

MAP No. same 428-3374

Name of Applicant: Minnehaha Community Water Corporation

Post Office Address RR 2, PO Box 26A, Dell Rapids SD 57022

Amount of Water Claimed 2 cfs Total Acres NA

Source of Water Supply ground water 3 wells

Water to be used for RWS County Minnehaha

About 2 1/2 miles S of Dell Rapids.

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY Date Received August 31, 1987 Fee \$475⁰⁰ Remarks .

Corrected Application Received _____ 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 3 wells: E $\frac{1}{2}$ NE $\frac{1}{4}$ section 29-

T104N-R49W

Land to be Irrigated NA

[illegible]

Well Log: Driller _____ Licensed YES _____ NO _____

Depth of Wells ≈ 59 feet REMARKS test hole logs by A. Bliet

Type of Map Topo PREPARED BY MCWC Reviewed and the Number 22

assigned on October 6, 1987 By Ron Duwall

No. 5152-3 Hydrologic Unit 10170203
 Map No. same Basin Big Sioux River
 Newspaper Dell Rapids Tribune, Box 99 (Wed)

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. 4838-3

1. Name of Applicant Minnehaha Community Water Corporation Phone No. (605)428-
RR #2
 Post Office Address Box 26A Dell Rapids State South Dakota Zip Code 57022
(Street, RR or Box) (City)

2. Amount of water claimed (c.f.s.) 2 CFS3. Source of water supply Wells 34. Location of point of diversion East One-Half of Northeast One-Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) ofSection 29, Township 104 North, Range 49 West, of the Fifth PrincipalMeridian (See Attached Plate No. 1) County Minnehaha5. Counties where water will be used Minnehaha6. Annual period during which water is to be used Continuously January 1 - December 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)

Proposed Project will consist of three groundwater wells, submersible pumps
 and appurtenances, including connecting piping, electrical work and controls.

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

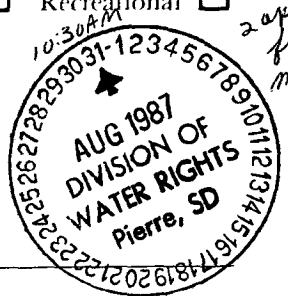
I, John H. Buss, Gen. Mgr., Minnehaha Community Water Corporation the applicant, certify that I have read
 this application, have examined the attached map and that the matters stated are true and that I intend, and am able to
 complete the necessary construction.

Signed John H. Buss
 John H. Buss, Gen. Mgr.

Subscribed and sworn to before me this 27th day of August 1987

PATTY L. HALL
 Notary Public
 My Commission Expires
 July 2, 1992

Patty L. Hall
 Notary Public



WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 5152-3

Minnehaha Community Water Corp. RR 2, Box 26A
(Applicant) (Street, RR or Box)

Dell Rapids SD 57022 With the following qualifications.
(City) (State) (Zip Code)

1. 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.
2. The wells constructed pursuant to this permit shall be constructed by a licensed well driller and comply with Water Management Board Well Construction Rules, Chapter 74:02:04.

Date of first receipt of application August 31, 1987.

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

Date of receipt of corrected application _____, 19____. Approved December 2, 1987.

The Water Management Board approved this Water Permit No. 5152-3 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 see Future Use Permit No. 4838-3 October 19, 1981.
2. The equivalent of at least one-fifth of the specified work is to be completed on or before June 2, 1990.
3. The whole of said work is to be completed on or before December 2, 1992.
4. The limit of time for proof of beneficial use of water appropriated in accordance herewith is December 2, 1996.
5. The water appropriated shall be used for the purpose of supplying the rural water system with water reserved by Future Use Permit No. 4838-3
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 granted shall not exceed 2.00 cubic feet per second; neither shall it exceed the amount of water needed for the beneficial uses served and to which water is actually and beneficially applied for rural water system use on or before December 2, 1996. The water is to be used during the following described annual period: Jan 1 - Dec 31

WATER MANAGEMENT BOARD

By: John Hatcher
Chief Engineer

Division of Water Rights
Dept. of Water and Natural Resources

FEB 9 1988

_____, 19____

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction Well Nos. 7, 8 and 9

- a) Drill Hole Diameter 24 inches Depth 59 feet
- b) Casing Type Steel Diameter 12 Inches Thickness 0.375"
- c) Screen Type Stainless Steel Diameter 12 Inches ~~XXXXXX~~ Length 12 feet
- d) Gravel Pack Thickness 6 Inches Length of Gravel Pack 48 feet
- e) Depth to Top of Water Bearing Material 18 feet
- f) Depth to Water (ground surface to water level) 8-10 feet
- g) Distance to nearest existing domestic well:
 On applicants property 300 feet On property owned by others One-Half Mile

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) Primary Outlet Capacity ---
 If Pipe, diameter ---

f) Secondary Spillway Capacity ---
 Spillway width ---

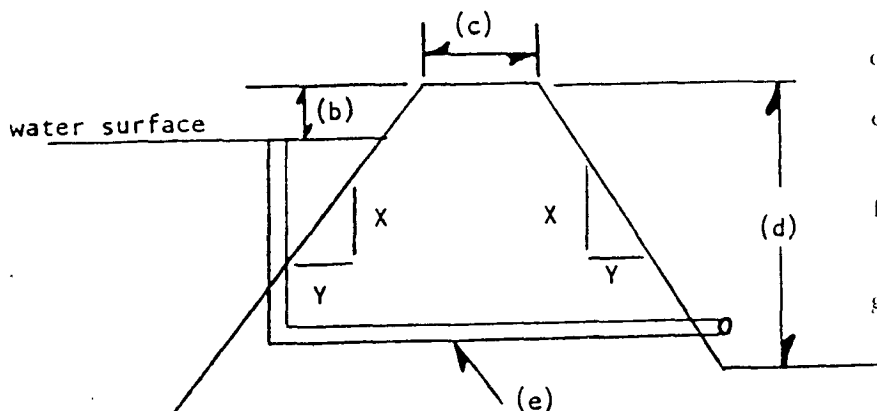
g) X & Y Slope
 Upstream ---

Downstream ---

Surface Area of Impoundment ---

Storage --- acre feet

Drainage area above dam ---



John H. Buss
 Signature of Applicant John H. Buss, Gen. Mgr.

MINNEHAHA WATERS, INC.

FIELD REPORT OF TEST HOLE

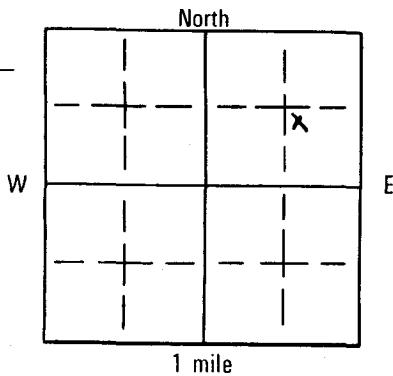
Name of Job Minnehaha Community Water Test Hole No. 9
Address Big Sioux River Depth 59'
Sec. 29-104-49 Date Feb. 12, 1974

[illegible]

Size of Pit: Length _____ ft. Width _____ ft. Depth _____ ft.
Static Water Level _____ ft. below ground level. Diameter of well _____ in.
Was well pumped _____ Yield _____ g.p.m. Water sample _____
Depth of screen setting _____ ft. Size of gravel used _____
Date _____ Driller A. Blick

SOUTH DAKOTA WATER WELL COMPLETION REPORT

10-85

Location E 1/4 NE 1/4 Sec 29 Twp 104N Rg 49WCounty
MinnehahaPlease mark well
location with
an "X"Well Completion Date Sept 87

PROPOSED USE:

☐ Domestic ☒ Municipal ☐ Test Holes
☐ Irrigation ☐ Industrial ☐ Stock

Method of Drilling:

forward rotary

CASING DATA:

☒ Steel ☐ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>49.56 LB/FT</u>	<u>12 IN</u>	<u>0 FT</u>	<u>44 FT</u>	<u>20 IN</u>
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUT:

Was the well grouted? ☒ YES ☐ NOTo what depth? 0 to 11 FEETWhat is grouting material? cement.If cement, number of sacks? 19Describe grouting procedure gravity feed with tremie pipeWhat was grout weight? 15 LB/GALSCREEN ☐ Perforated pipe ☒ ManufacturedDiameter 12" PS IN Length 15' FEETMaterial Stainless SteelSlot Size 100 Set From 44 Feet To 59 Feet

Slot Size _____ Set From _____ Feet To _____ Feet

Slot Size _____ Set From _____ Feet To _____ Feet

Other information _____

Was a packer or seal used? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

Was well disinfected upon completion? ☒ YES ☐ NOExplain 50 PPM throat wellBacteriological analysis ☒ YES ☐ NOLaboratory sent to owner took samples

Well Owner:

Name Minnehaha Rural Water Corp.Address RR 2 Shell Rapids

Well Log:

Depth

Formation

From

To

top soil02silt.214sand F1421sand M.2161quartzite61STATIC WATER LEVEL 14'-8 Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other

If other; specify _____

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped☐ Bailed☐ OtherDescribe: test pumped with line shaft turbine, gas driven

Pumping Level Below Land Surface

31 ft. After 12 Hrs. pumped 300 GPM

_____ ft. After _____ Hrs. pumped _____ GPM

_____ ft. After _____ Hrs. pumped _____ GPM

REMARKS: Well # 7This well was drilled under license # 129

And this report is true and accurate.

Drilling firm Boinx Well Drilling

Signature of License Representative:

Wayne H. Wagner

Signature of Well Owner:

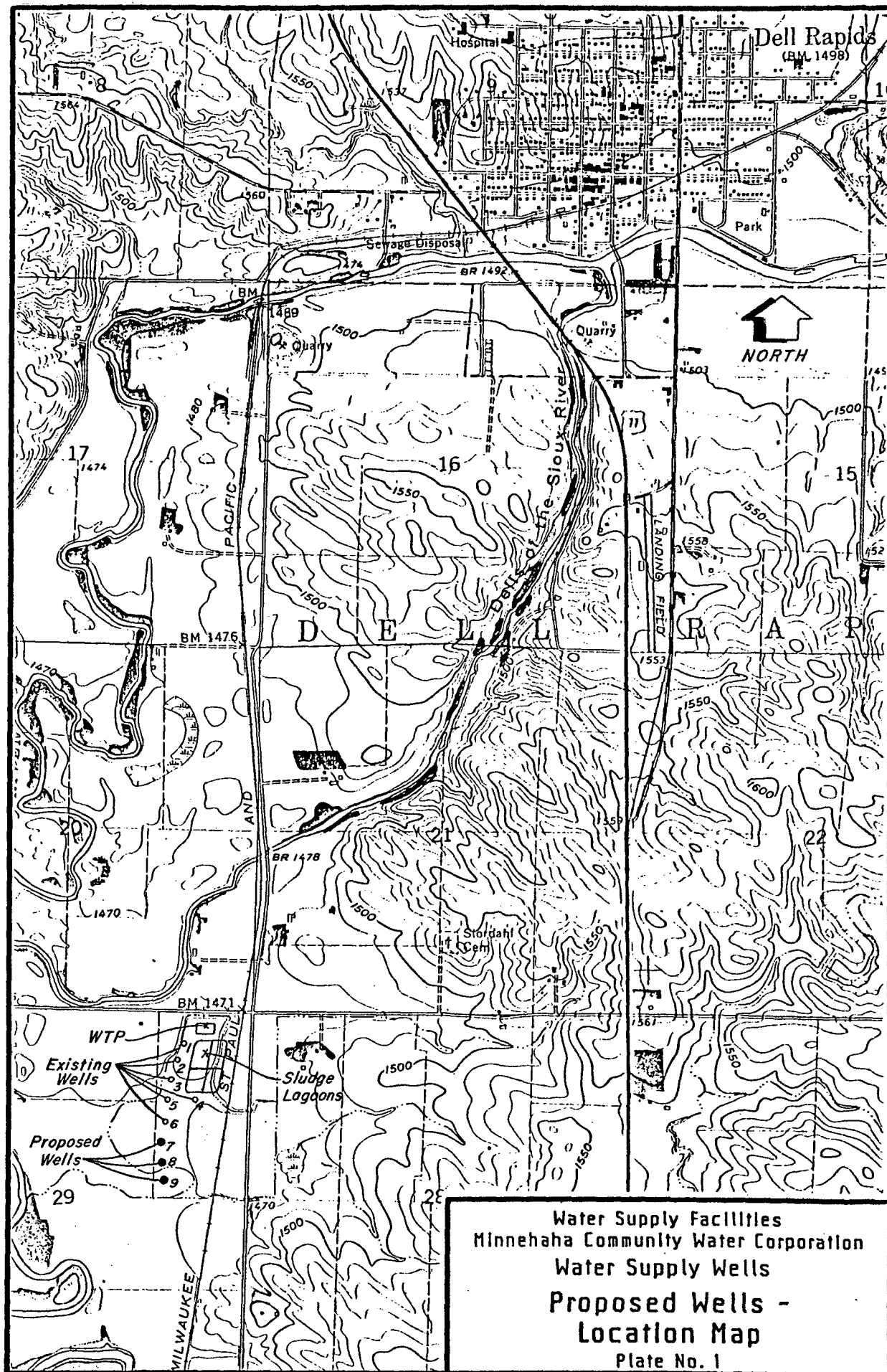
Date Jan 88

10-85

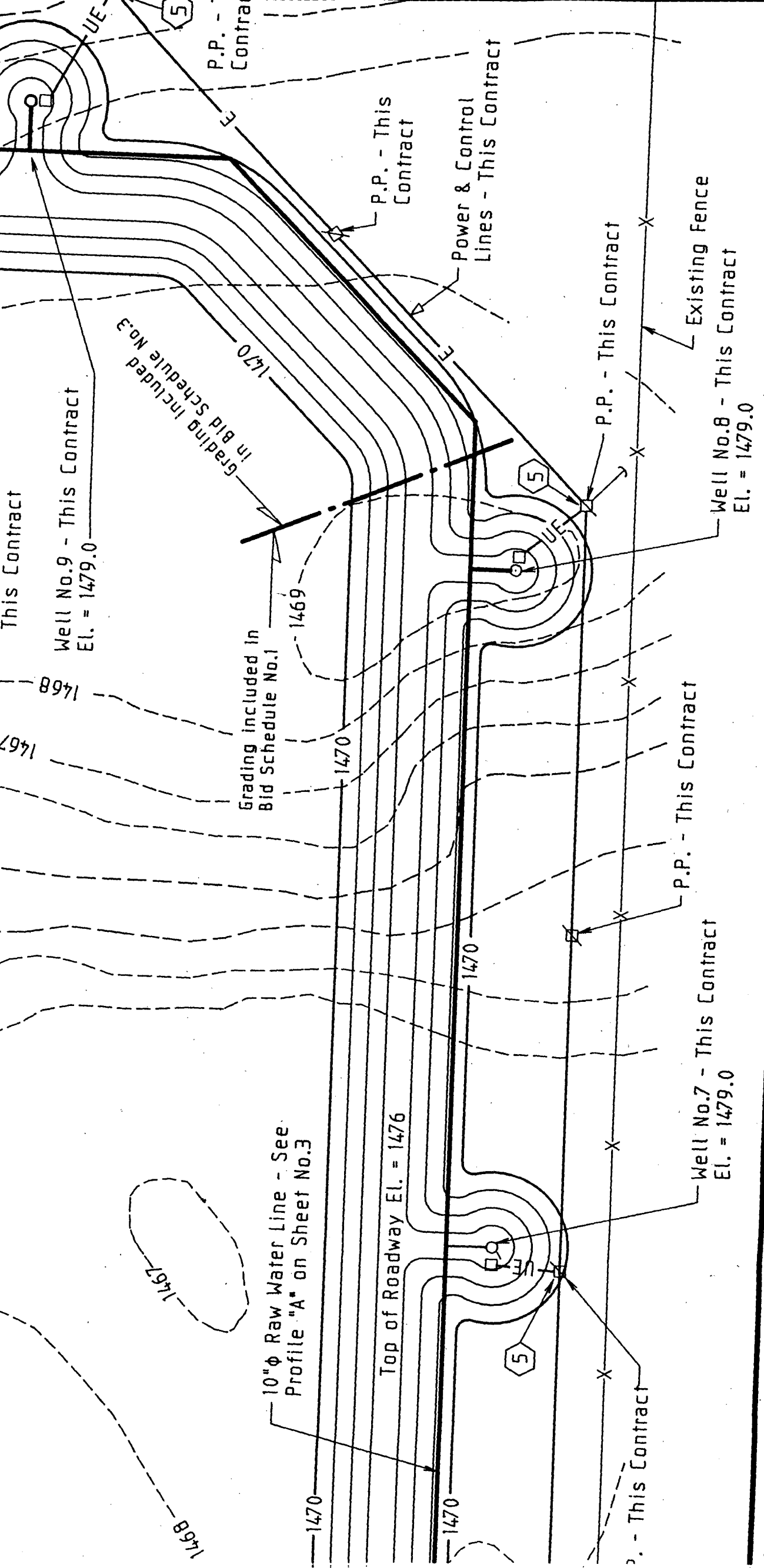
Date Feb 88

10-85

Date Jan 88



App'd 1/6 5152-3



Community Water Corporation System Improvements - Dell Rapids, South Dakota		Scale, 1" = 50'	Project No. 7261-0
WATER WELL EXPANSION		Date, June 1987	Sheet No. 2 of 2
WELL EXPANSION AREA & 10" ϕ RAW WATER LINE - LAYOUT PLAN			

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410973

Pierre, August 21, 19 87

RECEIVED OF Minnehaha Community Water Corp., RR 2, Box 26A, Dell Rapids, SD 57022
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>5152-3</u> to Appropriate Water, to construct works and to put water to beneficial use _____	475	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	475 00

By

John Hatch

Chief Engineer

JOHN HATCH



REPORT ON APPLICATION NO. 5152-3
Minnehaha Community Water Corporation
October 15, 1987

This application proposes to construct works and place into beneficial use 2.00 cfs reserved by Future Use Permit No. 4838-3. This application proposes to allow construction of 3 wells approximately 59 feet deep to be located in the SE 1/4 NE 1/4 of Section 29, T104N, R49W. The water is to be used for Rural Water System purposes by Minnehaha Community Water Corporation (MCWC).

Aquifer - Big Sioux - Sioux Falls (BS-SF)

The Big Sioux - Sioux Falls Management Unit (BS-SF) consists of alluvium mantled glacial (sand and gravel) deposits predominantly under water table conditions. The aquifer underlies 22,900 acres and contains an estimated 103,050 acre feet of recoverable water (Hedges, 1982). The estimated recharge is 6.9 inches per year (Koch, 1982) for the BS-SF or approximately 13,200 acre-feet per year. Annual water use from the aquifer is exceeding the estimated recharge from direct precipitation. However the difference is made up by capturing flows from the Big Sioux River which is hydraulically connected with the aquifer. The median of yearly mean discharges is 460 cfs (333,000 acre-feet per year) for the Big Sioux river at Sioux Falls (USGS, 1986). Water is available from the hydrologic system.

The Division of Water Rights monitors one observation well MA-80 DA which is within 1/2 mile of these new diversion points (Water Rights Division, 1987). Water level records for this well fluctuate due to precipitation extremes. The water levels have varied from 2.9 feet to 13.9 feet below land surface each representing either extremely wet conditions in 1983 and 1984 or dry conditions in 1981. Depending upon the availability of recharge the water will remain high all year as in 1983, 1984, 1985 and 1986. Even with the high levels, the seasonal water levels from Spring to Fall will decline 3-5 feet in any given year. The effects of pumping (actual drawdowns) are not readily apparent from examination of the hydrographs (plot of water levels vs time). An aquifer test completed on one of the production wells for MCWC indicated a specific capacity of 14 gpm/ft of drawdown and observed about 2 feet of total drawdown 50 feet away from the production well. The effects of pumping simply do not extend very far areally and the water levels in the aquifer depend more upon recharge or lack thereof.

Review of Existing Water Permits

Other than the MCWC Permits Nos 2311-3 and 4838-3, there is only one other permit No. 2678-3 for 1 well and 1.65 cfs located about 1/2 mile north of the MCWC. No other ground water permits are

located in this area. The MCWC permits authorize 6 wells and a total diversion of 5 cfs. The permits have not been licensed. There has not been any reported water use for permit No. 2678-3 since 1984. Approval of this application No. 5152-3 would leave 4.0 cfs remaining under Future Use Permit No. 4838-3.

Conclusions

1. Water is available from the Big Sioux - Sioux Falls Aquifer.
2. Even though the estimated average annual recharge from direct precipitation is being exceeded for this management unit, other recharge water is made available from the Big Sioux River which maintains ground water levels as long as there is flow in the river.
3. Adequate flows do exist in the Big Sioux River under normal conditions.
4. Interference is not a problem. Data from a performance test on one of the production wells indicate drawdowns were minimal (2') at a distance of 50 feet from the production well.
5. Approval of this application will leave 4.0 cfs from permit No. 4838-3 in reserved status.
6. These wells must be completed in accordance with SD Well Construction Standards 74:02:04. It is anticipated that a variance will be necessary to properly complete these production wells because of the site geology.


James A. Goodman
Hydrologist

BIBLIOGRAPHY

- 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, DWRN, SDGS, Vermillion, SD 57069.
- Koch, N.C., 1982, A Digital-Computer Model of the Big Sioux Aquifer in Minnehaha County, South Dakota Water Resources Inv. 82-4064, USGS, Huron, SD. 57350.
- USGS, 1986, Water Resources Data South Dakota Water Year 1986, USGS Water Data Report SD-86-1, USGS, Huron, SD 57350.
- Water Rights Division, 1987, Observation Well Files, MA-80DA, DWRN, Division of Water Rights, Joe Foss Bldg., Pierre, SD, 57501.

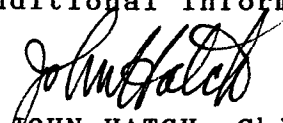
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5152-3, Minnehaha Community Water Corporation

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. 5152-3, Minnehaha Community Water Corporation, RR 2, PO Box 26A, Dell Rapids SD.

The Chief Engineer is recommending APPROVAL of Application No. 5152-3 because 1) the proposed diversion can be developed without unlawful impairment of existing rights, 2) the proposed use is a beneficial use and 3) in the public interest with the following qualifications:

1. 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.
2. The wells constructed pursuant to this permit shall be constructed by a licensed well driller and comply with Water Management Board Well Construction Rules, Chapter 74:02:04.

See the attached report for additional information.



JOHN HATCH, Chief Engineer
October 21, 1987

No. 5152-3

Instruction to Newspaper - Publish first publication of the following Notice on or before November 4, 1987 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5152-3 ^{Develop Reserved} ~~to Appropriate Water~~
~~and/or to Amend Water Permit or Water Right No. _____~~

Notice is hereby given that the Minnehaha Community Water Corporation whose mailing address is RR 2, PO Box 26A, Dell Rapids, South Dakota has made an application for a permit

to construct works and place to beneficial use 2.00 cubic feet of water per second reserved by Future Use Permit No. 4838-3. This application proposes to allow construction of 3 wells (Big Sioux Aquifer-Sioux Falls) approximately 59 feet deep to be located in the SE 1/4, Section 29-T104N-R49W. Water is to be used for rural water system purposes by the Minnehaha Community Water Corporation.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends

APPROVAL of Application No. 5152-3 because 1) ~~unappropriated water is available,~~
 2) will be no unlawful impairment of existing rights, 3) ~~is~~ is beneficial use of water and
 3) ~~is~~ is in the public interest.

This application will be considered by the Water Management Board at Howard Johnson,
Roosevelt & Jefferson Rooms, 2211 LaCrosse, Rapid City, SD, Dec. 2 1987 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 November 20, 1987. The petition may be informal, but it must include a statement describing the petitioners 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 November 20, 1987.

No. 1

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Minnehaha) ss.

I, Marie Kruger hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Dell Rapids Tribune

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 Dell Rapids

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

November 4, 1987

November 11, 1987

Marie Kruger
(Signature)

Publisher's Assistant
(Title)

11-11-87
(Date Signed)

Printing: \$40.14

Notice/

NOTICE OF HEARING
on Application
No. 5152-3
to Develop
Reserved Water

Notice is hereby given that the
Minnehaha Community Water
Corporation whose mailing
address is RR 2, PO Box 26A,
Dell Rapids, South Dakota has
made an application for a permit
to construct works and place to
beneficial use 2.00 cubic feet of
water per second reserved by
Future Use Permit No. 4838-3.
This application proposes to
allow construction of 3 wells (Big
Sioux Aquifer-Sioux Falls)
approximately 59 feet deep to
be located in the SE1/4 NE1/4
Section 29-T104N-R49W. Water
is to be used for rural water
system purposes by the
Minnehaha Community Water
Corporation.

Pursuant to SDCL 46-2A-2
the Chief Engineer of the Water
Rights Division recommends
APPROVAL of Application No.
5152-3 because 1) will be no
unlawful impairment of existing
rights, 2) is beneficial use of
water and 3) is in the public
interest.

This application will be
considered by the Water
Management Board at Howard
Johnson, Roosevelt & Jefferson
Rooms, 2211 LaCrosse, Rapid
City, SD, Dec. 2, 1987 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
November 20, 1987. 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; 46-5-38 thru 46-5-40;
and Board Rules ARSD
74:02:01:01 thru 74:02:01:15;
74:02:01:24 thru 74:02:01:25.

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 20,
1987.



Conversation or File Documentation

NAME OF PERSON OR FILE: Minnehaha Community Water Corp.ADDRESS: RR 2, Box 26A, Dell Rapids SD COUNTY MinnehahaDATE: January 7, 1988 TELEPHONE 428-~~5410~~ 3374RE: Appropriation of water reserved by Future Use Permit No. 4838-3

COMMENTS:

F.U. Permit No. 4838-3 : 6.00 cfsappropriation by No. 5152-3 : - 2.00 cfsremaining reserve onF.U. Permit No. 4838-3 : 4.00 cfs

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

FEB 9 1988

Minnehaha Community Water Corporation
RR 2, Box 26 A
Dell Rapids, South Dakota 57022

Dear Sir:

Enclosed herewith is your Water Permit No. 5152-3 as approved by the Water Management Board authorizing you to construct your water diversion system and the water to beneficial use, not exceeding the limits as specified in said Water Permit No. 5152-3.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that your Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH: ms

enclosure

PLEASE NOTE: Certain changes can be made in your permit within the five year construction period, usually without affecting the priority date provided an application to amend your permit is made within the five year period-i.e. changes in location or number of diversion points (wells) or location of land to be irrigated. Well locations for wells into the same aquifer can be moved up to 660 feet without application.

Applications to amend a permit after the five year construction period will be assigned a new priority date. Applications to change water sources, to add lands or increase original diversion rates, if approved will usually receive the date of the new application as a priority date regardless of the five year construction period.

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

Date 1-17-89

TO: Water Rights Division, DWR
Joe Foss Building
Pierre SD 57501-3181

FROM: Minnehaha Community Water, Corp. RR 2, Box 26A Dell Rapids, SD 57022
name address city

I have completed the construction of the water diversion system and I have put the water to beneficial use to the maximum extent it is going to be used. I have not exceeded the amounts specified in Water Permit No. 5152-3.

Water Permit No. 5152-3 states that the diversion system is to be constructed by December 2, 1992, and that the water it put to beneficial use by December 2, 1996.

The diversion system was completed on December 28, 1987.
Applying the water to beneficial use was completed on December 28, 1987.

You may schedule an inspection so that the Water License may be issued.

John Russ
signature





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

GREAT FACES. GREAT PLACES.

August 20, 1991

Jim Zeck
Minnehaha Community Water Corporation
P.O. Box 26A
Dell Rapids, SD 57022

Dear Mr. Zeck:

Enclosed are an application and instruction sheet for a Permit to Appropriate Water within the State of South Dakota. You requested these forms when I was inspecting the water system for licensing of Permit No. 5152-3 on August 13, 1991.

I would also like to remind you, I still need pump and additional pipeline information for Well Nos. 7, 8, and 9, before I can complete my inspection report for Permit No. 5152-3.

Thank you for your time and attention regarding this matter.

If you have any questions or comments, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, reading "Gregory C. Johnston".

Gregory C. Johnston
Natural Resources Engineer
Water Rights Division
(605) 773-3352

encl



**NOTICE OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE**

Date 05/26/92

TO: Water Rights Division, DWNR
Joe Foss Building
Pierre SD 57501-3181

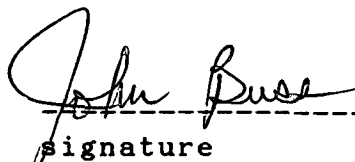
FROM: Minnehaha Community Water Corp. RR 2 Box 26-A Dell Rapids SD
name address city

I have completed the construction of the water diversion system and I have put the water to beneficial use to the maximum extent it is going to be used. I have not exceeded the amounts specified in Water Permit No. 5152-3.

Water Permit No. 5152-3 states that the diversion system is to be constructed by 12/02/92, and that the water it put to beneficial use by 12/02/96.

The diversion system was completed on 03/10/88.
Applying the water to beneficial use was completed on 03/10/88.

You may schedule an inspection so that the Water License may be issued.


signature

John Buss, Manager
Minnehaha Community Water Corp.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

SEP 4 1998

5468-3

John Buss
Minnehaha Community Water Corp.
47381 248th St.
Dell Rapids, SD 57022

Dear Mr. Buss:

Enclosed is Water License No. 5468-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 431864 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. 5468-3, 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

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enclosures

NOTE: The applicable portions of Water Permit Nos. 4838-3 and 5152-3 have been incorporated into this Water License No. 5468-3.