

WATER PERMIT NO. 5576A-3

Name of Applicant: Grant-Roberts Rural Water

Address: PO Box 145, Milbank SD 57252

Phone: 605 432-6793

Amount of Water Claimed: 454 acre-feet

Total Acres: NA

Source of Water Supply: groundwater (3 existing wells)

Water to be used for: rural water system use

County: Codington

Type of Waste Disposal System:

Location: 1 mile north of South Shore

PRIORITY

Date Received: 12-1-2003

Application/License Fee: \$275

Corrected Application Received:

Period of Annual Use: January 1 - December

Remarks: Increasing the acre-feet limitation on 5576-3 and adding the City of Wilmot

Diversion Point: NE ¼ SE ¼ Sec 10-T119N-R51W

Land to be Irrigated: NA

Depth of Well:

Well Driller:

Remarks:

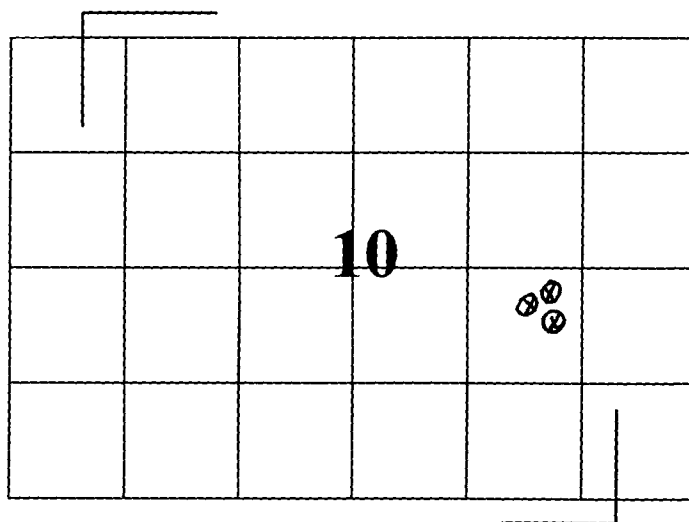
Type of Map: aerial

Prepared by: Norma Job

Reviewed and the Number Assigned on: 12-1-2003

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



FORM 2: Application for uses other than irrigation
(type or print)

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>5576A-3</u> (office use only) Hydrologic Unit <u>07020001</u>
	Basin <u>Minnesota-Whetstone</u>
	Newspaper <u>Sec list</u>

RECEIVED
DEC - 1 2003
WATER RIGHTS
PROGRAM

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

Check use(s) of water:

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

Type of Application: ☐ New ☐ Vested Right (Use predates Mar 2, 1955) ☐ Future Use Reservation
(check one) ☐ Place to Beneficial Use Water Reserved by Future Use Permit No. _____
☒ Amendment/Correction to Permit No. 5576-3

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.)
Change in useage to appropriate more water, because of serving
water to the City of Wilmot.

1. Name of Applicant Grant-Roberts Rural Water Phone 605-432-6793
(check one) ☐ Owner ☐ Tenant/lessee
Mailing Address PO Box 145, Milbank State SD 57252
(Street, RR, or Box and City) (Zip Code)

2. Amount of water claimed *CFS or **GPM 1074 ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)

3. Source of water supply 3 wells in the Antelope Valley Aquifer

4. Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W)
NE 1/4 SE 1/4 Sec 10-T 119N-R51W
Codington County

5. County or counties where water will be used Grant, Roberts, Codington Deuel & LacQuiParle in minnesota

6. Annual period during which water is to be used Daily Jan 1 - Dec 31

7. Give a description of the project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

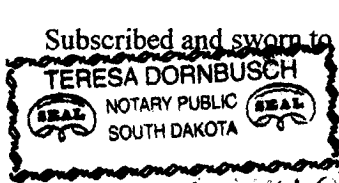
We are increasing area feet/ We're hooking up the City of Wilmot,
we are not increasing diversion rate.

STATE OF SOUTH DAKOTA)
County of Grant SS

Attachments: Attach Form 2A if diversion is from a well or dugout, or if storage of water is proposed. Attach map and any other technical information. (see instructions)

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

Applicant's signature Wendy Storm



Teresa Dornbusch
Notary Public signature

**SOUTH DAKOTA
WATER PERMIT NO. 5576A-3**

Date of first receipt of application December 1, 2003.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5576A-3 to Grant-Roberts Rural Water, 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. 5576A-3 increases the annual withdrawal limitation authorized by Water Right No. 5576-3. Water Right No. 5576-3 authorizes 620 acre-feet annually (2.67 cubic feet of water per second) from three wells (Antelope Valley Aquifer) located in the NE ¼ SE ¼ Section 10-T119N-R51W. This permit increases the annual withdrawal limitation from 620 acre-feet annually to 1,074 acre-feet annually. No increase in the diversion rate is authorized by this permit.
2. The water appropriated shall be used for the purpose of rural water system use in Grant, Roberts, Codington and Deuel Counties including the addition of the City of Wilmot and may not exceed the amount of water needed for beneficial use.
3. The water is to be used during the following described annual period: January 1 – December 31.
4. The date of approval of Permit No. 5576A-3 is February 9, 2004.
5. The date from which applicant may claim right is December 1, 2003.
6. One-fifth of the construction is to be completed on or before August 9, 2006.
7. All construction is to be completed on or before February 9, 2009.
8. Water is to be put to beneficial use on or before February 9, 2013.
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 wells 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. Water Right No. 5576-3 and Water Permit No. 5576-3A, combined, authorize a total annual withdrawal of 1,074 acre feet of water.
3. That Grant-Roberts Rural Water report annually to the Chief Engineer the amount of water withdrawn each year.

WATER MANAGEMENT BOARD

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

FEB 20 2004

date



Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter 14" Depth 110'
- b) Casing Type steel Diameter 8" Thickness .322"
- c) Screen Type stainless steel Diameter 8" Thickness
- d) Gravel Pack 2' Length of Gravel Pack 30'
- e) Depth to Top of Water Bearing Material 70'
- f) Depth to Water (ground surface to water level) 18'
- g) Distance to nearest existing domestic well:
- On applicants property 80 rods On property owned by others 90 rods

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) N/A
- b) System Capacity (gallons) Year Constructed
- c) Connected to the City of Sanitary System

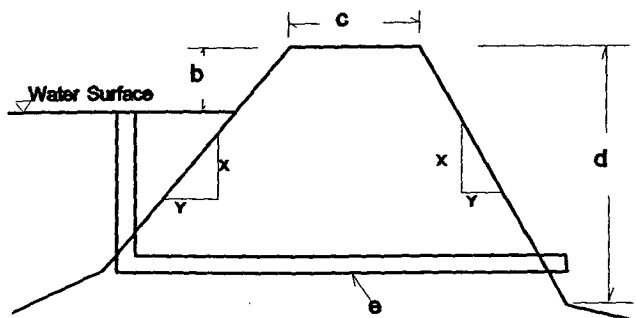
3. Dugout Information

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

4. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below for each dam. The locations of the dams need to 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
- h) Surface Area of Impoundment
- i) Storage Acre Feet
- j) Drainage Area Above Dam Acres

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date December 1, 20 03

RECEIVED OF Grant-Roberts Rural Water System Inc., 1209 South Dakota St., PO box 145

Millbank SD 57252-0145

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	275	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 _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	275.00

No.

000922

By

Darland Elbe
Chief Engineer *gm*

NOT TO SCALE



REPORT ON WATER PERMIT APPLICATION NO. 5576A-3
For Grant-Roberts Rural Water
January 5, 2004

Application No. 5576A-3 proposes to increase the annual withdrawal limitation authorized by Water Right No. 5576-3. Water Right No. 5576-3 authorizes 620 acre-feet annually (2.67 cfs) from three wells located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of section 10, T119N R51W in Codington County. This application proposes to increase the annual withdrawal limitation from 620 acre-feet annually to 1074 acre-feet annually. No increase in the diversion rate is authorized by this application. The water is for rural water system use in Grant, Roberts, Codington and Deuel Counties including the addition of the City of Wilmot.

AQUIFER – ANTELOPE VALLEY (AV)

The Antelope Valley aquifer is a shallow outwash (sand and gravel) which is under predominantly water table conditions in this area. The aquifer underlies 30 square miles and contains an estimated 100,000 acre-feet of water in storage in Codington and Grant Counties (Hansen, 1990). The aquifer extends into Deuel County to the south and is hydraulically connected to some area sloughs and small lakes. Even though most of the aquifer is under water table conditions, in the area of the rural water system the aquifer is confined and under artesian conditions.

The Water Rights Program monitors three observation wells completed into the Antelope Valley aquifer in this area. One of these observation wells, CD-76G, is located about one-half mile north of the site of this application. Water levels for this well show good response to climatic conditions, that is, rising water levels during wet years (recharge) and gradually declining water levels during dry years. Also the hydrograph for this observation well shows good response to pumping, including a fluctuation of about 20 to 30 feet annually. In general the water level record indicates that the aquifer is capable of sustaining additional withdrawals (Water Rights, 2004). A hydrograph for this observation well is included with this report.

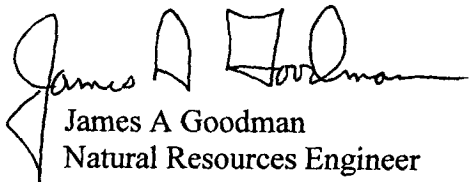
REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are two existing water rights located within two miles of this application. These are irrigation rights No. 3672-3 (one well, 1.78 cfs, 132 acres) and No. 3781-3 (two wells, 3.75 cfs, 264 acres). These irrigation rights are also located where the aquifer is under confined conditions. These wells have been used for many years with no apparent problems. The observation well record indicates drawdown is occurring due to pumping and apparently related to both the irrigation withdrawals (seasonally shown by the hydrograph) and pumping by the rural water system. The rural water system wells are in very close proximity to one another and likely interfere with one another but the rural water system is able to manage pumping and control the situation with little or no apparent problems. The addition of this volume of water requested by this application will require the rural water system to pump more hours with the existing well field. This

would increase the interference potential but the rural water system would be able to manage to minimize potential drawdown.

CONCLUSIONS

1. Water is available from the Antelope Valley aquifer.
2. The aquifer is under confined conditions at this site. Drawdown will occur as a result of increased pumping by the rural water system. This is not expected to be adverse nor affect water availability from the aquifer. The most obvious affect would be the increased pumping by the rural water system and the close proximity of their wells to one another.
3. These are existing wells and have been used since 1980. Approval of this application will allow the rural water system to add the City of Wilmot to the system.



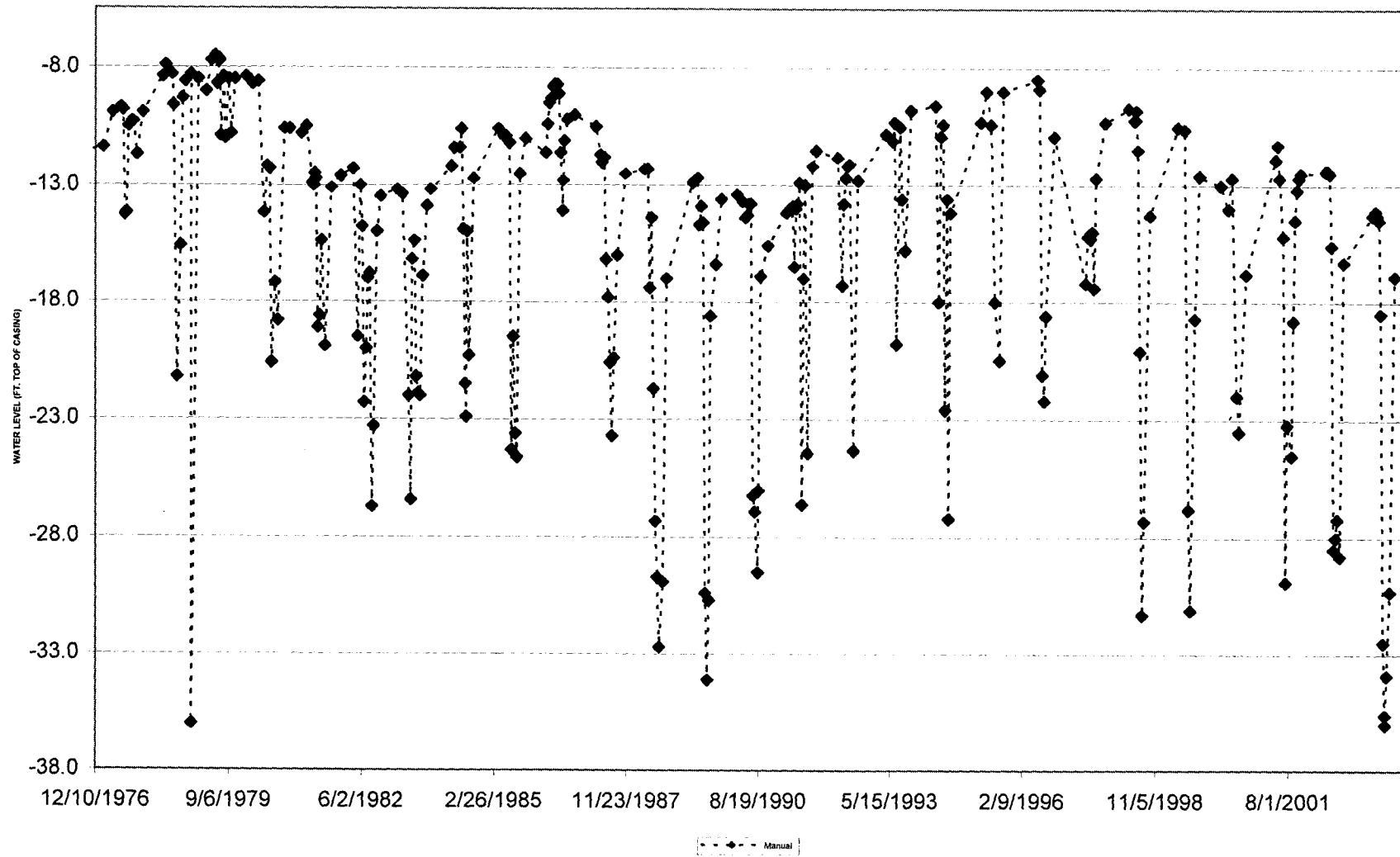
James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

Hansen, D.S., 1990, Water Resources of Codington and Grant Counties, South Dakota, USGS WRI 89-4147, USGS, Huron, SD, 57350.

Water Rights, 2004, Unpublished Observation Well Data for Codington and Grant Counties, SD DENR, DES, Water Rights Program, Pierre, SD, 57501.

WATER RIGHTS' OBSERVATION WELL
CD-76G





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Permit Application No. 5576A-3, Grant-Roberts Rural Water, c/o Wendy Storm, PO Box 145, Milbank SD 57252.

The Chief Engineer is recommending APPROVAL of Application No. 5576A-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) it is in the public interest with the following qualifications:

1. The wells 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. Water Right No. 5576-3 and Water Permit No. 5576-3, combined, authorize a total annual withdrawal of 1,074 acre feet of water.
3. That Grant-Roberts Rural Water report annually to the Chief Engineer the amount of water withdrawn each year.

See report on application for additional information.

Garland Erbele, Chief Engineer
January 14, 2004



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/dennr

January 14, 2004

Sisseton Courier
PO Box 169
Sisseton SD 57262-0169

ATTENTION: Legal Public Notice

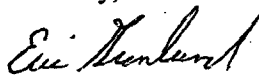
Enclosed is a Notice of Hearing on Application No. 5576-3 to Appropriate Water to be published twice. Please publish the first notice on January 20, 2004 with the second publication 7 days later.

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 Grant-Roberts Rural Water, % Wendy Storm, PO Box 145, Milbank SD (Ph # 605-432-6793).

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

After the second publication, please send us an affidavit or use the enclosed Proof of Publication form. The applicant pays the cost of publication, but the Water Rights Program records require an affidavit or Proof of Publication. Delays in receiving the affidavit can be costly to the applicant.

Sincerely,


Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

CUT HERE

No. 5576A-3

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

Date _____

We are in receipt of your letter of January 14, 2004 enclosing Notice of Hearing to Appropriate Water by Application No. 5576A-3 which was first published in our issue of _____. **ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.**

Name _____

Newspaper _____



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 14, 2004

Grant County Review
PO Box 390
Milbank SD 57252-0390

ATTENTION: Legal Public Notice

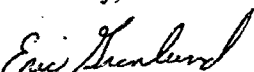
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Natural Resources Engineer
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enclosures

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Water Rights Program
Joe Foss Building
Pierre SD 57501-3181

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and NATURAL RESOURCES

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

January 14, 2004

Clear Lake Courier
PO Box 830
Clear Lake SD 57226-0830

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 5576-3 to Appropriate Water to be published twice. Please publish the first notice on January 21, 2004 with the second publication 7 days later.

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Sincerely,


Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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No. 5576A-3

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

Date _____

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Name

Newspaper



DEPARTMENT of ENVIRONMENT
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www.state.sd.us/denr

January 14, 2004

Public Opinion
PO Box 10
Watertown SD 57201-0010

ATTENTION: Legal Public Notice

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Natural Resources Engineer
605 773-3352

enclosures

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Newspaper _____



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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PIERRE, SOUTH DAKOTA 57501-3182

www.state.sd.us/denr

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

January 14, 2004

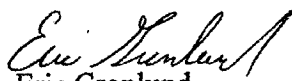
Grant-Roberts Rural Water
% Wendy Storm
PO Box 145
Milbank SD 57252

Dear Ms. Storm:

Water Permit Application No. 5576A-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 Publisher of the Grant County Review printed at Milbank, SD (Ph # 605-432-4516), Sisseton Courier printed at Sisseton, SD (Ph # 605-698-7642), Public Opinion printed at Watertown, SD (Ph # 605-886-6901), and the Clear Lake Courier printed at Clear Lake, SD (Ph # 605-874-2499). You will need to contact the newspapers and authorize publication of this notice. 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 paper can eliminate delays. Upon receiving authorization, 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 newspapers have also been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,


Eric Gronlund
Natural Resources Engineer
(605) 773-3352

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.

Instruction to Newspaper - Publish first Notice on January 21, 2004 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 5576A-3 to Amend Water Right No. 5576-3

Notice is given that Grant-Roberts Rural Water, PO Box 145, Milbank SD 57252 has filed an application for a water permit to increase the annual withdrawal limitation authorized by Water Right No. 5576-3. Water Right No. 5576-3 authorizes 620 acre-feet annually (2.67 cubic feet of water per second) from three wells (Antelope Valley Aquifer) located in the NE ¼ SE ¼ Section 10-T119N-R51W. This application proposes to increase the annual withdrawal limitation from 620 acre-feet annually to 1,074 acre-feet annually. No increase in the diversion rate is authorized by this application. The water is for rural water system use in Grant, Roberts, Codington and Deuel Counties including the addition of the City of Wilmot.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5576A-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. In accordance with SDCL 46-2A-23, the Chief Engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by February 9, 2004.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Affidavit of Publication

STATE OF SOUTH DAKOTA }
County of Roberts } ss.

Harley E. Deutsch of said county, being first duly sworn, on oath says, that he is publisher of THE SISSETON COURIER, a weekly newspaper printed and published in Sisseton, in said county of Roberts, and has full and personal knowledge of all the facts herein stated; that said newspaper is a legal newspaper and has a bonafide circulation of at least two hundred copies weekly, and has been published within said county for 52 successive weeks next prior to the publication of the notice herein mentioned, and was and is printed wholly or in part in an office maintained at said place of publication; that the Notice of Notice of Application No. 5574A-3, a printed copy of which, taken from the paper in which the same was published, is attached to this sheet, and is made a part of this affidavit, was published in said newspaper at least once in each week for 2 successive weeks, on the day of each week on which said newspaper was regularly published, to-wit:

Jan. 20, 2004; _____
Jan. 27, 2004; _____

that the full amount of the fee is charged for publication of said Notice insures to the benefit of the publisher of said newspaper; that no agreement or understanding for the division there has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever and that the fees charged for the publication there of are \$39.91

Harley E Deutsch

Subscribed and sworn to before me this 27th day of

January, A.D., 2004

Spencer Deutsch

Notary Public, Roberts County, South Dakota
My commission expires February 3, 2004

NOTICE OF APPLICATION NO. 5576A-3 TO AMEND WATER RIGHT NO. 5576-3

Notice is given that Grant-Roberts Rural Water, PO Box 145, Milbank SD 57252 has filed an application for a water permit to increase the annual withdrawal limitation authorized by Water Right No. 5576-3. Water Right No. 5576-3 authorizes 620 acre-feet annually (2.67 cubic feet of water per second) from three wells (Antelope Valley Aquifer) located in the NE1/4SE1/4 Section 10-T119N-R51W. This application proposes to increase the annual withdrawal limitation from 620 acre-feet annually to 1,074 acre-feet annually. No increase in the diversion rate is authorized by this application. The water is for rural water system use in Grant, Roberts, Codington and Deuel Counties including the addition of the City of Wilmot.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5576A-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. In accordance with SDCL 46-2A-23, the Chief Engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by February 9, 2004.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.
(Jan. 20-27--2 wks)

RECEIVED

FEB - 6 2004

WATER RIGHT
PROGRAM

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) SS
 County of CODINGTON)

I, MONICA K. SAATHOFF

certify that the attached printed Notice was
 taken

from the WATERTOWN PUBLIC OPINION

printed and published in WATERTOWN

County of CODINGTON and

state of South Dakota. The notice was published

in the newspaper on the following two dates:

JAN 21, 2004

JAN 28th, 2004

Cost of Printing \$104.12

Monica K Saathoff
 (Signature)

BOOKKEEPER

(Title)

1-28-2004

(Date Signed)

DENR

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Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pimer, Secretary, Department of Environment and Natural Resources.

(January 21, 28, 2004)

\$104.12

RECEIVED

FEB - 2 2004

**WATER RIGHTS
 PROGRAM**

Printer's Affidavit of Publication

STATE OF SOUTH DAKOTA
COUNTY OF GRANT

} ss.

Holli Seehafer

of said County and State, being first duly sworn, on oath says that the Grant County Review is a legal weekly newspaper of general circulation, printed and published in Milbank, in said County of Grant and State of South Dakota, by Phyllis Justice, and has been such newspaper during the times hereinafter mentioned; that said newspaper is a legal newspaper; and that it has a bona fide circulation of more than two hundred copies weekly, and has been published within said County of Grant in the English language and has been admitted to the United States mail under second class mailing privilege, for at least one year next prior to the publication of the Notice herein mentioned, and has been printed wholly in an office maintained at the said place of publication, that I, the undersigned, Advertising Manager of said newspaper, in charge of the advertising department thereof, have personal knowledge of all the facts stated in this affidavit; that the advertisement headed Notice of

Application No. 5576A-3 to Amend Water
Right No. 5576-3

a printed copy of
which, taken from the paper in which the same was published, is attached to this sheet and is made a part of this Affidavit, was published in said newspaper at least once each week for two successive weeks, on the day of each week on which the said newspaper was regularly published, to-wit:

<u>January 21 20 04</u>	<u>20</u>
<u>January 28 20 04</u>	<u>20</u>
<u>20</u>	<u>20</u>

That \$ 45.79, being the full amount of the fee charged for the publication of said Notice, inures to the benefit of the publisher of the Grant County Review; that no agreement or understanding for the division thereof has been made with any person, and that no part has been agreed to be paid to any person whomsoever.

Holli Seehafer

Subscribed and sworn to before me 28th this day of Jan 20 04

Debra L. Hemmer

Notary Public, Grant County, South Dakota



DEBRA HEMMER
Notary Public, GRANT COUNTY, S. DAK.
My Commission Expires OCT 27, 2009

RECEIVED
FEB - 2 2004
WATER RIGHTS
PROGRAM

NOTICE OF APPLICATION NO. 5576A-3 to Amend Water Right No. 5576-3

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**Printer's Affidavit of Publication
and Attorney's Affidavit Ex-Rel. Fees**

In _____ Court

STATE OF SOUTH DAKOTA }
COUNTY OF GRANT } ss.

Filed in the office of _____

_____ on the

_____ day of _____, 20____

Attorney for _____

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA
COUNTY OF DEUEL

The undersigned Gary DeJong being first duly sworn, on oath deposes and says: That he is in charge of the advertising department of the Clear Lake Courier; which newspaper is published by Gary DeJong; that the Clear Lake Courier is a weekly newspaper printed and published in Clear Lake, Deuel County, South Dakota and the undersigned has full and personal knowledge of all facts hereinafter stated; that said newspaper is a legal newspaper and has a bona-fide circulation of a least two hundred copies weekly, and has been published within said County for fifty-two successive weeks next prior to the publication of the notice herein mentioned, and was and is printed wholly or in part in an office maintained at said place of publication, that the

Notice of Hearing Application No. 5576A-3

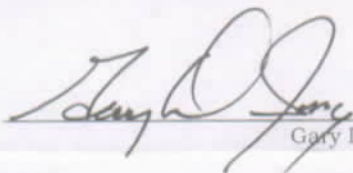
Notice

a printed copy of which, taken from the paper in which the same was printed, is attached to this sheet, and is made part of the Affidavit, was published in said newspaper at least once in each week for two successive weeks, on the day of each week on which said newspaper was regularly published, to wit:

On Wednesday, January 21, 2004

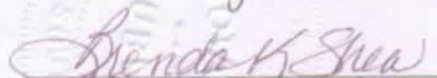
On Wednesday, January 28, 2004

that the full amount of the fees for the publication of the annexed notice is \$47.81


Gary DeJong

Subscribed and sworn to before me

this 27th day of January, 2004.


Notary Public, South Dakota
Brenda K. Shea

My Commission Expires: December 16, 2009

NOTICE OF APPLICATION

NO. 5576A-3

To Amend Water Right No. 5576-3

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Jan. 21 & 28

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JAN 30 2004

WATER RIGHTS
PROGRAM



FEB 20 2004

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

Dear Ms. Storm:

Enclosed is Water Permit No. 5576A-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Form 10, *Notice of Completion of Works and Application of Water to Beneficial Use*, is enclosed. Please return this completed form after you have finished the system and have put the water to beneficial use. An investigation can then be scheduled so the water license may be issued, thus completing the acquisition of a water right.

An informational sheet *Common Water Right Questions?* is also enclosed. This sheet is intended to answer some of the questions associated with obtaining and keeping a water right.

Sincerely,

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

enclosures

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

Date 3/12/2004

TO: Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

FROM: Grant-Roberts Rural Water System, Inc.

(name)

1209 South Dakota Street, PO Box 145

(address)

Milbank, South Dakota 57252-0145

(city, state, zip)

605-432-6793

(phone)

I have completed the construction of the water use system and I have put the water to beneficial use to the maximum extent it is going to be used.

Water Permit No. 5576A-3 states that the water use system is to be constructed by
February 9, 2004 , and water is to be put to beneficial use by February 9, 2004 .
(date) (date)

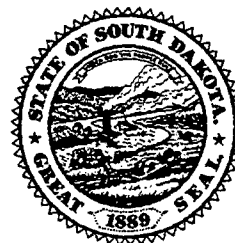
The water use system was completed on February 9, 2004 .
(date)

Applying the water to beneficial use was completed on February 9, 2004 .
(date)

You may schedule an investigation so that the water license may be issued.

Wendy Storm
(signature)

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MAR 15 2004
WATER RIGHTS
PROGRAM





DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES

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



5576A-3

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