

No. 521-2Water Division No. 2

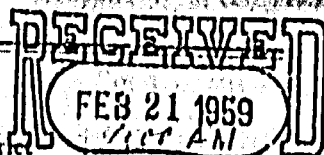
(Blanks to be filled by the Engineer for the W. R. C.)

vested right

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

1. Name of applicant City of Winner
 Postoffice address Winner, County Tripp, State S. D.

I. If a corporation Public Corporation(a) Name of same City of Winner(b) Date and place of incorporation May, 1909

(c) Amount of capital stock _____

(d) Amount paid in _____

(e) Names and addresses of directors Mayor Ben Vielt, Bob Leach, Howard Schramm, Dick Roddewig, Dick Nelson, Harold Anderson, Clint Truha.

(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 Velle No. 1-2-3-4-5-6-7-8-9-10-11-12-13-143. Amount of water claimed 5 million gallons 4.11 cfs sub. feet per second minute.4. Source of water supply Ground water5. Location of point of diversion shown on map accompanying this application.on bank Tripp County.6. Annual period or periods during which water is to be used continuously7. To be used for: Municipal purposes

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 must also be shown on accompanying map.)

(c) Statement as to domestic use (living location, etc.) _____

Domestic water for surrounding farmers Hauled from town sources.

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

(a) Nature of use Power-Fire protection-Public recreation-Stock watering
Name any of the above uses claimed(b) Amount of power to be generated None _____ horse power.Amount claimed for engine cooling 2 _____

(c) Location of plant _____

(d) Method of developing power * _____

(e) Point where water will be returned to stream _____

Map No. 506-2
See map 529-2

8. Estimated cost of work:

(a) Head Gates, \$..... Wells \$146,050..... (b) Pumping plant, \$.....
 (c) Pumping, \$..... (d) Canal-earth, \$..... Rock, \$.....
 (e) Other structures \$200,062,000.00..... \$..... Total, \$.....

9. Description of diversion works:

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

.....Valley with pipeline to city.....

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 1,000,000 gallons.....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 completed.....years.
 11. Time required for complete application of water to the proposed beneficial use completed.....years.
 12. Choice of newspaper for publication of notice of intention to appropriate.....

Winner Advocate

STATE OF SOUTH DAKOTA

County of Tripp } ss.

I, Ben M. Dault, 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 Ben M. Dault, Mayor

Subscribed and sworn to before me this 16th day of February 1957

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

Remarks by State Water Resources Commission:

"Vested Right Claimed"

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota,

November 5, 1959

This is to certify that the foregoing application was received by the Commission at 9:00 o'clock

A.m. upon the 21st day of February, 1959

State Water Resources Commission

By:

Joe Bruner

Chief Engineer, Executive Officer

Number of permit 521-2

Date of first receipt of application February 21, 1959

Date of return to applicant for correction, amendments or changes required as follows March 2, 1959

Date of receipt of corrected application March 30, 1959

Date from which applicant may claim right 444 cfs - 1910; 444 cfs - 1911; 278 cfs - 1921; 389 cfs - 1930; 113 cfs - 1936; 10 cfs - 1940; 278 cfs - 1948; 278 cfs - 1946; 10 cfs - 1947; 66 cfs - 1947

Approved November 5, 1959, Recorded in Book 5 Page 247

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

Completed, 10

2nd. The whole of said work is to be completed on or before Completed, 10

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

Completed, 10

4th. The water appropriated shall be used for the purpose of municipal purposes

for the City of Winner

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 4.11 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 in the exercise of the best husbandry, and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before Completed, 10; said water to be used during the following described annual period:

Continuously

Witness my hand this 5th day of November, 1959

State Water Resources Commission

By:

Joe Bruner

Chief Engineer, Executive Officer

Certificate of Construction Issued November 5, 1959

Water License Issued November 5, 1959

9. (Continued)

III. Well Specifications **#1 - 1920**

(a) Hole and casing

Size of drill hole or excavation **48"**, Depth **40'**

Type of casing **Galvanized Steel**
(wood, concrete, steel, etc.)

Size of casing **12"**, Thickness of casing **$\frac{1}{8}"$**

Length of casing **40'** If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen **Shutter**

Size of perforated screen **3/16** (diameter), **15'** (length)

Thickness of gravel pack **16"**, length of gravel pack **15'**

(c) Water Bearing Materials

Distance to water **12'** Character of water bearing materials **Sand and Gravel**

Thickness of water bearing material **15 ft.**

(d) Pump and Motor

Type of pump **Turbine**
(centrifugal, propeller, mixed flow, etc.)

Name of pump **Fairbanks, Morse**, size **6"**

Kind of motor **Electric**
(gasoline, electric, diesel, etc.)

Horsepower **5**, Name of Motor **Westinghouse**

(e) Complete well

Capacity **200 gal** at drawdown of **20'** Estimated cost **\$1600.00**

(f) Owner of land upon which well is located **CITY OF WINNER**
Name

WINNER, SOUTH DAKOTA
Address

(g) Distance to nearest existing wells **SHOWN ON MAP**

On same owner's property rods. On property owned by others rods

9. (Continued)

III. Well Specifications #2 Gallery Type — 1929

(a) Hole and casing

Size of drill hole or excavation 48" Depth 25' "

Type of casing Cement (wood, concrete, steel, etc.) 3 1/2 "

Size of casing Thickness of casing

Length of casing 50' If collection gallery, length, size and depth of gallery 48" Concrete Strainer Type

(b) Screens

Type of perforated screen

Size of perforated screen 3/16" X 48" X 40' (diameter) (length)

Thickness of gravel pack length of gravel pack

(c) Water Bearing Materials

Distance to water 15' Character of water bearing materials gravel

This Gallery Flows in Basin

Thickness of water bearing material 15'

(d) Pump and Motor

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

Name of pump size

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

Horsepower Name of Motor

(e) Complete well

Capacity 125 gal at drawdown of 25' Estimated cost 900

(f) Owner of land upon which well is located City of Winner Name

Winner, South Dakota Address

(g) Distance to nearest existing wells SHOWN ON MAP

On same owner's property rods. On property owned by others rods

Form 2A — Wells (Supplement to Form 2)

D. (Continued)

3 -- 1922

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 48" Depth 50'

Type of casing Concrete
(wood, concrete, steel, etc.)

Size of casing 18" Thickness of casing 4"

Length of casing 50' If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen Concrete

Size of perforated screen 18" 18'
(diameter) (length)

Thickness of gravel pack 18" length of gravel pack 20'

(c) Water Bearing Materials

Distance to water 10' Character of water bearing materials

..... Sand and Gravel

Thickness of water bearing material 30'

(d) Pump and Motor

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

Name of pump Ponoma size 6"

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

Horsepower 5 Name of Motor Westinghouse

(e) Complete well

Capacity 200 gal at drawdown of 10' Estimated cost \$1,100.00

(f) Owner of land upon which well is located City of Winner
Name

..... Winner, South Dakota
Address

(g) Distance to nearest existing well Shown on Map

On same owner's property 1500' rods. On property owned by others rods

9. (Continued)

Well No. 4 1930

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 48" , Depth 42'

Type of casing Armco Iron
(wood, concrete, steel, etc.)

Size of casing 48" , Thickness of casing $\frac{1}{4}$ "

Length of casing 41' If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen Monel Metal Shutter Type

Size of perforated screen 18" 20'
(diameter) (length)

Thickness of gravel pack 18" , length of gravel pack 20'

(c) Water Bearing Materials

Distance to water 10' Character of water bearing materials

..... Sand and Gravel

Thickness of water bearing material 30'

(d) Pump and Motor

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

Name of pump Pomona , size 6"

Kind of motor Vertical Electric
(gasoline, electric, diesel, etc.)

Horsepower 2 $\frac{1}{2}$, Name of Motor Westinghouse

(e) Complete well

Capacity 175 gal at drawdown of 10' Estimated cost \$1,000.00

(f) Owner of land upon which well is located City of Winner
Name

..... Winner, South Dakota
Address

(g) Distance to nearest existing wells

SHOWN ON MAP

On same owner's property rods. On property owned by others rods

9. (Continued)

WELL NO 5 - 1936

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 48" , Depth 42' 12"

Type of casing Cement Kelley Well
(wood, concrete, steel, etc.)

Size of casing 12" , Thickness of casing 2 1/2"

Length of casing 42' If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen Concrete Screen

Size of perforated screen 3/16 2 1/2" 42'
(diameter) (length)

Thickness of gravel pack 8" , length of gravel pack 20'

(c) Water Bearing Materials

Distance to water 15' Character of water bearing materials
Sand and Coarse Gravel

Thickness of water bearing material 20'

(d) Pump and Motor

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

Name of pump Pomona , size 4"

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

Horsepower 3 1/2 , Name of Motor Westinghouse

(e) Complete well

Capacity 150 Gal at drawdown of 15' Estimated cost \$900.00

(f) Owner of land upon which well is located City of Winner

Winner, South Dakota
Address

(g) Distance to nearest existing wells Shown on Map

On same owner's property rods. On property owned by others rods

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

Well No. 6

1940

(a) Hole and casing

Size of drill hole or excavation 48" , Depth 50'

Type of casing Cement Kelly Well
(wood, concrete, steel, etc.)

Size of casing 12" , Thickness of casing 2 1/2"

Length of casing 50' If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen 3/16 Cement Kelly Screen

Size of perforated screen 12" , 20'
(diameter) (length)

Thickness of gravel pack 8" , length of gravel pack 20'

(c) Water Bearing Materials

Distance to water 18' Character of water bearing materials
Sand and Gravel

Thickness of water bearing material

(d) Pump and Motor

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

Name of pump Pomona , size 4"

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

Horsepower 5 Name of Motor Westinghouse

(e) Complete well

Capacity 150 at drawdown of 20' Estimated cost \$900.00

(f) Owner of land upon which well is located City of Winner
Name

..... Winner, South Dakota
Address

(g) Distance to nearest existing wells Shown on Map

On same owner's property rods. On property owned by others rods

Form 2A -- Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

Well No. 7

940

(a) Hole and casing

Size of drill hole or excavation 48" , Depth 40'

Type of casing Galvanized Steel
(wood, concrete, steel, etc.)

Size of casing 12" , Thickness of casing 1/4"

Length of casing 40' if collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen Shutter

Size of perforated screen 1/2" 3/16" 15'
(diameter) (length)

Thickness of gravel pack 8" , length of gravel pack 15"

(c) Water Bearing Materials

Distance to water 12' Character of water bearing materials
Sand and Gravel

Thickness of water bearing material

(d) Pump and Motor

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

Name of pump Pomona , size 6"

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

Horsepower 3 , Name of Motor Westinghouse

(e) Complete well

Capacity 150 gal at drawdown of 20' Estimated cost 1200.00

(f) Owner of land upon which well is located City of Winner
Name

Winner, South Dakota
Address

(g) Distance to nearest existing wells Shown on map

On same owner's property rods. On property owned by others rods

9. (Continued) Well No. 8 1940

II. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 48" , Depth 40'
 Type of casing Kelly Cement
 (wood, concrete, steel, etc.)
 Size of casing 12" , Thickness of casing 2"
 Length of casing 40' If collection gallery, length, size and depth of
 gallery

(b) Screens

Type of perforated screen Cement
 Size of perforated screen 12" (diameter) , 20' (length)
 Thickness of gravel pack 12" , length of gravel pack 17'

(c) Water Bearing Materials

Distance to water 12' . Character of water bearing materials
 Sand and Gravel
 Thickness of water bearing material 12'

(d) Pump and Motor

Type of pump Turbine
 (centrifugal, propeller, mixed flow, etc.)
 Name of pump Pomona , size 6"
 Kind of motor Electric
 (gasoline, electric, diesel, etc.)
 Horsepower 2 , Name of Motor Westinghouse

(e) Complete well

Capacity 150 gal at drawdown of 15' . Estimated cost \$1200.00

(f) Owner of land upon which well is located City of Winner
 Name
 Winner, South Dakota
 Address

(g) Distance to nearest existing wells Shown on map

On same owner's property rods. On property owned by others rods

9. (Continued)

Well No. 9 1941

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 48" , Depth 45'

Type of casing Steel
(wood, concrete, steel, etc.)

Size of casing 12" , Thickness of casing 3/16

Length of casing 45' If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen Shutter

Size of perforated screen 12" (diameter) , 15' (length)

Thickness of gravel pack 8" , length of gravel pack 15'

(c) Water Bearing Materials

Distance to water 20' Character of water bearing materials
Sand and Gravel

Thickness of water bearing material

(d) Pump and Motor

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

Name of pump Pomona , size 4"

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

Horsepower 2 , Name of Motor Westinghouse

(e) Complete well

Capacity 125' at drawdown of 30' Estimated cost \$ 1,000.00

(f) Owner of land upon which well is located City of Winner
Name

Address Winner, South Dakota

(g) Distance to nearest existing wells Shown on Map

On same owner's property rods. On property owned by others rods

9. (Continued)

WELL NO 10 1946

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 48" , Depth 45'

Type of casing Steel
(wood, concrete steel, etc.)

Size of casing 12" , Thickness of casing 3/16

Length of casing 45' If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen shutter

Size of perforated screen 12" , 15'
(diameter) (length)

Thickness of gravel pack 8" , length of gravel pack 15'

(c) Water Bearing Materials

Distance to water 25' Character of water bearing materials

..... Sand and Gravel

Thickness of water bearing material 12'

(d) Pump and Motor

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

Name of pump Pomona , size 4"

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

Horsepower 2 , Name of Motor Westinghouse

(e) Complete well

Capacity 125 at drawdown of 25' Estimated cost 1,100.00

(f) Owner of land upon which well is located City of Winner
Name..... Winner, South Dakota
Address

(g) Distance to nearest existing wells Shown on map

On same owner's property rods. On property owned by others rods

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications Well No 11 1947

(a) Hole and casing

Size of drill hole or excavation 48" , Depth 45'

Type of casing Steel
(wood, concrete, steel, etc.)

Size of casing 12" , Thickness of casing 3/16

Length of casing 45' If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen Shutter

Size of perforated screen 12" , 15'
(diameter) (length)

Thickness of gravel pack 8" , length of gravel pack 15"

(c) Water Bearing Materials

Distance to water 20' Character of water bearing materials

Thickness of water bearing material 15'

(d) Pump and Motor

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

Name of pump Pomona , size 4"

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

Horsepower 1 1/2 , Name of Motor Westinghouse

(e) Complete well

Capacity 100 gal at drawdown of 25' , Estimated cost 1050.00

(f) Owner of land upon which well is located City of Winner
Name

Winner, South Dakota
Address

(g) Distance to nearest existing wells Shown on map

On same owner's property rods. On property owned by others rods

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

Well No. 12 1947

(a) Hole and casing

Size of drill hole or excavation 48" , Depth 50'

Type of casing Steel
(wood, concrete, steel, etc.)

Size of casing 12" , Thickness of casing 3/16

Length of casing 50' If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen Shutter

Size of perforated screen 12" , 25'
(diameter) (length)

Thickness of gravel pack 8" , length of gravel pack

(c) Water Bearing Materials

Distance to water 20' Character of water bearing materials

..... Sand and Gravel

Thickness of water bearing material 28'

(d) Pump and Motor

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

Name of pump Pomona , size 4"

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

Horsepower 5 , Name of Motor Westinghouse

(e) Complete well

Capacity 200 at drawdown of 20' Estimated cost \$1200.00

(f) Owner of land upon which well is located

City of Winner
Name

Winner, South Dakota

Address

(g) Distance to nearest existing wells

Shown on Map

On same owner's property rods. On property owned by others rods

9. (Continued)

III Well Specifications

Well No 13

Drilled 1957

(a) Hole and casing

Size of drill hole or excavation

18"

Depth

100'

Type of casing

Steel
(wood, concrete, steel, etc.)

Size of casing

12"

Thickness of casing

5/16"

Length of casing

100'

If collection gallery, length, size and depth of gallery

(b) Screen

Type of perforated screen

Shutter

Size of perforated screen

12"

(diameter)

50'
(length)

Thickness of gravel pack

9"

length of gravel pack

65'

(c) Water Bearing Materials

Distance to water

12'

Character of water bearing materials

Gravel and Coarse Sand

Thickness of water bearing material

(d) Pump and Motor

Type of pump

Turbine

(centrifugal, propeller, mixed flow, etc.)

Name of pump

Layne

size 8"

Kind of motor

Electric

(gasoline, electric, diesel, etc.)

Horsepower

20

Name of Motor

Westinghouse

(e) Complete well

Capacity

550

at drawdown of

12'

Estimated cost \$12,000.00

(f) Owner of land upon which well is located

City of Winner

Name

Winner, South Dakota
Address

(g) Distance to nearest existing wells

Shown on Map

On same owner's property

rods. On property owned by others

rods

2. (Continued)

III. Well Specifications Well No. 14 Drilled 1957

(a) Hole and casing

Size of drill hole or excavation 48" Depth 100'
 Type of casing Steel
 (wood, concrete, steel, etc.)
 Size of casing 12" Thickness of casing 3/16
 Length of casing 100' If collection gallery, length, size and depth of
 gallery

(b) Screens

Type of perforated screen Shutter
 Size of perforated screen 12" (diameter) 40' (length)
 Thickness of gravel pack (" length of gravel pack 50

(c) Water Bearing Materials

Distance to water 12' Character of water bearing materials
 Sand and coarse gravel

Thickness of water bearing material 50' 65

(d) Pump and Motor

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

Name of pump Layne size

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

Horsepower 20 Name of Motor Westinghouse

(e) Complete well

Capacity 550 at drawdown of 12' Estimated cost \$12,000.00

(f) Owner of land upon which well is located

City of Winner
 Name

Winner, South Dakota

Address

(g) Distance to nearest existing wells

Shown on Map

On same owner's property

rods. On property owned by others

rods

Permit No. 521-2Water Division No. 2 White River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That The City of Winner

~~xxx~~ _____, County of Tripp, and State of South Dakota, the holder of Permit No. 521-2, Issued upon Application No. 521-2, bearing date of priority & as listed below *, authorizing the diversion of 4.11 cu. ft. per second of ~~surface~~ ground water

County of Tripp, State of South Dakota, ~~from wells 1, 2, 3, 4, 5, 6 & 7~~ located in SW $\frac{1}{4}$ Sec. 23; Wells 8, 9, 11, & 12 located in the NW $\frac{1}{4}$ Sec. 33 & Well 10 located in the W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33, all in T 98 N, R 76 W, for municipal

purposes, has s fully 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 Vested right Permit; that said works are recognized as ~~xxx~~ satisfactory ~~xxx~~ for diverting and conveying to the place of intended use 4.11 cu. ft.

per second of water; and that ~~the water is to be used for irrigation~~ the water is to be used for municipal

~~xxx~~ shall be distributed through the City water system for municipal
use for the City of Winner

* .444 - 1920

.444 - 1922

.278 - 1924

.389 - 1930

.333 - 1936

1.00 - 1940

.278 - 1941

.278 - 1946

.666 - 1947

Witness my hand this 5th day of November A. D. 1959

State Water Resources Commission

By:

J. W. GRIMES,

Chief Engineer, Executive Officer

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 the City of Winner

~~xx~~ Vested right
the holder and owner of said permit No. 521-2

a water right, dating from dates shown on permit 521-2 to the use of 4.11

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

necessray for the purposes hereinbelow mentioned, to be diverted at various points in the SW $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 28; NW $\frac{1}{4}$ NW $\frac{1}{4}$ & W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33, T 98 N, R 76 W more clearly defined

in Certificate of Completion of Works
and conducted ~~xxxxxx~~ through the municipal water system of the City of
Winner

for the purpose of municipal use

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State, and subject, also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 5th day of November A. D. Nineteen
Hundred and Fifty-nine

State Water Resources Commission

By:

J. W. GRIMES, Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

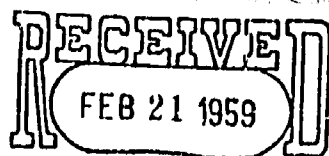
Place of Use _____

Purpose _____

Date of Priority _____

Recorder _____

in Book _____ of _____ Page _____

Location No. 271-2Water Division No. 2 White River Water DistrictSTATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Proof of Application of Water to Beneficial Use

PETITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. City of Winner MunicipalityWinner, S. D.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent,) your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State date of posting and date of recording notice of appropriation.

Ans. _____

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Ground water - 7 miles south of Winner1/4 Sec. 33 T. 98 N. R. 76 W.

Ques. 5. Describe your works of diversion giving length and height of each dam and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use, and date of completion of same.

Ans. 10 in. water line from 7 mi S - to Winner storage tanks - completedMax. amt of water 2000 GPM.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Domestic use - municipality - Fire protection - Recreation - Stock watering

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. _____

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. 1,000,000 gallons per day

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. City purchased property.

Ques. 10. State when, how, in what amount and to what extent, the water diverted under above mentioned permit has been used.

Ans. Domestic - 1,000,000 Gallons per day.

(Sign) Ben M. Dault - Mayor
City of Minner

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before

me, at my office in Thienger, County of Tripp

State of South Dakota, on this 20th day of Feb. A. D. 1919

C. D. Kelley
Mrs. V. C. Standard } witnesses. Catherine M. Kelley
City Auditor

I, the undersigned, do hereby certify that I am a duly qualified elector residing in the immediate vicinity of the diversion works designated in the foregoing testimony, that I have no interest in the works, water or land above described, that I have read the foregoing testimony and that I know of my own personal knowledge that the matters therein stated are true.

Robert Radhak

Location No. _____	
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE	
PETITION OF HOLDER	
Amount of Water ----- c. f. s.	
Source -----	
County -----	
Purpose -----	
Place of Use -----	

Date of recording -----	

Received and filed -----	

RECEIVED
CIVIL ENGINEERING DIVISION
FEB 21 1919
SACRAMENTO

April 29, 1959

Catherine M. Kelley, City Auditor
City of Winner
Winner, South Dakota

Dear Madam:

You are hereby notified that your application No. 521-2 for a Vested Right permit to appropriate water from ground water through Wells No. 1 to 12 inclusive has been duly examined, and it has now been approved and is being held for recording subject to the payment of \$5.80 as fees for recording the same. Upon receipt of this amount, the permit will be recorded as soon as practical and forwarded to you. The statutes require that a fee of \$1.00 each be paid for issuing the Water License and Certificate of Completion of Works making a total due of \$7.80.

I cannot seem to coordinate the well numbers with the locations on the map in the earth resistivity survey report. If you have a sketch map, or can make one showing the Section Corners and well locations, please send us a copy or you may if you wish, complete the enclosed tabulation, inserting the locations and return it to us.

The Vested right can now be completed on Wells #1 to #12 inclusive, but since wells #13 and #14 were constructed after July 1, 1955, the application for those particular wells would fall into the same category as a new application.

A new application is required by the water laws to include many items not necessary in the case of a Vested Right, among which is the submission of a map and print, advertising of your Intention to Appropriate Water, consideration by the Water Resources Commission and inspection of the diversion works and

Catherine M. Kelley

2

April 29, 1959

beneficial use of water upon completion of the project.

The City of Winner should have obtained a Permit before constructing Wells No. 13 and 14, however, since this was not done, it would be advantageous to the City to submit a specific application for these wells. If you wish, you could include your request for withdrawal for future use on the same application.

I am enclosing the necessary blank forms and instructions for this purpose. The Forms 2A for wells #13 and 14 are being returned and should be attached to the application for these wells when it is submitted.

Should you have future questions, please feel free to contact me.

Sincerely,

Les Wyborny
Water Rights Engineer

LW:ls

Enc: Form 2 (2)

Completed Form 2A's

Check Sheet

Tabulation

Consolidation of Material relative to
Wells 1-12 inclusive - Appl 521-2

Well No	Date Constructed	GPM	Cfs
1	1920	200	.444
2	1924	125	.278
3	1922	200	.444
4	1930	175	.389
5	1936	150	.333
6	1940	150	} 1.00
7	1940	150	
8	1940	150	
9	1941	125	.278
10	1946	125	.278
11	1947	100	} .666
12	1947	200	
		1850	4.11

Wells 13 & 14 - Appl 551-2 plus Future
Use withdrawn appl

October 15, 1979

Schaecker, Shaffer, Paul, Rohr & Assoc.
Box 597
Mitchell, South Dakota 57061

Gentlemen:

Per your phone call of this morning, the following water rights are held by the City of Winner.

Permit No. 521-2, calls for 4.11 c.f.s. and covers wells 1 through 11. Wells 61 through 7 are located in the SW 1/4 NW 1/4, Section 26, T96N, R76W.

Wells 10, 9, 11 and 12 are located in the NW 1/4 NW 1/4 and NW 1/4 NW 1/4 in the NW 1/4 SW 1/4, Section 31, T96N, R76W.

Permit No. 551-2, calls for 2.44 c.f.s. and covers Wells 13 and 14, both located in the NW 1/4 NW 1/4, Section 21, T96N, R76W.

Permit No. 662-2 is a future use withdrawal for 5.0 c.f.s. and covers Sections 31 and 32, T96N, R76W.

Application 1038-2 is pending and requires 1.5 c.f.s. from wells 15 and 16, both to be located in the SE 1/4 NW 1/4, Section 31, T96N, R76W.

Sincerely,

HURTON F. JONES
Water Rights Specialist

HFIJ/bw

VII
Aeronautics

521-2

guff lo.

October 15, 1973

Mr. Monte R. Schneider
Director of Aeronautics
Transportation Building
Pierre, S.D. 57501

Dear Mr. Schneider:

Your letter of October 10, 1973 contains a sketch of the new airport facility at Winner and inquires as to possible adverse effects on ground water in the area.

The proposed construction will not adversely affect the ground water quality or water table.

Sincerely,

Donald Driscoll
Chief Engineer

DD/fb



October 10, 1973

Division
of
Aeronautics
**OFFICE OF THE
DIRECTOR**
Transportation Building
Pierre, SD. 57501
(605) 224-3574

Mr. Joe Grimes, Secretary
Dept. of Natural Resources Development
State Office Building No. 2
Pierre, South Dakota 57501

Subject: Bob Wiley Field
Winner, South Dakota

Dear Secretary Grimes:

In the near future we will be submitting to the Federal Aviation Administration a Request for Aid for a new airport facility.

Enclosed is a sketch which will be used to accompany the Environmental Statement along with a vicinity map showing the proximity of the airport in relationship to the city. The proposed project description is set forth on the enclosed sketch.

Please comment on any adverse effects this project might have on ground water quality or water table, or other areas within your jurisdiction.

Thanks for your cooperation.

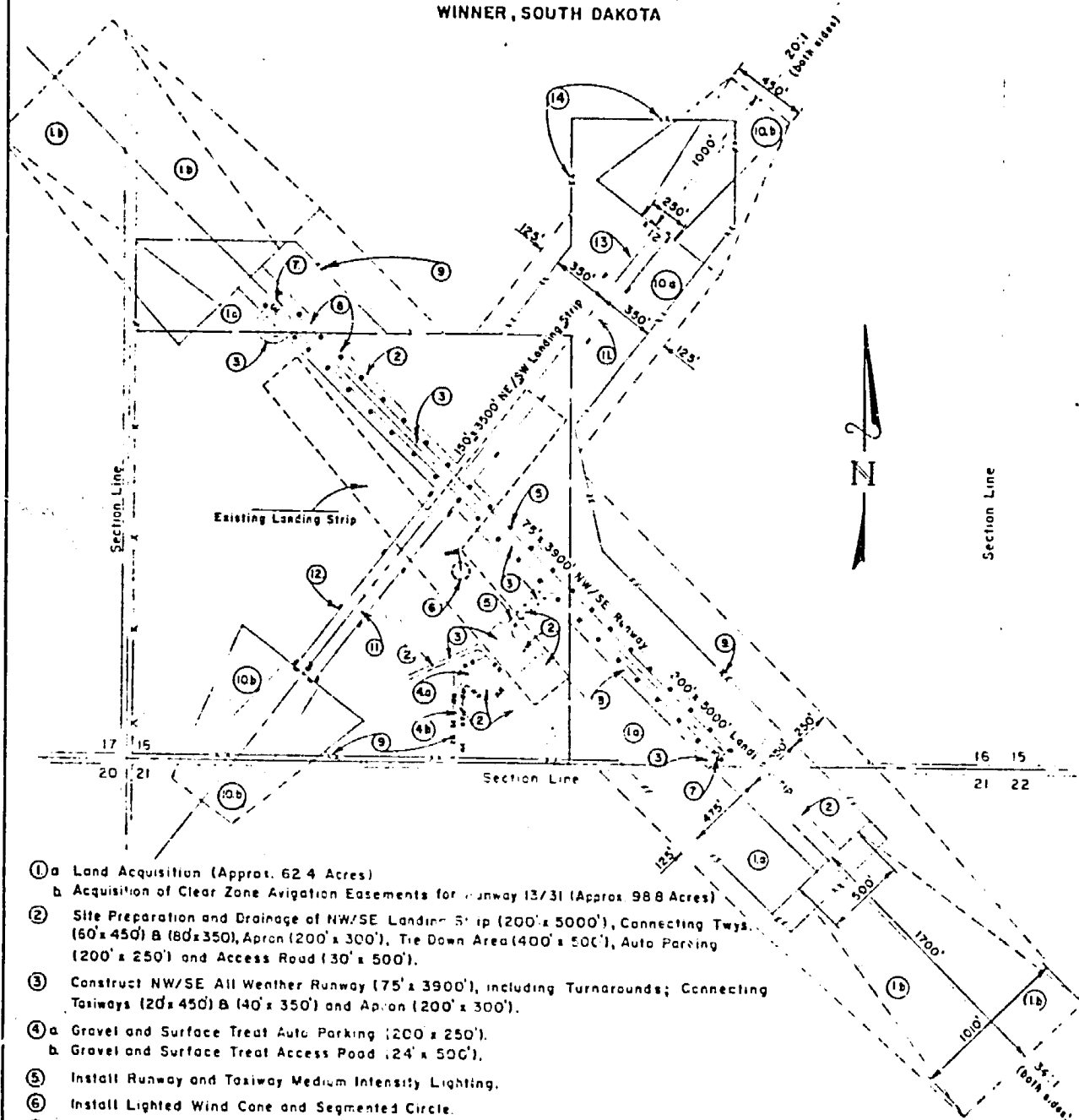
Yours truly,

Monte R. Schneider
Director of Aeronautics

MRS:bev

Enclosures

**"SKETCH" TO ACCOMPANY ENVIRONMENTAL STATEMENT
WINNER MUNICIPAL AIRPORT
WINNER, SOUTH DAKOTA**



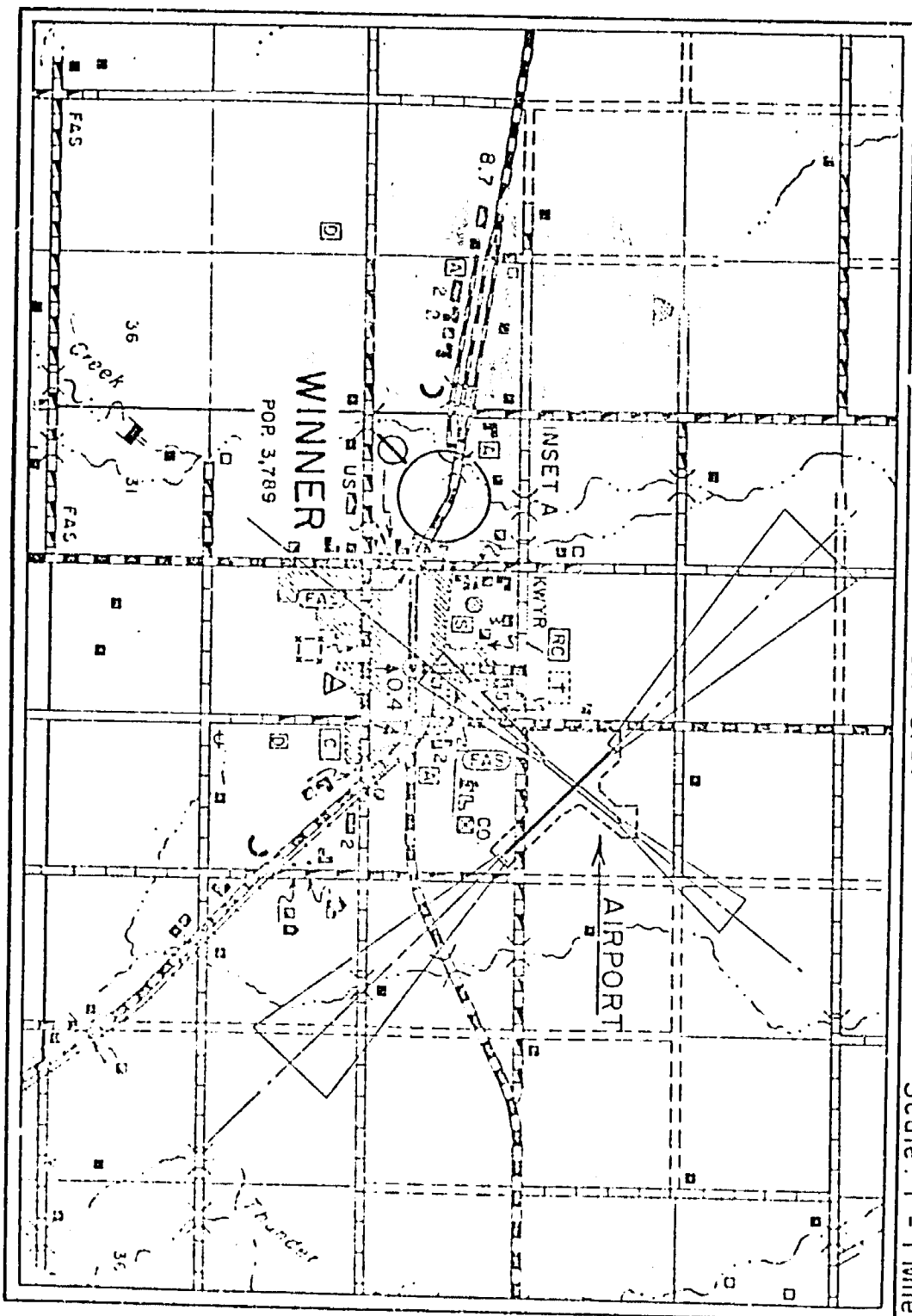
- ① a Land Acquisition (Approx. 62.4 Acres)
b Acquisition of Clear Zone Aviation Easements for Runway 13/31 (Approx. 98.8 Acres)
- ② Site Preparation and Drainage of NW/SE Landing Strip (200' x 5000'), Connecting Twys. (60' x 450') & (80' x 350'), Apron (200' x 300'), Tie Down Area (400' x 500'), Auto Parking (200' x 250') and Access Road (30' x 500').
- ③ Construct NW/SE All Weather Runway (75' x 3900'), including Turnarounds; Connecting Taxiways (20' x 450') & (40' x 350') and Apron (200' x 300').
- ④ a Gravel and Surface Treat Auto Parking (200' x 250').
b Gravel and Surface Treat Access Road (24' x 500').
- ⑤ Install Runway and Taxiway Medium Intensity Lighting.
- ⑥ Install Lighted Wind Cone and Segmented Circle.
- ⑦ Mark NW/SE Runway, Turnarounds and Connecting Taxiway
- ⑧ Seeding (1/2 90 Acres)
- ⑨ Fencing (1/2 10,870 L.F.)
- ⑩ a Land Acquisition (Approx. 32.4 Acres)
b Acquisition of Clear Zone Aviation Easements for Landing Strip 5/12 (Approx. 17.7 Acres)
- ⑪ Site Preparation and Drainage of NE/SW Landing Strip (150' x 3500')
- ⑫ Install Landing Strip Markers on NE/SW Landing Strip
- ⑬ Seeding (1/2 43 Acres)
- ⑭ Fencing (1/2 4,725 L.F.)

EXHIBIT NO. 3

VICINITY MAP

WINNER S.D.

Scale: 1" = 1 Mile



July 1, 1976

William F. Day, Jr.
Day & Grossenburg
P.O. Box 690
Winner, South Dakota 57580

Dear Mr. Day:

This will acknowledge your letter to Mr. Vern Butler concerning the possibility of irrigation in Nebraska affecting water levels in the Winner well field. Although geologic information in your area is far from complete, observations wells do not indicate a depletion of the ground water supply. This is the third dry year, so water levels can be expected to be lower.

We do not have any information to indicate that Nebraska irrigation is affecting the Winner well field. We will discuss observation well measurements at the Water Rights Commission Meeting to be held in Winner, July 21 and 22, 1976 at the Court House. We have scheduled a discussion of Tripp and Gregory Counties water supplies for 2:45 P.M., July 21, 1976.

Very truly yours,

JOHN HATCH
Chief Engineer
Water Rights Commission

JH/bw

WILLIAM F. DAY, JR.
J. M. GROSSENBURG

DAY & GROSSENBURG
ATTORNEYS AT LAW
P. O. BOX 600
WINNER, SOUTH DAKOTA 57500

PHONES:
605 842-1676
605 842-1684

June 17, 1976

RECEIVED
JUN 21 1976
DEPT. OF NATURAL
RESOURCE DEVELOPMENT

Vern W. Butler
Secretary
Department of Natural Resource Development
Office Building Number 2
Pierre, South Dakota 57501

Dear Mr. Butler:

Thank you very much for your information concerning the State's position on water on Indian Reservations. I had given an opinion on this matter prior to receiving your letter, but my opinion ran along the same lines as the contents of your letter.

In another area, I happened to be visiting with Tom Tobin, City Attorney for Winner, and he told me that they thought the water level in the city wells had been going down. In some discussions that he had had, the irrigation taking place in Nebraska was blamed for part of this. He also tells me that Gregory County has similar problems. Do your geologists have an opinion on whether or not the Nebraska and South Dakota aquifer is the same or whether or not Nebraska in all of their irrigation across the line is taking the water from a different aquifer which would not be affecting yours here in Tripp and Gregory County? If you have any information on this, I would like to have it as, if this is the case, perhaps the Attorney General's office should be contacted in order to see what to do about Nebraska-South Dakota water situation.

Thank you for your consideration.

Very truly yours,
DAY & GROSSENBURG

Bill Day
William F. Day, Jr.
WFD:ch

521-2

SOUTH DAKOTA

VESTED WATER RIGHT NO. 521-2

Date of Receipt of Claim February 21, 1959.

Date of Validation September 30, 1992.

The Water Management Board validated Vested Water Right Claim No. 521-2 for the City of Winner, 217 E. Third Street, Winner, South Dakota 57580 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 521-2 appropriates 4.11 cubic feet per second of water from wells located in the SW1/4 SW1/4 Section 28; NW1/4 NW1/4 and NE1/4 NW1/4 Section 33; all in T98N, R76W.
2. The appropriated water is used for supplying water for the City of Winner and may not exceed the amount of water needed for beneficial use for municipal purposes.

The water is to be used during the following annual period:
January 1 - December 31

3. The priority dates of the Vested Water Right are:
January 1, 1920 - 0.444 cfs
January 1, 1922 - 0.444 cfs
January 1, 1924 - 0.278 cfs
January 1, 1930 - 0.389 cfs
January 1, 1936 - 0.333 cfs
January 1, 1940 - 1.0 cfs
January 1, 1941 - 0.278 cfs
January 1, 1946 - 0.278 cfs
January 1, 1947 - 0.666 cfs
4. The water use system has been constructed and water has been applied to beneficial use.
5. Water Rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: _____

Chief Engineer

MAR 16 1993

date

Division of Water Rights
Dept. of Environment and Natural Resources



MAR 16 1993

521-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

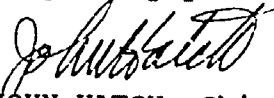
Rosalee Ernest, Finance Officer
City of Winner
PO Box 691
Winner SD 57580-0691

Dear Ms. Ernest:

The Water Management Board has validated the enclosed Vested Water Right No. 521-2. This validation gives legal status to the claim and is the final document for your vested right.

As long as you use the water beneficially, as stated in the validation, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,


JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosure