

Considered: _____

WATER PERMIT NO. 5576-3

Phone: 605-432-6793

Name of Applicant: Grant-Roberts Rural Water System, Inc.

Post Office Address: PO Box 145, Milbank SD 57252

Amount of Water Claimed: 1.52 add'l (120 ac-ft annually) Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: Rural Water System use County: GT, CD, RB, DU

About 1 miles North of South Shore

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY _____ Date Received: 9-9-91 Fee: \$150.00 Remarks Additional

diversion point on Permit No. 4212-3

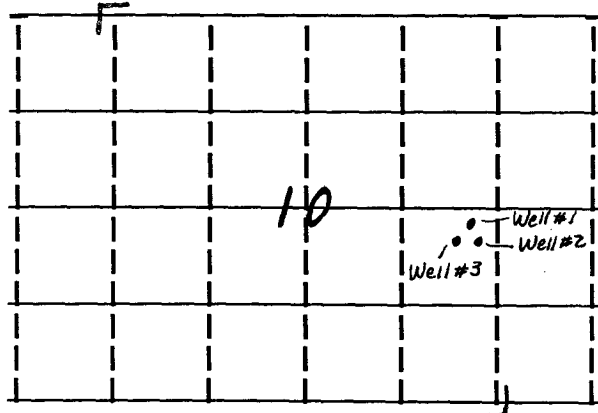
Corrected Application Received _____ Period of Annual Use Jan 1 - Dec 31

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

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

Diversion Point: NE 1/4 SE 1/4 Sec 10-T119N-R51W

Land to be Irrigated: NA



Well Log: Driller: LTP Enterprises, Inc. Licensed YES X NO _____

Depth of Well: 132' REMARKS _____

Type of Map: aerial PREPARED BY: Norma Job Reviewed and the Number

Assigned on 9-9-91 By Karen Schlaak

Mail to: Water Rights Div.
523 E. Capitol
Pierre, SD 57501
(605) 773-3352

No. 5576-3 Hydrologic Unit 07020001
Map No. _____ Basin Minnesota-Whetstone
Newspaper see attached sheet

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 retained

Change diversion point(s) ☐ Add diversion point(s) ☐ Other ☐

☒ Application to: Change diversion point(s) ☐ Add diversion point(s) ☒ on Permit No. 4212-3

☐ Construction to use water reserved by Future Use Permit No. _____



1. Name of Applicant Grant-Roberts Rural Water System, Inc. Phone No. 605-432-6793

Post Office Address PO Box 145 Milbank State SD 57252
(Street, RR or Box) (City) Zip Code

2. Amount of water claimed (c.f.s.) 1.52 add'l 120 acre-feet add'l annually

3. Source of water supply well # 3

4. Location of point of diversion NE 1/4 SE 1/4 Section 10-T119N-R51W

County Codington

5. Counties where water will be used Grant, Roberts, Codington, Deuel

6. Annual period during which water is to be used daily January 1-December 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)

This application is for one additional well and to appropriate an additional 1.52 cfs from the 2 existing wells authorized by Permit No. 4212-3 and from the additional well. The combined diversion rate from all 3 wells is 2.67 cfs. This application is also to increase the annual volume from 500 acre-feet to 620 acre-feet.

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 Grant)^{ss}

I, Grant-Roberts Rural Water System, Inc. 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 Wendy Storm Mgr

Subscribed and sworn to before me this 5th day of September 19 91

Jelly Johnson
Notary Public

**SOUTH DAKOTA
WATER PERMIT No. 5576-3**

Date of first receipt of application September 9, 1991.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5576-3 to Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank SD 57252 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. 5576-3 appropriates 1.52 cubic feet of water per second (cfs) (120 acre feet annually) in addition to water authorized by Water Permit No. 4212-3. Water Permit No. 4212-3 authorizes 1.15 cfs from 2 wells in the NE 1/4 SE 1/4 Section 10-T119N-R51W with a total annual withdrawal limitation of 500 acre-feet of water. An inspection of Water Permit No. 4212-3 found three wells capable of diverting 2.67 cfs. This permit authorizes one additional well to increase the diversion rate from 1.15 cfs to 2.67 cfs increases the total annual withdrawal limitation from 500 acre-feet annually to 620 acre-feet annually. The additional well is 132 feet deep and located in the NE 1/4 SE 1/4 Section 10-T119N-R51W.
2. The water appropriated shall be used for the purpose of supplying water for rural water system use and may not exceed the amount of water needed for beneficial use for rural water system purposes.
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. 5576-3 is February 4, 1992.
5. The date from which applicant may claim right is September 9, 1991.
6. One-fifth of the construction is to be completed on or before August 4, 1994.
7. All construction is to be completed on or before February 4, 1997.
8. Water is to be put to beneficial use on or before February 4, 2001.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.

(continued)

Page 2

2. Approval of Permit No. 5576-3 authorizes a total annual withdrawal of 620 acre-feet of water annually under Permit Nos. 4212-3 and 5576-3.
3. That the Grant-Roberts Rural Water System report to the Chief Engineer the amount of water withdrawn each year.

WATER MANAGEMENT BOARD

By: [Signature] AUG 12 1992
 Chief Engineer, Water Rights Division date
 Department of Environment and Natural Resources

Supplemental Information

(type or print in ink)



1. Well Information - Proposed construction

- a) Drill Hole Diameter 14" Depth 132'
- b) Casing Type steel Diameter 8" Thickness .322"
- c) Screen Type stainless steel Diameter 8" Thickness
- d) Gravel Pack Thickness 2" Length of Gravel Pack 30'
- e) Depth to Top of Water Bearing Material 70 feet
- f) Depth to Water (ground surface to water level) 0feet
- g) Distance to nearest existing domestic well:
- On applicants property 80 rods On property owned by others 90 rods

2. Dugout Information Estimates

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

3. Water Storage Dams

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

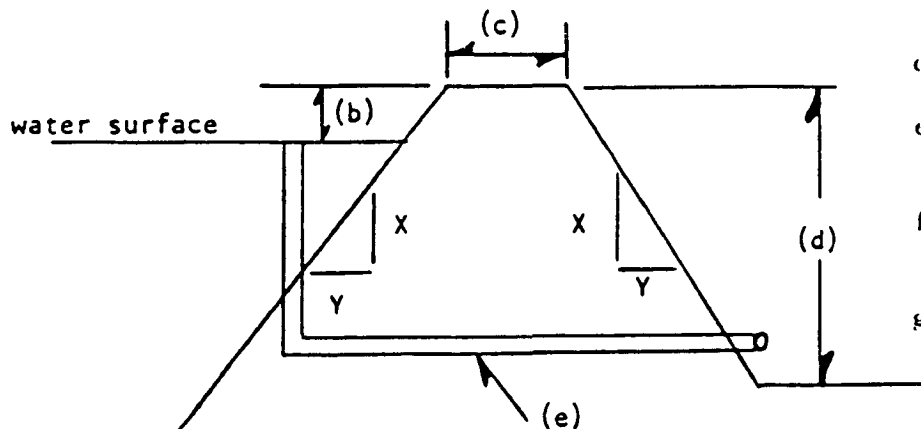
g) X & Y Slope
Upstream

Downstream

Surface Area of Impoundment

Storage acre feet

Drainage area above dam



Grant - Roberts RWS by:

Wendy Storm, Mgr.

Signature of Applicant

4-78

Driller: L.T.P. Enterprises, Inc. License NO. _____
Driller's or Firm's Name
Box 2131 Fargo, N. D.
Address
Randy Pulkinch 8/5/80
Signed By Date



Box 2131
FARGO, N. DAK. 58102

Phone (701) 232-8928



Work done by Fargo office Job No. 55372-1 Commitment date _____ Call taken by L.T.P.

Owner Grant - Robt's Rural Telephone _____ Date _____

City Millbank County Grant State S.D.

Well No. LJP#1 GR#2 Location _____

Well diameter 10" Well depth 92' Year Constructed 1980 Did we drill YES

Screen Diameter 10" TELE Screen Length 20' Screen Material SS. Screen Slot 25 Leader NONE

Static Level 9.7' Pumping Level 51.9' G. P. M. Tested 510 With what? Pump

Specific yield, 12.29 G. P. M. per foot of D.D. after 24 1/2 hours of pumping

Type of well- Filter wall X Naturally developed _____ Filter Sand Size 60-65 10-20

Additional information pertaining to well _____

Driller Frank Schroeder Date completed 7/24/80

PUMP AND SYSTEM DATA

Type of Pump- Turbine _____ Submersible _____ Make _____ Model _____ Pump Serial No. _____

Size Motor _____ Voltage _____ Phase _____ Motor Serial No. _____

Type of Column? Turbine _____ Submersible _____ Length of Column _____ Size of Column _____ Material _____

Size of Line- Shaft _____ Material of Shaft _____ Replacement No. of line shaft bearings _____

What type of System? Pressure _____ Elevated Tank _____ House _____ Pitless Unit _____

Size Pitless Unit _____ Bury depth of Pitless Unit _____ Total pump setting from intake _____

Air line length _____ Size _____ Material _____

Amperage under operating conditions- Line 1 _____ Line 2 _____ Line 3 _____

Additional information pertaining to pump and system _____

Date installed _____ By Company _____ Operator _____

Phone (701) 232-8928
DRILLERS LOG



**WELL DRILLING
PUMP SALES & SERVICE**

Drilled for Grant-Roberts Rural Water by Hutchinson Office

Location of property _____ Well No. 2

Test hole No. 1 Location of test hole _____ Well No. 1
 _____ 4-30-80 _____ Total Hours _____

Test hole No. 1 Location of test hole
Size of test hole 6 1/2 Date started 6-30-80 Date completed 6-30-80 Total hours

FORMATIONS DRILLED

[illegible]

Signed Bruce Merkel Driller

Signed Bruce Merkel Driller

NOTICE OF WELL CONSTRUCTION

(1) WELL CONSTRUCTION

Location of well: NE 1/4 NE 1/4 SE Section 10 Township 119 Range 51
 Well owner: Grant Roberts Rural Water Milbank, S.D.
(Name) (Address)
 Date well drilling completed: 7/17/80 Purpose of well: Rural Water
(domestic, irrigation, municipal, industrial, other)

WELL LOG

Layers, top to top in feet	Description of layer	Depth to top of water producing aquifer
	<u>well #3</u>	<u>109</u> ft.
		Depth to static water level <u>16</u> ft.
		Name of producing aquifer (if known) _____
		Total depth of drill hole <u>132'</u> ft.
		Depth to bottom of casing <u>115</u> ft.
	Casing information: in the space below show kind, size, weight, lengths per diameter, etc., for production casing and surface casing, if used.	
	<u>10", 40.48 lb/ft. Black, welded. 115'</u>	
	Screen information: in the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.	
	<u>17' 10" S.S. Telescoping Screen, welded</u> <u>To casing, solid Bottom. 25 slot</u>	
	If a flowing well, flow of completed well _____ G.P.M.	

Attach sheet if more space is needed

L.T.P. Enterprises Inc. 381
Name of Drilling Contractor

(2) PUMP INSTALLATION

Company name and size of pump: Not Installed HR _____
 Type of pump: _____ Capacity of installed pump: _____ G.P.M.
 Depth of pump placement: _____ ft., Date of pump installation: _____

(3) WATER SURFACE MEASURING TUBE

On some wells an air-tight water surface measuring tube is required: See Section 46.408 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed _____ ft., tube diameter _____, tube material _____.

Name of Pump Installation Contractor



Box 2131
FARGO, N. DAK. 58102

Phone (701) 232-8928



WELL DRILLING
PUMP SALES & SERVICE

Work done by Fargo office Job No. 55177-9 Commitment date _____ Call taken by L.T.P.

Owner Grant Robert's Rural Water Telephone _____ Date _____

City Milbank County Grant State S.D.

Well No. L.T.P. #2 GR #3 Location _____

Well diameter 10" Well depth 132' Year Constructed 1980 Did we drill YES

Screen Diameter 10" TELE Screen Length 17' Screen Material S.S. Screen Slot 25 Leader NONE

Static Level 16.0 Pumping Level 51.9' G. P. M. Tested 510 With what Pump

Specific yield, 10.32 G. P. M. per foot of D.D. after 24 1/2 hours of pumping

Type of well - Filter wall X Naturally developed _____ Filter Sand Size 60-65 10-20

Additional information pertaining to well _____

Driller Frank Schroeder Date completed 7/12/80

PUMP AND SYSTEM DATA

Type of Pump - Turbine _____ Submersible _____ Make _____ Model _____ Pump Serial No. _____

Size Motor _____ Voltage _____ Phase _____ Motor Serial No. _____

Type of Column? Turbine _____ Submersible _____ Length of Column _____ Size of Column _____ Material _____

Size of Line - Shaft _____ Material of Shaft _____ Replacement No. of line shaft bearings _____

What type of System? Pressure _____ Elevated Tank _____ House _____ Pitless Unit _____

Size Pitless Unit _____ Bury depth of Pitless Unit _____ Total pump setting from intake _____

Air line length _____ Size _____ Material _____

Amperage under operating conditions - Line 1 _____ Line 2 _____ Line 3 _____

Additional information pertaining to pump and system _____

Date installed _____ By Company _____ Operator _____



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 21, 1991

Grant-Roberts Rural Water System
Attn: Wendy Storm
P.O. Box 145
Milbank, SD 57252

Dear Ms. Storm:

In response to our phone conversation today, I have enclosed a partially completed application form and instruction sheet to add the third well that was found through inspection of your water permit on August 7, 1991. It was determined that the amount of water claimed should include the possible need to run all three wells at the same time when a high demand is placed on the system. This will allow you to pump all three wells together in the future, if necessary. The volume permitted will be increased by 120 acre-feet, allowing you to pump 620 acre-feet annually. Please complete the application and sign the application in the presence of a notary public, and also complete the Form 2A for Well No. 3. Return the signed application forms and \$150.00 application filing fee to this office.

If you have a copy of the well log for Well No. 1, drilled by Huron Well Drilling or some other driller, please return the log in order to complete the licensing of Water Permit No. 4212-3.

If you have any questions, feel free to contact me.

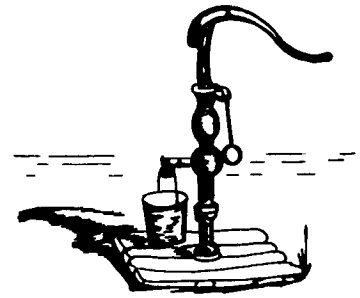
Sincerely,

Norma C. Job
Natural Resources Engineer I
Division of Water Rights
(605) 773-3352

enclosures

**GRANT-ROBERTS
RURAL WATER SYSTEM, INC.**

**Box 145 320 South Main
Milbank, SD 57252
605-432-6793**



September 6, 1991



Norma Job
Natural Resources Engineer I
Division of Water Rights

Dear Ms. Job:

Enclosed you will find the application to add the third well at the South Shore Plant and also increase the volume of water we can pump annually.

If you need any further information, please call me at 432-6793.

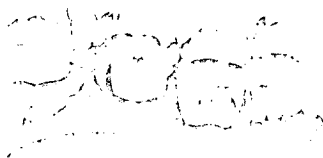
Sincerely,

Wendy Storm

Wendy Storm, Manager

Enc/ol

South Dakota



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

September 11, 1991

Huron Drilling, Inc.
Attn: Doug or Karl Osberg
P.O. Box 1422
Huron, SD 57350

Dear Mr. Osberg:

Currently, I am in the process of licensing some water permits. The final step is to obtain some well logs that your company may have drilled for these permits. The well for this permit is located:

NE 1/4 SE 1/4 Section 10-T119N-R51W Well # 1 for Grant/Roberts
Rural Water System.

If you have drilled this well, please send the well log as soon as possible so that I can continue the process of licensing the water permits.

If you have any questions, feel free to contact me.

Sincerely,

Norma C. Job

Norma C. Job
Natural Resources Engineer
Division of Water Rights
(605) 773-3352

REPORT ON APPLICATION NO. 5576-3
for Grant Roberts Rural Water System, Inc.
October 28, 1991

Application No. 5576-3 proposes to appropriate an additional 1.52 cfs. Water Permit No. 4212-3 authorizes 1.15 cfs from 2 wells located in the NE 1/4 SE 1/4 of section 10, T119N R51W with a total annual withdrawal limitation of 500 acre feet. An inspection of Water Permit No. 4212-3 found 3 wells capable of diverting 2.67 cfs. This application proposes one additional well to increase the diversion rate from 1.15 cfs to 2.67 cfs and to increase the total annual withdrawal limitation from 500 acre feet annually to 620 acre feet annually. The additional well is 132 feet deep and is located in the NE 1/4 SE 1/4 of section 10, T119N R51W in Codington County. The water is for rural water system use.

AQUIFER - ANTELOPE VALLEY (AV)

The Antelope Valley aquifer is a shallow glacial outwash (sand and gravel) under predominantly unconfined conditions. The aquifer underlies 6,800 acres and contains approximately 15,300 acre feet of water in storage in Codington County and underlies 14,500 acres and contains 32,630 acre feet of water storage in Grant County (Hedges, 1991). In the Codington and Grant Counties Study the USGS estimated that the Antelope Valley aquifer underlies 30 square miles and contains an estimated 100,000 acre feet of water in storage (Hansen, 1990). The USGS estimate is higher because of better control and a better aquifer map.

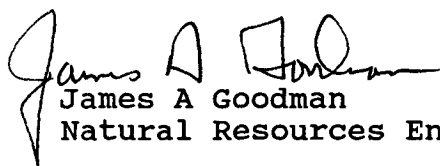
The Division of Water Rights monitors 3 observation wells completed into the Antelope Valley aquifer in this area. One of the observation wells CD-76G is located approximately 1/2 mile north of the Rural Water System wells. Water levels for this well show good response to pumping and to climatic conditions, that is rising water levels during wet years due to recharge and declining water levels during dry years (Water Rights, 1991). Because the aquifer is under confined conditions at this location (the observation well and the Rural Water System wells), fluctuations due to pumping are also obvious. The water level record indicates that the aquifer is capable of sustaining additional withdrawals.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are two existing irrigation permit Nos. 3781-3 and 3672-3 within 2 miles of this application which obtain water from the Antelope Valley aquifer. The wells for these applications are also under confined conditions. These wells have been in use for many years with no apparent problem. The observation well record indicates drawdown is occurring due to pumping, but does not cause adverse interference. The wells for the Rural Water System are all within close proximity. These wells would interfere with one another, but the Rural System is able to manage the drawdown and control the situation with no reported problems.

CONCLUSIONS

1. Water is available from the Antelope Aquifer.
2. Although the aquifer is under predominantly unconfined conditions, in the area of the Rural Water System wells, the aquifer is under confined conditions.
3. Drawdown is occurring in this area as a result of pumping. Interference is apparently not adverse and there have been no reported problems.
4. The observation well record indicates that the aquifer does recharge and that the aquifer is capable of sustaining additional withdrawals.
5. This is an existing well and has been used by the Rural Water System since it was completed in 1980. During a routine inspection of this water permit, the additional well and additional diversion were found. This application was made to reflect the actual system as built. Information is not available to determine if these wells are completed in accordance with SD Well Construction Standards. Approval of this application will allow a total diversion of 2.67 cfs from three wells for a total annual withdrawal of 620 acre feet.


James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

- Hansen, D.S., 1990, Water Resources of Codington and Grant Counties, South Dakota, USGS WRI 89-4147, USGS, Huron, SD, 57350.
- Hedges, L.S., 1882, Evaluation of Ground-Water Resources Eastern SD and Upper Big Sioux River, SD and Iowa, for US Army Corps of Engineers, SD DENR, SDGS, Vermillion, SD, 57069.
- Water Rights, 1991, Observation Well Records for the Antelope Valley Aquifer in Codington and Grant Counties, SD DENR, Division of Water Rights, Pierre, SD, 57501.

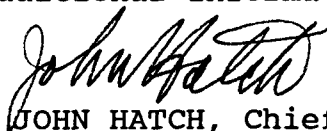
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5576-3, Grant-Roberts Rural Water System, Inc.

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. 5576-3, Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank, SD 57252.

The Chief Engineer is recommending APPROVAL of Application No. 5576-3 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:

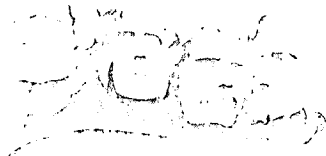
1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. Approval of Permit No. 5576-3 authorizes a total annual withdrawal of 620 acre-feet of water annually under Permits Nos. 4212-2 and 5576-3.
3. That the Grant-Roberts Rural Water System report to the Chief Engineer the amount of water withdrawn each year.

See report on application for additional information.



JOHN HATCH, Chief Engineer
November 1, 1991

South Dakota



GREAT FACES. GREAT PLACES.

**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 NEWSPAPERS RIGHT AWAY.

December 30, 1991

Wendy Storm
Grant-Roberts Rural Water System, Inc.
PO Box 145
Milbank, SD 57252

Dear Ms. Storm:

Water Permit Application No. 5576-3 for rural water system 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 Publishers of the Grant County Review printed at Milbank, SD; Public Opinion printed at Watertown, SD; Sisseton Courier printed at Sisseton, SD; and Clear Lake Courier printed at Clear Lake, 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 newspapers to authorize publication of your Notice of Hearing and to arrange for payment. Early contact with the papers can eliminate delays. The publishers have 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 newspapers have been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Eric Gronlund

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.



GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 30, 1991

Clear Lake Courier
Box 277
Clear Lake, SD 57226

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5576-3 to be published twice. Please publish the first notice on January 8, 1992, 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 the Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank, SD 57252.

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,

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 _____



GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 30, 1991

Sisseton Courier
Box 169
Sisseton, SD 57262

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5576-3 to be published twice. Please publish the first notice on January 8, 1992, 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 the Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank, SD 57252.

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,

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



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 30, 1991

Public Opinion
PO Box 10
Watertown, SD 57201-0010

ATTENTION: Legal Department

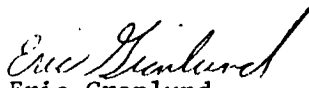
Enclosed is a Notice of Hearing on Application No. 5576-3 to be published twice. Please publish the first notice on January 8, 1992, with the second publication 7 days later.

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 the Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank, SD 57252.

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,


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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

GREAT FACES. GREAT PLACES.

December 30, 1991

Grant County Review
Box 390
Milbank, SD 57252

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5576-3 to be published twice. Please publish the first notice on January 8, 1992, 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 the Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank, SD 57252.

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,

Eric Gronlund
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 January 8, 1992, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5576-3 to Appropriate Water

Notice is given that the Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank, SD 57252 has filed an application for a water permit to appropriate 1.52 cubic feet of water per second (cfs) and 120 acre-feet annually in addition to water authorized by Water Permit No. 4212-3. Water Permit No. 4212-3 authorizes 1.15 cfs from 2 wells located in the NE 1/4 SE 1/4 Section 10-T119N-R51W with a total annual withdrawal limitation of 500 acre-feet. An inspection of Water Permit No. 4212-3 found three wells capable of diverting 2.67 cfs. This application proposes one additional well, to increase the diversion rate from 1.15 cfs to 2.67 cfs, and to increase the total annual withdrawal limitation from 500 acre-feet annually to 620 acre-feet annually. The additional well (Antelope Valley Aquifer) is 132 feet deep and located in the NE 1/4 SE 1/4 Section 10-T119N-R51W. The water is for rural water system use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5576-3 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 January 27, 1992. 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. 5576-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 4, 1992, 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 February 4, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board 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 February 4, 1992, 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 January 27, 1992.

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.

filed by January 27, 1992. 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. 5576-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 4, 1992, 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 February 4, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board 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 February 4, 1992, 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 January 27, 1992.

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.

(January 8, 15, 1992)

45K2 = 9/146.86

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA, }
COUNTY OF CODINGTON } ss.



Monica K. Saathoff, being duly sworn, says:
That Watertown Public Opinion is, and during all the times hereinafter mentioned was, a daily legal newspaper as defined in SDCL 17-2-2, as amended, published at Watertown, Codington County, South Dakota by Watertown Public Opinion Co.; that affiant is and during all of said times was an employee of the publisher of such newspaper and has personal knowledge of the facts stated in this affidavit; that the notice, order or advertisement, a printed copy of which is attached, was published in said newspaper for two

successive weeks, as follows:

The 1st publication was made on the 8th day of January, 19 92

The 2nd publication was made on the 15th day of January, 19 92

The 3rd publication was made on the _____ day of _____, 19 _____

The 4th publication was made on the _____ day of _____, 19 _____

that the full amount of the fee charged for publishing the same, to-wit, the sum of \$ 146.86, inures solely to the benefit of the publisher of said newspaper; that no agreement or understanding for the division of the fee has been made with any person, and that no part of the fee has been agreed to be paid to any other person.

Monica K. Saathoff

Subscribed and sworn to before me this 15th day of January
A.D. 19 92

(Seal)

Carolyn L. Lohr

My Commission Expires January 31, 1993

Notary Public, SD

APPLICATION

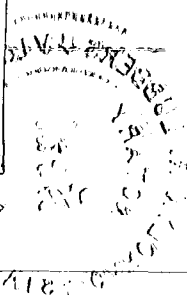
NOTICE OF HEARING ON APPLICATION NO. 5576-3 TO APPROPRIATE WATER

Notice is given that the Grant-Roberts Rural Water System, Inc., P.O. Box 145, Milbank, SD 57252 has filed an application for a water permit to appropriate 1.52 cubic feet of water per second (cfs) and 120 acre-feet annually in addition to water authorized by Water Permit No. 4212-3. Water Permit No. 4212-3 authorizes 1.15 cfs from 2 wells located in the NE 1/4 SE 1/4 Section 10-T119N-R51W with a total annual withdrawal limitation of 500 acre-feet. An inspection of Water Permit No. 4212-3 found three wells capable of diverting 2.67 cfs. This application proposes one additional well, to increase the diversion rate from 1.15 cfs to 2.67 cfs, and to increase the total annual withdrawal limitation from 500 acre-feet annually to 620 acre-feet annually. The additional well (Antelope Valley Aquifer) is 132 feet deep and located in the NE 1/4 SE 1/4 Section 10-T119N-R51W. The water is for rural water system use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5576-3 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

16/2 @4



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

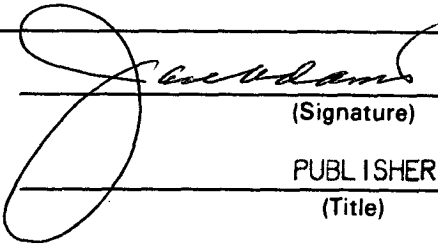
A newspaper which during the whole time of publication of
 said notice herein after stated, has been and is printed and
 published in the _____

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:

JAN. 8, 1992

JAN. 15, 1992



 (Signature)

PUBLISHER

 (Title)

1-15-92

 (Date Signed)

Cost of Printing: 142 LINES @ 28.3¢ FIRST INSERTION,
80% FOR SECOND INSERTION
\$72.34

NOTICE OF HEARING ON APPLICATION NO. 5576-3 TO APPROPRIATE WATER

Notice is given that the Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank, SD 57252 has filed an application for a water permit to appropriate 1.52 cubic feet of water per second (cfs) and 120 acre-feet annually in addition to water authorized by Water Permit No. 4212-3. Water Permit No. 4212-3 authorizes 1.15 cfs from 2 wells located in the NE¼SE¼ Section 10-T119N-R51W with a total annual withdrawal limitation of 500 acre-feet. An inspection of Water Permit No. 4212-3 found three wells capable of diverting 2.67 cfs. This application proposes one additional well, to increase the diversion rate from 1.15 cfs to 2.67 cfs, and to increase the total annual withdrawal limitation from 500 acre-feet annually to 620 acre-feet annually. The additional well (Antelope Valley Aquifer) is 132 feet deep and located in the NE¼SE¼ Section 10-T119N-R51W. The water is for rural water system use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5576-3 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 applicants mailing address is given above. A petition filed by either an interested person or the applicant must be filed by January 27, 1992. 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. 5576-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 4, 1992, 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 February 4, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board 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 February 4, 1992, 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 January 27, 1992.

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 application 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.

(Jan. 8-15-2w)

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County Grant) ss.

I, Nina Weilke

certify that the attached printed Notice was taken
 from the Grant County Review

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

January 8, 1992

January 15, 1992

Nina Weilke
 (Signature)

Bookkeeper
 (Title)

January 15, 1992
 (Date Signed)

Cost of Printing: First publication

126 lines @ .2978 \$37.52

Second publication - 80%

of above 30.02

Total \$67.54

NOTICE OF HEARING
On Application No. 5576-3
To Appropriate Water

Notice is given that the Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank, SD 57252 has filed an application for a water permit to appropriate 1.52 cubic feet of water per second (cfs) and 120 acre-feet annually in addition to water authorized by Water Permit No. 4212-3. Water Permit No. 4212-3 authorizes 1.15 cfs from 2 wells located in the NE¼ SE¼ Section 10-T119N-R51W with a total annual withdrawal limitation of 500 acre-feet. An inspection of Water Permit No. 4212-3 found three wells capable of diverting 2.67 cfs. This application proposes one additional well, to increase the diversion rate from 1.15 cfs to 2.67 cfs, and to increase the total annual withdrawal limitation from 500 acre-feet annually to 620 acre-feet annually. The additional well (Antelope Valley Aquifer) is 132 feet deep and located in the NE¼ SE¼ Section 10-T119N-R51W. The water is for rural water system use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5576-3 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 January 27, 1992. 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. 5576-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 4, 1992, 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 February 4, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board 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 February 4, 1992, 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 January 27, 1992.

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, 46-2-15, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-12, 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.

Jan. 8

Jan. 15

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
 County _____)

I, Gary DeJong

certify that the attached printed notice taken
 from the Clear Lake Courier

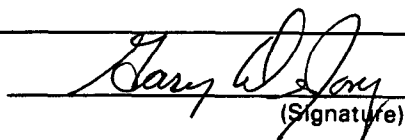
A newspaper which during the whole time of publication of
 said notice herein after stated, has been and is printed and
 published in the _____

city _____ of Clear Lake

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

Jan. 8, 1992

Jan. 15, 1992


 (Signature)

Editor/Publisher

(Title)

Jan. 15, 1992

(Date Signed)

Cost of Printing: \$62.87

NOTICE OF HEARING an Application No. 5576-3 to Appropriate Water

Notice is given that the Grant-Roberts Rural Water System, Inc., PO Box 145, Milbank, SD 57252 has filed an application for a water permit to appropriate 1.52 cubic feet of water per second (cfs) and 120 acre-feet annually in addition to water authorized by Water Permit No. 4212-3. Water Permit No. 4212-3 authorizes 1.15 cfs from 2 wells located in the NE ¼ SE ¼ Section 10-T119N-R51W with a total annual withdrawal limitation of 500 acre-feet. An inspection of Water Permit No. 4212-3 found three wells capable of diverting 2.67 cfs. This application proposes one additional well, to increase the diversion rate from 1.15 cfs to 2.67 cfs, and to increase the total annual withdrawal limitation from 500 acre-feet annually to 620 acre-feet annually. The additional well (Antelope Valley Aquifer) is 132 feet deep and located in the NE ¼ SE ¼ Section 10-T119N-R51W. The water is for rural water system use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5576-3 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.

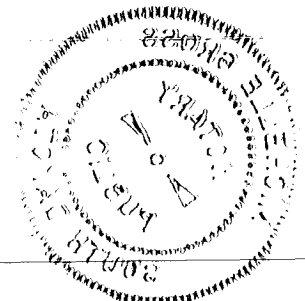
Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 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 January 27, 1992. 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.

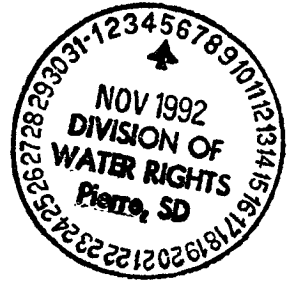
For purposes of publishing 1) the notice of hearing on Application No. 5576-3 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for February 4, 1992, at 9:00 am in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested, the February 4, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board 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 February 4, 1992, 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 January 27, 1992.

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 §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.

Jan. 8 & 15





NOTICE OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE

Date 9/11/92

TO: Water Rights Division, DWNR
Joe Foss Building
Pierre SD 57501-3181

FROM: Grant-Roberts Rural Water System, Inc. PO Box 145 Milbank, SD
name address city

I have completed the construction of the water diversion system and I have put the water to beneficial use to the maximum extent it is going to be used. I have not exceeded the amounts specified in Water Permit No. 5576-3.

Water Permit No. 5576-3 states that the diversion system is to be constructed by February 4, 1997, and that the water it put to beneficial use by February 4, 2001.

The diversion system was completed on August 31, 1992.
Applying the water to beneficial use was completed on August 31, 1992

You may schedule an inspection so that the Water License may be issued.

Wendy Storm, mgr
signature



AUG 12 1992

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Wendy Storm, Manager
Grant-Roberts Rural Water System, Inc.
PO Box 145
Milbank, SD 57252

Dear Ms. Storm:

Enclosed is Water Permit No. 5576-3 authorizing construction of your water diversion system and beneficial use of the water, 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 23, 1992

Permit No. 5576-3

Wendy Storm, Manager
Grant-Roberts Rural Water System, Inc.
P.O. Box 145
Milbank, SD 57252

Dear Ms. Storm:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit Nos. 4212-3 and 5576-3, has been completed. Your final water right document, the Water License, can now be issued. Upon licensing, the applicable portions of Water Permit No. 4212-3 will be incorporated into 5576-3.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

NOTE: On check or money order, please specify your permit number. This will insure proper handling of the fee.

RECEIPT

413588

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ January 11 _____, 19 93

RECEIVED OF Grant-Roberts Rural Water System, PO Box 145, Milbank, SD 57252

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct 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. <u>5576-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 23, 1992

Wendy Storm
Grant-Roberts RWS
PO Box 145
Milbank SD 57252

Dear Ms. Storm:

Pursuant to a qualification on Water Permit/Right No(s). 4212-3 & 5576-3, I am requesting that the Grant-Roberts RWS report the amount of water diverted under the permit(s) during 1992. Please respond by January 15, 1993.

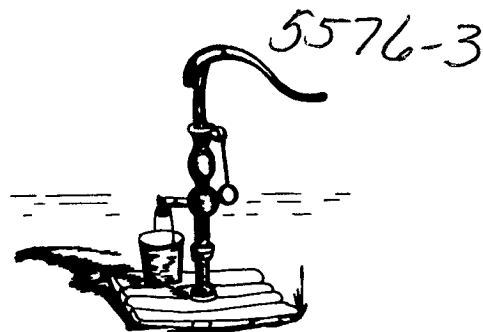
If you have any questions concerning this or other water rights questions, please contact Barry McLaury, Natural Resources Analyst, (605) 773-3352.

Very truly yours,

RON DUVALL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division

**GRANT-ROBERTS
RURAL WATER SYSTEM, INC.**

**Box 145 320 South Main
Milbank, SD 57252
605-432-6793**



January 8, 1993



Department of Environment
and Natural Resources
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3181

Ron Duvall:

In answer to your request for water diverted under Permit/Right
No(s) 4212-3 and 5576-3 for 1992 is 142,285,000 gallons.

Sincerely,

Wendy Storm

Wendy Storm-Manager



5576-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 13, 1994

Wendy Storm
Grant-Roberts Rural Water System
PO Box 145
Milbank, SD 57252

Dear Ms. Storm:

Pursuant to a qualification on Water Permit/Right No. 5576-3, I am requesting that the Grant-Roberts Rural Water System report the total amount of water diverted during 1993. Please respond by January 31, 1994.

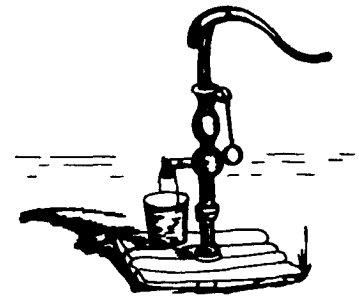
If you have any questions concerning this or other water rights questions, please contact Barry McLaury, Natural Resources Analyst, (605) 773-3352.

Sincerely,

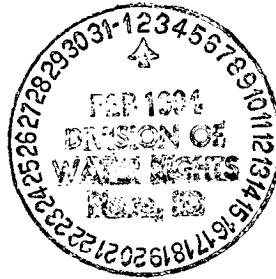
RON DUVALL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division

**GRANT-ROBERTS
RURAL WATER SYSTEM, INC.**

Box 145 320 South Main
Milbank, SD 57252
605-432-6793



January 31, 1994



DENR
Joe Foss Building
523 East Capitol
Pierre, SD 57501

Ron Duvall:

The total water diverted under Permit/Rightr No (s)
4212-3 and 5576-3 for 1993 is 186,000,000.

Sincerely,

Wendy Storm

Wendy Storm, Mgr

2/3/94 Conversation with Ron Duvall & Wendy

*Storm - water use should be 146,000,000
instead of 186,000,000 gallons.*

Whetstone Creek Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWRN, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Grant-Roberts Rural
Water System P.O. Box 145 of Millbank SD 57252 holder of
 Permit No. 4212-3, bearing the priority of January 6 1978 authorizing
5576-3 September 9 1991
 the diversion of 1.15 cu. ft. per second of the waters of groundwater
1.52
 for Rural Water System use purposes, in Codington County.

I have to report on the conditions of the same as follows:

A. Works used to divert the water: All 3 wells equipment the same and submersible
25 Hp- 4" Berkely pump Model No. 753M3 the motor serial No.
334685-914 each capable of 400gpm.

B. Works used to transport water to place of use:

8" PVC well #1 70'
well #2 70'
well #3 200'

C. Works used to apply water to beneficial use:

system to the water usersThe system is in the following condition good

The point of diversion is located Well #1 330'S and 260'W Well #2 200'S and 330'W
Well #3 230'S and 400'W Section 10-T119N-R51W
of the E 1/4 corner

The works are capable of diverting and conveying to the place of use 2.68cu. ft. per second of water which is to be used for Rural Water System Use

Water has been put to beneficial use to the maximum extent as follows: used in Grant and
Roberts County for use by members of the system.

comprising a total of NA acres of land and the license should be issued for 2.68 cfs and an annual
Withdrawal limitation
of 620 acre feet.

Applicable permit qualifications have been complied with X Yes No

Exceptions to compliance are: new permit to pick up third well Date 8/7/1991
and more cfs. Water Permit No. 5576-3
takes care of the additional well
Norma C. Job
 (signature)

LICENSE FOR PERMIT NUMBER 4212-3 & 5576-3

1. Legal location of wells: NE 1/4 SE 1/4 Sec 10 - T119N - R51W

dams & structures: _____

#1 Huron Well Drilling ?

2. Well Information: Well Drilling Firm #2 & #3 LTP Well Service

Completion Report Yes _____ No _____ No. of Wells 3 Depth #1 1978 110' #2 1980 92' #3 1980 132'

Casing a) diameter 8" 10" 10" Screen a) type Stainless Steel
b) length 80' 72' 115' b) length 30' 20' 17'
c) type Steel Static Water Level 9.1' 16'

Pump a) make Berkeley Motor a) make _____
b) model 753 M3 b) model No. SN-334685-914
c) size 4" c) horsepower rating 25
d) capacity 400 gpm
e) turbine pump - no. of stages _____
f) operating PSI _____

All three
the same
Submersible
pumps and
motors

Pump SN's

#1 8025399
#2 8025398
#3 8025400

3. Distribution lines or canals

a) size 8"
b) type PVC
c) length 70' 70' 200'

4. Dam Information:

a) height to crest _____ m) Outlet tubes:
b) height to primary spillway _____ 1) diameter _____
c) height to secondary spillway _____ 2) type _____
d) crest width _____ 3) valved (Y/N) _____
e) crest length _____ 4) valve type _____
f) spillway length _____ 5) location on structure _____
g) spillway width _____
h) approx. storage _____ n) Category of Dam _____
i) approx. storage to crest _____
j) date constructed _____
k) inspection sheet completed (Y/N) _____
l) Name of Contractor _____

5. System Type a) sideroll:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of
sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

NOTE:

For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

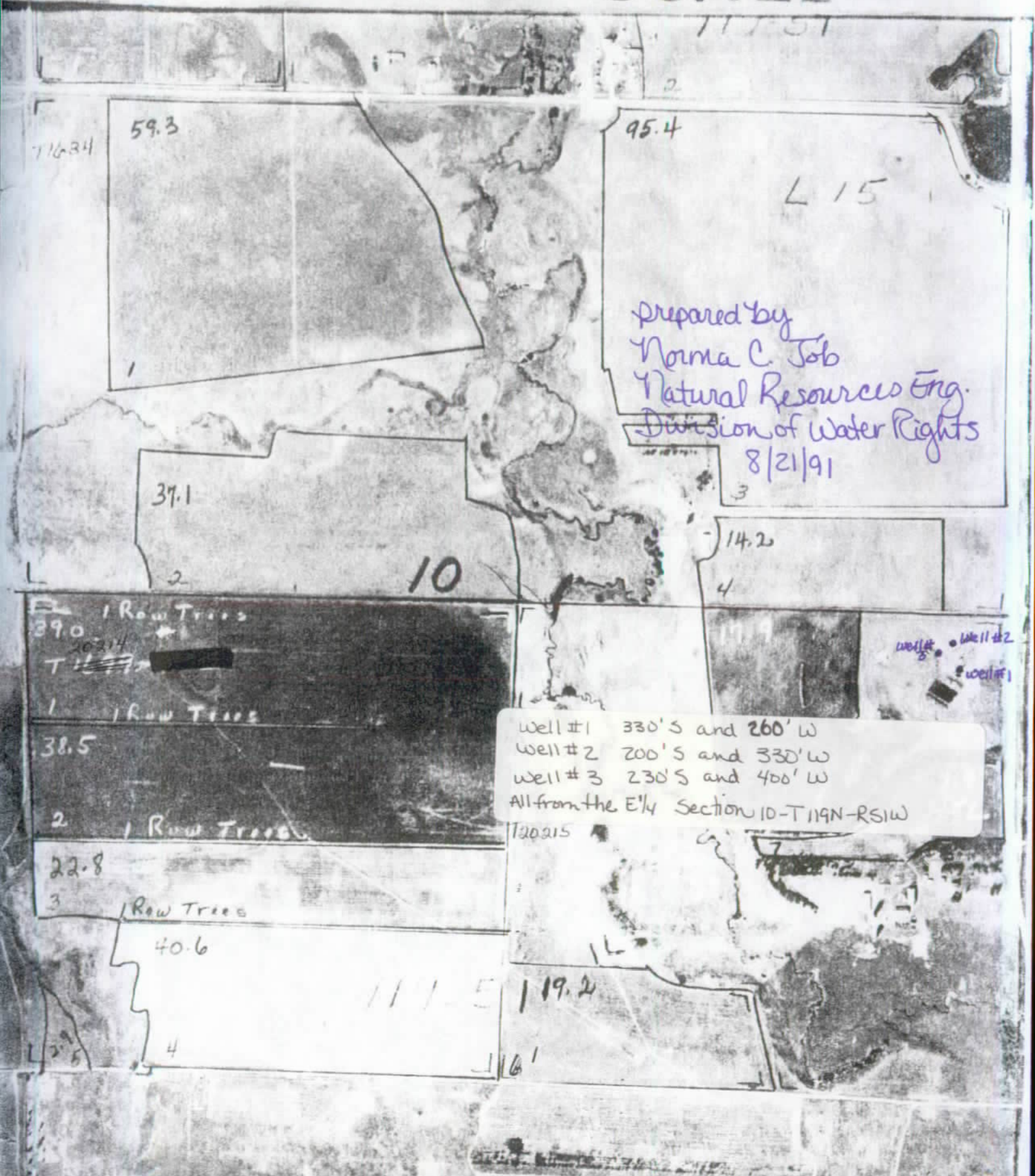
Indicate any other permit(s) which are associated with project

4212-3

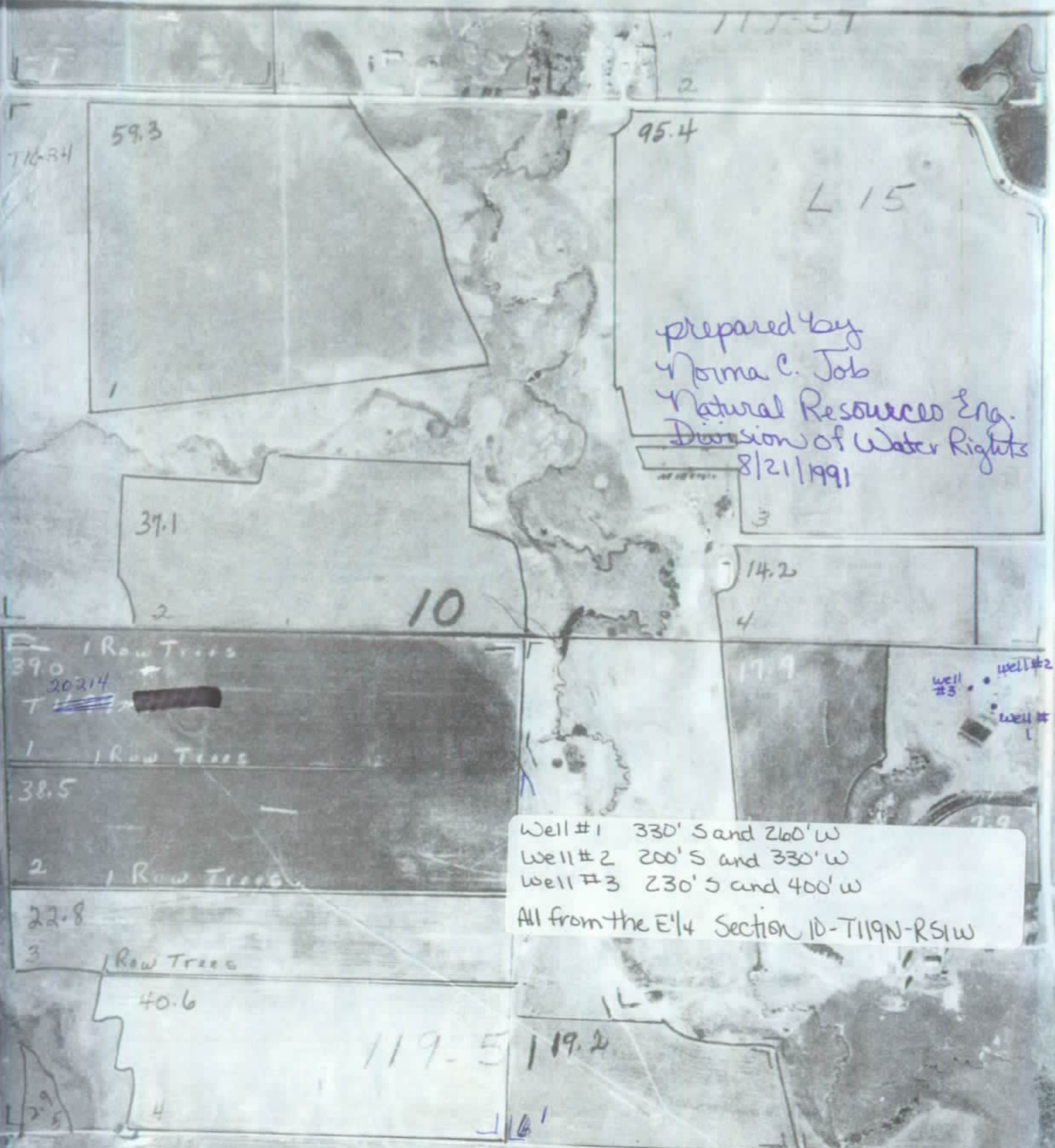
Yes	No	Check Items
<u>N/A</u>		1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
<u>✓</u>		2. Special qualifications to permit being abided by?
<u>✓</u>		3. All structures, wells and lands on map?
<u>N/A</u>		4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
<u>N/A</u>		5. Is chemigation used?
		6. If yes, does equipment comply with chemigation rules?

REMARKS:

NOT TO SCALE



NOT TO SCALE



prepared by
Norma C. Job
Natural Resources Eng.
Division of Water Rights
8/21/1991

Well #1 330' S and 260' W
Well #2 200' S and 330' W
Well #3 230' S and 400' W

All from the E1/4 Section 10-T119N-R51W

Licence 5576-3

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5576-3

(1) Grant-Roberts Rural Water System, Inc., of PO Box 145, Milbank, SD 57252-0145 made Application No. 5576-3, September 9, 1991 for a water permit to appropriate 1.52 cubic feet of water per second (120 acre feet annually) from groundwater (one well), in addition to the two wells authorized under Water Permit No. 4212-3, Codington County, South Dakota for rural water system purposes. Permit No. 5576-3, with a priority date of September 9, 1991 was approved February 4, 1992 and issued to the applicant(s) for diversion of water with construction of the described water supply system to be completed on or before February 4, 1997 and the application to beneficial use of said water to be completed on or before February 4, 2001. The permit holder submitted a "Notice of Completion of Works and Application of Water to Beneficial Use" on November 5, 1992. The "Notice" stated the diversion system was completed on August 31, 1992 and the water placed to use August 31, 1992.

Water Permit No. 5576-3 authorizes an additional well on Water Permit No. 4212-3 to increase the diversion rate from 1.15 cfs to 2.67 cfs and increases the total annual withdrawal limitation from 500 acre feet annually to 620 acre feet annually.

The applicable portions of Water Permit No. 4212-3 have been incorporated into this Water License No. 5576-3. Priority dates are as follows:

January 6, 1978 - 1.15 cfs/500 acre feet annually (established by No. 4212-3)
September 9, 1991 - 1.52 cfs/120 acre feet annually (established by No. 5576-3)

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 2.67 cubic feet of water per second, with a total annual withdrawal of 620 acre feet for beneficial use. The location of the diversion points are: #1 - 330'S and 260'W; #2 - 200'S and 330'W; and #3 - 230'S and 400'W, all from the E 1/4 corner of Section 10, T119N, R51W (NE 1/4 SE 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use in supplying water to the members of the Grant-Roberts Rural Water System.

(4) Pursuant to South Dakota Water Law 46-5-30.1 the Grant-Roberts Rural Water System, Inc., of PO Box 145, Milbank, SD 57252-0145 the holder(s) and/or owner(s) of Incorporated Water Permit No. 5576-3 is issued a license to appropriate water, the right to use 2.67 cubic feet of water per second with an annual limitation of 620 acre feet from groundwater (three wells) with priority dates of January 6, 1978 and September 9, 1991 from the location specified in (2) of this license. The water shall be used for rural water system purposes. This license is subject to any limitations or qualifications listed in Incorporated Water Permit No. 5576-3 and subject to South Dakota State Law.



JUN 11 1993

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



JUN 11 1993

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

5576-3

Wendy Storm, Manager
Grant-Roberts Rural Water System, Inc.
P.O. Box 145
Milbank, SD 57252

Dear Ms. Storm:

Enclosed is Water License No. 5576-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413588 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

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. 5576-3, 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.

Very truly yours,

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

gm
enclosures

NOTE: The applicable portions of Water Permit No. 4212-3 have been incorporated into this Water License No. 5576-3.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412827

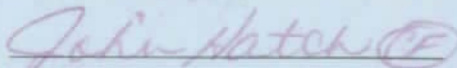
Pierre, September 9, 19 91

RECEIVED OF Grant-Roberts Rural Water System, P.O. Box 145, Millbank, SD 57252

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

Fee for Application for Permit No. <u>5576-3</u> to Appropriate Water, to construct works and to put water to beneficial use	150	00
Fee for Application for Permit No. _____ to Appropriate Water for Future Use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
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

By

John Hatch 
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 28, 2001

5576-3

Wendy Storm
Grant-Roberts Rural Water System
PO Box 145
Milbank, SD 57252-0145

Dear Ms. Storm:

Pursuant to a qualification on Water Right No. 5576-3, I am requesting that the Grant-Roberts Rural Water System report the total amount of water diverted during 2001. Please respond by January 31, 2002.

If you have any questions concerning this or other water rights questions, please contact Genny McMath at (605) 773-3352. Water use data and/or questions may also be forwarded to Genny via email at genny.mcmath@state.sd.us.

Sincerely,

Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

McMath, Genny

From: Grant Roberts Rural Water [rwater@dpla.net]
Sent: Friday, January 25, 2002 1:59 PM
To: GENNY.MCMATH@STATE.SD.US
Subject: (no subject)

The amount of water diverted on Water Right No.5576-3 in 2001 was 216 million gallons. = 662.8 AF

If you need further information, please call me at 605-432-6793,

Grant-Roberts Rural Water
Wendy Storm, Mgr

5576-3 licensed for 620 AF

$2.67 \text{ cfs} \times 724 = 1933 \text{ AF}$

662.8 acft



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 13, 2002

Wendy Storm, Manager
Grant-Roberts Rural Water System, Inc.
PO Box 145
Milbank SD 57252

Dear Ms. Storm:

Thank you for responding to our letter dated December 28, 2001, requesting the total amount of water diverted by the rural water system during 2001. Your email response indicated usage of 216 million gallons of water which equals 663 acre-feet of water annually.

Water Right No. 5576-3 authorizes 2.67 cubic feet of water per second with an annual limitation of 620 acre-feet of water. It appears that the system may be using more water annually than it is licensed for.

Obtaining a water permit that accurately reflects the rural water system's water use ultimately benefits the system by protecting its right to use water. Enclosed are application forms and an instruction sheet.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352

enclosures



DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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



APR 14 2014

5576-3
5576A-3
6654-3

Wendy Storm, Manager
Grant Roberts Rural Water System Inc
PO Box 145
Milbank SD 57252 0145

Dear Ms. Storm:

Enclosed is Water License No. 6654-3. This is the final water right document completing the process of obtaining a Water Right. Included with the license is a 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 wells authorized by Water Right No. 6654-3, 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.

The applicable portions of Water Right No. 5576-3 and 5576A-3 were incorporated into Water License No. 6654-3. As long as the rural water system uses 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,

Jeanne Goodman, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures