

Trer Right Number 1581-2

1. Considered 5-25 19 77
2. Name of Applicant DUANE E. BLESSING
3. Post Office Address DALLAS
4. Amount of Water claimed 6.85
5. Source of Water supply DRY DRAW (365 AC FT)
6. Water to be used for IRRIGATION
Acres to be irrigated 480
7. Water to be diverted and used in TRIPP County
about 3S, 15E miles of WINNER
8. Pre of Publication Received 15E 5-24-77
Not Received _____
9. Application Approved _____
Subject to _____
Not approved _____
Action Deferred _____
10. Remarks:

No. 1581-2
 Map No. 1349-2 Water Division No. 2 White River District _____
 (Blanks to be filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE--Draw a line through items not applicable)

1. Name of Applicant Duane Blessing
 Postoffice address Rt. #3, Box 16, Dallas, State South Dakota 57529
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) _____
3. Name of diversion work Blessing #1
4. Amount of water claimed (cubic feet per second) 6.85
5. Source of water supply Dry Draw
6. Location of point of diversion North 24⁰ East, 2660 feet from the SW Corner, Section 2, T98N, R74W
- County Tripp
7. Annual period or periods during which water is to be used April thru October
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation
9. For irrigation use, Total number of acres to be irrigated 480

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NW $\frac{1}{4}$, Sec. 1, T98N, R74W	160		
SW $\frac{1}{4}$, Sec. 1, T98N, R74W	160		
SE $\frac{1}{4}$, Sec. 2, T98N, R74W	160		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 4 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Winner Advocate
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Storage Dam
 Pumps and motors

B. Works proposed to transport water to place of use.

Mainline

C. Works proposed to apply water to beneficial use.

Center Pivot Sprinkler

Estimated Total Cost \$ 60,000

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
 (See instructions concerning preparation.)

STATE OF SOUTH DAKOTA)
) ss.
 County of Hughes)

I, Duane Blessing, the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction

Signed Duane BlessingSubscribed and sworn to before me this 31st day of March, 1977

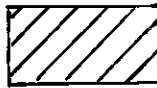
Notary Public (or other qualified officer)

BETTY WESTJUND, Land/Water Clerk II

Scale - 1" = 400

Blessing

Total	2
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Land to be Irrigated

Dated March 23, 1977.

17. *Lauritz Pedersen*
Engineer

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 1581-2

DWANE BLESSING
(Applicant)

RT. 3, Box 16, DALLAS
(Post Office Address)

SOUTH DAKOTA 57529
(State)

With the following modifications:

LOW FLOWS AS NEEDED FOR DOWNSTREAM DOMESTIC USE, INCLUDING LIVESTOCK WATERING, MUST BE BY-PASSED

APPROVAL OF THIS PERMIT AUTHORIZES STORAGE OF 365 ACRES FEET OF WATER ANNUALLY

Date of first receipt of application MARCH 31, 19 77

Date of return to applicant for correction, amendments or changes required _____, 19 _____

Date of receipt of corrected application _____, 19 _____

Approved MAY 25, 19 77, Recorded in Book 18 Page 161

WATER RIGHT PERMIT NO. 1581-2

The Water Rights Commission hereby grants and issues this Water Right Permit No. 1581-2 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is MARCH 31, 19 77
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 25, 19 79
3. The whole of said work is to be completed on or before MAY 25, 19 82
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 25, 19 86
5. The water appropriated shall be used for the purpose of IRRIGATION

6. 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.

7. The amount of the appropriation herein granted shall not exceed 6.85 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and 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 MAY 25, 19 86; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 3RD day of JUNE, 19 77

WATER RIGHTS COMMISSION

By:

John H. Hinch
(Chief Engineer, Executive Officer)

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to form 2)

12. Principal Features of the Proposed Water Supply System (Continued.)

D. Well Information or Estimates

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____ Diameter _____ Thickness _____
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type _____, Diameter _____, Length _____
- (4) Gravel Pack, Thickness _____, Length of gravel pack _____

E. Dugout Information or Estimates

- (1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials _____

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property _____ rds. On property owned by others _____ rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Height of embankment - 26.5'

Max. Depth - 22.5'

Surface Area - 27.0 Ac.

Storage - 364.5 Ac.Ft

Duane C. Dussing
Signature of Applicant

Form 6 - Notice of Intent to appropriate Water

No. 1561-2

Publish first publication, on or before May 12, 19 77

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

May 3, 1977

Duane Blessing

Notice is hereby given that

whose post office address is Dallas, 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

8.66 cubic feet of water per second of time from the dry creek through the Blessing Fl, the point of diversion of which is to be located in the

NW 1/4 SW 1/4

of Section 2, Twp. 56N, Range 74W. Said water to be used for the purpose of providing irrigation on the following described land:

W 1/2, Section 1, SE 1/4, Section 2, T56N, R74W

This application No. 1561-2 will be considered by the Water Rights Commission at their office at Pierre upon the 25th day of May, 19 77, at 10:00 A. M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

**JAMES WINTERTON,
Water Rights Specialist**

BFJ/bw
cc

Duane Blessing, Rt. 3, Box 16, Dallas, S.D. 57529

*White.
480 ac
Zupp*

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

No. 1581-2

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County Tripp) ss.

I, D. L. Johannaen hereby

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

Water was taken from the Winner Advocate

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

City Winner of Winner

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

May 11, 1977

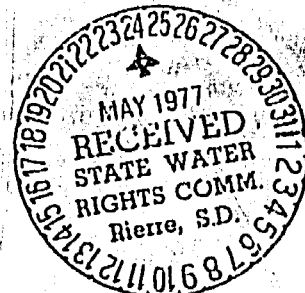
May 18, 1977

D. L. Johannaen
(Signature)

Subscriber
(Title)

5/18/77
(Date Signed)

No. 1581-2
NOTICE INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501
May 3, 1977
Notice is hereby given that
Duane Blessing whose post office
address is Dallas, South Dakota,
has made an application in ac-
cordance with the provisions of
the water laws of South Dakota
for a permit to appropriate for
beneficial use 615 cubic feet of
water per second of time from a
dry draw through the Blessing
No. 1 (the point of diversion, of
which is to be located in the
NW 1/4 SW 1/4 of Section 2, Twp.
98N, Range 74W. Said water to
be used for the purpose of provid-
ing irrigation on portions of the
following described land: W 1/2
Section 1, SE 1/4 Section 2, T98N,
R74W. This application No. 1581-2 will
be considered by the Water
Rights Commission at their of-
fice at Pierre upon the 25th day of
May, 1977, at 10:00 A.M. All
interested persons may appear
and be heard.
WATER RIGHTS COM-
MISSION
By: James Winterton
JAMES WINTERTON
Water Rights Specialist (19-20)

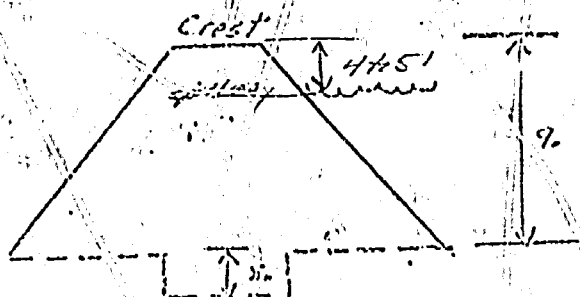


SAFETY OF DAMS QUESTIONNAIRE 1581-2

1. Name of dam - *Blessing dam*
2. Popular name -
(if different from above)
3. Name of impoundment -
(official name of reservoir)
4. River or stream - *dry draw*
5. Type of dam - *earth*
(earth, concrete, etc.)
6. Year completed - *1977*
7. Use (Irrigation, etc.) - *Irrigation, stock watering*
- * 8. Trench depth - *12'*
(if part of design)
- * 9. Hydraulic height - *26.5'*
10. Impounding acre feet
a. maximum - *365'*
b. normal - *250-350 (≈ 20 surface acres)*
11. Crest length - *750 ft.*
(includes spillway(s)).
12. Spillway
a. type - *vegetated (emergency)*) *no trickle tube*
b. width - *75 ft.*
(side slopes - *7H 2V*)
13. Volume of dam - *28,000 cu yds*
(in cubic yards).
14. Owner - *Duane Blessing (Dallas SD) 835-3962*
15. Designed by - *Lauritz Pederson*
16. Construction by - *Schweigert Const. Dallas*
17. Legal description - *NW 34 2-98N-74W*
(section - township - range)

*Info received
Nov. 9, 1978
from D. Blessing*

- no federal financing



Form 10.

No. 1581-2



NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE

Post Office Dallas

Date Aug 11, 1978

TO: Water Rights Commission
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right ^{Application} Permit No. 1581-2.

Water Right ^{application} Permit No. 1581-2 states that the diversion system is to be constructed by May 25, 1982 and that the water is to be put to beneficial use by May 25, 1986.

The diversion system was completed on Aug, 1977.
Applying the water to beneficial use was completed on June, 1978.

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued thus completing my acquisition of a water right.

Duane E. Blum
(Signature)

SOUTH DAKOTA
Department of
Water & Natural Resources
Joel Foss Building
823 East Capitol
Pierre, South Dakota 57501
Division of Water Rights
605 773-3352

No. 1581-2

January 27, 1984

Pat Taggart
RR#5
Dallas, South Dakota 57529

Dear Mr. Taggart:

Please find enclosed a copy of a Notice of Transfer of Water Permit form. This form must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50.

Upon receipt of the enclosed form and the \$2.50 filing fee the permit will be transferred to the proper name. 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.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.

DWNR-820A-8/83

NO. 1581-2

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

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

NW 1/4 & SW 1/4 Section 1-T98N-R74W &
SE 1/4 Section 2-T98N-R74W

formerly owned by Duane Blessing

has been transferred to Pat Taggart RR#5 Dallas, SD
(please include complete mailing address)

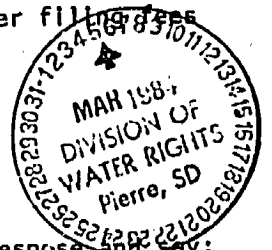
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 1581-2 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 TRIPP) ss.



I, Patrick Taggart, 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.

Patrick Taggart
(Signed)

Subscribed and sworn to before me this 29th Day of February, '98.

Jacqueline Kalandar
(Notary Public)
Deputy, Register of Deeds

RECEIPT

Division of Water Rights

No 4 9572

South Dakota Department of Water and Natural Resources

Pierre, March 5, 1984

RECEIVED OF Pat Taggart, RR#5, Dallas, SD 57529

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 1581-2	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 Hatch
Chief Engineer JOHN HATCH/ms



Department of Water & Natural Resources

Joe Foss Building Water Rights Division
Pierre, South Dakota 57501 Phone: (605) 773-3352

March 6, 1984

Tat Taggart
RR #5
Dallas SD 57529

Dear Mr. Taggart:

Enclosed is receipt No. 4 9572 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 15P1-2.

Our records now show you as the owner of this Water Right.

Sincerely,

KAREN SCHLAK
Administrative Aide

enclosure

**South Dakota Department of
Water & Natural Resources**
Joe Foss Building
623 East Capitol
Pierre, South Dakota 57501-3181

April 15, 1985

Pat Taggart
RR 5
Dallas SD 57529

Notice

Re: Violation of Requirement To Submit 1984 Irrigation Questionnaire

Our records indicate that the 1984 Irrigation Questionnaire has not been submitted for Permit No(s). 1581-2. The request for the Questionnaire was dated October 17, 1984. The Water Management Board has directed that owners of water permits who have not submitted 1984 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

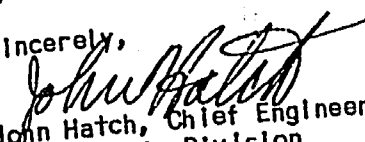
The hearings will be held at 10:30 a.m., May 15, 1985 in the Civil Defense Room, State Capitol Building, Pierre, South Dakota.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 1581-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.

Sincerely,


John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

NOTE: If the questionnaire(s) is received in this office before the May 15th hearing date, your name will be deleted from the agenda for the hearings.



Department of Water & Natural Resources

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

June 12, 1985

Notice of Amendment to Water Permit(s)

To: Pat Taggart
RR #5
Dallas, SD 57529

FROM: John Hatch, Chief Engineer
Water Rights Division 73-3352

SUBJECT: Amendment to Water Permit No(s). 1581-2.

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 1581-2 to add the following qualification:

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

The addition of this qualification to your Permit means that failure to submit the required Irrigation questionnaire in the future could result in suspension of the water permit and no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.

SOUTH DAKOTA
Department of
Water & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

Attachment to Water Permit No(s). 1581-2

Pursuant to the provisions of the notice dated April 15, 1985, and following the Hearing May 15, 1985, the Water Management Board has amended Water Permit No(s). 1581-2 to add the following qualification:

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



Department of Water & Natural Resources

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

March 23, 1987

PAT TAGGART
RR #5
DALLAS, SD 57529

NOTICE

Re: Violation of Water Permit No(s). 1581-2

Our records indicate that the 1986 Irrigation Questionnaire has not been received for Permit No(s). 1581-2. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 1581-2 qualification:

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

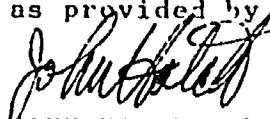
The hearing(s) will be at 2:00 pm, May 6, 1987, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 1581-2 until either the 1986 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.


JOHN HATCH, Chief Engineer
Water Rights Division
605 773-2352

NOTE: If the questionnaire(s) is received in this office before the hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

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

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

April 24, 1987

1581-2
1420-2

Pat Taggart
RR #5 Box 116
Dallas, SD 57529

Dear Mr. Taggart:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaires. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit Nos. 1581-2 and 1420-2 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

cc: Terry Schriener, 1030 N Bonneville Dr, Salt Lake City, Utah
84103



Department of Water & Natural Resources

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

January 29, 1988

PAT TAGGART
RR #5
DALLAS, SD 57529

NOTICE

Re: Violation of Water Permit No(s). 1581-2

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 1581-2. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearings(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 1581-2 qualification:

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

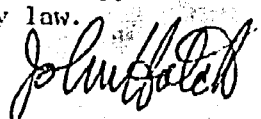
The hearing(s) will be at 9:00 am, March 2, 1988, Room 216 Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 1581-2 until either the 1987 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.


JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

South Dakota
Department of
Water & Natural Resources

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

February 9, 1988

1561-2

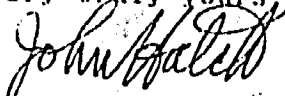
Pat Taggart
RR 5
Dallas SD 57529

Dear Mr. Taggart:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 1561-2 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-2181

March 26, 1986

NOTICE

Pat Taggart
RR 5
Dallas, SD 57529

Re: Violation of Water Permit No(s). 1581-2

Our records indicate that the 1985 Irrigation Questionnaire has not been received for Water Permit No(s). 1581-2. The request for the Questionnaire was dated November 13, 1985. The Water Management Board has directed that owners of water permits who have not submitted 1985 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 1581-2 qualification:

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

The hearing(s) will be at 2:00 p.m., May 14, 1986, Joe Foss Building, Room 216, Pierre, South Dakota. The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 1581-2 until either the 1985 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.

Sincerely,

John Hatch, Chief Engineer
Water Rights Division
(605) 773-3352

Note: If the questionnaire(s) is received in this office before the May 14 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

L

 **Department of
Water & Natural Resources**

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

February 8, 1989

PAT TAGGART
RR #5
DALLAS, SD 57529

NOTICE

RE: Violation of Water Permit No(s). 1581-2

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 1581-2. The request for the Questionnaire was dated October 26, 1988. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s). 1581-2 qualification:

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

The hearing will be held at 9:45 am, March 1, 1989 at the Howard Johnson's, Roosevelt Room, I-90 at LaCrosse, Rapid City SD.

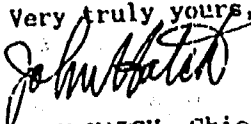
The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s). 1581-2 until the 1988 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

If the questionnaire is received in this office before the March 1st hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,


JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352



**South Dakota Department of
Water & Natural Resources**
Jon Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

March 9, 1989

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: Pat Taggart
RR 5
Dallas SD 57529
FROM: John Hatch, Chief Engineer
Water Rights Division
(605) 773-3352

John Hatch

SUBJECT: One Year Suspension of Water Permit No(s). 1581-2

Pursuant to the provisions of the notice dated February 8, 1989, and following the hearing of March 1, 1989, the Water Management Board has ordered:

That Water Permit No(s). 1581-2 be **SUSPENDED** until December 31, 1989.

Suspension of a permit means water may not be pumped during the 1989 irrigation season. Decisions of the Board may be appealed to the Circuit Court and the Supreme Court as provided by law.

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

REMARKS: Complete (Items 1 and 2 when additional services are desired, and items 3 and 4 when service is not desired.)

NAME OF ADDRESSEE: [REDACTED]

STREET ADDRESS: [REDACTED]

CITY: [REDACTED]

STATE: [REDACTED]

ZIP CODE: [REDACTED]

TELEPHONE: [REDACTED]

DATE OF BIRTH: [REDACTED]

DATE OF DEATH: [REDACTED]

DATE OF BURIAL: [REDACTED]

DATE OF CREMATION: [REDACTED]

DATE OF INTERMENT: [REDACTED]

DATE OF RETURN: [REDACTED]

DATE OF RECEIPT: [REDACTED]

DATE OF DELIVERY: [REDACTED]

DATE OF CLOSURE: [REDACTED]

DATE OF REMOVAL: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

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DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

DATE OF REDEMPTION: [REDACTED]

Pat Taggart
RR 5
Dallas SD 57529

 **Department of
Water & Natural Resources**

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

1581-2

March 21, 1989

Pat Taggart
Dallas, SD 57529

Dear Mr. Taggart:

I am writing in response to your telephone conversations with Del Brosz and Genny McMath, of this office, concerning the suspension of Water Permit No. 1581-2. You stated you received two 1988 irrigation questionnaires and mailed in one of them. We have no record of receiving the questionnaire from you.

You indicated the additional questionnaire you received was for Prairie Farms and felt that the ownership and operator status had been settled. The following is a brief review of correspondence dealing with Water Right No. 1420-2, Prairie Farms:

- 1) October, 1987, the 1987 irrigation questionnaire was mailed to you (as operator).
- 2) January, 29, 1988, Notice of Violation of the Requirement to Submit the 1987 Irrigation Questionnaire was mailed to you.
- 3) March 2, 1988, the Water Management Board Amended Water Right No. 1420-2 for nonreturn of the 1987 questionnaire.
- 4) March 14, 1988, Notice of Amendment to Water Permit was mailed to you.
- 5) March 21, 1988, we received a telephone call from you in which you informed us you no longer operated the land under Water Right No. 1420-2.
- 6) March 23, 1988, we received a letter from T A Schreiner in which he stated the water right should be transferred to PDM General Management Partners. He also stated future irrigation questionnaires should be sent to Gary Ekroth, Dallas, SD.
- 7) October, 1988, the 1988 irrigation questionnaire for Water Right No. 1420-2 was mailed to Gary Ekroth, RR #5, Box 135, Dallas, SD. The data sheet was returned by Mr. Ekroth on November 7, 1988.

Based upon our file review you would have received two questionnaires, for the 1987 irrigation season and one for the 1988 irrigation season. Our files show only one water permit currently (No. 1581-2) listed in your name.



March 21, 1989

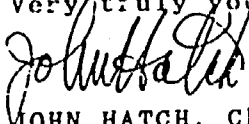
Pat Taggart

Page 2

The Water Management Board took action to suspend Water Permit No. 1581-2 at the March 1, 1989 meeting. This action was taken since the questionnaire data was not in our office prior to the hearing. If you want to petition the Water Management Board to rescind the suspension, you will need to submit a letter requesting time on the agenda for the Water Management Board Meeting to be held May 10, 1989 in Pierre. The letter should include your reasons for not returning your irrigation questionnaire prior to the March Board Meeting.

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

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

 **Department of
Water & Natural Resources**
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

March 31, 1989

NOTICE

TO: Pat Taggart, RP, Dallas, SD 57529

FROM: Delvin D Brosz, PE *Delvin D. Brosz*
Hydrologist
For John Hatch, Chief Engineer
Water Rights Division
(605) 773-3352

SUBJECT: Notice of Hearing to Consider Request for
Reconsideration of Suspended Water Permit No. 1581-2

The hearing on your March 29, 1989 request to the Water Management Board to reconsider suspension of Water Permit No. 1581-2 has been scheduled for 11:30 am, May 10, 1989, in Room 216, Joe Foss Building, 523 E Capitol, Pierre, SD.

As stated in the notice to you dated February 8, 1989, the hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

After all evidence is taken at the hearing, the Board may issue a decision to rescind the suspension of your permit, defer action or taken no action. The hearing is an adversary proceeding and any party 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 at the hearing. Any decision rendered by the Board may be appealed to the Circuit Court or to the State Supreme Court as provided by law.

cc: Larry Donovan, Assistant Attorney General



L

CERTIFICATION

I hereby certify that on March 31, 1989 I have personally deposited with the U.S. Mail a postage prepaid envelope containing a Notice of Hearing to Consider Request for Reconsideration of Suspended Water Permit No. 1581-2 addressed as follows:

Pat Taggart, RR, Dallas SD 57529

Karen Schlaak
KAREN SCHLAACK
Senior Secretary

STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES) SS

Sworn to, before me, this 3rd day of April, 1989.

John H. Hatcher
Notary Public



To Water Management Board.

I regret time at your meeting: ~~the~~ I sent the questionnaire in but can't seem to ~~convince~~ convince anybody of that.

Patt Taggart
Dallas, Tex

Pat Taggart
Water Permit No. 1581-2

GENERAL

Application submitted by:

Duane Blessing
RR 3 Box 16
Dallas, SE 57529

Permit Approved:

May 25, 1977

Water Permit transferred March 5, 1984 to:

Pat Taggart
RR #5
Dallas, SD 57529

Water Permit Amended May 15, 1985 to include the Irrigation Questionnaire Qualification due to violation of the requirement to submit the 1984 irrigation questionnaire.

FIVE YEAR HISTORY OF IRRIGATION QUESTIONNAIRE RETURNS

Year	Date Request Mailed	Date Irrigation Questionnaire Returned	Date of Any Board Action
1984	October, 1984	did not return form	May 15, 1985
1985	November, 1985	April 4, 1986	none
1986	November, 1986	April 8, 1987	none
1987	October, 1987	February 4, 1988	none
1988	October, 1988	did not return form	March 1, 1989

PAST VIOLATIONS

1. Violation of Requirement to Submit the 1984 Irrigation Questionnaire:

April 15, 1985, Pat Taggart was given notice of violation of the requirement to submit the 1984 irrigation questionnaire and of the hearing scheduled before the Water Management Board to be held May 15, 1985.

May 15, 1985, The Water Management Board amended Water Permit No. 1581-2 to add the Irrigation Questionnaire Qualification.

June 12, 1985, Pat Taggart was notified of the Board's action to amend Water Permit No. 1581-2.

2. 1985 Irrigation Questionnaire Violation

March 26, 1986, Pat Taggart was given notice of permit violation for non-return of the 1985 Irrigation Questionnaire and of the hearing scheduled before the Water Management Board to be held May 14, 1986.

April 4, 1986, the 1985 irrigation questionnaire was received. The water permit was then deleted from the list of permits/rights brought before the Water Management Board on May 14, 1986.

3. 1986 Irrigation Questionnaire Violation

March 23, 1987, Pat Taggart was given notice of permit violation for non-return of the 1986 Irrigation Questionnaire and of the hearing scheduled before the Water Management Board to be held May 6, 1987.

April 8, 1987, the irrigation questionnaire was received. The water permit was then deleted from the list of permits/rights brought before the Water Management Board May 6, 1987.

4. 1987 Irrigation Questionnaire Violation

January 29, 1988, Pat Taggart was given notice of permit violation for non-return of the 1987 Irrigation Questionnaire and of the hearing scheduled before the Water Management Board to be held March 2, 1988.

February 4, 1988, the irrigation questionnaire was received. The water permit was then deleted from the list of permits/rights brought before the Water Management Board March 2, 1988.

5. 1988 Irrigation Questionnaire Violation

February 8, 1989, Pat Taggart was given notice of permit violation for non-return of the 1988 Irrigation Questionnaire and of the hearing scheduled before the Water Management Board to be held March 1, 1989. This notice was sent Certified Mail, Return Receipt requested.

March 1, 1989 the Water Management Board suspended Water Permit No. 1581-2 until December 31, 1989.

March 9, 1989, Mr. Taggart was notified of the Board action to suspend his water permit.

March 10, 1989, Mr. Taggart called the office and indicated he had received two questionnaires and had submitted one of them. He stated he did not farm for Prairie Farms anymore (Permit No. 1420-2) and felt that questionnaire was the extra one he received.

March 21, 1989, after a review of the water permit files for Permit No. 1420-2, Mr. Taggart was notified that the 1988 irrigation questionnaire for Water Permit No. 1420-2 was mailed to Gary Ekroth of Dallas, SD. Division files show only one water permit listed under Pat Taggart (No. 1581-2).

March 29, 1989, a letter was received from Mr. Taggart requesting time on the Board Meeting agenda.

March 31, 1989, Mr. Taggart was sent a Notice of Hearing to Consider Request for Reconsideration of Suspended Water Permit No. 1581-2.

SOUTH DAKOTA Department of
Water & Natural Resources

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

May 3, 1989

1581-2

Pat Taggart
RR #5
Dallas, SD 57529

Dear Mr. Taggart:

Enclosed is a copy of the 1988 irrigation questionnaire. Since we do not have one on file for you, please complete the form and return it to us as soon as possible. You may wish to bring it with you to the Water Management Board Meeting May 10th.

Sincerely,

Genny McMATH

GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

enclosure



L

 **Department of
Water & Natural Resources**

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

May 12, 1989

NOTICE

TO: Pat Taggart, RR #6, Dallas, SD 57529

FROM: Delvin D. Brosz, P.E. *Delvin D. Brosz*
Hydrologist
for John Hatch
Chief Engineer
Water Rights Division

SUBJECT: Reinstatement of Suspended Water Permit No. 1581-2
The Water Management Board, following the May 10, 1989, hearing
passed the following motion:

"That Water Permit No. 1581-2, with receipt of the 1988
irrigation questionnaire, is reinstated effective
immediately."

In the past, the Board has advised permit holders that "failure
to submit future required irrigation questionnaires will result
in a one year suspension without reinstatement".

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



POSTER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent the card from being returned to you. The return receipt fee will ensure you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult the poster for information about (a) fee for additional services (b) registered delivery.

1. ☒ Space to whom delivered, date, and addressee's address.

2. ☐ Return Receipt fee

Pat Riggall
RP5
Dallas TX 57529

Pat Riggall

3. ☐ Registered Delivery

4. ☐ Insured Mail

P 698 100 007

Type of Service:

☒ Registered Mail ☐ Insured Mail

☐ Registered Mail ☐ Insured Mail

Amount of insurance up to \$500.00 or more and \$1000.00 or more.

5. A signature of addressee or registered mail fee paid.

1925

The above information was obtained from a review of the files of the FBI, New York Office, dated 10-1-68.

Sincerely,
Special Agent in Charge

Enclosure

North 5 days before Feb 1950

1

APPENDIX

1

File

Abstract

24

Abstract

321

1. **Abstract**

ANSWER

1

1

NOTES

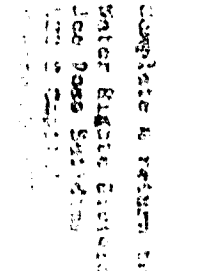
35.

• **Stress Management:** Stress management techniques such as deep breathing, meditation, and yoga can help reduce stress and improve overall health.

utter

1937

2



PLEASE FILL OUT AND RETURN:
STROKE DECEMBER 14, 1990

OCTOBER 1990 WATER MANAGEMENT BOARD: IRRIGATION QUESTIONNAIRE

1501-2
PAT TACCAAT
R.R. 65
DALLAS
TX 75229

FR/M

1. SURFACE WATER ☒ GROUNDWATER ☒

2. How many acres irrigated in 1990? 132
3. Number of acres irrigated in 1990 132
4. Has your system been constructed? Yes ☒ No ☐
5. Do you apply fertilizer, insecticide or herbicide through your irrigation system? Yes ☐ No ☒
6. If no, do you apply above chemicals by other methods? Yes ☒ No ☐
7. If yes, please describe in your comments.

Telephone No. _____

Type of Power	No. of acres irrigated
1. Electric	
2. Gas	
3. Generator	
4. New Gas pipeline	
5. Diesel	<u>120</u>
6. Hy. power	
7. Other	
8. Type of system	
9. Flood covered sprinklers	
10. Portable inlets	
11. Center pivot (if c)	<u>10</u>
12. Quasi pivot	
13. Side-spread	
14. Tandem	
15. Big gun	
16. Siphon	
17. Flood	
18. Other	

Month	Days pumped	Average # hours per day	Average pump rate (gpm)	Crop	Acres	Water used (ac-ft)	Crop	Acres	Water used (ac-ft)
April									
May									
June									
July	<u>12</u>	<u>24</u>	<u>600</u>	<u>Corn</u>	<u>130</u>	<u>8.2</u>			<u>32</u>
August	<u>10</u>	<u>24</u>	<u>600</u>	<u>Corn</u>	<u>130</u>	<u>7.1</u>			<u>24</u>
Sept.									
Oct.									
Other Months									

Comments or additional change: If any, please describe in your comments.



Complete & return to:
Water Rights Division
Box 600 Building
500 E. Capital
Fort Worth, TX 76101-5101

PLEASE FILL OUT AND RETURN
BEFORE DECEMBER 30, 1991

OCTOBER 1991 WATER MANAGEMENT BOARD IRRIGATION QUESTIONNAIRE

1581-2
PAT TAGGART
RR #5
WALLAS
SD 57501

TR/MI

- 1. SURFACE WATER ✓ GROUNDWATER _____
- 2. Did you irrigate during 1991? Yes _____ No X
- 3. Number of acres irrigated in 1991 _____
- 4. Has your system been constructed? Yes _____ No _____
- 5. Do you apply fertilizer, insecticide or herbicide through your irrigation system? Yes _____ No X
- 6. If no, do you apply above chemicals by other methods? Yes _____ No _____
- 7. If yes, please describe under comments.

[Signature]

Telephone No. _____

Type of Power	No. of acres irrigated
1. Electric	_____
2. Gravity	_____
3. Gasoline	_____
4. Nat. Gas pipeline	_____
5. Diesel	<u>130</u>
6. Propane	_____
7. Other	_____
Type of System	_____
1. Hand moved sprinklers	_____
2. Portable booms	_____
3. Center pivots (# of)	<u>10</u>
4. Gated pipes	_____
5. Side wheels	_____
6. Towlines	_____
7. Siphon	_____
8. Siphons	_____
9. Funnels	_____
10. Other	_____

Owner or address change, if any: _____

Month	# days pumped	Average # hours per day	Average pump rate (gpm)	Acres of Crop Irrigated & Estimated Water Use					
				Crop	Acres	Water Used	Crop	Acres	Water Used
April	0								
May	6								
June	5								
July	6								
August	6								
Sept.	6								
Oct.	0								
Other Months	0								

COMMENTS: _____



Complete & return to:
Water Rights Division
Joe Foss Building
323 E Capitol
Pierre SD 57501-3161

1581-2

PLEASE FILL OUT AND RETURN
BEFORE DECEMBER 18, 1992

1581-2
Patricia Taggart
RR #5
Dallas, SD 57529

OCTOBER 1992 WATER MANAGEMENT BOARD IRRIGATION QUESTIONNAIRE

- 1. SURFACE WATER _____ GROUNDWATER _____
- 2. Did you irrigate during 1992? Yes _____ No _____ XXXXX
- 3. Number of acres irrigated in 1992 _____
- 4. Has your system been constructed? Yes _____ No _____
- 5. Are chemicals, including fertilizer, applied through your irrigation system? Yes _____ No _____
- 6. Is acreage covered by this permit in the federal CRP program? Yes _____ No _____
- 7. If yes, is ALL irrigated acreage in the program? Yes _____ No _____
- 8. If yes, list first full year after CRP program expires 19 _____

Telephone No. _____

Type of Power	No. of acres irrigated
1. Electric	_____
2. Gravity	_____
3. Gasoline	_____
4. Nat. Gas pipeline	_____
5. Diesel	_____
6. Propane	_____
7. Other	_____
Type of System	_____
1. Hand mowed sprinklers	_____
2. Portable booms	_____
3. Center pivots (# of)	_____
4. Gated pipes	_____
5. Sidewheels	_____
6. Towlines	_____
7. Big gun	_____
8. Siphons	_____
9. Flood	_____
10. Other	_____

Owner or address change, if any:

Month	# days pumped	Average # hours per day	Average pump rate (gpm)	Acres of Crop Irrigated & Estimated Water Use					
				Crop	Acres	Water Used	Crop	Acres	Water Used
April									
May									
June									
July									
August									
Sept.									
Oct.									
Other Months									

COMMENTS:

Letter submitted March 23, 1993 stating he did not irrigate

Complete & return to:
Water Rights Division
Joe Foss Building
523 E Capitol
Pierre SD 57501-3161
(605) 773-3352

1581-2

Permit No. 1581-2White River Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWRN, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Patrick Taggart holder of Permit No. 1581-2, bearing the priority of Rt. #5 Dallas, SD March 31 19 77 authorizing the diversion of 6.85 cu. ft. per second of the waters of Dry Draw for Irrigation purposes, in Tripp County.

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

A. Works used to divert the water: 2 Allis-Chalmers, 6 cyl diesel engines Model No. 2800 MK1 with a 4 stage Axuro Turbine pump and a 16 inch Berkley Centrifugal pump

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

Approx. 2640 feet of 10 inch Aluminum pipe

C. Works used to apply water to beneficial use:

10 Tower T $\frac{1}{2}$ center pivotThe system is in the following condition Good

The point of diversion is located NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2-T98N-R74W
1650 ft. West & 400 ft. South of Center Sec. 2-T98N-R74W

The works are capable of diverting and conveying to the place of use 1.33 (600 gpm)
 cu. 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: Section 2-T98N-R74WNW $\frac{1}{4}$ SE $\frac{1}{4}$ - 32.5NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 32.5SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 32.5SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 32.5comprising a total of 130 acres of land and the license should be issued for 1.33 cfsApplicable permit qualifications have been complied with ☒ Yes ☐ NoExceptions to compliance are: _____ Date July 31, 1991

Timothy H. Schaefer
 (signature)

LICENSE FOR PERMIT NUMBER 1581-2

1. Legal location of ^{dam} wells: NN 1/4 SW 1/4 Section 2-T98N-R74W
1650' West & 400' South of Center Section 2-T98N-R74W

dams & structures: _____

2. Well Information: Well Drilling Firm _____

No. of wells _____ Depth _____

Casing a) diameter _____ Screen a) type _____
b) length _____ b) length _____
c) type _____ Static Water Level _____

Pump a) make Aurora Turbine Motor a) make Allis-Chalmers
b) model 37870099 b) model no. 2800 MK 1
c) ^{Type} size 10R3H1M c) horsepower rating 6 cyl Diesel
d) capacity 600 GPH d) motor efficiency rating _____
e) turbine pump no. of stages 4 Serial No. 2B-97844

3. Distribution lines:
a) size of lines 10 inch
b) type Aluminum
c) length Approx. 2640 ft.

Holloshaft Gear Drive
U.S. Elec. Motor 60 HP
ID # 9473-00-B-1007

4. Dam information:
a) height to crest 26.5'
b) height to spillway 22.5'
c) crest width ≈ 12'
d) crest length ≈ 750'
e) spillway length _____
f) spillway width 75'
g) approx. storage 365 A-Ft
h) Distribution lines or canals:
1) size _____
2) type _____
3) length _____

- i) Outlet tubes:
1) diameter _____
2) type _____
3) valued (Y/N) _____
4) valve type _____
5) location on structure _____

5. System Type: a) sideroll:
1) length _____ feet
2) diameter of pipe _____
3) make, model & number of sprinklers _____
4) spacing of sprinklers _____
5) nozzle size _____

- b) towline:
1) length _____ feet
2) make, model & number of sprinklers _____
3) spacing of sprinklers _____
4) nozzle size _____

5. System Type: c) center pivot

- 1) make T#L
- 2) number of towers 10
- 3) distance between towers
 $\approx 1320'$
- 4) overall length 1320'
- 5) End gun (Y/N) Yes
- 6) high or low pressure Low
- 7) make & size of nozzles
Rainbird 86 E
- 8) PSI reading while system is
running ≈ 50 psi
- 9) GPM ≈ 600

g) Gun

- 1) make _____
- 2) serial number _____
- 3) nozzle size _____
- 4) capacity (GPM) _____
- 5) PSI _____
- 6) hose size _____
- 7) hose length _____

d) Gate Pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

e) Siphons

- 1) number _____
- 2) size _____

f) Portable boom

- 1) make _____
- 2) serial number _____
- 3) nozzle size _____
- 4) capacity (GPM) _____
- 5) PSI _____

h) Hydromatic

- 1) make _____
- 2) model _____
- 3) serial number _____
- 4) length _____
- 5) nozzle size _____
- 6) spacing _____
- 7) PSI _____
- 8) capacity (GPM) _____

YES NO Check items

- | | |
|---------------|---|
| <u>X (NA)</u> | 1. Soil and water permit lands agree with lands being irrigated and lands listed on permit. |
| <u>X</u> | 2. Special Qualifications to permit being abided by. |
| <u>X</u> | 3. All Structures, wells and land, on map. |

REMARKS:

At Pivot: Allis Chalmers
6 cyl diesel
Model 2800 MK1
S.N. 23-98558

and

16" Berkley
Centrifugal Pump
Model B4JW



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

August 5, 1992

1581-2

Patrick Taggart
RR 5, Box 116
Dallas, SD 57529

Dear Mr. Taggart:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 1581-2, has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

NOTE: On check or money order, please specify your permit number. This will insure proper handling of the fee.



1581-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3191

October 13, 1992

SECOND NOTICE

PERMIT NO: 1581-2

NOTICE OF WATER LICENSE INSPECTION FEE REQUIREMENT

Patrick Taggart
RR 5, Box 116
Dallas, SD 57529

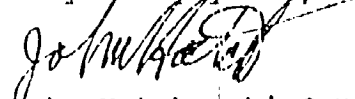
Dear Mr. Taggart:

On August 5, 1992, you were notified the final inspection fee of \$50.00 is due before Water License No. 1581-2 can be issued. As of this date, the fee has not been received.

The fee is a final step in the legal process of obtaining and perfecting a water right and is required by SDCL 46-2-13(3). Upon receipt of the \$50.00 fee, your Water License will be sent to you. This is the final document for the perfection of your Water Right. A perfected water right is similar to a property right and once a water right is perfected, it cannot be lost as long as the water is used.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the License fee has been paid. Please submit the required fee immediately to avoid jeopardizing your water permit.

Very truly yours,


John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300



Print your name, address and ZIP Code here

DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES
DIVISION OF WATER RIGHTS
523 E. CAPITOL JOE FOSS BLDG.
PIERRE, SOUTH DAKOTA 57501

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- 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:

Patrick Taggart
RR 5, Box 116
Dallas, SD 57529

~~1481-2~~
1581-2

4a. Article Number

P 906 559 943

4b. Service Type

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

7. Date of Delivery

10-15-92

5. Signature (Addressee)

6. Signature (Agent)

Patrick Taggart

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

PS Form 3811, December 1991 U.S.G.P.O. : 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



December 22, 1992

1581-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

THIRD NOTICE

PERMIT NO. 1581-2

NOTICE OF ORDER TO STOP DIVERTING WATER
UNDER PERMIT NO. 1581-2 FOR
FAILURE TO SUBMIT WATER LICENSE INSPECTION FEE

Patrick Taggart
RR 5, Box 116
Dallas, SD 57529

Dear Mr. Taggart:

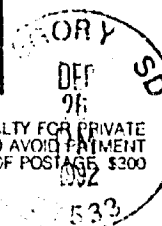
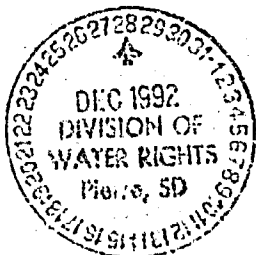
On August 5, 1992 and October 13, 1992, you were notified the final inspection fee of \$50.00 is due before Water License No. 1581-2 can be issued. To date, the fee has not been received.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the License fee has been paid. Pursuant to SDCL 46-2-17 and 46-2-18, you are ordered to stop diverting any water authorized by Permit No. 1581-2 until the \$50.00 fee is paid.

Very truly yours,

John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

Official Business



Print your name, address and ZIP Code here

DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES
DIVISION OF WATER RIGHTS
523 E. CAPITOL JOE 5055 6109.
PIERRE, SOUTH DAKOTA 57501

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- 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.

3. Article Addressed to:

Patrick Taggart
RR 5, Box 116
Dallas, SD 57529

5. Signature (Addressee)

6. Signature (Agent)

[Signature]

1581-2

4a. Article Number
P 906 559 967

4b. Service Type

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

7. Date of Delivery

12-26-92

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

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

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

Consult postmaster for fee.

PS Form 3811, December 1991 U.S.P.O. 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

1581-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 1993

NOTICE

TO: PAT TAGGART
RR #5
DALLAS SD 57529

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Violation of Water Permit No(s) 1581-2

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 1581-2. The request for the Questionnaire was dated October 16, 1992. The Water Management Board has directed that owners of water permits who have not submitted the 1992 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 1581-2 qualification:

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

The hearing will be held at 9:30 am, March 3, 1993, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, 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 SDCL 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) 1581-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

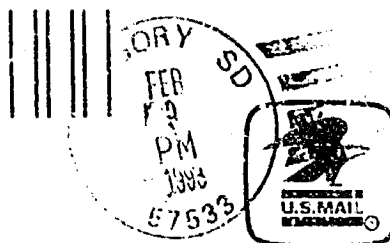
The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaire(s) is(are) received in this office before the March 3rd hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the Receipt.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article's "Return Receipt Requested" adjacent to number.



PENALTY FOR PRIVATE
USE, \$300

RETURN

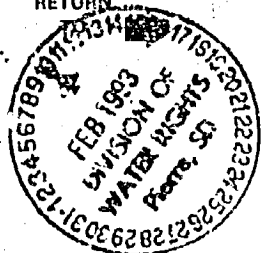
Print Sender's name, address, and ZIP Code in the space below.

DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES

DIVISION OF WATER RIGHTS

~~ICE FOSS BULLSHIT~~

PIERRE, SOUTH DAKOTA 57501



SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
 Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date and addressee's address. (Extra charge)	2. ☐ Restricted Delivery (Extra charge)
3. Article Addressed to: PAT TAGGART RR #5 DALLAS SD 57529	4. Article Number 1581-2 P906 560 165 Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise Always obtain signature of addressee or agent and DATE DELIVERED .
5. Signature - Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X Rita Taggart	
7. Date of Delivery 2-9-93	

PS Form 3811, Apr 1989

DOMESTIC RETURN RECEIPT



1581-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 9, 1993

NOTICE OF THREE YEAR SUSPENSION OF WATER PERMIT

TO: PAT TAGGART
RR #5
DALLAS SD 57529

FROM: Ron Duvall, Natural Resources Engineer IV
Water Rights Division
(605) 773-3352 *R. Duvall*

SUBJECT: Three Year Suspension of Water Permit No. 1581-2

Pursuant to the provisions of the notices dated January 29, 1993, and following the hearing of March 3, 1993, the Water Management Board has ordered:

That Water Permit No. 1581-2 be SUSPENDED until December 31, 1995. Suspension of the permit does not excuse the permit owner from the requirement to submit the 1992 irrigation questionnaire.

Suspension means water may not be pumped during the 1993, 1994 or 1995 irrigation seasons. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

If you wish to petition the Water Management Board to rescind the suspension, you will need to submit a letter to our office requesting time on the agenda for the Water Management Board meeting scheduled for May 5-6, 1993 in Pierre. The letter should include your reasons for not completing the irrigation questionnaire prior to the March Board meeting.

1581-2

• CERTIFICATION

I hereby certify that on March 9, 1993, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 9, 1993, regarding NOTICE OF THREE YEAR SUSPENSION OF WATER PERMIT'S addressed as stated below:

2354-3: Frank Goc, Box 222, Blunt, SD 57522.

1581-2: Pat Taggart, RR 5, Dallas, SD 57529.

400-3: Warren Jorgenson, RR 2, Box 48, Elk Point, SD 57025.

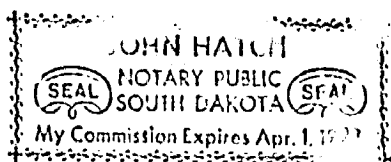
508-1: E. Edward & Chris Knuteson, SR 2, Box 5, Newell, SD 57760.

Cheryl F. Frost

Cheryl F. Frost
Secretary

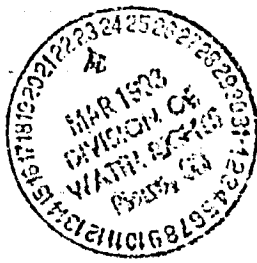
STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES) SS

Sworn to, before me, this 10th day of March, 1993.



John Hatch
Notary Public

1581-2



Pat Taggart
Rk 5
Dallas, S. Dak

I request time
to meet with the
Water Board
on their meeting
May 5-6.

I sent in the
questionnaire, I said
I did not irrigate

Pat Taggart



1581-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 23, 1993

NOTICE

TO: Pat Taggart, RR 5, Dallas, SD 57529

FROM: Ron Duvall, Natural Resources Engineer IV
Water Rights Division
(605) 773-3352

SUBJECT: Notice of Hearing to Consider Request for
Reconsideration of Suspended Water Permit No. 1581-2

The hearing on your March 23, 1993, request to the Water Management Board to reconsider suspension of Water Permit No. 1581-2 has been scheduled for 9:00 am, May 5, 1993, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

After all evidence is taken at the hearing, the Board may issue a decision to rescind the suspension of your permit, defer action or take no action. The hearing is an adversary proceeding and any party 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 at the hearing. Any decision rendered by the Board may be appealed to the Circuit Court or to the State Supreme Court as provided by law.

Prior to April 26, 1993, contact the Water Rights Division by writing to 523 E Capitol, Pierre, SD 57501-3181 or calling (605) 773-3352 to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

cy: Diane Best, Assistant Attorney General

1581-2

CERTIFICATION

I hereby certify that on March 23, 1993, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 23, 1993, regarding Notice of Hearing to Consider Request for Reconsideration of Suspended Water Permit No. 1581-2 addressed as stated below:

Pat Taggart, RR 5, Dallas, SD 57529.

Copy Sent Inter-office To:

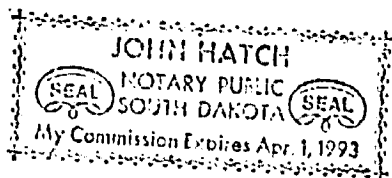
Diane Best, Assistant Attorney General, Capitol Building.

Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 24th day of March, 1993.



John Hatch
(Notary Public)



1581-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

May 10, 1993

NOTICE

TO: Pat Taggart, RR 5, Dallas, SD 57529

FROM: Ron Duvall, Natural Resources Engineer IV
Water Rights Division
(605) 773-3352 

SUBJECT: Notice of Hearing to Consider Request for
Reconsideration of Suspended Water Permit No. 1581-2

The hearing on your March 23, 1993, request to the Water Management Board to reconsider suspension of Water Permit No. 1581-2 has been rescheduled for 9:00 am, July 7, 1993, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD. The applicable portions of the "Notice" dated March 23, 1993, will still apply.

Your request for reconsideration of suspended Water Permit No. 1581-2 was originally scheduled for May 5, 1993. Since you did not attend the hearing to present testimony or answer questions by the Board, your request was postponed until their next regularly scheduled hearing. Your attendance at the hearing to explain circumstances involving the delay in returning your irrigation questionnaire will assist the Board in making a decision as to whether or not to reinstate your water permit.

The action taken by the Board on March 3, 1993, to SUSPEND Water Permit No. 1581-2 until December 31, 1995, is still in effect.

c: Diane Best, Assistant Attorney General

1581-2

CERTIFICATION

I hereby certify that on May 10, 1993, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated May 10, 1993, regarding Notice of Hearing to Consider Request for Reconsideration of Suspended Water Permit No. 1581-2 addressed as stated below:

Pat Taggart, RR 5, Dallas, SD 57529.

Copy Sent Inter-office to:

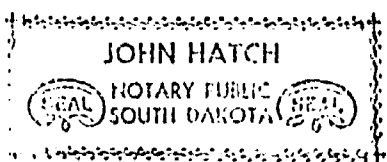
Diane Best, Assistant Attorney General, Capitol Building.

Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 11th day of May, 1993.



John Hatch
Notary Public

JOHN HATCH, Notary Public
My Commission Expires
April 1, 2001



1581-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 29, 1993

NOTICE

TO: Pat Taggart, RR 5, Dallas, SD 57529
FROM: Ron Davall, Natural Resources Engineer IV
Water Rights Division
(605) 773-3352

SUBJECT: Notice of Hearing to Consider Request for
Reconsideration of Suspended Water Permit No. 1581-2

This notice is to remind you that your request to the Water Management Board to reconsider suspension of Water Permit No. 1581-2 is scheduled for 9:00 am, July 7, 1993, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD. The applicable portions of the "Notice" dated March 23, 1993, will still apply.

Your request for reconsideration of suspended Water Permit No. 1581-2 was originally scheduled for May 5, 1993. Since you did not attend the hearing to present testimony or answer questions by the Board, your request was postponed until their next regularly scheduled hearing.

The action taken by the Board on March 3, 1993, to SUSPEND Water Permit No. 1581-2 until December 31, 1995, is still in effect.

c: Diane Best, Assistant Attorney General

1581-2

CERTIFICATION

I hereby certify that on June 29, 1993, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated June 29, 1993, regarding Notice of Hearing to Consider Request for Reconsideration of Suspended Water Permit No. 1581-2 addressed as stated below:

Pat Taggart, RR 5, Dallas, SD 57529.

Copy Sent Inter-office To:

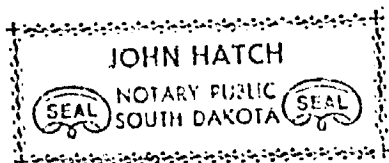
Diane Best, Assistant Attorney General, Capitol Building.

Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES) SS

Sworn to, before me, this 30th day of June, 1993.



John Hatch
Notary Public

JOHN HATCH, Notary Public
My Commission Expires
April 1, 2001

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

1581-2
413821

Pierre, July 7, 1993

RECEIVED OF Patrick Taggart, Rt 5, Box 116, Dallas, SD 57529

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. 1581-2	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John Hotal Chief Engineer



1581-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

July 8, 1993

NOTICE

TO: Pat Taggart, RR 5, Dallas, SD 57529

FROM: JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352

SUBJECT: Reinstatement of Water Permit No. 1581-2

Pursuant to your letter of March 23, 1993, and following the hearing by the Water Management Board on July 7, 1993, the Board passed the following motion:

Water Permit No. 1581-2 is reinstated upon payment of the \$50.00 inspection and licensing fee. Failure to submit future required irrigation questionnaires will result in a one year suspension without reinstatement.

The \$50.00 inspection fee has been paid and you are now authorized to irrigate under Water Permit No. 1581-2.

The 1993 irrigation questionnaires will be mailed in late October, 1993. Your prompt completion and return of the questionnaire will alleviate future Board action. As discussed at the July 7th hearing, you have the option of returning the questionnaire by certified mail to ensure our receipt of the form, or calling the office and inquiring about receipt of the form.

c: Diane Best, Assistant Attorney General

1581-2

CERTIFICATION

I hereby certify that on July 8, 1993, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated July 8, 1993, regarding Reinstatement of Water Permit No. 1581-2 addressed as stated below:

Pat Taggart, RR 3, Dallas, SD 57529.

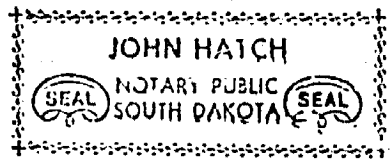
Copy Sent Inter-office To:

Diane Best, Assistant Attorney General, Capitol Building.

Cheryl F. Frost
Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 12th day of July, 1993.



John Hatch
Notary Public
JOHN HATCH, Notary Public
My Commission Expires
April 1, 2001

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 1581-2

(1) Duane Blessing, of Dallas, SD 57529 made Application No. 1581-2, March 31, 1977 for a water permit to appropriate 6.85 cubic feet of water per second, with storage of 365 acre feet annually from a dry draw, Tripp County, South Dakota for irrigation purposes. Permit No. 1581-2, with a priority date of March 31, 1977 was approved May 25, 1977 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before May 25, 1982 and for the application to beneficial use of said water on or before May 25, 1986.

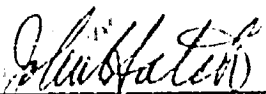
On March 5, 1984, Water Permit No. 1581-2 was transferred to Patrick Taggart, Dallas, SD.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.33 cubic feet of water per second and store 365 acre feet of water annually for beneficial use. The location of the diversion point (spillway of storage dam) is 1650 feet west and 400 feet south of the center of Section 2, T98N, R74W (NW 1/4 SW 1/4).

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

T98N, R74W	Section 2	NW 1/4 SE 1/4	32.5 acres
		NE 1/4 SE 1/4	32.5 acres
		SW 1/4 SE 1/4	32.5 acres
		SE 1/4 SE 1/4	32.5 acres
		Total	130.0 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Patrick Taggart of RR #5 Box 116, Dallas, SD 57529 the holder and/or owner of Water Permit No. 1581-2 is issued a license to appropriate water, the right to use 1.33 cubic feet of water per second with storage of 365 acre feet of water annually from a dry draw with a priority date of March 31, 1977 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Permit No. 1581-2 and subject to South Dakota State Law.



JUL 13 1993
JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and Natural Resources



JUL 13 1993

1581-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

1581-2

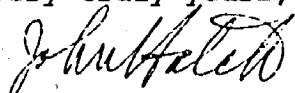
Patrick Taggart
RR 5, Box 116
Dallas, SD 57529

Dear Mr. Taggart:

Enclosed is Water License No. 1581-2. Water License No. 1581-2 is the final document which completes the process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,


JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352

gm
enclosure

1581-2

**Water Rights Division -DENR
Conversation or File Documentation**

NAME OF PERSON OR FILE: Pat Taggart

ADDRESS: RR #5, Dallas, SD 57529 **COUNTY:** Tripp

DATE: April 19, 1994

RE: Minutes of the July 7, 1993 Water Management Board Meeting

COMMENTS:

At the March, 1993 WMB Meeting, the Board SUSPENDED Water Permit No. 1581-2 for three years (1993, 1994, 1995) for failure to return his 1992 Irrigation Questionnaire (2nd violation).

Mr. Taggart petitioned the Board to reinstate his permit and at the May, 1993 WMB Meeting, the Board deferred action until the July hearing to allow Mr. Taggart the opportunity to attend the hearing and present testimony to the Board.

On July 7, 1993, the following action was taken:

Mr. Brink MOVED, SECONDED by Mrs. Gunderson to reinstate Water Permit No. 1581-2, Pat Taggart, for the 1993 irrigation season.

MOTION WITHDRAWN

Mrs. Gunderson MOVED, SECONDED by Mr. Brink to reinstate Water Permit No. 1581-2 upon payment of the \$50.00 inspection and licensing fee. Failure to submit future required irrigation questionnaires will result in a one year suspension without reinstatement. **MOTION CARRIED.**

Although the motion, as adopted, did not specifically state "reinstated for the 1993, 1994 and 1995 irrigation seasons", the intent of the Board was to lift the suspension and reinstate effective immediately.



John Hatch, Chief Engineer
Water Rights Division



PUBLIC NOTICE

1581-2

US Army Corps
of Engineers

APPLICANT: PATRICK TAGGART
APPLICATION NO: 199630438
WATERWAY: WETLAND

Omaha District

ISSUE DATE: AUGUST 18, 1997
EXPIRATION DATE: SEPTEMBER 3, 1997

Regulatory Office, 28563 Powerhouse Rd, Room 120, Pierre, SD 57501

15 DAY NOTICE

JOINT NOTICE OF PERMIT PENDING

US ARMY CORPS OF ENGINEERS
AND

SOUTH DAKOTA DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

The application of Patrick Taggart, Dallas, South Dakota, for approval of plans and issuance of a permit under authority of the Secretary of the Army is being considered by the District Engineer, US Army Engineer District, Omaha, Nebraska.

The applicant requests authorization to construct an earthen dike and drainage channel/ditch in a wetland in connection with the operation of an existing center pivot irrigation system. The project is located in the Southeast Quarter of Section 2, Township 98 North, Range 74 West, Tripp County, South Dakota.

The proposed project will consist of construction of the earthen dike across approximately 1/3 of the wetland, separating 4.6 acres from 10.6 acres of wetland, and construction of the drainage channel from the approximate center of the 4.6 acre area, routed west through upland, to a natural drainage area. Historically, the wetland has been drained mechanically with a pump and 4 inch pipeline. The pump and pipeline have been maintained and used each year since installment in the late 1970's. During dry periods approximately 6.4 acres of the wetland has been cropped. The topography surrounding the wetland is such that the majority of the runoff entering the wetland would enter the 10.6 acre area. The presence of the dike will restore wetland functions, increase water depth and slightly enlarge the 10.6 acre area. Under a US Natural Resources Conservation Service minimal effect agreement, the dike will be installed and maintained to separate the drained area from the area of wetland restoration. The restored wetland area will not be pumped or drained in any manner. The applicant has proposed shallow excavation along the outer edge/perimeter of the 10.6 acre area to further enlarge the wetland as mitigation for the adverse impacts to the 4.6 acre area of wetland.

The purpose of the project (similar to the current method of pumping) is to enable center pivot irrigation equipment to cross the wetland without bogging down and becoming stuck. The proposed project will maintain hydrology in the upper 10.6 acres of wetland providing more permanent wetland functions and associated wildlife benefits.

Omaha District will comply with the National Historic Preservation Act of 1966 and 36 CFR 800. The proposed project was reviewed by the State Historic Preservation Officer (SHPO), Pierre, South Dakota. In a statement dated December 12, 1996, the SHPO provided a determination that "there are no historic properties that may be affected by this undertaking" (SHPO Project #961212004F). This is the extent of our knowledge about historic properties in the permit area at this time. However, we will evaluate any additional input by the SHPO and the public in response to this public notice, and we may conduct or require a reconnaissance survey of the permit area or check for unknown historic properties, if warranted.

In compliance with the Endangered Species Act, our preliminary review indicates that the proposed activity will not affect species designated as threatened or endangered pursuant to the Endangered Species Act or their critical habitat.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposals must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the activity will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production, and, in general the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

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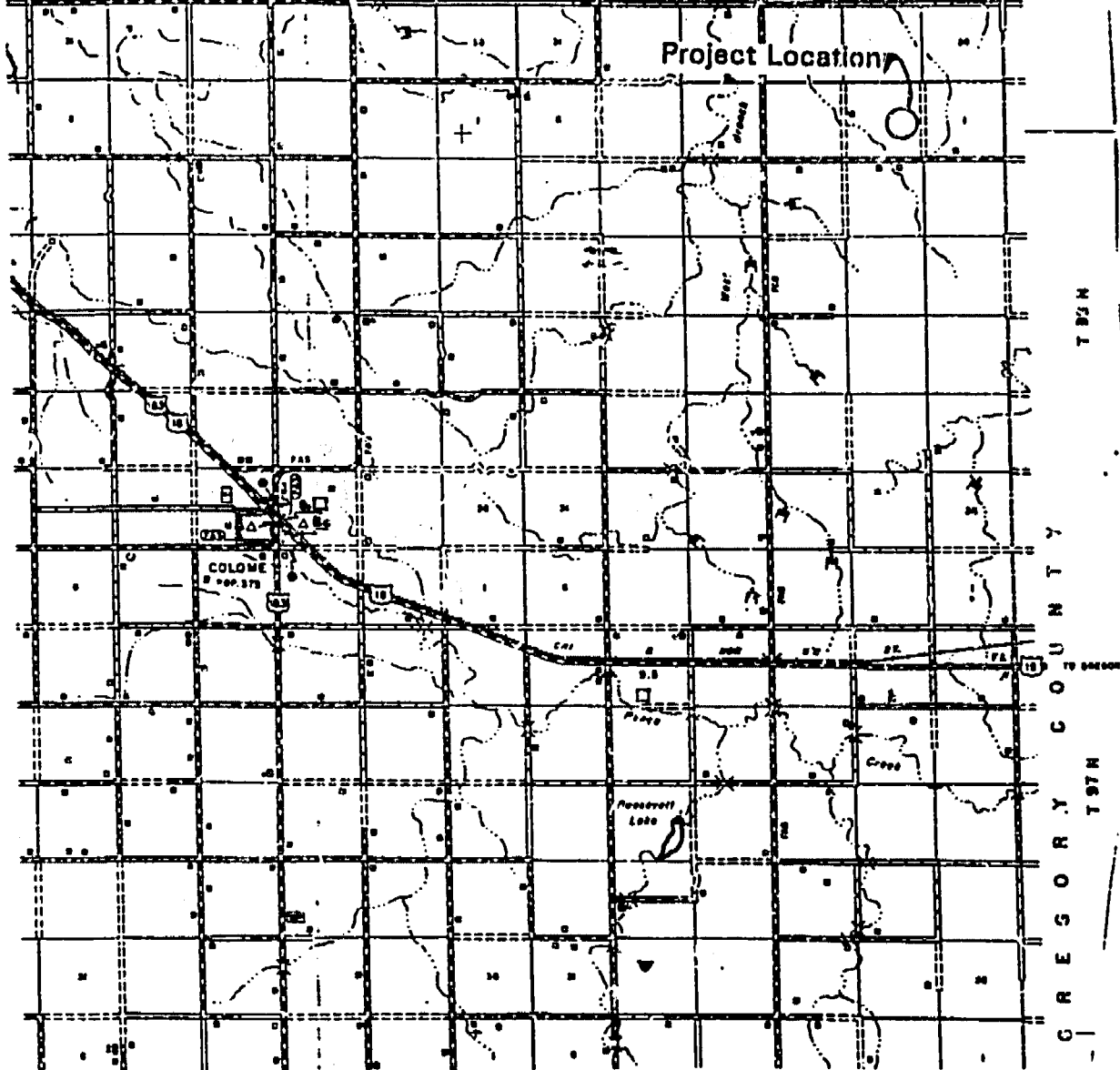
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reason for holding a public hearing. The request must be submitted to the US Army Corps of Engineers, South Dakota Regulatory Office, 28563 Powerhouse Road, Room 120, Pierre, South Dakota 57501.

Any interested party (particularly officials of any town, city, county, state, Federal agency, or local association whose interests may be affected by the proposed work) is invited to submit to this office, written facts, arguments, or objections on or before September 3, 1997. Any agency or individual having an objection to the proposed work should specifically identify it as an objection with clear and specific reasons. Comments, both favorable and unfavorable, will be accepted, made a part of the record and will receive full consideration in subsequent actions on this permit application. All replies to the public notice should be addressed to the address listed in the previous paragraph. Thomas A Lowin, telephone number (605) 224-8531, may be contacted for additional information.

Comments received after the close of the business day on the expiration date of this public notice will not be considered.

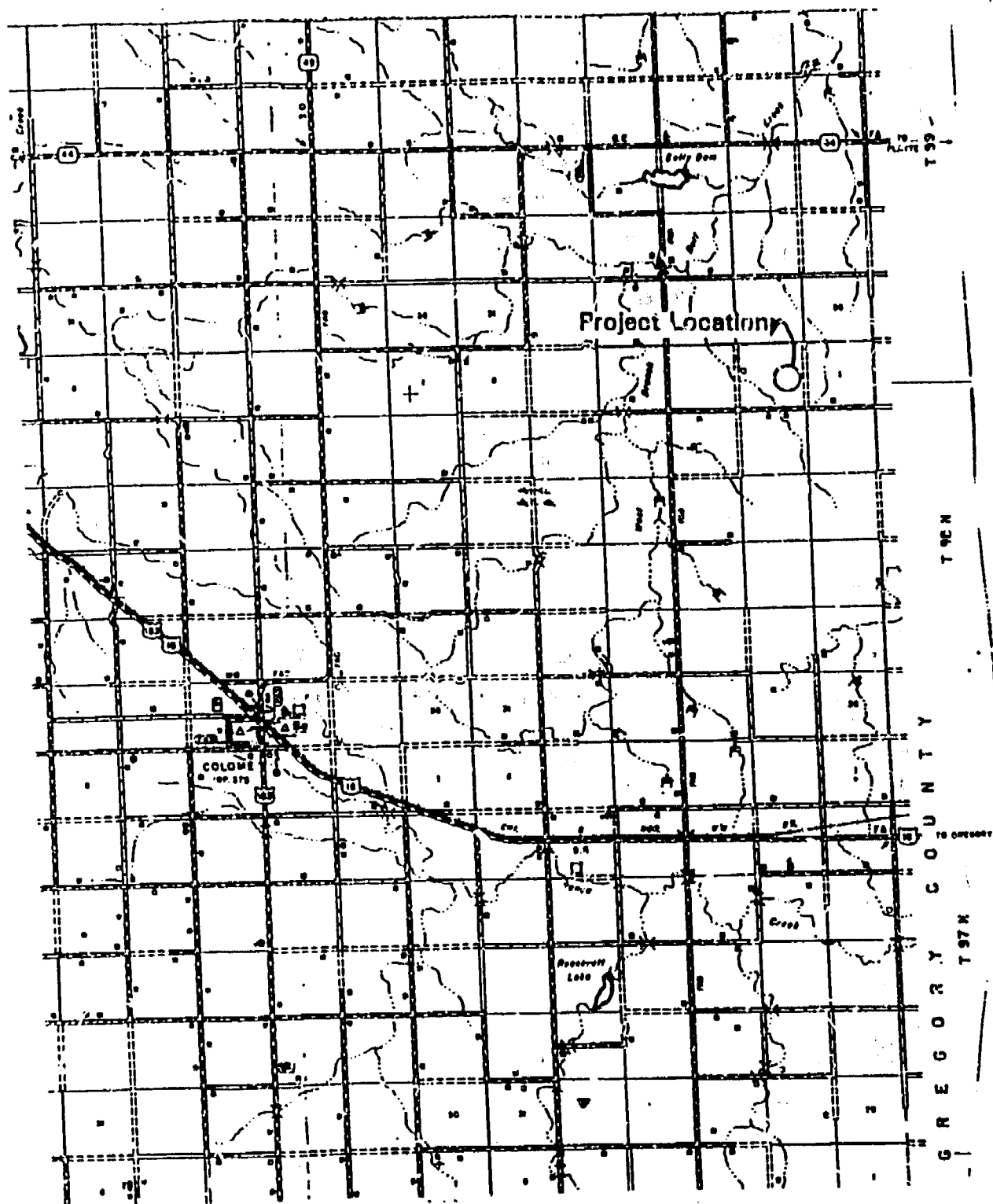
This project, if authorized, will be under the provisions of Section 404 of the Clean Water Act.

Drawings showing the location and extent of the work are attached to this notice.



PURPOSE: Irrigation
DATUM: MSL
APPLICATION BY: Patrick Taggart
ADJ. PROPERTY OWNERS:
 1) Nels Holmgerg

IN wetland
 AT Sec.2/T98N/R74W
 COUNTY Tripp
 DATE 8/14/97
 SHEET 1 of 3



PURPOSE: Irrigation
DATUM: MSL
APPLICATION BY: Patrick Taggart
ADJ. PROPERTY OWNERS:
 1) Nels Holmgerg

IN wetland
 AT Sec.2/T98N/R74W
 COUNTY Tripp
 DATE 8/14/97
 SHEET 1 of 3

TI389

TI3758

(20R)

Dike:
1200' x 4' top
4:1 Side Slopes
5' max. height

Ditch
159.C NH

FW

151.8 NH

98-74

NHCL
8.3

NHCL
1.7
1.7 NHCL

11.4 NHCL

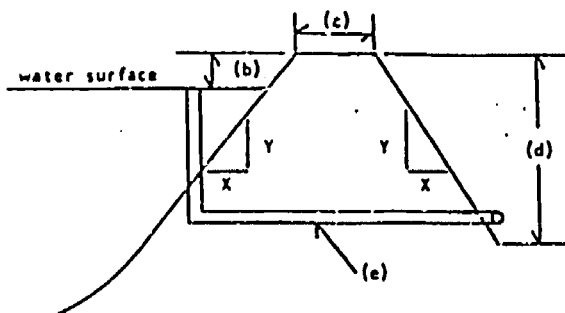
8.8 NHCL

CRP



a) Dam/Dugout

b) Freeboard 1 foot
 c) Crest Width 4 feet
 Crest Length 1,200 feet



d) Height 3' at maximum depth
 Depth of Dugout _____
 e) Outlet Dimensions:
 Pipe diameter _____
 Spillway width 10 feet
 f) X & Y Slope:
 Upstream 4:1
 Downstream 4:1
 g) Water surface area 10.6 ac.
 h) Storage at spillway crest or overflow elevation
 (acre feet) 20
 i) Maximum storage to top of dam
 (acre feet) 30
 j) Drainage area above dam/dugout
 (acres) 65 acres

Wetland Dike 2-98-74

Top Width	Left SS	Right SS	Off-CL (ft)	CL Sta	Dist (ft)	** EXCAVATION **		** FILL **	
						Area (SqFt)	Volume (Cu.Yds)	Area (SqFt)	Volume (Cu.Yds)
4	4:1	4:1	0.0	0+00	10	0.0	0.0	0.0	1.5
4	4:1	4:1	0.0	0+10	90	0.0	0.0	8.0	73.1
4	4:1	4:1	0.0	1+00	100	0.0	0.0	35.0	260.6
4	4:1	4:1	0.0	2+00	100	0.0	0.0	66.2	538.2
4	4:1	4:1	0.0	3+00	100	0.0	0.0	83.6	861.9
4	4:1	4:1	0.0	4+00	100	0.0	0.0	91.2	1147.4
4	4:1	4:1	0.0	5+00	100	0.0	0.0	63.0	1418.9
4	4:1	4:1	0.0	6+00	100	0.0	0.0	83.6	1742.6
4	4:1	4:1	0.0	7+00	100	0.0	0.0	91.2	2073.2
4	4:1	4:1	0.0	8+00	100	0.0	0.0	87.4	2389.9
4	4:1	4:1	0.0	9+00	100	0.0	0.0	83.6	2633.7
4	4:1	4:1	0.0	10+00	6'	0.0	0.0	46.0	2711.5
4	4:1	4:1	0.0	10+60	1+0	0.0	0.0	22.0	2768.6
4	4:1	4:1	0.0	12+00		0.0	0.0	0.0	

Wetland Ditch 2-98-74

Bot Width	Left SS	Right SS	Off-CL (ft)	CL Sta	Dist (ft)	** EXCAVATION **		** FILL **	
						Area (SqFt)	Volume (Cu.Yds)	Area (SqFt)	Volume (Cu.Yds)
10	4:1	4:1	0.0	0+00	100	0.0	8.6	0.0	0.0
10	4:1	4:1	0.0	1+00	100	4.6	50.1	0.0	0.0
10	4:1	4:1	0.0	2+00	100	17.8	96.7	0.0	0.0
10	4:1	4:1	0.0	3+00	100	7.4	136.4	0.0	0.0
10	4:1	4:1	0.0	4+00	100	14.0	215.3	0.0	0.0
10	4:1	4:1	0.0	5+00	100	28.6	390.4	0.0	0.0
10	4:1	4:1	0.0	6+00	100	65.0	763.3	0.0	0.0
10	4:1	4:1	0.0	7+00	100	135.4	1155.7	0.0	0.0
10	4:1	4:1	0.0	8+00	85	76.6	1276.2	0.0	0.0
10	4:1	4:1	0.0	8+85		0.0		0.0	

PURPOSE: Irrigation
 DATUM: MSL
 APPLICATION BY: Patrick Taggart
 ADJ. PROPERTY OWNERS:
 1) Nels Holmberg

IN wetland
 AT Sec.2/T98N/R74W
 COUNTY Tripp
 DATE 9/14/97
 SHEET 3 of 3

1581-2

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

PAT TAGGART
RR 5 BOX 116
DALLAS SD 57529

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Tina Taggart

1-20-01

C. Signature

X

[Signature]

☐ Agent☐ Addressee

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.C.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

7000 0600 0026 9814 1860

PS Form 3811, July 1999

Domestic Return Receipt

102597-00-M-0952



1581-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 19, 2001

NOTICE

TO: PAT TAGGART, RR 5 BOX 116, DALLAS, SD 57529
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2000 Irrigation Questionnaire(s)

Our records indicate that the 2000 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1581-2. The request for the Questionnaire was dated October 20, 2000. The Water Management Board has directed that owners of water permits who have not submitted the 2000 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1581-2 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, 2001 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, 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) 1581-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before March 2, 2001, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

January 24, 2001

1581-2

Pat Taggart
RR 5 Box 116
Dallas, SD 57529

Dear Mr. Taggart:

I am writing to acknowledge receipt of your 2000 irrigation questionnaire. You may disregard the January 19, 2001, "Notice" concerning reporting requirements for Water Right No. 1581-2.

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

1581-2

NOT TO SCALE



No. 158

Timothy L. Schaefer
July 31, 1991



1581-2

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 24, 2006

NOTICE

TO: PAT TAGGART, RR 5 BOX 116, DALLAS, SD 57529

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

SUBJECT: Reporting Requirement for 2005 Irrigation Questionnaire(s)

Our records indicate that the 2005 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1581-2. The request for the Questionnaire was dated October 28, 2005. The Water Management Board has directed that owners of water permits who have not submitted the 2005 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1581-2 qualification:

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

The hearing will be held at 10:30 am, March 2, 2006 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) 1581-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before **February 24, 2006**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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.

1581-2



Track & Confirm

Current Status

You entered 2303 2160 0000 0799 5463

Your item was delivered at 2:15 pm on January 25, 2006 in DALLAS, SD 57529. The item was signed for by R TAGGART.

[Shipment Details >](#)

Notification Options

- ▶ **Track & Confirm by email** [What is this?](#) [Go >](#)
- ▶ **Request Proof of Delivery** [What is this?](#) [Go >](#)

Track & Confirm

Enter label number:

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U.S. Postal Service™ Signature Confirmation™ Receipt

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0799 5463

PAT TAGGART
RR 5 BOX 116
DALLAS SD 57529

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

CHECK ONE (POSTAL USE ONLY)

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

PS Form 153, May 2002

(See Reverse)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 2006

1581-2

Pat Taggart
RR 5 Box 116
Dallas SD 57529

Dear Mr. Taggart:

I am writing to acknowledge receipt of your 2005 irrigation questionnaire. You may disregard the January 24, 2006, "Notice" concerning reporting requirements for Water Right No. 1581-2.

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

1581-2

2007 Water Management Board Irrigation Questionnaire

Please fill out and return before **December 3, 2007**

REMEMBER! Return of this questionnaire is required whether or not you irrigated this year.

Return the completed form(s) to the Water Rights Program at 523 E Capitol, Pierre, SD 57501-3181 (605) 773-3352
or send your form(s) electronically over the internet at <https://www.state.sd.us/eforms/secure/eforms/E0455V6-IQ.pdf>

Permit No. 1581-2

PAT TAGGART
33198 281st St
DALLAS SD 57529 6317

Any address/ownership corrections?

Telephone No: 605-835-9352

1. Did you irrigate in 2007? *yes ☐ **no ☒
*If yes, _____ acres were irrigated out of
the 130.00 acres covered by Permit No. 1581-2

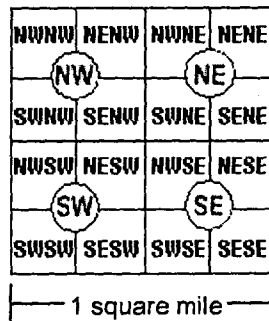
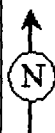
**If no, check reason(s) for not irrigating:
sufficient moisture ☐ no water available ☐
system not constructed ☐ use abandoned ☒
enrolled in CRP ☐, through what year? _____
other ☐, please explain in the Comment Box:

2. If your answer to question No. 1 is "no," you are done!
If you answered "yes," please complete Nos. 3, 4 & 5.
3. Did you apply chemicals or fertilizer through the
system in 2007? yes ☐ no ☐
4. If more than one water source is listed below, circle
each source used. **A. DRY DRAW**

*also has storage dam
(365 AF)*

5. Provide your water use on the back of this form.

Comment Box



Office use only

RECEIVED
NOV 21 2007
WATER RIGHTS
PROGRAM

Acreage permitted for irrigation under No. 1581-2 (see above section map for help reading legal descriptions)

sec 02-T098N-R74W, NW1/4SE1/4 - 32.50 acres
sec 02-T098N-R74W, NE1/4SE1/4 - 32.50 acres
sec 02-T098N-R74W, SW1/4SE1/4 - 32.50 acres
sec 02-T098N-R74W, SE1/4SE1/4 - 32.50 acres

Please provide your 2007 water use to irrigate the above acreage on the REVERSE side of this form.

For an example of a completed questionnaire, please refer to the reverse side of your cover letter.

Reported Water Use

02/07/2008

Permit No	Year	Name	Not Irrig	Not Constr
1581-2	1983	DUANEBLESSING		
1581-2	1984	PATTAGGART		
1581-2	1985	PATTAGGART		
1581-2	1986	PATTAGGART		
1581-2	1987	PATTAGGART		
1581-2	1988	PATTAGGART		
1581-2	1989	PATTAGGART		
1581-2	1990	PATTAGGART		
1581-2	1991	PATTAGGART	X	
1581-2	1992	PATTAGGART	X	
1581-2	1993	PATTAGGART	X	
1581-2	1994	PATTAGGART	X	
1581-2	1995	PATTAGGART		
1581-2	1996	PATTAGGART		
1581-2	1997	PATTAGGART	X	
1581-2	1998	PATTAGGART	X	
1581-2	1999	PATTAGGART	X	
1581-2	2000	PATTAGGART	X	
1581-2	2001	PATTAGGART	X	
1581-2	2002	PATTAGGART	X	
1581-2	2003	PATTAGGART	X	
1581-2	2004	PATTAGGART	X	
1581-2	2005	PATTAGGART	X	
1581-2	2006	PATTAGGART	X	



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 8, 2008

1581-2

Pat Taggart
33198 281st St
Dallas SD 57529-6317

Dear Mr. Taggart:

I am writing in regard to your 2007 irrigation questionnaire submitted back in November, 2007. On the form, you indicated that the use had been abandoned.

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 a water right. Enclosed are excerpts of water laws and Water Management Board Rules dealing with this issue.

Water Right No. 1581-2 authorizes diversion of water for irrigation purposes from a dry draw storage dam. If you no longer intend to irrigate, the water right can be reissued to remove the irrigation component from the license and authorize storage of water in the dam for domestic use (livestock watering).

Please contact our office concerning your intent towards the water right.

Sincerely,

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOV 07 2011

1581-2

Pat Taggart
33198 281st St
Dallas SD 57529-6317

Dear Mr. Taggart:

Enclosed is your Reissued Water License No. 1581-2.

On October 5, 2011, the Water Management Board took action to cancel the irrigation component of your Water Right. The enclosed license authorizes impoundment of water in the existing dam for livestock watering purposes.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Sincerely,

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

enclosures

STATE OF SOUTH DAKOTA

REISSUED WATER LICENSE NO. 1581-2

(1) Patrick Taggart, 33198 281st St, Dallas SD 57529 was issued Water License No. 1581-2, July 13, 1993 for a water right to divert 1.33 cubic feet of water per second from a storage dam on a dry draw (365 acre feet), Tripp County, South Dakota for irrigation purposes. Water License No. 1581-2, with a priority date of March 31, 1977 was issued to the permit holder for diversion of water with construction of the described water supply system and the application to beneficial use of water completed.

On October 5, 2011, the Water Management Board cancelled the irrigation portion of the water right. The storage dam is still in place and used for domestic livestock watering.

Pursuant to SDCL 46-5-31.1, stock watering may be added as a water use to a license provided no diversion is made from the dam. The Chief Engineer made a finding that the addition of stock watering does not impair existing water rights.

(2) The water supply system has been completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Water Law 46-5-30.1 Patrick Taggart, 33198 281st St, Dallas SD 57529 the holder and/or owner of Water Right No. 1581-2 is issued a license bearing a priority date of March 31, 1977 to impound 365 acre feet of water in a dry draw storage dam for domestic livestock watering purposes.

The storage dam (spillway) is located 1,650 feet west and 400 feet south of the center of Section 2, T98N, R74W (NW ¼ SW ¼). Water is impounded in the SW ¼ Section 2, T98N, R74W.

(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 1581-2 and subject to the following qualification:

- Approval authorizes storage of 365 acre feet of water annually.
- Low flows as needed for downstream domestic use, including livestock water and prior water rights must be bypassed.



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

NOV 07 2011

date



Licensing of Irrigation Water Right for Stock Watering

NAME: Pat Taggart

ADDRESS: 33198 281st St, Dallas SD 57529-6317

DATE: November 3, 2011 **COUNTY:** Tripp

BOARD ACTION:

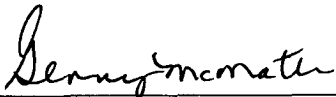
Pursuant to SDCL 46-1-12, on October 5, 2011 the Water Management Board took action to cancel the irrigation component of Water Right No. 1581-2. The action to cancel was initiated with the 2010 irrigation questionnaire submitted by the water right holder indicating the use had been abandoned. Mr. Taggart confirmed in a telephone conversation with staff on August 30, 2011 that he still owned the land and the storage dam was still in place however he no longer intended to irrigate.

AUTHORITY

Pursuant to SDCL 46-5-31.1, if permitted irrigation use from a storage dam is abandoned or forfeited but the storage dam is used for stock watering, stock watering may be added to the license or permit upon the request of the permit or license holder.

RECOMMENDED ACTION

Based on the Board action to cancel the irrigation portion of the water right, it is recommended that the water license be re-issued for stock watering.



Genny McMath
Water Rights Program

The Chief Engineer makes a finding pursuant to SDCL 46-5-31.1 that:

The addition of stock watering does not impair existing water rights and no diversion of water will be made from the storage dams. Licensing of the water right for stock watering may occur without application or publication pursuant to SDCL 46-2A-4.



Garland Erbele, Chief Engineer
Water Rights Program