

Considered: _____

WATER PERMIT NO. 5501-3

Phone: 605 232-4020

Name of Applicant: Douglas G Adam

Post Office Address: 88 Sunset Dr., Riverland SD 57049

Amount of Water Claimed: 0.11 Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: suburban housing development County: Union

About 12 miles SE of Elk Point

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY Date Received: 2-4-91 Fee: \$150.00 Remarks _____

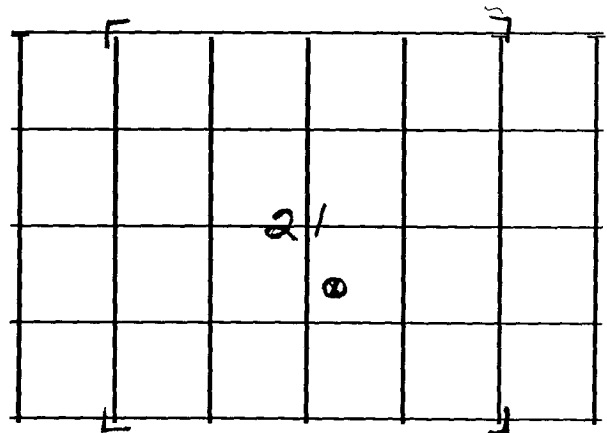
Corrected Application Received _____ Period of Annual Use Jan 1 - Dec 31

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

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

Diversion Point: NW 1/4 SE 1/4 21-89-48

Land to be Irrigated: _____



Well Log: Driller: Soole Well Co. Licensed YES X NO _____

Depth of Well: 240' REMARKS _____

Type of Map: plat PREPARED BY: Gerald Flannery Reviewed and the Number

Assigned on 2-6-91 By Karen Schlaak

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

No. <u>5501-3</u>	Hydrologic Unit <u>10170101</u>
Map No. _____	Basin <u>Vermillion River</u>
Newspaper <u>The Leader-Courier, Box 310, Elk Point</u>	

(Thurs)

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 DOUGLAS G ADAM Phone No. 605 232-4020Post Office Address 88 SUNSET DR RIVERLAND State SD 57049
(Street, RR or Box) (City) Zip Code2. Amount of water claimed ~~(cfs)~~ 50 GPM 0.11 cfs3. Source of water supply DAKOTA SANDSTONE4. Location of point of diversion SEC 21, T89N, R48W, 5th PM
(NW¹/₄ SE¹/₄) (SEE ATTACHED MAP)County UNION5. Counties where water will be used UNION6. Annual period during which water is to be used 12 MONTHS Jan 1 - Dec 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)

ATTACHED

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 Union)^{SS}I, Douglas G Adam 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 Douglas G AdamSubscribed and sworn to before me this 1st day of Feb 1991Janet L. Judeau
Notary Public

App'l. No. 5501-3

PROPOSED WELL LOCATION

SCALE: 1"=500'

SANDY MEAD - LOTS 1 THRU 21

PROPOSED WELL SITE

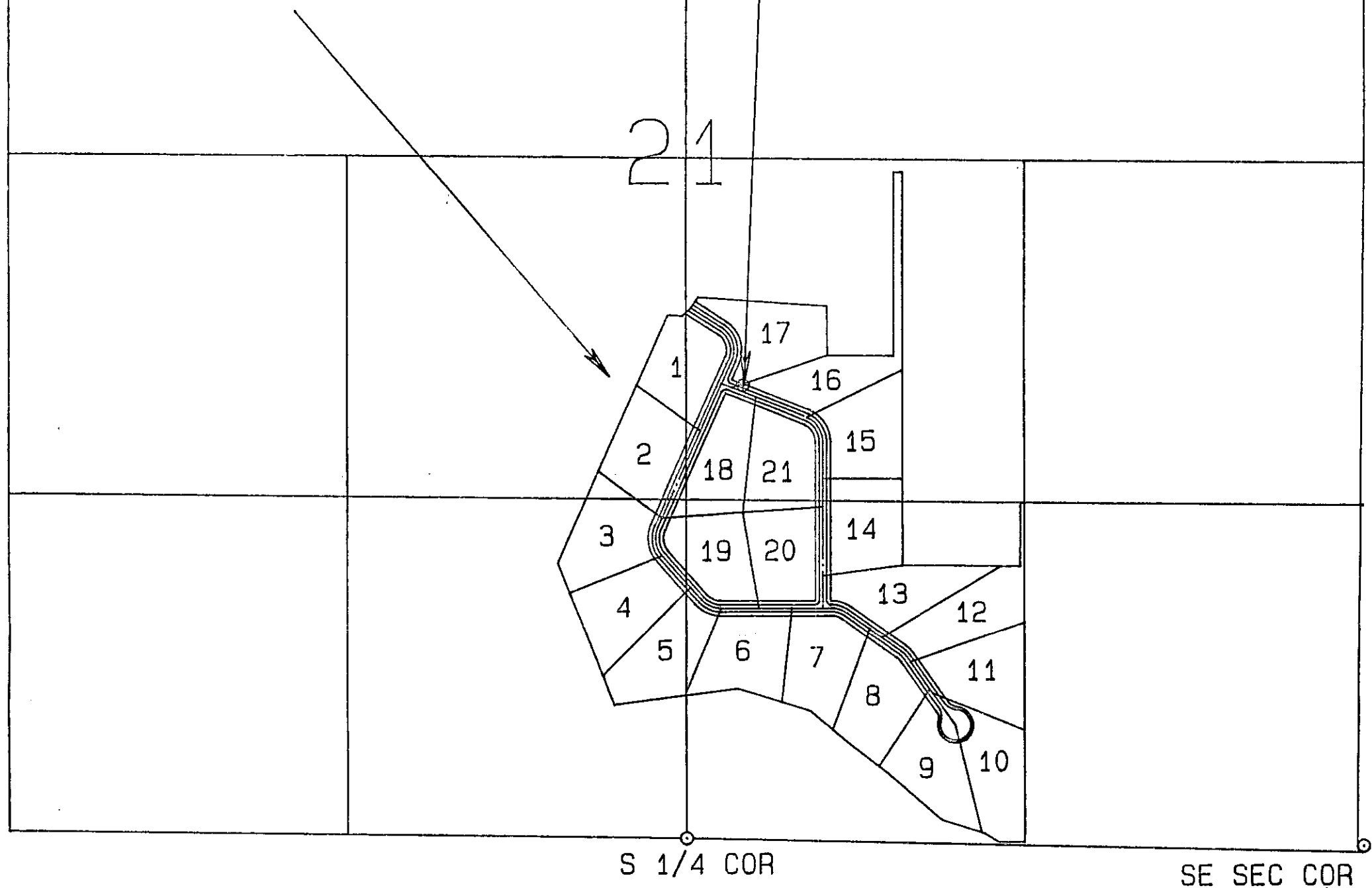
BEARING & DISTANCE FROM
PROPOSED WELL SITE TO:

S 1/4 CORNER

1770.13 S 7°10'34" W

SE SECTION CORNER

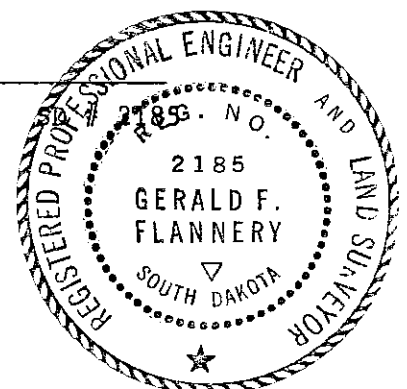
3009.35 S 53°29'09" E



SECTION 21, T89N, R48W, 5th P.M.

I, GERALD F. FLANNERY, REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE
STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY THAT THIS MAP WAS PREPARED BY
ME OR UNDER MY DIRECT SUPERVISION.

Gerald F. Flannery
REGISTERED LAND SURVEYOR



**SOUTH DAKOTA
WATER PERMIT No. 5501-3**

Date of first receipt of application February 4, 1991.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5501-3 to Douglas G. Adam, 88 Sunset Drive, Riverland SD 57049 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. 5501-3 appropriates 0.11 cubic feet of water per second from one well (Dakota Formation) 205 feet deep located in the NW 1/4 SE 1/4 Section 21-T89N-R48W.
2. The water appropriated shall be used for the purpose of supplying water to a housing development and may not exceed the amount of water needed for beneficial use for suburban housing development.
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. 5501-3 is May 1, 1991.
5. The date from which applicant may claim right is February 4, 1991.
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.

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.

WATER MANAGEMENT BOARD

By: _____

John H. Tsch
Chief Engineer, Water Rights Division
Department of Environment and Natural Resources

SEP 4 1991

date

SOUTH DAKOTA WATER WELL COMPLETION REPORT

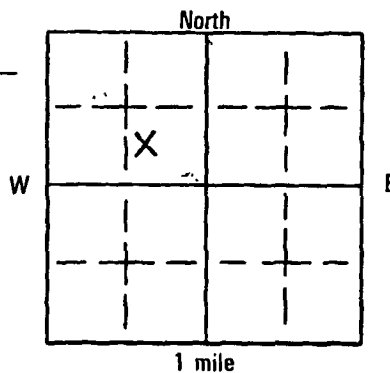
10-85

Location DW 1/4 SE 1/4 Sec 21 Twp 89N Rg 48W

County

Union

Please mark well location with an "X"

Well Completion Date 4-1-91

PROPOSED USE:

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

Method of Drilling:

Rotary

CASING DATA:

☐ Steel ☒ Plastic ☐ Other
 If other describe 250# PVC

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>3.554</u> LB/FT	<u>5" ID</u> IN	<u>0</u> FT	<u>182</u> FT	<u>8 3/4"</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 ☐ NOTo what depth? 183' FEETWhat is grouting material? CementIf cement, number of sacks? 39Describe grouting procedure Pumped Through a Tremie pipeWhat was grout weight? 19# LB/GALSCREEN: ☐ Perforated pipe ☒ ManufacturedDiameter 5" ID IN Length 20 FEETMaterial PVCSlot Size 35 Set From 187 Feet To 207 Feet

Slot Size _____ Set From _____ Feet To _____ Feet

Slot Size _____ Set From _____ Feet To _____ Feet

Well Owner:

Name Douglas E AdamAddress 88 Sunset Dr Dakota Dunes S

Well Log:

Depth

Formation

From

To

Sandy yellow clay	0	14
gray clay	14	17
Fine gray sand	17	42
Fine gray sand + clay	42	61
Fine to med. sand	61	65
stks gray clay + med. sand	65	70
med. sand	70	74
stks gray clay + sand	74	78
Coarse gravel with coal	78	86
Fine to med. sand	86	91
med. to coarse sand	91	143
rocks + gray clay	143	147
med. sand	147	151
stks white shale + sandstone	151	153
good clean sandstone	153	207
stks Iron Pyrite + sandstone	207	209

STATIC WATER LEVEL 31 Feet

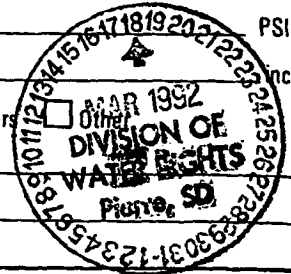
If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch

Controlled by ☐ Valve ☐ Reducers ☐ Other

If other; specify _____

Can well be completely shut in? _____



WELL TEST DATA:

☒ Pumped☒ Bailed☐ OtherDescribe: bailed Till clear
Then set pump

Pumping Level Below Land Surface

39 ft. After 4 Hrs. pumped 70

_____ ft. After _____ Hrs. pumped _____

_____ ft. After _____ Hrs. pumped _____

REMARKS:

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, February 6, 1991

RECEIVED OF Sandy Mead Corp, 88 Sunset Drive, Riverland SD 57049

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

Fee for Application for Permit No. <u>5501-3</u> to Appropriate Water, to construct works and to put water to beneficial use	150	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	150 00

By *John Hatch Moore*
Chief Engineer



DEPARTMENT OF WATER & NATURAL RESOURCES

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

February 8, 1991

Marty Soole
Marty Soole Well Drilling
RR #1 Box 41
Bronson Iowa 51107

Dear Mr. Soole:

As requested, pursuant to South Dakota Well Construction Standard 74:02:04:21, Marty Soole Well Drilling is authorized to construct a test well for Douglas G. Adam, NW 1/4 SE 1/4 Sec. 21, T89N-R48W, Union County, prior to approval of a water permit. The test well must be constructed in accordance with the SD Well Construction Standards. The proposal as submitted by Soole Drilling is acceptable and will comply with the standards. Any test holes that are abandoned must be plugged pursuant to the SD Well Construction Standards.

It is not necessary to collect samples for our office.

Very truly yours,

A handwritten signature in dark ink, appearing to read "James A. Goodman". The signature is fluid and cursive, with the first name being the most prominent.

JAMES A. GOODMAN, P.E.
Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352

cc: Douglas G Adam

File No. 5501-3

Water Rights Division -DWNR
Conversation or File Documentation

NAME OF PERSON OR FILE: Doug Adam

ADDRESS: COUNTY:

DATE: 2-27-91 TELEPHONE:

RE: Publication Notice

COMMENTS:

Mr. Adams called to change the depth of his well on the publication notice. The well had been drilled and the depth should be 205 feet instead of 240 feet. I called the Elk Point paper to have the well depth changed on the publication notice.

Karen Schlaak

Karen Schlaak
Natural Resources Analyst

MARTY SOOLE WELL DRILLING

WE SELL & SERVICE ALL TYPES OF PUMPS

PHONE 948-3374

BRONSON, IOWA 51107

DEPT. OF WATER & NATURAL RESOURCES DIVISION OF WATER RIGHTS

We propose to drill a well for public use in a 20 home private residential area, for Doug Adam.

We are going to the Dakota Aquifer, which is approx. 200 ft. Finished depth will be approx. 240.

We are going to drill an 8-3/4 hole to the finished depth in the aquifer. We will log changes in strata as they change. We will take samples for you if you wish, (please advise).

We will install 5" 250# PVC well casing, ASTM# F480-88A, D2241. Casing has belled couplings and will be installed from screen to the top of the ground. The screen will be a Johnson PVC continuous wound, 5"x20' solvent welded directly to casing with a solvent welded cap on the bottom. Centralizers will be installed as necessary.

We will then gravel pack screen and hole to within 3 feet of the top of the Dakots Aquifer. Neat cement consisting of six gallons of clean water to one sack of type III portland cement will be mixed and tremie piped from gravel pack in aquifer to six feet from ground level where pitless unit will be installed.

Well will be developed with bailer to remove drilling mud and sediment until clear enough to pump.

Sincerely;

Marty Soole

Soole Well Co.

License# 558



REPORT ON APPLICATION NO. 5501-3
for Douglas G. Adam
March 18, 1991

This application proposes to appropriate 0.11 cfs from one well approximately 240 feet deep located in the NW 1/4 SE 1/4 of section 21, T89N R48W in Union County. The water is to be used for a suburban housing development.

AQUIFER - DAKOTA FORMATION (DKDT)

The Dakota Formation consists of interbedded sandstones and shales which are approximately 400 feet thick in this area (Schoon, 1971). The Dakota Formation underlies 452 square miles and contains an estimated 7.8 million acre feet of recoverable water in Union County (Hedges, 1982). The Dakota Formation is under artesian conditions at this site. Evidence from test well drilling in this area indicates the Dakota Formation is probably hydraulically connected to the Missouri Elk Point aquifer which lies directly upon the Dakota. Although there are shale units in the Dakota, it appears that at least over some of the area the outwash of the Missouri Elk Point aquifer lies directly upon the sandstone of the Dakota.

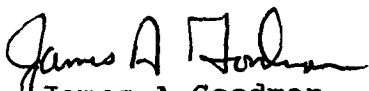
The Division of Water Rights monitors numerous wells completed into the Missouri Elk Point aquifer but only one completed into the Dakota. Observation well UN-77E is completed into the Dakota Formation and the water levels for this well respond much like the water levels of observation wells completed into the Missouri Elk Point aquifer. The water levels respond to precipitation, that is rising during wet years and declining during dry years (Water Rights, 1991).

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are no other existing diversions from the Dakota Formation in this area. Interference should not be a problem.

CONCLUSIONS

1. Water is available from the Dakota Formation.
2. The Dakota is under artesian conditions and is potentially interconnected with the Missouri Elk Point aquifer which lies above the Dakota. Significant drawdowns should not be caused by this diversion. Interference should not be a problem.
3. A variance was granted to Douglas Adam to drill a test well prior to approval of this application. The proposal to construct this well as submitted by Soole Well Drilling was approved and does comply with SD Well Construction Standards.



James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

- Hedges, L.S., 1982, Evaluation of Ground-Water Resources Eastern SD and Upper Big Sioux River, SD and Iowa, for US Army Corps of Engineers, SD DWR, SDGS, Vermillion, SD, 57069.
- Schoon, R.A., 1971, Geology and Hydrology of the Dakota Formation in South Dakota, RI No. 104, SD DWR, SDGS, Vermillion, SD, 57069.
- Water Rights, 1991, Observation Well Records for Union County, SD DWR, Div. of Water Rights, Pierre, SD, 57501.

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5501-3, Douglas G. Adam

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. 5501-3, Douglas G. Adam, 88 Sunset Drive, Riverland, SD.

The Chief Engineer is recommending APPROVAL of Application No. 5501-3 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
March 19, 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

Douglas G. Adam
88 Sunset Drive
Riverland, SD 57049

Dear Mr. Adam:

Water Permit Application No. 5501-3 for suburban housing development 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 Leader-Courier printed at Elk Point, 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
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

The Leader-Courier
Box 310
Elk Point, SD 57025

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5501-3 to be published twice. Please publish the first notice on April 4, 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 Douglas G. Adam, 88 Sunset Drive, Riverland, SD 57049.

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

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.

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

Name _____

Newspaper _____

Instruction to Newspaper - Publish first Notice on April 4, 1991, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5501-3 to Appropriate Water

Notice is given that Douglas G. Adam, 88 Sunset Drive, Riverland, SD 57049 has filed an application for a water permit to appropriate 0.11 cubic feet of water per second from one well (Dakota Formation) ²⁰⁵240 feet deep located in the NW 1/4 SE 1/4 Section 21, T89N, R48W. The water is to be used in a suburban housing development.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5501-3 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.

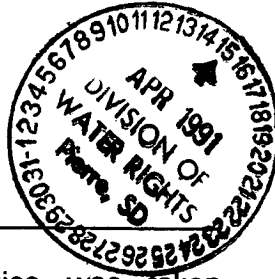
For purposes of publishing 1) the notice of hearing on Application No. 5501-3 and 2) the chief engineer's recommendation, a Board meeting is scheduled for May 1, 1991, at 10:00 am in the meeting room at Chef Louie's, 601 E. Havens, Mitchell, SD. If this application is opposed or the recommendation is 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 Union) ss.



I, Lester E. Emerson

certify that the attached printed Notice was taken
 from the The Leader-Courier

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 Elk Point

of South Dakota

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

April 4 and 11, 1991

Lester E. Emerson
 (Signature)

Editor
 (Title)

April 11, 1991
 (Date Signed)

Cost of Printing: \$58.57

NOTICE OF HEARING ON APPLICATION NO. 5501-3 TO APPROPRIATE WATER

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For purposes of publishing 1) the notice of hearing on Application No. 5501-3 and 2) the chief engineer's recommendation, a Board meeting is scheduled for May 1, 1991, at 10:00 a.m. in the meeting room at Chef Louie's, 601 E. Havens, Mitchell, S. D. 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 peti-

tion, 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.

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ERIC GRONLUND 4-11

Natural Resource Engineer
Pub: Apr. 4 and 11.



GREAT FACES. GREAT PLACES.

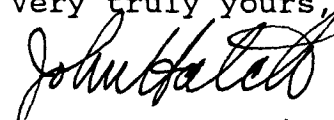
SEP 4 1991

Douglas G Adam
88 Sunset Dr
Riverland, SD 57049

Dear Mr. Adam:

Enclosed is Water Permit No. 5501-3 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 TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Division, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 5501-3

Date: JAN 29 1993



I\We request that Water Permit/~~Right~~ No. 5501-3

formerly owned by: SANDY MEAD CORP.

be transferred to: (name & address) SANDY MEAD HOMEOWNERS ASSOC. C/OE

463 Prairie Passage, Dakota Dunes, SD 57049 (Telephone No)

Title to the following described land(s)/property has been transferred as described above:

NW 1/4, SE 1/4 SEC 21 Twp 89N R 48 W

I\We understand that the validity of Water Permit/Right No. 5501-3 has not been determined by this transfer action. If I\We have any questions on validity, I\We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Union)

I\We SUSAN J. Snyder being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Susan J. Snyder
(Signed)

Subscribed and sworn to before me this 12 day of Feb, 19 93.

[Signature]
(Notary Public)

my Commission expires 9-27-93

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

413638

Division of Water Rights

South Dakota Department of Environment and Natural Resources

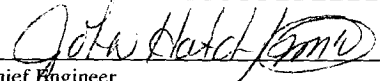
Pierre, _____ February 18, 19 93

RECEIVED OF Susan J Snyder, 463 Prairie Passage, Dakota Dunes, SD 57049

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. _____		
Fee for Filing Transfer Form <u>Water Permit No. 5501-5</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By 
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 31, 1993

No. 5501-3
5584-3

Susan J. Snyder
Sandy Meade Homeowners Assoc.
463 Prairie Passage
Dakota Dunes, SD 57049

Dear Ms. Snyder:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Water Permit Nos. 5501-3 and 5584-3.

Our records now show Sandy Meade Homeowners Assoc. as the owner of Water Permit Nos. 5501-3 and 5584-3.

Sincerely,

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

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

enclosure



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

February 4, 2003

5584-3

5501-3

Sandy Mead Homeowners Association
463 Prairie Passage
Dakota Dunes SD 57049

Dear Sir:

On June 20, 2002 the investigation of your water use system, including the extent of application of water to beneficial use, as developed under Water Permit Nos. 5501-3 and 5584-3, was completed by Ron Duvall, a staff engineer with our program. Your final water right document, the water license, can now be issued.

State law requires that we charge a \$50.00 fee for the investigation and issuance of the water license. Upon receipt of the \$50.00 fee from you, we will complete processing the water license. The check or money order for the fee should be made payable to the "Water Rights Program".

The licensed water right will be similar to a property right that can not be lost as long as the water use continues and you abide by the permit requirements.

If you have any questions regarding the water permit, investigation of your water use system or payment of the fee, please contact Genny McMath with our program at (605) 773-3352.

Sincerely,

Karen Schlaak
Water Rights Program
(605) 773-3352

c: Duane Diez, Manager

5501-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

AUG 28 2003

5584-3

Sandy Mead Homeowners Assoc
463 Prairie Passage
Dakota Dunes SD 57049

Dear Sir:

Enclosed is Water License No. 5584-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 000853 in the amount of \$50.00 which you paid for the investigation and issuance of the Water License.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Sincerely,

A handwritten signature in cursive script that reads "Garland Erbele".

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

NOTE: The applicable portions of No. 5501-3 are incorporated into Water License No. 5584-3

enclosures