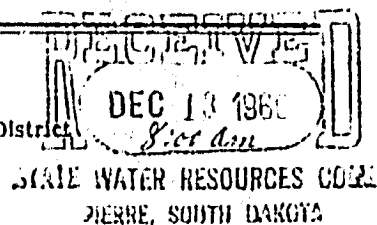


751-3

1. Considered 3-15, 1961
2. Name of Applicant City of Vicksburg
3. Post Office Address _____
4. Amount of water claimed 7.2
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 Sumner County about
1 1/2 miles NE of Vicksburg.
8. Proof of Publication Received 1st
Not Received _____
9. Application Approved ✓ H. G. H.
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

No. 751-3
 Water Division No. 3 Bg 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 Incorporated City of Viborg, South Dakota
 Postoffice address _____, County Turner, State S. D.

- I. If a corporation Municipal
 (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)
contract
 (b) Cash on hand, \$ _____ (c) Treasury stock, \$ _____
 (d) Bonds to be issued, \$ 55,000 (e) Other resources, \$ _____

2. Name of diversion work new municipal well, pipeline & treatment facilities
 3. Amount of water claimed 2.2 cubic feet per second 1000 G.P.M.
 4. Source of water supply glacial sands & gravels
 5. Location of point of diversion SE 1/4 of Sec. 26, Township 97 North, Range 53 West.
see attached map on _____ bank Turner County.
 6. Annual period or periods during which water is to be used continuous
 7. To be used for:

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

(a) Number of acres to be irrigated _____ acres.

(b) Legal subdivisions to be irrigated _____

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

(c) Statement as to domestic use (giving location, etc.) municipal water system

- 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 _____ horsepower

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 559-3

8. Estimated cost of work: \$55,000 complete with well, pipeline & iron removal equip.

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

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

(c) Fluming, \$-----

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

Rock, \$-----

(e) Other structures ----- \$-----

Total, \$-----

9. - Description of diversion works:

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

II. Dimensions of works.

(a) Dam: Height ----- feet; length at bottom ----- feet; length at top ----- feet; thickness at bottom ----- feet; thickness at top ----- feet; slope at front water face -----; slope at back face ----- material used in construction -----

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

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

(c)* Head gate: Width ----- feet; height ----- feet; Material -----

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

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

(Give dimensions where reductions in size are made.)

10. Time required for completion of work ----- 0.50 ----- years.

11. Time required for complete application of water to the proposed beneficial use ----- 9 max allowable ----- years.

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

STATE OF SOUTH DAKOTA

County of -----

I, William D. Sommer, 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.

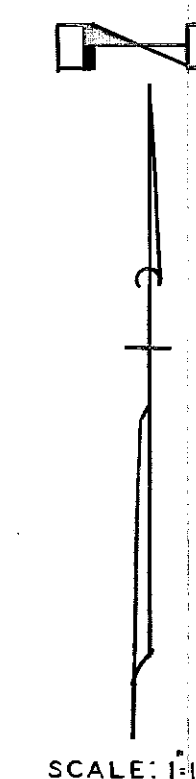
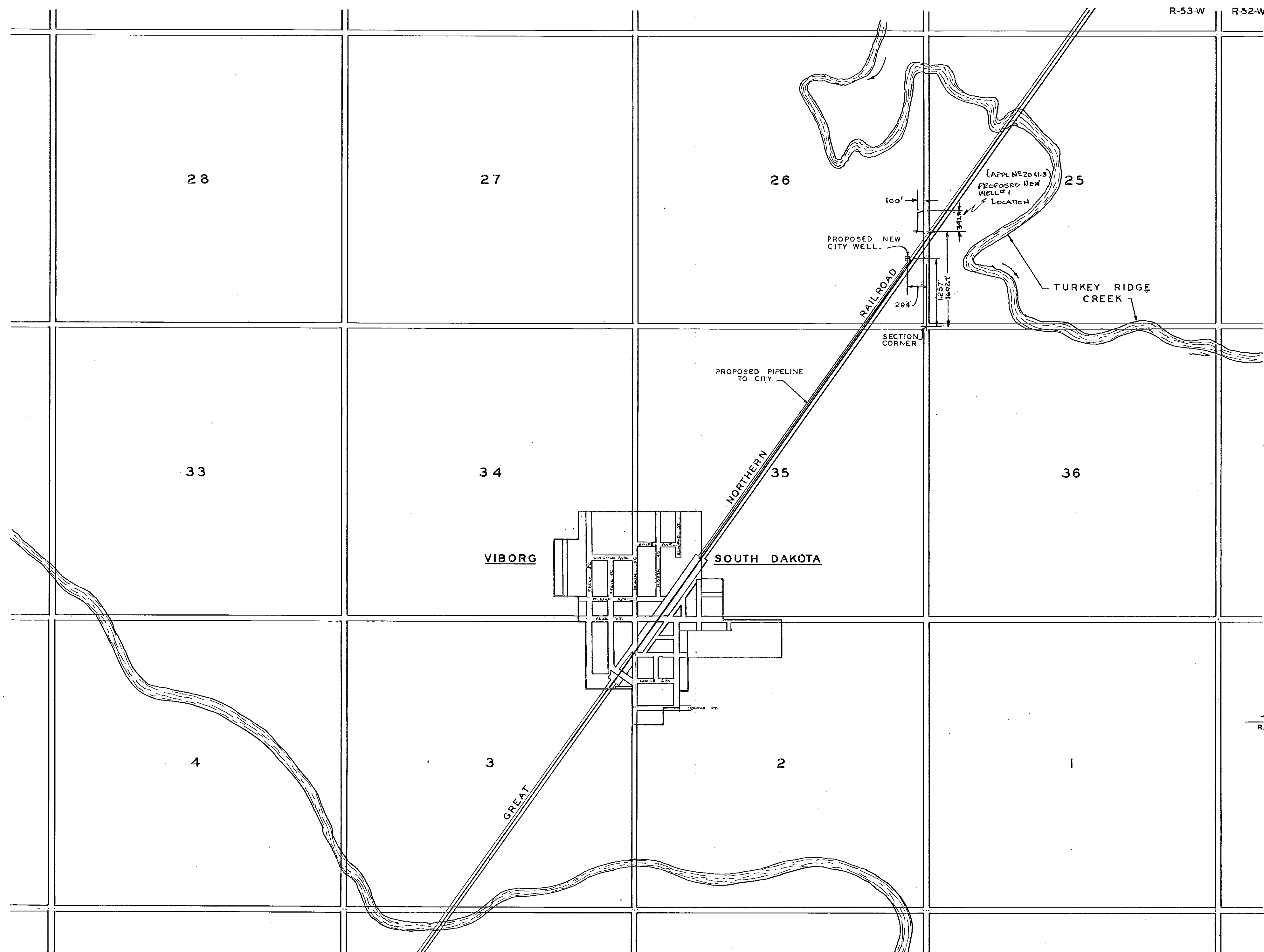
Signed -----

Subscribed and sworn to before me this -----

day of -----

19-----

Notary Public (or other qualified officer.)



T-97-N
T-96-N

I HEREBY CERTIFY THAT THE MEASUREMENTS
AND DISTANCES SHOWN HEREON WHICH PERTAIN
TO CITY WELL INFORMATION ARE A TRUE AND
ACCURATE RECORD THEREOF.
R.D. Reckert - 11/21/60
R.D. RECKERT PROF. ENGR. & LAND SURVEYOR NO. 720

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 5th DAY OF December, 1960.
Notary Public
NOTARY PUBLIC
(SEAL)

NEW WATER RIGHTS MAP		
REVISED:	DEWILD, GRANT, RECKERT & STEVENS ENGINEERS & ARCHITECTS ROCK RAPIDS, IOWA	JOB NO. 971
AS BUILT:	CITY OF VIBORG SOUTH, DAKOTA	SHEET NO. 2 OF 2
DWN. BY: D.E.M.	APP'D BY: R.D.R.	DATE: 11-22-60

MAP N° 559-3 (APPL N° 751-3)

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, March 17, 1961

This is to certify that the foregoing application was received by the Commission at 8:00 o'clock
a m. upon the 13TH day of DECEMBER, 1960.

State Water Resources Commission

By:

Denton Jones
for Chief Engineer, Executive Officer

Number of permit 751-3

Date of first receipt of application December 13, 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 December 13, 1960

Approved March 15, 1961, Recorded in Book 6 Page 199

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 _____

June 15, 1961

2nd. The whole of said work is to be completed on or before September 15, 1961

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

March 15, 1970

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 2.20 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry, and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually

used to supply municipal needs

and beneficially applied for irrigation on or before March 15, 1970; said water to be used during the following described annual period:

Continuously

Witness my hand this 17TH day of MARCH, 1961.

State Water Resources Commission

By:

Jeff Miner
Chief Engineer, Executive Officer

Certificate of Construction Issued NOVEMBER 9, 1970

Water License Issued NOVEMBER 9, 1970

12

Remarks by the Applicant: This application is for establishment of new water rights for the City of Viborg.

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications - not complete at this time but about as described below.

(a) Hole and casing

Size of drill hole or excavation 21" Depth 120 ft.

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

Size of casing 10" Thickness of casing

Length of casing 20 ft. If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen slotted stainless steel

Size of perforated screen 10" nominal 20 ft.
(diameter) (length)

Thickness of gravel pack 21" dia., length of gravel pack 30 ft.

(c) Water Bearing Materials

Distance to water 19.5' Character of water bearing materials glacial
sands & gravels

Thickness of water bearing material 30 ft. (90'-120' below surface)

(d) Pump and Motor

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

Name of pump not determined , size

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

Horsepower , Name of Motor

(e) Complete well

Capacity 200 GPM. at drawdown of 4.25 ft. Estimated cost \$10,200

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

Address

(g) Distance to nearest existing wells

On same owner's property none rods. On property owned by others 15 rods

Form 15.

Permit No. 751-3

Water Diversion No. 3 BIG SIOUX RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the City of Viborg

_____ the holder _____ of
Permit No. 751-3, issued upon Application No. 751-3, bearing date of priority of December 13,
1960 authorizing the diversion of 2.2 cu. ft. per second of the waters of
ground water County of Turner, State of South Dakota at
a point North 1257 feet and West 294 feet from the NE Corner, Section 35,
T97N, R53W

_____, for municipal

purposes, has 8 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 .68 cu. ft. per second of water.

Date November 9, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

WATER LICENSE NO. 751-3

(1) WHEREAS, On the 13th day of December A. D. 19 60
the City of Viborg

made Water Right Application No. 751-3 for a permit to use 2.2 cubic feet per second of the waters of ground water

County of Turner, State of South Dakota, for Municipal purposes; and

(2) WHEREAS, On the 17th day of March A. D. 19 61
Permit No. 751-3, with a date of priority of December 13, 1960

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 15th day of September A. D. 19 61 and for the application to beneficial use of said water on or before the 15th day of March A. D. 19 70

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 .68 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,

water is used for municipal purposes by the City of Viborg

(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 Viborg

~~xxx~~
the holder _____ and owner _____ of said permit No. 751-3 a water right, dating from December 13, 1960
_____ to use of .68 cubic feet per second of the waters
of ground water

in the County of Turner and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point North 1257 feet and West 294 feet from the
NE Corner, Section 35, T97N, R53W

and ~~xxxxxx~~ conducted to and through the City water distribution system

for the purpose of municipal use

Subject to any limitations listed in Water Right Permit No. 751-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 9th day of November A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

on or before

(First Publication February 17, 1961)**APPROPRIATION OF WATER**

Office of State Water Resources Commission,

Pierre, S. Dak., January 27, 1961Notice is hereby given that The City of Viborg ~~XXXXXXXXXXXXXXXXXXXX~~
South Dakota~~XX~~, has made an application in accordance with
the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.2
cubic feet of water per second of time from ~~xxx~~ ground water through the
municipal well, the point of diversion of which is to be located ~~xxxx~~~~XXXXXXXXXXXXXXXXXXXX~~ In the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 26Twp. 97N Range 53W Said water to be used for the purpose of providing ~~irrigation on the fol-~~~~lowing purposes:~~municipal supplies for the City of Viborg~~XXXXXX~~ ~~XXXXXXXXXXXXXXXXXXXX~~This application will be taken up by the State Water Resources Commission at their office at Pierre for
consideration upon the 15th day of March, 1961, 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:

~~XXXXXXXXXXXXXXXXXXXX~~
Burton F. Jones
Water Rights Specialistcc George Ostroot, Publisher
Viborg Enterprise
Viborg, S.D.

PROOF OF PUBLICATION

MAR 6 1961

STATE WATER RESOURCES COMMISSION

PIERRE, SOUTH DAKOTA

STATE OF SOUTH DAKOTA }
County Turner } ss.

Norman Ostroot being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the _____

Viborg Enterprise a newspaper which during the whole itme of publication of said notice herein after stated, has been and is printed and published in the city of Viborg County of _____

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

Feb. 9, 16 & 23, & Mar. 2nd, 1961

in each and every issue of the full number thereof, the first publication being made on the 9th day of Feb. 1961 and the last publication on the 2nd day of Mar. 1961, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was _____ the printer and publisher^X of the said newspaper.

Norman Ostroot

Subscribed and sworn to before me this 2nd day of Mar. A. D. 1961

Burns B. B. B.

Notary Public Turner County, S. D.

APPROPRIATION OF WATER

Office of State Water Resources Commission, Pierre, South Dakota, January 27, 1961

Notice is hereby given that The City of Viborg, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.2 cubic feet of water per second of time from ground water through the municipal well, the point of diversion of which is to be located in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 26, Twp. 97N, Range 53W. Said water to be used for the purpose of providing municipal supplies for the City of Viborg.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 15th day of March, 1961 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 Rights Specialist

(Publish in the Viborg Enterprise Feb. 9, 16, 23 & March 2, 1961)

No. 2041-3

SOUTH DAKOTA
Department of
Water & Natural Resources
Joe Foss Building Water Rights Division
Pierre, South Dakota 57501 (605) 773-3352

May 17, 1982

City of Viborg
Viborg,
South Dakota 57070

Dear Sir:

Enclosed herewith are, Water License No. 2041-3 and Certificate of Construction.

Water License No. 2041-3 is the final water right document completing your process of obtaining a water right.

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.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH: ks

enclosures

NOTE: The applicable portions of Water License No. 751-3 have been incorporated into this Water License No. 2041-3

WNR-817-7/79
Transmittal of Water License

Form 1A.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2041-3

(1) WHEREAS, On the 14th day of January A. D. 1974
the City of Viborg

made Water Right Application No. 2041-3 for a permit to use 0.45 cubic feet per second of the waters
of groundwater (two wells)

County of Turner, State of South Dakota, for municipal

(2) WHEREAS, On the 20th day of March A. D. 1974
Permit No. 2041-3 with a date of priority of January 14, 1974

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 20th day of September A. D. 1974 and for the
application to beneficial use of said water on or before the 20th day of September A. D. 1974.

WHEREAS, on the 17th day of November, 1981 the applicable portions of Water License
No. 751-3 have been incorporated into this Water License No. 2041-3 with the
priority dates of 0.68^{cfs} from December 13, 1960 and 0.45 c's from January 14, 1974,

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 0.96^{cfs} 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,
water to be used for municipal purposes for the City of Viborg**

* This Water License No. 2041-3 covers the City's use of water at this time.
Although Water License No. 751-3 was issued for 0.68 cfs, usage since construction
of the second well has been reduced to 220 gpm.

** The City has three wells designated #1, #2, & #6 covered under Vested Right
No. 750-3. These wells are still equipped with pumps, but are not hooked into
the City water distribution system.

(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 Viborg

_____ of South Dakota

holder _____ and owner _____ of said permit No. 2041-3 a water right, dating from December 13, 1960 and January 13, 1974 to use of 0.26 cubic feet per second of the waters

of groundwater (one well)

in the County of Turner and State of South Dakota, or so much thereof as may be necessary for the

purposes hereinbelow mentioned, to be diverted at the south well 1257'N and 294'W and north well

1726'N and 50'W, both from SE corner, Section 26, T97N, R53W

and conducted ~~to and upon~~ through the City's distribution system

for the purpose of municipal use

Subject to any limitations listed in Water Right Permit No. 2041-3 and subject to the laws of the State of South Dakota

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

this 17th day of May A. D.

Nineteen Hundred and Eighty-two

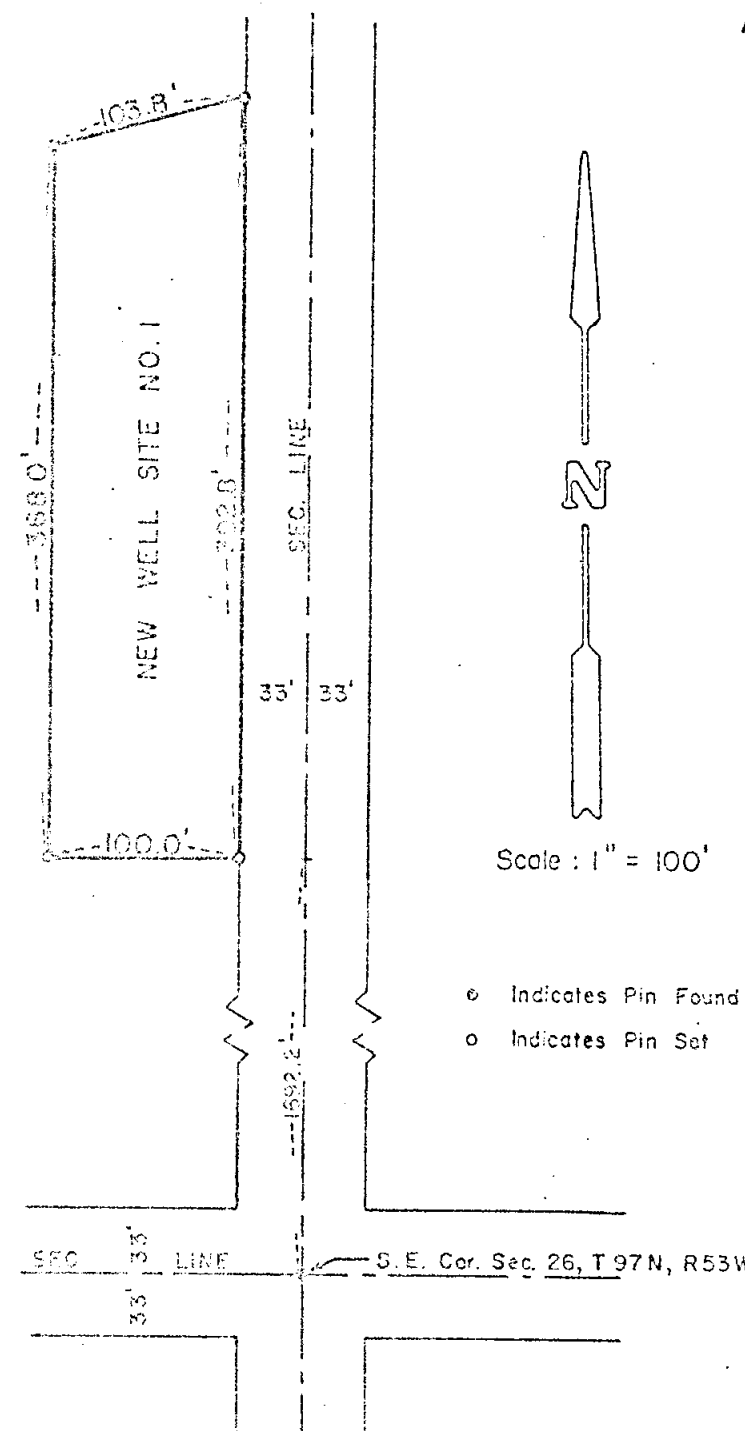
WATER MANAGEMENT BOARD

By John Hato

Chief Engineer, Executive Officer

JOHN HATO

PLAT OF NEW WELL SITE NO. 1 IN THE SE⁴ SEC. 26, T 97 N, R 5 W TURNER COUNTY, SOUTH DAKOTA



SURVEYOR'S CERTIFICATE

I, RICHARD E. SAYRE, A REGISTERED ENGINEER, AND LAND SURVEYOR OF SIOUX FALLS, SOUTH DAKOTA, DO HEREBY CERTIFY THAT AT THE REQUEST OF ADRIAN SAAR, I DID ON OR PRIOR TO DECEMBER 12, 1973, SURVEY THE LAND DESCRIBED AS FOLLOWS: PLAT OF NEW WELL SITE NO. 1 IN THE SE⁴ SEC. 26, T 97 N, R 5 W, TURNER COUNTY, SOUTH DAKOTA.

I FURTHER CERTIFY THAT THE ATTACHED AND RECORDED PLAT IS IN ALL RESPECTS TRUE AND CORRECT.
DATED THIS 12TH DAY OF DECEMBER, 1973.

Richard E. Sayre
REGISTERED ENGINEER AND LAND SURVEYOR
REG. NO. 1278
RICHARD E. SAYRE
SOUTH DAKOTA
REGISTERED PROFESSIONAL ENGINEER

STATE OF SOUTH DAKOTA)
COUNTY OF HERRING)

ON THIS, THE 12TH DAY OF DECEMBER, 1973, BEFORE ME THE UNDERSIGNED, A NOTARY PUBLIC, IN AND FOR THE COUNTY AND STATE PERSONALLY APPEARED ADRIAN SAAR, WELL KNOWN TO ME TO BE THE PERSON WHO RECEIVED AND BY EXHIBITING THE SAME, HAD AND WITHIN INSTRUMENT AND DULY ACKNOWLEDGED THAT HE EXECUTED THE SAME IN HIS PERSONAL CAPACITY AS A REGISTERED ENGINEER AND LAND SURVEYOR OF THE STATE OF SOUTH DAKOTA.

IN WITNESS WHEREOF, I HEREBY SET MY HAND AND AFFIX MY OFFICIAL SEAL.

Bernice L. Langer
NOTARY PUBLIC, HERRING COUNTY, S.D.
MY COMMISSION EXPIRES NOV. 1, 1975