

Considered: _____

WATER PERMIT NO. 746A-3

Phone: 5717

Name of Applicant: GTA Feeds - Sioux Falls

Post Office Address: PO Box 1447, Sioux Falls SD 57117

Amount of Water Claimed: no add'l (0.33 cfs)

Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: milling, industrial, livestock County: Minnehaha

About _____ miles _____ of _____

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

F.F. & C/L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY Date Received: 1-13-92 Fee: \$50 Remarks 2 additional

wells on Wter Right No. 746-3

Corrected Application Received 3-13-92 Period of Annual Use Jan 1- Dec 31

WATER QUALITY APPROVAL RECEIVED NA APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES _____ NO _____ REMARKS _____

SE 1/4 SE 1/4
Diversion Point: NE 1/4 SE 1/4, NW 1/4 SE 1/4

Sec 9-T101-R50W

Land to be Irrigated: _____

		9		
		8	8	

Well Log: Driller: _____ Licensed YES _____ NO _____

Depth of Well: 23' & 60' REMARKS no well logs available-information is based
on employee's recollection of the well construction

Type of Map: aerial PREPARED BY: Greg Johnston Reviewed and the Number

Assigned on 3-16-92 By Karen Schlaak

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 746A-3

(1) GTA Feeds, of PO Box 1447, Sioux Falls, SD 57117-1447 made Application No. 746A-3, January 13, 1992 for a water permit to appropriate no additional cubic feet of water per second from groundwater (three wells), Minnehaha County, South Dakota for milling, industrial and livestock watering purposes. Permit No. 746A-3, with a priority date of October 22, 1960 was approved May 6, 1992 and issued to the applicant for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

Water Permit No. 746A-3 increased the number of wells authorized by Water Right No. 746-3 from one to four wells. No. 746A-3 did not allow for an increase in the 0.33 cfs diversion authorized under No. 746-3. The applicable portions of Water Right No. 746-3 have been incorporated into this Water License No. 746A-3.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.33 cubic feet of water per second for beneficial use. The location of the diversion points are Well #1 - 724'N and 239'W; Well #2 - 850'N and 247'W; Well #3 - 1623'N and 953'W; and Well #4 - 1641'N and 2512'W; all from the SE corner of Section 9, T101N, R50W (Wells 1, 2 & 3 are in E½ SE¼ and Well 4 is in the NW¼SE¼).

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

(4) Pursuant to South Dakota Water Law 46-5-30.1 GTA Feeds of PO Box 1447, Sioux Falls, SD 57117-1447 the holder and/or owner of Incorporated Water Permit No. 746A-3 is issued a license to appropriate water, the right to use 0.33 cubic feet of water per second from groundwater (four wells) with a priority date of October 22, 1960 from the locations specified in (2) of this license. The water is to be used for milling, industrial use and livestock watering purposes. This license is subject to any limitations or qualifications listed in Incorporated Water Permit No. 746A-3 and subject to South Dakota State Law.



SEP 20 1993

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

SOUTH DAKOTA
WATER PERMIT No. 746A-3

Date of first receipt of application January 13, 1992.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 746A-3 to GTA Feeds - Sioux Falls, PO Box 1447, Sioux Falls SD 57117-1447 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. 746A-3 increases the number of wells authorized by Water Right No. 746-3 from 1 well to 4 wells (3 additional wells). Water Right No. 746-3 appropriates 0.33 cubic feet of water per second (cfs) from one well located in the SE 1/4 SE 1/4 Section 9-T101N-R50W for industrial and irrigation purposes. An inspection of the water right found 4 wells capable of diverting 0.33 cfs. The three additional wells, 23 and 60 feet deep (Big Sioux: Southern Skunk Creek Aquifer) are located in the NE 1/4 SE 1/4, SE 1/4 SE 1/4 and the NW 1/4 SE 1/4 Section 9-T101N-R50W. The irrigation portion of the permit has been abandoned. No increase in the developed diversion rate is authorized by this Permit.
2. The water appropriated shall be used for the purpose of supplying water to GTA Feeds, Inc. and may not exceed the amount of water needed for beneficial use for milling, industrial and livestock watering purposes..
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. 746A-3 is May 6, 1992.
5. The date from which applicant may claim right is October 22, 1960.
6. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. 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 City of Sioux Falls has priority rights to this water under future use withdrawal permits, and this application is approved subject to their prior rights if or when the city develops the reserved water supply.

WATER MANAGEMENT BOARD

By: _____

Chief Engineer, Water Rights Division
Department of Environment and Natural Resources

AUG 7 1992

date

523 E. Capitol
Pierre, SD 57501
(605) 773-3352



No. 746A-3 Hydrologic Unit 1017020.3
Map No. _____ Basin Big Sioux
Newspaper The Argus Leader, P.O. Box 5034, SF

331-2200 57117-5034

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

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

Type of Application: Check one or more of the following

New ☐ Vested Right ☐ Future Use ☐ Change Use ☐

☒ Amend Permit No. 746-3 with old priority date retained

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

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

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

1. Name of Applicant GTA Feeds - Sioux Falls Phone No. 339-1090

Post Office Address P.O. Box 1447 Sioux Falls, SD 57117-1447 State _____ Zip Code _____
(Street, RR or Box) (City)

2. Amount of water claimed (c.f.s.) .33 (no addl.)

3. Source of water supply Big Sioux aquifer

4. Location of point of diversion Well #2 - SE 1/4 SE 1/4 Section 9 - T101N - R50W Well #3 - 1623' 453' CNE 1/4 SE 1/4
Three new points of diversion - 1590' North and 893' West of the
SE corner of Section 9 - T101N - R50W and 1608' from S.E. corner and 76' from West side
(NW 1/4 SE 1/4) Section 9 -
of Aquire's tract 401 adjacent to section 9 T101N - R50W County Minnehaha

5. Counties where water will be used Minnehaha

6. Annual period during which water is to be used Year round Jan 1 - Dec 31

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

Added two new points of diversion, no additional water. Water used in milling and industrial operations for GTA Feeds of Sioux Falls. In addition, water used for watering livestock.

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

STATE OF SOUTH DAKOTA)

County of Minnehaha

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

Signed Jack F. Trane

Subscribed and sworn to before me this 6 day of Jan 19 92

Barb A. Nease
Notary Public

**Report on Application No. 746A-3
GTA Feeds
March 25, 1992**

This application proposes to increase the number of wells authorized by Water Right No. 746-3 from 1 well to 4 wells. Water Right No. 746-3 appropriates 0.33 cubic feet of water per second (cfs) from one well located in the SE1/4 SE1/4 Section 9-T101N-R50W for industrial and irrigation purposes. An inspection of the water right found 4 wells capable of diverting 0.33 cfs. The three additional wells are located in the NE1/4 SE1/4, NW1/4 SE1/4 and the SE1/4 SE1/4 Section 9-T101N-R50W and are 23 feet, 60 feet and unknown in depth, respectively. The water is used for milling, industrial and livestock watering purposes. The irrigation portion of the permit has been abandoned. No increase in the developed diversion rate is authorized by this application.

Big Sioux Aquifer - Southern Skunk Creek Management Unit (BS-SSC)

The Southern Skunk Creek is a glacial alluvium consisting of sand and gravel with intermittent clay layers. The aquifer is primarily under water table conditions in the permit application area. The BS-SSC underlies 9700 acres and contains an estimated 32,010 acre-feet of recoverable water in Minnehaha County, South Dakota (Hedges, 1982). In addition, an estimated 2.7 inches or 2180 acre-feet of water is recharged to the aquifer annually (Hedges, 1982). Recharge to the aquifer occurs from the Wall Lake aquifer where it is connected to the BS-SSC in Sections 15, 16, 17 and 18 T101N-R50W directly south of the permit application area (Iles and Frykman, 1991). Infiltrating rainfall and snowfall contribute to recharge as well. Also, Skunk Creek is hydraulically connected to the BS-SSC and may contribute to recharge or discharge depending on seasonal stream and aquifer levels.

The Division of Water Rights monitors observation well MA-80X which is approximately 3/4 mile to the southwest of the diversion points (Water Rights Division, 1991). Water levels generally follow precipitation trends. Water levels have fluctuated from 15 to 7.5 feet below ground surface during extremely dry (1981) and wet (1983) years. Seasonal fluctuation appears to be 2 to 4 feet regardless of extremely wet or dry climatic conditions.

Existing Water Rights and Permits

The majority of water appropriated from the BS-SSC is used for commercial and industrial purposes as well as for Sioux Falls present and future use. There have been no reported problems with interference from either the existing well or the 3

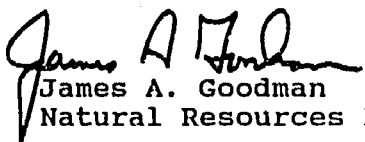
additional wells on this permit application with each other or any other nearby domestic wells or water rights in the BS-SSC.

Conclusions

1. Water is available from the Big Sioux Aquifer - Southern Skunk Creek Unit.
2. Interference is not a problem - existing water rights will not be impaired.
3. It is a beneficial use of water.
4. It is not known if the wells are completed in accordance to the SD Well Standards Construction.


Gregory C. Johnston
Natural Resources Engineer

Approved by:


James A. Goodman
Natural Resources Engineer IV

BIBLIOGRAPHY

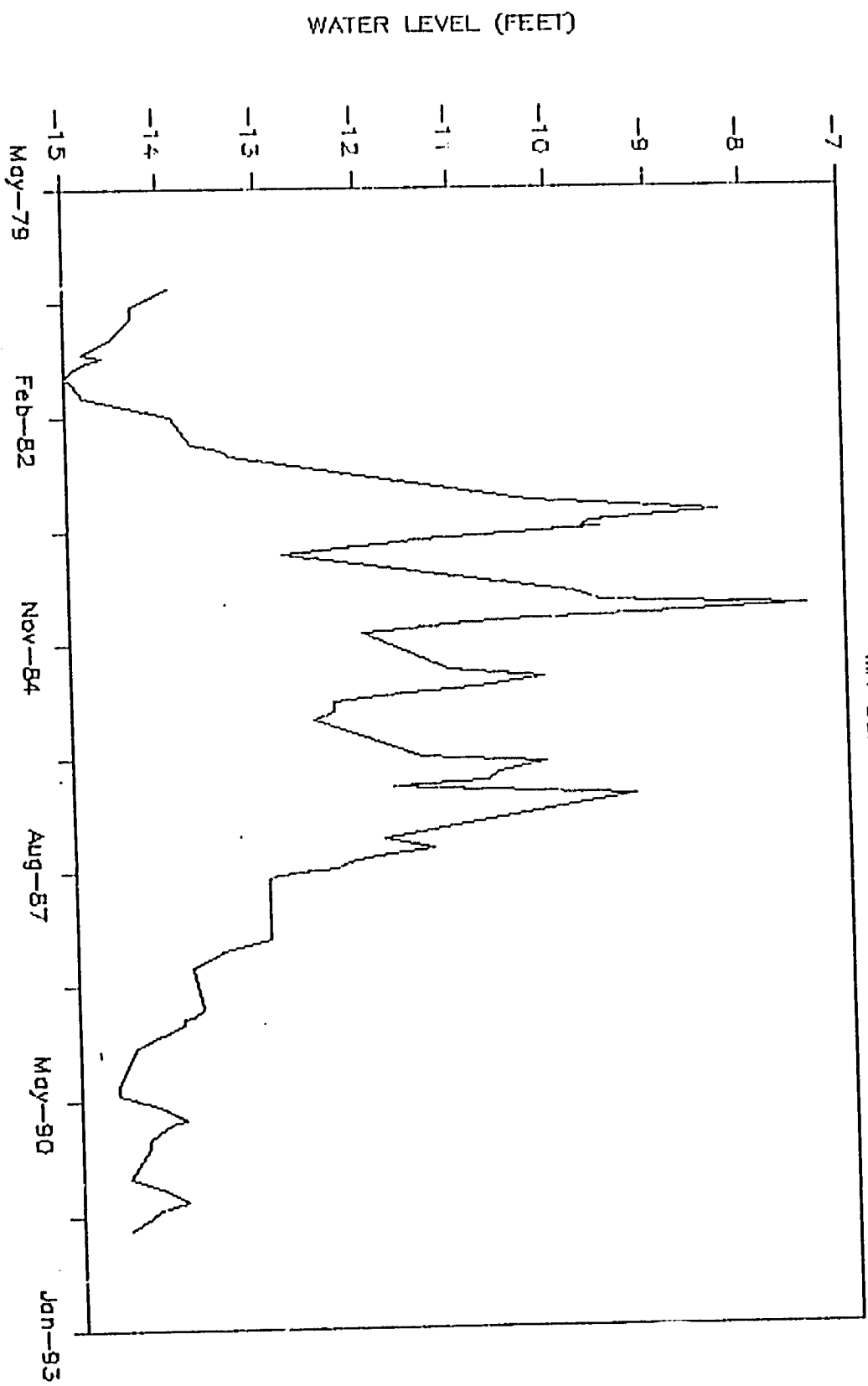
Hedges, L.S., ET al., 1982, Evaluation of Groundwater Resources of Eastern South Dakota and Upper Big Sioux River, South Dakota and Iowa, for U.S. Army Corps of Engineers, DENR, SDGS, Vermillion, SD 57069.

Iles, D.L., ET al., 1991, Hydrogeology of the Southern Skunk Creek Management Unit of the Big Sioux Aquifer, DENR, SDGS, Vermillion, SD 57069.

Water Rights Division, 1992, Observation Well Files, MA-80X, DENR, Division of Water Rights, Joe Foss Building, Pierre, SD 57501.

Water Rights Division, 1992, 1990 Irrigation Summary by County, Division of Water Rights, Joe Foss Building, Pierre, SD 57501.

WATER RIGHTS OBSERVATION WELL MA-80X



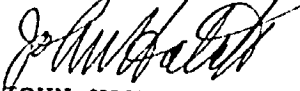
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 746A-3, GTA Feeds

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Water Permit Application No. 746A-3, GTA Feeds, c/o Jack Krause, PO Box 1447, Sioux Falls, SD 57117-1447.

The Chief Engineer is recommending APPROVAL of Application No. 746A-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) 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 City of Sioux Falls has priority rights to this water under future use withdrawal permits, and this application is approved subject to their prior rights if or when the city develops the reserved water supply.

See report on application for additional information.


JOHN HATCH, Chief Engineer
March 30, 1992

746A-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

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

April 1, 1992

Jack Krause
GTA Feeds
PO Box 1447
Sioux Falls, SD 57117-1447

Dear Mr. Krause:

Water Permit Application No. 746A-3 for milling, industrial and livestock use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of The Argus Leader printed at Sioux Falls, SD (Ph # 331-2200). For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

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

Sincerely,

A handwritten signature in cursive script, appearing to read 'Eric Gronlund'.

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

746A-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

April 2, 1992

The Argus Leader
PO Box 5034
Sioux Falls, SD 57117-5034

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 746A-3 to be published twice. Please publish the first notice on April 8, 1992, with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is GFA Feeds, PO Box 1447, Sioux Falls, SD 57117-1447 (Ph # 339-1090).

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

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

No. _____

Date _____

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

Name _____

Newspaper _____

746A-3

Instruction to Newspaper - Publish first Notice on April 8, 1992, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 746A-3 to Appropriate Water
and to Amend Water Right No. 746-3

Notice is given that GTA Feeds, PO Box 1447, Sioux Falls, SD 57117-1447 has filed an application for a water permit to increase the number of wells authorized by Water Right No. 746-3 from 1 well to 4 wells (3 additional wells). Water Right No. 746-3 appropriates 0.33 cubic feet of water per second (cfs) from one well located in the SE 1/4 SE 1/4 Section 9-T101N-R50W for industrial and irrigation purposes. An inspection of the water right found 4 wells capable of diverting 0.33 cfs. The three additional wells, 23 and 60 feet deep (Big Sioux:Southern Skunk Creek Aquifer) are located in the NE 1/4 SE 1/4, SE 1/4 NE 1/4 and the NW 1/4 SE 1/4 Section 9-T101N-R50W. The water use is for milling, industrial and livestock watering purposes. The irrigation portion of the permit has been abandoned. No increase in the developed diversion rate is authorized by this application.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 746A-3 because 1) existing rights will not be unlawfully impaired, 2) it is a beneficial use of water, and 3) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by April 27, 1992. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

If a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Board will consider this application at 10:00 am, May 6, 1992, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD. If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. The May 6, 1992, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by April 27, 1992.

Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA, }
COUNTY OF MINNEHAHA } ss.

M. DEVISH 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, by Sioux Falls Newspapers, Inc.; that affiant is and during all of said times, was an employee of the publisher of such newspaper and has personal knowledge of the facts stated in this affidavit; that the notice, order or advertisement, a printed copy of which is hereto attached, was published in said newspaper upon

Wednesday, the 8 day of April, 19 92

Wednesday, the 15 day of April, 19 92

_____, the _____ day of _____, 19 ____.

_____, the _____ day of _____, 19 ____.

_____, the _____ day of _____, 19 ____.

_____, the _____ day of _____, 19 ____.

_____, the _____ day of _____, 19 ____.

and that \$117.77 was charged for publishing the same including a \$2.00 affidavit fee.

M. Devish

Subscribed and sworn to before me April 15, 19 92

Nancy A. Buckley
Notary Public, South Dakota



746A-3

NOTICE OF HEARING
on Application No. 746A-3
to Amend Water Right No. 746-3
Notice is given that GTA Feeds,
PO Box 1447, Sioux Falls, SD
57117-1447 has filed an application
for a water permit to increase the
number of wells authorized by
Water Right No. 746-3 from 1 well
to 4 wells (3 additional wells). Water
Right No. 746-3 appropriates 0.33
cubic feet of water per second (cfs)
from one well located in the SE 1/4
SE 1/4 Section 9-T101N R50W for
industrial and irrigation purposes.
An inspection of the water right
found 4 wells capable of diverting
0.33 cfs. The three additional wells,
23 and 60 feet deep (Big Sioux
Southern Skunk Creek Aquifer) are
located in the NE 1/4 SE 1/4, SE
1/4 SE 1/4 and the NW 1/4 SE 1/4
Section 9-T101N R50W. The water
use is for milking, industrial and
livestock watering purposes. The
irrigation portion of the permit has
been abandoned. No increase in the
developed diversion rate is
authorized by this application.
Pursuant to SDCL 46-2A-2, the
Chief Engineer recommends AP-
PROVAL of Application No. 746A-3
because 1) existing rights will not
be unlawfully impaired, 2) it is a
beneficial use of water, and 3) it is
in the public interest. Unless a
petition is filed opposing the applica-
tion or the applicant files a
petition contesting the chief engi-
neer's recommendation, the Water
Management Board will NOT CON-
DUCT a HEARING to consider this
application and the chief engineer
will issue the permit as recom-
mended. Petitions filed in support
of the application will NOT require
the Board to hear the application.
Any person interested in op-
posing or supporting this applica-
tion must file a written petition with
BOTH the applicant and Chief
Engineer. The applicant must also
file a petition if opposed to the
Chief Engineer's recommendation.
The Chief Engineer's address is
"Water Rights Division, Foss
Building, 523 E. Capitol, Pierre SD
57501 (605 773-3352)" and the
applicant's mailing address is given
above. A petition filed by either an
interested person or the applicant
must be filed by April 27, 1992. The
petition may be informal, but must
include a statement describing the
petitioner's interest in the applica-
tion, the petitioner's reasons for
opposing or supporting the applica-
tion, and the signature and mailing
address of the petitioner or the
petitioner's legal counsel, if legal
counsel is obtained.
If a petition is filed opposing the
application or the applicant files a
petition contesting the chief engi-
neer's recommendation, the Board
will consider this application at
10:00 am, May 6, 1992, Floyd
Matthew Training Center, Joe Foss
Building, 523 East Capitol, Pierre,
SD. If a hearing is held, the Chief
Engineer's recommendation is not
final or binding upon the Board.
The Board is authorized to 1)
approve, 2) approve with qualifica-
tions, 3) defer, or 4) deny this
application based on the facts
presented at the public hearing.
The May 6, 1992, hearing date will
be automatically delayed for at
least 20 days upon written request
to the Chief Engineer from the
applicant or any interested person
opposing the application. The re-
quest for an automatic delay must
be filed by April 27, 1992.
Any hearing will be an adversary
proceeding. Any person filing a
petition and/or the applicant have
the right to be represented by a
lawyer and may present evidence
or cross-examine witnesses, ac-
cording to SDCL 1-26. These and
other due process rights will be
forfeited if not exercised. Decisions
of the Board may be appealed to
the Circuit Court and State Su-
preme Court as provided by law.
Contact the Water Rights Division
to request copies of information
pertaining to this application or to
ensure access to the hearing by the
handicapped.
This application is made pursuant
to SDCL 46-1-1 thru 46-1-9, 46-1-12
thru 46-1-16, 46-2-3.1, 46-2-9,
46-2-11, 46-2-13, 46-2-17, 46-2A-1
thru 46-2A-10, 46-2A-12, 46-2A-14,
46-2A-15, 46-5-1 thru 46-5-11,
46-5-13 thru 46-5-15, 46-5-24,
46-5-25, 46-5-30.2, 46-5-30.4,
46-5-31, 46-6-3, 46-6-3.1, 46-6-6.1,
46-6-10, 46-6-13, 46-6-14, 46-6-26,
and Board Rules AR3D 74 02 01 01
thru 74 02 01 15.
APR 8, 1992

GTA Feeds - Sioux Falls, SD - Division of Harvest States Cooperatives - St. Paul, MN

LICENSE FOR PERMIT NUMBER 746A-3



1. Legal location of wells: Minnehaha County Alguire tract #1
817'-1" from South line, 187'-1" from East line Well #2
dams & structures: 850' N and 247' W
of SE corner - 9-10-58

2. Well Information: Well Drilling Firm Sioux Well Drilling Co.

Completion Report Yes ☒ No ☐ No. of Wells 1 Depth 25'
Casing a) diameter 18" Screen a) type Unknown
b) length 25' b) length "
c) type " Static Water Level 13'
Pump a) make Teel Motor a) make "
b) model 3P626E b) model No. "
c) size 1HP c) horsepower rating "
d) capacity 33 66 G (C) gpm 7/17/92
e) turbine pump - no. of stages "
f) operating PSI 20

G.P.S. used approximately 0.02

3. Distribution lines or canals

a) size 1 1/2"
b) type Plastic
c) length 20'

4. Dam Information: N/A

a) height to crest " m) Outlet tubes:
b) height to primary spillway " 1) diameter "
c) height to secondary spillway " 2) type "
d) crest width " 3) valved (Y/N) "
e) crest length " 4) valve type "
f) spillway length " 5) location on structure "
g) spillway width "
h) approx. storage " n) Category of Dam "
i) approx. storage to crest "
j) date constructed "
k) inspection sheet completed (Y/N) "
l) Name of Contractor "

5. System Type a) sideroll: N/A

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

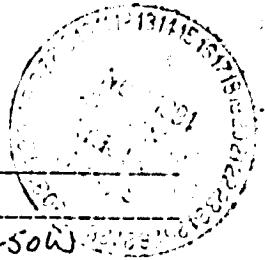
Indicate any other permit(s) which are associated with project _____

Yes	No	Check Items
---	---	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
---	---	2. Special qualifications to permit being applied by?
---	---	3. All structures, wells and lands on map?
---	---	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
---	---	5. Is chemigation used?
---	---	6. If yes, does equipment comply with chemigation rules?

REMARKS:

GTA Feeds - Sioux Falls, SD - Division of Harvest States Cooperatives, St. Paul, MN

LICENSE FOR PERMIT NUMBER 746A-3



1. Legal location of wells: Well #3
Minnehaha County Alquira tract #4

1574 ft. from South line, 401 ft. from East line 1623'N and 953'W

dams & structures: of the SE corner - 9-101N-50W

2. Well Information: Well Drilling Firm Sioux Well Drilling Co.

Completion Report Yes ☒ No ☐ No. of Wells 1 Depth 23 feet
Casing a) diameter 36" inches Screen a) type unknown
b) length 23 feet b) length
c) type Concrete Static Water Level 3 feet
Pump a) make Granfost Motor a) make
b) model b) model No.
c) size 3 HP c) horsepower rating
d) capacity ~~36~~ 84 GCT gpm 9/17/12
e) turbine pump - no. of stages Unknown
f) operating PSI

G.P.S. used approximately 0.10

3. Distribution lines or canals

a) size 1 1/4" 1 1/2" 2
b) type Plastic - -
c) length 880' 700' 600'

50 + 33 = 83 GPM

= 67 GPM

4. Dam Information: N/A

a) height to crest n) Outlet tubes:
b) height to primary spillway 1) diameter
c) height to secondary spillway 2) type
d) crest width 3) valved (Y/N)
e) crest length 4) valve type
f) spillway length 5) location on structure
g) spillway width
h) approx. storage n) Category of Dam
i) approx. storage to crest
j) date constructed
k) inspection sheet completed (Y/N)
l) Name of Contractor

5. System Type a) sideroll:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of
sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project _____

Yes	No	Check Items
---	---	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
---	---	2. Special qualifications to permit being abided by?
---	---	3. All structures, wells and lands on map?
---	---	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
---	---	5. Is chemigation used?
---	---	6. If yes, does equipment comply with chemigation rules?

REMARKS:

LICENSE FOR PERMIT NUMBER 746A-3

1. Legal location of wells: Well #4
Minnehaha County, Alquires tract section west of tract 4
1608 feet from South line and 76 feet from West line 16'11" N and 25'2" W of
dams & structures: SE corner of 9-101N-50W.

2. Well Information: Well Drilling Firm Unknown

Completion Report Yes No No. of Wells 1 Depth 60 feet

Casing a) diameter 5 inches Screen a) type
b) length 60 feet b) length
c) type plastic Static Water Level 13 feet

Pump a) make Unknown Motor a) make
b) model b) model No.
c) size c) horsepower rating
d) capacity 697 gpm
e) turbine pump - no. of stages Unknown
f) operating PSI Unknown

3. Distribution lines or canals

a) size 3 inches
b) type plastic
c) length 1500 feet



4. Dam Information:

a) height to crest m) Outlet tubes:
b) height to primary spillway 1) diameter
c) height to secondary spillway 2) type
d) crest width 3) valved (Y/N)
e) crest length 4) valve type
f) spillway length 5) location on structure
g) spillway width
h) approx. storage n) Category of Dam
i) approx. storage to crest
j) date constructed
k) inspection sheet completed (Y/N)
l) Name of Contractor

5. System Type a) sideroll:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of
sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____

- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project _____

Yes	No	Check Items
---	---	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
---	---	2. Special qualifications to permit being abided by?
---	---	3. All structures, wells and lands on map?
---	---	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
---	---	5. Is chemigation used?
---	---	6. If yes, does equipment comply with chemigation rules?

REMARKS:

746A-3

Permit No. 746A-3Big Sioux River Water District

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

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

I have this day made a thorough examination of the water use system constructed by GTA Feeds of PO Box 1447, Sioux Falls, SD 57117 holder of Permit No. 746A-3, bearing the priority of October 22, 1960 authorizing the diversion of no additional (0.33 from 746-3) cu. ft. per second of the waters of the BS-SSC for milling, industrial and livestock watering purposes, in Minnehaha County.

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

A. Works used to divert the water:

4 wells - Well No. 1 - Unknown depth and casing length, no pump present; Well No. 2 - 25' deep, 25' of 18" casing, unknown screen type and length; Teel pump, Model No. 3P626E, 66 GPM @ 20 PSI, 1 HP; Well No. 3 - 23' deep with 23' of 36" concrete casing; Grunfos pump, Model No. unknown, 84 GPM, 3 HP; Well No. 4 - 60' deep with 60' of 5" plastic casing, unknown screen length, no pump present

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

900' of 1.25", 700' of 1.5", 600' of 2" and 1500' of 3"; all plastic pipe

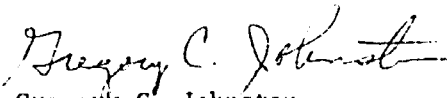
C. Works used to apply water to beneficial use:

System supplies water for industrial and milling processes and livestock watering

The system is in the following condition good. The point of diversion is located Well No. 1 - 724'N and 239'W; No. 2 - 850'N and 247'W; Well No. 3 - 1623'N and 953'W and Well No. 4 - 1641'N and 2512'W; all from the SE corner of Section 9 - T101N-R50W. The works

are capable of diverting and conveying to the place of use 0.33 cu. ft. per second of water which is to be used for industrial, milling and livestock watering. The license should be issued for no additional (0.33 from 746-3) cfs.

Applicable permit qualifications have been complied with ☒ Yes ☐ NoExceptions to compliance are: None Date 9/15/92


Gregory C. Johnston
Natural Resources Engineer
DENR, Water Rights Division

746A-3

REPORT ON INSPECTION OF PERMIT NUMBER 746A-3

DATE 9/15/92

Other permit(s) associated with the project 746-3

DIVERSION POINT LEGAL LOCATION: 4 wells - No. 1 - 724'N and 239' W; No. 2 - 850'N and 247' W; No. 3 - 1623' N and 953'W and Well No. 4 - 1641'N and 2512' W; all from the SE corner of Section 9-T101N-R50W

WELL INFORMATION: Well Drilling Firm Sioux Well Drilling (Nos. 2 and 3); Nos. 1 and 4 Unknown
No. of Wells 4 (Well No. 1 has no completion report) Depth(s) No. 1 - unknown, 25/23/60 feet

- | | |
|--|--|
| a) Casing: 1) diameter <u>18/36/5</u> inches | b) Screen: 1) type <u>all unknown</u> |
| 2) length <u>25/23/60</u> feet | 2) length <u>all unknown</u> |
| 3) type <u>unknown/concrete/plastic</u> | Pump 1) make <u>Teel/Grunfos</u> |
| d) Static Water Level <u>13/8/13</u> feet | 2) model <u>3P626E/unknown</u> |
| e) Motor: | 3) size <u>all unknown</u> inches |
| 1) make <u>Teel/Grunfos (Wells No. 1/2)</u> | 4) capacity <u>66/84</u> GPM |
| 2) model No. <u>Same as pump Model Nos.</u> | 5) turbine pump - No. of stages <u>all unknown</u> |
| 3) horsepower rating <u>1/3</u> hp | 6) operating pressure <u>20/unknown</u> PSI |

DISTRIBUTION LINES OR CANALS:

- a) type all plastic b) size 1.25/1.5/2/3 inches c) length 900/700/600/1500 feet

System Type:

- a) System used for industrial and milling processes as well as for livestock watering

CHEMIGATION EQUIPMENT:

- a) does chemigate N (Y/N)

PERMIT QUALIFICATIONS AND REGULATIONS:

- a) Soil and water permit lands agree with lands being irrigated and lands listed on permit N/A (Y/N)
- b) Special qualifications to permit being abided by Y (Y/N)
- c) All structures, wells and lands on map Y (Y/N)
- d) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period N/A (Y/N)

Water Permit No. 746-3 appropriates 0.33 cfs from one well (Well No. 1). No. 746A-3 appropriates no additional water and adds 3 new diversion points (Wells Nos. 2-4). Wells No. 1 and 4 are not currently being utilized (no pumps present in either well), but will be used in the future. Upon adding Wells No. 1 and 4, the total diversion rate from all four wells cannot exceed 0.33 cfs per Permit No. 746-3.



746A-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

AUG 7 1992

Jack Krause
GTA Feeds
PO Box 1447
Sioux Falls, SD 57117-1447

Dear Mr. Krause:

Enclosed is Water Permit No. 746A-3 authorizing your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

The final inspection has been completed on this Permit, and we are ready to issue the Water License. Statutes require we charge \$50 for the inspection and issuance of the final papers. Upon receipt of this amount the Water License will be sent to you.

Very truly yours,

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

enclosures

HARVEST STATES

COOPERATIVES

FARM MARKETING AND SUPPLY

August 20, 1992



Mr. John Hatch, Chief Engineer
Water Rights Division
Joe Foss Building
523 East Capitol
Pierre, SD 57501-3181

RE: Permit No. 746 A-3

Dear Mr. Hatch:

Enclosed is the \$50.00 for the license for GTA Feeds. Thank you.

Sincerely,

Jack Krause
Quality Control and
Environmental Concerns Manager

Enclosure

JK:mt

GTA
FEEDS

CC-BAR
FEEDS

NORCO
FEEDS

P.O. Box 5047 ♦ Sioux Falls, South Dakota 57117-5047 ♦ Phone 605/339-1050 ♦ FAX 605/339-1483

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

746A-3
413400

Pierre, _____ September 19 92

RECEIVED OF GTA Feeds, PO Box 5047, Sioux Falls, SD 57117-5047

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>746A-5</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer



746A-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

SEP 20 1993

746A-3

Jack Krause
GTA Feeds
P.O. Box 1447
Sioux Falls, SD 57117-1447

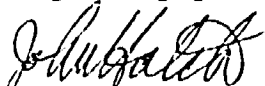
Dear Mr. Krause:

Enclosed is Water License No. 746A-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413400 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 746A-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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

Very truly yours,


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

gm
enclosures

NOTE: The applicable portions of Water Right No. 746-3 have been incorporated into this Water License No. 746A-3.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, January 13, 1992

RECEIVED OF GTA Feeds, P.O. Box 5047, Sioux Falls, SD 57117-5047

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

Fee for Application for Permit No. <u>746A-3</u> to Appropriate Water, to construct works and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future Use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	50 00

By

John A. Hotal

Chief Engineer

NOT TO SCALE



No 746A-3

GTA FEEDS

Drawn by:

Gregory C. Johnston

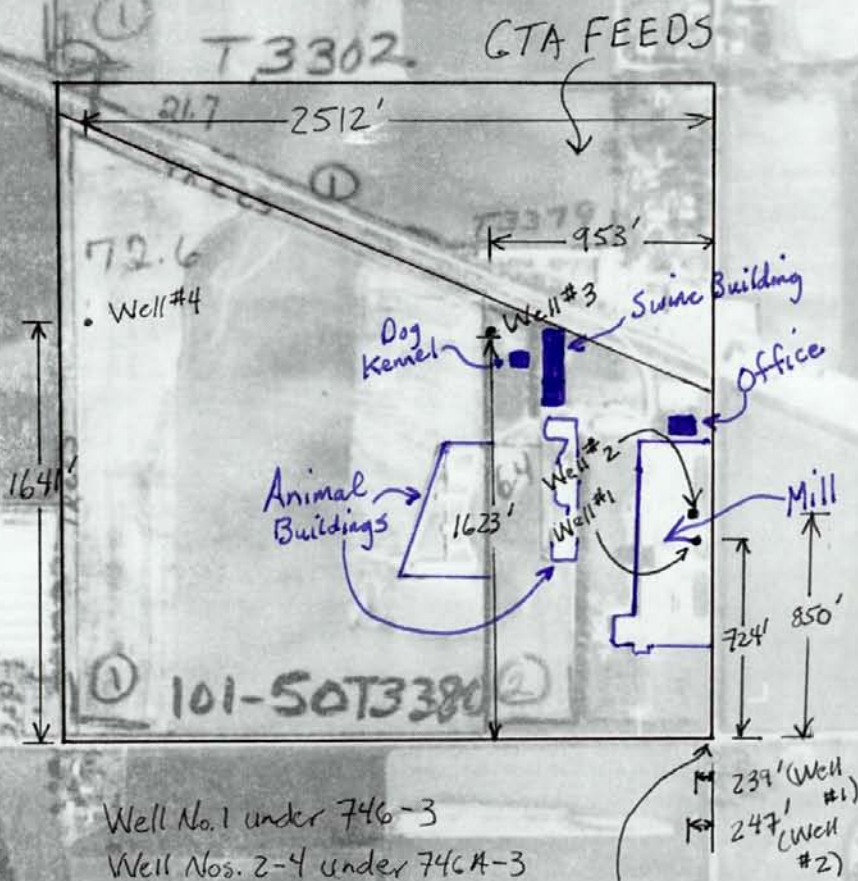
Gregory C. Johnston

Natural Resources Engineer II
Water Rights Division, DENR

9/17/92

1" = 765'

SE 1/4 SECTION 9 - T101N-R50W



Well No. 1 under 746-3

Well Nos. 2-4 under 746A-3

746A-3

SE corner
Section 9
T101N-R50W

746A-3

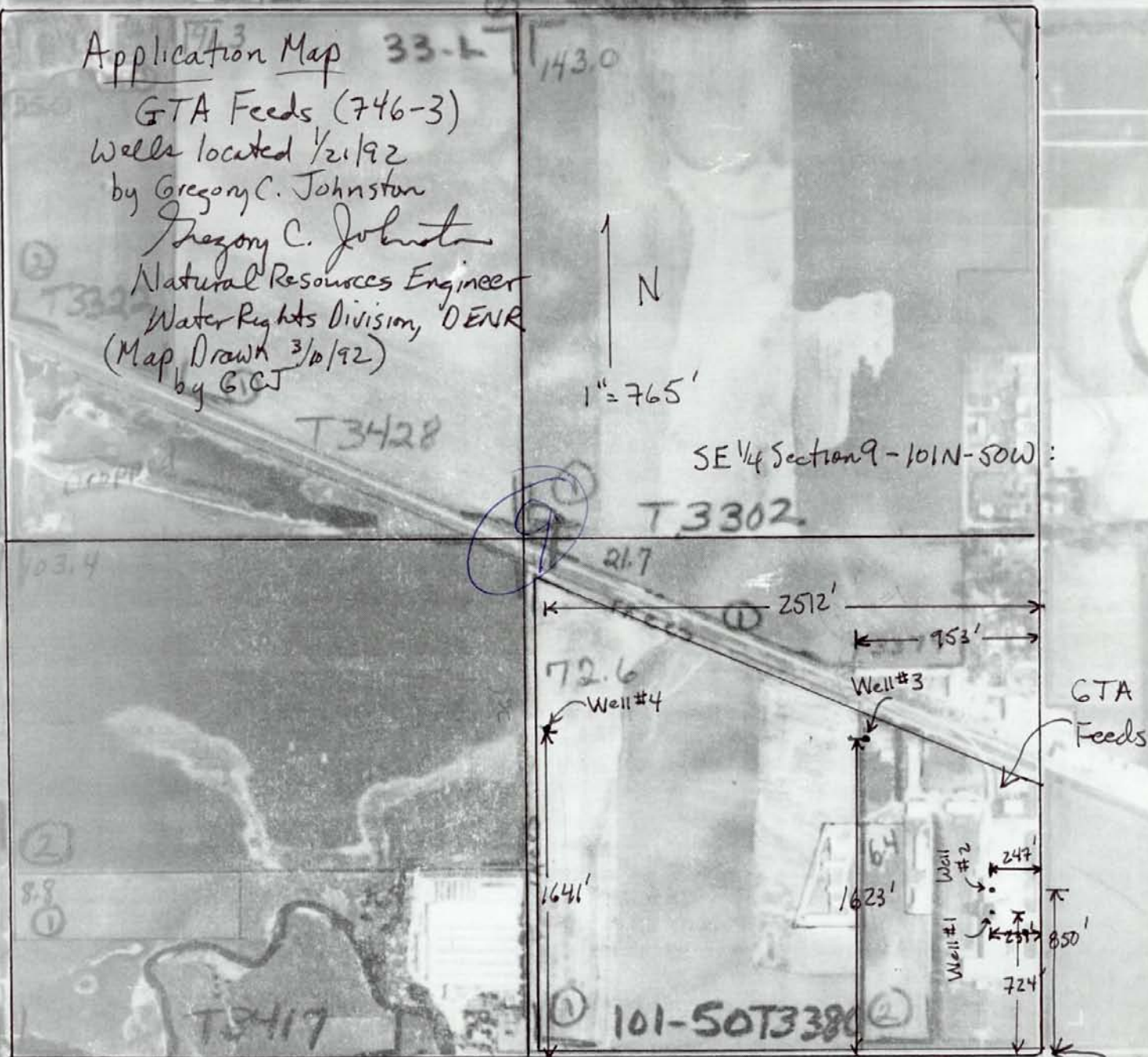
NOT TO SCALE

Application Map

GTA Feeds (746-3)
Wells located 1/21/92
by Gregory C. Johnston
Gregory C. Johnston
Natural Resources Engineer
Water Rights Division, DENR
(Map Drawn 3/10/92)
by G.C.J.

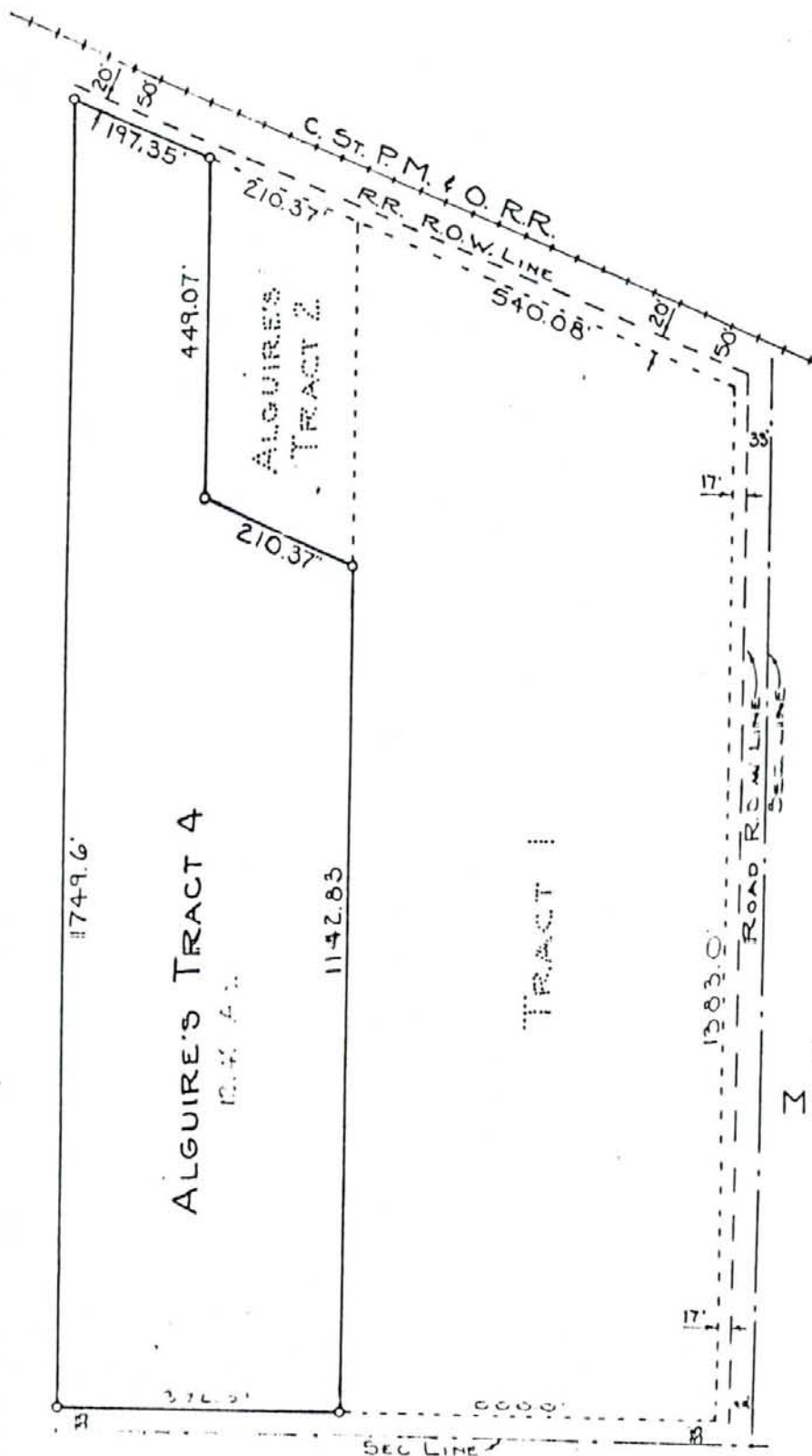
N
1" = 765'

SE 1/4 Section 9-101N-50W :



- Well #1 - Original Well - No. 746-3 SE
- Well #2 - Replacement Well - No. 746- Corner 3A Section 9
- Well #3 - New Well (under application)
- Well #4 - New Well (" ")

746A-3



SCALE 1"=200'

ALGUIRE'S TRACT
IN
SE 1/4 OF SEC. 9, T10N
MINNEHAHA COUNTY, SD

O-INDICATES IRON

SURVEYORS CERTIFICATE

I, D. V. Schmitz, of Schmitz, Kalda & Associates, a Registered Land Surveyor of the State of South Dakota, do hereby certify that I have, on and before July 30, 1970, surveyed and platted a portion of the Southeast Quarter (SE 1/4) of Section 9, Township 10N, Range 50W of the 5th Principal Meridian, Minnehaha County, South Dakota, and divided same into a tract as shown on the above plat.

The same shall hereafter be known and described as Alguires Tract.

February 2, 2006

2005 South Dakota Water Use Questionnaire

746A-3

To:

Address correction requested:

GTA FEEDS - SIOUX FALLS
PO BOX 1447
SIOUX FALLS SD 57117 1447

CHS
Box 5047

One questionnaire is being provided for each permitted water source. The following information is based on Water Permit/Right No. 746A-3. If you have other permits/rights in the same water source, also include water use under those permits/rights on this questionnaire.

Water Source: GROUNDWATER
Aquifer: BIG SIOUX
Management Unit: SOUTHERN SKUNK CREEK

County: MINNEHAHA
Pumping Pt. Legal: SEC 09-T101N-R50W
Type of Water Use: INDUSTRIAL

1) Please estimate your year 2005 water use from the above water source: 60,000 gallons

2) If no water use in 2005, please list the reason(s) why in the comments section.

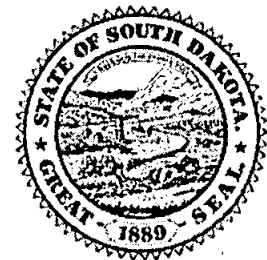
Comments:

Contact Person:

John Stephen

Telephone No:

605 339 1050



Questions? Please call Mark Rath or Ron Duvall at 605 773-3352 for assistance.

Thank you for completing the 2005 water use questionnaire.

Water Rights on the Web: www.state.sd.us/denr/wr

RECEIVED

FEB 15 2006

WATER RIGHTS
PROGRAM



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 16, 2006

746A-3

CHS
John Steffen
Box 5047
Sioux Falls SD 57117

Dear Mr. Steffen:

The 2005 SD Water Use Questionnaire which you recently returned to our office indicated a possible ownership/name change for Water Right No. 746A-3. Enclosed is a partially completed "Notice of Transfer" form for filing an ownership/name change. The water permit is currently listed in the name of GTA Feeds – Sioux Falls.

The transfer form should be completed, checked over for accuracy and **signed by the new owner.** Upon completion, return the form to our office with a required filing fee of \$2.50. Please let me know if no change is necessary. It is important for us to keep our records accurate.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 746A-3Date: March 10, 2006I/We request that Water Right/Permit No. 746A-3formerly owned by: GTA Feeds - Sioux Falls

be transferred to: (name & address) CHS Inc., Box 5047, Sioux Falls,
South Dakota 57117 (605) 339-1050

Telephone No. _____

Title to the following described land(s)/property has been transferred as described above:

wells located in the SE 1/4 Section 9-T101N-R50W

I/We understand that the validity of Water Right/Permit No. 746A-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We CHS Inc., the new owner, certify that the above information is true and correct.

CHS Inc.

By: John W. Steff

(Signed by new owner)

Vice-President, Reliance

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIVED
MAR 22 2006
WATER RIGHTS
PROGRAM

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date March 22, 20 06

RECEIVED OF CHS Inc., Box 5047, Sioux Falls SD 57117

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2	50
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>746A-3</u>		
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	2.50

No.

02370

By David D. Erbe
Chief Engineer gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 27, 2006

746A-3

John W Steffen
CHS Inc
PO Box 5047
Sioux Falls SD 57117

Dear Mr. Steffen:

Thank you for following up on the ownership change for Water Right No. 746A-3. The transfer has been completed. The water right formerly listed in the name of GTA Feeds is now listed in the name of CHS Inc.

Enclosed is your Receipt No. 02370 in the amount of \$2.50. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosure