

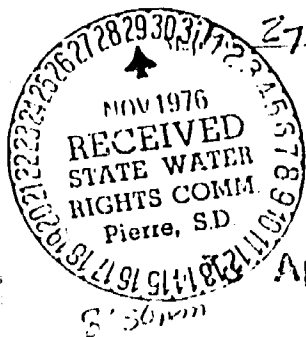
Water Right Number 3459-3

1. Considered 1-26, 19 77
2. Name of Applicant PAT GANT
3. Post Office Address GIEDDES
4. Amount of Water claimed 5.70
5. Source of Water supply 2100' WELL
6. Water to be used for IRRIGATION
- Acres to be irrigated 400
7. Water to be diverted and used in CHAS MIX County
about 3E, 3S miles 1.26 of GIEDDES
8. Proof of Publication Received ~~FILE~~ 1-26-77
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____

10. Remarks:

No. 3452-3Water Division No. MISSOURI RIVER District 9

(Blanks to be Filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant MARK Pat Gant
 Postoffice address Geddes, State South Dakota
 If a corporation show date and place of incorporation _____ contract
2. Method of accomplishing work (contract, employment of others, or by direct labor) _____
3. Name of diversion work Gant #1
4. Amount of water claimed (cubic feet per second) 6 cfs
5. Source of water supply ground water
6. Location of point of diversion SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 16, 97-66

- County Charles Mix
7. Annual period or periods during which water is to be used May through September
Irrigation
8. Use to be made of water (irrigation, industrial, municipal, commercial, recreation, etc.) _____
9. For irrigation use, Total number of acres to be irrigated 400

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

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NE $\frac{1}{4}$ 16-97-66	160	NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ 16-97-66	160
SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ 9 97-66	120		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use _____ years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Charles Mix County News
MITCHELL
12. Principal Features of the Proposed Water Supply System:

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

Well with turbine pump

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

Aluminum

C. Works proposed to apply water to beneficial use.

Center pivot irrigation systemEstimated Total Cost \$ 40,000

Attachment: 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 Charles Mix)
Pat Gant

I, _____ 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 Pat Gant1964 day of September, 19 75

Subscribed and sworn to before me this _____

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3459-3
115th E. GANT (Applicant) GETTES (Rt 111, Box 10) (Post Office Address)
SOUTH DAKOTA 57342 (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 ^{adequate} ~~existing~~ domestic wells.

Date of first receipt of application NOVEMBER 29 19 76
 Date of return to applicant for correction, amendments or changes required _____ 19 ____
 Date of receipt of corrected application JANUARY 13 19 77
 Approved JANUARY 27 19 77 Recorded in Book 16 Page 275

WATER RIGHT PERMIT NO. 3459-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3459-3 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 29 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JULY 27 19 79
3. The whole of said work is to be completed on or before JANUARY 27 19 82
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 the use of water must not be injuriously affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed 5.7 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: MAY THRU SEPTEMBER

Witness my hand this 1ST day of FEBRUARY 19 77

WATER RIGHTS COMMISSION

John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 ____

Water License Issued _____, 19 ____

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

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 16", Depth 300
- (2) Casing, Type Steel Diameter _____ Thickness _____
(wood, concrete, steel, etc)
- (3) Perforated Screen
Type Not determined, Diameter _____, Length _____
- (4) Gravel Pack, Thickness _____, Length of gravel pack _____

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 41
59 ft. of water bearing sand

Depth to top of water bearing material 250' 219

Depth to bottom of water bearing material 300' 260

Thickness of water bearing material 50' 41'

Depth to water (ground surface to water level) 250' 164'

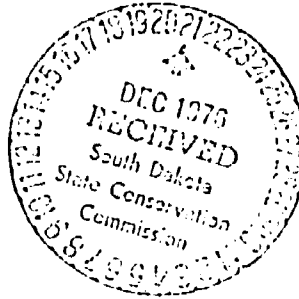
- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property 40 rds. On property owned by others 160 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.

Pat Gant
Signature of Applicant



December 17, 1976

Mr. Pat Gant
Geddes, SD 57342

Dear Mr. Bant:

Your water sample (Lab. No. 76-1943) 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 #13 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.

This water is unsatisfactory for use in irrigation of any normal soil. It will cause excessive salt accumulation in the soil, or soil structure, deterioration, or both. It is my recommendation that this water not be considered further. However, I am sending your WI-1 and a copy of this letter and the water analysis to the Conservation Commission for their action.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:ckb
Enclosures
cc: State Conservation Commission

Conservation
Commission
Form W1 41

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
Irrigation System: _____
Water Quality: _____
Soils Capable: _____
Approved: *[Signature]*
Disapproved: _____

NAME: Pat Gant
ADDRESS: Gaddes, South Dakota
COUNTY: Charles Mix



LEGAL DESCRIPTION

1. WELL LOCATION: SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 16-97-66
2. AREA TO BE IRRIGATED: NE $\frac{1}{4}$ -16; NE $\frac{1}{4}$ SE $\frac{1}{4}$ -16; SE $\frac{1}{4}$ SE $\frac{1}{4}$ -9; NE $\frac{1}{4}$ SE $\frac{1}{4}$ -9-97-66

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): Center pivot
4. CROPS TO BE IRRIGATED: Mainly corn

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 2-6% Slopes
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: See attached sheet

Soils info missing; negative appraisal

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 76-1943
8. SALINITY: EC = 2572 (very high)
9. SODIUM: SAR = 7.91 (medium)

This is basically a sodium sulfate water -- not good.

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

and:

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

Pat Gent

Subscribed and sworn before me this

1st day of December 19 76.

(H. H. Hoffer)

(Title)

REPORT OF ANALYSIS

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

Submitted by: Pat Gant
Address: Geldos, SD 57342

Date Rec'd November 29, 1976
Sample No. 76-1943
Identification E211-219
102, Sec. 16, T. 97N, R. 65E

WATER ANALYSIS			
Calcium (Ca)	156	ppm*	7.80 me/l**
Magnesium (Mg)	32	ppm	2.62 me/l
Sodium (Na)	415	ppm	18.05 me/l
Potassium (K)	28	ppm	0.73 me/l
Sulfate (SO ₄)	1080	ppm	22.46 me/l
Nitrate (as N)		ppm	0.69 me/l
Chloride (Cl)	24	ppm	4.80 me/l
Bicarbonate (HCO ₃)	293	ppm	me/l
Carbonate (CO ₃)		ppm	me/l
Iron (Fe)		ppm	g.p.g.***
Fluoride (F)	24.0	ppm (as CaCO ₃)	
Hardness (EDTA as CaCO ₃)	0	ppm (as CaCO ₃)	
Alkalinity (Methyl Orange)	2572	micromhos per cm at 25° C.	
Alkalinity (Phenolphthalein)	7.91	% of cations	
Electrical Conductivity	56.72	me/l	
Sodium Adsorption Ratio	0.00	me/l	
Sodium	8.11		
Residual sodium carbonate			
pH			
Others:			

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

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



COMMENTS: Total cations 31.82 me/l
Total anions 27.95 me/l

By: Shirley Kitten

Service Performed _____ Amount Due 18.00 PAID

Irrigation analysis

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-1943

Amount Enclosed \$

Signed

Form 3 - Notice of Intent to Appropriate Water

No. 3450-3

Publish first publication, on or before January 13, 19 77

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

January 13, 19 77

Notice is hereby given that Pat Gant
whose post office address is Geddes, 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
5.7 cubic feet of water per second of time from the ground water through the
Gant # 1, the point of diversion of which is to be located in the _____

NW 1/4 NE 1/4
of Section 16, Twp. 97N, Range 66W. Said water to be used for the purpose
of providing irrigation on the following described land:

S 1/2 SE 1/4, NE 1/4 SE 1/4, Section 9; N 1/2 NE 1/4, SE 1/4 NE 1/4, N 1/2 SE 1/4, N 1/2 SW 1/4
Section 16, T97N, R66W

This application No. 3450-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 26th day of January, 19 77, 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: Pat Gant, Geddes, SD 57342

No. 3459-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA

County Davison ss.

I, Gerald Putjenter hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Daily Republic

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

City of Mitchell

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

January 18, 1977

January 25, 1977

Gerald Putjenter
(Signature)

Publisher
(Title)

January 25, 1977
(Date Signed)



NOTICE
INTENT TO
APPROPRIATE WATER

Pierre, South Dakota 57501
January 13, 1977

Notice is hereby given that Pat Gant whose post office address is Geddes, 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 5.7 cubic feet of water per second of time from ground water through the Gant No. 1, the point of diversion of which is to be located in the NW 1/4 NE 1/4 of Section 16, Twp. 97N, Range 66W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SW 1/4 SE 1/4, NE 1/4 SE 1/4, Section 9; NW 1/4 NE 1/4, SE 1/4 NE 1/4, NW 1/4 SE 1/4, NW 1/4 SW 1/4 Section 16, T97N, R66W

This application No. 3459-3 will be considered by the Water Rights Commission at their office at Pierre upon the 26th 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

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 6821

PIERRE, February 26, 1979

RECEIVED OF Mark Saul, P.O. Box 70, Geddes, SD 57342
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.		
Fee for inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing transfer of water right No. 3459-3	2	50
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for (any other work as provided by law)		
TOTAL	2	50

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH gy

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights Commission
Foss Building
Pierre, SD 57501

Date: Feb. 20, 1979

This is to notify you that title to the lands described as follows:

120 acres-NE $\frac{1}{4}$ 16-97-66; 120 acres-SE $\frac{1}{4}$ 9-97-65; 160 acres-N $\frac{1}{2}$ SW $\frac{1}{4}$ & N $\frac{1}{2}$ SE $\frac{1}{4}$ 16-97-66formerly owned by Pat Gant, Geddes, SDhas been transferred to Mark Gant, Geddes, SD 57342

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 3459-3 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Rights Commission as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is hereto attached to cover filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)
) ss.
County of Charles Mix)

I, Mark Gant being first duly sworn on my oath depose and say:
That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Mark Gant
(Signed)

Subscribed and sworn to before me this 20 Day of February 1979.

Harold R. [Signature]
(Notary Public)

3439-3 Mark Yant.

9' 11" well - 200 ft deep. 40 ft water.

4' 11" of water at 200 ft deep.

Cap 1000 ppm

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

March 23, 1987

MARK GANT
RR #1 BOX 70
GEDDES, SD 57342

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 3459-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 2:00 pm, May 6, 1987 in Room 216.
Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 3459-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.



JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

NOTE: If the questionnaire(s) is received in this office before the hearing date, your name will be deleted from the agenda for the hearing.



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

April 15, 1987

3459-3

Mark Gant
RR #1 Box 70
Geddes, SD 57342

Dear Mr. Gant:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaire. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit No. 3459-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,

A handwritten signature in black ink, appearing to read "John Hatch". The signature is written in a cursive, flowing style.

JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

SOUTH DAKOTA
Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

January 29, 1988

MARK GANT
ER #1 BOX 70
GEDDES, SD 57312

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation
Questionnaire

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 3459-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 9:00 am, March 2, 1988 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 3459-3 to require the Irrigation Water Use Questionnaire to be submitted each year.
2. Postpone any action;
3. Take no action.

The hearing(s) 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.



JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, your name will be deleted from the agenda for the hearing.

SOUTH DAKOTA
Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

March 14, 1988

NOTICE OF AMENDMENT TO WATER PERMIT(S)

TO: MARK GANT
RR #1 BOX 70
GEDDES, SD 57342

FROM: John Hatch, Chief Engineer
Water Rights Division
773-3352

John Hatch

SUBJECT: Amendment to Water Permit No(s). 3459-3

Pursuant to the provisions of the notice dated January 29, 1988 and following the Hearing March 2, 1988, the Water Management Board has amended Water Permit No(s). 3459-3 to add the following qualification to each:

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

The addition of this qualification to your Permit(s) means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water permit and no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3101

Attachment to Water Permit No(s). 3459-3

Pursuant to the provisions of the notice dated January 29, 1988 and following the Hearing March 2, 1988, the Water Management Board has amended Water Permit No(s). 3459-3 to add the following qualification to each:

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

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
 Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☒ Show to whom delivered, date, and addressee's address *! (Extra charge) !*
 2. ☐ Restricted Delivery *! (Extra charge) !*

MARK GANT
 RR #1 BOX 70
 GEODES, SD 57342

4. Article Number

P 501 739 043

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Always obtain signature of addressee or agent and **DATE DELIVERED.**

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

X *Mark Gant*

6. Signature - Agent

X

7. Date of Delivery

03-15-88

PS Form 3811, Mar. 1987

• U.S.G.P.O. 1987-178-268

DOMESTIC RETURN RECEIPT

3459-3

Permit No. 3459-3
Missouri - Water District

Report Of Examination Of Works And/Or Application of Water To Beneficial Use

TO: Chief Engineer, Division of Water Rights, DENR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Pat Gant of Geddes, SD 57342 holder of Permit No. 3459-3, bearing the priority of November 29, 1976 authorizing the diversion of 5.7 cu. ft. of water per second from groundwater (one well) for irrigation purposes, in Charles Mix County.

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

A. Works used to divert the water:

General Electric
 Serial No. ALJ1J8142
 Model No. 5K6267XH3A
 100 HP

Borgs/Warner Pump
 Model No. 771H7CA
 Pressure 70 PSI
 1000 GPM

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

1) Type PVC 2) Size 10" 3) Length 2,640 feet

C. Works used to apply water to beneficial use:

Center Pivot: Zimmatic
 10 Towers
 High pressure with end guns
 800 GPM

NOTE: This center pivot is towed between sections 9 & 16 to irrigate both areas.

The system is in the following condition excellent. The point of diversion is located 1320 feet E and 1320 feet N from the center of Section 16 T97N-R66W. The works are capable of diverting and conveying to the place of use 1.78 cu. ft. of water per second which is to be used for irrigation. Water has been put to beneficial use to the maximum extent as follows:

<u>T97N-R66W</u>	<u>Section 9</u>	<u>NE1/4 SE1/4</u>	<u>34 acres</u>
		<u>SE1/4 SE1/4</u>	<u>34 acres</u>
		<u>SW1/4 SE1/4</u>	<u>34 acres</u>
	<u>Section 16</u>	<u>NW1/4 NE1/4</u>	<u>34 acres</u>
		<u>NE1/4 NE1/4</u>	<u>34 acres</u>
		<u>SE1/4 NE1/4</u>	<u>34 acres</u>

comprising a total of 204 acres of land and the license should be issued for 1.78 cfs. Applicable permit qualifications have been complied with: Yes ☒ Exceptions to compliance are: None Date: 6-24-93


 Barry A. McLaury
 Natural Resources Analyst
 DENR, Water Rights Division

REPORT ON INSPECTION OF PERMIT NO. 3459-3

DATE: June 7, 1993

Other permit(s) associated with the project: NA

DIVERSION POINT LEGAL LOCATION: 1320 feet E and 1320 feet N from the center of Section 16 T97N-R66W.

WELL INFORMATION:

- 1) Well Drilling Firm: Huron Drilling
- 2) No. of Wells 1
- 3) Depth(s) 260 feet
- 4) Well log is available Y

Casing:

- 1) Diameter 12 inches
- 2) Length 220 feet
- 3) Type steel

Screen:

- 1) Type stainless steel
- 2) Length 40 feet
- 3) Static water level 164 feet

Pump:

- 1) Make Borgs/Warner
- 2) Model 771H7CA
- 3) Operating 70 pressure PSI
- 4) Capacity 1000 GPM

CHEMIGATION EQUIPMENT:

- 1) Does chemigate N

Motor:

- 1) Make General Electric
- 2) Model No. 5K6267XH3A
- 3) Serial No. ALJ108142
- 4) Horsepower rating 100 HP

DISTRIBUTION LINES OR CANALS:

- 1) Type PVC
- 2) Size 10 inches
- 3) Length 2640 feet

SYSTEM TYPE:

Center pivot:

- 1) Make Zimmatic
- 2) Overall length 1320 feet
- 3) Number of towers 10
- 4) Distance between towers 132 feet
- 5) End gun Y
- 6) High or low pressure High (70)
- 7) Capacity 800 GPM

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit lands agree with lands being irrigated and lands listed on permit Y

2) Special qualifications to permit being abided
by Y

3) All structures, wells and lands on map Y

4) Irrigation Questionnaires checked to
determine if permit owner started irrigation
by the end of construction period Y

5) NOTE: This pivot is towed between
Sections 9 and 16 to irrigate both areas.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 10, 1994

3459-3

Mark Gant
RR 1, Box 70
Geddes, SD 57342

Dear Mr. Gant:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 3459-3, has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

NOTE: On check or money order, please specify your permit number. This will insure proper handling of the fee.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

June 9, 1994

SECOND NOTICE
Permit No: 3459-3

NOTICE OF WATER LICENSE INSPECTION FEE REQUIREMENT

Mark Gant
RR 1, Box 70
Geddes, SD 57342

Dear Mr. Gant:

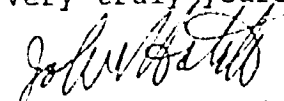
On March 10, 1994, you were notified the final inspection fee of \$50.00 is due before Water License No. 3459-3 can be issued. As of this date, the fee has not been received.

The fee is a final step in the legal process of obtaining and perfecting a water right and is required by SDCL 46-2-13(3). Upon receipt of the \$50.00 fee, your Water License will be sent to you. This is the final document for the perfection of your Water Right. A perfected water right is similar to a property right and once a water right is perfected, it cannot be lost as long as the water is used.

Please remit fee to:
Department of Environment & Natural Resources
Water Rights Division
523 E. Capitol
Pierre, SD 57501-3181

According to South Dakota Water Law 46-5-30.1, you may not divert water until the License fee is paid. Please submit the required fee immediately to avoid jeopardizing your water permit.

Very truly yours,


JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352

RECEIPT

414199

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, June 15, 1924

RECEIVED OF Mark Gant, Gant Polled Herefords Inc., RR #1 Box 70, Geddes, SD 57342-9505
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. 3459-3	5000	
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	5000

By John Hatch
Chief Engineer JOHN HATCH

(Signature)

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3459-3

(1) Pat Gant, of Geddes SD made Application No. 3459-3, November 29, 1976 for a water permit to appropriate 5.7 cubic feet of water per second from groundwater, Charles Mix County, South Dakota for irrigation purposes. Permit No. 3459-3, with a priority date of November 29, 1976 was approved January 27, 1977 and issued to the applicant for diversion of water with construction of the described water supply system completed January 27, 1982 and application to beneficial use of said water on or before January 27, 1982.

Water Permit No. 3459-3 was transferred February 20, 1979 to Mark Gant from Pat Gant.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.78 cubic feet of water per second for beneficial use. The location of the diversion point is 1320 feet E and 1320 feet N from the center of Section 16-T97N-R66W (NE 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

T97N-R66W	Section 9	NE 1/4 SE 1/4	34 acres
		SE 1/4 SE 1/4	34 acres
		SW 1/4 SE 1/4	34 acres
	Section 16	NW 1/4 NE 1/4	34 acres
		NE 1/4 NE 1/4	34 acres
		SE 1/4 NE 1/4	34 acres
		Total	204 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Mark Gant of RR 1, Box 70, Geddes SD 57342 the holder and/or owner of Water Permit No. 3459-3 is issued a license to appropriate water, the right to use 1.78 cubic feet of water per second from groundwater (one well) with a priority date of November 29, 1976 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Permit No. 3459-3 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and Natural Resources

NOV 14 1994

date



3459-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOV 14 1994

3459-3

Mark Gant
RR 1, Box 70
Geddes, SD 57342

Dear Mr. Gant:

Enclosed is Water License No. 3459-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 414199 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

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. 3459-3, 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.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352

rd
enclosures

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

3459-3

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

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Mark Gant
RR 1, Box 70
Geddes, SD 57342

3459-3

4a. Article Number

P 318 052 660

4b. Service Type

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

7. Date of Delivery

6-10-94

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

5. Signature (Addressee)

Mark Gant

6. Signature (Agent)

6-10-94 M M

PS Form 3811, December 1991

U.S. GPO: 1992-323-402

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service



3459-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 9, 1998

NOTICE

TO: MARK GANT, RR 1 BOX 70, GEDDES, SD 57342 9505

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1997 Irrigation Questionnaire(s)

Our records indicate that the 1997 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3459-3. The request for the Questionnaire was dated October 17, 1997. The Water Management Board has directed that owners of water permits who have not submitted the 1997 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 3459-3 qualification:

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

The hearing will be held at 9:45 am, February 25, 1998 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. 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) 3459-3 in accordance with applicable provisions of SDCL 46-1-12;
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 20, 1998, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

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

3. Article Addressed to:

MARK GANT
RR 1 BOX 70
GEDDES SD 57342 9505

3459-3

4a. Article Number

11941223

4b. Service Type

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

7. Date of Delivery

5. Received By: (Print Name)

1-10-99 M

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

6. Signature: (Addressee or Agent)

X

PS Form 3811, December 1994

102595-07-0-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 12, 1998

3459-3

Mark Gant
37195 285th St
Geddes, SD 57342-6628

Dear Mr. Gant:

I am writing to acknowledge receipt of your 1997 irrigation questionnaire. You may disregard the January 9, 1998, "Notice" concerning reporting requirements for Water Permit No. 3459-3.

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
Environmental Scientist
Water Rights Program
(605) 773-3352



3459-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 22, 1999

NOTICE

TO: MARK GANT, 37195 285TH ST, GEDDES, SD 57342 6628
FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 1998 Irrigation Questionnaire(s)

Our records indicate that the 1998 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3459-3. The request for the Questionnaire was dated October 16, 1998. The Water Management Board has directed that owners of water permits who have not submitted the 1998 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 3459-3 qualification:

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

The hearing will be held at 9:45 am, March 3, 1999 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. 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) 3459-3 in accordance with applicable provisions of SDCL 46-1-12;
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, 1999, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMuth 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.

3459-3

SENDER: ■ Complete Items 1 and/or 2 for additional services. ■ Complete Items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return this card to you. ■ Attach this form to the front of the mailpiece, or on the back if space does not permit. ■ Write "Return Receipt Requested" on the mailpiece below the article number. ■ The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. ☐ Addressee's Address 2. ☐ Restricted Delivery Consult postmaster for fees.	
3. Article Addressed to: MARK GANT 37195 285TH ST GEDDES SD 57342 6628		4a. Article Number 2 119 141 560	
		4b. Service Type ☐ Registered ☒ Certified ☐ Express Mail ☐ Insured ☐ Return Receipt for Merchandise ☐ COD	
		7. Date of Delivery	
5. Received By: (Print Name) 1-26-99		8. Addressee's Address (Only if requested and fee is paid)	
6. Signature: (Addressee or Agent) X Mark Gant			
PS Form 3811, December 1994		Domestic Return Receipt	

Is your RETURN ADDRESS completed on the reverse of this card?

Thank you for using Return Receipt Service.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 9, 1999

3459-3

Mark Gant
37195 285th St
Geddes, SD 57342-6628

Dear Mr. Gant:

I am writing to acknowledge receipt of your 1998 irrigation questionnaire. You may disregard the January 22, 1999, "Notice" concerning reporting requirements for Water Right No. 3459-3.

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**

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

January 14, 2004

NOTICE

TO: MARK GANT, 37195 285TH ST, GEDDES, SD 57342 6628

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

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3459-3. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 3459-3 qualification:

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

The hearing will be held at 8:30 am, March 3, 2004 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) 3459-3 in accordance with applicable provisions of SDCL 46-1-12;
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 27, 2004, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.



3459-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 9081

Your item was delivered at 11:50 am on January 15, 2004 in GEDDES, SD 57342. The item was signed for by M GANT.

[Shipment Details >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

Notification Options

▶ Track & Confirm by email

[What is this?](#)

[Go >](#)

▶ Request Proof of Delivery

[What is this?](#)

[Go >](#)



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SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8515 9081

MARK GANT
37195 285TH ST
GEDDES SD 57342 6628

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:

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

☐ Priority Mail®
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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 17, 2004

3459-3

Mark Gant
37195 285th St
Geddes SD 57342 6628

Dear Mr. Gant:

I am writing to acknowledge receipt of your 2003 irrigation questionnaire. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right No. 3459-3.

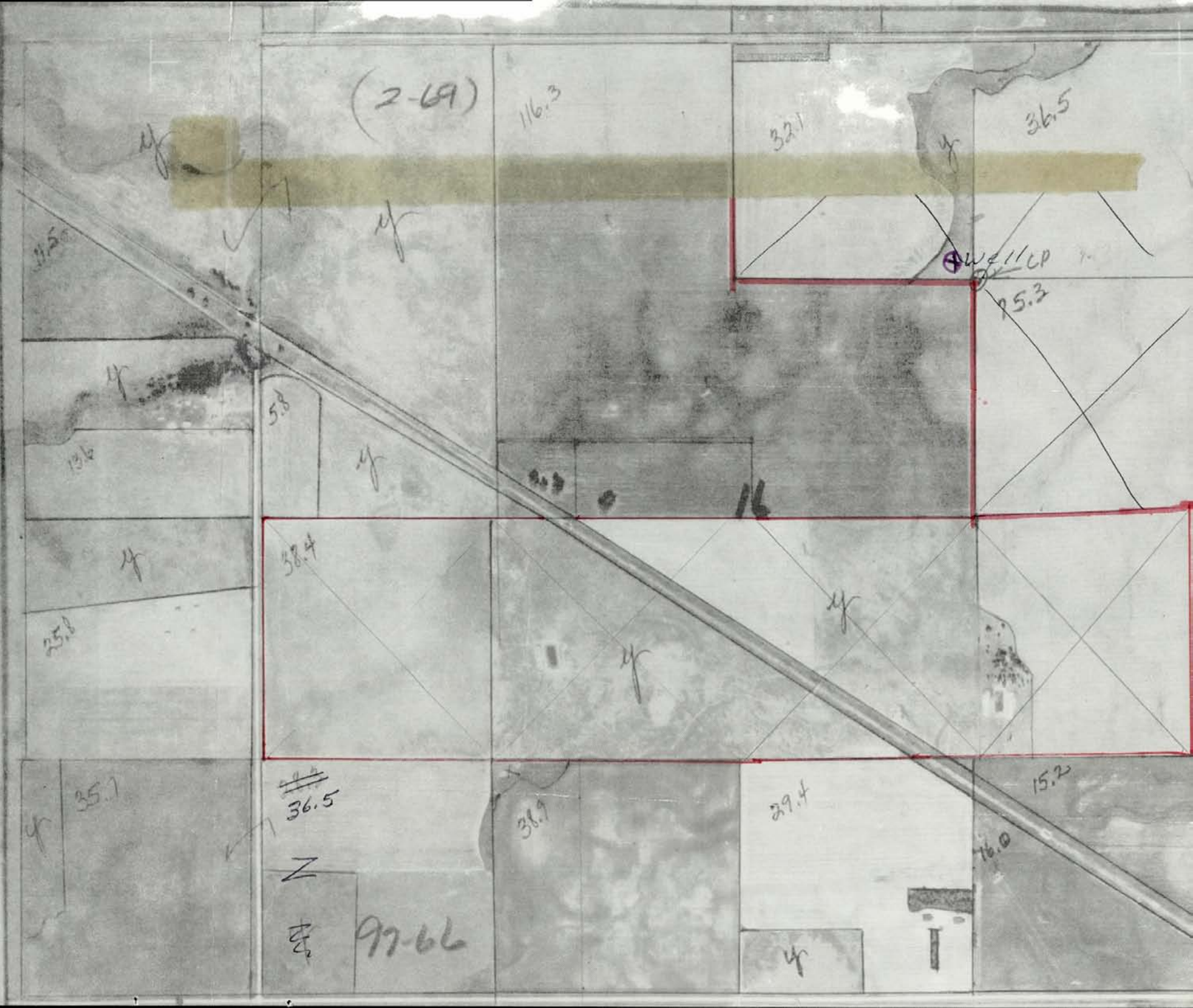
The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

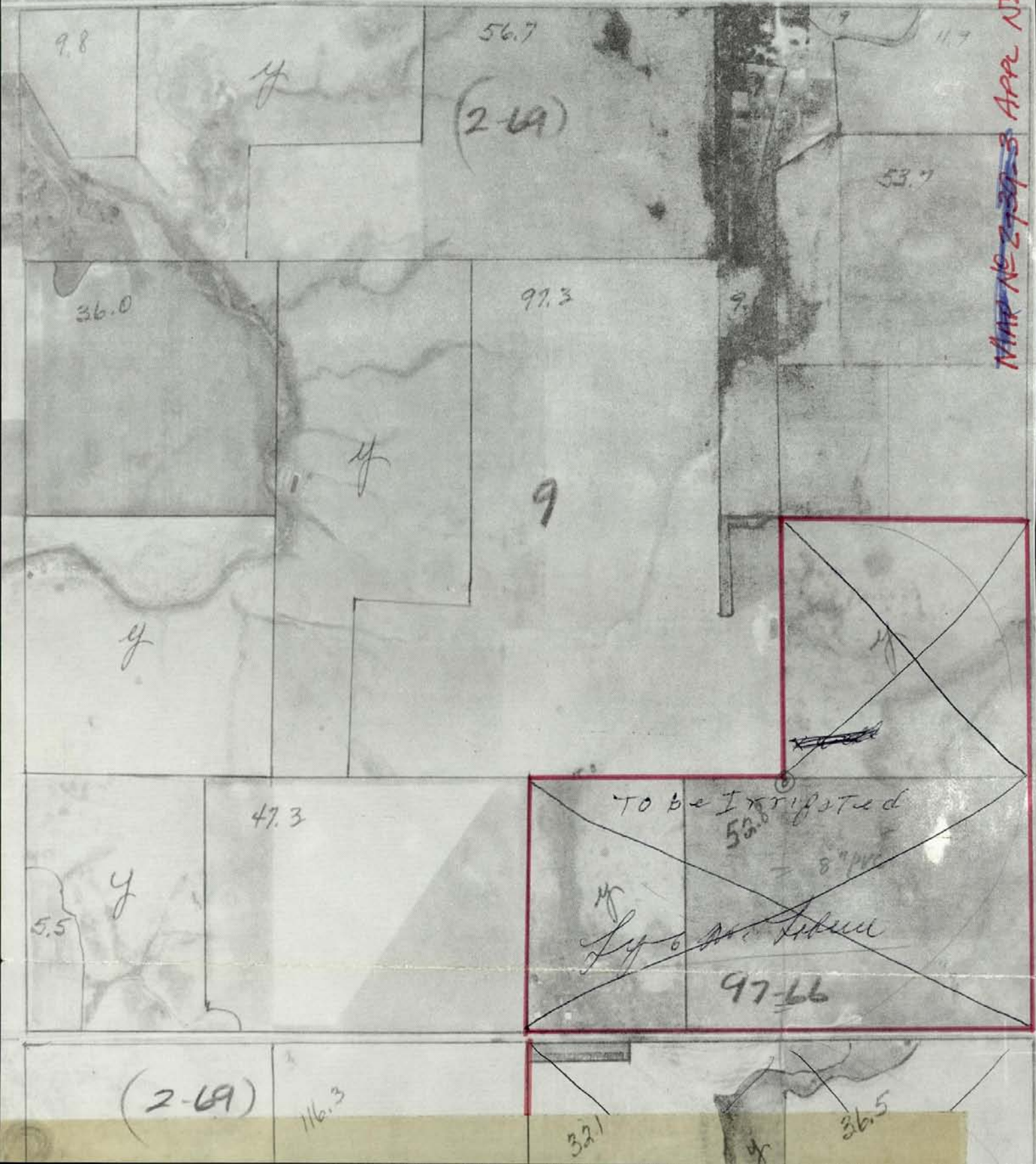
Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

NOT TO SCALE



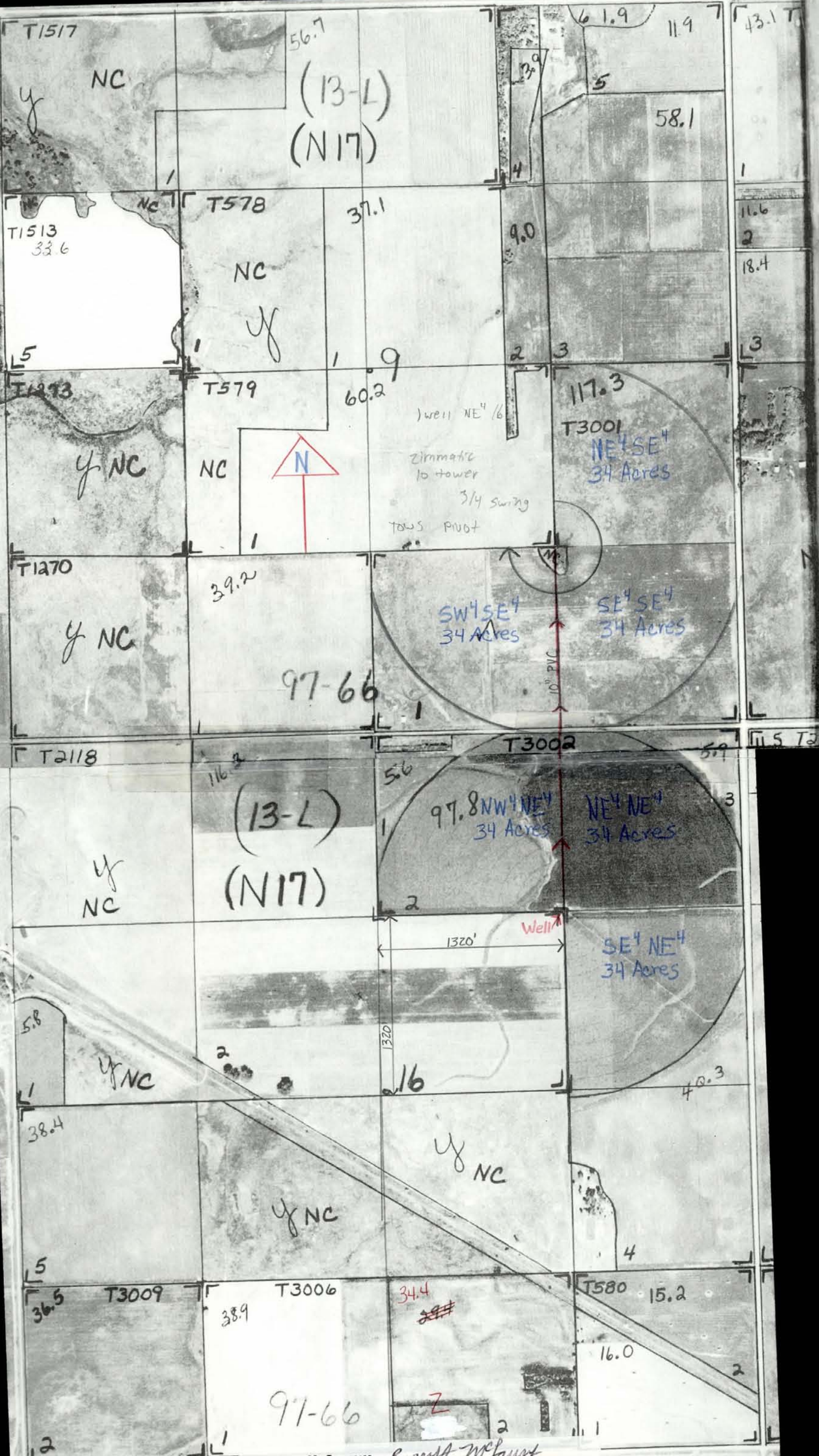
NOT TO SCALE

MAP No 2737-3 APP No 3459-3



NOT TO SCALE

3459



Barry McLaury
Natural Resources Analyst
Division of Water Rights
Date June 23, 1993

3459-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

October 23, 2013

3459-3

Mark Gant
PO Box 15
Geddes SD 57342-0015

Dear Mr. Gant:

Enclosed is a "Notice" dated October 18, 2013 concerning the 2013 irrigation questionnaire.

The notice was originally mailed to 37195 285th St, Geddes SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures



3459-3
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: MARK GANT, PO BOX 15, GEDDES, SD 57342 0015

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(s) has not been submitted for Permit No(s) 3459-3. 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(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 3459-3 qualification:

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

The hearing will be held at **Wednesday, March 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. 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) 3459-3 in accordance with applicable provisions of SDCL 46-1-12;
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>

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 31, 2017

3459-3

Mark Gant
PO Box 15
Geddes SD 57342 0015

Dear Mr. Gant:

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. 3459-3. 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



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: MARK GANT, PO BOX 15, GEDDES, SD 57342 0015

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

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaire(s)

Our records indicate your 2023 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3459-3. The request for the Questionnaire was dated October 20, 2023. The Water Management Board has directed owners of water permits who have not submitted the 2023 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 3459-3 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) 3459-3 in accordance with applicable provisions of SDCL 46-1-12;
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 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 questionnaire(s) 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: EMXKFF**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

3459-3

January 26, 2024

3459-3

Gant Polled Herefords & Angus
c/o Mark Gant
PO Box 15
Geddes SD 57342

Dear Mr. Gant:

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). 3459-3. The information was received prior to the March 6, 2024, Water Management Board meeting and this permit number has 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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 14, 2025

NOTICE

TO: MARK GANT, PO BOX 15, GEDDES, SD 57342 0015

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

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaire(s)

Our records indicate your 2024 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3459-3. The request for the Questionnaire was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 3459-3 qualification:

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

The hearing will be held on **Wednesday, March 5, 2025, 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) 3459-3 in accordance with applicable provisions of SDCL 46-1-12;
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 5, 2025**, 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 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: YHBRSS**

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 6, 2025

3459-3

Mark Gant
PO Box 15
Geddes SD 57342

Dear Mr. Gant:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 3459-3. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

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