

WATER PERMIT NO. 1912-1

Name of Applicant: **Perkins County Rural Water System**

Address: **PO Box 160, Bison SD 57620** Phone: **605 244-5608**

Amount of Water Claimed: **0.89 cfs** Total Acres: **NA**

Source of Water Supply: **Grand River**

Water to be used for: **rural water system use** County: **Perkins**

Type of Waste Disposal System: **na**

Location: **adjacent to Shadehill Reservoir**

PRIORITY Date Received: **3-19-10** Application/License Fee: **\$1,350**

Corrected Application Received: Period of Annual Use: **January 1 – December 31**

Remarks:

SW NE
Diversion Point: **SE ¼ NW ¼ Sec 25-T21N-R15E**

Land to be Irrigated: **NA**

Depth of Well:

Well Driller:

Remarks:

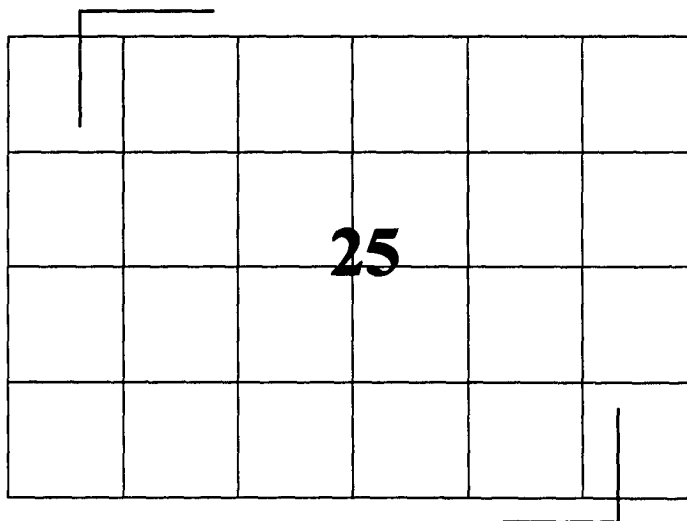
Type of Map: **aerial**

Prepared by: **James A West, PE**

Reviewed and the Number Assigned on: **3-19-10**

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____



SD EForm - 1585LD V3
FORM 2: Application for uses other than irrigation
(type or print)

RECEIVED
MAR 19 2010
WATER RIGHTS
PROGRAM

Mail to: PMB 2020 DENR - Water Rights 523 E Capitol Ave Pierre, SD 57501-3182 ph. (605) 773-3352	No. <u>1912-1</u> (office use only) Hydrologic Unit <u>10130303</u> Basin <u>Grand River</u> Newspaper <u>Bison Courier</u> <u>PO Box 429</u> <u>605-244-7199</u> <u>Bison 57620</u>
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Application For Permit To Appropriate Water Within The State Of South Dakota

Check use(s) of water:

☐ Municipal	☐ Suburban Housing	☐ Recreational	☐ Institutional
☒ Rural Water System	☐ Commercial	☐ Fish & Wildlife	☐ Geothermal Heat
☐ Domestic (over 18 gpm)	☐ Industrial	☐ Other	

Type of Application:
(check one)

☒ New ☐ Vested Right (Use predates Mar 2, 1955) ☐ Future Use Reservation
☐ Place to Beneficial Use Water Reserved by Future Use Permit No. _____
☐ Amendment/Correction to Permit No. _____

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.)

- Name of Applicant Perkins County Rural Water System, Inc. Phone 605-244-5608
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address 104 W. Main St., P.O. Box 160 Bison SD 57620-0160
(Address) (City) (State) (Zip Code)
- Amount of water claimed 0.89 *CFS or 400 **GPM ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply Grand River just below Shadehill Reservoir
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) County Perkins
Please see the enclosed map/maps for more details on the proposed diversion point.
SW 1/4 NE 1/4 Sec 25 T21N R15E
- County or counties where water will be used Perkins
- Annual period during which water is to be used Continuous/year around withdraw Jan 1 - Dec 31
- Give a description of the project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

Please see the enclosed "Alternative Water Supply & Proposed Treatment for Perkins County Rural Water System, Inc" Report for more details.

STATE OF SOUTH DAKOTA)
County of Perkins) SS

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)

I, Terry Haggart, the applicant, certify that I have read this application, have examined the attached map and that the matters stated are true and that I intend, and am able to complete the necessary construction.

Applicant's signature

Terry S. Haggart

Subscribed and sworn to before me this 15th day of March 2010

[Signature]
Notary Public signature

**SOUTH DAKOTA
WATER PERMIT NO. 1912-1**

Date of first receipt of application March 19, 2010.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 1912-1 to Perkins County Rural Water System, Inc., PO Box 160, Bison SD 57620 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. 1912-1 appropriates 0.89 cubic feet of water per second from the Grand River at Shadehill Reservoir located in SW 1/4 NE 1/4 Section 25-T21N-R15E.
2. The water appropriated shall be used for the purpose of rural water system use and may not exceed the amount of water needed for beneficial use.
3. The water is to be used during the following described annual period: January 1 – December 31.
4. The date of approval of Permit No. 1912-1 is June 1, 2010.
5. The date from which applicant may claim right is March 19, 2010.
6. One-fifth of the construction is to be completed on or before December 1, 2012.
7. All construction is to be completed on or before June 1, 2015.
8. Water is to be put to beneficial use on or before June 1, 2019.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

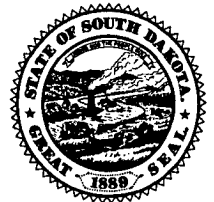
QUALIFICATION

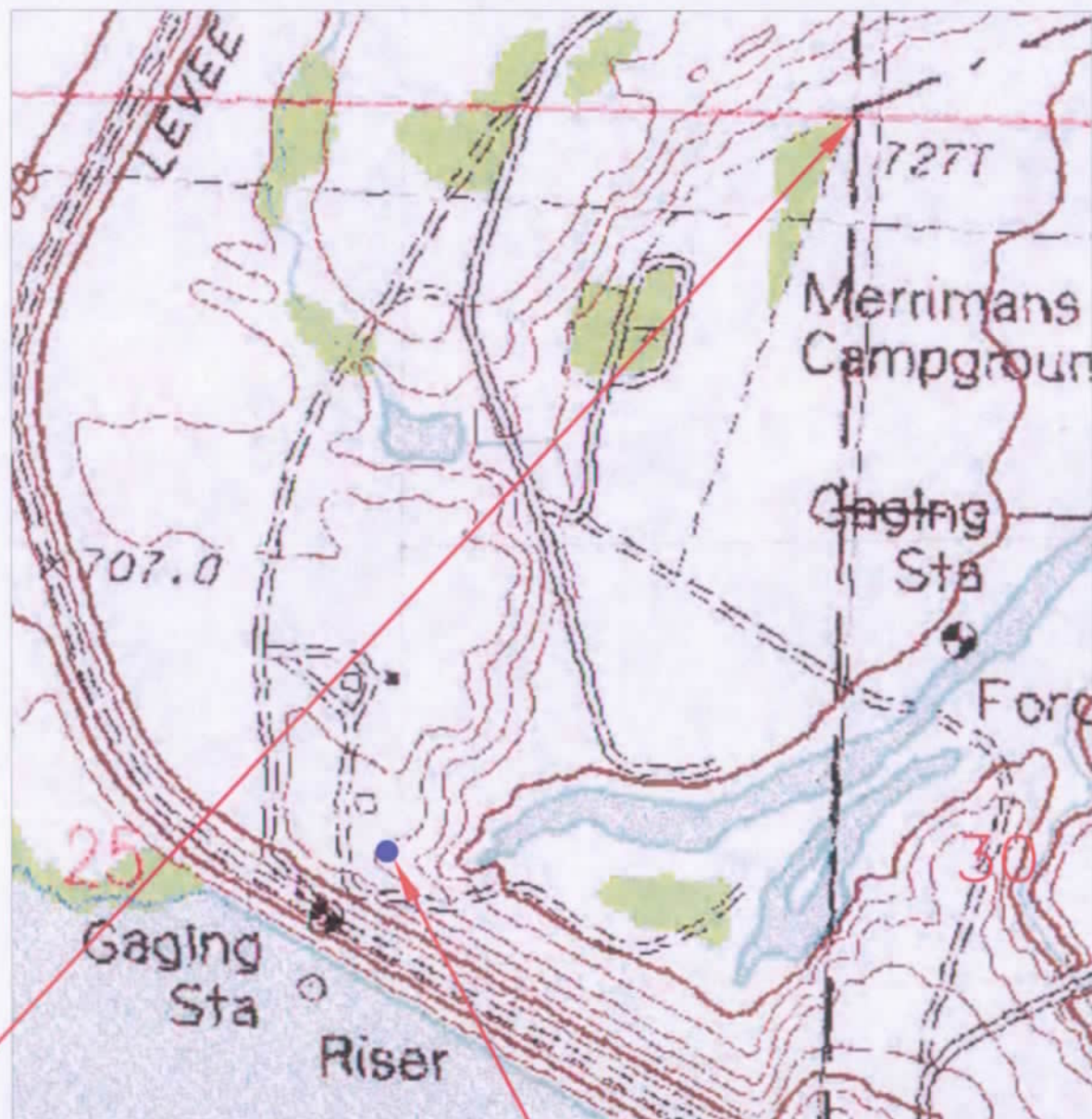
Perkins County Rural Water System shall report to the Chief Engineer annually the amount of water withdrawn from the Grand River.

WATER MANAGEMENT BOARD

By: Garland Erbele
Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

JUL 14 2010
date





SCALE: 1" = 600'

SECTION CORNER BETWEEN
SECTION 19 & 30 OF R16E AND
SECTION 24 & 25 OF R15E
ALL OF T21N

APPROXIMATE LOCATION OF DIVERSION

FROM THE SECTION CORNER:
THE DIVERSION POINT IS SOUTH 180° ALONG
THE SECTION LINE BETWEEN SECTION
25 AND 30, 2,518 FEET, AND WEST 270° FOR
1477 FEET.



SCALE: 1" = 600'

DIVERSION POINT

LATITUDE: 45° 45' 14.8" N
LONGITUDE: 102° 12' 11.9" W



DATE	REVISION	RECORD	DRAWN	APPROVED



PERKINS COUNTY
RURAL WATER SYSTEM, INC.
SHADEHILL RO TREATMENT PLANT
BISON, SOUTH DAKOTA
SHADEHILL RESERVOIR DISCHARGE FACILITIES TO THE GRAND RIVER

PLANS	PRELIM.
DRAWN	J.L.Z.
APPR.	J.A.W.
DATE	FEB, 2010
JOB NO.	1238-006
FILE NAME	
SHEET 1 OF 1	
SHEET NO.	1

RECEIVED
MAR 19 2010
WATER RIGHTS
PROGRAM

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 3/19, 2018

RECEIVED OF Perkins County Rural Water PO Box 160 Bison SD 57620

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

Fee for Application for Permit No. <u>1912-1</u> to Appropriate Water, to construct and to put water to beneficial use	1150 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>1912-1</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	1350 00

No.

04511

By

Latel Enchele
Chief Engineer

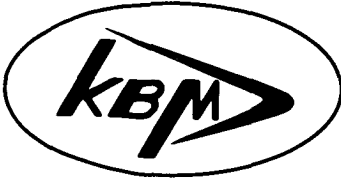
RECEIVED

MAR 19 2010

WATER RIGHTS
PROGRAM

(701) 772-7156

FAX (701) 772-0826



KBM, INC.

405 BRUCE AVENUE, SUITE 200

GRAND FORKS, NORTH DAKOTA 58201-4642

Memo

Dated: February 19, 2010

TO: South Dakota Dept. of Environment and Natural Resources

From: Jim West PE on behalf of Perkins County Rural Water System, Inc.

Re: The matter of potential agreement between PCRWS and BOR on the diversion of water from Shadehill Reservoir to PCRWS for their potable water needs.

To Whom It May Concern:

On August 28, 2008 myself, Allan Page from our firm, Mr. Paul Adcock, Mgr. of PCRWS, Mr. Curt Anderson of BOR, Mr. Harold Stiles of BOR, and Ms. Faye Streier of BOR meet at Perkin's Office and later traveled to the Shadehill Reservoir diversion site.

The meeting discussed many topics, but the BOR was very supportive of Perkins obtaining water from the reservoir, and indicated the following items:

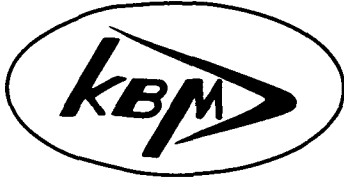
1. There would need to be a NEPA review performed on the planned facilities.
2. The BOR would require a \$2,000 annual fee (I think this is correct that it would be annual).
3. Water would cost \$16 per acre-foot.

The above items would be supported and agreeable to PCRWS.

Respectfully Submitted,

Jim West PE





KBM, INC.

405 BRUCE AVENUE, SUITE 200

RECEIVED

MAR 19 2010

**WATER RIGHTS
PROGRAM**

(701) 772-7156
FAX (701) 772-0826

GRAND FORKS, NORTH DAKOTA 58201-4642

February 22, 2010

Mr. Eric Grunlund
South Dakota DENR
PMD 2020
Joe Foss Building
523 E. Capitol
Pierre, SD 57501

Re: Perkins County Rural Water System, Inc. – Potential Water Rights Permit
Appropriation

Dear Eric,

Please find enclosed from Perkins County Rural Water System a proposed Water Rights Permit Application for there potential water withdrawal from just below Shadehill Reservoir on the Grand River.

We have enclosed a drawing giving a longitude and latitude along with a distance etc. from a close by section quarter. The map should help you visualize the location and structural facilities.

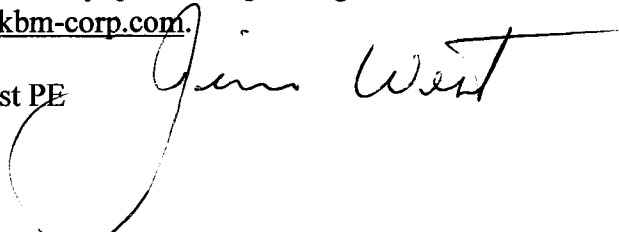
Also, please find enclosed a report which discusses the water supply and potential treatment options for the proposed water supply for Perkins County Rural Water System, Inc.

The water supply request is for 400 gpm presently.

I have also supplied a letter on my company letter head discussing Bureau of Reclamation information on what they would require of Perkins County Rural Water if they indeed did wish to take water. An official agreement has not been pursued at this point. Once the water treatment plant is authorized by Congress, the BOR would be in a better situation to discuss the water appropriation issue. The BOR was very supportive of Perkins using the water and supported the idea of placing a water treatment plant on their property.

If you have any questions, please give me a call at 701-772-7156, ext. 209 or jwest@kbm-corp.com.

Jim West PE


ENGINEERING • PHOTOGRAMMETRY • SURVEYING
OFFICES IN: GRAND FORKS, ND AND BEMIDJI, MN
ESTABLISHED: 1952



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

May 4, 2010

Curt Anderson
Bureau of Reclamation
515 9th Street, Room 101
Rapid City SD 57701

Dear Mr. Anderson:

Enclosed is a copy of the report, recommendation and public notice for Water Permit Application No. 1912-1 filed by the Perkins Co. Rural Water System. The application proposes to appropriate water from the Grand River at Shadehill Reservoir. The public notice is scheduled to be published May 13 and 20, 2010 in the Bison Courier. If no petitions to intervene are received, the water permit will be approved based on the Chief Engineer's recommendation. If a petition is received, a hearing will be scheduled before the Board at their July 7 and 8, 2010 meeting.

The cover letter from Perkins RWS accompanying the application acknowledges that the RWS will need to enter into an agreement with the BOR. It indicates that both the BOR and RWS will be in a better position to formalize an agreement once the water treatment plant is authorized by Congress. DENR understands that the parties have met and there will likely be NEPA review, annual fee and water charge.

This information is being sent to you because Shadehill Reservoir is a BOR project. If you have any questions regarding DENR's review of the application, please contact Mark Rath at (605) 773-3352.

Sincerely,

Eric Gronlund
Water Rights Program, DENR
(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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1912-1, Perkins County Rural Water System, Inc.**

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. 1912-1, Perkins County Rural Water System, Inc., c/o Terry Haggart, PO Box 160, Bison SD 57620.

The Chief Engineer is recommending APPROVAL of Application No. 1912-1 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 qualification:

1. Perkins County Rural Water System shall report to the Chief Engineer annually the amount of water withdrawn from the Grand River.

See report on application for additional information.

Garland Erbele, Chief Engineer
April 29, 2010

REPORT ON WATER PERMIT APPLICATION NO. 1912-1

Perkins County RWS

April 29, 2010

Application No. 1912-1, Perkins County RWS, proposes to appropriate 0.89 cubic feet of water per second from the Grand River. The diversion point is to be located in the SW ¼ NE ¼ of Section 25 T21N-R15E. The water will be used for rural water system use. The proposed project is located about 12.5 miles south of the Town of Lemmon in Perkins County.

Review of the Water Source

The applicant proposes to divert water from the Grand River located immediately downstream from Shadehill Reservoir. The U.S. Bureau of Reclamation (USBOR) maintains a 120,172 acre-foot reservoir in eastern Perkins County. USBOR's standard operating procedure for the reservoir operations is to provide for a minimum base flow release of 25 cfs into the Grand River downstream of the dam.

There are 10 existing water rights/permits appropriating 20.52 cfs from the Grand River downstream from Shadehill Reservoir to the confluence with the Missouri River all for irrigation use. A review of Water Right Program records indicate that there have not been complaints filed concerning low flows on the Grand River downstream from Shadehill Reservoir.

The United States Geological Survey (USGS) maintains a stream flow gauging station on the Grand River near Little Eagle, approximately 100 river miles downstream from Shadehill Reservoir. This gaging station is located downstream of the last existing irrigation water right. Table 1 indicates a 90 % probability of flow of at least 9 cfs, during the months of May through August. At the 75% probability flow level, there is a flow of at least 30 cfs for those same months.

Table 1. Flow Probability Table for the USGS Stream Flow Gauging Station, Grand River at Little Eagle, 1959-2009.

Probability	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
90 %	0.0	0.0	27.0	32.3	22.9	23.0	15.6	9.0	7.8	9.9	9.2	1.8
75 %	2.8	6.7	65.3	64.5	40.5	49.2	37.3	26.7	25.3	19.3	18.2	7.4
50 %	13.3	36.8	191.5	143.1	130.5	144.9	90.4	64.5	61.5	52.0	43.6	23.0
25 %	44.0	99.2	593.9	504.4	480.2	385.8	175.2	113.9	105.7	108.5	86.1	59.2
10 %	72.1	332.1	2361.6	1852.0	1383.3	931.2	429.5	229.5	168.8	192.5	125.4	84.5

Water availability should not be a problem for this proposed project, pumping by this project would not be expected to adversely impact existing water rights/permits.

Conclusions

1. This application proposes to appropriate 0.89 cubic feet of water per second (cfs) from the Grand River for rural water system use.
2. The USBOR operates Shadehill Reservoir. Their standard operating plan calls for a minimum release from the reservoir of 25 cfs.
3. Water availability should not be a problem for this proposed project, pumping by this project would not be expected to adversely impact existing water rights/permits.



Mark D. Rath
Natural Resources Engineering Specialist

References

Water Rights Program Files, 2010. South Dakota Department of Environment and Natural Resources, Water Rights Program. Pierre South Dakota.

United States Bureau of Reclamation, 2010. Standard Operating Procedure for Shadehill Reservoir, USBOR Rapid City Field Office, Rapid City South Dakota.

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA

SS

COUNTY OF PERKINS

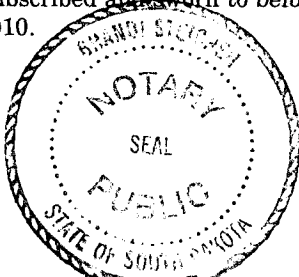
Arlis Seim, of said County and State, being duly sworn, on oath says: THE BISON COURIER is a weekly newspaper of general circulation, printed and published in Bison, in said County and State and has been such newspaper during the times hereinafter mentioned; that the said BISON COURIER is a legal newspaper and has been in existence for more than one year immediately preceding the first publication herein mentioned; and has more than 200 bonafide subscribers; that I, the undersigned, am Legal Advertising Manager, of said newspaper, and in charge of the advertising department thereof, and have personal knowledge of all facts stated in this affidavit; and that the advertisement headed

Notice of Application No. 1912-1 to Appropriate Water

a printed copy of which is hereto attached, was printed and published in said newspaper for 2 successive issues, the first publication being on the 13 day of May, 2010 and the last publication on the 20 day of May, 2010 that \$46.76 being the full amount of the fee for publication of the annexed notice insures solely to the benefit of the publishers of the said newspaper; that no arrangement or understanding for a division thereof has been made with any person and that no part thereof has been agreed to be paid to any other person whomsoever.

Arlis Seim

Subscribed and sworn to before me this 31 day of May, 2010.



Brandi Stueben
Notary Public, Perkins County

My commission expires:

March 30, 2013

RECEIVED

MAY 24 2010

WATER RIGHTS
PROGRAM

NOTICE OF APPLICATION NO. 1912-1 to Appropriate Water

Notice is given that Perkins County Rural Water System, Inc., c/o Terry Haggart, PO Box 160, Bison SD 57620 has filed an application for a water permit to appropriate 0.89 cubic feet of water per second from the Grand River at Shadehill Reservoir located in SW 1/4 NE 1/4 Section 25-T21N-R15E for rural water system use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1912-1 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 June 1, 2010.

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, Sec.
Department of Environment
Natural Resources.

[Published twice on May 13th, and 20th, 2010, at the total approximate cost of \$46.76.]



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

May 4, 2010

The Bison Courier
PO Box 429
Bison SD 57620

ATTENTION: Legal Public Notice

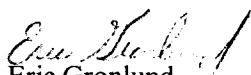
Enclosed is a Notice on Application No. 1912-1 to Appropriate Water to be published twice. Please publish the first notice on May 13, 2010 with the second publication 7 days later. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352.

The applicant must verify to you that the notice is to be published, before you make the first publication. **Please BILL the APPLICANT for the cost of publication.** The APPLICANT is Perkins County Rural Water System, c/o Terry Haggart, PO Box 160, Bison SD 57620 (Ph # 605-244-5608).

Please send the Water Rights Program the first publication immediately. The publication is checked for accuracy so any corrections can be made in the second publication. You may use the form below or fax a copy of the first publication. Any fax should be sent to the attention of Karen Schlaak at (605) 773-4068. Publication errors can invalidate the public notice.

After the second publication, **please send us an affidavit or use the enclosed Proof of Publication form.** 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

-----CUT HERE-----

No. 1912-1

TO: Eric Gronlund
Water Rights Program
Joe Foss Building
Pierre SD 57501-3181

Date _____

We are in receipt of your letter of May 4, 2010 enclosing Notice to Appropriate Water by Application No. 1912-1 which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name _____

Newspaper _____



**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.

May 4, 2010

Perkins County Rural Water System
Terry Haggart
PO Box 160
Bison SD 57620

Dear Mr. Haggart:

Water Permit Application No. 1912-1 for rural water system use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent to the Publisher of the Bison Courier printed at Bison SD (Ph # 605-244-7199). You will need to contact the newspaper 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 to authorize publication of your Notice and to arrange for payment. Early contact with the paper can eliminate delays. Upon receiving authorization, the publisher has been instructed to publish your notice once each week for two consecutive weeks. 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
eric.gronlund@state.sd.us

enclosures

cc: Jim West, KBM Inc., 405 Bruce Ave., Ste. 200, Grand Forks ND 58201-4642

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 first Notice on May 13, 2010 with the second publication 7 days later. 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. 1912-1 to Appropriate Water

Notice is given that Perkins County Rural Water System, Inc., c/o Terry Haggart, PO Box 160, Bison SD 57620 has filed an application for a water permit to appropriate 0.89 cubic feet of water per second from the Grand River at Shadehill Reservoir located in SW ¼ NE ¼ Section 25-T21N-R15E for rural water system use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1912-1 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 June 1, 2010.

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 twice at the total approximate cost of _____.



JUL 14 2010

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

Perkins County Rural Water System Inc
PO Box 160
Bison SD 57620

Dear Sir:

Enclosed is Water Permit No. 1912-1 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,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures