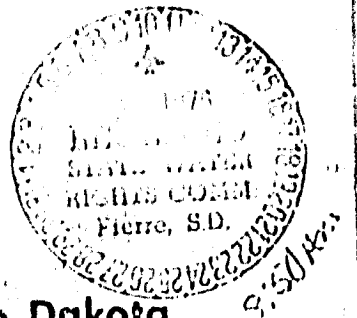


Water Right Number 3478-3

1. Considered 2-23, 19 77
2. Name of Applicant DAVID W. PRATT
3. Post Office Address DESMET
4. Amount of Water claimed 2.2
5. Source of Water supply 60' WELL
6. Water to be used for IRRIGATION
- Acres to be irrigated 160
7. Water to be diverted and used in KINGSBURY County
about 2N, 2W miles of DESMET
8. Proof of Publication Received 2-15-77
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____

10. Remarks:

Map No. 2758-3 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 DAVID W. PRATT
 Postoffice address DE SMET, State S. DAK.
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) EMPLOYMENT OF OTHERS
3. Name of diversion work IRRIGATION WELL
4. Amount of water claimed (cubic feet per second) MAXIMUM 2.2
5. Source of water supply UNDERGROUND WATER
6. Location of point of diversion N.E. 1/4 SECTION 17 - Township 111 Range 56
7. Annual period or periods during which water is to be used APRIL THROUGH OCTOBER County Kingsbury
CROP-GROWING SEASON
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 160

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>SE 1/4 SEC 17, T111N, R56W</u>	<u>160</u>		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 1 years. Additional time required to complete application of water to the proposed beneficial use 2 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Huron Daily Plainsman
12. Principal Features of the Proposed Water Supply System.

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

ELECTRIC DRIVEN PUMP

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

PIPE

C. Works proposed to apply water to beneficial use.

TRAVELING GUNEstimated Total Cost \$ 30,000

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 Kingsbury

I, David W. Pratt 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

Subscribed and sworn to before me this 3rd day of December 1976

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3478-3

DAVID W. PRATT
(Applicant)

DE SNET
(Post Office Address)

SOUTH DAKOTA 57231
(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 DECEMBER 10, 19 76
Date of return to applicant for correction, amendments or changes required ---, 19 ---
Date of receipt of corrected application JANUARY 10, 19 77
Approved FEBRUARY 23, 19 77, Recorded in Book 17 Page 193

WATER RIGHT PERMIT NO. 3478-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3478-3 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 DECEMBER 10, 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before AUGUST 23, 19 77
3. The whole of said work is to be completed on or before FEBRUARY 23, 19 78
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is FEBRUARY 23, 19 80
5. The water appropriated shall be used for the purpose of IRRIGATION
6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 2.2 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 use 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 FEBRUARY 23, 19 80; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 13TH day of APRIL, 19 77

WATER RIGHTS COMMISSION

By:

John W. Pratt
Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____

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 ONLY)

NAME

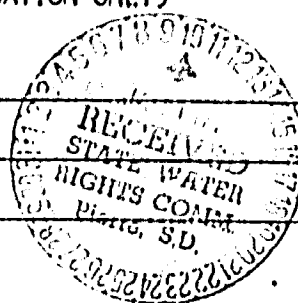
DAVID W PRATT

ADDRESS

DE SMOET, S. Dak.

COUNTY

Kingstony



LEGAL DESCRIPTION

1. WELL LOCATION Approx 500' west - 200' south of NE corner of SE 1/4 sec 17
2. LOCATION OF AREA TO BE IRRIGATED SE 1/4 - Sec 17 - Township 11 - Range 56

TYPE OF IRRIGATION

3. GRAVITY _____ FLOWLINE _____ CENTER PIVOT _____ GUN ☒
4. CROPS TO BE IRRIGATED Wheat Corn

WATER QUALITY

5. SAMPLE NUMBER 76-1997
6. SALINITY (EC X 10⁶) 5.85 (med)
7. SODIUM (SAR) 0.25 (low)
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0

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 Kingstony 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.

David W Pratt
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
2nd DAY OF December 19 76.

Edmund H. Fiedler
(TITLE OR SEAL)

Albert J. H. [Signature]
APPROVED/CLERK APPROVED

(SOILS INFORMATION ON REVERSE SIDE)

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

Submitted by: David W. Pratt
Address: Box 305
Doonbeg, SD 57231

Date Rec'd December 8, 1976
Sample No. 76-1997
Identification 011-
SEL, Sec. 17, T 111N, R 56W

WATER ANALYSIS

Calcium (Ca)	109	ppm*	5.45	me/l**
Magnesium (Mg)	35	ppm	2.87	me/l
Sodium (Na)	12	ppm	0.52	me/l
Potassium (K)	2	ppm	0.05	me/l
Sulfate (SO ₄)	138	ppm	2.87	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	4	ppm	0.13	me/l
Bicarbonate (HCO ₃)	327	ppm	5.36	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		g.p.g.***
Hardness (EDTA as CaCO ₃)		ppm		
Alkalinity (Methyl Orange)	268	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	585	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.25			
Sodium	5.84	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.69			
Others:				

*ppm=parts per million
**me/l=millequivalents per liter
***g.p.g.=grains per gallon

COMMENTS: Total cations 8.89 me/l
Total anions 8.36 me/l

By Shirley Hittan

Service Performed	Amount Due
Irrigation analysis	\$8.00

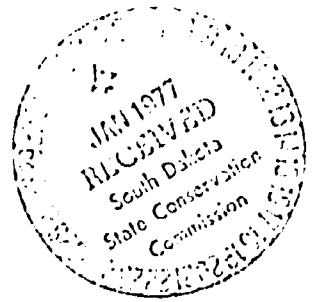
Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-1997

Amount Enclosed \$

Signed



December 29, 1976

Mr. David W. Pratt
Box 305
DeSmet, SD 57231

Dear Mr. Pratt:

Your water sample (Lab. No. 76-1997) 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.

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

P.S. Soil area 2F₂F₂ in the SW part of the quarter will be unsatisfactory--
ponding, salt rise, getting stuck, and other problems. Avoid it or provide
drainage

Publish first publication, on or before February 10, 1977NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

February 1, 1977

Notice is hereby given that David W. Pratt
whose post office address is De Smet, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use
2.2 cubic feet of water per second of time from the ground water through the
Point # 1, the point of diversion of which is to be located in the

NE 1/4 Sec 17
of Section 17, Twp. 111N Range 56W. Said water to be used for the purpose
of providing irrigation on ^{portions of} the following described land:

SE 1/4 of Section 17-111N-R56W

This application No. 3478-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 23 day of February, 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: David W. Pratt, De Smet, South Dakota 57231

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 3478 - 3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
County _____)

I, Brenda Haskett hereby

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

Water was taken from the Huron Daily Plainsman

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

county _____ of Berdle

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

2-7-77

2-14-77

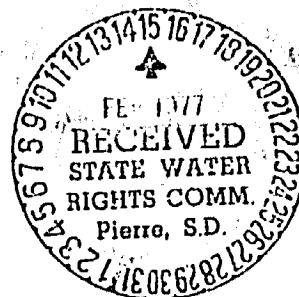
Brenda Haskett
(Signature)

Hookkeeper
(Title)

2-14-77

(Date Signed)

F.P. 27-77-10-11-12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31-1
NOTICE INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501
February 1, 1977
Notice is hereby given that
David W. Pratt whose post office
address is De Smet, South Dakota,
has made an application in ac-
cordance with the provisions of the
water laws of South Dakota for a
permit to appropriate for
beneficial use 2.5 cubic feet of
water per second of time from the
ground water through the Pratt
No. 1, the point of diversion of
which is to be located in the NE 1/4
SE 1/4 of Section 17, Twp. 111N,
Range 56W. Said water to be used
for the purpose of providing
irrigation on portions of the
following described land: SE 1/4 of
Section 17, T111N, R56W.
This application No. 3478-3 will
be considered by the Water Rights
Commission at their office at
Pierre upon the 23 day of
February, 1977, at 10:00 A.M. All
interested persons may appear
and be heard.
WATER RIGHTS COMMISSION
BURTON R. JONES
Water Rights Specialist
No. 91 (adv.)



34753 David Ball

5-3-10 Well 65 ft deep - 25 ft to rock
pumping 250 to 600 gpm

Water on gas. Pick the 1. 1930

Hold under 165 ft of 1 1/2 inch line, 2000 ft of 1 1/2 inch
pipe

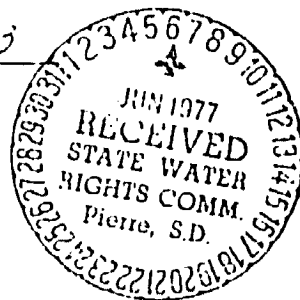
Hold under 1930 feet of 1 1/2 inch line

at the end of the 165 feet. Now cut away

at all and away with the pump

Form 10.

No. 3478-3



NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE

Post Office Dr Smet S Dak

Date June 2, 1977

TO: Water Rights Commission
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 3478-3.

Water Right Permit No. 3478-3 states that the diversion system is to be constructed by February 23, 1978 and that the water is to be put to beneficial use by February 23, 1980.

The diversion system was completed on May 31, 1977. Applying the water to beneficial use was completed on May 31, 1977.

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

David W. Pratt
(Signature)

We changed the location of our well to approximately 800 ft Southwest of the original site. This gave us a more sheltered spot for our source of water for our system. The well depth is the same.

South Dakota

GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 9, 1991

3478-3

David W Pratt
Box 305
DeSmet, SD 57231

Dear Mr. Pratt:

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. 3478-3, 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,

Genny McMath

Genny McMath
Natural Resources Analyst
(605) 773-3352

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

Permit No. 3478-3James River Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

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

I have this day made a thorough examination of the water use system constructed by David W. Pratt_____ of De Smet SD 57231 holder ofPermit No. 3478-3, bearing the priority of December 10 1976 authorizingthe diversion of 2.2 cu. ft. per second of the waters of groundwaterfor irrigation purposes, in Kingsbury County.

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

A. Works used to divert the water:

75HP National Pump Co. Model No. N-260-8 powered by a High Thrust U.S. Electrical Motor - Frame 365TP. Capable of 600gpm.

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

75' of 6" Aluminum

C. Works used to apply water to beneficial use:

Valley 6000 - bottom-end gun Nelson 100 - 1280' long capable of 600 gpmThe system is in the following condition goodThe point of diversion is located 1450' North and 1385' West of SE Corner Section 17-T111N-R56WThe works are capable of diverting and conveying to the place of use 1.33cu. ft. per second of water which is to be used for irrigationWater has been put to beneficial use to the maximum extent as follows: Section 17-T111N-R56WNW 1/4 SE 1/4 - 32 AcresNE 1/4 SE 1/4 - 14 AcresSW 1/4 SE 1/4 - 32 AcresSE 1/4 SE 1/4 - 32 Acrescomprising a total of 110 acres of land and the license should be issued for 1.33 cfsApplicable permit qualifications have been complied with X Yes NoExceptions to compliance are: _____ Date 8/27/1991Norma C. Job
(SIGNATURE)

LICENSE FOR PERMIT NUMBER 3478-3

1. Legal location of wells: NE 1/4 SE 1/4 Section 17-T11N-R56W

dams & structures: _____

2. Well Information: Well Drilling Firm Kaiser Well Drilling

Completion Report: Yes ___ No ___ No. of Wells 1 Depth 62'
Casing a) diameter 16" Screen a) type Stainless Steel
b) length 4' b) length 18'
c) type Steel Static Water Level 22'
Pump a) make Y National Pump Co Motor a) make High Thrust U.S. Electrical
b) model K-260-8 b) model No. Frame 365TP
c) size SN 377-428 c) horsepower rating 75
d) capacity 600 gpm ID# R-6326-02-073
e) turbine pump - no. of stages _____ R 2106492
f) operating PSI 35

3. Distribution lines or canals

a) size 6"
b) type Alum
c) length 75' to North

4. Dam Information:

a) height to crest _____ m) Outlet tubes:
b) height to primary spillway _____ 1) diameter _____
c) height to secondary spillway _____ 2) type _____
d) crest width _____ 3) valved (Y/N) _____
e) crest length _____ 4) valve type _____
f) spillway length _____ 5) location on structure _____
g) spillway width _____
h) approx. storage _____ n) Category of Dam _____
i) approx. storage to crest _____
j) date constructed _____
k) inspection sheet completed (Y/N) _____
l) Name of Contractor _____

5. System Type a) sideroll:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of
sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make Valley 6000
- 2) number of towers 6
- 3) distance between towers _____
- 4) overall length 1280
- 5) end gun (Y/N) Y
- 6) high or low pressure low
- 7) make & size of nozzles
Nelson 100'
- 8) capacity (GPM) 600

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project _____

Yes	No	Check Items
☒	☐	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
☒	☐	2. Special qualifications to permit being abided by?
☒	☐	3. All structures, wells and lands on map?
☒	☐	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
☐	☒	5. Is chemigation used?
☐	☐	6. If yes, does equipment comply with chemigation rules?

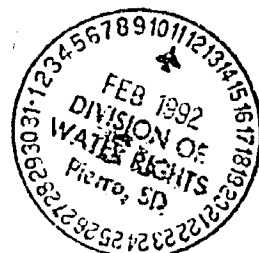
REMARKS:

3478-3

2-9-92

3478-3

Department of Environment & Natural Resources
 Joe Loss Bldg
 523 E. Capitol
 Pierre, S. Dak. 57501-3181



ATTN: Genny McMath
 NATURAL RESOURCES ANALYST

On 10-11-91 I mailed you a check
 #4436-50⁰⁰. I have the Cancelled Check.
 This was for my Water License. As of
 this date I have not received my license.
 Please check on this and mail me my
 license.

Thanking you
 David W. Math
 Box 305
 De Smet, S. Dak 57231

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412072

Pierre, _____, October 15, 19 01

RECEIVED OF David or Barbara Pratt, Box 305, DeSmet, SD 57231

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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. 3478-3

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____

(Any Other Work Provided by Law)

Total

50 00

50 00

By *John H. Hotal*
Chief Engineer

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 3478-3

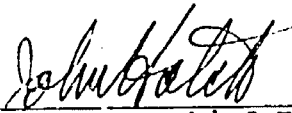
(1) David W. Pratt of Box 305, DeSmet, SD 57231 made Application No. 3478-3, December 10, 1976 for a water permit to appropriate 1.33 cubic feet of water per second from groundwater (one well), Kingsbury County, South Dakota for irrigation purposes. Permit No. 3478-3 with a priority date of December 10, 1976 was approved February 23, 1977 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before February 23, 1978 and for the application to beneficial use of said water on or before February 23, 1980.

(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 1.33 cubic feet of water per second for beneficial use. The location of the diversion point is: 1450'N and 1385'W of the SE corner Section 17, T111N, R56W (NE 1/4 SE 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:

T111N, R56W	Section 17	NW 1/4 SE 1/4	32 Acres
		NE 1/4 SE 1/4	14 Acres
		SW 1/4 SE 1/4	32 Acres
		SE 1/4 SE 1/4	32 Acres
		Total-----	110 Acres

(4) Pursuant to Section 46-5-30.1 David W. Pratt of Box 305, DeSmet, SD 57231 the holder(s) and/or owner(s) of Water Permit No. 3478-3 is issued a license to appropriate water, the right to use 1.33 cubic feet of water per second from groundwater (one well) with a priority date of December 10, 1976 from the location specified in (2) of this license. The water is 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. 3478-3 and subject to South Dakota State Law.


FEB 17 1992
JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and
Natural Resources



GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

FEB 17 1992

3478-3

David W. Pratt
Box 305
DeSmet, SD 57231

Dear Mr. Pratt:

Enclosed is Water License No. 3478-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412872 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. 3478-3, 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

enclosures

к первому
3478-3

(1) WELL CONSTRUCTION

Location of well S 1/4 C 1/4 Section 17 Township 1-11 Range 56

Well owner David Pratt DESMET (Address) _____

Date well drilling completed 2-11-77 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' - 57'	gravel

Depth to top of water producing aquifer _____ ft.

Depth to static water level _____ 17 _____ ft.

Name of producing aquifer (if known) _____

Total depth of drill hole _____ 57 _____ ft.

Depth to bottom of casing _____ 37 _____ ft.

Casing information: In the space below show kind, size, weight, lengths per diameter, etc., for production casing and surface casing, if used.

14 - 20 - STEEL

Screen information: In the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.

30 - JOHNSON STAINLESS - 304 - 1/2"

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

Attach sheet if more space is needed

John D. [Signature]
Drilling Contractor

PUMP INSTALLATION _____ HP _____

Company name and size of pump _____

Type of pump _____ Capacity of installed pump _____ G.P.M.

Depth of pump placement _____ ft., Date of pump installation _____

WATER SURFACE MEASURING TUBE
On some wells an air-tight water surface measuring tube is required. See Section 46.408 of Chapter 42.4, MINIMUM
WELL CONSTRUCTION STANDARDS.
Show exact vertical length of water surface measuring tube, when installed _____ ft., tube diameter _____,
tube material _____.

2015
FEB 1970

Name of Pump Manufacturer Contractor

3478-3



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

December 22, 1994

No. 3478-3

Joe Pratt
Box 91
DeSmet, SD 57231

Dear Mr. Pratt:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 3478-3. The water right is currently listed in the name of David W. Pratt.

The transfer form should be checked over for accuracy and signed by the new owner in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

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

enclosure

is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

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

3. Article Addressed to:

Joe Pratt
Box 91
DeSmet, SD 57231

3478-3

4a. Article Number

P 318 052 693

4b. Service Type

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

7. Date of Delivery

3-27-75

5. Signature (Addressee)

6. Signature (Agent)

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

PS Form 3811, December 1991

U.S. GPO: 1992-323-402

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



3478-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 28, 1995

SECOND NOTICE
Permit No. 3478-3

Joe Pratt
Box 91
DeSmet, SD 57231

Dear Mr. Pratt:

On December 22, 1994, notice was sent to you concerning the transfer of Water Right No. 3478-3 in the name of David W. Pratt. To date, we have not heard from you on this matter.

A transfer form was previously sent to you, enclosed is an additional form. Please sign, have notarized and return the form to this office with the required filing fee of \$2.50. The water right can then be transferred to your name. If you are not the present owner of the land covered under this water right, please notify this office. It is very important that ownership records be kept current. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact Genny McMath, (605) 773-3352.

Very truly yours,

RON DUVALL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Division

enclosure

3478-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 19, 1995

THIRD NOTICE
Water Right No. 3478-3

Joe Pratt
Box 91
DeSmet, SD 57231

Dear Mr. Pratt:

On December 22, 1994, and March 28, 1995, notices were sent to you concerning the transfer of Water Right No. 3478-3 in the name of David W. Pratt. To date, we have not heard from you on this matter.

A transfer form was previously sent to you, enclosed is an additional form. Please sign, have notarized and return the form to this office with the required filing fee of \$2.50. The water right can then be transferred to your name. If you are not the present owner of the land covered under this water right, please notify this office. It is very important that ownership records be kept current. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water be filed with this office within ninety days.

Failure to keep records current can mean a delay in receiving a notice or even no receipt of a notice that pertains to the water right. In some cases, a notice from this office includes an order which could result in up to one year suspension of a permit or other penalty if not complied with.

The Statutes provide that a permit for irrigation remains appurtenant to the land. If there is an ownership change; however, no such assignment (transfer) shall be binding except upon the parties thereto, unless filed for record in this office.

If you have any questions, please contact Genny McMath, (605) 773-3352.

Very truly yours,

RON DUVALL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Division

enclosure

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

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

Consult postmaster for fee.

3. Article Addressed to:

3478-3

4a. Article Number

P 318 052 710

Joe Pratt
Box 91
DeSmet, SD 57231

4b. Service Type

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

7. Date of Delivery

6/20/95

5. Signature (Addressee)

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

6. Signature (Agent)

NO

Thank you for using Return Receipt Service.

3478-3

**Water Rights Program -DENR
Conversation or File Documentation**

NAME OF PERSON OR FILE: Joe Pratt

ADDRESS: Box 91, DeSmet, SD 57231 **COUNTY:**

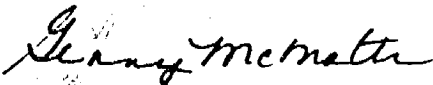
DATE: June 23, 1995 **TELEPHONE:**

RE: ownership of Water Right No. 3478-3

COMMENTS:

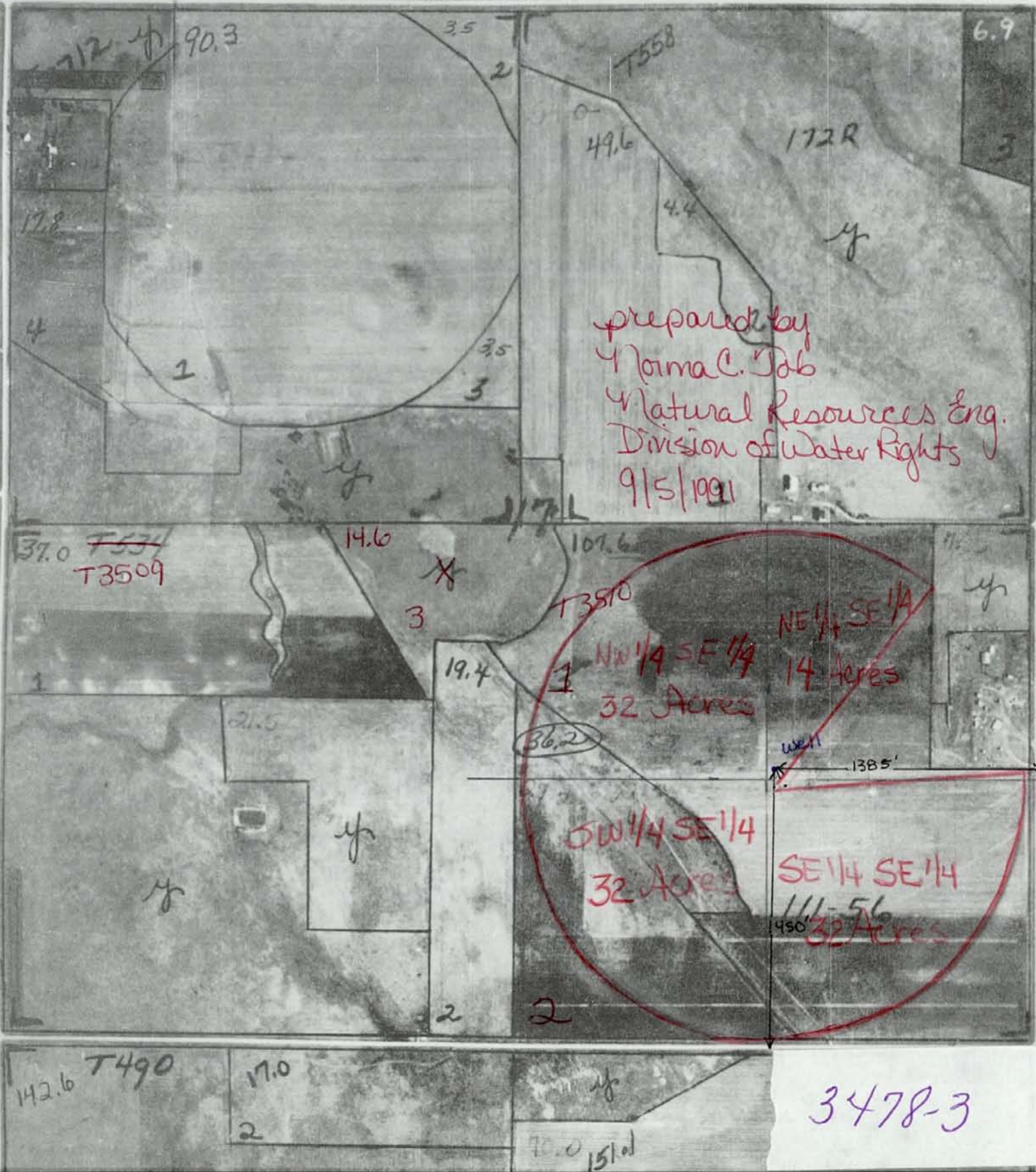
Ron Duvall handled a call from Mr. Pratt in response to a "Third Notice" received concerning the transfer of Water Right No. 3478-3. Mr. Pratt stated a transfer is not necessary because the land has not changed ownership. Mr. Pratt stated he filled out the irrigation questionnaire for his father, David Pratt, and that is where the misunderstanding probably occurred.

Ron told Mr. Pratt to disregard the "Notice" and the transfer form mailed to him.



Genny McMath
Environmental Scientist

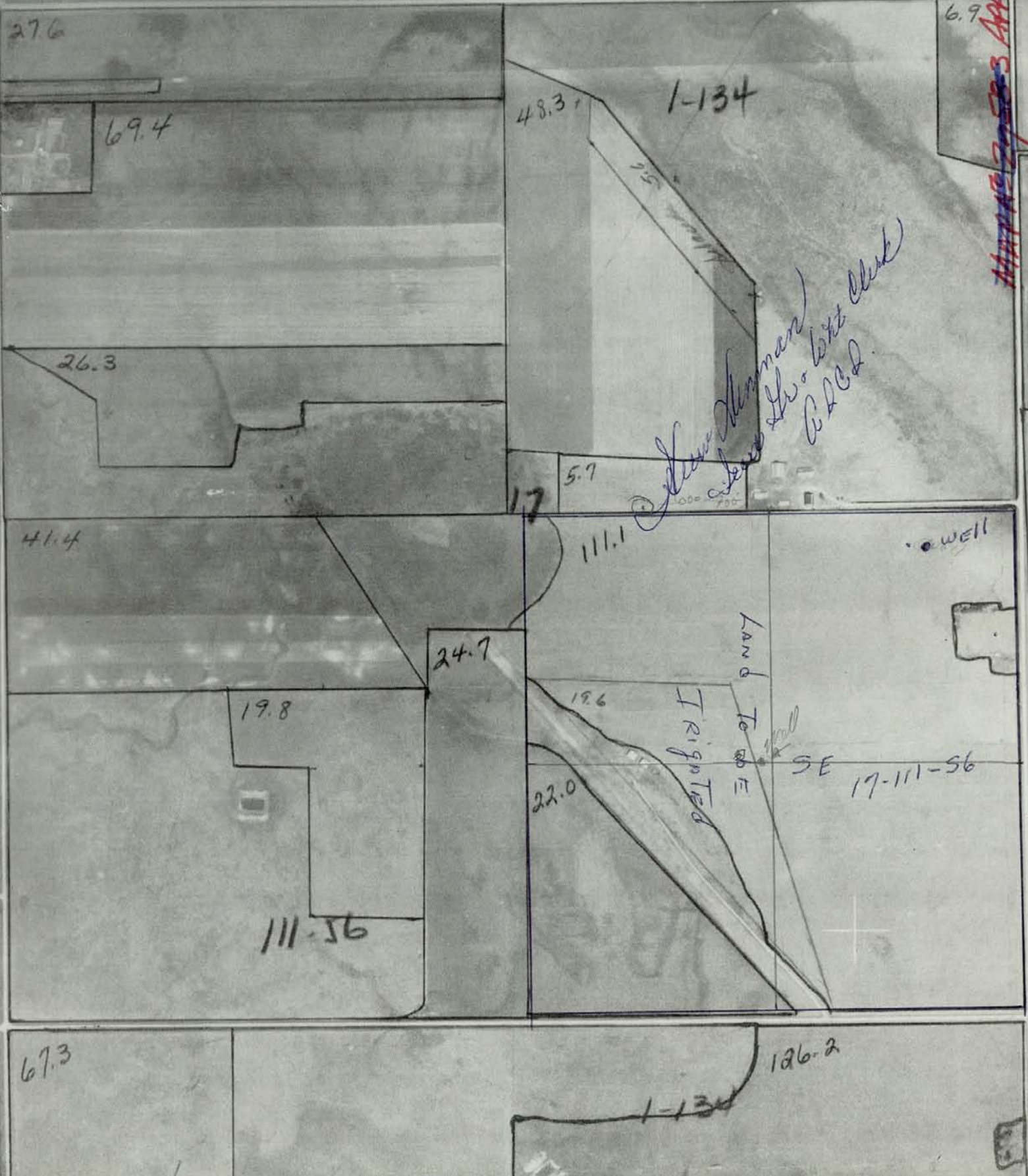
NOT TO SCALE



Return to file Cabinet

NOT TO SCALE

APPENDIX 34-78-3





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 18, 2007

3478-3

David W Pratt
1947 2nd Ave SE
Watertown SD 57201

Dear Mr. Pratt:

Thank you for notifying us of the ownership change needed for Water Right No. 3478-3.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Since your sons now own the land, they will need to complete and sign the form as the owners of the property. Upon completion, please return the form to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

I have included a copy of the water right for you to give to your sons in the event they do not have one. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures

RECEIVED

NOV 16 2007

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 3478-3

Date: Nov. 14, 2007

I/We request that Water Right No. 3478-3

formerly owned by: David W Pratt, 1947 2nd Ave SE, Watertown SD 57201

be transferred to: (name & address) Farron Pratt 305 SAINT ANDREWS COURT,
VERMILION, SD 57069 and Mitchell Pratt 45480 SD Hwy 22
CASTLEWOOD, SD 57223 Telephone No. (605) 624-1991

Title to the following described land(s)/property has been transferred as described above:

110 acres - SE 1/4 Section 17, T111N, R56W

I/We understand that the validity of Water Right No. 3478-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Farron Pratt, the new owner, certify that the above information is true and correct.

Farron Pratt
(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

RECEIVED OF Farron Pratt 305 Saint Andrews Ct Vermillion SD 57069 Date 11/16, 20 07

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	2	50
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 <u>3478-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2 50

No.

0326

By

G. Michael White
Chief Engineer

2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 11, 2007

3478-3

Farron Pratt
305 Saint Andrews Court
Vermillion SD 57069

Mitchell Pratt
45480 SD Hwy 22
Castlewood SD 57223

Dear Sirs:

I am writing to acknowledge receipt of the ownership change and filing fee submitted for transferring Water Right No. 3478-3. The transfer has been completed. The water right, formerly held by David W Pratt, is now listed in your names.

The receipt for the filing fee is being forwarded to Farron Pratt.

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

Sincerely,

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



**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 8, 2008

3478-3

Wesley Toews
20487 431st Ave
DeSmet SD 57231

Dear Mr. Toews:

Enclosed is the 2007 irrigation questionnaire pertaining to Water Right No. 3478-3 for Farron and Mitchell Pratt. Please complete and return the form to us as soon as you can.

If acceptable to you and to the Pratt's, future irrigation questionnaires will be mailed directly to your attention. This does not alter ownership of the water right it merely allows us to send the form directly to the person responsible for the irrigation.

Thank you for completing the enclosed form. If I can answer any questions for you, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
phone: (605) 773-3352
fax: (605) 773-4068
email: genny.mcmath@state.sd.us

enclosure

3478-3



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: WESLEY TOEWS, RENTER, 20487 431ST AVE, DESMET, SD 57231

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

SUBJECT: Reporting Requirement for 2012 Irrigation Questionnaires

Our records indicate that the 2012 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 12, 2012. The Water Management Board has directed that owners of water permits who have not submitted the 2012 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) 3478-3 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) 7307-3 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 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. 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) 7307-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3478-3 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 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: MITCHELL PRATT, 45480 SD HWY 22, CASTLEWOOD SD 57223

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 23, 2013

3478-3
7307-3

Wesley Toews
20487 431st Ave
DeSmet SD 57231

Dear Mr. Toews:

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

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right No. 3478-3 and Water Permit No. 7307-3. 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

c: Mitchell Pratt, 45480 SD Hwy 22, Castlewood SD 57223

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

MAR 06 2014

WATER RIGHTS
PROGRAM

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 3478-3

Date: March 4, 2014

I/We request that Water Right No. 3478-3

formerly owned by: Farron Pratt and Mitchell Pratt

be transferred to: (name & address) Farron Pratt 305 Saint Andrews Court Vermillion, SD 57069

Telephone No. 605-202-0428

Title to the following described land(s)/property has been transferred as described above:

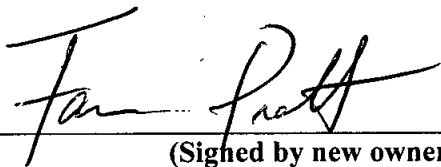
110 acres – SE ¼ Section 17, T111N, R56W

I/We understand that the validity of Water Right No. 3478-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Farron Pratt, the new owner, certify that the above information is true and correct.


(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 3/6, 20 14

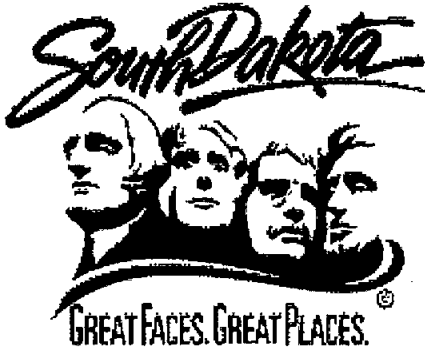
RECEIVED OF Faron Pratt 305 St Andrews Court Vermillion Sd 57069

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	50	00
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 <u>3478-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____	50	00
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **06779**

By Jeanne Goodman
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 6, 2014

3478-3

Farron Pratt
305 Saint Andrews Court
Vermillion SD 57069

Dear Mr. Pratt:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 3478-3.

The ownership change has been completed. The water right formerly listed in Farron Pratt and Mitchell Pratt is now listed in your name only.

Enclosed for your records is Receipt No. 06779 in the amount of \$50. 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

McMath, Genny

From: Farron Pratt <fpratt@firstdakota.com>
Sent: Monday, October 20, 2014 1:55 PM
To: McMath, Genny
Subject: RE: 2014 Irrigation Questionnaire

Thanks for the reply Genny-

They should now both go to Kevin. He took over the lease from his father Wes.

Thank you!

Farron Pratt

First Dakota National Bank | President | Vermillion | 605-624-5842

From: McMath, Genny [<mailto:Genny.McMath@state.sd.us>]
Sent: Monday, October 20, 2014 1:45 PM
To: Farron Pratt
Subject: RE: 2014 Irrigation Questionnaire

Farron,

Sure – I can do that. I see that the other permit we have in your name goes to Wesley Toews. Do you have two separate people farming the land? I just want to make sure I get the form to the right "Toews".

Genny

From: Farron Pratt [<mailto:fpratt@firstdakota.com>]
Sent: Monday, October 20, 2014 1:42 PM
To: McMath, Genny
Subject: 2014 Irrigation Questionnaire

He Genny-

I received the 2014 Irrigation Questionnaire in the mail today. I own the water permit, but lease out the pivot and land to Kevin Toews.

Can you send this to him at the following address:

708 3rd St. SW
 DeSmet, SD 57231

Also, can you update your records to reflect that those should be sent to him going forward instead of myself? I believe in the past this was always sent to him as well. This was probably due to the fact I applied for a new permit.

Thank you!

Farron Pratt

First Dakota National Bank | President | Vermillion | 605-624-5842

This email and any files transmitted with it are confidential and are intended solely for the use of the individual or entity to whom they are addressed. This communication represents the originator's personal views



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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



October 21, 2014

3478-3
7981-3

Kevin Toews
708 3rd St SW
DeSmet SD 57231

Dear Mr. Toews:

Enclosed are irrigation questionnaires for Water Right No. 3478-3 and Water Permit No. 7981-3. Farron Pratt contacted us and indicated both of the forms should be sent to your attention.

I have added your name to our records as that of "leaser" for both Nos. 3478-3 and 7981-3. Next year, the forms will be sent directly to your attention.

You will note from the enclosed forms that they had been directed to Mr. Pratt and also to Wesley Toews. If you already have the one we sent to Wesley, you may discard the additional form. I wasn't sure if you had received it so opted to include another one.

Both forms are due back in our office by December 1st. If you have any questions, please let me know.

Sincerely,

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

enclosures



3478-3
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 23, 2020

NOTICE

TO: KEVIN TOEWS, RENTER, 710 3RD ST SW, DESMET, SD 57231 2273

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

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaires

Our records indicate your 2019 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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) 3478-3 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) 7981-3, 8168-3 & 8169-3 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 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) 7981-3, 8168-3 & 8169-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3478-3 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 **February 26, 2020** 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 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: GZHBSL**

c: FARRON PRATT, 1900 DAWSON RD, VERMILLION SD 57069

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
www.denr.sd.gov

January 28, 2020

Kevin Toews
710 3rd St SW
De Smet SD 57231-2273

RE: Water Permit/Right Nos. 3478-3, 7981-3, 8168-3 & 8169-3

Dear Mr. Toews:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Permit/Right Nos. 3478-3, 7981-3, 8168-3 & 8169-3. 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

c: Farron Pratt

3478-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

MAR 17 2022

3478-3
7981-3

Farron Pratt
1900 Dawson Rd
Vermillion SD 57069

Dear Mr. Pratt:

Enclosed is Water License No. 7981-3. This is the final water right document completing your process of obtaining a Water Right. Included with your license is a map prepared by the staff engineer who conducted the field investigation.

For your information SDCL 46-6-27 requires that if in the future, the owner of an existing well, 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, State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

Eric Gronlund, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

Note: Upon licensing, the applicable portions of Water Right No. 3478-3 were incorporated into Water License No. 7981-3.