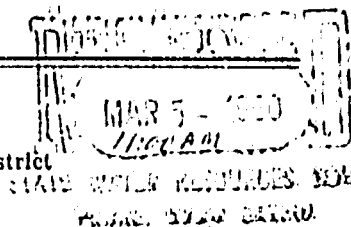


1. Considered 4-6, 19Lea Appl. No. 700-3
2. Name of Applicant Lawrence E Spilde
3. Post Office Address Estelline
4. Amount of water claimed 2.5
5. Source of water supply Ground Water
6. Water to be used for Irrigation
Acres to be irrigated 181
7. Water to be diverted and used in Haskell County about
3N 12W miles of Estelline.
8. Proof of Publication Received ☒
Not Received ☐
9. Application Approved ☒
Subject to _____
Not approved ☐
Action deferred ☐
10. Remarks:

No. 700-3Water Division No. 3Big Sioux River District

(Blanks to be Filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of applicant Lawrence F. SpildePostoffice address Estalline, County Hamlin, State S.D.

I. If a corporation

(a) Name of same

(b) Date and place of incorporation

(c) Amount of capital stock

(d) Amount paid in

(e) Names and addresses of directors

(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)

Employment of others(b) Cash on hand, \$ Sufficient to carry out (c) Treasury stock, \$ Project(d) Bonds to be issued, \$ Project (e) Other resources, \$ Project2. Name of diversion work Spilde No. 13. Amount of water claimed 2.5 cubic feet per second4. Source of water supply Well5. Location of point of diversion 1600' N 45° W from SE corner Sec. 3, T. 113 N. R. 51 W. and 2100' N 17° E from SW corner Sec. 3, T. 113 N. R. 51 W on bank Hamlin County.6. Annual period or periods during which water is to be used April through October

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Combination System(a) Number of acres to be irrigated 181 acres.(b) Legal subdivisions to be irrigated N 1/2 SW 1/4 and S 1/2 and NE 1/4 of SE 1/4, T. 113 N. R. 51 W

(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.) None

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

(a) Nature of use None
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

Map No 539-3

8. Estimated cost of work:

(a) Head Gates, \$----- (b) Pumping plant, \$3000-----
 (c) Fluming, \$----- (d) Canal-earth, \$2000----- well Rock, \$1400-----
 (e) Other structures Gated and Sprinkler pipe \$4000----- Total, \$4400-----

9. Description of diversion works:

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

Pumping plant

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	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-----5-----years.

11. Time required for complete application of water to the proposed beneficial use-----4-----years.

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

Estelline Journal - Estelline

STATE OF SOUTH DAKOTA

County of Hamlin

ss.

I, Lawrence F. Spilde, 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

Lawrence F. Spilde

Subscribed and sworn to before me this 4 day of March, 1960.

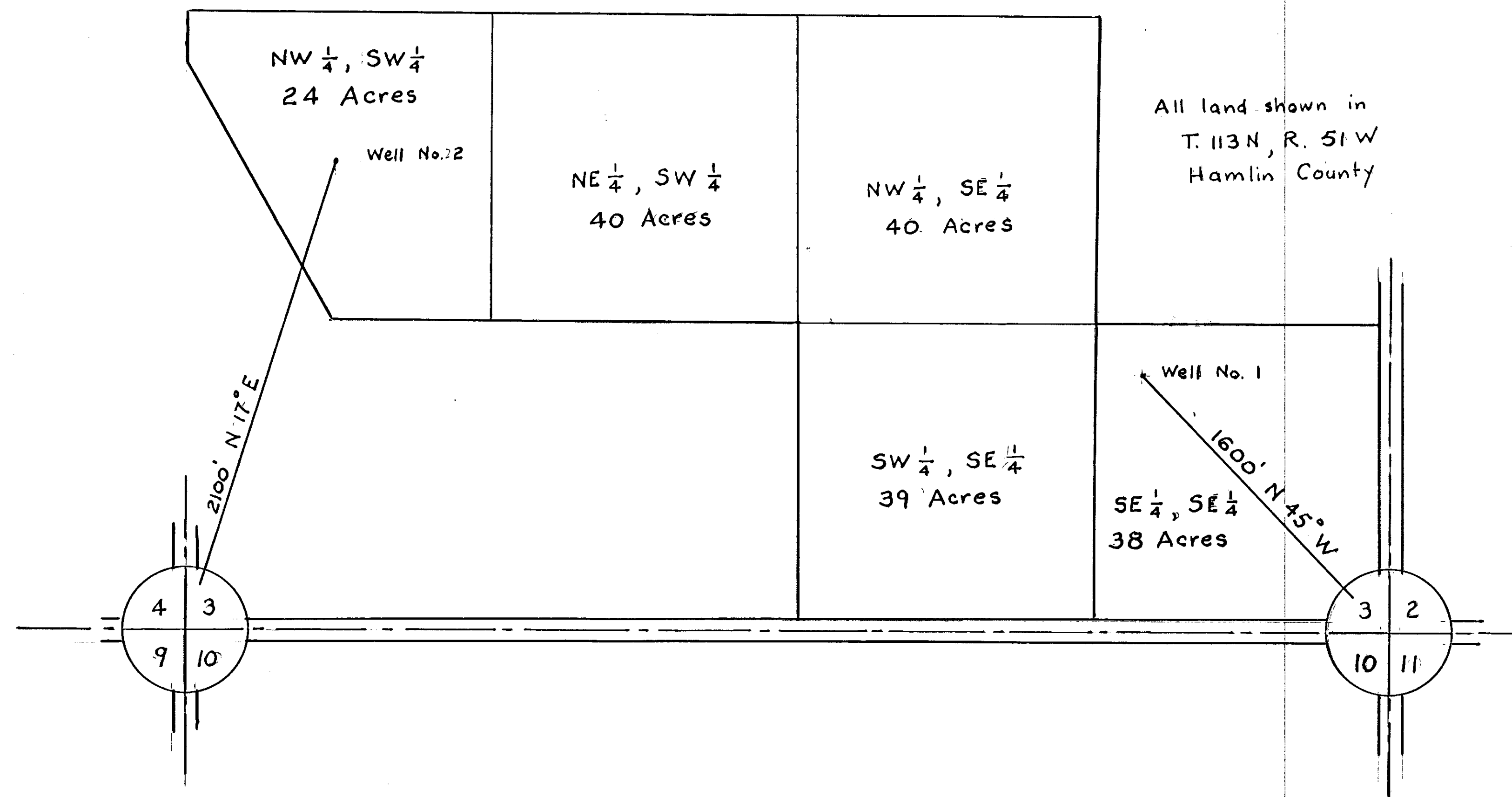
Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

NOTARY PUBLIC, My Commission

Expires April 1, 1965

LAWRENCE F. SPILDE IRRIGATION PROJECT NO. 1



LOCATION OF LAND TO BE IRRIGATED
LAWRENCE F. SPILDE ----- OWNER
ESTELLINE, SOUTH DAKOTA
Sec. 3, T. 113 N., R. 51 W

AREA	ACRES
NW $\frac{1}{4}$, SW $\frac{1}{4}$	24
NE $\frac{1}{4}$, SW $\frac{1}{4}$	40
NW $\frac{1}{4}$, SE $\frac{1}{4}$	40
SW $\frac{1}{4}$, SE $\frac{1}{4}$	39
SE $\frac{1}{4}$, SE $\frac{1}{4}$	38
TOTAL	181

Note: All land to be irrigated
with portable mainline.

Certified correct: Martin M. Fogel
Martin M. Fogel
Extension Irrigation Specialist
South Dakota State College
Brookings, South Dakota

Subscribed and sworn to before me
this 16th day of February, 1960
Geneva Croell
Notary Public

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota,

April 11

1960

This is to certify that the foregoing application was received by the Commission at 11:00 o'clock

A

m. upon the

5th

day of

March

1960.

State Water Resources Commission

By:

Burt Jones
for Chief Engineer, Executive Officer

Number of permit

100-3

Date of first receipt of application

March 5

1960

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

19

Date of receipt of corrected application

19

Date from which applicant may claim right

March 5

1960

Approved

April 6

1960

Recorded in Book

6

Page 16

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

October 6

1960

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

April 6

1965

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

April 6

1969

4th. The water appropriated shall be used for the purpose of

irrigation

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 2.5 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 shall 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 and beneficially applied for irrigation on or before April 6, 1969; said water to be used during the following defined annual period:

April to October inclusive

Witness my hand this

11th

day of

April

1960

State Water Resources Commission

By:

Burt Jones

Chief Engineer, Executive Officer

Certificate of Construction Issued

JUNE 24

1969

Water License Issued

JUNE 24

1969

Well No. 1

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 30" Depth 50'

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

Size of casing 20", Thickness of casing 1/4 ga.

Length of casing 50' If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen Dempster or equal

Size of perforated screen 20" 18'
(diameter) (length)

Thickness of gravel pack 6", length of gravel pack 50'

(c) Water Bearing Materials

Distance to water 20' Character of water bearing materials

..... Coarse sand and gravel

Thickness of water bearing material 30'

(d) Pump and Motor

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

Name of pump Western Land Roller size 6"

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

Horsepower 15 Name of Motor U.S.

(e) Complete well

Capacity 600 GPM at drawdown of 20' Estimated cost \$700

(f) Owner of land upon which well is located Lawrence F. Spilde
Name..... Estelline
Address

(g) Distance to nearest existing wells

On same owner's property 40 rods. On property owned by others 160 rods

Form 2A — Wells (Supplement to Form 2)

Well No. 2

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 30" , Depth 50'

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

Size of casing 20" , Thickness of casing 14 ga.

Length of casing 50' If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen Dempster or equal

Size of perforated screen 20" , 18'
(diameter) (length)

Thickness of gravel pack 6" , length of gravel pack 50'

(c) Water Bearing Materials

Distance to water 20' Character of water bearing materials

Coarse sand and gravel

Thickness of water bearing material 30'

(d) Pump and Motor

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

Name of pump Western Land Roller , size 6"

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

Horsepower 15 , Name of Motor U.S.

(e) Complete well

Capacity 600 GPM at drawdown of 20' Estimated cost \$700

(f) Owner of land upon which well is located Lawrence F. Spilde
Name

Estelline, South Dakota
Address

(g) Distance to nearest existing wells

On same owner's property 240 rods. On property owned by others 160 rods

STATE OF SOUTH DAKOTA

WATER LICENSE No. 700-3

WHEREAS, On the 5th day of March A. D. 1960

Lawrence F. Spilde

of Estelline County of Hamlin and State of South Dakota duly made application (No. 700-3) to us for a permit to use 2.5 cubic feet per second of the waters of ground water County of Hamlin, State of South Dakota, for irrigation purposes; and

WHEREAS, On the 11th day of April A. D. 1960 Permit No. 700-3 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 6th day of April A. D. 1965 and for the application to beneficial use of said water on or before the 6th day of April A. D. 1969 and,

WHEREAS, On the 20th day of June A. D. 1969 the holder of said permit duly made proof of the completion of adequate works for the diversion of 3.5 cubic feet per second of said waters, as evidenced by our Certificate No. 700-3 dated June 24, 1959 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 3.5 cubic feet per second of water, with date of priority of March 5, 1960 and,

WHEREAS, On the 20th day of June A. D. 1969 proof was duly made of the application to beneficial use of 2.5 cubic feet per second of said water; for irrigating 181 acres in the S $\frac{1}{2}$, Section 3, T113N, R51W

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 Lawrence F. Spilde
 of Estrellita the holder and owner of said permit No. 700-3
 a water right, dating from March 5, 1960 to the use of 2.5
 cubic feet per second of the waters of ground water
 in the County of Hawlin and State of South Dakota, or so much thereof as may be
 necessary for the purposes hereinafter mentioned, to be diverted at point N 45° W, 1600' from the SE
Corner, and N 17° E, 2100' from the SW Corner, Section 3, T113N, R51W
 and conducted to and upon 181 acres in the S½ Section 3, T113N, R51W, more specifically
described in the Certificate of Completion of Works

for the purpose of irrigation, subject to any limitations listed in the Permit to
Appropriate Water, and

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 24th day of JUNE A. D. Nineteen
 Hundred and Sixty-nine

State Water Resources Commission

By:

J. W. GRIMES
 Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

In Book _____ of _____ Page _____

Permit No. 700-3Water Division No. 5 BIG SIOUX RIVER Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Lawrence F. Spilde

of Estelline, County of Hamlin, and State of South Dakota, the holder of Permit No. 700-3, issued upon Application No. 700-3, bearing date of priority of March 5, 1960, authorizing the diversion of 2.5 cu. ft. per second of the waters of ground water County of Hamlin, State of South Dakota, at points N 45° W. 1600' from SE Corner and N 17° E, 2100' from the SW Corner, Section 3, T113N, R51W, for irrigation

purposes, has 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 in satisfactory condition for diverting and conveying to the place of intended use 3.5 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: all in Section 3, T113N, R51W

	Acres
NW $\frac{1}{4}$ SW $\frac{1}{4}$	24
NE $\frac{1}{4}$ SW $\frac{1}{4}$	40
NW $\frac{1}{4}$ SE $\frac{1}{4}$	40
SW $\frac{1}{4}$ SE $\frac{1}{4}$	39
SE $\frac{1}{4}$ SE $\frac{1}{4}$	38
Total	181 Acres

Witness my hand this 24th day of June A. D. 1969

State Water Resources Commission

By:

J. W. GRINES
Chief Engineer, Executive Officer

(First Publication on or before March 10, 1960.)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., March 7, 1960

Notice is hereby given that Lawrence F. Spilde whose postoffice address is Estelline S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.5 cubic feet of water per second of time from ~~the~~ ground water through the Spilde #1, the point of diversion of which ~~is~~ are to be located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and ~~bank of said stream~~ in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 3 Twp. 113N Range 51W. Said water to be used for the purpose of providing irrigation on the following described land:

N $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Sec 3 T 113N R 51W~~and for~~ XRAYDOL

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 6th day of April, 1960, at 2 P. M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

cc: M.R. Hausman-Publisher
Estelline Journal
Estelline, South Dakota

By:

~~State Water Resources Commission~~
Burton F. Jones
Water Right Specialist

RECEIVED

PROOF OF PUBLICATION

APR 2 1960

STATE OF SOUTH DAKOTA }
County Hauke } ss.

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

M. R. Hauke being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Estelline Journal a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the city of Estelline County of Hauke and State of South Dakota; that the said notice was published in said newspaper on the following dates:

Thursday, March 10, 1960
" " " " 17, 1960
" " " " 24, 1960
" " " " 31, 1960

In each and every issue of the full number thereof, the first publication being made on the 10 day of March 1960 and the last publication on the 31 day of March 1960, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was Editor ~~(the printer)~~ and publisher of the said newspaper.

M. R. Hauke

Subscribed and sworn to before me this 1 day of April A. D. 1960

Notary Public Hauke County, S. D.

NOTICE OF INTENTION TO APPROPRIATE WATER

Office of State Water Resources Commission,
Pierre, S. Dak., March 7, 1960

NOTICE IS HEREBY GIVEN that Lawrence F. Spilde whose postoffice address is Estelline, S. Dak., has made application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.5 cubic feet of water per second of time from the ground water through the Spilde No. 1, the point of diversion of which are to be located in SW 1/4 of Section 3 Twp 113N Range 51W. Said water to be used for the purpose of providing irrigation on the following described land:

N 1/4 SW 1/4 and SE 1/4 Sec. 3 T 113N R 51W

This application will be taken up by the State Water Resources Commission at their office in Pierre for consideration upon the 15 day of April, 1960, at 2 P.M. All interested persons may appear and be heard.

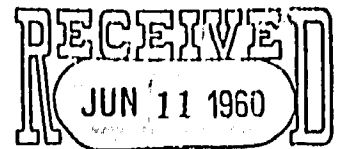
Appropriate action will be taken by the Water Resources Commission after a suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission
By: Burt F. Jones
Water Right Specialist

Published March 19, 17, 24 and 31, 1960

Permit No. 700-3Water Division No. 3212 51st St. N. Pierre

Water Dist.

STATE WATER RESOURCES COMM.
PIERRE SOUTH DAKOTA

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.)

Estelline L.P.

(Date)

June 10, 1960

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of _____

_____ 2.5 cu. ft. per second of the waters of the state from _____through the Spokane no. 1for irrigation purposes

_____ in accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is Lawrence F. Spilde

2. The postoffice address of such person or the place of business of such corporation is Estelline
County of Houma State of South Dakota

3. The number of such permit is 700-3 and the date set for the completion of such work isJune 23, 19604. Said water to be used for irrigation purposes.

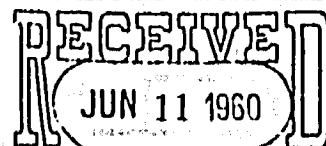
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 2.5 cubic feet per second.

6. The amount of land for which said water is available is 181 acres,particularly described as follows: N 2 3, SW 1/4 and SE 1/4 and NW 1/4 SE 1/4, T 113 N R 51 W

I hereby certify that the facts set forth in the above notice are true.

(Signature of Owners)

Lawrence F. Spilde

Permit No. 700-3Water Division No. 3 Highway 13128 STATE WATER RESOURCES COM.
Water District PIERRE, SOUTH DAKOTA

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) Estelline, S.D.(Date) June 10, 1960

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the 10 day of June
10 60, at Estelline County of Hamlin State of South Dakota,
before _____ proof will be submitted of the application to beneficial use
(Examining Engineer or Officer)
of 1.5 cubic feet per second of the waters of Spilke No. 1
_____ in accordance with the terms and conditions of Permit No. 700-3
heretofore issued by the Water Resources Commission of South Dakota.

- The name and postoffice address of the person or corporation holding said permit are
Lawrence F. Spilke, Estelline, S.D.
- The use to which said water has been applied is irrigation
- The amount applied to beneficial use is 2.5 cubic feet per sec.
- The place where said water is used is (If for irrigation, give full and accurate description of the lands irrigated)
at SW 1/4 and SE 1/4 and NW 1/4 of SE 1/4, 1834 B. 27 N.
- The name of the canal or ditch or other works by which said water is conducted to such place of use is
well Spilke No. 1
- The right to take the water from such works is based upon permit No. 700-3
- The source of supply from which such water is diverted is well
- The date of priority which said user is prepared to establish is
March 5, 1960 11:00 A.M.

(Sign) Lawrence F. Spilke

Permit No. 700-3
BIG SIOUX
 Water Division No. 3 RIVER Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that ~~in accordance with your letter of authorization dated~~ _____

~~and~~ I have this day made a thorough examination of the diversion works constructed by _____

LAWRENCE F. SPILDE, of ESTELLINE
HAMLIN County, South Dakota, holder of Permit No. 700-3, issued
 upon Application No. 700-3, bearing date of priority of MARCH 5, 1960, authorizing the
 diversion of 2.5 cu. ft. per second of the waters of GROUND WATER for IRRIGATION
 purposes. I have to report on the condition of the same as follows:

The diversion works comprise: WELL #1 - 48' DEEP W/ WESTERN LAND
ROLLER 8" & ALLIS CHALMERS 20 H.P. ELECTRIC MOTOR.
WELL #2 - 38' DEEP W/ WESTERN LAND ROLLER 8" PUMP
(1-12 B4C 8" PUMP - W/ 15 H.P. U.S. ELECTRIC MOTOR.
5000' OF 8" GATED PIPE - (40" GATES W/ LAND LEVELLED.
 and the system is in the following condition: EXCELLENT

The point of diversion is located WELL #1 N 45° W - 1600' FROM SE CORNER; WELL #2
N 17° E, 2100' FROM SW CORNER, SECTION 3, T113N, R51W

The works are capable of diverting and conveying to the place of use 3.5 cu. ft. per second of water,
 which is to be used for IRRIGATION

The legal sub-divisions to be irrigated are: ALL IN SECTION 3, T113N, R51W
NW¹SW¹, 24 AC.; NE¹SW¹ - 40 AC.; NW¹SE¹ - 40 AC.;
SW²SE¹ - 39 AC.; SE¹SE¹ - 38 AC.

_____ comprising a total of 181 acres of land.

The domestic use intended comprises _____

The utilization for power, mining, or other beneficial uses comprises: _____

Witness my hand, this 20TH day of _____

JUNE

A. D. 1969

—SEAL—

[Signature]
 Examining Engineer

WATER RIGHT SPECIALIST
 WATER RESOURCES COMMISSION

700-3

File No. 700-3

Water Rights Division -DENR
Conversation or File Documentation

NAME OF PERSON OR FILE: Lawrence Spilde

ADDRESS: Estelline SD

COUNTY: Hamlin

DATE: 8/22/1991

TELEPHONE:

RE:

COMMENTS:

The license issued for Water Right No. 700-3 does not correspond to the acreage actually being irrigated. According to Mr. Spilde, the acreage being irrigated has remained unchanged since the time the permit was licensed. The irrigated acreage is all located within the S 1/2 Section 3-T113N-R51W. Due to the error in licensing the permit, the license should be reissued. The error supposedly resulted from a misunderstanding regarding the location of a section line.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

Norma C. Job

NORMA C. JOB

Natural Resources Engineer I
DENR, Water Rights Division



700-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

APR 12 1993

3975-3

Lawrence Spilde
RR 1, Box 144
Estelline, SD 57234

Dear Mr. Spilde:

Enclosed is Water License No. 3975-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413205 in the amount of \$50.00 which you paid for the inspection 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. 3975-3, 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.

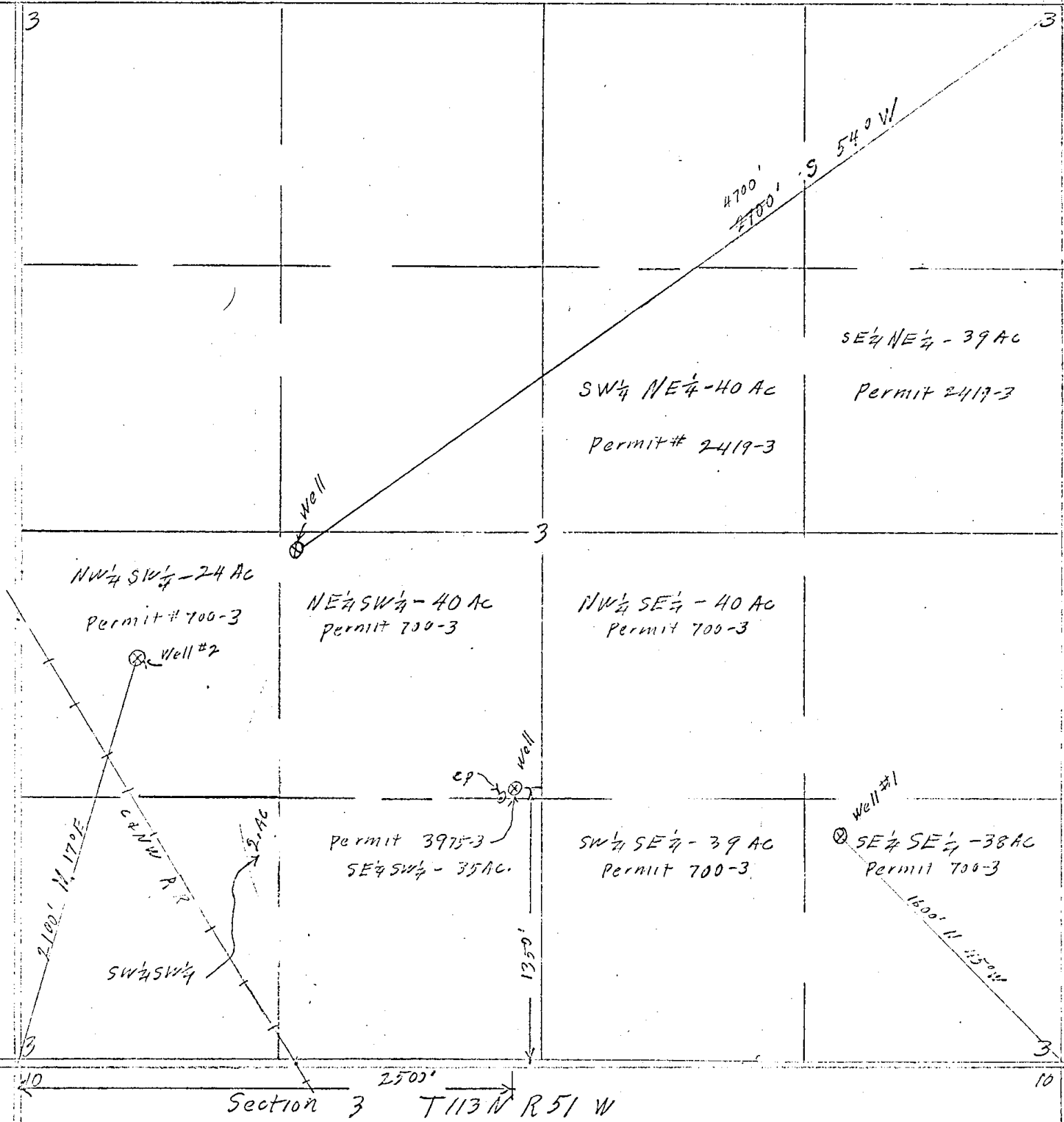
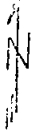
Very truly yours,

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

gm
enc 1 Pres

*Enclosed is a copy of Water Right No. 700-3
which was incorporated into this Water License.*

T113N R51W



Scale 1" = 660'
8" = 1 mile

Lawrence Spilde
Hamlin County

(W/R 700-3)

Map # 539-3