



2727 N Plaza Dr.
Rapid City, SD 57702

Phone 605-348-6529 Fax 605-342-1160

Quote

No.: **60304**

Date: 11/16/2018

Prepared for:

Lyle Jensen (605) 890-0372
Fall River County Auditor
906 N River Street
Hot Springs, SD 57747 U.S.A.

Account No.: 1889
Phone: (605) 745-5145
Fax: (605) 745-3530
Job: Advanced Threat Protection

Qty	Description	UOM	Sell	Total
Advanced Threat Protection				
	Cost Per Month			\$680.00
	One Time Setup Fee			
1.00	One Time Setup Fee	EA	\$990.00	\$990.00

Your Price: \$1,670.00

Total: \$1,670.00

Prices are firm until 11/30/2018

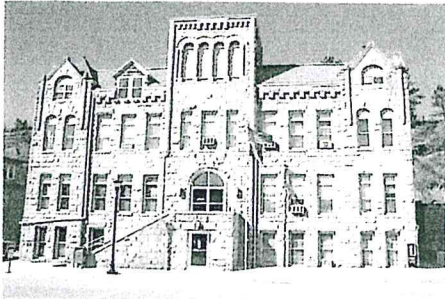
Prepared by: Eric Eisenbraun, ericeisenbraun@goldenwest.com

Date: 11/16/2018

Accepted by: _____ **Date:** _____

Disclaimer

Unless otherwise specified, all labor is charged on a time and materials basis. Any additional service charge or travel will apply.
Applicable taxes and/or additional freight charges may be added on to the invoice.
Terms: 30% down payment required for sales of \$ 5,000.00 or more, with the balance due Net 15 days of invoicing.



FALL RIVER & OGLALA
LAKOTA
COUNTY TREASURER

906 North River Street
Hot Springs, SD 57747
Phone: 605-745-5145
Fax: 605-745-3530

REAL ESTATE TAX PAYMENT AGREEMENT

I, Mele-Ann Rae -Bruhjell, wish to enter into an agreement to make payments on our delinquent real estate taxes on the following parcels:

81900-00000-02980

And

65190-00400-00200

Beginning December 15th, I agree to pay **\$120.00** per month towards my delinquent taxes on these parcels. This amount is due and payable monthly on the 15th day of each month. Additional funds may be added at any time. Taxes will be applied when adequate funds have been collected to apply to the oldest tax first, with the exception of the tax certificate year which will be applied last.

I further agree to keep all subsequent taxes current each April and October. I also agree that if I default on this agreement, that the county may start tax proceedings on these particular real estate parcels.

Dated this ____ day of _____, 2018

Mele-Ann Rae-Bruhjell

The Fall River County, South Dakota Treasurer's Office by and through its Treasurer, Kelli Rhoe, and the Fall River County Commissioners, hereby agrees to the above tax payment agreement.

Kelli R. Rhoe
Fall River County Treasurer

Fall River County Commissioner

Amount Delinquent as of November 2, 2018: \$1,177.52
Approximate payoff date: September 2019

Dear Commissioner,

I would like to request a payment plan for the past due taxes. It is for Molly and John Rae lots 2,3 & 4 on block 4 and a 1972 mobile home. I can pay \$120.00 a month until it is paid off. Reason for not being there in person is that I live elsewhere. Thank you for considering my request.

Sincerely,

Mele-Ann Rae-Bruhjell

Seventh Judicial Circuit Court

P.O. Box 230
Rapid City SD 57709-0230
(605) 394-2571

CIRCUIT JUDGES

Craig A. Pfeifle, Presiding Judge
Matthew M. Brown
Jeffrey R. Connolly
Jeff W. Davis
Robert Gusinsky
Heidi L. Linngren
Robert A. Mandel
Jane Wipf Pfeifle

MAGISTRATE JUDGES

Scott M. Bogue
Todd J. Hyronimus
Bernard Schuchmann
Marya Tellinghuisen

COURT ADMINISTRATOR

Kristi W. Erdman

STAFF ATTORNEY

Laura Hilt

November 20, 2018

Mr. Paul Nabholz
Fall River County Commission
906 N. River Street
Hot Springs, SD 57747

Dear Mr. Nabholz:

I, again, appreciate your most recent correspondence concerning carrying weapons by Fall River County employees. I hope we get the chance to continue our discussions.

I remain curious about any proposed changes and am moving slowly.

Have you heard of any other counties in South Dakota which have adopted your proposed plan? I would be interested in hearing their experiences.

Sincerely,



Craig A. Pfeifle
Presiding Circuit Court Judge

CAP:ams



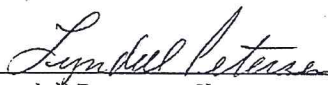
Pennington County Board of Commissioners

County Administration Building • 130 Kansas City Street, Ste 100
Rapid City, SD 57701 • Phone: (605) 394-2171
www.pennco.org • pcboc@pennco.org

In order to make government more accessible and more informative to its citizens and allow for a more participative process, Pennington County has established the following policy for the recordings of public meetings:

- 1) Types of meeting to be recorded:
 - a. Board of Commissioners
 - b. Planning Commission
 - c. Equalization hearings
 - d. Budget hearings and any subsequent budget work sessions
 - e. Tax certificate sale
 - f. Tax deed sale
 - g. Employee trainings if requested
- 2) Meeting videos may be linked from the County website and available online for 24/7 viewing at <https://www.youtube.com/user/PenningtonCountyBOC>.
- 3) The meetings shall be broadcast on the local government cable station at their discretion.
- 4) DVD's are created from the original meeting recording by the Commission Office Staff and are distributed to each responsible department for retention.
- 5) Recordings/DVD's shall be kept permanently and retained by the responsible County Office.
- 6) The original recording/DVD will not be available to the public.
- 7) Anyone wishing to obtain a DVD of a recording must make a request in writing to the County Commission Office and provide payment of \$10.⁰⁰ per DVD. The revenue received shall be deposited in the County General Fund.
- 8) The request for a DVD should be made with 24 hour advance notice.
- 9) Recordings/DVD's are made for broadcast purposes only. The official; record of proceedings shall be the minutes as approved by governing body.
- 10) The recordings are provided as a public service and do not constitute an official record. No warranty or guarantee of any kind is provided.

Approved this 1st day of December, 2015.



Lyndell Petersen, Chairman
Pennington County Board of Commissioners

Approved on February 16, 2010.
Amended on June 7, 2012.
Amended on October 1, 2013
Amended on December 1, 2015.

PERTAINING TO ELECTRIC RATES.

Set a date of hearing and 2nd Reading for Tuesday, December 4, 2018, at 7 p.m. for Item 27:

27. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 51: UTILITY RATES AND CHARGES, SUBCHAPTER STORM DRAINAGE AND SUBCHAPTER STORM WATER DRAINAGE SYSTEM IMPROVEMENT COST RECOVERY.

Set a date of hearing and 2nd Reading for Tuesday, December 4, 2018, at 7 p.m. for Item 28:

28. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING SECTIONS 51.081 AND 51.081.01 OF THE CODE OF ORDINANCES OF THE CITY PERTAINING TO WASTEWATER.

HEARINGS AND RESOLUTIONS

29. A RESOLUTION APPROVING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF SIOUX FALLS AND LOCAL 519 OF THE AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES.
30. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MEMBERS TO CERTAIN CITIZEN BOARDS.

NEW BUSINESS

ITEMS ADDED AFTER AGENDA DEADLINE

The City Council may include other such business as may come before this body.

ADJOURNMENT

MEETING ASSISTANCE: UPON REQUEST, ACCOMMODATIONS FOR MEETINGS WILL BE PROVIDED FOR PERSONS WITH DISABILITIES. PLEASE CONTACT THE CITY CLERK'S OFFICE, CARNEGIE TOWN HALL, AT (605) 367-8080 (VOICE) OR (605) 367-7039 (TDD) 24 HOURS IN ADVANCE OF THE MEETING.

AS YOUR ELECTED REPRESENTATIVES, THE CITY COUNCIL VALUES YOUR INPUT AND FEEDBACK. WHEN THE CITY COUNCIL WILL ACT AS A DECISION-MAKER ON AN UPCOMING MATTER INVOLVING A LICENSE OR A PERMIT, PERSONS ARE ENCOURAGED TO PROVIDE WRITTEN COMMENTS TO THE ENTIRE CITY COUNCIL OR TO PROVIDE ORAL COMMENT AT THE PUBLIC MEETING WHEN THAT ITEM IS CONSIDERED BY THE ENTIRE CITY COUNCIL. THOSE WHO PROVIDE COMMENTS IN ANY MANNER SHOULD UNDERSTAND THAT THEIR COMMENTS MAY BECOME PART OF THE OFFICIAL RECORD AND SUBJECT TO REVIEW BY ALL PARTIES AND THE PUBLIC.

ADDRESSING THE COUNCIL: PUBLIC INPUT IS ALLOWED FOR ANY ITEM ON THE REGULAR AGENDA. NOTWITHSTANDING THE PRECEDING SENTENCE, THE PUBLIC INPUT PORTION AT THE START OF A CITY COUNCIL MEETING SHALL LAST NO MORE THAN 30 MINUTES AND WILL BE LIMITED TO TOPICS WHICH DO NOT INVOLVE THOSE REGULAR AGENDA ITEMS APPEARING LATER IN THE AGENDA AS PUBLIC INPUT WILL BE RECEIVED WHEN THAT ITEM IS UP FOR DISCUSSION. PERSONS ADDRESSING THE

Sioux Falls agenda stuff

COUNCIL SHALL USE THE MICROPHONE AT THE PODIUM. PLEASE STATE YOUR NAME AND UNLESS FURTHER TIME IS GRANTED BY THE COUNCIL, SHALL BE LIMITED TO THREE MINUTES.

LIVE BROADCASTS OF COUNCIL MEETINGS ON CITYLINK: INFORMATIONAL MEETINGS AIR LIVE ON TUESDAYS EACH MONTH AT 4 P.M. COUNCIL COMMITTEE MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH IMMEDIATELY FOLLOWING THE INFORMATIONAL MEETING. CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH AT 7 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY OF EACH MONTH AT 5 P.M. REGULAR MEETINGS OF THE CITY COUNCIL ARE ALSO ARCHIVED AND AVAILABLE FOR VIEWING ON DEMAND AT WWW.SIOUXFALLS.ORG. LINKS TO EACH MEETING'S VIDEO ARE POSTED ON THE MEETING MINUTES AND AGENDAS PAGE.

CLOSED CAPTIONING: CITY COUNCIL MEETINGS ARE CLOSE CAPTIONED ON CITYLINK.

CITYLINK REBROADCAST: INFORMATIONAL MEETINGS, COMMITTEE MEETINGS, AND CITY COUNCIL MEETINGS ON FRIDAYS AND SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS ON FIRST FRIDAY AND SUNDAY AFTER LIVE MEETING. GO TO "CITYLINK" AT WWW.SIOUXFALLS.ORG FOR SPECIFIC PROGRAMMING TIMES.

Pennington County Commission Agendas

The Pennington County Board of Commissioners cordially invites the public to be active participants in their local government. The Board meets on the first and third Tuesdays of each month at 9:00 am in the Commissioners Meeting Room of the Pennington County Courthouse located at 315 Saint Joseph, Rapid City, SD.

The Board of Commissioners wishes to provide a formal opportunity for citizens' to address their concerns with the County. Action will not be taken at a Commission meeting on issues not properly noticed on the agenda. Any individual shall be entitled to be placed on the official agenda of a regular meeting of the Commission and be heard concerning matters within the scope of the Commission's jurisdiction. All agenda submissions are subject to approval by the Board Chairman.

To submit an item for a County Commission Agenda, a written request must be submitted to the Commission Office. Requests may be hand delivered, emailed or mailed thru the postal service. Each request must include the following items:

1. Name
2. Address
3. Telephone
4. Email Address
5. A brief explanation of the situation/issue
6. What action you are requesting of the Board
7. Supporting documentation

Supporting documentation must be included with the original request. Late submission of such material may result in deferral of the speaking opportunity to a future meeting, in order to allow the Board an opportunity to review the material before the discussion.

All requests must be received no later than 4:00pm on the Wednesday prior to the meeting. If your request is not in by this time it will be considered for the next available Commission meeting.

You will be notified either by email or telephone of the scheduled Commission Meeting date and approximate time. On the preceding Thursday afternoon, hard copies of the agenda will be available on the County bulletin board or electronic copies are available at www.pennco.org.

Commission Meeting Day

Once your item is announced by the Chairperson, please stand and approach the podium. State your name for the record before making your comments. All hearings are recorded and televised. Discussion is limited to the subject being discussed, as listed on the Agenda.

If you have any additional questions or concerns, please contact the Commission Office at (605) 394-2171.



ACCEPTED
11/29/18
KW

FAXED BID:

**TO: FALL RIVER COUNTY HIGHWAY DEPT. FAX # 745-5912
PHONE # 745-5137**

DATE: 11/29/18

FROM: M. G. Oil **PHONE:** 605-431-5063

BID FOR: E1087

AMOUNT OF BID: E1087 - 1.9994 per gallon
(This bid includes all appropriate taxes and fees)

Signed By: [Signature]

Note: all faxed bids must be received in the Fall River County Highway Dept. office at the above number before 9:00 a.m. to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax back this form with the words; "Decline todays bid." On the line designated for the Bid Amount.

Thank You

FAXED BID:

TO: FALL RIVER COUNTY HIGHWAY DEPT. FAX # 745-5912
PHONE # 745-5137

DATE: 11-29-18

FROM: Nelson's Oil & Gas, Inc.

PHONE: 745-4189
~~745-5137~~

BID FOR: 8000 gallons E-10 gasoline

AMOUNT OF BID: \$ 2.02 / gallon
(This bid includes all appropriate taxes and fees)

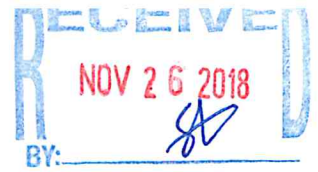
Signed By: [Signature]
Richard Nelson

Note: all faxed bids must be received in the Fall River County Highway Dept. office at the above number before 9:00 a.m. to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax back this form with the words; "Decline today's bid." On the line designated for the Bid Amount.

Thank You

Deliver Tomorrow



United States Department of the Interior



BUREAU OF LAND MANAGEMENT
North Central Montana District
Division of Oil and Gas
1220 38th Street N
Great Falls, MT 59405
<http://www.blm.gov/montana-dakotas>

In Reply Refer To:

March 12, 2019 Comp Sale
3160 (MT00200)

November 20, 2018

Dear Reader:

The Bureau of Land Management (BLM) received Expressions of Interest to sell Federal oil and gas leases on 271 parcels of Federal minerals in a future lease sale. The parcels are located within the Billings, Dillon, Glasgow, Havre, Miles City, North Dakota, and South Dakota Field Office areas. The Environmental Assessment and recommended stipulations for the 271 parcels is posted on the BLM ePlanning website for a 30-day comment period starting on November 21, 2018. Written comments must be postmarked by December 21, 2018 to be considered. Comments may be submitted using one of the following methods:

Electronic: BLM e-Planning website – <https://eplanning.blm.gov>

- Use the “Text Search” tab with the below State/Office/Document Type/Fiscal Year -Click Search and select DOI-BLM-MT-0000-2018-0007EA 2019 March Oil and Gas Lease Sale from the search result below.
- Click “Documents” on the left hand side of the screen to display documents available for review.
- Click “Comment on Document” on the right hand side of the screen to submit comments.

GREENFIELD ROTERT | LAW

GREGG GREENFIELD ATTORNEY

DIRECT 605-275-5289

CELL 605-351-9506

EMAIL ggreenfield@grlaw.us

RUSSELL GREENFIELD ATTORNEY

DIRECT 605-275-5277

EMAIL rgreenfield@grlaw.us

November 26, 2018

Steven R. Blair
Assistant Attorney General
1302 East Hwy 14, #1
Pierre, SD 57501
*Counsel for Department of Environment and
Natural Resources*

Quinto Ranch LLC
Brad Thomsen, Member
PO Box 69
Edgemont, SD 57735
Petitioner-Intervenor

Fall River County Board of Commissioners
Sue Ganje, Auditor
906 N. River Street
Hot Springs, SD 57747
Petitioner-Intervenor

Charles McGuigan
Chief Deputy Attorney General
1302 E. Hwy 14, #1
Pierre, SD 57501
Counsel, Brd. Of Minerals and Environment

Eckard Water Company
Brad Thomsen, President
PO Box 538
Edgemont, SD 57735
Petitioner-Intervenor

Susan R. Henderson
PO Box 731
Edgemont, SD 57735
Petitioner-Intervenor

Max Main
Bennett Main Gubbrud & Willert, P.C.
618 State Street
Belle Fourche, SD 57717
Counsel for Applicant

SHERRI ROTERT ATTORNEY

DIRECT 605-275-5246

CELL 605-310-1395

EMAIL sroterter@grlaw.us

CHRIS MADSEN ATTORNEY

DIRECT 605-275-5267

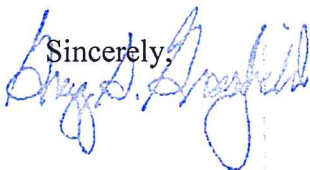
CELL 605-321-7798

EMAIL cmadsen@grlaw.us

Re: Case No. 5-2017

Enclosed for each of you is a copy of the Findings of Fact, Conclusions of Law and Order in the above-referenced case.

Sincerely,



Gregg S. Greenfield

Enclosure

STATE OF SOUTH DAKOTA
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
BOARD OF MINERALS AND ENVIRONMENT

IN THE MATTER OF THE APPLICATION
OF PETER K. ROOSEVELT, DENVER, CO,
FOR APPROVAL OF A PERMIT TO
INJECT PRODUCTION WATER INTO
THE EXISTING 2-33 ALKALI FEDERAL
WELL LOCATED IN THE NW $\frac{1}{4}$ NE $\frac{1}{4}$
SECTION 33, TOWNSHIP 11 SOUTH,
RANGE 1 EAST, IN FALL RIVER
COUNTY, ABOUT EIGHTEEN MILES
SOUTHWEST OF EDGEMONT, SD, TO
INJECT PRODUCTION WATER IN THE
UNCONSOLIDATED SAND OF THE
MINNELUSA FORMATION FOR SALT
WATER DISPOSAL.

OIL AND GAS
CASE NO. 5-2017

FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER

COPY

A contested case hearing was held before the South Dakota Board of Minerals and Environment ("Board") on October 18, 2018, in Pierre, South Dakota, on the above-captioned application of Peter K. Roosevelt ("Roosevelt").

Prior to the commencement of the hearing, the Chairman of the Board appointed Gregg Greenfield to act as Hearing Chair. Assistant Attorney General Steven R. Blair appeared on behalf of the Department of Environment and Natural Resources ("Department"). Attorney Max Main appeared on behalf of Roosevelt. Petitioners Eckard Water Company, Quinto Ranch, LLC, Susan R. Henderson and Fall River County Board of Commissioners (collectively the "Petitioners") did not appear at the hearing.

Based upon the application, the recommendation of the Secretary of the Department, and the testimony, evidence and arguments presented at the hearing, the Board makes and enters the following:

FINDINGS OF FACT

1. Roosevelt's application was filed with the Department on October 19, 2015.
2. Roosevelt's application and supporting documentation are complete in all respects and contain all required and requested information.
3. The Department caused due and proper Notice of Recommendation for a Permit to Inject to be given and published as required by law. The Notice recommended approval of the application, with conditions.
4. Petitioners all submitted documents that were accepted by the Department as petitions requesting a hearing on the application.
5. The hearing on the application was scheduled for October 18, 2018. Roosevelt gave proper and timely notice of the time, date and location of the hearing to all persons whose property may be affected by the hearing by mailing copies of the Notice of Contested Case Hearing, and copies of the Notice of Recommendation, by certified mail, return receipt requested, to such persons. An affidavit declaring that the Notice of Contested Case Hearing and the Notice of Recommendation were mailed, with the certified mail return receipts attached, was filed with the Department.
6. The Notice of Recommendation was published in the Fall River County Herald on April 12, 2018, and in the Hot Springs Star on April 11, 2018. Affidavits of publication were filed with the Department.
7. Petitioners did not appear at the hearing or present any evidence at the hearing.
8. Roosevelt's application requests a permit to inject production water into the existing 2-33 Alkali Federal well located in the NW1/4NE1/4 of Section 33, T11S, R1E, B.H.M., Fall River County.

9. The 2-33 Alkali Federal well was completed with 268 feet of 8 5/8-inch steel surface casing, cemented to protect underground sources of drinking water, and 3,679 feet of 5 1/2-inch steel production casing, cemented to protect underground sources of drinking water. The injection zone will be in the Unconsolidated Sand of the Minnelusa Formation.

10. Injection water will be produced water from the 3-33R Alkali Federal well producing from the 2nd Leo Member of the Minnelusa Formation.

11. There are no active or plugged water wells in the one-half mile area of review, or the calculated radius of influence, around the 2-33 Alkali Federal well.

12. All plugged and abandoned oil and gas wells within the one-half mile area of review around the 2-33 Alkali Federal well are constructed such that injection into the 2-33 Alkali Federal well will not affect any underground sources of drinking water.

13. The Secretary of the Department recommends granting a 3,150 foot radius aquifer exemption in the Minnelusa Formation around the proposed injection well.

14. The proposed aquifer exemption does not currently serve as a source of drinking water.

15. The proposed aquifer exemption has a total dissolved solids content of more than 3,000 and less than 10,000 milligrams per liter, and is not expected to supply a public water supply system.

16. The proposed aquifer exemption cannot now, and will not in the future, serve as a source of drinking water because it is situated at a location which makes recovery of water for drinking water purposes economically or technologically impractical.

17. The Department calculated the radius of influence of the proposed injection to be 3,066.8 feet, which is less than the requested 3,150 foot radius aquifer exemption.

18. The proposed aquifer exemption is approximately 34.82 miles southwest of Hot Springs, South Dakota, where the Minnelusa recharge area is located.

19. The proposed aquifer exemption is approximately 18 miles southwest of Edgemont, South Dakota, the nearest city of significant population.

20. The proposed aquifer exemption is approximately 12 miles southwest of the nearest public water supply system.

21. The proposed aquifer exemption is approximately 2.8 miles north of the nearest identified water well.

22. The 2-33 Alkali Federal well is located on USDA Forest Service property, making the area unlikely to be developed for residential use.

23. The Madison Formation is the principal underground source of drinking water in the area of the proposed aquifer exemption, and is estimated to have 9,811,200 acre-feet of recoverable water in Fall River County.

24. The estimated cost of drilling a Madison water well is approximately \$92,840 more than drilling a Minnelusa water well in Fall River County, however, the superior water quality in the Madison makes it the preferred drinking water aquifer in the county.

25. If a drinking water well were drilled at the location of the proposed aquifer exemption, the cost to build a pipeline to transport the water to the nearest residential location would be \$839,520. The cost to build a pipeline to transport the water to the nearest public water supply would be \$3,352,800.

26. Based on the Fall River County population trends and the amount of available water in the Madison aquifer, there is a sufficient quantity of water available in the Madison aquifer to serve the current and estimated future population of Fall River County without the development of the exempted portion of the Minnelusa Formation.

27. The proposed injection will not cause any degradation of fresh water resources or other mineral resources.

28. The Secretary of the Department recommends approval of the application, with the following conditions:

- 1) Injection operations authorized under the permit to inject must be conducted in accordance with SDCL Chapter 45-9, ARSD 74:12 and any applicable orders or rules promulgated by the Board;
- 2) Total number of barrels injected during the life of the permit may not exceed 8,212,500 barrels of water;
- 3) The maximum injection rate must not exceed 750 barrels of water per day;
- 4) The life of the permit may not exceed 30 years or such time as the quantity limitations in 28(2) above are reached, whichever is earlier;
- 5) The maximum pressure must not exceed 550 pounds per square inch surface pressure during injection operations;
- 6) Prior to the commencement of injection, the Secretary's recommended Aquifer Exemption for this operation must be approved by the United States Environmental Protection Agency;
- 7) A mechanical integrity test must be successfully conducted prior to the commencement of injection activity. The well must pass the mechanical integrity test at 1,000 pounds per square inch surface pressure. The operator is required to notify the Secretary a minimum of 72 hours prior to running a mechanical integrity test;
- 8) Once mechanical integrity is established, the well must be retested at least once every five years to ensure that mechanical integrity is maintained, unless the Department indicates differently;
- 9) If an unsuccessful pressure test occurs, the operator must cease operations immediately if it is determined the injection will threaten any underground source of drinking water. If the failure is not threatening ground water, the operator must

cease operations within 48 hours after receipt of the Department Secretary's notice, and take corrective action as soon as feasible. Corrective action options include repairing the well so that a successful test result can be obtained, plugging and abandoning the well, or any other action mandated or approved by the Department;

- 10) At all times, the injection well shall have an accurate, operating pressure gauge or pressure recording device and injection volume totalizer or volume recording device. The operator shall keep and maintain an accurate log of monitoring equipment readings which may be subject to review by the Department at any time.

Based on the foregoing Findings of Fact, the Board hereby makes and enters the following:

CONCLUSIONS OF LAW

1. The Board has jurisdiction over the parties to and the subject matter of this proceeding.
2. Roosevelt's application is complete.
3. All notices of the application and the hearing thereon, and all other notices required by law, were properly and timely given.
4. By not appearing at the hearing, Petitioners are in default.
5. By not appearing at the hearing, Petitioners waived and forfeited all due process rights they could have exercised at the hearing.
6. ARSD 74:12:07:24 grants the Secretary authority to grant an aquifer exemption under the administrative approval process found in ARSD ch. 74:12:09. Because this matter was heard by the Board as a contested case hearing, the Board is required to grant state approval of the aquifer exemption.

Based on the foregoing Findings of Fact and Conclusions of Law, and good cause appearing therefor, it is hereby:

ORDERED, that Roosevelt's application be, and the same hereby is, granted, with the following conditions:

- 1) Injection operations authorized under the permit to inject must be conducted in accordance with SDCL Chapter 45-9, ARSD 74:12 and any applicable orders or rules promulgated by the Board;
- 2) Total number of barrels injected during the life of the permit may not exceed 8,212,500 barrels of water;
- 3) The maximum injection rate must not exceed 750 barrels of water per day;
- 4) The life of the permit may not exceed 30 years or such time as the quantity limitations in 28(2) above are reached, whichever is earlier;
- 5) The maximum pressure must not exceed 550 pounds per square inch surface pressure during injection operations;
- 6) Prior to the commencement of injection, the Secretary's recommended Aquifer Exemption for this operation must be approved by the United States Environmental Protection Agency;
- 7) A mechanical integrity test must be successfully conducted prior to the commencement of injection activity. The well must pass the mechanical integrity test at 1,000 pounds per square inch surface pressure. The operator is required to notify the Secretary a minimum of 72 hours prior to running a mechanical integrity test;
- 8) Once mechanical integrity is established, the well must be retested at least once every five years to ensure that mechanical integrity is maintained, unless the Department indicates differently;
- 9) If an unsuccessful pressure test occurs, the operator must cease operations immediately if it is determined the injection will threaten any underground source of drinking water. If the failure is not threatening ground water, the operator must cease operations within 48 hours after receipt of the Department Secretary's notice, and take corrective action as soon as feasible. Corrective action options include repairing the well so that a successful test result can be obtained, plugging

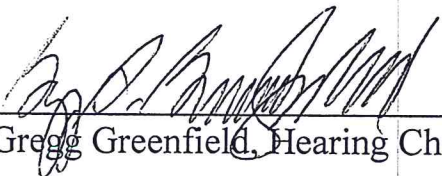
and abandoning the well, or any other action mandated or approved by the Department;

- 10) At all times, the injection well shall have an accurate, operating pressure gauge or pressure recording device and injection volume totalizer or volume recording device. The operator shall keep and maintain an accurate log of monitoring equipment readings which may be subject to review by the Department at any time.

IT IS FURTHER ORDERED, that the Secretary's proposed aquifer exemption be, and the same hereby is, approved and granted.

Dated and signed this 15th day of November, 2018.

**SOUTH DAKOTA BOARD OF
MINERALS AND ENVIRONMENT**

By  _____
Gregg Greenfield, Hearing Chairman