

10/70203

SR Considered: _____

WATER PERMIT NO. 5028-3MAP No. 5028-3Name of Applicant DALE OLSON (Mobile Home Park)Post Office Address 4612 W 12th Sioux Falls 57107Amount of Water Claimed 0.10 Total Acres _____Source of Water Supply two wells 199' and 230' deepWater to be used ~~(for SW or SE)~~ Water distribution system for Mobile Home Park County MAAbout _____ miles west of Sioux Falls.PROOF OF PUBLICATION: Received 1st 10-26-84 Not Received _____APPLICATION: Approved 12-5-84 Subject to _____

F.F. & C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received 8/7/84 Fee 50.00 Remarks _____8/7/84Corrected Application Received logs 8/13/84 Period of Annual Use 1/1 to 12/31

WATER QUALITY APPROVAL RECEIVED _____ APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES _____ NO _____ REMARKS not applicableDiversion Point North well in (#1) inSW $\frac{1}{4}$ NW $\frac{1}{4}$ and #2 South Well in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section14-T101N-R50W

Land to be Irrigated _____

<u>X</u> #1					
<u>X</u> #2	<u>4</u>				

Well Log: Driller Unknown went out of business logs sent in by Dave Putzke Well Drilling Licensed YES X NO _____Depth of Well 199' & 230' REMARKS _____Type of Map USGS PREPARED BY Steven Funk Co Agent Reviewed and the Number _____assigned on 8/13/84

By

Betty Westlund
Betty Westlund NRA III

cc Nelson

No. <u>5028-3</u>	Hydrologic Unit <u>10170203</u>
Map No. <u>5028-3</u>	Basin <u>SR</u>
Newspaper <u>ARGUS LEADER</u> POB <u>5034</u> SIOUX FALLS <u>57117</u>	

Application For Permit To Appropriate Water Within The State Of South Dakota

Check use of water: Industrial ☐ Commercial ☐ Municipal ☐ Other Common Distribution System ☐
 Rural Water System ☐ Suburban Housing ☐ Geothermal Heat ☐ Institutional ☐ Recreational ☐
 Domestic ☐ (above 18gpm) Other ☒ Mobile Home Court - 80 spaces

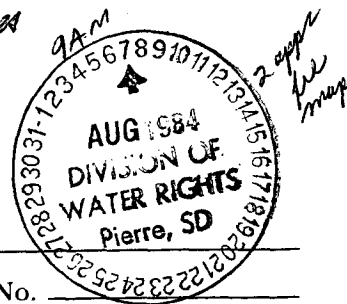
Type of Application: Check one or more of the following

New ☒ Vested Right ☒ Future Use ☐ Change Use ☐☐ Amend Permit No. _____ with old priority date retainedChange diversion point(s) ☐ Add diversion point(s) ☐ Other ☐ _____☐ Application to: Change diversion point(s) ☐ Add diversion point(s) ☐ on Permit No. _____☐ Construction to use water reserved by Future Use Permit No. _____1. Name of Applicant DALE OLSON Phone No. 338-7676Post Office Address 4612 W. 12th Sioux Falls State So Dak Zip Code 57107
(Street, RR or Box)2. Amount of water claimed (c.f.s) 10 million gallons (0.1 cfs)3. Source of water supply Wells4. Location of point of diversion TR 2 Co. And Sub W 1/2 NW 1/4 NO 166'
TR 1 SEC 14 TOWNSHIP 101 RANGE 50
^{NW SW}County MINNEHAHA5. Counties where water will be used MINNEHAHA6. Annual period during which water is to be used 1-1 through 12-31

7. Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

Mobile Home Park - 80 spaces - Plastic pipe with 3/4" plastic riser

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (see instruction)

STATE OF SOUTH DAKOTA)
County of Minnehaha)^{ss}I, DALE OLSON, the applicant, certify that I have read the foregoing application, 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 Dale OlsonSubscribed and sworn to before me this 2 day of August 1984Marvin J. Vermah
Notary Public (or other qualified officer)

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 5028-3

Dale Olson

(Applicant)

4612 W. 12th Sioux Falls

(Post Office Address)

S.D.

(State)

57107

(Zip Code)

With the following qualifications.

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

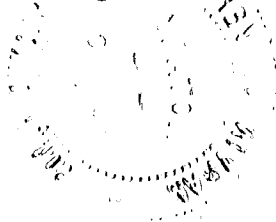
Date of first receipt of application August 7, 1984.

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

Date of receipt of corrected application —, 19—. Approved December 5, 1984.

The Water Management Board hereby approves this Water Permit No. 5028-3 authorizing the construction of the water use system and the placing of water to beneficial use as stated in the Application and as qualified in the Water Permit approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is August 7, 1984.
2. The equivalent of at least one-fifth of the specified work is to be completed on or before —, 19—.
3. The whole of said work is ~~to be~~ completed ~~on or before~~ —, 19—.
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is —, 19—.
5. The water appropriated shall be used for the purpose of Mobile Home Park
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 unlawfully impaired by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 0.10 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 to which water is actually and beneficially applied for Mobile Home Park ~~on or before~~ —, 19—; said water to be used during the following described annual period: Jan. 1 to Dec. 31



WATER MANAGEMENT BOARD

By: John Hatch

Chief Engineer

Division of Water Rights

Dept. of Water and Natural Resources

January 4, 1985

Supplemental Information

(type or print in ink)

1. Well Information - ~~Proposed construction~~

16 YEARS OLD

- a) Drill Hole Diameter 6" Depth 230 FT
- b) Casing Type STEEL Diameter 6 5/8" OD Thickness 6" ID
- c) Screen Type NONE Diameter _____ Thickness _____
- d) Gravel Pack Thickness NONE Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material 227'
- f) Depth of Water (ground surface to water level) 50'
- g) Distance to nearest existing domestic well:
 On applicants property _____ On property owned by others 185' to 200'

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Outlet Dimensions:
 Pipe diameter _____

Spillway width _____

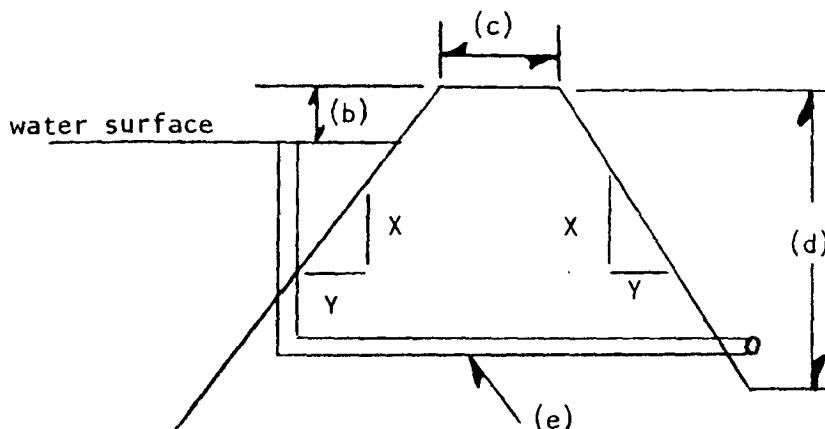
f) X & Y Slope
 Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Dale Olson
 Signature of Applicant

Supplemental Information

(type or print in ink)

1. Well Information - ~~Proposed Construction~~ 12 YEARS OLD

- a) Drill Hole Diameter 6" Depth 199'
- b) Casing Type STEEL Diameter 6 5/8" OD Thickness 6" ID
- c) Screen Type NONE Diameter _____ Thickness _____
- d) Gravel Pack Thickness NONE Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material 196'
- f) Depth of Water (ground surface to water level) 50'
- g) Distance to nearest existing domestic well:
On applicants property 310' On property owned by others _____

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Outlet Dimensions:
Pipe diameter _____

Spillway width _____

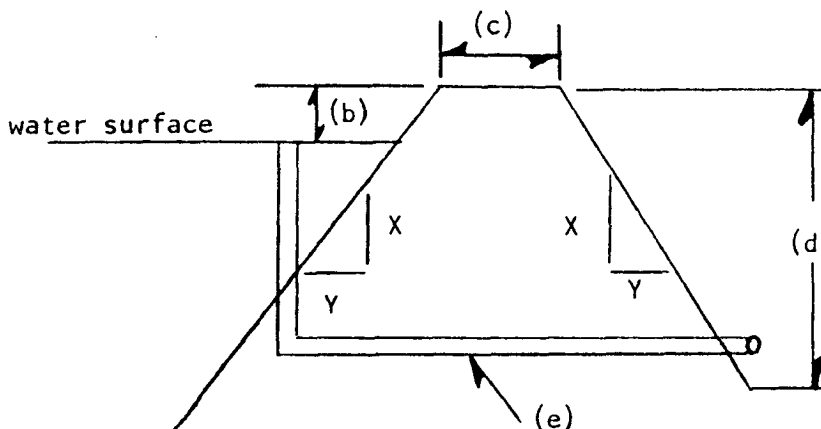
f) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Dale Olson
Signature of Applicant

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT

APPLICATION NO. 5028-3, Dale Olson

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Water Permit Application No. 5028-3, Dale Olson, 4612, West 12th, Sioux Falls SD.

The Chief Engineer is recommending APPROVAL of Application No. 5028-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

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

See the attached report for additional information.

A handwritten signature in black ink, appearing to read "John Hatch", is written above the typed name.

JOHN HATCH, Chief Engineer
October 5, 1984

REPORT ON APPLICATION NO. 5028-3

Dale Olson

September 19, 1984

Application No. 5028-3 is for two points of diversion to withdraw 0.10 cubic feet per second for use in a mobile home park. The points of diversion are located in the SW NW 14 and NW SW 14, T101N, R50W. Well one was drilled approximately 12 years ago and is 199 feet deep. The other well was drilled approximately 16 years ago and is 230 feet deep. Both wells withdraw water from the Sioux Quartzite.

The Sioux Quartzite is considered impermeable except where joints and fractures are present. Because the jointing and fracture system in the quartzite is nearly impossible to predict, no estimate of the amount of water in storage is made.

The Sioux Quartzite is probably recharged thru the fracture system where the quartzite directly underlies the Skunk Creek aquifer and the Big Sioux Aquifer.

There are two other quartzite wells in Section 14. One in the S $\frac{1}{2}$ SW $\frac{1}{4}$ and one in the SE $\frac{1}{4}$. These wells are 167 feet and 208 feet deep, respectively. The Water Rights Division has received no complaints concerning the operation of wells requested in Application No. 5028-3. With the small amount of water requested the operation of the wells for over 12 years, there should not be any significant interference with existing domestic wells.



GALE N SELKEN
Hydrologist

Instruction to Newspaper - Publish first publication of the following Notice on or before October 15, 1984 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5028-3 to Appropriate Water
~~and/or to Amend Water Permit or Water Rights No. _____~~

Notice is hereby given that Dale Olson whose mailing address is 4612 W 12th, Sioux Falls, South Dakota has made an application for a permit

to appropriate 0.10 cubic feet per second of water from two wells, 199 foot and 230 foot deep from the Sioux Quartzite. The points of diversion are located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14, T101N, R50W. The water will be used through a water distribution system for a mobile home court.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends Approval of Application No. 5028-3 because ^{there is reasonable probability that} 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at Room 216, Joe Foss Building, 523 E Capitol, Pierre SD, December 5 19 84 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to make a determination on this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the Applicant and the Chief Engineer by November 23, 1984. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reason for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17, 46-5-1 thru 46-5-16, 46-5-24, 46-5-25, 46-5-30.2, 46-5-31; 46-2A-1 thru 46-2A-10, 46-2A-12; ~~(ground)~~ 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; ~~(future use) 46-5-38 thru 46-5-40; (transfer lands) 46-5-30.1, 46-5-33 thru 46-5-35; (10,000 AFA) 46-5-20.1, 46-5-8.1; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; (future use) 74:02:01:24 thru 74:02:01:25; (10,000 AFA) 74:02:01:15:02 thru 74:02:01:15:05.~~

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, 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. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWNR, Joe Foss Bldg, Pierre SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by November 23, 1984.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Minnehaha) ss.

I, Roxy Deutscher hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Argus Leader

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 Sioux Falls

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

Monday, October 15, 1984

Monday, October 22, 1984

Roxy Deutscher
(Signature)
Controller
(Title)
October 22, 1984
(Date Signed)

Cost of Printing: _____

17" @ \$4.55/inch = \$77.35

Miscellaneous

NOTICE OF HEARING
on Application No. 5028-3
to Appropriate Water

Notice is hereby given that Dale Olson, whose mailing address is 4612 W. 12th, Sioux Falls, South Dakota, has made an application for a permit to appropriate 0.10 cubic feet per second of water from two wells, 199 foot and 230 foot deep from the Sioux Quartzite. The points of diversion are located in the SW 1/4 NW 1/4 and NW 1/4 SW 1/4, Section 14, T101N, R50W. The water will be used through a water distribution system for a mobile home court.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends Approval of Application No. 5028-3 because 1) there is reasonable probability that unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at Room 216, Joe Foss Building, 523 E. Capitol, Pierre, SD, December 5, 1984, at 10:00 a.m.

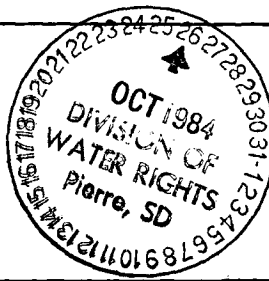
The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to make a determination on this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26 must file a written petition with BOTH the Applicant and the Chief Engineer by November 23, 1984. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reason for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17, 46-5-1 thru 46-5-16, 46-5-24, 46-5-25, 46-5-30.2, 46-5-31, 46-2A-1 thru 46-2A-10, 46-2A-12; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; 74-02:01:01 thru 74-02:01:15.

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, 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. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWNR, Joe Foss Bldg., Pierre, SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by November 23, 1984.

401 Oct. 15 & 22, 1984



RECEIPT

Division of Water Rights

No 4 9732

South Dakota Department of Water and Natural Resources

Pierre, August 7, 1984

RECEIVED OF Dale Olson, 4612 W 12th St., Sioux Falls, SD 57107

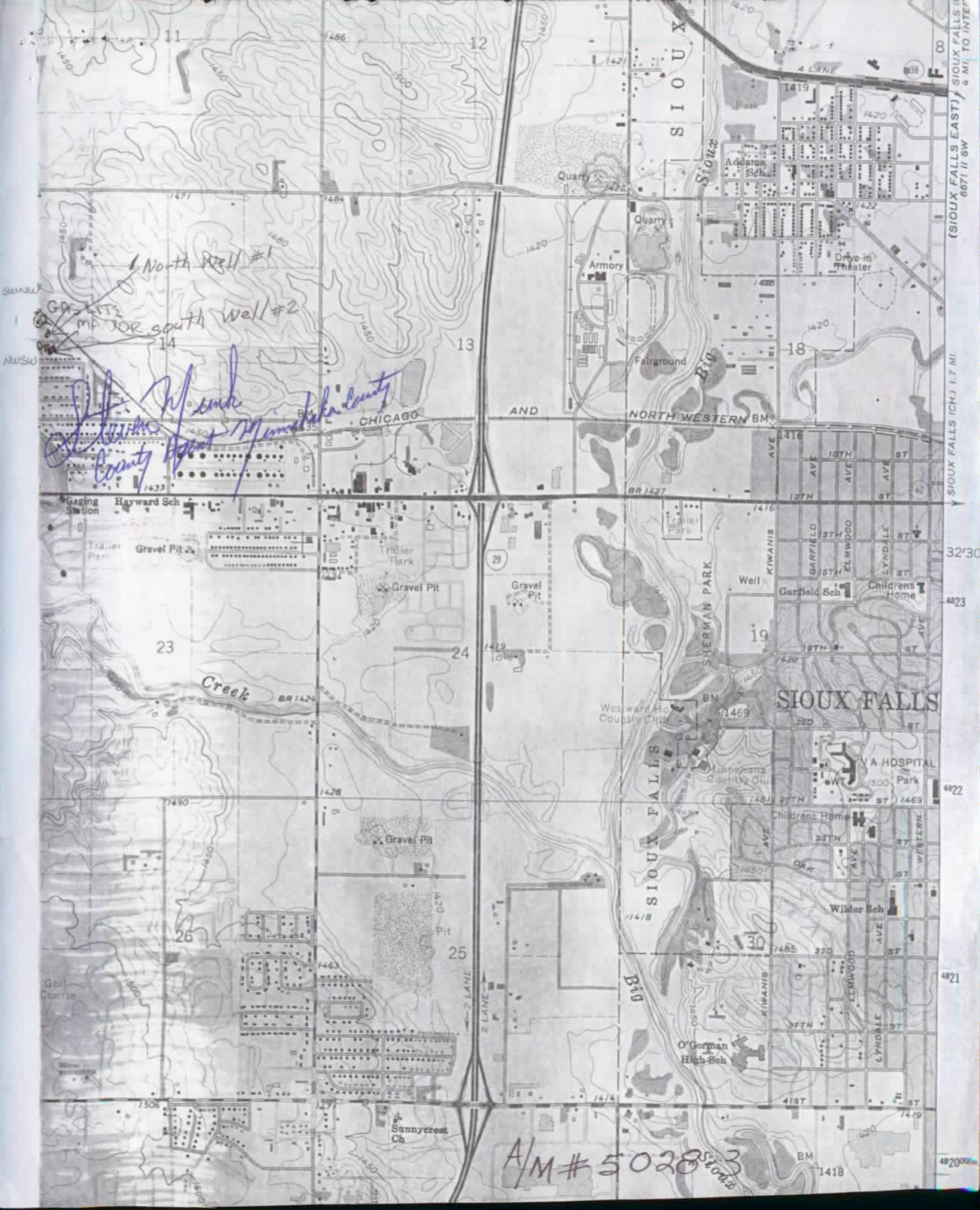
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. 5028-3 to Appropriate Water, to construct works and to put water to beneficial use	50	00
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.		
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

JOHN HATBH/ms



North Well #1

GA SITE MAJOR SOUTH Well #2

Sioux Falls County Agent
Sioux Falls County

A/M # 5028 3



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

January 4, 1985

Dale Olson
4612 W 12th
Sioux Falls SD 57107

Dear Mr. Olson:

Enclosed is your Water Permit No. 5028-3 as approved by the Water Management Board authorizing the water diversion system and apply the water to beneficial use, not exceeding the limits as specified in the Water Permit.

We will schedule an inspection so that the Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

A handwritten signature in black ink that reads "John Hatch". The signature is written in a cursive, flowing style.

JOHN HATCH, Chief Engineer
Water Rights Division

JH: ks

enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 8, 1992

5028-3

Dale Olson
951 S Marion
Suite 1
Sioux Falls SD 57107

Dear Mr. Olson:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 5028-3, 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 issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

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

Sincerely,

Genny McMath
Natural Resources Analyst
(605) 773-3352

NOTE: On check or money order, please specify your permit number. This will insure proper handling of the fee.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUL 1 1992

5622-3

Dale Olson
951 S Marion Rd, Ste 1
Sioux Falls, SD 57107

Dear Mr. Olson:

Enclosed is Water Permit and Water License No. 5622-3. The license is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413010 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 Permit No. 5622-3, 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. 5028-3 have been incorporated into Water License No. 5622-3.