

WATER PERMIT NO. 2668-2

Name of Applicant: Steve Simunek

Address: 27851 S Buffalo Gap Rd, Oral SD 57766 Phone: 605 890-4162

Amount of Water Claimed: 0.10 cfs Total Acres: 10.3 acres

Source of Water Supply: groundwater (one well)

Water to be used for: irrigation County: Fall River

Type of Waste Disposal System:

Location: southwest edge of Hot Springs

PRIORITY Date Received: 3-21-2011

Application/License Fee: \$300

Corrected Application Received: 4-12-2011

Period of Annual Use: April 1 – October 31

Remarks:

Diversion Point: SE ¼ SE ¼ Sec 23-T7S-R5E

Land to be Irrigated: SE ¼ SE ¼ Sec 23-T7S-R5E

Depth of Well: 90 – 100 feet

Well Driller:

Remarks:

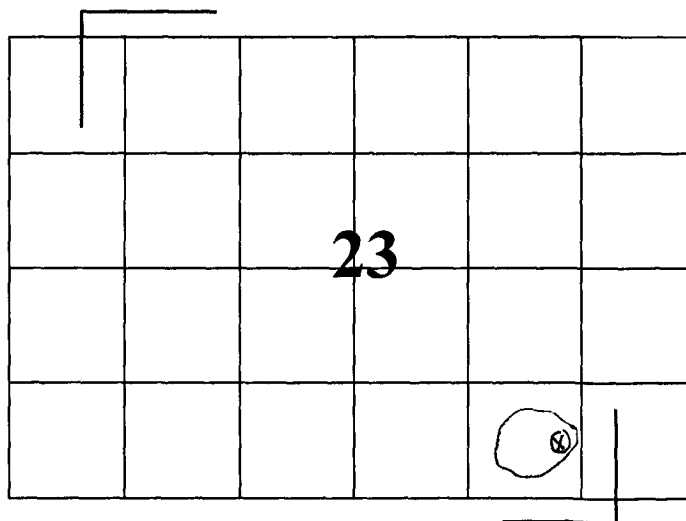
Type of Map: aerial

Prepared by: Kory Barndt, Fall River Co NRCS

Reviewed and the Number Assigned on: 4-12-2011

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



FORM 2: Application for irrigation in South Dakota
(type or print)

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	(office use only)	
	No. <u>2668-2</u>	Hydrologic Unit <u>10120109</u>
	Basin <u>Upper Cheyenne</u>	
	Newspaper <u>Hot Springs Star</u>	<u>P.O. Box 1000</u>
	<u>605-745-4170</u>	<u>57747</u>

RECEIVED

MAR 21 2011

WATER RIGHTS
PROGRAM

Application For Permit To Appropriate Water For Irrigation

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

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

- Name of Applicant Steve Simunek Phone 605 890-4162
 (check one) ☒ Owner ☐ Tenant/lessee
 Mailing Address 27851 S. Buffalo Gap RD, Oral State SD 57766
 (Street, RR, or Box and City) (Zip Code)
- Amount of water claimed 0.10 *CFS or 45 ~~SE~~ **GPM ***AF Total Acreage 10.3
 (*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply groundwater / well
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) County Fall River S.D.
SE 1/4 SE 1/4 Sec. 23 T7S R5E BHM
- County or counties where water will be used Fall River
- Annual period during which water is to be used April - Oct. 31 for irrigation
Jan 1 - Dec 31 for Commercial
- List below each forty acre division, or lot, or fraction thereof and show number of acres to be irrigated in each.
 (Attach sheet if more space is needed)

Land Description	Acres	Land Description	Acres
<u>SE 1/4 SE 1/4 sec 23 T7S R5E</u>	<u>10.3</u>		

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

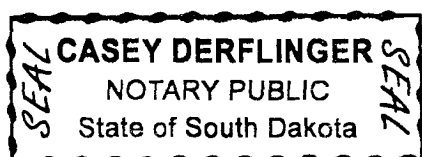
Camp Ground Irrigation
Hotel drip system
water for 3 water falls

 STATE OF SOUTH DAKOTA) SS
 County of _____

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

I, _____, the applicant, certify that I have read this application, have examined the attached map and that the matters stated are true and that I intend, and am able to complete the necessary construction.

Applicant's signature

Subscribed and sworn to before me this 18 day of March 20 11
 Notary Public signature
 My Commission Expires
 May 2, 2012

**SOUTH DAKOTA
WATER PERMIT NO. 2668-2**

Date of first receipt of application March 21, 2011.

Date of return to applicant for corrections, amendments or changes March 28, 2011.

Date of receipt of corrected application April 12, 2011.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 2668-2 to Steve Simunek, 27851 S Buffalo Gap Rd, Oral SD 57766 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 2668-2 appropriate 0.10 cubic feet of water per second from one well completed into the Spearfish Aquifer (103 feet deep) located in SE 1/4 SE 1/4 Section 23 for irrigation of 10.3 acres located in the SE 1/4 SE 1/4 Section 23; all in T7S-R5E. Water will also be used for aesthetic purposes within the campground and hotel complex area.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual periods: April 1 – October 31 for irrigation and January 1 – December 31 for commercial use.
3. The date from which applicant may claim right is March 21, 2011.
4. The date of approval of Permit No. 2668-2 is July 8, 2011.
5. One-fifth of the construction is to be completed on or before January 8, 2014.
6. All construction is to be completed on or before July 8, 2016.
7. Water is to be put to beneficial use on or before July 8, 2020.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 2668-2 shall be constructed by a licensed well driller and construction of the well and installation of the pump shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.
3. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

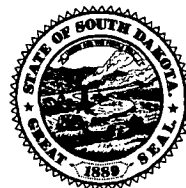
WATER MANAGEMENT BOARD

By: Garland Erbele

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

AUG 30 2011

date



(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter 12' Depth 600'
- b) Casing Type PVC Diameter 8" surface 5 7/8 string Thickness 1/4"
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Pea Gravel Length of Gravel Pack 40'
- e) Depth to Top of Water Bearing Material 110'
- f) Depth to Water (ground surface to water level) 30'
- g) Distance to nearest existing domestic well:
On applicants property _____ On property owned by others 1/2 mile

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) _____
- b) System Capacity (gallons) _____ Year Constructed _____
- c) Connected to the City of _____ Sanitary System

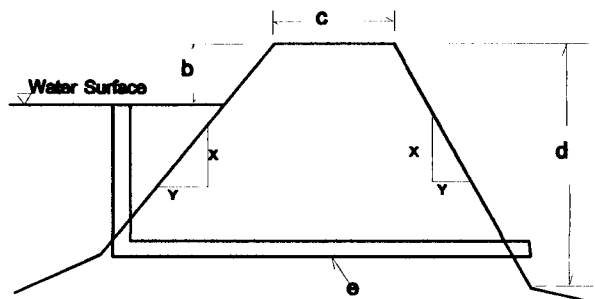
3. Dugout Information

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

4. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below for each dam. The locations of the dams need to be shown on the map submitted with the application.

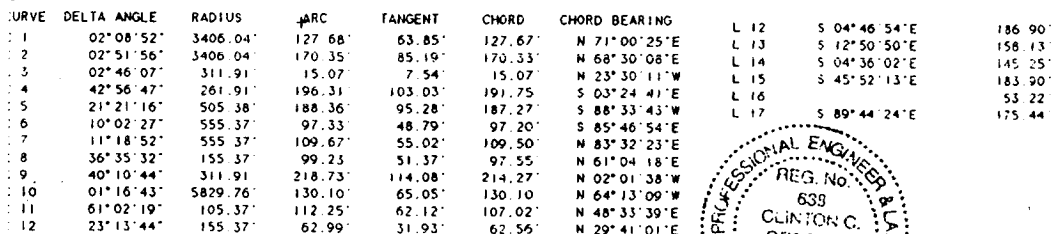
- a) If a private engineering firm or government agency was involved in the design of this dam, please give their name and address:



- b) Freeboard _____
- c) Crest Width _____
- d) Height INFO ON FORM 2A
- e) Primary COULD APPLY TO EITHER
- f) Secondary THE MINNEKAHTA AQUIFER
- g) X & Y S (TOP OF WATER BEARING
- h) Surface MTRL = 110')
- i) Storage OR
- j) Drainage THE MINNEKAHTA AQUIFER
- (DEPTH = 600')
- WHICH ONE DOES HE WANT?

LOCATED IN THAT PART OF THE SE1/4SE1/4 LYING SOUTH OF
S. HIGHWAY 18 TRUCK BY-PASS LESS REVISED TRACT "B" AND TRACT "C". SECTION 23
AND THAT PART OF THE SW1/4 SW1/4 LYING SOUTH OF US HIGHWAY 18 TRUCK BY-PASS AND
EAST OF SOUTH DAKOTA HIGHWAY 71. SECTION 24 AND THAT PART OF THE NW1/4 NW1/4
LYING NORTH OF SOUTH DAKOTA HIGHWAY 71. SECTION 25 AND THAT PART OF THE
SE1/4 NE1/4 LYING NORTH OF SOUTH DAKOTA HIGHWAY 71. SECTION 26 ALL IN T7S.
SE. BHM. FALL RIVER COUNTY. SOUTH DAKOTA

S. HIGHWAY 18 TRUCK BY-PASS LESS REVISED TRACT "B" AND TRACT "C", SECTION 23 AND THAT PART OF THE SW1/4 SW1/4 LYING SOUTH OF US HIGHWAY 18 TRUCK BY-PASS AND EAST OF SOUTH DAKOTA HIGHWAY 71, SECTION 24 AND THAT PART OF THE NW1/4 NW1/4 LYING NORTH OF SOUTH DAKOTA HIGHWAY 71, SECTION 25 AND THAT PART OF THE SE1/4 NE1/4 LYING NORTH OF SOUTH DAKOTA HIGHWAY 71, SECTION 26 ALL IN T7S. SE. BHM, FALL RIVER COUNTY, SOUTH DAKOTA

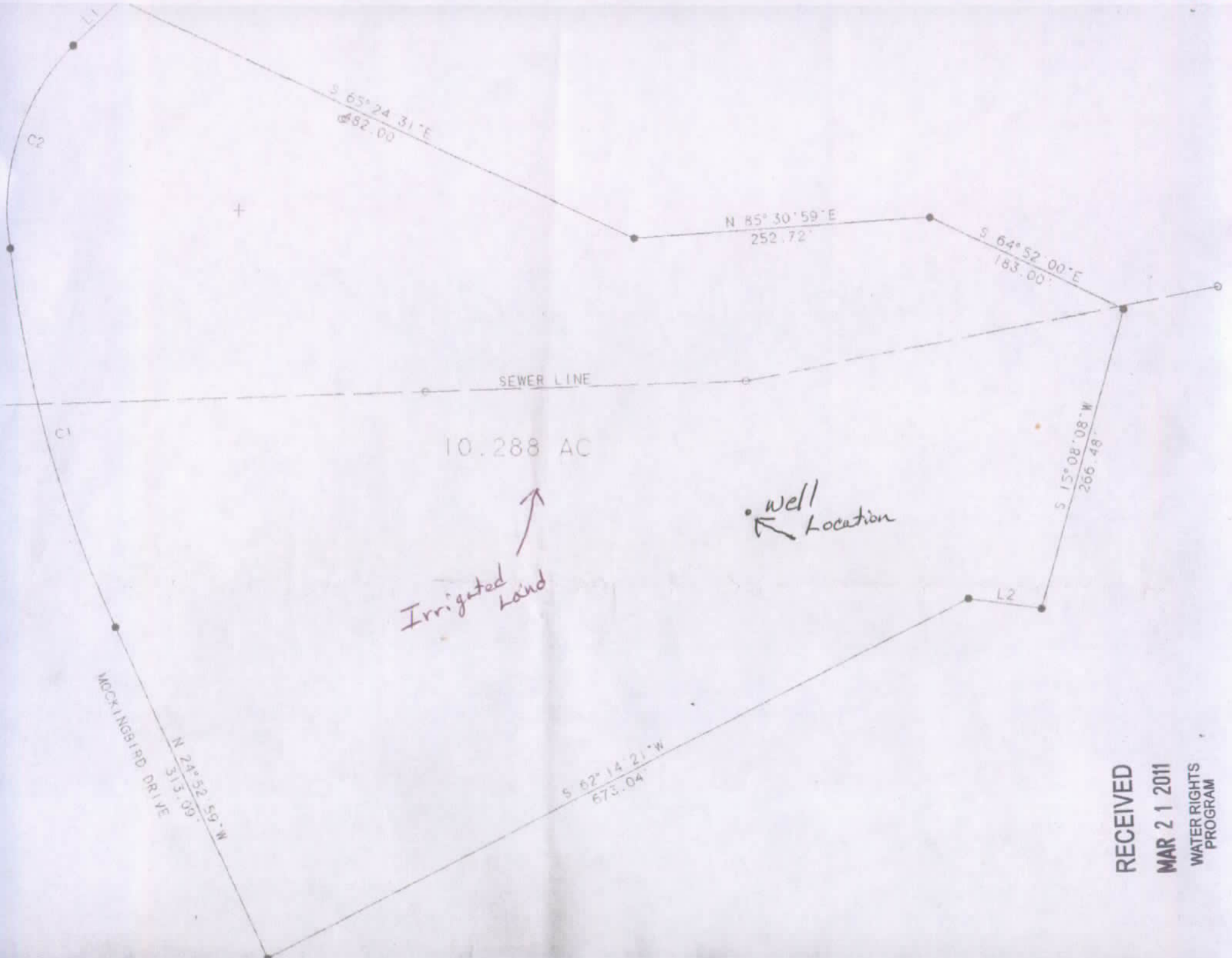


I, CLINTON C. GREGORY, PROFESSIONAL ENGINEER AND REGISTERED LAND SURVEYOR, NO. 638, IN THE STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY THAT AT THE DIRECTION OF THE OWNER I HAVE SURVEYED, AND PLATTED THE LAND SHOWN AND RECORDED IN



SCALE 1" = 200'

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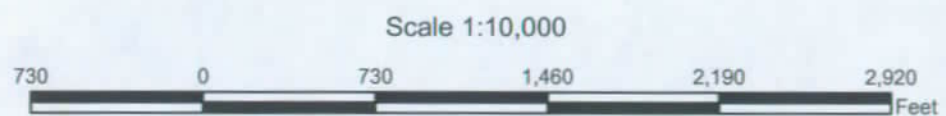


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Field Office: Hot Springs
Agency: NRCS

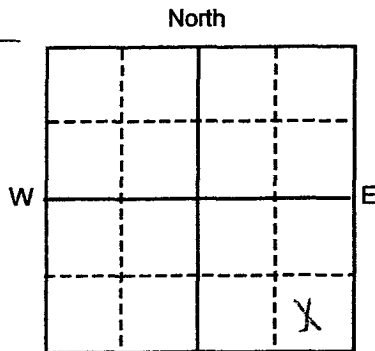


Kay Bonnet D.C. 4/30/11



SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location SE ¼ SE ¼ Sec 23 Twp 7S Rg 5ECounty Fall RiverPlease mark well
location with an "X"

Well Completion Date

April 13, 2011

← 1 Mile →

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
500.0 ft. from Septic (identify source)

PROPOSED USE:

☒ Domestic/Stock ☐ Municipal ☐ Business ☐ Test holes
☐ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Rotary Downhole Hammer

CASING DATA:

☐ Steel ☒ Plastic ☐ Other
 If other describe 105' of 6" 160 PVC

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
LB/FT	IN	0.0 FT	103.0 FT	10.00 IN
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
Portland II	20	Lb/gal	40.0 Ft	0.0 Ft
w/2% bentoni		Lb/gal	Ft	Ft

 Describe grouting procedure through 1" trim pipe

SCREEN:

☒ Perforated pipe ☐ Manufactured
 Diameter 6.00 Inches Length 60.0 Feet
 Material 160 PVC
 Slot Size _____ Set From 105.0 Feet to 45.0 Feet
 Other information

WAS A PACKER OR SEAL USED?

☐ Yes ☒ No
 If so, what material?
 Describe packer(s) and location

DISINFECTION: Was well disinfected upon completion?

☒ Yes, How? w/chlorine solution
☐ No, Why Not?
 Lab to which water quality sample sent for analysis
Well Owner: Steve Simunek

Business Name:

Address: 20869 Cascade Road 27851 S. Buffalo Co, Rd
City, State, Zip: Hot Springs Oral SD 5774757766

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Spearfish	0	50
Gypsum fracture 20 gpm	50	52
Red Shale - Spearfish	52	70
Gypsum Fracture 100+ gpm	70	75
Spearfish	75	103

STATIC WATER LEVEL 17.0 FEET

If flowing: closed in pressure _____ PSI

GPM flow 100.0 through _____ Inch pipeControlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced flow rate _____ GPM

Can well be completely shut in?

WELL TEST DATA:

☒ Pumped Describe: w/air☐ Bailed☐ Other

Pumping Level Below Land Surface

_____ Ft. After _____ Hrs. pumped _____ GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate: _____ GPM

REMARKS

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MAY 23 2011

WATER RIGHTS
PROGRAMThis well was drilled under license # 324 and this report is true and accurate.Drilling firm: Alexander Drilling Inc.

Signature of License Representative:

Signature of Well Owner or Equitable Property Holder:

Date: 5-20-11

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 3/22, 2011

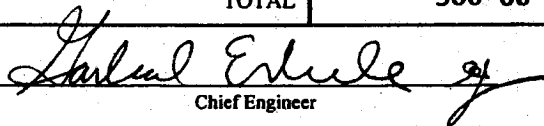
RECEIVED OF Steve Simunek 27851 S Buffalo Gap Rd Oral SD 57766

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	100	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	200	00
Fee for Filing Transfer Form _____		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	300 00

No. **04951**

By


Chief Engineer

Steve Simunek

27851 S Buffalo Gap RD

Oral, SD 57766

605-890-4162

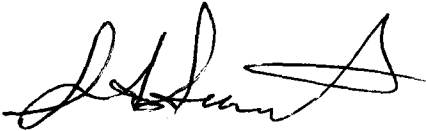
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MAR 21 2011
WATER RIGHTS
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March 18, 2011

To: Water Rights Program

This Application is for the purpose of a test well. An application for permit will be submitted at such time that the test well is proven.

Thank You,

A handwritten signature in black ink, appearing to read 'Steve Simunek', with a stylized flourish at the end.

Steve Simunek



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 25, 2011

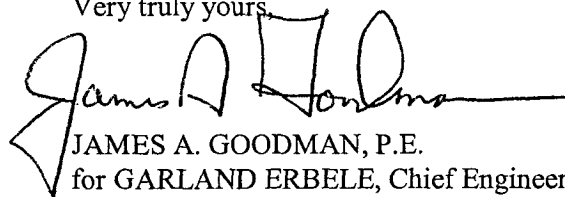
Steve Simunek
27851 S. Buffalo Gap Rd.
Oral, SD 57766

Dear Mr. Simunek:

As requested, pursuant to South Dakota Well Construction Standard 74:02:04:21, you are authorized to construct a test well in the SE¼ SE¼ Section 23, T7S-R5E, prior to approval of a water permit. The test well must be constructed in accordance with the SD Well Construction Standards. Any test holes that are abandoned must be plugged pursuant to the SD Well Construction Standards.

Authorization must be obtained before water from the well can be used. Approval of this test well does not assure issuance of a water permit. Following review of a Water Permit Application; and assessing the availability of water, the potential impacts to existing users, the beneficial use, and the public interest of a permit, the Chief Engineer will make a recommendation to the Water Management Board regarding the application. The recommendation to approve, deny, or defer the application will be publicly noticed and an opportunity afforded for the public to intervene. A public hearing may be required to consider the water permit.

Very truly yours,



JAMES A. GOODMAN, P.E.
for GARLAND ERBELE, Chief Engineer
Water Rights Program
(605) 773-3352



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APR 12 2011

WATER RIGHTS
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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 28, 2011

Steve Simunek
27851 S Buffalo Gap Road
Oral SD 57766

Dear Mr. Simunek:

Thank you for submitting the *Application for a Permit to Appropriate Water* for irrigation. In order to complete the application the following is required.

- Enclosed is the map submitted with the application. Our suggestion is you obtain an aerial photo map from the local Natural Resource Conservation Service for Section 23-T7S-R5E. On the map, outline the location of the 10.29 acres to be irrigated and mark the proposed well location with an "x". The map needs to clearly identify that the well and acreage are located in the SE ¼ SE ¼ Section 23 as stated on the application.
- The map must be signed by one of the following: Registered Land Surveyor, Registered Professional Engineer or by any other government employee who normally prepares maps as a part of his assigned duties (i.e. local NRCS office).
- The application states the proposed well depth will be 600 feet. Is it your intention to drill the well into the Minnekahta Aquifer or the Minnelusa Aquifer?

You should have received a letter from James Goodman, with this office, authorizing construction of a test well prior to approval of a water permit. If you have any questions, please contact me.

Sincerely,

Karen Schlaak

well is at 90' → 100'

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

enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 2668-2, Steve Simunek**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Permit Application No. 2668-2, Steve Simunek, 27851 S Buffalo Gap Rd, Oral SD 57766.

The Chief Engineer is recommending APPROVAL of Application No. 2668-2 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) it is in the public interest with the following qualifications:

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 2668-2 shall be constructed by a licensed well driller and construction of the well and installation of the pump shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.
3. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

See report on application for additional information.

Garland Erbele, Chief Engineer
June 13, 2011

WATER PERMIT APPLICATION NO. 2668-2
STEVE SIMUNEK
JUNE 6, 2011

Water Permit Application No. 2668-2 proposes to appropriate 0.10 cubic feet of water per second from one existing well 103 feet deep, completed into the Spearfish aquifer. The well is located in the SE¼ SE¼ Sec. 23, T7S-R5E, Fall River County and will be used to irrigate 10.3 acres located in the SE¼ SE¼ Sec.23, T7S-R5E. Water from this well will also be used for commercial purposes within the campground and hotel complex.

AQUIFER: Spearfish Formation

AQUIFER CHARACTERISTICS:

The Spearfish Formation consists of alternating beds of red sandy shale, siltstone, and minor limestone, interbedded with abundant gypsum (Martin and others, 2004). This well site is located on the outcrop of the Spearfish Formation, and the formation is estimated to be approximately 350 feet thick in this area (Wolcott, 1967). At this well site, erosion has removed much of the formation and the base of the Spearfish Formation is estimated to be approximately 180 feet below grade (Carter and Redden, 1999). The Spearfish is not typically considered a major regional aquifer; however, local aquifers exist in the Spearfish (Driscoll and others, 2002). The Water Rights Program has record of other high capacity discharges from the Spearfish Formation in this area (e.g. William Cox well) (Water Rights, 2011a). This area may be particularly conducive to prolific wells supplied from the Spearfish Formation because folding that has occurred in the sedimentary rock. The Dudley Anticline is located approximately 2.5 miles east of this well site and the Cascade Anticline is located approximately 2.5 miles west of this well site (Strobel and others, 1999). In addition, there are numerous minor fault and solution collapse structures in the area (Whalen, 1994). The folding has allowed fracturing and the solution of gypsum and anhydrite in the Spearfish Formation, thus increasing porosity and permeability. The high pressure, large flows, and relative good water quality from the Spearfish in this area may indicate the water may originate as upward leakage from the Minnelusa and Madison aquifers. The Spearfish aquifer is under unconfined conditions in this area and the well that is to be used to supply this appropriation, reportedly produces 1000 gpm. The well appears to be constructed in accordance with the South Dakota Well Construction Standards.

AFFECTS ON EXISTING RIGHTS:

Groundwater Appropriations:

There are only six water rights appropriating water from the Spearfish Formation in South Dakota. They are shown in table 1. All of these appropriations are from Lawrence and Meade Counties in the northern hills.

PERMIT NO	NAME	USE	CFS
514-1	ROLAND BRYAN	IRR	2.72
1313-1	SPEARFISH MEADOWS	SHD	0.07
749-1	DEPT OF GAME FISH & PARKS	FWP	2.23
752A-1	DEPT OF GAME FISH & PARKS	FWP	3.23
1641-1	LANTIS FIREWORKS	COM	0.02
1816-1	RICHARD SLEEP	IRR	1.69

Table 1. Water Rights from the Spearfish Formation

There are 16 Water Permits/Rights (including one future use reservation) appropriating groundwater within approximately three miles of the well that is to be used to supply this permit (Water Rights, 2011b). The appropriations are from the Alluvium (5), Unkpapa (1), Minnekahta (2), Minnelusa (5) and Madison (2).

The existence or extent of a hydraulic connection between the Spearfish and these other aquifers in this area is debatable. In general, the potentiometric surfaces (water levels) suggest the potential for leakage from the Madison, Minnelusa, and Minnekahta aquifers to the Spearfish aquifer. Theoretically if leakage from the lower aquifers to the Spearfish is significant; drawdown in the Spearfish could cause increased leakage and consequently lower water levels in the other aquifers. Regardless of the water source for nearby groundwater appropriations, it is unlikely that drawdown from this proposed well use will have any significant influence on existing Water Rights/Permits due to the distance between wells and the relatively low diversion rate proposed by this application. The nearest groundwater appropriation, Water Right No. 2190-2, Church of Jesus Christ of LDS, authorizes diversions from a well completed into the Minnekota aquifer over one-half mile northwest of this well site.

Springs:

Several large springs occur in the Hot Springs area, with at least four springs identified within approximately one and one-half miles of this well (South Dakota Geological Survey), See Figure 1. Most of the springs were classified as type 2 springs using the system of Rahn and Gries (1973), and can loosely be called "artesian springs". Although well withdrawals in the immediate vicinity of a spring could lower the artesian head pressure at the spring and possibly decrease its discharge, this relatively small diversion should not affect area springs due to the distances involved and it is unlikely that the Spearfish aquifer is the source of the springs.

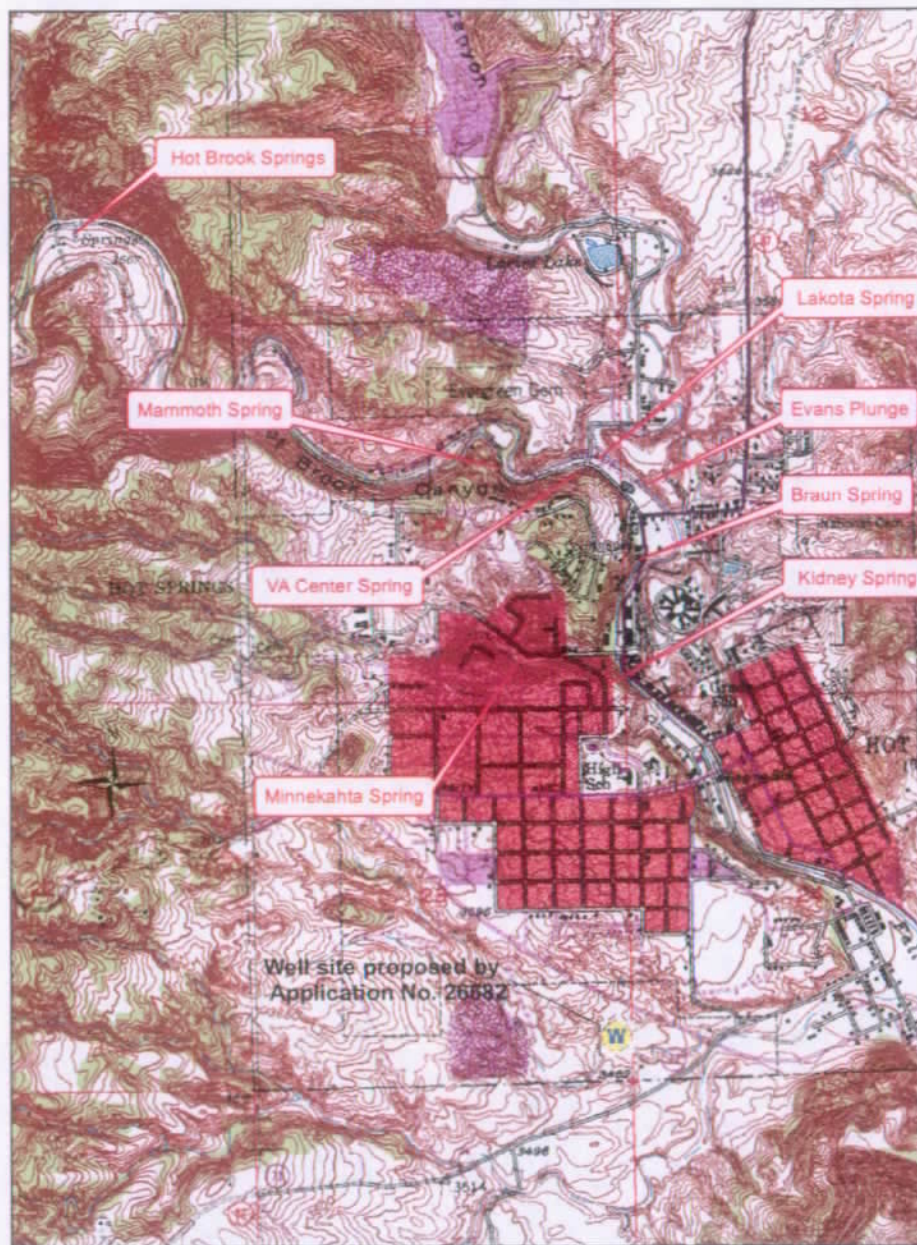


Figure 1. Springs in the Hot Springs Area

CONCLUSIONS:

1. The Spearfish Formation is a viable aquifer in this area.
2. This diversion will not adversely impair existing water rights.

Ken Buhler

Ken Buhler
SD DENR-Water Rights Program
Approved by

James A. Goodman
James A. Goodman
SD DENR-Water Rights Program

REFERENCES:

- Carter, J.M., Redden, J.A., 1999a, Altitude of the Top of the Minnekahta Limestone in the Black Hills Area, South Dakota: U.S. Geological Survey Hydrologic Investigations Atlas HA-744-B, 2 sheets, scale 1:100,000
- Driscoll, D.G., Carter, J.M., Williamson, J.E., and Putnam, L.D., 2002, Hydrology of the Black Hills Area, South Dakota: Water-Resources Investigations Report 02-4094, U.S. Department of the Interior, U.S. Geological Survey, Rapid City, SD
- Martin, J.E., Sawyer, J.F., Fahrenbach, M.D., Tomhave, D.W., and Schulz, L.D., 2004, Geologic Map of South Dakota: South Dakota Department of Environment and Natural Resources GeneralMap 10, scale 1:500,000
- Rahm, P.H., and Gries, J.P., 1973, Large Springs in the Black Hills, South Dakota and Wyoming: South Dakota Geological Survey Report of Investigations 107, 46 p.
- South Dakota Geological Survey, Medicinal Water of South Dakota, Prepared for the Natural Resources Commission
- Strobel, M.L., Jarrell, G.J., Sawyers, J.F., Schleicher, J.R., Fahrenbach, M.D., 1999, Distribution of Hydrogeologic Units in the Black Hills Area, South Dakota: U.S. Geological Survey Hydrologic Investigations Atlas HA-743, 2 maps scale 1:100,000, one data sheet
- Whalen, P.J., 1994, Source Aquifer for Cascade Springs, Hot Springs and Beaver Creek Springs in the Southern Black Hills of South Dakota: South Dakota School of Mines and Technology Master of Science in Geology Thesis, 299 p.
- Wolcott, D.E., 1967, Geology of the Hot Springs Quadrangle Fall River and Custer Counties, South Dakota: U.S., Geological Survey Geological Survey Bulletin 1063-K, p.427-442, one sheet scale 1:24,000
- Water Rights Program, 2011a, "Well Completion Report Files", South Dakota DENR-Water Rights Program, Joe Foss Building, Pierre, SD
- Water Rights Program, 2011b, "Water Permit/Right Files", South Dakota DENR-Water Rights Program, Joe Foss Building, Pierre, SD

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JUN 30 2011

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AFFIDAVIT OF PUBLICATION

State of South Dakota)
) ss.
County of Fall River)

Brett Nachtigall of Hot Springs, Fall River County, South Dakota, being duly sworn, upon oath says that he is the publisher of the Hot Springs Star, as a legal newspaper, as defined in SDCL 17-2-2.1 through 17-2-2.4 inclusive, and is published at Hot Springs, county and state aforesaid; that the advertisement headed -

#293 Notice

a true printed copy thereof is hereunto annexed, was published in the said Hot Springs Star, in the regular and entire issue of said paper,

for two

successive issues, beginning with the

issue dated June 21, 2011

and ending with the issue dated

June 28, 2011

That the full amount of the fee charged for the publication of said notice is

\$ 46.25, and that no agreement or understanding, for the division thereof, has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever, that the whole amount insures to the benefit of the publishers of said newspaper.

B. Nachtigall
Subscribed and sworn to before me

this 28 day of June

2011

My Commission Expires
October 8, 2014

**293
NOTICE OF APPLICATION
NO. 2668-2 to
Appropriate Water**

Notice is given that Steve Simunek, 27851 S. Buffalo Gap Rd., Oral, SD 57766 has filed an application for a water permit to appropriate 0.10 cubic feet of water per second from one well completed into the Spearfish Aquifer (103 feet deep) located in SE 1/4 SE 1/4 Section 23 for irrigation of 10.3 acres located in the SE 1/4 SE 1/4 Section 23; all in T7S-R5E. Water will also be used for aesthetic purposes within the campground and hotel complex area.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 2668-2 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will con-

sider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition of contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E. Capitol, Pierre, SD 57501 (605-773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by July 8, 2011.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application.

Steven M. Pirner, Secretary
Department of Environment
and Natural Resources.

Published twice at the total
approximate cost of \$46.25.

June 21, 28



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 14, 2011

Hot Springs Star
PO Box 1000
Hot Springs SD 57747

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application No. 2668-2 to Appropriate Water to be published twice. Please publish the first notice on June 21, 2011 with the second publication 7 days later. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352.

The applicant must verify to you that the notice is to be published, before you make the first publication. **Please BILL the APPLICANT for the cost of publication.** The APPLICANT is Steve Simunek, 27851 S Buffalo Gap Rd., Oral SD 57766 (Ph # 605-890-4162).

Please send the Water Rights Program the first publication immediately. The publication is checked for accuracy so any corrections can be made in the second publication. You may use the form below or fax a copy of the first publication. Any fax should be sent to the attention of Karen Schlaak at (605) 773-4068. Publication errors can invalidate the public notice.

After the second publication, **please send us an affidavit or use the enclosed Proof of Publication form.** The applicant pays the cost of publication, but the Water Rights Program records require an affidavit or Proof of Publication. Delays in receiving the affidavit can be costly to the applicant.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

No. 2668-2

TO: Eric Gronlund
Water Rights Program
Joe Foss Building
Pierre SD 57501-3181

Date _____

We are in receipt of your letter of June 14, 2011 enclosing Notice to Appropriate Water by Application No. 2668-2 which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

June 14, 2011

Steve Simunek
27851 S Buffalo Gap Rd
Oral SD 57766

Dear Mr. Simunek:

Water Permit Application No. 2668-2 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent to the Publisher of the Hot Springs Star printed at Hot Springs SD (Ph # 605-745-4170). You will need to contact the newspaper and authorize publication of this notice. For your information, a copy of the notice, the recommendation of the Chief Engineer and report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice and to arrange for payment. Early contact with the paper can eliminate delays. Upon receiving authorization, the publisher has been instructed to publish your notice once each week for two consecutive weeks. The newspaper has also been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,


Eric Gronlund
Natural Resources Engineer
(605) 773-3352
eric.gronlund@state.sd.us

enclosures

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

Instruction to Newspaper - Publish first Notice on June 21, 2011 with the second publication 7 days later. The applicant is responsible for payment. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352 or email: Karen.schlaak@state.sd.us.

NOTICE OF APPLICATION NO. 2668-2 to Appropriate Water

Notice is given that Steve Simunek, 27851 S Buffalo Gap Rd, Oral SD 57766 has filed an application for a water permit to appropriate 0.10 cubic feet of water per second from one well completed into the Spearfish Aquifer (103 feet deep) located in SE ¼ SE ¼ Section 23 for irrigation of 10.3 acres located in the SE ¼ SE ¼ Section 23; all in T7S-R5E. Water will also be used for aesthetic purposes within the campground and hotel complex area.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 2668-2 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by July 8, 2011.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published twice at the total approximate cost of_____.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

AUG 30 2011

Steve Simunek
27851 S Buffalo Gap Rd
Oral SD 57766

Dear Mr. Simunek:

Enclosed is Water Permit No. 2668-2 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Garland Erbele". The signature is fluid and cursive, with a long horizontal stroke at the end.

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

enclosures



2668-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2012

NOTICE

TO: STEVE L SIMUNEK, 27851 S BUFFALO GAP RD, ORAL, SD 57766 7249
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2011 Irrigation Questionnaires

Our records indicate that the 2011 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 14, 2011. The Water Management Board has directed that owners of water permits who have not submitted the 2011 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 399-2 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 2668-2 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, 2012** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2668-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 399-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaire(s) is (are) received in this office on/or before **March 2, 2012**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link:
<http://denr.sd.gov/iq.aspx>

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

2668-2



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 2012

399-2
2668-2

Steve Simunek
27851 S Buffalo Gap Rd
Oral SD 57766 7249

Dear Mr. Simunek:

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

You may disregard the January 24, 2012, "Notice" concerning reporting requirements for Water Right No 399-2 and Water Permit No. 2668-2. 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,

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

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

Report of Examination of Works and/or Application of Water to Beneficial Use For Permit No. 2668-2

I have this day, February 17, 2016, made a thorough examination of the water use system constructed by Steve Simunek, 27851 So. Buffalo Gap Rd, Oral SD 57766 of Permit No. 2668-2, bearing the priority of 3/21/2011 authorizing the diversion of .10 cfs cu. ft. per second of the water from 1 well for irrigation purposes, in Fall River County.

Inspection contact & relationship to permit holder, if applicable: **Steve Simunek, Owner**
605-890-4162

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Alexander Drilling
- 2) No. of Wells 1
- 3) Depth(s) 103 feet
- 4) Well log is available Yes

Casing:

- 1) Diameter 6 inches
- 2) Length 105 feet
- 3) Type PVC

Screen:

- 1) Type Perforated PVC casing
- 2) Length 45' to 105' levels
- 3) Static water level 17 feet

Pump:

- 1) Make unknown
- 2) Model unknown
- 3) Size 4"
- 4) Capacity Estimated 20 GPM
- 5) Horsepower rating 1 hp

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

- 1) Type plastic pipe
- 2) Size various inches
- 3) Length --- feet

C. Works used to apply water to beneficial use:

The well provides water to three water fall features and landscaping around the motel and will provide irrigation water and other non-potable uses for the campground to be constructed in 2016.

D. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by Yes

The full beneficial use will not be realized until the campground is completed. Annual water use amounts are being submitted each year.

- 2) Exceptions to compliance are: none

E. Condition and Location:

1. The system is in good condition with the point of diversion located as follows:

SE ¼ SE¼ S 23, T7S, R5E (650 ft. north and 155 ft. west corner of the SE section 23),
N 43.420673° W 103.481819°

2. The works are capable of diverting and conveying to the place of use .xx cu. ft. per second (xx gpm) of water which is to be used for **irrigation** and the license should be issued for .xx cfs.
3. All structures, wells and lands on map – Yes

F. Comments or other permit(s) associated with the project:

The well will not be licensed until the campground is completed and the well is put to full beneficial use on or before 7/8/2020. The well is permitted for 45 gpm.



Steven Quissell
Water Rights Inspector
DENR, Water Rights Program

Date report completed: 2/18/2016



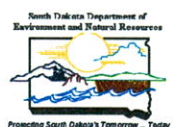
Steve Simunek well located near future campground area

Water Right #2668-2
Steve Simunek
2/17/2016

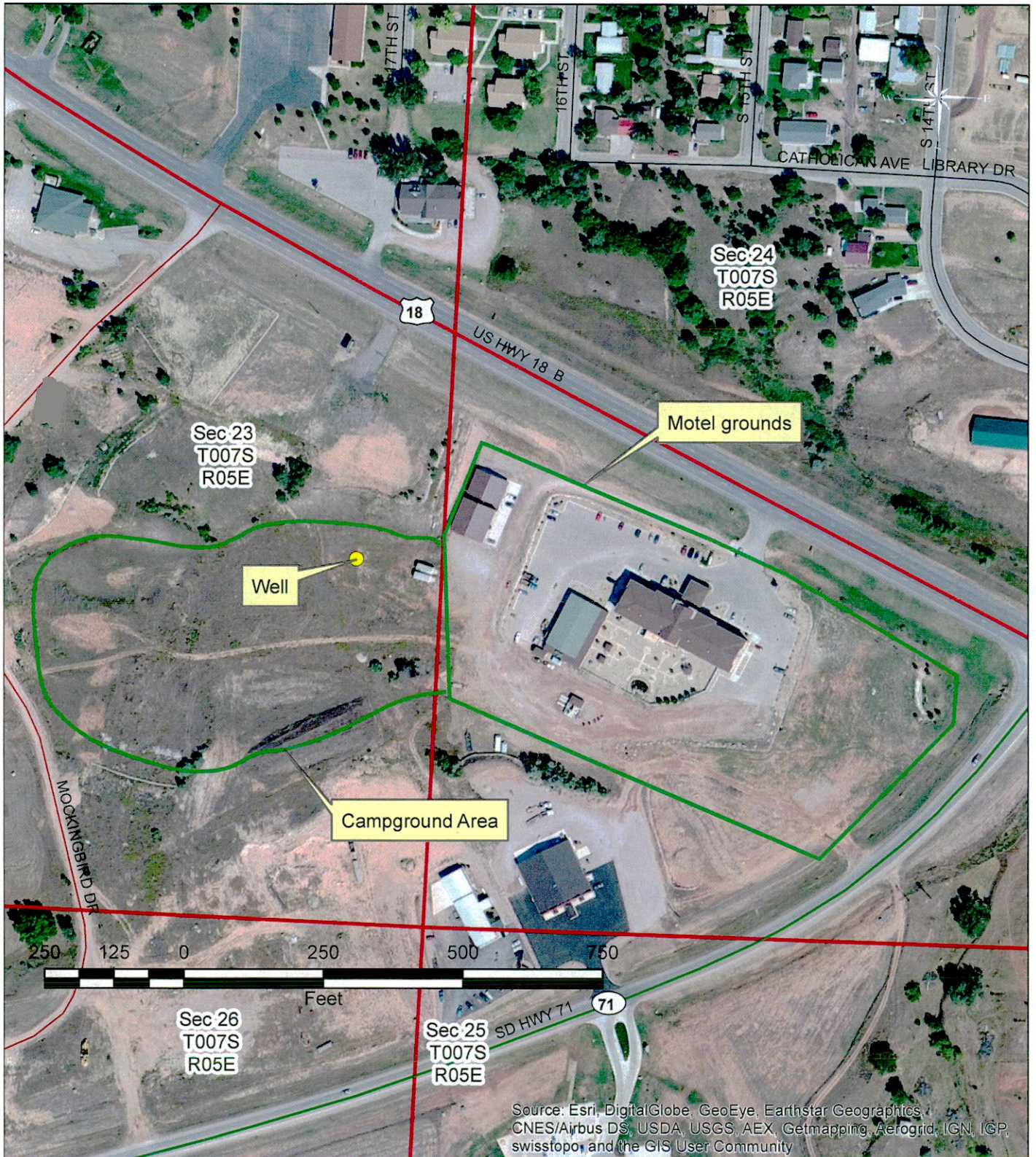


Steven Quissell

Steven Quissell
Water Rights Inspector
DENR Water Rights Program



Water Right #2668-2
Steve Simunek
2/17/2016



Steven Quissell

Steven Quissell
Water Rights Inspector
DENR Water Rights Program



**Water Rights Program - DENR
Conversation File Documentation**

NAME OF PERSON OR FILE: Steve Simunek, Owner
Stay USA (motel)

MOTEL ADDRESS: 1401 US Highway 18 Bypass

COUNTY: Fall River County (City of Hot Springs)

DATE: February 17, 2016 **TELEPHONE:** (605) 890-4162

RE: Licensing of Water Permit No. 2668-2

COMMENTS: I made the site visit today for licensing permit 2668-2 and met with Steve Simunek, owner of motel Stay USA. This permit is for irrigation use of a campground, drip irrigation for hotel grounds and 3 waterfall features (10 acres @ 45 gpm). The well is complete with a pump of approximately 20 gpm installed. The hotel is in business and the well is used for irrigation of all the surrounding landscaping and the waterfall features. Due to permitting issues for the campground, construction on the campground has been delayed until later this year. Steve was unsure of the exact pump model or brand which he personally installed in the well except that it was a 1 horsepower pump that they had in their construction company inventory and he thought it was about a 20 gpm capacity. The pump is adequate for the facility at this time but he expects when the campground is complete they may require more capacity. The permitted date of beneficial use is 7/8/2020. I told Simunek I was unsure of how the 7/8/2016 "constructed by" date in the permit would come into play as to whether the campground or a larger capacity pump would need to be installed in order to license for more than 20 gpm. I told him I would check with the DENR staff and contact him with any additional information.

I emailed Lynn Beck concerning the issue and this is the reply:

If 2668-2 is licensed at this time it will be licensed for the 20 gpm or for what the water use is currently. It would be best to wait for the time to put water to beneficial use date (2020) to revisit for licensing. Enough construction has occurred, (the well pump and motor, hotel grounds etc.) such that the 07/08/2016 date is satisfied. Mr. Simunek's entire system, once campground is up and running, is authorized for 45 gpm, if he finds that he needs more water than that he will have to make an application for additional water.

Go ahead and send in the info you found upon inspection and a file doc describing the campground situation and what I explained above.

I contacted Simunek 2/18/16 and told him he would have until 2020 to increase the pump capacity if needed. This permit is to be licensed at such time as a second site visit is completed to verify the pump/well capacity.

NAME: Steven Quissell, Water Rights Inspector

A handwritten signature in black ink, appearing to read "Steven Quissell". The signature is stylized with large, sweeping loops and is positioned below the printed name.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 25, 2019

NOTICE

TO: STEVE L SIMUNEK, 27535 S BUFFALO GAP RD, ORAL, SD 57766 7249

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

SUBJECT: Reporting Requirement for 2018 Irrigation Questionnaires

Our records indicate your 2018 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 30, 2018. The Water Management Board has directed that owners of water permits who have not submitted the 2018 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 399-2 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 2668-2 qualification:

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

The hearing will be held at **Wednesday, March 6, 2019 at 10:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2668-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 399-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 6, 2019** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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

2668-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 7, 2019

399-2
2668-2

Steve L Simunek
27535 Buffalo Gap Rd
Oral SD 57766 7249

Dear Mr. Simunek:

I am writing to acknowledge receipt of your 2018 irrigation questionnaires.

You may disregard the January 25, 2019, "Notice" concerning reporting requirements for Water Right No. 399-2 and Water Permit No. 2668-2. 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
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us



2668-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: STEVE L SIMUNEK, 27851 S BUFFALO GAP RD, ORAL, SD 57766

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaires

Our records indicate your 2019 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 399-2 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 2668-2 qualification:

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

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

1. Suspend or cancel Permit No(s) 2668-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 399-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

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

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.

2668-2

USPS Tracking®

FAQs >

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Remove X

Your item was delivered to an individual at the address at 3:42 pm on January 25, 2020 in ORAL, SD 57766.

 **Delivered**

January 25, 2020 at 3:42 pm
Delivered, Left with Individual
ORAL, SD 57766

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Tracking History

Product Information

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Signature	
STEVE L SIMUNEK 27851 S BUFFALO GAP RD ORAL SD 57766	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

Feedback

See Less ^



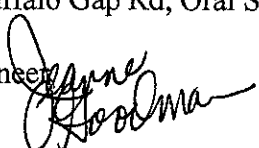
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 27, 2020

NOTICE OF ENTRY OF ORDER
FOR AMENDMENT AND ONE YEAR SUSPENSION

TO: Steve L Simunek, 27851 S Buffalo Gap Rd, Oral SD 57766

FROM: Jeanne Goodman, Chief Engineer
Water Rights Program 

SUBJECT: Amendment of Water Right No. 399-2 and One Year Suspension of Water Permit No. 2668-2

On February 26, 2020, the Water Management Board took the following actions on Water Right No. 399-3 and Water Permit No. 2668-2:

The Board amended Water Right No. 399-2 to add the following qualification effective immediately:

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

The Board also ordered:

Effective March 26, 2020, Water Permit No. 2668-2 be suspended for the 2020 irrigation season for failure to submit the 2019 irrigation questionnaire.

If the 2019 irrigation questionnaire is received prior to March 26, 2020, the suspension will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2020 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2020 unless the 2019 irrigation questionnaire is submitted by March 26th.

After March 26th, you may petition the Water Management Board to rescind the suspension. You will need to submit the 2019 irrigation questionnaire and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May 6-7, 2020, in Pierre, SD. The letter should include your reasons for not completing the 2019 irrigation questionnaire. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Water Rights Staff will conduct compliance checks of suspended water rights this summer to determine if irrigation is taking place. Please contact Genny McMath (605) 773-3352, if you have any questions.

2668-2

CERTIFICATION

I hereby certify that on February 27, 2020, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated February 27, 2020 regarding Water Management Board action taken February 26, 2020 for Irrigation Questionnaire violations addressed as stated below:

One Year Suspensions:

Water Right No. 6947-3

Joel Adler, 48353 149th St, Milbank SD 57252

Water Permit No. 7655-3

Thomas Brady, 265 Antler Dr., Yankton SD 57078

Water Right Nos. 2698-2 & 2721-2

Neil & Lupita Fanning, 220 Rangely Ct., Simi Valley CA 93065

Water Right No. 5947-3

Sean Davis, Fish Lake Country Club, 24385 393rd Ave., Letcher SD 57359

Water Permit Nos. 7008A-3 and 7009A-3

Roger D Hanson, 615 E 72nd St., Kansas City MO 64131

Water Right No. 7043-3

Corey Johannsen, 502 Main St., Tolstoy SD 57475

Donald & Dianna Stotz, 14850 328th Ave, Tolstoy SD 57475

Water Right No. 876-1

Gene E Johnson, 19610 US Hwy 85, Belle Fourche SD 57717

Water Right No. 1213B-1

Charles & Cathy Kimbril, 19027 137th Ave, Vale SD 57788

Water Right No. 410B-2

Kathi Koester, PO Box 206, Custer SD 57730-0206

Water Permit No. 8253-3

James Makens, Makens Oak Tree LLP, 42563 168th St, Clark SD 57225

Water Permit Nos. 5849-3 and 6194-3

Josh Oakley, Meadow Creek Golf Course, PO Box 511, Volga SD 57071-0511

Water Right Nos. 2521-3 and 2934-3

Henry Decker, Pembroke Hutterian Inc., 35955 139th St, Ipswich, SD 57451 7103

Water Right Nos. 5566-3 & 7615-3 and Water Permit No. 7616-3

Wayne Reiersen, 30048 Reiersen Pl., Pollock SD 57648

Water Permit No. 2350-3

Bill Boyer, President, River Valley Farms, PO Box 486, Alcester SD 57001 0486

Water Right No. 4737-3

RUS Farms Real Estate LLC, 3283 Dogwood Ave., Rock Valley IA 51247

Water Right No. 2954-3

Lane Tekrony, 47840 180th St, Clear Lake SD 57226-5405

Water Right Nos. 6131-3 and 6132-3

Daniel Ulmer, PO Box 433, Menno SD 57045 0433

Water Right Nos. 2631A-3 and 5451-3
Merritt Ulmer, PO Box 433, Menno SD 57045-0433
Merritt & Marie Ulmer, 1402 S Cage #217, Pharr TX 78577

Water Right No. 553-1
Richard W Kieffer, 14555 Hamlet Pl, Sturgis SD 57785

Three Year Suspensions:

Water Right No. 6168-3
Robert Hattum, 21744 W Bend Rd, Harrold SD 57536

Water Right No. 2106-2
Stuart Rice, 2300 Skyline Ranch Rd, Rapid City SD 57701

Amendments:

Water Right Nos. 804-2 & 995-2
Robert Berry, 23331 Hwy 14, Midland SD 57552

Water Right No. 766-2
Gene Fortune, PO Box 60, Interior SD 57750 0060

Water Right Nos. 516-1 and 715-1
Lawrence Woodward, PO Box 220, Dupree SD 57623 0220

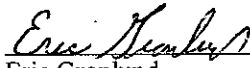
Both Suspend and Amendments

Water Right No. 960-3 and Water Permit No. 472A-3
Chad Binger, 18309 383rd Ave, Tulare SD 57476

Water Right Nos. 2579-3, 4353-3, 5774-3, 6424-3, 6606-3, 6870-3, 7193-3, 7490-3 & 7491-3
Jonathan Wollman, Claremont Colony, 46271 184th St, Castlewood SD 57223

Water Right Nos. 3012-3 and 7323B-3
Mark Morlock, 33820 112th St., Eureka SD 57437-6005
Marvin Morlock, 11072 339th Ave, Eureka SD 57437-6003

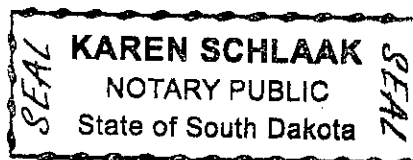
Water Right No. 399-2 and Water Permit No. 2668-2
Steve L Simunek, 27851 S Buffalo Gap Rd, Oral SD 57766


Eric Gronlund
Water Rights Program

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 27th day of February, 2020.


Karen Schlaak
Notary Public
My Commission expires April 1, 2025



2668-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 2, 2020

2668-2

Steve L Simunek
27535 S Buffalo Gap Rd
Oral SD 57766

Dear Mr. Simunek:

On February 26th the Water Management Board ordered Water Permit No. 2668-2 suspended if the 2019 irrigation questionnaire was not received prior to March 26, 2020. The questionnaire information for your water permit has been received.

Since the irrigation questionnaire is on file, no violation has occurred, and no suspension will take place. You may irrigate during the 2020 irrigation season.

If you have any questions, please contact us.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352

PAID

JAN 7 2021

SD EForm - 0495LD V2

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

Ck# _____

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

RECEIVED

JAN 07 2021

WATER RIGHTS
PROGRAM

Water Right/Permit No. 2668-2

Date: 8-30-2011

I/We request that Water Right/Permit No. 2668-2 formerly owned by:

Steve Simunek

be transferred to:

New Owner Name:

Todd Wilson

Address:

P.O. BOX 626

City, State, Zip

HOT SPRINGS SD 57747

Telephone No. 605 890 6244

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

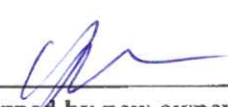
PURCHASE OF PROPERTY CONTAINING WELL

☒ I understand that the validity of Water Right/Permit No. _____ has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, Todd Wilson, the new owner, certify that the above information is true and correct.


(signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

2668-2

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Environment and Natural Resources

Date January 7, 2021RECEIVED OF Fall River Ranch RV Park PO Box 626 Hot Springs SD 57747

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$
Fee to retain Future Use Permit No. _____ after period of seven years.	\$
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$
Fee for Filing Transfer Form <u>2668-2</u>	\$50.00
Fee for _____	\$
Fee for Issuing New Well Driller's License No. _____	\$
Fee for Renewal of Well Driller's License No. _____	\$
Fee for Issuing Well Pump Installer's License No. _____	\$
Fee for Renewal of Well Pump Installer's License No. _____	\$
(Any Other Work Provided by Law) TOTAL	\$50.00

By Eric Gronlund
 Chief Engineer
me



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 21, 2021

2668-2

Todd Wilson
PO Box 626
Hot Springs SD 57747 0626

Dear Mr. Wilson:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Permit No. 2668-2.

The ownership change has been completed. Water Permit No. 2668-2 formerly held by Steve Simunek is now listed in your name.

For informational purposes, Water Permit No. 2668-2 contains a mandatory qualification to submit an annual irrigation questionnaire. Specific to this water permit, the irrigated area is described in the permit as 10.3 acres around the campground and hotel complex area. The irrigation questionnaire will be directed to your attention in October 2021 and be due back to our office by the first week in December. Please keep track of the water use for irrigation for annual reporting purposes.

Enclosed for your records is a receipt for the filing fee you paid. If I can answer any questions for you, please let me know.

Sincerely,

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

enclosure

Report of Examination of Works and/or Application of Water to Beneficial Use For Permit No. 2668-2

I have this day, April 23, 2024, made a thorough examination of the water use system constructed by Todd Wilson, PO BOX 626, Hot Springs SD 57747 of Permit No. 2668-2, bearing the priority of March 21, 2011, authorizing the diversion of 0.10 cu. ft. per second of water from one well (SPRF) for irrigation purposes, in Fall River County.

Inspection contact & relationship to permit holder, if applicable: **Todd Wilson, owner**
605-890-6244

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Alexander Drilling
- 2) No. of Wells: 1 (2011)
- 3) Depth: 103 feet
- 4) Well log available: Yes

Casing:

- 1) Diameter: 6 inches
- 2) Length: 105 feet
- 3) Type: PVC

Screen:

- 1) Type: Perforated PVC casing
- 2) Length: 45' to 105' levels
- 3) Static water level: 17 feet

Pump:

- 1) Make Unknown
- 2) Model Unknown
- 3) Size 4"
- 4) Capacity: Estimates 20 GPM
- 5) Horsepower rating: 1hp

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

- 1) Type plastic pipe

- 2) Size various inches
- 3) Length unknown feet

C. Works used to apply water to beneficial use:

The well provides water to a zones sprinkler system. The campground area is approximately 3 acres, including 31 RV sites. The only irrigated areas are the 20' x 8' grass areas at each of the 31 sites. The campground is connected to the City of Hot Springs for potable water use.

D. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by Yes
If no, describe: **Pump rate is in excess of the permitted authorized diversion rate.**
- 2) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Yes
List any extended period of nonuse: none
- 3) Exceptions to compliance are: none

E. Condition and Location:

- 1. The system is in good condition with the point of diversion located as follows: **622 ft N & 172 ft W of the SE corner Section 23-T7S-R5E (SE ¼ SE ¼) Lat 43.420673 Long -103.481819.**
- 2. The works are capable of diverting and conveying to the place of use **0.045** 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 23-T7S-R5E
SE ¼ SE ¼ 0.11 acres

comprising a total of **0.11** acres of land and the license should be issued for **0.045** cfs.
- 3. All structures, wells and lands on map Yes

F. Comments or other permit(s) associated with the project:

Pump rate is in excess of the permitted authorized diversion rate.

Nakaila Steen

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

Date report completed: **April 24, 2024**

Water Rights Program - DANR

Conversation File Documentation

NAME OF PERSON OR FILE: Todd Wilson **EMAIL:** wilsonelectric57747@gmail.com

ADDRESS: PO Box 626 **COUNTY:** Fall River

DATE: April 23, 2024 **TELEPHONE:** 605-890-6244

I emailed Todd Wilson on April 22, 2024 to confirm what acres are being irrigated by the well authorized under Water Permit No. 2668-2.

Mr. Wilson indicated each of the green pads next to the recreational vehicle (RV)/camper sites are being irrigated. There are 31 sites, each 20 feet long by 8 feet wide, for a total of approximately 4,960 square feet (0.11 acres) being irrigated.



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

Dewell, Amanda

From: Wilson Electric <wilsonelectric57747@gmail.com>
Sent: Friday, April 26, 2024 8:26 AM
To: Dewell, Amanda
Subject: Re: [EXT] Water Permit No. 2668-2

It only serves our property. The well feed does not leave our property. We cut the line 3 years ago when Steve Simunek sold the hotel and he said it was OK to do so.

On Fri, Apr 26, 2024 at 7:22 AM Dewell, Amanda <Amanda.Dewell@state.sd.us> wrote:

Good morning Mr. Wilson,

My name is Amanda and I am the Permitting Administrator for the South Dakota Water Rights Program.

You had recently corresponded with Nakaila Steen, one of our engineers, regarding the RV campground in the SE ¼ SE ¼ Sec23-T7S-R5E.

Permit No. 2668-2, authorizing irrigation of the campground as well as water aesthetics to the hotel complex. With this email I am looking to confirm whether the well is still providing water to the hotel area, and if so, to what extent?

Thank you,

Amanda Dewell

DANR - Water Rights Program

Permitting Administrator

Main Phone: 605 773-3352

Website: danr.sd.gov



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

APR 29 2024

2668-2

Todd Wilson
PO Box 626
Hot Springs SD 57747

Dear Mr. Wilson:

Enclosed is Water License No. 2668-2. This is the final water right document completing your process of obtaining a Water Right. Included with your license is a map prepared by the staff engineer who conducted the field investigation.

For your information SDCL 46-6-27 requires that if in the future, the owner of an existing well, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

So 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. If you have any questions, please contact our office.

Sincerely,

Eric Gronlund, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

**STATE OF SOUTH DAKOTA
WATER LICENSE NO. 2668-2**

(1) Steve Simunek, made Application No. 2668-2, March 21, 2011, for a water permit to divert 0.10 cubic feet of water per second from groundwater, one well (Spearfish Aquifer), Fall River County, South Dakota for irrigation purposes. Permit No. 2668-2, with a priority date of March 21, 2011, was approved June 8, 2011, and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before July 8, 2016, and for the application to beneficial use of water on or before July 8, 2020.

On January 7, 2021, a "Notice of Transfer of Ownership" was filed, transferring Permit No. 2668-2 to Todd Wilson, PO Box 626, Hot Springs SD 57747.

(2) It is certified that the permit holder has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.045 cubic feet of water per second for beneficial use. The location of the diversion point is:

- 622 ft N & 172 ft W of the SE corner of Section 23, T7S, R5E (SE $\frac{1}{4}$ SE $\frac{1}{4}$)
(Latitude 43.420673 & Longitude -103.481849)

(3) The amount of appropriation may not exceed 2 acre-feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: April 1 – October 31.

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

Section 23, T7S, R5E
SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 0.11 acres

(5) Pursuant to South Dakota Water Law 46-5-30.1 Todd Wilson, the holder and/or owner of Water Right No. 2668-2 is issued a license to appropriate water, the right to use 0.045 cubic feet of water per second from groundwater, one well (Spearfish Aquifer), with a priority date of March 21, 2011, from the location specified in (2) of this license for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 2668-2 and subject to the following qualifications:

1. The well approved under this Water Right will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Water Right shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Water Right No. 2668-2 shall be construction be a licensed well driller and construction of the well and installation of the pump shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.
3. This Water Right is subject to the irrigation water use questionnaire being submitted each year.


Eric Gronlund, Chief Engineer
Water Rights Program
Department of Agriculture and Natural Resources

APR 29 2024
date



Water Right No. 2668-2

Todd Wilson

04/23/2024

TOTAL: 0.11 acres



Nakaila Steen

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

Dewell, Amanda

From: Dewell, Amanda
Sent: Wednesday, October 30, 2024 8:37 AM
To: fallriverranchrv@gmail.com
Subject: FW: [EXT] 2668-2 IQ Reported Use in 2024, Yes, 3.00 acres irrigated

Mr. Wilson,

The Water Rights Program has received the 2024 Irrigation Questionnaire you submitted online for [Water Right No. 2668-2](#). On this year's questionnaire, you indicated the irrigation of 3 acres, while the water right only authorizes irrigation of 0.11 acres. If it was simply an entry error, please let me know so that I may correct the report. However, if 2.89 new acres have been developed, [additional permitting](#) would be required.

Thank you,

Amanda Dewell

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



From: Caspio <noreply@caspio.app>
Sent: Monday, October 28, 2024 7:52 PM
To: Duvall, Ron <Ron.Duvall@state.sd.us>; Dewell, Amanda <Amanda.Dewell@state.sd.us>
Subject: [EXT] 2668-2 IQ Reported Use in 2024, Yes, 3.00 acres irrigated

Permit Holder:

TODD WILSON
 PO BOX 626
 HOT SPRINGS SD 57747

fallriverranchrv@gmail.com

If water used, reported in following months:

Month	Crop 1	Crop 2	Crop 3	Crop 4
Mar	,	,	,	,
Apr	,	,	,	,
May	TRF, 3	,	,	,

From: Dewell, Amanda
Sent: Thursday, October 31, 2024 4:03 PM
To: Fall River Ranch
Subject: RE: [EXT] FW: 2668-2 IQ Reported Use in 2024, Yes, 3.00 acres irrigated

Mr. Wilson,

I spoke with the Water Rights Program's Chief Engineer regarding your request. Based on the image you provided I pulled aerial measurements for the proposed dog run to be approximately 0.3 acres. Due to the small scale of the project, the Chief Engineer will not require a new permit for its development. However, if the project grows in size, we would ask that you contact our office so that we may re-assess the situation.

Thank you,

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



From: Fall River Ranch <fallriverranchrv@gmail.com>
Sent: Wednesday, October 30, 2024 1:33 PM
To: Dewell, Amanda <Amanda.Dewell@state.sd.us>
Subject: Re: [EXT] FW: 2668-2 IQ Reported Use in 2024, Yes, 3.00 acres irrigated

I could not remember how large the grass pads are and just put a number out there. I knew it couldn't be more than 3. We will be adding some area for irrigation this coming year though for a dog park. The guy I had spoke with when we got the original permits said we had a ton of water available and adding green space would be easy. I hope that is still the case.

I marked up the area we will be adding in 2025. It will just be turf. Nothing special. Water it enough to keep it from getting crispy.

https://www.google.com/maps/dir/43.4205342,-103.4815485//@43.4190302,-103.4839518,1579m/data=!3m1!1e3?entry=ttu&g_ep=EgoyMDI0MTAyNy4wIjKXMDSoASAFQAw%3D%3D

Thanks for your help,

On Wed, Oct 30, 2024 at 7:37 AM Dewell, Amanda <Amanda.Dewell@state.sd.us> wrote:

Mr. Wilson,

The Water Rights Program has received the 2024 Irrigation Questionnaire you submitted online for [Water Right No. 2668-2](#). On this year's questionnaire, you indicated the irrigation of 3 acres, while the water right only authorizes irrigation of 0.11 acres. If it was simply an entry error, please let me know so that I may correct the report. However, if 2.89 new acres have been developed, [additional permitting](#) would be required.

Thank you,

Amanda Dewell

DANR - Water Rights Program

Permitting Administrator

Main Phone: 605 773-3352

Website: danr.sd.gov



From: Caspio <noreply@caspio.app>
Sent: Monday, October 28, 2024 7:52 PM
To: Duvall, Ron <Ron.Duvall@state.sd.us>; Dewell, Amanda <Amanda.Dewell@state.sd.us>
Subject: [EXT] 2668-2 IQ Reported Use in 2024, Yes, 3.00 acres irrigated

Permit Holder:

TODD WILSON
PO BOX 626
HOT SPRINGS SD 57747

fallriverranchrv@gmail.com

If water used, reported in following months:

Month	Crop 1	Crop 2	Crop 3	Crop 4
Mar	,	,	,	,
Apr	,	,	,	,
May	TRF, 3	,	,	,
June	TRF, 3	,	,	,
July	TRF, 3	,	,	,
Aug	TRF, 3	,	,	,
Sep	TRF, 3	,	,	,
Oct	,	,	,	,
Nov	,	,	,	,

Comments:

Additional Info:

Attachment:



SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 23-7S-5E NO.3ac