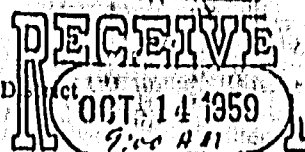


No. 137-1Water Division No. 1 Belle Fourche River
(Blanks to be filled by the Engineer for the W. H. C.)

APPLICATION FOR PERMIT TO APPROPRIATE WATER RESOURCES COMMISSION To Appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant ROY CASTELL
Postoffice address 1110 5th Street, Sturgis, SD 57785
MEADE County, State SD, DAK.

1. If a corporation X X X X X
(a) Name of same X X X X X
(b) Date and place of incorporation X X X X X
(c) Amount of capital stock X X X X X
(d) Amount paid in X X X X X
(e) Names and addresses of directors X X X X X

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

(a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)
X X X
(b) Cash on hand, \$ X X (c) Treasury stock, \$ X X
(d) Bonds to be issued, \$ X X (e) Other resources, \$ X X

2. Name of diversion work THE CASTELL IRRIGATION PROJECT
3. Amount of water claimed 4.3 cubic feet per second

From a point Source of water supply Belle Fourche River and Castell Draw (A dry draw)
1/8 Sec 70 NW 772' from the N 1/4 Cor. S. 20, T. 7 N., R. 8 E-BHM to a point S 0° W 308'
5. Location of point of diversion from the N 1/4 Cor. S. 22, T. 7 N., R. 8 E-BHM Both banks
Also Castell Draw (reservoir) S 36° 15' E. 930' from
N 1/4 Cor. S. 29, T. 7 N., R. 8 E-BHM on both bank Meade County.

6. Annual period or periods during which water is to be used April 1st thru Nov. 30th

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Combination(a) Number of acres to be irrigated 307 acres.

NE-SW-12 Ac., SE-SW-38 Ac., Sec. 20, T7N, R8E-BTM	Total	50 Ac.
SW-SW-26 Ac., SE-SW-23 Ac., Sec. 21, T7N, R8E-BTM	Total	49 Ac.
NW-NW-28 Ac., NE-NW-39 Ac., NW-NE-10 Ac., NE-NE-33 Ac., Sec. 29, T7N, R8E-BTM	Total	110 Ac.
NW-NW-26 Ac., NE-NW-33 Ac., SW-NW-8 Ac., SE-NW-31 Ac., Sec. 28, T7N, R8E-BTM	Total	98 Ac.
	Grand Total	307 Ac.

(c) Location of plant None(d) Method of developing power None(e) Point where water will be returned to stream X X

Map No. 376-1

8. Estimated cost of work: Two pumping plants with pipe etc. \$6000.00

(a) Head Gates, \$..... (b) Pumping plant, \$.....

(c) Fluming, \$..... (d) Canals earth, \$..... Rock, \$.....

(e) Other structures \$..... Total, \$.....

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

and river

Pumping from reservoir into a ditch system.

II. Dimensions of works:

(a) Dam: Height 33 feet; length at bottom 512 feet; length at top

510 feet; thickness at bottom 149 feet; thickness at top 13

feet; slope at front water face 4:1; slope at back face 1 1/2:1

material used in construction earth & gravel faced

(b) Reservoir: Capacity when filled 43 acre feet. Surface area at highwater mark 8 acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET-ACRES	ACRE-Feet CAPACITY

(c) Head gate: Width feet; height feet;

Material

(d) Canal: Total length miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work 5 years.

11. Time required for complete application of water to the proposed beneficial use 4 years

12. Choice of newspaper for publication of notice of intention to appropriate

Sturgis Tribune, Sturgis, So. Dak.

STATE OF SOUTH DAKOTA

County of Meade

ss.

Roy Casteel

being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed

Roy Casteel

Subscribed and sworn to before me this 29th day of September 1959

Carl M. Cornell,

Notary Public (EXPIRING 4/18/67)

*Each diversion must have a headgate or measuring device.

My Commission expires 4/18/67

PLAT
OF
THE CASTEEL IRRIGATION PROJECT
Sections, 20, 21, 28 and 29, T.7 N., R.8 E., BHM

Scale 1 inch = 660 feet
8 inches = 1 mile.

- SURVEYOR'S CERTIFICATE -

I, Carl M. Cornell, Licensee Surveyor in and for the State of South Dakota, do hereby certify that, at the request of Roy Casteel of Vale, South Dakota, I have made a survey and prepared this plat of the irrigable areas embraced in the Casteel Irrigation Project, for the purpose of furnishing the required plat and computation of the irrigable areas embraced in his "Application for a Permit to Appropriate Water for Irrigation purposes."

I further certify that the lengths and bearings of the several lines shown and their location with reference to the Government Land Corners shown, are correct, to the best of my knowledge and belief.

Subscribed and sworn to at Buffalo, South Dakota this 22nd day of September 1959.

Signed, Carl M. Cornell (SEAL)

Carl M. Cornell, Licensed Surveyor #140

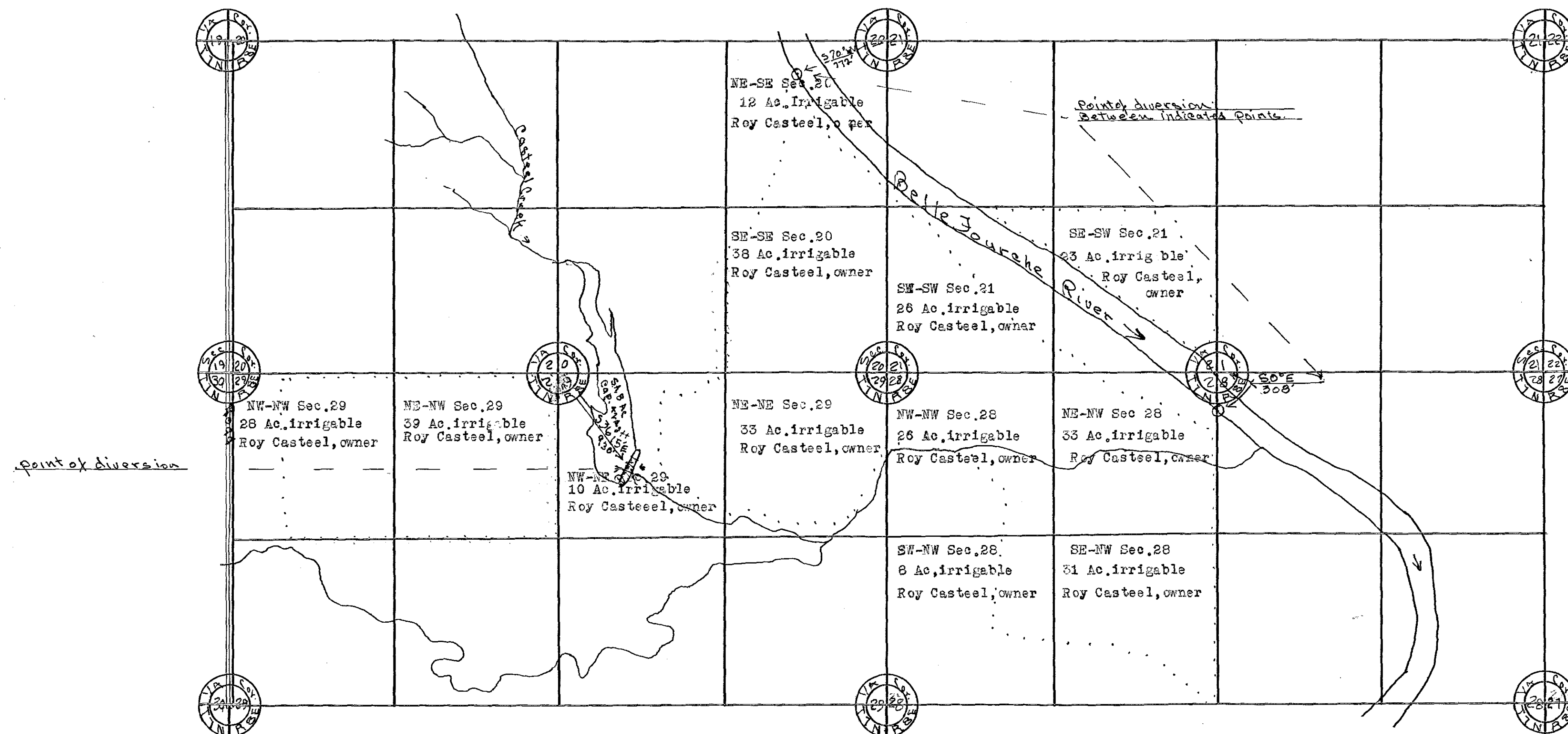
Subscribed and sworn to before me at Buffalo, South Dakota this 22nd day of September 1959.

M. R. Hann

Notary Public (SEAL)

M. R. HANN

My Commission expires Aug 7 1966



Remarks by State Water Resources Commission:

"Vested Right Claimed" on 11 cfs

Your use of the waters under this permit
is contingent upon supplies being available to
prior water rights

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota,

December 14, 1959

This is to certify that the foregoing application was received by the Commission at 9:00 o'clock

A.m. upon the 14th day of October, 1959.

State Water Resources Commission

By:

Goldbrunner

Chief Engineer, Executive Officer

Number of permit

432-1

Date of first receipt of application

October 14, 1959

Date of return to applicant for correction, amendments or changes required as follows:

Date of receipt of corrected application

October 14, 1959 for 3.2 cfs

Date from which applicant may claim right

1951 for 11 cfs

Approved December 2, 1959, Recorded in Book

5 Page 286

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before

June 2, 1962

2nd. The whole of said work is to be completed on or before December 2, 1964

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is

December 2, 1968

4th. The water appropriated shall be used for the purpose of

irrigation & stockwater

5th. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed 4.3 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before December 2, 1968; said water to be used during the following described annual period:

April to November, inclusive

Witness my hand this

14th

day of

December

1959

State Water Resources Commission

By:

Goldbrunner

Chief Engineer, Executive Officer

Certificate of Construction Issued

JUNE 11

1970

Water License Issued

JUNE 11

1970

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 432-1

(1) WHEREAS, On the 14th day of October, A. D. 19 59
Roy Casteel
 made Water Right Application No. 432-1 for a permit to use 4.3 cubic feet per second of the waters
 of the Belle Fourche River
 County of Meade, State of South Dakota, for irrigation
 purposes; and
 (2) WHEREAS, On the 14th day of December, A. D. 19 59
 Permit No. 432-1, with a date of priority of April 12, 1951 and October 14, 1959
 was issued to said applicant for the diversion of said water; and provided for the completion of construction of the water
 supply system therein described on or before the 2nd day of December, A. D. 19 64 and for the
 application to beneficial use of said water on or before the 2nd day of December, A. D. 19 68

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
 relating to completion of the construction of the water supply system and is entitled to divert 4.3 cubic feet
 per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
 relating to the application of water to beneficial use of the following extent,
 for irrigating the following land in T7N, R8E

		Acres
Section 20	NE $\frac{1}{4}$ SE $\frac{1}{4}$	12
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	38
SECTION 21	SW $\frac{1}{4}$ SW $\frac{1}{4}$	23
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	6
Section 28	NW $\frac{1}{4}$ NW $\frac{1}{4}$	26
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	33
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	8
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	31
Section 29	NW $\frac{1}{4}$ NW $\frac{1}{4}$	26
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	39
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	10
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	33
Total		307. Acres

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Roy Casteel

of Valle, South Dakota
the holder and owner of said permit No. 432-1 a water right, dating from April 12, 1951 and October 14, 1959 to use of 4.3 cubic feet per second of the waters of the Belle Fourche River

in the County of Mead and State of South Dakota, or so much thereof as may be necessary for the purposes hereinafter mentioned, to be diverted from the Belle Fourche River Between points South 70° west, 772' from the NE Corner, Section 20, and South 0° East, 308/ft. from the N½ Corner, Section 28, T7N, R8E; and from Casteel Draw at a point South 36° 15' East, 930 ft. from the N½ Corner, Section 29, T7N, R8E

and conduct to and upon portions of Sections 20, 21, 28 and 29, T7N, R8E, described on the face of this License.

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 432-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 11th day of June A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

Form 16.

Permit No. 432-1

Water Diversion No. 1 Belle Fourche River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Roy Casteel

the holder of
Permit No. 432-1, Issued upon Application No. 432-1, bearing date of priority of April 12, 1951*
& October 14, 1959 authorizing the diversion of 4.3 cu. ft. per second of the waters of the
Belle Fourche River County of Mende, State of South Dakota from
the Belle Fourche River between points South 70° West 772' from the NE Corner,
Section 20, and South 0° East, 308' from the N½ Corner, Section 28, T7N, R8E; and from
Castro Draw at a point: South 36° 15' East, 930' from the N½ Corner, Section 29,
T7N, R8E for irrigation

purposes, has complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use 5.0 cu. ft. per second of water.

Date June 11, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRILES, Executive Officer

* Lands formerly covered under Permit No. 225-1 are now covered under this
Water Right, and the priority for .57 c.f.s. is transferred to this Water Right.
Permit No. 226-1 is therefore cancelled.

Permit No. 432-1Water Division 1 BEUL FOURSHE RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by ROY
CASTER of VALE holderof Permit No. 432-1, bearing date of priority of OCTOBER 14, 1959 *authorizing the diversion of 4.3 cu. ft. per second of the waters of BEUL FOURSHE RIVER CASTER DEAN
for IRRIGATION purposes, in MEADE County.

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

The Water Use System consists of,

A. Works used to divert the water:

BERKELEY MODEL 80R 10" PUMP
POWERED BY D6 CATERPILLAR DIESEL ENGINE

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

1100' OF 10" MAINLINE TO TRANSPORT WATER
TO DITCHES.

C. Works used to apply water to beneficial use.

APPROX 2 MILES OF MAIN DITCHES W/ SPREADER
DITCHES.

The system is in the following condition:

VERY GOODFROM B.F. RIVER BETWEEN POINTS 5700'W, 712'
The point of diversion is located FROM NE COR SEC 20 AND SPOE 308' FROM
N 1/4 CORNER, SECTION 25, T7N, R2E, AND FROM CASTER DEAN
AT A POINT S 26° 15' E, 920 FEET FROM N 1/4 CORNER, SEC 29, T7N, R2E

The works are capable of diverting and conveying to the place of use

IRRIGATION 6.0

cu. ft. per second of water which is to be used for

IRRIGATION

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

SECTION 20	SECTION 21	SECTION 25
NE 1/4 SE 1/4 12 AC.	NW 1/4 NW 1/4 28 AC.	NW 1/4 NW 1/4 24 AC.
SE 1/4 SE 1/4 33 AC.	NE 1/4 NW 1/4 39 AC.	NE 1/4 NW 1/4 33 AC.
SECTION 21	NN 1/4 NE 1/4 10 AC.	SW 1/4 NW 1/4 8 AC.
SW 1/4 SW 1/4 23 AC.	OE 1/4 NE 1/4 33 AC.	SE 1/4 NW 1/4 31 AC.
SE 1/4 SW 1/4 6 AC.		

comprising a total of 287 acres of land.

* .57 CFS. FOR 39.7 ACRES AUTHORIZED UNDER PERMIT NO
226-1, WITH A PRIORITY DATE OF APRIL 12, 1951 HAS
BEEN INCORPORATED INTO THIS PERMIT. PERMIT NO 226-1
SHOULD BE CANCELLED, WITH PRIORITY FOR THE .57 CFS.
TRANSFERRED TO THIS WATER RIGHT.

Date

MAY 13, 1970Dustin Jones
(Signature)WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

Permit No. 432-1

Water Division No. _____

Water **STATE WATER RESOURCES COM.**
PIERRE, SOUTH DAKOTA**NOTICE OF COMPLETION OF WORKS**

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) _____

(Date) September 20 1964

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of Castell D.
2.30 cu. ft. per second of the waters of the state from Belle Fourche

through the Castell Irrigation Project
for irrigation purposes

In accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is Ray Castell

2. The postoffice address of such person or the place of business of such corporation is Vale
County of Meade State of S.D.

3. The number of such permit is 432-1 and the date set for the completion of such work is
December 2, 1964

4. Said water to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 3.2 cubic feet per second.

6. The amount of land for which said water is available is 230 acres,
particularly described as follows:

Same as in permit

I hereby certify that the facts set forth in the above notice are true.

(Signature of Owners)

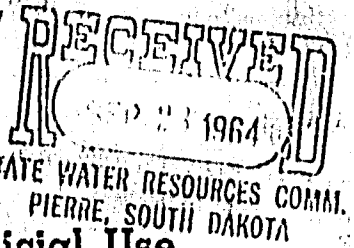
Ray Castell

P.S. I also am claiming a "vested right" as shown in water right application No 226-1 and I desire that the water right records show this.

Permit No. 4327

Water Division No.

Water District No.



Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least thirty days before the time set for application of water.)

(P. O.)

(Date) September 23, 1964

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the day of
 10....., at County of State of South Dakota,
 before proof will be submitted of the application to beneficial use
 (Examining Engineer or Officer)
 of cubic feet per second of the waters of
 In accordance with the terms and conditions of Permit No.
 heretofore issued by the Water Resources Commission of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are

Roy Castell2. The use to which said water has been applied is irrigation3. The amount applied to beneficial use is 3.2 c.f.s

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)

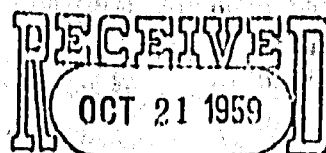
Same as in permit

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is

The Castell Irrigation Project6. The right to take the water from such works is based upon permit No. 432-17. The source of supply from which such water is diverted is Belle Fourche R & Castell D.

8. The date of priority which said user is prepared to establish is

October 14, 1959 plus prior vested rights(Sign) Roy Castell

Location No. 132-1Water Division No. 1Water District K1441STATE WATER RESOURCES COM. I.
PIERRE, SOUTH DAKOTA

Proof of Application of Water to Beneficial Use

PETITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. ROY CASTON, Sec. 34, T. 7N., R. 8E. BUTLER FARMER VALL, SO. DAK.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent,) your position with reference to same, and your authority for appearing in its behalf.

Ans. THIS IS MY PRIVATE PROJECT.

Ques. 3. State date of posting and date of recording notice of appropriation.

Ans. NO RECORD OF NOTICE HAVING BEEN POSTED. DAM COMPLETED IN 1951.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. CASTLE DRAW (ADRY DRAW) IN NW-1/4 SEC. 20, T. 7N., R. 8E. BUTLER
S36° 15' E 930' from N. 1/4 Cor. Sec. 20, T. 7N., R. 8E. BUTLER

Ques. 5. Describe your works of diversion giving length and height of each dam and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use, and date of completion of same.

Ans. Dam Length 510', Height 23', Top 12', Bottom 149', Surface area 8 A.,
Capacity 43 Ac. Ft. Irrigation by means of sprinkler and flood
systems 1951 thru 1959 depending on water supply as to amount used.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Water use for irrigation as follows: NW-1/4 NW-30 Ac., NE-1/4 NW-30 Ac.,
NW-NE-10 Ac., Sec. 20, T. 7N., R. 8E. BUTLER Total 77 Ac.

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. STOCKWATER AND IRRIGATION.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. needed for proper irrigation - 1.1 second feet out normal supply
by runoff insufficient. Water from Belle Fourche river needed to

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder. Supplement runoff.

Ans. I purchased this land before the dam was constructed and still own
the same.

Ques. 10. State when, how, in what amount and to what extent, the water diverted under above mentioned permit has been used.

Ans. Dam constructed 1951, irrigation started 1952 and applied to lands described above as far as water supply would permit from 1952 to the present time;

(Sign) Roy Casteel

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Hughes, County of Meade

State of South Dakota, on this 15th day of Oct A. D. 1957

Witness, Harry J. Hanson
Notary Public

I, the undersigned, do hereby certify that I am a duly qualified elector residing in the immediate vicinity of the diversion works designated in the foregoing testimony, that I have no interest in the works, water or land above described, that I have read the foregoing testimony and that I know of my own personal knowledge that the matters therein stated are true.

Gail L. Hanson
Harry J. Hanson

Location No.

PROOF OF APPLICATION OF
WATER TO BENEFICIAL USE

PETITION OF HOLDER

Amount of Water 1.1 c.f.s.

Source Casteel Draw

County Meade

Purpose Irrigation

Place of Use Sec. 20 & 29 T.7 N.R. 8E-EME

Date of Recording

Received and filed

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA

County of Meade

Morris G. Hallock

~~XXXXXX~~ of said county, being first duly sworn, on oath says that he is the publisher of The Sturgis Tribune, a weekly newspaper printed and published in Sturgis, said county of Meade and has full and personal knowledge of all the facts herein stated; that said newspaper is a legal newspaper and has a bona-fide circulation of at least two hundred copies weekly, and has been published within said County for fifty-two successive weeks next prior to the publication of the notice herein mentioned, and was and is printed wholly or in part in an office maintained at said

place of publication; that Appropriation of Water:

....., a printed copy of which taken from the paper in which the same was published, is attached to this sheet, and made a part of this Affidavit, was published in

said newspaper at least once in each week for four successive weeks, on the day of each week on which said newspaper was regularly published, to-wit:

October 21	1959;	19.....
October 28	1959;	19.....
November 4	1959;	19.....
November 11,	1959;	19.....
	19.....;	19.....
	19.....;	19.....

that the full amount of the fees for the publication of the annexed notice is \$ 22.08

Morris G. Hallock

Subscribed and sworn to before me this 13th day November, 19 59.

Russell C. Muelster
Notary Public

County of Meade, South Dakota

My Commission Expires July 23, 1960

APPROPRIATION OF WATER
Office of State Water Resources Commission
Pierre, S. Dak. October 14, 1959
Notice is hereby given that Roy Caspell, whose post office address is Vale, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use a cubic foot of water per second of time from the Belle Fourche River and Caspell Draw through the Caspell Irrigation Project, the point of diversion of which is to be located on both banks of the river between a point in the NW 1/4 Sec. 20 and a point in the NW 1/4 of the NW 1/4 of Section 18, Twp. 7N, Range 8E and from a point in the NW 1/4 Sec. 29 T7N, R8E. Said water to be used for the purpose of providing irrigation in portions of the following described land: NW 1/4 NW 1/4 NW 1/4 Sec. 29, E1/2 Sec. 20, NW 1/4 Sec. 21, NW 1/4 Sec. 28, all in T7N, R8E and for purposes of irrigation.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 2nd day of December, 1959, at 2:00 P. M. All interested persons may appear and be heard. Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.
State Water Resources Commission
By: Rusten E. Jones,
Water Rights Specialist
Tribune Oct. 21-23, Nov. 4-5-11

RECEIVED
NOV 17 1959

STATE WATER RESOURCES COMMISSION
MEADE, SOUTH DAKOTA

(First Publication before October 20, 1959

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., October 14, 1959

Notice is hereby given that Roy Casteel whose postoffice address is Vale S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 4.3 cubic feet of water per second of time from the Ballo Fourche River and/ Casteel Draw through the Casteel Irrigation Project the point of diversion of which is to be located on the both the River between a point in the NE 1/4, Sec. 20 and a point in the bank of said stream in the NW 1/4 of the NE 1/4 of Section 28 Twp. 7 N Range 8 E / and from a point in the NW 1/4, Sec. 29 T 7 N, R 8 E Said water to be used for the purpose of providing irrigation on the following described land:

N 1/4, NE 1/4, Sec. 29; E 1/4, Sec. 20; S 1/4 SW 1/4, Sec. 21; NW 1/4 Sec. 28,
all in T 7 N, R 8 E

and for _____ purposes.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 2nd day of December, 1959, at 2:00 P.M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

By:

~~XXXXXXXXXXXXXXXXXXXX~~
 Chief Engineer, Executive Office
Burton F. Jones, Water Rights Specialist

cc **F. J. Hann, Publisher**
Sturgis Tribune
Sturgis, South Dakota

**OVERSIZE
DOCUMENT IS
SUPPLEMENTARY
TO MICROFILM FILE**

SOUTH DAKOTA
Department of
Water & Natural Resources
Joe Foss Building Water Rights Division (605) 773-3352
Pierre, South Dakota 57501

June 10, 1981

Roy Casteel
Sturgis, SD 57735

Mr. Casteel:

The rules adopted by the Water Management Board for establishing a water use control area on the Belle Fourche River, Whitewood Creek and Owl Creek requires that the water right holder be assessed a fee of ten dollars for each cubic foot per second or portion thereof of the diversion capability of the diversion works plus twenty-five cents for each acre irrigated as shown by the water rights of record in the Division of Water Rights. These fees are required to be paid to the Division of Water Rights by July 1, 1981.

Permits for which fees have not been paid by July 1, 1981 shall be refused the right to divert water for the remainder of the year. The fees paid will be used to defray the costs of providing water master services within the water use control area. The following is a tabulation of your assessment.

<u>Permit No.</u>	<u>Diversion Rate</u>	<u>Acreage</u>	<u>Fee</u>
432-1	4.30	307.0	\$126.75
TOTAL			\$126.75

Please make check or money order payable to the Dept. of Water and Natural Resources and send to the Division of Water Rights, Joe Foss Building, Pierre, SD 57501.

If you have any questions, do not hesitate to contact this office.

Very truly yours,

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

JH/JW/gy

Equal Opportunity Employer

RECEIPT

WATER RIGHTS COMMISSION

No 4 8339

State of South Dakota

PIERRE, June 26, 1981

RECEIVED OF Roy Casteel, 1110 - 5th St., Sturgis, SD 57785

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No.		
Fee for inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for water master services on WR# 432-1	126.	75
(any other work as provided by law)		
TOTAL	126.	75

WATER RIGHTS COMMISSION

By *(Signature)*
Chief Engineer Executive Officer
JOHN HATCH /-lt

STATE OF SOUTH DAKOTA

Do not use this space.

DIRECT VOUCHER

AGENCY VOUCHER No.	DATE
112 20	11/10/81

PAYEE .
Roy Casteel
Sturgis, SD 57785DEPT. .
DWR, Water Rights Division
Foss Bldg.
Pierre, SD 57501

ADDRESS .

Agency	Fund	Sub Fund	Prog. Act.	Obj. Sub. Obj.	Agency Cc'ing	Amount	Contract No.
200301	699	01	0000	0801		112 20	1
							2
							3
							4
							5
							6
							7
							8
							9
							10
TOTAL						22 112 20	

NOTE: Vendors invoice must be attached.

Invoice No.(s)	Date Delivered	QUAN.	DESCRIPTION OF SERVICE OR COMMODITY	UNIT PRICE	AMOUNT	MEMO
			Refund of unexpended funds collected from the Belle Fourche River and tributaries Water Use Control Area Permit Owners			
			432-1 Roy Casteel		112 20	
TOTAL					112.20	

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 federally assisted programs.

Claimant Signature

Date

I hereby certify that this claim has been examined by me, and to the best of my knowledge and belief is in all things true and correct and the same is hereby approved.

DIVISION APPROVAL

APPROVAL SIGNATURE

DATE

DATE

Summary of Receipts and Expenditures
June, 1981 - July, 1981

	<u>Receipts</u>	<u>Disbursements</u>	<u>Balance</u>
Collection (Water Users' Fees)	\$2,379.37	\$	\$
Watermaster (Salary and Allowance)		2,028.62	5,350.75
	\$2,379.37	<u>\$2,028.62</u>	<u>\$5,350.75</u>

Olveston

No.	Name	Oliver's Rate	Accts	Receipts (total fee)	Amount Returned
910-1	Paul's Building	0.50	95.50	\$ 34.00	\$ 30.10
920-1	Ed Brunner & Son	1.50	108.00	46.50	41.16
930-1	Hal Pittman	1.00	73.00	40.00	35.41
940-1	Bob Bartels	1.00	17.00	13.25	12.61
950-1	Bob Bartels	1.00	10.00	27.50	24.34
960-1	Quinton & Naron Karkov	1.00	10.00	22.50	25.11
970-1	Clarence Anterski	1.00	20.00	24.00	38.63
980-1	Mrs. Eddie (Vivian) Anderson	1.00	20.00	24.00	21.02
990-1	Ray Pittman	1.00	20.00	24.00	27.62
1000-1	Charles & Dorothy Slavice	1.00	124.00	131.00	141.03
1010-1	Charles & Dorothy Slavice	1.00	124.00	124.00	131.03
1020-1	Sam Cantor	1.00	124.00	124.00	131.03
1030-1	Art Miller, Jr.	1.00	124.00	124.00	131.03
1040-1	Marion Anderson	1.00	124.00	124.00	131.03
1050-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1060-1	Art Miller	1.00	124.00	124.00	131.03
1070-1	Marion Anderson	1.00	124.00	124.00	131.03
1080-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1090-1	Art Miller	1.00	124.00	124.00	131.03
1100-1	Marion Anderson	1.00	124.00	124.00	131.03
1110-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1120-1	Art Miller	1.00	124.00	124.00	131.03
1130-1	Marion Anderson	1.00	124.00	124.00	131.03
1140-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1150-1	Art Miller	1.00	124.00	124.00	131.03
1160-1	Marion Anderson	1.00	124.00	124.00	131.03
1170-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1180-1	Art Miller	1.00	124.00	124.00	131.03
1190-1	Marion Anderson	1.00	124.00	124.00	131.03
1200-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1210-1	Art Miller	1.00	124.00	124.00	131.03
1220-1	Marion Anderson	1.00	124.00	124.00	131.03
1230-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1240-1	Art Miller	1.00	124.00	124.00	131.03
1250-1	Marion Anderson	1.00	124.00	124.00	131.03
1260-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1270-1	Art Miller	1.00	124.00	124.00	131.03
1280-1	Marion Anderson	1.00	124.00	124.00	131.03
1290-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1300-1	Art Miller	1.00	124.00	124.00	131.03
1310-1	Marion Anderson	1.00	124.00	124.00	131.03
1320-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1330-1	Art Miller	1.00	124.00	124.00	131.03
1340-1	Marion Anderson	1.00	124.00	124.00	131.03
1350-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1360-1	Art Miller	1.00	124.00	124.00	131.03
1370-1	Marion Anderson	1.00	124.00	124.00	131.03
1380-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1390-1	Art Miller	1.00	124.00	124.00	131.03
1400-1	Marion Anderson	1.00	124.00	124.00	131.03
1410-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1420-1	Art Miller	1.00	124.00	124.00	131.03
1430-1	Marion Anderson	1.00	124.00	124.00	131.03
1440-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1450-1	Art Miller	1.00	124.00	124.00	131.03
1460-1	Marion Anderson	1.00	124.00	124.00	131.03
1470-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1480-1	Art Miller	1.00	124.00	124.00	131.03
1490-1	Marion Anderson	1.00	124.00	124.00	131.03
1500-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1510-1	Art Miller	1.00	124.00	124.00	131.03
1520-1	Marion Anderson	1.00	124.00	124.00	131.03
1530-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1540-1	Art Miller	1.00	124.00	124.00	131.03
1550-1	Marion Anderson	1.00	124.00	124.00	131.03
1560-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1570-1	Art Miller	1.00	124.00	124.00	131.03
1580-1	Marion Anderson	1.00	124.00	124.00	131.03
1590-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1600-1	Art Miller	1.00	124.00	124.00	131.03
1610-1	Marion Anderson	1.00	124.00	124.00	131.03
1620-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1630-1	Art Miller	1.00	124.00	124.00	131.03
1640-1	Marion Anderson	1.00	124.00	124.00	131.03
1650-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1660-1	Art Miller	1.00	124.00	124.00	131.03
1670-1	Marion Anderson	1.00	124.00	124.00	131.03
1680-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1690-1	Art Miller	1.00	124.00	124.00	131.03
1700-1	Marion Anderson	1.00	124.00	124.00	131.03
1710-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1720-1	Art Miller	1.00	124.00	124.00	131.03
1730-1	Marion Anderson	1.00	124.00	124.00	131.03
1740-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1750-1	Art Miller	1.00	124.00	124.00	131.03
1760-1	Marion Anderson	1.00	124.00	124.00	131.03
1770-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1780-1	Art Miller	1.00	124.00	124.00	131.03
1790-1	Marion Anderson	1.00	124.00	124.00	131.03
1800-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1810-1	Art Miller	1.00	124.00	124.00	131.03
1820-1	Marion Anderson	1.00	124.00	124.00	131.03
1830-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1840-1	Art Miller	1.00	124.00	124.00	131.03
1850-1	Marion Anderson	1.00	124.00	124.00	131.03
1860-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1870-1	Art Miller	1.00	124.00	124.00	131.03
1880-1	Marion Anderson	1.00	124.00	124.00	131.03
1890-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1900-1	Art Miller	1.00	124.00	124.00	131.03
1910-1	Marion Anderson	1.00	124.00	124.00	131.03
1920-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1930-1	Art Miller	1.00	124.00	124.00	131.03
1940-1	Marion Anderson	1.00	124.00	124.00	131.03
1950-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1960-1	Art Miller	1.00	124.00	124.00	131.03
1970-1	Marion Anderson	1.00	124.00	124.00	131.03
1980-1	W. A. Miller, Jr.	1.00	124.00	124.00	131.03
1990-1	Art Miller	1.00	124.00	124.00	131.03
2000-1	Marion Anderson	1.00	124.00	124.00	131.03

Belle Fourche River and Tributaries
Water Use Control Area
Financial Report
1981

Summary of Receipts and Expenditures
June, 1981 - July, 1981

	<u>Receipts</u>	<u>Disbursements</u>	<u>Balance</u>
Collections (Water User's fees)	\$7,379.37	\$	\$
Watermaster (Salary and Mileage)		2,028.62	5,350.75
	<u>\$7,379.37</u>	<u>\$2,028.62</u>	<u>\$5,350.75</u>

Detailed Report of Receipts

No.	Name	Diversion Rate	Acreage	Receipts (total fee)	Amount Returned
789-1	Louis Budmayr	0.90	95.50	\$ 34.00	\$ 30.10
429-1	Ed Brunner & Son	1.43	106.00	46.50	41.16
429-1A	Mel Pittman	1.07	79.00	40.00	35.41
506-1	Bob Bartels	.23	17.00	14.25	12.61
892-1	Bob Bartels	1.00	70.00	27.50	24.34
417-1A	Quinten & Karen Watson	.52	78.00	29.50	26.11
417-1B	Clarence Anderson	1.43	206.00	64.00	56.65
417-1	Mrs. Eddie (Vivian) Anderson	1.15	69.00	69.50	61.52
531-1	Ruby Dillinger	1.27	89.25	42.50	37.62
1162-1	Charles & Dorothy Shaykett	4.61	324.70	131.00	115.96
1210-1	Charles & Dorothy Shaykett	1.80	128.30	52.00	46.03
1132-1	Ezra Pauley	4.00	285.00	111.25	98.48
1204-1	Art Heitz, Jr.	2.19	153.00	68.25	60.41
1205-1	Harlan K Schnell	1.88	132.00	53.00	46.91
1215-1	H L & Mildred Brunner	3.00	264.50	96.12	85.08
418-1	Alex Miller	1.67	117.00	49.25	43.59
1213-1	Robert W Grant	1.43	100.00	45.00	39.83
419-1	Herman Stark	2.50	179.00	74.75	66.17
421-1	Lee Dutton	2.50	175.00	73.75	65.28
1049-1	Thorval Jensen	1.47	103.00	45.75	40.50
1122-1	Thorval Jensen	4.88	324.14	135.75	120.16
1160-1	Thorval Jensen	1.90	133.49	53.50	47.36
1029-1	Homestake Mining	1.39	97.00	44.25	39.17
910-1	Donald Halbmaier	2.50	175.00	73.75	65.28
1165-1	Tom Bowen	2.85	200.00	80.00	70.81
722-1	Edith Anderson & Tom Bowen	2.80	196.00	79.00	69.93
1148-1	Homestake Mining	13.50	948.00	377.00	332.71
430-1	Gerald Wetz	1.65	116.00	49.00	43.37
432-1	Roy Casteel	4.30	307.00	126.75	112.20
414-1	Mary Ann Schummer	3.40	239.00	99.75	88.30
411-1	Edward Poss	5.10	452.00	173.00	153.13
440-1	David A Richards	5.00	416.00	154.00	136.32
1149-1	Homestake Mining	3.20	226.00	96.50	85.42
1150-1	Homestake Mining	7.60	534.00	213.50	188.98
437-1	McNenny Ranch Inc.	5.90	418.00	164.50	145.61
1151-1	Homestake Mining	5.50	390.00	157.50	139.41
821-1	George Levin & Sons	7.00	490.00	192.50	170.40
1136-1	George Levin & Sons	3.07	215.00	93.75	82.98

Detailed Report of Receipts Cont.

No.	Name	Diverson Rate	Acreage	Recelpts (total fee)	Amount Returned
1152-1	Homestake Mining	6.60	462.00	\$ 185.50	\$ 164.20
449-1	George Wurnig	5.00	365.00	171.25	151.59
1153-1	Homestake Mining	6.10	428.00	177.00	156.68
311-1	Lester Clark	16.61	1,163.60	461.00	408.06
310-1	Lester Clark	6.76	473.20	188.50	166.65
248-1	Lawrence Burke	0.90	64.00	26.00	23.01
1177-1	Charles M Arneson	1.44	131.00	52.75	46.69
1155-1	Trigg Ranches Inc.	4.30	301.00	275.00	243.42
122-1	Trigg Ranches Inc.	3.75	263.00		
1146-1	Trigg Ranches Inc.	1.89	336.00		
928-1	Charles Wennberg	2.20	155.00	68.75	60.86
912-1	Gilbert Alan	1.46	101.80	45.50	40.28
926-1	Donald Berger	2.04	143.00	65.75	58.20
1176-1	Arthur J Odekoven	2.30	163.00	70.75	62.63
1190-1	Neil Shuck	3.53	247.00	101.75	90.07
611-1	Alex Miller	3.35	235.00	98.75	87.41
569-1	Ramona McFarland	0.97	68.00	27.00	23.96
870-1	Eugene C Bishop	0.70	49.00	22.25	19.70
401-1	Kenneth & Dorothy Aker	1.88	132.00	53.00	46.91
135-1	Walter Hoffman	3.11	220.00	95.00	84.09
408-1	James A Mickelson	3.10	218.00	94.50	83.65
469-1	Raymond Garness	1.30	91.00	42.75	37.84
1218-1	William Dillinger	.40	42.70	20.75	18.37
1222-1	John Ismay(Norman)	1.11	79.00	39.75	35.19
1154-1	Homestake Mining	4.50	319.00	129.75	114.85
285-1	Edgar Colin Smart	1.42	150.00	67.50	---
331-1	Anna Stetta (Louis Budmayr)	1.87	131.00	52.75	---
472-1	Timothy Reich	2.00	167.84	62.00	---
275-1	John Durr	1.90	133.00	53.25	---
271-1	Herbert Clarkson	.06	43.00	20.75	---
296-1	Robert Helmer	2.50	179.00	74.75	---
308-1	Lewis Bertolotto	.64	45.00	21.25	---
282-1	James Jeffrey	1.05	73.70	38.50	---
1182-1	George Leach	1.60	108.00	47.00	---
228-1	Thornton Vallery	.72	54.17	23.75	---
290-1	Thornton Vallery	5.50	386.00	156.50	---
264-1	Thornton Vallery	.22	15.30	14.00	---
321-1	Clarence & Lawrence Foos	1.64	115.00	48.75	---
962-1	Ione A Shevling	3.00	251.00	92.75	---
960-1	Thornton & Gwenivere Vallery	.50	35.00	18.75	---
289-1	Thornton & Gwenivere Vallery	1.02	75.00	38.75	---
273-1	Ruben & Esther Kling	.46	32.60	18.25	---
273-1A	Ruben & Esther Kling	1.54	108.40	47.25	---
1177-1	Ruben & Esther Kling	3.30	231.00	97.75	---
416-1	Creta & Leslie Miner	2.66	198.00	79.50	---
865-1	Solomn Stark	2.14	150.00	67.50	---
287-1	David G Rathbun	2.20	154.00	68.50	---
1126-1	John Lewis	3.11	339.00	124.75	---

432-1

Water Rights Division
605 773-3352

November 4, 1983

Dale Morman, Attorney
Box 729
Sturgis SD 57785

Dear Mr. Morman:

Enclosed you will find a copy of the Water Right of Roy Casteel as requested by telephone on November 3, 1983. With regard to your questions on the regulations of water use on the Belle Fourche River, in normal flow years this water right has an early enough priority date where more than likely no restrictions on use would be required. However, during low runoff years, the water use could be curtailed if downstream domestic uses and prior existing water rights are not being satisfied. This is what we call the "Low Flow By-pass" requirement. All appropriate surface water rights are required to bypass low flows as needed for downstream domestic use, including livestock watering and prior water rights.

If you have any further questions, do not hesitate to contact us.

Very truly yours,

JAMES WINTERTON
Water Resources Engineer

JW:ks

enclosure

**South Dakota Department of
Water & Natural Resources**

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

January 25, 1990

432-1

Ken Casteel
RR #1 Box 43
Vale, SD 57785

Dear Mr. Casteel:

Enclosed is a partially completed "Notice of Transfer" for use in filing an ownership change on Water Right No. 432-1. The water right is currently listed in the name of Roy Casteel. The 1989 irrigation questionnaire indicated the ownership has changed.

Please check over the form and sign in the presence of a notary public. Upon completion of the form, return it to our office with a required filing fee of \$2.50.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

Genny McMath

GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosure

432-1

**MORMAN, SMIT, HUGHES,
STRAIN, MOLSTAD & HAIVALA**

Attorneys at Law

Sturgis, South Dakota 57785

(FORMERLY MORMAN LAW FIRM AND
MOLSTAD & MOLSTAD)

February 14, 1990

DALE L. MORMAN
KEITH R. SMIT
JOHN T. HUGHES
MICHAEL W. STRAIN
RUSSELL C. MOLSTAD, JR.
ROBERT A. HAIVALA
RUSSELL C. MOLSTAD, SR.
(1956 1985)

P.O. BOX 729
113 MAIN STREET
605/317-3624

BUFFALO OFFICE
605/378-3477



Ms. Genny McMath, Natural Resources Analyst
Department of Water & Natural Resources
523 East Capitol
Pierre, South Dakota 57501-3181

Re: File #90-272 Casteel - Transfer of Water Right

Dear Ms. McMath:

In accordance with your letter of January 25, 1990, addressed to Ken Casteel, we have enclosed herewith the Notice of Transfer of Ownership duly signed by Roy Casteel, together with our check in the sum of \$2.50 covering the filing fees.

If you need additional information to complete this transfer, please let us know.

Very truly yours,

MORMAN, SMIT, HUGHES, STRAIN,
MOLSTAD & HAIVALA

By: *[Signature]*

DLM/dm

Enclosures

cc: Roy Casteel
Kenneth Casteel

NOTICE OF TRANSFER OF OWNERSHIP

No. 432-1

TO: Chief Engineer
Water Rights Division, DWR
623 East Capitol
Pierre, SD 57501-3131



Date: February 14, 1990

I/We request that Water Right No. 432-1

formerly owned by: Roy Casteel, 1543 Meade Ave, Sturgis, SD 57785

be transferred to: (name & address) Kenneth Casteel, Rural Route 1, Box 43,
Vale, South Dakota 57738 (telephone No.) 347-2116

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

E 1/2 SE 1/4 Section 20, S 1/2 SW 1/4 Section 21, NW 1/4 Section 28, S 1/2 NW 1/4,
N 1/2 NE 1/4 Section 29, all in T7N, R8E

I/We understand that the validity of Water Right No. 432-1 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 right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)
)
County of Meade)

I/We, Roy Casteel, being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

+ Roy Casteel
(Signed)

Subscribed and sworn to before me this 14th day of February, 1990.

Debora L. Murphey
Notary Public

My Commission Expires June 28, 1993

Debora L. Murphey
(Notary Public)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a water right. A water right may be lost for three reasons:
1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

412086

Division of Water Rights
South Dakota Department of Water and Natural Resources

Pierre, February 15, 19 90

RECEIVED OF Morman, Smit, Hughes Strain, Holstad, & Halvala, Box 729, Sturgis, SD 57785
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____

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 _____ Water Right 432-1

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____
(Any Other Work Provided by Law)

Total

2 50

2 50

By

John Hatch (ma)
Chief Engineer

South Dakota Department of
Water & Natural Resources

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

February 23, 1990

No. 432-1

Kenneth Casteel
RR 1, Box 43
Vale SD 57788

Dear Mr. Casteel

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right 432-1.

Our records now show you as the owner of this Water Right No. 432-1.

Sincerely,

Karen Schlaak

KAREN SCHLAACK
Senior Secretary
Water Rights Division
605 773-3352

enclosure

REISSUED STATE OF SOUTH DAKOTA

PARTIAL VESTED RIGHT WATER LICENSE NO. 432-1

(1) Roy Casteel, Sturgis SD was issued Water License No. 432-1, June 11, 1970 for validation of a vested right claim to appropriate 4.3 cubic feet of water per second from the Belle Fourche River, Casteel Draw and a dry draw storage dam (43 acre-feet storage capacity), Meade County, South Dakota, for irrigation purposes. Water Right No. 432-1 with priority dates of April 12, 1951 and October 14, 1959 was issued with construction of the described water supply system completed and application of water to beneficial use completed.

Water Right No. 432-1 was transferred February 15, 1990 to Kenneth Casteel.

The vested right portion of No. 432-1 was readvertised on February 3 and 10, 1993 to correct the amount of water claimed, the number of acres irrigated and to include the 43 acre-feet storage dam. On March 3, 1993, the Water Mangement Board validated the vested right portion of No. 432-1.

(2) The owner is entitled to divert 4.10 cubic feet of water per second for beneficial use. The location of the diversion point is between the NE 1/4 SE 1/4 Section 20 and the NE 1/4 NW 1/4 Section 28 and the NW 1/4 NE 1/4 Section 29; all in T7N-R8E.

The location of the irrigated acreage is: all in T7N-R8E

	Location	Acres	Priority Date
Section 20	NE 1/4 SE 1/4	12.4 acres	April 12, 1951
	SE 1/4 SE 1/4	27.3 acres	April 12, 1951
		10.3 acres	October 14, 1959
Section 21	SW 1/4 SW 1/4	23 acres	October 14, 1959
	SE 1/4 SW 1/4	6 acres	October 14, 1959
Section 28	NW 1/4 NW 1/4	26 acres	October 14, 1959
	NE 1/4 NW 1/4	33 acres	October 14, 1959
	SW 1/4 NW 1/4	8 acres	October 14, 1959
	SE 1/4 NW 1/4	31 acres	October 14, 1959
Section 29	NW 1/4 NW 1/4	28 acres	April 12, 1951
	NE 1/4 NW 1/4	39 acres	April 12, 1951
	NW 1/4 NE 1/4	10 acres	April 12, 1951
	NE 1/4 NE 1/4	33 acres	October 14, 1959
Total		287 acres	

(continued)

Reissued Water License No. 432-1

Kenneth Casteel

Page 2

(3) Pursuant to Section 46-5-30.1 Kenneth Casteel, RR 1, Box 43, Vale SD 57788 the holder and/or owner of Partial Vested Water Right No. 432-1 is issued a license to appropriate 4.10 cubic feet of water per second from the Belle Fourche River, Casteel Draw and a dry draw storage dam (43 acre-feet storage capacity) with priority dates of April 12, 1951 (1.67 cfs) and October 14, 1959 (2.43 cfs) from the location specified in (2) of this license. The water is to be used for the purpose of irrigation. This license is subject to any limitations, conditions or qualifications listed in Partial Vested Water Right No. 432-1 and subject to South Dakota State Law.

John Hatch

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

JUL 2 1996

date



FILE DOCUMENTATION

NAME: Kenneth Casteel
 ADDRESS: RR 1, Box 43, Vale SD 57788
 SUBJECT: Incorporation of No. 226-1 into 432-1
 DATE: January 5, 1993

Based on review of Vested Right No. 226-1 (incorporated into Partial Vested Right No. 432-1) and No. 432-1, I believe the acreages and diversions should be assigned the following priority dates:

Legal Description of Acreage	Priority 4/12/51	Priority 1951*	Priority 10/14/59	Total Acres
NE SE 20-7N-8E	12.4 ac**	(legal wrong on 226-1)		12.4
SE SE 20-7N-8E	27.3 ac		10.3 ac	3837.6
NW NW 29-7N-8E		28 ac		28
NE NW 29-7N-8E		39 ac		39
NW NE 29-7N-8E		10 ac		10
NE NE 29-7N-8E			33 ac	33
SW SW 21-7N-8E			23 ac	23
SE SW 21-7N-8E			6 ac	6
NW NW 28-7N-8E			26 ac	26
NE NW 28-7N-8E			33 ac	33
SW NW 28-7N-8E			8 ac	8
SE NW 28-7N-8E			31 ac	31
	39.7 ac	77 ac	170.3 ac	287 acres

* A priority date of 1951 was placed on the permit issued for No. 432-1. This date was then changed on the license to a more specific date of April 12, 1951, which is the same as listed on No. 226-1.

** The Report of Examination of Works dated May 13, 1970 listed the acreage in the NE SE sec 20 as 12 acres. A footnote on the report indicated that No. 226-1 for 0.57 cfs for 39.7 acres (as originally claimed) was incorporated into No. 432-1. Based on the footnote, the acreage in the NE SE sec 20 has been revised to reflect the 12.4 acres as originally claimed on No. 226-1.

No. 432-1
January 5, 1993

The diversion rates affiliated with the above acreages and priorities should be:

Diversion rate	Acreage	Priority date
0.57 cfs	39.7 ac	April 12, 1951 (No. 226-1)
1.10 cfs	77.0 ac	April 12, 1951 (No. 432-1)
2.43 cfs	170.3 ac	Oct. 14, 1959 (No. 432-1)
-----	-----	
4.10 cfs	287 acres	

REISSUANCE OF WATER LICENSE NO. 432-1

The number of acres listed on the license for No. 432-1 (307 acres) does not correspond with the acreage listed on the Report of Examination of Works (287 acres). This is apparently an error and needs to be corrected on a reissued license. The diversion rate should be reduced accordingly from 4.3 cfs to 4.10 cfs. Portions of nonvested acreage not developed which account for the reduced acreage (287 acres) are located in the S1/2 SW1/4 sec 21. According to the original map and application for No. 432-1, the first legal description of the diversion points on the license is incorrect. The correct legal description is S 70 degrees W from the E1/4 corner section 20. Further modifications to the license should include breaking out acreages by priority date and any other applicable modifications included in the readvertisement of notice of intent to validate (see following).

READVERTISEMENT OF NOTICE OF INTENT TO VALIDATE

The notice of intent to validate No. 432-1 will need to be readvertised to correct errors in the original publication on July 6 and 13, 1988. The primary error is an incorrect amount of water claimed. The correct amount is 1.67 cfs (1.10 + 0.57) rather than the 1.10 cfs in the original publication. The readvertisement should also include the 43 acre feet storage dam, that water is also used for stockwatering, and the acreage associated with the vested right is 116.7 acres (39.7 + 77) not 307 acres. The legal descriptions of the diversion points and acreages published in the original notice are correct; however, on the readvertisement only the legal descriptions of the acreages that are vested need to be included (see list on page 1).


Ron Duvall, Natural Resources Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 28, 1993

Kenneth Casteel
RR 1, Box 43
Vale SD 57788

Dear Mr. Casteel:

The original Notice of Intent to Validate your Vested Water Right Claim No. 432-1 was published with errors. An incorrect amount of water and number of acres irrigated were claimed. The correct amount of water is 1.67 cfs rather than 1.10 cfs. The number of acres irrigated under the vested right portion of the permit should be 116.7 and not 307 acres. Also, the notice did not include the 43 acre-feet storage dam. Therefore, the notice needs to be readvertised to correct the errors. The Readvertisement of the Notice of Intent to Validate Vested Water Right Claims has been sent to the Publisher of the Meade County Times-Tribune printed at Sturgis SD. For your information, a copy of the notice is enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

The cost of publication of this notice will be paid by the Division of Water Rights. Please contact Ron Duvall, if you have any questions.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosure

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA

COUNTY OF MEADE

Faye D. Pate, being duly sworn, says: That the Meade County Times-Tribune, is and, during all the times hereinafter mentioned, was a legal newspaper as defined in SDCL 17-2-2, as amended, published at Sturgis, Meade County, South Dakota, by Allison Publishing, Inc.; that affiant is and, during all of said times, was employed as an accountant by the publisher of such newspaper and has personal knowledge of the facts stated in this affidavit; that the notice, order or advertisement, a printed copy of which is attached, was published in said newspaper for successive issues, bearing the following dates:

February 3	199 3	199
February 10	199 3	199
	199	199
	199	199
	199	199

that the full amount of the fee charged for publishing the same, to-wit, the sum of \$ 76.21, inures solely to the benefit of the publisher of said newspaper; that no agreement or understanding for the division of the fee has been made with any person, and that no part of the fee has been agreed to be paid to any other person.

Faye D. Pate

Subscribed and sworn to before me this

10 day of February, 199 3

[Signature]

Notary Public, South Dakota

Water right claims

READVERTISEMENT OF NOTICE OF INTENT TO VALIDATE VESTED WATER RIGHT CLAIMS

Notice is given that the following vested water right claims in Meade County are eligible for

validation by the Water Management Board pursuant to SDCL 46-2A-17 without a hearing unless a petition to oppose the validation is filed pursuant to SDCL 46-2A-22. Readvertisement of the original notice of intent to validate these claims, as published on June 22 and 29, 1988 in the Meade County Times-Tribune, is necessary to correct errors in the previously published notice.

Vested Water Right No. 432-1, Kenneth Casteel, RR 1, Box 43, Vale, SD 57788, appropriates 1.67 cubic feet of water per second (cfs) from the Belle Fourche River, Casteel Draw and a dry draw storage dam (43 acre-foot storage capacity) to irrigate 118.7 acres. The point of diversion is located between the NE 1/4 SE 1/4 Section 20 and the NE 1/4 NW 1/4 Section 28 and the NW 1/4 NE 1/4 Section 29; all in T7N-R8E. The irrigated lands are located in the E 1/2 SE 1/4 Section 20 and the N 1/2 NW 1/4, NW 1/4 NE 1/4 Section 29; all in T7N-R8E. The priority date is 4/12/51.

Vested Water Right No. 441-1, Sturgis Water Works, 1025 1st St., Sturgis SD 57785, appropriates 0.89 cubic feet of water per second from groundwater. The location of the point of diversion is the NE 1/4 SE 1/4 Section 10-T5N-R5E. The priority date is 1/1/1948.

Vested Water Right No. 527-1, Edgar Harrington, 2718 Eden Lane, Rapid City SD 57701, appropriates 3.85 cfs from Antelope Creek and dry draws located in the NW 1/4, W 1/2 NE 1/4, N 1/2 S 1/2 Section 21 to irrigate 289.45 acres located in the NW 1/4, NE 1/4, N 1/2 S 1/2 Section 21; all in T4N-R8E. The priority date is 1/1/1940.

Vested Water Right No. 772-1, Donald J and Pamela Cox, RR 1, Box 54, New Underwood SD 57781, appropriates 0.57 cfs of water from Ferris Creek to irrigate 40 acres. The point of diversion is located in the W 1/2 SE 1/4 Section 34-T3N-R11E. The irrigated lands are located in the SW 1/4 NE 1/4 and the SW 1/4 NE 1/4 and the W 1/2 SE 1/4 Section 34-T3N-R11E. The priority date is 1/1/1954.

Any person who wishes to oppose validation of any of the readvertised vested right claims shall file a petition of intent to oppose the validation by February 22, 1993 with the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources, Joe Foss Building, 523 East Capitol, Pierre, SD 57501-3181 (605 773-3352) and with the vested right holder at the listed address. The petition may be informal, but it must include a statement describing the petitioner's interest in the vested water right claim, the reasons for the petitioner's opposition to the claim, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained.

If a petition of intent to oppose the validation of a recognized vested water right claim is filed, the Water Management Board will conduct a hearing on the opposed claim at 10:00 am, March 3, 1993, at the Floyd Matthews Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD. The March 3, 1993 hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by February 22, 1993.

If no person opposes validation of a recognized vested water right claim pursuant to SDCL 46-2A-16, the Water Management Board will issue an order pursuant to SDCL 46-2A-17, validating the vested water right claim.

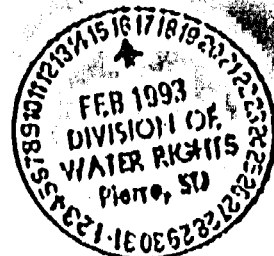
These validations are made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14, 46-2-3.1, 46-2-9, 46-2-11, 46-2-17, 46-2A-16 thru 46-2A-18, 46-2A-22, 46-5-1 thru 46-5-6.1, 46-5-8.2, 46-5-13 thru 46-5-15, 46-5-30.2 thru 46-5-37.1, 46-5-48, 46-5-49, 46-6-1 thru 46-6-3, 46-6-6, 46-6-8.1, 46-6-10, 46-6-13, 46-6-14, 46-6-21, 46-7-1 thru 46-7-5.3, 46-7-12, 46-7-14, 46-7-15 and Board Rules ARSD 74:02:01:01 thru 74:02:01:05.03 and 74:02:01:20 thru 74:02:01:22.

Contact Eric Gföhlund by February 22, 1993, at the above Water Rights Division address to: 1) re-

quest copies of information pertaining to a vested right claim or a copy of the vested water right claim list for another county; 2) obtain a summary of South Dakota Water Law and Water Rights Information; 3) to assure access to the hearing by the handicapped; or 4) obtain an interpreter for the hearing impaired.

Robert E. Roberts, Secretary,
Department of Environment and
Natural Resources

Publ. Feb. 3 & 10, 1993
Meade County Times-Tribune





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 19, 1994

432-1

Jim Hollenbeck
Farm Credit Services
PO Box 3130
Rapid City, SD 57709-3130

Dear Mr. Hollenbeck:

Enclosed, as requested, is a copy of Partial Vested Right No. 432-1, currently listed in the name of Kenneth Casteel.

The vested right portions of No. 432-1 were validated by the Water Management Board in March, 1993. From what I can gather from the file, the water license needs to be reissued to correct some errors which occurred on the original license. I am enclosing a file documentation, done by Ron Duvall, Staff Engineer, concerning the changes which need to be addressed. The water license will be reissued according to this documentation.

If you have any questions concerning the enclosed information, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Division
(605) 773-3352

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUL 2 1996

Kenneth Casteel
RR 1 Box 43
Vale SD 57788

Dear Mr. Casteel:

The Water Management Board has validated the enclosed Vested Water Right No. 432-1. This validation gives legal status to the claim and is the final document for your vested right. Enclosed is the reissued water license which reflects the correct acreage, diversion rate and priority dates.

As long as you use the water beneficially, as stated in the validation, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

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

enclosures

SOUTH DAKOTA

PARTIAL VESTED WATER RIGHT NO. 432-1 FOR IRRIGATION

Date of Receipt of Claim October 14, 1959.

Date of Validation March 3, 1993.

The Water Management Board validated Vested Water Right Claim No. 432-1 for irrigation purposes for Kenneth Casteel, RR 1 Box 43, Vale SD 57788 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 432-1 appropriates 1.67 cubic feet of water per second from the Belle Fourche River, Casteel Draw and a dry dam storage dam (43 acre-feet storage capacity) to irrigate 116.7 acres. the point of diversion is located between the NE 1/4 SE 1/4 Section 20 and the NE 1/4 NW 1/4 Section 28 and the NW 1/4 NE 1/4 Section 29; all in T7N-R8E. The irrigated lands are located in the E 1/2 SE 1/4 Section 20 and the N 1/2 NW 1/4, NW 1/4 NE 1/4 Section 29; all in T7N-R8E.
2. The appropriation may not exceed the amount of water needed for beneficial use for irrigation. The appropriation may not exceed 3 acre feet per irrigated acre per year. The water is to be used during the following annual period: April 1 - November 30.
3. The priority date of the Vested Water Right is April 12, 1951.
4. The water use system has been constructed and water has been applied to beneficial use.
5. Water Rights obtained in compliance with the laws of the State of South Dakota must not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By:

John Hatch
John Hatch, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

JUL 2 1996

date



Note: Vested Water Right No. 432-1 is also included as part of Reissued Water License No. 432-1 for a total of 4.1 cfs to irrigate 287 acres.



**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 24, 2004

432-1

K-C Ranch RLP
19748 Wetz Rd
Vale SD 57788-6310

Dear Mr. Casteel:

Thank you for the prompt return of your 2004 irrigation questionnaire. It is my understanding from the notation you made on the form that you wish to have the water right listed in the name of K-C Ranch RLP.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

If I can answer any questions for you, please contact me.

Sincerely,

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

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 432-1

Date:

12-15-2004

I/We request that Partial Vested Right No. 432-1

formerly owned by: Kenneth Casteel

be transferred to: (name & address) K-C Ranch RLP, 19748 Wetz Rd, Vale SD 57788-6310

Telephone No. 605 347-2116

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

287 acres - E 1/2 SE 1/4 Section 20; S 1/2 SW 1/4 Section 21; NW 1/4 Section 28; N 1/2 NW 1/4 & N 1/2 NE 1/4

Section 29, all in T7N, R8E

I/We understand that the validity of Partial Vested Right No. 432-1 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We K-C Ranch RLP

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

Theresa Ann Casteel
James E. Casteel
Mark Casteel
(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.

RECEIVED
DEC 17 2004
WATER RIGHTS
PROGRAM

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date December 17, 20 04

RECEIVED OF K C Ranch RLP, 19748 Wetz Rd., Vale SD 57788-6310

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>432-1</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.

0015821

By

Darland Erbele

Chief Engineer

gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 20, 2004

432-1

Theresa Ann Casteel
K-C Ranch RLP
19748 Wetz Rd
Vale SD 57788-6310

Dear Ms. Casteel:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" change you submitted for Partial Vested Water Right No. 432-1. The transfer has been completed. The water right formerly listed in the name of Kenneth Casteel is now listed in the name of K-C Ranch RLP.

Enclosed is your Receipt No. 001531 in the amount of \$2.50. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosure



**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 2, 2005

432-1

Teresa Ann Casteel
K-C Ranch RLP
1430 Pine St
Sturgis SD 57785-1917

Dear Ms. Casteel

Enclosed is a "Notice" dated October 28, 2005 concerning the 2005 irrigation questionnaire. The notice was originally mailed to 19748 Wetz Rd, Vale SD 57788. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 10, 2011

432-1

Theresa Casteel
1430 Pine St
Sturgis SD 57785-1917

Dear Ms. Casteel:

Thank you for contacting us regarding the change needed for Partial Vested Water Right No. 432-1.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$50.00. The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please contact me.

Sincerely,

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

enclosure

RECEIVED

JUN 15 2011

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 432-1

Date:

June 13, 2011

I/We request that Partial Vested Water Right No. 432-1

formerly owned by: K-C Ranch RLP

be transferred to: (name & address)

K-C Ranch LLC (Theresa Ann Costel manager)
1430 Pine St.
Sturgis, S.D. 57785-1917 Telephone No. 605-720-3478

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

287 acres - E 1/2 SE 1/4 Section 20; S 1/2 SW 1/4 Section 21, NW 1/4 Section 28, N 1/2 NW 1/4 & N 1/2 NE 1/4

Section 29, T7N, R8E

I/We understand that the validity of No. 432-1 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

K-C Ranch LLC

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

K-C Ranch LLC by Theresa Ann Costel
(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 6/15, 2011

RECEIVED OF K-C Ranch LLC 1430 Pine St Sturgis SD 57785

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>432-1</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. 04992

By

Laurel Erbe
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 15, 2011

432-1

Theresa Ann Casteel
1430 Pine St
Sturgis SD 57785-1917

Dear Ms. Casteel:

I am writing to acknowledge receipt of the ownership change and filing fee you submitted for transferring Partial Vested Water Right No. 432-1.

The transfer has been completed. No. 432-1 formerly listed in the name of K-C Ranch RLP is now listed in the name of K-C Ranch LLC with you listed as the manager.

Enclosed for your records is your Receipt No. 04992 in the amount of \$50.00. If you have any questions, please contact me.

Sincerely,

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

enclosure