

WATER PERMIT NO. 1719-1

Name of Applicant: David & Kathy Driggs, Katmandu Campground

Address: HC 75 Box 502, Sturgis SD 57785

Phone: 605 347-2451

Amount of Water Claimed: 0.1 cfs (45 gpm)

Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: commercial

County: Meade

Type of Waste Disposal System:

Location: 3 miles southeast of Sturgis

PRIORITY

Date Received: 4-21-2000

Fee: \$50

Corrected Application Received::

Period of Annual Use: June 1 – September 30

Remarks:

Diversion Point: S ½ SW ¼ Sec 25-T5N-R5E

Land to be Irrigated: NA

Depth of Well: approximately 700 feet deep

Well Driller: : Cimarron Drilling

Remarks:

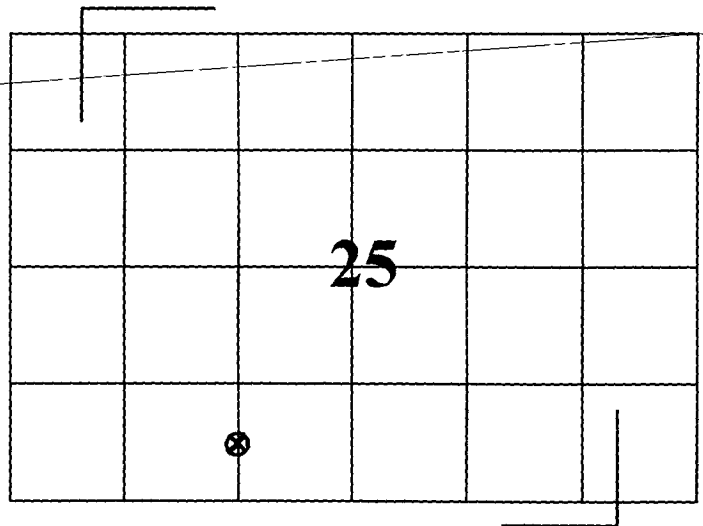
Type of Map: plat

Prepared by: Rick Bush, RLS

Reviewed and the Number Assigned on: 5-1-2000

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



**SOUTH DAKOTA
WATER PERMIT NO. 1719-1**

Date of first receipt of application April 21, 2000.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 1719-1 to David & Kathy Driggs, HC 75 Box 502, Sturgis SD 57785 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. 1719-1 appropriates 0.1 cubic feet of water per second (45 gallons per minute) from one well approximately 700 feet deep (Minnelusa Aquifer) located in the S $\frac{1}{2}$ SW $\frac{1}{4}$ (Lot A2 of Pleasant Valley Subdivision) Section 25-T5N-R5E for domestic use and commercial use at the Katmandu Campground.
2. The water appropriated shall be used for the purpose of domestic and commercial use and may not exceed the amount of water needed for beneficial use.
3. The water is to be used during the following described annual period: January 1 – December 31 (domestic use) June 1 – September 30 (commercial use).
4. The date of approval of Permit No. 1719-1 is June 26, 2000.
5. The date from which applicant may claim right is April 21, 2000.
6. One-fifth of the construction is to be completed on or before December 26, 2002.
7. All construction is to be completed on or before June 26, 2005.
8. ~~Water is to be put to beneficial use on or before June 26, 2009.~~
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATION

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.

WATER MANAGEMENT BOARD

By: Garland Erbele
Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

AUG 02 2000

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. 1719-1 Hydrologic Unit 10120202
Basin Belle Fourche River
Newspaper Meade Co. Times-Tribune, Sturgis, SD
(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 David & Kathy Driggs "Katmandu Campground"
(check one) ☒ Owner ☐ Tenant/lessee Phone 605-347-2451
Mailing Address HC 75 Box 502 Sturgis State SD 57785
(Street, RR, or Box) (City) (Zip Code)
2. Amount of water claimed 0.1 *CFS or 4.5 **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 New well #1 Minnelusa aquifer
4. Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) Lot A2 of Pleasant
Valley Subdivision, located in the S1/2 of SW1/4 of Sect. 25
T5N R.5E., of B.H.M. County Meade
5. County or counties where water will be used Meade
6. Annual period during which water is to be used Domestic year round campground July
(Jan 1 - Dec 31) (June 1 - Sept. 30)
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)

Rally Campground, shower house -
36 RV sites (5 full 31 elect.-water)

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, Kathy Driggs, 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 Kathy Driggs

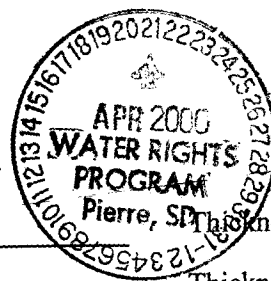
Subscribed and sworn to before me this 18th day of April 2000

Jenna Benesgrar
Notary Public

My Commission Expires
April 8, 2006

Supplemental Information

(type or print in ink)



1. Well Information - Proposed Construction

- a) Drill Hole Diameter 7 7/8 in. Depth appr. 700 ft
- b) Casing Type New steel Diameter 5 1/2 in. Thickness .125 wall
- c) Screen Type NA Diameter _____ Thickness _____
- d) Gravel Pack NA Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material appr. 650
- f) Depth to Water (ground surface to water level) ?
- g) Distance to nearest existing domestic well:
 On applicants property 200 ft. Minnekata F.M. On property owned by others 250 ft.

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) See Rich Hanson
- b) System Capacity (gallons) _____ Year Constructed _____
- c) Connected to the City of _____ Sanitary System _____

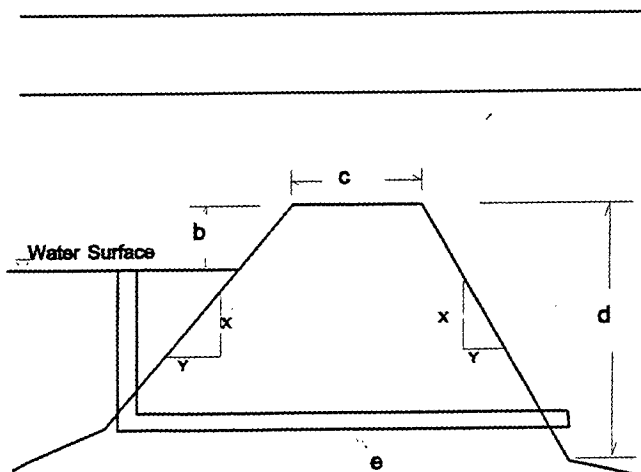
3. Dugout Information

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

4. 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

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

N^o 416482

Pierre, _____ April 21, 2000

RECEIVED OF David & Mary Dittigs (Katmandu Campground), HC 75, Box 502, Sturgis, SD 57785
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>1719-1</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. <u>1719-1</u> _____	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	100 00

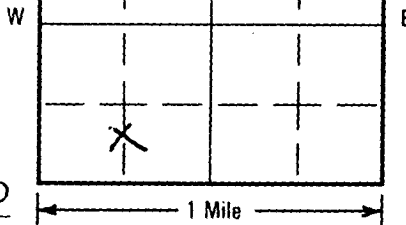
By Harland Erbe
Chief Engineer

SOUTH DAKOTA WATER WELL COMPLETION REPORT

1719-1
07-92

Location S 1/2 SW 1/4 Sec 25 Twp 5-N Rg 5-E
County Meade

Please mark well location with an "X"



Well Completion Date

6-09-2000

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
<u>21</u> LB/FT	<u>7</u> IN	<u>0</u> FT	<u>425</u> FT	<u>8 3/4</u> IN
<u>15.5</u> LB/FT	<u>5</u> IN	<u>405</u> FT	<u>630</u> FT	<u>6 1/4</u> IN
____ LB/FT	____ IN	____ FT	____ FT	____ IN

GROUTING DATA

Grout Type Portland Cement No. of Sacks 40 Grout Weight 9416 lb./gal 630 up to 300 ft.
Bentonite 15 3/8" 300 ft. 425 ft.
Describe grouting procedure Pressure Grout with Tremie pipe from Bentonite chips to surface

SCREEN: ☐ Perforated pipe ☐ Manufactured

Diameter _____ IN Length _____ FEET

Material _____

Slot Size _____ Set From _____ Feet to _____ Feet

Other information Pumped 15 bags of Bentonite gel & Polymer before cement.

WAS A PACKER OR SEAL USED? ☒ YES ☐ NO

If so, what material? Neoprene

Describe packer(s) and location? 2@ 410' AND 2@ 630'

DISINFECTION: Was well disinfected upon completion?

YES, How: Chlorine

NO, Why Not? Pellets

Laboratory sent to for water quality analysis

Well Owner: DAVE & KATHY DRIGGS
Business Name: KATMANDUL CAMPGROUND
Address: HC 75 Box 502
Sturgis, S.D. 57785

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
<u>SPEARFISH (Blind)</u>	<u>0'</u>	<u>205'</u>
<u>MUNNEKATA (Blind)</u>	<u>205'</u>	<u>255'</u>
<u>Opeche (Blind)</u>	<u>255'</u>	<u>400'</u>
<u>Reddish Sand & Stone</u>	<u>400'</u>	<u>430'</u>
<u>Red SHALE</u>	<u>430'</u>	<u>490'</u>
<u>Red, Pink & White SAND & Stone</u>	<u>490'</u>	<u>700'</u>
<u>(MUNNEKATA FM)</u>		

STATIC WATER LEVEL 370 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:

☐ Pumped Describe: Air-Developed
☐ Bailed
☒ Other
Pumping Level Below Land Surface
520 ft. After 2 Hrs. 25 GPM
700 ft. After 2 Hrs. 50 GPM
If pump installed, pump rate 40 GPM

REMARKS

This well was drilled under license # 568

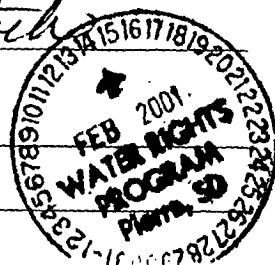
And this report is true and accurate.

Drilling firm CIMARRON Drilling Inc.

Signature of License Representative: Michael J. Deutch

Signature of Well Owner or Equitable Property Holder: _____

Date: _____



OWNER to Complete

APR 2000
WATER RIGHTS
PROGRAM
Pierre, SD
8901213141516171819202122232425262728293031323334353637383940414243444546474849505152535455565758596061626364656667686970717273747576777879808182838485868788899091929394959697989900

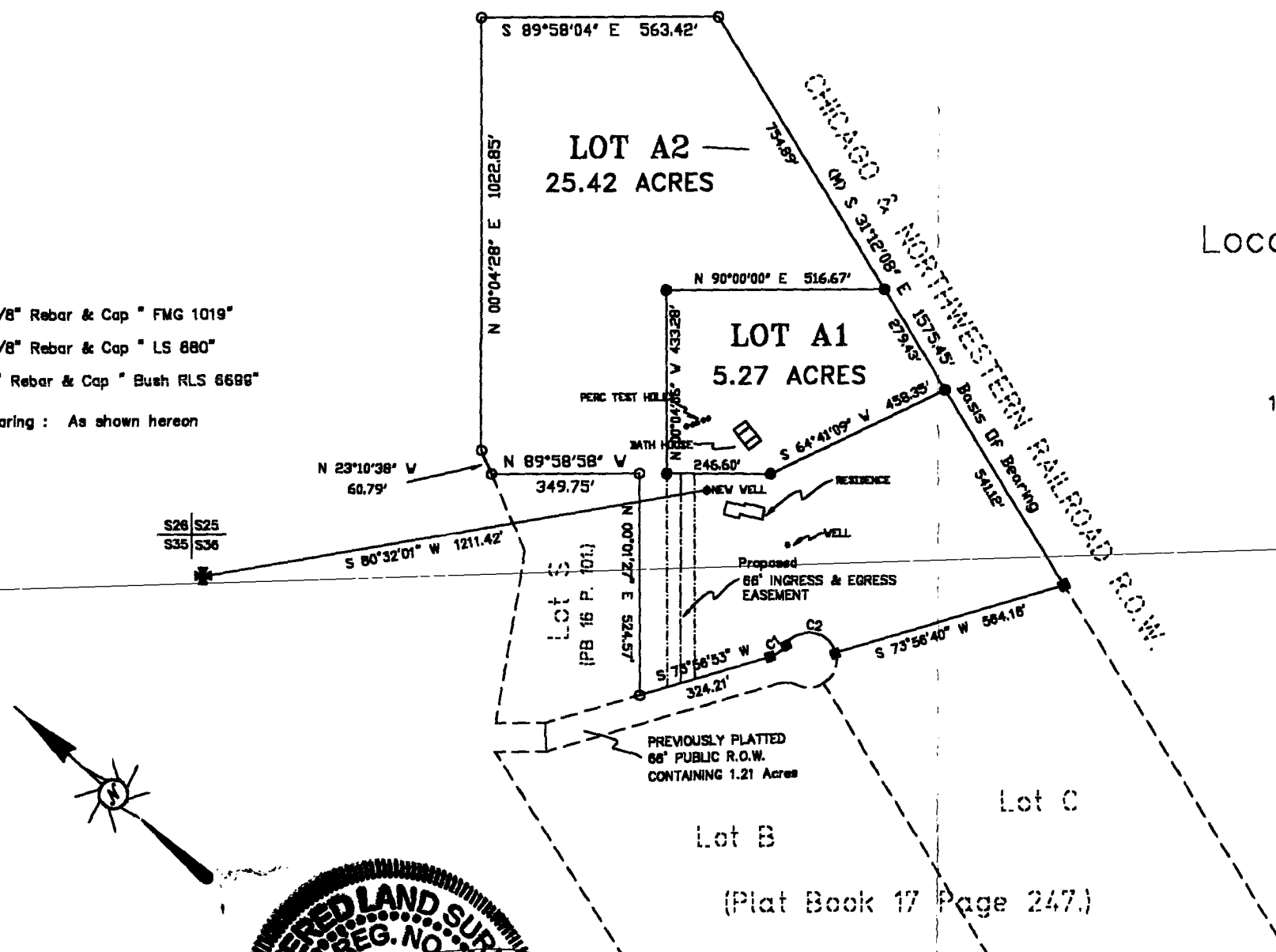
SITE SURVEY OF LOTS A1 AND A2 OF PLEASANT VALLEY SUBDIVISION

Formerly Lot A, Pleasant Valley Subdivision, Located in the S1/2 SW1/4 of Section 25,
NW1/4 NE1/4 of Section 36, T.5N., R.5E., B.H.M.,
MEADE COUNTY, SOUTH DAKOTA.

Legend

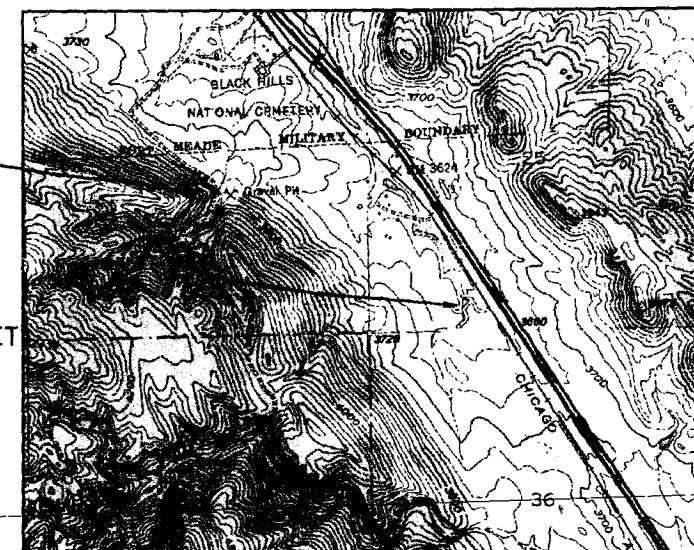
- Found 5/8" Rebar & Cap " FMG 1019"
- Found 5/8" Rebar & Cap " LS 880"
- Set 5/8" Rebar & Cap " Bush RLS 6698"

Basis Of Bearing : As shown hereon



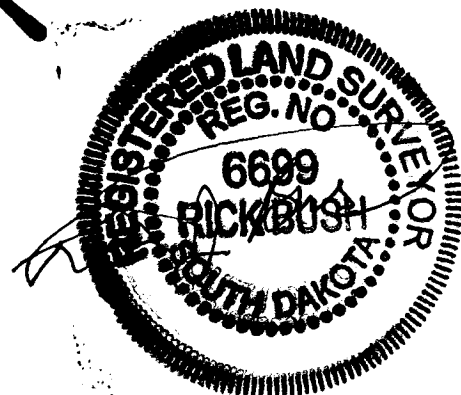
Location

1" = 300 FEET



Owners:

David P. Driggs and Mary K. Driggs
HC 75 Box 502
Sturgis, SD 57785





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

April 20, 2000

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, you are authorized to construct a test well for Katmandu Campground, David and Kathy Driggs, HC75 Box 502, Strurgis SD, prior to approval of a water permit. The test well is to be completed into the Minnelusa Aquifer in the S½ SW¼ Section 25, T5N-R5E. 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,

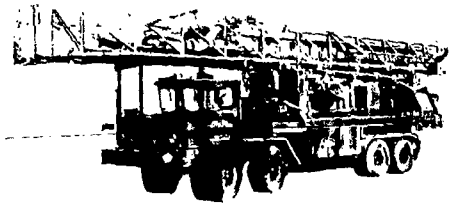
JAMES A. GOODMAN, P.E.
Natural Resources Engineer
for GARLAND ERBLE, Chief Engineer
Water Rights Program
(605) 773-3352

CIMARRON DRILLINGWATER WELLS - TEST HOLES - CATHODIC - PUMPS
PUMP SERVICE - SHALLOW PRODUCTION

9017 S. RIDGE TRAIL

STURGIS, SD 57785

605-347-3071



Gentlemen:

I Request permission to
drill a Test well into the
Minnehaha Aquifer, Approximately
700'-800' for KATMANDU Campground,
David & Kathy Driggs, HC 75 Box 502, ^{Sturgis S.D.}

This well will be located on lot A2
of Pleasant Valley Subdivision, located in
the S $\frac{1}{2}$ of SW $\frac{1}{4}$ of S.-25-T-5-N, R5-E
of the BHM, Meade Cty S.D.

This well will be used primarily
for Shower House & RV. Hookups during
Motorcycle Rally in August.

Respectfully submitted
Michael J. Decker
Cimarron Drilling Inc.

Water Rights Program - DENR
Conversation File Documentation

NAME OF PERSON OR FILE: Water Permit Application No. 1719-1, David & Kathy Driggs

ADDRESS: COUNTY: Meade

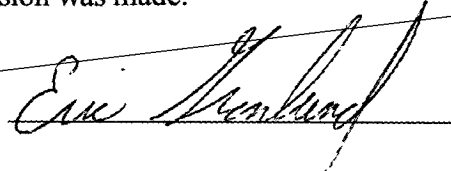
DATE: May 1, 2000 TELEPHONE: 605 347-2451

RE: call regarding their application

COMMENTS:

I contacted David Driggs regarding the well(s) included on their application for a water permit. I stated that the submitted map shows a well located southeast of their residence. I asked if that well would be used in anyway for the campground. Mr. Driggs stated that well has been used for the residence only and would not be used for the campground. He indicated the new well would serve the campground and likely be connected into the residence also. The older well would be used just for lawn watering around the house.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: 

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1719-1, Katmandu Campground**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Permit Application No. 1719-1, Katmandu Campground, c/o David and Kathy Driggs, HC 75 Box 8, Sturgis, SD 57785.

The Chief Engineer is recommending APPROVAL of Application No. 1719-1 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) it is in the public interest with the following qualification:

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.

See report on application for additional information.



Garland Erbele, Chief Engineer
May 31, 2000

WATER PERMIT APPLICATION NO. 1719-1
DAVID AND KATHY DRIGGS
KATMANDU CAMPGROUND
MAY 12, 2000

Water Permit Application No. 1719-1 proposes to appropriate 0.10 cubic feet of water per second (45 gallons per minute) from one well (Minnelusa formation) approximately 700 feet deep located in the S½ SW¼ (Lot A2 of Pleasant Valley Subdivision) Section 25, T5N-R5E. The water is for domestic use and commercial use at the Katmandu Campground.

AQUIFER: Minnelusa Aquifer (MNLS)

GENERAL:

The Minnelusa aquifer is an assemblage of alternating beds of sandstone and dolomitic limestone with lesser amounts of red and black shale and chert approximately 500 feet thick in this area (Carter, 1999_a, Carter, 1999_b). Because the lithology of the Minnelusa is so variable, the porosity of the formation is also variable and difficult to determine. Well sorted sand lenses have porosity's approaching 25%, but generally the sands have porosity's of 10%. The average porosity of the Minnelusa is estimated to be 10% and the effective porosity is assumed to be 5% (Rahn, 1979). The Minnelusa formation underlies approximately 2,172,800 acres of Meade County and contains an estimated 81,480,000 acre-feet of recoverable water in storage (Allen, 1984). The aquifer is areally extensive around the Black Hills and is hydraulically connected into the counties surrounding Meade County. Ground water movement is probably toward the north and east. There is no aquifer-test data available for the Minnelusa aquifer at this site; therefore, the aquifer transmissivity and storage coefficient values are unknown. Estimates from regional studies of the aquifer indicate the aquifer transmissivity may range from 30 to 1000 ft²/d, and the storage coefficient ranges from 6.6×10^{-5} to 2×10^{-4} (Kyllonen, 1987). The top of the Minnelusa is estimated to be approximately 150 feet below ground surface at this well site (Carter, 1999_a). The static water level of this well is expected to be approximately 500 feet below grade at this site (Kyllonen, 1987)

WATER AVAILABILITY:

The Water Rights Program monitors 23 observation wells completed into the Minnelusa aquifer in the Black Hills area (Water Rights, 2000_a). Water Rights Observation Well MD-84B is located approximately 4½ miles south of this well site. The hydrograph for the well (see figure 1), is fairly typical for the Minnelusa aquifer. That is, the water levels reach their peak in the early summer each year and gradually decline until spring. The majority of the recharge to the system occurs between March and July.

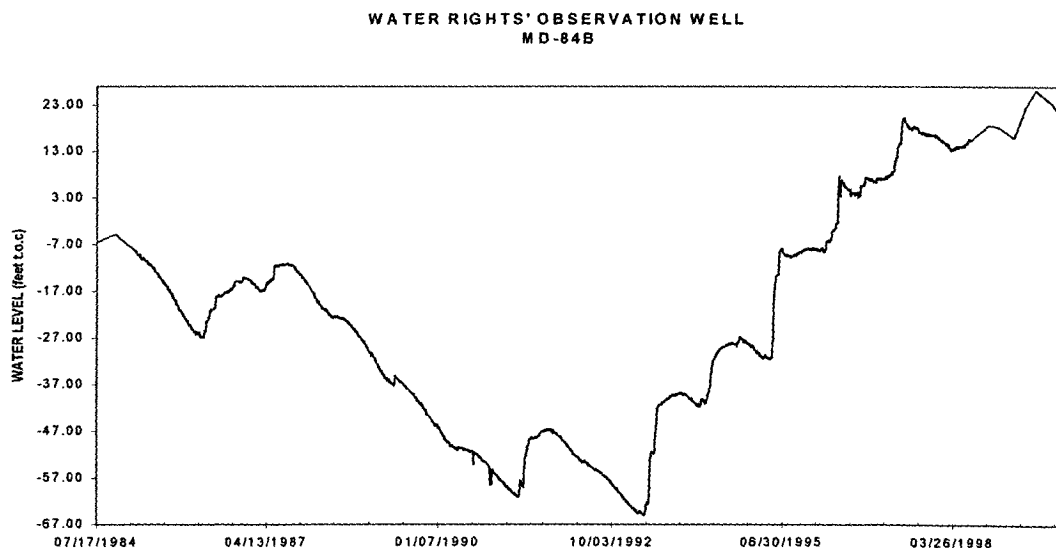


Figure 1, Minnelusa aquifer Observation Well, four and one half miles south of 1719-1

The hydrograph also shows the magnitude of fluctuation in the water levels in the area (>90') with the lowest water level on record occurring in 1993 and the highest occurring in 1999. It is interesting to note on this hydrograph two brief periods in November 1990 when 3-5' of drawdown was measured on this well while the Minnelusa was essentially "being pumped" while drilling a Madison Observation well approximately 20' away.

It is obvious from the hydrographs that withdrawals have not exceeded recharge for the period of record (Water Rights, 2000_a). The observation well data suggests that at the existing level of development, the aquifer is capable of sustaining additional withdrawals.

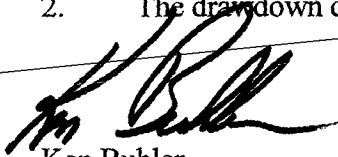
AFFECTS ON EXISTING RIGHTS:

There are 164 Water Rights/Permits that appropriate water from the aquifer in South Dakota (Water Rights, 2000_b). There are 49 permits/rights appropriating water from the Minnelusa aquifer in Meade County (Water Rights, 2000_b), where the aquifer is used primarily for suburban housing development, commercial, municipal and irrigation use. There are a number of domestic wells completed into the Minnelusa aquifer on file with the Water Rights Program (Water Rights, 2000_c).

The nearest Water Rights appropriating water from the Minnelusa aquifer belong to Blucksberg Mountain Estates. Blucksberg well No. 1 (Water Right No. 1188-1) is located approximately 1350 feet north east of this well site and Blucksberg well No. 3 (Water Right No. 1609-1) is located approximately 1900 feet east of this well site. Any well interference this proposed use would have on this or other water rights/permits is not expected to be adverse due to the distance between wells, and the relatively low diversion rate requested by this application.

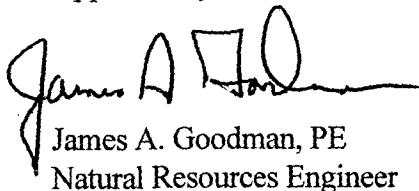
CONCLUSIONS:

1. The Minnelusa aquifer is a viable aquifer in this area, and water is available for this appropriation.
2. The drawdown due to this diversion is not expected to adversely affect adequate wells in the area.



Ken Buhler
Natural Resources Engineer

Approved by



James A. Goodman, PE
Natural Resources Engineer

REFERENCES:

- Allen, J.C., D.Iles, A.Petres, 1984, Analysis of Groundwater and Streamflow Data, Western Dakotas Region of South Dakota, Task 3 & 4: Groundwater Resources Inventory, US Army Corps of Engineers Contract DAWC 45-82-C-015, SD DENR-Division of Geological Survey, Vermillion SD
- Carter, J.M., J. Redden, 1999_a, Altitude of the Top of the Minnelusa Formation in the Black Hills Area, South Dakota, Hydrologic Investigations Atlas HA-744-C, U.S. Geological Survey
- Carter, J.M., J. Redden, 1999_b, Altitude of the Top of the Madison Limestone in the Black Hills Area, South Dakota, Hydrologic Investigations Atlas HA-744-D, U.S. Geological Survey
- Kyllonen, D.P., K. Peter, 1987, GeoHydrology and Water Quality of the Inyan Kara, Minnelusa, and Madison Aquifers of the Northern Black Hills, South Dakota and Wyoming, and Bear Lodge Mountains, Wyoming, U.S. Geological Survey, Water Resources Investigations Report 86-4158, Rapid City, SD
- Rahn, P.H., 1979, Ground Water Resources of Western South Dakota, US Army Corps of Engineers, Draft Report-Final
- Water Rights Program, 2000_a, "Observation Well Files" DENR-Water Rights Program, Joe Foss Building, Pierre, SD
- Water Rights Program, 2000_b, "Water Permit Files" DENR-Water Rights Program, Joe Foss Building, Pierre, SD
- Water Rights Program, 2000_c, "Domestic Well Log Files" DENR-Water Rights Program, Joe Foss Building, Pierre, SD



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

May 31, 2000

David & Kathy Driggs
Katmandu Campground
HC 75, Box 502
Sturgis, SD 57785

Dear Mr. and Ms. Driggs:

Water Permit Application No. 1719-1 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 57501-3182
www.state.sd.us/denr

May 31, 2000

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

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 1719-1 to Appropriate Water to be published twice. Please publish the first notice on June 7, 2000, 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'S are David & Kathy Driggs, Katmandu Campground, HC 75, Box 502, Sturgis, SD 57785 (Ph # (605) 347-2451).

Please send the Water Rights Program the first publication immediately. The publication is checked for accuracy so any corrections can be made in the second publication. You may use the form below or fax a copy of the first publication. Any fax should be sent to the attention of Karen Schlaak at (605) 773-4068. Publication errors can invalidate the public notice.

After the second publication, **please send us an affidavit or use the enclosed Proof of Publication form.** The applicant pays the cost of publication, but the Water Rights Program records require an affidavit or Proof of Publication. Delays in receiving the affidavit can be costly to the applicant.

Sincerely,

Eric Gronlund
Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CU T HERE-----

No. 1719-1

TO: Eric Gronlund
Water Rights Program
Joe Foss Building
Pierre SD 57501-3181

Date _____
We are in receipt of your letter of May 31, 2000, enclosing Notice of Hearing to Appropriate Water by Application No. 1719-1 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 June 7, 2000, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 1719-1 to Appropriate Water

Notice is given that David & Kathy Driggs, HC 75 Box 502, Sturgis SD 57785 have filed an application for a water permit to appropriate 0.1 cubic feet of water per second (45 gallons per minute) from one well approximately 700 feet deep (Minnelusa Aquifer) located in the S $\frac{1}{2}$ SW $\frac{1}{4}$ (Lot A2 of Pleasant Valley Subdivision) Section 25-T5N-R5E for domestic use and commercial use at the Katmandu Campground.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1719-1 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 Program, 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 June 26, 2000.

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 Program address to request copies of information pertaining to this application. Nettie H. Myers, Secretary, Department of Environment and Natural Resources.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Meade) SS

I, Joan M. Lewis

certify that the attached printed Notice was taken

from the Meade County Times

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:

June 7, 2000
June 14, 2000

Cost of Printing \$26.98

Joan M. Lewis
(Signature)

Bookkeeper
(Title)

6/23/00
(Date Signed)



Water application

NOTICE OF APPLICATION

NO. 1719-1 to Appropriate Water

Notice is given that David & Kathy Driggs, HC 75 Box 502, Sturgis SD 57785 have filed an application for a water permit to appropriate 0.1 cubic feet of water per second (45 gallons per minute) from one well approximately 700 feet deep (Minnelusa Aquifer) located in the S 1/2 SW 1/4 (Lot A2 of Pleasant Valley Subdivision) Section 25-T5N-R5E for domestic use and commercial use at the Katmandu Campground.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1719-1 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 June 7 and 14, 2000
Meade County Times-Tribune



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

AUG 02 2000

David & Kathy Driggs
HC 75, Box 502
Sturgis, SD 57785

Dear Mr. and Ms. Driggs:

Enclosed is Water Permit No. 1719-1 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Form 10, *Notice of Completion of Works and Application of Water to Beneficial Use*, is enclosed. Please return this completed form after you have finished the system and have put the water to beneficial use. An investigation can then be scheduled so the water license may be issued, thus completing the acquisition of a water right.

An informational sheet *Common Water Right Questions?* is also enclosed. This sheet is intended to answer some of the questions associated with obtaining and keeping a water right.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

Permit No. 1719-1
Belle Fourche 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, May 15, 2003, made a thorough examination of the water use system constructed by David & Kathy Driggs of 21006 Pleasant Valley Drive, Sturgis SD 57785 holder of Permit No. 1719-1, bearing the priority of April 21, 2000 authorizing the diversion of 0.10 cu. ft. per second of the waters of ground water (Minnelusa formation) for domestic and commercial purposes, in Meade County.

Inspection contact & relationship to permit holder, if applicable: **David Driggs**

A. Works used to divert the water:

Well Information:

- 1) Well Drilling Firm: Cimarron Drilling
- 2) No. of Wells 1
- 3) Depth(s) 700 feet
- 4) Well log is available Y

Casing:

- 1) Diameter 5 & 7 inches
- 2) Length 630 feet
- 3) Type Steel

Screen:

- 1) Type open hole
- 2) Length 70 feet
- 3) Static water level 370 feet

Motor/Pump:

- 1) Make submersible
- 2) Model 3 phase
- 3) Capacity 45 GPM

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

Water is chlorinated and delivered to a 1,000 gallon storage tank for distribution to 85 hookups – sanitary and potable water uses.

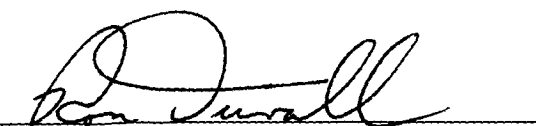
C. Compliance with Permit Requirements:

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

The system is in good condition with the point of diversion located as follows: Well: 200 feet N and 1,100 feet E from the SW corner section 25-T5N-R5E (SW¼SW¼ -- Latitude 44.35929, Longitude -103.46492). 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 domestic and commercial purposes. Water has been put to beneficial use to the maximum extent and the license should be issued for 0.10 cfs.

All structures, wells and lands on map Y

Comments or other permit(s) associated with the project: none



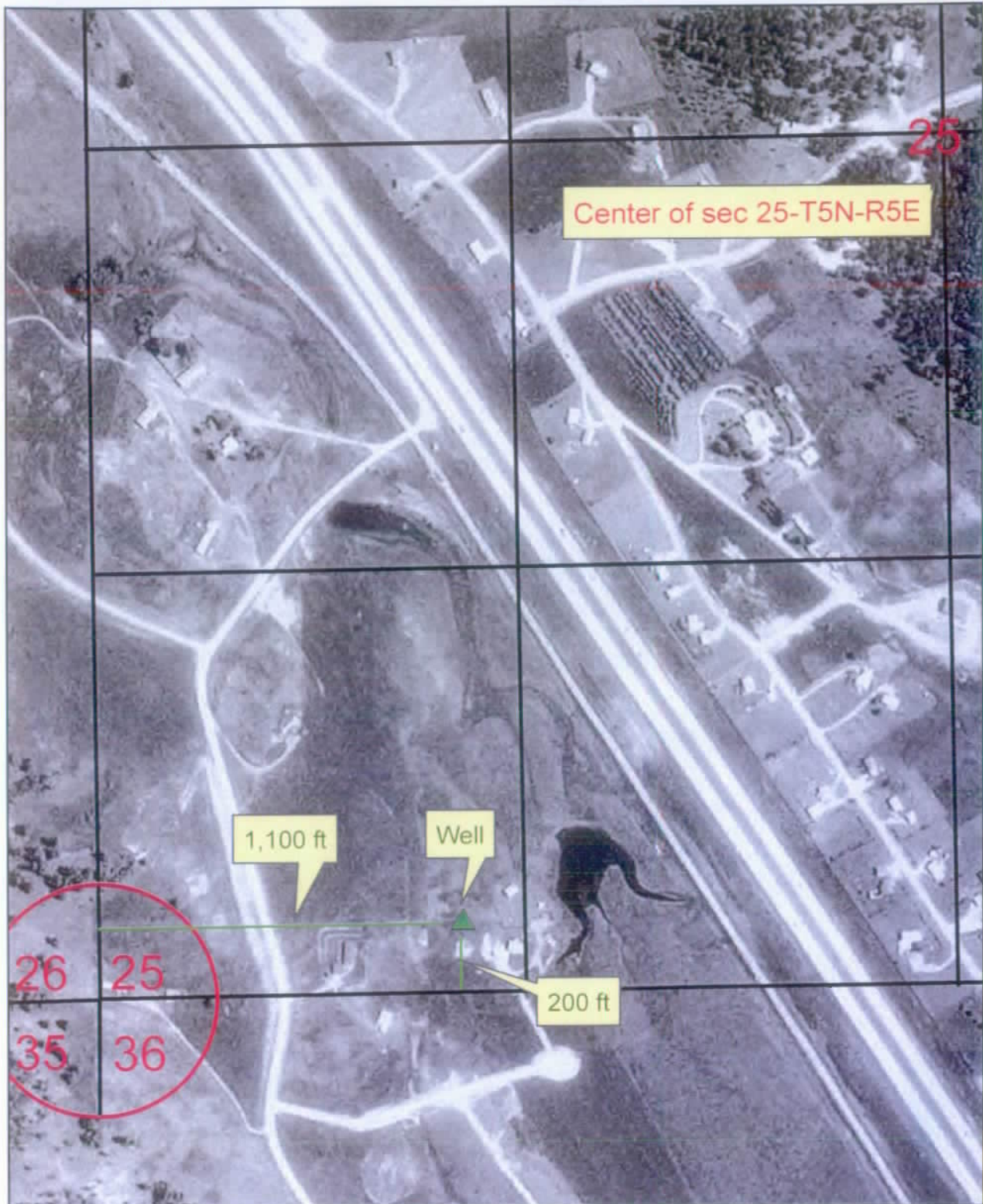
Ron Duvall
Natural Resources Engineer
DENR, Water Rights Program

Date report completed: September 25, 2003

Scale: 1 inch equals 462 feet

650

Feet



South Dakota
Department of Environment
& Natural Resources
Water Rights

Completed by:

Ron Duvall, Natural Resources Engineer
Water Rights Program

Diversion point(s) located using GeoExplorer II GPS

Date: Sept 25, 2003

Water Right No. 1719-1

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1719-1

(1) David & Kathy Driggs, 21006 Pleasant Valley Dr, Sturgis SD 57785 made Application No. 1719-1, April 21, 2000 for a water permit to divert 0.10 cubic feet of water per second (45 gallons per minute) from ground water – one well (Minnelusa Formation), Meade County, South Dakota for domestic and commercial purposes. Permit No. 1719-1, with a priority date of April 21, 2000 was approved June 26, 2000 and issued to the applicants for diversion of water with construction of the described water supply system to be completed on or before June 26, 2005 and for the application to beneficial use of water on or before June 26, 2009.

(2) The water supply system has been completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Codified Law 46-5-30.1, David & Kathy Driggs the holders and/or owners of Water Right No. 1719-1 are issued a license, bearing a priority date of April 21, 2000 to appropriate 0.10 cubic feet of water per second (45 gallons per minute) from ground water – one well (Minnelusa Formation) for domestic and commercial purposes at the Katmandu Campground.

The diversion point is located as follows:

- ~~200 feet north and 1,100 feet east of the SW corner of Section 25, T5N, R5E (SW ¼ SW ¼).~~

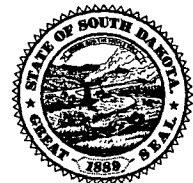
(3) This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Permit No. 1719-1 including the following qualification:

- 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.

Garland Erbele
Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

OCT 10 2003

date





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

OCT 10 2003

1719-1

David & Kathy Driggs
21006 Pleasant Valley Drive
Sturgis SD 57785

Dear Mr. & Mrs. Driggs:

Enclosed is Water License No. 1719-1. This is the final water right document completing your process of obtaining a Water Right. Also included with your license is a map prepared by the staff engineer who conducted the investigation.

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. 1719-1, 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.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

RECEIVED

MAY 22 2015

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1719-1
Date: May 7, 2015

I/We request that Water Right No. 1719-1

formerly owned by: David & Kathy Driggs

be transferred to: (name & address) Katmandu Enterprises, LLC
239 County Road 640
Dayton, Texas 77535 Telephone No. (605) 347-2451

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

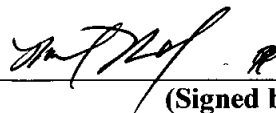
Well location: SW ¼ SW ¼ Section 25, T5N, R5E

I/We understand that the validity of Water Right No. 1719-1 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 Fifty Dollars (\$50.00) 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 Michael Russell, 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.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 5/22, 20 15

RECEIVED OF Katmandu Ent. LLC 239 County Rd 640 Dayton Tx 77535

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	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 <u>1719-1</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	50 00

No. **07412**

By 
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

May 26, 2015

1719-1

Michael Russell
Katmandu Enterprises LLC
239 County Rd 640
Dayton TX 77535

Dear Mr. Russell:

I am writing to acknowledge receipt of the transfer form and filing fee submitted for changing ownership on Water Right No. 1719-1.

The ownership change has been completed. Water Right No. 1719-1 formerly held by David and Kathy Driggs is now listed in the name of Katmandu Enterprises LLC.

Enclosed for your records is Receipt No. 07412 in the amount of \$50 which you paid for filing the ownership change. If I can answer any questions for you, please give me a call.

Sincerely,

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

enclosure