

- 1024-3
1. Considered 5-1, 19 62
 2. Name of Applicant CITY OF ABERDEEN
 3. Post Office Address _____
 4. Amount of water claimed .11
 5. Source of water supply City of Aberdeen
 6. Water to be used for Public Recreation
Acres to be irrigate _____
 7. Water to be diverted and used in Brown County
about _____ miles of AT WILLIAM PARK
 8. Proof of Publication Received L
Not Received _____
 9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____
 10. Remarks:

No. 1024-3
 Water Division No. 3 JAMES RIVER District 810 am
 (Blanks to be Filled by the Engineer for the W. R. C.)
 STATE WATER RESOURCES COM.
 LEBAN, 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 City of Aberdeen
 Postoffice address Box 1299, County Brown, State S. D.

- I. If a corporation _____
- (a) Name of same _____
 - (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, \$ Adequate
 - (c) Treasury stock, \$ _____
 - (d) Bonds to be issued, \$ _____
 - (e) Other resources, \$ _____

2. Name of diversion work Wylie Park Well #2
 3. Amount of water claimed 50 GPM cubic feet per second
 4. Source of water supply Dakota formation
 5. Location of point of diversion _____ on _____ bank _____ County.

6. Annual period or periods during which water is to be used Continuous

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.) _____

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

- (a) Nature of use Domestic use and water for zoo
 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 666-3

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 -----years.
 11. Time required for complete application of water to the proposed beneficial use ----- years.
 12. Choice of newspaper for publication of notice of intention to appropriate -----

STATE OF SOUTH DAKOTA

County of BROWN } ss.

I, J. CLIFTON HARRIS, 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

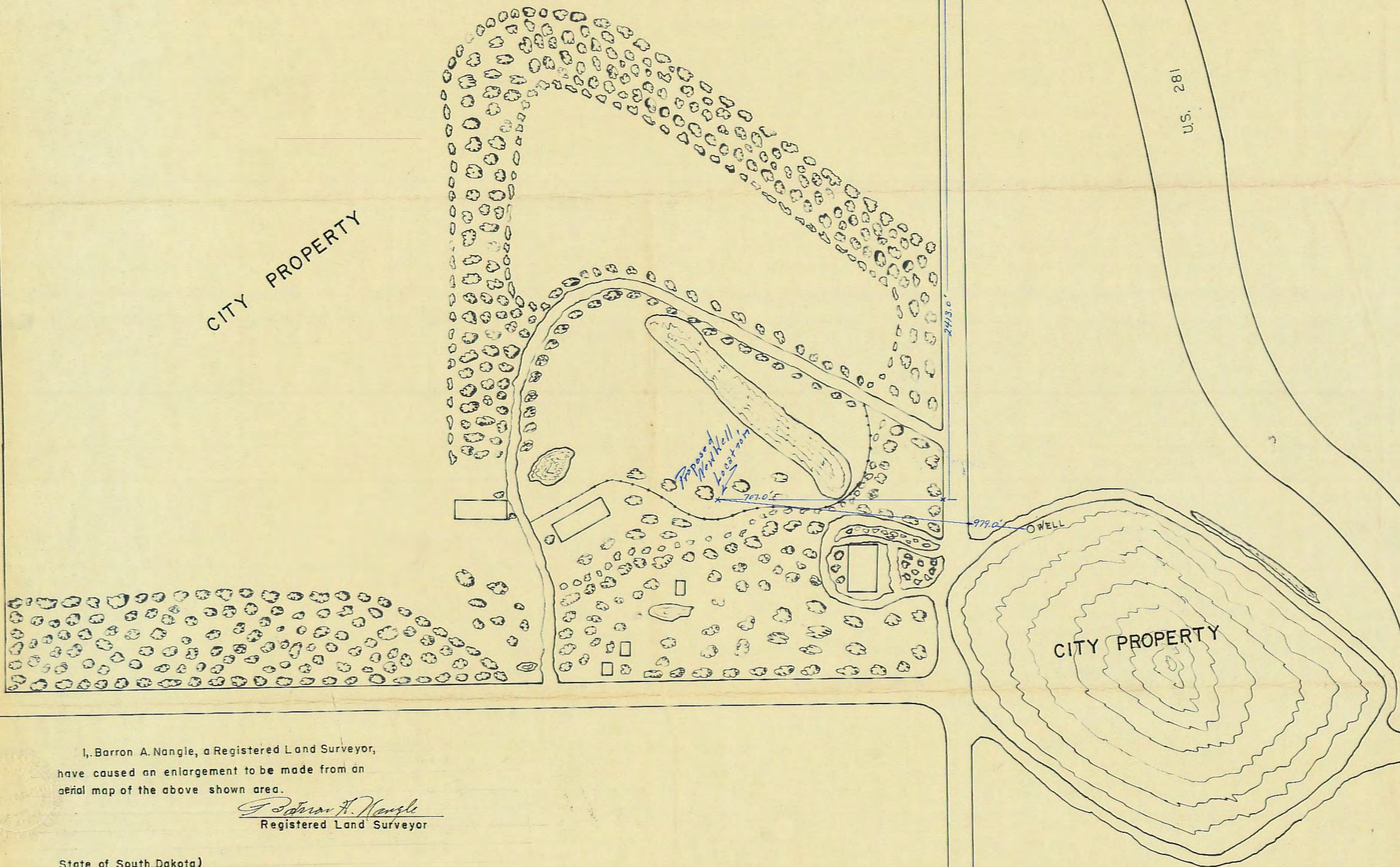
Subscribed and sworn to before me this 25th day of January, 1912

Joseph J. Hargrave
 Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

S.E. 1/4 SECTION 3 T. 123 N. R. 64 W.

CITY PROPERTY



I, Barron A. Nangle, a Registered Land Surveyor,
have caused an enlargement to be made from an
aerial map of the above shown area.

Barron A. Nangle
Registered Land Surveyor

State of South Dakota } ss
County of Brown

On this 21st day of February,
1963, before me, a Notary Public, personally appeared
Barron A. Nangle, known to be the person described and
who executed the within instrument, and who acknowledged
to me that he executed the same.

My commission expires
2-21-1969

Winifred Knapf
Notary Public

WYLIE PARK
ABERDEEN S. DAK.
1963

U.S. 281

MAP No 666-3 (Am. N° 1024.3)

Remarks by State Water Resources Commission:

THIS PERMIT RECOGNIZES A "VESTED RIGHT" FOR 140 GPM
FROM WELL #1 DATING FROM 1921
THIS PERMIT APPROVES CONSTRUCTION OF WELL #2
WITH THE STIPULATION THAT IT IS TO BE VALVED
AND ^{THE FLOW REDUCED} ~~SHUT OFF~~ WHEN NOT IN USE

STATE OF SOUTH DAKOTA
County of HUGHES } ss.

Pierre, South Dakota, NOVEMBER 19, 1963

This is to certify that the foregoing application was received by the Commission at 8:10 o'clock
2 m. upon the 26TH day of FEBRUARY, 1963

State Water Resources Commission

By:

Durton Jones
for Chief Engineer, Executive Officer

Number of permit 1024-3

Date of first receipt of application FEBRUARY 26, 1963

Date of return to applicant for correction, amendments or changes required as follows: MARCH 21, 1963

Date of receipt of corrected application APRIL 1, 1963

Date from which applicant is deemed to have acquired right 31ST FROM 1921
1ST FEBRUARY 26, 1963

Approved MAY, 1963, Recorded in Book 8 Page 139

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

MAY 1, 1964

2nd. The whole of said work is to be completed on or before MAY 1, 1965

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

MAY 1, 1965

4th. The water appropriated shall be used for the purpose of public recreation

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 2 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 MAY 1, 1965; said water to be used during the following described annual period:

continuous

Witness my hand this 19TH day of NOVEMBER, 1963

State Water Resources Commission

By:

James H. Jones
Chief Engineer, Executive Officer

Certificate of Construction Issued AUGUST 14, 1964

Water License Issued AUGUST 14, 1964

Form 2A — Wells (Supplement to Form 2)

3. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 5 1/2 " Depth 1,200 feet

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

Size of casing 2, Thickness of casing Standard

Length of casing 1,200 If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen Open

Size of perforated screen (diameter) (length)

Thickness of gravel pack, length of gravel pack

(c) Water Bearing Materials

Distance to water 1,200 Character of water bearing materials

Thickness of water bearing material

(d) Pump and Motor

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

Name of pump, size

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

Horsepower, Name of Motor

(e) Complete well

Capacity at drawdown of Estimated cost Located

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

Address

(g) Distance to nearest existing wells

On same owner's property 979 feet
On property owned by others None feet

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1024-3

(1) WHEREAS, On the 26th day of February A. D. 19 63
the City of Aberdeen

made Water Right Application No. 1024-3 for a permit to use .42 cubic feet per second of the water of ground water

County of Brown, State of South Dakota, for domestic and recreation

purposes; and

(2) WHEREAS, On the 19th day of November A. D. 19 63

Permit No. 1024-3, with a date of priority of 1921 and February 26, 1963

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 1st day of May A. D. 19 65 and for the application to beneficial use of said water on or before the 1st day of May A. D. 19 65

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 .42 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,

to be used for domestic and recreation purposes at Wylie Park

(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 the City of Aberdeen

~~xxxxxx~~
the holder _____ and owner _____ of said permit No. 1024-3 a water right, dating from 1921 and February 26, 1963 to use of .42 cubic feet per second of the waters of ground water

in the County of Brown and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted ~~xx~~ Well #2, a point 2413' S and 707' W of the E 1/2 corner, Section 3, T123N, R64W, and a point 900' W of Well #2

and conduct ~~to xxxxxxxx~~ through pipeline to caretakers residence and open flow to lagoon

for the purpose of Domestic and recreation use.

Subject to any limitations listed in Water Right Permit No. 1024-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 14th day of August A. D.
Nineteen Hundred and Sixty - nine

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

Form 15.

Permit No. 1024-3

Water Diversion No. 3 JAMES RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the City of Aberdeen
_____ the holder _____ of
Permit No. 1024-3, issued upon Application No. 1024-3, bearing date of priority of 1921 and
February 26, 1963 authorizing the diversion of .42 cu. ft. per second of the waters of _____
ground water County of Brown, State of South Dakota at Well
#2, at a point 2413' S and 707' W of the E $\frac{1}{2}$ Corner, Section 3, T123N, R64W, and
point 900' E of Well #2
_____, for domestic and recreation

purposes, has _____ 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 .45 cu. ft. per second of water.

Date August 16, 1969

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

Aberdeen American-News

PUBLISHED DAILY AND SUNDAY

ABERDEEN, SOUTH DAKOTA

Date April 4, 1963

FIRST PUBLICATION

Gentlemen:

Attached is a clipping from our edition

of April 4, 1963

showing first insertion of

Appropriation of Water

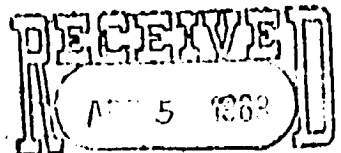
which we shall publish as ordered as
follows: April 4, 11, 18, 25, 1963

Kindly check notice immediately and
return if incorrect, noting corrections
to be made.

ABERDEEN AMERICAN-NEWS

Advertising Department

TOTAL PUBLICATION COST 13.32



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

(No. 157 — April 4-11-18-25 — 4T)
APPROPRIATION OF WATER
Office of State Water Resources Commission, Pierre, S. Dak., April 2, 1963.
Notice is hereby given that the City of Aberdeen, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use .11 cubic feet of water per second of time from artesian ground water through the Wylie Park Well No. 2, the point of diversion of which is to be located in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 3, Twp. 123N., Range 64W. Said water to be used for the purpose of providing domestic supplies and for watering animals in the zoo.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 1st day of May, 1963, 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

on or before
(First Publication April 5, 1963)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., April 2, 1963

Notice is hereby given that the City of Aberdeen

~~XXXXXXXXXX~~ S. Dak., has made an application in accordance with

the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use .11

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

Wylie Park Well #2, the point of diversion of which is to be located ~~XXXXXX~~

~~XXXXXXXXXXXXXXXXXXXX~~ in the SE 1/4 of the SE 1/4 of Section 3

Twp 123N Range 64W. Said water to be used for the purpose of providing ~~XXXXXX~~

~~XXXXXX~~

domestic supplies and for watering animals in the zoo

~~XXXXXXXXXX~~ ~~XXXXXXXXXX~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 1st day of May, 1963, 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

CC: Henry J. Schmidt, Publisher
Aberdeen American News
Aberdeen, South Dakota

ALL INFORMATION

Site Investigation and Local Conditions:

The contractor acknowledges that he has satisfied himself

with all provisions of the specifications, the nature and location of the work to be done. Failure of the contractor to acquaint himself with all available information will not relieve him of responsibility nor justify claims for extras.

Extra or Additional Work:

Without invalidating the contract, the Aberdeen Park Board may order extra work, the contract sum being adjusted accordingly. All of the work of the kind bid upon shall be paid for at the price stipulated in the proposal between the Aberdeen Park Board and the Contractor. No claims for extra work will be honored unless ordered in writing by the Aberdeen Park Board.

Inspecting and Testing of Materials:

The Aberdeen Park Board reserves the right to inspect and test all materials going into the construction of the project and must be accorded every facility for making such inspection at all times.

Guarantee:

The contractor shall guarantee the workmanship and materials for the period of one year from the date of final completion and shall keep the work in repair insofar as his work and materials are at fault.

Construction:

The well shall be drilled to the base of the Lakota formation and cased with 3 inch type "K" copper casing.

Perforated copper casing shall be placed into the water bearing strata.

A minimum of 200 feet of 7 inch casing shall be cemented in place. No procedure other than cementing from the bottom of the casing to the top (pressure Grouting) will be allowed. Good used casing may be used for surface casing. After the surface casing has been cemented no drilling will be allowed for a minimum of 72 hours, 24 hours if quick-setting additives are used.

The space between the copper tubing and the surface pipe shall be effectively sealed.

The contractor shall remove from the site all debris and unused materials upon completion of the job.

The three inch copper shall be grouted in place from the top of the Lakota formation to ground level.

PROPOSAL FOR BIDS

That bids are requested for the drilling of a three inch copper well with 7 inch casing surface cemented in place and with 1200 feet, or thereabouts, of 3 inch copper well cased; such well shall be drilled to meet minimum specifications for flowing artesian wells as set forth by the State Water Resource Commission at Pierre, South Dakota.

That said bidder must agree to secure the intent to drill, carry Workmen's Compensation, public liability and property damage insurance, comply with Water Resources regulations as set forth by the State of South Dakota, and have previous experience completing similar high pressure wells. Such bids will be accepted subject to the Aberdeen Park Board's right to reject any or all bids, or accept any one of the said bids, regardless of the price so bid.

Such bid shall include a 3 inch bronze valve-pressure rated @ 125 pounds, set on a 3 inch tee. Such valve shall be set above ground level.

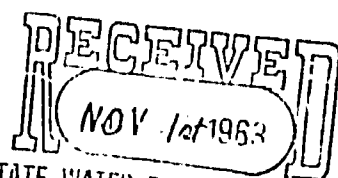
Pressure of present well located on property above described is 60 lbs. All bids must be in writing and mailed to the Aberdeen Park Board, Box 31, Aberdeen, South Dakota

Each bidder must furnish an acceptable Bid and Performance Bond in the amount of 100% of the work.

The Aberdeen Park Board shall obtain the Drilling Permit and Water right from the State Water Resources Commission.

Location No. 1024-3

Water Division No. _____ Water District _____

STATE 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 Aberdeen, P. O. Box 1299, Aberdeen, South Dakota

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. No previous posting

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

Ans. Artesian ground water--SW¹ SW¹ Section 2, T123N R64W

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. Flows directly into lake

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. For maintaining level of small lake in park and providing water for park facilities

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. 140 gal./min.

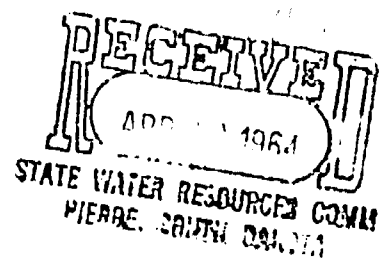
Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

4/2/64

SPECIFICATIONS

ARTESIAN WELL AT WYLIE PARK



CITY OF ABERDEEN, SOUTH DAKOTA

1 9 6 4

NOTICE FOR BIDS

Sealed bids will be received by the Board of Commissioners of the City of Aberdeen, South Dakota, at the office of the City Auditor until 7:30 p.m. on the 3rd day of February, 1964, at which time the bids will be publicly opened, read, and considered for the furnishing of all labor, equipment, and materials required for the drilling of one artesian well at Wylie Park and all work incidental thereto.

All work shall be done in strict accordance with the specifications now on file in the office of the City Auditor.

All bids shall be made on the printed forms attached to and made a part of this contract and shall be accompanied by a certified check in an amount of at least five (5) per cent of the total amount of the bid, the same to be drawn on either a solvent state or national bank domiciled within the State of South Dakota, payable without condition to the Owner as a guarantee of good faith in entering into a contract if so awarded. All bids shall be endorsed on the outside of the envelope with the words, "Bid for Artesian Well #2 at Wylie Park." Specifications may be obtained at the offices of the City Auditor or City Engineer in the Municipal Building.

Said improvement will be paid for in cash thirty (30) days after its completion and acceptance by the Board of Commissioners.

The Board of Commissioners of the City of Aberdeen reserve the right to reject any and all bids and to accept the bid which it deems most favorable to the interest of the City after all bids have been examined and canvassed.

By order of the Board of Commissioners of the City of Aberdeen, South Dakota.

Dated this 19th day of January, 1964.

Ralph T. Hogenson

CITY AUDITOR

INSTRUCTIONS TO BIDDERS

1. BIDDER QUALIFICATIONS

No bid will be accepted from or contract awarded to any firm or corporation until it shall have furnished satisfactory proof of its ability to do this class of work.

The bidder must satisfy the Park Board and City Engineer as to his ability to furnish the materials and satisfactory work for which he bids.

2. PROPOSAL

The proposal must be delivered at the office of the City Auditor, City of Aberdeen, South Dakota, in a sealed envelope addressed to the City Auditor and endorsed on the outside with the words, "Bid for Artesian Well #2 at Wylie Park." The proposal must be on file at the office of the City Auditor before 7:30 p.m. on February 3, 1964.

Any bids received after the above hour will not be opened or considered.

The price bid must be written out as well as expressed in figures in the respective blanks provided for the same.

Bidding blanks can be obtained from the City Engineer or City Auditor, Municipal Building, Aberdeen, South Dakota.

No bid will be received if detached from the other documents with which it is bound.

3. SPECIFICATIONS MUST BE RETURNED

All specifications remain the property of the City Engineer and must be returned to him at the time of the opening of bids.

4. CERTIFIED CHECK

Each bidder must submit with his proposal a certified check for five per cent (5%) of the total amount of the bid, the check to be drawn on either a solvent state or national bank domiciled within the State of South Dakota and drawn to the order of the City of Aberdeen. The proceeds from said check shall become the property of the City of Aberdeen if, for any reason whatever, the bidder withdraws from the competition after the opening of the bids or refuses to execute the required contract and bond if his bid is accepted. The certified checks will be returned to the unsuccessful bidders ten (10) days after the contract has been let.

5. TIME OF COMPLETION

The work must be completed on or before May 30, 1964.

6. BOND

The bidder to whom the award is made will be required to enter into a written contract with the City of Aberdeen and must furnish an acceptable performance bond in the amount of one hundred per cent (100%) of the bid price.

If the bidder to whom the award is made fails to enter into a contract as herein provided, the award may be annulled and the contract let to the next most desirable bidder in the opinion of the City of Aberdeen, and such bidder shall be required to fulfill every stipulation embraced herein as if he were the original party to whom the award was made.

7. BIDS MUST BE COMPETITIVE

It is the intention of these specifications to afford a means for the offering of competitive bids. If any proposals or combination of proposals show evidence of any endeavor to avoid competition, such proposals may be rejected as informal.

8. EXTRA OR ADDITIONAL WORK

Without invalidating the contract, the City of Aberdeen may order extra work, the contract sum being adjusted accordingly. All of the work of the kind bid upon shall be paid for at the price stipulated in the proposal between the City of Aberdeen and the Contractor. No claims for extra work will be honored unless ordered in writing by the City of Aberdeen.

9. INSPECTING AND TESTING OF MATERIALS

The City of Aberdeen reserves the right to inspect and test all materials going into the construction of the project and must be accorded every facility for making such inspection at all times.

10. GUARANTEE

The Contractor shall guarantee the workmanship and materials for a period of one year from the date of final acceptance and shall keep the work in repair insofar as his work and materials are at fault.

PROPOSAL

DATE _____

BOARD OF COMMISSIONERS
CITY OF ABERDEEN, SOUTH DAKOTA

Gentlemen:

_____, the undersigned,
do hereby offer to perform the work and furnish all labor, materials,
and machinery necessary for the construction of an artesian well at
Wylie Park according to the specifications prepared by the City Eng-
ineer of Aberdeen, South Dakota, for the sum of _____
Dollars (\$_____).

THE UNDERSIGNED DOES HEREBY DECLARE:

1. That _____ has been regularly engaged in the construction of
the class of work required by the specifications for _____
years and that _____ have all the necessary tools to perform the
the class of work called for.
2. That _____ have personally examined the location of the pro-
posed well and have satisfied _____ as to the amount
and character of the work and materials necessary to complete
the work according to the specifications.
3. That _____ will commence work within ten (10) days after the
contract has been signed and will prosecute the work to com-
pletion within the limit of time hereinafter named in accord-
ance with the requirements and provisions of the contract.

Respectfully submitted,

GENERAL SPECIFICATIONS

1. Work to be done.

Drilling a five-inch artesian well lined with a three-inch copper pipe to be grouted between the five-inch and three-inch pipes and between the drilled well hole and the three- and three-inch pipes, as set forth in the detailed specifications. The bidder shall furnish all labor and materials necessary for the construction of the above well.

2. Contractor.

Whenever the word "contractor" is used, it shall be held to mean the party, firm, or corporation with whom the contract is made by the City of Aberdeen for the construction of an artesian well at Wylie Park, the agent of the contractor who may be appointed to represent him in the execution of the work, or the legal representative of the contractor. The foreman in charge of the work will be held to represent the contractor during the absence of the latter or his designated agent.

3. Engineer.

Whenever the word "engineer" is used, it shall be understood to refer to the City Engineer of Aberdeen, South Dakota.

If any question arises concerning the execution of the work, the decision of the Engineer shall be binding on both parties. All materials furnished and all work done shall be subject to rigid inspection by the Engineer; if not in accordance with the specifications in the opinion of the Engineer, shall be made to conform thereto. Unsatisfactory material will be rejected and shall be immediately removed from the premises at the cost of the Contractor if so ordered by the Engineer.

Before any cement grout is placed the Contractor shall notify the Engineer, and no grout shall be placed unless the Engineer or his assistant is at the site.

4. Contractor's bond.

The Contractor will be required to give a surety bond in an amount of one hundred per cent (100%) of the contract cost, conditioned upon the faithful performance of the Contractor of all the covenants, stipulations, and agreements set forth and implied in the contract.

5. Transfer of contract.

Transfer of a contract or any interest therein will not be

permitted except by written approval of the City of Aberdeen and the City Engineer.

6. Contractor to examine site.

Before submitting a proposal, each bidder shall make a careful examination of the specifications and fully inform himself as to the nature of the work, materials necessary, and the character of the workmanship required. He shall visit the locality where the work is to be done and make a careful examination of the place where the well is to be sunk.

7. Specifications.

The Contractor shall at all times keep upon the work a copy of the specifications so that reference may be made thereof by the Engineer in case of misunderstanding or misconstruction.

Instructions given by the Engineer to the Contractor's foreman or agent on the work shall be considered as having been given to the Contractor himself.

8. Methods and appliances.

The methods and appliances adopted by the Contractor must be such as will secure a satisfactory quality of work and enable him to complete the work in the time agreed upon. If at any time such methods and appliances appear inadequate, the Engineer may order the Contractor to improve their character or increase their efficiency; the Contractor must conform to such order. However, the failure of the Engineer to order such improvement of methods or increase of efficiency will not relieve the Contractor from his obligation to perform good work or finish it in the time agreed upon.

9. Material and workmanship.

All material and workmanship must be in accordance with the specifications.

10. Damages.

The Contractor will be held responsible for and be required to make good at his own expense any and all damage of whatsoever nature to persons or property caused by carelessness, neglect, or want of due precaution on the part of the Contractor, his agent, employees, or workmen. He will not allow any of his agents, employees, or workmen to trespass upon the premises or land of persons in the vicinity of the work and will, at the request of the Engineer, discharge anyone in his employ who may be guilty of committing such damage.

11. Permit.

The Contractor must secure an "Intent to Drill" permit from the State Water Resources Commission, Pierre, South Dakota. The Contractor shall be required to carry Workmen's Compensation, Public Liability and Property Damage Insurance and comply with the Water Resources regulations of the State of South Dakota.

12. Delays.

The Contractor shall not be entitled to any compensation for delays or hindrances to the work for any cause whatever. Extension of time will be allowed only for unavoidable delays such as may result from causes which, in the opinion of the Engineer, are beyond the control of the Contractor.

13. Payment.

This project shall be paid for in cash thirty (30) days after its final completion and the acceptance of the work by the Board of City Commissioners.

DETAILED SPECIFICATIONS

1. INSIDE CASING

The well shall be drilled into the base of the Lakota formation (approximately 1,260 feet below the ground surface). The inside casing shall be a three-inch inside diameter type "K" hard copper pipe with a weight of at least four pounds per lineal foot. The copper pipe sections shall be joined by pushing each pipe section to full depth into a wrought-copper solder-type coupling and sweated in place with silver solder or solder consisting of 95% tin and 5% antimony. This copper casing shall be perforated where it extends into the Lakota formation and shall extend a sufficient distance to develop the full flow of the well.

2. OUTSIDE CASING

It shall be new steel pipe of minimum length of 200 feet and at least five inches inside diameter with a minimum weight of 14.81 pounds per lineal foot including thread and couplings. The outside casing shall extend above the original ground surface a minimum distance of three feet. All steel pipe joints shall be watertight, and couplings shall be screwed to refusal; no loose, crooked, or poorly-threaded joints will be permitted.

3. PRESSURE GROUTING

Cement grout shall consist of Portland cement and water. Not more than six gallons of water per cubic foot of cement grout shall be used. The grout shall be placed in the annular space between the outside of the three-inch diameter copper casing and the drill hole from the base of the Lakota formation to the bottom of the five-inch diameter outside casing and in the annular space between the outside of the three-inch copper casing and the inside of the five-inch outside casing. The annular space between the drill hole and the five-inch outside casing shall also be filled with cement grout. After the outside casing has been grouted, no drilling will be allowed for a minimum of 72 hours, 24 hours if high, early-strength cement is used. Minimum average thickness of the cement grout in place shall be three-quarters inch ($3/4$ -inch). Before the cement grout is placed, spacers of a type satisfactory to the Engineer shall be fixed to the outside of the casing at forty-foot intervals along the length to be sealed to insure the three-quarter-inch minimum average thickness and complete encirclement of the pipe by the grout. The grouting shall be done by pumping the grout through the inside of the casing and forcing it up around the outside of the casing. In no case shall the grout be placed by allowing it to fall by gravity around the outside of the casing.

4. SEALING

Space between the three-inch diameter copper casing shall be securely sealed with lead or other approved packing materials.

5. VALVE

A 125-pound pressure-rated valve shall be installed on a three-inch tee at the top of the three-inch copper casing.

CONTRACT

THIS AGREEMENT AND INDENTURE made and entered into at Aberdeen, South Dakota, on this _____ day of _____, 1964, by and between the City of Aberdeen, South Dakota, party of the first part, and _____, party of the second part.

WITNESSETH:

THAT, WHEREAS, the City of Aberdeen, South Dakota, party of the first part, has heretofore caused to be prepared certain specifications and proposal for furnishing labor, material, and machinery necessary for the construction of an artesian well at Wylie Park, and the party of the second part, _____,

_____ on the _____ day of _____, 1964, did file with the City Auditor of the City of Aberdeen, South Dakota, a copy of said specifications together with its offer and proposal to furnish certain materials and construct such artesian well at and for the terms fully stated and set forth.

AND WHEREAS, the said specifications and proposal fully and accurately describe the terms and conditions upon which the party of the second part is willing to furnish the material and perform the work called for in the said specifications and the manner and time of finishing the same, it is therefore agreed:

FIRST: That a copy of said specifications and proposal, filed as aforesaid on the _____ day of _____,

1964, be attached hereto and that the same do in all particulars become the agreement and contract between the parties hereto in all matters and things set forth therein and described and, further, that both parties hereby accept and agree to the terms and conditions of said specifications and proposal so filed.

SECOND: The specifications and proposal annexed hereto are made a part of this contract and agreement.

THIRD: This contract is executed in duplicate.

CONTRACTOR

Et _____

(title)

SEAL

CITY OF ABERDEEN

BY _____
MAYOR

CounterSigned

CITY AUDITOR

Driller's Notice Of Intent To Construct Well

Water Resources Commission of South Dakota
State Office Building
Pierre, South Dakota

Gentlemen:

In accordance with Section 61.0406 of the 1960 Supplement to the South Dakota Code of 1939, Notice of Intent is hereby given to drill the following well.

Person for whom the well is to be drilled: City of Aberdeen
(Name)

Aberdeen, S. Dak.
(Address)

Owner of land if other than above: Artisan Well #2 at
(Name)

Wylie Park
(Address)

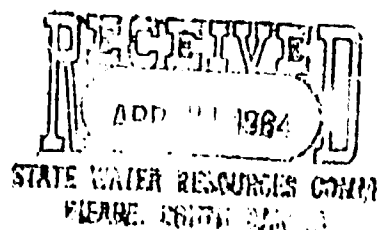
Location of well 1/4, 1/4, Section, Township,

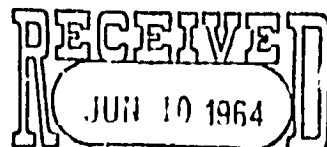
Range

Proposed use of water: Park facilities & wild life
(domestic, irrigation, municipal, industrial, other)

Very truly yours,

Leidol + Richard Kulling
Aberdeen, S. Dak.



Permit No. 1024-3Water Division No. _____ Water District _____
STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) Box 1299, Aberdeen S. Dak.(Date) May 29, 1964

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

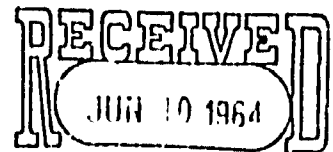
DEAR SIR: Notice is hereby given that on the 29th day of May
1964, at City of Aberdeen County of Brown State of South Dakota,
before _____
(Examining Engineer or Officer) _____ proof will be submitted of the application to beneficial use
of 0.161 cubic feet per second of the waters of the Lakota formation

_____ In accordance with the terms and conditions of Permit No. 1024-3
heretofore issued by the Water Resources Commission of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are _____
City of Aberdeen, South Dakota
2. The use to which said water has been applied is domestic use within Wylie Park
and supplying water for a small lake within the Park area.
3. The amount applied to beneficial use is 0.161 cu. ft. per second (Maximum)
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands ir-
rigated) Wylie Park, a public park owned by the
City of Aberdeen, South Dakota.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is _____
6. The right to take the water from such works is based upon permit No. 1024-3
7. The source of supply from which such water is diverted is Lakota formation
8. The date of priority which said user is prepared to establish is _____

(Sign)

James Robert Sept Park

Permit No. 1024-3

Water Division No. _____

STATE WATER RESOURCES COMM.
Water District PIERRE, SOUTH DAKOTA

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) P.O.Box 1299 Aberdeen, S. Dakota(Date) May 29, 1964

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of _____
0.161 (72 Gal. Per Min. Maximum) cu. ft. per second of the waters of the state from the
through the Lakota formation
for domestic use and supplying water for a small lake in Wylie Park purposes
_____ in accordance with the terms and con-
ditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is City of Aberdeen, S. Dak.
2. The postoffice address of such person or the place of business of such corporation is Box 1299
County of Brown State of South Dakota
3. The number of such permit is 1024-3 and the date set for the completion of such work is
May 29, 1964
4. Said water to be used for domestic use and supplying a small lake 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 accompanying the application for such permit, is 0.161 cubic feet per second.
6. The amount of land for which said water is available is Wylie Park, 182 acres,
particularly described as follows: 2413' S and 707' W. of E $\frac{1}{2}$ corner of
Section 3, T 123N, R 64 W

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

(Signature of Owners)

A. G. Schubert, Asst. Parks
Aberdeen Park Dept.
Aberdeen S. Dak.

1024-3, 2102-3, 2551-3

April 1, 1976

Earl Coyne
918 South First Street
Aberdeen, South Dakota 57401

Dear Mr. Coyne:

Enclosed is a copy of a letter from J.W. Grimes dated April 12, 1973 outlining the City of Aberdeen's water permits up until that date.

Since that time additional permits have been granted.

Permit No. 1024-3 was granted May 1, 1963, with priorities of .31 c.f.s. from 1921 and .11 from February 26, 1963. This Permit covers two artesian wells used at Wylie Park.

Permit No. 2102-3 was granted September 11, 1974, with a priority date of July 24, 1974. This permit was issued to pump water in the amount of 18.56 c.f.s. from the Elm River during periods when excess water is flowing over the No. 1 Aberdeen dam on the Elm River.

Permit No. 2551-3 was granted March 17, 1976, with a priority of February 20, 1976. This permit was issued to pump 5.0 c.f.s. from ground water from the Eyestone Gravel Pit.

Future use Permit No. 192-3 defines the area of future development as ground water areas along the Elm River between Section 19, T125N, R63W, and Section 15, T124N, R63W, plus the Pickus and Eyestone gravel pits.

If you have further questions, feel free to contact this office.
Sincerely,

JOHN HATCH, Chief Engineer
Water Rights Commission

JH/BFJ/pw
Encl: as stated

original filed in 2551-3

SOUTH DAKOTA

VESTED WATER RIGHT CLAIM NO. 1024-3

Date of Receipt of Claim February 26, 1963.

Date of Validation March 4, 1992.

The Water Management Board validated Vested Water Right Claim No. 1024-3 for the City of Aberdeen, Box 1299, Aberdeen SD 57402 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 1024-3 authorizes diversion of 0.31 cubic feet of water per second from one well located in the SW 1/4 SW 1/4 Section 2-T123N-R54W.

2. The appropriated water is used for supplying water to Wylie Park and may not exceed the amount of water needed for beneficial use for domestic and recreational purposes.

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

3. The priority date of the Vested Water Right is January 1, 1921.

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 must not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: _____

John H. Hotal
Chief Engineer

MAY 12 1992

date

Division of Water Rights
Dept. of Environment and Natural Resources



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAY 12 1992

Francis Brink, City Engineer
City of Aberdeen
Box 1299
Aberdeen SD 57401

Dear Mr. Brink:

The Water Management Board has validated the enclosed Vested Water Right No. 1024-3. 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

Dewell, Amanda

From: Tyler Bierman <tyler.bierman@aberdeen.sd.us>
Sent: Tuesday, February 3, 2026 2:26 PM
To: Dewell, Amanda
Subject: RE: [EXT] Water Rights - Replacement Well
Attachments: Screenshot of location.png

Hello,

Attached is the screenshot of the location. The address for Wylie Park is 2202 24th Ave NW Aberdeen, SD 57401. Approximate coordinates for that well location would be -98.522 45.494 Degrees. The old well was approximately 700' straight south of the new location.

Tyler Bierman
 Parks Superintendent
 Aberdeen, SD
 (605) 626-7072



Tyler confirmed over
 the phone that
 the replacement well
 would NOT result in
 an increased appropriation.
 2/6/26 AD

From: Dewell, Amanda <Amanda.Dewell@state.sd.us>
Sent: Tuesday, February 3, 2026 8:15 AM
To: Tyler Bierman <tyler.bierman@aberdeen.sd.us>
Subject: Water Rights - Replacement Well

Good morning, Tyler –

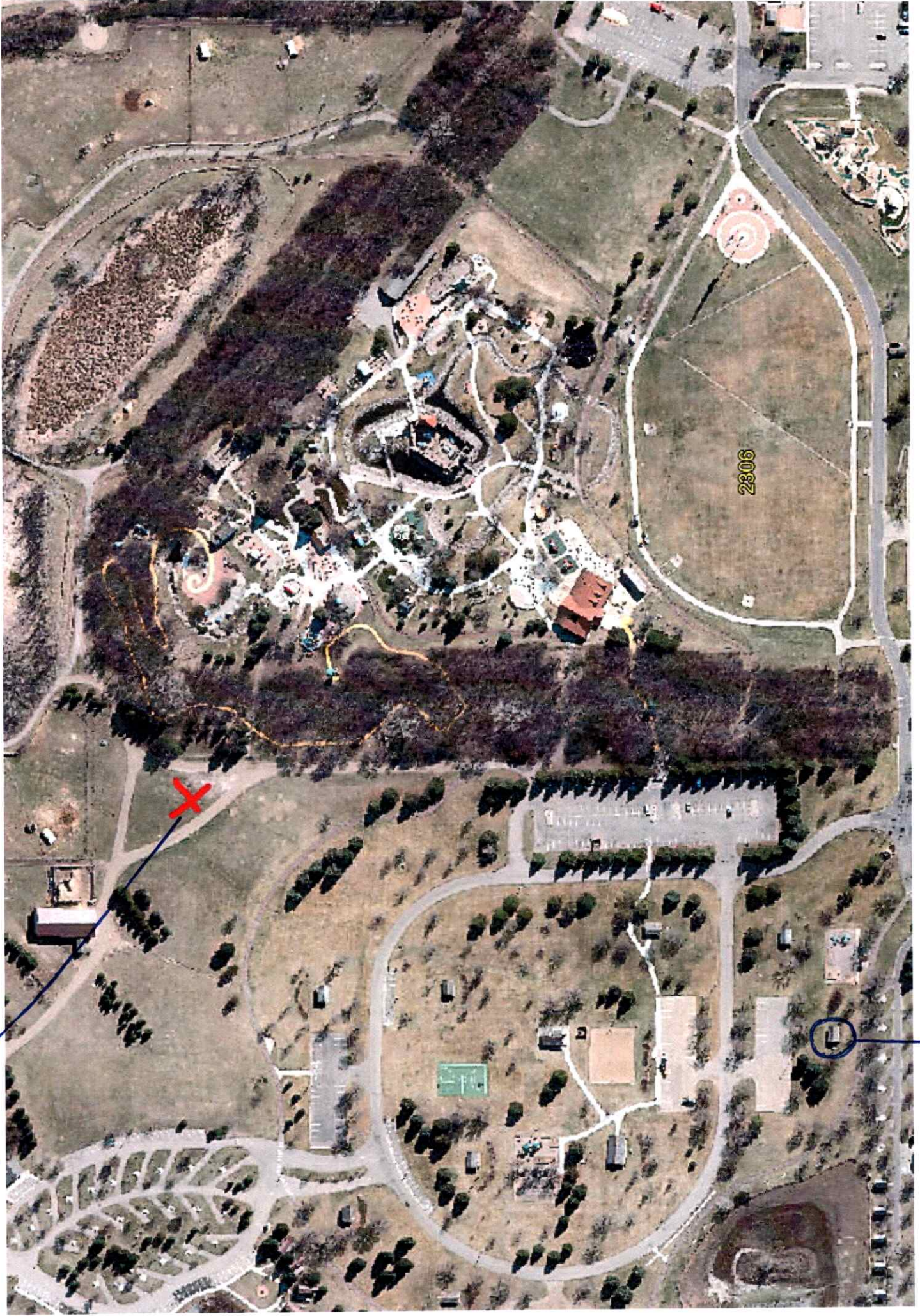
Adam Mathiowetz, with our Program, asked me to reach out to you regarding the potential replacement of a well authorized under the City's Water Right No. 1024-3. Please feel free to either reply to this email or give me a call on my direct line (605) 910-5187.

Thank you,

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



Replacement well (Dakota Ag) NW 1/4 SE 1/4 - Sec 3 - T123N - R64W (45.49344 / -98.52164)



abandoning one old well

Approval of Location Change and/or Additional Diversion Point(s)

NAME: City of Aberdeen COUNTY: BrownADDRESS: 123 S Lincoln, Aberdeen SD 57401 DATE: February 6, 2026**GENERAL DESCRIPTION OF AUTHORIZED PROJECT:**

Water Right No. 1024-3 authorizes the diversion of 0.42 cfs from groundwater, from two wells, completed Dakota Aquifer (DKOT), both located in the S ½ SE ¼ Section 3-T123N-R64W, with water being used by the city for domestic and recreational purposes.

AUTHORITY:

Pursuant to SDCL 46-5-13.1, the location of a diversion point may be changed, or additional diversion points may be added, provided the following conditions are met and the potential for interference with other existing diversions is not increased.

Developed water source same as permitted source and no additional water appropriated,

On February 3, 2026, the Water Rights Program received a request submitted by Tyler Bierman (Parks Superintendent for the City of Aberdeen) asking that a new DKOT well be allowed to replace one of the existing wells, located approx. 1,200 feet to the southeast. The existing well would be capped and abandoned. The new well will be located in the NW ¼ SE ¼ Sec 3-T123N-R64W and will not result in an increase to the 0.42 cfs (approx. 190 gpm) pump rate authorized by WR No. 1024-3.

If irrigation, no new land is irrigated,

No acres are permitted for irrigation by the processing of this request.

Review of Existing Diversions

There are 17 other existing water permits/rights within 5 miles of the new well requested by the City of Aberdeen; 3 of which also authorize diversion from the DKOT. The nearest permit/right authorized for diversion from the DKOT is 1054-3 (Rollings Hills Golf Dev.), located approximately 1.8 miles southeast of the newly proposed well. It was determined in the review of Water Right No. 1054-3 that there was reasonable probability any interference due to pumping would not adversely or unlawfully impair the originally authorized well sites under 1024-3 or other existing rights, therefore the same would be expected of the new well. While there are multiple complaints in the area regarding "flowing wells", is no history of interference complaints on file for the DKOT in Brown County.

The closest domestic well (completed into the DKOT) is approximately 0.65 miles to the southeast, located in the SE ¼ SW ¼ Section 2-T123N-R64W, on property owned by the First Assembly Church of God, according to Regrid.com. The location of the domestic wells in the well completion report database maintained by the Water Rights Program is based on the location listed by the driller on the well completion report.

RECOMMENDED ACTION

Based on the above criteria, it is recommended that the change in diversion point location be approved.



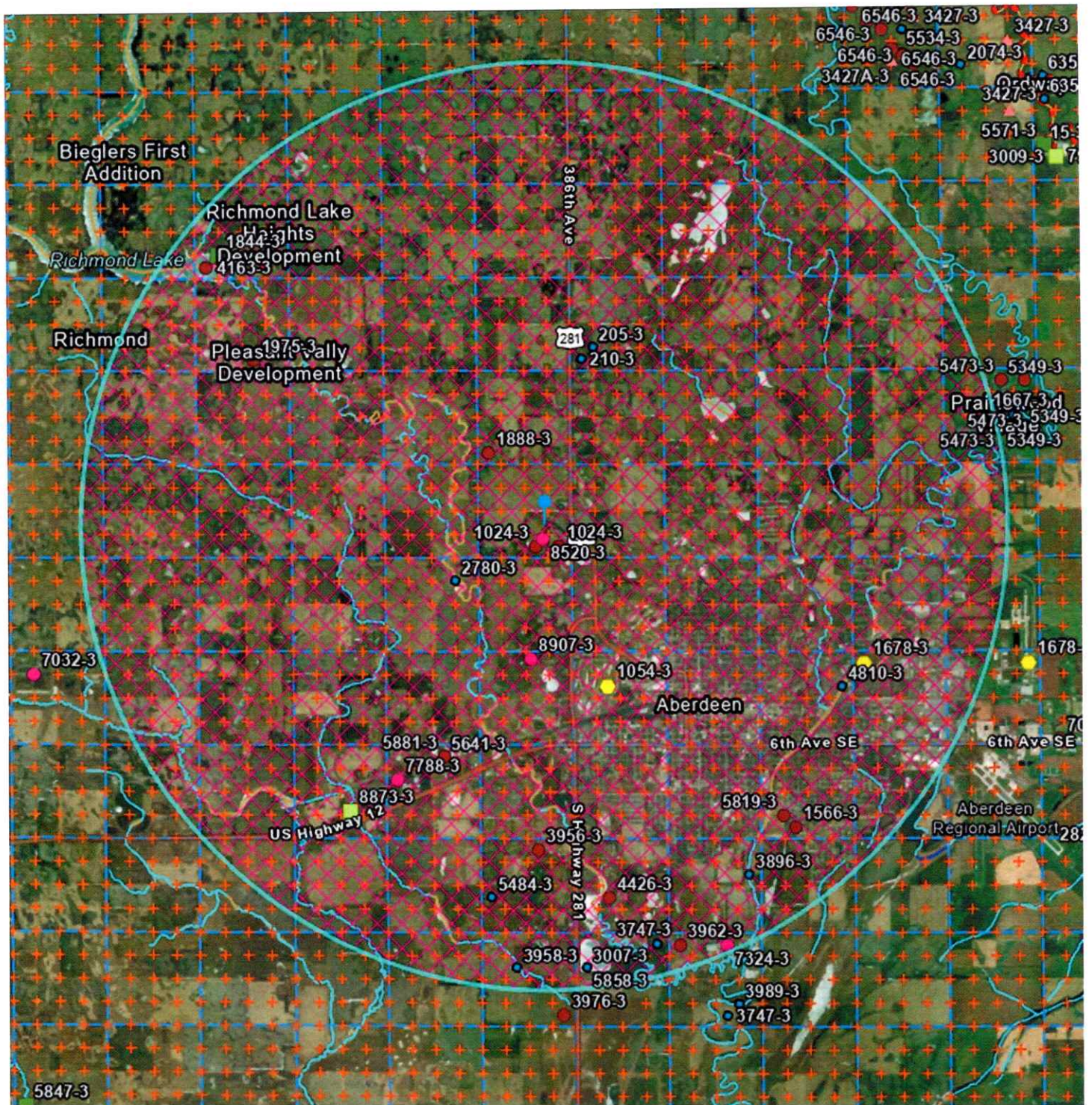
Amanda Dewell, Permitting Administrator
Water Rights Program

The Acting Chief Engineer makes a finding pursuant SDCL 46-5-13.1 and ARSD 74:02:01:14.01 that:

This change in location and/or additional diversion point(s) does not increase the potential for adverse effects to existing diversions.



Adam Mathiowetz, PE
Acting Chief Engineer



Dewell, Amanda

From: Dewell, Amanda
Sent: Monday, February 9, 2026 2:08 PM
To: tyler.bierman@aberndeen.sd.us
Cc: Mathiowetz, Adam (DENR)
Subject: 1024-3_New Well
Attachments: 1024-3_DVP CHNG.pdf

Tyler,

Please find attached the administrative review and approval of your request to replace one of the city's existing wells (Dakota Aquifer). The approval of this request does NOT authorize an increase in either the rate of diversion or annual volume of water authorized under WR No. 1024-3.

Additionally, no alternative well construction standards may be used for the completion of this replacement well and the well must be completed by a well driller licensed with the state of South Dakota. For more details on well construction standards or a list of licensed well drillers, please visit [South Dakota Water Rights - Drilling a Well](#), or contact Adam Mathiowetz, Acting Chief Engineer (cc'd).

Thank you,

Amanda Dewell

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

