

Considered: _____

WATER PERMIT NO. 5498-3

Phone: _____

Name of Applicant: Faith Mennonite Church

Post Office Address: RR 1, Iroquois SD 57353

Amount of Water Claimed: 0.04⁵ cfs (20 gpm) Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: institutional County: Beadle

About 6 N, 1/2 W miles _____ of Iroquois

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY Date Received: 12-12-90 Fee: \$50.00 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: SW 1/4 SE 1/4 36-112-59

Land to be Irrigated: _____

			36		
			X		

Well Log: Driller: Irrigation Supply Co. Licensed YES X NO _____

Depth of Well: 75'
70' REMARKS _____

Type of Map: aerial PREPARED BY: Randy Richards Reviewed and the Number

Assigned on 12-26-90 By Karen Schlaak

No. 5498-3 Hydrologic Unit 10160006
 Map No. _____ Basin James River
 Newspaper Daily Plainsman, Box 1278, Huron (Daily)

523 E. Capitol
 Pierre, SD 57501
 (605) 773-3352

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 retained

Change 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. _____

- Name of Applicant Faith Mennonite Church Phone No. 57353
 Post Office Address RR. 1 Ingoquois State S. Dak. 5753
(Street, RR or Box) (City) Zip Code
- Amount of water claimed (c.f.s.) 20 gpm 0.05 cfs
- Source of water supply Well
- Location of point of diversion Foster Twp. Section 36 NW of NE
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 36, T112N, R59W
Beadle County Beadle
- Counties where water will be used Beadle
- Annual period during which water is to be used Jan 1 - Dec 31
- 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)

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, Silvan Jost 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 Silvan Jost

Subscribed and sworn to before me this 26 day of Nov. 1990

Joan Schwartz
 Notary Public

**SOUTH DAKOTA
WATER PERMIT No. 5488-3**

Date of first receipt of application December 12, 1990.

Date of return to applicant for corrections, amendments or changes
December 18, 1990.

Date of receipt of corrected application December 26, 1990.

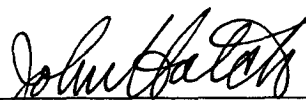
The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5488-3 to the Faith Mennonite Church, RR 1, Iroquois SD authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 5488-3 appropriates 20 gallons per minute (0.05 cubic feet of water per second) from one well (Floyd-East James Aquifer) 75 feet deep located in the SW 1/4 SE 1/4 Section 36-T112N-R59W.
2. The water appropriated shall be used for the purpose of supplying water to the church and may not exceed the amount of water needed for beneficial use for institutional purposes.
3. The water is to be used during the following described annual period: January 1 - December 31.
4. The date of approval of Permit No. 5488-3 is May 1, 1991.
5. The date from which applicant may claim right is December 12, 1990.
6. One-fifth of the construction is to be completed on or before November 1, 1993.
7. All construction is to be completed on or before May 1, 1996.
8. Water is to be put to beneficial use on or before May 1, 2000.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

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.

WATER MANAGEMENT BOARD

By: 
Chief Engineer, Water Rights Division
Department of Environment and Natural Resources

SEP 4 1991

(date)

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter 12" Depth 40-60'
- b) Casing Type PVC Diameter 5" Thickness 1/4
- c) Screen Type PVC Diameter 5" Thickness 1/4
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth to Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well: 1 mile
- On applicants property _____ On property owned by others _____

All Info not available
Driller deceased

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 _____

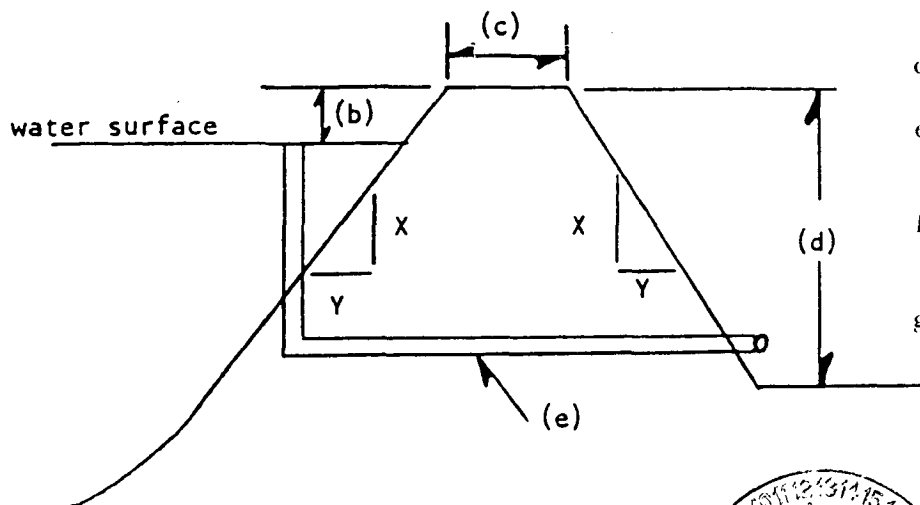
g) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Signature of Applicant

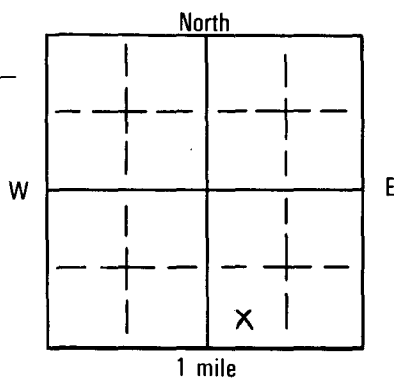


SOUTH DAKOTA WATER WELL COMPLETION REPORT

10-85

Location S 1/4 E 1/4 Sec 36 Twp 112 Rg 59

County

BeadlePlease mark well
location with
an "X"Well Completion Date 6/19/86

PROPOSED USE:

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

Method of Drilling: F Rotary

CASING DATA:

- ☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
_____ LB/FT	<u>5</u> IN	<u>0</u> FT	<u>70</u> FT	<u>8.9</u> IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUT:

Was the well grouted? ☒ YES ☐ NO

To what depth? _____ FEET

What is grouting material? _____

If cement, number of sacks? 1Describe grouting procedure Bentonite above
grout above Gravel to 15 ft
then Cement to filter adapterWhat was grout weight? ✓ LB/GALSCREEN: ☐ Perforated pipe ☐ Manufactured Drilled & casedDiameter 5 IN Length 4 FEETMaterial PVC

Slot Size _____ Set From _____ Feet To _____ 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 ChloroxBacteriological analysis ☐ YES ☒ NO

Laboratory sent to _____

Well Owner:

Name Faith Mennonite ChurchAddress Ingoquois, S. Dak.Well Log: to Silvan Fast DepthFormation AR. 1 Box 59 From ToBancroft, S. Dak. 57316Top Soil 0 4Clay 4 52Gravel 52 75STATIC WATER LEVEL 15 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 Describe: _____☐ Other _____

Pumping Level Below Land Surface

15 ft. After 4 Hrs. pumped 15 GPM

_____ ft. After _____ Hrs. pumped _____ GPM

_____ ft. After _____ Hrs. pumped _____ GPM

REMARKS:

no finesno finesThis well was drilled under license # 386

And this report is true and accurate

Drilling firm _____

Signature of License Representative: RE K...Signature of Well Owner: Faith Mennonite Church by Silvan FastDate 6/20/86

5498-3

NOT TO SCALE

T-382

Margery Hansen

T-1265

149.8

Floyd Nightingale

178-264-PC



360

Phyllis Schroeder

T-2872

34.4

~~234~~ 94.6

Balk's

3

~~41.2~~

Official ASOS
Aerial map

Randy Richards
12-6-90

Well location

Balk's

Phyllis Schroeder

112-59

Phyllis Schroeder

T-2917

37.3

Balk's

1

1

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412471

Pierre, December 26, 1990

RECEIVED OF Silvan Fast, Rt 1, Box 59, Bancroft SD 57316

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

Fee for Application for Permit No. <u>5488-3</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 John Hatch
Chief Engineer

(KS)



Department of Water & Natural Resources

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

*water is used
by the church
need permit*

July 25, 1986

Faith Mennonite Church 546-2246
c/o Silvan Fast 546-2188
RR 1, Box 59
Bancroft, SD 57316

Dear Mr. Fast:

A well drillers report filed with this office by Irrigation Supply indicates you have recently completed a new well. The well driller is required by South Dakota Compiled Laws (SDCL 46-6-11) to file a well construction report within 30 days of completion. The purpose of this letter is to provide general information and to inform you, the well owner, of the responsibilities you have incurred.

1. If your new well was drilled as a replacement well and if you do not plan to use the old well, the old well is considered abandoned and must be plugged pursuant to SDCL 46-6-27. Other abandoned wells must also be plugged.
2. If the old well is not to be abandoned, or will be used, the well must still be sealed or capped at the surface pursuant to SDCL 46-6-27.

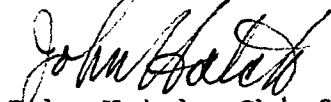
General Information. The following is being provided to all new well owners for information purposes and may not apply to you.

1. If a well will be allowed to flow or will be pumped more than 18 gallons per minute (gpm) or if a person intends to use more than 18 gpm or more than 26,000 gallons per day (average of 18 gpm) for domestic use, a water permit is required pursuant to SDCL 46-1-6(4) and (6), 46-1-15, 46-5-8 and Water Management Board Rules 74:02:01:01(1) and 74:02:01:03. A pump larger than 18 gpm may be used as long as the total daily domestic use does not exceed 26,000 gallons per day (gpd). Water for geothermal heating and/or cooling for a home is domestic use, and may be used without a water permit, if the use is no more than 18 gpm.
2. State laws require all flowing wells to be controlled to prevent waste. No matter what the flow of the well, the well must be controlled to produce only the amount of water needed. This is a continuing responsibility of the well owner pursuant to SDCL 46-6-10, 46-6-14 and 46-6-21.

3. Any common distribution system such as a city, town, subdivision or rural water system that pumps or diverts more than 18 gpm is required by SDCL 46-5-8.2 to have a water permit.
4. A water permit is required pursuant to SDCL 46-1-15 to use water for commercial business operation, industrial purposes, mining or irrigation of more than 1/2 acre.

Please feel free to contact us if you have questions, need information or water permit application forms.

Very truly yours,



John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

cc: Well Driller

S514.wr



Department of Water & Natural Resources

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

November 25, 1986

Faith Mennonite Church
% Silvan Fast
RR 1, Box 59
Bancroft SD 57316

Dear Mr. Fast:

This letter is in response to our telephone conversation on November 20, 1986 regarding the construction of a well in June of 1986 for use in the church.

Enclosed are water permit application forms and an instruction sheet. A map also needs to be submitted with the permit application. The enclosed map covers the area of the well location according to the well log description. Mark the well location with an "X" and have the map signed according to the enclosed instructions.

Please complete the application forms with the map and return with the application fee. Contact us if you have any questions.

Sincerely,

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

RON DUVALL
Natural Resources Engineer

RD:ks

enclosures



Department of Water & Natural Resources

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

November 14, 1990

Faith Mennonite Church
c/o Silvan Fast
RR 1, Box 59
Bancroft SD 57316

Dear Mr. Fast:

On November 25, 1986, we notified you that a permit to appropriate water is needed for your use of water from a private water supply. The forms needed to apply for a water permit were enclosed with your notification. To date, we have not received a response from you.

Obtaining a water permit ultimately benefits you by protecting your right to use water. Except for domestic use, any water user without a water right is not entitled to receive protection in the event of interference by a new or future user who has a water right. Currently, a water permit for the Faith Mennonite Church has not been found on file with the Division of Water Rights. If you believe you already have the required water permit or if you no longer use water from a private water supply, please inform us.

Pursuant to South Dakota Codified Laws 46-1-15, 46-5-9, 46-5-10 and 46-2-18, you must have a water permit to use water from a private water supply. Enclosed is another set of application forms with an instruction sheet. Please follow the instruction sheet carefully and contact me if you need assistance.

Please respond by filing an application form or contacting me by January 14, 1990.

Sincerely,

A handwritten signature in cursive script that reads "Eric Gronlund".

Eric Gronlund
Water Rights Division
Phone: (605) 773-3352

enclosure



DEPARTMENT OF WATER & NATURAL RESOURCES

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

December 18, 1990

Faith Mennonite Church
c/o Silvan Fast
RR 1
Iroquois SD 57353

Dear Mr. Fast:

In regard to your water permit application received on December 12, 1990, an application fee of \$50.00 must be submitted.

You will notice on the copy of your application, on Item No. 4, a change was made in the location of point of diversion. From the information on the well log and viewing the aerial photo submitted with your application, it appears that the location of the well would be in the SW 1/4 SE 1/4 Section 36, T112N, R59W. If you are not in agreement with this correction, please contact us.

Upon receipt of the application fee, further processing of your application will continue. If you have any questions, please contact this office.

Sincerely,

Karen Schlaak

Karen Schlaak
Natural Resources Analyst
605 773-3352

enclosure

REPORT ON APPLICATION NO. 5488-3
FAITH MENNONITE CHURCH
FEBRUARY 20, 1991

Application no. 5488-3 proposes to appropriate 0.05 cubic feet per second of water from one well 75 feet deep. The water is for institutional use by the church. The well is located in the SW1/4 of section 36 T112N R59W.

AQUIFER: Floyd-East James (F-EJ)

The Floyd-East James (F-EJ) is a pliestocene aged outwash (sand and gravel) aquifer. The aquifer is under water table and artesian conditions. The F-EJ underlies portions of Beadle, Hanson, Kingsbury, McCook, Miner, and Sanborn counties. The F-EJ underlies 146,600 acres in Beadle county and has an estimated 700,000 acre-feet of recoverable water (Hedges, 1982). Recharge rates for the F-EJ vary from 0.30 inches per year to 3.4 inches per year (Hedges 1983).

The Division of Water Rights monitors 23 observation wells in the F-EJ in Beadle county. A review of the hydrographs for the observation wells shows that water levels were relatively high during the 1960s, reached a record low in the late 1970s and early 1980s, then reached a record high in 1987. The water levels depending on location within the aquifer can vary from 5 to 25 feet from the lows in 1970s to highs in 1987. The hydrographs indicate that the F-EJ does recharge and that current withdrawals are not exceeding the recharge potential for the aquifer.

REVIEW OF EXISTING WATER PERMITS:

There are 54 permits from the F-EJ for irrigation with 50 of these permits located in Beadle county. There is 22,981 acre feet of water appropriated from the F-EJ with a reported water use of 4,158 acre feet in 1989.

With the relatively low amount of water requested for application no. 5488-3 and the distance from an existing permit (two miles) there should not be any interference with an existing permit.

CONCLUSIONS:

1. Water is available from the F-EJ aquifer.
2. Hydrographs for observation wells indicate that the aquifer does recharge.

3. There should be no interference with existing permits if this permit is granted.

Gale N. Selken

Gale N. Selken
Natural Resources Engineer IV

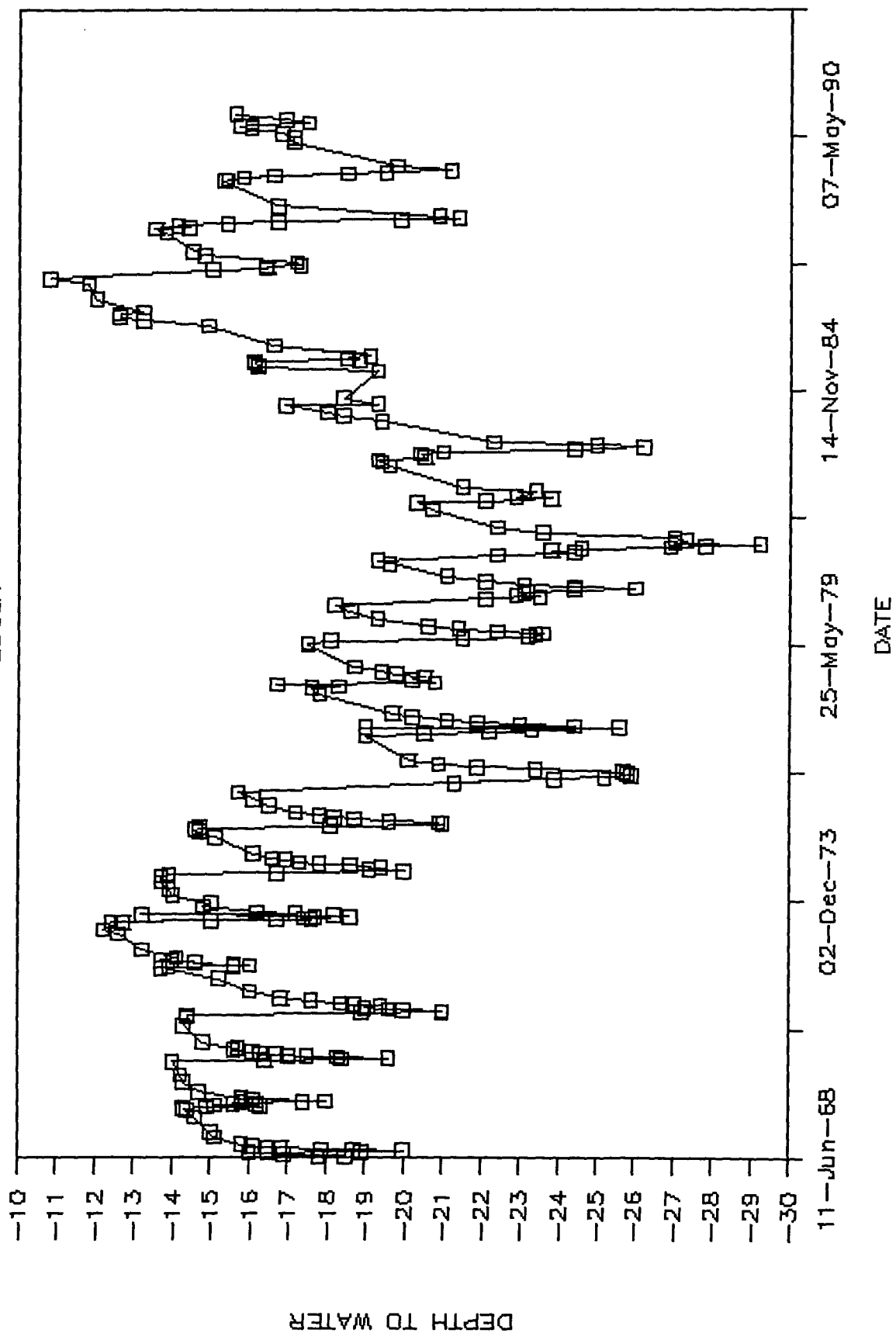
REFERENCES:

- Hedges, L.S., and others 1982, Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River, South Dakota and Iowa, Prepared for U.S. Army Corps of Engineers Planning Division by DWNR Geological Survey, Vermillion, SD.
- Hedges, L.S., J. Allen, and D.E. Holly, 1983, Evaluation of Ground-Water Resources Eastern South Dakota and Upper Big Sioux River South Dakota and Iowa. Task 7: Ground Water Recharge, Prepared for U.S. Army Corps of Engineers Planning Division by DWNR Geological Survey, Vermillion, SD.
- Howells, Lewis and Stephens, Jerry, 1968, Geology and Water Resources of Beadle County, South Dakota, Part II: Water Resources, United States Geological Survey Bulletin No. 18, prepared in cooperation with the South Dakota Geological Survey.
- Water Rights Division, 1991, "Complaint Files, Drillers Logs, Observation Well Logs, and Permit Files", DWNR, Joe Foss Building, Pierre, SD.

F:EI

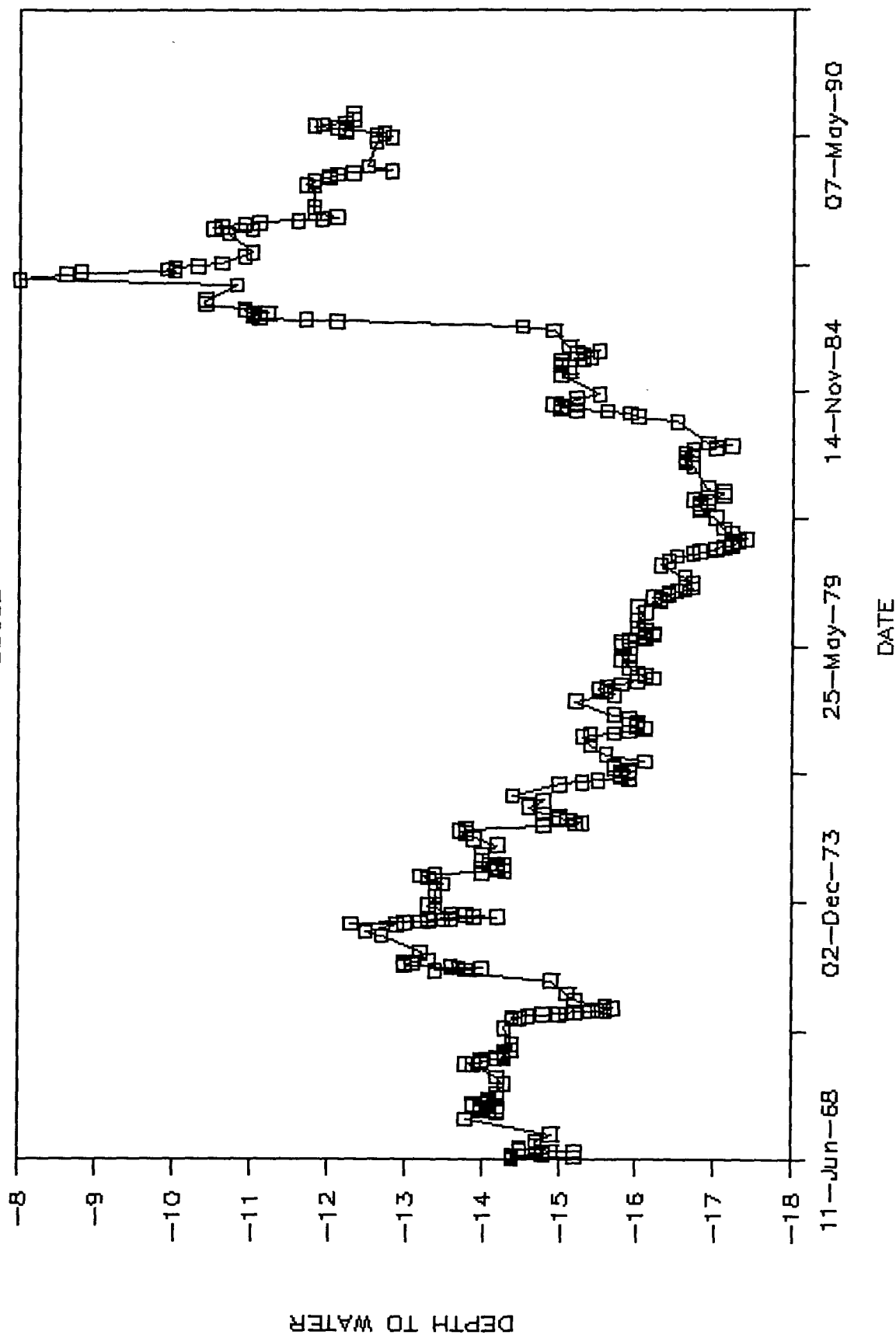
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BD68A



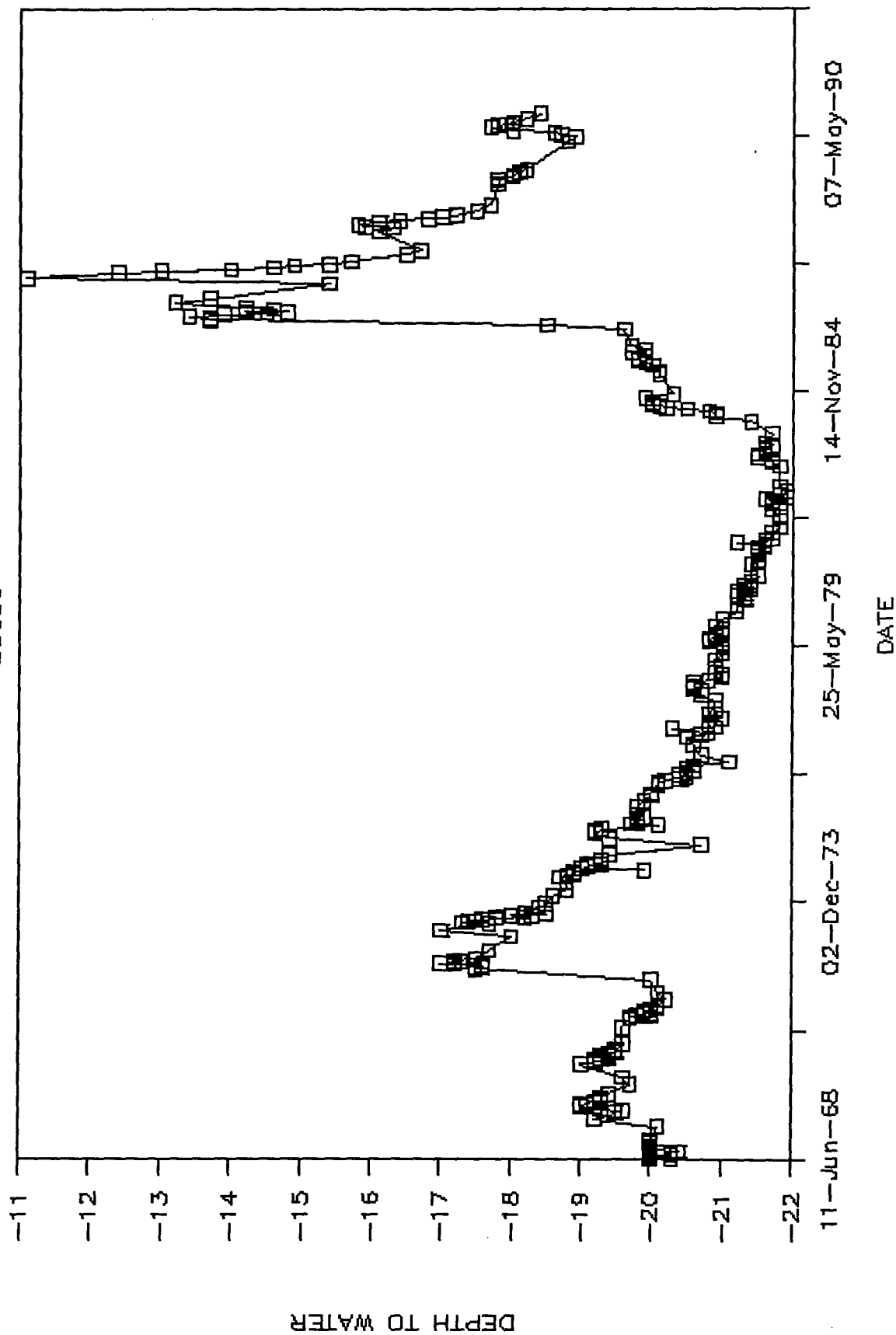
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OBSERVATION WELL BD68B



F:EI

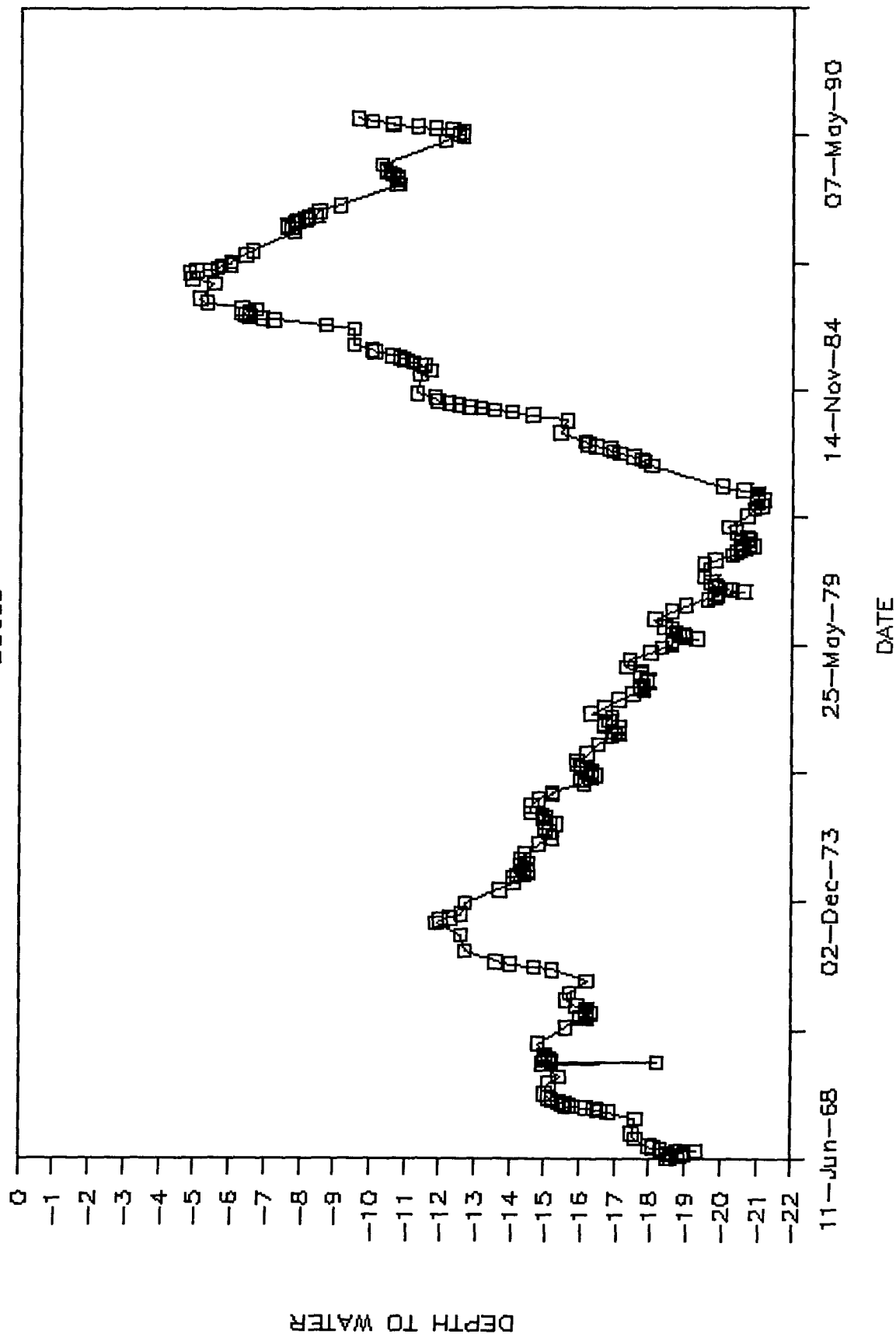
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F:EI

OBSERVATION WELL

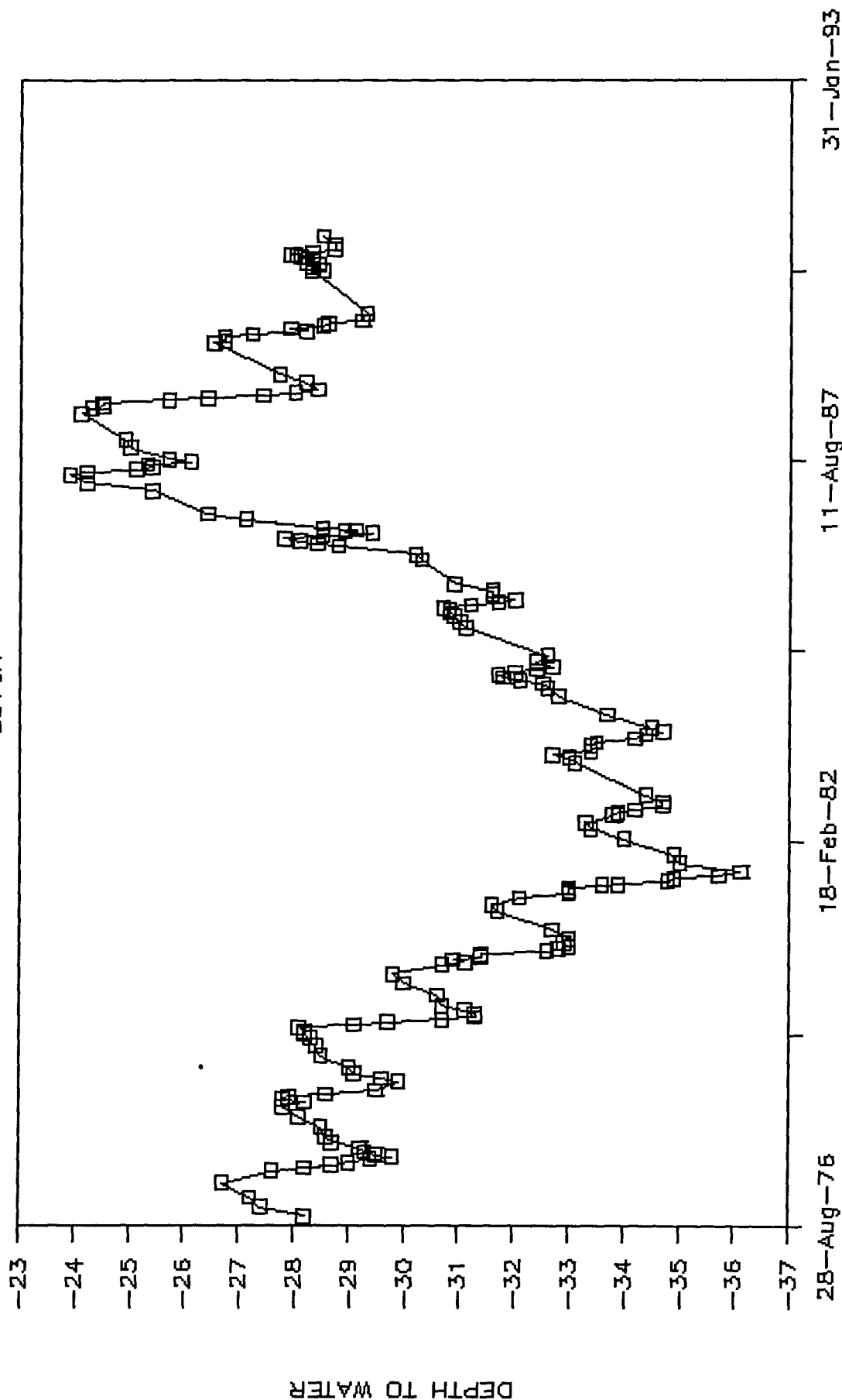
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F:ET

OBSERVATION WELL

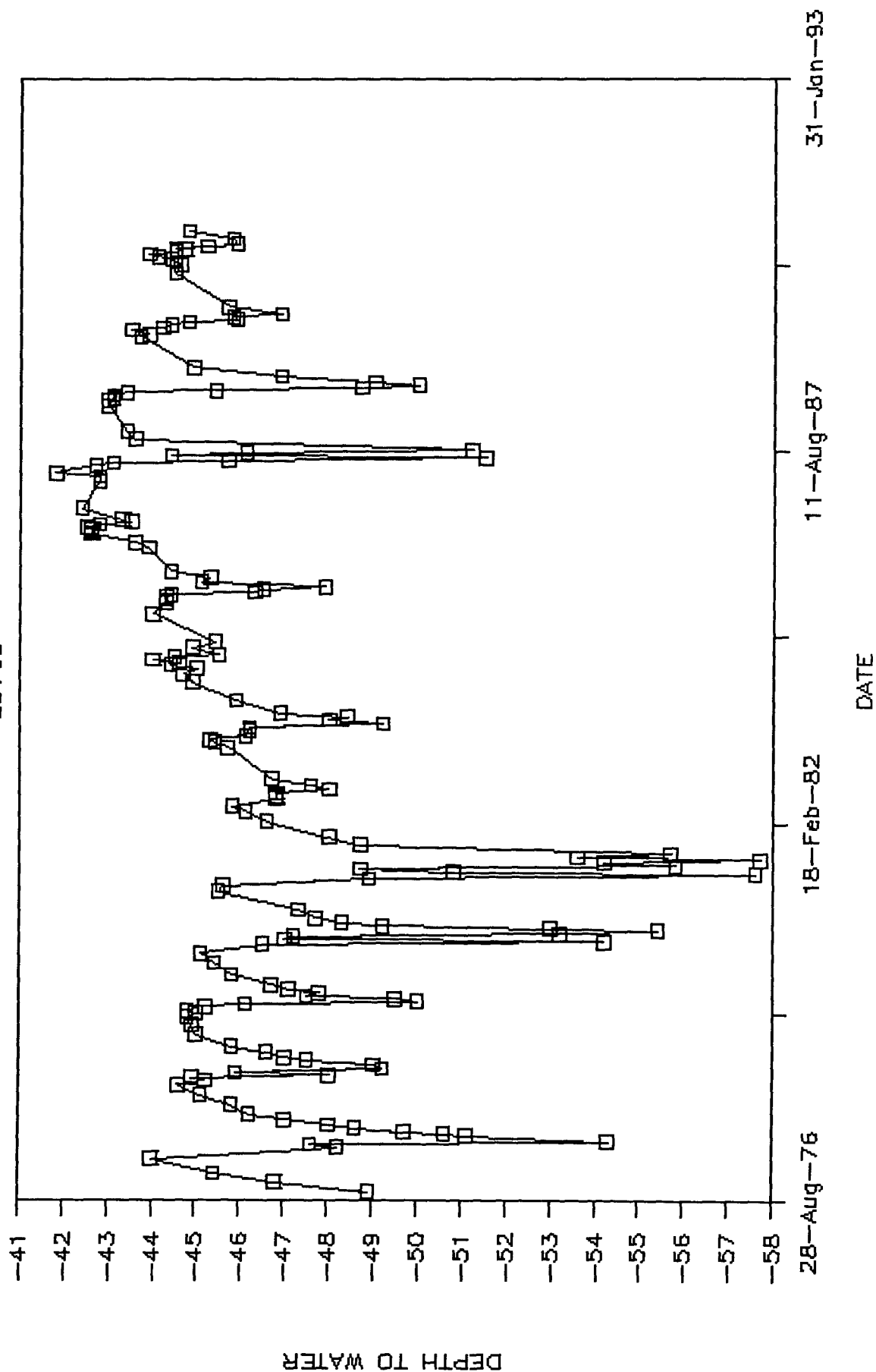
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F:ET

OBSERVATION WELL

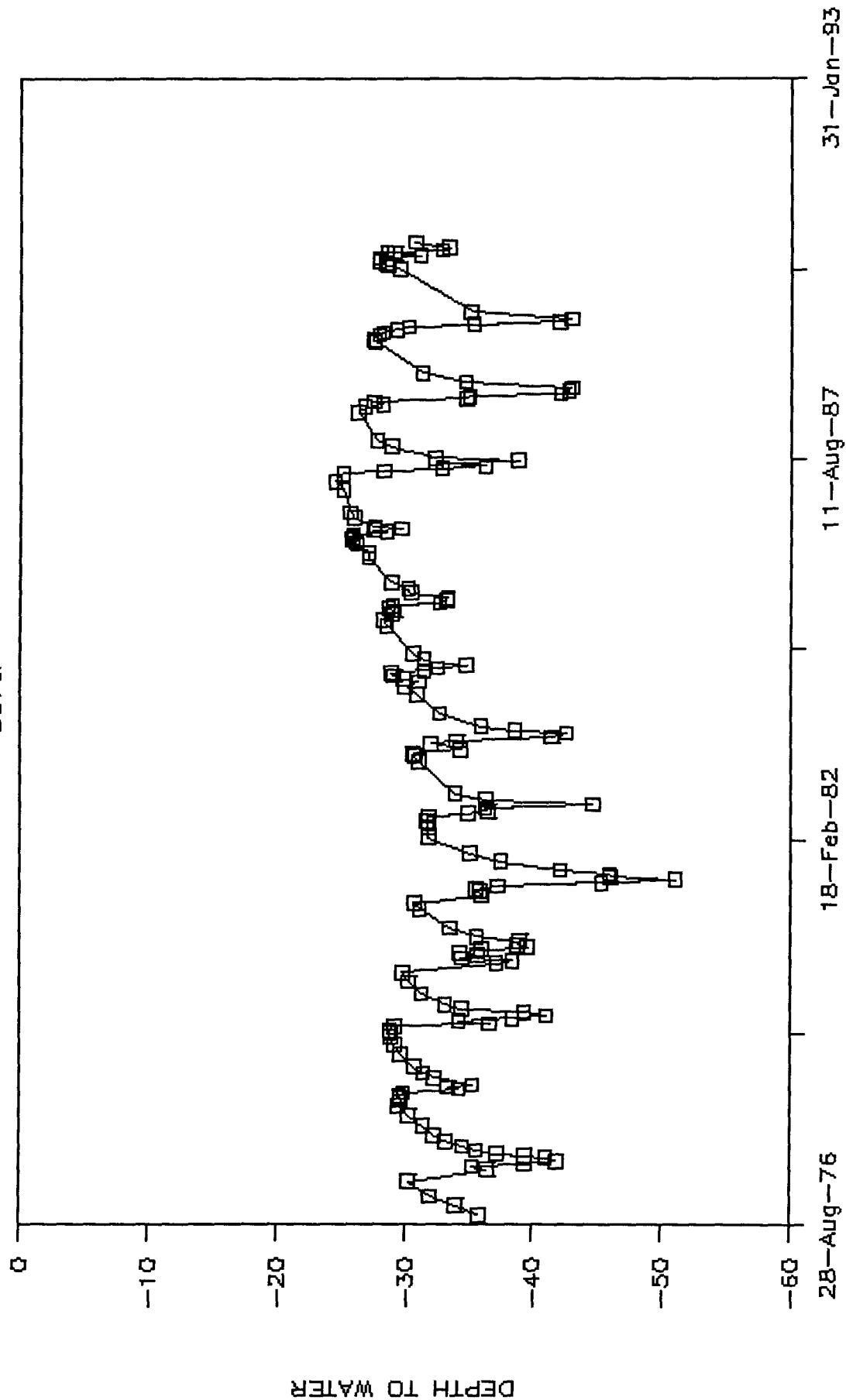
BD760



F.E.J

OBSERVATION WELL

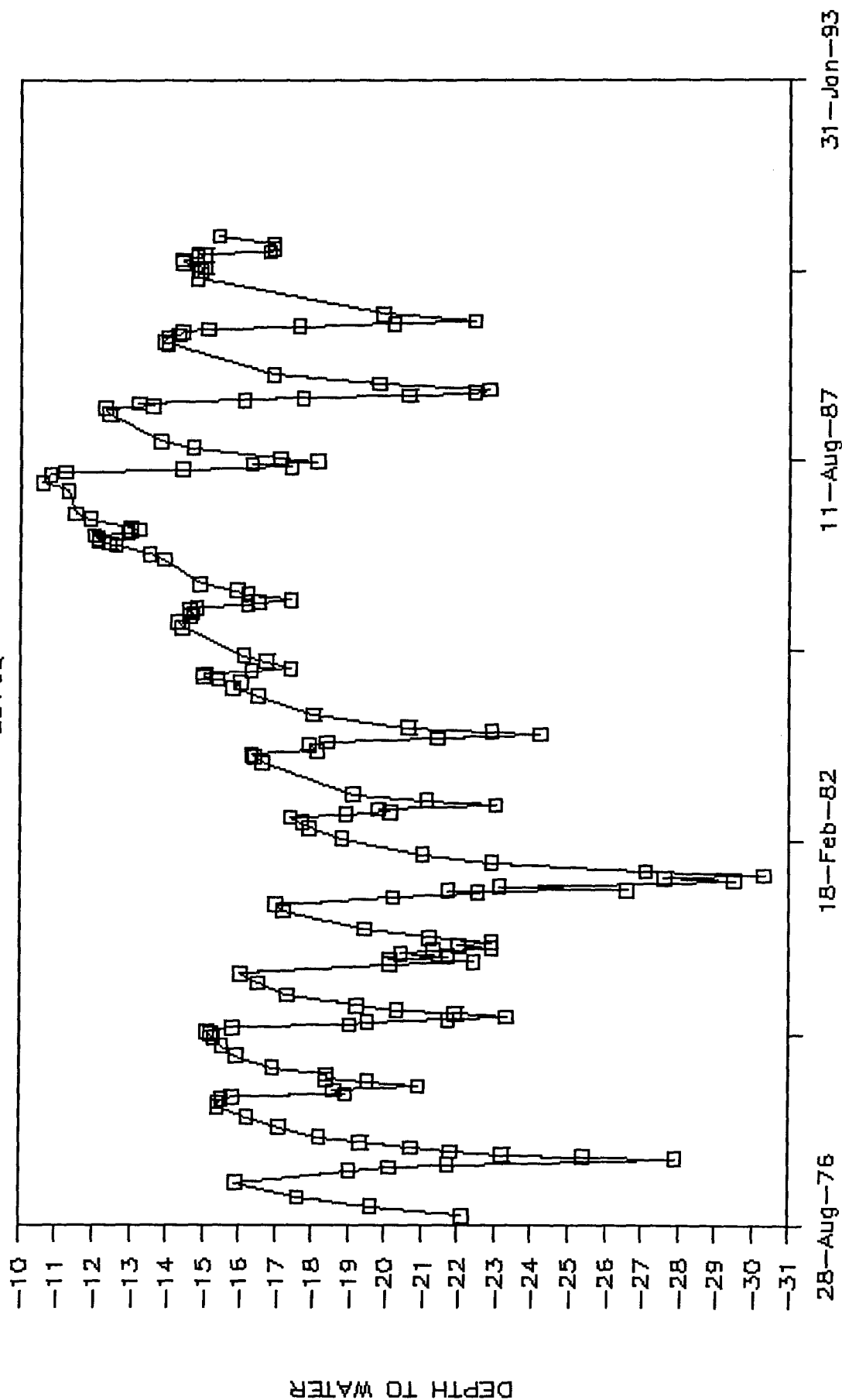
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F: EJ

OBSERVATION WELL

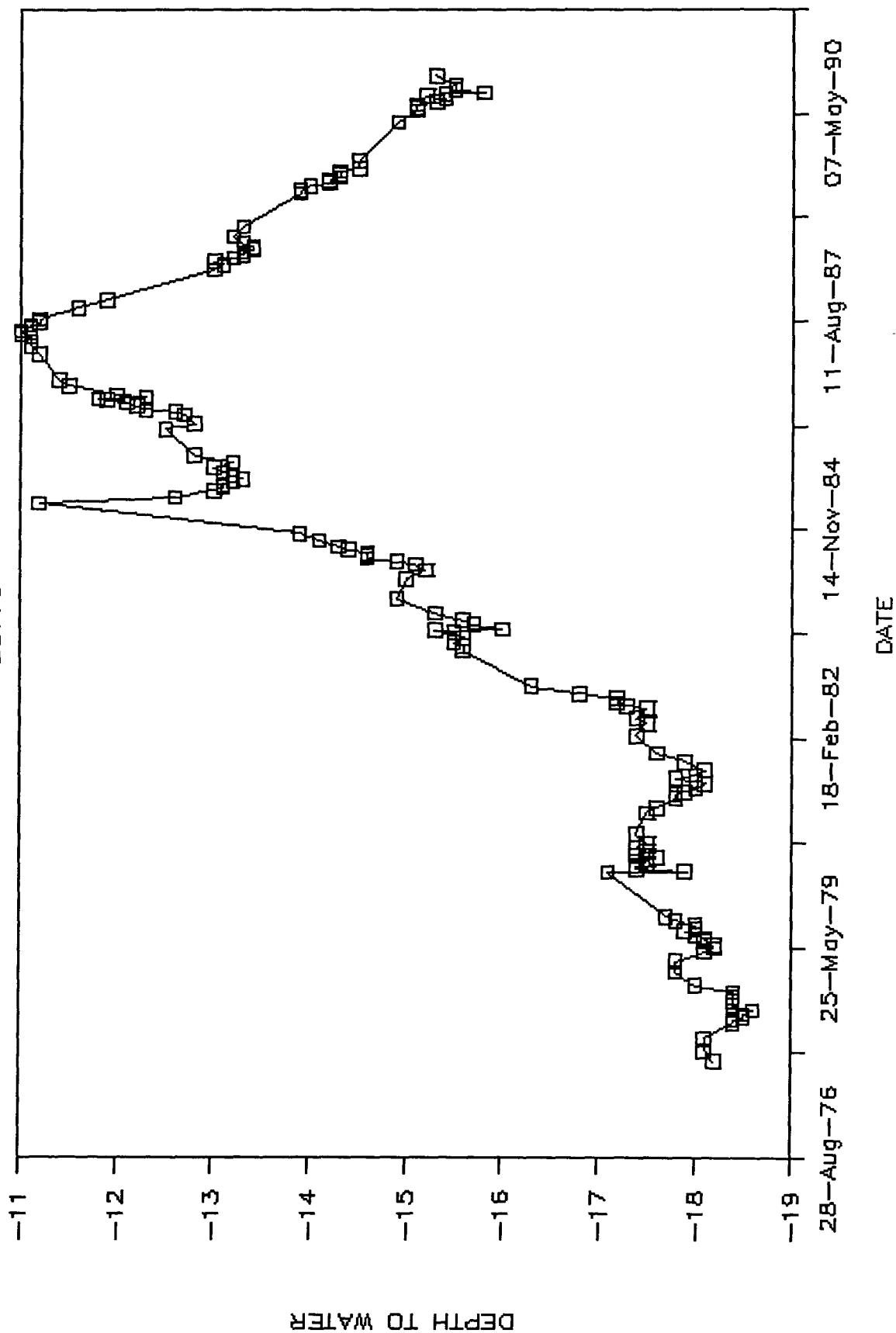
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F:EI

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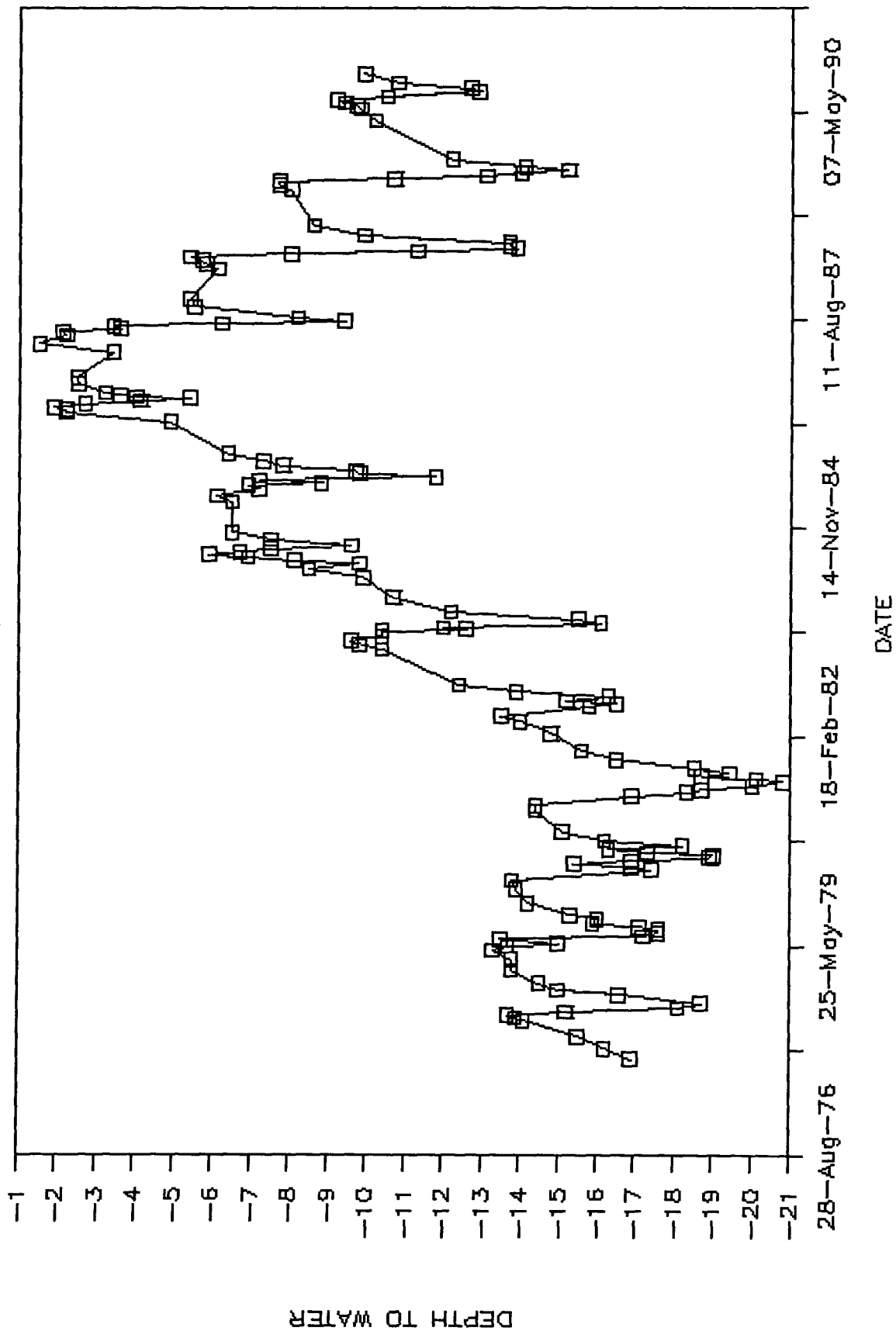
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F:ET

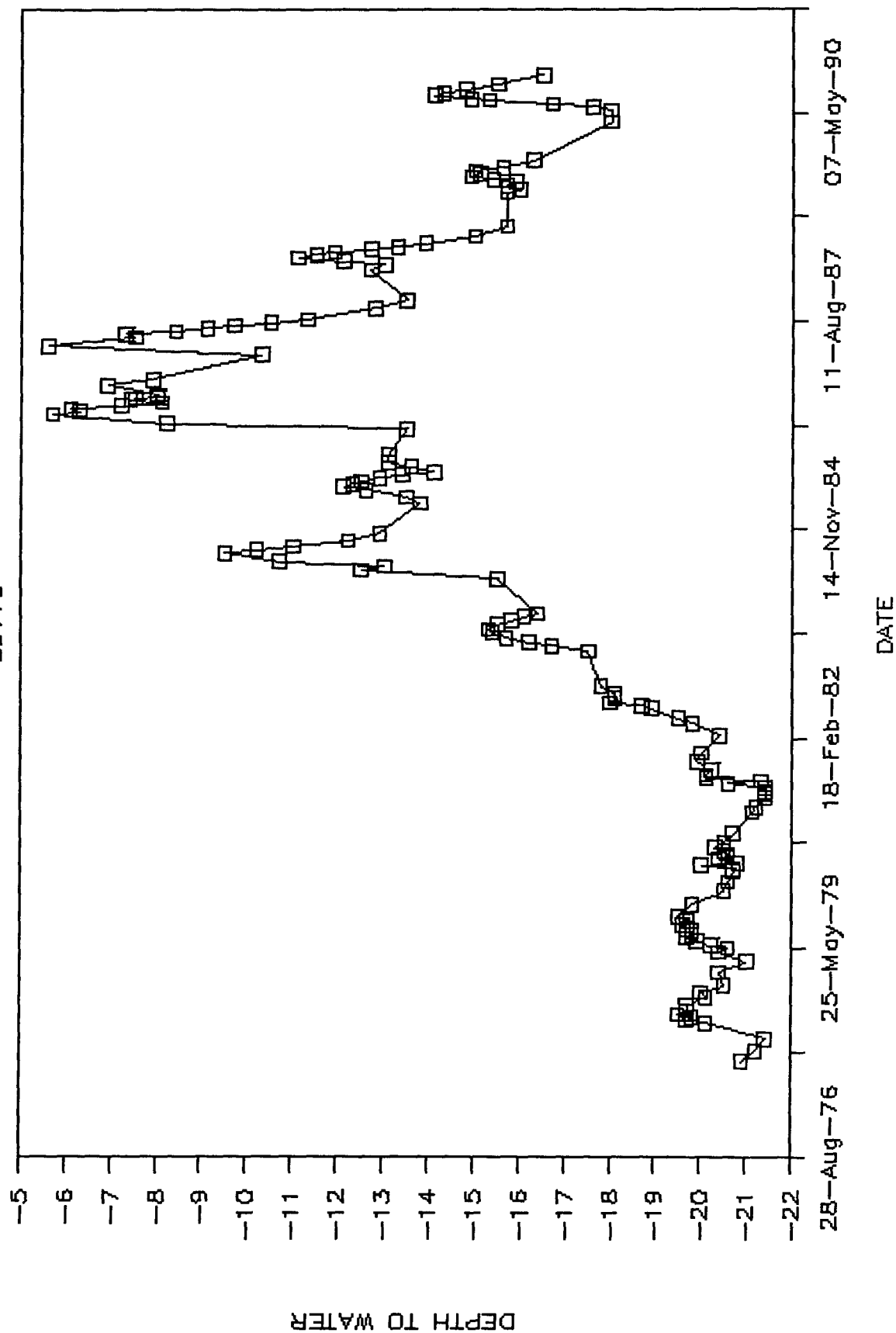
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BD77D



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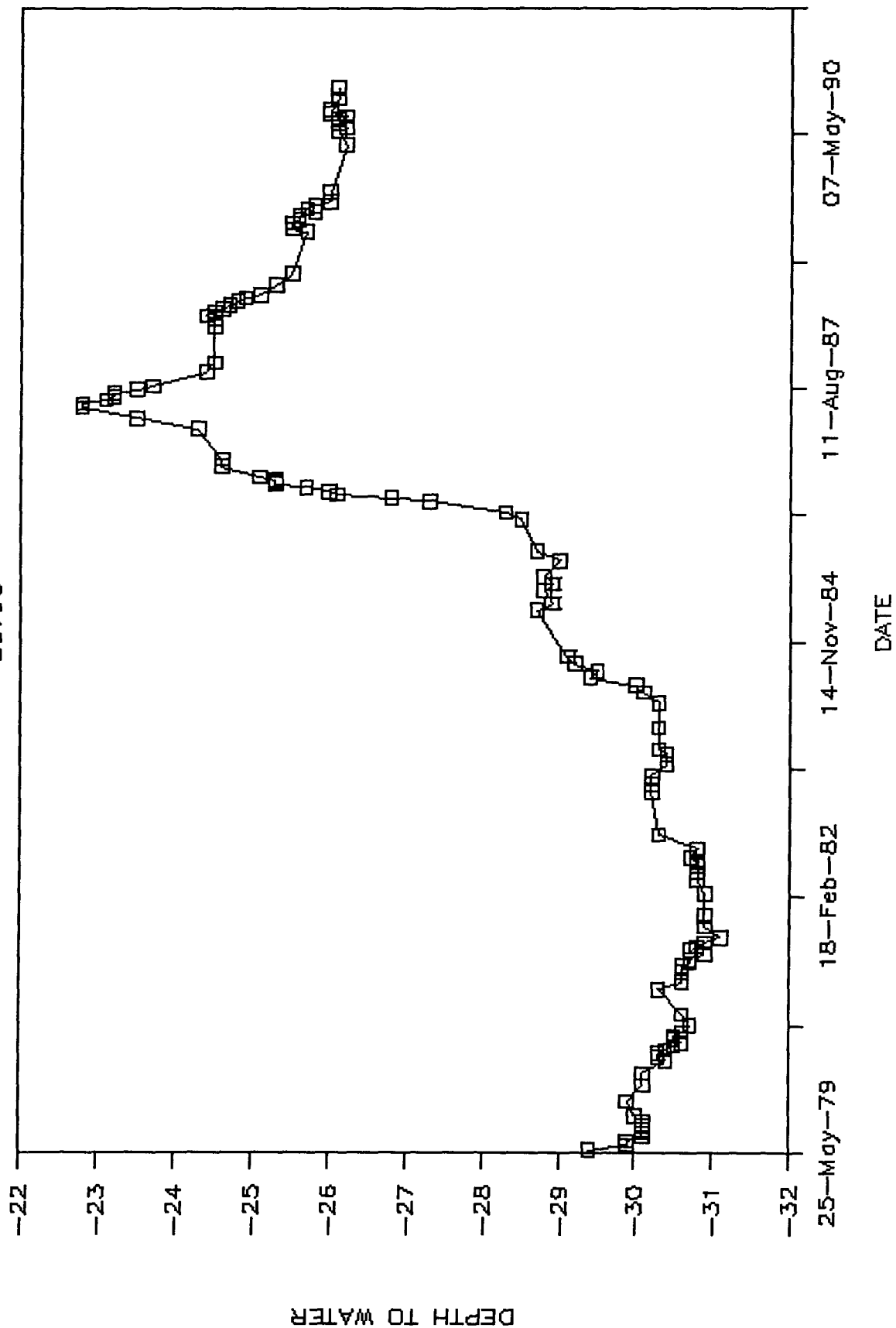
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F:ET

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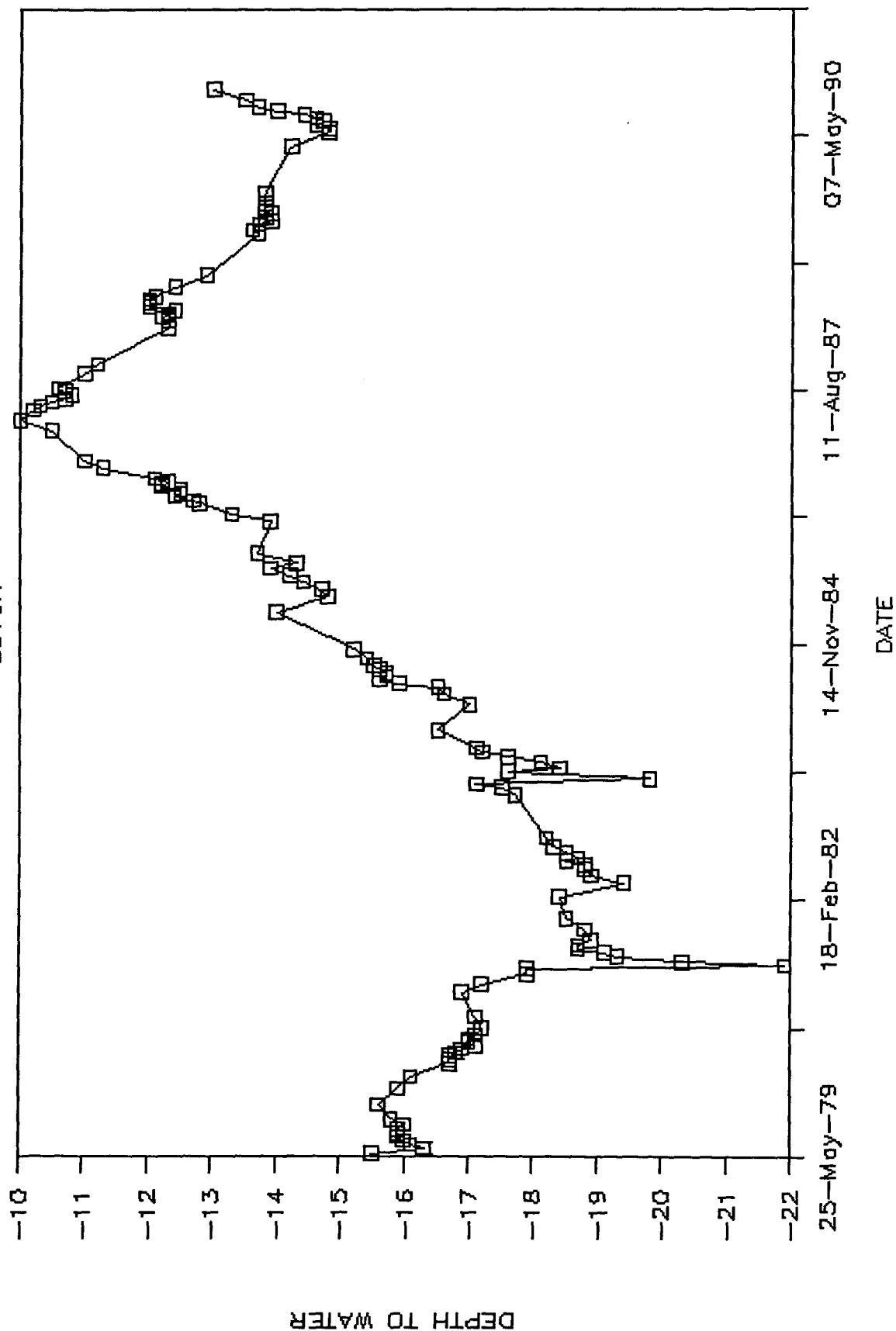
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FEJ

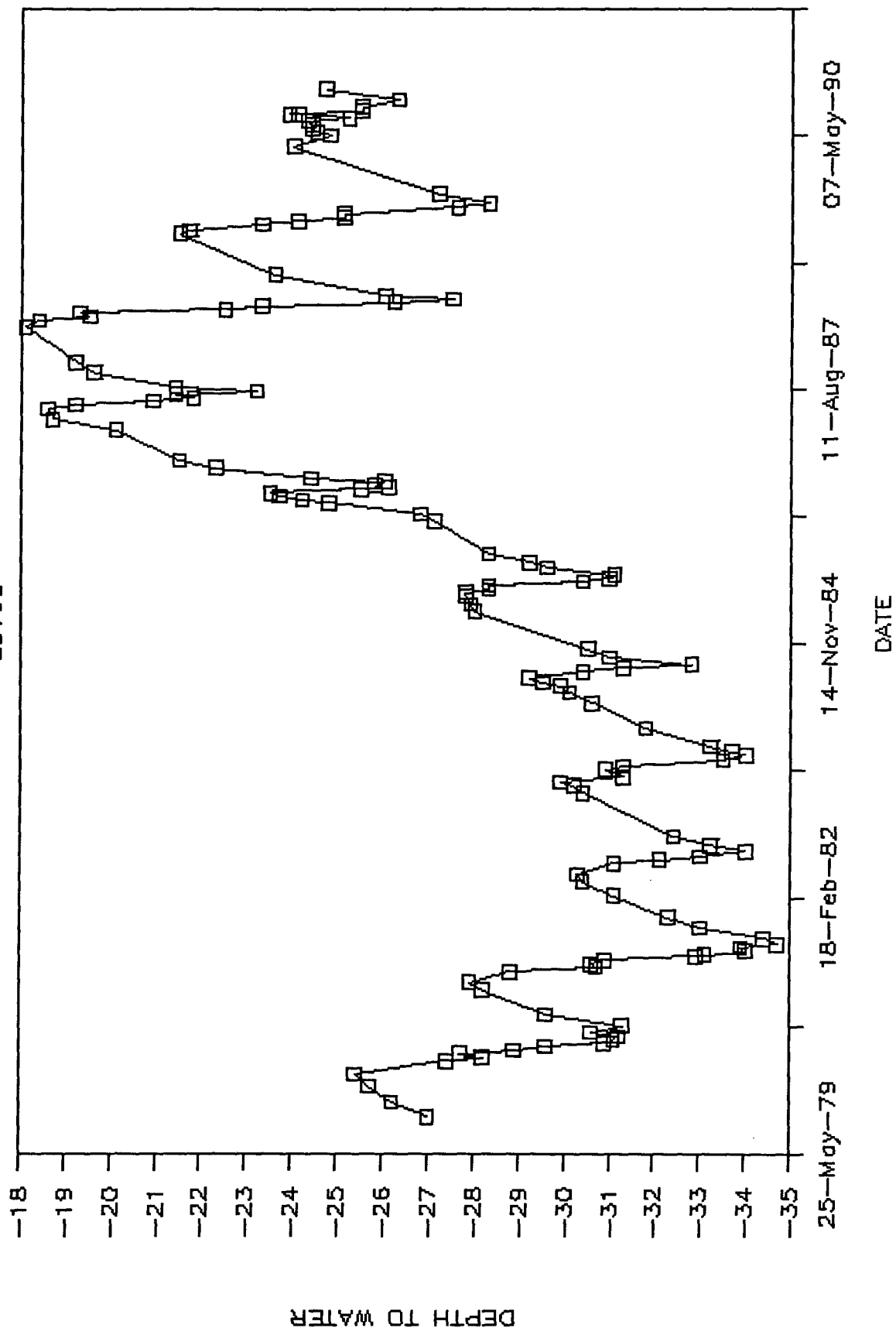
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F: EJ

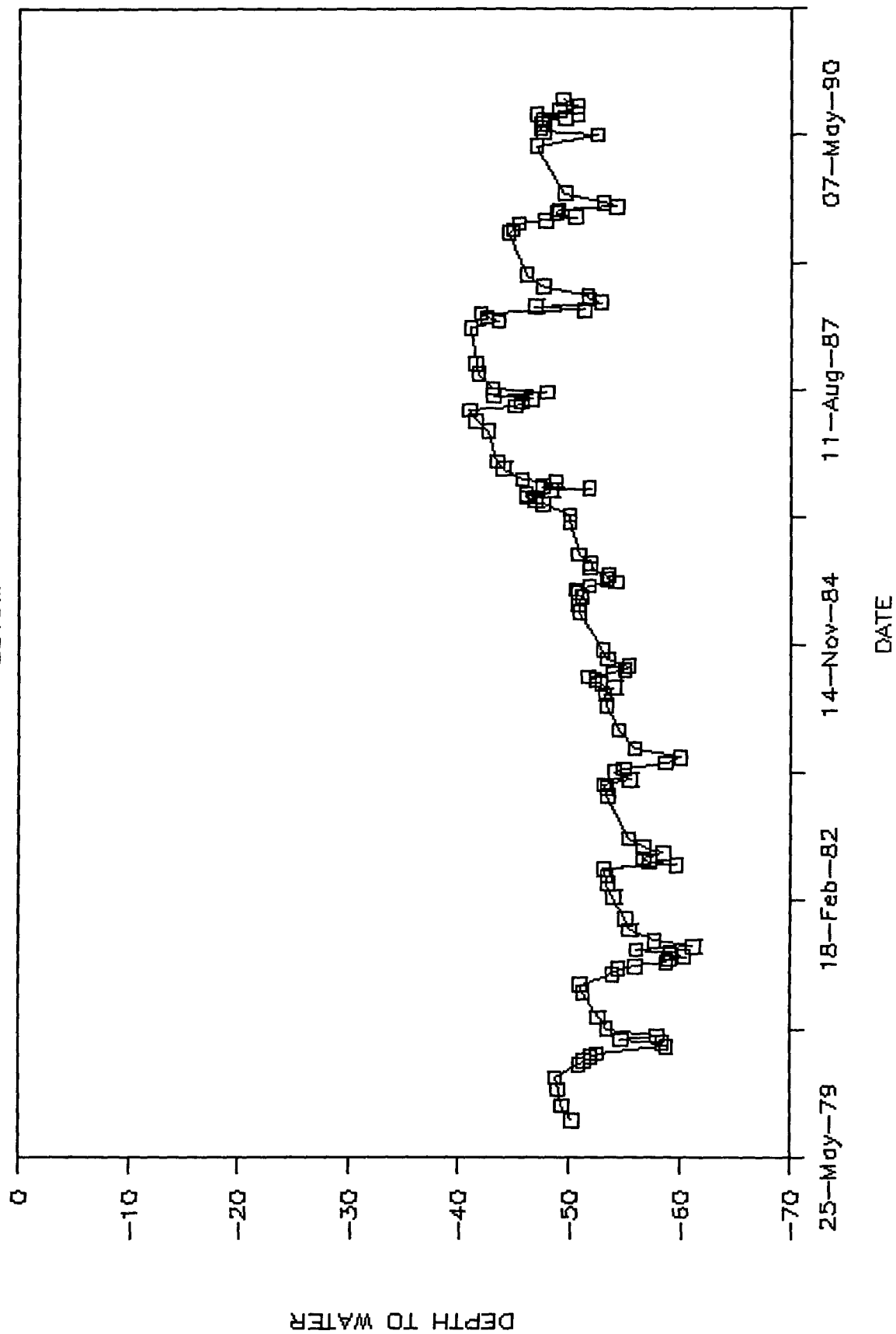
OBSERVATION WELL BD79L



P:EI

OBSERVATION WELL

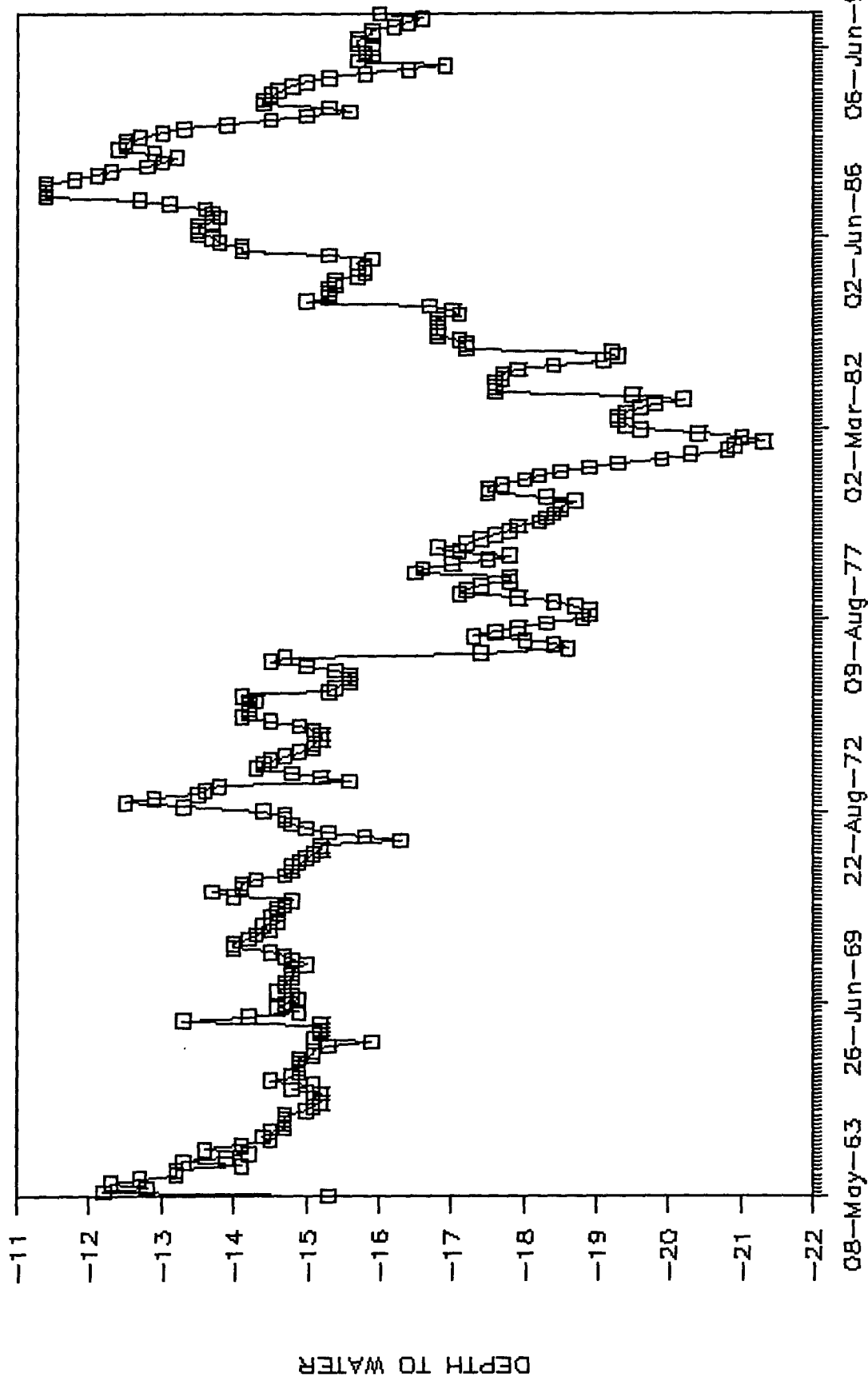
8079M



F.E.J

OBSERVATION WELLS

BD80G (BD 63 D)

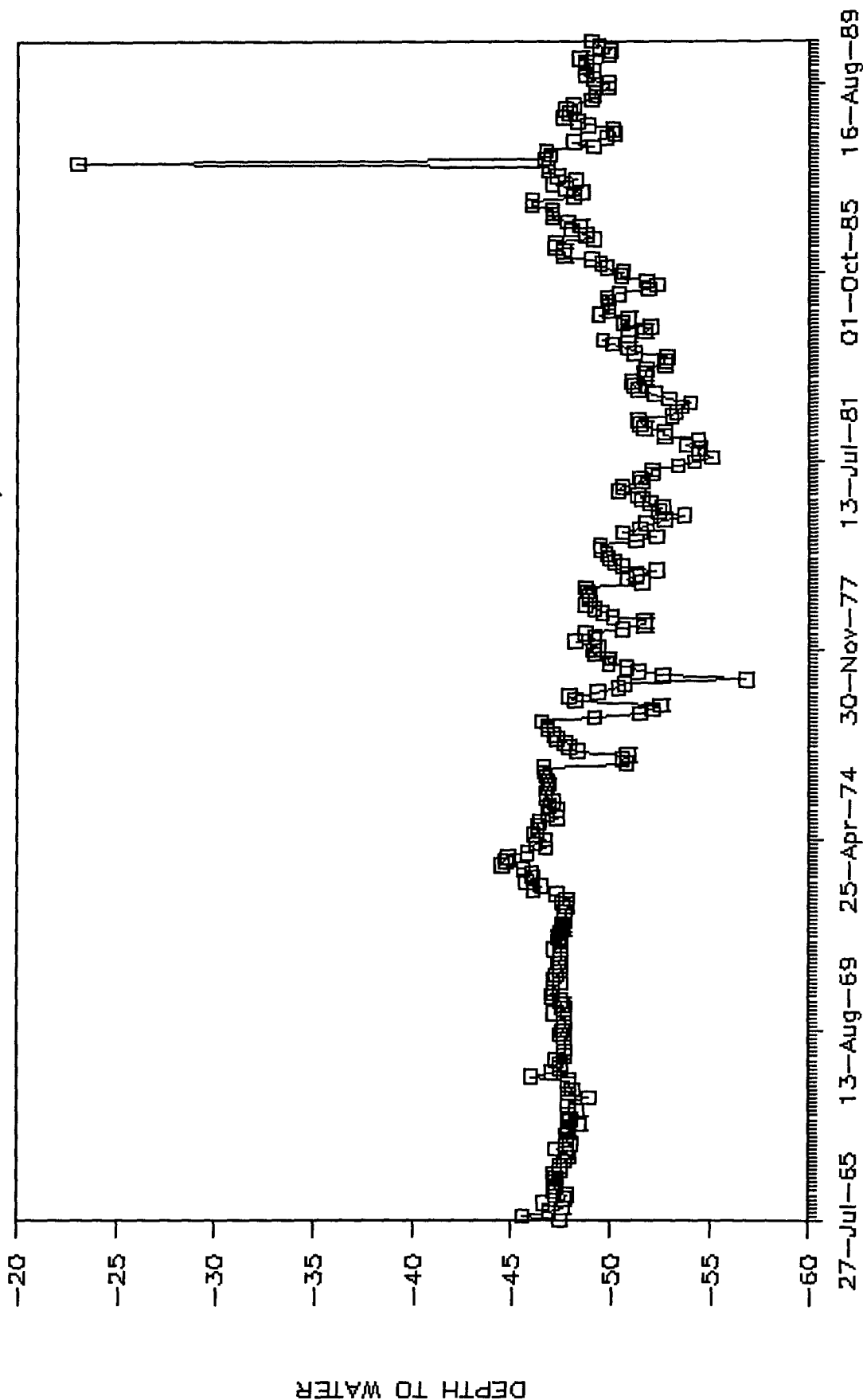


DATE

FEJ

OBSERVATION WELLS

BD80H (BD63E)

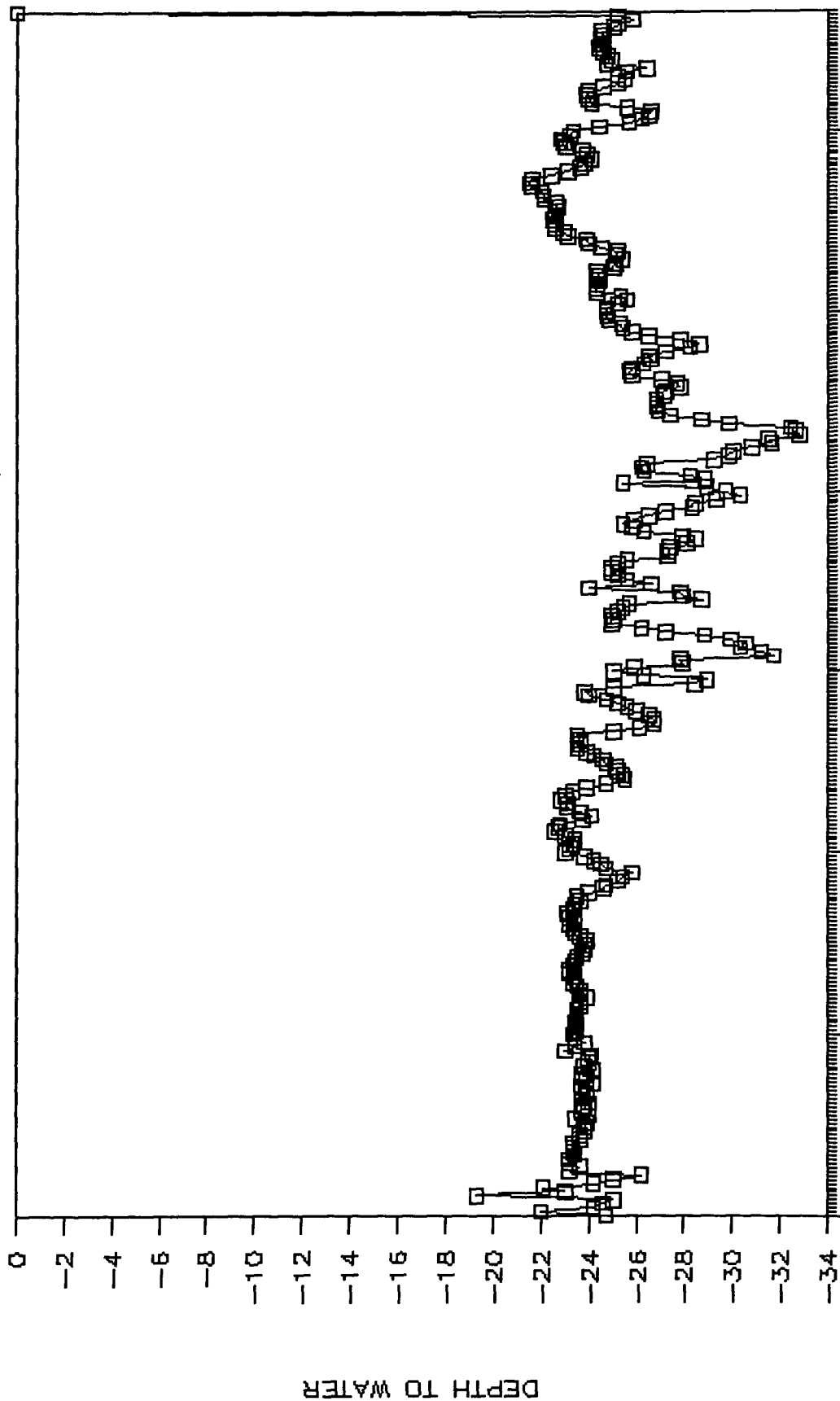


DATE

P:ET

OBSERVATION WELLS

BD801 (8063F)



DATE

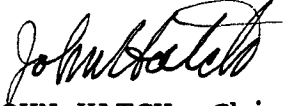
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5488-3, Faith Mennonite Church

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. 5488-3, Faith Mennonite Church, RR 1, Iroquois SD.

The Chief Engineer is recommending APPROVAL of Application No. 5488-3 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 qualification:

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 report on application for additional information.



JOHN HATCH, Chief Engineer
February 20, 1991



DEPARTMENT OF WATER & NATURAL RESOURCES

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

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

March 26, 1991

Silvan Fast
Faith Mennonite Church
RR 1
Iroquois, SD 57353

Dear Mr. Fast:

Water Permit Application No. 5488-3 for institutional use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Daily Plainsman printed at Huron, SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the 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 Hearing 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 twenty days before the board meeting. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



DEPARTMENT OF WATER & NATURAL RESOURCES

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

March 26, 1991

Daily Plainsman
Box 1278
Huron, SD 57350

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5488-3 to be published twice. Please publish the first notice on April 2, 1991, with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is the Faith Mennonite Church, RR 1, Iroquois, SD 57353.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to
Appropriate Water by Application No. _____ which was first published in our issue
of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name _____

Newspaper _____

Instruction to Newspaper - Publish first Notice on April 2, 1991, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5488-3 to Appropriate Water

Notice is given that the Faith Mennonite Church, RR 1, Iroquois SD 57353 has filed an application for a water permit to appropriate 20 gallons per minute from one well (Floyd-East James Aquifer) 75 feet deep located in the SW 1/4 SE 1/4 Section 36-T112N-R59W for institutional use by the church.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5488-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the permit as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by April 22, 1991. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

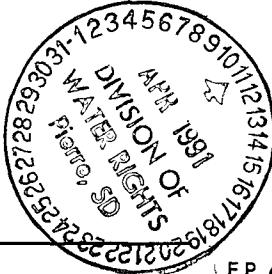
For purposes of publishing 1) the notice of hearing on Application No. 5488-3 and 2) the chief engineer's recommendation, a Board meeting is scheduled for May 1, 1991, at 10:00 am in the meeting room at Chef Louie's, 601 E. Havens, Mitchell, SD. If this application is opposed or the recommendation is contested, the May 1, 1991, hearing date may be rescheduled for another Board meeting. If the hearing is rescheduled, notice of the time and place will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The May 1, 1991, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by April 22, 1991.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 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, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County Beadle) ss.



I, Mary B. Walz

certify that the attached printed Notice was taken
 from the Huron Daily Plainsman

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 Huron of _____

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

April 2, 1991

April 9, 1991

Mary B. Walz
 (Signature)

Business Manager
 (Title)

April 10, 1991
 (Date Signed)

Cost of Printing: \$107.80

F.P. 4-2-91 L.P. 4-9-91

NOTICE OF HEARING
 on Application
 No. 5488-3 to
 Appropriate Water

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No. 181 (adv.)

Permit No. 5488-3

James River Water District

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

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

I have this day made a thorough examination of the water use system constructed by Faith Mennonite Church of RR 1, Iroquois SD 57353 holder of Permit No. 5488-3, bearing the priority of December 12, 1990 authorizing the diversion of 0.05 cu. ft. per second from the waters of Floyd-East James Aquifer for domestic 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, 74' deep, 70' of 5" PVC casing and 4' of 5" PVC screen; submersible pump and motor, pump capacity is 20 gpm and motor is 1 hp.

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

40 feet of black plastic pipe.

C. Works used to apply water to beneficial use:

Domestic use at church.

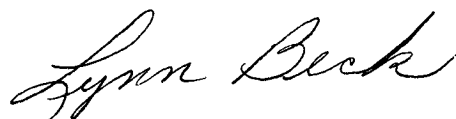
The system is in the following condition good. The point of diversion is located 200' N and 200' W of the S 1/4 corner of Sec. 36, T112N, R59W. The works are capable of diverting and conveying to the place of use 0.05 cu. ft. per second of water which is to be used for institutional purposes. Water has been put to beneficial use to the maximum extent as follows:

Institutional

The license should be issued for 0.05 cfs.

Application permit qualifications have been complied with ☒ Yes No

Exceptions to compliance are: Date 4/28/92



Lynn Beck
Natural Resources Engineer III
DENR, Water Rights Division

LICENSE FOR PERMIT NUMBER 5488-3

1. Legal location of wells: SW1/4 SE1/4 Section 36, T112N, R59W

Dams and Structures N/A

2. Well Information: Well Drilling Firm Irrigation Supply Co., R.E. Kahnke

Completion Report? Yes X No No. of Wells 1 Depth(s) 74 feet

Casing a) diameter 5" inches Screen a) type 5" PVC
b) length 70 feet b) length 4 feet
c) type PVC Static Water Level 15 feet

Pump a) make Submersible Motor a) make Submersible
b) model b) model no.
c) size c) horsepower rating 1
d) capacity 20 GPM d) serial no.
e) turbine pump - no. of stages
f) operating PSI

3. Distribution lines or canals

a) size 1 inches
b) type Black Plastic
c) length 40 feet

NOTE: For Permits with additional wells or changes in well locations,
record the following for each well: pumping capacity, date
constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project

Yes	No	Check Items
<u>N/A</u>		1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
<u>X</u>		2. Special qualifications to permit being abided by?
<u>X</u>		3. All structures, wells and lands on map?
<u>N/A</u>		4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
<u>N/A</u>		5. Is chemigation used?
		6. If yes, does equipment comply with chemigation rules?

REMARKS: Well used for domestic use at the Mennonite Church.

NOT TO SCALE



Prepared By:

Lynn Beck
5/28/92

Lynn Beck
Natural Resource Engineer
DENR, Division of
Water Rights

5488-3

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5488-3

(1) Faith Mennonite Church of RR 1, Iroquois, SD 57353 made Application No. 5488-3, December 12, 1990 for a water permit to appropriate 0.05 cubic feet of water per second from groundwater (one well), Beadle County, South Dakota for institutional purposes. Permit No. 5488-3 with a priority date of December 12, 1990 was approved May 1, 1991 and issued to applicant(s) for diversion of water with construction of the described water supply system to be completed on or before May 1, 1996 and for the application to beneficial use of said water on or before May 1, 2000.

The permit holder submitted a "Notice of Completion of Works and Application of Water to Beneficial Use" September 12, 1991. The "Notice" stated the diversion system was completed in May, 1985 and the water placed to beneficial use in June, 1985.

(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 0.05 cubic feet of water per second for beneficial use. The location of the diversion point is: 200'N and 200'W of the S 1/4 corner of Section 36, T112N, R59W (SW 1/4 SE 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 Section 46-5-30.1 the Faith Mennonite Church of RR 1, Iroquois, SD 57353 the holder(s) and/or owner(s) of Water Permit No. 5488-3 is issued a license to appropriate water, the right to use 0.05 cubic feet of water per second from groundwater (one well) with a priority date of December 12, 1990 from the location specified in (2) of this license. The water is to be used for institutional purposes within the church. This license is subject to any limitations or qualifications listed in Water Permit No. 5488-3 and subject to South Dakota State Law.

 NOV 30 1992
JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and
Natural Resources



GREAT FACES. GREAT PLACES.

SEP 4 1991

Silvan Fast
Faith Mennonite Church
RR 1
Iroquois, SD 57353

Dear Mr. Fast:

Enclosed is Water Permit No. 5488-3 authorizing construction of your water diversion system and put the water to beneficial use, not exceeding the limits as specified in the Water Permit.

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 the Water License may be issued, thus completing your acquisition of a Water Right.

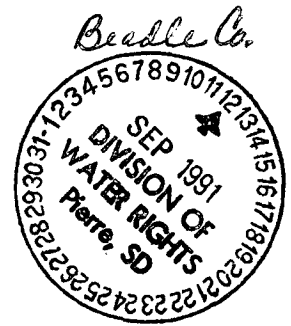
Very truly yours,

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

enclosures

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 9-11-91

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

FROM: Faith Mennonite Church RR. 1 Iroquois S.D.
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. 5488-3.

Water Permit No. 5488-3 states that the diversion system is to be constructed by 11-1-93, and that the water it put to beneficial use by May 1 2000.

The diversion system was completed on 5-85.
Applying the water to beneficial use was completed on 6-85.

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

Edison Foss

signature



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

September 2, 1992

5488-3

Silvan Fast
Faith Mennonite Church
RR 1
Iroquois, SD 57353

Dear Mr. Fast:

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. 5488-3, 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,

A handwritten signature in cursive script that reads "Cheryl F. Frost".

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

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

RECEIPT

413449

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ September 29, 19 92

RECEIVED OF Les Hiebert, Faith Mennonite Church, RR 1 Box 104, Carpenter SD 57322-9542
the 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. 5438 5438-3	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer

File No. 5488-3

Water Rights Division -DENR

Conversation or File Documentation

NAME OF PERSON OR FILE: **Sidney Yost - Caretaker (546-2435)**

ADDRESS: **Mennonite Church RR 1, Iroquois SD 57353**

COUNTY: **Beadle**

DATE: **4/28/92**

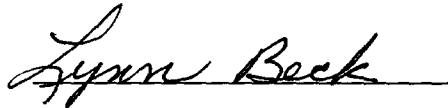
TELEPHONE: **(605) 546-2246**

RE:

COMMENTS:

Mr. Yost thought that the old well was plugged and had a cement cap at the surface. I didn't find the old well. Mr. Yost thought it was located under a new shed.

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.

A handwritten signature in cursive script, reading "Lynn Beck", written over a horizontal line.

Lynn Beck

Natural Resources Engineer III

DENR, Water Rights Division



NOV 3 0 1992

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

5488-3

Silvan Fast
Faith Mennonite Church
RR 1
Iroquois, SD 57353

Dear Mr. Fast:

Enclosed is Water License No. 5488-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413449 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5488-3, 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