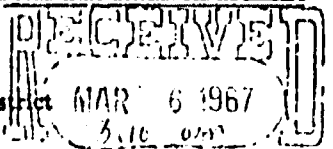


795-1

1. Considered May 17, 1967
2. Name of Applicant Soldado Land & Cattle Co.
3. Post Office Address Spearfish
4. Amount of water claimed 0.223
5. Source of water supply Ground (Floodwater)
6. Water to be used for Suburban Housing
Acres to be irrigated -
7. Water to be diverted and used in Lawrence County
about 25 miles of Spearfish
8. Proof of Publication Received May 12
Not Received -
9. Application Approved X
Subject to -
Not Approved -
Action deferred -
10. Remarks:

No. 238-1 795-1Water Divisor. No. 1 Belle Fourche River District 3.10 0.00
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

To appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.) Thomas and/or Doris Kemo

1. Name of applicant SUNDANCE LAND AND CATTLE COMPANY - FRED BRADY
1244 Ames Box 268
 Postoffice address SPEARFISH, County LAWRENCE, State SOUTH DAKOTA

I. If a corporation

- (a) Name of same SUNDANCE LAND AND CATTLE COMPANY
 (b) Date and place of incorporation APRIL 5, 1965 AT SUNDANCE
 (c) Amount of capital stock \$48,000.
 (d) Amount paid in \$1,670.
 (e) Names and addresses of directors J. L. PHILLIPS, Box 534, SUNDANCE, WYOMING
DRISWILL, SPEARFISH; W. C. KILLGALLON, BRYAN, OHIO

(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)

CONTRACT

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

2. Name of diversion work SUNDANCE HO.
 3. Amount of water claimed 100 cubic feet per second 100 gpm
 4. Source of water supply MINNEAPOLIS SANDSTONE
 5. Location of point of diversion IN NW 1/4 S22, T6N, R2E, B.H.M. SOUTH 86°-28'W 1623
FEET FROM NE CORNER OF S 22 on _____ bank _____ County.
 6. Annual period or periods during which water is to be used ALL YEAR
 7. To be used for:

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

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

- (b) Legal subdivisions to be irrigated _____

(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.)
- WILL BE USED AS WATER SUPPLY

FOR HOUSING DEVELOPMENT AREA

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

- (a) Nature of use
- WILL BE USED AS FIRE PROTECTION FOR HOUSING AREA.
-
- Name any of the above uses claimed

- (b) Amount of power to be generated _____ horse power.

Amount needed for engine cooling _____

- (c) Location of plant _____

- (d) Method of developing power _____

- (e) Point where water will be returned to stream _____

1-2009 #668-1
MAY 1967

8. Estimated cost of work:

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

(c) Fluming, \$-----

(e) Other structures ----- \$-----

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

RESERVOIR 5,000.00

WELL 4,000.00

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

Rock, \$-----

Total, \$ 12,000.00

9. Description of diversion works:

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

RESERVOIR, DISTRIBUTION PIPELINE SYSTEM TO PROPOSED HOUSES IN AREA

II. Dimensions of works.

(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 high water

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 FOUR (4) years.

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

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

QUEEN CITY MAIL

STATE OF SOUTH DAKOTA

County of LAWRENCE

ss.

I, J. B. DRISKILL, Sec. TREAS. OF SUNDANCE

LAND AND CATTLE COMPANY, ACTING FOR SAID COMPANY

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 28th day of February 1964

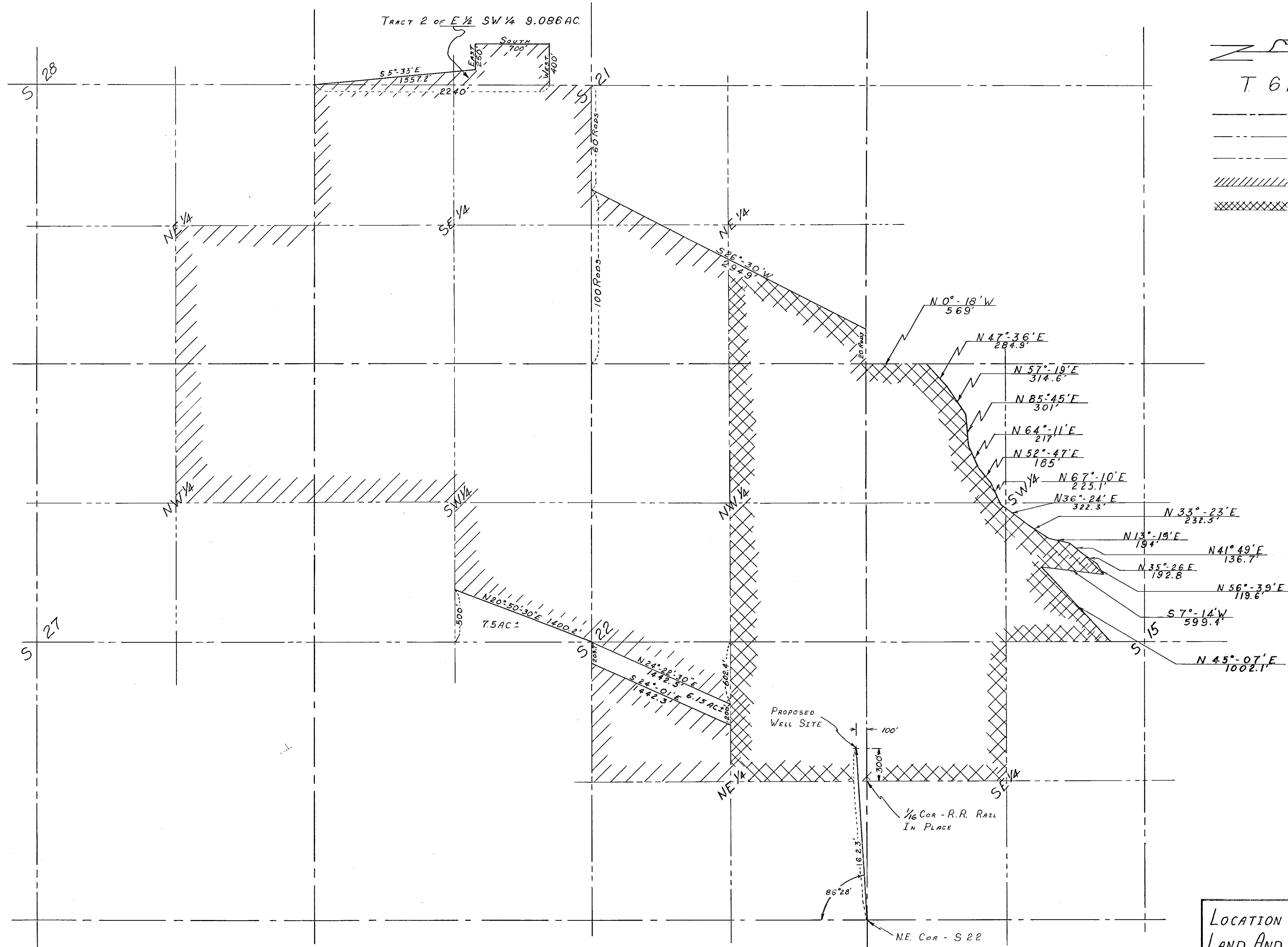
Notary Public (or other qualified officer.)

GEORGE E. OLIVER

NOTARY PUBLIC, LAWRENCE COUNTY, S. DAK.

MY COMMISSION EXPIRES APRIL 28, 1969

*Each diversion must have a headgate or measuring device.



T 6 N R 2 E B H M

SECTION LINES

1/4 SECTION LINES

1/16 SECTION LINES

PROPERTY OWNED BY APPLICANT

APPROXIMATE BOUNDS OF AREA TO BE SERVED BY WELL No. 1

SURVEYOR'S CERTIFICATE

I, FRANK R. BRADY, LICENSED LAND SURVEYOR, DO HEREBY CERTIFY THAT AT THE DIRECTION OF THE SUNDANCE LAND & CATTLE CO. I HAVE SURVEYED THE LOCATION OF THE PROPOSED SUNDANCE LAND & CATTLE CO. WELL No. 1 AS SHOWN HEREON. THE BEARINGS AND DISTANCES ARE AS SHOWN.

Frank R. Brady
REGISTERED LAND SURVEYOR

ACKNOWLEDGMENT OF SURVEYOR

BE IT REMEMBERED THAT ON THIS 2ND DAY OF MARCH, 1967 BEFORE ME, A NOTARY PUBLIC, PERSONALLY APPEARED FRANK R. BRADY, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE.

MY COMMISSION EXPIRES APRIL 28, 1969

George E. Olmsted
NOTARY PUBLIC

LOCATION OF PROPOSED SUNDANCE LAND AND CATTLE CO WELL No. 1.		
Brady Engineering Consulting Engineers Spearfish, South Dakota	Acct. No. WRS 43 Drawn By: B.B. Checked By:	Scale: 1" = 500' Date: JAN. 6, 1967 Sheet of

Map 665-1 (App. # 795-1)

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, May 18, 1967

This is to certify that the foregoing application was received by the Commission at 8:10 o'clock
A.m. upon the 16th day of March, 1967

State Water Resources Commission

By: Richard D Schuyler
Chief Engineer, Executive Officer

Number of permit 795-1

Date of first receipt of application March 6, 1967

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 March 6, 1967

Approved May 12, 1967, Recorded in Book 9 Page 253

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 _____

May 17, 1967

2nd. The whole of said work is to be completed on or before May 17, 1972

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

May 17, 1972 Extended 5-17-71
76 " 5-17-72

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

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 0.223 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 excess 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~~

for suburban housing purposes
and beneficially applied ~~for irrigation~~ on or before May 17, 1972; said water to be used during the following described annual period:

Continuously
Witness my hand this 18th day of May, 1967

State Water Resources Commission

By: Richard D Schuyler
Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19____

Water License issued _____, 19____

9. (Continued)

III. Well Specifications

T.D. EST. @ 475'

- (a) Hole and casing
 Size of drill hole or excavation 10" 6" 300' EST. 175' EST.
 Type of casing STEEL (wood, concrete, steel, etc.)
 Size of casing 8" Thickness of casing 1/4"
 Length of casing 300' EST. If collection gallery, length, size and depth of gallery
- (b) Screens: NONE PLANNED
 Type of perforated screen
 Size of perforated screen (diameter) (length)
 Thickness of gravel pack NONE, length of gravel pack
- (c) Water Bearing Materials
 Distance to water 300' EST. Character of water bearing materials
 MINNELUSA SANDSTONE
 Thickness of water bearing material 500'
- (d) Pump and Motor
 Type of pump TURBINE (centrifugal, propeller, mixed flow, etc.)
 Name of pump NOT KNOWN AT THIS TIME, size 6" PROBABLY
 Kind of motor ELECTRIC (gasoline, electric, diesel, etc.)
 Horsepower 20, Name of Motor NOT KNOWN AT THIS TIME.
- (e) Complete well
 Capacity 100 GPM at drawdown of 100' EST. Estimated cost \$4000.
- (f) Owner of land upon which well is located SUNDANCE LAND AND CATTLE COMPANY,
 Name
 SPEARFISH, SOUTH DAKOTA
 Address
- (g) Distance to nearest existing wells IN SAME FORMATION.
 On same owner's property rods. On property owned by others 330' rods
 NO OTHER WELLS ON PROPERTY

Permit No. 795-1

Water Diversion No. 1 Belle Fourche R. Water District

CERTIFICATE OF CONSTRUCTION

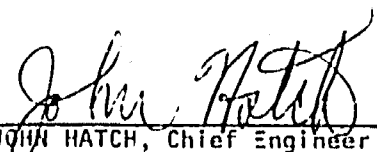
This is to Certify, That Thomas and/or Doris Kemp

_____ the holder ⁶ of
Permit No. 795-1, issued upon Application No. 795-1, bearing date of priority of March 6, 1967
authorizing the diversion of 0.223 cu. ft. per second of the waters of groundwater (one well)
County of Lawrence, State of South Dakota at a point 450'N and 1770'W of the SE corner of Section 15, T6N, R2E

_____, for suburban housing

purposes, have 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 0.03 cu. ft. per second of water.

Date March 3, 1982


JOHN HATCH, Chief Engineer
Water Rights Division

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 795-1

(1) WHEREAS, On the 6th day of March A. D. 1967
Sundance Land and Cattle Company

made Water Right Application No. 795-1 for a permit to use 0.223 cubic feet per second of the waters of groundwater (one well)

County of Lawrence State of South Dakota, for suburban housing

_____ purposes; and

(2) WHEREAS, On the 17th day of May A. D. 1967

Permit No. 795-1 with a date of priority of March 6, 1967

was issued to said applicant 8 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 May A. D. 1972 and for the

application to beneficial use of said water on or before the 17th day of May A. D. 1976

WHEREAS, on the 21st day of July, 1961 Permit No. 795-1 was transferred to
 Thomas and/or Doris M. Kemp, Spearfish, South Dakota.

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 0.03 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,
water is used for suburban housing purposes

(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 Thomas and/or Doris Kemp

_____ of Spearfish, South Dakota

the holder a and owner a of said permit No. 705-1 a water right, dating from March 6, 1967

_____ to use of 0.03 cubic feet per second of the waters of groundwater (one well)

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 450'W and 1770'W of the SE corner of

Section 15, T6N, R2E

and conducted ~~by the owner~~ through the development's distribution system

for the purpose of suburban housing development

Subject to any limitations listed in Water Right Permit No. 705-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 3rd day of March A. D.

Nineteen Hundred and Eighty-two

WATER MANAGEMENT BOARD

By:

John Hatch

Chief Engineer, Executive Officer

JOHN HATCH

RECEIPT

WATER RIGHTS COMMISSION

No 4 8592

State of South Dakota

February 2

19 82

125

PIERRE,

Box 208, Spearfish, SD 57783

RECEIVED OF Doris S. Kemp, P.O. Box 208, Spearfish, SD 57783

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. 795-1		
Fee for inspecting Beneficial Use, and Issuing Water License No. 79502	12	00
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		
(any other work as provided by law)		
TOTAL	12	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH (ms)

Permit No. 795-1Water Division 1 Belle Fourche River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSB BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by Thomas and/or Doris M. Kemp. of Box 268, Spearfish, S. Dak. 57783 holder of Permit No. 795-1, bearing date of priority of March 6, 1967, authorizing the diversion of 1.223 cu. ft. per second of the waters of groundwater (unconfined) for suburban housing, 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:

3/4 H.P. Submersible
Pumping 15 gpm

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

P.V.C. Pipe to Two Houses.

C. Works used to apply water to beneficial use.

Houses & Lawns.

The system is in the following condition: GoodThe point of diversion is located 430' N and 1770' W of the SE Co. of Sec. 15
T6N R2EThe works are capable of diverting and conveying to the place of use 1.03
cu. ft. per second of water which is to be used for Suburban HousingWater has been put to beneficial use to the maximum extent as follows:

comprising a total of _____ acres of land

Well data:

Depth 440 ft.capacity 75-100 gpmpump at 330 ft.pumping 15 gpmlicense for 1.03 cfsDate June 14, 1967
E. Roy J. Monaghan
(Signature)

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County of Lawrence } ss.

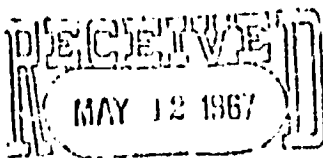
Violet Bockwoldt being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Queen City Mail a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the City of Spearfish County of Lawrence and State of South Dakota; that the said notice was published in said newspaper on the following dates:

March 30, April 6, 13, 20

in each and every issue of the full number thereof, the first publication being made on the 30 day of March 1967 and the last publication on the 20 day of April 1967, 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 the printer and publisher of the said newspaper.

Violet Bockwoldt

Subscribed and sworn to before me this 22 day of April A. D. 1967



STATE WATER RESOURCES COMMISSION
 (LAWRENCE COUNTY CLERK)

Arthur M. Boster
 Notary Public Lawrence County, S. D.

APPROPRIATION OF WATER
 Office of State Water Resources Commission.
 Pierre, S. Dak., March 23, 1967
 Notice is hereby given that the Sundance Land and Cattle Company 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 0.223 cubic feet of water per second of time from ground water through the Sundance No. 1, the point of diversion of which is to be located in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 22, Twp. 6N., Range 2E. Said water to be used for the purpose of providing water for suburban housing. This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of May, 1967, 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: RICHARD D. SCHMOYER
 Water Right Specialist
 (411 - 4; M 36, A 6-13-20)

on or before April 20 1967
(First Publication)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., March 23 1967

Notice is hereby given that the Sundance Land and Cattle Company 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 0.223 cubic feet of water per second of time from the ground water through the Sundance #1, the point of diversion of which is to be located at the bank of said stream in the NE 1/4 of the NE 1/4 of Section 22 Twp. 6N Range 2E. Said water to be used for the purpose of providing irrigation for the following described land:
water for suburban housing.

and for

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of May, 1967, 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:

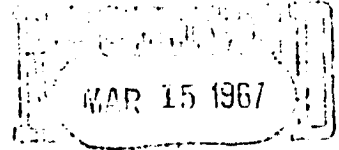
~~Richard Schroyer~~
RICHARD SCHROYER
Water Right Specialist

CC: Mr. Mike Weinbaugh, Publisher
Queen City Mail
Spearfish, S.D.

OTIS REYNOLDS

CECIL K. HUGHES

REYNOLDS & HUGHES
ATTORNEYS AT LAW
SUNDANCE, WYOMING 82720
TELEPHONE ATLAS 3-1313



STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

March 13, 1967

Mr. Richard D. Schmoyer
State of South Dakota
Water Resources Commission
Pierre, South Dakota

Re: Sundance Land & Cattle Co.
Application dated February 28, 1967
Temporary number 795-1

Dear Mr. Schmoyer:

At the request of Jesse B. Driskill I am enclosing herewith
copy of the Articles of Incorporation of the Sundance Land
& Cattle Company.

Yours very truly,

REYNOLDS & HUGHES

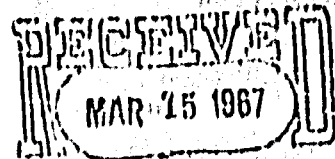
By Cecil K. Hughes

CKH/np
Enc.

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

CERTIFICATE OF INCORPORATION OF

SUNDANCE LAND & CATTLE COMPANY



STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

KNOW ALL MEN BY THESE PRESENTS: That we, whose names are subscribed hereto, all citizens of the United States, have associated ourselves together for the purpose of forming a corporation, under the laws of the State of Wyoming, and we do hereby certify:

1. The name of the corporation shall be Sundance Land & Cattle Company.
2. That the term of the existence of this corporation shall be Fifty years from and after the date of the execution of this certificate.
3. That the corporation shall have unlimited powers to engage in and to do any lawful act concerning any and all lawful business for which corporations may be organized under Section 17-36.1 to and including Section 17-36.126, Wyoming Statutes, 1957, as amended by the 1963 Cumulative Supplements thereto.

It is the intention that the object and purpose as specified in the foregoing clause shall be construed as powers as well as objects and purposes; and generally that the corporation shall be authorized to exercise and enjoy all other powers, rights and privileges granted by the laws of the State of Wyoming to corporations.

4. The capital stock of this corporation shall be Forty-eight Thousand Dollars, consisting of common stock only, of which there shall be four thousand eight hundred shares of the par value of Ten Dollars each.

5. The management of the affairs of this corporation shall be vested in a Board of Three Directors, who shall hold office for the term of one year, or until their successors are elected and qualified, and the directors who shall serve as the Board of Directors for the first year, or until the first annual meeting, are E. L. Phillips, Jesse H. Driskill and Cecil K. Hughes.

6. The corporation will not commence business until consideration of the value of at least Five Hundred Dollars has been received for issuance of shares.

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

7. The names of the incorporators are L. L. Phillips, Jesse B. Driskill and Cecil K. Hughes.

8. That the operations of this corporation may be carried on in any county in the State of Wyoming, or any state in the United States, but the principal part of the business of said corporation will be carried on in Crook County, Wyoming.

9. All initial shares of stock sold by the corporation shall be divided equally between L. L. Phillips, Jesse B. Driskill and W. C. Killgallon and thereafter any shares of stock authorized to be sold shall first be offered in equal shares to said persons. In such event, any such person failing or refusing for any reason to purchase said shares offered, within ten days from the time of said offer, the other such persons shall have first right to purchase as between them, equally, said defaulting person's offered shares for the following ten days.

10. The agent for service of process of the corporation organized hereunder is L. L. Phillips, Box 534, Sundance, Wyoming.

IN WITNESS WHEREOF, we have hereunto subscribed our names in duplicate, this 31st day of March, A. D. 1965.

(s) L. L. Phillips

(s) Jesse B. Driskill

(s) Cecil K. Hughes

STATE OF WYOMING)
County of Crook) ss.

On this 31st day of March, A. D. 1965, before me personally appeared L. L. Phillips, Jesse B. Driskill and Cecil K. Hughes, to me known to be the persons described in and who executed the above Certificate of Incorporation, and acknowledged that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.

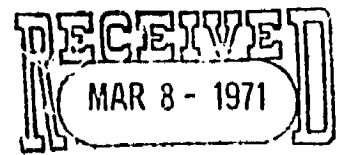
Witness my hand and notarial seal this 31st day of March, 1965.

Norman Peterson
Notary Public

(Seal)

My commission expires May 1, 1966

Form 18.



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

APPLICATION FOR EXTENSION OF TIME

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

Date March 6, 1971

Dear Sirs:

In Water Right Permit No. 795-1 it is specified that the water diversion system is to be completed by May 17, 1971 and that the water is to be put to the limit of beneficial use by May 17, 1971.

I hereby request that the date for completing the diversion system be extended to May 17, 1972 and that the date for putting the water to the limit of beneficial use be extended to May 17, 1972.

The extension of time for the completion of these works is requested for the following reasons: Some complication in the planning of the Housing Unit have delayed entire operation.

Enclosed herewith is a fee of \$1.00 to pay the cost of filing this request for extension of time.

by Sundance Land & Cattle Co.
(Signed) J.B. Driskill, Sec. Treas.
Holder of Permit No. 795-1

APPROVED: MAY 19, 1971

WATER RESOURCES COMMISSION

By: [Signature]

795-1

APPLICATION FOR EXTENSION OF TIME

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

Date May 10, 1972

Dear Sirs:

In Water Right Permit No. 795-1 it is specified that the water diversion system is to be completed by May 17, 1972 and that the water is to be put to the limit of beneficial use by May 17, 1972.

I hereby request that the date for completing the diversion system be extended to May 17, 1976 and that the date for putting the water to the limit of beneficial use be extended to May 17, 1976.

The extension of time for the completion of these works is requested for the following reasons:

Property purchased and development not fully completed -

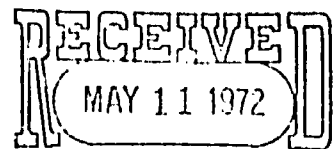
Enclosed herewith is a fee of \$1.00 to pay the cost of filing this request for extension of time.

Frederick D. Brady
(Signed)
Holder of Permit No. 795-1

APPROVED:

WATER RESOURCES COMMISSION

By:



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

195-1

NOTICE OF TRANSFER OF WATER PERMIT

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

Date May 10, 1972

This is to notify you that title to the lands described as follows:

PORTIONS OF SEC 22 & 27 T6N, R2E B1M
& further described on water permit 795-1

formerly owned by Sundance Land & Cattle Co.

has been transferred to Fred D. Brady - effective date of Transfer
July 22, 1972 - under option this date

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 795-1 as provided for in Section 61.0127 of the 1960 Supplement to the South Dakota Code of 1939.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Resources Commission as evidence of the change of ownership.

A fee of one dollar is hereto attached to cover filing fees as required under Section 61.0159 of the 1960 Supplement to the South Dakota Code of 1939.

STATE OF SOUTH DAKOTA)
 County of Lawrence) ss.

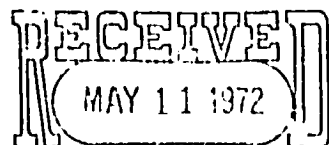
I, Fred D. Brady being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Fred D. Brady
 (Signed)

Suscribed and sworn to before me this 10TH day of MAY, 19 72

EMANUEL E. ELLIOTT, Notary Public, S. DAK.
 1st Commission Expires Oct. 2, 1973

E. E. Elliott
 (Notary Public)



STATE WATER RESOURCES COMM.
 PIERRE, SOUTH DAKOTA

Form 20.

No. 795-1

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights Commission
Foss Building
Pierre, South Dakota 57501

Date: 14th July, 1981

This is to notify you that title to the lands described as follows:

Lot 3 Mountain Plains Estates, in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22,
T6N R2E

formerly owned by Fred Braley ^{or Davis M. Kemp as Jt. Tenants}
has been transferred to Thomas O. Kemp, Box 268, Spearfish, S.D. 57153
together with any rights to the beneficial use of water thereon as evidenced by
Water Right Permit No. 795-1 as provided for in Section 61.0127 of the 1960
Supplement to the South Dakota Code of 1939.

You are therefore hereby requested to file this "Notice of Transfer of Water
Permit" in its appropriate file at the Office of Water Rights Commission as
evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is hereto attached to cover
filing fees as required under Section 61.0159 of the 1960 Supplement to the
Dakota Code of 1939..

STATE OF SOUTH DAKOTA)
) SS.
County of Lawrence)



I, Thomas O. Kemp being first duly sworn on my oath despose
and say: That my relation to the above described undertaking is that of Owner,
that I have read the above foregoing statement, and I know of my own personal
knowledge that the information herein stated is true.

Thomas Kemp
(Signed)

Subscribed and sworn to before me this 14th day of July

19 81.

FP Fuller
(Notary Public)

July 19, 1981

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8392

PIERRE, July 16, 1951

RECEIVED OF Thomas O. Kemp, Box 268, Spearfish, SD 57783

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 transfer of WR# 795-1	2.50	
Fee for certified copy of _____		
Fee for Print copy of map _____		
Fee for Certifying _____		
Fee for _____ (any other work as provided by law)		
TOTAL	2.50	

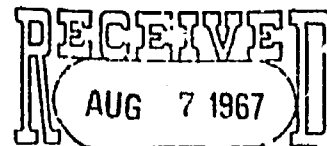
WATER RIGHTS COMMISSION

By (J. H. Hatch)
Chief Engineer, Executive Officer
JOHN HATCH / 664

795-1

SOUTH DAKOTA
STATE DEPARTMENT OF HEALTH
PIERRE

August 3, 1967



STATE WATER RESOURCES COMM
PIERRE SOUTH DAKOTA

J. B. Driskill
930 8th Street
Spearfish, South Dakota 57783

Dear Mr. Driskill:

We have your letter of July 24, 1967, concerning development of the proposed housing area. I wish to advise that it will not be permissible for septic tanks to overflow to any surface discharge including a dry draw, ground surface, or flowing stream. Adequate protection must be taken to keep the wastewater from entering the ground water supplies in the area. The best procedure is to make arrangements to discharge contaminated water to the city sewer system.

If private waste treatment facilities are constructed it will be necessary that plans and specifications be submitted to this office for review and approval prior to construction. The permit you have from the Water Resources Commission is for withdrawal for a water supply. It will also be necessary, if this well is to be used for domestic purposes, that the well and distribution system be properly constructed. Plans and specifications for this installation must also be submitted to this office for review and approval prior to construction.

FOR THE DIVISION OF SANITARY ENGINEERING

Very truly yours,

Benjamin B. Bann

John Hatch, Chief
Environmental Sanitation Section

JH:gr

cc: Water Resources Commission
Ed Hankins, Jelle Fourche

C
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P
Y

OVERSIZE

DOCUMENT IS

SUPPLEMENTARY

TO MICROFILM FILE