

NOTICE OF WATER MANAGEMENT BOARD DETERMINATION THAT THE TULARE EAST JAMES AQUIFER IS FULLY APPROPRIATED AND OF 30 DAY PERIOD TO FILE WATER RIGHT APPLICATIONS

The Water Management Board (Board) has determined that the average annual withdrawal of water from the Tulare East James aquifer is equal to the average estimated annual recharge and deems the aquifer fully appropriated. The aquifer extends east of the James River from central Spink County into northern Beadle County. A map showing the approximate boundary of the aquifer and a copy of this notice are available at <http://denr.sd.gov/ap>.

Pursuant to SDCL 46-2A-7.1 and 46-2A-7.2, the Board is providing notice of its determination that the Tulare East James aquifer is fully appropriated and providing notice of a thirty day application period during which the Chief Engineer shall accept and hold for future consideration applications to appropriate water from the aquifer. The thirty day application period begins at noon Central Standard Time (CST) on January 26, 2015 and ends at noon CST on February 25, 2015. Completed applications shall be mailed to the Water Rights Program, 523 East Capitol Ave, Pierre, SD 57501. The date of receipt affixed to any application submitted within the thirty day application period shall be February 25, 2015. The Chief Engineer shall review each application for completeness in accordance with SDCL Chapter 46-2A and Administrative Rules of SD Chapter 74:02:01. The Chief Engineer shall also accept and hold any application submitted after the thirty day application period but such an application shall take the priority date as of the date of receipt of the application. Applications submitted prior to July 1, 2014, shall not be included in this process and must be resubmitted within the thirty day application period to be considered.

Following completion of the thirty day application period, the Board shall create a priority list of all complete applications submitted to the Chief Engineer within the thirty day application period. The priority list created by the Board determines the order of eligibility for any unappropriated water the Board may determine is available at a future date. At least every five years, the Board shall hold a public hearing to review the Tulare East James aquifer, all permits appropriating water from the aquifer and all held applications to determine whether unappropriated water is available from the aquifer. Notice of the aquifer review will be published and provided to all applicants at the address on their application.

If you have any questions or need assistance obtaining or completing an application, please call Eric Gronlund or Ron Duvall at (605) 773-3352. Application forms and instructions are also available online at "<http://denr.sd.gov/wr>" by selecting the "Available forms" link. Application forms can also be requested by emailing denrinternet@state.sd.us with "Atten. Water Rights Program" in the subject line, or by writing us at SD Water Rights Program, 523 E Capitol Ave, Pierre SD 57501. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.