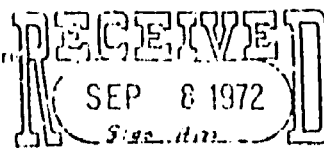


Water Right Number 1121-2

1. Considered () November 8, 19 72
2. Name of Applicant Utility Engineering Corporation
3. Post Office Address Rapid City, S.D.
4. Amount of water claimed .045
5. Source of water supply ground water
6. Water to be used for Municipal
- Acres to be irrigated --
7. Water to be diverted and used in Pennington County
about 2 S PACTOLA RESERVOIR
8. Proof of Publication Received 9-28-72
Not received _____
9. Application Approved _____
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

No. 11212
 Map No. 952-2 Water Division No. 2 RAPID CREEK
 (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-Edelweiss Mountain Improvement Assoc.
 Postoffice address Keystone Route, Box 152B, Rapid City, State South Dakota
625 Finch Street - Suite 804
 If a corporation show date and place of incorporation February 4, 1972 Rapid City, South Dakota
 Method of accomplishing work (contract, employment of others, or by direct labor) Contract
 3. Name of diversion work Edelweiss Mountain Development
 4. Amount of water claimed (cubic feet per second) .045 ft³/sec
 5. Source of water supply Well
 6. Location of point of diversion S $\frac{1}{2}$ of Section 17 and N $\frac{1}{2}$ of Section 20, T 1N, R. 5E, B.H.M.

- County Pennington
 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
 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.

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 2 months years. Additional time required to complete application of water to the proposed beneficial use 2 years.
 11. Choice of newspaper for Notice of Intent to appropriate Water publication Rapid City Journal
 12. Principal features of the Proposed Water Supply System.

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

61' deep well

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

Water distribution system consists of 6750' of 3" PVC mains - 1000' of 2" PVC submains - 10,000 gallon reservoir. Additional mains, submains and reservoirs will be added as development progresses.

C. Works proposed to apply water to beneficial use.

3/4" service lines to each individual houseEstimated Total Cost \$ 72,000.00

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, John L. B., the applicant, certify that I have read the foregoing application and have examined the attached map and that the

the applicant, certify that I have read the foregoing application and have examined the attached map and that the

Signed

Joseph L. B.Subscribed and sworn to before me this 5th day of September, 1972James C. Oldridge
Notary Public (or other qualified officer)

EDELWEISS MOUNTAIN SUBDIVISION

BLOCKS A & B of MS 1916
(Including Lots 1 thru 16 of Block A & Lots 1 thru 25 of Block B)
Located in
S½ of Section 17 & NW¼ of Section 20, T.1N., R.9E., B.4M.
Pennington County
South Dakota

NOTES: ANY LAND SHOWN ON THE WITHIN PLAT AS DEDICATED TO PUBLIC USE OR OF WAY IS HEREBY DEDICATED TO PUBLIC USE AS SUCH. HOWEVER, SUCH DEDICATION SHALL NOT BE CONSTRUED AS A DEDICATION OF THE FEE OF SUCH LAND.

• DENOTES "FOUND SURVEY MONUMENT."

○ DENOTES "SET 5/8" REBAR (NO CAP) AT PROPERTY LINE FC&S & PR&S."

○ DENOTES "SET 1/2" REBAR WITH SURVEY CAP MARKED "FERGUSON-HEADOR 1079."

PRIVATE ACCESS EASEMENT SHOWN HEREON TO REMAIN IN RESPONSIBILITY OF THE PROPERTY OWNER TO CONSTRUCT AND MAINTAIN.

MINIMUM DISTANCE REAR 10' SIDE 10'

EXISTING FOREST SERVICE ROAD #251

U.S. FOREST SERVICE LAND

Access Road By Forest Service PERMIT

June, 1972
Scale: 1" = 100'

108.0' S75°50'E

WELL Location OK

ALPHA No. 1

ALPHA No. 2

ALPHA No. 3

RESERVOIR

MS

OMEGA No. 3

OMEGA No. 2

OMEGA No. 1

ALPHA

WATER MAINS

RESERVOIR

WELL

CURVE DATA

A. Δ=17°27'30"
R=102.50'
T=102.50'
L=102.50'

B. Δ=15°51'00"
R=102.50'
T=102.50'
L=102.50'

C. Δ=10°52'10"
R=142.75'
T=60.00'
L=113.80'

D. Δ=13°10'10"
R=134.51'
T=50.00'
L=95.56'

E. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

F. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

G. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

H. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

I. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

J. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

K. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

L. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

M. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

N. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

O. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

P. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

Q. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

R. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

S. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

T. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

U. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

V. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

W. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

X. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

Y. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

Z. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

AA. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

AB. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

AC. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

AD. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

AE. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

AF. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

AG. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

AH. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

AI. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

AJ. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

AK. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

AL. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

AM. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

AN. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

AO. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

AP. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

AQ. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

AR. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

AS. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

AT. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

AU. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

AV. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

AW. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

AX. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

AY. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

AZ. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

BA. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

BB. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

BC. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

BD. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

BE. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

BF. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

BG. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

BH. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

BI. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

BJ. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

BK. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

BL. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

BM. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

BN. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

BO. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

BP. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

BQ. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

BR. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

BS. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

BT. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

BU. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

BV. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

BW. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

BX. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

BY. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

BZ. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

CA. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

CB. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

CC. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

CD. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

CE. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

CF. Δ=36°31'50"
R=169.60'
T=95.00'
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CG. Δ=5°57'25"
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CH. Δ=23°11'10"
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CI. Δ=77°41'50"
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CJ. Δ=10°12'13"
R=107.16'
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L=107.16'

CK. Δ=11°05'10"
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L=176.77'

CL. Δ=12°27'12"
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T=66.44'
L=66.44'

CM. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

CN. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

CO. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

CP. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

CQ. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

CR. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

CS. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

CT. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

CU. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

CV. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

CW. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

CX. Δ=10°12'13"
R=107.16'
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CY. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

CZ. Δ=12°27'12"
R=79.71'
T=66.44'
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DA. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

DB. Δ=5°57'25"
R=111.11'
T=97.11'
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DC. Δ=23°11'10"
R=75.43'
T=116.22'
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DD. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

DE. Δ=10°12'13"
R=107.16'
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DF. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

DE. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

DF. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

DG. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

DH. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

DI. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

DJ. Δ=10°12'13"
R=107.16'
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L=107.16'

DK. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

DL. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

DM. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

DN. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

DO. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

DP. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

DQ. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

DR. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

DS. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

DT. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

DU. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

DV. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

DW. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

DX. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

DY. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

DZ. Δ=12°27'12"
R=79.71'
T=66.44'
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EA. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

EB. Δ=5°57'25"
R=111.11'
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L=156.59'

EC. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

ED. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

EE. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

EF. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

EF. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

EG. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

EH. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

EI. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

EJ. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

EK. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

EL. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

EL. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

EM. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

EN. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

EO. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

EP. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

EQ. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

ER. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

ES. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

ET. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

EU. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

EV. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

EW. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

EX. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

EY. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

EZ. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

FA. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

FB. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

FC. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

FD. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

FE. Δ=10°12'13"
R=107.16'
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FF. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

FF. Δ=12°27'12"
R=79.71'
T=66.44'
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FG. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

FH. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

FI. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

FJ. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

FK. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

FL. Δ=11°05'10"
R=107.47'
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L=176.77'

FL. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

FM. Δ=36°31'50"
R=169.60'
T=95.00'
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FN. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

FO. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

FP. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

FQ. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

FR. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

FS. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

FT. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

FU. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

FV. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

FW. Δ=77°41'50"
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T=157.72'
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FX. Δ=10°12'13"
R=107.16'
T=107.16'
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FY. Δ=11°05'10"
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T=108.75'
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FZ. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

GA. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

GB. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

GC. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

GD. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

GE. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

GF. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

GF. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

GG. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

GH. Δ=5°57'25"
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L=156.59'

GI. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

GJ. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

GK. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

GL. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

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GM. Δ=36°31'50"
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GQ. Δ=10°12'13"
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L=107.16'

GR. Δ=11°05'10"
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GU. Δ=5°57'25"
R=111.11'
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L=116.22'

GW. Δ=77°41'50"
R=170.55'
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L=231.11'

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GY. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

GZ. Δ=12°27'12"
R=79.71'
T=66.44'
L=66.44'

HA. Δ=36°31'50"
R=169.60'
T=95.00'
L=190.14'

HB. Δ=5°57'25"
R=111.11'
T=97.11'
L=156.59'

HC. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

HD. Δ=77°41'50"
R=170.55'
T=157.72'
L=231.11'

HE. Δ=10°12'13"
R=107.16'
T=107.16'
L=107.16'

HF. Δ=11°05'10"
R=107.47'
T=108.75'
L=176.77'

HF. Δ=12°27'12"
R=79.71'
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L=66.44'

HH. Δ=36°31'50"
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HO. Δ=23°11'10"
R=75.43'
T=116.22'
L=116.22'

HP. Δ=77°41'50"
R=170.55'
T=

WATER RIGHT APPLICATION APPROVAL

Edelweiss Mountain Improvement Assoc.

The Water Resources Commission hereby approves Water Right Application No. 1121-2
 Keystone Route, Box 15211

UTILITY ENGINEERING CORPORATION, 1625 NORTH ST., SUITE 200, RAPID CITY
 (Applicant) (Post Office Address)

SOUTH DAKOTA 57701
 (State)

With the following modifications:

Date of first receipt of application SEPTEMBER 8 19 72

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

Date of receipt of corrected application _____ 19 _____

Approved NOVEMBER 8 19 72 Recorded in Book 12 Page 160

WATER RIGHT PERMIT NO. 1121-2

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1121-2 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 SEPTEMBER 8 19 72

2. The equivalent of at least one-fifth of the work above specified is to be completed on or before DECEMBER 8 19 72

3. The whole of said work is to be completed on or before JANUARY 3 19 73

4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 8 19 75

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 .045 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, the appropriation must be limited to not more than 3 acre feet per acre per year and the~~

~~limit shall not more than one cubic foot of water per second for each acre of land to which water is~~
USED FOR SUBURBAN HOUSING
 actually and beneficially ^{when} applied for irrigation on or before JANUARY 8 19 75 said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 9TH day of NOVEMBER 19 72

WATER RESOURCES COMMISSION

By:

[Signature]
 Chief Engineer, Executive Officer

Certificate of Construction Issued _____ 19 _____

Water License Issued _____ 19 _____

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to form 2)

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

D. Well Information or Estimates

(1) Drill Hole, Diameter 6", Depth 61'

(2) Casing, Type Steel (wood, concrete, steel, etc) Diameter 6" Thickness 1/4"

(3) Perforated Screen.

Type None, Diameter _____, Length _____

(4) Gravel Pack, Thickness _____, 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 Slate (See Driller's Log)

Depth to top of water bearing material 25'

Depth to bottom of water bearing material 47'

Thickness of water bearing material 22'

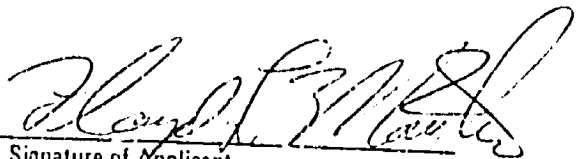
Depth to water (ground surface to water level) 6'

(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 mi. rds.

G. Water Storage Dams.

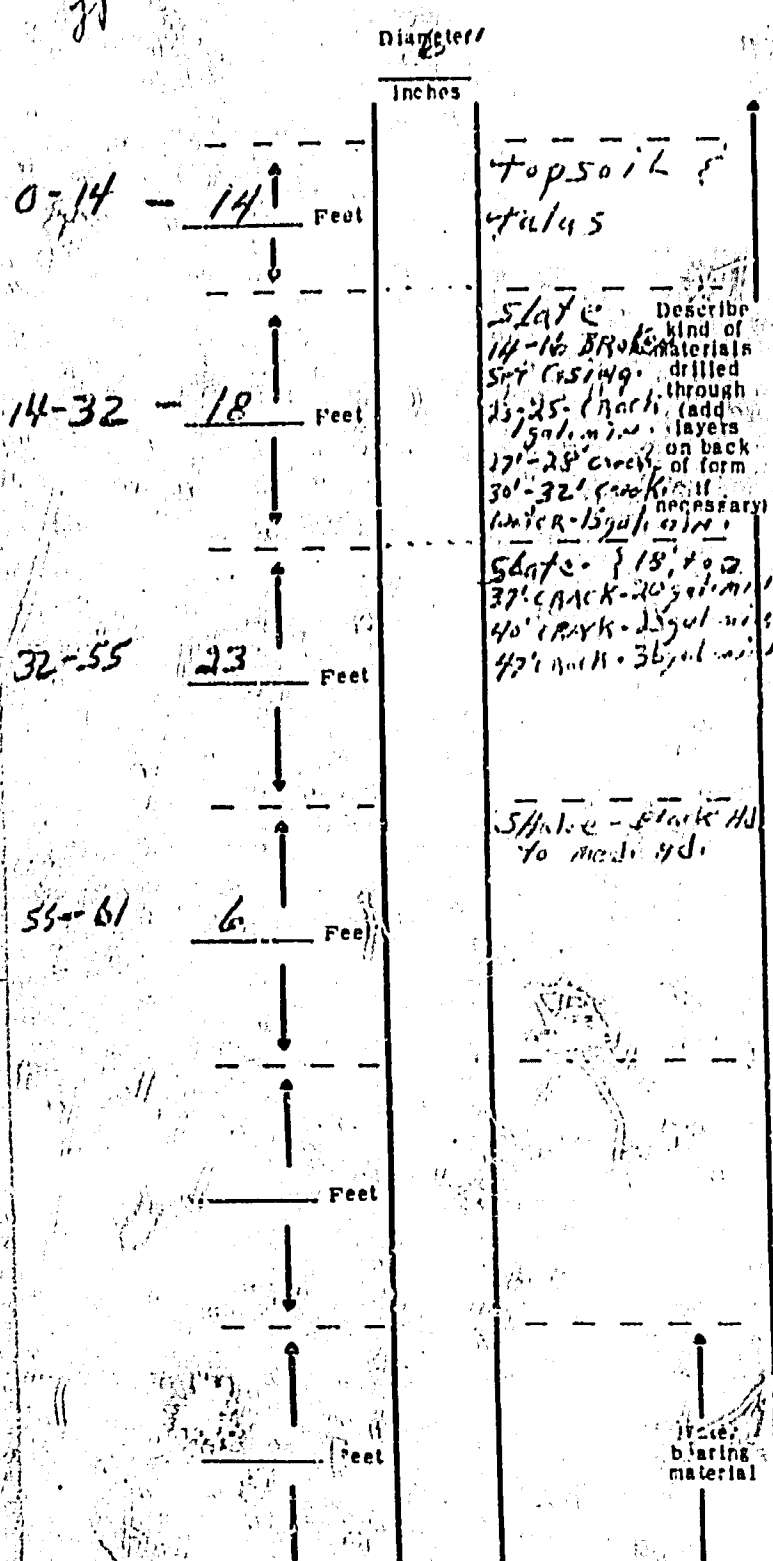
If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.


Signature of Applicant

12-11-80, drilled to
 6' below bottom of rock phase
 with a well
 12-11-80, drilled to
 6' below bottom of rock phase
 with a well

DRILLER'S LOG OF WELL

Location of well to be drilled for: Flourish, Nebraska Hwy 385 - Rapid City
 (Address)
 Section 17, Township 14N, Range 2E
 Name of land (if other than above): State of Nebraska
 Date well drilling started June 9 '72 finished July 7 '72
 Purpose of well domestic
 (domestic, irrigation, municipal, industrial, other)



Ground Surface Elevation: N.A.
 (if Available)
 Kind and thickness of casing to be installed:
Steel - 1/4"
 Size of casing to be installed:
20 feet of 6 inches diameter
 feet of inches diameter
 feet of inches diameter
 Type of seal between casing sizes:
100% sealed
 Kind of perforated screen to be installed:
 Material none
 (steel, wood, concrete, etc.)
 Size of Screen:
 Diameter inches
 Length feet
 Size openings inches
 Depth below ground surface to which water rises
 in well 6 ± feet.

Note: Drilled down hole with Boiler 27'.
 Well produced 40 gal. min. for 15 minutes of continuous
 boiling. May produce slightly less on pump test, power
 not available to pump well.
 Cased casing 9' to 16'

By Alexander
Dubler

Permit No. 1121-2

Water Diversion No. 2 Upper Cheyenne Water District

CERTIFICATE OF CONSTRUCTION

This is in Certifi. That the Edelweiss Mountain Improvement Association.

the holder of
Permit No. 1121-2, issued upon Application No. 1121-2 bearing date of priority of September 8,
1972 authorizing the diversion of .045 cu. ft. per second of the waters of
groundwater (one well) County of Pennington, State of South Dakota at
a point south 75° 50' east, 1018 feet from the SE corner of Section 17,
T1N, R5E
for suburban housing

purposes, has ve 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 .045 cu. ft. per second of water.

Date June 17, 1981

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1121-2

(1) WHEREAS, On the 8th day of September A. D. 19 72

the Edelman Mountain Improvement Association

made Water Right Application No. 1121-2 for a permit to use .045 cubic feet per second of the waters of groundwater (one well)

County of Pennington, State of South Dakota, for suburban housing development purpose; and

(2) WHEREAS, On the 8th day of November A. D. 19 72

Permit No. 1121-2, with a date of priority of September 8, 1972

was issued to said applicant 0 for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 8th day of January A. D. 19 73 and for the application to beneficial use of said water on or before the 8th day of January A. D. 19 75

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 .045 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

(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 the Edelweiss Mountain Improvement Association

_____ of Rapid City SD
the holder S and owner S of said permit No. 1121-2 a water right, dating from September 8, 1981
_____ to use of .045 cubic feet per second of the waters
of groundwater (one well)

in the County of Pennington and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point south 75° 50' east, 1018 feet from the SE
corner of Section 17, T1N, R5E

and conducted ~~XXXXXXXXXX~~ through the Associations distribution system

for the purpose of suburban housing development

Subject to any limitations listed in Water Right Permit No. 1121-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 17th day of June A. D.
Nineteen Hundred and Eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

Permit No. 1121-2Water Division 2 Rapid Creek Water DistrictREPORT 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 Edgewood Mountain Improvement Association of Keystone Rt Box 152 B, Rapid City, S.Dak. holder _____
 of Permit No. 1121-2, bearing date of priority of September 8, 19 72
 authorizing the diversion of .045 cu. ft. per second of the waters of Well
 for Suburban Housing purposes, in Pennington 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:

Submersible Pump 1 1/2 HP
Pumping 20 gpm.

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

3" dia and 2" dia PVC Mains

C. Works used to apply water to beneficial use.

Houses in the subdivision

The system is in the following condition: GoodThe point of diversion is located S 75° 50' E 1018. ft from the SE Cor of
Sec. 17, T1N R5EThe works are capable of diverting and conveying to the place of use .045cu. ft. per second of water which is to be used for Suburban Housing

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

comprising a total of _____ acres of land.

License for .045

Well Data.

Depth 113 ft.Pump set at 97 ftPumping 20 gpmDate June 11, 1950

Leroy J. Mernough
 (Signature)

NO. 1121-2

NOTICE OF TRANSFER OF WATER PERMIT RIGHTS

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 6/15/81

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

portions of S $\frac{1}{2}$ Section 17 and N $\frac{1}{2}$ Section 20, T1N, R5E

formerly owned by Utility Engineering Corp.

has been transferred to Edelweiss Mountain Improvement Assoc., Keystone Rt., Box 152B
Rapid City, SD 57701

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

Water Right Permit No. 1121-2 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 Pennings) ss.

Glenn Bowers for

I, Edelweiss Mtn. Improvement Assoc. 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.

Glenn Bowers Project Manager
(Signed)

Subscribed and sworn to before me this 15th Day of June, 1981

Notary Public
(Notary Public)

My commission expires May 7, 1983

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8273

June 16 81

PIERRE,

19

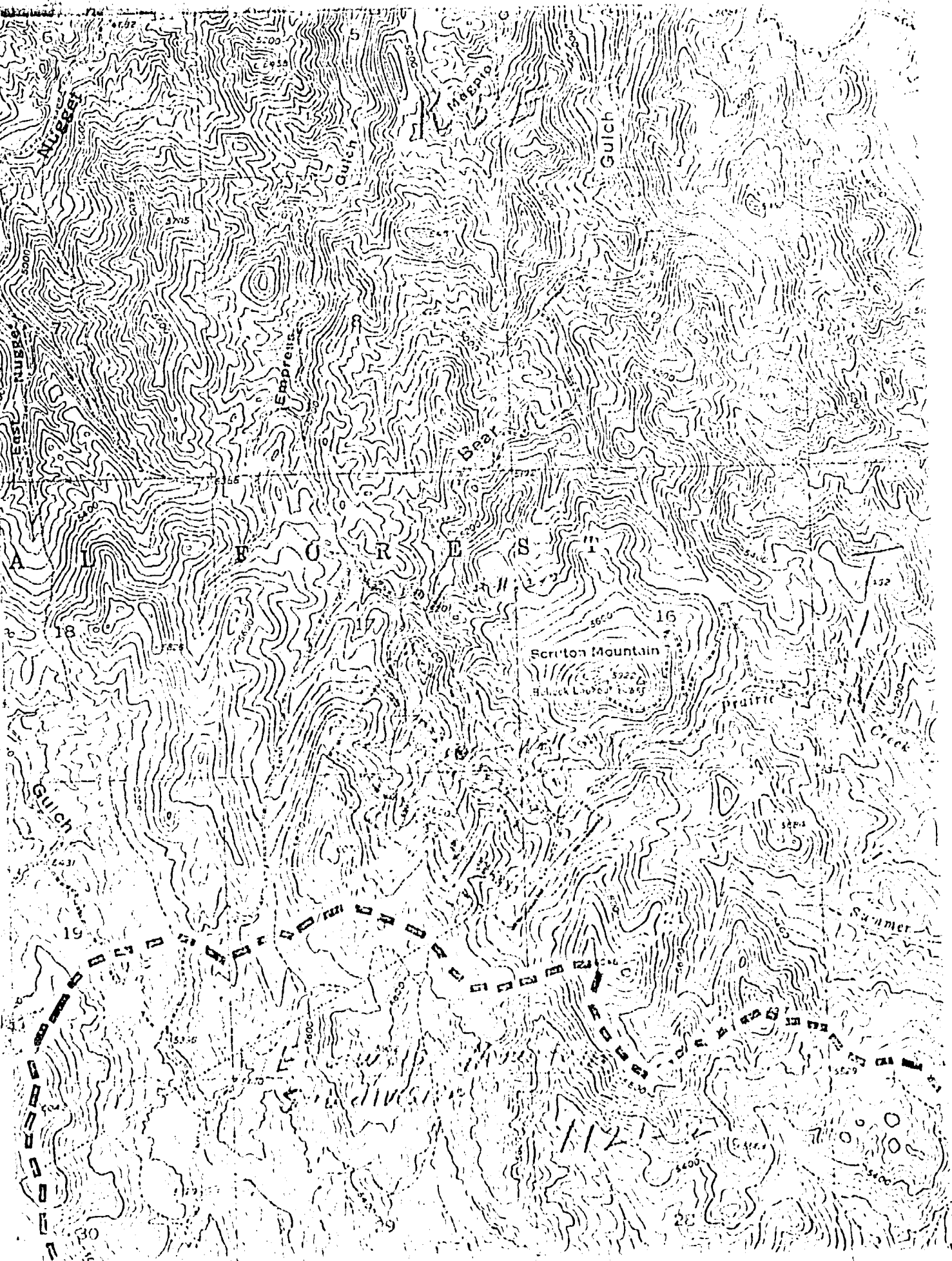
RECEIVED OF Edelweiss Mt. Improvement Ass'n, Keystone Rt, Box 152B, Rapid City SD

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) 1121-2)	12	00
Fee for inspecting Construction, and issuing Cert. of Construction No. 1121-2)		
Fee for inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-Dry Draw, No. a transfer of Permit No. 1121-2)	2	50
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	14	50

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer
JOHN HATCH



Affidavit of Publication

STATE OF SOUTH DAKOTA
County of Pennington

ss.

..... Jerry J. Shoener, being first duly sworn, upon his oath says: That he is now and was at all times hereinafter mentioned, an employee of the RAPID CITY JOURNAL COMPANY, a corporation, of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said RAPID CITY JOURNAL, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said newspaper once each week for two successive weeks....., the first publication thereof being on the 19th day of September , 19 .. 72., that the fees charged for the publication thereof are Ten Dollars and 36 cents.

Jerry J. Shoener

Subscribed and sworn to before me this 26th day of
September , 19 .. 72 ..

George Michalak
Notary Public.

I, Jerry J. Shoener, Circulation Manager of the Rapid City Journal certify that the average daily paid circulation of the Rapid City Journal for the month of August, 1972, was 33,795.

Jerry J. Shoener
Jerry J. Shoener

Subscribed and sworn to before me this 26th day of September, 1972.

Notary Public

Sept. 19, 25

**NOTICE
INTENT TO APPROPRIATE WATER**
Pierre, South Dakota 57501
September 12, 1972
Notice is hereby given that Utility Engineering Corporation, whose post office address is Rapid City, 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 .04 cubic feet of water per second of time from ground water through the Edelweis Mountain Development Well, the point of diversion of which is to be located in the SE1/4 SE1/4 of Section 17, Twp. 1N, Range SE. Said water to be used for the purpose of providing water supplies for a suburban housing development.
This application No. 1121-2 will be considered by the Water Resources Commission at their office at Pierre upon the 1st day of November, 1972, at 2:00 P.M. All interested persons may appear and be heard.
WATER RESOURCES COMMISSION
By: BURTON F. JONES
Water Rights Specialist

RECEIVED
SEP 28 1972

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

1121-2

Publish first publication, on or before October 25, 19 72

**NOTICE
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

September 12, 19 72

Notice is hereby given that Utility Engineering Corporation
whose post office address is Rapid City, 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
.04 cubic feet of water per second of time from ~~the~~ ground water through the
Edelweiss Mountain Development Well, the point of diversion of which is to be located in the _____

SE 1/4 SE 1/4

of Section 17, Twp. 1N, Range 5E. Said water to be used for the purpose
of providing ~~irrigation on the following described land:~~
water supplies for a suburban housing development.

This application No. 1121-2 will be considered by the Water Resources Commission at their office at
Pierre upon the 8th day of November, 19 72, at 2:00 P. M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

BURTON F. JONES, Water Rights Specialist

cc: **Floyd Matthew, Utility Engineering Corp., 625 North St., Rapid City, S.D. 57701.**