

WATER PERMIT NO. 9035-3

Name of Applicant: **James or Angela Czech**

Address: **PO Box 786, Watertown SD 57201**

Phone: **605-881-0992**

Amount of Water Claimed: **1.78 cfs**

Total Acres: **152**

Source of Water Supply: **Surface**

Water to be used for: **Irrigation**

County: **Hamlin**

Type of Waste Disposal System:

Location: **Approx. 5 miles south of Watertown**

PRIORITY Date Received: **03-30-26**

Application/License Fee: **\$1,050.00**

Corrected Application Received: **04-01-26**

Period of Annual Use: **May 1 – September 30**

Remarks: **Using existing pump station authorized by 7350-3**

Diversion Point: **SW 1/4 NW 1/4 Sec 3-T115N-R52W**

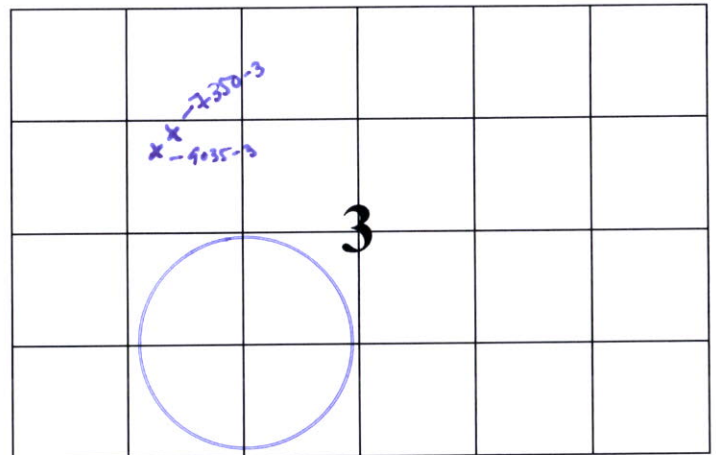
Land to be Irrigated: **SW 1/4 Sec 3-T115N-R52W**

Depth of Well:

Well Driller:

Remarks:

Type of Map: **aerial**



Reviewed and the Number Assigned on: **04-01-26**

By: **Rachel Rodriguez**

Notice of Hearing - date to intervene: _____

SOUTH DAKOTA
WATER PERMIT NO. 9035-3

Date of first receipt of application March 30, 2026.

Date of return to applicant for corrections, amendments or changes April 1, 2026.

Date of receipt of corrected application April 1, 2026.

The Acting Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 9035-3 to James or Angela Czech, PO Box 786, Watertown SD 57201, 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. 9035-3 appropriates 1.78 cubic feet of water per second (cfs) from the Big Sioux River, using a pumping station to be located in the SW 1/4 NW 1/4 Section 3 for irrigation of 152 acres located in the SW 1/4 Section 3; all in T115N-R52W. This site is located in Hamlin County, approximately four and one-half miles northwest of Castlewood SD.
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: May 1 – September 30.
3. The date from which applicant may claim right is March 30, 2026.
4. The date of approval of Permit No. 9035-3 is July 20, 2026.
5. One-fifth of the construction is to be completed on or before January 20, 2029.
6. All construction is to be completed on or before July 20, 2031.
7. Water is to be put to beneficial use on or before July 20, 2035.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. Low flows as needed for downstream domestic use, including livestock watering, and prior water rights must be bypassed.
2. Diversions under this Permit are subject to senior water rights and shall be in accordance with any written orders issued by the Chief Engineer.
3. The Water Management Board retains jurisdiction of this Permit in the event additional information shows that adjustments need to be made to the bypass requirements.
4. This Permit does not authorize diversion of water from the Big Sioux River unless there is at least 5 cfs flowing past USGS Gaging Station No. 06479525 near Castlewood, unless written orders have been issued by the Chief Engineer. Prior to issuing any shut off orders, the Chief Engineer shall also take into consideration the flows at the USGS Gaging Station No. 06481000 near Dell Rapids and USGS Gaging Station No. 6482020 at North Cliff Avenue in Sioux Falls.

(continued)

5. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

WATER MANAGEMENT BOARD

By: Adam Mathiowetz
Adam Mathiowetz, PE
Chief Engineer
Water Rights Program
Department of Agriculture and Natural Resources

08/27/2026
date



RECEIVED

MAR 30 2026

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

PAID

MAR 30 2026

Ck# 10008

Rec't#

Mail to:

SD DANR, Water Rights
523 E Capitol Ave
Pierre, SD 57501-3182

ph. (605) 773-3352

No. 9035-3 Hydrologic Unit 10170201

Basin Upper Big Sioux

Newspaper Castlewood Hamlin County Republican
Watertown Public Opinion
(office use only)

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 James or Angela Czeck

Note: The "Name to Appear on Irrigation Permit" must be the name in which the property to be irrigated is held in.

Mailing Address P.O. Box 786 Watertown S.D. 57201

(Address)

(City)

(State)

(Zip Code)

Phone 605-881-0992 Mobile 605-881-0992 Email SiouxRiverdairy@gmail.com

2. Amount of water claimed 1.78 *CFS or 800 **GPM ***AF Total Acreage 152

(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)

3. Source of water supply Big Sioux River

4. Location of point of diversion Existing Pump Station Location to

(example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W)

NW 1/4 3-115-52 (7350-3)

County Hamlin

5. County or counties where water will be used Hamlin

6. Annual period during which water is to be used MAY - October Sept 30

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
NE 40 SW 1/4 3-115-52	38		
NW 40 SW 1/4 3-115-52	38		
SE 40 SW 1/4 3-115-52	38		
SW 40 SW 1/4 3-115-52	38		

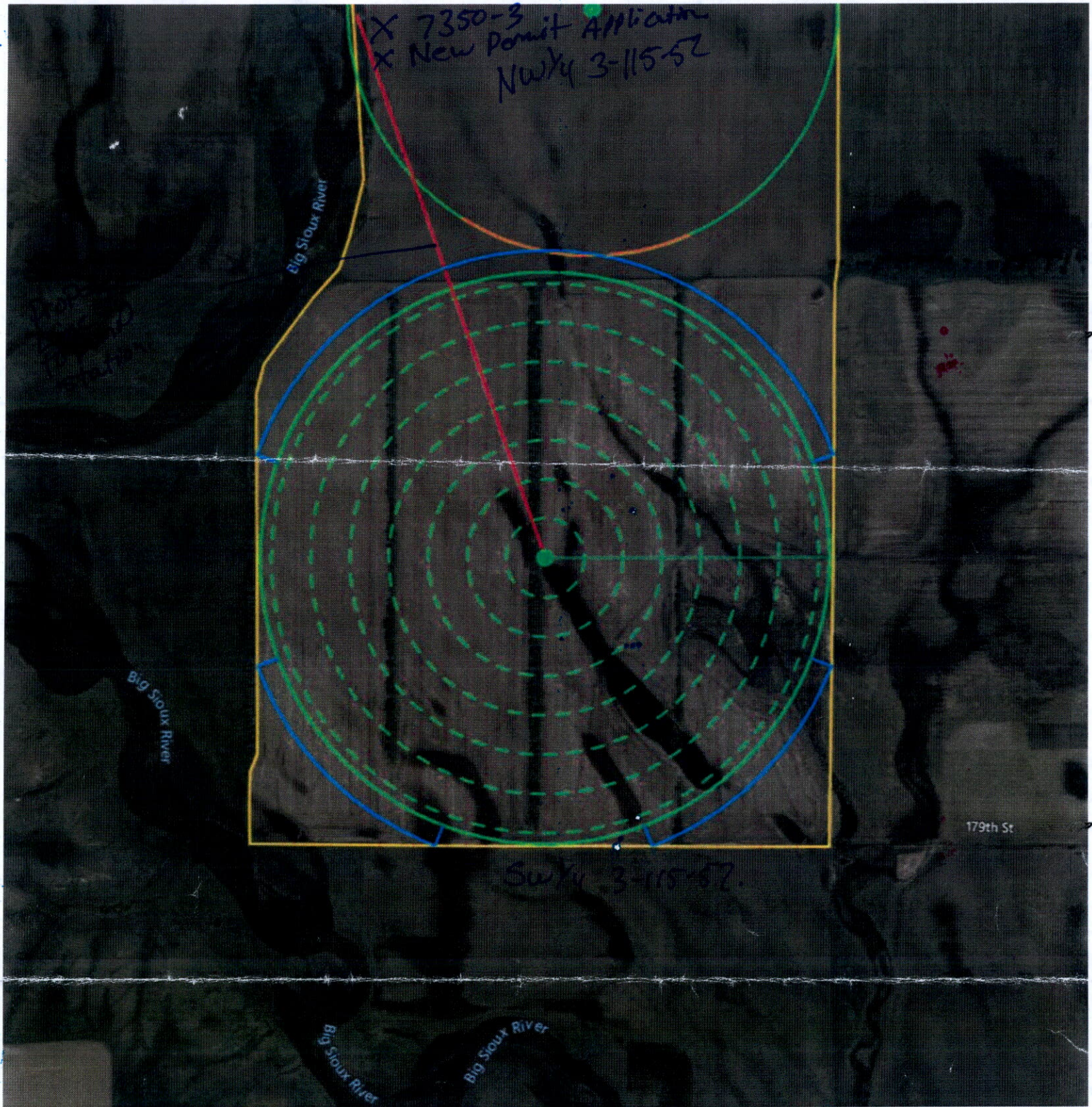
8. Give a description of the project. (Attach sheet if more space is needed)

Install a New Center Pivot on SW 1/4 3-115-52 Hamlin County.
Using the Big Sioux River AS a water source.I, James Czeck, Owner, the applicant, certify under
Name of Person Title (if applicable)

penalty of perjury that I have read this application, examined the attached map, and that the matters stated are true. I further certify, if acting on behalf of an entity or individual other than myself, that I am authorized to submit this application.

2021-08

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



RECEIVED

MAR 30 2026

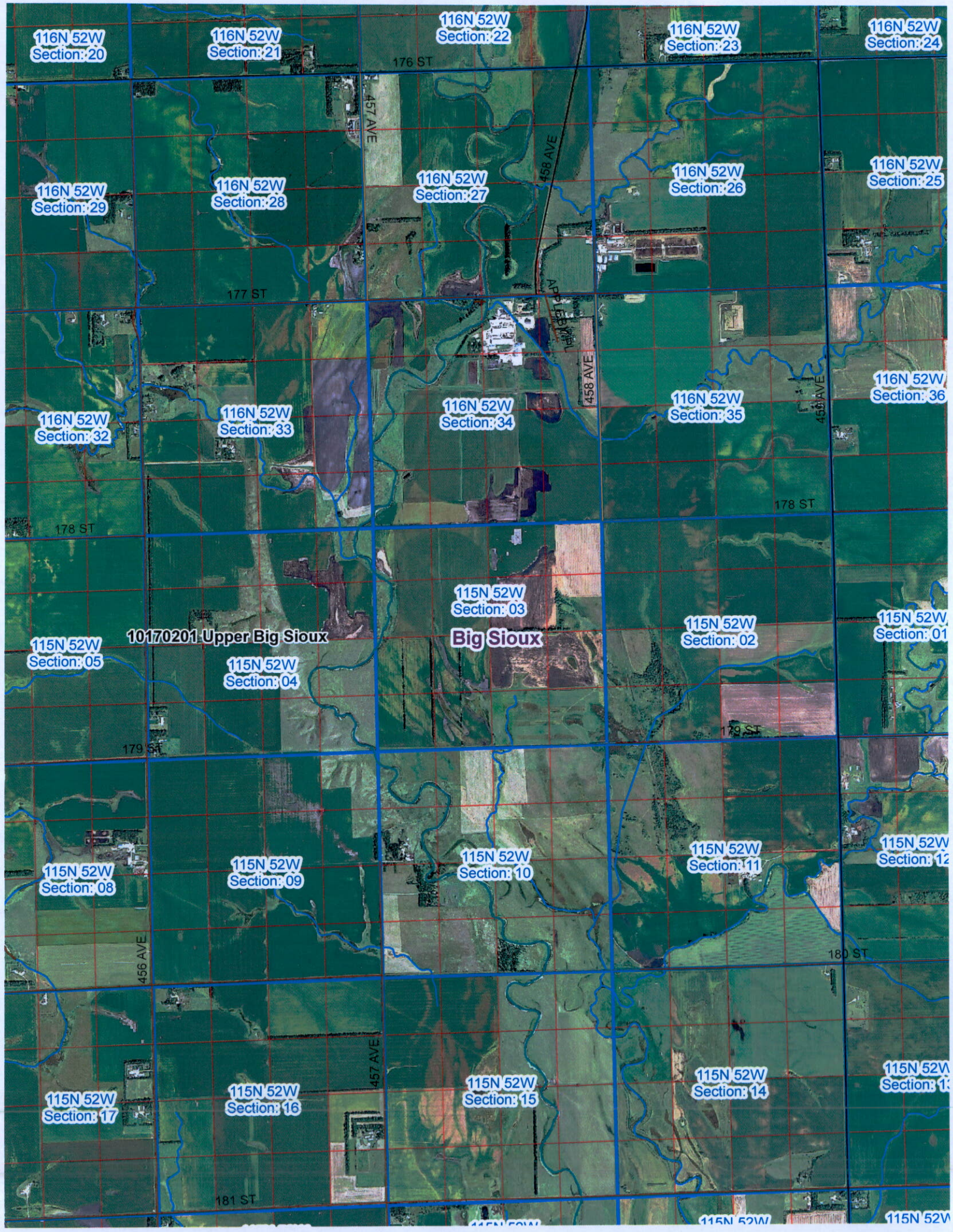
OFFICE OF
WATER

MIDWEST IRRIGATION & ELECTRIC INC.

552 Main St PO Box 36; Big Stone City, 57216-2179
Office: 1 (605) 862-8149; Mobile: 1 (605) 595-3440
Michael Pribbenow - mie.bigstone@gmail.com

10/28/2025

2 of 12



116N 52W
Section: 20

116N 52W
Section: 21

116N 52W
Section: 22

116N 52W
Section: 23

116N 52W
Section: 24

116N 52W
Section: 29

116N 52W
Section: 28

116N 52W
Section: 27

116N 52W
Section: 26

116N 52W
Section: 25

116N 52W
Section: 32

116N 52W
Section: 33

116N 52W
Section: 34

116N 52W
Section: 35

116N 52W
Section: 36

115N 52W
Section: 05

10170201 Upper Big Sioux

115N 52W
Section: 04

115N 52W
Section: 03

Big Sioux

115N 52W
Section: 02

115N 52W
Section: 01

115N 52W
Section: 08

115N 52W
Section: 09

115N 52W
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Section: 13

RECEIPT

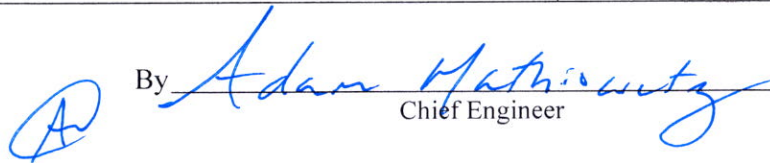
WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date March 30, 2026

RECEIVED OF James or Angela Czech PO Box 786 Watertown SD 57201

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

Fee for Application for Permit No. <u>9035-3</u> to Appropriate Water, to construct and to put water to beneficial use	\$ <u>850.00</u>
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>9035-3</u>	\$ <u>200.00</u>
Fee for Filing Transfer Form _____	\$ _____
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law) TOTAL	\$ <u>1050.00</u>

By  Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

**RECOMMENDATION OF ACTING CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 9035-3, James or Angela Czech**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Acting Chief Engineer, Water Rights Program, Department of Agriculture and Natural Resources concerning Water Permit Application No. 9035-3, James or Angela Czech, PO Box 786, Watertown SD 57201.

The Acting Chief Engineer is recommending APPROVAL of Application No. 9035-3 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 domestic water uses and water rights, 3) the proposed use is a beneficial use and 4) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board with the following qualifications:

1. Low flows as needed for downstream domestic use, including livestock watering, and prior water rights must be bypassed.
2. Diversions under this Permit are subject to senior water rights and shall be in accordance with any written orders issued by the Chief Engineer.
3. The Water Management Board retains jurisdiction of this Permit in the event additional information shows that adjustments need to be made to the bypass requirements.
4. This Permit does not authorize diversion of water from the Big Sioux River unless there is at least 5 cfs flowing past USGS Gaging Station No. 06479525 near Castlewood, unless written orders have been issued by the Chief Engineer. Prior to issuing any shut off orders, the Chief Engineer shall also take into consideration the flows at the USGS Gaging Station No. 06481000 near Dell Rapids and USGS Gaging Station No. 6482020 at North Cliff Avenue in Sioux Falls.
5. This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

**RECOMMENDATION OF ACTING CHIEF ENGINEER FOR WATER PERMIT APPLICATION NO.
9035-3, James or Angela Czech**

See report on application for additional information.



Adam Mathiowetz, PE
Acting Chief Engineer
June 18, 2026

****Note**** At the time of approval, the Permit and Water Right No. 7350-3 have a shared pump site, which all family members are agreeable to. If property ownership is transferred, Water Right No. 7350-3 is senior, and this Permit will need to be operated in a manner that does not interfere with Water Right No. 7350-3 or pumping under this Permit may be curtailed.

Report to the Chief Engineer on
Water Permit Application No. 9035-3
James or Angela Czech
June 17, 2026

Water Permit Application No. 9035-3 proposes to appropriate 1.78 cubic feet per second (cfs) from the Big Sioux River, using a pumping station to be located in the SW ¼ NW ¼ Section 3 for the irrigation of 152 acres located in the SW ¼ Section 3; all in T115N-R52W. This site is located in Hamlin County approximately four and one-half miles northwest of Castlewood, SD.

Water Source: Big Sioux River

South Dakota Codified Law (SDCL)

SDCL 46-1-3: “It is hereby declared that all water within the state is the property of the people of the state, but the right to the use of water may be acquired by appropriation as provided by law.”

SDCL 46-2A-9: “A permit to appropriate water may only be issued if there is a reasonable probability that unappropriated water is available for the applicant’s proposed use, the proposed diversion can be developed without unlawful impairment of existing domestic water uses and water rights, the proposed use is a beneficial use, and the permit is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board as defined by SDCL 46-2-9 and 46-2-11.”

This report will analyze the available information on the first two criteria listed in SDCL 46-2A-9 for the Chief Engineer’s utilization in making a recommendation on this application to the Water Management Board.

Description of Proposed Water Source

The Big Sioux River begins near Summit, SD in Roberts County and flows south for approximately 420 miles to its confluence with the Missouri River near Sioux City, Iowa (Lebeda, 2016). The physical geography of the Big Sioux River watershed is characterized by glaciated terrain and rolling plains. Drainages in this region formed after the retreat of glaciers and are poorly established in parts of the watershed. These poorly established drainage patterns include numerous areas of internal drainages or “potholes” (Hoogestraat and Stamm, 2015). Water Permit Application No. 9035-3 proposes to obtain water from the Big Sioux River near Castlewood, SD. This area is in the Upper Big Sioux watershed located on the Prairie Coteau (USGS, 2026a).

Water Availability

The United State Geological Survey (USGS) maintains several stream flow gaging stations along the Big Sioux River to monitor real-time flow information. The nearest stream gage to the proposed diversion point for this application is USGS Gaging Station No. 06479525 located approximately seven river miles downstream from the proposed diversion point on the Big Sioux River near Castlewood. Gage location, shown in Figure 1. The contributing drainage area for this gage is approximately 579 square miles (USGS, 2026b).

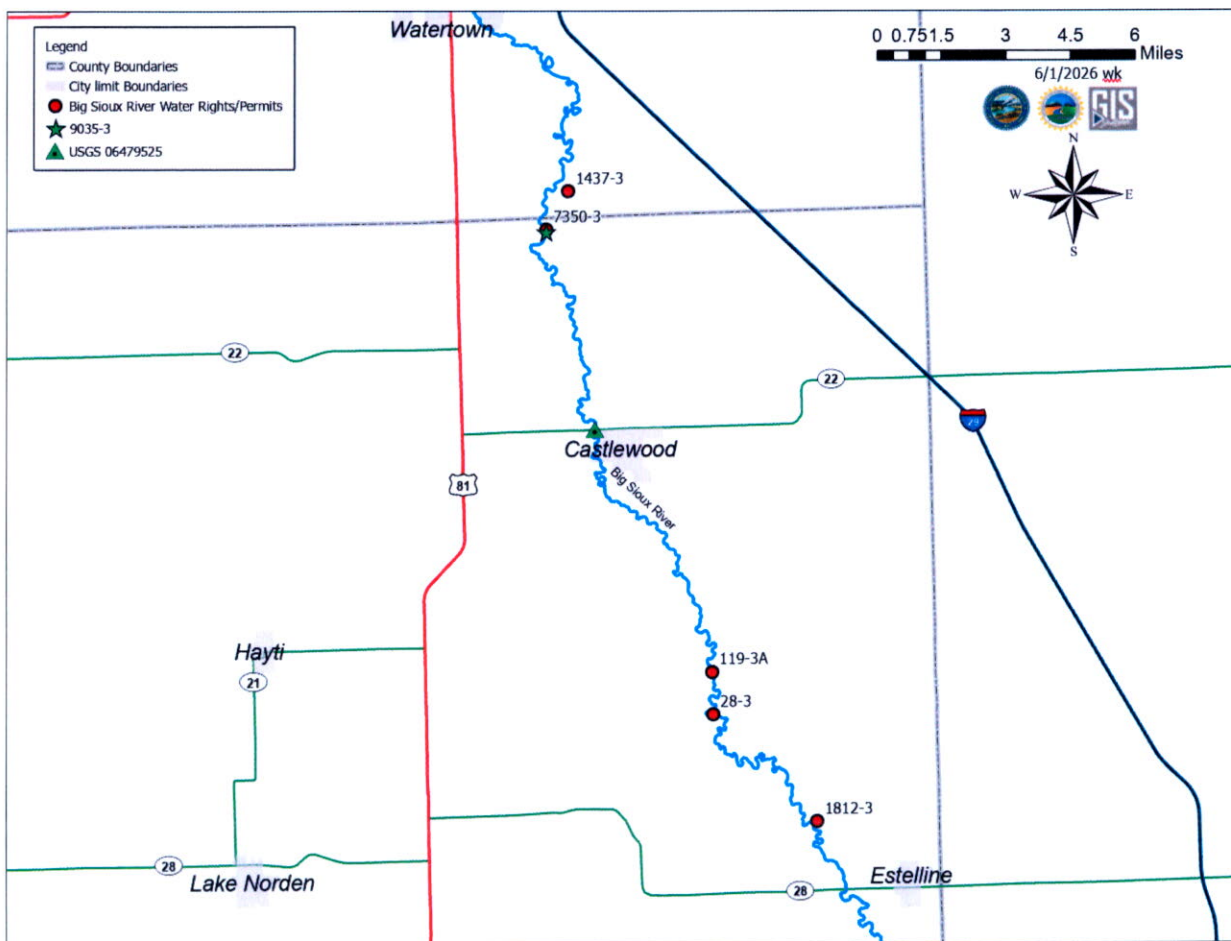


Figure 1: Location of the proposed diversion point for this application, USGS Gaging Station No. 06479525, and the Big Sioux River water rights/permits (USGS, 2026b; Water Rights, 2026a)

Figure 2 shows the day of year average (mean) of daily average streamflow (or discharge) values for the period of record for the gage, Oct 1, 1976, though May 31, 2026. As typical of prairie streams in South Dakota, peak runoff typically occurs during the spring months due to runoff from snowmelt and from larger rain events. In the late summer months going in to fall and

winter, streamflow tends to decrease. The river can also gain water from or lose water to the Big Sioux aquifer, where present, depending on the water level of the river in relation to the water level of the river (Kume, 1985). In examining Figure 2, over the period of record for USGS Gaging Station No. 06479525 average daily average values for discharge for the irrigation season are above 50 cfs.

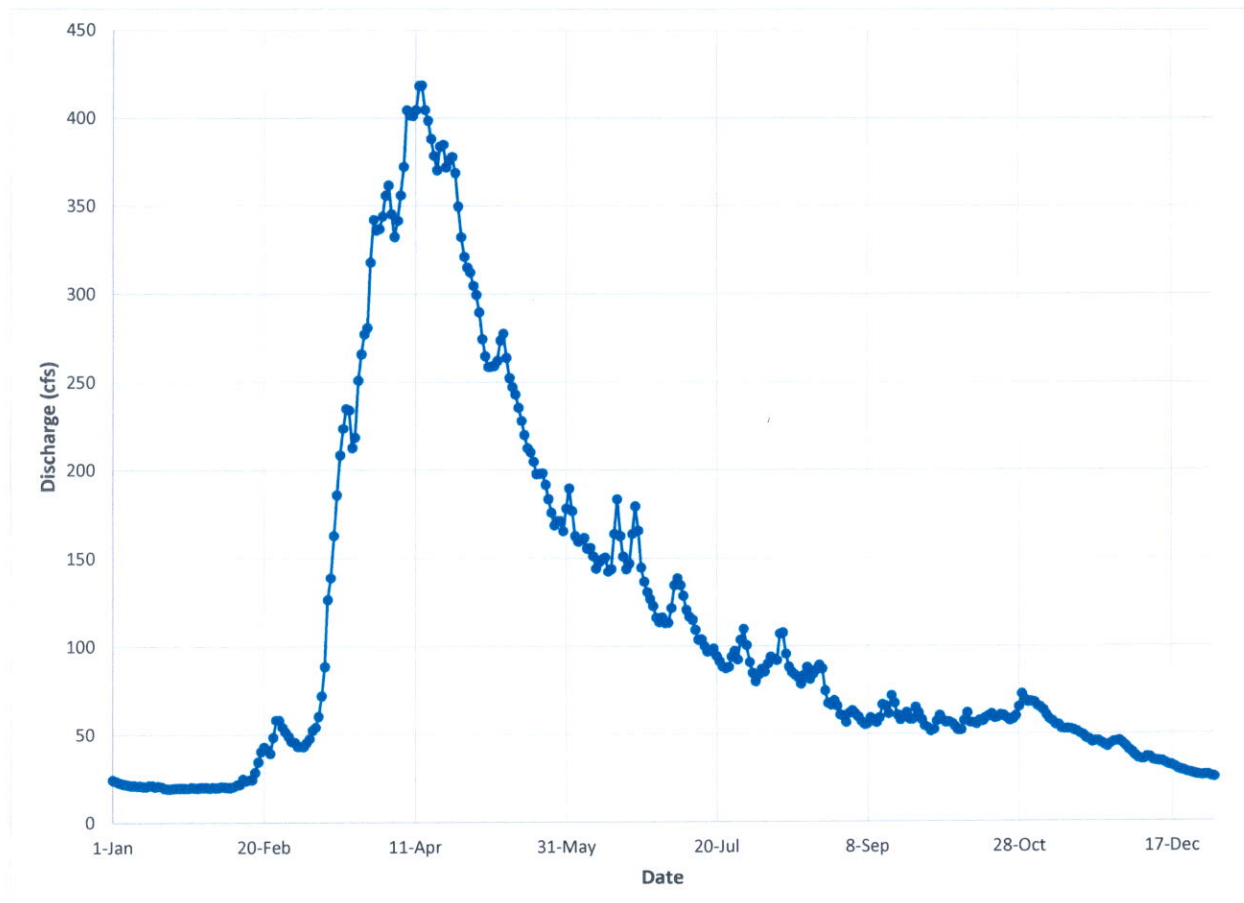


Figure 2: USGS Gaging Station No. 06479525 average daily average values for discharge from Oct 1, 1976, though May 31, 2026 (USGS, 2026b)

Figure 3 show discharge in cfs at the Castlewood gage from January 1, 2025, to June 1, 2026, on a background of percentile ranges for daily averages for each day of the year in comparison to normal. For the purpose of considering water availability, the percentile ranges calculated for the gage's entire period of record are the relevant part of Figure 3. The 10 to 25 percentile (below normal) range is above five cfs from the beginning of the irrigation season (April/May) until late July. The 25-75 percentile (normal) range is greater than 5 cfs throughout the irrigation season.

This indicates that during average years, there should be sufficient water available for the use proposed by this application. During dry conditions, especially during the mid-to-late summer

and early fall the Big Sioux River may not be a reliable source of water and availability of water for domestic users and senior water rights may be limited. Historically to address this, junior water right in this stretch of the river have been given a qualification requiring at least five cfs to be flowing past the USGS Gaging Station No. 06479525 near Castlewood, SD to be authorized to pump out of the river.

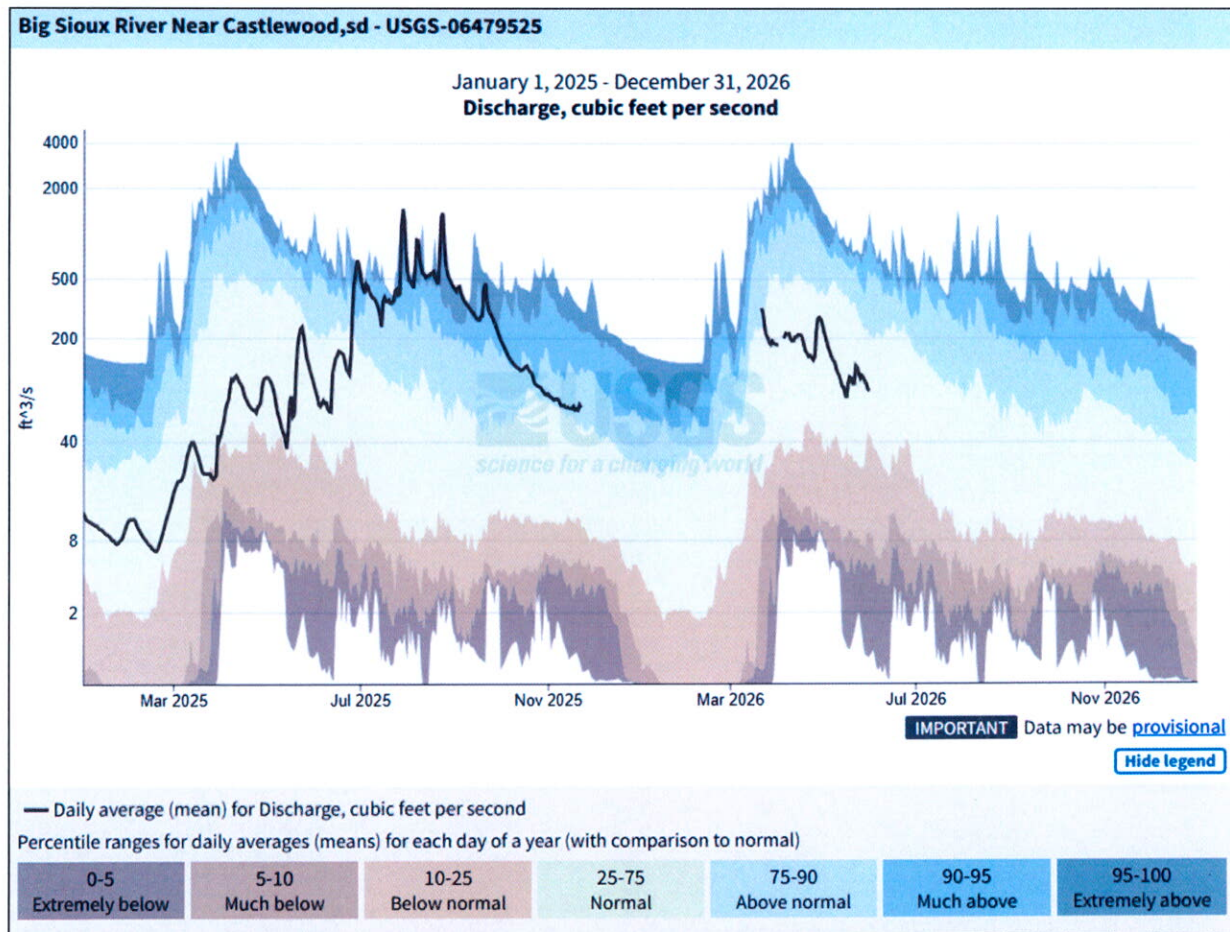


Figure 3: Hydrograph showing discharge in cfs at the Castlewood gage from January 1, 2025, to June 1, 2026, on a background of percentile ranges for daily averages for each day of the year in comparison to normal (USGS, 2026b). Note graph shows a two-year period and y-axis is log scale.

Potential for Unlawful Impairment of Existing Water Rights

Currently, there are 63 water rights/permits authorized to appropriate a combined total of 2,154.95 cfs from the Big Sioux River (Water Rights, 2026a). However, two of those are held by the SD Department of Game, Fish, and Parks (119-3A and 28-3) appropriating a combined 2,000 cfs of flood flow for stabilization of water levels in Lake Poinsett and Dry Lake. The remaining 61 existing water rights/permits appropriate a combined total of 154.95 cfs of water. There are also two future use permits held by the City of Sioux Falls (3981A-3 and 3981-3), for future

development, collectively reserving 30,000 acre-feet per year (41.4 cfs) on the Big Sioux River. The water rights/permits appropriating water from the Big Sioux River in the vicinity of the proposed diversion point for this application are located is shown in Figure 1 and summarized in Table 1.

Table 1: Big Sioux River Water Rights/Permits Shown in Figure 1 (Water Rights, 2026a)						
Permit No.	Name	Priority Date	Status	Use	Rate (cfs)	Acres
119-3A	SD Game, Fish, & Parks	04/12/1941	license	recreational	1500	n/a
28-3	SD Game, Fish, & Parks	04/12/1941	license	recreational	500	n/a
1437-3	Marvin Czech	03/28/1966	license	irrigation	2.70	140
1812-3	W.J. Sanderson	03/09/1971	license	irrigation	1.00	70
7350-3	Marvin Czech	04/16/2012	license	irrigation	1.33	106.5

The nearest Big Sioux River water right to the proposed diversion point for this application is Water Right No. 7350-3 for irrigation of the adjacent quarter to the north of this application held by Marvin Czech (Water Rights, 2026a). While slightly upstream of the proposed diversion point of this application, it is still in close proximity. Based on the information provided with this application, this application (by James or Angela Czech) proposes to tie into the same electrical connection as the pump site for Water Right No. 7350-3. Both this application and Water Right No. 7350-3 are part of the Czech family farming operation. Should this change, Water Right No. 7350-3 would have seniority and therefore, priority over this application, if approved. The land authorized for irrigation under Water Right No. 7350-3 is also authorized for irrigation from groundwater out of the Big Sioux: North aquifer under Water Permit No. 7846A-3 (Water Rights, 2026a).

The next downstream water right is Water Right No. 119-3A held by the SD Department of Game, Fish, and Parks is approximately 11 linear miles south of the proposed diversion point for this application. Water Right No. 119-3A is for 1,500 cfs of flood water to stabilize the water levels of Dry Lake and Lake Poinsett. USGS Gaging Station No. 06479525 on the Big Sioux River near Castlewood is located between the proposed diversion point for this application and Water Right No. 119-3A (USGS, 2026b; Water Rights, 2026a).

Standard qualifications for water rights/permits in this section of the Big Sioux River are:

- Diversions under this Permit are subject to senior water rights and shall be in accordance with any written orders issued by the Chief Engineer.
- Low flows as needed for downstream domestic use, including livestock watering, and prior water rights must be bypassed. This Permit does not authorize diversion of water from the Big Sioux River, when pumping, unless at least 5 cfs is flowing past the USGS Gaging Station No. 06479525 near Castlewood, unless written orders have been issued by the Chief Engineer. Prior to issuing any shut off orders, the Chief Engineer shall also take into consideration, the flows at the USGS Gaging Station No. 06481000 near Dell

Report Water Permit Application No. 9035-3

Rapids and USGS Gaging Station No. 6482020 at North Cliff Avenue in Sioux Falls.
Diversion under this Permit shall be in accordance with any written orders issued by the Chief Engineer.

- The Water Management Board retains jurisdiction of this Permit in the event additional information shows that adjustments need to be made to the bypass requirements.
- This Permit is subject to the irrigation water use questionnaire being submitted each year.

Based on best available information, inclusion of these qualifications gives a reasonable probability that this application can be developed without unlawful impairment of domestic users or users with senior water rights. There is not a history of unlawful impairment complaints for the Big Sioux River in Hamlin County (Water Rights, 2026b).

Conclusions

1. Water Permit Application No. 9035-3 proposes to appropriate 1.78 cfs from the Big Sioux River, using a pumping station to be located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3 for the irrigation of 152 acres located in the SW $\frac{1}{4}$ Section 3; all in T115N-R52W.
2. During average years there should be sufficient water available for the use proposed by this application. During dry conditions, especially during the mid-to-late summer and early fall, the Big Sioux River may not be a reliable source of water.
3. If subject to the standard permit qualifications for this section of the Big Sioux River, best information reasonably available indicates this application could be approved without unlawful impairment to senior water rights or domestic users.


Whitney Kilts
Water Rights Program

References

- Hoogestraat, G.K., and Stamm, J.F. 2015. Climate and streamflow characteristics for selected streamgages in eastern South Dakota, water years 1945–2013: U.S. Geological Survey Scientific Investigations Report 2015–5146. Reston, Virginia.
- Lebeda (Lebeda Consulting, LLC). 2016. Big Sioux River Watershed Strategic Plan. Humbolt, SD.
- Kume, J. 1985. Water Resources of Deuel and Hamlin Counties, South Dakota. Water-Resources Investigations Report 84-4069. United State Geological Survey, Huron, SD.
- USGS (United State Geological Survey). 2026a. Watershed Boundary Dataset HUC 12- version 2.3.1.
<<https://www.arcgis.com/home/item.html?id=cf86758469324bfbaef2b06058c11dd3>>.
Accessed May 2026.
- USGS (United State Geological Survey). 2026b. Water Data for the Nation. Monitoring Location: Big Sioux River Near Castlewood, SD- USGS-06479525. <
<https://waterdata.usgs.gov/>>. Accessed June 2026.
- Water Rights. 2026a. Water Right/Permit Files. SD DANR Water Rights Program. Joe Foss Building. Pierre, South Dakota.
- Water Rights. 2026b. County Complaint Files. SD DANR Water Rights Program. Joe Foss Building. Pierre, South Dakota.

Rodriguez, Rachel

From: Jim Czech <siouxriverdairy@gmail.com>
Sent: Wednesday, April 1, 2026 11:09 AM
To: Rodriguez, Rachel
Subject: Re: [EXT] Water Permit Application

Rachel

you can change my application as well to september 30th. Just to clarify, I will be using the same location. I May use the same pump year 1 however I would like the permit to reflect having its own dedicated pump for the new irrigation system, located next to the 7350-3

thanks Jim

On Wed, Apr 1, 2026 at 10:30 AM Rodriguez, Rachel <Rachel.Rodriguez@state.sd.us> wrote:

Good Morning Jim,

In looking over your application, see that you will be using the pumping station from Water Right 7350-3. And on this application, you would like to use water from May 1 – October 31. However, 7350-3 has water use from May 1 – September 30. Would you like to change the date range of use on 7350-3 to match with this application? We can do this, and no additional money is needed. Please let me know your decision.

Thank you,

Rachel Rodriguez

DANR | Program Assistant

Rachel.Rodriguez@state.sd.us



Dewell, Amanda

From: Jim Czech <siouxriverdairy@gmail.com>
Sent: Monday, April 20, 2026 5:11 PM
To: Dewell, Amanda
Subject: Re: [EXT] Czech Irrigation Permit Applicaion_9035-3

Amanda

We would like to have the permit / system run independently of each other. The main reason we would like to have the new permit location be next to the existing one is for electrical and the ease of operation. Any more questions feel free to reach out.

Thanks
Jim
605-881-0992
Sent from my iPhone

On Apr 20, 2026, at 4:18 PM, Dewell, Amanda <Amanda.Dewell@state.sd.us> wrote:

Good afternoon,

I'm in the process of reviewing James & Angela's application for a permit out of the Big Sioux River for irrigation of 152 acres in Hamlin County. Based on the application, I understand that you intend to use the existing river access "pump location" being used to divert water for Marvin Czech's Water Right No. 7350-3.

With this email I hope to determine whether it is your preference for these two systems to be run independently of one another as listed below; or if you would prefer to see the two systems ultimately licensed under the same permit/water right for 258.5 acres @ 3.11 cfs (1395 gpm); since the public notice for this application will differ based on your response.

1. Marvin's (7350-3) irrigation of 106.5 acres @ 1.33 cfs (595 gpm)
2. James & Angela's (9035-3) irrigation of 152 acres @ 1.78 cfs (800 gpm)

Thank you,

Amanda Dewell

DANR - Water Rights Program
Permitting Administrator
Main Phone: 605 773-3352
Website: danr.sd.gov
<image001.png>



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

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

June 23, 2026

James or Angela Czech
PO Box 786
Watertown SD 57201

Dear Mr. & Mrs. Czech:

Water Permit Application No. 9035-3 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 Hamlin County Republican printed in Castlewood (Ph # 605 973-2293) and the Public Opinion printed in Watertown (see attachment for contact number). You will need to contact the newspapers and authorize publication of this notice. For your information, a copy of the notice, the recommendation of the Acting 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 newspapers to authorize publication of your Notice and to arrange for payment. Early contact with the papers can eliminate delays. Upon receiving authorization from you, the publishers have been instructed to publish your notice. The newspapers have 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,

Rachel Rodriguez

Rachel Rodriguez
Water Rights Program
(605) 773-3352

enclosures

NOTE: If you plan to contest any part of the Acting 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.

NOTICE OF APPLICATION NO. 9035-3 to Appropriate Water

Notice is given that James or Angela Czech, PO Box 786, Watertown SD 57201, have filed an application for a water permit to appropriate 1.78 cubic feet of water per second (cfs) from the Big Sioux River, using a pumping station to be located in the SW 1/4 NW 1/4 Section 3 for irrigation of 152 acres located in the SW 1/4 Section 3; all in T115N-R52W. This site is located in Hamlin County, approximately four and one-half miles northwest of Castlewood SD.

Pursuant to SDCL 46-2A-2, the Acting Chief Engineer recommends APPROVAL of Application No. 9035-3 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 domestic water uses and water rights, 3) the proposed use is a beneficial use and 4) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board. The Acting Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Amanda Dewell for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Acting Chief Engineer. A petition opposing the application shall be filed on a form provided by the Acting Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Acting Chief Engineer. The Acting Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Acting Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 20, 2026.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Acting Chief Engineer. The comment shall be filed on a form provided by the Acting Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Acting Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by July 20, 2026.

If the applicant does not contest the recommendation of the Acting Chief Engineer and no petition to oppose the application is received, the Acting Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. 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.

Published once at the total approximate cost of _

Rodriguez, Rachel

From: Gannett Legals Public Notices 4 <ganlegpubnotices4@gannett.com>
Sent: Tuesday, June 23, 2026 9:00 AM
To: Rodriguez, Rachel
Cc: siouxriverdairy@gmail.com
Subject: [EXT] 12432324 RE: 9035-3 Jim & Angela Czech - Public Notice
Attachments: Order_Confirmation_Liners - 2026-06-23T095654.565.pdf

Hello!

Please find your order confirmation and proof attached.

Your notice is set to run in the Public Opinion on 7/8. The order cost is \$55.70 which includes an affidavit that will be sent 7-10 business days after the last day of the notice printing. Please review the notice and email before 8am on 7/6 with any changes.

Your notice is scheduled to run per your request and will publish unless you reply to this email before the deadline above requesting changes or to cancel.

Our invoicing is done monthly. You will receive an invoice for this ad after the close of the month.

All orders are subject to a non-refundable 3.99% service fee. As an incentive for customers, we provide a discount off the order cost equal to the 3.99% service fee if you pay by ACH. Pay by ACH and Save! Final order cost provided at time of payment and via a receipt.

Thank you!

Kerri Furnace

Public Notice Representative

USA TODAY CO.



844-254-5287

National voice. Local strength. Subscribe TODAY.

#TeamUSATODAY

Tell my boss I rock [HERE!](#)

*NOTE: We cannot advise on legal matters, and it is your responsibility to make sure your ad meets the requirements of your State/Court, including wording and publication dates/frequency. Please verify all information is included and correct. If your ad is not compliant with applicable law and needs to be republished, you will be responsible for all additional fees incurred.

From: Rodriguez, Rachel <Rachel.Rodriguez@state.sd.us>
Sent: Tuesday, June 23, 2026 9:24 AM
To: SD-Watertown Legals <legals@thepublicopinion.com>
Subject: 9035-3 Jim & Angela Czech - Public Notice

Attached is a notice to be published on July 8, 2026.

James or Angela Czech, PO Box 786, Watertown SD 57201, 605-881-0992, siouxriverdairy@gmail.com has been notified to contact you to authorize publication and arrange for payment.

Please send the affidavit or return the attached Proof of Publication form ASAP to the Water Rights Program, Attn Rachel Rodriguez, 523 E Capitol Ave, Pierre SD 57501.

Let me know if you have questions. Please confirm receipt of this email.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us





Order Confirmation

Not an Invoice

Account Number:	1025548
Customer Name:	County Line Dairy, LLC
Customer Address:	County Line Dairy LLC 45767 177Th ST Watertown SD 57201-7169
Contact Name:	Jim Czech
Contact Phone:	(605) 945-0593
Contact Email:	rachel.rodriguez@state.sd.us
PO Number:	

Date:	06/23/2026
Order Number:	12432324
Prepayment Amount:	\$ 0.00

Column Count:	1.0000
Line Count:	169.0000
Height in Inches:	18.6300

Print

Product	#Insertions	Start - End	Category
WAT The Public Opinion	1	07/08/2026 - 07/08/2026	Public Notices
WAT thepublicopinion.com	1	07/08/2026 - 07/08/2026	Public Notices

As an incentive for customers, we provide a discount off the total order cost equal to the 3.99% service fee if you pay with Cash/Check/ACH. Pay by Cash/Check/ACH and save!

Total Cash Order Confirmation Amount Due	\$55.70
Tax Amount	\$0.00
Service Fee 3.99%	\$2.22
Cash/Check/ACH Discount	-\$2.22
Payment Amount by Cash/Check/ACH	\$55.70
Payment Amount by Credit Card	\$57.92

Order Confirmation Amount	\$55.70
---------------------------	---------

Rodriguez, Rachel

From: LeeAnne Dufek <hcp@itctel.com>
Sent: Tuesday, June 23, 2026 8:22 AM
To: Rodriguez, Rachel
Subject: Re: [EXT] 9035-3 Jim & Angela Czech - Public Notice

Got it - thanks for working around our schedule!

LeeAnne Dufek
Publisher
Hamlin County Publishing Inc.
(605) 793-2293

On Jun 23, 2026, at 8:21 AM, Rodriguez, Rachel <Rachel.Rodriguez@state.sd.us> wrote:

Attached is a notice to be published on July 8, 2026, in the Hamlin County Republican.

James or Angela Czech, PO Box 786, Watertown SD 57201, 605-881-0992, siouxriverdairy@gmail.com has been notified to contact you to authorize publication and arrange for payment.

Please send the affidavit or return the attached Proof of Publication form ASAP to the Water Rights Program, Attn Rachel Rodriguez, 523 E Capitol Ave, Pierre SD 57501.

Let me know if you have questions. Please confirm receipt of this email.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us
<image001.png>

<9035-3 public.short_final.docx><FORM8.FRM.doc>

JUL 14 2026

OFFICE OF
WATER**PROOF OF PUBLICATION**STATE OF SOUTH DAKOTA)
County of Hamlin) SSI, Lee Anne Buttk

certify that the attached printed Notice was taken

from the The Hamlin
County Republicanprinted and published in CastlewoodCounty of Hamlin and

state of South Dakota. The notice was published

in the newspaper on the following date:

July 8, 2026Cost of Printing \$43.06Lee Anne Buttk
(Signature)Owner
(Title)7-8-26
(Date Signed)**NOTICE OF APPLICATION NO. 9035-3 TO APPROPRIATE WATER**

Notice is given that James or Angela Czech, PO Box 786, Watertown SD 57201, have filed an application for a water permit to appropriate 1.78 cubic feet of water per second (cfs) from the Big Sioux River, using a pumping station to be located in the SW 1/4 NW 1/4 Section 3 for irrigation of 152 acres located in the SW 1/4 Section 3; all in T115N-R52W. This site is located in Hamlin County, approximately four and one-half miles northwest of Castlewood SD.

Pursuant to SDCL 46-2A-2, the Acting Chief Engineer recommends APPROVAL of Application No. 9035-3 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 domestic water uses and water rights, 3) the proposed use is a beneficial use and 4) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board. The Acting Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Amanda Dewell for this information, or other information, at the Water Rights Program address provided below.

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Published July 8, 2026, at total cost of \$43.06 and may be viewed online at www.sdpublicnotices.com

USA TODAY CO.



PO Box 630567 Cincinnati, OH 45263-0567

AFFIDAVIT OF PUBLICATION

Water Rights Program
Water Rights Program
523 E Capitol AVE
Pierre SD 57501-3182

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STATE OF SOUTH DAKOTA, COUNTY OF CODINGTON

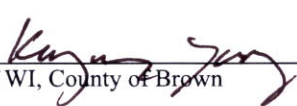
The Watertown Public Opinion is, and during all the times hereafter mentioned was, a daily legal newspaper as defined in SDCL 17-2-2.1 through 17-2-2.4, as amended, published at Watertown, Codington County, South Dakota, by Watertown Public Opinion; that the notice, order or advertisement, a printed copy of which is attached, was published in said newspaper in the issue dated:

07/08/2026

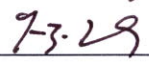
and that the fees charged are legal.
Sworn to and subscribed before on 07/08/2026



Legal Clerk



Notary, State of WI, County of Brown



My commission expires

Publication Cost:	\$55.70	
Tax Amount:	\$0.00	
Payment Cost:	\$55.70	
Order No:	12432324	# of Copies:
Customer No:	1025548	1
PO #:		

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

KONGMENG YANG
Notary Public
State of Wisconsin

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NO. 9035-3 to Appropriate
Water

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Published on July 8, 2026 at the total approximate cost of \$55.70 and may be viewed free of charge at www.sdpublicnotices.com

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OFFICE OF
WATER

Rodriguez, Rachel

From: Rodriguez, Rachel
Sent: Tuesday, June 23, 2026 9:40 AM
To: Jim Czech
Subject: 9035-3 Jim & Angela Czech - Public Notice
Attachments: 9035-3 Rec.pdf; 9035-3 Ltr.pdf; 9035-3 PubNotice.pdf; Watertown Info.pdf

Good morning,

Attached is a copy of the report, acting chief engineer's recommendation, and information regarding the public notice for your water permit application. As stated in the letter, please contact the paper(s) as soon as possible to authorize publication and arrange for payment. This information is also being mailed to you today.

Let me know if you have questions. Please confirm receipt of this email.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

August 27, 2026

James or Angela Czech
PO Box 786
Watertown SD 57201

Dear Mr. Czech:

Enclosed is Water Permit No. 9035-3 authorizing construction of the 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,

Adam Mathiowetz, PE
Chief Engineer
Water Rights Program

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

**Affidavit of Public Notice
Posting on DANR Website**

Pursuant to SDCL § 46-2A-4, public notice of the following application was posted on the DANR web site at <https://danr.sd.gov/public>. The posted public notice is the same notice as published in the pertinent newspaper(s) and a copy of the public notice is maintained in the application file. If the application is contested, the posting is moved to the DANR contested case website at <https://danr.sd.gov/public/ContestedCase.aspx> until final action is taken on the application pursuant to SDCL § 46-2A-4.

Application No.: 9035-3

Name of Applicant: James or Angela Czech

Date of Posting: 7/6/2026

Date of Removal: 8/27/2026

Amanda Dewell, Permitting Administrator

8/27/2026

Date

Subscribed and sworn to before me, a notary public, this 27th day of Aug, 2026.

Notary Public - South Dakota

My commission expires:

Rachel Rodriguez
My Commission Expires
May 16, 2029

(SEAL)

