

OFFICE OF STATE ENGINEER
PIERRE, SOUTH DAKOTA

RECORD OF PROCEEDINGS

Application No. 10-3

Water Div. No. 3 James River Water Dist.

Application Received Sept - 2 - 1930

Maps Received Sept. 2, 1930

Acknowledgment Sept. 4, 1930

Notice for Pub. Mailed Sept. 15, 1930

Receipt from Newspaper

Copy of Newspaper Rec'd.

Notice of Correction Sept. 4, 1930

Proof of Pub. Rec'd.

Hearing

Approved

Recorded and Filed

REMARKS:

No. 10-3

Office of State Engineer
DOCUMENT FILE

City of Wessington Springs
Fred M. Dunham, City Auditor
Spring # 1

Point of Diversion

60 feet west and 530 ft. south
of S.E. corner of Block 15
Original Plat of Wessington Springs

Sec. 13, Twp 107, R. 65

RECEIVED
By contract
SEP 5 1930
Application
OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

No. 10-3

Water Division No. 3

James River Water
(Blanks to be filled by the State Engineer.)

RECEIVED
SEP 2 1930
OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

APPLICATION FOR A PERMIT
To appropriate Water Within the State of South Dakota

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

I. Name of applicant City of Wessington Springs
Postoffice address Wessington Spgs. County Jerould State South Dakota

1. If a corporation: A Municipal Corporation

(a) Name of same City of Wessington Springs

(b) Date and place of incorporation

(c) Amount of capital stock None

(d) Amount paid in None

(e) Names and addresses of directors:

L. M. Valentine, Mayor Fred Dunham, City Auditor

Alderman, R. J. Cook Henry Anderson Geo. Dean Roy Daxbury

O. W. Tiede L. E. Sanders

(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 the work. (Whether by contract, employment of others, or by direct labor) Principally by Contract

(b) Cash on hand, Current City Funds Treasury stock, None

(d) Bonds to be issued, None (e) Other resources, Legal Limit of indebtedness

2. Name of diversion works Spring No. 1

3. Quantity of water claimed 125 Gal. per minute per second.

4. Source of water supply Springs

5. Location of point of diversion 60 feet west and 530 ft. south of S. E. Corner of Block 16 Original Plat of Wessington Springs bank.
(Right or left bank looking down stream.)

6. Annual periods during which water is to be used Continuously

7. To be used for:

I. Irrigation or domestic use:

(a) Number of acres to be irrigated Desired acres within city limits

(b) Legal subdivisions to be irrigated The City of Wessington Springs

(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.) The water is to be used for all domestic, irrigation and other municipal purposes desired by the

II. Mining, power, manufacturing, transportation, or other purposes Citizens of Wessington Spgs.

(a) Nature of use None except such water as is purchased from the city for use in manufacturing or power plant purposes.

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

(c) Location of plant Unknown

(d) Method of developing power Unknown

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

8. Estimated cost of works:
- (a) ~~Reservoir~~ 6000.00 (b) Pumping plant, \$ 10000.00
- (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.)
Concrete Reservoir at Spring. Pipe line to pumping plant for fire protec-

II. Dimensions of works: tion and water distribution system.

- (a) Dam: Height None feet; length at bottom _____ feet; length at top _____ feet; thickness at bottom _____ feet; thickness at top _____ feet; slope of front (water) face _____; slope of back face _____; material used in construction _____
- (b) Reservoir: Capacity when filled 200,000 Gal. acre feet. Surface area at highwater mark _____ acres.

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

- (c) Head gate: Width None feet; height _____ feet;
Material _____
- (d) Canal: Total length None 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

(Give dimensions where reductions in size are made.)

10. Time required for completion of work At once years.
11. Time required for complete application of water to the proposed beneficial use at once years.
12. Choice of newspaper for publication of notice of intention to appropriate Washington Springs
Republican

STATE OF SOUTH DAKOTA,
County of Jerauld ss.

I Fred H. Dunham, being first duly sworn
on my oath depose and say: That my relation to the above described undertaking is that of
City Auditor, that I have read the above and
(Owner, manager, engineer.)
foregoing statement, and 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 Fred H. Dunham

Subscribed and sworn to before me this _____

day of September 1930
Alfred H. Miller
Notary Public (or other qualified officer.)

Remarks by State Engineer:

STATE OF SOUTH DAKOTA

County of Hughes } ss.

Pierre, South Dakota, December 3, 19 30

This is to certify that the foregoing application was received at this office at 8 o'clock
a. m. upon the 2nd day of September 19 30 and that after examination it
was returned for correction and upon receipt of the corrected application on
September 6, 1930, was filed for record.

Chas. A. Trimmer
CHARLES A. TRIMMER, State Engineer.

Number of permit 10-3

Date of first receipt of application September 2, 19 30

Date of return to applicant for correction September 4, 19 30

Date of receipt of corrected application September 6, 19 30

Date from which applicant may claim right September 2, 19 30

Approved December 3, 19 30, Recorded in Book Two Pages 398 & 399

This is to certify that I have examined the foregoing application for a permit to appropriate water of
the state of South Dakota, and I hereby grant the same as stated herein, subject, however, to the follow-
ing limitations and conditions.

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before
June 3, 19 31

2nd. The whole of said work is to be completed on or before December 3, 19 31

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is
December 3, 19 31

4th. The water appropriated shall be used for the purpose of domestic, irrigation, and
other municipal purposes desired by the citizens of Kensington Springs.

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 125 gal. per minute
of water ~~per second of time~~; 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 produc-~~
~~tion 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~~
19; said water to be used during the following described annual periods.

Continuously

Witness my hand this 3rd day of December, 19 30

Chas. A. Trimmer
CHARLES A. TRIMMER, State Engineer.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 10-3

WHEREAS, On the second day of September A. D. 1930
the City of Washington Springs

of Jerauld County xxx and State of
South Dakota duly made application (No. 10-3) to me for a permit to use 125
gallons per minute
~~xxx feet per second~~ of the waters of "Springs"
County of Jerauld State of South Dakota, for domestic and municipal irrigation
purposes; and

WHEREAS, On the third day of December A. D. 1930
Permit No. 10-3 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before ~~xxx~~ Dec-3-1931 ~~xxxxx~~
~~xxxxxxx~~ and for the application to beneficial use of said
water on or before the third day of December A. D. 1931
and.

WHEREAS, On the 16th day of March A. D. 1931
the holder.... of said permit duly made proof of the completion of adequate works for the diversion of 125
gallons per minute ~~XXXXXX~~ of said waters, as evidenced by my Certificate No.
dated..... confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use..... cubic feet per second of water,
with due of priority of..... and.

W EREAS, On the 29th day of April A. D. 1931
proof was duly made, the application to beneficial use of 125 gallons per minute ~~XXXXXXX~~
said water;

aid we 21;

Copy Original

Permit No. 10-3...

Water Division No. 3.....

James River.....Water District

RECEIVED

MAR 17 1931

Notice of Completion of Works

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

(This blank must be filled out by the holder of permit and forwarded to the State Engineer at least 60 days before the time set for completion of works.)

(P. O.) Mitchell, South Dakota

(Date) March 16, 1931

TO THE STATE ENGINEER OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of
 125 gal. per minute ~~xxxxxx~~ of the waters of the state from Spring No. 1
 through the Municipal Water Collection and Distribution System
 for domestic, irrigation and other municipal purposes desired by the
 citizens of Wessington Springs in accordance with the terms and con-
 ditions of a certain permit heretofore issued by the State Engineer of the State of South Dakota.

1. The name of the person or corporation holding said permit is City of Wessington
 S. prings through Fred H. Dunham, City Auditor
2. The postoffice address of such person or the place of business of such corporation is Wessington Springs
 County of Jerauld State of South Dakota
3. The number of such permit is 10-3 and the date set for the completion of such work is
 December 3, 1931.
4. Said water to be used for as above purposes.
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of
 water which said works are capable of conducting to the place of intended use, in accordance with the plans ac-
 companying the application for such permit, is 125 gallon per minute ~~xxxxxx~~ limits.
6. The amount of land for which said water is available is desired area within city
 particularly described as follows: The City of Wessington Springs, South Dakota

(In case of all canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following cer-
 tificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the above notice are true

Edmund H. Mathew
 Engineer.

(Signature.)

Permit Nos. 10-3 and 11-3,

Water Division No. 3 Jamez River Water District

RECEIVED
The Recorder
MAY 1 1931

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

Certificate of Application of Water to Beneficial Use.

Deposition of Holder

RECEIVED
MAY 2 1931

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

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

Ans. City of Wessington Springs, South Dakota

Municipal Corporation, Wessington Springs, S. Dak.

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 number and date of permit, and date of priority you propose to establish under the permit.

Ans. 10-3 and 11-3 Date Application 9-1-1930, Permit 12-3-1930

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

Ans. Springs Nos. 1 and 2, No 1 60 ft west 530 South SE corner Blk 15
Orig Town Wessington Springs; No 2 50 ft south 510 ft west quarter corner
between Sec 18-107-64 and 13-107-65

Ques. 5. Describe your works of diversion, 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.

Ans. System of mains leading from springs to all parts of city 8-in
6-in and 4-in mains

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. General Municipal purposes, domestic, irrigation and other
municipal purposes

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

Ans. none except general municipal purposes

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

Ans. 475 gal per minute from No 2 and 125 gal per minute from No 1

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. _____

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

Ans. Amount stated in question 8 for several years since purchase of springs by Municipality

City of Wessington Springs

(Sign.) By [Signature] City Auditor.

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 Wessington Springs, County of Jerard

State of South Dakota, on this 29th day of April, A. D., 1931

[Signature]
Notary Public

Permit No.

Proof of Application of Water to
Beneficial Use.

DEPOSITION OF HOLDER.

Amount of water second feet

Source

County

Purpose

Place of Use

Date of priority

Received and filed

Form 9.—Notice of Intention to appropriate Water

No. 10-3

(First Publication AT ONCE 19 30.

APPROPRIATION OF WATER

OFFICE OF STATE ENGINEER
Pierre, S. D. Sept. 15, 1930.

Notice is hereby given that City of Wessington Springs
whose postoffice address is Wessington Springs, Jerauld County, S. D.
has made an application in accordance with the provisions of the irrigation laws of South
Dakota for a permit to appropriate for beneficial use 125 gallons of water per minute
of time from "Springs" through the
Spring No. 1 the point of diversion of which is to be
located 60 feet west and 530 feet south of S.E. corner of Block 15 Original Plat of
Wessington Springs

said water to be used for all domestic, irrigation, and other municipal purposes
desired by the citizens of Wessington Springs.

This application will be taken up by the state engineer at his office at Pierre for considera-
tion and appropriate action upon the 18th day of November 19 30 at 1:30 p. m., at
which time all persons who believe that the prior rights would be injuriously affected, or
that the allowance of the permit would be detrimental to the public welfare, and also parties
making the application, and to be benefited, are notified to be present either by sworn affi-
davit or in person for the purpose of presenting any relative testimony.

Chas. A. Trimmer
CHARLES A. TRIMMER, STATE ENGINEER

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA

County of Jerauld

ss

Lloyd P. Tamblvn

being duly

sworn, deposes and says the annexed printed copy of Notice

Intention to Appropriate Water was taken from the

Wessington Springs Republican 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 Wessington Springs County ofJerauld

and State of South Dakota,

That the said notice was published in said newspaper on the

following dates:

Sept. 25, 1930; October 2, 1930; October 9, 1930;October 16, 1930

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

publication being made on the 25 day of September1930 and the last publication on the 16 day ofOctober 1930 upon which days or times

of publication aforesaid the newspaper was regularly pub-

lished, and that during the whole time of said publication

he was publisher ~~the printer~~ and publisher of

the said newspaper.

Lloyd P. TamblvnSubscribed and sworn to before me this 18 day of October A.D. 1930Notary Public Jerauld County, S. D.

APPROPRIATION OF WATER

OFFICE OF STATE ENGINEER

Pierre, S. D., Sept. 15, 1930
 Notice is hereby given that City of Wessington Springs whose postoffice address is Wessington Springs, Jerauld County, S. D., has made an application in accordance with the provisions of the irrigation laws of South Dakota for a permit to appropriate for beneficial use 125 gallons of water per minute of time from "Springs" through the Spring No. 1 the point of diversion of which is to be located 60 feet west and 530 feet south of S. 7, corner of Block 13 Original Plat of Wessington Springs said water to be used for all domestic, irrigation, and other municipal purposes desired by the citizens of Wessington Springs.

This application will be taken up by the state engineer at his office at Pierre for consideration and appropriate action upon the 15th day of November 1930, at 1:30 p. m., at which time all persons who believe that the prior rights would be injuriously affected, or that the allowance of the permit would be detrimental to the public welfare, and also parties making the application, and to be benefited, are notified to be present either by sworn affidavit or in person for the purpose of presenting any relative testimony.

CHAS. A. TRIMMER
 State Engineer.

RECEIVED

OCT 22 1930

Registered # 216

OFFICE OF STATE ENGINEER

PIERRE, S. DAK.

EDWARD K. MATHER, C. E.
MANAGING ENGINEER

109-11-13 WESTERN BUILDING

DAKOTA ENGINEERING COMPANY

CONSULTING CIVIL ENGINEERS

MITCHELL, S. D.

RECEIVED
APR 1 1931

March 31, 1931

OFFICE OF THE ENGINEER
PIERRE, S. DAK.

State Engineer's Office
Pierre, South Dakota

Attention: Mr. D. F. Radsliff

Dear Sir:

We have made the changes requested in the Wessington Springs matter and enclose the revised report herewith.

Both of these supplies have been developed and have been in use by the City for several years. I do not know of any further work being contemplated at this time unless it would be a change in the roof, or concrete walls around the spring, or some other matter pertaining to maintenance rather than new construction.

Yours respectfully,

DAKOTA ENGINEERING COMPANY

BY Edward K. Mather

EKM:EM
ENC 2

April-29-1931

Fred Dunham, City Auditor,
Wessington Springs, S.D.

Dear Sir:

Complying with your verbal request made while you were in our office yesterday we shall do our best to hasten the issue of the more important papers for the completion of the water right claims of the City of Wessington Springs.

Receipt is hereby acknowledged of two documents entitled "Notice of Completion of Works", one document applying to permit # 10-3 and dated March-16-1931, also one document applying to permit # 11-3 and dated March-16-1931. Both documents were received by us on March-17-1931.

In view of the fact that the works for the diversion of water have been for the most part completed years ago by the city of Wessington Springs, and the further fact that the recent claim is made for the purpose of legalizing the use of the water claimed, there being no protest of record, it is deemed unnecessary to proceed with forms # 19, 20, 21, and 23. These four forms relate mainly to inspection and construction of the works.

Three blank forms #24, entitled "Certificate of Application of Water to beneficial use" are enclosed. Kindly arrange to have these properly filled out, sending only one to our office, at the earliest convenient date. Upon receipt of said certificate in proper form, there being no further protest, we shall give consideration to the issue of the final document entitling the claimant to the full use of the water, subject to existing statutes. Said final document is entitled "Water License".

Very truly yours,

John Berg, State Engineer
By

(D.F. Raduliff)

DR:DR
CC to

E.K. Mather,
Consulting Engineer.

MAP TO ACCOMPANY APPLICATION OF THE
CITY OF WESSINGTON SPRINGS, S.D.

FOR
WATER RIGHTS FROM SPRING NO.1 AND SPRING NO.2 IN THE CITY OF
WESSINGTON SPRINGS

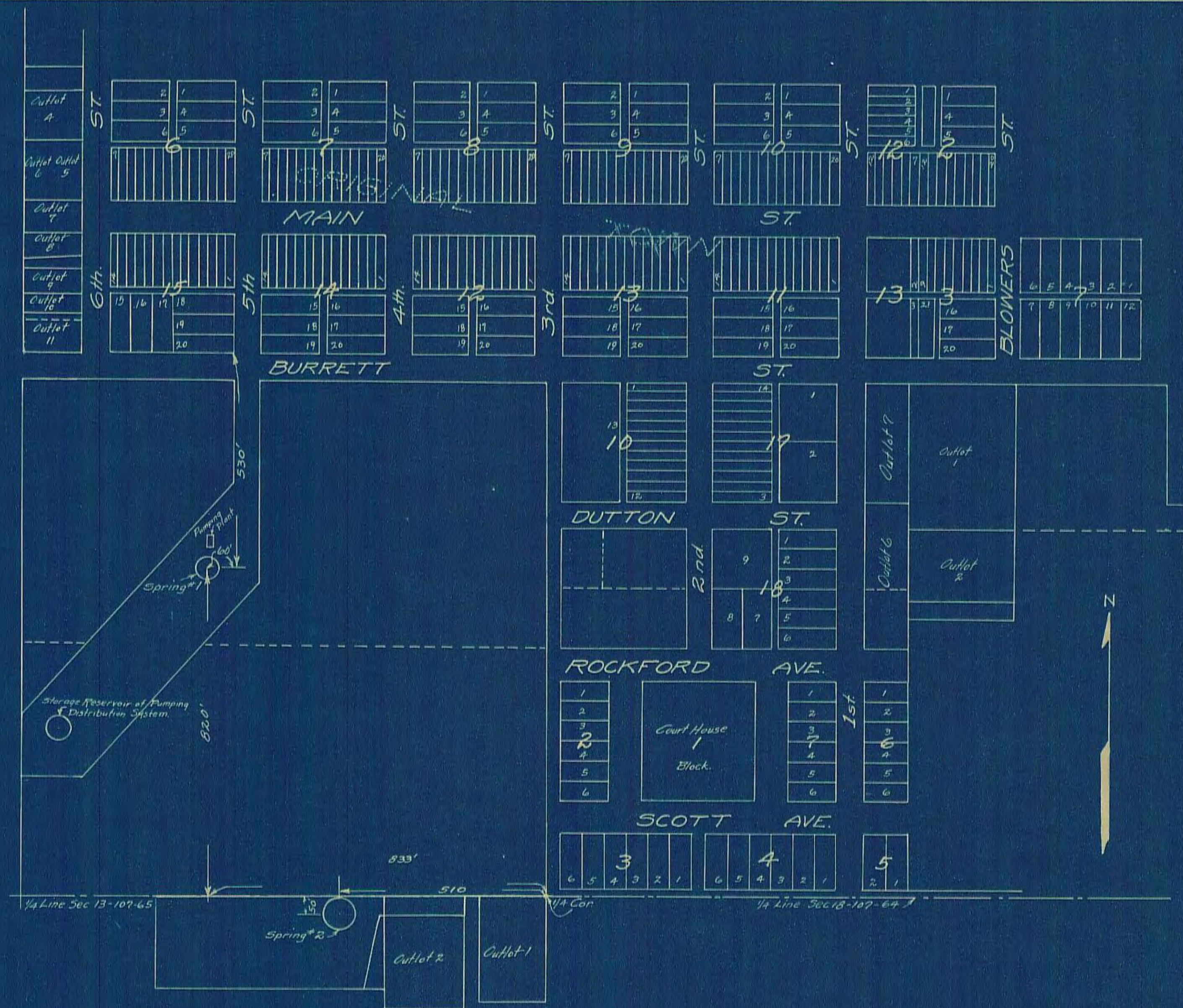


Note:

Spring #1 formerly called "The Big Spring"

Spring #2 formerly called the "Bateman Spring"

— Gravity Flow Distribution System of Water Mains
--- Pumping Distribution System of Water Mains



I, Edward K. Mather a duly licensed Professional Engineer and Land Surveyor do hereby certify that the accompanying map shows the location of existing sources of water supply of the Wessington Springs city water works and the connection of same to the distribution systems in the city of Wessington Springs, S. Dak.

IN WITNESS Where of I have hereunto set my hand and seal this 6th day of March 1930.

DAKOTA ENGINEERING COMPANY
Edward K. Mather
Reg. Prof. Engineer & Land Surveyor

State of South Dakota }
County of Davison } ss.

On this 6th day of March in the year 1930 before me personally Edward K. Mather known to me to be the person who is described in and who executed the within instrument and acknowledged to me that he executed the same.

Notary Public
Notary Public, S. Dakota.

Case # 10-3

Dewell, Amanda

From: Dewell, Amanda
Sent: Tuesday, February 24, 2026 1:35 PM
To: 'Camden Hofer'
Cc: Konst, Shannon
Subject: RE: [EXT] Wessington Springs

With that, I believe it would be best to refrain from pursuing cancellation until such a time as the city reports they have ceased all use of the groundwater.

Amanda Dewell
 DANR - Water Rights Program
 Permitting Administrator
 Main Phone: 605 773-3352
 Website: danr.sd.gov



From: Camden Hofer <chofer@spn-assoc.com>
Sent: Monday, February 23, 2026 1:13 PM
To: Dewell, Amanda <Amanda.Dewell@state.sd.us>
Cc: Konst, Shannon <Shannon.Konst@state.sd.us>
Subject: RE: [EXT] Wessington Springs

Amanda,
 The groundwater use will most likely be discontinued the end of this year, based on the expected construction schedule.

Abandoning the well and tearing down the water plant will most likely be in 2027.

Thanks,

Camden Hofer P.E.



From: Dewell, Amanda <Amanda.Dewell@state.sd.us>
Sent: Monday, February 23, 2026 12:34 PM
To: Camden Hofer <chofer@spn-assoc.com>
Cc: Konst, Shannon <Shannon.Konst@state.sd.us>
Subject: RE: Wessington Springs

Camden, we will get 4422-3 & 11-3 scheduled for cancellation and leave 10-3 alone for continued fire suppression needs. This will likely happen at the Water Management Board meeting in May. There is nothing you need to do.

Amanda Dewell
DANR - Water Rights Program
Permitting Administrator
Main Phone: 605 773-3352
Website: danr.sd.gov



From: Camden Hofer <chofer@spn-assoc.com>
Sent: Thursday, February 19, 2026 11:34 AM
To: Dewell, Amanda <Amanda.Dewell@state.sd.us>
Subject: [EXT] Wessington Springs

Amanda,
Maybe this issue is already solved, but I wanted to share a set of emails that I had with Adam Mathiowetz about the springs in Wessington Springs.

We have a construction project that will start in April. One of the parts of the project is to demolish the spring collection structures and allow the springs to naturally flow into the creek through town. My interpretation of all of this is that since Wessington Springs will not be placing to beneficial use the flow of the springs, then we do not have to permit the spring flow through water rights. We will need to cancel the water rights pertaining to the springs that will no longer be used.

If there is anything you need from me, please let me know.

Thanks,



Camden Hofer P. E.
Project Engineer
(605) 996-7761 | chofer@spn-assoc.com
www.spn-assoc.com
2100 N Sanborn Blvd Mitchell SD 57301