

Water Right Number 3867.3

1. Considered 5.25, 1977
2. Name of Applicant CLARENCE KNEEBONE
3. Post Office Address JEFFERSON
4. Amount of Water claimed 2.2
5. Source of Water supply 110' WELL
6. Water to be used for IRRIGATION
- Acres to be irrigated 160
7. Water to be diverted and used in UNION County
about 3W, 1N miles of JEFFERSON
8. Proof of Publication Received 5-2-77
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____
10. Remarks:

Map No. 312B-3 Water Division No. 3 Big Sioux 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 Clarence Kneebone
 Postoffice address Jefferson State SD 57038
 If a corporation show date and place of incorporation _____
 2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract
 3. Name of diversion work Kneebone #2
 4. Amount of water claimed (cubic feet per second) 2.2 cfs
 5. Source of water supply Well
 6. Location of point of diversion SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 15 T9ON R49W

- County Union
 7. Annual period or periods during which water is to be used May 1 thru November 1
 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.
NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 15 T9ON R49W	40		
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 15 T9ON R49W	40		
SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 15 T9ON R49W	40		
SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 15 T9ON R49W	40		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 5 years.
 11. Choice of newspaper for Notice of Intent to Appropriate Water, publication Elk Point Leader-Courier
 12. Principal Features of the Proposed Water Supply System.

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

Well

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

Pump

C. Works proposed to apply water to beneficial use.

Center pivotEstimated Total Cost \$70,000.00

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 MINNEAPOLIS)

I, CLARENCE KNEEBONE JR. 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 Clarence Kneebone Jr.Subscribed and sworn to before me this 8 day of March 1922

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3869-3
CLARENCE KNEERONE JEFFERSON
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57038 With the following modifications:
 (State)

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

Date of first receipt of application MARCH 23, 19 77
 Date of return to applicant for correction, amendments or changes required _____, 19 ____
 Date of receipt of corrected application APRIL 4, 19 77
 Approved MAY 25, 19 77, Recorded in Book 18 Page 269

WATER RIGHT PERMIT NO. 3869-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3869-3 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 MARCH 23, 19 77
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 25, 19 79
3. The whole of said work is to be completed on or before MAY 25, 19 82
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 25, 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 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 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 MAY 25, 19 82; said water to be used during the following described annual period: MAY 1 THRU NOVEMBER 1

Witness my hand this 14TH day of JUNE, 19 77

WATER RIGHTS COMMISSION

By:

John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued MAY 19, 19 80

Water License Issued MAY 19, 19 80

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30", Depth 110'
- (2) Casing, Type transite Diameter 16" Thickness 1/4"
(wood, concrete, steel, etc)
- (3) Perforated Screen
Type slotted, Diameter 16", Length 39'
- (4) Gravel Pack, Thickness 17", Length of gravel pack 40'

E. Dugout Information or Estimates

- (1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials coarse gravel and sand

Depth to top of water bearing material 55'

Depth to bottom of water bearing material 110'

Thickness of water bearing material 55'

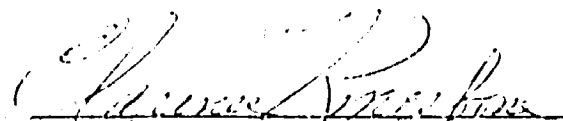
Depth to water (ground surface to water level) 20'

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

On same owner's property none rds. On property owned by others 80 rds.

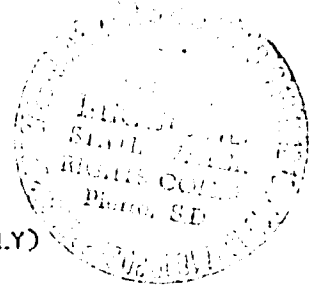
G. Water Storage Dams.

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.


Signature of Applicant

CONSERVATION
COMMISSION
FORM #1

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



NAME CLARENCE KNEEBONE #2
ADDRESS JEFFERSON, SOUTH DAKOTA 57038
COUNTY DECATUR

LEGAL DESCRIPTION

1. WELL LOCATION NW 1/4 Sec 15 T90-R-49W
2. LOCATION OF AREA TO BE IRRIGATED NW 1/4 Sec. 15-T90N-R49W

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT _____ GUN _____
4. CROPS TO BE IRRIGATED CORN + Soybeans

WATER QUALITY

5. SAMPLE NUMBER 77-585
6. SALINITY (EC X 10⁶) 1261
7. SODIUM (SAR) 1.28
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0.11

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and:
the soils information has been acquired from _____ Conservation District,
County Extension office or Soil Conservation Service.

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

Clarence Kneebone Jr
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
DAY OF March 19 77.

Alb. Kneebone
(TITLE OR SEAL)

Alb. Kneebone Jr
APPROVED/CLEARANCE

(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: Clarence Kneebone
 Address Jefferson, SD 57038

Date Rec'd March 8, 1977
 Sample No. 77-335
 Identification #2 Well-
NE 1/4, Sec. 15, T 90N, R 49W

WATER ANALYSIS

Calcium (Ca)	156	ppm*	7.80	me/l**
Magnesium (Mg)	47	ppm	3.85	me/l
Sodium (Na)	71	ppm	3.09	me/l
Potassium (K)	5	ppm	0.13	me/l
Sulfate (SO ₄)	156	ppm	3.24	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	7	ppm	0.20	me/l
Bicarbonate (HCO ₃)	717	ppm	11.76	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	588	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1261	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	1.28			
Sodium	20.78	% of cations		
Residual sodium carbonate	0.11	me/l		
pH	7.21			
Others:				

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

COMMENTS: Total cations 14.87 me/l
 Total anions 15.20 me/l

By: Shirley Utten

Service Performed	Amount Due
Irrigation analysis	\$15.00
	- 8.00 paid
	<u>\$ 7.00 DUE</u>

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 77-38F

Amount Enclosed \$

Signed _____

OK

March 22, 1977

Mr. Clarence Kneebone
Jefferson, SD 57028

Dear Mr. Kneebone:

Your water sample (Lab. No. 77-385) 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 #12 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 marginal for use on the soils you intend to irrigate and should be considered for use only under the following conditions:

(1) It will be used no more than 3 times (preferably less) in any growing season.

(2) The soil will be completely filled with water so natural leaching can occur, by irrigating in the late fall just before freeze-up, at least one year out of 3.

(3) Water applications will be made each irrigation to completely re-wet the entire depleted soil within the rooting zone of the crop being grown. This may require 3-5 inches of water each irrigation with fine soils.

(4) If a salt problem or soil dispersion occurs, contact extension personnel or this office for management recommendations.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

LOF:ckb

Enclosures

cc: State Conservation Commission

D. Pahl, Extension Service

P.S. The Albaton and Biencoc soils have intake rates of 0.2 and 0.06 inches per hour and less. A center pivot system will be bitterly disappointing on these soils. Think this over before going ahead! The salt in this water (about 17 per acre foot) will cause trouble in a few years with these soils!

WATER LICENSE NO. 3869-3

(1) WHEREAS, On the 23rd day of March A. D. 19 77
Clarence Kneebone

made Water Right Application No. 3869-2 for a permit to use 2.2 cubic feet per second of the waters of ground water (one well)

County of Union, State of South Dakota, for Irrigation

purpose; and

(2) WHEREAS, On the 25th day of May A. D. 19 77

Permit No. 3869-3 with a date of priority of March 23, 1977

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 25th day of May A. D. 19 82 and for the application to beneficial use of said water on or before the 25th day of May A. D. 19 82

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 2.0 cubic feet per second of water for beneficial use and,

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

to irrigate the following lands all in Section 15, T90N, R40W

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 36 acres

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

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

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 36 "

TOTAL 1 $\frac{1}{4}$ acres

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

_____ of Jefferson, SD
the holder _____ and owner _____ of said permit No. 3869-3 a water right, dating from March 23, 1977
_____ to use of _____ cubic feet per second of the waters
of ground water (one well)
in the County of Union and State of South Dakota or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point is 137°E, 1860' from the NW corner,
Section 15, T90N, R49W

and conducted to and upon _____ portions of land in Section 15, T90N, R49W, more fully
described on the face of this License

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 3869-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 19th day of May _____ A. D.
Nineteen Hundred and Eighty

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer

JOHN HATCH

Permit No. 3869-3

Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

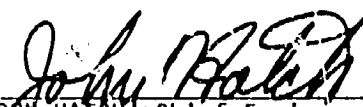
This is to Certify, That Clarence Kneebone

_____ the holder _____ of
Permit No. 3869-3, issued upon Application No. 3869-3, bearing date of priority of _____
March 23, 1977 authorizing the diversion of 2.2 cu. ft. per second of the waters of _____
ground water (one well) County of Union, State of South Dakota at _____
a point N 137°E, 1860' from the NW corner, Section 15, T90N, R49W

_____, for irrigation

purposes, has _____ complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit, that said works are found in satisfactory
condition for diverting and conveying to the place of intended use. 2.0 cu. ft. per second of water

Date May 19, 1980


JOHN HATCH, Chief Engineer
Water Rights, WMD

No. 3869-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Union) ss.

I, Lester E. Knorrson hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the The Union Courier

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

City of Rock Point

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

April 21, 1977

April 28, 1977

Lester E. Knorrson
(Signature)

Published
(Title)

April 28, 1977
(Date Signed)

NOTICE OF INTENT TO APPROPRIATE WATER 11-28
Pierre, South Dakota 57501
April 8, 1977
Notice is hereby given that
Clarence Kneebone whose post
office address is Jefferson, South
Dakota, has made an application
in accordance with the provisions
of the water laws of South Dakota
for a permit to appropriate for
beneficial use 2.2 cubic feet of
water per second of time from
ground water through the Kneebone #2, the point of diversion of
which is to be located in the
SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Twp.
90N, Range 49W. Said water to
be used for the purpose of pro-
viding irrigation on portions of
the following described land:
NW $\frac{1}{4}$, Section 15, T90N, R49W.
This application No. 3869-3
will be considered by the Water
Rights Commission at their off-
ice at Pierre upon the 25th, day
or May, 1977, at 10:00 A.M.
All interested persons may
appear and be heard.
WATER RIGHTS COMMISSION
By James Winterton
Water Rights Specialist
Pub. April 21, 28.



No. 3862-3

Publish first publication, on or before May 12, 1977

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

April 8, 1977

Notice is hereby given that Clarence Kneebone

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

2.2 cubic feet of water per second of time from the ground water through the

Kneebone, the point of diversion of which is to be located in the

SW 1/4 NW 1/4

of Section 1F, Twp. 50N, Range 49W. Said water to be used for the purpose of providing irrigation on the following described land:

SW 1/4, Section 15, T20N, R45W

This application No. 3862-3 will be considered by the Water Rights Commission at their office at Pierre upon the 25th day of May, 1977 at 10:00 A. M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

**JAMES WINTERSTON
Water Rights Specialist**

BFJ/bw

cc: Clarence Kneebone, Jefferson, SD 57030

Permit No. 3869-3Water Division 3 Big Sioux River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by CLARENCE KNEEBONE of JEFFERSON holder of Permit No. 3869-3, bearing date of priority of MARCH 23, 1917 authorizing the diversion of 2.2 cu. ft. per second of the waters of GROUND WATER for IRRIGATION purposes, in UNION County.

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

The Water Use System consists of,

A. Works used to divert the water:

110' DEEP - 16" DIA WELL - TRANSITE
LAYNE BOWLER 8" PUMP # 81370K - STAGE HEK1 12"
POWERED BY US - 75HP ELECTRIC MOTOR

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

WELL AT CENTER OF PLOT

C. Works used to apply water to beneficial use.

VALLEY ELECTRIC DRIVE CENTER PLOT CORNER SYSTEM

The system is in the following condition: GOODThe point of diversion is located N 137° E, 1860' FROM THE NW CORNER, SECTION 15, T90N, R49WThe works are capable of diverting and conveying to the place of use 2.0cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL IN SECTION 15, T90N, R49W

NW ⁴ NW ⁴	36
NE ⁴ NW ⁴	36
SW ⁴ NW ⁴	36
SE ⁴ NW ⁴	36

comprising a total of 144 acres of land.Date JULY 24, 1979

Austin E. J. [Signature]
(Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

NO 4 7469

PIERRE, April 22, 1922

Clarence Kneelane, RR 1, Box 39, Jefferson SD 57036

RECEIVED OF

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. 3862-3)	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. 3869-3)		
Fee for issuing Location Certificate-Dry Draw, No. _____		
Fee for filing _____		
Fee for certified copy of _____		
Fee for Print copy of map _____		
Fee for Certifying _____		
Fee for _____		
(any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer

JOHN HATCH kw

3869-3
3871-3

 **Department of
Water & Natural Resources**

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

February 17, 1989

Clarence Kneebone
PO Box 366
Elk Point, SD 57025

Dear Mr. Kneebone:

On October 6, 1988, the Water Management Board adopted rules to implement a 1988 law for application of chemicals through irrigation systems. The rules establish equipment standards, performance standards and installation requirements for irrigation systems that apply chemicals (fertilizers, insecticides, or herbicides) with irrigation water.

You have indicated on your 1988 Water Management Board Irrigation Questionnaire that you do apply chemicals with irrigation water. A copy of the new rules for chemigation are enclosed for your information.

The new standards include:

- * a check valve between the irrigation pump and the point of chemical injection;
- * a vacuum relief valve on top of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a low-pressure drain on the bottom of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a chemical injection line check valve between the chemical injection pump and the point at which the chemical is injected into the irrigation line; a second check valve is required if the chemical injection pump is not a positive displacement pump;
- * an interlock system which ensures that the chemical injection pump will stop whenever the irrigation pump stops;
- * an inspection port between the irrigation pump and the check valve on the irrigation line;

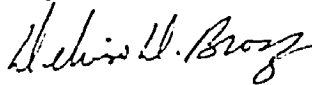


Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

The equipment must be installed according to the manufacturer's specifications, calibrated, and maintained in good working condition. All chemical product labels must be followed and warning signs must be posted. These rules also require reporting of all spills, accidents, and system malfunctions. A 24-hour telephone number is provided.

The chemigation rules contain notification and record keeping requirements. Prior to using chemigation, notification must be given to the Chief Engineer on the enclosed Form 1C. Information that must be provided in this notification includes the water permit or right number, the name, address, and telephone number of the water permit or right holder and of the system operator, and the legal description of the lands on which the system is located. A record of the name, quantity, dates and hours of each chemical applied must be provided to the Chief Engineer on Form 2C. A copy of this form is also enclosed for your information. It will be mailed with the annual irrigation questionnaire and must be returned with the questionnaire by the date specified. If you have any questions regarding these rules or need additional copies of the forms, please contact Susan Bowar, Water Rights Engineer (605-773-3352).

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

10-47

15.1 (5-73) (1-170)

153.1 (8-67)

N 137° E 1860

Well

(8-1171)

CLARENCE KNEEBONE

Irrigation Project # 2
Jefferson S. Dakota

Area Irrigated: New Sec 15 - 90-49
Acres Irrigated - 160
Water Claimed - 2.2 cfs

15

57.8

(8-1171)

March 8, 1947

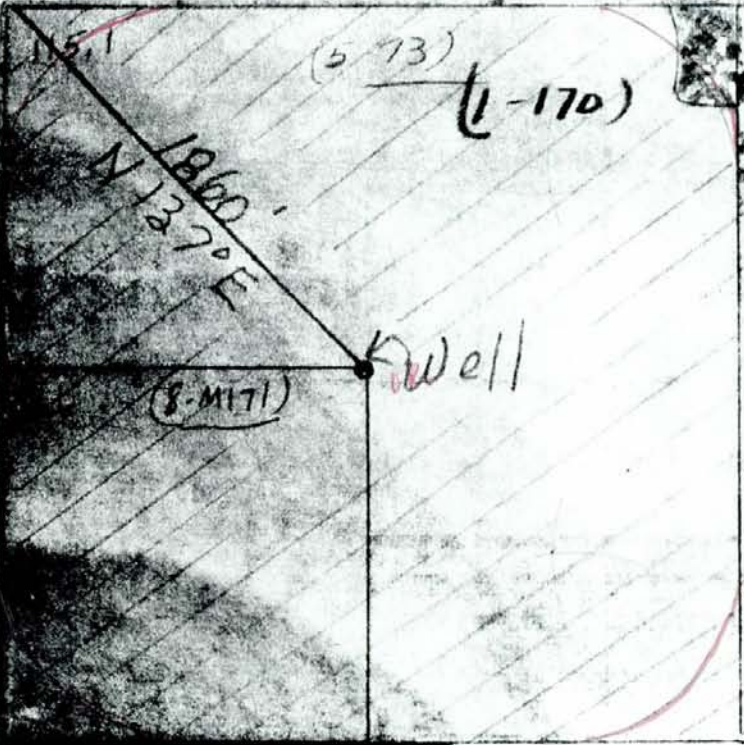
C. H. Kneebone

John L. Lister

90-49

APR 11 1947 3869.3

10-47



153.1

(8-67)

CLARENCE KNEEBONE

Irrigation Project # 2
Jefferson S. Dakota

Area Irrigated New Sec 15 - 36 42
Acres Irrigated - 160
Water claimed - 2.2 cfs

15

57.8

(8-2-90)

March 8 - 1977

Clarence Kneebone

John L. Litch

90-49

APPN N° 3869-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

August 15, 2019

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

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

Dear Mr. Trudeau:

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

Below is a list of these water rights:

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

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

Sincerely,

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 19, 2024

NOTICE

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

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

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaires

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

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

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

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

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

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

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 19, 2024

NOTICE

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

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

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cc: CLARENCE KNEEBONE, PO BOX 366, ELK POINT SD 57025

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 13, 2024

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

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

Dear Mr. Trudeau:

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

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

If you have any questions, please contact me.

Sincerely,

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

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