



Minnesota Department of Natural Resources

500 Lafayette Road
St. Paul, Minnesota 55155-40__

June 5, 2002

University of Minnesota
Attn: Gordon Girtz
410 Church Street SE
W169 Boynton Health Services
Minneapolis, MN 55455

Dear Mr. Girtz:

APPROPRIATION PERMIT 2000-6029, ONE WELL, HENNEPIN COUNTY

Enclosed is Permit 2000-6029, authorizing appropriation of water for the containment, removal, and treatment of ground-water contaminants on a continuous basis at the Minnesota Library Access Center (MLAC) located at 222-21st Avenue South, Minneapolis, Minnesota in the NW^{1/4}, Section 25, Township 29 North, Range 24 West.

Please read all permit conditions and limitations. As a condition of this permit you are required to install a flow meter to record the monthly and total volumes of water appropriated annually. A water use report will be sent to you each January for reporting the amounts for the previous year. The report and fee must be submitted by February 15 each year. The report and fee must be submitted as long as the permit is active, even if no water is used. Failure to submit the water use report and fee can result in the termination of your permit. Please do not send the report and fee until notified.

If you have any questions, please feel free to contact Evan Drivas at (651) 297-4604.

Sincerely,
DNR WATERS

John Linc Stine, Administrator
Water Management Section

JLS/ED:ed
Enclosure

c: Dale Homuth, Regional Hydrologist
Travis Germundson, Area Hydrologist
Ali Durgunoglu, Hennepin Conservation District
Evan Drivas, Ground Water Unit
Tom Frame, Middle Mississippi River WMO
Minneapolis Publics Works Director
Jennifer Force, Peer Environmental & Engineering Resources, Inc.
Central Office SWUDS



DNR Information: 651-296-6157 • 1-888-646-6367 • TTY: 651-296-5484 • 1-800-657-3929

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WATER APPROPRIATION PERMIT

500 Lafayette Road
St. Paul, MN 55155-4032

PERMIT 2000-6029
COUNTY HENNEPIN (27)

IN THE MATTER OF THE APPLICATION FOR APPROPRIATION OF WATERS OF THE STATE, PERMISSION IS HEREBY GRANTED TO:

PERMITTEE UNIVERSITY OF MINNESOTA	Authorized Agent Gordon Girtz						
Address 410 Church Street SE, W169 Boynton Health Services, Minneapolis, MN 55455 Phone (612) 626-3595							
To appropriate from one horizontal well in the Platteville Limestone (OPVL): Unique #641629, 6" diameter, 460 feet long, screened interval 112 feet to 460 feet. Point of Taking: SE1/4 NW1/4 NW1/4, Section 25, Township 29 North, Range 24 West.							
Purpose: The containment, removal and treatment of ground water contaminants. Discharge is to sanitary sewer under the authorization of Metropolitan Council Environmental Services or to the storm sewer under the authorization of a National Pollutant Discharge Elimination System (NPDES) permit. Use Code (271)							
Property described as: University of Minnesota Library Access Center Minneapolis SE1/4 NW1/4 NW1/4, Section 25, Township 29 North, Range 24 West, Hennepin County. Mississippi River (Metro) Watershed (20)							
Authorized Signature John Linc Stine <i>John Linc Stine</i>	<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;">Title</td> <td style="width: 50%; border: none;">Date</td> </tr> <tr> <td style="border: none;">Administrator</td> <td style="border: none;">6/5/02</td> </tr> <tr> <td style="border: none;">Water Management Section</td> <td style="border: none;"></td> </tr> </table>	Title	Date	Administrator	6/5/02	Water Management Section	
Title	Date						
Administrator	6/5/02						
Water Management Section							

This permit is granted subject to the following **CONDITIONS**:

1. **QUANTITY:**
 The Permittee is authorized to appropriate water at a rate not to exceed 140 gallons per minute. The total amount of water appropriated shall not exceed 1 acre feet or 74 million gallons per year.
2. **LIMITATIONS:**
 - (a) Any violation of the terms and provisions of this permit and any appropriation of the waters of the state in excess of that authorized hereon shall constitute a violation of Minnesota Statutes, Chapter 103.
 - (b) This permit shall not be construed as establishing any priority of appropriation of waters of the state.
 - (c) This permit is permissive only. No liability shall be imposed upon or incurred by the State of Minnesota or any of its employees, on account of the grant hereof or on account of any damage to any person or property resulting from any act or omission of the Permittee relating to any matter hereunder. This permit shall not be construed as estopping or limiting any legal claims or right of action of any person other than the state against the Permittee, for any damage or injury resulting from any such act or omission, or as estopping or limiting any legal claim or right of action of the state against the Permittee, for violation of or failure to comply with the provisions of the permit or applicable provisions of law.
 - (d) In all cases where the doing by the Permittee of anything authorized by this permit shall involve the taking, using, or damaging of any property, right, interests of any other person or persons, or of any publicly owned lands or improvements thereon or interests therein, the Permittee, before proceeding thereon shall obtain the written consent of all persons, agencies, or authorities concerned, and shall acquire all property, rights, and interests necessary therefore.
 - (e) This permit shall not release the Permittee from any other permit requirements or liability or obligation imposed by Minnesota Statutes, Federal Law or local ordinances relating thereto and shall remain in force subject to all conditions and limitations now or hereafter imposed by law.
 - (f) Unless explicitly specified, this permit does not authorize any alterations of the beds or banks of any public (protected) waters or wetlands. A separate permit must be obtained from the Department of Natural Resources prior to any such alteration.

(over, please)

3. PERMITTEE'S RESPONSIBILITIES:

(a) MONITORING.

The Permittee shall equip each installation for appropriating or using water with a flow meter, unless another method of measuring the quantity of water appropriated to within ten (10) percent of actual amount withdrawn is approved by the Department.

(b) REPORTS.

Monthly records of the amount of water appropriated or used shall be recorded for each installation. Such readings and the total amount of water appropriated or used shall be reported annually to the Director of DNR Waters, on or before February 15 of the following year, upon forms supplied by the Division. Any processing fee required by law or rule shall be submitted with the records whether or not any water was appropriated during the year. Failure to report shall be sufficient cause for terminating the permit 30 days following written notice.

© TRANSFER OR ASSIGNMENT.

Any transfer or assignment of rights, or sale of property involved hereunder shall be reported within 90 days thereafter to the Director of DNR Waters. Such notice shall be made by the transferee (i.e., new owner) and shall state the intention to continue the appropriation as stated in the permit. This permit shall not be transferred or assigned except with the written consent of the Commissioner.

(d) MODIFICATION.

The Permittee must notify the Commissioner in writing of any proposed changes to the existing permit. This permit shall not be modified without first obtaining the written permission from the Commissioner.

4. COMMISSIONER'S AUTHORITY:

(a) The Commissioner may inspect any installation utilized for the appropriation or use of water. The Permittee shall grant access to the site at all reasonable times and shall supply such information concerning such installation as the Commissioner may require.

(b) The Commissioner may, as he/she deems necessary, require the Permittee to install gages and/or observation wells to monitor the impact of the Permittee's appropriation on the water resource and require the Permittee to pay necessary costs of installation and maintenance.

© The Commissioner may restrict, suspend, amend, or cancel this permit in accordance with applicable laws and rules for any cause for the protection of public interests, or for violation of the provisions of this permit.

5. PUBLIC RECORD:

All data, facts, plans, maps, applications, annual water use reports, and any additional information submitted as part of this permit, and this permit itself are part of the public record and are available for public inspection at the offices of the Division of Waters. The information contained therein may be used by the Division as it deems necessary. The submission of false data, statements, reports, or any such additional information, at any time shall be deemed as just grounds for revocation of this permit.

6. WETLAND CONSERVATION ACT:

Where the work authorized by this permit involves the draining or filling of wetlands not subject to DNR jurisdiction, the permittee shall not initiate any appropriation under this permit until the permittee has obtained official approval from the responsible governmental unit as required by the Minnesota Wetland Conservation Act.

7. WELL ABANDONMENT:

The permittee shall notify the Minnesota Department of Health prior to abandoning, removing, covering, plugging or filling the well(s) from which the authorized appropriation was made. The well(s) must be abandoned by a licensed well driller and in accordance with the procedures required under the Minnesota Department of Health Water Well Code (4725.2500 - 4725.2900).

8. DISCHARGE:

This permit is valid only in conjunction with all required discharge authorizations. The permittee must submit copies of discharge authorizations and agreements, and report termination of same to DNR Waters.

9. CONSERVATION:

The permittee shall, whenever practical and feasible, provide for the reuse of discharge water and employ water conservation measures.

10. INTERFERENCE:

If notified by the Division of Waters that well interference is suspected and probable from your appropriation, based on confirmation of a formal well interference complaint, all appropriation authorized by this permit must cease immediately until the interference is resolved. The permittee may be required to obtain domestic well information within a radius of one and one half miles of the production well should well interference problems develop.

c: Dale Homuth, Regional Hydrologist
Evan Drivas, Ground Water Unit
Travis Germundson, Area Hydrologist
Tom Frame, Middle Mississippi NMO
Ali Durgunoglu, Hennepin Conservation District
Minneapolis Public Works Director
Jennifer Force, Peer Environmental & Engineering Resources, Inc.
Central Office SWUDS

PERMIT NO. 2000-6029

APPROPRIATION AND USE OF WATER 1 WELL

WORK IN THE BEDS OF PUBLIC WATERS

HAS BEEN ISSUED TO

UNIV. OF MINNESOTA

By the COMMISSIONER MLAC
MINNESOTA DEPARTMENT OF NATURAL RESOURCES

222-21ST AVE SOUTH
EXPIRATION DATE _____

MPLS

POST CONSPICUOUSLY AT PROJECT SITE