

Considered: \_\_\_\_\_

WATER PERMIT NO. 5685-3

Phone: 285-6236

Name of Applicant: Bowdle Livestock Exchange

Post Office Address: PO Box 250, Bowdle SD 57428

Amount of Water Claimed: 10 gpm (0.022 cfs) Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: commercial use County: Edmunds

About \_\_\_\_\_ miles \_\_\_\_\_ of \_\_\_\_\_

PROOF OF PUBLICATION: Received \_\_\_\_\_ Not Received \_\_\_\_\_

APPLICATION: Approved \_\_\_\_\_ Subject to \_\_\_\_\_

F.F.& C/.L. Adopted \_\_\_\_\_ Not Approved \_\_\_\_\_ Deferred \_\_\_\_\_

PRIORITY Date Received: 10-16-91 Fee: \$50 Remarks \_\_\_\_\_

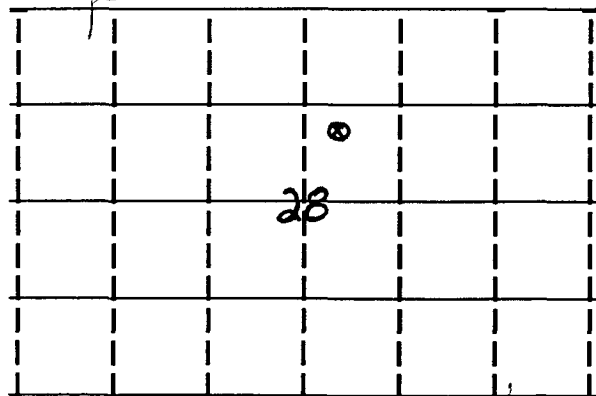
Corrected Application Received 7-13-92 Period of Annual Use Jan 1 - Dec 31

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

WI-1 Description same as Application YES \_\_\_\_\_ NO \_\_\_\_\_ REMARKS \_\_\_\_\_

Diversion Point: SW 1/4 NE 1/4 Sec 28-T123N-R73W

Land to be Irrigated: \_\_\_\_\_



Well Log: Driller: Dakota Boring Co. Licensed YES X NO \_\_\_\_\_

Depth of Well: 90' REMARKS \_\_\_\_\_

Type of Map: aerial PREPARED BY: K.J. Kebrwald, SCS Reviewed and the Number

Assigned on 7-13-92 By Karen Schlaak

No. 5685-3 Hydrologic Unit 10130106  
 Map No. \_\_\_\_\_ Basin Missouri River  
 Newspaper The Bowdle Pioneer, Box 368

# Application For Permit To appropriate Water Within The State Of South Dakota

Check one of water use: 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 Bowdle Livestock Exchange Phone No. 285-6236  
 Post Office Address P.O. Box 250 Bowdle State S.D. 57428  
(Street, RR or Box) (City) (Zip Code)
- Amount of water claimed (c.f.s) 10 Gallons per min. (0.022 cfs)
- Source of water supply Well
- Location of point of diversion NE 1/4 Section 28 township 123 Range 73  
S.W. 1/4 N.E. 1/4 28-123-73  
 \_\_\_\_\_ County Edmunds
- Counties where water will be used Edmunds
- Annual period during which water is to be used JANUARY-1-DECEMBER-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 \_\_\_\_\_

I, Melvin Raseron 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 Melvin Raseron

Subscribed and sworn to before me this 14th day of October 19 91

JOHN G. THURN

Notary Public, South Dakota

My Commission Expires May 3, 1996

Notary Public

**SOUTH DAKOTA  
WATER PERMIT No. 5685-3**

Date of first receipt of application October 16, 1991.

Date of return to applicant for corrections, amendments or changes  
October 24, 1991.

Date of receipt of corrected application July 13, 1992.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5685-3 to Bowdle Livestock Exchange, PO Box 250, Bowdle SD 57428 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. 5685-3 appropriates 10 gallons per minute (0.022 cubic feet of water per second) from one well (Pleistocene Unknown) 90 feet deep located in the SW 1/4 NE 1/4 Section 28-T123N-R73W.
2. The water appropriated shall be used for the purpose of supplying water at the livestock exchange and may not exceed the amount of water needed for beneficial use for commercial 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. 5685-3 is September 30, 1992.
5. The date from which applicant may claim right is July 13, 1992.
6. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

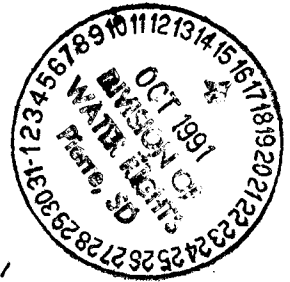
**WATER MANAGEMENT BOARD**

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

DEC 24 1992  
date

## Supplemental Information

(type or print in ink)



## 1. Well Information - Proposed construction

- a) Drill Hole Diameter 2' Depth 65'
- b) Casing Type Cement Diameter 2' Thickness 2"
- c) Screen Type NONE Diameter NONE Thickness NONE
- d) Gravel Pack Thickness NONE Length of Gravel Pack NONE
- e) Depth to Top of Water Bearing Material 55'
- f) Depth to Water (ground surface to water level) 40'
- g) Distance to nearest existing domestic well: 1/2 mile
- On applicants property \_\_\_\_\_ On property owned by others X

## 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 \_\_\_\_\_

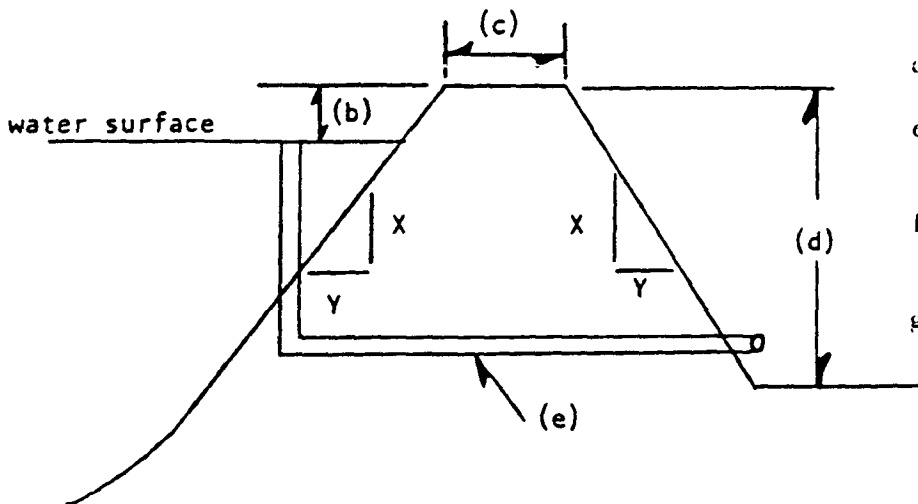
g) X & Y Slope  
Upstream \_\_\_\_\_

Downstream \_\_\_\_\_

Surface Area of Impoundment \_\_\_\_\_

Storage \_\_\_\_\_ acre feet

Drainage area above dam \_\_\_\_\_



Melvin Kaseman  
Signature of Applicant

# NOTICE OF WELL CONSTRUCTION

## (1) WELL CONSTRUCTION

Location of well: SW 1/4 NE Section 28 Township 122 Range 72  
 Well owner: Bowditch Livestock Sales Co Bowditch S.D.  
 (Name) (Address)  
 Date well drilling completed: July 17-1974 purpose of well: domestic, irrigation, municipal, industrial, etc.

### WELL LOG

| Layers, top to top in feet | Description of layer |
|----------------------------|----------------------|
| 0-1                        | top soil             |
| 1-6                        | loam                 |
| 6-25                       | 3/4 Clay             |
| 25-30                      | B Clay               |
| 30-70                      | 2/3 Clay             |
| 70-85                      | hard layers          |
| 85-                        | shale                |

Depth to top of water producing aquifer \_\_\_\_\_  
 Depth to static water level \_\_\_\_\_  
 Name of producing aquifer (if known) \_\_\_\_\_  
 Total depth of drill hole 90  
 Depth to bottom of casing 90

Casing information: In the space below show kind, size, weight, length, diameter, etc., for production casing and surface casing, if used.

4 in ID Plastic

Screen information: In the space below show length of screen below bottom of casing, diameter and kind of screen or casing perforations.

20 ft 4 in ID 3/8 drilled hole  
with 18 ft No 10 slot sand  
pack inside of the 4 in (2 in)  
 If a flowing well, flow of completed well \_\_\_\_\_

Attach sheet if more space is needed

Dakota Boring Co Verigil N.W.  
 Name of Drilling Contractor

## (2) PUMP INSTALLATION

Company name and size of pump \_\_\_\_\_ HP \_\_\_\_\_  
 Type of pump \_\_\_\_\_ Capacity of installed pump \_\_\_\_\_ GPM \_\_\_\_\_  
 Depth of pump placement \_\_\_\_\_ ft., Date of pump installation \_\_\_\_\_

## WATER SURFACE MEASURING TUBE

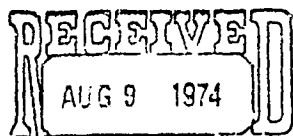
## (2) PUMP INSTALLATION

Company name and size of pump \_\_\_\_\_ HP \_\_\_\_\_  
 Type of pump \_\_\_\_\_ Capacity of installed pump \_\_\_\_\_ GPM \_\_\_\_\_  
 Depth of pump placement \_\_\_\_\_ ft., Date of pump installation \_\_\_\_\_

## (3) WATER SURFACE MEASURING TUBE

On some wells an air-tight water surface measuring tube is required: See Section 46.408 of Chapter 46.4, MINNESOTA WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed \_\_\_\_\_ ft., tube diameter \_\_\_\_\_  
 tube material \_\_\_\_\_

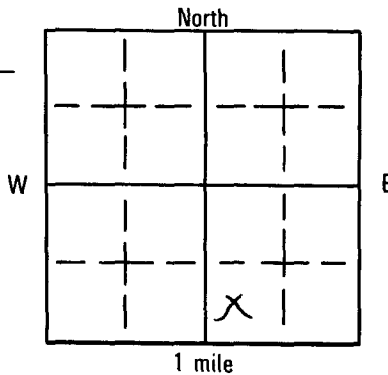


\_\_\_\_\_  
 Name of Pump Installation Contractor

STATE WATER RIGHTS COMM.  
 PIERRE, SOUTH DAKOTA

## SOUTH DAKOTA WATER WELL COMPLETION REPORT

10-85

Location SW 1/4 SE 1/4 Sec 28 Twp 122 Rg 72County AdamsPlease mark well  
location with  
an "X"Well Completion Date July 17 1974

## PROPOSED USE:

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

## Method of Drilling:

Rotary

## CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe \_\_\_\_\_

| PIPEWEIGHT  | DIAMETER    | FROM     | TO           | HOLE DIAMETER |
|-------------|-------------|----------|--------------|---------------|
| _____ LB/FT | <u>0</u> IN | _____ FT | <u>96</u> FT | <u>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 ☒ NO

To what depth? \_\_\_\_\_ FEET

What is grouting material? \_\_\_\_\_

If cement, number of sacks? \_\_\_\_\_

Describe grouting procedure \_\_\_\_\_

What was grout weight? \_\_\_\_\_ LB/GAL

SCREEN: ☐ Perforated pipe ☐ ManufacturedDiameter 4 IN Length 20 FEETMaterial PlasticSlot Size 1/8 Set From 70 Feet To 90 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 ☒ NO

Explain \_\_\_\_\_

Bacteriological analysis ☐ YES ☒ NOLaboratory sent to No

## Well Owner:

Name Bowdle Livestock Sales CoAddress Bowdle SD

## Well Log:

## Depth

| Formation            | From      | To         |
|----------------------|-----------|------------|
| <u>top soil</u>      | <u>0</u>  | <u>1</u>   |
| <u>Gravel</u>        | <u>1</u>  | <u>1.6</u> |
| <u>Yellow</u>        | <u>6</u>  | <u>25</u>  |
| <u>Blue Clay</u>     | <u>25</u> | <u>30</u>  |
| <u>Clay</u>          | <u>30</u> | <u>70</u>  |
| <u>Red and Layer</u> | <u>70</u> | <u>85</u>  |
| <u>Shale</u>         | <u>85</u> | <u>90</u>  |

STATIC WATER LEVEL Don't Know 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 Don't Remember☐ Bailed Describe: \_\_\_\_\_☐ Other \_\_\_\_\_

## Pumping Level Below Land Surface

\_\_\_\_\_ ft. After \_\_\_\_\_ Hrs. pumped \_\_\_\_\_ GPM

\_\_\_\_\_ ft. After \_\_\_\_\_ Hrs. pumped \_\_\_\_\_ GPM

\_\_\_\_\_ ft. After \_\_\_\_\_ Hrs. pumped \_\_\_\_\_ GPM

## REMARKS:

18 ft of No 10 slot 2 in screen  
and pack inside of 4 inThis well was drilled under license # 234

And this report is true and accurate.

Drilling firm Dakota Drilling Co

Signature of License Representative:

Vernil H. Worin

Signature of Well Owner:

Date \_\_\_\_\_



NOT TO SCALE



## Conversation or File Documentation

NAME OF PERSON OR FILE: Bowdle Livestock - Melvin Kaspar

ADDRESS: \_\_\_\_\_ COUNTY \_\_\_\_\_

DATE: 1-13-91 TELEPHONE \_\_\_\_\_RE: pending appl.

## COMMENTS:

Mr. Kaspar stated he received the 2 letters from our office. They haven't returned the info because they are waiting for the driller to send them a copy of the well log. He was going to call the driller again

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.

NAME: Karen Schlantz

# RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412883

Pierre, October 21, 1991

RECEIVED OF Bowdle Livestock Exchange, Bowdle, SD 57428

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

|                                                                                                                              |       |       |
|------------------------------------------------------------------------------------------------------------------------------|-------|-------|
| Fee for Application for Permit No. <u>5685-3</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 (CF)  
Chief Engineer



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

GREAT FACES. GREAT PLACES.

October 24, 1991

Bowdle Livestock Exchange  
Melvin Kasepar  
PO Box 250  
Bowdle SD 57428

Dear Mr. Kasepar:

In regard to your water permit application received on October 16, 1991, the following information needs to be submitted and clarified in order to process your application.

1. On Item No. 4 of the application, please indicate the quarter-quarter (40 acre parcel) of the NE 1/4 Section 28 where the well is located.
2. A map showing the location of the diversion point (place where the well is located) in relation to a government section corner or quarter corner by direction and distance. The map must be signed by one of the following: Registered Land Surveyor, Registered Professional Engineer or by any other government employee who normally prepares maps as a part of his assigned duties (i.e. local SCS or ASCS office).
3. A well log signed by a South Dakota licensed well driller must accompany the application.
4. Please complete Item No. 6. If the water is used continuously, please put January 1 - December 31.

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

Sincerely,

A handwritten signature in cursive script that reads "Karen Schlaak".

Karen Schlaak  
Natural Resources Analyst  
605 773-3352

enclosure



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**  
JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE SOUTH DAKOTA 57501-3181

December 31, 1991

Bowdle Livestock Exchange  
Melvin Kasepar  
PO Box 250  
Bowdle SD 57428

Dear Mr. Kasepar:

On October 16, 1991, you submitted an application (copy enclosed) for a permit to appropriate water for commercial use. You were notified on October 24, 1991 (copy enclosed) that the application was incomplete and were instructed what additional information was necessary in order to complete the application. 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.

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 prior to using water.

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. 5685-3  
for Bowdle Livestock Exchange  
August 18, 1992

Application No. 5685-3 proposes to appropriate 10 gpm (0.022 cfs) from one well approximately 90 feet deep located in the SW 1/4 NE 1/4 of section 28, T123N R73W in Edmunds County. The water is for commercial use at the livestock exchange.

AQUIFER - PLIESTOCENE UNKNOWN (PS-U)

The Pliestocene Unknown aquifer is a buried glacial outwash (sand and gravel) under confined (artesian) conditions in this area. A good description of this aquifer and its areal extent in the Bowdle area is discussed in the Bowdle City Study (Rukstad, 1964). The aquifer has not been mapped in its entirety and there is no estimate available for the amount of water in storage.

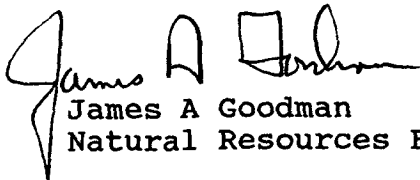
The Division of Water Rights does not monitor any observation wells completed into the Pliestocene Unknown aquifer in this area.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

The City of Bowdle has a City Well No. 6 completed into the buried outwash located about 1/2 mile east of this application. Interference is not expected to be a concern. The diversions rates are relatively small and drawdown caused by pumping should not be significant. These are existing wells and have been in use for many years. According to the Bowdle City Study a well 80 feet deep for Bowdle Livestock was in use in 1964.

CONCLUSIONS

1. Water is available from the Pliestocene Unknown aquifer.
2. The aquifer is confined and under artesian conditions.
3. The aquifer is overlain in some areas by the Bowdle-Edmunds aquifer. This is a shallow glacial outwash under unconfined conditions. There is no available evidence which would suggest that these two aquifers are hydraulically connected. The Division of Water Rights does monitor observation wells completed in to the Bowdle-Edmunds aquifer. Most of the City wells for Bowdle are completed into the shallow aquifer.
4. There is not enough information submitted with the application to evaluate the well construction. The driller's log and the Form 2 do not match.



James A Goodman  
Natural Resources Engineer

BIBLIOGRAPHY

Rukstad, L.R., L.S. Hedges, 1964, Ground Water Supply for the City of Bowdle, SD DENR, SDGS, Vermillion, SD, 57069.

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT  
APPLICATION NO. 5685-3, Bowdle Livestock Exchange

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Water Permit Application No. 5685-3, Bowdle Livestock Exchange, c/o Melvin Kasepar, PO Box 250, Bowdle, SD 57428.

The Chief Engineer is recommending APPROVAL of Application No. 5685-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion has been developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) it is in the public interest.

See report on application for additional information.

  
JOHN HATCH, Chief Engineer  
August 19, 1992



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT  
and 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.

August 26, 1992

Melvin Kasepar  
Bowdle Livestock Exchange  
PO Box 250  
Bowdle, SD 57428

Dear Mr. Kasepar:

Water Permit Application No. 5685-3 for commercial 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 Bowdle Pioneer printed at Bowdle, SD (Ph # 285-6101). 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.



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

August 26, 1992

The Bowdle Pioneer  
Box 368  
Bowdle, SD 57428

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5685-3 to be published twice. Please publish the first notice on September 3, 1992, 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 Bowdle Livestock Exchange, PO Box 250, Bowdle, SD 57428 (Ph # 285-6236).

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  
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 September 3, 1992, with the second publication 7 days later. The applicant is responsible for payment.

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NOTICE OF HEARING on Application No. 5685-3 to Appropriate Water

Notice is given that Bowdle Livestock Exchange, PO Box 250, Bowdle, SD 57428 has filed an application for a water permit to appropriate 10 gallons per minute (0.022 cubic feet of water per second) from one well (Pleistocene Unknown) 90 feet deep located in the SW 1/4 NE 1/4 Section 28-T123N-R73W. The water is for commercial use at the livestock exchange.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5685-3 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 September 21, 1992. 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.

If a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Board will consider this application at 10:00 am, September 30, 1992, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD. 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. The September 30, 1992, 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 September 21, 1992.

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 Eric Gronlund by September 21, 1992, at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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, 46-2A-20, 46-2A-21; 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. Robert E. Roberts, Secretary, Department of Environment and Natural Resources.

**PROOF OF PUBLICATION**

STATE OF SOUTH DAKOTA )

) ss.

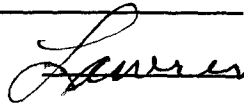
County EDMUNDS**NOTICE OF HEARING  
ON APPLICATION NO. 5685-3  
TO APPROPRIATE WATER**

I, LAWRENCE GAUER Notice is given that Bowdle Livestock Exchange, PO Box 250, Bowdle, SD 57428 has filed an application for a water permit to appropriate 10 gallons per minute (0.022 cubic feet of water per second) from one well (Pleistocene Unknown) 90 feet deep located in the SW¼NE¼ Section 28-T123N-R73-W. The water is for commercial use at the livestock exchange.

A newspaper which during said notice herein after published in the \_\_\_\_\_

CITY

County of EDMUNDS  
that the said notice was following two dates:

SEPTEMBER 3, 1992SEPTEMBER 10, 1992

PUBLISHED9-10-92

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.

(Date Signed)

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 September 21, 1992. 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.

If a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation, the Board will consider this application at 10:00 a.m., September 30, 1992, Floyd Matthew Training Center, Joe Foss Building, 523 East Capitol, Pierre, SD. 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. The September 30, 1992 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 September 21, 1992.

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 Eric Gronlund by September 21, 1992, at the above Water Rights Division address to request copies of information pertaining to this application, to assure access to the hearing by the handicapped or to obtain an interpreter for the hearing impaired.

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, 46-2A-20, 46-2A-21; 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.

Robert E. Roberts,  
Secretary,  
Department of Environment  
and Natural Resources  
Published: 9/3/92 & 9/10/92

Cost of Printing: TOTAL CHARGES \$51.37First Publication \$28.54Second Time at 80% \$22.83123 lines at 23.2¢ per line



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

Melvin Kasepar  
Bowdle Livestock Exchange  
PO Box 250  
Bowdle, SD 57428

Dear Mr. Kasepar:

Enclosed is Water Permit No. 5685-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

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

Very truly yours,

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

enclosures



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE, SOUTH DAKOTA 57501-3182  
[www.state.sd.us/denr](http://www.state.sd.us/denr)

June 8, 2001

Jim Geier  
Box L  
Bowdle SD 57428

Dear Mr. Geier:

I talked to you on June 6, 2001, about the Bowdle Exchange Livestock well. You indicated to me that this well has not been used for a while now because there is something wrong with the motor in it. You told me that the Bowdle Exchange Livestock is now using WEB RWS for its water supply. You indicated to me that the Bowdle Exchange Livestock would like to be able to keep its water permit and use the well for emergency purposes if necessary.

I am enclosing a copy of the rule for the exceptions to nonuse of water and a copy of South Dakota Codified Law (SDCL) 46-6-27 plugging, sealing or capping abandoned wells required.

Please let me know what you decide to do with Bowdle Exchange Livestock well.

If you have any questions, feel free to contact me at (605) 773-3352 or via email at [stacy.johnson@state.sd.us](mailto:stacy.johnson@state.sd.us).

Sincerely,

Stacy J. Johnson  
Natural Resources Engineer

Enclosures (2)

**Water Rights Division - DENR**

Conversation or File Documentation

**Name of Person:** Jim Geier

**File No.** 5685-3

**Address:** Box L, Bowdle, SD 57428 **County:** Edmunds

**Date:** August 21, 2001 *Telephone:* (605) 285-6236

**RE:** Status of Water Permit No. 5685-3

**Comments:** I asked Jim if he intends on fixing the Bowdle Livestock Exchange well. He told me that he is going to fix it. I explained about being able to use the well immediately if WEB RWS goes down. He understood this.

A handwritten signature in black ink that reads "Stacy J. Johnson". The signature is written in a cursive, flowing style.

Stacy J. Johnson

Natural Resources Project Engineer



October 11, 2001

**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE, SOUTH DAKOTA 57501-3182  
[www.state.sd.us/denr](http://www.state.sd.us/denr)

5685-3

Bowdle Livestock Exchange  
Jim Geier  
Box L  
Bowdle SD 57428

Dear Mr. Geier:

On June 6, 2001 the investigation of your water use system, including the extent of application of water to beneficial use, as developed under Water Permit No. 5685-3, was completed by Stacy J Johnson, 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 your water license. The check or money order for the fee should be made payable to the "Water Rights Program".

Your 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*

Karen Schlaak  
Environmental Scientist  
Water Rights Program  
(605) 773-3352

**Water Rights Division - DENR**

Conversation or File Documentation

**Name of Person:** Jim Geier

**File No. 5685-3**

**Address:** Box L, Bowdle SD 57428 **County:** Edmunds

**Date:** October 1, 2001 **Telephone:** (605) 285-6236

**RE:** About Water Permit No. 5685-3

**Comments:** I told Jim that I have a couple of questions about the well used by the Bowdle Livestock Exchange. I told him that when I did my inspection this summer that he told me the capacity of the well is 30 gallons per minute (gpm). I told him that the permit is for 10 gpm. He told me that he just guessed on the capacity of the well when I did my inspection. I also asked him about the diameter of the well hole. I told him that we have a well log saying the well hole is four inches. I also told him that we had information saying the well hole is two feet concrete casing. I told him that I did not remember seeing a two feet concrete casing well hole when I did my inspection. He told me that he did know about the well hole size.



Stacy J. Johnson

Natural Resources Project Engineer

**Permit No. 5685-3**  
**Missouri River - Water District**

Other permit/license(s) associated with project: none  
Contact Person & Address: Jim Geier, Box L, Bowdle, SD 57428

**Report Of Examination Of Works**

On, **June 6, 2001**, I made a thorough examination of the water use system constructed by Bowdle Livestock Exchange of 32575 Hwy 12, Bowdle SD 57428 holder of Permit No. 5685-3, bearing the priority of July 13, 1992, authorizing the diversion of 0.022 cu. ft. per second of Pleistocene Unknown Aquifer for commercial use purposes, in Edmunds County.

The system is in the following condition good. The point of diversion is located Well: from the NE corner of Section 28 T123N-R73W it is 1628 feet south and 2140 feet east with a longitude of -99.655408 and a latitude of 45.444076. The works are capable of diverting and conveying to the place of use 0.022 cu. ft. per second of water that is to be used for commercial use purposes.

The license should be issued for 0.022 cfs.

**Review of Permit Qualifications And Regulations:**

- 1) Special qualifications to permit being abided by yes
- 2) All structures, wells and lands on map yes
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period NA
- 4) Exceptions to compliance are: none

**Report On the Specifics of the System**

**Diversion Point Information:**

- |                                                 |                                     |
|-------------------------------------------------|-------------------------------------|
| 1) Well Drilling Firm: <u>Dakota Boring Co.</u> | 2) No. of Wells <u>1</u>            |
| 3) Depth(s) <u>90</u> feet                      | 4) Well log is available <u>yes</u> |

**Casing:**

- |                             |                          |
|-----------------------------|--------------------------|
| 1) Diameter <u>4</u> inches | 2) Length <u>90</u> feet |
| 3) Type <u>Plastic</u>      |                          |

**Screen:**

- |                                           |                          |
|-------------------------------------------|--------------------------|
| 1) Type <u>Plastic</u>                    | 2) Length <u>20</u> feet |
| 3) Static water level <u>unknown</u> feet |                          |

**Pump\ Motor:**

- |                                   |                                        |
|-----------------------------------|----------------------------------------|
| 1) Pump Make <u>unknown</u>       | 2) Pump Model <u>unknown</u>           |
| 3) Capacity <u>10</u> GPM         | 4) Motor Make <u>unknown</u>           |
| 5) Motor Model No. <u>unknown</u> | 6) Horsepower rating <u>unknown</u> hp |

**Distribution System:**

- 1) Type unknown 2) Size unknown inches 3) Length unknown feet

**COMMENTS: Bowdle Livestock Exchange is hooked up to WEB RWS. They are going to use this well for backup purposes. Something is wrong with the motor of the well right now. The motor for the well is going to be fixed.**

Stacy J. Johnson  
Stacy J. Johnson  
Natural Resources Project Engineer  
DENR, Water Rights Program

10-2-01  
Date



Section 28 T123N-R73W

Well is located 1628 feet south and 2140 feet south of NE corner

Well

0.3

0

0.3 Miles

*Stacy J Johnson* 10-01-01  
Stacy J Johnson  
Natural Resources Engineer  
SD DENR Water Rights Program

# STATE OF SOUTH DAKOTA

## WATER LICENSE NO. 5685-3

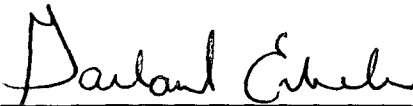
(1) Bowdle Livestock Exchange, Box L, Bowdle SD 57428 made Application No. 5685-3, October 16, 1991 for a water permit to divert 0.022 cubic feet of water per second from groundwater (one well), Edmunds County, South Dakota for commercial purposes. Permit No. 5685-3, with a priority date of July 13, 1992 was approved September 30, 1992 and issued to the applicant for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed

(2) It is certified that the permit holder 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 0.022 cubic feet of water per second for beneficial use. The location of the diversion point is 1,628 feet south and 2,140 feet east from the northeast corner of Section 28-T123N-R73W (SW ¼ NE ¼).

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

\* The livestock exchange is supplied water by WEB. This well is maintained for backup purposes.

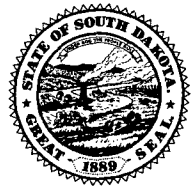
(4) Pursuant to South Dakota Water Law 46-5-30.1 Bowdle Livestock Exchange, Box L, Bowdle SD 57428 the holder and/or owner of Water Right No. 5685-3 is issued a license to appropriate water, the right to use 0.022 cubic feet of water per second from groundwater (one well) with a priority date of July 13, 1992 from the location specified in (2) of this license for commercial purposes. This license is subject to any limitations or qualifications listed in Water Right No. 5685-3 and subject to South Dakota State Law.



GARLAND ERBELE, Chief Engineer  
Water Rights Program  
Department of Environment and Natural Resources

SEP 20 2002

date





**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE, SOUTH DAKOTA 57501-3182  
[www.state.sd.us/denr](http://www.state.sd.us/denr)

February 19, 2002

**REMINDER NOTICE**

5685-3

Jim Geier  
Bowdle Livestock Exchange  
32575 Hwy 12  
Bowdle, SD 57428

Dear Mr. Geier:

On October 11, 2001, we advised you that a \$50.00 fee was due for the completed investigation of your Water Permit No. 5685-3. The fee also covers issuance of your water license which is the final document in obtaining and perfecting a water permit.

To date, we have not received the fee and therefore can not issue the water license. Your 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 any 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. The check or money order for the fee should be made payable to the "Water Rights Program".

Sincerely,

A handwritten signature in black ink, reading "Garland Erbele".

Garland Erbele, Chief Engineer  
Water Rights Program

# CERTIFICATION

I hereby certify that on February 19, 2002, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated February 19, 2002 regarding Reminder Notice Nos. 1913-2, 2471B-3, 5627A-3, 5685-3, 5711-3, 5780-3, 6096-3 addressed as stated below:

5627A-3  
Levi Tschetter  
Poinsett Colony  
46527 189<sup>th</sup> St.  
Estelline, SD 57234

2471B-3  
Buell & Craig Slepikas  
542 4<sup>th</sup> St SW  
Huron, SD 57350

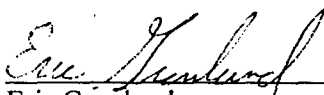
1913-2  
Greg Bryant  
Happy Holiday Campground  
8990 S Hwy 16  
Rapid City, SD 57702

5711-3  
Mabel Almos  
Buffalo Lake Restaurant  
11977 BIA Rd  
Eden, SD 57232

5685-3  
Jim Geier  
Bowdle Livestock Exchange  
32575 Hwy 12  
Bowdle, SD 57428

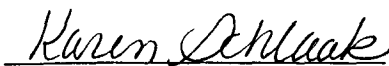
5780-3  
Walter C. Wolf  
Box 349  
Leola, SD 57456

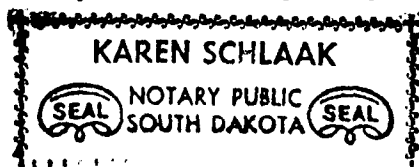
6096-3  
Alvin Waldner  
Huron Colony  
40068 Huron Colony Lane  
Huron, SD 57350

  
Eric Grönlund  
Natural Resource Engineer  
Water Rights

STATE OF SOUTH DAKOTA            )  
                                                  ) SS  
COUNTY OF HUGHES                )

Sworn to, before me, this 20<sup>th</sup> day of February, 2002.

  
Karen Schlaak  
Notary Public  
My Commission expires April 1, 2007





**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE, SOUTH DAKOTA 57501-3182  
[www.state.sd.us/denr](http://www.state.sd.us/denr)

May 21, 2002

FINAL NOTICE  
Permit No. 5685-3

Jim Geier  
Bowdle Livestock Exchange  
32575 Hwy 12  
Bowdle, SD 57428

Dear Mr. Geier:

On October 11, 2001 and February 19, 2002, we advised you that a \$50.00 fee was due for the completed investigation of Water Permit No. 5685-3. The fee also covers issuance of the water license which is the final document in obtaining and perfecting a water right. To date, the fee has not been received.

A billing statement is enclosed. If the fee is not paid within 30 days from the date of this letter, the water license will not be issued and the bill will be turned over to a collection agency. Please remit the required fee to the Department of Environment and Natural Resources, Water Rights Program, 523 E. Capitol, Pierre, SD 57501-3181. The check or money order for the fee should be made payable to the "Water Rights Program".

If you have any questions or believe our records are in error, please contact Genny McMath at (605) 773-3352.

Sincerely,

Garland Erbele, Chief Engineer  
Water Rights Program

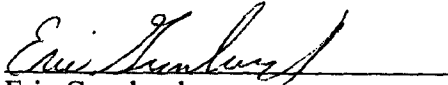
enclosure

# CERTIFICATION

I hereby certify that on May 21, 2002 , I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated May 21, 2002 regarding Final Notice Permit Nos. 5685-3 & 5780-3 addressed as stated below:

5685-3  
Jim Geier  
Bowdle Livestock Exchange  
32575 Hwy 12  
Bowdle, SD 57428

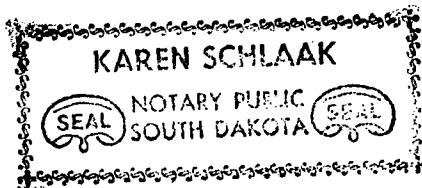
5780-3  
Walter C. Wolf  
Box 349  
Leola, SD 57456

  
Eric Gronlund  
Natural Resource Engineer  
Water Rights

STATE OF SOUTH DAKOTA     )  
                                          ) SS  
COUNTY OF HUGHES         )

Sworn to, before me, this 22<sup>nd</sup> day of May, 2002.

  
Karen Schlaak  
Notary Public  
My Commission expires April 1, 2007



Should you have any questions regarding the above fees, please contact Genny McMath (605) 773-3352  
Water Rights Program, Department of Environment & Natural Resources

**WATER RIGHTS PROGRAM  
FILE DOCUMENTATION**

**NAME OF PERSON:** Jim Geier, Bowdle Livestock Exchange

**ADDRESS:** Box L, Bowdle, SD 57428

**COUNTY:** Edmunds

**DATE:** July 16, 2002

**TELEPHONE:** 605 285-6236

**RE:** payment of license fee

**COMMENTS:**

I called to find out if Mr. Geier received our letters concerning payment of the license fee, specifically the last one with the billing statement. He said he did not recall receiving the letter. I explained to him what the fee was for and when we mailed the letters.

The first letter was mailed to Box L and the last two letters were sent to 32575 Hwy 12 in Bowdle. He says his address is Box L which may account for the reason he had not seen the letter(s). I told him we would mail out another notice requesting the fee to the "Box L" address.

The notice will be mailed by certified mail – return receipt requested.



Genny McMath  
Environmental Scientist



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE, SOUTH DAKOTA 57501-3182  
[www.state.sd.us/denr](http://www.state.sd.us/denr)

July 16, 2002

**FINAL NOTICE**  
Permit No. 5685-3

Jim Geier  
Bowdle Livestock Exchange  
Box L  
Bowdle, SD 57428

Dear Mr. Geier:

On October 11, 2001 and February 19, 2002, we advised you that a \$50.00 fee was due for the completed investigation of Water Permit No. 5685-3. The fee also covers issuance of the water license which is the final document in obtaining and perfecting a water right. To date, the fee has not been received.

A billing statement is enclosed. The fee is due by August 1, 2002. If the fee is not received by August 1<sup>st</sup>, the water license will not be issued and the bill will be turned over to a collection agency. Please remit the required fee to the Department of Environment and Natural Resources, Water Rights Program, 523 E. Capitol, Pierre, SD 57501-3181. The check or money order for the fee should be made payable to the "Water Rights Program".

If you have any questions or believe our records are in error, please contact Genny McMath at (605) 773-3352.

Sincerely,

Ron Duvall, Natural Resources Engineer  
for Garland Erbele, Chief Engineer  
Water Rights Program

enclosure

Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Jim Geier  
Bowdle Livestock Exchange  
Box L  
Bowdle SD 57428

4a. Article Number

7000 0600 0026 9814 1624

4b. Service Type

- ☐ Registered ☒ Certified  
☐ Express Mail ☐ Insured  
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

7-18-02

5. Received By: (Print Name)

Eileen Job

WATER RI  
PROGR. 1

6. Signature: (Addressee or Agent)

X Eileen Job

8. Addressee's Address (Only if requested and fee is paid)

OK

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

*Please make payments payable to the "Water Rights Program". Return this portion with payment to the Water Rights Program, Department of Environment & Natural Resources, 523 East Capitol, Pierre, SD 57501-3181*

**Please make any changes to the name & mailing address that are not correct.**

Name: Jim Geier, Bowdle Livestock Exchange  
Mailing Address: Box L  
City, State, Zip: Bowdle, SD 57428

| Type of Fee | Amount Due | Permit Number |
|-------------|------------|---------------|
| license     | \$50.00    | 5685-3        |

Signature \_\_\_\_\_ Date 7-30-02

Should you have any questions regarding the above fees, please contact Genny McMath (605) 773-3352  
Water Rights Program, Department of Environment & Natural Resources

**RECEIVED**

**JUL 31 2002**

**WATER RIGHTS  
PROGRAM**

# RECEIPT

## Water Rights Program

South Dakota Department of Environment and Natural Resources

417257

Pierre, July 31, 2002

RECEIVED OF James Geier, PO Box 1, Bowdle, SD 57428  
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. 5685-3

Fee for Filing Transfer Form \_\_\_\_\_

Fee for Filing Extension Request \_\_\_\_\_

Fee for \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Any Other Work Provided by Law)

Total

25 00

25 00

By

Darland White

Chief Engineer

gm

# RECEIPT

## Water Rights Program

South Dakota Department of Environment and Natural Resources

417259

Pierre, July 31, 20 02

RECEIVED OF Hi-Way Cafe, Fileer, J Job, POBox 53, Bowdle SD 57428

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. 5685-3

25 00

Fee for Filing Transfer Form \_\_\_\_\_

Fee for Filing Extension Request \_\_\_\_\_

Fee for \_\_\_\_\_

(Any Other Work Provided by Law)

Total

25 00

By

Chief Engineer

Darlene White  
gm



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE, SOUTH DAKOTA 57501-3182  
[www.state.sd.us/denr](http://www.state.sd.us/denr)

SEP 20 2002

5685-3

Bowdle Livestock Exchange  
James Geier  
Box L  
Bowdle SD 57428

Dear Mr Geier:

Enclosed is Water License No. 5685-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 417257 in the amount of \$25.00 which you paid for the investigation and issuance of the Water License. Enclosed with the copy of this letter to Eileen Job is Receipt No. 417259 in the amount of \$25.00.

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. 5685-3, 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.

Sincerely,

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

cc: Hi-Way Café, Eileen Job, PO Box 53, Bowdle SD 57428

enclosures