

WATER PERMIT NO. 8732-3

Name of Applicant: Sioux Rural Water System

Address: 45703 176th St, Watertown SD 57201

Phone: 605 881-0346

Amount of Water Claimed: no additional

Total Acres: NA

Source of Water Supply: Big Sioux Brookings Aquifer

Water to be used for: RWS

County: Hamlin

Type of Waste Disposal System:

Location: 1/2 miles southwest of Castlewood

PRIORITY

Date Received: 3-15-23

Application/License Fee: \$100

Corrected Application Received:

Period of Annual Use: January 1 – December 31

Remarks: Add bulk service to the City of Estelline

Diversion Point:

Land to be Irrigated:

Depth of Well:

Well Driller:

Remarks:

Type of Map:

Reviewed and the Number Assigned on: 3-15-23

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____

**SOUTH DAKOTA
WATER PERMIT NO. 8732-3**

Date of first receipt of application March 15, 2023.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 8732-3 to Sioux Rural Water System Inc., c/o Travis Steffensen, 45703 176th Street, Watertown SD 57201 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 8732-3 authorizes connection of the City of Estelline to the Sioux Rural Water System distribution system. Water Right No. 5098-3, Water Permit Nos. 5960-3 and 7852-3 which, combined, authorize a total diversion of 2,100 acre-feet of water annually from the Big Sioux: Brookings Aquifer from the well field located in the SE 1/4 SW 1/4 Section 34-T115N-R52W and the NW 1/4 NE 1/4 Section 3-T114N-R52W and Water Right No. 5158-3 which authorizes 2.44 cubic feet of water per second from four wells in the Big Sioux North aquifer in the NW1/4 NW1/4 and NW1/4 NE1/4 Section 27 -T116N-R52W. This water system serves users in Hamlin, Deuel, Clark, and Codington Counties.
2. The water appropriated shall be used for the purpose of a supplying water to the city of Estelline and may not exceed the amount of water needed for beneficial use for rural water system purposes.
3. The water is to be used during the following described annual period: January 1 – December 31.
4. The date of approval of Permit No. 8732-3 is April 24, 2023.
5. The date from which applicant may claim right is December 19, 1983, June 1, 1986 (5098-3); June 2, 1986 (5960-3); June 5, 2013 (7852-3); December 12, 1973, May 18, 1981, October 28, 1987 (5158-3).
6. One-fifth of the construction is to be completed on or before October 24, 2025.
7. All construction is to be completed on or before April 24, 2028.
8. Water is to be put to beneficial use on or before April 24, 2032.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: Eric Gronlund
Eric Gronlund, Chief Engineer
Water Rights Program
Department of Agriculture and Natural Resources

MAY 15 2023
date



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

Mail to: SD DANR, Water Rights 523 E Capitol Ave Pierre, SD 57501-3182 ph. (605) 773-3352	No. <u>8732-3</u> Hydrologic Unit <u>10170202</u>
	Basin <u>Sioux River</u>
	Newspaper <u>see attached list</u>
	(office use only)

PAID
MAR 15 2023
Ck# 016020
Rec't# _____
RECEIVED
MAR 15 2023

Application for Permit to Appropriate Water in South Dakota

Check use(s) of water:

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

Type of Application:
(check one)

☐ New	☐ Vested Right (Use predates Mar 2, 1955)	☐ Future Use Reservation
Place to Beneficial Use Water Reserved by Future Use Permit No. _____		
Amendment/Correction to Permit No. _____		

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

to add bulk water service to the City of Estelline
(Water Permit No. 7852-3)

1. Name to Appear on Water Permit Sioux Rural Water System Inc.
Mailing Address 45203 176th St Winktown SD 57201
(Address) (City) (State) (Zip Code)
Phone 605 882-1321 Mobile 605 881-0346 Email manager@siouxruralwater.com

2. Amount of water claimed _____ *CFS or _____ **GPM and _____ ***AF or No Add Gallons
Flow rate and volume are both required. (*Cubic Feet per Second) (**Gallons per Minute) (***)Acre Feet - storage capacity of dam/dugout or annual use)

3. Source of water supply see existing permitted Sioux Rural Water Well

4. Location of point of diversion see existing County _____
(example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W)

If not a public water supply (e.g. municipal), will water be used outside of the area described above? ☐ Yes ☐ No

If "Yes," where will water be used? _____
(example - NW1/4 section 12-T104N-R53W)

5. County or counties where water will be used _____

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

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

I, Travis Steffersen General Manager, the applicant, certify under
Name of Person Title (if applicable)

penalty of perjury that I have read this application, examined the attached map, and that the matters stated are true. I further certify, if acting on behalf of an entity or individual other than myself, that I am authorized to submit this application.

Newspapers

Hamlin Co. Hamlin County Herald Enterprise, Hayti SD ✓ received
605 783-3636 (Wed)

Deuel Co. Clear Lake Courier, Clear Lake SD ✓ received
605 874-2499 (Wed)

Clark Co. Clark County Courier, Clark SD ✓ received
605 874-2499 (Wed)

Codington Co. - Daily Paper
Watertown Public Opinion, Watertown SD ✓ received

RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date March 15, 2023

RECEIVED OF Sioux Rural Water System Inc. 45703 176th St., Watertown Sd 57201

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

Fee for Application for Permit No. <u>8732-3</u> to Appropriate Water, to construct and to put water to beneficial use	\$ <u>100.00</u>
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 _____	\$ _____
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	\$ <u>100.00</u>

By Eric Gronlund
Chief Engineer
vm

Schlaak, Karen

From: Gronlund, Eric
Sent: Friday, March 10, 2023 11:50 AM
To: Rodriguez, Rachel; Schlaak, Karen
Cc: McMath, Genny
Subject: Sioux RWS

Spoke with Travis Steffenson ?spelling?, manager of Sioux RWS.

He indicated Sioux RWS will be bulk supplying water to Castlewood and Estelline. Sioux RWS at some point in the future may take over the town's existing water rights. Told him when that day comes, Sioux RWS will need to file transfer of ownership forms for each water right and need to file application to change the use from municipal (MUN) to rural water syste (RWS) use. I don't expect this to happen in the near future.

Then brought up ARSD 74:02:01:03.01 regarding adding connections to water distribution systems. WP 7852-3 already list Sioux RWS serving Castlewood.

Sioux RWS will be filing an application to connect Estelline. The application form is not a good fit for adding a water distribution but walked him through it.

Item No. 2 amount of water claimed will be no additional.

Water source and location will be – existing Sioux RWS water rights

No map will be required

No Form 2A will be required

Fee \$100 (they have existing water permit that have not been licensed that a licensing fee has been paid so we will require another licensing fee)

Eric



Eric Gronlund, PE
Chief Engineer, Water Rights Program
Department of Agriculture and Natural Resources
523 E. Capitol Ave. Pierre SD, 57501
605.773.3352
danr.sd.gov



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 8732-3, Sioux Rural Water System, Inc.**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Agriculture and Natural Resources concerning Water Permit Application No. 8732-3, Sioux Rural Water System, Inc. c/o Travis Steffensen, General Manager, 45703 176th Street, Watertown SD 57201.

The Chief Engineer is recommending APPROVAL of Application No. 8732-3 because 1) the connection of a separate water distribution system to Sioux Rural Water System will not unlawfully impairment of existing domestic water uses and water rights, 2) the proposed use is a beneficial use and 3) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board.

See report on application for additional information.

Eric Gronlund, Chief Engineer
March 27, 2023

WATER PERMIT APPLICATION NO. 8732-3
SIOUX RURAL WATER SYSTEM
MARCH 27, 2023

Water Permit Application No. 8732-3 requests authorization to connect the City of Estelline to the Sioux Rural Water System. Pursuant to Administrative Rules of South Dakota (ARSD) 74:02:01:03.01, a new water permit is required to connect a separate water distribution system, located within or outside of the system area, to Sioux Rural Water System's water distribution system.

ARSD 74:02:01:03.01. Adding connections to a water distribution system. The addition of connections to a water distribution system does not require an application for a water permit if there is no increase in the authorized and developed diversion rate and the connections are within or contiguous to the service area of the system. A new water permit is required to connect a separate water distribution system, located within or outside of the system area, to the water distribution system.

Sioux Rural Water System's current water rights/permit authorize serving users in Hamlin, Codington, Deuel and Clark Counties including the towns/cities of Kranzburg, Bryant, Hazel, Castlewood and Hayti.

Sioux Rural Water System holds the following water rights:

Water Right No. 5098-3 appropriates 2.0 cubic feet of water per second (cfs) from two wells completed in the Big Sioux:Brookings aquifer located in the NW ¼ NE ¼ Section 3-T114N-R52W and SE ¼ SW ¼ Section 34-T115N-R52W.

Water Permit No. 5960-3 appropriates 600 acre-feet of water annually at a maximum diversion rate of 1.33 cfs from four wells completed into the Big Sioux:Brookings aquifer located in the SE ¼ SW ¼ Section 34-T115N-R52W.

Water Permit No. 7852-3 appropriates 210 acre-feet of water annually and placing to beneficial use 390 acre-feet of water annually reserved by Future Use Permit No. 5094-3 and increasing the diversion rate authority of 1.33 cfs and requesting two additional wells located in the in the NW ¼ NE ¼ Section 3-T114N-R52W and SE ¼ SW ¼ Section 34-T115N-R52W. Issuance of Water Permit No. 7852-3 quantified Sioux Rural Water System's appropriation from the Big Sioux:Brookings aquifer to 4.66 cfs and an annual volume of 2,100 acre-feet of water (No. 5098-3 – 900 acre-feet; 5960-3 – 600 acre-feet; and 7852-3 – 600 acre-feet)

Water Right No. 5158-3 appropriates 2.44 cfs from four wells completed in the Big Sioux:North aquifer located in the NW ¼ NW1/4 and NW ¼ NE ¼ Section 27-T116N-R52W.

This application does not seek to appropriate additional water to what is authorized by Sioux Rural Water System's current water rights. Therefore, approval of the application will not

increase the potential for unlawful impairment to existing domestic water uses and water rights with adequate wells.

Water Sources

Big Sioux: Brookings aquifer

The Brookings management unit of the Big Sioux aquifer is a glacial outwash that consists of medium to very coarse sand and very fine to medium gravel (Kume, 1985; Hamilton, 1989). The depth of the top of the Big Sioux: Brookings aquifer ranges from the land surface in the Big Sioux River floodplain to 212 feet below land surface (Hamilton, 1989). In Brookings, Deuel, Kingsbury, and Moody Counties, the Big Sioux: Brookings aquifer is estimated to underly approximately 323,000 acres and contain approximately 1,453,000 acre-feet of recoverable water in storage (Hedges et al, 1982 and Stonesifer, 2013a)

Big Sioux:North aquifer

The Big Sioux: North aquifer management unit is composed of the saturated and contiguous portions of sand and gravel outwash and alluvium deposited during the Quaternary geological period near land surface which underly the floodplain of the Big Sioux River and its tributaries north the United States Geological Survey Stream Gaging station near Castlewood, South Dakota (Hedges et al 1982). The Big Sioux: North aquifer management unit is in hydrologic connection with multiple surface water features such as Pelican Lake, Lake Kampeska, and Still Lake, as well as the Big Sioux River and its tributaries. The Big Sioux: North aquifer management unit is generally under unconfined conditions (SDDANR, 2022), which means water in wells does not tend to rise above the aquifer formation. Hedges et al estimated in 1982 that the Big Sioux: North aquifer management unit had an area of approximately 83,500 acres in Codington, Grant, Hamlin, Roberts, and Day counties and stored an estimated 187,880 ac-ft of recoverable water. Stonesifer (Stonesifer, 2013b) re-evaluated aquifer area in 2013 and estimated the aquifer extent to be 111,700 acres and the storage to be approximately 370,000 ac-ft of recoverable water.

CONCLUSIONS

1. This application requests no additional water appropriation.
2. Approval of this application will not increase the potential for adverse impact on existing water rights.
3. Approval of this application will connect the water distribution system for the City of Estelline to Sioux Rural Water System, Inc.



Eric Gronlund

Water Rights Program, DANR

References

- Hamilton, L.J., 1989. Water Resources of Brookings and Kingsbury Counties, South Dakota: Water-Resources Investigation Report 88-4185. USGS, Huron, South Dakota: U.S. Geological Survey.
- Hedges, L.S., Burch, S.L., Iles, D.L., Barari, R.A., and Schoon, R.A. 1982. Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River, South Dakota and Iowa, Task 1: Bed rock Topography and Distribution, Task 2: Extent of Aquifers, Task 3 Ground-Water Storage, Task 4: Computerized Data Base. United States Army Corps of Engineers Contract DACW 45-80-C-0185.
- Kume J., 1985. Water Resources of Deuel and Hamlin Counties, South Dakota; Water-Resources Investigations Report 84-4069 SDGS, Huron, South Dakota.
- Stonesifer, J.R., 2013a. Report to the Chief Engineer, Water Permit Application No. 7854-3, David Ulvestad, August 23, 2013. SD DENR-Water Rights Program, Joe Foss Bldg, Pierre, SD.
- Stonesifer J.R., 2013b. Report to the Chief Engineer on Water Permit Application No. 7857-3, SD DENR Water Rights Program, Joe Foss Bldg., Pierre, SD.
- SD DANR Water Rights Program, "Observation wells," Pierre, South Dakota, 2022.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

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

April 3, 2023

Sioux Rural Water System, Inc.
c/o Travis Steffensen
45703 176th Street
Watertown SD 57201

Dear Mr. Steffensen:

Water Permit Application No. 8732-3 for rural water system use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent for publication to the following:

Hamlin County Herald Enterprise, Hayti SD	605-783-3636
Clear Lake Courier, Clear Lake SD	605-874-2499
Clark County Courier, Clark SD	605-532-3654
Public Opinion, Watertown SD	See attachment for contact number

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

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

Sincerely,

Rachel Rodriguez

Rachel Rodriguez
Water Rights Program
(605) 773-3352

enclosures

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

NOTICE OF APPLICATION NO. 8732-3

Notice is given that Sioux Rural Water System, Inc., c/o Travis Steffensen, General Manager, 45703 176th St, Watertown SD 57201 has filed an application for a water permit to connect a separate water distribution system to the rural water system as required by ARSD 74:02:01:03:01.

Sioux Rural Water System, Inc. holds Water Right No. 5098-3, Water Permit Nos. 5960-3 and 7852-3 which, combined, authorize a total diversion of 2,100 acre-feet of water annually from the Big Sioux: Brookings Aquifer from the well field located in the SE 1/4 SW 1/4 Section 34-T115N-R52W and the NW 1/4 NE 1/4 Section 3-T114N-R52W and Water Right No. 5158-3 which authorizes 2.44 cubic feet of water per second from four wells in the Big Sioux North aquifer in the NW1/4 NW1/4 and NW1/4 NE1/4 Section 27 -T116N-R52W. This application requests authorization to connect the City of Estelline to the Sioux Rural Water System distribution system. This water system serves users in Hamlin, Deuel, Clark, and Codington Counties. The well field sites are located approximately one-half mile southwest and 8 miles north of Castlewood SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8732-3 because 1) the connection of a separate water distribution system to Sioux Rural Water System will not unlawfully impairment of existing domestic water uses and water rights, 2) the proposed use is a beneficial use and 3) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by April 24, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by April 24, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of _

Rodriguez, Rachel

Hamilton Herald

From: Rodriguez, Rachel
Sent: Monday, April 3, 2023 1:44 PM
To: hcp@itctel.com
Subject: 8732-3 Sioux Rural Water System - Public Notice
Attachments: 8732-3 public.short_final.docx; FORM8.FRM.doc

Attached is a notice to be published on April 12, 2023.

Sioux Rural Water System, Inc., c/o Travis Steffensen, General Manager, 45703 176th St., Watertown SD 57201 (605-881-0346) 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.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us



Rodriguez, Rachel

From: ClearLake <clprint@itctel.com>
Sent: Monday, April 3, 2023 1:48 PM
To: Rodriguez, Rachel
Subject: Re: [EXT] 8732-3 Sioux Rural Water System - Public Notice

Got it, thanks! Will run next week on April 12.

Nancy G.

Clear Lake Courier

Advertising Dept.

605-874-2499

P.O. Box 830

Clear Lake, SD 57226

clprint@itctel.com

www.clearlakecourier.com

On Apr 3, 2023, at 1:45 PM, Rodriguez, Rachel <Rachel.Rodriguez@state.sd.us> wrote:

Attached is a notice to be published on April 12, 2023.

Sioux Rural Water System, Inc., c/o Travis Steffensen, General Manager, 45703 176th St., Watertown SD 57201 (605-881-0346) 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.

Thank you,

Rachel Rodriguez

DANR | Program Assistant

Rachel.Rodriguez@state.sd.us

<image001.png>

<8732-3 public.short_final.docx><FORM8.FRM.doc>

Rodriguez, Rachel

clear lake

From: Rodriguez, Rachel
Sent: Monday, April 3, 2023 1:46 PM
To: clprint@itctel.com
Subject: 8732-3 Sioux Rural Water System - Public Notice
Attachments: 8732-3 public.short_final.docx; FORM8.FRM.doc

Attached is a notice to be published on April 12, 2023.

Sioux Rural Water System, Inc., c/o Travis Steffensen, General Manager, 45703 176th St., Watertown SD 57201 (605-881-0346) 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.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us



Rodriguez, Rachel

From: Rodriguez, Rachel
Sent: Monday, April 3, 2023 1:47 PM
To: clarkcountycourier@gmail.com
Subject: 8732-3 Sioux Rural Water System - Public Notice
Attachments: 8732-3 public.short_final.docx; FORM8.FRM.doc

Attached is a notice to be published on April 12, 2023.

Sioux Rural Water System, Inc., c/o Travis Steffensen, General Manager, 45703 176th St., Watertown SD 57201 (605-881-0346) 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.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us



Rodriguez, Rachel

Watertown

From: Rodriguez, Rachel
Sent: Monday, April 3, 2023 1:49 PM
To: legals@thepublicopinion.com
Subject: 8732-3 Sioux Rural Water System - Public Notice
Attachments: 8732-3 public.short_final.docx; FORM8.FRM.doc

Attached is a notice to be published on April 12, 2023.

Sioux Rural Water System, Inc., c/o Travis Steffensen, General Manager, 45703 176th St., Watertown SD 57201 (605-881-0346) 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.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us



PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County of Hamlin) SSI, Lee Anne Dufek

certify that the attached printed Notice was taken

from the Hamlin County
Republicanprinted and published in CastlewoodCounty of Hamlin and

state of South Dakota. The notice was published

in the newspaper on the following date:

April 12, 2023Cost of Printing 47.08Lee Anne Dufek
(Signature)Owner
(Title)4-28-2023
(Date Signed)**NOTICE OF APPLICATION
NO. 8732-3**

Notice is given that Sioux Rural Water System, Inc., c/o Travis Steffensen, General Manager, 45703 176th St, Watertown SD 57201 has filed an application for a water permit to connect a separate water distribution system to the rural water system as required by ARSD 74:02:01:03:01.

Sioux Rural Water System, Inc. holds Water Right No. 5098-3, Water Permit Nos. 5960-3 and 7852-3 which, combined, authorize a total diversion of 2,100 acre-feet of water annually from the Big Sioux: Brookings Aquifer from the well field located in the SE 1/4 SW 1/4 Section 34-T115N-R52W and the NW 1/4 NE 1/4 Section 3-T114N-R52W and Water Right No. 5158-3 which authorizes 2.44 cubic feet of water per second from four wells in the Big Sioux North aquifer in the NW1/4 NW1/4 and NW1/4 NE1/4 Section 27-T116N-R52W. This application requests authorization to connect the City of Estelline to the Sioux Rural Water System distribution system. This water system serves users in Hamlin, Deuel, Clark, and Codington Counties. The well field sites are located approximately one-half mile southwest and 8 miles north of Castlewood SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8732-3 because 1) the connection of a separate water distribution system to Sioux Rural Water System will not unlawfully impairment of existing domestic water uses and water rights, 2) the proposed use is a beneficial use and 3) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other mat-

ter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by April 24, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by April 24, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published April 12, 2023, at total cost of \$47.08 and may be viewed online at www.sdpublicnotices.com

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA
COUNTY OF DEUEL

Ken Reiste being first duly sworn, on oath says: That he is publisher of the Clear Lake Courier, a weekly newspaper published in the City of Clear Lake, Deuel County, South Dakota; that he has full and personal knowledge of all facts herein stated; that said newspaper is a legal newspaper as defined in SDCL 17-2-2.1 through 17-2-2.4 inclusive; that said newspaper has been published within the said County of Deuel and State of South Dakota, for at least one year next prior to the first publication of the attached public notice, and that

Sioux Rural Water System Inc
Notice Of Application No.8732-3

paper in which the same was published, and which is hereto attached and made a part of this affidavit, was published in said newspaper for one successive week(s) to wit:

April 12,2023

That the full amount of the fee charged for publication of the attached public notice insures to the sole benefit of the publisher; that no agreement or understanding for the division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever; that the fees charged for the publication thereof are: \$50.77

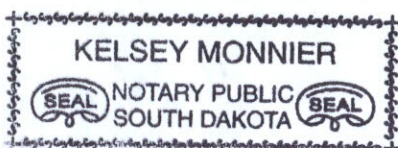
Ken Reiste
Ken Reiste

Subscribed and sworn to before me

this 12th day of April, 2023

K M

Notary Public, South Dakota
My commission expires: 09-27-2027



Public notice

NOTICE OF APPLICATION NO. 8732-3

Notice is given that Sioux Rural Water System, Inc., c/o Travis Steffensen, General Manager, 45703 176th St, Watertown SD 57201 has filed an application for a water permit to connect a separate water distribution system to the rural water system as required by ARSD 74:02:01:03:01.

Sioux Rural Water System, Inc. holds Water Right No. 5098-3, Water Permit Nos. 5960-3 and 7852-3 which, combined, authorize a total diversion of 2,100 acre-feet of water annually from the Big Sioux: Brookings Aquifer from the well field located in the SE 1/4 SW 1/4 Section 34-T115N-R52W and the NW 1/4 NE 1/4 Section 3-T114N-R52W and Water Right No. 5158-3 which authorizes 2.44 cubic feet of water per second from four wells in the Big Sioux North aquifer in the NW1/4 NW1/4 and NW1/4 NE1/4 Section 27 -T116N-R52W. This application requests authorization to connect the City of Estelline to the Sioux Rural Water System distribution system. This water system serves users in Hamlin, Deuel, Clark, and Codington Counties. The well field sites are located approximately one-half mile southwest and 8 miles north of Castlewood SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8732-3 because 1) the connection of a separate water distribution system to Sioux Rural Water System will not unlawfully impairment of existing domestic water uses and water rights, 2) the proposed use is a beneficial use and 3) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E

RECEIVED

APR 14 2023

OFFICE OF
WATER

Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by April 24, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by April 24, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at an approximate cost of \$50.77. (9-1/143)

						Amount Due	Amount Enc.
						\$50.77	
Date	Transaction					Amount	Balance
04/11/2023	Balance forward						0.00
04/12/2023	Advertising Paid by Sioux Rural Water Systems --- Advertising \$50.77					50.77	50.77
CURRENT	1-30 DAYS PAST DUE	31-60 DAYS PAST DUE	61-90 DAYS PAST DUE	OVER 90 DAYS PAST DUE	Amount Due		
50.77	0.00	0.00	0.00	0.00	\$50.77		

NOTICE OF APPLICATION NO. 8732-3

Notice is given that Sioux Rural Water System, Inc., c/o Travis Stefensen, General Manager, 45703 176 St., Watertown S.D. 57201 has filed an application for a water permit to connect a separate water distribution system to the rural water system as required by ARSD 74:02:01:03:01.

Sioux Rural Water System, Inc. holds Water Right No. 5098-3, Water Permit Nos. 5960-3 and 7852-3 which, combined, authorize a total diversion of 2,100 acre-feet of water annually from the Big Sioux: Brookings Aquifer from the well field located in the SE 1/4 SW 1/4 Section 34-T115N-R52W and the NW 1/4 NE 1/4 Section 3-T114N-R52W and Water Right No. 5158-3 which authorizes 2.44 cubic feet of water per second from four wells in the Big Sioux North aquifer in the NW1/4 NW1/4 and NW1/4 NE1/4 Section 27 -T116N-R52W. This application requests authorization to connect the City of Estelline to the Sioux Rural Water System distribution system. This water system serves users in Hamlin, Deuel, Clark and Codington Counties. The well field sites are located approximately one-half mile southwest and 8 miles north of Castlewood, S.D.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8732-3 because 1) the connection of a separate water distribution system to Sioux Rural Water System will not unlawfully impairment of existing domestic water uses and water rights, 2) the proposed use is a beneficial use and 3) it is in the public interest as it pertains to matters of public interest

within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application and staff report are available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre S.D. 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed

of said county, being first duly sworn, at she is the publisher of the **Clark**, a weekly newspaper printed and published in said County of Clark and has a knowledge of all the facts therein and the newspaper is a legal newspaper of wide circulation of at least two hundred copies, and has been published within fifty-two successive weeks next prior to the notice herein mentioned, printed wholly or in part in an office at said place of publication; that the

Water Rights Program

of which taken from the paper in which published, is attached to this sheet, part of this Affidavit, was published in at least once in each week for

One

week(s), on the day of each week on which newspaper was regularly published, to

April 12, 2023

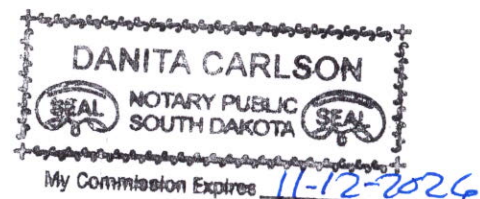
Amount of the fees for the publication of notice is

\$49.10

Karli Paulson

Subscribed and sworn to before me this

21st day of April, 2023



RECEIVED

APR 24 2023

OFFICE OF
WATER

Notary Public
Clark County, South Dakota

My Commission expires:

by April 24, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by April 24, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the approximate cost of \$49.10 and can be viewed free of charge at www.sdpublicnotices.com

4-12-23

LOCALiQ

Aberdeen News
Watertown Public Opinion

PO Box 630567 Cincinnati, OH 45263-0567

PROOF OF PUBLICATION

Travis Steffensen
Sioux Rural Water System
45703 176Th ST
Watertown SD 57201-7186

STATE OF SOUTH DAKOTA, COUNTY OF CODINGTON

The Watertown Public Opinion is, and during all the times hereafter mentioned was, a daily legal newspaper as defined in SDCL 17-2-2.1 through 17-2-2.4, as amended, published at Watertown, Codington County, South Dakota, by Watertown Public Opinion; that the notice, order or advertisement, a printed copy of which is attached, was published in said newspaper in the issue dated:

04/12/2023

and that the fees charged are legal.
Sworn to and subscribed before on 04/12/2023

Legal Clerk

Notary, State of WI, County of Brown

My commission expires

Publication Cost: \$57.64

Order No: 8662341

Customer No: 923527

of Copies:

1

PO #:

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

DENISE ROBERTS
Notary Public
State of Wisconsin

NOTICE OF APPLICATION NO. 8732-3

Notice is given that Sioux Rural Water System, Inc., c/o Travis Steffensen, General Manager, 45703 176th St, Watertown SD 57201 has filed an application for a water permit to connect a separate water distribution system to the rural water system as required by ARSD 74:02:01:03:01.

Sioux Rural Water System, Inc. holds Water Right No. 5098-3, Water Permit Nos. 5960-3 and 7852-3 which, combined, authorize a total diversion of 2,100 acre-feet of water annually from the Big Sioux: Brookings Aquifer from the well field located in the SE 1/4 SW 1/4 Section 34-T115N-R52W and the NW 1/4 NE 1/4 Section 3-T114N-R52W and Water Right No. 5158-3 which authorizes 2.44 cubic feet of water per second from four wells in the Big Sioux North aquifer in the NW1/4 NW1/4 and NW1/4 NE1/4 Section 27 -T116N-R52W. This application requests authorization to connect the City of Estelline to the Sioux Rural Water System distribution system. This water system serves users in Hamlin, Deuel, Clark, and Codington Counties. The well field sites are located approximately one-half mile southwest and 8 miles north of Castlewood SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8732-3 because 1) the connection of a separate water distribution system to Sioux Rural Water System will not unlawfully impairment of existing domestic water uses and water rights, 2) the proposed use is a beneficial use and 3) it is in the public interest as it pertains to matters of public interest within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing

to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by April 24, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by April 24, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total
approximate cost of \$57.64
04-12/2023

Rodriguez, Rachel

From: Rodriguez, Rachel
Sent: Monday, April 3, 2023 1:59 PM
To: manager@siouxruralwater.com
Subject: 8732-3 Sioux Rural Water System - Public Notice
Attachments: 8732-3_rec.pdf; 8732-3 public.short_final.docx; 8732-3 APPL2.docx

Attached is a copy of the report, chief engineer recommendation and information regarding the public notice for your water permit application. As stated in the letter, **please contact the paper(s) as soon as possible to authorize publication and arrange for payment.** This information is being mailed to you today.

Thank you,

Rachel Rodriguez
DANR | Program Assistant
Rachel.Rodriguez@state.sd.us





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

MAY 15 2023

Sioux Rural Water System, Inc.
c/o Travis Steffensen
45703 176th Street
Watertown SD 57201

Dear Mr. Steffensen:

Enclosed is Water Permit No. 8732-3 authorizing construction of the water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

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

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

Sincerely,

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

enclosures



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

**Affidavit of Public Notice
on DANR Website**

Pursuant to SDCL § 46-2A-4, public notice of the following application was posted on the DANR web site at <https://danr.sd.gov/public>. The posted public notice is the same notice as published in the pertinent newspaper(s) and a copy of the public notice is maintained in the application file. If the application is contested, the posting is moved to the DANR contested case website at <https://danr.sd.gov/public/ContestedCase.aspx> until final action is taken on the application pursuant to SDCL § 46-2A-4.

Application No.: 8732-3

Name of Applicant: Sioux Rural Water System Inc., Travis Steffensen

Date of Posting: 4/11/2023

Date of Removal: 5/15/2023



Ron Duvall, Water Rights Permitting Administrator

5/24/23

Date

Subscribed and sworn to before me, a notary public, this 24 day of May, 2023.



Notary Public - South Dakota
My commission expires: 4/1/2025

