

WATER PERMIT NO. 7207-3

Name of Applicant: Lewis & Clark Regional Water System

Address: 401 E 8th St, Suite 306, Sioux Falls SD 57103

Phone: 605 336-8688

Amount of Water Claimed: 12,000 AF

Total Acres: NA

Source of Water Supply: groundwater (5 wells)

Water to be used for: rural water system use

County: Clay

Type of Waste Disposal System:

Location:

PRIORITY

Date Received: 7-13-10

Application/License Fee: \$

Corrected Application Received:

Period of Annual Use: January 1 – December 31

Remarks: Place to beneficial use remaining 6,835 AF authorized by No. 5832A-3 and 5,165 AF authorized by No. 6869A-3.

Diversion Point: S ½ Section 26, Section 35-T92N-R52W, E ½ Section 2-T91N-R52W (SD Survey), SW ¼ Section 15-T32N-R4E, W ½ Section 22, N ½ Section 27-T32N-R4E (Neb Survey).

Land to be Irrigated: NA

Depth of Well: NA

Well Driller:

Remarks:

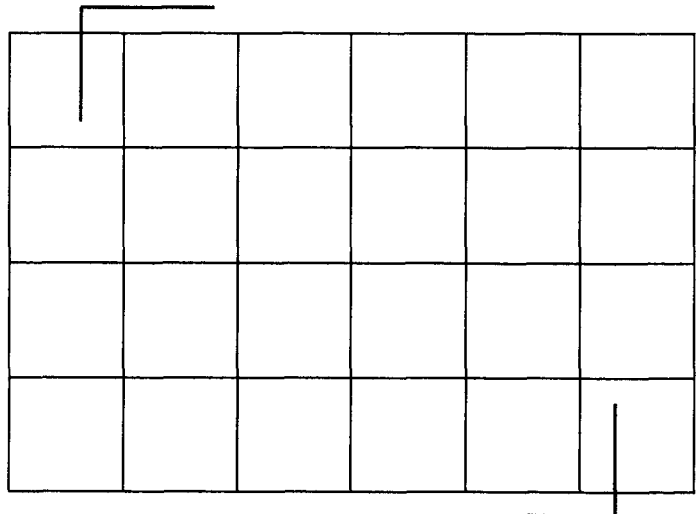
Type of Map: topo

Prepared by: Daniel Graber, PE

Reviewed and the Number Assigned on: 7-14-10

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



Mail to:
PMB 2020
DENR - Water Rights
523 E Capitol Ave
Pierre, SD 57501-3182
ph. (605) 773-3352

No. 7207-3 (office use only)
Hydrologic Unit 10170101
Basin Missouri River
Newspaper _____

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JUL 13 2010
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:

(check one)

☐ New ☐ Vested Right (Use predates Mar 2, 1955) ☐ Future Use Reservation
☒ Place to Beneficial Use Water Reserved by Future Use Permit No. 5832-3
☐ Amendment/Correction to Permit No. and 6869-3

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

Added 5 wells in areas designated as Well Site A & E.

- Name of Applicant Lewis and Clark Regional Water System Phone _____
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address 401 E 8th St., Suite 306 Sioux Falls SD 57103
(Address) (City) (State) (Zip Code)
- Amount of water claimed 20 *CFS or 12,000 **GPM ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (***Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply Missouri: Elk Point Aquifer
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) County Clay
Site A (3 Wells): S1/2 Sec. 26, Sec. 35-T92N, R52W (SD Surv.), SW1/4 of Sec. 15 T32N, R4E (Neb. Surv.)
Site E (2 Wells): E1/2 Sec. 2-T91N, R52W(SD Surv.), W1/2 Sec. 22, N 1/2 Sec. 27 T32N, R4E (Neb.)
- County or counties where water will be used Lewis and Clark Regional Water System
- Annual period during which water is to be used January 1 - December 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)
See Attached Letter and Well Construction Information.

STATE OF SOUTH DAKOTA)

County of _____) SS

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

I, DAN Zulkosky, 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 _____

Subscribed and sworn to before me this 7th day of July 20 10

Troy Larson
Notary Public signature

**SOUTH DAKOTA
WATER PERMIT NO. 7207-3**

Date of first receipt of application July 13, 2011.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 7207-3 to Lewis & Clark Regional Water System, c/o Troy Larson, 401 E 8th St, Suite 306, Sioux Falls SD 57103 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. 7207-3 authorizing construction and placing to beneficial use 12,000 acre-feet of water annually at a total maximum diversion rate of 20 cubic feet of water per second from five wells completed into the Missouri:Elk Point Aquifer located in Brewer Lot 1 and Lot 2 SW 1/4 and NW 1/4 Section 27, T32N, R4E, Brewer Lot 1 SW 1/4 Section 22, T32N, R4E, Blickle Lot 1 NW 1/4 Section 22, T32N, R4E, Blickle Lot 1; Parcels X, Y and Z except Lots H1 and except that part Parcel Z E of Lot H1 N 1/2 Section 15, T32N, R04E; and Lots 1, 2, 3 and 4 Except Lot H1 Section 26, T92N, R52W. This water has been appropriated and reserved under existing Future Use Permits. The permit holder is authorized to apply to beneficial use the remaining 6,835 acre-feet annually reserved by Permit No. 5832-3 and 5,165 acre-feet reserved by Permit Nos. 6869-3 and 6968A-3.
2. The water appropriated shall be used for providing water supplies for the regional water system which supplies 20 public water systems in Turner, Lincoln, Minnehaha, Union, Lake, Clay and McCook counties in South Dakota; as well as Rock and Nobles counties in Minnesota; and Lyons, Sioux, Osceola and O'Brien counties in Iowa 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. 7207-3 is January 3, 2011.
5. The date from which applicant may claim right is July 8, 1994 (6,835 acre-feet) and July 16, 2007 (5,165 acre-feet).
6. One-fifth of the construction is to be completed on or before July 3, 2013.
7. All construction is to be completed on or before January 3, 2016.
8. Water is to be put to beneficial use on or before January 3, 2020.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

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

(continued)

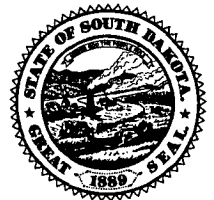
2. The wells authorized by Permit No. 7207-3 shall be constructed by a licensed well driller and construction of the well and installation of the pump shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.
3. Water Permit No. 7207-3 authorizes a total annual diversion of 12,000 acre feet of water.
4. Lewis and Clark Regional Water System shall report to the Chief Engineer annually the amount of water withdrawn from the Missouri:Elk Point Aquifer.

WATER MANAGEMENT BOARD

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

MAR 03 2011

date



Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter --attachment-- Depth
- b) Casing Type Diameter Thickness
- c) Screen Type Diameter Thickness
- d) Gravel Pack 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 applicant's 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) Year Constructed
- c) Connected to the City of Sanitary System

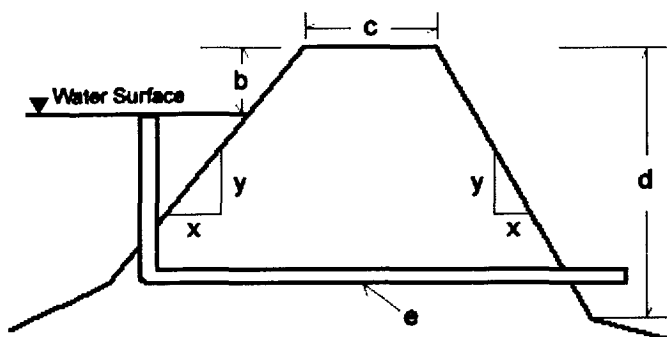
3. Dugout Information

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

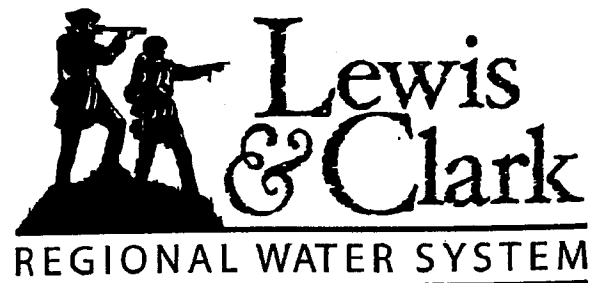
4. Water Storage Dams

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:



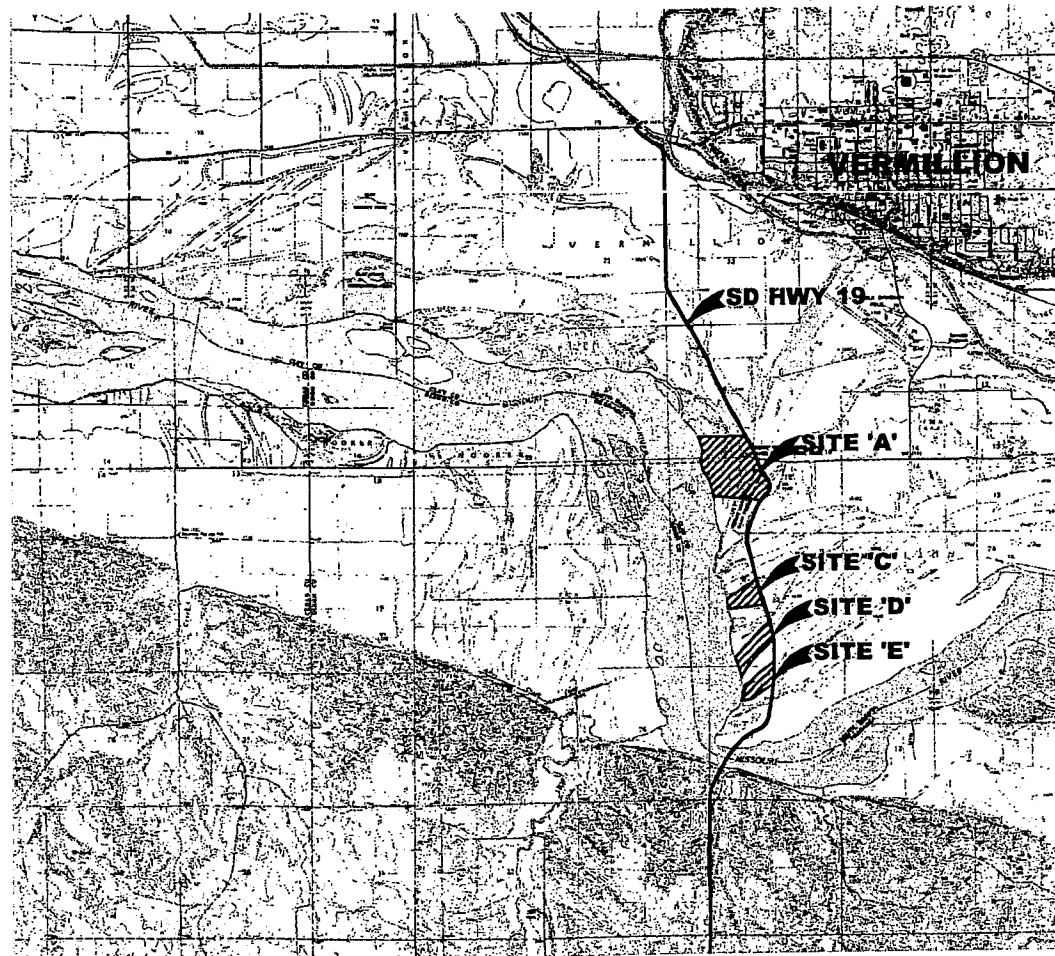
- b) Freeboard
- c) Crest Width
Crest Length
- d) Height
- e) Primary Outlet Capacity
If pipe, diameter
- f) Secondary Spillway Capacity
Spillway Width
- g) X & Y Slope (e.g. 3 to 1 is a typical slope)
Upstream
Downstream
- h) Surface Area of Impoundment
- i) Storage Acre Feet
- j) Drainage Area Above Dam Acres



Organized to bring Missouri River water to northwest Iowa, southwest Minnesota
and southeast South Dakota

BANNER
BANNER ASSOCIATES, INC.
CONSULTING ENGINEERS & ARCHITECTS

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Contract Drawings For

Well Field Facilities - Sites C and D Pumps, Sites A and E Wells

Near Vermillion, South Dakota

Lewis and Clark Regional Water System, Inc.
Sioux Falls, South Dakota

Drawings

Banner Project No.
20000.15.01

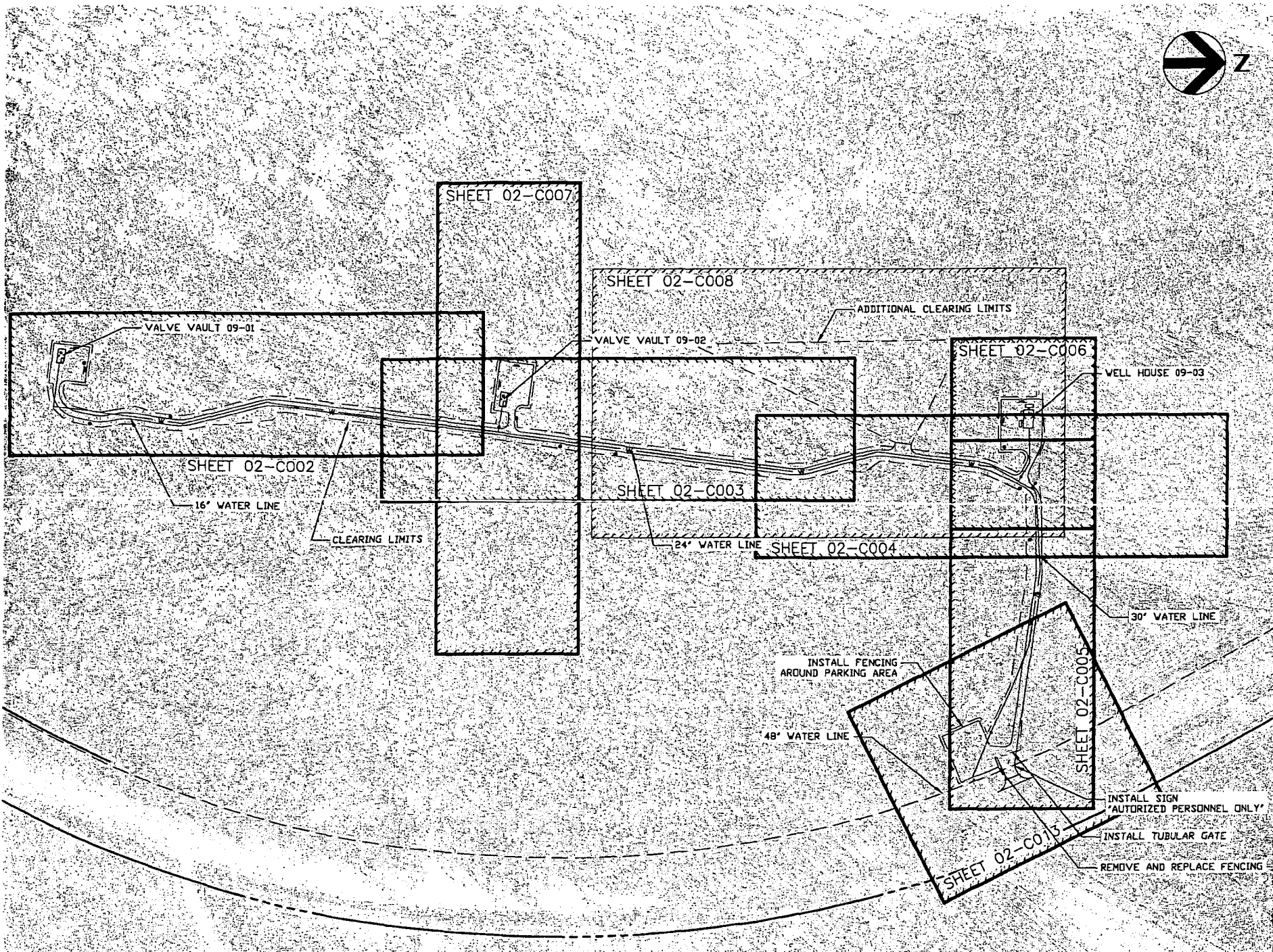
HDR Project Nos.
000000000109424
000000000115019

March 2010

HDR

HDR Engineering, Inc.

Issue For Bid



- GENERAL NOTES
1. ALL HIGHWAY APPROACHES, FENCING AND GATES TO BE CONSTRUCTED PRIOR TO COMMENCING ANY OTHER WORK.
 2. THE GATES TO BE LOCKED WHEN THE CONTRACTOR IS NOT PRESENT. SDG&P, OWNER AND THE ENGINEER WILL HAVE OFF HOURS ACCESS.
 3. ACCESS BETWEEN WELL SITES VIA SD HIGHWAY 19 ONLY.
 4. CONTRACTOR TO PROVIDE 3/8" INCH CHAIN FOR GATE.

SITE 'A' COORDINATE/ELEVATION TABLE					SITE 'A' COORDINATE/ELEVATION TABLE (CONTINUED)				
NO	NORTHING	EASTING	ELEVATION	DESCRIPTION	NO	NORTHING	EASTING	ELEVATION	DESCRIPTION
1	N 168,634.82	E 2,876,379.42	NA	VALVE VAULT 09-01	53D	N 170,142.91	E 2,876,359.89	NA	CLEARING LIMITS
2	N 168,643.76	E 2,876,373.07	NA	NW CORNER VALVE VAULT	53E	N 170,411.20	E 2,876,355.63	NA	CLEARING LIMITS
3	N 168,626.11	E 2,876,398.92	NA	SE CORNER VALVE VAULT	53F	N 170,361.30	E 2,876,459.52	NA	CLEARING LIMITS
4	N 168,621.33	E 2,876,359.92	1145.00	CORNER GRAVEL PAD	53G	N 170,311.40	E 2,876,563.40	NA	END OF RETURN
5	N 168,690.59	E 2,876,369.36	1144.30	CORNER GRAVEL PAD	53H	N 170,322.21	E 2,876,581.97	NA	END OF RETURN
5A	N 168,679.79	E 2,876,400.72	NA	OBSERVATION WELL	54	N 170,225.35	E 2,876,588.67	NA	END OF RETURN
6	N 168,681.05	E 2,876,440.17	1143.60	CORNER GRAVEL PAD	55	N 170,261.71	E 2,876,586.25	NA	END OF RETURN
7	N 168,647.13	E 2,876,435.55	1143.94	END OF RETURN	56	N 170,443.51	E 2,876,597.65	NA	END OF RETURN
8	N 168,610.54	E 2,876,439.19	1144.20	CORNER GRAVEL PAD	57	N 170,441.97	E 2,876,609.55	NA	END OF RETURN
9	N 168,619.62	E 2,876,446.57	NA	END OF RETURN	58	N 170,471.14	E 2,876,618.29	NA	END OF RETURN
10	N 168,631.51	E 2,876,448.19	NA	END OF RETURN	59	N 170,472.20	E 2,876,608.36	NA	22.5° BEND
11	N 168,664.94	E 2,876,436.94	NA	END OF RETURN	60	N 170,476.40	E 2,876,607.50	NA	END OF RETURN
12	N 168,620.31	E 2,876,486.02	NA	90° BEND	61	N 170,509.57	E 2,876,623.69	NA	END OF RETURN
13	N 168,662.16	E 2,876,508.61	NA	END OF RETURN	62	N 170,522.06	E 2,876,637.44	NA	36"x16"x36" TEE
14	N 168,686.11	E 2,876,514.30	NA	END OF RETURN	62A	N 170,526.58	E 2,876,628.58	NA	16" GATE VALVE
14A	N 168,691.16	E 2,876,521.25	NA	OBSERVATION WELL	63	N 170,528.94	E 2,876,616.66	NA	END OF RETURN
15	N 168,688.89	E 2,876,502.63	NA	END OF RETURN	64	N 170,539.08	E 2,876,595.87	NA	END OF RETURN
16	N 168,733.10	E 2,876,502.45	NA	END OF RETURN	65	N 170,527.70	E 2,876,574.85	1140.16	END OF RETURN
17	N 168,733.94	E 2,876,502.24	NA	END OF RETURN	66	N 170,487.68	E 2,876,574.85	1139.76	CORNER GRAVEL PAD
18	N 168,736.96	E 2,876,514.10	NA	END OF RETURN	67	N 170,487.58	E 2,876,474.85	1140.56	CORNER GRAVEL PAD
19	N 168,736.80	E 2,876,513.90	NA	END OF RETURN	68	N 170,567.69	E 2,876,474.75	1141.36	CORNER GRAVEL PAD
20	N 168,772.57	E 2,876,512.12	NA	END OF RETURN	69	N 170,549.60	E 2,876,495.77	NA	NW CORNER WELL HOUSE
21	N 168,774.27	E 2,876,500.24	NA	END OF RETURN	70	N 170,531.64	E 2,876,531.79	NA	SE CORNER WELL HOUSE
21A	N 168,849.33	E 2,876,506.60	NA	OBSERVATION WELL	71	N 170,542.94	E 2,876,503.78	NA	WELL 09-03
22	N 168,854.98	E 2,876,511.77	NA	END OF RETURN	72	N 170,567.35	E 2,876,552.65	1140.58	END OF RETURN
23	N 168,892.39	E 2,876,509.57	NA	END OF RETURN	72A	N 170,494.06	E 2,876,569.30	NA	OBSERVATION WELL
24	N 168,853.28	E 2,876,513.65	NA	END OF RETURN	73	N 170,561.68	E 2,876,576.92	NA	END OF RETURN
25	N 168,874.27	E 2,876,520.59	NA	22.5° BEND	74	N 170,542.97	E 2,876,601.58	NA	22.5° & 11.25° BENDS
26	N 168,895.46	E 2,876,521.17	NA	END OF RETURN	75	N 170,542.64	E 2,876,615.95	NA	END OF RETURN
27	N 169,024.67	E 2,876,474.48	NA	END OF RETURN	76	N 170,547.32	E 2,876,644.08	NA	END OF RETURN
28	N 169,040.39	E 2,876,476.51	NA	22.5° BEND	77	N 170,553.49	E 2,876,655.77	NA	45° BEND
29	N 169,066.40	E 2,876,471.93	NA	END OF RETURN	77A	N 170,549.82	E 2,876,650.16	NA	6" GATE VALVE
30	N 169,027.75	E 2,876,486.07	NA	END OF RETURN	77B	N 170,554.86	E 2,876,641.52	NA	FIRE HYDRANT
31	N 169,064.81	E 2,876,483.83	NA	END OF RETURN	77C	N 170,548.31	E 2,876,652.75	NA	36"x6"x36" TEE
32	N 169,492.76	E 2,876,538.10	NA	24"x16"x24" TEE	78	N 170,530.26	E 2,876,647.13	NA	END OF RETURN
32A	N 169,494.11	E 2,876,528.19	NA	16" GATE VALVE	78A	N 170,525.01	E 2,876,651.17	NA	OBSERVATION WELL
33	N 169,496.48	E 2,876,531.65	NA	END OF RETURN	79	N 170,554.96	E 2,876,686.02	NA	END OF RETURN
34	N 169,513.05	E 2,876,519.81	NA	END OF RETURN	80	N 170,556.23	E 2,876,666.16	NA	11.25° BEND
35	N 169,482.48	E 2,876,494.95	1142.33	CORNER GRAVEL PAD	81	N 170,566.96	E 2,876,685.84	NA	END OF RETURN
36	N 169,493.74	E 2,876,486.39	NA	SE CORNER VALVE VAULT	81A	N 170,544.60	E 2,876,752.94	NA	OBSERVATION WELL
37	N 169,502.45	E 2,876,466.89	NA	VALVE VAULT 09-02	82	N 170,564.97	E 2,876,809.19	NA	11.25° BEND
38	N 169,511.39	E 2,876,460.53	NA	NW CORNER VALVE VAULT	83	N 170,568.90	E 2,876,816.17	NA	END OF RETURN
39	N 169,495.97	E 2,876,395.86	1141.33	CORNER GRAVEL PAD	84	N 170,567.91	E 2,876,832.32	NA	END OF RETURN
40	N 169,562.36	E 2,876,404.90	1142.00	CORNER GRAVEL PAD	85	N 170,556.90	E 2,876,816.35	NA	END OF RETURN
41	N 169,551.38	E 2,876,485.55	1142.81	CORNER GRAVEL PAD	86	N 170,536.02	E 2,876,830.67	NA	END OF RETURN
42	N 169,539.52	E 2,876,484.05	1142.69	END OF RETURN	87	N 170,544.06	E 2,876,962.76	NA	11.25° BEND
43	N 169,525.05	E 2,876,499.22	NA	END OF RETURN	87A	N 170,471.23	E 2,877,134.55	NA	30" GATE VALVE
43A	N 169,528.01	E 2,876,509.99	NA	OBSERVATION WELL	88	N 170,498.52	E 2,877,221.00	NA	END OF RETURN
44	N 169,525.05	E 2,876,525.59	NA	END OF RETURN	88A	N 170,518.74	E 2,877,207.55	NA	END OF RETURN
45	N 169,536.68	E 2,876,537.23	NA	END OF RETURN	88B	N 170,485.40	E 2,877,254.13	NA	END OF RETURN
45A	N 169,615.01	E 2,876,566.37	NA	OBSERVATION WELL	88C	N 170,553.41	E 2,877,224.99	NA	END OF RETURN
46	N 169,724.31	E 2,876,581.45	NA	OBSERVATION WELL	88D	N 170,521.63	E 2,877,214.30	NA	END OF RETURN
46A	N 170,065.63	E 2,876,622.78	NA	END OF RETURN	88E	N 170,530.12	E 2,877,181.52	NA	END OF RETURN
47	N 170,086.51	E 2,876,618.93	NA	22.5° BEND	89	N 170,511.47	E 2,877,151.76	NA	END OF RETURN
48	N 170,107.62	E 2,876,620.18	NA	END OF RETURN	90	N 170,494.55	E 2,877,164.55	NA	END OF RETURN
49	N 170,067.28	E 2,876,610.89	NA	END OF RETURN	91	N 170,482.89	E 2,877,184.87	NA	END OF RETURN
50	N 170,104.51	E 2,876,608.59	NA	END OF RETURN	92	N 170,448.12	E 2,877,111.53	NA	CORNER OF PARKING
51	N 170,222.25	E 2,876,577.08	NA	END OF RETURN	93	N 170,374.26	E 2,877,142.26	NA	CORNER OF PARKING
52	N 170,244.44	E 2,876,577.35	NA	22.5° BEND	94	N 170,412.67	E 2,877,234.59	NA	CORNER OF PARKING
53	N 170,263.24	E 2,876,574.35	NA	END OF RETURN	95	N 170,435.77	E 2,877,222.20	NA	45° BEND
53A	N 170,280.63	E 2,876,559.17	NA	END OF RETURN	96	N 170,486.53	E 2,877,203.86	NA	CORNER OF PARKING
53B	N 170,077.62	E 2,876,461.66	NA	CLEARING LIMITS	97	N 170,439.61	E 2,877,231.43	NA	CONNECT TO EXISTING 48"x48"x48" TEE
53C	N 169,874.61	E 2,876,364.15	NA	CLEARING LIMITS					

BANNER
BANNER ASSOCIATES, INC.
CONSULTING ENGINEERS & ARCHITECTS

HDR
HDR Engineering, Inc.

ISSUE	DATE	DESCRIPTION
B	03/01/2010	ISSUE FOR BID
A	12/01/2009	AGENCY REVIEW SET

PROJECT MANAGER	DAN GRABER
PROJECT ENGINEER	J. PAGE
CIVIL	J. PAGE
STRUCTURAL	W. HARGREAVES
ARCHITECTURAL	M. SHANAHAN
PROCESS	C. COOMBS
MECHANICAL	P. O'BRIEN
ELECTRICAL	K. THERNES
PROJECT NUMBERS	109424 & 115019

Page 18 of 20

REGISTERED PROFESSIONAL ENGINEER
PAUL J. PAGE
1033
03-04-10

Lewis & Clark
REGIONAL WATER SYSTEM

Well Field Sites 'C' and 'D' Pump Installation and Well Field Sites 'A' and 'E' Wells

Well Field Facilities Site 'A' Overall Site Plan and Coordinate/Elevation Table

0 1" 2"

FILENAME: 02-C001.DWG
SCALE: 1"=125'

SHEET 7/7
02-C001

MISSOURI RIVER

CONNECT TO EXISTING
30" WATER LINE

24" WATER LINE

REMOVE AND REPLACE FENCING
INSTALL 16" TUBULAR GATE

INSTALL SIGN
"AUTHORIZED PERSONNEL ONLY"

WELL HOUSE 09-04

24" WATER LINE

CLEARING LIMITS

16" WATER LINE

VALVE VAULT 09-05

GENERAL NOTES

1. ALL HIGHWAY APPROACHES, FENCING AND GATES TO BE CONSTRUCTED PRIOR TO COMMENCING ANY OTHER WORK.
2. THE GATES TO BE LOCKED WHEN THE CONTRACTOR IS NOT PRESENT. SIGNAGE, OWNER AND THE ENGINEER WILL HAVE OFF HOURS ACCESS.
3. ACCESS BETWEEN WELL SITES VIA SD HIGHWAY 19 ONLY.
4. CONTRACTOR TO PROVIDE 3/8 - INCH CHAIN FOR GATE.



SITE 'E' COORDINATE/ELEVATION TABLE

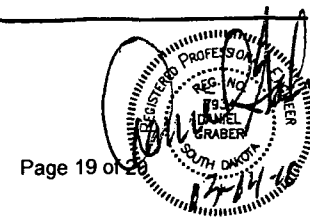
NO	NORTHING	EASTING	ELEVATION	DESCRIPTION
97	N 162,389.75	E 2,877,521.12	1137.40	CORNER GRAVEL PAD
98	N 162,610.90	E 2,877,584.24	1138.62	END OF RETURN
99	N 162,474.99	E 2,877,555.28	1138.62	SE CORNER WELL HOUSE
100	N 162,485.61	E 2,877,492.67	1138.40	CORNER GRAVEL PAD
100A	N 162,442.18	E 2,877,489.98	NA	OBSERVATION WELL
100B	N 162,371.94	E 2,877,418.74	NA	OBSERVATION WELL
100C	N 162,300.93	E 2,877,347.24	NA	OBSERVATION WELL
101	N 162,482.00	E 2,877,515.64	1138.51	NW CORNER WELL HOUSE
102	N 162,477.88	E 2,877,525.21	NA	WELL 09-04
103	N 162,510.28	E 2,877,575.56	1138.51	CORNER GRAVEL PAD
104	N 162,488.91	E 2,877,562.41	NA	24"x16"x24" TEE
104A	N 162,489.76	E 2,877,565.29	NA	24"x6"x24" TEE
104B	N 162,492.64	E 2,877,564.44	NA	6" GATE VALVE
104C	N 162,502.23	E 2,877,561.61	NA	FIRE HYDRANT
105	N 162,477.30	E 2,877,575.56	1137.86	CORNER GRAVEL PAD
106	N 162,517.13	E 2,877,598.56	1138.13	CORNER GRAVEL PAD
107	N 162,571.77	E 2,877,582.40	NA	END OF RETURN
108	N 162,605.96	E 2,877,651.39	NA	END OF RETURN
109	N 162,589.08	E 2,877,682.56	NA	END OF RETURN
110	N 162,514.31	E 2,877,648.44	NA	24"x24"x24" TEE
111	N 162,629.05	E 2,877,644.84	NA	END OF RETURN
112	N 162,650.06	E 2,877,661.63	NA	END OF RETURN
113	N 162,410.46	E 2,877,500.68	NA	END OF RETURN
113A	N 162,406.85	E 2,877,586.64	NA	16" GATE VALVE
114	N 162,400.12	E 2,877,609.84	NA	END OF RETURN
115	N 162,259.33	E 2,877,651.43	NA	END OF RETURN
116	N 162,240.95	E 2,877,641.81	NA	END OF RETURN
117	N 162,231.67	E 2,877,610.63	1138.53	CORNER GRAVEL PAD
118	N 162,227.38	E 2,877,631.32	1138.62	NW CORNER VALVE VAULT
119	N 162,176.83	E 2,877,627.03	1137.96	CORNER GRAVEL PAD
119A	N 162,176.93	E 2,877,607.50	NA	OBSERVATION WELL
119B	N 162,110.04	E 2,877,532.97	NA	OBSERVATION WELL
119C	N 162,043.70	E 2,877,458.22	NA	OBSERVATION WELL
120	N 162,204.56	E 2,877,652.75	1138.48	SE CORNER VALVE VAULT
121	N 162,210.03	E 2,877,644.85	NA	VALVE VAULT 09-02
122	N 162,205.47	E 2,877,722.84	1138.02	CORNER GRAVEL PAD
123	N 162,282.12	E 2,877,699.93	1138.82	CORNER GRAVEL PAD
124	N 162,276.96	E 2,877,682.49	NA	END OF RETURN
125	N 162,292.13	E 2,877,654.27	NA	END OF RETURN
126	N 163,199.77	E 2,877,448.61	NA	TIE TO EXISTING 30"x30"x30" TEE
127	N 162,564.94	E 2,877,559.33	NA	END OF RETURN
128	N 162,588.28	E 2,877,592.84	NA	END OF RETURN

BANNER
BANNER ASSOCIATES, INC.
CONSULTING ENGINEERS & ARCHITECTS

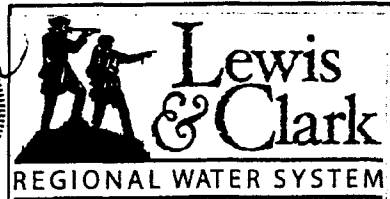
HDR
HDR Engineering, Inc.

ISSUE	DATE	DESCRIPTION
B	03/01/2010	ISSUE FOR BID
A	12/01/2009	AGENCY REVIEW SET

PROJECT MANAGER	DAN GRABER
PROJECT ENGINEER	J. PAGE
CIVIL	J. PAGE
STRUCTURAL	W. HARGREAVES
ARCHITECTURAL	M. SHANAHAN
PROCESS	C. COOMBS
MECHANICAL	P. O'BRIEN
ELECTRICAL	K. THERNES
PROJECT NUMBERS	109424 & 115019

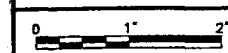


Page 19 of 20



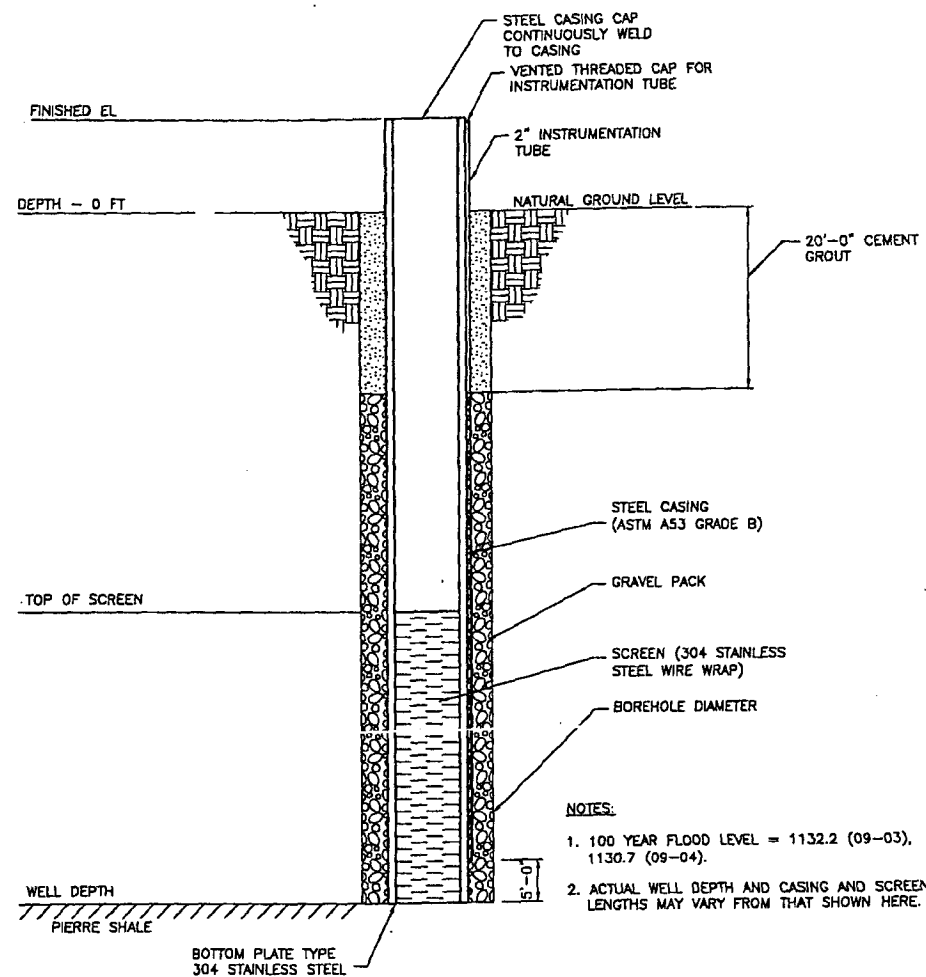
Well Field Sites
'C' and 'D' Pump
Installation and
Well Field Sites
'A' and 'E' Wells

Well Field Facilities Site 'E'
Overall Site Plan and
Coordinate/Elevation Table

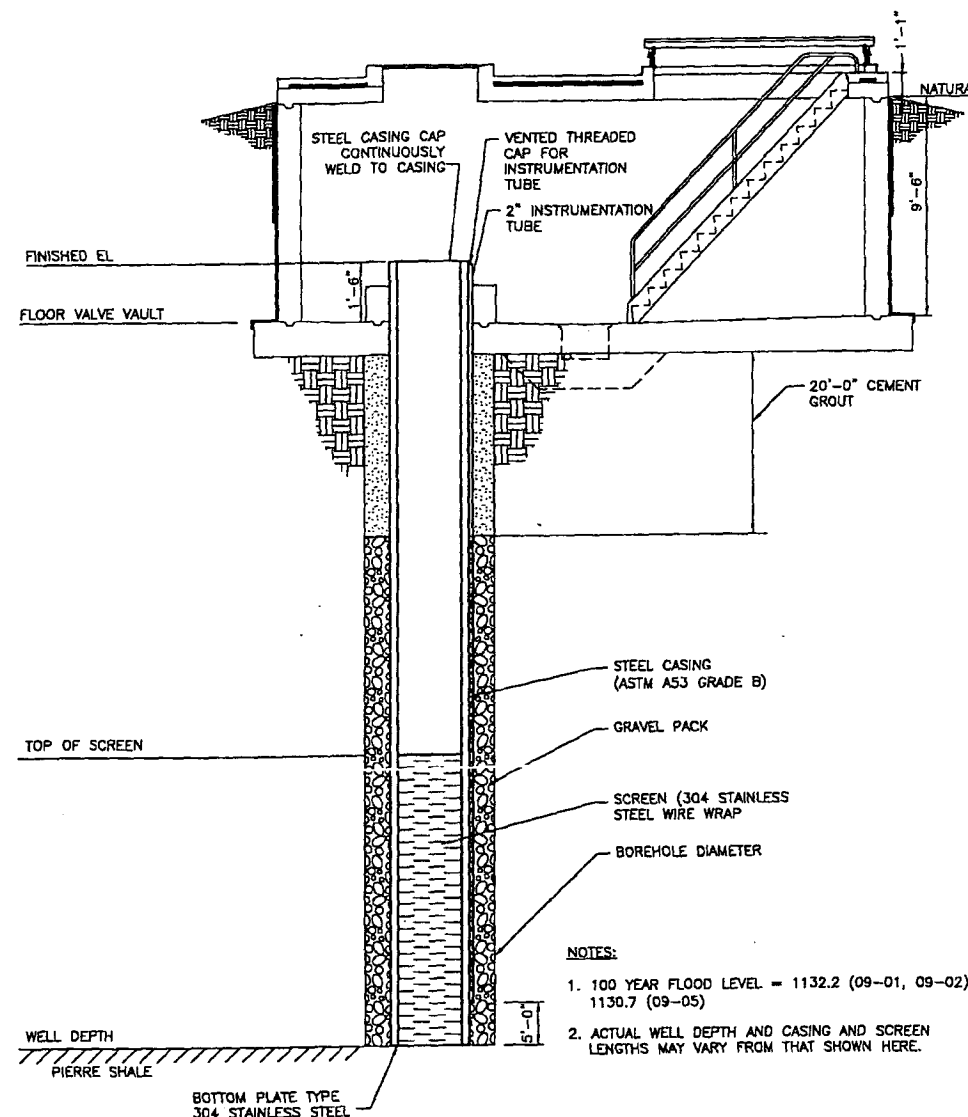


FILENAME 02-C009.dwg
SCALE 1"=60'

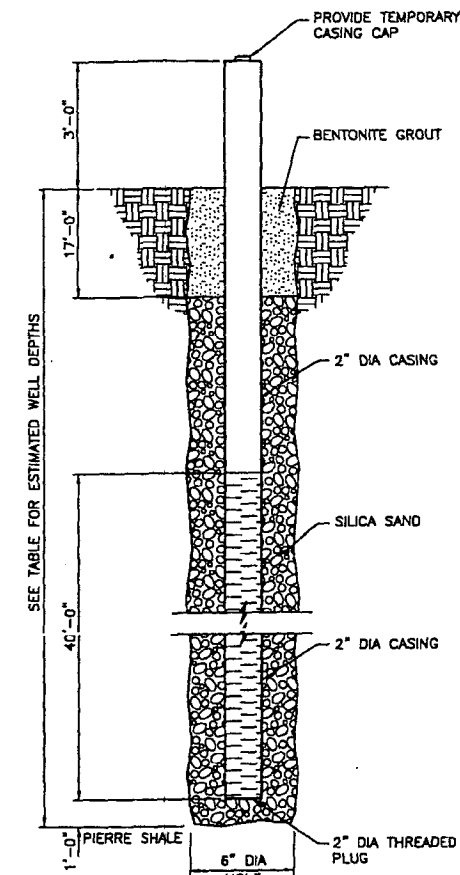
SHEET 77
02-C009



WELL HOUSE WELLS
NOT TO SCALE



VALVE VAULT WELLS
NOT TO SCALE



TEMPORARY OBSERVATION WELL DETAIL
NOT TO SCALE

WELL #	GROUND ELEVATION	FINISH ELEVATION	TOP OF SCREEN (FT)	WELL DEPTH (FT)	CASING DIA. (IN)	SCREEN DIA. (IN)	BORE DIA. (IN)
09-03	1140.82	1142.32	74	109	24	24	30
09-04	1138.52	1140.02	82	104	24	24	30

WELL #	GROUND ELEVATION	FINISH ELEVATION	TOP OF SCREEN (FT)	WELL DEPTH (FT)	CASING DIA. (IN)	SCREEN DIA. (IN)	BORE DIA. (IN)
09-01	1144.67	1136.67	80	120	24	24	30
09-02	1142.12	1134.19	77	122	24	24	30
09-05	1138.50	1130.50	71	88	18	18	30

WELL #	ESTIMATED DEPTH
09-01	120
09-02	122
09-03	110
09-04	106
09-05	88

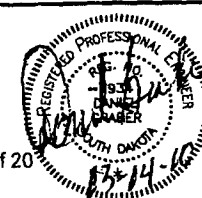
BANNER
BANNER ASSOCIATES, INC.
CONSULTING ENGINEERS & ARCHITECTS

HDR
HDR Engineering, Inc.

ISSUE	DATE	DESCRIPTION
B	03/01/2010	ISSUE FOR BID
A	12/01/2009	AGENCY REVIEW SET

PROJECT MANAGER	DAN GRABER
PROJECT ENGINEER	J. PAGE
CIVIL	J. PAGE
STRUCTURAL	W. HARGREAVES
ARCHITECTURAL	M. SHANAHAN
PROCESS	C. COOMBS
MECHANICAL	P. O'BRIEN
ELECTRICAL	K. THERNES
PROJECT NUMBERS	109424 & 115019

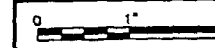
Page 20 of 20



Lewis & Clark
REGIONAL WATER SYSTEM

Well Field Sites
'C' and 'D' Pump
Installation and
Well Field Sites
'A' and 'E' Wells

Well Site 'A' and Site 'E'
Well Details



FILENAME	02-D003.DWG
SCALE	AS NOTED

SHEET	111
02-D003	

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JUL 13 2010

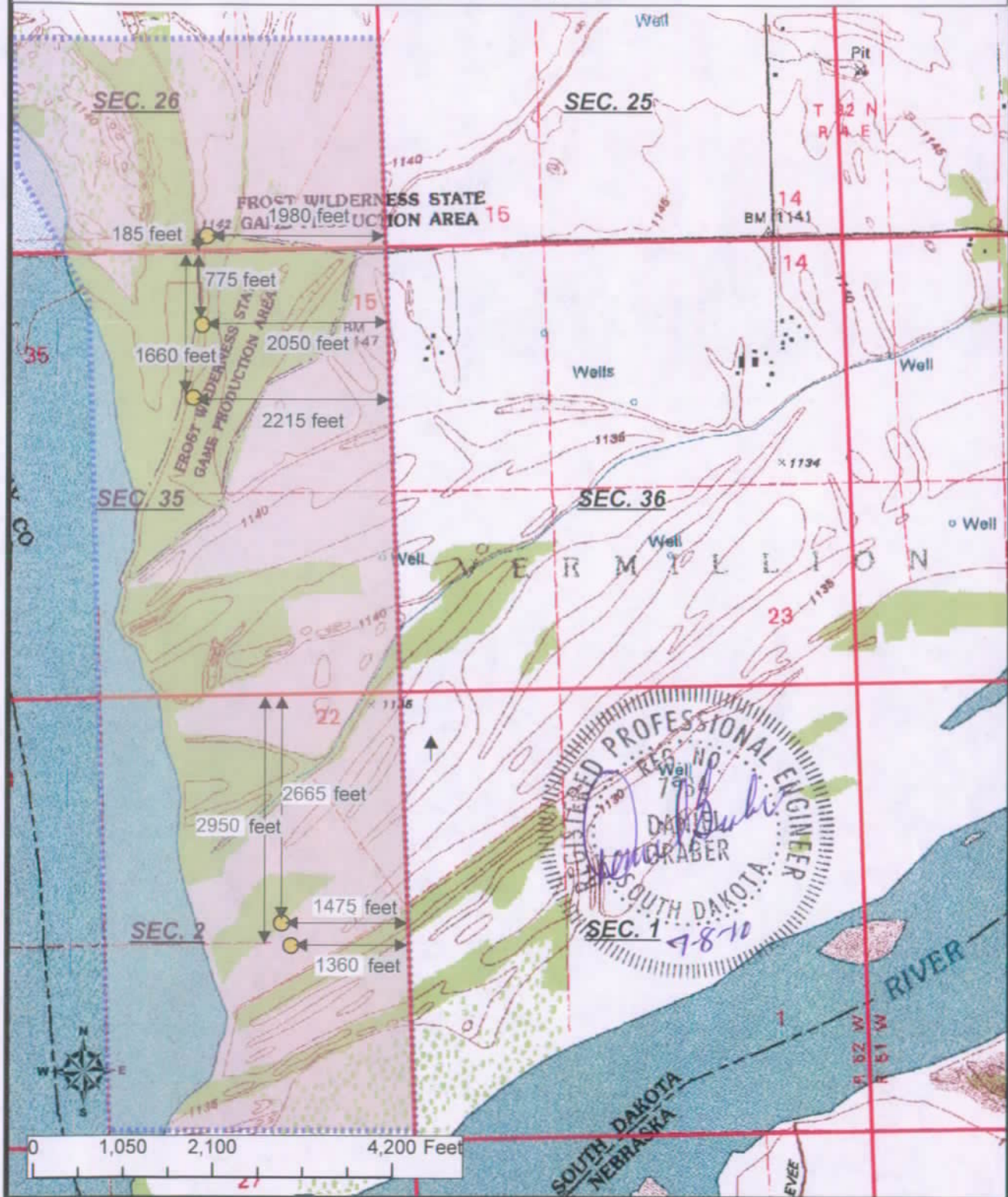
WATER RIGHTS
PROGRAM



**MAP OF LOCATIONS FOR WELLS TO DIVERT WATER FOR
BENEFICIAL USE FROM PERMITS 5832-3 AND 6869-3
(AS NOTED IN ITEM #3 IN ATTACHED LETTER)**

Well Sites A (3 Wells) and E (2 Wells)
Lewis and Clark Regional Water System
Section 2, 91N, R52W
Section 26, 92N, R52W
Section 35, 92N, R52W

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Summary of Proposed Water Right Allocations For Lewis and Clark Regional Water System

	Diversion Rate*	Diversion Rate	Water Right Annual	Water Right Annual	Future Water Right Annual
	CF/s	MGD	Acre-Ft	MGD	MGD
Well Site A	14.43	9.30	8,600	7.68	
Well Site B	22.74	14.70			7.14
Well Sites C,D	27.85	18.00	20,165	18.00	
Well Site E	5.57	3.60	3,400	3.04	
Well Sites J,U,W	12.22	7.9			4.46
Sites A,E Sub-Total	20.00	12.90	12,000	10.71	
Sites C,D & A,E Sub-Total	47.85	30.90	32,165	28.71	
Sites C,D & A,E & B Sub-Total	70.59	45.60			
All Well Sites Total	82.82	53.50			

* Note diversion rates.

Water Rights

	Annual Acre-ft	Annual MGD	Remarks
6869-3 Current Future Use for J,U,W	8,700	7.77	
5832-3 Remaining future use amended from Mulberry Pnt. to well sites A&E	6,835	6.10	
6869-3 Future Use amended from J,U,W to well sites A&E	5,165	4.61	
Total Future Rights Applied to A&E (5,165 + 6,835 Acre-ft)	12,000	10.71	
Total Water Right Permit for Sites C,D & A,E (20,165 + 12,000 Acre-ft)	32,165	28.71	
6869-3 (Future Use to Remain) (8,700- 5,165 Acre-ft)	3,535	3.16	
Total Additional Future Rights Required for Well Site B & Well Sites J,U,W (45,165-37,000)	9,465	8.45	New Future Permit for Remainder of J,U,W and Site B
Total Future Use (9,465+3535 acre-ft)	13,000	11.60	
Total Annual Use with All Wells (Sites C,D & A,E & Site B & Sites J,U,W)	45,165	40.32	

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WATER RIGHTS
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RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 7/16, 20 10

RECEIVED OF Lewis & Clark RWS 401 E 8th St # 306 Sioux Falls SD 57103

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

Fee for Application for Permit No. <u>7207-3</u> to Appropriate Water, to construct and to put water to beneficial use	180550	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>7207-3</u>	200	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	10,750 00

No.

04588

By

Garland Erbe
Chief Engineer

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OCT 27 2010
WATER RIGHTS
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October 26, 2010

PMB 2020
SD DENR
Attn. Jim Goodman –Water Rights Division
Joe Foss Building
523 E. Capitol
Pierre, SD 57501

Dear Mr. Goodman:

We formally request permission to construct five Lewis & Clark Regional Water System wells as test wells at sites A&E, as the permit applications are pending. Three (3) wells will be installed at site A and two (2) wells will be installed at site E.

Thanks in advance for your consideration. Please contact David Odens at Banner Associates, Inc. at (605) 692 -6342 with any technical questions.

Sincerely,

Troy Larson
Executive Director



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 27, 2010

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

Dear Mr. Larson:

As requested, pursuant to South Dakota Well Construction Standard 74:02:04:21, Lewis & Clark Regional Water System is authorized to construct a test wells in the S $\frac{1}{2}$ Section 26, Section 35, T92N-R52W, E $\frac{1}{2}$ Section 2, T91N-R52W (South Dakota Survey), SW $\frac{1}{4}$ Section 15, T32N-R4E, W $\frac{1}{2}$ Section 22, N $\frac{1}{2}$ Section 27, T32N-R4E (Nebraska Survey) (see figure 1); prior to approval of a water permit.

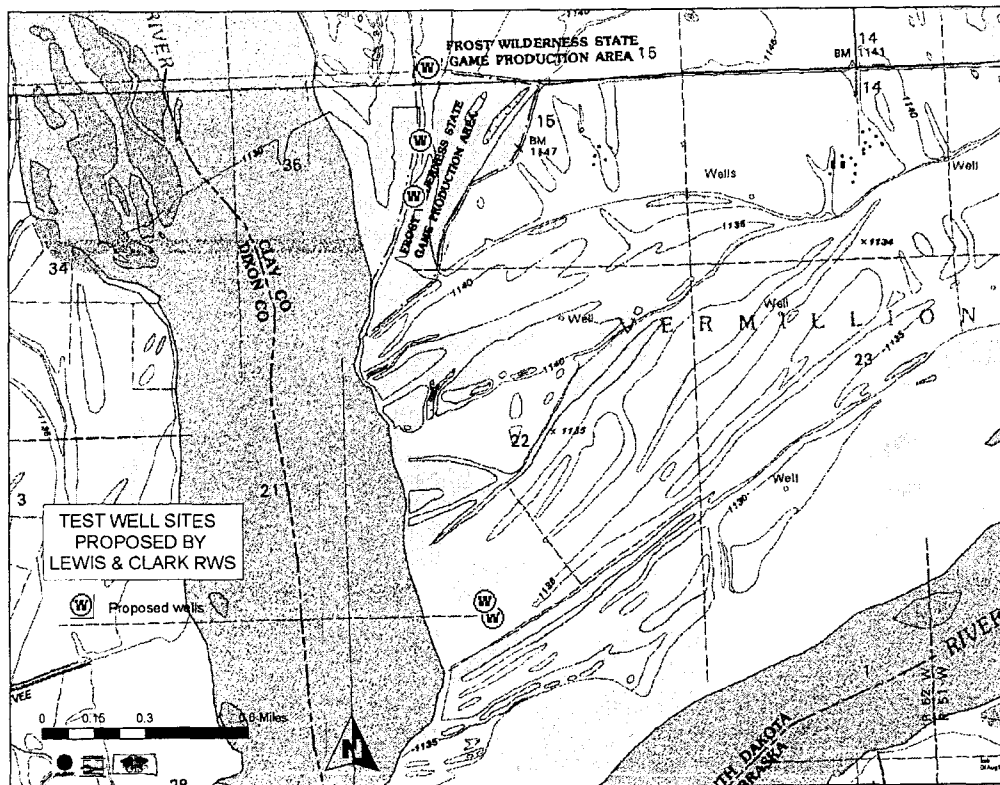
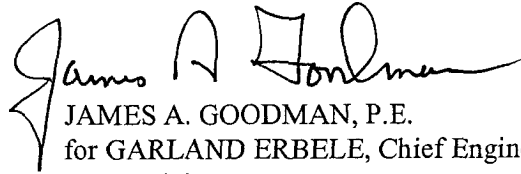


Figure 1. Proposed Test Well Locations

The test wells will be completed into the Elk Point management unit of the Missouri aquifer. The test wells must be constructed in accordance with the SD Well Construction Standards. Any test holes that are abandoned must be plugged pursuant to the SD Well Construction Standards.

Authorization must be obtained before water from the wells can be used. Approval of these test wells does not assure issuance of a water permit. Following review of a Water Permit Application; and assessing the availability of water, the potential impacts to existing users, the beneficial use, and the public interest of a permit, the Chief Engineer will make a recommendation to the Water Management Board regarding the application. The recommendation to approve, deny, or defer the application will be publicly noticed and an opportunity afforded for the public to intervene. A public hearing may be required to consider the water permit.

Very truly yours,

A handwritten signature in black ink, appearing to read "James A. Goodman". The signature is fluid and cursive, with a large initial "J" and "G".

JAMES A. GOODMAN, P.E.
for GARLAND ERBELE, Chief Engineer
Water Rights Program
(605) 773-3352

Northern Prairies
LAND TRUST

401 E. 8th Street, #200B
Sioux Falls, SD 57103-7015
605-339-3184

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DEC 22 2010

WATER RIGHTS
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info@northernprairies.org
www.northernprairies.org

December 20, 2010

Mr. Troy Larson, Director
Lewis & Clark Regional Water System
401 E. 8th St., Suite 306
Sioux Falls, South Dakota 57113

**Re: Notice of Application Nos 6869A-3 and 7208-3 end Future Use Area, Develop
Reserved Water and Appropriate and Reserve Water**

Dear Mr. Larson:

This is in response to the legal notice placed by Lewis & Clark Regional Water System in the above-captioned matter. Because this notice references both the Blickle tract and the Frost tract, be advised that Northern Prairies Land Trust holds conservation easements on the lands of Margaret Blickle, and on that portion of the Frost Wildlife lands known as Gunderson Park. These easements are a matter of record and precede Lewis & Clark in time.

Northern Prairies asserts the property rights described in both conservation easements, and opposes the Lewis & Clark Application to the extent that it invades those rights, directly or indirectly. Be advised further that the conservation easement on the Blickle lands extends to all accretion rights attached thereto. To the extent that the Application captioned above invades the property rights described in the two conservation easements, this letter constitutes a petition in opposition.

For your information, the Blickle easement is on file in the Clay County Recorder's office at Vol. 46, Page 638 Misc. The conservation easement on the Gunderson Park tract in the Frost lands was recorded on March 30, 2005.

Sincerely;



John H. Davidson
President

Cc: Chief Engineer, State of South Dakota
Water Rights Program
Foss Building, 523 E. Capitol
Pierre, South Dakota 57501



BANNER

Engineering | Architecture | Surveying

Banner Associates, Inc. | 409 22nd Ave So | PO Box 298
Brookings, South Dakota 57006 | 605.692.6342
www.bannerassociates.com

January 3, 2011

Mr. John H. Davidson, President
Northern Prairies Land Trust
401 East 8th Street, #200B
Sioux Falls, SD 57103-7015

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JAN - 6 2011

**WATER RIGHTS
PROGRAM**

Re: Lewis and Clark Regional Water System/Notice of Application
Nos. 6869A-3 ad 7208-3
BAI. No. 20000.04.00

Dear Mr. Davidson:

We have received your letter dated December 20, 2010, with respect to the Notice placed by Lewis and Clark Rural Water System (d/b/a Lewis & Clark Regional Water System) concerning the above applications for water rights pending before the South Dakota Water Management Board. We are responding to you on behalf of Lewis & Clark in our capacity as Project Engineer.

Essentially, your letter states that "Northern Prairies asserts property rights described in . . . conservation easements" related to the Bickle Trust Tract and the Frost Tract and "opposes the Lewis & Clark application to the extent that it invades those rights, directly or indirectly" concluding that to "the extent that the Application captioned above invades the property rights described in the two conservation easements, this letter constitutes a petition in opposition."

We have reviewed the conservation easements in question and have had Lewis & Clark legal counsel evaluate your objection under applicable laws and administrative rules. We do not believe there is a legal basis for your objection but desire to discuss the situation with you in the hope of avoiding a needless hearing on this matter.

As we understand the purpose of the Northern Prairies Land Trust, it is a non-profit corporation which acquires land rights for purposes of establishing conservation areas. As stated in the Bickle Conservation Easement, the purpose of the easement is defined as:

"maintaining the property's scenic beauty, open space characteristics, its ecological significance, and in particular, maintaining the property free from new structures that would substantially interfere with the scenic and open rural character, and permitting only appropriate uses and limited development compatible with the natural surroundings and scenic beauty of The Property, are critical to the protection of The Property as well as the open and scenic character of the general area. The conservation of The Property, subject to the terms of this easement, will yield significant benefits to

the public by protecting the public benefits, such as: scenic beauty, open space, rural character and natural riparian habitat of the property in addition to buffering nearby water resources from incompatible development.”

The conservation objectives of the Northern Prairies Land Trust are admirable and are not threatened by the permits sought by Lewis & Clark in the above described matters. The Lewis & Clark Project would generally support these objectives in that they would help preserve water quality and limit potentially adverse development in the vicinity of the wells for the water system.

The Lewis & Clark Project has undergone extensive environmental review, including its impact on water resources, wetlands, preserving the Missouri River, and wildlife and fisheries. The U.S. Department of Interior, Bureau of Reclamation, issued a “Finding of No Significant Impact and final Environmental Assessment” in March 2003 determining the Project will not materially harm the environment and directing the implementation of reasonable conservation measures. This document is available for review on Lewis & Clark’s website at lcrws.org.

These applications for water rights and amendments to existing water rights seek to clarify and slightly expand the area covered by water rights which have previously been awarded to Lewis & Clark by the Water Management Board. In that process, Lewis & Clark has already undergone substantial environmental due diligence under the oversight of both Federal and State environmental regulators. As stated in the recommendation of the Chief Engineer with respect to these Water Permit Applications, the proposed diversions can be developed without unlawful impairment of existing rights, the proposed use of the water is a beneficial use, and it is in the public interest to award the permits. With respect to its effect on the aquifer, the Chief Engineer has stated that “additional use of water from the aquifer would salvage water that is presently being lost and would not permanently deplete the supply of water stored in the aquifer.” See the Recommendation of Chief Engineer for Water Permit Application No. 7208-3 at page 5.

It cannot be overemphasized that neither of the applications referenced in your letter permit Lewis & Clark to construct wells or divert water but, only, reserve water in the aquifer for future use. Before Lewis & Clark can actually divert the water from the aquifer it would need to file a separate application for a water permit and obtain the approval of the Water Management Board of the State of South Dakota following public notice.

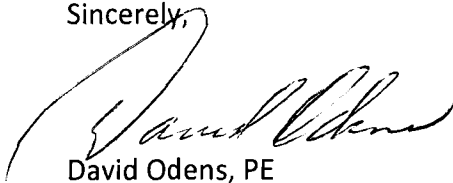
While your letter refers generally to objecting to the permit applications “to the extent that it invades” rights held by Northern Prairies Land Trust, it does not identify what specific rights may be adversely impacted by the issuance of the permits requested.

As a practical matter, the pending applications, if approved, would not authorize the construction of any improvements on the property covered by the easements. The permits only relate to establishing a priority date for the future rights to utilize underground water stored in aquifers which are recharged by the adjacent Missouri River. We invite you to discuss with us what specific aspects of the Lewis & Clark Project would "invade" the rights of Northern Prairies Land Trust either directly or indirectly so that we might address those concerns. A petition to oppose an application may be informal but it must be in writing and "shall contain . . . the reasons for the petitioner's opposition to or support of the application." While your letter is framed as an opposition to the application, we do not see that it adequately states the reasons for opposition to the applications in a manner which provides reasonable notice to Lewis & Clark and the Water Management Board concerning what issues, if any, your organization intends to raise with respect to the applications.

Accordingly, we ask that you contact us with the specifics regarding your opposition to the above applications so that we might attempt to address any questions or concerns and, if we are unsuccessful, so that both parties can be adequately prepared to present relevant information to the Water Management Board concerning requests for permits.

If you do not wish to present specific arguments, we would ask that you advise the Water Management Board of this fact, and waive any request for a hearing, so that we may both avoid unnecessary expense and needless expenditure of taxpayer dollars.

Sincerely,



David Odens, PE
Banner Associates, Inc.

Cc: Lewis & Clark Regional Water System, Sioux Falls, SD
Chief Engineer, Division of Water Rights, Department of Environment and Natural
Resources, State of South Dakota, Pierre, SD
Monte Walz, Davenport, Evans, Hurwitz & Smith, Sioux Falls, SD



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 6, 2011

Patrick Anderson, Executive Director
Northern Prairies Land Trust
401 E. 8th St., Suite 200B
Sioux Falls, SD 57103

Dear Mr. Anderson:

As per your request, enclosed are the applications, DENR staff reports and recommendations for Lewis and Clark Regional Water System's water permit applications.

Future correspondence sent by the DENR in this matter will provided to you.

Sincerely,

COPY

Eric Gronlund
Water Rights Program, DENR
605 773-3352
eric.gronlund@state.sd.us

enclosures

Northern Prairies
LAND TRUST

401 E. 8th Street, #200B
Sioux Falls, SD 57103-7015
605-339-3184

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JAN 31 2011

WATER RIGHTS
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info@northernprairies.org
www.northernprairies.org

January 27, 2011

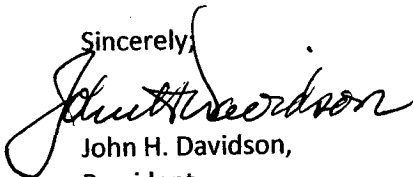
Water Engineer
Dep't of Environment and Natural Resources
State of South Dakota
Foss Building; 523 East Capitol
Pierre, South Dakota 57501

**RE: Notice of Application Nos 6869A-3, 7207-3 and 7208-3. Amend Future Use Area,
Develop Reserved Water and Appropriate and Reserve Water**

Dear Engineer:

Northern Prairies Land Trust herewith withdraws the Petition in Opposition to the above-captioned proceeding which it filed on December 20, 2010.

Sincerely,



John H. Davidson,
President

Cc:

Mr. Troy Larson, Director
Lewis & Clark Regional Water System
401 East 8th Street; Suite 306
Sioux Falls, South Dkota 57013





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 1, 2011

NOTICE

TO: Troy Larson, Director
401 E 8th Street, Suite 306
Sioux Falls SD 57103

John H. Davidson, President &
Pat Anderson, Executive Director
Northern Prairies Land Trust
401 E. 8th Street, #200B
Sioux Falls SD 57103-7015

FROM: Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Withdrawal of Petition in Opposition to Water Permit Application Nos. 6869A-3, 7207-3
and 7208-3, Lewis and Clark Regional Water System

The Northern Prairies Land Trust has submitted a letter withdrawing its petition in opposition to Water Permit Application Nos. 6869A-3, 7207-3 and 7208-3. As such, the Chief Engineer will issue the permits, as recommended, pursuant to the publication notice since they are no longer contested.

If any party has a question regarding this matter, please contact Eric Gronlund at (605) 773-3352.

c: Diane Best, Assistant Attorney General

CERTIFICATION

I hereby certify that on February 1, 2011, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated February 1, 2011, regarding withdrawal of petition in the matter of Water Right Permit Application Nos. 6869A-3, 7207-3 and 7208-3, as addressed below:

Troy Larson, Director
401 E 8th Street, Suite 306
Sioux Falls SD 57103

John H. Davidson, President &
Pat Anderson, Executive Director
Northern Prairies Land Trust
401 E. 8th Street, #200B
Sioux Falls SD 57103-7015

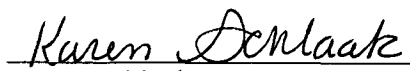
Diane Best, Assistant Attorney General
300 N. Dakota Avenue, Suite 403
Sioux Falls SD 57104



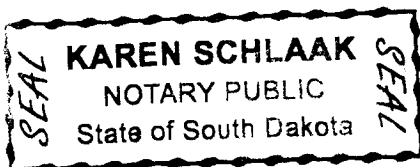
Gail Jacobson
Water Rights Program, DENR

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 1st day of February 2011.



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
www.state.sd.us/denr

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 7207-3, Lewis and Clark Rural Water System**

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. 7207-3, Lewis and Clark Rural Water System, c/o Troy Larson, Director, 401 E 8th Street, Suite 306, Sioux Falls SD 57103.

The Chief Engineer is recommending APPROVAL of Application No. 7207-3 because 1) the proposed diversion can be developed without unlawful impairment of existing rights, 2) the proposed use is a beneficial use, and 3) it is in the public interest with the following qualifications:

1. The wells approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The wells authorized by Permit No. 7207-3 shall be constructed by a licensed well driller and construction of the well and installation of the pump shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.
3. Water Permit No. 7207-3 authorizes a total annual diversion of 12,000 acre feet of water.
4. Lewis and Clark Rural Water System shall report to the Chief Engineer annually the amount of water withdrawn from the Missouri:Elk Point Aquifer.

See report on application for additional information.

Garland Erbele, Chief Engineer
December 3, 2010

WATER PERMIT APPLICATION 7207-3
LEWIS AND CLARK REGIONAL WATER SYSTEM
c/o TROY LARSON, DIRECTOR
JULY 26, 2010

Application No. 7207-3 proposes to construct and place to beneficial use 12,000 acre-feet annually of water currently reserved by future use permits. The application proposes to apply to beneficial use the remaining 6,835 acre-feet annually authorized by Permit No. 5832-3 and 5,165 acre-feet annually authorized by Permit Nos. 6869-3 and 6968A-3. This application proposes to divert a combined maximum rate of 20 cubic feet of water per second from five wells completed into the Missouri: Elk Point aquifer. The wells will be located in the S $\frac{1}{2}$ Section 26, Section 35, T92N-R52W, E $\frac{1}{2}$ Section 2, T91N-R52W (South Dakota Survey), SW $\frac{1}{4}$ Section 15, T32N-R4E, W $\frac{1}{2}$ Section 22, N $\frac{1}{2}$ Section 27, T32N-R4E (Nebraska Survey) (see figure 1).

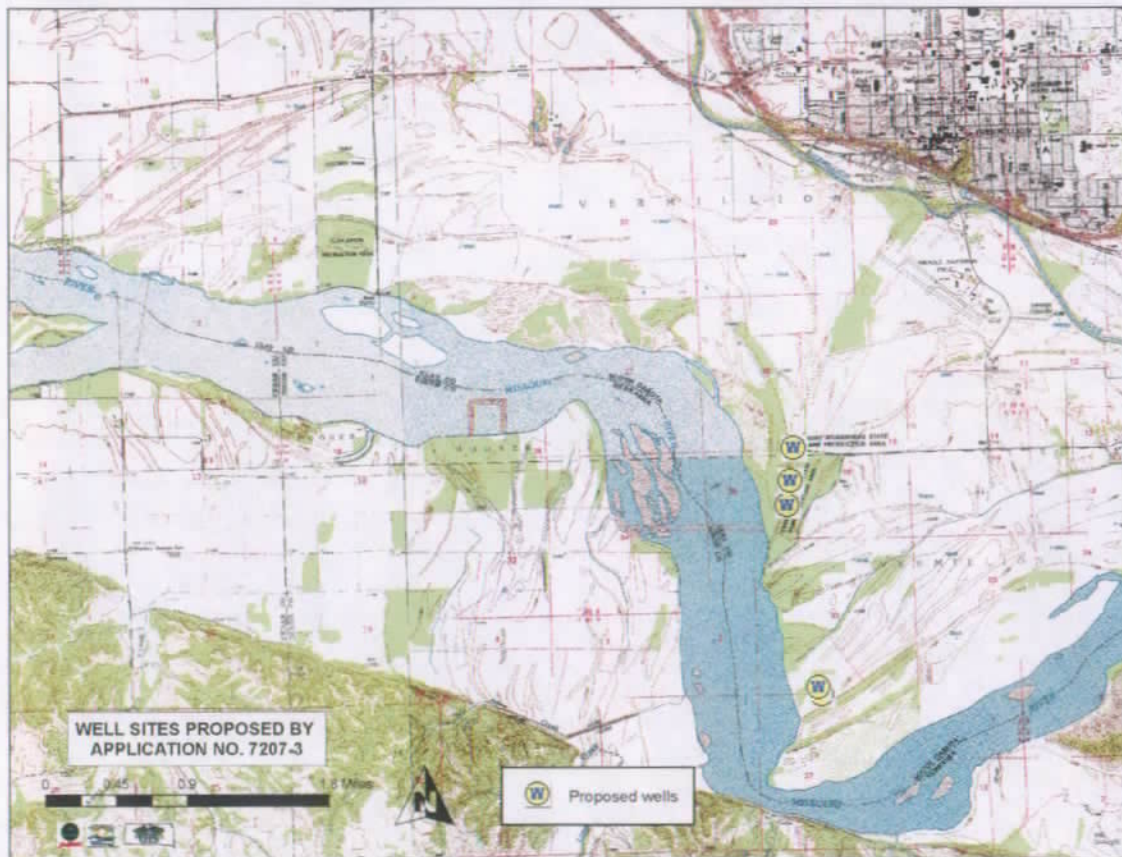


Figure 1. Well sites proposed by Water Permit Application No. 7207-3

The map was submitted with Future Use Application No. 5823-3 identifies a future use area consisting of approximately 2,100 acres. This future use area is shown (minus lands under the river) in figure 2 (5832A-3 AREA (version 1)).

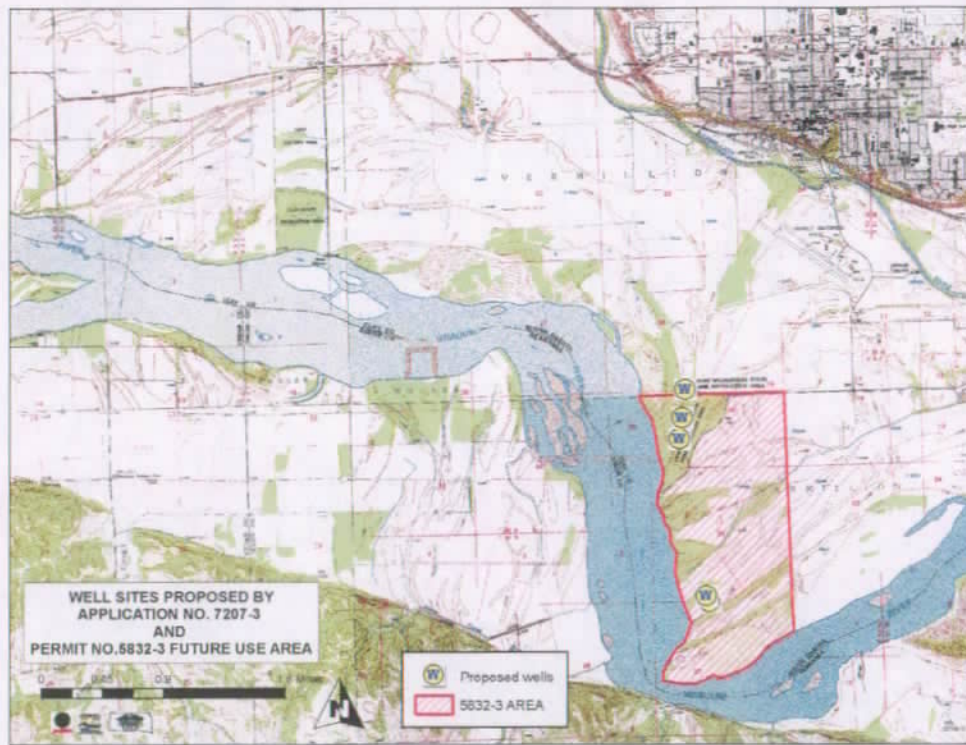


Figure 2. Well sites proposed by Application No. 7207-3 in relation to the area reserved for future use by Future Use Permit No. 5832-3.

If approved, Permit No. 6869A-3, defines a future use area that also encompasses the five wells proposed by Application No. 7207-3, see figure 3.

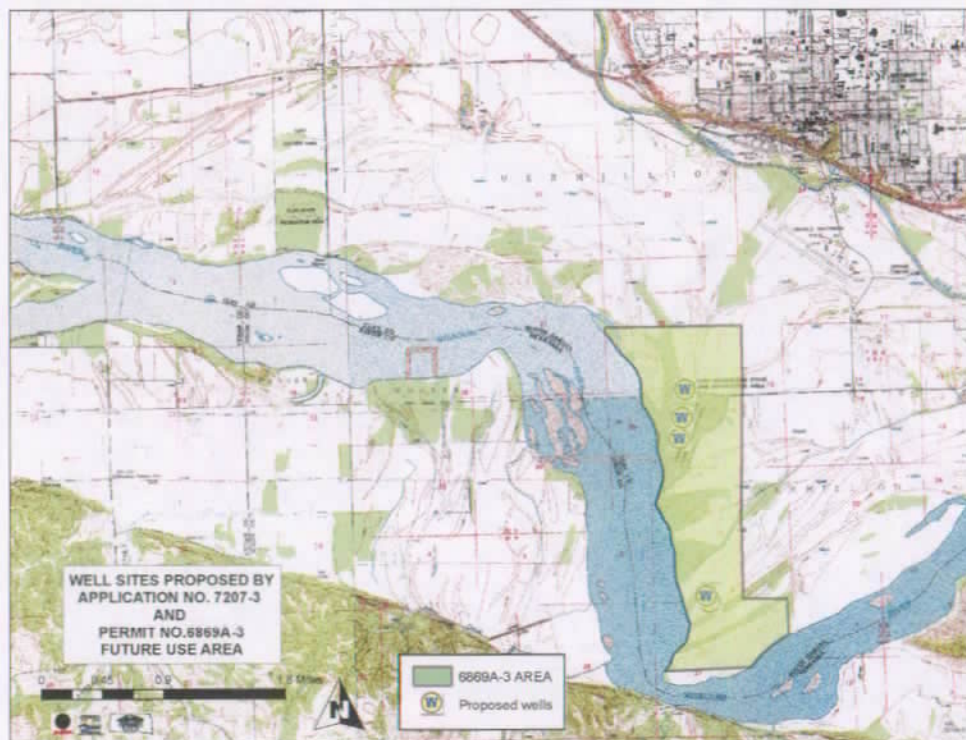


Figure 3. Well sites proposed by Application No. 7207-3 in relation to the area reserved for future use by Future Use Permit No. 6869A-3.

The northern most well proposed by Water Permit Application No 7207-3 does not lie within the area reserved by Future Use Permit No. 5832-3 (see Figure 2). Therefore, the water for the northern most well must come from Future Use Permit No. 6869-3.

This application does not appropriate any additional water from the Elk Point management Unit of the Missouri aquifer. All of the water that will be put to beneficial use has been appropriated with future use permits. This application proposes to put 6,835 acre-feet per year (ac-ft/yr) of water remaining reserved by Future Use Permit No. 5832-3 to beneficial use. This application also intends to place to beneficial use 5,165 ac-ft/yr of water reserved by Future Use Permit No. 6869-3, provided Permit Application No. 6869A-3 is approved, to amend the future use area. If Application No. 6869A-3 and Application No. 7207-3 are approved there will be 3,535 ac-ft/yr remaining reserved by Future Use Permit No. 6869-3.

SDCL 46-5-38.1 requires that: "prior to the time that the holder of a future use permit initiates construction of the works and puts water to beneficial use, he shall file an application for a water permit pursuant to the procedure contained in chapter 46-2A." Pursuant to SDCL 46-2A-9: "A permit to appropriate water may be issued only if there is reasonable probability that there is unappropriated water available for the applicant's proposed use, that the proposed diversion can be developed without unlawful impairment of existing rights and that the proposed use is a beneficial use and in the public interest."

Since the water that is to be placed to beneficial use has been appropriated through future use permits, the criteria for approval required by SDCL 46-2A-9 have previously been addressed with approval of the future use permits and amendments, except for the consideration of the impact to existing rights.

The nearest existing water right is located over 2,000 feet from the northern most proposed production well. There are two water rights, both for irrigation use, held by other owners in the future use areas this application proposes to develop; they are listed in table 1 and shown in figure 3.

PERMIT NO	NAME	PRIOR DATE	STATUS	CFS	ACRES
5412-3	NELS J SORENSEN	03/12/90	LC	0.70	49.00
5541-3	NELS J SORENSEN	03/14/91	LC	3.60	251.00

Table 1. Water Rights within the future use areas to be developed by Permit No. 7207-3

There are five water rights, all for irrigation use, located approximately one-half mile outside of the future use area that will be developed if Application No. 7207-3 is approved; they are listed in table 2 and shown in figure 4.

PERMIT NO	NAME	PRIOR DATE	STATUS	CFS	ACRES
5538-3	NELS J SORENSEN	03/14/1991	LC	3.34	276.00
5539-3	NELS J SORENSEN	03/14/1991	LC	1.78	148.00
5540-3	NELS J SORENSEN	03/14/1991	LC	1.78	148.00
5541-3	NELS J SORENSEN	03/14/1991	LC	3.60	251.00
5579-3	NELS J SORENSEN	08/23/1991	LC	1.00	70.00

Table 2. Water Rights within approximately one-half mile, outside of the future use area proposed by 6869A-3

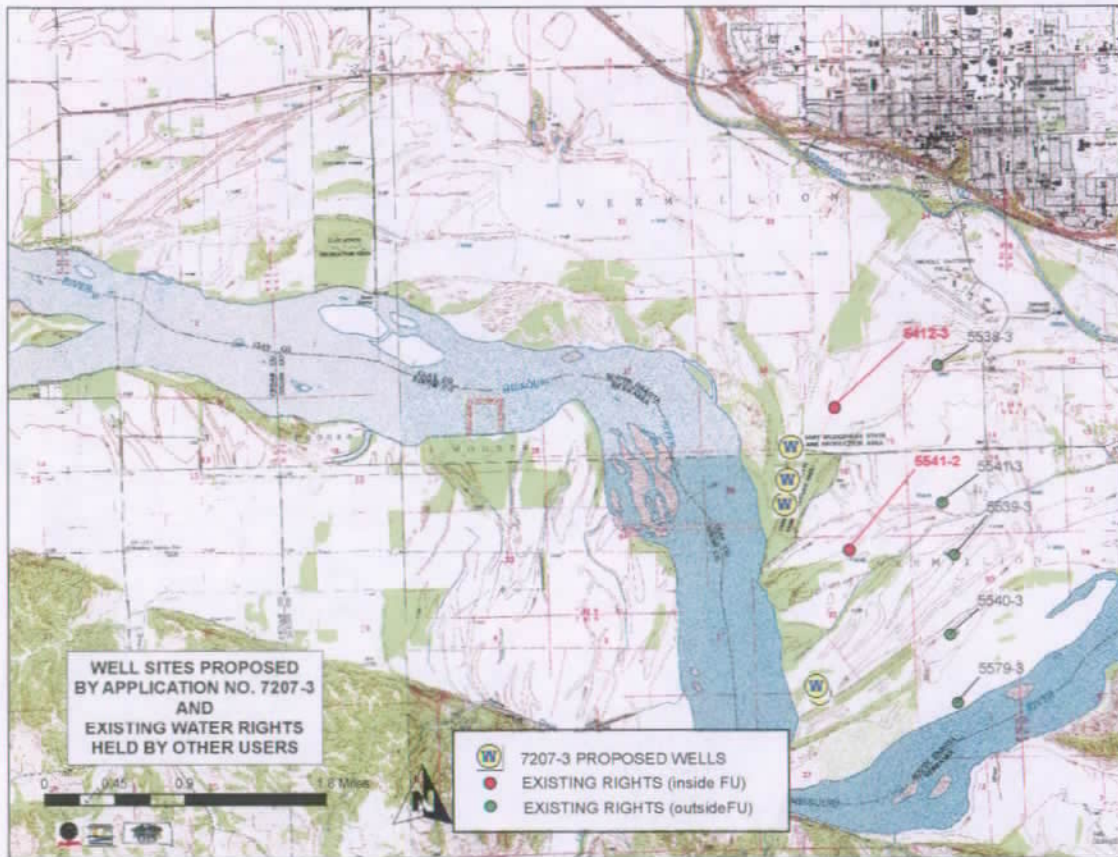


Figure 4. Well sites proposed by Application No. 7207-3 and existing water rights held by others in the vicinity.

Lewis and Clark Regional Water System completed six wells under the authority of Water Permit No. 6736-3 in BREWER LOT 1 & LOT 2 SW $\frac{1}{4}$ & NW $\frac{1}{4}$ Section 27, T32N-R04E, BREWER LOT 1 SW $\frac{1}{4}$ Section 22, T32N-R04E, BLICKLE LOT 1 NW $\frac{1}{4}$ Section 22, T32N-R04E, BLICKLE LOT 1. Information provided on the SD Water Well Completion Reports submitted for these wells is shown in Table 3.

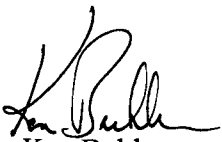
Well	Saturated thickness (ft)	Pump Rate (gpm)	Drawdown (ft)	Specific Capacity (gpm/ft)
Vertical (31 Oct.06)	106	2,010	19	105.79
Angle "Site D 06-2"	83	2,000	19	105.26
Angle "Site C 06-5"	113	2,200	13.67	160.94
Angle "Site C 06-6"	107	2,200	14.58	150.89
Vertical "07-4"	110	800	27	29.62

Table 3. Reported well data for other L&C wells constructed.

Conditions similar to those shown in table 3 can be expected at the well sites proposed by this application. High specific capacity wells can be anticipated and drawdown should not be substantial. Since the Missouri: Elk Point aquifer is under unconfined conditions, the drawdown cone will not be significant very far from the pumped well. The well sites proposed by this application are all located within approximately 1,700 feet of the Missouri River. The river will serve as a recharge boundary (i.e. the proximity of the river will help maintain the water levels in the aquifer).

CONCLUSIONS:

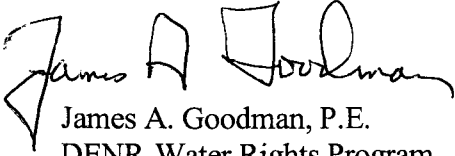
1. This application proposes to construct works and place water to beneficial use that has been reserved by future use permits.
2. This application does not propose to appropriate any additional water from the Elk Point management unit of the Missouri aquifer.
3. Four of the well sites (the southern sites) proposed by this application are located within the future use area described by Future Use Permit No. 5832-3.
4. The northern-most well site proposed by this application is located in the area proposed for future use by Future Use Application No. 6869A-3.
5. Future Use Permit No. 5832-3 was advertised, and approved with, as a reservation from "3 radial collection wells". The future use has not been developed with, nor is it likely to be developed using radial collector wells.
6. The five well sites proposed by this application are all located within the future use area proposed by Future Use Permit No. 6869A-3.
7. The Missouri: Elk Point aquifer is under unconfined conditions in this area. Drawdown is not expected to be significant especially considering the close proximity of the Missouri River to the proposed well sites. Well interference will not be adverse.
8. This application proposes to place to beneficial use 12,000 ac-ft/yr. The first 6,835 ac-ft/yr developed will have a July 8, 1994 priority date (from FU No. 5832-3). Any development in excess of 6,835 ac-ft/yr, up to 12,000 ac-ft/yr will have a July 16, 2007 priority date (from FU No. 6869-3).
9. If Application No. 6869A-3 is not approved, this application will need to be re-evaluated.
10. Approval of Application No. 6869A-3 and Application No. 7207-3 will result in the reduction of the amount of water remaining reserved in Future Use Permit No. 6869-3 to 3,535 ac-ft/yr.



Ken Buhler

DENR-Water Rights Program

approved by



James A. Goodman, P.E.

DENR-Water Rights Program

STATE OF SOUTH DAKOTA } :SS

COUNTY OF TURNER }

RECEIVED

JAN 12 2011

WATER RIGHTS
PROGRAM

I, Robin Schneider of the City of Parker, County of Turner, State of South Dakota, being first duly sworn on oath, deposes and says:

The New Era is a weekly legal newspaper of general circulation, printed and published in the City of Parker, in said County of Turner, by The New Era, Lyon Sioux Press, publishers, and has been such legal newspaper during the times hereinafter mentioned; that the said newspaper has been in existence as such legal newspaper for more than one year prior to the publication of the notice hereunto attached, and has during all of said publication of the notice hereunto attached, and has during all of said time had, and now has, more than 200 bona fide subscribers; that the undersigned, The affiant, is the Office Manager, of the said newspaper, in charge of the advertisement department thereof and has personal knowledge of all the facts stated in this affidavit and the advertisement headed:

5037 Notice of application Nos. 6869A-3 7207-3 and 7208-3

Amend Future Use Area Develop Reserved Water and Appropriate
printed copy of hereto attached, is printed and published in the said newspaper for two successive weeks, once each week and on the same day of the week, on the following dates, to-wit:

On Thursday, the 16th day of Dec. , 200

On Thursday, the 23rd day of Dec. , 200

On Thursday, the day of , 200

On Thursday, the day of , 200

On Thursday, the day of , 200

That \$142.80 being the full amount of the fees for publication

of the attached notice insures solely for the benefits of the publishers of the

said newspaper, that no arrangement or understanding for a division thereof

has been made with any other person and that no part thereof has been agreed

to be paid to any other person whomsoever.

Robin Schneider

Subscribed and sworn to before me this 21st

Day of December 2010

Paul R. Harms

Notary Public, Turner County, South Dakota

My Commission
Expires:
February 10, 2012

Publication Fee...\$

Notary Fees\$

Total.....\$ 142.80

Received Payment Date,

PAUL R. HARMS

NOTARY PUBLIC
SOUTH DAKOTA

**NOTICE OF
APPLICATION NOS.
6869A-3, 7207-3 and 7208-
3 Amend Future Use
Area, Develop Reserved
Water and Appropriate
and Reserve Water**

Notice is given that Lewis and Clark Regional Water System, c/o Troy Larson, Director, 401 E 8th St, Suite 306, Sioux Falls SD 57103 has filed three applications for water permits. The water is to be reserved for future use or placed to beneficial use for the purpose of providing water supplies for the regional water system which supplies 20 public water systems in Turner, Lincoln, Minnehaha, Union, Lake, Clay and McCook counties in South Dakota; as well as Rock and Nobles counties in Minnesota; and Lyons, Sioux, Osceola and O'Brien counties in Iowa.

The legal descriptions in the following application may include parcels or lots within the described areas that are excluded or only a portion of the land described is actually within the future use area. A map of the future use area and well locations may be obtained by contacting the Water Rights Program. The general location is along the Missouri River south of Vermillion beginning near Mulberry Point and traveling in a northwest direction along the river approximately six miles. A detailed legal description is provided below. The applications are as follows:

Application No. 6869A-3 serves to correct and clarify the location of original future use area and proposes to amend Future Use Permit No. 6869-3 to expand the future use area. Future Use Permit No. 6869-3 reserves 8,700 acre-feet of water (Missouri Elk Point Aquifer) for future development of the system. The correct location of the original future use area is the S 1/4 Section 20, Lot A of Lot X, Lot X and acreage below Lots 3 and 4 Section 16, Lot A Section 22, The River Preserve Sections 22, 23, 26, 27 and Lots, 1, 2, 3, 4 and NW N&W Lot H1, Section 26; all in T92N, R52W. This application proposes to expand the future use area to include in addition to the previous description Lot A Missouri River Accretion Land NW 1/2 SW 1/4 Section 15, NW 1/4 Section 22, Sutherland Farm in Sections 10, 11, 14 and 15, Lot A Sutherland Farm, Lot D of Frost Tract 1 SW 1/4 and SE 1/4 Section 15, NW 1/4 NE 1/4 Section 22, Parcels X, Y Z of Lot H1 N 1/2 Section 15, Brewer Lot 1 and Lot 2 SW 1/4 and NW 1/4 Section 27, Brewer Lot 1 SW 1/4 Section 22, Blickle Lot 1 NW 1/4 Section 22, Blickle Lot 1 Lot H1, Section 21, Plowland Section 22 and 27, and Pasture Section 22; ALL in T32N, R04E and between Section 26 and

35 extending E HWY to N & S Dixon Line thence NE Section 24, T92N, R52W.

Application No. 7207-3 proposes to construct and place to beneficial use 12,000 acre-feet of water annually at a total maximum diversion rate of 20 cubic feet of water per second from five wells completed into the Missouri Elk Point Aquifer located in Brewer Lot 1 and Lot 2 SW 1/4 and NW 1/4 Section 27, T32N, R4E, Brewer Lot 1 SW 1/4 Section 22, T32N, R4E, Blickle Lot 1 NW 1/4 Section 22, T32N, R4E, Blickle Lot 1; Parcels X, Y and Z except Lots H1 and except that part Parcel Z E of Lot H1 N 1/2 Section 15, T32N,

R04E; and Lots 1, 2, 3 and 4 Except Lot H1 Section 26, T92N, R52W. This water has been appropriated and reserved under existing Future Use Permits. The applicant is proposing to apply to beneficial use the remaining 6,835 acre-feet annually reserved by Permit No. 5832-3 and 5,165 acre-feet reserved by Permit Nos. 6869-3 and 6968A-3.

Application No. 7208-3 proposes to appropriate and reserve for future use and additional 9,465 acre-feet of water from the Missouri Elk Point Aquifer. The area to be reserved for future use is set forth above in Application No. 6869A-3.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 6869A-3, 7207-3 & 7208-3 because 1) water has been reserved or in the case of 7208-3 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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting these applications or recommendations must file a written petition with both the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendations. 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 Jan. 3, 2011.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, 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 these applications.

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

Published twice at the total
approximate cost of \$142.80
(#5037, 12/16/10, 12/23/10,
The New Era)

Affidavit of Publication

STATE OF SOUTH DAKOTA
COUNTY OF LINCOLN

ANDY WILCOX

being first duly sworn on his oath says; that the Sioux Valley News is a legal weekly newspaper of general circulation as required by South Dakota Code of Nineteen Hundred Thirty-Nine, and any acts amendatory thereto, printed and published by the Sioux Valley News, Inc., in Canton, in said county and State, and has been such legal newspaper during the time hereinafter mentioned; that he is and during all of said time was publisher of said newspaper and has personal knowledge of the facts stated in this affidavit; that the advertisement headed:

**Lewis & Clark Regional Water System
DENR Notice**

a printed copy of which is hereto attached, was printed and published in said newspaper for **TWO** successive week(s) upon the following dates, to-wit:

**December 16, 2010
December 23, 2010**

that the full amount of the fees charged for publishing the same to-wit: the sum of **\$98.77** insures solely to the benefit of the publishers of said newspaper; that no agreement or understanding for any division of this sum has been made with any other person; and that no part of said sum has been agreed to be paid to any person whomsoever.

Subscribed and sworn to before me this **23rd** day of
December, 2010.

Notary Public, South Dakota



**My Commission Expires
12/9/2014**

NOTICE OF APPLICATION NOS. 6869 A-3, 7207-3 AND 7208-3 Amend Future Use Area, Develop Reserved Water and Appropriate and Reserve Water

Notice is given that Lewis and Clark Regional Water System, c/o Troy Larson, Director, 401 E. 8th St., Suite 306, Sioux Falls, SD 57013 has filed three applications for water permits. The Water is to be reserved for future use or placed to beneficial use for the purpose of providing water supplies for the regional water system which supplies 20 public water systems in Turner, Lincoln, Minnehaha, Union, Lake, Clay and McCook counties in South Dakota; as well as Rock and Nobles counties in Minnesota; and Lyons, Sioux, Qsceola and O'Brien counties in Iowa.

The legal descriptions in the following application may include parcels or lots within the described areas that are excluded or only a portion of the land described is actually within the future use area. A map of the future use area and well locations may be obtained by contacting the Water Rights Program. The general location is along the Missouri River south of Vermillion beginning near Mulberry Point and traveling in a northwest direction along the river approximately 6 miles. A detailed legal description is provided below. The applications are as follows:

Application No. 68-69A-3 serves to correct and clarify the location of original future use area and proposes to amend Future Use Permit No. 6869-3 to expand the future use area. Future Use Permit No. 6869-3 reserves 8,700 acre-feet of water (Missouri: Elk Point Aquifer) for future development of the system. The correct location of the original future use area is the S 1/4 Section 20, Lot A of Lot X and acreage below Lots 3 and 4 Section 16, Lot A Section 22, The River Preserve Sections 22, 23, 26, 27 and Lots, 1, 2, 3, 4 and NW N&W Lot H1, Section 26; all in T92N, R52W. This application proposes to expand the future use area to include in addition to the previous description Lot A Missouri River Accretion Land NW 1/2 SW 1/4 Section 15, NW 1/4 Section 22, Sutherland Farm in Sections 10, 11, 14 and 15, Lot A Sutherland Farm, Lot D of Frost Tract 1 SW 1/4 and SE 1/4 Section 15, NW 1/4 NE 1/4 Section 22, Parcels X, Y Z of Lot H1 N 1/2 Section 15, Brewer Lot 1 and Lot 2 SW 1/4 and NW 1/4 Section 27, Brewer Lot 1 SW 1/4 Section 22, Blickle Lot 1 NW 1/4 Section 22, Blickle Lot 1 Lot H1, Section 21, Plowland Section 22 and 27, and Pasture Section 22; ALL in T32N, R04E and between Section 26 and 35 extending E HWY to N & S Dixon Line thence NE Section 24, T92N, R52W.

Application No. 7207-3 proposes to construct and place to beneficial use 12,000 acre-feet of water annually at a total maximum diversion rate of 20 cubic feet of water per second from five wells completed into the Missouri:Elk Point Aquifer located in brewer Lot 1 and Lot 2 SW 1/4 and NW 1/4 Section 27, T32N,

R4E, Brewer Lot 1 SW 1/4 Section 22, T32N, R4E, Blickle Lot 1 NW 1/4 Section 22, T32N, R4E, Blickle Lot 1; Parcels X, Y and Z except Lots H1 and except that part Parcel Z E of Lot H1 N 1/2 Section 15, T32N, R04E; and Lots 1, 2, 3 and 4 Except Lot H1 Section 26, T92N, R52W. This water has been appropriated and reserved under existing Future Use Permits. The applicant is proposing to apply to beneficial use the remaining 6,835 acre-feet annually reserved by Permit No. 5832-3 and 5,165 acre-feet reserved by Permit Nos. 6869-3 and 6968A-3.

Application No. 7208-3 proposes to appropriate and reserve for future use and additional 9,465 acre-feet of water from the Missouri:Elk Point Aquifer. The area to be reserved for future use is set forth above in Application No. 6869A-3.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 6869A-3, 7207-3 & 7208-3 because 1) water has been reserved or in the case of 7208-3 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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting these applications or recommendations must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendations. 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 January 3, 2011.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, 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 these applications.

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

Published in the Sioux Valley News on December 16 and 23, 2010 at the total approximate cost of \$98.77.

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DEC 27 2010

**WATER RIGHTS
PROGRAM**

CUSTOMER NUMBER:	078106	Argus Leader	
INVOICE NUMBER:	1307750		
DATES	12/17, 12/24, 2010	P.O. Box 677349, Dallas, TX 75267-7349	\$237.28

LEWIS & CLARK REGIONAL WATER SYSTEM
401 E 8TH ST, STE 306
SIOUX FALLS, SD, USA 57103-7032

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DEC 29 2010

WATER RIGHTS PROGRAM

DETACH THIS STUB AND RETURN WITH PAYMENT

PAYMENT DUE UPON RECEIPT

AFFIDAVIT OF PUBLICATION-

Customer Number: 078106

Invoice Number: 1307750

Argus Leader
AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA

COUNTY OF MINNEHAHA } ss

Linda Schulte 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

Friday the 17 day of December 2010 ,
Friday the 24 day of December 2010 ,
_____, the _____ day of _____ 2010
_____, the _____ day of _____ 2010 ,
_____, the _____ day of _____ 2010 ,
_____, the _____ day of _____ 2010 ,
_____, the _____ day of _____ 2010 ,
_____, the _____ day of _____ 2010 ,

and that \$237.28 was charged for publishing the same

Linda Schulte

Subscribed and sworn to before me 12/27/2010

Judy Wiese
JUDY WIESE
NOTARY PUBLIC
SOUTH DAKOTA

My Commission expires December 29, 2010

Nov. 3, 2012

NOTICE OF APPLICATION
NOS. 6869A-3, 7207-3 and 7208-3 Amend Future Use Area, Develop Reserved Water and Appropriate and Reserve Water

Notice is given that Lewis and Clark Regional Water System, c/o Troy Larson, Director, 401 E 8th St, Suite 306, Sioux Falls SD 57103 has filed three applications for water permits. The water is to be reserved for future use or placed to beneficial use for the purpose of providing water supplies for the regional water system which supplies 20 public water systems in Turner, Lincoln, Minnehaha, Union, Lake, Clay and McCook counties in South Dakota; as well as Rock and Nobles counties in Minnesota; and Lyons, Sioux, Osceola and O'Brien counties in Iowa.

The legal descriptions in the following application may include parcels or lots within the described areas that are excluded or only a portion of the land described is actually within the future use area. A map of the future use area and well locations may be obtained by contacting the Water Rights Program. The general location is along the Missouri River south of Vermillion beginning near Mulberry Point and traveling in a northwest direction along the river approximately 6 miles. A detailed legal description is provided below. The applications are as follows:

Application No. 6869A-3 serves to correct and clarify the location of original future use area and proposes to amend Future Use Permit No. 6869-3 to expand the future use area. Future Use Permit No. 6869-3 reserves 8,700 acre-feet of water (Missouri Elk Point Aquifer) for future development of the system. The correct location of the original future use area is the S 1/4 Section 20, Lot A of Lot X, Lot X and acreage below Lots 3 and 4 Section 16, Lot A Section 22, The River Preserve Sections 22, 23, 26, 27 and Lots 1, 2, 3, 4 and NW 1/4 Lot H1, Section 28; all in T92N, R52W. This application proposes to expand the future use area to include in addition to the previous description Lot A Missouri River Accretion Land NW 1/2 SW 1/4 Section 15, NW 1/4 Section 22, Sutherland Farm in Sections 10, 11, 14 and 15, Lot A Sutherland Farm, Lot D of Frost Tract 1 SW 1/4 and SE 1/4 Section 15, NW 1/4 NE 1/4 Section 22, Parcels X, Y Z of Lot H1 N 1/2 Section 15, Brewer Lot 1 and Lot 2 SW 1/4 and NW 1/4 Section 27, Brew-

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Application No. 7207-3 proposes to construct and place to beneficial use 12,000 acre-feet of water annually at a total maximum diversion rate of 20 cubic feet of water per second from five wells completed into the Missouri Elk Point Aquifer located in Brewer Lot 1 and Lot 2 SW 1/4 and NW 1/4 Section 27, T32N, R4E, Brewer Lot 1 SW 1/4 Section 22, T32N, R4E, Bickie Lot 1 NW 1/4 Section 22, T32N, R4E, Bickie Lot 1; Parcels X, Y and Z except Lots H1 and except that part Parcel Z, E of Lot H1 N 1/2 Section 15, T32N, R04E, and Lots 1, 2, 3 and 4 Except Lot H1 Section 26, T92N, R52W. This water has been appropriated and reserved under existing Future Use Permits. The applicant is proposing to apply to beneficial use the remaining 6,835 acre-feet annually reserved by Permit No. 5892-3 and 5,165 acre-feet reserved by Permit Nos. 6869-3 and 6968A-3.

Application No. 7208-3 proposes to appropriate and reserve for future use and additional 9,485 acre-feet of water from the Missouri Elk Point Aquifer. The area to be reserved for future use is set forth above in Application No. 6869A-3.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 6869A-3, 7207-3 & 7208-3 because 1) water has been reserved or in the case of 7208-3 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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any person filing a petition.

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Published twice at the total approximate cost of \$237.28.
1307750 Dec. 17 & 24, 2010

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) SS
 County of _____ Union)

I, Susan Odson

certify that the attached printed Notice was taken

from the Southern Union County

Leader-Courier

printed and published in Elk Point

County of _____ Union and

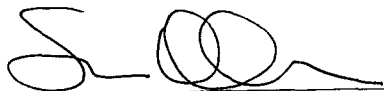
state of South Dakota. The notice was published

in the newspaper on the following two dates:

December 16, 2010

December 23, 2010

Cost of Printing \$111.15



(Signature)

Affidavits Coordinator

(Title)

December 23, 2010

(Date Signed)

**NOTICE OF APPLICATION
 NOS. 6869A-3, 7207-3 AND
 7208-3 AMEND FUTURE
 USE AREA, DEVELOP
 RESERVED WATER
 AND APPROPRIATE
 AND RESERVE WATER**

Notice is given that Lewis and Clark Regional Water System, c/o Troy Larson, Director, 401 E 8th St, Suite 306, Sioux Falls SD 57103 has filed three applications for water permits. The water is to be reserved for future use or placed to beneficial use for the purpose of providing water supplies for the regional water system which supplies 20 public water systems in Turner, Lincoln, Minnehaha, Union, Lake, Clay and McCook counties in South Dakota; as well as Rock and Nobles counties in Minnesota; and Lyons, Sioux, Osceola and O'Brien counties in Iowa.

The legal descriptions in the following application may include parcels or lots within the described areas that are excluded or only a portion of the land described is actually within the future use area. A map of the future use area and well locations may be obtained by contacting the Water Rights Program. The general location is along the Missouri River south of Vermillion beginning near Mulberry Point and traveling in a northwest direction along the river approximately 6 miles. A detailed legal description is provided below. The applications are as follows:

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Application No. 7207-3 proposes to construct and place to beneficial use 12,000 acre-feet of water annually at a total maximum diversion rate of 20 cubic feet of water per second from five wells completed

into the Missouri-Elk Point Aquifer located in Brewer Lot 1 and Lot 2 SW 1/4 and NW 1/4 Section 27, T32N, R4E, Brewer Lot 1 SW 1/4 Section 22, T32N, R4E, Bickel Lot 1 NW 1/4 Section 22, T32N, R4E, Bickel Lot 1; Parcels X, Y and Z except Lots H1 and except that part Parcel Z E of Lot H1 N 1/2 Section 15, T32N, R04E; and Lots 1, 2, 3 and 4 Except Lot H1 Section 26, T92N, R52W. This water

has been appropriated and reserved under existing Future Use Permits. The applicant is proposing to apply to beneficial use the remaining 6,835 acre-feet annually reserved by Permit No. 5832-3 and 5,165 acre-feet reserved by Permit Nos. 6869-3 and 6968A-3.

Application No. 7208-3 proposes to appropriate and reserve for future use and additional 9,465 acre-feet of water from the Missouri-Elk Point Aquifer. The area to be reserved for future use is set forth above in Application No. 6869A-3.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 6869A-3, 7207-3 & 7208-3 because 1) water has been reserved or in the case of 7208-3 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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any person filing a petition.

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RECEIVED

DEC 27 2010

WATER RIGHTS
 PROGRAM

AFFIDAVIT OF PUBLICATION RECEIVED

STATE OF SOUTH DAKOTA }
County of Lake } ss.

DEC 29 2010

WATER RIGHTS PROGRAM

Sue Anne Artko of the City of Madison, County of Lake,
State of South Dakota, being first duly sworn on oath, deposes and says:

The Madison Daily Leader is a daily legal newspaper of general circulation, printed and published in the City of Madison, in said County of Lake, by Hunter Publishing, Inc., Jon M. Hunter, publisher, and has been such legal newspaper during the times hereinafter mentioned; that the said Madison Daily Leader has been in existence as such legal newspaper for more than one year prior to the publication of the notice hereunto attached, and has during all of said time had, and how has, more than 200 bona fide subscribers; that the undersigned, the affiant, is the Secretary of the said newspaper, in charge of the advertising department thereof and has personal knowledge of all the facts stated in this affidavit and the advertisement headed

Lewis & Clark Regional Water System

Notice of Application to Appropriate Water

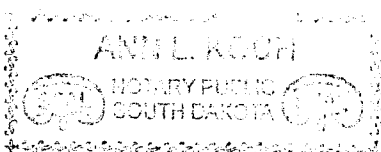
printed copy of which hereunto attached, was printed and published in the said newspaper for Two successive weeks, once each week and on the same day of the week, on the following dates, to-wit:

On Friday, the 17th day of December, 2010;
On Thursday, the 23rd day of December, 2010;
On day of 20.....;
On day of 20.....;
On day of 20.....;
On day of 20.....;
On day of 20.....;
On day of 20.....;
On day of 20.....;

That \$ 109.09 being the full amount of the fees for publication of the attached notice inures solely for the benefit of the publisher of the said newspaper; that no arrangement or understanding for a division thereof has been made with any other person and that no part thereof has been agreed to be paid to any other person whomsoever.

Sue Anne Artko

Subscribed and sworn to before me this 27th day of
December, 2010



Ann L. Koch
Notary Public, Lake County, South Dakota

Dec. 17 & 23

NOTICE OF APPLICATION NOS. 6869A-3, 7207-3 and 7208-3 Amend Future Use Area, Develop Reserved Water and Appropriate and Reserve Water

Notice is given that Lewis and Clark Regional Water System, c/o Troy Larson, Director, 401 E 8th St, Suite 306, Sioux Falls SD 57103 has filed three applications for water permits. The water is to be reserved for future use or placed to beneficial use for the purpose of providing water supplies for the regional water system which supplies 20 public water systems in Turner, Lincoln, Minnehaha, Union, Lake, Clay and McCook counties in South Dakota; as well as Rock and Nobles counties in Minnesota; and Lyons, Sioux, Osceola and O'Brien counties in Iowa.

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Publication Fees \$

Notary Fees \$

Total \$

Received Payment,

In Court
County of

AFFIDAVIT OF PUBLICATION

Filed in the office of on the
..... day of
20

Attorneys for

Lot 1 SW 1/4 Section 22, Blickle Lot 1 NW 1/4 Section 22 Blickle Lot 1 Lot H1, Section 21, Plowland Section 22 and 27, and Pasture Section 22; ALL in T32N, R04E and between Section 26 and 35 extending E HWY to N & S Dixon Line thence NE Section 24, T92N, R52W.

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STEVEN M. PIRNER
Secretary, Department of
Environment
and Natural Resources

Published twice at the total
approximate cost of \$109.09

AFFIDAVIT OF PUBLICATION

State of South Dakota, County of Clay, ss.

Susan Forma

Being first duly sworn, deposes and says: That he/she is a resident of the County of Clay and State of South Dakota; that

THE PLAIN TALK

is a legal newspaper of general circulation, printed and published in Vermillion, in said County and State, by Yankton Media, Inc., and is now and has been such newspaper continuously during all the times hereinafter mentioned; that affiant is and was during all the time hereinafter mentioned in charge of the advertising department thereof, and has personal knowledge of all the facts stated in this affidavit: and that the notice and advertisement headed:

DENR

NOTICE ON APPLICATIONS

a printed copy of which is hereunto attached and made a part hereof, was printed and published in the said newspaper at least once in each week

for 2 successive weeks; that said newspaper at the time of the first publication of said notice hereinafter stated, had, and still has, a bona fide circulation of over two-hundred paid copies weekly, and had been published in the said county of Clay for more than one year immediately prior to the date of the said publication of said notice, and that said newspaper during said times, was, and is, printed in part in an office maintained at said city of Vermillion, the said place of publication; that the first publication of said notice in said newspaper as aforesaid

was on Friday, the 17 day of December 20 10, and that the succeeding publications were severally

on Friday, the 24 day of December, 20 10,

on Friday, the day of , 20 ,

on Friday, the day of , 20 ,

on Friday, the day of , 20 ,

that the fees charged for the printing and publication of the said notice and advertisement in said newspaper as aforesaid were

One Hundred Fourteen dollars and 10 cents

and that said fees for the printing and publishing of said notice and advertisement have been fully paid; that the full amount of the fee charged for the publishing of the said attached annexed notice and advertisement inures to the benefit of the publisher of the 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 other person whomsoever.

Subscribed and sworn to before me

this 30th day of December 20 10

Sandra Brown

Notary Public

My Commission Expires

SANDRA BROWN
My Commission Expires August 5, 2014

NOTICE OF APPLICATION NOS.
6869A-3, 7207-3 and 7208-3 Amend
Future Use Area, Develop Reserved
Water and Appropriate and Reserve
Water

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RECEIVED

IAN - 3 2011

WATER RIGHTS PROGRAM

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Published twice at the total approximate cost of \$114.10.

Estimated publishing cost per published copy:

Publish: December 17 & 24, 2010

Estimated publishing cost per published copy: \$0.0307

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) SS
County of McCook)

I, Troy Schwans

certify that the attached printed Notice was taken

from the Salem Special

printed and published in Salem

County of McCook and

state of South Dakota. The notice was published

in the newspaper on the following two dates:

December 16, 2010

December 23, 2010

Cost of Printing \$98.19

Troy Schwans
(Signature)

Owner
(Title)

12/27/10
(Date Signed)

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6869A-3, 7207-3 and 7208-3 Amend
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Water and Appropriate
and Reserve Water**

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Published twice at the total approximate cost of \$98.18.



**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.

December 6, 2010

Lewis & Clark Regional Water System
Troy Larson - Director
401 E 8th St Ste 306
Sioux Falls SD 57103

Dear Mr. Larson:

Water Permit Application Nos. 6869A-3, 7207-3 & 7208-3 for rural water system use have been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent to the Publishers of the following papers:

The New Era printed at Parker SD (605-297-4419)
The Sioux Valley News printed at Canton SD (605-764-2000)
The Argus Leader printed at Sioux Falls SD (605-331-2200)
Leader Courier printed at Elk Point SD (605-356-2632)
Daily Leader printed at Madison SD (605-256-4555)
Plain Talk printed at Vermillion SD (605-624-2695)
Salem Special printed at Salem SD (605-425-2361)

You will need to contact the newspapers and authorize publication of this notice. For your information, a copy of the notice, the recommendations of the Chief Engineer and reports on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspapers to authorize publication of your Notice and to arrange for payment. Early contact with the papers can eliminate delays. Upon receiving authorization, the publishers have been instructed to publish your notice once each week for two consecutive weeks. The newspapers have also been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Eric Gronlund
Natural Resources Engineer
(605) 773-3352
eric.gronlund@state.sd.us

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendations, 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 applications.



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 6, 2010

The New Era
PO Box 579
Parker SD 57053

ATTENTION: Legal Public Notice

Enclosed is a Notice on Application Nos. 6869A-3, 7207-3 & 7208-3 to Appropriate Water to be published twice. Please publish the first notice on December 16, 2010 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 Lewis & Clark Regional Water System, c/o Troy Larson, 401 E 8th St., Ste. 306, Sioux Falls SD 57103 (Ph # 605-336-8688).

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-----

Nos. 6869A-3, 7207-3 & 7208-3

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

Date _____

We are in receipt of your letter of December 6, 2010 enclosing Notice to Appropriate Water by Application Nos. 6869A-3, 7207-3 & 7208-3 which was first published in our issue of _____. **ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.**

Name

Newspaper



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 6, 2010

Salem Special
PO Box 220
Salem SD 57058

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Water Rights Program
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and NATURAL RESOURCES**

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

December 6, 2010

Leader Courier
PO Box 310
Elk Point SD 57025

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

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and NATURAL RESOURCES

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

December 6, 2010

Sioux Valley News
PO Box 255
Canton SD 57013

ATTENTION: Legal Public Notice

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Water Rights Program
Joe Foss Building
Pierre SD 57501-3181

Date _____

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

December 6, 2010

Plain Talk
201 W Cherry St
Vermillion SD 57069

ATTENTION: Legal Public Notice

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

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and NATURAL RESOURCES

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

December 6, 2010

Daily Leader
PO Box 348
Madison SD 57042

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

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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 6, 2010

Argus Leader
PO Box 5034
Sioux Falls SD 57117

ATTENTION: Legal Public Notice

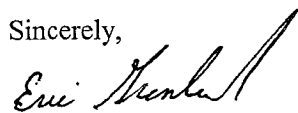
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Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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Nos. 6869A-3, 7207-3 & 7208-3

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

Date _____

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Name

Newspaper

Instruction to Newspaper - Publish first Notice on December 17, 2010 with the second publication 7 days later. The applicant 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 APPLICATION NOS. 6869A-3, 7207-3 and 7208-3 Amend Future Use Area, Develop Reserved Water and Appropriate and Reserve Water

Notice is given that Lewis and Clark Regional Water System, c/o Troy Larson, Director, 401 E 8th St, Suite 306, Sioux Falls SD 57103 has filed three applications for water permits. The water is to be reserved for future use or placed to beneficial use for the purpose of providing water supplies for the regional water system which supplies 20 public water systems in Turner, Lincoln, Minnehaha, Union, Lake, Clay and McCook counties in South Dakota; as well as Rock and Nobles counties in Minnesota; and Lyons, Sioux, Osceola and O'Brien counties in Iowa.

The legal descriptions in the following application may include parcels or lots within the described areas that are excluded or only a portion of the land described is actually within the future use area. A map of the future use area and well locations may be obtained by contacting the Water Rights Program. The general location is along the Missouri River south of Vermillion beginning near Mulberry Point and traveling in a northwest direction along the river approximately 6 miles. A detailed legal description is provided below. The applications are as follows:

Application No. 6869A-3 serves to correct and clarify the location of original future use area and proposes to amend Future Use Permit No. 6869-3 to expand the future use area. Future Use Permit No. 6869-3 reserves 8,700 acre-feet of water (Missouri:Elk Point Aquifer) for future development of the system. The correct location of the original future use area is the S $\frac{1}{4}$ Section 20, Lot A of Lot X, Lot X and acreage below Lots 3 and 4 Section 16, Lot A Section 22, The River Preserve Sections 22, 23, 26, 27 and Lots, 1, 2, 3, 4 and NW N&W Lot H1, Section 26; all in T92N, R52W. This application proposes to expand the future use area to include in addition to the previous description Lot A Missouri River Accretion Land NW $\frac{1}{2}$ SW $\frac{1}{4}$ Section 15, NW $\frac{1}{4}$ Section 22, Sutherland Farm in Sections 10, 11, 14 and 15, Lot A Sutherland Farm, Lot D of Frost Tract 1 SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 15, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Parcels X, Y Z of Lot H1 N $\frac{1}{2}$ Section 15, Brewer Lot 1 and Lot 2 SW $\frac{1}{4}$ and NW $\frac{1}{4}$ Section 27, Brewer Lot 1 SW $\frac{1}{4}$ Section 22, Blickle Lot 1 NW $\frac{1}{4}$ Section 22 Blickle Lot 1 Lot H1, Section 21, Plowland Section 22 and 27, and Pasture Section 22; ALL in T32N, R04E and between Section 26 and 35 extending E HWY to N & S Dixon Line thence NE Section 24, T92N, R52W.

Application No. 7207-3 proposes to construct and place to beneficial use 12,000 acre-feet of water annually at a total maximum diversion rate of 20 cubic feet of water per second from five wells completed into the Missouri:Elk Point Aquifer located in Brewer Lot 1 and Lot 2 SW $\frac{1}{4}$ and NW $\frac{1}{4}$ Section 27, T32N, R4E, Brewer Lot 1 SW $\frac{1}{4}$ Section 22, T32N, R4E, Blickle Lot 1 NW $\frac{1}{4}$ Section 22, T32N, R4E, Blickle Lot 1; Parcels X, Y and Z except Lots H1 and except that part Parcel Z E of Lot H1 N $\frac{1}{2}$ Section 15, T32N, R04E; and Lots 1, 2, 3 and 4 Except Lot H1 Section 26, T92N, R52W. This water has been appropriated and reserved under existing Future Use Permits. The applicant is proposing to apply to beneficial use the remaining 6,835 acre-feet annually reserved by Permit No. 5832-3 and 5,165 acre-feet reserved by Permit Nos. 6869-3 and 6968A-3.

Application No. 7208-3 proposes to appropriate and reserve for future use and additional 9,465 acre-feet of water from the Missouri:Elk Point Aquifer. The area to be reserved for future use is set forth above in Application No. 6869A-3.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 6869A-3, 7207-3 & 7208-3 because 1) water has been reserved or in the case of 7208-3 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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the

Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting these applications or recommendations must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendations. 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 January 3, 2011.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, 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 these applications.

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

Published twice at the total approximate cost of_____.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAR 03 2011

6869A-3
7207-3
7208-3

Lewis & Clark Regional Water System
c/o Troy Larson, Director
401 E 8th St, Suite 306
Sioux Falls SD 57103

Dear Mr. Larson:

Enclosed are Future Use Permit Nos. 6869A-3 and 7208-3 as issued 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.

Also, enclosed is Water Permit No. 7207-3 authorizing construction and placing to beneficial use 12,000 acre feet of 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.

Sincerely,

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

enclosures

McMath, Genny

From: McMath, Genny
Sent: Tuesday, August 23, 2011 9:37 AM
To: McMath, Genny
Subject: FW: Lewis & Clark Rural Water Info Update

Water Permits this pertains to: 5832-3, 6736-3, 6869-3, 6869A-3, 7207-3, 7208-3

From: Froelich, Stacy
Sent: Tuesday, August 23, 2011 9:30 AM
To: DENR FINANCIAL & TECH ASSIST; DENR ENVIRONMENTAL SERVICES
Subject: Lewis & Clark Rural Water Info Update

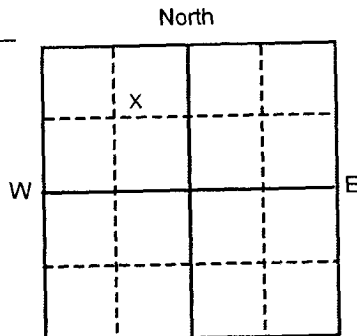
Effective Monday, August 29, the mailing address will be 46986 Monty Street, Tea, SD 57064. Telephone lines will not be installed until Sept. 1. The calls to the office will be forwarded to a cell phone for a few days. **The new telephone number will be 605-368-2400 and our fax number will be 605-368-2800.** The e-mail addresses will not change.

7207-3

SD EForm - 1621LD V1

SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location NE 1/4 NW 1/4 Sec 15 Twp 91N Rg 52WCounty ClayPlease mark well
location with an "X"

Well Completion Date

January 6, 2011

1 Mile

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
1,000.0 ft. from MO River (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

DUAL ROTARY

CASING DATA:

☒ Steel
 ☐ Plastic
 ☐ Other

If other describe

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
125.5 LB/FT	24.00 IN	0.0 FT	79.0 FT	30.00 IN
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
Neat Cement	44	15.2 Lb/gal	20.0 Ft	0.0 Ft
		Lb/gal	Ft	Ft

Describe grouting procedure
Tremie

SCREEN:

☐ Perforated pipe
 ☒ Manufactured
 Diameter 24.00 Inches Length 40.0 FeetMaterial Stainless SteelSlot Size 50 Set From 79.0 Feet to 119.0 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? Chlorine
☐ No, Why Not?
 Lab to which water
quality sample sent for analysisWell Owner: Lewis & Clark Regional Water System

Business Name:

Address: 401 East 8th Street, Suite 306City, State, Zip: Sioux Falls SD 57013

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Brown Silty Clay	0	19
Fine Sand	19	30
Fine - Med Sand, Trace of Coarse	30	41
Grey Clay	41	43
Fine - Med Sand, Trace of Coarse	43	61
Grey Clay	61	62
Fine Sand	62	81
Fine - Coarse Sand With Gravel	81	120
Shale	120	

STATIC WATER LEVEL 19.1 FEET

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ Inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other

Reduced flow rate _____ GPM

Can well be completely shut in?

WELL TEST DATA:

☒ Pumped Describe: Completed an 8-HR step test and 72-HR constant-rate pumping test using temp. test pumping equipment.

☐ Bailed

☐ Other

Pumping Level Below Land Surface

39.4 Ft. After 72.0 Hrs. pumped 2,305.0 GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate: _____ GPM

REMARKS

Well #09-01

RECEIVED

AUG - 3 2011

WATER RIGHTS
PROGRAMThis well was drilled under license # 513 and this report is true and accurate.Drilling firm: Layne Christensen Company

Signature of License Representative:

Signature of Well Owner or Equitable Property Holder:

Date: 7-27-11

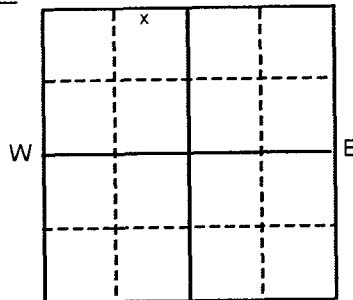
8/3/11

SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location NE 1/4 NW 1/4 Sec 15 Twp 91N Rg 52WCounty Clay

North

Please mark well
location with an "X"

Well Completion Date

January 26, 2011

1 Mile

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
1,000.0 ft. from MO River (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

DUAL ROTARY

CASING DATA:

☒ Steel ☐ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
125.5 LB/FT	24.00 IN	0.0 FT	75.5 FT	30.00 IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
Neat Cement	40	15.2 Lb/gal	20.0 Ft	0.0 Ft
_____	_____	_____ Lb/gal	_____ Ft	_____ Ft

Describe grouting procedure
Tremie

SCREEN:

☐ Perforated pipe ☒ Manufactured
Diameter 24.00 Inches Length 46.5 FeetMaterial Stainless SteelSlot Size 50 Set From 75.5 Feet to 122.0 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? Chlorine
☐ No, Why Not? _____
Lab to which water
quality sample sent for analysis _____Well Owner: Lewis & Clark Regional Water System

Business Name: _____

Address: 401 East 8th Street, Suite 306City, State, Zip: Sioux Falls SD 57013

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Brown Silty Clay	0	19
Fine Sand	19	37
Fine - Med Sand, Trace of Coarse	37	41
Grey Clay and Sand Layers	41	57
Fine - Med Sand, Trace of Coarse	43	70
Grey Clay With Sand	70	71
Fine - Med Sand Some Coarse	71	92
Fine - Coarse Sand With Gravel	92	122
Shale	122	

STATIC WATER LEVEL 17.5 FEET

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ Inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced flow rate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped Describe: Completed an 8-HR step test and 48-HR constant-rate pumping test using temp. test pumping equipment.
☐ Bailed

☐ Other

Pumping Level Below Land Surface

37.8 Ft. After 48.0 Hrs. pumped 2,305.0 GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate: _____ GPM

REMARKS

Well #09-02

RECEIVED
AUG - 3 2011
WATER RIGHTS
PROGRAM

This well was drilled under license # 513 and this report is true and accurate.Drilling firm: Layne Christensen Company

Signature of License Representative: _____

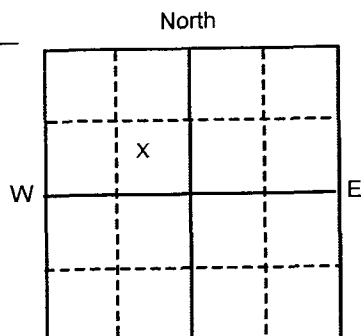
Signature of Well Owner or Equitable Property Holder: _____

Date: 7-27-11

8/3/11

SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location SE ¼ NW ¼ Sec 27 Twp 91N Rg 52WCounty ClayPlease mark well
location with an "X"

Well Completion Date

February 11, 2011

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
1,050.0 ft. from Missouri River (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

Dual Rotary

CASING DATA:

☒ Steel ☐ Plastic ☐ Other
 If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
125.5 LB/FT	24.00 IN	0.0 FT	73.0 FT	30.00 IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
Neat Cement	47	15.2 Lb/gal	20.0 Ft	0.0 Ft
_____	_____	_____ Lb/gal	_____ Ft	_____ Ft

Describe grouting procedure _____

SCREEN:

☐ Perforated pipe ☒ Manufactured
 Diameter 24.00 Inches Length 36.0 Feet
Material Stainless SteelSlot Size 50 Set From 73.0 Feet to 109.0 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? Chlorine☐ No, Why Not? _____Lab to which water
quality sample sent for analysis _____Well Owner: Lewis & Clark Regional Water System

Business Name: _____

Address: 401 East 8th Street, Suite 306City, State, Zip: Sioux Falls SD 57013

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Clay w/sand and gravel seams	0	63
Sand, some small gravel, fine sand	63	91
Coarse sand and gravel	91	112
Shale	112	

STATIC WATER LEVEL 15.7 FEET

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ Inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced flow rate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped Describe: Completed an 8-HR step test and 48-HR constant-rate pumping test using temp. test pumping equipment.
☐ Bailed
☐ Other

Pumping Level Below Land Surface

45.6 Ft. After 48.0 Hrs. pumped 1,999.0 GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate: _____ GPM

REMARKS

Well #09-03

RECEIVED
AUG - 3 2011
WATER RIGHTS
PROGRAM

This well was drilled under license # 513 and this report is true and accurate.Drilling firm: Layne Christensen Company

Signature of License Representative: _____

Signature of Well Owner or Equitable Property Holder: _____

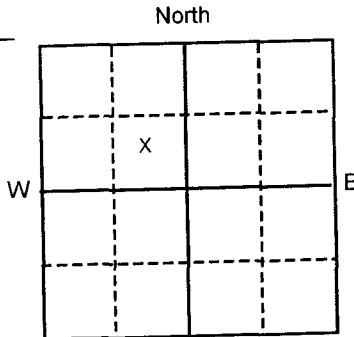
Signature of Well Owner or Equitable Property Holder: _____

Date: 7-27-11

SOUTH DAKOTA WATER WELL COMPLETION REPORT

Location SE 1/4 NW 1/4 Sec 27 Twp 91N Rg 52WCounty Clay

Please mark well location with an "X"



Well Completion Date

December 7, 2010

1 Mile

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
750.0 ft. from MO River (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

Dual Rotary

CASING DATA:

☒ Steel ☐ Plastic ☐ Other

If other describe

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
125.5 LB/FT	24.00 IN	0.0 FT	82.0 FT	30.00 IN
LB/FT	IN	FT	FT	IN
LB/FT	IN	FT	FT	IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
neat cement	41	15.2 Lb/gal	20.0 Ft	0.0 Ft
		Lb/gal	Ft	Ft

Describe grouting procedure
Tremie

SCREEN:

☐ Perforated pipe ☒ Manufactured
Diameter 24.00 Inches Length 22.0 FeetMaterial Stainless SteelSlot Size 50 Set From 82.0 Feet to 104.0 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? Chlorine☐ No, Why Not?

Lab to which water quality sample sent for analysis

Well Owner: Lewis & Clark Regional Water System

Business Name:

Address: 401 East 8th Street, Suite 306City, State, Zip: Sioux Falls SD 57103

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Br Silty Clay	0	18
Fine - Med Sand, Trace of Coarse	18	69
Grey Clay	69	71
Fine to Coarse Sand, Some Clay	71	78
Grey Clay	78	81
Fine - Med Sand	81	95
Med- Coarse Sand & Gravel	95	104
Fine - Med Sand	104	106
Grey Shale	106	110

STATIC WATER LEVEL 15.9 FEET

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ Inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced flow rate _____ GPM

Can well be completely shut in?

WELL TEST DATA:

☒ Pumped Describe: Completed an 8-HR step test and 72-HR constant-rate pumping test using temp. test pumping equipment.
☐ Bailed☐ Other

Pumping Level Below Land Surface

33.6 Ft. After 72.0 Hrs. pumped 2,000.0 GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate: _____ GPM

REMARKS

Well #09-04

RECEIVED

AUG - 3 2011

WATER RIGHTS PROGRAM

This well was drilled under license # 513 and this report is true and accurate.Drilling firm: Layne Christensen Company

Signature of License Representative:

Signature of Well Owner or Equitable Property Holder:

Date: 7-27-11

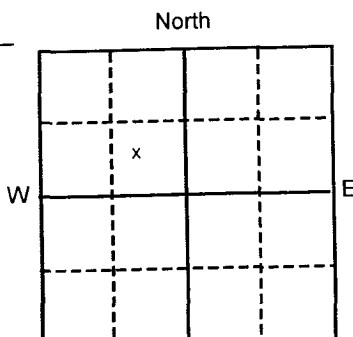
3/3/11

SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location SE 1/4 NW 1/4 Sec 27 Twp 91N Rg 52WCounty Clay

Please mark well location with an "X"



Well Completion Date

December 13, 2011

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
800.0 ft. from MO River (identify source)

PROPOSED USE:

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

METHOD OF DRILLING:

DUAL ROTARY

CASING DATA:

☒ Steel ☐ Plastic ☐ Other
 If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
70.6 LB/FT	18.00 IN	0.0 FT	74.0 FT	30.00 IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
Neat Cement	52	15.2 Lb/gal	30.0 Ft	0.0 Ft
_____	_____	_____ Lb/gal	_____ Ft	_____ Ft

Describe grouting procedure
Tremie

SCREEN:

☐ Perforated pipe ☒ Manufactured
 Diameter 18.00 Inches Length 14.0 Feet
 Material Stainless Steel
 Slot Size 50 Set From 74.0 Feet to 88.0 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? Chlorine
☐ No, Why Not? _____

Lab to which water quality sample sent for analysis _____

Well Owner: Lewis & Clark Regional Water System

Business Name: _____

Address: 401 East 8th Street, Suite 306City, State, Zip: Sioux Falls SD 57013

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Brown Silty Clay	0	12
Fine Sand	12	20
Fine - Med Sand, Some Coarse	20	54
Dark Grey Silt	54	55
Fine Sand, Trace of Silt	55	68
Dark Grey Clay	68	70.5
Fine - Coarse Sand With Gravel	70.5	88
Shale	88	90

STATIC WATER LEVEL 16.0 FEET

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ Inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced flow rate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped Describe: Completed an 8-HR step test and 72-HR constant-rate pumping test using temp. test pumping equipment.
☐ Bailed
☐ Other

Pumping Level Below Land Surface

42.6 Ft. After 72.0 Hrs. pumped 870.0 GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate: _____ GPM

REMARKS

Well #09-05

RECEIVED
AUG - 3 2011
WATER RIGHTS PROGRAM

This well was drilled under license # 513 and this report is true and accurate.Drilling firm: Layne Christensen Company

Signature of License Representative: _____

Signature of Well Owner or Equitable Property Holder: _____

Date: 7-27-11