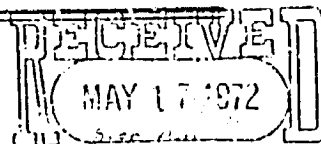


Water Right Number 1111-2

1. Considered JULY 12, 19 72
2. Name of Applicant TOWN OF WITTEN
3. Post Office Address _____
4. Amount of Water claimed .15
5. Source of Water supply GROUND WATER - DAKOTA SANDSTONE
6. Water to be used for MUNICIPAL
Acres to be irrigated _____
7. Water to be diverted and used in TRIPP County
at _____ miles _____ of in city limits
3. Proof of Publication
Received 102
Not Received _____
Approved _____
Subject to _____
Not Approved _____
Action Deferred _____
9. Application
10. Remarks:

No. 1111-2Water Division No. 2 WHITE RIVER District
(Blanks to be filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant Town of Witten, South Dakota
Postoffice address Witten County Tripp State South Dakota

I. If a corporation Municipal corporation(a) Name of same Town of Witten, South Dakota

(b) Date and place of incorporation

(c) Amount of capital stock

(d) Amount paid in

(e) Names and addresses of directors

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

(a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)

Contract

(b) Cash on hand, \$

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work Municipal well3. Amount of water claimed 0.16 cubic feet per second4. Source of water supply Dakota Sandstone5. Location of point of diversion North 50' of Lot 14, Block 5, First Addition
to Witten, South Dakota on Tripp County.6. Annual period or periods during which water is to be used continuously

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?

(a) Number of acres to be irrigated _____ acres.

(b) Legal subdivisions to be irrigated

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same may also be shown on accompanying map.)

(c) Statement as to domestic use (giving location, etc.) For municipal use

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

(a) Nature of use _____
Name any of the above uses claimed

(b) Amount of power to be generated _____ horse power.

Amount claimed for engine cooling

(c) Location of plant

(d) Method of developing power

(e) Point where water will be returned to stream

MAP NO. 944-2

8. Estimated cost of work:

(a) Head Gates, \$ _____ (b) Pumping plant, \$ _____
(c) Fluming, \$ _____ (d) Canal-earth, \$ _____ Reck, \$ _____
(e) Other structures _____ \$ _____ Total, \$ _____

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

II. Dimensions of works.

(a) Dam: Height _____ feet; length at bottom _____ feet; length at top _____ feet; thickness at bottom _____ feet; thickness at top _____ feet; slope at front water face _____; slope at back face _____ material used in construction _____
(b) Reservoir: Capacity when filled _____ acre feet. Surface area at highwater mark _____ acres.

DEPTH AT OUTLET- FEET	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	ACRE- FEET CAPACITY

(c)* Head gate: Width _____ feet; height _____ feet
Material _____

(d) Canal: Total length _____ miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work _____ 0.5 _____ years.
11. Time required for complete application of water to the proposed beneficial use _____ 1 _____ years.
12. Choice of newspaper for publication of notice of intention to appropriate _____
Winner Advocate

STATE OF SOUTH DAKOTA

County of _____ ss.

I, Clarence Harll, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

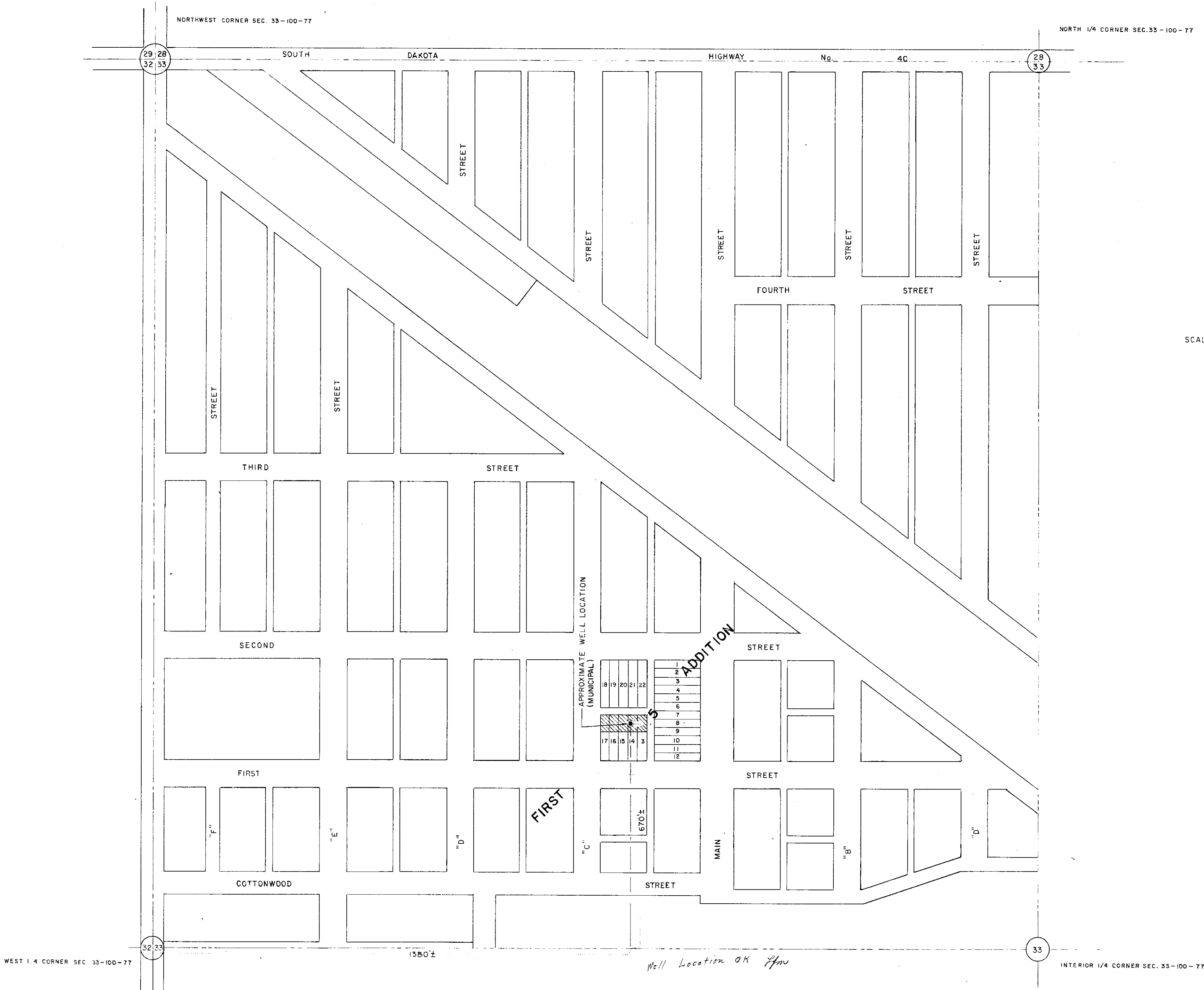
Signed Clarence Harll

Subscribed and sworn to before me this 12th day of May 1922

Wm. G. Bell, Clerk
Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device

TOWN OF WITTEN, SOUTH DAKOTA



SCALE 1" = 200'

SCHOELL, MADSON & VOSLER
ENGINEERS & SURVEYORS
HURON, SOUTH DAKOTA

I hereby certify that this is a true and correct representation of a survey of the location of the new municipal well on the North 50 feet of Lot 14, Block 5, First Addition to Witten, Tripp County, South Dakota, located in the Southeast Quarter of the Northwest Quarter of Section 33, Township 100 North, Range 77 West of the Fifth Principal Meridian and for which application for a permit to appropriate water is made for the use of the municipality of Witten, South Dakota within its corporate boundaries.

Jack T. Vosler
Jack T. Vosler, Land Surveyor - South Dakota Reg. No. 956

STATE OF SOUTH DAKOTA)
COUNTY OF BEADLE) SS

On this 14 day of April, A.D. 1972, before me, a Notary Public, personally appeared Jack T. Vosler, known to me to be a registered Land Surveyor and the person who executed the foregoing instrument, and he acknowledged to me that he executed the same.

Ronald J. Szabo
Notary Public, Beadle County, South Dakota

July 30, 1972
My Commission expires

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA

County of HUGHES } ss.

Pierre, South Dakota, AUGUST 17, 1972

This is to certify that the foregoing application was received by the Commission at 8:00 o'clock
a.m. upon the 17TH day of MAY, 1972.

State Water Resources Commission

By:

[Signature]
Chief Engineer, Executive Officer

Number of permit 1111-2

Date of first receipt of application MAY 17, 1972

Date of return to applicant for correction, amendments or changes required as follows: —, 19—

Date of receipt of corrected application —, 19—

Date from which applicant may claim right MAY 17, 1972

Approved JULY 12, 1972, Recorded in Book 12 Page 137

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before OCTOBER 12, 1972

2nd. The whole of said work is to be completed on or before JANUARY 12, 1973

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is JANUARY 12, 1974

4th. The water appropriated shall be used for the purpose of MUNICIPAL USE

5th. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed .16 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops to the extent of the best husbandry; and further, said appropriation must be limited to not more than one-fourth (1/4) of one cubic foot of water per second of time for each acre of land to which water is actually

USED FOR MUNICIPAL PURPOSES

and beneficially applied ~~on or before~~ JANUARY 12, 1974; said water to be used during the following described annual period:

CONTINUOUSLY

Witness my hand this 17TH day of AUGUST, 1972.

State Water Resources Commission

By:

[Signature]
Chief Engineer, Executive Officer

Certificate of Construction Issued APRIL 20, 1976

Water License Issued APRIL 20, 1976

9. (Continued)

III. Well Specifications

(a) Hole and casing 500' - 10" hole
1200' - 4 1/2" hole

Size of drill hole or excavation _____, Depth Total 1700+

Type of casing Steel - 500' grouted
 (wood, concrete, steel, etc.)

Size of casing 6" & 3", Thickness of casing 0.280" & 0.216"

Length of casing 500' & 1140' collection gallery, length, size and depth of gallery _____

(b) Screens 3/8" round hole
 Type of perforated screen Perforated casing pipe - @ 1 1/2" apart.

Size of perforated screen 3" 60'
 (diameter) (length)

Thickness of gravel pack _____, length of gravel pack _____

(c) Water Bearing Materials

Distance to water _____ Character of water bearing materials _____

90'+ from top of casing to static water level

1500'+ from top of casing to Dakota Sandstone

(These are estimated because well is not constructed)

Thickness of water bearing material 200'+

(d) Pump and Motor

Type of pump Submersible turbine pump
 (centrifugal, propeller, mixed flow, etc.)

Name of pump Red Jacket, size 1 1/2"

Kind of motor Submersible electric
 (gasoline, electric, diesel, etc.)

Horsepower 5, Name of Motor Franklin

(e) Complete well

Capacity 50 gpm at drawdown of 150'+ Estimated cost \$9,700

(f) Owner of land upon which well is located Town of Witten
 Name

Witten, South Dakota 57584
 Address

(g) Distance to nearest existing wells

On same owner's property _____ rods. On property owned by others 15 - 20 rods

Form 15.

Permit No. 1111-2

Water Diversion No. 2 WHITE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the Town of Witten

_____ the holder _____ of
Permit No. 1111-2, issued upon Application No. 1111-2, bearing date of priority of May 17, 1972
_____ authorizing the diversion of .16 cu. ft. per second of the waters of _____
ground water County of Tripp, State of South Dakota
in the North 50 feet of Lot 14, Block 5, 1st Addition to the
Town of Witten in the SE 1/4 SW 1/4, Section 30, T100N, R77W
_____, for municipal

purposes, has 6 complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use .16 cu. ft. per second of water.

Date April 20, 1976

By: WATER RIGHTS COMMISSION
John Hatch
JOHN HATCH, Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. ... 1111-2

(1) WHEREAS, On the 17th day of May A. D. 19 72
the Town of Witten

made Water Right Application No. 1111-2 for a permit to use .16 cubic feet per second of the waters
of ground water

County of Tripp, State of South Dakota, for municipal

purposes; and

(2) WHEREAS, On the 17th day of August A. D. 19 72
Permit No. 1111-2 with a date of priority of May 17, 1972

was issued to said applicant _____ for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 12th day of January A. D. 19 73 and for the
application to beneficial use of said water on or before the 12th day of January A. D. 19 74

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to completion of the construction of the water supply system and is entitled to divert .16 cubic feet
per second of water for beneficial use and.

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to the application of water to beneficial use of the following extent.

water is used for municipal use by the Town of Witten

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Town of Witten

~~xxx~~
the holder _____ and owner _____ of said permit No. 1111-2 a water right, dating from May 17, 1972
~~April 1, 1972~~
to use of 16 cubic feet per second of the waters
of ground water
in the County of Tripp and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at _____

in the North 50 feet of Lot 14, Block 5, 1st Addition to the
Town of Witten in the SE 1/4 SW 1/4, Section 30, T100N, R77W

and ~~conveyance~~ conducted through the Town water distribution system

for the purpose of municipal use

Subject to any limitations listed in Water Right Permit No. 1111-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 20th day of April A. D.
Nineteen Hundred and Seventy-six

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer Executive Officer

JOHN HATCH

No. 1111-2

Publish first publication, on or before June 16, 19 72

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

~~XXXXXX~~ May 22, 19 72

Notice is hereby given that the Town of Witten
whose post office address is _____, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use
.16 cubic feet of water per second of time from the artesian ground water through the
municipal well, the point of diversion of which is to be located in the _____

SW 1/4 SW 1/4
of Section 30, Twp. 100N, Range 77W. Said water to be used for the purpose
of providing irrigation on the following described land:
XXXXXX
municipal supplies for the Town of Witten.

This application No. 1111-2 will be considered by the Water Resources Commission at their office at
Pierre upon the 12th day of July, 19 72, at 2:00P. M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

By

EURTON F. JONES

Water Rights Specialist

cc: Mr. Clarence Euxil, Chairman, Town Board, Witten, S.D. 57584

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 1111-2

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Tripp) ss.

I, D. L. Gjornansen hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Winnipeg Advocate

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the

City of Winnipeg
County of Tripp and State of South Dakota;
that the said notice was published in said newspaper on the following
four dates:

May 31, 1972

June 7, 1972

June 14, 1972

June 21, 1972

D. L. Gjornansen
(Signature)

Publisher
(Title)

June 22, 1972
(Date Signed)

No. 1111-2
NOTICE INTENT TO
APPROPRIATE WATER
Pierre, South Dakota 57501

May 22, 1972
Notice is hereby given that the
Town of Witten, South Dakota,
has made an application in ac-
cordance with the provisions of
the water laws of South Dakota
for a permit to appropriate for
beneficial use .16 cubic feet of
water per second of time from
artesian ground water through
the municipal well, the point of
diversion is to be located in the
SE 1/4 SW 1/4 of Section 30, Twp.
110N, Range 77W. Said water to
be used for the purpose of
providing municipal supplies for
the Town of Witten.

This application No. 1111-2 will
be considered by the Water
Resources Commission at their
office at Pierre upon the 12th day
of July, 1972 at 2:00 p.m. All
interested persons may appear
and be heard.

WATER RESOURCES
COMMISSION

By: Burton F. Jones
BURTON F. JONES
Water Rights Specialist. (22-25)

RECEIVED
AUG 13 1972

STATE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTA

Permit No. 1111-2Water Division 2 White River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by Town of
Witten of Witten, S.D.K. holder
of Permit No. 1111-2, bearing date of priority of May 17, 1972
authorizing the diversion of .16 cu. ft. per second of the waters of Dakota Sandstone
for Municipal purposes, in Tripp County.

I have to report on the condition of the same as follows:

The Water Use System consists of,

A. Works used to divert the water:

Pump - Red Jacket Submersible Turbine 4 inch
Motor - submersible Electric - 5 Horse Power

B. Works used to transport water to place of use,

Pipe 4" diameter - 120' long

C. Works used to apply water to beneficial use.

Submersible Pump in well to 6000 gallon pressure tank.
To Town's Distribution System

The system is in the following condition: GoodThe point of diversion is located North 50 ft of lot 14, Block 5, First
Addition to Witten, South Dakota.The works are capable of diverting and conveying to the place of use .16cu. ft. per second of water which is to be used for Municipal UseWater has been put to beneficial use to the maximum extent as follows: Municipal SystemWell 1725 ft deepPressure Tank - 6000 Gallons.Pressure 60 PSI

comprising a total of _____ acres of land.

Date Feb 13, 1976

LeRoy J. Monahan
(Signature)