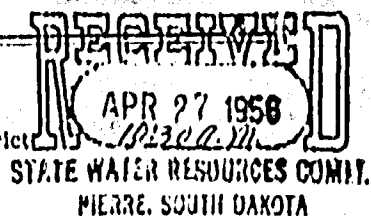


179-3

- 179-3
1. Considered 7/9, 1936
2. Name of Applicant J. J. Curry & Sons
3. Post Office Address E. K. Point South Dakota
4. Amount of water claimed 2.85
5. Source of water supply Well
6. Water to be used for irrigation
- Acres to be irrigated 200
7. Water to be diverted and used in Union County about 2 miles North of E. K. Point.
8. Proof of Publication Received ☒ Not Received ☐
9. Application Approved ☒ Subject to _____
Not approved ☐ _____
Action deferred ☐ _____

10. Remarks:

6-2 rec'd

No. 1793...Water Division No. 53 District Pierre
(Blanks to be Filled by the Engineer for the W. R. C.)

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

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

1. Name of applicant J. J. & Sons
Postoffice address #125, Elk Point, County Lincoln, State S. Dak.

~~I.—If 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, \$ 4000.00

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. ~~Name of diversion work~~3. ~~Amount of water claimed~~ 2.85 cubic feet per second 2.854. Source of water supply Dug Well5. ~~Location of point of diversion~~ 1/2 mi. N 4 1/2 Won Elk Point bank Elk Point County.6. Annual period or period during which water is to be used Spring, Summer and Fall

7. To be used for:

I. Irrigation ~~or domestic use~~: Gravity, overhead sprinkling or combination system? Farm crops and seed corn(a) Number of acres to be irrigated 200 acres.(b) Legal subdivisions to be irrigated SW 1/4 of NE 1/4 and the SE 1/4 of Sec. 7 Twp. 91 N. R. 49 W.

(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 _____

8. Estimated cost of work:

(a) Head Gates, \$ XX (b) Pumping plant, \$
 (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.)

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 XX 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 Two years.
 11. Time required for complete application of water to the proposed beneficial use Three years.
 12. Choice of newspaper for publication of notice of intention to appropriate Leader-Courier, Elk Point, S. Dak.

STATE OF SOUTH DAKOTA
 County of Lyman } ss.

I, Joe J. Curry, 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

Subscribed and sworn to before me this

25th

day of

1956

Joe J. Curry & Sons.
By Joe J. Curry.
Vincent M. Bell
 Notary Public (or other qualified officer.)

North

Quarter-Quarter Line

Wheat
20 Ac

S.W. 1/4 of N.E. 1/4
Section 7, Twp. 91-R.49
Union County, S. Dak.
To be irrigated.

J.J. Curry, Owner

20 Ac Corn

Quarter Line

20 Ac
Corn

N.W. 1/4 of S.E. 1/4
Section 7 Twp. 91-R.49
Union County, S. Dak.
To be irrigated

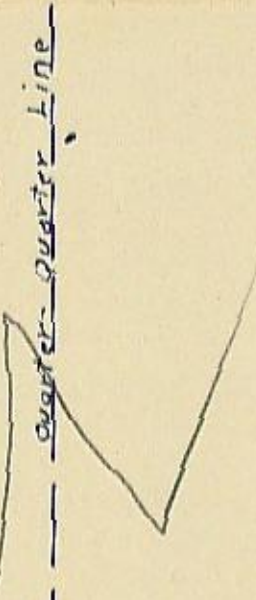
J. J. Curry, Owner

N.E. 1/4 of S.E. 1/4
Section 7, Twp. 91-R.49
Union County, S. Dak.
To be irrigated.

J. J. Curry, Owner

East

Alfalfa
40 Ac.



Quarter-Quarter Line

S.W. 1/4 of S.E. 1/4
Section 7, Twp. 91-R.49
Union County, S. Dak.
To be irrigated.

J. J. Curry, Owner

20 Ac Corn

S.E. 1/4 of S.E. 1/4
Section 7, Twp. 91-R.49
Union County, S. Dak.
To be irrigated.

J. J. Curry, Owner

Corn
40 Ac

Section Line

Curry Irrigation Project #1
in Section 7 Township 91-R.49
Union County, South Dakota.

I, Ellis V. Nelson, a licensed engineer hereby certify
that I have made a survey at the S.E. 1/4 of
Section 7 and the S.W. 1/4 of the N.E. 1/4 of Section 7
all in Township 91-R.49, Union County, South
Dakota and located irrigation well #1 as indica-
ted on the above plat.

Dated at Sioux Falls, South Dakota April 5, 1956

Ellis V. Nelson
Licensed Engineer

State of South Dakota } ss
County of Minnehaha }

On this 5th day of April, 1956, before me, the
undersigned officer, personally appeared Ellis V. Nelson
known to me or satisfactorily proven to be the person
whose name is subscribed to the within instrument
and acknowledged that he executed the same for the
purpose therein contained.

In witness whereof I hereunto set my hand
and official seal.

Notary Public, Minnehaha
County, South Dakota

Remarks by State Water Resources Commission

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota May 2, 1956

This is to certify that the foregoing application was received by the Commission at 10:30 o'clock
a.m. upon the 27 day of April, 1956

State Water Resources Commission

By: Geo. H. Brinner
Chief Engineer, Executive Officer

Number of permit 179-2

Date of first receipt of application April 27, 1956

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 April 27, 1956

Approved July 9, 1956, Recorded in Book 3 Page 164

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 _____

August 14, 1957

2nd. The whole of said work is to be completed on or before August 14, 1958

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

August 14, 1961

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 2.85 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 August 14, 1961; said water to be used during the following described annual period:

April to September inclusive

Witness my hand this 14 day of August, 1956

State Water Resources Commission

By: Geo. H. Brinner
Chief Engineer, Executive Officer

Certificate of Construction issued January 25, 1959

Water License issued _____, 1959

CURRY'S DEPENDABLE HYBRID SEED CORN

DEALER IN HYBRID SEED CORN SINCE 1925

J. J. CURRY & SONS

PHONE 257



ELK POINT, S. DAK.

Test Well Log

0-15'	clay
15-25'	clay and fine sand
25-32'	course sand and clay
32-46'	course sand and gravel
46-61'	fine gravel
61-75'	course gravel
75-98'	med. gravel

RECEIVED
APR 27 1956

STATE WATER RESOURCES COM. L.
PIERRE, SOUTH DAKOTA

9. (continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 36"

Depth 100 feet

Type of casing Concrete
(wood, concrete, steel, etc.)

Size of casing 18", Thickness of casing 4 1/2"
Length of casing 4 feet. If collection gallery,
length, size, and depth of gallery _____.

(b) Screens

Type of perforated screen Wire

Size of perforated screen 18" 4 feet
(diameter) (length)

Thickness of gravel pack 9", length of gravel
pack 100 feet.

(c) Water Bearing Materials

Distance to water 10 feet.

Character of water bearing materials Sand, gravel,
and loose rock and gravel. See log attached:

Thickness of water bearing material 57 feet

(d) Pump and motor

Type of pump Turbine
(centrifugal, propeller, mixed flow, etc.)

Name of pump Western Land Roller size 8 inch

Kind of motor Diesel
(gasoline, electric, diesel, etc.)

Horsepower 36 B.H.P.

Name of motor J. F. Ires or Allis Tractor

(e) Complete well

Capacity 1000 est/ at drawdown of 10 feet est.

Estimated cost \$1947.00

(f) Owner of land upon which well is located Project #1
Name

J.J. Curry Elk Point S. Dak.
Address

(g) Distance to nearest existing wells

On same Owner's property None rods

On property owned by others 3 miles rods

STATE OF SOUTH DAKOTA

WATER LICENSE No. . . . 179-3 . .

WHEREAS, On the 27th day of April A. D. 1956

J. J. Curry and Sons

of Elk Point County of Union and State of

South Dakota duly made application (No. 179-3) to us for a permit to use 2.85

cubic feet per second of the waters of ground water

County of Union, State of South Dakota, for irrigation

purposes; and

WHEREAS, On the 14th day of August A. D. 1956

Permit No. 179-3 was issued to said applicant S for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 14th day of

August A. D. 1958 and for the application to beneficial use of said

water on or before the 14th day of August A. D. 1961

and,

WHEREAS, On the 21st day of November A. D. 1957

the holder of said permit duly made proof of the completion of adequate works for the diversion of 2.85

cubic feet per second of said waters, as evidenced by our Certificate No. 179-3

dated January 28, 1958 confirming the completion of works of sufficient capacity for

diverting and conveying to the place of intended use 2.85 cubic feet per second of water, with date of

priority of April 27, 1958 and, and,

WHEREAS, On the 21st day of November A. D. 1957

proof was duly made of the application to beneficial use of 2.85 cubic feet per second of said water;

on 200 acres located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$, Sec. 7, T 91 N, R 49 W

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 J. J. Curry and Sons
of Elk Point, South Dakota the holder 8 and owner 8 of said permit No. 129-3
a water right, dating from April 27, 1956 to the use of 2.85
cubic feet per second of the waters of ground water
in the County of Union and State of South Dakota or so much thereof as may be
necessary for the purposes hereinbelow mentioned, to be diverted at 1878 feet, N 49° 00' W of
the Section Corner common to Sec's. 7, 8, 17 & 18, T 91 N, R 49 W.
and conducted to and upon the SW 1/4 and SE 1/4, Sec. 7, T 91 N, R 49 W.

for the purpose of irrigation

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 23rd day of January A. D. Nineteen
Hundred and fifty-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. 179-3
Big Sioux
 Water Division No. 3 River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That J. J. Curry and Sons
 of Elk Point, County of Union, and State of
South Dakota, the holder of Permit No. 179-3, Issued upon Application
 No. 179-3 of date of priority of April 27, 1955, authorizing the diversion of
2.00 cu. ft. per second of the waters of Ground water
 County of Union, State of South Dakota, at 1378 feet, N 44° 00' W
of the section corner common to Sec's. 7, 8, 17 & 18, T 91 N, R 49 W
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 or 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 2.85 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: SE 1/4, Sec. 7, T 91 N, R 49 W - - - - 160 acres
SW 1/4 NE 1/4, Sec. 7, T 91 N, R 49 W - - - - 40 acres
200 acres

Witness my hand this 28th day of January A. D. 1958.

State Water Resources Commission

By:

J. W. GRINES, Chief Engineer, Executive Officer

(First Publication before June 8, 1956)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., July 2, 1956

Notice is hereby given that J. J. Curry & Sons whose postoffice address is P. O. Box 122, Elk Point, 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 2.85 cubic feet of water per second of time from the ground water through an well, the point of diversion of which is to be located on the bank of said stream in the NE 1/4 of the SE 1/4 of Section 7 Twp. 91N Range 49W. Said water to be used for the purpose of providing irrigation on the following described land:

SW 1/4, SE 1/4 and the NW 1/4, Sec. 7, T. 91N, R. 49W

and for irrigation purposes.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 9th day of July, 1956, at 2:00 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:

J. W. Grimmer, Chief Engineer, Executive Officer

cc: W. J. Ryan, Publisher
the Leader-Courier
Elk Point, S. Dak.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Lincoln } ss.Wm J Ryan being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the -----

Leader-Courier a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in theCity of Elk Point County ofLincoln and State of South Dakota; that the said notice was published in said newspaper on the following dates:May 10th 1956May 17th 1956May 24th 1956May 31st 1956in each and every issue of the full number thereof, the first publication being made on the 10th day of May1956 and the last publication on the 31st day ofMay 1956, upon which days or times

of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he

was ----- the printer and publisher of the said newspaper.

Subscribed and sworn to before me this 18th day of June A. D. 1956Notary Public Lincoln County, S. D.

Legal Notices

APPROPRIATION OF WATER

Office of State Water Resources Commission, Pierre, S. Dak., May 2, 1956.

Notice is hereby given that J. J. Curry & Sons whose post-office address is P.O. Box 125, Elk Point, 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 2.85 cubic feet of water per second of time from ground water through a well, the point of diversion of which is to be located in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 7, Township 91N, Range 49W. Said water to be used for the purpose of providing irrigation on the following described land:SW $\frac{1}{4}$, NE $\frac{1}{4}$ and the SE $\frac{1}{4}$, Sec. 7, T 91N, R 49W.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 9th day of July, 1956, at 2:30 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.

Chief Engineer, Executive State Water Resources Commission,

By: J. W. GRIMES,

Chief Engineer, Executive Officer

(Pub. May 10-17-24-31)

RECEIVED
JUN 20 1956STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County Union } ss.

Wm. J. Byrd being duly sworn, deposes and says the annexed printed copy of Notice of Intention to appropriate water was taken from the Leader-Courier 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 Elk Point County of Union and State of South Dakota; that the said notice was published in said newspaper on the following dates:

May 10-12-24-31 1956

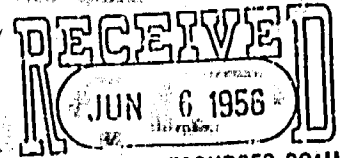
in each and every issue of the full number thereof, the first publication being made on the 10th day of May 1956 and the last publication on the 31st day of May 1956, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was the printer and publisher of the said newspaper.

Wm. J. Byrd

Subscribed and sworn to before me this 5 day of June A. D. 1956

Phyllis Blumer

Notary Public Union County, S. D.



STATE WATER RESOURCES COMM.
 PIERRE, SOUTH DAKOTA

APPROPRIATION OF WATER

Office of State Water Resources Commission, Pierre, S. Dak. May 2, 1956.

Notice is hereby given that J. J. Curry & Sons, whose post-office address is P.O. Box 125, Elk Point, 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 2.85 cubic feet of water per second of time from ground water through a well, the point of diversion of which is to be located in the NE 1/4 of the SE 1/4 of Section 7, Township 01N, Range 49W. Said water to be used for the purpose of providing irrigation on the following described land:

SW 1/4, NE 1/4 and the SE 1/4, Sec. 7, T. 01N, R. 49W.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 9th day of July, 1956, at 2:00 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.

Chief Engineer, Executive State Water Resources Commission.

By: J. W. GRIMES,
 Chief Engineer, Executive Officer
 (Pub. May 10-17-24-31)

Permit No. 179-3Water 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 ~~book~~ of authorization dated November 21, 1957
~~XXXX~~, I have ~~RESEEN~~ made a thorough examination of the diversion works constructed by J. L. Curry and Sons, of Elk Point
Union County, South Dakota, holder of Permit No. 179-3, issued
upon Application No. 179-3, bearing date of priority of April 27, 1956, authorizing the
diversion of 2.85 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: Western Land Roller Pump, Head No's. 8B-030
& 2-12B-H; John Deer 70 Diesel Tractor; 1½ miles of gated pipe; and
a pressure gauge

and the system is in the following condition: very good

The point of diversion is located 1878 feet, N 44° 00' W of the section corner
common to Sec's. 7, 8, 17 & 18, T 91 N, R 49 W

The works are capable of diverting and conveying to the place of use 2.85 cu. ft. per second of water,
which is to be used for irrigation

The legal sub-divisions to be irrigated are: SE¼ and SW¼NE¼, Sec. 7, T 91 N, R 49 W

comprising a total of 200 acres of land.
The domestic use intended comprises

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

Witness my hand, this 28th day of January, A. D. 1958

—SEAL—

Les Wyborny,

Examining Engineer.

Water Rights Division
605 773-3352

April 12, 1983

179-3

John W Curry
Elk Point SD 57025

Dear Mr. Curry:

Enclosed is a Notice of Transfer which was submitted with the 1982 Irrigation Questionnaire for Curry Seed Company. The form will need to be signed, dated and notarized before returning it to this office with a \$2.50 filing fee. The water right can be transferred to your name upon receipt of the transfer form and filing fee.

According to the questionnaire submitted for Curry Seeds, a number of changes to the water rights were requested. These changes can not be made by transferring the lands from one water right to another. As time permits, we will try to get a member of the Staff down to visit with you or another representative from Curry Seeds in order to try to get the permits in order.

if you have any questions, please advise.

Sincerely,

GENNY YOUNG
Water Rights Specialist

GY:ks

enclosure



**Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 179-3

January 12, 1984

John Curry
Elk Point, South Dakota 57025

Dear Mr. Curry:

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

Upon receipt of the enclosed form and the \$2.50 filing fee the permit will be transferred to the proper name. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Staff Assistant

me/
Enc.

DWNR-820A-8/83

Second Notice

September 7, 1984

Water Right No. 179-3

John W. Curly
Elk Point, South Dakota 57625

Dear Mr. Curly:

On January 12, 1984, notice was sent to you concerning the transfer of Water Right No. 179-3 in the name of J.W. Curly and Sons which covers irrigation of 200 acres in the SW¹ NE⁴ and SE⁴ Section 7, T91N, R99W. To date, we have not heard from you on this matter.

A transfer form was previously sent to you, enclosed please find an additional form. Please sign, have notarized and return the form to this office with the required filing fee of \$2.50. The permit can then be transferred to your name. If you are not the present owner of the land covered under this Permit, please notify this office. It is very important that ownership records be kept current. South Dakota Water Law 46-5-30.3 requires notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact us.

Very truly yours,

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

JS09.1R

Observations during the Field Inspection, on November 21, 1957, of the J.J. Curry and Sons project relative to Application # 179-3.

Ed Curry accompanied me on this inspection and was very cooperative in helping me complete my work.

This project consisted of 200 acres $\pm$, located in the SE $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 7, T 91N, R 49W and divided into 20-40 acre fields of corn, alfalfa and wheat. The well was located very near the center of the SE $\frac{1}{4}$. All locations corresponded very closely to those shown on Map No. 146-3.

Equipment consisted of a Western Land Roller pump Ser. # 156522; Head #'s 8B-030 and 2-12B-H with an estimated capacity of 1100-1250 gpm. Power was furnished by a John Deere 70 Diesel and transmitted to the pump by belts. They had $1\frac{1}{4}$ miles of gated pipe which is used between projects # 179-3, 237-3 and 306-3.

The well was an estimated 106 feet deep w/ the static water level @ 16 feet.

I was told that this well was test pumped @ 1050 gpm w/ an 8 foot drawdown. I was also told that this was not necessarily the capacity of the well as this was the maximum capacity of the test pump.

The system was not in operation during the inspection but there was ample evidence that the project had been irrigated this season.

All of the equipment was either new or in very good condition.

The area irrigated and the capacity of the works to divert and convey water to the place of use met the conditions as set forth in the application and permit.

J. J. Curry
December 30, 1957

Water Rights Division
605 773-3352

December 18, 1985

179-3

John W Curry
RR #1, Box 729
Elk Point SD 57025

Dear Mr. Curry:

Enclosed is the 1985 Irrigation Questionnaire pertaining to Water Right No. 179-3. The questionnaire returned by J.J. Curry & Sons, indicateds tha land is farmed by you.

Please complete the data sheet as accurately as possible and return it to this office by January 20, 1986. A postage paid envelope is enclosed.

If you have any questions, please advise.

Sincerely,

GEMMY MCMATH
Natural Resources Analyst

GM:ks

enclosures



Department of Water & Natural Resources

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

March 23, 1987

JJ CURRY & SONS
BOX 517
ELK POINT, SD 57025

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

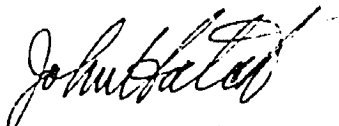
Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 179-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of 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 2:00 pm, May 6, 1987 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). 179-3 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 hearing date, your name will be deleted from the agenda for the hearing.

Conversation or File Documentation

NAME OF PERSON OR FILE: J. J. Curry & SonsADDRESS: Elk Point SD COUNTY _____DATE: March, 1987 TELEPHONE _____RE: Irrigation (Questionnaire)

COMMENTS:

A notice was mailed March 23, 1987 to
J. J. Curry & Sons regarding submission of
the 1986 irrigation questionnaire for Water
Right 179-3.

Further review of the files found the
questionnaire data was probably reported
on other questionnaires returned by Curry Seed
Company.

The questionnaire was "overridden" and
taken off the list of permits to be brought
before the Water Management Board on May 6th.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Henry McMath

 **Department of
Water & Natural Resources**

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

February 10, 1989

179-3
2357-3
2358-3
3850-3

Tom Curry
RR #1 Box 250
Elk Point, SD 57025

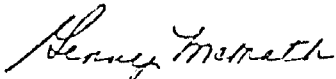
Dear Mr. Curry:

In followup to the telephone conversation between myself and Mrs. Curry, enclosed are the 1988 irrigation questionnaires for Water Right Nos. 179-3, 2357-3, 2358-3 and 3850-3. Please complete these as accurately as possible and return them to us before March 1, 1989.

Also enclosed are "Notice of Transfer" forms for use in filing an ownership change on the water rights. The forms need to be completed, signed and notarized before returning them to our office with a required filing fee of \$2.50 each (total of \$10.00).

I have enclosed a postage paid envelope for your convenience in returning the irrigation questionnaires and the transfer forms. If you have any questions, please contact me.

Sincerely,



GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

enclosures



179-3

CURRY FEED & FERTILIZER CO.

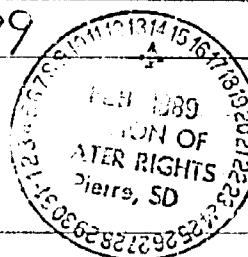
I-29 Exit 15
RR 1 Box 2B
ELK POINT, SOUTH DAKOTA 57025

(605) 356-3334

TO

Water Rights Division

DATE	2-13-89
SUBJECT	



Enclosed please find 4 completed Irrigation questionnaires.

I am returning the transfer forms. Please leave the permits in John Curry's name. He is just retired, ~~the~~ the pivots are still his. Send the questionnaires in the future to Tom Curry - RR #1 Box 250, Elk Point, S.D. 57025

If you have any questions, feel free to call me. at above ph. #.

Thank You

Ginda

☐ PLEASE REPLY

☐ NO REPLY NECESSARY

RECEIVED



Department of Water & Natural Resources

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

February 8, 1989

JOHN CURRY
BOX 729
ELK POINT, SD 57025

NOTICE

RE: Violation of Requirement to Submit 1988 Irrigation Questionnaire

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 2357-3, 3850-3, 2358-3, (179-3.) The request for the Questionnaire was dated October 26, 1988. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of hearing to be held by the Board to determine if any action is to be taken concerning the violation.

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

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

1. Amend Permit No(s). 2357-3, 3850-3, 2358-3, 179-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

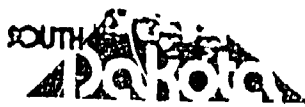
The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by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

If the questionnaire is received in this office before the March 1st hearing date, your name will be deleted from the agenda for the hearings.

Very truly yours,

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





Department of Water & Natural Resources

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

February 23, 1989

179-3
2357-3
2358-3
3850-3

Tom Curry
RR #1 Box 250
Elk Point, SD 57025

Dear Mr. Curry:

I am writing to acknowledge receipt of the 1988 irrigation questionnaires for Water Permit Nos. 179-3, 2357-3, 2358-3 and 3850-3, listed in the name of John Curry. You may disregard the February 8, 1989, Notice of failure to submit the 1988 irrigation questionnaire. With receipt of the questionnaires, John Curry's name has been deleted from the March Water Management Board meeting agenda.

Your name has been added to the permit files as that of manager, with ownership left under the name of John Curry. Future irrigation questionnaires will be sent directly to you.

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

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

Curry Bros.

NOT TO SCALE

$\frac{(6-112)}{(6-365)}$
590.1

Map # 146-3108-L

$\frac{(6-102)}{72.5}$

App # 179-3

(MR # 179-3)

Map # 146-3

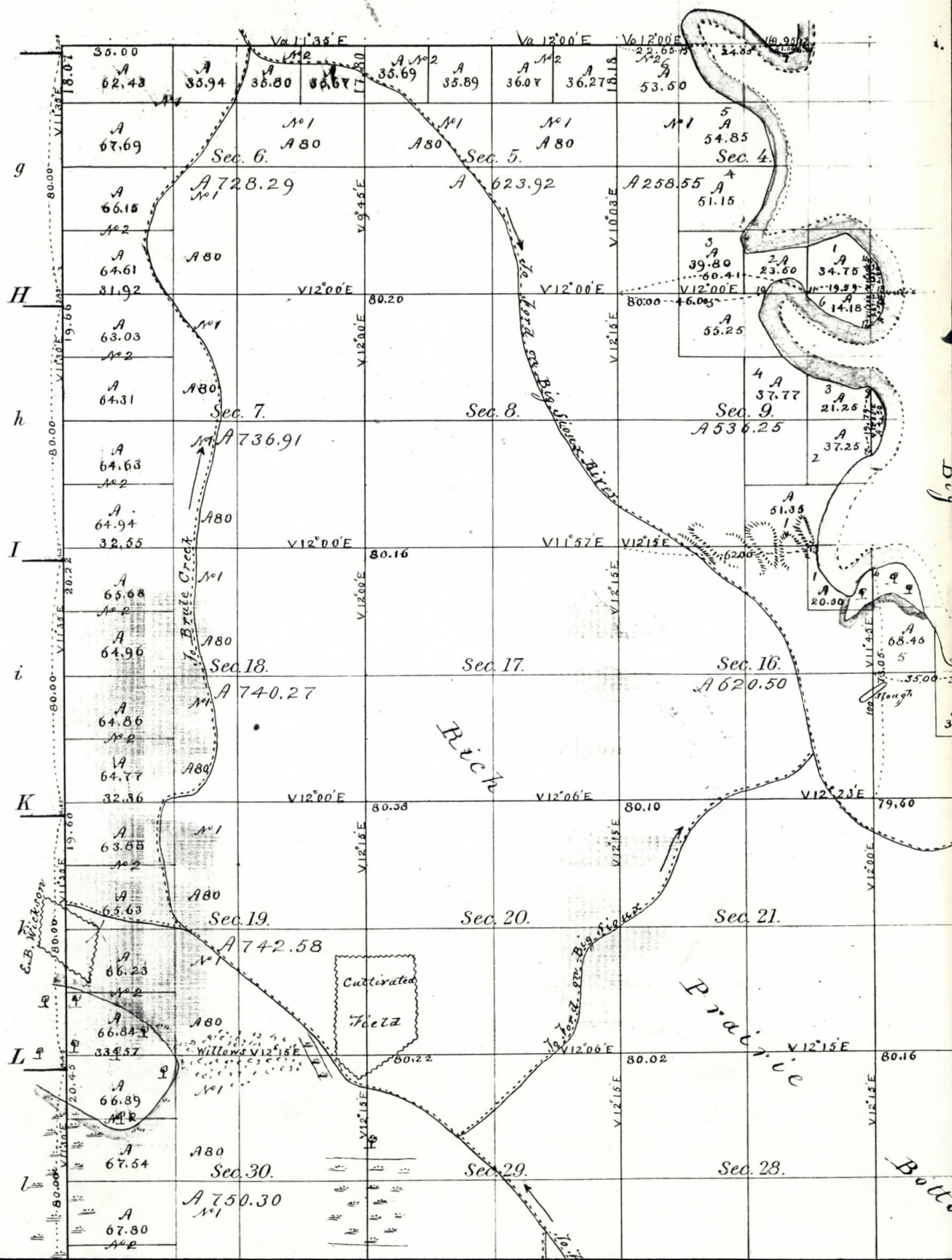
18

$\frac{(6-102)}{38.8}$

91-49

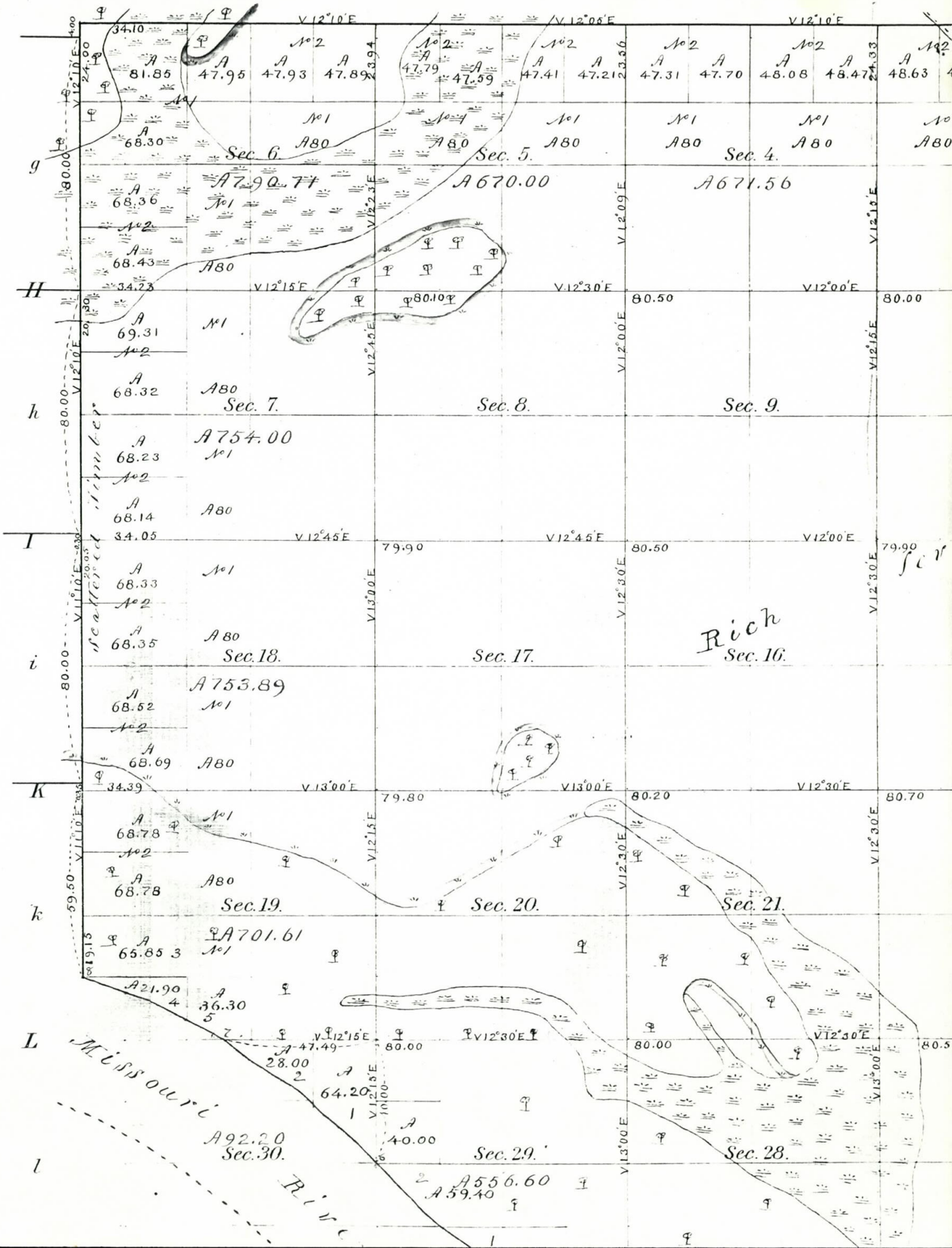
TOWNSHIP N° 91 North RANGE N° 49 W

G r F e E d D



TOWNSHIP N° 90 North RANGE N° 49 W

G I F e E d D





179-3
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 26, 2018

NOTICE

TO: SCOTT HANSON, RENTER, 47674 327TH ST, ELK POINT, SD 57025

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

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaires

Our records indicate your 2017 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 179-3, 1374-3, 2357-3 & 2358-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 6878-3 qualification:

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

The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 6878-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 179-3, 1374-3, 2357-3 & 2358-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 7, 2018** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: TOM CURRY, 32306 477TH AVE, ELK POINT SD 57025

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 12, 2018

Scott Hanson
47674 327th St
Elk Point SD 57025

RE: Water Right Nos. 179-3, 1374-3, 2357-3, 2358-3 and Water Permit No. 6878-3

Dear Mr. Hanson:

I am writing to acknowledge receipt of the 2017 irrigation questionnaires for the above listed water rights and water permit.

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Right Nos. 179-3, 1374-3, 2357-3, 2358-3 and Water Permit No. 6878-3. The information was received in our office prior to the Water Management Board meeting and your name was deleted from the agenda.

With reference to the additional questionnaire you sent in for land in the W ½ SW ¼ Section 8 and NW ¼ NW ¼ Section 17, T91N, R49W, where did the number "0334-3" come from? The land is authorized for irrigation under Water Right No. 306-3 listed in the name of J J Curry & Sons. Curry Seed Company submitted a questionnaire for Water Right No. 306-3 on December 1st. I have included a copy of the form you sent in along with a copy of the form submitted by Curry's. My concern is that the information reported appears to be different. I am hoping to hear back from you or from Mr. Curry as to which information is correct.

Thank you in advance for your help in clarifying the questionnaires.

Sincerely,

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

c: Tom Curry, 32306 477th Ave, Elk Point SD 57025



179-3
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 25, 2019

NOTICE

TO: SCOTT HANSON, MGR, 47674 327TH ST, ELK POINT, SD 57025

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

SUBJECT: Reporting Requirement for 2018 Irrigation Questionnaires

Our records indicate your 2018 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 30, 2018. The Water Management Board has directed that owners of water permits who have not submitted the 2018 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 179-3, 306A-3, 1374-3, 2357-3 & 2358-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 6878-3 qualification:

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

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

1. Suspend or cancel Permit No(s) 6878-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 179-3, 306A-3, 1374-3, 2357-3 & 2358-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

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

c: TOM CURRY, 32306 477TH AVE, ELK POINT SD 57025

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.

179-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 1, 2019

Scott Hanson
47674 327th St
Elk Point SD 57025

RE: Water Right Nos. 179-3, 306A-3, 1374-3, 2357-3, 2358-3 & 6878-3

Dear Mr. Hanson:

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

You may disregard the January 25, 2019, "Notice" concerning reporting requirements for Water Right Nos. 179-3, 306A-3, 1374-3, 2357-3, 2358-3 & 6878-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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

c: Thomas W Curry, 32306 477th Ave, Elk Point SD 57025



179-3
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 23, 2020

NOTICE

TO: SCOTT HANSON, MGR, 47674 327TH ST, ELK POINT, SD 57025

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaires

Our records indicate your 2019 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 179-3, 306A-3, 1374-3, 2357-3 & 2358-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 6878-3 qualification:

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

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

1. Suspend or cancel Permit No(s) 6878-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 179-3, 306A-3, 1374-3, 2357-3 & 2358-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

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

c: TOM CURRY, 32306 477TH AVE, ELK POINT SD 57025

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 28, 2020

Scott Hanson
47674 327th St
Elk Point SD 57025

RE: Water Right/Permit Nos. 179-3, 306A-3, 1374-3, 2357-3, 2358-3, 6878-3, 8364-3

Dear Mr. Hanson:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right/Permit Nos. 179-3, 306A-3, 1374-3, 2357-3, 2358-3, 6878-3, 8364-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

c: Tom Curry



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2021

NOTICE

TO: SCOTT HANSON, MGR, 47674 327TH ST, ELK POINT, SD 57025

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

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaires

Our records indicate your 2020 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 179-3, 306A-3, 1374-3, 2357-3 & 2358-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 6878-3, 8364-3 qualification:

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

The hearing will be held at **Wednesday, March 3, 2021 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 6878-3, 8364-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 179-3, 306A-3, 1374-3, 2357-3 & 2358-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 3, 2021** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/ig> using this password: HCHCEY**

C; TOM CURRY, 32306 477TH AVE, ELK POINT SD 57025

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.

179-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 9, 2021

Scott Hanson
47674 327th St
Elk Point SD 57025

RE: Water Permit/Right Nos. 179-3, 306A-3, 1374-3, 2357-3, 2358-3, 6878-3, 8364-3

Dear Mr. Hanson:

I am writing to acknowledge receipt of your 2020 irrigation questionnaires.

You may disregard the January 22, 2021, "Notice" concerning reporting requirements for the above listed water permits and rights. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Genny McMath".

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



179-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2022

NOTICE

TO: SCOTT HANSON, MGR, 47674 327TH ST, ELK POINT, SD 57025

FROM: Ron Duvall, Water Rights Permitting Administrator
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2021 Irrigation Questionnaires

Our records indicate your 2021 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 22, 2021. The Water Management Board has directed that owners of water permits who have not submitted the 2021 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 179-3, 306A-3, 1374-3, 2357-3 & 2358-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 6878-3, 8364-3 qualification:

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

The hearing will be held at **Wednesday, March 2, 2022 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 6878-3, 8364-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 179-3, 306A-3, 1374-3, 2357-3 & 2358-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 2, 2022** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: XNXFOM**

c: TOM CURRY, 32306 477TH AVE, ELK POINT SD 57025

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.

179-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

March 1, 2022

Scott Hanson
47674 327th St
Elk Point SD 57025

RE: Water Permit/Right Nos. 179-3, 306A-3, 1374-3, 2357-3, 2358-3, 6878-3 & 8364-3

Dear Mr. Hanson:

I am writing to acknowledge receipt of your 2021 irrigation questionnaires.

You may disregard the January 20, 2022, "Notice" concerning reporting requirements for Water Permit/Right Nos. 179-3, 306A-3, 1374-3, 2357-3, 2358-3, 6878-3 & 8364-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

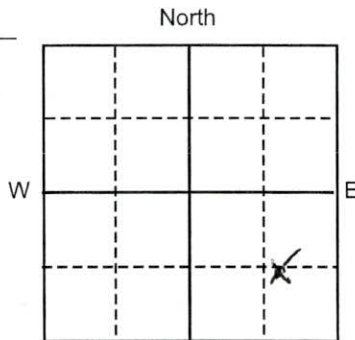
Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

179-3

SD EForm - 1621LD V1

SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location SE 1/4 SE 1/4 Sec 7 Twp 91-N Rng 41-WCounty UnionPlease mark well
location with an "X"Well Completion Date
6-24-21

1 Mile

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
2350 ft. from Septic Tank (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

Reverse Rotary

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>160</u> LB/FT	<u>16</u> IN	<u>0</u> FT	<u>50</u> FT	<u>28</u> IN
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
<u>Cement</u>	<u>45</u>	Lb/gal	<u>0</u> Ft	<u>20</u> Ft
		Lb/gal	Ft	Ft

Describe grouting procedure

SCREEN:

☐ Perforated pipe ☐ Manufactured
 Diameter 16 Inches Length 40 Feet
 Material PVC
 Slot Size .085 Set From 50 Feet to 90 Feet
 Other information
WAS A PACKER OR SEAL USED? ☐ Yes ☒ No

If so, what material?

Describe packer(s) and location

DISINFECTION: Was well disinfected upon completion?

☒ Yes, How? Chlorine
☐ No, Why Not?
 Lab to which water quality sample sent for analysis
Well Owner: Tom Curry

Business Name:

Address: 32306 447th AveCity, State, Zip: Elk Point SD 57025

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
<u>Top Soil</u>	<u>0</u>	<u>8</u>
<u>Gray Clay</u>	<u>8</u>	<u>17</u>
<u>Coarse Gravel</u>	<u>17</u>	<u>35</u>
<u>Gray clay</u>	<u>35</u>	<u>45</u>
<u>Gravel</u>	<u>45</u>	<u>70</u>
<u>Gravel + Rocks</u>	<u>70</u>	<u>90</u>

STATIC WATER LEVEL 21' FEET

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ Inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced flow rate _____ GPM

Can well be completely shut in?

WELL TEST DATA:

☒ Pumped Describe: Turbine
☐ Bailed
☐ Other

Pumping Level Below Land Surface

29 Ft. After 2 Hrs. pumped 1000 GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate: _____ GPM

REMARKS

This well was drilled under license # 444 and this report is true and accurate.

Drilling firm:

Signature of License Representative:

Signature of Well Owner or Equitable Property Holder:

Date:

RECEIVED

FEB 02 2022

WATER RIGHTS
PROGRAM