

WATER PERMIT NO. 6024-3

Name of Applicant: **Jordan & Gail Dawn**

Address: **23631 411th Ave, Letcher SD 57359**

Phone: **605 527-2445**

Amount of Water Claimed: **0.57 cfs (40 AF storage capacity)** Total Acres: **40 acres**

Source of Water Supply: **Little Jim Creek**

Water to be used for: **irrigation** County: **Sanborn**

Type of Waste Disposal System: **NA**

Location: **approximately 7 miles northeast of Letcher**

PRIORITY Date Received: **11-5-1997**

Fee: **\$150.00**

Corrected Application Received:

Period of Annual Use: **March 1 - June 15**

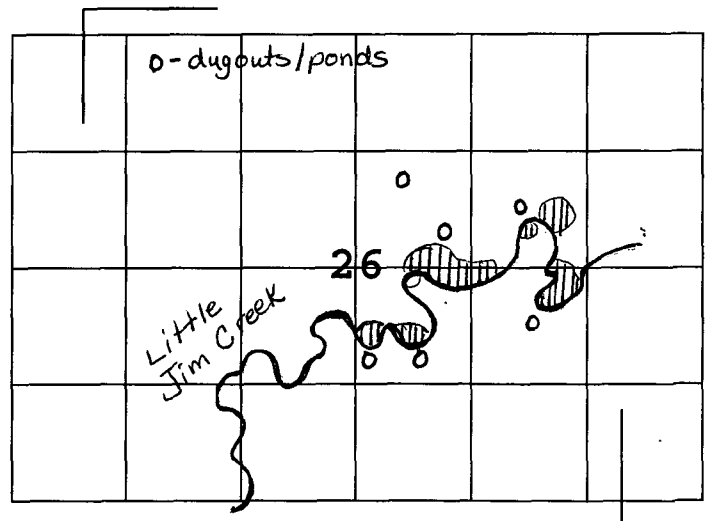
Remarks: **Proposing to pump from the creek into a series of 6 dugouts/ponds**

Diversion Points: **S 1/2 NE 1/4 and**

N 1/2 SE 1/4 Sec 26-T106N-R60W

Land to be Irrigated: **S 1/2 NE 1/4 and**

N 1/2 SE 1/4 Sec 26-T106N-R60W



Depth of Well: **NA**

Well Driller:

Remarks:

Type of Map: **aerial**

Prepared by: **Marli Baysinger, Sanborn Co. FSA**

Reviewed and the Number Assigned on: **11-5-1997**

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____

SOUTH DAKOTA
WATER PERMIT NO. 6024-3

Date of first receipt of application November 5, 1997.

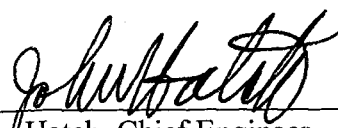
The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6024-3 to Jordan and Gail Dawn, 23631 411th Ave, Letcher SD 57359 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 6024-3 appropriates 0.57 cubic feet of water per second (cfs) (256 gallons per minute) from a series of up to six dugouts/ponds to irrigate 40 acres. This permit appropriates 0.57 cfs from Little Jim Creek during high spring flows to fill the dugouts/ponds, if necessary. The six dugouts/dams (40 acre-feet total storage) are located in the S 1/2 NE 1/4 and N 1/2 SE 1/4 Section 26-T106N-R60W. Two of the dugout/dams currently exist but may require some maintenance. The 40 acres are located in the S 1/2 NE 1/4 and N 1/2 SE 1/4 Section 26-T106N-R60W.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: March 1 - June 15 (Little Jim Creek) and April 1 - October 31 (ponds for irrigation).
3. The date from which applicant may claim right is November 5, 1997.
4. The date of approval of Permit No. 6024-3 is December 22, 1997.
5. One-fifth of the construction is to be completed on or before June 22, 2000.
6. All construction is to be completed on or before December 22, 2002.
7. Water is to be put to beneficial use on or before December 22, 2006.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. Low flows as needed for downstream domestic use, including livestock water and prior water rights must be by-passed. This Permit does not authorize diversion of water from Little Jim Creek at any time when the creek flow is low. Diversions from the creek under this Permit shall be in accordance with any written orders issued by the Chief Engineer.
2. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: 
John Hatch, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

FEB 17 1998

date





Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	(office use only)
	No. <u>6024-3</u> Hydrologic Unit <u>10/60011</u>
	Basin <u>Dames River</u> Newspaper <u>Woonsocket News, Woonsocket, SD</u>

Application For Permit To Appropriate Water For Irrigation

Type of Application: ☒ New ☐ Vested Right ☐ Amendment/Correction to Permit No. _____
(check one) (Use predates Mar 2, 1955)

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

1. Name of Applicant Jordan & Gail Dawn ☒ Owner ☐ Tenant/Lessee Phone 507-2445
(check one)
- Mailing Address 23631 411th Ave, Letcher State SD 57359
(Street, RR, or Box) (Zip Code)
2. Amount of water claimed 0.57 *CFS or 40 **GPM 40 ***AF Total Acreage 40
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout if applicable)
3. Source of water supply Little Jim Creek/ponds/dugouts
4. Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) Below each dam at
nearest point to high water series of 6 dugouts/ponds located in the
1/2 NE 1/4 and N 1/2 SE 1/4 sec. 26 - T104N - R60W County Sanborn
5. County or counties where water will be used Sanborn
6. Annual period during which water is to be used March 1 through June 15 (Little Jim)
April 1 - October 31 (Ponds for irrigation)
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
Section 26 <u>Section 26 T104N R60W</u>	<u>40</u>		
<u>along Little Jim creek</u>			
<u>below dams.</u>			
<u>1/2 NE 1/4 & N 1/2 SE 1/4</u>			

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

To have access primarily on dry years to pump water from Little Jim Creek to fill dams for irrigation later in year. Water to be pumped only during high water times as specified.

Attachments: Attach Form 2A if diversion is from a well or dugout, or if storage of water is proposed. Attach map and any other technical information. (see instructions)

STATE OF SOUTH DAKOTA)

County of Pink ss

I, Jordan W. Dawn, the applicant, have read this application, examined the attached map, and certify that the matters stated are true. I intend and am able to complete the necessary construction.

Signed

Jordan W. Dawn
Subscribed and sworn to before me this 1st day of November 19 97

Notary Public

Supplemental Information

(type or print in ink)



1. Well Information - Proposed Construction Not Applicable

- a) Drill Hole Diameter _____ Depth _____
- b) Casing Type _____ Diameter _____ Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth to Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
- On applicants property _____ On property owned by others _____

2. Wastewater Disposal System Information Not Applicable

- 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 125' wide by 380' long Depth 8'-12'
- b) Depth to water (ground surface to water level) approx 2'

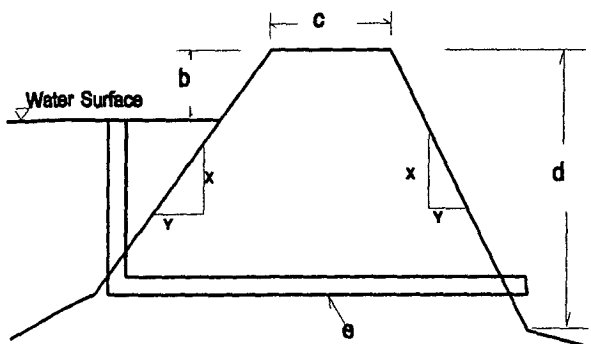
4. Water Storage Dams

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.

①

- a) If a private engineering firm or government agency was involved in the design of this dam, please give their name and address:

Fritz Mentele
RR1 Box 155
Howard, SD 57349



- b) Freeboard 3'
- c) Crest Width 13'
Crest Length 100'
- d) Height 16'
- e) Primary Outlet Capacity _____
If pipe, diameter 15" pipe
- f) Secondary Spillway Capacity _____
Spillway Width 14' width
- g) X & Y Slope _____
Upstream 12:12
Downstream 12:12
- h) Surface Area of Impoundment 1 acre
- i) Storage 8 Acre Feet
- j) Drainage Area Above Dam 40 Acres

NOTE: This dam has silted in 2'-4' above original bottom.

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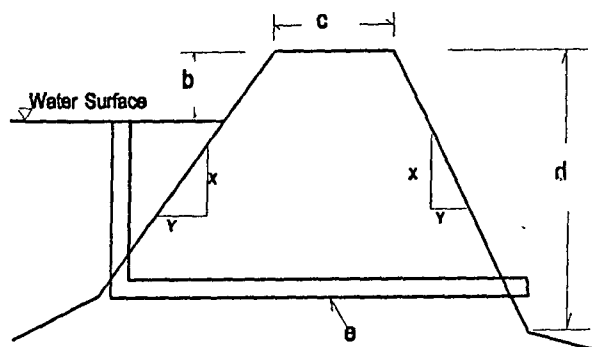
②

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Fritz Mentele

RR1, Box 155

Howard, SD 57349



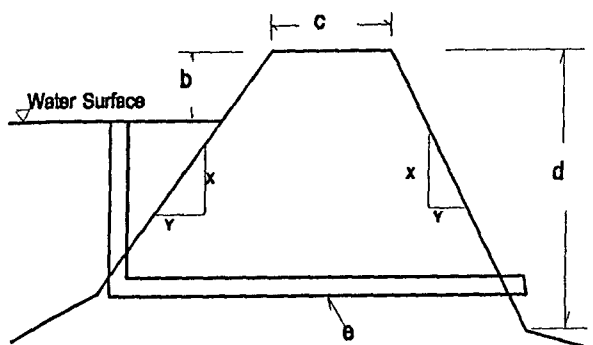
8-96

- b) Freeboard 2'
 c) Crest Width 10'
 Crest Length 265'
 d) Height 14'
 e) Primary Outlet Capacity 10' open grass spillway
 If pipe, diameter 8"
 f) Secondary Spillway Capacity _____
 Spillway Width _____
 g) X & Y Slope 4:12
 Upstream 4:12
 Downstream 4:12
 h) Surface Area of Impoundment 1 acre
 i) Storage 8 Acre Feet
 j) Drainage Area Above Dam 5 Acres



- a) If a private engineering firm or government agency was involved in the design of this dam, please give their name and address:

Planned only



8-96

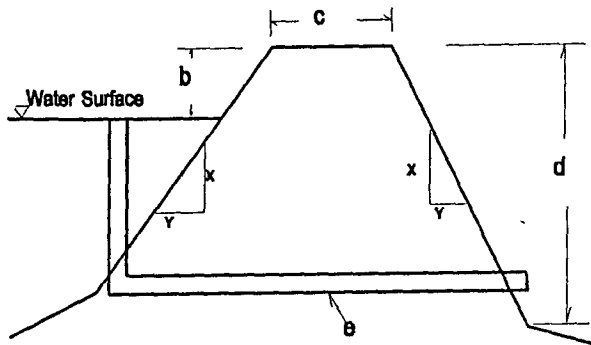
- b) Freeboard 5'
 c) Crest Width 15'
 Crest Length 150'
 d) Height 18'
 e) Primary Outlet Capacity 12" pipe
 If pipe, diameter _____
 f) Secondary Spillway Capacity _____
 Spillway Width 10'
 g) X & Y Slope _____
 Upstream 8:12
 Downstream 6:12
 h) Surface Area of Impoundment 1 acre
 i) Storage 8 Acre Feet
 j) Drainage Area Above Dam 8-10 Acres

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:

Planned prior to 2001



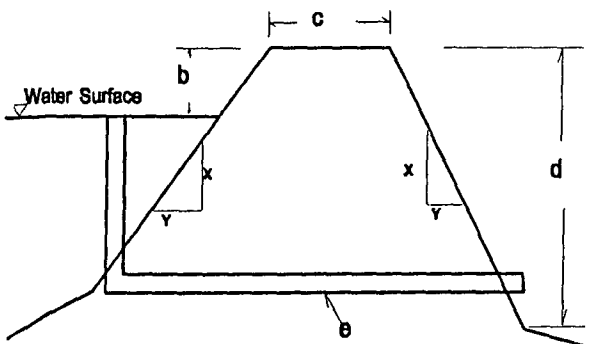
- b) Freeboard 4'
c) Crest Width 15'
Crest Length 100'
d) Height 16'
e) Primary Outlet Capacity 12" pipe
If pipe, diameter _____
f) Secondary Spillway Capacity _____
Spillway Width 10'
g) X & Y Slope _____
Upstream 8:12
Downstream 6:12
h) Surface Area of Impoundment 1 acre
i) Storage 5 Acre Feet
j) Drainage Area Above Dam 3-4 Acres

8-96



- a) If a private engineering firm or government agency was involved in the design of this dam, please give their name and address:

Planned prior to 2001

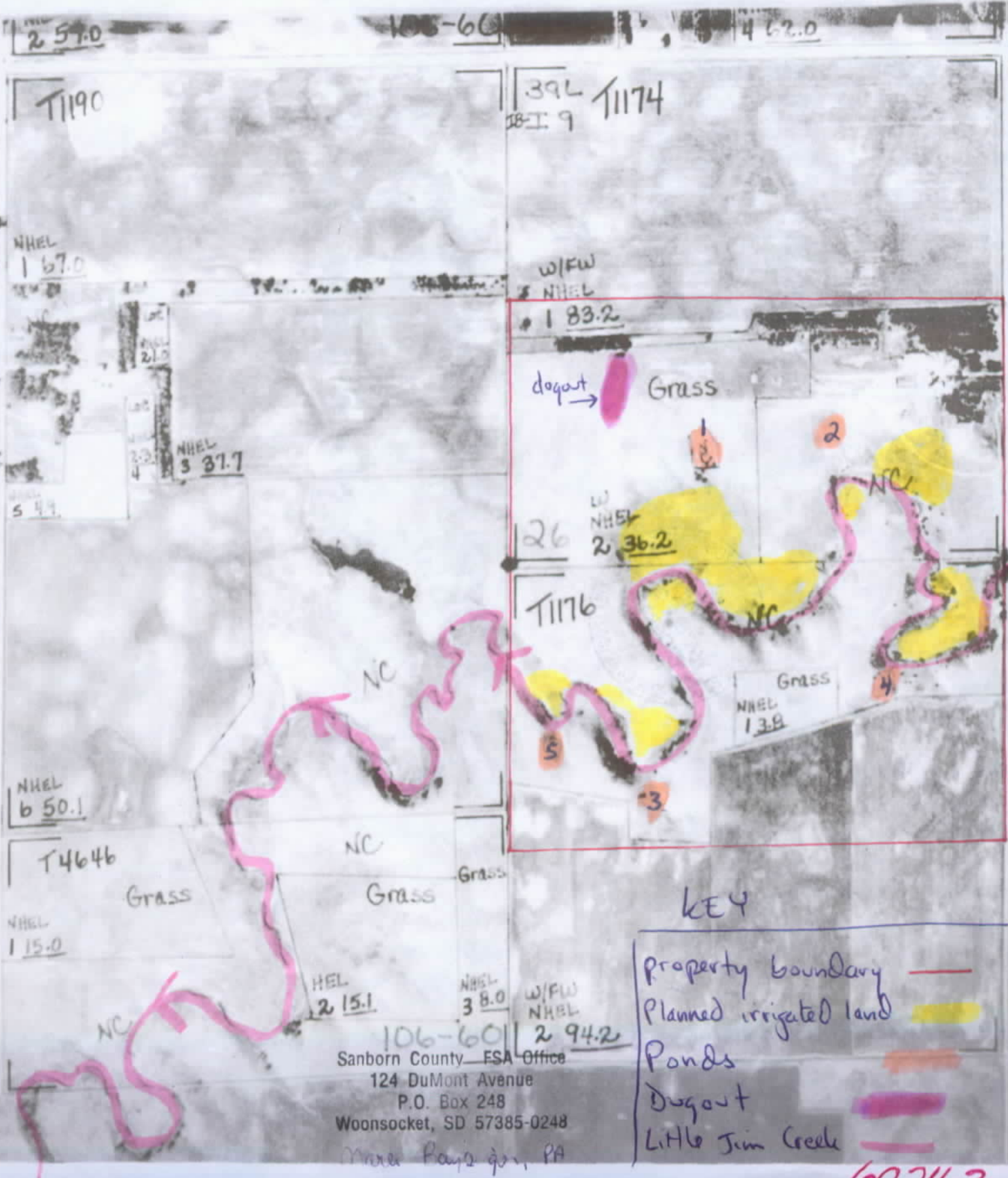


- b) Freeboard 4'
c) Crest Width 15'
Crest Length 100'
d) Height 16'
e) Primary Outlet Capacity _____
If pipe, diameter 12" pipe
f) Secondary Spillway Capacity _____
Spillway Width 10'
g) X & Y Slope _____
Upstream 8:12
Downstream 6:12
h) Surface Area of Impoundment 1 acre
i) Storage 5 Acre Feet
j) Drainage Area Above Dam 8-10 Acres

8-96

MAP NOT TO SCALE

THIS IS NOT AN OFFICIAL WETLAND MAP.



THIS IS NOT AN OFFICIAL WETLAND MAP.



ATTACHMENT B

SOUTH DAKOTA
WATER PERMIT NO. 6024-3

Date of first receipt of application November 5, 1997.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6024-3 to Jordan and Gail Dawn, 23631 411th Ave, Letcher SD 57359 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 6024-3 appropriates 0.57 cubic feet of water per second (cfs) (256 gallons per minute) from a series of up to six dugouts/ponds to irrigate 40 acres. This permit appropriates 0.57 cfs from Little Jim Creek during high spring flows to fill the dugouts/ponds, if necessary. The six dugouts/dams (40 acre-feet total storage) are located in the S 1/2 NE 1/4 and N 1/2 SE 1/4 Section 26-T106N-R60W. Two of the dugout/dams currently exist but may require some maintenance. The 40 acres are located in the S 1/2 NE 1/4 and N 1/2 SE 1/4 Section 26-T106N-R60W.
2. The amount of the appropriation may not exceed 2 acre feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: March 1 - June 15 (Little Jim Creek) and April 1 - October 31 (ponds for irrigation).
3. The date from which applicant may claim right is November 5, 1997.
4. The date of approval of Permit No. 6024-3 is December 22, 1997.
5. One-fifth of the construction is to be completed on or before June 22, 2000.
6. All construction is to be completed on or before December 22, 2002.
7. Water is to be put to beneficial use on or before December 22, 2006.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. Low flows as needed for downstream domestic use, including livestock water and prior water rights must be by-passed. This Permit does not authorize diversion of water from Little Jim Creek at any time when the creek flow is low. Diversions from the creek under this Permit shall be in accordance with any written orders issued by the Chief Engineer.
2. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

y: John Hatch
John Hatch, Chief Engineer
Water Rights Program

FEB 17 1998

date



RECEIPT

415521

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ November 5, 19 97

RECEIVED OF Jordan or Gail Dawn, 23631 - 411th Ave., Letcher, SD 57359

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

Fee for Application for Permit No. <u>6024-3</u> to Appropriate Water, to construct and to put water to beneficial use _____	150	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 _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	150 00

By John Hatch (CD)

REPORT ON WATER PERMIT APPLICATION NO. 6024-3

Jordan and Gail Dawn

November 14, 1997

Application No. 6024-3, Jordan and Gail Dawn, proposes to appropriate 0.57 cubic feet of water per second (cfs) from a series of up to six dugout/dams to irrigate 40 acres. The applicants also propose to appropriate 0.57 cfs from Little Jim Creek during high spring flows to fill the dugouts/dams, if necessary. The six dugout/dams, with a combined total storage capacity of 40 acre-feet, are to be located in the S1/2 NE1/4 and N1/2 SE1/4 of Section 26 T106N-R60W. Two of the dugout/dams currently exist but may require some maintenance. The 40 irrigated acres are located in the S1/2 NE1/4 and N1/2 SE1/4 of Section 26 T106N-R60W. The proposed project is located in Sanborn County approximately 5 miles southwest of the town of Artesian.

Review of the Water Source and Existing Water Rights

The applicants propose to appropriate 0.57 cfs from six dugout/dams which catch local runoff to irrigate 40 acres of land. The applicants are also proposing to supplement the local runoff by pumping water from Little Jim Creek during high flow periods into the dam/dugouts. Little Jim Creek is a tributary to the James River. There are no existing water rights/permits located on Little Jim Creek downstream to the James River. There are several senior water rights/permits located downstream on the James River. Historically, the James River has experienced periods of extremely low flow during dry periods. The applicant should be aware that during extremely dry periods, in order to protect senior water rights, this permit may be subject to shutoff orders issued by the Chief Engineer.

Conclusions

1. This application proposes to appropriate 0.57 cubic feet of water per second (cfs) for the irrigation of 40 acres.
2. The source of water for this project will be from local runoff to be impounded in six dugout/dams having a total storage capacity of 40 ac-ft.
3. This application also proposes to supplement the local runoff by diverting at 0.57 cfs, during high flow periods, from Little Jim Creek into the dam/dugouts.
4. Little Jim Creek is a tributary to the James River.
5. This permit, if approved, may be subject to shutoff orders issued by the Chief Engineer in order to protect senior downstream water rights during extremely dry periods.



Mark D. Rath

Natural Resources Engineer III

Approved by:



Delvin D. Brosz, P.E.

Natural Resources Engineer IV

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6024-3, Jordan and Gail Dawn

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Permit Application No. 6024-3, Jordan and Gail Dawn, 23631 411th Avenue, Letcher, SD 57359.

The Chief Engineer is recommending APPROVAL of Application No. 6024-3 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) it is in the public interest with the following qualifications:

1. Low flows as needed for downstream domestic use, including livestock water and prior water rights must be by-passed. This permit does not authorize diversion of water from Little Jim Creek at any time when the creek flow is low. Diversions from the creek under this permit shall be in accordance with any written orders issued by the Chief Engineer.
2. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

See report on application for additional information.



JOHN HATCH, Chief Engineer
November 19, 1997



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER RIGHT AWAY.

November 20, 1997

Jordan & Gail Dawn
23631 411th Ave.
Letcher, SD 57359

Dear Mr. and Ms. Dawn:

Water Permit Application No. 6024-3 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Woonsocket News printed at Woonsocket, SD (Ph # (605) 796-4221). For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Hearing and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 20, 1997

Woonsocket News
Box 218
Woonsocket, SD 57385-0218

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 6024-3 to be published twice. Please publish the first notice on December 4, 1997, with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANTS are Jordan & Gail Dawn, 23631 411th Ave., Letcher, SD 57359 (Ph # (605) 527-2445).

A copy of BOTH publications must be SENT to the WATER RIGHTS PROGRAM. 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. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
Water Rights Program
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to Appropriate Water by Application 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 December 4, 1997, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6024-3 to Appropriate Water

Notice is given that Jordan & Gail Dawn, 23631 411th Ave., Letcher, SD 57359 have filed an application for a water permit to appropriate 0.57 cubic feet of water per second (cfs) [256 gallons per minute] from a series of up to six dugout/dams to irrigate 40 acres. This application also proposes to appropriate 0.57 cfs from Little Jim Creek during high spring flows to fill the dugouts/dams, if necessary. The six dugouts/dams (40 acre-feet total storage) are located in the S 1/2 NE 1/4 and N 1/2 SE 1/4 Section 26-T106N-R60W. Two of the dugout/dams currently exist but may require some maintenance. The 40 irrigated acres are located in the S 1/2 NE 1/4 and N 1/2 SE 1/4 Section 26-T106N-R60W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6024-3 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and chief engineer. The applicant must file a petition if contesting the chief engineer's recommendation. The Chief Engineer's address is "Water Rights Program, 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 December 22, 1997.

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. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.

Form 8



PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County of Sanborn) SS

I, Gerald W. Klaus

certify that the attached printed Notice was taken

from the Woonsocket News

printed and published in Woonsocket

County of Sanborn and

state of South Dakota. The notice was published

in the newspaper on the following two dates:

December 4, 1997

December 11, 1997

Cost of Printing \$41.99

Gerald W. Klaus
(Signature)

Publisher
(Title)

Dec. 11, 1997
(Date Signed)

NOTICE OF APPLICATION

NO. 6024-3 to
Appropriate Water

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Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6024-3 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

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W12-2t



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

FEB 17 1998

Jordan and Gail Dawn
23631 411th Ave.
Letcher, SD 57359

Dear Mr. And Ms. Dawn:

Enclosed is Water Permit No. 6024-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that the Water License may be issued, thus completing your acquisition of a Water Right.

Very truly yours,

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

enclosures

PLEASE NOTE: Certain changes may be made to your water permit usually without affecting the priority date. The location of a point of diversion may be changed or additional points of diversion may be approved if the water source remains unchanged; no additional water is appropriated; and, if irrigating, no additional land is irrigated. The change may be allowed without application or publication, if the Water Rights Program is contacted and the chief engineer makes a finding that the change does not increase the potential for interference with existing diversions.

A new water permit application is required to change water sources, increase the permitted diversion rate, or increase the irrigated acreage. If the application is approved, the water permit will receive a new priority date.

10-30-98

State of South Dakota
Dept. of Environment & Natural Resources
John Hatch
Chief Engineer
Joe Foss Bldg.
523 East Capitol Ave.
Pierre, SD 57501



Dear Mr. Hatch:

We are developing an irrigation system under South Dakota water permit # 6024-3.

We enclose an ASCS map identifying the dam locations as previously submitted in 1997. However, due to various problems including location, sand/gravel bar concerns and a more central location within a for better local drainage, we propose to move Dam # 5 to the location marked in blue. No changes to overall water capacity are planned.

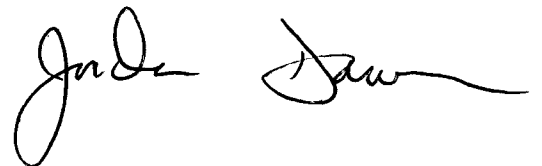
Secondly, due to unseasonable rainfall this year (October has seen nearly 8 inches locally) our normally dry creek is flowing at mid-level and we request pumping water from it for 2 weeks in November to fill new pond # 4. We will not pump

(Page 1)

water should the level drop too far. This action would help the swollen James River and most importantly could offset any drought this winter which might affect spring stream flows and our irrigating abilities.

We respectfully submit these requests.

Sincerely,



23631 411B Ave
Letcher, VA 57359

(605) 527-2445

PS. see attachment A, The ASCS color coded map, and attachment B, The water permit.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

November 4, 1998

Jordan Dawn
23631 411th Ave.
Letcher, SD 57359

Dear Mr. Dawn:

I am writing this letter in answer to your request to pump water from Little Jim Creek to storage pond number 4. You are hereby authorized to pump water for two weeks in November as authorized by Water Permit No. 6024-3.

Your request to change the location of dam number 5 is being processed and a response will be forwarded at a later date.

If you have any questions, please do not hesitate to contact us at phone (605) 773-3352.

Very truly yours,

John Hatch, Chief Engineer
Water Rights Program



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

November 10, 1998

Jordan and Gail Dawn
23631 411th Ave.
Letcher SD 57359

Dear Mr. and Mrs. Dawn:

I am writing in regard to your request to change the location of pond No. 5 authorized by Water Permit No. 6024-3. Water Permit No. 6024-3 appropriates 0.57 cubic feet of water per second (cfs) from a series of six dugouts/ponds to irrigate 40 acres. This permit also appropriates 0.57 cfs from Little Jim Creek during high spring flows to fill the dugouts/ponds, if necessary.

You have requested to change one of the permitted ponds (No. 5) from the NW1/4 SE1/4 to the SW1/4 NE1/4 Section 26, T106N, R60W. This pond is to have a storage capacity of 5 acre feet of water. The request is not for any additional appropriation of water or change in the irrigated acreage. The conditions and qualifications to Water Permit No. 6024-3 still apply

Upon review of the request and pursuant to SDCL 46-5-13.1, you are authorized to change the location of the pond No. 5 without application or publication of a notice of hearing pursuant to SDCL 46-2A-4. A copy of the report prepared on your request is enclosed.

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

Very truly yours,

John Hatch, Chief Engineer
Water Rights Program
(605) 773-3352

enclosure

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
WATER RIGHTS PROGRAM

November 9, 1998

RE: Change in Location of a Pond Authorized by Water Permit No. 6024-3, Jordan and Gail Dawn

Jordan and Gail Dawn have made a request to change the location of one of the ponds (pond No. 5) authorized under Water Permit No. 6024-3. SDCL 46-5-13.1 provides that a point of diversion may be changed or additional points of diversion may be approved without application or publication of a notice of hearing if the additional point of diversion is from the same source of water, no additional water is appropriated and the chief engineer makes a finding that the change does not increase the potential for interference with existing diversions.

Water Permit No. 6024-3 appropriates 0.57 cubic feet of water per second (cfs) from a series of six dugouts/ponds to irrigate 40 acres. This permit also appropriated 0.57 cfs from Little Jim Creek during high spring flows to fill the dugouts/ponds, if necessary. The six dugouts/dams (40 acre-feet total storage) and the 40 irrigated acres are located in the S1/2 NE1/4 and N1/2 SE1/4 Section 26, T106N, R60W.

This request is to change the location of the pond designated as No. 5 (see map). Mr. and Mrs. Dawn make this request for a change of location based on problems at the original site for pond No. 5. The original application states that pond No. 5 will have a 5 acre foot storage capacity. The request states that the storage capacity for the dugouts/ponds will remain unchanged. This request does not request any increase in the quantity of water appropriated or acres irrigated under Water Permit No. 6024-3.

From a review of the map it appears that the new location of pond No. 5 is in an area contemplated for irrigation on the original application. This request does not include any request for change of irrigated acres.

A review of the change in the location of pond No. 5 finds that this change will not increase the potential for interference with other rights. The new site for pond No. 5 is along Little Jim Creek and is located approximately 1,800 feet from the original dam site. All the ponds authorized under this permit are in close proximity to each other. The conditions to Water Permit No. 6024-3, including the two qualifications, will still apply.



Eric Gronlund
Natural Resources Engineer
Water Rights Program

The Chief Engineer makes a finding that this change in location does not increase the potential for interference with existing diversions. In making the finding, "does not increase the potential for interference" is interpreted to mean potential for adverse interference. The location of Pond No. 5 authorized under for Water Permit No. 6024-3 may be changed without requiring application or publication of a notice of hearing pursuant to SDCL 46-2A-4.



John Hatch, Chief Engineer 11-10-98
Water Rights Program

FIELD INVESTIGATION REPORT FOR PERMIT NO. 6024-3

DATE OF INVESTIGATION:	June 17, 2002
NAME & ADDRESS OF INVESTIGATION CONTACT/ RELATIONSHIP TO PERMIT HOLDER, IF APPLICABLE	Jordan and Gail Dawn 23631 411th Avenue Letcher SD 57359
DIVERSION POINT LEGAL LOCATION	between points along Little Jim Creek in the S ½ NE ¼ of Section 26, T106N, R60W (see attached sheet

WATER SUPPLY Source: **Little Jim Creek**

Pump: Uses two gas powered portable pumps

- 1) Make **Trash Pump (gas powered 4-cycle)** 2) Model **SKT - 80**
3) Size **3" Impellor** 4) Capacity **125 GPM**

SYSTEM TYPE: Water is pumped from Little Jim Creek during high flows into a series of ponds by using 3" flexible hose. Water is applied to the crops by means of low pressure drip hose placed along vegetable rows.

DAM INFORMATION: See attached sheet

CHEMIGATION EQUIPMENT:

- 1) Does chemigate **NO**

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Special qualifications to permit being abided by Yes
- 2) All structures, wells and lands on map Yes
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Yes

- This is an organic vegetable farm. The permit holder indicated that they rotate the crops each year.
- The two pumps are operated at ½ throttle which produces 125 gpm for each pump.

Permit No. 6024-3
James River (10160011) - Water District

Report Of Examination Of Works And/Or Application of Water To Beneficial Use

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

I have this day, **June 17, 2002**, made a thorough examination of the water use system constructed by **Jordan and Gail Dawn** of **23631 411th Avenue, Letcher SD 57359** holder of Permit No. **6024-3**, bearing the priority of **November 5, 1997** authorizing the diversion of **0.57** cu. ft. per second and the storage of **40** acre-feet of the waters of **Little Jim Creek** for **irrigation** purposes, in **Sanborn** County.

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

A. Works used to divert the water:

2 – 4 cycle Trash Pumps (SKT-80)

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

Pipeline use to divert water to pond/dugouts

C. Works used to apply water to beneficial use:

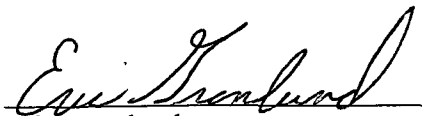
Irrigation from ponds takes place by means of low pressure drip irrigation lines laid along vegetable rows

The system is in the following condition **good**. The point of diversion is located **between points along Little Jim Creek in the N ½ SE ¼ of Section 26, T106N, R60W (see attached sheet)**. The works are capable of diverting and conveying to the place of use **0.56 cfs** cu. ft. per second of water (250 gpm) and/or storing **22.5** acre-feet of water which is to be used for **irrigation**. Water has been put to beneficial use to the maximum extent as follows: **all in Section 26, T106N, R60W.**

SW ¼ NE ¼	6 acres	NW ¼ SE ¼	6 acres
SE ¼ NE ¼	15 acres	NE ¼ SE ¼	8 acres

comprising a total of **35** acres of land and the license should be issued for **.56** cfs and **22.5** acre-feet of storage. Applicable permit qualifications have been complied with: **Yes**

Exceptions to compliance are: **none** Date Report Completed: **July 26, 2002**



Eric Gronlund
Natural Resources Engineer
DENR, Water Rights Program

Details on location of diversion points and dam information for Water Permit No. 6024-3, Jordan and Gail Dawn

Little Jim Creek diversion points

Diversion point is located between the following two points

Approximately 2,780 feet south and 1,700 feet west of the NE corner (NW ¼ SE1/4) of Section 26 T106N, R60W (Lat/Lon N43.959139 W-097.997452)

Approximately 3,150 feet south and 600 feet west of the NE corner (NE ¼ SE1/4) of Section 26 T106N, R60W (Lat/Lon N43.958121 W-097.993300)

Dugout

Approximately 1,610 feet south and 2,150 feet west of the NE corner (SW ¼ NE ¼) of Section 26, T106N, R60W (Lat/Lon N43.962140 W-097.999116)

Dimensions – approximately 60 feet by 150 feet (9,000 ft²)

Depth – approximately 10 feet

Calculated storage – approximately 1 acre foot

This dugout is a wildlife pond with the overflow going into Pond 1

Pond 1 (Dam)

Dam located approximately 2,120 feet south and 1,580 feet west of the NE corner (SW ¼ NE ¼) of Section 26, T106N, R60W (Lat/Lon N43.960754 W-097.997028)

DAM INFORMATION:

- | | |
|--|--|
| 1) Height to crest <u>18</u> feet | 2) Height to primary spillway approx. <u>15</u> feet |
| 3) Height to secondary spillway <u>none</u> ft | 4) Crest width <u>12</u> feet |
| 5) Crest length <u>approx. 250</u> feet | 6) Spillway length <u>unknown</u> feet |
| 7) Spillway width <u>approx. 20</u> feet | 8) Approx. storage <u>5</u> ac-ft |
| 9) Approx. storage to crest <u>9</u> ac-ft | 10) Outlet tubes: no outlet tube |
| 11) Category of Dam <u>Cat. 3 Low hazard</u> | |

Pond 2 (Dam)

Dam located approximately 2,000 feet south and 900 feet west of the NE corner (SE ¼ NE ¼) of Section 26, T106N, R60W (Lat/Lon N43.960982 W-097.994502)

DAM INFORMATION:

- | | |
|--|--|
| 1) Height to crest <u>20</u> feet | 2) Height to primary spillway approx. <u>17</u> feet |
| 3) Height to secondary spillway <u>none</u> ft | 4) Crest width <u>12</u> feet |
| 5) Crest length <u>approx. 250</u> feet | 6) Spillway length <u>unknown</u> feet |
| 7) Spillway width <u>approx. 25</u> feet | 8) Approx. storage <u>8.5</u> ac-ft |
| 9) Approx. storage to crest <u>10</u> ac-ft | 10) Outlet tubes: no outlet tube |
| 11) Category of Dam <u>Cat. 3 Low hazard</u> | |

Pond 3 (Dugout)

Approximately 2,000 feet south and 725 feet west of the NE corner (SE ¼ NE ¼) of Section 26, T106N, R60W (Lat/Lon N43.961051 W-097.993743)

Dimensions – approximately 75 feet by 170 feet (12,750 ft²)

Depth – approximately 10 feet

Calculated storage – approximately 2 acre foot

Pond 4 (Dam)

Dam located approximately 3,250 feet south and 625 feet west of the NE corner (NE ¼ SE ¼) of Section 26, T106N, R60W (Lat/Lon N43.957696 W-097.993353)

DAM INFORMATION:

- | | |
|--|--|
| 1) Height to crest <u>25</u> feet | 2) Height to primary spillway approx. <u>22</u> feet |
| 3) Height to secondary spillway <u>none</u> ft | 4) Crest width <u>12</u> feet |
| 5) Crest length <u>approx. 120</u> feet | 6) Spillway length <u>unknown</u> feet |
| 7) Spillway width <u>approx. 25</u> feet | 8) Approx. storage <u>5</u> ac-ft |
| 9) Approx. storage to crest <u>7</u> ac-ft | 10) Outlet tubes: no outlet tube |
| 11) Category of Dam <u>Cat. 3 Low hazard</u> | |

Pond 5 (Dugout) – change of diversion point authorized in November 1998

Approximately 2,530 feet south and 1,560 feet west of the NE corner (SW ¼ NE ¼) of Section 26, T106N, R60W (Lat/Lon N43.959620 W-097.996837)

Dimensions – approximately 40 feet by 160 feet (6,400 ft²)

Depth – approximately 8 feet

Calculated storage – approximately 1 acre foot

Water Rights Program - DENR
Conversation File Documentation

NAME OF PERSON OR FILE: Water Permit Application No. 6024-3, Jordan & Gail Dawn

ADDRESS: 23631 411th Ave., Letcher, SD COUNTY: Sanborn

DATE: 11/6/97 TELEPHONE: 527-2445

RE: Questions on Application

COMMENTS:

Mr. Dawn returned my call regarding questions we had on his water right permit application.

1. I explained the statutory limit of 1cfs for each 70 acres irrigated. The maximum diversion rate for the irrigation of 40 acres is 0.57 cfs (255 gpm). Mr. Dawn agreed with this amount as the diversion rate on the application.
2. Mr. Dawn also indicated the maximum diversion rate from the Little Jim Creek will be 255 gpm. I explained that he may have a greater diversion rate from Little Jim Creek to fill the ponds/dugouts may be greater than the 1 cfs per 70 acres. Mr. Dawn explained that he would likely use the same pump.
3. The Little Jim Creek diversion will only be used during high spring flow (March 1 - June 15) when and if the ponds need filling. The annual period during which irrigation will take place from the ponds is amended to April 1 - October 31.
4. The capacity of all the ponds/dams will be approximately 40 acre feet of water. I asked Mr. Dawn if this was accurate. He indicated that this amount of water ~~is~~ storage is optimistic but that the two existing structure may be cleaned of silt and dug deeper. The proposed ponds will be dugout to increase the capacity. He wants to make sure he doesn't underestimate capacity.
5. Finally, I asked Mr. Dawn if irrigation from the ponds will take place by flood irrigation or by sprinkler. He indicated both. Some vegetable need to be sprinkler irrigated while other will be flood irrigated.

I told Mr. Dawn that I will amend his application according to the issues we discussed.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Eric Thornlund

11-2-97

Dear Eric:

Greetings.

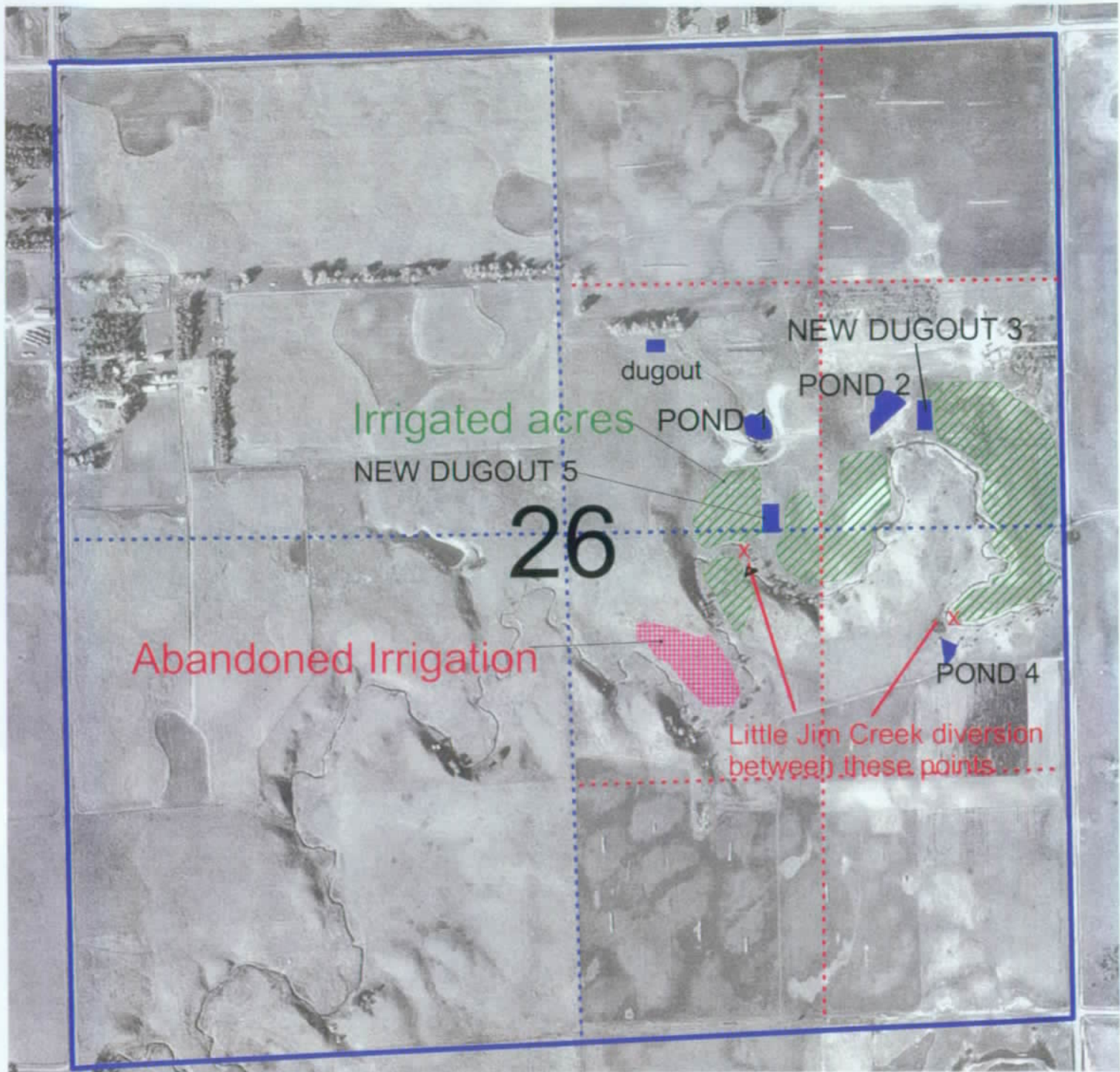
Enclosing lots of paper
for you to shuffle as needed.
Hopefully there is enough! Call
if we need to go over things:
605-527-2X75

Thanks for your assistance.
We added a small dam
into the 5 year plan to avoid
having to do this again. Hopefully
the map will make some
sense out of it all.

Good luck!

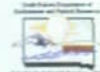
John Damm





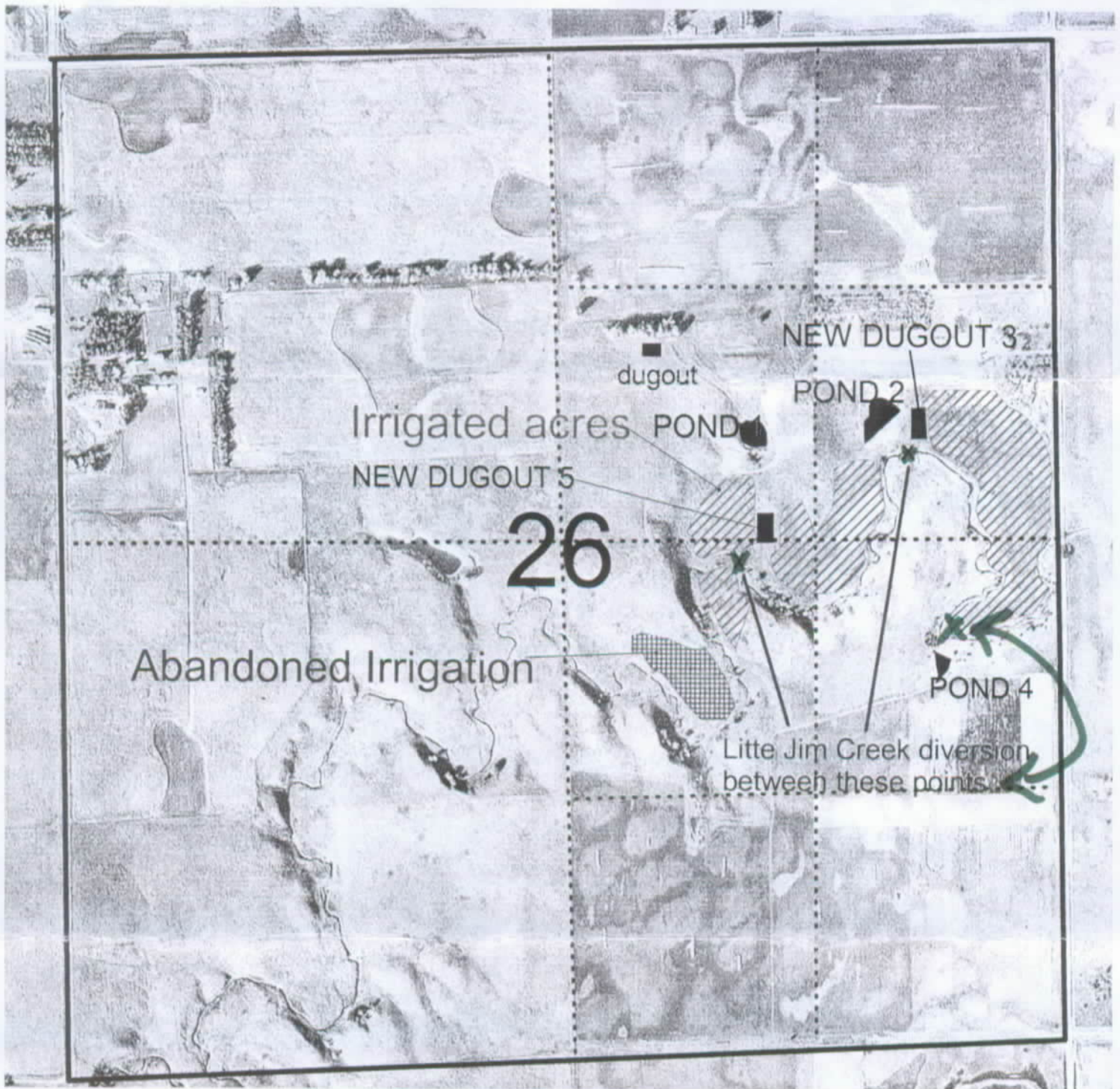
1000 0 1000 2000 Feet

All works located in the S 1/2 NE 1/4 and N 1/2 SE 1/4
of Section 26, T106N, R60W (see investigation report for locations)



Eric Gronlund

Eric Gronlund
Water Rights Program
Licensing Investigation - June 17, 2002



1000 0 1000 2000 Feet



All works located in the S 1/2 NE 1/4 and N 1/2 SE 1/4
of Section 26, T106N, R60W (see investigation report for locations)



Eric Gronlund
Water Right Program
Licensing Investigation - June 11, 2002

ERIC GRONLUND
Dept. of Environment & Nat. Res.
523 E. Capitol
Pierre, SD 57501-3182

605-527-2445

7-30-2

Dear Eric:

RECEIVED

AUG - 1 2002

WATER RIGHTS
PROGRAM

Greetings!

Thanks for the update. Will address the points you brought up here:

- 1) The 35 acres sounds reasonable.
- 2) We in fact have on 2 occasions diverted water with our pump from a point just below pond 4 on Little Jim creek. I would like to maintain access from that point to the furthest point downstream you have already designated. (We have pumped water into pond 4 in the Spring of 1999 on 2 occasions and may need to do so at some future time.)
- 3) Yes, your depiction of the location of pond 4 appears accurate.

Thanks for the large photo blow-up! When is the next high altitude photo session planned?

Fritz Mentley, the dugout contractor, visited 2 weeks ago and we are making plans for a fall project on "dugout 3" as you have it depicted.

Hope you are doing well.
Keep us posted.

Blessings,
John Jan



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 5, 2002

6024-3

Jordan & Gail Dawn
23631 411th Ave
Letcher SD 57359

Dear Mr & Mrs. Dawn:

On June 17, 2002 the investigation of your water use system, including the extent of application of water to beneficial use, as developed under Water Permit No. 6024-3, was completed by Eric Gronlund, a staff engineer with our program. Your final water right document, the water license, can now be issued.

State law requires that we charge a \$50.00 fee for the investigation and issuance of the water license. Upon receipt of the \$50.00 fee from you, we will complete processing your water license. The check or money order for the fee should be made payable to the "Water Rights Program".

Your licensed water right will be similar to a property right that can not be lost as long as the water use continues and you abide by the permit requirements.

If you have any questions regarding the water permit, investigation of your water use system or payment of the fee, please contact Genny McMath with our program at (605) 773-3352.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
(605) 773-3352

8-6-2
Karen Schlaak
Dept. of Environment & Nat. Res.
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3182

Dear Karen:

Greetings! We are enclosing ~~\$50.00~~ \$50.00
for the water permit application submitted
to you for permit # 6024-3.
We have appreciated working with
Eric Gronlund and thank you for your
efforts.

Sincerely, John W. Jan

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

417278

Pierre, August 8, 2002

RECEIVED OF Jordan Dawn, 23631 411th Ave, Letcher SD 57359

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 _____

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. 6024-3

50 00

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

50 00

By

Darland Ebel

Chief Engineer

gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

6024-3

Jordon & Gail Dawn
23631 411th Ave
Letcher SD 57359

Dear Mr. & Mrs. Dawn:

Enclosed is Water License No. 6024-3 and Receipt No. 417278 for \$50.00 which was assessed for an investigation and issuance of the license. Water License No. 6024-3 is the final document which completes the process of obtaining a water right.

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

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 6024-3

(1) Jordon & Gail Dawn, 23631 411th Ave, Letcher, SD 57359 made Application No. 6024-3, November 5, 1997 for a water permit to divert 0.57 cubic feet of water per second from Little Jim Creek and a series of dugouts and ponds in Sanborn County, South Dakota for irrigation purposes. Permit No. 6024-3, with a priority date of November 5, 1997 was approved December 22, 1997 and issued to the applicants for diversion of water with construction of the described water supply system to be completed on or before December 22, 2002 and for the application to beneficial use of said water on or before December 22, 2006.

(2) It is certified that the permit holders have complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and are entitled to divert 0.56 cubic feet of water per second for beneficial use. The location of the diversion points are:

a) **between points along Jim Creek in the N ½ SE ¼ as follows:**

- 2,780'S and 1,700'W of the NE corner (NW ¼ SE ¼) Section 26, T106N, R60W
- 3,150'S and 600'W of the NE corner (NE ¼ SE ¼) Section 26, T106N, R60W

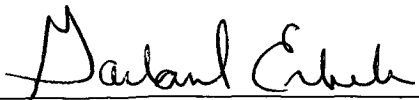
b) **dugouts/ponds:**

- dugout: approximately 1,610'S & 2,150'W of the NE corner (SW ¼ NE ¼), Section 26, T106N, R60W (dugout is a wildlife pond with overflow going into Pond 1)
- Pond 1 (dam) – 2,120'S & 1,580'W of the NE corner (SW ¼ NE ¼), Section 26, T106N, R60W
- Pond 2 (dam) – 2,000'S & 900'W of the NE corner (SE ¼ NE ¼), Section 26, T106N, R60W
- Pond 3 (dugout) – 2,000'S & 725'W of the NE corner (SE ¼ NE ¼) Section 26, T106N, R60W
- Pond 4 (dam) – 3,250'S & 625'W of the NE corner (NE ¼ SE ¼), Section 26, T106N, R60W
- Pond 5 (dugout) – 2,530'S & 1,560'W of the NE corner (SW ¼ NE ¼) Section 26, T106N, R60W

(3) The permit holders have complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

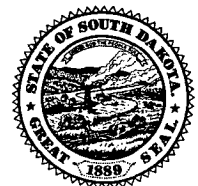
Section 26, T106N, R60W – total of 35 acres			
SW ¼ NE ¼	6 acres	NW ¼ SE ¼	6 acres
SE ¼ NE ¼	15 acres	NE ¼ SE ¼	8 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Jordon & Gail Dawn, 23631 411th Ave, Letcher, SD 57359 the holders and/or owners of Water Right No. 6024-3 are issued a license to appropriate water, the right to use 0.56 cubic feet of water per second with 22.5 acre feet of storage from Little Jim Creek and dugouts/ponds with a priority date of November 5, 1997 from the locations specified in (2) of this license. The water is to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Right No. 6024-3 and subject to South Dakota State Law.


Garland Erbe, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

SEP 17 2002

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 22, 2009

6024-3

Jordon & Gail Dawn
1219 S Duff St
Mitchell SD 57301-4330

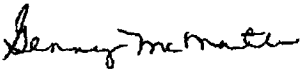
Dear Mr. & Mrs. Dawn:

Enclosed is a "Notice" dated October 16, 2009 concerning the 2009 irrigation questionnaire.

The notice was originally mailed to 23631 411th Ave, Letcher SD. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,


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

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 3, 2009

6024-3

Jerry Moore
23317 412th Ave
Artesian SD 57314

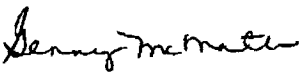
Dear Mr. Moore:

I am contacting you in regard to ownership of land described in Water Right No. 6024-3. The water right is currently listed in the name of Jordon and Gail Dawn. They have notified us through the annual irrigation questionnaire that you have purchased the land.

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 also enclosed a copy of the water license that you may keep for your records. If you have any questions, please contact me.

Sincerely,


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

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

NOV - 9 2009

WATER RIGHTS
PROGRAM

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

No. 6024-3

Date: 11-6-09

I/We request that Water Right No. 6024-3

formerly owned by: Jordon and Gail Dawn

be transferred to: (name & address) JERRY and PAM MOORE
23317 412th Ave, Artesian SD 57314

Telephone No. 605-527-2395

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

35 acres - S ½ NE ¼ and N ½ SE ¼ Section 26, T106N, R60W

I/We understand that the validity of Water Right No. 6024-3 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 JERRY & PAM Moore, the new owner, certify that the above information is true and correct.

Jerry Moore - Pam Moore
(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 11/9, 2009

RECEIVED OF Moore Angus Jerry Moore 23317 412th Ave Attesian SD 57314

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>6024-3</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. **04243**

By Garland Ebbels
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

November 9, 2009

6024-3

Jerry & Pam Moore
23317 412th Ave
Artesian SD 57314

Dear Mr. & Mrs. Moore:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form and filing fee you submitted for transferring Water Right No. 6024-3. The ownership change has been completed. The water right formerly held by Jordon and Gail Dawn is now listed in your names.

Enclosed is your Receipt No. 04243 in the amount of \$50.00 which you paid for filing the ownership change. You may keep this for your records.

I have also included a couple past irrigation questionnaires submitted by Jordon & Gail Dawn. This will give you an idea of what type of information to keep track of during the irrigation season. These forms are sent to irrigators in South Dakota each year in October. The form for 2009 has already been submitted.

If you have any questions, please contact me.

Sincerely,


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

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

October 21, 2025

6024-3

Jerry Moore
23631 411th Ave
Letcher SD 57359

Dear Mr. Moore:

Enclosed is a "Notice" dated October 8, 2025, concerning the 2025 Irrigation Questionnaire.

The notice was originally mailed to you at 23314 412th Ave, Artesian SD 57314. The post office notified our office that your address has changed, and your records have been updated accordingly.

This is a time sensitive matter. Please complete and return the enclosed questionnaire or submit your report online at <https://danr.sd.gov/iq/> using this password **ZZATEG**.

If this change of address is in-correct, please contact our office immediately to update your contact information.

Sincerely,

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

enclosures

581 NFE 11418ZS10010/14/25
RETURN TO SENDER
MOORE JERRY H
23631 411TH AVE
LETCHER SD 57359-6025

RETURN TO SENDER





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

November 26, 2025

6024-3

Jerry & Pam Moore
23631 411th Ave
Letcher SD 57359

Dear Mr. & Ms. Moore:

The Water Rights Program is in receipt of the 2025 Irrigation Questionnaire you submitted online for Water Right No. 6024-3, which authorizes the diversion of 0.56 cfs (approx. 250 gpm) from a series of ponds, dugouts, and Jim Creek, for the irrigation of 35 acres located in the S ½ NE ¼ & N ½ SE ¼ Section 26 – T106N – R60W, Sanborn County.

On this year's questionnaires you reported that use of irrigation on the above-described property has been abandoned, with irrigation last reported in 2008.

Please contact me via email or by calling my direct line (605) 910-5187 to discuss cancellation of Water Right No. 6024-3.

Sincerely,

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

FILE NO. 6024-3

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Jerry & Pam Moore, 23631 411th Ave, Letcher, SD 57359

DATE: 10/07/2026

TELEPHONE: 605-527-2395

RE: Cancellation of Water Right No. 6024-3

COMMENTS:

I spoke with Pam after receiving the Irrigation Questionnaire with no reason checked for why they didn't irrigate this year. She said that the system was never put together, pieces of pipe were laying on the ground unassembled when they purchased this property several years ago. She said they have never irrigated and have no plans to in the future; they were in agreeance to cancel Water Right No. 6024-3 due to non-construction.

Shannon Konst

Shannon Konst
Water Rights Program