

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call 605-773-3352

1237-1A

PAID

AUG - 5 2020

Ck# 02633

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

AUG 05 2020

WATER RIGHTS
PROGRAM

Water Right/Permit No. 1237-1

Date: 7/30/2020

I/We request that Water Right/Permit No. 1237-1 formerly owned by:

Myron or Virginia Weber

be transferred to:

New Owner Name: Michael Jastorff

Address: 3212 Hemlock Ct

City, State, Zip Spearfish SD 57783 Telephone No. 605-641-0876

Title to the following described land(s)/property has been transferred as described above:

Lot 4A, Formerly Lot 4 of Higgins subdivision, a subdivision of Tract 1A situated in the NW 1/4 NE 1/4 and the NE 1/4 NW 1/4, and Lot 7 of the Higgins subdivision situated in the NE 1/4 NE 1/4, all in section 7, T6N, R2E, BHM, Lawrence County, S.D.

☒ I understand that the validity of Water Right/Permit No. 1237-1 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, Michael Jastorff, the new owner, certify that the above information is true and correct.

Michael Jastorff
(signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date August 5, 2020

RECEIVED OF Michael/Jacque Jastorff 3212 Hemlock Ct Spearfish SD 57783

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct 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. _____ after period of seven years.	\$
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$
Fee for Filing Transfer Form <u>1237-1</u>	\$50.00
Fee for _____	\$
Fee for Issuing New Well Driller's License No. _____	\$
Fee for Renewal of Well Driller's License No. _____	\$
Fee for Issuing Well Pump Installer's License No. _____	\$
Fee for Renewal of Well Pump Installer's License No. _____	\$
(Any Other Work Provided by Law)	
TOTAL	\$50.00

By Eric Gronlund
Chief Engineer

vm

mj=Michael
Jastoroff
xfer pd
(X)

Sharon Hoggarty Trust
(X) 3205 Hillside Dr
xfer pd

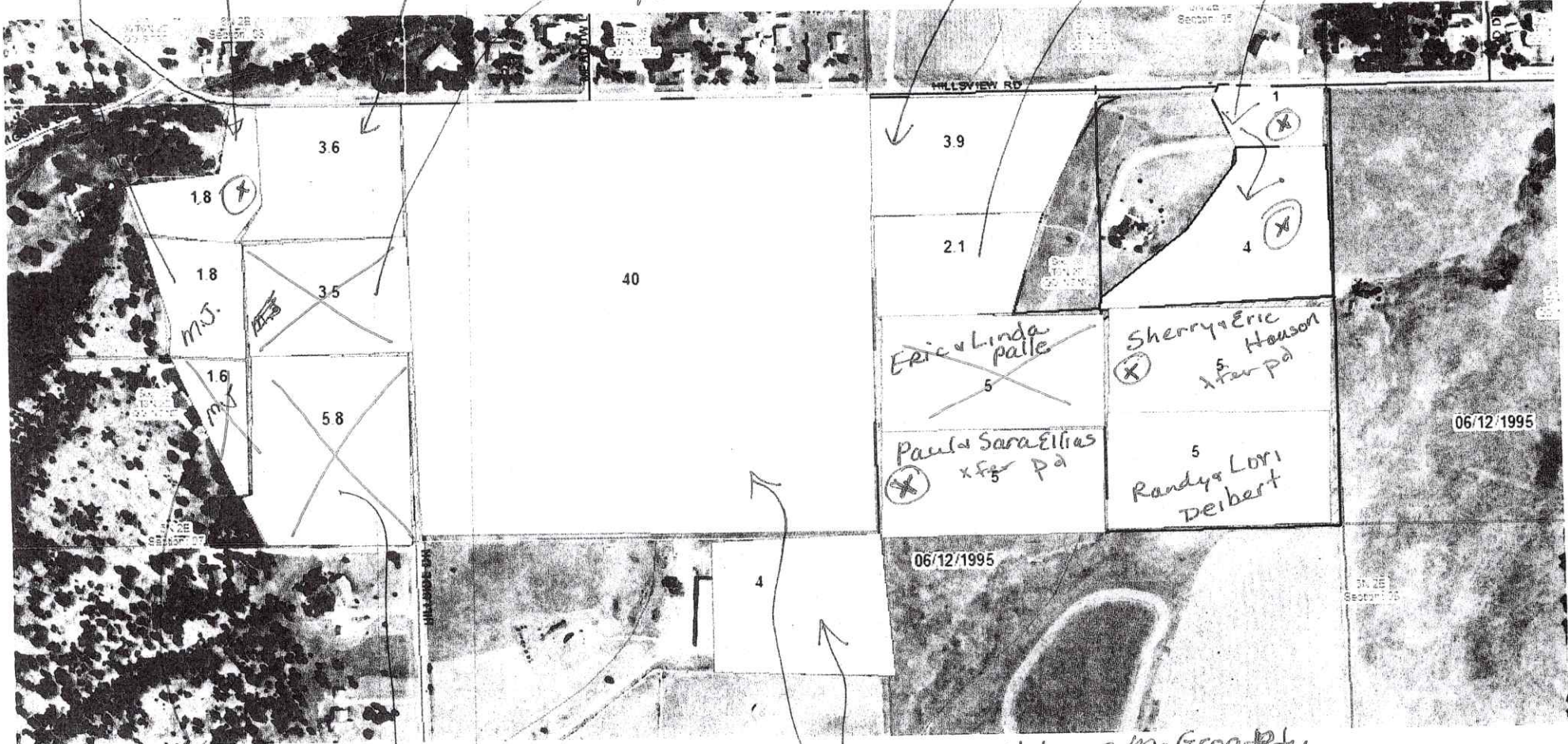
Eric Ulmer, 1645 Hillside Dr

Scott & Keyra Comer
1635 Hillside Dr

Donald Erickson

Jonathan & Diana Reth

James Webb
Trustee
xfer pd



Asar
Doderso

allan J Mack
3205 Hemlock Ct

Sharon Williams McGroarty
1320 Hillside Dr

STATE OF SOUTH DAKOTA
VESTED WATER RIGHT NO. 1237-1
(DIVISION OF VESTED WATER RIGHT NO. 1237-1 INTO A, B, C, D & E)

(1) Vested Water Right No. 1237-1, held by Myron or Virginia Weber, authorized the diversion of 1.33 cubic feet of water per second (cfs) from Higgins Gulch, Lawrence County, South Dakota for irrigation purposes. Vested Water Right No. 1237-1, bearing a priority date of January 1, 1876, authorized the irrigation of 93 acres located within the NE ¼ NE ¼ Section 7 & N ½ NW ¼, SW ¼ W ¼ Section 8; all in T6N-R2E.

Five "Notice of Transfer of Ownership" forms were filed for portions of land described in Vested Water Right No. 1237-1.

Date of Filing	New Owner
August 5, 2020	Michael Jastorff
October 15, 2020	Sharon E Hoggatt Revocable Trust
June 3, 2021	Paul & Sara Elias
June 17, 2021	Eric & Sherry Hanson
July 1, 2021	James A Webb Family Trust

Based on the ownership changes, Vested Water Right No. 1237-1 is being divided and reissued to reflect separate ownership as follows:

- **Vested Water Right No. 1237-1: Myron or Virginia Weber, 221 Yellowstone Pl, Spearfish SD 57783** authorizing diversion of 1.062 cfs from Higgins Gulch for irrigation of 74.4 acres located in the NE ¼ NE ¼ Section 7 & N ½ NW ¼, SW ¼ NW ¼ Section 8; all in T6N-R2E.
- **Vested Water Right No. 1237-1A: Michael Jastorff, 3212 Hemlock Ct, Spearfish SD 57783**, authorizing the diversion of 0.026 cfs from Higgins Gulch for irrigation of 1.8 acres located in the NE ¼ NE ¼ Section 7, T6N-R2E.
- **Vested Water Right No. 1237-1B: Sharon E Hoggatt Revocable Trust, 3205 Hillsvie Rd, Spearfish SD 57783**, authorizing the diversion of 0.026 cfs from Higgins Gulch for irrigation of 1.8 acres located in the NE ¼ NE ¼ Section 7, T6N-R2E.
- **Vested Water Right No. 1237-1C: Paul & Sara Elias, 1710 Sarah Ave, Spearfish SD 57783**, authorizing the diversion of 0.072 cfs from Higgins Gulch for irrigation of 5 acres located in the NE ¼ NW ¼ Section 8, T6N-R2E.
- **Vested Water Right No. 1237-1D: Eric & Sherry Hanson, 17255 Scott Ave, Spearfish SD 57783**, authorizing the diversion of 0.072 cfs from Higgins Gulch for irrigation of 5 acres located in the NE ¼ NW ¼ Section 8, T6N-R2E.
- **Vested Water Right No. 1237-1E: James A Webb Family Trust, PO Box 1148, Spearfish SD 57783**, authorizing the diversion of 0.072 cfs from Higgins Gulch for irrigation of 5 acres located in the NE ¼ NW ¼ Section 8, T6N-R2E.

continued

(2) It is certified that the water right holders have complied with the provisions of South Dakota State Law and are entitled to divert water from Higgins Gulch (NE ¼ NE ¼ Section 7, T6N-R2E), for irrigation purposes, as previously listed.

(3) The amount of appropriation may not exceed 2 acre-feet annually for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: March 1 – October 31.

(4) The water right holders have complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate lands, as previously listed.

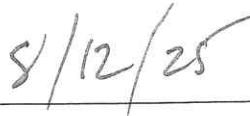
(5) Pursuant to South Dakota Water Law 46-5-30.1, Myron or Virginia Weber, Michael Jastorff, the Sharon E Hoggatt Revocable Trust, Paul & Sara Elias, Eric & Sherry Hanson, and the James A Webb Family Trust, the respective holders and/or owners of Vested Water Right Nos. 1237-1, 1237-1A, 1237-1B, 1237-1C, 1237-1D, and 1237-1E are issued a license to appropriate water, as previously listed rates, with a priority date of January 1, 1876, from Higgins Gulch (NE ¼ NE ¼ Section 7, T6N-R2E), for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Vested Water Right No. 1237-1 and subject to the following qualification:

1. Water Rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.



Mark Mayer, PE
Director of the Office of Water
Department of Agriculture and Natural Resources



date





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

AUG 12 2025

1237-1A
1237-1B
1237-1C
1237-1D
1237-1E

TO: Michael Jastorff, 3212 Hemlock Ct, Spearfish SD 57783
Sharon E Hoggatt Revocable Trust, 3205 Hillsvie Rd, Spearfish SD 57783
Paul & Sara Elias, 1710 Sarah Ave, Spearfish SD 57783
Eric & Sherry Hanson, 17255 Scott Ave, Spearfish SD 57783
James A Webb Family Trust, PO Box 1148, Spearfish SD 57783

SUBJECT: Transfer of Ownership

Enclosed for your records is Vested Water Right No. 1237-1 and receipts of payment for the transfer of ownerships forms. Based on the ownership change you filed, Vested Water Right No. 1237-1 was divided and reissued to reflect separate ownership.

So long as you use the water beneficially, as stated in the Water Right, State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact Amanda Dewell, Water Rights Program, Permitting Administrator (605) 773-3352.

Sincerely,

Mark Mayer, PE
Director of the Office of Water

enclosures