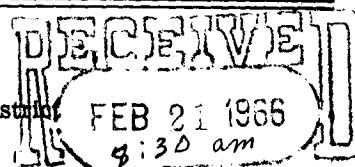


No. **882-2**Water Division No. **2** **WHITE RIVER** District
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of applicant City of Winner
Postoffice address Winner, County Tripp, State South Dakota

I. If a corporation

- (a) Name of same City of Winner
(b) Date and place of incorporation _____
(c) Amount of capital stock _____
(d) Amount paid in _____
(e) Names and addresses of directors Mayor & City Council

(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)

- (b) Cash on hand, \$ _____ (c) Treasury stock, \$ _____
(d) Bonds to be issued, \$ _____ (e) Other resources, \$ _____

2. Name of diversion work Winner Water Supply Facilities
3. Amount of water claimed 5.5 cubic feet per second Future Supply
4. Source of water supply Shallow underground aquifer
5. Location of point of diversion Section 31 & 32 T 98 N R 76 W
_____ on _____ bank _____ County.
6. Annual period or periods during which water is to be used January 1 to January 1
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 must also be shown on accompanying map.)

- (c) Statement as to domestic use (giving location, etc.) All Municipal Purposes for City of Winner, South Dakota

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 761-2

8. Estimated cost of work:

(a) Head Gates, \$----- (b) Pumping plant, \$-----
(c) Fluming, \$----- (d) Canal-earth, \$----- Rock, \$-----
(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	FEET	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 -----Future-----years.
11. Time required for complete application of water to the proposed beneficial use -----future----- years.
12. Choice of newspaper for publication of notice of intention to appropriate -----

WINNER ADVOCATE, WINNER, S.DAK.

STATE OF SOUTH DAKOTA

County of -----Tripp----- } ss.

I, -----Rollin Key, Mayor-----, 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 -----Rollin Key-----

Subscribed and sworn to before me this -----7th----- day of -----February----- 19.66.

My Commission Expires Dec. 6, 1966

-----L. M. Keelen-----
Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

LOCATION MAP
WINNER WATER SUPPLY
SOURCE
WATER RIGHTS: EXISTING & FUTURE
WINNER, SOUTH DAKOTA

SURVEYOR'S CERTIFICATE

I, CALVIN VAUDREY, A REGISTERED LAND SURVEYOR IN THE STATE OF SOUTH DAKOTA, HEREBY CERTIFY, THAT AT THE REQUEST OF THE CITY OF WINNER, SOUTH DAKOTA, I DID PREPARE THE PLOT ON THIS SHEET FROM EXISTING INFORMATION AND THAT SAID PLOT IS A TRUE REPRESENTATIVE OF THE TRACT OF LAND FOR WHICH APPLICATION FOR FUTURE WATER RIGHTS IS MADE.

IN WITNESS WHEREOF, I HAVE SET HEREUNTO MY HAND AND SEAL THIS 15TH DAY OF FEBR, A.D. 1966.

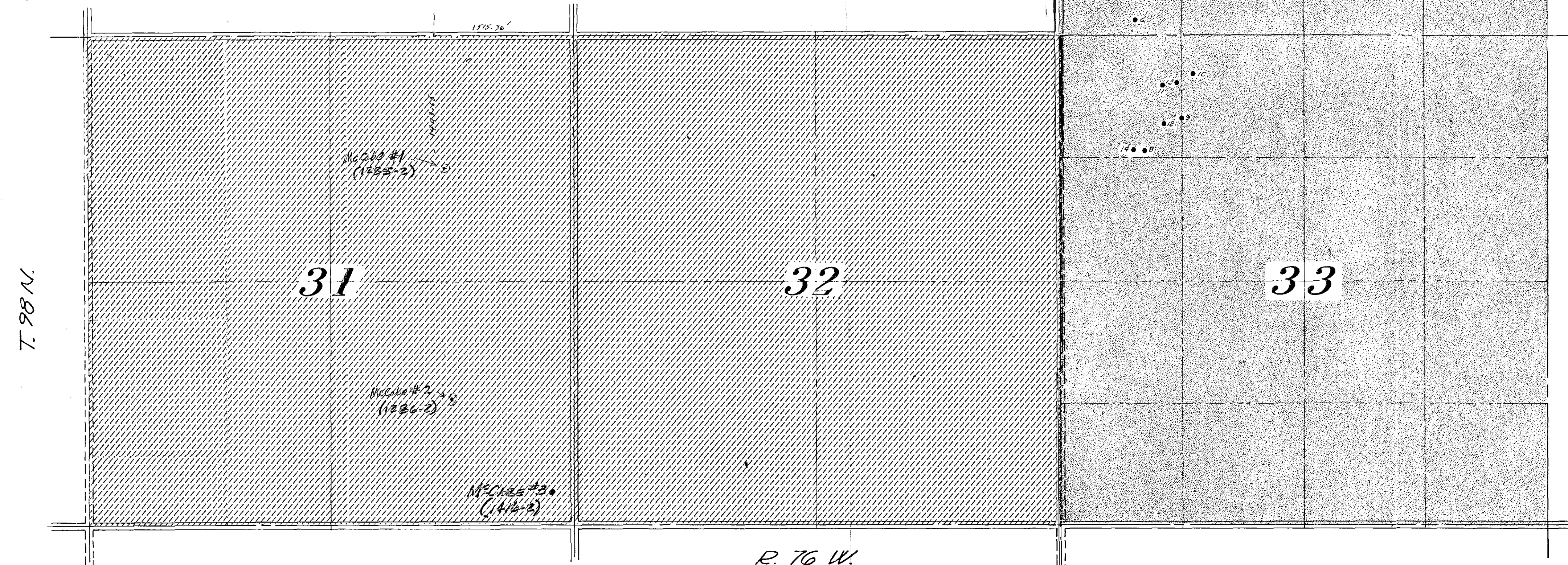
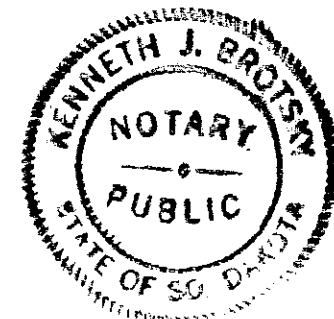
Calvin Vaudrey
 Registered Land Surveyor

STATE OF SOUTH DAKOTA S.S.
 COUNTY OF BROOKINGS

ON THIS DAY, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC WITHIN AND FOR THE SAID STATE AND COUNTY, PERSONALLY APPEARED CALVIN VAUDREY, KNOWN TO ME TO BE THE PERSON WHO EXECUTED THE FORGOING SURVEYOR'S CERTIFICATE AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

WITNESS MY HAND AND SEAL THIS 15TH DAY OF FEBR, A.D. 1966
 MY COMMISSION EXPIRES January 4, 1973

WELL No.	DISTANCE	ANGLE
1	1365'	N. 20° 00' E.
2	1250'	N. 28° 30' E.
3	1215'	N. 20° 45' E.
4	1080'	N. 29° 45' E.
5	1100'	N. 41° 30' E.
6	860'	N. 79° 45' E.
7	1365'	N. 35° 00' E.
8	1590'	S. 33° 00' E.
9	1140'	S. 49° 30' E.
10	1568'	S. 74° 00' E.
11	1278'	S. 60° 30' E.
12	1548'	S. 96° 00' E.
13	1392'	S. 65° 45' E.
14	1480'	S. 29° 45' E.



LEGEND

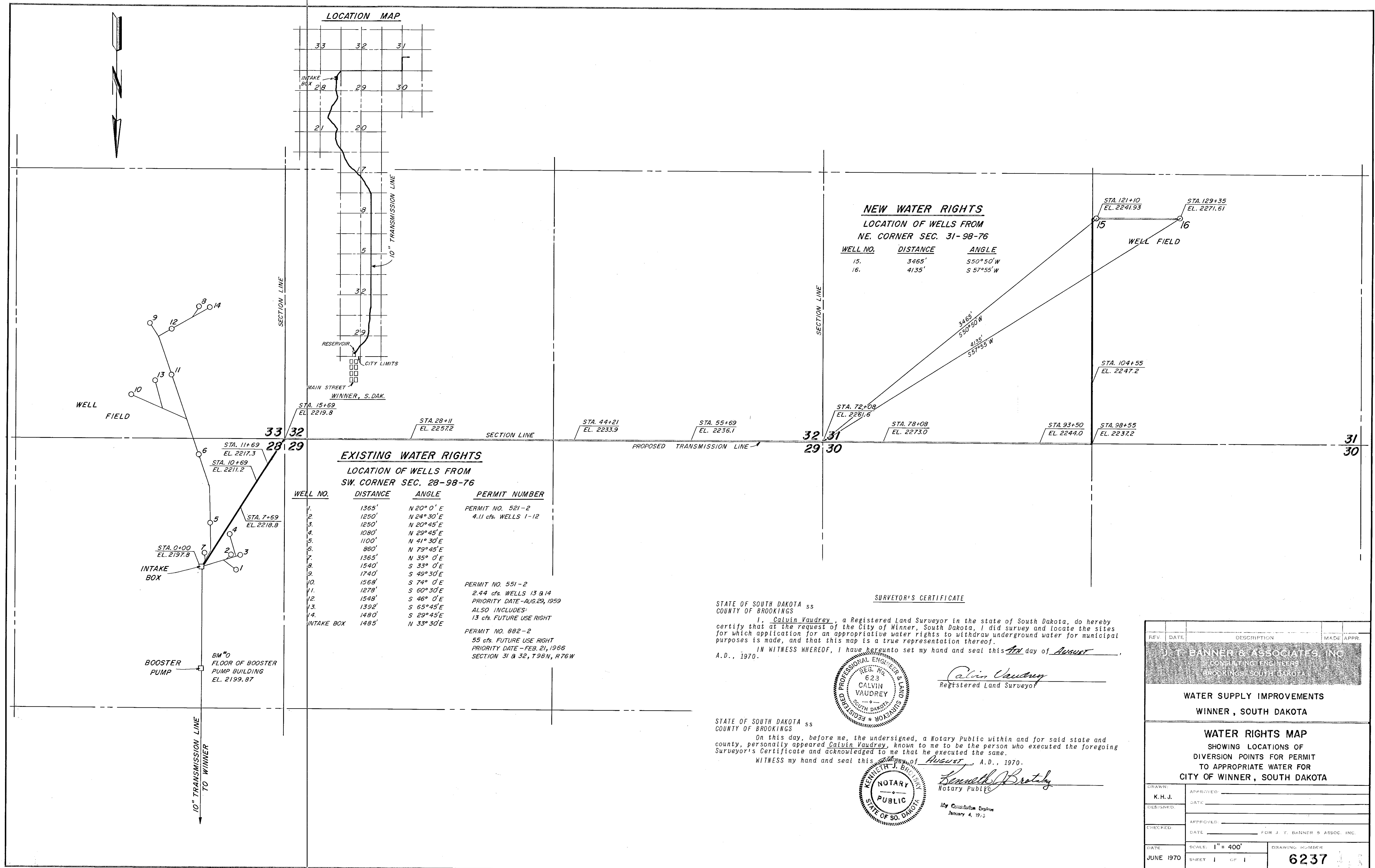
▨ WATER RIGHTS EXISTING
 ▨ WATER RIGHTS FUTURE

J. T. BANNER & ASSOCIATES, INC.
 CONSULTING ENGINEERS
 BROOKINGS, SOUTH DAKOTA

PLAT OF
 SECTIONS 28, 31, 32, 33 IN
 T. 98 N., R. 76 W., TRIPP COUNTY,
 SOUTH DAKOTA

APPL NO 882-2 MAP NO 7312

APPL # 1230-2
 APPL # 1230-2
 APPL # 1416-2



LOCATION MAP
WINNER WATER SUPPLY
SOURCE
WATER RIGHTS: EXISTING & FUTURE
WINNER, SOUTH DAKOTA

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IN WITNESS WHEREOF, I HAVE SET HEREUNTO MY HAND AND SEAL THIS 15TH DAY OF FEBR., A.D. 1966.

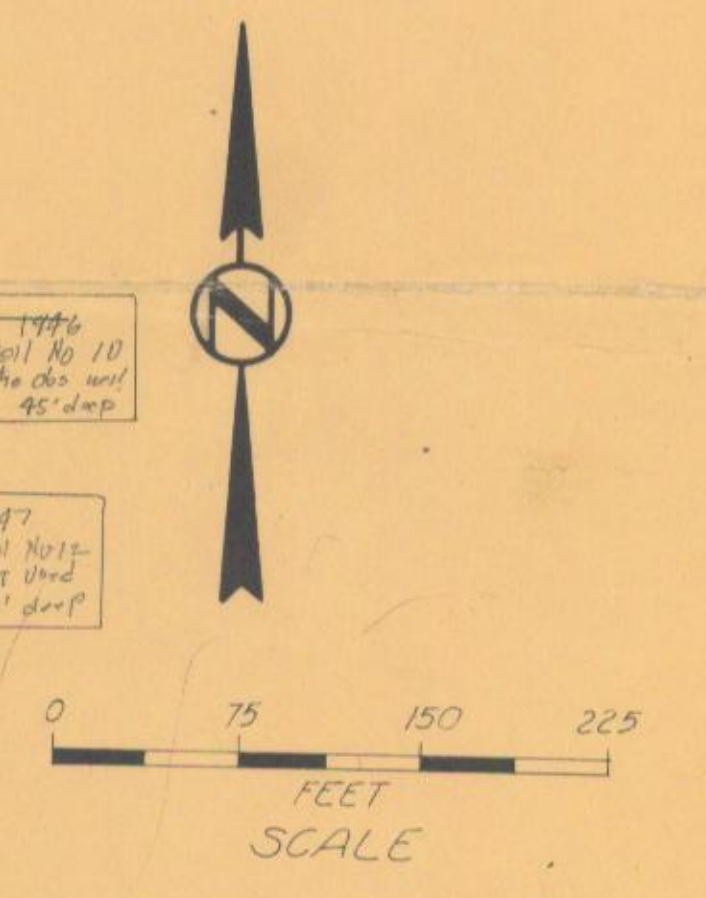
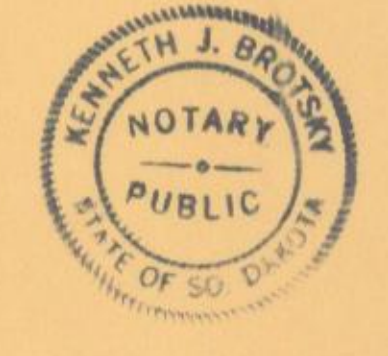
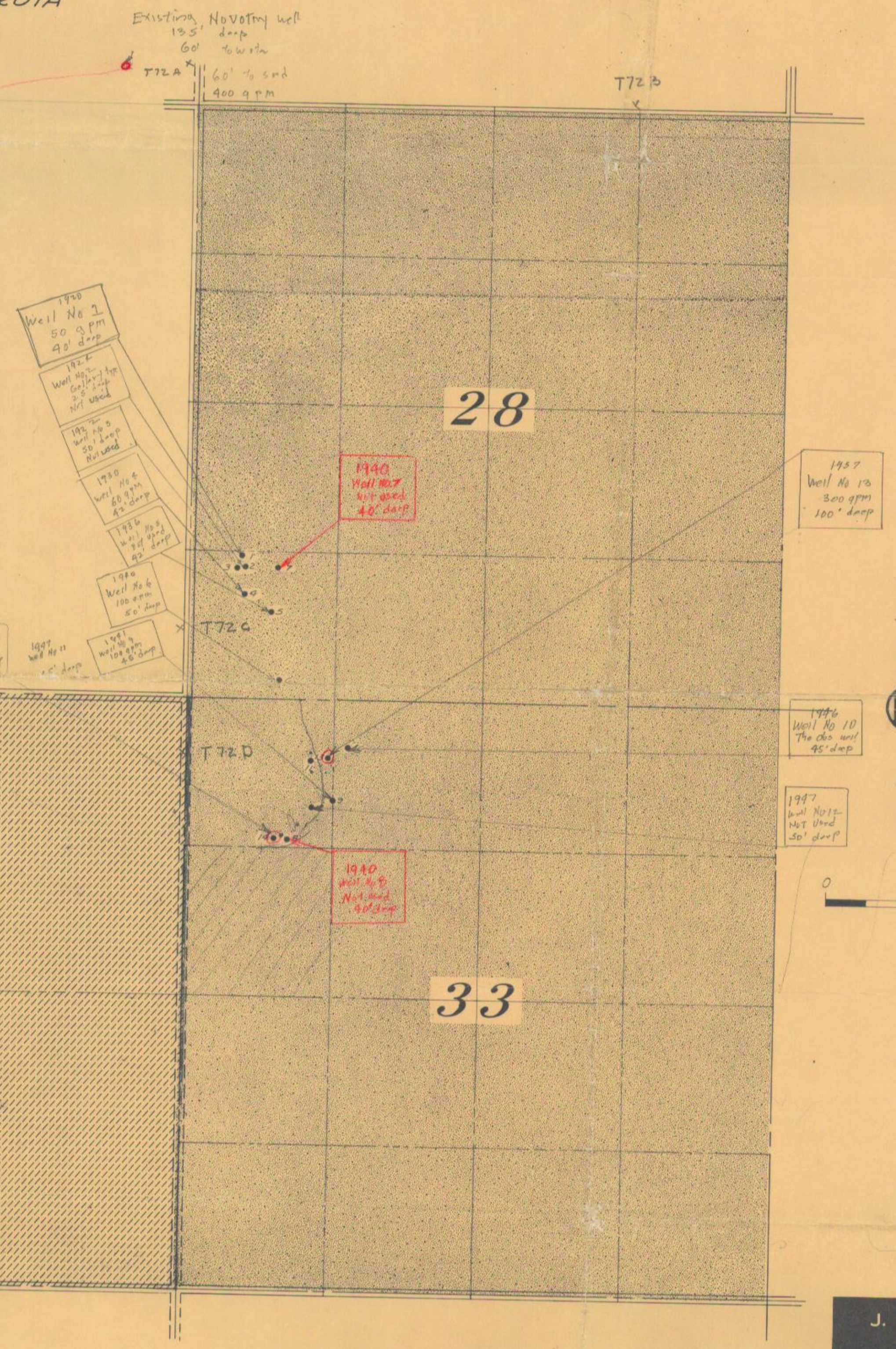
Calvin Vaudrey
Registered Land Surveyor

STATE OF SOUTH DAKOTA
COUNTY OF BROOKINGS S.S.

ON THIS DAY, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC WITHIN AND FOR THE SAID STATE AND COUNTY, PERSONALLY APPEARED CALVIN VAUDREY, KNOWN TO ME TO BE THE PERSON WHO EXECUTED THE FOREGOING SURVEYOR'S CERTIFICATE AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

WITNESS MY HAND AND SEAL THIS 15TH DAY OF FEBR., A.D. 1966
My Commission Expires January 4, 1973
MY COMMISSION EXPIRES

WELL No.	DISTANCE	ANGLE
1	1365'	N. 20° 00' E.
2	1250'	N. 24° 30' E.
3	1215'	N. 20° 45' E.
4	1080'	N. 29° 45' E.
5	1100'	N. 41° 30' E.
6	860'	N. 79° 45' E.
7	1365'	N. 35° 00' E.
8	1540'	S. 33° 00' E.
9	1740'	S. 42° 30' E.
10	1568'	S. 74° 00' E.
11	1278'	S. 60° 30' E.
12	1548'	S. 96° 00' E.
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LEGEND
WATER RIGHTS EXISTING
WATER RIGHTS FUTURE

J. T. BANNER & ASSOCIATES, INC.
CONSULTING ENGINEERS
BROOKINGS, SOUTH DAKOTA

PLAT OF
SECTIONS 28, 31, 32, 33 IN
T72N, R76W, TRIPP CO.
SOUTH DAKOTA

(APPL NO 882-2) MAP APPL

Remarks by State Water Resources Commission:

THIS IS A PERMIT TO WITHDRAW WATER FOR FUTURE USE,
AND SPECIFIC APPLICATIONS FOR ALL OR ANY PART
OF THIS APPROPRIATION MUST BE SUBMITTED AT SUCH
TIME AS THE WORKS ARE TO BE CONSTRUCTED.

STATE OF SOUTH DAKOTA
County of HUGHES } ss.

Pierre, South Dakota, MAY 27, 1966

This is to certify that the foregoing application was received by the Commission at 8:30 o'clock
9 a.m. upon the 21ST day of FEBRUARY, 1966

State Water Resources Commission

By:

[Signature]
for Chief Engineer, Executive Officer

Number of permit 882-2

Date of first receipt of application FEBRUARY 21, 1966

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 FEBRUARY 21, 1966

Approved MAY 18, 1966, Recorded in Book 9 Page 127

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 _____
NOT APPLICABLE.

2nd. The whole of said work is to be completed on or before NOT APPLICABLE, 19____

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is
NOT APPLICABLE, 19____

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 5.5
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~~

FUTURE DEVELOPMENT BY THE CITY OF WINNER

~~and beneficially applied for irrigation on or before~~ _____, 19____; said water to be used
during the following described annual period:

CONTINUOUSLY

Witness my hand this 27TH day of MAY, 1966

State Water Resources Commission

By:

[Signature]
Chief Engineer, Executive Officer

Certificate of Construction issued _____, 19____

Water License issued _____, 19____

1. Considered 5-18, 19 06
2. Name of Applicant City of Winna
3. Post Office Address _____
4. Amount of water claimed 5.50
5. Source of water supply Ground water
6. Water to be used for municipal - future use
 Acres to be irrigated _____
7. Water to be diverted and used in Tripp County about
8 miles 5 of Winna
8. Proof of Publication Received 122
 Not Received _____
9. Application Approved _____
 Subject to _____
 Not Approved _____
 Action deferred _____
10. Remarks:

APPROVAL OF PERMIT N° 1038-2
DEDUCTS 1.5 CFS FROM THIS
FUTURE USE PERMIT, LEAVING
4.0 CFS FOR FUTURE DEVELOPMENT

PERMIT N° 1285-2
PERMIT N° 1286-2

4.0

1.0

1.5

1.5 remaining

PERMIT N° 1416-2

1.5

0.00

on or before April 24, 1966
(First Publication _____, 1966)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., March 30, 1966

Notice is hereby given that the City of Winner

~~Winner, S.D.~~

~~address~~ S. Dak., has made an application in accordance with
the provisions of the water laws of South Dakota for a permit to appropriate for **future** beneficial use 5.5

cubic feet of water per second of time from ~~xxx~~ **ground water** through the

Winner Water Supply Facilities ~~area~~ **area**, the ~~point~~ of diversion of which is to be located ~~on the~~

~~land of said stream in the~~ ~~xxx of the~~ ~~xxx section~~ **Sections 31 and 32**

Twp. **98N** Range **76W** Said water to be used for the purpose of providing ~~irrigation on the~~ for

~~irrigation on the~~

future municipal supplies for the City of Winner.

~~xxx~~ ~~purpose~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the **18th** day of **May**, 19**66**, at **2 P.** M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

CC: D. L. Johannsen, Publisher
Winner Advocate
Winner, S.D.

By:
BURTON F. JONES
Water Right Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Tripp } ss.A. L. Johansen being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the _____

Winner Advocate a newspaper which during the whole itme of publication of said notice herein after stated, has been and is printed and published in thecity of Winner County of Tripp and State of South Dakota;

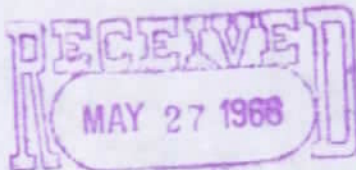
that the said notice was published in said newspaper on the following dates:

April 7, 1966April 14, 1966April 21, 1966April 28, 1966

in each and every issue of the full number thereof, the first

publication being made on the 7th day of April1966 and the last publication on the 28th day ofApril 1966, upon which days or times

of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he

was _____ ~~the printer~~ and publisher of the said newspaper.A. L. JohansenSubscribed and sworn to before me this 28th day of April A. D. 1966STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTANotary Public Tripp County, S. D.

NO. 882-2

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., March 30, 1966

Notice is hereby given that the City of Winner S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for future beneficial use 5.5 cubic feet of water per second of time from ground water through the Winner Water Supply Facilities, the area of diversion of which is to be located in Sections 31 and 32 Twp. 98N Range 76W. Said water to be used for the purpose of providing future municipal supplies for the City of Winner.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 18th day of May, 1966, at 2 p.m. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission By:

BURTON F. JONES

Water Right Specialist (20-23)

October 26, 1970

Schmucker, Shaffer, Paul, Nohr & Assoc.
Box 357
Mitchell, South Dakota 57301

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 12. Wells #1 through 7 are located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, T98N, R76W.

Wells #8,9,11 and 12 are located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and Well #10 in the W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, T98N, R78W.

Permit No. 551-2, calls for 2.44 c.f.s. and covers Wells #13 and 14, both located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 23, T98N, R78W.

Permit No. 882-2 is a future use withdrawal for 5.5 c.f.s. and covers Sections 31 and 32, T98N, R78W.

Application 1038-2 is pending and requests 1.5 c.f.s. from wells #15 and 16, both to be located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31, T98N, R78W.

Sincerely,

BURTON F. JONES
Water Rights Specialist

BFJ/bw

Water Rights Program - File Documentation

NAME: City of Winner

ADDRESS: Winner SD

DATE: 4-9-2002 COUNTY: Tripp TELEPHONE:

RE: Future Use Permit No. 882-2

COMMENTS:

Water Right Nos. 1286-2 & 1416-2 both authorized to construct and place to beneficial use water reserved from Future Use Permit No. 882-2. Both permits were developed for less than 1.5 cubic feet of water per second (cfs) that they were each originally permitted for. Based on Administrative Rule 74:02:01:26.01 the amount of water not developed shall be reinstated to the future use permit.

	permitted amount	developed amount	reinstated to future use
1289-2	1.5 cfs	- 0.72 cfs	= 0.78 cfs
1416-2	1.5 cfs	- 0.69 cfs	= 0.81 cfs

TOTAL 1.59 cfs

The City of Winner also holds Future Use Permit No. 551-2 which has 1568 acre-feet of water remaining in reserve for future development. This permit is scheduled for its 7 year review in 2008 as required by state law. At that time, we will also schedule the review of No. 882-2 (1.59 cfs remaining in reserve).

Karen Schlaak
Karen Schlaak
Environmental Scientist