

Water Right Number 2339-3

1. Considered NOV. 12, 19 75
2. Name of Applicant OTIS DEROGHIE
3. Post Office Address JEFFERSON, S.D.
4. Amount of water claimed 3.00
5. Source of water supply GROUND WATER (105' DEEP WELL)
6. Water to be used for IRRIGATION
Acres to be irrigated 226
7. Water to be diverted and used in UNION County
about 1 W, 3 S Miles of JEFFERSON
8. Proof of Publication
Received 10-20-75
Not received
9. Application
Approved
Subject to
Not approved
Action deferred

10. Remarks:

No. 2339-3Map No. 1719-3 Water Division No. 3 BIG SIBOUX RIVER District
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE- Draw a line through items not applicable)

1. Name of Applicant Otis Derochie
Postoffice address Jefferson, State S. Dak. 57048
If a corporation show date and place of incorporation none
2. Method of accomplishing work (contract, employment of others, or by direct labor) contract
3. Name of diversion work DEROXIE #1
4. Amount of water claimed (cubic feet per second) 3.0
5. Source of water supply GROUND WATER
6. Location of point of diversion 300' west and 1250' south of the N.E. corner
of section 1 T89NR49W
- County Union
7. Annual period or periods during which water is to be used June thru Sept.
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation
9. For irrigation use, Total number of acres to be irrigated 226

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

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
W. 1/2 N.E. 1/4 Sec. 1T89NR49W	226		
E. 1/2 N.W. 1/4 Sec. 1T89NR49W			
NW, SW 1/4 Sec. 1T89NR49W			
all lots			

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 5 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Leader Courier, Elk Point
S. Dak. 57025
12. Principal Features of the Proposed Water Supply System.

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

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

Center Pivot

C. Works proposed to apply water to beneficial use.

Estimated Total Cost \$ \$10,000Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of UnionI, OTIS DEROXIE the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.Signed Otis DerochieSubscribed and sworn to before me this 10 day of Sept. 1975

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2339-3
OTIS DEROGHIE JEFFERSON
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57038 With the following modifications:
 (State)

The irrigation well approved under this Permit will be located near domestic wells and other irrigation wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in existing domestic wells or in irrigation wells having prior water rights.

Date of first receipt of application SEPTEMBER 11 19 75
 Date of return to applicant for correction, amendments or changes required SEPTEMBER 17 19 75
 Date of receipt of corrected application SEPTEMBER 23 19 75
 Approved NOVEMBER 13 19 75 Recorded in Book 14 Page 76

WATER RIGHT PERMIT NO. 2339-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2339-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is SEPTEMBER 11 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 13 19 78
3. The whole of said work is to be completed on or before NOVEMBER 13 19 80
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 13 19 80
5. The water appropriated shall be used for the purpose of IRRIGATION
6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 3.0 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before NOVEMBER 13 19 80; said water to be used during the following described annual period: JUNE THRU SEPTEMBER

Witness my hand this 17TH day of NOVEMBER 19 75

WATER RIGHTS COMMISSION

By:

John F. [Signature]
 Chief Engineer, Executive Officer

Certificate of Construction Issued SEPTEMBER 25 19 79

Water License Issued SEPTEMBER 25 19 79

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30", Depth 105'
- (2) Casing, Type transite (wood, concrete, steel, etc), Diameter 16" I.D., Thickness 3/4"
- (3) Perforated Screen.
Type slotted 1/8", Diameter 16" I.D., Length 20'
- (4) Gravel Pack, Thickness 6-8", Length of gravel pack 20'

E. Dugout Information or Estimates

- (1) Surface dimensions 32' x 40', Depth 10'

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

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

Character of Water bearing materials water bearing gravels

Depth to top of water bearing material 50'

Depth to bottom of water bearing material 105'

Thickness of water bearing material 75'

Depth to water (ground surface to water level) 14' drawdown

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

On same owner's property 90 rds. On property owned by others 220 rds.

G. Water Storage Dams.

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

W. L. ...
Signature of Applicant

September 2, 1975

Mr. Otis Derochie
Jefferson, SD 57038

Dear Mr. Derochie:

Enclosed please find the original report of analysis of the water sample submitted here about 10 days ago. Also, you will find enclosed a copy of extension circular 654. On the outside back cover of this circular there is a red ink cross which denotes the approximate quality of this water for irrigation. Please note the contents of this bulletin as it relates to salinity and water relationships with soil.

Although this water is moderately high in total salt content, it is not anticipated to give any problems with this soil, because of the excellent internal drainage that it has. According to the old soil survey map produced in 1920 this soil is largely Sarpy fine sand or fine sandy loam and should have excellent internal drainage. Therefore, I anticipate no problems with salt accumulation or sodium dispersion in the soil unless there are areas of clay within the area you intend to irrigate. If salt accumulation or salt dispersion does occur as a result of use of this water, please get in contact with us or your extension agent for steps which can be taken to ameliorate the problem.

A copy of this letter and of the water analysis and the WI-1 form are being sent to the State Conservation Commission.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:ckb

Enclosures

cc: State Conservation Commission

D. Pahl

Louis DeSmet, County Extension Agent



STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(This Form Required for Proposed Well Irrigation Only)

FOR COMMISSION USE ONLY

Irrigation System: _____

Water Quality: _____

Soils Capable: _____

Approved: _____

NAME: Artie Derrachis

ADDRESS: 744 Avenue S. Box 200

COUNTY: Butte

LEGAL DESCRIPTION

1. WELL LOCATION: 3-34' 4-1/2' 10-12-18' S. 21. 674 NE Corner of Sect 5

2. AREA TO BE IRRIGATED: 226 acres

T 8 N R 49

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): Center Pivot

4. CROPS TO BE IRRIGATED: Corn Beans

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0-2%

6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: granitic decomposed surface
normal loessite on gently level land

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 75-767

8. SALINITY: EC = 1220 micromhos/cm (high)

9. SODIUM: SAR = 1.42 (low)

I do hereby certify that a chemical analysis of the ground water to be acquired for irrigation from South Dakota State University and:

the land capability for irrigation information has been acquired from

Angelo Farpe, line and 4. mile to old survey - L. 2.

and:

that the legal description for the location of the well and land to be irrigated is true and correct.

Otha Hrochic

Subscribed and sworn before me this

21st day of August 19 76.

William L. Brundell

Notary

(Title)



REPORT OF ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57006

Submitted by: Otis Derochie
Address: Jefferson, SD 57038

Date Rec'd August 25, 1975
Sample No. 75-767
Identification Well-
NE 1/4, Sec. 1, T. 89N, R. 49W

WATER ANALYSIS

Calcium (Ca)	140	ppm*	7.00	me/l**
Magnesium (Mg)	43	ppm	3.53	me/l
Sodium (Na)	71	ppm	3.26	me/l
Potassium (K)	12	ppm	0.31	me/l
Sulfate (SO ₄)	171	ppm	3.55	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	2	ppm	0.07	me/l
Bicarbonate (HCO ₃)	586	ppm	9.60	me/l
Carbopate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	480	ppm (as CaCO ₃)		
Alkalinity (Phenolphthaleim)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1220	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	1.42			
Sodium	23.12	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.32			
Others:				

*ppm=parts per million

***g.p.g.=grains per gallon

**me/l=milliequivalents per liter

COMMENTS: Total cations 14.10 me/l
Total anions 13.22 me/l

By: Shirley Mittan

Service Performed

Amount Due

Irrigation analysis

\$6.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 75-767

Amount Encl 15

Signed _____

Permit No. 2339-3

Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Otis Derochie

_____ the holder _____ of
Permit No. 2339-3, issued upon Application No. 2339-3, bearing date of priority of September 11,
1975 authorizing the diversion of 3.0 cu. ft. per second of the waters of _____
groundwater (one well) County of Union, State of South Dakota at a
point 3300' W & 1250' S of the NE Corner, Section 1-T89N-R49W
(This corner spotted onto Nebraska Survey. They do this for
convenience in locations 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 2.0 cu. ft. per second of water

Date September 25, 1979

John Hatch
JOHN HATCH, Chief Engineer
Water Rights, WMD

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2339-3

(1) WHEREAS, On the 11th day of September A. D. 1975
Otis Darochia

made Water Right Application No. 2339-3 for a permit to use 3.0 cubic feet per second of the waters of groundwater (cne well)

County of Union, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 13th day of November A. D. 1975

Permit No. 23 9-3 with a date of priority of September 11, 1975

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 13th day of November A. D. 1980 and for the application to beneficial use of said water on or before the 13th day of November A. D. 1980

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 1.71 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 a 120 acre circle in E $\frac{1}{2}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 1-T89N-R49W

NOTE: 33 acres covered under this Permit in Lots in the SW $\frac{1}{4}$ are irrigated
under a pivot system belonging to Gene Karpen under Permit No. 2361-3. This
33 acres is covered under Water License 2361-3, and is not included in this
Water License.

(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, Otis Derochie

_____ of Jefferson, SD

the holder, _____ and owner _____ of said permit No. 2339-3 a water right, dating from September 11, 1975 to use of 1.71 cubic feet per second of the waters of groundwater

in the County of Union and State of South Dakota, or so much thereof as may be necessary for the purposes hereinafter mentioned, to be diverted at a point 3300' W & 1250' S of the NE Corner, Section 1-T89N-R49W (This corner spotted onto Nebraska Survey. They do this for convenience in locations for irrigation.)

and conduct to and upon a 120 acre circle in E $\frac{1}{2}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ NE $\frac{1}{4}$ Section 1-T89N-R49W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 2339-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 25th day of September A. D.
Nineteen Hundred and Seventy-nine

Board of Water Management

By:

John Hatch
Chief Engineer JOHN HATCH

Form 6 - Notice of Intent to Appropriate Water

2339-3
Publish first publication, on or before October 30, 19 75

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

September 24, 1975

Otis Derochie

Notice is hereby given that

whose post office address is Jefferson, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use

3.0 cubic feet of water per second of time from the xx Ground water through the Derochie #1, the point of diversion of which is to be located in the

NE $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 1, Twp. 89N, Range 49W. Said water to be used for the purpose

of providing irrigation on the following described land:

W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, T89N, R49W

This application No. 2339-3 will be considered by the Water Resources Commission at their office at Pierre upon the 12th day of November, 19 75, at 2:30 P. M. All interested persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/lw

cc:Otis Derochie, Jefferson, S.D. 57038

No. 2339-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Union) ss.

I, Lester E. Emerson hereby

certify that the annexed printed copy of Notice of Intent 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
two dates:

October 9, 1975

October 16, 1975

Lester E. Emerson
(Signature)

Publisher
(Title)

October 16, 1975
(Date Signed)

NOTICE OF INTENT TO
APPROPRIATE WATER

Pierre, South Dakota 57501
September 24, 1975

Notice is hereby given that
Otis Derochie whose post office
address is Jefferson, South Dak-
ota, has made an application in
accordance with the provisions
of the water laws of South Dak-
ota for a permit to appropriate
for beneficial use 3.0 cubic feet
of water per second of time
from ground water through the
Derochie #1, the point of diver-
sion of which is to be located in
the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1, Twp.
89N, Range 49W. Said water to
be used for the purpose of pro-
viding irrigation on the following
described land: W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$
NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, T89
N, R49W.

This application No. 2339-3
will be considered by the Water
Resources Commission at their
office at Pierre upon the 12th
day of November, 1975, at 2:30
p.m. All interested persons
may appear and be heard.
WATER RESOURCES
COMMISSION
By: Burton F. Jones
Water Rights Specialist
Publish: October 9, 16

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7051

PIERRE, September 22, 1972

RECEIVED OF Otis Darochie, Box 103, Jefferson, SD 57038

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No. 2332-3	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. 2332-3		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for (any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH gy

Permit No. 2339.3Water Division 3 Big Sioux River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources 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 OTIS
DEROCHIE of JEFFERSON holder
of Permit No. 2339.3, bearing date of priority of SEPTEMBER 11, 1975
authorizing the diversion of 3.0 cu. ft. per second of the waters of GROUNDWATER
for IRRIGATION purposes, in UNION 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:

108' DEEP WELL WITH 16" DIA TRANSIL CASING
LAYNE BOWLER 8" PUMP #7948SK - 3 STAGE - 12 KM BOWLS
POWERED BY 60 HP US ELECTRIC MOTOR

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

C. Works used to apply water to beneficial use.

T & L CENTER PIVOT - HYDRAULIC DRIVE WITH
END GUN

The system is in the following condition: GOOD

The point of diversion is located 3300' W & 1250' S OF THE NE CORNER
SECTION 1, T89N, R44W (THIS CORNER SPOTTED ON TO NEBRASKA SURVEY.
(THEY DO THIS FOR CONVENIENCE IN LOCATIONS).)

The works are capable of diverting and conveying to the place of use 2.0cu. 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:

FOR IRRIGATING A 120 ACRE CIRCLE IN THE E 1/4 & W 1/4
SECTION 1, T89N, R44W.
(33 ACRES COVERED UNDER THIS PERMIT IN LOTS IN THE SW 1/4
ARE IRRIGATED UNDER A PIVOT SYSTEM BELONGING TO GENE KARPEN
UNDER PERMIT NO. 2361-3 THIS 33 ACRES
comprising a total of 120 acres of land. IS COVERED UNDER WATER LICENSE
2361-3 AND IS NOT INCLUDED IN
THIS WATER LICENSE.

Date

21
AUGUST 22, 1979

(Signature)



2339-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 22, 2003

2339-3

Otis Derochie
33357 482nd Ave
Jefferson SD 57038

Dear Mr. Derochie:

Enclosed is a "Notice" dated October 17, 2003 concerning the 2003 irrigation questionnaire. The notice was originally mailed to RR 1 Box 860, Jefferson SD. The post office notified us that your address has changed and I will update our records accordingly.

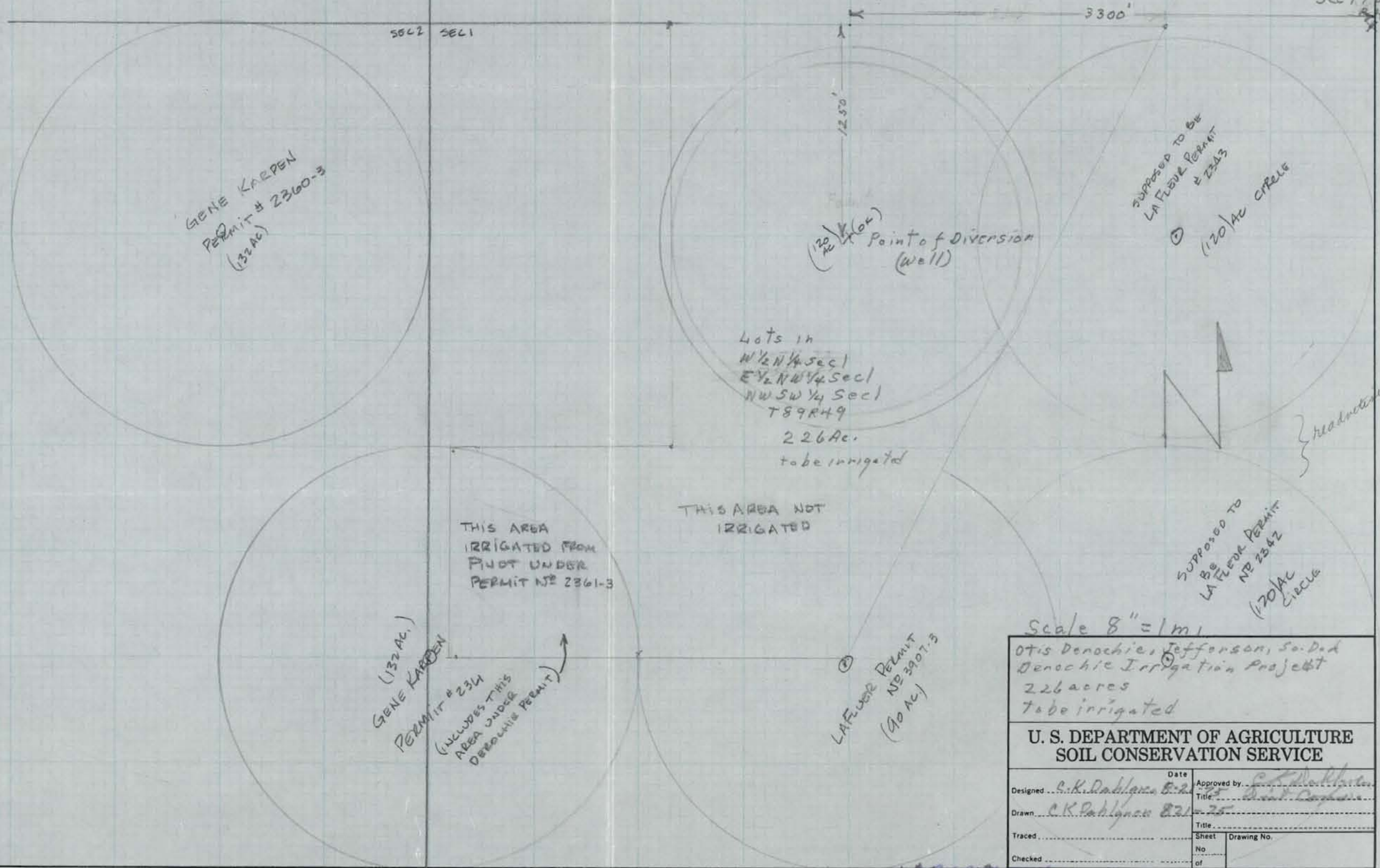
If you have any questions, please contact me.

Sincerely,

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

enclosures

NE Corner
of
Sec 1 T89
R49





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 18, 2008

NOTICE

TO: OTIS DEROCHIE, 33357 482ND AVE, JEFFERSON, SD 57038

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

SUBJECT: Reporting Requirement for 2007 Irrigation Questionnaire(s)

Our records indicate that the 2007 Irrigation Questionnaire has not been submitted for Permit No(s) 2339-3. The request for the Questionnaire was dated October 19, 2007. The Water Management Board has directed that owners of water permits who have not submitted the 2007 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **10:00 am, March 11, 2008**, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2339-3 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 3, 2008**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V6-IQ.pdf>

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.

2334-3

[Home](#) | [Help](#)[Track & Confirm](#)

Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 3929
Status: **Delivered**

Your item was delivered at 2:25 PM on January 19, 2008 in JEFFERSON, SD 57038. The item was signed for by B DEROCHE.

Track & Confirm

Enter Label/Receipt Number.

Notification Options

Track & Confirm by email

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

Proof of Delivery

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

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No FEAR Act EEO Data

FOIA

United States
Postal ServiceUnited States
Postal Service

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 3929

OTIS DEROCHE
33357 482ND AVE
JEFFERSON SD 57038

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

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

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 29, 2008

2339-3

Otis Derochie
33357 482nd Ave
Jefferson SD 57038

Dear Mr. Derochie:

I am writing to acknowledge receipt of your 2007 irrigation questionnaire. You may disregard the January 18, 2008, "Notice" concerning reporting requirements for Water Right No. 2339-3.

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
Environmental Scientist
Water Rights Program
(605) 773-3352



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 14, 2012

2339-3

Dennis Derochie
Derochie Farms LLC
#3 Spruce Ave
McCook Lake SD 57049

Dear Mr. Derochie:

Thank you for sending in the 2012 irrigation questionnaire for Water Right No. 2339-3.

In follow-up to our phone conversation and the notation made on the irrigation questionnaire, 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 \$50.00. The check or money order for the fee can be made payable to the Water Rights Program.

In the event you do not have one, I am including a copy of the water right for your records. If I can answer any questions for you, please let me know.

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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 28, 2013

2339-3

Dennis Derochie
3 Spruce Ave
McCook Lake SD 57049

Dear Mr. Derochie:

Thank you for your phone call concerning the ownership change needed for Water Right No. 2339-3. I have included a copy of the water right for your records.

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

If you have any questions, please contact me.

Sincerely,

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

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

enclosures

RECEIVED

APR 12 2013

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 2339-3

Date: 4-10-12

I/We request that Water Right No. 2339-3

formerly owned by: Otis Derochie

be transferred to: (name & address) Derochie Farms LLC, #3 Spruce Ave, McCook Lake SD 57049

Telephone No. 605 780-9095

712 251-3845

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

120 acres - W 1/2 NE 1/4 and E 1/2 NW 1/4 Section 1, T89N, R49W

I/We understand that the validity of Water Right No. 2339-3 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 Derochie Farms LLC, the new owner, certify that the above information is true and correct.
By Dennis Derochie
Farm mgr.

Derochie Farms LLC

(Signed by new owner)

Dennis Derochie

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 4/12, 20 13

RECEIVED OF Derochie Farms LLC Dennis Derochie 3 Spruce Ave McCook Lake SD 57049

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>2339-3</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)	TOTAL	50 00

No. **06302**

By Jeanne Goodman
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 15, 2013

2339-3

Dennis Derochie
Derochie Farms LLC
3 Spruce Ave
McCook Lake SD 57049

Dear Mr. Derochie:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership of Water Right No. 2339-3.

The ownership change has been completed. Water Right No. 2339-3 formerly listed in the name of Otis Derochie is now listed in the name of "Derochie Farms LLC".

Enclosed for your records is Receipt No. 06302 in the amount of \$50.00. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads 'Genny McMath'.

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

enclosure



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

October 28, 2022

No. 2339-3

Derochie Farms LLC
c/o Dennis Derochie
3 Spruce Ave
McCook Lake SD 57049

Dear Mr. Derochie:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 2339-3. The water right is currently listed in the name of Derochie Farms LLC.

The transfer form should be completed, checked over for accuracy, and **signed by the new owner**. Upon completion, return the form to our office with a required filing fee of \$50.00.

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 me.

Sincerely,

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

enclosure

2339-3

RECEIPT**WATER RIGHTS PROGRAM**
South Dakota Department of Agriculture and Natural ResourcesDate November 7, 2022RECEIVED OF Matthew/Lisa Schmitz 48020 County Road 1B, Jefferson SD 57038

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$ _____
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$ _____
Fee to retain Future Use Permit No. _____ after period of seven years.	\$ _____
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$ _____
Fee for Filing Transfer Form <u>2339-3</u>	<u>\$50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	
TOTAL	<u>\$50.00</u>

By Eric Gronlund
Chief Engineer
vm

NOTICE OF TRANSFER OF OWNERSHIP

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

PAID
NOV 7 2022
Ck# 2681
Rec't# _____

No. 2339-3

Date: _____

I/We request that Water Right No. 2339-3

formerly owned by: Derochie Farms LLC

be transferred to: (name & address)

Matt Schmitz

48020 County Rd 1B
Jefferson SD 57038

Telephone No. 712 281 0234

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

120 acres – W 1/2 NE 1/4 and E 1/2 NW 1/4 Section 1-T98N-R49W

I/We understand that the validity of Water Right No. 2339-3 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 Matt Schmitz, 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.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

November 8, 2022

2339-3

Matt Schmitz
48020 County Rd 1B
Jefferson SD 57038

Dear Mr. Schmitz:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 2339-3.

The ownership change has been completed. Water Right No. 2339-3, formerly held by Derochie Farms LLC is now listed in your name.

In the event you do not have a copy of the water right, I have enclosed a copy for you. Also enclosed is a receipt for the filing fee you paid.

If I can answer any questions, please let me know.

Sincerely,

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

November 7, 2024

991-3
2339-3

Matt Schmitz
48020 County Rd 1B
Jefferson SD 57038

Dear Mr. Schmitz:

The Water Rights Program is in receipt of the 2024 Irrigation Questionnaires you submitted for Water Right Nos. 991-3, 1189-3, and 2339-3.

On questionnaires returned for 991-3 & 2339-3 you reported 808 and 850 hours of irrigation during the month of August, respectively. August only has 744 hours.

I've enclosed copies for both submissions for you to review. Please contact me right away to discuss these questionnaires, as reporting is a time sensitive matter.

Sincerely,

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

enclosures