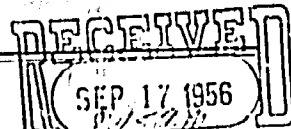


1. Considered Nov 13, 1956
2. Name of Applicant City of Quincy Illinois # 300-3
3. Post Office Address Quincy Illinois, Ill.
4. Amount of water claimed 3.21 cfs
5. Source of water supply WPP No. 30
6. Water to be used for Municipal Purposes
7. Acres to be irrigated 56.33
Water to be diverted and used in Quincy County about
3.21 miles of Quincy.
8. Proof of Publication Received ✓
Not Received 46
9. Application Approved ✓
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

No. 7-2-7Water Division No. 7
(Blanks to be filled by the Engineer for the W. R. C.)DISTRICT
STATE WATER RESOURCES COMM.
PIERRE, 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 Sioux Falls, South Dakota
Postoffice address Sioux Falls, County Minnehaha, State So. Dakota

I. If a corporation Municipal 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 Ray McBealdon, MayorJohn H. Browning, CommissionerBert T. Yeager, Commissioner

(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)

To be completed by contract.(b) Cash on hand, \$ -----(c) Treasury stock, \$ -----(d) Bonds to be issued, \$ \$500,000(e) Other resources, \$ -----2. Name of diversion work Well No. 303. Amount of water claimed 3.21 cubic feet per second4. Source of water supply Ground Water5. Location of point of diversion T102N 143W; 2.610' West Ctr Sec 33; 165' No. Ctr Sec 33----- on bank Minnehaha 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 Municipal Water Supply

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 Sioux Falls Sewage Treatment Plant

8. Estimated cost of work: (To be shown on Form 2A)

(a) Head Gates, \$.....

(b) Pumping plant, \$.....

(c) Fluming, \$..... (d) Canal-earth, \$.....

Rock, \$.....

(e) Other structures \$.....

Total, \$.....

9. Description of diversion works: (To be shown on Form 2A)

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.....4 to 6 months.....years.

11. Time required for complete application of water to the proposed beneficial use.....0.237.....years.

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

STATE OF SOUTH DAKOTA

County of Minnehaha } ss.

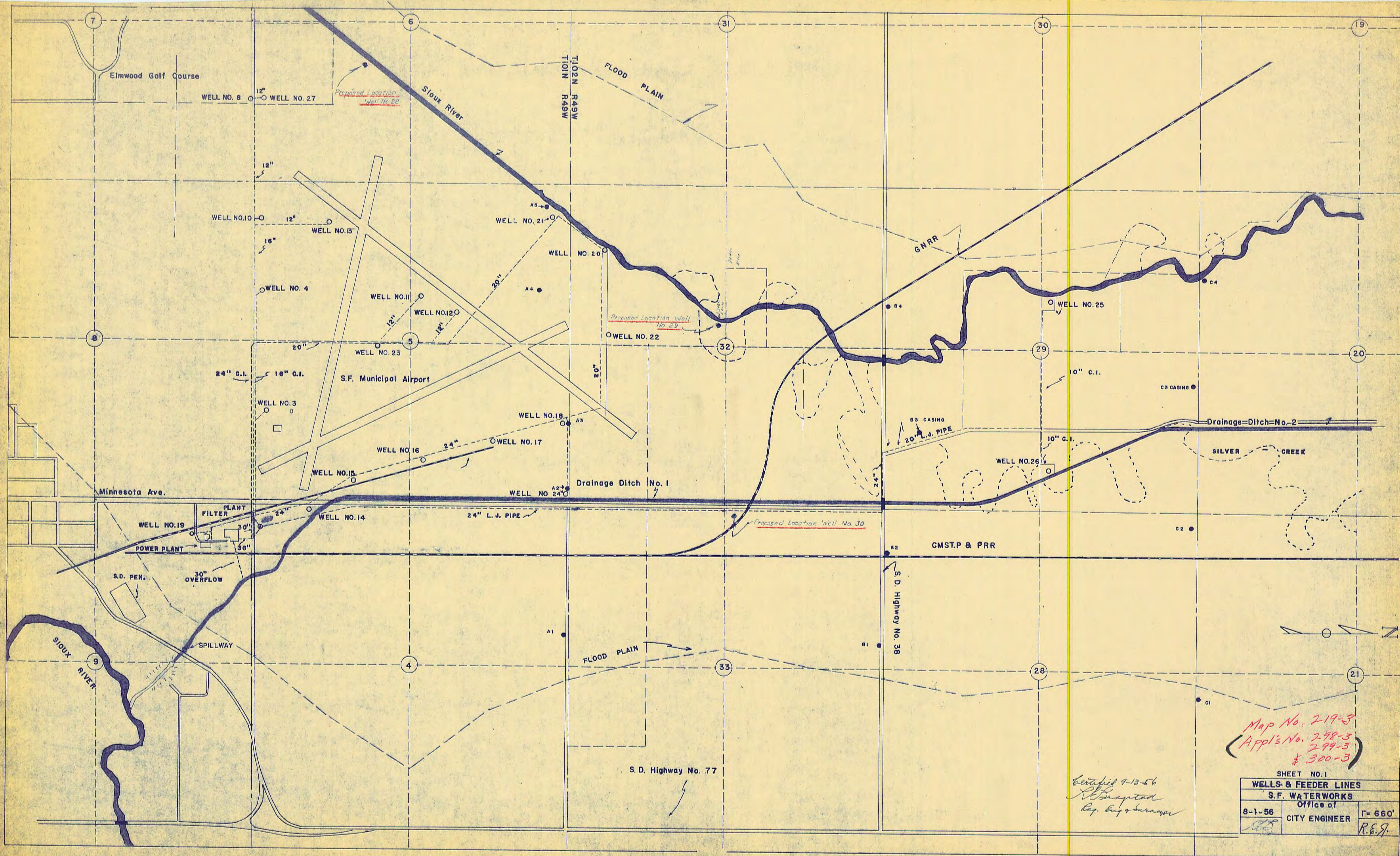
I, Fay Wheeler, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Subscribed and sworn to before me this 14th day of September 1954

Notary Public for other qualified officer.)

*Each diversion must have a headgate or measuring device.

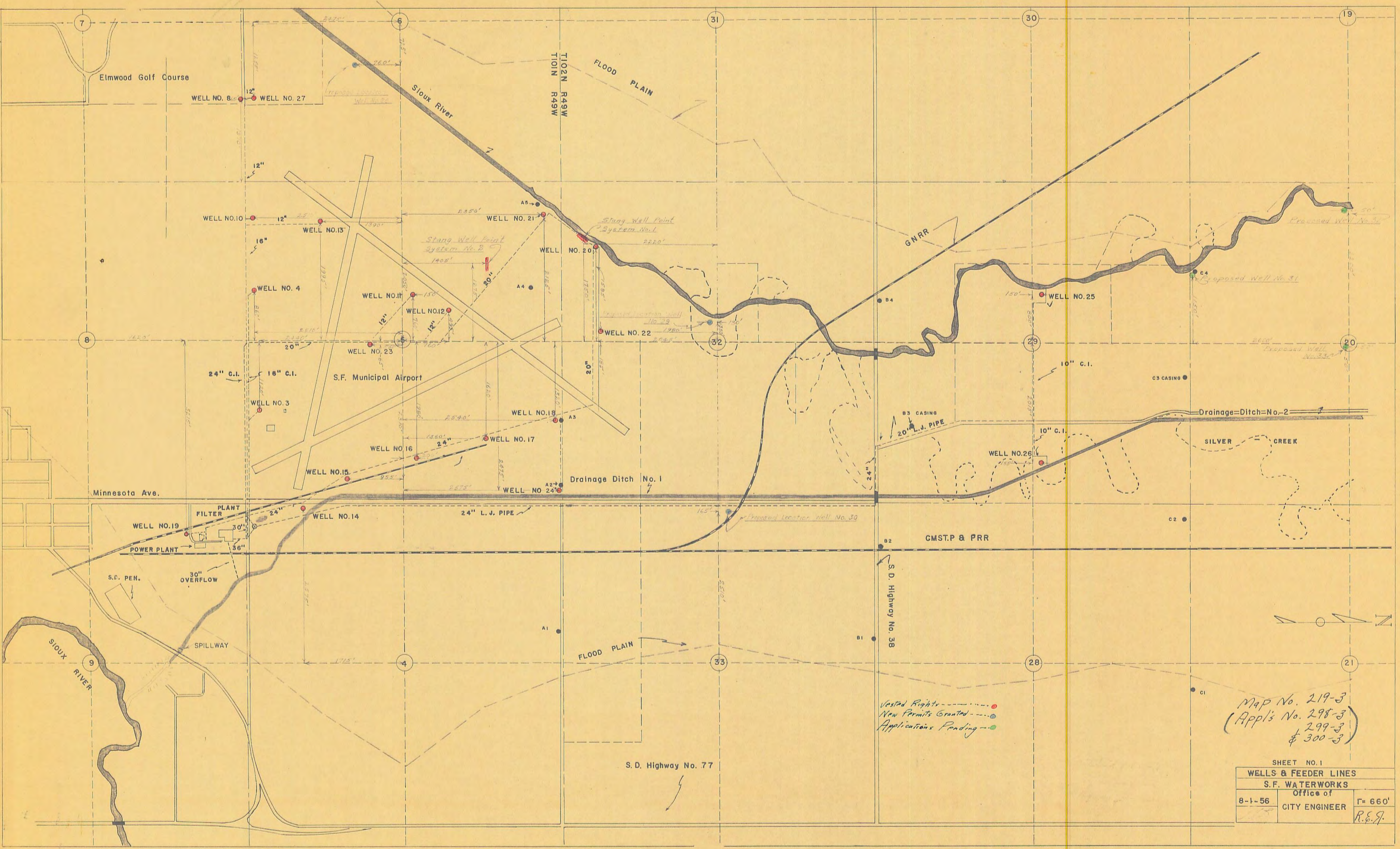
My Commission expires (exp) 1954



Map No. 219-3
 (Appl's No. 298-3
 299-3
 & 300-3)

Exempted 7-13-56
 Adapted
 Reg. Eng. & Surveyor

SHEET NO. 1		
WELLS & FEEDER LINES		
S.F. WATERWORKS		
Office of		
8-1-56	CITY ENGINEER	Γ= 660'
		R.E.F.



Map No. 219-3
 (App'l's No. 298-3
 299-3
 & 300-3)

SHEET NO. 1		
WELLS & FEEDER LINES		
S.F. WATERWORKS		
Office of		Scale 1" = 660'
8-1-56	CITY ENGINEER	R.E.J.

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of Flagg } ss.

Pierre, South Dakota, September 26, 1956

This is to certify that the foregoing application was received by the Commission at 8:45 o'clock
A.m. upon the 17 day of September, 1956

State Water Resources Commission

By: J. H. Rimmer

Chief Engineer, Executive Officer

Number of permit 300-3

Date of first receipt of application September 17, 1956

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 17, 1956

Approved November 14, 1956 Recorded in Book 3 Page 248

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 14, 1957

2nd. The whole of said work is to be completed on or before November 14, 1957

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

November 14, 1958

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

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 3.21 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 or before November 14, 1958; said water to be used during the following described annual period:

Continuously

Witness my hand this 29 day of December, 1956

State Water Resources Commission

By: J. H. Rimmer

Chief Engineer, Executive Officer

Certificate of Construction Issued

AUGUST 26, 1966

Water License Issued

AUGUST 26, 1966

Form 2A -- Wells (Supplement to Form 2)

Well No. 30

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 16 ft. Depth 47 ft.
Type of casing Concrete
(wood, concrete, steel, etc.)
Size of casing 13 ft. Thickness of casing 18 "
Length of casing 53 ft. If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen Ranney Collectors
Size of perforated screen 8" 300 to 400 ft.
(diameter) (length)
Thickness of gravel pack 1000 length of gravel pack 4000

(c) Water Bearing Materials

Distance to water 12 ft. Character of water bearing materials
Fine to coarse sand
Thickness of water bearing material 35 ft.

(d) Pump and Motor

Type of pump Turbine
(centrifugal, propeller, mixed flow, etc.)
Name of pump Demona size 1,500 GPM
Kind of motor Electric
(gasoline, electric, diesel, etc.)
Horsepower 40 Name of Motor F. M.

(e) Complete well

Capacity 1,400 GPM at drawdown of 10 to 15 ft. Estimated cost \$90,000.00

(f) Owner of land upon which well is located

City of Sioux Falls
Name

Sioux Falls, South Dakota
Address

(g) Distance to nearest existing wells

On same owner's property 165 rods. Or, property owned by others 250 rods

STATE OF SOUTH DAKOTA

WATER LICENSE No. 300-3

WHEREAS, On the 17th day of September A. D. 1956
the City of Sioux Falls

County of Minnehaha and State of
South Dakota duly made application (No. 300-3) to us for a permit to use 3.21
cubic feet per second of the waters of ground water
County of Minnehaha State of South Dakota, for municipal
purposes; and

WHEREAS, On the 29th day of December A. D. 1956
Permit No. 300-3 was issued to said applicant for the diversion of said water, and providing for the
completion of the works of diversion therein described on or before the 14th day of
November A. D. 1957 and for the application to beneficial use of said
water on or before the 14th day of November A. D. 1958
and,

WHEREAS, On the 28th day of July A. D. 1966
the holder of said permit duly made proof of the completion of adequate works for the diversion of 3.21
cubic feet per second of said waters, as evidenced by our Certificate No. 300-3
dated August 26, 1966 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use 3.21 cubic feet per second of water, with date of
priority of September 17, 1956

WHEREAS, On the 28th day of July A. D. 1966
proof was duly made of the application to beneficial use of 3.21 cubic feet per second of said water;
for municipal use by the city of Sioux Falls

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 Sioux Falls

~~XX~~ the holder and owner of said permit No. 300-3
a water right, d September 17, 1956 to the use of 3.21

cubic feet per second the waters of ground water

in the County of Minnehaha and State of South Dakota, or so much thereof as may be
necessary for the purposes hereinbelow mentioned, to be diverted at a point 2510'W and 165'N of the
center of Section 32, T102N, R49W

and conducted ~~XXXXXXX~~ the city water distribution system

for the purpose of municipal use

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 26th day of August A. D. Nineteen
Hundred and Sixty-Six

State Water Resources Commission

By:

J. W. GRIMES
Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

In Book _____ of _____ Page _____

Permit No. 300-3

Water Division No. 3 Big Sioux River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That the City of Sioux Falls

~~xxx~~ _____, County of Minnehaha, and State of South Dakota

the holder of Permit No. 300-3, Issued upon Application No. 300-3, bearing date of priority of September 14, 1956, authorizing the diversion of 3.21 cu. ft. per second of the waters of ground water

County of Minnehaha, State of South Dakota, at a point 2510'W and 165'N of the center of Section 32, T102N, R49W

for municipal

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 3.21 cu. ft. per second of water; and that the ~~xxxxxx use of said water~~ is described as follows, to-wit: for municipal purposes by the City of Sioux Falls

Witness my hand this 26th day of August A. D. 1966

State Water Resources Commission

By: J. W. CRIMES
Chief Engineer, Executive Officer

(First Publication before October 12 1956)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., September 26, 1956

Notice is hereby given that the City of Sioux Falls whose postoffice address is Sioux Falls 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 3.21 cubic feet of water per second of time from the ground water through the Well No. 30, the point of diversion of which is to be located on the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 33 Twp. 102N Range 49W. Said water to be used for the purpose of providing municipal water for the City.

~~XXXXXX~~ XXXXXX XXXXXX

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 13th day of November, 1956, at 2:00 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:

J. W. Grimes, Chief Engineer, Executive Officer

cc: **John A. Kennedy**, Publisher
The Daily Argus Leader
Sioux Falls, South Dakota

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Minnehaha } ss.

E. J. Kehler being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the

SIOUX FALLS ARGUS LEADER 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 Sioux Falls County of Minnehaha and State of South Dakota; that the said notice was published in said newspaper on the following dates:

September 28, 1956

October 5, 1956

October 12, 1956

October 19, 1956

in each and every issue of the full number thereof, the first publication being made on the 28th day of September 1956 and the last publication on the 19th day of October 1956, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was Manager the printer and publisher of the said newspaper.

Subscribed and sworn to before me this 19th day of October A. D. 1956

Eleanor Tague

My Commission Expires

June 30, 1958

Notary Public Minnehaha County, S. D.

APPROPRIATION OF WATER
Office of State Water Resources Commission
Pierre, S. D.
September 26, 1956
Notice is hereby given that the City of Sioux Falls, S. D., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 221 cubic feet of water per second of time from ground water through the Well No. 30, the point of diversion of which is to be located in the SW 1/4 of the NW 1/4 of Section 33, Twp. 102N Range 43W. Said water to be used for the purpose of providing municipal water for the City.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 13th day of November, 1956, at 2:00 p.m. All interested persons may appear and be heard.
Appropriate action will be taken by the Water Resources Commission after the hearing has elapsed for the consideration of any or all information submitted.
State Water Resources Commission
Pierre, S. D.
Chief Engineer
Executive Officer
(Sept. 28 Oct. 5, 12, 19)

RECEIVED
NOV 14 1956

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Permit No. 300-3
BIG SIOUX
 Water Division No. 3 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 _____
 19____, I have this day made a thorough examination of the diversion works constructed by _____
THE CITY of SIOUX FALLS
MINNEHAHA County, South Dakota, holder of Permit No. 300-3, issued
 upon Application No. 300-3, bearing date of priority of SEPTEMBER 17, 1956, authorizing the
 diversion of 3.21 cu. ft. per second of the waters of GROUND WATER for MUNICIPAL
 purposes. I have to report on the condition of the same as follows:

The diversion works comprise: WELL #30 - RANNEY WELL WITH FAIRBANKS-
MORSE TURBINE PUMP #AW6582 POWERED BY 40HP F-M
ELECTRIC MOTOR TYPE Q3KV. & F.M TURBINE PUMP
#AW2371 WITH 50HP WESTINGHOUSE ELECTRIC MOTOR.
15' OF 16" LINE TO 24" COLLECTION LINE
 and the system is in the following condition: EXCELLENT

The point of diversion is located 2510' W & 165' N OF THE
CENTER SECTION 33, T102N, R49W

The works are capable of diverting and conveying to the place of use 3.21 cu. ft. per second of water,
 which is to be used for MUNICIPAL USE

The legal sub-divisions to be irrigated are: _____

_____ comprising a total of _____ acres of land.
 The domestic use intended comprises _____

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

Witness my hand, this 28TH day of _____

JULY

A. D. 1966

—SEAL—

Examined Benton D. Jones
 OFFICER



DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 7, 1991

Lyle D Johnson, Water/Wastewater Manager
Utilities Department
224 W 9th Street
Sioux Falls SD 57102

Dear Mr. Johnson:

This letter is in response to my inspection of the City's water permits/rights completed on January 16, 1991.

Several of the city's permits can be licensed after receipt of the following information:

- 1) Permit Nos. 5127-3 and 5127A-3 (Well Nos. 53 thru 58).
Permit No. 5115-3 (Well Nos. 48 thru 52).
Permit No. 5235-3 (Well Nos. 60 thru 65).

- Sustained pump rate for each well under optimal operating conditions,
- Type and horsepower of the submersible units in each of the wells, and
- Brief description of the distribution system.

I have located a well completion report (copy enclosed) for a well that appears to be north of well No. 58. A copy of the well completion report for well No. 58 is also enclosed. No well was noted north of No. 58 during my inspection. Please explain if the well exists as described on the enclosed report and if the well is being used by the city.

- 2) Permit No. 5202-3 for water impounded in Silver Creek by the Big Sioux diversion dam. Two units are used with a capacity of 700 gpm each.
 - Type and model no. of the motor and pump with the horsepower.
- 3) Permit No. 5334-3 for the Big Sioux River pump facility.
 - Brief description of the operation of the facility at peak operating capacity.

An application (forms enclosed) needs to be approved to increase the permitted pumping rate to 46.4 cfs and to increase the annual volume of water if you plan to exceed the current 10,000 acre-feet. If approved, No. 5334-3 and the new permit would be issued one water license.

(continued)

February 7, 1991
Lyle D Johnson
Page 2 of 3

The following changes are needed to correct errors on the current licenses:

- 1) The following licenses need to have R50W deleted and be reissued for R49W:

^{cancel RO 5/13/91}
254-3, 255-3, 256-3, 257-3, ~~258-3~~, 259-3, 260-3, 261-3, 262-3, 264-3, 266-3, 267-3, 269-3, 270-3, 272-3, 273-3, 275-3, 276-3, and 274-3 needs the same range correction plus should be T102N instead of T103N.

License No. 300-3 needs to have section 32 deleted and be reissued for section 33. The original notice of hearing and application are correct.

License No. 4101-3 needs to have T101N deleted and be reissued for T102N and 2,030 feet east rather than 2,030 feet west. The original notice of hearing is correct.

License Nos. 4098-3, 4099-3, 4100-3, and 4812-3 also need to be reissued to identify the correct location of the wells. The original notices of hearing are correct for each license.

- 2) The notice of hearing for 1306-3 needs to be readvertised to correct a diversion point error (should be NW1/4 NW1/4 instead of NE1/4 NE1/4).

The notice of hearing for 4811-3 needs to be readvertised to correct a diversion point error (should be T102N instead of T101N).

Each of these changes (Nos. 1 & 2) will be initiated by the Division of Water Rights. Item No. 2 will require publication of a notice of hearing. The city will be notified of the completion of the corrections.

Well Nos. 30, 31, 32, and 33 have been rehabilitated in the last two years. Revisions may also be needed to some of the water rights held by the city to reflect changes in the pumping capacity of the wells. If the sustained pump rate of these wells under optimal operating conditions is less than the permitted pump rate, then the licenses should be reissued for the reduced pump rate. If the sustained pump rate exceeds the permitted amount, then a new permit is needed for the increase in the pump rate. Please indicate what the sustained pump rates are for well Nos. 30, 31, 32, 33, and other wells as rehabilitation efforts and aquifer conditions allow.

^{259-3 RO 5/13/91}
Water Right Nos. 254-3, 255-3, ²⁵⁹⁻³265-3, 268-3, 271-3, and 1579-3 will be scheduled for a hearing to allow the Water Management Board to consider cancellation of the water rights due to abandonment and/or forfeiture. Notice will be given of the time and place of hearing. If the Parks and Recreation Department is using of the well authorized by No. 1579-3, please inform me.

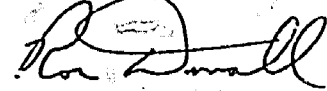
February 7, 1991
Lyle D Johnson
Page 3 of 3

In response to your questions during our meeting on January 17, 1991, the city can plug abandoned wells if the work is completed according to the Well Construction Standards. A copy of the standards and some plugging report forms are enclosed for the city's use.

Water Permit No. 1790-3 held by the Lincoln County Rural Water System is for supplying the rural water system from the city's well field. Enclosed is a copy of Permit No. 1790-3, including the affected city permits and a resolution signed by the mayor of Sioux Falls.

Thank you and your staff for the assistance we received concerning these inspections. I appreciate Mr. Holden taking the time to show us around. If you have any questions regarding any of this information, please contact me.

Sincerely,



Ron Duvall
Natural Resources Engineer
605 773-3352

enc.

cc: Glenn Dostal, HDR Engineering, Inc.

STATE OF SOUTH DAKOTA

REISSUED WATER LICENSE NO. 300-3

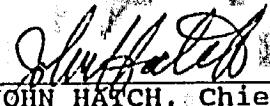
(1) The City of Sioux Falls of 224 W. 9th Street, Sioux Falls, SD 57102 was issued Water License No. 300-3, August 26, 1966 for a water right to appropriate 3.21 cubic feet of water per second from groundwater (one well), Minnehaha County, South Dakota for municipal purposes. Water License No. 300-3 with a priority date of September 17, 1956 was issued to the applicant(s) for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

An inspection of the city's water permits and rights was completed January 16, 1991. The inspection and subsequent review of Water Right No. 300-3 found the original license contained an error in the legal description of the diversion point. The license, dated August 26, 1966, described the diversion point as being in Section 32, T102N, R49W. The well is actually located in Section 33, T102N, R49W. The water license is being reissued to correct the error. The remaining portions of the original license will not be altered by reissuance of this License.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 3.21 cubic feet of water per second for beneficial use. The location of the diversion point is: 2510'W and 165'N of the center of Section 33, T102N, R49W.

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use.

(4) Pursuant to Section 46-5-30.1 the City of Sioux Falls of 224 W. 9th Street, Sioux Falls, SD 57102 the holder(s) and/or owner(s) of Water Right No. 300-3 is issued a license to appropriate water, the right to use 3.21 cubic feet of water per second from groundwater (one well) with a priority date of September 17, 1956 from the location specified in (2) of this license. The water is to be used for the purpose of municipal use for the City of Sioux Falls. This license is subject to any limitations or qualifications listed in Water Permit No. 300-3 and subject to South Dakota State Law.

 NOV 23 1992
JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and
Natural Resources

South Dakota

300-3

DEPARTMENT OF WATER & NATURAL RESOURCES

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

GREAT FACES. GREAT PLACES.

NOV 23 1992

300-3

Lyle D. Johnson, Water/Wastewater Manager
Utilities Department
224 W. 9th Street
Sioux Falls, SD 57102

Dear Mr. Johnson:

Enclosed is your Reissued Water License No. 300-3. The license was reissued to correct an error in the legal description of the diversion point. The remaining portions of the original license were not altered by reissuance of this License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 300-3, 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 License, 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
JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-2352

enclosures