

Water Right Number 4049-3

1. Considered 7-27, 19 77
2. Name of Applicant TOWN OF ROSLYN
3. Post Office Address _____
4. Amount of Water claimed 0.26
5. Source of Water supply 418' & 440' 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 7-14-77

Not Received _____

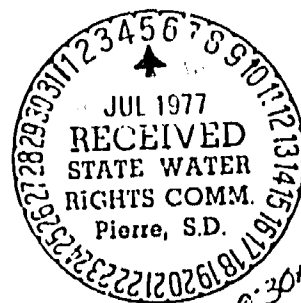
9. Application Approved _____

Subject to _____

Not Approved _____

Action Deferred _____

10. Remarks:

No. 4049-3Map No. 5291-3 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 Town of Roslyn
 Postoffice address Roslyn, State So. Dak. 57 261
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) _____
3. Name of diversion work City wells
4. Amount of water claimed (cubic feet per second) .26
5. Source of water supply Ground water
6. Location of point of diversion Both wells in city park. IN SW⁴ NW⁴ SECTION 6,
T122N, R55W
 _____ County Day
7. Annual period or periods during which water is to be used Continuously
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Municipal
9. For irrigation use, _____ Total number of acres to be irrigated _____

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

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

Attach sheet if more space is needed

10. Time required to complete construction of water supply system Completed years. Additional time required to complete application of water to the proposed beneficial use Completed years.
11. Choice of newspaper for Notice of Intent to Appropriately Water publication Reporter & Farmer
Webster, So. Dak. 57 274
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.
Wells & pumpsB. Works proposed to transport water to place of use.
City mainsC. Works proposed to apply water to beneficial use.
121 hook-ups

Estimated Total Cost \$ _____

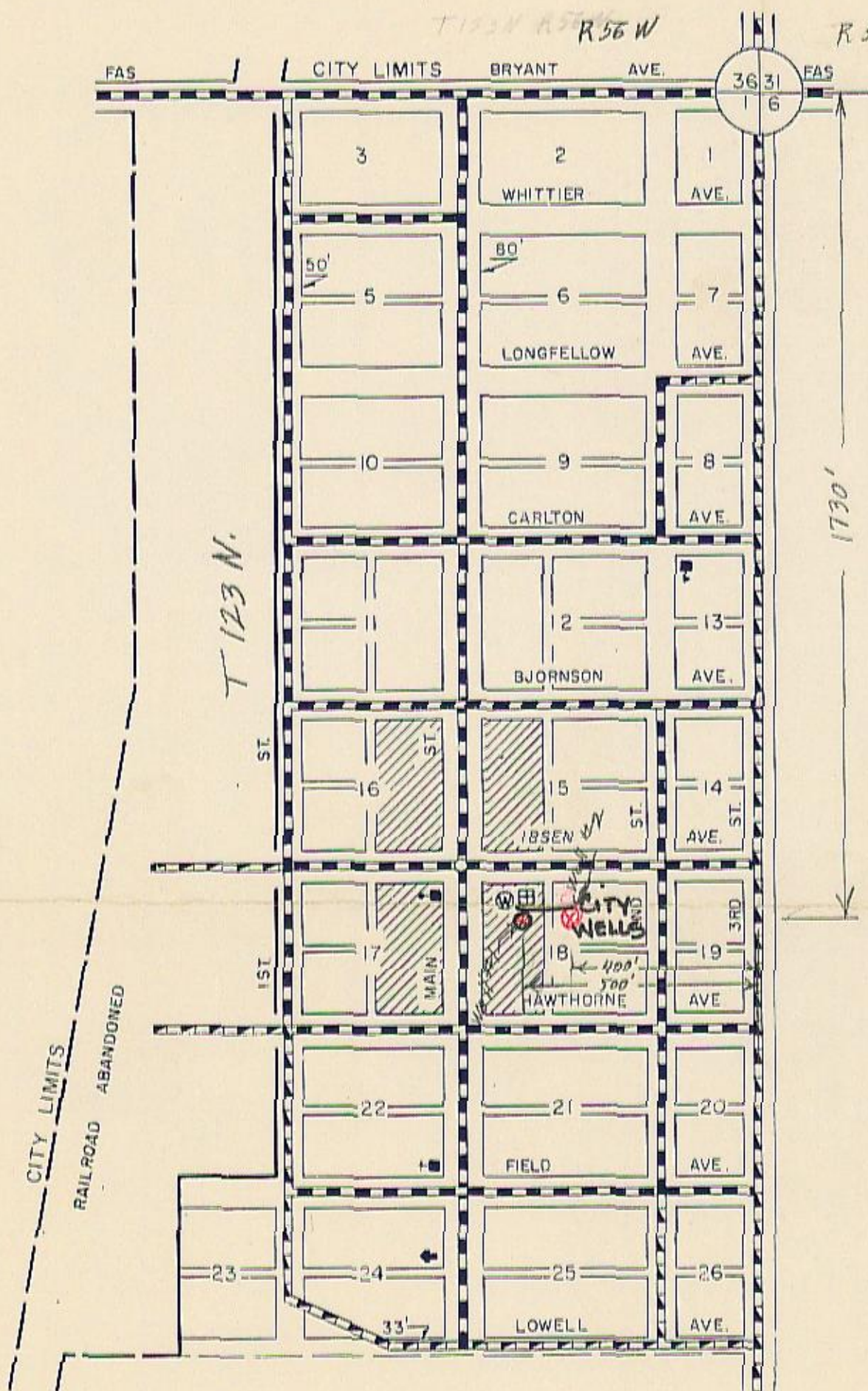
Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA)

County of Day)I, Clarence Hauge 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 constructionSigned Clarence HaugeSubscribed and sworn to before me this 1 day of July 19 77

Notary Public (or other qualified officer)

Notary Public, Day County, Dak.
My Commission Expires June 1, 1978



T123N R56W.



CITY MAP

ROSLYN

DAY COUNTY · SOUTH DAKOTA

T 124 N—R 55 W

SCALE

0 300 ft.

POP. 250 (1970)

1971

DRAWN BY

DEPARTMENT OF TRANSPORTATION

OFFICE OF SYSTEM ANALYSIS

ALL STREET RIGHT OF WAY 66 FT

ALLEYS 16 FT.

(UNLESS OTHERWISE INDICATED)

UNOFFICIAL EDITION

LEGEND

U.S. NUMBERED HIGHWAY	18
STATE NUMBERED HIGHWAY	45
FEDERAL AID HIGHWAY SYSTEM	FA
FEDERAL AID SECONDARY HIGHWAY SYSTEM	FAS
PRIMITIVE ROAD	
UNIMPROVED ROAD	
GRADED AND DRAINED ROAD	
GRAVEL ROAD	
BITUMINOUS SURFACED ROAD	
PAVED ROAD	
RAILROAD	
TOWN CENTER	
CENTRAL BUSINESS DISTRICT	
POST OFFICE	
SCHOOLHOUSE	
CHURCH OR OTHER RELIGIOUS INSTITUTION	
FIRE ENGINE HOUSE	
WATER SUPPLY STAND PIPE OR TANK	
FRESH AIR FARM OR REST HOME	

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4049-3

TOWN OF ROSLYN
(Applicant)

(Post Office Address)

SOUTH DAKOTA 57261
(State)

With the following modifications:

PARTIAL "VESTED RIGHT" CLAIMED

The ~~irrigation~~ wells approved under this Permit ^{is} located near domestic 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 adequate domestic wells.

Date of first receipt of application JULY 5, 19 77
Date of return to applicant for correction, amendments or changes required ---, 19 ---
Date of receipt of corrected application ---, 19 ---
Approved JULY 28, 19 77, Recorded in Book 19 Page 57

WATER RIGHT PERMIT NO. 4049-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4049-3 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 13 CFS FROM 1940, 19 77
2. The equivalent of at least one-fifth of the work above specified is ~~now~~ completed ~~on or before~~ ---, 19 ---
3. The whole of said work is ~~now~~ completed ~~on or before~~ ---, 19 ---
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is COMPLETED, 19 ---
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 .26 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 ~~irrigation~~ used for municipal purposes, and if for the ~~irrigation~~ purpose said appropriation must be limited to not more than 3 cubic feet per second; or shall be limited to not more than ~~one-tenth (1/10) of one cubic foot of water per second of time for each acre of land~~ on or before THIS DATE in which water is actually and beneficially ~~applied for irrigation~~ used for municipal purposes on or before THIS DATE; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 15TH day of AUGUST, 19 77

WATER RIGHTS COMMISSION

By: John Hatch
Chief Engineer, Executive Officer

Certificate of Construction Issued APRIL 5, 19 79
Water License Issued APRIL 5, 19 79

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter _____, Depth 418' & 440'
- (2) Casing, Type Steel Diameter 6" Thickness standard
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type steel, Diameter 6" Length _____
- (4) Gravel Pack, Thickness _____, Length of gravel pack _____

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 sand & gravel

Depth to top of water bearing material 350'

Depth to bottom of water bearing material 350'

Thickness of water bearing material unknown

Depth to water (ground surface to water level) 30'

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

On same owner's property none rds. On property owned by others none close in this formation

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.

Clarence Hauge

Signature of Applicant
Clarence Hauge, Mayor
Town of Roslyn
Roslyn So. Dak. 57 261

No. _____

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

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

Name of Applicant (Same as Form 2) Town of RoslynPost Office Address Roslyn, State So. Dak. 57 261

If a Corporation show date and place of incorporation _____

13. Notice of Appropriation (If available)

Date of Posting No prior posting Date of Recording _____

Recording Date _____

14. Date of start of construction of water supply system 194015. Date that water was first applied to beneficial use 194016. Name of owner of original water supply system Town of Roslyn17. Amount of water originally applied to beneficial use .13 c. f. s.

18. Present Use of Water

Amount of water now being used .26 c. f. s.Date that this amount of water was first used 1961

19. Chronological History of Water Use

Original well drilled in 1940 and second well in 1961.

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

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

I, Clarence Hauge, the applicant, certify that I have read the foregoing and that the matters therein stated are true.

Signed Clarence HaugeSubscribed and sworn to before me this 1 day of July, 1967

GARY J. KNEBEL
Notary Public, Day County, S. Dak.
My Commission Expires June 1, 1978

(Notary Public or other qualified Officer)

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

WATER LICENSE NO. 4049-3

(1) WHEREAS, On the 5th day of July A. D. 19 77

the Town of Roslyn

made Water Right Application No. 4049-3 for a permit to use .26 cubic feet per second of the waters of ground water

County of Day State of South Dakota, for municipal

purposes; and

(2) WHEREAS, On the 15th day of August A. D. 19 77

Permit No. 4049-2 with a date of priority of 1940 and July 5, 1977

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 28th day of July A. D. 19 73 and for the application to beneficial use of said water on or before the 28th day of July A. D. 19 78

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

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

water is used for municipal purposes by the Town of Roslyn

(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 Town of Roslyn

xx

the holder _____ and owner _____ of said permit No. 4049-3 a water right, dating from 1940 and

July 5, 1977 to use of .26 cubic feet per second of the waters

of ground water

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 Well #1-1730'S and 500'W; Well #2-1770'S and 400'W,

both from the NE corner, Section 1, T123N, R56W

and ~~conduct through the Town water distribution system~~ conducted through the Town water distribution system

for the purpose of municipal use

Subject to any limitations listed in Water Right Permit No. 4049-3 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 April A. D.
Nineteen Hundred and seventy-nine

WATER RIGHTS COMMISSION

By: John Hatch
Chief Engineer, Executive Officer **JOHN HATCH**

Permit No. 4049-3Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the Town of Roslyn

_____ the holder _____ of
 Permit No. 4049-3, issued upon Application No. 4049-3, bearing date of priority of 1940
July 5, 1977 authorizing the diversion of .26 cu. ft. per second of the waters of _____
ground water _____ County of Day, State of South Dakota at _____
Well #1-1730'S and 500'W; Well #2-1770'S and 400'W, both from the NE
corner, Section 1, T123N, R56W

_____, for _____ municipal
 _____, 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 .26 cu. ft. per second of water.

Date April 5, 1979

John Hatch
 JOHN HATCH, Chief Engineer
 Water Rights Commission

3/10/81
 They've called WA said
 needed another W/R: WA
 that was drilled is a replacement
 well for the West Well (#1) only
 20' from center in same quarter
 no W/R necessary confirmed WA
 EW

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Day) ss.

I, Larry Ingalls hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Reporter and Farmer

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 Webster

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

July 13, 1977

July 20, 1977

Larry Ingalls

(Signature)

Editor

(Title)

July 20, 1977

(Date Signed)

Water hearing
date July 27

(First July 13)
NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER

Pierre, South Dakota

July 6, 1977

Notice is hereby given that the
Town of Roslyn, South Dakota,
has made an application in ac-
cordance with the provisions of
SDCL 46-1-1 thru 46-1-3; 46-2-9
thru 46-2-11, 46-2-13; 46-5-1 thru 46-
5-8, 46-5-10 thru 46-5-22, 46-5-41, 46-
6-3, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14
and Commission Rules ARSD
52:10:10:10 thru 52:01:01:13,
for a permit to appropriate for
beneficial use 0.26 cubic feet of
water per second of time from
ground water through the City
Wells, the points of diversion of
which are to be located in the
SW $\frac{1}{4}$, NW $\frac{1}{4}$ of Section 6, Twp.
123N, Range 55W. Said water to
be used for the purpose of
municipal water supplies for the
Town of Roslyn.

This Application No. 4049-3 will
be considered by the Water
Rights Commission at the
Staurolite Inn, Brookings, South
Dakota, upon the 27th day of July,
1977, at 10 A.M. The Commission
is authorized to make a deter-
mination on this application at
the hearing. All interested per-
sons may appear and be heard.
Any person who may be affected
by a Commission decision who
desires to present evidence or
cross-examine witnesses ac-
cording to SDCL 1-26 may notify
the Commission in writing prior
to the hearing or orally at the
hearing.

WATER RIGHTS
COMMISSION

JAMES WINTERTON,
Water Rights Specialist

cc: Town of Roslyn, S.D. 57261
(Last July 20)



Publish first publication, on or before July 14, 1977

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

xxxxxxx July 6, 1977

Notice is hereby given that the Town of Roslyn whose

~~xxxxxxx~~, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-8; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-41, ~~xxxxxxx~~ 46-6-3, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14 and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, ~~xxxxxxx~~

~~xxxxxxx~~, for a permit to appropriate for beneficial use 0.26 cubic feet

of water per second of time from ~~xxx~~ ground water through

the City Wells, the point⁸ of diversion of which ~~xx~~ are

to be located in the _____

SW 1/4 NW 1/4

of Section 6, Twp. 123N, Range 55W. Said water to be used for the purpose of ~~xxxxxxx~~

municipal water supplies for the Town of Roslyn.

This Application No. 4049-3 will be considered by the Water Rights Commission at the Staurolite Inn, Brookings, S.D. upon the 27th day of July, 1977 at 10 A.M. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Commission in writing prior to the hearing or orally at the hearing.

WATER RIGHTS COMMISSION

JAMES WINTERTPH
Water Rights Specialist

cc: Town of Roslyn, S.D. 57261



Department of Natural Resource Development

WATER RIGHTS COMMISSION

Joe Foss Building, Pierre, South Dakota 57501
Phone 605/224-3151

August 16, 1977

Town of Roslyn
Roslyn, SD 57261



Gentlemen:

Enclosed herewith is your Water Right Permit No. 4049-3 as approved by the Water Rights Commission, authorizing you to construct your water diversion system and apply the water to beneficial use, not exceeding the limits as specified in said

Water Right Permit No. 4049-3

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Water Rights Commission when you have completed the system and/or have put the water to beneficial use. The Commission can then schedule an inspection so that your Certificate of Construction and/or your Water License may be issued to you, thus completing your acquisition of a Water Right.

NOTE:
DOES NOT
APPLY

Respectfully,
WATER RIGHTS COMMISSION

John Hatch
JOHN HATCH

Chief Engineer

RE: APPLICATION FOR PERMIT - JULY 5, 1977.

THIS PERMIT COVERS EXISTING WELLS NOW IN USE AS YOU WILL NOTE ON ORIGINAL APPLICATION. Encl: As stated WELLS ARE COMPLETED AND HAVE BEEN IN USE FOR A NUMBER OF YEARS.

Narval N. Rosenbren
NARVAL N. ROSENBERN, CLERK

Ready for inspection
JW

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 6789

RECEIVED OF City of Roslyn, SD 57261 PIERRE, February 14, 1979
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. <u>4049-3</u>		
Fee for inspecting Beneficial Use, and issuing Water License No. <u>4049-3</u>		50 00
Fee for issuing Location Certificate & 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 Hatch
Chief Engineer, Executive Officer

JOHN HATCH

gy

City of Los Angeles

1-17-18 Wells Bore - 20,000 on 3 hr. 120

Submersible pump.

Well 442. 442. ft. deep.

Flowline Submersible 10 HP, 3450 Rpm

Well #1 West well

Well #2 East well

Permit No. 4049-3Water Division 3 Big Sioux River Water DistrictREPORT 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 Town of Roslyn of Roslyn South Dakota 57261 holder of Permit No. 4049-3, bearing date of priority of .13 cfs from July 1940, 1977 authorizing the diversion of .26 cu. ft. per second of the waters of Two Wells 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:
Well #1 (West) 10 HP Franklin Submersible Pump 3430 RPM
Pumping 60 gpm
Well #2 (East) 10 HP Franklin Submersible Pump 3430 RPM
Pumping 60 gpm
- B. Works used to transport water to place of use,
Pipeline's to water tower
- C. Works used to apply water to beneficial use.
City distribution system

The system is in the following condition: GoodThe point of diversion is located Well #1 (West) 1730' S and 500' W, Well #2 (East) 1770' S and 400' W, of the NE Cor. Sec. 1, T123N R56WThe works are capable of diverting and conveying to the place of use .26 cu. ft. per second of water which is to be used for Municipal

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

comprising a total of _____ acres of land.

Wells. one is 418 ft deep
 one is 440 ft deep
 each pumping 60 gpm

license for .26 cfs.

Date February 5, 1979
Leroy J. McLaughlin
 (Signature)

South Dakota

GREAT FACES. GREAT PLACES.

DEPARTMENT OF WATER & NATURAL RESOURCES
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

April 25, 1991

4049-3

Bevan Schmidt, Town President
Town of Roslyn
PO Box 31
Roslyn SD 57261

Dear President Schmidt:

The Water Management Board has validated the enclosed Vested Water Right No. 4049-3. This validation gives legal status to the claim and is the final document for your vested right.

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

Very truly yours,

John Hatch

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

enclosure

SOUTH DAKOTA

VALIDATION OF (PARTIAL) VESTED WATER RIGHT CLAIM NO. 4049-3

Date Claim Accepted For Filing July 5, 1977.

Date of Validation September 27, 1989.

Pursuant to SDCL 46-2A-17 the Water Management Board validated Vested Water Right Claim No. 4049-3 for the Town of Roslyn, P O Box 31, Roslyn, South Dakota 57261 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 4049-3 appropriates 0.13 cubic feet of water per second from one well approximately 418 feet deep. The well is located in the SE 1/4 NE 1/4, Section 1, T123N, R56W.
2. The appropriated water is used for supplying water for the Town of Roslyn and may not exceed the amount of water needed for beneficial use for municipal purposes.

The water is to be used during the following annual period:
January 1 - December 31
3. The priority date of the Vested Water Right is: January 1, 1940.
4. The water use system has been constructed and water has been applied to beneficial use.
5. Water Rights obtained in compliance with the laws of the State of South Dakota must not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: John H. Hattis
Chief Engineer
Division of Water Rights
Dept. of Environment and Natural Resources

APR 25 1991

date