

6
WATER PERMIT NO. 6959-3

Name of Applicant: **Joseph W Trudeau**

Address: **33060 480th Ave, Jefferson SD 57038** Phone: **712 259-3149**

Amount of Water Claimed: **2.0 cfs** Total Acres: **180**

Source of Water Supply: **groundwater (one well)**

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

Type of Waste Disposal System:

Location: **2 miles southeast of Jefferson**

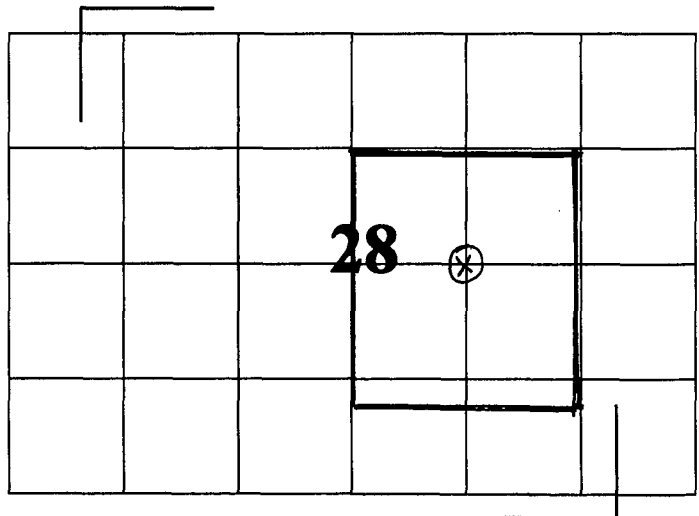
PRIORITY Date Received: **2-8-08** Application/License Fee: **\$300**

Corrected Application Received: Period of Annual Use: **June 1 – August 31**

Remarks:

Diversion Point: **center of the E ½ Sec 28-T90N-R48W**

Land to be Irrigated: **S ½ NE 1/4, SE ¼ Sec 28-T90N-R48W**



Depth of Well: **116 feet deep**

Well Driller: : **Dakota Drilling & Backhoe**

Remarks:

Type of Map: **aerial**

Prepared by: **Larry Wilcox, Union Co FSA**

Reviewed and the Number Assigned on: **2-8-08**

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____

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

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>6956-3</u> (office use only) Hydrologic Unit <u>1070101</u>
	Basin <u>Missouri River</u>
	Newspaper <u>Leadon-Courier</u> P.O. Box <u>310</u> <u>605</u> <u>356-2632</u> <u>Elk Point S.D.</u> <u>57025</u>

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FEB - 8 2008

Application For Permit To Appropriate Water For Irrigation

WATER RIGHTS PROGRAM

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

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

- Name of Applicant Joseph W. Trudeman Phone 712-259-3149
 (check one) X Owner Tenant/lessee
 Mailing Address 33060 480 Ave Jefferson State SD 57038
 (Street, RR, or Box and City) (Zip Code)
- Amount of water claimed *CFS or 900 **GPM ***AF Total Acreage 180
 (*Cubic Feet per Second) (**Gallons per Minute) (**Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply Well
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W)
1 Well 28-90N-48W
 County Union
- County or counties where water will be used Union
- Annual period during which water is to be used June July August
- 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
SW 1/4 08 NE 1/4 28-90N-48W	40	NW 1/4 08 SW 1/4 28-90N-48W	10
SE 1/4 08 NE 1/4 28-90N-48W	40	SE 1/4 08 SE 1/4 28-90N-48W	10
SW 1/4 08 SE 1/4 28-90N-48W	40		
SE 1/4 08 SE 1/4 28-90N-48W	40		

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

Well & 7 Town Center Pivot

STATE OF SOUTH DAKOTA) SS

County of Union

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, Joseph W. Trudeman, 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 Joseph W. TrudemanSubscribed and sworn to before me this 10th day of Feb. 20 08

PATRICIA L. KJOSE

NOTARY PUBLIC
SOUTH DAKOTA

My Commission Expires 10/8/2009

Notary Public signature Patricia L. Kjos

**SOUTH DAKOTA
WATER PERMIT NO. 6956-3**

Date of first receipt of application February 8, 2008.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6956-3 to Joseph W Trudeau, 33060 480th Ave, Jefferson SD 57038 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. 6956-3 appropriate 2.0 cubic feet of water per second from one well completed into the Missouri Elk Point Aquifer (116 feet deep) located in approximate center of the E ½ Section 28 to irrigate 180 acres located in the S ½ NE ¼, SE ¼ Section 28; all in T90N-R48W.
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: June 1 –August 31.
3. The date from which applicant may claim right is February 8, 2008.
4. The date of approval of Permit No. 6956-3 is March 31, 2008.
5. One-fifth of the construction is to be completed on or before September 30, 2010.
6. All construction is to be completed on or before March 31, 2013.
7. Water is to be put to beneficial use on or before March 31, 2017.
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. 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. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

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

MAY 07 2008

date



Form 2A

(Complete applicable portions only)

Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter 30" Depth 116
- b) Casing Type Plastic Diameter 22" Thickness .080
- c) Screen Type Plastic Diameter 22" Thickness .080
- d) Gravel Pack _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth to Water (ground surface to water level) 17'
- g) Distance to nearest existing domestic well:
- On applicants property none On property owned by others 2 miles

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 _____

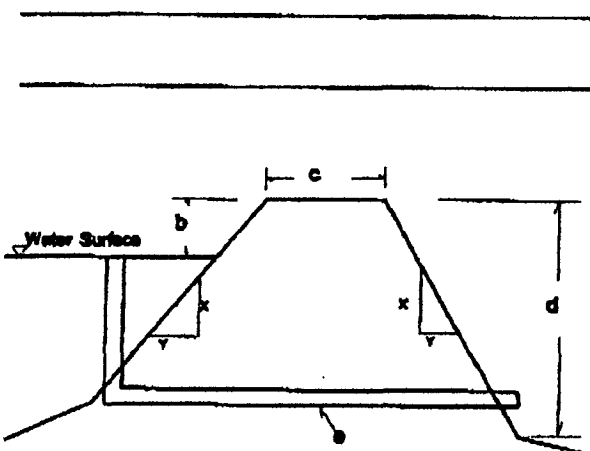
3. Dugout Information

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

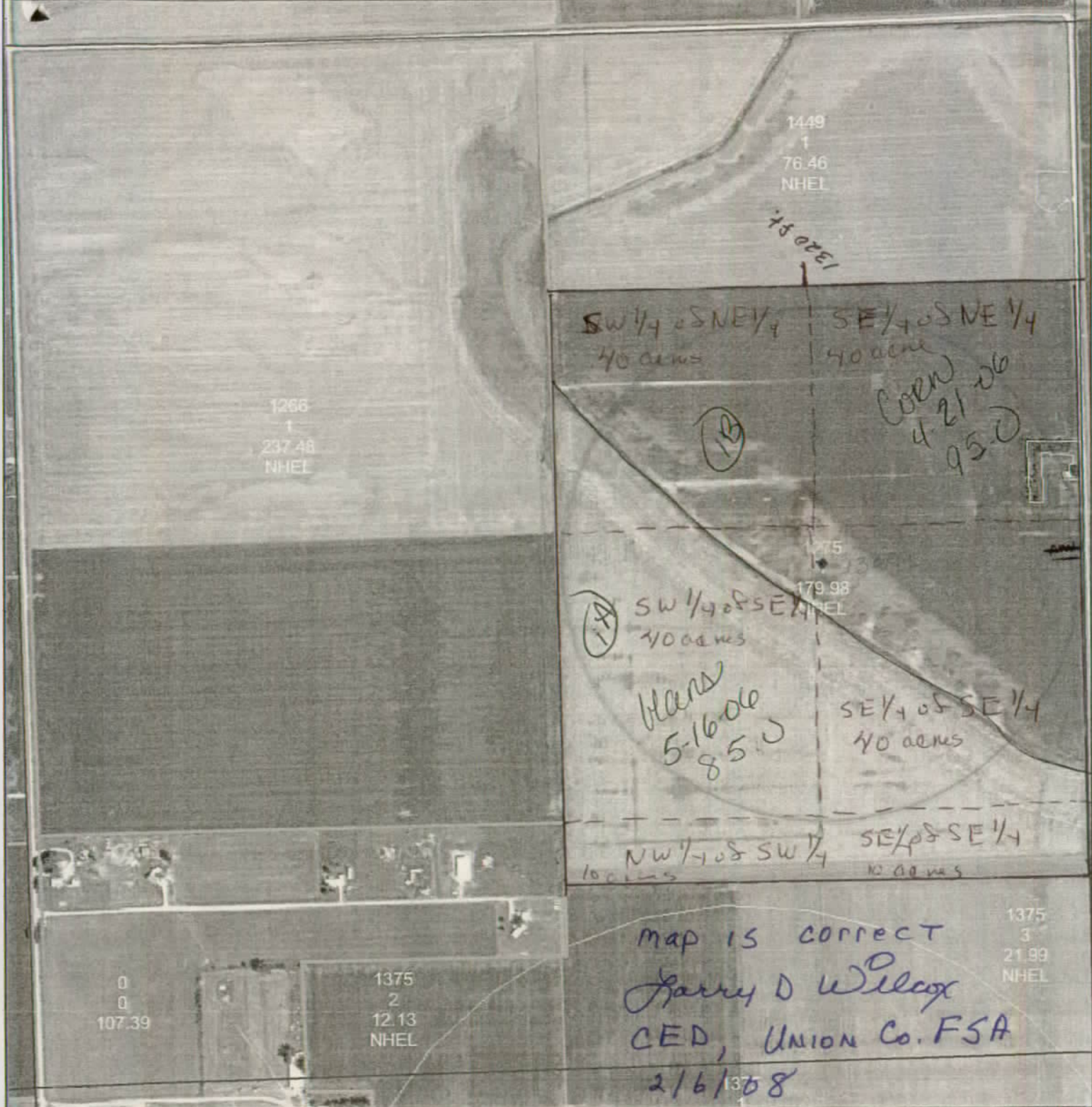
4. Water Storage Dams

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



USDA U.S. Dept. of Agriculture
Farm Service Agency

South Dakota
County Name

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28-90N-48W

Legend

- Wetlands
- Tract Boundaries
- Section-Township-Range
- Easements
- CRP
- Common Land Units
- /// Rangeland

January 27, 2006

USDA FSA maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or the 2004 ortho rectified imagery for South Dakota. The producer accepts the data "as is" and assumes all risks associated with its use. The USDA Farm Service Agency assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside of FSA Programs.

SOUTH DAKOTA WATER WELL COMPLETION REPORT

07-92

Location NF $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 28 Twp 9N Rg 48W

County

Union

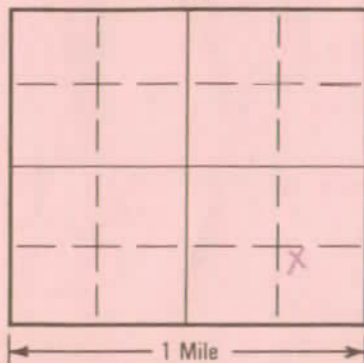
North

Please mark well location with an "X"

W

E

Well Completion Date

7-23-07

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? _____ ft. from None (identify source).

PROPOSED USE:

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

METHOD OF DRILLING:

Mod RotaryCASING DATA: ☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>20 LB/FT</u>	<u>16 IN</u>	<u>0 FT</u>	<u>72 FT</u>	<u>22 IN</u>
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
<u>Concrete</u>	_____	_____ lb./gal	<u>30 ft</u>	<u>10 ft</u>
_____	_____	_____ lb./gal	_____ ft	_____ ft

Describe grouting procedure Pumped in with grout pumpSCREEN: ☒ Perforated pipe ☐ ManufacturedDiameter 16 IN Length 40 FEETMaterial PVCSlot Size 0.50 Set From 73 Feet to 112 Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION: Was well disinfected upon completion?

_____ YES, How: _____

Laboratory sent to for water quality analysis

X NO, Why Not? _____Inspection wellWell Owner: Joe TrudeauBusiness Name: Trudeau FarmsAddress: 33060 480th AveJefferson, SD 57035

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
<u>Heavy clay</u>	<u>0</u>	<u>3</u>
<u>Wet heavy clay</u>	<u>3</u>	<u>34</u>
<u>Med sand</u>	<u>34</u>	<u>42</u>
<u>Silt</u>	<u>42</u>	<u>44</u>
<u>Med sand</u>	<u>44</u>	<u>60</u>
<u>Med gravel</u>	<u>60</u>	<u>115</u>
<u>Shale</u>	<u>115</u>	<u>116</u>

STATIC WATER LEVEL 17 Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced Flowrate _____ GPM

Can well be completely shut in? Yes

WELL TEST DATA:

- ☒ Pumped Describe: Pumped with casing's permanent pump
☐ Bailed
☐ Other

Pumping Level Below Land Surface

28 ft. After 3 Hrs. pumped 1100 GPM

_____ ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate 900 GPM

REMARKS

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This well was drilled under license # 667

And this report is true and accurate.

Drilling firm Robert Drilling & Backhoe, Inc.

Signature of License Representative: _____

Signature of Well Owner or Equitable Property Holder: _____

Joe TrudeauDate: 2-6-08WWR State, SD. US/Deur/WR

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 2/8, 20 08

RECEIVED OF Joseph W Trudeau 33060 480TH Ave Jefferson SD 57038

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

Fee for Application for Permit No. <u>6956-3</u> to Appropriate Water, to construct and to put water to beneficial use	250	00
Fee for Application for Permit No. <u>(6)</u> to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>6956-3</u>	50	00
Fee for Filing Transfer Form <u>(6)</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	300	00

No.

03511

6956-3

By

Joseph W Trudeau

Chief Engineer



**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. 6956-3, Joseph Trudeau**

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. 6956-3, Joseph Trudeau, 33060 480th Avenue, Jefferson SD 57038.

The Chief Engineer is recommending APPROVAL of Application No. 6956-3 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. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

See report on application for additional information.

Garland Erbele, Chief Engineer
February 29, 2008

REPORT ON WATER PERMIT APPLICATION NO. 6956-3

For Joseph W Trudeau

February 22, 2008

Application No. 6956-3 proposes to appropriate 2.0 cfs (900 gpm) from one well approximately 115 feet deep located in the approximate center of the E ½ of section 28 to irrigate 180 acres located in the S ½ NE ¼ and the SE ¼ of section 28 all in T90N R48W in Union County.

AQUIFER – MISSOURI ELK POINT (M-EP)

The Missouri Elk Point is an alluvium mantled outwash (sand and gravel) that is under artesian conditions at this site. However the aquifer appears to behave as if under water table conditions. The aquifer underlies 99,600 acres and contains an estimated 1.5 million acre-feet of recoverable water in storage in Union County (Hedges, 1982). This roughly corresponds to the Missouri aquifer as described in the Union County Study (Niehus, 1994). The aquifer is hydraulically connected to the Lower Vermillion Missouri aquifer to the northwest, to both the Missouri and Big Sioux River and in the subsurface the Dakota Formation. Ground water movement is from northwest to southeast and locally towards the river (Niehus, 1994).

A well completion report filed with the application indicates clay from 3 to 34 feet, medium sand from 34 to 42 feet, silt from 42 to 44 feet, medium sand from 44 to 60 feet, medium gravel from 60 to 115 feet and shale from 115 to 116 feet. The completed well had a static water level of 17 feet below land surface. The well was capable of producing 1,100 gpm with eleven feet of drawdown. This equates to a specific capacity of 100 gpm/ft of drawdown. This is a high specific capacity and indicates a very prolific aquifer and appears to be representative of the Missouri Elk Point aquifer in this area. The well as built is completed in accordance with SD Well Construction Standards.

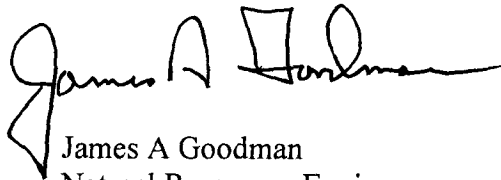
The Water Rights Program monitors five observation wells within a three mile radius of this application. The nearest observation well is UN-87B which is located about two miles northwest of the well for this application. Water levels for this observation well show good response to climatic conditions. Water levels decline during dry periods and rise during wet periods (recharge) and appear to show some seasonal effects from pumping. In general, the water level record indicates that the aquifer is capable of sustaining additional withdrawals (Water Rights, 2008). A hydrograph for this observation well is included with this report.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

The nearest existing water right is No. 4585-3 which is located about one-half mile to the south. This right authorized a diversion of 2.38 cfs for irrigation of 167 acres. These wells should be over one-half mile apart. At this distance drawdown should not be significant. Interference is not a concern. This conclusion is confirmed by looking at the observation well hydrographs.

CONCLUSIONS

1. Water is available from the Missouri Elk Point aquifer.
2. The aquifer is under artesian conditions at this site. However, the response of the aquifer to pumping more closely resembles a water table situation. Drawdown is not expected to be significant. Interference should not be a concern.
3. This well has been completed in accordance with SD Well Construction Standards.



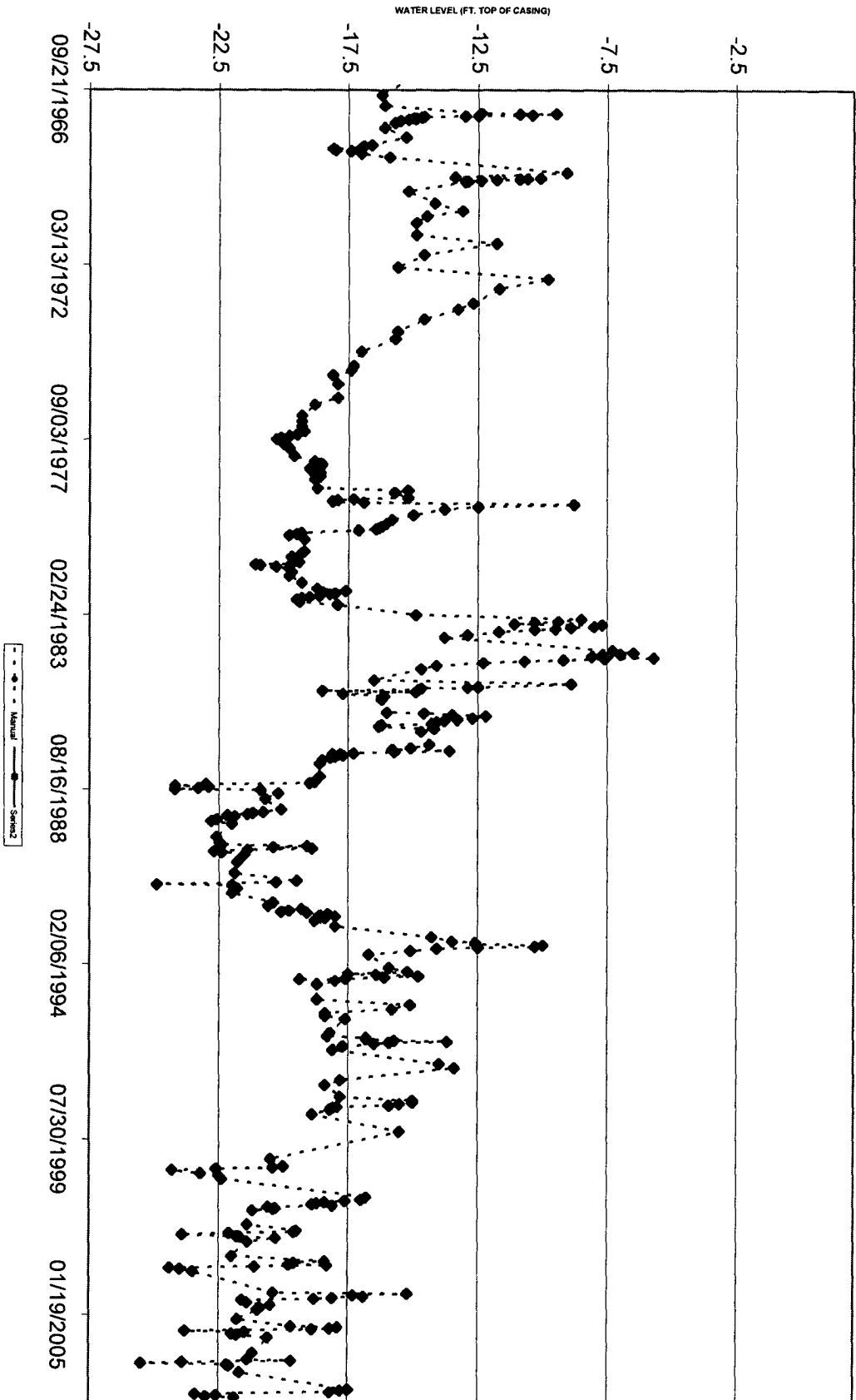
James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

Niehus, C.A., 1994, Water Resources of Lincoln and Union Counties, South Dakota, Water Resources Investigations Report 93-4195, USGS, Rapid City, South Dakota, 57702.

Water Rights, 2008, Unpublished Observation Well Data for Union County, SD DENR, DES, Water Rights Program, Pierre, SD, 57501.

WATER RIGHTS' OBSERVATION WELL
UN-87B



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MAR 24 2008

WATER RIGHTS
PROGRAM

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County of Union) SSI, Susan Odsoncertify that the attached printed Notice was
takenfrom the Leader-Courierprinted and published in Elk PointCounty of Union andstate of South Dakota. The notice was
published

in the newspaper on the following two dates:

March 13, 2008March 20, 2008Cost of Printing \$ 45.53Susan Odson

(Signature)

Affidavits Coordinator

(Title)

3/20/2008

(Date Signed)

NOTICE OF APPLICATION
NO. 6956-3 TO
APPROPRIATE WATER

Notice is given that Joseph W. Trudeau, 33060 480th Ave, Jefferson, SD 57038 has filed an application for a water permit to appropriate 2.0 cubic feet per second from one well completed into the Missouri Elk Point Aquifer (116 feet deep) located in approximate center of the E 1/2 Section 28 to irrigate 180 acres located in the S1/2 NE1/4, SE1/4 Section 28; all in T90N-R48W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6956-3 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 this 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 this 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 March 31, 2008.

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.
Publish March 13 and 20, 2008
11-7-68



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 3, 2008

Leader Courier
PO Box 310
Elk Point SD 57025

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application No. 6956-3 to Appropriate Water to be published twice. Please publish the first notice on March 13, 2008 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 Joseph W Trudeau, 33060 480th Ave, Jefferson SD 57038 (Ph # 605-259-3149).

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. 6956-3

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

Date _____

We are in receipt of your letter of March 3, 2008 enclosing Notice to Appropriate Water by Application No. 6956-3 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.

March 3, 2008

Joseph W Trudeau
33060 480th Ave
Jefferson SD 57038

Dear Mr. Trudeau:

Water Permit Application No. 6956-3 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent to the Publisher of the Leader Courier printed at Elk Point SD (Ph # 605-356-2632). 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 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 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. 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

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.

Instruction to Newspaper - Publish first Notice on March 13, 2008 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6956-3 to Appropriate Water

Notice is given that Joseph W Trudeau, 33060 480th Ave, Jefferson SD 57038 has filed an application for a water permit to appropriate 2.0 cubic feet of water per second from one well completed into the Missouri Elk Point Aquifer (116 feet deep) located in approximate center of the E ½ Section 28 to irrigate 180 acres located in the S ½ NE ¼, SE ¼ Section 28; all in T90N-R48W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6956-3 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 this 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 this 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 recommendations 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 March 31, 2008.

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DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

MAY 07 2003

Joseph W Trudeau
33060 480th Ave
Jefferson SD 57038

Dear Mr. Trudeau:

Enclosed is Water Permit No. 6956-3 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

RECEIVED

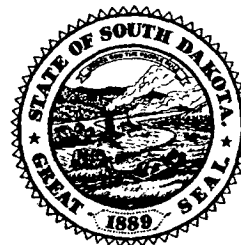
MAY 12 2008

WATER RIGHTS
PROGRAMNOTICE OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USEDate 5-10-08TO: Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181FROM: Joseph W Trudema
(name)33060 480 Ave
(address)Jefferson S.D. 57038
(city, state, zip)712-259-3149
(phone)

I have completed the construction of the water use system and I have put the water to beneficial use to the maximum extent it is going to be used.

Water Permit No. 6956-3 states that the water use system is to be constructed byMay 1 2008, and water is to be put to beneficial use by May 10 2008
(date) (date)The water use system was completed on May 1 2008
(date)Applying the water to beneficial use was completed on May 10 2008
(date)

You may schedule an investigation so that the water license may be issued.

Joseph W Trudema
(signature)



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 19, 2024

NOTICE

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

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

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaires

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

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

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

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

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

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

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 13, 2024

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

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

Dear Mr. Trudeau:

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

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

If you have any questions, please contact me.

Sincerely,

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

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