

735-1

1. Considered 916, 1916
2. Name of Applicant ARMOUR & GRACE OTTUM
3. Post Office Address SHADEHILL
4. Amount of Water Claimed 7.2
5. Source of water supply GRAND PINE FLAT CREEK & DEW DRAW
6. Water to be used for IRRIGATION

Acres to be irrigated 500.0

7. Water to be diverted and used in DEPKINS County about 1 E Miles of SHADEHILL

8. Proof of publication Received 15

Not Received

9. Application Approved

Subject to

Not Approved

Action deferred

10. Remarks:

*70 acres from Hot Creek
100 acres under Grand Pine*

No. 735-1
 Water Division No. 1 Grand River District Aug 11 1964
 (Blanks to be Filled by the Engineer for the W. R. C.)
APPLICATION FOR PERMIT STATE WATER RESOURCES COMM.
To Appropriate Water within the State of South Dakota PIERRE, SOUTH DAKOTA

(NOTE—Draw a line through items not applicable.)

1. Name of applicant ARTHUR D. & GRACE OUTMAN
 Postoffice address SHADENHILL, County PERKINS, State SO DAK

I. If a corporation NONE
 (a) Name of same _____
 (b) Date and place of incorporation _____
 (c) Amount of capital stock _____
 (d) Amount paid in _____
 (e) Names and addresses of directors _____

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:
 (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)
CONTRACT
 (b) Cash on hand, \$ ADEQUATE (c) Treasury stock, \$ ---
 (d) Bonds to be issued, \$ --- (e) Other resources, \$ SCS & ASCS

2. Name of diversion work EARTH DAMS
 3. Amount of water claimed 7.2 cubic feet per second
 4. Source of water supply GRAND RIVER
 5. Location of point of diversion SEE ATTACHED PLAT MAP
 _____ on _____ bank _____ County.
 6. Annual period or periods during which water is to be used WHEN AVAILABLE
 7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? GRAVITY & SPRINKLER
 (a) Number of acres to be irrigated 500.8 acres.
 (b) Legal subdivisions to be irrigated SEE ATTACHED PLAT MAP
 (NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)
 (c) Statement as to domestic use (giving location, etc.) NONE

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

(a) Nature of use NONE
 Name any of the above uses claimed _____
 (b) Amount of power to be generated _____ horse power.
 Amount claimed for engine cooling _____
 (c) Location of plant _____
 (d) Method of developing power _____
 (e) Point where water will be returned to stream _____

Map No 616-1

8. Estimated cost of work:

(a) Head Gates, \$.....

(b) Pumping plant, \$ 1500.00

(c) Fluming, \$.....

(d) Canal-earth, \$.....

Rock, \$.....

(e) Other structure. DITCHES \$ 200.00

Total, \$.....

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flum, pumping plant, etc.)

pumping plant

II. Dimensions of works.

(a) Dam: Height.....feet; length at bottom.....feet; length at top.....feet; thickness at bottom.....feet; thickness at top.....feet; slope at front water face.....; slope at back face.....material used in construction.....

(b) Reservoir: Capacity when filled.....acre feet. Surface area at highwater mark.....acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET—ACRES	FEET	ACRE-Feet CAPACITY

(c) Head gate: Width.....feet; height.....feet; Material.....

(d) Canal: Total length.....miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work.....5.....years.

11. Time required for complete application of water to the proposed beneficial use.....4.....years.

12. Choice of newspaper for publication of notice of intention to appropriate.....

BISON COURIER

STATE OF SOUTH DAKOTA

County of PERKINS

ss.

I, Arthur D. Ottman, husband of Grace Ottman

being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed

Arthur D. Ottman

Subscribed and sworn to before me this

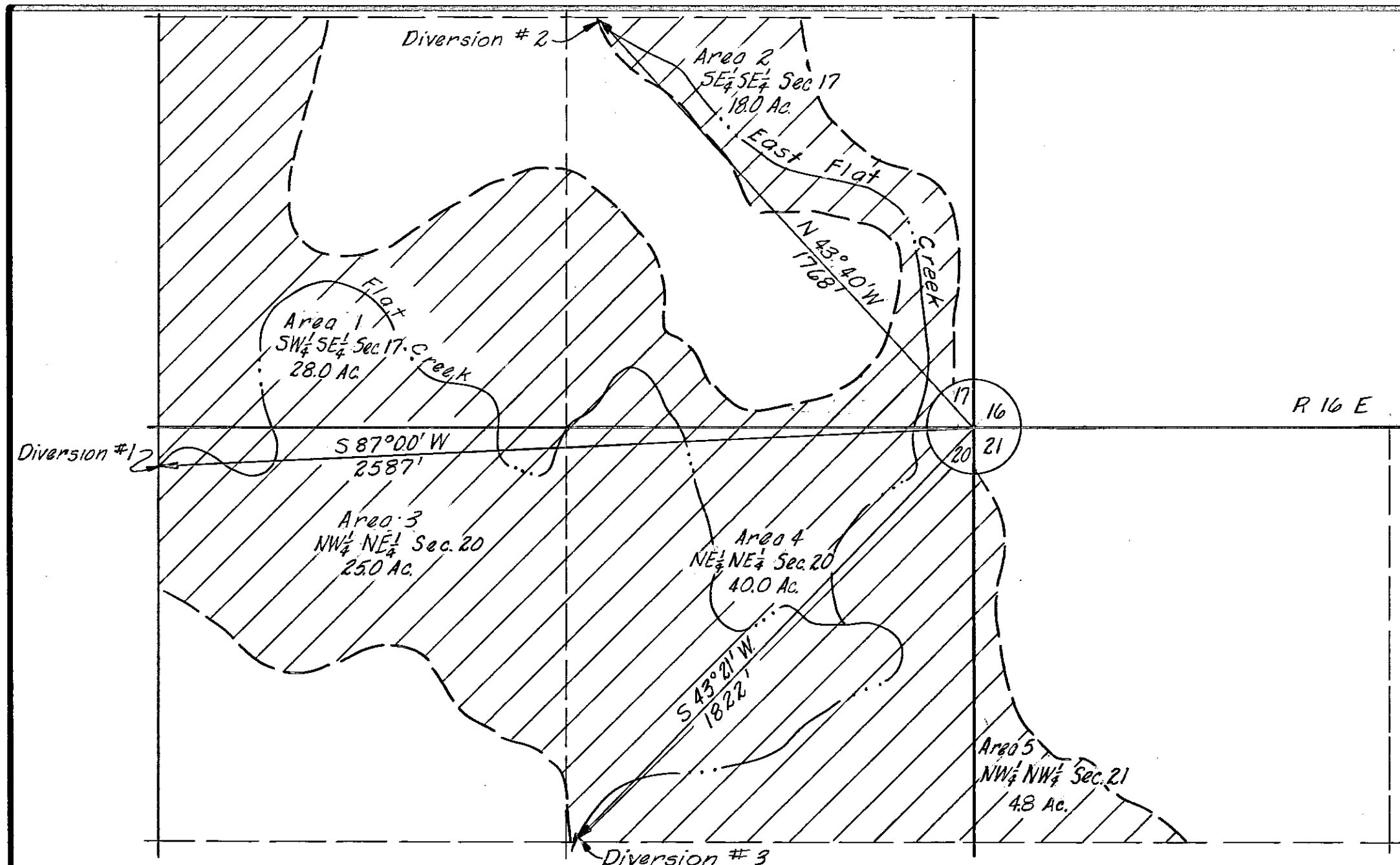
8th

day of

August

1967

Helen C. Tubbs
Notary Public (or other qualified officer.)



POINTS OF DIVERSION		
P.D. NO. 1	2587' S 87° 0' WEST OF SW COR. SEC. 16 - T21N - R16E	
P.D. NO. 2	1768' N 43° 40' WEST OF NW COR. SEC. 21 - T21N - R16E	
P.D. NO. 3	1822' S 43° 21' WEST OF SW COR. SEC. 16 - T21N - R16E	
P.D. NO. 4	130' N 2° 0' EAST OF NE COR. SEC. 23 - T21N - R16E	
P.D. NO. 5	1954' N 87° 50' EAST OF NE COR. SEC. 23 - T21N - R16E	
P.D. NO. 6	1478' N 31° 26' EAST OF NE COR. SEC. 23 - T21N - R16E	
P.D. NO. 7	2696' N 29° 6' EAST OF NE COR. SEC. 23 - T21N - R16E	
P.D. NO. 8	1848' N 1° 10' WEST OF NW COR. SEC. 27 - T21N - R16E	

AREA NO. 1	SW 1/4 SEC. 17 - T21N - R16E	28.0 ACRES
AREA NO. 2	SE 1/4 SEC. 17 - T21N - R16E	18.0 ACRES
AREA NO. 3	NW 1/4 SEC. 20 - T21N - R16E	25.0 ACRES
AREA NO. 4	NE 1/4 SEC. 20 - T21N - R16E	40.0 ACRES
AREA NO. 5	NW 1/4 SEC. 21 - T21N - R16E	48.0 ACRES
AREA NO. 6	SE 1/4 SEC. 21 - T21N - R16E	19.2 ACRES
AREA NO. 7	NE 1/4 SEC. 21 - T21N - R16E	40.0 ACRES
AREA NO. 8	SW 1/4 SEC. 21 - T21N - R16E	40.0 ACRES
AREA NO. 9	NW 1/4 SEC. 21 - T21N - R16E	40.0 ACRES
AREA NO. 10	SE 1/4 SEC. 21 - T21N - R16E	40.0 ACRES
AREA NO. 11	SW 1/4 SEC. 21 - T21N - R16E	40.0 ACRES
AREA NO. 12	SE 1/4 SEC. 21 - T21N - R16E	40.0 ACRES
AREA NO. 13	SW 1/4 SEC. 21 - T21N - R16E	40.0 ACRES
AREA NO. 14	SE 1/4 SEC. 21 - T21N - R16E	12.8 ACRES
AREA NO. 15	NW 1/4 SEC. 28 - T21N - R16E	40.0 ACRES
AREA NO. 16	NE 1/4 SEC. 28 - T21N - R16E	40.0 ACRES
AREA NO. 17	NW 1/4 SEC. 28 - T21N - R16E	19.0 ACRES
		500.8 ACRES

SURVEYORS CERTIFICATE

I, A.S. Tubbs, do hereby certify that this map identifies a reasonably accurate record of the land of the Arthur D. Ottman irrigation project and has been prepared under my supervision for Arthur D. Ottman, owner.

Sworn to and subscribed before me this 8th day of August, A. D. 1964.

A.S. Tubbs
Civil Engineer

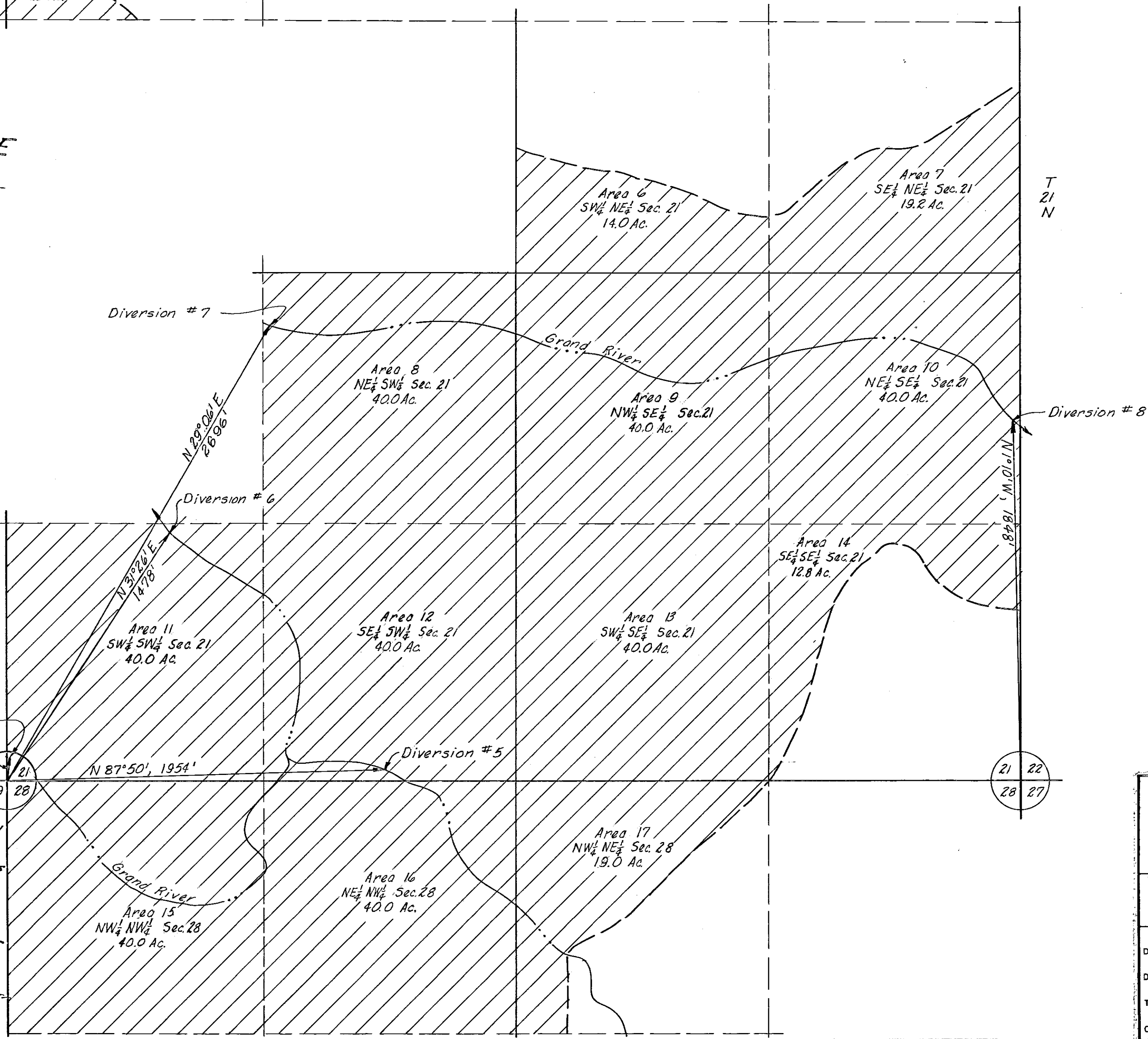
Helen C. Tubbs
Notary Public, S.D.

My commission expires Nov. 17, 1966.

Note—

Further request and agreement—Whereas other matters bearing on this project, water diversion points, return of water to the stream, etc., and that Arnold W. Merrimon has a water right on the main stream, let be known—that he and all others who may be interested immediately above the Ottman Project on Grand River are in agreement that Ottman be allowed a sufficient amount of water diversion to run the plant, which may not exceed 2.9 gallons per second during actual operation.

A.S. Tubbs C.E.



Scale: 1" = 400'

ARTHUR D. AND GRACE OTTMAN IRRIGATION PROJECT NO. 1

Perkins County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE SOIL CONSERVATION SERVICE

Designed _____	Date _____	Approved by _____
Drawn _____		Title _____
Traced _____		Title _____
Checked _____	Sheet No. / of /	Drawing No. _____

Map N° 646-1 (Appl N° 785-1)

Remarks by State Water Resources Commission:

This permit is granted, contingent upon negotiations of a contract with the Bureau of Reclamation for stored water in Shadhill reservoir. This permit is valid only as long as the contract with the Bureau remains effective because unappropriated natural flows are not available otherwise during a major portion of the irrigation seasons.

STATE OF SOUTH DAKOTA

County of Hughes

ss.

Pierre, South Dakota, September 24, 1964

This is to certify that the foregoing application was received by the Commission at 8:00 o'clock a.m. upon the 11 day of August, 1964.

State Water Resources Commission

By: Donald Driscoll
for Chief Engineer, Executive Officer

Number of permit 735-1

Date of first receipt of application August 11, 1964

Date of return to applicant for correction, amendments or changes required as follows: , 1964

Date of receipt of corrected application , 1964

Date from which applicant may claim right August 11, 1964

Approved September 16, 1964, Recorded in Book 8 Page 239

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before

March 16, 1967

2nd. The whole of said work is to be completed on or before September 16, 1969

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is

September 16, 1973

4th. The water appropriated shall be used for the purpose of irrigation

5th. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed 7.2 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually

and beneficially applied for irrigation on or before September 16, 1973; said water to be used during the following described annual period:

April through November (inclusive)

Witness my hand this 5 day of October, 1964.

State Water Resources Commission

By: [Signature]
Chief Engineer, Executive Officer

Certificate of Construction Issued July 21, 1971

Water License Issued July 21, 1971

Remarks by the Applicant:

Arthur L. & Grace Ottman
Irrigation Project No. 1
Shadohill, S. Dak.
Points of Diversion

P.D.	No. 1.	2587' S 87° 0' West of SW Cor. Sec. 16-T21N-R16E
	No. 2.	1768' N 43° 40' West of NW " " 21 " "
	No. 3.	1822' S 43° 21' West of SW Cor. Sec. 16 " "
	No. 4.	130' N 2° 0' East of NE " " Sec. 29 " "
	No. 5.	1954' N 87° 50' " " " " " " " "
	No. 6.	1478' N 31° 26' " " " " " " " "
	No. 7.	2696' N 29° 6' " " " " " " " "
	No. 8.	1848' N 1° 10' West " NW " " 27 " "

Area	No. 1.	SW ¹ SE ⁴ Sec. 17-T21N-R16E	28.0 AC.
"	No. 2.	SE ⁴ " " " "	19.0 AC.
"	No. 3.	NW ¹ NE ⁴ " 20 " "	25.0 AC.
"	No. 4.	NE ¹ NE ⁴ " 20 " "	40.0 AC.
"	No. 5.	NW ¹ NW ⁴ " 21 " "	4.8 AC.
"	No. 6.	SW ¹ NE ⁴ " " " "	14.0 AC.
"	No. 7.	SE ¹ NE ⁴ " " " "	19.2 AC.
"	No. 8.	NE ¹ SW ⁴ " " " "	40.0 AC.
"	No. 9.	NW ¹ SE ⁴ " " " "	40.0 AC.
"	No. 10.	NE ¹ SE ⁴ " " " "	40.0 AC.
"	No. 11.	SW ¹ SW ⁴ " " " "	40.0 AC.
"	No. 12.	SE ¹ SW ⁴ " " " "	40.0 AC.
"	No. 13.	SW ¹ SE ⁴ " " " "	40.0 AC.

Area	No. 14.	SE ¹ SE ⁴ Sec. 21-T21N-R16E	12.8 AC.
"	No. 15.	NW ¹ NW ⁴ " 29 " "	40.0 AC.
"	No. 16.	NE ¹ NW ⁴ " 28 " "	40.0 AC.
"	No. 17.	NW ¹ NE ⁴ " 26 " "	19.0 AC.

500.8 AC.

from Flat Creek.

Between a point in the SE¹ SE⁴, Sec 17 and a point in the NE¹ NE⁴, Sec. 20, T21N, R16E

from Grand River.

Between a point in the SE¹ SE⁴, Sec 21, and a point in the NE¹ NE⁴, Sec. 21, T21N, R16E

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 735-1

(1) WHEREAS, On the 11th day of August A. D. 19 64
Arthur D. and Grace Ottman of Shadehill, South Dakota

made Water Right Application No. 735-1 for a permit to use 7.2 cubic feet per second of the waters of the Grand River and Flat Creek

County of Perkins State of South Dakota, for Irrigation

purposes; and

(2) WHEREAS, On the 5th day of October A. D. 19 64

Permit No. 735-1 with a date of priority of August 11, 1964

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 16th day of September A. D. 19 69 and for the application to beneficial use of said water on or before the 16th day of September A. D. 19 73

The applicable portions of Water Permits Nos. 168-1, 169-1 and 170-1 are incorporated into and made a part of this Water License No. 735-1.

Water Permits Nos. 168-1, 169-1 and 170-1 all have the same priority date of May 5, 1941.

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 2.82 cubic feet per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent.

Irrigation of the following described lands in T21N, R16E

Water Permit No. 168-1, May 5, 1941 priority	Water Permit No. 735-1, August 11, 1964 priority.
SE 1/4 NE 1/4, Section 21, 10 acres	
NE 1/4 SE 1/4, Section 21, 7 acres	SW 1/4 SE 1/4, Section 17 23 acres
Water Permit No. 169-1, May 5, 1941 priority	SE 1/4 SE 1/4, Section 17 12 acres
SW 1/4 NE 1/4, Section 21, 8 acres	NW 1/4 NE 1/4, Section 20 12 acres
NE 1/4 SW 1/4, Section 21 5 acres	NE 1/4 NE 1/4, Section 20 31 acres
Water Permit No. 170-1, May 5, 1941 priority	NE 1/4 SW 1/4, Section 21 3 acres
	NW 1/4 SE 1/4, Section 21 12 acres
NW 1/4 NE 1/4, Section 20, 9 acres	SE 1/4 SW 1/4, Section 21 13 acres
	SW 1/4 SE 1/4, Section 21 38 acres
	NW 1/4 NE 1/4, Section 28 5 acres

Total 187 Acres

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Arthur D. and Grace Ottman

_____ of Shadehill, South Dakota
the holder _____ and owner _____ of said permit No. 735-1 a water right, dating from May 5, 1941 and August 11, 1964 to use of 2.82 cubic feet per second of the waters of the flows of Grand River and Flat Creek

in the County of Perkins and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at for Flat Creek between points S.87° W., 2567' and S.43° 21' W., 182' from NE Corner of Section 20. For Grand River between points N. 2° E., 130' from SW Corner, Section 20 and N. 1° 10' W., 1648' from the SE Corner of Section 21, all in T21N, R16E

and conduct to and upon the lands as described on the face of this Water License.

for the purpose of irrigation
A portion of this permit covers unappropriated water which exists at this location only in intermittent seasonal or flood control flows in the Grand River. This water supply is not a dependable source of water for irrigation. Additional water may be obtained by contract with the Bureau of Reclamation for service from Shadehill Reservoir. Subject to my limitations listed in Water Right Permit No. _____ and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 21st day of July A. D.
Nineteen Hundred and Seventy-one

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRILES

735-1

Permit No. _____

1

GRAND RIVER

Water Diversion No. _____ Water District _____

CERTIFICATE OF CONSTRUCTION

Arthur D. and Grace Ottman of Shadehill, S.D.

This is to Certify, That _____

Permit No. 735-1, issued upon Application No. 735-1, bearing date of priority of August 11, 1964 the holder, _____ of _____
 _____, authorizing the diversion of _____ cu. ft. per second of the waters of _____
Grand River and Flat Creek County of Perkins, State of South Dakota at _____
For Flat Creek between points S. 87° W., 2537' and S. 43° 21' W., 1822' from NE Corner
of Section 20. For Grand River between points N. 2° E., 130' from SW Corner,
Section 20 & N. 1° 10' W., 2048' from the SE Corner of Section 21, all in T21N, R16E.
 for _____
 for irrigation

purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to proof of
 completion of the works of diversion set out and described in said _____; that said works are found in satisfactory
 condition for diverting and conveying to the place of intended use _____
 _____ cu. ft. per second of water.

Date _____

WATER RESOURCES COMMISSION

By:

J.E. GRIMES, Executive Officer

This includes Water Permits 168-1, 169-1 and 170-1, all having a priority
 date of May 5, 1941, having diversion points within the diversion points
 described above. The applicable portions of Water Permits Nos. 168-1, 169-1,
 and 170-1 are incorporated into and made a part of Water License No. 735-1.

Water Permits Nos. 735-1, 168-1-169-1 & 170-1
Arthur D. and Grace Ottman, Shadehill, S.D.

All described land is located in T21N, R16E

Water Permit No. 168-1 May 5, 1941 priority

SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21	10 acres
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21	7 acres

Water Permit No. 169-1 May 5, 1941 priority

SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21	8 acres
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21	5 acres

Water Permit No. 170-1 May 5, 1941 priority

NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20	9 acres
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Total under May 5, 1941 priority	39 acres
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Water Permit No. 735-1 August 11, 1964 priority

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17	23 acres
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17	12 acres
NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20	12 acres
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20	31 acres
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21	3 acres
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21	12 acres
SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21	13 acres
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21	38 acres
NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28	5 acres

Total under August 11, 1964 priority	148 acres
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Permit No. 735-1Water Division 1 GRAND RIVER Water District

Includes inspections of 168-1, 169-1 and 170-1

REPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by Arthur and Grace Ottman of Shade hill, South Dakota holder of Permit No. 735-1, bearing date of priority of May 5, 1941 and August 11, 1964, authorizing the diversion of 7.2 cu. ft. per second of the waters of Grand River and Flat Creek for irrigation purposes, in Perkins County.

I have to report on the condition of the same as follows:

The Water Use System consists of,
Some equipment is used under Water Permits 735-1, 168-1, 169-1 and 170-1

A. Works used to divert the water:

350 GPM, Construction Machinery Co. pump 3" x 3", Mod. TT 10-20R-powered by McCormick Deering, 1928 Farmall, Fairbanks Morse 5" pump powered by GE 7½ HP Electric Motor, Type SCR 700 GPM, Berkeley 5" x 4" powered by Century Electric Motor-75 HP, 800 GPM. Berkeley 6" low head powered by G.E. 30 HP Electric Motor.

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

500 feet of 6" mainline
400 feet of 8" mainline

C. Works used to apply water to beneficial use.

1/4 mile of 4" diameter towline
about 60 acres diked for flood irrigation

The system is in the following condition: Fair to Excellent

The point of diversion is located For Flat Creek-between points S.87° W., 2587' and S.43°21' W., 1822' from NE Corner, Sec.20. For Grand River between points N.2° E, 130' from SW Corner Sec. 20 and N. 1° 10' W., 1848 feet from SE Corner, Sec.21, all in T21N, R16E

The works are capable of diverting and conveying to the place of use all systems 4.45cu. ft. per second of water which is to be used for irrigation

Water has been put to beneficial use to the maximum extent as follows: irrigation of land described on attached list

comprising a total of 187 acres of land.

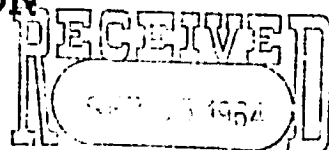
Date June 25, 1971

Donald Driscoll
(Signature)

DONALD DRISCOLL, Deputy Chief Engineer, W.R.C.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Perkins } ss.



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Lloyd I. Sudlow being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the _____

The Bison Courier a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the _____

Town _____ of Bison County of _____

Perkins and State of South Dakota; that the said notice was published in said newspaper on the following dates:

20th of August, 1964

August 27th, 1964

September 3, 1964

September 10th, 1964

in each and every issue of the full number thereof, the first publication being made on the 20th day of August

1964 and the last publication on the 10th day of September

1964, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was Editor the printer and publisher of the said newspaper.

Lloyd I. Sudlow

Subscribed and sworn to before me this 10th day of September A. D. 19 64

Adria B. Sudlow

Notary Public Perkins County, S. D.

ADRIA B. SUDLOW
Notary Public
Commission Expires Mar. 12, 1967.

No. 735-1
APPROPRIATION OF WATER
Office of State Water Resources
Commission, Pierre, South Dakota,
August 17, 1964.
Notice is hereby given that Arthur and Grace Ottman, whose postoffice address is Shadehill, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate water per second of time from the Grand River and Flat Creek thru the Ottman Irrigation Project, the point of diversion of which is to be located on both banks of said stream: from Flat Creek between a point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 17; and a point in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20; and from the Grand River between a point in the SW $\frac{1}{4}$ Section 21; and a point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, all in T 21N, R 16E. Said water to be used for the purpose of providing irrigation on portions of the following described land:
S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 17; N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 20; S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21; N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, all in T 21N, R 16E.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 16th day of September, 1964, at 2:00 P. M. All interested persons may appear and be heard.
Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for consideration upon the information presented.
State Water Resources Commission
By: Burton E. Jones
Water Right Specialist

First Publication on or before August 20, 1964

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak. August 17, 1964

Notice is hereby given that Arthur and Grace Ottman, whose postoffice address is Shadehill, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 7.2 cubic feet of water per second of time from the Grand River and Flat Creek through the Ottman Irrigation Project, the point of diversion of which is to be located on both banks of said stream: from Flat Creek between a point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17; and a point in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20; and from the Grand River between a point in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21, and a point in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, all in T21N, R16E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 17; N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 20; S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21; N $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, all in T21N, R16E.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 16th day of September, 1964, at 2:00 P.M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

By:

CC: Lloyd I. Sudlow, Publisher
Bison Courier
Bison, S. Dak.

BURTON F. JONES
Water Rights Specialist

STATEMENT BY COMMISSION STAFF

Water Right No. 735-1
October 29, 1968

The Water Resources Commission on September 16, 1964 approved Water Right Application No. 735-1 of Arthur D. & Grace Orrman to divert up to 7.2 cubic feet per second of water from the Grand River to irrigate up to 500.8 acres of land. Approval of the permit was contingent upon the Ottmans having an active contract with the Bureau of Reclamation for delivery of water from Shadecill Reservoir.

On March 15, 1967 the Water Resources Commission approved Water Right Application 785-1 to divert water from the Grand River below Shadecill Reservoir. The approved permit contained the following under "Remarks by State Water Resources Commission". "This permit covers unappropriated water which exists at this location only in intermittent seasonal or flood control flows in the Grand River. This water supply is not a dependable source of water for irrigation. Additional water may be obtained by contract with the Bureau of Reclamation for service from Shadecill Reservoir.". The Water Resources Commission moved and passed that this action be made retroactive to those permits already approved.

Mr. Arthur Ottman was contacted by a member of the Commission Staff on October 16, 1968. He was informed that it was no longer a water right requirement that he have a contract with the Bureau of Reclamation for water service from Shadecill Reservoir, but under the circumstances it was advisable for him to have such a contract.

Mr. Ottman stated he was still developing his irrigation system and was not ready for the final inspection. When the final inspection is made, and the Water License is prepared for issue, the water license shall contain the water right statement which has been prepared, which reflects the Commission Policy.

**OVERSIZE
DOCUMENT IS
SUPPLEMENTARY
TO MICROFILM FILE**



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

November 15, 1988

735-1
894-1

Grace Ottman
Box 43
Shadehill, SD 57653

Dear Ms. Ottman:

Thank you for the prompt return of your 1988 irrigation questionnaires. You indicated on the questionnaires that Water Right Nos. 735-1 and 894-1 should be listed under your name only. In order to change the name(s) on the water rights, you will need to file a "Notice of Transfer" for each water right, with our office.

Enclosed are partially completed "Notice of Transfer" forms. Please check over the forms and sign in the presence of a notary public. Upon completion, return them to our office with the required filing fee of \$2.50 each (total of \$5.00).

If you have any questions, please contact me.

Sincerely,

GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosures



No. 735-1

NOTICE OF TRANSFER OF WATER PERMIT



TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 11-17-88

this is to notify you that the title to the lands described as follows:

S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 17, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 20, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 21,

NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, T21N, R16E

formerly owned by Arthur & Grace Ottman

has been transferred to Grace Ottman, Box 43, Shadehill SD 57653

(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 735-1 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is hereto attached to cover filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)
County of PERKINS) ss.

I, Grace Ottman being first duly sworn on my oath depose and say:
That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Grace Ottman
GRACE OTTMAN (Signed)

Subscribed and sworn to before me this 17th Day of November, 1988.

Peggy Albung
PEGGY A. YON (Notary Public)
My Commission Expires: 1-4-90

(S E A L)

RECEIPT

Division of Water Rights
South Dakota Department of Water and Natural Resources

411512

Pierre, November 29, 19 88

RECEIVED OF Grace Ottman, Box 43, Shadchill, SD 57652

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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>735-1</u>	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By D. W. State
Chief Engineer JOHN HATCH (5)

**SOUTH Dakota Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

WATER RIGHTS DIVISION
(605) 773-3352

November 29, 1988

Grace Ottman
Box 43
Shadehill, South Dakota 57653

Dear Mrs. Ottman:

Enclosed are receipt Nos. 411512 and 411513 in the amount of \$2.50 each which you paid for the transfer of Water Right Nos. 735-1 and 894-1.

Our records now show you as the owner of these Water Rights.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc. 2





735-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

May 28, 1996

735-1

894-1

Willard D Ottman
111 4th Ave W
Lemmon, SD 57638

Dear Mr. Ottman:

This letter is regard to water rights currently listed in the name of Grace Ottman. On the 1995 irrigation questionnaires, you made a notation on the forms that the water rights should be listed under "Grace Ottman Estate".

In order to change the name on the water rights, a "Notice of Transfer" will need to be filed for each water right. Enclosed are partially completed forms. Please review the forms and make any necessary corrections. Please fill in the portion titled "*be transferred to: (name & address)*". Once completed, the forms will need to be signed in the presence of a notary public and returned to our office with a required filing fee of \$2.50 each (total of \$5.00).

If you have any questions, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

enclosures

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete name ~~6, 7, and 8~~.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Willard D. Ottman
114 4th Ave. W
Lemmon, SD 57638

735-1
894-1

4a. Article Number

P 378 081 280

4b. Service Type

- ☒ Registered ☐ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

8-27-96

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

8. Addressee's Address (Only if requested and fee is paid)



735-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

August 26, 1996

SECOND NOTICE
Permit Nos. 735-1
894-1

Willard D. Ottman
114 4th Ave. W
Lemmon, SD 57638

Dear Mr. Ottman:

On May 28, 1996, notice was sent to you concerning the transfer of Water Right Nos. 735-1 and 894-2 in the name of Grace Ottman. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed are additional forms. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 per transfer (\$5.00 total). The water rights can then be transferred to your name. If you are not the present owner of the land covered under these water rights, please notify this office. It is very important that ownership records be kept current. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact Genny McMath, (605) 773-3352

Very truly yours,

RON DUVALL
Natural Resources Engineer
For John Hatch, Chief Engineer
Water Rights Program

enclosure



November 18, 1996

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

THIRD NOTICE
Water Right Nos. 735-1 & 894-1

Willard D. Ottman
114 4th Ave. W
Lemmon, SD 57638

Dear Mr. Ottman:

On May 28, 1996, and August 26, 1996, notices were sent to you concerning the transfer of Water Right Nos. 735-1 and 894-1 in the name of Grace Ottman. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed are additional forms. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 per transfer, a total of \$5.00. The water rights can then be transferred to your name. If you are not the present owner of the land covered under these water rights, please notify this office. It is very important that ownership records be kept current. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water be filed with this office within ninety days.

Failure to keep records current can mean a delay in receiving a notice or even no receipt of a notice that pertains to the water rights. In some cases, a notice from this office includes an order which could result in up to one year suspension of a permit or other penalty if not complied with.

The Statutes provide that a permit for irrigation remains appurtenant to the land. If there is an ownership change; however, no such assignment (transfer) shall be binding except upon the parties thereto, unless filed for record in this office.

If you have any questions, please contact Genny McMath, (605) 773-3352.

Very truly yours,

RON DUVALL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

enclosure

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
 2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Willard D. Ottman
 114 4th Ave. W
 Lemmon, SD 57638

735-1
 894-1

4a. Article Number

P 378 C80 531

4b. Service Type

- ☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

11-19-96

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1994

Domestic Return Receipt



735-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

June 16, 1998

735-1
894-1

Willard D Ottman
114 4th Ave W
Lemmon, SD 57638

Dear Mr. Ottmar:

I am contacting you in regard to Water Right Nos. 735-1 and 894-1, currently listed in the name of Grace Ottman. You notified us in the spring of 1996 that they would need to be transferred. At this time, I am writing to see if the estate has been settled and the water rights would be able to be transferred.

I am enclosing two partially completed transfer forms. They will need to be completed and then signed in the presence of a notary public. Upon completion, please return the forms to our office with a required filing fee of \$2.50 each (total of \$5.00).

It is very important that ownership records be kept current. If there is a reason that they can not be transferred, please give me a call and I will edit our records accordingly. Also, if I need to write to someone other than yourself concerning this matter, please forward this information to me.

If you have any questions concerning the water rights or completion of the transfer forms, please get in touch with me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

encl



735-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 18, 2008

NOTICE

TO: WILLARD D & MARY OTTMAN, 111 4TH AVE W, LEMMON, SD 57638

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2007 Irrigation Questionnaires

Our records indicate that the 2007 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 19, 2007. The Water Management Board has directed that owners of water permits who have not submitted the 2007 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) 735-1 & 894-1 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) 1516-1 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 11, 2008** 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) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 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 on/or before **March 3, 2008**, you will no longer be in violation of your permit and your name will be deleted 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V6-IQ.pdf>

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 29, 2008

735-1
894-1
1516-1

Willard D & Mary Ottman
111 4th Ave W
Lemmon SD 57638

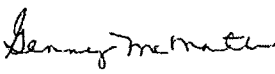
Dear Mr. & Mrs. Ottman:

I am writing to acknowledge receipt of your 2007 irrigation questionnaires. You may disregard the January 18, 2008, "Notice" concerning reporting requirements for Water Right Nos. 735-1, 894-1 and 1516-1.

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
Environmental Scientist
Water Rights Program
(605) 773-3352

SD EForm - 0495 V1 NOTICE OF TRANSFER OF OWNERSHIP

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

Water Right/Permit No. 735-1

Date: 3/26/2008

I/We request that Water Right/Permit No. 735-1 formerly owned by:

Grace Ottman be transferred to:

New Owner Name: Willard D. Ottman, Mary P. Ottman, Arlen D. Ottman D., Willard D. Ottman, JR

Address: 19399 Dewitt Road

City, State, Zip Shade Hill SD 57638 Telephone No. (605) 374-5376

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

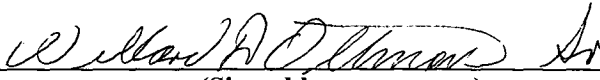
Est. by No. 168-1, SE1/4 NE 1/4 , NE 1/4 SE 1/4 Section 21, T21N, R16E
Est. by No. 169-1, SW 1/4 NE 1/4, NE 1/4 SW 1/4 Section 21, T21N, R16E
Est. by No. 170-1, NW 1/4 NE 1/4 Section 20, T21N, R16E
Est. By No. 735-1, S 1/2 SE 1/4 Section 17, N 1/2 NE 1/4 Section 20, E 1/2 SW 1/4, W1/2 SE 1/4,
Section 21 and NW 1/4 NE 1/4 Section 28; all in T21N, R16E.

☒ I understand that the validity of Water Right/Permit No. 735-1 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 Two Dollars and Fifty Cents (\$2.50) is included to cover the filing fee as required by SDCL 46-2-13.

I, Willard D. Ottman, Senior, 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.

SW¹/₄ SW¹/₄ 16

37.8A

894-1

16

SE¹/₄ SW¹/₄

16

sec 21

39A

894-1

20 16

NW¹/₄ NW¹/₄

20A

894-1

NE¹/₄ NW¹/₄

39A

894-1

NW¹/₄ NE¹/₄

39A

894-1

NE¹/₄ NE¹/₄

10.3A

894-1

SW¹/₄ NW¹/₄

13A

1516-1

SE¹/₄ NW¹/₄

20A

1516-1

SW¹/₄ NE¹/₄

8A

169-1

18.1A

894-1

SE¹/₄ NE¹/₄

10A

168-1

3.2A

894-1

W, WJR, M. Ottman

W, WJR, M. OTTMAN

521-T21-R16

NW¹/₄ SW¹/₄

6A

1516-1

NE¹/₄ SW¹/₄

5A 169-1

3A 735-1

NW¹/₄ SE¹/₄

12A 735-1

NE¹/₄ SE¹/₄

7A

168-1

W, WJR, M. Ottman

SW¹/₄ SW¹/₄SE¹/₄ SW¹/₄

13A 735-1

SW¹/₄ SE¹/₄

38A 735-1

SE¹/₄ SE¹/₄

SEC 28-T21-R16

NW¹/₄ NE¹/₄

5A 735-1

28

SEC 17

SEC 17

SW $\frac{1}{4}$

SE $\frac{1}{4}$

23A

735-1

SEC 17

SE $\frac{1}{4}$

SE $\frac{1}{4}$

12A

735-1

SEC 20

NE $\frac{1}{4}$

NE $\frac{1}{4}$

~~12A~~

9A

170-1

~~30A~~

~~735-1~~

12A

735-1

SEC 20

NE $\frac{1}{4}$

NE $\frac{1}{4}$

31A

735-1

SEC 20

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 3/26, 20 08

RECEIVED OF Willard D Ottman 19399 Bewitt Rd Shade Hill SD 57638

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	2	50
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 _____ 735-1		
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. _____	2	50
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	
	2	50

No.

03000

By

Richard Erbe
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 27, 2008

735-1
894-1

Willard D Ottman Sr
19399 Dewitt Rd
Shadehill SD 57638

Dear Mr. Ottman:

Thank you for stopping by the office to complete the ownership changes for Water Right Nos. 735-1 and 894-1. I am glad Eric was able to help you out with the paperwork in my absence.

The transfers have been completed. The water rights, formerly held by Grace Ottman are now listed in the names of:

- Willard D Ottman Sr.,
- Mary P Ottman,
- Arlen D Ottman, and
- Willard D Ottman Jr.

Enclosed are your Receipt Nos. 03599 and 03600 in the amounts of \$2.50 each which you paid for filing the ownership changes. You may keep these for your files.

If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures



735-1
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 23, 2009

NOTICE

TO: WILLARD D & MARY OTTMAN, 19399 DEWITT RD, SHADEHILL, SD 57638
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program
SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaires

Our records indicate that the 2008 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 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) 735-1 & 894-1 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) 1516-1 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 11, 2009** 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) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 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 on/or before **March 6, 2009**, you will no longer be in violation of your permit and your name will be deleted 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V7-IQ.pdf>

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.

735-1

[Home](#) | [Help](#)[Track & Confirm](#)

Track & Confirm

Search Results

Label/Receipt Number: **2303 2160 0000 0802 6302**
Status: **Delivered**

Your item was delivered at 10:12 AM on January 24, 2009 in LEMMON, SD 57638. The item was signed for by M OTTMAN.

Track & Confirm

Enter Label/Receipt Number.

Notification Options

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FOIA

U.S. Postal Service Signature Confirmation

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 6302

WILLARD D & MARY OTTMAN
19399 DEWITT RD
SHADEHILL SD 57638

Waiver of Signature ☐ YES ☐ NOPostmark
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**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 30, 2009

735-1
894-1
1516-1

Willard Ottman, Jr
19399 Dewitt Rd
Shadehill SD 57638

Dear Mr. Ottman:

I am writing to acknowledge receipt of your 2008 irrigation questionnaires. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right Nos. 735-1, 894-1 and 1516-1.

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



735-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 21, 2011

NOTICE

TO: WILLARD OTTMAN JR, 19399 DEWITT RD, SHADEHILL, SD 57638

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2010 Irrigation Questionnaires

Our records indicate that the 2010 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 15, 2010. The Water Management Board has directed that owners of water permits who have not submitted the 2010 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) 735-1 & 894-1 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) 1516-1 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 9, 2011** 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) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 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 on/or before **March 4, 2011**, 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 22, 2011

735-1
894-1
1516-1

Willard Ottman Jr
19399 Dewitt Rd
Shadehill SD 57638

Dear Mr. Ottman:

I am writing to acknowledge receipt of your 2010 irrigation questionnaires.

You may disregard the January 21, 2011, "Notice" concerning reporting requirements for Water Right Nos. 735-1, 894-1 & 1516-1. 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,

A handwritten signature in cursive script that reads "Genny McMath".

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

October 18, 2011

735-1
894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638-0509

Dear Mr. Ottman:

Enclosed is a "Notice" dated October 14, 2011 concerning the 2011 irrigation questionnaire.

The notice was originally mailed to 19399 Dewitt Rd, Shadehill SD. The post office notified us that your address has changed and I will update our records accordingly.

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

enclosures



735-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 24, 2012

NOTICE

TO: WILLARD OTTMAN JR, PO BOX 509, LEMMON, SD 57638
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2011 Irrigation Questionnaires

Our records indicate that the 2011 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 14, 2011. The Water Management Board has directed that owners of water permits who have not submitted the 2011 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) 735-1 & 894-1 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) 1516-1 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 7, 2012** 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) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 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 on/or before **March 2, 2012**, 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 2, 2012

735-1
894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638 0509

Dear Mr. Ottman:

I am writing to acknowledge receipt of your 2011 irrigation questionnaires.

You may disregard the January 24, 2012, "Notice" concerning reporting requirements for Water Right Nos. 735-1, 894-1 and 1516-1. 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
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us



735-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
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PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 18, 2013

NOTICE

TO: WILLARD OTTMAN JR, PO BOX 509, LEMMON, SD 57638

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2012 Irrigation Questionnaires

Our records indicate that the 2012 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 12, 2012. The Water Management Board has directed that owners of water permits who have not submitted the 2012 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) 735-1 & 894-1 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) 1516-1 qualification:

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

The hearing will be held at **8:30 am, March 7, 2013** 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) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 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 on/or before **March 4, 2013**, 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 11, 2013

735-1
894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638 0509

Dear Mr. Ottman:

I am writing to acknowledge receipt of your 2012 irrigation questionnaires.

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right Nos. 735-1, 894-1 and 1516-1. 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,

A handwritten signature in cursive script that reads "Genny McMath".

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



735-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 16, 2015

NOTICE

TO: WILLARD OTTMAN JR, PO BOX 509, LEMMON, SD 57638

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) 735-1 & 894-1 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) 1516-1 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:

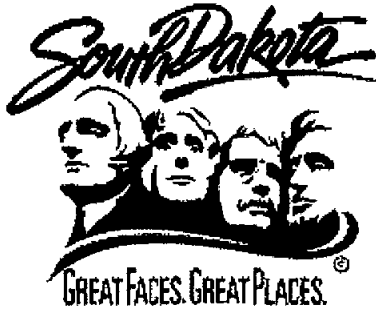
1. Suspend or cancel Permit No(s) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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.

735-1



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 27, 2015

735-1
894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638

Dear Mr. Ottman:

I am writing to acknowledge receipt of your 2014 irrigation questionnaires.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right Nos. 735-1, 894-1 & 1516-1. 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,

A handwritten signature in cursive script that reads "Genny McMath".

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



735-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2018

NOTICE

TO: WILLARD OTTMAN JR, PO BOX 509, LEMMON, SD 57638

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

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaires

Our records indicate your 2017 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 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) 735-1 & 894-1 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) 1516-1 qualification:

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

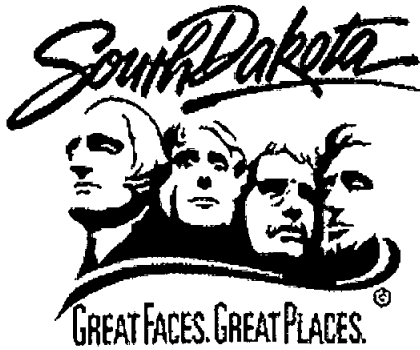
The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 7, 2018** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <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.



735-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 7, 2018

735-1
894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638-0509

Dear Mr. Ottman:

I am writing to acknowledge receipt of your 2017 irrigation questionnaires.

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Right Nos. 735-1, 894-1 and 1516-1. 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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

November 29, 2018

735-1
894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638

Dear Mr. Ottman:

Thank you for returning the 2018 Irrigation Questionnaires. Enclosed are partially completed "Notice of Transfer" forms for use in filing an ownership change on Water Right Nos. 735-1, 894-1, 1516-1. The water rights are currently listed in the names of Willard D Ottman, Mary P Ottman, Arlen D Ottman, Willard D Ottman Jr.

The transfer forms should be completed, checked over for accuracy, and signed by the new owner(s). Upon completion, return the forms to our office with a required filing fee of \$50.00 for each (\$150 total).

For informational purposes, under South Dakota Water Law, water must be placed to beneficial use for the purpose it was appropriated at least once every three years in order to maintain water permit. This three year period can be waived if legal excuse exists for the years of nonuse.

If you have any questions, please contact Genny McMath or me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosure



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 6, 2019

735-1
894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638

Dear Mr. Ottman:

I am writing in regard to ownership of land described in Water Right Nos. 735-1, 894-1 and 1516-1. Back in November when you returned the annual irrigation questionnaires, you made a notation on the forms that the names on the water rights were no longer accurate. Transfer forms were mailed to you for filing ownership changes but to date we have not received anything back from you.

In the event you do not have the original forms, enclosed are partially completed transfer forms for your use in updating the water rights. Upon completion, please sign the forms and return them to our office with a total of \$150 (\$50 for each transfer).

If I can answer any questions for you, please let me know.

Sincerely,

Genny McMath
DENR - Water Rights Program
605 773-3352

enclosures



735-1
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 23, 2020

NOTICE

TO: WILLARD OTTMAN JR, PO BOX 509, LEMMON, SD 57638

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaires

Our records indicate your 2019 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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) 735-1 & 894-1 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) 1516-1 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **February 26, 2020** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: SOXWQT**

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.

735-1



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 6, 2020

735-1
894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638-0509

Dear Mr. Ottman:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right Nos. 735-1, 894-1 and 1516-1. 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,

A handwritten signature in cursive script that reads "Genny McMath".

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2023

NOTICE

TO: WILLARD OTTMAN JR, PO BOX 509, LEMMON, SD 57638

FROM: Ron Duvall, Water Rights Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2022 Irrigation Questionnaires

Our records indicate your 2022 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 21, 2022. The Water Management Board has directed owners of water permits who have not submitted the 2022 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) 735-1 & 894-1 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) 1516-1 qualification:

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

The hearing will be held at **Wednesday, March 8, 2023 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 8, 2023** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: PTGXJX**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 13, 2023

735-1
894-1
1516-1

Willard Ottman, Jr
PO Box 509
Lemmon SD 57638-0509

Dear Mr. Ottman:

I am writing to acknowledge receipt of your 2022 irrigation questionnaires.

You may disregard the January 20, 2023, "Notice" concerning reporting requirements for Water Right Nos. 735-1, 894-1 and 1516-1. 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
Genny.mcmath@state.sd.us



735-1

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

June 2, 2023

Willard Ottman Jr
PO Box 509
Lemmon SD 57638

735-1
894-1
1516-1

Dear Mr. Ottman:

I am writing you regarding the ownership of land authorized in Water Right Nos. 735-1, 894-1, and 1516-1.

On an Irrigation Questionnaire from 2018 you'd made a notation suggesting that ownership of those water rights had changed. At this time Water Right No. 1516-1 is listed under the names of Willard Ottman Sr, Willard Ottman Jr, and Mary Ottman. Water Right Nos. 735-1 and 894-1 are listed under Willard Ottman Sr, Willard Ottman Jr, Arlen Ottman, and Mary Ottman.

If you wish to add and/or remove names from the above listed water rights, we request that you complete "Transfer of Ownership" forms for each. I have enclosed partially completed forms for you to review and complete as needed. Upon completion, sign and return them to our office with a required filing fee of \$50.00 each (\$150.00 total). A check or money order can be made payable to South Dakota Water Rights Program.

If you do not wish to make changes to the ownership of these water rights, or have any questions, please let me know.

Sincerely,

Amanda Dewell
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 19, 2024

NOTICE

TO: WILLARD OTTMAN JR, PO BOX 509, LEMMON, SD 57638

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaires

Our records indicate your 2023 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 20, 2023. The Water Management Board has directed owners of water permits who have not submitted the 2023 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) 735-1 & 894-1 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) 1516-1 qualification:

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

The hearing will be held at **Wednesday, March 6, 2024 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 6, 2024** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: PHWQID**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 15, 2024

735-1
894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638

Dear Mr. Ottman:

I am writing to acknowledge the receipt of your 2023 irrigation questionnaire(s).

You may disregard the January 19, 2024, "Notice" concerning the reporting requirements for Water Permit No(s). 735-1, 894-1 & 1516-1. The information was received prior to the March 6, 2024, Water Management Board meeting and these permit numbers have been removed from the agenda.

If you have any questions, please contact me.

Sincerely,

Amanda Dewell
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 14, 2025

NOTICE

TO: WILLARD OTTMAN JR, PO BOX 509, LEMMON, SD 57638

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaires

Our records indicate your 2024 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 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) 735-1 & 894-1 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) 1516-1 qualification:

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

The hearing will be held on **Wednesday, March 5, 2025, at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1516-1 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 735-1 & 894-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 5, 2025**, hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: RIPRYP**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 30, 2025

735-1, 894-1
1516-1

Willard Ottman Jr
PO Box 509
Lemmon SD 57638

Dear Mr. Ottman:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 735-1, 894-1 & 1516-1. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

Amanda Dewell
Permitting Administrator
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us