

WATER PERMIT NO. 5877-3

Name of Applicant: Dale G. Olson

Address: 951 S Marion Rd, Sioux Falls SD 57106

Phone: 605 338-7676

Amount of Water Claimed: 0.10 cfs (45 gpm)

Total Acres: NA

Source of Water Supply: groundwater - one well

Depth of Well: 204 feet

Water to be used for: commercial use

County: Minnehaha

Type of Waste Disposal System: connected to City's sanitary sewer

Location: within city limits

PRIORITY

Date Received: 8-11-95

Fee: \$50.00

Corrected Application Received: NA

Period of Annual Use: January 1 - December 31

Remarks: for commercial use at a car wash, bait shop and lawn watering

Diversion Point: (Lot 1) NE 1/4 NW 1/4

Section 23-T101N-R50W

Land to be Irrigated: NA

		⊗			
		23			

Reviewed and the Number Assigned on: 8-11-95

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____

FORM 2: Application for uses other than irrigation

(type or print)

Mail to:
Water Rights Division
Joe Foss Building
523 E Capitol
Pierre SD 57501-3181
605 773-3352

No. 5877-3 Hydrologic Unit 10170203
Basin Sioux River
Newspaper Argus Leader, Sioux Falls
(office use only)



Application For Permit To Appropriate Water Within The State Of South Dakota

Check use of water:

☐ Municipal ☐ Suburban Housing ☐ Recreational ☐ Institutional
☐ Rural Water System ☐ Commercial ☒ Fish & Wildlife ☐ Geothermal Heat
☐ Domestic (over 18 gpm) ☐ Industrial ☐ Other LAWN
car wash - bait shop

Type of Application: ☒ New ☐ Vested Right (Use predates Mar 2, 1955) ☐ Future Use Reservation
(check one) ☐ Place to Beneficial Use Water Reserved by Future Use Permit No. _____
☐ Amendment/Correction to Permit No. _____

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.) _____

- Name of Applicant Dale G. Olson Phone 338-7676
(check one) ☐ Owner ☐ Tenant/lessee
Mailing Address 951 So. Marion Rd Sioux Falls State S. Dak.
(Street, RR, or Box) (City) (Zip Code) 57104
- Amount of water claimed 0.10 *CFS or 4.5 **GPM ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (***Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply Well
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) (Lot 1)
NE 1/4 NW 1/4 sec -23-T101N-R50W
County _____
- County or counties where water will be used Minnehaha
- Annual period during which water is to be used annually Jan 1 - Dec 31
- Give a description of the 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 is from a well or dugout, or if storage of water is proposed. Attach map and any other technical information. (see instructions)

STATE OF SOUTH DAKOTA)

County of Minnehaha ss

I, Dale G. Olson, 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 Dale G. Olson

Subscribed and sworn to before me this 10th day of August 1995

Pamela Kennedy
Notary Public

**SOUTH DAKOTA
WATER PERMIT NO. 5877-3**

Date of first receipt of application August 11, 1995.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 5877-3 to Dale G. Olson, 951 S. Marion Rd, Sioux Falls SD 57106 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. 5877-3 appropriates 0.10 cubic feet of water per second (45 gallons per minute) from one well (Sioux Quartzite) 204 feet deep located in (Lot 1) NE 1/4 NW 1/4 Section 23-T101N-R50W.
2. The water appropriated shall be used for the purpose of supplying water to a car wash, bait shop and lawn watering and may not exceed the amount of water needed for beneficial use for commercial use 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. 5877-3 is October 30, 1995.
5. The date from which applicant may claim right is August 11, 1995.
6. 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 Hatch*
John Hatch, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

DEC 18 1995

date



Supplemental Information

(type or print in ink)



1. Well Information - Proposed Construction

- a) Drill Hole Diameter 10" Depth 204'
b) Casing Type Steel Diameter 6" Thickness _____
c) Screen Type _____ Diameter _____ Thickness _____
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) 49'
g) Distance to nearest existing domestic well:
On applicants property _____ On property owned by others _____

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) _____
b) System Capacity (gallons) _____ c) Year Constructed _____
d) Connected to the City of SIOUX FALLS Sanitary System.

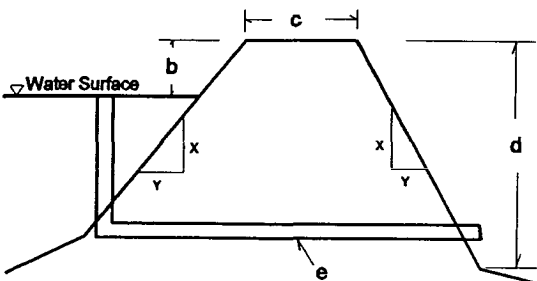
3. Dugout Information

- a) Surface Dimensions _____ Depth _____
b) Depth to water (ground surface to water level) _____

4. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below for each dam. The locations of the dams need to 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 _____

h) Surface Area of Impoundment _____

i) Storage _____ Acre Feet

j) Drainage Area Above Dam _____ Acres

RECEIPT

414583

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ August 11, 19 95

RECEIVED OF Olson Oil Co, 951 S Marion Rd, Ste 1, Sioux Falls, SD 57106-0547

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

Fee for Application for Permit No. <u>5877-3</u> to Appropriate Water, to construct 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 _____		

(Any Other Work Provided by Law)	Total	50 00

By John H. Hatch
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 30, 1995

Dale Olson
Olson Oil Co.
951 South Marion Road
Sioux Falls, SD 57106

Dear Mr. Olson:

A well driller's report filed by Dave Patzke Well Drilling shows that they completed a new well for you. Based on the information in the report, you may need a permit to appropriate water for use in your business.

1. A water permit must be obtained for any water use except for reasonable, private domestic use. Examples of commercial use that require permits for private water supplies are: truckstops; motels; restaurants; bars; clubs; tourist attractions; campgrounds and any other business operation. A vested water right can be claimed for water uses beginning on or prior to February 28, 1955, for ground water or March 2, 1955, for surface water.
2. As a new well owner, you need to be aware of some of your responsibilities. Enclosed is a copy of "Well Owner Responsibilities". Please review these responsibilities to ensure you are complying with all of the requirements.

Please complete and return the enclosed application forms, with the required fee, to the "Water Rights Division, 523 E. Capitol, Pierre, SD 57501" by February 20, 1995. You may contact Barry McLaury at 605-773-3352 if you don't believe your water use requires a permit or if you need assistance.

Sincerely,

RON DUVALL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 14, 1995

Dale Olson
Olson Oil Co.
951 South Marion Road
Sioux Falls, SD 57106

Dear Mr. Olson:

I am writing to follow-up my January 30, 1995 letter regarding the legal requirement that you obtain a permit to appropriate water for use in your facility. We have reviewed our records and can not locate a water permit for your business. **A Business without a water permit has no legal right to the use of water. The Chief Engineer can issue a shut off order, if the illegal use of water continues.**

Please complete and return the application that was sent to you with my January 30, 1995 letter. Send the application, with the required fee, to the "Water Rights Division, 523 E. Capitol, Pierre, SD 57501" by April 14, 1995. If you believe you already have a water permit, have a permit issued under another name, or need assistance, contact Barry McLaury, Environmental Scientist (605-773-3352).

Sincerely,

RON DUVAL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 27, 1995

Dale Olson
Olson Oil Co.
951 South Marion Road
Sioux Falls, SD 57106

Dear Mr. Olson:

I am writing to follow-up my January 30 & March 14, 1995 letters concerning the legal requirement that you obtain a permit to appropriate water for use in your facility. We have reviewed our records and can not locate a water permit for your business. **A business without a water permit has no legal right to the use of water. The Chief Engineer can issue a shut off order if the illegal use of water continues.**

Please complete and return the application that was sent to you with my January 30, 1995 letter. Send the application, with the required fee, to the "Water Rights Division, 523 E. Capitol, Pierre, SD 57501" by **May 19, 1995**. If you need assistance, contact Barry McLaury, Environmental Scientist (605-773-3352).

Sincerely,

RON DUVALL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division

REPORT ON WATER PERMIT APPLICATION NO. 5877-3

for Dale G. Olson

September 5, 1995

Application No. 5877-3 proposes to appropriate 0.10 cfs (45 gpm) from one well approximately 204 feet deep located in the NE 1/4 NW 1/4 of section 23, T101N R50W in Minnehaha County. The water is for commercial use at a car wash and bait shop and also lawn watering.

AQUIFER - SIOUX QUARTZITE (SOUX)

The Sioux Quartzite is pink, well cemented sandstone, consisting of nearly pure silica (Baldwin, 1949). The formation has generally little porosity and groundwater is obtained from fractures and natural jointing within the rock. The rock underlies all of Minnehaha County and there is no estimate available for the amount of water in storage because the depth and development of the fracture system is not well known (Niehus, 1992). According to the well log submitted with the application "granite" was encountered at a depth of 49 feet and continued to a depth of 204 feet below land surface. The well as completed had a static water level of 49 feet below land surface and was capable of producing 45 gpm using air to develop. The aquifer by definition would be under water table conditions or unconfined at this site. However, the aquifer is buried at this site beneath an unconfined glacial outwash (Big Sioux Southern Skunk Creek aquifer) and glacial till. The well completion report indicates that this well is completed in accordance with SD Well Construction Standards.

The Water Rights Program does not monitor any observation well completed into the Sioux Quartzite in this area. There is one observation well (MA-80V) which is completed into the quartzite wash (weathered quartzite) which is hydraulically connected to the Sioux Quartzite and may represent water levels for the aquifer in this area. The observation well is located about 2 miles northeast of this application and a hydrograph for this well is included with this report. In general, the water level record indicates the aquifer is capable of sustaining additional withdrawals and does recharge (Water Rights, 1995).

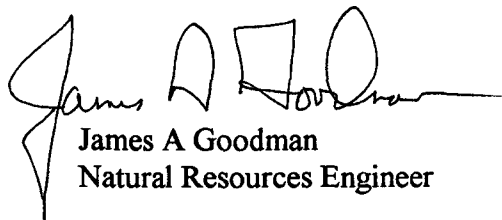
REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are 6 existing water permits/rights within 1 1/2 miles of this application which obtain water from the Sioux Quartzite. Interference is not expected to be a concern. Drawdown will occur as a result of pumping but the spacing between wells is sufficient to minimize any potential effects.

CONCLUSIONS

1. Water is available from the Sioux Quartzite aquifer.
2. The aquifer is buried but is under water table conditions at this site. Drawdown will occur but interference is not expected to be a concern.

3. The well completion report indicates that this well was constructed in accordance with SD Well Construction Standards.
4. Wastewater will be disposed of through the City of Sioux Falls sanitary sewer system.



James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

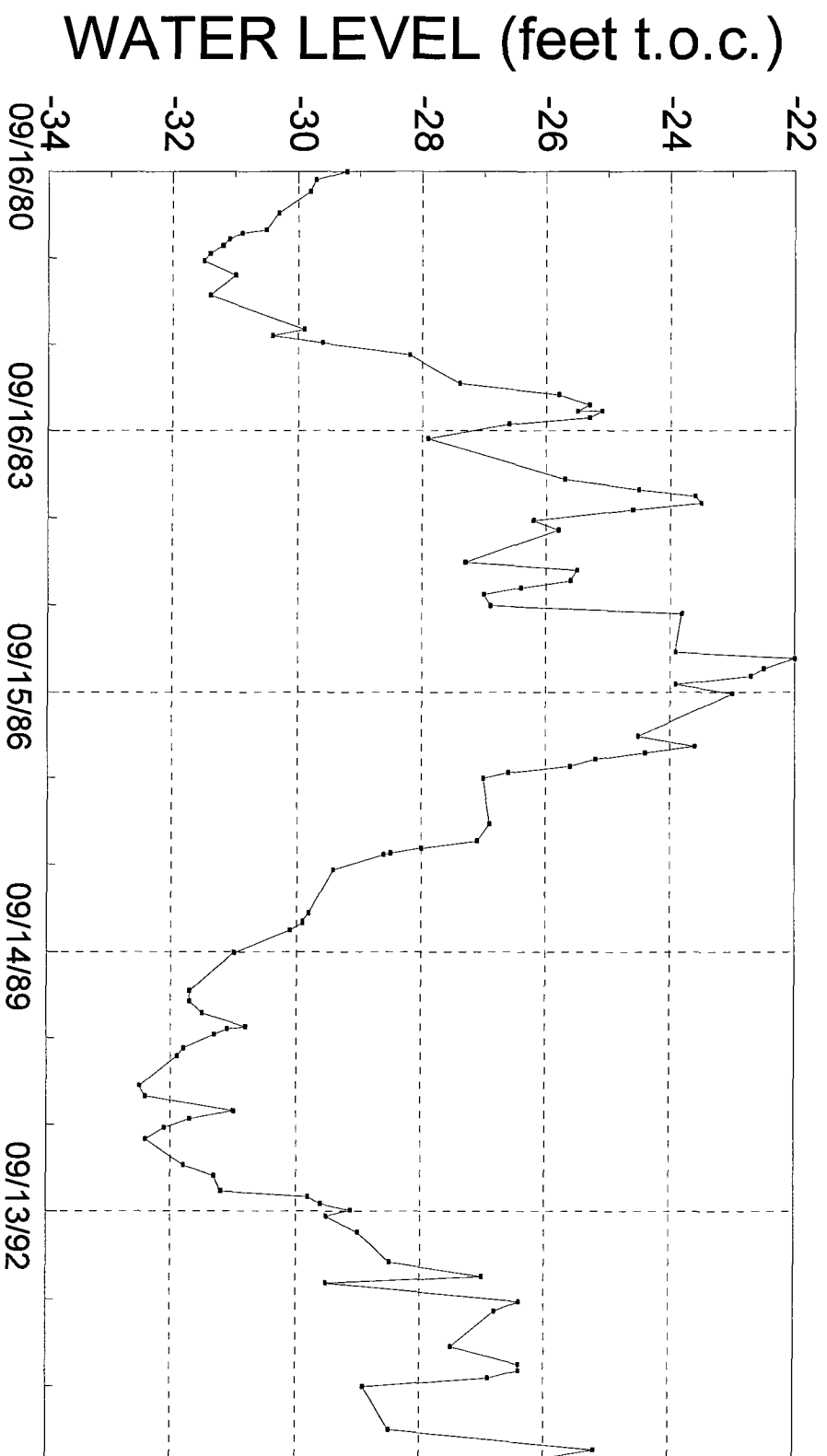
Baldwin, B., 1949, A Preliminary Report on the Sioux Quartzite, RI No. 63, SD DENR, SDGS, Vermillion, SD, 57069.

Niehus, C.A., R.J. Lindgren, 1992, Water Resources of Minnehaha County, South Dakota, WRI 91-4104, USGS, Huron, SD, 57350.

Water Rights, 1995, Unpublished Observation Well Data for Minnehaha County, SD DENR, Division of Environmental Services, Water Rights Program, Pierre, SD, 57501.

WATER RIGHTS OBSERVATION WELL

MA-80V



**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5877-3, Dale Olson**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Permit Application No. 5877-3, Dale Olson, 951 South Marion Road, Sioux Falls, SD 57106.

The Chief Engineer is recommending APPROVAL of Application No. 5877-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.

See report on application for additional information.

A handwritten signature in black ink, appearing to read "John Hatch", written in a cursive style.

JOHN HATCH, Chief Engineer
September 11, 1995



**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.

September 12, 1995

Dale G. Olson
951 South Marion Road
Sioux Falls, SD 57106

Dear Mr. Olson:

Water Permit Application No. 5877-3 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 Argus Leader printed at Sioux Falls, SD (Ph # 605-331-2200). 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 ENVIRONMENT
and NATURAL RESOURCES**

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

September 12, 1995

Argus Leader
PO Box 5034
Sioux Falls, SD 57117-5034

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 5877-3 to be published twice. Please publish the first notice on September 19, 1995, 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 Dale G. Olson, 951 South Marion Road, Sioux Falls, SD 57106 (Ph # 605-338-7676).

A copy of BOTH publications must be SENT to the WATER RIGHTS PROGRAM. 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 Program
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 19, 1995, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 5877-3 to Appropriate Water

Notice is given that Dale G. Olson, 951 South Marion Road, Sioux Falls, SD 57106 has filed an application for a water permit to appropriate 0.10 cubic feet of water per second (45 gallons per minute) from one well (Sioux Quartzite) 204 feet deep located in (Lot 1) NE 1/4 NW 1/4 Section 23-T101N-R50W. The water is for commercial use at a car wash, bait shop and lawn watering.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5877-3 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and chief engineer. The applicant must file a petition if contesting the chief engineer's recommendation. The Chief Engineer's address is "Water Rights Program, 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 October 6, 1995.

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. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.

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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

September 29, 1995

Dale G. Olson
951 South Marion Road
Sioux Falls SD 57106

Dear Mr. Olson:

I am writing regarding publication of the notice of hearing for Water Permit Application No. 5877-3. On September 12, 1995 the legal notice of hearing on Application No. 5877-3 to Appropriate Water for commercial use was sent to you. This letter directed you to review the notice for accuracy and contact the Argus Leader to authorize publication. The Argus Leader informed me that you had not contacted them to authorize publication of this notice. Consequently, the notice was not published on September 19 and 26, 1995.

Enclosed is another copy of the Notice with October 11 and 18, 1995 as the scheduled dates of publication. **It will be necessary for you to contact the Argus Leader (Phone # 605 331-2200) by October 4, 1995 to authorize publication and to arrange for payment of the notice.** Please contact the paper as soon as possible.

If you have any questions, please contact Karen Schlaak or me.

Sincerely,

Eric Gronlund
Natural Resources Engineer
Water Rights Program
605 773-3352

enclosures



September 29, 1995

Argus Leader
PO Box 5034
Sioux Falls, SD 57117-5034

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Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
Water Rights Program
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

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Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and chief engineer. The applicant must file a petition if contesting the chief engineer's recommendation. The Chief Engineer's address is "Water Rights Program, 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 October 30, 1995.

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. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County of Minnehaha) SS

I, D. Reicher

certify that the attached printed Notice was

taken from the _____

Argus Leader

printed and published in Sioux Falls

County of Minnehaha and State of

South Dakota. The notice was published in
 the newspaper on the following two dates:

Wednesday, October 11, 1995

Wednesday, October 18, 1995

Cost of Printing: 71.57

D. Reicher
 (Signature)

Asst. Controller
 (Title)

10/18/95
 (Date Signed)



State Notices

NOTICE OF APPLICATION
 NO. 5877-3 to Appropriate Water
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Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 5877-3 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

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Nettie H. Myers, Secretary
 Department of Environment and
 Natural Resources
 3704
 Oct. 11, 18, 1995



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

DEC 18 1995

Dale G. Olson
951 S. Marion Rd.
Sioux Falls, SD 57106

Dear Mr. Olson:

Enclosed is Water Permit No. 5877-3 authorizing 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 Program
605 773-3352

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 15, 1997

5877-3

Dale G. Olson
951 S. Marion Rd.
Sioux Falls, SD 57106

Dear Mr. Olson:

The investigation of your water use system, including the extent of application of water to beneficial use, as developed under Water Permit No. 5877-3, 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 investigation and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

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

Sincerely,

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

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

RECEIPT

415448

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ August 25, 1997

RECEIVED OF Olson Realty, 951 S. Marion Rd., Suite #1, Sioux Falls, SD 57106

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. <u>5877-3</u>	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

Permit No. 5877-3
Big Sioux River - Water District

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

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

I have this day, July 21, 1997 made a thorough examination of the water use system constructed by Dale G. Olson of 951 S. Marion Rd., Sioux Falls SD 57106 holder of Permit No. 5877-3, bearing the priority of August 11, 1995 authorizing the diversion of 0.10 cu. ft. per second of the waters of Sioux Quartzite Aquifer for commercial purposes, in Minnehaha County.

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

A. Works used to divert the water:

One well 204 feet deep with 49 feet of 6 inch steel casing to the granite, no screen. Gould submersible pump with a 10 gpm capacity and a Franklin submersible motor rated at 5 hp.

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

150 feet of 2 inch plastic pipe.

C. Works used to apply water to beneficial use:

Water supply for minnow tanks in the baitshop and to water grass boulevards.

The system is in the following condition good. The point of diversion is located 225' S and 265' W of the N¹/₄ corner of Section 23, T101N, R50W. The works are capable of diverting and conveying to the place of use 0.022 cu. ft. per second of water which is to be used for commercial purposes. Water has been put to beneficial use to the maximum extent as follows:

Water supply for minnow tanks in baitshop and to water grass boulevards.

comprising a total of less than one acre of land and the license should be issued for 0.022 cfs.

Applicable permit qualifications have been complied with: yes

Exceptions to compliance are: none

Lynn Beck
Lynn Beck

8-12-97
Date

Natural Resources Engineer
DENR, Water Rights Program

REPORT ON INSPECTION OF PERMIT NO. 5877-3

DATE OF INSPECTION: 7-21-97

Other permit(s) associated with the project: none

NAME & ADDRESS OF INSPECTION CONTACT: Dale G. Olson, 951 S. Marion Rd., Sioux Falls SD 57106

RELATIONSHIP TO PERMIT HOLDER, IF APPLICABLE: same

NAME & ADDRESS OF PERMIT HOLDER: same

DIVERSION POINT LEGAL LOCATION: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, T101N, R50W 225' S and 265' W of the N $\frac{1}{4}$ corner Section 23.

WELL INFORMATION:

- 1) Well Drilling Firm: Dave Putzke Well Drilling Inc.
- 2) No. of Wells 1
- 3) Depth(s) 204 feet
- 4) Well log is available yes

Casing:

- 1) Diameter 6 inches
- 2) Length 49 feet
- 3) Type steel

Screen: No screen, well is finished to the granite.

Pump:

- 1) Make Gould submersible
- 2) Model #
- 3) Size #
- 4) Capacity 10 GPM

Motor:

- 1) Make Franklin submersible
- 2) Model No. #
- 3) Horsepower rating 5 hp

DISTRIBUTION LINES OR CANALS:

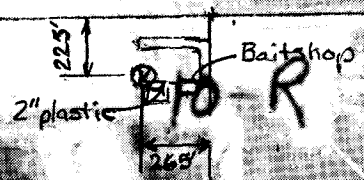
- 1) Type plastic
- 2) Size 2 inches
- 3) Length 150 feet

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Special qualifications to permit being abided by yes
- 2) All structures, wells and lands on map yes

NOT TO SCALE

101-50



NON
Aq.

47.4

23

7338/1
Lynn Beck
Lynn Beck
Natural Resources Engineer
DENR, Water Rights Program
8-12-97

① T-9471



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOV 12 1997

5877-3

Dale G. Olson
951 S. Marion Rd.
Sioux Falls, SD 57106

Dear Mr. Olson:

Enclosed is Water License No. 5877-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 415448 in the amount of \$50.00 which you paid for the investigation and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5877-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Program
(605) 773-3352

gm
enclosures

STATE OF SOUTH DAKOTA

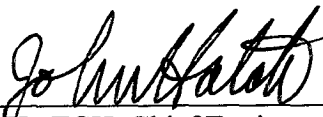
WATER LICENSE NO. 5877-3

(1) Dale G Olson, 951 S Marion Rd, Sioux Falls, SD 57106 made Application No. 5877-3, August 11, 1995 for a water permit to divert 0.10 cubic feet of water per second from ground water (one well), Minnehaha County, South Dakota for commercial purposes. Permit No. 5877-3, with a priority date of August 11, 1995 was approved October 30, 1995 and issued to the applicant for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.022 cubic feet of water per second for beneficial use. The location of the diversion point is 225'S and 265'W of the N¼ corner of Section 23, T101N, R50W (NE¼ NW¼).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use in supplying water to a bait shop and watering grass boulevards.

(4) Pursuant to South Dakota Water Law 46-5-30.1 Dale G Olson, 951 S Marion Rd., Sioux Falls, SD 57106 the holder and/or owner of Water Permit No. 5877-3 is issued a license to appropriate water, the right to use 0.022 cubic feet of water per second from ground water (one well) with a priority date of August 11, 1995 from the location specified in (2) of this license, for commercial purposes. This license is subject to any limitations or qualifications listed in Water Permit No. 5877-3 and subject to South Dakota State Law.



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

NOV 12 1997

date

