

1. Considered 5-18, 1966
2. Name of Applicant R. C. SWEETMAN
3. Post Office Address Sos Fall
4. Amount of water claimed 1.80
5. Source of water supply ground water
6. Water to be used for irrigation
Acres to be irrigated 127
7. Water to be diverted and used in Winneshen County about
4 N miles of Sos Fall
8. Proof of Publication Received —
Not Received —
9. Application Approved —
Subject to —
Not Approved —
Action deferred —
10. Remarks:

RECEIVED
8:15 AM FEB 22 1963

No. 1270-3

Water Division No. 3 BIG SIOUX RIVER District
(Blanks to be Filled by the Engineer for the W. R. C.)

APR 11 1963

7:30 AM

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of applicant R. C. Sweetman
Postoffice address Twin Oaks, Sioux Falls, County Minnehaha, State South Dakota

I. If a corporation

- (a) Name of same _____
(b) Date and place of incorporation _____
(c) Amount of capital stock _____
(d) Amount paid in _____
(e) Names and addresses of directors _____

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

II. Method of accomplishing the work and financial resources of the applicant:

- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)

Contract

- (b) Cash on hand, \$ 3,000.00 (c) Treasury stock, \$ _____
(d) Bonds to be issued, \$ _____ (e) Other resources, \$ _____

2. Name of diversion work No diversion
3. Amount of water claimed 1.50 maximum allowable per well cubic feet per second
4. Source of water supply underground wells
5. Location of point of diversion No diversion
See Section Location, River on bank Minnehaha County.
6. Annual period or periods during which water is to be used May 1 to September 1
7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?
- Gravity

- (a) Number of acres to be irrigated
- 127
- acres.

- (b) Legal subdivisions to be irrigated
- See attached supplemental sheet

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

- (c) Statement as to domestic use (giving location, etc.)
- irrigating farm land

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

- (a) Nature of use
- None

Name any of the above uses claimed

- (b) Amount of power to be generated _____ horse power.

Amount claimed for engine cooling _____

- (c) Location of plant _____

- (d) Method of developing power _____

- (e) Point where water will be returned to stream _____

MAP NO 887-3

8. Estimated cost of work:

(a) Head Gates, \$----- (b) Pumping plant, \$-----
 (c) Fluming, \$----- (d) Canal-earth, \$----- Rock, \$-----
 (e) Other structures (no) wells \$3,000.00 Total, \$-----

9. Description of diversion work:

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

None

II. Dimensions of works.

(a) Dam: Height-----feet; length at bottom-----feet; length at top-----feet; thickness at bottom-----feet; thickness at top-----feet; slope at front water face-----; slope at back face-----material used in construction-----
 (b) Reservoir: Capacity when filled-----acre feet. Surface area at highwater mark-----acres.

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

(c)* Head gate: Width-----feet; height-----feet;
 Material-----
 (d) Canal: Total length-----miles.

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

(Give dimensions where reductions in size are made.)

10. Time required for completion of work 1 month-----years.
 11. Time required for complete application of water to the proposed beneficial use 1111 years.
 12. Choice of newspaper for publication of notice of intention to appropriate-----
 Sioux Falls Argus Leader

STATE OF SOUTH DAKOTA
 County of MINNEHAHA } ss.

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

Signed Richard C. Sweetman

Subscribed and sworn to before me this 6 day of April 19 66

Marguerite Schetz
 Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

R 50 W

R 49 W

R 49 W

T 102 N

5

3

8

10

17

16

15

21

22

RENNER

RENNER CORNER

HIGHWAY
77

BIG SIOUX RIVER

SILVER CREEK

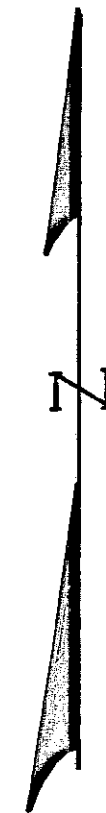
SILVER CREEK

EVELYN SWEETMAN

236 ACRES

RICHARD
GERALD SWEETMAN
159 ACRES

20
800'
1050'
127 ACRES
1040'
R.C. SWEETMAN
1050'
800'



• INDICATES WELLS

PART OF MAPLETON TOWNSHIP			
MINNEHAHA COUNTY, S.DAK.			
CITY OF SIOUX FALLS RAYMOND JORGENSEN, R.L.S.			
DRAWN BY R.N.J.	CHECKED BY R.N.J.	SCALE: 4" = 1 MILE	FILED
APPR. BY R.N.J.	FIELD DATA R.N.J.	SHEET 1 OF 1	FILED

MAP NO 887-3
APPL NO 1270-3

Remarks by State Water Resources Commission:

THE CITY OF SIOUX FALLS HAS PRIORITY RIGHTS TO THIS WATER UNDER FUTURE USE WITHDRAWAL PERMITS, AND THIS APPLICATION IS APPROVED SUBJECT TO THESE PRIOR RIGHTS, IF OR WHEN THE CITY DEVELOPS THE RESERVED WATER SUPPLY.

STATE OF SOUTH DAKOTA
County of HUGHES ss.

Pierre, South Dakota, MAY 23, 1966

This is to certify that the foregoing application was received by the Commission at 8:15 o'clock
9 a.m. upon the 23RD day of FEBRUARY, 1966

State Water Resources Commission
By: [Signature]
for Chief Engineer, Executive Officer

Number of permit 1270.3

Date of first receipt of application FEBRUARY 23, 1966

Date of return to applicant for correction, amendments or charges required as follows: MARCH 4, 1966

Date of receipt of corrected application APRIL 11, 1966

Date from which applicant may claim right FEBRUARY 23, 1966

Approved MAY 18, 1966 Recorded in Book 9 Page 125

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

- 1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before JUNE 3 JULY 19, 1966
- 2nd. The whole of said work is to be completed on or before JULY 24, 1967
- 3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is JUNE 18, 1966
MAY 18, 1967 EXTENSION APPROVED 1-20-66
- 4th. The water appropriated shall be used for the purpose of IRRIGATION

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

6th. The amount of the appropriation herein granted shall not exceed 1.80 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually

and beneficially applied for irrigation on or before MAY 18, 1967; said water to be used during the following described annual period:

MAY 1 TO SEPTEMBER 1

Witness my hand this 24 day of June, 1966

State Water Resources Commission

By: [Signature]
Chief Engineer, Executive Officer

Certificate of Construction Issued NOVEMBER 26, 1968

Water License Issued NOVEMBER 26, 1968

7.(b) That part of the Southwest Quarter (SW $\frac{1}{4}$) of Section 20, Township 102, Range 49, lying east of Gambles Tract #1 and the West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of said Section 20, Township 102, Range 49, Minnehaha County, South Dakota,

LOCATION OF PROPOSED SWEETHAN IRRIGATION WELLS

WELL #1--to appropriate 1.80 cfs

points of diversion to be: NW 1/4-SE 1/4 and in SW 1/4-SE 1/4
Sec. 20-T102, R49

To irrigate the following described land: W1/2-SE 1/4 and
E 1/2-SW 1/4

WELL #2--to appropriate 5.64 cfs

points of diversion to be: NE 1/4-SE 1/4, NW 1/4-SE 1/4 and
NE 1/4-SW 1/4 Sec. 4 T102, R49, and at points NE 1/4-NE 1/4
NE 1/4-NW 1/4 and in SE 1/4-NW 1/4, Sec. 9-T102, R49

To irrigate the following described land: SE 1/4 and E 1/2
-SW 1/4, Sec. 4 and in N 1/2 - NE 1/4; E 1/2-NW 1/4, Sec. 9
T102, R49.

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 30" , Depth 40' - 50'
Type of casing Steel - to be removed
(wood, concrete, steel, etc.)
Size of casing , Thickness of casing
Length of casing If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen Louvred Galv.
Size of perforated screen 15" , 20' - 30'
(diameter) (length)
Thickness of gravel pack 8" , length of gravel pack 20' - 30'

(c) Water Bearing Materials

Distance to water 15' - 22' Character of water bearing materials
Fine sand to very coarse sand and gravel
Thickness of water bearing material 20' - 30'

(d) Pump and Motor

Type of pump Centrifugal
(centrifugal, propeller, mixed flow, etc.)
Name of pump Turbine , size 8" - 10"
Kind of motor Electric
(gasoline, electric, diesel, etc.)
Horsepower 10 HP , Name of Motor G.E. or U.S.

(e) Complete well

Capacity 500 GPM at drawdown of 8 H Estimated cost \$1,000
well only

(f) Owner of land on which well is located R. C. Sweetman
Name
Twin Oaks, Sioux Falls, South Dakota
Address

(g) Distance to nearest existing wells

On same owner's property 100 rods. On property owned by others 160 rods

STATE OF SOUTH DAKOTA

WATER LICENSE No. . . . 1270-3 .

WHEREAS, On the 23rd day of February A. D. 1966
R.C. Sweetman
 of Sioux Falls County of Minnehaha and State of
South Dakota duly made application (No. 1270-3) to us for a permit to use 1.8
 cubic feet per second of the waters of ground water
 County of Minnehaha State of South Dakota, for irrigation
 purposes; and

WHEREAS, On the 24th day of June A. D. 1966
 Permit No. 1270-3 was issued to said applicant for the diversion of said water, and providing for the
 completion of the works of diversion therein described on or before the 24th day of
July A. D. 1967 and for the application to beneficial use of said
 water on or before the 24th day of July A. D. 1967
 and,

WHEREAS, On the 21st day of November A. D. 1968
 the holder of said permit duly made proof of the completion of adequate works for the diversion of 1.8
1.8 cubic feet per second of said waters, as evidenced by our Certificate No. 1270-3
 dated November 26, 1968 confirming the completion of works of sufficient capacity for
 diverting and conveying to the place of intended use 1.8 cubic feet per second of water, with date of
 priority of February 23, 1966 ~~and~~ and,

WHEREAS, On the 21st day of November A. D. 1968
 proof was duly made of the application to beneficial use of 1.8 cubic feet per second of said water;
for irrigating 127 acres in portions of the SW $\frac{1}{4}$ and W $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20,
T102N, R49W.

NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota,
We hereby grant and confirm, to R.C. Sweetmar
of Sioux Falls the holder and owner of said permit No. 1270-3
a water right, dating from February 23, 1966 to the use of 1.8
cubic feet per second of the waters of ground water
in the County of Minnehaha and State of South Dakota or so much thereof as may be
necessray for the purpose hereinbelow mentioned, to be diverted at a point 2730' W & 1000' N of the
SE Corner, Section 20, T102N, R49W
and conducted to and upon portions of the SW $\frac{1}{4}$ & W $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, T102N, R49W

for the purpose of irrigation, subject to any limitations listed in the
Permit to Appropriate Water, and

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the
State, and subject, also to the local or community customs, rules and regulations which have been or may be
adopted from time to time by a majority of the users from a common source of supply, canal or lateral from
which such water may be taken, when such rules and regulations have for their object the economical use of such
water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 26th day of November A. D. Nineteen
Hundred and Sixty-eight.

State Water Resources Commission

By:

J.W. GRIMES
Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

In Book _____ of _____ Page _____

Permit No. 1270-3Water Division No. 3 BIG SIOUX Water District
RIVER**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That R.C. Sweetman

of Sioux Falls, County of Minnehaha, and State of
South Dakota, the holder of Permit No. 1270-3 issued upon Application
 No. 1270-3, bearing date of priority of February 23, 1966, authorizing the diversion of
1.80 cu. ft. per second of the waters of ground water
 County of Minnehaha, State of South Dakota, at a point 2730' W and
1000' N of SE Corner, Section 20, T102N, R49W
 for irrigation

purposes, has fully complied with the provisions of the laws of the State of South Dakota relating to proof of
 completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
 condition for diverting and conveying to the place of intended use 1.8 cu. ft.
 per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows,
 to-wit: 127 acres in the E $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 20, T102N, R49W.

Witness my hand this 26th day of November A. D. 1968

State Water Resources Commission

By:

J.W. GRIMES
Chief Engineer, Executive Officer

on or before April 21, 1966
(First Publication)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., April 12, 1966

Notice is hereby given that R. C. Sweetman whose postoffice address is Sioux Falls S. Dak., has made an application in accordance with

the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.80

cubic feet of water per second of time from ~~the~~ ground water through the Sweetman #1

are the points of diversion of which ~~are~~ to be located ~~on the~~ in the NW 1/4 SE 1/4 and SW 1/4 of the SE 1/4 of Section 20

~~XXXXXX~~ portions of Twp. 102N Range 49W. Said water to be used for the purpose of providing irrigation on the fol-

lowing described land:

W 1/2 SE 1/4 and E 1/2 SW 1/4, Section 20, T102N, R49W

~~XXXXXX~~ purpose

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 18th day of May, 1966, at 2 P. M. All interested persons may appear and be heard.

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

State Water Resources Commission

CC: W. H. Leopard, Publisher
Argus Leader
Sioux Falls, S.D.

By:
BURTON F. JONES
Water Right Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County Minnehaha } ss.

W. T. Hargar being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the _____

Sioux Falls Argus Leader a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the _____
 City of Sioux Falls _____ County of _____

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

April Thursday 14, 1966

April Thursday 21, 1966

April Thursday 28, 1966

May Thursday 5, 1966

in each and every issue of the full number thereof, the first publication being made on the 14th day of April 1966 and the last publication on the 5th day of _____

May 1966, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was Comptroller the printer and publisher of the said newspaper.

Subscribed and sworn to before me this 14th day of May A. D. 19 66

Eleanor Tague
 Notary Public Minnehaha County, S. D.

Eleanor Tague
 My Commission Expires
 June 30, 1966

APPROPRIATION OF WATER
 Office of State Water Resources Commission, Pierre, S. Dak., April 1, 1966
 Notice is hereby given that E. M. Sweetman whose postoffice address is Sioux Falls, S. Dak., has made an application for a permit to appropriate for beneficial use 3.64 cubic feet of water per second of time from ground water through the Sweetman No. 2, the points of diversion of which are to be located at points in the NE 1/4 SE 1/4, NW 1/4 SE 1/4 & NE 1/4 SW 1/4 Section 4 & at points in the NE 1/4 NE 1/4, NE 1/4 NW 1/4 & in the SE 1/4 of the NW 1/4 of Section 9 Twp. 102N Range 49W. Said water is to be used for the purpose of providing irrigation on the following described land: SE 1/4, E 1/4 SW 1/4, Section 4; N 1/2 NE 1/4, E 1/2 NW 1/4, Section 9, T102N, R49W.
 This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 18th day of May, 1966, at 2 p.m. All interested persons may appear and be heard.
 Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.
 State Water Resources Commission
 By: BURTON F. JONES
 Water Right Specialist
 (April 14, 21, 28 & May 5)

STATE WATER RESOURCES COMMISSION
 PIERRE, SOUTH DAKOTA

1607 S. 1st Ave.
Tel. 334-4663

R. E. BRAGSTAD, P.E.
CIVIL ENGINEER & SURVEYOR
Sioux Falls, S. Dak.

City Engineer of
Sioux Falls, S. D.
1924 to 1963

June 6, 1966

Mayor V. L. Crusinberry
City Hall
Sioux Falls, South Dakota

Dear Sir:

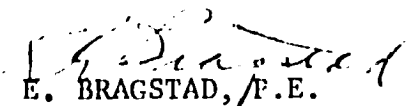
In accordance with your request I have reviewed the proposal to appropriate water by Sweetman Wells No. 1 and 2, for irrigation purposes, to be considered at a hearing in Pierre by the State Water Resources Commission.

This proposal involves a maximum appropriation of 1.80 cfs for Well No. 1 and 5.64 cfs for Well No. 2, or a total of 7.44 cfs affecting land in Sections 4, 9 and 20, Township 102 North, Range 49 West.

On September 17, 1957 the City of Sioux Falls, under Application 448.3 received a permit to withdraw for future use 46.8 cfs in an area of the Sioux River Valley extending north from the south line of Section 20, Township 102 North, Range 49 West, a distance of 8 miles. This area constitutes the principal source of future supply for the City of Sioux Falls, and the proposed application for irrigation lies within the area of the City's permit. It also affects directly the well field of City Wells 31, 32 and 33.

It is my opinion that the area covered by the City's Permit should be reserved exclusively for Municipal use, subject only to the domestic use of the land owners. Water Supply Investigation covering source of supply made in 1957 by Greeley & Hansen, Consulting Engineers, indicated that at that time the necessity of extending the City well field further north, with the immediate construction of additional wells. I believe it would be unwise to grant this proposed application for irrigation, and furthermore irrigation would likely be operating during the period of maximum City demand.

Very truly yours,


R. E. BRAGSTAD, P.E.

REB/ca

June 16, 1966

Excerpt from Minutes of Water Resource Commission meeting held May 18-19, 1966 in Pierre, South Dakota

1270-3, R. C. Sweetman, Twin Oaks, Sioux Falls, S.D.

Application is for 1.80 cfs of water from ground water to irrigate 127 acres. Proof of publication received.

1271-3, E. M. Sweetman, Twin Oaks, Sioux Falls, S.D.

Application is for 5.64 cfs of water from ground water to irrigate 395 acres. Proof of publication received.

Mr. John Burke, Attorney, Sioux Falls, S.D. and Mr. Richard Sweetman were present for these hearings.

Mr. Driscoll reported Application 1270-3 lists two 50 ft. wells. The site proposed for the two wells is near the edge of the area the City of Sioux Falls has reserved under Future Use Water Permits. The City has three large wells in this vicinity.

Application 1271-3 proposes six wells, four of which are in the area of the City of Sioux Falls future use withdrawal permits. The City has not constructed wells in this vicinity.

Mr. Driscoll, as a guide to the Commission, said there has been at least one other water right permit issued in the same Sioux Falls field. This permit was issued with the statement "The City of Sioux Falls has priority rights to this water under Future Use Withdrawal Permits, and this application is approved subject to these prior rights, if or when the City develops the reserved water supply".

Mr. Burke said they had been advised and were aware of the stipulation that would be included in the permits.

In answer to a question by Mr. Burke, it was stated that the applications if granted will point out the wells in the Sioux Falls future use water right area.

Mr. Grimes stated that unappropriated water was available at both irrigation locations but that peak pumping of the nearby City wells may affect the capacity of the wells proposed in application 1270-3 and similar effects may be expected on the wells proposed in 1271-3 when and if the City constructs wells in this portion of its future use water right area. Pumping of the irrigation wells is not expected to materially affect the City's wells, but some effects may occur during simultaneous pumping of both irrigation and City wells during peak periods.

Mr. Brue moved, seconded by Mr. Cronin that Application 1270-3 be granted with the stipulation as to the Future Use Withdrawal priority rights of the City of Sioux Falls as stated by Mr. Driscoll.

Mr. Cronin moved, seconded by Mr. Sutton that Application 1271-3 be approved with the stipulation as to the Future Use Withdrawal priority rights of the City of Sioux Falls. Motion unanimously carried.

June 24, 1966

Mr. R. C. Sweetman
Twin Oaks
Sioux Falls, South Dakota

Dear Mr. Sweetman:

Enclosed herewith please find your application No. 1270-3 for a permit to appropriate 1.80 cubic feet of water per second through the Sweetman #1 to which we have given our approval, thus authorizing you to make the appropriation requested under the conditions therein stated. As soon as the construction nears completion, this office should be notified so that inspections may be made with a view to issuing a final water license.

After your water right application No. 1270-3 was approved by the State Water Resources Commission, the city of Sioux Falls contacted this office to explain that they believed pumping from one or both of your proposed irrigation wells might have a serious effect on their existing wells designated as Wells No. 31, No. 32, and No. 33 and as authorized in water right permits No. 395-3, 396-3, and 397-3. These city wells have a permit rate of about 1400 gallons per minute each and we have been informed that they are pumped at about this rate.

As a result of this contact by the city of Sioux Falls, members of the Commission staff inspected the area in the field and visited with people operating the Sioux Falls water wells. I believe it is advisable to inform you of the following:

Your proposed north well would be located approximately
2250 feet from Sioux Falls Well No. 31
2640 feet from Sioux Falls Well No. 32
1250 feet from Sioux Falls Well No. 33

Your proposed south well would be located approximately
1610 feet from Sioux Falls Well No. 31
3020 feet from Sioux Falls Well No. 32
2150 feet from Sioux Falls Well No. 33

The Sioux Falls Water Department people report that when their wells No. 31, No. 32, and No. 33 are now all pumping at the same time there is a greater lowering of the water level in each well as compared to the lowering when

R. C. Sweetman

June 24, 1966

the wells are pumped individually. They also state that their tests show the zone of influence from one of these wells may reach out at least 1500 feet under the present favorable water table conditions.

You will note that your water right permit contains the statement; "The city of Sioux Falls has priority rights to this water under future use withdrawal permit and this application is approved subject to these prior rights, if or when the city develops the reserved water supply".

In the opinion of the Commission staff, the city of Sioux Falls has already commenced developing the reserved water supply as it pertains to your proposed irrigation wells and some restriction of your proposed irrigation withdrawals may be necessary during heavy pumping by the city of Sioux Falls, and also when the water level conditions are not so favorable. The chances of such restriction become more certain as Sioux Falls expands its system into the authorized future use withdrawal area.

The intent of this letter is to make sure that you are aware that there is some risk associated with your proposed irrigation system and that restricted pumping of such irrigation wells will be probable at times.

As a matter of information, the Water Resources Commission on June 17, 1966 after the special hearing held at the request of the City of Sioux Falls passed the following motion:

"Mr. Cronin moved, seconded by Mr. Sutton that the records show that after the hearing with the city of Sioux Falls, the Commission affirmed its action of May 18, 1966 pertaining to Water Right Applications 1270-3 and 1271-3 and that the construction period on the R. C. Sweetman Permit 1270-3 will start on the date of issuance of his permit. The Commission will cooperate with the City of Sioux Falls in putting in observation wells to the extent that they can, to find out more about the character of the aquifer and to secure additional data to guide regulation of water withdrawals therefrom. Motion unanimously carried"

After the minutes of the special hearing of June 17, 1966 have been approved by the Water Resources Commission, a copy will be sent to you for your files.

It might be helpful to you to contact the Sioux Falls officials involved. I am sure they would like to discuss the situation with you and they may have information that would be beneficial to you.

Sincerely,

JWG:ls

J. V. Grimes

cc: Mr. Milton Fischer, Milbank, S.D.

Mr. Earl McCart, City Water Commissioner, Sioux Falls, S.D.

Mr. John Burke, Northwestern National Bank Bldg., Sioux Falls, S.D.

Encl: 1 Application

June 16, 1966

MEMO TO: Water Resources Commission

FROM: Les Hash, General Superintendent, Water Department
Sioux Falls, South Dakota

In Sweetman's proposal for Well #1 with the maximum appropriation for 1.80 cubic feet per second, the legal description locates these points of diversion in the Northwest Quarter (NW 1/4) Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) Southeast Quarter (SE 1/4) of Section 20, Township 102 North, Range 49 West. They are shown on the enclosed layout as located by Mr. Grimes. These two points are approximately 1200 feet apart, one is approximately 1600 feet from City Well #33. In the report "Water Supply Investigation--Source of Supply" conducted by Greeley and Hansen, Consulting Engineers, Chicago, Illinois in February, 1957, it was recommended that all future wells be spaced 2600 feet apart. This spacing was recommended because of the effect of pumping of one well upon other wells located in proximity thereto.

The enclosed copy of test Well Elevations, 2nd Quarter, shows how the static water table fluctuates depending on the amount of rainfall. The total rainfall for the year 1958 was 15.33 inches compared to an annual average of 25.63 inches. In the following year, as can be seen on the chart, the static water level on April 10, 1959 was approximately 7 feet lower than on April 20, 1960. The total rainfall during 1959 was 29.81 inches, which resulted in a higher static water table during the year 1960. The extreme drop in the static water table caused much concern in all our well operations. I will use Well #33, located in the vicinity of these proposed diversions, as an example. In 1959, on October 30, an annual pumping test was run. The static water level elevation was at 101.3 feet (City Datum) at the beginning of the test as compared to an average static elevation of 112.5 feet. The drawdown in the well during the test was down to elevation 89.5 feet, which was just 5 feet above the lateral pipe which are in the bottom of the well. (Recommended water depth on the laterals is a minimum of 10 feet). This will cause clogging of aquifer and screens if this is continued for an extended period of time.

The driest year during the last 75 year period was during the year 1894, when the total rainfall amounted to 10.44 inches. The static water level must have been much lower then. Since the average depth of the saturated aquifer in the Sioux River Valley is 27 feet, then when the static drops 7 feet or even 10 feet and 11 feet, the total available water from the entire Sioux River Basin is greatly reduced. Also during a drought period, there would be competing interests between the demand for irrigation and the demand for the City of Sioux Falls' use.

Memo: Water Resources Commission (Cont.)

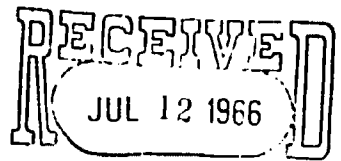
In both reports of "Source of Supply" (1957 and 1961), Greeley and Hansen, Consulting Engineers, recommended further development of the Well Field, until the maximum day pumpage in the year 2000 when the Well Field production will have to be 42.8 MGD. Since our present maximum day usage has been 21 MGD, this means we will have to double our present well production. Also, the population of Sioux Falls is increasing more rapidly than projected at the time of these reports, so the maximum day pumpage will have to be increased to an amount greater than stated above.

In a letter dated Sept. 17, 1957, Application No. 448-3, permission was granted to Sioux Falls for future beneficial use, to withdraw 46.8 cubic feet of water per second (30.31 MGD) from ground water in the Sioux River Valley. The Water Department is depending on the future water rights for the water we need for the future, and are of the opinion that Sweetman's application for a total of 7.44 cubic feet per second, will interfere with this future need since all but two of these points of diversion lie within the area scheduled for the City's Well Field expansion.

Respectfully submitted,

Les Hash

LES HASH
General Water Superintendent
City of Sioux Falls



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

July 12, 1966

Water Resources Commission
State Office Building
Pierre, South Dakota

Gentlemen:

Unanticipated complications with the water rights of the City of Sioux Falls have delayed the start on the irrigation works under water right permits No. 1270-3 and No. 1271-3. It is requested that the period of construction under these two permits be extended for a period of one year.

Sincerely,

RICHARD C. SWEETMAN

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

File 1270-3

SOUTH DAKOTA WATER RESOURCES COMMISSION

Representation Before of the City of Sioux Falls
for the Submission of a Request for an Appropriation of Water from
the State to the Central Municipal Water System

Geology and Nelson
R. Jensen

1. Introduction

Whereas a notice in the Argus Leader, the City of
Sioux Falls was advised of the intent of the Commission
to consider a request for an appropriation of water from
the State, as follows:

Section Well No. 1 to be located in the
Southeast Quarter of the Southeast Quarter (SE1/4
SE1/4) and in the Southwest Quarter of the Southeast
Quarter (SW1/4SE1/4) of Section 20, Township
102 North of Range 49, West of the Fifth P. M.
in Minnehaha County, South Dakota;

Section Well No. 2 to be located in the
Northeast Quarter of the Southeast Quarter (NE1/4
SE1/4), in the Northwest Quarter of the Southeast
Quarter (NW1/4SE1/4) and in the Northeast Quarter
of the Southeast Quarter (NE1/4NE1/4) of Section 4,
and in the Northeast Quarter of the Northeast
Quarter (NE1/4NE1/4), in the Northeast Quarter of
the Northeast Quarter (NE1/4NE1/4) and in the
Southeast Quarter of the Northeast Quarter (SE1/4
NE1/4) of Section 9, Township 102 North of Range
49, West of the Fifth P. M. in Minnehaha County,
South Dakota.

On May 27, 1966, the City advised the Commission
that it wishes to be heard on this matter, and on June 3,
1966, the Commission advised that a special meeting had
been arranged for June 17, 1966. The time between the
City's knowledge of the request for an appropriation of
water and the date set for the special meeting had not

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

Abstract: For the preparation of detailed studies
of the water resources of the city of St. Louis,
the first and proposed development of the municipal
water supply system. It has been necessary, therefore,
to collect and analyze prepared for other purposes.
The major sources of this information are as follows:

1. Report of Investigation No. 12, Grand River
basin, and Saint Louis Area, March 1947. Prepared
by Pollock and O'Connell, Hatch, 1947. This report
contains the basic hydrological and geological
information of the area.
2. Water Supply for the City of Saint Louis by
R. L. Degeard, February, 1963. This report
contains the development of the municipal water
supply system.
3. History of Source of Supply, Saint Louis, Mo.,
Report by Greeley and Harbo, May, 1961. This
report summarizes the progress for the continued
development of the water supply system.

General and Historical Data

The City of Saint Louis depends for its municipal
water supply upon the ground water in the unconsolidated
materials in the lower part of the Big Bluff River
formation of the Big Bluff River and the alluvium
in the vicinity of the city and the available ground

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

Well No.	Year of Installation	Driller	Remarks
1	1922	Hobby	Replaced in 1963 by Well No. 16
7	1922	Hobby	Replaced in 1962 and replaced by Well No. 16
8	1926	Hobby	
9	1926	Hobby	Replaced in 1969 and replaced by Well No. 23
10	1934	Bragstad	
11	1936	Bragstad	
12	1941	Bragstad	
13	1941	Bragstad	
14	1942	Bragstad	
15	1943	Bragstad	
16	1943	Bragstad	
17	1943	Bragstad	
18	1943	Bragstad	
19	1943	Layne	
20	1943	Bragstad	
21	1945	Bragstad	
22	1947	Bragstad	
23	1949	Bragstad	
24	1949	Bragstad	
25	1951	Bragstad	
26	1951	Bragstad	
27	1956	Bragstad	

1. Date of
dissemination: 2008 Reason:

[illegible]

The water bearing material which is exposed in the 20 foot to 30 foot in thickness in the center of the section. The predominant material is composed of yellow sand and gravel which has been altered by oxidation to a reddish color. The clay, sand and gravel is composed of fine sand, silt, clay, and gravel.

As the burning does not extend over the entire length or width of the material, great danger does not exist both vertically and horizontally for either the engine operator.

The stream contained in the Big River flood
is regulated by direct inflow of natural
water from an exposed aquifer and spring, by
the action of the Big River dam, the Little
River and Chelapoyal dam, and natural perco-
lation throughout the entire region. The aquif-
er has a natural slope of three feet per mile,
parallel to ground water flow toward Sells Falls
and the natural obstructions are formed by the
Sells Falls barrier.

Regarding the availability of other sources, the report
 Osborn and Otton states the following:

In looking over water supply possibilities for a city in South Dakota, the data will show that always has to be considered. Deep wells can supply sufficient volumes for small cities if properly spaced and managed and if an aquifer underlies the city which makes a sufficiently large reservoir to supply the amount of water needed. Black Hills, however, is unfortunate in this respect, since the rocks are unsuitable for the quantity and very hard and impervious and therefore will not supply large volumes of water.

[illegible]

[illegible]

The title was subject to mortgage and in turn prom-
issaries of the aqueduct. Several minutes from the ^{file} ~~the~~
of the Illinois State Archives:

- Page 6. "Tubular cells . . . easily showed signs
of reduced anisotropy, no doubt so chopping of the
spectrum."

- Page 7. Refers to Well No. 2. "It provided a satisfactory supply for several years, until its output was affected by clogging of the water by the sand at point of entrance. Production of minerals and accumulation of sludge due to excessive pumping rate subsequently played a part."

- [illegible]

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

In the region of the Nation
The rate for introducing water into the
system for each individual is based upon the
amount of water used in the house.

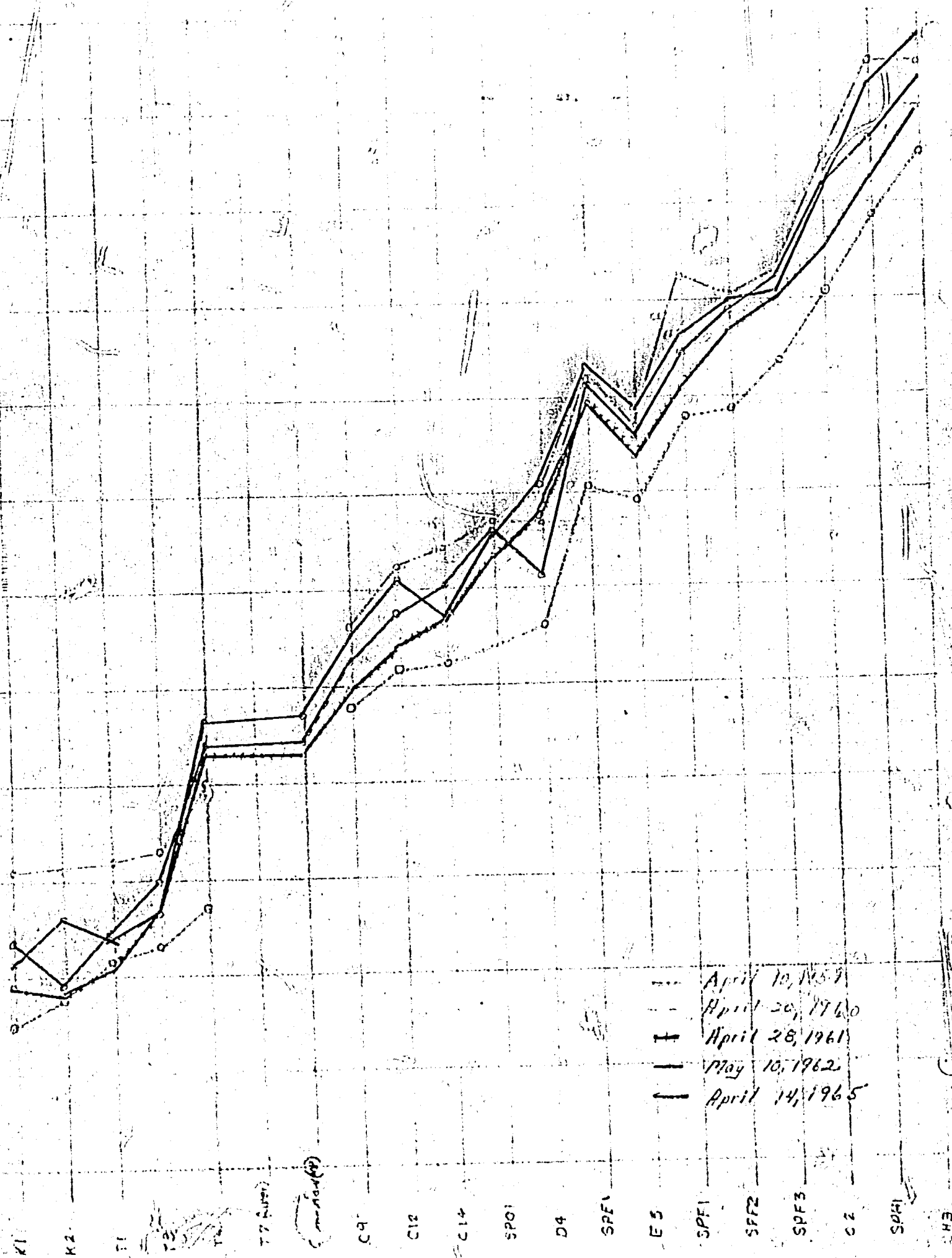
The City, as is outlined in the brief comments, has
annually observed and improved the type of water
supply in order to provide for efficient management of
the available supply.

Sanitation and Distribution of Water Supply

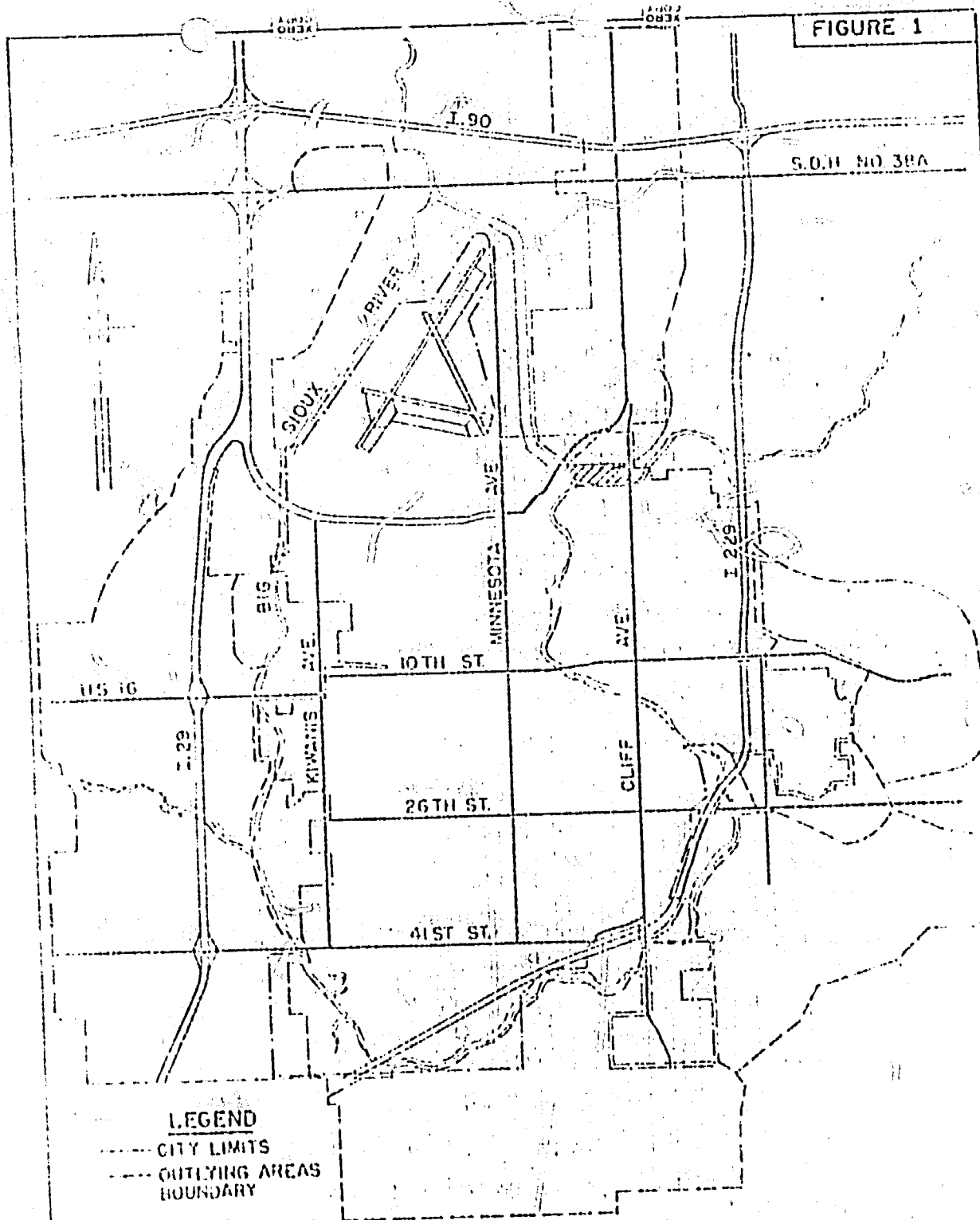
In 1940 the approximate date on which the municipal
water supply system was founded, the population of Saigon
was about 10,000 persons. In 1965, the estimated
population was 72,700 persons and considerable urban development
was occurring beyond the present City limits. The
demand for water service to, and extension of lines to
the City are increasing. The anticipated urban area,
shown on Figure 1 and the estimated
population, as shown on Figure 2, in the year 2000
is 100,000 persons.

The present distribution system and national day water
supply, together with the entire city water supply
system, are shown on Figure 3. These data show that the
water supply system has been three times
increased in 15 years and the national day water supply system

CITY TEST WELL ELEVATIONS 2nd Quarter



BEST IMAGE POSSIBLE FROM POOR ORIGINAL



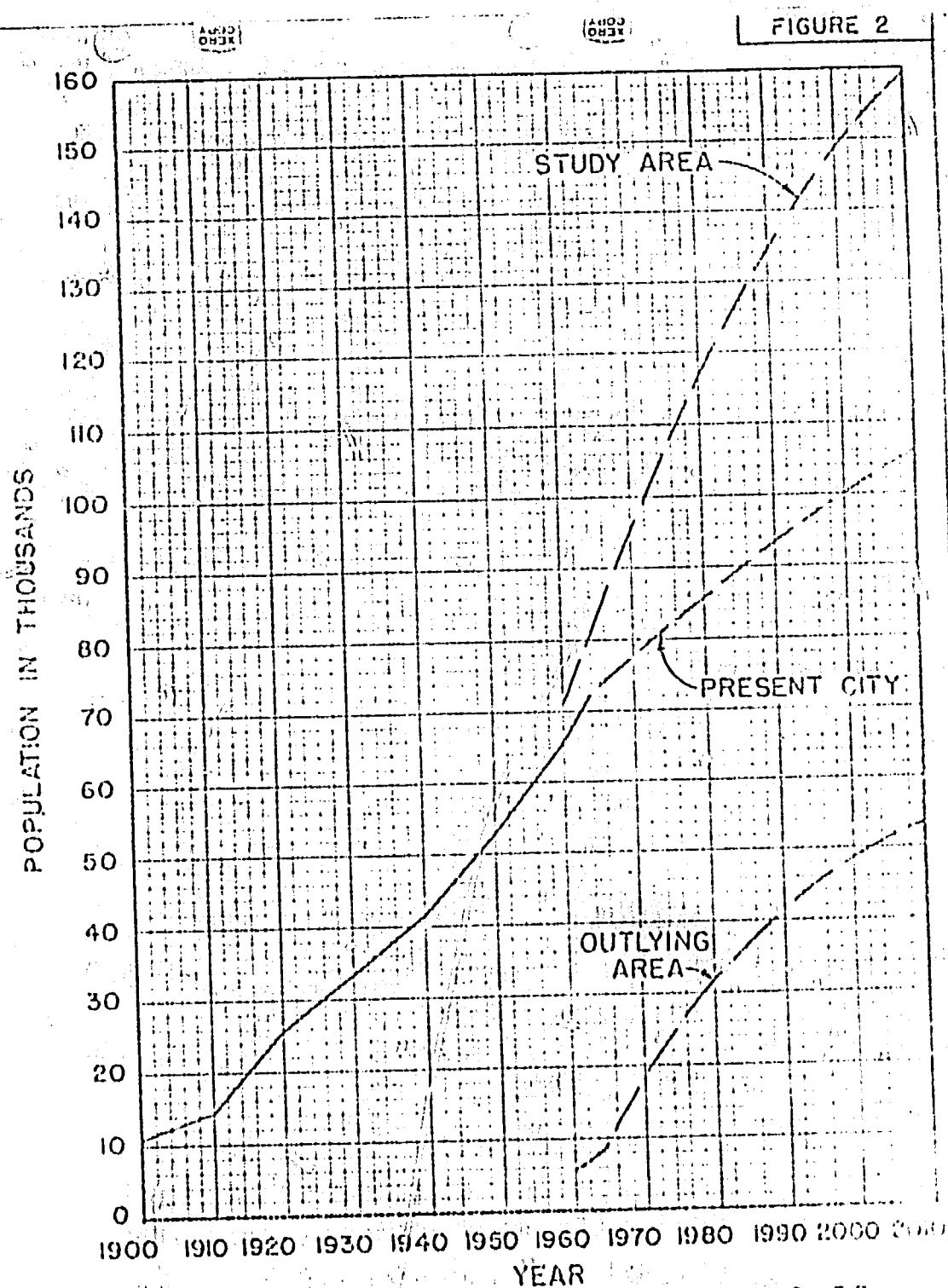
SIoux FALLS S.D.

URBAN AREA

BEILEY AND HANSEN
ENGINEERS

JUNE, 1947

BEST IMAGE POSSIBLE FROM POOR ORIGINAL



SIoux FALLS S.D.

POPULATION RECORD
AND FORECAST

WHELEY AND HANSEN
ENGINEERS

JUNE, 1966

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

GREELY AND HANSEN

RECORD

RECORD

Sioux Falls, S.D.

Record and Forecast Co.

Weather Conditions

FILE 5

Wind Direction
Pressure City Limits
Urban Area

Wind Direction
Pressure City Limits
Urban Area

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

It is estimated that by 1920, the annual
consumption of the water in the city will be about
100,000,000 gallons, and by 1930 the consumption
will be about 150,000,000 gallons. The water supply
at this rate is inadequate for the present needs.

These data indicate the City is faced with a serious
water supply problem and emphasize the need for
immediate action.

Hydrological and Geological Studies

The Report on Source of Supply for the City of St. Louis
was prepared by Gregory and Henson in May, 1901. This
report contains data on surface flow and storage of water
from the unconsolidated formations. These data indicate
that the water supply during much of the year may be seriously
deficient and that the entire water supply must be obtained
from storage in the aquifers. It is important therefore that
the available resources be secured in order to be available
during periods of drought. In accordance with this project
the City has been fully supplied with the
water needed to provide needed water for the people and
the right of justice to future generations. It is the
policy of the City to be satisfied by the water supply and
to provide for the future.

During periods of extreme drought, the City will be
able to obtain water from the aquifers and the water supply
will be sufficient for the needs of the City.

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

of the year. During the year 1954 the total precipitation recorded in 19.44 inches and during 1955 and 1956 the total precipitation recorded 20.75 inches. The average annual precipitation is about 20.75 inches.

The distribution of rainfall and the rainfall. During the years of 1951 - 1960 during three years, the total annual precipitation was less than 20 inches. The rainfall is not uniformly spread throughout the year. During the "water year" - 1956 (from October, 1955 through September 1956), the annual average stream flow was 47.1 cfs and during only two months, April and August, and there are significant stream flow. The rainfall during that year, 22.74 inches, was near the average.

As water is to be withdrawn from storage and the intertable continues to decline, it has been the experience of the City that it is necessary to develop the "area" in order to produce the increased amount of supply required. The need for this local development is illustrated by the following:

In 1952 the total annual rainfall was 18.34 inches. The total available pumping capacity was about 24,000 gpm. The total available water was 25 and 25 gpm and the total available water was 25 and 25 gpm. The total available water was 25 and 25 gpm. The total available water was 25 and 25 gpm.

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

11.
One of the difficulties in maintaining adequate
ground levels in the wells prompted direct
river recharge experiments. These were
unsuccessful and difficulties were encountered.
In 1955, the local annual rainfall was 22.76
inches. The local available parking capacity
was 32.5 MGD. The maximum day water consump-
tion was about 13 MGD. (Review of data indi-
cates that this low quantity may have resulted
from the unavailability of water. In 1955,
the maximum day water consumption was about
19 MGD and in 1957, about 17.5 MGD). Emergency
well points were driven to attempt to supply
additional quantities of water.

The City, since 1955, has extended the well field or
additional into northwesterly, has constructed additional
wells for the better development of the aquifer in the
vicinity of the water treatment plant, and has conserved
the underground water supply by using surface water, to
the extent available. These improvements, plus the plan
for greater area development of the well field are all
being accomplished in recognition of the need to develop
the well field for drought conditions.

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

Notes for Delectables

The need for irrigation water would be greatest during periods of drought and would, therefore, be in direct competition with the needs for public water supply. Heretofore, the City has been the only large user of water from the Big Spring aquifer in the vicinity of Sioux Falls. The City could insure the continued security of its supply by present and conservative planning adjusted continuously to reflect increased understanding of the hydrology and to reflect experience in operation. If other large water systems are to be developed in close proximity to the Sioux Falls area, the systems could be mutually interfering and could prevent all such systems from producing their designed capacities. The City thereby may not be able to meet its obligation to supply the water requirements of its citizens and at the same time, the supplies of all large developments would be inadequate for their designed purposes.

It is considered, therefore, that all permits for water supply developments in the vicinity of Sioux Falls should be based on hydrogeological data, that continuing studies be conducted to establish this water field of the aquifer, and that in the interim, any appropriations of ground water rights should be restricted to quantities which can be demonstrated

BEST IMAGE POSSIBLE
FROM POOR ORIGINAL

The proposed irrigation wells in Section 20 are in close proximity to existing City Wells and could therefore interfere with the production of water from these wells, particularly during periods of low rainfall and stream flow.

The proposed irrigation wells in Section 4 and 9 are in the area into which the City's Well field is expected to develop, and on which the City has water rights. It is expected, therefore, that the proposed irrigation wells will interfere with production from future City Wells.

Further, increased irrigation on the Sioux Falls Aquifer, may result in increased mineralization of the underground water as a result of percolation of irrigation water through tilled areas and into the aquifer. This increase in mineralization may have a detrimental effect upon the Sioux Falls Water supply. The practice of irrigation on the aquifer may be accompanied by the increased use of fertilizers and herbicides which may percolate into the underground waters. The effects of this increased use of such materials cannot at this time be appraised with any accuracy, but on a limited aquifer such as the Sioux Falls aquifer, the adverse effect is expected to be significant.

Driller's Notice Of Intent To Construct Well

Water Resources Commission of South Dakota
State Office Building
Pierre, South Dakota

Gentlemen:

In accordance with Section 61.0406 of the 1960 Supplement to the South Dakota Code of 1939, Notice of Intent is hereby given to drill the following well:

Person for whom the well is to be drilled: RICHARD S. SWEETMAN
(Name)

SIOUX FALLS, SOUTH DAKOTA
(Address)

Owner of land if other than above:
(Name)

.....
(Address)

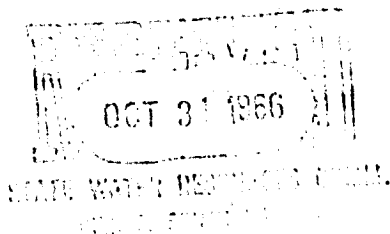
Location of well, S. 1/4 1/4, Section 4..... Township North

Range MINNEAPOLIS COUNTY

Proposed use of water SEVERAL IRRIGATION WELLS
(domestic, irrigation, municipal, industrial, other)

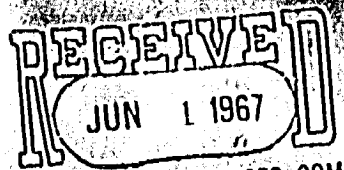
Very truly yours,

ED H LACEY
Lic # 111



(THESE WELLS WILL BE ON THE GRANT
THAT RICHARD S. SWEETMAN HAS APPLIED
FOR WATER RIGHTS ON.

Permit No. 1270-3



Water Division No. 3

Big Sioux River Water District

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) 100 S. Dakota Ave. Sioux Falls

(Date) May 30, 1967

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

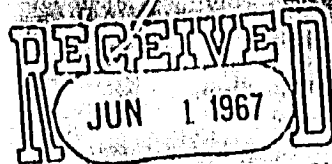
DEAR SIR: Notice is hereby given of the completion of the works for the diversion of _____
1.80_____ cu. ft. per second of the waters of the state from wells
through the _____
for irrigating farm land _____ purposes
_____ In accordance with the terms and con-
ditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is R. C. Sweetman
2. The postoffice address of such person or the place of business of such corporation is Sioux Falls
County of Minnehaha State of South Dakota
3. The number of such permit is 1270-3 and the date set for the completion of such work is
extended to July 24, 1967
4. Said water to be used for irrigating farm land _____ purposes.
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of
water which said works are capable of conducting to the place of intended use, in accordance with the plans ac-
companying the application for such permit, is 1.80 cubic feet per second.
6. The amount of land for which said water is available is 127 acres,
particularly described as follows: That part of the Southwest Quarter (SW 1/4)
of Section 20, Township 102, Range 49, lying east of Gambles
Tract No. 1 and the west half of the Southeast Quarter (W 1/2 SE 1/4) of said
Section 20, Township 102 Range 49, Minnehaha County, South Dakota.

I hereby certify that the facts set forth in the above notice are true.

Richard C. Sweetman

(Signature of Owners)

Permit No. 1270-3Water Division No. 2By State

Water District

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) 100 So. Dakota Ave., Sioux Falls(Date) May 30, 1967

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the _____ day of _____
1967, at Sioux Falls County of Minnehaha State of South Dakota,
 before _____ proof will be submitted of the application to beneficial use
 (Examining Engineer or Officer)
 of 1.80 cubic feet per second of the waters of well water
 _____ In accordance with the terms and conditions of Permit No. 1270-3
 heretofore issued by the Water Resources Commission of South Dakota.

- The name and postoffice address of the person or corporation holding said permit are 100 So. Dakota Ave
Richard C. Sweetman
100 So. Dakota Ave., Sioux Falls
- The use to which said water has been applied is irrigating farm land
- The amount applied to beneficial use is 1.80 cfs. on 127 Acres
- The place where said water is used is (If for irrigation, give full and accurate description of the lands irrigated) that part of the south west quarter (SW 1/4) of Section 20, Township 102,
Range 49, lying east of Gamblee Tract No. 1 and the west half of the
southeast quarter (W 1/2 SE 1/4) of said Section 20, Township 102
Range 49, Minnehaha County, South Dakota.
- The name of the canal or ditch or other works by which said water is conducted to such place of use is water drawn from well and conducted in aluminum pipe
- The right to take the water from such works is based upon permit No. 1270-3
- The source of supply from which such water is diverted is obtained from well
- The date of priority which said user is prepared to establish is _____

(Sign) Richard C. Sweetman

Well Readings

June 29, 1967

#3 Test Point - east of city

Well #31 approx. 40 rds., pipe 15" above ground

#2 Test Point - along east edge of field at center,
pipe 3' above ground

#1 Test Point - north side of field along side of
city well #33, pipe 30" above ground

No. 3 14'3" below ground level

No. 2 7'9" below ground level

No. 1 8'7½" below ground level

July 3, 1967

#3 point 13' 7 1/8" below ground level

#2 point 8' 1 3/4" below ground level

#1 point 11' 9 5/8" below ground level

July 7, 1967

#3 point 12' 2 1/8" below ground level

#2 point 8' 7 3/8" below ground level

#1 point 14' 11 7/8" below ground level

July 19, 1967

#3 test hole - 15' 9 7/8" below ground level

#2 test hole - 10' 1 1/4" below ground level

#1 test hole - 18' 1 5/8" below ground level

July 20, 1967

2:00 p.m. Started pumping

2:15 p.m. Water level at well 26' 1/2" below curbing

7:00 p.m. Still pumping - water level at well 29' 1/8" below curbing

11:30 p.m. Quit pumping. 29' 9" below curbing

City wells 31 - 32 - 33 pumping

No. 3 test hole - 13' 6 3/8" below ground level

No. 1 test hole - 18' 4 5/8" below ground level

No. 2 test hole - 10' 3 5/8" below ground level

July 21, 1967

10:00 a.m. Started pump. Water level at well 21' 10 5/8" below curbing

2:30 p.m. Water level at well 29' 10 1/2" below curbing

7:00 p.m. Water level at well 30' 10 3/4" below curbing

Midnight Still pumping

No. 1 test hole - 18' 5" below ground level

No. 2 test hole - 10' 8 7/8" below ground level

No. 3 test hole - 13' 6 1/2" below ground level

July 22, 1967

Shut down from 1:30 a.m. to 3:00 a.m.

8:30 a.m. Still pumping (stopped to move). Water level at well
28' 11 1/8" below curbing

10:00 a.m. Started pump again

12 noon Still pumping. 28' 5/38" below curbing

11:30 p.m. Stopped pumping. No reading

No. 1 test hole - 18' 6 3/4" below ground level

No. 2 test hole - 11' 7 3/4" below ground level

No. 3 test hole - 13' 6 5/8" below ground level

July 23, 1967

5:30 p.m. Started pumping. Water level at well 32' 9 3/8" below
curbing

8:30 p.m. Stopped pump

10:30 p.m. Started pumping, continued through night

July 24, 1967

7:00 a.m. Stopped pump

9:30 a.m. Started pumping

10:30 a.m. Water level at well 30' 1 5/8" below curbing

9:00 p.m. 31' 1/8" below curbing. Quit pumping, finished field

August 2, 1967

No. 1 test point - 20' 7 1/2" below ground level

No. 2 test point - 11' 2 3/8" below ground level

No. 3 test point - 14' 2 1/8" below ground level

August 3, 1967

9:30 a.m. Started pumping

10:15 a.m. Water level at well 27' 10 1/4" below curbing

11:10 a.m. Quit pumping - too windy

7:40 p.m. Started pumping

Midnight Still pumping

No. 1 test point - 20' 8 1/8" below ground level

No. 2 test point - 11' 3 5/8" below ground level

No. 3 test point - 14' 2 1/2" below ground level

August 4, 1967

4:30 a.m. Stopped pumping

8:10 a.m. Started pumping

10:30 a.m. Water level at well 30' 1/4" below curbing

4:00 p.m. Stopped pumping, changed ditches

6:00 p.m. Started pump

Midnight Still pumping

No. 1 test hole - 20' 7 1/4" below ground level

No. 2 test hole - 11' 5 1/4" below ground level

No. 3 test hole - 14' 3 1/8" below ground level

August 5, 1967

3:20 a.m. Stopped pumping, finished field

No. 3 test point - 14' 12" below ground level

No. 2 test point - 11' 11" below ground level

No. 1 test point - 20' 6 3/4" below ground level

August 6, 1967

No. 1 test point - 20' 4 5/8" below ground level

No. 2 test point - 11' 10 3/8" below ground level

No. 3 test point - 14' 4 3/4" below ground level

August 16, 1967

No. 3 test point - 16' 2 1/2" below ground level

No. 2 test point - 12' 3 1/4" below ground level

No. 1 test point - 15' 1/4" below ground level

August 17, 1967

9:45 a.m. Started pumping

12:30 p.m. Stopped pumping, ditch trouble

2:00 p.m. Started pumping

3:45 p.m. Quit pumping, too windy

No. 3 test point - 16' 2 5/8" below ground level

No. 2 test point - 12' 3 3/8" below ground level

No. 1 test point - 15' 3/4" below ground level

August 18, 1967

Too windy.

August 19, 1967

11:45 a.m. Started pumping

1:30 p.m. Water level at well 21' 3 1/8" below curbing

6:30 p.m. quit pumping

No. 1 test point - 15' 5/8" below ground level

No. 2 test point - 12' 3 5/8" below ground level

No. 3 test point - 16' 3" below ground level

August 20, 1967

10:30 a.m. Started pumping

11:30 a.m. Water level at well 23' 8 1/8" below curbing

No. 3 test point - 16' 3 1/8" below ground level

No. 2 test point - 12' 3 3/4" below ground level

No. 1 test point - 15' 7/8" below ground level

Permit No. 1270-3
 Water Division No. 3 BIG SIOUX RIVER Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that ~~in accordance with your letter of authorization dated~~

I have this day made a thorough examination of the diversion works constructed by R. C. SWEETMAN of SIOUX FALLS MINNEHAHA County, South Dakota, holder of Permit No. 1270-3, issued upon Application No. 1270-3, bearing date of priority of FEBRUARY 23 1966, authorizing the diversion of 1.8 cu. ft. per second of the waters of GROUND WATER for IRRIGATION purposes. I have to report on the condition of the same as follows:

The diversion works comprise: 1-45' DEEP WELL 16" DIA. WITH WESTERN LAND ROLLER 8" 3 STAGE W 12" BOWLS, POWERED BY U-2 INTERNATIONAL DIESEL MOTOR, 1000' OF 8" PIPE TO LATERAL DITCHES ONTO LEVELLED LAND.

and the system is in the following condition: EXCELLENT

The point of diversion is located 2730' W & 1000' N OF SE CORNER, SECTION 20, T102N, R49W

The works are capable of diverting and conveying to the place of use 1.8 cu. ft. per second of water, which is to be used for IRRIGATION

The legal subdivisions to be irrigated are: PORTIONS OF THE SW¹ & W² SE¹ SECTION 20, T102N, R49W

comprising a total of 127 acres of and

The domestic use intended comprises

The utilization for power, mining, or other beneficial uses comprises:

Witness my hand, this 21ST day of NOVEMBER, A. D. 1968

SEAL--

[Signature]
 WATER RIGHT SPECIALIST
 WATER RESOURCES COMMISSION



Department of Water & Natural Resources

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

January 29, 1988

R C SWEETMAN- SWEETMAN CONST
BOX 809
SIOUX FALLS, SD 57101

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation
Questionnaire

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 1270-3, 1271-3. 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 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 9:00 am, March 2, 1988 in Room 216, 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. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 1270-3, 1271-3 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.

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, your name will be deleted from the agenda for the hearing.

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

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

February 12, 1988

1270-3
1271-3
4034-3

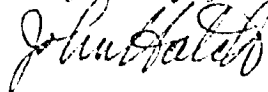
R. C. Sweetman
Sweetman Construction
Box 809
Sioux Falls SD 57101

Dear Mr. Sweetman:

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. 1270-3, 1271-3 & 4034-3 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

WOODS, FULLER, SHULTZ & SMITH P.C.

LAWYERS

310 SOUTH FIRST AVENUE

SIOUX FALLS, SOUTH DAKOTA 57102

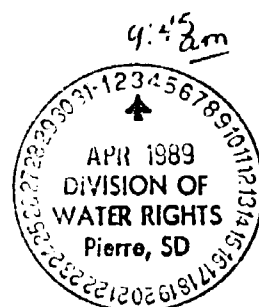
TELEPHONE (605) 336-3890

TELECOPIER (605) 339-3357

FRANCIS M. SMITH
MERLE A. JOHNSON
ARLO D. SOMMERVOLD
RICHARD O. GREGGSON
JOHN E. SIMKO
WILLIAM G. TAYLOR
WILLIAM P. FULLER
STUART L. TIEDE
GARY P. THIMSEN
BRADLEY C. GROSSENF. JR.
JAMES M. WIEDERRICH
COWEN H. HARALDSON
RICHARD J. CORCORAN
J.G. SHULTZ
ROGER W. DAMGAARD
BARBARA ANDERSON LEWIS
FREDERICK M. ENTWISTLE
VINCENIA PORTELL
LEO T. FLYNN
DAVID C. KROON
SARA L. BURNETTE

MELVIN T. WOODS (1929-1983)
HOWELL L. FULLER (1909-1981)
JOHN B. SHULTZ (1912-1975)

March 31, 1989



Mr. John Hatch
South Dakota Department of
Water & Natural Resources
523 East Capitol Avenue
Pierre, South Dakota 57501

Re: Irrigation Permit No. 1270-3

Dear Mr. Hatch:

I represent R. C. Sweetman, the holder of Irrigation Permit No. 1270-3. Would you please send me copies of the permit, the permit application, and all of the other matters and documents contained in the file that relates to Irrigation Permit No. 1270-3?

If there are any other recorded water rights or permits relating to the property situate to Irrigation Permit No. 1270-3, I would like copies of those permits and/or water rights records also.

We will promptly pay any charge you render for your services. Thank you very much.

Very truly yours,

WOODS, FULLER, SHULTZ & SMITH P.C.

Bill

William Taylor

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

April 3, 1989

1270-3

William Taylor
WOODS, FULLER, SHULTZ & SMITH P.C.
310 S First Avenue
Sioux Falls, SD 57102

Dear Mr. Taylor:

Enclosed, as you requested, is a copy of Water Right No. 1270-3,
listed in the name of R C Sweetman. If you have any questions,
please contact me.

Sincerely,



GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

enclosures



L

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

April 7, 1989

448-3
449-3
1270-3

Jeff Shultz
WOODS, FULLER, SHULTZ & SMITH, P.C.
310 South First Avenue
Sioux Falls, SD 57102

Dear Mr. Shultz:

Enclosed, as you requested, are copies of Future Use Permit Nos. 448-3 and 449-3 held by the City of Sioux Falls. Also enclosed are excerpts of the May, 1966 Water Resources Commission minutes. They include the discussion by the Commission on the qualifications to be placed on Mr. Sweetman's permits.

If you have any questions, please contact me.

Sincerely,



GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

enclosures



L



WADE PETERSON, MGR
RR 1 BOX 627
RENNER SD 57055

1270-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOTICE

RE: Violation of Requirement to Submit 1991 Irrigation Questionnaire

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 1270-3, 1271-3 & 4034-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:15 am, March 4, 1992, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1270-3, 1271-3 & 4034-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 before the March 4th hearing date, your name will be deleted from the Board agenda.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352

cc: E M Sweetman, PO Box 84140, Sioux Falls, SD 57118



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 14, 1992

1270-3
1271-3
4034-3

Wade Peterson, Mgr
RR #1 Box 627
Renner, SD 57055

Dear Mr. Peterson:

I am writing to acknowledge receipt of your 1991 irrigation questionnaires for Water Right Nos. 1270-3 and 1271-3 and Water Permit No. 4034-3. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaires were received prior to the Water Management Board meeting and your name was deleted from the agenda.

If you have any questions, please contact me at (605) 773-3352.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
Water Rights Division

cc: E M Sweetman, PO Box 84140, Sioux Falls, SD 57118

File No. 1270-3/1271-3/4340-3

Water Rights Division -DENR

Conversation or File Documentation

NAME OF PERSON OR FILE: Dick Sweetman

ADDRESS: Sweetman Construction COUNTY: Minnehaha

DATE: 8/4/92 TELEPHONE:

RE: Water license Nos. 1270-3 and 1271-3 and Water Permit No.
4034-3

COMMENTS:

Spoke with Dick Sweetman in regards to acres irrigated under Water License No. 1270-3 and 1271-3 as well as Water Permit No. 4034-3 in Minnehaha County, SD.

Water License No. 1270-3 appropriates 1.8 cfs for irrigation of 127 acres in the SW1/4 and the W1/2 SE1/4 of Section 20-T102N-R49W. Water License No. 1271-3 appropriates 5.64 cfs for the irrigation of 395 acres located in the SE1/4 and SW1/4 of Section 4; and the N1/2 NE1/4, E1/2 NW1/4 of Section 9 both in T102N-R49W. Water Permit No. 4034-3 appropriates no additional water, but 32 additional acres located in the E1/2 W1/2 NW1/4 of Section 9-T102N-R49W to be irrigated from the system used under water License No. 1271-3.

The Irrigation Questionnaire submitted in 1987 for No. 1270-3 noted that 190 acres were irrigated (the license is permitted for only 127 acres). Mr. Sweetman mentioned that the farm manager may have included acres under Permit No. 1271-3 on the Irrigation Questionnaire for 1270-3 for 1987. When I checked the acreages and the systems with Mr. Sweetman, it was very likely that this could have occurred. Mr. Sweetman believes that all 127 acres were irrigated under No. 1270-3 and that the remaining 63 acres reported on the questionnaire should be attributed to acres under No. 1271-3. The Irrigation Questionnaire submitted for Permit No. 4034-3 (Permit covers only 32 acres) in 1987 stated that 239 acres were irrigated under No. 4034-3. Again, it looks as though the farm manager associated the incorrect number of acres with the incorrect Water Permit. Only 32 acres were to be irrigated under Permit No. 4034-3, the remaining 207 acres ought to be included under the Irrigation Questionnaire submitted for No. 1271-3.

1270-3--R.C. & E.M. SWEETMAN PH 332-6881
P.O. BOX 84140
SIOUX FALLS SD 57118

LICENSED FOR 127 ACRES

IRRIGATION QUESTIONNAIRE DATA

1985 - 0 ACRES
1986 - 100 ACRES
1987 - 190 ACRES
1988 - 65 ACRES
1989 - 65 ACRES
1990 - 45 ACRES
1991 - 35 ACRES

1271-3--SAME AS ABOVE

LICENSED FOR 395 ACRES

IRRIGATION QUESTIONNAIRE DATA

1985 - 0 ACRES
1986 - 80 ACRES
1987 - 120 ACRES
1988 - 80 ACRES
1989 - 80 ACRES
1990 - 80 ACRES
1991 - 80 ACRES

LANDS UNDER BOTH WATER RIGHTS ARE OPERATED BY:

WADE PETERSON
RR 1, BOX 627
RENNER, SD 57055

PH 543-5557

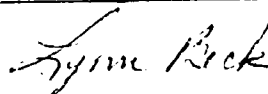
Water Rights Division - DENR
Conversation or File Documentation

Name of Person: Dick Sweetman File No. 1270-3
Address: Sweetman Construction, Sioux Falls County: Minnehaha
Date: 2-16-94 Telephone: (605) 336-2928
RE:

Comments:

Mr. Sweetman said that the pumps are the same as those on the licenses for 4034-3, 1271-3 and 1270-3. He also said that the may go to using a hose puller instead of the lateral ditches sometime in the future.

Reissue License No. 1270-3 for 1.66 cfs to irrigate 116 acres located as follows: NE 1/4 Sw 1/4 31 acres; SE 1/4 SW 1/4 15 acres; NW 1/4 SE 1/4 35 acres; SW 1/4 SE 1/4 35 acres all in Section 20-T102N-R49W. Same diversion point as listed on the license.



Lynn Beck
Natural Resources Engineer

STATE OF SOUTH DAKOTA

REISSUED WATER LICENSE NO. 1270-3

(1) R C Sweetman, of Sioux Falls, SD was issued Water License No. 1270-3, November 26, 1968 for a water right to appropriate 1.80 cubic feet of water per second from groundwater (one well), Minnehaha County, South Dakota for irrigation purposes. Water License No. 1270-3, with a priority date of February 23, 1966 was issued to the permit holder for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

The original water license specified irrigation of 127 acres in portions of the SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 20, T102N, R49W. An August, 1992 inspection of the water use system found a total of 116 acres still being irrigated under Water License No. 1270-3. The water license is being reissued to clarify the location of the irrigated acres and reflect the acreage actually being irrigated.

(2) It is certified that the water right 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 1.66 cubic feet of water per second for beneficial use. The location of the diversion point is a point 2730'W and 1000'N of the SE corner of Section 20, T102N, R49W (SE $\frac{1}{4}$ SW $\frac{1}{4}$).

(3) The water right holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land: all in Section 20, T102N, R49W

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 31 acres
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 15 acres

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 35 acres
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 35 acres

TOTAL 116 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 R C Sweetman of PO Box 84140, Sioux Falls, SD 57118 the holder and/or owner of Water Right No. 1270-3 is issued a license to appropriate water, the right to use 1.66 cubic feet of water per second from groundwater (one well) with a priority date of February 23, 1966 from the location specified in (2) of this license. The water is 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 Right No. 1270-3 and subject to South Dakota State Law.



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

AUG 19 1994

date



1270-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
SIOUX FALLS, SOUTH DAKOTA 57501-3187

AUG 19 1994

1270-3

R. C. Sweetman
P.O. Box 84140
Sioux Falls, SD 57118

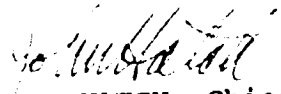
Dear Mr. Sweetman:

Enclosed is Reissued Water License No. 1270-3. This is the final water right document completing your process of obtaining a Water Right.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 1270-3, 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.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,


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

gm
enclosures

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

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

Consult postmaster for fee.

3. Article Addressed to:

1270-3
WADE PETERSON, MGR
25565 475th AVE
RENNER SD 57055

4a. Article Number

P 378 081 390

4b. Service Type

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

7. Date of Delivery

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

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

Is your RETURN ADDRESS 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:

1270-3

EM & RC Sweetman
Sweetman Construction
PO Box 84140
Sioux Falls SD 57118

4. Article Number

P378 080 605

4b. Service Type

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

7. Date of Delivery

2-7-97

5. Signature (Addressee)

[Signature]

6. Signature (Agent)

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

Thank you for using Return Receipt Service.



February 4, 1997

NOTICE

1270-3

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

TO: WADE PETERSON, MGR, 25565 475th AVE, RENNER, SD 57055

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Requirement to Submit 1996 Irrigation Questionnaire

Our records indicate that the 1996 Irrigation Questionnaire has not been submitted for Permit No(s) 1270-3 & 4034-3. The request for the Questionnaire was dated October 24, 1996. The Water Management Board has directed that owners of water permits who have not submitted the 1996 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 2:30 pm, March 5, 1997, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1270-3 & 4034-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 28, 1997, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

c: EM & RC SWEETMAN, SWEETMAN CONST., PO BOX 84140, SIOUX FALLS, SD 57118

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.



1270-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 25, 1997

4034-3
1270-3

Wade Peterson, Mgr
25565 475th Ave
Renner, SD 57055

Dear Mr. Peterson:

I am writing to acknowledge receipt of your 1996 irrigation questionnaires. You may disregard the February 4, 1997, Notice of Violation of the Requirement to Submit the 1996 Irrigation Questionnaire.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you and if you have any questions, please contact me.

Sincerely,

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

c: EM & RC Sweetman, Sweetman Construction, PO Box 84140, Sioux Falls, SD 57118



1270-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 9, 1998

NOTICE

TO: WADE PETERSON, MGR, 25565 475th AVE, RENNER, SD 57055

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1997 Irrigation Questionnaire(s)

Our records indicate that the 1997 Irrigation Questionnaire has not been submitted for Permit No(s) 1270-3 & 4034-3. The request for the Questionnaire was dated October 17, 1997. The Water Management Board has directed that owners of water permits who have not submitted the 1997 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 9:45 am, February 25, 1998, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1270-3 & 4034-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 20, 1998, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

cc: EM & RC SWEETMAN, SWEETMAN CONST., PO BOX 84140, SIOUX FALLS, SD 57118

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.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

1270-3
WADE PETERSON, MGR
25565 475th AVE
RENNER SD 57055

4a. Article Number

2119141137

4b. Service Type

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

7. Date of Delivery

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

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X Wade Peterson

PS Form 3811, December 1994

102595-97-8-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
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- Write "Return Receipt Requested" on the mailpiece below the article number.
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I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

1270-3
EM OR RC SWEETMAN
PO BOX 84140
SIOUX FALLS, SD 57118

4a. Article Number

2119141138

4b. Service Type

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

7. Date of Delivery

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

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X E. M. Sweetman

PS Form 3811, December 1994

102595-97-8-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.



1270-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 6, 1998

1270-3
4034-3

Dick Sweetman
PO Box 84140
Sioux Falls, SD 57118

Dear Mr. Sweetman:

I am writing to acknowledge receipt of your 1997 irrigation questionnaires. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit Nos. 1270-3 and 4034-3.

I completed questionnaires for you based on your February 6th telephone conversation with Ron Duvall. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

During your conversation with Ron, you indicated the land has been placed in CRP through 2006. I will make a notation of this in your file and take your name off of the list of irrigators having to report annual water use. You will not receive annual questionnaires for this land until 2007.

Thank you for calling and if you have any questions, please contact me.

Sincerely,

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

c: Wade Peterson, Mgr, 25565 475th Ave, Renner, SD 57055

1270-3

Richard C. Sweetman
300 So. Main Ave. Suite 102
Sioux Falls SD 57104-6312



February 5, 1998

Mr. Ron Duvall, natural Resources Engineer
Water rights Program
D.E.N.R.
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3181

Irrigation Permit Numbers 1270-3 & 4034-3

Dear Ron:

Thank you for discussing the above-referenced permits with me on Feb 5, 1998. It is my understanding that the requirement for submittal of the annual irrigation questionnaire for the permits has been met and no further documentation is needed. It is also my understanding that for subsequent years through the year 2007 no questionnaire will be needed as the property described for both permits has been accepted for the Conservation Reserve Program starting in 1997 and continuing through 2007. When we spoke I was under the impression that the contract terminated in the fall of 2006. It actually terminates 09/30/07.

For your information I have included some documentation of the program and the affected acres.

Sincerely,

Richard C. Sweetman

CRP-1
(01-30-97)U.S. DEPARTMENT OF AGRICULTURE
Commodity Credit Corporation

CONSERVATION RESERVE PROGRAM CONTRACT

COUNTY OFFICE ADDRESS AND PHONE NO. (area code)
Minnehaha County FSA
3812 North Cliff Avenue
Sioux Falls SD 57104

PH: 605-330-4514

1. ST. & CO. CODE & C/D
46 099 92. SIGN-UP NUMBER
143. CONTRACT NUMBER
3044. ACRES FOR ENROLLMENT
115.85. FARM NUMBER
31026. TRACT NUMBER(S)
25198. OFFER (Select one)
STANDARD9. CONTRACT PERIOD
FROM (M/D/Y) TO (M/D/Y)
01-01-97 04-30-07

ENVIRONMENTAL PRIORITY

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners, operators, or tenants (who may be referred to as "Owner", "Operator", and "Tenant", respectively) on the farm identified above. The undersigned person or persons may hereafter collectively be referred to as "the Participant". The Participant agrees to place the designated acreage into the Conservation Reserve Program ("CRP") for the stipulated contract period from the date the Contract is executed by the CCC or other use set by CCC. The Participant also agrees to implement on such designated acreage the Conservation Plan developed for such acreage and approved by the CCC and the Participant. Additionally, the Participant and CCC agree to comply with the terms and conditions contained in this Contract including the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, the Participant acknowledges that a copy of the Appendix for the applicable sign-up period has been provided to such person. Such person also agrees to pay such liquidated damages in an amount specified in the Appendix if the Participant withdraws prior to CCC acceptance or rejection. The terms and conditions of this contract are contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum thereto. BY SIGNING THIS CONTRACT PRODUCERS ACKNOWLEDGE RECEIPT OF THE FOLLOWING FORMS: CRP-1; CRP-1 Appendix and any addendum thereto; CRP-2; and if applicable, CRP-15 and CRP-1 Continuation.

10. OFFER FOR PERMISSION TO ALLEY CROP

In order to participate in CRP under CP19, Alley Cropping, I/we submit an offer of \$ _____ per acre reduction, from the amount specified in item 11A, in the annual rental payments for permission to produce agricultural commodities on eligible acres in accordance with the provisions for alley cropping set out in the applicable regulations. I/we understand that for each year of the CRP contract the annual rental payment will be reduced by the amount agreed to above, which reduction must be a reduction of at least 50 percent in the annual rental payment.

11A. Rental Rate Per Acre

\$ 79.80

12. Identification of CRP Land

B. Annual Contract Payment

\$ 9241.00

A. Tract No. B. Field No.

C. Practice

D. Acres E. Total C/S

C. First Year Payment

\$ 3873.56

2519

1

CP1

115.8

(Item 11C applicable only to continuous sign-up when the first year payment is prorated.)

13. OWNERS, OPERATORS, AND TENANTS

A. OPERATOR NAME AND ADDRESS

SOCIAL SECURITY NUMBER

SIGNATURE

DATE

B. OWNER NAME AND ADDRESS

SOCIAL SECURITY NUMBER

SIGNATURE

DATE

C. NAME AND ADDRESS

SOCIAL SECURITY NUMBER

SIGNATURE

DATE

14. CCC USE ONLY - Payments according to the shares are approved

SIGNATURE OF CCC REPRESENTATIVE

DATE

NOTE

The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is the Food Security Act of 1985 (Pub. L. 99-198) as amended, and regulations promulgated at 7 CFR PART 1410 and the Internal Revenue Code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in determination of eligibility to certain program benefits and other financial assistance administered by USDA agency. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal Law enforcement agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 651, 1001; 15 USC 714m, and 31 USC 3729, may be applicable to the information provided.

Federal Agencies may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. Public reporting burden for this collection of information is estimated to average 4 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Office, OIRM (OMB No. 0560-0125), STOP 7630, Washington, DC 20250-7630. RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.

Program or activity will be conducted on a non-discriminatory basis without regard to race, color, religion, national origin, age, sex, marital status, or disability.

☐ Original - County Office Copy☐ Owner's Copy☐ Operator's Copy☐ NRCS Copy

Sec 20 T102 N R49 W

Permit # 1270-3

CRP-1
(01-30-97)

U.S. DEPARTMENT OF AGRICULTURE
Commodity Credit Corporation

CONSERVATION RESERVE PROGRAM CONTRACT

COUNTY OFFICE ADDRESS AND PHONE NO. (area code)
Minnehaha County FSA
3812 North Cliff Avenue
Sioux Falls SD 57104

PH: 605-330-4514

1. ST. & CO. COUNTY & C/D 18 099 9	2. SIGN-UP NUMBER 14
3. CONTRACT NUMBER 303	4. ACRES FOR ENROLLMENT 146.9
5. FARM NUMBER 4481	6. TRACT NUMBER(S) 3603
8. OFFER (Select one) STANDARD	9. CONTRACT PERIOD FROM (MDM) TO (MDM) 8/05/97 02/30/97
ENVIRONMENTAL PRIORITY	

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners, operators, or tenants (who may be referred to as "Owner", "Operator", and "Tenant", respectively) on the farm identified above. The undersigned person or persons may hereafter collectively be referred to as "the Participant." The Participant agrees to place the designated acreage into the Conservation Reserve Program ("CRP") for the stipulated contract period from the date the Contract is executed by the CCC or other use set by CCC. The Participant also agrees to implement on such designated acreage the Conservation Plan developed for such acreage and approved by the CCC and the Participant. Additionally, the Participant and CCC agree to comply with the terms and conditions contained in this Contract including the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, the Participant acknowledges that a copy of the Appendix for the applicable sign-up period has been provided to such person. Such person also agrees to pay such liquidated damages in an amount specified in the Appendix if the Participant withdraws prior to CCC acceptance or rejection. The terms and conditions of this contract are contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum thereto. BY SIGNING THIS CONTRACT PRODUCERS ACKNOWLEDGE RECEIPT OF THE FOLLOWING FORMS: CRP-1; CRP-1 Appendix and any addendum thereto; CRP-2; and if applicable, CRP-1S and CRP-1 Continuation.

10. OFFER FOR PERMISSION TO ALLEY CROP

In order to participate in CRP under CRP-19, Alley Cropping, I/we submit an offer of \$ _____ per acre reduction, from the amount specified in item 11A, in the annual rental payments for permission to produce agricultural commodities on eligible acres in accordance with the provisions for alley cropping set out in the applicable regulations. I/we understand that for each year of the CRP contract the annual rental payment will be reduced by the amount agreed to above, which reduction must be a reduction of at least 50 percent in the annual rental payment.

11A. Rental Rate Per Acre \$ 82.62	12. Identification of CRP Land
B. Annual Contract Payment \$ 12137.00	A. Tract No. B. Field No. C. Practice D. Acres E. Total C/S
C. First Year Payment (Item 11C applicable only to continuous signup when the first year payment is prorated.) \$ 5087.51	36.03 1 C/P 51.2
	2 C/P 64.1
	3 C/P 31.6

13. OWNERS, OPERATORS, AND TENANTS

A. OPERATOR NAME AND ADDRESS	SOCIAL SECURITY NUMBER
	SIGNATURE DATE
B. OWNER NAME AND ADDRESS	SOCIAL SECURITY NUMBER
Mary Pat Sweetman 1201 W Russell St Sioux Falls SD 57104	504-54-0995 50 %
C. NAME AND ADDRESS	SOCIAL SECURITY NUMBER
Kathleen Sweetman 1201 W Russell St Sioux Falls SD 57104	504-64-2649 50 %
14. CCC USE ONLY - Payments according to the shares are approved	SIGNATURE OF CCC REPRESENTATIVE DATE 3/5/97 4-30-97

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is the Food Security Act of 1985 (Pub L. 99-198) as amended, and regulations promulgated at 7 CFR PART 1410 and the Internal Revenue Code (26 USC 6129). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in determination of ineligibility for certain program benefits and other financial assistance administered by USDA agency. This information may be provided to other agencies: IRS, Department of Justice, and other State and Federal Law enforcement agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 238, 287, 371, 931, 1001, 15 USC 714n and 31 USC 3729, may be applicable to the information provided.

Federal agencies may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. Public reporting burden for this collection of information is estimated to average 4 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM (OMB No. 0560-0125), STOP 7830, Washington, DC 20250-7830. RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.

Program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, age, sex, marital status, or disability.

☐ Original - County Office Copy ☐ Owner's Copy ☐ Operator's Copy ☐ NRCS Copy

Sec 9 T 102 N R49W
Permit # 4034-3

CRP-1
(01-30-97)U.S. DEPARTMENT OF AGRICULTURE
Commodity Credit Corporation

Form Approved - OMB No. 0560-0125

CONSERVATION RESERVE PROGRAM CONTRACT

COUNTY OFFICE ADDRESS AND PHONE NO. (area code)

Minnehaha County FSA
3812 North Cliff Avenue
Sioux Falls SD 57104

PH: 605-330-4514

1. ST. & CO. CODE & CD
46 099 92. SIGN-UP NUMBER
143. CONTRACT NUMBER
299A4. ACRES FOR ENROLLMENT
157.25. FARM NUMBER
44816. TRACT NUMBER(S)
3602

8. OFFER (Select one)

STANDARD

9. CONTRACT PERIOD

FROM (MM/DD) TO (MM/DD)

ENVIRONMENTAL PRIORITY

X 05-01-97 09-30-07

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners, operators or tenants (who may be referred to as "Owner," "Operator," and "Tenant," respectively) on the farm identified above. The undersigned person or persons may hereafter collectively be referred to as "the Participant." The Participant agrees to place the designated acreage into the Conservation Reserve Program ("CRP") for the stipulated contract period from the date the Contract is executed by the CCC or other use set by CCC. The Participant also agrees to implement on such designated acreage the Conservation Plan developed for such acreage and approved by the CCC and the Participant. Additionally, the Participant and CCC agree to comply with the terms and conditions contained in this Contract including the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, the Participant acknowledges that a copy of the Appendix for the applicable sign-up period has been provided to such person. Such person also agrees to pay such liquidated damages in an amount specified in the Appendix if the Participant withdraws prior to CCC acceptance or rejection. The terms and conditions of this contract are contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum thereto. BY SIGNING THIS CONTRACT PRODUCERS ACKNOWLEDGE RECEIPT OF THE FOLLOWING FORMS: CRP-1; CRP-1 Appendix and any addendum thereto; CRP-2; and if applicable, CRP-15 and CRP-1 Continuation.

10. OFFER FOR PERMISSION TO ALLEY CROP

In order to participate in CRP under CP19, Alley Cropping, I/we submit an offer of \$ _____ per acre reduction, from the amount specified in item 11A, in the annual rental payments for permission to produce agricultural commodities on eligible acres in accordance with the provisions for alley cropping set out in the applicable regulations. I/we understand that for each year of the CRP contract the annual rental payment will be reduced by the amount agreed to above, which reduction must be a reduction of at least 50 percent in the annual rental payment.

11A. Rental Rate Per Acre	\$ 74.80	12. Identification of CRP Land				
B. Annual Contract Payment	\$ 12544.56	A. Tract No.	B. Field No.	C. Practice	D. Acres	E. Total C/S
C. First Year Payment	\$ 5258.00	3602	1	CP1	108.8	
I am 11C applicable only to continuous signup when the first year payment is prorated.)		3602	2	CP1	48.4	

13. OWNERS, OPERATORS, AND TENANTS

A. OPERATOR NAME AND ADDRESS		SOCIAL SECURITY NUMBER	
		SIGNATURE	DATE
	%		
B. OWNER NAME AND ADDRESS		SOCIAL SECURITY NUMBER	
Minneha Farm Partnership 38 Evelyn Swanton 1501 N. Russell St Sioux Falls, SD 57104		46-0426234	
		SIGNATURE	DATE
	100 %	Minneha Farm Partnership by Ernest Rogers	7/2/97
C. NAME AND ADDRESS		SOCIAL SECURITY NUMBER	
		SIGNATURE	DATE
	%		

14. CCC USE ONLY - Payments according to the shares are approved.	SIGNATURE OF CCC REPRESENTATIVE	DATE
	Donna Halverson	7-8-97

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is the Food Security Act of 1985, (Pub. L. 99-198), as amended, and regulations promulgated at 7 CFR PART 1410 and the Internal Revenue Code (26 USC 8103). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct payment to the contract. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in determination of ineligibility for certain program benefits and other financial assistance administered by USDA agency. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal Law enforcement agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 288, 287, 371, 551, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to the information provided.

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no or activity will be conducted on a non-discriminatory basis, without regard to race, color, religion, national origin, age, sex, marital status, or disability.

Sec 4 T 102 N R49W

Permit # 4034-3

ORIGINAL-COUNTY OFFICE COPY

T 102 N.

17

16

21

SILVER CREEK

BIG SIOUX RIVER

20

800'

1050'

127 ACRES

1040'

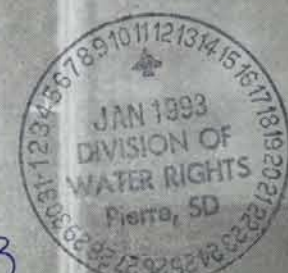
R.C. SWEETMAN

1050'

800'

1270-3

HIGHWAY



1270-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

July 3, 2008

1270-3
4034-3

Wade Peterson
25565 475th Ave
Renner SD 57055

Dear Mr. Peterson:

I am contacting you in regard to Water Right Nos. 1270-3 and 4034-3 listed in the name of RC or EM Sweetman, Sweetman Construction. We have you listed as manager of the property described in these water rights. Enclosed is a copy of the water rights for your review.

Our records reflect that the land was in CRP through 2007 and would be eligible for irrigation beginning in 2008. We have held up mailing annual irrigation questionnaires while the land has been in CRP and will resume sending them to you this fall if the land will be irrigated. Please take a few minutes to answer the following questions and return the information to us.

- Will the land be re-enrolled for another term? _____
If yes, what year will it come out? _____
If no, will the land be irrigated? _____
- Do you still manage the land? _____
(If no, please include the name and mailing address of the new manager)
- Do Sweetman's still own the land? _____
(If no, please include the name and mailing address of the new owner(s) if known)

Thank you in advance for your help in updating the records. I have enclosed a postage paid envelope for your reply.

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

enclosures



1270-3

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 22, 2010

NOTICE

TO: WADE PETERSON, MGR, 25563 475th AVE, RENNER, SD 57055

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

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaire(s)

Our records indicate that the 2009 Irrigation Questionnaire has not been submitted for Permit No(s) 1270-3 & 4034-3. The request for the Questionnaire was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **10:00 am, March 10, 2010**, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1270-3 & 4034-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 5, 2010**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 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.aspx>

cc: EM & RC SWEETMAN, SWEETMAN CONST., PO BOX 84140, SIOUX FALLS, SD 57118

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.


[Track & Confirm](#)
[FAQs](#)

Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 8191

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

Your item was delivered at 7:47 AM on January 25, 2010 in SIOUX FALLS, SD 57118. The item was signed for by L ANDERSON.

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Detailed Results:

- Delivered, January 25, 2010, 7:47 am, SIOUX FALLS, SD 57118
- Notice Left, January 25, 2010, 7:15 am, SIOUX FALLS, SD 57118
- Arrival at Post Office, January 23, 2010, 6:38 am, SIOUX FALLS, SD 57104

Notification Options

Track & Confirm by email

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

Proof of Delivery

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

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[Business Customer Gateway](#)

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No FEAR Act EEO Data

FOIA

SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 8191		EM & RC SWEETMAN SWEETMAN CONSTRUCTION PO BOX 84140 SIOUX FALLS SD 57118	
Waiver of Signature ☐ YES ☐ NO		POSTAL CUSTOMER: Keep this receipt. For Inquiries: Access internet web site at www.usps.com or call 1-800-222-1811	
Postmark Here		☐ Priority Mail™ Service ☐ First-Class Mail® parcel ☐ Package Services parcel	

[Track & Confirm](#)[FAQs](#)

Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 8184

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

Your item was delivered at 12:55 PM on January 23, 2010 in RENNER, SD 57055. The item was signed for by W PETERSON.

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Detailed Results:

- Delivered, January 23, 2010, 12:55 pm, RENNER, SD 57055
- Out for Delivery or Available at PO Box, January 23, 2010, 8:14 am, CROOKS, SD 57020
- Sorting Complete, January 23, 2010, 7:44 am, CROOKS, SD 57020
- Arrival at Post Office, January 23, 2010, 7:37 am, CROOKS, SD 57020

Notification Options

Track & Confirm by email

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

Proof of Delivery

Verify who signed for your item by email, fax, or mail. [Go >](#)[Site Map](#)[Customer Service](#)[Forms](#)[Gov't Services](#)[Careers](#)[Privacy Policy](#)[Terms of Use](#)[Business Customer Gateway](#)

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No FEAR Act EEO Data

FOIA

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 8184

WADE PETERSON, MGR
25563 475th AVE
RENNER SD 57055

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

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

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

-----Original Message-----

From: Duvall, Ron

Sent: Tuesday, February 16, 2010 11:19 AM

To: McMath, Genny

Subject: Irrigation Questionnaires

Dick Sweetman called concerning IQ violations for 1270-3 and 4034-3 - neither permit was irrigated so I said we (you) can complete the IQs for him and a letter will be sent to remove them from the Board's agenda.

Other stuff -- address change on both of them to PO Box 2320, Sioux Falls SD 57101

Ownership change on No. 4034-3 from E M Sweetman to Mom's Farm Partnership (send transfer of ownership form)

Entire acreage under No. 1270-3 re-enrolled into CRP for another 10 years (just came out of CRP in 2009)

Some acreage under No. 4034-3 is re-enrolled in CRP for another 10 years and some is not (outside of 1,000 feet diameter around Su Fu wells)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 17, 2010

1270-3
4034-3

Dick Sweetman
PO Box 2320
Sioux Falls SD 57101

Dear Mr. Sweetman:

I am writing to acknowledge receipt of the information for your 2009 irrigation questionnaires. You may disregard the January 22, 2010, 'Notice' concerning reporting requirements for Water Right Nos. 1270-3 and 4034-3.

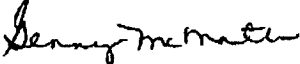
I completed questionnaires for you based on your phone conversation with Ron Duvall. The questionnaires reflect that no irrigation took place during 2009. I have made notations in the file that the land described in 1270-3 has been re-enrolled in CRP for another 10 years. Portions of the land under 4034-3 have also been re-enrolled in CRP. You will continue to receive annual irrigation questionnaires for No. 4034-3 since some of the land was not re-enrolled.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Enclosed as you and Ron discussed is a partially completed "Notice of Transfer of Ownership" form for filing an ownership change on 4034-3. Upon completion, please sign the form and return it to our office with a required filing fee of \$50.00. The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please contact me.

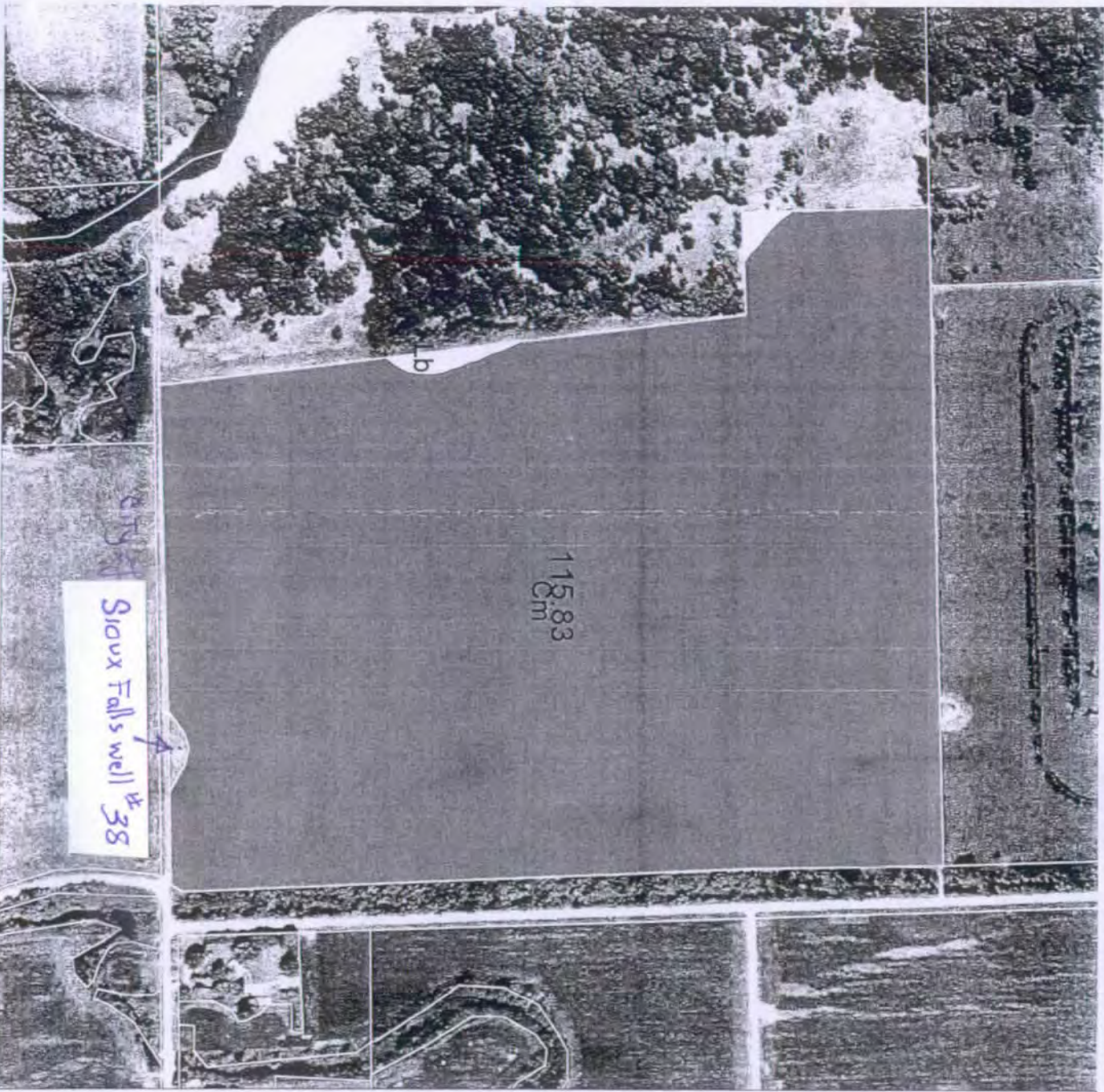
Sincerely,


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

1270-3

CRP SIGNUP 35: SCENARIO #1, STATE/COUNTY: 46099
FARM NO. 3102, TRACT NO. 2519, HUC 10170203090

CRP Contract 2008-2017
RC Sweetman
Irrigation Permit No. 1270-3



TOTAL CONTRACT ACRES: 115.8
CLU NO. SCENARIO ACRES
1 115.83

ST	CTY	SSAID	MUSYM	ACRES	SRR
46	099	sd099	Cm	115.0	\$114
46	099	sd099	Lb	0.8	\$92
HIGH-3				115.8	

RECEIVED
FEB 19 2010
WATER RIGHTS
PROGRAM

WEIGHTED AVG. SRR: \$113.85 + 1090
MAINTENANCE RATE: \$4.00
MAX. PAYMENT RATE (Per Acre): \$117.85
MAX. ANNUAL CONTRACT PAYMENT: \$13,647
100% WITHIN PRAIRIE POT HOLE NATIONAL CPA*
100% WITHIN WATER QUALITY ZONE*
100% WITHIN WILDLIFE ZONE*

OFFER NOT WITHIN PRACTICE ELIGIBILITY ZONE.*
AVG. WATER EI: 1
AVG. WIND EI: 4
LAND MEETS EI >= 8 ELIGIBILITY: NO*
RAINFALL FACTOR (R): 110
CLIMATE FACTOR (C): 25
*Additional program checks may be needed to determine eligibility.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

May 10, 2022

1270-3

Gavin Graverson, Water Supt
Public Works – Water Division
2100 N Minnesota Ave
Sioux Falls SD 57104

Dear Mr. Graverson:

I am contacting you regarding Water Right No. 1270-3, listed under R C Sweetman. The water right authorizes diversion of ground water (Big Sioux: Sioux Falls Aquifer) for irrigation of the E ½ SW ¼ and W ½ SE ¼ of Section 20, T102N, R48W.

Last summer, we communicated through email concerning the water right. The city owns the property, and it was my understanding you were going to have internal conversations with staff about whether the city wanted to have the water right transferred and then amended for municipal purposes. If the water right is amended for municipal purposes, the city could also request the diversion point be moved to allow use from a different location.

I don't mean to rush a decision by you concerning the water right but don't want the water right to become subject to cancellation for abandonment and/or forfeiture for nonuse. It came out of CRP in 2020 and would have been eligible for use in 2021. 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.

Please let us know what the city's intent is towards the water right. Thank you in advance,

Sincerely,

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

June 7, 2023

1270-3

Gavin Graverson, Water Supt
Public Works – Water Division
2100 N Minnesota Ave
Sioux Falls SD 57104

Dear Mr. Graverson:

I am contacting you regarding Water Right No. 1270-3, listed under R C Sweetman. The water right authorizes diversion of ground water (Big Sioux: Sioux Falls Aquifer) for irrigation of the E ½ SW ¼ and W ½ SE ¼ of Section 20, T102N, R48W.

In 2021, I contacted you through email and followed up again in May 2022 with a letter to you regarding the property described in the water right. The city owns the property, and it was my understanding you were going to have internal conversations with staff about whether the city wanted to have the water right transferred and then amended for municipal purposes.

The land covered under the water right came out of CRP in 2020 and would have been eligible for use in 2021. 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. This year would be the third year.

If you have made a decision not to do anything with the old water right, it would be scheduled for cancellation consideration. At the very least, the water right needs to be transferred to the city and they will need to complete annual irrigation questionnaires. Please let us know what the city's intent is towards the water right. If you have questions, please contact Ron Duvall with our program at 605 773-3352.

Sincerely,

Genny McMath
Water Rights Program
Genny.mcmath@state.sd.us



1270-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

July 7, 2023

City of Sioux Falls
c/o Chris Myers
2100 N Minnesota Ave
Sioux Falls SD 57104

1270-3

Dear Mr. Myers:

I have received your "Notice of Transfer of Ownership" for Water Right No. 1270-3 and the payment required to process the transfer. A receipt for your payment is enclosed.

Water Right No. 1270-3, previously owned by RC Sweetman, is now listed under the City of Sioux Falls. Your contact information has also been recorded on the file.

If you have any further questions, please contact me.

Sincerely,

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

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

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

Water Right/Permit No. 1270-3

Date: June 26th, 2023

I/We request that Water Right/Permit No. 1270-3 formerly owned by:
R C Sweetman be transferred to:

New Owner Name: City of Sioux Falls
Address: 2100 N Minnesota Ave mobile: 605-373-6940
City, State, Zip Sioux Falls, SD 57104 email: cmyers2@siouxfalls.org

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

Ground water rights of E 1/2 SW 1/4 and W 1/2 SE 1/4 of Section 20, T102N, R48W

☒ I understand that the validity of Water Right/Permit No. 1270-3 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, Chris Myers, the new owner, certify that the above information is true and correct.

Chris Myers

Chris Myers (Jun 26, 2023 17:51 CDT)

(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, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following 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.

RECEIVED

JUN 27 2023

OFFICE OF
WATER

RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date June 30, 2023

RECEIVED OF City of Sioux Falls c/o Shannon Decker 2100 N Minnesota Avenue Sioux Falls, SD 57117

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>1270-3</u>	<u>\$50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law) TOTAL	<u>\$50.00</u>

By Eric Gronlund
Chief Engineer
vm



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

File Nos. 274-3, 264-3, 1270-3, 2244-3, and 1347-3

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME: City of Sioux Falls

DATE: August 8, 2025

RE: Approval of Water Permit No. 8911-3 transferring diversion rate and volume authority from other city water rights to a new collector well

The files for each of the following water rights need to have this file documentation added and the database updated accordingly to reflect approval of Water Permit No. 8911-3, City of Sioux Falls.

The list below identifies the amount of water transferred to Permit No. 8911-3 and the amount of water remaining in the water right, if any:

- No. 274-3 (2.0 cfs and 1,448 ac-ft),
 - No water remaining in No. 274-3
- No. 264-3 (1.55 cfs and 1,120 ac-ft),
 - No water remaining in No. 264-3
- No. 1270-3 (1.66 cfs and 348 ac-ft),
 - No water remaining in No. 1270-3
- No. 2244-3 (1.33 cfs and 369 ac-ft),
 - No water remaining in No. 2244-3
- No. 1347-3 (1.986 cfs and 968 ac-ft)
 - This was the last of the remaining water in No. 1347-3

The status in the database of each of the above should be incorporated license "IL." Since no water remains under any of the above water rights, the wells either need to be capped or plugged in accordance with SD Well Construction Standards Chapter 74:02:04.

Ron Duvall, Engineer
SD DANR, Water Rights Program