

WATER PERMIT NO. 6701-3

Name of Applicant: ADP, Inc.

Address: 1 ADP Boulevard, Roseland NJ 07068

Phone: 973-974-5000

Amount of Water Claimed: 0.333 cfs

Total Acres: NA

Source of Water Supply: groundwater (one well)

Water to be used for: industrial use

County: MA

Type of Waste Disposal System:

Location: northwest of Sioux Falls

PRIORITY

Date Received: 3-3-06

Application/License Fee: \$275

Corrected Application Received:

Period of Annual Use: January 1 – December 31

Remarks: Backup water supply

Diversion Point: NE ¼ NE ¼ Sec 35-T102N-R50W

Land to be Irrigated: NA

Depth of Well: 284 feet deep

Well Driller: : Dave Putzke Well Drilling

Remarks:

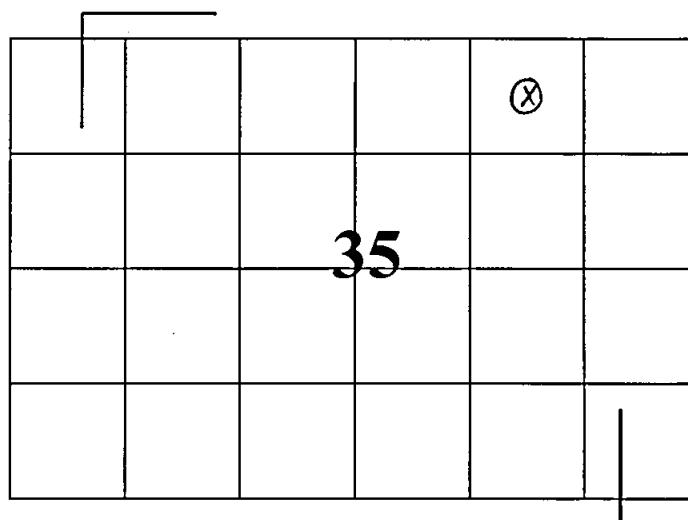
Type of Map: plat

Prepared by: Heidi Kickul, PE

Reviewed and the Number Assigned on: 3-6-06

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



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

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>6701-3</u> (office use only) Hydrologic Unit <u>10170203</u>
	Basin <u>Sioux River</u>
	Newspaper <u>Argus Leader, Sioux Falls</u>

RECEIVED

MAR - 3 2006

WATER RIGHTS
PROGRAM

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

Check use(s) of water:

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

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

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

- ADP, Inc.
- Name of Applicant AUTOMATIC DATA PROCESSING Phone 973-974-5000
(check one) ☒ Owner ☐ Tenant/lessee
 - Mailing Address 1 ADP BOULEVARD ROSELAND N.J. 07068 State NJ, 07068
(Street, RR, or Box and City) (Zip Code)
 - Amount of water claimed 0.333 *CFS or 150 **GPM ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (**Acres Feet - storage capacity of dam/dugout or annual use if applicable)
 - Source of water supply GROUND WATER
 - Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) NORTHEAST 1/4 OF SECTION 35-T102N-R50W (NE1/4 NE1/4)
County MINNEHAHA
 - County or counties where water will be used MINNEHAHA
 - Annual period during which water is to be used YEAR ROUND (JANUARY THROUGH DEC)
 - 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) WELL WATER IS FOR EMERGENCY USE ONLY. IF CITY WATER SUPPLY IS INTERRUPTED WELL WATER WILL BE USED FOR COOLING TOWER MAKE-UP WATER.

STATE OF ~~SOUTH DAKOTA~~ ^{NEW JERSEY}County of MINNEHAHA ^{ESSAY} SS

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

I, James B Benson, President of the applicant, certify that I have read this application, have examined the attached map and that the matters stated are true and that I intend, and am able to complete the necessary construction.Applicant's signature [Signature]Subscribed and sworn to before me this 27th day of January 20 06

[Signature]
DIANA L. ALTSHULER
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES MAY 7, 2009

**SOUTH DAKOTA
WATER PERMIT NO. 6701-3**

Date of first receipt of application March 3, 2006.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6701-3 to ADP, Inc., c/o James B Benson, 1 ADP Boulevard, Roseland NJ 07068 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 6701-3 appropriates 0.333 cubic feet of water per second from one well completed into the Sioux Quartzite (120 feet deep) located in the NE ¼ NE ¼ Section 35-T102N-R50W.
2. The water appropriated shall be used for the purpose of industrial use 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. 6701-3 is May 8, 2006.
5. The date from which applicant may claim right is March 3, 2006.
6. One-fifth of the construction is to be completed on or before November 8, 2008.
7. All construction is to be completed on or before May 8, 2011.
8. Water is to be put to beneficial use on or before May 8, 2015.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATION

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

WATER MANAGEMENT BOARD

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

JUN 12 2006

date



Form 2A

(Complete applicable portions only)

Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter 10" Depth 120'
- b) Casing Type STEEL Diameter 6" Thickness SCHED. 40
- c) Screen Type NONE Diameter _____ Thickness _____
- d) Gravel Pack NONE Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material 284'
- f) Depth to Water (ground surface to water level) 88'
- g) Distance to nearest existing domestic well:

On applicants property _____

On property owned by others 1/2 MILE (APPROX)

2. Wastewater Disposal System Information

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

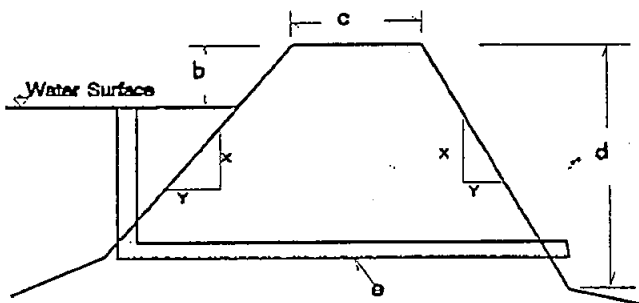
3. Dugout Information

- 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:



- b) Freeboard _____
- c) Crest Width _____
Crest Length _____
- d) Height _____
- e) Primary Outlet Capacity _____
If pipe, diameter _____
- f) Secondary Spillway Capacity _____
Spillway Width _____
- g) X & Y Slope _____
Upstream _____
Downstream _____
- h) Surface Area of Impoundment _____
- i) Storage _____ Acre Feet
- j) Drainage Area Above Dam _____ Acres

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

RECEIVED OF Chris Johnson, 3105 34th Ave S, Minneapolis MN 55406 for ADP, Inc. Date March 6, 20 06

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

Fee for Application for Permit No. <u>6701-3</u> to Appropriate Water, to construct and to put water to beneficial use	225	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. <u>6701-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	275.00

No.

02305

By

Garland Erbe

Chief Engineer

KS

PROJECT INFORMATION:
 PARCEL AREA = 3,240,345 SF = 74.38 AC
 BUILDING AREA = 185,000 SF = 4.25 AC
 BUILDING USE = DATA CENTER
ZONING:
 I-1 INDUSTRIAL = 3,117,845 SF = 71.57 AC
 C-4 COMMERCIAL = 122,500 SF = 2.81 AC

AVAILABLE PARKING:
 617 STALLS - REQUIRED BY ORDINANCE
 43 STALLS - ADJUSTED BY VARIANCE
 2 VAN ACCESSIBLE HANDICAP STALLS
 TOTAL PROVIDED = 45

LEGAL DESCRIPTION:
 NORTHEAST QUARTER (NE1/4) OF SECTION 35,
 T102N, R50W OF THE 5TH P.M., MINNEHAHA COUNTY,
 SOUTH DAKOTA, EXCEPT LOT H1, H2, H3 AND H4
 AND EXCEPT THE EAST 50 FEET THEREOF AND
 EXCEPT THE SOUTH 1344.99 FEET THEREOF

NOTE:
 ALL BUILDING DIMENSIONS TO BE VERIFIED FROM
 ARCHITECTURAL DRAWINGS

BM: RAILROAD SPIKE IN 6TH POWER POLE EAST OF
 THE N1/4 CORNER ON THE NORTH SIDE OF THE
 POWER POLE. ELEV = 1524.03

BM: CHISLED "X" IN CONCRETE AT THE NE SECTION
 CORNER. ELEV = 1526.05

BM: RAILROAD SPIKE IN WEST SIDE OF 3RD POWER
 POLE LOCATED SOUTH OF SECTION CORNER AT
 THE INTERSECTION OF 60TH STREET NORTH AND
 MARION ROAD. POWER POLE IS LOCATED
 APPROXIMATELY 40' NORTH OF THE 42" RCP
 CULVERT UNDER MARION ROAD AND IS ON THE
 EAST SIDE OF MARION ROAD. ELEV = 1500.74

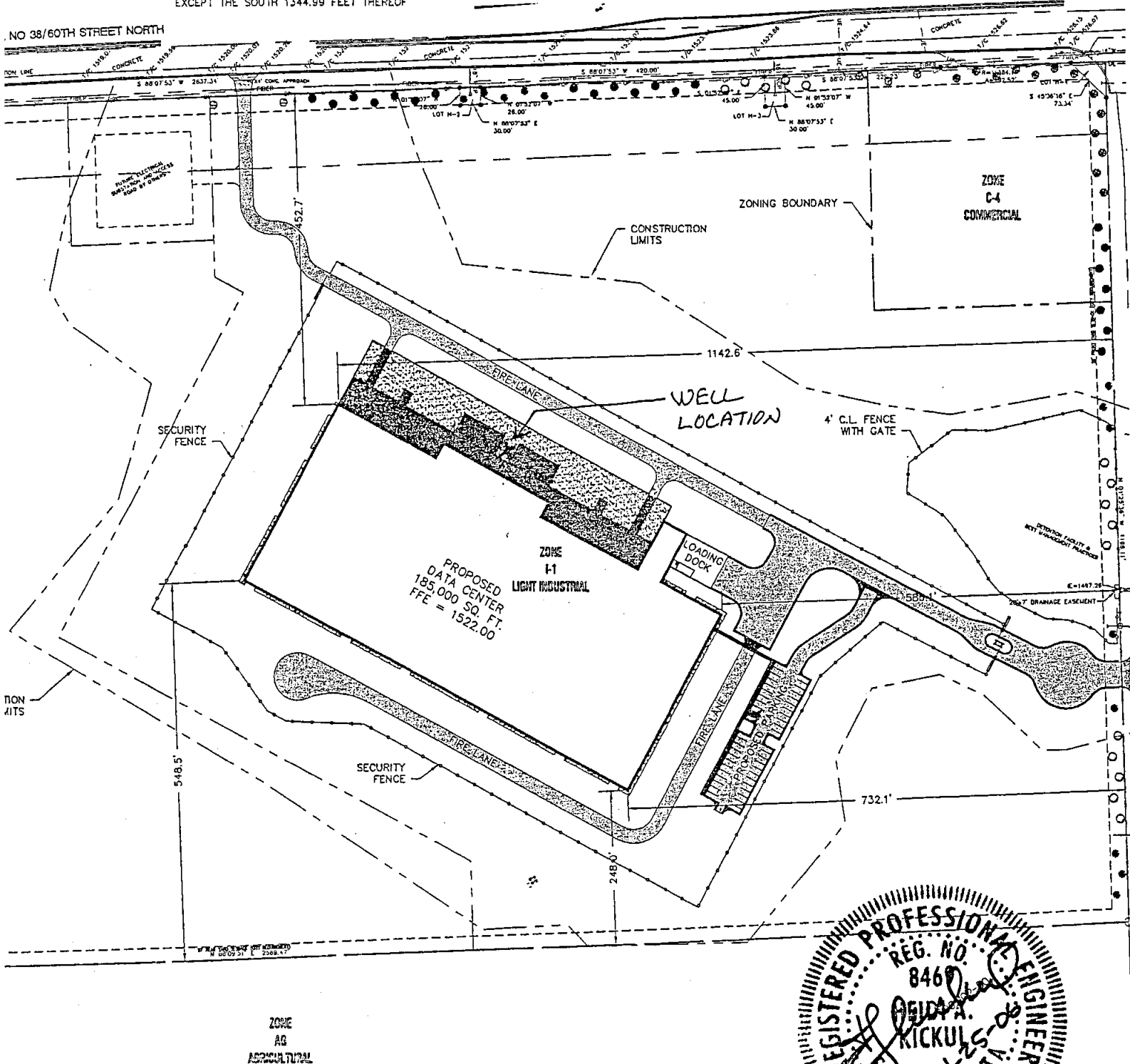
PROJECT SCOPE:

THIS PROJECT INVOLVES DEMOLITION AND CLEARING,
 SITE GRADING, SANITARY SEWER INSTALLATION, WATER
 MAIN CONSTRUCTION, STORM SEWER CONSTRUCTION,
 ASPHALT PARKING LOT AND ACCESS ROADS,
 CONCRETE SIDEWALKS, CONCRETE CURB AND GUTTER,
 FILLETS AND VALLEY GUTTERS, STORMWATER
 DETENTION AND BMP FACILITIES.

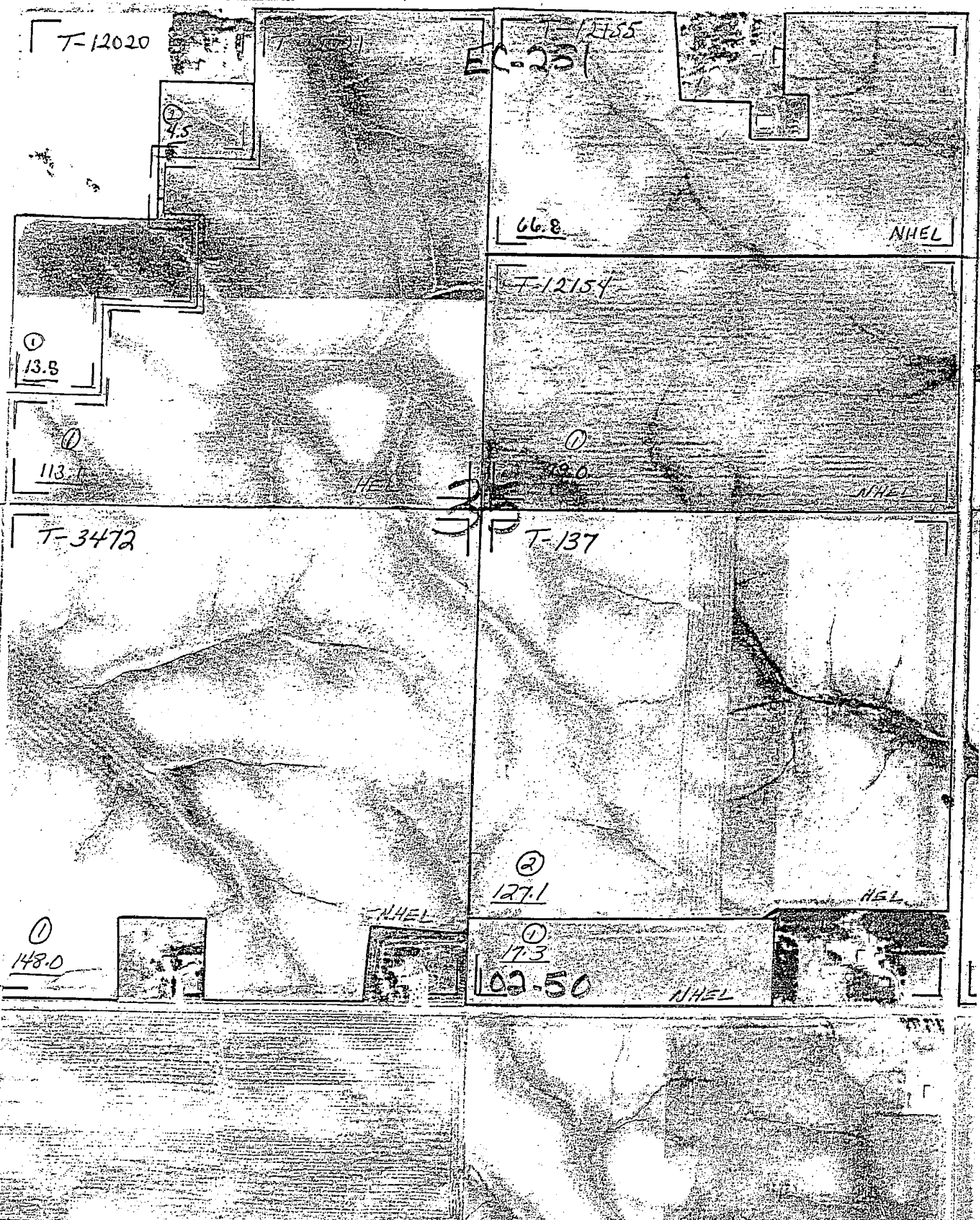
SPECIFICATIONS TO BE USED ARE:

THIS PROJECT SHALL BE CONSTRUCTED IN
 ACCORDANCE WITH THE CITY OF SIOUX FALLS
 "STANDARD SPECIFICATION FOR PUBLIC
 IMPROVEMENTS". THE CITY OF SIOUX FALLS
 "SUPPLEMENTAL STANDARD SPECIFICATIONS" AND THE
 SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION
 STANDARD SPECIFICATIONS FOR ROADS AND BRIDGES
 - 2004 EDITION". ALL AS MODIFIED BY THESE
 PLANS AND PROJECT SPECIFICATIONS.

ZONE
 AG
 AGRICULTURAL



MAP NOT TO SCALE
THIS IS NOT AN OFFICIAL WETLAND MAP



NE 1/4
SEC 35

SOUTH DAKOTA WATER WELL COMPLETION REPORT

07-92

of 1 of Block 1 of ADP Addition, addition
Location 1/4 Sec 35, Twp 10 N, Rg 50 W
City of Sioux Falls, Minnehaha County, South Dakota

Minnehaha

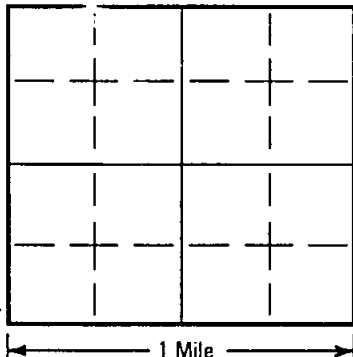
Please mark well location with an "X"

W

E

Well Completion Date

10-1-05



LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? _____ ft. from None (identify source).

PROPOSED USE:

- ☐ Domestic/Stock ☐ Municipal ☒ Business ☐ Test Holes
☐ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Rotary

CASING DATA:

☒ Steel ☐ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
19.18 LB/FT	6 IN	0 FT	120 FT	10 IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
2yds of Slurry	_____	_____ lb./gal	_____ ft	_____ ft
_____	_____	_____ lb./gal	_____ ft	_____ ft

Describe grouting procedure Pump w/ drilling rig

SCREEN: ☐ Perforated pipe ☐ Manufactured

Diameter _____ IN Length _____ FEET

Material _____

Slot Size _____ Set From _____ Feet to _____ Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION: Was well disinfected upon completion?

☒ YES, How: 5 gallon of

chlorine

Laboratory sent to for water quality analysis _____

Well Owner: Holder Construction

Business Name: " "

Address: 5701 W 60th St North
Sioux Falls SD 57107

WELL LOG:

DEPTH

FORMATION	FROM	TO
Top Soil	0	2
Yellow clay	2	76
Blue clay	76	120
Granite	120	284
Granite	284	

STATIC WATER LEVEL 88 Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced Flowrate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped

Describe: AIR &

☐ Bailed

test pump

☐ Other _____

Pumping Level Below Land Surface

220 ft. After 24 Hrs. pumped 150 GPM

_____ ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate _____ GPM

REMARKS

RECEIVED

DEC - 1 2005

WATER RIGHTS PROGRAM

This well was drilled under license # 439

And this report is true and accurate.

Drilling firm Dave Patzke well drilling & repairing

Signature of License Representative:

Dave Patzke

Signature of Well Owner or Equitable Property Holder:

Gary Archer

Date: 11-16-05



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 9, 2005

Holder Construction
5701 W 60th St N
Sioux Falls SD 57107

Dear Sir:

I am writing in regard to a well driller's report filed by Dave Putzke Well Drilling & Repair, Inc. The report shows a new well has been completed on October 1, 2005 for Holder Construction. Based on the information in the report, you may need a water permit for this water use.

1. According to state law, a water permit is needed for any water use except for reasonable, private domestic use. Examples of commercial uses that require a water rights permit are: truckstops; motels; restaurants; bars; clubs; tourist attractions; campgrounds or any other business operation.
2. Also, as a new well owner, you need to be aware of some of your responsibilities. Enclosed is a copy of "Well Owner Responsibilities". Please review these responsibilities to ensure you are complying with all of the requirements.

Enclosed are application forms and instruction sheet to apply for a water permit. The completed forms with the application fee and map can be returned to: Water Rights Program, 523 E. Capitol, Pierre, SD 57501. Please respond by February 1, 2006.

If you believe your water use does not require a water permit or that you have an existing permit, or if help is needed completing the application forms, please contact Ron Duvall or me at (605) 773-3352. We will be happy to assist you in any way possible.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
karen.schlaak@state.sd.us

enclosures

**Water Rights Program - DENR
Conversation File Documentation**

NAME OF PERSON OR FILE: 6701-3 ADP, Inc

ADDRESS: 1 ADP Boulevard, Roseland, NJ 07068 **COUNTY:**

DATE: March 22, 2006 **TELEPHONE:** (973) 974-5000

RE: Legal Location

COMMENTS: While preparing the staff report for application number 6701-3, I noticed that the section listed as the legal location on the well log had a possible error. The location listed on the application read Lot 1 of Block 1 of ADP Addition of the City of Sioux Falls, Minnehaha County South Dakota and also listed Section 24-T102-R50W as per the Register of Deeds (ROD) of Minnehaha County. The legal location listed on the permit application read Section 35-T102-R50W so I contacted the ROD of Minnehaha County to inquire about the legal location in question. After a discussion with the ROD clerk, it was found that the correct legal location should read NE ¼ Section 35-T102-R50W. I corrected and initialed the legal location on the well log.

NAME: Aaron Tieman, Natural Resource Engineer

REPORT ON APPLICATION NO. 6701-3

For ADP, Inc.
March 29, 2006

Application No. 6701-3 proposes to appropriate 0.333 cubic feet of water per second (cfs) from one well completed in to the Sioux Quartzite Aquifer (approximately 284 feet deep) located in the NE ¼ NE ¼ Section 35, T102N R50W in Minnehaha County. The water will serve as a backup supply for industrial use.

AQUIFER – SIOUX QUARTZITE (SOUX)

The Sioux quartzite consists of predominantly orthoquartzite with minor conglomerate and mudstone layers (Tomhave, 1994). The rock underlies all of Minnehaha County (815 square miles) and is locally a well fractured and jointed crystalline rock that will yield water to wells (Lindgren, 1992). Well yields typically are low but depend upon local fracturing and interconnection of fractures and joints within the rock. No estimate is available for the amount of water in storage for the Sioux quartzite aquifer.

A well log filed with the application indicates clay from the surface to 120 feet, granite (probably quartzite) from 120 to 284 feet all below land surface. The completed well had a static water level of 88 feet below land surface and was capable of producing 220 gpm after pumping 24 hours. This equates to a specific capacity of about 1.1 gpm/ft of drawdown. This is a relatively low yield but for this rock type the well is very good.

The Water Rights Program does not monitor any observation wells completed into the Sioux quartzite in this area. One monitoring well MA-80U is located approximately one mile to the southeast but is completed into the quartzite-wash lying directly on the Sioux quartzite. A hydrograph of this observation well is included with this report and labeled as Figure 1 (Water Rights, 2006). However, the water levels for this observation well reflect general aquifer conditions and may not represent water levels in the quartzite.

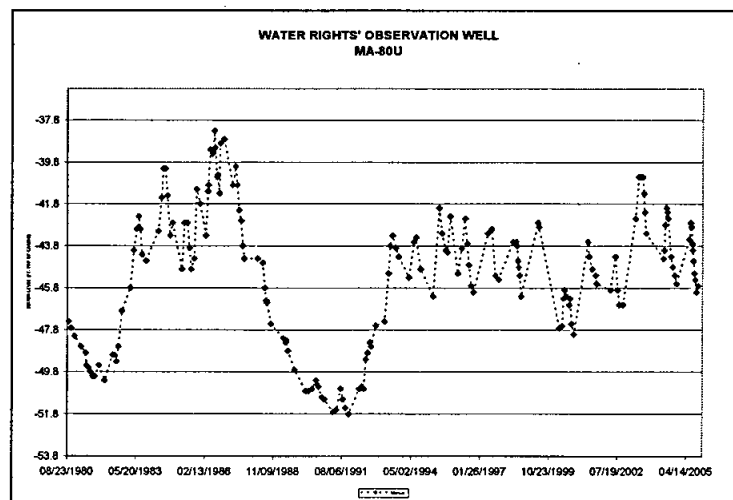


Figure 1. Hydrograph of observation well MA-80U.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

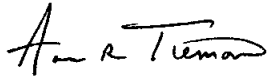
There are two existing Water Rights appropriating ground water within a two mile radius of this application. A list of the permits is included with this report labeled as Table 1. The nearest water right/permit from the Sioux quartzite aquifer is located approximately 1 mile northeast of this application. This well is for Water Right No. 5090-3 (0.07 cfs for institutional use). Interference is not expected to be a problem.

Table 1. Table identifying water rights within a two mile radius of the application.

PERMIT NO	LAST NAME	AQUIFER	USE	CFS
5090-3	MCCROSSAN BOYS RANCH	SOUX	INS	0.07
5926-3	SKYLINE HEIGHTS PUBLIC WK	SRKC	SHD	0.178

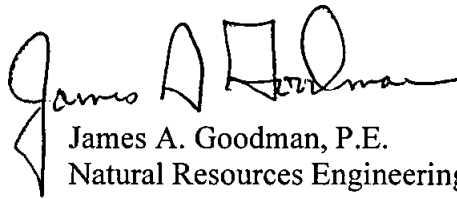
CONCLUSIONS

1. Water is available from the Sioux Quartzite aquifer.
2. This is an existing well and information available from the well drillers report indicates that the well seems to be constructed in accordance with SD Well Construction Standards.
3. Because the amount of water used is minimal, there should be no significant impact on the water levels of the Sioux quartzite aquifer.



Aaron R. Tieman
Natural Resources Engineer

Approved by



James A. Goodman, P.E.
Natural Resources Engineering Director

BIBLIOGRAPHY

- Lindgren, R.J., C.A. Niehus, 1992, Water Resources of Minnehaha County, South Dakota, Water-Resources Investigations Report 91-4101, USGS, Huron, SD, 57350.
- Tomhave, D.W., 1994, Geology of Minnehaha County, South Dakota, Bulletin 37, SD DENR, SDGS, Vermillion, SD, 57069.
- Water Right, 2006, Unpublished Observation Well Data for Hutchinson County, SD DENR, DES, Water Rights Program, Pierre, SD, 57501.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6701-3, ADP, Inc.**

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. 6701-3, ADP, Inc., c/o James Benson, 1 ADP Boulevard, Roseland NJ 07068.

The Chief Engineer is recommending APPROVAL of Application No. 6701-3 because: 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion has been 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 qualification:

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

See report on application for additional information.

Garland Erbele, Chief Engineer
April 7, 2006

AFFIDAVIT OF PUBLICATION-

Customer Number: **078340**
 Invoice Number: **928731**

Water Rights Program

Argus Leader
AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA

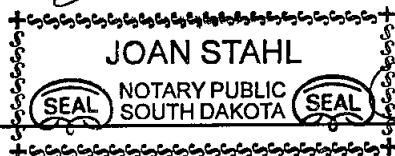
COUNTY OF MINNEHAHA } ss

Betty Jones being duly sworn, says: That The Argus Leader is, and during all the times hereinafter mentioned was, a daily legal newspaper as defined by SDCL 17-2-21, as amended published at Sioux Falls, Minnehaha County, South Dakota; that affiant is and during all of said times, was an employee of the publisher of such newspaper and has personal knowledge of the facts stated in this affidavit; that the notice, order or advertisement, a printed copy of which is hereto attached, was published in said newspaper upon

Wednesday ,the 19 day of April 2006 ,
Wednesday ,the 26 day of April 2006 ,
 _____ ,the _____ day of _____ 2006 ,
 _____ ,the _____ day of _____ 2006 ,
 _____ ,the _____ day of _____ 2006 ,
 _____ ,the _____ day of _____ 2006 ,
 _____ ,the _____ day of _____ 2006 ,

and that \$100.77 was charged for publishing the same

Betty Jones
 Subscribed and sworn to before me 4/26/2006 .



Joan Stahl
 Notary Public, South Dakota

My Commission expires June 30, 2011

OK

State Notices

NOTICE OF APPLICATION NO. 6701-3 to Appropriate Water Notice is given that ADP, Inc., c/o James B Benson, 1 ADP Boulevard, Roseland NJ 07068 has filed an application for a water permit to appropriate 0.333 cubic feet of water per second from one well completed into the Sioux Quartzite (120 feet deep) located in the NE1/4 NE1/4 Section 35-T102N-R50W. The water will serve as a backup supply for industrial use. Pursuant to SDCL 46-2A-2 the Chief Engineer recommends

APPROVAL of Application No. 6701-3 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 May 8, 2006.

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. 928731 Apr. 19 & 26, 2006

RECEIVED
APR 28 2006
WATER RIGHTS PROGRAM



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
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.**

April 10, 2006

ADP Inc
% James B Benson
1ADP Boulevard
Roseland NJ 07068

Dear Mr. Benson:

Water Permit Application No. 6701-3 for industrial use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent to the Publisher of the Argus Leader printed at Sioux Falls, SD (Ph # 605-331-2200). 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 and to arrange for payment. Early contact with the paper can eliminate delays. Upon receiving authorization, the publisher has been instructed to publish your notice once each week for two consecutive weeks. The newspaper has also been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Eric Gronlund
Natural Resources Engineer
(605) 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 10, 2006

Argus Leader
PO Box 5034
Sioux Falls SD 57117-5034

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application No. 6701-3 to Appropriate Water to be published twice. Please publish the first notice on April 19, 2006 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 ADP Inc., % James B Benson, 1ADP Boulevard, Roseland NJ 07068 (Ph # 973-974-5000).

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. 6701-3

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

Date _____

We are in receipt of your letter of April 10, 2006 enclosing Notice to Appropriate Water by Application No. 6701-3 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 April 19, 2006 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6701-3 to Appropriate Water

Notice is given that ADP, Inc., c/o James B Benson, 1 ADP Boulevard, Roseland NJ 07068 has filed an application for a water permit to appropriate 0.333 cubic feet of water per second from one well completed into the Sioux Quartzite (120 feet deep) located in the NE ¼ NE ¼ Section 35-T102N-R50W. The water will serve as a backup supply for industrial use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6701-3 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 May 8, 2006.

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.



JUN 12 2006

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

ADP Inc
%James B Benson
1 ADP Boulevard
Roseland NJ 07068

Dear Mr. Benson:

Enclosed is Water Permit No. 6701-3 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

6701-3

RECEIVED
JUN 21 2006
WATER RIGHTS
PROGRAM

FACSIMILE TRANSMITTAL SHEET

TO:

Garland Erbele

FROM:

Chris Johnson / ADP DC-2

COMPANY:

South Dakota Department of
Environment and Natural Resources

DATE:

6/21/06

FAX NUMBER:

605-773-6035

TOTAL NO. OF PAGES, INCLUDING COVER:

3

RE:

Water Permit 6701-3

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Mr. Erbele,

Please review and confirm everything is in order. Contact me with any questions or comments you might have.

Thank you for your time and attention to this matter.

Respectfully,

Chris Johnson
Holder Construction Company
4915 North Marion Road
Sioux Falls, SD. 57107
Tel. 605-336-3202
Fax. 605-336-32036-22-2006: I called and spoke with Mr. Johnson.
Ownership has not changed - The Sioux Falls
office handles the project. For future
reference, the local contact person is:Dale Vierkant, Facilities Director
(605) 731-5905

Genny

5701 WEST 60TH STREET NORTH, SIOUX FALLS, SD 57107

ADP DC-2

Form 10

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

Date 6-21-06

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

FROM: CHRIS JOHNSON
(name)
4915 NORTH MARION ROAD
(address)
SIOUX FALLS, SD. 57107 605-336-3202
(city, state, zip) (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. 6701-3 states that the water use system is to be constructed by
MAY 8, 2011, and water is to be put to beneficial use by MAY 8, 2015.
(date) (date)

The water use system was completed on 6-10-06.
(date)

Applying the water to beneficial use was completed on 6-12-06.
(date)

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

[Signature]
(signature)





June 22, 2006

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

6701-3

Chris Johnson
Holder Construction Company
4915 North Marion Rd
Sioux Falls SD 57107

Dear Mr. Johnson:

I am writing to acknowledge receipt of the "Notice of Completion of Works" form you submitted for Water Permit No. 6701-3.

Submission of the form is a notification to us that the project has been completed and is ready for inspection. Water Permit inspections are done on a county-by-county basis as staff time permits. Lynn Beck, a staff engineer with our program will be conducting investigations in Minnehaha and Lincoln Counties in the next couple weeks. I have given Lynn your name and phone number to make the necessary arrangements.

ADP Inc. has complied with all of the requirements for obtaining a water permit and subsequent licensing. The license and inspection fee was paid back when the original application was submitted. No additional fees are needed. ADP Inc. can continue to use water as outlined in the permit and the intervening time between the inspection and issuance of the water license has no bearing on the permit itself.

Thank you for contacting us and if we can answer any questions, please let us know.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

c: faxed to Chris Johnson (605) 336-3203

Permit No. 6701-3
Big 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, June 8²⁶, 2006, made a thorough examination of the water use system constructed by ADP, Inc. of % James B. Benson, 1 ADP Boulevard, Roseland NJ 07068 holder of Permit No. 6701-3, bearing the priority of March 3, 2006 authorizing the diversion of 0.333 cu. ft. per second of the waters of Sioux Quartzite for industrial purposes, in Minnehaha County.

Inspection contact & relationship to permit holder, if applicable: **Chris Johnson, MEP Coordinator, Holder Construction Company. 605.336.3202**

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Dave Putzke Well Drilling & Repair Inc.
- 2) No. of Wells 1
- 3) Depth(s) 284 feet
- 4) Well log is available yes
- 5) Comment: drilled into granite formation

Casing:

- 1) Diameter 6 inches
- 2) Length 120 feet
- 3) Type steel

Screen:

- 1) Type granite
- 2) Length _____ feet
- 3) Static water level 88 feet

Pump:

- 1) Make Grunfoss
- 2) Model _____
- 3) Size 6"
- 4) Capacity 150 GPM

Motor:

- 1) Make Hitachi
- 2) Model No. VCTI
- 3) Horsepower rating 20 hp

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

- 1) Type copper
- 2) Size 4 inches
- 3) Length 25 feet

C. Works used to apply water to beneficial use:

Cooling unit at the data storage center.

D. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by yes
- 2) Exceptions to compliance are: none

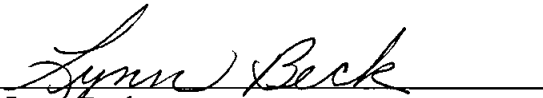
The system is in good and new condition with the point(s) of diversion located as follows: 590' S and 920' W of the NE corner Section 35-T102N-R50W in the NE NE Section 35. The works are capable of diverting and conveying to the place of use 0.333 cu. ft. per second of water which is to be used for industrial emergency water supply. Water has been put to beneficial use to the maximum extent as follows:

Back-up water supply for cooling unit at the data storage center.

The license should be issued for 0.333 cfs.

All structures, wells and lands on map yes

Comments or other permit(s) associated with the project:



Lynn Beck
Natural Resources Engineer Specialist
DENR, Water Rights Program

Date report completed: July 3, 2006

From Lynn's notes: Lat: 40.600318
Long: -96.794525

Dr



Chris Johnson *to*
MEP Coordinator

HOLDER CONSTRUCTION COMPANY
ADP DC-2 - SIOUX FALLS, SD
5701 W. 60th Street North
Sioux Falls, SD 57107

605-336-3202
605-336-3203 (fax)
chrisjohnson@holder.com

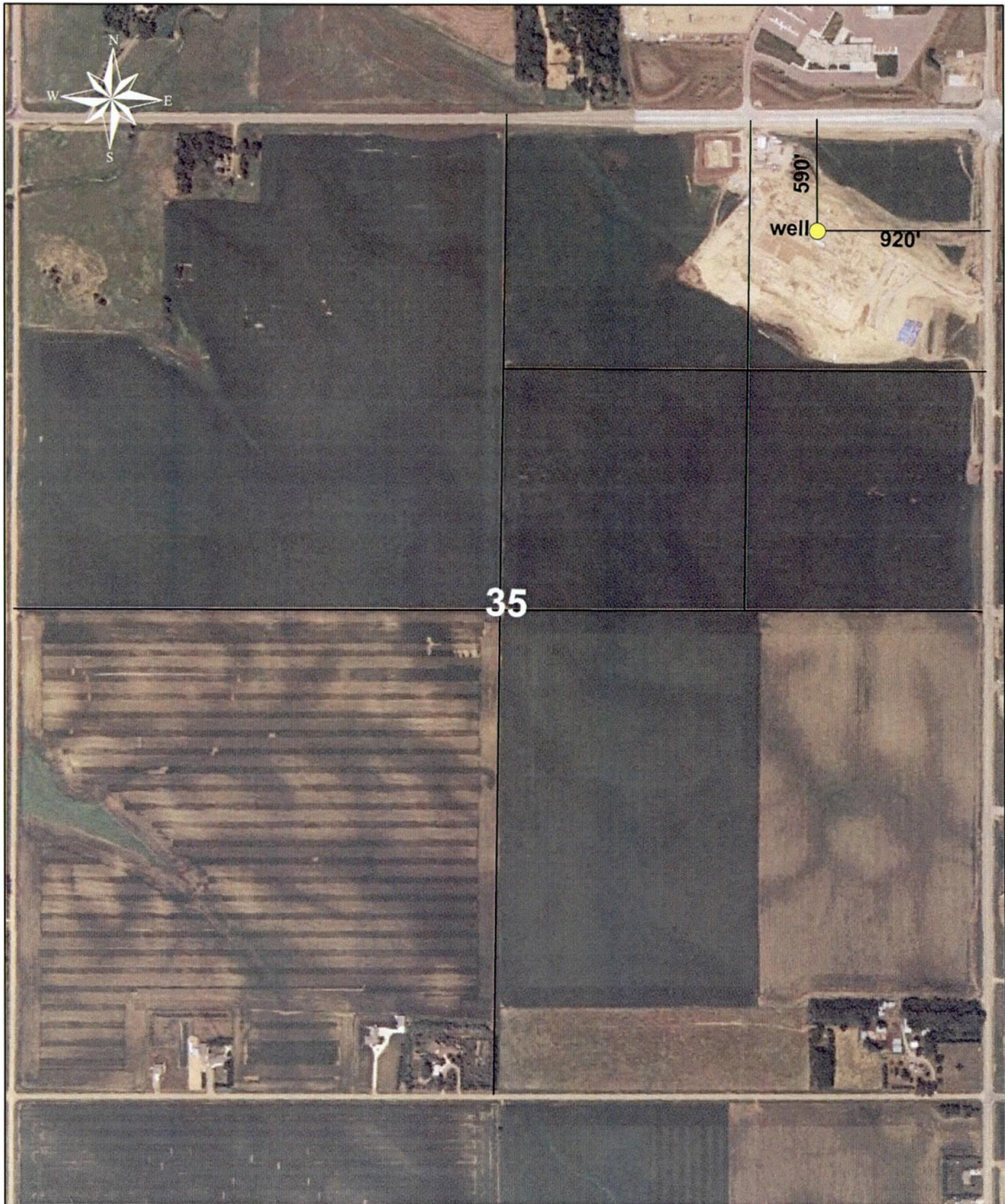
ATLANTA • PHOENIX • WASHINGTON D.C.

WATER RIGHT 6701-3

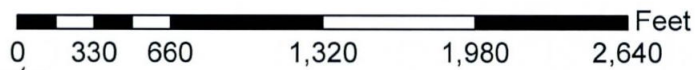
ADP, Inc.

R50W

T102N



SCALE



Lynn Beck

Lynn Beck
Natural Resources Engineer
DENR - Water Rights Program
July 3, 2006



STATE OF SOUTH DAKOTA

WATER LICENSE NO. 6701-3

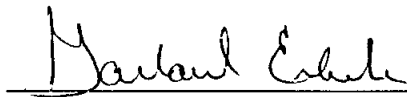
(1) ADP, Inc., c/o James Benson, 1 ADP Boulevard, Roseland NJ 07068 made Application No. 6701-3, March 3, 2006 for a water permit to divert 0.333 cubic feet of water per second from groundwater (one well), Minnehaha County, South Dakota for industrial purposes. Permit No. 6701-3, with a priority date of March 3, 2006 was approved May 8, 2006 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before May 8, 2011 and for the application to beneficial use of water on or before May 8, 2015.

(2) The water supply system has been completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Codified Law 46-5-30.1, the holder and/or owner of Water Right No. 6701-3 is issued a license, bearing a priority date of March 3, 2006 to appropriate 0.333 cubic feet of water per second from groundwater (one well) for industrial use (back-up water supply) for the cooling unit at the data storage center.

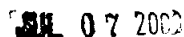
The diversion point is located: 590 feet south and 920 feet west of the northeast corner of Section 35-T102N-R50W (NE ¼ NE ¼).

(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit No. 6701-3 including the following now applicable qualification:

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



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



date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUL 07 2006

6701-3

ADP, Inc.
c/o James Benson
1 ADP Boulevard
Roseland NJ 07068

Dear Mr. Benson:

Enclosed is Water License No. 6701-3. This is the final water right document completing your process of obtaining a Water Right.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 6701-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

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

c: Chris Johnson, Holder Construction Co.

enclosures