

WATER PERMIT NO. 6636-3

Name of Applicant: **Western Consolidated Co-op**

Address: **Box 78, Holloway MN** Phone:

Amount of Water Claimed: **0.022** Total Acres: **NA**

Source of Water Supply: **groundwater (one well)**

Water to be used for: **commercial** County: **Grant**

Type of Waste Disposal System:

Location: **1 mile northwest of Twin Brooks**

PRIORITY Date Received: **7-6-05**

Application/License Fee: **\$100**

Corrected Application Received: **7-15-05**

Period of Annual Use: **January 1 – December 31**

Remarks:

Diversion Point: **SE ¼ NW ¼ Sec 7-T120N-R49W**

Land to be Irrigated: **NA**

Depth of Well: **58 feet**

Well Driller: : **Kranz Well & Excav**

Remarks:

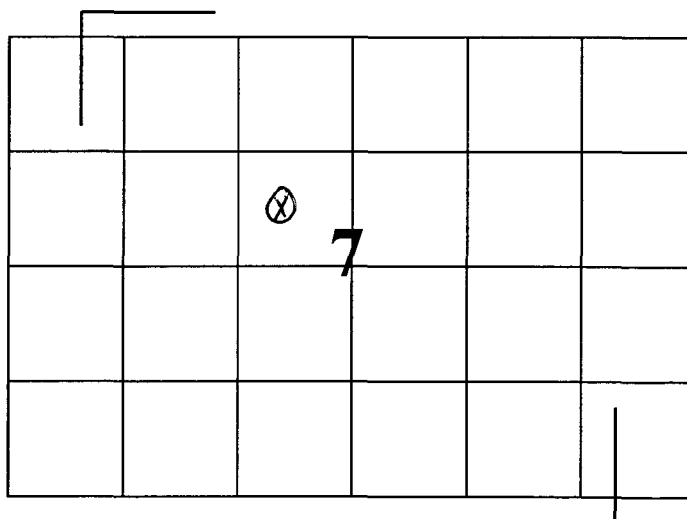
Type of Map: **aerial**

Prepared by: **Dale Johnson, NRCS**

Reviewed and the Number Assigned on: **7-15-05**

By: **Karen Schlaak**

Notice of Hearing - date to intervene: _____



RECEIVED

JUL - 6 2005

WATER RIGHTS
PROGRAM

Mail to:
Water Rights Program
Joe Foss Building
523 E. Capitol
Pierre, SD 57501-3181
(605) 773-3352

(office use only)
No. 6636-3 Hydrologic Unit 07020001
Basin Minnesota-Whetstone
Newspaper Grant Co. Review, Milbank

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

Check use(s) of water:

☐ Municipal ☐ Suburban Housing ☐ Recreational ☐ Institutional
☐ Rural Water System ☒ Commercial ☐ Fish & Wildlife ☐ Geothermal Heat
☐ Domestic (over 18 gpm) ☐ Industrial ☐ Other _____

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.) n/a

- Name of Applicant Western Consolidated ~~Group~~ Phone 320 -
(check one) ☐ Owner ☐ Tenant/lessee
Mailing Address Box 78 Holloway State MN 56249
(Street, RR, or Box and City) (Zip Code)
- Amount of water claimed 0.022 *CFS or 10 **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 new well
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) SE4NW4 Sect 7 120N
49W
County Grant
- County or counties where water will be used Grant
- Annual period during which water is to be used year round 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)
Well water used for elevator's bathroom / kitchenette

STATE OF SOUTH DAKOTA)

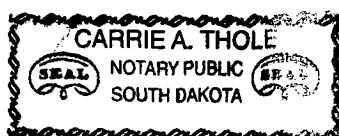
County of Grant SS

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)

I, Mickey Johnson, 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.

Applicant's signature Mickey Johnson

Subscribed and sworn to before me this 5th day of July 20 05



Carrie A Thole
Notary Public signature

SOUTH DAKOTA
WATER PERMIT NO. 6636-3

Date of first receipt of application July 6, 2005.

Date of return to applicant for corrections, amendments or changes July 6, 2005.

Date of receipt of corrected application July 15, 2005.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 6636-3 to Western Consolidated Co-op, Box 78, Holloway MN 56249 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. 6636-3 appropriates 10 gallons per minute from one well completed into the Veblen Aquifer (58 feet deep) located in the SE ¼ NW ¼ Sec 7-T120N-R49W.
2. The water appropriated shall be used for the purpose of commercial use at a grain elevator and may not exceed the amount of water needed for beneficial use.
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. 6636-3 is August 29, 2005.
5. The date from which applicant may claim right is July 6, 2005.
6. One-fifth of the construction is to be completed on or before March 1, 2007.
7. All construction is to be completed on or before August 29, 2010.
8. Water is to be put to beneficial use on or before August 29, 2014.
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: Garland Erbele

Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

SEP 30 2005

date



Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter 6 3/4 Depth 58
- b) Casing Type pvc Diameter 4 Thickness 5dr 21
- c) Screen Type pvc Diameter 4 Thickness 5dr 21
- d) Gravel Pack naturally developed Length of Gravel Pack n/a
- e) Depth to Top of Water Bearing Material 2548ft
- f) Depth to Water (ground surface to water level) 25 ft.
- g) Distance to nearest existing domestic well:
- On applicants property none On property owned by others 1/2 mile

2. Wastewater Disposal System Information not installed when well was drilled

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

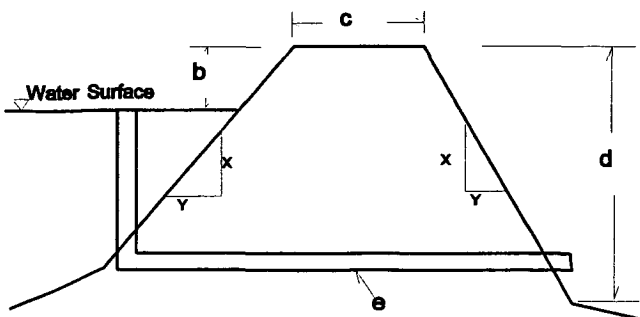
☒ Dugout Information

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

☒ 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

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date July 6, 2005

RECEIVED OF West-Con, PO Box 78, Holloway MN 56249-0078

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

Fee for Application for Permit No. <u>6636-3</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. <u>6636-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	100.00

No. 001900

By

Darland Ebele
Chief Engineer gm

MAP NOT TO SCALE
THIS IS NOT AN OFFICIAL WETLAND MAP

58.8

120-49

155.0
T926

141.0

m-5

Site of
wall

Dale E. Johnson
7-13-05

NWCS
Milbank, S.D.

NWEL
1

NWEL
2

108.6
T927

92.9
T929

NWEL
1

56.4

120-49

32.3
T928

NWEL
2

NWEL
2

SOUTH DAKOTA WATER WELL COMPLETION REPORT

07-92

Location SE 1/4 NW 1/4 Sec 7 Twp 120 Rg 49WCounty Grant

North

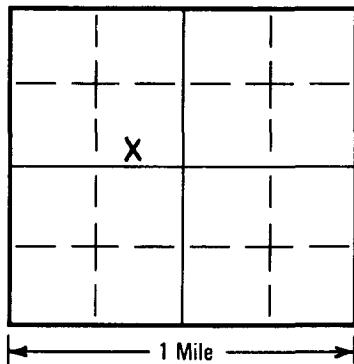
Please mark well location with an "X"

W

X

E

Well Completion Date

5-3-05

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? 160 ft. from septic tank (identify source).

PROPOSED USE:

☐ Domestic/Stock ☐ Municipal ☒ Business ☐ Test Holes
☐ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Rotary

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>sdr21</u> LB/FT	<u>4</u> IN	<u>48</u> FT	<u>6</u> FT	<u>6 3/4</u> IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
<u>bentonite</u>	<u>3</u>	_____ lb./gal	<u>48</u> ft	<u>20</u> ft
<u>Cement</u>	_____	_____ lb./gal	<u>20</u> ft	<u>0</u> ft

Describe grouting procedure tremmieSCREEN: ☐ Perforated pipe ☒ ManufacturedDiameter 4 IN Length 10 FEETMaterial pvcSlot Size 025 Set From 58 Feet to 48 Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION: Was well disinfected upon completion?

☒ YES, How: Bleach

_____ NO, Why Not? _____

Laboratory sent to for water quality analysis _____

Well Owner: Western Consolidated Coop

Business Name: _____

Address: Box 78
Holloway MN 56249

WELL LOG:

DEPTH

FORMATION

FROM

TO

topsoil01yellow clay122blue clay2248sand4858STATIC WATER LEVEL 25 Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced Flowrate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☐ PumpedDescribe: Air lifted☐ Bailed☐ Other

Pumping Level Below Land Surface

_____ ft. After _____ Hrs. pumped _____ GPM

_____ ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate _____ GPM

REMARKS

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MAY - 9 2005WATER RIGHTS
PROGRAMThis well was drilled under license # 598

And this report is true and accurate.

Drilling firm Kranz Well & Excav

Signature of License Representative:

Charles Kratz

Signature of Well Owner or Equitable Property Holder:

Date: 5-4-05



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 15, 2005

Western Consolidated Coop.
Box 78
Holloway MN 56249

Dear Sir:

I am writing in regard to a well driller's report filed by Kranz Well & Excav. The report shows a new well has been completed for Western Consolidated Coop. Based on the information in the report, you may need a water permit for this water use.

1. According to state law, a water permit is needed for any water use except for reasonable, private domestic use. Examples of commercial uses that require a water rights permit are: truckstops; motels; restaurants; bars; clubs; tourist attractions; campgrounds or any other business operation.
2. Also, 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.

Enclosed are application forms and instruction sheet to apply for a water permit. The completed forms with the application fee and map can be returned to: Water Rights Program, 523 E. Capitol, Pierre, SD 57501. Please respond by August 1, 2005.

If you believe your water use does not require a water permit or that you have an existing permit, or if help is needed completing the application forms, please contact Ron Duvall or me at (605) 773-3352. We will be happy to assist you in any way possible.

Sincerely,

Karen Schlaak
Water Rights Program
karen.schlaak@state.sd.us

enclosures



July 6, 2005

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

RECEIVED

JUL 15 2005

**WATER RIGHTS
PROGRAM**

Western Consolidated Co-op
c/o Mickey Johnson
Box 78
Holloway MN 56249

Dear Mr. Johnson:

Thank you for submitting the *Application for a Permit to Appropriate Water* for commercial use. In order to complete the application the following is required.

- Enclosed is the aerial map submitted with the application. 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 NRCS office).

If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352
karen.schlaak@state.sd.us

enclosure

REPORT ON WATER PERMIT APPLICATION NO. 6636-3
For Western Consolidated CO-OP
July 22, 2005

Application No. 6636-3 requests an appropriation of 0.022 cfs (10 gpm) from one well approximately 58 feet deep located in the SE ¼ NW ¼ of section 7, T120N R49W in Grant County. The water is for commercial use at a grain elevator.

AQUIFER – VEBLEN (VEB)

Mapping for the county study indicates that an aquifer does not exist at this site. However the Veblen aquifer is mapped just to the north of this site and could easily be extended into this area. The Veblen aquifer underlies 260 square miles and contains an estimated 700,000 acre-feet of water in storage in Grant County (Hansen, 1990). The aquifer extends into Roberts County to the north, Minnesota to the east and into Deuel County to the south. Ground water movement is from west to east across the aquifer (Hansen, 1990). The aquifer is under confined conditions at this site.

The driller's log filed with the application indicates yellow clay from 1 to 22 feet, blue clay from 22 to 48 feet, and sand from 48 to 58 feet below land surface with a static water level of 25 feet below land surface. No test pumping information was provided with the log and the well is constructed in accordance with SD Well Construction Standards.

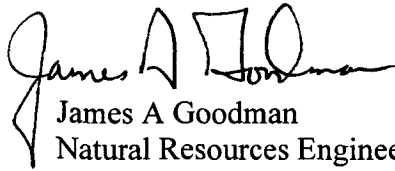
The nearest observation well completed into the Veblen aquifer is located about four miles northeast of this application. This is observation well GT-77L. A hydrograph for this well is included with this report. In general, the water level record indicates that the aquifer is capable of sustaining additional withdrawals (Water Rights, 2005). The record does show the effects of some irrigation withdrawals to the east (water levels fluctuate some in the summer) and the effects of climatic conditions, that is, rising water levels during wet years (recharge) and gradually declining water levels during dry years.

REVIEW OF EXISTING WATER PERMIT/RIGHTS

There are no nearby permitted withdrawals from the Veblen aquifer. At this low rate of withdrawal interference is not a concern.

CONCLUSIONS

1. Water is available from the Veblen aquifer or Pleistocene unknown aquifer as the case may be.
2. The aquifer is confined and under artesian conditions at this site. Interference is not a concern. This request is insignificant at 10 gpm. Little if any drawdown will be created at this pumping rate.
3. This well has been constructed in accordance with SD Well Construction Standards.



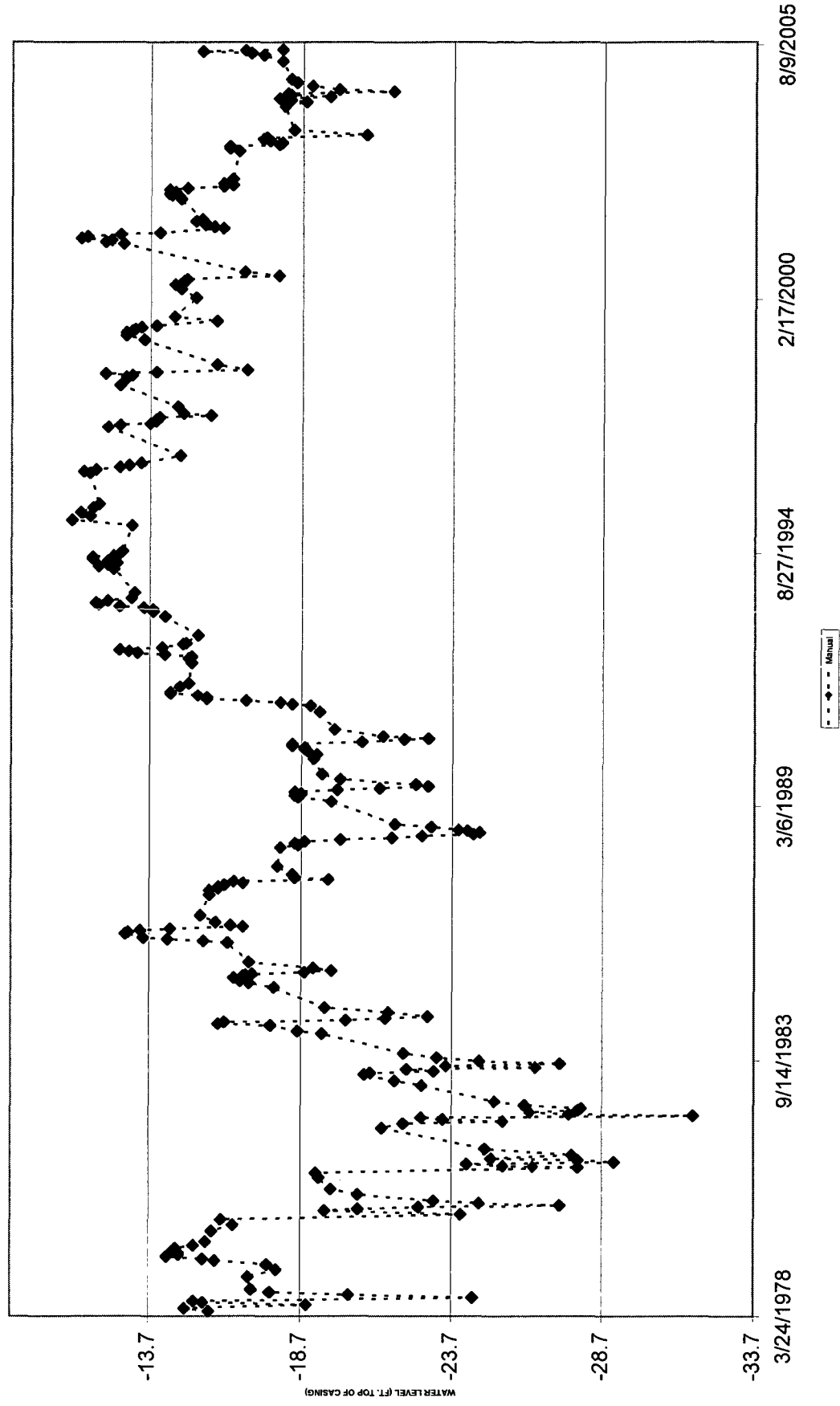
James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

Hansen, D.S., 1990, Water Resources of Codington and Grant Counties, South Dakota, Water-Resources Investigations Report 89-4147, USGS, Huron, SD, 57350.

Water Rights, 2005, Unpublished Observation Well Data for Grant County, SD DENR, DES, Water Rights Program, Pierre, SD, 57501.

WATER RIGHTS' OBSERVATION WELL
GT-77L





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 6636-3, Western Consolidated Co-op**

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. 6636-3, Western Consolidated Co-op, c/o Mickey Johnson, Box 78, Holloway MN 56249.

The Chief Engineer is recommending APPROVAL of Application No. 6636-3 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) it is 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.

Garland Erbele, Chief Engineer
July 29, 2005



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

August 1, 2005

Western Consolidated Co-op
% Mickey Johnson
Box 78
Holloway MN 56249

Dear Mr. Johnson :

Water Permit Application No. 6636-3 for commercial use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice has been sent to the Publisher of the Grant Co Review printed at Milbank, SD (Ph # 605-432-4516). You will need to contact the newspaper and authorize publication of this notice. 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 and to arrange for payment. Early contact with the paper can eliminate delays. Upon receiving authorization, the publisher has been instructed to publish your notice once each week for two consecutive weeks. The newspaper has also 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

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

August 1, 2005

Grant Co Review
PO Box 390
Milbank SD 57252-0390

ATTENTION: Legal Public Notice

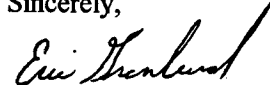
Enclosed is a Notice on Application No. 6636-3 to Appropriate Water to be published twice. Please publish the first notice on August 10, 2005 with the second publication 7 days later. The text of the notice can be e-mailed to your paper by contacting Karen Schlaak at (605) 773-3352.

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 Western Consolidated Co-op, % Mickey Johnson, Box 78, Holloway MN 56249 (Ph # 320-394-2171).

Please send the Water Rights Program the first publication immediately. The publication is checked for accuracy so any corrections can be made in the second publication. You may use the form below or fax a copy of the first publication. Any fax should be sent to the attention of Karen Schlaak at (605) 773-4068. Publication errors can invalidate the public notice.

After the second publication, **please send us an affidavit or use the enclosed Proof of Publication form.** The applicant pays the cost of publication, but the Water Rights Program records require an affidavit or Proof of Publication. Delays in receiving the affidavit can be costly to the applicant.

Sincerely,


Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

No. 6636-3

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

Date _____

We are in receipt of your letter of August 1, 2005 enclosing Notice to Appropriate Water by Application No. 6636-3 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 August 10, 2005 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 6636-3 to Appropriate Water

Notice is given that Western Consolidated Co-op, c/o Mickey Johnson, Box 78, Holloway MN 56249 has filed an application for a water permit to appropriate 10 gallons per minute from one well completed into the Veblen Aquifer (58 feet deep) located in the SE ¼ NW ¼ Sec 7-T120N-R49W. The water is for commercial use at a grain elevator.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 6636-3 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 August 29, 2005.

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. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

Printer's Affidavit of Publication

STATE OF SOUTH DAKOTA
COUNTY OF GRANT

} ss.

Holli Seehafer

of said County and State, being first duly sworn, on oath says that the Grant County Review is a legal weekly newspaper of general circulation, printed and published in Milbank, in said County of Grant and State of South Dakota, by Phyllis Justice, and has been such newspaper during the times hereinafter mentioned; that said newspaper is a legal newspaper; and that it has a bona fide circulation of more than two hundred copies weekly, and has been published within said County of Grant in the English language and has been admitted to the United States mail under second class mailing privilege, for at least one year next prior to the publication of the Notice herein mentioned, and has been printed wholly in an office maintained at the said place of publication, that I, the undersigned, Advertising Manager of said newspaper, in charge of the advertising department thereof, have personal knowledge of all the facts stated in this affidavit; that the advertisement headed Notice of Application No. 6636-3 to appropriate water

a printed copy of which, taken from the paper in which the same was published, is attached to this sheet and is made a part of this Affidavit, was published in said newspaper at least once each week for two successive weeks, on the day of each week on which the said newspaper was regularly published, to-wit:

<u>August 10 20 05</u>	<u>20</u>
<u>August 17 20 05</u>	<u>20</u>
<u>20</u>	<u>20</u>

That \$ 38.74, being the full amount of the fee charged for the publication of said Notice, inures to the benefit of the publisher of the Grant County Review; that no agreement or understanding for the division thereof has been made with any person, and that no part has been agreed to be paid to any person whomsoever.

Holli Seehafer

Subscribed and sworn to before me 17th this day of Aug 20 05

Debra D. Hemmer

Notary Public, Grant County, South Dakota

NOTICE OF APPLICATION NO. 6636-3

to Appropriate Water

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Aug. 10 11 11 AM '05 Aug. 17

RECEIVED

AUG 19 2005

WATER RIGHTS
PROGRAM

Publication Fee \$ 38.74
Notarial Fee \$
Total \$ 38.74



SEP 30 2005

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Western Consolidated Co-op
%Mickey Johnson
Box 78
Holloway MN 56249

Dear Mr. Johnson:

Enclosed is Water Permit No. 6636-3 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Form 10, *Notice of Completion of Works and Application of Water to Beneficial Use*, is enclosed. Please return this completed form after you have finished the system and have put the water to beneficial use. An investigation can then be scheduled so the water license may be issued, thus completing the acquisition of a water right.

An informational sheet *Common Water Right Questions* is also enclosed. This sheet is intended to answer some of the questions associated with obtaining and keeping a water right.

Sincerely,

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

enclosures

6636-3

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

Date October 6, 2005

TO: Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

FROM: Western Consolidated Cooperative
(name)

47229 45 Hwy 12
(address)

Twin Brooks, SD 57269
(city, state, zip)

605-432-4531
(phone)

RECEIVED

OCT 11 2005

WATER RIGHTS
PROGRAM

I have completed the construction of the water use system and I have put the water to beneficial use to the maximum extent it is going to be used.

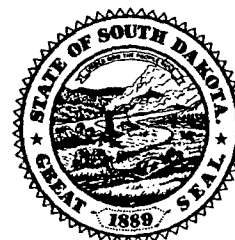
Water Permit No. 6636-3 states that the water use system is to be constructed by August 29, 2010, and water is to be put to beneficial use by August 29, 2014.
(date) (date)

The water use system was completed on May 3, 2005.
(date)

Applying the water to beneficial use was completed on August 3rd, 2005.
(date)

You may schedule an investigation so that the water license may be issued.

Branch MGR
(signature)



Permit No. 6636-3
Minnesota-Whetstone - 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 10, 2006, made a thorough examination of the water use system constructed by Western Consolidated Co-op of 47229 US Hwy 12, Twin Brooks, SD 57269 holder of Permit No. 6636-3, bearing the priority of July 6, 2005 authorizing the diversion of 0.022cu. ft. per second of the waters of the Veblen aquifer for Commercial purposes, in Grant County.

Inspection contact & relationship **Steve Nagen 432-4531**
to permit holder, if applicable:

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Kranz Well and Excavating
- 2) No. of Wells 1
- 3) Depth(s) 58 feet
- 4) Well log is available Y
- 5) Comment:

Casing:

- 1) Diameter 4 inches
- 2) Length 48 feet
- 3) Type Plastic

Screen:

- 1) Type PVC
- 2) Length 10 feet
- 3) Static water level 25 feet

Pump:

- 1) Make Gould
- 2) Model Bruiser
- 3) Size 1/2 hp
- 4) Capacity 10 GPM

B. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by Y
- 2) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period NA
- 3) Exceptions to compliance are: None

The system is in **Excellent** condition with the point(s) of diversion located as follows: **Approximately 1670 feet south and 1815 feet east of the NW corner of Section 7-T120N-R49W (N 45.21793, W -96.75476).** 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 use.** Water has been put to beneficial use to the maximum extent as follows:

Water from the well is used for the grain elevators bathroom and kitchenette.

The license should be issued for 0.022 cfs.

All structures, wells and lands on map Y

Comments or other permit(s) associated with the project:



Mike DeFea

Natural Resources Project Engineer
DENR, Water Rights Program

Date report completed: January 30, 2007

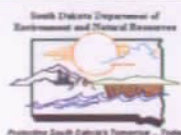
Western Consolidated Co-op
47229 US Hwy 12
Twin Brooks, SD 57269
432-4531

Water Permit no. 6636-3



Mike DeFea

Mike DeFea
Natural Resources Engineer
DENR, Water Rights Program
January 30, 2007



0 700 1,400 2,800 Feet

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 6636-3

(1) Western Consolidated Co-op, 47229 US Hwy 12, Twin Brooks SD 57269 made Application No. 6636-3, July 6, 2005 for a water permit to divert 0.022 cubic feet of water per second from ground water (one well – Veblen Aquifer), Grant County, South Dakota for commercial purposes. Permit No. 6636-3, with a priority date of July 6, 2005 was approved August 29, 2005 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before August 29, 2010 and for the application to beneficial use of said water on or before August 29, 2014.

The Permit holder submitted a *"Notice of Completion of Works and Application of Water to Beneficial Use"* on October 11, 2005. The *"Notice"* stated the water use system was completed on May 3, 2005 and the water placed to beneficial use on August 3, 2005.

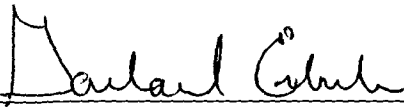
(2) It is certified that the permit holder has complied with the provisions of South Dakota State Law relating to completion of the water supply system and is entitled to divert 0.022 cubic feet of water per second (10 gallons per minute) for beneficial use. The location of the diversion point is approximately 1,670 feet south and 1,815 feet east of the NW corner of Section 7, T120N, R49W (SE ¼ NW ¼).

(3) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use in the elevator's bathroom and kitchenette.

(4) Pursuant to South Dakota Water Law 46-5-30.1 Western Consolidated Co-op, 47229 US Hwy 12, Twin Brooks SD 57269 the holder and/or owner of Water Right No. 6636-3 is issued a license to appropriate water, the right to use 0.022 cubic feet of water per second (10 gallons per minute) from ground water (one well – Veblen Aquifer) with a priority date of July 6, 2005 from the location specified in (2) of this license for commercial use.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 6636-3 and subject to 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.


Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

APR 30 2007

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

APR 30 2007

6636-3

Steve Nagen
Western Consolidated Co-op
47229 US Hwy 12
Twin Brooks SD 57269

Dear Mr. Nagen:

Enclosed is Water License No. 6636-3. The license is the final water right document completing your process of obtaining a Water Right. Also included is a map prepared by the staff engineer who conducted the field investigation.

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. 6636-3, 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

enclosures