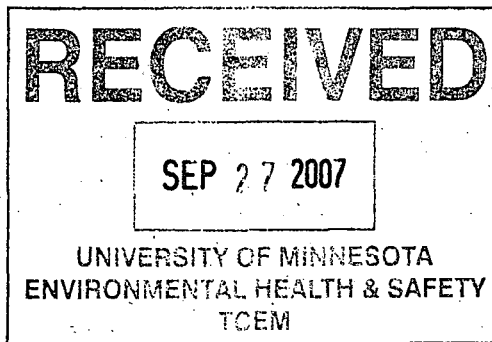




Minnesota Department of Natural Resources
DNR Waters, Central Region - 1200 Warner Road, St. Paul, MN 55106-6793
Telephone: (651) 772-7910 Fax: (651) 772-7977

September 24, 2007

Andrew Phelan, Assistant Director
University of Minnesota
501 23rd Ave. SE
Minneapolis, MN 55455



RE: DNR Water Appropriation Permit No. 2007-0669, University of Minnesota Aquatic Center,
Groundwater Dewatering, City of Minneapolis, Hennepin County

Dear Mr. Phelan:

Enclosed is DNR Water Appropriation Permit No. 2007-0669, authorizing the appropriation of 106 million gallons of water per year for groundwater dewatering in the NE $\frac{1}{4}$ of Section 25, Township 29 North, Range 24 West in Hennepin County.

As your office has been previously advised, Minnesota Statutes, Section 103G.301, Subd. 2 was recently amended by the legislature to require that water users pay the actual cost of processing water use permits that exceed 100 million gallons per year, rather than a standard application fee. When procedures are developed to process such fees, your office will be billed for these costs. These fees must be paid within 30 days of your receipt of the invoice, or this permit will be terminated.

Please read all permit conditions and limitations. As a condition of this permit you are required to install a flow meter and record 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 must be submitted with a processing fee by February 15 each year. 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 regarding your permit, please contact Area Hydrologist Kate Drewry at 651-772-7919.

Sincerely,

Dale Homuth
Regional Hydrologist

Enclosure

c: City of Minneapolis, Craig Allison
Mississippi WMO, Doug Snyder
Hennepin County Environmental Services, Joel Settles
Hennepin Conservation District, Stacey Puranen

University of Minnesota, Van-Anh T. Tang
Central Office Appropriation Permits
Central Office SWUDS

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





WATER APPROPRIATION PERMIT

PERMIT NUMBER 2007-0669
COUNTY Hennepin (27)

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

PERMITTEE (landowner or lessee) University of Minnesota	Business Name and/or Authorized Agent Aquatic Center/ Attn: Andrew Phelan, Assistant Director	
Address 50123 rd Avenue SE, Minneapolis, Minnesota 55455 Phone: 612-626-7744		
To appropriate from: Ground water via one well pit using a stationary sump pump with discharge to City of Minneapolis storm sewer system. Point of Taking: NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE 1/4, Section 25, Township 29 North, Range 24 West. UTM: E481924, N4980252		
Purpose: Removal of groundwater that enters the lower level of the Aquatic Center building. Use Code (266) - dewatering		
Property <u>owned</u> (point of taking and project area): NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE 1/4, Section 25, Township 29 North, Range 24 West. Mississippi River-Metro Watershed (20)		
Authorized Signature Dale Homuth <i>Dale Homuth</i>	Title Regional Hydrologist	Date 9-24-2007

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

1. QUANTITY:

The Permittee is authorized to appropriate water at a rate not to exceed 200 gallons per minute.
The total amount of water appropriated shall not exceed N.A. acre-feet or 106 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 103G.
- (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 granting 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, rights or interests of any other person or persons, or of any publicly owned lands or improvements thereon or interests therein, the Permittee, before proceeding therewith, 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)