

No.

28-3

Office of State Engineer
DOCUMENT FILE

Name of Applicant
South Dakota State
Game & Fish Department

Date of Priority
Apr 12, 1941

NO. 28

Water Division No. 3 District.
(Blank to be filled by the State Engineer.)

APPLICATION FOR A PERMIT

To Appropriate Water Within the State of South Dakota

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

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

I. If a corporation Self supporting State Department

- (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~~ ^{commissioners:}

P. O. Beaulieu, Chairman, Winner; Volney T. Warner, Vice Chair-
man, Woonsocket; Archie McKay, Orient; Carl S. Pattee, Britton;
Ernest Ellerman, Yankton and Wm. B. Dunn, Lead.

(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 the 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 works Sioux-Poinsett Diversion

3. Quantity of water claimed 2500 cubic feet per second. of flood water.

4. Source of water supply Sioux River

5. Location of point of diversion 1502 feet east of the 1 corner stone of the
SE 1/4, Section 31, Twp. 114N., R. 51 W. on Right bank.
Hamlin Co. (Right or left bank looking down stream.)

6. Annual periods during which water is to be used March 1 to September 1

7. To be used for: (Flood waters to be used for natural lake restorations and
 maintenance.)

I. Irrigation or domestic use:

- (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 a part of this application. Same must also be shown on accompanying map.)

- (c) Statement as to domestic use (giving location, etc.)
None

II. Mining, power, manufacturing, transportation, or other purposes: None

- (a) Nature of use.....
 (b) Amount of power to be generated.....horse power.
 (c) Location of plant.....
 (d) Method of developing power.....
 (e) Point where water will be returned to stream Through natural outlet of
Lake Poinsett.

RECEIVED
 APR 13 1941
 11 A.M.
 OFFICE OF STATE ENGINEER
 PIERRE, S. DAK.

8. Estimated cost of works:
- (a) Head gates, \$ in place (b) Pumping plant, \$ None
- (c) Flaming, \$ None (d) Canal-earth, \$ _____ Rock, \$ _____
- (e) Other structures, \$ _____ Total, \$ _____

9. Description of diversion works:

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

Diversion structure and canal

II. Dimensions of works: 4-8' x 20' steel hand controlled gates

- (a) Dam: Height _____ feet; length at bottom _____ feet; length at top _____ feet; thickness at bottom _____ feet; thickness at top _____ feet; slope of front (water) face _____; slope of back _____; material used in construction _____
- (b) Reservoir: Capacity when filled None acre feet Surface area at highwater mark _____ acres.

DEPTH AT OUTLET--FEET	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	FEET OF DEPTH OF	CAPACITY ACRE-FOOT

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

- (d) Canal: Total length _____ miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER LINE	GRADE PER MILE
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ 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 2 years.
11. Time required for complete application of water to the proposed beneficial use 4 years.
12. Choice of newspaper for publication of notice of intention to appropriate _____

STATE OF SOUTH DAKOTA,

County of Hurston

ss.

I J. E. Elliott, being first duly sworn
on my oath depose and say: That my relation to the above described undertaking is that of _____
_____, that I have read the above and
(DIRECTOR, BUREAU OF CREEPS)
foregoing statement, and 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 _____

Subscribed and sworn to before me this 19 day of April, 1941

Notary Public (or other qualified officer.)

Remarks by State Engineer:

This permit establishes the priority of the State Game and Fish Department to the use of flood waters of the Big Sioux River in the amount and at the location stated.

STATE OF SOUTH DAKOTA,

County of Hughes

ss.

Pierre, South Dakota, September 16, 1941

This is to certify that the foregoing application was received at this office at 11:00 o'clock a.m. upon the 12th day of April 1941 and that after examination it was found to comply with the South Dakota Water Code, was duly published and was taken up by the State Engineer in accordance with Chapter 61.0121 of the State Code. No protests were filed.

Dean W. Loucks

State Engineer.

Number of permit 281

Date of first receipt of application April 12 1941

Date of return to applicant for correction 19

Date of receipt of corrected application 19

Date from which applicant may claim right April 12 1941

Approved September 16 1941, Recorded in Book 2 Pages 520 and 521

This is to certify that I have examined the foregoing application for a permit to appropriate water of the state of South Dakota, and I 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 September 16 1942.

2nd. The whole of said work is to be completed on or before September 16 1943.

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is September 16 1945.

4th. The water appropriated shall be used for the purpose of flood water to be used for Natural Lake restoration and maintenance.

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.

6th. The amount of the appropriation herein granted shall not exceed 2500 cubic feet of water per second of time; 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 exercise of the best husbandry; and further said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation or other purposes.

before said water to be used during the following described annual periods:

March to June 1st, Inc. for each year to floods may cause causing stream

flow in excess of present appropriations.

Witness my hand this 16th day of September 1941

(et)

Dean W. Loucks

State Engineer.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 28 - 3

WHEREAS, On the 12 day of April A. D. 19 42
State of South Dakota, Game and Fish Department

of Pierre County of Hughes and Sta' of
South Dakota duly made application (No. 28 - 3) to me for a permit to use 2500

cubic feet per second of the waters of the Big Sioux River

County of Hamlin State of South Dakota, ~~for~~ Flood waters to be used for
natural lake restorations and maintenance of Lake Poinsett and Dry Lake;
~~purpose~~ and

WHEREAS, On the 16 day of September A. D. 19 41

Permit No. 28 - 3 was issued to said applicant for the diversion of said water, and providing for the com-
pletion of the works of diversion therein described on or before the 16 day of

September A. D. 19 43 and for the application to beneficial use of said

water on or before the 16 day of September A. D. 19 45

and, said completion date was extended to September 16, 1950.

WHEREAS, On the 22 day of March A. D. 19 52

the holder of said permit duly made proof of the completion of adequate works for the diversion of 500

cubic feet per second of said waters, as evidenced by my Certificate No. 28 - 3

dated March 22, 1952 confirming the completion of works of sufficient capacity for

diverting and conveying to the place of intended use 500 cubic feet per second of water,

with date of priority of April 12, 1941 and,

WHEREAS, On the day of A. D. 19

proof was duly made of the application to beneficial use of cubic feet per second of
said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of South Dakota, I hereby grant and confirm to South Dakota Department of Game, Fish and Parks of Pierre, South Dakota the holder and owner of said permit No. 28 - 3 a water right, dating from April 12, 1941 to the use of 500 cubic feet per second of the flood 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 intersection of the Big Sioux River and the south boundry of Sec. 30, T.114N, R.51W and conducted to and upon Lake Poinsett and Dry Lake in Hamlin County.

for the purpose of providing natural lake restorations and maintenance

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 the seal of my office at Pierre, South Dakota, this 27 day of March A. D. Nineteen 52 Hundred and

DEAN W. LOUCKS,

State Engineer.

Permit No. **28 - 3**Water Division No. **3** **Sioux River** Water District**Certificate of Construction of Works.**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That South Dakota Department of Game, Fish and Parks

of **Pierre**, County of **Hughes**, and State of **South Dakota**, the holder of Permit No. **28 - 3**, issued upon Application No. **28 - 3**, bearing date of priority of **April 12, 1911**, authorizing the diversion of **2500** second-feet of the **flood** waters of **the Big Sioux River**

County of **Hanlin**, State of South Dakota, at **the intersection of the Big Sioux River and the south boundry of Sec. 30, T.114N, R.51W**

for **natural lake restoration and maintenance**

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 adequate for diverting and conveying to the place of intended use **500**

second-feet of water; and that the ~~lands proposed to be irrigated by the use of said water are described as follows:~~

~~xxxx~~ **lakes for which said water is appropriated are as follows: Lake Poinsett and Dry Lake.**

Permit No. 62

Water Division No. 3 1914 1914 Water District

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Engineer at least 60 days before the time set for application of water.)

(P. O.) Pierre, South Dakota

(Date) December 10, 1951

TO THE STATE ENGINEER OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the 4th day of January 1952, at Pierre County of Hughes State of South Dakota, before Donald Driscoll (Examining Engineer or Officer) proof will be submitted of the application to beneficial use of up to 500 cubic feet per second of the waters of Big Sioux River in accordance with the terms and conditions of Permit No. 28-3 heretofore issued by the State Engineer of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are:
South Dakota Department of Game, Fish and Parks
2. The use to which said water has been applied is:
Conservation of water in Dry Lake and Lake Poinsett in Hamlin County
3. The amount applied to beneficial use is:
up to 500 cubic feet per second
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated):
Dry Lake and Lake Poinsett in Hamlin County

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is:
The Sioux - Poinsett Diversion system
6. The right to take the water from such works is based upon permit No. 28-3
7. The source of supply from which such water is diverted is:
Big Sioux River
8. The date of priority which said user is prepared to establish is:
The date of Permit 28-3

(Sign)

Director, So. Dak. Dept. of Game, Fish & Parks

Permit No. 28-3
Water Division No. 3 Big Sioux Water District

CERTIFICATE OF EXAMINATION OF WORKS

Report of Examining Engineer

To the State Engineer, Pierre, South Dakota:

Dear Sir: I hereby certify that in accordance with your letter of authorization dated March 18, 1952
19 52, I have ~~this day~~ made a thorough examination of the diversion works constructed by South Dakota
Department of Game, Fish and Parks, of Pierre, South Dakota
Hughes County, South Dakota, holder of permit No. 28-3, issued
upon application No. 28-3, bearing date of priority of September 16, 19 41, authorizing the
diversion of 2500 second feet of the waters of Big Sioux River for Conservation
purposes. I have to report on the condition of the same as follows:

The diversion works comprise: Diversion gates in the Big Sioux River, five 8' x 20'
gates in Diversion Canal and a Canal about three miles long.

and the system is in the following condition: Gates are in good condition and can handle up to
2500 sec-ft. of water. Canal not completed and can handle about 500 sec-ft. of water.

The point of diversion is located at the intersection of the Big Sioux River and the south
boundary of Section 30 T 114 - R 51.

The works are capable of diverting and conveying to the place of use 500 second-feet of water,
which is to be used for conservation purposes.

The legal sub-divisions to be irrigated are:

comprising a total of _____ acres of land.
The domestic use intended comprises _____

The utilization for power, mining, or other beneficial uses comprises: the water is to be used to
maintain water levels in Lake Poinsett and Dry Lake in Hamlin County. These lakes
total about 10,000 acres.

Witness my hand, this 22 day of March

A. D. 19 52

Donald Driscoll
Examining Engineer.

Permit No. 28-3Water Division No. 3 Sioux River Water District

PARTIAL

NOTICE OF/COMPLETION OF WORKS

(This blank must be filled out by the holder of permit and forwarded to the State Engineer at least 60 days before the time set for completion of works.)

(P. O.) Pierre, South Dakota(Date) December 10, 1951

TO THE STATE ENGINEER OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of

up to 500second feet of the waters of the state from Big Sioux Riverthrough the Sioux - Poinsett Diversion Ditchfor Conservation of water in Dry and Poinsett Lake

purposes

in accordance with terms and con-

ditions of a certain permit heretofore issued by the State Engineer of the State of South Dakota.

1. The name of the person or corporation holding said permit is South Dakota Department of Game, Fish and Parks2. The postoffice address of such person or the place of business of such corporation is Pierre, S. D.
County of Hughes State of South Dakota3. The number of such permit is 28-3 and the date set for the completion of such work is January 4, 19524. Said water to be used for Conservation Purposes purposes.5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is up to 500 cubic feet per second.6. The amount of land for which said water is available is approximately 10,000 acres,
particularly described as follows: Dry Lake and Lake Poinsett
in Hamlin County, South Dakota

(In case of all canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the above notice are true.

Donald Driscoll

Engineer.

(Signature.)

Donald Driscoll

Note

The gates have been completed and are capable of carrying the amount specified in the original permit No. 28-3.

The canal has not been completed as yet, and at the present time can carry about 500 cubic feet per second of water.

The intent is to complete this canal when there is not such an abundance of water. At such a time the canal will be more economical to construct and the amount of water specified in the original permit No. 28-3 will be needed to maintain the desired water level.

DEAN W. LOUCKS
STATE ENGINEER

STATE OF SOUTH DAKOTA
OFFICE OF STATE ENGINEER
PIERRE

APPROPRIATION OF WATER

Office of the State Engineer
Pierre, S. Dak. August 4, 1941

Notice is hereby given that the Game and Fish Department whose office address is Pierre, Hughes County, S. Dak., has made an application in accordance with the provisions of the appropriation laws of South Dakota for a permit to appropriate for beneficial use cubic feet per second of time of water from the Sioux River through Sioux-Poinsett Diversion, the point of diversion of which is to be located on the right bank of said stream in the NW 1/4 of Section 31, Twp. 114 N., Rge. 10 W., S. 4. Said water to be used for the purpose of providing natural lake restorations and maintenance.

This application will be taken by the State Engineer at his office at Pierre for consideration upon the 15th day of September, 1941, at 2:00 P. M. All persons who believe that their prior rights will be injuriously affected, or that the issuance of the permit would be detrimental to the public welfare shall file such objections with the State Engineer in writing by the above date and may appear on the day above mentioned in person for the purpose of discussing further information presented.

Appropriate action will be taken by the State Engineer after suitable time has elapsed for the consideration of all information presented.

(First Publication 1941)

APPROPRIATION OF WATER

Office of the State Engineer
Pierre, S. Dak. August 4, 1941

Fish Department

Notice is hereby given that the St. Game and whose post-office address is Pierre, Hughes County, S.Dak., has made an application in accordance with the provisions of the irrigation laws of South Dakota for a permit to appropriate for beneficial use 2500 cubic feet of water per second of time from the Sioux River through the Sioux-Poinsett Diversion, the point of diversion of which is to be located on the right bank of said stream in the SE 1/4 of Section 31 Twp. 111 N., Rge. 51 W. ~~XXXXXXXXXXXXXXXXXXXXXXXX~~
~~XXXXXXXXXXXXXXXXXXXX~~ Section 31 Twp. 111 N., Rge. 51 W. ~~XXXXXXXXXXXXXXXX~~. Said water to be used for the purpose of providing natural lake restorations and maintenance.

This application will be taken up by the State Engineer at his office at Pierre for consideration upon the 15th day of September 1941, 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 Engineer 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 Engineer after suitable time has elapsed for the consideration of any or all information presented.

Permit No. _____

Water Division No. _____

Water District _____

CERTIFICATE OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Elmer Peterson, Director, South Dakota Department of Game, Fish and Parks,
Pierre, South Dakota.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. South Dakota Department of Game, Fish and Parks, Pierre, South Dakota.
Authority by statute.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Permit No. 28-3. September 16, 1911. Priority of same date.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Big Sioux River at its intersection with the south boundary of Section 30
T114-R51.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Diversion gates in Big Sioux River, diversion gates in canal called Sioux-
Poinsett Diversion Ditch. Now can carry approximately 500 second feet of water.

Ques. 6. State for what purpost water is used and describe place of use (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. For conservation of water in Dry Lake and Lake Poinsett, totaling about
10,000 acres monthly in Hamlin County.

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. _____

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. _____

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Since date of permit from 0 to 500 second feet of water has been diverted.

Average about 25 second feet.

(Sign.) *Samuel Brown* Director
Department of Game, Fish and Parks

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in *Perine*, County of *Hughes*,

State of South Dakota, on this *26th* day of *March* A.D., 19*52*

Albert A. Green
Notary Public

Permit No. _____

Proof of Application of Water to
Beneficial Use.

DEPOSITION OF HOLDER.

Amount of water _____ second feet

Source _____

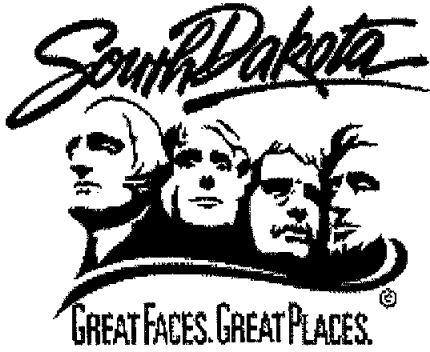
County _____

Purpose _____

Place of Use _____

Date of priority _____

Received and filed _____



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
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,

A handwritten signature in black ink, appearing to read "Jeanne Goodman".

 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.

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 7th 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

enclosure