

WATER PERMIT NO. 1603-1

Phone: 605 787-7159

Name of Applicant: Paul D. LeClair

Post Office Address: PO Box 8233, Rapid City SD 57709

Amount of Water Claimed: 0.10 cfs (45 gpm) Total Acres:

Source of Water Supply: groundwater

Water to be used for: commercial County: Meade

Location: north of Black Hawk

PRIORITY Date Received: 6-21-94 Fee: \$50.00

Corrected Application Received: Period of Annual Use: Jan 1 - Dec 31

Remarks: for use in the Fort W̄likit Family Campground

Diversion Point: NW 1/4 SE 1/4 Sec 31-T3N-R7E

Land to be Irrigated:

			3/		
			⊗		

✓

Well Log: Driller: Cimarron Drilling Licensed: YES X NO

Depth of Well: 800' REMARKS:

Type of Map: plat Prepared By: Donald L. Egge Reviewed and the Number

Assigned on: 7-5-94 By: Karen Schlaak

**SOUTH DAKOTA
WATER PERMIT NO. 1603-1**

Date of first receipt of application June 21, 1994.

Date of return to applicant for corrections, amendments or changes June 29, 1994.

Date of receipt of corrected application June 30, 1994.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 1603-1 to Paul D. LeClair, PO Box 8233, Rapid City SD 57709 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. 1603-1 authorizes 0.10 cubic feet of water per second (45 gallons per minute) from one well (Minnelusa Formation) 800 feet deep located in the NW 1/4 SE 1/4 (Tract A of Johnson Subdivision) Section 31-T3N-R7E.
2. The water appropriated shall be used for the purpose of supplying water at the Fort Welikit Family Campground and may not exceed the amount of water needed for beneficial use for commercial use purposes.
3. The water is to be used during the following described annual period: January 1 - December 31.
4. The date of approval of Permit No. 1603-1 is September 12, 1994.
5. The date from which applicant may claim right is June 21, 1994.
6. One-fifth of the construction is to be completed on or before March 12, 1997.
7. All construction is to be completed on or before September 12, 1999.
8. Water is to be put to beneficial use on or before September 12, 2003.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. 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.
2. The well authorized by Permit No. 1603-1 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) from the producing formation to the surface pursuant to Section 74:02:04:28.

WATER MANAGEMENT BOARD

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

OCT 25 1994
date

FORM 2: Application for uses other than irrigation
(type or print)



Mail to:
Water Rights Division
Joe Foss Building
523 E Capitol
Pierre SD 57501-3181
605 773-3352

No. 1603-1 Hydrologic Unit 10120111
Basin Upper Cheyenne River
Newspaper Meade Co. Times-Tribune, Sturgis
(office use only)

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

Check use of water:

☐ Municipal ☐ Suburban Housing ☒ Recreational ☐ Institutional
☐ Rural Water System ☒ Commercial ☐ Fish & Wildlife ☐ Geothermal Heat
☐ Domestic ☐ Industrial ☐ Other _____
(over 18 gpm)

Type of Application: ☒ New ☐ Vested Right (Use predates Mar 2, 1955) ☐ Future Use Reservation
(check one) ☐ Place to Beneficial Use Water Reserved by Future Use Permit No. _____
☐ Amendment/Correction to Permit No. _____

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.) _____

1. Name of Applicant PAUL D. LECLAIR Phone 787-7159
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address P.O. Box 8233 Rapid City State SD 57709
(Street, RR, or Box) (City) (Zip Code)

2. Amount of water claimed 0.10 *CFS or 45 **GPM ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (**Acre Feet - storage capacity of dam/dugout or annual use if applicable)

3. Source of water supply MINNELOSA FORMATION

4. Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) As shown on plat file in BK 16, pg. 1
1 well - TRACT A (REVISED) of Johnson Subdivision, a subdivision of NW 1/4 SE 1/4 County Meade

5. County or counties where water will be used Meade Section 31, T3N, R7E BHM.

6. Annual period during which water is to be used January 1 - Dec 31 (plat map DHP)

7. Give a description of the 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)

For Fort Welikit family campground

Attachments: Attach Form 2A if diversion is from a well or dugout, or if storage of water is proposed. Attach map and any other technical information. (see instructions)

STATE OF SOUTH DAKOTA)

County of MEADE)^{SS}

I, PAUL LECLAIR, 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 Paul Leclair
Subscribed and sworn to before me this 20 day of June 19 94

Dorothy L. Latac
Notary Public

RECEIPT

414204

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, June 21, 19 94

RECEIVED OF Fort Wilikit Family Campground, PO Box 8233, Rapid City, SD 57709-8233

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

Fee for Application for Permit No. <u>1603-1</u> to Appropriate Water, to construct 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 _____		

(Any Other Work Provided by Law)	Total	50 00

By

Chief Engineer

John

Supplemental Information

(type or print in ink)



1. Well Information - Proposed Construction

- a) Drill Hole Diameter 7" Depth 800'
- b) Casing Type Steel Diameter 5 1/4" Thickness .250 wall
- c) Screen Type NONE Diameter — Thickness —
- d) Gravel Pack Thickness NONE Length of Gravel Pack —
- e) Depth to Top of Water Bearing Material 760'
- f) Depth to Water (ground surface to water level) 300'
- g) Distance to nearest existing domestic well:
On applicants property NONE On property owned by others 1 mile (approx)

2. Dugout Information

- 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 for each dam. The locations of the dams need to 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) Primary Outlet Capacity —

If pipe, diameter —

f) Secondary Spillway Capacity —

Spillway Width —

g) X & Y Slope

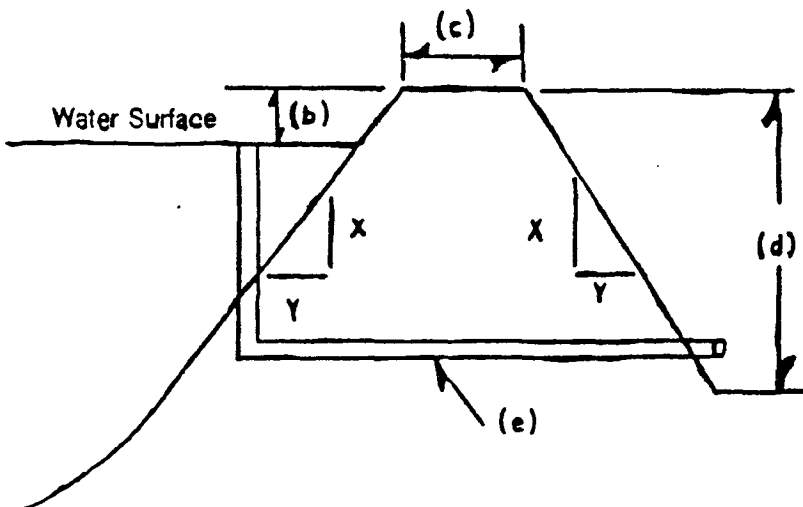
Upstream —

Downstream —

h) Surface Area of Impoundment —

i) Storage — Acre Feet

j) Drainage Area Above Dam — Acres

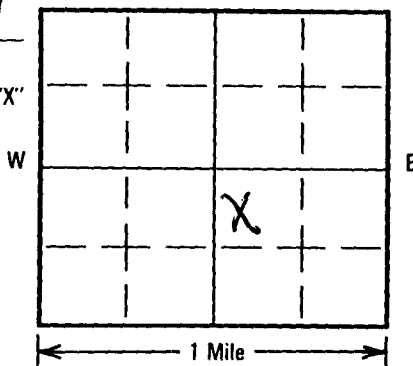


SOUTH DAKOTA WATER WELL COMPLETION REPORT

07-92

Location NW 1/4 SE 1/4 Sec 31 Twp 3N Rg 7E
TRACT A Johnson Sub.
County Pennington
Meade

Please mark well location with an "X"



1603-1

Well Completion Date

7-7-94

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? 250 ft. from Septic (identify source).

PROPOSED USE:

☒ Domestic/Stock ☐ Municipal ☒ Business ☐ Test Holes
☐ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Rotary Air-Water

CASING DATA:

☒ Steel ☐ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
15.5 LB/FT	5 IN	0 FT	640 FT	6 3/4 IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
Pretland	50	94 lb./gal	0 ft.	640 ft.
_____	_____	_____ lb./gal	_____ ft.	_____ ft.

Describe grouting procedure Pressure grout thru casing with mud pump, displace cement with water to surfaceSCREEN: ☐ Perforated pipe ☐ Manufactured

Diameter _____ IN Length _____ FEET

Material _____

Slot Size _____ Set From _____ Feet to _____ Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☒ NO

If so, what material? _____

Describe packer(s) and location? _____

DISINFECTION:

Was well disinfected upon completion? ☒ YES, How: Chlorine
_____ NO, Why Not? Pellets

Laboratory sent to for water quality analysis

Huntingdon

Well Owner: Paul Leclair
Business Name: Fr. Wehkit Campground
Address: P.O. Box 8233
Black Hawk S.D. 57709
Rapid City

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Red Clay & Shale	0'	220'
w Layers of Gyp.		
Red shale layered siltstone	220'	365'
Sandy Red Siltstone	365'	468'
(SPEARFISH)		
HARD Limestone	468'	496'
(MINNEKAHTA)		
Red Clay	496'	598'
(OPECHE)		
White Lt. Purple Sand	598'	640'
White ss & white	640'	700'
& Cream colored sand.		
(MINNEKAHTA)		

STATIC WATER LEVEL

170

Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced Flowrate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☐ PumpedDescribe: Air-developed☐ Bailed☒ Other

Pumping Level Below Land Surface

700 ft. After 2 Hrs. blew 75 GPM400 ft. After 2 Hrs. pumped 45 GPMIf pump installed, pump rate 25 GPM@ 400'

REMARKS

This well was drilled under license #

568

And this report is true and accurate.

Drilling firm Amarron Drilling

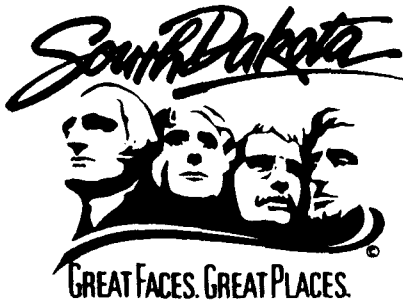
Signature of License Representative:

Michael J. Deutch

Signature of Well Owner or Equitable Property Holder:

Date:

7-20-94



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 29, 1994

Paul D. LeClair
PO Box 8233
Rapid City SD 57709

Dear Mr. LeClair:

In regard to your water permit application received on June 21, 1994, the following information needs to be submitted in order to process the application.

1. A well log or driller's test log signed by a South Dakota licensed well driller must accompany the application.
2. Please specify the type of wastewater disposal system that is utilized (ie. septic tank, drainfield). Also, specify the capacity of the system and the approximate year of construction.

Upon receipt of the above, further processing of your application will continue. If you have any questions, please contact this office.

Sincerely,

Karen Schlaak
Environmental Scientist
605 773-3352

File No.

**Water Rights Division
File Documentation**

NAME OF PERSON OR FILE: Paul D. LeClair

ADDRESS: Rapid City COUNTY: Meade

DATE: 6-30-94 TELEPHONE:

RE: Pending Application

COMMENTS:

Paul LeClair called concerning my letter dated 6-29-94. Mr. LeClair stated that the well driller had received permission from our office to drill the well and it ^aws being completed at this time. He would have the log sent upon completion.

Mr. LeClair further stated they have a septic tank-drain field system for waste disposal which has been approved by our Department.



Karen Schlaak
Environmental Scientist



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

July 1, 1994

Michael Deutsch
Cimarron Drilling
9017 S. Ridge Trail
Sturgis, SD 57785

Dear Mr. Deutsch:

As requested, pursuant to South Dakota Well Construction Standard 74:02:04:21, Ft. Welikit Campground, (Paul Leclair) is authorized to construct a test well into the Minnelusa Aquifer, prior to approval of a water permit. The test well must be constructed in accordance with the SD Well Construction Standards. Any test holes that are abandoned must be plugged pursuant to the SD Well Construction Standards.

Very truly yours

JAMES A. GOODMAN, P.E.
Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352

FROM: Goodman, Jim

TO: Gronlund, Eric

DATE: 07-15-94

TIME: 08:05

CC:

SUBJECT: Fort Welikit Family Campground

PRIORITY:

ATTACHMENTS:

FORWARDED FROM: Goodman, Jim

FROM: Baer, Bill

TO: Goodman, Jim

DATE: 07-14-94

TIME: 16:05

CC:

SUBJECT: Fort Welikit Family Campground

PRIORITY:

ATTACHMENTS:

Yes, the wastewater system for this campground was approved on May 26, 1994. There will be 100 camp sites for trailer type campers. A sewer system was needed for a central shower and bathroom facility plus a dump station for the campers.

=====

REPORT ON WATER PERMIT APPLICATION NO. 1603-1
for Paul D. LeClair
July 13, 1994

Application No. 1603-1 proposes to appropriate 0.10 cfs (45 gpm) from one well approximately 800 feet deep located in the NW 1/4 SE 1/4 of section 31, T3N R7E in Meade County. The water is for commercial use at the Fort Welikit Family Campground.

AQUIFER - MINNELUSA (MNLS)

The Minnelusa Formation consists of sand, interbedded sandstone and dolomitic limestone. In the Rapid City area the upper part (200 to 300 feet) of the Minnelusa is usually loosely cemented sand and sandstone and the lower part is interbedded sandstone and dolomitic limestone (Peter, 1985). This upper part is generally the aquifer used by wells in the area. The entire thickness of the Minnelusa ranges from 560 feet to 640 feet in this area (Cattermole, 1969). The Minnelusa contains an estimated 81.48 million acre feet of recoverable water in storage and underlies 2.17 million acres of Meade County (Allen, 1984). The aquifer is areally extensive around the entire Black Hills and is hydraulically connected with the Minnelusa in Pennington County to the south and into Lawrence County to the West. The direction of ground water movement is basically from west to east. The aquifer is confined and under artesian conditions at this site.

The Division of Water Rights monitors 8 Minnelusa Formation observation wells within a 10 mile radius of this application. The closest observation well is PE-84B which is located about 3 miles south of this application. Water levels for this well show the effects of area pumping and climatic conditions. A hydrograph for this well is included with this report. In general, the hydrograph indicates that the aquifer is capable of sustaining additional withdrawals and that the aquifer does recharge (Water Rights, 1994). Specifically the hydrograph illustrates the effects of pumping (most of volume is done in summer months) with recovery during the winter months and the effects of drought and wet years. The drought years of 1987 through 1990 are shown by the overall decline in water levels and the wet year of 1993 illustrates the good recharge to the aquifer.

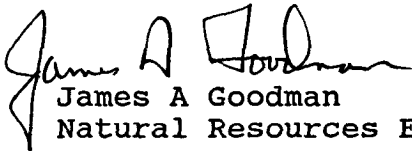
REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are numerous water permits/rights from the Minnelusa Formation in this area. Most of these are for domestic use such as suburban housing or subdivisions. The nearest water permit is 1466-1 which is located about 1/2 mile north of this application. Interference is not expected to be a concern. This diversion rate is relatively small and significant drawdown should not occur. The observation well hydrograph shows that drawdown due to pumping is not large. The major concern is the general overall decline in water levels. However, the recent recovery of water levels due to

recharge seems to indicate that the decline can be mostly attributed to the drought years.

CONCLUSIONS

1. Water is available from the Minnelusa Formation.
2. The Minnelusa is confined and under artesian conditions. Drawdown created by this diversion is not expected to be significant. Interference should not be a concern.
3. The general downward trend in water levels for the Minnelusa is a concern. Nearly all of the water use in the immediate area is domestic. Although pumping in the area is shown by the hydrograph the primary reason for the decline appears to be the lack of recharge caused by drought.
4. The well authorized by this application if approved must be constructed in accordance with SD Well Construction Standards.
5. The waste disposal system for this facility have been approved by Point Source Control.



James A Goodman
Natural Resources Engineer

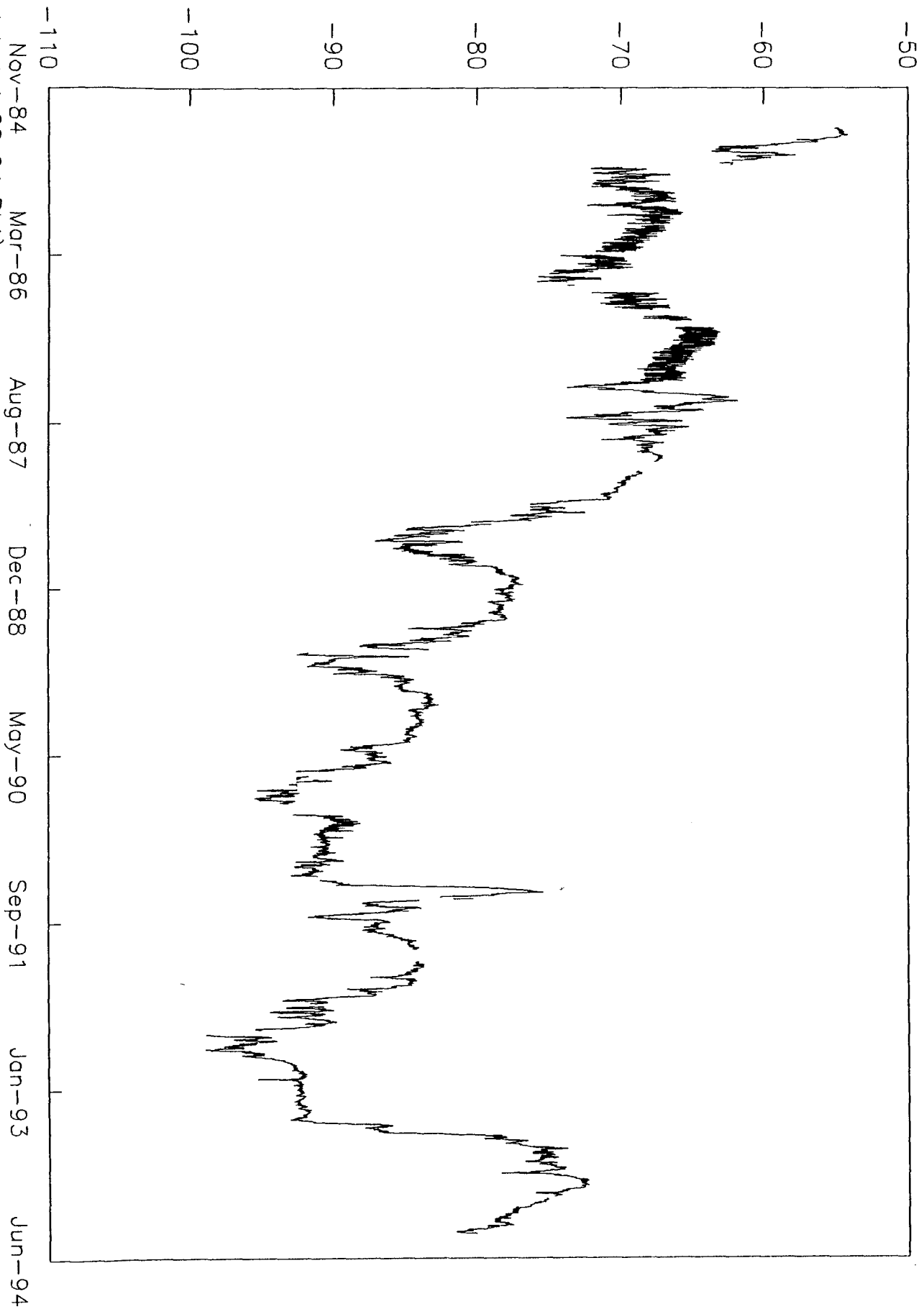
BIBLIOGRAPHY

- Allen, J.C., et al, 1984, Analysis of Groundwater and Streamflow Data Western Dakotas Region of South Dakota, for US Army Corps of Engineers, SD DENR, SDGS, Vermillion, SD, 57069.
- Cattermole, M.J., 1969, Geologic Map of the Rapid City West Quadrangle, USGS, Washington, DC, 20012.
- Peter, K.D., 1985, Availability and Quality of Water From the Bedrock Aquifers in the Rapid City Area, South Dakota, USGS WRI 85-4022, USGS, Rapid City, SD, 57701.
- Water Rights, 1994, Unpublished Observation Well Data for the Minnelusa Formation, SD DENR, Division of Water Rights, Pierre, SD, 57501.

WATER RIGHTS OBSERVATION WELL

PE-84B

WATER LEVEL (feet, t.o.c.)



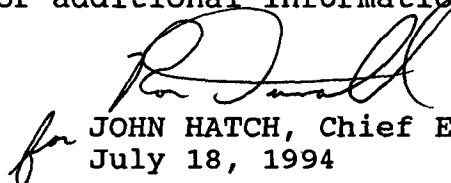
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1603-1, Paul D. LeClair

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Water Permit Application No. 1603-1, Paul D. LeClair, PO Box 8233, Rapid City, SD 57709.

The Chief Engineer is recommending APPROVAL of Application No. 1603-1 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 with the following qualifications:

1. 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.
2. The well authorized by Permit No. 1603-1 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) from the producing formation to the surface pursuant to Section 74:02:04:28.

See report on application for additional information.


JOHN HATCH, Chief Engineer
July 18, 1994



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

July 25, 1994

Paul D. LeClair
PO Box 8233
Rapid City, SD 57709

Dear Mr. LeClair:

Water Permit Application No. 1603-1 for commercial 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 (Ph # 605-347-2503). For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are 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. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 25, 1994

Meade Co. Times-Tribune
Box 69
Sturgis, SD 57785-0069

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 1603-1 to be published twice. Please publish the first notice on August 3, 1994, 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 Paul D. LeClair, PO Box 8233, Rapid City, SD 57709 (Ph # 605-787-7159).

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. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

TO: Eric Gronlund
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 August 3, 1994, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 1603-1 to Appropriate Water

Notice is given that Paul D. LeClair, PO Box 8233, Rapid City, SD 57709 has filed an application for a water permit to appropriate 0.10 cubic feet of water per second (45 gallons per minute) from one well (Minnelusa Formation) 800 feet deep located in the NW 1/4 SE 1/4 (Tract A of Johnson Subdivision) Section 31-T3N-R7E. The water is for commercial use at the Fort Welikit Family Campground.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1603-1 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and chief engineer. The applicant must file a petition if contesting the chief engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by August 22, 1994.

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 the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Division address to request copies of information pertaining to this application. Robert E. Roberts, Secretary, Department of Environment and Natural Resources.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County of Meade) ss

I, Faye D. Pate

certify that the attached printed Notice was
 taken from the Meade County Times-
Tribune
 printed and published in Sturgis

County of Meade and State of
 South Dakota. The notice was published in
 the newspaper on the following two dates:

August 3, 1994

August 10, 1994

Cost of Printing: 39.24

(Signature)

Accountant
 (Title)

August 10, 1994
 (Date Signed)

**Water application****NOTICE OF APPLICATION**
 NO. 1603-1 to**Appropriate Water**

Notice is given that Paul D. LeClair, PO Box 8233, Rapid City, SD 57709 has filed an application for a water permit to appropriate 0.01 cubic feet of water per second (45 gallons per minute) from one well (Minnelusa Formation) 800 feet deep located in the NW 1/4 SE 1/4 Section 31-T3N-R7E. The water is for commercial use at the Fort Welijit Family Campground.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1603-1 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application, or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

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Publ Aug. 3 and 10, 1994
 Meade County Times-Tribune



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 18, 1994

Paul D. LeClair
PO Box 8233
Rapid City SD 57709

Dear Mr. LeClair:

The legal notice of hearing on your Water Permit Application No. 1603-1 published in the Meade County Times Tribune was not correct. The diversion rate of 0.10 cubic feet of water per second was published incorrectly as 0.01 cfs.

As a result of the error, the notice of hearing needs to be re-advertised in the Meade County Times Tribune. The readvertisement is needed to ensure the permit is free from legal problems due to inaccurate public notice. The information needed to readvertise the notice is enclosed. The Water Rights Division will pay the cost of this publication.

We are sorry for any inconvenience this delay may cause. If you have questions, please contact me.

Sincerely,

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

c: Meade County Times Tribune



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 18, 1994

Meade Co. Times-Tribune
Box 69
Sturgis, SD 57785-0069

ATTENTION: Legal Department

Enclosed is a readvertisement of Notice of Hearing on Application No. 1603-1 to be published twice. Please publish the first notice on August 24, 1994, 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 Water Rights Division for the cost of publication.

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. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----
FIRST TRANSMITTAL NOTICE TO: Eric Gronlund
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 August 24, 1994, with the second publication 7 days later.

Readvertisement of NOTICE OF APPLICATION NO. 1603-1 to Appropriate Water

Notice is given that Paul D. LeClair, PO Box 8233 has filed an application for a water permit to appropriate 0.10 cubic feet of water per second (45 gallons per minute) from one well (Minnelusa Formation) 800 feet deep located in the NW 1/4 SE 1/4 (Tract A of Johnson Subdivision) Section 31-T3N-R7E. The water is for commercial use at the Fort Welikit Family Campground.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1603-1 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and chief engineer. The applicant must file a petition if contesting the chief engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by September 12, 1994.

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 the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Division address to request copies of information pertaining to this application. Robert E. Roberts, Secretary, Department of Environment and Natural Resources.

Water application**Readvertisement of
NOTICE OF APPLICATION
NO. 1603-1****to APPROPRIATE WATER**

Notice is hereby given that Paul D. LeClair, PO Box 8233, Rapid City, South Dakota has filed an application for a water permit to appropriate 0.10 cubic feet of water per second (45 gallons per minute) from one well (Minnelusa Formation) 800 feet deep located in the NW 1/4 SE 1/4 (Tract A of Johnson Subdivision) Section 31-T3N-R7E. Water is for commercial use at the Fort Velikit Family Campground.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1603-1 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. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of hearing will be given to the applicant and any person filing a petition.

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Publ Aug. 24 and 31, 1994
Meade County Times-Tribune

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Meade) ss

I, Faye D. Pate

certify that the attached printed Notice was
taken from the _____

Meade County Times-Tribune
printed and published in Sturgis

County of Meade and State of

South Dakota. The notice was published in
the newspaper on the following two dates:

August 24, 1994

August 31, 1994

Cost of Printing: 40.36

(Signature)

Accountant

(Title)

August 31, 1994

(Date Signed)



PAYMENT REQUEST FORM

PAYEE: Allison Publ./MC Times/BH Press
Box 69
Sturgis, SD 57785

FROM: Water Rights Division
523 E. Capitol
Pierre, SD 57501-3181

DESCRIPTION OF SERVICE, PRODUCE OR TRANSFER

Publication of Readvertisement of Notice of Application No. 1603-1
to Appropriate Water.

AMOUNT: \$40.36

FUNDING SOURCE:

GENERAL:

FEDERAL:

COMMENTS:

AUTHORIZATION:

John Hatch

9-8-94

I declare and affirm under the penalties of perjury that this claim is
in all things, true and correct. I further agree to comply with the
provisions of the Civil Rights Act of 1964 and regulations issued
thereunder relating to nondiscrimination in federal assisted programs.



OCT 25 1994

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

Paul D. LeClair
PO Box 8233
Rapid City, SD 57709

Dear Mr. LeClair:

Enclosed is Water Permit No. 1603-1 authorizing construction of your water diversion system and beneficial use of the water, 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,

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.

**NOTICE OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE**Date 11-1-94

TO: Water Rights Division, DENR
523 E. Capitol
Pierre, SD 57501-3181

FROM: PAUL LECLAIR P.O. Box 8233
(name) (address)
Rapid City SD 57709 (605) 787-7159
(city) (state) (zip) (phone)

I have completed the construction of the water diversion system and I have put the water to beneficial use to the maximum extent it is going to be used. I have not exceeded the amounts specified in Water Permit No. 1603-1.

Water Permit No. 1603-1 states that the diversion system is to be constructed by 9-12-99,
(date)
and that the water is put to beneficial use by 9-12-2003.
(date)

The diversion system was completed on 9-15-94.
(date)

Applying the water to beneficial use was completed on 9-15-94.
(date)

You may schedule an inspection so that the Water License may be issued.

Paul Leclair
(signature)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 30, 1996

1603-1

Paul D. LeClair
P.O. Box 8233
Rapid City, SD 57709

Dear Mr. LeClair:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 1603-1, has been completed. Your final water right document, the Water License, can now be issued.

Statutes require a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

Please remit the fee within 30 days to:
Department of Environment & Natural Resources
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181

Sincerely, ,

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

NOTE: On check or money order, please specify your permit number. This will insure proper handling of the fee.

RECEIPT

414811

Division of Water Rights

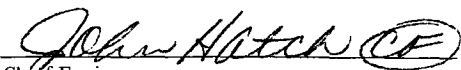
South Dakota Department of Environment and Natural Resources

Pierre, _____ February 22, 19 96

RECEIVED OF Fort Welikit Family Campground (Paul D. LeClair), P.O. Box 8233, Rapid City, SD
the following amount in fees for services rendered as provided for by law: 57709-8233

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. <u>1603-1</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John Hatch 
Chief Engineer

Permit No. 1603-¹~~2~~
Upper Cheyenne River - Water District

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

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

I have this day, September 11, 1995, made a thorough examination of the water use system constructed by Paul D. LeClair of P.O. Box 8233, Rapid City SD 57709 holder of Permit No. 1603-2, bearing the priority of June 21, 1994 authorizing the diversion of 0.10 cu. ft. per second of the waters of Minnelusa Aquifer for commercial purposes, in Meade County.

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

A. Works used to divert the water:

A 3hp, 3 phase motor with a 4-inch Grundfoss pump with 45 gpm capacity

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

PVC pipe

C. Works used to apply water to beneficial use:

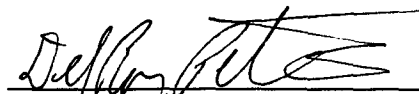
Commercial campground, Main cabin/house.

The system is in the following condition good. The point of diversion is located NW 1/4 SE 1/4 Section 31 T3N-R7E (1650 feet North and 1465 feet west from SE corner of section 31). The works are capable of diverting and conveying to the place of use 0.10 cu. ft. per second of water which is to be used for commercial. Water has been put to beneficial use to the maximum extent as follows:
commercial use for camp ground hook ups and main cabin.

the license should be issued for 0.10 cfs.

Applicable permit qualifications have been complied with: Yes X

Exceptions to compliance are: none Date Report Completed: December 26, 1995



DelRon Peters

Natural Resources Engineer
DENR, Water Rights Program

REPORT ON INSPECTION OF VESTED RIGHT NO. 1603-1

Other permit(s) associated with the project:

DATE OF INSPECTION: September 11, 1995

NAME & ADDRESS OF INSPECTION CONTACT/RELATIONSHIP TO PERMIT HOLDER, IF APPLICABLE:

Paul D. LeClair, owner.

NAME & ADDRESS OF PERMIT HOLDER: Fort Welikit Campground - Paul D. LeClair
PO Box 8233,
Rapid City, SD 57709

DIVERSION POINT LEGAL LOCATION: NW 1/4 SE 1/4 Section 31, T3N-R7E

WELL INFORMATION:

- 1) Well Drilling Firm: Cimmeron
- 2) No. of Wells 1
- 3) Depth(s) 700 feet
- 4) Well log is available Y
- 5) Comment: Minnelusa Aquifer - Static = 170'

Casing:

- 1) Diameter 5 inches
- 2) Length 640 feet
- 3) Type Steel

Pump:

- 1) Make: Grundfoss Pumps
- 2) Model:
- 3) Ser. No.: 79300007
- 3) Size: 4 inch
- 4) Capacity 45 GPM

Motor:

- 1) Make:
- 2) Model No.
- 3) Horsepower rating: Three Phase 3 hp

DISTRIBUTION LINES OR CANALS:

- 1) Type PVC
- 2) Size 4 inch
- 3) Length aprox. 3000 feet

SYSTEM TYPE: Distribution Sytem

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit lands agree with lands being irrigated and lands listed on permit N/A
- 2) Special qualifications to permit being abided by Y
- 3) All structures, wells and lands on map Y

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1603-1

(1) Paul D. LeClair, PO Box 8233, Rapid City SD 57709 made Application No. 1603-1, June 21, 1994 for a water permit to divert 0.10 cubic feet of water per second from groundwater (one well), Meade County, South Dakota for commercial use purposes. Permit No. 1603-1, with a priority date of June 21, 1994 was approved September 12, 1994 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before September 12, 1999 and for the application to beneficial use of said water on or before September 12, 2003.

The permit holder submitted a "*Notice of Completion of Works and Application of Water to Beneficial Use*" on November 2, 1994. The "*Notice*" stated the diversion system was completed on September 15, 1994 and the water placed to beneficial use on September 15, 1994.

(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 0.10 cubic feet of water per second for beneficial use. The location of the diversion point is 1650 feet north and 1465 feet west from the southeast corner of Section 31-T3N-R7E (NW 1/4 SE 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use for campground hookups and the main cabin at the Fort Welikit Family Campground.

(4) Pursuant to South Dakota Water Law 46-5-30.1 Paul D. LeClair, PO Box 8233, Rapid City SD 57709 the holder and/or owner of Water Permit No. 1603-1 is issued a license to appropriate water, the right to use 0.10 cubic feet of water per second from groundwater (one well) with a priority date of June 21, 1994 from the location specified in (2) of this license. The water is utilized for the purpose of commercial use. This license is subject to any limitations or qualifications listed in Water Permit No. 1603-1 and subject to South Dakota State Law.



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

APR 4 1996

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

APR 4 1996

1603-1

Paul D. LeClair
P.O. Box 8233
Rapid City, SD 57709

Dear Mr. LeClair:

Enclosed is Water License No. 1603-1. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 414811 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. 1603-1, 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 Program
(605) 773-3352

ks
enclosures

T3N-R7E SECTION 31

3671

BM 3624

3653

90

14

79

31

3600

36806

Diversion Point

1465' West

ROW

Gravel Road

BM

3571

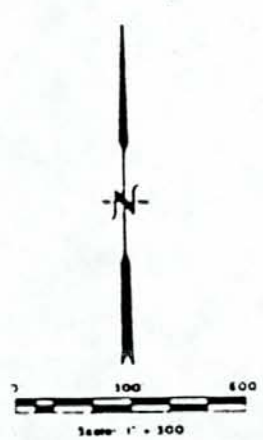
Pit

Delkon ~~Delkon~~
September 11, 1995
Natural Resources Eng.
DNR

CHICAGO

1603-1

PLAT OF TRACT A (REVISED) OF JOHNSON SUBDIVISION
A SUBDIVISION OF THE NW 1/4 SE 1/4 AND THE E 1/4 SE 1/4 OF SECTION 31
TOWNSHIP 3 NORTH, RANGE 7 EAST, BLACK HILLS MERIDIAN
MEADE COUNTY, SOUTH DAKOTA



BASIS OF BEARINGS

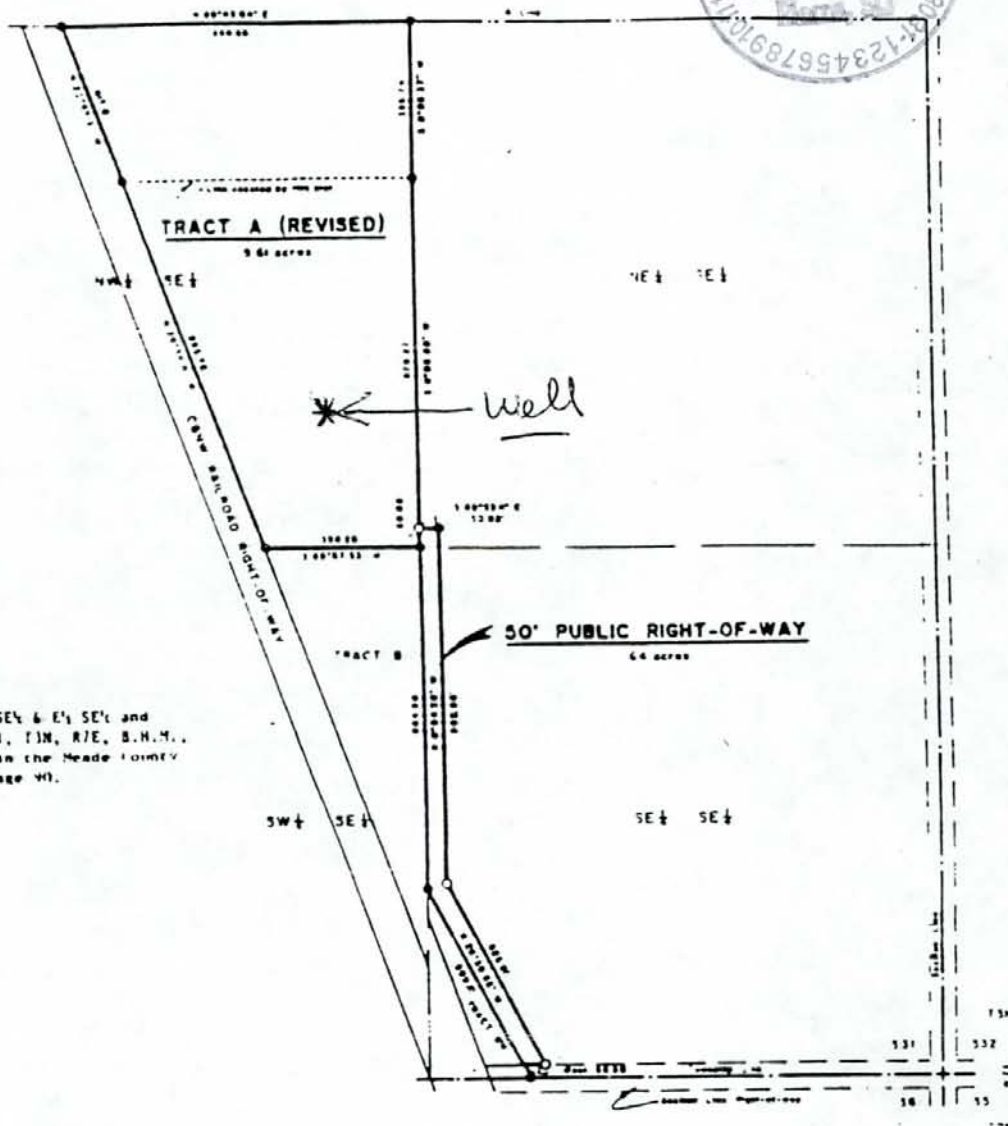
Bearings are referred to the record bearing of the next line of the original Tract A.

LEGEND

- Corner Monument Found
- 2" Aluminum Cap Monument Set

PREVIOUS PLAT TO BE VACATED IN PART:

"Johnson Subdivision, Tract A of NW 1/4 SE 1/4 & E 1/4 SE 1/4 and Tract BW of SE 1/4 SE 1/4. All in Section 31, T3N, R7E, B.H.M., Meade County, South Dakota." recorded in the Meade County Register of Deeds Office in Book 13, Page 40.



CERTIFICATE OF SURVEYOR

Donald L. Egge, Registered Land Surveyor in the State of South Dakota, hereby certifies that at the request of the owners, I have surveyed Tract A (Revised) of Johnson Subdivision, a subdivision of the NW 1/4 SE 1/4 and the E 1/4 SE 1/4 of Section 31, T3N, R7E, B.H.M., Meade County, South Dakota, prior to March 1, 1988, as shown on the within plat, and that the plat is a true and correct representation of the survey.

ACKNOWLEDGMENT OF SURVEYOR

State of South Dakota
County of Meade

On this day of March, 1988, before me, a Notary Public, personally appeared Donald L. Egge known to me to be the person described in the foregoing certificate and acknowledged to me that he signed the same.



CERTIFICATE OF TREASURER

I, M. M. Ovenson, County Treasurer of Meade County, South Dakota, hereby certify that all taxes which are liens upon the within described lands are fully paid according to the records of my office.

Dated this 5 day of April, 1988.

[Signature]
County Treasurer

APPROVAL OF THE COUNTY PLANNING COMMISSION

This plat is approved by the Meade County Planning Commission this 28th day of March, 1988.

[Signature]
Chairman

CERTIFICATE OF OWNERS