

Considered: _____

WATER PERMIT NO. 1360-1

MAP No. same

Name of Applicant George Davis

Post Office Address Box 17, Camp Crook SD 57724

Amount of Water Claimed .022 Total Acres NA

Source of Water Supply groundwater

Water to be used for Commercial purposes County Harding

About — miles — of — in Camp Crook.

PROOF OF PUBLICATION: Received 8/1/86 Not Received _____

APPLICATION: Approved Sept. 3, 1986 Subject to _____

F.F. & C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received May 23, 1986 Fee \$50.00 Remarks _____

5/23/86

Corrected Application Received June 16, 1986 Period of Annual Use Jan 1 - Dec 31

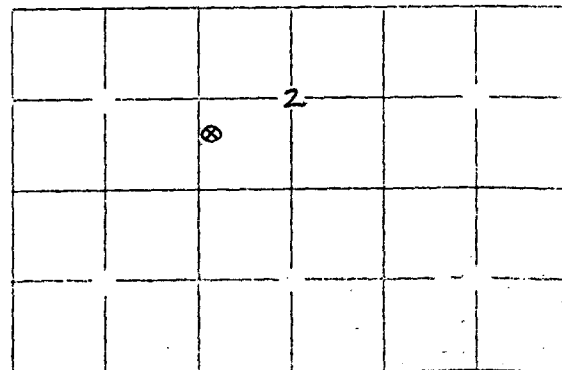
WATER QUALITY APPROVAL RECEIVED NA APPROVED/CONDITIONAL (Circle one)

Well Description same as Application YES NO REMARKS _____

Diversion Point well: SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of

sec 2 - T18N - R1E

Land to be Irrigated NA



Well Log: Driller Hinebaugh Drilling Licensed YES ☒ NO ☐

Depth of Well 43 ft REMARKS _____

Type of Map Topo PREPARED BY Ron Duvall & George Davis Reviewed and the Number

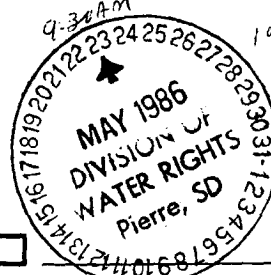
assigned on June 17, 1986 By Ron Duvall

No. 1360-1 Hydrologic Unit 10110201
 Map No. same Basin Little Missouri R.
 Newspaper Nation's Center News, Box 107 (Wed)

Application For Permit To Appropriate Water Within The State Of South Dakota

Check use of water: Industrial ☐ Commercial ☒ Municipal ☐ Other Common Distribution System ☐
 Rural Water System ☐ Suburban Housing ☐ Geothermal Heat ☐ Institutional ☐ Recreational ☐
 Domestic ☐ (above 18gpm) Other ☐

Type of Application: Check one or more of the following

New ☒ Vested Right ☐ Future Use ☐ Change Use ☐☐ Amend Permit No. _____ with old priority date retainedChange diversion point(s) ☒ Add diversion point(s) ☐ Other ☐☐ Application to: Change diversion point(s) ☐ Add diversion point(s) ☐ on Permit No. _____☐ Construction to use water reserved by Future Use Permit No. _____

- Name of Applicant GEORGE DAVIS Phone No. 797-4499
 Post Office Address BOX 17 CAMPBELL SD 57724 State S.D. Zip Code 57724
(Street, RR or Box)
- Amount of water claimed (c.f.s.) 10 GPM .022
- Source of water supply groundwater
- Location of point of diversion Sec 2 TOWN SHIP 18 RANGE 1
SW 1/4 OF NW 1/4 OF SW 1/4
HARDING County
- Counties where water will be used HARDING
- Annual period during which water is to be used yearly January 1 - December 31
- Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)
NEW WELL FOR BAR AND CAFE USE

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (see instruction)

STATE OF SOUTH DAKOTA)
 County of HARDING)^{ss}

I, George Davis the applicant, certify that I have read the foregoing application, have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed George DavisSubscribed and sworn to before me this 21st day of May 19 86

Frank Klauzer
 Notary Public (or other qualified officer)

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 1360-1
George Davis Box 17, Camp Crook
 (Applicant) (Post Office Address)
SD 57724 With the following qualifications.
 (State) (Zip Code)

Date of first receipt of application May 23, 1986.
 Date of return to applicant for correction, amendments or changes required June 11, 1986.
 Date of receipt of corrected application June 16, 1986. Approved September 3, 1986.

The Water Management Board hereby approves this Water Permit No. 1360-1 authorizing the construction of the water use system and the placing of water to beneficial use as stated in the Application and as qualified in the Water Permit approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is May 23, 1986.
2. The equivalent of at least one-fifth of the specified work is to be completed on or before _____, 19____.
3. The whole of said work is ~~to be~~ completed ~~on or before~~ _____, 19____.
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is _____, 19____.
5. The water appropriated shall be used for the purpose of commercial use for a bar and cafe
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 unlawfully impaired by this appropriation.
7. The amount of the appropriation herein granted shall not exceed .022 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 uses served and to which water is actually and beneficially applied for commercial use ~~on or before~~ _____, 19____; said water to be used during the following described annual period: Jan 1 - Dec 31

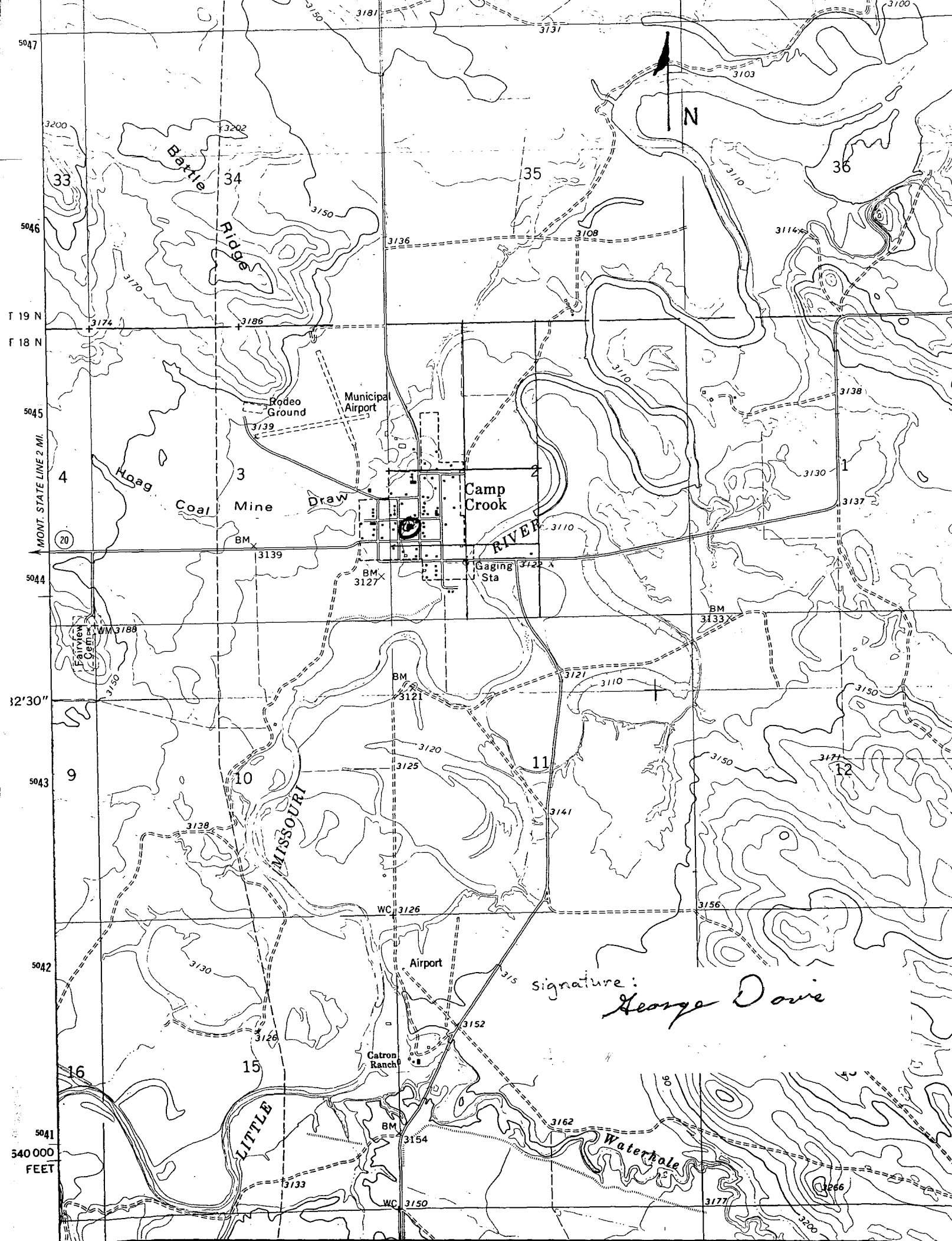
WATER MANAGEMENT BOARD

By: John Hatch
 Chief Engineer

Division of Water Rights
 Dept. of Water and Natural Resources

NOV 14 1986

, 19____



signature: George Davis

Supplemental Information

(type or print in ink)

OLD WELL ABANDONED

1. Well Information - Proposed construction

- a) Drill Hole Diameter 5 in Depth 40 FT
- b) Casing Type PLASTIC Diameter 5 in Thickness 200 PSI
- c) Screen Type PVC Diameter 3 in Thickness shot size .016
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material 18 FT
- f) Depth of Water (ground surface to water level) 21 FT
- g) Distance to nearest existing domestic well: 200 FOOT
- On applicants property yes On property owned by others _____

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Outlet Dimensions:
Pipe diameter _____

Spillway width _____

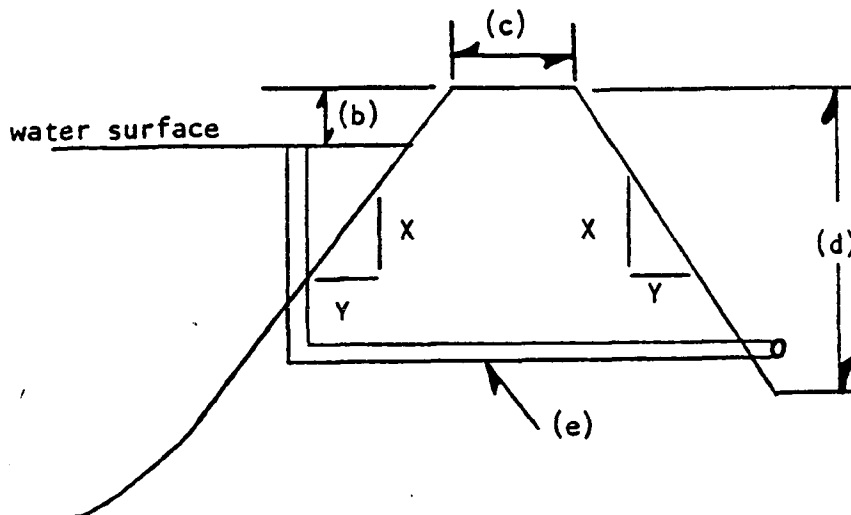
f) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



X George Davis
Signature of Applicant



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410452

Pierre, May 23, 1986

RECEIVED OF George Davis , Box 17, Camp Crook, SD 57724 (Corner Bar)

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

Fee for Application for Permit No. <u>1360-1</u> to Appropriate Water, to construct works and to put water to beneficial use _____	50	00
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 _____		
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	50 00

By

John Hatch

Chief Engineer

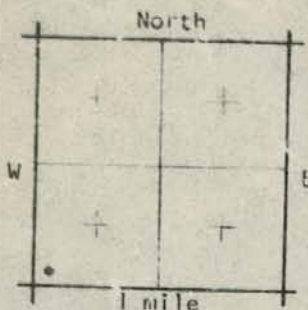
JOHN HATCH/ms

STATE OF SOUTH DAKOTA WELL DRILLERS REPORT

Location SW 1/4 Sec 2 Twp 18 Rg 1

County Harrison

Please mark well location with an "X"



Well Completion Date 7-26-85

PROPOSED USE:

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

Method of Drilling:

Forward Rotary

WELL CONSTRUCTION:

Diameter of hole 5 inches Depth feet

Casing: ☐ Steel ☒ Plastic ☐ Other
 Specify

Pipe Weight Diameter From 0 To 35

20 lb/ft inches feet feet
 lb/ft inches feet feet

Was a well screen used? ☒ Yes ☐ No

If Not Specify

Screen Type PVC Slot Size .016

Length 10 FT Diameter 5"

Was Casing left open end? ☐ Yes ☒ No

Was a Packer or seal used? ☒ Yes ☐ No

If so what material? Cement

Was well gravel packed? ☒ Yes ☐ No

Was well grouted? ☒ Yes ☐ No

Describe grouting procedure Neat cement

To what depth? 80 Feet

What was grouting material? Neat cement

If cement, how many sacks? 5

Location of packer(s) and screen or perforated pipe 25-35

WAS WELL PLUGGED OR ABANDONED ☐ Yes ☒ No

If so how and with what material?

Well Owner:

Name MR. C. GEORGE DAVIS

Address CAMP CROOK, S.D.

Well Log:

Depth

Formation

From

To

See Attachment



STATIC WATER LEVEL 18 Feet

If flowing: closed in pressure PSI

GPM flow through inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other

If other; specify

Can well be completely shut off?

WELL TEST DATA:

☐ Pumped

☐ Bailed

☒ Other

Describe: Use Compressed Air to determine

pumping rate and head

Pumping Level Below Land Surface

35 ft. After 1 Hrs. pumped 15 GPM

 ft. After Hrs. pumped GPM

 ft. After Hrs. pumped GPM

Remarks: THIS WELL IS FOR THE
CORNER BAR IN CAMP CROOK.

This well was drilled under license # 180

and this report is true and accurate.

Humboldt Drilling Borg Humboldt

Drilling Firm

Signed by

Humboldt Drilling 28-71-85

Date

SECTION 25.1 RLL NO. 11-3
 11-27-85
 DATE MICROFILMED
 CREW OPERATOR

HUMPHREY DRILLING

P.O. BOX 806

RODMAN, N.D. 58623

SECTION: 2 TOWNSHIP: 18 RANGE: 1
: SW 1/4 OF : NW 1/4 OF : SW 1/4

COUNTY : HARDING

STATE : SOUTH DAKOTA

DATE MONTH: 07 DAY: 26 YEAR: 85

CUSTOMER NAME: GEORGE DAVIS

STREET OR ROUTE #: MAIN STREET

CITY : CAMP CROOK ZIP CODE : 57724

ELEVATION : 3125 M.S.L.

PILOT HOLE DEPTH : 43 FEET

CASEING DEPTH : 35 FEET

CASEING SIZE : 5 IN. - MATERIAL: PVC

SCREEN SIZE : 5 IN. - MATERIAL: PVC

SCREEN LENGTH: 10 FT., FROM: 25 TO: 35

SCREEN OPENINGS : .016 SLOT

TYPE OF WELL? OPEN ENDED: SCREENED : X

GRAVEL PACKED? YES: X NO:

SIZE OF GRAVEL : .46-65 SEIVE: INCH

STATIC LEVEL B.L.S. : 18 FEET

DRAWDOWN B.L.S. : 35 FEET

PUMPING RATE : 15 G.P.M. AFTER: 1 HOURS

FLOWING WELL SHUT IN P.S.I. :

GEOPHYSICAL LOGS? YES: NO: X

WELL CHLORINATED? YES: X NO:

CEMENTED AREA FROM: 0 FT. TO: 20 FT.

PLESS UNIT: ? OR 12IN. ABOVE GRADE: X

WELL PLUGED?: NO OR ABANDONED: NO

DEPTH LITHOLOGY

FROM: 0 TO: 7 : GRAY CLAY

FROM: 7 TO: 14 : BROWN CLAY

FROM: 14 TO: 35 : SAND AND GRAVEL

FROM: 35 TO: 43 : CLAY

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :

FROM: TO: :



9-12-85

June 11, 1986

George Davis
Box 17
Camp Crook, South Dakota 57724

Dear Mr. Davis:

This letter is in response to your water permit application which was received on May 23, 1986. The following information is needed before the permit application can be processed:

1. Form 2A needs to be signed.
2. A map showing the location of the well must also be submitted. Enclosed is a map of the area where the well is located. Mark the location of the well and sign the map.
3. Please inform us if the new well is used to supplement the old well or if the old well has been abandoned. The old well needs to be plugged if abandoned as required by SDCL 46-6-18 and 27 or needs to be included on the permit application if used to supplement the new well. Please include the driller, the date drilled, and well log of the old well if the well is still being used. Mark the location of the old well on the map if the well is being used.

Please complete and return the enclosed form and map. The permit application cannot be processed until all necessary information has been received. Contact us if you have any questions.

Sincerely,

Ron Duvall
Natural Resources Engineer

RD:ms

REPORT ON APPLICATION NO. 1360-1
GEORGE DAVIS
June 23, 1986

This application proposed to appropriate 0.022 cfs from one existing well 43 feet deep located in the NW 1/4 SW 1/4 of Section 2, T18N, R1E BHM. The water is for commercial use.

Aquifer - Alluvium (along Little Missouri River)

Geology and Aquifer Characteristics

The drillers log submitted by Himebaugh Drilling, SD License NO. 180 indicates aquifer (sands and gravels) from 14 to 35 feet and a static water level of 18 feet below land surface. The well was grouted from 20 feet below land surface to the land surface and is constructed in accordance with South Dakota Well Construction Standards. The well produced 15 gpm using air. The aquifer is under water table conditions. There are no reliable estimates of water in storage for this aquifer but the well log indicates water is available. Recharge occurs from rainfall and snowmelt and the aquifer is probably in hydraulic connection with the Little Missouri River.

Review of Existing Water Rights

The only other ground water permit in this area is for 3224 feet deep (Inyan Kara) Permit No. 312-1. This is a completely different water source and will not affect or be affected by this application.

Conclusions

1. Water is available from the alluvium along the Little Missouri River.
2. There are no other existing ground water permits from the alluvium in this area.
3. The well is constructed in accordance with existing SD Well Construction Standards.


JAMES A GOODMAN
Hydrologist

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1360-1, George Davis

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 Water Permit Application No. 1360-1, George Davis, Box 17, Camp Crook SD.

The Chief Engineer is recommending APPROVAL of Application No. 1360-1 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest.

See the attached report for additional information.


JOHN HATCH, Chief Engineer
July 11, 1986



Water & Natural Resources

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

Water Rights Division
605 773-3352

NOV 14 1986

George Davis
Box 17
Camp Crook, South Dakota 57724

Dear Mr. Davis:

Enclosed is your Water Permit No. 1360-1 as approved by the Water Management Board authorizing the water diversion system and apply the water to beneficial use, not exceeding the limits as specified in the Water Permit.

We will schedule an inspection so that the Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

A handwritten signature in black ink, appearing to read "John Hatch". The signature is written in a cursive, flowing style.

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

enclosure



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

July 14, 1986

Nation's Center News
Box 107
Buffalo, SD 57720

Dear Sir:

Enclosed is a Notice of Intent to Appropriate Water by George Davis
Application No. 1350-1, in Harding County, South Dakota. Please
publish this notice once each week for two consecutive weeks in your paper. The
first publication should be on, or before July 23, 1986.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you
make the first publication. The applicant is to pay the cost of publication and
should make the necessary arrangements with you to pay these costs.

A copy of BOTH publications must be sent to the Water Rights Division. IMMEDIATELY
after the FIRST publication, return a copy of the notice with the FIRST Publication
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 before the second
notice is published.

Please be sure the SECOND publication is returned with the enclosed Proof of
Publication form. The permit application cannot be considered by the Water
Management Board until proof of publication has been recieved.

Thank you for your assistance.

Sincerely,

RON DUVAL
Natural Resources Engineer

cc: applicant

***** CUT HERE *****

FIRST
Publication
Transmittal

No. _____ Date _____
TO: Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

We are in receipt of your letter dated _____ and Notice of Hearing to
Appropriate Water by Application No. _____. The notice was first published
in our issue dated _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

NAME _____ NEWSPAPER _____

Equal Opportunity Employer



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

July 14, 1986

NOTE:

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

George Davis
Box 17
Camp Crook, South Dakota 57724

Dear Mr. Davis:

Your Application No. 1360-1 for a permit to appropriate water for

commercial use, has been examined and found to
comply with the South Dakota Water Laws and applicable rules. A notice of
your intent to appropriate water has been sent to the Publisher of the

Nation's Center News printed at Buffalo

South Dakota. For your information, a copy of this notice, the recommendation
of the Chief Engineer and a report on the application are enclosed. 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 to authorize publication of your notice
of intent to appropriate water and to arrange for payment. Early contact with
the paper can eliminate delays. The publisher has been instructed to publish
your notice once each week for two consecutive weeks with the last publication
to occur at least thirty days before the board meeting. We must receive
Proof of Publication before the application can be considered by the Water
Management Board.

Sincerely,

RON DUVALL
Natural Resources Engineer

enclosures

NOTICE OF HEARING

On Application No. 1360-1

To Appropriate Water

Notice is hereby given that George Davis whose mailing address is Box 17, Camp Crook, South Dakota has made an application for a permit to appropriate .022 cubic feet of water per second from one well 43 feet deep located in the NW 1/4 SW 1/4 of Section 2-T18N-R1E. The water is for commercial use by a bar and cafe.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 1360-1 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at Joe Foss Building, Room 216, 523 E. Capitol, Pierre, South Dakota, September 3, 1986 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; approve, 2) approve with qualifications, 3) defer, or 4) deny this application 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 applicant and the Chief Engineer by August 22, 1986. The petition may be informal, but it must include a

statement describing the petitioners interest in the application, the reasons for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, has the right to be present or to be

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA)

) SS.

COUNTY OF HARDING)

Linda Stephens of said County and State, being duly sworn, on his oath, says: That the NATION'S CENTER NEWS is a weekly newspaper of general circulation, printed and published in the Town of Buffalo, in said County and State by Linda Stephens, owner and has been such newspaper during the time hereinafter mentioned and that I, Linda Stephens, the undersigned, am owner of said newspaper, in charge of the advertising department thereof, and have personal knowledge of all the facts stated in this affidavit; and the advertisement headed Notice of Hearing

_____ a printed copy of which is hereunto attached, was printed and published in the regular and entire issue of said newspaper and not in any supplement, once each week for - 2 successive weeks.

The first publication being made on the 16th day of July 1986

The second publication being made on the 23rd day of July 1986

The third publication being made on the _____ day of _____ 19____

The fourth publication being made on the _____ day of _____ 19____

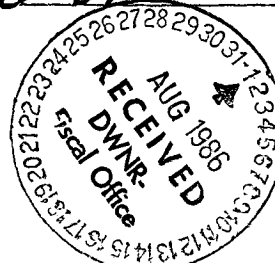
The last publication being made on the _____ day of _____ 19____

That said newspaper is a legal newspaper, and has a bona fide circulation of more than two hundred copies weekly, and has been published within the County of Harding for more than fifty-two successive weeks next prior to the first publication of said notice, and is printed in English in an office maintained in Buffalo, South Dakota, the place of publication of said newspaper. That the full amount of the fees for the publication of the annexed notice is \$ 39.17 and inures solely to the benefit of said publishers; that no agreement or understanding for a division thereof has been made with any person and that no part thereof has been agreed to be paid to any person whomsoever.

Linda Stephens

Subscribed and sworn to before me this 25th day of July 1986

Walter Stephens



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 the State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWNR, Joe Foss Bldg. Pierre, SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by August 22, 1986.

7-16, 23



No. 1360-1

Instruction to Newspaper - Publish first publication of the following Notice on or before July 23, 1986 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1360-1 to Appropriate Water
~~and/or to Amend Water Permit or Water Right No. _____~~

Notice is hereby given that George Davis whose mailing address is
Box 17, Camp Crook, South Dakota has made an application for a permit

to appropriate .022 cubic feet of water per second from one well 43 feet deep located
 in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2-T18N-R1E. The water is for commercial use by a bar and
 cafe.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends
APPROVAL of Application No. 1360-1 because 1) unappropriated water is available,
 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and
 4) is in the public interest.

This application will be considered by the Water Management Board at Joe Foss Building,
Room 216, 523 E. Capitol, Pierre, South Dakota, September 3 1986 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) approve, 2) approve with qualifications, 3) defer, or 4) deny this application 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 applicant and the Chief Engineer by August 22, 1986. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reasons for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2 46-5-30.4, 46-5-31; ~~(ground)~~ 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; ~~(future use)~~ 46-5-38 thru 46-5-40; ~~(transfer lands)~~ 46-5-30.4, 46-5-33 thru 46-5-35; ~~(10,000 AFA)~~ 46-5-20.1, 46-5-8.1; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; ~~(future use)~~ 74:02:01:24 thru 74:02:01:25; ~~(10,000 AFA)~~ 74:02:01:15:02 thru 74:02:01:15:05

This hearing is an adversary proceeding. The applicant 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 the State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWNR, Joe Foss Bldg, Pierre SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by August 22, 1986.



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 1360-1

November 15, 1983

George Davis
Box 17
Camp Crook, South Dakota 57724

Dear Mr. Davis:

The inspection of your water use system and inspection of the extent of the application of water to beneficial use, as developed under your Water Right No. 1360-1 has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuing of the Water License. Upon receipt of the \$50.00 fee from you, your Water License will be sent to you.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until this \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Maxine Stirling
Secretary

NOTE: On check or money order, please indicate the number of the water permit. This insures proper handling of the fee.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411501

Pierre, November 22, 1988, 19

RECEIVED OF George/Linda Davis Box 17, Camp Crook, SD 57724

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. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>1360-1</u>	50	00
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	50 00

By John Hatch
Chief Engineer
JOHN HATCH 

Water District

Report Of Examination Of Works And/Or Application Of Water To Beneficial Use

TO: Chief Engineer, Division of Water Rights, DWNR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by George Davis
of Box 17, Camp Crook, SD 57724 holder of
Permit No. 1360-1, bearing the priority of May 23 19 86 authorizing
the diversion of 0.022 cu. ft. per second of the waters of groundwater
for commercial purposes, in Harding County.

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

A. Works used to divert the water:

A submersible pump, 15 gallons per minute capacity

A submersible motor, $\frac{1}{2}$ horse power.

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

1 inch Polyvinyl Chloride (PVC) line, 60 feet long.

C. Works used to apply water to beneficial use:

water is used in a restaurant.

The system is in the following condition goodThe point of diversion is located approximately 315 feet east, 1734 feet north from the southwest
corner of Section 2, T18N-R1E (NW $\frac{1}{4}$ SW $\frac{1}{4}$)The works are capable of diverting and conveying to the place of use 0.033
cu. ft. per second of water which is to be used for commercialWater has been put to beneficial use to the maximum extent as follows: _____
Water is used in a restaurant and lounge.comprising a total of NA acres of land and the license should be issued for 0.022 cfsApplicable permit qualifications have been complied with X Yes _____ NoExceptions to compliance are: _____ Date 9/29/88

(signature)

MTA had

LICENSE FOR PERMIT NUMBER 1360-1

1. Legal location of wells: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2, T18N-R1E

dams & structures: _____

2. Well Information: Well Drilling Firm Hinebaugh Drilling

Completion Report Yes X No _____ No. of Wells 1 Depth 43 feet

Casing a) diameter 5 inches Screen a) type Polyvinyl Chloride (PVC)

b) length 35 feet b) length 10 feet

c) type Polyvinyl Chloride Static Water Level 18 feet

Pump a) make submersible Motor a) make submersible

b) model _____ b) model No. _____

c) size _____ c) horsepower rating $\frac{1}{2}$

d) capacity 15 gpm

e) turbine pump - no. of stages _____

f) operating PSI _____

3. Distribution lines or canals

a) size 1 inch

b) type Polyvinyl Chloride

c) length 60 feet

4. Dam Information:

a) height to crest _____ m) Outlet tubes:

b) height to primary spillway _____ 1) diameter _____

c) height to secondary spillway _____ 2) type _____

d) crest width _____ 3) valved (Y/N) _____

e) crest length _____ 4) valve type _____

f) spillway length _____ 5) location on structure _____

g) spillway width _____

h) approx. storage _____ n) Category of Dam _____

i) approx. storage to crest _____

j) date constructed _____

k) inspection sheet completed (Y/N) _____

l) Name of Contractor _____

5. System Type a) sideroll:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of
sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____
- 4) hose size _____
- 5) hose length _____

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of
sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

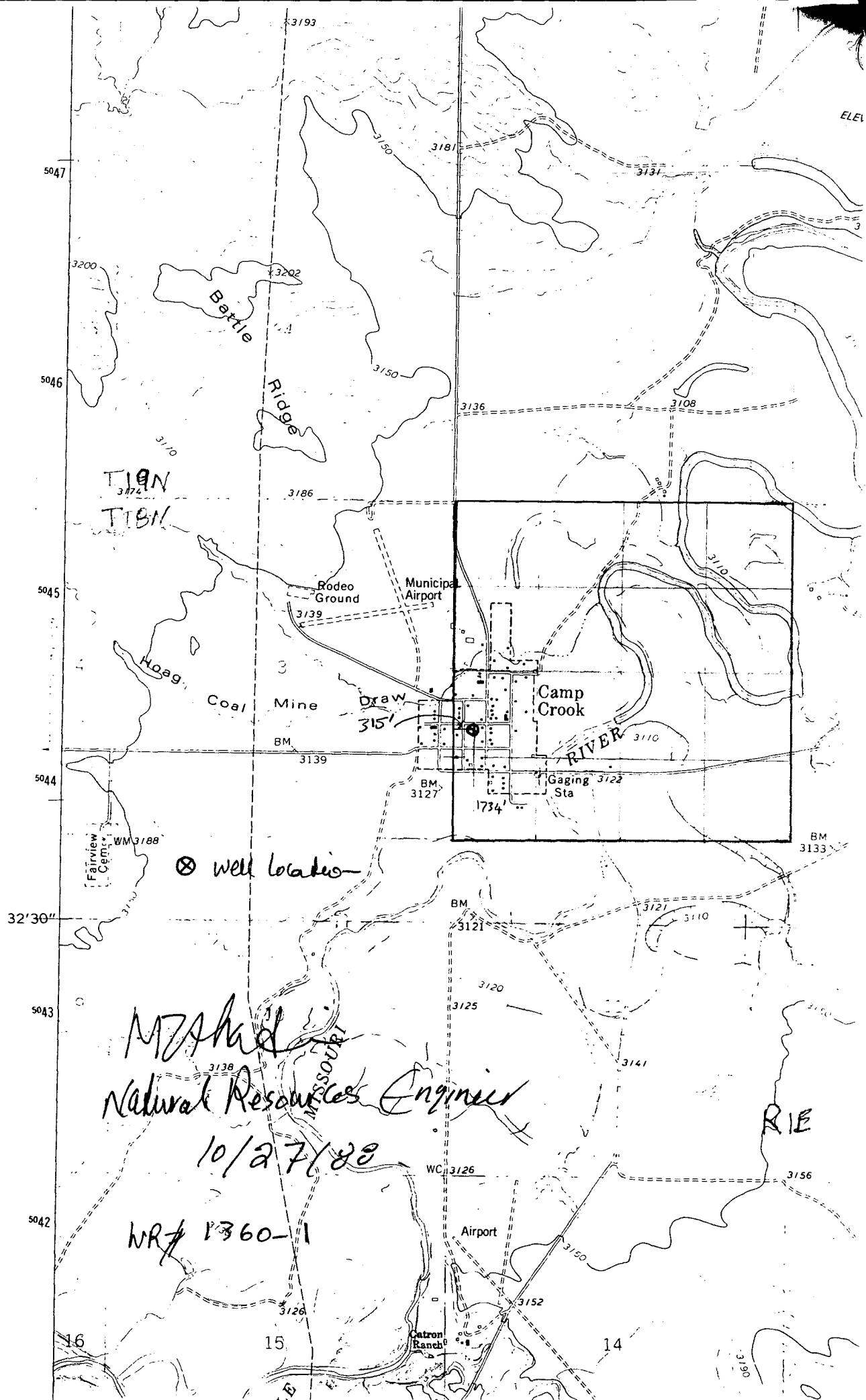
NOTE:

For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project _____ none _____

Yes	No	Check Items
___	NA ___	1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
___X___	___	2. Special qualifications to permit being abided by?
___X___	___	3. All structures, wells and lands on map?
___	NA ___	4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
___	___X___	5. Is chemigation used?
___	___	6. If yes, does equipment comply with chemigation rules?

REMARKS:



STATE OF SOUTH DAKOTA
WATER LICENSE NO. 1360-1

(1) George Davis of Box 17, Camp Crook SD 57724 made Application No. 1360-1, May 23, 1986 for a water permit to appropriate 0.022 cubic feet of water per second from groundwater (one well), Harding County, South Dakota for commercial purposes. Permit No. 1360-1 with a priority date of May 23, 1986 was approved September 3, 1986 and issued to applicant(s) for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.022 cubic feet of water per second for beneficial use. The location of the diversion point is: 315 feet E, 1734 feet N from the SW corner of Section 2, T18N, R1E (NW 1/4 SW 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use. This water is used in operation of a bar and cafe in Camp Crook, SD.

(4) Pursuant to Section 46-5-30.1 George Davis of Box 17, Camp Crook SD 57724 the holder(s) and/or owner(s) of Water Permit No. 1360-1 is issued a license to appropriate water, the right to use 0.022 cubic feet of water per second from groundwater (one well) with a priority date of May 23, 1986 from the location specified in (2) of this license. The water is to be used for the purpose of commercial use. This license is subject to any limitations or qualifications listed in Water Permit No. 1360-1 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Division
Department of Water and Natural
Resources

SEP 14 1989



Department of Water & Natural Resources

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

SEP 14 1989

George Davis
Box 17
Camp Crook SD 57724

Dear Mr. Davis:

Enclosed is Water License No. 1360-1. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 411501 in the amount of \$50.00 which you paid for the inspection and issuance of the Water license.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 1360-1, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

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

enclosures





Corner Bar & Cafe
Box 17
Camp Crook, S.D. 57724
2-14-91

Department Of natural Resources
Joe Foss Building
523 East Capitol
Pierre S.D. 57501-3181

To The department Of Natural Resources;
Our business receives water from a drilled private well.
There is one connection running from the well to the bar and cafe.

George Davis
EPA ID-1045

1360-1



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

February 17, 2006

No. 1360-1

Tam & Steve's Corner Bar
Tammy Martins
PO Box 136
Camp Crook SD 57724

Dear Ms. Martins:

As stated in our phone conversation, enclosed is the 2005 SD Water Use Questionnaire for Water Right No. 1360-3 and a partially completed "Notice of Transfer" form for use in filing a transfer on Water Permit No. 5718-3.

The transfer form should be completed, checked over for accuracy and signed by the new owner. Return the form and questionnaire to our office. A filing fee of \$2.50 is required for the transfer.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Environmental Scientist
Water Rights Program
605 773-3352
karen.schlaak@state.sd.us

enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

May 16, 2006

No. 1360-1

Tam & Steve's Corner Bar
Tammy Martins
PO Box 136
Camp Crook SD 57724

Dear Ms. Martins:

On February 17, 2006, I wrote you concerning Water Right No. 1360-1 listed in the name of George Davis. This is a reminder that we have not received the *Notice of Transfer of Ownership* form.

Enclosed is another partially completed *Notice of Transfer of Ownership* form. The transfer form should be completed, checked over for accuracy and **signed by the new owner.** Upon completion, return the form to our office with a required filing fee of \$2.50.

It is important to us to keep our records current. If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Environmental Scientist
Water Rights Program
605 773-3352
karen.schlaak@state.sd.us

enclosure



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

October 2, 2007

No. 1360-1

Tam & Steve's Corner Bar
Tammy Martens
PO Box 136
Camp Crook SD 57724

Dear Ms. Martens:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 1360-1. The water right is currently listed in the name of George Davis.

Linda Harris, with our Department stated she had visited with you yesterday and you thought the water right had been transferred. A review of the file indicates letters were sent to you regarding the transfer, but the form and fee were not returned to us.

The transfer form should be checked over for accuracy and **signed by the new owner**. Upon completion, return the form to our office with a required filing fee of \$2.50.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

NOV 16 2007

WATER RIGHTS
PROGRAM

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 1360-1

Date: _____

I/We request that Water Right/Permit No. 1360-1

formerly owned by: George Davis

be transferred to: (name & address) X TAMMY MARTENS

PO Box 134

CAMP CROOK SD 57724 Telephone No. X 605 797 4657

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

1 well - NW 1/4 SW 1/4 Section 2-T18N-R1E

I/We understand that the validity of Water Right No. 1360-1 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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 Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We X TAMMY MARTENS, the new owner, certify that the above information is true and correct.

X Tammy Martens
(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 11/16, 2007

RECEIVED OF Tam & Steve's Corner Bar PO Box 136 Camp Cook SD 57724

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	2	50
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 _____ 1360-1		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	2	50
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	

No.

13205

By Garland Erbe
Chief Engineer

sf



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

December 11, 2007

1360-1

Tammy Martens
PO Box 136
Camp Crook SD 57724

Dear Ms. Martens:

I am writing to acknowledge receipt of the ownership change and filing fee you submitted for transferring Water Right No. 1360-1. The transfer has been completed. The water right, formerly held by George Davis, is now listed in your name.

Enclosed for your records is Receipt No. 03205 in the amount of \$2.50.

If I can answer any questions for you, please contact me.

Sincerely,

A handwritten signature in cursive script that reads 'Genny McMath'.

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosure