

WATER PERMIT NO. 6484-3

Name of Applicant: Lee Gatzke

Address: 18479 389th Ave, Tulare SD 57476

Phone: 605 266-2790

Amount of Water Claimed: 0.133 cfs

Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: commercial

County: Spink

Type of Waste Disposal System:

Location: 3 miles southeast of Tulare

PRIORITY Date Received: 3-15-04

Application/License Fee: \$200

Corrected Application Received: 3-19-04

Period of Annual Use: January 1 – December 31

Remarks: for use in cattle feedlot operation

Diversion Point: SE ¼ SE ¼ Sec 6-T114N-R63W

Land to be Irrigated:

Depth of Well: 1100 feet

Well Driller: : Huron Drilling Inc.

Remarks:

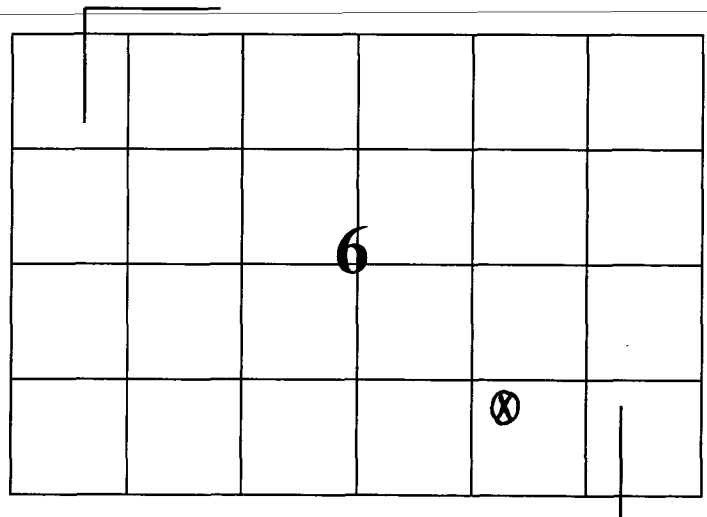
Type of Map: topo

Prepared by: Gregory G Grabs, PE

Reviewed and the Number Assigned on: 3-22-04

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



Mail to:
Water Rights Program
Joe Foss Building
523 E. Capitol
Pierre, SD 57501-3181
(605) 773-3352

No. 6484-3 (office use only)
Hydrologic Unit 10160006
Basin James River
Newspaper Redfield Press Redfield

RECEIVED
MAR 15 2004
WATER RIGHTS
PROGRAM

Application For Permit To Appropriate Water Within The State Of South Dakota

Check use(s) of water:

- | | | | |
|---|---|--|--|
| ☐ Municipal | ☐ Suburban Housing | ☐ Recreational | ☐ Institutional |
| ☐ Rural Water System | ☐ Commercial | ☐ Fish & Wildlife | ☐ Geothermal Heat |
| ☐ Domestic (over 18 gpm) | ☐ Industrial | ☒ Other <u>Livestock</u> | |

Type of Application: (check one)

- ☒ New ☐ Vested Right (Use predates Mar 2, 1955) ☐ Future Use Reservation
☐ Place to Beneficial Use Water Reserved by Future Use Permit No. _____
☐ Amendment/Correction to Permit No. _____

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

1. Name of Applicant Lee Gatzke Phone (605) 266-2790
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address 18479 389th Ave. Tulare State SD 57476
(Street, RR, or Box and City) (Zip Code)

2. Amount of water claimed 0.133 *CFS or 60 **GPM ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable

3. Source of water supply _____

4. Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) County Spink
well in SE 1/4, SE 1/4, Section 6 - T 114 N - R 63 W

5. County or counties where water will be used Spink

6. Annual period during which water is to be used Year Around Jan - 1 - Dec 31

7. Give a description of the project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

Application for existing artesian well to serve 4,100 head beef feedlot.

STATE OF SOUTH DAKOTA) SS
County of Spink)

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)

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

Applicant's signature _____

Subscribed and sworn to before me this 12 day of March 20 04

MONTE MASON
SEAL NOTARY PUBLIC SEAL
SOUTH DAKOTA

Monte Mason
Notary Public signature

SOUTH DAKOTA
WATER PERMIT NO. 6484-3

Date of first receipt of application March 15, 2004.

Date of return to applicant for corrections, amendments or changes March 15, 2004.

Date of receipt of corrected application March 19, 2004.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6484-3 to Lee Gatzke, 18479 389th Ave, Tulare SD 57476 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. 6484-3 appropriates 0.133 cubic feet of water per second (60 gallons per minute) from one existing well (Dakota Formation) approximately 1100 feet deep located in the SE ¼ SE ¼ Section 6-T114N-R63W.
2. The water appropriated shall be used for the purpose of commercial use in a cattle feedlot operation and may not exceed the amount of water needed for beneficial use.
3. The water is to be used during the following described annual period: January 1 – December 31.
4. The date of approval of Permit No. 6484-3 is May 10, 2004.
5. The date from which applicant may claim right is March 15, 2004.
6. One-fifth of the construction is to be completed on or before November 10, 2006.
7. All construction is to be completed on or before May 10, 2009.
8. Water is to be put to beneficial use on or before May 10, 2013.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. Permit No. 6484-3 is subject to compliance with requirements of the Department's Water Pollution Control Permit issued pursuant to SDCL 34A-2-36 or 34A-2-112 for concentrated animal feeding operations.

(continued)

3. Permit No. 6484-3 is subject to compliance with all existing and applicable Water Management Board Rules including but not limited to:
- a) Chapter 74:54:01 Ground Water Quality Standards,
 - b) Chapter 74:54:02 Ground Water Discharge Permit,
 - c) Chapter 74:51:01 Surface Water Quality Standards,
 - d) Chapter 74:51:02 Uses Assigned to Lakes,
 - e) Chapter 74:51:03 Uses Assigned to Streams, and
 - f) Chapter 74:52:01 through 74:52:11 Surface Water Discharge Provisions.

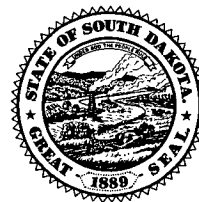
WATER MANAGEMENT BOARD

By: Garland Erbele

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

JUN 30 2004

date



(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter _____ Depth App. 1100'
- b) Casing Type Unknown Diameter _____ Thickness _____
- c) Screen Type Unknown Diameter _____ Thickness _____
- d) Gravel Pack _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____ Unknown - well log was not found.
- f) Depth to Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
On applicants property 310' On property owned by others Unknown > 3/4 mile

2. Wastewater Disposal System Information

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

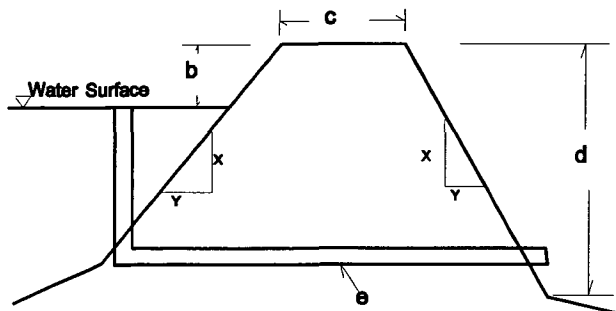
3. Dugout Information

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

4. Water Storage Dams

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

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



- b) Freeboard _____
- c) Crest Width _____
Crest Length _____
- d) Height _____
- e) Primary Outlet Capacity _____
If pipe, diameter _____
- f) Secondary Spillway Capacity _____
Spillway Width _____
- g) X & Y Slope _____
Upstream _____
Downstream _____
- h) Surface Area of Impoundment _____
- i) Storage _____ Acre Feet
- j) Drainage Area Above Dam _____ Acres

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date March 22, 2004

RECEIVED OF Lee Gatzke, 18479 389th Ave, Tulare SD 57476-7700

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

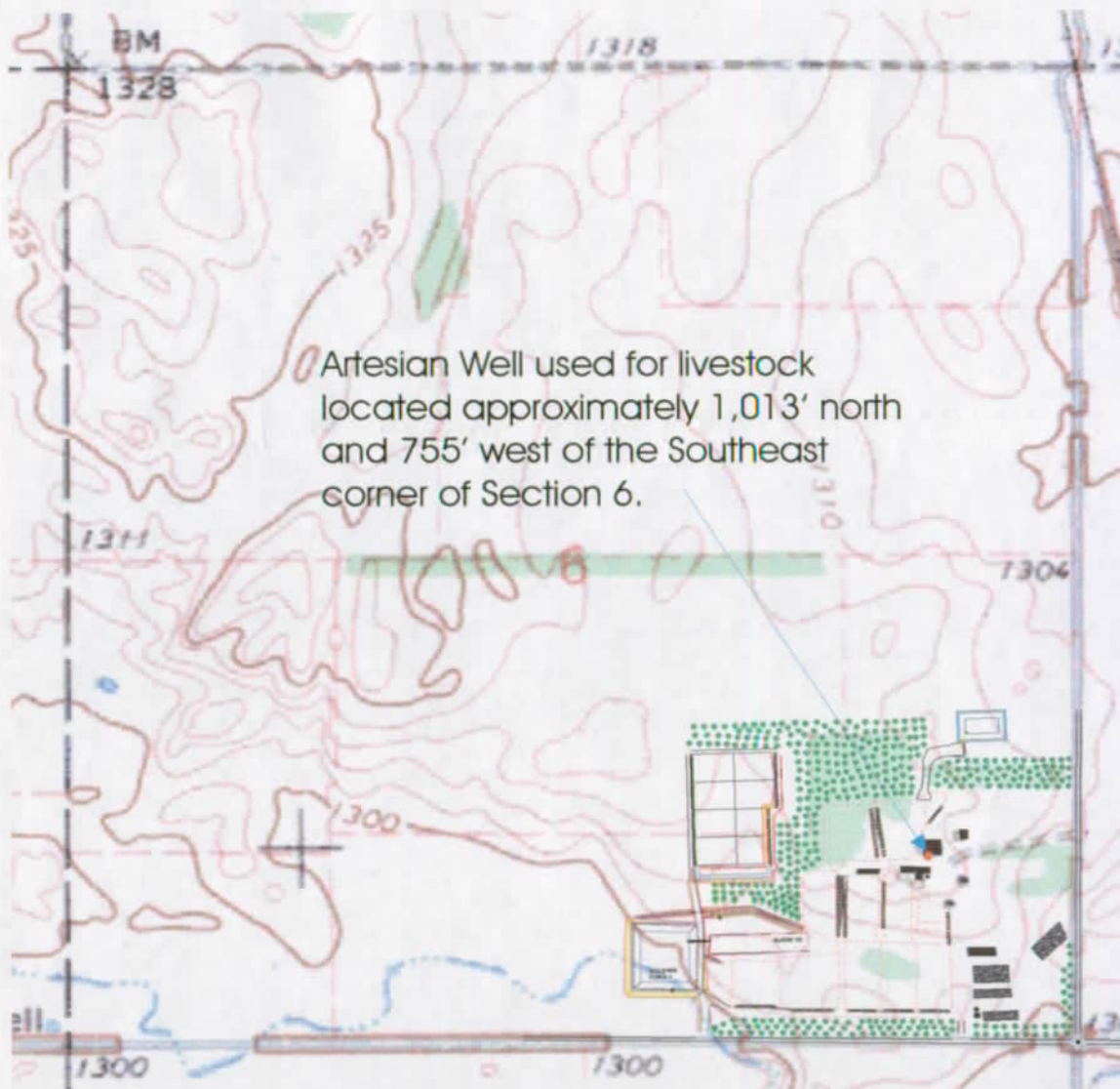
Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	150	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	50	00
Fee for Filing Transfer Form _____		
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	200.00

No.

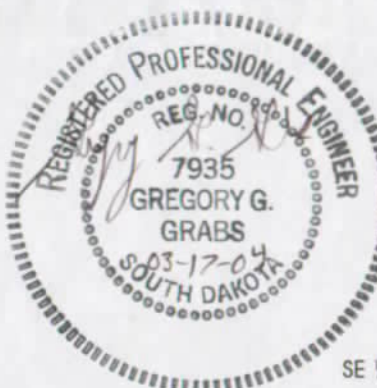
001245

By

Darland Erbe
Chief Engineer *gm*



USGS Quadrangle Map:
Hitchcock



Lee Gatzke Well Location Map

SE 1/4, Section 6, Township 114 North, Range 63 West
Spink County, South Dakota



**DeHaan, Grabs
& Associates, LLC**
Consulting Engineers

PO Box 522, Mandan, ND 58554
(701) 663-1116, FAX: (701) 667-1356

Date: February 16, 2004

Scale: 1" = 1000'

Drawn By: NAP

Checked By: GGG

Page: 1

File Name: C:/Project Files/Beef/Gatzke/Corel Draw/Well Location

Revision

Date:

Scale:

Drawn By:

Checked By:

Page:

6484-3

5397

WELL REPORT

HURON
DRILLING CO.
Huron, S. D.

Lee Gatzke

Spink County

September 5, 1980

OWNER

DESCRIPTION

DATE

CASING LOG

Depth	1146	ft.					
Flows		gpm	302	ft.	5" Plastic	pipe to	302 ft.
Pumps	75	gpm	844	ft.	3" Plastic	pipe to	1146 ft.
Head	ground level	ft.					
	260 ft 3" Perf @ bottom	ft.				pipe to	ft.
	Perforations		ft.			pipe to	ft.

Pressure

880-1146 ft

REMARKS

5 1/2 days
Drilling Time

2-6 " Drag bits

Rig No.

2-5 7/8 Gear bits

Jim Anderson

MA Foreman



Tulare

HUFON DRILLING INC. DRILL LOG

PAGE NO. 1

Lee Gatzke
JOB NAME6-114-63-Spink County
LOCATION8-26-80
DATE12
RIG NO.Jim Anderson
FOREMAN

Jt No.	DEPTH	TIME	REMARKS
1	20	5:50	yellow clay
2	40	6:10	yellow clay blue clay 40
3	60	9:00	40-45 Blue clay 8-27-80 Started 5:30
4	80	9:10	45-50 blue clay coal & sand streaks
5	100	9:20	50-60 fine sand
6	120	9:35	60-70 fine sand
7	140	9:50	70-79 fine sand
8	160	9:55	79-80 blue clay
9	180	10:10	80-105 blue clay
10	200	12:50	105-132 fine medium sand
11	220	1:25	132-160 blue clay with sand streaks
12	240	1:45	160-170 blue clay
13	260	2:05	170-180 shale
14	280	2:25	7 7/8 Reamer at 200
15	300	2:45	
16	320	3:15	
17	340	3:45	
18	360	4:15	
19	380	5:00	
20	400	6:00	8-28-80 started 10:15
21	420	10:45	
22	440	12:30	
23	460	1:15	
24	480	1:55	
25	500	2:45	505 Codell?
26	520	3:30	
27	540	10:15	8-29-80 started 9:45
28	560	10:30	
29	580	10:55	583 Greenhorn tap
30	600	11:15	
31	620	1:25	
32	640	1:50	
33	660	2:10	
34	680	2:30	
35	700	3:10	
36	720	3:40	
37	740	4:25	
38	760	5:00	
39	780	5:35	57 foot gear bit 9-2-80 started 11:00
40	800	11:35	
41	820	12:20	

HURON DRILLING INC. DRILLERS LOG

PAGE NO. 2

Lee Gatzke
JOB NAME

6-114-63-Spink County
LOCATION

8-26--80
DATE

12
RIG NO.

Jim Anderson
FOREMAN

Jt No.	DEPTH	TIME	REMARKS
42	840	1:00	
43	860	2:10	
44	880	2:45	810-820 streaked sand
45	900	3:05	840-850 fair sand with streaks open
46	920	3:25	850-860 Rock 50-52 fair sand
47	940	3:40	860-875 shale
48	960	4:00	875-880 good sand
49	980	4:35	880-900 good sand
50	1000	5:15	900-910 Fair sand
51	1020	5:25	910-920 Good sand
52	1040	6:05	920-940 Good sand 9-3-80 Started
53	1060	11:20	940-956 Good sand
54	1080	12:20	956-960 Hard sand
55	1100	1:00	960-980 Hard with some open streaks
56	1120	1:25	960-980 Hard
57	1140	2:30	993-1000 partly open
58	1146	TD	1000-1020 open sand
59			1020-1030 open sand
60			1030-1040 tuff
			5 7/8 gear bit 8-3-80
			1040-1060 streaked sand
			1060-1075 tuff
			1075-1080 Fair sand
			1080-1090 tuff
			1090-1100 Some sand mostly tuff
			1100-1108 tuff
			1108-1120 Fair sand with some open streaks
			1120-1140 tuff
			13 lengths perforation 3 inch 260 ft
			29 lengths blank 3 inch 580 ft
			840



**DeHaan, Grabs
& Associates, LLC**

Consulting Engineers

PO Box 522, Mandan, ND 58554
(701) 663-1116, Fax: (701) 667-1356
www.dgaengineering.com

RECEIVED

MAR 15 2004

WATER RIGHTS
PROGRAM

Eric Gronlund
Water Rights Program
Joe Foss Building
523 E Capitol
Pierre, SD 57501-3181

March 10, 2004

Dear Eric;

Enclosed you will find an *Application For Permit To Appropriate Water Within The State Of South Dakota* for Lee Gatzke near Tulare in Spink County.

Please let me know if you need any additional information to process this application.

Sincerely,

Greg Grabs, PE
Vice-President

cc: Lee Gatzke



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 15, 2004

Greg Grabs
DeHaan, Grabs & Associates, LLC
PO Box 522
Mandan ND 58554

Dear Mr. Grabs:

Thank you for submitting the *Application for a Permit to Appropriate Water* on behalf of Lee Gatzke for his cattle feedlot operation. In order to complete the application the following is required.

- Enclosed is the map submitted with the application. The map must be signed by one of the following: Registered Land Surveyor, Registered Professional Engineer or by any other government employee who normally prepares maps as a part of his assigned duties.
- The application/license filing fee will be \$200.00.

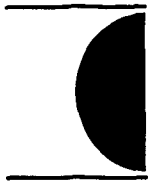
If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352

enclosure

cc: Lee Gatzke



**DeHaan, Grabs
& Associates, LLC**
Consulting Engineers

PO Box 522, Mandan, ND 58554
(701) 663-1116, Fax: (701) 667-1356
www.dgaengineering.com

Karen Schlaak
Water Rights Program
523 East Capitol
Pierre, SD 57501-3182

March 17, 2004

Dear Ms. Schlaak;

I am in receipt of your letter dated March 15, 2004 regarding the *Application for a Permit to Appropriate Water* on behalf of Lee Gatzke.

Enclosed please find the two items you requested: The signed map and the \$200.00 application/license fee.

Please let me know if you need any additional information.

Sincerely,

Greg Grabs, PE
Vice President

RECEIVED
MAR 19 2004
WATER RIGHTS
PROGRAM

REPORT ON WATER PERMIT APPLICATION NO. 6484-3

For Lee Gatzke

March 30, 2004

Application No. 6484-3 proposes to appropriate 0.133 cfs (60 gpm) from one existing well approximately 1100 feet deep located in the SE ¼ SE ¼ of section 6, T114N R63W in Spink County. The water is for commercial use in a cattle feedlot operation.

AQUIFER – DAKOTA FORMATION (DKOT)

The Dakota Formation is a buried sand, sandstone, siltstone and shale that is under confined or artesian conditions at this site. The aquifer underlies 1,511 square miles and contains an estimated 19.22 million acre-feet of recoverable water in storage in Spink County (Hedges, 1982). Ground water movement is from southwest to northeast across the area of this application (Hamilton, 1996). Water levels have declined about 350 feet in the last 100 years but have stabilized since 1982 (Hamilton, 1996).

The well log for Lee Gatzke drilled at this located and completed in August of 1980, indicates a shale top of about 170 feet below land surface and a Dakota top at about 810 feet below land surface. The completed well was 1146 feet deep and had 160 feet of perforations at the bottom with a static water level at the ground surface. The well was capable of producing 75 gpm.

The Water Rights Program monitors a Dakota Formation well at Rose Hill recreation area (HD-87A) and located about 31 miles southwest of this application. Water levels for this well are continuing to decline at a rate of about 3/4 feet per year for the last ten years. A hydrograph for this observation well is included with this report (Water Rights, 2004). The main reason for the declining water levels is the large number of Dakota wells which have been allowed to flow uncontrolled to waste.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

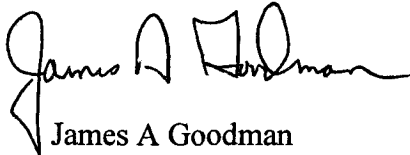
There are no there nearby existing water permits/right which obtain water from the Dakota Formation. The nearest permitted user for the Dakota Formation is the town of Tulare located about three miles northwest of this application. Tulare now obtains water from the Mid Dakota Rural Water System. Interference is not a concern.

CONCLUSIONS

1. Water is available from the Dakota Formation.
2. The aquifer is under artesian conditions at this site. This is a pumped well and has been used for many years with no apparent problems. Interference is not expected to be a problem.
3. The well completion report on file may or may not be the correct well for the site. However, it appears this well was constructed in a "slim hole" manner and would not be proper construction for a permitted well. If it becomes necessary to replace

the existing well the new well would have to meet SD Well Construction Standards.

4. Plans and specifications for this cattle feedlot have been submitted to and are presently under review by the Department.



James A Goodman
Natural Resources Engineer

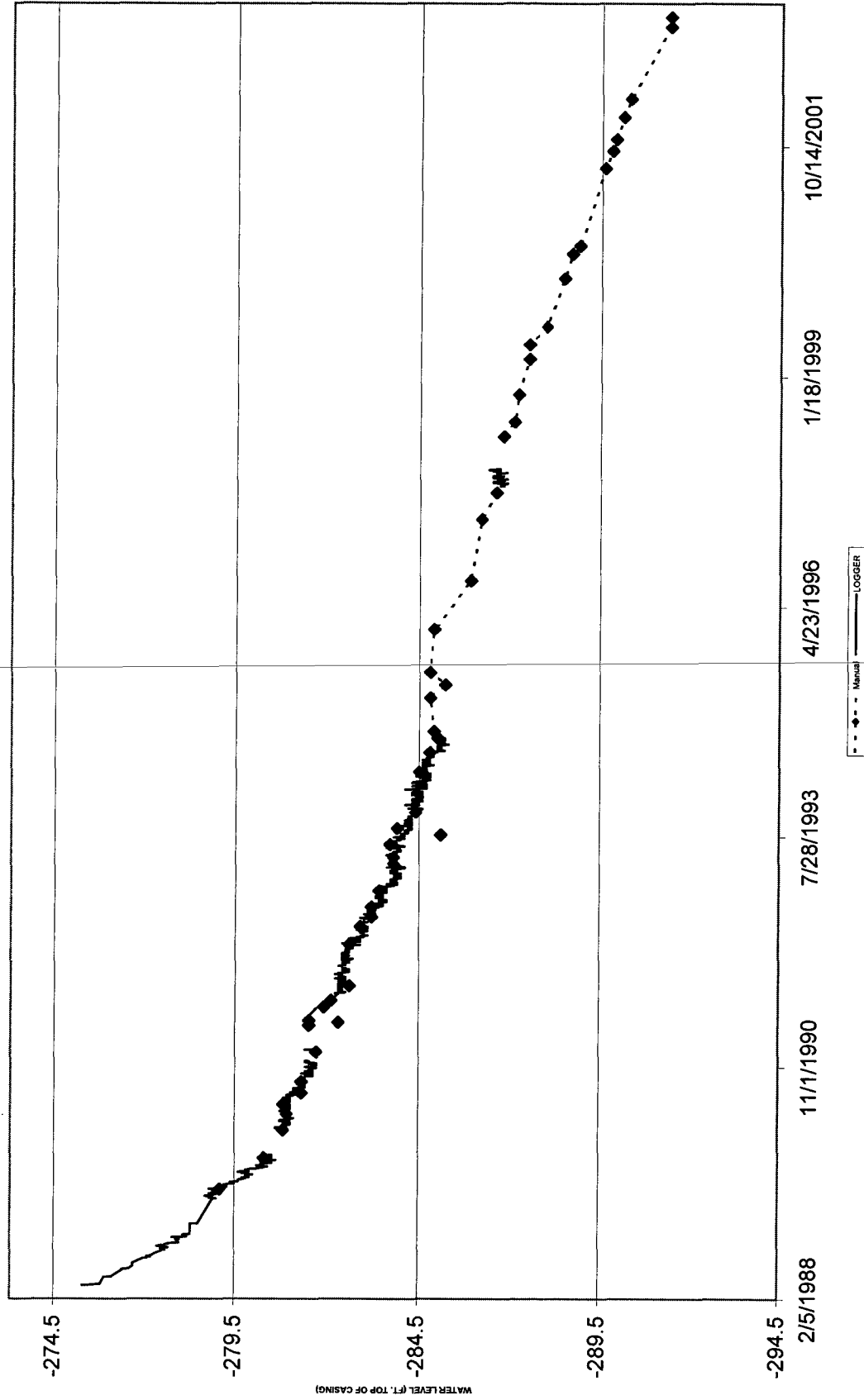
BIBLIOGRAPHY

Hamilton, L.J., L.W. Howells, 1996, Water Resources of Spink County, South Dakota, Water Resources Investigations Report 96-4056, USGS, Rapid City, SD, 57702.

Hedges, L.S. and others, 1982, Evaluation of Ground-Water Resources Eastern SD and Upper Big Sioux River, SD and Iowa, for US Army Corps of Engineers, SD DENR, SDGS, Vermillion, SD, 57069.

Water Rights, 2004, Unpublished Observation Data for the Dakota Formation, SD DENR, DES, Water Rights Program, Pierre, SD, 57501.

WATER RIGHTS' OBSERVATION WELL
HD-87A





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6484-3, Lee Gatzke**

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. 6484-3, Lee Gatzke, 18479 389th Avenue, Tulare SD 57576.

The Chief Engineer is recommending APPROVAL of Application No. 6484-3 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. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. Permit No. 6484-3 is subject to compliance with requirements of the Department's Water Pollution Control Permit issued pursuant to SDCL 34A-2-36 or 34A-2-112 for concentrated animal feeding operations.
3. Permit No. 6484-3 is subject to compliance with all existing and applicable Water Management Board Rules including but not limited to:
 - a) Chapter 74:54:01 Ground Water Quality Standards,
 - b) Chapter 74:54:02 Ground Water Discharge Permit,
 - c) Chapter 74:51:01 Surface Water Quality Standards,
 - d) Chapter 74:51:02 Uses Assigned to Lakes,
 - e) Chapter 74:51:03 Uses Assigned to Streams, and
 - f) Chapter 74:52:01 through 74:52:11 Surface Water Discharge Provisions.

See report on application for additional information.

Garland Erbele, Chief Engineer
April 15, 2004

Affidavit of Publication

STATE OF SOUTH DAKOTA,
County of Spink: ss.

I, Mark E. Davis, of said County & State, being first duly sworn on oath, say that THE REDFIELD PRESS is a legal weekly newspaper as defined in Sec. 65.0508 South Dakota Code 1939, as amended by Chapter 298 of the Session of Laws of 1939, printed and published in the English language in the City of Redfield, in said County and State, by THE REDFIELD PRESS, and has been such newspaper during the time hereinafter mentioned, and that I Mark E. Davis, the undersigned, am Publisher of said newspaper in charge of the advertising department thereof, and have personal knowledge of all the facts stated in this affidavit, and that the legal or official notice entitled:

197 Lee Gatzke, Notice of Hearing Water Application

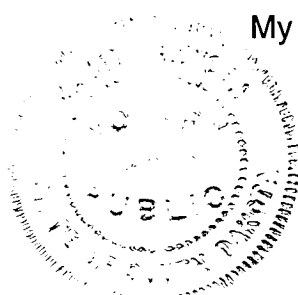
A printed copy of which is hereto attached, was printed and published in said newspaper in 2 successive issues, to wit: The first publication being made on April 21, 2004 and the last publication being made on April 28, 2004 that the full amount of the fee charged for publishing the same to-wit: the sum Thirty-Eight and 16/100 Dollars, insures to the benefit of the publisher of THE REDFIELD PRESS, that no agreement or understanding for the division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever.



Subscribed and sworn to before me this 21st day of April, 2004.


Notary Public, South Dakota

My commission expires 11/10/09



Notice of Hearing

#197

NOTICE OF APPLICATION NO. 6484-3 to Appropriate Water

Notice is given that Lee Gatzke, 18479 389th Ave, Tulare SD 57476 has filed an application for a water permit to appropriate 0.133 cubic feet of water per second (60 gallons per minute) from one existing well (Dakota Formation) approximately 1100 feet deep located in the SE 1/4 SE 1/4 Section 6-T114N-R63W. The water is for commercial use in a cattle feedlot operation.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6484-3 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 May 10, 2004.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for oppos-

ing 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. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.
(April 21, 28)

RECEIVED

APR 23 2004

WATER RIGHTS
PROGRAM

Instruction to Newspaper - Publish first Notice on April 21, 2004 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6484-3 to Appropriate Water

Notice is given that Lee Gatzke, 18479 389th Ave, Tulare SD 57476 has filed an application for a water permit to appropriate 0.133 cubic feet of water per second (60 gallons per minute) from one existing well (Dakota Formation) approximately 1100 feet deep located in the SE ¼ SE ¼ Section 6-T114N-R63W. The water is for commercial use in a cattle feedlot operation.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6484-3 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 May 10, 2004.

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. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 15, 2004

Redfield Press
PO Box 440
Redfield SD 57469-0440

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 6484-3 to Appropriate Water to be published twice. Please publish the first notice on April 21, 2004 with the second publication 7 days later. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352.

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 APPLICANT is Lee Gatzke, 18479 389th Ave, Tulare SD (Ph # 605-266-2790).

Please send the Water Rights Program the first publication immediately. The publication is checked for accuracy so any corrections can be made in the second publication. You may use the form below or fax a copy of the first publication. Any fax should be sent to the attention of Karen Schlaak at (605) 773-4068. Publication errors can invalidate the public notice.

After the second publication, **please send us an affidavit or use the enclosed Proof of Publication form.** The applicant pays the cost of publication, but the Water Rights Program records require an affidavit or Proof of Publication. Delays in receiving the affidavit can be costly to the applicant.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

No. 6484-3

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

Date _____

We are in receipt of your letter of April 15, 2004 enclosing Notice of Hearing to Appropriate Water by Application No. 6484-3 which was first published in our issue of _____. **ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.**

Name

Newspaper



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

www.state.sd.us/denr

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

April 15, 2004

Lee Gatzke
18479 389th Ave
Tulare SD 57476

Dear Mr. Gatzke:

Water Permit Application No. 6484-3 for commercial 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 Redfield Press printed at Redfield, SD (Ph # 605-472-0822). You will need to contact the newspaper and authorize publication of this notice. 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. Upon receiving authorization, 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 also 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

c: DeHaan Grabs & Assoc LLC, PO Box 522, Mandan ND 58554

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**

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

JUN 30 2004

Lee Gatzke
18479 389th Ave
Tulare SD 57476

Dear Mr. Gatzke:

Enclosed is Water Permit No. 6484-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Form 10, *Notice of Completion of Works and Application of Water to Beneficial Use*, is enclosed. Please return this completed form after you have finished the system and have put the water to beneficial use. ~~An investigation can then be scheduled so the water license may be issued, thus completing the acquisition of a water right.~~

An informational sheet *?Common Water Right Questions?* is also enclosed. This sheet is intended to answer some of the questions associated with obtaining and keeping a water right.

Sincerely,

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

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

October 23, 2025

2428A-3, 6336-3, 6764-3
7290-3, 7291-3, 6337-3

Lee Gatzke
2815 S Westlake Dr, Apt 439
Sioux Falls SD 57106

Dear Mr. Gatzke:

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

The notice was originally mailed to you at 18479 389th Ave, Tulare SD 57476. 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 **FSSUNL**.

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

353 N/E 18CUE24C2210/19/25
RETURN TO SENDER
GATZKE
2815 S WESTLAKE DR APT 439
SIOUX FALLS SD 57106-8537
RETURN TO SENDER