

762B-1

DEAR, Genny, Mr. Math,

THE SPLIT OF THE ACRAGE BETWEEN DARREL IWAN
AND OURSELVES WILL BE.

T4N, R4E SECTION 30

N.E. $\frac{1}{4}$	SE. $\frac{1}{4}$	16 ACRES
N.E. $\frac{1}{4}$	SW $\frac{1}{4}$	19 ACRES
NW. $\frac{1}{4}$	SW $\frac{1}{4}$	<u>5 ACRES</u>
		40 ACRES.

DENNIS OR LINDA ANDERSON.



T4N, R4E SECTION 30

N.W. $\frac{1}{4}$	SE. $\frac{1}{4}$	22 ACRES
N.E. $\frac{1}{4}$	SE $\frac{1}{4}$	6 ACRES.

SECTION 29

NW $\frac{1}{4}$	SW $\frac{1}{4}$	<u>12 ACRES</u>
		40 ACRES

DARREL OR CAROL IWAN.

THE IWAN'S ARE COMPLETING THEIR OWN
NOTICE OF TRANSFER OF OWNERSHIP, TO COVER
THEIR HALF OF THE SPLIT OF THE WATER RIGHT.
DARREL IS ARLENE COX'S BROTHER.

THANKS.

DENNIS OR LINDA ANDERSON.

No. 76813-1

Date: 3-4-97

formerly owned by: ARLENE COX

To be forwarded to (name & address) DENNIS OR LINDA ANDERSON, HC 73 Box 2291,
DEADWOOD, S. DAK., 57732 Telephone No. 605-578-2524

TRACT D OF SUBDIVISION OF HES 170, SEC 30, T4N R4E AND PART OF MINING CLAIM SUNNYSIDE NO 4 - MINERAL SUR. NO. 13017 AND ALL OF METALINE NO. 7 - MIN. SUR. 1582. I (We) understand that the validity of Vested Water Right No. 768A-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).

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

[illegible]

101. DENNIS OR LINDA ANDERSON 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.

Regina A. Anderson
Linda M. Anderson

Subscribed and sworn to before me this 4th day of March, 1997

Virginia L. Rantapan
(Notary Public)

**MY COMMISSION EXPIRES
JUNE 25, 2001**

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

415261

Pierre, _____ March 6, 1997

RECEIVED OF Dennis or Linda Anderson, EC 73, box 7291, Deadwood, SD 57732
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>Vested Right No. 768B-1</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By John H. Hotal
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

JUN 2 1997

Dennis or Linda Anderson
HC 73 Box 2291
Deadwood SD 57732

Darrell B or Carol L Iwan
HC 73 Box 2292
Deadwood SD 57732

Enclosed is your reissued water license and receipts for transfer payment. Pursuant to the *Notice of Transfer of Ownership* filed March 5, 1997, Water Right No. 768A-1 was divided and reissued to reflect separate ownership.

Water Right No. 768A-1 was divided and reissued as follows:

No. 768B-1, Dennis or Linda Anderson: irrigation of 40 acres in the NE 1/4 SE 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, Section 30; with diversion of 0.22 cubic feet of water per second from Elk Creek located between the NW 1/4 SW 1/4 Section 30 and the NW 1/4 SW 1/4 Section 29; all in T4N-R4E.

No. 768C-1, Darrell or Carol Iwan: irrigation of 40 acres in the NW 1/4 SE 1/4, NE 1/4 SE 1/4 Section 30 and NW 1/4 NW 1/4 Section 29; with diversion of 0.22 cubic feet of water per second from Elk Creek located between the NW 1/4 SW 1/4 Section 30 and the NW 1/4 SW 1/4 Section 29; all in T4N-R4E.

You should be aware that Water Right No. 768A-1 was amended on March 6, 1996 to include the following qualification: "This water right is subject to the Irrigation Water Use Questionnaire being submitted each year."

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

If you have any questions, please contact us.

Very truly yours,

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

ks

enclosures

STATE OF SOUTH DAKOTA
REISSUED VESTED RIGHT WATER LICENSE NO. 768B-1
DIVISION OF NO. 768A-1 INTO NOS. 768B-1 AND 768C-1

(1) Arlene Cox (Roubioux Ranch), 25 Charles Street, Deadwood SD made Application No. 768A-1, September 26, 1989 for validation of a vested right claim to appropriate 0.44 cubic feet of water per second from Elk Creek, Lawrence County, South Dakota, for irrigation purposes. Vested Water Right No. 768A-1 was validated December 7, 1989 with a priority date of May 11, 1881. Construction of the described water supply system and application of water to beneficial use has been completed and complies with applicable provisions of South Dakota State Law.

On March 5, 1987, transfers of ownership were received, transferring portions of the water right to Dennis or Linda Anderson and Darrell or Carol Iwan. Water Right No. 768A-1 is being divided and reissued to reflect separate ownership. The reissued water rights will be as follows:

No. 768B-1, Dennis or Linda Anderson: irrigation of 40 acres in the NE 1/4 SE 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, Section 30; with diversion of 0.22 cubic feet of water per second from Elk Creek located between the NW 1/4 SW 1/4 Section 30 and the NW 1/4 SW 1/4 Section 29; all in T4N-R4E.

No. 768C-1, Darrell or Carol Iwan: irrigation of 40 acres in the NW 1/4 SE 1/4, NE 1/4 SE 1/4 Section 30 and NW 1/4 NW 1/4 Section 29; with diversion of 0.22 cubic feet of water per second from Elk Creek located between the NW 1/4 SW 1/4 Section 30 and the NW 1/4 SW 1/4 Section 29; all in T4N-R4E.

(2) The vested right owner is entitled to divert 0.22 cubic feet of water per second for beneficial use. The location of the diversion point is between the NW 1/4 SW 1/4 Section 30 and the NW 1/4 SW 1/4 Section 29; all in T4N-R4E.

The location of the irrigated acreage is:

Section 30-T4N-R4E	NE 1/4 SE 1/4	16 acres
	NE 1/4 SW 1/4	19 acres
	NW 1/4 SW 1/4	5 acres
	Total	40 acres

(3) Pursuant to Section 46-5-30.1 Dennis or Linda Anderson, HC 73 Box 2291, Deadwood SD 57732 the holders and/or owners of Vested Water Right No. 768B-1 is issued a license to appropriate 0.22 cubic feet of water per second from Elk Creek with a priority date of May 11, 1881 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 Vested Water Right No. 768A-1 and subject to South Dakota State Law.

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

JUN 2 1997

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 8, 2004

768B-1

Dennis Anderson
21554 Buffalo Lane
Deadwood SD 57732

Dear Mr. Anderson:

Thank you for the return of your 2004 irrigation questionnaire and the notation concerning ownership of the water right.

In order to change the name on a water right, a "Notice of Transfer of Ownership" form will need to be filed with the water right. I know this sounds bureaucratic, but it makes the record clearer as to who holds the right.

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. 768B-1

Date: _____

I/We request that Vested Water Right No. 768B-1

formerly owned by: Dennis or Linda Anderson

be transferred to: (name & address) Dennis Anderson, 21554 Buffalo Lane, Deadwood SD 57732

Telephone No. 605 578-2524

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

40 acres – NE ¼ SE ¼, N ½ SW ¼ Section 30, T4N, R4E

I/We understand that the validity of Vested Water Right No. 768B-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 DENNIS ANDERSON, the new owner, certify that the above information is true and correct.

Dennis Anderson
(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 Dennie Anderson, 21554 Buffalo Lane, Deadwood SD 57732

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>768B-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. _____	2	50
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

001-72

By

Darland Elvel
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 17, 2004

768B-1

Dennis Anderson
21554 Buffalo Lane
Deadwood SD 57732

Dear Mr. Anderson:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form and filing fee you sent in for changing ownership on Vested Water Right No. 768B-1. The transfer has been completed. The vested water right formerly listed as "Dennis or Linda Anderson" is now listed in your name only.

Enclosed is your Receipt No. 001529 in the amount of \$2.50. You may keep this for your records.

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 AGRICULTURE
and NATURAL RESOURCES**

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

December 1, 2022

768B-1

Dennis Anderson
21554 Buffalo Ln
Deadwood SD 57732

Dear Mr. Anderson:

Thank you for calling about the need for a change in ownership of Water Right No. 768B-1.

Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change. Please review and complete as needed. 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.

I included a copy of the water right in the event you needed one. If I can answer any questions, please let me know.

Sincerely,

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

768B-1

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Agriculture and Natural Resources

Date January 31, 2023RECEIVED OF Paul Anderson 134 E 4th St., Leadville CO 80461

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>768B-1</u>	\$ <u>50.00</u>
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	\$ <u>50.00</u>

By Eric GranlundChief Engineer
vm

PAID

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

JAN 31 2023
Ck# 3009
Rec't#

No. 768B-1
Date: 1-25-23

I/We request that Water Right No. 768B-1

formerly owned by: Dennis Anderson

be transferred to: (name & address) Paul or Wilson Anderson

Telephone No. 719-641-1813

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

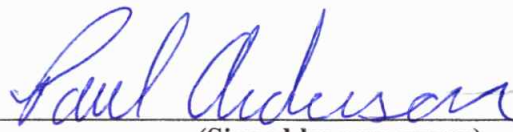
40 acres - NE 1/4 SE 1/4. N 1/2 SW 1/4 Section 30, T4N, R4E

I/We understand that the validity of Water Right No. 768B-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 Paul Anderson, the new owner, certify that the above information is true and correct.


(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIVED

JAN 31 2023

OFFICE OF
WATER

Payment had address of 134 E 4th St, Leadville
CO 80461



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

February 1, 2023

768B-1

Paul or Wilson Anderson
134 E 4th St
Leadville CO 80461

Dear Sirs:

Thank you for sending in the transfer form and filing fee for Water Right No. 768B-1.

The ownership change has been completed. Water Right No. 768B-1, formerly held by Dennis Anderson is now listed under **Paul or Wilson Anderson**.

Enclosed for your records is a receipt for the filing fee you paid. If I can answer any questions, please let me know.

Sincerely,

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

enclosure