



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

TEMPORARY PERMIT TO USE PUBLIC WATERS FOR CONSTRUCTION PURPOSES

This temporary permit to use public waters for construction purposes is issued to Mortenson % Wind Energy Group, 15087 458th Ave., Summit SD 57266 authorizing withdrawal of 3,750,000 gallons of water at a maximum rate of 500 gallons per minute from a slough located in the SW ¼ Section 27, T120N, R51W, Grant County. Water will be used during construction of the Dakota Range Wind Energy Project.

This temporary permit becomes effective August 6, 2020 and expires on December 31, 2020. The project is scheduled for completion in December 2021. **This temporary permit expires at the end of the current calendar year. Any use of water in 2021 will require additional permitting.**

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

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.

A handwritten signature in blue ink that reads "Eric Gronlund".

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



Issued: July 30, 2020

c: Tyler Yseth, Project Engineer, Wind Energy Group at tyler.yseth@mortenson.com

From the SD Department of Game, Fish & Parks:

Aquatic invasive species are a threat to water resources in South Dakota. To prevent the spread of aquatic invasive species, any excess water withdrawn from a waterbody for this permit should be land applied. Any equipment used to transport water in or near a waterbody should be free of mud or other organic materials, and, if used in other waterbodies, should be allowed to dry for seven days prior to use or decontaminated with a hot power-wash. If you have any questions, please call John Lott with G, F & P at 605 773-4508. Additional information on construction and water transport equipment cleaning and decontamination techniques can be found at: <http://www.usbr.gov/mussels/prevention/docs/EquipmentInspectionandCleaningManual2010.pdf>.

SD EForm 2052LD V1



TO: Department of Environment & Natural Resources
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181

REQUEST FOR TEMPORARY PERMIT TO USE PUBLIC WATERS

1. Company or person making the application for temporary permit.

Name Tyler Yseth
Address 15087 458th Ave
City, State, Zip Summit SD 57266 phone (763)226-5251

2. Project or Projects on which water will be used (if highway construction, please include DOT project number including P.C.N. for state highway projects)

Dakota Range Wind Energy Project

3. Source of water Pond off of 463rd Ave in Grant County

4. Location of pumping station or stations. (quarter section, section, township and range)

Section 27 120N R51W

5. If the pumping station is from surface water, what access area is intended (off county road, public access, private access, other)

County Road

6. Is this area owned by Game, Fish & Parks or in a game production area? Yes No

7. Maximum total amount of water (in gallons) that will be used

750,000 Gal/Month

3,750,000 for 5 months

8. Total daily withdrawal (gallons)

30,000

9. Pump rate (gallons per minute)

500

10. Date when water use will commence

August 6th, 2020

11. Date when water use will cease

December 1, 2021

Dec 31, 2020

12. How do you wish to be notified of action taken on your application?

US mail

Email Address:

Email

tyler.yseth@mortenson.com

Fax

Fax No. _____

13. Comments:

Wetland Easement attached.

Office Use Only:

REVIEWED BY: MLL

DATE REVIEWED: 7.30.20

RECOMMENDATION: ok



Waubay Wetland Management District
General Activities
Special Use Permit
(For Official Use Only)

Permit #: WBY-20-101

Permit Term: From: 7/29/2020 To: 10/31/2020

1) Permittee Name/Business: Borneke Construction

2) Permit Activity Type: Water pumping from wetland easement

2) Permit Status: Approved *If approved, provide special conditions (if any) in the text box below.*
 Denied *If denied, provide justification in the text box below.*

This permit authorizes pumping of water from a wetland on Grant County wetland easement 41X,1,2, located in sections 27 and 28, T120N, R51W. The wetland is a large permanent wetland that is bisected by a township road. The pumping of water for construction purposes will have minimal impact on the wetland water level and may help to relieve the high water which is impacting the road. In addition to this permit, landowner permission is required to pump water from this wetland.

3) Are there additional special conditions attached to the permit? Yes No N/A

4) Are other licenses/permits required, and have they been verified? Yes No N/A

5) Are Insurance and/or Certification(s) required, and have they been verified? Yes No N/A

6) Record of Payments: Full Partial Exempt

7) Is a surety bond or security deposit required? Yes No N/A

This permit is issued by the U.S. Fish and Wildlife Service and accepted by the applicant signed below, subject to the terms, covenants, obligations, and reservations, expressed or implied therein, and to the notice, conditions, and requirements included or attached. A copy of this permit should be kept on-hand so that it may be shown at any time to any refuge staff

8) Permit approved/issued by: (Signature and title)

Bradley Johnson Wildlife Refuge Manager

Date: 7/29/2020

9) Permit accepted by: (Signature of permittee)

Date: _____