

WATER PERMIT NO. 5768-3

Phone: 487-7823

Name of Applicant: Randall Community Water District

Post Office Address: PO Box 37, Lake Andes SD 57356-0037

Amount of Water Claimed: 4.48 cfs Total Acres: _____

Source of Water Supply: Missouri River

Water to be used for: Rural Water System Use County: Charles Mix

About 5 miles south of Lake Andes

PRIORITY Date Received: 5-6-93 Fee: \$850 Remarks: Increasing

diversion rate

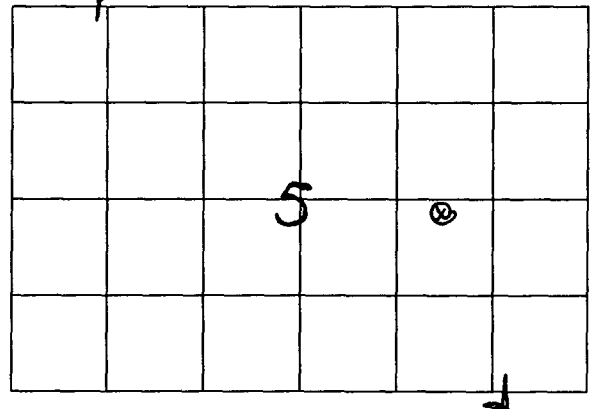
Corrected Application Received: _____ Period of Annual Use: Jan 1 - Dec 31

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 5-T95N-R65W

Land to be Irrigated: _____



Well Log: Driller: _____ Licensed YES _____ NO _____

Depth of Well: _____ REMARKS: _____

Type of Map: aerial PREPARED BY: Ron Duvall Reviewed and the Number

Assigned on: 5-7-93 By: Karen Schlaak

No. <u>5768-3</u>	Hydrologic Unit <u>10140101</u>
Map No. _____	Basin <u>Missouri River</u>
Newspaper <u>See attached sheet</u>	

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

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

Type of Application: Check one or more of the following

New ☒ Vested Right ☐ Future Use ☐ Change Use ☐☐ Amend Permit No. _____ with old priority date retainedChange diversion point(s) ☐ Add diversion point(s) ☐ Other ☐ _____☐ Application to: Change diversion point(s) ☐ Add diversion point(s) ☐ on Permit No. _____☐ Construction to use water reserved by Future Use Permit No. _____1. Name of Applicant Randall Community Water District Phone No. 487-7823Post Office Address PO Box 37 Lake Andes State 57356-0037
(Street, RR or Box) (City) Zip Code2. Amount of water claimed (c.f.s.) 2,016 GPM - Additional 4.48 cfs (1945 acre-feet)3. Source of water supply Missouri River4. Location of point of diversion 2,960 feet south of and 720 feet west of the
northeast corner of Section 5 Township 95N Range 65W (NE 1/4 SE 1/4)
 _____ County Charles Mix5. Counties where water will be used Charles Mix, Brule, Douglas, Bon Homme, Hutchinson6. Annual period during which water is to be used Entire year Jan 1 - Dec 31

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

RCWD is upgrading the intake near Pickstown. Work will consist of new and larger screen, pumps and motors. The increased volume of water will be used by all the existing farms and communities as well as the city of Delmont, a new tap.

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

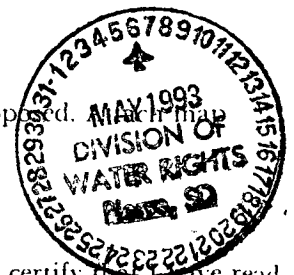
STATE OF SOUTH DAKOTA)
 County of Charles Mix)^{ss}

I, Randall Community Water District 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 Alvin VanZee RCWD ManagerSubscribed and sworn to before me this 4th day of May 1993

Alice Kocet

 Notary Public



**SOUTH DAKOTA
WATER PERMIT NO. 5768-3**

Date of first receipt of application May 6, 1993.

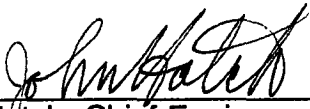
The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5768-3 to Randall Community Water District, PO Box 37, Lake Andes SD 57356-0037 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 5768-3 appropriates an additional 4.48 cubic feet of water per second (1, 945 acre-feet of water annually) from the Missouri River at the Pickstown pumping plant. The point of diversion is located in the NE 1/4 SE 1/4 Section 5-T95N-R65W. The Randall Community Water District serves customers in Charles Mix, Brule, Douglas, Bon Homme and Hutchinson Counties. The permit also authorizes the connection of the City of Delmont to this system.
2. The water appropriated shall be used for the purpose of supplying water to the Randall Community Water District and may not exceed the amount of water needed for beneficial use for rural water system 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. 5768-3 is July 7, 1993.
5. The date from which applicant may claim right is May 6, 1993.
6. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATION

The Randall Community Water District shall report to the Chief Engineer annually the amount of water withdrawn each year from the Missouri River.

WATER MANAGEMENT BOARD

By: 
John Hatch, Chief Engineer
Water Rights Division
Department of Environment and
Natural Resources

AUG 10 1993
date



SEP 17 1993

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Alvin Van Zee
Randall Community Water District
PO Box 37
Lake Andes SD 57356-0037

Dear Mr. Van Zee:

Enclosed is Reissued Water Permit No. 5768-3 which replaces the Water Permit dated August 10, 1993. The permit is being reissued because Item Nos. 6, 7 and 8 were not included on the Water Permit. These items allow periods of time for completion of the upgrading of the Pickstown pumping plant. When the project is completed, please return the enclosed Form 10, Notice of Completion of Works.

If you have any questions, please contact this office.

Very truly yours,

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

enclosure

**REISSUED
SOUTH DAKOTA
WATER PERMIT NO. 5768-3**

Date of first receipt of application May 6, 1993.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5768-3 to Randall Community Water District, PO Box 37, Lake Andes SD 57356-0037 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. 5768-3 appropriates an additional 4.48 cubic feet of water per second (1, 945 acre-feet of water annually) from the Missouri River at the Pickstown pumping plant. The point of diversion is located in the NE 1/4 SE 1/4 Section 5-T95N-R65W. The Randall Community Water District serves customers in Charles Mix, Brule, Douglas, Bon Homme and Hutchinson Counties. The permit also authorizes the connection of the City of Delmont to this system.
2. The water appropriated shall be used for the purpose of supplying water to the Randall Community Water District and may not exceed the amount of water needed for beneficial use for rural water system 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. 5768-3 is July 7, 1993.
5. The date from which applicant may claim right is May 6, 1993.
6. One-fifth of the construction is to be completed on or before January 7, 1996.
7. All construction is to be completed on or before July 7, 1998.
8. Water is to be put to beneficial use on or before July 7, 2002.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATION

The Randall Community Water District shall report to the Chief Engineer annually the amount of water withdrawn each year from the Missouri River.

WATER MANAGEMENT BOARD

By: 
John Hatch, Chief Engineer
Water Rights Division
Department of Environment and
Natural Resources

SEP 17 1993
date



NOT TO SCALE

96-65

NC

T4080(I/90)
(78-R)

NC T4127

NC

NC

NC

NC

NC

NC

NC

T4082

NC

NC

T4138

NC

NC

NC

5

⊗ Randall Intakes
x Lake Andes

95-65

John J. Farrell
Natural Resources Engineer
4/29/93

5768-3

RECEIPT

413760

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, May 6, 19 93

RECEIVED OF Randall Community Water Dist., 357 Main St, Box 37, Lake Andes, SD 57356
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>5768-3</u> to Appropriate Water, to construct and to put water to beneficial use _____	850	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 _____		

(Any Other Work Provided by Law)	Total	85000

By John Hatch
Chief Engineer

REPORT ON WATER PERMIT APPLICATION NO. 5768-3
Randall Community Water District
May 10, 1993

Water Permit Application No. 5768-3 requests an additional 4.48 cubic feet of water per second (1945 acre-feet of water annually) to be diverted from the Missouri River. The point of diversion is located in the NE 1/4 SE 1/4 of Section 5-T95N-R65W, Charles Mix County. The water will be used in a rural water system that serves portions of Charles Mix, Brule, Douglas, Bon Homme, and Hutchinson Counties. This application also proposes to connect the town of Delmont to the rural water system.

The Randall Community Water District is upgrading the water intake station which is located near the town of Pickstown. New pumps, motors, and intake screens will be installed. The increased volume of water will be used by existing water users as well as the town of Delmont.

CONCLUSIONS

1. Water is available for appropriation from the Missouri River.
2. Approval of this application will not adversely affect existing water rights on the Missouri River.
3. It is recommended that Water Permit Application No. 5768-3 be approved.


Delvin D. Brosz, PE
Natural Resources Engineer IV

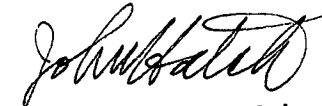
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5768-3, Randall Community Water District

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. 5768-3, Randall Community Water District, c/o Alvin Van Zee, PO Box 37, Lake Andes, SD 57356-0037.

The Chief Engineer is recommending APPROVAL of Application No. 5768-3 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 qualification:

The Randall Community Water District shall report to the Chief Engineer annually the amount of water withdrawn each year from the Missouri River.

See report on application for additional information.

A handwritten signature in cursive script, appearing to read "John Hatch", is written in dark ink.

JOHN HATCH, Chief Engineer
May 18, 1993



**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.

May 21, 1993

Alvin Van Zee
Randall Community Water District
PO Box 37
Lake Andes, SD 57356-0037

Dear Mr. Van Zee:

Water Permit Application No. 5768-3 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 Wagner Post printed at Wagner, SD (Ph # 384-5616), Chamberlain Register printed at Chamberlain, SD (Ph # 734-6360), Armour Chronicle printed at Armour, SD (Ph # 724-2747), Tyndall Tribune & Register printed at Tyndall, SD (Ph # 589-3242), and The Parkston Advance printed at Parkston, SD (Ph # 928-3111). 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.

Also, an \$850.00 fee was sent to this office when the application was filed. This original filing fee was in error. Within the next couple of weeks, you should be receiving a refund of \$250.00 for overpayment of the filing fee.

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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 21, 1993

Wagner Post
Box 187
Wagner, SD 57380

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5768-3 to be published twice. Please publish the first notice on June 1, 1993, 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 Randall Community Water District, PO Box 37, Lake Andes, SD 57356-0037 (Ph # 487-7823).

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

FIRST TRANSMITTAL NOTICE

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

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

May 21, 1993

Chamberlain Register
Box 550
Chamberlain, SD 57325

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5768-3 to be published twice. Please publish the first notice on June 2, 1993, 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 Randall Community Water District, PO Box 37, Lake Andes, SD 57356-0037 (Ph # 487-7823).

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

May 21, 1993

Armour Chronicle
Box 129
Armour, SD 57313

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5768-3 to be published twice. Please publish the first notice on June 1, 1993, 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 Randall Community Water District, PO Box 37, Lake Andes, SD 57356-0037 (Ph # 487-7823).

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

May 21, 1993

Tyndall Tribune & Register
Box 520
Tyndall, SD 57066

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5768-3 to be published twice. Please publish the first notice on June 2, 1993, 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 Randall Community Water District, PO Box 37, Lake Andes, SD 57356-0037 (Ph # 487-7823).

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

May 21, 1993

The Parkston Advance
Box J
Parkston, SD 57366

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5768-3 to be published twice. Please publish the first notice on June 2, 1993, 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 Randall Community Water District, PO Box 37, Lake Andes, SD 57356-0037 (Ph # 487-7823).

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 _____

June 2, 1993
Instruction to Newspaper - Publish first Notice on June 1, 1993, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5768-3 to Appropriate Water

Notice is given that Randall Community Water District has filed an application for a water permit to appropriate an additional 4.48 cubic feet of water per second (1,945 acre-feet of water annually) from the Missouri River at the Pickstown pumping plant. The point of diversion is located in the NE 1/4 SE 1/4 Section 5-T95N-R65W. The Randall Community Water District serves customers in Charles Mix, Brule, Douglas, Bon Homme and Hutchinson counties. The permit also authorizes the connection of the City of Delmont to this system.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5768-3 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 June 25, 1993. 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.

If a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Board will consider this application at 10:00 am, July 7, 1993, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD. 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. The July 7, 1993, 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 June 25, 1993.

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 Eric Gronlund by June 25, 1993, at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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, 46-2A-20, 46-2A-21; 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; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15. Robert E. Roberts, Secretary, Department of Environment and Natural Resources.

Public Notice

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County of Charles Mix) ss

I, Carol Harrell

certify that the attached printed Notice was

taken from the WAGNER POST

printed and published in Wagner

County of Charles Mix and State of

South Dakota. The notice was published in
 the newspaper on the following two dates:

2nd June 1993

9th June 1993

Cost of Printing: \$57.65

Carol Harrell

(Signature)

Publisher

(Title)

June 9, 1993

(Date Signed)



NOTICE OF HEARING On Application No. 5768-3 To Appropriate Water

Notice is given that Randall Community Water District has filed an application for a water permit to appropriate an additional 4.48 cubic feet of water per second (1,945

acre-feet of water annually) from the Missouri River at the Pickstown pumping plant. The point of diversion is located in the NE 1/4 SE 1/4 Section 5-T95N-R65W. The Randall Community Water District serves customers in Charles Mix, Brule, Douglas, Bon Homme and Hutchinson counties. The permit also authorizes the connection of the City of Delmont to this system.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5768-3 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 applica-

tion 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 June 25, 1993. 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.

If a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Board will consider this application at 10:00 am, July 7, 1993, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD. 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. The July 7, 1993, 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 June 25, 1993.

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 Eric Gronlund by June 25, 1993, at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

This application is made pursuant to SDCL 46-1-1 through 46-1-9, 46-1-12 through 46-1-16; 46-2-1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 through 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15, 46-2A-20, 46-2A-21; 46-5-1 through 46-5-11, 46-5-13 through 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; and Board Rules ARSD 74:02:01:01 through 74:02:01:15.

Robert E. Roberts

Secretary

Department of Environment and Natural Resources.

Pub: June 2, 9, 1993

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Brule) ss

I, Rod Hays
certify that the attached printed Notice was
taken from the Chamberlain-
Cacoma Register
printed and published in Chamberlain

County of Brule and State of
South Dakota. The notice was published in
the newspaper on the following two dates:

June 3, 1993
June 10, 1993

Cost of Printing: 54⁴⁹

Rod Hays
(Signature)
Publisher
(Title)
June 11, 1993
(Date Signed)

NOTICE OF HEARING on Application No. 5768-3 to Appropriate Water

Notice is given that Randall Community Water District, PO Box 37, Lake Andes, SD 57356-0037 has filed an application for a water permit to appropriate an additional 4.48 cubic feet of water per second (1,945 acre-feet of water annually) from the Missouri River at the Pickstown pumping plant. The point of diversion is located in the NE 1/4 SE 1/4 Section 5-T95N-R65W. The Randall Community Water District serves customers in Charles Mix, Brule, Douglas, Bon Homme and Hutchinson counties. The permit also authorizes the connection of the City of Delmont to this system.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5768-3 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 June 25, 1993. 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.

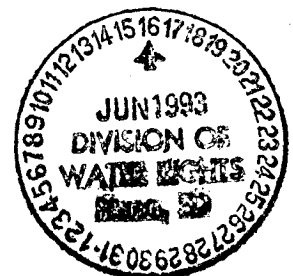
If a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Board will consider this application at 10:00 am, July 7, 1993, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD. If a hearing is held, the 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. The July 7, 1993, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engi-

neer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by June 25, 1993.

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 Eric Gronlund by June 25, 1993, at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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, 46-2A-20, 46-2A-21; 46-3-1 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; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15. Robert E. Roberts, Secretary, Department of Environment and Natural Resources

(June 3-June 10)

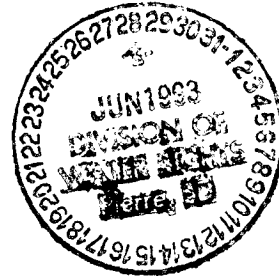


Affidavit Of Publication

STATE OF SOUTH DAKOTA,

County of Douglas

RENEE VAN DER WERFF of said County and State, being first duly sworn, on her oath says: THE ARMOUR CHRONICLE is a weekly newspaper of general circulation, published in Armour, Douglas County, State of South Dakota by RENEE VAN DER WERFF and has been such newspaper during the times hereinafter mentioned; that the said newspaper is a legal newspaper; that it has a bona fide paid circulation of more than 200 copies weekly; that it has been published within said County of Douglas in the English language and has been admitted to the United States mail under the second class mailing privilege, for at least one year prior to the publication of such notices; that I the undersigned, am Editor and Publisher of said newspaper, in charge of the advertising department thereof, and have personal knowledge of all of the facts stated in this affidavit; that the advertisement headed



Notice of Hearing on
Application No 5768-3
to appropriate water

a printed copy of which is hereto attached, was printed and published in said newspaper for two successive weeks and that said notice was published in the issues of said paper on the dates as follows, to-wit:

The first publication being made on June 1, 1993

the second publication being made on June 8, 1993

the third publication being made on _____, 19____,

the fourth publication being made on _____, 19____,

the fifth publication being made on _____, 19____,

the sixth publication being made on _____, 19____,

the seventh publication being made on _____, 19____,

and the eighth publication being made on _____, 19____,

that \$ 52.98 being the full amount of the fee for publication of the annexed notice, insures solely to the benefit of the publisher of the said newspaper; that no arrangement or understanding for a division there of has been made with any person, and that no part thereof has been agreed to be paid to any person whomsoever.

Renee Van der Werff

Subscribed and sworn to before me this 22 day of June, 1993

Maisha Borden

Notary Public, Douglas County, South Dakota

My Commission Expires

11-1-93

Notice of Hearing on Application No. 5768-3 to Appropriate Water

Notice is given that Randall Community Water District has filed an application for a water permit to appropriate an additional 4.48 cubic feet of water per second (1,945 acre-feet of water annually) from the Missouri River at the Pickstown pumping plant. The point of diversion is located in the NE 1/4 SE 1/4 Section 5-T95N-R65W. The Randall Community Water District serves customers in Charles Mix, Brule, Douglas, Bon Homme and Hutchinson Counties. The permit also authorizes the connection of the City of Delmont to this system.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5768-3 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.

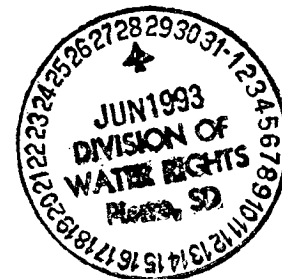
Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E. Capitol, Pierre, S.D. 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 June 25, 1993. 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.

If a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Board will consider this application at 10 a.m., July 7, 1993, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, S.D. 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. The July 7, 1993, 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 June 25, 1993.

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 Eric Gronlund by June 25, 1993, at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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, 46-2A-20, 46-2A-21; 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; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15. Robert E. Roberts, Secretary, Department of Environment and Natural Resources.

sL103;6/1-6/8c



PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County of Bon Homme) ss1. Marvin A. Blaha

certify that the attached printed Notice was

taken from the TyndallTribune & Registerprinted and published in TyndallCounty of Bon Homme and State ofSouth Dakota. The notice was published in
the newspaper on the following two dates:June 2, 1993June 9, 1993Cost of Printing: \$61.92Marvin A. Blaha

(Signature)

Publisher

(Title)

6-9-93

(Date Signed)

NOTICE OF HEARING on Application No. 5768-3 to Appropriate Water

Notice is given that Randall Community Water District, PO Box 37, Lake Andes, SD 57356-0037 has filed an application for a water permit to appropriate an additional 4.48 cubic feet of water per second (1,945 acre-feet of water annually) from the Missouri River at the Pickstown pumping plant. The point of diversion is located in the NE1/4 SE1/4 Section 5-T95N-R65W. The Randall Community Water District serves customers in Charles Mix, Brule, Douglas, Bon Homme and Hutchinson Counties. The permit also authorizes the connection of the City of Delmont to this system.

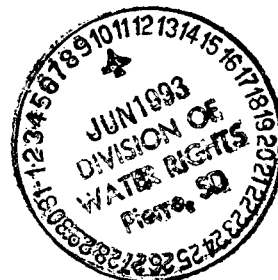
Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5768-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) it is in the public interest. Unless a petition is filed opposing the 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 June 25, 1993. 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.

If a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Board will consider this application at 10:00 a.m., July 7, 1993, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD. 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. The July 7, 1993 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 June 25, 1993.

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 witness 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 Eric Gronlund by June 25, 1993 at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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, 46-2A-20, 46-2A-21; 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; and Board Rules ARSD 74:02:01:01 thru 74:01:01:15. Robert E. Roberts,
Secretary, Department of
Environment and Natural Resources
(June 2 and 9)



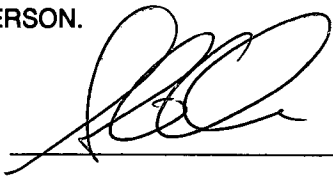
AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA
COUNTY OF HUTCHINSON

SCOTT E. EHLER, BEING DULY SWORN, SAYS, THAT THE PARKSTON ADVANCE IS, AND DURING ALL THE TIMES HEREAFTER MENTIONED WAS, A WEEKLY LEGAL NEWSPAPER AS DEFINED IN SDCL 17-2-2, AS AMENDED, PUBLISHED AT PARKSTON, HUTCHINSON COUNTY, SOUTH DAKOTA BY THE PARKSTON ADVANCE, INC.: 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 2 SUCCESSIVE ISSUES, BEARING THE FOLLOWING DATES:

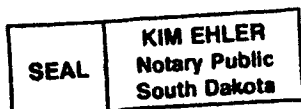
JUNE 2, 1993
JUNE 9, 1993

THAT THE FULL AMOUNT OF THE FEE CHARGED FOR PUBLISHING THE SAME, TO-WIT, THE SUM OF \$59.01, 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.



SUBSCRIBED AND SWORN TO BEFORE
ME THIS 9TH DAY OF JUNE
A.D., 1993.

Kim Ehler
NOTARY PUBLIC, COUNTY OF
HUTCHINSON, SOUTH DAKOTA



MY COMMISSION EXPIRES
JANUARY 12, 1998

NOTICE OF HEARING ON APPLICATION NO. 5768-3 TO APPROPRIATE WATER

Notice is given that Randall Community Water District, P.O. Box 37, Lake Andes, S.D., 57356-0037 has filed an application for a water permit to appropriate an additional 4.48 cubic feet of water per second (1,945 acre-feet of water annually) from the Missouri River at the Pickstown pumping plant. The point of diversion is located in the NE¼ SE¼ Section 5-T5N-R65W. The Randall Community Water District serves customers in Charles Mix, Brule, Douglas, Bon Homme and Hutchinson counties. The permit also authorizes the connection of the City of Delmont to this system.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5768-3 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 persons 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, S.D. 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 June 25, 1993. 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.

If a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Board will consider this application at 10:00 a.m., July 7, 1993, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, S.D. 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. The July 7, 1993, hearing date will be automatically delayed for at least 20 days upon written request to the Chief's Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by June 25, 1993.

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 Eric Gronlund by June 25, 1993, at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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, 46-2A-20, 46-2A-21; 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; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15. Robert E. Roberts, Secretary, Department of Environment and Natural Resources.

22-23c





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 10, 1993

Alvin Van Zee, Manager
Randall Community Water District
P.O Box 37
Lake Andes, SD 57356-0037

Dear Mr. Van Zee:

Enclosed is a copy of Water Permit Nos. 2292-3 and 5215-3 held by Randall Community Water District. As I discussed with you during our phone conversation, the new water permit application for Randall Community Water District has been quantified to 2,016 gallons per minute with a annual volume limitation of 1,945 acre feet annually.

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

Sincerely,

Eric Gronlund
Water Rights Division
605 773-3352

enclosure

Water Rights Division - DENR
Conversation File Documentation

NAME OF PERSON OR FILE: Randall Community Water District

ADDRESS: _____ COUNTY: _____

DATE: 5/10/93 TELEPHONE: 487-7823

RE: Discussion with Mr. Van Zee on annual volume of water

COMMENTS:

I called Mr. Van Zee, manager of Randall Community Water District regarding WP Application No. 5768-3. I asked what the annual volume of water would be used under this application. I explained the 60% general pumping rule we often time used and that for 2,016 gpm this would figure out to be 1,945 acre feet annually. Mr. Van Zee agreed with this amount.

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

NAME: Eric Greenland

PAYMENT REQUEST FORM

PAYEE: Randall Community Water District **FROM:** DENR
357 Main St., Box 37 Water Rights Division
Lake Andes, SD 57356 532 E. Capitol
Pierre, SD 57501-3181

DESCRIPTION OF SERVICE, PRODUCT OR TRANSFER

Original filing fee was in error. Paid \$850.00, but should have only paid \$600.00.

AMOUNT: \$250.00

FUNDING SOURCE:

GENERAL:

FEDERAL:

COMMENTS:

AUTHORIZATION:



5-19-93

I declare and affirm under the penalties of perjury that this claim is in all things, true and correct. I further agree to comply with the provisions of the Civil Rights Act of 1964 and regulations issued thereunder relating to nondiscrimination in federally assisted program



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

AUG 10 1993

Alvin Van Zee
Randall Community Water District
PO Box 37
Lake Andes, SD 57356-0037

Dear Mr. Van Zee:

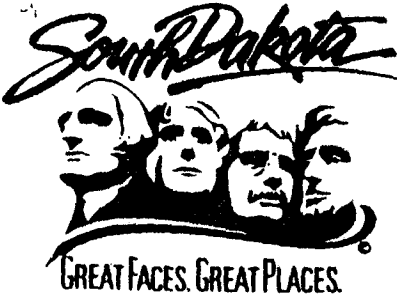
Enclosed is Water Permit No. 5768-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

We will schedule an inspection so that the Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

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

enclosures



5768-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 13, 1994

Alvin Van Zee
Randall Community Water District
PO Box 37
Lake Andes, SD 57356

Dear Mr. Van Zee:

Pursuant to a qualification on Water Permit/Right Nos. 2292-3; 5215-3 & 5768-3, I am requesting that the Randall Community Water District report the total amount of water diverted from the Missouri River 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 DUVAL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division

Randall Community Water District

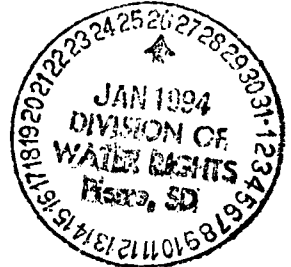
P.O. BOX 37
LAKE ANDES, SOUTH DAKOTA 57356
PHONE 487-7823

OFFICERS

ALVIN VAN ZEE - Manager
IVAN HALL - President
STAN SYBESMA - Vice President
HARLEY DEVELDER - Secretary
PETER LUDENS - Treasurer

ATTORNEYS
WIPF & COTTON
Wagner, SD 57380

January 24, 1994



Ron Duvall
Water Rights Division
Department of Environment and Natural Resources
Joe Foss Building
523 Capitol
Pierre, SD 57501-3181

Dear Mr. Duvall:

This letter is to inform you that Randall Community Water District has diverted from the Missouri River in 1993 a total of 680,800,000 gallons of water.

If you have any questions or need further information, please contact me at 487-7823.

Sincerely,

Alvin Van Zee

Permit No. 5768-3
Missouri River - Water District

**Report Of Examination Of Works And/Or Application of Water To
Beneficial Use**

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

On, August 25, 1998, I made a thorough examination of the water use system constructed by the Randall Community Water District of Lake Andes SD 57356 holder of Permit Nos. 2292-3, bearing the priority of May 14, 1975 authorizing the diversion of 9.26 cu. ft. per second, 5215-3, bearing the priority of August 18, 1988 authorizing the diversion of 0.56 cu. ft. per second, and 5738-3, bearing the priority of May 6, 1993 authorizing the diversion of 4.48 cu. ft. per second of the waters of the Missouri River for rural and suburban water supply purposes, in Bon Homme, Brule, Charles Mix, Douglas, and Hutchinson Counties.

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

A. Works used to divert the water:

Section 5 T95N-R65W

1250 gpm Crown Pump

100 hp Hitachi motor

2 – tandem units

Goulds submersible

75 hp Hitachi motor

1500 gpm Goulds turbine

100 hp US Motors motor

Section 31 T98N-R68W

420 gpm Valley Pump

100 hp Franklin motor

580 gpm Crown Pump

100 hp Hitachi motor

600 gpm Crown Pump

15 hp Hitachi motor

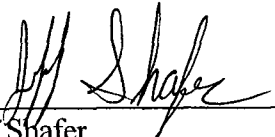
B. Works used to apply water to beneficial use:

Filtering plants and distribution systems

The system is in the following condition Excellent. The points of diversion are located 90' east and 930' north of the SW corner of Section 31 T 98N-R68W and 890' west and 2790' south of the NE corner of Section 5 T95N-R65W. The works are capable of diverting and conveying to the place of use 13.03 cu. ft. per second of water which is to be used for rural and suburban water supply. The license should be issued for 13.03 cfs.

Applicable permit qualifications have been complied with: Yes

Exceptions to compliance are: None



Jeff Shafer
Natural Resources Engineer
DENR, Water Rights Program

8/27/98

Date

REPORT ON INSPECTION OF PERMIT NO. 5768-3

DATE OF INSPECTION: August 25, 1998

Other permit(s) associated with the project: 2292-3, 5215-3

Contact Person & Address: Randall Community Water District, Alvin Van Zee, PO Box 37, Lake Andes SD 57356-0037

DIVERSION POINT LEGAL LOCATION: NE ¼ SE ¼ Section 5 T95N-R65W, SW ¼ SW ¼ Section 31 T98N-R68W

WATER SUPPLY Source: Missouri River

Section 5 T95N-R65W

Pumps:

1250 gpm Crown Pump

Motors:

100 hp Hitachi

2 – tandem units

Goulds submersible

75 hp Hitachi

1500 gpm Goulds turbine

100 hp US Motors

Section 31 T98N-R68W

420 gpm Valley Pump

100 hp Franklin

580 gpm Crown Pump

100 hp Hitachi

600 gpm Crown Pump

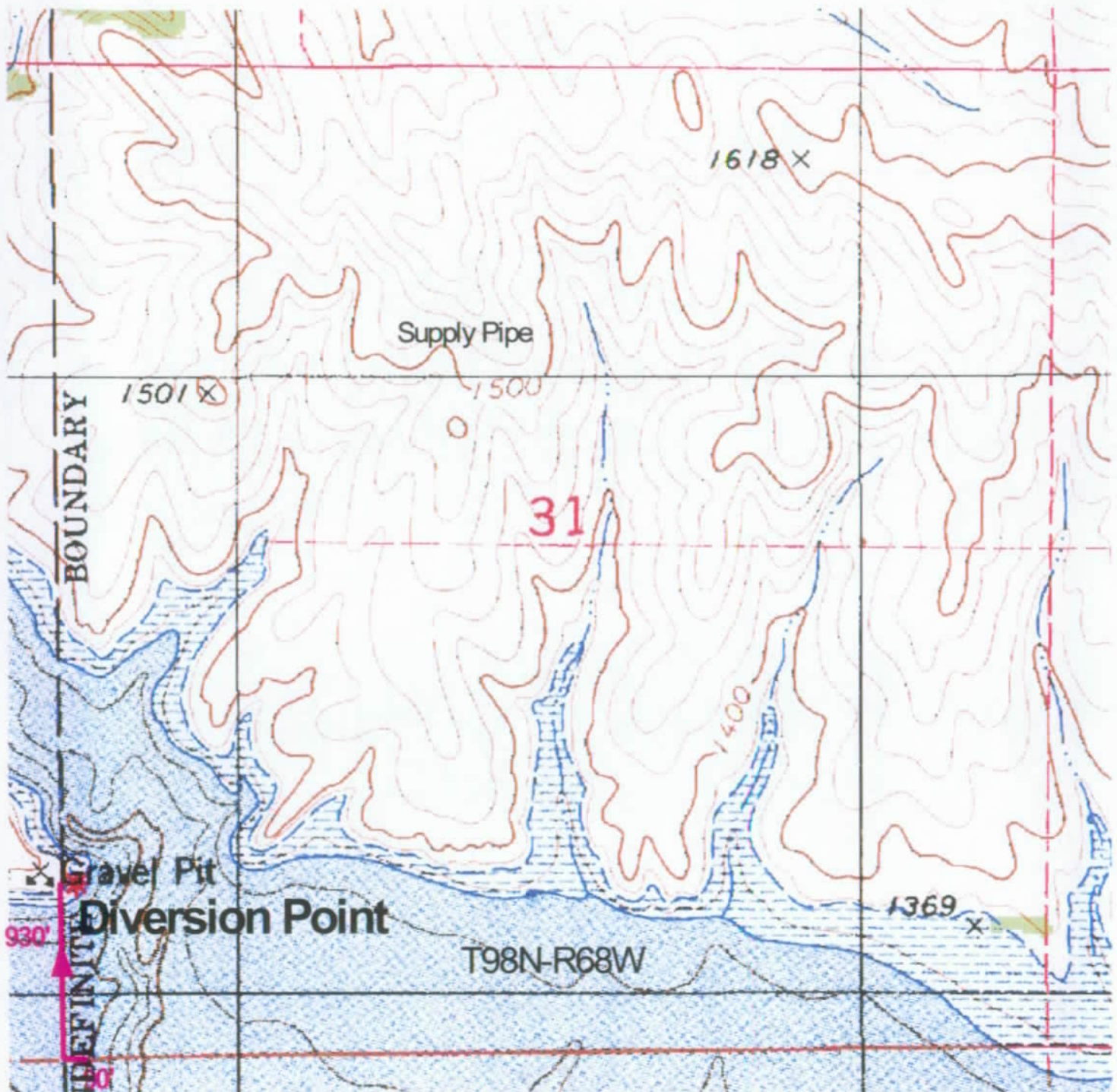
15 hp Hitachi

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Special qualifications to permit being abided by Yes
- 2) All structures, wells and lands on map Yes

Inspection Map Water Permit No. 5768-3

8/27/98



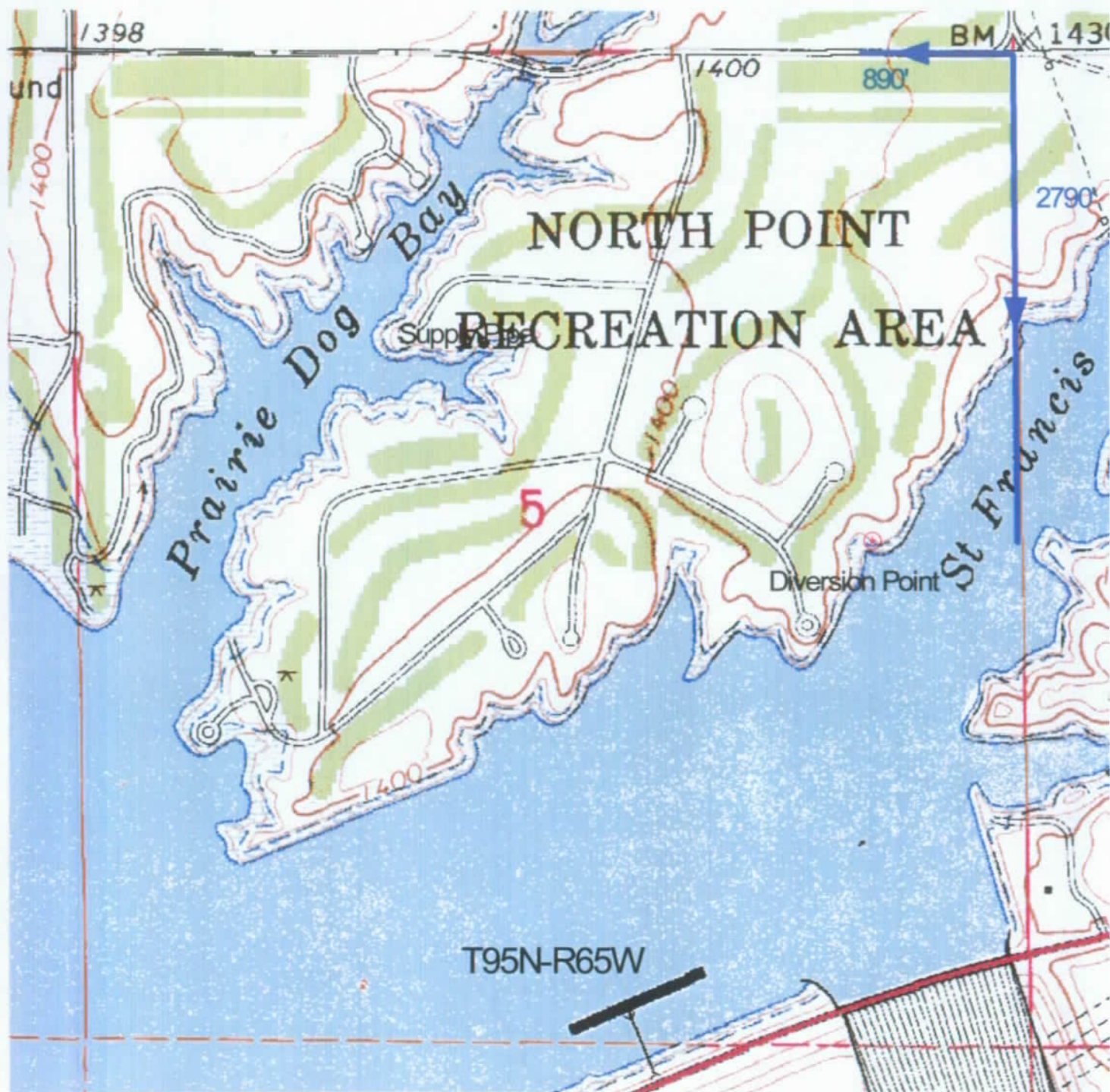
0 0.1 0.2 0.3 0.4 0.5 Miles

Prepared By:

Jeff Shafer
Jeff Shafer
Natural Resources Engineer

Inspection Map Water Permit No. 5768-3

8/27/98



0 0.1 0.2 0.3 0.4 0.5 Miles

Prepared By:

Jeff Shafer

Jeff Shafer
Natural Resources Engineer

**STATE OF SOUTH DAKOTA
WATER LICENSE NO. 5768-3**

(1) The Randall Community Water District, PO Box 37, Lake Andes, SD 57356-0037 made Application No. 5768-3, May 6, 1993 for a water permit to divert 4.48 cubic feet of water per second (cfs) from the Missouri River, Charles Mix County, South Dakota for rural water system use. Permit No. 5768-3, with a priority date of May 6, 1993 was approved July 7, 1993 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before July 7, 1998 and for the application to beneficial use of said water on or before July 7, 2002.

Water Permits associated with the Randall Community Water District are:

- No. 2292-3, with a priority date of May 14, 1975, authorizing diversion of 9.26 cfs from the Missouri River to serve Charles Mix and Douglas Counties, including the towns of Armour, Geddes, Greenwood, Marty, Platte and Wagner.
- No. 5215-3, with a priority date of August 18, 1988, authorizing diversion of an additional 0.56 cfs from the Missouri River (Pickstown pumping plant) to serve Brule, Charles Mix and Douglas Counties. No. 5215-3 added the town of Ravinia to the system.
- No. 5768-3, with a priority date of May 6, 1993, authorized an additional 4.48 cfs (1,945 acre-feet annually) from the Pickstown pumping plant) to serve customers in Bon Homme, Brule, Charles Mix, Douglas and Hutchinson Counties. No. 5768-3 added the town of Delmont to the system.

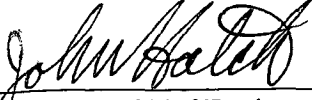
Note: The district has developed a system capable of diverting 13.03 cfs from the Missouri River. Water Permit No. 5768-3 authorized 4.48 cfs with a maximum of 1,945 acre feet annually. It is anticipated that the district will use up to 5,660 acre feet of water annually. This is based on a 60 percent pumping of the developed diversion rate.

The applicable portions of Water Permit Nos. 2292-3 and 5215-3 have been incorporated into Water License No. 5768-3.

(2) It is certified that the permit holder 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 13.03 cubic feet of water per second for beneficial use. The location of the diversion points are 90'E and 930'N of the SW corner of Section 31, T98N, R68W (SW ¼ SW ¼) and 2,790'S of the NE corner of Section 5, T95N, R65W (NE ¼ SE ¼).

(3) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use in supplying rural water to users in Bon Homme, Brule, Charles Mix, Douglas and Hutchinson Counties and serving the municipalities of Armour, Delmont Geddes, Greenwood, Marty, Platte, Ravinia and Wagner.

(4) Pursuant to South Dakota Water Law 46-5-30.1 the Randall Community Water District, PO Box 37, Lake Andes, SD 57356-0037 the holder and/or owner of Incorporated Water Right No. 5768-3 is issued a license to appropriate water, the right to use 13.03 cubic feet of water per second from the Missouri River with priority dates of May 14, 1975 (9.26 cfs), August 18, 1988 (0.56 cfs) and May 6, 1993 (3.21 cfs) from the locations specified in (2) of this license. The water is used for the purpose of rural water system use. This license is subject to any limitations or qualifications listed in Incorporated Water Right No. 5768-3 and subject to South Dakota State Law.



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

OCT 1 1998

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

August 31, 1998

Permit No. 5768-3

Randall Community Water District
%Alvin VanZee
P.O. Box 37
Lake Andes, SD 57356-0037

Dear Mr. VanZee:

The investigation of your water use system was conducted on August 25, 1998, by Jeff Shafer, staff engineer. The investigation included the extent of application of water to beneficial use, as developed under Water Permit Nos. 2292-3, 5215-3 and 5768-3. Your final water right document, the Water License, can now be issued. Upon licensing, the applicable portions of Water Permit Nos. 2292-3 and 5215-3 will be incorporated into 5768-3.

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

**Please remit fee to:
Department of Environment & Natural Resources
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181**

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 Program
(605) 773-3352

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

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

N2 415866

Pierre, September 17, 19 98

RECEIVED OF Randall Community Water District, P.O. Box 37, Lake Andes, SD 57356-0037
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. 5768-3

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

50 00

50 00

By

Chief Engineer





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

OCT 1 1998

5768-3

Randall Community Water District
%Alvin VanZee
P.O. Box 37
Lake Andes, SD 57356-0037

Dear Mr. VanZee:

Enclosed is Water License No. 5768-3 and Receipt No. 415866 for \$50.00 which was assessed for an investigation and issuance of the license. Water License No. 5768-3 is the final document which completes the process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

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

gm
enclosures

NOTE: The applicable portions of Water Permit Nos. 2292-3 and 5215-3 have been incorporated into Water License No. 5768-3.