

Water Right No. 1694-2

1. Considered JANUARY 30 1980
2. Name of Applicant LESLIE WADE
3. Post Office Address HILL CITY, S.D.
4. Amount of Water Claimed .44
5. Source of Water Supply 1-38' WELL (EXISTING)
6. Water to be used for PLACER MINING
7. Acres to be irrigated — acres feet
8. Water to be diverted and used in PENNINGTON County
about 1 NORTH of Hill City
9. PROOF OF PUBLICATION Received FE 2-4-80

Not Received _____

APPLICATION Approved 1-30-80

Subject to DW

Not Approved _____

Action deferred _____

Priority

Date

Received 1-14-80 Application Complete yes X no _____ FEE 150⁰⁰

Remarks _____

Date information and/or
fee or corrected Application received _____
Period of Annual use _____

Received yes _____ no _____ APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as application yes _____ no _____ Remarks _____

Disapproved _____

Returned _____

Diversion Point _____

SW⁴ SE⁴ 24-18-9E

~~lands to be irrigated~~ _____

WELL
LOG

Remarks Existing well drilled approx 20 years ago

"pumped" 300 GPM

Driller Unknown Licensed yes _____ no _____

Depth 38'

MAP: Map No. 1453-2 Map located in Water Right X Map file _____

Type of Map drawn Prepared by Reg. Land Surveyor

+++++

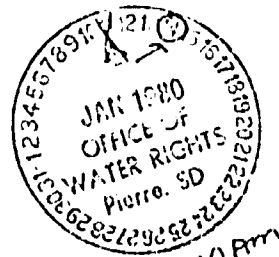
REVIEWED This Application was reviewed within 30 days of date received, accepted as complete, Number assigned and written up for advertisement before the Board on 1-30-80

B. Westlund
(Signed)

+++++

PROTESTS Letters/Petitions in File - yes _____ no _____ Remarks _____

REMARKS Date
F.F. & C Final Decision, including F.F. & C of Law were adopted _____
OF LAW, Date
FINAL Final Decision mailed to parties and/or parties notified that Final Decision
DECISIONS was adopted _____
ETC. Remarks _____



Map No. 1453-2 Water Division No. 2 No. 1694-2 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 X Vested Right _____ Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant Leslie Wade Phone No. 574-2279
Post Office Address Box 312 Hill City State SD 57745
(Street, RR, or Box) (Town) (Zip Code)
If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) _____

3. Name of diversion work Wade #14. Amount of water claimed (cubic feet per second) .445. Source of water supply groundwater

6. Location of point of diversion a point in the SW 1/4 SE 1/4, Section 24, T1S, R4E in Lot D
of Huron Placer MS 673

County Pennington7. Annual period or periods during which water is to be used April thru October8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) placer mining

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 5 years. Additional time required to complete application of water to the proposed beneficial use 14 years.

11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water HILL CITY PREVAILER,
Hill City SD

12. Principal Features of the Proposed Water Supply System.

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

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

C. Works proposed to apply water to beneficial use.

This will be a small placer operation - there will be shallow pits & material will be washed & panned. This will be a closed operation, and no discharge of water or material into surface water drainage areas. Water will be recirculated and added to from the well as needed. Anticipate about 1000 gallons per day at a maximum.

Estimated Total Cost \$ _____

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

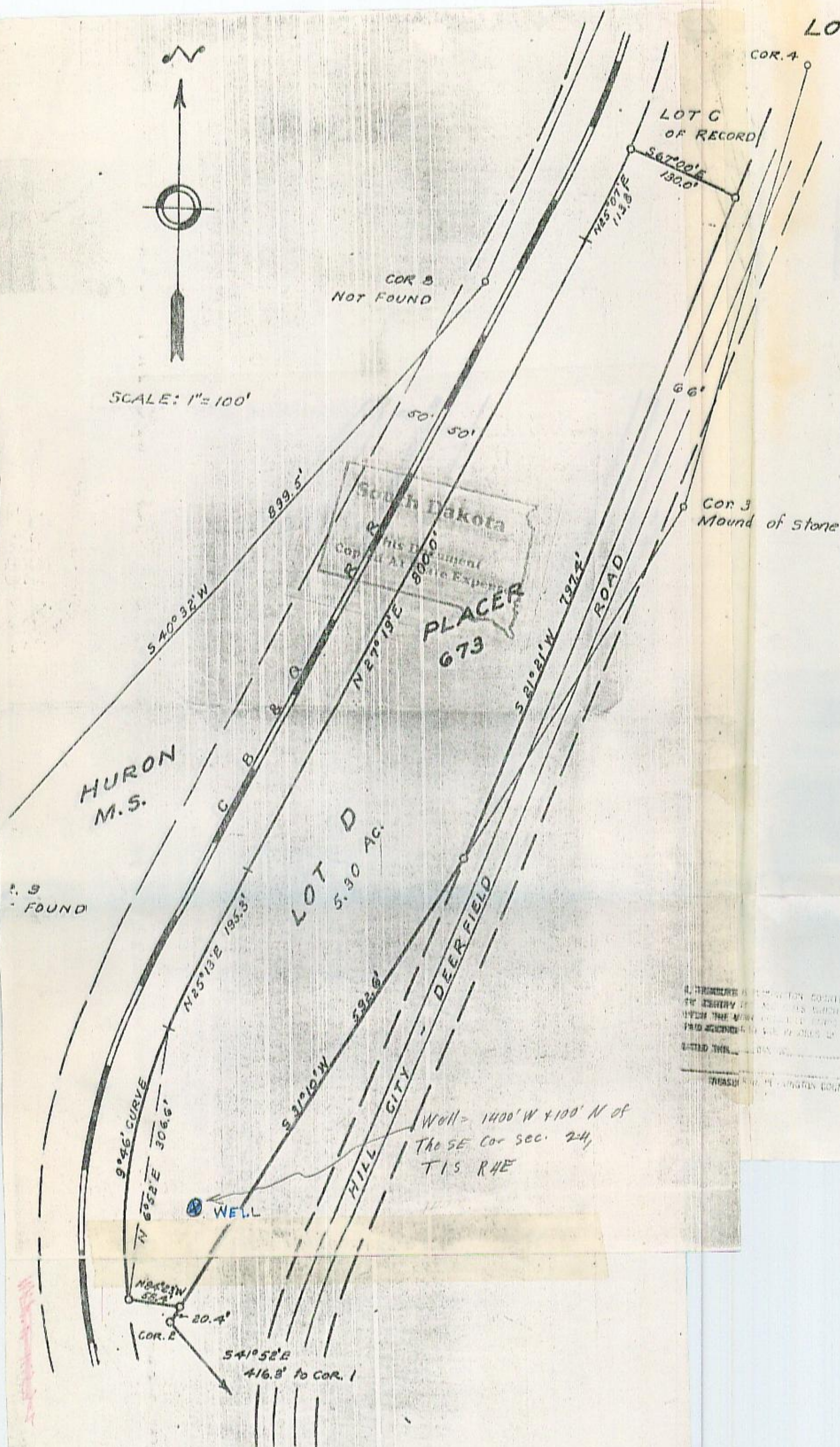
STATE OF SOUTH DAKOTA)

County of Hughes) ss.

I, Leslie Wade 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 Leslie WadeSubscribed and sworn to before me this 14th day of January, 1980

Darren Wermomann
Notary Public (or other qualified officer)



LOT D OF HURON PLACER M.S. 673
SE 1/4, SEC. 24, T1S, R4E.

STATE OF SOUTH DAKOTA S.S.
COUNTY OF PENNINGTON

We, H. G. Lippman and Arlene Lippman do hereby certify that
We are the owners of that portion of the Huron Placer covered
by Lot D and We authorized the survey and within plat thereof.

H. G. Lippman
Arlene Lippman
owners

I, Stuart D. Ferguson, a Registered Land Surveyor do hereby
certify that being so authorized I made the survey and
within plat of Lot D of Huron Placer, M.S. 673 and that same
is correctly shown hereon.

Stuart D. Ferguson
Registered Land Surveyor.

On the 27th day of Sept, 1958, before me, a Notary Public
personally appeared H. G. Lippman, Arlene Lippman, and Stuart
D. Ferguson, known to me to be the persons described in the
foregoing instruments and acknowledged to me that they signed
the same.

K. H. Trapp Notary Public My Commission Expires
March 29, 1966

MAP No 1453-2 APPL. 1694-2

WATER RIGHT APPLICATION APPROVAL

The Board of Water Management hereby approves Water Right Application No. 1694-2

LESLIE WADE

(Applicant)

Box 312 - Hill City

(Post Office Address)

SOUTH DAKOTA

(State)

57745

With the following qualifications.

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 JANUARY 14, 1980

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

Date of receipt of corrected application _____, 19____

Approved JANUARY 30, 1980, Recorded in Book 21 Page 119

WATER RIGHT PERMIT NO. 1694-2

The Board of Water Management hereby grants and issues this Water Right Permit No. 1694-2 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 JANUARY 14, 1980
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JULY 30, 1982
3. The whole of said work is to be completed on or before JANUARY 30, 1985
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 30, 1989
5. The water appropriated shall be used for the purpose of PLACER MINING

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 .44 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 may be limited to not more than 2 acre feet per acre per year and be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied~~ **USED FOR PLACER MINING PURPOSES**

for irrigation on or before JANUARY 30, 1989; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 5th day of FEBRUARY, 1980

THE BOARD OF WATER MANAGEMENT

By:

John Hatch
Chief Engineer, Water Rights

Certificate of Construction Issued JANUARY 22, 1981

Water License Issued JANUARY 23, 1981

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

D. Well Information

- (1) Drill Hole, Diameter _____, Depth 38'
- (2) Casing, Type steel, Diameter 6", Thickness standard
(wood, concrete, steel, etc.)
- (3) Screen, Type _____, 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. (Attach a copy of test well log)

Depth to top of water bearing material _____

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 _____ rds.

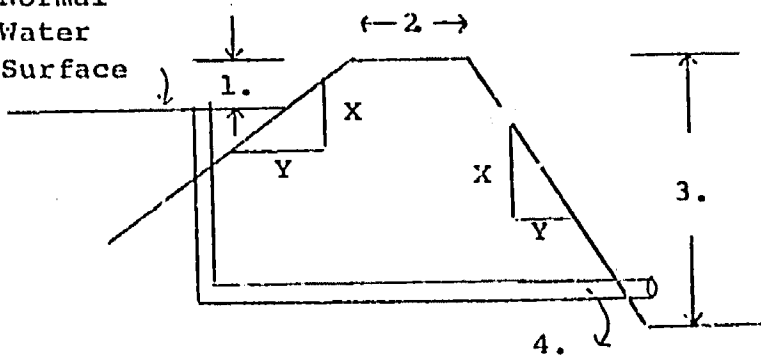
On property owned by others _____ rds.

This is an existing well that was constructed approximately 20 years ago. Well has been test pumped at 200 gpm.

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 _____

Isabel M. Smith

Signature Applicant

Permit No. 1694-2

Water Diversion No. 2 Rapid Creek Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Lesilo Wade

_____ the holder _____ of
Permit No. 1694-2, issued upon Application No. 1694-2, bearing date of priority of _____
January 14, 1980 authorizing the diversion of 44 cu. ft. per second of the waters of _____
ground water (one well) County of Pennington, State of South Dakota at _____
a point 1400' west and 100' north of the SE corner, Section 24, T1S, R4E

_____, for Irrigation

_____ purposes has _____ 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 22 cu. ft. per second of water

Date January 22, 1981


JOHN HATCH, Chief Engineer
Water Rights Division

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1694-2

(1) WHEREAS, On the 14th day of January, A. D. 1980
Leslie Wado
 made Water Right Application No. 1694-2 for a permit to use .44 cubic feet per second of the waters
 of ground water (one well)
 County of Pennington, State of South Dakota, for commercial - placer mining
 purposes; and
 (2) WHEREAS, On the 30th day of January, A. D. 1980
 Permit No. 1694-2, with a date of priority of January 14, 1980
 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 30th day of January, A. D. 1985 and for the
 application to beneficial use of said water on or before the 30th day of January, A. D. 1989

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 .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 to be used in place for placer mining machinery

(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 Leslie Wade

of Hill City, South Dakota

the holder and owner of said permit No. 1694-2 a water right, dating from January 14, 1980

to use of .22 cubic feet per second of the waters

of ground water (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 1400' west and 100' north of the SE corner,

Section 24, T1S, R4E

and conducted ~~to and from~~ thru a distribution system
~~xxxxxxxxxxxx~~

for the purpose of commercial use - placer mining

Subject to any limitations listed in Water Right Permit No. 1694-2 and subject to the laws of the State of South Dakota.

WITNES: My hand and seal of our office at Pierre, South Dakota
this 22nd day of January A. D.
Nineteen Hundred and Eighty-one

By: John Hatch
WATER MANAGEMENT BOARD
Chief Engineer, Executive Officer JOHN HATCH

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7213

PIERRE,

January 14,

19 20

Leslie Wade, Box 312, Hill City SD 57745

RECEIVED OF

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

Fee for Application for Permit to Appropriate Water No. 1694-2 (examination, processing, recording and filing) -----	15	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	15	00

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer

JOHN HATCH

kw

No. 1694-2

Publish first publication, on or before January 17, 1980

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

January 14, 1980

Notice is hereby given that Leslie Wade whose post office address is Hill 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 .44 cubic feet of water per second of time from groundwater (J. existing well) through the Wade #1, the point (x) of diversion of which is (xxx) to be located in the SE 1/4 SE 1/4

of Section 24, Twp. 1S, Range 4E. Said water to be used for the purpose of providing water for placer mining

This Application No. 1694-2 will be considered by the Water Management Board at Meeting Room #1, Kneip Building upon the 30th day of January, 1980 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

NETTY WISTLAND
Water Rights Specialist

cc: Leslie Wade
Bcx 312
Hill City SD 57745

FORM 6 - Notice of Intent to Appropriate Water
GROUNDWATER

BEST IMAGE POSSIBLE FROM POOR ORIGINAL

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

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)

County Pennington) ss

I, Randall O. Threlk hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Nebo City Pennington

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the _____

Evening of Nebo City

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

January 17, 1980

January 24, 1980

Randall O. Threlk
(Signature)

Publisher
(Title)

January 25th, 1980
(Date Signed)

NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER
Notice is hereby given that
Leslie Wade, whose post office
address is 10113 City, South
Dakota, has made an application
in accordance with the
provisions of SDCL 46-1-1 thru 46-
1-9, 46-1-11, 46-1-2 thru 46-1-11, 46-
2-13, 46-3-1 thru 46-3-9, 46-6-10
thru 46-6-21, 46-6-11, 46-6-13, 46-6-
3, 46-6-4, 46-6-11, 46-6-10, 46-6-14
and Board Rules 5, ARSD
52:01:01, 01 thru 01:01:13, for
a permit to appropriate a for-
mational water, cubic feet of
water per second of time from
groundwater (existing well)
through the land to the point
of diversion, which is to be
located in BWSR of Section
21, Twp. 11N, Range 4E, S. Said
water to be used for the purpose
of water for plant growing water.
This Application No. 109-2 will
be considered by the Water
Management Board at Meeting
Room No. 11, 11th Building
Church & Illinois Street, Pierre,
S.D. upon the 20th day of
January, 1980 at 10:00 A.M. The
Board is authorized to make a
determination on this application
at the hearing. All interested
persons may, and shall, be
heard. Any person who may be
affected by a Board action who
desires to present evidence or
cross-examine witnesses, ac-
cording to SDCL 46-1-1, may notify
the Board in writing prior to the
hearing on or before the day of
hearing. This hearing is an adversary
proceeding and a 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
S-Billy Westlund, P.
Water Rights Specialist
Prev: January 17, 24



RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

N2 4 7955

PIERRE,

January 17, 1961

RECEIVED OF

Leslie Wade, Box 312, Hill City, SD 57745

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. 1694-2 -----

Fee for Inspecting Beneficial Use, and Issuing Water License No. 1694-2 -----

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

Chief Engineer, Executive Officer

(JOHN HATCH) / 68

Permit No. 1694-2Water 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 Leslie Wade
 of Box 312, Hill City, S.Dak. 57745 holder
 of Permit No. 1694-2, bearing date of priority of January 14, 1950
 authorizing the diversion of .44 cu. ft. per second of the waters of Ground water (well)
 for Placer Mining 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:

Sears Deep Well Jet. $\frac{1}{2}$ H.P.Pumps est. 100 gpm

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

Pipe from well in house to mine operations bldg.
Approx 100 ft.

C. Work to apply water to beneficial use.

Gold Panning Machinery.The system is in the following condition: Good.The point of diversion is located 1400' W and 100' N of the SE Cor. Sec
24, T13 R4EThe works are capable of diverting and conveying to the place of use .22cu. ft. per second of water which is to be used for Placer Mining Machinery

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

comprising a total of _____ acres of land.

License fee .22 cfs.

Date June 10, 1950
LeRoy J. McLaughlin
 (Signature)

*Western Mutual Life Building
(formerly the Post Office Building)
Suite 104
731 St. Joseph Street
Rapid City, South Dakota 57701*

*Law Office of
Richard J. Murray*

March 23, 1984

*Telephone 348-5720
Area Code 605
Pecula Johnson
Office Manager*

Mr. John Hatch
Chief Engineer, Water Rights Division
South Dakota Department of Water
& Natural Resources
523 East Capitol
Pierre, South Dakota 57501-3181

Re: Driller's Report from Ham Drilling
regarding Les Wade's New Water Well
in Hill City

Dear Mr. Hatch:

Mr. Wade has asked me to respond to your February 1st letter regarding the above matter. The new well will not be allowed to flow and Mr. Wade is not contemplating pumping more than 18gpm or more than 26,000 gallons per day.

The old well is not to be abandoned and it's my understanding that he already has a water permit to use the water from the old well for commercial business operations.

Thank you for your informative letter; if you need any further information from Mr. Wade, please drop me a line at the above address.

With kind regards,

Sincerely yours,

RJ Murray
RICHARD J. MURRAY

RJM/pkj

cc: GME Directors



Water Rights Division
60 5 773-3352

April 11, 1984

1694-2

Richard J Murray
Suite 104
731 St. Joseph St
Rapid City SD 57701

RE: New well drilled by Les Wade

Mr. Murray:

In your letter dated March 23, 1984, you do not say whether the new well is to be used for Mr. Wade's commercial operation or not. If it is strictly for domestic as defined by SDCL 46-1-6 then a permit is not required. If Mr. Wade is using the well in his commercial operation, regardless of amount, a permit will be required. If you have any further questions, please contact this office.

Thank you,

KEVIN C LARSON
Water Resources Engineer

KCL:ks

1694-2

Law Office of
Richard J. Murray

*Western Mutual Life Building
(formerly the First Office Building)
Suite 104
731 St. Joseph Street
Rapid City, South Dakota 57701*

April 12, 1984

Telephone: 348-5720
Area Code 605
Pete's Johnson
Off. Manager

Mr. Kevin C. Larson
Water Resources Engineer
Department of Water & Natural Resources
523 East Capitol
Pierre, South Dakota 57501-3181

Re: New well drilled by Les Wade

Dear Mr. Larson:

Thank you for your April 11th letter to me. Mr. Wade indicated to me that he is intending to use the new well for domestic purposes only.

Sincerely yours,

Rich Murray
RICHARD J. MURRAY

RJM/pkj

1694-2



