

Water Right Number 894-1

1. Considered MAY 20, 1970
2. Name of Applicant ARTHUR D. & GRACE OTTMAN
3. Post Office Address SHADENHILL, S.D.
4. Amount of water claimed 2.9
5. Source of water supply GRAND RIVER
6. Water to be used for IRRIGATION
Acres to be irrigated 206.4
7. Water to be diverted and used in PERKINS County
about 12 S Miles 1 of LEMMON
8. Proof of Publication
Received 5-11-70
Not received _____
9. Application
Approved _____
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

WATER
The Water Resources Center
ARTICLE
Number 100/Annals

894-1

S. HADEHILL

(Post Office Address)

With the following modifications:

Date of first receipt of application APRIL 7, 1970
 Date of return to applicant for correction, amendments or changes required —, 19—
 Date of receipt of corrected application —, 19—
 Approved APRIL 20 1970 Recorded in Book 11 Page 120

WATER RIGHT PERMIT NO 894-1

894-1

- actually and beneficially applied for irrigation on or before MAY 20 1978; said water to be used during the following described annual period: APRIL 1 TO NOVEMBER 1, INCLUSIVE

Witness my hand this 22ND day of MAY, 1970

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer

Certificate of Construction Issued 1976 FEBRUARY 4, 1976

Water License Issued FEBRUARY 2 1976

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 894-1

(1) WHEREAS, On the 7th day of April A. D. 19 70

Arthur D. and Grace Ottman

made Water Right Application No. 894-1 for a permit to use 2.9 cubic feet per second of the waters of the Grand River

County of Perkins, State of South Dakota, for irrigation

purposes, and

(2) WHEREAS, On the 22nd day of May A. D. 19 70

Permit No. 894-1, with a date of priority of April 7, 1970

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 20th day of May A. D. 19 75 and for the

application to beneficial use of said water on or before the 20th day of May A. D. 19 78

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 1.78 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,

for irrigating the following land in T21N, R16E

Section 16	SW $\frac{1}{4}$ SW $\frac{1}{4}$	37.8 acres
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	39.0 acres
Section 21	NW $\frac{1}{4}$ NW $\frac{1}{4}$	20.0 acres
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	39.0 acres
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0 acres
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	10.3 acres
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	18.1 acres
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	3.2 acres
Total		206.4 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, S.D.
the holder S and owner S of said permit No. 894-1 a water right, dating from April 7, 1970
to use of 1.78 cubic feet per second of the water

of the Grand River
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

between #1 - North 29⁰ East, 2696 feet from the NE Corner, Sec. 29,
and #2, North 1⁶ 10' West, 1849 feet from the NW Corner, Sec. 27, T21N,

R16E

and conduct to and upon portions of Sections 16 and 21, T21N, R16E, more fully
described on the face of this License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 894-1 and subject to the laws of the State of South Dakota.

WITNESS, by hand and seal of our office at Pierre, South Dakota
this 4th day of February A. D.
Nineteen Hundred and Seventy-six

WATER RIGHTS COMMISSION

By:

Chief Engineer, Executive Officer

JOHN HATCH

Form 15.

Permit No. 894-1

Water Diversion No. 1 GRAND RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Arthur D. and Grace Ottman

_____ the holder _____ of
Permit No. 894-1, issued upon Application No. 894-1, bearing date of priority of _____
April 7, 1970 authorizing the diversion of 2.9 cu. ft. per second of the waters of _____
the Grand River County of Perkins, State of South Dakota ~~at~~ between
#1 - North 29° East, 2696 feet from the NE Corner, Sec. 29, and #2,
North 1° 10' West, 1849 feet from the NW Corner, Sec. 27, T21N, R16E
_____, for irrigation

_____ purposes, has se 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 Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 1.75 cu. ft. per second of water.

Date February 4, 1976

By: WATER RIGHTS COMMISSION

JOHN HATCH, Chief Engineer

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 894-1

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County Perkins) ss.

I, Jane Boorman hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Lennox Levee

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the

City of Lennox

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

April 16, 1970

April 23, 1970

April 30, 1970

May 7, 1970

Jane Boorman
(Signature)

Editor
(Title)

May 7, 1970
(Date Signed)

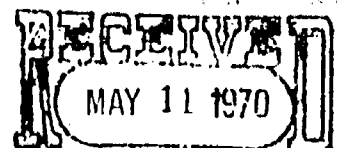
No. 894.1
Publish first publication on or before
April 23, 1970

NOTICE OF INTENT TO APPROPRIATE WATER
Pierre, South Dakota 57501
April 7, 1970

Notice is hereby given that Arthur D. and Grace Ottman whose post office 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 for beneficial use 2.5 cubic feet of water per second of time from the Grand River through the Ottman No. 3, the point of diversion of which is to be located between points in the NE 1/4 SW 1/4 and NE 1/4 SE 1/4 of Section 21, Twp. 21N, Range 16E. Said water to be used for the purpose of providing irrigation on the following described land: SW 1/4, Section 16, T11N, R16E and NE 1/4, Section 21, T21N, R16E.

This application No. 894.1 will be considered by the Water Resources Commission at their office at Pierre upon the 26th day of May, 1970, at 2:00 P.M. All interested persons may appear and be heard.

WATER RESOURCES COMMISSION
BURTON F. JONES
Water Rights Specialist
(Pub. Apr. 16 May 7)



STATE WATER RESOURCES COM. M.
PIERRE, SOUTH DAKOTA

Form 6 - Notice of Intent to Appropriate Water

894-1

Publish first publication, on or before April 23, 1970

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 7, 1970

Arthur D. and Grace Ottman

Notice is hereby given that _____
whose post office 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 for beneficial use
2.9 cubic feet of water per second of time from the Grand River through the
Ottman #2, the point of diversion of which is to be located in the _____

between points in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 21, Twp. 21N, Range 16E. Said water to be used for the purpose
of providing irrigation on the following described land:

S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 16, N $\frac{1}{2}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ Section 21, T21N, R16E

This application No. 894-1 will be considered by the Water Resources Commission at their office at
Pierre upon the 20th day of May, 1970, at 2:00 P. M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

cc: Arthur D. Ottman, Shadehill, S.D.

By:

BPJ/bw

BURTON F. JONES, Water Rights Specialist

Permit No. 894-1Water Division 1 Grand River Water District

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

WATER RIGHTS COMMISSIONTO: 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 D. & Grace Ottman of Shadehill, South Dakota holder of Permit No. 894-1, bearing date of priority of April 7, 19 70 authorizing the diversion of 2.9 cu. ft. per second of the waters of Grand River for Irrigation purposes, in Perkins County.

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

The Water Use System consists of,

A. Works used to divert the water:

75 H.P. Century Electric; Spec. 54168; Type SC Berkeley;
Serial No. 708514; Model No. R4FYPRH CW

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

1600 feet of 10 inch aluminum pipe
1320 feet of 8 inch aluminum pipe
1380 feet of 6 inch aluminum pipe

C. Works used to apply water to beneficial use.

104 Rain Bird (No. 14600 sprinklers) on towline

The system is in the following condition: Good

The point of diversion is located 1 N. 29° E. 2696' from NE corner of Sec. 29, T21N, R16E, 2 N. 1° 10' W 1849' from NW corner of Sec. 27, T21N, R16E, and all intermediate points.

The works are capable of diverting and conveying to the place of use 1.78cu. 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:

SW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 16, T21N, R16E	37.8 acres;	NW $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 21, T21N, R16E	39.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	16	"	NE $\frac{1}{4}$ NE $\frac{1}{4}$	"	10.3
NW $\frac{1}{4}$ NW $\frac{1}{4}$	21	"	SW $\frac{1}{4}$ NE $\frac{1}{4}$	"	18.1
NE $\frac{1}{4}$ NW $\frac{1}{4}$	21	"	SE $\frac{1}{4}$ NE $\frac{1}{4}$	"	3.2

comprising a total of 206.4 acres of land.

Arthur D. & Grace Ottman
Shadehill, SD 57653

Date November 6, 1975

Thomas A Gardner
(Signature)

THOMAS A GARDNER
Water Resources Engineer



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. 894-1

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 $\frac{1}{2}$ SW $\frac{1}{4}$ Sec 16, N $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ Section 21, 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. 894-1 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)
) ss.
County of PERKINS)

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 A. Young
PEGGY A. YOUNG (Notary Public)
My Commission Expires: 1-4-90

(S E A L)

WNR-820-9/83

Notice of Transfer of Water Permit

RECEIPT

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

411513

Pierre, _____ November 29, 19__88

RECEIVED OF Graco Ottman, Box 43, Shadehill
AKUTENAY SD 57653

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>594-1</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 John Patch
Chief Engineer JOHN PATCH (S)



**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



894-1



**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,

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

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

enclosures



894-1

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

894-1

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



894-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 16, 1998

735-1
894-1

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

Dear Mr. Ottman:

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



894-1

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.

894-1

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

Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 4827
Status: **Delivered**

Your item was delivered at 10:52 AM on January 22, 2008 in LEMMON, SD 57638. The item was signed for by M OTTMAN.

Track & Confirm

Enter Label/Receipt Number.

[Additional Details >](#)[Return to USPS.com Home >](#)

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

Proof of Delivery

Verify who signed for your item by email, fax, or mail. [Go >](#)

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No FEAR Act EEO Data

FOIA



USPS Internet Web Site



USPS Internet Web Site

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 4827

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

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:
Keep this receipt. For inquiries:
Access internet web site at
www.usps.com[®]
or call 1-800-222-1811

☐ Priority Mail[™] Service
☐ First-Class Mail[®] parcel
☐ Package Services parcel



**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

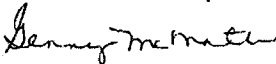
Dear Mr. & Mrs. Ottman:

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. 894-1

Date: 3/26/2008

I/We request that Water Right/Permit No. 894-1 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:

Portion of S 1/2 SW 1/4 Section 16 and N 1/2 NW 1/4, NE 1/4 Section 21, T21N, R16E

☒ I understand that the validity of Water Right/Permit No. 894-1 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 Twp 21

39A

894-1

2016

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 Dewitt 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 <u>894-1</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	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.

13399

By

David 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



894-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 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/efrms/secure/efrms/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.



**DEPARTMENT of ENVIRONMENT
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JOE FOSS BUILDING
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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



894-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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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.

894-1

[Home](#) | [Help](#) | [Sign In](#)[Track & Confirm](#)[FAQs](#)

Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 1451

Service(s): **Signature Confirmation™**Status: **Delivered**

Your item was delivered at 2:49 pm on January 28, 2011 in LEMMON, SD 57638. The item was signed for by W OTTMAN.

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Detailed Results:

- Delivered, January 28, 2011, 2:49 pm, LEMMON, SD 57638
- Sorting Complete, January 22, 2011, 9:12 am, LEMMON, SD 57638
- Notice Left, January 22, 2011, 7:46 am, LEMMON, SD 57638
- Arrival at Post Office, January 22, 2011, 7:26 am, LEMMON, SD 57638

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email.

[Go >](#)

Proof of Delivery

Verify who signed for your item by email, fax, or mail.

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No FEAR Act EEO Data

FOIA

SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 1451

WILLARD OTTMAN JR
19399 DEWITT RD
SHADEHILL SD 57638

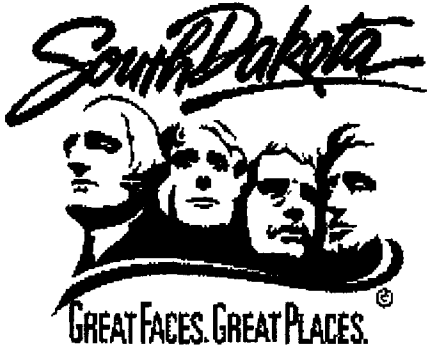
mailing.

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:
Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com®
or call 1-800-222-1811

☐ Priority Mail™ Service
☐ First-Class Mail® parcel
☐ Package Services parcel



**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,

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

894-1



**DEPARTMENT of ENVIRONMENT
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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,

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

enclosures



894-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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PIERRE SOUTH DAKOTA 57501-3182
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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
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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,

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



894-1
DEPARTMENT of ENVIRONMENT
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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
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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,

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



894-1
DEPARTMENT of ENVIRONMENT
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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.

894-1.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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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,

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



894-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 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."

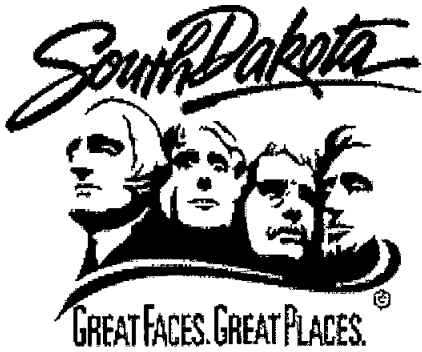
The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant 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.



894-1
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



894-1
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



894-1
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.



894-1
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,

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



894-1

**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