

Considered: _____

WATER PERMIT NO. 1366-1

MAP No. same

Name of Applicant Wild Bill's Campground

Post Office Address HCR 73, Nemo Rt., Box 1101, Deadwood SD 57732

Amount of Water Claimed .066 Total Acres NA

Source of Water Supply groundwater

Water to be used for commercial purposes County Lawrence

About 4 miles SE of Lead

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved 12/10/86 Subject to _____

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

PRIORITY _____ Date Received July 21, 1986 Fee \$50.00 Remarks _____

7/21/86

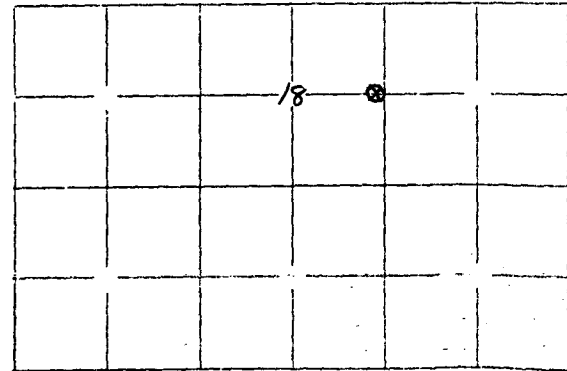
Corrected Application Received _____ Period of Annual Use May - Sept 30

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

WI-1 Description same as Application YES _____ NO _____ REMARKS _____

Diversion Point well: 200 ft W of E 1/4 corner
section 18-T4N-R4E

Land to be Irrigated NA



Well Log: Driller Not available Licensed YES _____ NO _____

Depth of Well _____ REMARKS _____

Type of Map topo PREPARED BY Leroy Mernaugh Reviewed and the Number
assigned on October 9, 1986 By Ron Duvall

No. 1366-1 Hydrologic Unit 10120202
 Map No. same Basin Belle Fourche R
 Newspaper Lead Daily Call, Box 876 (daily)

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. _____1. Name of Applicant WILD BILL'S CAMPGROUND Phone No. 605-578-2800Post Office Address HER 73, NEMO RT., BOX 1101, DEADWOOD State SD Zip Code 57732
(Street, RR or Box)2. Amount of water claimed (c.f.s) 30 g.p.m. 0.066 cfs3. Source of water supply WELL4. Location of point of diversion 200' W of E 1/4 CORNER T4N R4E Section 18County LAWRENCE5. Counties where water will be used LAWRENCE6. Annual period during which water is to be used MAY 1 - SEPT 30

7. 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)

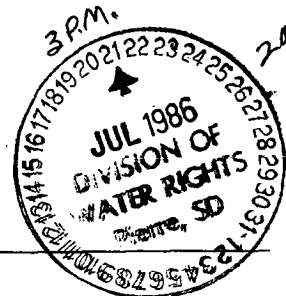
CAMPGROUND - 35 outlets on distribution lines.

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 LAWRENCE, ssI, William E. LASKOWSKI 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 William E. LaskowskiSubscribed and sworn to before me this 17 day of July 19 86

Notary Public (or other qualified officer)

MY COMMISSION EXPIRES; 4-20-87



WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 1366-1
Wild Bill's Campground HCR 73, Nemo Rd., Box 1101, Deadwood
(Applicant) (Post Office Address)
SD 57732 With the following qualifications.
(State) (Zip Code)

The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.

Date of first receipt of application July 21, 1986.
 Date of return to applicant for correction, amendments or changes required _____, 19____.
 Date of receipt of corrected application _____, 19____. Approved December 10, 1986.

The Water Management Board hereby approves this Water Permit No. 1366-1 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 July 21, 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 by the
campground
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 0.066 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 purposes ~~on or before~~ _____, 19____; said water to be used during the following described annual period: May 1 - Sept. 30

WATER MANAGEMENT BOARD
 By: John Hackett
Chief Engineer
 Division of Water Rights
 Dept. of Water and Natural Resources
FEB 17 1987
 _____, 19____

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter _____ Depth EST 70'
- b) Casing Type STEEL Diameter 8" Thickness 1/4"
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth of Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
 On applicants property _____ On property owned by others 300'

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 _____

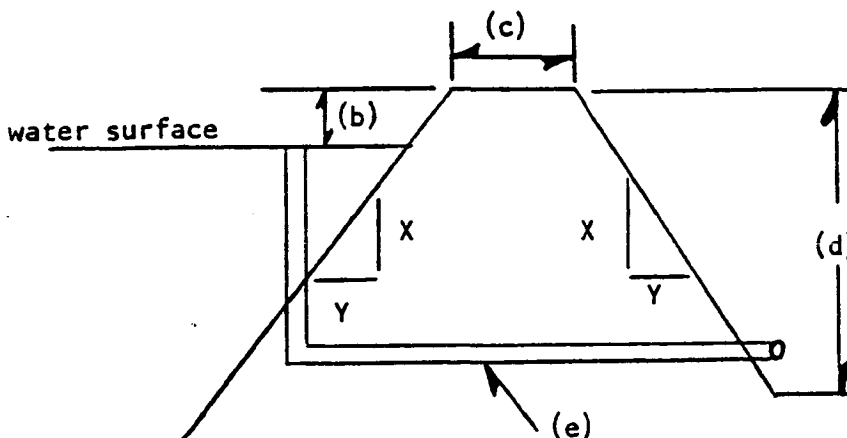
f) X & Y Slope
 Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Signature of Applicant

RECEIPT

Division of Water Rights

No 4 9810

South Dakota Department of Water and Natural Resources

Pierre, October 30, 1984, 19

RECEIVED OF Wild Bill's Campground, Nemo Rt., Box 1101, Deadwood, SD 57732

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 _____	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

Chief Engineer

JOHN HATCHER

ms

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410496

Pierre, July 21, 19 86

RECEIVED OF Wild Bill's Campground, Wm. E. Laskowski, HCR 73, Box 1101 Nemo Rt., Deadwood
the following amount in fees for services rendered as provided for by law: SD 57732

Fee for Application for Permit No. <u>1366-1</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

Chief Engineer

JOHN HATCH (ms)



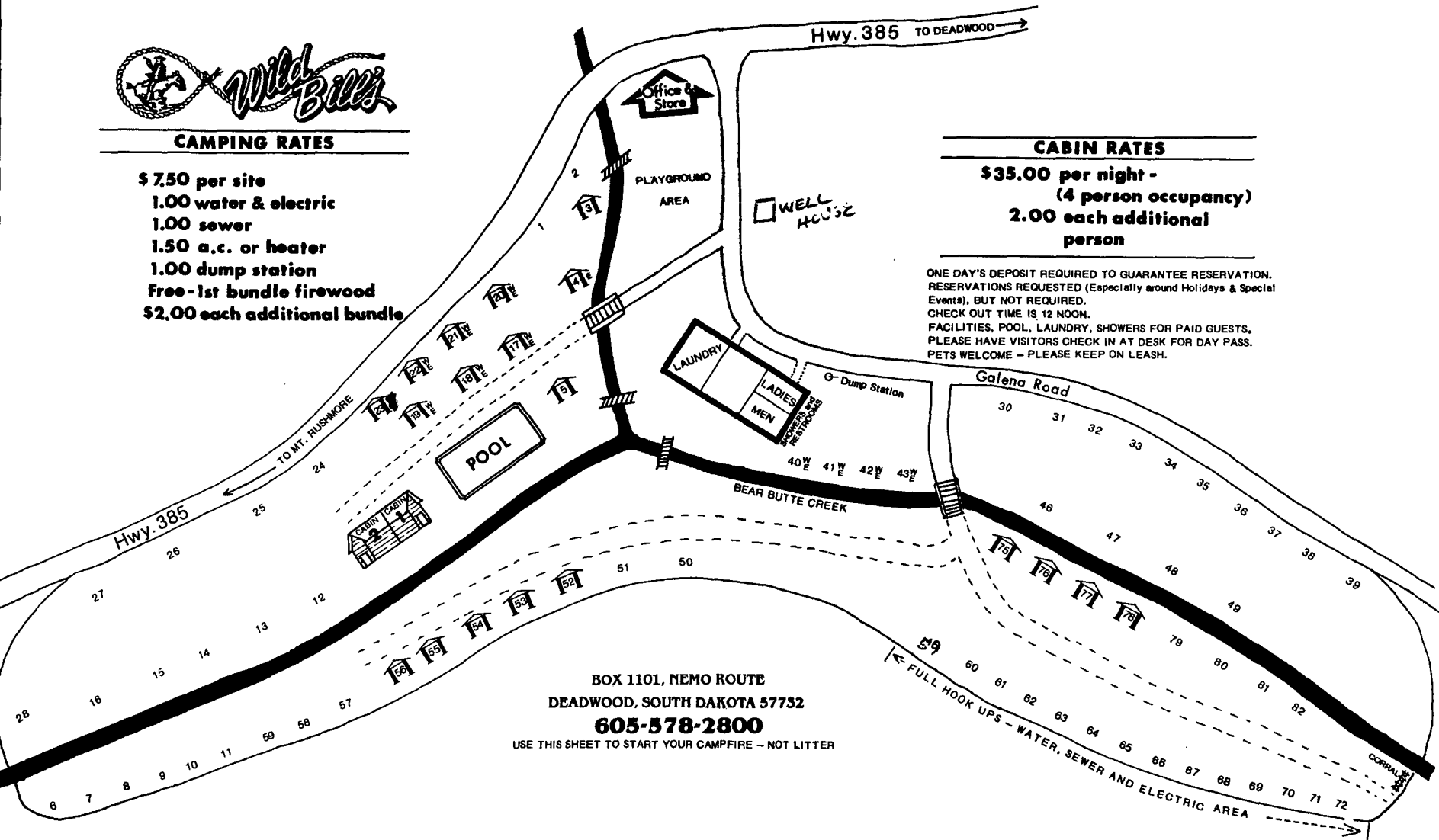
CAMPING RATES

\$ 7.50 per site
1.00 water & electric
1.00 sewer
1.50 a.c. or heater
1.00 dump station
Free-1st bundle firewood
\$2.00 each additional bundle

CABIN RATES

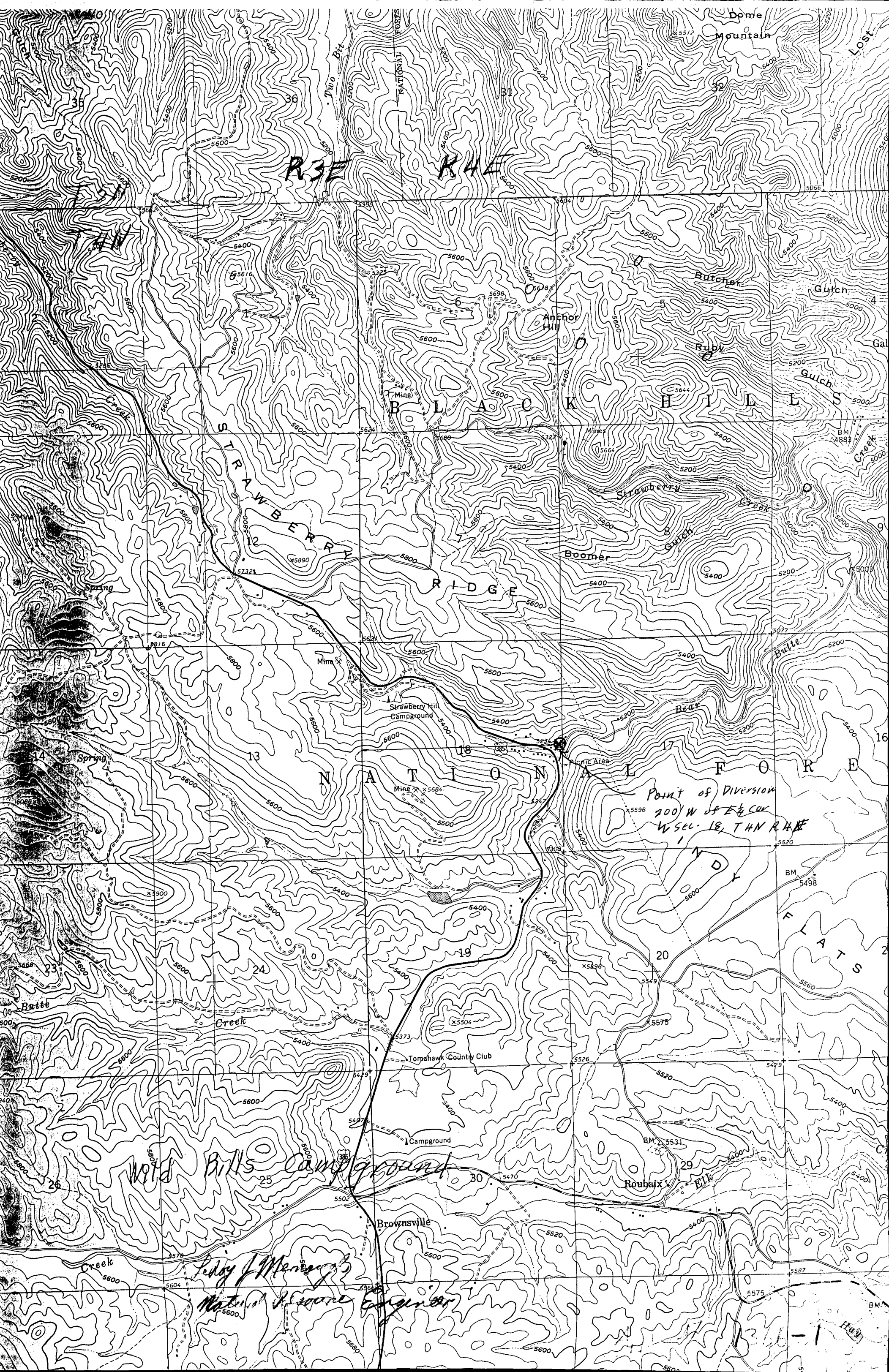
\$35.00 per night -
(4 person occupancy)
2.00 each additional
person

ONE DAY'S DEPOSIT REQUIRED TO GUARANTEE RESERVATION.
RESERVATIONS REQUESTED (Especially around Holidays & Special
Events), BUT NOT REQUIRED.
CHECK OUT TIME IS 12 NOON.
FACILITIES, POOL, LAUNDRY, SHOWERS FOR PAID GUESTS.
PLEASE HAVE VISITORS CHECK IN AT DESK FOR DAY PASS.
PETS WELCOME - PLEASE KEEP ON LEASH.



BOX 1101, NEMO ROUTE
DEADWOOD, SOUTH DAKOTA 57732
605-578-2800

USE THIS SHEET TO START YOUR CAMPFIRE - NOT LITTER



R3E R4E

B L A C K H I L L S

S T R A W B E R R Y

R I D G E

N A T I O N A L F O R E S T

Point of Diversion
200' W of E & Cor
W Sec. 18, T4N R4E

F L A T S

Wild Bills Campground

Ruby J. Menzies
Natural Resource Engineer

1366-1



Department of Water & Natural Resources

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

September 27, 1984

Wild Bill's Campground
Nemo Rt., Box 1101
Deadwood, SD 57732

Dear Mr. & Mrs. Laskowski:

The Division of Environmental Quality of this Department is conducting a survey of non-community public water supply systems. As a part of the survey, we have reviewed our records and we can not find any water rights on file for Wild Bill's Campground.

A water permit is required pursuant to SDCL 46-1-15 to use water from a private source for commercial use. Any use of water, except for private domestic use, requires a water permit. Examples of commercial use are: truckstops, motels, restaurants, tourist attractions, commercial campgrounds and any other business operation. Examples of non-commercial use that require permits for private supplies are: churches, hospitals and nursing homes (any amount of water) and schools that pump more than 18 gallons per minute.

If you have a water permit that has been issued under another name or if you believe a permit has been issued under another name, please contact us. We are enclosing the necessary permit application forms and instructions, if you need a permit. Please complete and submit with a (see instructions) filing fee.

An existing business without a water right has no right to the use of water. Except for private domestic use, any water user without a water right is not entitled to receive protection in the event of well interference by a new or future user who has a water right. The new user with a water right will have the senior priority over an existing user without a water right. In South Dakota, the first in time (senior priority) is the first in right, except for individual domestic use. Individual household, farm or ranch use does not require a permit and has preference over all other users of water.

If you have any questions or need assistance with completion of the forms, please feel free to contact us.

Sincerely,

A handwritten signature in cursive script that reads "Kevin C. Larson".

Kevin C. Larson
Water Resources Engineer
Office of Water Rights
Phone: (605) 773-3352

Enclosures

10/24/84

Dawn Taskowski is
in New Jersey and won't
be back until May - she
does not have the information
to complete the ~~rest~~ well
info so she plans on sending
in an incomplete form with
\$50 since the use will be
less than 0.1 cfs.

When she gets back to S.D.
she will contact us and
I told her we could go out
to her campground and help
her complete the application.

Jim Hunterton

Wild Bills Campground
Nemo Route, Box 1101
Deadwood, SD 57732

October 24, 1984

Dept. of Water & Natural Resources
523 East Capitol
Pierre, SD. 57501

Attention: Kevin C. Larson

Dear Mr. Larson,

Per our telecon today, I am submitting the Application For Permit To Appropriate Water, albeit incomplete, as well as a check for the \$50. fee. Following your instructions to return the incomplete application, I will contact your office, May, 1985, upon my return to S.D., in order to arrange a meeting with a representative from your department for assistance in completing this form properly.

Thank you for your time & assistance thus far.

Sincerely,

Lawn S. Lusowski



Water Rights Division
605 773-3352

June 17, 1985

Wild Bills Campground
Nemo Rt, Box 1101
ATTN: Dawn L Laskowski
Deadwood SD 57732

Ms. Laskowski:

We are holding your application for water use for your campground. We have staff members in your area quite frequently. I am sure we can arrange a meeting to complete your application. Please contact our office at your earliest convenience.

Thank you,

KEVIN C LARSON
Natural Resources Engineer

KCL:ks

*5 Mi. south of Deadwood on Hwy 385.
PL - 578-2800*

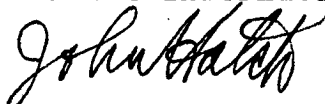
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1366-1

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. 1366-1, Wild Bill's Campground, HCR 73, Nemo Rt, Box 1101, Deadwood SD.

The Chief Engineer is recommending APPROVAL of Application No. 1366-2 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 with the following qualifications:

The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate well having prior water rights.

See the attached report for additional information.


JOHN HATCH, Chief Engineer
September 9, 1986

REPORT ON APPLICATION NO. 1366-1
WILD BILL'S CAMPGROUND
September 8, 1986

This application proposes to appropriate 0.066 cfs from one well 70 feet deep located in the E 1/2 E 1/2 Section 18, T4N, R4E BHM. The water is for commercial use by the campground.

Aquifer - Pre-cambrian rock

Geology and Aquifer Characteristics

The Pre-cambrian rock in this area consists of metagraywacke, quartz-mica schist or phyllite (Redden, 1975). Groundwater is found in the natural foliations and fractures within the rock. There is very little primary porosity. This location is near Bear Butte Creek which is a perennial stream and the creek is probably representative of the water table. This area of the Black Hills receives approximately 22 to 24 inches per year precipitation. Recharge to the rocks is accomplished through direct infiltration of rainfall and snowmelt and possibly through infiltration of streamflow.

There is very little data available concerning the well construction, geology or pumping rates. Apparently, the well will produce 30 gpm. The Water Rights Division does not have any monitoring wells in this area. Water wells in this area (domestic well files, 1986) are typically low yield and generally less than 200 feet deep.

Review of Existing Water Permits

There are two existing water permits in Section 18, T4N, R4E BHM. One Permit (No. 386-1) is for 3.0 cfs from Bear Butte Creek (surface water) to be used for fish culture and is basically a non-consumptive use. The other Permit (No. 407-1) is for 0.088 cfs from four shallow wells (20 feet deep) which are for fish culture and a snack shop. Both permits are issue to Jerry Loader, Fish N Fry. This application (No. 1366-1) is located less than 1/2 mile north downstream of the existing permits.

Conclusions

1. Water is available.
2. The well for this application has been in use for these purposes.
3. The diversion rate is small and interference with the prior rights is not likely. The other permits are upstream of this application.
4. Other wells in this area are comparable in depth and yield to the well for this application.


JAMES GOODMAN
Hydrologist

Bibliography

Redden, J.A., 1975, Pre-cambrian Geology of the Black Hills, in Bulletin 16, Mineral and Water Resources of South Dakota, USGS, US Government Printing Office, Washington DC.

Domestic Well Files, 1986, Division of Water Rights Domestic Well Files For T4N, R4E, DWNR, Division of Water Rights, Joe Foss Bldg, Pierre SD 57501.



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

October 31, 1986

Lead Daily Call
Box 876
Lead, South Dakota 57754

Dear Sir:

Enclosed is a Notice of Intent to Appropriate Water by Wild Bill's Campground
Application No. 1366-1, in Lawrence 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 November 7, 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 received.

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

October 31, 1986

NOTE:

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

Wild Bill's Campground
HCR 73, Nemo Rt. Box 1101
Deadwood, South Dakota 57732

Dear Sir:

Your Application No. 1366-1 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

Lead Daily Call printed at Lead

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

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA, { ss.
COUNTY OF LAWRENCE

William B. Kemper, of said county and state, being
duly sworn, on his oath says: That the Lead Daily Call Deadwood Pior

is a legal newspaper of general circulation, printed and published in Lead,
in said county and state, by the Seaton Publishing Company, and has been
such a newspaper during the times hereinafter mentioned; and that I,
William B. Kemper, the undersigned, am the
Business Manager of the said newspaper, in charge of the advertising
department thereof, and have personal knowledge of all the facts in this
affidavit, and that the advertisement headed NOTICE OF HEARING on Ap
Application No. 1366- 1 to Appropriate Water

a printed copy of which is hereto attached, was printed in said newspaper
for 2 successive and consecutive week, the respective publi-
cations thereof being made on November 7, 1986
and on November 14, 1986

and the last publication thereof on _____, 19____
and that the full amount of fees charged for publishing the same, to-wit:
the sum of \$ 41.08, inures solely to the benefit of aforesaid
publisher and that no arrangement or understanding for a division thereof
has been made with any person other than the publisher, and that no part
thereof has been agreed to be paid to any other person whomsoever.

Arlene A. Ewert

Subscribed and sworn to before me this 11

day of November, 1986

Wick L. Hart
Notary Public, Lawrence County, S. Dak.

My commission expires Sept 12, 1992

NOTICE OF HEARING on Application No. 1366-1 to Appropriate Water

Notice is hereby given that Wild
Bill's Campground whose mailing ad-
dress is HCR 73, Nemo Rt., Box 1101,
Deadwood, South Dakota has made
an application for a permit to appropri-
ate .068 cubic feet of water per
second from one well (Pre-Cambrian
Rock) 70 feet deep located in the
E1/2E1/2 Section 18-T4N-R4E. The wa-
ter is for commercial use by the
campground.

Pursuant to SDCL 46-2A-2 the Chief
Engineer of the Water Rights Div-
ision recommends APPROVAL of
Application No. 1366-1 because 1) un-
appropriated 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
room 216, Joe Foss Building, 523 E.
Capitol, Pierre, South Dakota, De-
cember 10 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 qualifi-
cations, 3) defer, or 4) deny this
application after it reaches a conclu-
sion based upon facts presented at the
public hearing. Any interested person
who may be affected by a Board
decision and who intends to partici-
pate 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 November 28, 1986.
The petition may be informal, but it
must include a statement describing
the petitioner's interest in the applica-
tion, the reasons for the petitioner's
opposition to or support of the applica-
tion, 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 pro-
ceeding. 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 pro-
vided by law.

Any person wishing a copy of the
Chief Engineer's recommendation,
further information on this applica-
tion or to assure access to the hearing
by the handicapped can contact the
Water Rights Division, DWRN, 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 of 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 November 28, 1986.

November 7
November 14

No. 1366-1

Instruction to Newspaper - Publish first publication of the following Notice on or before **November 7, 1986** with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1366-1 to Appropriate Water ~~and/or to Amend Water Permit or Water Right No. _____~~

Notice is hereby given that Wild Bill's Campground whose mailing address is HCR 73, Nemo Rt., Box 1101, Deadwood, South Dakota has made an application for a permit

to appropriate .066 cubic feet of water per second from one well (Pre-Cambrian Rock) 70 feet deep located in the E½E½ Sec. on 18-T4N-R4E. The water is for commercial use by the campground.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends

APPROVAL of Application No. 1366-1 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 room 216, Joe Foss Building, 523 E. Capitol, Pierre, South Dakota, December 10 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 November 28, 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; ~~(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 November 28, 1986.

Belle Fourche River Water District 10120202**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 Wild Bill's Camp-ground, HCR 73, Nemo Rt, Box 1101, Deddwood, S.D. 57732 holder of Permit No. 1366-1, bearing the priority of July 21 1986 authorizing the diversion of .066 cu. ft. per second of the waters of Well for Commercial purposes, in Lawrence County.

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

A. Works used to divert the water:

Well: depth 70 ft est., 8" casing
Pump: Jacuzzi, 1RM2-A-5/A, SWF211441.
Pumps 30 gpm

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

Underground pipeline distribution system for the campground

C. Works used to apply water to beneficial use:

35 outlets on the campground.

The system is in the following condition Good

The point of diversion is located 200 ft W of the E 1/4 Corner of section 18, T4N R4E

The works are capable of diverting and conveying to the place of use .066 (30 gpm) cu. ft. per second of water which is to be used for Commercial purposes. (campground)

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

comprising a total of N/A acres of land and the license should be issued for .066 cfsApplicable permit qualifications have been complied with X Yes NoExceptions to compliance are: _____ Date June 16, 1986

Leroy J. Mernaugh
(signature)

State of South Dakota
Water License No. 1366-1

(1) Wild Bill's Campground
of HCR 73, Nemo Rt, Box 1101, Deadwood SD 57732
made Application No. 1366-1, July 21, 1986 for a water permit to appropriate
0.066 cubic feet per second of water from groundwater (one well),
Lawrence County, South Dakota for commercial purposes.
Permit No. 1366-1, with a priority date of July 21, 1986
was approved December 10, 1986 and issued to applicant(s) for diversion of water with construction of the described
water supply system ~~to be completed on or before~~ and for the application to beneficial use of said
water ~~on or before~~ completed.

and

(2) It is certified that the application 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 0.066 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is 200 feet West of the E $\frac{1}{4}$
corner of Section 18, T4N, R4E

and

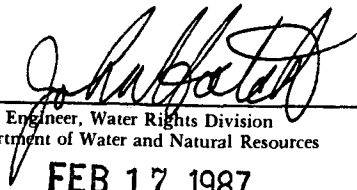
(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, water is diverted through the campground's distribution system for commercial purposes

(4) Pursuant to §46-5-30.1 Wild Bill's Campground

of HCR 73, Nemo Rt, Box 1101, Deadwood SD 57732

the holder(s) and/or owner(s) of Water Permit No. 1366-1 is issued a license to appropriate water, the right to use 0.066 cubic feet per second of water from groundwater (one well) with a priority date of July 21, 1986 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of commercial

This license is subject to any limitations or qualifications listed in Water Permit No. 1366-1 and subject to South Dakota State Law.


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

FEB 17 1987



No. 1366-1

Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

FEB 17 1987

William E Laskowski
Wild Bill's Campground
HCR 73, Nemo Rt, Box 1101
Deadwood SD 57732

Dear Mr. Laskowski:

Enclosed herewith is, Water License No. 1366-1. This 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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 19, 1993

No. 1366-1

Charles King
HCR 73, Box 1101
Deadwood, SD 57732

Dear Mr. King:

Enclosed is a "Notice of Transfer" form for use in filing an ownership change on Water Right No. 1366-1. The water right is currently listed in the name of Wild Bill's Campground.

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

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.

Also, please find enclosed a copy of Water License No. 1366-1.

If you have any questions, please contact me.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

enclosures

RECEIPT

413787

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____, June 1, 19 93

RECEIVED OF Charles King, 915 Pine, Yankton, SD 57078

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>Water Right No. 1366-1</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer

NOTICE OF TRANSFER OF OWNERSHIP

No. 1366-1

TO: Chief Engineer
Water Rights Division, DWR
523 East Capitol
Pierre, SD 57501-3181

Date: 5-26-93I/We request that Water Permit/Right No. 1366-1

DAWN LASKOWSKI

formerly owned by: WILD BILL'S CAMPGROUND, HCR 73, NEMO RT, BOX 1101 DEADWOODbe transferred to: (name & address) CHARLES AND/OR BONITA KING, WILD BILL'SCAMPGROUND, HCR 73, BOX 1101, DEADWOOD, SD 57732-9711 (telephone No. (605)-578-2800)

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

WILD BILL'S CAMPGROUND (CLOSING DATE 5-28-93)

I/We understand that the validity of Water Permit/Right No. 1366-1 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 at the Division of Water Rights, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of LAWRENCE)

I/We Charles & King 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, and that I know of my own personal knowledge that the information herein stated is true.



Charles & King 5-28-93
(Signed)

Subscribed and sworn to before me this 28 day of May, 1993.

[Signature]
My Commission Expires
(Notary Public) July 28, 2000

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a water 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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 3, 1993

No. 1366-1

Charles and Bonita King
Wild Bill's Campground
HCR 73, Box 1101
Deadwood, SD 57732-9711

Dear Mr. and Ms. King:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 1366-1.

Our records now show you as the owner of Water Right No. 1366-1.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

enclosure

2005 South Dakota Water Use Questionnaire

1366-1

To:

WILD BILL'S CAMPGROUND
HCR 73 BOX 1101
DEADWOOD SD 57732

Address correction requested:

Wild Bill's Campground
21372 US Hwy 385
Deadwood SD 57732

One questionnaire is being provided for each permitted water source. The following information is based on Water Permit/Right No. 1366-1. If you have other permits/rights in the same water source, also include water use under those permits/rights on this questionnaire.

Water Source: GROUNDWATER
Aquifer: PRECAMBRIAN ROCK
Management Unit: NOT APPLICABLE

County: LAWRENCE
Pumping Pt. Legal: SEC 18-T004N-R04E
Type of Water Use: COMMERCIAL

- 1) Please estimate your year 2005 water use from the above water source: _____ gallons
2) If no water use in 2005, please list the reason(s) why in the comments section.

Comments: We don't have a meter and we just purchased
the campground in May of 2005. I Don't
know how to give you a good Guess.
Sorry Keith

Contact Person: Keith Grimm

Telephone No: 605-578-2800



Questions? Please call Mark Rath or Ron Duvall at 605 773-3352 for assistance.

Thank you for completing the 2005 water use questionnaire.

Water Rights on the Web: www.state.sd.us/denr/wr

RECEIVED
FEB 23 2006
WATER RIGHTS
PROGRAM

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date March 16, 20 06

RECEIVED OF H Shelly Grimm, Wild Bill's Camperound, 21372 US Hwy 385, Deadwood SD 57732

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 <u>1366-1</u>		
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. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

02265

By

Darland Eide
Chief Engineer

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED
MAR 16 2006
WATER RIGHTS
PROGRAM

No. 1366-1
Date: 3-11-06

I/We request that Water Right/Permit No. 1366-1

formerly owned by: Charles and/or Bonita King, dba Wild Bill's Campground

be transferred to: (name & address) Keith or Shelly Grimm,
dba Wild Bill's Campground

Telephone No. 605-578-2800

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

one well - 200 feet west of E 1/4 corner Sec 18-T4N-R4E

I/We understand that the validity of Water Right/Permit No. 1366-1 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 Keith & Shelly Grimm, the new owner, certify that the above information is true and correct.


(Signed by new owner)
Shelly Grimm

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.



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 24, 2006

1366-1

Wild Bill's Campground
c/o Keith Grimm
21372 US Hwy 385
Deadwood SD 57732

Dear Mr. Grimm:

Thank you for returning the 2005 Water Use Questionnaire. The form indicated an ownership change for Water Right No. 1366-1. Enclosed is a partially completed "Notice of Transfer" form for filing an ownership change. The water permit is currently listed in the name of Charles and/or Bonita King, dba Wild Bill's Campground.

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.

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

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

March 22, 2006

1366-1

Keith or Shelly Grimm
Wild Bill's Campground
21372 US Hwy 385
Deadwood SD 57732

Dear Mr. & Mrs. Grimm:

I am writing to acknowledge receipt of the ownership change for Water Right No. 1366-1. The transfer has been completed. The water right, formerly held by Charles and Bonita King (dba Wild Bill's Campground) is now listed in your names.

Enclosed is your Receipt No. 02362 in the amount of \$2.50. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosure