

1. Considered Nov 9, 1966
2. Name of Applicant Albert T. Wipf
3. Post Office Address Frankfort
4. Amount of water claimed 2.20
5. Source of water supply Ground water
6. Water to be used for Irrigation
 Acres to be irrigated 160.0
7. Water to diverted and used in Spink County
 about 5 E 8 S S miles of Frankfort.
8. Proof of Publication Received ✓
 Not Received _____
9. Application Approved _____
 Subject to _____
 Not Approved _____
 Action deferred _____

10. Remarks:

No. 1312-3
 Water Division No. 3 JAMES RIVER District SEP 21 1966
 (Blanks to be filled by the Engineer for the W. R. C.)

STATE WATER RESOURCES COM.
 DEPT. OF AGRICULTURE

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

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

1. Name of applicant Albert J. Wipf
 Postoffice address Frankfort, County Spink, State S. Dak.

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, \$
 (c) Treasury stock, \$
 (d) Bonds to be issued, \$
 (e) Other resources, \$

2. Name of diversion work Albert J. Wipf Irrigation Project No. 1

3. Amount of water claimed 2.2 cubic feet per second

4. Source of water supply well

5. Location of point of diversion 1320ft. E. & 1320 N of the S.W. Corner 6/115/61W

- on _____ bank _____ County.

6. Annual period or periods during which water is to be used April thru Oct.

7. To be used for:

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

- (a) Number of acres to be irrigated 160 acres.

- (b) Legal subdivisions to be irrigated S.W. 1/4 of 6/115/61W

(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 _____
 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 925-3

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 topfeet; thickness at bottomfeet; thickness at topfeet; slope at front water face; slope at back face material used in construction

(b) Reservoir: Capacity when filledacre feet. Surface area at highwater mark.....acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET—ACRES	ACRE-Feet CAPACITY

(c) Head gate: Width.....feet; height.....feet; Material

(d) Canal: Total lengthmiles.

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 work5.....years.

11. Time required for complete application of water to the proposed beneficial use1.....years.

12. Choice of newspaper for publication of notice of intention to appropriate

Doland Times Record, Doland, S. Dak.

STATE OF SOUTH DAKOTA

County of in XXXXXXXXXXXXXXXXXX ss.

I, Albert J. Wipf

, 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

2nd

day of

September

1966

Carrie Johnson
Notary Public (or other qualified officer)

SURVEYOR'S CERTIFICATE
STATE OF SOUTH DAKOTA)
COUNTY OF BEADLE) SS
I, HARLAN W. MEYER, A REGISTERED LAND SURVEYOR
IN AND FOR THE STATE OF SOUTH DAKOTA, DO HEREBY
CERTIFY THAT AT THE REQUEST OF ALBERT J. WIPF,
SOLE OWNER, I HAVE SHOWN THE LANDS PROPOSED TO BE IRRIGATED
WITHIN HIS OWNERSHIP BOUNDARIES ON SEPT 2ND, '66 FOR WHICH APPLICATION
FOR APPROPRIATIVE WATER RIGHT IS MADE AND THAT THIS MAP
IS A TRUE REPRESENTATION THERE OF.
WITNESS MY HAND AND SEAL THU 2ND DAY OF SEPT. 1966.

HARLAN W. MEYER

MAP NO 925-3 (APPL NO 1312-3)

Remarks by State Water Resources Commission:

This well is located near domestic wells which may obtain water from the same aquifer. If the well covered by this Permit to appropriate Water depletes the domestic water supply, restrictions, to the extent necessary, of the capacity of this well or periods of operation or other arrangements will be required to protect the domestic water supply.

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, November 10, 1966

This is to certify that the foregoing application was received by the Commission at 8:15 o'clock
A.m. upon the 27th day of September, 1966.

State Water Resources Commission

By: Richard O Schroyer
for Chief Engineer, Executive Officer

Number of permit 1312-2

Date of first receipt of application September 27, 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 September 27, 1966

Approved November 9, 1966, Recorded in Book 9 Page 180

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 9, 1967

2nd. The whole of said work is to be completed on or before November 9, 1971

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is November 9, 1972

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

Irrigation

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 2.20 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 November 9, 1972, said water to be used during the following described annual period:

April through October

Witness my hand this 10th day of November, 1966.

State Water Resources Commission

By: Richard O Schroyer
Chief Engineer, Executive Officer

Certificate of Construction Issued OCTOBER 30, 1967

Water License Issued OCTOBER 30, 1967

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 32 , Depth 85
Type of casing Steel
(wood, concrete, steel, etc.)
Size of casing 16" , Thickness of casing 1/4"
Length of casing 85 If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen Johnson Irrigator
Size of perforated screen 16 20'
(diameter) (length)
Thickness of gravel pack 8" , length of gravel pack 85'

(c) Water Bearing Materials

Distance to water ? Character of water bearing materials
Top Soil 0-2
yellow clay 2-15
yellow sand 15-28
Sand, Gravel and coal 28-85
Thickness of water bearing material

(d) Pump and Motor

Type of pump
(centrifugal, propeller, mixed flow, etc.)
Name of pump , size
Kind of motor Diesel
(gasoline, electric, diesel, etc.)
Horsepower , Name of Motor

(e) Complete well

Capacity at drawdown of Estimated cost

(f) Owner of land upon which well is located Albert K J. Wipf
Name
Doland, South Dakota
Address

(g) Distance to nearest existing wells

On same owner's property 1 mile rods. On property owned by others 1 mile rods

STATE OF SOUTH DAKOTA

WATER LICENSE No. 1312-3

WHEREAS, On the 27th day of September A. D. 1966
 Albert J. Wipf
 of Frankfort County of Spink and State of
 South Dakota duly made application (No. 1312-3) to us for a permit to use 2.2
 cubic feet per second of the waters of ground water
 County of Spink, State of South Dakota, for irrigation
 purposes; and

WHEREAS, On the 10th day of November A. D. 1966
 Permit No. 1312-2 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 the 2th day of
 November A. D. 1971 and for the application to beneficial use of said
 water on or before the 9th day of November A. D. 1972
 and,

WHEREAS, On the 16th day of October A. D. 1967
 the holder of said permit duly made proof of the completion of adequate works for the diversion of
 2.2 cubic feet per second of said waters, as evidenced by our Certificate No. 1312-3
 dated October 30, 1967 confirming the completion of works of sufficient capacity for
 diverting and conveying to the place of intended use 2.2 cubic feet per second of water, with date of
 priority of September 27, 1966 and,

WHEREAS, On the 16th day of October A. D. 1967
 proof was duly made of the application to beneficial use of 2.2 cubic feet per second of said water;
 for irrigating 150 acres in the SW 1/4, Section 6, T115N, R61W

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 Albert J. Wipf
of Frankfort the holder and owner of said permit No. 1312-3
a water right, dating from September 27, 1966 to the use of 2.2
cubic feet per second of the waters of ground water
in the County of Spink and State of South Dakota, or so much thereof as may be
necessary for the purposes hereinbelow mentioned, to be diverted at a point 1320' N & 1320' E
of the SW Corner, Section 6, T115N, R61W
and conducted to and upon the SW 1/4, Section 6, T115N, R61W

for the purpose of irrigation, subject to any limitations listed in the
Permit to Appropriate water, and

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

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 30th day of October A. D. Nineteen
Hundred and Sixty-seven

State Water Resources Commission

By:

J. W. GRIMES
Chief Engineer, Executive Officer

Permit No. 1312-3Water Division No. 3 JAMES RIVER Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Albert J. Wipfof Frankfort, County of Spink, and State ofSouth Dakota, the holder of Permit No. 1312-3, Issued upon ApplicationNo. 1312-3 bearing date of priority of September 27, 1965, authorizing the diversion of2.2 cu. ft. per second of the waters of ground waterCounty of Spink, State of South Dakota, at a point 1320' N &1320' E. of the SW Corner, Section 6, T115N, R61W, for irrigation

purposes, has fully complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory condition for diverting and conveying to the place of intended use 2.2 cu. ft.

per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows,

to-wit: the SW 1/4, Section 6, T115N, R61W

Witness my hand this 30th day of October A. D. 1967

State Water Resources Commission

By:

J. W. GRIME
Chief Engineer, Executive Officer

on or before
(First Publication) October 13, 1966

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., September 28, 1966

Notice is hereby given that Albert J. Wipf whose postoffice address is Frankfort 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 2.2 cubic feet of water per second of time from ~~the~~ ground water through the Wipf Irrigation Project #1, the point of diversion of which is to be located ~~on the~~ center of the SW $\frac{1}{4}$ of Section 6 Twp. 115N Range 61W. Said water to be used for the purpose of providing irrigation on the following described land:
SW $\frac{1}{4}$, Section 6, T115N, R61W.

~~XXXXXX~~ XXXXXX purposes

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 9th day of November, 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

CC: Mr. Tom Steichen, Publisher
Times Record
Doland, S.D.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County SPINK } ss.

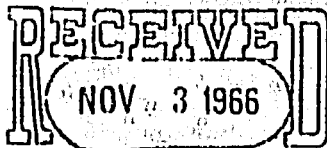
NORBERT J. MILES being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Times-Record a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the CITY of PALMISTON County of SPINK and State of South Dakota; that the said notice was published in said newspaper on the following dates:

OCT. 6, 13, 20, 27, 1966

In each and every issue of the full number thereof, the first publication being made on the 6th day of OCTOBER 1966 and the last publication on the 27th day of OCTOBER 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.

Norbert J. Miles

Subscribed and sworn to before me this 2 day of November A. D. 1966



STATE WATER RESOURCES COMM.
PIERRE SOUTH DAKOTA

Notary Public Spink County, S. D.

Notice of Intention To Appropriate
Water No. 1312-3
APPROPRIATION OF WATER

Office of State Water Resources
Commission, Pierre, S. Dak., Sep-
tember 28, 1966.

Notice is hereby given that Albert
Wipf whose postoffice address
is Frankfort, S. Dak., has made an
application in accordance with the
provisions of the water laws of
South Dakota for a permit to ap-
propriate for beneficial use 2.2
cubic feet of water per second of
time from ground water through
the Wipf Irrigation Project No. 1,
the point of diversion of which is
to be located in the corner of the
SW 1/4 of Section 6 Twp. 116N Range
01W. Said water to be used for the
purpose of providing irrigation on
the following described land:

SW 1/4, Section 6, T 116N, R 01W.

This application will be taken up
by the State Water Resources Com-
mission at their office at Pierre
for consideration upon the 9th day
of November, 1966, at 2 p. m. All
interested persons may appear and
be heard.

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

State Water Resources Com-
mission

By:

BURTON F. JONES

Water Right Specialist

CC: Norbert J. Miles, Publisher
The Times-Record
Doland, S. Dak.

(Oct. 6, 13, 20, 27, 1966)

Permit No. 1312-3Water Division No. 3 JAMES RIVER Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that ~~in accordance with your letter of authorization dated~~

I have this day made a thorough examination of the diversion works constructed by

ALBERT J. WIFE of FRANKFORT
S P I N KCounty, South Dakota, holder of Permit No. 1312-3, Issued
upon Application No. 1312-3, bearing date of priority of SEPTEMBER 27 1966, authorizing the
diversion of 2.2 cu. ft. per second of the waters of GROUND WATER for IRRIGATION
purposes. I have to report on the condition of the same as follows:The diversion works comprise: 125' WELL WITH LAYNE BOWLER 8" (PROPANE) PUMP - SERIAL N10535 - POWERED BY FORD INDUSTRIAL ENGINE - TYPE C5PG. 1/2 MILE 10" MAINLINE & 27 WHEEL TRIMATIC SYSTEM - 80 ACRESand the system is in the following condition: EXCELLENTThe point of diversion is located AS SHOWN ON WIR MAP 925-3The works are capable of diverting and conveying to the place of use 2.2 cu. ft. per second of water,
which is to be used for IRRIGATIONThe legal sub-divisions to be irrigated are: SW⁴, SECTION 6, T11SN, R61Wcomprising a total of 160 acres of land.

The domestic use intended comprises

The utilization for power, mining, or other beneficial uses comprises:

Witness my hand, this 16TH day of OCTOBER, A. D. 1967

—SEAL—

Burton Jones
WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

(1312-3)
#2618-3

**South Dakota Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

February 17, 1989

Albert J. Wipf

Frankfort, SD 57440

Dear Mr. Wipf:

On October 6, 1988, the Water Management Board adopted rules to implement a 1988 law for application of chemicals through irrigation systems. The rules establish equipment standards, performance standards and installation requirements for irrigation systems that apply chemicals (fertilizers, insecticides, or herbicides) with irrigation water.

You have indicated on your 1988 Water Management Board Irrigation Questionnaire that you do apply chemicals with irrigation water. A copy of the new rules for chemigation are enclosed for your information.

The new standards include:

- * a check valve between the irrigation pump and the point of chemical injection;
- * a vacuum relief valve on top of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a low-pressure drain on the bottom of the pipeline between the irrigation pump and the irrigation pipeline check valve;
- * a chemical injection line check valve between the chemical injection pump and the point at which the chemical is injected into the irrigation line; a second check valve is required if the chemical injection pump is not a positive displacement pump;
- * an interlock system which ensures that the chemical injection pump will stop whenever the irrigation pump stops;
- * an inspection port between the irrigation pump and the check valve on the irrigation line;



Each of these equipment requirements are discussed more thoroughly in Sections 74:02:09:05 through 74:02:09:10 of the enclosed rules. Appendix A contains diagrams of the arrangements of these anti-pollution devices.

The equipment must be installed according to the manufacturer's specifications, calibrated, and maintained in good working condition. All chemical product labels must be followed and warning signs must be posted. These rules also require reporting of all spills, accidents, and system malfunctions. A 24-hour telephone number is provided.

The chemigation rules contain notification and record keeping requirements. Prior to using chemigation, notification must be given to the Chief Engineer on the enclosed Form 1C. Information that must be provided in this notification includes the water permit or right number, the name, address, and telephone number of the water permit or right holder and of the system operator, and the legal description of the lands on which the system is located. A record of the name, quantity, dates and hours of each chemical applied must be provided to the Chief Engineer on Form 2C. A copy of this form is also enclosed for your information. It will be mailed with the annual irrigation questionnaire and must be returned with the questionnaire by the date specified. If you have any questions regarding these rules or need additional copies of the forms, please contact Susan Bowar, Water Rights Engineer (605-773-3352).

Very truly yours,

John Hatch

JOHN HATCH, Chief Engineer
Water Rights Division



1312-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 29, 1994

1312-3

Gary D Wipf
RR #1 Box 59
Frankfort, SD 57440

Dear Mr. Wipf:

Enclosed is a "Notice of Transfer of Ownership" form for use in filing an ownership change on Water Right No. 1312-3, currently listed in the name of Albert Wipf. This form is being sent to you in response to the notation made on the 1994 irrigation questionnaire regarding the change.

Please review the form for accuracy and then complete as needed. You will need to sign the form in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

The water right will be transferred to your name as soon as the completed form and the filing fee are received in our office. If you have any questions, please contact me.

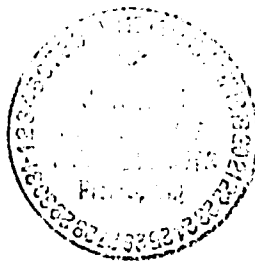
Sincerely,

Genry McMath
Environmental Scientist
Water Rights Division
(605) 773-3352

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Division, DENR
523 E. Capitol
Pierre, SD 57501-3181



No. 1312-3

Date: Jan 11, 1995

I/We request that Water Right No. 1312-3

formerly owned by: Albert J Wipf

be transferred to: (name & address) Gary D. Wipf
RRI Box 59 Frankfort, S.D. 57440 (Telephone No) 605-472-1690

Title to the following described land(s)/property has been transferred as described above:

160 acres in the SW 1/4 Section 6, T115N, R61W

I/We understand that the validity of Water Right No. 1312-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Spink)

I/We Gary D. Wipf 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, and that I know of my own personal knowledge that the information herein stated is true.

Gary D. Wipf
(Signed)

Subscribed and sworn to before me this 11th day of January, 1995.

Marla Ann Starr
(Notary Public)

My commission expires 11-06-02

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

Division of Water Rights

414374

South Dakota Department of Environment and Natural Resources

Pierre, _____ January 12, 19 95

RECEIVED OF Carol A Wipf, RR 1 Box 59, Frankfort, SD 57440

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>Water Right No. 1512-3</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By

John Blatchford
Chief Engineer

1312-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 E.A. CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

January 31, 1995

No. 1312-3

Gary D. Wipf
RR 1, Box 59
Frankfort, SD 57440

Dear Mr. Wipf:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 1312-3.

Our records now show you as the owner of Water Right No. 1312-3.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(305) 773-3352

enclosure