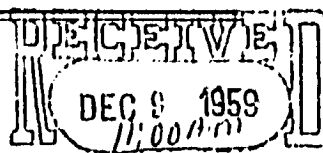


No. 687-3Water Division No. 3 Missouri River District
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

To appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant CITY OF LAKE ANDES, a municipal corporation, of South Dakota
Postoffice address Lake Andes, County Charles Mix, State South Dakota

I. If a corporation Yes.

- (a) Name of same CITY OF LAKE ANDES, (a municipal corporation)
(b) Date and place of incorporation South Dakota, 1903 -
(c) Amount of capital stock ---
(d) Amount paid in ---
(e) Names and addresses of directors ---

This is a municipal corporation created pursuant to
statutes of the State of South Dakota by operation
of law.

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)
not pertinent

- (b) Cash on hand, \$ --- (c) Treasury stock, \$ ---
(d) Bonds to be issued, \$ --- (e) Other resources, \$ ---

2. Name of diversion work Municipal Water Works3. Amount of water claimed .73 cubic feet per second4. Source of water supply Ground water5. Location of point of diversion Well #1 - lot 3, block 20; well #2 lot 5, block 18,original location; well #3 lot 12, block 18, all in Charles Mix County.6. Annual period or periods during which water is to be used continuous

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?

(a) Number of acres to be irrigated --- acres.(b) Legal subdivisions to be irrigated ---

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

(c) Statement as to domestic use (giving location, etc.) Municipal needs

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

(a) Nature of use ---

Name any of the above uses claimed

(b) Amount of power to be generated --- horse power.Amount claimed for engine cooling ---(c) Location of plant ---(d) Method of developing power ---(e) Point where water will be returned to stream ---

8. Estimated cost of work:

(a) Head Gates, \$.....

(b) Pumping plant, \$.....

(c) Fluming, \$.....

(d) Canal-earth, \$.....

Rock, \$.....

(e) Other structures \$.....

Total, \$.....

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

II. Dimensions of works:

(a) Dam: Height.....feet; length at bottom.....feet; length at top

.....feet; thickness at bottom.....feet; thickness at top.....

feet; slope at front water face.....; slope at back face.....

material used in construction.....

(b) Reservoir: Capacity when filled.....acre feet. Surface area at highwater mark.....acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	FEET	ACRE-Feet CAPACITY

(c)* Head gate: Width.....feet; height.....feet;

Material.....

(d) Canal: Total length.....miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work.....years.

11. Time required for complete application of water to the proposed beneficial use.....years.

12. Choice of newspaper for publication of notice of intention to appropriate.....

STATE OF SOUTH DAKOTA

County of Charles Mix

} ss.

I, Russell J. Stedronsky, as Mayor of City of Lake Andes, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed

Russell J. Stedronsky, MayorSubscribed and sworn to before me this 3rd day of December 1909Notary Public [Signature]

Remarks by State Water Resources Commission:

"Vested Right Claimed"

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, March 23 1960

This is to certify that the foregoing application was received by the Commission at 11:00 A m. upon the 9th day of December, 1959.

State Water Resources Commission

By: [Signature]

Chief Engineer, Executive Officer

Number of permit 687-3

Date of first receipt of application December 9, 1959

Date of return to applicant for correction, amendments or changes required as follows: December 29, 1959

Date of receipt of corrected application January 27, 1960

Date from which applicant may claim right 10 CFS - 1935 5 CFS - 1952, 1960

Approved March 23, 1960, Recorded in Book 5 Page 324

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is ~~to be~~ completed ~~on or before~~

2nd. The whole of said work is ~~to be~~ completed ~~on or before~~

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is

Completed
4th. The water appropriated shall be used for the purpose of municipal needs
for the City of Luke Andes

5th. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed .73 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, ~~nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually used for municipal needs~~ used for municipal needs June 30, 1955; said water to be used and beneficially applied ~~for irrigation~~ on or before June 30, 1955; during the following described annual period:

Continuously

Witness my hand this 23rd day of March, 1960.

State Water Resources Commission

By: [Signature]

Chief Engineer, Executive Officer

Certificate of Construction Issued March 23, 1960

Water License Issued March 23, 1960

STATE OF SOUTH DAKOTA

WATER LICENSE No... 687-3. . . .

WHEREAS, On the 9th day of December A. D. 1959.

The City of Lake Andes

~~xxx~~ County of Charles Mix and State of
South Dakota duly made application (No. 687-3) to us for a permit to use .73
 cubic feet per second of the waters of ground water
 County of Charles Mix, State of South Dakota, for municipal
 purposes; and

WHEREAS, On the 23rd day of March A. D. 1960
vested right recognizing
 Permit No. 687-3 was issued to said applicant for the diversion of said water, and ~~providing for~~
 completion of the works of diversion therein described ~~xxx~~ ~~xxx~~
~~xxx~~ and for the application to beneficial use of said
 water ~~xxx~~ ~~xxx~~ and,

WHEREAS, On the 9th day of December A. D. 1959
vested right
 the holder of said permit duly made proof of the completion of adequate works for the diversion of .73
cubic feet per second of said waters, as evidenced by our Certificate No. 687-3
 dated March 23, 1960 confirming the completion of works of sufficient capacity for
 diverting and conveying to the place of intended use .73 cubic feet per second of water, with date of
 priority of 1935, 1945 and, 1952 and,

WHEREAS, On the 9th day of December A. D. 1959
 proof was duly made of the application to beneficial use of .73 cubic feet per second of said water;
for the municipal needs of the City of Lake Andes,

NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota,
We hereby grant and confirm to the City of Lake Andes
~~xxx~~ vested right the holder. -- and owner. -- of said Permit No. 687-3
a water right, dating from 1935, 1945 and 1952 to the use of .73
cubic feet per second of the waters of ground water
in the County of Charles Mix and State of South Dakota, or so much thereof as may be
necessray for the purposes hereinbelow mentioned, to be diverted ~~xxx from 3 wells within the corporate~~
limits of the city
and conducted ~~xxxxxxx~~ through the city system

for the purpose of municipal use

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State, and subject, also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 23rd day of March A. D. Nineteen
Hundred and sixty

State Water Resources Commission

By:

J.W. GRIMES,

Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. -----

To -----

Source of Supply -----

County -----

Amt. ----- c. f. s.

Point of Diversion -----

Place of Use -----

Purpose -----

Date of Priority -----

Recorded -----

In Book ----- of ----- Page -----

Permit No. 687-3.Water Division No. 3 Missouri River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That the City of Lake Andes

~~xxx~~ South Dakota, County of Charles Mix, and State of South Dakota, the holder ^{vested right} of Permit No. 687-3, issued upon Application No. 687-3, bearing date of priority of 1935, 1945 & 1952, authorizing the diversion of .73 cu. ft. per second of the waters of ground water County of Charles Mix, State of South Dakota, ~~in~~ from 3 wells #1-lot 2, Block 20; Well 2-Lot 5, Block 18; original townsite and well #3 lot 13, Trackage addition for municipal purposes, has ~~fully~~ fully complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are ~~found to be~~ recognized as satisfactory ~~condition~~ for diverting and conveying to the place of intended use .73 cu. ft. per second of water; and that ~~the lands proposed to be irrigated by~~ the use of said water are described as follows, to-wit: for municipal needs, fire protection and city recreational facilities.

Witness my hand this 23rd day of March A. D. 19 60.

State Water Resources Commission

By:

J.W. GRIMES,

Chief Engineer, Executive Officer

① West well

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 8 in., Depth 360 ft

Type of casing Steel
(wood, concrete, steel, etc.)

Size of casing 12 in., Thickness of casing Standard

Length of casing 340 ft If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen

Size of perforated screen (diameter) (length)

Thickness of gravel pack, length of gravel pack

(c) Water Bearing Materials

Distance to water 300 ft Character of water bearing materials

Thickness of water bearing material

(d) Pump and Motor

Type of pump Centrifugal
(centrifugal, propeller, mixed flow, etc.)

Name of pump Fairbank Morse, size 1 inch

Kind of motor Electric
(gasoline, electric, diesel, etc.)

Horsepower 15, Name of Motor Gen. Electric

(e) Complete well

Capacity 45 gals per min at drawdown of Estimated cost

(f) Owner of land upon which well is located City of Lakeland

Address

(g) Distance to nearest existing wells

On same owner's property rods. On property owned by others rods

(2) *Hand Water well*

D. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation *10 inch*, Depth *200 ft*Type of casing *Steel*
(wood, concrete, steel, etc.)Size of casing *8 inch*, Thickness of casing *1/2 inch* (*Standard*)Length of casing *180 ft* If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen

Size of perforated screen (diameter), (length)

Thickness of gravel pack, length of gravel pack

(c) Water Bearing Materials

Distance to water *100 ft* Character of water bearing materials

Thickness of water bearing material

(d) Pump and Motor

Type of pump *Centrifugal*
(centrifugal, propeller, mixed flow, etc.)Name of pump *Home-Run*, size *6 inch*Kind of motor *Electric*
(gasoline, electric, diesel, etc.)Horsepower *25*, Name of Motor *McCaughey*

(e) Complete well

Capacity *230 Gals per min* at drawdown of Estimated cost(f) Owner of land upon which well is located *City of Lake Andes*
Name

Address

(g) Distance to nearest existing wells

On same owner's property rods, On property owned by others rods

(3) *Water well*

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation *Small*, Depth *380 ft*

Type of casing *Steel*
(wood, concrete, steel, etc.)

Size of casing *4 in*, Thickness of casing *1/4 in*

Length of casing *350 ft* If collection gallery, length, size and depth of gallery

(b) Screens

Type of perforated screen

Size of perforated screen (diameter), (length)

Thickness of gravel pack, length of gravel pack

(c) Water Bearing Materials

Distance to water *320 ft* Character of water bearing materials

Thickness of water bearing material

(d) Pump and Motor

Type of pump *Centrifugal*
(centrifugal, propeller, mixed flow, etc.)

Name of pump *Faerbanks*, size *4 in*

Kind of motor *Electric*
(gasoline, electric, diesel, etc.)

Horsepower *15*, Name of Motor *Gen Electric*

(e) Complete well

Capacity *55 Gals per min* at drawdown of Estimated cost

(f) Owner of land upon which well is located *City of Los Angeles*
Name

Address

(g) Distance to nearest existing wells

On same owner's property rods. On property owned by others rods

Location No. 687-3

Water Division No. 3

Water District Missouri River

Proof of Application of Water to Beneficial Use

PETITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. City of Lake Andes, a municipal corporation,

Lake Andes, S. Dak. P.O.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent,) your position with reference to same, and your authority for appearing in its behalf.

Ans. City of Lake Andes, a municipal corporation, of the State of South

Dakota, and its postoffice is Lake Andes, S. Dak. Petitioner is its Mayor.

Ques. 3. State date of posting and date of recording notice of appropriation.

Ans. _____

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Source of water is presently 3 city wells.

Ques. 5. Describe your works of diversion giving length and height of each dam and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use, and date of completion of same.

Ans. none

~~STATEMENT~~ Ground Waters from 3 deep wells are being used in the City of Lake Andes, for domestic, industrial, commercial, and other uses required such as fire protection, cleanliness of streets, etc. Water has been so used in and by the municipality from the time of its existence - approximately in the year 1903. Various wells have been used throughout the years. The city owns the lands upon which the wells are located.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Municipal water supply ADDITIONAL STATEMENT: The City of Lake Andes claims vested rights in such supply of water, known as "ground water" for all of the uses required in and by a municipality, and claims a prior vested right to all adverse or other users, for the health, safety and welfare of its inhabitants.

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. Municipal water supply from use of three existing wells.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. Presently for population of approximately 1800 people.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

Ques. 10. State when, how, in what amount and to what extent, the water diverted under above mentioned permit has been used.

Ans. ~~Under the present policy and system, there is no water diversion.~~

~~Well " 3 1935, well " 1, 1945 & well " 5 1952, per letter 1-25-60~~

City of Lake Andes, S. Dak.

(Sign) My Russell J. Stalronsky Mayor.

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Lake Andes, County of Charles Mix

State of South Dakota, on this 3rd. day of December, A. D. 1959

Paula Krum }
Paula Krum } Witnesses.
Paula Krum } Notary Public, Charles Mix County,
South Dakota

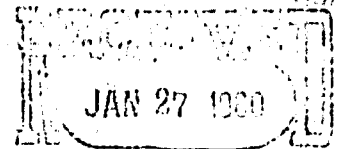
I, the undersigned, do hereby certify that I am a duly qualified elector residing in the immediate vicinity of the diversion works designated in the foregoing testimony, that I have no interest in the works, water or land above described, that I have read the foregoing testimony and that I know of my own personal knowledge that the matters therein stated are true.

Paula Krum

Location No. _____	
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE	
PETITION OF HOLDER	
Amount of Water _____ c. f. s.	
Source _____	
County _____	
Purpose _____	
Place of Use _____	
Date of recording _____	
Received and filed _____	

CITY OF LAKE ANDES
LAKE ANDES, SOUTH DAKOTA

File LA. W.R.



January 25, 1960 STATE WATER RESOURCES BOARD
PIERRE, SOUTH DAKOTA

Dear Sirs;

Enclosed find city map with our wells marked in red.

I do not have records of when these wells were dug as it was the custom back in former times for the city auditor to put all records in a cardboard box and throw them in a corner some place so it would be impossible to give you the exact dates.

The well marked (S)³ was dug about 1935. The well marked W¹ was dug about 1945 and the well marked H⁴ was dug about 1952.

Resp.

Terry Holden

Terry Holden, city clerk

VESTED WATER RIGHT CLAIM NO. 687-3

Date of Validation March 4, 1992.

1. Vested Water Right No. 687-3 appropriates 0.73 cubic feet of water per second (cfs) from three wells located in the SW 1/4 SW 1/4 Section 4 and the NW 1/4 NW 1/4 Section 9; all in T96N-R65W.
2. The appropriated water is used for supplying water to the City of Lake Andes and may not exceed the amount of water needed for beneficial use for municipal purposes.

3. The priority dates of the Vested Water Right are:

4. The water use system has been constructed and water has been applied to beneficial use.

WATER MANAGEMENT BOARD

MAY 13 1992

date

Division of Water Rights
Dept. of Environment and Natural Resources



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAY 13 1992

City of Lake Andes
Robin Smith, Finance Officer
PO Box 573
Lake Andes SD 57356

Dear Ms. Smith:

The Water Management Board has validated the enclosed Vested Water Right No. 687-3. This validation gives legal status to the claim and is the final document for your vested right.

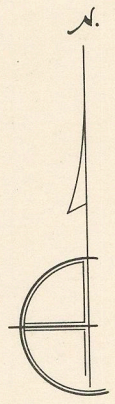
As long as you use the water beneficially, as stated in the validation, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

A handwritten signature in cursive script, appearing to read "John Hatch".

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

enclosure



This map is a part of the Zoning Ordinance submitted by the undersigned, the Zoning Commission and passed and adopted by The City Council as Ordinance No. 75 on January 7, 1952.

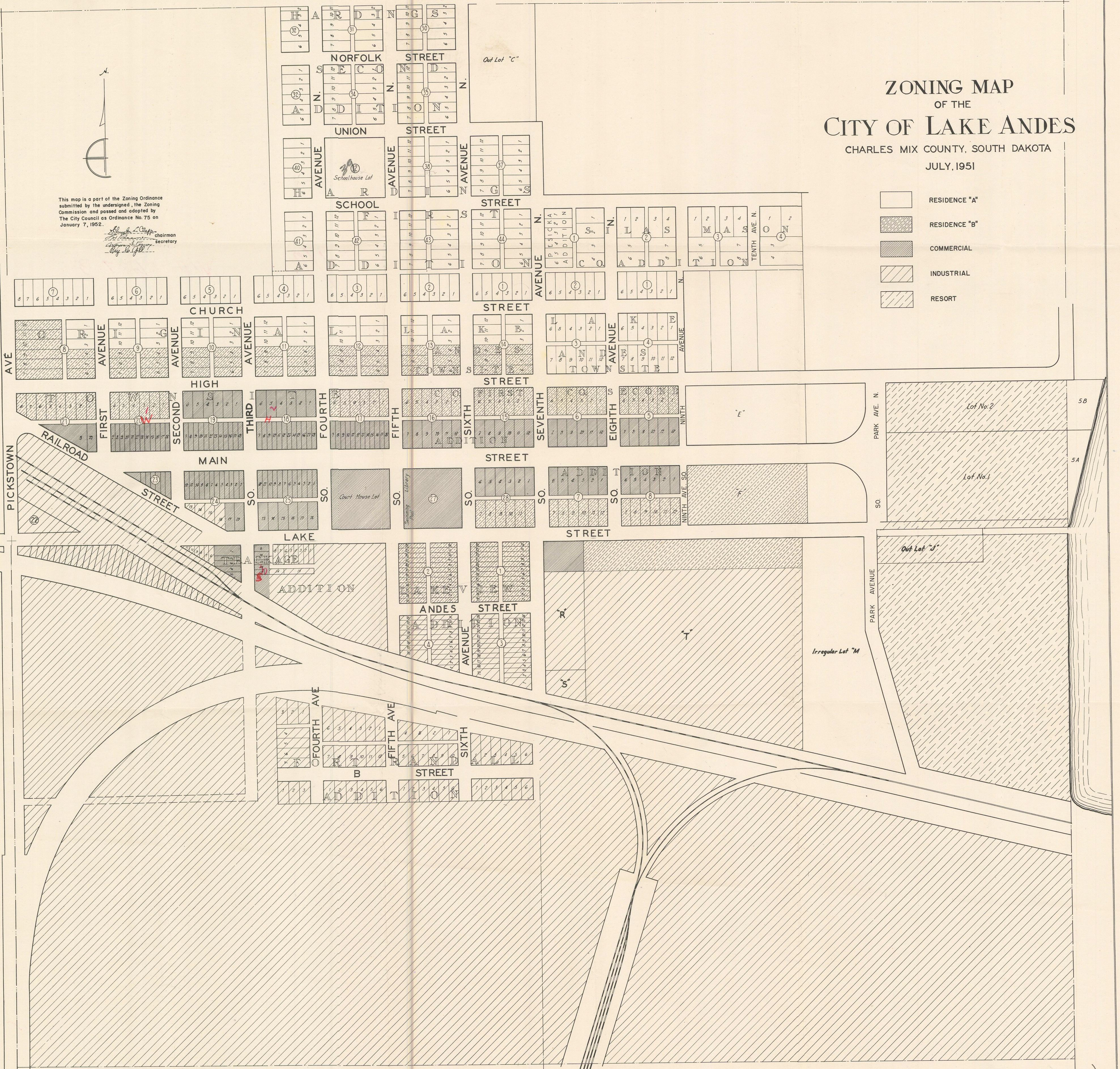
Chairman
Secretary

ZONING MAP OF THE CITY OF LAKE ANDES

CHARLES MIX COUNTY, SOUTH DAKOTA

JULY, 1951

- RESIDENCE "A"
- RESIDENCE "B"
- COMMERCIAL
- INDUSTRIAL
- RESORT



U/R # 687-3 (App'l. # 687-3)