

Water Right Number 2786-3

1. Considered 1-20, 19 77
2. Name of Applicant PAUL WATKINS
3. Post Office Address JEFFERSON
4. Amount of water claimed 1.85
5. Source of water supply 100' WELL
6. Water to be used for IRRIGATION

Acres to be irrigated 130

7. Water to be diverted and used in Union County
about 25, 1W Miles of JEFFERSON

8. Proof of Publication Received 1-23-77

Not received _____

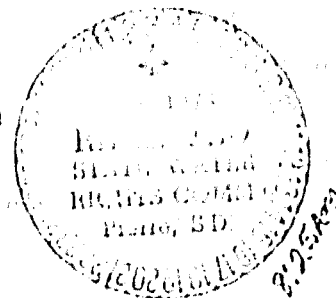
9. Application Approved _____

Subject to _____

Not approved _____

Action deferred _____

10. Remarks:

No. 3286-3Map No. 2573-2 Water Division No. 3 BIG SIOUX RIVER District
(Blanks to be filled by the Engineer for the W. H. 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 PAUL VONDRAK
 Postoffice address JEFFERSON State SOUTH DAKOTA
 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 Vondrak Irrigation Works
 4. Amount of water claimed (cubic feet per second) 2.4 ^{1.85} Maximum Allowable
 5. Source of water supply Well
 6. Location of point of diversion Approximate center of NW 1/4, Sec. 26-T90N-R49W
 _____ County Union

7. Annual period or periods during which water is to be used Spring-summer-fall
 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 130

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

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
<u>NW 1/4, Sec. 26-T90N-R49W</u>	<u>130</u>		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 2 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 Leadon Courier, Elk Point, S.D.
 12. Principal Features of the Proposed Water Supply System.

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

Well

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

PipelineC. Works proposed to apply Water to beneficial use.Center pivot sprinkler systemEstimated Total Cost \$ 30,000Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA)

County of Blauvelt)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.Signed Paul VondrakSubscribed and sworn to before me this 27 day of October 1926Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3286-3

PAUL VONDRAK
(Applicant)

JEFFERSON
(Post Office Address)

SOUTH DAKOTA 57038
(State)

With the following modifications:

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

Date of first receipt of application NOVEMBER 3, 19 76

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

Date of receipt of corrected application —, 19 —

Approved JANUARY 27, 19 77, Recorded in Book 17 Page 81

WATER RIGHT PERMIT NO. 3286-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3286-3 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 NOVEMBER 3, 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 27, 19 78
3. The whole of said work is to be completed on or before JANUARY 27, 19 79
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 27, 19 82
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 water must not be injuriously affected by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 185 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 27, 19 82; said water to be used during the following described annual period: SPRING - SUMMER - FALL

Witness my hand this 7th day of APRIL, 19 77

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer

Certificate of Construction Issued MAY 12, 19 82

Water License Issued MAY 12, 19 80

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

D. Well Information or Estimates

(1) Drill Hole, Diameter 30", Depth 100'
 (2) Casing, Type Translon Diameter 16" Thickness 3/4"
 (wood, concrete, steel, etc.)
 (3) Perforated Screen.
 Type Stainless Steel, Diameter 16" Length 20'
 (4) Gravel Pack, Thickness 6", Length of gravel pack 40'

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 Gravel

Depth to top of water bearing material 50'

Depth to bottom of water bearing material 100'

Thickness of water bearing material 50'

Depth to water (ground surface to water level) 20'

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

On same owner's property 90 rds. On property owned by others 1 1/8 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 Wondrak
 Signature of Applicant

October 1, 1976

Mr. Paul Vondrak
Jefferson, SD 57038

Dear Mr. Vondrak:

Your water sample (Lab. No. 76-1330) has been analyzed and the results are reported on the accompanying sheet, which is your copy to keep.

I am also enclosing a copy of AES pamphlet 013 for your use. The quality of your water for irrigation use is plotted approximately by means of the red cross in the chart on the outside back cover.

Your water, as indicated by this analysis, is satisfactory for use on the soils you indicate will be irrigated. If a salt problem or a water table problem should develop, contact extension personnel for assistance.

The WI-1, soils information, and a copy of the water analysis are being forwarded to the State Conservation Commission for their action.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:ckb
Enclosures
cc: State Conservation Commission



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1 H1

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(THIS FORM REQUIRED FOR PROPOSED GROUND WATER IRRIGATION)



NAME Paul L. Hendrick
ADDRESS JEFFERSON, S D
COUNTY Union

LEGAL DESCRIPTION

1. WELL LOCATION 1320' West and 1200' South of NE Corner, Sec 26, T12N R49W
2. LOCATION OF AREA TO BE IRRIGATED 112' x 179' T12N R49W

TYPE OF IRRIGATION

3. GRAVITY TOWLINE CENTER PIVOT GUN
4. CROPS TO BE IRRIGATED

WATER QUALITY

5. SAMPLE NUMBER 76-1330
6. SALINITY (EC x 10⁶) 10.62 (high)
7. SODIUM (SAR) 0.80 (low)
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0.00

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and:
the soils information has been acquired from Conservation District,
County Extension office or Soil Conservation Service.
and:
that the legal description for the location of the well and land to be irrigated is true and correct.

Paul L. Hendrick
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
8 DAY OF May 19 76

L. E. Van Bochem
(TITLE OR SEAL)

APPROVED AND FORWARDED

(CONS. DIST. OR SOIL CONSERV. SERVICE SIDE)

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

Submitted by: Paul Vondrak
 Address: Jefferson, SD 57038

Date Rec'd September 13, 1976
 Sample No. 76-1330
 Identification Well-
H-1, Sec. 26, T. 90N, R. 49W

WATER ANALYSIS

Calcium (Ca)	104	ppm*	5.20	me/l**
Magnesium (Mg)	41	ppm	3.36	me/l
Sodium (Na)	38	ppm	1.65	me/l
Potassium (K)	11	ppm	0.29	me/l
Sulfate (SO ₄)	158	ppm	3.28	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	8	ppm	0.20	me/l
Bicarbonate (HCO ₃)	549	ppm	9.00	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)	450	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1062	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.20			
Sodium	15.71	% of cations		
Residual sodium carbonate	0.44	me/l		
pH	7.23			
Others:				

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 10.50 me/l
 Total anions 12.43 me/l

By: Shirley Litten

Service Performed

Amount Due

Irrigation analysis

\$8.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment:

Sample No. 76-1330

Amount Enclosed \$

Signed

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3286-3

(1) WHEREAS, On the 3rd day of November A.D. 19 76
Paul Vondrak

made Water Right Application No. 3286-3 for a permit to use 1.85 cubic feet per second of the waters of ground water (one well)

County of Union State of South Dakota, for Irrigation

purpose, and
(2) WHEREAS, On the 27th day of January A.D. 19 77

Permit No. 3286-3 with a date of priority of November 3, 1976

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 27th day of January A.D. 19 79 and for the application to beneficial use of said water on or before the 27th day of January A.D. 19 82

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 1.85 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 irrigation of a 130 acre circle in the NE $\frac{1}{4}$ of Section 26, T90N, R49W

(5) NOW, THEREFORE, by the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Paul Vondrak

_____ of Jefferson, SD

the holder _____ and owner _____ of said permit No. 3286-3 a water right, dating from November 3, 1976

_____ to use of 1.85 cubic feet per second of the waters of ground water (one well)

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 In the center of the NE 1/4 Section 26, T90N, R49W

and conduct and upon a 130' circle in the NE 1/4 Section 26, T90N, R49W

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 3286-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 12th day of May A. D.

Nineteen Hundred and Eighty

Board of Water Management

By:

John Hatch
Chief Engineer

JOHN HATCH

Permit No. 3286-3

Water Diversion No. 3 Big Sioux River Water District

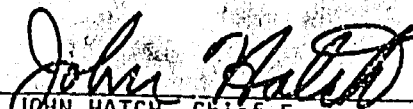
CERTIFICATE OF CONSTRUCTION

This is to Certify, That Paul Vondrak

_____ the holder _____ of
Permit No. 3286-3, issued upon Application No. 3286-3, bearing date of priority of
November 3, 1976 authorizing the diversion of 1.85 cu. ft. per second of the waters of
ground water (one well) County of Union, State of South Dakota
In the center of the NE $\frac{1}{4}$ Section 26, T90N, R49W
_____, for Irrigation

purpose, 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 1.85 cu. ft. per second of water.

Date May 12, 1980


JOHN HATCH, Chief Engineer
Water Rights, WND

Form 6 - Notice of Intent to Appropriate Water

No. 3286-3

Publish first publication, on or before January 13, 1977

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

December 16, 1976

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

1.05 cubic feet of water per second of time from the ground water through the
Vondrak Well, the point of diversion of which is to be located in the

center of the NW
of Section 26, Twp. 60N, Range 14W. Said water to be used for the purpose
of providing irrigation on the following described land:

NE 1/4, Section 26, T60N, R14W

This application No. 3286-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 24th day of January, 1977, at 10:00 A.M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw

cc: Paul Vondrak, Jefferson, SD 57039

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7487

PIERRE, April 30, 1980

RECEIVED OF Paul Vondrak; Jefferson, SD 57038

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

Fee for Application for Permit to appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and Issuing Cert. of Construction No. 3286-3		
Fee for inspecting Beneficial Use, and Issuing Water License No. 3286-3		50.00
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL		50.00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer
JOHN HATCH / bt

Permit No. 3286-3Water Division 3 Big South River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by PAO:
VONDRAK of JEFFERSON holder
 of Permit No. 3286-3, bearing date of priority of NOVEMBER 3, 1974,
 authorizing the diversion of 1.85 cu. ft. per second of the waters of GROUNDWATER
 for IRRIGATION purposes, in UNION County.

I have to report on the condition of the same as follows:

The Water Use System consists of,

A. Works used to divert the water:
100' DEEP WELL WITH 16" DIA TRANSITE CASING,
LAYNE BOWLER WELLLINE 8" PUMP - 3 STAGE - 12KWH BOWLS
POWERED BY #3208 CATERPILLAR DIESEL MOTOR (50HP)

B. Works used to transport water to place of use,
30' OF 8" MAINLINE TO CENTER OF PLOT

C. Works used to apply water to beneficial use.
PERCE CENTER PLOT IRRIGATION SYSTEM WITH
SMALL END GUN

The system is in the following condition: GOOD

The point of diversion is located IN THE CENTER OF THE NE⁴,
SECTION 26, T40N, R49W

The works are capable of diverting and conveying to the place of use 1.85cu. ft. per second of water which is to be used for IRRIGATION

Water has been put to beneficial use to the maximum extent as follows:

FOR IRRIGATION OF A 130 ACRE CIRCLE IN THE
NE⁴, SECTION 26, T40N, R49W

comprising a total of 130 acres of land.Date: SEPTEMBER 13, 1979

[Signature]
 (Signature)



3286-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JGE 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 delisted 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



3286-3

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, 3286-3 & 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

UNITED STATES DEPARTMENT OF AGRICULTURE SOIL CONSERVATION SERVICE
cooperating with

Soil Conservation District

Plan No. _____ Date 10-19-76
Scale 1" = 1320' Acres 160
Approximate

UNION S. Dak. H. P. Wagner
County State Assisted By

Photo No. _____

NE 1/4 SEC. 26-T9N-R49W

CROPLAND

I-1 7Ac.

CROPLAND

III-2 7Ac.

CROPLAND IRRIGATED

I-1 130 Ac.

III-3

WELL

Farmstead

7Ac. H

I-1

CROPLAND

I-1 7Ac.

SOILS

[illegible]

BASIC DATA SHEET FOR
SPRINKLER IRRIGATION SYSTEMS

1. Name: PAUL VONDRAK Date: 10-19-76
2. Address: Jefferson S.D.
Conservation District: UNION COUNTY
3. Legal Description: NE4 SEC. 26-T90N-R49W
4. Topographic Map (attached if available) Flat
5. Soil Map (attached if available) Attached
6. Soil Design Information ¹:

Field No.	Design ² Soil Series	Crops	Root Zone Depth, Ft.	Total Avail. Moist., In.	Maximum Net Re- placement, In.	Maximum Applica- tion Rate/Hr.			
						Net Irrigation			
						1"	2"	3"	4"
	7-25	CORN	4	8.3	4.4	1.0			0.7
		soybeans	3	6.4	3.3	1.0		0.4	0.4

7. Consumptive Use of Water by Crops ³:

Crop	Seasonal Water Use, In.		Design Consumptive Use Rate, In/Day for Net Irrigation				
	Gross	Net	1"	2"	3"	4"	
CORN	17.3	11.3	1.26			1.23	
soybeans	20.1	12.8	1.27			1.24	

8. Other Factors Affecting Design: Low intake rate soils - high salt water.

Prepared by: Howard P. Wagner
U. S. Soil Conservation Service: Elk Point
location

¹Reference: South Dakota Irrigation Guide
²Most restrictive Soil Series, which governs Irrigation recommendations. Usually greater than 5-10% of area.
³Based on 80% chance of effective rainfall

OTHER INFORMATION
(If Available)

1. Water Supply:

- a. Source: Well.
- b. Quality: High Salts
- c. Estimate as to:
- (1) Total Quantity Available: 260 Acre Feet/Year
- (2) Rate at which available: 1000 G.P.M.

2. Planned Crop Rotation: Corn - Soybeans

3. Available Power:

- a. Type of Fuel: Elec
- b. Electricity
- (1) Phase: 3
- (2) Voltage: 120-660
- (3) Maximum H.P.: 75 of 70% eff.

4. Remarks: Need a low application rate system with extra flotation.

UNITED STATES DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICEIRRIGATION DESIGN SHEETFarm Owner PAUL VONDRAK Operator _____Location NE⁴ Sec. 26 T90N R49W County UNION

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Field No.	Area (Ac.)	Soil Series	Ave. Slope Group (%)	Crop	Net Moisture To Be Replaced (In)	Est. Irrigation Frequency (Days)	Irriga. Method	Intake Family	Stream Size (GPM or CFS)	Ave. Length Run (Ft.)	Spacing Border, Furrow, Sprinkler	Est. Eff. (%)	Gross Application (In.)	Est. Time Required (Hrs.)
		* 2	0.1	CORN	3.0	12	C-FURROW	.33	15	2600	30	70	4.3	10-10-20
		* 2	0.1	SOY BEANS	3.0	12	C-FURROW	.25	15	2600	22	70	5.4	10-10-20
		7-25	0.4	CORN	4.4	19	Sprinkler		0.4		CP	70	6.3	
		7-25	0.4	SOY BEANS	3.3	13	Sprinkler		0.4		CP	70	4.7	
		23	0.75	CORN	3.6	15	Sprinkler		0.8		CP	75	4.8	
		23	0.75	SOY BEANS	2.7	10	Sprinkler		1.0		CP	70	3.9	

* This soil not recommended for sprinkler irrigation.

H.P. Wagner

- Notes:
1. Omit Column 11 for sprinkler irrigation
 2. For sprinkler systems other than center pivot, show nozzle capacity in Column 10
 3. In Column 12, show row spacing for furrow irrigation, width of border for border irrigation and sprinkler spacing ($S_b \times S_m$) for sprinkler systems other than center pivot. For center pivot show as C.P.
 4. For cutback furrow irrigation, show schedule of operation in Column 15.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

August 15, 2019

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

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

Dear Mr. Trudeau:

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

Below is a list of these water rights:

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

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

Sincerely,

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 19, 2024

NOTICE

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

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

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaires

Our records indicate your 2023 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 20, 2023. The Water Management Board has directed owners of water permits who have not submitted the 2023 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 1100-3, 2347-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3, 3869-3 & 4370-3 should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 2340-3, 2623-3, 5666-3, 6001-3, 6079-3 & 6956-3 qualification:

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

The hearing will be held at **Wednesday, March 6, 2024 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 2340-3, 2623-3, 5666-3, 6001-3, 6079-3 & 6956-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 1100-3, 2347-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3, 3869-3 & 4370-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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

If the questionnaires are received in this office before the **March 6, 2024** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: TEFGBZB**

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



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

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cc: PAUL VONDRAK, RT 1, JEFFERSON SD 57038

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**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
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February 13, 2024

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

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

Dear Mr. Trudeau:

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

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

If you have any questions, please contact me.

Sincerely,

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

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