

Map No. 3499-3 Water Division No. 3 JAMES RIVER District

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

**VESTED RIGHT
APPLICATION FOR A PERMIT**



To Appropriate Water within the State of South Dakota

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

- Name of Applicant TOWN OF ROCKHAM
Post-office address _____, State S.D.
If a corporation show date and place of incorporation _____
- Method of accomplishing work (contract, employment of others, or by direct labor) _____
- Name of diversion work CITY WELL
- Amount of water claimed (cubic feet per second) .04
- Source of water supply GROUND WATER
- Location of point of diversion BLK 4, ORIGINAL TOWNSITE OF ROCKHAM
IN NW² SW², SECTION 31, T11N, R66W
County FAULK
- Annual period or periods during which water is to be used CONTINUOUSLY
- Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) MUNICIPAL
- 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

- 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.
- Choice of newspaper for Notice of Intent to Appropriate Water publication NOT APPLICABLE
- 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

C. Works proposed to apply water to beneficial use.

25,000 STORAGE FOR PRESSURE SYSTEM
APPROX 25 HOODS

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 Hughes

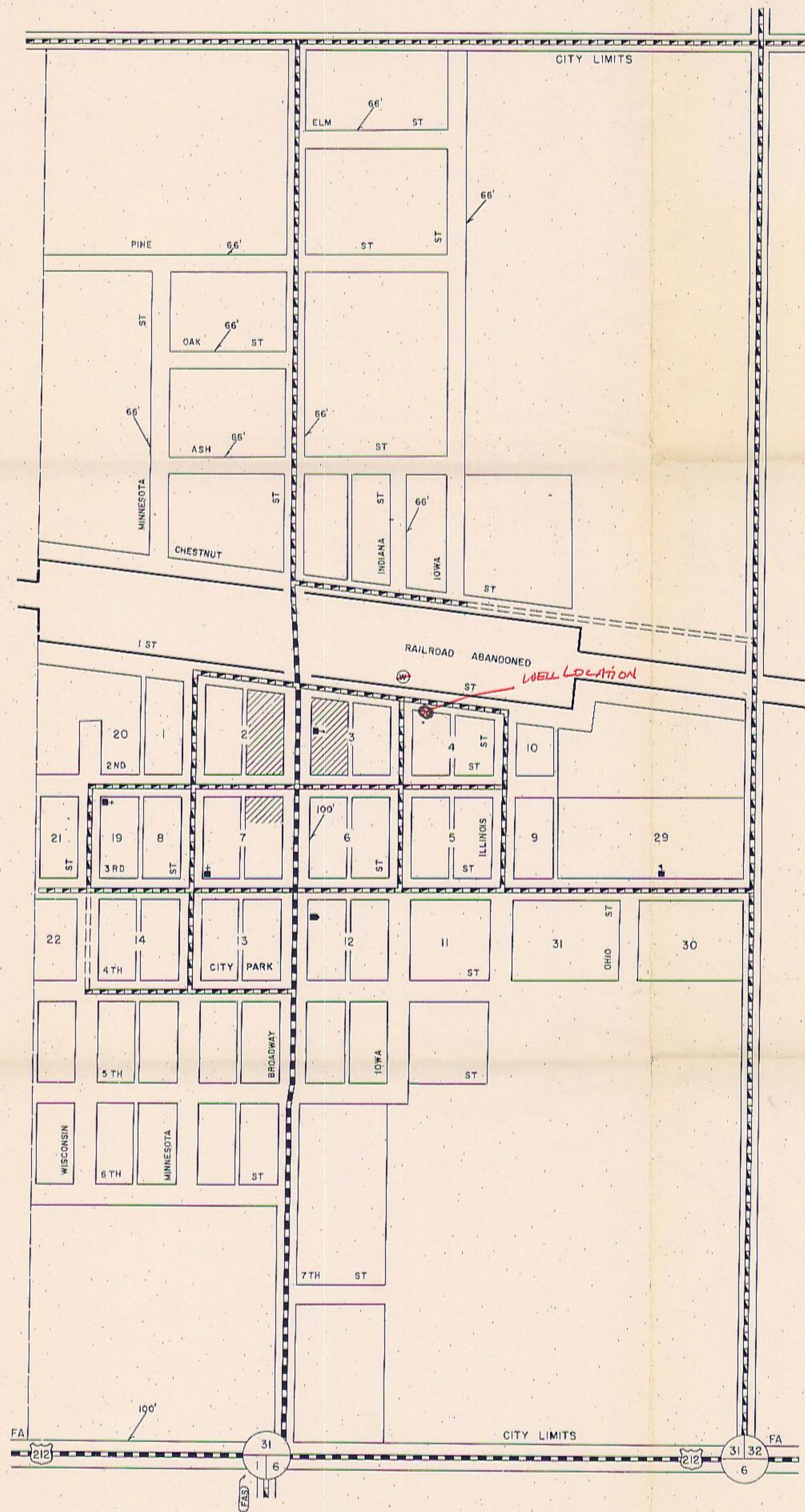
I, Marvin L. Davis, the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to, complete the necessary construction.

Signed Marvin L. Davis

Subscribed and sworn to before me this 19th day of May, 1978

Edna W. Williams
Notary Public (or other qualified officer)

Notary Public's Signature - I



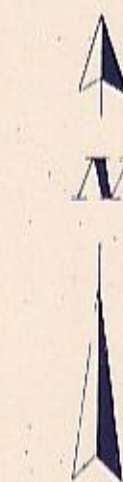
CITY MAP

ROCKHAM

FAULK COUNTY · SOUTH DAKOTA
T 117 N - R 66 W

SCALE
0 300 ft.
POP. 60 (1970)

1972
DRAWN BY
DEPARTMENT OF TRANSPORTATION
OFFICE OF SYSTEM ANALYSIS
ALL STREET RIGHT OF WAY 80 FT.
ALLEYS 20 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
END OF FEDERAL AID DESIGNATED ROUTE	FAS FA
PRIMITIVE ROAD	
UNIMPROVED ROAD	
GRADED AND DRAINED ROAD	
GRAVEL ROAD	
BITUMINOUS SURFACED ROAD	
PAVED ROAD	
CENTRAL BUSINESS DISTRICT	
TOWN CENTER	
RAILROAD	
POST OFFICE	
SCHOOLHOUSE	
CHURCH OR OTHER RELIGIOUS INSTITUTION	
WATER SUPPLY STAND PIPE OR TANK	
TOWNHALL	

Handwritten signature

APPL. No. 4286-3

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 4286-3

TOWN OF ROCKHAM
(Applicant)

% MARVIN L. BECKER
(Post Office Address)

SOUTH DAKOTA With the following modifications:
(State) 57470

"VESTED RIGHT" CLAIMED

Date of first receipt of application MAY 19, 1978

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

Date of receipt of corrected application 19

Approved MAY 26, 1978, Recorded in Book 20 Page 33

WATER RIGHT PERMIT NO. 4286-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 4286-3 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 1925
2. The equivalent of at least one-fifth of the work above specified is ~~to be~~ completed ~~on or before~~
3. The whole of said work is ~~to be~~ completed ~~on or before~~
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 .04 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 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 PURPOSE
actually and beneficially ~~Applied for irrigation~~ on or before THIS DATE; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 2ND day of JUNE, 1978

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer

Certificate of Construction Issued JUNE 2ND, 1978

Water License Issued JUNE 2ND, 1978

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 Beckham

Post Office Address _____, State _____

If a Corporation show date and place of incorporation _____

13. Notice of Appropriation (If available)

Date of Posting NO PRIOR PERMITS Date of Recording _____

Recording Date _____

14. Date of start of construction of water supply system 1925

15. Date that water was first applied to beneficial use 1925

16. Name of owner of original water supply system Town of Beckham

17. Amount of water originally applied to beneficial use .04 c. f. s.

18. Present Use of Water

Amount of water now being used _____ c. f. s.

Date that this amount of water was first used _____

19. Chronological History of Water Use

WELL WAS CONSTRUCTED IN 1925, AND HAS BEEN USED FOR MUNICIPAL PURPOSES SINCE IT WAS COMPLETED.

Attach to this Form 28, any copies of notices, claims, 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 Hughes) ss.

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

Signed Marvin Becker

Subscribed and sworn to before me this 19th day of May, 1928

Walter K. Wright
(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.

Form 15.

Permit No. 4286-3

Water Diversion No. 3 James River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the Town of Rockham

Vested Right - Permit No. 4286-3, issued upon Application No. 4286-3, bearing date of priority of 1925

authorizing the diversion of .04 cu. ft. per second of the waters of groundwater County of Faulk, State of South Dakota ~~xx~~ in Block 6, Original Townsite in the NW 1/4 SW 1/4, Section 31-T117N-R66W

for municipal

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~~ **recognized as** satisfactory ~~for~~ for diverting and conveying to the place of intended use .04 cu. ft. per second of water.

Date June 1st, 1978

By: **WATER RIGHTS COMMISSION**

JOHN HATCH, Chief Engineer

WATER LICENSE NO. 4286-3

(1) WHEREAS, On the 19th day of May A. D. 19 78
Town of Rockham

made Water Right Application No. 4286-3 for Vested Right permit to use .04 cubic feet per second of the waters of groundwater

County of Faulk, State of South Dakota, for Municipal

purposes; and

(2) WHEREAS, On the 26th day of May A. D. 19 78
Vested
Right Permit No. 4286-3, with a date of priority of 1925

was issued to said applicant _____ for the diversion of said water, **recognizing** ~~xxxxxx~~ the completion of construction of the water supply system therein described ~~xxxxxx~~ of ~~xxxxxx~~ and for the application to beneficial use of said water ~~xxxxxx~~ ~~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 .04 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 for the Town of Rockham

(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 Rockham

_____ of _____
the holder _____ and owner _____ of said permit No. Vested Right 4285-3 a water right, dating from 1925
_____ to use of .04 cubic feet per second of the waters
of groundwater

in the County of Faulk and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at Block 4, Original Townsite in the
NW¼ SW¼, Section 31-T117N-R66W

and ~~conducted through the Town's water distribution system.~~ conducted through the Town's water distribution system.

for the purpose of municipal purposes

Subject to any limitations listed in Water Right Permit No. 4286-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 2nd day of June A. D.
Nineteen Hundred and Seventy-Eight

WATER RIGHTS COMMISSION

By: John Hatch
Chief Engineer, Executive Officer JOHN HATCH



GREAT FACES. GREAT PLACES.

DEPARTMENT OF WATER & NATURAL RESOURCES

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

April 25, 1991

4286-3

Willard Schwartz, Town President
Town of Rockham
PO Box 196
Rockham SD 57470

Dear President Schwartz:

The Water Management Board has validated the enclosed Vested Water Right No. 4286-3. 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

SOUTH DAKOTA

VALIDATION OF VESTED WATER RIGHT CLAIM NO. 4286-3

Date Claim Accepted For Filing May 19, 1978.

Date of Validation September 27, 1989.

Pursuant to SDCL 46-2A-17 the Water Management Board validated Vested Water Right Claim No. 4286-3 for the Town of Rockham, Rockham, South Dakota 57470 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 4286-3 appropriates 0.04 cubic feet of water per second from one well located in the NW 1/4 SW 1/4, Section 31, T117N, R66W.
2. The appropriated water is used for supplying the Town of Rockham 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, 1925.
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. Hatcher
Chief Engineer
Division of Water Rights
Dept. of Environment and Natural Resources

APR 25 1991

date