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MARTY J. JACKLEY
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JUN 25 2026

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BRENT K. KEMPEMA
CHIEF DEPUTY

June 24, 2026

Paul W. Tschetter
Joseph M. Dylla
Attorneys at Law
300 South Main Avenue
P.O. Box 5015
Sioux Falls, SD 57117-5015
Counsel for City of Milbank

Reed Mahlke
Attorney at Law
1441 6th Street, Suite 200
Brookings, SD 57006
Counsel for Grant Roberts Rural Water System

Craig or Joe Arthur
16116 456th Avenue
Watertown, SD 57201

David M. McVey
Assistant Attorney General
1302 East SD Highway 1889, Suite 1
Pierre, SD 57501-8501
Counsel for Water Management Board

Re: *In the Matter of Water Permit Application No. 8990-3, City of Milbank*

To Whom it May Concern:

Enclosed please find a copy of the Chief Engineer's Disclosure of Expert Witnesses, Chief Engineer's Disclosure of Witnesses and Exhibits, and Certificate of Service in the above-entitled matter.

Respectfully,

/s/ *Emily M. Greco*

Emily M. Greco
Assistant Attorney General

EMG/mn

Enclosures

cc w/encs: ✓ Adam Mathiowetz, Chief Engineer, DANR Water Rights Program
(originals by interoffice mail)
Amanda Dewell, DANR Water Rights Program
(Amanda.Dewell@state.sd.us)

STATE OF SOUTH DAKOTA
DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES
WATER MANAGEMENT BOARD

OFFICE OF
WATER

IN THE MATTER OF WATER PERMIT
APPLICATION NO. 8990-3,
CITY OF MILBANK

) CHIEF ENGINEER'S DISCLOSURE OF
) WITNESSES AND EXHIBITS
)

Pursuant to the Procedural and Scheduling Order dated June 15, 2026, the Chief Engineer and Water Rights Program hereby provide its list of witnesses and exhibits.

WITNESS LIST

1. Kim Drennon, Engineer, South Dakota Department of Agriculture and Natural Resources, Water Rights Program. Ms. Drennon will testify regarding her Report to the Chief Engineer on Water Permit Application No. 8990-3.

2. Adam Mathiowetz, Chief Engineer, South Dakota Department of Agriculture and Natural Resources, Water Rights Program. Mr. Mathiowetz will testify regarding the recommendation of approval of this application. He will also testify to the nature and hydrology of the Antelope Valley aquifer.

The witnesses may be contacted at:

South Dakota Department of Agriculture and Natural Resources
Water Rights Program
523 East Capitol Avenue
Pierre, South Dakota 57501
(605) 773-3352

EXHIBIT LIST

Exhibit 1: Administrative record of Water Permit Application No. 8990-3. The paper file is available for review upon request. The majority of its contents are available online at <https://danr.sd.gov/public/ccdocs.aspx?CCID=CCID128>.

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Exhibit 2: Curriculum Vitae of Kim Drennon.

Exhibit 3: Curriculum Vitae of Adam Mathiowetz.

Exhibits 2 and 3 are provided with the Chief Engineer's expert witness disclosure.

Dated this 24th day of June 2026.

/s/ Emily M. Greco

Emily M. Greco

Assistant Attorney General

1302 East SD Highway 1889, Suite 1

Pierre, South Dakota 57501-8501

Telephone: (605) 773-3215

Email: emily.greco@state.sd.us

Counsel for Water Rights Program, DANR

pld_emg Water Board – 8990-3 City of Milbank – Disclosure of Witnesses and Exhibits (mn)

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STATE OF SOUTH DAKOTA
DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES
WATER MANAGEMENT BOARD

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IN THE MATTER OF WATER PERMIT	)	CHIEF ENGINEER'S DISCLOSURE OF
APPLICATION 8990-3,	)	EXPERT WITNESSES
CITY OF MILBANK	)	

Pursuant to the Procedural and Scheduling Order dated April 15, 2026, the Chief Engineer and Water Rights Program hereby provide the names of its expert witnesses:

1. Kim Drennon, Engineer, South Dakota Department of Agriculture and Natural Resources, Water Rights Program. A copy of her report regarding this application and upon which the Chief Engineer's recommendation is based is provided with the Chief Engineer's Disclosure of Witnesses and Exhibits.

2. Adam Mathiowetz, Chief Engineer, South Dakota Department of Agriculture and Natural Resources, Water Rights Program. Mr. Mathiowetz has not authored a report in this matter. Mr. Mathiowetz adopts the recommendation of the previous acting Chief Engineer, which is provided with the Chief Engineer's Disclosure of Witnesses and Exhibits.

The curricula vitae for each of these individuals are attached hereto.

Dated this 23rd day of June 2026.

/s/ Emily M. Greco
Emily M. Greco
Assistant Attorney General
1302 East SD Highway 1889, Suite 1
Pierre, South Dakota 57501-8501
Telephone: (605) 773-3215
Email: emily.greco@state.sd.us
Counsel for Water Rights Program, DANR



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Education

South Dakota School of Mines and Technology, Master's Degree in Civil and Environmental Engineering, December 2018.

Dordt University: Bachelor of Science in Engineering, Civil Emphasis, May 2015
Senior Design Project: Water Resources Management for Esther School in Zambia, Africa

Experience

South Dakota Department of Agriculture and Natural Resources – Water Rights Program, *Natural Resources Engineer I-III*, January 2019 – Present

- Perform technical reviews of ground water permit applications.
- Provide information and guidance to other staff engineers on their technical duties.
- Peer review technical reports.
- Assist in management of the observation well network and QA/QC observation well data.
- Review and respond to constituent complaints regarding water rights/permits and wells
- Respond to inquiries from the public and state and federal agencies on aquifer, water well, lake, and water right information.
- Review well completion reports for compliance with South Dakota Well Construction Standards.
- Manage lake water level database, QA/QC and data management for 165 measured lakes.
- Train staff on basic surveying for lake water levels
- Provide expertise regarding aquifer performance test design and analysis. Examples include:
 - App. No. 8515-3 Riverview, LLP. Prairie Coteau aquifer.
 - App. No. 8586-3 Bret Fliehs, Lake Silt aquifer.
 - App. No. 8777-3 Poinsett Hutterian Brethren, Inc. Prairie Coteau aquifer.
 - App. No. 2025-1 JKRR Properties, Madison aquifer flowing well.

Skills and Certifications

Engineer Intern certified May 2015, State of Iowa.

Continuing Education

Midwest GeoSciences Program: Pumping Tests for Aquifer Evaluation. Summer 2024.

Association of State Dam Safety Officials Certificate of Participation. 2022 HEC-RAS Training.

Testimony before the Water Management Board

- May, 2026 on the Tulare: Western Spink Hitchcock aquifer applications held since 2015.
- December, 2025 on the Fully Appropriated Tulare: Western Spink Hitchcock and Tulare: East James aquifers.
- October, 2025 on App. No. 8777-3 Poinsett Hutterian Brethren, Inc. Prairie Coteau aquifer.
- May, 2023 on App. No. 2850-2 Elk Mountain Water Users Association, Inc. Madison aquifer.
- October, 2022, App. No. 2016-1 SD Ellsworth Development Authority. Madison aquifer.

ADAM MATHIOWETZ, PE



EDUCATION

M.S. Agricultural and Biosystems Engineering, South Dakota State University, 2011
–Thesis, Vegetative Treatment System Evaluation for Two Large Confined Animal Feeding Operations

B.S. Agricultural and Biosystems Engineering, South Dakota State University, 2009

LICENSURE

Registered Professional Engineer: #12461, State of South Dakota Board of Technical Professionals,
Expires: May 30, 2027

CAREER EXPERIENCE

Acting Chief Engineer – SD DANR-Water Rights Program (01/2026-present) Responsibilities

- Acting Water Rights Program administrator under direction of the Office of Water Division Director;
- Administer the State of South Dakota dam safety program;
- Advise the Water Management Board on the development, conservation, and allocation of the water resources of the State for the greatest public benefit;
- Administer the appropriation through making recommendations regarding water permit applications for appropriation of the water resources of the State to protect the public welfare and interest in development of the resources;
- Establish goals and monitor progress for team members, reviewing water permit applications, and assign staff to other tasks as needed;
- Provide technical assistance to members of the public, DANR staff, the Water Management Board, and other state and federal agencies;

Engineer IV – SD DANR-Water Rights Program (03/2012-01/2026) Responsibilities:

- Conduct groundwater investigations and investigate groundwater related complaints;
- Conduct water permit inspections for licensing;
- Prepare and peer review technical reports for groundwater permit applications;
- Provide information and technical assistance to the public regarding groundwater and wells;
- Provide technical assistance to the Chief Engineer regarding groundwater and wells;
- Provide technical assistance to the Water Management Board through evaluation of groundwater permit applications and interpretation of data from the statewide observation well network;
- Provide expert testimony to the Water Management Board on contested water permit applications;
- Review the work of staff in the Water Rights Program and assist with various engineering tasks or groundwater and wells training;
- Assist other staff in DANR with information regarding groundwater and wells;
- Primary manager of Water Rights Program summer seasonal employees measuring the observation well network;
- Oversee and review the work of the two Water Rights Program technicians;
- Review annual licensing for SD licensed water well drillers and pump installers;
- Review water well completion reports submitted to the Water Rights Program;
- Provide budgeting information regarding equipment needs for measurement and maintenance of observation well network;
- Review well design plan and specifications for the DANR-Environmental Funding and Drinking Water Programs as requested.

JUN 25 2026

OFFICE OF
WATER**PROFESSIONAL MEMBERSHIPS**

NSPE-SD – Central Chapter: member since 2019. Central Chapter Vice-President 03/2025 to present

SPECIAL PROJECTS

- Analyze aquifer performance test data for Water Permit Application Nos. 7537-3 for Bret Fliehs and 7930-3 for James Rand, and reviewed aquifer performance test report and data for Water Permit Application Nos. 2633B-2 for Southern Black Hills Water System, 8299-3 for Aberdeen Energy LLC., and two performance test reports for 8433-3 City of Lake Norden.
- Provide an independent review and analysis of and oversight of other Water Rights Program staff's review and analysis of aquifer performance test report and data for Water Permit Application No. 8515-3 Riverview LLP.
- Develop an MS Excel based random selection process for establishing priority of new applications for appropriation from fully appropriated aquifers.

TESTIMONY

Testified as a technical expert witness before the South Dakota Water Management Board since 2013. Cases since March 7, 2013, include:

- o Water Right No. 6187-3, Brett Jens
- o Application No. 8903-3, City of Dell Rapids
- o Application No. 8864-3, Big Sioux Community Water System
- o Application Nos. 8594A-3 and 8817-3, Merlin Vannorsdel
- o Application No. 8754-3, Lewis & Clark Regional Water System
- o Application No. 8797-3, Donald D. Benson
- o Application No. 8763-3, B&K Dairy
- o Application No. 8614-3, Lewis & Clark Regional Water System
- o Application No. 2834-2, Blake Burnham
- o Application No. 2833-2, Brian Burnham
- o Application No. 8527-3, Finley Family LLLP
- o Application No. 8433-3, City of Lake Norden
- o Application No. 2814-2, Jude Wildeman
- o Application No. 2805-2, R&J LLC
- o Application No. 2572A-2, Sheridan Lake Highlands Inc
- o Application No. 2633B-2, Southern Black Hills Water System
- o Application No. 8278-3, Sonstegard Food Company
- o Application No. 8308-3, Tom Hummel
- o Application No. 8293-3, Brian Schneck
- o Application No. 2758-2, Steffen Farms LLC
- o Application No. 8065-3, City of Hecla
- o Application No. 8002-3, Todd Block
- o Application No. 7828-3, Ryken Family Limited Partnership
- o Application No. 7520-3, JH Gunderson/GA Schiefen
- o Application No. 7610-3, Bret Fliehs
- o Application No. 7456-3, Lucas Family Investments
- o Application No. 2691-2, Chad Kehn

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STATE OF SOUTH DAKOTA
DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES
WATER MANAGEMENT BOARD

IN THE MATTER OF WATER PERMIT	)	
APPLICATION NO. 8990-3,	)	CERTIFICATE OF SERVICE
CITY OF MILBANK	)	

The undersigned hereby certifies that on June 23, 2026, originals of the Chief Engineer's Disclosure of Expert Witnesses and Chief Engineer's Disclosure of Witnesses and Exhibits were submitted, via interoffice mail, upon the following to be filed in the above-captioned matter:

Adam Mathiowetz, Chief Engineer
DANR – Water Management Board
Joe Foss Building
523 East Capitol Avenue
Pierre, SD 57501

Further, true and correct copies of the above-referenced documents were served by U.S. mail, first, class, postage prepaid, upon the following on this 23rd day of June 2026:

Paul W. Tschetter
Joseph M. Dylla
Attorneys at Law
300 South Main Avenue
P.O. Box 5015
Sioux Falls, SD 57117-5015
Counsel for City of Milbank

Reed Mahlke
Attorney at Law
1441 6th Street, Suite 200
Brookings, SD 57006
Counsel for Grant Roberts Rural Water System

Craig or Joe Arthur
16116 456th Avenue
Watertown, SD 57201

And on the same date copies were hand-delivered to David M. McVey, Assistant Attorney General, Counsel for Water Management Board, Office of the Attorney General, 1302 East SD Highway 1889, Suite 1, Pierre, South Dakota 57501-8501

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8501 and copies were emailed to Amanda Dewell, DANR Water Rights Program,
Amanda.Dewell@state.sd.us.

/s/ Emily M. Greco
Emily M. Greco
Assistant Attorney General
1302 East Highway 1889, Suite 1
Pierre, South Dakota 57501-8501
Telephone: (605) 773-3215
Email: emily.greco@state.sd.us
Counsel for Water Rights Program, DANR

pld_emg Water Board – 8990-3 City of Milbank – Certificate of Service (mn)