

Water Right Number 3101-3

1. Considered 11-17, 19 76
2. Name of Applicant CITY OF WAUBAY
3. Post Office Address _____
4. Amount of water claimed 167
5. Source of water supply 433' DEEP WELL
6. Water to be used for MUNICIPAL

Acres to be irrigated _____

7. Water to be diverted and used in DAY County
- about IN CITY LIMITS Miles _____ of _____

8. Proof of Publication Received 1st

Not received _____

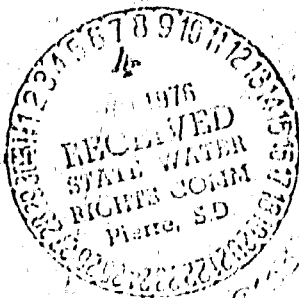
9. Application Approved _____

Subject to _____

Not approved _____

Action deferred _____

10. Remarks:

No. 3101-3
 Map No. 2425-3 Water Division No. 3 BIG SIOUX RIVER District
 (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 City of Waubay, South Dakota
 Post-office address Waubay, S.D. 57273 State South Dakota
~~Have application drawn and placed in proper position~~
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract
3. Name of diversion work Permanent Water Supply Well
4. Amount of water claimed (cubic feet per second) 0.67 cubic feet per second
5. Source of water supply well
6. Location of point of diversion City Park in Waubay, South Dakota
Bates' Outlot 1 to the City of Waubay in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 33,
T. 122 N., R. 54 W. County Day
7. Annual period or periods during which water is to be used Continuous year round use
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 2
 List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Tract	Fraction	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 2 months years. Additional time required to complete publication of notice to the general public 0 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Waubay Clipper
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.
433 foot, 12 inch encased well with pumping capable of 200 - 300 gpm.
Pump house, flouridation and all necessary electrical controls.

B. Works proposed to transport water to place of use.
Existing municipal water system.

C. Work proposed to supply water to be irrigated

Estimated Total Cost \$ 40,000

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 Day

I, City of Waubay, S. D. 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 Alvin Mark Roman, MayorSubscribed and sworn to before me this 6th day of Oct, 1976
James H. Haengstad
 Notary Public (or other qualified officer)
 City of Waubay, South Dakota
 S. D. County, S. D.
 My commission expires 10/1/77

CITY OF WAUBAY Water Distribution System

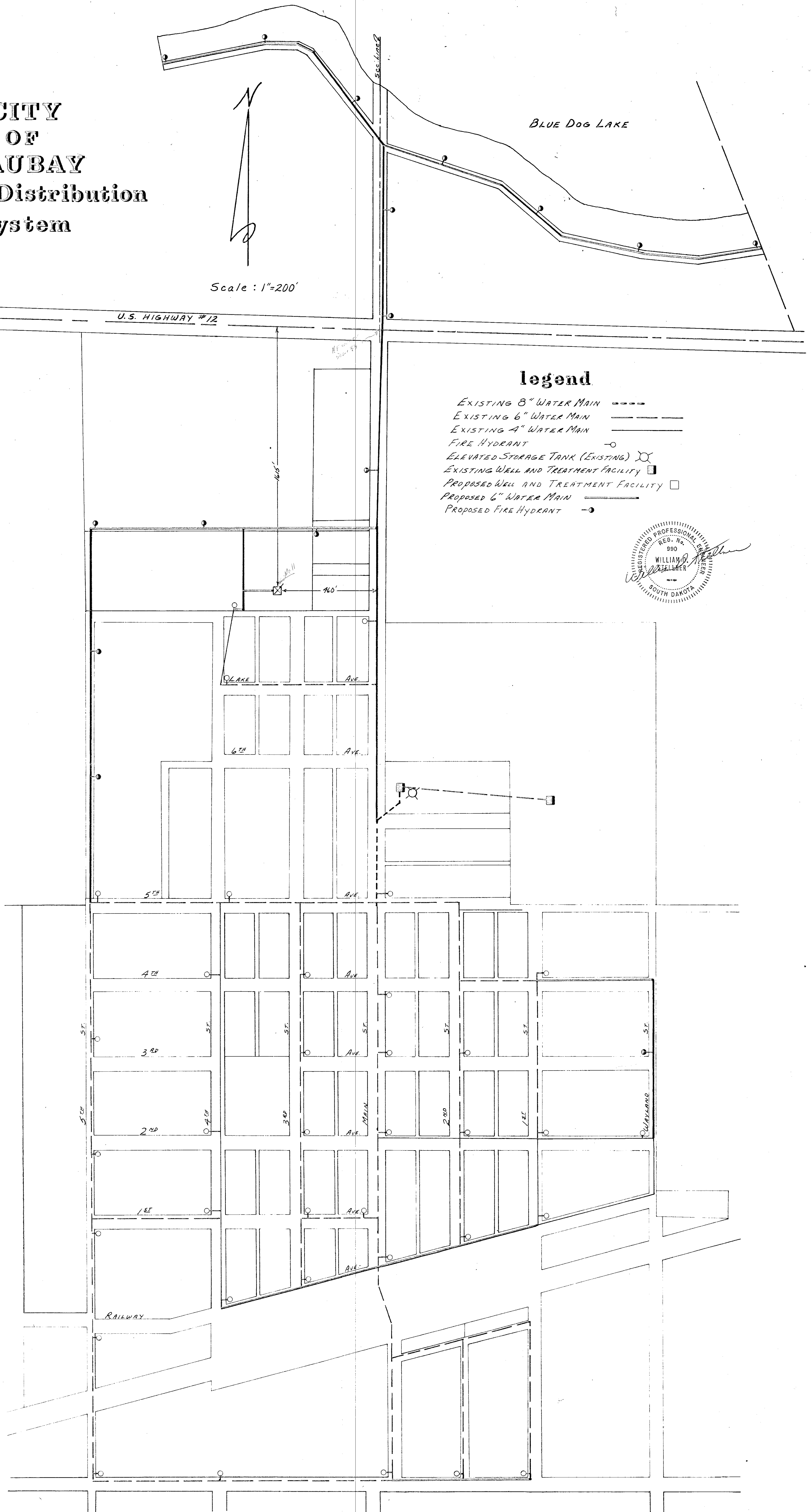
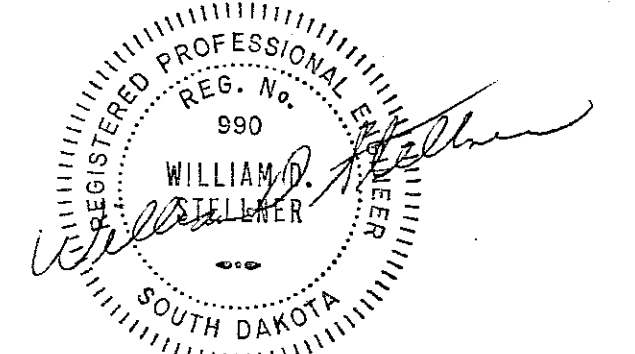
Scale: 1"=200'

BLUE DOG LAKE

U.S. HIGHWAY #12

legend

- EXISTING 8" WATER MAIN ---
- EXISTING 6" WATER MAIN ---
- EXISTING 4" WATER MAIN ---
- FIRE HYDRANT ○
- ELEVATED STORAGE TANK (EXISTING) ⊗
- EXISTING WELL AND TREATMENT FACILITY □
- PROPOSED WELL AND TREATMENT FACILITY □
- PROPOSED 6" WATER MAIN ---
- PROPOSED FIRE HYDRANT ○



APR 15 1931-3

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3101-3

CITY OF WAUBAY
(Applicant)

(Post Office Address)

SOUTH DAKOTA 57273
(State)

With the following modifications:

Date of first receipt of application OCTOBER 7 19 76

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

Date of receipt of corrected application — 19 —

Approved NOVEMBER 17 19 76 Recorded in Book 16 Page 196

WATER RIGHT PERMIT NO. 3101-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3101-3 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 OCTOBER 7 19 76
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 17 19 77
3. The whole of said work is to be completed on or before NOVEMBER 17 19 78
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 17 19 78
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 .67 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 use~~ 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 cubic foot of water per acre per day of time for each acre of land to which water is USED FOR MUNICIPAL PURPOSES on or before NOVEMBER 17 19 78 said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 21ST day of DECEMBER 19 76

WATER RIGHTS COMMISSION

John H. Hark
Chief Engineer, Executive Officer

Certificate of Construction Issued January 5 19 79

Water License Issued January 5 19 79

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

D. Well Information or Estimates

(1) Drill Hole, Diameter 12 inch, Depth 433 feet

(2) Casing, Type steel Diameter 12 inch Thickness Schedule 40 (AWWA)
(wood, concrete, steel, etc)

(3) Perforated Screen.

Type AISI 304 stainless, Diameter 6 inch, Length 20 to 25 feet

(4) Gravel Pack, Thickness # 30 desig., Length of gravel pack 20 to 25 feet
6" thick

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 Good clean sand with a few small clay
streaks.

Depth to top of water bearing material 392 feet

Depth to bottom of water bearing material 433 feet

Thickness of water bearing material 41 feet

Depth to water (ground surface to water level) 49 feet

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

On same owner's property _____ 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.

M. R. Markki Renee Meyer
Signature of Applicant

Permit No. 3101-3

Water Diversion No 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the City of Waubay

the holder S of
Permit No. 3101-3, issued upon Application No. 3101-3, bearing date of priority of October 7, 1976

authorizing the diversion of .67 cu. ft. per second of the waters of
groundwater (one well) County of Day, State of South Dakota at

161.5 feet South and 460 feet west of the NE corner of Section 33-T122N-R54W
(In Bates outlot to the City of Waubay)

for municipal

purpose, has vs 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 .56 cu. ft. per second of water.

Date January 9, 1979

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Commission

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 3101-3

(1) WHEREAS, On the 7th day of October A. D. 19 76
City of Waubay

made Water Right Application No. 3101-3 for a permit to use .67 cubic feet per second of the waters
of groundwater (one well)

County of Day State of South Dakota, for municipal

purposes; and

(2) WHEREAS, On the 17th day of November A. D. 19 76
Permit No. 3101-3 with a date of priority of October 7, 1976

was issued to said applicant s for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 17th day of November A. D. 19 78 and for the
application to beneficial use of said water on or before the 17th day of November A. D. 19 73

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 .56 cubic feet
per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to the application of water to beneficial use of the following extent.

to be used for municipal water supplies for the City of Waubay

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to the City of Waubay, South Dakota

~~xx~~
the holder S and owner S of said permit No. 3101-3 a water right, dating from October 7, 1976
to use of 156 cubic feet per second of the waters
of groundwater (one well)

in the County of Day and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at 1615 feet south and 460 feet west of the NE
corner of Section 33-T122N-R54W (In Bates outlot to the City of Waubay)

and ~~xxxxxxxxxxxxxx~~ conducted through the City distribution system

for the purpose of municipal use

Subject to any limitations listed in Water Right Permit No. 2101-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 5th day of January A. D.

Nineteen Hundred and Seventy-nine

WATER RIGHTS COMMISSION

by:

John Hatch
Chief Engineer, Executive Officer, JOHN HATCH

Form 6, - Notice Intent to Appropriate Water

No. 3101-3

Publish first publication, on or before

November 7, 1976

NOTICE OF INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

October 25, 1976

Notice is hereby given that the City of Waubay

whose principal office address is ~~xxxxxx Waubay xxxxxxxx~~ 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 .67 cubic feet of water per second of time from the ground water through the City well, the point of diversion of which is to be located in the NE 1/4 NE 1/4

of Section 33, Twp. 122N, Range 54W. Said water to be used for the purpose of providing irrigation on the following described land:
municipal supplies for the City of Waubay

This application No. 3101-3 will be considered by the Water Rights Commission at the Marvin Hughitt Hotel in Huron, South Dakota upon the 17th day of November, 1976 at 10:00 A.M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES, Water Rights Specialist

BFJ/bw

cc: City of Waubay, Waubay, SD 57273

No. 3101-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Day) ss.

I, A. W. Anderson hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Waubay Clipper

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 Waubay of _____

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

Nov. 3, 1976

Nov. 10, 1976

A. W. Anderson
(Signature)

Ed. - Pub.
(Title)

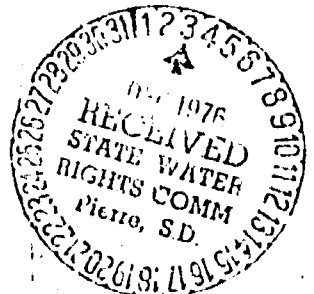
11-11-76
(Date Signed)

NOTICE OF INTENT
TO APPROPRIATE WATER
Pierre, South Dakota 57501
October 25, 1976

Notice is hereby given that
the City of Waubay, South Da-
kota, has made an application
in accordance with the provi-
sions of the water laws of South
Dakota for a permit to appropri-
ate for beneficial use .67 cu-
bic feet of water per second
of time from ground water
through the City well, the point
of diversion of which is to be
located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of
Section 33, Twp. 122N, Range
54W. Said water to be used
for the purpose of providing
municipal supplies for the City
of Waubay.

This application No. 3101-3
will be considered by the Wa-
ter Rights Commission at the
Marvin Hughitt Hotel in Hur-
on, South Dakota upon the 17th
day of November, 1976 at 10:00
A.M. All interested persons
may appear and be heard.

WATER RIGHTS COMMISS.
Burton F. Jones,
Water Rights Specialist
(Pub. Nov. 3 & 10, 1976)



Permit No. 3101-3Water Division 3 Big Sioux River Water District

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

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by City of
Waubay of Waubay, South Dakota 57273 holder.
of Permit No. 3101-3, bearing date of priority of October 7, 1976
authorizing the diversion of 1.67 cu. ft. per second of the waters of One Well
for Municipal purposes, in Day 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:

Fairbanks Morse 15 HP Submersible Pump
Pumping 250 gpm.

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

City Water Distribution System.

C. Works used to apply water to beneficial use.

City of Waubay

The system is in the following condition: Good.

The point of diversion is located 1612 ft South and 440 ft West of the NE corner of
Section 33 T122 N R. 54 W. (In Bates outlet to the City of Waubay).

The works are capable of diverting and conveying to the place of use 1.56
cu. ft. per second of water which is to be used for Municipal Purposes

Water has been put to beneficial use to the maximum extent as follows:

comprising a total of 100 acres of land.

Well: 420 ft deep.
90 ft Static level
30 ft draw down
Pumping 250 gpm

Date December 15 1978
Leroy J. Monaghan
(Signature)

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 6769

PIERRE, February 8, 1970

RECEIVED OF City of Vauclay, Vauclay SD 57273

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

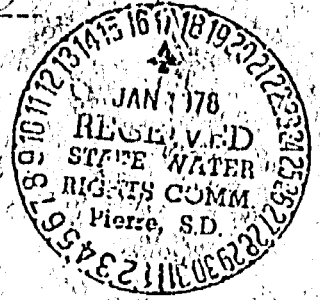
Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No. 3103-2)	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. 3103-3)		
Fee for issuing Location Certificate-Dry 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 John L. Hatcher
Chief Engineer, Executive Officer
JOHN L. HATCHER RSW

Form 10.

No. 3101-3



NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE

Post Office Waubay, South Dakota

Date January 15, 1978

TO: Water Rights Commission
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 3101-3.

Water Right Permit No. 3101-3 states that the diversion system is to be constructed by November 17, 19 78 and that the water is to be put to beneficial use by November 17, 19 78.

The diversion system was completed on January 13, 19 78.
Applying the water to beneficial use was completed on January 13, 19 78.

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued, thus completing my acquisition of a water right.

M. A. Stephens, C.S.O.
(Signature)

3101-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

SEP 19 2016

1435-3

3101-3

City of Waubay
c/o Kevin Jens, Mayor
PO Box 155
Waubay SD 57273

Dear Mayor Jens:

Enclosed is Reissued Water Right/Vested Water Right No. 1435-3. The water right is being reissued to correct an error in the legal description of the well location.

The City is also authorized to replace one of its two existing wells because it is no longer a reliable source of municipal water. No increase in the developed diversion rate is authorized.

Regarding Water Right No. 3101-3, you have indicated the well is operational and is used as a backup supply in emergency situations only.

For your information SDCL 46-6-27 requires that if the owner of an existing well, 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 the City uses the water beneficially, as stated in the Reissued Water License, the State Water Laws provide a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

Jeanne Goodman, Chief Engineer
Water Rights Program
(605) 773-3352

enclosure