

Considered: _____

WATER PERMIT NO. 5095-3

MAP No. same

Name of Applicant Town of Yale

Post Office Address Box 85, Yale SD 57386

Amount of Water Claimed .066 cfs Total Acres NA

Source of Water Supply groundwater

Water to be used for municipal use County Beadle

About _____ miles _____ of in Yale.

PROOF OF PUBLICATION: Received 8/4/86 Not Received _____

APPLICATION: Approved Sept. 3, 1986 Subject to _____

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

PRIORITY Date Received Apr 30, 1986 Fee \$50.00 Remarks New well

4/30/86 is located approximately 75 ft E of old well covered by 4274-3

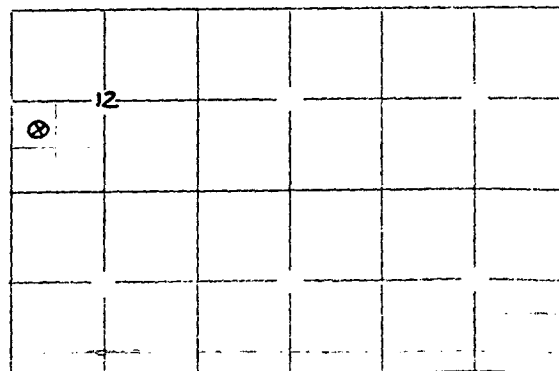
Corrected Application Received June 2, 1986 Period of Annual Use Jan 1 - Dec 31

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

WI-1 Description same as Application YES _____ NO _____ REMARKS _____

Diversion Point well #2: NW 1/4 SW 1/4 of
sec 12 - T111N - R60W

Land to be Irrigated NA



Well Log: Driller Huron Drilling Licensed YES ☒ NO _____

Depth of Well 840 Feet REMARKS _____

Type of Map Topo PREPARED BY Ron Duvall Reviewed and the Number

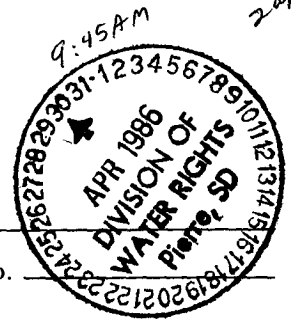
assigned on June 12, 1986 By Ron Duvall

No. 5095-3 Hydrologic Unit 10160006
 Map No. same Basin James River
 Newspaper Huron Daily Plainsman, 49 3rd St SE

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 ☐

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 TOWN 08 YALE Phone No. 599-2944
 Post Office Address Box 85 YALE, S.D. State 57386
(Street, RR or Box) Zip Code
2. Amount of water claimed (c.f.s) 30 gals per minute
3. Source of water supply ARTESIAN WELL
4. Location of point of diversion WELL LOCATED IN TOWN 08 YALE S.D.
NW 1/4 SW 1/4 SECTION 12 T 11N R 60W
Lots 5-7 BLOCK 7 County BEADLE
5. Counties where water will be used BEADLE
6. Annual period during which water is to be used _____
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)

municipal water supply.

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 Beadle) ss

I, Town of Yale (Richard Ziegler) 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

Richard ZieglerSubscribed and sworn to before me this 28 day of April 1986

Connie R. Kuehn
 Notary Public (or other qualified officer)
June 20, 1987

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 5095-3

Town of Yale (Applicant) Box 85, Yale (Post Office Address)

SD (State) 57386 (Zip Code) With the following qualifications.

The well 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.

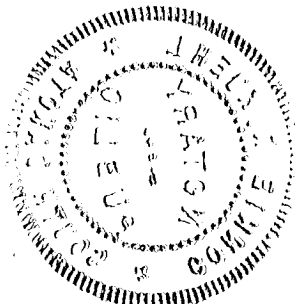
Date of first receipt of application April 30, 1986.

Date of return to applicant for correction, amendments or changes required May 26, 1986.

Date of receipt of corrected application June 2, 1986. Approved September 3, 1986.

The Water Management Board hereby approves this Water Permit No. _____ 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 April 30, 1986.
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 municipal use by the Town of Yale.
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 .066 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 municipal use ~~on or before~~ _____, 19--; said water to be used during the following described annual period: Jan 1 - Dec 31



WATER MANAGEMENT BOARD

By: John Hatch Chief Engineer

Division of Water Rights
Dept. of Water and Natural Resources

NOV 14 1986

_____, 19____

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter 8 3/4" - 5" Depth 840 Ft.
- b) Casing Type STEEL Diameter 5" - 3" Thickness .216 - .258
- c) Screen Type STEEL Diameter 3" Thickness .216
- d) Gravel Pack Thickness NONE Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material 177 Ft.
- f) Depth of Water (ground surface to water level) 8 Ft.
- g) Distance to nearest existing domestic well:
- On applicants property _____ 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 _____

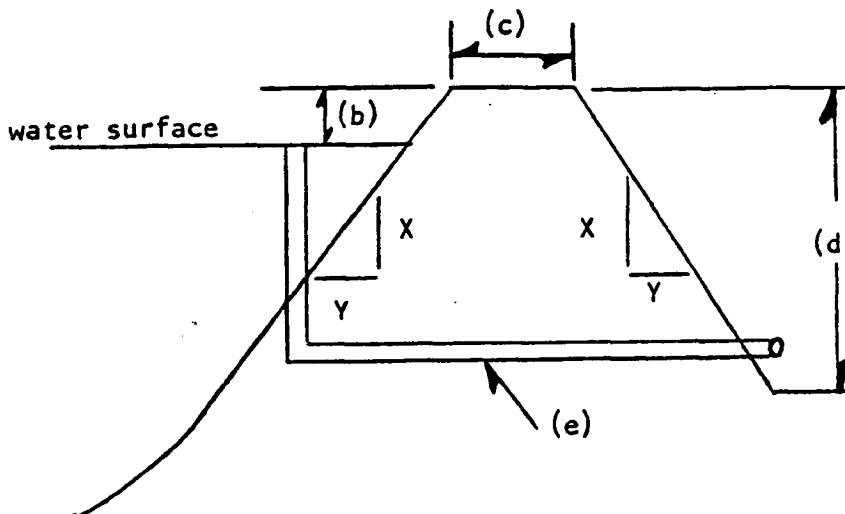
f) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Signature of Applicant

James of Gale Richard Ziegeldorf
Chris

HURON DRILLING INC. DRILLERS LOG

PAGE NO. 1

City of Yale, JOB NAME			Yale, South Dakota LOCATION	10/25/78 DATE	10 RIG NO.	Steven Kuehl FOREMAN
Jt No.	DEPTH	TIME	REMARKS			
1	20		Yellow clay and little streaks of gravel			
2	40	10:45	Shale			
3	60	10:59				
4	80	11:15				
5	100	11:29				
6	120	12:25				
7	140	12:36				
8	160	12:46				
9	180	12:51				
10	200	1:03				
11	220	9:49				
12	240	9:55	Chalk			
13	260	10:07	Chalk			
14	280	10:15	260-270	Chalk		
			270-280	Shale		
15	300	10:29				
16	320	10:42				
17	340	10:55				
18	360	11:08				
19	380	11:20				
20	400	11:28				
21	420	12:16				
22	440	12:25				
23	460	12:41				
24	480	12:50				
25	500	1:00				
26	520	1:09	Greenhorn			
27	540	1:30	530	Rock		
28	560	1:40				
29	580	1:50				
30	600	2:56	590	Rock		
31	620	3:03				
32	640	3:12				
33	660	3:25				
34	680	3:42				
35	700	3:55	695	Rock 1 - 4½" V3S Gear Bit		
36	720	5:51				
37	740	6:20				
38	760	6:58				
39	780	7:29	779-780	Sand		
40	800	7:35	Good sand			

DM

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410455

Pierre, June 2, 19 86

RECEIVED OF Town of Yale, c/o Richard Ziegeldorf, Box 85, Yale, SD 57386

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

Fee for Application for Permit No. <u>5095-3</u> 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 Hatch
JOHN HATCH 



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

April 15, 1986

Mike Peterson
123 E Kamp
Office #5
Watertown SD 57201

Dear Mr. Peterson:

This letter is in response to our telephone conversation on April 11, 1986, concerning water rights for the Town of Yale.

Water License No. 4274-3 covers one well located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, T111N, R60W with a 1955 priority date. The second well drilled in 1971 is not covered by a water permit. Enclosed are permit application forms for the second well.

Complete and return the application forms with the application fee according to the enclosed instruction sheet. Contact the Division of Water Rights if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Ron Duvall".

RON DUVALL
Natural Resources Engineer

RD:ks

enclosures

Equal Opportunity Employer

WATER RIGHTS DIVISION
(605) 773-3352

May 26, 1986

Richard Ziegeldorf
Town of Yale
Box 85
Yale, South Dakota 57386

Dear Mr. Ziegeldorf:

This letter is in response to your permit application and well log received on April 30, 1986. The following information needs to be returned before the permit application can be processed.

1. The pumping capacity of the well needs to be specified in Question No. 2 on Form 2.
2. Mark the location of the well on the enclosed map. The map must also be signed.
3. An application fee also needs to be submitted. The fee for 45 gpm or less is \$50.00. If the pumping capacity is more than 45 gpm the fee is based on the structures outlined on the enclosed instruction sheet.

I am also enclosing a copy of a letter sent to Mike Peterson. The letter indicated that Water License No. 4274-3 covers a well drilled in 1955 on the same land description as specified on your permit application. Please indicate when the above information is returned if your permit application is for the 1971 well and if both wells are located in the same land description.

Sincerely,

Ron Duvall
Natural Resources Engineer

RD:ms
Enc.

REPORT ON APPLICATION NO. 5095-3
TOWN OF YALE
June 25, 1986

This application proposes to appropriate 0.066 cfs from one existing well 840 feet deep located in the NW 1/4 SW 1/4 of Section 12, T111N, R60W. The water is for municipal use by the Town of Yale.

Aquifer - Dakota Formation

Geology and Aquifer Characteristics

The Dakota Formation (Cretaceous age) is predominantly sandstone interbedded with shale and contains pyrite and tan limestone (Hedges, 1968) and attains a thickness of about 300 feet in the Yale area. The Dakota Formation underlies approximately 1250 square miles of Beadle County and contains about 18 million acre feet of recoverable water (Hedges, 1982). The aquifer is under artesian conditions and will flow at the land surface in the vicinity of Yale. The existing city well is pumped to provide pressure and the volume of water needed. Water level records (USGS, 1981) indicate the levels are declining in Beadle County. This decline is primarily due to a large number of flowing wells which are allowed to flow either uncontrolled or simply to waste. The Division of Water Rights does not monitor any Dakota Formation wells in this area.

Review of Existing Water Rights

The only existing Dakota Formation water right in this area is No. 4274-3 for the Town of Yale. The old well is approximately 75 feet from the new well. Permit No. 4274-3 authorizes 0.05 cfs and is a vested right.

Conclusions

1. Water is available from the Dakota Formation.
2. Interference between the two cities wells is likely. However, this can not be quantified at this time.
3. The aquifer is under artesian conditions.
4. The withdrawal rates for the Town of Yale are small (0.5 cfs and 0.066 cfs) and interference should not be significant.
5. The present wells are pumped to provide the necessary pressure and the volume of water to meet existing needs.

6. Not enough information is provided to determine the adequacy of the existing wells in relation to State Law. Apparently the wells are constructed in such a manner that allows pump installation to a limited depth below land surface.
7. South Dakota Law 46-6-3.1 allows water to be used for water distribution systems even if the average annual recharge is being exceeded. At this time, average annual recharge has not been quantified for the Dakota Formation but the statutory exemption effectively eliminates this consideration for this application

James A. Goodman /KS
JAMES A GOODMAN
Hydrologist

Bibliography

Hedges, L. S., 1968, Geology and Water Resources of Beadle County South Dakota, Bulletin 18, SDGS, Vermillion SD.

Hedges, L.S., Etal, 1982, Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River, South Dakota and Iowa, For US Army Corps of Engineers, SDGS, Vermillion SD.

USGS, 1981, Water Levels in Bedrock Aquifers in South Dakota, Open File Report 81-627, for DWNr, USGS, Huron SD 57350.

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5095-3, Town of Yale

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. 5095-3, Town of Yale, Box 85, Yale SD

The Chief Engineer is recommending APPROVAL of Application No. 5095-3 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 well 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.


JOHN HATCH, Chief Engineer
July 11, 1986



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

July 15, 1986

NOTE:

TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT THE
NEWSPAPER RIGHT AWAY.

Town of Yale
Box 85
Yale, South Dakota 57386

Your Application No. 5095-3 for a permit to appropriate water for

municipal use, has been examined and found to
comply with the South Dakota Water Laws and applicable rules. A notice of
your intent to appropriate water has been sent to the Publisher of the

Huron Daily Plainsman printed at Huron
South Dakota. For your information, a copy of this notice, the recommendation
of the Chief Engineer and a report on the application are enclosed. Please
review this notice prior to publication and notify this office, if you have
any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your notice
of intent to appropriate water and to arrange for payment. Early contact with
the paper can eliminate delays. The publisher has been instructed to publish
your notice once each week for two consecutive weeks with the last publication
to occur at least thirty days before the board meeting. We must receive
Proof of Publication before the application can be considered by the Water
Management Board.

Sincerely,

RON DUVALL
Natural Resources Engineer

enclosures

No. 5095-3

Instruction to Newspaper - Publish first publication of the following Notice on or before July 25, 1986 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5095-3 to Appropriate Water
and/or to Amend Water Permit or Water Right No.

Notice is hereby given that the Town of Yale whose mailing address is
Box 85, Yale, South Dakota has made an application for a permit

to appropriate .066 cubic feet of water per second from one well (Dakota formation)
840 feet deep located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12-T111N-R60W. The water is for
municipal use by the Town of Yale.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends
APPROVAL of Application No. 5095-3 because 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, September 3, 1986 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny 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 August 22, 1986. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reasons 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; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; ~~(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) 46-5-30.4, 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 August 22, 1986.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Beadle) ss.

I, James Hein he

certify that the annexed printed copy of Notice of Intent to Appro

Water was taken from the Huron Daily Plainsman

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

City of Huron

County of Beadle and State of South Da
that the said notice was published in said newspaper on the follo
two dates:

July 24, 1986

July 31, 1986

James L. Hein
(Signature)
Controller
(Title)

7-31-86
(Date Signed)

F.P. 7-24-86 L.P. 7-
NOTICE OF HEARING
ON APPLICATION NO. 50
TO APPROPRIATE WAT

Notice is hereby given that the Town of Yale, whose mailing address is Box 85, Yale, South Dakota, has made an application for a permit to appropriate .066 cubic feet of water per second from one well (Dakota formation) 840 feet deep located in the NW1/4SW1/4 of Section 12-T111N-R60W. The water is for municipal use by the Town of Yale.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends approval of Application No. 5095-3 because 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, S.D., September 3, 1986, 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 1) approve, 2) approve with qualifications, 3) defer, or 4) deny 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 August 22, 1986. The petition may be informal, but it must include a statement describing

the petitioner's interest in the application, the reasons 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; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; and Board Rules ARSD 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, S.D. (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 August 22, 1986.

No. 344 (adv.)

Cost of Printing: \$61.95





Water & Natural Resources

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

Water Rights Division
605 773-3352

NOV 14 1986

Town of Yale
Box 85
Yale, South Dakota 57386

Dear Sir:

Enclosed is your Water Permit No. 5095-3 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: ms

enclosure

REPORT ON INSPECTION OF PERMIT NO. 5095-3

DATE OF INSPECTION: 9-25-95

Other permit(s) associated with the project: #

**DIVERSION POINT LEGAL LOCATION: 2112 feet north and 725 feet east of the SW corner
Section 12, T111N, R60W; NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12.**

WELL INFORMATION:

1) Well Drilling Firm: Huron Drilling Inc.

2) No. of Wells 1

3) Depth(s) 840 feet

4) Well log is available yes

Casing:

1) Diameter 5 to 3 inches

2) Length unknown feet

3) Type steel

Screen:

1) Type steel

2) Length unknown feet

3) Static water level 8 feet

Pump:

1) Make Pittless submersible

2) Model #

3) Size #

4) Capacity 30 GPM

Motor:

1) Make #

2) Model No. #

3) Horsepower rating 7 $\frac{1}{2}$ hp

DISTRIBUTION LINES OR CANALS: Municipal water system.

1) Type # 2) Size # inches 3) Length # feet

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Special qualifications to permit being abided by yes
- 2) All structures, wells and lands on map yes
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period na

Permit No. 5095-3
James River - Water District

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

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

I have this day, 9-25-95 made a thorough examination of the water use system constructed by the Town of Yale of P.O. Box 146, Yale, SD 57386 holder of Permit No. 5095-3, bearing the priority of April 30, 1986 authorizing the diversion of 0.066 cu. ft. per second of the waters of the Dakota Formation for municipal purposes, in Beadle County.

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

A. Works used to divert the water:

One well 840 feet deep with 5 to 3 inch steel casing and 3 inch steel screen. The well has a Pittless submersible pump and motor with a capacity of 30 gpm and a horsepower of 7½.

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

Municipal water system.

C. Works used to apply water to beneficial use:

Municipal use.

The system is in the following condition good. The point of diversion is located 2112 feet north and 725 feet east of the SW corner of Section 12, T111N, R60 W. The works are capable of diverting and conveying to the place of use 0.066 cu. 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:

municipal water system

The license should be issued for 0.066 cfs.

Applicable permit qualifications have been complied with: yes

Exceptions to compliance are: none

Lynn Beck
Lynn Beck

4-5-96
Date

Natural Resources Engineer
DENR, Water Rights Program



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 15, 1996

5095-3

Marvie Tschetter, Finance Officer
Town of Yale
P.O. Box 146
Yale, SD 57386-0146

Dear Ms. Tschetter:

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. 5095-3, 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.

Please remit fee to:
Department of Environment & Natural Resources
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Program
(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 2 1996

5095-3

Marvie Tschetter, Finance Officer
Town of Yale
P.O. Box 146
Yale, SD 57386-0146

Dear Ms. Tschetter:

Enclosed is Water License No. 5095-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 414962 in the amount of \$50.00 which you paid for the investigation 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. 5095-3, 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 Program
(605) 773-3352

ks
enclosures

RECEIPT

414962

Division of Water Rights

South Dakota Department of Environment and Natural Resources

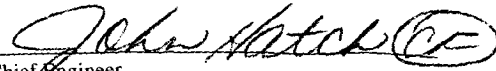
Pierre, _____ May 14, 19 96

RECEIVED OF Town of Yale, 94 South Main Street, Yale, SD 57386-0146

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct 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. <u>5095-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 90

By John Hatch 
Chief Engineer

STATE OF SOUTH DAKOTA

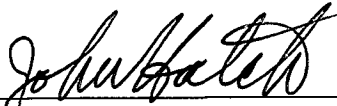
WATER LICENSE NO. 5095-3

(1) The Town of Yale, PO Box 146, Yale SD 57386-0146 made Application No. 5095-3, April 30, 1986 for a water permit to divert 0.066 cubic feet of water per second from groundwater (one well), Beadle County, South Dakota for municipal use purposes. Permit No. 5095-3, with a priority date of April 30, 1986 was approved September 3, 1986 and issued to the applicant for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

(2) It is certified that the applicant 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 0.066 cubic feet of water per second for beneficial use. The location of the diversion point is 2,112 feet north and 725 feet east of the southwest corner of Section 12-T111N-R60W (NW 1/4 SW 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use.

(4) Pursuant to South Dakota Water Law 46-5-30.1 the Town of Yale, PO Box 146, Yale SD 57386-0146 the holder and/or owner of Water Permit No. 5095-3 is issued a license to appropriate water, the right to use 0.066 cubic feet of water per second from groundwater (one well) with a priority date of April 30, 1986 from the location specified in (2) of this license, for the purpose of municipal use. This license is subject to any limitations or qualifications listed in Water Permit No. 5095-3 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

JUL 2 1996

date



T. 112 N.

27'30"
4923

T. 111 N. 11 MI. TO S. DAK. 37

4922

4921

6372 (NE
(HURON NE)

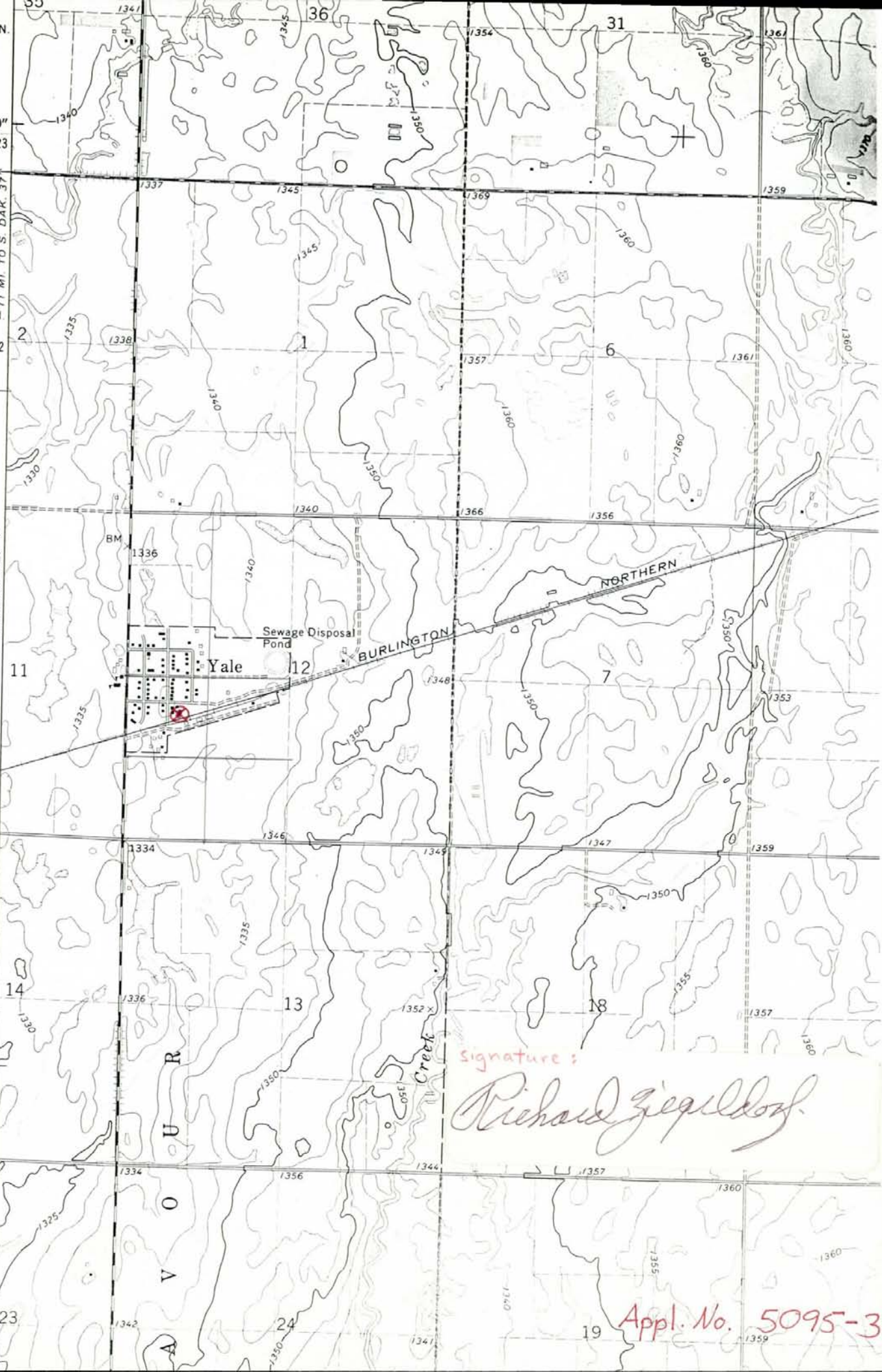
4920

4919

25'

4918

4917



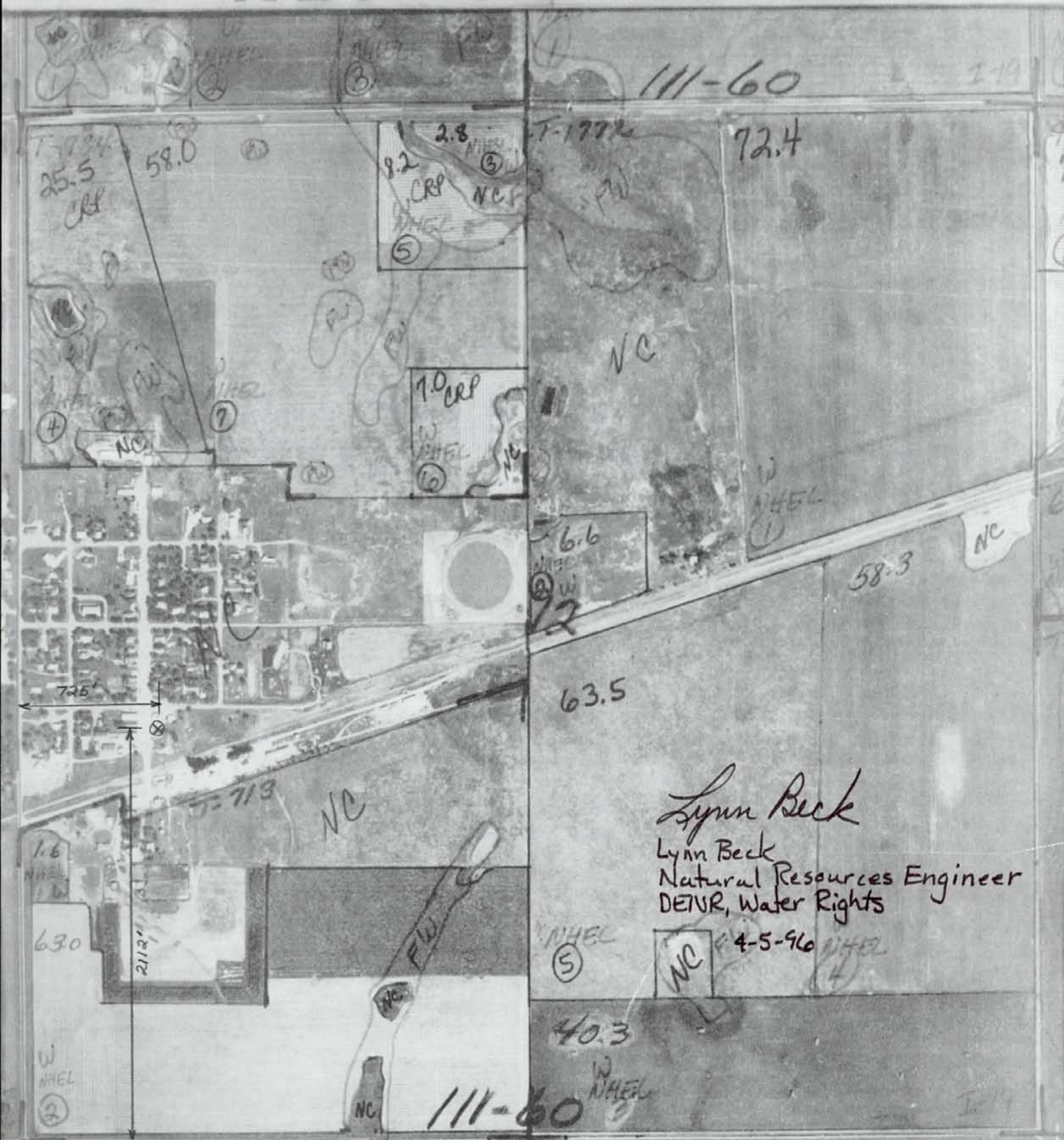
signature:

Richard Ziegler

Appl. No. 5095-3

New well to east drilled in 78
New sub. pump & motor - Huron Drilling
within a yr. ago

NOT TO SCALE



Lynn Beck
Lynn Beck
Natural Resources Engineer
DEIVR, Water Rights