

WATER PERMIT NO. 7924-3

Name of Applicant: **Brandon Ritter**

Address: **30489 115th St, Mound City SD 57646**

Phone: **605 380-0022**

Amount of Water Claimed: **2.0 cfs**

Total Acres: **270 acres**

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

Water to be used for: **irrigation**

County: **Campbell**

Type of Waste Disposal System:

Location: **7 miles south of Mound City**

PRIORITY

Date Received: **11-15-13**

Application/License Fee: **\$1250**

Corrected Application Received:

Period of Annual Use: **June 1 – Sept 1**

Remarks:

Diversion Point: **NW 1/4 NW 1/4 Sec 21-T125N-R76W**

Land to be Irrigated: **W 1/2 Sec 21-T125N-R76W**

Depth of Well: **250 feet deep**

Well Driller: **Manikowski Well Drilling**

Remarks:

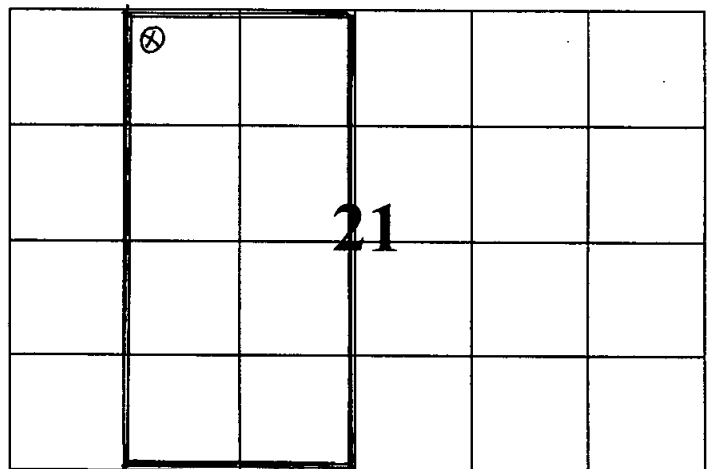
Type of Map: **aerial**

Prepared by:

Reviewed and the Number Assigned on: **11-15-13**

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____



Mail to:
PMB 2020
DENR - Water Rights
523 E Capitol Ave
Pierre, SD 57501-3182
ph. (605) 773-3352

No. 7924-3 (office use only)
Hydrologic Unit 10130106
Basin Missouri River 605-889-2320
Newspaper Prairie Pioneer Box 218 Pollock 57648
605-225-4100
American News, Box 4430, Aberdeen 57402

RECEIVED
NOV 15 2013
WATER RIGHTS
PROGRAM

Application For Permit To Appropriate Water For Irrigation

Type of Application: ☒ 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.)

1. Name to Appear on Irrigation Permit Brandon Ritter
(check one) ☐ Owner ☒ Tenant/lessee ☐ Owner's Legal Agent _____
(name and complete address if different than above name)

Mailing Address 30489 115th Mound City SD 57646
(Address) (City) (State) (Zip Code)

Home Phone 605-955-3554 Cell 605-380-0022 Email brnitter@valleytel.net

2. Amount of water claimed 2.0 *CFS or 900 **GPM ~~700~~ ***AF Total Acreage 270
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)

3. Source of water supply Ground Water ("Ground" Water)

4. Location of point of diversion 1 well in the NW 1/4 NW 1/4 section 21-T125-76W
(example - 3 wells in SW 1/4; 1/4 section 12-T104N-R53W)

County Campbell

5. County or counties where water will be used Campbell

6. Annual period during which water is to be used June 1 - September 30 (approximate)

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
<u>NW 1/4 21 T125-76W</u>	<u>135</u>		
<u>SW 1/4 21 T125-76W</u>	<u>135</u>		

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

Develop Center Irrigation Systems.

I, Brandon Ritter, the applicant, certify that I have read this application, have examined the attached map, and that the matters stated are true.

SOUTH DAKOTA
WATER PERMIT NO. 7924-3

Date of first receipt of application November 15, 2013.

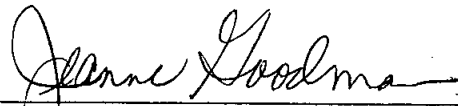
The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 7924-3 to Brandon Ritter, 30489 115th St, Mound City SD 57646 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 7924-3 appropriates 2.0 cubic feet of water per second from one well to be completed into the Grand Aquifer (250 feet deep) located in the NW 1/4 NW 1/4 Section 21 for irrigation of 270 acres located in the W 1/2 Section 21; all in T125N-R76W.
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 – September 30.
3. The date from which applicant may claim right is November 15, 2013.
4. The date of approval of Permit No. 7924-3 is January 20, 2014.
5. One-fifth of the construction is to be completed on or before July 20, 2016.
6. All construction is to be completed on or before January 20, 2019.
7. Water is to be put to beneficial use on or before January 20, 2023.
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: 

Jeanne Goodman, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

FEB 05 2014

date



Supplemental Information

(type or print)

1. Well Information (check one or both as applicable) ☒ Drilling new well(s) ☐ Using existing well(s)a) If new wells, how many 1 Have test holes been drilled ☒ Yes ☐ No Drilled by Manikowski Well Drilling
(if yes, please provide copies of logs)b) If existing wells, how many 3 Provide copy of log(s), if available. Drilled by _____c) Well Depth 250 Depth to Top of Water Bearing Material _____ Depth to Water from Surface _____

d) Distance to nearest existing domestic well:

On applicant's property 0 On property owned by others 1.5 miles SE**2. Wastewater Disposal System Information**

a) Type of System (i.e. septic tank, drain field) _____

b) System Capacity (gallons) _____ Year Constructed _____

c) Connected to the City of _____ Sanitary System

3. Dugout Information

a) Surface Dimensions _____ Depth _____

b) Depth to water (ground surface to water level) _____

4. Water Storage Dams

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

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

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Primary Outlet Capacity _____

If pipe, diameter _____

f) Secondary Spillway Capacity _____

Spillway Width _____

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

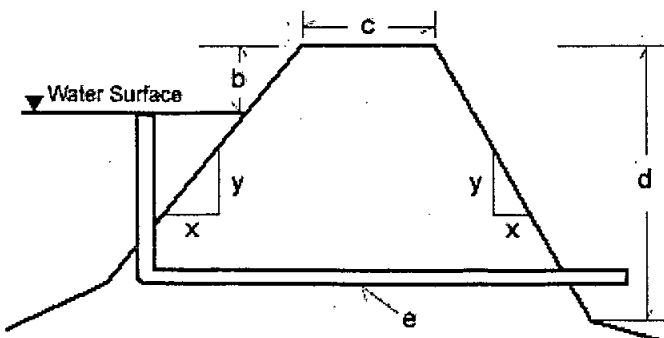
Upstream _____

Downstream _____

h) Surface Area of Impoundment _____

i) Storage _____ Acre Feet

j) Drainage Area Above Dam _____ Acres



S-T-R: 16-125N-76W



United States Department of Agriculture
Farm Service Agency

1:8,592

Campbell County

PLSS: 21_125N_76W

Farm: 1750

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August 29, 2011

Wetland Determination Identifiers
● Restricted Use
▼ Limited Restrictions
■ Exempt from Conservation Compliance Provisions

Common Land Units
Non Cropland

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.

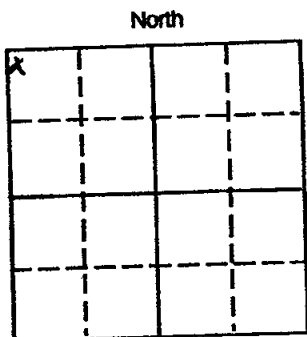
2010 Ortho-Photography - Not to Scale

SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location NW 1/4 NW 1/4 Sec 21 Twp 125 Rg 76 W

County Campbell



Please mark well location with an "X"

Well completion Date

10-16-13

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

? 5000 ft from septic system (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

Forward Rotary

CASING DATA:

- ☐ Steel ☐ Plastic ☒ Other

If other describe

None installed

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN

GROUTING DATA:

Grout Type High Solids No. of Sacks 9 Grout Weight 9.5 Lb/gal From 0 Ft To 200 Ft
Batch Lb/gal Ft Ft
 Describe grouting procedure Tremic mix

SCREEN:

- ☐ Perforated pipe ☐ Manufactured

Diameter _____ Inches Length _____ Feet

Material _____

Slot Size _____ Set From _____ Feet to _____ Feet

Other information None installed

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? ☒ No, Why Not?

Lab sample sent to for water quality analysis

Well Owner: Dail Witte

Business Name:

Address1:

7300 Cornelia Drive

Address2:

City, State, Zip:

Edina MN 55435

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
<u>Top Soil</u>	<u>0</u>	<u>2</u>
<u>Yellow sand Gravel & clay</u>	<u>2</u>	<u>21</u>
<u>Blue clay</u>	<u>21</u>	<u>26</u>
<u>Grey Sand & Gravel</u>	<u>26</u>	<u>49</u>
<u>Blue clay</u>	<u>49</u>	<u>110</u>
<u>Fine To Medium Sand</u>	<u>110</u>	<u>205</u>
<u>Coarse Sand</u>	<u>205</u>	<u>250</u>
<u>Blue clay</u>	<u>250</u>	<u>255</u>
<u>Gravel, Sand & Clay mixture</u>	<u>255</u>	<u>275</u>

STATIC WATER LEVEL

_____ FEET

If flowing, closed in pressure

_____ PSI

GPM flow

through

_____ Inch pipe

Controlled by

- ☐ Valve ☐ Reducers ☐ Other

Reduced flow rate

_____ GPM

Can well be completely shut in?

WELL TEST DATA:

- ☐ Pumped Describe: _____
☐ Bailed _____
☐ Other _____

Pumping Level Below Land Surface

_____ Ft. After _____ Hrs. pumped _____ GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate:

_____ GPM

REMARKS

Test hole plugged
Future site of production well

This well was drilled under license #

285

And this report is true and accurate.

Drilling firm:

Manikowski Well Drilling, Inc.

Signature of License Representative:

[Signature]

Signature of Well Owner or Equitable Property Holder:

[Signature]

Date:

523 E. Capitol Ave., Pierre SD 57501

Please return White Copy to DENR Water Rights

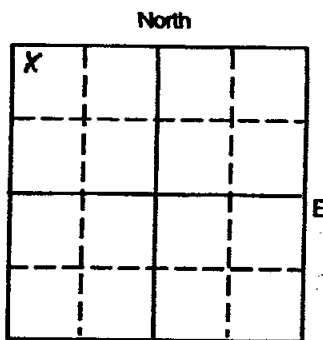
SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location NW 1/4 NW 1/4 Sec 21 Twp 125 Rg 76W

County Campbell

Please mark well location with an "X"



Well completion Date

11-9-2013

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

2,500 ft. from septic system (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

Forward Rotary

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>SDR21 LB/FT</u>	<u>12 IN</u>	<u>12 FT</u>	<u>220 FT</u>	<u>17 1/2 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>dry mix</u>	<u>25</u>	<u>10.7 Lb/gral</u>	<u>0</u> Ft	<u>110</u> Ft
<u>dry mix</u>		Lb/gral	Ft	Ft

Describe grouting procedure Tronic line

SCREEN:

☐ Perforated pipe ☒ Manufactured

Diameter 12 inches Length 30 Feet

Material stainless steel

Slot Size 1060 Set From 220 Feet to 250 Feet

Other information Reinforced #60 slot pack

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? chlorine

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

Well Owner: Matt Witta

Business Name:

Address1:

7300 Cornelia Drive

Address2:

Edina, MN 55435

City, State, Zip:

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
<u>Top Soil</u>	<u>0</u>	<u>2</u>
<u>Yellow Sand Gravel & Clay</u>	<u>2</u>	<u>21</u>
<u>Blue Clay</u>	<u>21</u>	<u>26</u>
<u>Grey Sand & Gravel</u>	<u>26</u>	<u>49</u>
<u>Blue clay</u>	<u>49</u>	<u>110</u>
<u>Fine To Medium Sand</u>	<u>110</u>	<u>205</u>
<u>Coarse Sand</u>	<u>205</u>	<u>250</u>
<u>Blue clay</u>	<u>250</u>	<u>255</u>
<u>Gravel, Sand & Clay mixture</u>	<u>255</u>	<u>260</u>

STATIC WATER LEVEL

32.6 FEET

If flowing: closed in pressure

PSI

GPM flow

through

inch pipe

Controlled by

☐ Valve

☐ Reducers

☐ Other

Reduced flow rate

GPM

Can well be completely shut in?

WELL TEST DATA:

☒ Pumped

Describe:

Submersible pump

☐ Bailed

☐ Other

Pumping Level Below Land Surface

80 Ft. After

6 Hrs. pumped

850 GPM

Ft. After

Hrs. pumped

GPM

If pump installed, pump rate:

900 GPM

REMARKS

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This well was drilled under license #

285

And this report is true and accurate.

Drilling firm:

Manikowski Well Drilling, Inc.

Signature of License Representative:

Byron Manikowski

Signature of Well Owner or Equitable Property Holder:

Date:

Please return White Copy to DENR Water Rights

523 E. Capitol Ave., Pierre SD 57501

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 11/15, 20 13

RECEIVED OF Brandon L Ritter 30489 115th St Mound City SD 57646

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

Fee for Application for Permit No. <u>7924-3</u> to Appropriate Water, to construct and to put water to beneficial use	1050	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. <u>7924-3</u>	200	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	1250 00

No. **06485**

By Jean Goodman
Chief Engineer



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov



January 16, 2014

*7924-3
Brandon Rott*

Gail Wilta
7300 Cornelia Drive
Edina MN 55435

Dear Mr. Wilta:

A well driller's report filed by Manikowski Well Drilling Inc. shows that they recently completed a new well for you. The report indicates the well water will be used for irrigation. I have reviewed our files and can not find a water permit for a well located in NW 1/4 Section 21-T125N-R76W, Campbell County. Based on the information in the report, it appears you need a water permit.

Enclosed are application forms and an instruction sheet to apply for a water permit for irrigation. The completed forms with the application fee and map can be returned to: Water Rights Program, 523 E Capitol, Pierre SD 57501.

If you believe your water use does not require a water permit or that you have an existing permit, or if help is needed completing the application forms, please contact Eric Gronlund or me at (605) 773-3352. We will be happy to assist you in any way possible.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
karen.schlaak@state.sd.us

enclosures

Schlaak, Karen

From: Schlaak, Karen
Sent: Wednesday, January 22, 2014 8:24 AM
To: 'Bob Witta'
Subject: RE: Water Permit

Thank you for replying to my letter. You are correct. We have an application submitted by Brandon Ritter which has just been public noticed. If we do not receive any petitions, the permit will be issued in a few days. I had searched our files for a permit under your name.

If you have questions, please let me know.

Karen Schlaak
Water Rights Program
Phone: 605 773-3352
Fax: 605 773-4068

From: Bob Witta [<mailto:bwitta@hotmail.com>]
Sent: Tuesday, January 21, 2014 12:00 PM
To: Schlaak, Karen
Subject: Water Permit

Hello Karen, I called your office today regarding a letter you sent to Gail Witta dated Jan 16, 2014. The letter indicated that we did not have a water permit for the well located in NW 1/4 Section 21-T125N-R76W.

My name is Bob Witta, my wife is Gail Witta.

We have been working with Brandon Ritter of Mound City SD in the development of the well in question. He indicated to us last week that all permits were in place for irrigation. Can you let me know the current situation. Thanks

Bob Witta
612-516-4301 cell
952-897-0404 home



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

denr.sd.gov

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 7924-3, Brandon Ritter**

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. 7924-3, Brandon Ritter, 30489 115th Street, Mound City SD 57646.

The Chief Engineer is recommending APPROVAL of Application No. 7924-3 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.


Jeanne Goodman, Chief Engineer
December 27, 2013

NOTE: The Grand Aquifer may have a high salinity hazard and a medium sodium hazard. DENR encourages you to have a soil water compatibility analysis performed to insure the water is suitable for irrigation. The Water Resources Institute at SDSU or other qualified soil scientists can assist you in making a soil water compatibility determination and recommend if there are water management techniques to implement to optimize crop production and protect the soil structure.

REPORT TO THE CHIEF ENGINEER
WATER PERMIT APPLICATION NO. 7924-3
Brandon Ritter
December 18, 2013

Water Permit Application No. 7924-3 proposes to withdraw groundwater at a maximum diversion rate of 2.0 cubic feet per second (cfs) or 900 gallons per minute (gmp) from a single well completed into the Grand aquifer to a maximum volume of 540 acre-feet per year (ac-ft/yr). The well has been completed along with an initial test hole to a depth of approximately 260 feet and is located in the NW ¼ NW ¼ of Section 21, T125N-R76W approximately 100 feet south and 200 feet east of the northwest corner of that section. The water will be used to irrigate 270 acres in the W ½ of Section 21, T125N-R76W in Campbell County.

AQUIFER: Grand aquifer (G)

GEOLOGY AND AQUIFER CHARACTERISTICS:

The Grand aquifer consists of glacial outwash and alluvium from the ancient Grand River and is under confined conditions in the area of the application (Koch, 1970). The Grand aquifer underlies portions of six counties with an approximate area of 405,100 acres and contains an estimated 3,637,000 ac-ft of water in storage (Hedges et. al, 1982). In Campbell County, the aquifer underlies 97,900 acres and contains an estimated 1,469,000 ac-ft of recoverable water in storage (Hedges et. al, 1982).

The Grand aquifer is hydraulically connected to Lake Oahe, causing water levels in the aquifer to fluctuate with reservoir levels. The top of the aquifer ranges from 150 to 300 feet below ground surface and has an average thickness of approximately 100 feet (Koch, 1970). Test hole data submitted with Application No. 7924-3 along with data from the actual well indicate that the aquifer is encountered at 205 feet below ground level and is approximately 45 feet thick at this location. In most locations, the Grand aquifer has a high salinity hazard and a medium sodium hazard, requiring special management practices for irrigation (Koch, 1970).

SDCL 46-2A-9:

Pursuant to SDCL 46-2A-9, a permit to appropriate water may be issued only if there is a reasonable probability that there is unappropriated water available for the applicant's proposed use, that the proposed diversion can be developed without unlawful impairment of existing rights and that the proposed use is beneficial and in the public interest. This report will address the availability of unappropriated water and the potential for effects on existing rights within the Grand aquifer.

WATER AVAILABILITY:

If this application is approved, the actual water use will likely be less than the proposed 540 ac-ft/yr from the Grand aquifer. The probability of unappropriated water being available from an aquifer can be evaluated considering SDCL 46-6-3.1, which stipulates "No application to

appropriate groundwater may be approved if, according to the best information reasonably available, it is probable the quantity of water withdrawn annually from a groundwater source will exceed the quantity of the average estimated annual recharge of the water to the groundwater source.” If the source of the water is older or lower than the Greenhorn Formation and a public water system has applied for a permit, the Board need not consider the recharge/withdrawal issue. In regards to Application No. 7924-3, a public water system is not involved and the aquifer is not older or lower than the Greenhorn Formation, therefore the recharge/withdrawal issue must be addressed.

Hydrologic Budget:

Recharge:

Recharge to the Grand aquifer comes in the form of infiltration of precipitation through overlying sediments and from subsurface inflow from adjacent areas (Koch, 1970). The Grand aquifer may also receive recharge from the Missouri River during high flow and stage. Recharge to the Grand aquifer in Campbell County has not yet been quantified. However, Koch (1970) attempted to estimate recharge by calculating subsurface outflow of adjacent counties based on transmissivity, hydraulic gradient, and the cross sectional area of the aquifer. To maintain a constant potentiometric surface, the volume of water within the aquifer must remain constant, meaning that recharge and discharge must be equal. The estimated outflow of the portion of the aquifer in Campbell County to adjacent counties was approximated at 5,040 ac-ft/yr. This is not to say that this number necessarily reflects recharge, but it does provide insight into the potential magnitude of recharge. Hedges and others (1985) also concluded that for the management and development programs the recharge rate to confined aquifers is estimated to range from 0.15 to 0.60 inches per year. Hedges’ range of rates equates to 5,064 to 20,255 ac-ft/yr for the entire aquifer and 1,224 to 4,895 ac-ft/yr for Campbell County alone.

Discharge:

Discharge from the Grand aquifer occurs due to outflow to adjacent subsurface areas, to the Missouri River during periods of low flow and stage, and well withdrawals (Koch, 1970). Currently, there are 45 water rights/permits authorizing wells to withdraw water from the Grand aquifer with 31 of those in Campbell County (Water Rights, 2013b). There are also a number of domestic wells in the Water Rights’ files that are completed into the Grand aquifer (Water Rights, 2013c). However, the domestic water use is small compared to the use associated with water rights/permits from the aquifer. The amount of water used by water rights/permits in the aquifer is estimated assuming that those which are limited by diversion rate will pump at that rate 60 percent of the time, and those limited by volume will divert that entire volume annually. Estimated annual water use by non-irrigation water users is show in Table 1. Municipal water rights, with the exception of Roscoe, are not included in this table as their water supply currently comes from WEB Rural Water with their own pump systems generally being used for backup in case of system failure. Table 2 shows historic and average water use from the Grand aquifer from the period of 1979-2011.

Permit No.	Name	County	Status	Type	CFS	Ac-ft
*778-3	Town of Pollock	CA	LC	MUN	0.56	
*1705-3	City of Hosmer	ED	LC	MUN	0.27	
*2769-3	Town of Onaka	FA	LC	MUN	0.13	
*3947A-3	City of Faulkton	FA	LC	MUN	0.27	
*3947B-3	City of Faulkton	FA	LC	MUN	0.73	
*3998-3	Town of Glenham	WL	LC	MUN	0.12	
*4144-3	Town of Mound City	CA	LC	MUN	0.22	
4914-3	City of Roscoe	ED	LC	MUN	0.5	9.2
*5366-3	Town of Pollock	CA	LC	MUN	0.78	
*5417-3	City of Herreid	CA	LC	MUN	1.17	
6012-3	Jensen's W Pollock Resort	CA	LC	COM	0.035	15.2
6111-3	Blumengard Colony	FA	LC	COM/LCO	0.45	195.5
6185-3	Blumengard Colony	FA	LC	COM/DOM/LCO	0.667	289.7
6629-3	Bret & Raechel Flichs	FA	LC	COM/DOM/LCO	0.4	173.8
7184-3	Jensen Rock and Sand Inc.	CA	PE	IND	0.67	20.0
7841-3	Herreid Concrete, Inc.	CA	PE	IND	1.56	282
				Total	=	985.4
* = Primary water source is WEB Rural Water (Friedeman, 2013 and Kittay, 2013)						
CA= Campbell, ED= Edmunds, FA= Faulk, WL= Walworth, LC= Water Right, PE= Water Permit						
MUN= Municipal, COM= Commercial, LCO= Livestock Confinement Operation, Dom= Domestic, IND= Industrial						

Table 1- Non-irrigation water rights/permits diverting water from the Grand aquifer (Water Rights, 2013b)

Average annual withdrawal from the Grand aquifer has been estimated to be 3,070.2 ac-ft, with the majority (2,350 ac-ft) diverted in Campbell County (Water Rights, 2013b). Both of these amounts are well below the range of possible recharge rates presented by Hedges and others (1982). Therefore, there is a reasonable probability that unappropriated water is available from the Grand aquifer for the use proposed in Application No. 7924-3.

Entire Aquifer				Campbell County		
Year	No. of Permits Reporting	Appropriation (ac-ft/yr)	Pumpage Reported (ac-ft/yr)	No. of Permits Reporting	Appropriation (ac-ft/yr)	Pumpage Reported (ac-ft/yr)
2011	21	13219.4	2428.52	18	11758.4	2428.52
2010	19	12163.4	2903.84	18	11758.4	2903.84
2009	19	12163.4	2334.9	18	11758.4	2334.89
2008	19	12163.4	2660.37	18	11758.4	2660.37
2007	19	12163.4	2352.04	18	11758.4	2352.04
2006	20	12358.4	3892.62	19	11953.4	3892.62
2005	18	11701.6	1842.92	17	11248.6	1842.92
2004	17	11061.6	1621.84	16	10608.6	1621.84
2003	17	11061.6	1784.86	16	1608.6	1784.86
2002	17	11061.6	2645.99	16	10608.6	2645.99
2001	16	10797.6	1220.14	15	10344.6	1220.14
2000	16	10797.6	1317.81	15	10344.6	1317.81
1999	15	11394.6	1162.69	14	10656.6	1162.69
1998	15	11394.6	1245.11	13	7056.6	1245.11
1997	15	11394.6	1422	14	10656.6	1392
1996	15	11394.6	1172.04	14	10656.6	1172.04
1995	16	12890.6	1092.56	15	12096.6	1075.99
1994	17	13370.6	1695.41	16	12576.6	1426.98
1993	18	13760.6	727	17	13355.6	727
1992	19	15632.6	1205	17	13355.6	1085
1991	20	16645.6	1853	18	14368.6	1713
1990	20	16645.6	2335	18	14368.6	2335
1989	20	16645.6	2042.1	18	14368.6	2042.1
1988	20	16645.6	2845.9	18	14368.6	2845.9
1987	22	18121.6	2272	20	15844.6	2264
1986	22	18121.6	2333	20	15844.6	2217
1985	23	18441.6	3082	21	16164.6	2946
1984	25	19401.6	3407	23	17124.6	3185
1983	22	17681.6	3067.58	20	15404.6	2979.2
1982	22	16223.6	2956.4	20	15218.6	2708.56
1981	28	20782	2204	25	17545	2068
1980	21	17902	2334	18	14665	2228
1979	22	18382	1339	19	15145	1254
Max	28	20782.0	3892.6	25	17545.0	3892.6
Min	15	10797.6	727.0	13	1608.6	727.0
Average	19	14351.1	2084.8	18	12616.7	2032.7

Table 2- Historic irrigation water use from the Grand aquifer (Water Rights, 1979-2011)

OBSERVATION WELL DATA:

Administrative Rule of South Dakota Section 74:02:05:07 requires that the Water Management Board shall rely upon the record of observation well measurements to determine that the quantity of water withdrawn annually from the aquifer does not exceed the estimated average annual recharge of the aquifer.

The DENR Water Rights Program monitors 37 observation wells in the Grand aquifer (Water Rights, 2013a). The observation well closest to the proposed diversion site is CA-78K, approximately one mile to the west of the well site. Figure 1 shows that historic water levels in observation well CA-78K reflect pumping but has experienced full annual recovery with water level being controlled primarily by climatic conditions. Climatic conditions have led to fluctuations of up to 15 feet over a period of decades, with annual fluctuations due to pumping of up to 20 feet. The climatic fluctuations indicate that pumping has yet to reach a magnitude at

which it is the controlling factor of water levels, and therefore unappropriated water is still available in the aquifer.

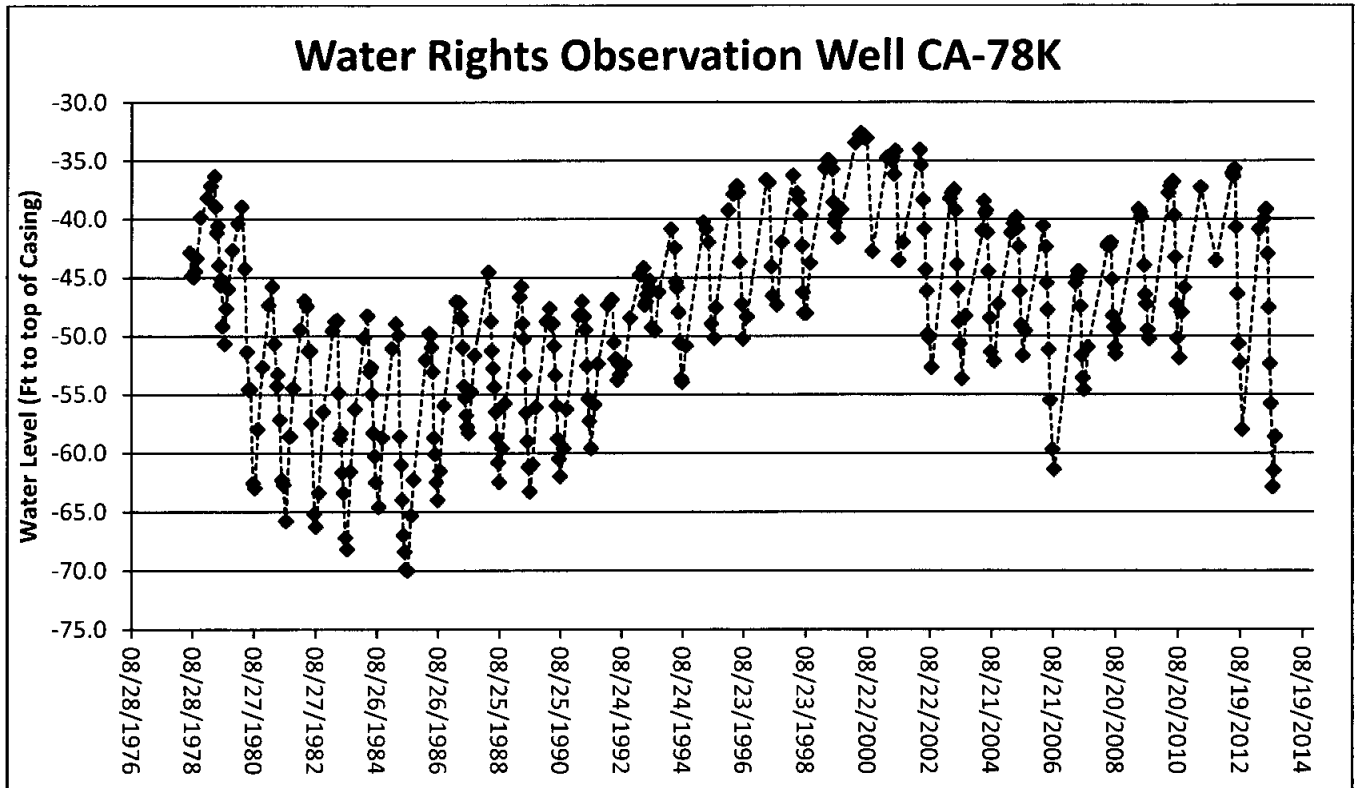


Figure 1: Hydrograph of DENR Water Rights' observation well HN-63A (Water Rights, 2013a)

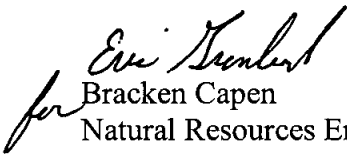
EXISTING WATER RIGHTS:

There are four existing water rights/permits within one mile of the proposed well site. All four (3367-3, 3368-3, 3881-3, and 3882-3) are located in Section 16 to the north and northeast of the proposed diversion site associated with Application No. 7924-3 and are owned by Dick and Konny Lacey. The closest of these wells is approximately 2,800 feet to the northeast. Expected drawdown in the water levels at this closest well are calculated to approach 16 feet after 180 days of pumping at the diversion rate on Application No. 7924-3 (2.0 cfs). In actuality, pumping in the system will be intermittent and will not be sustained for 180 consecutive days. The well which is constructed on Mr. Ritter's land measured a static water level of 32.6 feet below ground surface. In the same well, the top of the aquifer was measured at 205 feet below ground surface. South Dakota water law does not protect artesian pressure within aquifers, and it has been calculated that drawdown as a result of pumping from the well in question will not exceed 12 feet (out of approximately 170 feet of artesian pressure). Therefore, it is expected that pumping from the diversion site associated with this application will not adversely impact nearby wells.

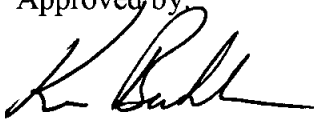
There are no domestic wells within a one mile radius of the proposed diversion site. The closest domestic well is approximately 1.25 miles to the east and is not expected to be adversely impacted or unlawfully impaired as a result of pumping from the proposed well site.

CONCLUSIONS:

1. Water Permit Application No. 7924-3 proposes to appropriate up to 540 ac-ft/yr at a maximum diversion rate of 2.0 cfs for irrigation purposes from one well to be completed into the Grand aquifer.
2. There is a reasonable probability that unappropriated water is available from the Grand aquifer to supply this proposed appropriation.
3. There is a reasonable probability that the diversion rate requested by this application can be made without adversely impacting existing water rights/permits and domestic users.


for Bracken Capen
Natural Resources Engineer,
SD DENR Water Rights Program

Approved by:


Ken Buhler
Natural Resources Engineer,
SD DENR Water Rights Program

REFERENCES:

- Friedeman, B. 2013. Personal Communication. SD DENR-Drinking Water Program.
- Hedges, L.S., S.L. Burch, D.L. Iles, R.A. Barari, and R.A. Schoon. 1982. Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River, South Dakota and Iowa, Task 1: Bedrock Topography and Distribution, Task 2: Extent of Aquifers, Task 3: Ground-Water Storage, Task 4: Computerized Data Base, Final Report. U.S. Army Corps of Engineers Contract DACW 45-80-C-0185.
- Hedges, L.S. J. Allen, and D.E. Holly. 1985. Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River, South Dakota and Iowa, Task 7: Ground Water Recharge. South Dakota DENR-Geological Survey, Vermillion, SD.
- Kittay, R.M. 2013. Personal Communication. SD DENR-Drinking Water Program.
- Koch, N.C. 1970. Geology and Water Resources of Campbell County, South Dakota; Part II: Water Resources. South Dakota Geological Survey Bulletin B-20(2). SD DENR-Geological Survey, Vermillion, South Dakota.
- Water Rights. 1979-2012. Irrigation Questionnaire Summary. SD DENR-Water Rights Program. Joe Foss Bldg., Pierre, SD.
- Water Rights. 2013a. Observation Well Files. SD DENR-Water Rights Program. Joe Foss Bldg., Pierre, SD.
- Water Rights. 2013b. Water Right/Permit Files. SD DENR-Water Rights Program. Joe Foss Bldg., Pierre, SD.
- Water Rights. 2013c. Well Completion Reports. SD DENR-Water Rights Program. Joe Foss Bldg., Pierre, SD.

RECEIVED

JAN 13 2014

WATER RIGHTS
PROGRAM

Form 8

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County of Campbell) SS

I, Leah Burke

certify that the attached printed Notice was
taken

from the Prairie Pioneer

printed and published in P.O. No. 2

County of Campbell and

state of South Dakota. The notice was
published

in the newspaper on the following date:

Jan. 9, 2014

Cost of Printing \$20.75

[Signature]
(Signature)

publisher
(Title)

1/9/14
(Date Signed)

NOTICE OF APPLICATION
NO. 7924-3

to Appropriate Water

Notice is given that Brandon Ritter, 30489 115th St, Mound City SD 57646 has filed an application for a water permit to appropriate 2.0 cubic feet of water per second from one well to be completed into the Grand Aquifer (250 feet deep) located in the NW 1/4 NW 1/4 Section 21 for irrigation of 270 acres located in the W 1/2 Section 21; all in T125N-R76W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7924-3 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 January 20, 2014.

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.

Published once at the total approximate cost of \$20.75

RECEIVED

JAN 13 2014

Form 8

WATER RIGHTS
PROGRAM

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Brown) SS

I, May Bester

certify that the attached printed Notice was
taken

from the American News

printed and published in Aberdeen

County of Brown and

state of South Dakota. The notice was
published

in the newspaper on the following date:

January 9, 2014

Cost of Printing 41.78

May Bester
(Signature)

Adv. Bill's Specials
(Title)

January 10, 2014
(Date Signed)

(No. 1703515)
(Jan. 9, 2014 - 1T)

NOTICE OF APPLICATION NO. 7924-3
to Appropriate Water

Notice is given that Brandon Ritter, 30489 115th St, Mound City SD 57646 has filed an application for a water permit to appropriate 2.0 cubic feet of water per second from one well to be completed into the Grand Aquifer (250 feet deep) located in the NW 1/4 NW 1/4 Section 21 for irrigation of 270 acres located in the W 1/2 Section 21; all in T125N-R76W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7924-3 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 January 20, 2014.

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. Published once at the total approximate cost of \$41.78



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

denr.sd.gov

December 27, 2013

Prairie Pioneer
PO Box 218
Pollock SD 57648

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application No. 7924-3 to Appropriate Water. Please publish the notice once on January 9, 2014. 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 and arrange for payment. **Please BILL the APPLICANT for the cost of publication.** The APPLICANT is Brandon Ritter, 30489 115th St, Mound City SD 57646 (Ph # 605-955-3554).

Please send the Water Rights Program an affidavit or the enclosed Proof of Publication form immediately.

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

December 27, 2013

American News
PO Box 4430
Aberdeen SD 57402

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application No. 7924-3 to Appropriate Water. Please publish the notice once on January 9, 2014. 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 and arrange for payment. **Please BILL the APPLICANT for the cost of publication.** The APPLICANT is Brandon Ritter, 30489 115th St, Mound City SD 57646 (Ph # 605-955-3554).

Please send the Water Rights Program an affidavit or the enclosed Proof of Publication form immediately.

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

denr.sd.gov

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

December 27, 2013

Brandon Ritter
30489 115th St
Mound City SD 57646

Dear Mr. Ritter:

Water Permit Application No. 7924-3 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 Prairie Pioneer printed at Pollock SD (Ph # 605-889-2320) and the American News printed at Aberdeen SD (Ph # 605-225-4100). You will need to contact the newspaper(s) 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(s) to authorize publication of your Notice and to arrange for payment. Early contact with the paper(s) can eliminate delays. Upon receiving authorization from you, the publisher has been instructed to publish your notice. 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 the Notice on January 9, 2014. The applicant is responsible for payment. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352 or email: Karen.schlaak@state.sd.us.

NOTICE OF APPLICATION NO. 7924-3 to Appropriate Water

Notice is given that Brandon Ritter, 30489 115th St, Mound City SD 57646 has filed an application for a water permit to appropriate 2.0 cubic feet of water per second from one well to be completed into the Grand Aquifer (250 feet deep) located in the NW 1/4 NW 1/4 Section 21 for irrigation of 270 acres located in the W 1/2 Section 21; all in T125N-R76W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7924-3 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 January 20, 2014.

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.

Published once at the total approximate cost of _____.



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov



FEB 05 2014

Brandon Ritter
30489 115th St
Mound City SD 57646

Dear Mr. Ritter:

Enclosed is Water Permit No. 7924-3 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,

Jeanne Goodman, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures



7924-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2015

NOTICE

TO: BRANDON RITTER, 30489 115TH ST, MOUND CITY, SD 57646

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaire(s)

Our records indicate your 2014 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 7924-3. The request for the Questionnaire was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 7924-3 qualification:

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

The hearing will be held at **10:00 am, March 4, 2015** 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) 7924-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 4, 2015** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 2, 2015

7924-3

Brandon Ritter
30489 115th St
Mound City SD 57646

Dear Mr. Ritter:

I am writing to acknowledge receipt of your 2014 irrigation questionnaire.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Permit No. 7924-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



7924-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 15, 2016

NOTICE

TO: BRANDON RITTER, 30489 115TH ST, MOUND CITY, SD 57646
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaire(s)

Our records indicate your 2015 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 7924-3. The request for the Questionnaire was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 7924-3 qualification:

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

The hearing will be held at **Thursday, March 3, 2016 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) 7924-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 3, 2016** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

denr.sd.gov

February 17, 2016

7924-3

Brandon Ritter
30489 115th St
Mound City SD 57646

Dear Mr. Ritter:

I am writing to acknowledge receipt of your 2015 irrigation questionnaire.

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Permit No. 7924-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



7924-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 20, 2017

NOTICE

TO: BRANDON RITTER, 30489 115TH ST, MOUND CITY, SD 57646
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2016 Irrigation Questionnaire(s)

Our records indicate your 2016 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 7924-3. The request for the Questionnaire was dated October 21, 2016. The Water Management Board has directed that owners of water permits who have not submitted the 2016 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 7924-3 qualification:

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

The hearing will be held at **Wednesday, March 1, 2017 at 11:00 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) 7924-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 1, 2017** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

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.



7924-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

February 15, 2017

Brandon Ritter
30489 115th St
Mound City SD 57646

RE: Water Right Nos. 3803-3, 4448-3A & 4705-3 (Iverson Farms)
Water Permit No. 7924-3 (Brandon Ritter)

Dear Mr. Ritter:

I am writing to acknowledge receipt of your 2016 irrigation questionnaires.

You may disregard the January 20, 2017 "Notice" concerning reporting requirements for the above listed water rights and water permit. The information was received in our office prior to the Water Management Board meeting and the issue has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

c: Iverson Farms



7924-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 25, 2019

NOTICE

TO: BRANDON RITTER, MGR, 30489 115TH ST, MOUND CITY, SD 57646
FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2018 Irrigation Questionnaires

Our records indicate your 2018 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 30, 2018. The Water Management Board has directed that owners of water permits who have not submitted the 2018 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) 3803-3 & 4448-3A 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) 4705-3, 7924-3 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, 2019 at 10:30 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) 4705-3, 7924-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3803-3 & 4448-3A 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, 2019** 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 Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

c: IVERSON FARMS, A LTD PARTNERSHIP, 30856 119TH ST, MOUND CITY SD 57646

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

February 12, 2019

3803-3
4448-3A
4705-3
7924-3

Brandon Ritter
30489 115th St
Mound City SD 57646

Dear Mr. Ritter:

I am writing to acknowledge receipt of your 2018 irrigation questionnaires.

You may disregard the January 25, 2019, "Notice" concerning reporting requirements for Water Right Nos. 3803-3, 4448-3A, 4705-3 and Water Permit No. 7924-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

c; Iverson Farms, 30856 119th St, Mound City, SD 57646



7924-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 23, 2020

NOTICE

TO: BRANDON RITTER, MGR, 30489 115TH ST, MOUND CITY, SD 57646

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaires

Our records indicate your 2019 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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) 3803-3 & 4448-3A 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) 4705-3, 7924-3 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 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:

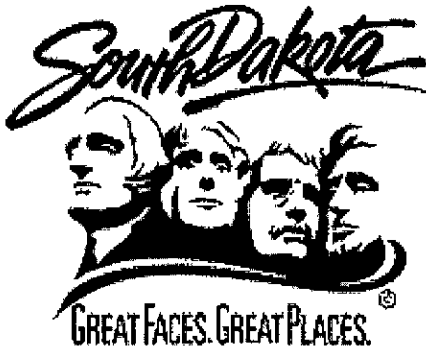
1. Suspend or cancel Permit No(s) 4705-3, 7924-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3803-3 & 4448-3A to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

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 **February 26, 2020** 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 Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: ATRIBG**

c: IVERSON FARMS, A LTD PARTNERSHIP, 30856 119TH ST, MOUND CITY SD 57646

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.



7924-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

February 19, 2020

3803-3
4448-3A
4705-3
7924-3

Brandon Ritter
30489 115th St
Mound City SD 57646

Dear Mr. Ritter:

I am writing to acknowledge receipt of your 2019 irrigation questionnaires.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right or Permit Nos. 3803-3, 4448-3A, 4705-3 and 7924-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

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

c: Iverson Farms



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

January 22, 2021

NOTICE

TO: BRANDON RITTER, MGR, 30489 115TH ST, MOUND CITY, SD 57646

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2020 Irrigation Questionnaires

Our records indicate your 2020 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2020. The Water Management Board has directed that owners of water permits who have not submitted the 2020 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) 3803-3 & 4448-3A 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) 4705-3, 7924-3 qualification:

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

The hearing will be held at **Wednesday, March 3, 2021 at 10:00 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) 4705-3, 7924-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 3803-3 & 4448-3A 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 3, 2021** 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 Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://denr.sd.gov/iq> using this password: LSSPIA**

C: IVERSON FARMS, A LTD PARTNERSHIP, 30856 119TH ST, MOUND CITY SD 57646

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.

7924-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

March 4, 2021

**NOTICE OF ENTRY OF ORDER FOR ONE YEAR SUSPENSION
OF WATER PERMIT AND WATER RIGHTS**

TO: Brandon Ritter, 30489 115th St, Mound City SD 57646
Iverson Farms, A Ltd Partnership, 30856 119th St, Mound City SD 57646

FROM: Eric Gronlund, Chief Engineer *Eric Gronlund*
Water Rights Program

SUBJECT: One Year Suspension of Water Right or Permit Nos. 4705-3 & 7924-3 and Amendment of
Water Right Nos. 3803-3 & 4448-3A

On March 3, 2021, the Water Management Board ordered:

Effective April 3, 2021, Water Right or Permit Nos. 4705-3 & 7924-3 be suspended for the 2021 irrigation season for failure to submit the 2020 irrigation questionnaires.

If the 2020 irrigation questionnaires are received prior to April 3, 2021, the suspensions will not take effect.

Suspension of a water permit or right means water may not be pumped during the 2021 irrigation season. Consistent with the Board's order, you are not permitted to irrigate in 2021 unless the 2020 irrigation questionnaires are submitted by April 3, 2021.

After April 3rd, you may petition the Water Management Board to rescind the suspensions. You will need to submit the 2020 irrigation questionnaires and a letter to our office requesting time on the agenda for the next Water Management Board meeting scheduled for May 5-6, 2021 in Pierre, SD. The letter should include your reasons for not completing the 2020 irrigation questionnaires. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

The Water Management Board also amended Water Right Nos. 3803-3 & 4448-3A to include the following qualification:

- **"This water right is subject to the Irrigation Water Use Questionnaire being submitted each year."**

March 4th
Brandon Ritter
Iverson Farms
Page 2

The addition of this qualification to your water rights means that failure to submit the required irrigation questionnaires in the future could result in suspension of the water rights with no use of water for up to one year for the first violation.

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

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

7924-3

Certification

I hereby certify that on March 4, 2021, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 4, 2021 regarding Water Management Board action taken March 3, 2021 for Irrigation Questionnaire violations addressed as stated below:

Amendments:

No. 1994-3: Albert Hattum, 21862 W Bend Rd, Harrold SD 57536
No. 4332-3: Kash Van Dyke, 22071 486th Ave, Elkton SD 57026

One Year Suspensions:

No. 515-3: Bruce D Peterson, 3600 S Slaten Park Dr, Sioux Falls SD 57103
Daniel Benson, 45586 US Hwy 18, Hurley SD 57036
No. 577-1: Max & Brenda Bowen, 17600 Kentucky Pl, Mud Butte SD 57758
No. 5524-3: Wade & Todd Druin, 30911 457th Ave, Volin SD 57072-6322
No. 1554A-1: Franklin Dyck, 313 Pierre St, Vale SD 57788
No. 1935-1: Brian Dyck, 313 Pierre St, Vale SD 57788
No. 2675-3: Beau Gregg, 22289 Mint Rd, Harrold SD 57536
Nos. 6822-3, 8070-3 & 8071-3: Roger Hansen, Hansen Properties, PO Box B, Centerville SD 57014
No. 1150-2: O M Iwan & Sons, 24912 Rocky Ford Rd, Midland SD 57552
Nos. 4678-3 & 6960-3: Craig Jepsen, Jepsen Farms, 505 Larson St SW, Hutchinson MN 55350-2108
Nos. 5566-3, 7615-3 & 7616-3: Wayne Reiersen, 30048 Reiersen Pl, Pollock SD 57648
No. 2350-3: Bill Boyer, River View Farms, PO Box 486, Alcester SD 57001-0486
No. 2497-2: Marty Vanderploeg, 22958 293rd St., Martin SD 57551

Three Year Suspensions:

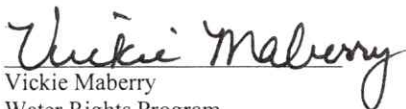
No. 4472-3: Darrel Biddle, 37461 287th St, Geddes SD 57342
No. 7970-3: David Hoops, PO Box 462, Huron SD 57350-0462

Suspend/Amend

Nos. 6565-3, 6566-3, 6817-3, 6818-3, 6819-3, 7003-3, 7383-3, 7693-3, 7994-3, 974-3 & 1813-3:
• Roger Hansen, Hansen Ventures LLC, 700 W Broadway, Centerville SD 57014

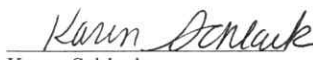
Nos. 4705-3, 7924-3, 3803-3 & 4448-3A

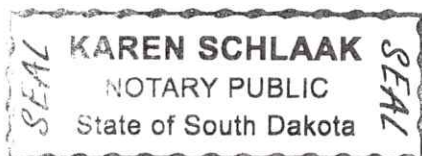
- Brandon Ritter, 30489 115th St, Mound City SD 57646
- Iverson Farms, A Ltd Partnership, 30856 119th St, Mound City SD 57646


Vickie Maberry
Water Rights Program

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 4th day of March, 2021.


Karen Schlaak
Notary Public
My Commission expires April 1, 2025



7924-3



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

March 23, 2021

Brandon Ritter
30489 115th St
Mound City SD 57646

RE: Water Right/Permit Nos. 4705-3, 7924-3, 3803-3 & 4448-3A

Dear Mr. Ritter:

On March 3, 2021, the Water Management Board ordered Water Right No. 4705-3 and Water Permit No. 7924-3 suspended if the 2020 irrigation questionnaires were not received prior to April 3, 2021.

The Board also amended Nos. 3803-3 and 4448-3A for non-return of the 2020 questionnaires. The amendments took affect March 3rd. The questionnaire information for all the above listed water right and permit numbers was received March 22, 2021.

Since the irrigation questionnaires are on file, no violations have occurred, and the suspensions for Nos. 4705-3 and 7924-3 will **not** take place. You may irrigate during the 2021 irrigation season.

If you have any questions, please contact us.

Sincerely,

A handwritten signature in blue ink that reads "Genny McMath".

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

7924-3



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 20, 2022

NOTICE

TO: BRANDON RITTER, 30489 115TH ST, MOUND CITY, SD 57646

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

SUBJECT: Reporting Requirement for 2021 Irrigation Questionnaire(s)

Our records indicate your 2021 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4705-3, 7924-3, 3803-3 & 4448-3A. The request for the Questionnaire was dated October 22, 2021. The Water Management Board has directed that owners of water permits who have not submitted the 2021 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4705-3, 7924-3, 3803-3 & 4448-3A qualification:

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

The hearing will be held at **Wednesday, March 2, 2022 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) 4705-3, 7924-3, 3803-3 & 4448-3A in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 2, 2022** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: ERLHXA**

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.



7924-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

March 3, 2022

Brandon Ritter
30489 115th St
Mound City SD 57646

RE: Water Right Nos. 3803-3, 4448-3A, 4705-3 and 7924-3

Dear Mr. Ritter:

I am writing to acknowledge receipt of your 2021 irrigation questionnaires.

You may disregard the January 20, 2022, "Notice" concerning reporting requirements for Water Right Nos. 3803-3, 4448-3A, 4705-3 and 7924-3. The information was received in our office prior to the Water Management Board meeting and your name was deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

7924-3



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 20, 2023

NOTICE

TO: BRANDON RITTER, 30489 115TH ST, MOUND CITY, SD 57646

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

SUBJECT: Reporting Requirement for 2022 Irrigation Questionnaire(s)

Our records indicate your 2022 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4705-3, 7924-3, 3803-3 & 4448-3A. The request for the Questionnaire was dated October 21, 2022. The Water Management Board has directed owners of water permits who have not submitted the 2022 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4705-3, 7924-3, 3803-3 & 4448-3A qualification:

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

The hearing will be held at **Wednesday, March 8, 2023 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) 4705-3, 7924-3, 3803-3 & 4448-3A in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 8, 2023** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: VTHLZV**

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.

7924-3



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 23, 2023

Brandon Ritter
30489 115th St
Mound City SD 57646

RE: Water Right/Permit Nos. 4705-3, 7924-3, 3803-3 & 4448-3A

Dear Mr. Ritter:

I am writing to acknowledge receipt of your 2022 irrigation questionnaires.

You may disregard the January 20, 2023, "Notice" concerning reporting requirements for Water Right/Permit Nos. 4705-3, 7924-3, 3803-3 & 4448-3A. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 14, 2025

NOTICE

TO: BRANDON RITTER, 30489 115TH ST, MOUND CITY, SD 57646

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

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaire(s)

Our records indicate your 2024 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 4705-3, 7924-3, 3803-3 & 4448-3A. The request for the Questionnaire was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 4705-3, 7924-3, 3803-3 & 4448-3A qualification:

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

The hearing will be held on **Wednesday, March 5, 2025, 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) 4705-3, 7924-3, 3803-3 & 4448-3A in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 5, 2025**, hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) 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: PRLXYU**

cc: IVERSON FARMS, A LTD PARTNERSHIP, 30856 119TH ST, MOUND CITY SD 57646

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

January 24, 2025

3803-3, 4448-3A
4705-3, 7924-3

Brandon Ritter
30489 115th St
Mound City SD 57646

Dear Mr. Ritter:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 3803-3, 4448-3A, 4705-3 & 7924-3. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

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

cc: IVERSON FARMS, A LTD PARTNERSHIP, 30856 119TH ST, MOUND CITY SD 57646



3803-3
4448-3A
4705-3

7924-3
8939-3
8940-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 20, 2026

NOTICE

TO: BRANDON RITTER, 30489 115TH ST, MOUND CITY, SD 57646

FROM: Ron Duvall, Engineer III
for Adam Mathiowetz, PE, Acting Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaire(s)

Our records indicate your 2025 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 3803-3, 4448-3A, 4705-3, 7924-3, 8939-3 & 8940-3. The request for the Questionnaire was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 3803-3, 4448-3A, 4705-3, 7924-3, 8939-3 & 8940-3 qualification:

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

The hearing will be held on **Wednesday, March 4, 2026 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) 3803-3, 4448-3A, 4705-3, 7924-3, 8939-3 & 8940-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

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

If the questionnaire(s) is (are) received in this office before the **March 4, 2026** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Shannon Konst at (605) 773-3352 or email at shannon.konst@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: SRTHOZ**

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.