

Considered: _____

WATER PERMIT NO. 5554-3

Phone: 605 698-3512

Name of Applicant: Leslie Stillson

Post Office Address: 12 E 1st Ave, Sisseton SD

Amount of Water Claimed: 0.022 Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: groundwater remediation County: Roberts

About _____ miles _____ of _____

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

F.F. & C/.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received: 3-29-91 Fee: \$150 Remarks _____

Corrected Application Received 5-16-91 Period of Annual Use Jan 1- Dec 31

WATER QUALITY APPROVAL RECEIVED NA APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES _____ NO _____ REMARKS _____

Diversion Point: SW 1/4 SE 1/4 28-126-51

Land to be Irrigated: _____

		28		

Well Log: Driller: Geotek Engineering Licensed YES X NO _____

Depth of Well: 18.5 REMARKS _____

Type of Map: topo PREPARED BY: Gary Lewis Reviewed and the Number

Assigned on 5-16-91 By Karen Schlaak

No. 5554-3 Hydrologic Unit 07020001
 Map No. Minnesota-XXXX Whetstone
 Newspaper Sisseton Courier, Box 169, Sisseton

(Wed)

Application For Permit To Appropriate Water Within The State Of South Dakota

Check use of water: Industrial ☐ Commercial ☐ Municipal ☐ Other Common Distribution System ☐
 Rural Water System ☐ Suburban Housing ☐ Geothermal Heat ☐ Institutional ☐ Recreational ☐
 Domestic ☐ (above 18gpm) Other ☒

Type of Application: Check one or more of the following

New ☒ Vested Right ☐ Future Use ☐ Change Use ☐☐ Amend Permit No. _____ with old priority date retainedChange diversion point(s) ☐ Add diversion point(s) ☐ Other ☐ _____☐ Application to: Change diversion point(s) ☐ Add diversion point(s) ☐ on Permit No. _____☐ Construction to use water reserved by Future Use Permit No. _____1. Name of Applicant Leslie Stillson Phone No. (605) 698-3512Post Office Address 12 East First Avenue, Sisseton, SD State 57262
(Street, RR or Box) (City) Zip Code2. Amount of water claimed (c.f.s.) 0.022 cfs or 10 gpm3. Source of water supply Shallow aquifer well4. Location of point of diversion SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 28, T126N, R51W, Sisseton QuadrangleCounty Roberts5. Counties where water will be used Roberts6. Annual period during which water is to be used Year-round usage Jan 1 - Dec 31

7. Give a brief description of proposed 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)

These remedial activities are being conducted in response to a release from an underground storage tank on site. The underground storage tank has since been removed; however, petroleum contamination of soil and ground water remains at the site. Enclosed is a site map showing location of monitoring wells and the recovery well and a process flow diagram.

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (see instruction)

STATE OF SOUTH DAKOTA)
 County of Roberts)^{ss}

I, Leslie Stillson 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.

Signed _____

Subscribed and sworn to before me this 20 day of March 1991

Notary Public

**SOUTH DAKOTA
WATER PERMIT No. 5554-3**

Date of first receipt of application March 29, 1991.

Date of return to applicant for corrections, amendments or changes April 1, 1991.

Date of receipt of corrected application May 16, 1991.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5554-3 to Leslie Stillson, 12 E 1st Ave, Sisseton SD 57262 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. 5554-3 appropriates 10 gallons per minute (0.022 cubic feet of water per second) from one well (Pleistocene unknown) 18 1/2 feet deep located in the SW 1/4 SE 1/4 Section 28-T126N-R51W.
2. The water appropriated shall be used for the purpose of groundwater remediation and may not exceed the amount of water needed for beneficial use for groundwater remediation 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. 5554-3 is July 31, 1991.
5. The date from which applicant may claim right is March 29, 1991.
6. One-fifth of the construction is to be completed on or before January 31, 1994.
7. All construction is to be completed on or before July 31, 1996.
8. Water is to be put to beneficial use on or before July 31, 2000.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: _____

Chief Engineer, Water Rights Division
Department of Environment and Natural Resources

AUG 28 1991

_____ date

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter 12 inches Depth 18.5 feet
- b) Casing Type steel Diameter 12 inches Thickness approx. 3/4 inch
- c) Screen Type stainless steel Diameter 12 inches Thickness 3/4 screen
- d) Gravel Pack Thickness 3/8" pea gravel backfilled around well in trench
Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material ground surface
- f) Depth to Water (ground surface to water level) 7.5 feet
- g) Distance to nearest existing domestic well:
On applicants property none On property owned by others unknown

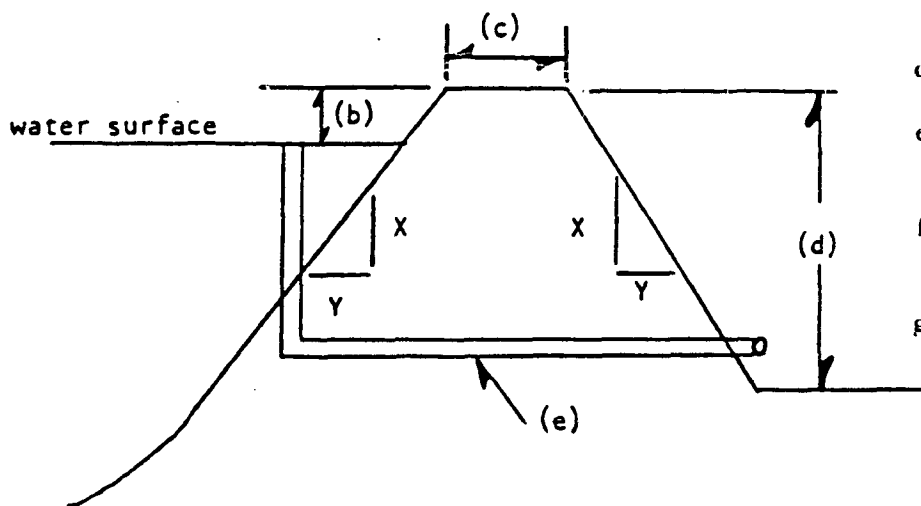
2. Dugout Information Estimates NA

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams NA

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address



- b) Freeboard _____
- c) Crest Width _____
Crest Length _____
- d) Height _____
- e) Primary Outlet Capacity _____
If Pipe, diameter _____
- f) Secondary Spillway Capacity _____
Spillway width _____
- g) X & Y Slope
Upstream _____
Downstream _____
- Surface Area of Impoundment _____
- Storage _____ acre feet
- Drainage area above dam _____

Signature of Applicant _____



GEOTEK ENGINEERING
& TESTING SERVICES, INC.
501 East 52nd Street North
Sioux Falls, South Dakota 57104
605/335-5512

6671

Ralph E. Lindner, P.E., and Garry Scholz, Principals

December 7, 1990

South Dakota Department of Water and Natural Resources
Water Rights Division
523 E. Capitol, Joe Foss Building
Pierre, South Dakota 57501

Attn: Mr. John Hatch/Mr. James Goodman

Gentlemen:

Subj: Request for Recovery Well Variance
Stillson Oil Company
Sisseton, South Dakota
Delta Project #10-88-045
GeoTek #90-818
DWNr File No. 88.256

The purpose of this letter is to request a variance to the applicable South Dakota Well Construction Standards for installation of a recovery well as part of the remediation action plan at Stillson Oil Company, Sisseton, South Dakota.

Please find attached a site plan showing the location of the referenced recovery trench and recovery well. Also attached is a cross-section of the recovery trench, along the a diagram showing construction of the recovery well.

The recovery well will consist of a 12" diameter stainless steel screen with a #70 slot opening. Pea gravel will be placed in the recovery trench and around the openings of the screen. Pea gravel will extend up to 6' from grade level. At that point, a geotextile fabric and a bentonite/cement grout will be placed. The upper 6' in the remaining area of the trench will be backfilled with native soils.

If you have any questions or require additional information, please contact our office.

GeoTek Engineering & Testing Services, Inc.

Ralph E. Lindner, PE
President

cc: -Delta Environmental Services, Inc.
Attn: Mr. Paul Carter



DEPARTMENT OF WATER & NATURAL RESOURCES

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

Rec'd 12-14-90 B

December 13, 1990

License No. 552

Ralph Lindner, P.E.
Geotek Engineer & Testing Services, Inc.
501 East 52nd Street North
Sioux Falls SD 57104

Dear Mr. Lindner:

Enclosed is approval of your request for a variance from the South Dakota Well Construction Standards.

Very truly yours,

JAMES A. GOODMAN, P.E.
Natural Resources Engineer IV
For JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosure

Post-It™ brand fax transmittal memo 7671		# of pages > 2
To <i>Paul Carter</i>	From <i>Ralph Lindner</i>	
Co. <i>Delta</i>	Ca. <i>Geotek</i>	
Dept.	Phone # <i>605-3355512</i>	
Fax # <i>605-636-8552</i>	Fax # <i>605-3350773</i>	

REQUEST FOR A VARIANCE FROM CHAPTER 74:02:04

SOUTH DAKOTA WELL CONSTRUCTION STANDARDS

Pursuant to Section 74:02:04:75 of the South Dakota Well Construction Standards, the following is the decision of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning the request for a well construction variance by Geotek Engineering & Testing Services, Inc., (Ralph E. Lindner, P.E.), SD Well Driller's License No. 552.

The Chief Engineer grants approval of the request for a variance as follows:

1. This is a request for a variance from SD Well Construction Standard 74:02:04:28 which requires that the casings of all wells shall be pressure grouted with a minimum of 20 lineal feet of cement grout.
2. The purpose of this request is to install a recovery well as part of the remediation action plan at Stillson Oil company, Sisseton, SD.
3. The well will be constructed of 12-inch diameter steel casing with 10 feet of 12-inch diameter stainless steel screen with a #70 slot opening. The total depth of the well will be 20 feet. The well casing will be filter packed with pea gravel from total depth to approximately six feet below grade. A geotextile fabric and a bentonite/cement grout will be placed above the gravel pack, and the upper portion of the hole will be backfilled with native soils.
5. This is an acceptable completion technique at this site.



JAMES A. GOODMAN, P.E.
Natural Resources Engineer
For JOHN HATCH, Chief Engineer
Water Rights Division
December 13, 1990

Variance No. 124

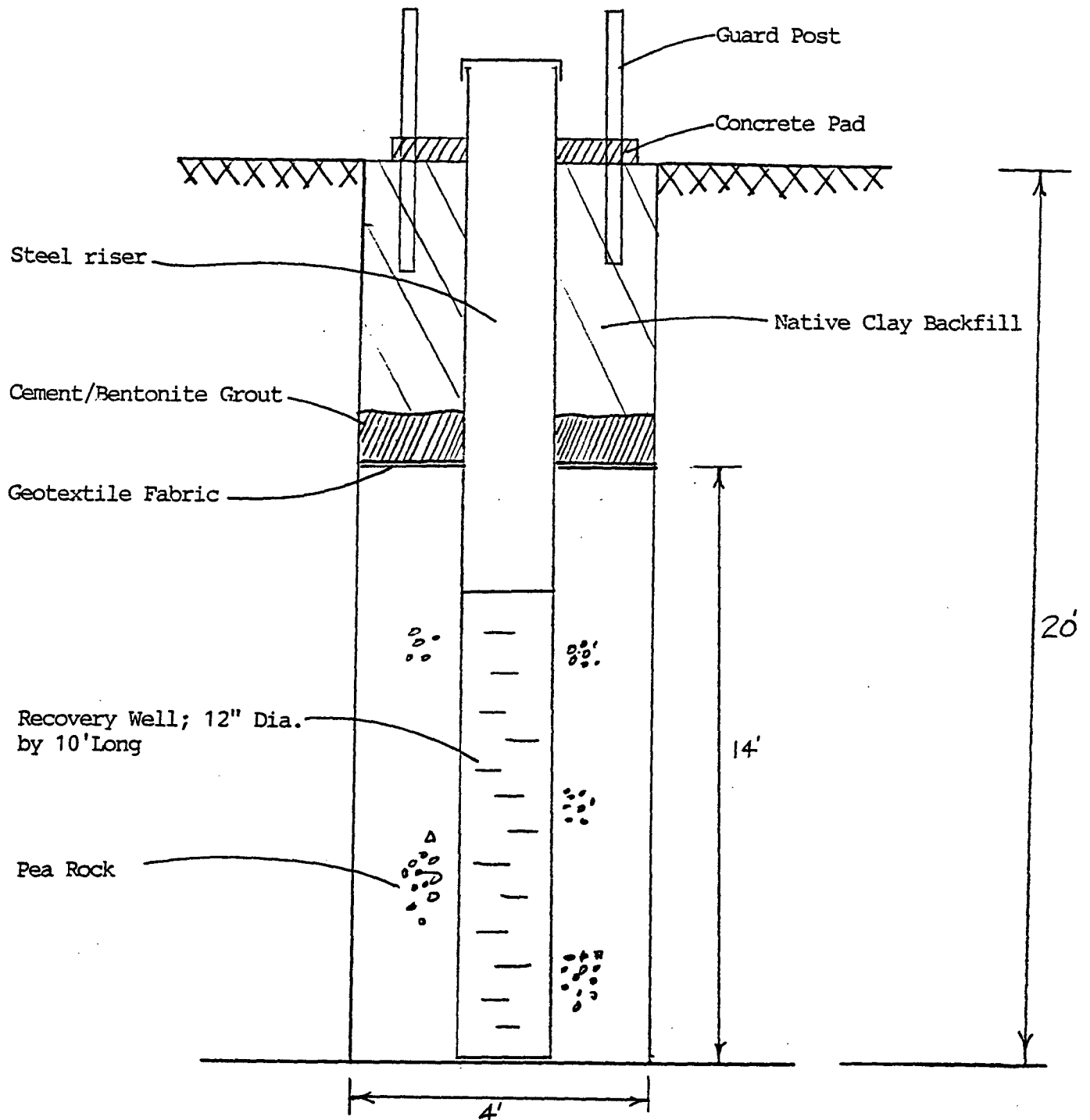
PROJECT NAME / LOCATION Stillson Oil Co. Sisseton, SD					PROJECT NUMBER: 10-88-045		BORING NUMBER: MW-2		SHEET 1 OF 1			
					CONTRACTOR: Midwest				DRILLING METHOD: HSA			
					DRILLER: Larson				DRILLING RIG:			
					START: 10/06/88				COMPLETED: 10/06/88			
LAND OWNER: Stillson Oil Co.					SURFACE ELEVATION: 1,206.11				LOGGED BY: PKW			
ST AY M P L E	SN AU M P L E	BC OU N T S	SI AN T P L E(in)	SR AE MC PO LV E(in)	DEPTH SCALE 1"=	DESCRIPTIONS OF MATERIALS AND CONDITIONS			CONTAMINANT OBSERVATION		GENERAL OBSERVATION NOTES	
									INSTRUMENT: hNu UNITS: ppm			
SS	1	3/2/2	24	24	1		headspace			Moderate gasoline odor Moderate gasoline odor Moderated gasoline odor		
SS	2	3/4/4	18	18	2		Brown silty sand				10.0	
SS	3	17/9/5	18	18	3		Brown silty clay				0.0	
SS	4	3/5/8	18	18	4		FILL				130.0	
SS	5	4/5/6	18	18	5							Black clay
SS	6	2/2/2	18	18	6		Gray clay w/silt				145.0	
SS	7	2/2/3	18	18	7						150.0	
					8							Gray sandy silt (Poorly sorted alluvium)
					9						40.0	
					10							
					11						1.0	
					12							
					13							
					14							
					15							
					16							
					17		TD - 16.5'					
					18							
					19							
					20							
					21							
					22							
					23							

BOREHOLE WATER LEVEL DATA					
DATE					
TIME					
GWL					
CASING DEPTH					



Delta
Environmental
Consultants, Inc.

RECOVERY WELL
INSTALLATION DETAIL



GEOTEK

GEOTEK ENGINEERING & TESTING SERVICES, INC.



FIGURE 2
GROUND WATER ELEVATION
CONTOURS AND TRENCH LOCATION
STILLSON OIL COMPANY
SISSETON, SOUTH DAKOTA

PRODUCT NO:	10-88-045	PREPARED BY	PJA/PR
DATE	9/22/89	REVIEWED BY	

**Delta
Environmental
Consultants, Inc.**

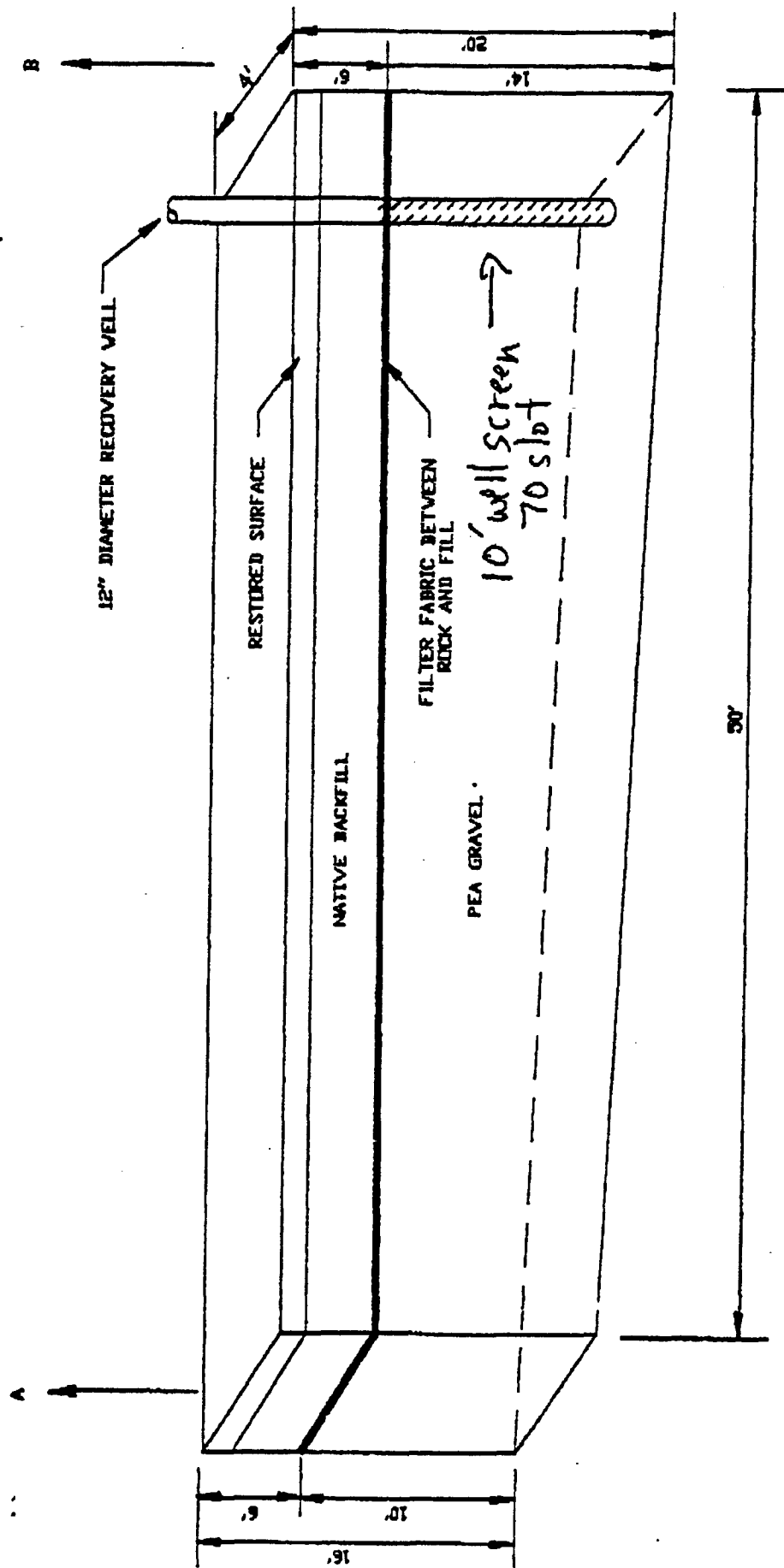


FIGURE 3
RECOVERY TRENCH DESIGN
SECTION A - B
STILLSON OIL COMPANY
SISSESTON, SOUTH DAKOTA

PROJECT NO. 10-88-045
PREPARED BY PJA/PR

DATE 9/19/89
DESIGNED BY [Signature]



Delta
Environmental
Consultants, Inc.

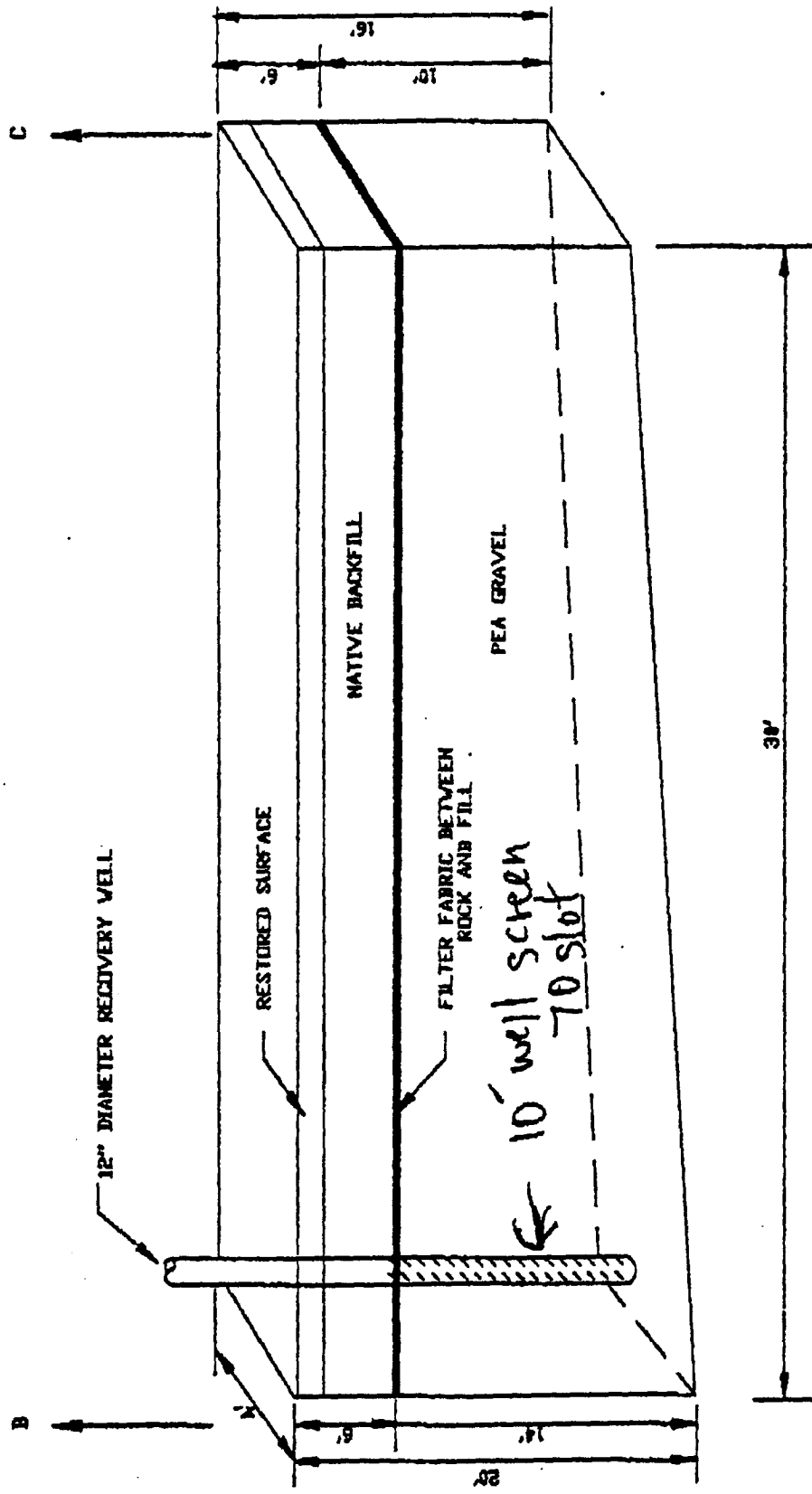
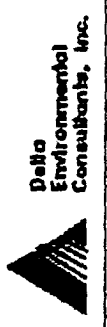
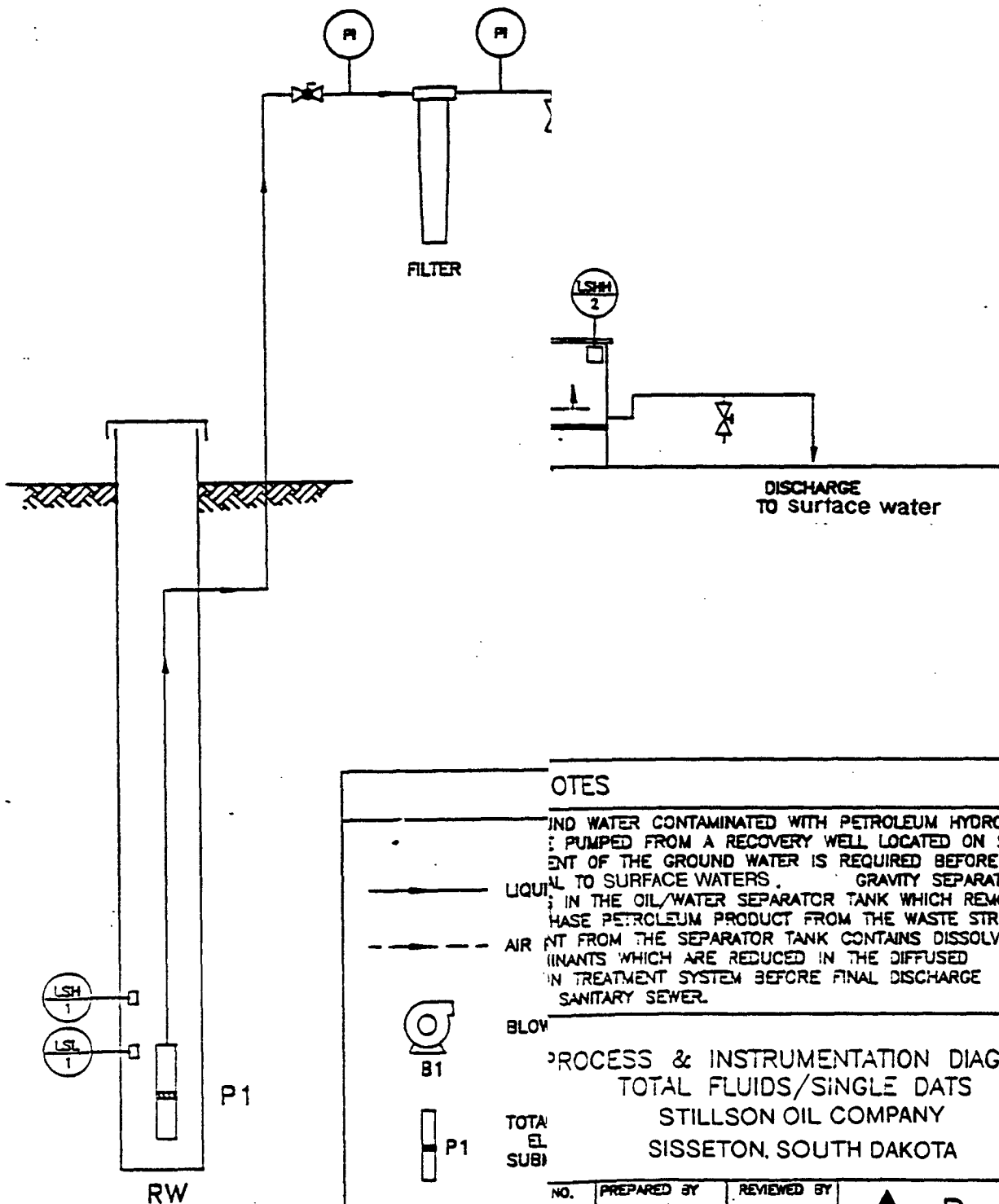


FIGURE 4
 RECOVERY TRENCH DESIGN
 SECTION B - C
 STILLSON OIL COMPANY
 SISSESTON, SOUTH DAKOTA

PROJECT NO.	10-88-045	PREPARED BY	PJA/PR
DATE	9/19/89	REVIEWED BY	CA





NOTES

GROUND WATER CONTAMINATED WITH PETROLEUM HYDROCARBONS IS PUMPED FROM A RECOVERY WELL LOCATED ON SITE. TREATMENT OF THE GROUND WATER IS REQUIRED BEFORE DISCHARGE TO SURFACE WATERS. GRAVITY SEPARATION IS USED IN THE OIL/WATER SEPARATOR TANK WHICH REMOVES FREE PETROLEUM PRODUCT FROM THE WASTE STREAM. AIR FROM THE SEPARATOR TANK CONTAINS DISSOLVED OILS WHICH ARE REDUCED IN THE DIFFUSED AIR TREATMENT SYSTEM BEFORE FINAL DISCHARGE TO SANITARY SEWER.

BLOW

PROCESS & INSTRUMENTATION DIAGRAM
TOTAL FLUIDS/SINGLE DATS
STILLSON OIL COMPANY
SISSETON, SOUTH DAKOTA

TOTAL
EL
SUBI

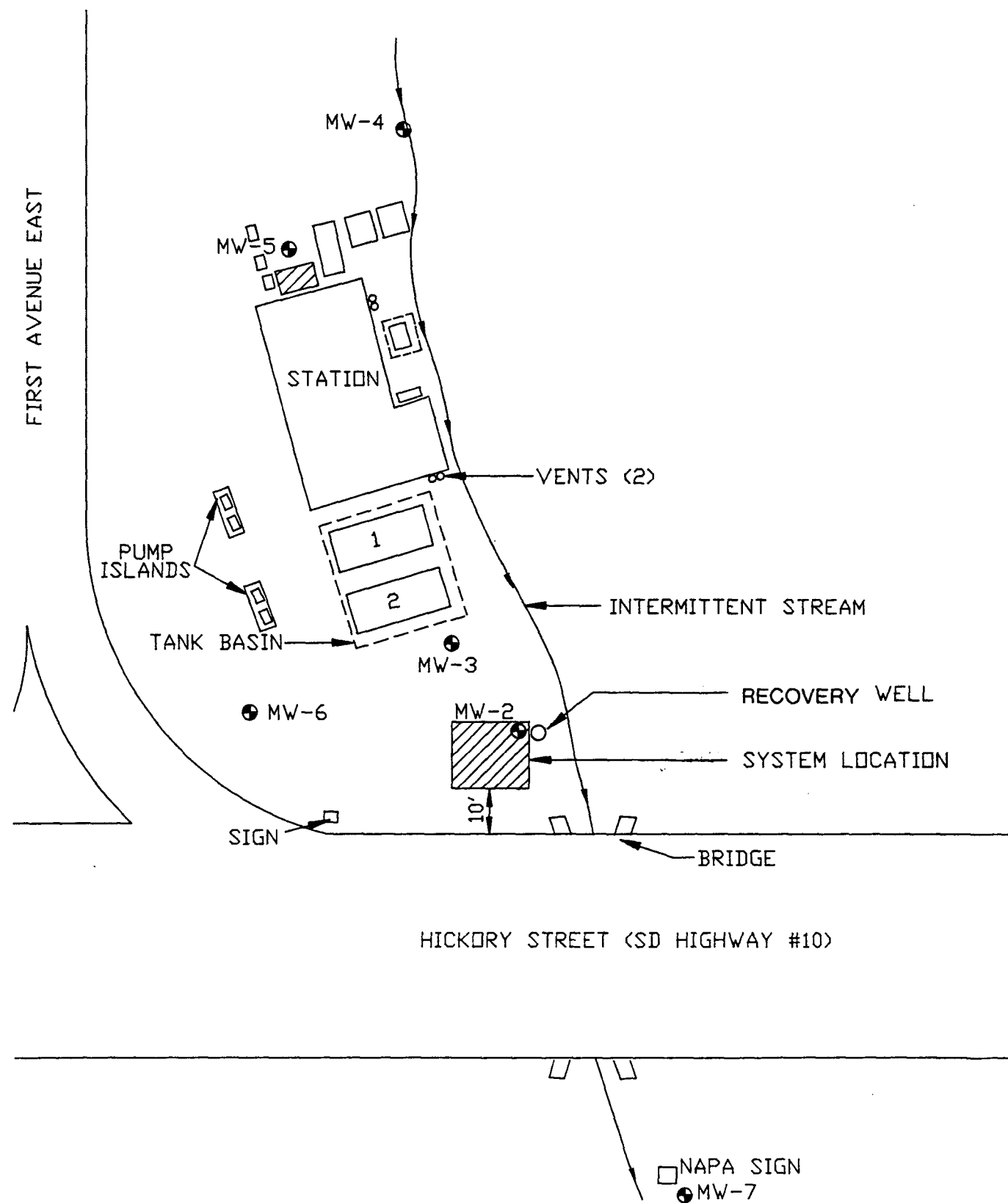
NO. 88045
RECC 91

PREPARED BY
DSR/CD
REVISION NO.

REVIEWED BY
DWG. NO.
88045-P1



Delta
Environmental
Consultants, Inc.



LEGEND:

- 1 8,000 GALLON REGULAR GASOLINE
- 2 8,000 GALLON UNLEADED GASOLINE
- MW-1 ● MONITORING WELL LOCATION

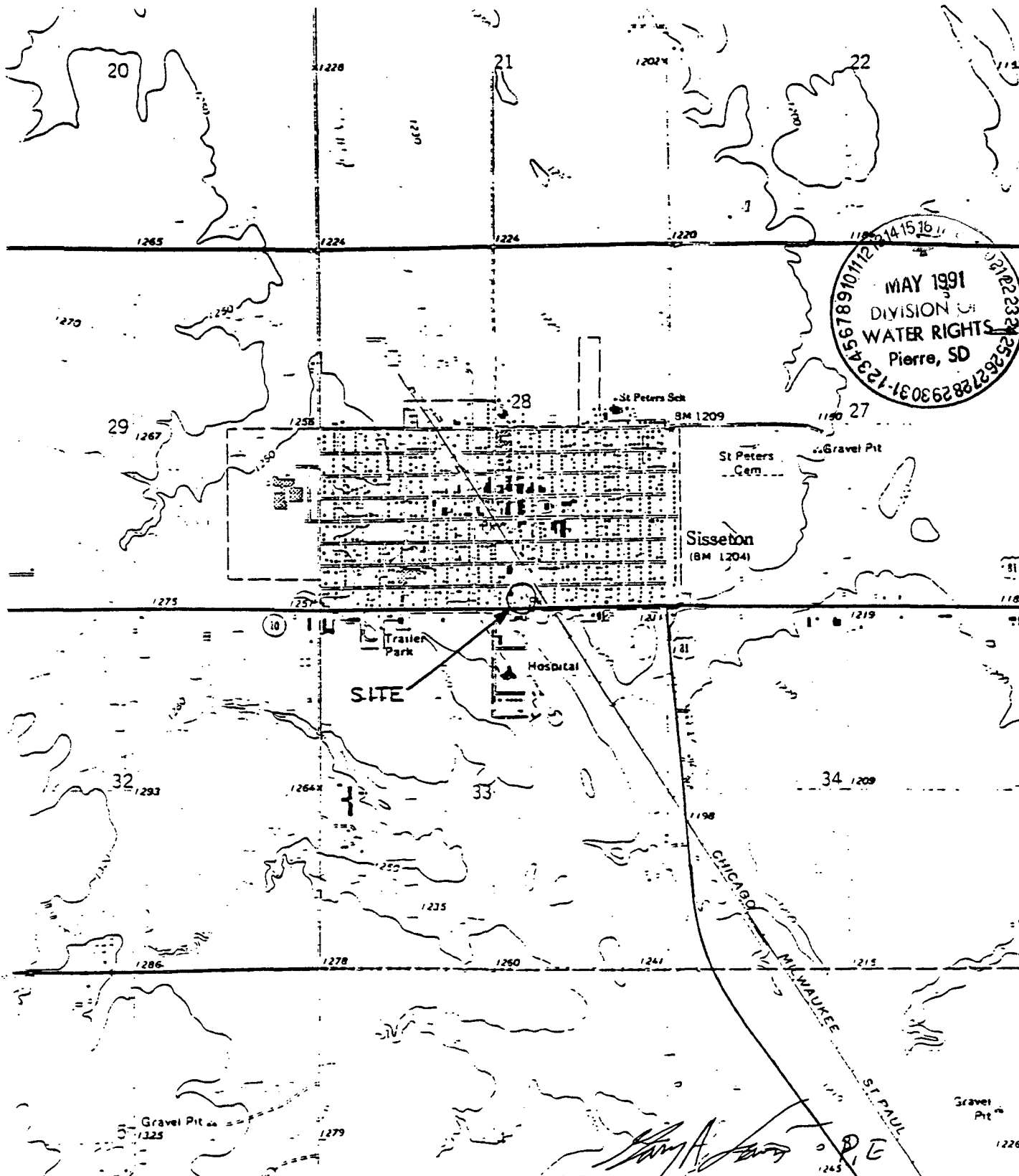
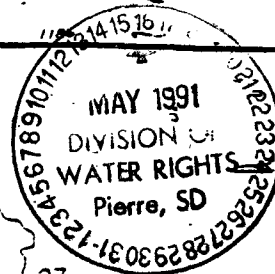
FIGURE
RECOVERY SYSTEM BUILDING LOCATION
STILLSON OIL COMPANY
SISSETON, SOUTH DAKOTA

PROJECT NO.
10-88-045
DATE
1/30/90

PREPARED BY
PJA/PR
REVIEWED BY



Delta
Environmental
Consultants, Inc.

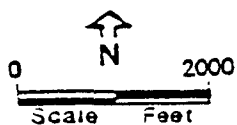


Handwritten signature
South Dakota P.E. No. 4980

SISSETON QUADRANGLE
SOUTH DAKOTA—ROBERTS CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)



QUADRANGLE LOCATION



Scale Feet

FIGURE 1
SITE LOCATION MAP
STILLSON OIL CO.
SISSTON, SOUTH DAKOTA
DELTA NO. 10-88-045



Delta
Environmental
Consultants, Inc.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412618

Pierre, April 1, 19 91

RECEIVED OF Delta Environmental Consultants, Inc. 900 Long Lake Rd. Ste 300
the following amount in fees for services rendered as provided for by law: St. Paul, MN 55112

Fee for Application for Permit No. 5554-3 to Appropriate Water, to construct works and to put water to beneficial use _____

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. _____

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____

(Any Other Work Provided by Law)

Total

150 00
-100 00 refund
50 00

~~150 00~~ 50.00

refund \$100.00 5/24/91

By

John A. Hotal 107

Chief Engineer



Delta
Environmental
Consultants, Inc.

1801 Highway 8, Suite 114
St. Paul, MN 55112
612/636-2427
FAX: 612/636-8552



March 25, 1991

South Dakota Department of Water and Natural Resources
Water Rights Division
Joe Foss Building
Pierre, SD 57501

Subject: Application for Permit to Appropriate Water
Stillson Oil Company
Sisseton, South Dakota
Delta No. 10-88-045

Dear Sir/Madam:

Delta Environmental Consultants, Inc. (Delta), has been retained by the Stillson Oil Company to perform environmental investigation and remediation activities at the Stillson Oil Company in Sisseton, South Dakota. These activities are being conducted in response to a release from an underground storage tank. The underground storage tank has since been removed and replaced; however, petroleum contamination of soil and ground water remains at the site. The contaminant remediation is being required by the South Dakota Department of Water and Natural Resources (SDDWNR) and the U.S. Environmental Protection Agency.

Enclosed are the permit application and a check for the permit fee (\$150) and project information materials. A Remedial Investigation/Remedial Action (RI/RA) Report was sent to Mr. Leland Baron of the SDDWNR on July 18, 1989; this may be referenced for more project information.

If you have any questions about the information provided, please call Mr. Paul Carter or me at (612) 636-2427.

Sincerely,

DELTA ENVIRONMENTAL CONSULTANTS, INC.

David S. Reese
Environmental Engineer

DSR/hah

cc: Mr. Paul Carter - Delta Environmental Consultants, Inc.
Mr. Leland Baron - South Dakota Department of Water and Natural Resources



DEPARTMENT OF WATER & NATURAL RESOURCES

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

April 1, 1991

David S. Reese, Environmental Engineer
Delta Environmental Consultants, Inc.
1801 Highway 8, Suite 114
St. Paul MN 55112

Dear Mr. Reese:

In regard to the water permit application for Leslie Stillson received on March 29, 1991, enclosed is the map submitted with the application. The map is being returned because it must be signed by one of the following: Registered Land Surveyor, Registered Professional Engineer or by any other government employee who normally prepares maps as a part of his assigned duties.

Upon receipt of the signed map, further processing of your application will continue.

If you have any questions, please contact this office.

Sincerely,

Karen Schlaak

Karen Schlaak
Natural Resources Engineer
605 773-3352

enclosure



Delta
Environmental
Consultants, Inc.

1801 Highway 8, Suite 114
St. Paul, MN 55112
612/636-2427
FAX: 612/636-8552



May 14, 1991

Mr. Karen Schlaak
Natural Resources Engineer
Department of Water and Natural Resources
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3181

Subject: Applications for Appropriation of Waters
Stillson Oil Company
Sisseton, South Dakota
Delta No. 10-88-045

Dear Mr. Schlaak:

As requested, to further proceed with the processing of the above permit, I have enclosed is a site map for the project at the above referenced site. It has been signed by Mr. Gary Lewis, a registered professional engineer in the state of South Dakota.

The ground water treatment facility currently operates under a temporary permit which expires December 31, 1991.

If you have any questions about the information provided or need additional information to process the application, please call me at (612) 636-2427.

Sincerely,

DELTA ENVIRONMENTAL CONSULTANTS, INC.

David S. Reese
Environmental Engineer

DSR/hah

Enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

GREAT FACES. GREAT PLACES.

May 30, 1991

David S. Reese, Environmental Engineer
Delta Environmental Consultants, Inc.
1801 Highway 8, Suite 114
St. Paul MN 55112

Dear Mr. Reese:

Enclosed is a refund check in amount of \$100.00. Upon further review of the application you submitted for Stillson Oil Company, Sisseton SD, it was found that an incorrect fee was submitted. The amount of water claimed on the application is 10 gallons per minute. An application requesting less than 45 gallons per minute requires a filing fee of \$50.00.

If you have any questions, please contact this office.

Sincerely,

Karen Schlaak
Natural Resources Analyst
605 773-3352

enclosure

REPORT ON APPLICATION NO. 5554-3
for Leslie Stillson
June 24, 1991

Application No. 5554-3 proposes to appropriate 10 gpm (0.022 cfs) from one well approximately 18.5 feet deep located in the SW 1/4 SE 1/4 of section 28, T126N R51W in Roberts County. The water will be used for ground water remediation purposes.

AQUIFER - ^{el}PLEISTOCENE UNKNOWN (PS-U)

The ^{el}Pl~~est~~ocene unknown aquifer is glacial till which consists of mostly clay with silt, sand and gravel. Test borings included with this application indicate a gray sandy silt from approximately 9 feet to 16.5 feet below land surface. This is not considered a major aquifer system.

The Division of Water Rights does not monitor any observation completed into the glacial till in this area.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are no other permits/rights from this source in this area.

CONCLUSIONS

1. Water is available from this source.
2. A variance No. 124 was issued to Geotek Engineering & Testing Services, Inc. for construction of a recovery well. The recovery well will be a connected to a trench system.
3. This system is currently operating under a temporary permit which expires on December 31, 1991.
4. Water will be produced as a by-product of hydrocarbon recovery, treated on site and discharged to the sanitary sewer system for Sisseton.
5. Interference is not a concern. This system is under water table conditions and the pumping rate is small.



James A Goodman
Natural Resources Engineer

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5554-3, Leslie Stillson

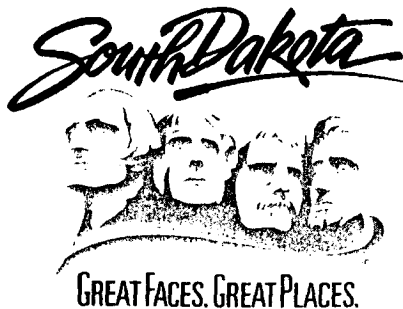
Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Water Permit Application No. 5554-3, Leslie Stillson, 12 East First Avenue, Sisseton, SD 57262.

The Chief Engineer is recommending APPROVAL of Application No. 5554-3 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) in the public interest with the following qualifications:

See report on application for additional information.

A handwritten signature in black ink, appearing to read "John Hatch", is written over the typed name.

JOHN HATCH, Chief Engineer
June 27, 1991



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

**NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER RIGHT AWAY.**

June 28, 1991

Leslie Stillson
12 E. 1st Ave.
Sisseton, SD 57262

Dear Mr. Stillson:

Water Permit Application No. 5554-3 for groundwater remediation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Sisseton Courier printed at Sisseton, SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a 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 of Hearing and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

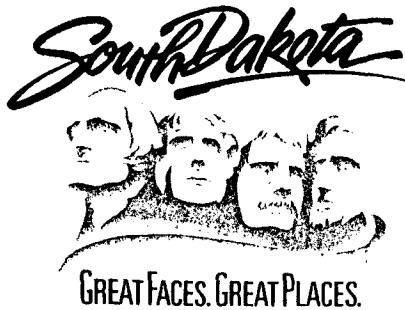
Karen Schlaak

for

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

June 28, 1991

Sisseton Courier
Box 169
Sisseton, SD 57262

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5554-3 to be published twice. Please publish the first notice on July 3, 1991 with the second publication 7 days later.

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 Leslie Stillson, 12 East 1st Ave., Sisseton, SD 57262.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

for Karen Schlaak

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

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

No. _____

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to
Appropriate Water by Application No. _____ which was first published in our issue
of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper

Instruction to Newspaper - Publish first Notice on July 3, 1991 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5554-3 to Appropriate Water

Notice is given that Leslie Stillson, 12 E. 1st Ave., Sisseton, SD 57262 has filed an application for a water permit to appropriate 10 gallons per minute from one well (Pleistocene unknown) 18 1/2 feet deep located in the SW 1/4 SE 1/4 Section 28-T126N-R51W for groundwater remediation purposes.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5554-3 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. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, 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 July 22, 1991. 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.

For purposes of publishing 1) the notice of hearing on Application No. 5554-3 and 2) the chief engineer's recommendation, a special Board meeting is scheduled for July 31, 1991, at 9:00 am in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested, the July 31, 1991 hearing date may be rescheduled for another Board meeting. If the hearing is rescheduled, notice of the time and place will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The July 31, 1991 hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by July 22, 1991.

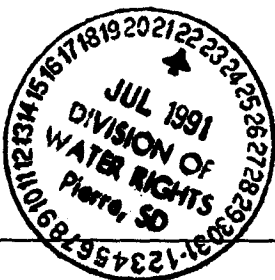
If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

OK

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County ROBERTS) ss.



I, JACK ADAMS

certify that the attached printed Notice was taken
 from the SISSETON COURIER

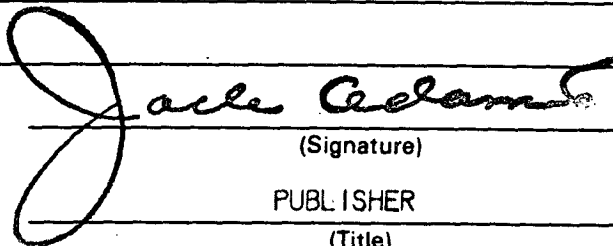
A newspaper which during the whole time of publication of
 said notice herein after stated, has been and is printed and
 published in the _____

CITY of SISSETON

County of ROBERTS and State of South Dakota;
 that the said notice was published in said newspaper on the
 following two dates:

JULY 3, 1991

JULY 10, 1991


 (Signature)
 PUBLISHER
 (Title)

JULY 10, 1991
 (Date Signed)

Cost of Printing: \$61.13

[28.3¢ LINE FIRST INSERTION

80% SECOND INSERTION]

**NOTICE OF HEARING ON
 APPLICATION NO. 5554-3
 TO APPROPRIATE WATER**

Notice is given that Leslie Stillson, 12 E. 1st Ave., Sisseton, SD 57262 has filed an application for a water permit to appropriate 10 gallons per minute from one well (Pleistocene unknown) 18½ feet deep located in the SW¼SE¼ Section 28-T126N-R51W for groundwater remediation purposes.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5554-3 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. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, 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 July 22, 1991. 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.

For purposes of publishing 1) the notice of hearing on Application 5554-3 and 2) the chief engineer's recommendation, a special Board meeting is scheduled for July 31, 1991, at 9:00 a.m. in Room 413, Joe Foss Building, 523 E. Capitol, Pierre, SD. If this application is opposed or the recommendation is contested, the July 31, 1991 hearing date may be rescheduled for another Board meeting. If the hearing is rescheduled, notice of the time and date will be given by First Class

July 31, 1991 hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by July 22, 1991.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

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(July 3-10-91)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

GREAT FACES. GREAT PLACES.

AUG 28 1991

Leslie Stillson
12 E 1st Ave
Sisseton, SD 57262

Dear Mr. Stillson:

Enclosed is Water Permit No. 5554-3 authorizing construction of your water diversion system and put the water to beneficial use, not exceeding the limits as specified in the Water Permit.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that the Water License may be issued, thus completing your acquisition of a Water Right.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosures

PLEASE NOTE: Certain changes can be made in your permit within the five year construction period, usually without affecting the priority date, provided an application to amend your permit is made within the five year period - i.e. changes in location or number of diversion points (wells) or location of land to be irrigated. Well locations for wells into the same aquifer can be moved up to 660 feet without application.

Applications to amend a permit after the five year construction period will be assigned a new priority date. Applications to change water sources, to add lands or increase original diversion rates, if approved will usually receive the date of the new application as a priority date regardless of the five year construction period.

Completed 1/30/96

WATER USE FOR 1995

PERMIT NO. _____

NAME FIRST _____

ADDRESS 1 _____

LESLIE STILLSON

5554-3

ADDRESS 2 _____

12 E 1ST AVE

CITY _____

SISSETON, SD 57262

SOURCE OF WATER (PLEASE CHECK):

GROUND WATER ☒ NUMBER AND DEPTH OF WELLS 1

SURFACE WATER _____ NAME OF STREAM OR LAKE _____

TYPE OF WATER USE (PLEASE CHECK):

INDUSTRIAL ☒ COMMERICAL _____ INSTITUTIONAL _____

GEOTHERMAL _____ POWER _____ MINING _____

MUNICIPAL WATER SUPPLY _____

ESTIMATED TOTAL 1995 WATER USE 1,152,000 GALLONS

NAME OF CONTACT PERSON Paul Carter - Delta Envir. Consultants
TELEPHONE NO. (612) 486-5744

ADDRESS CORRECTION _____

January 17, 2001

2000 South Dakota Water Use Questionnaire

To:

Address correction requested:

LESLIE STILLSON
12 E 1ST AVE
SISSETON SD 57262

One questionnaire is being provided for each permitted water source. The following information is based on Water Permit/Right No. 5554-3. If you have other permits/rights in the same water source, also include water use under those permits/rights on this questionnaire.

Water Source: GROUNDWATER

County: ROBERTS

Aquifer: PLEISTOCENE SERIES

Pumping Pt. Legal: SEC 28-T126N-R51W

Management Unit: UNNAMED CREEK

Type of Water Use: INDUSTRIAL

1) Please estimate your year 2000 water use from the above water source: _____ gallons

2) If no water use in 2000, please list the reason(s) why in the comments section.

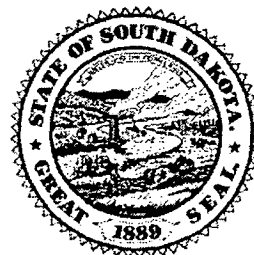
Comments: Water was used For Pollution Clean-up,
IS NO longer being used.

You should probably check further with
Delta Environmental, 2776 Cleveland Ave - Rosville, MN.
651-639-9449 Fax-651-639-9497 55113-1127

Contact Person: Leslie R. Stillson

Telephone No: 605-698-3512

Questions? Please call Mark Rath or Ron Duvall at 605 773-3352 for assistance.



Thank you for completing the 2000 water use questionnaire.

Water Rights on the Web: www.state.sd.us/denr/wr



Recovery System -

JARED OTTO 651-697-5232

Conversation or File Documentation

NAME OF PERSON OR FILE: JARED OTTO of Delta Environmental

ADDRESS: _____ COUNTY _____

DATE: 7/30/01 TELEPHONE 651-697-5232RE: Status of Water Permit No 5554-3

COMMENTS:

Mr. Stinson Indicated on the 2000 Water Use Questionnaire
That Water for Pollution Cleanup was no longer being used

I contacted Mr. Otto - He said Delta Environmental
were planning on doing one more sampling run in December
2001. If no more pollutants were detected the site would
be closed and the well plugged.

Need to Check with Sheldon Hamann on Status of
project after the Spring of 2002 to see if the project was
closed.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Phyllis Deth



5554-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

AUG 18 2005

5554-3
5554A-3

Greg Stillson
Stillson Oil Company Inc
12 Veterans Ave
Sisseton SD 57262

Dear Mr. Stillson:

Enclosed is Water License No. 5554A-3. This is the final water right document completing your process of obtaining a Water Right. Also enclosed is a copy of the map prepared by the staff engineer who conducted the field investigation.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5554A-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

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

enclosures

Note: The applicable portions of Water Permit No. 5554-3 were incorporated into Water License No. 5554A-3.