

1. Considered 3/25 1981

2. Name of Applicant CEDAR COMMUNITY WATER ASSOC.

3. Post Office Address RRI, Box 49 - PHILIP 57567

4. Amount of Water Claimed .05 ^{and cores} Lytle Jarvis

5. Source of Water Supply 3000' WELL Cottonwood, SD.

6. Water to be used for RWS

7. Acres to be irrigated _____ maximum _____
acre feet _____

8. Water to be diverted and used in: JACKSON County
about 2 1/2 S. 4 miles WEST of COTTONWOOD

9. PROOF OF PUBLICATION Received (initials) July 27, 1981
Not Received _____

APPLICATION Approved 3/26/81
Subject to DW
Not Approved _____
Action deferred _____

Priority
7/27/81
*Official
Received*

Date Received 1-13-81 Application Complete yes ☒ no ☐ FEE N/A

Remarks _____

~~WATER
QUALITY~~

Date information and/or
fee or corrected Application received 3-2-81

Period of Annual use CONTINUOUSLY

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

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

Disapproved _____

Returned _____

Diversion Point _____
NW⁴SW⁴ 28-15-18E

Lands to be irrigated _____

WELL
LOG

Remarks Shane Log
exploratory oil well converted to water well

Driller _____ Licensed yes _____ no _____

Depth 3000' deep

Water Right No. _____

MAP Map-No. 1513-2 Map located in Water Right Map file ✓

Type of Map Arrows Prepared by SCS
Dept of Interior

+++++

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 3/25/81
Bjornestad
(Signed)

+++++

PROTESTS Letters/Petitions in File - yes ✓ no Remarks

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

Man No. 1513-2 Water Division No. 2 BAD RIVER District
Above for Office Use 10145102

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 Cedar Community Water Association Phone No. 386-4465

Post Office Address R.R. 1 Box 49 Philip SD 57567
(Street, RR, or Box) (Town) (Zip Code)

If a corporation show date and place of incorporation Nov. 28, 1977 Kadoka, SD

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

3. Name of diversion work Cedar Community Water Association Project

4. Amount of water claimed (cubic feet per second) .05 cfs

5. Source of water supply Deep Well

6. Location of point of diversion T1S, R18E BHM Sec. 28 NW 1/4 SW 1/4 approx. 1 acre
2050' N. & 500' E. of SW CORNER, SEC. 28-T1S-R18E

7. Annual period or periods during which water is to be used January 1 to December 31 County Jackson

8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc) Livestock & Domestic

9. For irrigation use, Total number of acres to be irrigated -0-

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.
<u>-0-</u>	

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 4 years

11. Choice of county newspaper for publication of Notice of Intent to appropriate Water Philip, Wail & Kadoka

12. Principal Features of the Proposed Water Supply System

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

Pipe

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

Pipe

C. Works proposed to apply water to beneficial use.

Pipe

To 10 water users--household & stockwater uses

Estimated Total Cost \$ 400,000

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)

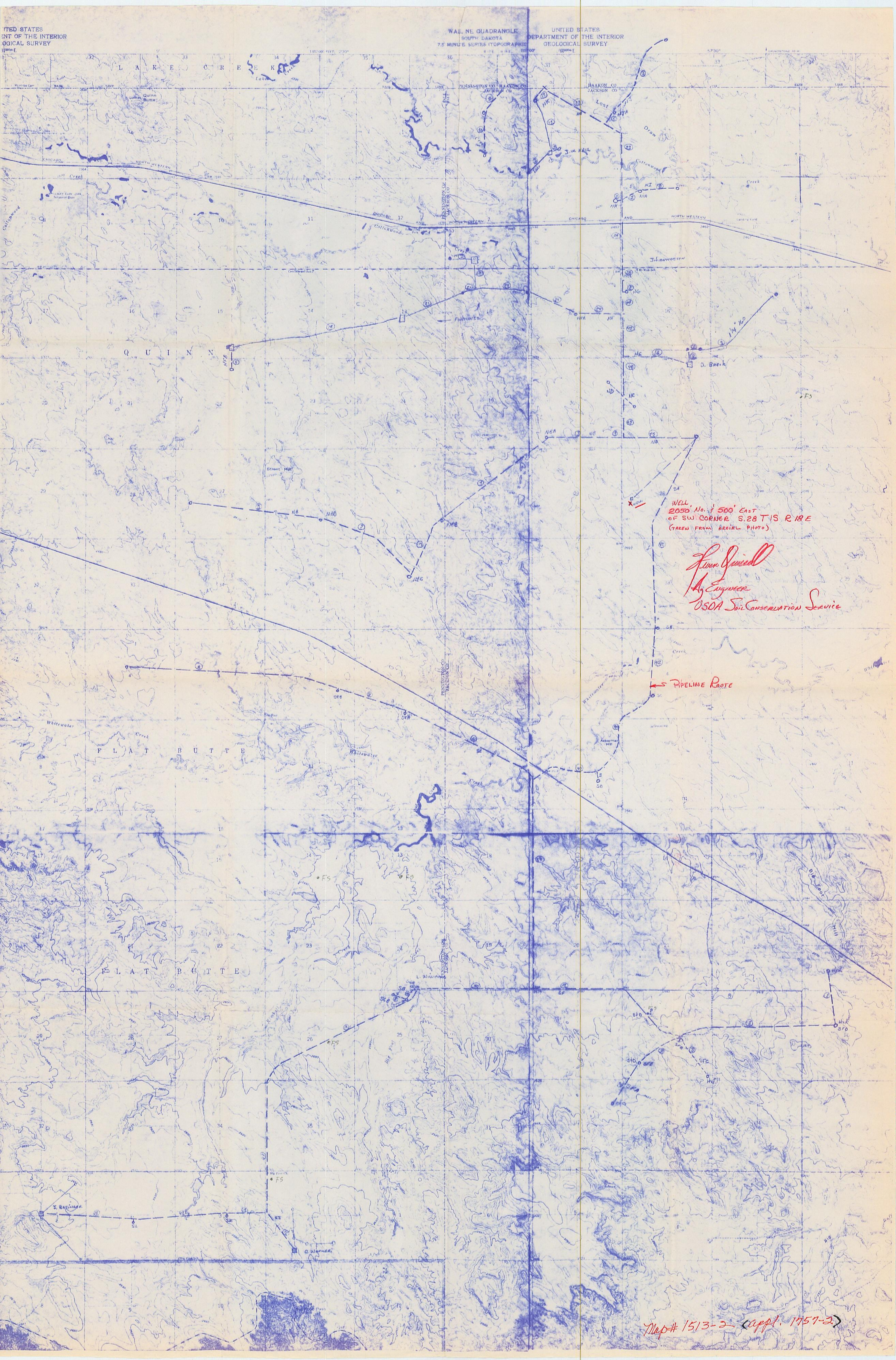
County of Jackson) ss
Lyle E. Jarvis, Secretary,

I, Cedar Community Water Association 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 Lyle E. Jarvis 8th day of January, 1981

Subscribed and sworn to before me this 8th day of January, 1981

Notary Public (or other qualified officer)



WELL No. 1 500' East
of SW CORNER S.28 T.15 R.18 E
(TAKEN FROM AERIAL PHOTO)

John J. Ginnell
Engineer
USDA Soil Conservation Service

PIPELINE ROUTE

Map # 1513-2 (app. 1751-2)

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No 1757-2

CEDAR COMMUNITY WATER ASSOC. RR #1, Box 49 - PHILIP
(Applicant) (Post Office Address)
SOUTH DAKOTA 57567 % LYLE JARVIS, COTTONWOOD, SD
(State) With the following qualifications

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

Date of first receipt of application January 13, 19 81
 Date of return to appl cant for correction, amendments or changes required January 16, 19 81
 Date of receipt of corrected application Affidavit July 27, 19 81
 Approved March 26, 19 81, Recorded in Book 22 Page 241

WATER RIGHT PERMIT NO. 1757-2

The Water Management Board hereby grants and issues this Water Right Permit No 1757-2 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 July 27, 19 81
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before September 26, 19 83
3. The whole of said work is to be completed on or before March 26, 19 86
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is March 26, 19 90
5. The water appropriated shall be used for the purpose of Rural Water System

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 .05 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 must 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

for irrigation on or before March 26, 19 90; said water to be used during the following described annual period: continuously

Witness my hand this 27th day of July, 19 81

THE WATER MANAGEMENT BOARD

By John Hatch
Chief Engineer, Water Rights
 JOHN HATCH

Certificate of Construction Issued _____, 19 _____

Water License Issued _____, 19 _____



57775

Cottonwood, S. Dak
July 24, 1981

Dept. of Water & Natural Resources
Joe Fass Bldg
Pierre, S.Dak.

Dear Sirs:

Inclosed Form 8
Proof of Publication - Notice of
Intent to Appropriate Water.
The First Copy mailed
3-19-81 must have been lost.

Please send Water Rights
and any correspondence to:
Lyle Jarvis, Cottonwood, S.D.
Secretary, Cedar Community
Water Ass'n.

Sincerely,
D. M. Hull

D Well information

- (1) Drill Hole, Diameter 5" inside, Depth 3,000'
- (2) Casing, Type steel (wood, concrete, steel, etc), Diameter 5" inside, Thickness 1/8"
- (3) Screen, Type Perforated, Diameter 5" inside, Length 20'
- (4) Gravel Pack, Thickness Cemented, Length of gravel pack 258'

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) _____

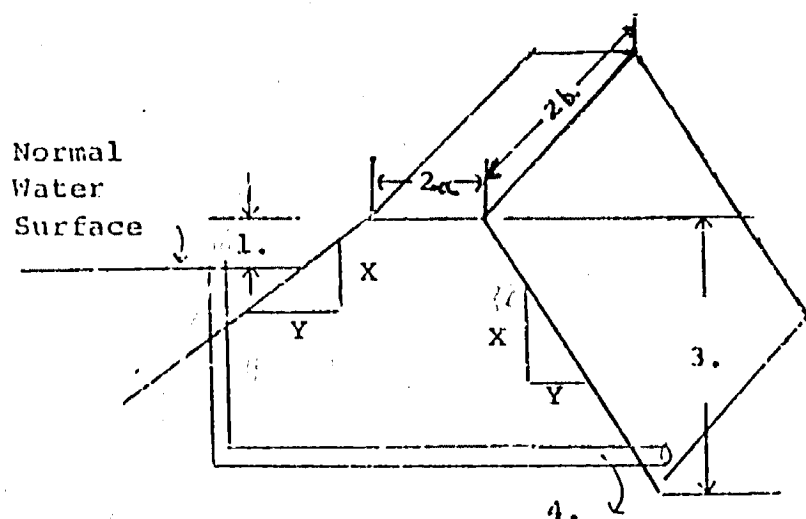
- (2) Distance to nearest existing household or livestock watering well.

On same owner's property _____ rds

On property owned by others _____ rds.

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.



1. Freeboard _____

2a Crest width _____ b, length _____

3. Height of Dam _____

4. Outlet dimensions:

Pipe diameter _____

Spillway width _____

X & Y slope:

Upstream _____

Downstream _____

Surface area of impoundment _____

Drainage area above dam _____

Lyb E. J. ...
Signature of Applicant

No. 1757-2

Publish first publication, on or before March 12, 1981

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

March 5, 1981

Notice is hereby given that the Cedar Community Water Assoc. whose post office address is Philip, 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 .05 cubic feet of water per second of time from ground water (one well) Project through the Cedar Community Water Assoc. the point(s) of diversion of which is (xxx) to be located in the NW 1/4 SW 1/4

of Section 28, Twp. 15, Range 18E. Said water to be used for the purpose of providing ~~irrigation or portions of the following described land~~ water for a rural water system

This Application No. 1757-2 will be considered by the Water Management Board at the Holiday Inn, Sandy Shore Room Watertown, SD upon the 25th day of March, 1981

at 1:00 PM. 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.

Any handicapped person wishing to attend this hearing can contact the Water Rights Division, DWR, Joe Foss Building, Pierre SD, prior to the hearing date for assistance to assure access to the hearing.

WATER MANAGEMENT BOARD

cc: Cedar Community Water Assoc.
RR #1, Box 49, Philip, SD 57777
John Prochazka, Supervisors Office, Nebraska National Forest
270 Pine Street, Chadron, NE 69337
WNR-806A-7/79 Notice of Intent to Appropriate Water
GROUNDWATER

BETTY WESTLUND
Water Rights Specialist

No. 1757-2

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Jackson) ss.

I, L. G. Parkinson hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Kadoka Press

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

County City of Jackson Kadoka

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

Thursday, March 12, 1981

Thursday, March 19, 1981

L. G. Parkinson
(Signature)

Editor
(Title)

March 19, 1981
(Date Signed)

NOTICE OF HEARING ON
APPLICATION TO
APPROPRIATE WATER

Pierre, South Dakota 57501
March 5, 1981

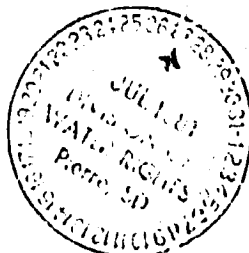
Notice is hereby given that the Cedar Community Water Assoc., whose post office address is Phillip, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8; 46-5-10 thru 46-5-22, 46-5-41; 46-6-3, 46-6-3.1, 46-6-5, 46-6-6.1, 46-7-10, 46-8-14, and Board Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use .05 cubic feet of water per second of time from ground water (one well) through the Cedar Community Water Assoc. Project, the point of diversion of which is to be located in NW 1/4 SW 1/4 of Section 28, Twp. 1S, Range 16E. Said water to be used for the purpose of providing irrigation on portions of the following described land: water for a rural water system.

This Application No. 1757-2 will be considered by the Water Management Board at the Holiday Inn, Sandy Shore Room, Watertown, S.D. upon the 25th day of March, 1981 at 1:00 p.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.

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Any handicapped person wishing to attend this hearing can contact the Water Rights Division, DWNH, Joe Foss Building, Pierre, S.D., prior to the hearing date for assistance to assure access to the hearing.

WATER MANAGEMENT
BOARD
BETTY WESTLUND
Water Rights Specialist
Pub. March 12-19



No. 1757-2

 **Department of
Water & Natural Resources**

Box Foss Building Water Rights Division
Pierre, South Dakota 57501

(605) 773-3352

July 27, 1981

Cedar Community Water Asso.
Wyle Jarvis
Cottonwood SD 57728

Dear Mr. Jarvis:

Enclosed herewith is your Water Right Permit No. 1757-2 as approved by the Water Management Board authorizing you to construct your water diversion system and apply the water to beneficial use, not exceeding the limits as specified in said Water Right Permit No. 1757-2.

Also enclosed is FORM 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Water Management Board when you have completed the system and/or have put the water to beneficial use. The Board can then schedule an inspection so that your Certificate of Construction and/or Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

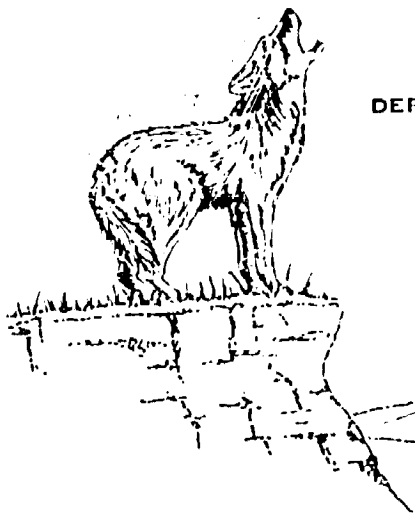
JH:kw

enclosure

NOTE: You should be aware that the use of water proposed under this Permit may come under the requirements of the Safe Drinking Water Act. For information regarding this Act you should contact: Mark Steichen, Administrator, Office of Drinking Water, DWNR, Foss Building, Pierre SD 57501, Phone No. 773-3754.

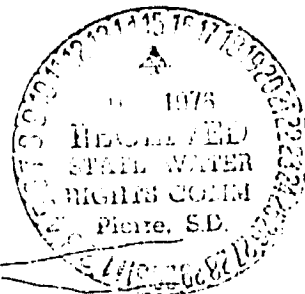
WNR-809-7/79

Forwarding Permit to Appropriate Water



DEPARTMENT OF NATURAL RESOURCE DEVELOPMENT
SOUTH DAKOTA GEOLOGICAL SURVEY

WESTERN FIELD OFFICE
308 WEST BOULEVARD
RAPID CITY, SOUTH DAKOTA 57701
(605) 394-2229



December 14, 1976

Mr. John Hatch
Division of Water Rights
State Office Bldg. #2
Pierre, SD 57501

Dear John:

Enclosed is information relating to the conversion of an oil test known as: Hanagan #1 Jackson-Federal, NWSW 28-13-18E, Jackson County, South Dakota, to a water well on Forest Service land. I hereby transfer jurisdiction of this well from my office to the Water Rights Commission.

Sincerely,

Fred V. Steece
Supervisor, Western Field Office

FVS/jm

Enc.

cc: Dr. Duncan J. McGregor
Mr. Vern W. Butler

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

Buffalo Gap National Grassland
Wall, South Dakota 57790

2720
December 13, 1976



Mr. Fred V. Steece
Supervisor, Western Field Office
Department of Natural Resource Development
South Dakota Geological Survey
308 West Boulevard
Rapid City, SD 57701

Dear Mr. Steece:

The Forest Service accepts responsibility for the well - Hanagan #1 Jackson-Federal in 1/4SW 28-1S-18E, Jackson County, as a water well. We release the operator, Hugh Hanagan, from the responsibility of plugging this well above the fresh water sand.

Enclosed also is a diagram and completion report by Bill Crouch, the Engineer employed by the Cedar Community Water Users.

Sincerely,

Donald W. Schmitz

DONALD W. SCHMITZ
District Ranger

Enclosures



COPY

#1 Jackson Federal
NWSW Sec. 28, T-1S, R-18E
Jackson County, South Dakota

10-29-76: Hanagan Petroleum Company plugging back from 4871' KB and laying down drillpipe.

10-30-76: Tagged top plug at 3080' KB. Laid down drill pipe. Casing on location: 132 joints used Range 1, 5½" OD, 15.5#, J-55, STC, 3142.63' overall. Rigged up to run casing. Ran Howco Differential Filt. Float Shoe, 129 joints, 5½" casing, centralizers at 3030' and 2962' KB. Landed pipe at 3054' KB. Cemented with 10 barrels of water, 15 sacks of bag cement, 40 sacks of bulk cement. Displaced with water, good returns throughout. Bumped plug with 1000 psi, released pressure, float held. Set slips in Larkin Fig. 75 head with full weight of pipe on slips. Job complete, released rig.

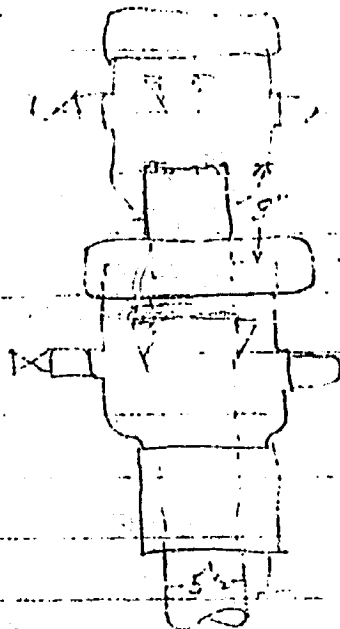


COPY

Bill Groub

307-234-5667 Home

307-234-8882 Office



Tubing Head

5 1/2" Bell Nipple

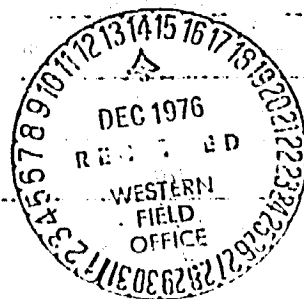
Cement Top

2950

3000

3058' KB

3046' Ground Level



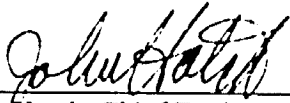
STATE OF SOUTH DAKOTA
WATER LICENSE NO. 1757-2

(1) The Cedar Community Water Association of PO Box 10, Wall, SD 57790-0010 made Application No. 1757-2, January 13, 1981 for a water permit to appropriate 0.05 cubic feet of water per second from groundwater (one well), Jackson County, South Dakota for rural water system purposes. Permit No. 1757-2, with a priority date of July 27, 1981 was approved March 26, 1981 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before March 26, 1986 and for the application to beneficial use of said water on or before March 26, 1990.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.05 cubic feet of water per second for beneficial use. The location of the diversion point is 2050 feet north and 500 feet east of the SW corner of Section 28, T1S, R18E (NW 1/4 SW 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use.

(4) Pursuant to South Dakota Water Law 46-5-30.1 the Cedar Community Water Association of PO Box 10, Wall, SD 57790-0010 the holder and/or owner of Water Permit No. 1757-2 is issued a license to appropriate water, the right to use 0.05 cubic feet of water per second from groundwater (one well) with a priority date of July 27, 1981 from the location specified in (2) of this license. The water is authorized for the purpose of rural water system use. This license is subject to any limitations or qualifications listed in Water Permit No. 1757-2 and subject to South Dakota State Law.



John Hatch, Chief Engineer
 Water Rights Program
 Department of Environment and Natural Resources

DEC 13 1995

date



REPORT ON INSPECTION OF PERMIT NO. 1757-2

Other permit(s) associated with the project: XXXX

DATE OF INSPECTION: October 12, 1995

NAME & ADDRESS OF INSPECTION CONTACT/ Sam Newman (operator) &
Charlene Kjerstad (Secretary / Treasure)

NAME & ADDRESS OF PERMIT HOLDER: Charlene Kjerstad, Secretary / Treasure, Cro
Community Water Association, P.O. Box 10 Wall, SD 57790

DIVERSION POINT LEGAL LOCATION: 2050 feet North & 500 feet East of the SW corner
Section 28-T1S-R18E (NW 1/4 SW 1/4)

WELL INFORMATION:

- 1) Well Drilling Firm: Hanagan Petroleum Corporation (old oil exploration well)
- 2) No. of Wells 1
- 3) Depth(s) 3080 feet
- 4) Well log is available No (completion report)
- 5) Comment: XXXX

Casing:

- 1) Diameter 5 1/2 OD inches
- 2) Length 3054 feet
- 3) Type steel

Screen:

- 1) Type perforated steel
- 2) Length 20 feet
- 3) Static water level 220 feet

Pump:

- | | | |
|-------------|---------------------------------|---------------------|
| 1) Make | <u>Flint & Walling 3 Hp</u> | <u>Jacuzzi 3 Hp</u> |
| 2) Model | <u>#4F55C30</u> | <u>3S6L3-S</u> |
| 3) Size | <u>4 inch</u> | <u>6 inch</u> |
| 4) Capacity | <u>20 to 25 gpm</u> | <u>55 GPM</u> |

Motor:

- 1) Make 220 electric with Ronk Rotovertor to 440 volt, Model #75
- 2) Model No. XXXXX
- 3) Horsepower rating XXXX hp

DISTRIBUTION LINES OR CANALS: Approximately 10 million gallons annual use

- 1) Type Buried PVC
- 2) Size 2 & 4 inches
- 3) Length ?? (17 users) feet

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit land's agree with lands being irrigated and lands listed on permit N/A
- 2) Special qualifications to permit being abided by yes
- 3) All structures, wells and lands on map yes
- 4) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period N/A

Permit No. 1757-2
Bad River - Water District

Report Of Examination Of Works And/Or Application of Water To Beneficial Use

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

I have this day, October 12, 1995, made a thorough examination of the water use system constructed by Cedar Community Water Association of c/o Charlene Kjerstad, P.O. Box 10, Wall, SD 57790 holder of Permit No. 1757-2, bearing the priority of July 27, 1981 authorizing the diversion of 0.05 cu. ft. per second of the waters of groundwater for rural water system purposes, in Jackson County.

I have to report on the conditions of the same as follows:

A. Works used to divert the water:

At well—Flint & Walling 3 Hp 4 inch submersible pump, Model #4F55C30, Capacity 20 to 25 gpm 220 electric with Ronk Rotoverter (440 volt) Model #75

At Storage tank—Jacuzzi 3 Hp 6 inch submersible, Model 3S6L3-S, 55 gpm capacity

B. Works used to transport water to place of use:
buried PVC pipe

C. Works used to apply water to beneficial use:

Rural Water System with 17 users, approximately 10 million gallons annual use

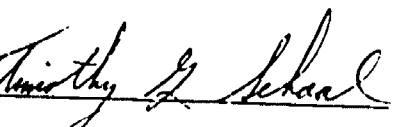
The system is in the following condition Good. The point of diversion is located 2050 feet North & 500 feet East of the SW corner of Sec. 28-T1S-R13E (NW 1/4 S/W 1/4). The works are capable of diverting and conveying to the place of use 0.05 cu. ft. per second of water which is to be used for rural water system. Water has been put to beneficial use to the maximum extent as follows:

Construction of rural water system with 17 users

and the license should be issued for 0.05 cfs.

Applicable permit qualifications have been complied with: Yes X

Exceptions to compliance are: none Date Report Completed: October 27, 1995



Timothy G. Schaal, P.E.
Natural Resources Engineer
DENR, Water Rights Program



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

November 6, 1995

1757-2

Charlene Kjerstad
Secretary/Treasurer
Cedar Community Water Association
P.O. Box 10
Wall, SD 57790-0010

Dear Ms. Kjerstad:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 1757-2, has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

Please remit fee to:
Department of Environment & Natural Resources
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Program
(605) 773-3352

NOTE: On check or money order, please specify your permit number. This will insure proper handling of the fee.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

DEC 18 1995

1757-2

Charlene Kjerstad
Secretary/Treasurer
Cedar Community Water Association
P.O. Box 10
Wall, SD 57790-0010

Dear Ms. Kjerstad:

Enclosed is Water License No. 1757-2. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 414661 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 1757-2, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Program
(605) 773-3352

gm
enclosures

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

1757-2
414661

Pierre, _____ November 9, 19__95

RECEIVED OF Cedar Community Water Assoc., Box 10, Wall, SD 57790

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 _____		
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. <u>175782</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)		
Total	50	00

By John H. Hatcher (F)
Chief Engineer

△N

500' Well

2050'

28

1-18
59-L

1757-2

Timothy G. Schaaf
October 27, 1995



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

May 17, 2012

1757-2

Roger Fortune
23795 Big Foot Rd
Quinn SD 57775

Dear Mr. Fortune:

Thank you for calling concerning the ownership change needed for Water Right No. 1757-2, Cedar Community Water Association.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$50.00. The check or money order for the fee can be made payable to the Water Rights Program.

I have included a copy of the water right for your records. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

enclosures

RECEIVED

MAY 31 2012

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1757-2

Date: 5-26-2012

I/We request that Water Right No. 1757-2

formerly owned by: Cedar Community Water Association

be transferred to: (name & address)

Cory Fortune

20151 237th St. Quinn, SD 57795

Telephone No. 605-386-2307

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

Well location: NW ¼ SW ¼ Section 28, T1S, R18E

I/We understand that the validity of Water Right No. 1757-2 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 Fifty Dollars (\$50.00) 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 Cory Fortune, the new owner, certify that the above information is true and correct.

Cory Fortune

(Signed by new owner)

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 5/31, 20 12

RECEIVED OF Rafter U Cross Angus 23795 Big Foote Rd Quinn SD 57775

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	50	00
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>1757-2</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	50 00

No. **05450**

By *Richard E. Erbe*
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

June 1, 2012

1757-2

Cory Fortune
20151 237th St
Quinn SD 57775

Dear Mr. Fortune:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 1757-2.

The transfer has been completed. Water Right No. 1757-2, formerly held by the Cedar Community Water Association is now listed in your name.

Enclosed for your records is Receipt No. 05450 in the amount of \$50.00. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

enclosures