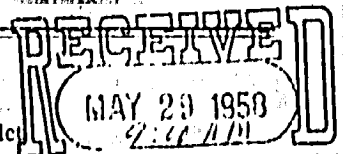


1. Considered July 9, 1958 Appl. No. 390-3A
2. Name of Applicant City of Onida
3. Post Office Address Onida, South Dakota
4. Amount of water claimed 120 gpm or 0.267 cfs
5. Source of water supply Ground water
6. Water to be used for Municipal use
Acres to be irrigated _____
7. Water to be diverted and used in Sully County about 1 miles of _____
8. Proof of Publication Received ☒
Not Received _____
9. Application Approved ☒
Subject to _____
Not approved _____
Action deferred _____

10. Remarks: This is a change of point of diversion
only at Permit 390-3 approved March 13, 1957.
This well is essentially the same as the one proposed
formerly. Approximately the same depth. Both in the Dakota formation.

No. 390-3AWater Division No. 3 Missouri River District
(Plans to be Filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COM.
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 ONIDA
 Postoffice address ONIDA, County SULLY, State SOUTH DAKOTA
- I. If a corporation _____
 (THIS APPLICATION)
 (IS FOR THE PUR-)
 (POSE OF CHANGING)
 (DIVERSION POINT)
 (FOR ORIGINAL PER-)
 (MIT No. 390-3)
- (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, \$ 25,000.00 (c) Treasury stock, \$ _____
 (d) Bonds to be issued, \$ _____ (e) Other resources, \$ 10,000.00

2. Name of diversion work CITY WELL No. 3
 3. Amount of water claimed 120 GPM 680,267 cfs cubic feet per second
 4. Source of water supply GROUND WATER
 5. Location of point of diversion LOT 14, BLOCK 29, COLE'S ADDITION TO THE CITY OF ONIDA,
NE 1/4 NE 1/4, Sec. 11, R77W, T114N, 5th P.M. on bank _____ County.
 6. Annual period or periods during which water is to be used ALL YEAR
 7. To be used for:

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

(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 FIRE PROTECTION
 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 _____

(g) Distance to nearest existing wells _____

On same owner's property 20 rods. On property owned by others _____ rods

Map No. 296-3

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.)

WELL AND PUMP

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.....feet; 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	ACRE-FOOT 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 ONE YEAR FROM PRESENT TIME years.

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

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

ONIDA WATCHMAN

STATE OF SOUTH DAKOTA

County of } ss.

I, THE CITY OF ONIDA, THROUGH AUTHORIZED REPRESENTATIVE, 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, CITY OF ONIDA By: *D. W. Jensen*

Subscribed and sworn to before me this 27th day of May 1958

David Becker, Auditor
 Notary Public (or other qualified officer.)



SURVEYOR'S CERTIFICATE

I, Maynard C. Sommer, a Registered Land Surveyor for the State of South Dakota, do hereby certify that at the direction of the City of Onida, South Dakota, I did survey the site of the proposed City Well No. 3 and that the above-described plat is a true and correct representation of said survey.

In witness whereof I hereunto set my hand and seal this 30th day of January, 1957.

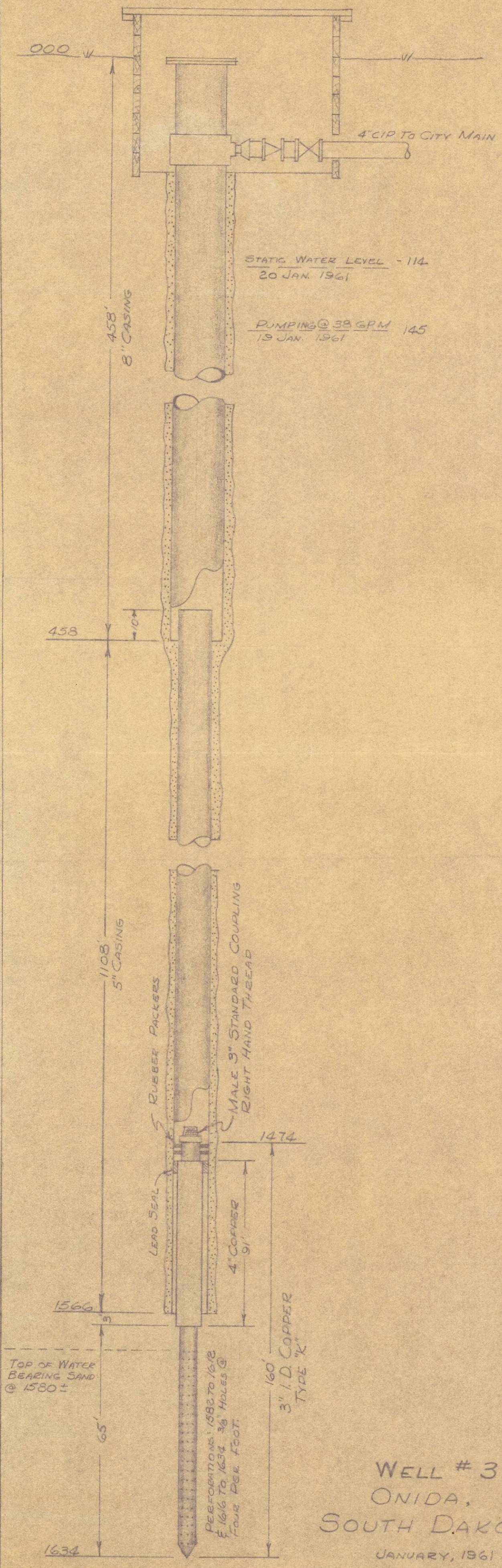
Maynard C. Sommer
REGISTERED LAND SURVEYOR

State of South Dakota
County of Hughes

On this 30th day of January, 1957, before me the undersigned Notary Public, personally appeared Maynard C. Sommer, known to me to be the person whose name is inscribed in the within instrument.

In witness whereof I hereunto set my hand and seal.

Notary Public
NOTARY PUBLIC



WELL # 3
ONIDA,
SOUTH DAKOTA
JANUARY, 1961

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA

County of

Hughes

SS.

Pierre, South Dakota,

June 7

1958

This is to certify that the foregoing application was received by the Commission at 9:00 o'clock

9 m. upon the 29 day of May, 1958

State Water Resources Commission

By:

George Primmer

Chief Engineer, Executive Officer

Number of permit 390-3A

Date of first receipt of application May 29, 1958

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 January 16, 1957

Approved July 9, 1958, Recorded in Book 4 Page 249

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 _____

January 9, 1959

2nd. The whole of said work is to be completed on or before July 9, 1959

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

July 9, 1960

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 0.267 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 municipal use and beneficially applied for irrigation on or before July 9, 1960; said water to be used during the following described annual period:

Continuously

Witness my hand this 28 day of July, 1958

State Water Resources Commission

By:

George Primmer

Chief Engineer, Executive Officer

Certificate of Construction Issued _____

July 23, 1962

Water License Issued _____

July 23, 1962

Form 2A — Wells (Supplement to Form 2)

D. (Cont.)

III. Specifications

(a) Hole and casing

Size of drill hole or excavation 12" AND 6" , Depth 1,600'

Type of casing STANDARD BLACK STEEL
(wood, concrete, steel, etc.)

Size of casing 8" - 400' , Thickness of casing 4" - 1,200'

Length of casing If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen

Size of perforated screen
(diameter) (length)

Thickness of gravel pack , length of gravel pack

(c) Water Bearing Materials

Distance to water 1,517' Character of water bearing materials DAKOTA
SANDSTONE

Thickness of water bearing material APPROXIMATELY 56 FEET

(d) Pump and Motor

Type of pump CENTRIFUGAL TURBINE
(centrifugal, propeller, mixed flow, etc.)

Name of pump WORTHINGTON , size NOT DETERMINED

Kind of motor NOT DETERMINED
(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
Name

Address

(g) Distance to nearest existing wells

On same owner's property 20 rods. On property owned by others rods

Permit No. 390-3A

Water Division No. 3 MISSOURI Water District
RIVER

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That the City of Onida

of _____, County of Sully, and State of
 South Dakota, the holder of Permit No. 390-3A, issued upon Application
 No. 390-3A, bearing date of priority of January 16, 1957, authorizing the diversion of
 .267 cu. ft. per second of the waters of A tesian ground water
 County of Sully, State of South Dakota, at a point in Lot 14, Block
 27, Coles Addition to City of Onida, in NE 1/4 NE 1/4, Sec. 11, T 114N, R 77W.
 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 .267 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: to be distributed through the City of Onida water system for municipal use.

Witness my hand this 23rd day of July A. D. 1962.

State Water Resources Commission

By:

Chief Engineer, Executive Officer

J.W. GRIMES

STATE OF SOUTH DAKOTA

WATER LICENSE No. 390-3A

WHEREAS, On the 29th day of May A. D. 1962
the City of Onida

of County of Sully and State of
South Dakota duly made application (No. 390-3A) to us for a permit to use 267
cubic feet per second of the waters of Artesian ground water
County of Sully, State of South Dakota, for municipal
purposes; and

WHEREAS, On the 28th day of July A. D. 1958
Permit No. 390-3A 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 9th day of
July A. D. 1959 and for the application to beneficial use of said
water on or before the 9th day of July A. D. 1960
and,

WHEREAS, On the 8th day of June A. D. 1962
the holder of said permit duly made proof of the completion of adequate works for the diversion of 267
cubic feet per second of said waters, as evidenced by our Certificate No. 390-3A
dated July 23, 1962 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use 267 cubic feet per second of water, with date of
priority of January 16, 1952 and,

WHEREAS, On the 8th day of June A. D. 1962
proof was duly made of the application to beneficial use of 267 cubic feet per second of said water;
for municipal supplies for the City of Onida

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 Onida
the holder and owner of said permit No. 390-3A
a water right, dating from January 16, 1957 to the use of .267
cubic feet per second of the waters of artesian ground water
in the County of Sully and State of South Dakota, or so much thereof as may be
necessary for the purposes hereinbelow mentioned, to be diverted at a point in Lot 14, Block 29, Coles
add: the City of Onida, in the NE 1/4 NE 1/4, Sec. 11, T 114N, R 77W.
and conducted ~~to the city~~ through the city 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 23rd day of July A. D. Nineteen
Hundred and Sixty-Two

State Water Resources Commission

By:

Chief Engineer, Executive Officer

J.W. GRIMES

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 _____

(First Publication before June 13, 1958)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., June 7, 1958

Notice is hereby given that the City of Onida whose postoffice address is Onida 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 0.267 cubic feet of water per second of time from the Dakota-Lakota formation through the City Well #3 changed from a point in the S4, SE1/4, Sec. 2, T 114 N, R 77 W to a point located in Lot 14, Block 29, Cole's Addition to the City of Onida, NE1/4, Sec. 11, Twp. 114 N Range 77 W. Said water to be used for the purpose of providing irrigation on the following described land:

and this application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 9th day of July, 1958, 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: E. L. Thompson, Publisher
The Onida Watchman
Onida, South Dakota

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA

County Sully SS.E. P. Thompson being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the -----

Onida Watchman a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in theCity of Onida County ofSully and State of South Dakota;

that the said notice was published in said newspaper on the following dates:

June 12, 1958June 19, 1958June 26, 1958July 3, 1958

in each and every issue of the full number thereof, the first

publication being made on the 12th day of June1958 and the last publication on the 3rd day ofJuly 1958, upon which days or times

of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he

was Owner the printer and publisher of the said newspaper.E. P. ThompsonSubscribed and sworn to before me this 3rd day of July A. D. 1958

RECEIVED

JUL 8 1958

STATE WATER RESOURCES COMM.

PIERRE, SOUTH DAKOTA

Notary Public E. R. Pratliff County, S. D.SullyAPPROPRIATION OF WATER
Office of State Water Resources
Commission,

Pierre, S. Dak., June 7, 1958

Notice is hereby given that the City of Onida whose post-office address is Onida, 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 0.267 cubic feet of water per second of time from the Dakota-Lakota formation through the City Well No. 3; the point of diversion of which is to be changed from a point in the SW 1/4 Sec. 2, T. 114 N., R. 77 W. to a point located in Lot 14, Block 29, Cole's Addition to the City of Onida, NE 1/4 Sec. 11, Twp. 114 N., Range 77 W. Said water to be used for the purpose of providing irrigation on the following described land:

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 9th day of July, 1958, at 2:00 P.M. All interested persons may appear and be heard.

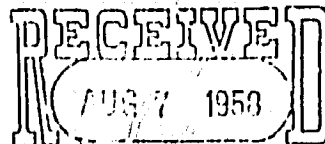
Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission,

By: J. W. Grimes,

Chief Engineer,

17-20 Executive Officer.



Permit No. 390-3A

STATE

RESOURCES COMM.
SOUTH DAKOTA

Water Division No. 3 Missouri River Water District

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) Onida, South Dakota

(Date) August 6, 1958

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of Well #3
0.267 cu. ft. per second of the waters of the state from
through the Well #3
for Municipal purposes

In accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is City Of Onida, City Auditor's Office, (Sully County) Onida, South Dakota.
2. The postoffice address of such person or the place of business of such corporation is Onida County of Sully State of South Dakota
3. The number of such permit is 390-3A and the date set for the completion of such work is Completed August 1, 1958
4. Said water to be used for City Of Onida - Municipal purposes.
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is cubic feet per second.
6. The amount of land for which said water is available is Lot 14, Blk. 29, Cole's Addition, NE 1/4 NE 1/4 Sec. 11, R77W, T114N, 5th P.M.

I hereby certify that the facts set forth in the above notice are true.

(Signature of Owners)

City Of Onida

City Auditor

No. 873-3Water Division No. 3 JAMES RIVER District STATE W.
(Blanks to be filled by the Engineer for the W. R. C.)

AUG 17 1961

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 South Dakota Department of Game, Fish and Parks
Postoffice address Pierre, County Hughes, State South Dakota

- 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) _____

- (b) Cash on hand, \$ _____ (c) Treasury stock, \$ _____
(d) Bonds to be issued, \$ _____ (e) Other resources, \$ _____

2. Name of diversion work BOLLINGER LAKE - McCook County
As required to fill lake to outlet level - approximately 750
3. Amount of water claimed across feet per year _____ cubic feet per second _____
4. Source of water supply Dry Draw - unnamed creek
5. Location of point of diversion One point in the watershed located in the SE 1/4 of Sec. 24,
T - 102 N R 56 W Outlet located in the SW 1/4 of Sec. 13, T 102, R 56 County.
6. Annual period or periods during which water is to be used all year round
7. To be used for:

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

- (c) 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 location 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.) To the high water mark of the inundated
portions of the NE 1/4 Sec. 24 and SE 1/4 of Sec. 13 - T. 102 N. R. 56

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

- (a) Nature of use Public recreational purposes
Name any of the 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 _____

Water Right Applications Nos. 390-3 and 390-3A

February 20, 1973

Water Application No. 390-3, City of Onida, priority January 16, 1957, was approved for 0.44 c.f.s. of ground water on March 13, 1957.

Water Application No. 390-3A, City of Onida was approved as a change of the point of Diversion from that approved in 390-3. (No well was drilled under Water Permit No. 390-3). The new diversion rate in 390-3A was 0.267 c.f.s. and the priority of January 16, 1957 was transferred to Water Permit No. 390-3A, approved July 9, 1958.

This action in effect, cancelled Water Permit No. 390-3 and the Commission Staff has placed Water Permit No. 390-3 in a cancelled status.

b7f