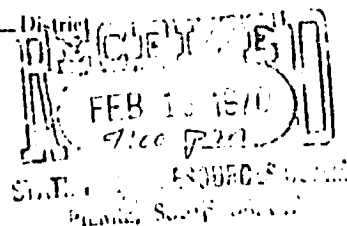


Water Right Number 889-1

1. Considered MAY 20, 19 70
2. Name of Applicant C. RAGO BROS.
3. Post Office Address R.R. # 1 - SPEARFISH, S.D.
4. Amount of Water claimed 2.1
5. Source of Water supply ARTESIAN GROUND WATER
6. Water to be used for IRRIGATION
Acres to be irrigated 149
7. Water to be diverted and used in LAWRENCE County
about 2 1/2 6 N miles of SPEARFISH
8. Proof of Publication
Received 4-27-70
Not Received _____
9. Application
Approved _____
Subject to _____
Not Approved _____
Action Deferred _____
10. Remarks:

No. 889-1Map No. 742-1 Water Division No. 1 BELLE FOURCHE RIVER
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT



To Appropriate Water within the State of South Dakota

(NOTE--Draw a line through items not applicable)

Crago ~~Bros~~ cattle Co.

1. Name of Applicant _____

Postoffice address R.R. #1, Spearfish, S.D. State South Dakota

If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) contract and direct labor3. Name of diversion work Crago Bros. Well #24. Amount of water claimed (cubic feet per second) 2.15. Source of water supply artesian ground water6. Location of point of diversion N. 44° 30' West 1780 feet from the SE Corner, Section 9,
T7N, R2ECounty Lawrence7. Annual period or periods during which water is to be used April thru October8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation9. For irrigation use, Total number of acres to be irrigated 149

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, T7N, R2E	40		
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, T7N, R2E	31		
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, T7N, R2E	39		
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, T7N, R2E	3		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 4 years.11. Choice of newspaper for Notice of Intent to Appropriate Water publication Queen City Mail, Spearfish, S.D.

12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Well and Pipe

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

ditches

C. Works proposed to apply water to beneficial use.

levelled landEstimated Total Cost \$ 20,000.00Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA)

County of Lawrence) ss.I, Vincent Crago

the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed Vincent CragoSubscribed and sworn to before me this 26th day of February 1970

Notary Public (or other qualified officer)

LEAH M. FARR, Notary Public

My commission expires February 14, 1971

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 889-1
CRAGO FRED Cattle Co. SPEARFISH
 (Applicant) (Post Office Address)
SOUTH DAKOTA With the following modifications:
 (State)

THIS WELL MUST BE VALUED AND THE FLOW REDUCED TO A MINIMUM WHEN NOT BEING USED. THIS WELL IS TO BE IN AN ARTESIAN ~~WELL~~^{BASIN} HAVING LIMITED SUPPLIES, AND RESTRICTIONS AS TO FLOWS OR TIME OF FLOW MAY BE MADE BY THE COMMISSION TO PROTECT PRIOR WATER RIGHTS. IF AT ANY TIME THIS PERMIT IS CANCELLED OR THE WELL IS ABANDONED, THE WELL MUST BE PLUGGED TO THE SATISFACTION OF THE COMMISSION.

The permit does not authorize pumping from the well except with a suction type of pump.

Date of first receipt of application FEBRUARY 16, 19 70
 Date of return to applicant for correction, amendments or changes required —, 19 —
 Date of receipt of corrected application —, 19 —
 Approved MAY 20, 19 70 Recorded in Book 11 Page 116

WATER RIGHT PERMIT NO. 889-1

The Water Resources Commission hereby grants and issues this Water Right Permit No. 889-1 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is FEBRUARY 16, 19 70
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 20, 19 72
3. The whole of said work is to be completed on or before MAY 20, 19 75
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 20, 19 74
5. The water appropriated shall be used for the purpose of IRRIGATION
6. 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.
7. The amount of the appropriation herein granted shall not exceed 2.1 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and 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 MAY 20, 19 79; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 22ND day of MAY, 19 70

WATER RESOURCES COMMISSION

By J. C. Currier
 Chief Engineer, Executive Officer

Certificate of Construction Issued January 20, 19 82

Water License Issued January 20, 19 83

Well #2

9. (Continued)

III. Well Specifications

(a) Hole and casing

0 to 40 surface casing 12" - 324 to ft.

Size of drill hole or excavation Depth
to 1156 ft. 6 5/8 casing 1166Type of casing
Black (steel) concrete pipe 10.10 per ft.Size of casing Thickness of casing
standardLength of casing If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen
No perforations

Size of perforated screen (diameter) (length)

Thickness of gravel pack , length of gravel pack

(c) Water Bearing Materials

Distance to water Character of water bearing materials
1187 white~~limestone and~~ and gray sandThickness of water bearing material
25 ft.

(d) Pump and Motor

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

Name of pump , size

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

Horsepower , Name of Motor

(e) Complete well

Capacity 1100 GPM each (flow) Estimated cost \$10,000 each

(f) Owner of land upon which well is located

Crugo Bros (Vincent and Chester)

Spearfish, So. Dak. RR 1 57783

(g) Distance to nearest existing wells

On same owner's property 1120 rods. On property owned by others 480 rods

PLAT OF THE CRAIG #205 IRRIGATION PROJECT

Located in sections 9 and 17, Township 7 North, Range 2 East of the 4th, in Lawrence County, South Dakota, drawn and prepared as a part of the application for permits to appropriate water of Craig #205, Spearfish, South Dakota, to supply water for irrigation of areas as shown on this plat.

SURVEYOR'S CERTIFICATION

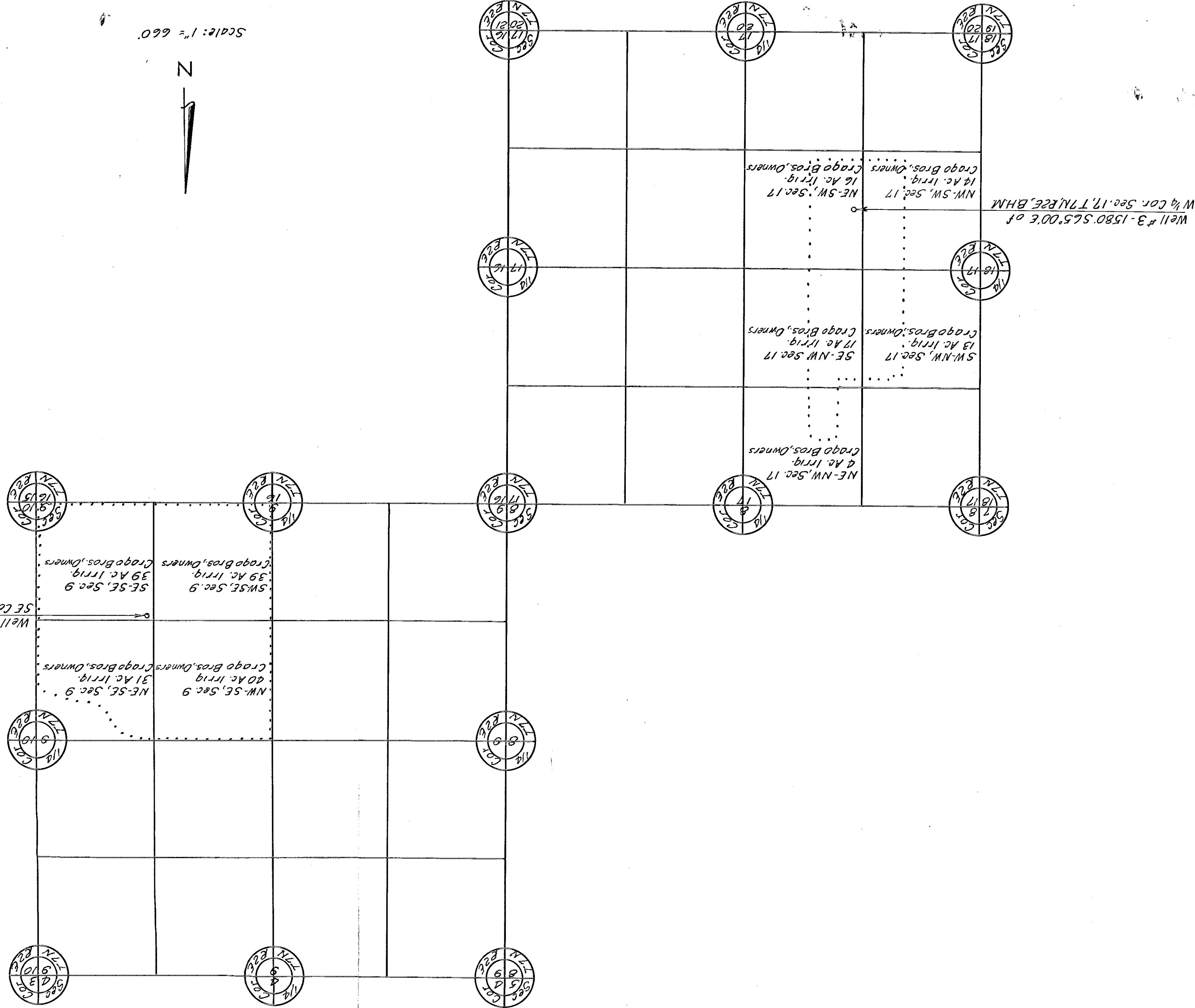
I, William C. Brangle, registered land surveyor in and for the State of South Dakota, do hereby certify that at the request of Vincent Craig, I have made a survey and have prepared this plat as a part of his application for a permit to appropriate water for irrigation. I further certify that the bearings and lengths of all lines shown and their location with reference to the corners and corners shown, are correct to the best of my knowledge and belief.

William C. Brangle
Registered Land Surveyor #1517
(SEAL)

Subscribed and sworn to before me at Buffalo, South Dakota, this 8th day of January, 1970.

Notary Public
(SEAL)

ELDONA BEECHER
NOTARY PUBLIC LAWRENCE CO., S. DAKOTA
My Commission Expires Aug. 1, 1978



M & R DRILLING

Owner: MERLE R. BANDY

South Highway 95

Phone 892-4505

Belle Fourche, South Dakota

Crago Bros. Vincent and Chester

LOG OF WELL

WELL #2

Crago Well

No. Two (2) SE-SE-Sec. 9, T. 7 N., R. 3 E-BHM

11-20-69

(Date Started)

1-22-70

(Date Completed)

From Feet	To Feet	Description of Material Drilled; and Formations Encountered
0	10	Surface
10	28	Sand & gravel
28	39	Tan sandy shale
39	83	Gray & blue shale
83	93	Buff, pink, tan sandy shale
93	137	White, pink, tan hard sand streaks of shale
137	162	Buff brown sandy shale streaks of tan sand
162	175	Tan & white gray sand
175	183	Blue & gray shale
183	221	Salmon & pink sand
221	254	Blue & gray shale
254	271	White & pink sand
271	286	Blue & gray shale
286	303	Pink, buff sandy shale
303	310	White, buff pink limy yep.
310	1056	Red silty shale streaks of yep.
1056	1094	White, buff lavender & limestone
1094	1097	Purple & red limy shale
1097	1168	Red sandy shale
1168	1187	White & gray limestone
1187	1212	White & gray sand

(over)

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 889-1

(1) WHEREAS, On the 16th day of February A. D. 1970
the Crago Brothers

made Water Right Application No. 889-1 for a permit to use 2.1 cubic feet per second of the waters
 of groundwater (one well)

County of Lawrence, State of South Dakota, for irrigation
 purposes; and

(2) WHEREAS, On the 20th day of May A. D. 1970
 Permit No. 889-1, with a date of priority of February 16, 1970

was issued to said applicant a for the diversion of said water, and provided for the completion of construction of the water
 supply system therein described on or before the 20th day of May A. D. 1975 and for the
 application to beneficial use of said water on or before the 20th day of May A. D. 1979

WHEREAS, on the 20th day of January, 1982, Water Right Permit No. 889-1 was transferred
 to Crago Cattle Company, 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 1.6 cubic feet
 per second of water for beneficial use and,

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

for irrigating the following land all in Section 9, T7N, R2E

NW 1/4 SE 1/4	40 acres
NE 1/4 SE 1/4	31 acres
SW 1/4 SE 1/4	39 acres
SE 1/4 SE 1/4	39 acres

TOTAL 149 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 Crago Cattle Company

of Spencer, South Dakota

holder and owner of said permit No. 889-1 a water right, dating from February 16, 1970

to use of 1.6 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 1270 feet N and 1060 feet W of the SE

corner of Section 9, T7N, R2E

and conducted to and upon portions of land in Section 9, T7N, R2E more fully described on the face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 889-1 and subject to the laws of the State of South Dakota.

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

this 20th day of January A. D.

Nineteen Hundred and Eighty-two

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

Permit No. 889-1

Water Diversion No. 1 Belle Fourche River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Crago Brothers

_____ the holder _____ of
Permit No. 889-1, issued upon Application No. 889-1, bearing date of priority of _____
February 16, 1970 authorizing the diversion of 2.1 cu. ft. per second of the waters of _____
groundwater (one well) County of Lawrence, State of South Dakota at _____
a point 1270 feet N and 1060 feet W of the SE corner, of Section 3, T7N, R2E

_____ for irrigation

_____ 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 1.6 cu. ft. per second of water.

Date January 20, 1982



JOHN HATCH, Chief Engineer
Water Rights Division

Form 6 - Notice of Intent to Appropriate Water

669-1

Publish first publication, on or before April 23, 19 70

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 25, 19 70

the Crago Bros.

Notice is hereby given that _____
whose post office address is Spearfish, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use

_____ cubic feet of water per second of time from ~~the Artesian ground water~~ through the

Crago Well #2

the point of diversion of which is to be located in the _____

SE 1/4 SE 1/4

of Section 9, Twp. 7N, Range 2E. Said water to be used for the purpose
a portion of

of providing irrigation of the following described land:

SE 1/4 Section 9, T7N, R2E

This application No. 669-1 will be considered by the Water Resources Commission at their office at
Pierre upon the 20th day of May, 19 70, at 2:00 P. M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

cc: Crago Bros. R.R. #1
Spearfish, S.D.

By:

BURTON F. JONES
Water Rights Specialist

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 880-1

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Lawrence) ss.

I, Jean Edwards hereby

certify that the annexed printed copy of Notice of Intent 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
four dates:

April 23

April 30

May 7

May 14

Jean Edwards
(Signature)

bookkeeper
(Title)

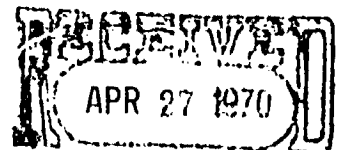
4-28-70
(Date Signed)

NOTICE
INTENT TO APPROPRIATE WATER
Pierre, South Dakota 57501
March 25, 1970
Notice is hereby given that the Crago Bros. whose post office address is Spearfish, South Dakota, have made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use cubic feet of water per second of time from artesian ground water through the Crago Well

No. 2, the point of diversion of which is to be located in the SE1/4 of Section 9, Twp. 17N, Range 2E. Said water to be used for the purpose of providing irrigation on a portion of the following described land: SE1/4 Section 9, T17N, R2E.

This application No. 880-1 will be considered by the Water Resources Commission at their office at Pierre upon the 20th day of May, 1970, at 2:00 p.m. All interested persons may appear and be heard.

WATER RESOURCES COMMISSION
By: Burton F. Jones
Water Rights Specialist
cc: Crago Bros. R.R. No. 1
Spearfish, S. Dak.
(705 - 41, A 23-30, M 7-14)



STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8664

PIERRE, January 20, 1982, 19 82

RECEIVED OF Vincent Grago, Grago Cattle Co. RR#1, Box 182, 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. 866-1	50	00
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing Transfer of water permit No. 866-1	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	52	50

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH/ins

NO. 889-1

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

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

SE 1/4 Section 9, T7N, R2E

formerly owned by Crago Bros.

has been transferred to Crago Cattle Co Spearfish SD 57783

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 889-1 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Rights, Water Management Board 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 SDCL 46-2-13.

STATE OF SOUTH DAKOTA)
County of Lawrence) ss.

I, Vincent Crago 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.

Crago Bros. by Vincent Crago
(Signed)

Subscribed and sworn to before me this 1 Day of January, 1982.

Archie Lorie
(Notary Public)



Permit No. 889-1Water Division 1 Belle Fourche River Water District

REPORT OF EXAMINATION OF WORKS AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by Craig Cattle
Company of RR #1 Spearfish, S. Dak. 57783 holder:
 of Permit No. 889-1, bearing date of priority of February 16, 1970
 authorizing the diversion of 2-1 cu. ft. per second of the waters of one Well
 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:

Flowing artesian well.Shut off at time of inspection - J.H.

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

5" Pipe Well to CP.

C. Works used to apply water to beneficial use.

Zinnatic Center Pivot Model 307, Ser # 412371Booster pump - Berkeley Model B4 JRBW CW, Ser # 7575025Motor - Weider 50 HP Elec. 1800 RPM. Pumping 700 gpm.4" x 5" Aluminum Tee Pipes to irrigate the centersThe system is in the following condition. GoodThe point of diversion is located 1270 ft N and 1060 ft W of the SE Cor
of Sec. 9, T7N R2EThe works are capable of diverting and conveying to the place of use 1.6cu. ft. per second of water which is to be used for Irrigation

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

All in Sec. 9, T7N R2E. NW 1/4 SE 1/4 - 40 Ac.NE 1/4 SE 1/4 - 31 Ac. SW 1/4 SE 1/4 - 39 Ac., SE 1/4 SE 1/4 - 38 Ac.comprising a total of 149 acres of land.Well depth 1156 ft.

Artesian flow.

Inflow for 1.6 cfs

Date July 21, 1981
Barbara J. McManis
 (Signature)



Department of Water & Natural Resources

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

March 23, 1987

CRAGO CATTLE COMPANY, Vincent Crago
RR #1 BOX 176
SPEARFISH, SD 57783

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 889-1. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 2:00 pm, May 6, 1987 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 889-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.

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

NOTE: If the questionnaire(s) is received in this office before the hearing date, your name will be deleted from the agenda for the hearing.



Department of Water & Natural Resources

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

April 13, 1987

889-1

Vincent Crago
Crago Cattle Company
RR #1 Box 176
Spearfish, SD 57783

Dear Mr. Crago:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaire. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Right No. 889-1 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,

A handwritten signature in black ink that reads "John Hatch". The signature is written in a cursive, flowing style.

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

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

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

January 29, 1988

VINCENT CRAGO- CRAGO CATTLE CO
RR #1 BOX 176
SPZARFISH, SD 57783

NOTICE

Re: Violation of Requirement To Submit 1987 Irrigation
Questionnaire

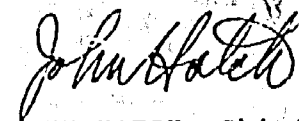
Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 889-1. The request for the Questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 9:00 am, March 2, 1988 in Room 216, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 889-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

The hearing(s) 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.



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

NOTE: If the questionnaire(s) is received in this office before the March 2 hearing date, your name will be deleted from the agenda for the hearing.

SOUTH DAKOTA
Department of
Water & Natural Resources

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

February 16, 1988

889-1

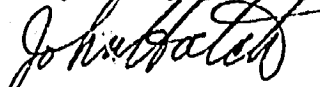
Vincent Crago
Crago Catfish Co.
Rr 1, Box 176
Spearfish SD 57783

Dear Mr. Crago:

I am writing to acknowledge receipt of your 1987 Irrigation Questionnaire(s). A notice was sent to you January 29, 1988 regarding the requirement to submit the Irrigation Questionnaire(s) for Water Permit No. 889-1 and the hearing date before the Water Management Board.

Since your questionnaire was received prior to the March 2, 1988 Water Management Board Meeting, your name has been deleted from the Board Meeting agenda. If you have any questions, please contact us.

Very truly yours,



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

2001 Water Management Board Irrigation Questionnaire

Please fill out and return before December 1, 2001

No. 889-1
VINCENT CRAGO
CRAGO CATTLE CO
RR 1 BOX 182
SPEARFISH SD 57783

Any address corrections?

Telephone No. 672-3166

Return the completed form to the Water Rights Program at 523 E Capitol, Pierre, SD 57501-3181 (605) 773-3352

1. Is the system constructed? *yes ___ no ___

*Type of system used (check all that apply):

center pivots ___ towlines ___ big gun ___
flood ___ sprinklers ___ other ___

2. Did you irrigate in 2001? *yes ___ **no ___

*If yes, number of acres irrigated ___

**If no, list reason(s) in comment section:

Comment Section

We don't irrigate.
Water used for homes
et
2' Crago

3. Is land enrolled in CRP? *yes ___ no ___

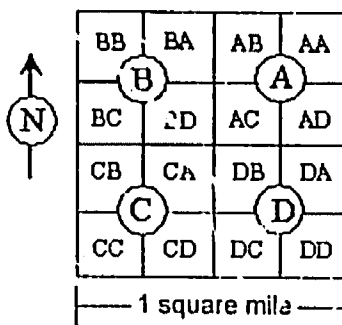
*If yes, through what year? ___

4. Did you apply chemicals or fertilizer through the system in 2001? yes ___ no ___

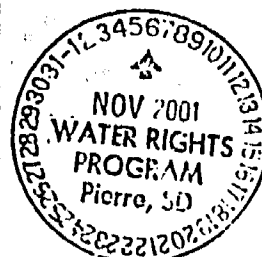
5. If permitted for more than one water source, circle each source used. 1: GROUNDWATER

2:

3:



Office use only



Acreage permitted for irrigation under No. 889-1

(see above section map for help reading legal descriptions)

sec 09-T007N-R02E, DB -- 40.00 acres
sec 09-T007N-R02E, DA -- 31.00 acres
sec 09-T007N-R02E, DC -- 39.00 acres
sec 09-T007N-R02E, DD -- 39.00 acres

Arthur Bell

Please provide your 2001 water use to irrigate the above acreage on the REVERSE side of this form.

For a sample completed questionnaire, please refer to the reverse side of your cover letter.

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME & ADDRESS: Vincent Crago, Crago Cattle Company, RR 1 Box 182, Spearfish, SD 57783

DATE: September 25, 2002

TELEPHONE: 605 642-3166

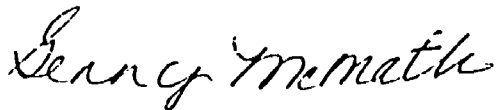
RE: status of water right

COMMENTS:

I called and spoke with Mrs. Crago about the water right. The 2001 irrigation questionnaire they submitted stated they don't irrigate and use water only for their homes. When I asked her if that was still the case, she indicated they water an orchard too.

I do not know if the orchard is the same land that was approved for irrigation. I mentioned to her that in order to maintain a water right, they would need to irrigate the land at least once every three years (they use an artesian well). She said they do that already.

She was very adamant about not losing their water right and indicated they irrigate when they need too. I told her I would continue to mail them annual irrigation questionnaires and they should be sure to include any irrigation information they have and also put down the reason they did not irrigate if that was the case. She understood and said that would be fine.



Genny McMath
Environmental Scientist



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 27, 2004

889-1

Vincent Crago
Crago Cattle Company
19493 Creekside Loop
Spearfish SD 57783

Dear Mr. Crago:

I am contacting you in regard to your Water Right No. 889-1. The water right authorizes diversion of ground water to irrigate land in the SE ¼ Section 9, T7N, R2E. You have indicated on the last two years irrigation questionnaires that you do not irrigate anymore and use water only for domestic use.

In South Dakota, water must be placed to beneficial use for the purpose it was appropriated at least once every three years in order to maintain the water right. This three-year period may be waived if legal excuse exists for not irrigating. Legal excuse as defined in Water Management Board Rules includes, but is not limited to, the following: 1) unavailability of water to satisfy a permit or right; 2) legal proceedings which prevent the use of water; or 3) water use under existing climatic conditions would result in a waste of water.

If you no longer intend to maintain the water right, it will be scheduled for cancellation consideration by the Water Management Board. If the water right is cancelled, you are still entitled to use your well for livestock watering. A water permit is not required for domestic use.

Please get in touch with me as to whether or not you still own the land and what your intent is towards the water right. I have enclosed a postage paid envelope for your convenience in replying.

Sincerely,

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

Genny McMath

We have sold
this land and the
well is used for
livestock & domestic
use.

RECEIVED

MAR 12 2004

WATER RIGHTS
PROGRAM

Sincerely
Vincent Crago

Water right no. 889.1

WATER RIGHTS PROGRAM -- FILE DOCUMENTATION

NAME: Vincent Crago, 19493 Creekside Loop, Spearfish SD 57783

DATE: June 17, 2004

PHONE: (605) 642-3166

RE: ownership of land described in Water Right No. 889-1

COMMENTS:

On March 12, 2004, Vincent Crago notified the office that they had sold the land described in the water right and that the well was being used for livestock and domestic use.

Irrigation questionnaires on file for No. 889-1 indicate the land was last irrigated in 1996. Mr. Crago had been reporting for the last couple years that the water is used for homes and livestock use and they did not irrigate.

The water right authorizes irrigation of the SE ¼ Section 9, T7N, R2E. The Lawrence County Register of Deeds has the following land owners listed:

SW ¼ SE ¼	Lornie Stalder PO Box 883 Spearfish SD 57783	(605) 642-2323
NE ¼ SE ¼	Timothy & Kimberly Eymmer 19480 Redwater Ranch Ave Spearfish SD 57783	(605) 644-0856
SE ¼ SE ¼	John & Sheryl Diedrich 19486 Redwater Ranch Ave Spearfish SD 57783	(605) 642-2936
NW ¼ SE ¼	Daniel & Janice Quinn 19469 Redwater Ranch Ave Spearfish SD 57783	(605) 642-2197



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 23, 2004

TO: Vincent Crago, 19493 Creekside Loop, Spearfish SD 57783
Lornie Stalder, PO Box 883, Spearfish SD 57783
Timothy & Kimberly Eymer, 19480 Redwater Ranch Ave, Spearfish SD 57783
John & Sheryl Diedrich, 19486 Redwater Ranch Ave, Spearfish SD 57783
Daniel & Janice Quinn, 19469 Redwater Ranch Ave., Spearfish SD 57783

FROM: Genny McMath
Water Rights Program
(605) 773-3352

SUBJECT: Water Right No. 889-1

Water Right No. 889-1, listed in the name of Crago Cattle Company, authorizes diversion of ground water from an artesian well for irrigation purposes. Mr. Crago has notified our office that the land has been sold and the well located in the SE ¼ Section 9, T7N, R2E is now used for domestic purposes.

The Lawrence County Assessor's office has all of you with the exception of Mr. Crago owning a portion of land in the SE ¼ Section 9. Mr. Crago indicated the well supplying water to the homes is operated on a share basis.

If use of water from the well exceeds 18 gallons per minute, a water permit application should be filed to change the use from irrigation to suburban housing and the period of annual use changed from irrigation season to year round use. Has an association been formed to handle issues involving the well and distribution system?

The water right needs to reflect current use if the use exceeds 18 gallons per minute. If it does not exceed that amount, the water right will be scheduled for cancellation consideration because a water right is not required for water distribution systems for domestic purposes using less than 18 gallons per minute. Please keep in mind that even if current use does not exceed 18 gallons per minute, if additional homes are built and more users added, the water use may increase to a level requiring permitting.

Please contact our office concerning how much water you use from the existing well. You may call or write to the number and address above or you may email me at: genny.mcmath@state.sd.us

Thank you in advance for your help.



889-1

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

July 28, 2023

TO: Daniel & Janice Quinn; 19469 Redwater Ranch Ave, Spearfish SD 57783
Timothy & Kimberly Eymmer; 19480 Redwater Ranch Ave, Spearfish SD 57783
Lornie & Hollie Stalder; 19483 Redwater Ranch Ave, Spearfish SD 57783
John & Sheryl Diedrich; 19486 Redwater Ranch Ave, Spearfish SD 57783

FROM: Amanda Dewell; SD Water Rights Program, 523 E Capitol Ave, Pierre SD 57501

SUBJECT: SD Water Right No. 889-1

Water Right No. 889-1, held by Vincent Crago of the Crago Cattle Company, authorizes the diversion of groundwater from one well for the irrigation of land within the SE ¼ of Section 9, T7N, R2E. Mr. Crago informed our office in 2004 that he had sold the property and that the well is now used solely for domestic/livestock purposes.

An investigation into Lawrence County property ownership lists each of you as owning a piece of the land under this water right. (I have enclosed a map for you to reference.) Mr. Crago indicated at the time that the well, sitting on property owned by Mr. & Mrs. Diedrich, is supplying water to all the homes, and is operated on a shared basis.

Water distribution systems for domestic purposes that are using less than 18 gallons per minute, do not require a water right. If that is the case in this instance, we would proceed with scheduling the water right for cancellation while allowing you to maintain use of the well for domestic/livestock purposes.

If the well is being operated at a higher pump rate than 18 gallons per minute, ownership of the water right would need to be transferred. The water right would be parceled out to each landowner. Please keep in mind that if additional housing is built and more users are added, the water use may increase, requiring additional permits.

Please contact our office concerning how much water is being used from the existing well, I look forward to hearing from you.

Sincerely,

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

enclosure



889-1

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

July 28, 2023

TO: Daniel & Janice Quinn; 19469 Redwater Ranch Ave, Spearfish SD 57783
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Sincerely,

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

enclosure