

**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