

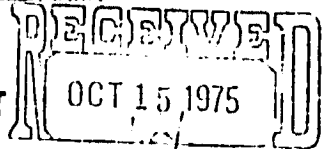
Water Right Number 2401-3

1. Considered November 12, 1975
2. Name of Applicant Paul Vondrak
3. Post Office Address Sioux City, Iowa
4. Amount of water claimed 2.0
5. Source of water supply ground water (105' DEEP WELL)
6. Water to be used for irrigation
- Acres to be irrigated 145
7. Water to be diverted and used in Union County  
about 1 1/2 Miles of JEFFERSON
8. Proof of Publication Received 11-7-75  
Not received \_\_\_\_\_
9. Application Approved \_\_\_\_\_  
Subject to \_\_\_\_\_  
Not approved \_\_\_\_\_  
Action deferred \_\_\_\_\_

10. Remarks:

Map No. 1778-3 Water Division No. 3 BIG SIOUX RIVER District  
 (Blanks to be Filled by the Engineer for the W. R. C.)

## APPLICATION FOR PERMIT



STATE WATER RIGHTS COM.  
 PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

Paul Vondrak  
 Rt. # 1  
 Jefferson, SD 57038

1. Name of Applicant—  
 Post-office address —  
 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 Vondrak Irrigation Project #1  
 4. Amount of water claimed (cubic feet per second) 2.7- 2.0  
 5. Source of water supply well  
 6. Location of point of diversion 2300' west & 1200' south of northeast corner of section 13  
T 90 R 49

Iowa 51103

- County Union  
 7. Annual period or periods during which water is to be used June through 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 145 acres

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. |
|-------------------------|----------------|------------------|----------------|
| NE 1/4 & N 1/2 SE 1/2   |                |                  |                |
| lying N & E of railroad |                |                  |                |
| T 90 R 49               | 145            |                  |                |

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  
 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.

Gravity

Estimated Total Cost \$ 25000

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 Union

I, Paul Vondrak 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.

Subscribed and sworn to before me this

Signed

day of

October

1975

Notary Public (or other qualified officer)

## WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2401-3  
PAUL VONDRAK 2804 CENTER ST., SIOUX CITY,  
 (Applicant) (Post Office Address)  
IOWA 51103 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 OCTOBER 15 19 75  
 Date of return to applicant for correction, amendments or changes required — 19 —  
 Date of receipt of corrected application — 19 —  
 Approved NOVEMBER 13 19 75 Recorded in Book 14 Page 134

WATER RIGHT PERMIT NO 2401-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2401-3 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 a plaintiff may claim right is OCTOBER 15 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 2.0 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 21<sup>ST</sup> day of NOVEMBER 19 75

WATER RIGHTS COMMISSION

John Hatch  
 Chief Engineer, Executive Officer

Certificate of Construction Issued FEBRUARY 3 19 78

Water License Issued FEBRUARY 3 19 78

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 Brassite Diameter 16" ID Thickness 3/4"  
(wood, concrete, steel, etc)
- (3) Perforated Screen.
- Type 1/2" slots, Diameter 16" ID, Length 20'
- (4) Gravel Pack, Thickness 6 - 9", Length of gravel pack 20 + ft.

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 coarse gravel and rock

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Depth to top of water bearing material 30'

Depth to bottom of water bearing material 105'

Thickness of water bearing material 75'

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

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

On same owner's property 45 rds. On property owned by others 65 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.

*Paul V. ...*

Signature of Applicant

September 30, 1975

Mr. Paul Vandrak  
2804 Center St.  
Sioux City, Iowa 51103

Dear Mr. Vandrak:

The original copies of the reports of analysis for the two water samples submitted here September 9, September 17 are enclosed herewith. They are your copies and you should keep them in a safe place. Both these water samples are satisfactory for use on the soils which you intend to irrigate. Although the sample #75-842 is considerably higher in sodium and has some residual carbonate, I do not anticipate there will be any problem irrigating the soils which you intend to water, especially under gravity irrigation system.

Copies of the water analyses, and the WI-1 forms, and a copy of this letter are being sent to the State Conservation Commission.

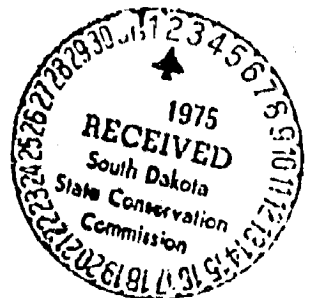
I am enclosing herewith a copy of extension circular 654. On the outside back cover of this circular, there are 2 red crosses denoting the approximate quality of these waters for irrigation. The one which is higher in sodium, 75-842, also has some residual sodium carbonate, which is a reason for a little bit of caution in the use of this water. I suggest that if you ever encounter any tillage difficulties or dispersion of the soil, get in touch with your county agent or with someone in soil and water work at South Dakota State University for suggestions as to management practices.

Sincerely yours,

*L. O. Fine*

L. O. Fine  
Water Quality Lab

LOF:ckb  
Enclosures  
cc: State Conservation Commission  
D. Pohl  
Louie DeSmet, County Extension Agent



Conservation  
Commission  
Form WL #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]

Disapproved: \_\_\_\_\_

NAME: Paul H. [Signature]

ADDRESS: 2805 [unclear] St. [unclear] City, Iowa 52243

COUNTY: Winn

LEGAL DESCRIPTION

1. WELL LOCATION: 2300' West of [unclear] Road, [unclear] Township, [unclear] County, Iowa
2. AREA TO BE IRRIGATED: N 1/4 of [unclear] Sec. 13, T. 20 N., R. 14 E., S. 42  
145 ac.

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): Gravity
4. CROPS TO BE IRRIGATED: Corn & Soybeans

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0-2%
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: 2P4Y-01 - Deep medium textured  
bottomland soils with moderate to heavy subsoil

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 95-885
8. SALINITY: EC = 1829  $\mu$ hos/cm (moderately high)
9. SODIUM: SAR = 0.98 (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

and:

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

Raul P. B. B.

Subscribed and sworn before me this

11 day of September 1975.

[Signature]  
[Signature]

(Title)

RECEIVED  
OCT 15 1975  
STATE WATER BOARD

RECEIVED  
OCT 15 1975  
South Dakota  
State Conservation  
Commission

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

Submitted by: Paul Vondrak Date Rec'd September 17, 1975  
Address 2804 Center St. Sample No. 75-385  
Sioux City, Iowa 51103 Identification Well-  
172, Sec. 13, T-90N, R-49W

**WATER ANALYSIS**

|                                       |       |                             |      |           |
|---------------------------------------|-------|-----------------------------|------|-----------|
| Calcium (Ca)                          | 120   | ppm*                        | 6.00 | me/l**    |
| Magnesium (Mg)                        | 52    | ppm                         | 4.26 | me/l      |
| Sodium (Na)                           | 51    | ppm                         | 2.22 | me/l      |
| Potassium (K)                         | 8     | ppm                         | 0.22 | me/l      |
| Sulfate (SO <sub>4</sub> )            | 102   | ppm                         | 2.12 | me/l      |
| Nitrate (as N)                        |       | ppm                         |      | me/l      |
| Chloride (Cl)                         | 4     | ppm                         | 0.11 | me/l      |
| Bicarbonate (HCO <sub>3</sub> )       | 566   | ppm                         | 9.28 | me/l      |
| Carbonate (CO <sub>3</sub> )          |       | ppm                         |      | me/l      |
| Iron (Fe)                             |       | ppm                         |      | me/l      |
| Fluoride (F)                          |       | ppm                         |      | me/l      |
| Hardness (EDTA as CaCO <sub>3</sub> ) |       | ppm                         |      | g.p.g.*** |
| Alkalinity (Methyl Orange)            | 464   | ppm (as CaCO <sub>3</sub> ) |      |           |
| Alkalinity (Penolphthalein)           | 0     | ppm (as CaCO <sub>3</sub> ) |      |           |
| Electrical Conductivity               | 1029  | micromhos per cm at 25° C.  |      |           |
| Sodium Adsorption Ratio               | 0.98  |                             |      |           |
| Sodium                                | 17.48 | % of cations                |      |           |
| Residual sodium carbonate             | 0.00  | me/l                        |      |           |
| pH                                    | 7.35  |                             |      |           |
| Others:                               |       |                             |      |           |

\*ppm=parts per million

\*\*me/l==milliequivalents per liter

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

COMMENTS: Total cations 12.70 me/l  
Total anions 11.51 me/l

By: Shirley Litten

| 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. 75-385

Amount Enclosed \$

Signed

## STATE OF SOUTH DAKOTA

## WATER LICENSE NO. 2401-3

(1) WHEREAS, On the 15th day of October A. D. 19 75  
Paul Vondrak

made Water Right Application No. 2401-3 for a permit to use 2.0 cubic feet per second of the waters of ground water

County of Union, State of South Dakota, for Irrigation

purposes; and

(2) WHEREAS, On the 21st day of November A. D. 19 75

Permit No. 2401-3, with a date of priority of October 15, 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 2.0 cubic feet per second of water for beneficial use and,

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

for irrigating the following land in Section 13, T90N, R49W

NW $\frac{1}{4}$  NE $\frac{1}{4}$  38 Acres

NE $\frac{1}{4}$  NE $\frac{1}{4}$  40 "

SW $\frac{1}{4}$  NE $\frac{1}{4}$  14 "

SE $\frac{1}{4}$  NE $\frac{1}{4}$  38 "

NE $\frac{1}{4}$  SE $\frac{1}{4}$  15 "

TOTAL 145 acres

(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 Paul Vondrak

\_\_\_\_\_ of Sioux City, IA

the holder \_\_\_\_\_ and owner \_\_\_\_\_ of said permit No. 2401-3 a water right, dating from October 15, 1975

\_\_\_\_\_ to use of 2.0 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 \_\_\_\_\_

a point 2300'W and 1200'S of the NE corner, Section 13, T90N, R49W

and conduct to and upon portions of Section 13, T90N, R49W, described on the face of this  
License

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 2401-3 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 JOHN HATCH

Permit No. 2401-3

Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Paul Vondrak

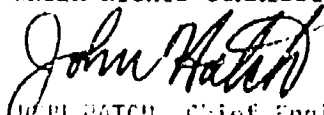
\_\_\_\_\_ the holder \_\_\_\_\_ of  
Permit No. 2401-3, issued upon Application No. 2401-3, bearing date of priority of October 15,  
1975 authorizing the diversion of 2.0 cu. ft. per second of the waters of \_\_\_\_\_  
ground water County of Union, State of South Dakota at \_\_\_\_\_  
a point 2300'W and 1200'S of the NE corner, Section 13, T90N, R49W

\_\_\_\_\_, for Irrigation

\_\_\_\_\_ does, 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 2.79 cu. ft. per second of water.

Date February 3, 1976

By: WATER RIGHTS COMMISSION

  
JOHN HATCH, Chief Engineer

J. \_\_\_\_\_ 2401-3 \_\_\_\_\_

Publish first publication, on or before \_\_\_\_\_ October 30<sup>19</sup> 75NOTICE  
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

\_\_\_\_ October 23 \_\_\_\_\_, 19 75

Notice is hereby given that \_\_\_\_\_ Paul Vondrak \_\_\_\_\_

whose post office address is Sioux City, Iowa \_\_\_\_\_, 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

\_\_\_\_\_ 2.0 \_\_\_\_\_ cubic feet of water per second of time from the \_\_\_\_\_ ground water \_\_\_\_\_ through the

\_\_\_\_\_ Vondrak Project #1 \_\_\_\_\_, the point of diversion of which is to be located in the \_\_\_\_\_

\_\_\_\_\_ NW¼ NE¼ \_\_\_\_\_

of Section \_\_\_\_\_ 13 \_\_\_\_\_, Twp. \_\_\_\_\_ 90N \_\_\_\_\_, Range \_\_\_\_\_ 49W \_\_\_\_\_. Said water to be used for the purpose of providing irrigation on \_\_\_\_\_ portions of \_\_\_\_\_ the following described land:

\_\_\_\_\_ NE¼ and NE¼ SE¼, Section 13, T90N, R49W \_\_\_\_\_

This application No. \_\_\_\_\_ 2401-3 \_\_\_\_\_ will be considered by the Water Rights 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 RIGHTS COMMISSION

By:

BURTON F. JONES  
Water Rights SpecialistBFJ/bw  
cc:Paul Vondrak, 2804 Center Street  
Sioux City, Iowa 51103

No. 2401-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA )  
County Pierre ) 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 30, 1975

November 6, 1975

Lester E. Emerson  
(Signature)

Publisher  
(Title)

November 6, 1975  
(Date Signed)

NOTICE OF INTENT TO  
APPROPRIATE WATER  
Pierre, South Dakota 57501  
October 23, 1975

Notice is hereby given that  
Paul Vondrak, whose post office  
address is Sioux City, Iowa, has  
made an application in accordance  
with the provisions of the  
water laws of South Dakota for  
a permit to appropriate for beneficial  
use 2,0 cubic feet of water per second  
of time from ground water through the  
Vondrak Project #1, the point of diversion  
of which is to be located in the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of  
Section 13, Twp. 90N, Range 49W. Said  
water to be used for the purpose of  
providing irrigation on portions of the  
following described land: NE $\frac{1}{4}$  and N $\frac{1}{2}$  SE $\frac{1}{4}$ ,  
Section 13, T90N, R49W.

This application No. 2401-3  
will be considered by the Water  
Rights 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 RIGHTS COMMISSION  
By: Burton F. Jones  
Water Rights Specialist  
Publish: October 30, Nov. 6.

## 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

Post Office Jefferson 30Date 7-6-76

TO: **PIERRE, SOUTH DAKOTA 57501**  
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. 2401-3

Water Right Permit No. 2401-3 states that the diversion system is to be constructed by Dec. 1, 1975 and that the water is to be put to beneficial use by 6-25-76, 1976.

The diversion system was completed on Dec. 1, 1975. Applying the water to beneficial use was completed on 6-25-, 1976.

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.

Paul R. Smith  
(Signature)



24-3. Huc 7000

25-4. 11000 - 19542. 800

26-5. 1250 9000

27-6. 2705 ft. 8" 1000

28-7. 1st 1000

Tractor power 1000

Western Low 1000

29-8. 11500 1000

10-12 B-H

Permit No. 2401-3Water 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 Paul Vondrak of Jefferson, S. Dak. 57038 holder of Permit No. 2401-3, bearing date of priority of October 15, 1975 authorizing the diversion of 20 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:

Tractor - power Take-off.

pump - Western Hand Roller, Serial # B 75304  
Head 5 M 4-12B-H Pumping 1250 gpm

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

Gated Pipe

## C. Works used to apply water to beneficial use.

2700 ft 8" dia Gated Pipe - 20 inch spacingThe system is in the following condition: Good.The point of diversion is located 2300 ft West and 1200 ft South of the N.E corner of section 13, T90N R49WThe works are capable of diverting and conveying to the place of use 2.79 cu. ft. per second of water which is to be used for Irrigation

Water has been put to beneficial use to the maximum extent as follows: All in section 13, T90N R49W  
NW 1/4 NE - 38.0 Ac., NE 1/4 NE - 40.0 Ac., SW 1/4 NE 1/4 - 14.0 Ac., SE 1/4 NE 1/4 - 38.0 Ac.  
NE 1/4 SE 1/4 - 15.0 Ac.

comprising a total of 145 acres of land.

Well data.

Depth - 96 ft.Pumping - 1250 gpm

Date June 28, 1977  
Leroy J. Munnich  
 (Signature)



# Department of Natural Resource Development

## WATER RIGHTS COMMISSION

Joe Foss Building, Pierre, South Dakota 57501  
Phone 605/224-3151

February 10, 1979

Paul Vondrak  
RR #1  
Jefferson, SD 57039

Dear Mr. Vondrak:

Enclosed herewith are, Water License No. 2401-3 and Certificate of Construction.

Water License No. 2401-3 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

JH:gy

Enclosures

NOTE: Your pump capacity is 2.79 cfs (1253 gpm). Based upon the acreage actually irrigated you are entitled to only divert 2.0 cfs (903 gpm). Any diversion in excess of 2.0 cfs would be a violation of your water right.



2401-3

DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

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

February 16, 1994

TRUDEAU FARMS INC., OPERATOR  
RR 1 BOX 370  
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) 1100-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3 & 4370-3. 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) 1100-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3 & 4370-3 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

cc: Paul Vondrak, RR #1, Jefferson, SD 57038  
Vincent Trudeau, RR #1 Box 58, Jefferson, SD 57038  
Joseph Trudeau, RR 1 Box 57, Jefferson, SD 57038



2401-3

DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

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

February 23, 1994

Trudeau Farms Inc.  
RR #1 Box 370  
Jefferson, SD 57038

RE: Water Permit Nos. 1100-3, 2340-3, 2401-3, 2402-3, 2624-3, 2625-3, 3283-3 & 4370-3

Dear Sirs:

I am writing to acknowledge receipt of your 1993 irrigation questionnaires. You may disregard the February 16, 1994, **Notice of Violation of the Requirement to Submit the 1993 Irrigation Questionnaires and the Notice of Violation of Water Permit No. 2340-3.**

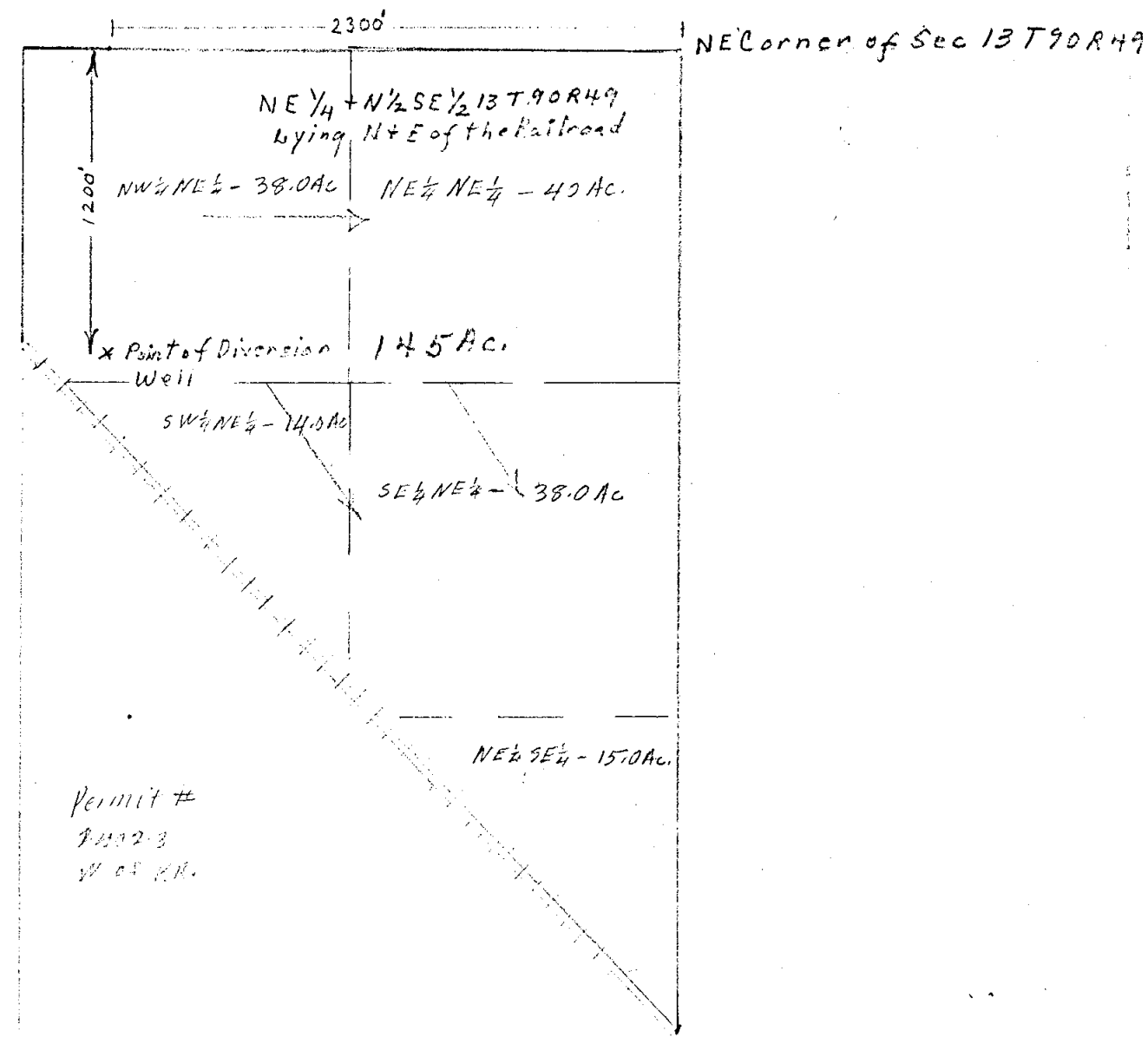
The questionnaires were received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

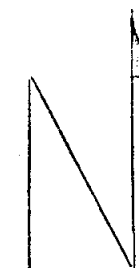
Sincerely,

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

cc: Steve Heitman, RR #1 Box 150, Jefferson, SD 57038  
Paul Vondrak, RR #1 Jefferson, SD 57038  
Vincent Trudeau, RR #1 Box 58, Jefferson, SD 57038  
Joseph Trudeau, RR #1 Box 57, Jefferson, SD 57038



Permit #  
7432-3  
W of RR.



8" = 1 mile

Paul Vondrak  
2804 Center St. Sioux City, Iowa 51102  
Vondrak Irrigation Project

145 Ac.

U. S. DEPARTMENT OF AGRICULTURE  
SOIL CONSERVATION SERVICE

|                               |                    |                                  |
|-------------------------------|--------------------|----------------------------------|
| Designed <i>C. K. Dahlgen</i> | Date <i>9-9-75</i> | Approved by <i>C. K. Dahlgen</i> |
| Drawn <i>C. K. Dahlgen</i>    | Date <i>9-9-75</i> | Title <i>W of RR</i>             |
| Traced                        | Sheet No.          | Drawing No.                      |
| Checked                       | of                 |                                  |

MAP NO 177B-3 (APPL NO 2401-3) 5N-31,433



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE SOUTH DAKOTA 57501-3182  
[www.denr.sd.gov](http://www.denr.sd.gov)

August 15, 2019

Joe Trudeau  
Trudeau Farms Inc  
33060 480<sup>th</sup> 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](mailto: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](mailto: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.



2402-3 2401-3 3286-3

**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

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cc: PAUL VONDRAK, RT 1, 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  
and NATURAL RESOURCES**

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

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 480<sup>th</sup> 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