

WATER PERMIT NO. 6268-3

Name of Applicant: Robert Winter

Address: 46124 Hwy 14, Volga SD

Phone: 605 627-5530

Amount of Water Claimed: 34 acre-feet

Total Acres: na

Source of Water Supply: runoff

Water to be used for: fish & wildlife propagation

County: Brookings

Type of Waste Disposal System:

Location: 10 miles northwest of Volga

PRIORITY Date Received: 6-4-2001

Fee: \$150

Corrected Application Received: 6-18-2001

Period of Annual Use: January 1 – December 31

2

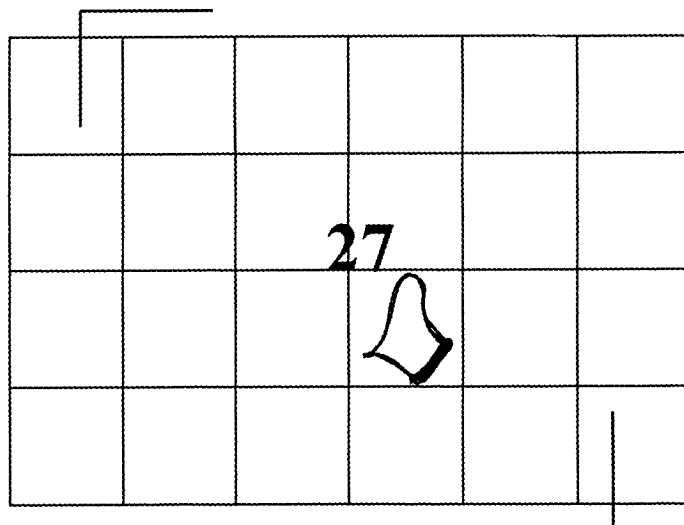
Remarks:

Diversion Point: NW ¼ SE ¼ Section 27-

T111N-R52W

Water Impounded: NW ¼ SE ¼ Section 27-

T111N-R52W



Depth of Well: NA

Well Driller: : NA

Remarks:

Type of Map: aerial

Prepared by: Boyd Schultz, USFWS

Reviewed and the Number Assigned on: 6-19-2001

By: Karen Schlaak

Notice of Hearing - date to intervene: _____

**SOUTH DAKOTA
WATER PERMIT NO. 6268-3**

Date of first receipt of application June 4, 2001.

Date of return to applicant for corrections, amendments or changes June 4, 2001.

Date of receipt of corrected application June 12, 2001.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6268-3 to Robert Winter, 46124 Hwy 14, Volga SD 57071 authorizing the construction of the dam and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 6268-3 authorizes impoundment of 34 acre-feet of water from runoff by constructing a dam located in the NW ¼ SE ¼ Section 27 with water impounded in the NW ¼ SE ¼ Section 27; all in T111N-R52W. This permit requests impoundment of sufficient water to maintain water at the outlet elevation.
2. The water appropriated shall be used for the purpose of supplying water fish and wildlife propagation purposes and may not exceed the amount of water needed for beneficial use.
3. The water is to be used during the following described annual period: January 1 – December 31.
4. The date of approval of Permit No. 6268-3 is August 20, 2001.
5. The date from which applicant may claim right is June 4, 2001.
6. One-fifth of the construction is to be completed on or before February 20, 2004.
7. All construction is to be completed on or before August 20, 2006.
8. Water is to be put to beneficial use on or before August 20, 2010.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. Water Permit No. 6268-3 authorizes a dam with a storage capacity of 34 acre feet of water and sufficient water annually to maintain the water level to the outlet elevation.
2. Low flows as needed for downstream domestic use, including livestock water and prior water rights must be by-passed.

WATER MANAGEMENT BOARD

By: Garland Erbele
Garland Erbele, Chief Engineer
Water Rights Program

SEP 24 2001

date



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

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	(office use only)	
	No. <u>6268-3</u>	Hydrologic Unit <u>10170202</u>
	Basin <u>Sioux River</u>	
	Newspaper <u>Brookings Register, Brookings</u> <u>57006-0177</u>	



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

Check use(s) of water:

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

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

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.) _____

- Name of Applicant Robert Winter Phone 627-5530
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address 46124 Hwy 14 Volga SD 57071
(Street, RR. or Box) (Zip Code)
- Amount of water claimed _____ *CFS or _____ **GPM 34.0 ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply local runoff
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W)
NW 1/4, SE 1/4 Section 27, T11N, R52W Water Impounded:
NW 1/4 SE 1/4 Sec 27-T11N-R52W County Brookings
- County or counties where water will be used Brookings
- Annual period during which water is to be used _____ year round use Jan. 1 - Dec 31
- Give a description of the project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)
An impoundment is proposed on a small flowage.

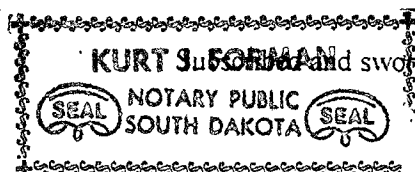
Attachments: Attach Form 2A if diversion is from a well or dugout, or if storage of water is proposed. Attach map and any other technical information. (see instructions)

STATE OF SOUTH DAKOTA)

SS

County of Brookings)

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



Signed Robert Winter
_____ day of May 19 2001

[Signature]
Notary Public

Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter _____ Depth _____
- b) Casing Type _____ Diameter _____ Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth to Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
On applicants property _____ On property owned by others _____

2. Wastewater Disposal System Information

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

3. Dugout Information

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

4. Water Storage Dams

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

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

Pete Anderson
NRCS Engineer

b) Freeboard 3.5 feet

c) Crest Width 10 feet

Crest Length 535 feet

d) Height 9.5 feet

e) Primary Outlet Capacity 26 c.f.s.

If pipe, diameter 30 in. riser 18 inch barrel

f) Secondary Spillway Capacity 176 c.f.s.

Spillway Width 100 feet

g) X & Y Slope

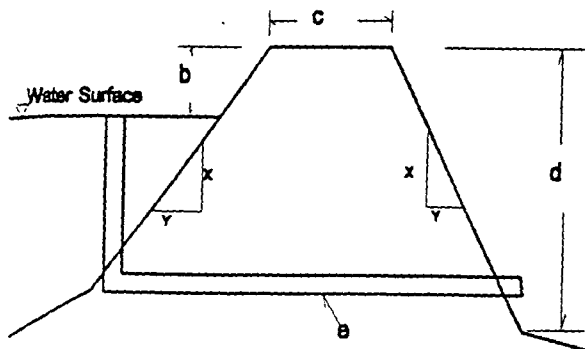
Upstream 3:1

Downstream 2:1

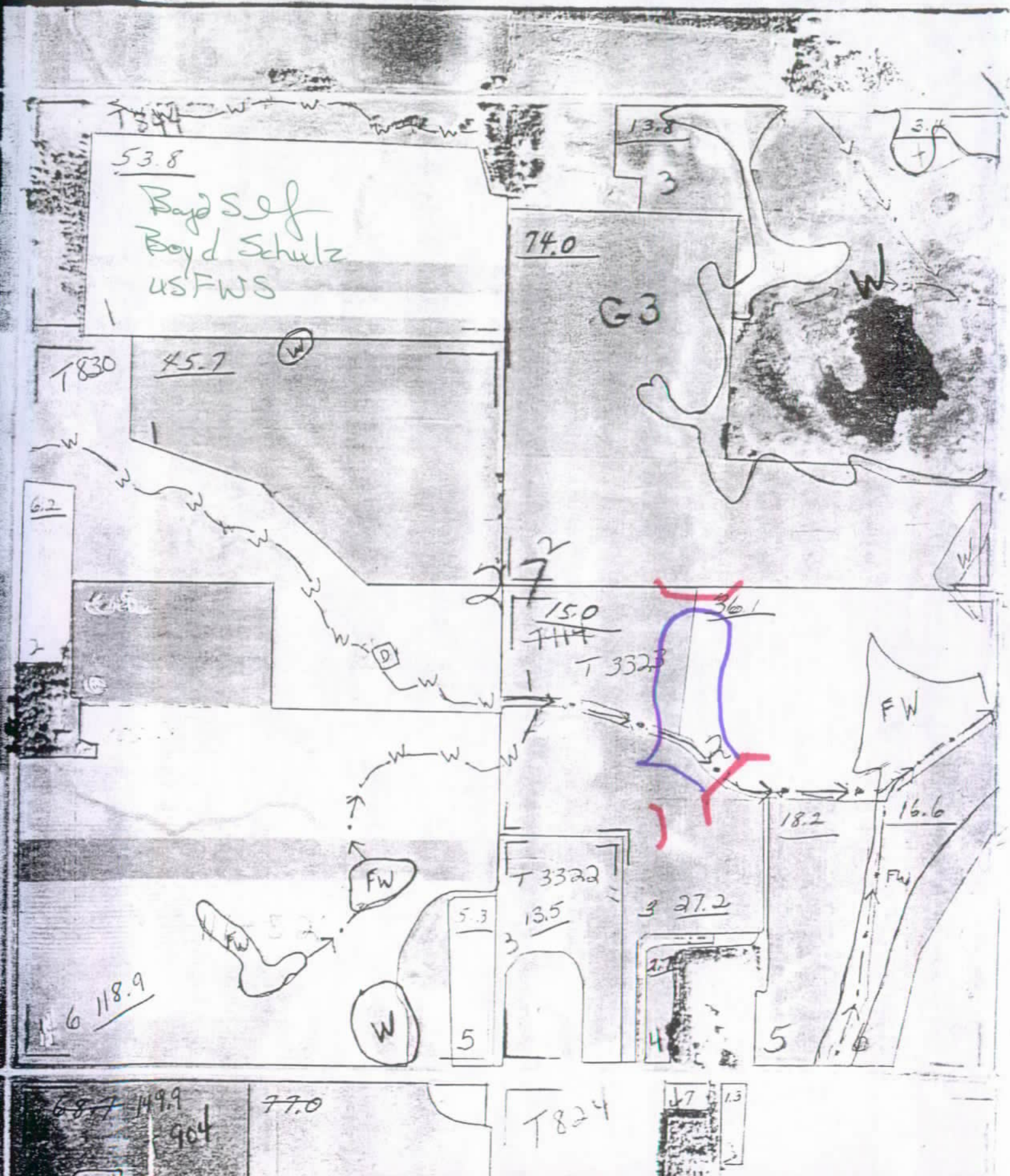
h) Surface Area of Impoundment 13.3 acres

i) Storage 34.0 Acre Feet

j) Drainage Area Above Dam 1259 Acres



NOT TO SCALE



Water Permit Application #6268-3

Robert Winter

Top of Dam Elev. - 100.5
 2nd Spway Elev. - 98.5
 P. Spway Elev. - 97.0
 D/S Toe Elev. - 91.0

Cat. 3 - Low Hazard Dam

Ht. = 9.5ft

Normal Storage Capacity - 34 Ac-Ft
 Int. Storage Capacity - 56
 Max Storage Capacity - 94

Int. Capacity x Eff. Ht. = $56 \times 7.5 = 420 < 3000 \therefore 25\text{-yr}$
 Min. Spillway Design

From USGS WRI 80-80 "Tech. For Est. Flood Peaks ... in SD"

DA = 1259 Ac = 1.97 mi²

Slope = 40 ft/mi

SI = 3.16

$$Q_{25} = 83.4 A^{.6} S^{.44} S_i^{-.72}$$

$$= 83.4 (1.97)^{.6} (40)^{.44} (3.16)^{-.72}$$

$$= 83.4 (1.50) (5.07) (0.4367)$$

$$= \underline{277 \text{ cfs}}$$

$$Q_{100} = 132 A^{.65} S^{.46} S_i^{-.67}$$

$$= 132 (1.97)^{.65} (40)^{.46} (3.16)^{-.67}$$

$$= 132 (1.55) (5.46) (0.4626)$$

$$= \underline{517 \text{ cfs}}$$

Secondary Spillway Flow

$$Q = C L H^{3/2}$$

$$C = 2.6$$

$$L = 100$$

$$H = 2$$

$$= 2.6 (100) (2)^{1.5}$$

$$= \underline{735 \text{ cfs}}$$

NRCS Annual Yield

DA = 1259, CN = 74 ISO = 2 1/2

$$80\% \text{ chance} = 0.16$$

$$0.16 \times 1259 / 12 = \underline{17 \text{ Ac-Ft}}$$

$$50\% \text{ chance} = 0.41$$

$$0.41 \times 1259 / 12 = \underline{43 \text{ Ac-Ft}}$$

$$10\% \text{ chance} = 2.0$$

$$2.0 \times 1259 / 12 = \underline{210 \text{ Ac-Ft}}$$

Section 74:02:08:09

1. Topo Map - OK
2. Dam Axis Profile - OK
3. Dam X-Sec. - OK
4. Area Capacity - OK
5. Outlet Details - OK
6. Spway Rating - OK
7. Spway Details - OK
8. Specs - Std NRCS - OK
9. EPP - N/A Cat. 3 - OK

STRUCTURE DATA

DRAINAGE AREA ACRES	ANNUAL YIELD E 80% AC.FT.	PEAK RUNOFF 50 YR. CFS.	EMERG. SPVY. 50 YR. CFS.	WATER DEPTH E P.S. FT.	SURFACE AREA E P.S. ACRES	SEDIMENT STORAGE AC.FT.	STORAGE		
							E P. S. AC.FT.	E E.S. AC.FT.	E TOP OF DAM AC.FT.
1259	18.9	551	176	6	13.3	22.8	34.0	56.3	93.5

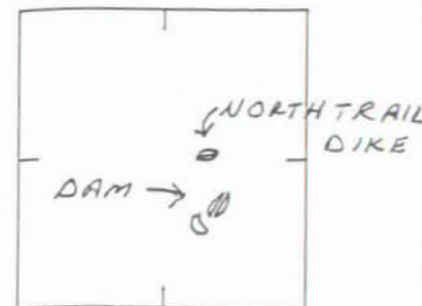
CONSTRUCTION & DESIGN NOTES:

1.) S.D. LAW STATES: "NO EXCAVATOR MAY BEGIN ANY EXCAVATION WITHOUT FIRST NOTIFYING THE ONE-CALL NOTIFICATION CENTER AT THE NUMBER 1-800-781-7474 OR FAX 612-454-0170.
2.) LANDOWNER IS RESPONSIBLE FOR COMPLYING WITH ALL FEDERAL, STATE, AND LOCAL LAWS. MAINTAIN THIS STRUCTURE IN ACCORDANCE WITH S.D. OPERATION & MAINTENANCE GUIDELINES.
3.) THIS IS A CLASS A HAZARD STRUCTURE AS DEFINED BY NRCS.
4.) SEED ABOVE HWL. THE TOP AND BACKSLOPE OF DAM. THE E.S., ALL DIKES, AND ALL DISTURBED AREAS DESIGNATED BY THE ENGINEER. SEEDING SHALL BE PERFORMED BY OWNER.

5.) THIS PROJECT IS X. IS NOT ----- CLASSIFIED AS A "DAM" BY S.D. STATE LAW. S.D. "DAM" DEFINITION, > EITHER: 25' IN HEIGHT (TOP TO D.S. TOE). OR 50 AC.FT. STORAGE TO TOP OF DAM. EXCEPT NOT A "DAM" IF: HEIGHT < 6'. OR STORAGE < 15 AC.FT.
6.) IF CULTURAL RESOURCES ARE DISCOVERED, DISCONTINUE CONSTRUCTION AND NOTIFY THE LOCAL NRCS OFFICE.
7.) THE CORE TRENCH SHALL BE INSPECTED AND APPROVED BY AUTHORIZED PERSONNEL PRIOR TO BACKFILL. EXCAVATE CORE TRENCH 12 in. INTO IMPERMEABLE MATERIAL. MINIMUM CORE TRENCH IN UNDISTURBED GROUND IS 2 ft. AFTER STRIPPING. CONSTRUCT THE FULL DEPTH OF THE CORE TRENCH TO P.S. ELEVATION (see Profile of Embankment).

8.) Construct a local berm at PS. Outlet. The berm shall have an 8 ft. wide top, 2:1 ss and 1:1 ES, with 2 ft. of cover over pipe.
9.) Cut the top of the 24" dia. CMP 12" on the US end of the pipe. Slide 24" dia. CMP over the 18" CPE pipe. Use a 1/4" dia. rod w/lug and tighten over the CMP pipe. Place 'O-ring' or butyl-rubber between the two pipes prior to tightening rod on the 24" pipe (note: outside diameter of CPE may be 21.5"). File the 12" cut on the CMP smooth if jagged. Smooth other protruding metal edges prior to tightening the rod(s).
10.) CPE shall be smooth inside and annular corrugated on the outside with n = 0.01. Joints shall be 'o-ring' gasketed. Place male end DS.
11.) Concrete cradle is 2,000 psi concrete, and 8 inches thick minimum. The concrete cradle shall be installed along the entire length (approx. 29 lin.ft.) from the sand anti-seep collar to the upstream riser connection and thus the difficult compaction under the pipe is eliminated.

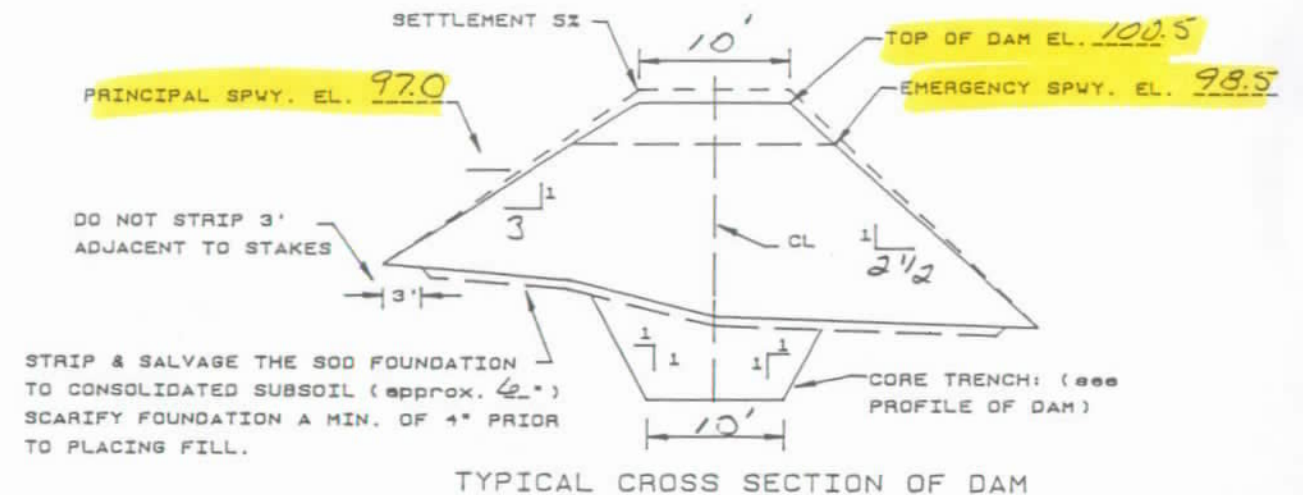
SEE SHT. #2
PLAN VIEW OF DAM & POOL AREA
approximate scale 1" = ----- ft.



SE 4 SEC 27 T 111 R 52
LOCATION MAP

TABLE OF QUANTITIES

ITEM	UNIT	QUANT. AS BUILT
EXCAVATION (CORE TRENCH @ 8'10" + 73' CY..)	CY. YD.	4233 STRIPPING @ 384' + 308' CY.)
EXCAVATION (E.S.)	CU. YD.	0
EARTH FILL (EMBANKMENT) 4514' + 1755'	CU. YD.	6269
SEEDING	ACRES	1.0
PRINCIPAL SPVY.	EACH	1
SEE SHEET #3 FOR DETAILS OF P.S.		
NOTE: ABOVE QUANTITIES MAY BE ESTIMATED.		



S. D. CONSTR. & MATERIAL SPECS.

SD - 4 STRIPPING
SD - 5 EXCAVATION
SD - 7S EARTH FILL CLASS "S"
SD - 10 SALVAGING & SPREADING TOPSOIL
SD - 15 50 C.M.P.
SD - 16 TIMBER FAB. & INSTALLATION
SD - 17 METAL FAB. & INSTALLATION
SD - 20B CPE PIPE
SD - 28 SEEDING
SD - 378 O & M GUIDELINES
PARTICIPANT RESPONDS. (OWNER COPY)

EARTH DAM

BIG WINTER SITE #1 WRP.
BROOKINGS COUNTY S.D.
SE 4, S 27, T 111, R 52

U. S. DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SVC.

Date
Designed P.E.A. 5/9/01
Drawn PEA 3/28/01
Checked

Approved by: P.E.A.
Title: Ag. Eng.

Sheet 1 of 6
Drawing No. fn: jpi

JOB PLAN 1.1B

1700N

0800N



8100E

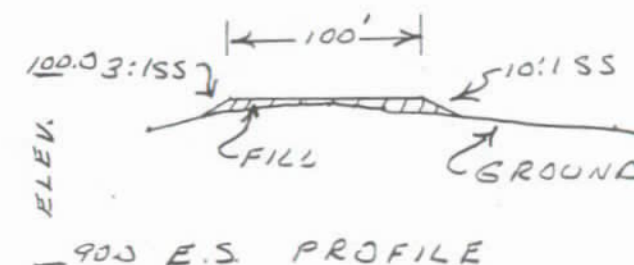
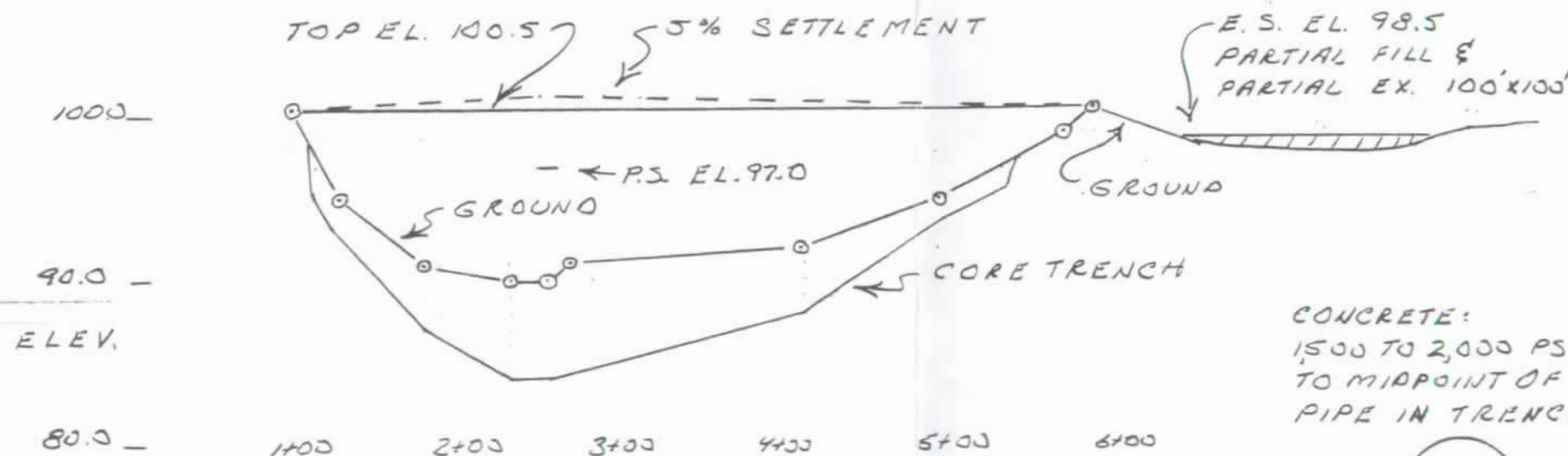
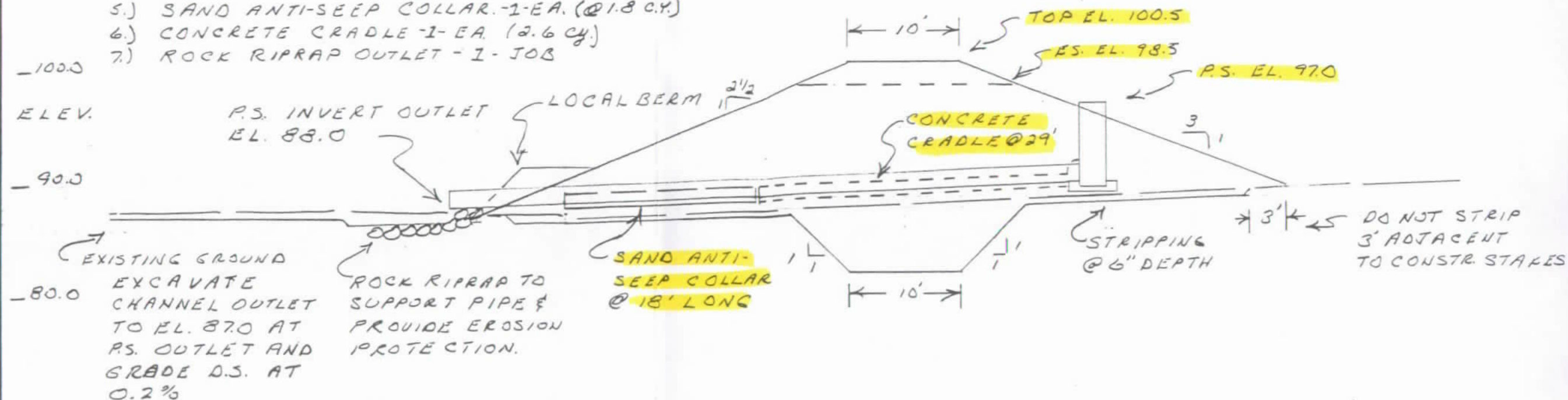
9000E

9900E

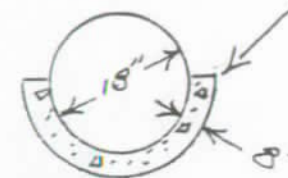
PRINCIPAL SPWY QUANTITIES

- 1.) 18" DIA. CPE. PIPE - 57 - LIN. FT.
- 2.) 30" DIA. CONCRETE RISER - 1 - EACH (@ 8 FT.)
- 3.) TRASH RACK - 1 - EA. (W/ 0.4 CY. ROCK RR.)
- 4.) RISE BASE - 1 - EA. (0.7 CY.)
- 5.) SAND ANTI-SEEP COLLAR - 1 - EA. (@ 1.8 CY.)
- 6.) CONCRETE CRADLE - 1 - EA. (2.6 CY.)
- 7.) ROCK RIPRAP OUTLET - 1 - JOB

NOTE: RISER MAY BE 4' HIGH
WITH APPROVED MODIFICATIONS.
ASK ENG. FOR DETAILS.



CONCRETE:
1500 TO 2000 PSI
TO MIDPOINT OF
PIPE IN TRENCH



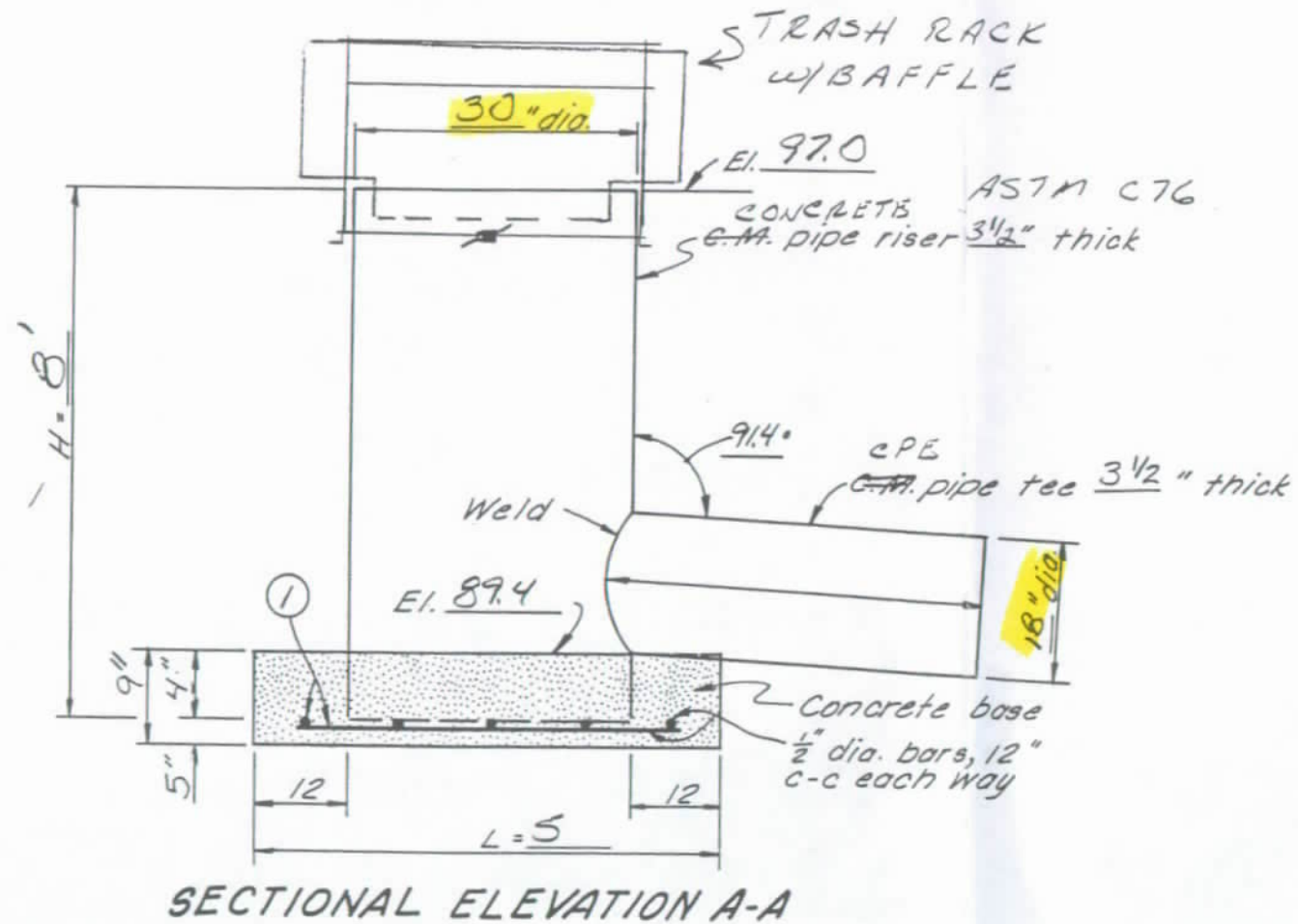
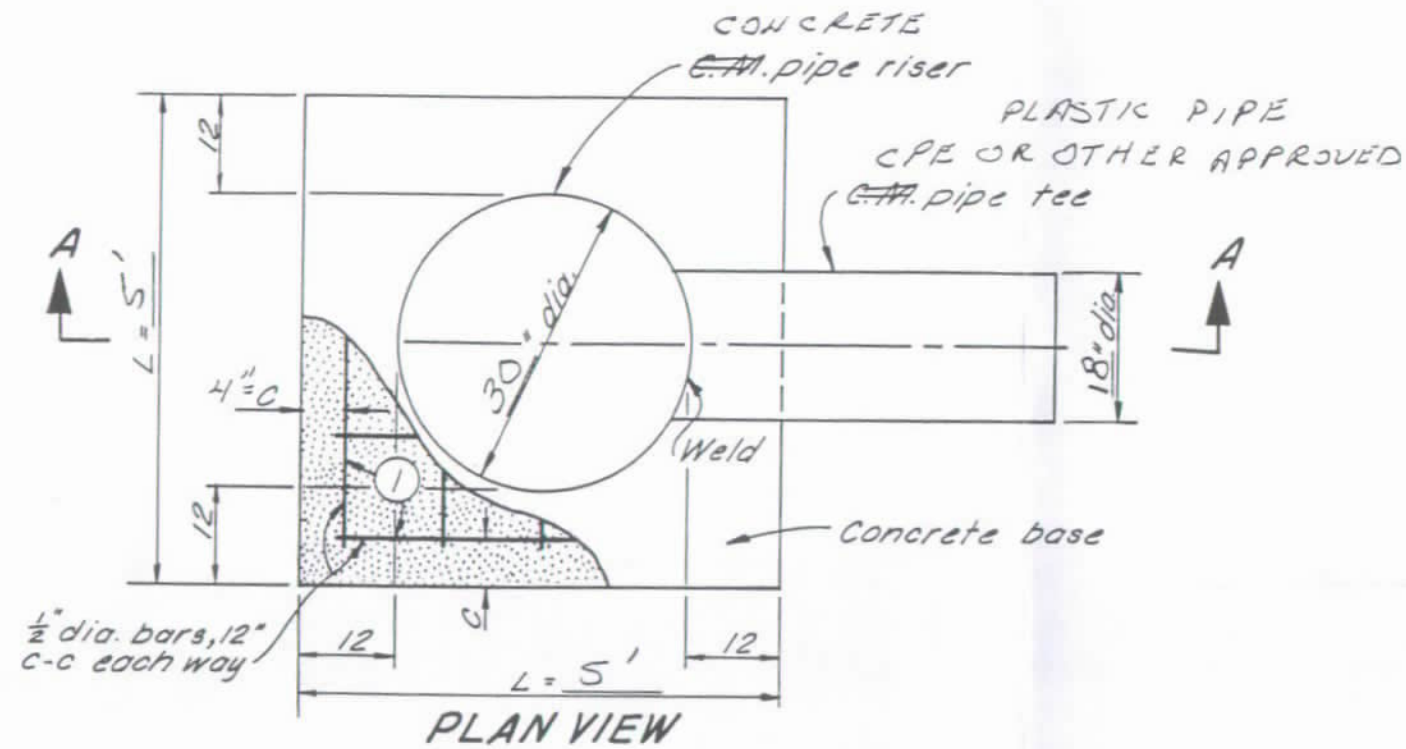
CONCRETE CRADLE DETAIL
NO SCALE

CROSS SECTION AT CREST OF E.S. & DAM PROFILE

BOB WINTER SITE # WRP.
BROOKINGS Co. S.D.
SEY S27 T11 R52

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed	Date	Approved by
Drawn	Title	
Traced	Sheet	Drawing No.
Checked	No. 3	of 6



STEEL SCHEDULE

RISER DIA. IN.	BAR SIZE	MARK	TYPE	NO. REQ'D.	LENGTH FT.-IN.	TOTAL LENGTH FT.-IN.	TOTAL WT. LB.	C IN.	L FT.-IN.
30	4	1	STR.	12	4'-8"	56'	374	4	5

TABLE OF QUANTITIES

ITEM	UNIT	QUANTITY
CONCRETE	CU. YD.	0.7
REINFORCING STEEL	LB.	37.4

NOTE:

CONCRETE
G.M. PIPE RISER WITH
~~FABRICATED~~ TEE

OPERATOR: BOB WINTER

CONSERVATION DISTRICT: BROOKINGS

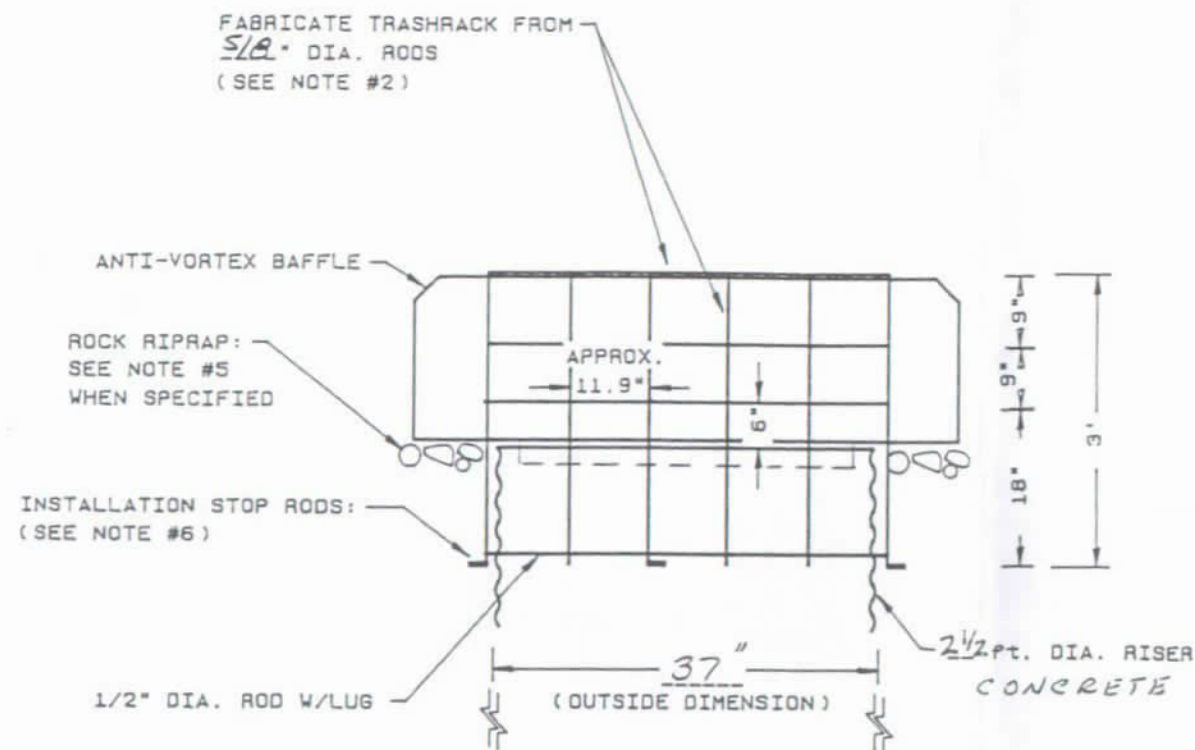
U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed: SEA Date: 5/7/01 Approved by: _____

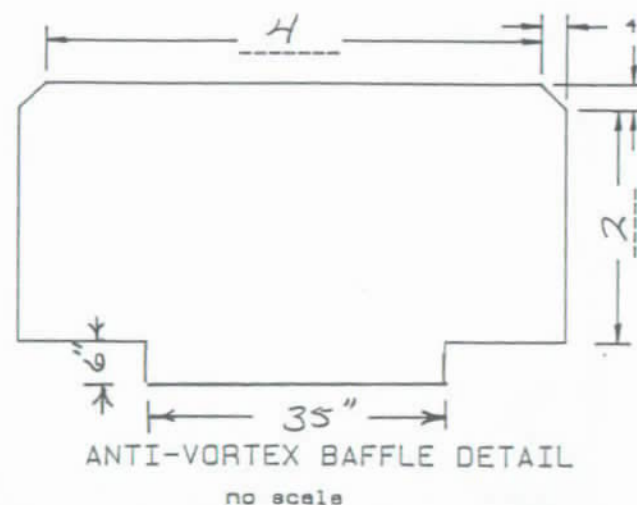
Drawn: _____ Title: _____

Traced: _____ Title: _____

Checked: _____ Sheet No. 4 of 6 Drawing No. _____

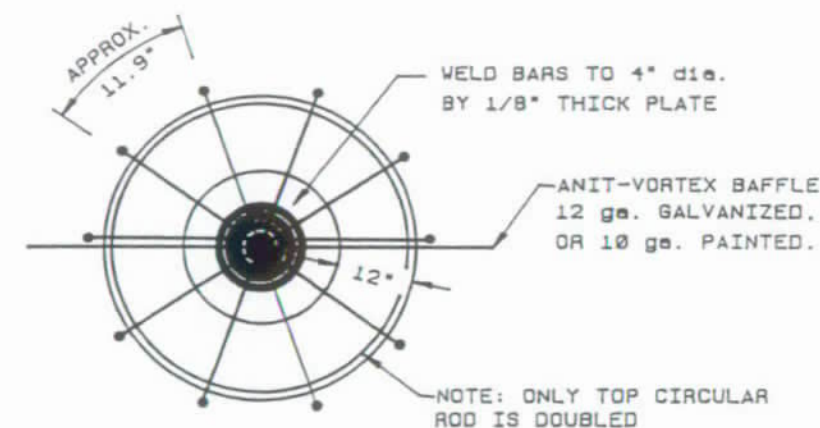


TRASH RACK & BAFFLE DETAIL
no scale



DESIGN & CONSTRUCTION NOTES:

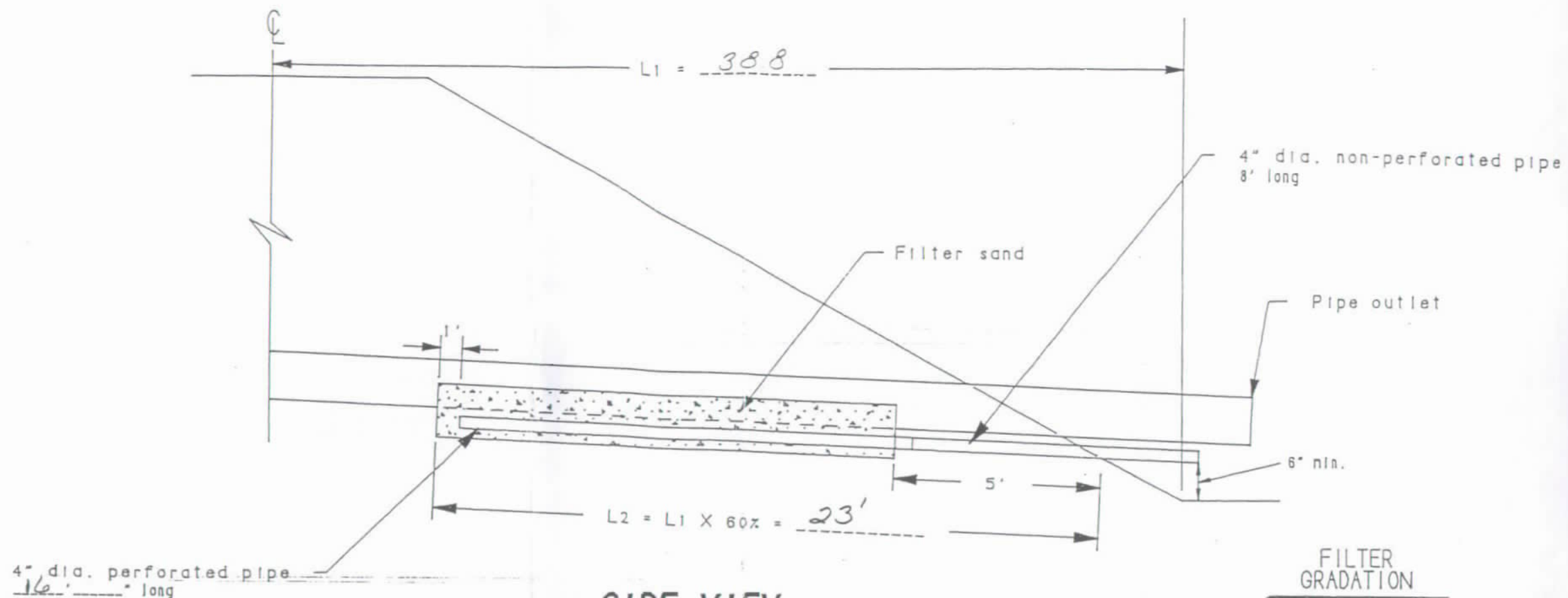
- 1.) TRASH RACK SHALL BE PAINTED INSIDE AND OUT WITH ONE COAT OF ZINC BASE PRIMER AND TWO COATS OF ALKYD ENAMEL FLAT BLACK PAINT. SPOT PAINT ANY AREAS DAMAGED DURING INSTALLATION. GALVANIZING IS ACCEPTABLE.
- 2.) ALL RODS SHALL BE GRADE 40 OR GRADE 60 STEEL. SEE TOP VIEW BELOW FOR STEEL IN THE TOP PORTION OF THE TRASH TRACK. WELD ALL RODS BEING JOINED. PLACE CIRCULAR RODS INSIDE OF VERTICAL RODS.
- 3.) THE TRASH RACK MAY BE ASSEMBLED BY ONE OF THE FOLLOWING METHODS:
 - a.) CUT A HOLE IN ANTI-VORTEX BAFFLE AND THREAD ROD THROUGH THE OPENING, OR
 - b.) ASSEMBLING TWO SYMMETRICAL HALVES AND INSERTING THE ANTI-VORTEX BAFFLE AND THEN WELDING THE THREE PIECES TOGETHER. ~~WHEN USING METHOD 'b', STIFFEN THE HORIZONTAL HOOPS BY WELDING AN ADDITIONAL 1/2\"~~
 - c.) FORMING ANTI-VORTEX BAFFLE FROM 2 SECTIONS AND SOLIDLY ATTACHING TOGETHER BY BRACKETS AND BOLTS OR CONTINUOUS WELDING. THE TRASH RACK AND BAFFLE SHALL BE ONE CONTINUOUS SOLID UNIT AFTER FABRICATION.
- 4.) ANTI-VORTEX BAFFLE SHALL BE INSTALLED PERPENDICULAR TO CL OF DAM.
- 5.) PLACE ROCK RIPRAP AROUND RISER. ROCK SHALL BE 2 FT. WIDE AND 1 FT. THICK. ROCK SHALL BE WELL GRADED WITH 50% OF ROCK > 75 LB. AND 10% < 10 LBS. ROCK SHALL BE ANGULAR TO SUBROUNDED.
- 6.) WELD A 2\"



TOP VIEW
no scale

TABLE OF QUANTITIES

ITEM	QUANTITY	UNIT
1.) ANTI-VORTEX STEEL BAFFLE	1	EACH
2.) 5/8\"	85	LIN. FT.
(4 @ 10' CIRCULAR, 10 @ 4.5' VERT. w/bend)		
3.) 1/2\"	11	FT LONG
4.) ROCK RIPRAP	2.4	CU. YD.

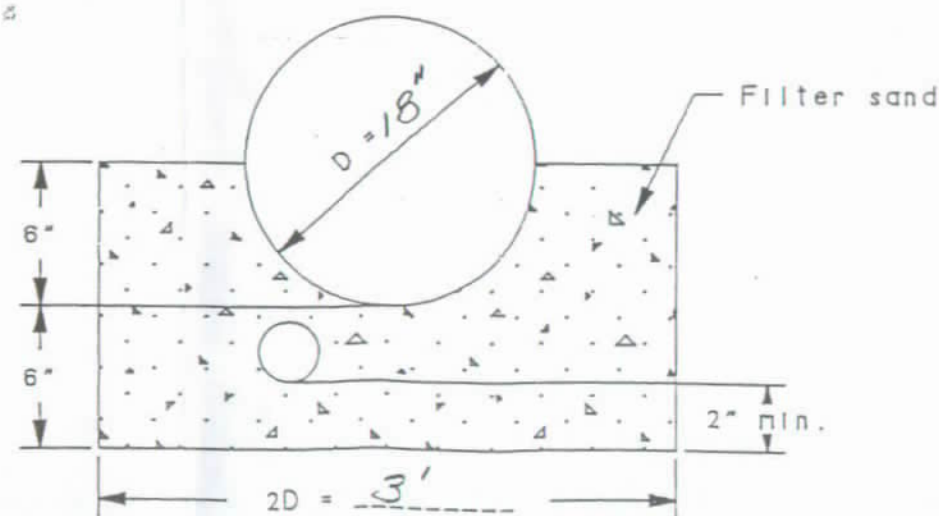


SIDE VIEW

FILTER SAND:
 $3' \times 1' \times 18' = \frac{54}{27} \times 18 = 1.45 \text{ cu yd}$

FILTER GRADATION

SIEVE SIZE	PERCENT PASSING
3/8"	100
4	95-100
8	80-100
16	50-85
30	25-60
50	10-30
100	2-10



UPSTREAM VIEW

- NOTE:**
1. THE 4" DIA. PIPE SHALL BE SDR 35 PVC, OR STRONGER
 2. PROVIDE AN ANIMAL GUARD ON DRAIN OUTLET PIPE. DRILL 2, 1/2" DIA. HOLES, ON ϕ 6" FROM END OF PIPE AND PLACE A 3/8" DIA., 5 1/2" LONG GALVANIZED STEEL BOLT THRU THEM AND SECURE WITH A NUT (PLACE BOLT HORIZONTAL).
 3. FILTER SAND WILL BE CLEAN PEA AGGREGATE OR CONCRETE SAND.

SAND ANTISEEP DRAIN

OPERATOR BOB WINTER

CONSERVATION DISTRICT _____

U.S. DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE

Designed <u>PEA</u> Date <u>5/7/01</u>	Approved by _____
Drawn _____	Title _____
Traced _____	Title _____
Checked _____	Sheet No. <u>6</u> of <u>6</u>
	Dwg. No. _____

Rev. J/96

JOB PLAN NO. 3.8-P

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

416856

Pierre, June 18, 2001

RECEIVED OF US Fish & Wildlife Service, 520-F 3rd Avenue N, PO Box 247, Brookings, SD 57006
the following amount in fees for services rendered as provided for by law: (Robert Winter, Volga, SD 57071)

Fee for Application for Permit No. 6268-3 to Appropriate Water, to construct
and to put water to beneficial use _____

150 00

Fee for Application for Permit No. _____ to Appropriate Water, for Future
Use _____

Fee to retain Future Use Permit No. _____ after period of seven years.

Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water
License No. 6268-5 _____

50 00

Fee for Filing Transfer Form _____

Fee for Filing Extension Request _____

Fee for _____

Payment was made electronic transfer

(Any Other Work Provided by Law)

Total

200 00

By

Darland Erbe
Chief Engineer
gm

ORDER FOR SUPPLIES OR SERVICES

Page 1 of 1 Pages

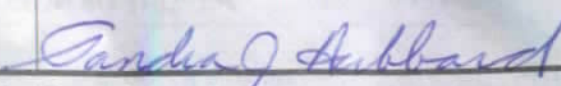
IMPORTANT: Mark all packages and papers with contract and/or order numbers.

1. DATE OF ORDER May 25, 2001		2. REQUISITIONING OFFICE Brookings WHO		3. CONTRACT NO. (if any)		4. ORDER NO. 64120-1-M002A	
5. SHIP TO: (Consignee and address, ZIP code) U.S. Fish & Wildlife Service Brookings WHO 520-B 3rd Avenue North P.O. Box 247 Brookings, SD 57006				6. MAIL INVOICE IN TRIPLICATE AND ELECTRONIC FUNDS TRANSFER INFORMATION (as applicable) TO: (Include ZIP code) (See Billing Instructions on Reverse) Same as item #5			
7. TO: CONTRACTOR (Name, address, and ZIP code) South Dakota Dept. of Environment & Natural Resources Water Rights Program 523 E Capitol Avenue Pierre, SD 57001 TIN: 46-6000364 vendor # 3000601417 5				8. DISCOUNT TERMS Net		9. DELIVER TO F.O.B. POINT ON OR BEFORE (Date) 30 DARO	
10. TYPE OF ORDER SF 281 Code ☐ A. PURCHASE—Reference your _____		Please furnish the following on the terms and conditions specified on both sides of this order and on the attached sheets, if any, including delivery as indicated. ☐ B. DELIVERY—Except for billing instructions on the reverse, this delivery order is subject to instructions contained on this side only of this form and is issued subject to the terms and conditions of the above-numbered contract.					
11. GOVERNMENT B/L NO. N/A		12. F.O.B. POINT Destination		13. PLACE OF INSPECTION AND ACCEPTANCE Brookings, SD 57006			

14. SCHEDULE (See reverse for Rejections)

ITEM NO. (A)	SUPPLIES OR SERVICES (B)	QUANTITY ORDERED (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)	QUANTITY ACCEPTED (G)
1.	Permit to Appropriate Water within the the State of South Dakota	1	ea		200.00	

15. BUSINESS CLASSIFICATION (Check appropriate box(es)) ☒ SMALL ☐ OTHER THAN SMALL ☐ DISADVANTAGED 8(a) ☐ MINORITY ☐ WOMAN-OWNED ☐ LABOR SURPLUS ☐ INTER-AGENCY						14 (H). TOT (Cont. pages)
16. ISSUING OFFICE (Address correspondence to) U.S. FISH AND WILDLIFE SERVICE P.O. Box 247 Brookings, SD 57006						14 (I). GRAND TOTAL 200.00

17. NAME AND WARRANT NUMBER OF CONTRACTING OFFICER (Typed) Sandra J. Hubbard FWS 69003	18. UNITED STATES OF AMERICA BY (Signature) 
--	---

FOR GOVERNMENT USE ONLY (See Note on Reverse)

ACCOUNTING LINE NO.	ORGN	FUND	BFY	SUB-ACTIVITY	PROJECT	OBJECT CLASS	DESCRIPTION ITEM NO. (block 14A)	AMOUNT
001	64120		2001	1121	06HR	252Z	item 1	200.00



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 4, 2001

Boyd Schulz
US Fish & Wildlife Service
PO Box 247
Brookings SD 57006

RE: Robert Winter water permit application

Dear Mr. Schulz:

Enclosed is the invoice for payment of the *Application for a Permit to Appropriate Water* for Robert Winter. After the electronic payment has been made, further processing of the application will continue.

We will contact you prior to publication of the application so the necessary arrangements can be made. If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Karen Schlaak
Water Rights Program
605 773-3352

Verhelst, Sandy

From: Tillman, Sandy
Sent: Monday, June 18, 2001 9:52 AM
To: Verhelst, Sandy
Subject: RE: Wire

Does this look like your wire?

FWS TREAS 312 MISC PAY 061201 466000364141600 RMT*IV*
20411-5601 **

\$200.00 06/12/2001

622091408598000000017012697630000020000466000364141600SOUTH DAKOTA DEPT OF
061121036504310969
705RMT*IV*20411-5601 *****INVOICE DATE: 06/08/01
\00014310969
822000000400182817180000000000000000000224003121036500
121036500000030
9000024000032000002700996353631000000013000000162572428

-----Original Message-----

From: Verhelst, Sandy
Sent: Thursday, June 14, 2001 1:16 PM
To: Tillman, Sandy
Subject: FW: Wire

Have you received this yet? Thanks

-----Original Message-----

From: Verhelst, Sandy
Sent: Wednesday, June 06, 2001 10:52 AM
To: Tillman, Sandy
Subject: Wire

We are expecting a wire for \$150. US Fish & Wildlife Service, Denver. They said they process this on June 1st. They are processing another wire for \$50.00 today. Thanks.



United States Department of the Interior



FISH AND WILDLIFE SERVICE
Brookings Wildlife Habitat Office
520-B 3rd Avenue North, P.O. Box 247
Brookings, South Dakota 57006
Phone: 605-697-2500 Fax: 605-697-2505

South Dakota Dept. of Environmental & Natural Resources
Water Rights Program
523 E. Capitol Avenue
Pierre, SD 57001

May 30, 2001

To whom it may concern:

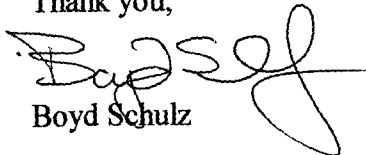
Enclosed are two copies of an application for water permit for Robert Winter. Also enclosed are two copies of design plans created by Pete Anderson, engineer NRCS.

Although the permit is for Mr. Winter, the U.S. Fish and Wildlife Service will be paying any associated fees. Sandy Hubbard from our office spoke with Eric Grunland regarding payment of the filing and licensing fee. A purchase order is enclosed for you to generate an invoice. Please send the invoice to our office and we will make electronic payment of the specified amount.

Please inform us prior to publication of the application in any newspapers so we can make payment arrangements with the associated newspaper.

Please call with any questions.

Thank you,


Boyd Schulz



REPORT ON
WATER PERMIT APPLICATION NO. 6268-3
Robert Winter
July 10, 2001

Water Permit Application No. 6268-3 has been filed by Robert Winter to impound 34 acre-feet of water from runoff by constructing a dam located in the NW 1/4 SE 1/4 of Section 27-T111N-R52W, in Brookings County. The application also requests impoundment of sufficient water to maintain water at the outlet elevation. The water will be used for fish and wildlife production.

Discussion:

The dam will be classified as a small size, Category 3, Low Hazard dam. The Natural Resources Conservation Service (NRCS) has designed the dam. The plans and specifications have been reviewed and will be approved; however, construction of the dam can not begin until Water Permit Application No. 6268-3 is approved.

The Winter Dam will be 9.5 feet high with a normal storage capacity of 34 acre-feet with a reservoir level at the primary spillway elevation, and a maximum storage capacity of 94 acre-feet with a reservoir level at the top of dam elevation. A dam of this size and hazard classification is required to have a minimum spillway design capable of passing a 25-year frequency event.

The dam has a drainage area of 1259 acres or 1.97 square miles. A 25-year frequency event for this drainage area produces a peak runoff of approximately 277 cfs. A 100-year frequency event produces a peak of approximately 517 cfs. The dam is designed to have a 30 inch diameter concrete riser and an 18 corrugated plastic pipe (CPE) barrel with 3.5 feet of available freeboard as the primary spillway, and a 100 foot wide earthcut spillway with 2.0 feet of available freeboard as the secondary spillway. The 100 foot wide spillway will have a capacity of approximately 735 cfs.

The annual yield for this drainage area with an 80 percent chance of occurrence, or 8 out of 10 years, is expected to be 17 acre-feet. The annual yield with a 50 percent chance of occurrence, or 1 out of 2 years, is expected to be 43 acre-feet and the annual yield with a 10 percent chance, or 1 out of 10 years, is expected to be 210 acre-feet.

The Winter Dam will be located in the NW 1/4 SE 1/4 of Section 27-T111N-R52W on an unnamed tributary about five miles upstream of Turtle Lake and Lake Tetonkaha, which are part of the Oakwood Lakes State Park. There are no existing Water Permits/Rights located on the unnamed tributary between the proposed dam and Oakwood Lakes State Park; however, the Department of Game, Fish & Parks holds several Vested Right Claims for the lakes in the Oakwood Lakes State Park system for approximately 7624 acre-feet. The Oakwood Lakes State Park system has a drainage area of over 50 square miles, and approval of Water Permit Application No. 6268-3, with its 1.97 square miles drainage area and 34 acre-feet storage capacity, should have little effect on the lakes in the Oakwood Lakes State Park.

Page 2
Application No. 6268-3
Robert Winter

Conclusions:

1. Water Permit Application No. 6268-3 should be approved since unappropriated water is available and approval should not have any adverse effect on existing Water Permits/Rights.
2. If approved, the low flow bypass requirement for downstream domestic use should be a qualification on Water Permit Application No. 6268-3.

for Eric Thurland
Timothy G. Schaal, P.E.
Natural Resources Engineer Specialist

Approved by:

Gale N. Selken
Gale N. Selken, P.E.
Natural Resources Engineer Director



**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 WATER PERMIT
APPLICATION NO. 6268-3, Robert Winter**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Permit Application No. 6268-3, Robert Winter, 46124 Hwy 14, Volga SD 57071.

The Chief Engineer is recommending APPROVAL of Application No. 6268-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) it is in the public interest with the following qualifications:

1. Water Permit No. 6268-3 authorizes a dam with a storage capacity of 34 acre feet of water and sufficient water annually to maintain the water level to the outlet elevation.
2. Low flows as needed for downstream domestic use, including livestock water and prior water rights must be by-passed.

See report on application for additional information.

Garland Erbele, Chief Engineer
July 26, 2001



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

July 26, 2001

Robert Winter
46124 Hwy 14
Volga, SD 57071

Dear Mr. Winter:

We have reviewed the plans and specifications for your dam project located in the SE 1/4 of Section 27-T111N-R52W, in Brookings County. The plans and specifications as submitted are approved. Approval of the plans and specifications does not authorize construction of the dam. The construction may not begin until Water Permit Application No. 6268-3 is approved.

Our review was to determine compliance with the requirements of the Water Management Board Safety of Dams Rules, Chapter 74:02:08. Approval of these plans and specifications does not release you, as owner of the dam, from the responsibility for operating and maintaining the dam in good repair to ensure the safety of the dam.

The Winter Dam will be classified as a small size Category 3, Low Hazard dam with a dam height of 9.5 feet and a normal storage capacity of 34 acre-feet and a maximum storage capacity of 94 acre-feet.

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

Sincerely,

Gale N. Selken, P.E.
Natural Resources Engineer Director
for Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

c: Pete Anderson, NRCS Brookings
Boyd Schultz, USFWS Brookings



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

July 26, 2001

Robert Winter
46124 Hwy 14
Volga, SD 57071

Boyd Schulz
US Fish and Wildlife Service
520-B 3rd Avenue North
PO Box 247
Brookings, SD 57006

Dear Mr. Winter and Mr. Schulz:

602-6271

Water Permit Application No. 6268-3 for domestic 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 Brookings Register printed at Brookings, SD (Ph # 605-~~627-5530~~). You will need to contact the newspaper and authorize publication of this notice. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Hearing and to arrange for payment. Boyd Schulz, with USFWS, indicated in prior correspondence that he would make payment arrangements with the newspaper. Early contact with the paper can eliminate delays. Upon receiving authorization, the publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. The 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.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 26, 2001

Brookings Register
PO Box 177
Brookings, SD 57006-0177

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 6268-3 to Appropriate Water to be published twice. Please publish the first notice on August 2, 2001 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 US Fish & Wildlife Service, PO Box 247, Brookings, SD 57006 (Ph #605-697-2500) for the cost of publication.**

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

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

Sincerely,


Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

No. 6268-3

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

Date _____

We are in receipt of your letter of July 26, 2001 enclosing Notice of Hearing to Appropriate Water by Application No. 6268-3 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 August 2, 2001 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6268-3 to Appropriate Water

Notice is given that Robert Winter, 46124 Hwy 14, Volga SD 57071 has filed an application for a water permit to impound 34 acre-feet of water from runoff by constructing a dam located in the NW ¼ SE ¼ Section 27 with water impounded in the NW ¼ SE ¼ Section 27; all in T111N-R52W. This application requests impoundment of sufficient water to maintain water at the outlet elevation and is to be used to provide habitat for fish and wildlife production.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6268-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by August 20, 2001.

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

Affidavit of Publication

State of South Dakota

Exhibit "A"

ss

County of Brookings

KRISTI OLSON 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 in the office maintained at said place of publication; and that the

OK

62683

appropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief

Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by August 20, 2001.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above

Water Rights Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Legal #583 Notice of Application No. 6268-3

Brookings and State of South Dakota, for more than one a printed copy of which, taken from the paper in which the same was published, is hereto attached marked Exhibit "A," and is made a part of this affidavit, was published in said newspaper for

2 times, to-wit:

August 2, 2001

August 9, 2001

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

Twenty-five dollars and eighty one cents \$25.81

Legal 583, 2x, 8/2, 9 NOTICE OF APPLICATION NO.

6268-3 to Appropriate Water

Notice is given that Robert Winter, 46124 Hwy 14, Volga SD 57071 has filed an application for a water permit to impound 34 acre-feet of water from runoff by constructing a dam located in the NW 1/4 SE 1/4 Section 27 with water impounded in the NW 1/4 SE 1/4 Section 27; all in T111N-R52W. This application requests impoundment of sufficient water to maintain water at the outlet elevation and is to be used to provide habitat for fish and wildlife production.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6268-3 because 1) unap-

Kristi Olson

Subscribed and sworn to before me this

13 day of

August

, 2001.

Christina Nelson

Notary Public in and for the County of Brookings, South Dakota.
My Commission expires April 27, 2006



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

SEP 24 2001

Robert Winter
46124 Hwy 14
Volga, SD 57071

Dear Mr. Winter:

Enclosed is Water Permit No. 6268-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

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

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

Sincerely,

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

enclosures

cc: Boyd Schulz, US Fish and Wildlife Service

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

Date 3-29-01

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

RECEIVED

JUN 03 2002

WATER RIGHTS
PROGRAM

FROM: Robert Winter
(name)
46124 US Hwy 14
(address)
Volga SD 57071
(city, state, zip)

605-627-5530
(phone)

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

Water Permit No. 6268-3 states that the water use system is to be constructed by

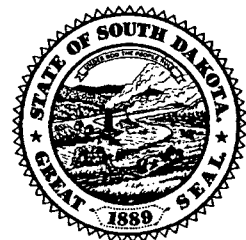
Aug 20, 2006 , and water is to be put to beneficial use by Aug 20, 2010
(date) (date)

The water use system was completed on 3-29-02
(date)

Applying the water to beneficial use was completed on 3-29-02
(date)

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

Robert Winter
(signature)



Permit No. 6268-3
Sioux River - Water District

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

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

I have this day, May 28, 2002, made a thorough examination of the water use system constructed by Robert Winter of 46124 Hwy 14, Volga, SD 57071 holder of Permit No. 6268-2, bearing the priority of June 4, 2001 authorizing the storage of 34.0 acre-feet of the waters of runoff for fish & wildlife propagation purposes, in Brookings County.

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

A. Works used to divert the water:

A 9.5 foot high dam with a 30 inch concrete riser & 18 inch CPE barrel as the primary spillway along with a 100 foot wide secondary spillway that stores 34 acre-feet of water.

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

N/A

C. Works used to apply water to beneficial use:

A 9.5 foot high dam with a 30 inch concrete riser & 18 inch CPE barrel as the primary spillway along with a 100 foot wide secondary spillway that stores 34 acre-feet of water.

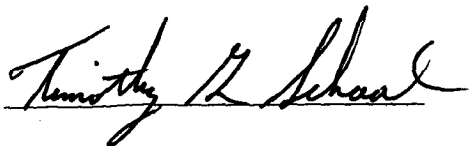
The system is in the following condition good. The point of diversion is located 1600 ft. north & 1500 ft. west of the SE corner of Sec. 27-T111N-R52W (NW 1/4 SE 1/4). The works are capable of storing 34.0 acre-feet of water which is to be used for fish & wildlife propagation. Water has been put to beneficial use to the maximum extent as follows:

A 9.5 foot high dam with a 30 inch concrete riser & 18 inch CPE barrel as the primary spillway along with a 100 foot wide secondary spillway that stores 34 acre-feet of water.

and the license should be issued for 34.0 acre-feet of storage.

Applicable permit qualifications have been complied with: Yes X

Exceptions to compliance are: none Date Report Completed: July 9, 2002



Timothy G. Schaal, P.E.
Natural Resources Engineer Specialist
DENR, Water Rights Program

REPORT ON INSPECTION OF PERMIT NO. 6268-3

DATE OF INSPECTION: May 28, 2002

NAME & ADDRESS OF INSPECTION CONTACT/ Mrs. Robert Winter

RELATIONSHIP TO PERMIT HOLDER, IF APPLICABLE: wife

NAME & ADDRESS OF PERMIT HOLDER: Robert Winter, 46124 Hwy 14, Volga, SD 57071

DIVERSION POINT LEGAL LOCATION: 1600 ft. north & 1500 ft. west of the SE corner of Sec. 27-T111N-R52W (NW 1/4 SE 1/4).

DAM INFORMATION:

- 1) Height to crest 9.5 feet
- 2) Height to primary spillway 6.0 feet
- 3) Height to secondary spillway 7.5 feet
- 4) Crest width 10 feet
- 5) Crest length 535 feet
- 6) Spillway length XXX feet
- 7) Spillway width 100 feet
- 8) Approx. storage (Normal) 34.0 acre-feet
- 9) Approx. storage (Maximum) 94.0 acre-feet
- 10) Date constructed: 3/29/02

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit lands agree with lands being irrigated and lands listed on permit N/A
- 2) Special qualifications to permit being abided by yes
- 3) All structures, wells and lands on map yes
- 4) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period N/A

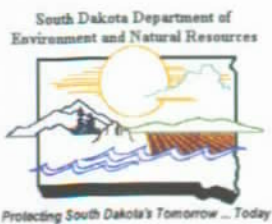
Water Permit Application No. 6268-3



0.5

0

0.5 Miles



Timothy G. Schaal
Timothy G. Schaal, P.E. 7/9/02
Natural Resources Engineer Specialist
Water Rights Program

STATE OF SOUTH DAKOTA

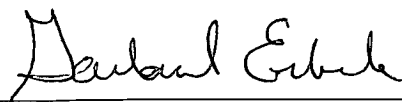
WATER LICENSE NO. 6268-3

(1) Robert Winter, 46124 Hwy 14, Volga SD 57071 made Application No. 6268-3, June 4, 2001 for a water permit to impound 34 acre-feet of water from runoff, Brookings County, South Dakota for fish and wildlife propagation purposes. Permit No. 6268-3, with a priority date of June 4, 2001 was approved August 20, 2001 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before August 20, 2006 and for the application to beneficial use of said water on or before August 20, 2010.

(2) It is certified that the permit holder has complied with the provisions of South Dakota State Law relating to completion of the construction of the storage dam and is entitled to impound 34 acre-feet of water for beneficial use with sufficient water annually to maintain the water level to the outlet elevation. The location of the storage dam (spillway) is 1,600 feet north and 1,500 feet west of the southeast corner of Section 27-T111N-R52W (NW ¼ SE ¼).

(3) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use.

(4) Pursuant to South Dakota Water Law 46-5-30.1 Robert Winter, 46124 Hwy 14, Volga SD 57071 the holder and/or owner of Water Right No. 6268-3 is issued a license to appropriate water, the right to impound 34 acre-feet of water from runoff with sufficient water annually to maintain the water level to the outlet elevation with a priority date of June 4, 2001 from the location specified in (2) of this license for fish and wildlife propagation purposes. This license is subject to any limitations or qualifications listed in Water Right No. 6268-3 and subject to South Dakota State Law.



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

JUL 31 2002

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUL 31 2002

6268-3

Robert Winter
46124 Hwy 14
Volga SD 57071

Dear Mr. Winter:

Enclosed is Water License No. 6268-3. This is the final water right document completing your process of obtaining a Water Right.

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

Sincerely,

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

enclosures