

Water Right Number 978-1

1. Considered January 24, 19 73
2. Name of Applicant Utility Engineering Corp.
3. Post Office Address Rapid City, S.D.
4. Amount of water claimed .11
5. Source of water supply ground water
6. Water to be used for suburban housing (Valley View Addition)
- Acres to be irrigated -
7. Water to be diverted and used in Lawrence County
about 1 Miles N of SPEARFISH
8. Proof of Publication Received 1-22-73
Not received _____
9. Application Approved _____
Subject to _____
Not approved _____
Action deferred _____

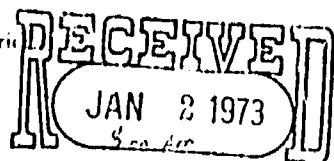
10. Remarks:

*This P in James G. Co. is hereby sold by the company. Receipt
and is made by independent witness the same. A. H. H. H. H.*

INCORPORATED INTO
WATER LICENSE NO. 1221-1

No. 9773-1Map No. 806-1 Water Division No. 1 BELLE FOURCHE RIVER District
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

STATE WATER RESOURCES COMM
PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

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

1. Name of Applicant Utility-Engineering-Corporation-Valley View Water System
Postoffice address Delmer Hemeyer, 326 Upper Valley Rd, Spearfish
Suite 800, 625 Ninth Street, State Rapid City, South Dakota 57701 57783
If a corporation show date and place of incorporation February 4, 1972 Rapid City, South Dakota
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract
3. Name of diversion work Valley View Addition IMPROVED
4. Amount of water claimed (cubic feet per second) .111 ft.³/sec. WATER LICENSE NO. 1227-1
5. Source of water supply Well
6. Location of point of diversion NW $\frac{1}{4}$, NE $\frac{1}{4}$, Section 4, Township 6 North, Range 2 East
S67°45'39"W, 1789.64 FEET FROM THE NE CORNER
SECTION 4, T6N, R2E County Lawrence
7. Annual period or periods during which water is to be used Continuously
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Municipal SUBURBAN HOUSING
9. For irrigation use, Total number of acres to be irrigated None
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. |
|------------------|----------------|------------------|----------------|
| | | | |
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| | | | |
| | | | |
| | | | |
- Attach sheet if more space is needed
10. Time required to complete construction of water supply system 1 month no. Additional time required to complete application of water to the proposed beneficial use 1 month no.
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.
- 68 ft. deep well.
- B. Works proposed to transport water to place of use.
- Water distribution systems consists of 620 ft. of 3-inch P.V.C. mains.
Additional mains will be added as development progresses.
- C. Works proposed to apply water to beneficial use.
- 3/4 inch service lines to individual homes.
- Estimated Total Cost \$ 12,000

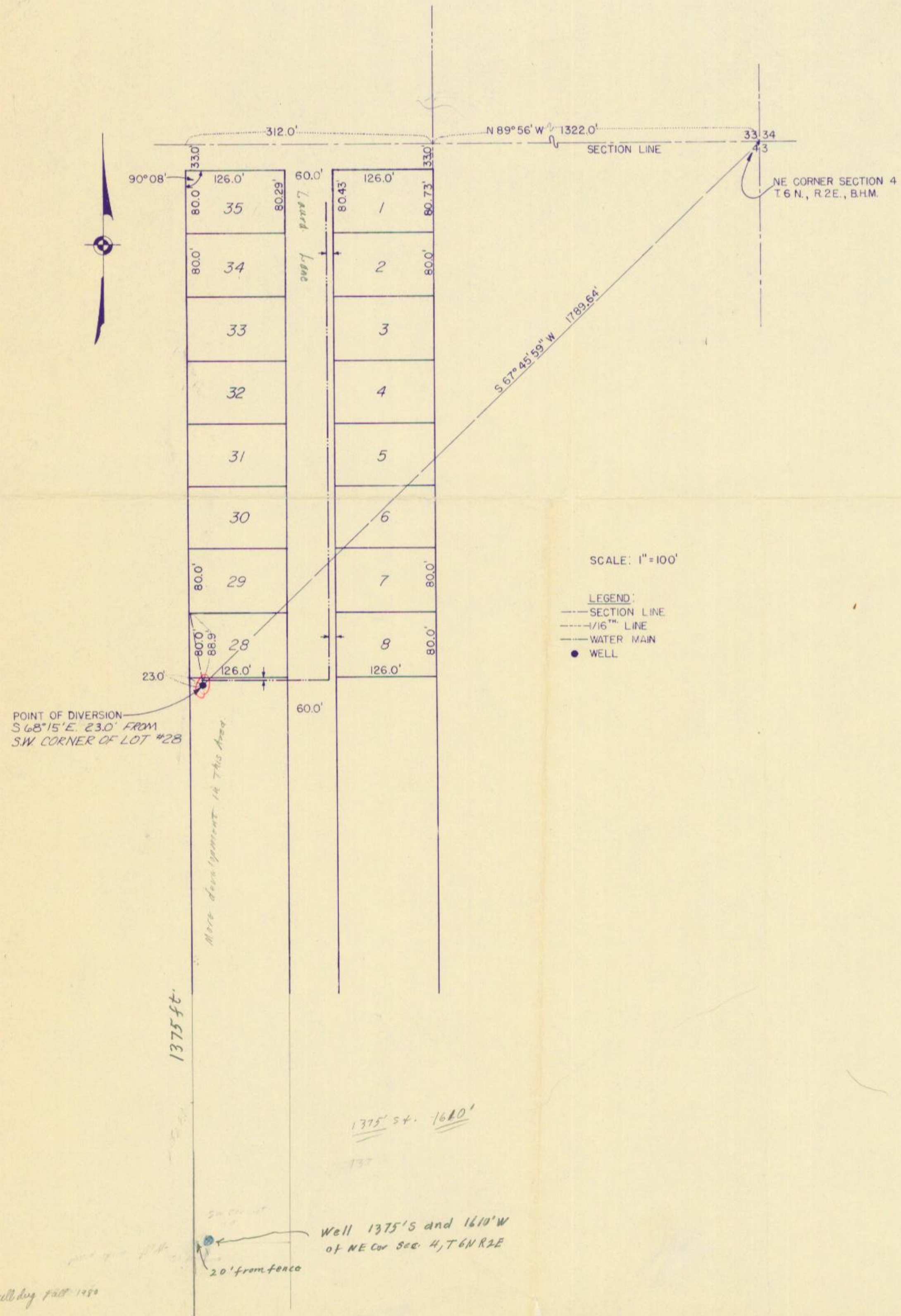
Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of PENNINGTONI, FLOID L. MATTHEW 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 FLOID L. MATTHEW
PRESIDENTSubscribed and sworn to before me this 24 day of December 19 72Louise C. Adridge
Notary Public (or other qualified officer)My comm. expires 3.26.78

VALLEY VIEW ADDITION

PART OF LOTS 1 & 2, OF LOT 2 SECTION 4, T 6 N, R 2 E, B.H.M.,
LAWRENCE COUNTY, SOUTH DAKOTA



SURVEYORS CERTIFICATE:
L 250825 C 5000 REGIS

I, GEORGE G. ROSS, REGISTERED LAND SURVEYOR DO HEREBY CERTIFY THAT I HAVE SURVEYED THE LOCATION OF THE WELL AND THE DISTRIBUTION PIPE LINE, AS SHOWN HEREON. ALL DIMENSIONS ARE TRUE AND CORRECT.

George G. Ross
REGISTERED LAND SURVEYOR



ACKNOWLEDGEMENT OF SURVEY:

BE IT REMEMBERED THAT ON THIS 29 DAY OF December, 1972, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC, PERSONALLY APPEARED GEORGE G. ROSS, KNOWN TO ME TO BE THE PERSON, DISCRIBED IN, AND WHO EXECUTED THE FOREGOING CERTIFICATE.

MY COMMISSION EXPIRES March 26, 1970

Louise C. Aldridge
NOTARY PUBLIC

Valley View Water System

3 Dolmer Hemeyer

326 Upper Valley Rd, Spearfish,

The Water Resources Commission hereby approves Water Right Application No.

WATER RIGHT APPLICATION APPROVAL

~~UTILITY ENGINEERING CORPORATION~~

978-1

~~6018 800~~

~~675 NINTH ST. RAPID CITY~~

~~SOUTH DAKOTA~~

57783

(Applicant)

(Post Office Address)

(State)

With the following modifications:

The ~~indicated~~ well approved under this Permit is located near domestic wells which may obtain water from the same aquifer.

The ~~indicated~~ well owner, under this Permit, shall control his ~~indicated~~ withdrawals so there is not a reduction of needed water supplies in existing domestic wells.

THIS PERMIT IS ISSUED TO UTILITIES ENGINEERING CORPORATION, AND IS VALID AS LONG AS BENEFICIAL USE OF WATER IS MADE BY INDIVIDUALS WITHIN THE AREA SERVED BY THE CORPORATION.

Date of first receipt of application JANUARY 2 19 73

Date of return to applicant for correction, amendments or changes required 19

Date of receipt of corrected application 19

Approved JANUARY 24 19 73 Recorded in Book 12 Page 172

WATER RIGHT PERMIT NO. 978-1

The Water Resources Commission hereby grants and issues this Water Right Permit No. 978-1 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 JANUARY 2 19 73
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before FEBRUARY 8 19 73
3. The whole of said work is to be completed on or before FEBRUARY 24 19 73
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 24 19 73
5. The water appropriated shall be used for the purpose of SUBURBAN HOUSING

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 .11 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 use~~ and if for the irrigation purpose said appropriation must be limited to not more than 3 cubic feet per acre per year and be limited to not more than one-seventh (1/7) 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 USED FOR SUBURBAN HOUSING on or before MARCH 24 19 73; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 25TH day of JANUARY 19 73

WATER RESOURCES COMMISSION

By:

Doc Hemeyer
Chief Engineer, Executive Officer

Certificate of Construction Issued 19

Water License Issued 19

12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

- (1) Drill Hole, Diameter 6', Depth 65'
- (2) Casing, Type Steel Diameter 6 Thickness .280
(wood, concrete, steel, etc)
- (3) Perforated Screen,
Type Steel, Diameter 6", Length 22'
- (4) Gravel Pack, Thickness None, Length of gravel pack

E. Dugout Information or Estimates.

- (1) Surface dimensions , Depth

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials Sand (See Driller's Log)

Depth to top of water bearing material 22'

Depth to bottom of water bearing material 65'

Thickness of water bearing material 43'

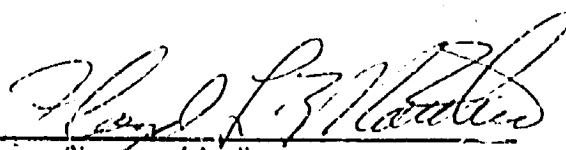
Depth to water (ground surface to water level) 7'

- (2) Distance to nearest existing household or livestock watering wells.

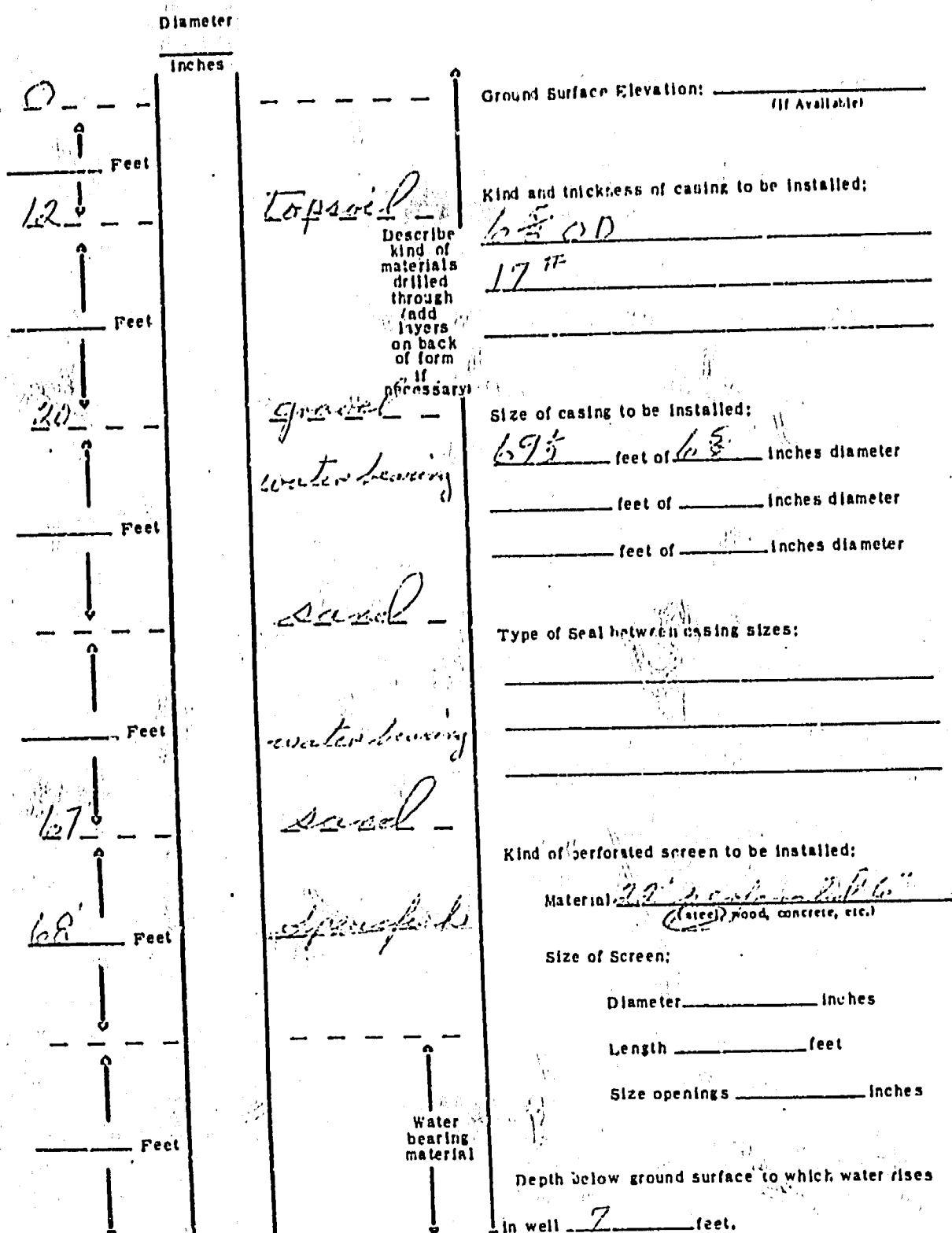
On same owner's property / No other rds. On property owned by others exceeds 1/2 mi. rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.


Signature of Applicant
President

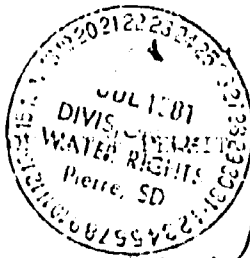
Location of Well: NW 1/4, NE 1/4, Section 4, Township TLN, Range RCE
Well to be drilled for: Water (Name) Water (Address)
Owner of land (if other than above): Same (Name) Same (Address)
Date well drilling started Oct. 17 1972 finished Nov. 26 1972
Purpose of well _____
(Domestic, irrigation, municipal, industrial, other)



ended at 5:06 P.M. at 50 Level

NOTICE OF TRANSFER

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

No. 978-1Date: July 13, 1981

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

Portions of the E 1/2, 1/2 NW 1/4 NE 1/4 Sec. 14, T6N R24E

formerly owned by Utilities Engineering Corp.

has been transferred to Valley View Water System, % Delmer Hemeyer
326 Upper Valley Road, Spearfish S.D. 57783
 together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 978-1 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 South Dakota Code of 1939..

STATE OF SOUTH DAKOTA)

County of LAWRENCE) SS.

I, Delmar D. Hemeyer 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.

Delmar D. Hemeyer
 (Signed)

Subscribed and sworn to before me this 13 day of July 1981
 19 81

Ad. Tulpin
 (Notary Public)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8398

PIERRE,

July 23, 1981

RECEIVED OF Valley View Water System, % Delmer Hemeyer, 326 Upper Valley Rd.,
 the following amount in fees for services rendered as provided for by law: Spearfish, SD 57783

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# 978-1

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

978-1

Form 16

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1227-1

(1) WHEREAS, On the 23rd day of July A. D. 19 81
Valley View Water System
made Water Right Application No. 1227-1 for a permit to use _____ cubic feet per second of the waters
in groundwater (two wells)
County of Lawrence State of South Dakota, for Suburban Housing Development
purpose; and
(2) WHEREAS, On the 7th day of October A. D. 19 81
Permit No. 1227-1 with a date of priority of All of from January 2, 1973 and
was issued to said applicant _____ .11 cfs from July 23, 1981
for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 7th day of October A. D. 19 82 and for the
application to beneficial use of said water on or before the 7th day of October A. D. 19 83

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 0.22 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 supplies for a suburban housing development

* The applicable portions of Permit No. 978-1 have been incorporated into this
Water License No. 1227-1