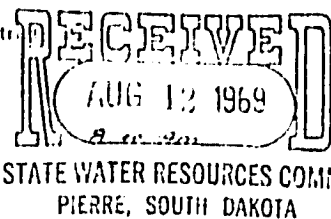


No. 1694-3
 Map No. _____ Water Division No. 3 JAMES RIVER District _____
 (Blanks to be filled by the Engineer for the W. R. C.)

 VESTED RIGHT
 APPLICATION FOR PERMIT


To Appropriate Water within the State of South Dakota

(NOTE--Draw a line through items not applicable)

1. Name of Applicant Town of Stickney
 Post-office address Stickney, South Dakota 57375 State South Dakota
 If a corporation show date and place of incorporation Municipality
2. Method of accomplishing work (contract, employment of others, or by direct labor) contract
3. Name of diversion work ~~XXXXXX~~ none
4. Amount of water claimed (cubic feet per second) presently pumping 50 gpm
5. Source of water supply wells

6. Location of point of diversion In Town of Stickney, South Dakota 3 PIONEER W. SEC
SECTION 31, T163N, R63W

County Aurora

7. Annual period or periods during which water is to be used continuous ~~and/or~~
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) municipal
9. For irrigation use, _____ Total number of acres to be irrigated _____

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----

Attach sheet if more space is needed

10. Time required to complete construction of water supply system _____ years. Additional time required to complete application of water to the proposed beneficial use _____ years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Stickney Argus, Stickney, S. Dak.
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

no

B. Works proposed to transport water to place of use.

no

C. Works proposed to apply water to beneficial use.

no

Estimated Total Cost \$ none
 Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
 (See instructions concerning preparation.)

STATE OF SOUTH DAKOTA)

County of Aurora)
 I, Ronald Assmus, Chairman the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.
Signed Ronald Assmus
Chairman of Town Board, Stickney, SDSubscribed and sworn to before me this 11th day of August, 1969
Notary Public (or other qualified officer)
Commission 6/23/68 Aurora, S. Dak.

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1694-3

TOWN OF STICKNEY
(Applicant)

(Post Office Address)

SOUTH DAKOTA
(State) With the following modifications:

"VESTED RIGHT" CLAIMED

Date of first receipt of application AUGUST 12 1969

Date of return to applicant for correction, amendments or changes required _____ 19____

Date of receipt of corrected application _____ 19____

Approved MARCH 18 1970 Recorded in Book 11 Page 104

WATER RIGHT PERMIT NO. 1694

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1694-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is 04 FROM 1949
07 FROM 1955 19____

2. The equivalent of at least one-fifth of the work above specified is ~~done~~ completed ~~on or before~~ 1969

3. The whole of said work is ~~done~~ completed ~~on or before~~ 1969

4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is COMPLETED

5. The water appropriated shall be used for the purpose of MUNICIPAL USE

6. 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.

7. The amount of the appropriation herein granted shall not exceed 0.11 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, ~~and if for the irrigation purpose said appropriation must be limited to not more than one cubic foot per acre per year and be limited to not more than one cubic foot of water per acre and of time for each acre of land to which water was~~
USED FOR MUNICIPAL PURPOSES
actually and beneficially ~~applied for irrigation~~ on or before JUNE 30 1955 said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 23RD day of MARCH 1970

WATER RESOURCES COMMISSION

By:

George L. Linn
Chief Engineer, Executive Officer

Certificate of Construction Issued MARCH 23 1970

Water License Issued MARCH 23 1970

12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

- (1) Drill Hole, Diameter all wells 1 1/2", Depth #1-452'; #2-430'; #3-450'
- (2) Casing, Type all wells steel Diameter #1-4 1/2"; #2-4"; #3-6" Thickness #1-3/8"; #2-3/8"; #3-5/6"
- (3) Perforated Screen.
- Type #1-Twisted Brass, Diameter #1-4", Length #1-64'
#2-Slotted Pipe, Diameter #2-6", Length #2-36'
#3-none, Diameter #3-none, Length #3-none
- (4) Gravel Pack, Thickness #1-42", Length of gravel pack #1-64'
#2 and #3 none

E. Dugout Information or Estimates.

- (1) Surface dimensions none, Depth none

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials all three wells are sand rock

Depth to top of water bearing material 324' on each well

Depth to bottom of water bearing material unknown

Thickness of water bearing material unknown

Depth to water (ground surface to water level) 324' on each well

- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property #1-66 1/2 rds. On property owned by others #1-80 rds.
#2-40
#3-100

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

none



Signature of Applicant

Chairman of Board

Stickney Town, Stickney, S. Dak.

WATER LICENSE NO. 1694-3

(1) WHEREAS, On the 12th day of August A. D. 1969 the Town of Stickney made Water Right Application No. 1694-3 for a Vested right permit to use .11 cubic feet per second of the waters of ground water County of Aurora State of South Dakota, for municipal

purposes; and (2) WHEREAS, On the 23rd day of March A. D. 1970 Vested Right Permit No. 1694-3, with a date of priority of 1949 and 1955 recognizing was issued to said applicant for the diversion of said water, and for the completion of construction of the water supply system therein described and for the application to beneficial use of said water

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 .11 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, water is used for municipal purposes by the Town of Stickney

(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 Town of Stickney

of
Vested Right
the holder _____ and owner _____ of said permit No. 1694-3 a water right, dating from 1949 and 1955
to use of .11 cubic feet per second of the waters
of ground water

in the County of Aurora and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned to be diverted at three points in the Town of Stickney, in the SW 1/4
Section 31, T102N, R63W

and conduct ~~water~~ through the town water distribution system

for the purpose of municipal use

Subject to any limitations listed in Water Right Permit No. 1694-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 23rd day of March A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIES

Permit No. 1694-3

Water Diversion No. 3 JAMES RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the Town of Stickney

Vested Right _____ the holder _____ of
Permit No. 1694-3, issued upon Application No. 1694-3, bearing date of priority of 1949
and 1955 authorizing the diversion of .11 cu. ft. per second of the waters of _____
ground water County of Aurora, State of South Dakota at three
points in the Town of Stickney in the SW $\frac{1}{4}$, Section 31, T102N, R63W

_____, for municipal

purposes, has 8 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~~ **recognized as** satisfactory
~~condition~~ for diverting and conveying to the place of intended use .11 cu. ft. per second of water.

Date March 23, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

NOTE: This Form is supplemental to Form 2, and is to be used when an affidavit pertaining to construction and water use, already completed, is needed.

**AFFIDAVIT OF CONSTRUCTION OF WATER USE
SYSTEM AND APPLICATION OF WATER TO BENEFICIAL USE**

Name of Applicant (Same as Form 2) TOWN OF STICKNEY

Post Office Address _____, State S. DAK

If a Corporation show date and place of incorporation _____

1. Notice of Appropriation (If available)

Date of Posting NO PRIOR POSTING Date of Recording _____

Recording Date _____

14. Date of start of construction of water supply system 1949

15. Date that water was first applied to beneficial use 1949

16. Name of owner of original water supply system TOWN OF STICKNEY

17. Amount of water originally applied to beneficial use 20 G.P.M. cfas.

18. Present Use of Water

Amount of water now being used 50 G.P.M. cfas.

Date that this amount of water was first used 1955

19. Chronological History of Water Use

**WELL #1 CONSTRUCTED IN 1949 AND WELLS
#2 & #3, CONSTRUCTED IN 1955 AND HAVE
BEEN USED FOR MUNICIPAL PURPOSES
SINCE THEY WERE CONSTRUCTED.**

Attach to this Form 2B, any copies of notices, postings, filings, publications, affidavits, or other records that apply. You may also attach any written statement by you, or by others, that you deem pertinent.

STATE OF SOUTH DAKOTA)

County of Bureau) ss.

I, Town of Stickney, the applicant, certify that I have read the foregoing and that the matters therein stated are true.

Signed

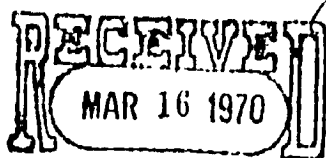
Mr. Janice Prentiss, clerk

Subscribed and sworn to before me this 12 day of March, 1970

Ronald Scammon, Notary Public
(Notary Public - or other qualified Officer)

I, the undersigned, do hereby certify that I know about the water use system described above that I have read the foregoing and that the matters therein stated are true.

Ronald Scammon
Chairman of Board



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Capital Building
Water Resources Commission
400 W. 11th St.
Pierre, S.D.
50501

SOUTH DAKOTA
Department of
Water & Natural Resources

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

JUN 13 1989

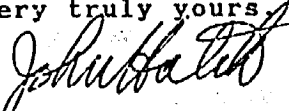
Richard Kirby, Town President
Town of Stickney
PO Box 156
Stickney SD 57375

Dear Mr. Kirby:

The Water Management Board has validated the enclosed Vested Water Right No. 1694-3. This validation gives legal status to the claim and is the final document for your vested right.

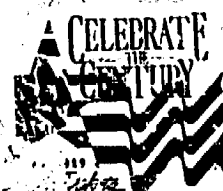
As long as you use the water beneficially, as stated in the validation, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,



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

enclosure



SOUTH DAKOTA

VALIDATION OF VESTED WATER RIGHT CLAIM NO. 1694-3

Date Claim Accepted For Filing August 12, 1969.

Date of Validation May 10, 1989.

Pursuant to SDCL 46-2A-17 the Water Management Board validated Vested Water Right Claim No. 1694-3 for the Town of Stickney, PO Box 156, Stickney, South Dakota 57375 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 1694-3 appropriates 0.04 cubic feet of water per second (cfs) from Well No. 1 and 0.07 cfs from Well Nos. 2 and 3. All the wells are approximately 450 feet deep and located in the SW 1/4 Section 31, T102N, R63W.
2. The appropriated water is used for supplying water for the Town of Stickney and may not exceed the amount of water needed for beneficial use for municipal purposes.

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

3. The priority dates of the Vested Water Right are: Well No. 1 - 0.04 cfs, January 1, 1949. Well Nos. 2 and 3 - 0.07 cfs, January 1, 1955.
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: _____

Chief Engineer

Division of Water Rights

Dept. of Water and Natural Resources

JUN 13 1989

date