

Water Right No. 4815-3

3. Post Office Address RR 1, Box 82, ORIENT 57467

4. Amount of Water Claimed .22 maximum acre feet

5. Source of Water Supply 1585' WELL

6. Water to be used for DOM & MUN acres to be irrigated —

7. County HAND about city limits of Colo

8. PROOF OF PUBLICATION: Received ~~YES~~ 11-17-01 Not Received

APPLICATION: Approved 12/5/87 Subject to DWJ-AW

☐ Not Approved ☒ Action Deferred

SECURITY Dated Received 5-18-81 Application complete-yes no FEE [#]150

Remarks Church rectory, School, Town of Polo

Corrected Application received	Period of Annual Use
1	1
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97	97
98	98
99	99
100	100

Received yes ☐ no ☐ APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as application-yes	no	Remarks

Disapproved _____ Returned _____

A 5x5 grid with a handwritten '10' in the bottom-right cell and a small 'x' in the bottom-right corner.

Diversion Point

SE⁴ SE⁴ 10-115N-69W

~~has to be written~~

U 100 Driller **HURON** **DRILL** Licensed - (705) 30

Depth 1585' deep

Remarks	1. The first two rows are identical.
----------------	--------------------------------------

Water Right No. _____

MAP Map No. 4024-3 Map located in Water Right X Map file _____
 Type of Map AERIAL Prepared by Co AGENT

+++++

REVIEWED This Application was received within 30 days of the date received, accepted as complete, Number assigned and written up for advertisement before the Board on:
Oct 29, 1981

Betty Westlund
 (Signed)

+++++

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

REMARKS, Date
 F.F. & C. Final Decision, including F.F. & C. of Law were adopted _____

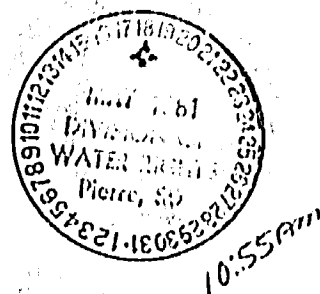
OF LAW, Date
 FINAL Final Decision mailed to parties and/or parties notified that Final Decision was
 DECISIONS adopted _____

OF C. Remarks _____

Form 2 - Application for Permit to appropriate Water-Original (Includes Approval and Permit)

No. 4815-3

Map No. 1024-3 Water Division No. 3 JAMES RIVER District
Above for Office Use 10160009



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

Check one of the following:

New ☒ Vested Right ☒ Future Use ☐

Change in Diversion ☐ Additional Diversion ☐

Change in Acreage ☐ Additional Acreage ☐

1. Name of Applicant St. Liborius Church Phone No. 57467
Post Office Address RR1, Box 82 Orient State South Dakota (Zip Code) 57467
(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) contract

3. Name of diversion work dig a well CHURCH WELL

4. Amount of water claimed (in cubic feet per second) 100²² gallons per minute (flows)

5. Source of water supply well

6. Location of point of diversion SE 1/4 Sec. 10 Fairview Township, Hand
County, South Dakota 296' E & 478' N of SE 1/4, Sec. 10 T115N-R69W,
County Hand

7. Annual period or periods during which water is to be used year around

8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) church, 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 1 year years: Additional time required to complete application of water to the proposed beneficial use 10 days years.

11. Choice of county newspaper for publication of Notice of Intent to appropriate Water

12. Principal Features of the Proposed Water Supply System.

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

A well was dug in 1971.

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

Pipes were used to transport the water.

C. Works proposed to apply water to beneficial use.

The water was piped to the St. Liborius Church and rectory, St. Liborius School, and the town of Polo.

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 Hand) ss.

I, FR. ROGER GEDTZ 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 Fr. Roger Gedtz, Pastor

Subscribed and sworn to before me this 13th day of MAY, 1981

John Joseph Reizer
Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 4815-3

ST. LIBORIUS CHURCH

(Applicant)

RR 1, Box 82, ORIENT

(Post Office Address)

SOUTH DAKOTA 57467

(State)

With the following qualifications.

The well approved under this Permit shall be valved and the flow reduced to a minimum when not being used. The well shall also be equipped with a pressure gauge and a record kept of any pressure fluctuations. Such records shall be available to the Board, upon request. If this well is abandoned or the Permit cancelled, the well must be plugged in accordance with specifications of the Water Management Board.

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

Date of first receipt of application MAY 18, 1981
 Date of return to applicant for correction, amendments or changes required MAY 19, 1981
 Date of receipt of corrected application OCTOBER 29, 1981
 Approved DECEMBER 3, 1981, Recorded in Book 22 Page 316

WATER RIGHT PERMIT NO. 4815-3

The Water Management Board hereby grants and issues this Water Right Permit No. 4815-3 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 OCTOBER 29, 1981.
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JUNE 3, 1982.
3. The whole of said work is to be completed on or before DECEMBER 3, 1982.
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is DECEMBER 3, 1982.
5. The water appropriated shall be used for the purpose of DOMESTIC & MUNICIPAL.

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 0.22 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 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 ~~USED FOR MUNICIPAL & DOMESTIC PURPOSES~~

for irrigation on or before DECEMBER 3 1982; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 7TH day of DECEMBER, 1981

THE WATER MANAGEMENT BOARD

By:

John Hatch
 Chief Engineer, Water Rights

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

**HURON
DRILLING CO.**
Huron, S. D.

St. - Libor 1955-----
OWNER

Hand County	DESCRIPTION
-------------	-------------

4-5-1971
DATE

Depth 1585 ft.

Flows 100 gpm 63 ft. 5" Std. Blk. pipe to 63 ft.

Pumps **gpm** **1505** **ft.** **2" K. copper** **pipe to** **1505** **ft.**

Head ft. 85 ft. 3" copper pipe to 1585 ft.

Performances

85 P. 5.1

PINNEY

10 days D.T.
Drilling Time

1505-1585

REMARKS

1-5" drag -re-tip; 4 Wms Rock Bits-4 1/2"

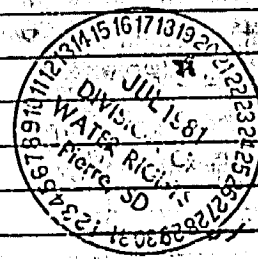
Rig No. 9
Lloyd Peterson
Foreman

HURCH DRILLING INC. DRILLERS LOG

PAGE NO. 1

ST. Morius School	Hatch County	3/24/71	7	Lloyd Peterson
JOB NAME	LOCATION	DATE	RIG NO.	FOREMAN

ST. No.	DEPTH	TIME	REMARKS
1	22		Blue clay @ 15
2	44		69 ft. 5" cemented in
3	65		
4	85	8:15 AM	
5	101	8:30	
6	121	8:45	
7	141	9:00	
8	161	9:15	shale @ 150
9	181	9:30	
10	201	9:45	
11	221	10:00	
12	241	10:15	
13	261	10:40	Chalk @ 250
14	281	11:05	
15	301	1:35 PM	
16	321	3:00	slugged hole
17	341	5:15	
18	361	1:10 PM	3/24/71 codell @ 350
19	385	1:30	
20	4:05	1:50	
21	4:15	2:15	
22	4:35	2:35	
23	4:55	2:55	
24	4:15	3:15	
25	5:0	3:45	
26	5:2	4:05	
27	5:1	4:25	
28	5:1	4:45	
29	5:8	5:05	
30	6:0	5:25	
31	6:2	5:45	
32	6:4	8:45	3/25/71
33	6:6	9:10	
34	6:85	9:30	
35	7:0	9:50	
36	7:2	10:20	
37	7:4	10:40	
38	7:6	11:00	
39	7:8	11:25	
40	8:0	11:50	Greenhorn @ 795



IRON DRILLING INC. DRILLERS LOG

PAGE NO. 2

St. Martin School
JOB NAME

Hand County
LOCATION

3/23/71
DATE

7
RIG NO.

Lloyd Peterson
FOREMAN

71 No.	DEPTH	TIME	REMARKS
41	82	1:05	3/25/71
42	84	1:30	
43	86	1:55	
44	88	2:15	
45	90	2:45	
46	92	3:10	Rocs
47	94	3:30	Rocs
48	96	3:50	Rocs
49	98	4:10	
50	100	4:40	
51	102	5:10	
52	104	8:00 AM	3/26/71
53	106	4:30	3/29/71
54	108	5:00 PM	sand streaks
55	110	7:30 AM	3/30/71
56	112	8:15	streaks
57	114	9:00	streaks
58	116	9:40	streaks
59	118	10:20	streaks
60	120	10:55	1190-1200 fair sand
61	122	11:15	1200-1225 fair sand
62	124	11:33	1225-1245 good sand
63	126	1:10 PM	End of Dakota @ 1250
64	128	4:00	
65	130	5:10	
66	132	7:25 AM	Lakota sand @ 1320 3/31/71
67	134	7:50	sand fair
68	136	8:07	sand fair
69	138	9:25	Hard Roc @ 1370 Lakota Bottom @ 1380
70	140	10:25	
71	142	2:25 PM	
72	144	3:25	
73	146	5:00	Hard
74	148	6:00	Hard
75	150	9:30 AM	4/1/71 1500-1505 hard sand
76	152	11:55	no good
77	154	4:50	
78	156	6:00	1555-1565 good sand
79	158	T.D.	1565-1585 good sand
			PJ

D Well Information

- (1) Drill Hole, Diameter _____, Depth 1585 ft.
- (2) Casing, Type Copper, Diameter _____, Thickness _____
(wood, concrete, steel, etc.)
- (3) 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. (Attach a copy of test well log)

Depth to top of water bearing material 1555 ft.

Depth to bottom of water bearing material 1585 ft.

Depth to water (ground surface to water level) 1555 ft.

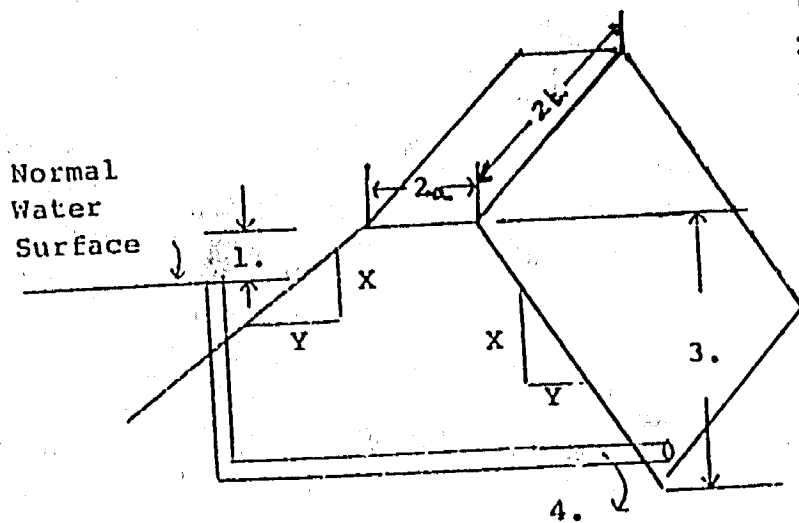
- (2) Distance to nearest existing household or livestock watering well.

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, 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 _____

No. 4815-3

Publish first publication on or before November 5, 1981

**NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER**

Pierre, South Dakota, 57501

October 30, 1981

Notice is hereby given that St. Liborius Church whose post office address is RR 1, Box 02, Orient, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 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, 46-5-25, 46-5-41; 46-6-3, 46-6-3.1, 46-6-5, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14 and Board Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 0.22 cubic

feet of water per second of time from groundwater ^(one well) through the church well ^{SW 10/30/81}

S.D. 571, the point(s) of diversion of which is(are) to be located in the XXXX

of Section 10, Twp. 115N, Range 60W. Said water to be used for the purpose of providing irrigation on portions of the following described land:
water supplies for domestic and municipal use

This Application No. 4815-3 will be considered by the Water Management Board at

Howard Johnson's, 3300 W Russell, Sioux Falls SD upon the 2nd day of December, 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 Circuit Court and the State Supreme Court 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.

For the Water Management Board

BETTY WESTLUND, Water Rights Specialist

cc: applicant

WNR-806A-10/81 Notice of Intent to appropriate Water
GROUNDWATER

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 4815-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Hand) ss.

I, Robert H. McFarlane hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Miller Press

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the
Miller Press of Miller

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

November 5, 1981

November 12, 1981

Robert H. McFarlane
(Signature)

Publisher
(Title)

November 12, 1981
(Date Signed)

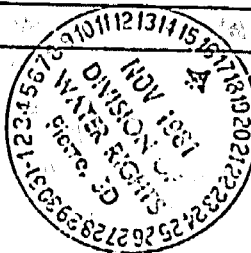
Cost of Printing: 22.28

10 1/2 Pica Lines - 8 Point

75 lines @ .165

circulation : 2550

WNR-808-7/79
Proof of Publication



No. 4815-3
NOTICE OF HEARING ON
APPLICATION TO
APPROPRIATE WATER

Re: South Dakota 5750
October 30, 1981
Notice is hereby given that St.
Liborius Church whose post of-
fice address is RR #1 Box 82,
Orient, South Dakota has made
an application in accordance
with the provisions of SDCL 46-
1-1 thru 46-1-9, 46-1-12 thru
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, 46-5-25, 46-5-41, 46-

6-3, 46-6-3, 46-6-5, 46-6-6, 46-6-
10, 46-6-13, 46-6-14 and Board
Rules ARSD 52:01:01 thru
52:01:01:13, for a permit to ap-
propriate for beneficial use 0.22
cubic feet of water per second of
time from groundwater (one
well) through the church well,
the point of diversion of which is
to be located in the SE 1/4 of
Section 10, Twp. 115N, Range
65W. Said water to be used for
the purpose of providing water
supplies for domestic and
municipal use.

This Application No. 4815-3
will be considered by the Water
Management Board at Howard
Johnson's, 3300 W. Russell,
Sioux Falls, SD, upon the 2nd
day of December, 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 wit-
nesses 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. Deci-
sions of the Board may be ap-
pealed to the Circuit Court and
the State Supreme Court 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.
For the Water Management
Board,

Betty Westlund
Water Rights Specialist
cc: applicant
WNR-806A-10/81 Notice of In-
tent to Appropriate Water

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8535

PIERRE, October 29, 1981

RECEIVED OF St. Liguorius Church, Polo, Orient SD 57467

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) _____	150	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	150	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH *kw*

State of South Dakota
Water License No. 4315-3

(1) St. Liborius Church
of RR #1, Box 82, Orient SD
made Application No. 4315-3, May 18, 1981 for a water permit to appropriate
0.22 cubic feet per second of water from groundwater (one well),
land County, South Dakota for domestic and municipal purposes.
Permit No. 4315-3, with a priority date of October 29, 1981
was approved 4315-3 and issued to applicant(s) for diversion of water with construction of the described
water supply system to be completed on or before December 3, 1982 and for the application to beneficial use of said
water on or before December 3, 1982.

and

(2) It is certified that the application has complied with the provisions of South Dakota State Law relating to completion of
the construction of the water supply system and is entitled to divert 0.22 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is 530'N and 250'W of the SE corner
of Section 10, T115N, R60W (DD)

and

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, water is diverted through the distribution

system for the St. Liborius Church and Rectory, St. Liborius School

and Town of Polo

(4) Pursuant to §46-5-30.1 St. Liborius Church

of RR #1, Box 82, Orient SD 57467

the holder(s) and/or owner(s) of Water Permit No. 4815-3 is issued a license to appropriate water, the right to use

0.22 cubic feet per second of water from groundwater (one well) with a priority date

of October 29, 1981 from the location specified in (2) of this license. The water to be

conducted to and upon lands specified in (3) of this license for the purpose of domestic and municipal use

This license is subject to any limitations or qualifications listed in Water Permit No. 4815-3 and subject to South Dakota State Law.



Chief Engineer, Water Rights Division
Department of Water and Natural Resources

DEC 20 1985



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 4815-3

October 29, 1985

St. Liborius Church
Rt#1, Box 82
Orient, South Dakota 57467

Dear Sir:

The inspection of your water use system and inspection of the extent of the application of water to beneficial use, as developed under your Water Right No. 4815-2 has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuing of the Water License. Upon receipt of the \$50.00 fee from you, your Water License will be sent to you.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until this \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Maxine Stirling
Staff Assistant

ms/

NOTE: On form of payment, please include the number of the water permit.
This insures proper handling of the fee.

DWNR-814 8/83

Report Of Examination Of Works And/Or Application Of Water To Beneficial Use

I have this day made a thorough examination of the water use system constructed by ST. Liborius
Church of Polo, S.D. holder of
Permit No. 4815-3, bearing the priority of October 29 1981 authorizing
the diversion of 0.22 cu. ft. per second of the waters of Ground water
for domestic purposes, in Hand County.

i have to report on the conditions of the same as follows:

- A. Works used to divert the water: 1585 ft. Dakota Formation well, well flows 100 gpm
Well has valve on it and pressure gauge.
Pressure was $\approx$ 70 psi 5-2-85
Log in file
- B. Works used to transport water to place of use:
Distribution system to the church, school and town of Peto.
- C. Works used to apply water to beneficial use:
N.A.

The system is in the following condition good

The point of diversion is located 500 feet North and 250 feet west of SE corner
of section 10 T115N-R69W

The works are capable of diverting and conveying to the place of use 0.22
cu. ft. per second of water which is to be used for domestic & municipal use

Water has been put to beneficial use to the maximum extent as follows: _____

~~_____~~ the license should be issued for 0.22 cts

Applicable permit qualifications have been complied with X Yes No

Exceptions to compliance are: _____ Date 5-4-85

Kevin C. Larson

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 4 10233

Pierre, November 8, 1935

19

RECEIVED OF St. Liborius Church, RR1, Box 82, Orient, SD 57467

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. 4712-3	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)		
Total	50	00

By

Chief Engineer

Chief Engineer

No. 4815-3



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

DEC 20 1985

St. Liborius Church
RR #1, Box 92
Orient SD 57467

Dear Sir:

Enclosed herewith is, Water License No. 4815-3. This is the final water right document completing your process of obtaining a water right.

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.

Very truly yours,

A handwritten signature in cursive script that reads "John Hatch".

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ks

Enclosures

WNR-817 3/83
Transmittal of Water License

NOT TO SCALE

115-69

33.3

14.6

15.8

178-45

~~9-29~~
15-201
9-11153

9-34153
9-11153

5.7

76.9

29.6

18.9

10

12.1

Don Wieseler
St. Liborius Church
Council President
Wayne M. Healy
Co. Ext. Agent

9.2

150.5
115-69

16.4

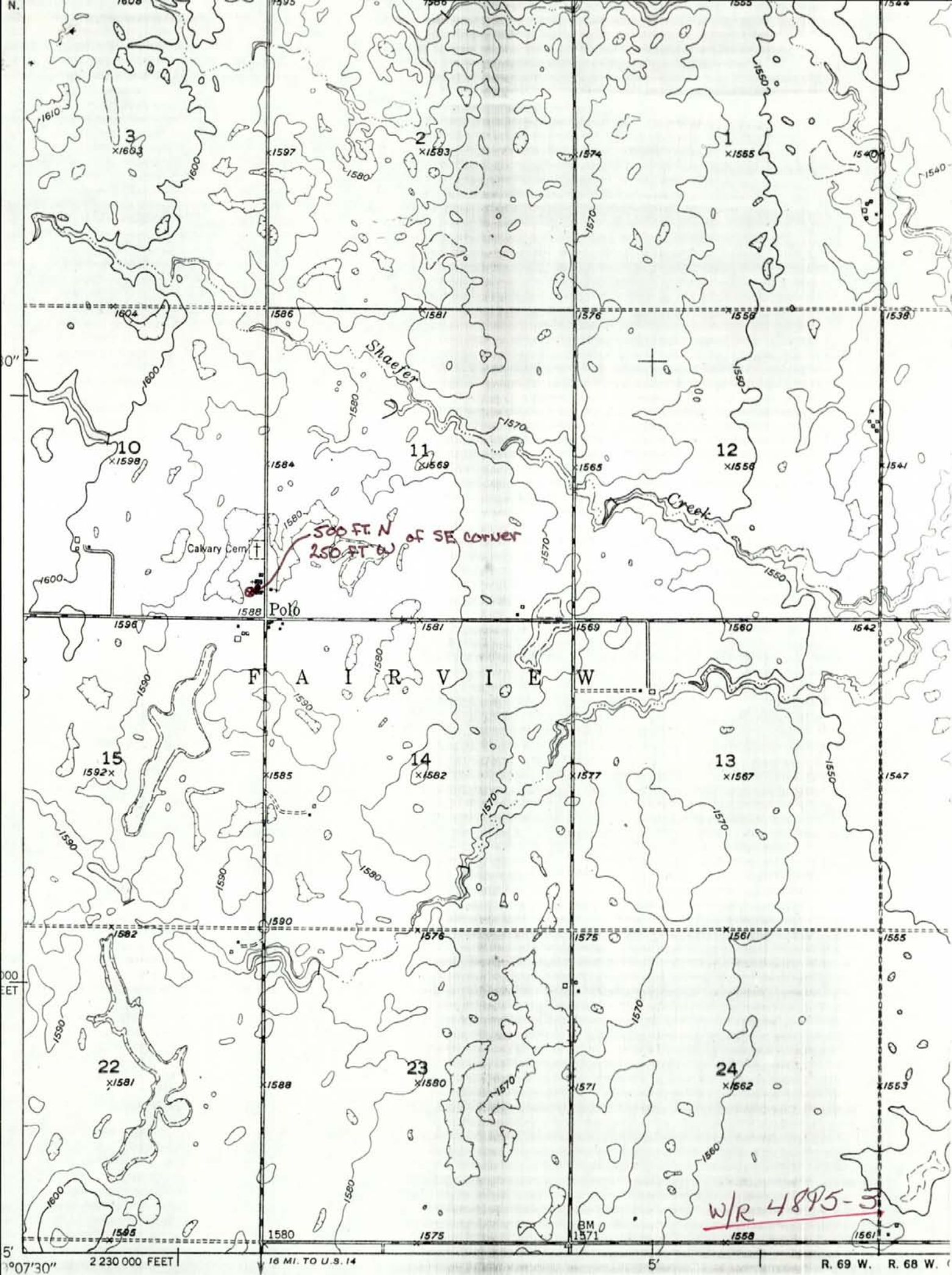


6.6

41.1

109.6

296 ft
478 ft
Hwy 26



500 FT. N
250 FT. W of SE corner

W/R 4895-5