

Water Right Number 1140-3

1. Considered 7-27, - 77
2. Name of Applicant JACK HUBBARD
3. Post Office Address SPEARFISH
4. Amount of water claimed ~~3.50~~ .50
5. Source of water supply 450' WELL (MINNELUSA)
6. Water to be used for TRAILER PARK
Acres to be irrigated ~~3.50~~
7. Water to be diverted and used in LAWRENCE County
about 3N, 2W Miles of SPEARFISH
8. Proof of Publication
Received 7-15-77
Not received
Approved
Subject to
Not approved
Action deferred
9. Application Am
for
10. Remarks:

No. 1140-1Map No. 951-1 Water Division No. 1 BELLE FOURCHE RIVER District 1
(Blanks to be Filled by the Engineer for the W. H. C.)

APPLICATION FOR PERMIT

To Appropriately Water within the State of South Dakota

(NOTE--Draw a line through items not applicable)

1. Name of Applicant Jack Hubbard Ph 642-4753
 Postoffice address Centennial Trailer Court, Spearfish, S. D. 57733
 If a corporation show date and place of incorporation West Acres Community Assoc. RP#2
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract
3. Name of diversion work Hubbard Well #1
4. Amount of water claimed (cubic feet per second) 0.5 0.05
5. Source of water supply well
6. Location of point of diversion S. E. Corner Lot #1, Block 4, West Subdivision, Part
of SW/4 SE/4, Sec. 28, T7N. R2E. B.H.M.
County Lawrence
7. Annual period or periods during which water is to be used continually
8. Use to be made of water. (irrigation, industrial, municipal, commercial, recreation, etc.) Domestic Trailer Court
9. For irrigation use, Total number of acres to be irrigated _____

List below each forty-acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.

Attach sheet if more space is needed

10. Time required to complete construction of water supply system one years. Additional time required to complete application of water to the proposed beneficial use one years.
11. Choice of newspaper for Notice of Intent to Appropriately Water publication Queen City Mail, Spearfish, S. D. 57783
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

450' well

B. Works proposed to transport water to place of use.

4" to 3/4" PVC pipeline

C. Works proposed to apply water to beneficial use.

Pumps, meters, chlorination, and other miscellaneous equipment to supply H2O to 53 unit trailer court.

Estimated Total Cost \$ 25,000.Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
(See instructions concerning preparation.)STATE OF SOUTH DAKOTA)
County of Shoemaker) ss.I, Jack Hubbard the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete, the necessary constructionSigned Jack HubbardSubscribed and sworn to before me this 7th day of April 19 78

Notary Public (or other qualified officer)

W. J. H. H. H.

WEST'S

Pool right of way
50' wide



WEST SUBDIVISION

PLAT OF

LOTS 1-10, BLOCK 1 & LOTS 1-6, BLOCK 2, Formerly LOT C, a portion of the SE⁴ SW⁴ AND LOTS 1-7, BLOCK 3 & LOTS 1-4, BLOCK 4, Formerly LOT 12, a portion of the SW⁴ SE⁴; all lying in Sec 28, T7N, R2E, B.H.M., Lawrence County, South Dakota.

6/r 1140-1
map 957-1

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 1140-1

JACK HUBBARD
(Applicant)

CENTENNIAL TRAILER COURT, SPENCERISH
West Acres (Post Office Address)

SOUTH DAKOTA 57783
(State) Community Assoc, RR #2

With the following modifications:

The ~~irrigation~~ well approved under this Permit is located near domestic wells which may obtain water from the same aquifer. The ~~irrigation~~ well owner, under this Permit, shall control his ~~irrigation~~ withdrawals so there is not a reduction of needed water supplies in adequate domestic wells.

Date of first receipt of application APRIL 21, 19 77

Date of return to applicant for correction, amendments or changes required —, 19 —

Date of receipt of corrected application JUNE 23, 19 77

Approved JULY 28, 19 77, Recorded in Book 183, Page 343

WATER RIGHT PERMIT NO. 1140-1

The Water Rights Commission hereby grants and issues this Water Right Permit No. 1140-1 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is JUNE 23, 19 77

2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 28, 19 78

3. The whole of said work is to be completed on or before JULY 28, 19 78

4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JULY 28, 19 79

5. The water appropriated shall be used for the purpose of COMMERCIAL - TRAILER COURT OPERATION

6. 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.

7. The amount of the appropriation herein granted shall not exceed 1.05 ~~50~~ cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for ~~beneficial use~~ USED FOR TRAILER COURT OPERATION. ~~Beneficial use is limited to not more than one-fifth of the total amount of water appropriated for each acre of land to which water is actually and beneficially applied for irrigation on or before~~ JULY 28, 19 79; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 5TH day of AUGUST, 19 77

WATER RIGHTS COMMISSION

By:

[Signature]
Chief Engineer, Executive Officer

Certificate of Construction Issued March 5, 19 82

Water License Issued March 5, 19 82

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to form 2)

12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

(1) Drill Hole, Diameter 6", Depth 450'

(2) Casing, Type steel Diameter 4" Thickness 0.20
(wood, concrete, steel, etc)

(3) Perforated Screen

Type none, Diameter _____, Length _____

(4) Gravel Pack, Thickness _____, Length of gravel pack _____

E. Dugout Information or Estimates.

(1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

(1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials Minnelusa Sandstone

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

(2) Distance to nearest existing household or livestock watering wells.

On same owner's property _____ rds. On property owned by others _____ rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

[Signature]
Signature of Applicant

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1140-1

(1) WHEREAS, On the 21st day of April A. D. 19 77 Jack Hubbard

made Water Right Application No. 1140-1 for a permit to use 0.05 cubic feet per second of the waters of groundwater (one well) County of Lawrence State of South Dakota, for commercial purposes; and

(2) WHEREAS, On the 28th day of July A. D. 19 78 Permit No. 1140-1 with a date of priority of June 23, 1977 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 28th day of July A. D. 19 78 and for the application to beneficial use of said water on or before the 28th day of July A. D. 19 79

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 0.05 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 a trailer court operation and suburban housing development

(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 Jack Hubbarl of Spearfish, South Dakota the holder and owner of said permit No. 1146-1 a water right, dating from June 22, 1977 to use of 0.05 cubic feet per second of the waters of groundwater (one well) in the County of Laurens and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 870 feet N and 215 feet E of the S 1/4 Corner Section 22, T7N, R2E.

and conducted to and upon ~~through the sub-division distribution system~~
~~MANUFACTURE~~

for the purpose of Commercial use (trailer court and suburban housing development)

Subject to any limitations listed in Water Right Permit No. 1140-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 5th day of March A. D.
Nineteen Hundred and Eighty-two

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer

JOHN HATCH

Permit No. 1140-1

Water Diversion No. 1 Belle Fourche R Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That _____ Jack Hubbard

Permit No. 1140-1, issued upon Application No. 1140-1, bearing date of priority of _____ the holder _____
June 23, 1977 authorizing the diversion of 0.05 cu. ft. per second of the waters of _____
groundwater (1 well) County of Lawrence, State of South Dakota at _____
a point 370 feet N and 215 feet E of the S 1/4 corner, Section 28, T7N, R2E
 _____, for commercial (trailer court)

purposes, has A 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 0.06 cu. ft. per second of water.

Date. March 5, 1982

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

Publish first publication, on or before July 14, 1977NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

June 25, 1977Notice is hereby given that Jack Hubbard whose

post office address is Spearfish, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-8; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-41, Future Use 46-5-38, Temporary Permit 46-5-39, 46-5-40; Ground Water 46-6-3, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14 and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, Future Use 52:01:01:21 thru 52:01:01:24, for a permit to appropriate for beneficial use 0.5 cubic feet

of water per second of time from the ground water through the Hubbard Well # 1, the point of diversion of which is to be located in the SW 1/4 Sec 2

of Section 28, Twp. 7N, Range 2E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

a trailer court

This Application No. 1140-1 will be considered by the Water Rights Commission at the Staurolite Inn, Brookings, SD upon the 27th day of July, 1977, at 10 A.M. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Commission in writing prior to the hearing or orally at the hearing.

WATER RIGHTS COMMISSION

JAMES WINTERTON
Water Rights Specialist

cc: Jack Hubbard, Centennial Trailer Court, Spearfish, SD 57728

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Lawrence) ss.

I, Oliver F. Hermann hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Spearfish City Mail

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the Spearfish

City Mail of Spearfish

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

July 6-13 - 1977

Oliver F. Hermann
(Signature)

Board Member
(Title)

July 13, '77
(Date Signed)

NOTICE OF HEARING ON
APPLICATION TO
APPROPRIATE WATER

Pierre, South Dakota 57501

June 29, 1977

Notice is hereby given that Jack Hubbard, whose post office address is Spearfish, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-8; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-41, 46-6-3; 46-6-5, 46-6-8.1, 46-6-10, 46-6-14 and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 0.5 cubic feet of water per second of time from ground water through the Hubbard Well #1, the point of diversion of which is to be located in the SW 1/4 SE 1/4 of Section 28, Twp. 7N, Range 2E. Said water to be used for the purposes of a trailer court.

This Application No. 1140-1 will be considered by the Water Rights Commission at the Staurolite Inn, Brookings, SD, at upon the 27th day of July, 1977, at 10 A.M. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-6 may notify the Commission in writing prior to the hearing or orally at the hearing.

WATER RIGHTS
COMMISSION

JAMES WINTERTON
Water Rights Specialist
(27-2tc, 54 lines)



Permit No 1140-1Water Division 1 Belle Fourche River Water District
16110200REPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSS BLDG, PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by Jack Hubbard._____ of West Sub-division, Spearfish, S.D. 57753 holder...of Permit No. 1140-1, bearing date of priority of June 23, 1977authorizing the diversion of .05 cu. ft. per second of the waters of one well.for Trailer Court Operation purposes, in Lawrence County.

I have to report on the condition of the same as follows:

The Water Use System consists of,

A. Works used to divert the water:

1.0 H.P. Submersible Pump
Pumping 25 gpm.

B. Works used to transport water to place of use,

Water Distribution System for Sub-division

C. Works used to apply water to beneficial use.

Households and TrailersThe system is in the following condition. GoodThe point of diversion is located 870 ft N and 215 ft E of the
S 1/4 Cor Sec. 28, T7N R2EThe works are capable of diverting and conveying to the place of use .06 (25 gpm)
cu. ft. per second of water which is to be used for Trailer Hoses and Suburban Housing

Water has been put to beneficial use to the maximum extent as follows: _____

comprising a total of _____ acres of land.

Well Data

Depth 1400 ftPump at 200 ftPumping 25 gpmDate June 24, 1981
Leroy J. Monaghan
(Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8710

PIERRE, February 10, 1982, 10

RECEIVED OF West Acres Community Assoc, Jack Hubbard, Route #2, Spearfish,
the following amount in fees for services rendered as provided for by law:

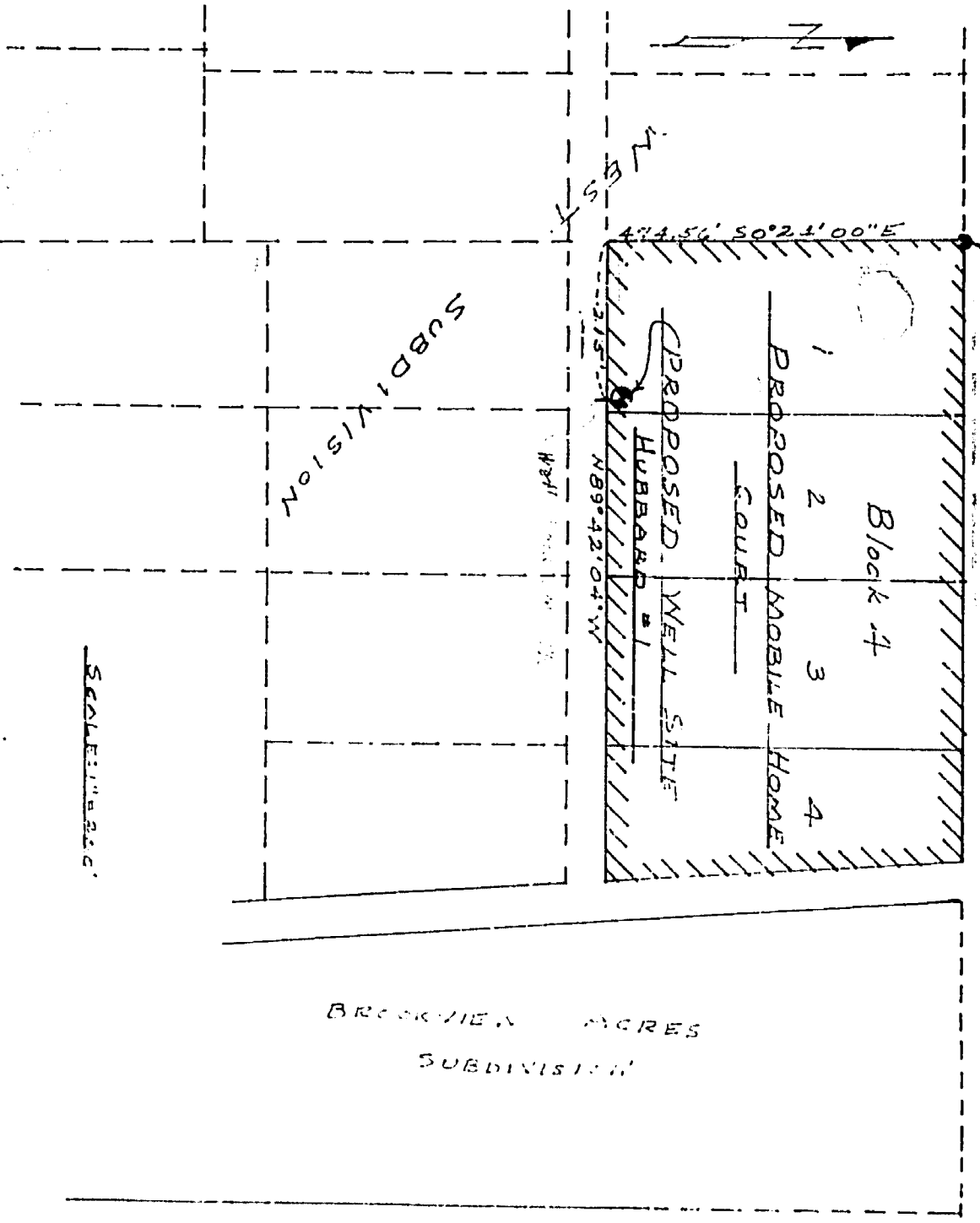
SD 57783

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for Inspecting Construction, and Issuing Cert. of Construction No. <u>1140-1</u>		
Fee for Inspecting Beneficial Use, and Issuing Water License No. <u>1140-1</u>	50	00
Fee for Issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

NW COR. SW 1/4 SE 1/4
SEC. 28, T1N, R4E, B1M.



BROOKVIEW ACRES
SUBDIVISION

SCALE 1"=22.5'

I, ALICE HEDDLEMAN, a Registered Land Surveyor, do hereby certify that the position of the property owners, I have surveyed the tract of land shown in the above plat, and found the location of the proposed Hubbard #1 well site to be as shown. In witness whereof, I have hereunto set my hand and seal this 20th day of April, A. D. 1977.

Alice Heddleman
Registered Land Surveyor 1938

MAP NO. 95111 APPLN. 1140-1