

2618-3

1. Considered 3.17.1976
2. Name of Applicant HOWARD GIERINGER
3. Post Office Address BRUCE
4. Amount of water claimed 1.3
5. Source of water supply GROUND WATER (50' DEEP WELL)
6. Water to be used for IRRIGATION
Acres to be irrigated 100
7. Water to be diverted and used in BROOKINGS county
about 4 N miles of BRUCE
8. Proof of Publication Received 3-16-76
Not received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

Map No. 1979-3 Water Division No. 3 BIG SIOUX RIVER District 2612-3
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE-Draw a line through items not applicable)

1. Name of Applicant HOWARD GERINGER
Postoffice address R.R. 2, BRUCE State S.D.
If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) EMPLOYMENT OF OTHERS
3. Name of diversion work HOWARD GERINGER PROJECT #1
4. Amount of water claimed (cubic feet per second) 1.3 c.f.s.
5. Source of water supply WELL SEC 25
6. Location of point of diversion N 1/2 NE 1/4 112-51

- County Brookings
7. Annual period or periods during which water is to be used April - September
8. Use to be made of water (irrigation, industrial, municipal, commercial, recreation, etc.) IRRIGATION
9. For irrigation use, Total number of acres to be irrigated 100

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.
<u>NE 1/4, SEC 25, T112N, R51W</u>	<u>100</u>		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 2 years. Additional time required to complete application of water to the proposed beneficial use 3 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication BROOKINGS REGISTER
12. Principal Features of the Proposed Water Supply System.

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

WELL

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

Aluminum pipe - irrigation hose

C. Works proposed to apply water to beneficial use.

EZ RAIN TRAVELER
NELSON VOLUME GUNEstimated Total Cost \$15,000.00Attachments: 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 BrookingsI, Howard Geringer 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 Howard GeringerSubscribed and sworn to before me this 20th day of January 1975[Signature]
Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 2612-3
HOWARD GERINGER RR #2, BRUCE
 (Applicant) (Post Office Address)

SOUTH DAKOTA 57220 With the following modifications:
 (State)

The irrigation well approved under this Permit will be located near domestic wells and other irrigation wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in existing domestic wells or in irrigation wells having prior water rights.

Date of first receipt of application MARCH 1 19 76
 Date of return to applicant for correction, amendments or changes required — 19 —
 Date of receipt of corrected application MARCH 3 19 76
 Approved MARCH 18 19 76 Recorded in Book 15 Page 36

WATER RIGHT PERMIT NO. 2612-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 2612-3 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 MARCH 1 19 76
2. The equivalent of at least one fifth of the work above specified is to be completed on or before MARCH 18 19 77
3. The whole of said work is to be completed on or before MARCH 18 19 78
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 18 19 81
5. The water appropriated shall be used for the purpose of IRRIGATION

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 1.3 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 purposes said appropriation must be limited to not more than 3 acre feet per acre per year and 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 MARCH 18 19 81; said water to be used during the following described annual period: APRIL - SEPTEMBER

Witness my hand this 24TH day of MARCH 19 76

WATER RESOURCES COMMISSION

By:

John H. Heston
 Chief Engineer, Executive Officer

Certificate of Construction Issued August 3 19 81

Water License Issued August 3 19 81

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter 20", Depth 50'
(2) Casing, Type steel Diameter 14" Thickness 3/16
(wood, concrete, steel, etc)
(3) Perforated Screen,
Type Johanson Tripart Diameter 14" Length 10'-20'
(4) Gravel Pack, Thickness 3" Length of gravel pack 25'

E. Dugout Information or Estimates.

- (1) Surface dimensions _____, Depth _____

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 _____

Depth to top of water bearing material 8'

Depth to bottom of water bearing material 50'

Thickness of water bearing material 42'

Depth to water (ground surface to water level) 8'

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

On same owner's property 80 rds. On property owned by others 80 rds.

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.

Howard Heringer
Signature of Applicant

REPORT OF ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57006

Submitted by: Howard Geringer
 Address: Bruce, SD 57220

Date Rec'd: February 19, 1976
 Sample No. 76-117
 Identification Well-50'
NE 1/4 Sec. 25, T. 112N, R. 51W

WATER ANALYSIS

Calcium (Ca)	110	ppm*	5.50	me/l**
Magnesium (Mg)	38	ppm	3.12	me/l
Sodium (Na)	22	ppm	0.97	me/l
Potassium (K)	4	ppm	0.09	me/l
Sulfate (SO ₄)	55	ppm	1.14	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	22	ppm	0.62	me/l
Bicarbonate (HCO ₃)	376	ppm	6.16	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	308	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	770	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.47			
Sodium	10.02%	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.20			
Others:				

*ppm=parts per million
 **me/l=millequivalents per liter
 ***g.p.g.=grains per gallon

COMMENTS: Total cations 9.68 me/l
 Total anions 7.92 me/l

By: Shirley Kitten

Service Performed	Amount Due
Irrigation analysis	\$8.00 PAID

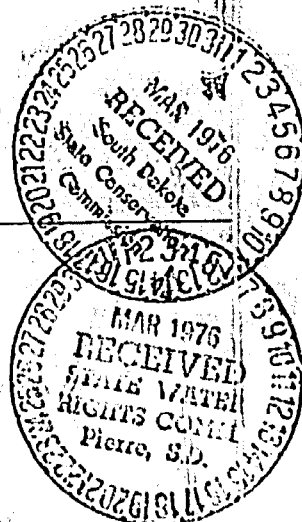
Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 76-117

Amount Enclosed \$

Signed

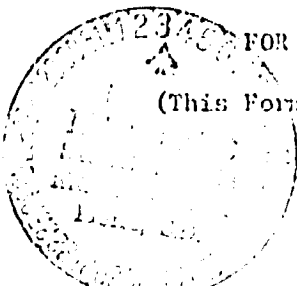


FOR COMMISSION USE ONLY
Irrigation System: _____
Water Quality: _____
Soils Capability: _____
Approved: Alfred J. [Signature]
Disapproved: _____

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION

FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED

(This Form Required for Proposed Well Irrigation Only)



NAME: Howard Geringer
ADDRESS: RR 2 Brookings S.D.
COUNTY: Brookings

LEGAL DESCRIPTION

1. WELL LOCATION: N 1/4 NE 1/4 25-112-51
2. AREA TO BE IRRIGATED: 120 A.

TYPE OF IRRIGATION

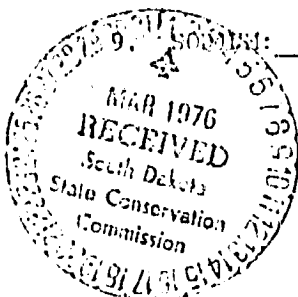
3. GRAVITY SPRINKLER (Indicate Type): Volume Gun
4. CROPS TO BE IRRIGATED: Corn Alfalfa Bean

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: C-6. See sheet 11 of maps, Brookings Co. Soil Survey
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: (See above) Estimating would be class 1 or 2 for irrig; Rensselaer class IV (shallow to gravel)

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 76-117
8. SALINITY: EC = 770 (mod - high)
SAR = 0.47 (low)



I do hereby certify that a chemical analysis of the ground water to be
acquired for irrigation from South Dakota State University and:
the land capability for irrigation information has been acquired from

_____.

and:

that the legal description for the location of the well and land to be
irrigated is true and correct.

Howard Heringer

Subscribed and sworn before me this

19th day of February 1976.

[Signature]

Notary Public, Brackley Co. S.D.

(Title)

February 26, 1976

Mr. Howard Gerlinger
R.R. #2
Bruce, SD 57220

Dear Mr. Gerlinger:

The application materials which you have submitted to us are being forwarded to the State Conservation Commission with a copy of this letter and a copy of the water analysis.

I am enclosing herewith for your use and keeping a copy of the water analysis report and a copy of A&S publication #13. The approximate quality of this water for irrigation purposes is designated by a red cross on the outside back cover of this publication and you will notice that it is quite good water, being in the low sodium & medium to high salinity category. Accordingly, there is practically no hazard for either salt problems or develop or soil dispersion to result from the use of this water.

However, the soils which you intend to irrigate are remarkably different in the 2 major areas of the quarter. The Estelline soils are fairly deep but have gravel underneath so drainage is adequate, whereas the Reuslaw soils are very shallow with 15 inches or less of soil over gravel. The irrigation frequencies and requirements of the two soils, of course, are remarkably different and you may have trouble managing the two with one system. I am sure you are aware of this problem, but I simply point it out so that you can be thinking about it in the development of this system, if you receive a water permit. There is, as I indicated above, no problem anticipated with this water, and you will be hearing from the Conservation Commission as to their action in the near future.

Sincerely yours,

L. O. Fine

L. O. Fine
Water Quality Lab

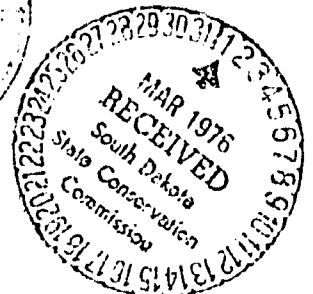
LOF:ckb

Enclosures

cc: State Conservation Commission

D. Pahl

Don Boone, County Extension Agent



2612-3
Permit No. _____

Water Diversion No. 3 Big Sioux River Water District
10170202

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Howard Geringer

_____ the holder _____ of
Permit No. 2612-3, issued upon Application No. 2612-3, bearing date of priority of
March 1, 1976 authorizing the diversion of 1.3 cu. ft. per second of the waters of
ground water (one well) County of Brookings, State of South Dakota XX
in the center of the N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 25, T112N, R51W (AA)

_____, for irrigation

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 1.0 cu. ft. per second of water.

Date August 3, 1981


JOHN HATCH, Chief Engineer
Water Rights Division

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2612-3

(1) WHEREAS, On the 1st day of March A. D. 19 76

Howard Geringer

made Water Right Application No. 2612-3 for a permit to use 1.3 cubic feet per second of the waters of ground water (one well)

County of Brookings, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 18th day of March A. D. 19 76

Permit No. 2612-3, with a date of priority of March 1, 1976

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 18th day of March A. D. 19 76 and for the application to beneficial use of said water on or before the 18th day of March A. D. 19 81

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 1.00 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 irrigate the following lands all in Section 25, T112N, R51W

NE $\frac{1}{4}$ NE $\frac{1}{4}$ (AB) 35 acres

NE $\frac{1}{4}$ NE $\frac{1}{4}$ (AA) 35 acres

TOTAL 70 acres

(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 Howard Geringer

_____ of Bruce, SD

the holder _____ and owner _____ of said permit No. 2612-3 a water right, dating from March 1, 1976

_____ to use of 1.00 cubic feet per second of the waters of ground water (one well)

in the County of Brookings and State of South Dakota, or so much thereof as may be necessary for the purposes hereinafter mentioned to be diverted ~~XX~~ in the center of the N $\frac{1}{4}$ NE $\frac{1}{4}$ Section 25, T112N, R51W
(AA)

and conducted to and upon lands in the N $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, T112N, R51W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 2612-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 3rd day of August A. D.
Nineteen Hundred and Eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer JOHN HATCH

Form 6 - Notice of Intent to Appropriate Water

No. 201-2

Publish first publication, on or before March 4, 19 76

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 4, 19 76

Notice is hereby given that Howard Coringer
whose post office address is Bruce, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use

1.3 cubic feet of water per second of time from the ground water through the
Coringer Project No. 1, the point of diversion which is to be located in the

Center of the NE 1/4
of Section 25, Twp. 112N, Range 51W. Said water to be used for the purpose
of providing irrigation on ^{portions of} the following described land:

NE 1/4, Sec. 25, T112N, R51W

This application No. 201-2 will be considered by the Water Rights Commission at their office at
Pierre upon the 17th day of March, 19 76, at 1:00 P. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw

cc: Howard Coringer
K. R.#2
Bruce, SD 57220

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 2612-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
County Brookings)

I, James M. McLellan Jr. hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Brookings Daily Register

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 Brookings

County of Brookings and State of South Dakota;
that the said notice was published in said newspaper on the following
dates:

March 8, 1976

March 15, 1976

James M. McLellan Jr.
(Signature)

Gen. Mgr.
(Title)

15 March, 1976
(Date Signed)

Legal No. 119 — March 8 & 15, 1976
NOTICE

INTENT TO APPROPRIATE WATER
Notice is hereby given that Howard
Geringer whose post office address is
Bruce, South Dakota, has made an
application in accordance with the
provisions of the water laws of South
Dakota for a permit to appropriate for
beneficial use 1.3 cubic feet of water per
second of time from the ground water
through the Geringer Project No. 1, the
point of diversion of which is to be
located in the Center of the N $\frac{1}{2}$ NE $\frac{1}{4}$ of
Section 25, Twp. 112N, Range 51W. Said
water to be used for the purpose of
providing irrigation on portions of the
following described land: NE $\frac{1}{4}$, Sec. 25,
T112N, R51W

This application No. 2612-3 will be
considered by the Water Rights
Commission at their office at Pierre
upon the 17th day of March, 1976, at 1:00
P.M. All interested persons may appear
and be heard.

WATER RESOURCES COMMISSION
BURTON F. JONES
Water Rights Specialist



RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8393

PIERRE, July 17 1991

RECEIVED OF Howard Geringer, RR 2, Bruce, SD 57220

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and Issuing Cert of Construction No. 2612-3	50	00
Fee for inspecting Beneficial Use, and Issuing Water License No. 2612-3		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for (any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By (H. Geringer, X)
 Chief Engineer, Executive Officer
JGm: HATC: 10/1/91

Permit No. 2612-3
 Water Division 3 BIG SIOUX RIVER Water District

REPORT OF EXAMINATION OF WORKS
 AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by HOWARD
GERINGER of BRUCE holder
 of Permit No. 2612-3, bearing date of priority of MARCH 1, 1976
 authorizing the diversion of 1.3 cu. ft. per second of the waters of GROUNDWATER
 for IRRIGATION purposes, in BROOKINGS County.

I have to report on the condition of the same as follows:

The Water Use System consists of,

A. Works used to divert the water:

42' DEEP WELL WITH 14" STEEL CASING - 10' SS SCREEN
 WESTERN LAND ROLLER 6" PUMP 7-10CM, POWERED BY
 40HP GE ELECTRIC MOTOR

B. Works used to transport water to place of use,

660' 8" BURIED PVC TO E PIVOT POINT
 660' 8" BURIED PVC TO W PIVOT POINT

C. Works used to apply water to beneficial use.

5 TOWER VALLEY WATER DRIVE CENTER PIVOT SYSTEM WITH
 NELSON #100 END GUN

The system is in the following condition: GOOD

The point of diversion is located IN THE CENTER OF THE N² NE⁴ SECTION 25,
T112N, R51W

The works are capable of diverting and conveying to the place of use 1.0 (450 GPM.)

cu. ft. per second of water which is to be used for IRRIGATION

Water has been put to beneficial use to the maximum extent as follows: ALL IN SEC 25, T112N, R51W

<u>NW⁴ NE⁴</u>	<u>35 ACRES</u>
<u>NE⁴ NE⁴</u>	<u>35 "</u>

comprising a total of 70 acres of land.

Date JUNE 25, 1981
Dustin [Signature]
 (Signature)

24.12.3



Blue SD
apr 2, 1968

Dept of water & natural resources
Pierre, SD

In answer to your letter about not answering your 1985 Irrigation Questionnaire I remember finding it in but I also remember there was another persons name typed on the Questionnaire at the top. I am not sure but I think it was either Bill Moe or Ralph Schwartz. I guess I assumed that as long as I put my name & address on the envelope I would be credited with it. I always send them in every year as I know this is a requirement with irrigation. I would hope you can find this and get

it straightened out. I irrigate
an 80 acre & pump 450 gals
a minute. If you cannot
correct this I would like another
form to fill out as I know
that I have ~~not~~ mailed the
other one in.

Thank you
Howard Heringer.

Bruce, SD 57220



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3161

April 21, 1989

2612-3

Pat Gilligan
Brookings-Denel Rural Water System
Box 84
Toronto, SD 57268

Dear Mr. Gilligan:

Enclosed is a partially completed "Notice of Transfer" for use in filing an ownership change on Water Right No. 2612-3. Please check over the form and sign in the presence of a notary public. Upon completion of the form, return it to our office with a required filing fee of \$2.50.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

Also enclosed is a copy of Water License No. 2612-3 for your review. If you have any questions, please contact me.

Sincerely,

GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosures



NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 6-9-89

This is to notify you that the title to the lands described as follows:

47 acres - N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 25, T112N, R51W

formerly owned by Howard Geringer

has been transferred to Brookings-Deuel Rural Water System
RR 2 Box 84 Toronto, SD 57268

(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right ~~Permit~~ No. 2612-3 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)
) ss.
County of Brookings)

I, Howard Geringer 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 I know of my own personal knowledge that the information herein stated is true.

Howard Geringer
(Signed) ()

Subscribed and sworn to before me this 6 Day of June, 1989.

R. R. Pollock
(Notary Public)

Commission Expires 3-6-92.



SOUTH DAKOTA

WATER PERMIT No. 2612A-3

Date of first receipt of application June 29, 1989.

Date of return to applicant for corrections, amendments or changes July 18, 1989.

Date of receipt of corrected application July 24, 1989.

The Water Management Board approved Water Permit Application No. 2612A-3 on December 7, 1989 for Brookings-Deuel Rural Water System, Kingbrook Rural Water System, Box 84, Toronto SD 57268 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 26124-3 authorizes a change in water use (1.00 cubic feet of water per second from one well, 41 feet deep) from irrigation use to use by the Brookings-Deuel and Kingbrook Rural Water Systems. The well is located near the center of the N1/2 NE1/4 section 25-T112N-R51W.
2. The water appropriated shall be used for the purpose of supplying the Brookings-Deuel and Kingbrook Rural Water Systems and may not exceed the amount of water needed for beneficial use for rural water system purposes.
3. The water is to be used during the following described annual period: April 1 - September 30.
4. The date from which applicant may claim right is March 1, 1976 (Permit No. 2612-3).
5. One-fifth of the construction is to be completed on or before June 7, 1992.
6. All construction is to be completed on or before December 7, 1994.
7. Water is to be put to beneficial use on or before December 7, 1998.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. Approval of Permit No. 2612A-3 authorizes maximum annual withdrawals of 210 acre feet with withdrawals to be made only during April 1 to September 30.
2. That the rural water systems report to the chief engineer annually the amount of water withdrawn each year under Permit No. 2612A-3.
3. Approval of Permit No. 2612A-3 authorizes a well construction variance from Board Rule 74:02:04:30.
4. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.

WATER MANAGEMENT BOARD

APR 6 1990

By: J. M. Moran
Chief Engineer, Water Rights Division
Department of Water and Natural Resources

(date)



2612-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUN 12 1997

5433-3
5434-3
5602-3

Pat Gilligan, Manager
Brookings-Deuel Rural Water System
RR 2, Box 84
Toronto, SD 57268

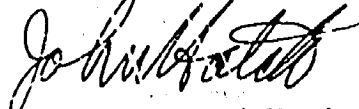
Dear Mr. Gilligan:

Enclosed are Water License Nos. 5433-3, 5434-3 and 5602-3. These are the final water right documents completing your process of obtaining a Water Right. Enclosed are Receipt Nos. 415310, 415311 and 415312 in the amount of \$50.00 each which you paid for the investigation and issuance of the Water Licenses.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the wells authorized by Water Right Nos. 5433-3, 5434-3 and 5602-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water Licenses, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

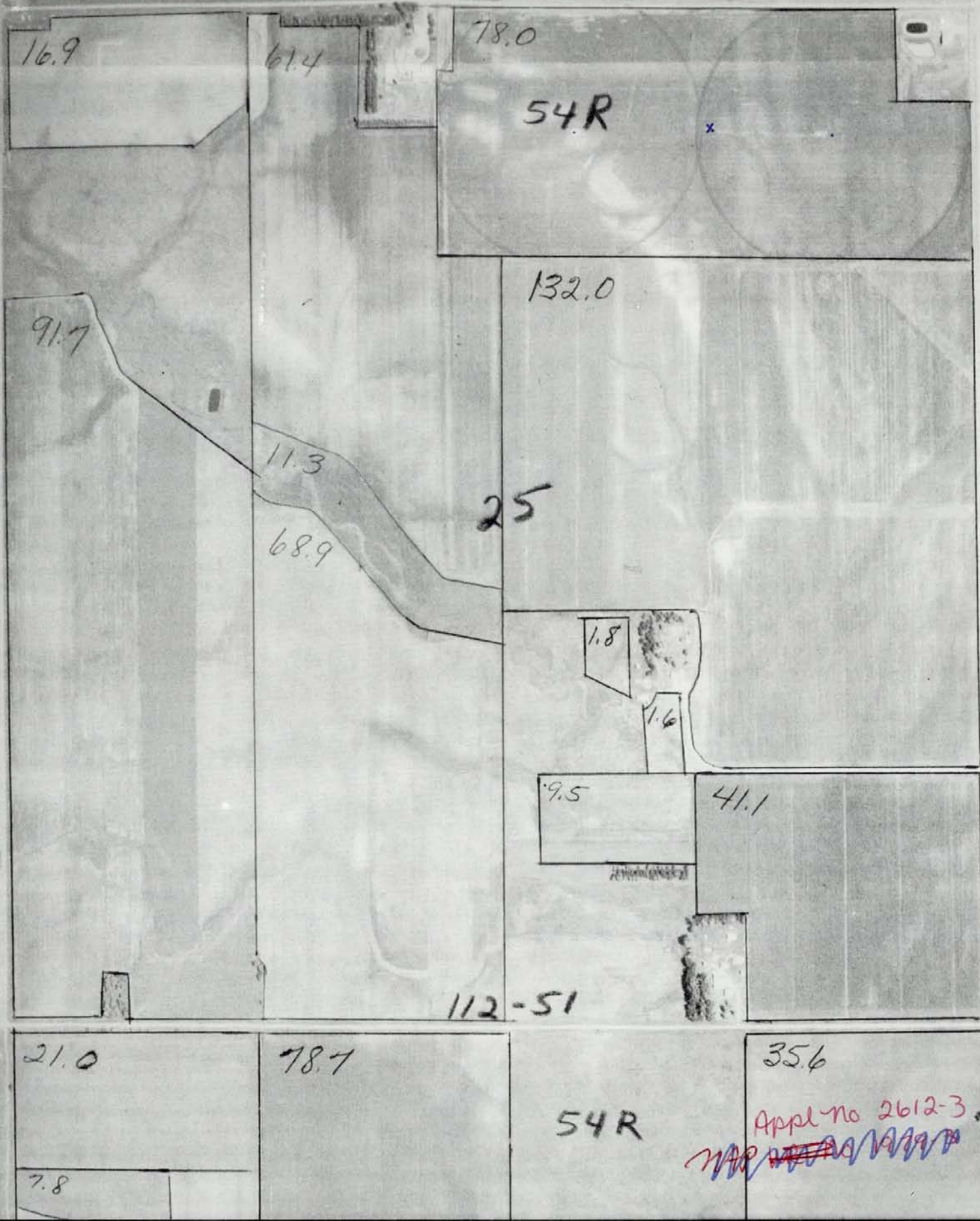

JOHN HATCH, Chief Engineer
Water Rights Program
(605) 773-3352

gm
enclosures

NOTE: The applicable portions of Water Permit No. 2612-3 and Water Right No. 2612A-3 are incorporated into this Water License No. 5434-3.

NOT TO SCALE

2612-3



16.9

5.0

5.0
3.3

73.6

55.0

2-175X well

132.0

91.7

78.0

25

1.8

1.6

15.1

35.5

112-51

9.1

70.0

78.7

35.6

2-175