

747-3

1. Considered 12-21, 1962
2. Name of Applicant City of Phoenix
3. Post Office Address _____
4. Amount of water claimed 11.11 - 5000 GPM.
5. Source of water supply Ground water
6. Water to be used for Municipal purposes
Acres to be irrigated _____
7. Water to be diverted and used in Maricopa County about
5.290 miles _____ of Medicine.
8. Proof of Publication Received ✓
Not Received _____
9. Application Approved _____
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

*All portions of 10 sections -
for future use*

371-3 - 0.5 cfs

372-3 - 1.0 cfs

NO. 747-3
 Water Division No. 3 BIG SIOUX RIVER
 (Blanks to be Filled by the State Engineer.)

District Excelsior
 Filed for Record NOV 13 1935
 at Madison S. D.

APPLICATION FOR PERMIT To Appropriately Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant City of Madison
 Postoffice address Madison, County Lake, State South Dakota

I. If a corporation Municipal Corporation

- (a) Name of same City of Madison, South Dakota
 (b) Date and place of incorporation --
 (c) Amount of capital stock --
 (d) Amount paid in --
 (e) Names and address of directors: Mayor & City Councilmen, City of
Madison, South Dakota

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor) --
 (b) Cash on hand, \$ -- (c) Treasury stock, \$ --
 (d) Bonds to be issued, \$ -- (e) Other resources, \$ --

2. Name of diversion work Future Supply
 3. Quantity of water claimed 11.11 cfs. Gallons per Minute
5000 ~~per second~~
 4. Source of water supply The shallow water supply from the outwash gravels located in
Sections 11, 12, 13, 14, T106N, R53W and Sections 7, 8, 17, 18 and the W 1/2
of Sections 11 and 16, T106N, R52W, measured from the 5th P. M. Lake County,
South Dakota on -- bank, -- County.
 6. Annual periods during which water is to be used January 1 through December 31
 7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?

- (a) Number of acres to be irrigated -- acres.
 (b) Legal subdivisions to be irrigated City limits of City of Madison, S. D.
 (NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)
 (c) Statement as to domestic use (giving location, etc.) Future water supply for
all Municipal purposes, City of Madison, South Dakota.

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

- (a) Nature of use All Municipal purposes, Madison, South Dakota
 Name any of the above uses claimed
 (b) Amount of power to be generated -- horse power.
 Amount claimed for engine cooling --
 (c) Location of plant --
 (d) Method of developing power --

MAP No 556-3

8. Estimated cost of work:

(a) Head gates, \$----- (b) Pumping plant, \$-----
 (c) Fluming, \$----- (d) Canal-earth, \$----- Rock, \$-----
 (e) Other structures ----- \$----- Total, \$-----

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

II. Dimensions of works:

(a) Dam: Height-----feet; length at bottom-----feet; length at top
 -----feet; thickness at bottom-----feet; thickness at top-----
 feet; slope at front water face-----; slope of back face-----;
 material used in construction-----
 (b) Reservoir: Capacity when filled-----acre feet. Surface area at highwater
 mark-----acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH-----FEET DEPTH AT OUTLET--ACRES	ACRE-Feet CAPACITY

(c) * Head gate: Width-----feet; height-----feet;
 Material -----

(d) Canal: Total length-----miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At -----Mile	-----feet	-----feet	-----feet	-----feet
At -----Mile	-----feet	-----feet	-----feet	-----feet
At -----Mile	-----feet	-----feet	-----feet	-----feet
At -----Mile	-----feet	-----feet	-----feet	-----feet
At -----Mile	-----feet	-----feet	-----feet	-----feet
At -----Mile	-----feet	-----feet	-----feet	-----feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work-----20-----years.

11. Time required for complete application of water to the proposed beneficial use -----20----- years.

12. Choice of newspaper for publication of notice of intention to appropriate -----
 -----The Madison Daily Leader, Madison, South Dakota-----

STATE OF SOUTH DAKOTA

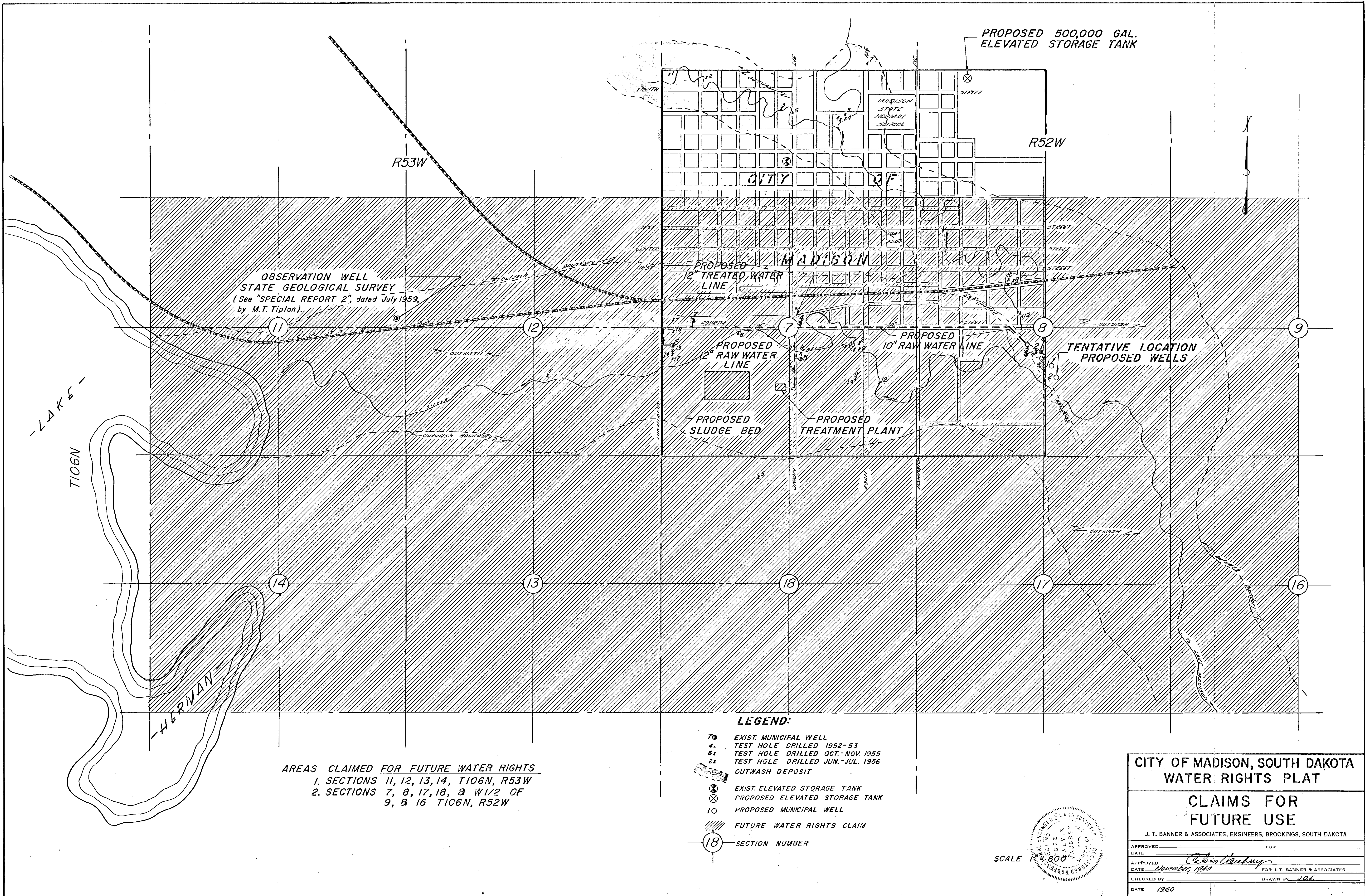
County of -----Lake----- } ss.

I, -----Thomas Tabor, Mayor, City of Madison, South Dakota-----, being first duly sworn
 on my oath depose and say: That my relation to the above described undertaking is that of owner,
 that I have read the above foregoing statement, examined the map accompanying the same, and
 that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed -----

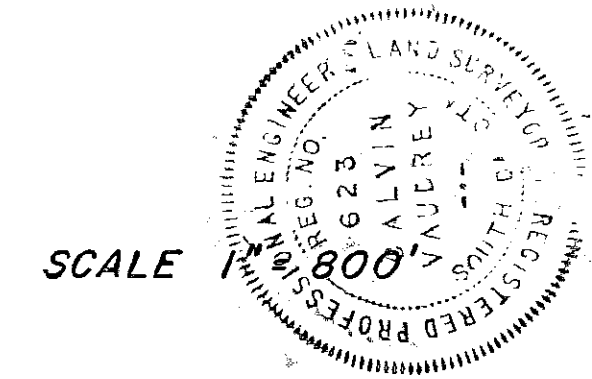
Subscribed and sworn to before me this-----8TH-----day of -----November-----, 1960

-----Notary Public (or other qualified officer.)



AREAS CLAIMED FOR FUTURE WATER RIGHTS
1. SECTIONS 11, 12, 13, 14, T106N, R53W
2. SECTIONS 7, 8, 17, 18, & W1/2 OF
9, & 16 T106N, R52W

- LEGEND:**
- 70 EXIST. MUNICIPAL WELL
 - 4. TEST HOLE DRILLED 1952-53
 - 6x TEST HOLE DRILLED OCT.-NOV. 1955
 - 2x TEST HOLE DRILLED JUN.-JUL. 1956
 - OUTWASH DEPOSIT
 - ⊗ EXIST. ELEVATED STORAGE TANK
 - ⊗ PROPOSED ELEVATED STORAGE TANK
 - 10 PROPOSED MUNICIPAL WELL
 - /// FUTURE WATER RIGHTS CLAIM
 - 18 SECTION NUMBER



SCALE 1" = 800'

CITY OF MADISON, SOUTH DAKOTA WATER RIGHTS PLAT	
CLAIMS FOR FUTURE USE	
J. T. BANNER & ASSOCIATES, ENGINEERS, BROOKINGS, SOUTH DAKOTA	
APPROVED _____	FOR _____
DATE _____	
APPROVED <i>J. T. Banner</i>	FOR J. T. BANNER & ASSOCIATES
DATE <i>November, 1962</i>	
CHECKED BY _____	DRAWN BY <i>JOB</i>
DATE <i>1960</i>	

Water Resources Commission

Remarks by State Engineer:

This is a permit to withdraw water for future use, and specific applications for all or any part of this appropriation must be submitted at such time as the works are to be constructed

STATE OF SOUTH DAKOTA

County of Hughes } ss.

Pierre, South Dakota, December 28, 1960

This is to certify that the foregoing application was received at this office at 8:00 o'clock 6 m. upon the 10TH day of NOVEMBER, 1960 and that after examination it was found to comply with the South Dakota water laws, was published in accordance with the provisions thereof and consideration given to any and all information presented.

John J. [Signature]
for: Chief State Engineer.
Number of permit 747-3
Date of first receipt of application November 10, 1960
Date of return to applicant for correction —, 19—
Date of receipt of corrected application —, 19—
Date from which applicant may claim right November 10, 1960
Approved December 21, 1960, Recorded in Book 6 Page 160

This is to certify that I have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and I hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

- 1st. The equivalent of at least one-fifth, of the work above specified is to be completed on or before Not Applicable, 19—
- 2nd. The whole of said work is to be completed on or before Not Applicable, 19—
- 3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is Not applicable, 19—
- 4th. The water appropriated shall be used for the purpose of municipal use

5th. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed 11.1 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before future development by the City of Madison, said water to be used during the following described annual period:

Continuously

Witness my hand this 28th day of December, 1960.

Certificate of Construction issued —, 19— Chief State Engineer, Executive Office,

Water License issued —, 19—

11.11 C.F.S.
granted under 104-3 2.70 C.F.S.

8.41 C.F.S.
remaining in
future use
Withdrawal

Permit 1453 1.35 C.F.S.

7.06 C.F.S.
Permit 1604-3 1.35 C.F.S.
5.71

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County Lake } ss.

Merle E. George being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the -----
Madison Daily Leader a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the
 City of Madison County of
Lake and State of South Dakota; that the said notice was published in said newspaper on the following dates:

Monday November 21st-1960

Monday November 28th-1960

Monday December 5th 1960

Monday December 12th-1960

in each and every issue of the full number thereof, the first publication being made on the 21st day of November 1960 and the last publication on the 12th day of December 1960, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was Bookkeeper ~~XXXX~~ XXXX of the said newspaper.

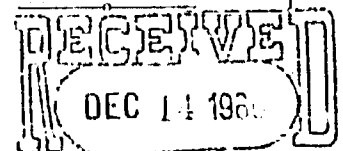
Merle E. George

Subscribed and sworn to before me this 12 day of December A. D. 1960

John C. Helmer

Notary Public Lake County, S. D.

Nov. 21, 23, Dec. 5, 12
 APPROPRIATION OF WATER
 Office of State Water Resources
 Commission
 Pierre, South Dakota, Nov. 18, 1960
 Notice is hereby given that the City of Madison, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for future use 11.1 cubic feet of water per second of time from ground water through the City Water System, the well field to be located in Sections 11, 12, 13 and 14 of T. 10 N., R. 10 W., Sections 7, 8, 17 and 18 of S. 23 N., R. 10 W., Sections 9 and 16 of S. 24 N., R. 10 W. Said water to be used for the purpose of providing future use needs for the City of Madison.
 This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 21st day of December, 1960 at 2:00 p.m. All interested persons may appear and be heard.
 Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.
 State Water Resources Commission,
 By BURTON F. JONES,
 Water Rights Specialist.



STATE WATER RESOURCES COM.
 PIERRE, SOUTH DAKOTA

First Publication on or before November 26, 1960

APPROPRIATION OF WATER

Office of State Water Resources Comm.
Pierre, S.Dak. November 18, 1960

Notice is hereby given that the City of Madison, South Dakota has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for future use 11.11 cubic feet of water per second of time from ground water through the City Water System, the well field is to be located in Sections 11, 12, 13 & 14 of T 106 N, R 53 W, Sections, 7, 8, 17 & 18 and the W $\frac{1}{2}$ of Sections 9 & 16, T 106 N, R 52 W. Said water to be used for the purpose of providing future use needs for the City of Madison.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 21st day of December, 1960 at 2 PM. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

By

Burton F. Jones
Water Rights Specialist

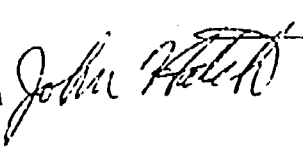
cc: George M. Hunter, Publisher
Madison Daily Leader
Madison, South Dakota

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

June 4, 1984

NOTICE

To : Tom Kommes, Mayor, City of Madison
From : John Hatch, Chief Engineer, Water Rights Division 
Subject : Review of Future Use Water Permit No. 747-3

The Water Management Board has directed that all future use water permits without a qualification requiring the permit to be reviewed every seven years to be noticed for hearing before the Board. The hearing to review Future Use Permit No. 747-3, City of Madison will be conducted pursuant to SDCL 46-1-14, 46-5-38.1, ARSD 74:02:01:27 and contested case procedures contained in SDCL 1-26, July 11, 1984 at 2:30 pm in Conference Room 216, Joe Foss Building, Pierre, South Dakota.

The hearing will be to review 1) progress made in development of water reserved by Permit No. 747-3, 2) future plans for development of the reserved water, and 3) if the permit is not cancelled, to amend Permit No. 747-3 to add the seven year review qualification and to add or clarify other qualifications.

Future Use Permit No. 747-3 was approved December 21, 1960 with a priority date of November 10, 1960, for 11.11 cubic feet per second (cfs) from the following area: Sec. 11, 12, 13, 14, T106N, R53W and Sec. 7, 8, 17, 18, W1/2 9, W1/2 16, T106N, R52W with the following qualifications.

1. At such time as definite plans are made, specific applications for all or part of the water granted under this withdrawal must be submitted prior to construction of facilities.

Our records show that permits to place 5.4 cfs of water reserved by Permit No. 747-3 to beneficial use have been approved with 5.71 cfs remaining.

Following the hearing, the Board can:

- 1) Take no action,
- 2) Cancel Permit No. 747-3 for no development and/or no planned future development,
- 3) Continue and amend Permit No. 747-3 with the following qualifications:

Equal Opportunity Employer

- a) Permit No. 747-3 to appropriate water for future use is subject to review by the Water Management Board as to accomplishment thereunder upon expiration of seven (7) years.
- b) This permit is approved for groundwater from the Big Sioux: Northern Skunk Creek aquifer.

If continued, at the end of seven years, the permit will again be reviewed and if it is continued, you will be required to pay 10% of the usual fee for an application to use water to keep Permit No. 747-3 in effect. The projected 10% fee in seven years based upon the existing permit CFS will be \$105.00.

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

cc: David Schornack, Finance Officer

SS15.wr

City of Madison

116 WEST CENTER
P. O. BOX 308
MADISON, SOUTH DAKOTA 57042
TELEPHONE (605) 256-4586



OFFICE OF
MAYOR

June 28, 1984

Water Management Board
SDDWNR
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

Re: Future Use Water Permit No. 747-3

Gentlemen:

The City of Madison has received notification of the Water Management Board's intention to review the above noted Water Permit. As referenced in Mr. John Hatch's Notice dated June 4, 1984, the City has received permits to place approximately 5.4 cfs of the reserved water to beneficial use as of this date with 5.71 cfs of reserved water thereof remaining.

On behalf of the City of Madison I hereby request that the Board take action to continue Permit No. 747-3 and to amend said permit as noted as 3(a) and 3(b) of the June 4, 1984 NOTICE. The City of Madison intends to use the reserved water for future needs related to the expansion and growth of the City.

The City of Madison appreciates the opportunity to submit this letter to the Water Management Board as written testimony to be considered for the purposes of the hearing. I would also like to request that if the Board has any questions concerning Madison's future development plans that would for whatever reason lead to the possible cancellation of Permit No. 747-3 that the City of Madison be so notified in advance of any such action and I will make the necessary plans to meet with the Board in person to further discuss this matter.

Your favorable consideration to our request will be appreciated.

Sincerely yours,

Tom L. Kommes
Mayor

cc: City Commission

**South Dakota Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

Water Rights Division
605 773-3352

July 26, 1984

Future Use Permit
No. 747-3

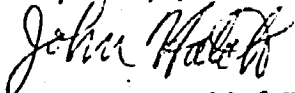
Tome Kommes, Mayor
City of Madison
116 West Center
Madison SD 57042

Dear Mayor Kommes:

This letter is in regard to the motion passed by the Water Management Board July 12, 1984 after review of Madison's Future Use Permit No. 747-3. The Board continued Permit No. 747-3 and amended the Permit to add the qualifications on the enclosed Attachment which should be placed with your permit. Future Use Permit No. 747-3 will be subject to review after seven years.

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

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

ks

encl.

cc: David Shornack, Finance Officer

Equal Opportunity Employer

ATTACHMENT "A" TO FUTURE USE PERMIT No. 747-3

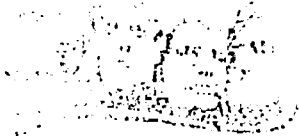
FOR CITY OF MADISON

Future Use Permit No. 747-3 was continued by action of the Water Management Board July 12, 1984 and amended to add the following qualifications:

- a) Permit No. 747-3 to appropriate water for future use is subject to review by the Water Management Board as to accomplishment thereunder upon expiration of seven (7) years.
- b) This permit is approved for groundwater from the Big Sioux-Northern Skunk Creek Aquifer.

747-3

South Dakota



GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 17, 1991

Joan Krantz, Mayor
City of Madison
PO Box 308
Madison SD 57042

Dear Mayor Krantz:

I am writing in regard to the seven year review of Future Use Water Permit No. 747-3 which is held by the City of Madison. Currently, our records show that 6.41 cubic feet of water per second remain in reserve under this future use permit which was issued in 1960.

Permit No. 747-3 will be scheduled for review by the Water Management Board on July 24, 1991 pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve on Permit No. 747-3.

Please respond in writing by June 15, 1991, regarding the City's intention for the future use permit. If the City of Madison does plan to retain the permit, then your response should outline a reasonable need for retaining the future use permit, including an estimate of future needs and any annual pumping records for the past three years.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

Karen Schlaak

KAREN SCHLAACK
Natural Resources Analyst
605 773-3352



747-3

GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 2, 1991

Joan Krantz, Mayor
City of Madison
PO Box 308
Madison SD 57042

Dear Mayor Krantz:

On May 17, 1991, we notified you that Future Use Water Permit No. 747-3 held by the City of Madison was to be scheduled for review by the Water Management Board. To date, we have not received a response from you.

As stated in the May 17, 1991 letter, if the City does plan to retain this future use permit, it will be necessary to outline a reasonable need for retaining the permit, submit annual pumping records for the past three years and give an estimate of the City's future needs.

Permit No. 747-3 will not be scheduled for review by the Water Management Board until the above information has been submitted.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

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

KAREN SCHLAACK
Natural Resources Analyst
605 773-3352

South Dakota

747-3

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

Great Faces. Great Places.

September 24, 1991

William Heyer, City Engineer
PO Box 308
Madison SD 57042-0308

Dear Mr. Heyer:

On May 17, 1991 and July 2, 1991 (copies enclosed) we notified the City of Madison that Future Use Water Permit No. 747-3 held by the City of Madison was to be scheduled for review by the Water Management Board. To date, we have not received a response.

Please let us know the City's intentions regarding this future use permit by submitting the information requested in the May 17, 1991 letter.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

Karen Schlaak

KAREN SCHLAACK
Natural Resources Analyst
605 773-3352

enclosures

Water Rights Division - DWR
Conversation or File Documentation

File No. _____

NAME OF PERSON OR FILE: Bill Hayer

ADDRESS: _____ COUNTY _____

DATE: 9/25/91 TELEPHONE _____

RE: Future Use Review - Madison

COMMENTS:

Bill Hayer, City Engineer from Madison
called & said that the City was having
Banner & Associates doing a comprehensive
study on the City's water & waste water
needs. The study is due to be completed
Oct 1. He didn't know if they could meet
the Oct 15 deadline but would submit
the information needed as soon as possible.
I told him if we didn't get the information
in time to review for December meeting, we
would schedule it for March, 1992.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Karen Schlaak

South Dakota

747-3

GREAT FACES. GREAT PLACES.

December 10, 1991

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

William Heyer, City Engineer
PO Box 308
Madison SD 57042-0308

Dear Mr. Heyer:

On September 25, 1991 you called and stated that the City of Madison was in the process of completing a study on the City's water and waste water needs. You stated after the study was completed, the information necessary to review Future Use Water Permit No. 747-3 held by the City of Madison would be submitted. To date, we have not received this information. Please let us know the City's intentions regarding the future use permit by January 15, 1992.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

Karen Schlaak

KAREN SCHLAACK
Natural Resources Analyst
605 773-3352



747-3

P.O. BOX 308 • 116 WEST CENTER

PHONE (605) 256-4586, EX. 225 • MADISON, SD 57042

OFFICE OF
CITY ENGINEER

December 31, 1991

Ms. Karen Schlaak
Natural Resources Analyst
Department of Environment and Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

Re: Future Use Water Permit No. 747-3 (Renewal)

Dear Ms. Schlaak:

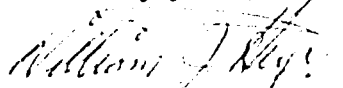
In accordance with your letter dated December 10, 1991, the City just last Friday received the master water study planning report document which was prepared for the City by Banner Associates Inc. The report presents a number of different alternatives related to the City's future water supply needs. The City is currently reviewing the lengthy document and is planning to meet with the Consultant in the next few weeks to further discuss the subject.

As soon as the City Commission makes a decision on the course Madison will pursue related to this endeavor, I intend to submit the appropriate information regarding the future use permit scheduled for review to the Water Management Board.

Hopefully, this additional time will permit the City to make an informed decision on this important issue. The City sincerely appreciates DENR's cooperation in allowing the City the necessary added time to properly evaluate the City's future needs for water as pertains to the water use permit.

Please let me know if this delay will cause DENR or the Water Management Board any specific problems. Hopefully, the necessary information can be submitted prior to March 1, 1992. Thanks for your assistance.

Sincerely yours,


William J. Heyer, P.E.
City Engineer

cc: Banner Associates



747-3

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

January 3, 1992

William Heyer, City Engineer
PO Box 308
Madison SD 57042-0308

Dear Mr. Heyer:

We received your letter dated December 31 and will delay review of Future Use Permit No. 747-3 in order for the City to evaluate the recently completed water study report. Please let us know the City's intentions regarding the future use permit as soon as they are determined.

Sincerely,

Karen Schlaak

KAREN SCHLAACK
Natural Resources Analyst
605 773-3352

747-3



P.O. BOX 308 • 118 WEST CENTER

PHONE (605) 256-4586, EX. 225 • MADISON, SD 57042

OFFICE OF
CITY ENGINEER

April 28, 1992

Water Management Board
Department of Environment and Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

Re: Future Use Water Permit No. 747-3

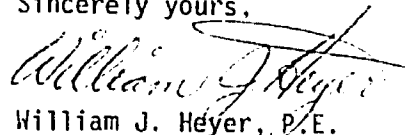
Dear Board Members:

The City of Madison respectfully requests the Board's approval to retain the above referenced water permit. The City recently contacted South Dakota Geological Survey regarding a proposed study to determine a suitable location for additional wells to supplement the City's existing well field.

The City's long term future demand according to the Banner Planning Report is estimated to be 4 MGD. Enclosed for your review and files is a copy of the City's water treatment pumping records for the last few years.

Please advise when the hearing time and location has been established. In addition information concerning the fee would be appreciated.

Sincerely yours,


William J. Heyer, P.E.
City Engineer

747-3

City of Madison

116 WEST CENTER
P. O. BOX 308
MADISON, SOUTH DAKOTA 57042
TELEPHONE (605) 256-4586



1969 PUMPING RECORD WATER PLANT

January: 23,432,000
February: 20,173,000
March: 23,314,000
April: 26,772,000
May: 31,019,000
June: 31,509,000
July: 31,212,000
August: 31,725,000
September: 25,895,000
October: 28,479,000
November: 22,685,000
December: 25,272,000

Total Pumped:	321,489,000
Total Sold:	227,400,855
Difference:	94,088,145
Line Loss Minus-	34,185,977
Total Unaccounted:	59,902,168
Line Loss:	19%

WATER LOSS

Water Plant: 21,914,960
Pool Feeder: 1,345,680
Pool Fill & Makeup: 694,000
Water Running (taps): 2,637,097
Flushing: 2,000,000
Breaks: 2,000,000
Bulk Trucks: 1,800,000
Water Running (S. Harth): 1,794,240
Total Loss: 34,185,977

Lime: 2.01 P.P.M.
Chlorine: 3.09 P.P.M.
Ferric: 7.46 P.P.M.
H. Acid: 5.62 P.P.M.
Polymers: 0.06 P.P.M.

747-3



WATER TREATMENT PLANT 1991 PUMPING RECORDS

JANUARY	21,510,000	TOTAL PUMPED	296,692,500
FEBRUARY	20,191,500	TOTAL SOLD	228,165,345
MARCH	26,307,000	DIFFERENCE	68,527,155
APRIL	23,256,000	MINUS LINE LOSS	33,511,663
MAY	23,535,000	TOTAL UNACCOUNTED	35,015,492
JUNE	24,664,500	LINE LOSS %	12%
JULY	32,130,000		
AUGUST	30,982,500	FLUSHING	3,000,000
SEPTEMBER	26,005,500	BREAKS	2,000,000
OCTOBER	25,128,000	WATER PLANT	23,652,000
NOVEMBER	21,829,500	WATER RUNNING	3,059,663
DECEMBER	21,154,500	EULK	1,800,000
TOTAL	296,692,500 GALLONS PUMPED	TOTAL	33,511,663

747-3

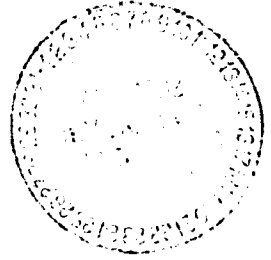


WATER TREATMENT PLANT 1990 PUMPING RECORD

JANUARY	28,332,000
FEBRUARY	25,101,000
MARCH	27,166,500
APRIL	25,695,000
MAY	27,360,000
JUNE	27,949,500
JULY	27,504,000
AUGUST	28,143,000
SEPTEMBER	28,057,500
OCTOBER	25,929,000
NOVEMBER	20,929,500
DECEMBER	21,109,500
TOTAL	313,275,000

TOTAL PUMPED	313,275,000
TOTAL SOLD	206,522.036
DIFFERENCE	106,752,964
MINUS LINE LOSS	33,834,572
TOTAL UNACCOUNTED	72,918,322
LINE LOSS %	23%

FLUSHING	3,000,000
BREAKS	2,000,000
WATERPLANT	23,652,000
WATER RUNNING	3,759,630
BULK WATER	2,422,942
TOTAL	33,834,572



City of Madison

116 WEST CENTER

P. O. BOX 308

MADISON, SOUTH DAKOTA 57042

TELEPHONE (605) 256-4586

WATER DEPT. PUMPING RECORDS 1988

January:	21,892,000
February:	21,037,000
March:	21,605,000
April:	22,437,000
May:	26,550,000
June:	34,493,000
July:	33,957,000
August:	28,404,000
September:	24,849,000
October:	24,696,000
November:	20,700,000
December:	21,348,000

Water Pumped:	301,968,000 gallons
Main Flushing:	2,000,000 gallons
Main Breaks:	2,000,000 gallons
Water Running:	3,000,000 gallons
Truck Loads:	1,080,000 gallons

Lime: 2.06 PPM

Ferric Sulfate: 7.73 PPM

Chlorine: 3.3 PPM

H Acid: 5.8 PPM

CO₂: 10.2 PPM

Polymers: 0.05 PPM



August 5, 1992

William J. Heyer, City Engineer
City of Madison
PO Box 308
Madison SD 57042

Dear Mr. Heyer:

I am writing in regard to the seven year review of Future Use Water Permit No. 747-3 from groundwater which is held by the City of Madison. We have received your April 28, 1989 letter requesting the retention of this permit. A copy of the draft recommendation is enclosed for your review.

As a part of the review of future use permits, we have converted existing future use permits from cubic feet of water per second (diversion rate) to acre-feet annually (volume). This conversion from cfs to acre-feet is to increase the city's flexibility when placing reserved water to beneficial use. We have used a 60% pumping rate in making this conversion from a diversion rate to acre-feet annually. In addition, in cases where the 60% converted figure is greater than double the maximum annual water usage submitted by the city, our recommendation reflects Water Management Board Rule 74:02:01:24.01. This rule states that future use permits may be limited to two times the amount actually put to beneficial use.

If you believe the recommended amount to remain in reserve does not adequately meet your community's future development needs, please provide additional justification for a greater amount. Sending you this draft recommendation is to provide you the opportunity to comment on our recommendation prior to publishing the notice of hearing.

I would appreciate your comments regarding the draft recommendation at your earliest convenience. If we do not hear from you by August 14, 1992, I will schedule the publication of the notice of hearing with the recommendation as enclosed so that the review of this permit can take place at the September 30, 1992 Water Management Board meeting.

Please feel free to contact me if you have any questions.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

747-3

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

DRAFT RECOMMENDATION

RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT
NO. 747-3, CITY OF MADISON

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 Future Use Water Permit No. 747-3, City of Madison, PO Box 308, Madison SD 57042.

The Chief Engineer is recommending that Future Use Permit No. 747-3 REMAIN in EFFECT because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 747-3, 2) the City of Madison has demonstrated a reasonable need for the water reserved by Permit No. 747-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest with the following qualification:

That Permit No. 747-3 reserves for future use a total of 1,972 acre-feet annually. The diversion rate of 6.41 cfs is deleted from Permit No. 747-3.

And that maintaining the effectiveness of Future Use Permit No. 747-3 is subject to payment of the \$60.00 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the City of Madison.

JOHN HATCH, Chief Engineer

NOTE: The maximum annual acre-feet of full-time pumping represented by 6.41 cubic feet of water per second (cfs) reserved by No. 747-3 is 4,641 acre-feet. Assuming that the total amount pumped annually would equal 60% of 4,641 acre-feet, then expected developed pumping of water reserved under Permit No. 747-3 would be about 2,784 acre-feet per year.

The maximum annual water usage of record by the City was in 1989 when the water usage was 986 acre-feet. Doubling this annual use (1,972 acre-feet) to estimate the volume that may be reserved is less than that expected to be developed by pumping 60% of 6.41 cfs (2,784 acre-feet) under Permit No. 747-3. Board General Rule 74:02:01:24.01 states that future use permits may be limited to two times the amount actually put to beneficial use. Therefore, Permit No. 747-3 should be allowed to remain in effect for 1,927 acre-feet as outlined in the above qualifications.

Instruction to Newspaper-Publish first publication of the following Notice on August 26, 1992 with 2nd publication 1 week later. The permit owner is responsible for payment.

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 747-3

Notice is given that the Water Management Board will review Future Use Permit No. 747-3 held by the City of Madison, PO Box 308, Madison SD 57042 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 747-3. This permit was approved December, 1960 to reserve 8.41 cubic feet of water per second (cfs) from the Big Sioux-Northern Skunk Creek Aquifer located in Sections 11, 12, 13, 14, T106N-R53W and Sections 7, 8, 17, 18 and W 1/2 of Sections 9 and 16, T106N-R52W for municipal purposes. Water Right Nos. 1079-3, 1453-3 and 1604-3 put a total of 4.70 cfs to beneficial use reserved by No. 747-3 leaving 6.41 cfs held in reserve.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends that Permit No. 747-3 REMAIN in EFFECT for 1,972 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 747-3 at the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD on September 30, 1992 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 18, 1992. The petition may be informal, but it must include a statement describing the petitioner's interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 747-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03; and contested case procedures contained in SDCL 1-26.

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

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Division, DENR, Joe Foss Building, Pierre SD 605 773-3352 by September 18, 1992. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 18, 1992.

Robert E. Roberts, Secretary, Department of Environment and Natural Resources.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 Lake) ss.
 County _____)



I, Deanna D. Bergheim

certify that the attached printed Notice was taken
 from the Madison Daily Leader

A newspaper which during the whole time of publication of
 said notice herein after stated, has been and is printed and
 published in the _____

_____ City _____ of _____ Madison

County of Lake and State of South Dakota;
 that the said notice was published in said newspaper on the
 following two dates:

Wednesday, August 26, 92

Wednesday, September 2nd 92

[Signature]
 (Signature)

Secretary
 (Title)

[Date]
 (Date Signed)

Cost of Printing: \$47.95

5-88

605-773-3352 by September 18, 1992. The time
 of the hearing will be automatically delayed
 for at least 20 days upon written request of
 the permit owner or any person who has fil-
 ed a petition to oppose or support contin-
 uance of the Future Use Permit. The re-
 quest for a delay must be filed with the Chief
 Engineer by September 18, 1992.

ROBERT E. ROBERTS

Secretary
 Department of Environment
 and Natural Resources

Wed., Aug. 26, Sept. 2

NOTICE OF HEARING
 TO REVIEW FUTURE USE
 WATER PERMIT NO. 747-3

Notice is given that the Water Manage-
 ment Board will review Future Use Permit
 No. 747-3 held by the City of Madison, PO Box
 308, Madison, SD 57042 for progress made in
 the development of the water reserved by
 the Permit and future plans for development
 of the water reserved by Permit No. 747-3.
 This permit was approved December, 1960,
 to reserve 8.41 cubic feet of water per second
 (cfs) from the Big Sioux-Northern Skunk
 Creek Aquifer located in Sections 11, 12, 13,
 14, T106N-R53W and Sections 7, 8, 17, 18 and
 W½ of Sections 9 and 16, T106N-R52W for
 municipal purposes. Water Rights Nos.
 1079-3, 1453-3 and 1604-3 put a total of 4.70 cfs
 to beneficial use reserved by No. 747-3 leav-
 ing 6.41 cfs held in reserve.

Pursuant to SDCL 46-2A-2 the Chief
 Engineer of the Water Rights Division
 recommends that Permit No. 747-3 REMAIN
 in EFFECT for 1,972 acre-feet annually
 because 1) the reserved water may be
 developed, 2) there is need for the reserved
 water 3) the proposed use will be a beneficial
 use and 4) it is in the public interest.

The Water Management Board will con-
 duct the hearing to review Future Use Per-
 mit No. 747-3 at the Floyd Matthew Training
 Center, Joe Foss Building, 523 E. Capitol,
 Pierre, S.D. on September 30, 1992, at 10:00
 A.M.

The recommendation of the Chief
 Engineer is not final or binding upon the
 Board and the Board is authorized to 1) allow
 the permit to remain in effect, 2) amend the
 permit by adding qualifications, 3) cancel
 the permit for no development or no plan-
 ned future development, or 4) take no action
 after it reaches a conclusion based upon
 facts presented at the public hearing. Any in-
 terested person who may be affected by a
 Board decision and who intends to partici-
 pate in the hearing before the Board and
 present evidence or cross-examine
 witnesses according to SDCL 1-26, must file
 a written petition with BOTH the permit
 owner and the Chief Engineer by September
 18, 1992. The petition may be informal, but
 it must include a statement describing the
 petitioner's interest in the future use permit,
 the reasons for petitioner's opposition to or
 support of continuing the future use permit,
 and the signature and mailing address of the
 petitioner or his legal counsel if legal counsel
 is obtained. The permit owner need not file
 a petition.

The hearing to review Future Use Permit
 No. 747-3 will be conducted pursuant to the
 provisions of SDCL 46-1-14, 46-2-5, 46-2-9,
 46-2-11, 46-5-38.1; Board Rules ARSD
 74:02:01:25.01 thru 74:02:01:25.03; and con-
 tested case procedures contained in SDCL
 1-26.

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

Any person wishing a copy of the Chief
 Engineer's recommendation, further infor-
 mation on this permit, to assure access to the
 hearing by the handicapped or obtain an in-
 terpreter for the hearing impaired may con-
 tact Eric Gronlund, Water Rights Division,
 DENR, Joe Foss Building, Pierre, SD



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

August 19, 1992

Daily Leader
PO Box 348
Madison SD 57042

Dear Sir:

Enclosed is a Notice of Hearing to Review Future Use Water Permit No. 747-3 to be published twice. Please publish the first notice on August 26, 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 the City of Madison, PO Box 308, Madison SD 57042.

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. The permit application cannot be considered by the Water Management Board until proof of publication has been received.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE
No. _____

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

Date _____

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

Name _____

Newspaper _____



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

August 18, 1992

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

William J Heyer, City Engineer
City of Madison
PO Box 308
Madison SD 57042

Dear Mr. Heyer:

Future Use Permit No. 747-3 will be reviewed for progress in the development and future plans for use of the water reserved. The notice of this review has been sent to the Publisher of the Daily Leader printed at Madison SD (Phone # 256-4555). For your information, a copy of the recommendation of the Chief Engineer is enclosed. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

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

Sincerely,

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT
NO. 747-3, CITY OF MADISON

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 Future Use Water Permit No. 747-3, City of Madison, PO Box 308, Madison SD 57042.

The Chief Engineer is recommending that Future Use Permit No. 747-3 REMAIN in EFFECT because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 747-3, 2) the City of Madison has demonstrated a reasonable need for the water reserved by Permit No. 747-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest with the following qualification:

That Permit No. 747-3 reserves for future use a total of 1,972 acre-feet annually. The diversion rate of 6.41 cfs is deleted from Permit No. 747-3.

And that maintaining the effectiveness of Future Use Permit No. 747-3 is subject to payment of the \$60.00 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the City of Madison.



JOHN HATCH, Chief Engineer
August 14, 1992

NOTE: The maximum annual acre-feet of full-time pumping represented by 6.41 cubic feet of water per second (cfs) reserved by No. 747-3 is 4,641 acre-feet. Assuming that the total amount pumped annually would equal 60% of 4,641 acre-feet, then expected developed pumping of water reserved under Permit No. 747-3 would be about 2,784 acre-feet per year.

The maximum annual water usage of record by the City was in 1989 when the water usage was 986 acre-feet. Doubling this annual use (1,972 acre-feet) to estimate the volume that may be reserved is less than that expected to be developed by pumping 60% of 6.41 cfs (2,784 acre-feet) under Permit No. 747-3. Board General Rule 74:02:01:24.01 states that future use permits may be limited to two times the amount actually put to beneficial use. Therefore, Permit No. 747-3 should be allowed to remain in effect for 1,972 acre-feet as outlined in the above qualifications.

747-3

File No. 1604-3
Water Rights Division -DENR
Conversation or File Documentation

NAME OF PERSON OR FILE: City of Madison (Permit No.s 1604-3 and 747-3)

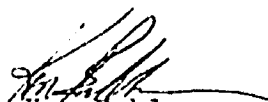
ADDRESS: COUNTY:

DATE: Sept. 17, 1992 TELEPHONE:

RE: Possible change to amount of water remaining in Future Use No. 747-3 and priority date of permit No. 1604-3

COMMENTS:

In the process of evaluating unappropriated water available from the Big Sioux Northern Skunk Creek Aquifer (BS:NSC), the amount of water reserved by future use permits was considered. Upon examination of FU 747-3 and Water Right No. 1604-3 it appears that water is supplied to Water Right No. 1604-3 from 2 wells completed into the Howard Aquifer, not the BS:NSC. The priority date of Water Right No. 1604-3 may need to be changed from Nov. 10, 1960 to Aug. 16, 1968 since the permit was not from future use.


Ken Buhler

747-3

Water Rights Division - DENR
Conversation File Documentation

NAME OF PERSON OR FILE: Future Use Permit No. 747-3, City of Madison

ADDRESS: _____ COUNTY: Lake

DATE: 9/18/92 TELEPHONE: _____

RE: Question regarding Water Right No. 1604-3

COMMENTS:

Ken Buhler noted that he thought the priority date for WR No. 1604-3 may need to be changed because its water source is from the Howard Aquifer and FU Permit No. 1604-3 has had its water source defined as the Northern Skunk Creek Aquifer. Meaning that WR No. 1604-3 should not have been taken from FU Permit No. 747-3.

FU Permit No. 747-3 issued in 1960 appropriated 11.11 cfs from ground water. Since the exact water source aquifer was not defined any ground water permits for the City of Madison (within the future use area) were taken from this FU Permit. As part of the future use review in 1984 the water source was defined as the Northern Skunk Creek Aquifer. However, since WR No. 1604-3 was processed prior to the future use permit having the groundwater source defined it was correct to take water appropriated by No. 1604-3 out of the water reserved by the future use permit.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Eric Handlund



October 2, 1992

747-3

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

NOTICE

William J. Heyer, City Engineer
City of Madison
PO Box 308
Madison SD 57042-0308

Dear Mr. Heyer:

I am writing in response to action taken by the Water Management Board at the hearing on September 30, 1992 to review Future Use Permit No. 747-3. The Board allowed the permit to remain in effect and amended Permit No. 747-3 by adding the qualification on the enclosed "Amendment". The "Amendment" should be placed with the permit. Future Use Permit No. 747-3 is again subject to review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 747-3 is \$60.00 pursuant to SDCL 46-2-13(2). Please remit the fee within 60 days.

Please contact Eric Gronlund, Water Rights Staff Engineer, if you have any questions.

Very truly yours,

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

enclosure

AMENDMENT TO FUTURE USE PERMIT NO. 747-3

CITY OF MADISON, SD

Pursuant to the September 30, 1992 Water Management Board hearing, Future Use Permit No. 747-3 was allowed to remain in effect and amended by adding the following qualification:

That Permit No. 747-3 reserves for future use a total of 1,972 acre-feet annually. The diversion rate of 6.41 cfs is deleted from Permit No. 747-3.

CERTIFICATION

I hereby certify that on October 2, 1992, I have personally deposited with the United States Mail at Pierre, South Dakota, First Class postage, prepaid envelopes containing a Notice dated October 2, 1992, regarding Future Use reviews, September 30, 1992, Water Management Board meeting addressed to:

4054-3 - Merle Kolden, President, Town of Wallace, PO Box 65,
Wallace, SD 57272-0065

369-1 - Larry Little, City Engineer, City of Belle Fourche, 606
6th Ave, Belle Fourche, SD 57717-1496

4002-3 - Dennis Kleinvachter, Mayor, City of Brandon, PO Box 95,
Brandon, SD 57005-0095
cc: Dennis Olson, Finance Officer, City of Brandon

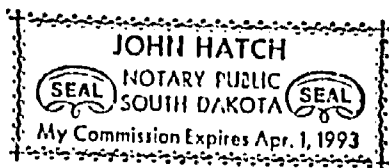
747-3 - William J. Heyer, City Engineer, City of Madison, PO Box
308, Madison, SD 57042-0308

Jaci R. Konop

JACI R. KONOP
Senior Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 5th day of October, 1992.



John H. Bates
Notary Public

747-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 3, 1992

William J. Heyer, City Engineer
City of Madison
PO Box 308
Madison SD 57042-0308

Dear Mr. Heyer:

On October 2, 1992 we requested the fee for maintaining the effectiveness of Future Use Permit No. 747-3. To date, we have not received this payment.

Please submit the \$60.00 fee as soon as possible to avoid jeopardizing the City's future use permit. If you have questions, please contact this office.

Sincerely,

Karen Schlaak

Karen Schlaak
Natural Resources Analyst
605 773-3352



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

* I N V O I C E *

Invoice No. 20411 1-25

William J. Heyer, City Engineer
City of Madison
PO box 308
Madison SD 57042-0308

Fee for maintaining Future Use Permit No. 747-3 \$60.00

Please pay this amount: \$60.00

to: Water Rights Division
523 E Capitol
Pierre SD 57501-3181

Karen Schlaak
KAREN SCHLAACK
Natural Resources Analyst
605 773-3352

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

747-3
413619

Pierre, February 1, 19..

RECEIVED OF City of Aberdeen, South Dakota 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.

Fee for Filing Transfer Form

Fee for Filing Extension Request

Fee for

.....

.....

.....

(Any Other Work Provided by Law)

Total

00.00

By [Signature]
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

July 27, 1999

William J Heyer, City Engineer
City of Madison
PO Box 308
Madison SD 57042-0308

Dear Mr. Heyer:

I am writing in regard to the seven year review of Future Use Water Permit No. 747-3 from groundwater (Big Sioux-Northern Skunk Creek) which is held by city of Madison. By law, all future use permits are to be reviewed by the Water Management Board every seven years. The permit reserves water for future water supply needs for the city. Currently, our records show that 1,372 acre-feet remain in reserve under this future use permit that was issued in 1960 and last reviewed in 1992.

Please respond in writing by August 15, 1999, regarding the city's intention for the future use permit. If the city plans to retain the permit, then the response should outline a reasonable need for retaining the future use permit, including an estimate of future needs and any annual pumping records for the past three years.

Permit No. 747-3 will then be scheduled for review before the Water Management Board pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

Karen Schlaak
Environmental Scientist
Water Rights Program
605 773-3352

c: Jeff Heinemeyer, Finance Officer



THE CITY OF MADISON

City Engineer

116 W. Center • Box 308 • Madison, South Dakota 57042

August 9, 1999

Ms. Karen Schlaak
Environmental Scientist
Water Rights Program
SDDENR
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181



Re: Future Use Water Permit 747-3

Dear Ms. Schlaak:

The City of Madison is planning to retain the future water use permit. The City feels there exists a reasonable need to reserve the subject 1372 acre-feet for future economic development & growth purposes.

Enclosed herewith find a copy of the City Water Department's pumping logs for the last thirty (30) years. Be advised that the City has installed a new plant water meter system and that a leak detection study was recently completed to help reduce the line loss problem. A number of significant leaks were found and fixed.

Please let the City know when the Water Management Board's hearing date and time is scheduled. I suggest that future correspondence in this regard be directed to Mr. Jerry Mikel City Water & Sewer Superintendent.

Sincerely yours

William J. Heyer, P.E.
City Engineer

cc: Mikel

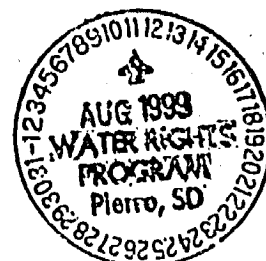
Water Department Usage

Water Pumped (gal)	326,268,000
Water Billed (gal)	233,914,478
Unbilled Water (gal)	5,187,267
Line Loss (gal)	87,166,255
	26.7%

YEAR	GALLONS PUMPED	GALLONS SOLD	REVENUE	EXPENSE
1998	326,268,000	233,914,478	\$753,803	\$693,284
1997	334,476,000	238,949,970	\$761,192	\$633,649
1996	283,750,000	222,899,273	\$641,041	\$494,261
1995	276,230,000	230,658,817	\$530,427	\$566,345
1994	283,790,000	248,791,905	\$491,206	\$402,379
1993	260,410,000	226,178,220	\$447,921	\$362,688
1992	277,191,500	222,064,725	\$329,289	\$352,239
1991	296,692,500	228,165,345	\$315,700	\$292,500
1990	313,275,000	206,522,036	\$290,300	\$271,900
1989	321,437,000	227,400,855	\$289,700	\$307,500
1988	301,968,000	231,302,730	\$291,600	\$261,600
1987	291,185,000	210,469,642	\$253,100	\$285,200
1986	284,833,000	192,636,772	\$227,600	\$233,100
1985	310,251,000	213,908,400	\$235,900	\$225,000
1984	310,227,000	192,709,627	\$197,900	\$213,700
1983	286,377,000	194,706,907	\$197,700	\$215,700
1982	281,024,000	187,272,247	\$192,700	\$200,300
1981	309,482,000	200,154,780	\$200,300	\$202,700
1980	281,490,000	192,531,630	\$194,600	\$208,700
1979	266,943,000	185,956,300	\$182,800	\$209,300
1978	304,662,000	179,707,470	\$183,767	\$177,500
1977	275,080,000	188,770,275	\$176,700	\$156,200
1976	270,282,700	216,448,340	\$159,400	\$152,500
1975	261,995,480	201,995,475	\$112,700	\$129,700
1974	246,380,130	193,269,442	\$111,200	\$120,537
1973	257,596,000	190,211,835	\$107,400	\$110,800
1972	229,307,830	186,077,070	\$105,100	\$102,250
1971	215,542,875	195,144,532	\$104,600	\$96,200
1970	289,040,580	238,043,842	\$77,400	\$104,600
1969	260,925,500	230,121,412	\$76,600	\$105,900
1968	272,824,700	252,660,775	\$75,050	\$102,400

SALES (gallons)

	<u>COMMERCIAL</u>	<u>RESIDENTIAL</u>
1998	105,745,365	128,169,113
1997	110,732,565	128,217,405
1996	96,937,822	125,961,450
1995	97,701,825	132,956,992
1994	107,604,000	141,187,905
1993	103,057,410	123,120,810
1992	93,617,062	128,447,663
1991	90,671,925	137,493,420

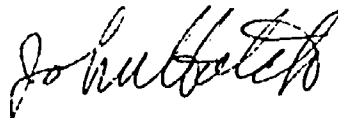


**RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT
NO. 747-3, City of Madison SD**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Future Use Water Permit No. 747-3, City of Madison, Box 308, Madison SD 57042-0308.

The Chief Engineer is recommending that Future Use Permit No. 747-3 REMAIN in EFFECT for 1,372 acre-feet annually because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 747-3, 2) the city has demonstrated a reasonable need for the water reserved by Permit No. 747-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest.

Maintaining the effectiveness of Future Use Permit No. 747-3 is subject to payment of the \$47.50 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the city after the Board hearing.

A handwritten signature in black ink, appearing to read "John Hatch", is positioned above the printed name.

JOHN HATCH, Chief Engineer
August 24, 1999



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

August 24, 1999

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

Jerry Mikel, Water & Sewer Superintendent
City of Madison
PO Box 308
Madison SD 57042-0308

Dear Mr. Mikel:

Future Use Permit No. 747-3 will be reviewed for progress in the development and future plans for use of the water reserved. Water rights law requires publication of a notice in the county where water will be diverted or used. The notice of this review has been sent to the Publisher of the Daily Leader printed at Madison (Phone #605 256-4555). For your information, a copy of the recommendation of the Chief Engineer is enclosed. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

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

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

August 24, 1999

Daily Leader
PO Box 348
Madison SD 57042-0348

Dear Sir:

Enclosed is a Notice of Hearing to Review Future Use Water Permit No. 747-3 to be published twice. Please publish the first notice on September 2, 1999 with the second publication 7 days later.

The applicant must verify to you that the notice is to be published, before you make the first publication. Please **BILL** the **APPLICANT** for the cost of publication. The **APPLICANT** is the City of Madison, PO Box 308, Madison SD 57042-0308.

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-----

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

Date: _____

We are in receipt of your letter of August 24, 1999 enclosing Notice of Hearing to Review Future Use Water Permit No. 747-3 which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper

Instruction to Newspaper-Publish first publication of the following Notice on September 1, 1999 with 2nd publication 7 days later. The City of Madison is responsible for payment.

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 747-3

Notice is given that the Water Management Board will review Future Use Permit No. 747-3 held by the City of Madison, Box 308, Madison SD 57042-0308 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 747-3. This permit was approved in 1960 and currently reserves 1,372 acre feet from groundwater (Big Sioux-Northern Skunk Creek Aquifer) located in Sections 11, 12, 13, 14, T106N-R53W and Sections 7, 8, 17, 18 and W ½ Sections 9 and 16, T106N-R52W for municipal use purposes.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 747-3 REMAIN in EFFECT for 1,372 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 747-3 at the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre on September 29, 1999 at 1:30 pm.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 20, 1999. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holders mailing address is given above. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 747-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

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

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 773-3352) by September 20, 1999. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 20, 1999. Nettie H Myers, Secretary, Department of Environment and Natural Resources.

Wed., Sept., 13, 20, 2006

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) SS
 County of Lake)

I, Deanna D. Bergheim

certify that the attached printed Notice was
 taken

from the Madison Daily Leader

printed and published in City of Madison

County of Lake and

state of South Dakota. The notice was published

in the newspaper on the following two dates:

Wednesday, September 13, 2006

Wednesday, September 20, 2006

Cost of Printing 71.82

Deanna D. Bergheim
 (Signature)

Secretary

(Title)

Wednesday, September 20, 2006

(Date Signed)

**NOTICE OF HEARING TO
 REVIEW FUTURE USE WATER
 PERMIT NO. 747-3**

Notice is given that the Water Management Board will review Future Use Permit No. 747-3 held by the City of Madison, PO Box 308, Madison SD 57042 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 747-3.

This permit was approved in 1960 currently reserves 1,033 acre feet from groundwater (Big Sioux-Northern Skunk Creek Aquifer) located in Sections 11,12,13,14, T106N-R53W and Sections 7, 8, 17, 18 and W 1/2 Sections 9 and 16, T106N-R52W for municipal use purposes.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 747-3 REMAIN in EFFECT for 1,033 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 747-3 at 8:30 am on October 11, 2006 at the Visitor Center (west side of Capitol Lake) 650 E Capitol Avenue, Pierre SD

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Anyone interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by October 2, 2006. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre, SD 57501 (605 773 3352) and the permit holders mailing address is given above. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioners or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 747-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

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

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 773 3352) by October 2, 2006. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by October 2, 2006. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

RECEIVED

SEP 27 2006

WATER RIGHTS
 PROGRAM



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

October 7, 1999

NOTICE

Jerry Mikel, Water & Sewer Superintendent
City of Madison
PO Box 308
Madison SD 57042-0308

Dear Mr. Mikel:

I am writing in response to action taken by the Water Management Board at the hearing on September 29, 1999 to review Future Use Permit No. 747-3. The Board allowed the permit to remain in effect for 1,372 acre-feet of water annually. Future Use Permit No. 747-3 is subject to another review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 747-3 is \$47.50 pursuant to SDCL 46-2-13(2). Please remit the fee within 60 days.

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

Very truly yours,

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

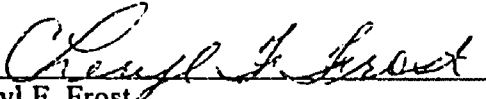
c: Jeff Heinemeyer, Finance Officer

CERTIFICATION

I hereby certify that on October 7, 1999, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated October 7, 1999, regarding response to action taken by the Water Management Board at the hearing on September 29, 1999, to review Future Use Permit No. 747-3, addressed as stated below:

Jerry Mikel, Water & Sewer Superintendent, City of Madison, P.O. Box 308, Madison, SD 57042-0308.

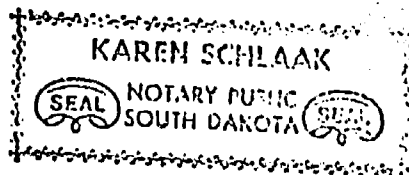
Jeff Heinemeyer, Finance Officer, City of Madison, P.O. Box 308, Madison, SD 57042-0308.


Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 8th day of October, 1999


Notary Public



KAREN SCHLAACK, Notary Public
My Commission Expires
April 7, 2001

RECEIPT
Water Rights Program
South Dakota Department of Environment and Natural Resources

No 416230

Pierre, October 22, 1999

RECEIVED OF City of Madison, P.O. Box 308, Madison, SD 57042
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. <u>747-3</u> to Appropriate Water, for Future Use _____	47	50
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	47 50

By 
Chief Engineer



747-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 19, 2006

Jerry Mikel, Water Superintendent
City of Madison
PO Box 308
Madison SD 57042-0308

Dear Mr. Mikel:

I am writing in regard to the seven year review of Future Use Water Permit No. 747-3 from groundwater (Big Sioux-Northern Skunk Creek Aquifer) which is held by the City of Madison. By law, all future use permits are to be reviewed by the Water Management Board every seven years to determine whether a reasonable need exists for the reserved water. The permit reserves water for future water supply needs for the city. Currently, our records show that 1,033 acre-feet remain in reserve under this future use permit that was issued in 1960 and last reviewed in 1999.

Please respond in writing by August 31, 2006, regarding the city's intention for the future use permit. If the city plans to retain the permit, then the response should outline a reasonable need for retaining the future use permit, including an estimate of future needs.

Permit No. 747-3 will then be public noticed at the city's expense and scheduled for review before the Water Management Board pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

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

City of Madison

Public Works

PO Box 308

Madison, SD 57042-0308

RECEIVED

AUG 18 2006

WATER RIGHTS
PROGRAM

August 16, 2006

Karen Schlaak
Environmental Scientist
Water Rights Program
SDDENR
Joe Foss Building
523 E Capitol
Pierre, SD 57501-3181

Dear Ms. Schlaak:

The City of Madison is planning to retain the future water use permit. The City feels there exists a reasonable need to reserve the subject 1033 acre-feet. With the continued growth and economic development, we feel it is in our best interest to retain Permit No 747-3.

If there is a need for more information, please don't hesitate to contact me at the number listed below.

Sincerely,



Jerry Mikel
Public Works Director

JM/bf



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT
NO. 747-3, City of Madison**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Future Use Water Permit No. 747-3, City of Madison, PO Box 308, Madison SD 57042-0308.

The Chief Engineer is recommending that Future Use Permit No. 747-3 REMAIN in EFFECT for 1,033 acre-feet annually because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 747-3, 2) the city has demonstrated a reasonable need for the water reserved by Permit No. 747-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest.

Maintaining the effectiveness of Future Use Permit No. 747-3 is subject to payment of the \$40.00 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the city after the Board hearing.

Garland Erbele, Chief Engineer
September 5, 2006



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

September 5, 2006

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

Jerry Mikel, Public Works Director
City of Madison
PO Box 308
Madison SD 57042-0308

Dear Mr. Mikel:

Future Use Permit No. 747-3 will be reviewed for progress in the development and future plans for use of the water reserved. Water rights law requires publication of a notice in each county where water will be diverted or used. The notice of this review has been sent to the Publisher of the Daily Leader printed at Madison SD (Phone #605 256-4555). For your information, a copy of the Chief Engineer's recommendation is enclosed. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

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

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

September 5, 2006

Daily Leader
PO Box 348
Madison SD 57042-0348

Dear Sir:

Enclosed is a Notice of Hearing to Review Future Use Water Permit No. 747-3 to be published twice. Please publish the first notice on September 13, 2006 with the second publication 7 days later. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at 605 773-3352.

The applicant must verify to you that the notice is to be published, before you make the first publication. **Please BILL the APPLICANT for the cost of publication.** The APPLICANT is the City of Madison, PO Box 308, Madison SD 57042.

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-----

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

Date _____

We are in receipt of your letter of September 5, 2006 enclosing Notice of Hearing to Review Future Use Water Permit No. 747-3 which was first published in our issue of _____. **ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.**

Name

Newspaper

Instruction to Newspaper-Publish first publication of the following Notice on September 13, 2006 with 2nd publication 7 days later. The permit owner is responsible for payment.

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 747-3

Notice is given that the Water Management Board will review Future Use Permit No. 747-3 held by the City of Madison, PO Box 308, Madison SD 57042 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 747-3. This permit was approved in 1960 currently reserves 1,033 acre feet from groundwater (Big Sioux-Northern Skunk Creek Aquifer) located in Sections 11, 12, 13, 14, T106N-R53W and Sections 7, 8, 17, 18 and W ½ Sections 9 and 16, T106N-R52W for municipal use purposes.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 747-3 REMAIN in EFFECT for 1,033 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 747-3 at 8:30 am on October 11, 2006 at the Visitor Center (west side of Capitol Lake) 650 E Capitol Avenue, Pierre SD.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by October 2, 2006. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holders mailing address is given above. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 747-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

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Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 773-3352) by October 2, 2006. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by October 2, 2006. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Form 8

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Lake) SS

I, Deanna D. Bergheim

certify that the attached printed Notice was
taken

from the Madison Daily Leader

printed and published in City of Madison

County of Lake and

state of South Dakota. The notice was published

in the newspaper on the following two dates:

Wednesday, September 13, 2006

Wednesday, September 20, 2006

Cost of Printing 71.82

Deanna D. Bergheim
(Signature)

Secretary

(Title)

Wednesday, September 20, 2006

(Date Signed)

Wed., Sept., 13, 20, 2006

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 747-3

Notice is given that the Water Management Board will review Future Use Permit No. 747-3 held by the City of Madison, PO Box 308, Madison SD 57042 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 747-3.

This permit was approved in 1960 currently reserves 1,033 acre feet from groundwater (Big Sioux-Northern Skunk Creek Aquifer) located in Sections 11,12,13,14, T106N-R53W and Sections 7, 8, 17, 18 and W 1/2 Sections 9 and 16, T106N-R52W for municipal use purposes.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 747-3 REMAIN in EFFECT for 1,033 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 747-3 at 8:30 am on October 11, 2006 at the Visitor Center (west side of Capitol Lake) 650 E Capitol Avenue, Pierre SD

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Anyone interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by October 2, 2006. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre, SD 57501 (605 773 3352) and the permit holders mailing address is given above. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioners or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 747-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

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any person wishing a copy of the Chief Engineer's recommendation, or information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 773 3352) by October 2, 2006. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by October 2, 2006. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

RECEIVED

SEP 27 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

October 13, 2006

NOTICE

Jerry Mikel, Public Works Director
City of Madison
PO Box 308
Madison SD 57042-0308

Dear Mr. Mikel:

I am writing in response to action taken by the Water Management Board at the hearing on October 11, 2006 to review Future Use Permit No. 747-3. The Board allowed the permit to remain in effect for 1,033 acre-feet of water annually. Future Use Permit No. 747-3 is subject to another review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 747-3 is \$40.00 pursuant to SDCL 46-2-13(2). Please remit the fee within 60 days.

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

Sincerely,

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

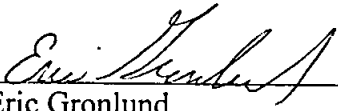
CERTIFICATION

I hereby certify that on October 13, 2006 , I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated October 13, 2006 regarding Notice of action taken by the Water Management Board for Future Use Permit No. 4051-3, 747-3 & 369-1 addressed as stated below:

369-1
Terry Wolterstoff City Engineer
City of Belle Fourche
606 6th Ave
Belle Fourche SD 57717-1407

747-3
Jerry Mikel Public Works Director
City of Madison
PO Box 308
Madison SD 57042-0308

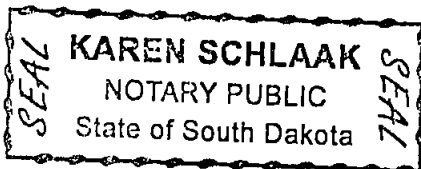
4051-3
Dell Jacobson Mayor
Town of Florence
PO Box 137
Florence SD 57028


Eric Gronlund
Natural Resource Engineer
Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 13th day of October, 2006.


Karen Schlaak
Notary Public
My Commission expires April 1, 2007





747-3
**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 20, 2006

Jerry Mikel, Public Works Director
City of Madison
PO Box 308
Madison SD 57042-0308

Dear Mr. Mikel:

On October 13, 2006 we requested the fee for maintaining the effectiveness of Future Use Permit No. 727-3. To date, we have not received this payment.

Please submit the \$40.00 fee as soon as possible to avoid jeopardizing the City's future use permit. If you have questions, please contact me or Eric Gronlund.

Sincerely,

Karen Schlaak
Environmental Scientist
Water Rights Division
605 773-3352

747-3

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date January 5, 20 07

RECEIVED OF The City of Madison, PO Box 308, Madison SD 57042

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use		
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. <u>747-3</u> after period of seven years.	40	00
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	40.00

No.

02762

By

Harland White
Chief Engineer *gm*



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JDE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

July 30, 2013

City of Madison
Fred Snoderly, Public Works Director
PO Box 308
Madison SD 57042

Dear Mr. Snoderly:

I am writing in regard to the seven year review of Future Use Water Permit No. 747-3 from groundwater (Big Sioux-Northern Skunk Creek Aquifer) held by the City of Madison. By law, all future use permits are to be reviewed by the Water Management Board every seven years to determine whether a reasonable need exists for the reserved water. The permit reserves water for future water supply needs for the city. Currently, our records show that 1,033 acre-feet remain in reserve under this future use permit that was issued in 1960 and last reviewed in 2006.

Please respond in writing by August 30, 2013, regarding the city's intention for the future use permit. If the city plans to retain the permit, then the response should outline a reasonable need for retaining the future use permit, including an estimate of future needs.

Permit No. 747-3 will then be public noticed at the city's expense and scheduled for review before the Water Management Board pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve. If the entire 1,033 acre-feet remain in reserve, the fee will be \$145.00.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

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

RECEIVED

AUG 14 2013

WATER RIGHTS
PROGRAM



P.O. Box 308, MADISON, SD 57042

DEPARTMENT OF
PUBLIC WORKS

401 S Highland Avenue

Madison SD 57042

(605) 256-7515 (office)

(605) 256-7538 (fax)

www.cityofmadisonsd.com

August 12, 2013

Karen Schlaak, Environmental Scientist
SDDENR, Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181

Ms. Schlaak:

The City of Madison is planning to retain the future water use permit. The City feels there exists a reasonable need to reserve the subject 1033 acre-feet. With the continued growth and economic development, we feel it is in our best interest to retain Permit No. 747-3.

If there is a need for more information, please contact me at 605-256-7515.

Sincerely,

A handwritten signature in black ink, appearing to read 'Fred Snoderly', with a long, sweeping underline.

Fred Snoderly,
Public Works Director

FS/re



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

**RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT
NO. 747-3, City of Madison**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Future Use Water Permit No. 747-3, City of Madison, PO Box 308, Madison SD.

The Chief Engineer is recommending that Future Use Permit No. 747-3 REMAIN in EFFECT for 1,033 acre-feet annually because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 747-3, 2) the city has demonstrated a reasonable need for the water reserved by Permit No. 747-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest.

Maintaining the effectiveness of Future Use Permit No. 747-3 is subject to payment of the \$145.00 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the city after the Board hearing.

Jeanne Goodman, Chief Engineer
September 3, 2013



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

September 3, 2013

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

City of Madison
Fred Snoderly, Public Works Director
PO Box 308
Madison SD 57042

Dear Mr. Snoderly,

Future Use Permit No. 747-3 will be reviewed for progress in the development and future plans for use of the water reserved. Water rights law requires publication of a notice in the county where water will be diverted or used. The notice of this review has been sent to the Publisher of the Madison Daily Leader (504 256-4555). For your information, a copy of the Chief Engineer's recommendation is enclosed. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

BE SURE TO CONTACT THE ABOVE NEWSPAPER IMMEDIATELY TO AUTHORIZE PUBLICATION OF THE NOTICE OF HEARING AND TO ARRANGE FOR PAYMENT. Early contact with the paper can eliminate delays. The publisher has been instructed to publish this notice on September 11, 2013. We must receive Proof of Publication before the future use review can be considered by the Water Management Board.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

September 3, 2013

Madison Daily Leader
PO Box 348
Madison SD 57042

Dear Sir:

Enclosed is a Notice of Hearing to Review Future Use Water Permit No. 747-3 to be published on September 11, 2013. 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

The applicant must verify to you that the notice is to be published. **Please BILL the APPLICANT for the cost of publication.** The APPLICANT is the City of Madison, c/o Fred Snoderly, Public Works Director, PO Box 308, Madison SD 57042.

Please send the Water Rights Program an affidavit or the enclosed Proof of Publication form immediately.

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,

A handwritten signature in black ink, appearing to read "Eric Gronlund".

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

Instruction to Newspaper-Publish the following Notice on September 11, 2013. The permit owner is responsible for payment. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352 or email: Karen.schlaak@state.sd.us.

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 747-3

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Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 747-3 REMAIN in EFFECT for 1,033 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 747-3 at 10:00 am on October 3, 2013 at Floyd Mathew Training Center, Joe Foss Bldg., 523 E Capitol Ave, Pierre SD.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 23, 2013. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holders mailing address is given above. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

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Published once at the approximate cost of _____.

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Published once at the approximate cost of _____.

**AFFIDAVIT OF PUBLICATION
RECEIVED**

STATE OF SOUTH DAKOTA }
County of Lake } ss.

SEP 16 2013

**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

City of Madison

Hearing to Review Future Use Water Permit #747-3

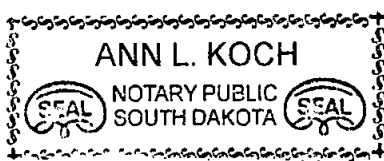
printed copy of which hereunto attached, was printed and published in the said newspaper for One successive weeks, once each week and on the same day of the week, on the following dates, to-wit:

On Wednesday, the 11th day of September, 2013;
On , the day of , 20;
On , the day of , 20;
On , the day of , 20;
On , the day of , 20;
On , the day of , 20;
On , the day of , 20;
On , the day of , 20;
On , the day of , 20;

That \$ 38.84 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 12th day of , 20.



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

Wed., Sept. 11

**NOTICE OF HEARING TO
REVIEW FUTURE USE
WATER PERMIT NO. 747-3**

Notice is given that the Water Management Board will review Future Use Permit No. 747-3 held by the City of Madison, c/o Fred Snoderly, Public Works Director, PO Box 308, Madison SD 57042 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 747-3. This permit was approved in 1960 and currently reserves 1,033 acre feet from groundwater (Big Sioux-Northern Skunk Creek Aquifer) located in Sections 11, 12, 13, 14, T106N-R53W and Sections 7, 8, 17, 18 and W 1/2 Sections 9 and 16, T106N-R52W for municipal use.

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10:00 am on October 3, 2013 at Floyd Mathew Training Center, Joe Foss Bldg., 523 E Capitol Ave, Pierre SD.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit

Publication Fees \$

Notary Fees \$

Total \$

Received Payment,

In Court
County of

AFFIDAVIT OF PUBLICATION

owner and the Chief Engineer by September 23, 2013. The Chief Engineer's address is "Water Rights Program," Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holders mailing address is given above. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

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

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Eric Gronlund, Water Rights Program, (605 773-3352) by September 23, 2013. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 23, 2013. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$38.84

Filed in the office of

..... on the

..... day of

20

Attorneys for



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

October 4, 2013

NOTICE

City of Madison
Fred Snoderly, Public Works Director
PO Box 308
Madison SD 57042

Dear Mr. Snoderly

I am writing in response to action taken by the Water Management Board at the hearing on October 3, 2013 to review Future Use Permit No. 747-3. The Board allowed the permit to remain in effect for 1,033 acre-feet of water annually. Future Use Permit No. 747-3 is subject to another review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 747-3 is \$145.00 pursuant to SDCL 46-2-13(2). Please remit the fee within 60 days.

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

Sincerely,

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

CERTIFICATION

I hereby certify that on October 4, 2013, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated October 4, 2013 regarding Future Use Permits addressed as stated below:

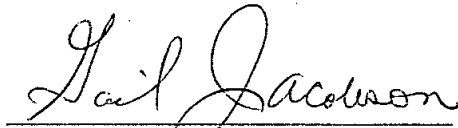
Lake Andes-Wagner Irrigation Dist., Chuck Eitmiller, PO Box 818, Wagner SD 57380 **1688A-3**

Town of Florence, Pat Callan, PO Box 137, Florence SD 57235 **4051-3**

City of Canton, Jeff Fossum, 210 N Dakota St, Canton SD 57013 **1262C-3**

City of Madison, Fred Snoderly, PO Box 308, Madison SD 57042 **747-3**

City of Belle Fourche, Ryan C Kavan, 511 6th Ave, Belle Fourche SD 57717 **369-1**



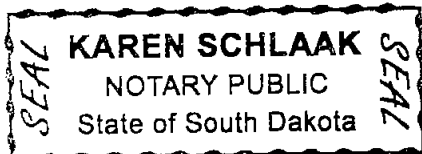
Gail Jacobson
Secretary/Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 4th day of October, 2013.



Karen Schlaak
Notary Public
My Commission expires April 1, 2019





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

December 12, 2013

City of Madison
Fred Snoderly, Public Works Director
116W Center St
Madison SD 57042

Dear Mr. Snoderly

On October 4, 2013 we requested the fee for maintaining the effectiveness of Future Use Permit No. 747-3. To date, we have not received this payment.

Please submit the \$145.00 fee as soon as possible to avoid jeopardizing the City's future use permit. If you have questions, please contact me or Eric Gronlund.

Sincerely,

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 12/30, 20 13

RECEIVED OF City of Madison 116 W Center St Madison Sd 57042

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	145	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. <u>747-3</u> after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____	145	00
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	145 00

No. **06572**

By Jeannine Hoodman
Chief Engineer



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

747-3

July 15, 2020

Rick Nighbert, Water Superintendent
City of Madison
116 W Center St
Madison SD 57042-2833

Dear Mr. Nighbert:

I am writing in regard to the seven year review of Future Use Water Permit No. 747-3 from groundwater (Big Sioux/Northern Skunk Creek Aquifer) held by City of Madison. By law, all future use permits are to be reviewed by the Water Management Board every seven years to determine whether a reasonable need exists for the reserved water. The permit reserves water for future water supply needs for the city. Currently, our records show that 1,033 acre-feet remain in reserve under this future use permit that was issued in 1960 and last reviewed in 2013.

Please respond in writing by September 1, 2020 regarding the city's intention for the future use permit. If the city plans to retain the permit, then the response should outline a reasonable need for retaining the future use permit, including an estimate of future needs.

Permit No. 747-3 will then be public noticed at the city's expense and scheduled for review before the Water Management Board pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve. If the entire 1,033 acre-feet remain in reserve, the fee will be \$145.00.

Please contact Ron Duvall or me, if you have any questions.

Sincerely,

Karen Schlaak

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

RECEIVED

JUL 27 2020

WATER RIGHTS
PROGRAM



Physical Address & Deliveries: 435 S. Highland Ave.
Madison, SD 57042

Mail & Billing Address: 116 W. Center St.
Madison, SD 57042

July 23, 2020

Karen Schlaak, Environmental Scientist
SDDENR, Water Rights Program
523 E. Capitol
Pierre, SD 57501-3182

RE: Future Water Use Permit NO 747-3

Ms. Schlaak:

The City of Madison is planning to retain the future water use permit. The City feels there exists a reasonable need to reserve the subject 1033 acre-feet. With the continued growth and economic development, we feel it is in our best interest to retain Permit No. 747-3.

If there is a need for more information, please contact me at 605-256-7527.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rick Nighbert".

Rick Nighbert
Water Superintendent

RN/re



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT
NO. 747-3, City of Madison SD**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Future Use Water Permit No. 747-3, City of Madison, 116 W Center St, Madison SD 57042.

The Chief Engineer is recommending that Future Use Permit No. 747-3 REMAIN in EFFECT for 1,033 acre-feet annually because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 747-3, 2) the city has demonstrated a reasonable need for the water reserved by Permit No. 747-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest.

Maintaining the effectiveness of Future Use Permit No. 747-3 is subject to payment of the \$145.00 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the city after the Board hearing.

Eric Gronlund, Chief Engineer
August 4, 2020



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 4, 2020

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

Rick Nighbert, Water Superintendent
City of Madison
116 W Center St
Madison SD 57042

Dear Mr. Nighbert:

Future Use Permit No. 747-3 will be reviewed for progress in the development and future plans for use of the water reserved. Water rights law requires publication of a notice in the county where water will be diverted or used. Notice of this review has been sent to the Daily Leader (605 256-4555). For your information, a copy of the Chief Engineer's recommendation is enclosed. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

BE SURE TO CONTACT THE ABOVE NEWSPAPER IMMEDIATELY TO AUTHORIZE PUBLICATION OF THE NOTICE OF HEARING AND TO ARRANGE FOR PAYMENT. Early contact with the paper can eliminate delays. The publisher has been instructed to publish this notice on August 12, 2020. We must receive Proof of Publication before the future use review can be considered by the Water Management Board.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352

enclosures

Schlaak, Karen

From: Schlaak, Karen
Sent: Tuesday, August 4, 2020 9:05 AM
To: 'ads@madisondailyleader.com'
Subject: 747-3, City of Madison
Attachments: 747-3notice.doc; FORM8.FRM.doc

Attached is a notice to be published on August 12, 2020.

Rick Nighbert, Water Supt, City of Madison, 116 W Center St, Madison SD 57042 (605 256-7515) has been notified to contact you to authorize publication and arrange for payment.

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

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

Karen Schlaak
Water Rights Program
(605) 773-3352



Instruction to Newspaper - Publish the following Notice on August 12, 2020. The City of Madison is responsible for payment.

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 747-3

Notice is given that the Water Management Board will review Future Use Permit No. 747-3 held by the City of Madison, c/o Rick Nighbert, Water Supt, 116 W Center St, Madison SD 57042 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 747-3. This permit was approved in 1960 and currently reserves 1,033 acre-feet from groundwater (Big Sioux-Northern Skunk Creek Aquifer) located in Sections 11, 12, 13, 14, T106N-R53W and Sections 7, 8, 17, 18 and W 1/2 Sections 9 and 16, T106N-R52W for municipal use.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 747-3 REMAIN in EFFECT for 1,033 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 747-3 at 10:00 am, October 7, 2020, Floyd Matthew Training Center, Joe Foss Bldg, 523 E Capitol, Pierre SD.

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

Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 28, 2020. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holder's mailing address is given above. The petition may be informal, but it must include a statement describing the petitioner's interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 747-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

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

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Ron Duvall, Water Rights Program, (605 773-3352) by September 28, 2020. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 28, 2020.

According to SDCL 1-26-18.3, parties to a contested case may use the Office of Hearing Examiners to conduct a hearing if either a property right is being terminated or the dollar amount in controversy exceeds \$2,500.00. If any party chooses to use the Office of Hearing Examiners rather than the hearing procedure described above, then you need to notify the Chief Engineer (Water Rights Program 523 E Capitol Ave, Pierre SD) by August 24, 2020. Published once at the approximate cost of _____.

AUG 17 2020

AFFIDAVIT OF PUBLICATION

WATER RIGHTS
PROGRAM

STATE OF SOUTH DAKOTA }
County of Lake } ss.

Joanne Wheeler 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

City of Madison

Notice of Hearing-Water Permit No. 747-3

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

On Wednesday, the 12th day of August, 2020;
On _____, the _____ day of _____, 20____;
On _____, the _____ day of _____, 20____;
On _____, the _____ day of _____, 20____;
On _____, the _____ day of _____, 20____;
On _____, the _____ day of _____, 20____;
On _____, the _____ day of _____, 20____;
On _____, the _____ day of _____, 20____;

That \$ 43.50 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.

Joanne Wheeler

Subscribed and sworn to before me this 13th day of August, 2020

ANN L. KOCH

NOTARY PUBLIC
SOUTH DAKOTA

Ann L. Koch

Notary Public, Lake County, South Dakota

EXP. 11-14-25

Wednesday, Aug. 12

NOTICE OF HEARING
TO REVIEW FUTURE USE
WATER PERMIT NO. 747-3

Notice is given that the Water Management Board will review Future Use Permit No. 747-3 held by the City of Madison, c/o Rick Nighbert, Water Supt, 116 W Center St, Madison SD 57042 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 747-3. This permit was approved in 1960 and currently reserves 1,033 acre-feet from groundwater (Big Sioux-Northern Skunk Creek Aquifer) located in Sections 11, 12, 13, 14, T106N-R53W and Sections 7, 8, 17, 18 and W 1/2 Sections 9 and 16, T106N-R52W for municipal use.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Program recommends that Permit No. 747-3 REMAIN in EFFECT for 1,033 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 747-3 at 10:00 am, October 7, 2020, Floyd Matthew Training Center, Joe Foss Bldg, 523 E Capitol, Pierre SD.

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

Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 28, 2020. The Chief Engineer's address is "Water Rights Program", Joe Foss Building, 523 E Capitol Ave, Pierre SD 57501 (605 773-3352) and the permit holder's mailing address is given above. The petition may be informal, but it must include a statement describing the petitioner's interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and

Public

Notary

Receive

over

In Court
County of

mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 747-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03 and contested case procedures contained in SDCL 1-26.

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

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit, to assure access to the hearing by the handicapped or obtain an interpreter for the hearing impaired may contact Ron Duvall, Water Rights Program, (605 773-3352) by September 28, 2020. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 28, 2020.

According to SDCL 1-26-18.3, parties to a contested case may use the Office of Hearing Examiners to conduct a hearing if either a property right is being terminated or the dollar amount in controversy exceeds \$2,500.00. If any party chooses to use the Office of Hearing Examiners rather than the hearing procedure described above, then you need to notify the Chief Engineer (Water Rights Program 523 E Capitol Ave, Pierre SD) by August 24, 2020.

Published once at the total approximate cost of \$43.50

AFFIDAVIT OF PUBLICATION

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

20

Attorneys for



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 13, 2020

NOTICE OF ENTRY OF ORDER

Rick Nighbert, Water Superintendent
City of Madison
116 W Center St
Madison SD 57042-2833

Dear Mr. Nighbert:

I am writing in response to action taken by the Water Management Board at the hearing on October 7, 2020 to review Future Use Permit No. 747-3. The Board allowed the permit to remain in effect for 1,033 acre-feet of water annually. Future Use Permit No. 747-3 is subject to another review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 747-3 is \$145.00 pursuant to SDCL 46-2-13(2). Please remit the fee within 60 days.

Please contact Karen Schlaak, if you have any questions.

Sincerely,

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

CERTIFICATION

I hereby certify that on October 13, 2020, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice of Entry of Order dated October 13, 2020 addressed as stated below:

Sioux Rural Water System Inc, c/o Heath Thompson, Mgr, 45703 176th St, Watertown SD 57201
TM RWD, c/o Jay Jorgenson, Mgr, PO Box 445, Parker SD 57053
Kingbrook RWS, Erin Hayes, Mgr, PO Box 299, Arlington SD 57212
Charles Werner, Water Supt, Town of South Shore, PO Box 57, South Shore SD 57263
Craig Nussbaum, Utilities Mgr, City of Garretson, PO Box 370, Garretson SD 57030
Patrick Callan, Mayor, City of Florence, PO Box 137, Florence SD 57235
Rick Nighbert, Water Supt, City of Madison, 116 W Center St, Madison SD 57042
Jon Vermeulen, Utilities Mgr, 612 N Main St, Mitchell SD 57301
Steve Nafus, Interim City Eng, City of Belle Fourche, 511 6th Ave, Belle Fourche SD 57717



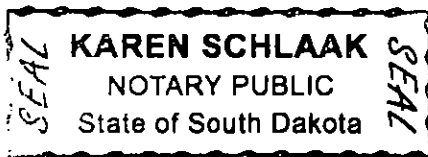
Eric Gronlund, Water Rights Program

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 13th day of October, 2020



Karen Schlaak
Notary Public
My Commission expires April 1, 2025



RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date November 12, 2020

RECEIVED OF City of Madison 116 W Center St Madison SD 57042

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$
Fee to retain Future Use Permit No. <u>747-3</u> after period of seven years.	\$145.00
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$
Fee for Filing Transfer Form _____	\$
Fee for _____	\$
Fee for Issuing New Well Driller's License No. _____	\$
Fee for Renewal of Well Driller's License No. _____	\$
Fee for Issuing Well Pump Installer's License No. _____	\$
Fee for Renewal of Well Pump Installer's License No. _____	\$
(Any Other Work Provided by Law) TOTAL	\$145.00

By *Eric Gronlund*
Chief Engineer *EM*



1079-3 1453-3 1604-3 371-1 372-3
6512-3 6511-3 6510-3 747-3 6040-3

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

October 21, 2025

8792-3

City of Madison
c/o Finance Officer
503 S Highland Ave
Madison SD 57042

Attention Finance Officer:

Enclosed is a "Notice" dated October 8, 2025, concerning the 2025 Irrigation Questionnaire.

The notice was originally mailed to the City of Madison at 116 W Center St, Madison SD 57042. The post office notified our office that your address has changed, and your records have been updated accordingly.

This is a time sensitive matter. Please complete and return the enclosed questionnaire or submit your report online at <https://danr.sd.gov/iq/> using this password **FFDLQE**.

If this change of address is in-correct, please contact our office immediately to update your contact information.

Sincerely,

Amanda Dewell
Permitting Administrator
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us

enclosures

553 NFE 1 C24C0010/15/25
RETURN TO SENDER
: CITY OF MADISON
503 S HIGHLAND AVE
MADISON SD 57042-3227

RETURN TO SENDER