



DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE SOUTH DAKOTA 57501-3182  
<http://denr.sd.gov>

**TEMPORARY PERMIT TO USE PUBLIC WATERS  
FOR CONSTRUCTION AND HYDROSTATIC TESTING PURPOSES**

This temporary permit to use public waters is issued to Dakota Access LLC, 1300 Main St., Houston TX 77002 authorizing withdrawal of 5,000,000 gallons of water at a maximum rate of 2,000 gallons per minute from the South Fork of Snake Creek located in the NW ¼ Section 15, T118N, R66W, Faulk County. The project involves construction of the Dakota Access Pipeline including use of water for hydrostatic testing a new 30" steel pipeline prior to installation.

Any discharge of water must comply with the "*General Permit for Temporary Discharges*" issued by this Department.

Low flows as needed for downstream domestic use, including livestock water and prior water rights must be bypassed. If the stream flow is obviously low or pumping could reduce flows to a level which may impact fish, a smaller pump must be used or pumping at this site must cease.

**If current conditions continue, it is likely that water availability will be a problem. An alternate source of water will need to be secured in the event flows in the creek diminish. If flows decrease to a level that impact domestic use and prior water rights, this temporary water permit will be rescinded.**

This temporary permit becomes effective August 1, 2016 and expires on December 31, 2016.

**This permit does not provide necessary right-of-way. Such arrangements should be made with the proper land owner.**

Issuance of this temporary permit deals with the withdrawal of water only. It does not address other concerns or permitting issues from other State or Federal entities.

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

Issued: August 1, 2016



c: Monica Howard, Director of Environmental Services for Dakota Access LLC  
at [monica.howard@energytransfer.com](mailto:monica.howard@energytransfer.com)  
Ashley Thompson, Perennial Environmental at [athompson@perennialenv.com](mailto:athompson@perennialenv.com)