

Water Right Number 3910-3

1. Considered 5-25, 19 77
2. Name of Applicant HUGH MORRIS
3. Post Office Address SIoux CITY, IA.
4. Amount of Water claimed 2.28
5. Source of Water supply 100' WELL
6. Water to be used for IRRIGATION
- Acres to be irrigated 160
7. Water to be diverted and used in UNION County
about 1N, 1W miles of ELK POINT
8. Proof of Publication Received 5-23-77
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____

10. Remarks:

No. 3910-3Map No. 3166-3 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 Hugh Morris & Sioux Land Farm Agency
 Postoffice address 2740 Orpheum Bldg. Sioux City, State Iowa
 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 Morris #1
 4. Amount of water claimed (cubic feet per second) 2.28 c.f.s.
 5. Source of water supply Well
 6. Location of point of diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 12 91-50

County Union

7. Annual period or periods during which water is to be used April through October
 8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
 9. For irrigation use, Total number of acres to be irrigated 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.
S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 12 91-50	80	Less approximately 20 acres	
N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec 13 91-50	80	for Interstate Highway	

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.

Pipe

C. Works proposed to apply water to beneficial use.

SprinklersEstimated Total Cost \$ 25,000.00Attachments: 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 UnionI, Hugh Morris & Co. Inc., 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 constructionSigned Hugh Morris & Co. Inc.Subscribed and sworn to before me this 25 day of March 1971James F. W. Matberg
Notary Public (or other qualified official)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3910-3
HUGH MORRIS 40 SIOUX LAND FARM AGENCY, 274 ORPHEUM,
 (Applicant) (Post Office Address) SIOUX CITY,
IOWA 51101 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 24 19 77
 Date of return to applicant for correction, amendments or changes required — 19 —
 Date of receipt of corrected application APRIL 29 19 77
 Approved MAY 25 19 77 Recorded in Book 18 Page 310

WATER RIGHT PERMIT NO. 3910-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3910-3 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 24 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 2.28 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: APRIL THRU OCTOBER

Witness my hand this 2ND day of AUGUST 19 77

WATER RIGHTS COMMISSION

By:

John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued — 19 —

Water License Issued — 19 —

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30, Depth 100
- (2) Casing, Type Transite (wood, concrete, steel, etc) Diameter 16 Thickness 1 1/2"
- (3) Perforated Screen.
- Type Sawed slotted, Diameter 16, Length 39
- (4) Gravel Pack, Thickness 14, Length of gravel pack 50

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 Water bearing sand

Depth to top of water bearing material 35

Depth to bottom of water bearing material 100

Thickness of water bearing material 65

Depth to water (ground surface to water level) 18

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

On same owner's property 80 rds. On property owned by others 80 rds.

G. Water Storage Dams.

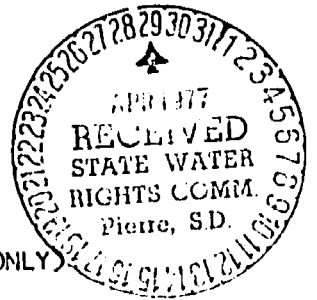
If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Hugh Morris
By: Ed. L. Curry, Trust

Signature of Applicant

CONSERVATION
COMMISSION
FORM W1 #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 Hugh Morris 70 Sioux Land Farm Assoc.
ADDRESS 274 Orpheum Sioux City Iowa.
COUNTY Union

LEGAL DESCRIPTION

1. WELL LOCATION SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 12 91-50
2. LOCATION OF AREA TO BE IRRIGATED SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 12 91-50
N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec 13 91-50

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT X GUN _____
4. CROPS TO BE IRRIGATED Corn beans alfalfa Etc.

WATER QUALITY

5. SAMPLE NUMBER 77-496
6. SALINITY (EC X 10⁶) 1060 (mod-hi)
7. SODIUM (SAR) 1.63 (low)
8. RESIDUAL SODIUM CARBOXYLATE (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 Union 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.

Hugh Morris
By: E. L. Curry Tenant.
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
23 DAY OF MARCH 19 77

Allen J. Manberg, Notary Public
(TITLE OR SEAL)

Allen J. Manberg
APPROVED/RECEIVED 20

(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: Edith Morris Date Rec'd: March 28, 1977
 Address: c/o Sioux Land Farm Agency Sample No. 77-426
274 Orpheum Identification Well
Sioux City, Iowa 51101 SW 2, Sec. 12, T 91N, R 50W

WATER ANALYSIS

Calcium (Ca)	73	ppm*	3.65	me/l**
Magnesium (Mg)	38	ppm	3.12	me/l
Sodium (Na)	69	ppm	3.00	me/l
Potassium (K)	7	ppm	0.18	me/l
Sulfate (SO ₄)	295	ppm	6.14	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	12	ppm	0.34	me/l
Bicarbonate (HCO ₃)	303	ppm	4.96	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)	243	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1060	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	1.63			
Sodium	30.15	% of cations		
Residual sodium carbonate	0.90	me/l		
pH	8.23			
Others:				

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 9.95 me/l
 Total anions 11.44 me/l

By: Shirley Kitten

Service Performed	Amount Due
Irrigation analysis	\$15.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 77-426

Amount Enclosed \$

Signed

April 18, 1977

Mr. Hugh Morris
c/o Sioux Land Farm Agency
274 Orpheum
Sioux City, Iowa 51101

Dear Mr. Morris:

Your water sample (Lab. No. 77-496) 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. Fink
L. O. Fink
Water Quality Lab

LOF:ckb

Enclosures

cc: State Conservation Commission

D. Pohl, Extension Service

P.S. No sprinkler system will work on this land unless it puts out about 0.10 inches per hour or less. The permeability rate of this soil is about 0.06. Center pivots put on about 0.20 or more. There is not a water quality problem, but you will be severely disappointed--getting stuck, crops drowning, etc. Surface flooding until the soil profile is full is the only feasible way to water this kind of soil.

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT Hugh Morris & Sioux Land Farm Agency, 274 Orpheum, Sioux City, Iowa

LEGAL DESCRIPTION OF LAND S 1/2-SE 1/4 Section 12 and N 1/2- Ne 1/4 Section 13-91-50

☐ Application is incomplete

☒ Application approved and forwarded to DIVISION OF WATER RIGHTS FOR FURTHER ACTION.

☐ Application disapproved due to marginal condition of soil and/or water.
(Please see below for appeal procedure)

Reason for Disapproval:

- 1.) Salinity
- 2.) Sodium (Sodium Absorption Ratio)
- 3.) Sodium (Residual Sodium Carbonate)
- 4.) Soils
- 5.) Other _____

☐ Application conditionally approved and forwarded to State Conservation Commission, after review by Commission, application will be forwarded to Division of Water Rights for further action.

CONDITIONS

- 1.) Water shall not be applied more than 1, 2, 3, 4, 5, times during the irrigation season.
 - 2.) Each uninterrupted application (one rotation of center pivot) shall be of at least 1, 2, 3, 4, inches of water.
 - 3.) ☐ Yes ☐ No Surface drainage required
 - 4.) ☐ Yes ☐ No Subsurface drainage required
 - 5.) ☐ Yes ☐ No Specific land areas excluded from application
- _____
- _____
- _____

6.) ☐ Deep tillage (For the purpose of aiding movement of water through dense subsoils)

7.) ☐ Heavy fall application of irrigation water

APPEAL PROCEDURES

If any applicant wishes to contest the decision of this office, they may do so by notifying this office within 90 days of receipt of this notice.

All conditioned permits and contested decisions will be taken before the State Conservation Commission for their review. Each application contesting the decision of the Department of Agriculture is entitled to appear before the Commission.

Copy to Applicant -1

Copies to Water Rights -2

Copy to File -1

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT Hugh Morris & Sioux Land Farm Agency, 274 Orpheum, Sioux City, Iowa

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- _____

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Form 6 - Notice of Intent to Appropriate Water

No. 3910-3

Publish first publication, on or before May 12, 1977

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

May 3, 1977

Notice is hereby given that Hugh Morris
whose post office address is Sioux City, Iowa, ~~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
2.28 cubic feet of water per second of time from the ground water through the
Norris # 1, the point of diversion of which is to be located in the

SW 1/4 SE 1/4

of Section 12, Twp. 91N, Range 50W. Said water to be used for the purpose
of providing irrigation on the following described land:

SW 1/4 SE 1/4, Section 12; NE 1/4, Section 13, T91N, R50W

This application No. 3910-3 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:

BURTON F. JONES
Water Rights Specialist

BFJ/bw

cc: Hugh Morris, %Sioux Farm Land Agency, 274 Orpheum, Sioux City, IA
51101

No. 3910-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Union) ss.

I, Lester E. Emerson hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Leader-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 Elk Point

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

May - 12 - 1977

May - 19 - 1977

Lester E. Emerson
(Signature)

Publisher
(Title)

May - 19 - 1977
(Date Signed)

NOTICE OF INTENT TO
APPROPRIATE WATER 5-19
Pierre, South Dakota 57501

May 3, 1977
Notice is hereby given that
Hugh Morris whose post office
address is Sioux City, Iowa has
made an application in accordance
with the provisions of the water
laws of South Dakota for a permit
to appropriate for beneficial use
2.28 cubic feet of water per sec-
ond of time from ground water
through the Morris #1, the point
of diversion of which is to be
located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section
12, Twp. 91N, Range 50W. Said
water to be used for the purpose
of providing irrigation on por-
tions of the following described
land:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12; N $\frac{1}{4}$ NE $\frac{1}{4}$
Section 13, T91N, R50W

This application No. 3910-3
will be considered by the Water
Rights Commission at their off-
ice 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 Burton F. Jones
Water Rights Specialist
Pub. May 12, 19.



Permit No. 3910-3Water Division 3 Big Sioux River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by HUGH
MORRIS of SIoux CITY, IA. holder
of Permit No. 3910-3, bearing date of priority of MARCH 24, 1977
authorizing the diversion of 2.22 cu. ft. per second of the waters of GROUNDWATER
for IRRIGATION purposes, in Union County.

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

The Water Use System consists of,

A. Works used to divert the water:

104' DEEP WELL WITH 16" PLASTIC CASING - 20' SLOTTED SCREEN
WESTERN LAND ROLLER 8" PUMP 1-14 CIRC
POWERED BY 50HP US ELECTRIC MOTOR @1760RPM

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

1/2 MILE 8" MAINLINE
1/4 MILE 8" GATED PIPE WITH 40" GATES

C. Works used to apply water to beneficial use.

GATED PIPE TO NATURALLY SLOPED LAND

The system is in the following condition. GOOD

The point of diversion is located 500' E & 50' N OF THE S 1/4 CORNER,
SECTION 12, T9N, R50W

The works are capable of diverting and conveying to the place of use 2.22 (1000 GPM)
cu. ft. per second of water which is to be used for IRRIGATION

Water has been put to beneficial use to the maximum extent as follows: ALL IN T9N, R50W

N 2 NE 1/4, SECTION 13 65 ACRES
S 2 SE 1/4, SECTION 12 65 "

comprising a total of 130 acres of land.

SEND BILL TO:

CURRY SEED Co.

Box 1517

ELK POINT, SD 57075

Date SEPTEMBER 29, 1981

(Signature)

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8750

PIERRE, March 4, 1982

RECEIVED OF Cuffy Seed Company, Box 517, Elk Point, SD 57025

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

Fee for Application for Permit to Appropriately Water No. (examination, processing, recording and filing)		
Fee for Inspecting Construction, and Issuing Cert. of Construction No. 3910-3		
Fee for Inspecting Beneficial Use, and Issuing Water License No. 3910-3	50	00
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH/ms



Department of Water & Natural Resources

Joe Foss Building Water Rights Division
Pierre, South Dakota 57501

(605) 773-3352

May 6, 1982

Curry Seed Co.
Box 517
Elk Point SD 57025

Dear Sir:

Enclosed herewith are, Water License No. 3910-3 and Certificate of Construction.

Water License No. 3910-3 is the final water right document completing your process of obtaining a water right.

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.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH:
kg

enclosures

NOTE: Your pump capacity is 2.22 cfs (1000 gpm) and based upon the acreage (130 acres) actually irrigated, you are entitled to divert 1.87 cfs (840 gpm).

WNR-817-7/79
Transmittal of Water License

Permit No. 3910-3

Water Diversion No. 3 Missouri River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Hugh Morris

_____ the holder _____ of
Permit No. 3910-3, issued upon Application No. 3910-3, bearing date of priority of _____
March 24, 1977 authorizing the diversion of 2.28 cu. ft. per second of the waters of _____
groundwater (1 well) County of Union, State of South Dakota at _____
a point 500'E and 50'N of the S 1/4 corner, Section 12, T91N, R50W
_____, for irrigation

purposes, has 8 complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory condition for diverting and conveying to the place of intended use 2.22 cu. ft. per second of water.

Date May 7, 1982



JOHN HATCH, Chief Engineer
Water Rights Division

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3910-3

(1) WHEREAS, On the 24th day of March A. D. 19 77

Hugh Morris

made Water Right Application No. 3910-3 for a permit to use 2.28 cubic feet per second of the waters of groundwater (one well)

County of Union, State of South Dakota, for irrigation

purposes; and

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

Permit No. 3910-3, with a date of priority of March 24, 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 1.87 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 land all in T91N, R50W

N 1/2 NE 1/4 Section 13 65 acres

S 1/2 SE 1/4 Section 12 65 acres

TOTAL 130 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 Hugh Morris

_____ of Sioux City IA

the holder _____ and owner _____ of said permit No. 3910-3 a water right, dating from March 25, 1977

_____ to use of 1.87 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 500'E and 50'N of the S 1/4 corner,

Section 12, T91N, R50W

and conducted to and upon portions of Sections 12 and 13, T91N, R50W more fully described
on the face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 3910-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 7th day of May A. D.

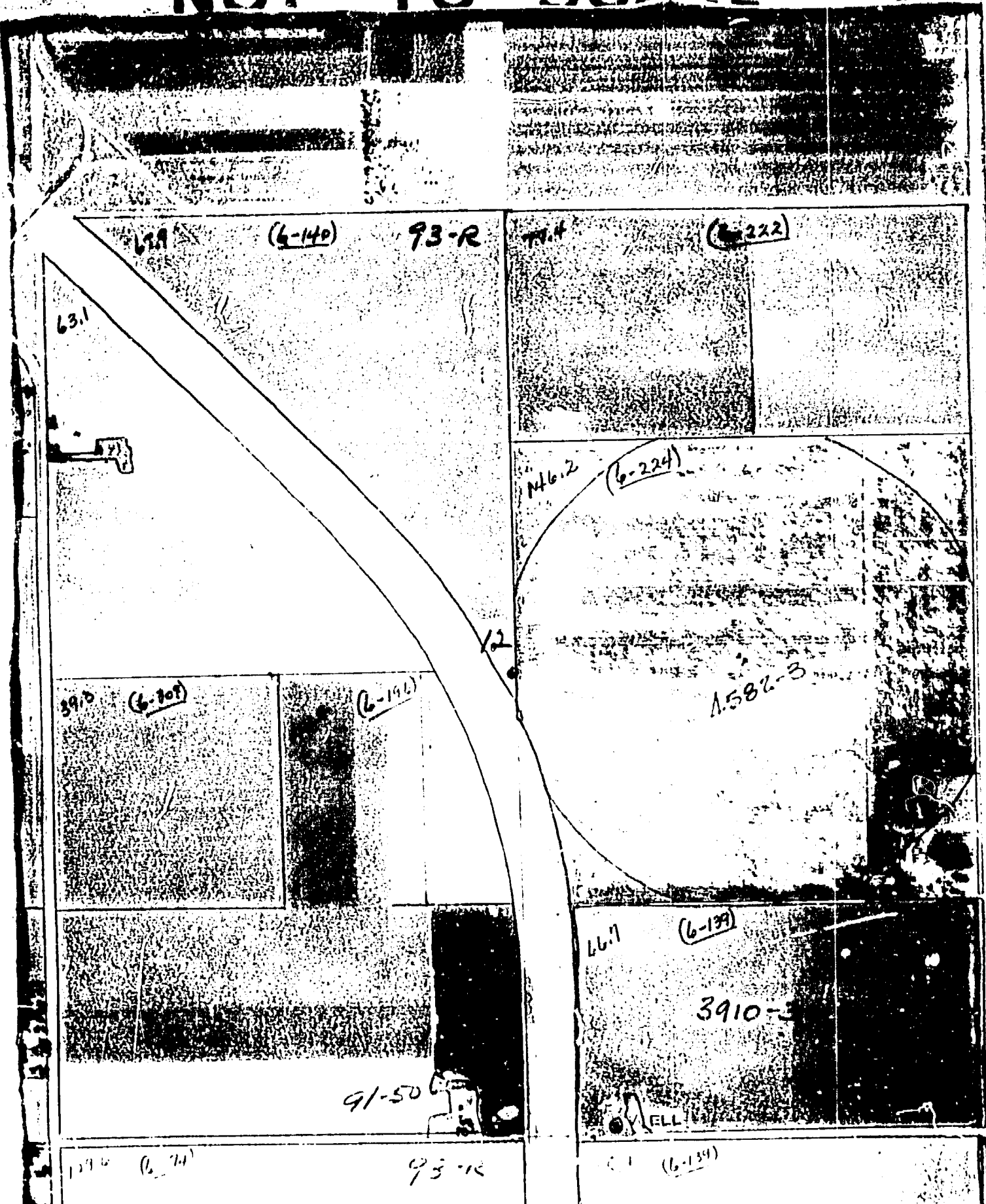
Nineteen Hundred and Eighty-two

WATER MANAGEMENT BOARD

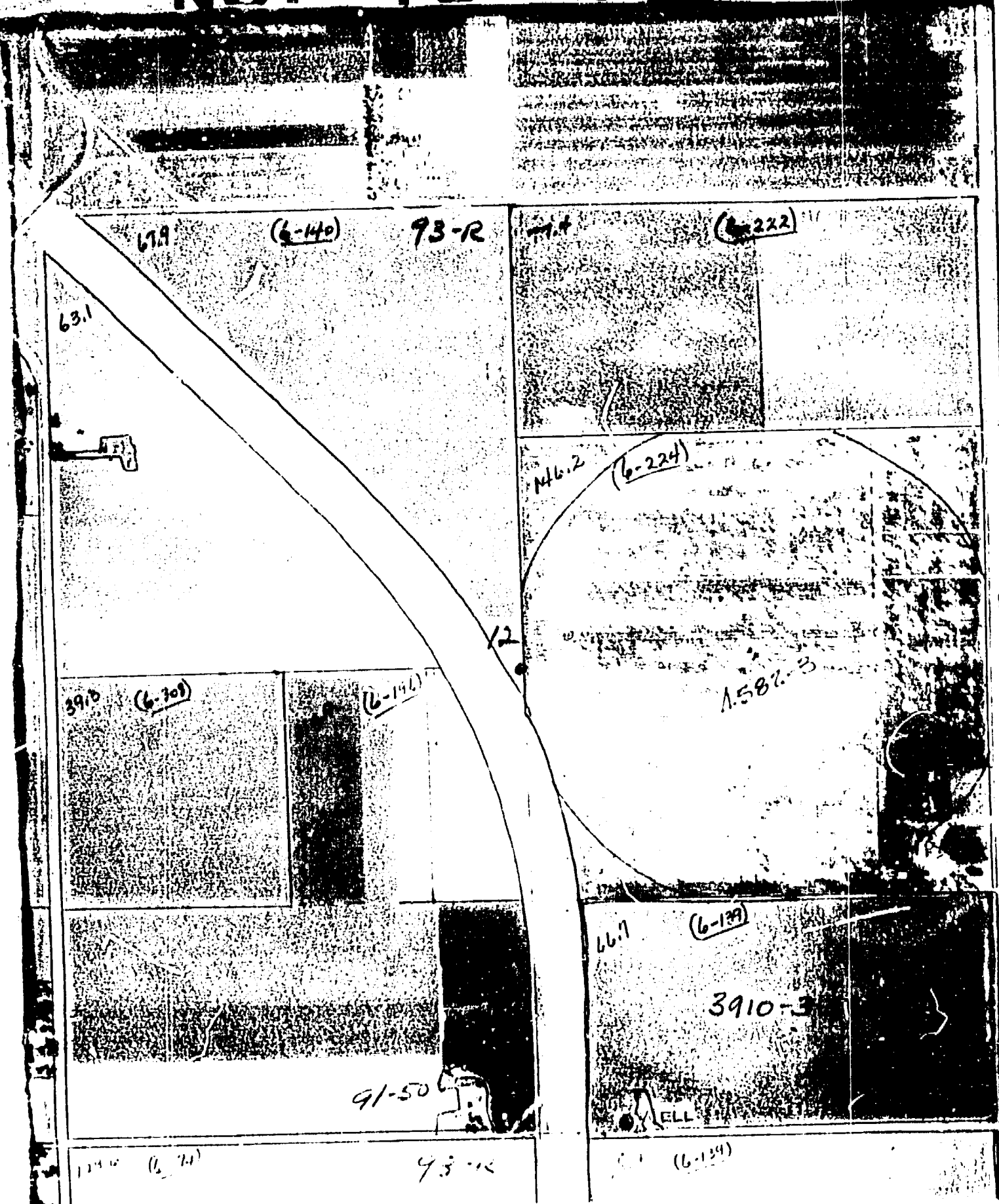
By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

NOT TO SCALE 4582



NOT TO SCALE 4582



OVERSIZE DOCUMENT

THE FOLLOWING DOCUMENT WAS TOO LARGE TO FIT ON ONE
FRAME OF FILM. IT WAS DIVIDED INTO SEVERAL PARTS
AND APPEARS IN THE NEXT FRAMES.

6.129

29.9

(6-140)

(1-93)

34.3

(6-121)

110.9

(6-190)

12



North
 Section 12 and 13
 T91 Range 50
 Prepared by
 L. E. Deidert
 20 Aug - 3-23/77
 91.50

129 L (6-74)

(1-93)

120 (6-198)

12.0

53.5

15.4

MAP NO 3166-3
 APPC NO 3910-3

161 1972 (6-139)

Burns

38 A

X-Well

approx
 24 ft.
 corn

41.6

79.0 (6-1278)

123.4 (6-190)

Burns
 20
 A.

corn

13

4.6

(6-1278)

161



GREAT FACES. GREAT PLACES.

February 1, 1991

CURRY SEED CO, OPERATOR
PO BOX 517
ELK POINT SD 570250517

DEPARTMENT OF WATER & NATURAL RESOURCES

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

NOTICE

RE: Violation of Requirement to Submit 1990 Irrigation Questionnaire

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 3910-3. The request for the Questionnaire was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 Irrigation Questionnaire 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 9:15 am, February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, 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 1-25. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s) 3910-3 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.

If the questionnaire(s) is received in this office before the February 27th hearing date, your name will be deleted from the agenda for the hearing.

Very truly yours,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division
605 773-3352



DEPARTMENT OF WATER & NATURAL RESOURCES
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

GREAT FACES. GREAT PLACES.

February 11, 1991

Curry Seed Company
Box 517
Elk Point, SD 57025

RE: Irrigation Questionnaires and/or Chemical Application Use
Data for Water Permit Nos. 237-3, 306-3, 324-3, 501-3, 1086-3,
1133-3, 1136-3, 1297-3, 1530-3, 2141-3, 2189-3, 2370-3, 2371-3,
2450-3, 2940-3, 3910-3, 4438-3, 4582-3, 4598-3, 5030-3, 5201-3,
and 5253-3

Dear Sir:

I am writing to acknowledge receipt of your 1990 irrigation questionnaires and/or chemical application use data for the above listed Water Permits. You may disregard the February 1, 1991. Notice of failure to submit the 1990 irrigation questionnaire and the Notice of failure to report chemical use. With receipt of the questionnaires, your name has been deleted from the February Water Management Board meeting agenda.

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

Sincerely,

Ron Duvall, Natural Resources Engineer IV
Water Rights Division