DEPARTMENT of ENVIRONMENT and NATURAL RESOURCES

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

denr.sd.gov

Chet Edinger
Edinger Brothers Partnership
PO Box 1081
Mitchell, SD 57301

June 7, 2016

Subject: Department of Environment and Natural Resources File Number 2016.104 Pertaining to the RoundUp PowerMAX spill at 25287 397th Ave in Mount Vernon, SD

Dear Mr. Edinger:

The Department of Environment and Natural Resources is contacting you regarding the above referenced event. This office has recorded the information provided about this event on an initial spill report form (enclosed for your review). The procedures for assessment and remediation of agricultural chemical releases may require you to coordinate with this department and the SD Department of Agriculture (SDDA). In this situation, the following steps must be taken:

- Recover the spilled product. Stockpiling and land-application of recovered substances are to be in accordance with SDDA rules. Questions can be directed to the SDDA at 605.773.4432. You can contact the DENR for disposal options at permitted landfills. Most disposal methods require sample analysis of the excavated substances to determine contaminant content and magnitude
- Excavate the impacted gravel
- By July 7, 2016, please complete and return the attached Written Contamination Incident Follow Up Report form (this is a standard form so some questions will not apply to this situation, just skip those questions). Electronic options for completing the form can be found at https://www.state.sd.us/eforms/secure/eforms/E0486V4-SpillsFollowUpReport.pdf
- Please also provide a written narrative detailing the actions taken in response to this event, to include the final disposition of recovered material, disposal receipts, and post cleanup pictures.

Kelsey Newling has been assigned as the project manager of this case. Once Kelsey has reviewed all of the information on this case she will contact you to discuss any further actions that may be needed. If you have any questions or need additional information, please do not hesitate to contact Kelsey Newling or me at 605.773.3296. Thank you for your cooperation and assistance in protecting the quality of South Dakota's natural resources.

Sincerely,

Kim McIntosh
Environmental Manager

cc: Jeff Bathke, Davison County Emergency Management, Mitchell, SD
Bryan Tipton, SD Department of Agriculture, Pierre, SD

KN

Environmental Events Database - Initial Report Form

Dept. of Ag. Case No. 16SP060610 DENR Case No.: 2016.104

Reported: (mm/dd/yy) 06/06/16 Time: 11:12 A Recorded By: R. LANCASTER

A. REPORTER

Reported By: BRYAN TIPTON

Organization Name: SD DEPT OF AGRICULTURE

Organization: discharger public (state) local federal

Address: FOSS BLDG

City: PIERRE County: State: SD

Zip: 57501 Phone: 605 773 4432

B. DISCHARGER (Responsible Party)

Name: EDINGER BROTHERS PARTNERSHIP CHET EDINGER

Address PO BOX 1081

City: MITCHELL County: State: SD

Zip 57301 Phone: 605 770 5133

C. INCIDENT LOCATION

As Above in B Street or Approx. Location 25287 397TH AVE S OF SHED

Survey Description: Sec T R 57363

City: MOUNT VERNON County: DAVISON State: SD

D. DATE

Spill Date: (mm/dd/yy) Spill Time:

E. MATERIAL

Material Type (Code/Name): (hazardous substance / oil / other / material unknown)	Quantity Spilled	Spilled in Water	Units (Check 1)			
ROUNDUP POWERMAX	200		lb.	bbl.	(gal.)	oth.
			lb.	bbl.	gal.	oth.
			lb.	bbl.	gal.	oth.

F. SOURCE

Source of Spill: AST UST railway vessel fixed facility pipeline highway air transport

Description: TOTE

G. MED.

Medium Affected: air (land) water groundwater (within facility only)

Waterway Affected:

H. CAUSE

Reported Cause: transportation accident / equipment failure / operational error / natural phenomenon / dumping / unknown / Other

Description: PUNCTURED TOTE

I. DAM.

Damages: No. of injuries No. of deaths Property damage > $50,000

J. ACTIONS

Evacuation Response Action Taken IMPACTED GRAVEL/SOILS TO BE EXCAVATED RP ANTICIPATES DISPOSAL AT TRI COUNTY LANDFILL.

K. NOTIFIED

Responding Agency: DENR DOA discharger federal EPA local

Agencies Notified:

L. COMMENTS

Comments TRI-COUNTY LANDFILL
PUKWANA
605 894 4535

Department of Environment and Natural Resources
Ground Water Quality Program
523 East Capitol Avenue
Pierre, South Dakota 57501-3182

Business Hours M thru F 8:00 – 5:00pm
Normal business hours – (605) 773-3296
After business hours – (605) 773-3231