

Water Right No. 1674-2

To be Considered SEPT 27-1979

County TENNINGTON about E

Miles SOUTH of Pactola Res

APPLICATION

Name Northwestern Eng. Co. Address Patola City, ID.

Date Aug 14, 1979 Application

Received Aug 14, 1979 Complete - Yes X No

Date

Returned Reason (Another well for Blackfoot River (1674-2) now

owned by the State and name changed to
Patola River. Diversion location altered to 1674-2

Date Received

Corrected Appl.

SOURCE

USE (Commercial)

ACRES

C.F.S. 004

(20 GPM)

ACRE-FEET

Diversion Location

Set R Set 1 in S 1/2 SE 4

15 - 1N - 5E

Land to be irrigated none - for Diversion

Period of annual use Continuous

IAP

Type of Map Engg. Prepared by James - Madison - Hillman, Inc.

Map No. 1439-2 Map located in W/R X Map File

FEE

Received - Yes X Amount 1.50⁰⁰ No. Date of letter

REASON

Late Returned Corrected

LOB

Received w/Appl. - Yes X No Date of Request

REASON

Date Received

DRILLER W. J. Anderson Licensed in SD Yes X No.

DEPTH AND FORMATION 165' deep - Sandstone

OTHER
INFORMATION
FILED WITH
WATER RIGHT

WATER
QUALITY

Date Received _____ Date Approved and/or Conditional by S.C.C. _____
(Circle one)

N/A

Date Disapproved by S.C.C. _____ Reason _____
Date Disapproved _____
Application Returned _____

WI-1 Land Description- same as Application- yes _____ no _____ Remarks _____

REVIEWED

This application was reviewed within 30 days of receipt, accepted as complete, Number assigned and written up for advertisement before the Board on

Sept. 27, 1979

Billy Westlund
(Signed)

This Application was unable to be completed - Reason _____

PUBLICATION

Dates Published - 1st 8-20-79 2nd _____

Date Affidavit Received _____ Remarks _____

Journal - Rapid City

PROTESTS

Letters/Petitions in File Yes _____ No _____ Remarks _____

STAFF REC-
OMMENDATIONS

BOARD
ACTION

(upon receipt of affidavit)
Date Approved 9-27-79 Qualifications Domestic well

Interference
Deferred - Date _____ Reason _____

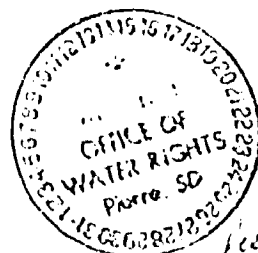
Denied - Date _____ Reason _____

REMARKS

F.F. & C. CH
LAW, FINAL
DECISIONS,
ETC.

RECEIVED
REDUCED
23-7
DATE RECEIVED

No. 1679-2
 Map No. 1439-2 Water Division No. 2 RAPID CREEK District
 Above for Office Use



APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

Check one of the following:

New ☒ Vested Right _____ Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant Northwestern Engineering Company Phone No. 342-3875
 Post Office Address P. O. Box 1392 ^{or 2320} Rapid City State South Dakota 57709
 (Street, RR, or Box) (Town) (Zip Code)
 If a corporation show date and place of incorporation April 13, 1927 South Dakota

2. Method of accomplishing work (contract, employment of others, or by direct labor) contract3. Name of diversion work PACTOLA INN WELL4. Amount of water claimed (cubic feet per second) 20 gallons per minute .045. Source of water supply drilled well6. Location of point of diversion lot B of lot 1 of S₁ of SE₁ of Section 15, T1N, R5ECounty Pennington7. Annual period or periods during which water is to be used continuous8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) domestic COMMERCIAL

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 Completed years. Additional time required to complete application of water to the proposed beneficial use none years.

11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water Rapid City Journal

12. Principal Features of the Proposed Water Supply System.

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

165 foot drilled well

1½ horsepowerd submersible pump

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

3 - 1 horsepower pumps

C. Works proposed to apply water to beneficial use.

1½" plastic and galvanized pipes

Estimated Total Cost \$ 3,000.00

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)
) ss.
 County of Pennington)

I, Kathy A. Sopko 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 Kathy A. SopkoSubscribed and sworn to before me this 14th day of August, 1979

Notary Public (or other qualified officer)

-LEE S. FARRINGTON

My Commission Expires May 25, 1982

WATER RIGHT APPLICATION APPROVAL

The Board of Water Management hereby approves Water Right Application No. 1679-2
NORTHWESTERN ENGINEERING Co. Box 1392 RAPID CITY
(Applicant) (Post Office Address)
SOUTH DAKOTA 57709 With the following qualifications
(State)

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

Date of first receipt of application AUGUST 14, 19 79
 Date of return to applicant for correction, amendments or changes required _____, 19____
 Date of receipt of corrected application _____, 19____
 Approved SEPTEMBER 27, 19 79, Recorded in Book 21 Page 75

WATER RIGHT PERMIT NO. 1679-2

The Board of Water Management hereby grants and issues this Water Right Permit No. 1679-2 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as qualified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is AUGUST 14, 19 79
2. The equivalent of at least one-fifth of the work above specified is ~~to be~~ completed on or before _____, 19____
3. The whole of said work is ~~to be~~ completed on or before _____, 19____
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is COMPLETED _____, 19____
5. The water appropriated shall be used for the purpose of COMMERCIAL USE _____

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 .04 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 irrigation purposes said appropriation was to be limited to not more than 2 acre 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~~

USED FOR COMMERCIAL PURPOSES

~~for irrigation~~ on or before THIS DATE, 19____; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 12th day of OCTOBER, 19 79

THE BOARD OF WATER MANAGEMENT

By John Hatch
Chief Engineer, Water Rights

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

WELL DRILLERS REPORT
SOUTH DAKOTA WATER RIGHTS COMMISSION

4-78

Well Owner:
Name Black Forest Ranch

Address Partida Area
N 100 E 2nd St. S.D.

Well Location: North

Mark location with an "X" West of Black Forest Farm Highway 500 at Partida Lake	+ + + +
--	----------------------

E

1 mile

County Pennington
 T. 4 S. 4 E. 4 Sec. 1 Twp. 4 Rg. 1

Proposed Use:
☒ Domestic ☐ Municipal ☐ Test Holes
☐ Irrigation ☐ Industrial ☐ Stock

Method of Drilling:
☒ Forward Rotary ☐ Bored ☐ Jetted
☐ Reverse Rotary ☐ Cable ☐ Other
HAND DRILL

Well Construction:
 Diameter of Hole 6"
 Depth 165'
 Casing ☒ Steel ☐ Concrete
☐ Plastic ☐ Other
 If other, specify 2 1/2" of 6", 250 wall

Was casing end left open yes
 Was a well screen installed no
 Describe Well Screen
 Diameter Material
 Slot size
 Was well gravel packed
 Was well grouted yes Cement
 Was water sample taken yes

Remarks:
well produces 20 gpm
pumping at 145' depth
water cleared up very good

Water Level Information:
 Static water level 2.1 below land surface
 If flowing: closed in pressure PSI
 rate of flow GPM
 Controlled by ☐ Valve ☒ Reducers ☐ Other
 If other; specify

Well Test Data:
☒ Pumped 11/12/78 20 gpm
☐ Bailed Describe
☐ Other
 Pumping Level Below Land Surface
 ft. After hrs. pumped GPM
 " " " " " "
 " " " " " "

Formation	Depth	
	From	To
DRIFT	0	11
Schist Hd. Black	11	36
Schist FRACTURED	36	37
Water 4 gpm		
Schist Hd. Black	37	82
Schist FRACTURED	82	83
Water 8 gpm		
Schist Hd. Black	83	143
Schist FRACTURED	143	155
Water 20 gpm		
Schist, Hd. Black	155	165

(Use Back if Necessary)

Date Completed: 4-30-78

Driller:
Alexander Drilling Co.
 Driller's or Firm's Name License NO. 324
Box 615 - Hill City, S.D.
 Address

J. M. Alexander 5-10-78
 Signed By Date

ALEXANDER DRILLING CO.
 Box 615 Ph. 574-2574
 Hill City, S. Dak. 57745

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

D. Well Information

- (1) Drill Hole, Diameter 6 inches, Depth 165 feet
- (2) Casing, Type steel, Diameter 5 inches, Thickness _____
(wood, concrete, steel, etc.)
- (3) Screen, Type none, Diameter _____, Length _____
- (4) Gravel Pack, Thickness none, Length of gravel pack _____

E. Dugout Information or Estimates

- (1) Surface dimensions, _____, Depth _____

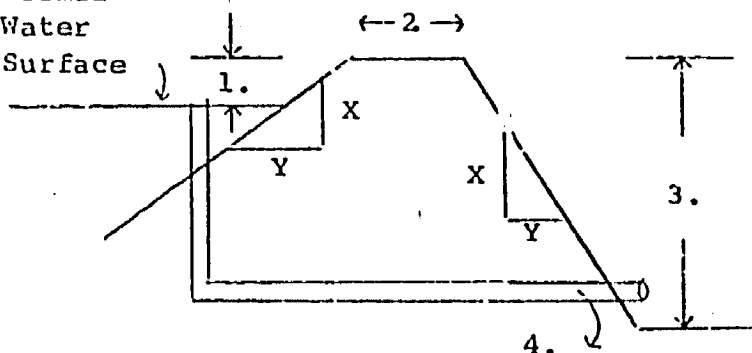
F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Attach a copy of test well log)
- Depth to top of water bearing material (see attached report)
- Depth to bottom of water bearing material _____
- Depth to water (ground surface to water level) _____
- (2) Distance to nearest existing household or livestock watering well.
- On same owner's property 6.25 rds.
- On property owned by others 6.25 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, length, maximum water depth, surface area, drainage area, storage capacity, dam slope, dimensions, location and size of outlet works, of each storage dam. The location of each water storage dam should be shown on the water right map.

Normal
Water
Surface



1. Freeboard _____
2. Crest width _____
3. Height of Dam _____
4. Outlet dimensions:
Pipe diameter _____
Spillway width _____
- X & Y slope:
Upstream _____
Downstream _____
Surface area of impoundment _____
- Drainage area above dam _____

NORTHWESTERN ENGINEERING COMPANY

by Kathy U. Sapko
Signature Applicant

WATER LICENSE NO. 1679-2

(1) WHEREAS, On the 14th day of August A. D. 19 79
the Northwestern Engineer Co.

made Water Right Application No. 1679-2 for a permit to use .04 cubic feet per second of the waters of groundwater (one well)

County of Pennington State of South Dakota, for commercial

purposes; and

(2) WHEREAS, On the 27th day of September A. D. 19 79

Permit No. 1679-2, with a date of priority of August 14, 1979

was issued to said applicant 5 for the diversion of said water, and provided for the completion of construction of the water supply system therein described ~~XXXXXX~~ ~~XXXX~~ ~~XXXX~~ and for the application to beneficial use of said water ~~XXXXXX~~ ~~XXXX~~ ~~XXXX~~

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 .04 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 Pacrola Inn

(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 Northwestern Engineering Co.

_____ of Rapid City SD
the holder S and owner S of said permit No. 1679-2 a water right, dating from August 14, 1979
_____ to use of .04 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 400 feet north and 1200 feet west of
SE corner, Section 15, T1N, R5E

and conducted ~~XXXXXX~~ thru the distribution system

for the purpose of providing water for commercial use.

Subject to any limitations listed in Water Right Permit No. 1679-2 and subject to the laws of the State of South Dakota

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 18th day of March A. D.
Nineteen Hundred and Eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

Permit No. 1679-2

Water Diversion No. 2 Upper Choyenne Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That the Northwestern Engineering Co.

_____ the holder ^S of
Permit No. 1679-2, issued upon Application No. 1679-2, bearing date of priority of August 14,
1979 authorizing the diversion of .04 cu. ft. per second of the waters of _____
groundwater (one well) County of Fannington, State of South Dakota at _____
a point 400 feet north and 1200 feet west of the SE corner, Section 15,
T1N, R5E
_____ for _____ commercial purposes

_____ 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 .04 cu. ft. per second of water.

Date March 18, 1981


JOHN HATCH, Chief Engineer
Water Rights Division

No. 1679-2

Publish first publication, on or before August 31, 1979

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

August 16, 1979

Notice is hereby given that the Northwestern Engineering Company whose post office address is Rapid City, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8; 46-5-10 thru 46-5-22, 46-5-41; 46-6-3, 46-6-3.1, 46-6-5, 46-6-6.1, 46-6-10, 46-6-14 and Board Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use .04 cubic feet of water per second of time from groundwater (one well) through the Pactola Inn Well, the point(s) of diversion of which is ~~(xxx)~~ to be located in ~~xxx~~ Lot B of Lot 1 of S $\frac{1}{2}$ SE $\frac{1}{2}$

of Section 15, Twp. III, Range 5E. Said water to be used for the purpose of providing ~~water for commercial purposes~~
water for commercial purposes

This Application No. 1692-2 will be considered by the Water Management Board at the Community Room, City Hall
222 E. Dakota, Pierre, SD upon the 27th day of September, 1979

at 10 A.M. The Board 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 Board decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Board in writing prior to the hearing or orally at the hearing.

This hearing is an adversary proceeding. Any person 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 at the hearing. Decisions of the Board may be appealed to the Courts as provided by law.

WATER MANAGEMENT BOARD

BETTY WESTLUND

Water Rights Specialist

cc: Northwestern Engineering Co., Box 1392, Rapid City, SD 57709



Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington

ss.

I, 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 twentieth day of August, 19 79, that the fees charged for the publication thereof are twenty-nine Dollars and fourteen cents.

Jerry J. Shoener

Subscribed and sworn to before me this 27th day of

August, 19 79

[Signature]
Notary Public.

Aug. 23, 79

NOTICE OF HEARING ON APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501
August 16, 1979

Notice is hereby given that the North-wester Engineering Company whose post office address is Rapid City, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-14; 46-2-1 thru 46-2-11; 46-2-13; 46-3-1 thru 46-3-8; 46-3-10 thru 46-3-21; 46-3-41; 46-4-1, 46-4-3, 46-4-5, 46-4-6, 46-4-10, 46-4-14 and Board Rules ARSD 52:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use .04 cubic feet of water per second of time from groundwater (one well) through the Pactola Inn Well, the point of diversion of which is to be located in Lot B of Lot 1 of 5th SE 1/4 of Section 13, Twp. 1N, Range 5E. Said water is to be used for the purpose of providing water for commercial purposes.

This Application No. 1672-2 will be considered by the Water Management Board at the Community Room, City Hall, 222 E. Dakota, Pierre, SD upon the 27th day of September, 1979 at 10 A.M. The Board 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 Board decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Board in writing prior to the hearing or orally at the hearing.

This hearing is an adversary proceeding. Any person 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 at the hearing. Decisions of the Board may be appealed to the Courts as provided by law.

WATER MANAGEMENT BOARD
Betty Westlund
Water Rights Specialist

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 6995

PIERRE, August 14, 1929

RECEIVED OF Northwestern Engineering Co., Box 2320, Rapid City, SD 57709
the following amount in fees for services rendered as provided for by law: FUND 290

Fee for Application for Permit to appropriate Water No. 1679-2 (examination, processing, recording and filing)	150.00
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	
Fee for certified copy of	
Fee for Print copy of map	
Fee for Certifying	
Fee for (any other work as provided by law)	
TOTAL	150.00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Office
JOHN HATCH 97

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7976

PIERRE, February 9, 1931

RECEIVED OF Northwestern Engineering Co., P.O. Box 2320, Rapid City, SD 57709
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. 1679-2	50.00
Fee for inspecting Beneficial Use, and issuing Water License No. 1679-2	
Fee for issuing Location Certificate-Dry Draw, No.	
Fee for filing	
Fee for certified copy of	
Fee for Print copy of map	
Fee for Certifying	
Fee for (any other work as provided by law)	
TOTAL	50.00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Office
JOHN HATCH 70

1677-2 NW Eng. Co. "Bartola Run"

9-16-80 Everett Balcom of Lomax Model

gave me this info

New well by block bldg drilled 1989.

165' deep, 20 gpm. Koda 1 hp pump
est.

Permit No. 1679-2Water Division 2 Rapid Creek Water District

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

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

I have this day made a thorough examination of the water use system constructed by Northwestern Engineering Co. of Box 1342, Rapid City, S.Dak. 57708 holder of Permit 1679-2, bearing date of priority of August 14, 1972 authorizing the diversion of .04 cu. ft. per second of the waters of Well for Commercial Purposes 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:

1. HP Rada Submersible Pump
Pumping 20 gpm

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

Pvc Mains to Pactola Inn and Houses

C. Works used to apply water to beneficial use.

Pactola Inn and Houses in The Area.

The system is in the following condition: Good.

The point of diversion is located 400 ft N and 1200 ft W of the SE
Cor Sec. 15, T1N R5E

The works are capable of diverting and conveying to the place of use .04
cu. ft. per second of water which is to be used for Commercial Purposes

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

comprising a total of _____ acres of land.

Well Data

Depth 165 ft.Location Box 1342, Rapid City, S.D.Date June 11, 1980

Leroy J. McManis
(Signature)

JAN 22 2001

1679-2
January 17, 2001

2000 South Dakota Water Use Questionnaire

To:

NORTHWESTERN ENGINEER CO
~~PO BOX 2320~~
RAPID CITY SD 57709

Address correction requested:

PO Box 2624

One questionnaire is being provided for each permitted water source. The following information is based on Water Permit\Right No. 1679-2. If you have other permits\rights in the same water source, also include water use under those permits\rights on this questionnaire.

Water Source: GROUNDWATER

County: PENNINGTON

Aquifer: PRECAMBRIAN ROCK

Pumping Pt. Legal: SEC 15-T001N-R05E

Management Unit: NOT APPLICABLE

Type of Water Use: COMMERCIAL

1) Please estimate your year 2000 water use from the above water source: 0 gallons

2) If no water use in 2000, please list the reason(s) why in the comments section.

Comments:

VACANT LAND

Contact Person:

STEVE GOLGAN

Telephone No:

605-394-3310

Questions? Please call Mark Rath or Ron Duvall at 605 773-3352 for assistance.

Thank you for completing the 2000 water use questionnaire

Water Rights on the Web: www.state.sd.us/denr/wr



Water Rights Program - File Documentation

NAME: Pactola Water Association

ADDRESS: 23210 Black Forest Place, Rapid City SD 57702-5319

DATE: 2-27-2001 **COUNTY:** PE **TELEPHONE:** 605 574-2861

RE: Water Right No. 1679-2

COMMENTS:

Based on information on the SD Water Use Questionnaire return, I called Steve Colgan with Northwestern Engineering Company. Mr. Colgan stated when he completed the questionnaire he thought it was for a lot they owned in the Edelweiss Subdivision located in the same vicinity. I told him the license was issued for Pactola Inn. Mr. Colgan indicated they no longer owned the property where this well was located. He did not know the present owners. Mr. Colgan stated the Pactola Inn has been through several owners and name changes.

I contacted Paul Rust with the Pactola Water Association. Mr. Rust indicated he was sure the well in question was the well used by the association and at the Black Forest Inn Bed & Breakfast.

Mr. Rust agreed the water right should be transferred to the association. I indicated I would sent him a "Notice of Transfer" form.

Karen Schlaak

Karen Schlaak
Environmental Scientist



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 28, 2001

1679-2

Pactola Water Association
c/o Paul Rust
23210 Black Forest Place
Rapid City SD 57702-5319

Dear Mr. Rust:

As stated in our phone conversation, enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 1679-2. The water right is currently listed in the name of Northwestern Engineering Co.

The transfer form should be checked over for accuracy and signed by the present owner in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

For your information, I have also enclosed a copy of Water Right No. 1679-2 and map. I believe this is the same well which is used by the Pactola Water Association. If this is not correct, please let me know. It is important for us to keep our records accurate.

If you have any questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1679-2

Date: March 8, 2001



I/We request that Water Right No. 1679-2

formerly owned by: Northwestern Engineering Company

be transferred to: (name & address) Pactola Water Association, c/o Paul Rust, 23210 Black Forest Place, Rapid City SD 57702-5319

Telephone No. 605 574-2861

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

one well located in the SE 1/4 SE 1/4 Section 15-T1N-R5E

I/We understand that the validity of Water Right No. 1679-2 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 attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Pennington)

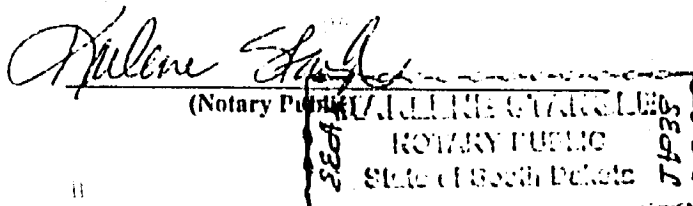
I/We _____ being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Pactola Water Assoc.

By Robert A. Barkley, Pres.
(Signed)

Subscribed and sworn to before me this 8th day of March, 2001

KARLENE STANGLE, Notary Public
Pennington County, South Dakota
My Commission Expires July 15, 2004



NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. 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

NC 416792

Pierre, March 12, 2001

RECEIVED OF Pawnee Water Association, 1 Paul East, 23210 Black Forest Pl., Rapid City SD 57702
the following amount in fees for services rendered as provided for by law: (Northwestern Engineering Co.)

Fee for Application for Permit No. _____ to Appropriate Water, to construct
and to put water to beneficial use _____

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 1679-7

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

Donald E. Ebel



March 14, 2001

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

1679-2

Paul Rust
Pactola Water Association
23210 Black Forest Place
Rapid City, SD 57702-5319

Dear Mr. Rust:

Thank you for following up on the ownership change for Water Right No. 1679-2. The transfer has been completed. The water permit formerly listed in the name of Northwestern Engineering Company is now listed in the name of Pactola Water Association.

Enclosed is your Receipt No. 416792 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

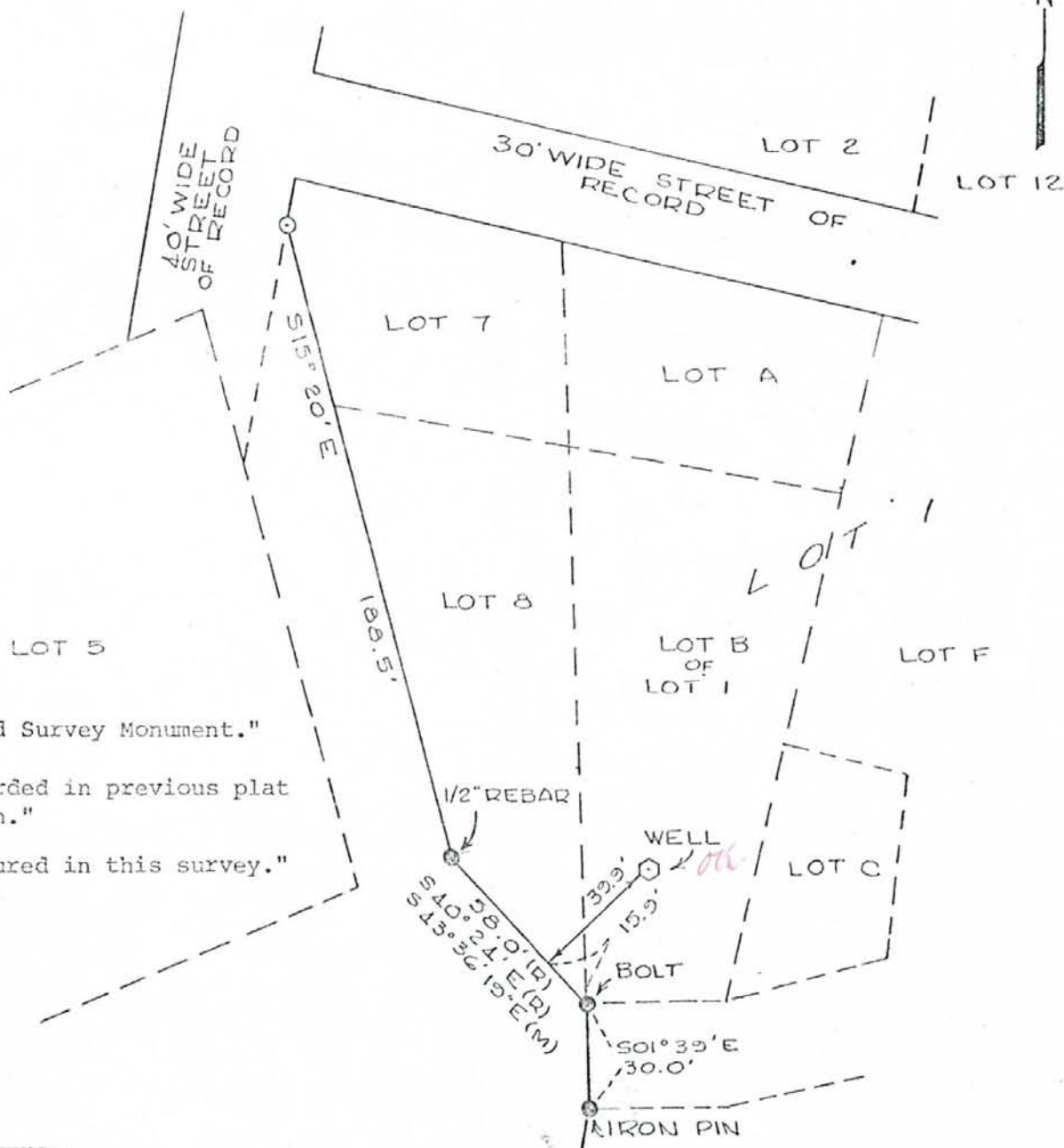
enclosure

MAP OF SURVEY FOR LOCATION OF WELL IN LOT B OF LOT 1 OF SE 1/4 OF SECTION 15, T1N, R5E, BHM, PENNINGTON COUNTY, SOUTH DAKOTA

SCALE 1"=50'
MAY 15, 1979



Map # 1439-2 App # 1679-2



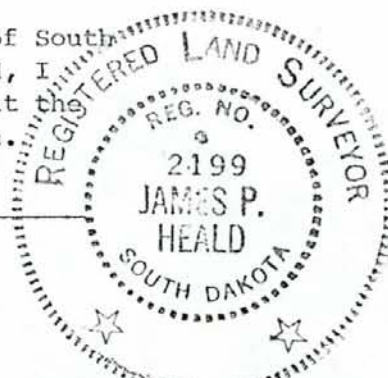
Notes:

- Denotes "Found Survey Monument."
- (R) Denotes "Recorded in previous plat or description."
- (M) Denotes "Measured in this survey."

CERTIFICATE OF SURVEYOR

I, James P. Heald, Registered Land Surveyor No. 2199 of the State of South Dakota, do hereby certify that on May 7, 1979, being so authorized, I caused the above shown survey to be made under my direction and that the within map correctly shows the permanent markers and their location.

Date: May 23, 1979 By: James P. Heald
James P. Heald



FRANCIS-MEADOR-GELLHAUS, INC.
RAPID CITY

PROJECT: WELL LOCATION

SE 15 - IN - SE

BY C.E.S.
5-15-79

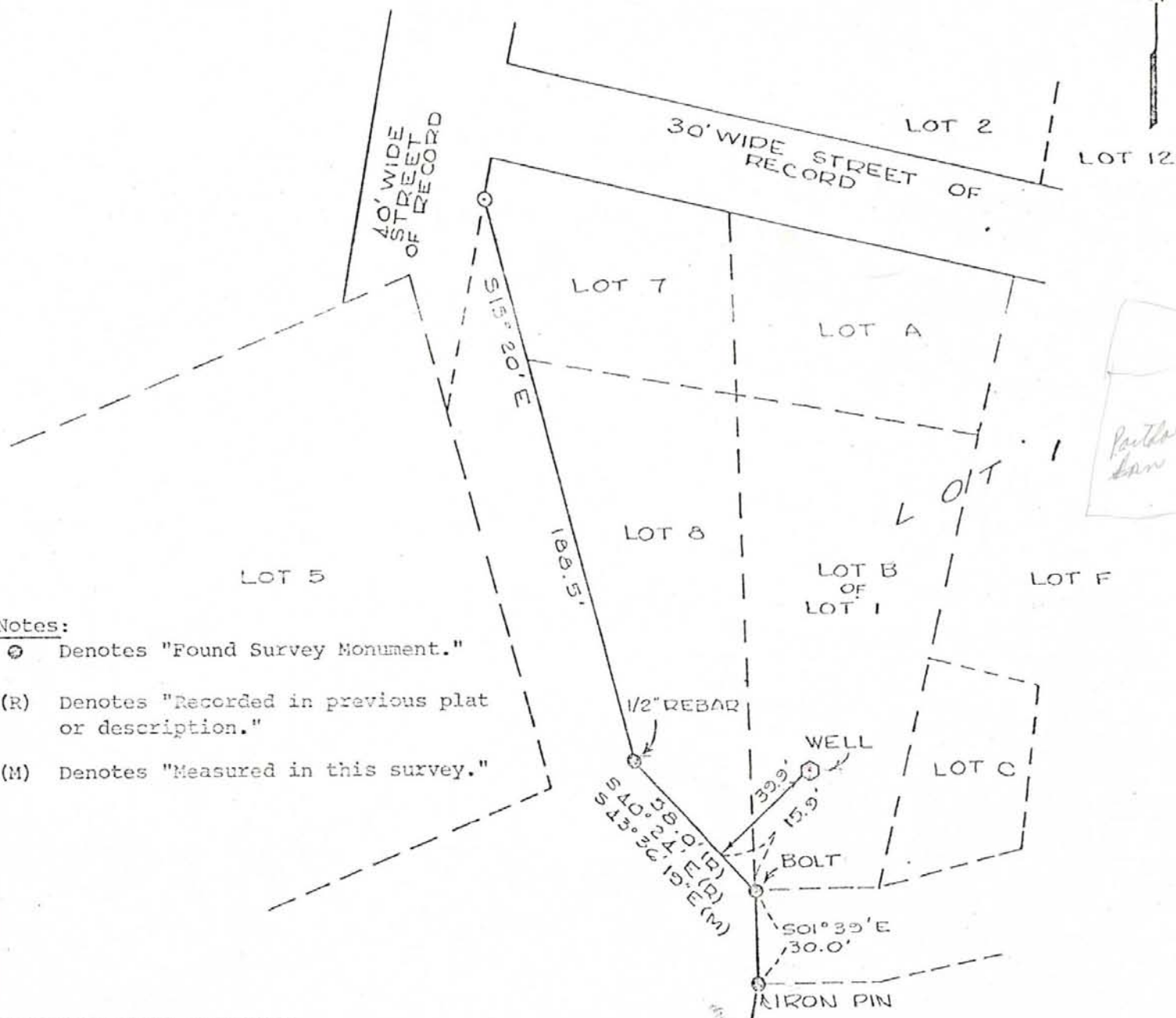
SHEET
1 OF 1

JOB NO
2056

MAP No 1439-2 APPL. 1679-2

MAP OF SURVEY FOR LOCATION OF WELL IN LOT B OF LOT 1 OF SE $\frac{1}{4}$ OF SECTION 15, T1N, R5E, BHM, PENNINGTON COUNTY, SOUTH DAKOTA

SCALE 1"=50'
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FRANCIS-MEADOR-GELHAUS, INC.
RAPID CITY

PROJECT: WELL LOCATION

SE 15 - IN - SE

BY C.E.S.

SHEET

JOB NO

MAP No 1457-3 APR 16 1979 2026

Map # 1439-2

App # 1679-2

Well for #1679-2

400'

1200'

30'

4878

4879

4880

5272 II SE (SILVER CITY)

4878

4879

4880

4881

4882

4883

4884

4885

4886

4887

4888

