

No. 10-3----

Water Division No. 3----- Big Sioux River District  
(Blanks to be filled by the Engineer for the W. R. C.)

# APPLICATION FOR PERMIT To appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant South Dakota Department of Game, Fish and Parks  
Postoffice address Pierre, County Hughes, State South Dakota

## I. If a corporation

- (a) Name of same \_\_\_\_\_  
(b) Date and place of incorporation \_\_\_\_\_  
(c) Amount of capital stock \_\_\_\_\_  
(d) Amount paid in \_\_\_\_\_  
(e) Names and addresses of directors \_\_\_\_\_

(NOTE—A certified copy of articles of incorporation must accompany the application.)

## II. Method of accomplishing the work and financial resources of the applicant:

- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)

Contract

- (b) Cash on hand, \$ \_\_\_\_\_ (c) Treasury stock, \$ \_\_\_\_\_  
(d) Bonds to be issued, \$ \_\_\_\_\_ (e) Other resources, \$ \_\_\_\_\_

2. Name of diversion work Sioux Poinsett Diversion  
3. Amount of water claimed 1500 cubic feet per second Flood waters  
4. Source of water supply Big Sioux River  
5. Location of point of diversion South boundary of Section 30, T-114-N, R-61-W  
\_\_\_\_\_ on west bank Hemlin County.  
6. Annual period or periods during which water is to be used During flood periods  
7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?

- (a) Number of acres to be irrigated \_\_\_\_\_ acres.

- (b) Legal subdivisions to be irrigated \_\_\_\_\_

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as part of this application. Same must also be shown on accompanying map.)

- (c) Statement as to domestic use (giving location, etc.) \_\_\_\_\_

## II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

- (a) Nature of use
- Stabilization of lake levels - Dry Lake and Lake Poinsett
- 
- Name any of the above uses claimed

- (b) Amount of power to be generated \_\_\_\_\_ horse power.

Amount claimed for engine cooling \_\_\_\_\_

- (c) Location of plant \_\_\_\_\_

- (d) Method of developing power \_\_\_\_\_

- (e) Point where water will be returned to stream \_\_\_\_\_

Map No. 98-3

## 8. Estimated cost of work:

(a) Head Gates, \$-----

(b) Pumping plant, \$-----

(c) Fluming, \$-----

(d) Canal-earth, \$ 20,000.00

Rock, \$-----

(e) Other structures Existing diversion gates \$ 120,000.00

Total, \$-----

## 9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

Diversion gates in river and ditch - Ditch about 2 miles long

## II. Dimensions of works:

(a) Dam: Height ----- feet; length at bottom ----- feet; length at top ----- feet; thickness at bottom ----- feet; thickness at top ----- feet; slope at front water face -----; slope at back face ----- material used in construction -----

(b) Reservoir: Capacity when filled ----- acre feet. Surface area at highwater mark ----- acres.

| DEPTH AT<br>OUTLET-FEET | SURFACE AREA AT EACH<br>DEPTH AT OUTLET--ACRES | ACRE-FOOT<br>CAPACITY |
|-------------------------|------------------------------------------------|-----------------------|
|                         |                                                |                       |
|                         |                                                |                       |
|                         |                                                |                       |
|                         |                                                |                       |
|                         |                                                |                       |
|                         |                                                |                       |
|                         |                                                |                       |
|                         |                                                |                       |
|                         |                                                |                       |

(c)\* Head gate: Width ----- feet; height ----- feet;  
Material -----

(d) Canal: Total length two miles.

| LOCATION BELOW<br>HEADGATE | DEPTH         | BOTTOM<br>WIDTH | WIDTH AT<br>WATER-LINE | GRADE<br>PER MILE |
|----------------------------|---------------|-----------------|------------------------|-------------------|
| At <u>1/26</u> Mile        | <u>7</u> feet | <u>44</u> feet  | <u>80</u> feet         | <u>1.25</u> feet  |
| At <u>4/6</u> Mile         | <u>6</u> feet | <u>36</u> feet  | <u>72</u> feet         | <u>3.0</u> feet   |
| At <u>1 3/4</u> Mile       | <u>6</u> feet | <u>36</u> feet  | <u>72</u> feet         | <u>3.0</u> feet   |
| At ----- Mile              | ----- feet    | ----- feet      | ----- feet             | ----- feet        |
| At ----- Mile              | ----- feet    | ----- feet      | ----- feet             | ----- feet        |
| At ----- Mile              | ----- feet    | ----- feet      | ----- feet             | ----- feet        |

(Give dimensions where reductions in size are made.)

10. Time required for completion of work one years.11. Time required for complete application of water to the proposed beneficial use one years.12. Choice of newspaper for publication of notice of intention to appropriate -----  
Payti Harold Enterprise

STATE OF SOUTH DAKOTA

County of Hughes } ss.

I, Elmer Peterson - Director, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed Elmer PetersonSubscribed and sworn to before me this 15th day of August 1952Donald Driscoll  
Notary Public (or other qualified officer.)

Remarks by State Water Resources Commission:

-----This application provides for enlargement of the existing-----  
ditch, which was constructed under Water Permit 28-3 (April 12, 1941).  
Diversion works, other than the ditch, have been constructed for a  
capacity of 1500 cubic feet per second or more. Diversion of water  
from the Big Sioux River is to be made during flood periods only.  
Downstream flows shall be maintained to the satisfaction of all domestic  
use and prior appropriation requirements.

County of ----- Hughes

Pierre, South Dakota, ~~August 16~~, 1955

This is to certify that the foregoing application was received by the Commission at 10:30 o'clock  
p. m. upon the 16th day of August, 1955.

State Water Resources Commission

**By:**

J. W. Grimes, Chief Engineer, Executive Officer

Number of permit 119-3

Date of first receipt of application August 16, 1955

Date of return to applicant for correction, amendments or changes required as follows: \_\_\_\_\_, 19\_\_

Date of receipt of corrected application \_\_\_\_\_, 19\_\_

Date from which applicant may claim right: 1,000 cubic feet per second, Aug. 15, 1955  
500 cubic feet per second, April 12, 1941

Approved September 19, 1955, Recorded in Book 3 Page 37

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before

March 20, 1956

2nd. The whole of said work is to be completed on or before September 19, 1956

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is

September 19....., 1955.

14th. The water appropriated shall be used for the purpose of ~~stabilization of lake levels~~

Dry Lake and Lake Poinsett

5th. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

A total of 1500 cubic feet per second of which 500 cubic feet per second has a priority date of April 12, 1906; the amount of the appropriation shall not exceed 1500 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary, for the production of crops in the water area of the project; said water shall not be used for other purposes than those hereinbefore stated; and the water shall not be used for navigation or for power or for any other purpose except as herein provided; and the water shall be used for irrigation on or before during the following described annual period:

19\_\_-\_\_, said water to be used during the following described annual period.

flood periods of the Big Sioux River

Witness my hand this 22nd day of September, 1954

**State Water Resources Commission**

**By:**

J. W. Grimes, Chief Engineer, Executive Officer

Certificate of Construction Issued \_\_\_\_\_, 10\_\_\_\_\_

Water License Issued ..... 19.....

APPROPRIATION OF FLOOD WATERS  
Office of State Water Resources Commission  
Pierre, South Dakota  
August 16, 1955

Notice is hereby given that the South Dakota Department of Game, Fish and Parks, whose post office address is Pierre, South Dakota, has made an application in accordance with the provisions of the Water Laws of South Dakota for a permit to appropriate flood waters from the Big Sioux River in an amount of 1500 cubic feet per second when such flood waters become available, for the purpose of stabilization of the water levels in Dry Lake and Lake Poinsett. Such water will be appropriated and utilized only during flood periods. These flood waters will be diverted from the Big Sioux River at its intersection with the South boundary of Sec. 30, T-114-N, R-51-W, Hamlin County and conveyed to Dry Lake by a diversion ditch two miles in length. Diversion gates are installed in the diversion ditch to insure that flood waters in the amount claimed only from the River will be permitted to enter into the diversion ditch.

~~This application will be considered and heard by the State Water Resources Commission.~~

This application will be taken up by the State Water Resources Commission at their office at Pierre, South Dakota, for consideration upon the 19th day of September, 1955, at 2:00 P. M. All persons who believe that their prior rights would be injuriously affected, or that the allowance of the permit would be detrimental to the public welfare shall file such protest with the State Water Resources Commission in writing prior to the above date, and may appear on the day above mentioned in person for the purpose of discussing further the information presented.

Appropriate action will be taken by the State Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

Fred J. Henson  
Acting Chief Engineer  
and Executive Officer  
STATE WATER RESOURCES COMMISSION

# AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA, County of Hamlin/ss.

I, Charles Bruha of said County and State, being first duly sworn on his oath, says: That the Hamlin County Herald-Enterprise is a weekly newspaper of general circulation, printed and published in Hayti, in said County and State, that said newspaper is a legal newspaper and has a bona-fide circulation of at least two hundred copies weekly, and has been published within said County for fifty-two successive weeks next prior to the publication of the notice herein mentioned, and was and is printed wholly or in part in an office maintained at said place of publication; and has been such a newspaper during the time hereinafter mentioned; and that I,

Charles Bruha, the undersigned, am Foreman of said Newspaper. In charge of the advertising department thereof, and have personal knowledge of all the facts stated in this affidavit; and that the advertisement headed

## Appropriation of Flood Waters

a printed copy of which is hereto attached, was printed and published in the regular and entire issue of said newspaper and not in supplement, once each week for 4 successive weeks, the first publication made on the 25th day of August, 1955, and the last publication on the 15th day of September, 1955.

The First Publication being made on the 25th day of August, 1955

The Second Publication being made on the 1st day of September, 1955

The Third Publication being made on the 8th day of September, 1955

The Fourth Publication being made on the 15th day of September, 1955

The Fifth Publication being made on the        day of       , 19  

The Sixth Publication being made on the        day of       , 19  

The Seventh Publication being made on the        day of       , 19  

The Eighth Publication being made on the        day of       , 19  

The Ninth Publication being made on the        day of       , 19  

The Tenth Publication being made on the        day of       , 19  

That the full amount of the fees for publication of the annexed notice is \$ 17.70. and inures solely to the benefit of said publishers; that no agreement or understanding for a division thereof has been made with any other person and that no part thereof has been agreed to be paid to any person whomsoever.

Charles Bruha

Subscribed and sworn to before me this 16 day of September, 1955

[Signature]  
Notary Public for South Dakota  
Expires January 19, 1957

(SEAL)

RECEIVED  
SEP 17 1955  
STATE WATER RESOURCES COMMISSION  
PIERRE, SOUTH DAKOTA

### APPROPRIATION OF FLOOD WATERS Office of State Water Resources Commission Pierre, South Dakota August 16, 1955

Notice is hereby given that the South Dakota Department of Game, Fish and Parks, whose post office address is Pierre, South Dakota, has made an application in accordance with the provisions of the Water Laws of South Dakota for a permit to appropriate flood waters from the Big Sioux River in an amount of 1500 cubic feet per second when such flood waters become available, for the purpose of stabilization of the water levels in Dry Lake and Lake Poinsett. Such water will be appropriated and utilized only during flood periods. These flood waters will be diverted from the Big Sioux River at its intersection with the South boundary of Sec. 30, T-114-N, R-31-W, Hamlin County and conveyed to Dry Lake by a diversion ditch two miles in length. Diversion gates are installed in the diversion ditch to insure that flood waters in the amount claimed only from the River will be permitted to enter into the diversion ditch.

This application will be taken up by the State Water Resources Commission at their office at Pierre, South Dakota, for consideration upon the 19th day of September, 1955, at 2:00 P. M. All persons who believe that their prior rights would be injuriously affected, or that the allowance of the permit would be detrimental to the public welfare shall file such protest with the State Water Resources Commission in writing prior to the above date, and may appear on the day above mentioned in person for the purpose of discussing further the information presented.

Appropriate action will be taken by the State Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

Fred J. Henson  
Acting Chief Engineer  
and Executive Officer  
STATE WATER RESOURCES COMMISSION  
SIOX 44-44

59

Permit No. 119-3

Water Division No. 3-Big Sioux Riv. Water District

## Certificate of Examination of Works

## Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that in accordance with your letter of authorization dated 4-1-55,

I have this day made a thorough examination of the diversion works constructed by the Department of Game, Fish and Parks, of Pierre,

Hughes County, South Dakota, holder of Permit Nos. 28-3 and 119-3, issued and Aug. 16, 1955 upon Application No. 28-3, 119-3 bearing date of priority of Apr. 12, 1951, authorizing the

diversion of 1500 cu. ft. per second of the waters of Big Sioux River for stabilization of

lake level

purpose. I have to report on the condition of the same as follows:

The diversion works comprise: Diversion dam across the Big Sioux River containing four 8' x 20' hand-operated gates capable of controlling river flows. This structure (Eoswell Dam) is located in SE $\frac{1}{4}$ , Sec. 30, T 114N, R 51W at the South Section line bridge across the Big Sioux. A control gate structure is located in the diversion canal near the SW $\frac{1}{4}$  Corner of Sec. 30 in the SW $\frac{1}{4}$ , Sec. 30, T 114N, R 51W. This structure contains five 8' x 20' gates and is capable of controlling and regulating the diversion canal flows.

and the system is in the following condition: The gated structures are in good condition. The canal is new and constructed in accordance with the plans proposed in the water right application.

The point of diversion is located adjacent to the South Section line of Sec. 30, T 114N, R 51W in the SE $\frac{1}{4}$  at the point where the Big Sioux River crosses said Section line.

The works are capable of diverting and conveying to the place of use 1500 cu. ft. per second of water, which is to be used for supplementing the waters in Dry Lake and Lake Poinsett during flood flow periods of the Big Sioux River.

The legal sub-divisions to be irrigated are: None

comprising a total of \_\_\_\_\_ acres of land.

The domestic use intended comprises: None

The utilization for power, mining, or other beneficial uses comprises: None

Witness my hand, this 17th day of November, A. D. 1955.

--SEAL--

J. W. Grimes,

Examining Engineer.

Permit No. 119-3

Water Division No. 3-Big Sioux River Water District

## Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Department of Game, Fish and Parks, a State

Agency

of Pierre, County of Hughes, and State ofSouth Dakota, the holder of Permit No. 119-3, issued upon ApplicationNo. 119-3, bearing date of priority of Apr. 12, 1941 & Aug. 16, 1955 authorizing the diversion of1500 cu. ft. per second of the waters of the Big Sioux RiverCounty of Hamlin State of South Dakota, at a point on the Southboundary of Sec 30, T 114N, R 51W in the SE 1 of said Section where the Big Siouxcrosses the Section line for stabilizing lake levels in Dry Lake and LakePolygett purposes, has fully complied with the provisions of the laws of the State of South Dakota relating to proof of

completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory

condition for diverting and conveying to the place of intended use 1500 cu. ft.

per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows,

to-wit: NoneWitness my hand this 17th day of November A. D. 1955

State Water Resources Commission

By:

J. W. Collins, Chief Engineer, Executive Officer

## STATE OF SOUTH DAKOTA

## WATER LICENSE No. 119A-3...

WHEREAS, On the 16th day of August A. D. 1955  
 the Department of Game, Fish and Parks, a State Agency  
 of Pierre County of Hughes and State of  
South Dakota duly made application (No. 119-3) to us for a permit to use 1500  
 cubic feet per second of the waters of the Big Sioux River  
 County of Hamlin, State of South Dakota, for stabilizing Dry Lake and Lake Poinsett  
~~XXXXXX~~ and levels

WHEREAS, On ~~the~~ April 12, 1941 ~~xxxx~~ and August 16, 1955 ~~xxxxxxx~~  
 Permit Nos. 28-3 and 115-3, respectively, were  
~~xxxx~~ issued to said applicant for the diversion of said water, and providing for the  
 completion of the works of diversion therein described on or before September 16, 1943, and  
September 19, 1956, respectively. ~~xxxxxx~~ and for the application to beneficial use of said  
 water on or before the 16th day of September A. D. 1955  
 and, the 19th day of September, 1956, and,

WHEREAS, On ~~the~~ March 27, 1952 and November 17, 1955, respectively  
 the holder of said permit duly made proof of the completion of adequate works for the diversion of a total  
 of 1500 cubic feet per second of said waters, as evidenced by our Certificate Nos. 28-3 and 119-3  
 dated Mar. 27, 1952 and Nov. 17, 1955 confirming the completion of works of sufficient capacity for  
 diverting and conveying to the place of intended use 1500 cubic feet per second of water, with date of  
 priority of April 12, 1941 (500 cfs) and Aug. 16, 1955 xxx (1000 cfs)

WHEREAS, On ~~the~~ March 26, 1952, ~~xxxx~~ and November 17, 1955 ~~xxxxxxx~~  
 (500 and 1000, respectively, a total of)  
 proof was duly made of the application to beneficial use of 1500 cubic feet per second of said water;  
 for the purpose of diverting flood waters of the Big Sioux River into  
 Dry Lake and Lake Poinsett in order to stabilize the water surface of  
 these lakes to the extent that such waters will do so.

NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota,  
We hereby grant and confirm to the Department of Game, Fish and Parks  
of Pierre, South Dakota, the holder and owner of said permit Nos. 28-3 and 119-3  
(1000cfs)  
a water right, dating from Apr. 12, 1911 (500cfs) to the use of a total of 1500  
1000  
cubic feet per second of the waters of the Big Sioux River  
in the County of Hamlin and State of South Dakota, or so much thereof as may be  
necessary for the purposes hereinbelow mentioned, to be diverted at the South boundary of Sec. 30,  
T. 114N., E. 17E. in the SE 1/4 of said Section 30.  
and conducted to lake Dry Lake and Lake Poinsett through their diversion  
works

for the purpose of stabilizing the water levels of Dry Lake and Lake Poinsett

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the  
State, and subject, also to the local or community customs, rules and regulations which have been or may be  
adopted from time to time by a majority of the users from a common source of supply, canal or lateral from  
which such water may be taken, when such rules and regulations have for their object the economical use of such  
water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,  
this 17th day of November A. D. Nineteen  
Hundred and Fifty-five

State Water Resources Commission

By:

J. W. Grimes, Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. \_\_\_\_\_

To \_\_\_\_\_

Source of Supply \_\_\_\_\_

County \_\_\_\_\_

Am't \_\_\_\_\_ c. f. s.

Point of Diversion \_\_\_\_\_

Place of Use \_\_\_\_\_

Purpose \_\_\_\_\_

Date of Priority \_\_\_\_\_

Recorded \_\_\_\_\_

In Book \_\_\_\_\_ of \_\_\_\_\_ Page \_\_\_\_\_

Jake Poinsett Flood Control Association  
Investigations

— Study Funds under Sec. 22 Program

Contact Paul Ziemba - Omaha

Civil Engineer

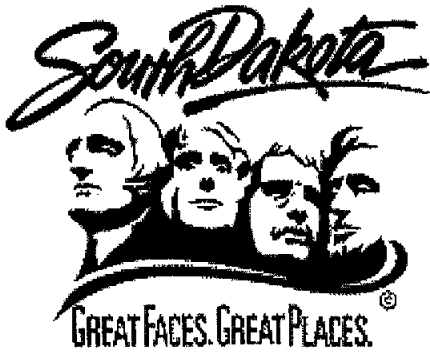
Planning Division

(402) 221-4472

FTS 864-4472

Possibility for

Study



DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

JOE FOSS BUILDING  
PMB 2020  
523 EAST CAPITOL  
PIERRE SOUTH DAKOTA 57501-3182  
[www.denr.sd.gov](http://www.denr.sd.gov)

January 31, 2018

119-3A 1576-3 28-3 826-3  
857-3 859-3 880-3 890-3

SD GAME FISH & PARKS  
ATTN: JOHN LOTT  
523 E CAPITOL  
PIERRE SD 57501

Subject: Bypass Qualifications on Big Sioux River Water Rights

Dear MR LOTT,

I am writing to inform you of an effort the SD Dept. of Environment and Natural Resources Water Rights Program is undertaking to review and update a number of water right permits authorized to pump water from the Big Sioux River. Since your water right does not have a bypass qualification, we **are not** proposing to amend your permit by adding a bypass qualification. However, I do want to make you aware of what we are proposing for several other junior priority Big Sioux River permits.

When a number of these Big Sioux River permits were issued, they contained a qualification requiring a minimum flow bypass before the user is able to pump water from the river. The bypass qualification was placed on these permits to protect the use of water by downstream senior priority water right holders and domestic water users, which includes livestock watering. The review found, with the passage of time, a number of senior water right permits have been cancelled due to abandonment or forfeiture. Consequently, it may be possible to lower the flow bypass limitation on the remaining permits. In other words, the amount of flow in the river can be lower and pumping will still be allowed. The review also found an inconsistency between permits on where the bypass flow is to be measured. The intent of this effort is to standardize and make consistent the bypass requirements for the remaining water users.

In order to amend a qualification on an existing water right permit, formal action by the SD Water Management Board is needed. In the next few weeks, you can expect to receive official notification scheduling a hearing before the Water Management Board. Again this does not pertain to amending your permit, only junior permit holders. If you wish to participate in the hearing you can, but you are not required to. There will be instructions with the notification on how to participate in the hearing if you so choose.

If you have any questions concerning this effort, please contact Mark Rath of the Water Rights Program at phone (605) 773-3352.

Sincerely,

 Jeanne Goodman, Chief Engineer  
Water Rights Program



DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

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

denr.sd.gov

February 12, 2018

119-3A, 1576-3, 28-3, 826-3  
857-3, 859-3, 880-3, 890-3

SD Game, Fish & Parks  
Attn: John Lott  
523 E Capitol  
Pierre SD 57501

Subject: Bypass Qualifications on Big Sioux River Water Rights

Dear Mr. Lott:

The SD Department of Environment and Natural Resources (DENR) has evaluated the minimum flow bypass condition on water rights that pump from the Big Sioux River. The Chief Engineer is recommending amending the bypass qualification on 21 Big Sioux River water rights. The intent is to bring uniformity to the bypass requirement placed on water rights in past years. The water right you own or operate does not have a bypass qualification and will not be amended by the proposed action.

Even though your water right is not being amended, DENR wants to keep you informed of the proposed action since it involves the Big Sioux River. Enclosed is a notice to be published on or before February 15, 2018, in one newspaper from each of the seven counties that the Big Sioux River flows through. Also, the staff report including affected water rights and the proposed changes is available at <http://denr.sd.gov/public> or contact Mark Rath at 605 773-3352 or [mark.rath@state.sd.us](mailto:mark.rath@state.sd.us).

A hearing before the Water Management Board is scheduled at 11:30 AM, Wednesday, March 7, 2018 in the Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre SD. The enclosed notice provides information on the hearing and ability to file a petition in either support or opposition to the proposed amendment. The filing of a petition must be postmarked by February 26, 2018. Additionally filing a petition affords you the opportunity to participate in the March 7<sup>th</sup> hearing before the Board if you choose.

Again, this does not pertain to amending your water right, only junior water right holders with existing bypass requirements. If you have questions, please call. DENR is willing to work to answer any questions.

Sincerely,

Eric Gronlund  
Water Rights Program, DENR  
605 773-3352  
[Eric.gronlund@state.sd.us](mailto:Eric.gronlund@state.sd.us)

enclosure