

2460-3

1. Considered 1-22, 1976
2. Name of Applicant WENDELL L. WIS
3. Post Office Address BRITTON
4. Amount of water claimed 3.0
5. Source of water supply GROUND WATER (175' DEEPWELL)
6. Water to be used for IRRIGATION
- Acres to be irrigated 41
7. Water to be diverted and used in MARSHALL county
about 1E, 4N miles of BRITTON
8. Proof of Publication Received 1-12-76
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____

10. Remarks:

No. 2460-3
 Map No. 1827-3 Water Division No. 3 JAMES 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 Shendell Lewis
 Po. office address Butte State So Dak. - 57430
 If a corporation show date and place of incorporation _____
 2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract Direct Labor
 3. Name of diversion work Shendell Lewis Irrigation Project #1
 4. Amount of water claimed (cubic feet per second) 300
 5. Source of water supply well
 6. Location of point of diversion 1120' N 1790' E of NW corner sec 6-127-57

County Marshall

7. Annual period or periods during which water is to be used April through October
 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 44

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.
NW 1/4 of NE 1/4 sec 1-127-58	39	NW 1/4 of SE 1/4 sec 1-127-58	40
NE 1/4 of NE 1/4 sec 1-127-58	35	NE 1/4 of SE 1/4 sec 1-127-58	39
SW 1/4 of NE 1/4 sec 1-127-58	40	SW 1/4 of SE 1/4 sec 1-127-58	39
SE 1/4 of NE 1/4 sec 1-127-58	30	SE 1/4 of SE 1/4 sec 1-127-58	38

NW 1/4 of NW 1/4 sec 6-127-57 - Attach sheet if more space is needed
 NE 1/4 of NW 1/4 sec 6-127-57 - 43
 10. Time required to complete construction of water supply system _____ years. Additional time required to complete application of water to the proposed beneficial use _____ years.

11. Choice of newspaper for Notice of Intent to Appropriate Water publication Butte Journal
 12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.
Electrically driven deep well turbines on well

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

C. Works proposed to apply water to beneficial use.
center pivot irrigation machine

Estimated Total Cost \$ 60,000

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 Marshall

I, Shendell Lewis, 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 Shendell LewisSubscribed and sworn to before me this 17 day of Oct, 1975

Notary Public (or other qualified officer)

P R 1976

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 2460-3

WENDELL LEWIS

(Applicant)

BRITTON

(Post Office Address)

SOUTH DAKOTA 57430

(State)

With the following modifications:

The irrigation well approved under this Permit is located near domestic 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.

Date of first receipt of application OCTOBER 21, 19 75

Date of return to applicant for correction, amendments or changes required _____, 19 _____

Date of receipt of corrected application OCTOBER 30, 19 75

Approved JANUARY 22, 19 76, Recorded in Book 14 Page 218

WATER RIGHT PERMIT NO. 2460-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 2460-3 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 OCTOBER 21, 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JULY 22, 19 78
3. The whole of said work is to be completed on or before JANUARY 22, 19 81
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 22, 19 84
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 JANUARY 22, 19 84; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 30TH day of JANUARY, 19 76

WATER RESOURCES COMMISSION

By:

John Klatetz
Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

NOTICE OF WELL CONSTRUCTION

2460-3

(1) WELL CONSTRUCTION

Location of well: 1/4 NW Section 10 Township 127 Range 57
 Well owner: Wendell Deuis Britton, SD 57430
 Date well drilling completed: 10/8/75 Purpose of well: Irrigation
 (domestic, irrigation, municipal, industrial, other)

WELL LOG

Layers, top to top in feet	Description of layer
0-2	top soil
2-25	yellow clay
25-70	silt
70-122	clay
122-180	fine sand
180-140	med. sand
140-175	sand & gravel
175-	shale

Depth to top of water producing aquifer: 113 ft.
 Depth to static water level: 371 ft.
 Name of producing aquifer (if known): gravel
 Total depth of drill hole: 173 ft.
 Depth to bottom of casing: 173 ft.

Casing information: In the space below show kind, size, weight, if pipe per diameter, etc., for production casing and surface casing, if used.
 0-113 16" J. Fiberglass

Screen information: In the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.
 113-173 16" ID Fiberglass

If a flowing well, flow of completed well: _____ G.P.M.

Empire Irrigation Drilling Co.
 Name of Drilling Contractor: One

(2) PUMP INSTALLATION

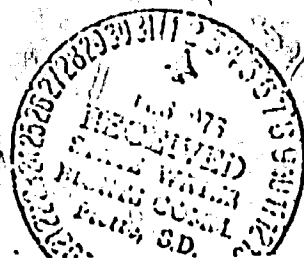
Company name and size of pump: Not done by Empire HP: _____
 Type of pump: _____ Capacity of installed pump: _____ G.P.M.
 Depth of pump placement: _____ ft., Date of pump installation: _____

(3) WATER SURFACE MEASURING TUBE

On some wells an air-tight water surface measuring tube is required. See Section 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed: _____ ft., tube diameter: _____, tube material: _____.

Name of Pump installation Contractor



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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30", Depth 175'
- (2) Casing, Type Plastic Diameter 16" Thickness 3/8"
(wood, concrete, steel, etc)
- (3) Perforated Screen
Type Small Perforations Diameter 16" Length 40'
- (4) Gravel Pack, Thickness 6', Length of gravel pack 60'

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 See attached log

Depth to top of water bearing material 122'

Depth to bottom of water bearing material 175'

Thickness of water bearing material 53'

Depth to water (ground surface to water level) 30'

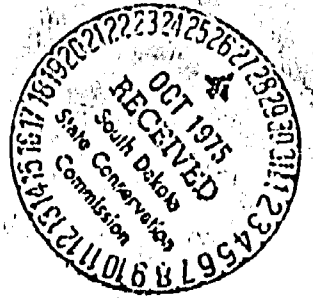
- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property 10 rds. On property owned by others 320+ 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.

Hendee Lewis
Signature of Applicant



October 24, 1975

Mr. Wendell Lewis
Britton, SD 57410

Dear Mr. Lewis:

Enclosed please find the original copy of the report of analysis of sample 75-4007 submitted here about a week ago. Also you will find enclosed a copy of the extension circular 654 with the approximate quality of this water for irrigation purposes designated by the red cross on the quality diagram on the outside back cover. This is fairly good water and is very low in sodium.

You should have no difficulty with chemically-induced problems as a result of irrigating the soils you indicate you have with this water. The water is a medium in salinity so there may be times when you will experience a grayish appearance on the soil surface caused by small accumulations of salts. However, these should not interfere with crop growth.

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

Richard Duzland, 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 Capab.illy: _____

Approved: [Signature]

Disapproved: _____

NAME: Wendell Lewis

ADDRESS: Brutton

COUNTY: Marshall

LEGAL DESCRIPTION

1. WELL LOCATION: NW-6-127-57 Sec 2-127-58

2. AREA TO BE IRRIGATED: NW-6-127-57 1/4 Sec 1-127-58

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): Center Pivot

4. CROPS TO BE IRRIGATED: Corn and small grains

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 0-2% See map on next page

6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: IIc-3 IIc-4
Bestia + Bestia-Bear

Soil Name: moderate water intake rate, high available water capacity

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 75-1007

8. SALINITY: EC = 815 μ mhos/cm (med-low)

9. SODIUM: SAR = 0.99 (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 Survey of Marshall County

and:

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

Kendall Lewis

Subscribed and sworn before me this

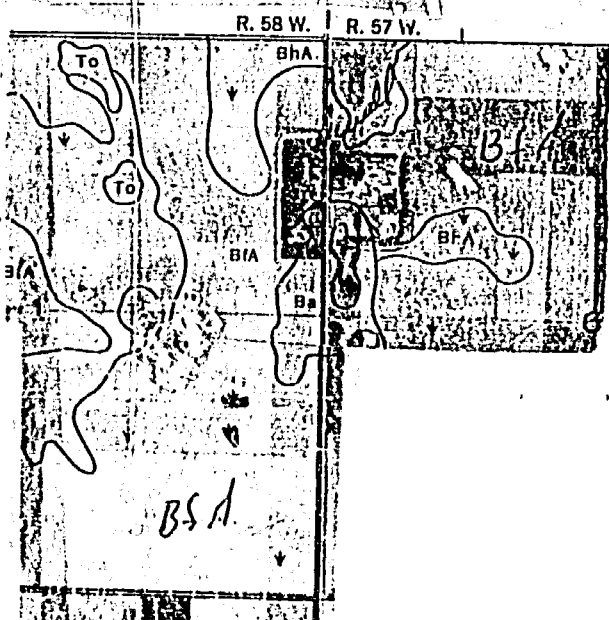
17 day of Oct 1975.

Lyle E. Elov

Notary Public

(Title)

7-9-81



BSA - Beolia Silt Loam - 0.5% slope
BHA - Beolia Bearden Silt loam
To - To nka Silt loam
Ba - Bearden Silt loam

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

Submitted by: Wendell Lewis
 Address: Britton, SD 57430

Date Rec'd October 17, 1975
 Sample No. 75-1007
 Identification W-175
IR-1, Sec. 6, T 127N, R 57W

WATER ANALYSIS

Calcium (Ca)	94	ppm*	4.20	me/l**
Magnesium (Mg)	26	ppm	2.13	me/l
Sodium (Na)	42	ppm	1.83	me/l
Potassium (K)	10	ppm	0.25	me/l
Sulfate (SO ₄)	140	ppm	2.91	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	6	ppm	0.17	me/l
Bicarbonate (HCO ₃)	366	ppm	6.00	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)	300	ppm (as CaCO ₃)		
Alkalinity (Penolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	815	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.29			
Sodium	20.53	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.78			
Others:				

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

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

COMMENTS: Total cations 8.91 me/l
 Total anions 9.08 me/l

By: Shirley Litten

Service Performed

Amount Due

Irrigation analysis

\$6.00 PAID

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 75-1007

Amount Enclosed \$

Signed

2460-3

Publish first publication, on or before January 8, 1976

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

December 12, 1976

Notice is hereby given that Wendell Lewis
whose post office address is Britton, 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 ground water through the
Lewis Irrigation Project No. 1, the point of diversion of which is to be located in the _____

N4 1/2 N4 1/2
of Section 6, Twp. 127N, Range 57W. Said water to be used for the purpose
of providing irrigation on ^{portions of} the following described land:

R4, Section 1, T127N, R58W, N4 1/2, Section 6, T127N, R57W

This application No. 2460-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 2nd day of January, 1976, at 2:30 P.M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw
cc: Wendell Lewis

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Marshall) ss.

I, Charles L. Card hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Britton Journal

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the _____

Britton Journal of Britton

County of Marshall and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

December 24, 1975

December 31, 1975

Charles L. Card
(Signature)

Publisher
(Title)

Jan 3 1976
(Date Signed)

2T(Dec. 24-31)

NOTICE INTENT TO
APPROPRIATE WATER

Pierre, So. Dak. 57501
December 12, 1975

Notice is hereby given that
Wendell Lewis whose post office
address is Britton, South
Dakota, has made an ap-
plication 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 ground
water through the Lewis
Irrigation Project No. 1, the
point of diversion of which is to
be located in the NW¼ NW¼ of
Section 6, Twp. 127N, Range
57W. Said water to be used for
the purpose of providing
irrigation on portions of the
following described land:

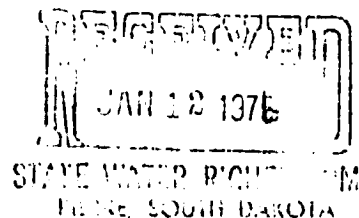
E½, Section 1, T127N, R58W,
NW¼, Section 6, T127N, R57W.

This application No. 2430-3
will be considered by the Water
Rights Commission at their
office at Pierre upon the 22nd
day of January, 1976, at 2:30
P.M. All interested persons
may appear and be heard.

WATER RIGHTS
COMMISSION

By: BURTON F. JONES
Water Rights Specialist

36...-5...
10/15/75
849



Permit No. 2460-3Water Division 3 JAMES RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by WENDELL LEWIS of BRITTON holder of Permit No. 2460-3, bearing date of priority of OCTOBER 21, 1975 authorizing the diversion of 3.0 cu. ft. per second of the waters of GROUNDWATER for IRRIGATION purposes, in MARSHALL 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:

173' DEEP WELL WITH 16" FIBREGLAS CASING - 40' FIBREGLAS SCREEN
WESTERN LAND ROVER 8" PUMP - 512BH $\frac{1}{4}$, POWERED BY
100HP US ELECTRIC MOTOR @ 1760RPM

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

1200' OF 8" BURIED PVC TO PIVOT PAD IN NW $\frac{1}{4}$ SECTION 6, T127N, R57W
1650' OF 8" BURIED PVC TO PIVOT PAD IN NE $\frac{1}{4}$ SECTION 1, T127N, R58W
1320' OF 8" BURIED PVC & 1320' OF 8" ALUMINUM PIPE BETWEEN
PIVOT PAD IN NE $\frac{1}{4}$ & SE $\frac{1}{4}$ SECTION 1, T127N, R58W

C. Works used to apply water to beneficial use.

2- 10 TOWER ZIMMATIC CENTER PIVOT SYSTEMS
ONE SYSTEM IS TOWED BETWEEN NE $\frac{1}{4}$ & SE $\frac{1}{4}$ SECTION 1,
T127N, R58W. BOTH SYSTEMS HAVE NELSON #100 END GUNS.

The system is in the following condition: GOOD

The point of diversion is located 1050'S & 150'E OF THE NW CORNER,
SECTION 6, T127N, R57W

The works are capable of diverting and conveying to the place of use 2.22 (1000 GPM)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:

T12757-SEC 6		T127N, R58W-SEC 1	
NW $\frac{1}{4}$ -NW $\frac{1}{4}$	24 ACRES	NW $\frac{1}{4}$ -NE $\frac{1}{4}$	34 ACRES
NE $\frac{1}{4}$ -NW $\frac{1}{4}$	34 "	NE $\frac{1}{4}$ -NE $\frac{1}{4}$	30 "
SW $\frac{1}{4}$ -NW $\frac{1}{4}$	15 "	SW $\frac{1}{4}$ -NE $\frac{1}{4}$	34 "
SE $\frac{1}{4}$ -NW $\frac{1}{4}$	34 "	SE $\frac{1}{4}$ -NE $\frac{1}{4}$	20 "

comprising a total of 361 acres of land.Date SEPTEMBER 15, 1982Signature: [Signature]

WATER LICENSE NO. 2460-3

(1) WHEREAS, On the 21st day of October A. D. 19 75
Wendell Lewis

made Water Right Application No. 2460-3 for a permit to use 3.00 cubic feet per second of the waters of groundwater (one well)
 County of Marshall, State of South Dakota, for Irrigation
 purposes; and

(2) WHEREAS, On the 22nd day of January A. D. 19 76
 Permit No. 2460-3, with a date of priority of October 21, 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 22nd day of January A. D. 19 81 and for the application to beneficial use of said water on or before the 22nd day of January A. D. 19 84

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 2.22 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.

to irrigate the following lands:

Section 6, T127N, R57W NW $\frac{1}{4}$ NW $\frac{1}{4}$ 24 acres

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 34 "

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 15 "

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 34 "

Section 1, T127N, R58W

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 34 acres

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 30 "

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 36 "

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 20 "

SE $\frac{1}{4}$ 136 "

TOTAL 361 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 Wendell Lewis

_____ of Box 187, Britton SD 57430

the holder _____ and owner _____ of said permit No. 2460-3 a water right, dating from October 21, 1975
_____ to use of 2.22 cubic feet per second of the waters

of groundwater (one well)
in the County of Marshall and State of South Dakota, or so much thereof as may be necessary for the
purposes herebelow mentioned, to be diverted at a point 1050 feet south and 150 feet east of the
NW corner of Section 6, T127N, R57W (NW 1/4 NW 1/4)

and conducted to and upon portions of Section 6, T127N, R57W and Section 1,
T127N, R58W, more fully described on the face of this license

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 2460-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 8th day of December A. D.
Nineteen Hundred and Eighty-two

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

Permit No. 2460-3

Water Diversion No. 3 Red Rainy Water District
09020105

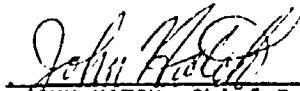
CERTIFICATE OF CONSTRUCTION

This is to Certify, That Wendell Lewis

_____ the holder _____ of
Permit No. 2460-3, issued upon Application No. 2460-3, bearing date of priority of October 21,
1975 authorizing the diversion of 3.00 cu. ft. per second of the waters of _____
groundwater (one well) County of Marshall, State of South Dakota at _____
a point 1350 feet south and 150 feet east of the NW corner, Section 6, T127N,
R57W (NW¼ NW¼)
_____, 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 2.22 cu. ft. per second of water.

Date December 8, 1982



JOHN HATCH, Chief Engineer
Water Rights Division

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 9057

PIERRE, December 6, 1932

RECEIVED OF Vendell Lewis, Box 137, Britton, SD 57430

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. <u>2460-3</u>	50	00
Fee for Inspecting Beneficial Use, and Issuing Water License No. <u>2460-3</u>		
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 Patton
Chief Engineer, Executive Officer



2460-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

January 14, 2000

NOTICE

TO: WENDELL LEWIS, 10626 424TH AVE, BRITTON, SD 57430

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

SUBJECT: Reporting Requirement for 1999 Irrigation Questionnaire(s)

Our records indicate that the 1999 Irrigation Questionnaire has not been submitted for Permit No(s) 2460-3 & 3335-3. The request for the Questionnaire was dated October 7, 1999. The Water Management Board has directed that owners of water permits who have not submitted the 1999 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 1:30 pm, March 1, 2000, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2460-3 & 3335-3 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 February 28, 2000, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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

2460-3

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

WENDELL LEWIS
10626 424TH AVE
BRITTON SD 57430

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

C. Signature *Wendell Lewis* ☐ Agent ☒ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail
- ☐ Registered ☐ Return Receipt for Merchandise
- ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)

PS Form 3811, July 1999

Domestic Return Receipt

102595-93-M-1789



Mesa ag 85205
Jan 22/2000

Dear Mr Duwall;

I can't believe that I neglected to return the questionnaire this past fall.

I believe I have returned it each year since 1976, the first year we used the irrigators.

We have had so much rain in both 98 and 99, that we did not pump any water.

I'm sorry I slipped up on sending it in but maybe next year it won't rain enough, and I sure want to maintain my permit.

Thanks for reminding me
Sincerely,

P.S.

If you need the questionnaire please send me again.

Stanley Lewis
5001 E. Main PO 1449
Mesa ag 85205



2460-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

January 31, 2000

2460-3
3335-3

Wendell Lewis
PO Box 1449
Mesa, AZ 85205

Dear Mr. Lewis:

I am writing to acknowledge receipt of the information for your 1999 irrigation questionnaires. You may disregard the January 14, 2000, "Notice" concerning reporting requirements for Water Permit Nos. 2460-3 and 3335-3.

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

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

No 416714

Pierre, December 14, 2000

RECEIVED OF Ryan Patterson, Patterson Farm Inc, 42474 SD Hwy 10, Britton SD 57430

the following amount in fees for services rendered as provided for by law: none (Wendall Lewis)

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 2460-3 _____

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

By _____
Chief Engineer

Wendall Lewis

gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 7, 2001

2460-3

Ryan C Patterson
10946 425th Ave
Britton, SD 57430

Dear Mr. Patterson:

Thank you for taking the time to visit with me concerning ownership of Water Right No. 2460-3. As I indicated on the phone, Mr. Lewis had filed the transfer of ownership form back in December, 2000. I noticed when finalizing the paperwork that he had signed the form instead of you.

I am enclosing a partially completed "Notice of Transfer of Ownership" form. Please review the form and make any necessary corrections. Upon completion, please sign the form in the presence of a notary public and return it to our office. I am also enclosing an envelope for your use.

One additional question I should ask is where I should be directing correspondence. The transfer form lists two addresses. Do you have a preference for where the annual irrigation questionnaires are mailed?

You paid the filing fee for the ownership change back in December. No additional fees are needed at this time. If I can answer any questions for you, please let me know.

Sincerely,

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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

September 6, 2001

2460-3

Ryan C Patterson
10946 425th Ave
Britton, SD 57430

Dear Mr. Patterson:

I am contacting you in regard to the ownership change for Water Right No. 2460-3. On August 7th I mailed a "Notice of Transfer of Ownership" form to you for signature and have not received it back from you yet.

Please take a few minutes and complete the transfer form and return it to our office. If you need an additional form, please get in touch with me. The fee for filing the transfer of ownership has already been paid. No additional fees are necessary at this time.

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

Sincerely,

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

T127N

R58W

R57W

1

6

Well

Lands Irrigated
 NW 1/4 NE 1/4 = 34 Acres
 NE 1/4 NE 1/4 = 30 Acres
 SW 1/4 NE 1/4 = 34 Acres
 SE 1/4 NE 1/4 = 20 Acres
 Total Irrigated Lands = 118 Acres

Well
 From the NW corner it is 1050 feet south and 150 feet east.

Lands Irrigated
 NW 1/4 NW 1/4 = 24 Acres
 NE 1/4 NW 1/4 = 34 Acres
 SW 1/4 NW 1/4 = 15 Acres
 SE 1/4 NW 1/4 = 34 Acres
 Total Irrigated Lands = 107 Acres



Stacy J. Johnson
Natural Resources Project Engineer
SD DENR Water Rights Program

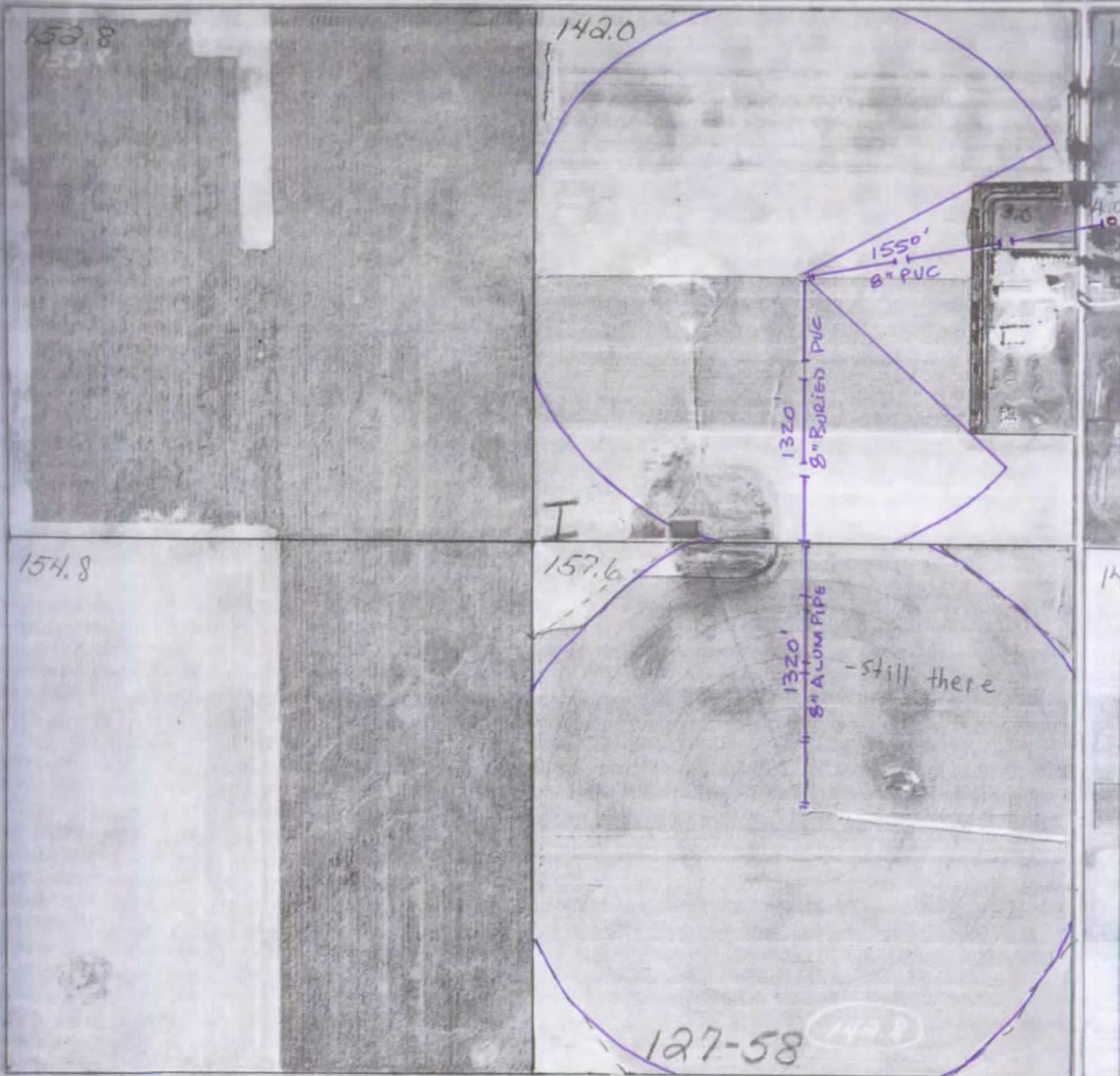
1.2 Miles

NOT TO SCALE ²⁴⁶⁰



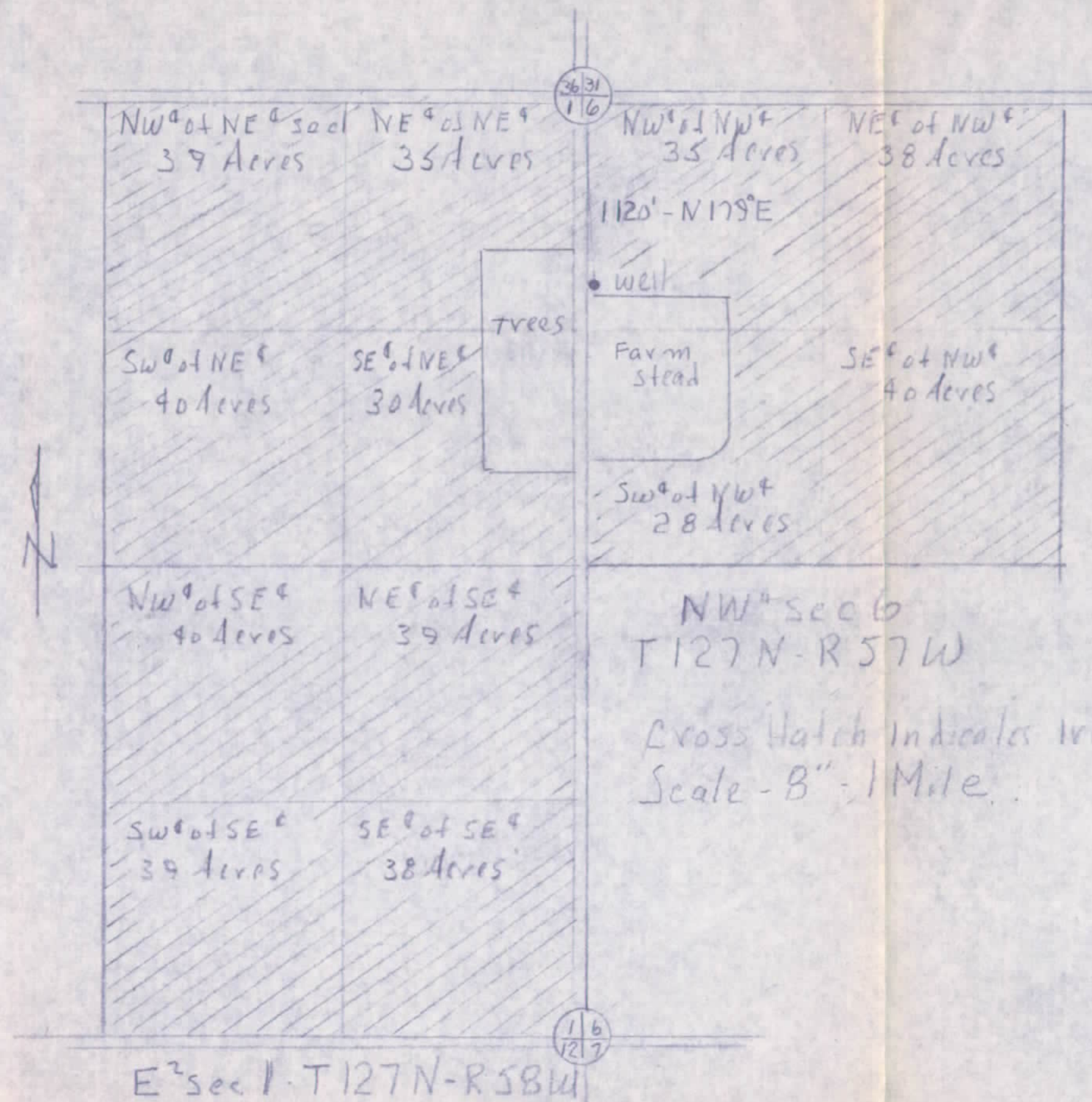
NOT TO SCALE

2460



Map # 1827-3

appl 2460-3



WENDELL LEWIS IRRIGATION PROJECT #1

Britton 57430 So. Dakota
Marshall County

Water claimed - 3 cfs
Acres Irrigated 441

Point of Diversion - 1120' N 179° E
of NW corner sec 6 - 127-57

Surveyor's Certificate

I, John L. Wiersma, do hereby certify that
this map identifies a reasonably accurate
record of the land of:

Wendell Lewis
Britton 57430 South Dakota
Marshall County
Drawing by John L. Wiersma
John L. Wiersma
10-19-75
P.E. 11916
Brookings S.D.
57016

MAR N° 1821-3 APRIL N° 2460-3



August 26, 2002

Water Right No. 2460-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

Ryan Patterson
10946 425th Ave
Britton SD 57430-5617

Dear Ryan Patterson:

I am enclosing the water permit application forms for irrigation that you wanted.

I talked to our groundwater experts about needing a permit before drilling a test hole. You do not need a permit to drill a test hole.

If you change your center pivot system from high to low pressure this will not affect your water right.

If you need further assistance, do not hesitate to contact me at (605) 773-3352 or via email at stacy.johnson@state.sd.us.

Sincerely,

A handwritten signature in black ink that reads "Stacy J. Johnson". The signature is written in a cursive, flowing style.

Stacy J. Johnson
Natural Resources Project Engineer

Enclosures (3)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

OCT 25 2002

2460-3

Ryan C Patterson
& Patterson Farm, Inc.
10946 425th Ave
Britton SD 57430-5617

Dear Mr. Patterson:

Enclosed is Reissued Water License No. 2460-3. The original water license was reissued to reflect what is actually being irrigated.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 2460-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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. If you have any questions, please contact our office.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

STATE OF SOUTH DAKOTA

REISSUED WATER LICENSE NO. 2460-3

(1) Wendell Lewis was issued Water License No. 2460-3, December 8, 1982 for a water right to divert 2.22 cubic feet of water per second from ground water (one well), Marshall County, South Dakota for irrigation purposes. Water License No. 2460-3, with a priority date of October 21, 1975 was issued to the permit holder for diversion of water with construction of the described water supply system completed and the application to beneficial use of water completed.

On September 27, 2001, Water Right No. 2460-3 was transferred to Ryan C Patterson and Patterson Farm, Inc.

On July 19, 2002, an investigation was conducted of the water use system. The investigation found the SE $\frac{1}{4}$ of Section 1, T127N, R58W was no longer irrigated. Water License No. 2460-3 is being reissued to reflect what is actually being irrigated.

(2) The water supply system has been completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Codified Law 46-5-30.1, Ryan C Patterson and Patterson Farm, Inc. % 10946 425th Ave, Britton, SD 57430-5617 the holders and/or owners of Water Right No. 2460-3 are issued a license, bearing a priority date of October 21, 1975 to appropriate 2.22 cubic feet of water per second from ground water (one well) to irrigate 225 acres.

The diversion point is located 1,050'S and 150'E of the NW corner of Section 6, T127N, R57W (NW $\frac{1}{4}$ NW $\frac{1}{4}$).

The acres authorized for irrigation are as follows:

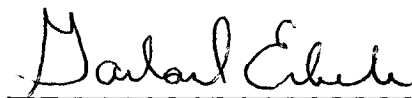
Section 1, T127N, R58W		Section 6, T127N, R57W	
NW $\frac{1}{4}$ NE $\frac{1}{4}$	34 acres	NW $\frac{1}{4}$ NW $\frac{1}{4}$	24 acres
NE $\frac{1}{4}$ NE $\frac{1}{4}$	30 acres	NE $\frac{1}{4}$ NW $\frac{1}{4}$	34 acres
SW $\frac{1}{4}$ NE $\frac{1}{4}$	34 acres	SW $\frac{1}{4}$ NW $\frac{1}{4}$	15 acres
SE $\frac{1}{4}$ NE $\frac{1}{4}$	20 acres	SE $\frac{1}{4}$ NW $\frac{1}{4}$	34 acres
Total 225 acres			

Page 2

Reissued Water License No. 2460-3

(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit No. 2460-3 including the following qualification:

- The irrigation well approved under this Permit is located near domestic 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.



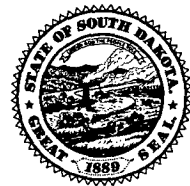
Garland Erbele, Chief Engineer

Water Rights Program

Department of Environment and Natural Resources

OCT 25 2002

date



Water Rights Division - DENR

Conversation or File Documentation

Name of Person: Ryan Patterson

File No. 2460-3

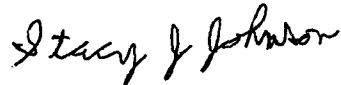
Address: 10946 425th Ave, Britton SD 57430-5617 **County:** Marshall

Dates: October 4 & 7, 2002 **Telephone:** (605) 448-8291 (cell phone)

RE: About Water Permit No. 2460-3

Comments: I talked to Ryan about the location of the well. I told Ryan that I would fax him the two maps that I have with the location of the well. One map was the original inspection map and the other map is the one that I did.

Ryan called and left me a phone message on October 7 about the location of the well. He told me that the original inspection map has the correct location of the well.



Stacy J. Johnson
Natural Resources Project Engineer

Permit No. 2460-3

James River - Water District

Other permit/license(s) associated with project: **none**

Contact Person & Address: **Ryan Patterson, 10946 425th Ave, Britton SD 57430-5617**

Report Of Examination Of Works

On, **July 19, 2002**, I made a thorough examination of the water use system constructed by **Ryan Patterson** of **10946 425th Ave, Britton SD 57430-5617** holder of Permit No. **2460-3**, bearing the priority of **October 21, 1975**, authorizing the diversion of **3.0** cu. ft. per second water **from the Middle James Aquifer one well** for **irrigation** purposes, in **Marshall** County.

The system is in the following condition **good**. The point of diversion is located **from the NW corner it is 1050 feet south and 150 feet east in Section 6 T127N-R57W** with a longitude of **-97.728923** and a latitude of **45.846570**. The works are capable of diverting and conveying to the place of use **2.22** cu. ft. per second of water that is to be used for **irrigation purposes**. Water has been put to beneficial use to the maximum extent as follows:

Section 1 T127N-R58W

NW ¼ NE ¼ = 34 Acres

NE ¼ NE ¼ = 30 Acres

SW ¼ NE ¼ = 34 Acres

SE ¼ NE ¼ = 20 Acres

Total Irrigated Lands = 118 Acres

Section 6 T127N-R57W

NW ¼ NW ¼ = 24 Acres

NE ¼ NW ¼ = 34 Acres

SW ¼ NW ¼ = 15 Acres

SE ¼ NW ¼ = 34 Acres

Total Irrigated Lands = 107 Acres

Grand Total Irrigated Lands = 225 Acres

comprising a total of **225** acres of land and the license should be issued for **2.22** cfs.

Review of Permit Qualifications And Regulations:

- 1) Special qualifications to permit being abided by **yes**
- 2) All structures, wells and lands on map **yes**
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period **yes**
- 4) Exceptions to compliance are: **none**

Report On the Specifics of the System

Diversion Point Information:

- 1) Well Drilling Firm: **Empire Irrigation Drilling Co., Inc.**
- 2) No. of Wells **1**

10-10-02
Date



2460-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 26, 2007

NOTICE

TO: RYAN C PATTERSON, 10946 425TH AVE, BRITTON, SD 57430

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

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaire(s)

Our records indicate that the 2006 Irrigation Questionnaire has not been submitted for Permit No(s) 2460-3. The request for the Questionnaire was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 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 10:30 am, March 7, 2007, 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) 2460-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before **March 1, 2007**, 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/E0455V5-IQ.pdf>

c: PATTERSON FARM INC., 42474 SD HWY 10, BRITTON, SD 57430

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.



2460-3

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PATTERSON FARM INC
42474 SD HWY 10
BRITTON SD 57430

Waiver of Signature ☐ YES ☐ NO

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2460-3

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SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0799 6835	Signature Po A RYAN C PATTERSON 10946 425TH AVE BRITTON SD 57430
	Waiver of Signature ☐ YES ☐ NO
	Postmark Here
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Service ☐ Priority Mail™ Service ☐ First-Class Mail® parcel ☐ Package Services parcel	
Printed Name: RYAN C PATTERSON (S-10156) (Rev. 1/01)	



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 1, 2007

2460-3

Ryan C Patterson
10946 425th Ave
Britton SD 57430

Dear Mr. Patterson:

I am writing to acknowledge receipt of your 2006 irrigation questionnaire. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Right No. 2460-3.

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.state.sd.us/denr

January 23, 2009

NOTICE

TO: RYAN C PATTERSON, 10946 425TH AVE, BRITTON, SD 57430

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

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire has not been submitted for Permit No(s) 2460-3. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 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, 2009**, 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) 2460-3 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 6, 2009**, 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/E0455V7-IQ.pd>

c: PATTERSON FARM INC., 42474 SD HWY 10, BRITTON, SD 57430

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.

2460-3

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PATTERSON FARM INC
42474 SD HWY 10
BRITTON SD 57430

Waiver of Signature ☐ YES ☐ NO

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2460-3

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U.S. Postal Service Signature Confirmation® Receipt

SIGNATURE CONFIRMATION NUMBER:
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RYAN C PATTERSON
10946 425TH AVE
BRITTON SD 57430

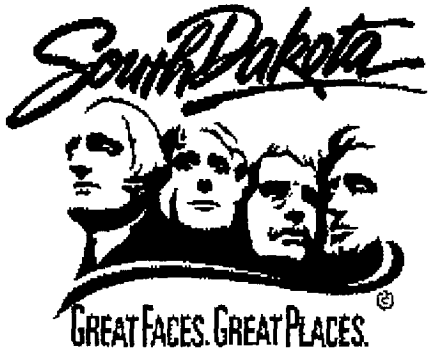
Waiver of Signature ☐ YES ☐ NOPostmark
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and NATURAL RESOURCES**

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523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

March 2, 2009

2460-3

Ryan C Patterson
10946 425th Ave
Britton SD 57430

Dear Mr. Patterson:

I am writing to acknowledge receipt of your 2008 irrigation questionnaire. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right No. 2460-3.

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

If you have any questions, please contact me.

Sincerely,

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

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

c: Patterson Farm Inc



2460-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 18, 2013

NOTICE

TO: RYAN C PATTERSON, 10946 425TH AVE, BRITTON, SD 57430

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

SUBJECT: Reporting Requirement for 2012 Irrigation Questionnaire(s)

Our records indicate that the 2012 Irrigation Questionnaire has not been submitted for Permit No(s) 2460-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 12, 2012. The Water Management Board has directed that owners of water permits who have not submitted the 2012 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 **8:30 am, March 7, 2013**, 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) 2460-3 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 4, 2013**, you will no longer be in violation of your permit and your name will be removed 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 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: PATTERSON FARM INC., 42474 SD HWY 10, BRITTON, SD 57430

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2013

2460-3

Ryan C Patterson
10946 425th Ave
Britton SD 57430

Dear Mr. Patterson:

I am writing to acknowledge receipt of your 2012 irrigation questionnaire.

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right No. 2460-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in 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



2460-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2015

NOTICE

TO: RYAN C PATTERSON, 10946 425TH AVE, BRITTON, SD 57430

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

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaire(s)

Our records indicate your 2014 Irrigation Questionnaire has not been submitted for Permit No(s) 2460-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 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 4, 2015**, 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) 2460-3 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 before the **March 4, 2015** hearing you will no longer be in violation of your permit and your name will be removed 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 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: PATTERSON FARM INC., 42474 SD HWY 10, BRITTON, SD 57430

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.

2460-3

RECEIVED

FEB 17 2015

WATER RIGHTS
PROGRAM

Feb 12, 2015

Please find enclosed a copy of our questionnaire that I had made before sending the original in November. If anything is not correctly filed in just let me know if that was the problem.

Thanks,

Ryan



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182

February 17, 2015

2460-3

Ryan C Patterson
10946 425th Ave
Britton SD 57430

Dear Mr. Patterson:

I am writing to acknowledge receipt of your 2014 irrigation questionnaire.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right No. 2460-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



2460-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 15, 2016

NOTICE

TO: RYAN C PATTERSON, 10946 425TH AVE, BRITTON, SD 57430

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

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaire(s)

Our records indicate your 2015 Irrigation Questionnaire has not been submitted for Permit No(s) 2460-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 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 **Thursday, March 3, 2016 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2460-3 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 before the **March 3, 2016** hearing you will no longer be in violation of your permit and your name will be removed 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 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: PATTERSON FARM INC., 42474 SD HWY 10, BRITTON, SD 57430

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

January 26, 2016

2460-3

Ryan C Patterson
10946 425th Ave
Britton SD 57430

Dear Mr. Patterson:

I am writing to acknowledge receipt of your 2015 irrigation questionnaire.

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Right No. 2460-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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



2460-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 20, 2017

NOTICE

TO: RYAN C PATTERSON, 10946 425TH AVE, BRITTON, SD 57430

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

SUBJECT: Reporting Requirement for 2016 Irrigation Questionnaire(s)

Our records indicate your 2016 Irrigation Questionnaire has not been submitted for Permit No(s) 2460-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 21, 2016. The Water Management Board has directed that owners of water permits who have not submitted the 2016 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 **Wednesday, March 1, 2017 at 11:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2460-3 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 before the **March 1, 2017** hearing you will no longer be in violation of your permit and your name will be removed 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 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: PATTERSON FARM INC., 42474 SD HWY 10, BRITTON, SD 57430

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

March 1, 2017

2460-3

Ryan C Patterson
10946 425th Ave
Britton SD 57430

Dear Mr. Patterson:

I am writing to acknowledge receipt of your 2016 irrigation questionnaire.

You may disregard the January 20, 2017, "Notice" concerning reporting requirements for Water Right No. 2460-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

2460-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 22, 2021

NOTICE

TO: RYAN PATTERSON, 10946 425TH AVE, BRITTON, SD 57430

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

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaire(s)

Our records indicate your 2020 Irrigation Questionnaire has not been submitted for Permit No(s) 2460-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 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 **Wednesday, March 3, 2021 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2460-3 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 before the **March 3, 2021** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/ig> using this password: BLLACU**

C: PATTERSON FARM INC, 42474 SD HWY 10, BRITTON SD 57420

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.



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 2, 2021

2460-3

Ryan Patterson
10946 425th Ave
Britton SD 57430

Dear Mr. Patterson:

I am writing to acknowledge receipt of your 2020 irrigation questionnaire. Thank you for sending in the picture of the form you sent back in November. I am not sure what happened to the first form but am glad you made a copy.

You may disregard the January 22, 2021, "Notice" concerning reporting requirements for Water Right No. 2460-3. The information was received in our office prior to the Water Management Board meeting and the issue has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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

2460-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2022

NOTICE

TO: RYAN PATTERSON, 10946 425TH AVE, BRITTON, SD 57430

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

SUBJECT: Reporting Requirement for 2021 Irrigation Questionnaire(s)

Our records indicate your 2021 Irrigation Questionnaire has not been submitted for Permit No(s) 2460-3 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 22, 2021. The Water Management Board has directed that owners of water permits who have not submitted the 2021 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 **Wednesday, March 2, 2022 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 2460-3 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 before the **March 2, 2022** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: AMCOID**

PATTERSON FARM INC, 42474 SD HWY 10, BRITTON SD 57420

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.

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Tracking Number: 70180040000038018103

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Your item was picked up at the post office at 11:32 am on January 24, 2022 in BRITTON, SD 57430.

USPS Tracking Plus® Available [v](#)

Delivered, Individual Picked Up at Post Office

January 24, 2022 at 11:32 am
BRITTON, SD 57430

[Feedback](#)

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Text & Email Updates



Tracking History



January 24, 2022, 11:32 am

Delivered, Individual Picked Up at Post Office
BRITTON, SD 57430

Your item was picked up at the post office at 11:32 am on January 24, 2022 in BRITTON, SD 57430.

January 22, 2022, 9:39 am

Notice Left (No Authorized Recipient Available)
BRITTON, SD 57430

2460-3

January 21, 2022, 9:38 pm
Departed USPS Regional Facility
HURON SD DISTRIBUTION CENTER

January 21, 2022
In Transit to Next Facility

January 20, 2022, 10:23 pm
Arrived at USPS Regional Facility
HURON SD DISTRIBUTION CENTER

USPS Tracking Plus®



Product Information



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Feedback

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Go to our FAQs section to find answers to your tracking questions.

FAQs



2460-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 3, 2022

NOTICE OF ENTRY OF ORDER TO AMEND WATER RIGHT

TO: Ryan Patterson, 10946 425th Ave., Britton SD 57430
Patterson Farm Inc, 42474 SD Hwy 10, Britton SD 57430

FROM: Eric Gronlund, Chief Engineer *Eric Gronlund*
Water Rights Program

SUBJECT: Amendment to Water Right No. 2460-3

On March 2, 2022, the Water Management Board amended Water Right No. 2460-3 to add the following qualification:

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

This action was taken for your failure to return the 2021 irrigation questionnaire. The addition of this qualification to your water right means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water right with no use of water for up to one year for the first violation.

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

2460-3

CERTIFICATION

I hereby certify that on March 3, 2022, I have personally deposited with the United States mail at Pierre, South Dakota, a first class postage prepaid envelopes containing a "Notice" dated March 3, 2022, concerning Board action to amend and/or suspend water rights to the following:

Amendments:

No. 3487-3: Dave Hanson, 31489 455th Ave., Meckling SD 57069
No. 2460-3: Ryan Patterson, 10946 425th Ave., Britton SD 57430
Patterson Farm Inc, 42474 SD Hwy 10, Britton SD 57430

Amend & Suspend:

Nos. 1397-2, 2647-2 & 2701-2: Cody Burull, 25299 Deer Valley Rd, Reliance SD 57569

Nos. 2072-3, 2126-3, 3204-3, 7236-3 & 7237-3:

- David Ulvestad, 46720 201st St., Bruce SD 57220
- Darwin Ulvestad, 46679 201st St, Bruce SD 57220

Three year suspensions:

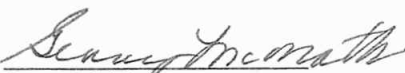
No. 410B-2: Kathi Koester, PO Box 206, Custer SD 57730-0206
Nos. 1350-3 & 6042-3: Scott Jensen, 24348 478th Ave., Dell Rapids SD 57022

One year suspensions:

No. 6947-3: Joe Adler, 48353 149th St, Milbank SD 57252
Nos. 6263-3 & 8041-3: George G Hofer, Cedar Grove Colony, 36926 266th St, Platte SD 57369
No. 881-2: Ryan Edwards, 25331 Yellow Eagle Rd, White River SD 57579
No. 6316-3: Howard Athletic Club Inc., 508 E Farmer Ave., Howard SD 57349-9017
Nos. 2851-3 & 4955-3: David Huber, 16010 413th Ave., Conde SD 57434

Nos. 2390A-3, 3268A-3, 4400A-3, 5651-3, 6431-3, 7365-3, 7366-3, 7367-3, 7370-3, 7395-3, 7905-3, 7906-3, 7369A-3, 7369B-3, 7369C-3, 7906A-3: Joey Waldner Colony, 40068 Huron Colony Lane, Huron SD 57350-8001

Nos. 7286-3 & 7543-3: Brian Kozak, 30620 417th Ave., Tyndall SD 57066
No. 5665-3: Pat Mentele, PO Box 41, Woonsocket SD 57385-0041
No. 8326-3: Jerry D Nelsen, 45125 291st St., Viborg SD 57070
No. 7005-3: Troy Randall, Randall Enterprise LLC, 24250 479th Ave., Dell Rapids SD 57022 6139
No. 2497-2: Marty Vanderploeg, 22958 293rd St, Martin SD 57551-5930
No. 8265-3: Carl Pulvermacher, Wiskota Farm, 14050 SD Hwy 25, Webster SD 57274
Nos. 516-1 & 715-1: Lawrence Woodward, PO Box 220, Dupree SD 57623-0220



Genny McMath
Program Assistant-Water Rights

STATE OF SOUTH DAKOTA)

) SS

COUNTY OF HUGHES)

Sworn to, before me, this 3rd day of March, 2022.



Karen Schlaak

Notary Public

My Commission expires April 1, 2025

