

WATER PERMIT NO. 1810-1

Name of Applicant: Wilder Elk Ranch

Address: HC 64 Box 10, Timber Lake SD 57656

Phone: 605 865-3433

Amount of Water Claimed: 0.044 cfs

Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: commercial & livestock

County: Dewey

Type of Waste Disposal System:

Location: 9 miles south of Timber Lake

PRIORITY Date Received: 11-20-03

Application/License Fee: \$100

Corrected Application Received: 12-1-03

Period of Annual Use: January 1 – December 12

Remarks: for hunting lodge and livestock water

Diversion Point: SW ¼ NW ¼ Sec 9-T16N-R25E

Land to be Irrigated: NA

Depth of Well: 91 feet

Well Driller: : Greggs Drilling & Excavating

Remarks:

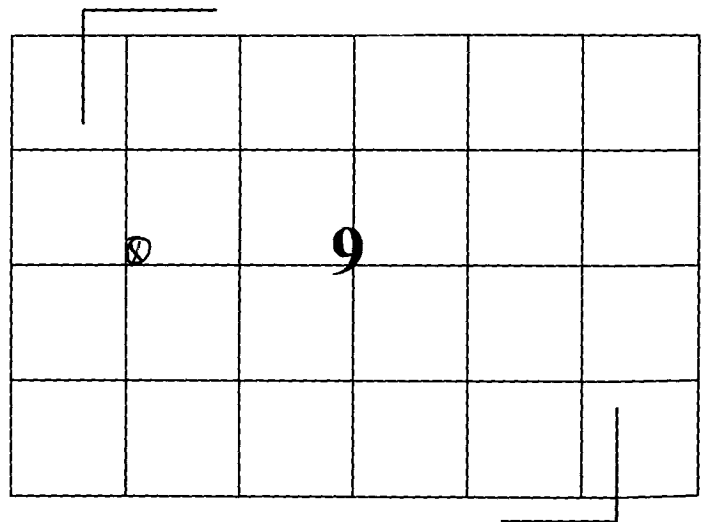
Type of Map: aerial

Prepared by: Jill Keller, FSA

Reviewed and the Number Assigned on: 12-2-03

By: Karen Schlaak

Notice of Hearing - date to intervene: _____



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

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>1810-1</u>	(office use only) Hydrologic Unit <u>10130306</u>
	Basin <u>Moreau River</u>	
	Newspaper <u>Timber Lake Topic</u>	

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NOV 20 2003

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

Check use(s) of water:

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

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.) _____

- Name of Applicant Wilder Elk Ranch Phone 605-865-3433
(check one) ☒ Owner ☐ Tenant/lessee
Mailing Address HC 64 Box 10 Timber Lake State SD 57656
(Street, RR, or Box and City) (Zip Code)
- Amount of water claimed 0.044 *CFS or 20 **GPM ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (**Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply Ground water
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) S2NW4 S9 T-16 R-25
(SW 1/4 NW 1/4)
County Dewey
- County or counties where water will be used Dewey
- Annual period during which water is to be used Jan 1 - Dec 31
- 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)

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WATER RIGHTS
PROGRAM

STATE OF SOUTH DAKOTA)

County of Dewey SS

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)

I, David Tatum, 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.

Applicant's signature David Tatum

Subscribed and sworn to before me this 10th day of November 20 03

Jim Keller
Notary Public signature

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NOV 20 2003

**SOUTH DAKOTA
WATER PERMIT NO. 1810-1**

Date of first receipt of application November 20, 2003.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 1810-1 to Wilder Elk Ranch, c/o David Tatum, HC 64 Box 10, Timber Lake SD 57656 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. 1810-1 appropriates 0.044 cubic feet of water per second from one well (Fox Hills Formation) 91 feet deep located in the SW 1/4 NW 1/4 Section 9-T16N-R25E.
2. The water appropriated shall be used for the purpose of commercial use at a hunting lodge and livestock water 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.
4. The date of approval of Permit No. 1810-1 is February 2, 2004.
5. The date from which applicant may claim right is November 20, 2003.
6. One-fifth of the construction is to be completed on or before August 2, 2006.
7. All construction is to be completed on or before February 2, 2009.
8. Water is to be put to beneficial use on or before February 2, 2013.
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

FEB 20 2004

date



RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date November 21, 2003

RECEIVED OF Dave Tatum, HC 64 Box 10, Timberlake SD 57656

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

Fee for Application for Permit No. <u>1810-1</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>1810-1</u>	50	00
Fee for Filing Transfer Form _____		
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	100.00

No.

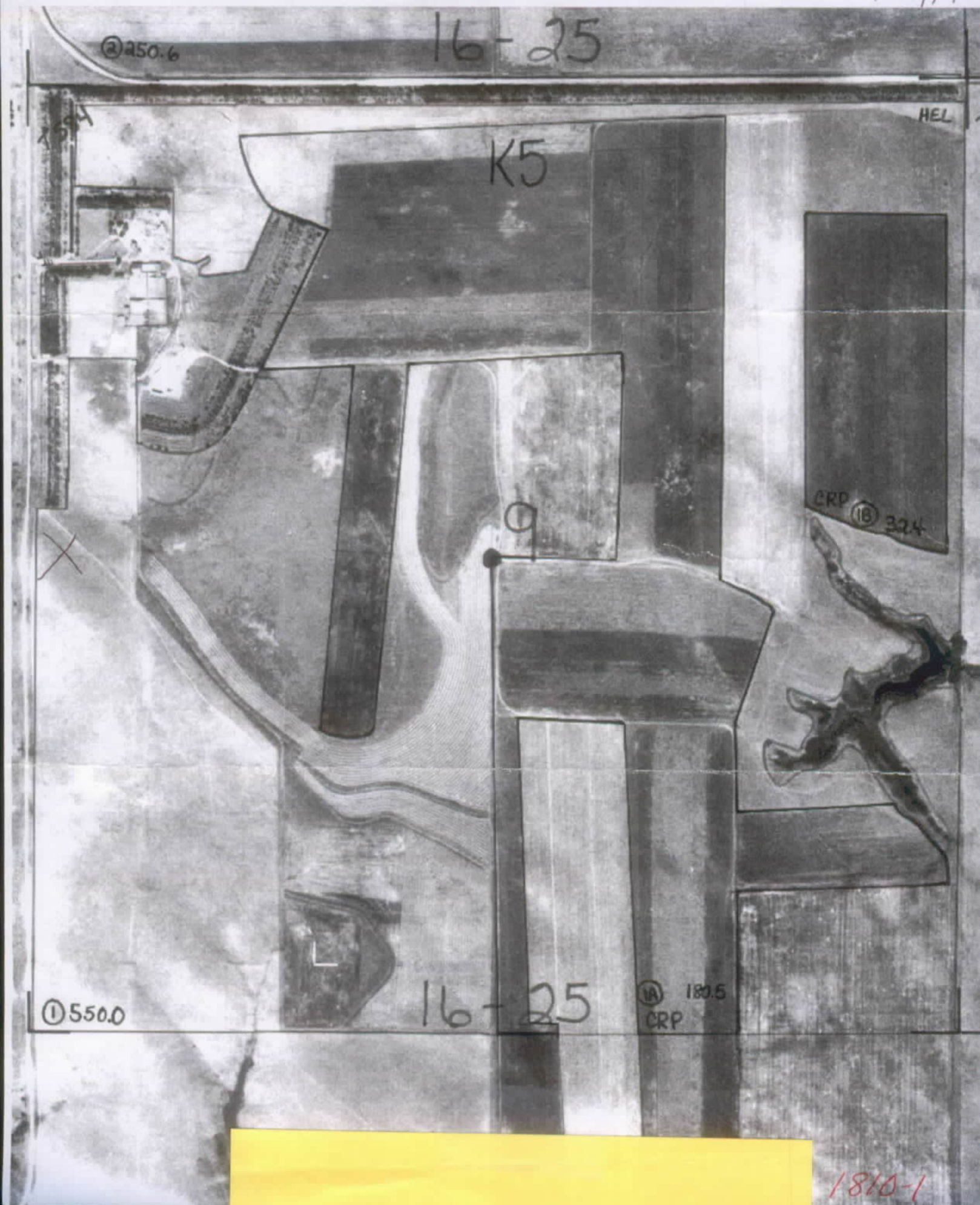
000024

By

Darland Erbe
Chief Engineer *gm*

MAP NOT TO SCALE 11-18-03
THIS IS NOT AN OFFICIAL WETLAND MAP

Jui Kella
FSA/PT



Karen on the map
the X in the center
almost west center mark
the approximate location of the well.
Dave Tatum

SOUTH DAKOTA WATER WELL COMPLETION REPORT

07-92

Location SW 1/4 SW 1/4 Sec 90 Twp 16N Rg 25ECounty Dewey

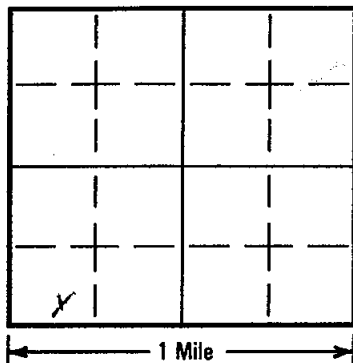
North

Please mark well location with an "X"

W

E

Well Completion Date

9-5-2003

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? None ft. from open pasture (identify source).

PROPOSED USE:

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

METHOD OF DRILLING:

Mod Rotary

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe _____

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
<u>2.92 LB/FT</u>	<u>5" IN</u>	<u>10 base</u> FT	<u>51</u> FT	<u>8" IN</u>
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN
_____ LB/FT	_____ IN	_____ FT	_____ FT	_____ IN

GROUTING DATA

Grout Type	No. of Sacks	Grout Weight	From	To
<u>Neat Cement</u>	<u>72</u>	<u>15</u> lb./gal	<u>10</u> ft	<u>44</u> ft
_____	_____	_____ lb./gal	_____ ft	_____ ft

Describe grouting procedure Pumped in from bottom up through tremie pipeSCREEN: ☐ Perforated pipe ☒ ManufacturedDiameter 5" IN Length 40' FEETMaterial PVC SDR 21 SlottedSlot Size 0.020 Set From 51' Feet to 91' Feet 5" GravelOther information Gravel pack well with 12-20
silica sand from 44' to 91'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 solution☐ NO, Why Not? circulated in well

Laboratory sent to for water quality analysis

NoneWell Owner: Wilder Elk Ranch

Business Name: _____

Address: HC 64
Timber Lake, S. Dak.

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
<u>Topsoil</u>	<u>0</u>	<u>1</u>
<u>Light brown sandy clay</u>	<u>1</u>	<u>6</u>
<u>Light brown-blank sandy clay</u>	<u>6</u>	<u>14</u>
<u>Brown sandy clay to sand</u>	<u>14</u>	<u>29</u>
<u>Gray-blue sand & sandstone</u>	<u>29</u>	<u>38</u>
<u>Gray-blue sandstone & sand</u>	<u>38</u>	<u>45</u>
<u>Blue-gray sand</u>	<u>45</u>	<u>90</u>
<u>Blue-gray sandy clay</u>	<u>90</u>	<u>91</u>

STATIC WATER LEVEL 116.3 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☐ Bailed☒ OtherDescribe: Developed well by air
lift off sand till water
was clear.

Pumping Level Below Land Surface

90' ft. After 4 Hrs. pumped 50 to 60 GPM

_____ ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate _____ GPM

REMARKS

Well will be used primarily for
Hunting Lodge and watering livestockThis well was drilled under license # 231

And this report is true and accurate.

Drilling firm Jeggs Drilling & Excavating

Signature of License Representative:

Shay Dziwski

Signature of Well Owner or Equitable Property Holder

RECEIVED

OCT 14 2003

Date:

WATER RIGHTS
PROGRAM

10-14-03



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 4, 2003

Wilder Elk Ranch
HC 64
Timber Lake SD 57656

Dear Sir:

I am writing in regard to a well driller's report filed by Gregg's Drilling & Excavating. The report shows a new well has been completed for use at a hunting lodge and livestock watering. Based on the information in the report, you may need a water permit for this water use.

1. According to state law, a water permit is needed for any water use except for reasonable, private domestic use. Examples of commercial uses that require a water rights permit are: truckstops; motels; restaurants; bars; clubs; tourist attractions; campgrounds or any other business operation.
2. Also, as a new well owner, you need to be aware of some of your responsibilities. Enclosed is a copy of "Well Owner Responsibilities". Please review these responsibilities to ensure you are complying with all of the requirements.

Enclosed are application forms and instruction sheet to apply for a water permit. The completed forms with the application fee and map can be returned to: Water Rights Program, 523 E. Capitol, Pierre, SD 57501. Please respond by December 1, 2003.

If you believe your water use does not require a water permit or that you have an existing permit, or if help is needed completing the application forms, please contact Ron Duvall or me at (605) 773-3352. We will be happy to assist you in any way possible.

Sincerely,

Karen Schlaak
Water Rights Program

enclosures

WATER PERMIT APPLICATION NO. 1810-1
WILDER ELK RANCH
DECEMBER 12, 2003

Water Permit Application No. 1810-1 proposes to appropriate 0.044 cubic feet of water per second from one well (Fox Hills Formation) 91 feet deep located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9, T16N-R25E, in Dewey County. The water is for commercial use at a hunting lodge and for livestock water.

AQUIFER: Fox Hills Formation (FXHL)

The Fox Hills Formation consists of four distinct units in this area including: the Colgate member, the Bullhead member, the Timber Lake member, and the Trail City member. In general, the formation can be described as varying from silty clay to sandy silt to medium-grained greywacke sand, with numerous limestone concretions (Stevenson, 1960). The formation is exposed at the surface in this area and attains a thickness ranging from 153'-497' (Stevenson, 1960). The Fox Hills conformably overlies the Pierre Shale and underlies most of northwestern South Dakota (7,441,920 acres) (Allen, and others, 1985). The aquifer is under unconfined conditions in this area. This well site is only about two miles from the southeastern boundary of the aquifer (Stevenson, 1960). The well completion report submitted with this application indicates the well had a static water level of 16.3 feet below land surface and was capable of producing between 50 and 60 gpm.

The Water Rights Program monitors nine observation well completed into the Fox Hills aquifer. Two of the wells (DW-57AR and DW-57CR) are within six miles of this well site. The hydrographs for these wells are shown in figures 1 and 2.

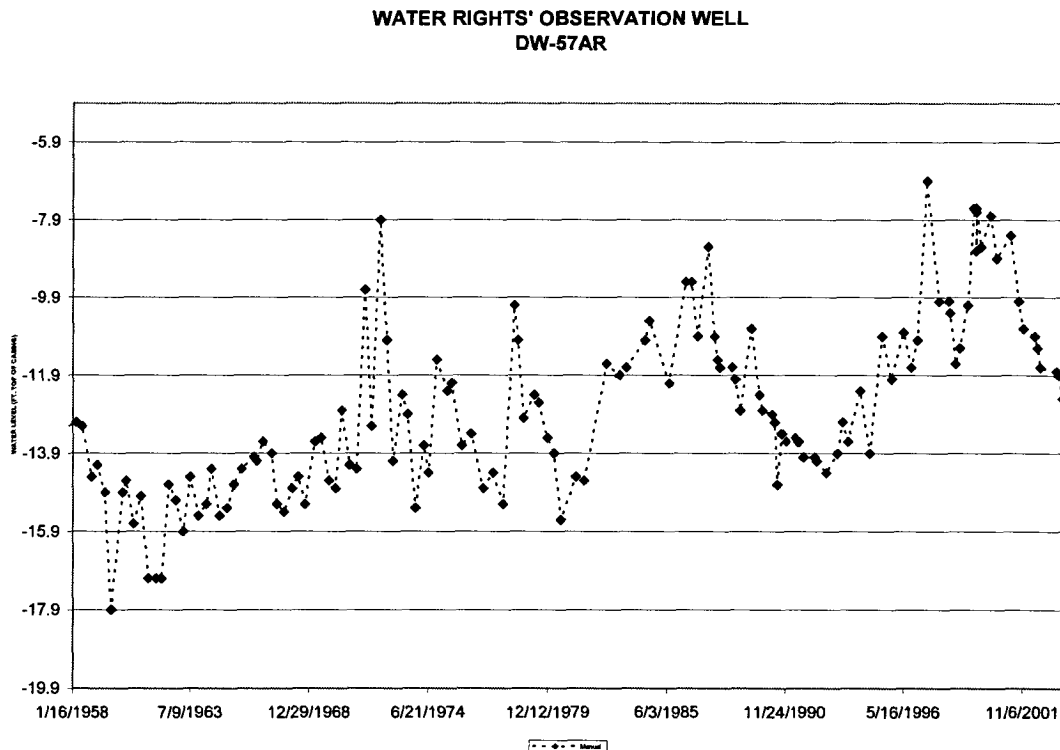


Figure 1. Water Rights' Observation well located approximately six miles northwest of 1810-1.

**WATER RIGHTS' OBSERVATION WELL
DW-57CR**

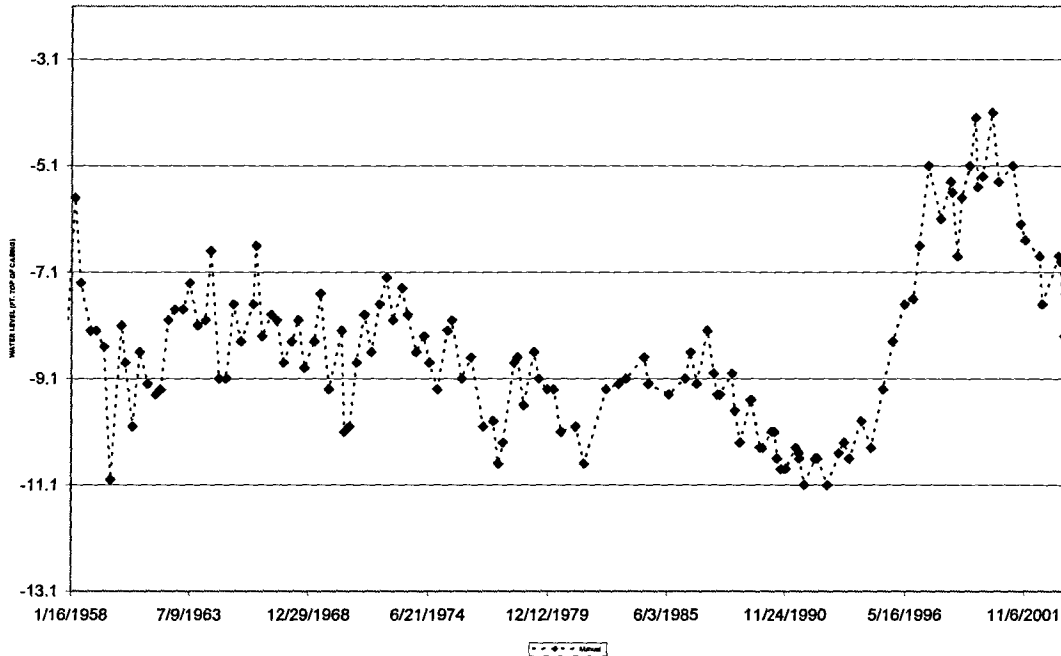


Figure 2. Water Rights' Observation well located approximately five miles south west of 1810-1

The water levels of the Fox Hills aquifer appear to fluctuate naturally in response to climatic conditions, with rising water levels during wet years and gradually declining water levels during dry years.

REVIEW OF EXISTING WATER RIGHTS:

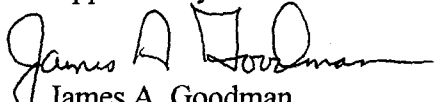
There are 29 Water Rights/Permits appropriating water from the Fox Hills aquifer in South Dakota. Five Water Rights/Permits appropriate water from the aquifer in Dewey County. The nearest appropriations are Water Permit No. 1319-1, Timber Lake Cheese Company and Water Right No. 1468-1, City of Timber Lake, both over four miles from this well site. Well interference is not expected to be a problem due to the distance between wells and the low diversion rate proposed by this application.

CONCLUSIONS:

1. The Fox Hills Formation is a viable aquifer in this area and there is a reasonable probability that unappropriated water is available for this appropriation.
2. The aquifer is unconfined and drawdown from pumping is not expected to be significant. Well interference is not expected to be a problem.

Ken Buhler
Natural Resources Engineering Specialist

Approved by



James A. Goodman

Natural Resources Engineering Director

REFERENCES:

Allen, J.C. Iles, D.L., Petres, A.K., 1985, Analysis of Groundwater and Streamflow Data
Western Dakotas Region of South Dakota, Tasks 3A.B.C. and 4A.B. Groundwater
Resource Inventory: SD Dept. Environment and Natural Resources

Stevenson, R.E., 1960, Geology of the Timber Lake Quadrangle: SD Geological Survey

Water Rights Program, 2003a, "Domestic Well Log Files", South Dakota DENR-Water
Rights Program,

Water Rights Program, 2003b, "Unpublished Observation Well Records", South Dakota
DENR-Water Rights Program,

Water Rights Program, 2003c, "Water Permit/Right Files", South Dakota DENR-Water
Rights Program,



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1810-1, Wilder Elk Ranch**

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. 1810-1, Wilder Elk Ranch, c/o David Tatum, HC 64, Box 10, Timber Lake SD 57656.

The Chief Engineer is recommending APPROVAL of Application No. 1810-1 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
January 2, 2004



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 5, 2004

Timber Lake Topic
PO Box 10
Timber Lake SD 57656-0010

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 1810-1 to Appropriate Water to be published twice. Please publish the first notice on January 15, 2004 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 Wilder Elk Ranch, %David Tatum, HC 64 Box 10, Timber Lake, SD (Ph # 605-865-3433).

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
Natural Resources Engineer
605 773-3352

enclosures

CUT HERE

No. 1810-1

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

Date _____

We are in receipt of your letter of January 5, 2004 enclosing Notice of Hearing to Appropriate Water by Application No. 1810-1 which was first published in our issue of _____. **ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.**

Name

Newspaper



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
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.**

January 5, 2004

Wilder Elk Ranch
% David Tatum
HC 64 Box 10
Timber Lake SD 57656

Dear Mr. Tatum:

Water Permit Application No. 1810-1 for commercial and livestock 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 Timber Lake Topic printed at Timber Lake, SD (Ph # 605-865-3546). You will need to contact the newspaper and authorize publication of this notice. 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. Upon receiving authorization, 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 also 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.

Instruction to Newspaper - Publish first Notice on January 15, 2004 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 1810-1 to Appropriate Water

Notice is given that Wilder Elk Ranch, HC 64 Box 10, Timber Lake SD 57656 has filed an application for a water permit to appropriate 0.044 cubic feet of water per second from one well (Fox Hills Formation) 91 feet deep located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 9-T16N-R25E. The water is for commercial use at a hunting lodge and livestock water.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1810-1 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 February 2, 2004.

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. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Dewey) SSI, James F. Nelson

certify that the attached printed Notice was taken

from the Timber Lake Topicprinted and published in Timber Lake, SD
DeweyCounty of South Dakota and

state of South Dakota. The notice was published

in the newspaper on the following two dates:

Jan. 15 + 22, 2004Cost of Printing 38.02Jim Nelson
(Signature)@-publisher
(Title)1/23/04
(Date Signed)KATHY SNYDER NELSON
Notary Public, Dewey Cty., S. Dak.
My Commission Expires March 31, 2005NOTICE OF
APPLICATION
NO. 1810-1 to
Appropriate Water

Notice is given that Wilder Elk Ranch, HC 64 Box 10, Timber Lake, SD 57656 has filed an application for a water permit to appropriate 0.044 cubic feet of water per second from one well (Fox Hills Formation) 91 feet deep located in the SW 1/4 NW 1/4, Section 9-T16N-R25E. The water is for commercial use at a hunting lodge and livestock water.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 1810-1 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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Steven M. Pirner,
Secretary, Department of Environment
and Natural Resources.

Pub. January 15 & 22, 2004
in the Timber Lake Topic

*Signed before me this
23rd day of January, 2004*

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JAN 26 2004
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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

FEB 20 2004

Wilder Elk Ranch
% David Tatum
HC 64 Box 10
Timber Lake SD 57656

Dear Mr. Tatum:

Enclosed is Water Permit No. 1810-1 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

**NOTICE OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE**

Date

2/26/04

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

FROM:

Wilder Elk Ranch

(name)

HC 64 Box 10

(address)

Timber LAKE SD 57656 605-865-3433

(city, state, zip)

(phone)

I have completed the construction of the water use system and I have put the water to beneficial use to the maximum extent it is going to be used.

Water Permit No. 1810-1 states that the water use system is to be constructed by

9-5-2003

(date)

, and water is to be put to beneficial use by 10-1-2003

(date)

The water use system was completed on 10-1-2003

(date)

Applying the water to beneficial use was completed on 10-1-2003

(date)

You may schedule an investigation so that the water license may be issued.

David Tate

(signature)

RECEIVED

MAR 18 2004

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

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

APR - 2 2008

WATER RIGHTS
PROGRAMWater Right/Permit No. 1810-1Date: 4-1-08I/We request that Water Right/Permit No. 1810-1 formerly owned by:WILDER ELK RANCH

be transferred to:

New Owner Name: LES LINDSKOV dba LITTLE MOREAU ELK RANCH, LLCAddress: PO BOX 17City, State, Zip ISABEL, SD. 57633

Telephone No. _____

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

WELL LOCATED IN SW 1/4 NW 1/4 SECTION 9, T16 N, R25 E
DEWNEY COUNTY

☒ I understand that the validity of Water Right/Permit No. 1810-1 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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 included to cover the filing fee as required by SDCL 46-2-13.

I, LES LINDSKOV, the new owner, certify that the above information is true and correct.

Les Lindskov
(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 4/3, 2008

RECEIVED OF Stewart Title of the Black Hills PO Box 459 Spearfish SD 57782

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2	50
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>1810-1</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2 50

No.

03009

By David Erbe
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 3, 2008

1810-1

Les Lindskov
Little Moreau Elk Ranch LLC
PO Box 17
Isabel SD 57633

Dear Mr. Lindskov:

I am writing to acknowledge receipt of the ownership change filed for Water Permit No. 1810-1. The transfer has been completed. The water permit formerly listed in the name of Wilder Elk Ranch is now listed in the name of "Les Lindskov, dba Little Moreau Elk Ranch LLC".

The receipt for the filing fee is being forwarded to Stewart Title of the Black Hills with a 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: Stewart Title of the Black Hills Inc w/Receipt No. 03609