



**DEPARTMENT of AGRICULTURE  
and NATURAL RESOURCES**

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

June 15, 2021

Dale Wilson  
CHS Inc.  
1800 Elevator Road  
Mitchell, SD 57301

Subject: Department of Agriculture and Natural Resources File # 21SP061410-2021.082:  
pertaining to a pesticide release on 263<sup>rd</sup> Street near 399<sup>th</sup> Avenue, near Ethan, SD.

Dear Mr. Wilson:

The Department of Agriculture and Natural Resources (DANR) is contacting you regarding the event noted above. A copy of the initial spill report form is enclosed for your review. Based upon the information provided, approximately 600 gallons of a pesticide solution released due to a sprayer rollover. The procedures for the assessment and cleanup of spills such as this were developed to protect surface and groundwater resources. In this situation, DANR requires the following:

- Hire an environmental consultant to excavate contaminated soils, collect confirmation soil samples, and properly dispose of contaminants at a permitted municipal solid waste landfill;
- Provide this office a copy of the consultant's report documenting remediation efforts related to this release including landfill receipts and analytical results;
- In addition, by July 13, 2021, please complete and return the attached Written Contamination Incident Follow Up Report form.

Jaclyn McGuire has been assigned as the project manager for this case. If you have any questions or need additional information, please do not hesitate to contact her at 605.773.3296. Thank you for your cooperation and assistance.

Sincerely,

Trish Kindt

Inspection, Compliance, & Remediation Program  
(605) 773-3296

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cc Mark Jenniges, Davison County Emergency Manager  
JD Farley, DANR  
Gary Perowitz, CHS Inc.

## South Dakota Spill Report Form

PRCF No.

Case No. 21SP061410-2021.082

Reported: (mm/dd/yy) 06/14/21		Time: 6:10 PM		Recorded By: J. McGuire	
<b>A. REPORTER</b>	Reported By: Autumn Stout				
	Organization Name: Office of Emergency Management				
	Organization: <input type="checkbox"/> discharger <input type="checkbox"/> public <input checked="" type="checkbox"/> state <input type="checkbox"/> local <input type="checkbox"/> federal				
	Address: 221 South Central Avenue				
	City: Pierre		County: Hughes		State: SD
Zip: 57501		Phone: 605-773-3231			
<b>B. DISCHARGER (Responsible Party)</b>	Name: CHS Inc. c/o Dale Wilson				
	Address: 1800 ELevator Road				
	City: Mitchell		County: Davison		State: SD
	Zip: 57301		Phone: 605-996-9200		
<b>C. INCIDENT LOCATION</b>	Street or Approx. Location: As Above in B: <input type="checkbox"/> 263rd Street, 1/2 mile west of 399th Avenue				
	Survey Description:				
	City: Ethan		Zip: 57363		County: Davison State: SD
<b>D D A T E</b>	Spill Date: (mm/dd/yy) 06/14/21			Spill Time: 6:00 PM	
	<b>E. MATERIAL</b>	Material Type (Code/Name): <input type="checkbox"/> hazardous substance <input type="checkbox"/> oil <input type="checkbox"/> material unknown <input type="checkbox"/> other		Quantity Spilled	Spilled in Water
Providence, Xtendimax		76 oz, 20		<input type="radio"/> lb. <input type="radio"/> bbl. <input checked="" type="radio"/> gal. <input type="radio"/> oth.	
Generic Warrior		2.5		<input type="radio"/> lb. <input type="radio"/> bbl. <input checked="" type="radio"/> gal. <input type="radio"/> oth.	
Powermax		60		<input type="radio"/> lb. <input type="radio"/> bbl. <input checked="" type="radio"/> gal. <input type="radio"/> oth.	
<b>F. SOURCE</b>	Source of Spill: <input type="radio"/> AST <input type="radio"/> UST <input type="radio"/> railway <input checked="" type="radio"/> transport <input type="radio"/> fixed facility <input type="radio"/> pipeline <input type="radio"/> highway <input type="radio"/> other				
	Description: Sprayer				
	Regulated Tank: <input type="checkbox"/>				
<b>G. MED.</b>	Medium Affected: <input type="checkbox"/> air <input checked="" type="checkbox"/> land <input type="checkbox"/> water <input type="checkbox"/> groundwater <input type="checkbox"/> within facilities only				
	Waterway Affected: n/a				
<b>H. CAUSE</b>	Reported Cause: <input checked="" type="radio"/> transportation accident <input type="radio"/> operational error <input type="radio"/> dumping <input type="radio"/> equipment failure <input type="radio"/> natural phenomenon <input type="radio"/> unknown <input type="radio"/> Other:				
	Description: passed another vehicle, went into ditch and turned over.				
<b>I. DAM-AGES</b>	No. of injuries:		No. of deaths:		
	Response Action Taken:				
<b>K. NOTI-FIED</b>	Responding Agency: <input checked="" type="checkbox"/> DANR <input checked="" type="checkbox"/> Local <input checked="" type="checkbox"/> discharger <input type="checkbox"/> federal <input type="checkbox"/> EPA <input type="checkbox"/> Other				
	Agencies Notified:				
<b>L COMMENTS</b>	Comments:				
	Total volume of release was 600 gallons. Plan to excavate and landfill and hire an environmental consultant to perform cleanup and collect soil samples.				

Department of Agriculture and Natural Resources  
 Inspection, Compliance, and Remediation Program  
 523 East Capitol Avenue  
 Pierre, South Dakota 57501

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