

Considered: _____

WATER PERMIT NO. 1479-1MAP No. same 348-1445Name of Applicant Hazel B SmithPost Office Address 9 St. Francis St #10, Rapid City SD 57701Amount of Water Claimed 0.10 cfs Total Acres NASource of Water Supply SpringWater to be used for Domestic County MeadeAbout 6 miles S of Sturgis

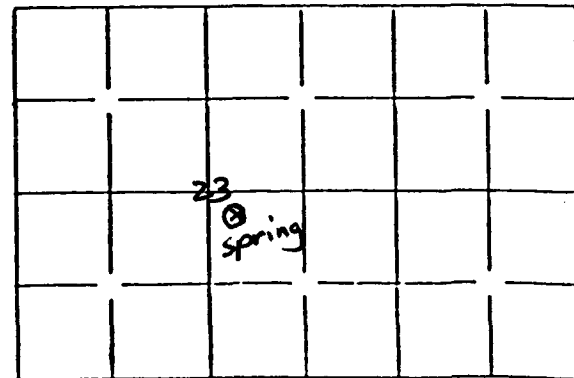
PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY _____ Date Received Nov 27, 1989 Fee 50⁰⁰ Remarks _____Corrected Application Received 1/5/90 Period of Annual Use Jan 1 - Dec 31WATER QUALITY APPROVAL RECEIVED NA APPROVED/CONDITIONAL (Circle one)

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

Diversion Point spring: NW 1/4 SE 1/4 section 23
-T4N-R5ELand to be Irrigated NAWell Log: Driller NA Licensed YES _____ NO _____

Depth of Well _____ REMARKS _____

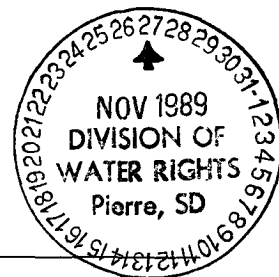
Type of Map plat PREPARED BY John M Appleth Reviewed and the Number
assigned on Jan 6, 1990 By Ron Durrall

No. 1479-1 Hydrologic Unit 10120111
 Map No. same Basin Upper Cheyenne
 Newspaper Meade Co - Times Tribune, Box 69 (well)
57785

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 ☒ some livestock

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 HAZEL B. Smith Phone No. 348-1445Post Office Address 9 St. Francis St, #10, Rapid City State S.D. Zip Code 57701
(Street, RR or Box) (City)2. Amount of water claimed (c.f.s) 0.10 C.F.S., (45 GPM)3. Source of water supply Spring4. Location of point of diversion "Jones Canyon" SE 1/4 OF Section 23-T4, N. - R5, E. B.H. Harding
N 41° 51' 06" W, 3168.29' FROM THE SE CORNER OF SECTION 23County Meade5. Counties where water will be used Meade6. Annual period during which water is to be used Full year. Round use Jan 1 - Dec 31

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)

I Have a submersible pump installed and pipe to my buildings.
To date I have used it for house, lawn, garden & trees, but
may put in a few head of stock soon.

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 _____)

I, Hazel B. Smith - Hazel B. Smith the applicant, certify that I have read this application, have examined the attached map and that the matters stated are true and that I intend, and am able to complete the necessary construction:

Signed Hazel B. SmithSubscribed and sworn to before me this 26th day of October 1989

Harvey Krebs
 Notary Public
5-492

SOUTH DAKOTA
WATER PERMIT No. 1479-1

Date of first receipt of application November 27, 1989.
Date of return to applicant for corrections, amendments or changes December 20, 1989.
Date of receipt of corrected application January 5, 1990.

The Water Management Board approved Water Permit Application No. 1479-1 on March 7, 1990 for Hazel B Smith, 9 St. Francis Street #10, Rapid City SD 57701 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 1479-1 appropriates 0.10 cubic feet of water per second from a spring located in the NW1/4 SE1/4 section 23-T4N-R5E.
2. The water appropriated shall be used for the purpose of supplying household uses, lawn and garden watering and livestock use and may not exceed the amount of water needed for beneficial use for domestic purposes.
3. The water is to be used during the following described annual period: January 1 - December 31.
4. The date from which applicant may claim right is November 27, 1989.
5. One-fifth of the construction is to be completed on or before September 7, 1992.
6. All construction is to be completed on or before March 7, 1995.
7. Water is to be put to beneficial use on or before March 7, 1999.
8. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

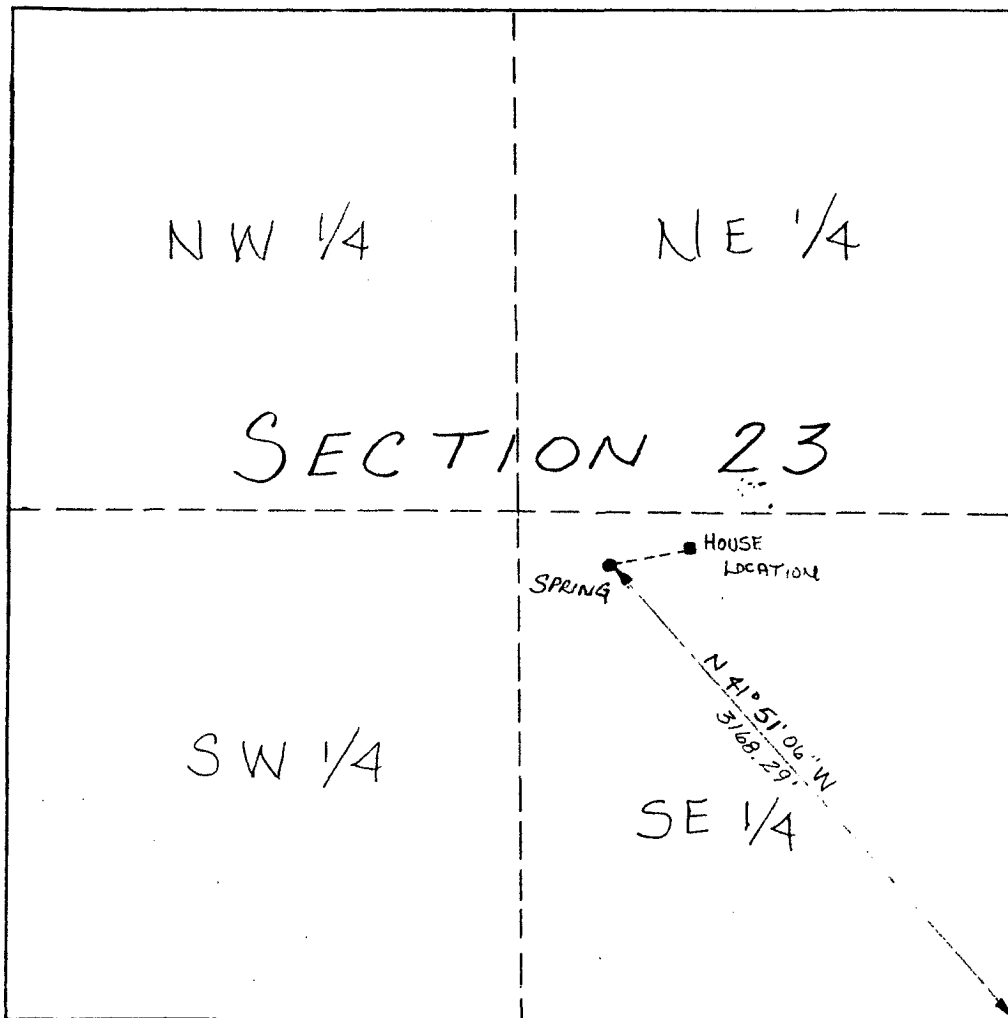
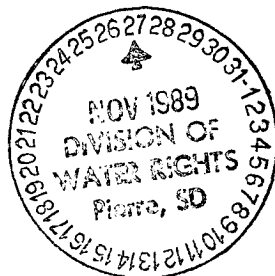
WATER MANAGEMENT BOARD

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

APR 25 1990
(date)

POINT OF DIVERSION MAP

SECTION 23, T4N, R5E, B.H.M.

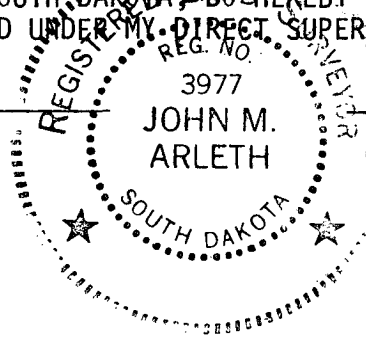


SCALE: 1" = 1000'

SURVEYOR'S CERTIFICATE

I, JOHN M. ARLETH, 104 SHERMAN ST., DEADWOOD, SD, BEING A REGISTERED LAND SURVEYOR IN THE STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY THAT THE POINT OF DIVERSION SHOWN ABOVE WAS SURVEYED UNDER MY DIRECT SUPERVISION.

11/22/89
DATE



JOHN M. ARLETH R.L.S. #3977

And 1/1479-1

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411983

Pierre, November 29, 19 39

RECEIVED OF Hazel Smith, 9 St Francis St, Apt #10, Rapid City SD 57701

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

Fee for Application for Permit No. <u>1479-1</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 H. Hatcher

(KS)

SOUTH Dakota Department of
Water & Natural Resources

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

December 20, 1989

Hazel B Smith
9 St. Francis Street #10
Rapid City SD 57701

Dear Ms. Smith:

This letter is in response to your water permit application received on November 27, 1989. The following item is needed to complete the application:

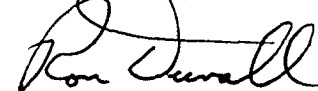
- 1) The map submitted with the application needs to reference section 23 to a township and range. The map has been returned to John M Arleth, land surveyor, for the additional information. I believe the correct township and range is T4N-R5E based on your application, but this needs to be included on the map.

The map needs to be completed and returned to the Division of Water Rights to complete your application. The application can not be processed until the application is complete.

One of the water uses noted on your application was for rural water system purposes. The rural water system designation needs to be deleted from your application if no other rural users are served. Please advise if you are supplying additional households or if you are the only water user from the spring. Water use for domestic and livestock watering purposes would remain on the application.

Please contact me if you have any questions.

Sincerely,



Ron Duvall
Natural Resources Engineer
605 773-3352

cc: John M Arleth, Land Surveyor
104 Sherman Street
Deadwood SD 57732

Hazel B. Smith
9 St. Francis St., #10
Rapid City, S. D. 57701

December, 22, 1989

S.D. Department of Water and Natural Resources
Joe Foss Building, 523 East Capitol
Pierre, South Dakota 57501-3181

Dear Mr Duvall:

Your letter of the 20th arrived today. Thank you for informing me of the necessary changes.

At present, I am the only one who is making use of the spring referred to in my application. Please delete the rural water system from my application.

Thank you.

Sincerely,

Hazel B. Smith

Hazel B. Smith



Report on Application No. 1479-1
Hazel B. Smith
January 8, 1990

Background

Water Permit Application No. 1479-1 requests appropriation of 0.1 cubic feet of water per second from a spring. The diversion point is located in the NW1/4 SE1/4 Section 23, T4N-R5E, in Meade County. The water is used for domestic purposes, including household uses, lawn and garden watering, and for livestock use.

Discussion

According to the applicant, the water has always been used for domestic uses.

The spring is a tributary of Elk Creek and joins Elk Creek in the NE1/4 Section 26, T4N-R5E.

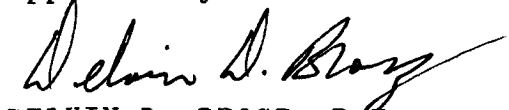
No flow records exist for the spring. Division of Water Rights files do not show any water right holder using water from the spring. Water Right Claim No. 0477-1, on Elk Creek, is the closest water right to the proposed diversion point. The exact location of the diversion point and the amount of water diverted for 0477-1 is unknown. The diversion point is located somewhere in the SE1/2 of Section 33, T4N-R6E, approximately 6 miles downstream from the confluence of the spring and Elk Creek.

Conclusions and Recommendations

1. The applicant has been using water for domestic uses from the spring for a period of time.
2. No other water right exists on the spring. Water Right Claim No. 0477-1, on Elk Creek, will not be adversely affected by this application.
3. Approval of Water Permit Application No. 1479-1 is in the public interest and constitutes beneficial use of the waters of the state.


M. RASSOOL AHADI
Natural Resources Engineer II

Approved By:

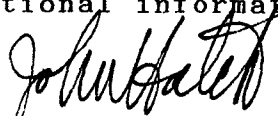

DELVIN D. BROSZ, P.E.
Natural Resources Engineer IV

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1479-1, Hazel B. Smith

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. 1479-1, Hazel B. Smith, 9 St. Francis St #10, Rapid City SD.

The Chief Engineer is recommending APPROVAL of Application No. 1479-1 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
January 10, 1990



Department of Water & Natural Resources

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

January 12, 1990

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

Hazel B. Smith
9 St. Francis St. #10
Rapid City, SD 57701

Dear Ms. Smith:

Water Permit Application No. 1479-1 for domestic use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Meade Co. Times-Tribune printed at Sturgis SD. For your information, a copy of the notice is enclosed. Copies of the report and the Chief Engineer's recommendation are also enclosed. Please review the 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 Hearing 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 twenty 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
605 773-3352

enclosures





Department of Water & Natural Resources

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

January 12, 1990

Meade Co. Times-Tribune
Box 69
Sturgis, SD 57785

ATTN: Legal Publications:

Enclosed is a Notice of Hearing on Application No. 1479-1 to be published twice. Please publish the first notice on or before January 24, 1990 with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is Hazel B. Smith, 9 St. Francis St., #10, Rapid City, SD 57701.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST 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 in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. The permit application cannot be considered by the Water Management Board until proof of publication has been received.

Sincerely,

Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: Ron Duvall
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

No. _____

Date _____

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

Name

Newspaper



Instruction to Newspaper - Publish first Notice on or before January 24, 1990 with 2nd publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1479-1 to Appropriate Water

Notice is given that Hazel B. Smith, 9th St. Francis St., #10, Rapid City, SD 57701 has filed an application for a water permit to appropriate 0.10 cubic feet of water per second from a spring located in the NW1/4 SE1/4 Section 23-T4N-R5E. Water is used for domestic purposes including household use, lawn & garden watering and for livestock use.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 1479-1 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) it is in the public interest. This application will be considered by the Water Management Board in the Roosevelt - Jefferson Room, Howard Johnson, 2211 LaCrosse, Rapid City, SD on March 7, 1990 at 10:00 am. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer or 4) deny this application based on the facts presented at the public hearing.

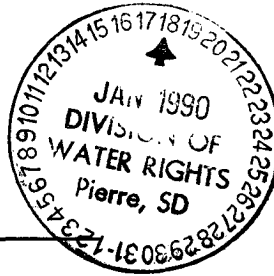
Any interested person that intends to participate in the hearing before the Board by presenting evidence or cross-examining witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and Chief Engineer by February 23, 1990. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)". The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application and the signature and mailing address of the petitioner or legal counsel if legal counsel is obtained. The applicant need not file a petition. Contact the Water Rights Division to request information on this application or to assure access to the hearing by the handicapped.

This hearing is an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. The time of the hearing will also be automatically delayed for at least twenty days upon written request to the Chief Engineer from the applicant or a petitioner. The request for a delay must be received by February 23, 1990.

This application is made pursuant to 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.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County Meade) ss.



I, Sharon Allison

certify that the attached printed Notice was taken
 from the Meade County Times-Tribune

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

City _____ of Sturgis

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

January 18, 1990

January 24, 1990

Sharon Allison
 (Signature)

Burling Chase
 (Title)

January 17, 1990
 (Date Signed)

Cost of Printing: 42.17

**Application approval
 recommended by
 chief engineer**

S.D. Dept. of Water
 and Natural Resources
 Joe Foss Building
 Pierre, S.D. 57501

NOTICE OF HEARING

on Application No. 1479-1
 to Appropriate Water

Notice is given that Hazel B. Smith, 9th St. Francis St., #10, Rapid City, SD 57701 has filed an application for a water permit to appropriate 0.10 cubic feet of water per second from a spring located in the NW¼SE¼ Section 23-T4N-R5E. Water is used for domestic purposes including household use, lawn and garden watering and for livestock use.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 1479-1 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) it is in the public interest. This application will be considered by the Water Management Board in the Roosevelt - Jefferson Room, Howard Johnson, 2211 LaCrosse, Rapid City, SD on March 7, 1990 at 10:00 am. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer or 4) deny this application based on the facts presented at the public hearing.

Any interested person that intends to participate in the hearing before the Board by presenting evidence or cross-examining witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and Chief Engineer by February 23, 1990. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E. Capitol, Pierre, SD 57501 (605 773 3352)". The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application and the signature and mailing address of the petitioner or legal counsel if legal counsel is obtained. The applicant need not file a petition. Contact the Water Rights Division to request information on this application or to assure access to the hearing by the handicapped.

This hearing is an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer. ~~These and other due process rights~~ will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. The time of the hearing will also be automatically delayed for at least twenty days upon written request to the Chief Engineer from the applicant or a petitioner. The request for a delay must be received by February 23, 1990.

This application is made pursuant to 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, 46-05-30.2, 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.

Publ. Jan. 17, 24, 1990
Meade County Times-Tribune



Department of Water & Natural Resources

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

APR 25 1990

Hazel B. Smith
9 St. Francis St. #10
Rapid City SD 57701

Dear Ms. Smith:

Enclosed is Water Permit No. 1479-1 as approved by the Water Management Board authorizing you to construct your water diversion system and put the water to beneficial use, not exceeding the limits as specified in the Water Permit.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that the Water License may be issued, thus completing your acquisition of a Water Right.

Very truly yours,

A handwritten signature in dark ink, appearing to read "John Hatch".

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

enclosures

PLEASE NOTE: Certain changes can be made in your permit within the five year construction period, usually without affecting the priority date provided an application to amend your permit is made within the five year period - i.e. changes in location or number of diversion points (wells) or location of land to be irrigated. Well locations for wells into the same aquifer can be moved up to 660 feet without application.

Applications to amend a permit after the five year construction period will be assigned a new priority date. Applications to change water sources, to add lands or increase original diversion rates, if approved will usually receive the date of the new application as a priority date regardless of the five year construction period.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 15, 1995

Adie Tatum
827 Rosilee
Rapid City SD 57701

Dear Ms. Tatum:

DelRon Peters with our regional office in Rapid City requested we send you a copy of Water Permit No. 1479-1 in the name of Hazel B. Smith. Also enclosed is a Form 10, Notice Of Completion of Works and Application of Water to Beneficial use.

If you have any questions, please contact this office.

Sincerely,

Karen Schlaak

Karen Schlaak
Environmental Scientist
605 773-3352

enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 20, 2001

No. 1479-1

Ardie Tatum
827 Rosilee Ln
Rapid City SD 57701

Dear Mr. Tatum:

Thank you for returning the 2000 SD Water Use Questionnaire. The form indicates a change of ownership has occurred. Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Permit No. 1479-1. The water permit is currently listed in the name of Hazel B Smith.

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.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352

enclosure

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date February 4, 20 05

RECEIVED OF Fennington Title, 725 Kansas City Street, Rapid City SD 57701

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>1479-1</u>		2 50
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.

001745

By

Darland Elbe

Chief Engineer

gm

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

FEB - 4 2005

WATER RIGHTS
PROGRAM

No. 1479-1

Date: _____

I/We request that Water Right No. 1479-1

formerly owned by: Verda Swenson, Sheryl Garber, Ardyce Tatum, and
Berna Smith

be transferred to: (name & address) Cory D. Larson

12876 Homer Smith Rd., Piedmont, SD 57769

Telephone No. _____

Title to the following described land(s)/property has been transferred as described above:
Township 4 North, Range 5 East of the Black Hills Meridian, Meade County, South Dakota:
Section 23: S½N½SW½SW½NE½; S½SW½SW½NE½; S½NW½SE½SW½NE½; SW½SE½SW½NE½; S½NE½SE½SE½NW½;
SE½SE½SE½NW½; N½NE½NE½NE½SW½; N½NW½NE½NW½SE½; N½N½NW½NW½SE½ -AND-

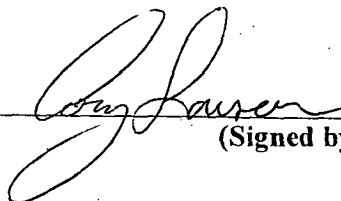
Tract 0053 of the N½NW½SE½ of Section 23, Township 4 North, Range 5 East of the Black Hills Meridian, Meade County, South Dakota, as shown on the plat filed in Plat Book 16 on Page 2,

I/We understand that the validity of Water Right No. 1479-1 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 Cory D. Larson, the new owner, certify that the above information is true and correct.


(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.



**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 8, 2005

1479-1

Cory D Larson
12876 Homer Smith Rd
Piedmont SD 57769

Dear Mr. Larson:

I am writing to acknowledge receipt of the ownership change for Water Permit No. 1479-1. The transfer has been completed. The water permit formerly listed in the name of Hazel Smith is now listed in your name. I am enclosing a copy of the permit for your records.

The filing fee for the transfer of ownership was paid for by the Pennington County Title Company. Receipt No. 001745 in the amount of \$2.50 is being forwarded to them by copy of this letter.

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

c: Pennington County Title Company

Report of Examination of Works and/or Application of Water to Beneficial Use For Permit No. 1479-1

I have this day, September 17, 2016 made a thorough examination of the water use system constructed by Cory Larson, 12876 Homer Smith Rd, Piedmont, SD 57769 of Permit No. 1479-1, bearing the priority of 11/27/1989 authorizing the diversion of 0.1 cu. ft. per second of the water from a spring development flowing from a dry draw tributary to Elk Creek for domestic purposes, in Meade County.

Inspection contact & relationship to permit holder, if applicable: **Cory Larson, owner**
605-484-2031

A. Works used to divert the water:

Spring Development Information:

- 1) Constructed by: previous owner (1949)
- 2) Spring Box 24" concrete pipe
- 3) Length 6 ft. (4' below surface)
- 4) Static water level 0 ft. (ground surface)

Pump:

- 1) Make Flint and Walling
- 2) Model 4F10A10
- 3) Size 4" submersible
- 4) Capacity 11.5 GPM
- 5) Horsepower rating 1 hp

Comment : Operator was unsure of pump model. Pump shown is best match of Flint and Walling pumps meeting estimated discharge capacity under installed conditions.

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

- 1) Type PE pipe installed above ground
- 2) Size 1 1/4 inches
- 3) Length 940 feet

C. Works used to apply water to beneficial use:

The pump delivers water to a 200 gallon polyethelene storage tank located at the house at an elevation 240 feet above the spring. A booster pump delivers water for household, yard and garden use.

D. Compliance with Permit Requirements:

- 1) Permit qualifications being abided by: Yes
- 2) Exceptions to compliance are: none

E. Condition and Location:

1. The system is in good condition with the point of diversion located as follows:
1,885' N and 2,494' W of the SE corner Section 23 T4N R5E (44.290693, -103.482446)
2. The works are capable of diverting and conveying to the place of use .03 cu. ft. per second (11.5 gpm) of water which is to be used for **domestic** use and the license should be issued for .03 cfs.
3. All structures, wells and lands on map: **Yes**

F. Comments or other permit(s) associated with the project:

The flow volume discharging from the spring box was difficult to estimate due to loose rock naturally occurring in the draw bottom. The flow is estimated at 25-45 gpm.



Steven Quissell
Water Rights Inspector
DENR, Water Rights Program

Date report completed: 9/17/2016



spring Box and piping