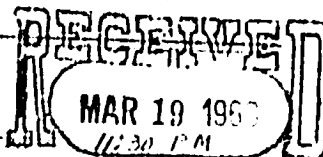


1. Considered Jan 7, 1960
2. Name of Applicant City of Crowley
3. Post Office Address \_\_\_\_\_
4. Amount of water claimed 446
5. Source of water supply ground water
6. Water to be used for Municipal  
Acres to be irrigated \_\_\_\_\_
7. Water to be diverted and used in Crowley County about  
\_\_\_\_\_ miles \_\_\_\_\_ of \_\_\_\_\_
8. Proof of Publication Received \_\_\_\_\_  
Not Received \_\_\_\_\_
9. Application Approved \_\_\_\_\_  
Subject to Call to Me  
Not approved \_\_\_\_\_  
Action deferred \_\_\_\_\_
10. Remarks:

704-3

160 R  
1006 NEW WID?  
- 22. Intention

1.00

No. 704-3Water Division No. 3 Missouri River District  
(Blanks to be filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.  
PIERRE, SOUTH DAKOTA

## APPLICATION FOR PERMIT To appropriate Water within the State of South Dakota

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

1. Name of applicant CITY OF BOWDLE  
Postoffice address BOWDLE, County EDMONDS, State SOUTH DAKOTA

- 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)  
SEE ATTACHMENT
- (b) Cash on hand, \$ 7000.00
- (c) Treasury stock, \$ \_\_\_\_\_
- (d) Bonds to be issued, \$ \_\_\_\_\_
- (e) Other resources, \$ \_\_\_\_\_

2. Name of diversion work SEE ATTACHMENT
3. Amount of water claimed 446 cubic feet per second
4. Source of water supply LOOSE SANDS AND GRAVELS 100' BELOW SURFACE
5. Location of point of diversion SEE ATTACHMENT SE 1/4 Sec. 21 T. 133 N. R. 73 W.  
\_\_\_\_\_ on \_\_\_\_\_ bank EDMONDS County.

6. Annual period or periods during which water is to be used ALL YEAR

7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? DOMESTIC
- (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.) WATER SUPPLY FOR CITY OF  
BOWDLE, SOUTH DAKOTA

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

- (a) Nature of use FIRE PROTECTION  
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 543-3

8. Estimated cost of work:

(a) Head Gates, \$..... (b) Pumping plant, \$2300.....  
 (c) Fluming, \$..... (d) Canal-earth, \$..... Rock, \$.....  
 (e) Other structures \$4500..... Total, \$2000.....

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<br>OUTLET-Feet | SURFACE AREA AT EACH<br>DEPTH AT OUTLET—ACRES | FEET | ACRE-Feet<br>CAPACITY |
|-------------------------|-----------------------------------------------|------|-----------------------|
|                         |                                               |      |                       |
|                         |                                               |      |                       |
|                         |                                               |      |                       |
|                         |                                               |      |                       |
|                         |                                               |      |                       |
|                         |                                               |      |                       |
|                         |                                               |      |                       |
|                         |                                               |      |                       |
|                         |                                               |      |                       |

(c)\* Head gate: Width.....feet; height.....feet; Material.....  
 (d) Canal: Total length.....miles.

| LOCATION BELOW<br>HEADGATE | DEPTH     | BOTTOM<br>WIDTH | WIDTH AT<br>WATER-LINE | GRADE<br>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.....<sup>12</sup>.....years.  
 11. Time required for complete application of water to the proposed beneficial use.....<sup>1</sup>.....years.  
 12. Choice of newspaper for publication of notice of intention to appropriate.....  
 Bowdle Pioneer, Bowdle, South Dakota

STATE OF SOUTH DAKOTA

County of.....

I, Joseph A. Stapler Mayor, 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

Mayor

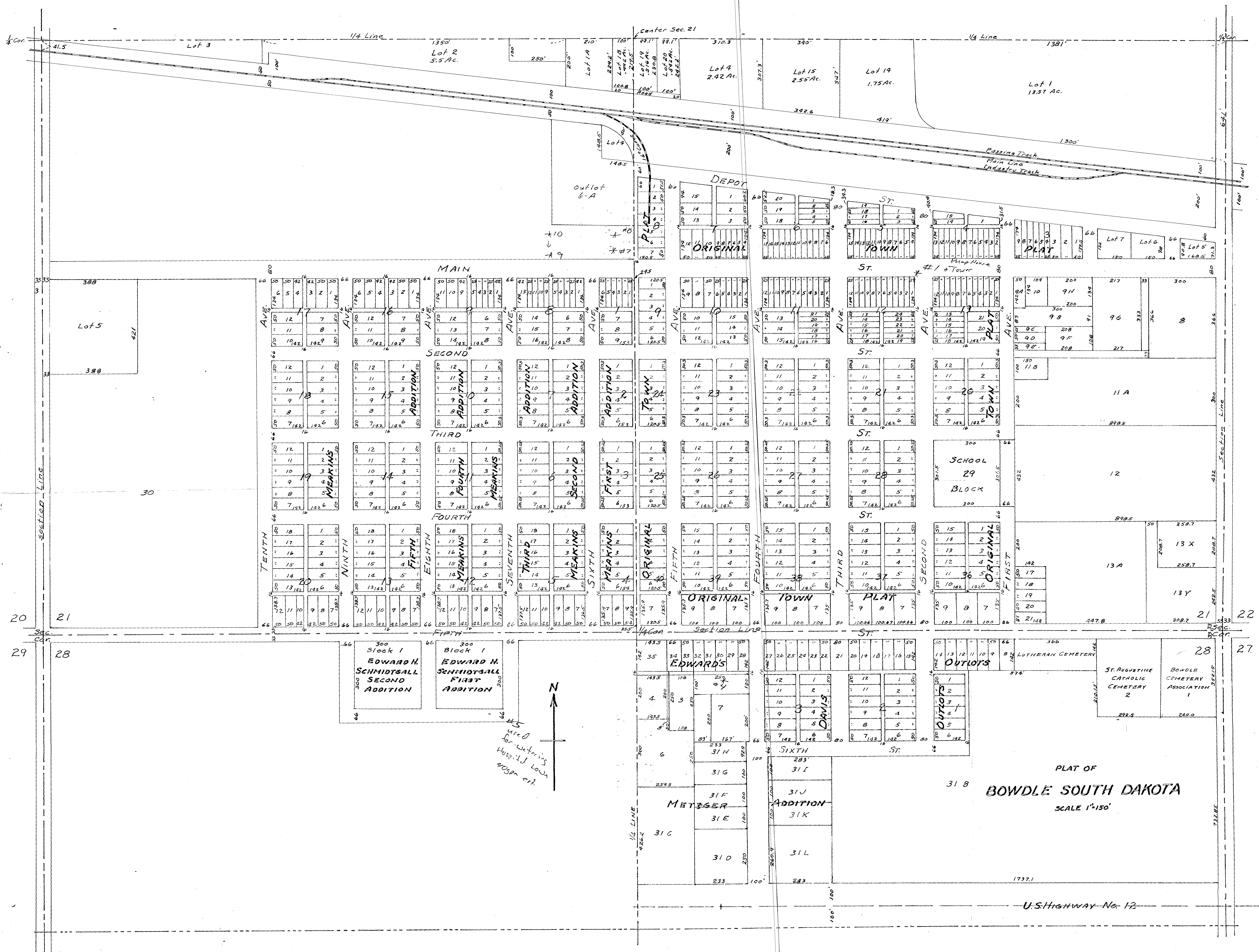
Subscribed and sworn to before me this.....

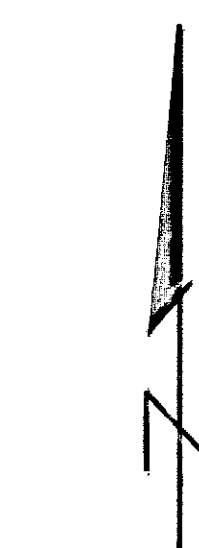
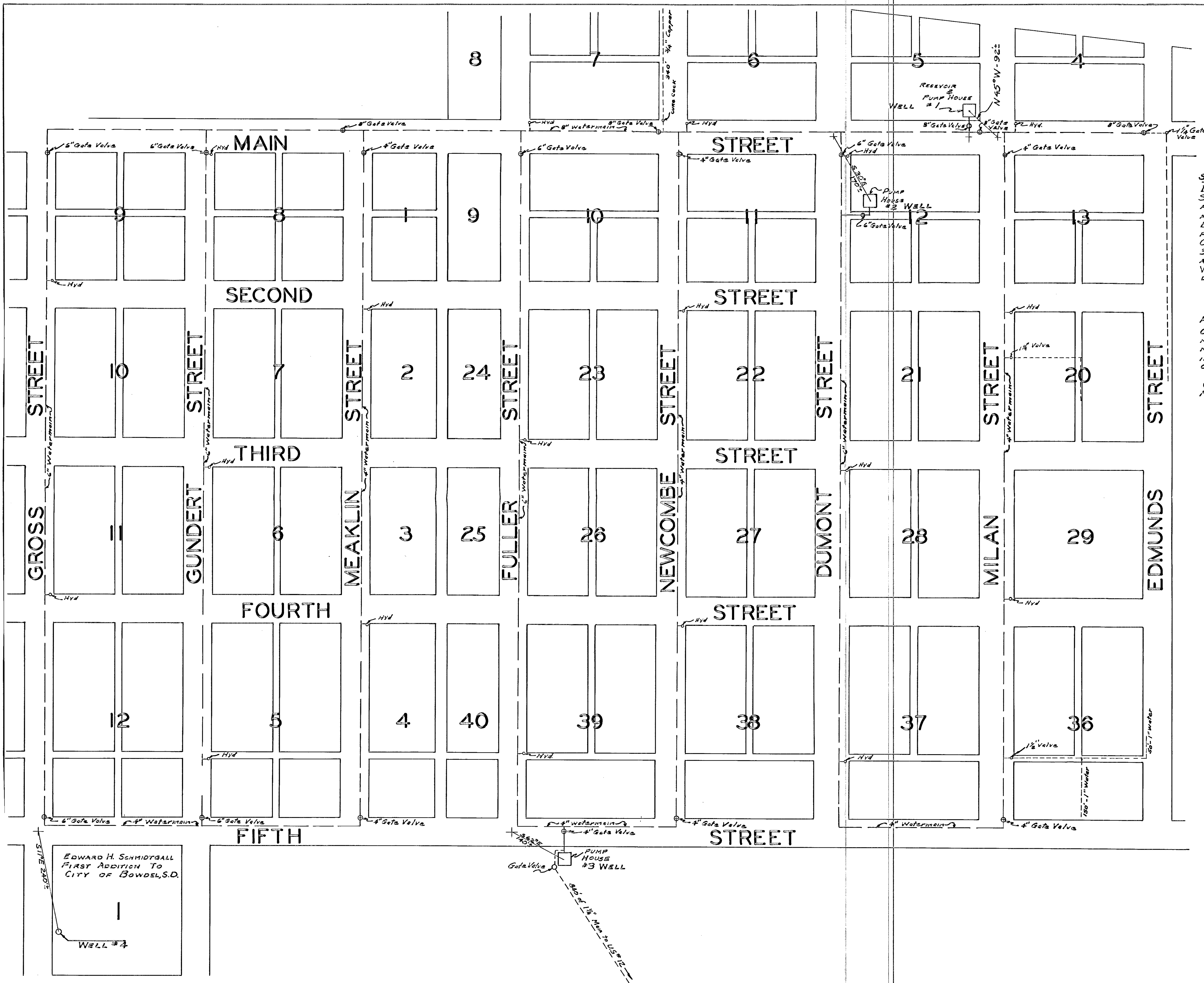
day of.....

19.....

Notary Public (or other qualified officer)

\*Each diversion must have a headgate or measuring device.





1" = 100'

**SURVEYOR'S CERTIFICATE**  
I, GEORGE G. ROSS, REGISTERED LAND SURVEYOR, DO HEREBY CERTIFY THAT AT THE DIRECTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BOWDLE, SOUTH DAKOTA, I HAVE PLATTED THE LOCATION OF THE CITY'S WATER WELLS NUMBER 1, 2, 3, AND 4, FROM MAPS AND RECORDS, AS SHOWN HEREON.  
WITNESS MY HAND AND SEAL THIS 12TH DAY OF MARCH 1960.  
*George G. Ross*  
REGISTERED LAND SURVEYOR

**ACKNOWLEDGEMENT OF SURVEYOR**  
ON THIS 12TH DAY OF MARCH, 1960, BEFORE ME APPEARED GEORGE G. ROSS, KNOWN TO ME TO BE THE PERSON WHO IS DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE.  
STATE OF SOUTH DAKOTA  
COUNTY OF LAWRENCE  
MY COMMISSION EXPIRES 8-19-66.  
*Notary Public*  
NOTARY PUBLIC

MAP SHOWING  
LOCATION OF WELLS  
FOR CITY OF BOWDLE  
(AND WATER DISTRIBUTION SYSTEM)  
BOWDLE, SOUTH DAKOTA  
WELLS No. 1, 2, 3, AND 4  
BRADY ENGINEERING  
SPEARFISH, SOUTH DAKOTA  
MARCH 1960

Map No 543-3 (App 1 No 704-3)

Remarks by State Water Resources Commission:

Partial Vested Right Claimed

. 16 Vested right

. 666 New application

. 22 Future use

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota,

June 24

1960

This is to certify that the foregoing application was received by the Commission at 11:30 o'clock

a.m. upon the

19<sup>th</sup>

day of

March

1960

State Water Resources Commission

By:

Benton J. Brown  
for Chief Engineer, Executive Officer

Number of permit

704-3

Date of first receipt of application

March 19

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

.055 from 1944; .055 from 1947

19

Approved

June 8

1960

Recorded in Book

6

Page

90

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

September 8

1960

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

December 8, 1960

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

June 8

1961

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

municipal use

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 446 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

and beneficially applied for irrigation on or before

June 8

1961

during the following described annual period:

Continuously

Witness my hand this

24<sup>th</sup>

day of

June

1960

State Water Resources Commission

By:

J. L. Brown

Chief Engineer, Executive Officer

Certificate of Construction Issued

July 15

1969

Water License Issued

July 15

1969

BOWDLE, SOUTH DAKOTA  
CITY WELLS 1,2,3 AND 4

FOR ATTACHMENT  
TO FORM 2

1. 11 (A). WELLS #1, #2 AND #3 ARE COMPLETE AND HAVE BEEN PAID FOR. ~~WELL #4 WILL BE CONSTRUCTED UNDER CONTRACT AT AN ESTIMATED COST OF \$6,000.00~~

2. NAME OF DIVERSION WORKS - CITY WELLS  
WELLS #1, #2, #3 AND #4

3. WELL #1 25 G.P.M.  
WELL #2 25 G.P.M.  
WELL #3 25 G.P.M.  
~~WELL #4 25 G.P.M.~~  
FUTURE 100 G.P.M.

5. LOCATION OF POINT OF DIVERSION:

WELL #1 N45°W92' FROM INTERSECTION OF MAIN STREET AND MILAN STREET.

WELL #2 S30°E170' FROM INTERSECTION OF MAIN STREET AND DUMONT STREET.

WELL #3 S62°E 140' FROM INTERSECTION OF FULLER STREET AND FIFTH STREET.

~~WELL #4~~ S11°E 240' FROM INTERSECTION OF GROSS STREET AND FIFTH STREET.

ALL WELLS IN THE CITY OF BOWDLE, SOUTH DAKOTA, EDMUNDS COUNTY.

INCLUDED IN WTR 770-3

Form 2A — Wells (Supplement to Form 2)

BOWDLE WELL #1

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation ..... unknown ..... , Depth ..... 102' .....

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

Size of casing ..... 12" ..... , Thickness of casing ..... About 1/4 in .....

Length of casing ..... 90 ft ..... If collection gallery, length, size and depth of  
gallery ..... unknown .....

(b) Screens

Type of perforated screen ..... Brass .....

Size of perforated screen ..... 6 in. .... , ..... 10 feet  
(diameter) (length)

Thickness of gravel pack ..... Reamed to 22 in. .... , length of gravel pack ..... 33 feet .....

(c) Water Bearing Materials

Distance to water ..... 90 feet ..... Character of water bearing materials .....  
fine sand .....

Thickness of water bearing material ..... unknown .....

(d) Pump and Motor TURBINE

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

Name of pump ..... PAMONA-FAIRBANKS MORSE ..... , size ..... 3 INCH .....

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

Horsepower ..... 5 ..... , Name of Motor .....

(e) Complete well

Capacity ..... 25 GPM ..... at drawdown of about 35' ..... Estimated cost ..... unknown .....

(f) Owner of land upon which well is located ..... CITY OF BOWDLE .....  
Name

BOWDLE, SOUTH DAKOTA  
Address

(g) Distance to nearest existing wells

On same owner's property ..... 23 ..... rods. On property owned by others ..... rods .....

Form 2A — Wells (Supplement to Form 2)

BOWDLE WELL #2

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation unknown, Depth 96'

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

Size of casing 15", Thickness of casing about 1/2 in

Length of casing 85 feet If collection gallery, length, size and depth of gallery unknown

(b) Screens

Type of perforated screen Brass

Size of perforated screen 6 in., 10 feet  
(diameter) (length)

Thickness of gravel pack reamed to 22 in., length of gravel pack about 33 feet

(c) Water Bearing Materials

Distance to water 85 ft Character of water bearing materials sand  
and gravel

Thickness of water bearing material unknown

(d) Pump and Motor TURBINE

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

Name of pump PAMONA-FAIRBANKS MORSE, size 3 INCH

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

Horsepower 5, Name of Motor

(e) Complete well

Capacity 25 gpm at drawdown of about 35 ft. Estimated cost \$1,000.00

(f) Owner of land upon which well is located CITY OF BOWDLE  
Name

BOWDLE, SOUTH DAKOTA  
Address

(g) Distance to nearest existing wells

On same owner's property        rods. On property owned by others        rods  
Well No. 1 about 23 rods other wells from 1/4 to 1/2 mile.

## BOWDLE WELL #3

## 9. (Continued)

## III. Well Specifications

## (a) Hole and casing

Size of drill hole or excavation unknown, Depth 85'Type of casing STEEL  
(wood, concrete, steel, etc.)Size of casing 12", Thickness of casing about 1/2 in.Length of casing about 75 ft. If collection gallery, length, size and depth of gallery unknown

## (b) Screens

Type of perforated screen BrassSize of perforated screen 6 in (diameter), 10 ft (length)Thickness of gravel pack reamed to 22 in, length of gravel pack 33 ft

## (c) Water Bearing Materials

Distance to water about 75 ft Character of water bearing materials Fine sand  
andThickness of water bearing material 8'(d) Pump and Motor TURBINEType of pump (centrifugal, propeller, mixed flow, etc.)Name of pump PAMONA-FAIRBANKS MORSE, size 3 INCHKind of motor ELECTRIC  
(gasoline, electric, diesel, etc.)Horsepower 5, Name of Motor

## (e) Complete well

Capacity 25 gpm at drawdown of about 35 ft. Estimated cost \$5,000.00(f) Owner of land upon which well is located CITY OF BOWDLE  
NameBOWDLE, SOUTH DAKOTA  
Address

## (g) Distance to nearest existing wells

On same owner's property        rods. On property owned by others        rods  
Nearest well about 70 rods.

Form 2A — Wells (Supplement to Form 2)

BOWLE CITY WELL #4

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation ..... 26" ..... Depth ..... 100'

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

Size of casing ..... 12" ..... Thickness of casing ..... 0.375"

Length of casing ..... 90' ..... If collection gallery, length, size and depth of  
gallery .....

(b) Screens

Type of perforated screen ..... WELDED STEEL - EVERDUR METAL .....

Size of perforated screen ..... 12" ..... 10'  
(diameter) (length)

Thickness of gravel pack ..... 7" ..... length of gravel pack ..... 75'

(c) Water Bearing Materials

Distance to water ..... 90' ..... Character of water bearing materials ..... LOOSE

SAND AND GRAVEL .....

Thickness of water bearing material ..... 10' .....

\*\* (d) Pump and Motor

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

Name of pump FAIRBANKS-MORSE ..... size TO BE DETERMINED AFTER WELL IS  
COMPLETED.

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

Horsepower ..... 7½ ..... Name of Motor .....

\*\* (e) Complete well

Capacity ..... 30 gpm ..... at drawdown of ..... 33 FT. ..... Estimated cost \$7,000.00

(f) Owner of land upon which well is located ..... CITY OF BOWLE .....  
Name

..... BOWLE, SOUTH DAKOTA .....  
Address

(g) Distance to nearest existing wells

On same owner's property ..... 75 ..... rods. On property owned by others ..... rods

\*\* THE EXACT CAPACITY OF THE WELL AND SIZE AND TYPE OF PUMP TO BE  
DETERMINED AFTER TESTING.

Form 15.

Permit No. 704-3

Water Diversion No. 3 MISSOURI RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the City of Bowdle

the holder of  
**Vested Right**  
Permit No. 704-3, issued upon Application No. 704-3, bearing date of priority of 1944, 1947 & 1951 authorizing the diversion of .16 cu. ft. per second of the waters of ground water County of Edmunds, State of South Dakota at three points with the city limits of Bowdle

Municipal  
, for

purposes, has 6 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 **recognized as** satisfactory ~~for~~ condition for diverting and conveying to the place of intended use .16 cu. ft. per second of water.

Date July 15, 1969

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

## STATE OF SOUTH DAKOTA

## WATER LICENSE NO. ...704-3

(1) WHEREAS, On the 19th day of March A. D. 19 60  
the City of Bowdle

made Water Right Application No. 6704-3 for a permit to use .16 cubic feet per second of the waters  
 of ground water

County of Edmunds, State of South Dakota, for municipal  
 purposes; and

(2) WHEREAS, On the 24th day of June A. D. 19 60  
 Permit No. 704-3, with a date of priority of 1944, 1947 and 1951

was issued to said applicant \_\_\_\_\_ for the diversion of said water, and provided for the completion of construction of the water  
 supply system therein described on or before the 8th day of December A. D. 19 60 and for the  
 application to beneficial use of said water on or before the 3th day of June A. D. 19 61

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota  
 relating to completion of the construction of the water supply system and is entitled to divert .16 cubic feet  
 per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota  
 relating to the application of water to beneficial use of the following extent,  
for use for municipal purposes in the City of Bowdle

(5) 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 Bowdle

the holder \_\_\_\_\_ and owner \_\_\_\_\_ of said permit No. 704-3 a water right, dating from 1944, 1947 and 1951 to use of .16 cubic feet per second of the waters of ground water in the County of Edmunds and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at three points within the city limits of the City of Bowdle

and conducted through the City water distribution system

for the purpose of municipal use

Subject to any limitations listed in Water Right Permit No. 704-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 15th day of July A. D.

Nineteen Hundred and Sixty-nine

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer - J. W. GRIMES

Location No. \_\_\_\_\_

Water Division No. \_\_\_\_\_ Water District \_\_\_\_\_

**Proof of Application of Water to Beneficial Use****PETITION OF HOLDER**

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

Ans. CITY OF BOWLE MUNICIPALITYBOWLE, SOUTH DAKOTA

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. SEE ATTACHMENT

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. SEE ATTACHMENT

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. WELL #1 12" CASING 102' WELL #2 15" CASING 96' WELL #3 12" CASING 85'

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

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

Ans. WATER IS PUMPED INTO THE MUNICIPAL WATER DISTRIBUTION SYSTEM.

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

Ans. PRESENT STORAGE CAP. - 146 M. GAL. PRESENT WELLS PRODUCE 86.4 M. GAL PER DAY.

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. ALL WELLS DRILLED WITH AUTHORITY OF CITY COUNCIL.

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

Ans. WELL #1, 1944, 20 G.P.M., MUNICIPAL WATER SYSTEM

WELL #2, 1947, 20 G.P.M., MUNICIPAL WATER SYSTEM

WELL #3, 1951, 22 G.P.M., MUNICIPAL WATER SYSTEM

(Sign) Joseph V. Steppeler, MAYOR  
FOR CITY OF BOWDLE

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 BOWDLE, County of EDMUNDS

State of South Dakota, on this 17th day of March A. D. 1960

Eldon Schmierer

Margie Keller

Witnesses.

Edo Liker

CITY AUDITOR

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.

[Signature]  
[Signature]

|                    |                                                    |                    |                                |              |              |               |                    |                         |                          |
|--------------------|----------------------------------------------------|--------------------|--------------------------------|--------------|--------------|---------------|--------------------|-------------------------|--------------------------|
| Location No. _____ | PROOF OF APPLICATION OF<br>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 _____ |
|--------------------|----------------------------------------------------|--------------------|--------------------------------|--------------|--------------|---------------|--------------------|-------------------------|--------------------------|

ATTACHMENT TO FORM 24  
BOWDLE CITY WELLS #1, 2 AND 3

2. MAYOR - JOSEPH V. STAPPLER  
AUDITOR - OTTO HUBER

COUNCIL MEMBERS:

O. P. OLSON  
OSCAR METZGAR  
FRED STOTZ  
CHRIST BINDER  
OSWALD SCHLEPP  
A. G. REVER

4. WATER SUPPLY IS LOOSE SAND AND GRAVEL DEPOSIT 100'  $\pm$  FROM SURFACE.

THE BOWDLE MUNICIPAL WELLS ARE LOCATED AS FOLLOWS:

WELL #1 N45°W 92' OF INTERSECTION OF MAIN STREET AND  
MILAN STREET.

WELL #2 S30°E 170' OF INTERSECTION OF MAIN STREET AND  
DUMONT STREET.

WELL #3 S62°E 140' OF INTERSECTION OF FULLER STREET AND  
FIFTH STREET.

(First Publication ~~on or before May 12, 1960~~)

## APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., Apr 11-23, 1960

Notice is hereby given that ~~the City of Bowdle~~ whose postoffice address is ~~xxxxxx~~ 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 ~~.000~~ cubic feet of water per second of time from the ~~xxx~~ ground water through the ~~City Well #4~~, the point of diversion of which is to be located on the ~~bank of said stream in Block 1 of Edward H. Schmidtgal first addition to City of Bowdle in Twp. 123N Range 73W and for .22 cfs for future use withdrawal.~~ Block 1 of Edward H. Schmidtgal first addition to City of Bowdle in Twp. 123N Range 73W and for .22 cfs for future use withdrawal. Said water to be used for the purpose of providing irrigation on the following described land: ~~xxxxxx~~

~~water supplies for municipal needs for the city of Bowdle~~

~~and/or~~ ~~xxxxxx~~ ~~DURROCK~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 7th day of June, 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; Dale R. Lewis - Publisher  
Bowdle Pioneer  
Bowdle, South Dakota

By:

~~Chief Engineer, Executive Officer~~  
~~xxxxxx~~  
Burton F. Jones  
Water Right Specialist

RECEIVED  
JUN 24 1960

No. 704-3

PROOF OF PUBLICATION  
STATE WATER RESOURCES COMM.  
PIERRE, SOUTH DAKOTA

STATE OF SOUTH DAKOTA }  
County Edmunds } ss.

Wale R. Lewis being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the

The Bowdle Pioneer 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 Bowdle County of Edmunds

and State of South Dakota; that the said notice was published in said newspaper on the following dates:

May April 28, 1960  
May 5, 1960  
May 12, 1960  
May 19, 1960

in each and every issue of the full number thereof, the first publication being made on the 28 day of April

1960 and the last publication on the 19 day of

May 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 E. L. Litor the printer and publisher of the said newspaper.

Wale R. Lewis

Subscribed and sworn to before me this 23 day of June A. D. 1960

Notary Public Edmunds County, S. D.

DAY, APRIL 28, 1960

APPROPRIATION OF WATER

Office of State Water Resources Commission,  
Pierre, S. Dak., April 23, 1960  
Notice is hereby given that the City of Bowdle, whose post office is S. Dak. has made an application in accordance with the provisions of the water laws of South Dakota for appropriation to appropriate for beneficial use 1,066 cubic feet of water per second of time from ground water through the City Well No. 1, the point of diversion of which is to be located in Block 1, off Edward H. Schmidgal first addition to City of Bowdle 1st Section 28 Twp. 123N Range 71W and for 22 cfs for future use withdrawal. Said water to be used for the purpose of providing water supplies for municipal needs for the City of Bowdle.  
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 7th day of June, 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  
By: Burton F. Jones  
Water Right Specialist

Water Rights Division  
605 773-3352

May 1, 1983

704-3  
770-3

City of Bowdle  
Bowdle SD 57428

Dear Sir:

In checking our records it has been discovered the City of Bowdle's water rights do not cover all of the wells used for municipal purposes.

Water Rights No. 704-3 for wells #1, #2 & #3 located in Block 1, Schmidtgal First Addition, Section 28, T123N, R73W.

Water Right No. 770-3 for wells #4 and #5 located in SW $\frac{1}{4}$  Section 21, T123N, R73W.

Enclosed are our forms and instructions to make application. If you have any questions feel free to contact this office.

Sincerely,

BETTY WESTLUND  
Water Rights Specialist

BW:ks

enclosures

**South Dakota Department of  
Water & Natural Resources**

Joe Foss Building  
523 East Capitol  
Pierre, South Dakota 57501-3181

June 4, 1984

NOTICE

To : DeWayne Weiszhar, Mayor, City of Bowdle  
From : John Hatch, Chief Engineer, Water Rights Division *John Hatch*  
Subject : Review of Future Use Water Permit No. 704-3

The Water Management Board has directed that all future use water permits without a qualification requiring the permit to be reviewed every seven years to be noticed for hearing before the Board. The hearing to review Future Use Permit No. 704-3, City of Bowdle will be conducted pursuant to SDCL 46-1-14, 46-5-38.1, ARSD 74:02:01:27 and contested case procedures contained in SDCL 1-26, July 11, 1984 at 2:30 pm in Conference Room 216, Joe Foss Building, Pierre, South Dakota.

The hearing will be to review 1) progress made in development of water reserved by Permit No. 704-3, 2) future plans for development of the reserved water, and 3) if the permit is not cancelled, to amend Permit No. 704-3 to add the seven year review qualification and to add or clarify other qualifications.

Future Use Permit No. 704-3 was approved June 8, 1960 with a priority date of March 19, 1960, for .22 cubic feet per second (cfs) from the following area: SEL/4 Sec. 21, T123N, R73W with no qualifications.

Our records show that permits to place 0.15 cfs of water reserved by Permit No. 704-3 to beneficial use have been approved with 0.07 cfs remaining.

Following the hearing, the Board can:

- 1) Take no action,
- 2) Cancel Permit No. 704-3 for no development and/or no planned future development,
- 3) Continue and amend Permit No. 704-3 with the following qualifications:
  - a) Permit No. 704-3 to appropriate water for future use is subject to review by the Water Management Board as to accomplishment thereunder upon expiration of seven (7) years.
  - b) At such time as definite plans are made, specific applications for all or any part of the water granted under this withdrawal, must be submitted and approved prior to construction of facilities.

*Equal Opportunity Employer*

c) This permit is approved for groundwater from the Bowdle: Edmunds aquifer.

If continued, at the end of seven years, the permit will again be reviewed and if it is continued, you will be required to pay 10% of the usual fee for an application to use water to keep Permit No. 704-3 in effect. The projected 10% fee in seven years based upon the existing permit CFS will be \$15.00.

This hearing is an adversary proceeding. Any person has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised at the hearing. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

cc: Joyce Giedt, Finance Officer

SS15.wr



Joe Foss Building  
523 East Capitol  
Pierre, South Dakota 57501-3181

Water Rights Division  
605 773-3352

July 26, 1984

Future Use Permit  
No. 704-3

DeWayne Weiszarr, Mayor  
City of Bowdle  
PO Box 553  
Bowdle SD 57428

Dear Mayor Wieszarr:

This letter is in regard to the motion passed by the Water Management Board July 12, 1984 after review of Bowdle's Future Use Permit No. 704-3. The Board continued Permit No. 704-3 and amended the Permit to add the qualifications on the enclosed Attachment which should be placed with your Permit. Future Use Permit No. 704-3 will be subject to review after seven years.

If you have any questions, please feel free to contact us.

Very truly yours,

JOHN HATCH, Chief Engineer  
Water Rights Division

ks

encl.

cc: Joyce Giedt, Finance Officer

*Equal Opportunity Employer*

ATTACHEMENT "A" TO FUTURE USE PERMIT NO. 704-3

FOR CITY OF BOWDLE

Future Use Permit No. 704-3 was continued by action of the Water Management Board July 12, 1984 and amended to add the following qualifications:

- a) Permit No. 704-3 to appropriate water for future use is subject to review by the Water Management Board as to accomplishment thereunder upon expiration of seven (7) years.
- b) At such time as definite plans are made, specific applications for all or any part of the water granted under this withdrawal, must be submitted and approved prior to construction of facilities.
- c) This permit is approved for groundwater from the Bowdle-Edmunds Aquifer.



DEPARTMENT OF WATER & NATURAL RESOURCES  
Joe Foss Building  
523 East Capitol  
Pierre, South Dakota 57501-3181

GREAT FACES. GREAT PLACES.

April 25, 1991

704-3

Robert Drake, Mayor  
City of Bowdle  
PO Box 553  
Bowdle SD 57428

Dear Mayor Drake:

The Water Management Board has validated the enclosed Vested Water Right No. 704-3. 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,

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

enclosure

SOUTH DAKOTA

VALIDATION OF (PARTIAL) VESTED WATER RIGHT CLAIM NO. 704-3

Date Claim Accepted For Filing March 19, 1960.

Date of Validation September 27, 1989.

Pursuant to SDCL 46-2A-17 the Water Management Board validated Vested Water Right Claim No. 704-3 for the City of Bowdle, P O Box 553, Bowdle, South Dakota 57428 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 704-3 appropriates 0.055 cubic feet of water per second (cfs) from well No. 1 approximately 102 feet deep, 0.055 cfs from well No. 2 approximately 96 feet deep and 0.055 cfs from well No. 3 approximately 85 feet deep. The wells are located in the S 1/2, Section 21 and N 1/2, Section 28; all in T123N, R73W.
2. The appropriated water is used for supplying water for the City of Bowdle and may not exceed the amount of water needed for beneficial use for municipal purposes.

The water is to be used during the following annual period:  
January 1 - December 31

3. The priority dates of the Vested Water Right are: Well No. 1 - 0.055 cfs - January 1, 1944; Well No. 2 - 0.055cfs - January 1, 1947 and Well No. 3 - 0.055 cfs - January 1, 1951.
4. The water use system has been constructed and water has been applied to beneficial use.
5. Water Rights obtained in compliance with the laws of the State of South Dakota must not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

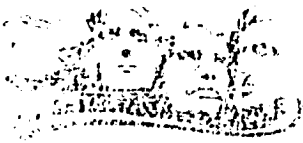
By: John H. Hatah  
Chief Engineer

Division of Water Rights  
Dept. of Environment and Natural Resources

APR 25 1991

date

*South Dakota*



GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

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

May 17, 1991

Robert Drake, Mayor  
City of Bowdle  
PO Box 553  
Bowdle SD 57428

Dear Mayor Drake:

I am writing in regard to the seven year review of Future Use Water Permit No. 704-3 which is held by City of Bowdle. Currently, our records show that 0.07 cubic feet of water per second remain in reserve under this future use permit which was issued in 1960.

Permit No. 704-3 will be scheduled for review by the Water Management Board on July 24, 1991 pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve on Permit No. 704-3.

Please respond in writing by June 15, 1991, regarding the City's intention for the future use permit. If the City of Bowdle does plan to retain the permit, then your response should outline a reasonable need for retaining the future use permit, including an estimate of future needs and any annual pumping records for the past three years.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

*Karen Schlaak*

KAREN SCHLAACK  
Natural Resources Analyst  
605 773-3352

cc: Frank Gabriel, Water Superintendent

REMARKS: REDUCTION  
DATE MICROFILMED  
CAMERA OPERATOR

**INCORPORATED 1911**

June 14, 1991



Department of Environment  
and Natural Resources  
Joe Foss Building  
523 East Capitol  
Pierre, SD 57501-3181

Karen Schlaak  
Natural Resources Analyst

Dear Karen:

The City of Bowdle would like to have Permit No. 704-3 renewed when it is reviewed by the Water Management Board on July 24, 1991.

Retaining the future use permit is needed to supply the city with water for municipal purposes.

The need in the future would be just as it has been in the past years (depending on the amount of moisture received).

Pumping records for all wells:

|          | <u>1988</u> | <u>1989</u> | <u>1990</u> |
|----------|-------------|-------------|-------------|
| Well # 1 | 2,737,600   | 1,982,300   | 1,011,400   |
| Well # 4 | 10,313,900  | 9,257,400   | 181,900     |
| Well # 6 | 1,036       | 548,700     | 1,255,700   |
| Well # 7 | 4,946,900   | 4,129,000   | 3,285,700   |
| Well # 8 | 2,558,600   | 1,433,300   | 1,600,300   |
| Well # 9 | 8,078,600   | 4,844,000   | 4,875,100   |

Sincerely,  
Joyce Giedt  
Finance Officer

Water Rights Division - DWNR  
Conversation File Documentation

NAME OF PERSON OR FILE: City of Bowdle

ADDRESS: PO Box 553

COUNTY: Edmunds

DATE: 6/19/91

TELEPHONE:

RE: Future Use Review of Permit No. 704-3

COMMENTS:

Future Use Permit No. 704-3 which originally reserve 0.22 cfs for the City of Bowdle is to receive its seven year review at the July 24, 1991 Water Management Board meeting. During the review there was some discrepancy in the amount of water remaining in reserve. The future use review sheet showed that Water Permit No. 770-3 used 0.15 cfs out of Future Use Permit No. 704-3 leaving only 0.07 remaining in reserve. Water Right No. 770-3 has been licensed for 0.25 cfs from 2 wells with a priority date of 3/13/91. Future Use Water Permit No. 704-3 has a priority date of 3/19/60 which would have been the claim date to an application taking water from the future use permit.

Nowhere in the documentation for WR No. 770-3 could I find that any water reserved by the future use permit was utilized. From this I concluded that the entire 0.22 cfs still remains in reserve under Permit No. 704-3 and this 0.22 cfs was used in calculating the amount of water to remain in reserve.

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

NAME: Eric H. Hunsel

RECOMMENDATION OF CHIEF ENGINEER FOR FUTURE USE WATER PERMIT  
NO. 704-3, CITY OF BOWDLE SD

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Future Use Water Permit No. 704-3, City of Bowdle SD.

The Chief Engineer is recommending that Future Use Permit No. 704-3 REMAIN in EFFECT because 1) there is reasonable probability that there may be development of the water reserved under Permit No. 704-3, 2) the City of Bowdle has demonstrated a reasonable need for the water reserved by Permit No. 704-3, 3) the proposed use will be a beneficial use and 4) it is in the public interest with the following qualification:

1. That Permit No. 704-3 reserves for future use 96 acre-feet annually. The diversion rate of 0.22 cfs is deleted from Permit No. 704-3.

And that maintaining the effectiveness of Future Use Permit No. 704-3 is subject to payment of the \$22.50 fee pursuant to SDCL 46-2-13(2) within 60 days of notice to the City of Bowdle.



JOHN HATCH, Chief Engineer  
August 23, 1991

NOTE: The maximum annual acre-feet of full-time pumping represented by 0.22 cubic feet of water per second (cfs) reserved by No. 704-3 is 160 acre-feet. Assuming that the total amount pumped annually would equal 60% of 160 acre-feet, then expected developed pumping of water reserved under Permit No. 704-3 would be about 96 acre-feet per year.



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

August 28, 1991

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

Joyce Giedt, Finance Officer  
City of Bowdle  
PO Box 553  
Bowdle SD 57428

Dear Mr. Giedt:

Future Use Permit No. 704-3 will be reviewed for progress in the development and future plans for use of the water reserved. The notice of this review has been sent to the Publisher of the Roscoe-Hosmer Independent printed at Roscoe SD. Please review this notice prior to publication and notify this office, if you have any corrections or questions.

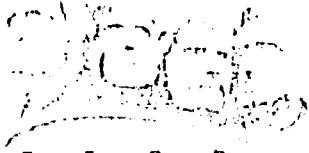
BE SURE TO CONTACT THE ABOVE NEWSPAPER IMMEDIATELY TO AUTHORIZE PUBLICATION OF THE NOTICE OF HEARING AND TO ARRANGE FOR PAYMENT. Early contact with the paper can eliminate delays. The publisher has been instructed to publish the notice once each week for two consecutive weeks with the last publication to occur at least twenty days before the board meeting. We must receive Proof of Publication before the future use review can be considered by the Water Management Board.

Sincerely,

*Eric Gronlund*  
Eric Gronlund  
Natural Resources Engineer  
605 773-3352

enclosures

*South Dakota*



GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

August 28, 1991

Roscoe-Hosmer Independent  
Box 7  
Ipswich SD 57451

Dear Sir:

Enclosed is a Notice of Hearing to Review Future Use Water Permit No. 704-3 to be published twice. Please publish the first notice on or before September 4, 1991 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 the City of Bowdle, PO Box 553, Bowdle SD 57428.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. The permit application cannot be considered by the Water Management Board until proof of publication has been received.

Sincerely,

*Eric Gronlund*

Eric Gronlund  
Natural Resources Engineer  
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE  
No. \_\_\_\_\_

TO: Water Rights Division  
Joe Foss Building  
Pierre SD 57501-3181

Date \_\_\_\_\_

We are in receipt of your letter of \_\_\_\_\_ enclosing Notice of Hearing to  
to Review Future Use Water Permit No. \_\_\_\_\_ which was first published in  
our issue of \_\_\_\_\_. ENCLOSED IS A COPY OF THIS FIRST  
PUBLICATION.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Newspaper

Instruction to Newspaper-Publish first publication of the following Notice on September 4, 1991, with 2nd publication 1 week later. The permit owner is responsible for payment.

-----

NOTICE OF HEARING TO REVIEW FUTURE USE WATER PERMIT NO. 704-3

Notice is given that the Water Management Board will review Future Use Permit No. 740-3 held by the City of Bowdle, PO Box 553, Bowdle SD 57428 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 704-3. This permit was approved June 8, 1960 to reserve 0.22 cubic feet of water per second from groundwater (Bowdle-Edmunds Aquifer) located in the SE 1/4 Section 21-T123N-R73W for municipal purposes.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends that Permit No. 704-3 REMAIN in EFFECT for 96 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water 3) the proposed use will be a beneficial use and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 704-3 at the Holiday Inn City Centre, Meeting Room, 100 West 8th St, Sioux Falls SD on October 1, 1991 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 23, 1991. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 704-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03; and contested case procedures contained in SDCL 1-26.

This hearing is an adversary proceeding. The permit owner or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit or to assure access to the hearing by the handicapped can contact the Water Rights Division, DENR, Joe Foss Building, Pierre SD 605 773-3352 for assistance prior to the hearing date. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 23, 1991.

STA/E/HOSMER INDEPENDENT • Wednesday, September 11, 1991 • Page 5

Cour

ROS

## PUBLIC NOTICE

NOTICE OF HEARING  
TO REVIEW FUTURE USE  
WATER PERMIT NO. 704-3

Notice is given that the Water Management Board will review Future Use Permit No. 704-3 held by the City of Bowdle, PO Box 553, Bowdle SD 57428 for progress made in the development of the water reserved by the Permit and future plans for development of the water reserved by Permit No. 704-3. This permit was approved June 8, 1960 to reserve 0.22 cubic feet of water per second from groundwater (Bowdle-Edmunds Aquifer) located in the SE 1/4 Section 21-T123N-R73W for municipal purposes.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends that Permit No. 704-3 REMAIN in EFFECT for 96 acre-feet annually because 1) the reserved water may be developed, 2) there is need for the reserved water, 3) the proposed use will be a beneficial use, and 4) it is in the public interest.

The Water Management Board will conduct the hearing to review Future Use Permit No. 704-3 at the Holiday Inn City Centre, Meeting Room, 100 West 8th St., Sioux Falls SD on October 1, 1991 at 10:00 a.m.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) allow the permit to remain in effect, 2) amend the permit by adding qualifications, 3) cancel the permit for no development or no planned future development, or 4) take no action after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the permit owner and the Chief Engineer by September 23, 1991. The petition may be informal, but it must include a statement describing the petitioners interest in the future use permit, the reasons for petitioner's opposition to or support of continuing the future use permit, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The permit owner need not file a petition.

The hearing to review Future Use Permit No. 704-3 will be conducted pursuant to the provisions of SDCL 46-1-14, 46-2-5, 46-2-9, 46-2-11, 46-5-38.1; Board Rules ARSD 74:02:01:25.01 thru 74:02:01:25.03; and contested case procedures contained in SDCL 1-26.

This hearing is an adversary proceeding. The permit owner or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the circuit Court and State Supreme Court as provided by law.

I, Dwain E. Gibson

certify that the attached printed Notice was  
from the Roscoe-Hosmer Independent

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

City of Ipswich

County of Edmunds and State of  
that the said notice was published in said new  
following two dates:

September 4, 1991

September 11, 1991

Any person wishing a copy of the Chief Engineer's recommendation, further information on this permit or to assure access to the hearing by the handicapped can contact the Water Rights Division, DENR, Joe Foss Building, Pierre SD 605 773-3352 for assistance prior to the hearing date. The time of the hearing will be automatically delayed for at least 20 days upon written request of the permit owner or any person who has filed a petition to oppose or support continuance of the Future Use Permit. The request for a delay must be filed with the Chief Engineer by September 23, 1991.

(Publish 19-4, 11)

(Signature)

Publisher

(Title)

September 13, 1991

(Date Signed)

Cost of Printing:

\$ 41.99

**AMENDMENT TO FUTURE USE PERMIT NO. 704-3**

**CITY OF BOWDLE**

Pursuant to the October 1, 1991 Water Management Board hearing, Future Use Permit No. 704-3 was allowed to remain in effect and amended by adding the following qualification:

That Permit No. 704-3 reserves for future use 96 acre-feet annually. The diversion rate of 0.22 cfs is deleted from Permit No. 704-3.

*South Dakota*

GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

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

October 8, 1991

NOTICE

Joyce Giedt, Finance Officer  
City of Bowdle  
PO Box 553  
Bowdle SD 57428

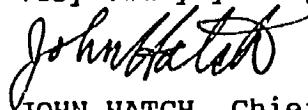
Dear Ms. Giedt:

I am writing in response to action taken by the Water Management Board at the hearing on October 1, 1991 to review Future Use Permit No. 704-3. The Board allowed the permit to remain in effect and amended Permit No. 704-3 by adding the qualification on the enclosed "Amendment". The "Amendment" should be placed with the permit. Future Use Permit No. 704-3 is again subject to review in seven years.

The fee for maintaining the effectiveness of Future Use Permit No. 704-3 is \$22.50 pursuant to SDCL 46-2-13(2). Please remit the fee within 60 days.

Please contact Eric Gronlund, Water Rights Staff Engineer, if you have any questions.

Very truly yours,



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

enclosure

CERTIFICATION

I hereby certify that on October 10, 1991, I have personally deposited with the U.S. Mail, postage prepaid envelopes containing a Notice dated October 8, 1991, regarding Amendment to Future Use Permit No. 704-3 addressed to:

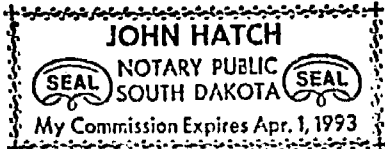
Joyce Giedt, Finance Officer  
City of Bowdle  
PO Box 553  
Bowdle, SD 57428

*Jaci R Konop*

JACI R. KONOP  
Senior Secretary

STATE OF SOUTH DAKOTA )  
                                  ) SS  
COUNTY OF HUGHES        )

Sworn to, before me, this 11<sup>th</sup> day of October, 1991.



*John Hatch*  
Notary Public

51170

**RECEIPT**  
Division of Water Rights  
South Dakota Department of Water and Natural Resources

Pierre, \_\_\_\_\_ November 6, 19 91

RECEIVED OF City of Bowdle, Bowdle, SD 57425

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

|                                                                                                                            |    |    |
|----------------------------------------------------------------------------------------------------------------------------|----|----|
| Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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. <u>704-3</u> after period of seven years.                                              | 22 | 50 |
| Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____                        |    |    |
| Fee for Filing Transfer Form _____                                                                                         |    |    |
| Fee for Filing Extension Request _____                                                                                     |    |    |
| Fee for Certified Copy of _____                                                                                            |    |    |
| Fee for Print Copy of Map _____                                                                                            |    |    |
| Fee for Certifying _____                                                                                                   |    |    |
| Fee for _____<br>(Any Other Work Provided by Law)                                                                          |    |    |
| <b>Total</b>                                                                                                               | 22 | 50 |

By *James H. H. H. H.* (JH)  
Chief Engineer

## NOTICE OF WELL CONSTRUCTION

## (1) WELL CONSTRUCTION

Location of well: 2 1/4 1/4 Section 21 1234 17  
Well owner: City of Bould Boulder CO  
Date well drilling completed: 10-17-13

Date when drinking completed 10-17-77

## WELL LOG

[illegible]

Test Pumped at 576 P.M.

## (2) PUMP INSTALLATION

Company name and size of pump \_\_\_\_\_

Type of pump \_\_\_\_\_ Capacity of installed pump \_\_\_\_\_

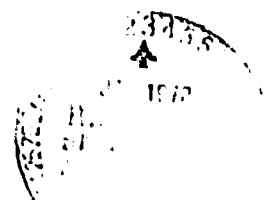
Depth of pump placement \_\_\_\_\_ ft., Date of pump installation \_\_\_\_\_

## (2) WATER SURFACE MEASURING TUBE

On some wells on air-tight water surface measuring tube is required. See Sect. 41.4.1 of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

Show exact vertical length of water surface measuring tube, when installed. (1) Tube diameter: \_\_\_\_\_  
tube material: \_\_\_\_\_

Name of Pump Installation Contractor









## NOTICE OF WELL CONSTRUCTION

### (1) WELL CONSTRUCTION

Location of well: \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_

Wali daerah Cat. Bantul No. 100

DATA WELL DRILLING COMPLETED \_\_\_\_\_ PURPOSE OF WELL \_\_\_\_\_

## WELL LOG

| Layers, top to top - in feet | Description of layer | Depth to top of water in feet | Depth to static water level | Name of producing section, if any | Total depth of drilled hole | Depth to bottom of casing |
|------------------------------|----------------------|-------------------------------|-----------------------------|-----------------------------------|-----------------------------|---------------------------|
| 0-1                          | Top Soil             |                               |                             |                                   |                             |                           |
| 1-16                         | Gray Brown           |                               |                             |                                   | 30                          |                           |
| 16-26                        | Water Brown          |                               |                             |                                   | 30                          |                           |
| 26-30                        | Blue Clay            |                               |                             |                                   |                             |                           |

Giving information on the piece rates such as size, weight, length, diameter, etc., for production rate and surface area, if used.

14 " J. P. C.

Screen information to the user, such as how long of screen time he has left, can be displayed. A display of response coding performance.

16 " 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 84

if a flying ball, from the top, should be thrown down, it would

Lakota Boring Co.  
 (Incorporated in California)  
 Charles E. Baker

## (2) PUMP INSTALLATION

Company name and size of pump \_\_\_\_\_

Type of pump \_\_\_\_\_ Capacity of installed pump \_\_\_\_\_

Depth of pump placement \_\_\_\_\_ ft, Date of pump installation \_\_\_\_\_

(3) WATER SURFACE MEASURING TUBE.

On some wells on air-tight water surface measuring tube is required: See Section 46 ACR of Chapter 464, MINIMUM WELL CONSTRUCTION STANDARDS.

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

### Time of Pump Installation Contractor



## NOTICE OF WELL CONSTRUCTION

Feb 15 - Pick 7

## (1) WELL CONSTRUCTION

Location of well: \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_

Well owned City Bunch  
(here)

David L. S.O.

Date well drilling completed \_\_\_\_\_

## WELL LOG

[illegible]

Attach sheet if more space is needed

10-10-1964

Lakeview Co.  
General Contracting  
David M. Lake

## (2) PUMP INSTALLATION

Company name and size of pump \_\_\_\_\_

Type of pump \_\_\_\_\_ Capacity of installed pump \_\_\_\_\_

Depth of pump placement \_\_\_\_\_ ft, Date of pump installation \_\_\_\_\_

## (3) WATER SURFACE MEASURING TUBE.

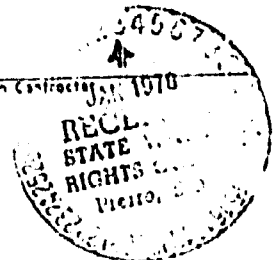
On some wells an air-tight water surface measuring tube is required. See Section 46.40B of Chapter 46.4, MINIMUM WELL CONSTRUCTION STANDARDS.

WELL CONSTRUCTION STANDARDS.

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

34667

Year of Plant Installation Contracting: 1970



PLEASE COMPLETE  
ENTIRE FORM

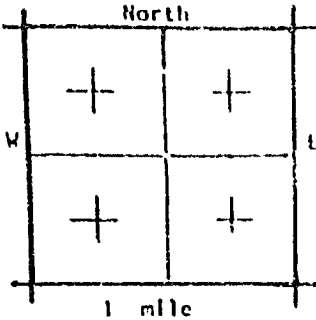
WELL DRILLER REPORT  
Division of Water Rights  
Department of Water & Natural Resources

Well Owner Name City Bank  
Address Bankville, S.D.

Well Location:

North

Mark location  
with an "X"



County Edmunds Lot 16 Hspers. 1  
5 4 4 Sec. 21 Twp. 33 Rg. 23

**Proposed Use:**

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

### Method of Drilling:

☒ Forward Rotary ☒ Bored ☐ Jetted  
☒ Reverse Rotary ☐ Cable ☐ Other

**Well Construction:**

Diameter of Hole 26  
Depth 36  
Casing ☐ Steel ☐ Concrete  
☒ Plastic ☐ Other  
If other, specify \_\_\_\_\_

Was casing end left open yes  
Was a well screen installed yes  
Describe Well Screen,  
Diameter 16 Material plastic  
Slot size 100  
Was well gravel packed yes  
Was well grouted yes  
Was water sample taken yes

Water Level Information

|                                     |                        |
|-------------------------------------|------------------------|
| Static water level                  | below first year's low |
| If flooding closed in previous year | 7 ft                   |
| rate of flow                        | 500 cfs                |

Controlled by

17 Valve 17 Assembly 17-0000

If other; specify.

Well Yes. Date:

☒ Pumped

☒ Bailed Describe \_\_\_\_\_

☐ Other \_\_\_\_\_

### Pumping Level Below Land Surface

ft. After hrs. pump 624

Well Log:

## Appendix

[illegible]

(Use Back If Necessary)

Date Completed: Sept. 1, 51

Driller: Robert H. Lange License NO. 517  
Driller's or Firm's Name  
L. H. Lange  
Address 51

Remarks:

Signed By Charles C. Cook Date Sept 15, 1951

PLEASE COMPLETE  
ENTIRE FORM

WELL DRILLERS REPORT  
Division of Water Rights  
Department of Water & Natural Resources

Well Owner: Cathy Briddle  
Name: Briddle  
Address: Briddle

Well location:

Mark location with an "X"

North

W

E

1 mile

The diagram is a hand-drawn map of a well field. It consists of a 2x2 grid of squares. Each square contains a cross symbol (+) in the center, representing a well location. The grid is oriented with 'North' at the top, 'W' (West) on the left, and 'E' (East) on the right. Below the grid, a scale bar indicates a distance of '1 mile'.

County \_\_\_\_\_ Lat. \_\_\_\_\_  
 \_\_\_\_\_ Sec. 21 Twp. 124 R9. 73

Proposed Use: ☒ Domestic ☒ Municipal ☐ Test  
Holes  
☒ Irrigation ☒ Industrial ☒ Stock

Method of Drilling: ☐ Forward Rotary ☒ Bored ☐ Jetted  
☐ Reverse Rotary ☒ Cable ☐ Other

Well Construction:

Diameter of Hole 36

Depth 31

Casing ☐ Steel ☒ Concrete

☒ Plastic ☐ Other

If other, specify \_\_\_\_\_

Was casing end left open no  
Was a well screen installed yes  
Describe Well Screen  
Diameter 16" Material Plastic  
Slot size 1/8"  
Was well gravel packed yes  
Was well grouted no  
Was water sample taken last

Remarks:

**Water Level Information:**  
Static water level 12 feet above ground.  
If flowing: closed in dry season; \_\_\_\_\_  
rate of flow \_\_\_\_\_.

**Controlled by:**  
☒ Valve ☐ Reducer ☐ Orifice  
If other, specify \_\_\_\_\_

Well Test Data:

|                                            |                 |
|--------------------------------------------|-----------------|
| <input checked="" type="checkbox"/> Pumped |                 |
| <input checked="" type="checkbox"/> Bailed | Describe: _____ |
| <input type="checkbox"/> Other             | _____           |

| Pumping Level Below Land Surface |             |     |     |
|----------------------------------|-------------|-----|-----|
| ft. After                        | Hrs. Pumped | GPM |     |
| " "                              | " "         | " " | " " |
| " "                              | " "         | " " | " " |

Well Log:

[illegible]

(Use Back If Necessary)

Date Completed: Sept. 4 - 51

Driller's Robert B. Beringer License NO. 234

John J. ...  
Audience  
James P. ...  
Signed By Date

## **Water Rights Program - DENR**

### **Conversation or File Documentation**

**Name of Person:** CITY OF BOWDLE File No. 704-3, 704A-3 & 704B-3

**Address:** BOWDLE, SD County: EDMUNDS

**Date:** 10/11/1995 **Telephone:**

**RE:** Splitting Water Right No. 704-3 into an Future Use Permit (No. 704A-3) portion and a Validated Vested Water Right (No. 704B-3) portion.

**Comments:** A review of the water permits and water rights for the City of Bowdle was made because of a July 19, 1995 water permit inspection of the City of Bowdle's municipal water system for Permit Nos. 770-3 and 5317-3 and Water Right No. 704-3. At that time it was found that Water Right No. 704-3 contained both a future use portion and a validated vested water right portion. In order to keep with the accepted practice used in the Water Rights Program, Water Right No. 704-3 should be split into two separate permits. The future use portion for 96 ac-ft annually with a priority date of June 8, 1960 should become Future Use Permit No. 704A-3. The validated vested water right portion of No. 704-3 the appropriation of 0.16 cfs should become Validated Vested Water Right No. 704B-3.



Mark D Rath  
Natural Resources Engineer

**Water Rights Division - DENR**

**Conversation or File Documentation**

**Name of Person:** Arlene Kasemen

**File Nos.** 704-3, 704A-3

**Address:** City of Bowdle, 8001 W. 5<sup>th</sup> Street, Bowdle, SD 57428-0553      **County:** Edmunds

**Date:** July 9, 2001      **Telephone:** (605) 285-6350

**RE:** Status of the future use permit for the City of Bowdle

**Comments:** I talked to Arlene Kasemen of the City of Bowdle. Arlene is the Finance Officer for the City of Bowdle. I asked her if the letter that she wrote to our office on July 20, 1998, still holds true. The letter states that the city will not use its future use permit.

She told me that it does and that the city has upped its amount of water that they purchase from WEB water again. The only way that they would use the wells that they have for back up is if the city has a real bad fire.



Stacy J. Johnson

Natural Resources Project Engineer

**Water Rights Division - DENR**

**Conversation or File Documentation**

**Name of Person:** Arlene Kasemen

**File Nos.** (704-3), 704A-3

**Address:** City of Bowdle, 8001 W. 5<sup>th</sup> Street, Bowdle, SD 57428-0553      **County:** Edmunds

**Date:** July 16, 2001      **Telephone:** (605) 285-6350

**RE:** Status of the future use permit for the City of Bowdle

**Comments:** I talked to Arlene Kasemen of the City of Bowdle. Arlene is the Finance Officer for the City of Bowdle. I told her that the future use permit cost the city \$22.50 in 1991. I told her that is what the cost would probably be in the future. I also told her that if the city wants to keep its future use permit that our office will be needing some information from them. I told her that the Water Management Board reviews the city's future use permit every seven years.

Arlene then asked me about what would happen to the wells that they use for lawn watering. I told her that these wells and the wells that they use back up would be covered under the inspection report that I am doing. I told her that in my inspection report I state what each well is used for. I then told her that after my inspection report is done it will be licensed. In the license it will say how much water the city can divert from the wells.

I told her that she should get back to me if the city wants to keep its future use permit or not. She told me that she would talk to Harlan Kopecky about this matter and get back to me.

*Stacy J. Johnson*

Stacy J. Johnson  
Natural Resources Project Engineer



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

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

Harlan Kopecky, Water Superintendent  
City of Bowdle  
8001 W 5<sup>th</sup> St  
Bowdle SD 57428-0558

Dear Mr. Kopecky:

Enclosed are Future Use Water Permit No. 704A-3, Reissued Water License Nos. 704B-3 and 770-3 for the City of Bowdle and receipt for payment of license fee for No. 5317-3. The water licenses are being reissued based on an investigation of the water use system.

Future Use Permit No. 704A-3 – reserves 96 acre-feet of groundwater (Bowdle-Edmunds Aquifer) located in the SE  $\frac{1}{4}$  Section 21-T123N-R73W to provide future municipal supplies to the City of Bowdle with a priority date of March 19, 1960.

Vested Water Right No. 704B-3 – authorizing diversion of 0.16 cfs from three wells located in the S  $\frac{1}{2}$  Section 21 and NE  $\frac{1}{4}$  NW  $\frac{1}{4}$  & NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  Section 28; all in T123N-R73W with priority date of January 1, 1944, January 1, 1947 and January 1, 1951.

Water Right No. 770-3 – authorizing diversion of 0.23 cfs from two wells located in the NE  $\frac{1}{4}$  SW  $\frac{1}{4}$  Section 21-T123N-R73W with priority date of March 13, 1961.

The applicable portions of Permit No. 5317-3 have been incorporated into Water License No. 770-3.

As long as the City of Bowdle uses the water beneficially as stated in the licenses, the City has a continuing right to use of the water. If you have any questions, please contact this office.

Sincerely,

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

enclosures

# RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

704-3

412900

Pierre, \_\_\_\_\_ November 6, 19\_\_31

RECEIVED OF City of Bowdle, Bowdle, SD 57428

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

|                                                                                                                            |    |    |
|----------------------------------------------------------------------------------------------------------------------------|----|----|
| Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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. <u>704-3</u> after period of seven years.                                              | 22 | 50 |
| Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____                        |    |    |
| Fee for Filing Transfer Form _____                                                                                         |    |    |
| Fee for Filing Extension Request _____                                                                                     |    |    |
| Fee for Certified Copy of _____                                                                                            |    |    |
| Fee for Print Copy of Map _____                                                                                            |    |    |
| Fee for Certifying _____                                                                                                   |    |    |
| Fee for _____                                                                                                              |    |    |
| (Any Other Work Provided by Law)                                                                                           |    |    |
| Total                                                                                                                      | 22 | 50 |

By John H. H. H. H. Chief Engineer



DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE, SOUTH DAKOTA 57501-3181  
[www.state.sd.us/denr](http://www.state.sd.us/denr)

July 9, 1998

Joyce Giedt, Finance Officer  
City of Bowdle  
PO Box 553  
Bowdle SD 57428-0553

Dear Ms. Giedt:

I am writing in regard to the seven year review of Future Use Water Permit No. 704-3 from groundwater which is held by the City of Bowdle. By law, all future use permits are to be reviewed by the Water Management Board every seven years. The permit reserves water for future water supply needs for the city. Currently, our records show that 96 acre-feet remain in reserve under this future use permit that was issued in 1960 and was last reviewed in 1991.

Please respond in writing by August 15, 1998, regarding the city's intention for the future use permit. If the city plans to retain the permit, then the response should outline a reasonable need for retaining the future use permit, including an estimate of future needs and any annual pumping records for the past three years.

Permit No. 704-3 will then be scheduled for review before the Water Management Board pursuant to SDCL 46-5-38.1. Notice will be given of the hearing time and place at a future date. The purpose of this review is to determine if a reasonable need exists for retaining the permit. A fee will be charged if the Board allows the permit to remain in effect after the hearing. The fee to be assessed will be dependent upon the amount of water allowed to remain in reserve.

Please contact Eric Gronlund, if you have any questions.

Sincerely,

Karen Schlaak  
Environmental Scientist  
Water Rights Program  
605 773-3352

## **Water Rights Program - File Documentation**

---

**NAME:** Otta Bieber, Mayor

**ADDRESS:** City of Bowdle

**DATE:** 7-13-1998      **COUNTY:** Edmunds      **TELEPHONE:**

**RE:** Future Use Review

**COMMENTS:**

Otta Bieber called regarding my 7-9-1998 letter regarding the review of the future use portion of No. 704-3. Mr. Bieber understood what the future use permit was. He indicated that the City was connected to WEB. The City has one well they maintain for backup to water the park.

On 7-20-1998 we received a letter from the City indicating basically what Mr. Bieber stated.

**SUMMARY:**

Permit Nos. 704-3, 770-3 and 5317-3 were inspected in 1995, but because of the confusion with vested, future use, priority dates, etc. the licenses were never issued. I believe someone should reinspect these permits, since it is obvious that the number of wells maintained now is not the same as found during the 1995 inspection. Receipt for payment of the license fee is still in Water Permit No. 5317-3 file.



Karen Schlaak  
Environmental Scientist

FOUNDED 1886

**CITY OF BOWDLE**  
OFFICE OF THE FINANCE OFFICER  
P.O. BOX 553  
EDMUNDS COUNTY  
BOWDLE, SOUTH DAKOTA 57428

704-3  
INCORPORATED 1911



July 20, 1998

Karen Schlaak  
Environmental Scientist  
Water Rights Program  
Pierre, SD 57501

Dear Ms. Schlaak:

This letter is in responds to, Future Use Water Permit No. 704-3 from groundwater which is held by the City of Bowdle.  
We have upped our contract with WEB Water, to meet our demands, so do not intent to use our wells, except in a rare emergency.

Sincerely,

*Arlene Kaseman*  
Arlene Kaseman  
Finance Officer  
City of Bowdle

**Water Rights Division - DENR**

**Conversation or File Documentation**

**Name of Person:** Harlan Kopecky      **File Nos** ~~(704-3)~~ 704A-3, 770-3, 5317-3  
**Address:** City of Bowdle, 8001 W. 5<sup>th</sup> Street, Bowdle, SD 57428-0553      **County:** Edmunds  
**Date:** July 16, 2001      **Telephone:** (605) 285-6350  
**RE:** Status of the permits for the City of Bowdle

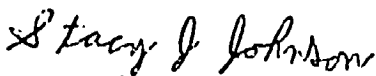
**Comments:** I talked to Harlan Kopecky of the City of Bowdle. Harlan is the Sewer and Water Superintendent for the City of Bowdle. Harlan wanted to know which wells went with what permit. Since the city is using two wells for back up that we would just be looking at two permits. I told him that I had told him wrong about the wells the city uses for lawn watering not needing permits. The less than 18 gallons per minute (gpm) would only apply if the whole water distribution system for the city were under 18 gpm. I told him that I have included the lawn watering wells in my inspection report. I also told him that at the end of my report I state what each well is used for.

Harlan told me that Well #3 is plugged. He also told me that Wells #4, #7, & #8 will be plugged.

I asked him if the city wants to keep its future use permit. I told him that I send him a letter in regards to this dated June 21, 2001. I told him that future use permit allows the city to use water in the future if the need arises and they have unappropriated water available to them. I told him if the city decided to develop its future use permit that they would have to apply for a water permit application. I explained the application process and the processes that come after that to him. I told him that the city has a future use permit for 96 acre-feet (ac-ft) right now. He was not sure if the city would have a use for this permit in the future or not.

Harlan told me that it is not cost effective for the city to drill new wells because of all the treatment that they would have to do to the water so that they could actually use it.

Harlan and I talked about the water permit application fee discussed in SDCL 46-2-13 (2). I told him that I believed that there is a cost for the future use permit. I told him that I did not know the cost for the city but I would do some checking and get back to him.

  
Stacy J. Johnson  
Natural Resources Project Engineer

**Water Rights Division - DENR**

**Conversation or File Documentation**

**Name of Person:** Harlan Kopecky

**File Nos.** 704-3, 704A-3

**Address:** City of Bowdle, 8001 W. 5<sup>th</sup> Street, Bowdle, SD 57428-0553      **County:** Edmunds

**Date:** July 24, 2001      **Telephone:** (605) 285-6350

**RE:** Status of the permits for the City of Bowdle

**Comments:** I talked to Harlan Kopecky of the City of Bowdle. Harlan is the Sewer and Water Superintendent for the City of Bowdle. Harlan told me that the city wants to continue to have its future use permit. I told him that we would be sending him a letter telling him what information we need from the city.



Stacy J. Johnson

Natural Resources Project Engineer