

WATER PERMIT NO. 5875-3

Name of Applicant: City of Volga

Address: 202 Kasan Ave, Volga SD 57071

Phone: 605 627-9113

Amount of Water Claimed: 1,216 acre-feet

Total Acres: NA

Source of Water Supply: groundwater - Big Sioux Aquifer

Depth of Well:

Water to be used for: future use

County: Brookings

Type of Waste Disposal System: NA

Location: 1 mile west of Volga

PRIORITY

Date Received: 5-4-95

Fee: \$45.00

Corrected Application Received:

Period of Annual Use: January 1 - December 31

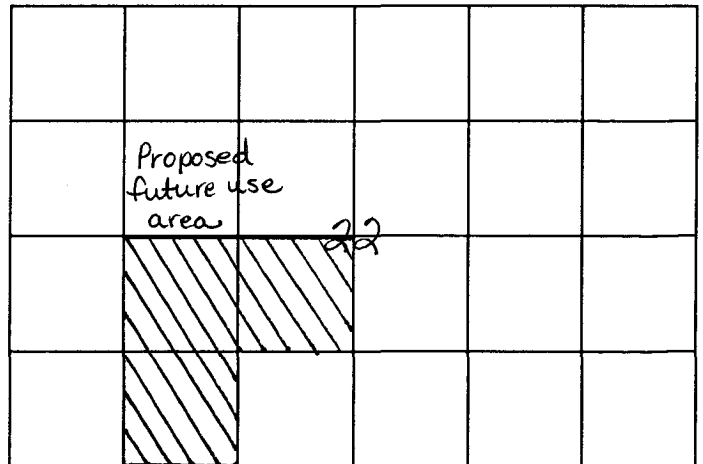
Remarks: Future Use application for the City of Volga

Application processing delayed at request of City - 9/8

Future Use Area: N 1/2 SW 1/4, SW 1/4 SW 1/4

Sec 22-T110N-R51W

Land to be Irrigated: NA



Reviewed and the Number Assigned on: 8-1-95

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____



No. 5875-3 Hydrologic Unit 10170202
Map No. _____ Basin Sioux River
Newspaper Volga Tribune, Box 18

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

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 18 gpm) Other ☐

Type of Application: Check one or more of the following:

New ☐ Vested Right ☐ Future Use ☒ Change Use ☐

☐ Amend Permit No. _____ with old priority date retained.

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

☐ Application to: Change diversion point(s) ☐ Add diversion point(s) ☐ on Permit No. _____

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

1. Name Of Applicant City of Volga Phone No. 627-9113

Post Office Address 202 Kasan Ave., Volga State South Dakota 57071
(Street, RR, or Box) (City) Zip Code

2. Amount of water claimed (c.f.s.) ~~2.80 cfs~~ 1,216 ac-ft

3. Source of water supply Wells - Big Sioux Aquifer

4. Location of point of diversion N 1/2, SW 1/4 Sec. 22, T110N, R51W - SW 1/4, SW 1/4 Sec. 22, T110N, R51W

5. Counties where water will be used Brookings

6. Annual Period during which water is to be used Continuous 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).

Future supplement to municipal supply and future requirements of the Soybean Plant and Soybean Refinery.

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

STATE OF SOUTH DAKOTA)
County of BROOKINGS) ss

I, Bill Riechers Mayor, City of Volga 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.

Subscribed and sworn to before me this 3rd day of May 19 95

Signed Bill Riechers
Marcia J. Thompson
Notary Public
My Comm. Expires 10-20-2002



STATE OF SOUTH DAKOTA

SS

COUNTY OF BROOKINGS

I, DARYL ENGLUND, A REGISTERED LAND SURVEYOR IN THE STATE OF SOUTH DAKOTA DO HEREBY CERTIFY THAT AT THE REQUEST OF THE CITY OF VOLGA, SOUTH DAKOTA, I DID PREPARE THE ATTACHED MAP FROM EXISTING INFORMATION AND THAT SAID MAP IS A TRUE REPRESENTATION FOR WHICH APPLICATION FOR A FUTURE WATER RIGHT, TO WITHDRAW UNDERGROUND WATERS FOR MUNICIPAL WATER SUPPLY PURPOSES IS MADE, AND THAT THIS MAP IS A TRUE REPRESENTATION THEREOF.

IN WITNESS WHEREOF, I HAVE SET MY HAND AND SEAL THIS 15th DAY OF March, A.D. 19 95.

Daryl Englund Reg. No. 2846
REGISTERED LAND SURVEYOR

STATE OF SOUTH DAKOTA

SS

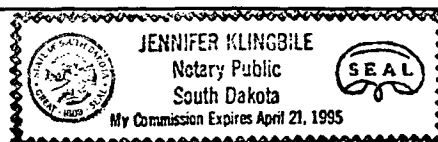
COUNTY OF BROOKINGS

ON THIS DAY, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC WITHIN AND FOR SAID STATE AND COUNTY, PERSONALLY APPEARED DARYL ENGLUND, KNOWN TO ME TO BE THE PERSON WHO EXECUTED THE FOREGOING SURVEYOR'S CERTIFICATE AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

WITNESS MY HAND AND SEAL THIS 15th DAY OF March, A.D. 19 95.

Jennifer Klingbile
NOTARY PUBLIC

MY COMMISSION EXPIRES



Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter 24 inch Depth 55 ± feet
- b) Casing Type steel Diameter 18 inch Thickness 1/2 inch
- c) Screen Type stainless steel Diameter 18 inch Thickness 3/8 inch
- d) Gravel Pack Thickness 3 inches Length of Gravel Pack 35 feet
- e) Depth to Top of Water Bearing Material 16' ±
- f) Depth to Water (ground surface to water level) 16' ±
- g) Distance to nearest existing domestic well:
- On applicants property 500 feet On property owned by others 1/2 mile

2. Dugout Information Estimates

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

3. Water Storage Dams

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

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

- b) Freeboard _____
- c) Crest Width _____
Crest Length _____
- d) Height _____
- e) Primary Outlet Capacity _____
If Pipe, diameter _____
- f) Secondary Spillway Capacity _____
Spillway width _____
- g) X & Y Slope
Upstream _____
Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Bill Richers - SWM
Signature of Applicant

**SOUTH DAKOTA
FUTURE USE PERMIT NO. 5875-3**

Date of first receipt of application May 4, 1995.

Date of return to applicant for corrections, amendments or changes May 17, 1995.

Date of receipt of corrected application July 26, 1995.

The Chief Engineer, on behalf of the Water Management Board, issues Future Use Permit No. 5875-3 to the City of Volga, 202 Kasan Ave, Volga SD 57071 subject to the following limitations, conditions and qualifications:

1. Future Use Permit No. 5875-3 reserves 1,216 acre-feet of water annually from groundwater (Big Sioux Brookings Aquifer). The area to be reserved for future water use is to be located in the N 1/2 SW 1/4, SW 1/4 SW 1/4 Section 22-T110N-R51W. This permit does not authorize construction of works or application of water to beneficial use.
2. The water appropriated shall be used for the purpose of supplying water to the City of Volga and may not exceed the amount of water needed for beneficial use for municipal 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. 5875-3 is September 25, 1995.
5. The date from which applicant may claim right is July 26, 1995.
6. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

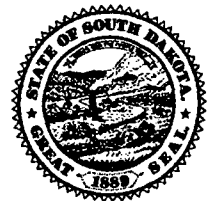
1. Permit No. 5875-3 reserves 1,216 acre-feet annually from the Big Sioux Brookings Aquifer. Wells will be approximately 55 feet deep.
2. Future Use Permit No. 5875-3 is approved with the stipulation that the Permit to appropriate water is subject to review by the Water Management Board as to accomplishment thereunder upon expiration of seven (7) years.
3. At such time as definite plans are made to construct works and put the water reserved by this Permit to beneficial use, specific application for all or any part of the reserved water must be submitted prior to construction of facilities pursuant to SDCL 46-5-38.1.

WATER MANAGEMENT BOARD

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

DEC 18 1995

date



**CITY OF VOLGA, SOUTH DAKOTA
WATER RIGHTS APPLICATION**

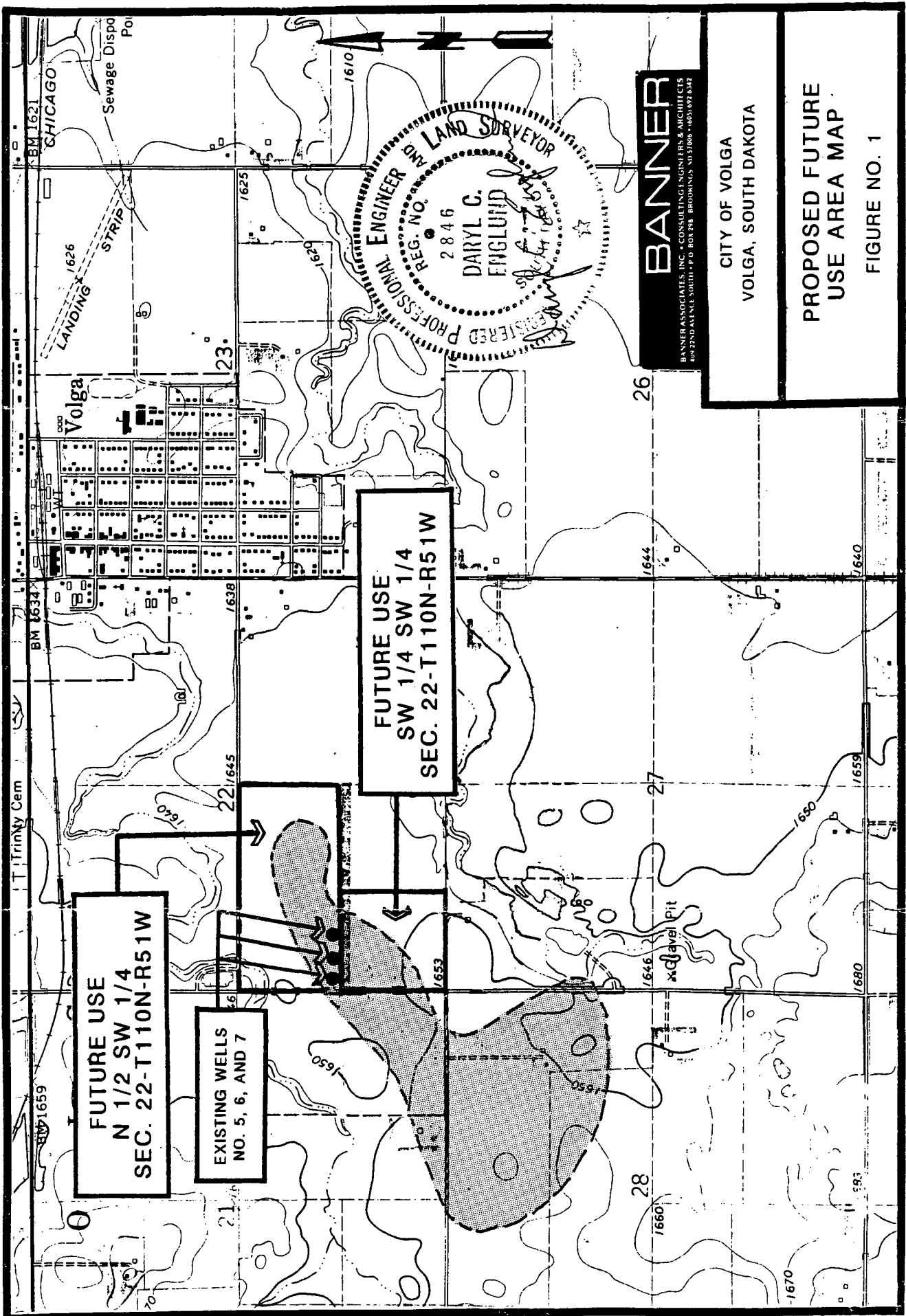


SUMMARY:

The City of Volga is undergoing studies to determine its ability to provide for the current, immediate future, and future water needs of its domestic, commercial, and industrial water users. The City of Volga currently has one industry, Land 'o Lakes, that is a large volume water user. A soybean processing cooperative has announced its intentions to locate a new processing facility near the City of Volga. There is also a possibility that a soybean oil refinery may be located near the processing facility. If one or both of these facilities come to fruition, the City of Volga will not be able to provide for the water needs of the industry(ies) without expansion of the existing well fields and distribution systems. The City of Volga's current well field consists of three wells generally located along the 1/16th line of the SW Quarter of Section 22, T110N, R51W all in Brookings County, South Dakota. At this time the City of Volga is requesting the water rights for one well and future water rights for three additional wells. The proposed locations for the new wells are all within the SW 1/4 of Section 22, T110N, R51W, in Brookings County, South Dakota.

During the Summer of 1969, the South Dakota Geological Survey conducted field investigations near the City of Volga for the purpose of assisting the city in locating a future water supply. The results of these investigations were presented in "Special Report 51 - Ground-Water Investigation for the City of Volga", by Assad Barari of the South Dakota Geological Survey. The report was published in January, 1971. The City of Volga has developed its wellfield in the vicinity of the area recommended by this report for development of a water supply. The proposed locations of new wells, for which the City of Volga wishes to secure water rights, are also located within the water supply development area recommended by the above referenced report. A layout map of the existing and proposed well locations is attached to this summary.

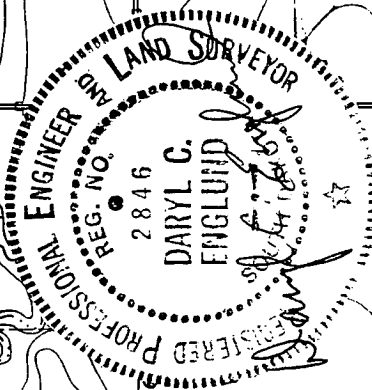
The City of Volga is working with the landowners to secure necessary access to the property (temporary or permanent), construction and utility easements, etc. to develop additional wells and support facilities (i.e. piping, etc.) that are considered necessary to provide for the current and future water demands of the Volga Water Treatment Facilities. The City of Volga understands that physical access to the property intended for development of future wells must be established in order to obtain rights to the water.



FUTURE USE
SW 1/4 SW 1/4
SEC. 22-T110N-R51W

FUTURE USE
N 1/2 SW 1/4
SEC. 22-T110N-R51W

EXISTING WELLS
NO. 5, 6, AND 7



BANNER

BANNER ASSOCIATES, INC. • CONSULTING ENGINEERS & ARCHITECTS
809 22ND AVENUE SOUTH • P.O. BOX 798 • BROOKINGS SD 57009 • (605) 697-8342

CITY OF VOLGA
VOLGA, SOUTH DAKOTA

PROPOSED FUTURE
USE AREA MAP

FIGURE NO. 1



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 17, 1995

Bill Riechers, Mayor
City of Volga
202 Kasan Ave
Volga SD 57071

Dear Mayor Riechers:

We have received the two water permit applications for the City of Volga. In regard to future use permit application, future use permits are quantified on an acre-feet basis to an amount two times the annual amount currently being put to beneficial use. A general rule of 60% of the pumping rate is used when converting a pump rate to acre-feet. The 2.80 cubic feet of water per second which is requested on the application, would convert to 2,027 acre-feet. Sixty percent of 2,027 would be approximately 1,216 acre-feet. Do you concur with this change on the application?

The application filing fee for this application will be based on the amount of water claimed. The filing fee if the City applies to reserve 1,216 acre-feet for future use will be \$45.00.

In regard to the water permit application for 0.56 cubic feet of water per second, the filing fee will be \$275.00. A copy of a well log signed by a licensed well driller will need to be submitted for the proposed well.

Upon clarification of the amount of water claimed on the future use application, the well completion report and the filing fees, further processing of the applications will continue. If you have any questions, please contact Eric Gronlund or myself.

Sincerely,

A handwritten signature in cursive script that reads "Karen Schlaak".

Karen Schlaak
Environmental Scientist
Water Rights Division
605 773-3352

cy: Daryl C. Englund, Banner Associates, Inc.

City of Volga

mayor

finance officer

utilities department

May 23, 1995



Karen Schlaak
Environmental Scientist
Water Rights Division

Dear Karen:

For our future use water permit application, we agree the change on the application would be 1216 acre-feet. Enclosed please find the filing fee of \$45.00 for the future use permit.

We are waiting to hear from the South Dakota Soybean Processors as to the amount of water they would need and the future date they would need it or if they will need any at all. When their decision is made and the private land where the well would sit is leased or purchased, and bids for well drillers are completed, the filing fee and copy of well log will be forwarded.

Any questions regarding these matters should be directed to Steve Mayer at the Volga City Finance Office, phone 605-627-9113.

Sincerely,

A handwritten signature in cursive script that reads "Steven W. Meyer".

Steven W. Meyer
Utilities Supt.

RECEIPT

414508

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, May 25, 19 95

RECEIVED OF City of Volga, Volga, SD 57071

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

Fee for Application for Permit No. <u>5875-3</u> to Appropriate Water, to construct and to put water to beneficial use _____	45	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	45 00

By John Hatch
Chief Engineer

Water Rights Division - DENR
Conversation File Documentation

NAME OF PERSON OR FILE: City of Volga water permit application

ADDRESS: COUNTY: Brookings

DATE: 7/26/95

TELEPHONE: 627-9240

RE: Conversation with Mayor Bill Riechers and Steve Meyers, Water Supt.

COMMENTS:

I contacted Mayor Riechers regarding the City of Volga's water permit application and future use application. He got Steve Meyers on the line. I stated that the future use permit was complete but we had been waiting for the water permit application to be completed so that we could process them together. The applications had been in the pending file for the two months with no action being taken, so I was contacting them to find out the status of the applications.

They stated the new water permit application is dependent on the Soybean Processing Plant's needs. Since they are still doing some test drilling, etc., Mayor Riechers and Mr. Meyers stated that this application should remain on hold. They will contact us when they decide to proceed with the application and submit the application filing fee.

They asked that we move forward on processing the future use permit application.

Mayor Riechers, who is also involved in the processing plant, stated the plant would be applying for a water permit for standby purposes.

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 Hembach

REPORT ON FUTURE USE WATER PERMIT APPLICATION NO. 5875-3
for the City of Volga
August 9, 1995

Application No. 5875-3 is a request to appropriate for future use 1,216 acre feet of water annually from groundwater. The area specified for future use is to be located in the N 1/2 SW 1/4, SW 1/4 SW 1/4 of section 22, T110N R51W in Brookings County. The water is to be reserved for the purpose of providing future water supplies for the City of Volga. This application does not authorize construction of works or application of water to beneficial use.

AQUIFER - BIG SIOUX BROOKINGS (BS-B)

The Big Sioux Brookings is a predominantly surficial glacial outwash (sand and gravel) which is under unconfined or water table conditions in the area of this application. The aquifer underlies 540 square miles and contains an estimated 2.0 million acre feet of water in storage in Brookings and Kingsbury counties (Hamilton, 1989). A study conducted by the SDGS for the City of Volga in 1970 identified the SW 1/4 of section 22, the SE 1/4 of section 21 and the NW 1/4 of section 28 as potentially the best area for water development (Barari, 1971). This area contains the portion of the aquifer with the greatest saturated thickness.

The Water Rights Program monitors 3 observation wells located within two miles of this area and completed into the Big Sioux Brookings aquifer. Water levels for these wells show good correlation with climatic conditions, that is, rising water levels during wet years and gradually declining water levels during dry years. Hydrographs for these three wells (BG-77M, BG-77P and BG-77N) are included with this report. In general, the water level record indicates that the aquifer is capable of sustaining additional withdrawals (Water Rights, 1995).

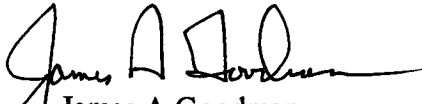
REVIEW OF EXISTING WATER PERMITS/RIGHTS

The City of Volga currently has 3 municipal wells within this proposed future use area. These are wells Nos. 5, 6 and 7 and are covered by Water Right No. 1759-3 and Water Permit No. 5167-3. Well No. 5 and No. 6 combined are licensed for 400 gpm (0.89 cfs). Well No. 7 is permitted for 200 gpm (0.45 cfs). These wells are approximately 400 feet apart. Interference will occur. That is, drawdown caused by pumping probably extends to the other wells but this is apparently not a problem at this time. If and when the City would further develop this area spacing of the wells would have to be a consideration.

CONCLUSIONS

1. Water is available from the Big Sioux Brookings aquifer.
2. Recharge to the aquifer is sufficient to fulfill the demands of this application. When an application is made to put this water to beneficial use, spacing of individual wells will need to be considered. It may not be possible to obtain all the water reserved by this application from within the future use area as designated in the application.

3. Hydrographs submitted with this report indicate that the aquifer is capable of additional withdrawals.



James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

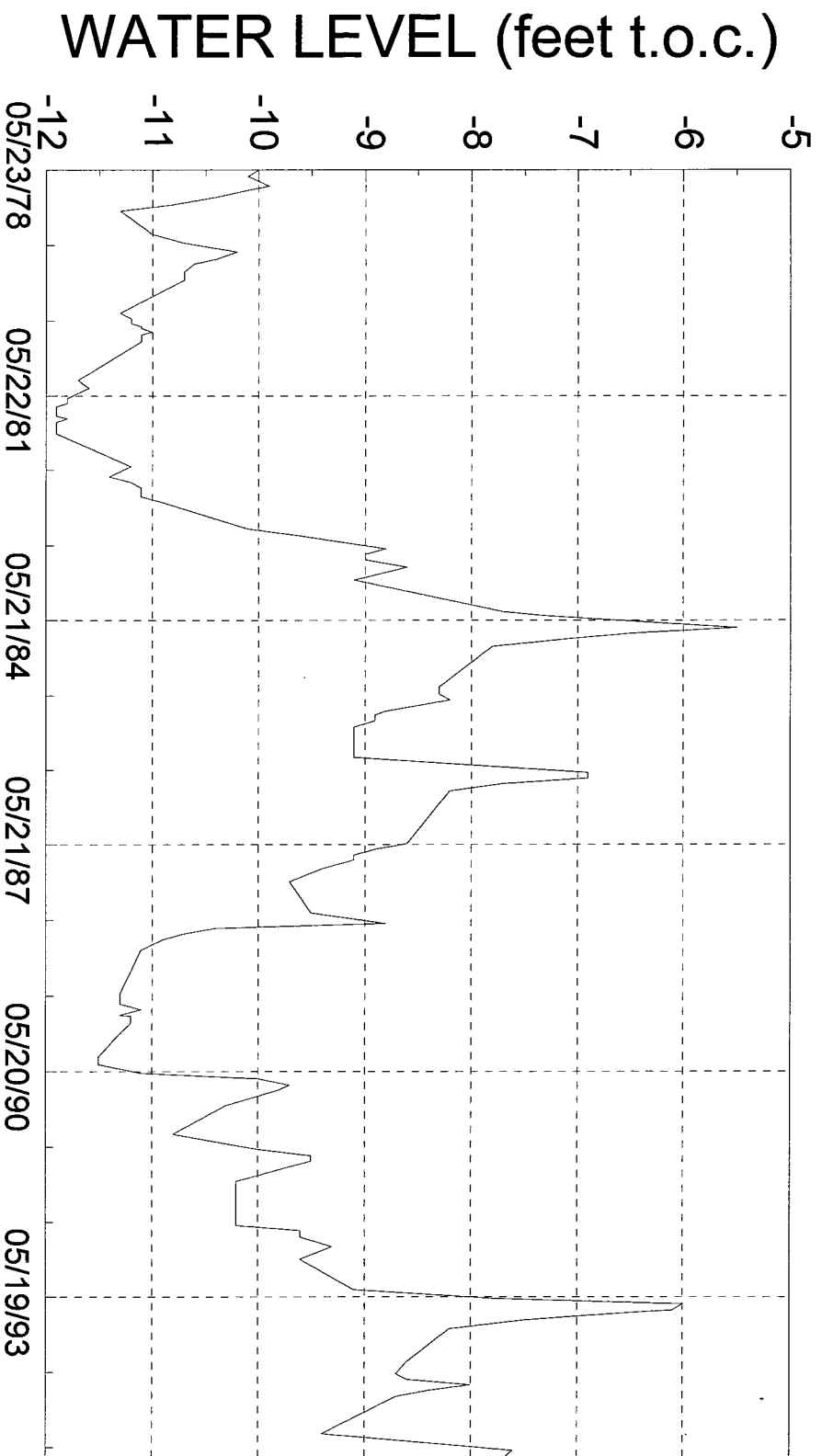
Barari, A., 1971, Ground-Water Investigation for the City of Volga, South Dakota, Special Report 51, SD DENR, SDGS, Vermillion, SD, 57069.

Hamilton, L.J., 1989, Water Resources of Brookings and Kingsbury Counties, South Dakota, WRI 88-4185, USGS, Huron, SD, 57350.

Water Rights, 1995, Unpublished Observation Well Data for Brookings County, SD DENR, Division of Environmental Services, Water Rights Program, Pierre, SD, 57501.

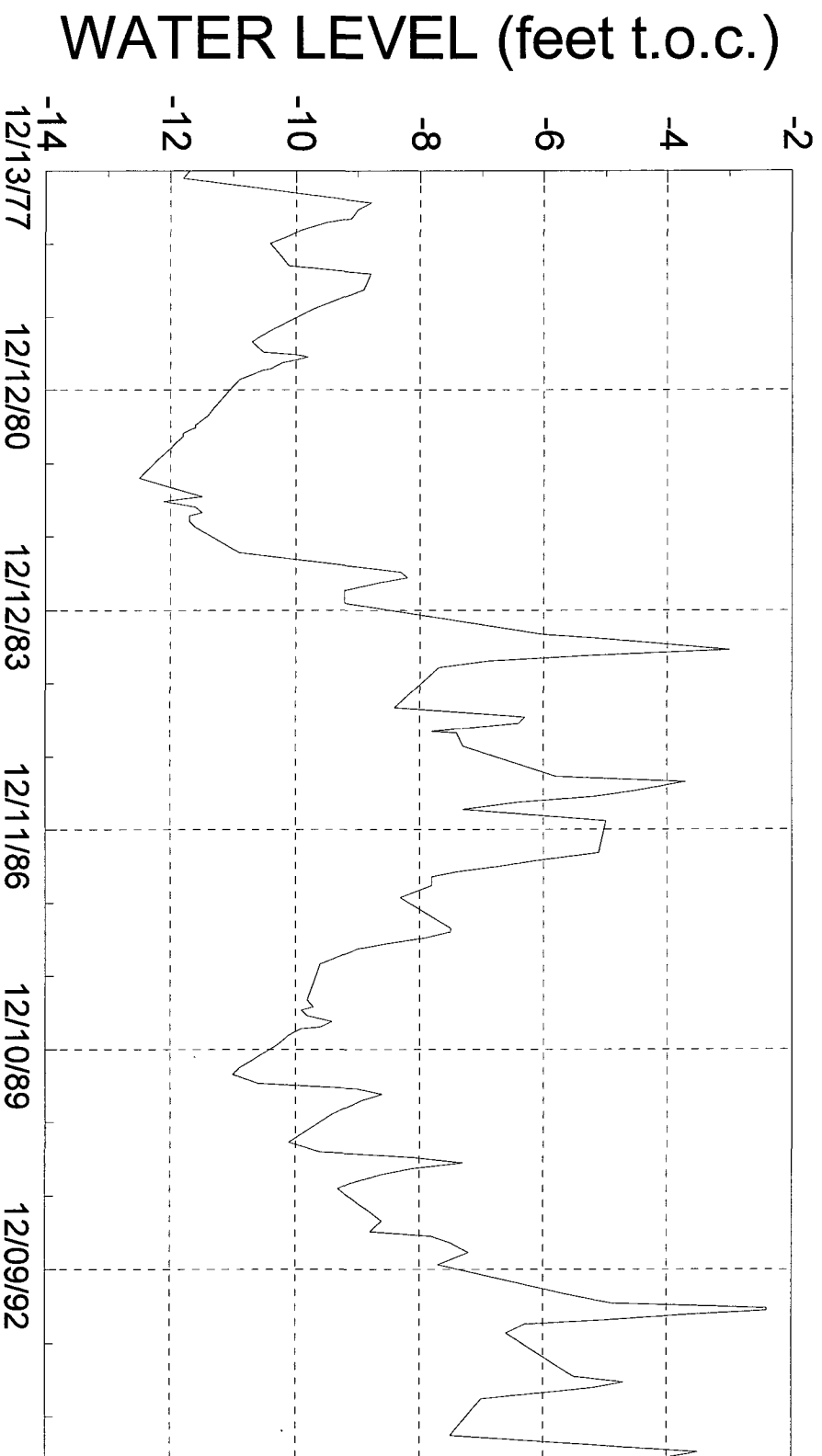
WATER RIGHTS OBSERVATION WELL

BG-77P



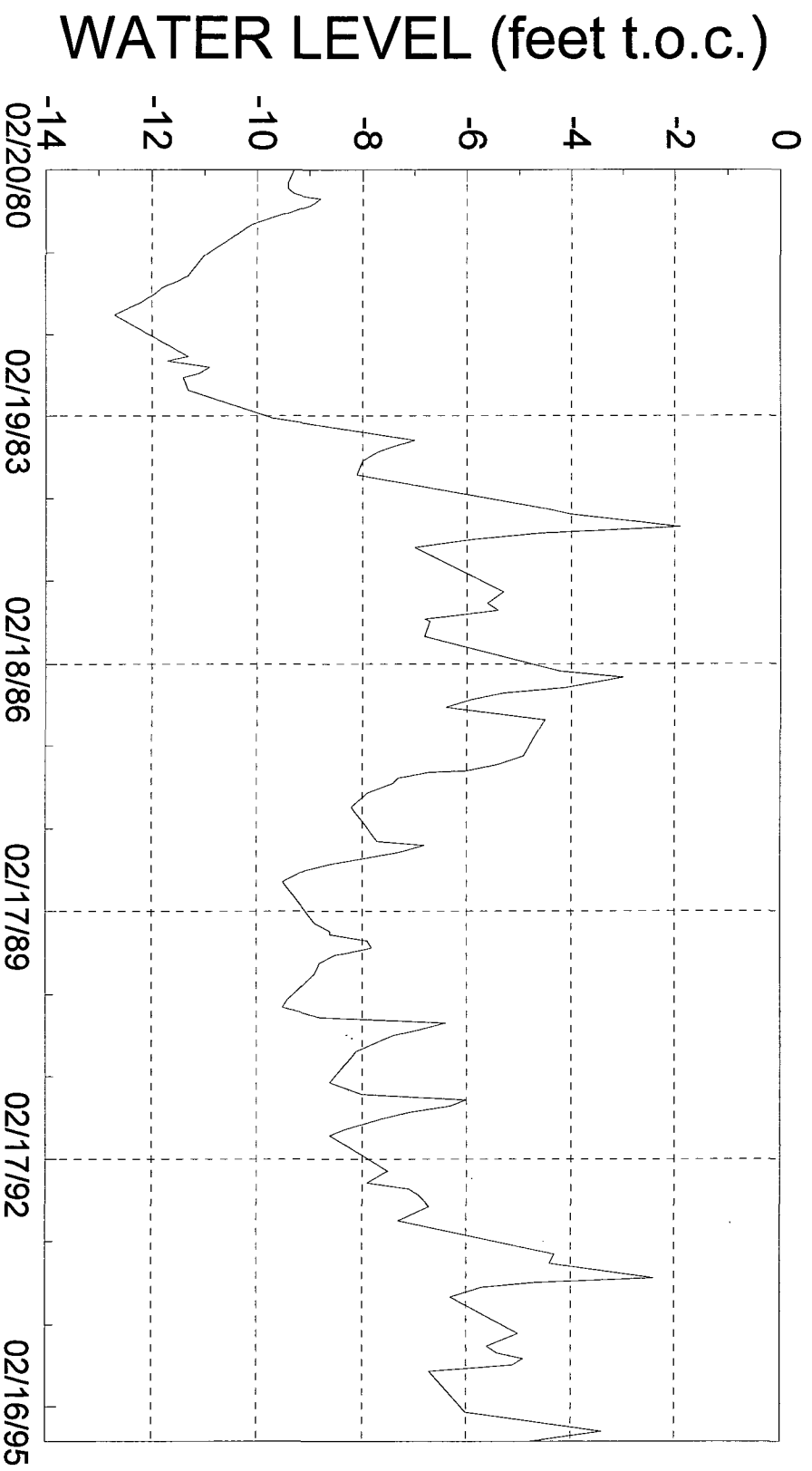
WATER RIGHTS OBSERVATION WELL

BG-77M



WATER RIGHTS OBSERVATION WELL

BG-77N



**RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE
USE WATER PERMIT APPLICATION NO. 5875-3, City of Volga**

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 Future Use Water Permit Application No. 5875-3, City of Volga, c/o Mayor Bill Riechers, 202 Kasan Avenue, Volga, SD 57071.

The Chief Engineer is recommending APPROVAL of Application No. 5875-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) that the quantity of water reserved will be needed by the City of Volga, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

1. Permit No. 5875-3 reserves 1216 acre-feet annually from the Big Sioux Brookings Aquifer. Wells will be approximately 55 feet deep.
2. Future Use Permit No. 5875-3 is approved with the stipulation that the Permit to appropriate water is subject to review by the Water Management Board as to accomplishment thereunder upon expiration of seven (7) years.
3. At such time as definite plans are made to construct works and put the water reserved by this Permit to beneficial use, specific application for all or any part of the reserved water must be submitted prior to construction of facilities pursuant to SDCL 46-5-38.1.

See report on application for additional information.



JOHN HATCH, Chief Engineer
August 14, 1995



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

August 31, 1995

Bill Riechers, Mayor
City of Volga
202 Kasan Avenue
Volga, SD 57071

Dear Mr. Riechers:

Water Permit Application No. 5875-3 for future 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 Volga Tribune printed at Volga, SD (Ph # 605-627-9471). For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Hearing and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

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.

c: Daryl C. Englund, Banner Associates, Inc., PO Box 298, Brookings, SD 57006



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 30, 1995

Volga Tribune
Box 18
Volga, SD 57071-0018

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5875-3 to be published twice. Please publish the first notice on September 6, 1995, with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is the City of Volga, c/o Mayor Bill Riechers, 202 Kasan Avenue, Volga, SD 57071 (Ph # 605-627-9113).

A copy of BOTH publications must be SENT to the WATER RIGHTS PROGRAM. 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 Program
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

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

Name

Newspaper

Instruction to Newspaper - Publish first Notice on September 6, 1995, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 5875-3 to Reserve Water for Future Use

Notice is given that the City of Volga, 202, Kasan Avenue, Volga, SD 57071 has filed an application for a future use water permit to appropriate 1,216 acre-feet of water annually from groundwater (Big Sioux Brookings Aquifer). The area to be reserved for future water use is to be located in the N 1/2 SW 1/4, SW 1/4 SW 1/4 Section 22-T110N-R51W. The water is to be reserved for the purpose of providing future water supplies to the City of Volga. This application does not authorize construction of works or application of water to beneficial use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Future Use Application No. 5875-3 because 1) unappropriated water is available, 2) that the quantity of water reserved will be needed by the City of Volga, 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 September 25, 1995.

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. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.

Legal 0309 2xV, 9-7, 9-14
**NOTICE OF APPLICATION NO.
 5875-3 to Reserved Water for
 Future Use**

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County of Brookings) SSI, Chris Schumacher

certify that the attached printed Notice was

taken from the Volga Tribuneprinted and published in VolgaCounty of Brookings and State ofSouth Dakota. The notice was published in
the newspaper on the following two dates:September 7, 1995September 14, 1995Cost of Printing: \$46.05C. Schumacher
(Signature)Publisher
(Title)9-14-95
(Date Signed)

Notice is given that the City of Volga, 202, Kasan Avenue, Volga, SD 57071 has filed an application for a future use water permit to appropriate 1,216 acre-feet of water annually from groundwater (Big Sioux Brookings Aquifer). The area to be reserved for future water use is to be located in the N 1/2 SW 1/4, SW 1/4 SW 1/4 Section 22-T110N-R51W. The water is to be reserved for the purpose of providing future water supplies to the City of Volga. This application does not authorize construction of works or application of water to beneficial use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Future Use Application No. 5875-3 because 1) unappropriated water is available, 2) that the quantity of water reserved will be needed by the City of Volga, 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 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 September 25, 1995.

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.

Nettie H. Myers, Secretary
 Department of Environment and
 Natural Resources



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

DEC 18 1995

Marcia Thompson, Finance Officer
City of Volga
202 Kasan Avenue
Volga, SD 57071

Dear Ms. Thompson:

Enclosed is Future Use Permit No. 5875-3, as approved by the Water Management Board.

When plans for facilities are prepared to put any portion of the water granted in the future use permits to beneficial use, an application covering such facilities and water use should be submitted to this office before construction is initiated.

Very truly yours,

A handwritten signature in cursive script, appearing to read "John Hatch".

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

Enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

July 2, 2002

City of Volga
Marcia L Thompson, Finance Officer
PO Box 217
Volga SD 57071-0217

Dear Ms. Thompson:

I am writing in regard to the seven year review of Future Use Water Permit No. 5875-3 from the Big Sioux Brookings Aquifer which is held by the City of Volga. By law, all future use permits are to be reviewed by the Water Management Board every seven years. The permit reserves water for future water supply needs for the city. Currently, our records show that 572 acre-feet remain in reserve under this future use permit that was issued in 1995.

Please respond in writing by August 1, 2002, regarding the city's intention for the future use permit. If the city plans to retain the permit, then the response should outline a reasonable need for retaining the future use permit, including an estimate of future needs.

Permit No. 5875-3 will then be public noticed at the city's expense and scheduled for review before the Water Management Board pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve.

Please contact Eric Gronlund or me, if you have any questions.

Sincerely,

Karen Schlaak

Karen Schlaak
Environmental Scientist
Water Rights Program
605 773-3352

City of Volga

mayor

finance officer

utilities department

July 22, 2002

RECEIVED

JUL 24 2002

WATER RIGHTS
PROGRAM

Karen Schlaak
Environmental Scientist
SD-DENR
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3182

Dear Ms. Schlaak:

This letter is in regard to the seven year review of the Future Use Water Permit number 5875-3, held by the City of Volga.

It is the City's intention to retain the 572 acre-feet which remains in reserve under this future use permit. As our town continues to grow and the South Dakota Soybean Processing Plant continues to expand, our water use will also increase. As the dry weather continues and as people continue to water their lawns, our water consumption is approaching 90-95% of capacity. With these things in mind, the City of Volga may need to tap into the remaining reserve in the very near future.

Thank you for your consideration in this matter.

Sincerely,



George Albright, Mayor
City of Volga, SD



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT
NO. 5875-3, City of Volga SD**

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 Future Use Water Permit No. 5875-3, City of Volga, PO Box 217, Volga SD 57071-0217.

The Chief Engineer is recommending that Future Use Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 5875-3, 2) the city has demonstrated a reasonable need for the water reserved by Permit No. 5875-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest.

Maintaining the effectiveness of Future Use Permit No. 5875-3 is subject to payment of the \$30.00 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the city after the Board hearing.

Garland Erbele, Chief Engineer
August 9, 2002



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 9, 2002

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

City of Volga
George Albright, Mayor
PO Box 217
Volga SD 57071-0217

Dear Mayor Albright:

Future Use Permit No. 5875-3 will be reviewed for progress in the development and future plans for use of the water reserved. Water rights law requires publication of a notice in the county where water will be diverted or used. The notice of this review has been sent to the Publisher of the Volga Tribune (Phone #627-9471). For your information, a copy of the recommendation of the Chief Engineer is enclosed. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

BE SURE TO CONTACT THE ABOVE NEWSPAPER IMMEDIATELY TO AUTHORIZE PUBLICATION OF THE NOTICE OF HEARING AND TO ARRANGE FOR PAYMENT. Early contact with the paper can eliminate delays. The publisher has been instructed to publish the notice once each week for two consecutive weeks with the last publication to occur at least twenty days before the board meeting. We must receive Proof of Publication before the future use review can be considered by the Water Management Board.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

Instruction to Newspaper-Publish first publication of the following Notice on August 15, 2002 with 2nd publication 7 days later. The City of Volga is responsible for payment.

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 5875-3

Notice is given that the Water Management Board will review Future Use Permit No. 5875-3 held by the City of Volga, PO Box 217, Volga SD 57971 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 5875-3. This permit was approved in 1995 and currently reserves 572 acre feet from groundwater (Big Sioux Brooking Aquifer to be located in the N ½ SW ¼, SW ¼ SW ¼ Section 22-T110N-R51W).

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 5875-3 at the Floyd Mathew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD on September 25, 2002 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 13, 2002. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holders mailing address is given above. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 5875-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

This hearing may be an adversarial proceeding. The permit owner or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 773-3352) by September 13, 2002. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 13, 2002. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Affidavit of Publication

STATE OF SOUTH DAKOTA,

SS.

County of Brookings

Christopher J. Schumacher, being first duly sworn, on oath says that he is the publisher of the Volga Tribune, a weekly newspaper published in Volga, said County of Brookings, and has full personal knowledge of all the facts herein stated; that said newspaper is a legal newspaper and has a bona-fide circulation of at least two hundred copies weekly, and has been published within said county for fifty-one 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

Dept. of Envir. & Natural
Resources - Notice of
Hearing to Review ...

Legal #1865, a printed copy of which, taken from the paper in which the same was published, it attached to this sheet, and is made a part of this 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:

Aug 15, 2002; _____, 20____
Aug 22, 2002; _____, 20____
_____, 20____; _____, 20____
_____, 20____; _____, 20____
_____, 20____; _____, 20____

that the full amount of the fees for the publication of the annexed notice is \$ 58.07

C. Schumacher
Subscribed and sworn to before me this 22nd

day of August, 2002.

Phyllis K. Morris
(105)

Notary Public
County of Brookings, South Dakota

Legal 1965 2xV, 8-15, 8-22 NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 58765-3

Notice is given that the Water Management Board will review Future Use Permit No. 5875-3 held by the City of Volga, PO Box 217, Volga, SD 57071 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 5875-3. This permit was approved in 1995 and currently reserves 572 acre feet from groundwater (Big Sioux Brooking Aquifer to be located in the N 1/2 SW 1/4, SW 1/4 SW 1/4 Section 22-T110N-R51W.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 5875-3 at the Floyd Mathew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD on September 25, 2002 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 13, 2002. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre, SD 57501 (605 73-3352) and the permit holders mailing address is given above. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 5875-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

This hearing may be an adversarial proceeding. The permit owner or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided as law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 73-3352) by September 13, 2002. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 13, 2002.

s/Steven M. Pirner, Secretary
Department of Environment
and Natural Resources



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

September 27, 2002

NOTICE

City of Volga
Marcia L Thompson, Finance Officer
PO Box 217
Volga SD 57071-0217

Dear Ms. Thompson:

I am writing in response to action taken by the Water Management Board at the hearing on September 25, 2002 to review Future Use Permit No. 5875-3. The Board allowed the permit to remain in effect for 572 acre-feet of water annually. Future Use Permit No. 5875-3 is subject to another review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 5875-3 is \$30.00 pursuant to SDCL 46-2-13(2). Please remit the fee within 60 days.

Please contact Eric Gronlund, staff engineer, if you have any questions.

Sincerely,

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

CERTIFICATION

I hereby certify that on September 27, 2002, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated September 27, 2002 regarding Notice of Future Use Permit No. 5875-3 fee addressed as stated below:

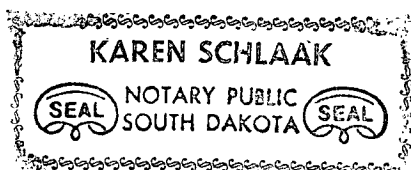
City of Volga
Marcia L Thompson, Finance Officer
PO Box 217
Volga, sD 57071-0217


Eric Gronlund
Natural Resource Engineer
Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 27th day of September, 2002.


Karen Schlaak
Notary Public
My Commission expires April 1, 2007



RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date October 10, 20 02

RECEIVED OF City of Volga, PO Box 117, Volga SD 57071

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. <u>5875-3</u> after period of seven years.	20	00
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	30.00

No.

0000011

By

Darlene Ebele
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

July 22, 2009

City of Volga
Nicole Rawden, Finance Officer
PO Box 217
Volga SD 57071

Dear Ms. Rawden:

I am writing in regard to the seven year review of Future Use Water Permit No. 5875-3 from groundwater (Big Sioux Brookings Aquifer) which is held by the City of Volga. By law, all future use permits are to be reviewed by the Water Management Board every seven years to determine whether a reasonable need exists for the reserved water. The permit reserves water for future water supply needs for the city. Currently, our records show that 572 acre-feet remain in reserve under this future use permit that was issued in 1995 and last reviewed in 2002.

Please respond in writing by September 1, 2009, regarding the city's intention for the future use permit. If the city plans to retain the permit, then the response should outline a reasonable need for retaining the future use permit, including an estimate of future needs.

Permit No. 5875-3 will then be public noticed at the city's expense and scheduled for review before the Water Management Board pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

Karen Schlaak
Environmental Scientist
Water Rights Program
605 773-3352
karen.schlaak@state.sd.us



RECEIVED

AUG 17 2009

WATER RIGHTS
PROGRAM

August 11, 2009

Karen Schlaak
Water Rights Program
SD-DENR
Joe Foss Bldg.
523 East Capitol
Pierre, SD 57501-3182

Dear Ms. Schlaak:

This letter is in regards to the Future Use Water Permit number 5875-3, held by the City of Volga.

It is the City of Volga's intention to retain the 572 acre-feet which remains in reserve under the future use permit. Our city continues to grow in population and recent commercial businesses such as Rexcon Concrete and Pioneer Research use a substantial amount of water. South Dakota Soybean Processing Plant uses about half of our daily consumption, and with future expansion they would need a large amount of water.

With the above mentioned things in mind, the City of Volga may need to tap into this reserve in the near future. Thank you for your consideration.

Sincerely,

Steve Meyer
Volga City Administrator



**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 FUTURE USE WATER PERMIT
NO. 5875-3, City of Volga SD**

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 Future Use Water Permit No. 5875-3, City of Volga, PO Box 217, Volga SD 57071.

The Chief Engineer is recommending that Future Use Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 5875-3, 2) the City has demonstrated a reasonable need for the water reserved by Permit No. 5875-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest.

Maintaining the effectiveness of Future Use Permit No. 5875-3 is subject to payment of the \$105.00 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the City after the Board hearing.

Garland Erbele, Chief Engineer
August 25, 2009



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 25, 2009

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

City of Volga
Steve Meyer, City Administrator
PO Box 217
Volga SD 57071

Dear Mr. Meyer:

Future Use Permit No. 5875-3 will be reviewed for progress in the development and future plans for use of the water reserved. Water rights law requires publication of a notice in the county where water will be diverted or used. The notice of this review has been sent to the Publisher of the Volga Tribune printed at Volga (Phone #605 627-9471). For your information, a copy of the Chief Engineer's recommendation is enclosed. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

BE SURE TO CONTACT THE ABOVE NEWSPAPER IMMEDIATELY TO AUTHORIZE PUBLICATION OF THE NOTICE OF HEARING AND TO ARRANGE FOR PAYMENT. Early contact with the paper can eliminate delays. The publisher has been instructed to publish the notice once each week for two consecutive weeks with the last publication to occur at least twenty days before the board meeting. We must receive Proof of Publication before the future use review can be considered by the Water Management Board.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

August 25, 2009

Volga Tribune
PO Box 18
Volga SD 57071-0018

Dear Sir:

Enclosed is a Notice of Hearing to Review Future Use Water Permit No. 5875-3 to be published twice. Please publish the first notice on September 3, 2009 with the second publication 7 days later. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at 605 773-3352.

The applicant must verify to you that the notice is to be published, before you make the first publication. **Please BILL the APPLICANT for the cost of publication.** The APPLICANT is the City of Volga, Steve Meyer, City Administrator, PO Box 217, Volga SD 57071.

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-----

Date _____

TO: Water Rights Program
Joe Foss Building
523 E Capitol
Pierre SD 57501-3181

We are in receipt of your letter of August 25, 2009 enclosing Notice of Hearing to Review Future Use Water Permit No. 5875-3 which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper

Instruction to Newspaper-Publish first publication of the following Notice on September 3, 2009 with 2nd publication 7 days later. The permit owner is responsible for payment. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352 or email: Karen.schlaak@state.sd.us.

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 5875-3

Notice is given that the Water Management Board will review Future Use Permit No. 5875-3 held by the City of Volga, PO Box 217, Volga SD 57071 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 5875-3. This permit was approved in 1995 currently reserves 572 acre-feet from groundwater (Big Sioux:Brookings Aquifer) located in the N ½ SW ¼, SW ¼ SW ¼ Section 22-T110N-R51W.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 5875-3 at 10:00 am on October 7, 2009 at Floyd Matthew Training Center, Joe Foss Bldg, 523 E Capitol, Pierre SD.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 28, 2009. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holders mailing address is given above. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 5875-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

This hearing may be an adversarial proceeding. The permit owner or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 773-3352) by September 28, 2009. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 28, 2009. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published twice at the total approximate cost of_____.

RECEIVED

SEP 21 2009

WATER RIGHTS
PROGRAM

Form 8

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County of Brookings) SS

I, C. Schumacher

certify that the attached printed Notice was

taken

from the Volga Tribune

printed and published in Volga

County of Brookings and

state of South Dakota. The notice was

published

in the newspaper on the following two dates:

September 3, 2009

September 10, 2009

Cost of Printing \$62.79

C. Schumacher

(Signature)

Owner / Publisher

(Title)

September 17, 2009

(Date Signed)

My Commission Expires

August 18, 2015

Margorie M. Hoff

Notary

Legal 3373 2xV, 9-3, 9-10

NOTICE OF HEARING TO REVIEW

FUTURE USE

WATER PERMIT NO. 5875-3

Notice is given that the Water

Management Board will review Fu-

ture Use Permit No. 5875-3 held by

the City of Volga, PO Box 217, Volga

SD 57071 for progress made in the

development of the water reserved

by the Permit and future plans for

development of the water reserved

by Permit No. 5875-3. This permit

was approved in 1995 currently re-

serves 572 acre-feet from ground-

water (Big Sioux:Brookings Aquifer)

located in the N 1/2 SW 1/4, SW 1/4

SW 1/4 Section 22-T110N-R51W.

Pursuant to SDCL 46-2A-2 the

Chief Engineer of the Water Rights

Program recommends that Permit

No. 5875-3 REMAIN IN EFFECT for

572 acre-feet annually because 1) the

reserved water may be developed, 2)

there is need for the reserved water 3)

the proposed use will be a beneficial

use and 4) it is in the public interest.

The Water Management Board

will conduct the hearing to review

Future Use Permit No. 5875-3 at

10:00 am on October 7, 2009 at

Floyd Matthew Training Center, Joe

Foss Bldg, 523 E Capitol, Pierre SD.

The recommendation of the Chief

Engineer is not final or binding upon

the Board and the Board is authorized

to 1) allow the permit to remain in ef-

fect, 2) amend the permit by adding

qualifications, 3) cancel the permit for

no development or no planned future

development, or 4) take no action af-

ter it reaches a conclusion based upon

facts presented at the public hearing.

Any interested person who may be af-

ected by a Board decision and who in-

tends to participate in the hearing be-

fore the Board and present evidence

or cross-examine witnesses accord-

ing to SDCL 1-26, must file a written

petition with BOTH the permit owner

and the Chief Engineer by Septem-

ber 28, 2009. The Chief Engineer's

address is "Water Rights Program",

Joe Foss Building, 523 E Capitol Ave,

Pierre SD 57501 (605 773-3352) and

the permit holders mailing address is

given above. The petition may be in-

formal, but it must include a statement

describing the petitioners interest in

the future use permit, the reasons for

petitioner's opposition to or support of

continuing the future use permit, and

the signature and mailing address of

the petitioner or his legal counsel

if legal counsel is obtained. The

permit owner need not file a petition.

The hearing to review Future

Use Permit No. 5875-3 will be

conducted pursuant to the provi-

sions of SDCL 46-1-14, 46-2-5,

46-2-9, 46-2-11, 46-5-38.1; Board

Rules ARSD 74:02:01:25.01 thru

74:02:01:25.03 and contested case

procedures contained in SDCL 1-26.

This hearing may be an adver-

sarial proceeding. The permit owner

or any person, after filing a petition,

has the right to be present or to be

represented by a lawyer. These

and other due process rights will be

forfeited if they are not exercised.

Decisions of the Board may be ap-

pealed to the Circuit Court and State

Supreme Court as provided by law.

Any person wishing a copy of the

Chief Engineer's recommendation,

further information on this permit, to

assure access to the hearing by the

handicapped or obtain an interpreter

for the hearing impaired may contact

Eric Gronlund, Water Rights Pro-

gram, (605 773-3352) by September

28, 2009. The time of the hearing

will be automatically delayed for at

least 20 days upon written request

of the permit owner or any person

who has filed a petition to oppose or

support continuance of the Future

Use Permit. The request for a delay

must be filed with the Chief Engineer

by September 28, 2009. Steven M.

Pirner, Secretary, Department of En-

vironment and Natural Resources.

Published twice at the total ap-

proximate cost of \$62.79



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

September 28, 2009

NOTICE

TO: City of Volga
Steve Meyer, City Administrator
PO Box 217
Volga SD 57071

FROM: Garland Erbele, Chief Engineer
Water Rights Program
605 773-3352

SUBJECT: Scheduled Time for Notice of Hearing to Review Future Use Permit No. 5875-3

The hearing time before the Water Management Board to consider review of Future Use Permit No. 5875-3 has changed from 10:00 am to 2:00 pm on Wednesday, October 7, 2009.

The Water Management Board will consider review of Future Use Permit No. 5875-3 at 2:00 pm on Wednesday, October 7, 2009, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Ave, Pierre SD.

Applicable provisions of the Notice of Hearing to Review Future Use Permit No. 5875-3 still apply.

CERTIFICATION

I hereby certify that on September 28, 2009, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated September 28, 2009 regarding notice of hearing change for future use permits addressed as stated below:

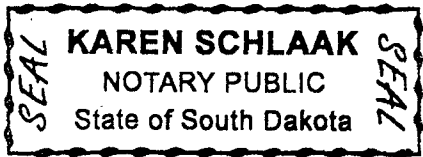
City of Sioux Falls, Randy Janssen, PO Box 7402, Sioux Falls SD 57117
Lewis & Clark Rural Water System, Troy Larson, 401 E 8th St # 306, Sioux Falls SD 57103
City of Volga, Steve Meyer, PO Box 217, Volga SD 57071


Gail Jacobson
Secretary
Water Rights

[illegible]

Sworn to, before me, this 28th day of September, 2009.

Karen Schlaak
Karen Schlaak
Notary Public
My Commission expires April 1, 2013





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

October 9, 2009

NOTICE

City of Volga
Nicole Rawden, Finance Officer
PO Box 217
Volga SD 57071

Dear Ms. Rawden:

I am writing in response to action taken by the Water Management Board at the hearing on October 7, 2009 to review Future Use Permit No. 5875-3. The Board allowed the permit to remain in effect for 572 acre-feet of water annually. Future Use Permit No. 5875-3 is subject to another review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 5875-3 is \$105.00 pursuant to SDCL 46-2-13(2). Please remit the fee within 60 days.

Please contact Eric Gronlund, staff engineer, if you have any questions.

Sincerely,

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

CERTIFICATION

I hereby certify that on October 9, 2009, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated October 9, 2009 regarding future use permits addressed as stated below:

City of Sioux Falls, Randy Janssen, PO Box 7402, Sioux Falls SD 57117-7402

Lewis & Clark Rural Water System Inc., Troy Larson, 401 E 8th St # 306, Sioux Falls SD 57103

City of Volga, Nicole Rawden, Finance Officer, PO Box 217, Volga SD 57071



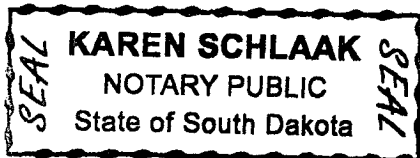
Gail Jacobson
Secretary
Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 13th day of October, 2009.



Karen Schlaak
Notary Public
My Commission expires April 1, 2013



RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 10/19, 20 09

RECEIVED OF City of Volga PO Box 217 Volga SD 57071

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	105 00	
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. <u>5875-3</u> 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	105 00

No. 04200

By Garland E. Schuler
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

July 25, 2016

City of Volga
Jameson Berreth, City Administrator
PO Box 217
Volga SD 57071

Dear Mr. Berreth:

I am writing in regard to the seven year review of Future Use Water Permit No. 5875-3 from groundwater (Bix Sioux:Brooking Aquifer) held by the City of Volga. By law, all future use permits are to be reviewed by the Water Management Board every seven years to determine whether a reasonable need exists for the reserved water. The permit reserves water for future water supply needs for the City. Currently, our records show that 572 acre-feet remain in reserve under this future use permit that was issued in 1995 and last reviewed in 2009.

Please respond in writing by September 1, 2016 regarding the City's intention for the future use permit. If the City plans to retain the permit, then the response should outline a reasonable need for retaining the future use permit, including an estimate of future needs.

Permit No. 5875-3 will then be public noticed at the City's expense and scheduled for review before the Water Management Board pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve. If the entire 572 acre-feet remain in reserve, the fee will be \$105.00.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352
karen.schlaak@state.sd.us



PO Box 217, Volga, South Dakota 57071 605.627.9113

RECEIVED
AUG - 2 2016
WATER RIGHTS
PROGRAM

July 29, 2016

Karen Schlaak
Water Rights Program
SD-DENR
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3182

Dear Ms. Schlaak:

This letter is in regards to the Future Use Water Permit number 5875-3, held by the City of Volga.

It is the City of Volga's intention to retain the 572 acre-feet which remains in reserve under the future use permit. Our city continues to grow in population with three new developments built in the last 4 years comprising of about 70 homes. More developments are also planned in the future. Additionally, commercial and industrial businesses are looking to relocate within the City. South Dakota Soybean Processing Plant uses about half of our daily water consumption, and any future expansion would require a larger amount of water.

With these things in mind, the City of Volga may need to tap into this reserve in the near future. Continuation of our permit helps us ensure that our water capacity remains at a sufficient level. Thank you for your consideration.

Sincerely,

Jameson Berreth
Volga City Administrator



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

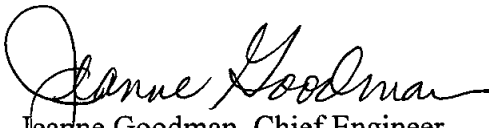
denr.sd.gov

RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT
NO. 5875-3, City of Volga SD

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 Future Use Water Permit No. 5875-3, City of Volga, c/o Jameson Berreth, City Administrator, PO Box 217, Volga SD 57071.

The Chief Engineer is recommending that Future Use Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 5875-3, 2) the City has demonstrated a reasonable need for the water reserved by Permit No. 5875-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest

Maintaining the effectiveness of Future Use Permit No. 5875-3 is subject to payment of the \$105.00 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the City after the Board hearing.


Jeanne Goodman, Chief Engineer
August 30, 2016



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

August 30, 2016

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

Jameson Berreth, City Administrator
City of Volga
PO Box 217
Volga SD 57071

Dear Mr. Berreth:

Future Use Permit No. 5875-3 will be reviewed for progress in the development and future plans for use of the water reserved. Water rights law requires publication of a notice the county where water will be diverted or used. Notice of this review has been sent to the Brookings Register. For your information, a copy of the Chief Engineer's recommendation is enclosed. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

In a previous phone conversation, I explained the requirement to publish the notice in the Brookings Register, a daily newspaper. If you choose to have the notice published in the Volga Tribune as well, please let me know. A copy of the notice can be emailed to them.

BE SURE TO CONTACT THE ABOVE NEWSPAPER(S) IMMEDIATELY TO AUTHORIZE PUBLICATION OF THE NOTICE OF HEARING AND TO ARRANGE FOR PAYMENT. Early contact with the paper can eliminate delays. The publisher has been instructed to publish this notice on September 8, 2016. We must receive Proof of Publication before the future use review can be considered by the Water Management Board.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

Schlaak, Karen

From: Schlaak, Karen
Sent: Tuesday, August 30, 2016 11:00 AM
To: 'ajorenby@brookingsregister.com'
Subject: 5875-3, City of Volga
Attachments: 5875-3.doc; FORM8.FRM.doc

Attached is a notice to be published on September 8, 2016.

Jameson Berreth, City Administrator, City of Volga, PO Box 217, Volga SD 57071 (605 627-9113) has been notified to contact you to authorize publication and arrange for payment.

Please send the affidavit or return the attached Proof of Publication form ASAP.

Let me know if you have questions. Please acknowledge receipt of this email.

Karen Schlaak
Water Rights Program
523 E Capitol Ave
Pierre SD 57501
Phone: 605 773-3352

Instruction to Newspaper-Publish the following Notice on September 8, 2016. The City of Volga is responsible for payment.

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 5875-3

Notice is given that the Water Management Board will review Future Use Permit No. 5875-3 held by the City of Volga, c/o Jameson Berreth, City Administrator, PO Box 217, Volga SD 57071 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 5875-3. This permit was approved 2009 and currently reserves 572 acre feet from groundwater (Big Sioux:Brookings Aquifer) located in the N 1/2 SW 1/4, SW 1/4 SW 1/4 Section 22-T110N-R51W.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 5875-3 at 10:30 am on October 13, 2016 at Floyd Matthew Training Center, Joe Foss Bldg, 523 E Capitol, Pierre SD.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing.

Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by October 3, 2016. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holder's mailing address is given above. The petition may be informal, but it must include a statement describing the petitioner's interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 5875-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

This hearing is an adversary proceeding. The permit owner or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 773-3352) by October 3, 2016. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit

owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by October 3, 2016.

According to SDCL 1-26-18.3, parties to a contested case may use the Office of Hearing Examiners to conduct a hearing if either a property right is being terminated or the dollar amount in controversy exceeds \$2,500.00. If any party chooses to use the Office of Hearing Examiners rather than the hearing procedure described above, then you need to notify the Chief Engineer (Water Rights Program 523 E Capitol Ave, Pierre SD) by September 19, 2016. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the approximate cost of_____.

RECEIVED

SEP 23 2016

Form 8

WATER RIGHTS
PROGRAM

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Brookings) SS

I, Katherine Foiles

certify that the attached printed Notice was
taken

from the September 8, 2016

Brookings Register

printed and published in Brookings, SD

County of Brookings and

state of South Dakota. The notice was
published

in the newspaper on the following date:

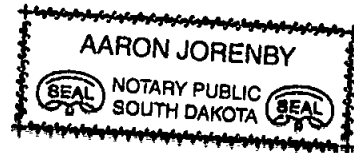
September 8, 2016

Cost of Printing \$41.44

[Signature]
(Signature)

Circulation Director
(Title)

8/31/16
(Date Signed)



[Signature]
Aaron Jorenby
Business Mgr.

Legal 556, 1x, 9/8
NOTICE OF HEARING
TO REVIEW FUTURE
USE WATER PERMIT
NO. 5875-3

Notice is given that the Water Management Board will review Future Use Permit No. 5875-3 held by the City of Volga, c/o Jameson Berreth, City Administrator, PO Box 217, Volga SD 57071 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 5875-3. This permit was approved 2009 and currently reserves 572 acre feet from groundwater (Big Sioux-Brookings Aquifer) located in the N 1/2 SW 1/4, SW 1/4 SW 1/4 Section 22-T110N-R51W. Pursuant to SDCL 46-

2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 5875-3 at 10:30 am on October 13, 2016 at Floyd Matthew Training Center, Joe Foss Bldg, 523 E Capitol, Pierre SD.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing.

Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by October 3, 2016. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holder's mailing address is given above. The petition may be informal, but it must include a statement describing the petitioner's interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 5875-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

This hearing is an adversary proceeding. The permit owner or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 773-3352) by October 3, 2016. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by October 3, 2016.

According to SDCL 1-26-18.3, parties to a contested case may use the Office of Hearing Examiners to conduct a hearing if either a property right is being terminated or the dollar amount in controversy exceeds \$2,500.00. If any party chooses to

use the Office of Hearing Examiners rather than the hearing procedure described above, then you need to notify the Chief Engineer (Water Rights Program 523 E Capitol Ave, Pierre SD) by September 19, 2016. Steven M. Pirner, Secretary, Department of Environment and Natural Resources. Published once at the total approximate cost of \$41.44.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

October 14, 2016

NOTICE OF ENTRY OF ORDER

Jameson Berreth, City Administrator
City of Volga
PO Box 217
Volga SD 57071

Dear Mr. Berreth:

I am writing in response to action taken by the Water Management Board at the hearing on October 13, 2016 to review Future Use Permit No. 5875-3. The Board allowed the permit to remain in effect for 572 acre-feet of water annually. Future Use Permit No. 5875-3 is subject to another review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 5875-3 is \$105.00 pursuant to SDCL 46-2-13(2). Please remit the fee within 60 days.

Please contact Eric Gronlund, staff engineer, if you have any questions.

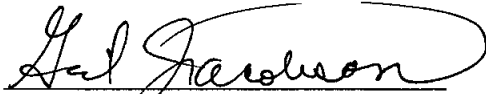
Sincerely,

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

CERTIFICATION

I hereby certify that on October 14, 2016, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated October 14, 2016 regarding Future Use Permit No. 5875-3 addressed as stated below:

Jameson Berreth, City of Volga, PO Box 217, Volga SD 57071



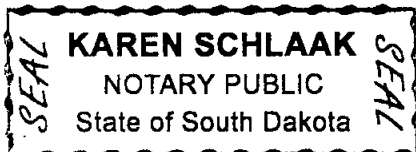
Gail Jacobson
Secretary/Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 14th day of October, 20 16.



Karen Schlaak
Notary Public
My Commission expires April 1, 2019



RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 11/14, 20 16

RECEIVED OF City of Volga PO Box 217 Volga SD 57071

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	105	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. <u>5875-3</u> 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	105 00

No. **07948**

By J. Sami Goodman
Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

**RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT
NO. 5875-3**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Agriculture and Natural Resources concerning Future Use Water Permit No. 5875-3, City of Volga, Michael Schulte, City Administrator, PO Box 217, Volga SD 57071.

The Chief Engineer is recommending that Future Use Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 5875-3, 2) the City of Volga has demonstrated a reasonable need for the water reserved by Permit No. 5875-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest.

Maintaining the effectiveness of Future Use Permit No. 5875-3 is subject to payment of the \$ 105.00 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the city after the Board hearing.

Eric Gronlund, Chief Engineer
August 14, 2023



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

July 31, 2023

City of Volga
Michael Schulte, City Admin.
PO Box 217
Volga SD 57071-0217

Dear Mr. Schulte,:

I am writing regarding the seven-year review of Future Use Water Permit No. 5875-3 from the Big Sioux Brookings aquifer held by the City of Volga. By law, all future use permits are to be reviewed by the Water Management Board every seven years to determine whether a reasonable need exists for the reserved water. The permit reserves water for future water supply needs for the city. Currently, our records show that 572 acre-feet remain in reserve under this future use permit that was issued in 1995 and last reviewed in 2016.

Please respond in writing by September 1, 2023, regarding the city's intention for the future use permit. If the city plans to retain the permit, then the response should outline a reasonable need for retaining the future use permit, including an estimate of future needs.

Permit No. 5875-3 will then be public noticed at the city's expense and scheduled for review before the Water Management Board pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve.

Please contact Ron Duvall if you have any questions.

Sincerely,

Rachel Rodriguez

Rachel Rodriguez
Water Rights Program
605 773-3352
rachel.rodriguez@state.sd.us



PO Box 217, Volga, South Dakota 57071 605.627.9113

August 11, 2023

Rachel Rodriguez
Water Rights Program

Rachel,

This letter is to provide the City's response to Volga Future Use Water Permit No. 5875-3 from the Big Sioux Brookings Aquifer held by the City of Volga.

The city's intention is to utilize areas of the 572 acre piece of land for future well drilling and pumping to increase Volga's water distribution. We currently are constructing 2 new wells to pump approximately 250gpm from each well on the land west of this future use area. A water study and recent amendment to the water study also projects that one more well to pump approximately 200 gpm will be needed by 2035 or earlier. This area is close to our current wellfield and water treatment building providing a close connection for future expansion.

The population of Volga has increased in the past decade with more houses planned to be built this year and in future years. Commercial businesses and industrial businesses also plan to increase or expand, which will increase the demand for more water.

Volga is also constructing a 750,000 gallon water tower to be in commission in late 2023 (originally to be completed in 2022 but was damaged during construction in the May 2022 derecho). It is critical for the City to have water permits and future use permits to continue to meet the demands of residents and businesses for the future and to have adequate pumping to fill our new water tower and our current 250,000 gallon water tower.

If there are any questions or further information is needed regarding our future use water permit, please contact me.

Sincerely,

Michael Schulte
City Administrator
City of Volga

Instruction to Newspaper - Publish the following Notice on August 24, 2023. The City of Volga is responsible for payment.

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 5875-3

Notice is given that the Water Management Board will review Future Use Permit No. 5875-3 held by the City of Volga, Michael Schulte, City Administrator, PO Box 217, Volga SD 57071 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 5875-3. This permit was approved 2009 and currently reserves 572 acre-feet for future use from the Big Sioux Brookings Aquifer located in the N 1/2 SW 1/4, SW 1/4 SW 1/4 Section 22-T110N-R51W. The water is reserved for municipal use by the City of Volga SD. The permit was last reviewed in 2016.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest. The Chief Engineer's recommendation with qualifications is available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

The Water Management Board will conduct the hearing to review Future Use Permit No. 5875-3 on October 4, 2023, at 9:30 AM (Central Time), Floyd Matthew Training Center, Joe Foss Bldg, 523 E Capitol Ave., Pierre SD.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing.

Any person who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, shall allege that the renewal of the future use permit, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the renewal, or other matter concerning the renewal within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition with BOTH the permit owner and the Chief Engineer. A petition opposing the renewal shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501" or call (605) 773-3352. The permit holder's mailing address is given above. If contesting the Chief Engineer's recommendation, the permit owner shall also file a petition. A petition filed by either an interested person or the permit owner must be filed by September 5, 2023.

The petition shall be in writing and shall include a statement describing the unique injury upon renewal of the future use permit on the petitioner, the reasons for petitioner's opposition to renewal of the future use permit, and the name and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The hearing to review Future Use Permit No. 5875-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03; and contested case procedures contained in SDCL 1-26. This hearing is an adversary proceeding. The permit owner or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose renewal of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 5, 2023.

Any interested person may file a comment on the future use permit renewal with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by September 5, 2023.

Notice is given to individuals with disabilities that the meeting is being held in a physically accessible location. Individuals requiring assistive technology or other services in order to participate in the meeting or materials in an alternate format should contact Brian Walsh, Nondiscrimination Coordinator, by calling (605) 773-5559 or by email at Brian.Walsh@state.sd.us as soon as possible but no later than two business days prior to the meeting in order to ensure accommodations are available.

Under SDCL 1-26-17(7) notices must state that "if the amount in controversy exceeds \$2,500.00 or if a property right may be terminated, any party to the contested case may require the agency to use the Office of Hearing Examiners by giving notice of the request to the agency no later than ten days after service of a notice of hearing issued pursuant to SDCL 1-26-17." This is a Notice of Hearing, service is being provided by publication, and the applicable date to give notice to the Chief Engineer is September 5, 2023. However, since this particular matter is a future use permit renewal and not a monetary controversy in excess of \$2,500.00 or termination of a property right the Chief Engineer disputes the applicability of this provision and maintains that the hearing must be conducted by the Board.

Published once at the approximate cost of _____.

Affidavit of Publication

State of South Dakota

Exhibit "A"

ss

County of Brookings

Katherine Foiles of said county, first duly sworn, on oath, says: That she is the office clerk of THE BROOKINGS REGISTER, a daily newspaper, printed and published in the City of Brookings, in said County of Brookings, and State of South Dakota; that she has full and personal knowledge of the facts herein stated; that said newspaper is a legal newspaper and has a bona fide circulation of at least two hundred copies of each issue daily; that said newspaper has been published within the said County of Brookings and State of South Dakota, for more than one year prior to the first publication of Exhibit "A," hereto attached and herein mentioned, and was and is printed that the

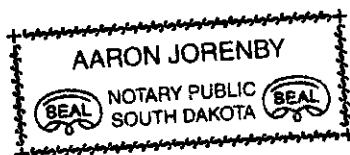
LEG #25019 Notice of Hearing to Review Future Water Use Permit

same was published, is hereto attached marked Exhibit said newspaper for _____ 1 times, to-wit:

August 24, 2023

said Exhibit "A" inures to the sole benefit for the publishers of said newspaper; that no agreement or understanding for the division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever; that the fees charged for the publication thereof are:

Seventy-One Dollars and Thirty-Eight Cents \$71.38



KMFoiles

25 day of

August

2023

Notary Public in and for the County of Brookings, South Dakota.
My Commission expires February 22, 2026

Legal 25019 1X
8/24

**NOTICE OF HEARING TO
REVIEW FUTURE USE
WATER PERMIT NO. 5875-3**

Notice is given that the Water Management Board will review Future Use Permit No. 5875-3 held by the City of Volga, Michael Schulte, City Administrator, PO Box 217, Volga SD 57071 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 5875-3. This permit was approved 2009 and currently reserves 572 acre-feet for future use from the Big Sioux Brookings Aquifer located in the N 1/2 SW 1/4, SW 1/4 SW 1/4 Section 22-T10N-R51W. The water is reserved for municipal use by the City of Volga SD. The permit was last reviewed in 2016.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 5875-3 REMAIN in EFFECT for 572 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest. The Chief Engineer's recommendation with qualifications is available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

The Water Management Board will conduct the hearing to review Future Use Permit No. 5875-3 on October 4, 2023, at 9:30 AM (Central Time), Floyd Matthew Training Center, Joe Foss Bldg, 523 E Capitol Ave., Pierre SD.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing.

Any person who intends to

RECEIVED

SEP 05 2023

**OFFICE OF
WATER**

Rodriguez, Rachel

From: Rodriguez, Rachel
Sent: Monday, August 14, 2023 12:21 PM
To: registerclassifieds@brookingsregister.com
Subject: 5875-3 City of Volga - Public Notice
Attachments: 5875-3 FU REVIEWpubnotice_final.doc; FORM8.FRM.doc

Attached is a notice to be published on August 24, 2023.

City of Volga, Michael Schulte, City Administrator, PO Box 217, Volga SD 57071, (605 627-9113) has been notified to contact you to authorize publication and arrange for payment.

Please send the affidavit or return the attached Proof of Publication form ASAP to the Water Rights Program, 523 E Capitol Ave, Pierre SD 57501.

Let me know if you have questions. Please acknowledge receipt of this email.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

August 14, 2023

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

City of Volga
Michael Schulte, City Administrator
PO Box 217
Volga SD 57071

Dear Mr. Schulte:

Future Use Permit No. 5875-3 will be reviewed for progress in the development and future plans for use of the water reserved. Water rights law requires publication of a notice in the county where water will be diverted or used. Notice of this review has been sent to the Brookings Register in Brookings (605-692-6271). For your information, a copy of the Chief Engineer's recommendation is enclosed. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

BE SURE TO CONTACT THE ABOVE NEWSPAPER(S) IMMEDIATELY TO AUTHORIZE PUBLICATION OF THE NOTICE OF HEARING AND TO ARRANGE FOR PAYMENT. Early contact with the papers can eliminate delays. The publishers have been instructed to publish this notice on August 24, 2023. We must receive Proof of Publication before the future use review can be considered by the Water Management Board.

Sincerely,

Rachel Rodriguez

Rachel Rodriguez
Water Rights Program
605 773-3352
rachel.rodriguez@state.sd.us

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

October 5, 2023

NOTICE OF ENTRY OF ORDER

City of Volga
Michael Schulte, City Administrator
PO Box 217
Volga SD 57071

Dear Mr. Schulte:

I am writing in response to action taken by the Water Management Board at the hearing on October 4, 2023 to review Future Use Permit No. 5875-3. The Board allowed the permit to remain in effect for 572 acre-feet of water annually. Future Use Permit No. 5875-3 is subject to another review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 5875-3 is \$105.00 pursuant to SDCL 46-2-13(2). Please make the check payable to the Water Rights Program and remit the fee within 60 days.

Please contact Rachel Rodriguez if you have any questions.

Sincerely,

Eric Gronlund, Chief Engineer
Water Rights Program
605 773-3352

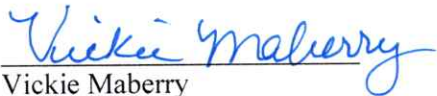
CERTIFICATION

I hereby certify that on October 5, 2023, I have personally deposited with the United States mail at Pierre, South Dakota, a first-class envelope containing a "NOTICE OF ENTRY OF ORDER" dated October 5, 2023 involving action taken by the Water Management Board hearing on August 4, 2023:

City of Volga, c/o Michael Schulte, City Administrator, PO Box 217, Volga SD 57071

City of Elk Point, c/o Erika Hammitt, Finance Officer, PO Box 280, Elk Point SD 57025

Fall River Water Users District, c/o Keith Neugebauer, Manager, 27600 W Oral Road, Oral SD 57766



Vickie Maberry
Senior Secretary-Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 5 day of October, 2023.



Rachel Rodriguez
Notary Public
My Commission expires May 16, 2029



RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date October 20, 2023

RECEIVED OF City of Volga PO Box 217 Volga SD 57071

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. <u>5875-3</u> after period of seven years.	<u>\$105.00</u>
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. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law) TOTAL	<u>\$105.00</u>

By Eric Gronlund
Chief Engineer
zm

CITY OF VOLGA, SD 57071

VENDOR

067593

INVOICE

AMOUNT

PO

COMMENTS

DISCOUNT

INVOICE TOTAL

\$105.00

Future Use Permit#5875-3 Volga

\$0.00

\$105.00

PAID

OCT 20 2023

Ck#

Rec't#

(City of Volga)

RECEIVED

OCT 20 2023

OFFICE OF
WATER

Vendor
Account

Check Total

\$105.00

Paid



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

**Affidavit of Public Notice
Posting on DANR Website**

Pursuant to SDCL § 46-2A-4, public notice of the following application was posted on the DANR web site at <https://danr.sd.gov/public>. The posted public notice is the same notice as published in the pertinent newspaper(s) and a copy of the public notice is maintained in the application file. If the application is contested, the posting is moved to the DANR contested case website at <https://danr.sd.gov/public/ContestedCase.aspx> until final action is taken on the application pursuant to SDCL § 46-2A-4.

Application No.: 5875-3

Name of Applicant: City of Volga, c/o Michael Schulte, City Administrator

Date of Posting: 8/22/2023

Date of Removal: 10/5/2023



Ron Duvall, Engineer III

10/5/2023

Date

Subscribed and sworn to before me, a notary public, this 5 day of October, 2023.



Notary Public - South Dakota
My commission expires: **Rachel Rodriguez**
My Commission Expires
May 16, 2029

(SEAL)

