

Water Right Number 4278-3

1. Considered MAY 25, 19 78
2. Name of Applicant TOWN OF CAVOUR
3. Post Office Address _____
4. Amount of water claimed .28
5. Source of water supply 200' DEEP WELLS
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 5-23-78

Not received _____

9. Application

Approved _____

Subject to _____

Not approved _____

Action deferred _____

10. Remarks:

U.S. NUMBERED HIGHWAY _____ 18

STATE NUMBERED HIGHWAY _____ 45

FEDERAL AID HIGHWAY SYSTEM _____ FA

FEDERAL AID SECONDARY HIGHWAY SYSTEM _____ FAS

END OF FEDERAL AID DESIGNATED ROUTE _____

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 _____

GARBAGE OR RUBBISH DUMP _____

U.S. NUMBERED HIGHWAY _____ 18

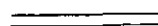
STATE NUMBERED HIGHWAY _____ 45

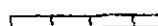
FEDERAL AID HIGHWAY SYSTEM _____ FA

FEDERAL AID SECONDARY HIGHWAY SYSTEM _____ FAS

END OF FEDERAL AID DESIGNATED ROUTE _____ 

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 _____ 

GARBAGE OR RUBBISH DUMP _____ 

CAVOUR

T III N - R 60 W

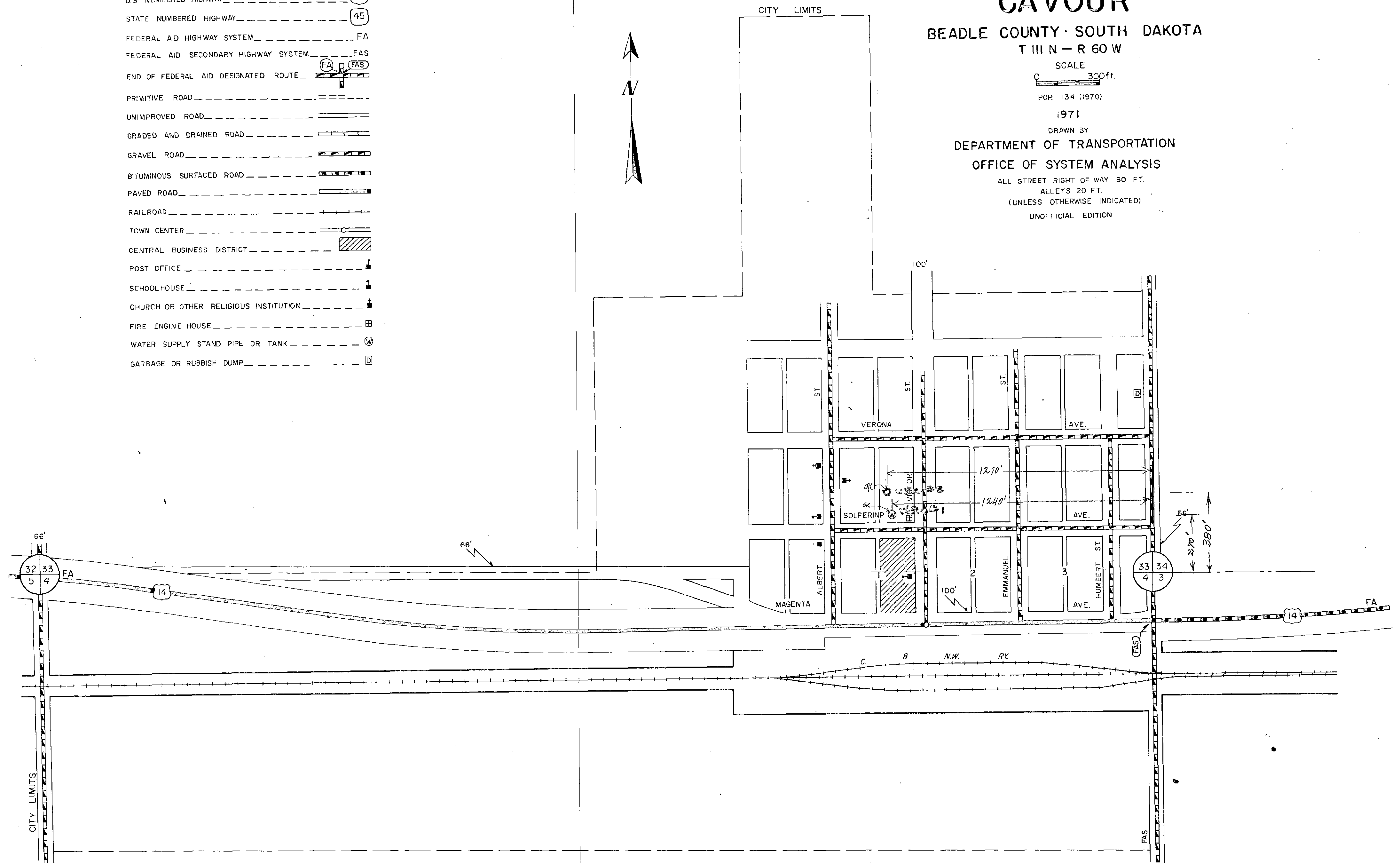
0 300ft.

1971

DEPARTMENT OF TRANSPORTATION
OFFICE OF SYSTEM ANALYSIS

(UNLESS OTHERWISE INDICATED)

UNOFFICIAL EDITION



MAP NO. 3492-3 (APPL. NO. 4278-3)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4278-3

TOWN OF CAVOUR
(Applicant)

% O.K.E. WISE, FINANCE OFFICER
(Post Office Address)

SOUTH DAKOTA 57324 With the following modifications:

The ~~well~~ well approved under this Permit is located near domestic wells which may obtain water from the same aquifer. The ~~well~~ well owner, under this Permit, shall control his ~~withdrawals~~ withdrawals so there is not a reduction of needed water supplies in adequate domestic wells.

Date of first receipt of application JUNE 15, 19 77
Date of return to applicant for correction, amendments or changes required _____, 19 ____
Date of receipt of corrected application _____, 19 ____
Approved MAY 25, 19 78, Recorded in Book 20 Page 25

WATER RIGHT PERMIT NO. 4278-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4278-3 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 .22 JUNE 15, 19 77
.06 FROM 1961
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 25, 19 78
3. The whole of said work is to be completed on or before MAY 25, 19 79
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 25, 19 79
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 .28 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, 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 twentieth (1/20) 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 MAY 25, 19 79; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 2ND day of JUNE, 19 78

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 7 7/8" Depth 200 L.F.
 (2) Casing, Type Plastic Diameter 6" Thickness Sch. L.C. 40
 (wood, concrete, steel, etc.)
 (3) Perforated Screen.
 Type Plastic Diameter 6" Length 40 L.F.
 Cement & Grout
 (4) Gravel Pack. Thickness upper 1" Length of gravel pack 60'

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 Nibrua Chalk - 200' deep
Well pumping source only delivers 28 G.P.M. to
Surface.

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 _____ rds. On property owned by others _____ 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.

→ This well is to be dug approximately 75' NW of our present water supply. It is to be used as a main source, as our existing is to become our standby supply. Our present well is in the Nibrua Chalk, 200 ft deep & we plan to remain in the same vein. Our present well is only a 4" casing and is not large enough for our community now.

Signature of Applicant

Town of Carson
 H. E. Whise
 Finance Officer

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 CAVOUR

Post Office Address _____, State _____

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 1951

15. Date that water was first applied to beneficial use 1951

16. Name of owner of original water supply system TOWN OF CAVOUR

17. Amount of water originally applied to beneficial use 25 GPM c. f. s.

18. Present Use of Water

Amount of water now being used 135 GPM c. f. s.

Date that this amount of water was first used 1977

19. Chronological History of Water Use

**ORIGINAL WELL DRILLED IN 1951. SECOND WELL
DRILLED IN AUGUST, 1977, AND BOTH HAVE
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)

County of Dugess) ss.

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

Signed Kenneth E. Wise

Subscribed and sworn to before me this 18 day of APRIL, 19 78

Betty W. Stinson
(Notary Public or other qualified Officer)
Water Rights Specialist - I

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. 4278-3

(1) WHEREAS, On the 15th day of June A. D. 19 77
the Town of Cavour

made Water Right Application No. 4278-3 for a permit to use .28 cubic feet per second of the waters of ground water

County of Beadle, State of South Dakota, for municipal

purposes; and

(2) WHEREAS, On the 2nd day of June A. D. 19 78

Permit No. 4278-3 with a date of priority of 1951 and June 15, 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 25th day of May A. D. 19 79 and for the application to beneficial use of said water on or before the 25th day of May A. D. 19 79

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 .23 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,

used for municipal purposes by the Town of Cavour

(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 Cavour

xxl
the holder _____ and owner _____ of said permit No. 4278-3 a water right, dating from 1951 and June 15, 1977
to use of .23 cubic feet per second of the waters
of ground water

in the County of Deadle and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at Well #1-270'N and 1260'W; Well #2-380'N and 1270'W
both from the SE corner, Section 33, T111N, R60W

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

for the purpose of municipal

Subject to any limitations listed in Water Right Permit No. 4278-3 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 H. Helt
Chief Engineer, Executive Officer JOHN HART

Form 15.

Permit No. 4278-3

Water Diversion No. 3 James River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Town of Cavour

the holder _____ of
Permit No. 4278-3, issued upon Application No. 4278-3, bearing date of priority of 1951 and
June 15, 1977 authorizing the diversion of .28 cu. ft. per second of the waters of _____
ground water County of Beadle, State of South Dakota at _____
Well #1-270'N and 1240'W; Well #2-380'N and 1270'W, both from the SE
corner, Section 33, T111N, R60W

for municipal

purposes, 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 .23 cu. ft. per second of water.

Date April 5, 1979


JOHN HATCH, Chief Engineer
Water Rights Commission

Form 6 - Notice of Intent to Appropriate Water
GROUND WATER

No. 4278-3

Publish first publication, on or before May 12, 1978

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501
May 1, 1978

Notice is hereby given that the Town of Cavour whose post office
address is Cavour

, 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, 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, for a permit to appropriate for beneficial use 20 cubic feet of water per second of time from ground water (2 wells)

through the Wells #1 and #2, the point of diversion of which ^{is} to be located ^{are} in the SE 1/4 SE 1/4

of Section 33 Twp. 111N Range 60W Said water to be used for the purpose of providing irrigation on portions of the following described land:
municipal water supplies for the Town of Cavour

This Application No. 4278-3 will be considered by the Water Rights Commission at Pierre, South Dakota upon the 25th day of May, 1978
10 A.

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.

NOTE: The final proof of publication
must be received before the hearing
date for the Commission to take action.

WATER RIGHTS COMMISSION

BETTY WESTLUND

Water Rights Specialist

cc: Town of Cavour, SD 57324

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County _____) ss.

Final Publication

I, Brenda Haskett hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Huron Daily Plainsman

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 Huron

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

5-12-78 5-19-78

Brenda Haskett
(Signature)

Bookkeeper

(Title)

5-19-78

(Date Signed)

F.P. 5-12-78 L.P. 5-19-78
NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER
Pierre, South Dakota 57501
May 1, 1978

Notice is hereby given that the
Town of Cavour, whose post office
address is Cavour, South Dakota,
has made an application in ac-
cordance 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; 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, for a
permit to appropriate for
beneficial use .28 cubic feet of
water per second of time from
ground water existing through the
Wells No. 1 and No. 2, the points of
diversion of which are to be
located in the SE1/4 SE1/4 of Section
33, Twp. 11N Range 60W. Said
water to be used for the purpose of
providing municipal water sup-
plies for the Town of Cavour.

This application No. 4278-3 will
be considered by the Water Rights
Commission at Pierre, South
Dakota upon the 25th day of May,
1978 at 10 A.M. The Commission is
authorized to make a deter-
mination 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 52-24 may notify the Com-
mission in writing prior to the
hearing or orally at the hearing.

WATER RIGHTS COMMISSION
Betty Westlund
Water Rights Specialist
No. 269 (rev.)



RECEIPT
WATER RIGHTS COMMISSION
State of South Dakota

No 4 6838

PIERRE, XXth March 7, 1972

RECEIVED OF Town of Cavour, SD 57324
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>4278-3</u>	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. <u>4278-3</u>		
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 Hatch
Chief Engineer, Executive Officer
JOHN HATCH 9Y 88

Permit No. 4278-3Water Division 3 James 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 Town of
Cavour of Cavour, South Dakota. 57324 holder 0.6 cfs from 1951
of Permit No. 4278-3, bearing date of priority of .22 cfs from June 15, 1977
authorizing the diversion of .28 cu. ft. per second of the waters of Two wells
for Municipal purposes, in Beadle 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 - 1½ H.P. Red Jacket Submersible
Pumping 35 gpm.
Well #2 - 3½ H.P. Red Jacket Submersible
Pumping 70 gpm.

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

Pipeline to Tank.

C. Works used to apply water to beneficial use.

City water distribution system.The system is in the following condition: Good

The point of diversion is located Well #1 - 270' N - d 1240' W of SE cor Sec. 33,
Well #2 - 380' N and 1270 ft W of SE cor. Sec. 33, T11N R60W.

The works are capable of diverting and conveying to the place of use .23cu. 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 _____ acres of land.

Well #1 depth - 216 ft
Static - 19 ft
Pumping 35 gpm
Well #2 - depth - 216 ft.
Static - 21 ft.
Pumping 70 gpm.

1270' 448' 80' 123 cfs
License for .23 cfs.

Date February 5, 1979

Leroy J. McLaughlin
(Signature)

SOUTH DAKOTA

VESTED WATER RIGHT CLAIM NO. 4278-3

Date of Receipt of Claim June 15, 1977.

Date of Validation March 4, 1992.

The Water Management Board validated Vested Water Right Claim No. 4278-3 for the Town of Cavour, Box 75, Cavour, South Dakota 57324 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 4278-3 appropriates 0.06 cubic feet per second of water from one well located in the SE1/4 SE1/4 Section 33, T111N, R60W.
2. The appropriated water is used for supplying water for the Town of Cavour 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 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 Cavour
Jean Hart, Finance Officer
Box 75
Cavour SD 57324-0075

Dear Ms. Hart:

The Water Management Board has validated the enclosed Vested Water Right No. 4278-3. 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

L