

1. Considered 7-17, 1963 684-1
2. Name of Applicant PHIL J. & LAURA SHERIDAN
3. Post Office Address SPEARFISH S.D.
4. Amount of water claimed 1.9 c.f.s
5. Source of water supply ARTESIAN WELL (Municipal)
6. Water to be used for IRRIGATION
Acres to be irrigate 133
7. Water to be diverted and used in LAWRENCE County
about 3 miles N of SPEARFISH
8. Proof of Publication Received ✓
 Not Received _____
9. Application Approved _____
 Subject to _____
 Not Approved _____
 Action deferred _____
10. Remarks:

OVER

No. 684-1Water Division No. 1

(Blank to be Filled by the Engineer for the W. R. C.)

District

MAY - 1 1963
G. R. C. M.STATE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of applicant PHIL J. AND LAURA SHERIDAN
 Postoffice address Route 2, Belle Fourche, County LAWRENCE, State SO. DAK.

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

(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)
BOTH
- (b) Cash on hand, \$ _____ (c) Treasury stock, \$ _____
- (d) Bonds to be issued, \$ _____ (e) Other resources, \$ _____

2. Name of diversion work THE SHERIDAN ARTESIAN WELL
 (Present capacity of well 500 GPH.)
3. Amount of water claimed 1.9 cubic feet per second
4. Source of water supply Artesian well
5. Location of point of diversion N 52°E, 910' from the S 1/4 Cor. Sec. 15, T. 7 N., R. 2 E -MM
 on XXXXXXXXXX bank Lawrence County.
6. Annual period or periods during which water is to be used as needed ~~X~~
7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Gravity

- (a) Number of acres to be irrigated 133 acres.

SW-NE-33 ac., NW-SE-39 ac., SW-SE-39 ac., SE-SE-33 ac., Sec. 15, T. 7 N., R. 2 E

- (b) Legal subdivisions to be irrigated _____ Total 133 acres.

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

- (c) Statement as to domestic use (giving location, etc.) _____

~~Stockwater and irrigation only~~

- II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

- (a) Nature of use Stockwatering and irrigation
 Name any of the above uses claimed

- (b) Amount of power to be generated None horse power.

Amount claimed for engine cooling None

- (c) Location of plant None

- (d) Method of developing power None

- (e) Point where water will be returned to stream X Y V V

MAP NO ~~684~~ 571-1

8. Estimated cost of work: Estimated cost of well \$3000.00

(a) Head gates, \$-----

(b) Pumping plant, \$-----

(c) Fluming, \$----- (d) Canal-earth, \$-----

Rock, \$-----

(e) Other structures Land leveling \$1500.00

Total, \$7500.00

9. Description of diversion works:

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

Artesian well

II. Dimensions of works. See Form 2A

(a) Dam: Height ----- feet; length at bottom ----- feet; length at top ----- feet; thickness at bottom ----- feet; thickness at top ----- feet; slope at front water face -----; slope at back face -----

material used in construction -----

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

DEPTH AT OUTLET-FEET	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	FEET	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 ----- 4 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 -----

THE QUEEN CITY MAIL, SPEARFISH, SO. DAK.

STATE OF SOUTH DAKOTA

County of LAWRENCE

I, PHIL J. AND LAURA SHERIDAN (HUSBAND AND WIFE), 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

Subscribed and sworn to before me this 15th day of April 1903

Carl M. Cornell Notary Public (or other qualified officer)

*Each diversion must have a headgate or measuring device.

CARL M. CORNELL
Notary Public

Form 2A -- Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 8" , Depth 1250'

Type of casing Black iron
(wood, concrete, steel, etc.)

Size of casing 6" , Thickness of casing 1/4"

Length of casing 1179' If collection gallery, length, size and depth of
gallery 71' X 8"

(b) Screens None

Type of perforated screen X X

Size of perforated screen X X ,
(diameter) (length)

Thickness of gravel pack None , length of gravel pack

(c) Water Bearing Materials

Distance to water 1179' Character of water bearing materials
Minnelusa sand.

Thickness of water bearing material 71'

(d) Pump and Motor

Type of pump None
(centrifugal, propeller, mixed flow, etc.)

Name of pump None , size

Kind of motor None
(gasoline, electric, diesel, etc.)

Horsepower None . Name of Motor

(e) Complete well

Capacity 1200 gals Estimated cost \$6000.00

(f) Owner of land upon which well is located Phil J. & Laura Sheridan
Name

Address Spearfish, S. Dak.

(g) Distance to nearest existing wells

On same owner's property None rods. On property owned by others 240 rods

DRILLER'S LOG OF WELL

Location of Well: **87** ... **14**, **87** ... **14**, Section ... **15** ... Township ... **7 N.** ... Range **2 E.** ...

Well to be drilled for: **Phil J. & Laura Sheridan** ... **Spearfish, S.D.** ...
(Name) (Address)

Owner of land (if other than above) ... **Same** ...
(Name) (Address)

Date well drilling started ... **April 34, 1933** ... finished ... **May 14, 1933** ...

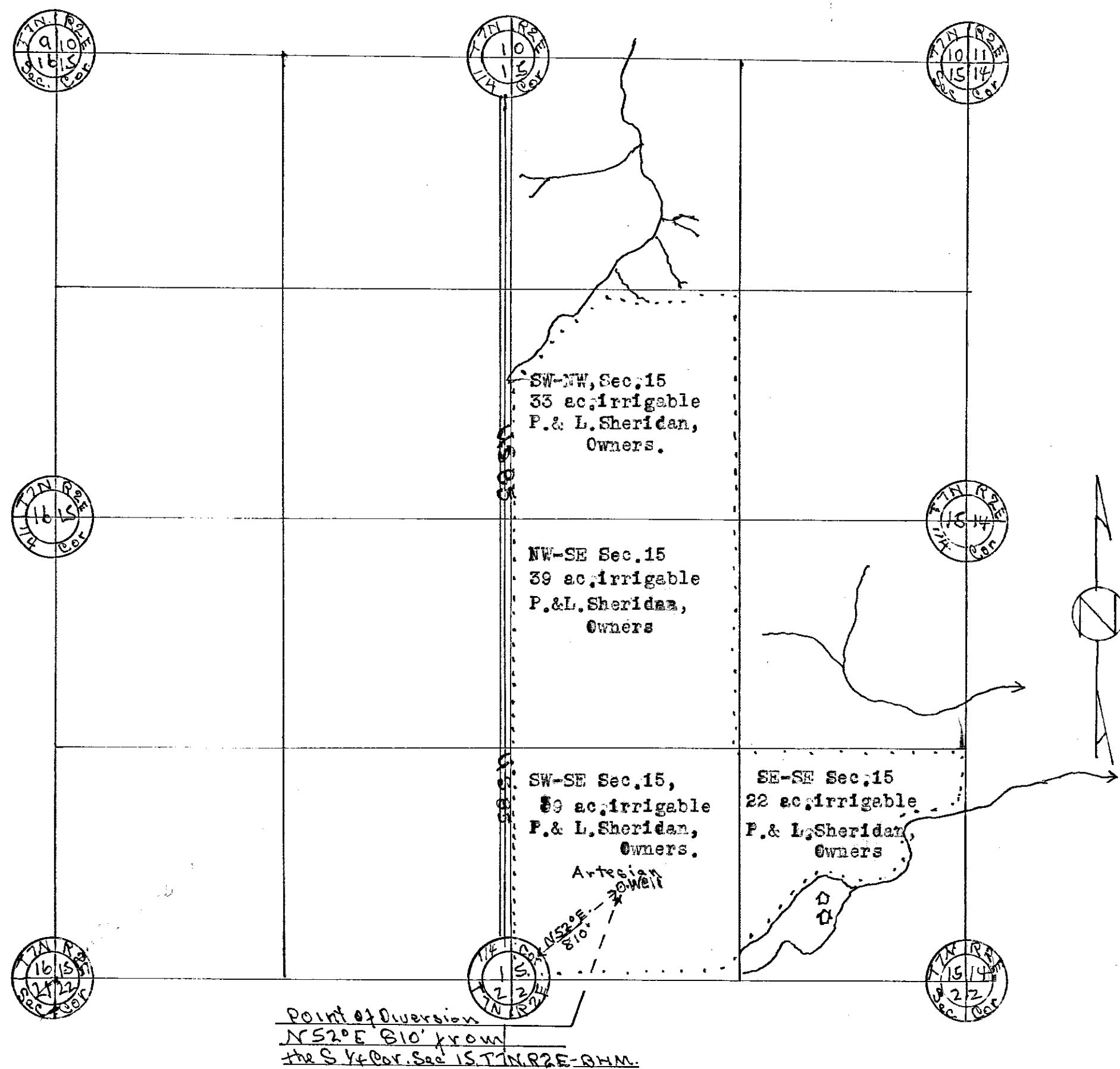
Purpose of well ... **Irrigation and stockwater** ...
(domestic, irrigation, municipal, industrial, other)

Diameter			
inches			
0 - 339	Feet	Sundance	Ground Surface Elevation: 3410' (if Available)
339-1023	Feet	Spearfish	Kind and thickness of casing to be installed: 1173' black iron pipe
1023-1087	Feet	Minnehaha	Describe kind of materials drilled through (add layers on back of form if necessary)
1087-1179	Feet	Opeche	
1179-1250	Feet	Minnehaha	
	Feet		
	Feet		Size of casing to be installed: 1171 feet of 6" inches diameter feet of inches diameter feet of inches diameter
	Feet		TYPE OF CEMENT TO BE USED: Casing set with 200 sacks Portland Cement
	Feet		Kind of perforated screen to be installed: Material ... None (steel, wood, concrete, etc.) Size of screen: None Diameter ... inches Length ... feet Size openings ... inches
	Feet	1179'	Depth below ground surface to which water rises Well flows 300 GPM. in well ... feet.
	Feet	71'	
	Feet	1830'	

Water bearing material

PLAT
OF
THE SHERIDAN IRRIGATION WELL
SECTION 15, T.7 N., R.2 E-SHM,
LAWRENCE COUNTY, SOUTH DAKOTA

SCALE: 1 inch = 660 feet
8 inches = 1 mile.



Surveyors Certificate

I, Carl M. Cornell, Licensed Surveyor, in and for the State of South Dakota, do hereby certify that, at the request of Philip J. and Laura Sheridan, of Spearfish, Lawrence County, South Dakota, I have made a survey and prepared this plat of the tract shown hereon for the purpose of determining the irrigable area embraced in the said tract and for the further purpose of furnishing the required map for an Application for a Permit to appropriate water for irrigation purposes. I further certify that the bearings and lengths of all lines shown hereon, 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 21st day of April, 1963.

Carl M. Cornell

Carl M. Cornell, Licensed Surveyor.
License No. 144 (SEAL)

Subscribed and sworn to before me at Buffalo, South Dakota this 22nd day of April 1963.

M. R. Ziem
Notary Public (SEAL)

MAP NO 571-1
(APPL NO 684-1)

Remarks by State Water Resources Commission:

THE WELL MUST BE VALUED AND THE FLOW REDUCED TO A SMALL AMOUNT WHEN WATER IS NOT BEING USED FOR IRRIGATION.
THIS WELL MAY BE FROM A SOURCE HAVING LIMITED SUPPLIES, AND RESTRICTIONS AS TO FLOW AND TIME OF FLOW BY THE COMMISSION MAY BE NECESSARY TO PROTECT PRIOR WATER RIGHTS.

IF AT ANY TIME THIS PERMIT IS CANCELLED, OR THE WELL IS ABANDONED, THE WELL MUST BE PLUGGED WITH CEMENT GROUT

STATE OF SOUTH DAKOTA
County of HUGHES ss.

Pierre, South Dakota, JULY 31, 1963

This is to certify that the foregoing application was received by the Commission at 9:00 o'clock
a m upon the 1ST day of MAY, 1963

State Water Resources Commission

By:

Durston Dine
for Chief Engineer, Executive Officer

Number of permit 684-1

Date of first receipt of application MAY 1, 1963

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right MAY 1, 1963

Approved JULY 17, 1963, Recorded in Book 8 Page 110

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 _____

JULY 17, 1965

2nd. The whole of said work is to be completed on or before JULY 17, 1967

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

JULY 17, 1967

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

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 1.1 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 JULY 17, 1967; said water to be used during the following described annual period:

AS NEEDED DURING IRRIGATION SEASON

Witness my hand this 31ST day of JULY, 1963

State Water Resources Commission

By:

W. O. G. G. G.
Chief Engineer, Executive Officer

Certificate of Construction Issued SEPTEMBER 30, 1969

Water License Issued SEPTEMBER 30, 1969

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 684-1

(1) WHEREAS, On the 1st day of May A. D. 19 63
Phil J and Laura Sheridan of Spearfish, South Dakota.

made Water Right Application No. 684-1 for a permit to use 1.1 cubic feet per second of the waters
of artesian ground water

County of Lawrence State of South Dakota, for irrigation

purpose; and

(2) WHEREAS, On the 31st day of July A. D. 19 63

Permit No. 684-1 with a date of priority of May 1, 1963

was issued to said applicant B for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 17th day of July A. D. 19 67 and for the
application to beneficial use of said water on or before the 17th day of July A. D. 19 67

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 1.1 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 irrigation of the following described land:

All in Section 15, T7N, R2E

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 33 acres

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 39 acres

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 39 acres

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 22 acres

Total 133 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 Phil J. and Laura Sheridan

_____ of Spearfish, South Dakota
the holder s and owner s of said permit No. 624-1 a water right, dating from May 1, 1953
_____ to use of 1.1 cubic feet per second of the waters
of Artesian ground water

in the County of Lawrence and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point N 52° E, 310 feet from the S½ Corner,
Section 15, T7N, R2E

and conduct to and upon a portion of the E½ Section 15, T7N, R2E, described on the face
of this license.

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 624-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 30th day of September A. D.
Nineteen Hundred and Sixty-nine

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

Permit No. 684-1

Water Diversion No. 1 BELLE FOURCHE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Phil J. and Laura Sheridan

_____ the holders of
Permit No. 684-1, issued upon Application No. 684-1, bearing date of priority of May 1,
1963 authorizing the diversion of 1.1 cu. ft. per second of the waters of _____
artesian ground water County of Lawrence, State of South Dakota at _____
a point N 52° E, 810 feet from the S $\frac{1}{2}$ Corner, Section 15, T7N, R2E

_____, for irrigation

purposes, has ve — 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 1.1 cu. ft. per second of water.

Date September 29, 1969

WATER RESOURCES COMMISSION

 $\{y:$

J. W. GRIMES, Executive Officer

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County LAWRENCE } ss.

Orin Mac Bridges being duly sworn, deposes and says the annexed printed copy of Notice of Intention to appropriate Water was taken from the THE QUEEN CITY MAIL a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the CITY of Spearfish County of Lawrence and State of South Dakota; that the said notice was published in said newspaper on the following dates:

June 20, 1963
June 27, 1963
July 4, 1963
July 11, 1963
 in each and every issue of the full number thereof, the first publication being made on the 20 day of June 1963 and the last publication on the 11 day of July 1963, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was bookkeeper of the said newspaper.

Orin Mac Bridges

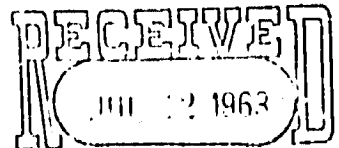
Subscribed and sworn to before me this 11 day of JULY A. D. 1963

Notary Public Leatrice County, S. D.

(First publication on or before June 22, 1963)
APPROPRIATION OF WATER
 Office of State Water Resources Commission,
 Pierre, S. Dak., June 4, 1963

Notice is hereby given that Phil J. and Laura Sheridan whose post-office address is Spearfish, 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 1.9 cubic feet of water per second of time from artesian ground water through the Sheridan Artesian Well, the point of diversion of which is to be located in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 15, Twp. 7N, Range 2E, said water to be used for the purpose of providing irrigation on the following described land: SW $\frac{1}{4}$ 14W $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, T7N, R2E. This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of July 1963, at 2 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: HURTON F. JONES
 Water Right Specialist
 (N 945 - 41, J 20-27, Jy 4-11)



STATE WATER RESOURCES COMM.
 PIERRE, SOUTH DAKOTA

(First Publication on or before June 22, 19 63)**APPROPRIATION OF WATER**

Office of State Water Resources Commission,

Pierre, S. Dak., June 4, 19 63

Notice is hereby given that Phil J. and Laura Sheridan whose postoffice address is Spearfish 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 1.9 cubic feet of water per second of time from the artesian ground water through the Sheridan Artesian Well, the point of diversion of which is to be located on the bank of said stream in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 15 Twp. 7N Range 2E. Said water to be used for the purpose of providing irrigation on the following described land:

SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$ & SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15 17N, R2E

and for purpose

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of July, 19 63, at 2 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:

BURTON F. JONES
Water Right Specialist

CC: Mr. Mike McIntaugh, Publisher
Queen City Mail
Spearfish, South Dakota

Permit No. 684-1Water Division 1 BELLE FOURCHE 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 PHIL J. & LAURA SHERIDAN of SPEARFISH holder S of Permit No. 684-1 bearing date of priority of MAY 1, 1963 authorizing the diversion of 1.1 cu. ft. per second of the waters of ARTESIAN GROUND WATER for IRRIGATION purposes, in LAWRENCE 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:

WELL 1250' DEEP W/ 8" CASING
(WELL IS EQUIPPED W/ VALVE SO FLOW CAN BE REDUCED. ALSO HAS A LINE TO BUILDINGS FOR HOUSEHOLD & DOMESTIC USE)

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

120' OF 12" STEEL PIPE TO DITCHES

C. Works used to apply water to beneficial use.

APPROX 3/4 MILE OF MAIN DITCHES &
1 MILE OF LATERAL DITCHES IN GRAVITY
SYSTEM

The system is in the following condition: GOOD

The point of diversion is located N 52° E, 810 FEET FROM S 1/4
CORNER, SECTION 15, T7N, R2E

The works are capable of diverting and conveying to the place of use 1.1 (500 GPM FLOW)cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL IN SECTION 15, T7N, R2E

<u>SW¹ NE¹</u>	<u>33</u>	<u>ACRES</u>
<u>NW¹ SE¹</u>	<u>39</u>	<u>"</u>
<u>SW¹ SE¹</u>	<u>39</u>	<u>"</u>
<u>SE¹ SE¹</u>	<u>22</u>	<u>"</u>

comprising a total 133 acres of landDate SEPTEMBER 25, 1964

Quinton Jones
(Signature)
WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

Permit No. 684-1Water Division No. 1 Water District**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.) Belle Fourche, South Dakota(Date) April 28, 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 _____

_____ 1.9 cu. ft. per second of the waters of the state from _____~~through the~~ the Sheridan Artesian Wellfor irrigation and stockwater 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 Phil J. Sheridan and
Laura Sheridan

2. The postoffice address of such person or the place of business of such corporation is Belle Fourche
County of _____ State of South Dakota

3. The number of such permit is 684-1 and the date set for the completion of such work is
(Work is all completed)

4. Said water to be used for irrigation and stockwater 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 1.9 cubic feet per second.

6. The amount of land for which said water is available is 133 acres,
particularly described as follows: Southwest Quarter of the Northwest Quarter (33 acres),
Northwest Quarter of the Southeast Quarter (39 acres), Southwest Quarter of
the Southeast Quarter (39 acres), and the Southeast Quarter of the Southeast
Quarter (22 acres), Section 15, Township 2 North, Range 2 East, Lawrence
County, South Dakota

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

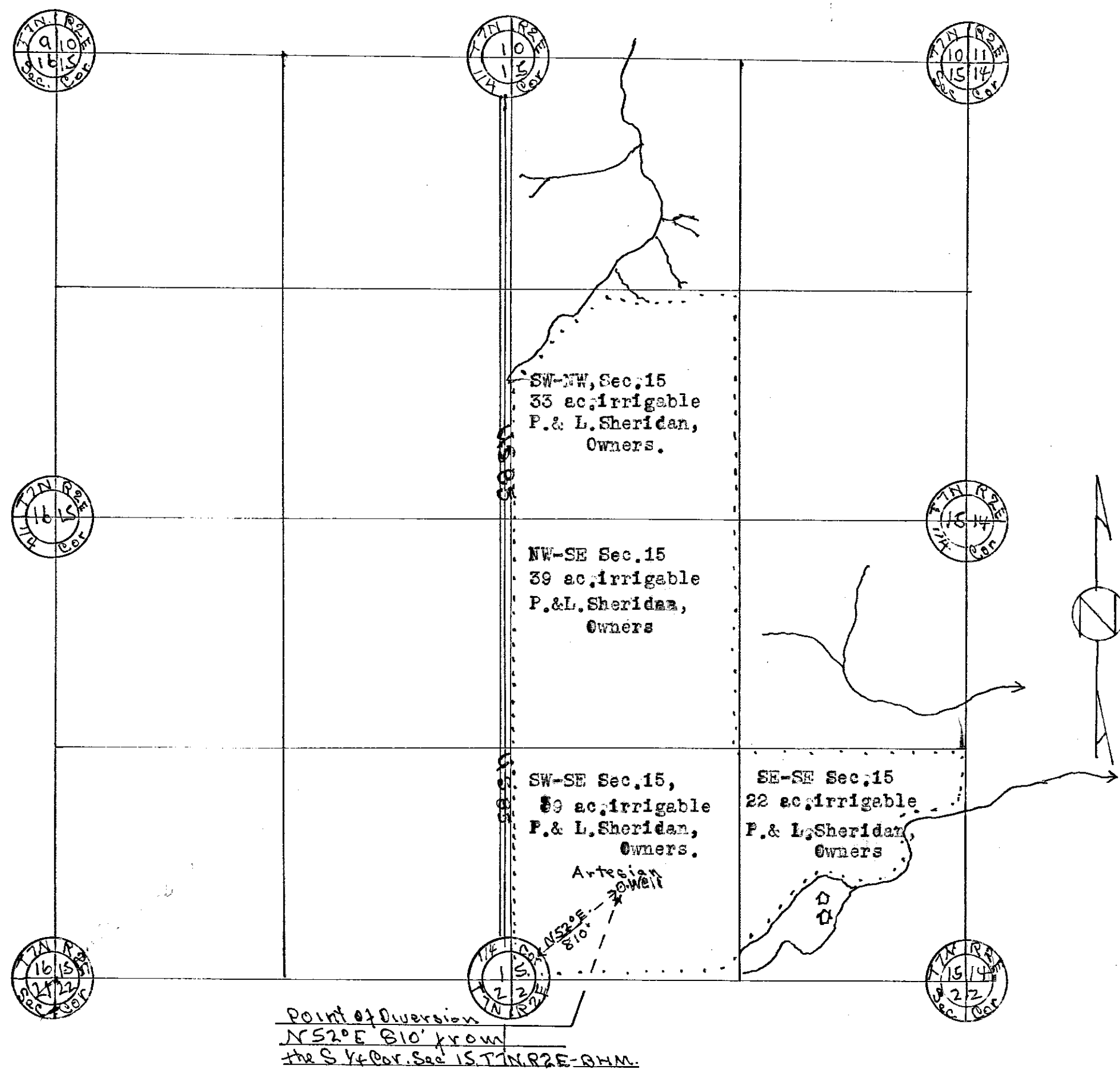
Phil J. Sheridan
Phil J. Sheridan

(Signature of Owners)

Laura Sheridan
Laura Sheridan

PLAT
OF
THE SHERIDAN IRRIGATION WELL
SECTION 15, T.7 N., R.2 E-SHM,
LAWRENCE COUNTY, SOUTH DAKOTA

SCALE: 1 inch = 660 feet
8 inches = 1 mile.



surveyors Certificate
I, Carl M. Cornell, Licensed Surveyor, in and for the State of South Dakota, do hereby certify that, at the request of Philip J. and Laura Sheridan, of Spearfish, Lawrence County, South Dakota, I have made a survey and prepared this plat of the tract shown hereon for the purpose of determining the irrigable area embraced in the said tract and for the further purpose of furnishing the required map for an Application for a Permit to appropriate water for irrigation purposes. I further certify that the bearings and lengths of all lines shown hereon, 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 21st day of April, 1963.

Carl M. Cornell
Carl M. Cornell, Licensed Surveyor.
License No. 144 (SEAL)

Subscribed and sworn to before me at Buffalo, South Dakota this 22nd day of April 1963.

M. R. Z...
Notary Public (SEAL)

MAP NO 571-1
(APPL NO 684-1)

OVERSIZE

DOCUMENT IS

SUPPLEMENTARY

TO MICROFILM FILE

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☒ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

PHIL & LAURA SHERIDAN
HCR 30 BOX 200
BELLE FOURCHE SD 57717

684-1

4a. Article Number

P837 1692 544

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

2-17-94

5. Signature (Addressee)

Phil Sheridan

6. Signature (Agent)

N. Erickson

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991 ☆ U.S.G.P.O. : 1/92-207-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



684-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 16, 1994

PHIL & LAURA SHERIDAN
HCR 30 BOX 200
BELLE FOURCHE SD 57717

NOTICE

RE: Violation of Requirement to Submit 1993 Irrigation Questionnaire

Our records indicate that the 1993 Irrigation Questionnaire has not been submitted for Permit No(s) 684-1. The request for the Questionnaire was dated October 18, 1993. The Water Management Board has directed that owners of water permits who have not submitted the 1993 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 8:45 am, April 6, 1994, at the Golden Hills Resort, 900 Miners Ave, Lead, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to SDCL 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 684-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is(are) received in this office on/or before April 1, 1994, your name will be deleted from the Board agenda.

Very truly yours,

Ron Divall, Natural Resources Engineer IV
Water Rights Division
605 773-3352



684-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 18, 1994

684-1

Edgar Kellem
HCR 30 Box 198
Belle Fourche, SD 57717

Dear Mr. Kellem:

Enclosed, as we discussed, is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change on Water Right No. 684-1.

Please review the form, complete where necessary and sign it in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50. The water right can then be transferred to your name.

Based upon our conversation, I completed a 1993 irrigation questionnaire for Water Right No. 684-1. The questionnaire reflects that no irrigation took place in 1993. Since the questionnaire was completed and on file in our office prior to the Water Management Board meeting, Mrs. Sheridan's name was taken off of the agenda.

Thank you for notifying our office of the ownership change. I have included a copy of the water right for your records. If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures

cc: Laura Sheridan, HCR 30 Box 200, Belle Fourche, SD 57717

684-1

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 684-1

Date: March 6, 1994

I/We request that Water Right No. 684-1

formerly owned by: Phil & Laura Sheridan

be transferred to: (name & address) Edgar A. & Carole Kellem

HCR 30, Box 198, Belle Fourche, SD 57717 (Telephone No) 642-1704

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

SW¼ NE¼, NW¼ SE¼, S½ SE¼ Section 15, T7N, R2E

I/We understand that the validity of Water Right No. 684-1 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 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 Lawrence)

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

Edgar A. Kellem
(Signed)

Subscribed and sworn to before me this 10th day of March, 19 94.

SUSAN FILERS
My Commission Expires
September 22, 2001

Aaron Eilers
(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 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

Division of Water Rights

South Dakota Department of Environment and Natural Resources

684-1
414086

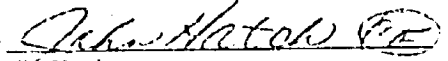
Pierre, _____ March 14 19 94

RECEIVED OF Edgar A. & Carole Kellem, HCR 30, Box 198, Belle Fourche, SD 57717

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>Water Right No. 684-1</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By John H. Hatcher 
Chief Engineer



684-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 16, 1994

No. 684-1

Edgar A. & Carole Kellem
HCR 30, Box 198
Belle Fourche, SD 57717

Dear Mr. and Ms. Kellem:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 684-1.

Our records now show you as the owner of Water Right No. 684-1.

Sincerely,

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

enclosure



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

April 23, 2024

684-1

Jerry & Marilyn Golliher
19516 US HWY 85
Belle Fourche SD 57717

Dear Mr. & Ms. Golliher:

This letter is intended to follow-up on a previous letter dated October 5, 2020 (copy enclosed) regarding ownership of property authorized for irrigation under Water Right No. 684-1.

Water Right No. 684-1, held in the names of Edgar & Carole Kellem, authorizes the diversion of 1.1 cfs (approx. 500 gpm) from one well SW $\frac{1}{4}$ SE $\frac{1}{4}$ for the irrigation of 133.0 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$; all in Section 15-T7N-R2E, Lawrence County, South Dakota.

Under SD Water Laws, water rights for irrigation are appurtenant to the land. Our records indicate that you own a portion of the properties authorized for irrigation by Water Right No. 684-1. For your convenience I have enclosed a partially completed "Notice of Transfer of Ownership" and pre-paid envelope. Please complete the highlighted portions of the transfer form and return it with payment in the amount of \$50.00. Checks should be made payable to SD Water Rights Program.

SDCL 46-5-37 also require water be put to beneficial use, as described in the water permit/right, at least once every three years. Failure to exercise a water permit/right may render it subject to cancellation for abandonment and/or forfeiture. Water Rule 74:02:01:37.1 allows for exceptions of non-use, such as the unavailability of water, sufficient moisture, or legal proceeding preventing access to the irrigation system.

Should you do not irrigate, no transfer will be necessary. If this is the case, please let us know so that we may cancel the unused portions of the water right.

Sincerely,

Amanda Dewell
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us

enclosures



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

October 5, 2020

684-1

Jerry & Sue Golliher
19516 US Hwy 85
Belle Fourche SD 57717

Dear Mr. & Mrs. Golliher:

I am contacting you regarding ownership of land described in Water Right No. 684-1, currently listed in the name of Edgar Kellem. The water right, copy enclosed, authorizes diversion of ground water from one well located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15 to irrigate 133 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and portions of the SE $\frac{1}{4}$ Section 15, T7N, R2E.

In August 2020, Alan Crago filed an ownership change for a portion of the land described in the water right (46.7 acres in Tract 2). Carole Kellem still owns part of the land (Tract 1) and a review of the Lawrence County website show you own the remaining portion of land. I have printed off a copy of a map showing the area.

Under SD water law, a water right for irrigation goes with the land. As long as the water right has not been abandoned or forfeiture, it is transferrable to the new owners. My question to you is whether or not you irrigate the land and if you wish to maintain the portion of the water right pertinent to the land you own.

Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change. Please review and complete as needed. Include the tract or lot numbers and the number of acres that go with it. Upon completion, please sign and return the form to our office with a required filing fee of \$50. The check or money order for the fee can be made payable to the Water Rights Program.

In the alternative, if you do not irrigate and do not wish to maintain the water right, no transfer will be necessary. If this is the case, we would proceed with cancelling the portion of the water right with land you own. If you have any questions, please give me a call.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

AUG 03 2020

WATER RIGHTS
PROGRAMNo. 684-1Date: 4/29/20I/We request that Water Right No. 684-1formerly owned by: Edgar A & Carole Kellem

be transferred to: (name & address)

(1/2 well ownership)
ONE DIAMOND, Inc
P.O. Box 943 Spearfish, SD 57783 Telephone No. 605-641-0359

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

Tract 2 of the S 1/2 SE 1/4 and Part of the
NW 1/4 SE 1/4, Section 15, T7N R2E BHM

I/We understand that the validity of Water Right No. 684-1 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 One Diamond, Inc, the new owner, certify that the above information is true and correct.

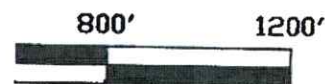
One Diamond, Inc.
by Alan Cragg, President
(Signed by new owner)

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.



T R.O.W. REBAR & CAP

**ER 2006**

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date August 3, 2020

RECEIVED OF One Diamond Inc. PO Box 943 Spearfish SD 57783-0943

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$
Fee to retain Future Use Permit No. _____ after period of seven years.	\$
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$
Fee for Filing Transfer Form <u>684-1</u>	\$50.00
Fee for _____	\$
Fee for Issuing New Well Driller's License No. _____	\$
Fee for Renewal of Well Driller's License No. _____	\$
Fee for Issuing Well Pump Installer's License No. _____	\$
Fee for Renewal of Well Pump Installer's License No. _____	\$
(Any Other Work Provided by Law)	
TOTAL	\$50.00

By Eric Gronlund
Chief Engineer

vm

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 684-1A
(DIVISION OF WATER RIGHT NO. 684-1 INTO 684-1A & 684-1B)

(1) Water Right No. 684-1, owned by Edgar & Carole Kellem, authorizes the diversion of 1.1 cubic feet of water per second (cfs) from groundwater, one well (Minnelusa Formation), Lawrence County, South Dakota for irrigation purposes. Water Right No. 684-1, with a priority date of May 1, 1963, authorizes the irrigation of 133 acres located within the SW ¼ NE ¼, W ½ SE ¼, and SE ¼ SE ¼; all in Section 15, T7N, R2E.

On August 3, 2020, One Diamond Inc. filed a "Notice of Transfer of Ownership" for a portion of the land described in Water Right No. 684-1. Based on the ownership change, Water Right No. 684-1 is being divided and reissued to reflect separate ownership as follows:

- **Water Right No. 684-1A, One Diamond Inc., c/o Alan Crago, PO Box 943, Spearfish SD 57783** authorizing the diversion of 0.39 cfs from one well to irrigate 46.7 acres located in S ½ NW ¼ SE ¼ & SW ¼ SE ¼ Section 15-T7N-R2E.
- **Water Right No. 684-1B, Edgar & Carole Kellem, 10978 Kellem Ln, Belle Fourche SD 57717** authorizing the diversion of 0.71 cfs from one well to irrigate 86.3 acres located in N ½ NW ¼ SE ¼, SW ¼ NE ¼, & S ½ SE ¼ Section 15-T7N-R2E.

(2) It is certified that the permit holders have complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.39 cubic feet of water per second for beneficial use. The location of the diversion point is:

- SW ¼ SE ¼ Section 15-T7N-R2E (Latitude 44.56318 & Longitude -103.85653)

(3) The water is to be used during the following described annual period: April 1 – October 30.

(4) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate to following land:

Section 15, T7N, R2E
N ½ NW ¼ SE ¼ 16.7 acres
SW ¼ NE ¼ 30 acres
TOTAL: 46.7 acres

(5) Pursuant to South Dakota Water Law 46-5-30.1 1 Diamond Inc., the holder and/or owner of Water Right No. 684-1A, is issued a license to appropriate water, the right to use 0.39 cubic feet of water per second from groundwater, one well (Minnelusa Formation), with a priority date of May 1, 1963, from the location specified in (2) of this license for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 684-1A and subject to the following qualifications:

1. The well must be valved, and the flow reduced to a small amount when water is not being used for irrigation.

continued

2. The well may be from a source having limited supplies, and restrictions to flow and time of flow by the Water Resources Commission may be necessary to protect prior water rights. (*The Water Resources Commission is now the Water Management Board.*)
3. If at any time this water right is cancelled or the well is abandoned, the well must be plugged with cement grout.

Eric Gronlund

Eric Gronlund, Chief Engineer
Water Rights Program
Department of Agriculture and Natural Resources

MAY 10 2024

date





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

MAY 10 2024

684-1
684-1A

One Diamond Inc
c/o Alan Crago
PO Box 943
Spearfish SD 57783

Dear Mr. Crago:

Enclosed is Water License No. 684-1A and a receipt of payment for the transfer of ownership. Based on the "Notice of Transfer of Ownership" you filed, Water Right No. 684-1 was divided and reissued as follows:

- **Water Right No. 684-1A, One Diamond Inc., c/o Alan Crago, PO Box 943, Spearfish SD 57783**
- **Water Right No. 684-1B, Edgar & Carole Kellem, 10978 Kellem Ln, Belle Fourche SD 57717**

For your information SDCL 46-6-27 requires that if in the future, the owner of an existing well, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

So long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

Eric Gronlund, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures

**STATE OF SOUTH DAKOTA
WATER LICENSE NO. 684-1B
(DIVISION OF WATER RIGHT NO. 684-1 INTO 684-1A & 684-1B)**

(1) Water Right No. 684-1, owned by Edgar & Carole Kellem, authorizes the diversion of 1.1 cubic feet of water per second (cfs) from groundwater, one well (Minnelusa Formation), Lawrence County, South Dakota for irrigation purposes. Water Right No. 684-1, with a priority date of May 1, 1963, authorizes the irrigation of 133 acres located within the SW ¼ NE ¼, W ½ SE ¼, and SE ¼ SE ¼; all in Section 15, T7N, R2E.

On August 3, 2020, One Diamond Inc. filed a "Notice of Transfer of Ownership" for a portion of the land described in Water Right No. 684-1. Based on the ownership change, Water Right No. 684-1 is being divided and reissued to reflect separate ownership as follows:

- **Water Right No. 684-1A, One Diamond Inc., c/o Alan Crago, PO Box 943, Spearfish SD 57783** authorizing the diversion of 0.39 cfs from one well to irrigate 46.7 acres located in S ½ NW ¼ SE ¼ & SW ¼ SE ¼ Section 15-T7N-R2E.
- **Water Right No. 684-1B, Edgar & Carole Kellem, 10978 Kellem Ln, Belle Fourche SD 57717** authorizing the diversion of 0.71 cfs from one well to irrigate 86.3 acres located in N ½ NW ¼ SE ¼, SW ¼ NE ¼, & S ½ SE ¼ Section 15-T7N-R2E.

(2) It is certified that the permit holders have complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.71 cubic feet of water per second for beneficial use. The location of the diversion point is:

- SW ¼ SE ¼ Section 15-T7N-R2E (Latitude 44.56318 & Longitude -103.85653)

(3) The water is to be used during the following described annual period: April 1 – October 30.

(4) The permit holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate to following land:

Section 15, T7N, R2E
 N ½ NW ¼ SE ¼ 22.3 acres
 SW ¼ NE ¼ 33 acres
 SE ¼ SE ¼ 22 acres
 SW ¼ SE ¼ 9 acres
 TOTAL: 86.3 acres

(5) Pursuant to South Dakota Water Law 46-5-30.1 Edgar & Carole Kellem, the holders and/or owners of Water Right No. 684-1B, is issued a license to appropriate water, the right to use 0.11 cubic feet of water per second from groundwater, one well (Minnelusa Formation), with a priority date of May 1, 1963, from the location specified in (2) of this license for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 684-1B and subject to the following qualifications:

continued

QUALIFICATIONS

1. The well must be valved, and the flow reduced to a small amount when water is not being used for irrigation.
2. The well may be from a source having limited supplies, and restrictions to flow and time of flow by the Water Resources Commission may be necessary to protect prior water rights. *(The Water Resources Commission is now the Water Management Board.)*
3. If at any time this water right is cancelled or the well is abandoned, the well must be plugged with cement grout.

Eric Gronlund

Eric Gronlund, Chief Engineer
Water Rights Program
Department of Agriculture and Natural Resources

MAY 10 2024

date





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

MAY 10 2024

684-1
684-1B

Carole Kellem
10978 Kellem Ln
Belle Fourche SD 57717

Dear Ms. Kellem:

Enclosed is Water License No. 684-1B. Based on the "Notice of Transfer of Ownership" filed by Mr. Crago, Water Right No. 684-1 was divided and reissued as follows:

- **Water Right No. 684-1A, One Diamond Inc., c/o Alan Crago, PO Box 943, Spearfish SD 57783**
- **Water Right No. 684-1B, Edgar & Carole Kellem, 10978 Kellem Ln, Belle Fourche SD 57717**

For your information SDCL 46-6-27 requires that if in the future, the owner of an existing well, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

So long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

Eric Gronlund, Chief Engineer
Water Rights Program
(605) 773-3352

NOTES: While this Water Right includes diversion from the well, access to the well on private property is not afforded under the license. Access arrangements will need to be made with the adjacent landowner.

Our office is aware that an additional transfer of ownership is needed for the N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ & SW $\frac{1}{4}$ NE $\frac{1}{4}$; all in Section 15, T7N-R2E. Once that transfer has been filed, Water Right No. 684-1B will be divided and reissued accordingly.

Annual irrigation questionnaires that you have submitted indicate no irrigation has taken place since 2014 on the land in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 15, T7N, R2E. If you still own this land and have no intent to irrigate, please let us know and we will proceed to cancel that portion of the water right.

enclosure