

HOW TO INTERVENE IN A MINING OR WATER PERMIT CASE (September 2026)

PERMIT TYPE	Water Rights Permit	Mine Permit
GOVERNING BODY	Water Management Board	Board of Minerals & Environment
PETITION & COMMENT DEADLINE	TEN days from date of public notice publication	TWENTY days from date of public notice publication
HOW TO COMMENT	Online or by U.S. Mail	Online or by U.S. Mail
HOW TO INTERVENE— PETITION FORMAT	Intervention petitions must use a form that is available online and/or requested from the Chief Engineer of the DANR Water Rights division (see below). The form MUST be printed out & mailed or hand-delivered.	Intervention petitions can be a hand written or typed letter (no form necessary) but MUST be hard-copy (no online submission).
PETITIONS— METHOD OF DELIVERY	Petitions must be delivered by U.S. Mail, postmarked on or before the due date. Be sure to have mail postmarked at the postal counter for the correct date! Can also be hand-delivered to the DANR Water Rights division in Pierre. A copy should also be mailed to the company/person who applied for the permit (Powertech).	Petitions must be delivered by U.S. Mail, postmarked on or before the due date. Be sure to have mail postmarked at the postal counter for correct date! Can also be hand-delivered to the DANR Minerals, Mining, and Superfund program in Pierre. A copy should be mailed to the applicant (Powertech).
PETITIONS— WHAT TO INCLUDE	Form includes the following: • Your name & address • The permit/matter you're petitioning about • Why you are opposed to permit approval • That approval will cause unique injury to you that is different than injury to the public at large • That injury impairs existing domestic uses & water rights and/or use of the water is not a beneficial use or in the public interest as defined by SD law • Form is available here: https://danr.sd.gov/public/PetitionForm.pdf	• Your name & address • The permit/matter you're concerned with and <u>that you want to intervene</u> • What action you want the Board to take (approve/deny/ place conditions on permit) • Relevant facts/issues you want to raise (BRIEFLY!) • Your signature & the date