

1. Considered 5-27 1981
2. Name of Applicant DUANE GAIKOWSKI
3. Post Office Address WAUBAY
4. Amount of Water Claimed 2.0
5. Source of Water Supply 45' DEEP WELL
6. Water to be used for IRRIGATION
7. Acres to be irrigated 140 maximum
acre feet
8. Water to be diverted and used in ROBERTS County
about 2 miles N of ORTLEY
9. PROOF OF PUBLICATION Received 5-22-81
Not Received

APPLICATION

Approved 5/27/81

Subject to WI - IQ

Not Approved

Action deferred

Priority

Date

Received

4-24-81

Application Complete yes ☒ no

FEE 2.50

Remarks

Date information and/or

fee or corrected Application received

Period of Annual use SPRING - SUMMER - FALL

WATER
QUALITY

Received yes 8/81 no APPROVED/CONDITIONAL (Circle one)

WI-i Description same as application yes ☒ no Remarks

Disapproved

Returned

Diversion Point

SE⁴ NE⁴ Sec 8, T122N, R52W

					52W
					122N

Lands to be irrigated

NE⁴ Sec 8, 122N, R52W

WELL
LOG

Remarks

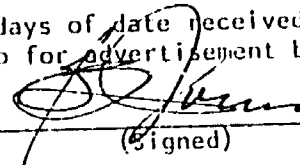
Driller EMPIRE

Licensed yes ☒ no

Depth 45'

MAP Map No. 3966-3 Map located in Water Right ✓ Map file _____
Type of Map AERIAL PHOTO Prepared by HELGESON-SCS

+++++

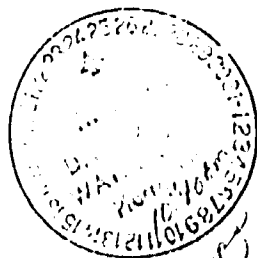
REVIEWED This Application was reviewed within 30 days of date received, accepted as complete, Number assigned and written up for advertisement before the Board on 5-8-81.

(Signed)

+++++

PROTESTS Letters/Petitions in File - yes _____ no _____ Remarks _____

REMARKS Date
F.F. & C Final Decision, including F.F. & C of Law were adopted _____
OF LAW, Date
FINAL Final Decision mailed to parties and/or parties notified that Final Decision
DECISIONS was adopted _____
ETC. Remarks _____





No. 4756-3
 Map No. 3966-3 Water Division No. 3 JAMES RIVER District
 Above for Office Use 10/60010

APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

Check one of the following:

New Y Vested Right _____ Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant Duane Galkowski Phone No. 947-4623
 Post Office Address R.R. # 1 Box 116 Waubay State S.D. 57273 (Zip Code)
 (Street, RR, or Box) (Town)

If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) Employment of Others3. Name of diversion work Galkowski Irrigation System4. Amount of water claimed (cubic feet per second) 4 2.0 MAX ALLOWABLE5. Source of water supply Well

6. Location of point of diversion 3100' North and 350' west from a point in the very SE 1/4
of Section 8 Township 122 North and Range 52 West.

County Roberts7. Annual period or periods during which water is to be used Spring, Summer and Fall8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation9. For irrigation use, Total number of acres to be irrigated 140

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.
<u>SW 1/4 Sec. 8-122-52</u>	<u>35</u>
<u>SE 1/4 Sec. 8-122-52</u>	<u>35</u>
<u>NE 1/4 Sec. 8-122-52</u>	<u>35</u>
<u>NW 1/4 Sec. 8-122-52</u>	<u>35</u>

Land Description	No. Acres Irr.

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 3 years. Additional time required to complete application of water to the proposed beneficial use 2 years.

11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water Sisseton Courier

12. Principal Features of the Proposed Water Supply System.

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

~~XX~~

1 Well

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

~~XXXXXXXXXX~~

Plastic pipe from well to center pivot.

C. Works proposed to apply water to beneficial use.

Center pivot irrigation system.

Estimated Total Cost \$ 60,000

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)
)ss.
 County of Roberts)

I, Duane J. Galkowski 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 Duane J. GalkowskiSubscribed and sworn to before me this 22nd day of April, 1981

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 4756-3

DUANE GAIKOWSKI

(Applicant)

Rt #1, Box 116, WAUBAY

(Post Office Address)

SOUTH DAKOTA 57273

(State)

With the following qualifications:

The irrigation well approved under this Permit will be located near domestic wells and other irrigation 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 or in irrigation wells having prior water rights.

This Permit is approved subject to the irrigation water use questionnaire being submitted each year.

Date of first receipt of application April 24, 19 81
 Date of return to applicant for correction, amendments or changes required April 24, 19 81
 Date of receipt of corrected application May 8, 19 81
 Approved May 27, 19 81, Recorded in Book 22 Page 209

WATER RIGHT PERMIT NO. 4756-3

The Water Management Board hereby grants and issues this Water Right Permit No. 4756-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as qualified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is April 24, 19 81
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before November 27, 19 82
3. The whole of said work is to be completed on or before May 27, 19 84
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is May 27, 19 86
5. The water appropriated shall be used for the purpose of IRRIGATION

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 2.0 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 uses served, and if for irrigation purposes said appropriation must be limited to not more than 2 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 May 27, 19 86; said water to be used during the following described annual period: April - October

Witness my hand this 3rd day of June, 19 81

THE WATER MANAGEMENT BOARD

By

Chief Engineer, Water Rights

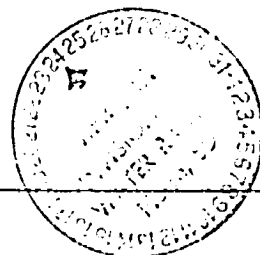
JOHN HATCH

Certificate of Construction Issued _____, 19 ____

Water License Issued _____, 19 ____

IRRIGATION DRILLING CO.

PHONE 472-0384



Location of Well: Orley Twp. 1/4. NE 1/4, Section 8, Township _____, Range _____

Well to be drilled for: Duane Gai KowSKI (Name) Waukegan (Address)
Roberts (County) S. Dak (State)

Date well drilling started 4-10-81 finished 4-13-81

Purpose of well Err. test holes
(domestic, irrigation, industrial, other)

NORTH

		1.	
			2.

1 Mile

Well pumped real
Well

Date _____

Water Level

Discharge

0 hr. 5 min.

5 in.

(Static)

hr. min.

f. in.

GPM

hr. min.

ft. in.

GPM

hr.	min.
-----	------

ft. in.

GPM

RECOVERY

hr. min.

ft. in

1

[illegible]

D Well Information

- (1) Drill Hole, Diameter 32", Depth 45'
- (2) Casing, Type Plastic, Diameter 16", Thickness 1"
(wood, concrete, steel, etc)
- (3) Screen, Type Stainless Steel, Diameter 16", Length 15'
- (4) Gravel Pack, Thickness 16", Length of gravel pack 45'

E Dugout Information or Estimates

- (1) Surface dimensions, _____, Depth _____

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Attach a copy of test well log)

Depth to top of water bearing material 1'

Depth to bottom of water bearing material 35'

Depth to water (ground surface to water level) 5'

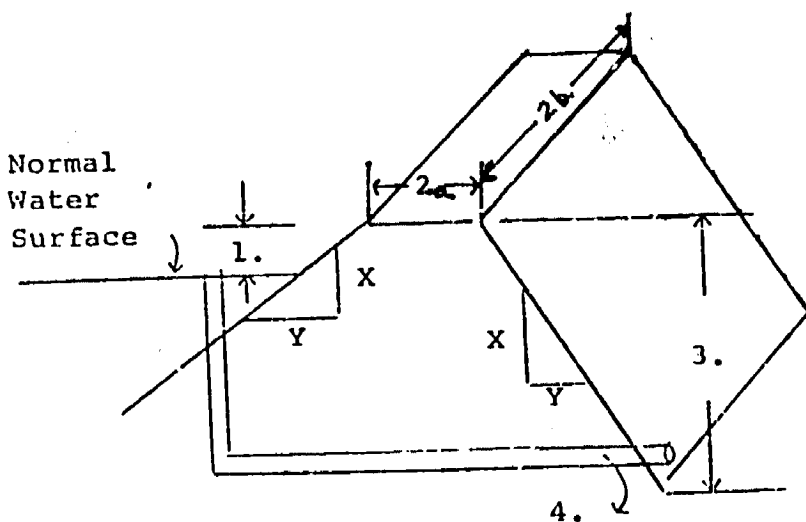
- (2) Distance to nearest existing household or livestock watering well.

On same owner's property 230 rds.

On property owned by others 230 rds.

G Water Storage Dam

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, length, maximum water depth, surface area, drainage area, storage capacity, dam slope, dimensions, location and size of outlet works, of each storage dam. The location of each water storage dam should be shown on the water right map.



1. Freeboard _____
- 2a Crest width _____ b. length _____
3. Height of Dam _____
4. Outlet dimensions.
Pipe diameter _____
Spillway width _____
- X & Y slope:
Upstream _____
Downstream _____
Surface area of impoundment _____
- Drainage area above dam _____

Dean J. Mikowski
Signature of Applicant

4756-3

Conditional

SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
DIVISION OF CONSERVATION

NAME OF APPLICANT Dennis Galkowski

SOIL RESTRICTIONS:

THE SOIL(S) LISTED BELOW CANNOT BE IRRIGATED:

RhD - Rensselaer - black loams

These soils should not be irrigated due to steepness of slope. This soil is indicated by red hatch marks.

THE SOIL(S) LISTED BELOW CAN BE IRRIGATED WITH THE FOLLOWING RESTRICTIONS:

Mw - Marysland.

These are very poorly drained soils that should not be irrigated unless drained or kept in permanent vegetation. This soil is indicated by red hatch marks.

RECOMMENDED MANAGEMENT



SOIL/WATER COMPATIBILITY PERMIT APPLICATION FORM

STATE CONSERVATION COMMISSION
SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

Office Use Only

4654-RB

OWNERS NAME: Duane Galkowski OWNERS ADDRESS: P.O. # 1 Box 116

Wahpet, S.D. 57273

COUNTY LAND LOCATED IN: Roberts PHONE: 947-4623

TENANT'S NAME AND ADDRESS: (If Other Than Owner) _____

In accordance with State Law SDCL 46-5-6.5, If a water permit is granted with a conditional Soil/Water Compatibility permit, a copy of such conditional soil/water compatibility permit must be filed with the County Register of Deeds. This action must be taken by the holder of a water permit within 6 months of receipt of such water permit.

LEGAL DESCRIPTION: (Show Legal Description to Nearest 10 Acres)

1. WELL LOCATION OR DIVERSION POINT: SE1/4SE1/4 Sec. 8 Township 122 N. Range 52 W.

2. SURFACE WATER SOURCE: _____

3. LOCATION OF AREA TO BE IRRIGATED. NOTE: SOILS INFORMATION FOR THIS AREA MUST ACCOMPANY THE APPLICATION. (See instruction sheet)

Legal Description	Acres	Legal Description	Acres
SW1/4 Sec. 8-122-52	35		
SE1/4 Sec. 8-122-52	35		
NW1/4 Sec. 8-122-52	35		
NE1/4 Sec. 8-122-52	35		

4. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: ☒ GUN: _____ OTHER: _____ (Specify)

5. CROPS TO BE IRRIGATED: Corn and Alfalfa

6. SHOW ANY PORTION OF LAND THAT PRESENTLY HOLDS AN IRRIGATION PERMIT: YEAR OBTAINED: _____

LEGAL DESCRIPTION: _____
IN WHAT NAME: _____

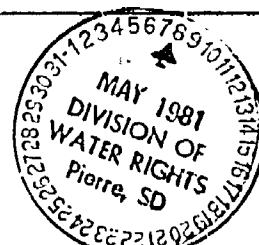
WATER QUALITY: (TO BE COMPLETED BY SDSU WATER QUALITY LABORATORY)

7. WATER SAMPLE NUMBER: R1-390

8. SALINITY (EC X 10⁶): 570

9. SODIUM (SAR): 0.10

10. ADJUSTED (SAR): 0.22 0.15



I hereby certify that I personally obtained or that I personally observed the taking of a sample of the water to be used in irrigating the above-described land. I also hereby certify that the required procedures for the taking of the sample (see instruction sheet) were followed, and that the sample was taken at 2:00 a.m./p.m., on 4-13-81, 19 81, at the following location: SE1/4SE1/4 Sec. 8-122-52 by Allen Kretchmar (individual who took sample if other than applicant). I also hereby certify that the water sample taken has NOT been adulterated or tampered with in any manner, and is TRULY REPRESENTATIVE of the water which will be used in irrigating the above-described land.

I understand that the Division of Conservation or agents thereof may obtain another water sample for the purpose of validating the water sample analysis taken at the time of application (SDCL 46-5-6.4).

SUBSCRIBED AND SWORN BEFORE ME THIS

22nd DAY OF April, 19 81.

[Signature]
(NOTARY PUBLIC)

My Commission Expires April 30, 1983

IMPORTANT

Action by the Department of Agriculture or the State Conservation Commission is not the final action on any application. In all cases a WATER PERMIT must be obtained from the Board of Water Management.

[Signature]
APPLICANT'S SIGNATURE

[Signature]
Director, Division of Conservation

____ APPROVED
____ DISAPPROVED
☒ CONDITIONALLY APPROVED

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of ROBERTS) ss.

I, JACK ADAMS hereby
certify, that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the SISSETON COURIER

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

MAY 14, 1981

MAY 21, 1981

(Signature)

PUBLISHER

(Title)

(Date Signed)

Cost of Printing: 1ST WEEK - 12.11

2ND WEEK - 9.69, TOTAL OF 21.80

70 LINES @ 17.34

WNR-808-7/79
Proof of Publication

NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER

Pierre, SD 57501

May 8, 1981

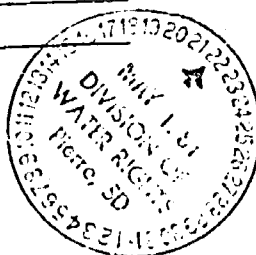
Notice is hereby given that
Duane Gaikowski whose post
office address is Waubay, South
Dakota, has made an ap-
plication in accordance with the
provisions of SDCL 46-1-1 thru
46-1-9, 46-1-14; 46-2-9 thru 46-2-
11, 46-2-13; 46-5-1 thru 46-5-8; 46-
5-10 thru 46-5-22, 46-5-41; 46-6-3,
46-6-3.1, 46-6-5, 46-6-6.1, 46-6-10,
46-6-14 and Board Rules ARSD
52:01:01:01 thru 52:01:01:13, for
a permit to appropriate for
beneficial use 2.0 cubic feet of
water per second of time from
groundwater (one well) through
the Gaikowski Irrigation
System, the point of diversion of
which is to be located in the
SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8, Twp.
122N, Range 52W. Said water to
be used for the purpose of
providing irrigation on portions
of the following described land:
NE $\frac{1}{4}$, Section 8, T122N,
R52W.

This Application No. 4756-3
will be considered by the Water
Management Board at the
Meeting Room No. 1, Knelp
Building, Church & Illinois
Street, Pierre, SD, upon the 27th
day of May, 1981 at 10 a.m. The
Board is authorized to make a
determination on this ap-
plication at the hearing. All
interested persons may appear
and be heard. Any person who
may be affected by a Board
decision who desires to present
evidence or cross-examine
witnesses according to SDCL 1-
26 may notify the Board in
writing prior to the hearing or
orally at the hearing.

This hearing is an adversary
proceeding. Any person has the
right to be present or to be
represented by a lawyer. These
and other due process rights
will be forfeited if they are not
exercised at the hearing.
Decisions of the Board may be
appealed to the Courts as
provided by law.

Any handicapped person
wishing to attend this hearing
can contact the Water Rights
Division, DWNR, Joe Foss
Building, Pierre, SD, prior to
the hearing date for assistance
to assure access to the hearing.

Water Management Board
Burton F. Jones
Water Rights Specialist
(May 14-21--2w)



Publish first publication, on or before May 14, 1981

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

May 8, 1981

Notice is hereby given that Duane Gaikowski whose post office address is Waubay, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-3 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, 46-6-3.1, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14 and Board Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 2.0 cubic feet of water per second of time from groundwater (one well) through the Gaikowski Irrigation System, the point (X) of diversion of which is (XXXX) to be located in the _____

SE 1/4 NE 1/4

of Section 8, Twp. 122N, Range 52W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

NE 1/4, Section 8, T122N, R52W

This Application No. 4756-3 will be considered by the Water Management Board at Meeting Room #1, Kreip Building, Church & Illinois Street, Pierre, SD upon the 27th day of May 1981

at 10 A.M. The Board 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 Board decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Board in writing prior to the hearing or orally at the hearing.

This hearing is an adversary proceeding. Any person has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised at the hearing. Decisions of the Board may be appealed to the Courts as provided by law.

Any handicapped person wishing to attend this hearing can contact the Water Rights Division, DWR, Joe Foss Building, Pierre SD, prior to the hearing date for assistance to assure access to the hearing.

WATER MANAGEMENT BOARD

cc: Duane Gaikowski
Box 116
Waubay, SD 57273

~~RECEIVED~~ BURTON F. JONES
Water Rights Specialist

W.R-806A-7/79 Notice of Intent to Appropriate Water
GROUNDWATER

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8178

PIERRE, April 24, 19 91

RECEIVED OF Duane J or Carol Gaikowski, Box 146, Waubay, SD 57273

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. 475023 (examination, processing, recording and filing)	250.00
Fee for inspecting Construction, and issuing Cert. of Construction No.	=
Fee for inspecting Beneficial Use, and issuing Water License No.	
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	250.00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer

JOHN HATCH / (bt)

NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE

Post Office Box 116, Wankarem, SD

Date 6-14-52

TO: Water Rights Commission
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to maximum extent it is going to be used, not exceeding the amounts as specified in Water Right No. 4756-3.

Water Right Permit No. 4756-3 states that the diversion system is to be constructed by Kaiser Well Drilling and that the water is put to beneficial use by Duenz Gorkowski.

The diversion system was completed on 6-14-52. Applying the water to beneficial use was completed on 6-20-52.

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued, thus completing my acquisition of a water right.

Duenz Gorkowski
(Signature)





4756-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

AUG 5 1992

4886-3

Duane Gaikowski
RR 1, Box 116
Waubay, SD 57273

Dear Mr. Gaikowski:

Enclosed is Water License No. 4886-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413230 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 4886-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

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

enclosures

NOTE: The applicable portions of Water Permit No. (4756-3) are incorporated into this Water License No. 4886-3.

NOT TO SCALE

Conservation Plan Map

Duane Gaikowski

R.R. # 1 Box 116

Waubay, S.D. 57273

Roberts County, S. D.

Date Prepared 4-22-81

8" x 11" Scale 160 Acres

Prepared by:

June Helgeson

June Helgeson, Admin. Secy.

Roberts Conservation District

Duane

Gaikowski

23

142.3

204.0

1250'
Underground Pipeline
Well

14.4

6.1

Dean Gaikowski

Indian Land

20.0

MAP NO. 24013 APR 20 4756-3