

1. Considered Jan 18, 1962
2. Name of Applicant John M. Casey
3. Post Office Address Mitchell
4. Amount of water claimed 3.0
5. Source of water supply Ground
6. Water to be used for Irrigation
- Acres to be irrigated 140
7. Water to diverted and used in Davison County
about 3 N miles 1 W of Mitchell.
8. Proof of Publication Received L
Not Received _____
9. Application Approved L
Subject to Domestic Claim
Not Approved _____
Action deferred _____
10. Remarks:

No. 1335-3

Water Division No. 3 James River District
(Blank to be filled by the Engineer for the W. R. C.)DEC 8 1910
8:10

APPLICATION FOR PERMIT To appropriate Water within the State of South Dakota

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

1. Name of applicant John M. Casey
Postoffice address RT. Mitchell, County Davison, State SD

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 & Labor
(b) Cash on hand, \$ adequate (c) Treasury stock, \$
(d) Bonds to be issued, \$ (e) Other resources, \$

2. Name of diversion work Casey Irrigation Project
3. Amount of water claimed 2.00 cubic feet per second
4. Source of water supply Well & Deep out
5. Location of point of diversion Well 1500' W of 1100' S of NE Corner Sec 32-T104-R60
Pond 2740' S & 1840' W of NE Corner Sec 22-T104-R60 bank Davison County.
6. Annual period or periods during which water is to be used April 1st to Nov 1st
7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? S
(a) Number of acres to be irrigated 140.0 acres.

(b) Legal subdivisions to be irrigated NE 1/4 of Sec 32-T104-R60 less 17.3 Acres in NE 1/4 NE 1/4
(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.)

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

- (a) Nature of use
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 947-3

8. Estimated cost of work:

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

(b) Pumping plant, \$2400.00

(c) Fluming, \$-----

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

Rock, \$-----

(e) Other structures ----- \$-----

Total, \$-----

9. Description of diversion works:

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

Pumping Plant

II. Dimensions of works.

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

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

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

(c)* Head gate: Width ----- feet; height ----- feet; Material -----

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

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

(Give dimensions where reductions in size are made.)

10. Time required for completion of work ----- 3 ----- years.

11. Time required for complete application of water to the proposed beneficial use ----- 5 ----- years.

12. Choice of newspaper for publication of notice of Intention to appropriate -----

Mitchell Daily Republic

Mitchell, S.D.

STATE OF SOUTH DAKOTA

County of DAVISON } ss.

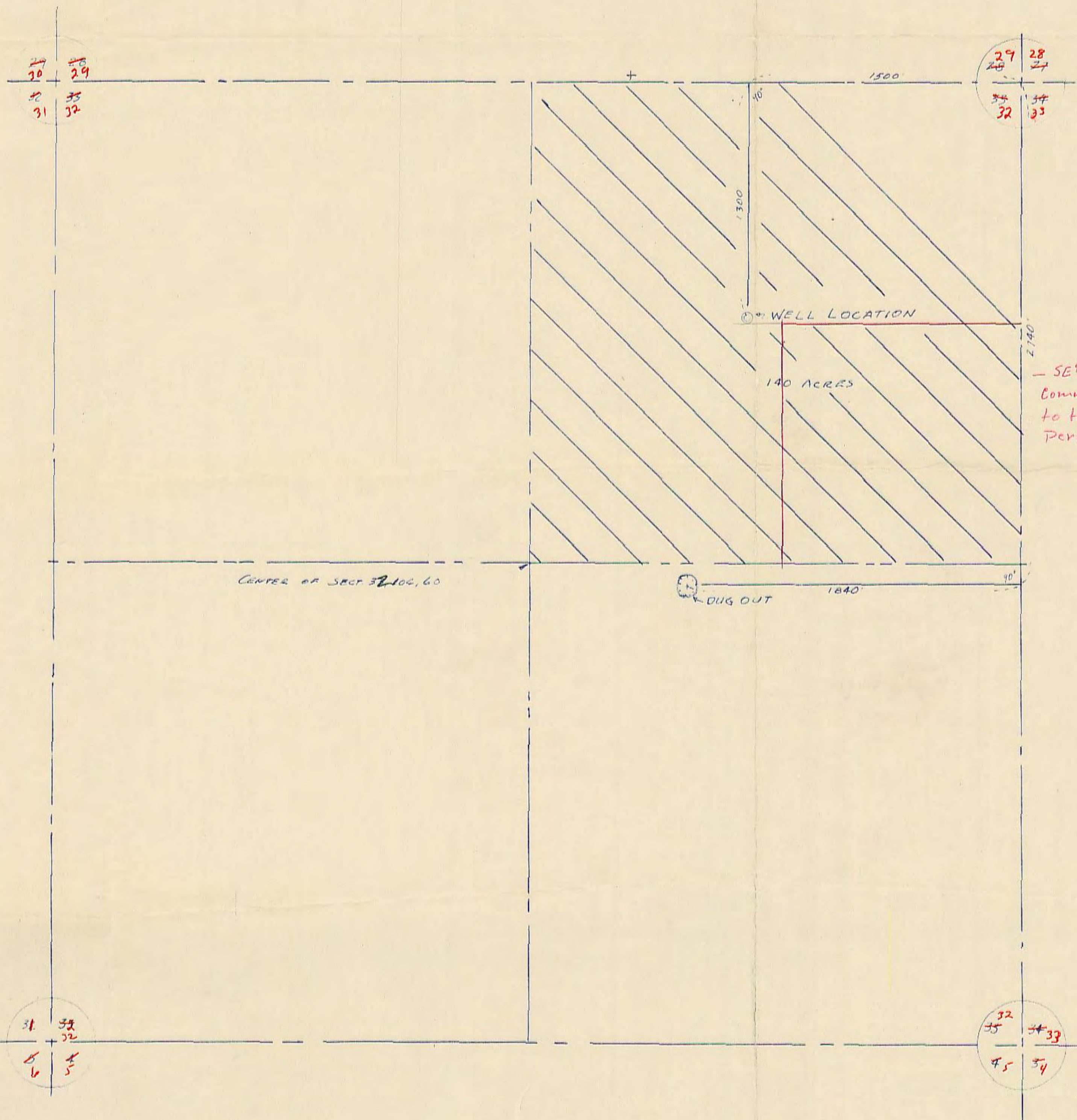
John M. Casey

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 John M. Casey

Subscribed and sworn to before me this 15th day of November 1966

DR Bleeker
Notary Public (or other qualified officer.)



AREAS BY LEGAL SUBDIVISION
 140 AC. NE 1/4 OF SECTION ~~32~~ ³², T.104 N. R. 60 W, 31A PM.
 140 AC. TOTAL

SURVEYOR'S CERTIFICATE
 STATE OF SOUTH DAKOTA)
 COUNTY OF BEADLE) SS
 I, HARLAN W. MEYER, A REGISTERED LAND SURVEYOR
 IN AND FOR THE STATE OF SOUTH DAKOTA, DO HEREBY
 CERTIFY THAT AT THE REQUEST OF JOHN M. CASEY
 SOLE OWNER, I HAVE SHOWN THE LAND PROPOSED TO BE IRRIGATED
 WITHIN HIS OWNERSHIP BOUNDARIES ON DEC 3, 1966 FOR WHICH APPLICATION
 FOR APPROPRIATIVE WATER RIGHT IS MADE AND THAT THIS MAP
 IS A TRUE REPRESENTATION THERE OF
 WITNESS MY HAND AND SEAL THIS 3RD DAY OF DEC. 1966

STATE OF SOUTH DAKOTA)
 COUNTY OF BEADLE) SS
 SUBSCRIBED AND SWORN TO BEFORE ME THIS 3RD DAY
 OF DEC. 1966
 My Commission Expires 8-22-1975

SCALE 1" = 400'

JOHN M. CASEY IRRIGATION PROJECT NO 1
 SHOWING AREA, WELL LOCATION AND DUG OUT
 REQUESTING PERMIT TO APPROPRIATE WATER

OWNER

SURVEYOR

JOHN M. CASEY

(App# 1436-3)

HARLAN W. MEYER

(App# 1335-3)

DEC. 1966

Map# 947-3

Remarks by State Water Resources Commission:

This well is located near domestic wells which may obtain water from the same aquifer. If the well covered by this Permit to Appropriate Water depletes the domestic water supply, restrictions, to the extent necessary, of the capacity of this well or periods of operation or other arrangements will be required to protect the domestic water supply.

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, January 20, 1967

This is to certify that the foregoing application was received by the Commission at 8:10 o'clock
9 a.m. upon the 8th day of December, 1966.

State Water Resources Commission

By: Richard D Schuyler
7th Chief Engineer, Executive Officer

Number of permit 1335-3

Date of first receipt of application December 8, 1966

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right December 8, 1966

Approved January 18, 1967, Recorded in Book 9 Page 205

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 _____

July 18, 1968

2nd. The whole of said work is to be completed on or before January 18, 1970

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

January 18, 1972

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 2.0 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 January 18, 1972; said water to be used during the following described annual period:

April 1st through November 1st

Witness my hand this 20th day of January, 1967.

State Water Resources Commission

By:

Jacob Brinner
Chief Engineer, Executive Officer

Certificate of Construction Issued

MARCH 20, 1974

Water License Issued

MARCH 20, 1974

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 30 , Depth 165'
 Type of casing Steel
 (wood, concrete, steel, etc.)
 Size of casing 16" , Thickness of casing 1/2"
 Length of casing 135' . If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen Johnson Irrigator
 Size of perforated screen 16" (diameter) , 30' (length)
 Thickness of gravel pack 7" , length of gravel pack 165'

(c) Water Bearing Materials

Distance to water 8' . Character of water bearing materials
Sand 0 to 16' , Gravel till 10 to 44' , Sand (medium) 44' to 150' , Sand & Gravel 150' to 165' , 165' Chalk Rock

Thickness of water bearing material

(d) Pump and Motor

Type of pump Turbine
 (centrifugal, propeller, mixed flow, etc.)
 Name of pump Layne-Bowler , size 10" Bore - 8" Column
 Kind of motor Natural Gas
 (gasoline, electric, diesel, etc.)
 Horsepower 75 , Name of Motor Chrysler Industrial

(e) Complete well

Capacity 700 GPM at drawdown of 140' . Estimated cost 3300⁰⁰

(f) Owner of land upon which well is located

Name John M. Case
 Address Rt. 1, Mitchell

(g) Distance to nearest existing wells

On same owner's property 60 rods. On property owned by others 240 rods.

Form 15.

Permit No. 1335-3

Water Diversion No. 3 James River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That John M. Casey

_____ the holder _____ of
Permit No. 1335-3, issued upon Application No. 1335-3, bearing date of priority of December 8,
1966 authorizing the diversion of 2.0 cu. ft. per second of the waters of _____
ground water County of Dayton, State of South Dakota at _____
a point 1500 ft. West and 1300 ft. South of the NE Corner, Section 32,
T104N, R60W
_____, for irrigation

_____ purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 2.00 cu. ft. per second of water.

Date. March 20, 1974

~~_____

_____~~
WATER RIGHTS COMMISSION

By:

DONALD DRISCOLL, Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. ¹³³⁵⁻³

(1) WHEREAS, On the 8th day of December A. D. 19 66
John M. Casey

made Water Right Application No. 1335-3 for a permit to use 2.0 cubic feet per second of the water of ground water

County of Davison, State of South Dakota, for irrigation

_____ purposes; and

(2) WHEREAS, On the 20th day of January A. D. 19 67

Permit No. 1335-3, with a date of priority of December 8, 1966

was issued to said applicant _____ for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 18th day of January A. D. 19 70 and for the application to beneficial use of said water on or before the 18th day of January A. D. 19 72

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 2.0 cubic feet per second of water for beneficial use and,

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

for irrigating 140 acres in the NE $\frac{1}{4}$, Section 32, T10 $\frac{1}{2}$ N, R60W

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to John M. Casey

of Mitchell, S.D.

the holder _____ and owner _____ of said permit No. 1335-3 a water right, dating from December 28, 1966

to use of 2.00 cubic feet per second of the waters of ground water

in the County of Davison and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 1500 ft. West and 1300 ft. South of the NE Corner, Section 32, T104N, R60W

and conduct to and upon the NE $\frac{1}{4}$ Section 32, T104N, R60W

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 1335-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 20th day of March A. D.
Nineteen Hundred and Seventy-four

WATER RIGHTS COMMISSION

By:

Chief Engineer, Executive Officer DONALD DRISCOLL

on or before December 22, 1966
(First Publication _____)

APPROPRIATION OF WATER

Office of State Water Resources Commission.

Pierre, S. Dak., December 12, 1966

Notice is hereby given that John M. Casey whose postoffice address is Mitchell 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 2.0 cubic feet of water per second of time from ~~the~~ ground water ~~are~~ in through the Casey Irrigation Project, the point of diversion of which ~~is~~ to be located on the NW 1/4 NE 1/4 and ~~is located in the~~ NW 1/4 of the SE 1/4 of Section 32 portions of Twp 104N Range 60W. Said water to be used for the purpose of providing irrigation of the following described land:

NE 1/4, Section 32, T104N, R60W

~~Notice~~ This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 18th day of January, 1967, 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:

~~JOHN MOOREY, JR., EXECUTIVE DIRECTOR~~

RICHARD D. SCHMOYER
Water Right Specialist

CC: Mr. E. M. Brady
Executive Editor
Daily Republic
Mitchell, S.D.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County Davison } ss.

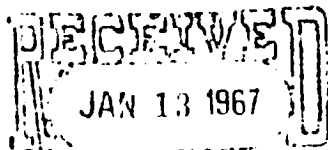
E. M. Brady being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Daily Republic a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the City of Mitchell County of Davison and State of South Dakota; that the said notice was published in said newspaper on the following dates:

December 20, 27, 1966, January 3, 10, 1967

in each and every issue of the full number thereof, the first publication being made on the 20th day of December 1966 and the last publication on the 10th day of January 1967, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was General Manager the printer and publisher of the said newspaper.

E. M. Brady

Subscribed and sworn to before me this 11th day of January A. D. 1967



Wm. H. C. Brady
 Notary Public Davison County, S. D.

STATE WATER RESOURCES COMMISSION
 PIERRE, SOUTH DAKOTA

APPROPRIATION OF WATER Dakota for a permit to appropriate for beneficial use 2.0 cubic feet of water per second of time from ground water, December 12, 1966. through the Casey Irrigation Project one points of diversion which are to be located in address is Mitchell, S. Dak., the NW 1/4 NE 1/4 and in the NW 1/4 SE 1/4 of Section 32 Twp. 101N, Range 60W. Said water to be used for the purpose of providing irrigation on portions of the following described land: NE 1/4, Section 32, Twp. 101N, Range 60W. This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 18th day of January, 1967, 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: Richard D. Schmoyer Water Right Specialist
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Permit No. 1335-3Water Division 3 JAMES RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE.

WATER RIGHTS COMMISSION

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

I have this day made a thorough examination of the water use system constructed by JOHN M. CASEY of MITCHELL holder of Permit No. 1335-3, bearing date of priority of DECEMBER 8, 1966 authorizing the diversion of 2.00 cu. ft. per second of the waters of GROUND WATER for IRRIGATION purposes, in DAVISON County.

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

The Water Use System consists of,

A. Works used to divert the water:

165' DEEP WELL WITH 16" DIA CASING
LAYNE BOWLER 6" PUMP POWERED BY A 30 H.P. U.S.
ELECTRIC MOTOR.

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

2000' OF 6" MAINLINE

C. Works used to apply water to beneficial use.

4600' OF 4" LATERALS & 1200' OF 3" LATERALS - HAND
MOVE SPRINKLERS. RAINBIRD #14600 & #30 SPRINKLER
HEADS W/ 1/64 & 13/64 NOZZLES - CAN OPERATE 120 AT ONE TIME

The system is in the following condition: GOOD

The point of diversion is located 1500' W & 1300' S OF THE NE CORNER,
SECTION 32, T104N, R60W

The works are capable of diverting and conveying to the place of use 2.00
cu. ft. per second of water which is to be used for IRRIGATION

Water has been put to beneficial use to the maximum extent as follows:

ALL OF THE NE² SECTION 32, T104N, R60W, LESS
17.3 ACRES IN THE NE²NE²

comprising a total of 140.0 acres of land.Date MARCH 14, 1974

Furton Jones
(Signature)

WATER RIGHT SPECIALIST
WATER RIGHTS COMMISSION

1335-3
JOHN M CASEY
RR 1
MITCHELL
SD 57301

DN/JR

G

This is the Water Management Board data sheet for recording 1980 GROUNDWATER source irrigation estimates.
Please fill out and return at once.
No. Acres irrigated with Groundwater 60
If you did not irrigate during 1980-check this box ☐ No system ☐

November 1980

For Dept. use only

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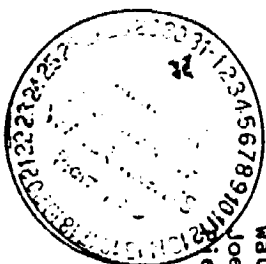
Type of Power	No. acres irrigated	Total Energy used-1980
1. Electric	<u>60</u>	<u>4000</u> kWh
2. Gravity		
3. Gasoline		<u>123.2</u> gal
4. Propane		
5. Diesel		<u>1</u> gal
6. Propane		<u>1</u> gal
7. Other		

Type of System:
1. Hand Moved Sprinklers <u>✓</u>
2. Portable booms
3. Center pivots (# of)
4. Gated pipes
5. Sidewheel
6. Towlines <u>✓</u>
7. Gun type
8. Hydromatic
9. Siphons
10. Flood
11. Other

Month	# days pumped	Average # hours per day	Average pump rate (gpm)	Acres of Crop Irrigated and Estimated Water Use			
				Crop	Acres	Water Used	Water
April	2	10	500	<u>Root</u>	7		
May	10	10	500	<u>Root</u>	25		
June	20	10	500	<u>Root</u>	40		
July	30	10	500	<u>Root</u>	60		
August	10	10	500	<u>Root</u>	25		
Sept.	5	10	500	<u>Root</u>	10		
Oct.	5	10	500	<u>Root</u>	25		
Other Month							

Season Static Water Level: beginning 56' and 54'
Comments:

Complete and return to: WATER MANAGEMENT BOARD
Water Rights Division
Joe Foss Building
Pierre, SD 57501



Please complete front and back.

The South Dakota Office of Energy has requested your cooperation in completing the following:

1979

Type of Power	No. Acres Irrigated	Total Energy Used
1. Electric	<u>60</u>	<u>15357</u> kWh
2. Gravity	_____	_____ gal
3. Gasoline	_____	_____ gal
4. Nat. Gas pipeline	<u>60</u>	<u>15357</u> kWh
5. Diesel	_____	_____ gal
6. Propane	_____	_____ gal
7. Other	_____	_____

1978

Type of Power	No. Acres Irrigated	Total Energy Used
1. Electric	<u>60</u>	<u>13445</u> kWh
2. Gravity	_____	_____ gal
3. Gasoline	_____	_____ cf
4. Nat. Gas pipeline	_____	_____ gal
5. Diesel	_____	_____ gal
6. Propane	_____	_____ gal
7. Other	_____	_____ gal

1. What is your on-farm storage capacity for gasoline _____ gallons
diesel _____ gallons

2. What are your present plans for acres under irrigation for 1981?

_____ an increase in acres

_____ irrigate same acres

_____ a decrease in acres

3. A. Has your regular fuel supplier been able to meet your fuel needs for irrigation this past year?

_____ yes

_____ no

B. If no, were you able to buy from other sources?

_____ yes

_____ no

4. Would you continue irrigating the same number of acres in 1981 if the price of fuel increased-

10% yes _____

no _____

15% yes _____

no _____

20% yes _____

no _____

over 20% yes X

no _____

5. At what price for fuel would you cut back on irrigation activities? 40¢ per gallon

6. What is your best estimate of your fuel needs for irrigation in 1981, if we experience a

Dry summer: _____ gallons.

Wet summer: _____ gallons.

1335-3

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

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

February 17, 1989

John M. Casey
RR 1, Box 262
Mitchell, SD 57301

Dear Mr. Casey:

On October 6, 1988, the Water Management Board adopted rules to implement a 1988 law for application of chemicals through irrigation systems. The rules establish equipment standards, performance standards and installation requirements for irrigation systems that apply chemicals (fertilizers, insecticides, or herbicides) with irrigation water.

You have indicated on your 1988 Water Management Board Irrigation Questionnaire that you do apply chemicals with irrigation water. A copy of the new rules for chemigation are enclosed for your information.

The new standards include:

- * a check valve between the irrigation pump and the point of chemical injection;
- * a vacuum relief valve on top of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a low-pressure drain on the bottom of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a chemical injection line check valve between the chemical injection pump and the point at which the chemical is injected into the irrigation line; a second check valve is required if the chemical injection pump is not a positive displacement pump;
- * an interlock system which ensures that the chemical injection pump will stop whenever the irrigation pump stops;
- * an inspection port between the irrigation pump and the check valve on the irrigation line;



Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

The equipment must be installed according to the manufacturer's specifications, calibrated, and maintained in good working condition. All chemical product labels must be followed and warning signs must be posted. These rules also require reporting of all spills, accidents, and system malfunctions. A 24-hour telephone number is provided.

The chemigation rules contain notification and record keeping requirements. Prior to using chemigation, notification must be given to the Chief Engineer on the enclosed Form 1C. Information that must be provided in this notification includes the water permit or right number, the name, address, and telephone number of the water permit or right holder and of the system operator, and the legal description of the lands on which the system is located. A record of the name, quantity, dates and hours of each chemical applied must be provided to the Chief Engineer on Form 2C. A copy of this form is also enclosed for your information. It will be mailed with the annual irrigation questionnaire and must be returned with the questionnaire by the date specified. If you have any questions regarding these rules or need additional copies of the forms, please contact Susan Bowar, Water Rights Engineer (605-773-3352).

Very truly yours,

John Hatch
for JOHN HATCH, Chief Engineer
Water Rights Division



1335-3

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

January 30, 1996

NOTICE

TO: JOHN M CASEY, RR 1 BOX 262, MITCHELL, SD 57301

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

SUBJECT: Violation of Requirement to Submit 1995 Irrigation Questionnaire

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 1335-3. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 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 9:45 am, March 6, 1996, 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) 1335-3 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 1, 1996 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.

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.

SENDER:

- Complete name 1 and/or 2 for additional services.
- Print your name and address on the reverse of this form so that we can return the card to you.
- Attach the form to the front of the package, or on the back if space does not permit.
- Write Return Receipt Requested on the package below the article number delivered.

3. Article Addressed to:

JOHN M CASEY
RR 1 BOX 262
MITCHELL SD 57301

5. Received By: (Print Name)
John M Casey
6. Signature: (Addressee or Agent)

Form 3811, December 1964

ADDRESS completed on the reverse sheet

8. Addressee's Address (Only if requested and fee is paid)
FEB 21 1965

7. Date of Delivery
- ☐ Return Receipt for Merchandise
 - ☐ Express Mail
 - ☐ Registered
 - 4b. Service Type

4a. Article Number
2 348 318 826

Consult postmaster for fee.

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

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

Thank you for using Priority Mail.

Domestic Return Receipt



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 7, 1996

NOTICE OF AMENDMENT OF WATER PERMIT

TO: JOHN M CASEY, RR 1 BOX 262, MITCHELL, SD 57301

FROM: John Hatch, Chief Engineer
Water Rights Program
(605) 773-3352

SUBJECT: Amendment to Water Permit No. 1335-3

Pursuant to the provisions of the notice dated January 30, 1996, and following the hearing March 6, 1996, the Water Management Board has amended Water Permit No. 1335-3 to add the following qualification:

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

The addition of this qualification to your Water Permit means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water right with no use of water for up to one year for the first violation.

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

CERTIFICATION

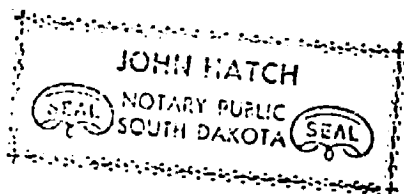
I hereby certify that on March 7, 1996, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 7, 1996, regarding Notice of Amendment of Water Permit Nos. 1280-2, 1335-3, 2097-3, 136-1, 2453-3, 768A-1, 2534-3, 3255-3, 550-3, 910-2 and 3466-3, addressed as stated below:

1280-2: Odie Dale Bowen, Box 407, Philip, SD 57567.
 1335-3: John M. Casey, RR 1, Box 262, Mitchell, SD 57301.
 2097-3: Keven L. Christensen, RR 2, Box 220, Bruce, SD 57220
 136-1: Cinch Buckle Ranch, RR 2, Box 2660, Belle Fourche, SD 57717.
 2453-3: Percy Coleman, Box 103, Springfield, SD 57062
 768A-1: Arlene Cox, HC 73, Box 2291, Deadwood, SD 57732
 2534-3: Barry Inslard, RR 2, Box 26, Conde, SD 57434
 3255-3: Terry/Peggy Reynolds, HC 75, Box 33, Hitchcock, SD 57348
 550-3: Brad Schnabel, RR 4, Box 268, Huron, SD 57350-8915
 910-2: Frank W. Schooler, HCR 7, Box 18, Reliance, SD 57569
 3466-3: I A Schwan, P O Box 97, Hitchcock, SD 57348-0097

Cheryl F. Frost
 Cheryl F. Frost
 Secretary

STATE OF SOUTH DAKOTA)
) SS
 COUNTY OF HUGHES)

Sworn to, before me, this 8th day of March, 1996



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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 1, 2006

1335-3

John M Casey
6201 N Ohlman St
Mitchell SD 57301

Dear Mr. Casey:

Thank you for the prompt return of your 2006 irrigation questionnaire. In response to your note concerning selling the farm to your children, the process to transfer the water right is very easy to do.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. The form will need to be signed by the new owner(s) of the land. Upon completion, the form should be returned to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program. Once we receive the form and filing fee back, all pertinent records concerning the water right will be transferred to reflect the ownership change.

It is okay to have more than one name on the water right however, if the land will be divided among your children and they wish to have the water right divided too, we can do that.

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 26, 2007

1335-3

Casey Kids Group
9645 Garrison Way
Eden Prairie MN 55437

Dear Sirs:

I am writing in follow-up to the 2007 irrigation questionnaire submitted for Water Right No. 1335-3. A notation placed on the form indicated ownership of the land described in the water right had changed.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

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

Sincerely,

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

enclosure

RECEIVED

MAR 17 2008

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1335-3

Date: _____

I/We request that Water Right No. 1335-3

formerly owned by: John M Casey

be transferred to: (name & address) Casey Kids Group, 9645 Garrison Way, Eden Prairie MN 55347

Telephone No. 952 941-7385

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

140 acres – NE ¼ Section 32, T104N, R60W

I/We understand that the validity of Water Right No. 1335-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Vicki Casey Steward
for Casey Kids Group, the new owner, certify that the above information is true and correct.

Vicki Casey Steward
(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 3/17, 20 08

RECEIVED OF Vikki Casey Steward 9645 Garrison Way Eden Prairie MN 55347

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2	50
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____ 1335-3		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	2	50
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	
	2	50

No.

03562

By

Paula E. Smith
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 17, 2008

1335-3

Vikki Casey Steward
Casey Kids Group
9645 Garrison Way
Eden Prairie MN 55437

Dear Ms. Steward:

I am writing to acknowledge receipt of the ownership change for Water Right No. 1335-3. The transfer has been completed. The water right formerly held by John M Casey is now listed in the name of "Casey Kids Group" with you as the contact person.

Enclosed is Receipt No. 03582 in the amount of \$2.50 which you paid for filing the ownership change. You may keep this for your records.

Each year we mail out an irrigation questionnaire to irrigators in South Dakota for their use in reporting how much water was pumped during that crop season. You may already be familiar with the forms since you had returned the questionnaire for John last fall. The next questionnaire we will send out will be in October, 2008. If you have a renter or manager that will be handling the irrigation of the property and want the annual form sent directly to them, let me know.

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

Sincerely,

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

enclosure



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

October 31, 2017

1335-3

Brian E Casey
Casey Kids Group
8714 E 48th Ave Apt 101
Denver CO 80238-3656

Dear Mr. Casey:

Enclosed is a "Notice" dated October 20, 2017 concerning the 2017 irrigation questionnaire.

The notice was originally mailed to 8508 E 35th Pl, Denver CO. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures

PAID

OCT 29 2019

NOTICE OF TRANSFER OF OWNERSHIP

Ck#5011

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

No. 1335-3

Date:

10/24/19

I/We request that Water Right No. 1335-3

formerly owned by: Casey Kids Group

be transferred to: (name & address)

P + B Casey Farms LLC
8962 E 47th Ave Denver, CO 80238

Telephone No. 303-941-8621

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

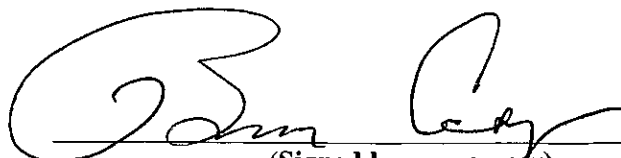
140 acres – NE ¼ Section 32, T104N, R60W

I/We understand that the validity of Water Right No. 1335-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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 required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Brian Casey, the new owner, certify that the above information is true and correct.


(Signed by new owner)

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

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

RECEIVED

OCT 29 2019

WATER RIGHTS
PROGRAM

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date October 29, 2019

RECEIVED OF P & B Casey Farms LLC 6201 N Ohlman St Mitchell SD 57301

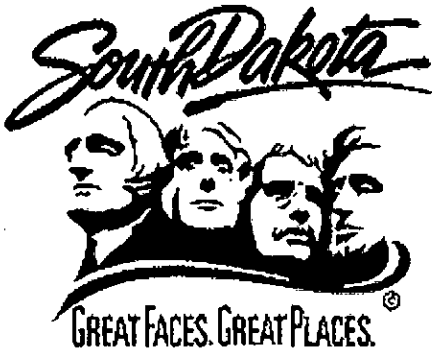
The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>1335-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	50	00
TOTAL		

No. **09228**

By

Jeanne Goodman
Chief Engineer
VM



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 29, 2019

1335-3

Brian Casey
P & B Farms LLC
8962 E 47th Ave
Denver CO 80238

Dear Mr. Casey:

I am writing to acknowledge receipt of the transfer-form and filing fee you submitted for changing ownership on Water Right No. 1335-3.

The ownership change has been completed. Water Right No. 1335-3 formerly held by Casey Kids Group is now listed under P & B Casey Farms LLC.

Enclosed for your records is Receipt No. 09228 in the amount of \$50 which was paid for filing the ownership change. If you have any questions, please let me know.

Sincerely,

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

enclosure

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME: P & B Casey Farms LLC, Brian Casey, Mgr,

DATE: November 8, 2022

TELEPHONE: 303 941-8621

RE: transfer of ownership

COMMENTS:

Brian Casey filed an ownership change for Water Right No. 1335-3 on November 1, 2022. He had done this because the irrigation questionnaire was printed with the old name of Casey Kids Group.

When reviewing the file to make the ownership change, I discovered the same ownership change had been filed back in 2019. I contacted Mr. Casey to let him know the ownership change was already done and we would be refunding the \$50 filing fee he just paid.

He requested the refund be sent to his address in Denver because the farm mailbox was rarely checked. Send \$50 refund to:

- Brian Casey, P & B Casey Farms LLC, 8962 E 47th Ave, Denver CO 80238



Genny McMath
Water Rights Program