

2347-3

Water Right Number

1. Considered NOV. 12, 19 75
2. Name of Applicant MERLYN KARPEN
3. Post Office Address JEFFERSON, SD
4. Amount of water claimed 1.85
5. Source of water supply GROUND WATER (117' DEEP WELL)
6. Water to be used for IRRIGATION
- Acres to be irrigated 130
7. Water to be diverted and used in UNION County
- about 2S, 3W Miles of JEFFERSON
8. Proof of Publication Received 10-27-75
- Not received
9. Application Approved
- Subject to
- Not approved
- Action deferred
10. Remarks:

No. 2347-3Map No. 1727-3 Water Division No. 3 BIG SIOUX RIVER District
(Blanks to be filled by the Engineer for the W. H. C.)

APPLICATION FOR PERMIT

STATE WATER ENGINEER
PIERRE, SOUTH DAKOTA

To appropriate Water within the State of South Dakota

(Draw a line through items not applicable)

1. Name of Applicant Marlyn Karpen
 Postoffice address Rt 1 Jefferson, State South Dakota 57025
 If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) contract3. Name of diversion work Karpen Irrigation System4. Amount of water claimed (cubic feet per second) ~~15 cfs~~ 1.85 cfs.5. Source of water supply well6. Location of point of diversion 1320' North and 1320' east of the SW corner of Sec. 27
T90 R4SCounty Union
7. Annual period or periods during which water is to be used June thru August8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation9. For irrigation use, Total number of acres to be irrigated 130

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.
SW 1/4 Sec 27 T90 R4S	130		

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, SD 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.

C. Works proposed to apply water to beneficial use.

Center Pivot System

Estimated Total Cost \$ 42,000.Attachments: 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, Marlyn Karpen 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 Marlyn KarpenSubscribed and sworn to before me this 13 day of August 1975Robert M. May
Notary Public (or other qualified officer)
Union County, South Dakota

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2347-3
MERLYN KARPEN (Applicant) RT. 1, Box 74, JEFFERSON (Post Office Address)
SOUTH DAKOTA 57038 (State) With the following modifications:

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 AUGUST 14 1975
 Date of return to applicant for correction, amendments or changes required 19
 Date of receipt of corrected application SEPTEMBER 17 1975
 Approved NOVEMBER 13 1975 Recorded in Book 14 Page 84

WATER RIGHT PERMIT NO. 2347-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2347-3 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: AUGUST 14 1975
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 13 1978
3. The whole of said work is to be completed on or before NOVEMBER 13 1980
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 13 1980
5. The water appropriated shall be used for the purpose of IRRIGATION

6. The prior right of all persons who, by compliance with 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 1.85 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 1980; said water to be used during the following described annual period: JUNE THRU AUGUST

Witness my hand this 17TH day of NOVEMBER 1975

WATER RIGHTS COMMISSION

By:

John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued FEBRUARY 3 1978

Water License Issued FEBRUARY 3 1978

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to form 2)

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30 inches, Depth 117'
- (2) Casing, Type transite (wood, concrete, steel, etc) Diameter 16" ID Thickness 3/16"
- (3) Perforated Screen.
- Type transite 1/8" slot, Diameter 16" ID, Length 39'
- (4) Gravel Pack, Thickness 6", Length of gravel pack all but top 5'

E. Dugout Information or Estimates.

- (1) Surface dimensions -, Depth -

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 sand & gravel

Depth to top of water bearing material 65'

Depth to bottom of water bearing material 117'

Thickness of water bearing material 52'

Depth to water (ground surface to water level) 12'

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

On same owner's property 20 rds. On property owned by others 20 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.

Merlyn Kasper
Signature of Applicant

September 3, 1975

Mr. Marilyn Karpen
Rt. 1, Box 74
Jefferson, SD 57038

Dear Mr. Karpen:

We have now received your WI-1 form and it appears that all the required materials are present for your application to be forwarded to the State Conservation Commission. They will receive a copy of this letter and of the water analysis and the WI-1 form.

This water is fairly high in total salt but not out of reason. That is, it can be used on soils with moderate to fairly good permeability if these soils are irrigated occasionally in very large amounts so as to result in some leaching. This leaching will be most effective if the soil profile is filled in the late fall immediately before freezing, or early in the spring so that April and May precipitation are effective in causing leaching.

There should be no problem with sodium-caused dispersion of this soil and the salt problem should be watched, and if there is any difficulty with gray crusts or poor germination of plants, get in touch with your extension agent or someone in the Water Resources Institute.

As indicated above, this is being forwarded now to the State Conservation Commission. The quality of this water for irrigation will be indicated approximately by the position of the red cross on the outside back cover of extension circular 654 enclosed for your use.

Sincerely yours,

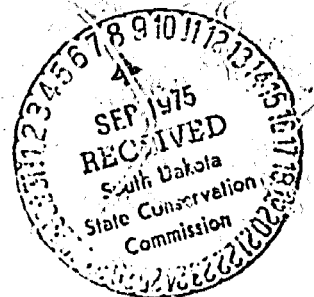
L. O. Fine
L. O. Fine
Water Quality Lab

LOF:ckh
Enclosures

cc: State Conservation Commission

D. Fahl

Louise DeSmet, County Extension Agent



Conservation
Commission
Form WI #1

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 Capability: _____

Approved: [Signature] [Signature]

Disapproved: _____

NAME: Marilyn Kasper

ADDRESS: RR#1 Jefferson So Dak 57025

COUNTY: Union Co.

LEGAL DESCRIPTION

1. WELL LOCATION: 1320' North + 1320' East of the SW Corner of
Sec. 22 T. 9 N. R. 49
2. AREA TO BE IRRIGATED: 510 1/2 Sec. 22 T. 9 N. R. 49 130 ac.

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: 2M4XW1 - cl. cc, medium
textured, permeable soils on nearly level to them lands

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 75-502
8. SALINITY: EC = 1137 micromhos/cm (high)
9. SODIUM: SAR = 1.19 (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

Soil Conservation Service

and:

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

Marlyn Hansen

Subscribed and sworn before me this

22 day of August 19 76.

Marvin A. Russell

Notary

(Title)



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

*Sent Orig + Quat
 1 form E. asking
 for V. 1-1 6/18/75
 (water again 7/15)*

Submitted by: Barlyn Kerpen
 Address: Rt. 1, Box 74
Jefferson, SD 57038

Date Rec'd June 16, 1975
 Sample No. 75-502
 Identification _____

WATER ANALYSIS

Calcium (Ca)	180	ppm*	9.00	me/l**
Magnesium (Mg)	46	ppm	3.77	me/l
Sodium (Na)	69	ppm	3.00	me/l
Potassium (K)	14	ppm	0.36	me/l
Sulfate (SO ₄)	113	ppm	2.35	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	6	ppm	0.15	me/l
Bicarbonate (HCO ₃)	689	ppm	11.30	me/l
Carbonate (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)	565	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1137	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	1.19			
Sodium	18.59	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.34			

*ppm=parts per million
 **me/l=milliequivalent per liter

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

COMMENTS: Total cations 16.33 me/l
 Total anions 13.80 me/l

By Shirley Mitten

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. 75-502

Amount Enclosed \$ _____

Signed _____

WATER LICENSE NO. 2347-3

(1) WHEREAS, On the 14th day of August A. D. 19 75

Morlyn Karpon

made Water Right Application No. 2347-3 for a permit to use 1.85 cubic feet per second of the waters of groundwater

County of Union, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 17th day of November A. D. 19 75

Permit No. 2347-3, with a date of priority of August 14, 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. 19 80 and for the

application to beneficial use of said water on or before the 13th day of November A. D. 19 80

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 1.80 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 the SW $\frac{1}{4}$, Section 27, T30N, R49W

(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 _____

Jerlyn Karpen

of _____

Jefferson

the holder _____ Owner _____ of said permit No. 2547-3 a water right, dating from August 14, 1975

to use of _____ 1.80 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 hereinbelow mentioned, to be diverted at a point 1370'N and 1270'E of the SW corner,

Section 27, T90N, R49W

and conduct to and upon a 120 acre circle in the SW1, Section 27, T90N, R49W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 2547-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 3rd day of February A. D.

Nineteen Hundred and seventy-eight

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer

Form 15.

Permit No. 2347-3

Water Diversion No. 2 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Merlyn Karpen

_____ the holder _____ of
Permit No. 2374-3, issued upon Application No. 2347-3, bearing date of priority of August 14,
1975 authorizing the diversion of 1.85 cu. ft. per second of the waters of _____
groundwater County of Union, State of South Dakota at _____
a point 1370'N and 1270'E of the SW corner, Section 27, T90N, R45W
_____, 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 February 3, 1978

By:

WATER RIGHTS COMMISSION

John Hatce

JOHN HATCE, Chief Engineer

J. No. 2347-3

Publish first publication, on or before October 30, 1975

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

September 16, 1975

Notice is hereby given that Merlyn Karpen

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

1.85

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

_____, the point of diversion of which is to be located in the _____

Center of the SW $\frac{1}{4}$

of Section 27, Twp. 90N, Range 49W. Said water to be used for the purpose

of providing irrigation on the following described land:

SW $\frac{1}{4}$, Section 27, T90N, R49W

This application No. 2347-3 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

BFJ/bw

cc: Merlyn Karpen, R.R. #1, Box 74, Jefferson, S.D. 57038

No. 2347-3

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 16, 1975

October 23, 1975

Lester E. Emerson
(Signature)

Publisher
(Title)

October 23, 1975
(Date Signed)

NOTICE OF INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501
September 18, 1975

Notice is hereby given that
Merlyn Karpen whose post off-
ice address is Jefferson, South
Dakota, has made an application
in accordance with the provis-
ions of the water laws of South
Dakota for a permit to appropri-
ate for beneficial use 1.85
cubic feet of water per second
of time from ground water
through the Karpen Irrigation

System, the point of diversion
of which is to be located in the
Center of the SW $\frac{1}{4}$ of Section 27,
Twp. 90N, Range 49W. Said
water to be used for the purpose
of providing irrigation on the
following described land: SW $\frac{1}{4}$
Section 27, T90N, R49W.

This application No. 2347-3
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 16, 23

NOTICE OF COMPLETION OF WORKS AND/OR APPLICATION OF WATER TO BENEFICIAL USE
 DEPARTMENT OF NATURAL RESOURCE DEVELOPMENT
 DIVISION OF WATER RIGHTS
 JOE FOSS BUILDING
 PIERRE, SOUTH DAKOTA 57501

Post Office Jefferson, S.D.
 Date 1-11-80-75

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

Dear Sirs:

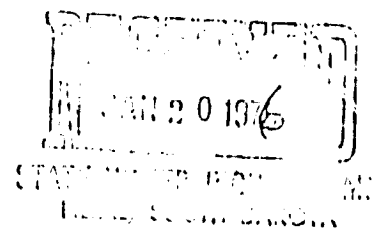
This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 2347-3

Water Right Permit No. 2347-3 states that the diversion system is to be constructed by Nov. 13, 1980 and that the water is to be put to beneficial use by November 13, 1980.

The diversion system was completed on June 1, 1975. Applying the water to beneficial use was completed on June 1, 1975.

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued, thus completing my acquisition of a water right.

Wesley H. H. H.
 (Signature)



2347-3 Warden Karpis

5-3-77 Wall 1178 ft. E. of 370 ft.

1178 ft. E. of 370 ft.

1178 ft. E. of 370 ft.

1178 ft. E. of 370 ft.

CP 132 Ac. E. of 370 ft.

1/2 mile N. of 370 ft.

1/2 mile N. of 370 ft.

CP 132 Ac. E. of 370 ft.

1/2 mile N. of 370 ft.

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1/2 mile N. of 370 ft.

Permit No. 2347-3Water Division 3 Big Sioux River Water District

**REPORT 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 Merlyn
Karpen of h R #1, Box 74, Jefferson, S.D. 57035 holder
of Permit No. 2347-3, bearing date of priority of August 14, 1975
authorizing the diversion of 1.85 cu. ft. per second of the waters of Ground
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:

Motor - HS Electrical. I.D. # 03-75 N 5001883, 75 H.P.
pump - Fairbanks Morris. pumping 900 gpm

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

50 ft 8" dia. Aluminum Pipe

C. Works used to apply water to beneficial use,

Electrojector Center Pivot. Model 5-E5 Serial # 15443275The system is in the following condition: ExcellentThe point of diversion is located 1370 ft North and 1270 ft East of the SW corner
of Section 27, T90N R49WThe works are capable of diverting and conveying to the place of use 2.0
cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: All in Section 27 T90N R49W
NW 1/4 SW 1/4 - 33.0 Ac., NE 1/4 SW 1/4 - 33.0 Ac., SW 1/4 SW 1/4 - 30.0 Ac., SE 1/4 SW 1/4 - 30.0 Ac.comprising a total of 126 acres of land.

Well Data:

Depth 117 ft.
capacity. est 2000 gpm
Pumping 900 gpm.

Date June 27 1977
LeRoy J. McManugh
(Signature)



Department of Natural Resource Development

WATER RIGHTS COMMISSION

Joe Foss Building, Pierre, South Dakota 57501

Phone 605/224-3151

February 10, 1978

Merlyn Karpen
RR1, Box 74
Jefferson SD 57038

Dear Mr. Karpen:

Enclosed herewith are, Water License No. 2347-3 and Certificate of Construction.

Water License No. 2347-3 is the final water right document completing your process of obtaining water right.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

JOHN HATCH, Chief Engineer
WATER RIGHTS COMMISSION

JHkfw

Enclosures

NOTE: Your pump capacity is 2.0 cfs (923 gpm). Based upon the acreage actually irrigated you are entitled to divert only 1.60 cfs (808 gpm). Any diversion in excess of 1.60 cfs would be a violation of your water right.

Water Rights Division
605 773-3352

April 12, 1983

2347-3

Trudeau Farms
Box 57
Jefferson SD 57038

Dear Sirs:

This will acknowledge receipt of the 1982 Irrigation Questionnaire you submitted for Water Right No. 2347-3 listed in the name of Meryln Karpen.

Since you returned the data sheet, can it be assumed that Trudeau Farms is the operator of this system or are they now owner of the land. Please notify this office as to the status of this Permit.

In checking over the questionnaire, it appears that a 133 acres of beans were irrigated in 1982. You should be aware that Water Right No. 2347-3 authorizes irrigation of only 126 acres in the SW $\frac{1}{4}$ Section 27, T90N, R49W.

If you have any questions, please contact this office.

Sincerely,

GENNY YOUNG
Water Rights Specialist

GY:ks



2347-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 16, 1994

MERLYN KARPEN
RR #1 BOX 74
JEFFERSON SD 57038

NOTICE

RE: Violation of Requirement to Submit 1993 Irrigation Questionnaire

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 2347-3. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2347-3 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 April 1, 1994, your name will be deleted from the Board agenda.

Very truly yours,

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

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

1. ☒ Addressee's Address
 2. ☐ Restricted Delivery
- Consult postmaster for fees.

3. Article Addressed to:

MERLYN KARPEN
RR #1 BOX 74
JEFFERSON SD 57038

23473

4a. Article Number

P837692 538

4b. Service Type

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

7. Date of Delivery

1-17-91

5. Signature (Addressee)

6. Signature (Agent)

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

PS Form 3811, December 1991 ☆ U.S.G.P.O.: 1992-507-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



2347-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 23, 1994

2347-3

Merlyn Karpen
RR #1 Box 74
Jefferson, SD 57038

Dear Mr. Karpen:

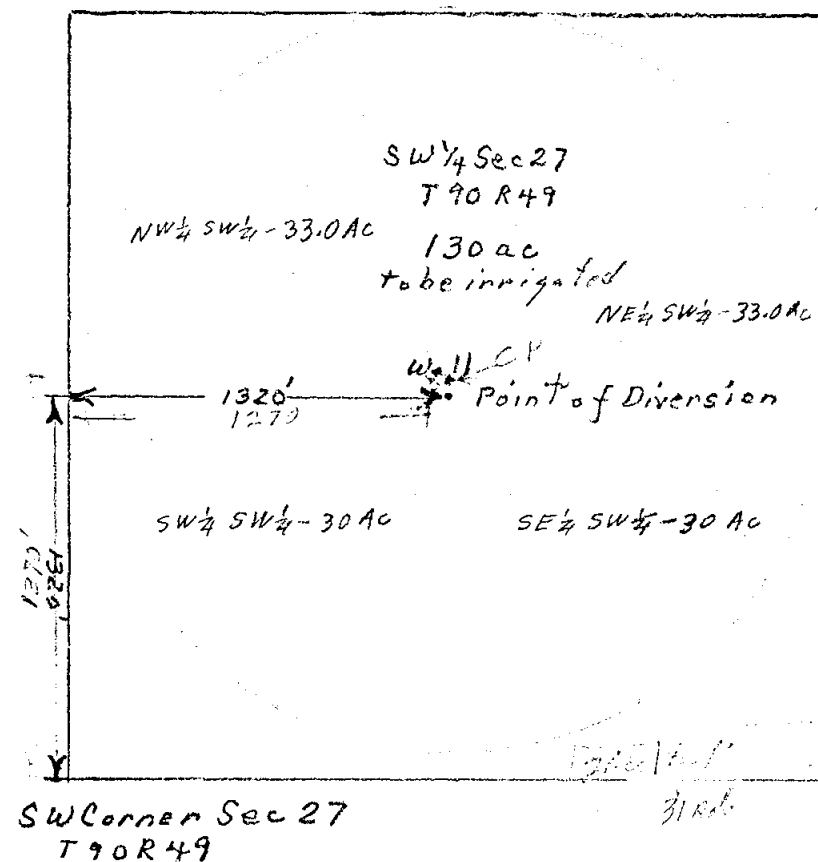
I am writing to acknowledge receipt of your 1993 irrigation questionnaire. You may disregard the February 16, 1994, Notice of Violation of the Requirement to Submit the 1993 Irrigation Questionnaire.

The questionnaire 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 Division
(605) 773-3352



Well 50' N + 50' W of center
CP 50' off center to North

Marlin Karpen R.R. #1 Jefferson, So. Dak 57025 Karpen Irrigation System 130 ac. SW $\frac{1}{4}$ Sec 27 T 90 R 49	
U. S. DEPARTMENT OF AGRICULTURE SOIL CONSERVATION SERVICE	
Designed <u>C.K. Dahlgren 7-22-75</u> Drawn <u>C.K. Dahlgren 7-22-75</u> Traced _____ Checked _____	Date <u>7-22-75</u> Approved by <u>C.K. Dahlgren</u> Title <u>Dist. Comput.</u> Sheet <u>1</u> of <u>1</u> Drawing No. <u>1</u>



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

August 15, 2019

Joe Trudeau
Trudeau Farms Inc
33060 480th Ave
Jefferson SD 57038

RE: Water Right Nos. 1100-3, 2340-3, 2347-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3 and 3869-3

Dear Mr. Trudeau:

I am writing you regarding ownership of the above water rights. For many years we have forwarded the annual irrigation questionnaires for these water rights to you as the "operator". In reviewing the files, I believe ownership of the land described in the water rights has changed over the years and has never been updated.

Below is a list of these water rights:

- 1100-3: Vincent Trudeau, E ½ SE ¼ Section 35, T90N, R49W
- 2624-3: Vincent Trudeau, NW ¼ Section 11, T89N, R49W
- 2625-3: Vincent Trudeau, SW ¼ Section 23, T90N, R49W
- 2401-3: Paul Vondrak, NE ¼ & NE ¼ SE ¼ Section 13, T90N, R49W
- 2402-3: Paul Vondrak, SW ¼ NE ¼, N ½ SE ¼ Section 13, T90N, R49W
- 3286-3: Paul Vondrak, NE ¼ Section 26, T90N, R49W
- 2340-3: Steve Heitman, SE ¼ Section 12 and N ½ N ½ Section 13, T89N, R49W
- 2347-3: Merlyn Karpen, SW ¼ Section 27, T90N, R49W
- 3869-3: Clarence Kneebone, NW ¼ Section 15, T90N, R49W

Would you please review the list and let me know if ownership has changed, and if so, where I should direct transfer forms to. Thanks in advance for your help.

Sincerely,

Genny McMath
Water Rights Program
(605) 773-3352
email: 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

January 19, 2024

NOTICE

TO: KEMPS C/O TRUDEAU FARMS INC. OP, JOE TRUDEAU, 33060 480TH AVE, JEFFERSON, SD 57038

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

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaires

Our records indicate your 2023 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 20, 2023. The Water Management Board has directed owners of water permits who have not submitted the 2023 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) 1100-3, 2347-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3, 3869-3 & 4370-3 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) 2340-3, 2623-3, 5666-3, 6001-3, 6079-3 & 6956-3 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, 2024 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) 2340-3, 2623-3, 5666-3, 6001-3, 6079-3 & 6956-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 1100-3, 2347-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3, 3869-3 & 4370-3 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, 2024** 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 Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: TEFGBZB**

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.



2347-3

**DEPARTMENT of AGRICULTURE
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January 19, 2024

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FROM: Ron Duvall, Engineer III
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cc: MERYLN KARPEN, BOX 187, JEFFERSON, SD 57038

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 AGRICULTURE
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523 E. CAPITOL AVE
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February 13, 2024

1100-3, 2347-3, 2401-3, 2402-3
2624-3, 2625-3, 3286-3, 3869-3
4370-3, 2340-3, 2623-3, 5666-3
6001-3, 6079-3 & 6956-3

Trudeau Farms Inc.
c/o Joseph Trudeau
33060 480th Ave
Jefferson SD 57038

Dear Mr. Trudeau:

I am writing to acknowledge the receipt of your 2023 irrigation questionnaire(s).

You may disregard the January 19, 2024, "Notice" concerning the reporting requirements for Water Permit No(s). 1100-3, 2347-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3, 3869-3, 4370-3, 2340-3, 2623-3, 5666-3, 6001-3, 6079-3 & 6956-3. The information was received prior to the March 6, 2024, Water Management Board meeting and these permit numbers have been removed from the agenda.

If you have any questions, please contact me.

Sincerely,

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

cc: STEVE HEITMAN, RR 1 BOX 150, JEFFERSON SD 57038
MERYLN KARPEN, BOX 187, JEFFERSON, SD 57038
CLARENCE KNEEBONE, PO BOX 366, ELK POINT SD 57025
PAUL VONDRAK, RT 1, JEFFERSON SD 57038