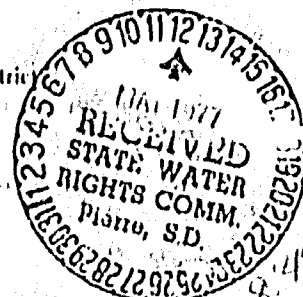


Water Right Number 1587-2

1. Considered 7-27, 19 77
2. Name of Applicant WESTON DEVELOPMENT, INC.
3. Post Office Address RAPID CITY
4. Amount of Water claimed .22
5. Source of Water supply 1010' WELL LAKOTA
6. Water to be used for SUBURBAN HOUSING
- Acres to be irrigated _____
7. Water to be diverted and used in MEADE County
about 5N miles of RAPID CITY
8. Proof of Publication Received 7-23-77
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____
10. Remarks:

Map No. 1354-2 Water Division No. 2 RAPID CREEK District 1
 (Blanks to be filled by the Engineer for the W. H. C.)



APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of Applicant WESTON DEVELOPMENT, INC.
 Postoffice address 1839 WEST MAIN STREET State RAPID CITY, SD 57701
 If a corporation show date and place of incorporation SOUTH DAKOTA, DECEMBER 1, 1976
2. Method of accomplishing work (contract, employment of others, or by direct labor) CONTRACT
3. Name of diversion work WESTON HEIGHTS NUMBER 1
4. Amount of water claimed (cubic feet per second) 100 GPM = 0.223 CFS
5. Source of water supply WELL
6. Location of point of diversion N 52°07'15"W, 1570.21 FEET FROM THE EAST 1/4 CORNER OF SECTION 2, T2N, R7E, B1M

County MEADE

7. Annual period or periods during which water is to be used PERPETUALLY
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) DOMESTIC (RURAL SUBDIVISION)
9. For irrigation use, Total number of acres to be irrigated _____

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 ONE years. Additional time required to complete application of water to the proposed beneficial use NONE 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.

WELL WITH SUBMERSIBLE TURBINE PUMP

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

8" - 6" PVC WATERMAIN

C. Works proposed to apply water to beneficial use.

8"-6" PVC WATERMAIN, WELL HOUSE
CHLORINATION EQUIPMENT & 100,000
GALLON STANDPIPE
Estimated Total Cost \$ 3100,000

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, Richard S. Kahler

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 Richard S. Kahler Sec.Subscribed and sworn to before me this 9 day of May, 1977

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1587-2
WESTON DEVELOPMENT, INC. 1939 WEST MAIN ST., RAPID CITY,
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57701 With the following modifications:
 (State)

The irrigation well approved under this Permit is located near domestic wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in adequate domestic wells.

Date of first receipt of application MAY 12 19 77
 Date of return to applicant for correction, amendments or changes required MAY 12 19 77
 Date of receipt of corrected application MAY 23 19 77
 Approved JULY 28 19 77, Recorded in Book 18 Page 345

WATER RIGHT PERMIT NO. 1587-2

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1587-2 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 MAY 12 19 77
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 28 19 78
3. The whole of said work is to be completed on or before JULY 28 19 78
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JULY 28 19 78
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 .22 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~~ USE FOR SUBURBAN HOUSING, and if for the irrigation purposes said appropriation must be limited to not more than 2 acre feet per acre per year and be limited to not more than one event in (1/50) of a month of time for each acre of land to which water is actually and beneficially applied for irrigation on or before JULY 28 19 78; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 5TH day of AUGUST 19 77

WATER RESOURCES COMMISSION

By: John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued DECEMBER 27 19 78

Water License Issued DECEMBER 27 19 78

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

D. Well Information or Estimates

TOTAL DEPTH: 1,010 FEET

(1) Drill Hole, Diameter 10", 6 3/4", 6 1/4", Depth 0-90, 90-902, 902-1010

(2) Casing, Type STEEL Diameter 7" O.D. Thickness 0.186"
(wood, concrete, steel, etc.)

(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 THE WELL DRILLER INDICATES THE WELL IS
OPEN TO FALL RIVER (DAKOTA) SANDSTONES AND THE LAKOTA SANDSTONE.

Depth to top of water bearing material 902'

Depth to bottom of water bearing material 1000'

Thickness of water bearing material 98'

Depth to water (ground surface to water level) 320' (STATIC)

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

On same owner's property NONE rds. On property owned by others UNKNOWN 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.

Peter L. Kall sec
Signature of Applicant

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1587-2

(1) WHEREAS, On the 12th day of May A. D. 19 77

Waston Development, Inc.

made Water Right Application No. 1587-2 for a permit to use .22 cubic feet per second of the waters of groundwater (one well)

County of Beade, State of South Dakota, for suburban housing purposes and

(2) WHEREAS, On the 28th day of July A. D. 19 77

Permit No. 1587-2, with a date of priority of May, 12, 1977

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 28th day of July A. D. 19 78 and for the application to beneficial use of said water on or before the 28th day of July A. D. 19 78

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 .11 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 to be used in place 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 Weston Development, Inc.

of Rapid City

to holder S and owner W of said permit No. 1507-2 a water right, dating from May 12, 1977 to use of .11 cubic feet per second of the waters of groundwater (one well)

In the County of Beadle and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at north 52°07'15" West, 1570.21 feet from the East corner, Section 2-T2N-R7E, D1M

and ~~xxxxxxxxxxxxxxxx~~ conducted through the suburban housing's distribution system

for the purpose of suburban housing

Subject to any limitations listed in Water Right Permit No. 1507-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 27th day of December A. D.
Nineteen Hundred and Seventy-eight

WATER RIGHTS COMMISSION

By:

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

Form 15.

Permit No. 1587-2

Water Diversion No. 2 Rapid Creek Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify That Weston Development, Inc.

the holder of
Permit No. 1587-2, issued upon Application No. 1587-2, bearing date of priority of May 12, 1977
authorizing the diversion of .22 cu. ft. per second of the waters of
groundwater (one well) County of Haute, State of South Dakota xx
north 52°07' 15" west, 1570.21 feet from the East 1/2 corner, Section 2-T2N-R7E, BHM
 , for suburban housing

purposes, 13 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 .11 cu. ft. per second of water.

Date December 27, 1978

By:

WATER RIGHTS COMMISSION

John Hatch
JOHN HATCH, Chief Engineer

Publish first publication, on or before July 14, 1877

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

June 7, 1977

Notice is hereby given that Weston Development, Inc. whose

post office address is Rapid City, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-8; 46-2-2 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-41, ~~Future Use 46-5-38, 46-5-39, 46-5-40, 46-5-41, 46-5-42, 46-5-43, 46-5-44, 46-5-45, 46-5-46, 46-5-47, 46-5-48, 46-5-49, 46-5-50, 46-5-51, 46-5-52, 46-5-53, 46-5-54, 46-5-55, 46-5-56, 46-5-57, 46-5-58, 46-5-59, 46-5-60, 46-5-61, 46-5-62, 46-5-63, 46-5-64, 46-5-65, 46-5-66, 46-5-67, 46-5-68, 46-5-69, 46-5-70, 46-5-71, 46-5-72, 46-5-73, 46-5-74, 46-5-75, 46-5-76, 46-5-77, 46-5-78, 46-5-79, 46-5-80, 46-5-81, 46-5-82, 46-5-83, 46-5-84, 46-5-85, 46-5-86, 46-5-87, 46-5-88, 46-5-89, 46-5-90, 46-5-91, 46-5-92, 46-5-93, 46-5-94, 46-5-95, 46-5-96, 46-5-97, 46-5-98, 46-5-99, 46-6-1, 46-6-2, 46-6-3, 46-6-4, 46-6-5, 46-6-6, 46-6-7, 46-6-8, 46-6-9, 46-6-10, 46-6-11, 46-6-12, 46-6-13, 46-6-14, 46-6-15, 46-6-16, 46-6-17, 46-6-18, 46-6-19, 46-6-20, 46-6-21, 46-6-22, 46-6-23, 46-6-24, 46-6-25, 46-6-26, 46-6-27, 46-6-28, 46-6-29, 46-6-30, 46-6-31, 46-6-32, 46-6-33, 46-6-34, 46-6-35, 46-6-36, 46-6-37, 46-6-38, 46-6-39, 46-6-40, 46-6-41, 46-6-42, 46-6-43, 46-6-44, 46-6-45, 46-6-46, 46-6-47, 46-6-48, 46-6-49, 46-6-50, 46-6-51, 46-6-52, 46-6-53, 46-6-54, 46-6-55, 46-6-56, 46-6-57, 46-6-58, 46-6-59, 46-6-60, 46-6-61, 46-6-62, 46-6-63, 46-6-64, 46-6-65, 46-6-66, 46-6-67, 46-6-68, 46-6-69, 46-6-70, 46-6-71, 46-6-72, 46-6-73, 46-6-74, 46-6-75, 46-6-76, 46-6-77, 46-6-78, 46-6-79, 46-6-80, 46-6-81, 46-6-82, 46-6-83, 46-6-84, 46-6-85, 46-6-86, 46-6-87, 46-6-88, 46-6-89, 46-6-90, 46-6-91, 46-6-92, 46-6-93, 46-6-94, 46-6-95, 46-6-96, 46-6-97, 46-6-98, 46-6-99, 46-7-1, 46-7-2, 46-7-3, 46-7-4, 46-7-5, 46-7-6, 46-7-7, 46-7-8, 46-7-9, 46-7-10, 46-7-11, 46-7-12, 46-7-13, 46-7-14, 46-7-15, 46-7-16, 46-7-17, 46-7-18, 46-7-19, 46-7-20, 46-7-21, 46-7-22, 46-7-23, 46-7-24, 46-7-25, 46-7-26, 46-7-27, 46-7-28, 46-7-29, 46-7-30, 46-7-31, 46-7-32, 46-7-33, 46-7-34, 46-7-35, 46-7-36, 46-7-37, 46-7-38, 46-7-39, 46-7-40, 46-7-41, 46-7-42, 46-7-43, 46-7-44, 46-7-45, 46-7-46, 46-7-47, 46-7-48, 46-7-49, 46-7-50, 46-7-51, 46-7-52, 46-7-53, 46-7-54, 46-7-55, 46-7-56, 46-7-57, 46-7-58, 46-7-59, 46-7-60, 46-7-61, 46-7-62, 46-7-63, 46-7-64, 46-7-65, 46-7-66, 46-7-67, 46-7-68, 46-7-69, 46-7-70, 46-7-71, 46-7-72, 46-7-73, 46-7-74, 46-7-75, 46-7-76, 46-7-77, 46-7-78, 46-7-79, 46-7-80, 46-7-81, 46-7-82, 46-7-83, 46-7-84, 46-7-85, 46-7-86, 46-7-87, 46-7-88, 46-7-89, 46-7-90, 46-7-91, 46-7-92, 46-7-93, 46-7-94, 46-7-95, 46-7-96, 46-7-97, 46-7-98, 46-7-99, 46-8-1, 46-8-2, 46-8-3, 46-8-4, 46-8-5, 46-8-6, 46-8-7, 46-8-8, 46-8-9, 46-8-10, 46-8-11, 46-8-12, 46-8-13, 46-8-14, 46-8-15, 46-8-16, 46-8-17, 46-8-18, 46-8-19, 46-8-20, 46-8-21, 46-8-22, 46-8-23, 46-8-24, 46-8-25, 46-8-26, 46-8-27, 46-8-28, 46-8-29, 46-8-30, 46-8-31, 46-8-32, 46-8-33, 46-8-34, 46-8-35, 46-8-36, 46-8-37, 46-8-38, 46-8-39, 46-8-40, 46-8-41, 46-8-42, 46-8-43, 46-8-44, 46-8-45, 46-8-46, 46-8-47, 46-8-48, 46-8-49, 46-8-50, 46-8-51, 46-8-52, 46-8-53, 46-8-54, 46-8-55, 46-8-56, 46-8-57, 46-8-58, 46-8-59, 46-8-60, 46-8-61, 46-8-62, 46-8-63, 46-8-64, 46-8-65, 46-8-66, 46-8-67, 46-8-68, 46-8-69, 46-8-70, 46-8-71, 46-8-72, 46-8-73, 46-8-74, 46-8-75, 46-8-76, 46-8-77, 46-8-78, 46-8-79, 46-8-80, 46-8-81, 46-8-82, 46-8-83, 46-8-84, 46-8-85, 46-8-86, 46-8-87, 46-8-88, 46-8-89, 46-8-90, 46-8-91, 46-8-92, 46-8-93, 46-8-94, 46-8-95, 46-8-96, 46-8-97, 46-8-98, 46-8-99, 46-9-1, 46-9-2, 46-9-3, 46-9-4, 46-9-5, 46-9-6, 46-9-7, 46-9-8, 46-9-9, 46-9-10, 46-9-11, 46-9-12, 46-9-13, 46-9-14, 46-9-15, 46-9-16, 46-9-17, 46-9-18, 46-9-19, 46-9-20, 46-9-21, 46-9-22, 46-9-23, 46-9-24, 46-9-25, 46-9-26, 46-9-27, 46-9-28, 46-9-29, 46-9-30, 46-9-31, 46-9-32, 46-9-33, 46-9-34, 46-9-35, 46-9-36, 46-9-37, 46-9-38, 46-9-39, 46-9-40, 46-9-41, 46-9-42, 46-9-43, 46-9-44, 46-9-45, 46-9-46, 46-9-47, 46-9-48, 46-9-49, 46-9-50, 46-9-51, 46-9-52, 46-9-53, 46-9-54, 46-9-55, 46-9-56, 46-9-57, 46-9-58, 46-9-59, 46-9-60, 46-9-61, 46-9-62, 46-9-63, 46-9-64, 46-9-65, 46-9-66, 46-9-67, 46-9-68, 46-9-69, 46-9-70, 46-9-71, 46-9-72, 46-9-73, 46-9-74, 46-9-75, 46-9-76, 46-9-77, 46-9-78, 46-9-79, 46-9-80, 46-9-81, 46-9-82, 46-9-83, 46-9-84, 46-9-85, 46-9-86, 46-9-87~~

SE 1 NE 1

of Section 2, Twp. 2N, Range 7E. Said water to be used ~~for~~
~~for~~
for suburban housing purposes

This Application No. 1587-2 will be considered by the Water Rights Commission
the Stauroilite Inn, Brookings, S.D.

at ~~their office at Phoenix~~ upon the 27th day of July, 1977, at 10 A.M. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Commission in writing prior to the hearing or orally at the hearing.

WATER RIGHTS COMMISSION

JAMES WINTERTON
Water Rights Specialist

cc: Weston Development, Inc. 1839 West Main St., Rapid City, S.D. 57701

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

No. 1587-2

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Pennington) ss.

Helena M. Bauer hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Rapid City Journal

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 Rapid City

County of Pennington and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

June 29, 1977

July 6, 1977

Helena M. Bauer
(Signature)

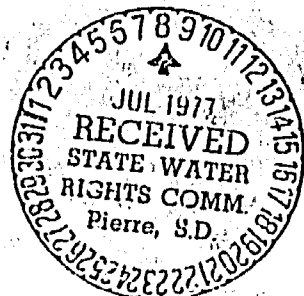
Bookkeeper

(Title)

July 7, 1977

(Date Signed)

June 29, July 6, 1977 L476
NO. 1587-2
NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER
Pierre, South Dakota 57501
June 7, 1977
Notice is hereby given that Western De-
velopment, Inc., whose post office
address is Rapid City, South Dakota, has
made an application in accordance with
the provisions of SDCL 44-1-1 thru 44-1-
44-2-1 thru 44-2-11, 44-2-12, 44-5-1 thru 44-5-
8, 44-5-10 thru 44-5-22, 44-5-41, Ground
Water 44-6-1, 44-6-3, 44-6-5, 44-6-11, 44-6-10, 44-6-
14 and Commission Rules, RRS 32-01(01) thru 32-01(01)13, for a permit
to appropriate for beneficial use 0.723
cubic feet of water per second of flow
from ground water through the Western
Rights No. 11, the point of diversion
which is to be located in the SE 1/4 of
Section 2, Twp. 21N, Range 7E. said water
to be used for suburban housing pur-
poses.
This Application No. 1587-2 will be con-
sidered by the Water Rights Commission
at the Staurollite Inn, Brookings, S.D.
upon the 27th day of July, 1977, at 10 A.M.
The Commission is authorized to make a
determination on this application at the
hearing. All interested persons may
appear and be heard. Any person who
may be affected by a Commission deci-
sion who desires to present evidence or
cross-examine witnesses according to
SDCL 1-24 may notify the Commission in
writing prior to the hearing or orally at
the hearing.
WATER RIGHTS COMMISSION
JAMES WINTERSON
Water Rights Specialist



Permit No. 1587-2Water Division 2 Rapid Creek Water District.REPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by Weston Development, Inc. of 1834 West Main St., Rapid City 57701 holder of Permit No. 1587-2, bearing date of priority of May 12, 1977 authorizing the diversion of .22 cu. ft. per second of the waters of Ground for Suburban Housing purposes, in Meade 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. Est. 10 HP
Pumping 50 gpm.
Stand pipe. Est 100ft high, 12ft dia.

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

Distribution System for Housing Development.

C. Works used to apply water to beneficial use.

Same as above comment.

The system is in the following condition: Excellent.

The point of diversion is located N 52° 07' 15" W, 1570.21 feet from the east
1/4 corner of section 2, T2N, R7E, BHM.

The works are capable of diverting and conveying to the place of use allcu. 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

Well: 1010 ft deep.
300 ft to water
pumping 50 gpm
capacity 70 gpm

Date May 26, 1978
LeRoy J. Munnigh
 (Signature)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

March 2, 1983

1587-2

Wm Freytag, Pres.
Weston Heights Homeowners Assoc.
2020 W Omaha
Rapid City SD 57701

Dear Mr. Freytag:

The following information will be required before further processing of your applications for permit to appropriate water and your future use.

1. The well in Block 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 2, T2N, R7E is covered by Water Right No. 1587-2 for 0.11 cfs.
2. The new application submitted should be for an additional diversion point and for the actual amount of water. The well in Lot 4, Block 14, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, T2N, R7E is pumping. On the map it states this well pumps 100 gpm from the Minnelusa formation which would be 0.22 cfs.
3. Since Water Right No. 1587-2 has been licensed for 0.11 cfs and the additional diversion application will be for 0.22 cfs, if 100 gpm is the amount actually being pumped, the future use application can be for only twice the amount of the approved permits. You can therefore request 0.66 cfs on your future use application.
4. A feasibility report and a plat of the area must be submitted also.
5. Enclosed are your applications for corrections. Please have the logs of the wells signed by a S.D. licensed well driller.
6. To maintain your priority date on your application for permit to appropriate water, in accordance with SDCL 46-5-16, you will now have sixty days from the date of this letter to correct your application and have the above information submitted to this office.

If you have any questions, please contact our office.

Sincerely,

BETTY WESTLUND
Water Rights Specialist

BW:ks

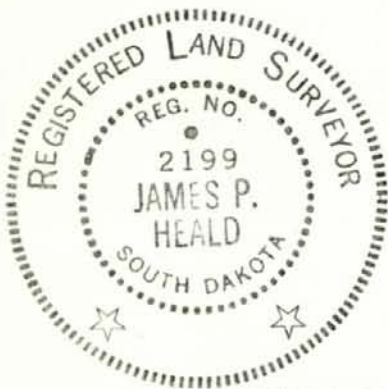
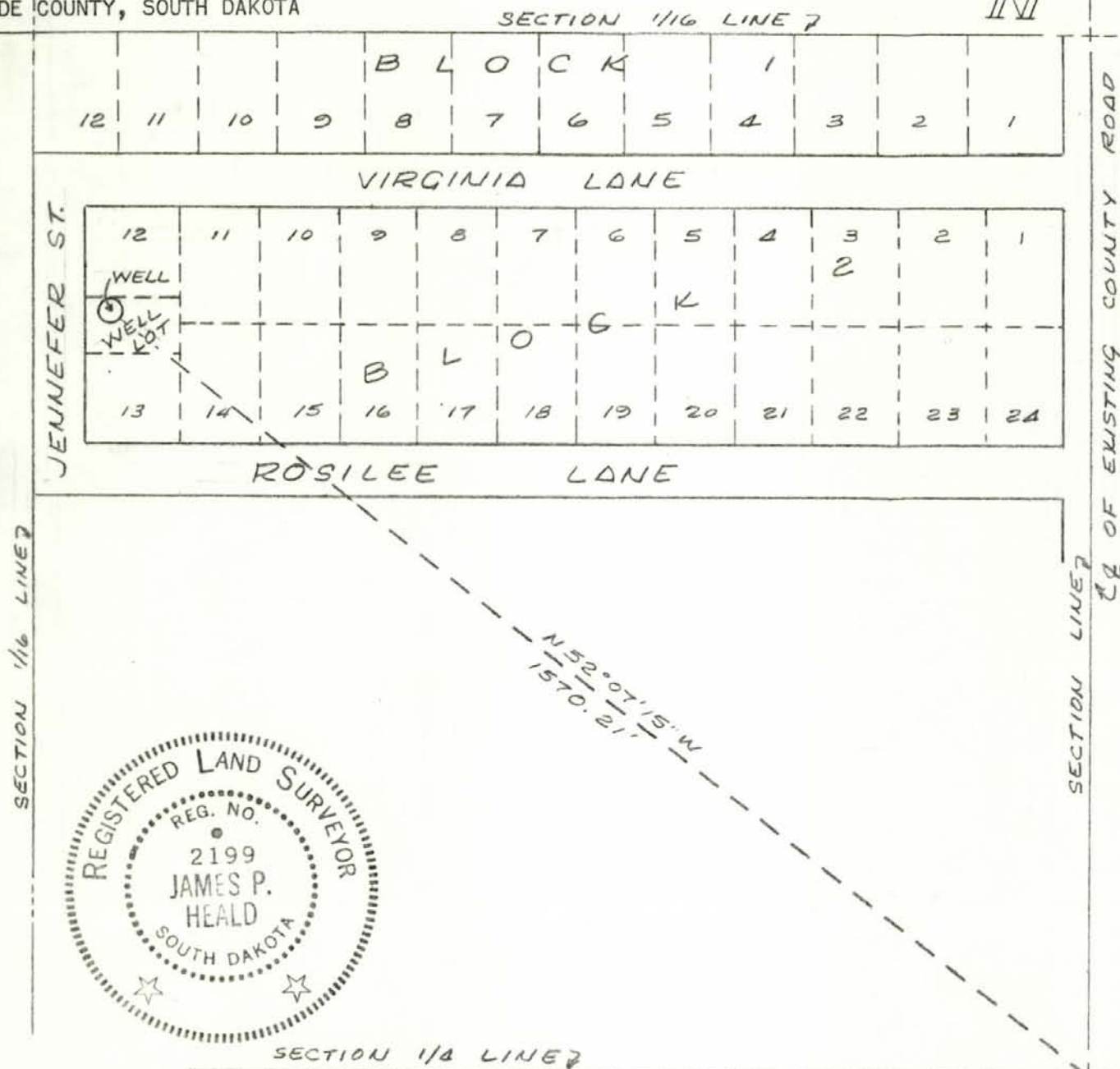
enclosure

WATER RIGHT MAP FOR

WELL IN WELL LOT OF BLOCK 2 OF WESTON HEIGHTS SUBDIVISION

LOCATED IN
SE $\frac{1}{4}$ OF NE $\frac{1}{4}$ OF SECTION 2, T2N, R7E, BHM,
MEADE COUNTY, SOUTH DAKOTA

SCALE 1" = 200'
APRIL 18, 1977



SURVEYOR'S CERTIFICATE

STATE OF SOUTH DAKOTA
COUNTY OF PENNINGTON

S.S.

I, JAMES P. HEALD, REGISTERED LAND SURVEYOR NO. 2199 OF THE STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY THAT BEING SO AUTHORIZED, I MADE THE SURVEY AND WITHIN MAP OF THE LAND SHOWN AND DESCRIBED HEREON AND THAT THE SAME IS CORRECT AS SHOWN HEREON.

REGISTERED LAND SURVEYOR: James P. Heald

DATE: April 20, 1977



FRANCIS-MEADOR-GELLHAUS, INC.

RAPID CITY • CUSTER

PROJECT: WESTON DEVELOPMENT

NE 2 - 2N - 7E

BY C.E.S.
4-19-77

SHEET
1 OF 1

JOB NO.
3504

2-1851-N APR 18 1977



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 24, 2006

No. 1587-2

Weston Heights Home Owners
Robert J Olson
PO Box 1848
Rapid City SD 57709

Dear Mr. Olson:

As stated in our recent phone conversation, enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership/name change on Water Right No. 1587-2. The water right is currently listed in the name of Weston Development Inc.

The transfer form should be checked over for accuracy and signed by the owner. Upon completion, return the form to our office with a required filing fee of \$2.50. A postage paid envelope is enclosed.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED
MAR -7 2006
WATER RIGHTS
PROGRAM

No. 1587-2

Date: 3/6/06

I/We request that Water Right/Permit No. 1587-2

formerly owned by: Weston Development Inc.

be transferred to: (name & address) Weston Heights Home Owners
PO box 1848, Rapid City SD 57709

Telephone No. 605 341-7317

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

one well – SE ¼ NE ¼ Sec 2-2N-R7E

I/We understand that the validity of Water Right/Permit No. 1587-2 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Weston Heights Home Owners, the new owner, certify that the above information is true and correct.
President

Robert J. Lyons
(Signed by new owner)
President

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date March 7, 2006

RECEIVED OF Robert or Deborah Reynolds, 1089 Rosilee Ln, Rapid City SD 57701
(Weston Heights Home Owners)

The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2	50
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>1587-2</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

0232

By

Garland Erbele

Chief Engineer Garland Erbele

(Signature)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 9, 2006

1587-2

Robert Reynolds
1019 Rosilee Ln
Rapid City SD 57701

RE: Weston Heights Home Owners

Dear Mr. Reynolds:

Thank you for following up on the ownership change for Water Right No. 1587-2. The transfer has been completed. The water right formerly listed in the name of Weston Development is now listed in the name of Weston Heights Home Owners.

Enclosed is your Receipt No. 02344 in the amount of \$2.50. If I can answer any questions for you, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosure