

4226-3

1. Considered MARCH 28, 19 78
2. Name of Applicant LAKE CITY DAIRY FARM
3. Post Office Address WATERTOWN, S.D.
4. Amount of Water claimed 3.0
5. Source of Water supply 2-32 DEEP WELLS
6. Water to be used for IRRIGATION
- Acres to be irrigated 240.0
7. Water to be diverted and used in CODINGTON County
about 3 miles SOUTH of WATERTOWN
8. Proof of Publication Received 3-8-78
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____

10. Remarks:

No. 4226-3
 Map No. 3447-3 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 LAKE CITY DAIRY FARM
 Postoffice address RR 3 WATERTOWN State S. DAK
 If a corporation show date and place of incorporation Yes - April 1960 - South Dakota
 2. Method of accomplishing work (contract, employment of others, or by direct labor) CONTRACT
 3. Name of diversion work LAKE CITY DAIRY Project #2
 4. Amount of water claimed (cubic feet per second) 3.0
 5. Source of water supply WELL
 6. Location of point of diversion NE 1/4 Sec 12-116-53 - 2 points of diversion on North Side of field #1 750' W of the NE corner of the NE 1/4 #2 1450' W of the NE corner of the NE 1/4 County CODINGTON
 7. Annual period or periods during which water is to be used April - Nov
 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 170

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

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
<u>NW 1/4 NE 1/4 12-116-53</u>	<u>40</u>	<u>NW 1/4 & SE 1/4 Sec 12-116-53</u>	<u>40</u>
<u>SW 1/4 NE 1/4 12-116-53</u>	<u>40</u>	<u>NE 1/4 of SE 1/4 Sec 12-116-53</u>	<u>40</u>
<u>SE 1/4 NE 1/4 12-116-53</u>	<u>40</u>		
<u>NE 1/4 NE 1/4 12-116-53</u>	<u>40</u>		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 3 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 Appropriately Water publication Public Opinion - Watertown
 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.

PIPELINE + PUMPS

C. Works proposed to apply water to beneficial use.

CENTER PIVOT

THIS IS FOR AN ADDITIONAL
 DIVERSION POINT AND ADDITIONAL
 ACREAGE UNDER PERMIT # 664-3
 WELL #1 IS TO BE REDRILLED
 IN THE SAME APPROX AREA
 OF THE ORIGINAL FIRST WELL
 ON PERMIT 664-3

Estimated Total Cost \$ 40,000

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 _____

I, Lake City Dairy Farm, 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 Lake City Dairy Farm _____Subscribed and sworn to before me this 27 day of JANUARY 1978

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4226-3

LAKE CITY DAIRY FARM
(Applicant)

R.R. #3
(Post Office Address)

WATERTOWN, S.D. 57201 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.

ADDITIONAL DIVERSION AND ACREAGE IN COMBINATION WITH PERMIT NO. 4226-3.

Date of first receipt of application JANUARY 30 19 78

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

Date of receipt of corrected application FEBRUARY 24 19 78

Approved MARCH 28 19 78, Recorded in Book 19 Page 317

WATER RIGHT PERMIT NO. 4226-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4226-3 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:

17th - Nov. 2, 1957

1. The date from which applicant may claim right is 235 JANUARY 30, 1978

2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPT. 28 19 79

3. The whole of said work is to be completed on or before MARCH 28 19 81

4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 28 19 83

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 3.0 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 cfs 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 MARCH 28 19 78; said water to be used during the following described annual period: APRIL - NOVEMBER

Witness my hand this 6th day of APRIL 19 78

WATER RIGHTS COMMISSION

By:

John H. H. H.
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 16", Depth 32'
 (2) Casing, Type STEEL (wood, concrete, steel, etc) Diameter 14" Thickness 1/4"
 (3) Perforated Screen.
 Type STAINLESS STEEL, Diameter 14", Length 10'
 (4) Gravel Pack, Thickness 2", Length of gravel pack 10'

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 #1 0-3 TOPSOIL
 #2 30-2 TOPSOIL #3 3-12 SAND
2-11 SAND #4 12-32 WATER BEARING SAND & GRAVEL
11-33 WATER BEARING

Depth to top of water bearing material #1 1-12' #2 2-11' #3 3-11'
 Depth to bottom of water bearing material #1 1-32' #2 2-33' #3 3-33'
 Thickness of water bearing material #1 1-20' #2 2-22' #3 3-22'
 Depth to water (ground surface to water level) #1 1-12' #2 2-11' #3 3-11'

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

On same owner's property 320 rds. On property owned by others 40 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.

Take City Right Turn in by
 Signature of Applicant
Wally Paul McGuire

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

NO 4 6324

PIERRE, January 30, 1978

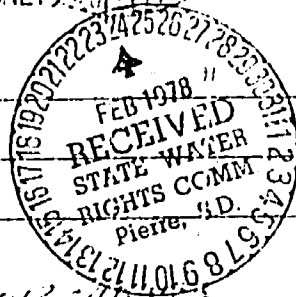
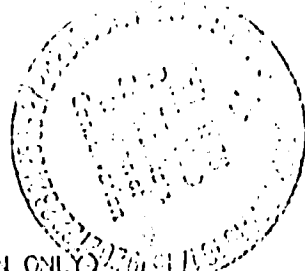
RECEIVED OF Lake City Dairy Farm, RR 3, Watertown SD 57201 FUND 230
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. 4226-3 (examination, processing, recording and filing) -----	300	00
Fee for Inspecting Construction, and issuing Cert. of Construction No. -----		
Fee for Inspecting Beneficial Use, and issuing Water License No. -----		
Fee for Issuing Location Certificate-Dry Draw, No. -----		
Fee for filing -----		
Fee for certified copy of -----		
Fee for Print copy of map -----		
Fee for Certifying -----		
Fee for ----- (any other work as provided by law)		
TOTAL	300	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH kjw

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 Large City Dairy Farm, Inc.
ADDRESS RR. 3 WATERTOWN, S. DAK.
COUNTY CODINGTON

LEGAL DESCRIPTION #3 2200' W. of NE CORNER of NE 1/4 Sec 12-116-53

1. WELL LOCATION "1-750' W. of NE CORNER of NE 1/4 Sec 12-116-53"
2. LOCATION OF AREA TO BE IRRIGATED "2. 1450' W. of NE CORNER of NE 1/4 Sec 12-116-53"
SE 1/4 NE 1/4 " " " "
SW 1/4 NE 1/4 " " " "
NE 1/4 NE 1/4 " " " "

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT ✓ GUN _____
4. CROPS TO BE IRRIGATED Corn - Alfalfa

WATER QUALITY

5. SAMPLE NUMBER 78-0059
6. SALINITY (EC X 10⁶) 745 (medium-high)
7. SODIUM (SAR) 0.65 (low)
8. RESIDUAL SODIUM CARBONATE (max/1.) 0.00

Adj. SAR = 1.64

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.

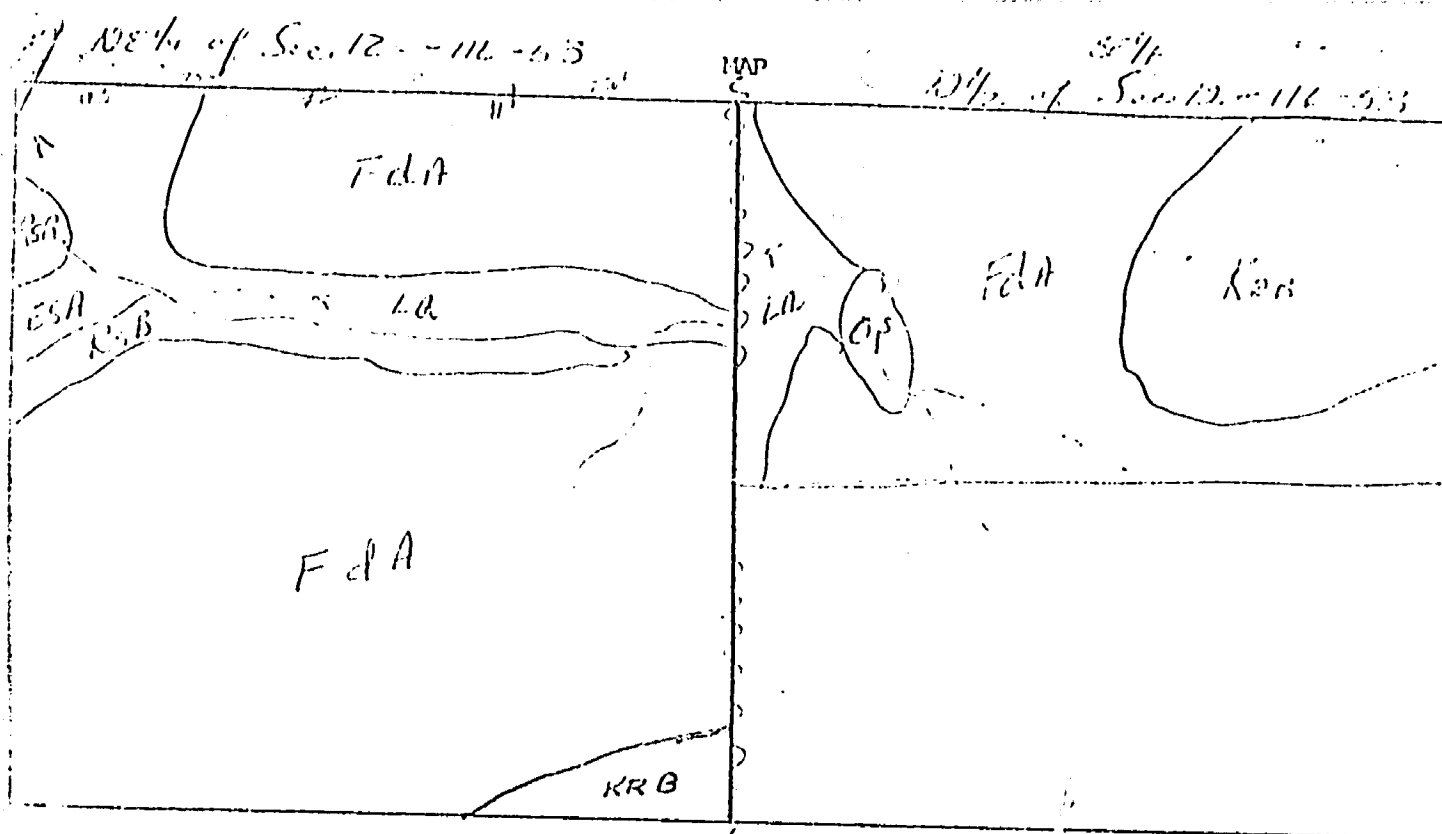
Large City Dairy Farm, Inc.
APPLICANT'S SIGNATURE
by Larry Lerche, owner

SUBSCRIBED AND SWORN BEFORE ME THIS
31 DAY OF March 1978.

[Signature]
(TITLE OR SEAL)

[Signature]
APPROVED/

BEST IMAGE POSSIBLE FROM POOR ORIGINAL



NARRATIVE

- 5
- FdA - Ferronite Silt Loam - 0-3% slope - Low water holding capacity - Moderately acid, medium textured soils developed in 20-36 inches of alluvium over sand & gravel
Permeability .68 to 2.5 inches per hr.
- LA - Lamaze silty clay loam - moderately fine textured soil on bottom lands - developed in alluvial material
Permeability .2 to .8 inches per hr.
- R.B - Rensselaer-Sioux complex 3-6% slopes - Sandy loam to loam
Permeability .2 to 5.0 inches per hr.
- ESA - Elk River Silt Loam - 0-3% slopes, deep, medium textured, well drained soils
Permeability .6 to .8 inches per hr.
- KB - Kankakee silty clay loam - 3-6% slopes, well drained soil
Permeability .2 to .8 inches per hr.
- OP - O'Brien and Hamilton clay loam
Permeability .2 to .8 inches per hr.

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

Submitted by: Lake City Dairy Farm, Inc. Date Rec'd February 1, 1978
 Address: Rt. 3 Sample No. 73-059
Watertown, SD 57201 Identification Well-
HEA, Sec. 12, T 116N, R 53W

WATER ANALYSIS

Calcium (Ca)	104	ppm*	5.20	me/l**
Magnesium (Mg)	43	ppm	3.53	me/l
Sodium (Na)	31	ppm	1.35	me/l
Potassium (K)	2	ppm	0.05	me/l
Sulfate (SO ₄)	89	ppm	1.86	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	4	ppm	0.11	me/l
Bicarbonate (HCO ₃)	376	ppm	6.16	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)	308	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	745	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.65	Adjusted SAR	1.64	
Sodium	13.33	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.42			

Others:

*ppm=parts per million

**me/l=millequivalents per liter

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

COMMENTS: Total cations 10.13 me/l
 Total anions 8.13 me/l

By: Shirley Litten

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. 73-059

Amount Enclosed \$

Signed

REC-MGMT/FORM
6/77

Actual 743

SAR .65

Permitted +1500

APPROVED

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

(RECOMMENDED MANAGEMENT)

NAME OF APPLICANT Lake City Daffy Farm, Inc. Watertown

RECOMMENDED MANAGEMENT:

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

Oldham Silty Clay Loam is easily ponded, may contain excess sodium, and has a dense claypan. This is a very small area, which can maybe be drained and be subsequently included under your irrigation plan. The La Moure soil may cause you trafficability problems.

6. ☐ Deep tillage (For the purpose of aiding movement of water through dense subsoils)
7. ☐ Heavy fall application of irrigation water

-If your plan is one stationary pivot system, your plan of irrigation may be the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the N $\frac{1}{2}$ SW $\frac{1}{4}$ in which situation you can pretty well avoid the La Moure and Oldham soils.

Shaping of the La Moure drain to the extent that irrigation water or rainfall does not pond will aid your system in moving across this area. Another aid if you have trafficability problems, is permanent vegetation, Alfalfa or grass, is the drainage way.

Copy to Applicant - 1
Copies to Water Rights - 2
Copy to File - 1

Publish first publication, on or before March 10, 1978

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

February 21, 1978

Notice is hereby given that Lake City Dairy Farm whose post office

address is Watertown, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-8; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-12, 46-5-41, 46-6-3, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14 and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 3.0 cubic feet of water per second of time from ground water (1 replacement well and 2 new wells)

through the Lake City Dairy Project #2, the point of diversion of which is to be located in the N½ NE¼

of Section 12, Twp. 116N Range 53W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

NE¼ and N½ SE¼, Section 12, T116N, R53W

This Application No. 4226-3 will be considered by the Water Rights Commission at the Guest House at Watertown, SD upon the 26th day of March, 1978 at 10 A.M. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Commission in writing prior to the hearing or orally at the hearing.

NOTE: Final Proof of Publication must be received by the hearing date for the Commission to take action. WATER RIGHTS COMMISSION

BETTY WESTLUND
Water Rights Specialist

cc: Lake City Dairy Farm, RR #3, Watertown, SD 57201

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

No 4226-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Codington) ss.

I, John R. Lowrie hereby
certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Watertown Public Opinion

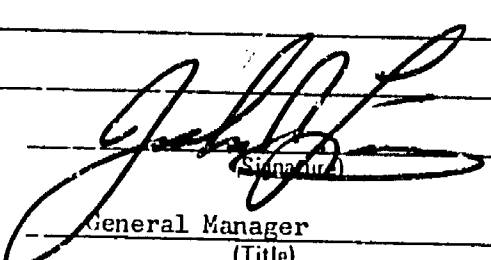
A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the

city of Watertown

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

Feb 27th, 1978

March 6th, 1978


General Manager
(Title)

March 6th, 1978

(Date Signed)

PUBLIC NOTICE
NO. 4226-3
NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER
Pierre, South Dakota 57501
February 21, 1978
Notice is hereby given that Lake
City Dairy Farm, whose post office
address is Watertown, South
Dakota, has made an application in
accordance with the provisions of
SDCL 46-1-1 thru 46-1-8; 46-2-9 thru
46-2-11, 46-2-12; 46-5-1 thru 46-5-8, 46-
5-10 thru 46-5-22, 46-5-41, 46-6-3, 46-6-
5, 46-6-6.1, 46-6-10, 46-6-14, and
Commission Rules ARSD
32:01:01 thru 32:01:01:13, for a
permit to appropriate for beneficial
use 3.0 cubic feet of water per second
of time from ground water (1
replacement well and 2 new wells)
through the Lake City Dairy Project;
No. 2, the points of diversion of
which are to be located in the NW
1/4 of Section 12, Twp. 114N,
Range 53W. Said water to be used for
the purpose of providing irrigation
in portions of the following
described land: NE 1/4 and NW 1/4 SE 1/4,
Section 12, T114N, R53W.
This Application No. 4226-3 will be
considered by the Water Rights
Commission at the Court House at
Watertown, SD upon the 28th day of
March, 1978 at 10 A.M. The Com-
mission is authorized to make a
determination on this application at
the hearing. All interested persons
may appear and be heard. Any
person who may be affected by a
Commission decision who desires to
present evidence or cross-examine
witnesses according to SDCL 1-26
may notify the Commission in
writing prior to the hearing or orally
at the hearing.
WATER RIGHTS
COMMISSION
BETTY WESTLUND
Water Rights Specialist
(Feb. 27; March 4, 1978)



Department of Natural Resource Development
WATER RIGHTS COMMISSION
Joe Foss Building, Pierre, South Dakota 57501
Phone 605/224-3151

March 22, 1978

Lake City Dairy Farm
R.R. 3
Watertown, SD 57201

Dear Sirs:

This is to inform you that although your Water Right Application No. 4226-3 was advertised for hearing before the Water Rights Commission at 10:00 am on the 28th of March, 1978, at the Guest House in Watertown, South Dakota. It will be rescheduled for 2:00 pm on the 28th along with other Codington County Applications.

If there are any questions feel free to contact our office.

Sincerely,

Betty Westlund
Water Rights Specialist I

Wplh

RE: 4226-3

April 24, 1978

Lake City Dairy Farm
RR #3
Watertown, SD 57201

Dear Sirs:

This letter is in reference to a telephone conversation with Harlan Stadhiem April 24, 1978 concerning test drilling he has done on lands covered by Water Right Permit No. 4226-3. The Water Rights Commission would have no objection to the drilling of two-60 foot wells rather than the two-32 foot wells originally requested. Spacing between wells must be at least 660 feet.

Very truly yours,

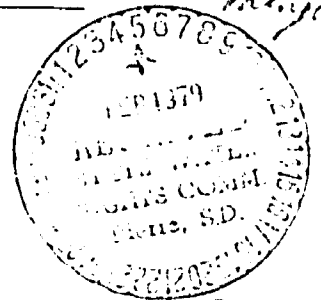
JOHN HATCH, Chief Engineer
Water Rights Commission

JH/gy

cc - Harlan Stadhiem

Form 10.

No. 4226-3



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

Post Office Watertown S.D.

Date 1-20-79

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. 4226-3

Water Right Permit No. 4226-3 states that the diversion system is to be constructed by 3-28, 1981 and that the water is to be put to beneficial use by 3-28, 1983.

The diversion system was completed on 5-15, 1978.
Applying the water to beneficial use was completed on 6-15, 1978.

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.

DeL City Dairy Farm Inc.
Mervin H. Schwartz
(Signature)

South Dakota
Department of
Water & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181
Water Rights Division
605 773-3352
July 17, 1985

722-3B

669-3

4226-3

Ferdy Tesch
RR 3, Box 161
Watertown SD 57201

Dear Mr. Tesch:

In response to your telephone conversation with Jim Winterton, July 11, 1985, I am enclosing copies of the notices sent on October 17, 1984, April 15, 1985 and June 12, 1985. The letter dated October 17, 1985 explains that the Water Management Board's Rules require the irrigation questionnaire(s) to be submitted each year and that the questionnaire(s) were to be returned by November 26, 1985.

Since no response was received, April 15, 1985 a Notice was sent regarding the hearing before the Water Management Board to consider amending Water Right No. 722-3B, 4226-3, and 669-3. Due to a mistake by us No. 4226-3 and 669-3 were not included on the agenda list and not considered for amendment. If the questionnaires would have been received prior to the hearing date, No. 722-3B would have been removed from the agenda list. We did not receive the questionnaires until May 20, 1985. However, No. 722-3B was considered by the board and amended as stated on the June 12, 1985 "Notice of Amendment to Water Permits".

The reason the Water Management Board requires Irrigation Questionnaire returns is because the data is used to determine actual water use from an aquifer or stream. This provides us with water use data which allows the Water Management Board to determine if additional water permits can be approved. In addition, the questionnaire provides documentation for establishing a record of water use which provides you protection against claims of forfeiture of the water right for nonuse.

If you have any further questions, please do not hesitate to contact us.

Very truly yours,

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

JH:JW:ks
enclosures

Equal Opportunity Employer



Department of Water & Natural Resources

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

March 23, 1987

LAKE CITY DAIRY FARM, Ferdy Tesch
RR #3, Box 161
WATERTOWN, SD 57201

NOTICE

Re: Violation of Water Permit 1 (s). 4226-3, 669-3

Our records indicate that the 1986 Irrigation Questionnaire has not been received for Permit No(s). 4226-3, 669-3. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4226-3, 669-3 qualification:

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

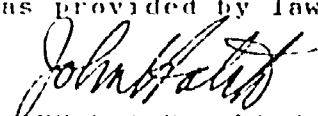
The hearing(s) will be at 2:00 pm, May 6, 1987, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing(s) 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. Suspend Permit No(s). 4226-3, 669-3 until either the 1986 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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


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

NOTE: If the questionnaire(s) is received in this office before the hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

SOUTH DAKOTA
Department of
Water & Natural Resources

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

April 13, 1987

669-3
(4226-3)

Lake City Dairy Farm
%Ferdie Tesch
RR 3 Box 161
Watertown, SD 57201

Dear Mr. Tesch:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaires. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Permit Nos. 669-3 and 4226-3 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

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

If you have any questions, please contact us.

Very truly yours,



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



Department of Water & Natural Resources

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

January 29, 1988

F TESCH- LAKE CITY DAIRY FARM
RR #3 BOX 161
WATERTOWN, SD 57201

NOTICE

Re: Violation of Water Permit No(s). 4226-3, 669-3

Our records indicate that the 1987 Irrigation Questionnaire has not been received for Permit No(s). 4226-3, 669-3. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4226-3, 669-3 qualification:

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

The hearing(s) will be at 9:00 am, March 2, 1988, Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

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

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 4226-3, 669-3 until either the 1987 Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

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

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

South Dakota Department of
Water & Natural Resources

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

February 29, 1988

669-3
4226-3

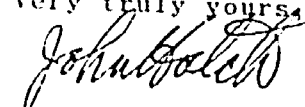
Lake City Dairy Farm
F Tesch
RR 3, Box 161
Watertown SD 57201

Dear Mr. Tesch:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 669-3, 4226-3 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,



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

 **Department of
Water & Natural Resources**

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

February 8, 1989

F TESCH- LAKE CITY DAIRY FARM
RR #3 BOX 161
WATERTOWN, SD 57201

NOTICE

RE: Violation of Water Permit No(s). 4226-3, 669-3

Our records indicate that the 1988 Irrigation Questionnaire has not been submitted for Permit No(s). 4226-3, 669-3. The request for the Questionnaire was dated October 26, 1988. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4226-3, 669-3 qualification:

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

The hearing will be held at 9:45 am, March 1, 1989 at the Howard Johnson's, Roosevelt Room, I-90 at LaCrosse, Rapid City SD.

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

1. Suspend Permit No(s). 4226-3, 669-3 until the 1988 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

If the questionnaire is received in this office before the March 1st hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,



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



**South Dakota Department of
Water & Natural Resources**

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

March 7, 1989

669-3
722-3B
4226-3

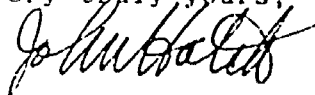
Ferdy Tesch
Lake City Dairy Farm
RR #1 Box 161
Watertown, SD 57201

Dear Mr. Tesch:

I am writing to acknowledge receipt of your 1988 irrigation questionnaires for Water Permit Nos. 669-3, 722-3B, and 4226-3. You may disregard the February 8, 1989, Notice of failure to submit the 1988 irrigation questionnaire. Your questionnaires were received prior to the March Water Management Board meeting and your name was deleted from the agenda pertaining to the hearing.

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

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

**Department of
Water & Natural Resources**

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

February 9, 1990

FERDY TESCH
LAKE CITY DAIRY FARM
RR 3 BOX 161
WATERTOWN, SD 57201

NOTICE

RE: Violation of Water Permit No(s) 4226-3, 669-3

Our records indicate that the 1989 Irrigation Questionnaire has not been submitted for Permit No(s). 4226-3, 669-3. The request for the Questionnaire was dated October 13, 1989. The Water Management Board had directed that owners of water permits who have not submitted the 1988 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s). 4226-3, 669-3 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, 1990 at the Howard Johnson's, Roosevelt-Jefferson Room, I-90 at LaCrosse, Rapid City SD.

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

1. Suspend Permit No(s): 4226-3, 669-3 until the 1989 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

If the questionnaire is received in this office before the March 7th hearing date, you will no longer be in violation of your permit and your name will be deleted from the agenda for the hearing.

Very truly yours,


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

**SOUTH DAKOTA Department of
Water & Natural Resources**

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

February 28, 1990

669-3
722-3B
4226-3

F Tesch
Lake City Dairy Farm
RR 3, Box 161
Watertown SD 57201

Dear Mr. Tesch:

I am writing to acknowledge receipt of your 1989 irrigation questionnaire for Water Permit Nos. 669-3, 722-3B and 4226-3. You may disregard the February 9, 1990 Notice of failure to submit the 1989 irrigation questionnaire. Your questionnaire was received prior to the March Water Management Board meeting and your name was deleted from the agenda pertaining to the hearing.

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

Sincerely,

Ron Duval

RON DUVAL
Natural Resources Engineer
Water Rights Division

South Dakota



GREAT FACES. GREAT PLACES.

February 1, 1991

DEPARTMENT OF WATER & NATURAL RESOURCES

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

F TESCH - LAKE CITY DAIRY FARM
RR #3 BOX 161
WATERTOWN SD 57201

NOTICE

Re: Failure to Report Chemical Use under Water Permit No(s). 4226-3

Our records indicate that the 1990 chemigation report(s) has not been received for Permits No(s) 4226-3. The request for the chemigation report(s) was dated October 12, 1990. The Water Management Board has directed that owners of water permits who have not submitted the 1990 chemigation report(s) be given notice of violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of South Dakota general rule 74:02:09:02(3) requiring chemigation users to report the dates and hours of chemical application.

The hearing(s) will be held at 9:15 am, on February 27, 1991, at the Governor's Inn in the meeting room, 700 West Sioux Avenue, Pierre SD.

The hearing(s) will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s) the Water Management Board can:

1. Suspend Permit No(s). 4226-3 until either the 1990 chemigation report(s) is submitted or for a period of up to one 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.

Very truly yours,

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

NOTE: If the chemigation report(s) is received in this office before the February 27th hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☒ Show to whom delivered, date, and addressee's address. (Extra charge)

2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

**F TESCH- LAKE CITY DAIRY FARM
RR 3 BOX 161
WATERTOWN SD 57201**

4. Article Number
0 694 057 436

Type of Service:

☐ Registered ☐ Insured
☒ Certified ☐ CCD
☐ Express Mail ☐ Return Receipt for Merchandise

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

5. Signature -- Addressee
X Carol Tesch

6. Signature -- Agent
X

7. Date of Delivery
02-02-1991

8. Addressee's Address (ONLY if requested and fee paid)
**RR 3 Box 161
Watertown SD 57201**

PS Form 3811, Apr. 1989 • U.S.G.P.O. 1985-238-515

DOMESTIC RETURN RECEIPT

South Dakota



GREAT FACES. GREAT PLACES.

February 1, 1991

F TESCH- LAKE CITY DAIRY FARM
RR 3 BOX 161
WATERTOWN SD 57201

DEPARTMENT OF WATER & NATURAL RESOURCES

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

NOTICE

RE: Violation of Water Permit No(s) 669-3, 4226-3

Our records indicate that the 1990 Irrigation Questionnaire has not been submitted for Permit No(s) 669-3, 4226-3. 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 permit violation and a hearing to be held by the Board. The hearing will be held to determine action to be taken by the Board for violation of Water Permit No(s) 669-3, 4226-3 qualification:

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

The hearing 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 1-26. Following the hearing, the Water Management Board can:

1. Suspend Permit No(s) 669-3, 4226-3 until the 1990 Irrigation Water Use Questionnaire is submitted or for a period of up to one year;
2. Postpone any action;
3. Take no action.

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

If the questionnaire is received in this office before the February 27th hearing date, you will no longer be in violation of your permit and 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

March 5, 1991

669-3
722-3B
4226-3

Ferdy Tesch
Lake City Dairy Farm
RR #3 Box 161
Watertown, SD 57201

Dear Mr. Tesch:

I am writing to acknowledge receipt of your 1990 irrigation questionnaires and chemical use data for Water Permit Nos. 669-3, 722-3B and 4226-3. 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. The questionnaires were postmarked the day of the Water Management Board meeting and your name was deleted from the agenda.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Ron Duvall".

Ron Duvall, Natural Resources Engineer IV
Water Rights Division



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-2181

F TESCH- LAKE CITY DAIRY FARM
RR 3 BOX 161
WATERTOWN SD 57201

NOTICE

RE: Violation of Water Permit No(s) 669-3 & 4226-3

Our records indicate that the 1991 Irrigation Questionnaire has not been submitted for Permit No(s) 669-3 & 4226-3. The request for the Questionnaire was dated October 18, 1991. The Water Management Board has directed that owners of water permits who have not submitted the 1991 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 669-3 & 4226-3 qualification:

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

The hearing will be held at 9:15 am, March 4, 1992, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 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) 669-3 & 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office before the March 4th hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

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



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

F TESCH
LAKE CITY DAIRY FARM
RR #3 BOX 161
WATERTOWN SD 57201

NOTICE

Re: Failure to Report Chemical Use under Water Permit No(s) 4226-3

The first notice to file chemigation report(s) for Permit No(s) 4226-3 was dated October 18, 1991. Our records indicate that we have not received the 1991 chemigation report for Permits No(s) 4226-3. The Water Management Board has directed that owners of water permits who have not submitted the 1991 chemigation report(s) be given notice of violation and of hearing before the Board. The hearing held by the Board is to determine what action is to be taken concerning violation of Administrative rule 74:02:09:02(3). This rule requires chemigation users to report the type of chemical applied, the dates, hours and amount of chemical application.

The hearings will be held at 9:15 am, on March 4, 1992, at the Floyd Matthew Training Center, Joe Foss Building, 523 E. Capitol, Pierre SD, and will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to SDCL 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 or up to three years for the 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). 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

Very truly yours,

RON DUVALL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

NOTE: If the chemigation report(s) is(are) received by this office prior to the March 4, 1992 hearing, you will no longer be in violation and your name will be deleted from the Board agenda.



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

February 28, 1992

F TESCH
LAKE CITY DAIRY FARM
RR #3 BOX 161
WATERTOWN SD 57201

Dear Mr. TESCH:

I am writing to acknowledge receipt of your 1991 chemigation report for Water Right No (s). 4226-3. You may disregard the January 27, 1992 Notice of Failure to Report Chemical Use for 1991. With receipt of the chemigation report(s), your name has been deleted from the March 4, 1992 Water Management Board meeting agenda.

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

Sincerely,

DON FRYE, Natural Resources Analyst
Water Rights Division



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 2, 1992

669-3
722-3B
4226-3

Ferdy Tesch
Lake City Dairy Farm
RE #3 Box 161
Watertown, SD 57201

Dear Mr. Tesch:

I am writing to acknowledge receipt of your 1991 irrigation questionnaires for Water Permit Nos. 669-3, 722-3B and 4226-3. You may disregard the January 27, 1992, Notice of failure to submit the 1991 irrigation questionnaire. The questionnaires were received prior to the Water Management Board meeting and your name was deleted from the agenda.

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

Sincerely,

A handwritten signature in cursive script that reads 'Genny McMath'.

Genny McMath
Natural Resources Analyst
Water Rights Division

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 Fee will provide you the signature of the person delivered to and the date of delivery.

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:

FERDY TESCH, OPERATOR
RR #3 BOX 161
WATERTOWN, SD 57201

4a. Article Number

P906-557254

4b. Service Type

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

7. Date of Delivery

1-29-1992

5. Signature (Addressee)

Ferdy Tesch

6. Signature (Agent)

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

Permit No. 4226-3 4/1/91

4226-3

Pig. Sioux River Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

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

I have this day made a thorough examination of the water use system constructed by Lake City Dairy Farm
RR#3 Box 161 of Watertown SD 57201 holder of
 Permit No. 4226-3, bearing the priority of November 2 1959
January 30 1978 authorizing
 the diversion of 2.25 cu. ft. per second of the waters of groundwater
 for irrigation purposes, in Codington County.

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

- A. Works used to divert the water: 2 wells both together capable of 750 GPM
well #1 1 40 HP 6" National Pump Co. Model # N260
using a Newmar Electric Motor Model # 324 TP/BD 279 ZPB
well #2 1 50 HP 6" National Pump Co. Model # N260
using a US Electric Motor Model # 526TP
 B. Works used to transport water to place of use: 6" Steel + PVC 80' long to center pivot

C. Works used to apply water to beneficial use:

a Valley center Pivot with 9 towers and an end gun
using high pressure capable of 750 GPM

The system is in the following condition good

The point of diversion is located Well #1 1320' west and 13' south of NE corner
Well #2 1580' west and 13' south of NE corner
both in Section 12-T116N-R53W

The works are capable of diverting and conveying to the place of use 1.66cu. ft. per second of water which is to be used for irrigated acresWater has been put to beneficial use to the maximum extent as follows: Section 12-T116N-R53W

<u>NE 1/4 NE 1/4 = 33 acres</u>	<u>NE 1/4 SE 1/4 = .8 acres</u>
<u>NW 1/4 NE 1/4 = 32 acres</u>	<u>NW 1/4 SE 1/4 = .8 acres</u>
<u>SW 1/4 NE 1/4 = 34 acres</u>	
<u>SE 1/4 NE 1/4 = 35 acres</u>	

comprising a total of 135.6 acres of land and the license should be issued for 1.66 cfsApplicable permit qualifications have been complied with ☒ Yes ☐ NoExceptions to compliance are: _____ Date 5/8/1991

Norma C. Pol
 (overseer)

File No. 4226-3

Water Rights Division -DWNR
Conversation or File Documentation

NAME OF PERSON OR FILE: Lake City Dairy Farm

ADDRESS: RR 3, Watertown SD

COUNTY: Codington

DATE: December 17, 1991

TELEPHONE:

RE: Licensing/Readvertisement of Permit No. 4226-3

COMMENTS:

A review of Water Permit No. 4226-3 for licensing purposes found the February 27 and March 6, 1978 advertisement was incorrect.

The application specified the location of the point of diversion as:
N 1/2 NE 1/4 Section 12-T116N-R53W

The advertisement notice listed the location as:
N 1/2 NW 1/4 Section 12-T116N-R53W

The location of the point of diversion is actually the N 1/2 NE 1/4 Section 12-T116N-R53W.

Although the "Range" was advertised correctly, the quarter-quarter should have been specified as the N 1/2 NE 1/4 in the publication notice.

CONCLUSION:

The permit should be readvertised prior to licensing to correct the error in the original publication notice. The Division should pay for the cost of the readvertisement.



Karen Schlaak
Natural Resources Analyst

REPORT ON WATER PERMIT NO. 4226-3
LAKE CITY DAIRY FARM
December 20, 1991

Water Permit No. 4226-3 appropriates 3 cubic feet of water per second from two wells 60 feet deep to irrigate 240 acres located in the NE 1/4, N 1/2 SE 1/4 Section 12-T116N-R53W. Readvertisement of this permit is necessary to correct the location of the diversion point prior to issuance of the water license. The diversion point is located in the N 1/2 NE 1/4 Section 12-T116N-R53W and was incorrectly advertised on February 27 and March 6, 1978 in the Watertown Public Opinion as being located in the N 1/2 NW 1/4 Section 12-T116N-R53W. This readvertisement does not authorize any increase in the developed water appropriation or irrigated acreage.

Conclusions

1. This is a readvertisement of the Notice of Hearing for Water Permit No. 4226-3.
2. This readvertisement is necessary to correct the location of the diversion point prior to issuance of a water license.
3. The correct legal description of the diversion point is the N 1/2 NE 1/4 Section 12-T116N-R53W.

Eric Gronlund

Eric Gronlund
Natural Resources Engineer

Ron Duvall

Ron Duvall
Natural Resources Engineer

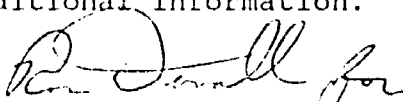
RECOMMENDATION OF CHIEF ENGINEER FOR READVERTISED WATER PERMIT
APPLICATION NO. 4226-3, Lake City Dairy Farm

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning readvertised Water Permit Application No. 4226-3, Lake City Dairy Farm, RR 3, Watertown, SD 57201.

The Chief Engineer is recommending APPROVAL of readvertised Application No. 4226-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualification:

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.

See report on application for additional information.


JOHN HATCH, Chief Engineer
January 6, 1991



4226-3

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

January 10, 1992

Lake City Dairy Farm
PR 3
Watertown, SD 57201

Dear Sir:

The original notice of hearing for Water Permit No. 4226-3 was published with an error. Therefore, the notice of hearing needs to be readvertised to correct the error. A notice of hearing has been sent to the Publisher of the Watertown Public Opinion printed at Watertown, SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the readvertisement are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

The cost of publication of this notice will be paid by the Division of Water Rights. Please contact us if you have any questions.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures



4226-3

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

January 10, 1992

Watertown Public Opinion
PO Box 10
Watertown, SD 57201-0010

Attn: Legal Department

Enclosed is a Readvertisement of Notice of Hearing on Permit No. 4226-3 to be published twice. Please publish the first notice on January 16, 1992, with the second publication 7 days later.

Please bill the Water Rights Division for the cost of the advertisement.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. The permit application cannot be considered by the Water Management Board until proof of publication has been received.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 713-3352

enclosures

----- CUT HERE -----
FIRST TRANSMITTAL NOTICE TO: Eric Gronlund
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

Date _____
We are in receipt of your letter of _____ enclosing Readvertisement of Notice of
Hearing to Appropriate Water by Permit No. _____ which was first published in our issue
of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name _____

Newspaper _____

Instruction to Newspaper - Publish first Notice on January 16, 1992, with the second publication 7 days later.

Readvertisement of NOTICE OF HEARING on Application No. 4226-3 to Appropriate Water

Notice is given that Lake City Dairy Farm, RR 3, Watertown, SD 57201 has filed an application for a water permit on January 30, 1978. Water Permit No. 4226-3 appropriates 3 c.u.f.s. feet of water per second from two wells 60 feet deep to irrigate the NE 1/4, N 1/2 SE 1/4 Section 12-T116N-R53W. The wells are located in the N 1/2 NE 1/4 Section 12 and were incorrectly advertised on February 27 and March 6, 1978 in the Watertown Public Opinion as being in the N 1/2 NW 1/4 Section 12; all in T116N-R53W. This readvertisement does not authorize any increase in water appropriations or increase in the irrigated acreage.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Readvertised Permit No. 4226-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by February 3, 1992. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 4226-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 12, 1992, at 9:00 am in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested, the February 12, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The February 12, 1992, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by February 3, 1992.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-25. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This readvertisement is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

4226-3

AFFIDAVIT OF PUBLICATION

PIERRE

Readvertisement of NOTICE OF HEARING on Application No. 4226-3 to Appropriate Water

Notice is given that Lake City Dairy Farm, RR 3, Watertown, SD 57201 has filed an application for a water permit on January 30, 1992. Water Permit No. 4226-3 appropriates 3 cubic feet of water per second from two wells 60 feet deep to irrigate the NE 1/4, N1/2 SE 1/4 Section 12-T116N-R53W. The wells are located in the N 1/2 NE 1/4 Section 12 and were incorrectly advertised on February 27 and March 6, 1978 in the Watertown Public Opinion as being in the N 1/2 NW 1/4 Section 12; all in T116N-R53W. This readvertisement does not authorize any increase in water appropriations or increase in the irrigated acreage.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Readvertised Permit No. 4226-3 because 1) unappropriated water is available, 2) existing rights will not be unduly impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in

opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605-773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by February 3, 1992. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 4226-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 12, 1992 at 9:00 a.m. in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested the February 12, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm

a hearing date and location. The February 12, 1992, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by February 3, 1992.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the hand capped.

This readvertisement is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 46-2-3, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

(January 16, 23, 1992)

I, the duly sworn, says

that all the times hereinafter mentioned

SDCL 47-2-2, as amended, published in

the Watertown Public Opinion Co., that

is an empowered newspaper of said

the facts stated in the affidavit, that the

copy of which is attached, was published in

as follows:

h	day of	January	1992
d	day of	January	1992
	day of		19
	day of		19

or publishing the same, to-wit, the sum of

inures solely to the benefit

of no agreement or understanding for the

person, and that no part of the fee has been

Subscribed and sworn to before me this 23rd

day of January

A.D. 19 92

(Seal)

Handwritten signature of Notary Public

Notary Public, SD

Notary Public Expires January 9, 1996



4226-3

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

February 28, 1992

4226-3

Ferdy Tesch
Lake City Dairy Farm
RR #3 Box 161
Watertown, SD 57201

Dear Mr. Tesch:

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. 4226-3, was completed on May 8, 1991. The permit was readvertised January 16 and 23, 1992 to correct the location of the diversion point. 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
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.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, _____, March 27, 19__

RECEIVED OF Lake City Dairy Farm, 88 1/2, Watertown, S.D. 57201

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. <u>4226-5</u>	50	00
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

By John H. ...
Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 4226-3

(1) Lake City Dairy Farm of RR 3, Box 161, Watertown, SD 57201 made Application No. 4226-3, January 30, 1978 for a water permit to appropriate 3.00 cubic feet of water per second from groundwater (one additional well), Codington County, South Dakota for irrigation purposes. Permit No. 4226-3 with a priority date of November 2, 1959 and January 30, 1978 was approved March 28, 1978 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before March 28, 1981 and for the application to beneficial use of said water on or before March 28, 1983.

Water Permit No. 4226-3 authorizes an additional well and additional acreage to that developed under Water Right No. 669-3. The applicable portions of Water Right No. 669-3 has been incorporated into this Water License No. 4226-3. The priority dates, as they pertain to the acreage irrigated, are described in (3) of this license.

(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 1.66 cubic feet of water per second for beneficial use. The location of the diversion points are: Well #1 - 1320'W and 13'S of the NE corner and Well #2 - 1580'W and 13'S of the NE corner; both in Section 12, T116N, R53W.

(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:

T116N, R53W Section 12		
NE 1/4 NE 1/4	33 Acres-	November 2, 1959
NW 1/4 NE 1/4	32.0 Acres--	5.3 Acres-November 2, 1959
		26.7 Acres-January 30, 1978
SW 1/4 NE 1/4	34.0 Acres--	3.0 Acres-November 2, 1959
		31.0 Acres-January 30, 1978
SE 1/4 NE 1/4	35.0 Acres--	8.0 Acres-November 2, 1959
		27.0 Acres-January 30, 1978
NE 1/4 SE 1/4	0.8 Acres-	January 30, 1978
NW 1/4 SE 1/4	0.8 Acres-	January 30, 1978
Total-----	135.6 Acres	

November 2, 1959 was established under No. 669-3. January 30, 1978 was established under No. 4226-3.

(4) Pursuant to Section 46-5-30.1 Lake City Dairy Farm of RR 3, Box 161, Watertown, SD 57201 the holder(s) and/or owner(s) of Incorporated Water Permit No. 4226-3 is issued a license to appropriate water, the right to use 1.66 cubic feet of water per second from groundwater (two wells) with priority dates of November 2, 1959 and January 30, 1978 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 Incorporated Water Permit No. 4226-3 and subject to South Dakota State Law.



NOV 24 1992

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



4226-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOV 24 1992

4226-3

Ferdy Tesch
Lake City Dairy Farm
RR 3, Box 161
Watertown, SD 57201

Dear Mr. Tesch:

Enclosed is Water License No. 4226-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413150 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. 4226-3, 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

NOTE: The applicable portions of Water Right No. 669-3 has been incorporated into this Water License No. 4226-3.

NOTICE OF WELL CONSTRUCTION

(1) WELL CONSTRUCTION

WELL CONSTRUCTION

Location of well: NE 1/4 1/4 Section: 12 Township: 11N Range: 53W

Well owner: Lake City (Name) 11111 (Address)

Date well drilling completed: Aug. 16, 1958 Purpose of well: For domestic use
(Irrigation, stock, domestic, industrial, other)

WELL LOG

[illegible]

(2) PUMP INSTALLATION.

PUMP INSTALLATION
Company name and size of _____ HP _____
Type of pump Turbine _____ GPM _____
Depth of pump placement 43 to 1-1/2 ft _____
Station 4, 1928

(3) WATER SURFACE MEASURING TUBE

On some wells an air-tight water surface measuring tube is required. See Section 4G 40B of Chapter 4B.4, MINIMUM WELL CONSTRUCTION STANDARDS

Show exact vertical length of water surface measuring tube installed 4 1/2 ft, tube diameter 1/4", tube material plastic

Walter B. Jones (Gen. Bldg.)
Name of Pump Installation Contractor:

4226-3

(1) WELL CONSTRUCTION

Location of well N. 1/4 Sec. 10, T. 10 N., R. 10 E., S. 34 N.

Well owner L. Roy Bullis, Jr. Address 1000 S. 10th St., St. Paul, Minn.

Date well drilled July 3, 1928

Layers, top to top in feet	Character of layer	Depth to top of water producing unit, ft.	Depth to static water level, ft.	Name of producing cooler (if known)	Total depth of drill hole, ft.	Depth to bottom of casing, ft.
0'-3'	Black Soil		2			
3'-7'	Dry Sand					
7'-26 1/2'	Fine Sand w/ water			6 1/2		
26 1/2'-39 1/2'	Clay					
39 1/2'-45'	Mucky Soil					
45'-50 1/2'	Clay					
50 1/2'-63 1/2'	Gravel w/ water					
63 1/2'-66 1/2'	Clay					
		Casing information: The space below shoe lined, size, weight, length per diameter, etc., for production casing and surface casing, if used.				
		1 1/2" C.P. Plastic 6' long				
		The space below shoe length of screen below bottom of casing, diameter and kind of screen or casing perforations.				
		1 1/2" C.P. Plastic 6' long				
		The flow of water from the well, flow of water at the pump, etc.				
		18 g.p.m. at 10' depth				
		1 - Roy Bullis				

(2) PUMP INSTALLATION

Company name and size of pump National HP 1/2

Type of pump Turbine Capacity of installed pump 1/2 C.P.M.

Depth of pump placement 66' to 67' at Bullis Date of pump installation July 3, 1928

(3) WATER SURFACE MEASURING TUBE

On some wells an air-tight water surface measuring tube is required: See Section 46.40B of Chapter 46A, MINNESOTA WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed 60 ft., tube diameter 1/2"

Material Plastic
Bullis Bros. L. Roy Bullis
 Name of Pump Installer or Contractor



4226-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 29, 1993

NOTICE

TO: F TESCH- LAKE CITY DAIRY FARM
RR #3 BOX 161
WATERTOWN SD 57201

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Violation of Water Permit No(s) 4226-3

Our records indicate that the 1992 Irrigation Questionnaire has not been submitted for Permit No(s) 4226-3. The request for the Questionnaire was dated October 16, 1992. The Water Management Board has directed that owners of water permits who have not submitted the 1992 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 4226-3 qualification:

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

The hearing will be held at 9:30 am, March 3, 1993, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 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) 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law. Prior to February 22, 1993, contact the Water Rights Division, 523 E Capitol, Pierre SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the questionnaire(s) is(are) received in this office before the March 3rd hearing date, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.



4226-3

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

January 29, 1993

NOTICE

TO: F TESCH
LAKE CITY DAIRY FARM
RR #3 BOX 161
WATERTOWN, SD 57201

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Failure to Report Chemical Use under Water Permit No(s) 4226-3

The first notice to file chemigation report(s) for Permit No(s) 4226-3 was dated October 16, 1992. Our records indicate that we have not received the 1992 chemigation report for Permits No(s) 4226-3. The Water Management Board has directed that owners of water permits who have not submitted the 1992 chemigation report(s) be given notice of violation and of hearing before the Board. The hearing held by the Board is to determine what action is to be taken concerning violation of Administrative rule 74:02:09:02(3). This rule requires chemigation users to report the type of chemical applied, the dates, hours and amount of chemical application.

The hearing will be held at 9:30 A.M. on March 3, 1993, at the Floyd Matthew Training Center, Joe Foss Building, 523 E. Capitol, Pierre, SD and will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to SDCL 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 or up to three years for the 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). 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law. Prior to February 22, 1993, contact the Water Rights Division, 523 E. Capitol, Pierre, SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the chemigation report(s) is(are) received by this office prior to the March 3, 1993 hearing, you will no longer be in violation and your name will be deleted from the Board agenda.



4226-3

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

March 10, 1993

722-3B
4226-3

Ferdy Tesch
Lake City Dairy Farm
RR #3 Box 161
Watertown, SD 57201

Dear Mr. Tesch:

I am writing to acknowledge receipt the 1992 irrigation questionnaires and chemical reporting forms for Water Right Nos. 722-3B and 4226-3. You may disregard the January 29, 1993, Notices of Violation of Water Permit and Failure to Report Chemical Use.

The questionnaires and chemical reporting forms were received prior to the Water Management Board meeting, and your name was deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
Water Rights Division
(605) 773-3352



4226-3

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

February 7, 1995

NOTICE

TO: F TESCH
LAKE CITY DAIRY FARM
RR #3 BOX 161
WATERTOWN, SD 57201

FROM: Ron Duvall, Natural Resources Engineer IV
for JOHN HATCH, Chief Engineer
Water Rights Division

RE: Failure to Report Chemical Use under Water Permit No(s) 4226-3

The first notice to file chemigation report(s) for Permit No(s) 4226-3 was dated November 3, 1994. Our records indicate that we have not received the 1994 chemigation report for Permits No(s) 4226-3. The Water Management Board has directed that owners of water permits who have not submitted the 1994 chemigation report(s) be given notice of violation and of hearing before the Board. The hearing held by the Board is to determine what action is to be taken concerning violation of Administrative rule 74:02:09:02(3). This rule requires chemigation users to report the type of chemical applied, the dates, hours and amount of chemical application.

The hearing will be held at 9:30 A.M. on March 8, 1995, in the Crown Room, 3RD Floor, Kings Inn Best Western Convention Center, 220 South Pierre Street, Pierre, SD and will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 46-2-17. These are contested case hearings pursuant to SDCL 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 or up to three years for the 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). 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law. Prior to March 3, 1995, contact the Water Rights Division, 523 E. Capitol, Pierre, SD 57501-3181 (605 773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

NOTE: If the chemigation report(s) is(are) received by this office prior to March 3, 1995, you will no longer be in violation and your name will be deleted from the Board agenda.

Is your RETURN **4**
ted 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: 4226-3

LAKE CITY DAIRY FARM
FERDY TESCH
RR #3 BOX 161
WATERTOWN, SD 57201

4a. Article Number

P757566393

4b. Service Type

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

7. Date of Delivery

02-08-95

5. Signature (Addressee)

6. Signature (Agent)

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

4226-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 7, 1995

LAKE CITY DAIRY FARM
FERDY TESCH
RR #3 BOX 161
WATERTOWN SD 57201

NOTICE

RE: Violation of Water Permit No 4226-3.

Our records indicate that the 1994 Irrigation Questionnaire has not been submitted for Permit No 4226-3. The request for the Questionnaire was dated November 3, 1994. The Water Management Board has directed that owners of water permits who have not submitted the 1994 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No 4226-3 qualification:

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

The hearing will be held at 9:30 am, March 8, 1995 in the Crown Room, 3rd Floor, Kings Inn Best Western Convention Center, 200 S 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 SDCL 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 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire is received in this office on/or before March 3, 1995, you will no longer be in violation of your permit and your name will be deleted from the Board agenda.

Very truly yours,

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

4226-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 13, 1995

722-3B
4226-3

Ferdy Tesch
Lake City Dairy Farm
RR #3 Box 161
Watertown, SD 57201

Dear Mr. Tesch:

I am writing to acknowledge receipt of your 1994 irrigation questionnaire and chemigation report. The forms were completed for you following our March 7th and March 9th telephone conversations. You may disregard the February 7, 1995, **Notices of Violation of Water Permit Nos. 722-3B and 4226-3** and also the **Notice of Failure to Report Chemical Use under Water Permit No. 4226-3**.

Since you had called prior to the Board meeting and were making an attempt to gather the information, your name was deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script that reads "Genny McMath".

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



January 30, 1996

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

 JOE FOSS BUILDING
 523 EAST CAPITOL
 PIERRE, SOUTH DAKOTA 57501-3191
NOTICE

TO: LAKE CITY DAIRY FARM, FERDY TESCH, RR #3 BOX 161, WATERTOWN, SD 57201

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

SUBJECT: Violation of Water Permit No(s) 4226-3

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 4226-3. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 4226-3 qualification:

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

The hearing will be held at 9:45 am, March 6, 1996 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on or before March 1, 1996, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Ginny McMath at (605) 773-3352.

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 30, 1996

NOTICE

TO: LAKE CITY DAIRY FARM
RR #3 BOX 161
WATERTOWN SD 57201

FROM: Ron Duvall, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Program

RE: Failure to Report Chemical Use under Water Permit No(s) 4226-3

The first notice to file chemigation report(s) for Permit No(s) 4226-3 was dated 10/20/95. Our records indicate that we have not received the 1995 chemigation report for Permits No(s) 4226-3. The Water Management Board has directed that owners of water permits who have not submitted the 1995 chemigation report(s) be given notice of violation and of hearing before the Board. The hearing held by the Board is to determine what action is to be taken concerning violation of administrative rule 74:02:09:02(3). This rule requires chemigation users to report the type of chemical applied, the dates, hours and amount of chemical application.

The hearing will be held at 9:45 A.M. on March 6, 1996, in the Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD and will be conducted pursuant to SDCL 34A-2A through 34A-2A-5; 46-1-12, 46-1-14, 46-2-11, 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 or up to three years for the 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). 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the chemigation report(s) is(are) received by this office on/or before March 1, 1996 your name will be deleted from the board agenda.

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

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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

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

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

3. Article Addressed to:

LAKE CITY DAIRY FARM
FERDY TESCH
RR #3 BOX 161
WATERTOWN SD 57201

4a. Article Number

Z-161 984 056

4b. Service Type

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

7. Date of Delivery

1-3-96

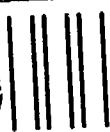
5. Received By: (Print Name)

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

6. Signature: (Addressee or Agent)

X

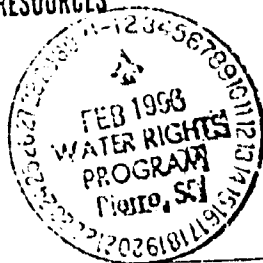
UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES
WATER RIGHTS PROGRAM
323 E. CAPITOL JOE FOSS BLDG.
PIERRE, SOUTH DAKOTA 57501





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 7, 1996

NOTICE OF ONE YEAR SUSPENSION OF WATER PERMIT

TO: LAKE CITY DAIRY FARM, FERDY TESCH, RR #3 BOX 161,
WATERTOWN, SD 57201

FROM: JOHN HATCH, Chief Engineer
Water Rights Program
(605) 773-3352

SUBJECT: One Year Suspension of Water Permit No. 4226-3

Pursuant to the provisions of the notice dated January 30, 1996, and following the hearing of March 6, 1996, the Water Management Board has ordered:

That Water Permit No. 4226-3 be suspended until December 31, 1996. Suspension of the water permit does not excuse the water right holder from the requirement to submit the 1995 Irrigation Questionnaire.

Suspension of a water right or permit means water may not be pumped during the 1996 irrigation season. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 2, 1996

Ferdy Tesch
Lake City Dairy Farm
45336 174th St
Watertown, SD 57201

Dear Mr. Tesch:

I am contacting you in regard to the suspension of Water Right Nos. 722-3B and 4226-3. Your 1995 irrigation questionnaires and chemigation report were received March 14, 1996. Submission of the forms does not mean that suspension of your water rights is automatically lifted.

As I discussed with you in our March 20, 1996, telephone conversation, if you wish to have the Water Management Board reconsider their action to suspend your water rights, you will need to send us a letter requesting the matter be scheduled for hearing. The next Water Management Board meeting is May 1, 1996, in Yankton, SD.

The letter can be very short and informal. It should include a request to have the matter placed on the May Water Management Board meeting agenda. The letter should also list a reason(s) that the questionnaires and chemigation report were not submitted on time.

Once the hearing is scheduled, you will receive a "Notice" letting you know the exact time and location of the hearing. As I indicated on the phone, I would urge you to try to attend the hearing. If you have any questions, please contact me.

Sincerely,

Genny McMath

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

c Senator Randy Frederick

IRRIGATION QUESTIONNAIRE VIOLATION
WATER RIGHT NO. 722-3B, FERDY TESCH, (OPERATOR)
WATER RIGHT NO. 4226-3, LAKE CITY DAIRY FARM
April 24, 1996

BRIEF DESCRIPTION:

Water Right No. 722-3B, (listed in the name of Bert Tesch) operated by Ferdy Tesch, Watertown, SD authorizes diversion of 1.44 cubic feet of water per second (cfs) from ground water (one well) to irrigate the SW¼ and E½ SE¼ Section 15, T116N, R52W, in Codington County. Water Right No. 722-3B was amended May 15, 1985, to include the irrigation questionnaire qualification.

Water Right No. 4226-3, for Lake City Dairy Farm, Watertown, SD, authorizes diversion of 1.66 cfs from ground water (two wells) to irrigate 135.6 acres in the NE¼ and N½ SE¼ Section 12, T116N, R53W. Water Right No. 4226-3 was amended May 15, 1985, to include the irrigation questionnaire qualification.

SUBMISSION OF PAST IRRIGATION QUESTIONNAIRES:

DATE MAILED	DATE DUE IN OFFICE	DATE RECEIVED	BOARD ACTION
October, 1990	December 14, 1990	March 4, 1991	none
October, 1991	December 20, 1991	February 28, 1992	none
October, 1992	December 18, 1992	March 1, 1993	none
October, 1993	December 17, 1993	December 20, 1993	none
November, 1994	December 16, 1994	March 9, 1995	none
October, 1995	December 15, 1995	March 14, 1996	March 6, 1996

CURRENT STATUS

On March 6, 1996, the Water Management Board suspended Water Right Nos. 722-3B and 4226-3 for failure to return the 1995 irrigation questionnaires and the 1995 chemical reporting form (for 4226-3). The suspension effective through December 31, 1996, did not excuse the permit holder from the requirement to submit the questionnaires and chemical form.

Marvin Schwanke, with Lake City Dairy Farm submitted a letter April 24, 1996, requesting the Water Management Board to reconsider the suspension of Nos. 722-3B and 4226-3 (copy enclosed).

4226-3



April 23, 1996
Department of Environment and Natural Resources
Attention:
Water Management Board

Dear Sirs;

I am writing to request the Water Management Board to reconsider the suspended Water Rights No. 722-3B and No. 4226-3 of Lake City Dairy, Watertown, S.D. and that this matter would be placed on the agenda of your May 1, 1996 meeting. It was not our intention to avoid the reporting process but simply it got mislaid and the reminders came while I was on vacation. Thank you for your consideration .

Marvin Schwanke

Lake City Dairy Farm, Inc.
45366 174th St.
Watertown SD 57201



4226-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 24, 1996

NOTICE

TO: Ferdy Tesch, Lake City Dairy Farm, 45366 174th St., Watertown, SD 57201

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program
(605) 773-3352 

SUBJECT: Notice of Hearing to Consider Request to Rescind Suspension of Water Right Nos. 722-3B and 4226-3

The hearing on the April 24, 1996, request (submitted by Marvin Schwanke) for the Water Management Board to reconsider suspension of Water Right Nos. 722-3B and 4226-3 has been scheduled for 9:30 am. May 1, 1996, in Education Center - 3rd Floor, First Dakota National Bank, 225 Cedar Street, Yankton, SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

After all evidence is taken at the hearing, the Board may issue a decision to rescind the suspension of the water right and water permit, defer action or take no action. The hearing is an adversary proceeding and any party 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 at the hearing. Any decision rendered by the Board may be appealed to the Circuit Court or to the State Supreme Court as provided by law.

Prior to April 29, 1996 contact the Water Rights Program by writing to 523 E Capitol, Pierre, SD 57501-3181 or calling (605) 773-3352 to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

c: Diane Best, Assistant Attorney General
Senator Randy Frederick

4226-3

**WATER RIGHTS PROGRAM
FILE DOCUMENTATION**

NAME OF PERSON OR FILE: Lake City Dairy Farm

ADDRESS: Watertown, SD

COUNTY: Codington

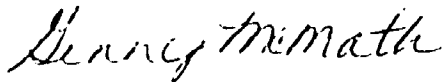
DATE: April 24, 1996

RE: amendment of Water Right No. 4226-3

COMMENTS:

In reviewing the file for Water Right No. 4226-3, I was unable to find a notice stating that the water right had been amended to include the irrigation questionnaire qualification. I reviewed the May 15, 1985 minutes and found that the Board amended the water right to include the qualification at that hearing.

Future violations of the questionnaire qualification now result in suspension or possible cancellation of the water right.



Genny McMath
Environmental Scientist

CERTIFICATION

I hereby certify that on April 24, 1996, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated April 24, 1996, regarding Notice of Hearing to Consider Request to Rescind Suspension of Water Right Nos 722-3B and 4226-3, addressed as stated below:

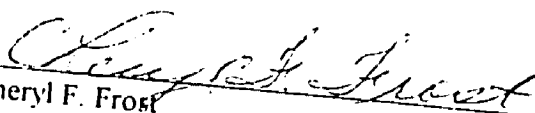
Ferdy Tesch, Lake City Dairy Farm, 45366 174th St., Watertown, SD 57201.

A copy of the above described Notice was sent to:

Senator Randy Frederick, RR 1, Box 106, Hayti, SD 57241-9634

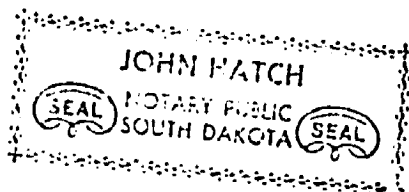
A copy of the above described Notice was sent inter-office to:

Diane Best, Assistant Attorney General, Capitol Building


Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 25th day of April, 1996





Notary Public

JOHN HATCH, Notary Public
My Commission Expires
April 1, 2001



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 6, 1996

NOTICE

TO: Ferdy Tesch, Lake City Dairy, Inc., 45366 174th St, Watertown, SD 57201
Marvin Schwanke, 45250 Air Haven Rd., Watertown, SD 57201

FROM: JOHN HATCH, Chief Engineer
Water Rights Program
(605) 773-3352

SUBJECT: Reinstatement of Water Right Nos. 722-3B and 4226-3

Pursuant to a letter from Marvin Schwanke dated April 23, 1996, and following the hearing by the Water Management Board on May 1, 1996, the Board passed the following motion:

Water Right Nos. 722-3B and 4226-3 are reinstated effective immediately. Failure to submit the 1996 irrigation questionnaires in a timely manner may cause these water rights to be suspended for two years.

The 1996 irrigation questionnaires will be mailed to you in October, 1996. Your prompt completion and return of the questionnaires will alleviate future Board action.

c: Diane Best, Assistant Attorney General
Senator Randy Frederick

CERTIFICATION

I hereby certify that on May 6, 1996, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated May 6, 1996, regarding Reinstatement of Water Right Nos 722-3B and 4226-3, addressed as stated below:

Ferdy Tesch, Lake City Dairy, Inc., 45366 174th St., Watertown, SD 57201.

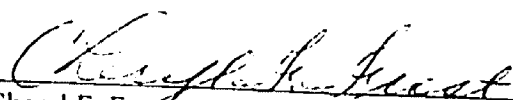
Marvin Schwanke, 45250 Air Haven Rd., Watertown, SD 57201.

A copy of the above described Notice was sent to:

Senator Randy Frederick, RR 1, Box 106, Hayti, SD 57241-9634.

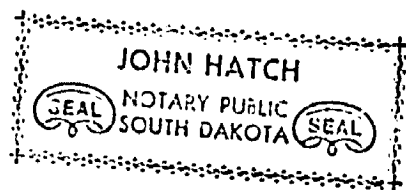
A copy of the above described Notice was sent inter-office to:

Diane Best, Assistant Attorney General, Capitol Building.


Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 8th day of May, 1996




Notary Public

JOHN HATCH, Notary Public
My Commission Expires
April 1, 2001

Please fill out and return before December 1, 2000

Telephone No. 882-0619

For ease in calculating water use, please specify if actual irrigation hours or kilowatt hours are being reported. For kilowatt hours, include depth to water & system pressure in comment section.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 31, 2000

4226-3

Ferdy Tesch
45336 174th St
Watertown, SD 57201-7650

Dear Mr. Tesch:

Thank you for the prompt return of your 2000-irrigation questionnaire. It is my understanding from the notation that you made on the form that you wish to have the water right transferred to South View Dairy, Inc.

Enclosed is a partially completed "Notice of Transfer of Ownership" form. Please review the form for accuracy and make any necessary corrections or additions. Upon completion, please sign the form in the presence of a notary public and return it 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.

If I have misunderstood and you merely wanted "South View Dairy, Inc." added to the address label and did not want the water right transferred, please get in touch with me. Thank you in advance for your help.

Sincerely,

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

enclosure

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Lake City Dairy Farm, Watertown, SD

DATE: November 6, 2000

TELEPHONE: 882-0619

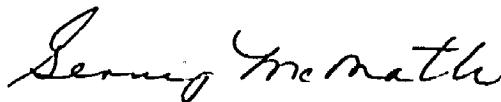
RE: ownership of water right

COMMENTS:

Paul Schwanke called with reference to a "Notice of Transfer of Ownership" form I sent to them. Based on information written on the 2000 irrigation questionnaire, I forwarded a transfer form to them to have the ownership changed.

Mr. Schwanke called to let me know that the ownership had not changed and the water right should be left as is. He farms the land for Ferdy Tesch. Mr. Schwanke's dairy is "South View Dairy, Inc.". He said he didn't realize that putting the other name on the form would prompt us to send out change of ownership forms.

I told him to disregard the transfer form. I would put a note in the file that says the ownership should remain with Lake City Dairy Farm (Ferdy Tesch).



Genny McMath
Environmental Scientist



4226-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 14, 2004

NOTICE

TO: FERDY TESCH, 45336 174TH ST, WATERTOWN, SD 57201 7650
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4226-3. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4226-3 qualification:

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

The hearing will be held at 8:30 am, March 3, 2004 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before February 27, 2004, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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



4224-3

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 9739

Your item was delivered at 1:44 pm on January 15, 2004 in
WATERTOWN, SD 57201. The item was signed for by P SCGWANKE.

[Shipment Details >](#)

Notification Options

▶ Track & Confirm by email

[What is this?](#)

[Go >](#)

▶ Request Proof of Delivery

[What is this?](#)

[Go >](#)



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Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

SIGNATURE CONFIRMATION NUMBER:

2301 3460 0000 8515 9739

FERDY TESCH
45336 174TH ST
WATERTOWN SD 57201 7650

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:

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

☐ Priority Mail®

☐ Package Services



4226-3

**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 27, 2004

4226-3

Ferdy Tesch
45336 174th St
Watertown SD 57201-7650

Dear Mr. Tesch:

I am writing to acknowledge receipt of your 2003 irrigation questionnaire. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right No. 4226-3.

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

If you have any questions, please contact me.

Sincerely,

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

LAKE CITY DAIRY FARM, INC. IRRIGATION SYSTEM #1
RR #3, WATERTOWN, S, DAK.
Owners: Same

R. 53 W.

116-53

3-229B

— " — BURIED PIPELINE

IRRIG. Well #3

IRRIG. Well #2

IRRIG. Well #1

125 RODS - 88° W

85 RODS - 87° W

50 RODS - 84° W

32.2

62.4

12

59.2

46.3

AREA TO BE IRRIGATED:

NE 1/4 12-116-53 - 160 AC.

N 1/2 SE 1/4 12-116-53 - 80 AC.

TOTAL 240 AC.

19.5

44.5

7.4

116-53

ABANDONED R.R.

~~MAP # 344728~~

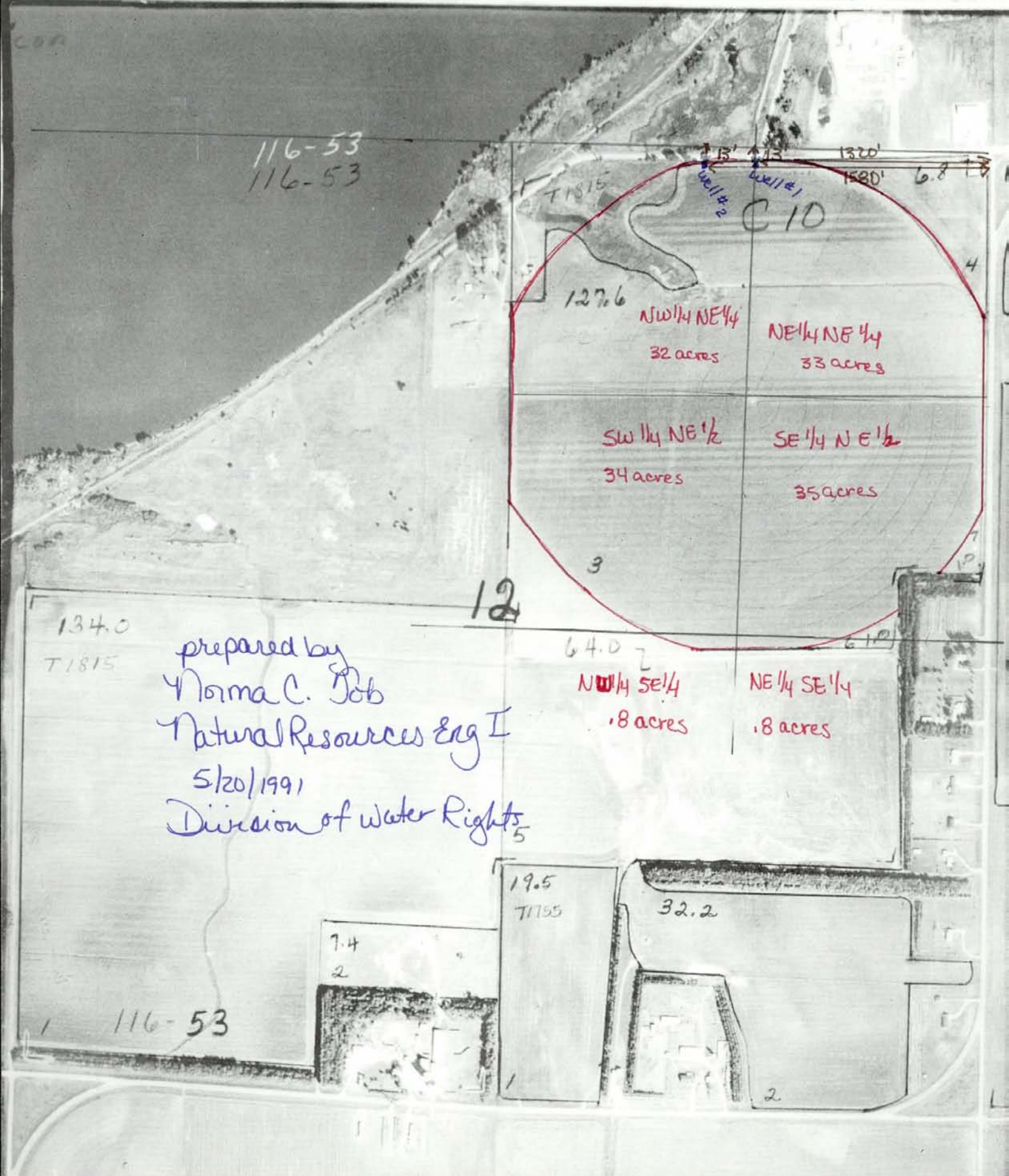
APPL. # 4226-3

NOT TO SCALE

660.
4226



NOT TO SCALE





4226-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 30, 2005

4226-3

Ferdy Tesch
45336 174th St
Watertown SD 57201-7650

Dear Mr. Tesch:

I am writing to acknowledge receipt of your 2005 irrigation questionnaire for Water Right No. 4226-3. I am returning the form to you for completion. In order for the questionnaire to be considered complete, the back side also needs to be filled out.

Please include the number of acres, pump rate (in gallons per minute), days per month and hours per day the system(s) was running. The information is important to us in calculating how much water was used from a specific source.

Please complete and return the form to us by **December 9, 2005.** Thank you in advance for your help. If you have any questions, please contact me.

Sincerely,

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

enclosure



4226-3
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 26, 2007

NOTICE

TO: FERDY TESCH, 45336 174TH ST, WATERTOWN, SD 57201 7650
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaire(s)

Our records indicate that the 2006 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4226-3. The request for the Questionnaire was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4226-3 qualification:

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

The hearing will be held at 10:30 am, March 7, 2007 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) 4226-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is(are) received in this office on/or before **March 1, 2007**, you will no longer be in violation of your permit and your name will be deleted 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V5-IQ.pdf>

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.

4226-3

[Home](#) | [Help](#)[Track & Confirm](#)

Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0799 6354

Status: Delivered

Your item was delivered at 1:05 PM on January 27, 2007 in
WATERTOWN, SD 57201. The item was signed for by P SCHWENKE.

[Additional Details >](#)[Return to USPS.com Home >](#)

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Signature Confirmation TM Receipt	
SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0799 6354	FERDY TESCH 45336 174TH ST WATERTOWN SD 57201 7650
	Waiver of Signature ☐ YES ☐ NO
	Postmark Here
	POSTAL CUSTOMER: Keep this receipt. For Inquiries: Access internet web site at www.usps.com [®] or call 1-800-222-1811
	CHECK ONE (POSTAL USE ONLY)
	☐ Priority Mail TM Service
	☐ First-Class Mail [®] parcel
	☐ Package Services parcel
PS Form 156, May 2002 (See Reverse)	



March 9, 2007

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

NOTICE OF ONE YEAR SUSPENSION OF WATER RIGHT

TO: Ferdy Tesch, 45336 174th St, Watertown SD 57201-7650

FROM: Garland Erbele Chief Engineer
Water Rights Program *Garland Erbele*

SUBJECT: One Year Suspension of Water Right No. 4226-3

On March 7, 2007, the Water Management Board ordered:

That effective April 6, 2007, Water Right No. 4226-3 is suspended for the 2007 irrigation season for failure to submit the 2006 irrigation questionnaire.

If the 2006 irrigation questionnaire is received prior to April 6, 2007 the suspension will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2007 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2007 unless the irrigation questionnaire is submitted by April 6th.

After April 6th, you may petition the Water Management Board to rescind the suspension. You will need to submit the 2006 irrigation questionnaire and a letter to our office requesting time on the agenda for the Water Management Board meeting scheduled for May 9, 2007 in Pierre, SD. The letter should include your reasons for not completing the 2006 irrigation questionnaire. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Water Rights Staff will conduct compliance checks of suspended water rights this summer to determine if irrigation is taking place.

Please contact Genny McMath (605) 773-3352, if you have any questions.

CERTIFICATION

I hereby certify that on March 9, 2007, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 9, 2007 regarding Board action concerning irrigation questionnaire violations addressed as stated below:

Nos. 400-2, 401-2, 1714-2, 2063-2 Melvin Brassfield Box 24 Caputa SD 57725	No. 672-2 Edward Patrick Henry PO Box 11 Whiteclay NE 69365-0011	Nos. 1766A-1, 1082-1 Charles F Pfeifer 180 E 79 th St Apt 18B New York NY 10021
No. 3937-3 Wendell Schubloom 20608 Hwy 25 DeSmet SD 57231	No. 1802-1 Lyle Sprague 18864 Stonelake Rd Nisland SD 57762	No. 4226-3 Ferdy Tesch 45336 174 th St Watertown SD 57201-7650
No. 2241-3 Jeffrey A Kreber 31015 421 st Ave Tabor SD 57063	No. 3646-3 Steven R Null 1510 12 th Ave S St Cloud MN 56301 Steven R Null 29278 460 th Ave Centerville SD 57014	No. 431-1 Robert Parsons 1615 Cedar St Sturgis SD 57785
No. 1014-1 Ronald Steineke 25319 464 th Ave Hartford SD 57033	No. 1693A-3 Calvin Frank Anderson 25518 411 th Ave Mitchell SD 57301	Nos. 1473-2, 1502-2 Randy Bachelor HC 78 Box 60A White River SD 57579
No. 1632-2 Chris Horlock 5471 Hidden Valley Ln Rapid City SD 57702	No. 4648-3 Mark Rasmussen, 28639 458 th Ave Hurley SD 57036	

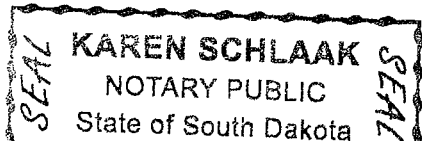
L. F. Jackson

Gail Jacobson
Water Rights Program

[illegible]

Sworn to, before me, this 12th day of March, 2007.

Karen Achenak
Notary Public



My Commission Expires
April 1, 2007



4226-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 19, 2007

4226-3

Ferdy Tesch
45336 174th St
Watertown SD 57201-7650

Dear Mr. Tesch:

On March 7th, the Water Management Board ordered Water Right No. 4226-3 be suspended for one year if the 2006 irrigation questionnaire was not received prior to April 6, 2007.

Your irrigation questionnaire was received in our office on March 19th. Since the irrigation questionnaire is on file, no violation has occurred and no suspension will take place. You are hereby authorized to irrigate during the 2007 irrigation season.

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

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 12, 2008

No. 4226-3

Ralph Nelson
Watertown Cooperative Elevator Assoc.
811 Burlington North Drive
Watertown SD 57201

Dear Mr. Nelson:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 4226-3. The water right is currently listed in the name of Lake City Dairy Farm. I have also enclosed a copy of the water license and map.

The transfer form should be checked over for accuracy and **signed by the new owner.** 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,

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

DEC 22 2008

WATER RIGHTS
PROGRAM

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

No. 4226-3

X Date: 12-16-08

I/We request that Water Right No. 4226-3

formerly owned by: Lake City Dairy Farm

X be transferred to: (name & address) Watertown Coop. Elevator Association
811 Burlington Northern Drive
Watertown S.D. 57201 Telephone No. 605-886-3039

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

135.6 acres - NE 1/4, N 1/2 SE 1/4 Section 12-T116N-R53W

I/We understand that the validity of Water Right No. 4226-3 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.

X I/We Watertown Coop Elev. Assn., the new owner, certify that the above information is true and correct.

Watertown Coop Elev. Assn.
X By Ralph Nelson G.M.R.
(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 12/22, 20 08

RECEIVED OF Watertown Coop Elevator Assn 810 Burlington Northern Dr Watertown SD 57201

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>4226-3</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.

63643

By Garland Erbe
Chief Engineer



**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 30, 2008

4226-3

Ralph Nelson, Mgr
Watertown Coop Elevator Assoc
811 Burlington Northern Dr
Watertown SD 57201

Dear Mr. Nelson:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form and filing fee you submitted for Water Right No. 4226-3. The transfer has been completed. The water right, formerly held by Lake City Dairy Farm is now listed in the name of Watertown Coop Elevator Association.

Enclosed is your Receipt No. 03843 in the amount of \$2.50 which you paid for filing the ownership change.

Each year, irrigators in the state are required to submit an irrigation questionnaire showing how much water was pumped during that particular season. I am sending along a copy of one of the past forms for this water right. This will give you an idea of what type of records to keep track of during the irrigation season. The next questionnaire that you will need to complete and return will be mailed to you in October, 2009.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

SOUTH DAKOTA WATER WELL COMPLETION REPORT

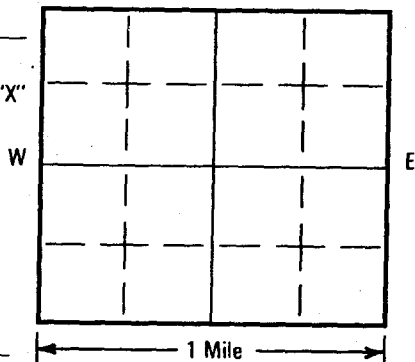
4226-3

07-92

Location NE 1/4 Sec 12 Twp 44N Rg 53W

County Codington

Please mark well location with an "X"



Well Completion Date

6-8-09

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? 25 ft. from abandoned well (identify source).

PROPOSED USE:

- ☐ Domestic/Stock ☐ Municipal ☐ Business ☐ Test Holes
☒ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Direct Rotary

CASING DATA: ☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>Sched</u> LB/FT <u>12</u> IN	<u>2 1/2</u> FT	<u>40</u> FT	<u>17 1/2</u> IN	
_____ LB/FT _____ IN	_____ FT	_____ FT	_____ IN	
_____ LB/FT _____ IN	_____ FT	_____ FT	_____ IN	

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
<u>portland</u>	<u>25</u>	<u>94</u> lb./gal	<u>0</u> ft.	<u>35</u> ft.
<u>Cement</u>		_____ lb./gal	_____ ft.	_____ ft.

Describe grouting procedure pressure pump & flood

SCREEN: ☐ Perforated pipe ☒ Manufactured

Diameter 12 IN Length 20 FEET

Material plastic

Slot Size 050 Set From 40 Feet to 60 Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☐ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION: Was well disinfected upon completion?

☒ YES, How: 14 TTH Tablets

Laboratory sent to for water quality analysis

☐ NO, Why Not? _____

Well Owner: _____

Business Name: Waterford Elevator

Address: 11 Burlington Road Northern

Waterford S.D. 57201

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
<u>Top Soil</u>	<u>0</u>	<u>1</u>
<u>yellow mixed gravel</u>	<u>1</u>	<u>25</u>
<u>Blue clay</u>	<u>25</u>	<u>37</u>
<u>yellow medium coarse</u>	<u>37</u>	<u>60</u>

STATIC WATER LEVEL 3

RECEIVED

Feet

If flowing: closed in pressure _____

PSI

GPM flow _____ through _____

inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other

WATER RIGHTS PROGRAM

Reduced Flowrate _____

GPM

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped

Describe: Sy b

☐ Bailed

☐ Other

Pumping Level Below Land Surface

1 ft. After 33 Hrs. pumped 400 GPM

4 ft. After 38 Hrs. pumped 400 GPM

If pump installed, pump rate _____ GPM

REMARKS

This well was drilled under license # 689

And this report is true and accurate.

Drilling firm Kaiser Well Drilling

Signature of License Representative: _____

Signature of Well Owner or Equitable Property Holder: _____

Date: _____

6-8-09



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

September 23, 2009

Watertown Coop Elevator Assn.
c/o Ralph Nelson, Mgr.
811 Burlington Northern Drive
Watertown SD 57201

Dear Mr. Nelson:

I am writing in regard to a well driller's report filed by Kaiser Well Drilling. The report shows a new well was completed for the Watertown Coop Elevator on June 8, 2009.

A review of our files indicates you hold Water Right No. 4226-3. Water Right No. 4226-3 authorizes 1.66 cubic feet of water per second (750 gallons per minute) from two wells to irrigate 136 acres.

Is this well a replacement well or an additional well for your system? Once we know this information, we can determine what additional action, if any, needs to be taken to ensure the water rights accurately reflect your irrigation system.

Please contact Eric Gronlund or me regarding the status of this well or if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Karen Schlaak".

Karen Schlaak
Water Rights Program
605 773-3352
karen.schlaak@state.sd.us

Water Rights Program - File Documentation

NAME: Watertown Coop Elevator

ADDRESS: Watertown

DATE: 9-25-09 **COUNTY:** CD **TELEPHONE:**

RE: well completion report

COMMENTS:

Ralph Nelson with Watertown Coop Elevator called regarding my letter dated 9-23-09. Mr. Nelson indicated this well replaced the older of the two existing wells. They are using no additional water. They may evidently replace the other well.



Karen Schlaak
Environmental Scientist



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

July 7, 2016

4226-3

Terry Nelson
Watertown Crop Nutrients LLC
710 20th SW
Watertown SD 57201

Dear Mr. Nelson:

It is my understanding you are working on an ownership change for the land described in Water Right No. 4226-3.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$50.00. 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 in the event you need one. If I can answer any questions for you, please let me know.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

JUL 15 2016

WATER RIGHTS
PROGRAM

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

No. 4226-3

Date: 7-13-16

I/We request that Water Right No. 4226-3

formerly owned by: Watertown Coop Elevator Association

be transferred to: (name & address) Watertown Crop Nutrients LLC
at 21020th Ave SW, Watertown SD. 57201
Telephone No. 605-882-1351

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

135.6 acres - NE 1/4, N 1/2 SE 1/4 Section 12, T116N, R53W

I/We understand that the validity of Water Right No. 4226-3 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 Watertown Crop Nutrients LLC, the new owner, certify that the above information is true and correct.

Watertown Crop Nutrients LLC
by Terry L. Nelson
(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 7/18, 20 16

RECEIVED OF Terry L Nelson 2 Sunrise Dr Watertown SD 57201

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>4226-3</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	
	50	00

No. **07877**

By J. Anne Healdman
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

July 21, 2016

4226-3

Terry Nelson
Watertown Crop Nutrients LLC
710 20th SW
Watertown SD 57201

Dear Mr. Nelson:

I am writing to acknowledge receipt of the ownership change and filing fee you submitted for Water Right No. 4226-3.

The ownership change has been completed. Water Right No. 4226-3 formerly held by Watertown Coop Elevator Association is now listed in the name of Watertown Crop Nutrients LLC.

Enclosed for your records is Receipt No. 07877 in the amount of \$50. If you have any questions, please contact me.

Sincerely,

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

enclosures

4226-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

August 2, 2016

Terry Nelson
Watertown Crop Nutrients LLC
710 20th Avenue SW
Watertown SD 57201

Dear Mr. Nelson:

Water Right No. 4226-3 appropriates 1.66 cubic feet of water per second (745 gpm) from two wells completed into the Big Sioux:North aquifer for irrigation of 135.6 acres in the N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 12, T116N, R53W. The wells are located in the N $\frac{1}{2}$ NE $\frac{1}{4}$ of this same section.

Watertown Crop Nutrients LLC filed a request for authorization for an additional well in close proximity to the existing western most well in the N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 12, T116N, R53W. The request is to bring production back to the permitted amount.

Upon review of the request and pursuant to SDCL 46-5-13.1, the additional well location is authorized without application or publication of a notice of hearing pursuant to SDCL 46-2A-4.

Through the review of the request for an additional well it was found that the quarter section pivot capable of irrigating 135.6 acres was replaced by two smaller pivots. The number of acres currently being irrigated is 104 acres. The statutory limit for irrigation of 104 acres is 1.49 cubic feet of water per second (667 gallons per minute).

If either of the existing wells are abandoned it must be plugged in accordance with South Dakota well construction standards. If an existing well is removed from service and not permanently abandoned it may be temporarily abandoned by sealing the top with a watertight cap.

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

Sincerely,

Jeanne Goodman, Chief Engineer
Water Rights Program

Approval of Additional Diversion Point

NAME: Water Right No. 4226-3, Watertown Crop Nutrients LLC

ADDRESS: 710 20th Avenue SW, Watertown SD 57201

DATE: July 29, 2016 **COUNTY:** Codington **TELEPHONE:** 605 882-1351

BACKGROUND:

Water Right No. 4226-3 appropriates 1.66 cubic feet of water per second (745 gpm) from two wells completed into the Big Sioux:North aquifer for irrigation of 135.6 acres in the N ½ NE ¼ Section 12, T116N, R53W. The wells are located in the N ½ NE ¼ of this same section.

Watertown Crop Nutrients LLC filed application by email on July 11, 2016 requesting an additional well. The request states “no additional water requested, same water source, no additional land to be irrigated”. The description section states “drilling three well (sic) to get water supply back up to 750 gallons per minute on Permit No. 4226-3.” The request states the system currently only produces about 400 gpm.

The water license was issued in 1992 based on an on-site investigation conducted in 1991 by staff engineer Norma Job. At that time a standard quarter section pivot was in place for applying irrigation water. Based on this the license was issued for 135.6 acres. Since that time the pivot has been replaced with two smaller pivots. On July 29th I contacted Terry Nelson and he confirmed that only those two pivots are used for irrigation. Based on ArcMap digitizing function, the acreage irrigated is now at most 104 acres. The statutory limit for 104 acres is 1.49 cfs (667 gpm).

Mr. Nelson informed me that the location of the additional well changed and now will be about 20 feet from the westerly most existing well. It appears that they found out the problem is with well construction of the existing well and believe they can bring the production back to the needed amount with a properly constructed well.

In 2009, a well completion report was submitted for a well drilled at this location by Kaiser Well Drilling. Follow up by DENR found that this was a replacement well for the older of the two existing wells. Also the indication at that time was they may need to replace the other existing well in the future. It was apparent that there would be a need for a replacement well for the second well or an additional well at some point in the future.

AUTHORITY:

Pursuant to SDCL 46-5-13.1, the location of a diversion point may be changed or additional diversion points may be licensed provided the following conditions are met and the potential for interference with other existing diversions is not increased.

Developed water source same as permitted source and no additional water appropriated

The water source authorized by Water Right No. 4226-3 is the Big Sioux:North aquifer. The new well is proposed to be 62 feet deep. Based on this information, the water source is the same.

No additional appropriation of water is requested. The water permit is limited to a diversion rate of 1.66 cfs which equates to 745 gallons per minute. The request for the additional well location does not request greater

diversion rate authority. In fact, since the acreage being irrigated is now less, the diversion may be limited to the statutory limit for 104 acres which is 1.49 cfs (667 gpm)

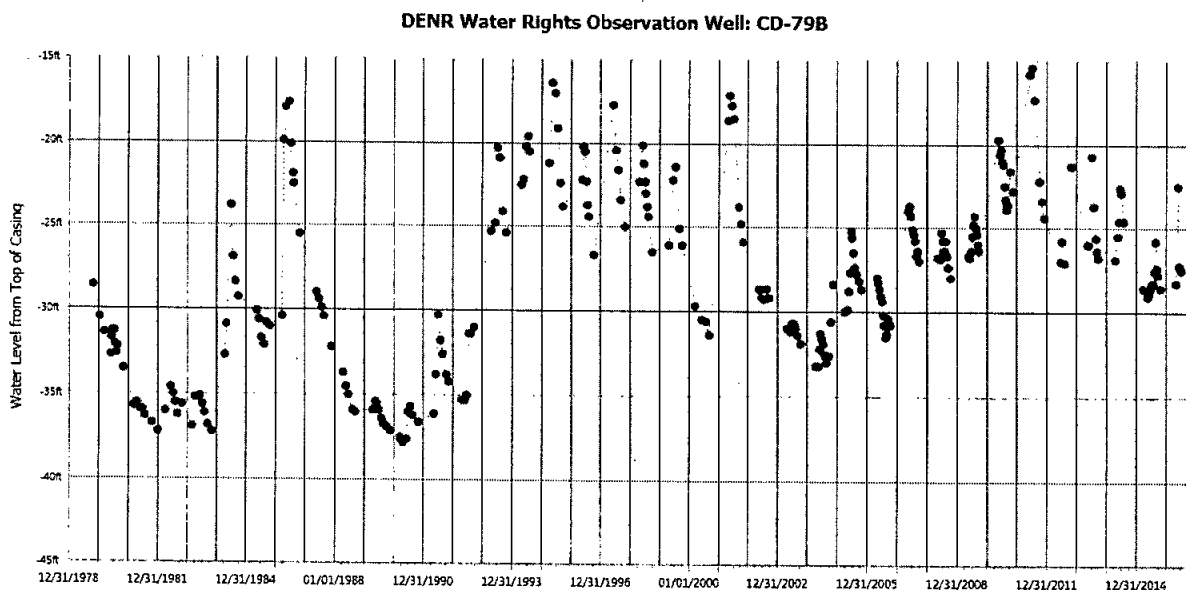
Review of Existing Diversions

DENR's water rights databases were reviewed for the nearest domestic wells and water rights on file.

There are a number of domestic wells completed into the Big Sioux:North aquifer on file. The nearest domestic well on the database is just over 3,400 feet to the south and the next closest is about 3,800 feet to the east.

The nearest water rights for wells completed into the Big Sioux:North aquifer are located a little over a mile away with one being to the north and the other to the east. These are commercial use permits with relatively low diversion rates (15 and 31 gpm).

The nearest observation well completed in the Big Sioux:North aquifer is located about 6,100 feet to the southwest. Below is a hydrograph for Observation Well CD-79B.



The hydrograph for this observation well completed into the Big Sioux:North aquifer shows primarily effects of climatic conditions and minor fluctuations due to pumping. Over the period of record the aquifer has fluctuated about 23 feet but overall the hydrograph has an increasing trend line.

This additional well is in the approximately same location as the two existing wells authorized by Water Right No. 4226-3 and does not move the diversion appreciably closer to any of the neighboring wells. Interference with existing water rights or domestic wells is not a concern.

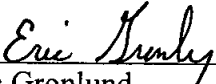
CONCLUSION

- The additional well location does not seek to appropriate additional water.
- The well will be completed into the Big Sioux:North aquifer.
- Given the distance from domestic and existing water rights and the additional well being in close proximity to existing diversion point, interference is not a concern.

- The authorization of the additional well location should include limiting the diversion rate to the statutory limit of 1.49 cfs which is the statutory limit for irrigation of 104 acres.

RECOMMENDED ACTION

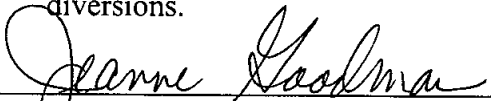
Based on the above criteria, it is recommended that the additional diversion point location be authorized under Water Right No. 4226-3.



Eric Gronlund
Water Rights Program

The Chief Engineer makes a finding pursuant SDCL 46-5-13.1 and ARSD 74:02:01:14.01 that:

The additional diversion point does not increase the potential for adverse effects to existing diversions.



Jeanne Goodman, Chief Engineer
Water Rights Program

FORM 2: Application for irrigation in South Dakota
(type or print)

Mail to: DENR - Water Rights 523 E Capitol Ave Pierre, SD 57501-3182 ph. (605) 773-3352	No. _____ (office use only)
	Hydrologic Unit _____
	Basin _____
	Newspaper _____

Application For Permit To Appropriate Water For Irrigation

Type of Application: ☐ New ☐ Vested Right ☐ Amendment/Correction to Permit No. 4226-3
(Use predates Mar 2, 1955)

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.)

No additional water requested, same water source, no additional land to be irrigated

1. Name to Appear on Irrigation Permit Watertown Corp - this permit will be transferring to Watertown Corp Water Right LLC
Note: The "Name to Appear on Irrigation Permit" must be the name in which the property to be irrigated is held in.

Mailing Address 710 20th Ave SW Watertown SD 57201
(Address) (City) (State) (Zip Code)

Phone 605-882-1351 Mobile 605-520-0778 Email terry.nelson@ehsinc.com

2. Amount of water claimed _____ *CFS or _____ **GPM _____ ***AF Total Acreage _____
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)

3. Source of water supply Ground water

4. Location of point of diversion T116N, R53W - section 12 - NW 1/4 - NE 1/4
(example - 3 wells in SW 1/4 NE 1/4 section 12-T104N-R53W)

44, 875279 by - 97, 135738 County Codington

5. County or counties where water will be used Codington

6. Annual period during which water is to be used June, July, August, Sept.

7. List below each forty acre division, or lot, or fraction thereof and show number of acres to be irrigated in each.
(Attach sheet if more space is needed)

Land Description	Acres	Land Description	Acres
NE 1/4 NE 1/4	33	NE 1/4 SE 1/4	.8
NW 1/4 NE 1/4	32	NW 1/4 SE 1/4	.8
SW 1/4 NE 1/4	34		
SE 1/4 NE 1/4	35		

8. Give a description of the project. (Attach sheet if more space is needed)

Drilling three well to get water supply back up to 750 gallon per minute on permit 4226-3. Today we only have about 400 gallon per minute.

I, _____, the applicant, certify under
Name of Person Title (if applicable)

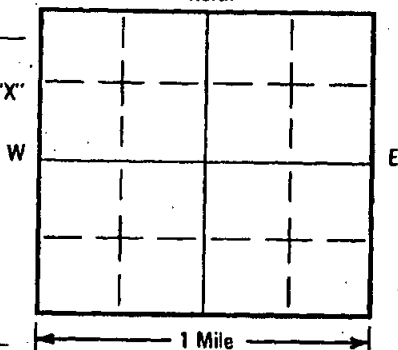
penalty of perjury that I have read this application, examined the attached map, and that the matters stated are true. I further certify, if acting on behalf of an entity or individual other than myself, that I am authorized to submit this application.

SOUTH DAKOTA WATER WELL COMPLETION REPORT

4226-3
07-92

Location NE 1/4 Sec 12 Twp 46N Rg 53W
County Codington

Please mark well location with an "X"



Well Completion Date

6-8-09

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? 25 ft. from abandoned well (identify source).

PROPOSED USE:

☐ Domestic/Stock ☐ Municipal ☐ Business ☐ Test Holes
☒ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Direct Rotary

CASING DATA: ☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>Sched</u> LB/FT <u>12</u> IN	<u>2 1/2</u> FT	<u>40</u> FT	<u>17 1/2</u> IN	
_____ LB/FT _____ IN	_____ FT	_____ FT	_____ IN	
_____ LB/FT _____ IN	_____ FT	_____ FT	_____ IN	

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
<u>portland cement</u>	<u>25</u>	<u>94</u> lb./gal	<u>0</u> ft	<u>35</u> ft
_____	_____	_____ lb./gal	_____ ft	_____ ft

Describe grouting procedure pressure pack method

SCREEN: ☐ Perforated pipe ☒ Manufactured

Diameter 12 IN Length 20 FEET

Material plastic

Slot Size #50 Set From 40 Feet to 60 Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☐ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION: Was well disinfected upon completion?

☒ YES, How: 14 THT Tablets

☐ NO, Why Not? _____

Laboratory sent to for water quality analysis _____

Well Owner: _____

Business Name: Waterman Elevator

Address: 111 Burlington Road Northern Plains
Waterman SD 57201

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
<u>Top Soil</u>	<u>0</u>	<u>1</u>
<u>yellow mixed gravel</u>	<u>1</u>	<u>25</u>
<u>Blue clay</u>	<u>25</u>	<u>37</u>
<u>yellow med-sand coarse</u>	<u>37</u>	<u>60</u>

STATIC WATER LEVEL 3

RECEIVED

Feet

If flowing: closed in pressure _____

AUG 28 2009

PSI

GPM flow _____ through _____

inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other

WATER RIGHTS PROGRAM

Reduced Flowrate _____

GPM

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped

Describe: Sub

☐ Bailed

☐ Other

Pumping Level Below Land Surface

<u>1</u> ft. After <u>33</u> Hrs. pumped <u>400</u> GPM
<u>4</u> ft. After <u>38</u> Hrs. pumped <u>400</u> GPM

If pump installed, pump rate _____ GPM

REMARKS

This well was drilled under license # 689

And this report is true and accurate.

Drilling firm Kaister Well Drilling

Signature of License Representative: [Signature]

Signature of Well Owner or Equitable Property Holder: [Signature]

Date: _____

508-6

Supplemental Information

(type or print)

1. Well Information

(check one or both as applicable) ☒ Drilling new well(s) ☐ Using existing well(s)a) If new wells, how many 1 Have test holes been drilled ☐ Yes ☒ No Drilled by Krang Well drilling
(if yes, please provide copies of logs)b) If existing wells, how many Provide copy of log(s), if available. Drilled by

For either Existing or Proposed Wells:

c) Well Depth (required) 62 Depth to Top of Water Bearing Material 62 Depth to Water from Surface 62d) Distance to nearest domestic well on applicant's property Property owned by others

2. Wastewater Disposal System Information

a) Type of System (i.e., septic tank, drain field) b) System Capacity (gallons) Year Constructed c) Connected to the City of Sanitary System

3. Dugout Information

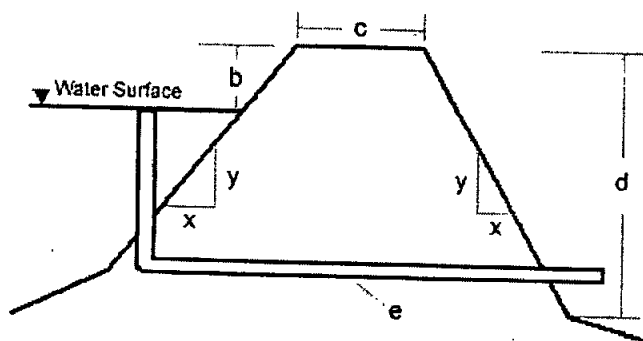
a) Surface Dimensions Depth b) Depth to water (ground surface to water level)

4. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below for each dam. The locations of the dams need to be shown on the map submitted with the application.

a) If a private engineering firm or government agency was involved in the design of this dam, please give their name and address: b) Freeboard c) Crest Width Crest Length d) Height e) Primary Outlet Capacity If pipe, diameter f) Secondary Spillway Capacity Spillway Width

g) X & Y Slope (e.g. 3 to 1 is a typical slope)

Upstream Downstream h) Surface Area of Impoundment i) Storage Acre Feetj) Drainage Area Above Dam Acres

Google Maps 710 20th Ave SW



Map data ©2016 Google 500 ft

710 20th Ave SW
Watertown, SD 57201

SOUTH DAKOTA WATER WELL COMPLETION REPORT

4226-3

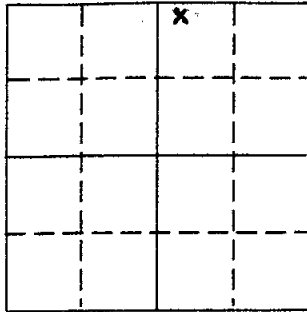
11-02

Location NW 1/4 NE 1/4 Sec 12 Twp 116N Rg 53W

County

Codington

North



Please mark well location with an "X"

Well completion Date

8-30-16

Distance from nearest potential pollution source (Septic tank, abandoned well, feed lot, etc.)

2500 ft from Lake Pelican (identify source)

PROPOSED USE:

- ☐ Domestic/Stock ☐ Municipal ☐ Business ☐ Test Holes
☒ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Rotary

CASING DATA:

- ☐ Steel ☒ Plastic ☐ Other

If other describe

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>DR21</u> LB/FT	<u>12</u> IN	<u>0</u> FT	<u>38</u> FT	<u>16</u> IN
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
<u>Cement</u>	<u>6</u>	Lb/gal	<u>0</u> Ft	<u>20</u> Ft
<u>Bentonite</u>	<u>4</u>	Lb/gal	<u>20</u> Ft	<u>38</u> Ft

Describe grouting procedure Tremmie

SCREEN:

- ☐ Perforated pipe ☒ Manufactured

Diameter 12 Inches Length 20 FeetMaterial Stainless steelSlot Size .080 Set From 38 Feet to 58 FeetOther information 4000# 1080 Gravel packWAS A PACKER OR SEAL USED? ☒ Yes ☐ NoIf so, what material? S. Steel plateDescribe packer(s) and location bottom of screen

DISINFECTION: Was well disinfected upon completion?

- ☒ Yes, How? Bleach

☐ No, Why Not?
 Lab sample sent to for water quality analysis

Well Owner:

Watertown CHS

Business Name:

Address1:

710 20th Ave SW

Address2:

City, State, Zip:

Watertown SD 57201

WELL LOG:

DEPTH

FORMATION	FROM	TO
<u>Top Soil</u>	<u>0</u>	<u>4.5</u>
<u>Yellow clay</u>	<u>4.5</u>	<u>7.5</u>
<u>Multicolored Fine sand</u>	<u>7.5</u>	<u>32</u>
<u>Yellow Clay</u>	<u>32</u>	<u>35</u>
<u>Multicolored coarse sand</u>	<u>35</u>	<u>58</u>
<u>Yellow clay</u>	<u>58</u>	

STATIC WATER LEVEL

9

FEET

If flowing: closed in pressure

PSI

GPM flow

through

Inch pipe

Controlled by

☐ Valve☐ Reducers☐ Other

Reduced flow rate

GPM

Can well be completely shut in?

WELL TEST DATA:

☐ Pumped

Describe:

Air lifted☐ Bailed☒ Other

Pumping Level Below Land Surface

Ft. After 3

Hrs. pumped

500

GPM

Ft. After

Hrs. pumped

GPM

If pump installed, pump rate:

GPM

REMARKS

RECEIVED

NOV 21 2016

WATER RIGHTS PROGRAM

Big Sioux: North

This well was drilled under license #

598

And this report is true and accurate.

Drilling firm:

Kranz Well + Excav

Signature of License Representative

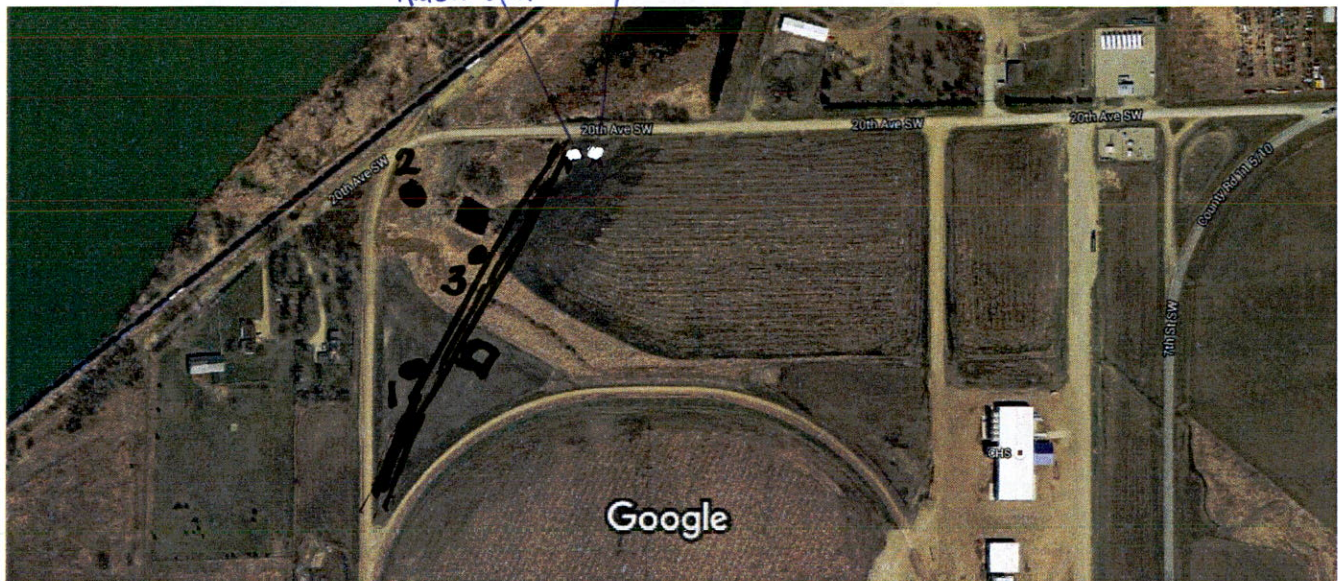
Charles King

Signature of Well Owner or Equitable Property Holder:

Date:

8-31-16

Google Maps



Imagery ©2016 Google, Map data ©2016 Google 200 ft

RECEIVED
NOV 21 2016
WATER RIGHTS
PROGRAM