

4275-3

1. Considered 1 MAY 25 1978
2. Name of Applicant TOWN OF HUMBOLT
3. Post Office Address _____
4. Amount of Water claimed .22
5. Source of Water supply 535' DEEP WELL
6. Water to be used for MUNICIPAL USE
Acres to be irrigated _____
7. Water to be diverted and used in MINNEHAHA 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 - 1953

No. 4275-3Map No. V/RWater Division No. 3BIG SIOUX RIVER

District _____

(Blanks to be Filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

NESTED RIGHT

To Appropriate Water within the State of South Dakota

(NOTE--Draw a line through items not applicable)

1. Name of Applicant Town of HumboltPostoffice address _____, State SD 57035

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 Well #14. Amount of water claimed (cubic feet per second) .225. Source of water supply ground water (Sioux Quartzite)6. Location of point of diversion Between Washington & Madison just North of 2nd St., SE & SW, Sec. 9, T102N, R52W.County Minnehaha7. Annual period or periods during which water is to be used continuously8. 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 Appropriate Water publication _____

12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Well, pump & motor

B. Works proposed to transport water to place of use.

City mains
55,000 gallon elevated storage

C. Works proposed to apply water to beneficial use.

approx. 400 hookups

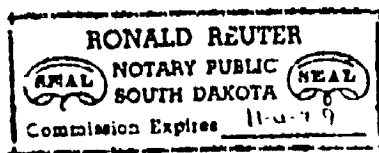
Estimated Total Cost \$ _____

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 _____) ss.

I, _____ 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 Ronald ReuterSubscribed and sworn to before me this 13th day of April, 1978

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4275-3

TOWN OF HUMBOLT
(Applicant)

(Post Office Address)

SOUTH DAKOTA 57035
(State) With the following modifications:

"VESTED RIGHT" CLAIMED

Date of first receipt of application: APRIL 13, 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 24

WATER RIGHT PERMIT NO. 4275-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4275-3 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 1953
2. The equivalent of at least one-fifth of the work above specified is ~~not~~ completed COMPLETED
3. The whole of said work is ~~not~~ completed COMPLETED
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is COMPLETED
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 .22 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 purpose, an 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 actually and beneficially applied for irrigation on or before THIS DATE CONTINUOUSLY said water to be used during the following described annual period:

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 1ST, 19 78

Water License Issued JUNE 1ST, 19 78

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter _____, Depth 535'
- (2) Casing, Type steel Diameter 12" 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 Fractured Quartzite

Depth to top of water bearing material NOT KNOWN

Depth to bottom of water bearing material " "

Thickness of water bearing material " "

Depth to water (ground surface to water level) approx.: 120'

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

On same owner's property, none rds. On property owned by others not known 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.

James W. Stuckey-Chairman Board.
Signature of Applicant

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 HumboldtPost Office Address _____, State SD 57035

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 195315. Date that water was first applied to beneficial use 195316. Name of owner of original water supply system Town of Humboldt17. Amount of water originally applied to beneficial use .22 c. f. s.

18. Present Use of Water

Amount of water now being used .22 c. f. s.Date that this amount of water was first used 1953

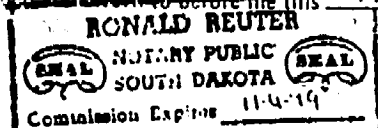
19. Chronological History of Water Use

Well drilled in 1953 and water has been used for municipal purposes since completion.

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 _____)

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

Signed Duane A. TruckSubscribed and sworn to before me this 15thday of April, 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.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 4275-3

(1) WHEREAS, On the 13th day of April A. D. 19 78
the Town of Humboldt

made Water Right Application No. 4275-3 Vested Right
 for a permit to use .22 cubic feet per second of the waters
 of groundwater

County of Minnehaha, State of South Dakota, for municipal

purposes; and

(2) WHEREAS, On the 26th day of May A. D. 19 78
 Permit No. 4275-3, with a date of priority of 1953

was issued to said applicant recognizing
 for the diversion of said water ~~xxxxxxx~~ the completion of construction of the water
 supply system therein described ~~xxxxxxx~~ of ~~xxxxxx~~ and for the
 application to beneficial use of said water ~~on xxxxxxx~~ ~~xxxxxx~~ ~~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 .22 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 to be used for municipal purposes for the Town of Humboldt

(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 Humboldt

the holder ~~_____~~ and owner ~~_____~~ of ^{Vested Right} said permit No. 4275-3 water right, dating from 1953
to use of .22 cubic feet per second of the waters
of groundwater

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 SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9-T102N-R52W

and ~~to be used for~~ conducted through the Town's water distribution system

for the purpose of municipal

Subject to any limitations listed in Water Right Permit No. 4275-3 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. 4275-3

Water Diversion No. 3 Big Sioux River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the Town of Humboldt

~~Vested Right~~ Permit No. 4275-3, issued upon Application No. 4275-3, bearing date of priority of 1953
authorizing the diversion of .22 cu. ft. per second of the waters of groundwater
County of Minnehaha, State of South Dakota ~~xx~~
in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9-T102N-R52W

, for municipal use

purposes, has 8 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 .22 cu. ft. per second of water.

Date June 1, 1978

By: **WATER RIGHTS COMMISSION**

JOHN HATCH, Chief Engineer

4275-3

SOUTH DAKOTA

VESTED WATER RIGHT NO. 4275-3

Date of Receipt of Claim April 13, 1978.

Date of Validation September 30, 1992.

The Water Management Board validated Vested Water Right Claim No. 4275-3 for the Town of Humbolt, PO Box 72, Humbolt SD 57035 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 4275-3 appropriates 0.22 cubic feet of water per second from one well located in the SE 1/4 SW 1/4 Section 9-T102N-R52W.
2. The appropriated water is used for supplying water to the Town of Humbolt 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, 1953.
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 may not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By:

John H. Ketchum
Chief Engineer

MAR 15 1993

date

Division of Water Rights
Dept. of Environment and Natural Resources

4275-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

MAR 15 1993

Kristi Ellis, Finance Officer
Town of Humboldt
PO Box 72
Humboldt SD 57035-0072

Dear Ms. Ellis:

The Water Management Board has validated the enclosed Vested Water Right No. 4275-3. 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