

4272-3

1. Considered MAY 25 1978
2. Name of Applicant TOWN OF HITCHCOCK
3. Post Office Address _____
4. Amount of Water claimed :08
5. Source of Water supply 1040' DEEP WELL
6. Water to be used for MUNICIPAL USE
- Acres to be irrigated —
7. Water to be diverted and used in BEADLE County
about IN CITY LIMITS miles — of —
8. Proof of Publication Received _____
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____

10. Remarks:

VESTED RIGHT - 1937

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4272-3

& TOWN OF HITCHCOCK
(Applicant)

(Post Office Address)

SOUTH DAKOTA 57348 With the following modifications:
(State)

" VESTED RIGHT " CLAIMED

Date of first receipt of application APRIL 21, 19 78

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

Date of receipt of corrected application _____, 19 _____

Approved MAY 26, 19 78, Recorded in Book 20 Page 21

WATER RIGHT PERMIT NO. 4272-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4272-3 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 1937, ~~1937~~
2. The equivalent of at least one-fifth of the work above specified is ~~to be~~ completed ~~on or before~~ _____, ~~19~~ _____
3. The whole of said work is ~~to be~~ 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 .08 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 ~~domestic 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-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is~~

USED FOR MUNICIPAL PURPOSES
actually and beneficially ~~applied for irrigation~~ on or before THIS DATE, ~~19~~ _____; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 1ST day of JUNE, 19 78

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer

Certificate of Construction Issued JUNE 1, 19 78

Water License Issued JUNE 1, 19 78

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 Hitchcock
 Post Office Address _____, State S.D. 57349
 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 193715. Date that water was first applied to beneficial use 193716. Name of owner of original water supply system Town of Hitchcock17. Amount of water originally applied to beneficial use .08 c. f. s.

18. Present Use of Water

Amount of water now being used .08 c. f. s.Date that this amount of water was first used 1937

19. Chronological History of Water Use

Well was constructed in 1937, and has been used for
 municipal purposes since construction

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 Beadle)

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

Signed Albert R. Gould - Pres of BoardSubscribed and sworn to before me this 19 day of April, 1978

Joy Tollefson - Finance Officer
 (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.

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter _____, Depth 1040 feet
- (2) Casing, Type Steel Diameter 5" top, 2 1/2" bottom Thickness STD.
(wood, concrete, steel, etc)
- (3) Perforated Screen,
Type _____, Diameter _____, 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 _____

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

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

On same owner's property 0 rds. On property owned by others 1000 feet

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.

Joy Gollifson - Finance Officer
(Signature of Applicant)

WATER LICENSE NO. 4272-3

(1) WHEREAS, On the 21st day of April A. D. 19 78
Town of Hitchcock

made Water Right Application No. 4272-3 for a vested right permit to use .08 cubic feet per second of the waters of groundwater

County of Beadle, State of South Dakota, for municipal

purposes; and

(2) WHEREAS, On the 26th day of May A. D. 19 78
vested right Permit No. 4272-3, with a date of priority of 1937

was issued to said applicant recognizing for the diversion of said water ~~and for the~~ completion of construction of the water supply system therein described ~~XXXXXX~~ ~~XXXX~~ ~~XXXX~~ and for the application to beneficial use of said water ~~XXXXXX~~ ~~XXXX~~ ~~XXXXXX~~

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 .08 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 Hitchcock

(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 Town of Hitchcock

the holder vested right and owner of said permit No. 4272-3 a water right, dating from 1937 to use of .08 cubic feet per second of the waters

of groundwater

in the County of Beadle and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at between blocks 3 and 4,

Mouser's Addition, in SE $\frac{1}{4}$ NW $\frac{1}{4}$,

Section 4, T113N, R63W

and ~~conducted through the town's water distribution system~~

for the purpose of municipal use

Subject to any limitations listed in Water Right Permit No. 4272-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 1st day of June A. D.

Nineteen Hundred and seventy-eight

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer

JOHN HATCH

Form 15.

Permit No. 4272-3

Water Diversion No. 3 James River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the Town of Hitchcock

vested
right

_____ the holder _____ of
Permit No. 4272-3, issued upon Application No. 4272-3, bearing date of priority of 1937
_____ authorizing the diversion of .08 cu. ft. per second of the waters of _____
groundwater County of Beadle, State of South Dakota at _____
between blocks 3 and 4, Mouser's Addition, in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 4,
T113N, R63W
_____, for municipal use

purpose, 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 ^{recognized as} ~~are~~ satisfactory
condition for diverting and conveying to the place of intended use .08 cu. ft. per second of water.

Date June 1, 1978

By: WATER RIGHTS COMMISSION

JOHN HATCH, Chief Engineer

SOUTH DAKOTA

VESTED WATER RIGHT CLAIM NO. 4272-3

Date of Receipt of Claim April 21, 1978.

Date of Validation March 4, 1992.

The Water Management Board validated Vested Water Right Claim No. 4272-3 for the Town of Hitchcock, RR 1, Box B, Hitchcock, South Dakota 57348 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 4272-3 appropriates 0.08 cubic feet per second of water from one well located in the SE1/4 NW1/4 Section 4, T113N, R63W.
2. The appropriated water is used for supplying water for the Town of Hitchcock 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, 1937.
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: _____


Chief Engineer

MAY 12 1992

date

Division of Water Rights
Dept. of Environment and Natural Resources



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

MAY 12 1992

Town of Hitchcock
Ellen Kay Haigh, Finance Officer
RR 1, Box B
Hitchcock SD 57348-0063

Dear Ms. Haigh:

The Water Management Board has validated the enclosed Vested Water Right No. 4272-3. 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, Chief Engineer
Water Rights Division
605 773-3352

enclosure