 20 to 40 cfs for the remainder of the year.

The 10th percentile hydrograph curve exhibits the daily flow values at or below the indicated level on average one out of ten years. A similar trend is displayed on this hydrograph when compared to the 25th and 50th percentile hydrographs - an increase in flow values through the spring/summer months before lowering in late September following the irrigation season and remaining steady (approximately 10 cfs to 30 cfs) for the remainder of the year.

USGS Stream Gage No. 06438000 on the Belle Fourche River near Elm Springs, SD, is located approximately 53 river miles downstream from the proposed diversion point and 24 river miles upstream from the confluence with the Cheyenne River. A hydrograph was constructed using the 10th, 25th, and 50th percentile flow level data measured at this stream gage (Figure 3).

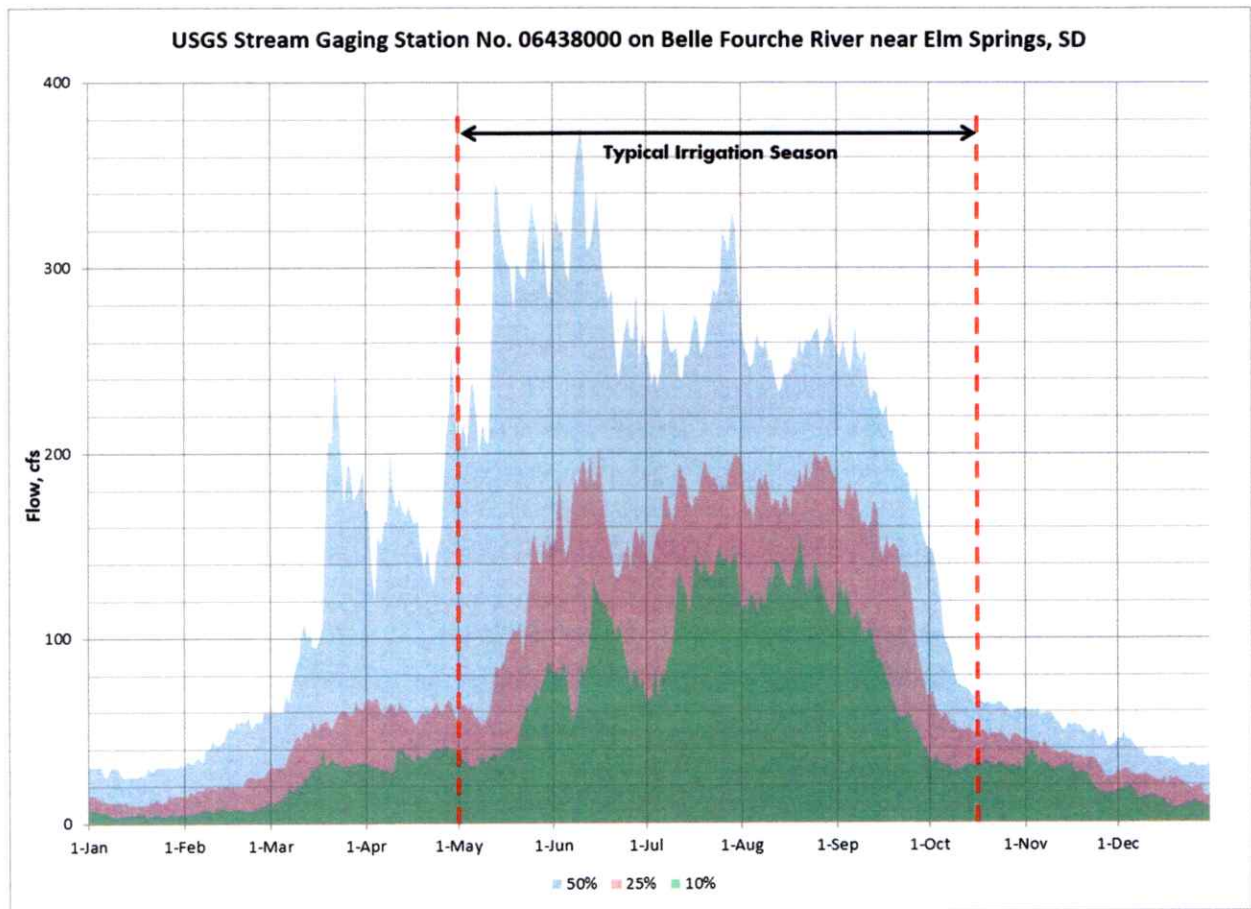


Figure 3. Daily percentile flow hydrographs for the USGS stream gage on Belle Fourche River near Elm Springs, SD, 1953-2024, contributing drainage area: 6,997 sq. miles (USGS, 2025)

The median (50th percentile) hydrograph curve exhibits the daily flow values at or below the indicated level on average one out of two years. The hydrograph displays an increase in flow beginning mid-March, due to spring snowmelt, with flow values remaining steady (approximately 150 cfs to 350 cfs) through September and peaking during large rain events. Flow values decrease (below 150 cfs) in early October following the irrigation season and level out to approximately 30 to 50 cfs for the remainder of the year.

The 25th percentile hydrograph curve exhibits the daily flow values at or below the indicated level on average one out of four years. The hydrograph displays an increase in flow beginning mid- March, due to spring snowmelt, with consistent flows ranging from approximately 50 to 200 cfs until the end of September with peaks during spring/summer rain events. Flow values decrease (below 50 cfs) in early October following the irrigation season and level out to approximately 15 to 40 cfs for the remainder of the year.

The 10th percentile hydrograph curve exhibits the daily flow values at or below the indicated level on average one out of ten years. A similar trend is displayed on this hydrograph when compared to the 25th and 50th percentile hydrographs - an increase in flow values through the spring/summer months before lowering in late September following the irrigation season and remaining steady (approximately 5 cfs to 30 cfs) for the remainder of the year.

Review of Existing Water Rights

There are 22 existing water rights/permits (including Water Permit No. 2017-1 held by the applicant) appropriating 88.75 cfs from the Belle Fourche River downstream of this proposed project to the confluence with the Cheyenne River (Water Rights, 2025). Based upon a review of the existing water rights/permits and the historical USGS streamflow data, there is reasonable probability there will be water available for this project except under dry climatic conditions.

Unlawful Impairment of Existing Rights, Discussion, and Recommendation

The nearest downstream water right from the proposed diversion point is Water Permit No. 1980-1 located approximately 9.5 river miles downstream of the proposed diversion point (shown in Figure 1). If Water Permit Application No. 2042-1 is approved, it will have a priority date that is junior to the existing water rights/permits and will be subject to bypassing low flows to downstream domestic water users and senior water right holders. Additionally, no increase in the diversion rate authorized by Water Permit No. 2017-1 is requested. Therefore, if approved, Water Permit Application No. 2042-1 is not expected to unlawfully impair existing domestic water uses and water rights/permits.

CONCLUSIONS:

1. Water Permit Application No. 2042-1 proposes to irrigate an additional 90 acres and amend Water Permit No. 2017-1. Water Permit No. 2017-1 is authorized to divert water at a maximum instantaneous diversion rate of 3.0 cfs from the Belle Fourche River located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24-T6N-R8E for the irrigation of 221 acres.
2. Water Permit Application No. 2042-1 also proposes to amend Water Permit No. 2017-1 to relocate the point of diversion to the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24-T6N-R8E with no increase in the authorized diversion rate.
3. If approved, Water Permit Application No. 2042-1 and Water Permit No. 2017-1 will collectively authorize a maximum instantaneous diversion rate of 3.0 cfs from the new diversion point to be located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24-T6N-R8E for the

irrigation of 311 total acres. The site of interest is located in Meade County approximately eighteen miles northeast of Sturgis, SD.

4. An analysis of historical flow data for Belle Fourche River demonstrates the river is a reliable source of surface water during normal years.
5. Based upon an assessment of the historical flow data, there is a reasonable probability that unappropriated water is available for the applicant's proposed use during normal years.
6. If approved, this application is subject to Belle Fourche River shut off orders.
7. If drier climatic conditions cause a considerable reduction of flow in the Belle Fourche River, use by the applicant should be restricted to protect downstream domestic use, including livestock watering and senior water rights/permits from unlawful impairment. If this application is approved, it should contain the following qualification:
 - Low flows as needed for downstream domestic use, including livestock watering and senior water rights/permits must be by-passed. Diversions under this Permit shall be in accordance with any written orders by the Chief Engineer.

Nakaila Steen

Nakaila Steen
Natural Resources Engineer II
SD DANR - Water Rights Program

References

- USGS. 2025. United States Geological Survey, National Water Information System – Stream Gaging Station Network for South Dakota. Accessed March 3, 2025.
- Water Rights, 2025. Water Right/Permit Files, SD DANR-Water Rights Program, Joe Foss Bldg, Pierre, South Dakota.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

**NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPERS RIGHT AWAY.**

March 25, 2025

Broken Bridge Ranch LLC
c/o Patrick Daly
14780 SD Hwy 34
Sturgis SD 57785

Dear Mr. Daly:

Water Permit Application No. 2042-1 has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent to the Faith Independent printed in Faith SD (Ph # 605 967-2161) and the Rapid City Journal printed in Rapid City (see attachment for contact number). You will need to contact the newspapers and authorize publication of this notice. For your information, a copy of the notice, the recommendation of the Chief Engineer and report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspapers to authorize publication of your Notice and to arrange for payment. Early contact with the papers can eliminate delays. Upon receiving authorization from you, the publishers have been instructed to publish your notice. The newspapers have also been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Rachel Rodriguez

Rachel Rodriguez
Water Rights Program
(605) 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.

NOTICE OF APPLICATION NO. 2042-1 to Appropriate Water and Amend Permit No. 2017-1 to Change the
Diversion Point Location

Notice is given that Broken Bridge Ranch LLC, 14780 SD Hwy 34, Sturgis SD 57785, has filed an application for a water permit to irrigate 90 acres located in the NE 1/4 SW 1/4, S 1/2 SW 1/4 Section 18; N 1/2 NW 1/4 Section 19; all in T6N-R9E from the Belle Fourche River from a diversion point located in the NW 1/4 NE 1/4 Section 24-T6N-R8E. This application does not authorize any increase in the 3.0 cubic feet of water per second (cfs) appropriation authorized by Water Permit No. 2017-1 from the Belle Fourche River. Water Permit No. 2017-1 appropriates 3.0 cfs from the Belle Fourche River located in the SW 1/4 NW 1/4 Section 24 for irrigation of 221 acres located in the portions of Section 24; all in T6N-R8E. This application also proposes to amend Water Permit No. 2017-1 to relocate the point of diversion to the NW 1/4 NE 1/4 Section 24-T6N-R8E, with no increase to the rate of diversion. This application, if approved, and Water Permit 2017-1 will authorize a combined appropriation of 3.0 cfs from the new diversion point for irrigation of 311 total acres. This site is located approximately 18 miles northeast of Sturgis SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 2042-1 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by April 14, 2025.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by April 14, 2025.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the

recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of_

Rodriguez, Rachel

From: Samantha Pryor <leelegals@column.us>
Sent: Monday, March 24, 2025 3:20 PM
To: Rodriguez, Rachel
Subject: Re: [EXT] 2042-1 Broken Bridge Ranch - Public Notice

Hello Rachel,

Yes and this notice is paid.

Thank You

—
// Samantha Pryor
// Column Pro Representative
// [Column.us](https://column.us) is an easy-to-use online platform where you can place public notices, and access your proofs, invoices and affidavits.

How did I do? 


On March 24, 2025 at 4:18 PM EDT rachel.rodriguez@state.sd.us wrote:

Was the notification email with the proof sent directly to the applicant? I didn't receive anything.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us



From: Samantha Pryor <leelegals@column.us>
Sent: Friday, March 21, 2025 12:29 PM
To: pddaly@earthlink.net
Cc: Rodriguez, Rachel <Rachel.Rodriguez@state.sd.us>
Subject: Re: [EXT] 2042-1 Broken Bridge Ranch - Public Notice

Hello,

Your notice is scheduled to be published in the The Rapid City Journal on April 3, 2025. Your payment must be received by March 27, 2025 at 3:00 PM MDT. For your convenience, you can quickly access your invoice and pay

Rodriguez, Rachel

From: Samantha Pryor <leelegals@column.us>
Sent: Friday, March 21, 2025 12:29 PM
To: pddaly@earthlink.net
Cc: Rodriguez, Rachel
Subject: Re: [EXT] 2042-1 Broken Bridge Ranch - Public Notice

Hello,

Your notice is scheduled to be published in the The Rapid City Journal on April 3, 2025. Your payment must be received by March 27, 2025 at 3:00 PM MDT. For your convenience, you can quickly access your invoice and pay securely online using a credit/debit card or bank transfer (ACH) by clicking this link:

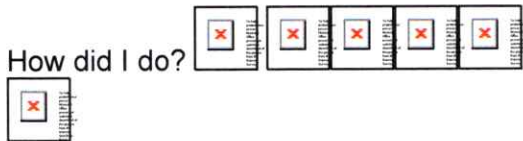
www.column.us/invoices/iNt2E9BPz8N9jHHXBjQY/pay. Your Notice ID is: Y4Hcc7L3snCgJRhl3ZsO

You will be receiving a notification from Column Support with your proof. If you don't see it, check your spam folder and any email restrictions you may have.

For the fastest and most reliable placement process, use column.us to quickly place notices yourself, get proofs, view pricing, and access your invoices and affidavits. Visit our [help center](#) for tips, or sign up for one of our [training webinars](#).

If you have any questions or concerns, please don't hesitate to let us know so we can look into it!

—
// Samantha Pryor
// Column Pro Representative
// Column.us is an easy-to-use online platform where you can place public notices, and access your proofs, invoices and affidavits.



On March 21, 2025 at 11:26 AM EDT rachel.rodriguez@state.sd.us wrote:

Attached is a notice to be published on Thursday, April 3, 2025.

Broken Bridge Ranch LLC. 14780 SD Hwy 34, Sturgis SD 57785, 605-490-8103, pddaly@earthlink.net has been notified to contact you to authorize publication and arrange for payment.

Please send the affidavit or return the attached Proof of Publication form ASAP to the Water Rights Program, 523 E Capitol Ave, Pierre SD 57501.

Let me know if you have questions. Please acknowledge receipt of this email.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us

Rodriguez, Rachel

From: Rodriguez, Rachel
Sent: Friday, March 21, 2025 10:26 AM
To: RCY Legals
Subject: 2042-1 Broken Bridge Ranch - Public Notice
Attachments: 2042-1 public.short_final.docx; FORM8.FRM.doc

Attached is a notice to be published on Thursday, April 3, 2025.

Broken Bridge Ranch LLC. 14780 SD Hwy 34, Sturgis SD 57785, 605-490-8103, pddaly@earthlink.net has been notified to contact you to authorize publication and arrange for payment.

Please send the affidavit or return the attached Proof of Publication form ASAP to the Water Rights Program, 523 E Capitol Ave, Pierre SD 57501.

Let me know if you have questions. Please acknowledge receipt of this email.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us



Rodriguez, Rachel

From: Rodriguez, Rachel
Sent: Friday, March 21, 2025 10:23 AM
To: Faith Ind
Subject: 2042-1 Broken Bridge Ranch - Public Notice
Attachments: 2042-1 public.short_final.docx; FORM8.FRM.doc

Attached is a notice to be published on Wednesday, April 2, 2025.

Broken Bridge Ranch LLC. 14780 SD Hwy 34, Sturgis SD 57785, 605-490-8103, has been notified to contact you to authorize publication and arrange for payment.

Please send the affidavit or return the attached Proof of Publication form ASAP to the Water Rights Program, 523 E Capitol Ave, Pierre SD 57501.

Let me know if you have questions. Please acknowledge receipt of this email.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us



Form 8

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) SS
County of Meade)

I, Kris Stocklin-Johnson

certify that the attached printed Notice was taken
from the Faith Independent

printed and published in Faith

County of Meade and

state of South Dakota. The notice was published
in the newspaper on the following date:

04/02/25

Cost of Printing \$44.23

Kris Stocklin-Johnson
(Signature)

Editor
(Title)

04/02/25
(Date Signed)

RECEIVED
APR 19 2025
Water Rights
Program

Continued from previous page

AP ATTY PRO SVCS/FEES 463; BLDG SUP/MTLS ERSKINE 86.97; BLDG REPAIR/MAINT ERSKINE 18.99; BLDG SUP/MTLS LEC54.32; BLDG REPAIR/MAINT ERSKINE 26.59; BLDG SUP/MTLS LEC4.99; MENTAL ILL BRD EXAM & INVESTIGATION 400; JAIL UNIFORMS 205.26; HWY REPAIR/MAINT VEHICLE 44.76; SHERIFF UNIFORMS/EQUIPMENT 215.98; SHERIFF UNIFORMS/EQUIPMENT 4.5; CRT AP ATTY PRO SVCS/FEES 467.04; CRT AP ATTY PRO SVCS/FEES 1544.89; CRT AP ATTY PRO SVCS/FEES 1808.82; HWY PRO SVCS/FEES1545.35; 911 MACH/EQUIP 1820; HR PRO SVCS/FEES 125; HR PRO SVCS/FEES 125; HWY BID - SAND/SALT2335.18; JAIL PRISONER MED/PRESC 897.56; JAIL PRISONER MED/PRESC 89.83; JUDICIAL JURORS 51.34; JUDICIAL JURORS 78.14; JUDICIAL JURORS 76.8; JUDICIAL JURORS 80.82; JUDICIAL JURORS 80.82; JUDICIAL JURORS 52.68; JUDICIAL JURORS 96.9; JUDICIAL JURORS 76.8; JUDICIAL JURORS 63.4; PLANNING SOFTWARE/COMPUTER ETC. 5750; HR PRO SVCS/FEES 3744; SHERIFF SUP/MTLS VEHICLE 4.5; DOE DUES 375; HR PRO SVCS/FEES 18.08; HWY REPAIR/MAINT VEHICLE 54; SHERIFF SUP/MTLS VEHICLE 37.05; HWY SUP/MTLS OFFICE 152.16; DOE POSTAGE 9698.67; BLDG UTIL LEC 439.19; BLDG UTIL ERSKINE 59; BLDG UTIL COURTHOUSE 192.39; BLDG UTIL COURTHOUSE 1597.67; HWY SUP/MTLS OFFICE 11.85; HWY REPAIR/MAINT VEHICLE 144.88; HWY SUP/MTLS OFFICE 84.75; HWY UTILITIES 1226.15; HWY UTILITIES 1752; SHERIFF UTILITIES 219; HWY REPAIR/MAINT VEHICLE 44.31; HWY SIGNS 280.76; HWY SUP/MTLS VEHICLE 40.25; MENTAL ILL OTHER 60; MENTAL ILL OTHER 60; MENTAL ILL OTHER 60; BLDG SUP/MTLS VEHICLE 123.55; HWY SUP/MTLS VEHICLE 869.58; PLANNING VEHICLE SUPPLIES 194.06; SHERIFF FUEL 9748.76; HWY FURNITURE/MINOR EQUIP 400; ST ATTY RENTALS 238.99; AUDITOR RENTALS 241.62; ST ATTY RENTALS 272.18; SHERIFF RENTALS 261.06; JAIL RENTALS 261.07; DOE RENTALS 306.74; ROD RENTALS 281.87; TREAS RENTALS 142.48; 911 RENTALS 87.34; HWY REPAIR/MAINT VEHICLE 114.14; HWY REPAIR/MAINT VEHICLE 513.87; HWY REPAIR/MAINT VEHICLE -307.2; HWY REPAIR/MAINT VEHICLE 8802.34; HWY REPAIR/MAINT VEHICLE 3687.75; HWY REPAIR/MAINT VEHICLE 198.71; MENTAL ILL BRD PRO SVCS/FEES 350

4. Claims for Payment – February 2025 Credit Card

AUDITOR SUBSCRIPTIONS -4.99; AUDITOR SUBSCRIPTIONS -7.99; AUDITOR SUBSCRIPTIONS 130; BLDG UTIL PHONE/PRI 95.62; BLDG UTIL PHONE/PRI 0.08; BLDG UTIL PHONE/PRI 860.97; IT UTILITIES 800; HR UTILITIES 1.91; ST ATTY UTILITIES 0.08; AUDITOR UTILITIES 40.9; HWY UTILITIES 500

5. Claims for Payment 4-H

4H SUP/MTLS OFFICE49.96; 4H TRAVEL/CONF 184

6. Claims for Payment-Bank Drafts

BLDG UTIL COURTHOUSE 434.85; BLDG UTIL COURTHOUSE 199.15; BLDG UTIL PRIMARY 15; BLDG UTIL ERSKINE 3228.42; BLDG UTIL LEC 865.79; BLDG UTIL COURTHOUSE 2708.68; EM WARNING SYSTEM18.32; EM WARNING SYSTEM34.72; EM WARNING SYSTEM32.96; EM WARNING SYSTEM35.2; EM WARNING SYSTEM17.4; EM WARNING SYSTEM35.2; EM WARNING SYSTEM35.08; EM WARNING SYSTEM32.96; EM WARNING SYSTEM34.72; EM WARNING SYSTEM36.64; HWY UTILITIES 217.43; W & P UTILITIES 155.36; HWY UTILITIES 2304.65; HWY UTILITIES

270.82; HWY UTILITIES 11.08; BLDG UTIL LEC 6579.87; TREAS POSTAGE 1000; FLEX CLAIMS PAID 52.47; FLEX CLAIMS PAID 1468.5

Biweekly Payroll 3/21/2025 Total Wages COMMISSIONERS \$6,735.93; AUDITOR \$8,745.83; TREASURER \$12,315.10; STATE'S ATTORNEY \$24,202.46; FACILITIES \$15,024.13; EQUALIZATION \$20,057.19; REGISTER OF DEEDS \$9,737.18; VET SERV/EM \$3,124.61; IT \$6,584.95; HR \$5,085.23; SHERIFF \$86,042.58; JAIL \$62,176.55; WEED & PEST \$4,283.47; PLANNING \$11,556.96; HIGHWAY \$69,186.33; COMMUNICATIONS \$26,554.23

7. Personnel Actions

Personnel Actions – March 2025
Employee, Position, Department, Action, Current Rate, New Rate, Date
Burkett, Mary, Custodial Crew Leader, Facilities, New Hire \$22.17 hr., 3/10/2025

Star, Jacqueline, HR Generalist 1 - PT, Human Resources, New Hire, \$27.18 hr., 3/12/2025

Pullman, Cheyenne, Communications Operator, Communications, New Hire, \$23.19 hr., 3/17/2025

Collazo, Leonel, HEO Class A, Highway, New Hire, \$25.97 hr., 3/24/2025

Weaver, Tanner, Deputy Sheriff – Certified, Sheriff, New Hire, \$27.18 hr., 3/24/2025

Edson, Jill, Real Property Appraiser, Equalization, Step Increase, \$25.97 hr., \$26.57 hr., 3/03/2025

Spencer, Nickolas, Investigator, Sheriff, Step Increase, \$28.46 hr., \$29.12 hr., 3/03/2025

Costello, Cindy, Correctional Officer, Jail, Step Increase, \$24.26 hr., \$24.81 hr., 3/03/2025

Petrocco, Benjamin, Facilities Director, Facilities, Step Increase, \$3,077.95 b/w, \$3,150.90 b/w, 3/17/2025

Lemmel, Lori, Correctional Supervisor, Jail, Step Increase, \$27.81 hr., \$28.46 hr., 3/17/2025

Rooke, Mackenzi, Planner, Planning, Step Increase, \$25.97 hr., \$26.57 hr., 3/17/2025

Christenson, Dawn, Chief Deputy Auditor Auditor, Promo, \$27.18 hr., \$28.46 hr., 3/17/2025

J. Executive Session

1. Executive Session 1-25-2 – Motion to go into Executive Session for personnel, legal, and contracts at 11:03 am. Motion by Liggett, second by Severn. Motion carries. Vote, unanimous. Motion to come out of Executive Session by Commissioner Liggett, seconded by Severn, motion carried, Vote Unanimous

L. Adjourn

1. Adjourn the Meeting
Chairman Deering declared the meeting adjourned at 11:57 am.

Gary Deering, Chairman

Attest:

Rhea Crane, Auditor

Published April 02, 2025 at the approximate cost of \$353.47 and may be viewed free of charge at www.sdpublic-notices.com.

Notice to Creditors of Informal Probate and Appointment of Personal Representative

IN CIRCUIT COURT
FOURTH JUDICIAL CIRCUIT
46PRO25-000012

STATE OF SOUTH DAKOTA)

)SS.

COUNTY OF MEADE

In the Matter of the Estate of
MARY ANNE PALMER,
Deceased.

Notice is given that on February 18, 2025, Jarvis Palmer of Faith, South Dakota was appointed as personal representative of the Estate of Mary Anne Palmer, Deceased. Creditors of decedent must file their claims within four (4) months after the date of the first publication of this notice or their claims may be barred. Claims may be filed with the personal representative or may be filed with the clerk of courts, with a copy of the claim mailed to the personal representative.

Dated this 12 day of March, 2025.

Jarvis Palmer
19719 US Hwy 212
Faith, SD 57626

Meade County Clerk of Courts
Meade County Courthouse
1425 Sherman St.
P.O. Box 939
Sturgis, SD 57785

PENFIELD LAW FIRM, PROF. L.L.C.
P.O. Box 178
Lemmon, South Dakota 57638-0178
Tel. 605-374-7785

Published April 2, 9 & 16, 2025 at the approximate cost of \$62.89 and may be viewed free of charge at www.sdpublic-notices.com.

NOTICE TO BIDDERS

Notice is hereby given that sealed bids will be received until 10:00 a.m. on April 22, 2025, at the Meade County Commission Room, 1300 Sherman Street, Sturgis, South Dakota for the crushing and stockpiling of gravel surfacing aggregate. All bids will be publicly opened and read aloud at that time.

The purpose of these bids is to establish a contract to provide said services and materials as required by the Meade County Highway Department. Meade County does not guarantee the purchase of any minimum or maximum quantity of material during the term of the contract.

All materials shall conform with the South Dakota Department of Transportation Standard Specifications for Roads and Bridges 2015 Edition or otherwise approved by the Meade County Highway Superintendent. Bid forms and specifications are available upon request through the Meade County Highway Department, 20623 Fort Meade Way, Sturgis South Dakota 57785. Telephone – 605.347.4565. Bidders must use bid forms furnished by Meade County. Completed, sealed bids, can be mailed to the same address in a sealed envelope clearly marked "Gravel Crushing Bid".

The County is requesting a minimum of 60,000 tons of gravel to be crushed and stockpiled in or near Section 18, Township 6N Range 12E. Completion deadline for the project will be December 1, 2025.

Copies of the Specifications, proposal and bid forms may be obtained upon request from the Meade County Highway Department, 20623 Fort Meade Way, Sturgis, South Dakota 57785; office phone (605) 347-4565.

All bids shall include a completed Certification of Prohibited Status as defined by SDCL 5-18A-51.

The Meade County Commissioners reserve the right to accept or reject any and all bids, and to waive any irregularities therein, and to accept the Bid that is to the advantage and best interest of Meade County.

Dated at Sturgis, South Dakota this 25th day of March 2025.

Troy Eastman
Meade County
Highway Superintendent

Published April 2 & 9, 2025 at the approximate cost of \$49.67 and may be viewed free of charge at www.sdpublic-notices.com.

NOTICE OF APPLICATION NO. 2042-1 to Appropriate Water and Amend Permit No. 2017-1 to Change the Diversion Point Location

Notice is given that Broken Bridge Ranch LLC, 14780 SD Hwy 34, Sturgis SD 57785, has filed an application for a water permit to irrigate 90 acres located in the NE 1/4 SW 1/4, S 1/2 SW 1/4 Section 18; N 1/2 NW 1/4 Section 19; all in T6N-R9E from the Belle Fourche River from a diversion point located in the NW 1/4 NE 1/4 Section 24-T6N-R8E. This application does not authorize any increase in the 3.0 cubic feet of water per second (cfs) appropriation authorized by Water Permit No. 2017-1 from the Belle Fourche River. Water Permit No. 2017-1 appropriates 3.0 cfs from the Belle Fourche River located in the SW 1/4 NW 1/4 Section 24 for irrigation of 221 acres located in the portions of Section 24; all in T6N-R8E. This application also proposes to amend Water Permit No. 2017-1 to relocate the point of diversion to the NW 1/4 NE 1/4 Section 24-T6N-R8E, with no increase to the rate of diversion. This application, if approved, and Water Permit 2017-1 will authorize a combined appropriation of 3.0 cfs from the new diversion point for irrigation of 311 total acres. This site is located approximately 18 miles northeast of Sturgis SD.

Pursuant to SDCL 46-2A-2, the Chief

Engineer recommends APPROVAL of Application No. 2042-1 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duval for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by April 14, 2025.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Continued on next page



Rockstar
RECEIVED 602 Assorted 4/\$5.00

APR 19 2025 **Gatorade 8 Pk.**
20 oz. Assorted **\$7.99**

Water Rights Program

Easter Hams Are In

Breakfast Ready Daily at 8:00 am

Prices effective
Wednesday, April 2, 2025 –
Tuesday, April 8, 2025

Your Hometown Neighborhood Market... The Better Choice
Prairie Oasis Mall PH: 605-967-2622 - Faith, SD

Official School Board Election Ballot

Faith School District #46-2, South Dakota

April 8, 2025

To vote use a cross (X) or check mark (✓) in the square in front of the name.
DO NOT cast more votes than are allowed in each race.

School Board Member three (3) year term, you may vote for up to two (2) or leave it blank.

- ☐ Justin Haines
☐ Scott Vance
☐ Candace Veit

School Board Member two (2) year term, you may vote for up to two (2) or leave it blank.

- ☐ Kaylee Grueb
☐ Kris Stocklin-Johnson

RECEIVED

APR 19 2025

Water Rights
Program

Published April 2, 2025 at the approximate cost of \$126.75 and may be viewed free of charge at www.sdpublicnotices.com.

OFFICIAL MUNICIPAL ELECTION BALLOT
FAITH, SOUTH DAKOTA
APRIL 8, 2025

To vote use a cross (X) or a check mark (✓) in the square in front of the name. DO NOT cast more votes than are allowed in each race.

For Mayor, you may vote for one or leave it blank

- ☐ Glen Haines
☐ Levi Haefner

Published April 2, 2025 at the approximate cost of \$107.25 and may be viewed free of charge at www.sdpublicnotices.com.

Continued from previous page

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by April 14, 2025.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published April 02, 2025 at the approximate cost of \$44.23 and may be viewed free of charge at www.sdpublicnotices.com.

NOTICE OF SCHOOL
BOARD ELECTION
FAITH SCHOOL
DISTRICT #46-2

A School District Election will be held on the 8th day of April 2025 for the Faith School District #46-2 in Faith, South Dakota. If the polls cannot be opened because of bad weather, the election may be postponed one week.

The election polls will be open from seven a.m. to seven p.m. MST on the day of the election.

Four (4) positions on the Faith School Board will be on the ballot. Two positions are two (2) year terms. Two positions are three (3) year terms.

The following are the candidates for the (2) year positions:

Kaylee Grueb
Kris Johnson, Member

The following are the candidates for the (3) year positions:

Justin Haines, Member
Scott Vance, President
Candace Veit

The polling place for the School District Election is as follows: FAITH COMMUNITY CENTER.

Any voter who needs assistance, pursuant to the Americans with Disabilities Act, may contact the school business manager at 605-967-2152 before the election for information on polling place accessibility for people with disabilities.

Amie Schauer, Business Manager
Faith School District #46-2

Published March 26 & April 2, 2025 at the approximate cost of \$32.66 and may be viewed free of charge at www.sdpublicnotices.com.

NOTICE OF MUNICIPAL
ELECTION
MUNICIPALITY
OF FAITH

A Municipal Election will be held on the 8th day of April, 2025 in Faith, South Dakota. If the polls cannot be opened because of bad weather, the election may be postponed one week.

The election polls will be open from seven o'clock a.m. to seven o'clock p.m. mountain daylight time on the day of the

election.

At the election, the following will be voted upon and offices will be filled:

Mayor - At Large - 2-year term

Glen Haines

Levi Haefner

Furthermore, the following are unopposed:

Ward 1 - 2-year term - Trevor Grueb

Ward 2 - 2-year term - Jeffrey Brown

The polling place in each precinct of this municipality is as follows:

Community Room of the Community Center, Faith, South Dakota

Any voter who needs assistance, pursuant to the Americans with Disabilities Act, may contact the municipal finance officer at 605-967-2261 before the election for information on polling place accessibility for people with disabilities.

Debbie Brown,
Finance Officer

Published March 26 & April 2, 2025 at the approximate cost of \$31.30 and may be viewed free of charge at www.sdpublicnotices.com.

ADVERTISEMENT FOR
BIDS

The City of Faith, South Dakota will be accepting sealed Bids for the purchase of a used Bucket Truck as per specifications on file in the Finance Office at the Faith Community Center, Faith, South Dakota.

Sealed bids will be received up until 4:00 P.M. MDT on April 15, 2025. Bids will publicly be opened and read in the regular meeting room of the Common Council in the Faith Community Center at Faith, South Dakota at 7:15 P.M., MDT on April 15, 2025. Each sealed bid must be clearly marked "Bucket Truck".

The City of Faith reserves the right to reject any and all bids and any and all portions thereof, and to waive any irregularities.

By: Debbie Brown
City Finance Officer

City of Faith
Faith, South Dakota
Equal Opportunity Provider

Published March 26 & April 2, 2025 at the approximate cost of \$25.85 and may be viewed free of charge at www.sdpublicnotices.com.

ADVERTISEMENT
FOR BIDS

The City of Faith, South Dakota will be accepting sealed Bids for the removal and install Cedar Shingles as per specifications on file in the Finance Office at the Faith Community Center, Faith, South Dakota.

Sealed bids will be received up until 4:00 P.M. MDT on April 15, 2025. Bids will publicly be opened and read in the regular meeting room of the Common Council in the Faith Community Center at Faith, South Dakota at 7:15 P.M., MDT on April 15, 2025. Sealed bid must be clearly marked "Ice House Repair".

The City of Faith reserves the right to reject any and all bids and any and all portions thereof, and to waive any irregularities.

By: Debbie Brown
City Finance Officer

City of Faith
Faith, South Dakota
Equal Opportunity Provider

Published March 26 & April 2, 2025 at the approximate cost of \$25.85 and may be viewed free of charge at www.sdpublicnotices.com.

AFFIDAVIT OF PUBLICATION

Broken Bridge Ranch LLC.
14780 SD Hwy 34
Sturgis South Dakota 57785

State of New Jersey, County of Burlington, ss:

I, Kevin McGillivray, of lawful age, being duly sworn upon oath depose and say that I am an agent of Column Software, PBC, duly appointed and authorized agent of the Publisher of The Rapid City Journal, a corporation of Rapid City, South Dakota, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published for at least one year prior to the first date of the published notice. This affidavit is a true and corrected copy of notice which appeared in said newspaper on the following dates.

Publication Dates:

- Apr 3, 2025

NOTICE ID: Y4Hcc7L3snCgJRhl3ZsO

NOTICE NAME: NOTICE OF APPLICATION NO. 2042-1

TOTAL AD COST: \$90.25

Kevin McGillivray

Agent

VERIFICATION

State of New Jersey
County of Burlington

Signed or attested before me on this: 04/04/2025



Notary Public

Notarized remotely online using communication technology via Proof.

LIZA ORTIZ
NOTARY PUBLIC
STATE OF NEW JERSEY
My Commission Expires November 27, 2028

NOTICE OF APPLICATION NO.

2042-1 to Appropriate Water
and Amend Permit No. 2017-1
to Change the Diversion Point
Location

Notice is given that Broken Bridge Ranch LLC, 14780 SD Hwy 34, Sturgis SD 57785, has filed an application for a water permit to irrigate 90 acres located in the NE 1/4 SW 1/4, S 1/2 SW 1/4 Section 18; N 1/2 NW 1/4 Section 19; all in T6N-R9E from the Belle Fourche River from a diversion point located in the NW 1/4 NE 1/4 Section 24-T6N-R8E. This application does not authorize any increase in the 3.0 cubic feet of water per second (cfs) appropriation authorized by Water Permit No. 2017-1 from the Belle Fourche River. Water Permit No. 2017-1 appropriates 3.0 cfs from the Belle Fourche River located in the SW 1/4 NW 1/4 Section 24 for irrigation of 221 acres located in the portions of Section 24; all in T6N-R8E. This application also proposes to amend Water Permit No. 2017-1 to relocate the point of diversion to the NW 1/4 NE 1/4 Section 24-T6N-R8E, with no increase to the rate of diversion. This application, if approved, and Water Permit 2017-1 will authorize a combined appropriation of 3.0 cfs from the new diversion point for irrigation of 311 total acres. This site is located approximately 18 miles northeast of Sturgis SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 2042-1 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by

contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by April 14, 2025.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by April 14, 2025.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

(Published April 3, 2025 for a total approximate cost of \$90.25 and may be viewed for free at www.sd-publicnotices.com)
Legal No: COL-SD-2184

Rodriguez, Rachel

From: Rodriguez, Rachel
Sent: Monday, March 24, 2025 3:45 PM
To: pddaly@earthlink.net
Subject: 2042-1 Broken Bridge Ranch - Public Notice
Attachments: 2042-1 Rec.pdf; 2042-1 Letter.pdf; 2042-1 PubNotice.pdf; rcj info.pdf

Good afternoon,

Attached is a copy of the report, chief engineer's recommendation, and information regarding the public notice for your water permit application. As stated in the letter, please contact the paper(s) as soon as possible to authorize publication and arrange for payment. The Rapid City Journal notified me that you have paid for the publication. Don't forget to contact the other newspaper. This information is also being mailed to you today.

Let me know if you have questions. Please acknowledge receipt of this email.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

MAY 06 2025

Broken Bridge Ranch LLC
c/o Patrick Daly
14780 SD Hwy 34
Sturgis SD 57785

Dear Mr. Daly:

Enclosed is Water Permit No. 2042-1 authorizing construction of the water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Form 10, *Notice of Completion of Works and Application of Water to Beneficial Use*, is enclosed. Please return this completed form after you have finished the system and have put the water to beneficial use. An investigation can then be scheduled so the water license may be issued, thus completing the acquisition of a water right.

An informational sheet *Common Water Right Questions?* is also enclosed. This sheet is intended to answer some of the questions associated with obtaining and keeping a water right.

Sincerely,

Mark Mayer, PE
Director of Office of Water

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

**Affidavit of Public Notice
Posting on DANR Website**

Pursuant to SDCL § 46-2A-4, public notice of the following application was posted on the DANR web site at <https://danr.sd.gov/public>. The posted public notice is the same notice as published in the pertinent newspaper(s) and a copy of the public notice is maintained in the application file. If the application is contested, the posting is moved to the DANR contested case website at <https://danr.sd.gov/public/ContestedCase.aspx> until final action is taken on the application pursuant to SDCL § 46-2A-4.

Application No.: 2042-1

Name of Applicant: Broken Bridge Ranch LLC, c/o Patrick Daly

Date of Posting: 4/1/2025

Date of Removal: 5/6/2025



Ron Duvall, Engineer III

5/6/2025

Date

Subscribed and sworn to before me, a notary public, this 6th day of May, 2025.



Notary Public - South Dakota
My commission expires: **Rachel Rodriguez**
My Commission Expires
May 16, 2029



(SEAL)

2042-1

RECEIVED

MAY 19 2025

OFFICE OF
WATER**NOTICE OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE**Date 5-14-25

TO: Water Rights Program, DANR
523 E. Capitol
Pierre, SD 57501-3181

FROM: Broken Bridge Ranch LLC c/o Patrick Daly
(name)
14780 SD Hwy 34
(address)
Sturgis SD 57785
(city, state, zip)

Patrick Daly
(phone)

I have completed the construction of the water use system and I have put the water to beneficial use to the maximum extent it is going to be used.

Water Permit No. 2042-1 2017-1 states that the water use system is to be constructed by 5-2-25, and water is to be put to beneficial use by 5-12-25.
(date) (date)

The water use system was completed on 5-2-25.
(date)

Applying the water to beneficial use was completed on 5-12-25.
(date)

You may schedule an investigation so that the water license may be issued.

Patrick Daly
(signature)



July 25, 2025

REFUND REQUEST FORM

PAYEE:

Broken Bridge Ranch
C/O Belle Valley Irrigation
14780 SD HWY 34
Sturgis SD 57785

FROM: DANR-Water Rights Program
523 E. Capitol Ave
Pierre, SD 57501-3181

DESCRIPTION OF SERVICE, PRODUCE OR TRANSFER

Refund for overpayment of Irrigation Permit #2042-1

AMOUNT: \$950.00

FUNDING SOURCE: WR Fees

GENERAL:

FEDERAL:

OTHER:

COMMENTS:

AUTHORIZATION:

I declare and affirm under the penalties of perjury that this claim is in all things, true and correct. I further agree to comply with the provisions of the Civil Rights Act of 1964 and regulations issued thereunder relating to nondiscrimination in federal assisted programs.

Rodriguez, Rachel

From: DANR No Reply
Sent: Tuesday, February 4, 2025 10:25 AM
To: Konst, Shannon; Vickie.maberry@state.sd.us; Duvall, Ron; Rodriguez, Rachel; Dewell, Amanda
Subject: [EXT] Check Arrival - Water Permit Application Fee

Please use caution in opening any attachments or clicking on any links.

This message was received from an external mail system, but has been made to appear as though originating from an internal State email address. If you are not expecting this message or are concerned about its content, please forward it to the reportspam@state.sd.us mailbox.

FROM: Belle Valley Irrigation
AMOUNT: \$950.00
FOR: Water Permit Application Fee
CK DATE: 1/29/2025
CK RECD: 2/4/2025
CK NUM: 10183.00

COMMENTS (if any):

[DANR Check Registry](#)

2042-1

February 4th, 2026

REFUND REQUEST FORM

PAYEE:

C/O Belle Valley Irrigation *
313 Rosander Ave
Yale, SD 57788

FROM: DANR-Water Rights Program
523 E. Capitol Ave
Pierre, SD 57501-3181

DESCRIPTION OF SERVICE, PRODUCE OR TRANSFER

Refund for overpayment of Irrigation Permit #2042-1

AMOUNT: \$950.00

FUNDING SOURCE: WR Fees

GENERAL:

FEDERAL:

OTHER:

COMMENTS:

AUTHORIZATION:

Mark Mayer 2/4/26

I declare and affirm under the penalties of perjury that this claim is in all things, true and correct.
I further agree to comply with the provisions of the Civil Rights Act of 1964 and regulations issued thereunder relating to nondiscrimination in federal assisted programs.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

2042-1

February 4, 2026

Broken Bridge Ranch LLC
c/o Patrick Daly
14780 SD Hwy 34
Sturgis SD 57785

RE: Bell Valley Irrigation Refund – Permit # 2042-1

Dear Mr. Daly:

Enclosed is Water Permit No. 2042-1 authorizing construction of the water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

An application fee of \$950.00 was submitted on January 29, 2025, (check # 10183). And again, on February 3, 2025 (check # 9013) for \$950.00. Therefore, \$950.00 will be refunded to you. The refund check should be received within the next couple of weeks.

Sincerely,

Mark Mayer, PE
Director of Office of Water

enclosures