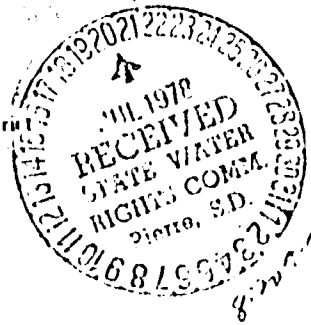


ter Right Number 4370-3

1. Considered MARCH 28, 1979
2. Name of Applicant JOSEPH W. TRUDEAU
3. Post Office Address JEFFERSON, SD 26-90-49
4. Amount of water claimed .86
5. Source of water supply 100' WELL
6. Water to be used for IRRIGATION
Acres to be irrigated 60.00
7. Water to be diverted and used in UNION County
about 2 W, 1 Miles SOUTH of JEFFERSON
8. Proof of Publication
Received 3-16-79
Not received _____
9. Application
Approved 3-20-79
Subject to WTE
Not approved _____
Action deferred _____
10. Remarks:

No. 4370-3Map No. 3566-3 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 Joseph W. Trudeau, Inc.
 Post-office address Box 35A Jefferson, State S.D.
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) _____
3. Name of diversion work TRUDEAU IRRIGATION PROJECT
4. Amount of water claimed (cubic feet per second) 2.0 .86 MAX. ALLOWABLE
5. Source of water supply Well
6. Location of point of diversion Center of the North half of the NW 1/4 of section 26 Township 20 Range 49
 County Union
7. Annual period or periods during which water is to be used May - Sept
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 60

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>NE 1/4 of NW 1/4 of Sec 26</u>	<u>40</u>		
<u>NW 1/4 of SW 1/4 of Sec 26</u>	<u>20</u>		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 1 years. Additional time required to complete application of water to the proposed beneficial use 1 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication The Reporter, COURIER
12. Principal Features of the Proposed Water Supply System.
 A. Works proposed to divert water from its natural source.
Deep well
SO DAK. 570238
570235
- B. Works proposed to transport water to place of use.
well
- C. Works proposed to apply water to beneficial use.
Gum

Estimated Total Cost \$ 25,000

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 Union)I, Joseph W. Trudeau, 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 Joseph W. TrudeauSubscribed and sworn to before me this 15 day of July, 1978

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4370-3
JOSEPH TRUDEAU (Applicant) Box 35A, JEFFERSON (Post Office Address)
SOUTH DAKOTA 57038 (State) With the following modifications:

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

Date of first receipt of application JULY 20, 19 78
 Date of return to applicant for correction, amendments or changes required JULY 20, 19 78
 Date of receipt of corrected application JANUARY 15, 19 79
 Approved MARCH 29, 19 79, Recorded in Book 20 Page 291

WATER RIGHT PERMIT NO. 4370-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4370-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is JANUARY 15, 19 79
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPT. 29, 19 79
3. The whole of said work is to be completed on or before MARCH 29, 19 80
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 29, 19 80
5. The water appropriated shall be used for the purpose of IRRIGATION
6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.
7. The amount of the appropriation herein granted shall not exceed .86 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before MARCH 29, 19 81; said water to be used during the following described annual period: MAY TO SEPTEMBER

Witness my hand this 10th day of APRIL, 19 79

WATER RIGHTS COMMISSION

By:

John H. Hales
 Chief Engineer, Executive Officer

Certificate of Construction Issued May 21, 19 80
 Water License issued May 21, 19 80

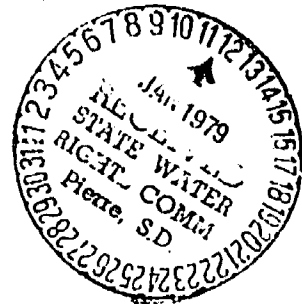
KARPEN WELL & PUMP COMPANY

PHONE 966-5572
JEFFERSON, SOUTH DAKOTA
57036

Joe Trudeau

July 5, 1976

0-38	sand
38-74	fine gravel, clay, & sand
74-100	gravel



Wesley Karpen

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 36, Depth 100 ft
(2) Casing, Type plastic (wood, concrete, steel, etc) Diameter 18 Thickness 1/2
(3) Perforated Screen.
Type plastic, Diameter 18, Length 40 ft
(4) Gravel Pack, Thickness 6" 8", Length of gravel pack 60 ft

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 First 20 ft sand - 30 ft
sand gravel mixed - 50 ft of gravel
with some large gravel

Depth to top of water bearing material 20 ft

Depth to bottom of water bearing material 100 ft

Thickness of water bearing material 80 ft

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

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

On same owner's property _____ rds. On property owned by others 100 rds.

G. Water Storage Dams.

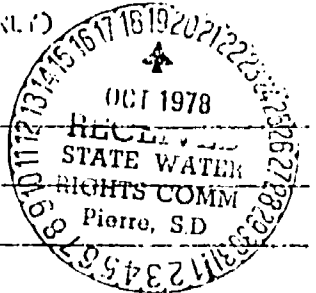
If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Joseph W. Friedman
Signature of Applicant

Copy 11/1

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

NAME Joseph D. Tudor
ADDRESS 528 S. 1st St. Pierre, SD
COUNTY Union



LEGAL DESCRIPTION

1. WELL LOCATION In the center of the North half of the northwest quarter of 26-T30-49
2. LOCATION OF AREA TO BE IRRIGATED 6

TYPE OF IRRIGATION

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

WATER QUALITY

5. SAMPLE NUMBER 78-583
6. SALINITY (EC X 10⁶) 1131 (high)
7. SODIUM (SAR) 1.10 (3.10 adjusted for bicarbonate)
8. RESIDUAL SODIUM CARBONATE (meq/l.) 0

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and:
the soils information has been acquired from _____ 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.

Joseph D. Tudor
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
7th DAY OF October 19 78

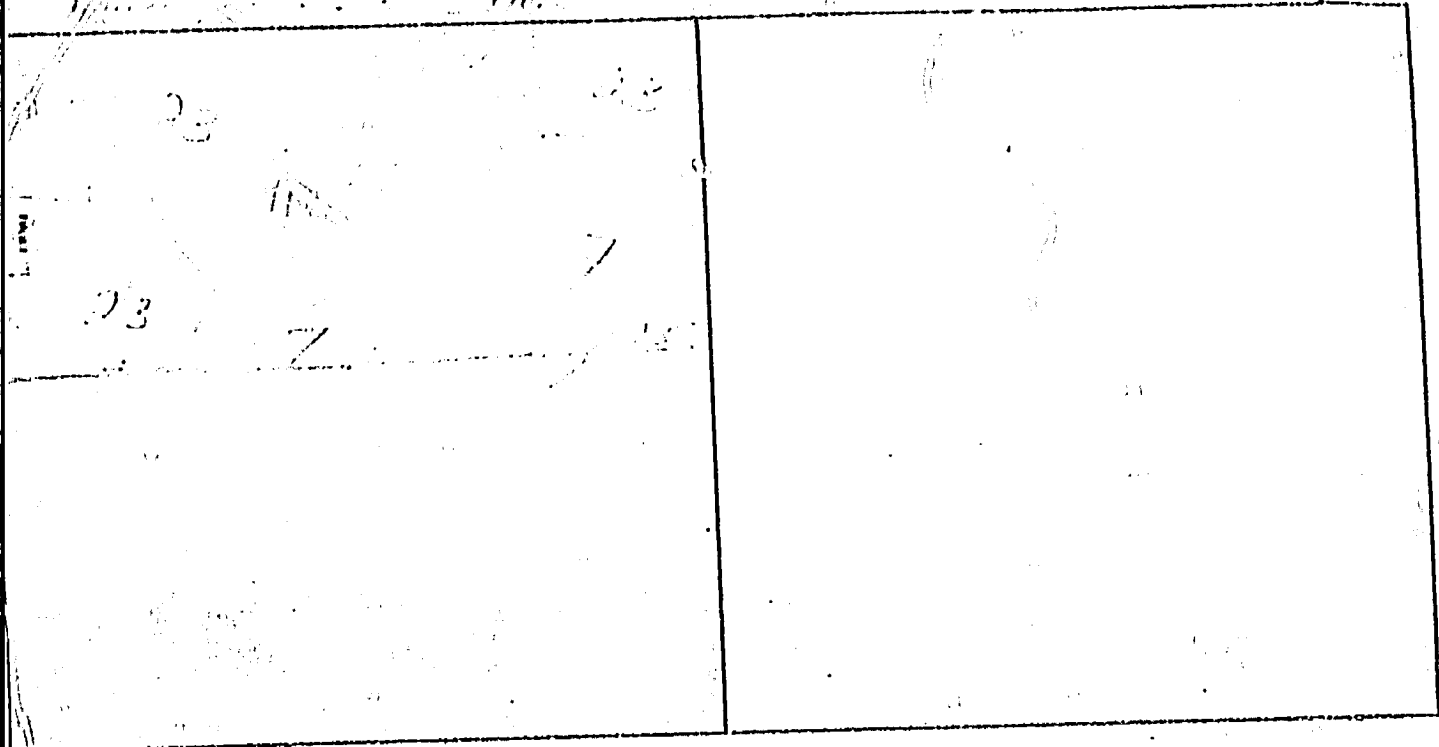
FILE OR SEAL

APPROVED/DENIED

(GIVE INFORMATION ON REVERSE SIDE)

(Handwritten note: Conditional)

HAP

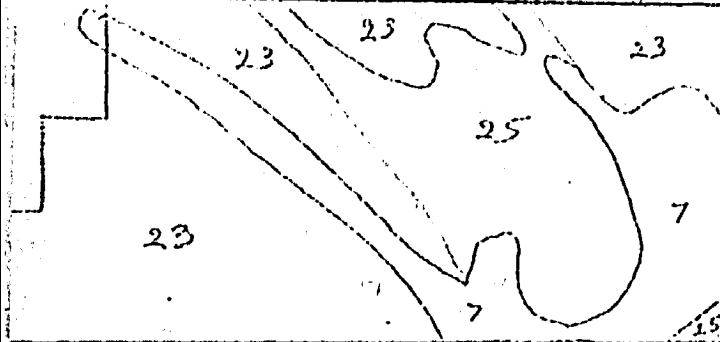


NARRATIVE

Area 2

North half of the Northwest Quarter, except
 lots 1 and 2 and except a tract commencing at
 the SW corner of said lot 2, thence South
 along the West line of Section 16, for a
 distance of 150 ft, thence East 220 feet
 thence North to the North line of said lot
 2, thence West to the place of beginning.
 Also Section 26, Township 35 North, R.
 10 East, S. 10.

200 C. L. S. P.
 11411-26-90-49 MAP



7	Onawa S. L.	any G. - 1/2 mile
25	Hayden S. L.	1.0 - 1/2 mile - 1/2 mile
23	Hayden S. L.	1.0 " "

NARRATIVE

Line 2

Thence North to the south line of said
 Lot 2, thence West to the place of beginning,
 all in Section 26, Township 90 North
 Range 49, West of the 5th P.M.

REC-14617-001
C/77

Continued

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

(RECOMMENDED MANAGEMENT)

NAME OF APPLICANT Joseph W. Trudeau, Jefferson, S.D.

RECOMMENDED MANAGEMENT:

1. Water should not be applied more than 1, 2, 3, 4, 5, times during the irrigation season. NA
 2. Each uninterrupted application (one rotation of center pivot) should be of at least 1, 2, 3, 4, inches of water. NA
 3. ☒ Yes () No Surface drainage suggested See Below
 4. () Yes () No Subsurface drainage suggested
 5. ☒ Yes () No Specific land areas that should be avoided-See Below
-
-
-
6. ☒ Deep tillage (For the purpose of aiding movement of water through dense subsoils) See Below
 7. () Heavy fall application of irrigation water

The Onawa Silty Clay Loam soils will not continually take water at the rate of the slowest mechanical water applicator.

Deep-shank tillage in the fall will permit the next following irrigation application to infiltrate. Occasional use of such tillage will be beneficial. I also note the location of your Onawa soil sill permit you to skip it with a gun system whenever necessary.

Surface drainage to the extent that natural precipitation and/or irrigation water will not pond, will assure you of top production in wet years.

Management and planning becomes the key to your success.

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

REPORT OF ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57007

Submitted by: Joseph W. Trudeau
Address: Jefferson, SD 57038
Date Rec'd: August 2, 1978
Sample No.: 78-583
Identification: Well
NW 1/4, Sec. 26, T 90N, R 49W

WATER ANALYSIS

Calcium (Ca)	160	ppm*	8.00	mc/l**
Magnesium (Mg)	41	ppm	3.35	mc/l
Sodium (Na)	60	ppm	2.61	mc/l
Potassium (K)	8	ppm	0.21	mc/l
Sulfate (SO ₄)	165	ppm	3.43	mc/l
Nitrate (as N)		ppm		mc/l
Chloride (Cl)	3	ppm	0.08	mc/l
Bicarbonate (HCO ₃)	586	ppm	9.60	mc/l
Carbonate (CO ₃)		ppm		mc/l
Iron (Fe)		ppm		mc/l
Fluoride (F)		ppm		g.p.g.***
Hardness (EDTA as CaCO ₃)	480	ppm (as CaCO ₃)		
Alkalinity (Methyl Orange)	0	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	1131	micromhos per cm at 25° C.		
Electrical Conductivity	1.10	Adjusted	3.10	
Sodium Adsorption Ratio	18.42	% of cations		
Sodium	0.00	mc/l		
Residual sodium carbonate	7.60			
pH				

Others:

*ppm=parts per million

**mc/l=millequivalents per liter

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

COMMENTS: Total cations 14.17 me/l
Total anions 13.11 me/l

By: Shirley Mitten

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. 78-583

Amount Enclosed \$

Signed

Permit No. 4370-3

Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

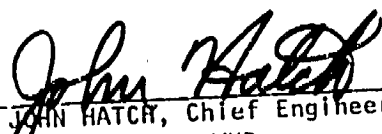
This is to Certify That Joseph Trudeau

_____ the holder _____ of
Permit No. 4370-3, issued upon Application No. 4370-3, bearing date of priority of January 15,
1979 authorizing the diversion of .86 cu. ft. per second of the waters of _____
groundwater (one well) County of Union, State of South Dakota & In
the approximate center of the N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 26, T90N, R49W

_____ for irrigation

purposes, has s complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 1.33 cu. ft. per second of water.

Date May 21, 1980


JOHN HATCH, Chief Engineer
Water Rights, WMD

WATER LICENSE NO. 4370-3

(1) WHEREAS, On the 20th day of July A. D. 19 78
Joseph Trudeau

made Water Right Application No. 4300-3 for a permit to use .86 cubic feet per second of the waters
of groundwater (one well)
County of Union State of South Dakota, for irrigation
purposes; and

(2) WHEREAS, On the _____ day of _____ A. D. 19 _____
Permit No. 4370-3 with a date of priority of January 15, 1979
was issued to said applicant _____ for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 29th day of March A. D. 19 80 and for the
application to beneficial use of said water on or before the 29th day of March A. D. 19 81

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to completion of the construction of the water supply system and is entitled to divert .86 cubic feet
per second of water for beneficial use and,

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

to irrigate the following lands all in Section 26 - T90N - R49W

<u>Acres</u>	
<u>NW$\frac{1}{4}$ NW$\frac{1}{4}$</u>	<u>20</u>
<u>NE$\frac{1}{4}$ NW$\frac{1}{4}$</u>	<u>40</u>
<u>Total 60 Acres</u>	

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

_____ of **Jefferson**
the holder _____ and owner _____ of said permit No. **4370-3** a water right, dating from **January 15, 1979**
_____ to use of **.86** cubic feet per second of the waters
of **groundwater (one well)**
in the County of **Union** and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at **xx in the approximate center of the N $\frac{1}{2}$ NW $\frac{1}{4}$,**
Section 26, T90N - R49W

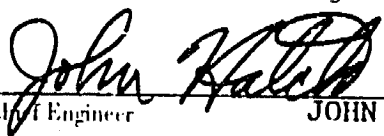
_____ ed
and conduct to and upon **lands all in Section 26 - T90N - R49W more fully described**
on the face of this License

for the purpose of **irrigation**

Subject to any limitations listed in Water Right Permit No. **4370-3** and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this **21st** day of **May** A. D.
Eighty
Nineteen Hundred and _____

Board of Water Management

By: 

City Engineer **JOHN HATCH**

No. 4370-3

Publish first publication, on or before March 9, 1979

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

February 21, 1979

Notice is hereby given that Joseph W. Trudeau whose post office

address is Jefferson, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8; 46-5-10 thru 46-5-22, 46-5-41; 46-6-3, 46-6-3.1, 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 .86 cubic feet of water per second of time from groundwater

(one well) through the Trudeau Irrigation Project, the point (X) of diversion of which is (XXX) to be located in the approximate center of the N½ NW¼

of Section 26, Twp. 90N, Range 49W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

N½ NW¼, Section 26 -T90N-R49W.

This Application No. 4370-3 will be considered by the Water Rights Commission at the Community Room in the City Hall, 222 East Dakota, Pierre, SD upon the 28th day of March, 1979

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.

This hearing is an adversary proceeding. Any person 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. Decisions of the Commission may be appealed to the Court as provided by law.

WATER RIGHTS COMMISSION

BW:plh

Betty Westlund,
Water Rights Specialist

cc: Joseph W. Trudeau, Box 35A, Jefferson, SD 57038

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Union) ss.

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

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

City Elk Point of Elk Point

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

March 1, 1979 through

March 8, 1979.

Lester E. Emerson
(Signature)

Publisher
(Title)

March 8, 1979
(Date Signed)



NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER
Pierre, South Dakota 57501

February 21, 1979

Notice is hereby given that Joseph W. Trudeau whose post office address is Jefferson, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8; 46-5-10 thru 46-5-22, 46-5-41; 46-6-3, 46-6-3.1, 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 .86 cubic feet of water per second of time from groundwater (one well) through the Trudeau Irrigation Project, the point of diversion of which is to be located in the approximate center of the N $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 26, Twp. 90N, Range 49W. Said water to be used for the purpose of providing irrigation on portions of the following described land: N $\frac{1}{4}$ NW $\frac{1}{4}$, Section 26 - T90N-R49W.

This Application No. 4370-3 will be considered by the Water Rights Commission at the Community Room in the City Hall, 222 East Dakota, Pierre, SD upon the 28th day of March, 1979 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.

This hearing is an adversary proceeding. Any person 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. Decisions of the Commission may be appealed to the Courts as provided by law.

Water Rights Commission
Betty Westlund,
Water Rights Specialist
Publ. Mar. 1, 8.

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 6701

PIERRE, January 15, 1979

RECEIVED OF Joseph Trudeau, Jefferson SD 57038
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. 4370-3 (examination, processing, recording and filing)	150	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	150	00

WATER RIGHTS COMMISSION

By: John Hatch
Chief Engineer, Executive Officer
JOHN HATCH kjw

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7345

PIERRE, February 27, 1980

RECEIVED OF Joseph W. Trudeau, Box 35A, Jefferson SD 57038

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No. 4370-3)	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. 4370-3)		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filling		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	5	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH kw

Permit No. 4370-3Water Division 3 Big Sioux River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by JOSEPH
TRODEAU of JEFFERSON holder
of Permit No. 4370-3, bearing date of priority of JANUARY 15, 1979
authorizing the diversion of .86 cu. ft. per second of the waters of GROUNDWATER
for IRRIGATION purposes, in UNION County.

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

The Water Use System consists of,

A. Works used to divert the water:

100' DEEP WELL WITH 16" DIA PLASTIC CASING
WESTERN LAND ROLLER 6" PUMP - US. GEAR DRIVE,
POWERED BY 4-1.3 CHRYSLER INDUSTRIAL MOTOR - FRC PANE

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

1000' OF 6" MAINLINE

C. Works used to apply water to beneficial use.

NELSON BIG GUN WITH 1 1/2" ORIFICE, WITH 600' OF
5" RUBBER HOSE

The system is in the following condition: NEW

The point of diversion is located IN THE CENTER OF THE N² NW⁴,
SECTION 26, T90N, R49W

The works are capable of diverting and conveying to the place of use 1.33cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: AS IN SECTION 26, T90N, R49W

<u>NW⁴ NW⁴</u>	<u>20</u>
<u>NE⁴ NW⁴</u>	<u>40</u>

comprising a total of 60 acres of land.Date SEPTEMBER 13, 1979

Austin Jones
(Signature)

 **Department of
Water & Natural Resources**
Joe Foss Building Water Rights, Water Management Division
Pierre, South Dakota 57501 (605) 773-3352

June 11, 1980

Joseph Trudeau
Box 35A
Jefferson, SD 57038

Dear Mr. Trudeau:

Enclosed herewith are, Water License No. 4370-3 and Certificate of Construction.

Water License No. 4370-3 is the final water right document completing your process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights, WMD

JH: bt
enclosures

NOTE: Your pump capacity is 1.33 c.f.s. (597 gpm) and based upon the acreage actually irrigated, you are entitled to divert .86 c.f.s. (386 gpm). Any diversion in excess of .86 c.f.s. would be a violation of your Water Right.



4370-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3161

February 16, 1994

TRUDEAU FARMS INC., OPERATOR
RR 1 BOX 370
JEFFERSON SD 57038

NOTICE

RE: Violation of Requirement to Submit 1993 Irrigation Questionnaire

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 1100-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3 & 4370-3. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1100-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3 & 4370-3 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 April 1, 1994, your name will be deleted from the Board agenda.

Very truly yours,

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

cc: Paul Vondrak, RR #1, Jefferson, SD 57038
Vincent Trudeau, RR #1 Box 58, Jefferson, SD 57038
Joseph Trudeau, RR 1 Box 57, Jefferson, SD 57038

4370-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 23, 1994

Trudeau Farms Inc.
RR #1 Box 370
Jefferson, SD 57038

RE: Water Permit Nos. 1100-3, 2340-3, 2401-3, 2402-3, 2624-3, 2625-3, 3286-3 & 4370-3

Dear Sirs:

I am writing to acknowledge receipt of your 1993 irrigation questionnaires. You may disregard the February 16, 1994, **Notice of Violation of the Requirement to Submit the 1993 Irrigation Questionnaires and the Notice of Violation of Water Permit No. 2340-3.**

The questionnaires were 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 Division
(605) 773-3352

cc: Steve Heitman, RR #1 Box 150, Jefferson, SD 57038
Paul Vondrak, RR #1 Jefferson, SD 57038
Vincent Trudeau, RR #1 Box 58, Jefferson, SD 57038
Joseph Trudeau, RR #1 Box 57, Jefferson, SD 57038

4370-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 15, 1994

4370-3

Joe Trudeau
Trudeau Farms Inc.
RR #1 Box 370
Jefferson, SD 57038

Dear Mr. Trudeau:

Enclosed is the 1994 irrigation questionnaire for Water Permit No. 4370-3. You indicated on the questionnaire that 60 acres were irrigated and chemicals were applied, however, you did not fill out the back of the form describing the irrigation that took place.

I have also included a chernigation form for reporting any chemicals and/or fertilizers applied through the irrigation system. Please complete the questionnaire and chernigation form and return them in the postage paid envelope by December 30th. If the information was reported on one of your other forms, please let me know and I will mark the files accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures

NOT TO SCALE

90-49

(8-113)
60.4

141-L

(8-204)
156.1

Well location



Joseph W. Trudeau

Joseph Trudeau

(5-180)
79.9

Prepared by
L. E. DeSmet
Genius Co Est. Agent
Jan 9-1979

(8-164)
153.0

(5-169)
155.0

90-49

~~MAP # B2023~~

APPL. 4370-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 19, 2024

NOTICE

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

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

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaires

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

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

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

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

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

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

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 13, 2024

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

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

Dear Mr. Trudeau:

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

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

If you have any questions, please contact me.

Sincerely,

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

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