

Considered: _____

WATER PERMIT NO. 1883-2

MAP No. 1883-2

Name of Applicant Reptile Gardens % Earl Brockelsby

Post Office Address Box 620, Rapid City 57709

Amount of Water Claimed 0.07 Total Acres _____

Source of Water Supply 540' deep well

Water to be used for COM County PE

About 3½ miles SW of Rapid City

PROOF OF PUBLICATION: Received 8-30-84 Not Received _____

APPLICATION: Approved 9-26-84 Subject to _____

F.F. & C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY 7/3/84 Date Received 7/3/84 Fee 50.00 Remarks _____

Corrected Application Received 7/20/84 Period of Annual Use 1/1 to 12/31

WATER QUALITY APPROVAL RECEIVED _____ APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES NO REMARKS n/a

Diversion Point _____

SW¼ NE¼ SW¼ Section 3-T1S-R7E

Land to be Irrigated _____

x	3				

Well Log: ^{from} ~~Warren Downen~~ Warren Downen Licensed YES x NO _____

Depth of Well 540' deep REMARKS Minnelusa sandstone

Type of Map topo PREPARED BY Kevin C Larson Reviewed and the Number

assigned on 7/25/84 By Betty Westlund
Betty Westlund NRA III

Daily

No. <u>1883-2</u>	Hydrologic Unit <u>10120109</u>
Map No. <u>1883-2</u>	Basin <u>UC</u>
Newspaper <u>Journal</u>	POB <u>450</u> RC <u>57709</u>

Application For Permit To Appropriate Water Within The State Of South Dakota

Check use of water: Industrial ☐ Commercial ☒ Municipal ☐ Other Common Distribution System ☐
 Rural Water System ☐ Suburban Housing ☐ Geothermal Heat ☐ Institutional ☐ Recreational ☐
 Domestic ☐ (above 18gpm) Other ☐

Type of Application: Check one or more of the following

☒ New ☒ Vested Right ☐ Future Use ☐ Change Use ☐

☐ Amend Permit No. _____ with old priority date retained

Change diversion point(s) ☐ Add diversion point(s) ☐ Other ☐

☐ Application to: Change diversion point(s) ☐ Add diversion point(s) ☐ on Permit No. _____

☐ Construction to use water reserved by Future Use Permit No. _____

1. Name of Applicant B.H. Reptile Gardens Phone No. 342-5873

Post Office Address Box 620 RAPID CITY State S.D. Zip Code 57709
(Street, RR or Box)

2. Amount of water claimed (c.f.s.) 3. gal per min 0.017

3. Source of water supply Mound Lake

4. Location of point of diversion West Side of 34 acre Reptile Garden property
on Spring Creek 5 mi. S. Rapid City SW¹ NE⁴ SW⁴ sec. 3 T15-R7E
No Map Available County Penningson

5. Counties where water will be used Penningson

6. Annual period during which water is to be used 12 mo per year

7. Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

well drilled by Downer Drilling 1963 we have no log on
well - it is 540' deep water used for drinking & law watering

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

STATE OF SOUTH DAKOTA)
 County of Penningson)^{SS}

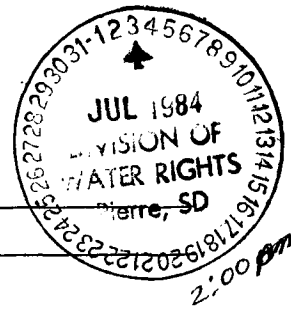
I, Frank Brackelsky the applicant, certify that I have read the foregoing application, have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed [Signature]

Subscribed and sworn to before me this 25 day of July 19 84

VALERIE J. BERGSTROM, Notary Public
 My Commission Expires October 16, 1987

Valerie J. Bergstrom
 Notary Public (or other qualified officer)



WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 1883-2
Reptile Gardens Box 620 Rapid City
(Applicant) (Post Office Address)
South Dakota 57709 With the following qualifications.
(State) (Zip Code)

The well approved under this Permit will be located near domestic wells and other 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 or in adequate wells having prior water rights.

Date of first receipt of application July 3, 1984.
 Date of return to applicant for correction, amendments or changes required —, 19—.
 Date of receipt of corrected application —, 19—. Approved September 26, 1984.

The Water Management Board hereby approves this Water Permit No. 1883-2 authorizing the construction of the water use system and the placing of water to beneficial use as stated in the Application and as qualified in the Water Permit approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is July 3, 1984.
2. The equivalent of at least one-fifth of the specified work 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 —, 19—.
5. The water appropriated shall be used for the purpose of Commercial
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 unlawfully impaired by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 0.07 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 to which water is actually and beneficially applied for Commercial use on or before July 3, 1984; said water to be used during the following described annual period: Continuous

WATER MANAGEMENT BOARD
 By: John Hart
Chief Engineer
 Division of Water Rights
 Dept. of Water and Natural Resources
October 23, 1984

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter 10" & 8" 6" Depth 95' - 279' 168'
- b) Casing Type steel Diameter 8" 6" 4" Thickness 1/2 50
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material 440'
- f) Depth of Water (ground surface to water level) 60'
- g) Distance to nearest existing domestic well:
 On applicants property _____ On property owned by others _____



2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Outlet Dimensions:
 Pipe diameter _____

Spillway width _____

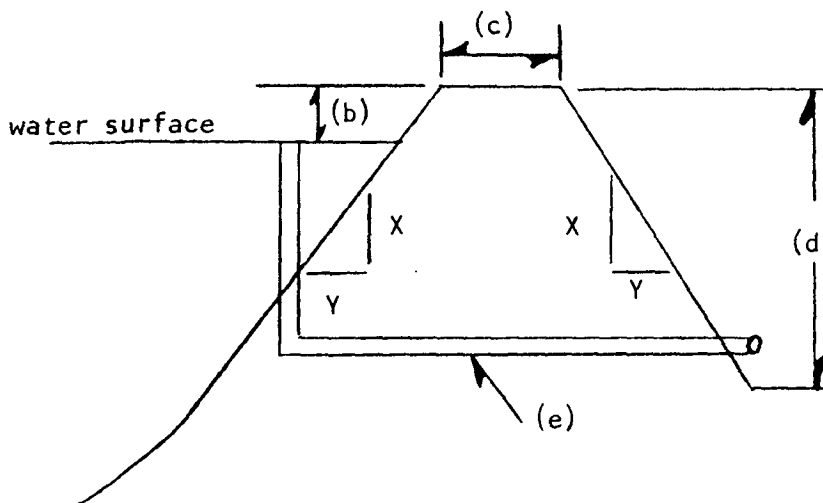
f) X & Y Slope
 Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Black Hills Reptile Gardens

Black Hills Reptile Gardens East Bertha, SD
 Signature of Applicant

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter _____ Depth ~~540'~~ 540'
- b) Casing Type 96' 6" - 274-6" 160' 4" Diameter 8" - 6" - 4" Thickness 1" - 1" casing + 250
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material ~~160'~~ 440'
- f) Depth of Water (ground surface to water level) 60'
- g) Distance to nearest existing domestic well:
On applicants property _____ On property owned by others _____



2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Outlet Dimensions:
Pipe diameter _____

Spillway width _____

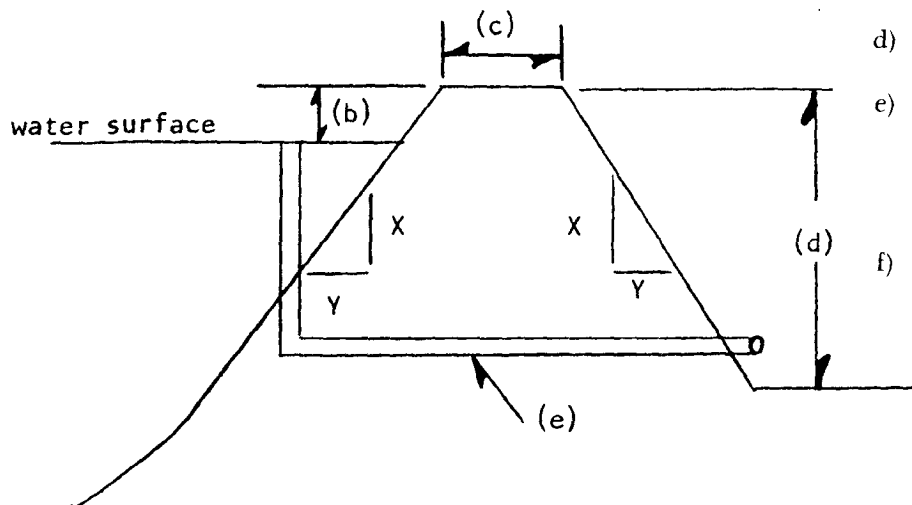
f) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



BlackHills Reptile Gardens

Black Hills Reptile Gardens, Earl Beardsley
Signature of Applicant



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

June 21, 1984

Reptile Gardens
P.O. Box 620
Rapid City, South Dakota 57701

Dear Mr. Brockelsby:

The Division of Environmental Quality of this Department is conducting a survey of non-community public water supply systems. As a part of the survey, we have reviewed our records and we can not find any water rights on file for Reptile Gardens.

A water permit is required pursuant to SDCL 46-1-15 to use water from a private source for commercial use. Any use of water, except for private domestic use, requires a water permit. Examples of commercial use are: truckstops, motels, restaurants, tourist attractions, commercial campgrounds and any other business operation. Examples of non-commercial use that require permits for private supplies are: churches, hospitals and nursing homes (any amount of water) and schools that pump more than 18 gallons per minute.

If you have a water permit that has been issued under another name or if you believe a permit has been issued under another name, please contact us. We are enclosing the necessary permit application forms and instructions, if you need a permit. Please complete and submit with a \$50.00 filing fee.

An existing business without a water right has no right to the use of water. Except for private domestic use, any water user without a water right is not entitled to receive protection in the event of well interference by a new or future user who has a water right. The new user with a water right will have the senior priority over an existing user without a water right. In South Dakota, the first in time (senior priority) is the first in right, except for individual domestic use. Individual household, farm or ranch use does not require a permit and has preference over all other users of water.

If you have any questions or need assistance with completion of the forms, please feel free to contact us.

Sincerely,

Kevin C. Larson
Water Resources Engineer
Office of Water Rights
Phone: (605) 773-3352

Enclosures

Equal Opportunity Employer

STATEMENT

Downen Drilling Company

Rt. 4, Box 1190
Rapid City, South Dakota 57702
Phone 787-4525

Earl Brockelsby
Reptile Gardens

Terms: 1% per month after 30 days!

Date 6-28-84

Well Depth 540' cased with
96' 8" steel 279' - 6" steel and
168' - 4 in steel casing.

Water level 60 ft. from top.
Test 70 gal per min at 100'

Water from the Minnelusa Sandstone.

Walter Downen

RECEIPT

Division of Water Rights

No 4 9701

South Dakota Department of Water and Natural Resources

Pierre, July 5, 1984

RECEIVED OF Black Hills Reptile Gardens, PO Box 620, Rapid City, SD 57709

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

Fee for Application for Permit No. 1883-2 to Appropriate Water, to construct works 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		
Fee for Filing Extension Request		
Fee for Certified Copy of		
Fee for Print Copy of Map		
Fee for Certifying		
Fee for (Any Other Work Provided by Law)		
Total	50	00

By John Hatch
Chief Engineer

JOHN HATCH ms

July 6, 1984

Betty Westlund
Natural Resources Analyst
Joe Foss Bldg.
523 East Capitol
Pierre, S.D. 57501

Dear Ms. Westlund:

I have completed the additional information, and signed the papers where marked. I regret to say we don't have a map of our location available and we are not going to hire a engineer to come in and survey the land for either your purpose or ours. If the State needs a map of the area they will have to do their own surveying.

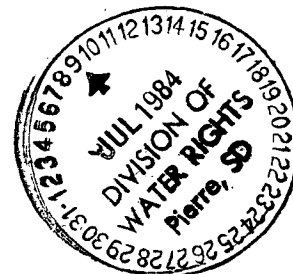
We hope you understand our position on this matter.

Sincerely,



Earl Brockelsby

EB/rm
enc.



REPORT ON PERMIT APPLICATION NO. 1883-2

REPTILE GARDENS

July 31, 1984

This application proposes to divert .07 cfs (30 gpm) from an existing 540 feet deep Minnelusa Formation well. The point of diversion is located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, T1S, R7E.

Aquifer - Minnelusa Formation

Geology and Aquifer Characteristics

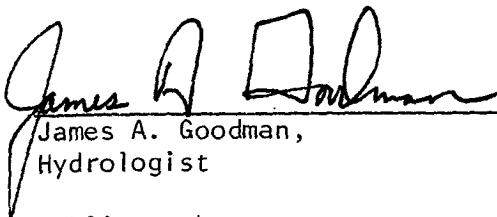
The Minnelusa Formation consists of sandstones, limestone and dolomite about ⁶⁰⁰750 feet thick in this area and containing approximately 51.4 million acre-feet of recoverable water in Pennington County (Allen Etal., 1984). The well driller (Downen) from Rapid City reported a specific capacity of 1.75 GPM/foot of drawdown and a static water level 60 feet below land surface. This compares favorably with an average specific capacity for the Minnelusa of 1.06 GPM/foot of drawdown (Rahn, 1979). There is no driller's log, however, the driller reported the producing formation to be Minnelusa and also supplied a casing record. This well was drilled in 1963 and has been in use since.

Review of Existing Water Permits

There is one water right No. 1147-2 licensed for .08 cfs from a 850 feet deep Minnelusa well located approximately 1 mile northeast of this application. There are no other nearby water permits from the Minnelusa Formation. However, there are numerous well logs (Water Rights Well Files, 1984) for this area.

Conclusions

1. There is water available from the Minnelusa Formation.
2. This well has been in use since 1963 with no apparent problems.
3. Interference should not be a problem. The proposed diversion rate is relatively small and the driller indicates that the Minnelusa in this area has a higher than average specific capacity.
4. There are numerous domestic and other wells in this area; however, there is only one existing permit holder in the area.


James A. Goodman,
Hydrologist

Bibliography

- Allen, J.C., E. Illes, A. Petres, 1984, Ground Water Resource Inventory, Draft Final Analysis of Ground Water and Streamflow Data Western Dakotas Region of South Dakota, SDGS, Vermillion, SD
- Rahn, P.H., 1979, Ground Water Resources of Western South Dakota, U.S. Army Corps of Engineers, SDMET Project #2533, Rapid City, SD
- Water Rights Files, 1984 Domestic Well Files, DWNR, Water Rights, Joe Foss Building, Pierre, SD

DO NOT
ACTUALLY BE
INTO MINNELUSA

JRG

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT

APPLICATION NO. 1883-2, Reptile Gardens

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Water Permit Application No. 1883-2, Reptile Gardens PO Box 620, Rapid City, South Dakota.

The Chief Engineer is recommending APPROVAL of Application No. 1883-2 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

The well approved under this Permit will be located near domestic wells and other 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 or in adequate wells having prior water rights.

See the attached report for additional information.



JOHN HATCH, Chief Engineer
Water Rights Division
August 9, 1984

Instruction to Newspaper - Publish first publication of the following Notice on or before August 15, 1984 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1883-2 to Appropriate Water ~~and/or to Amend Water Permit or Water Rights No.~~ _____

Notice is hereby given that the Reptile Gardens whose mailing address is P.O. Box 620 Rapid City, South Dakota has made an application for a permit

to appropriate 0.07 cubic feet per second of water from one existing well 540 feet deep in the Minnelusa Sandstone formation. The point of diversion is located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3-T1S-R7E. The water will be used for Commercial purposes.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 1883-2 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at the Civil Defense Room, Capitol Building, Pierre, South Dakota, September 26 1984 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to make a determination on this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the Applicant and the Chief Engineer by September 14, 1984. The petition may be informal, but it must include a statement describing the petitioners interest in the application, the reason for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17, 46-5-1 thru 46-5-16, 46-5-24, 46-5-25, 46-5-30.2, 46-5-31; 46-2A-1 thru 46-2A-10, 46-2A-12; (ground) 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; (future use) ~~46-5-38 thru 46-5-40; (transfer lands) 46-5-30.4, 46-5-33 thru 46-5-35, (10,000 AFA) 46-5-20.1, 46-5-8.1; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; (future use) 74:02:01:24 thru 74:02:01:25; (10,000 AFA) 74:02:01:15:02 thru 74:02:01:15:05.~~

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, 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. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWNr, Joe Foss Bldg, Pierre SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by September 14, 1984.

STATE OF SOUTH DAKOTA)
) ss.
County _____)

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the Handicapped can contact the Water Rights Division, DWNR, Joe Boss Bldg., Pierre, SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by September 14, 1984.





Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

Water Rights Division
605 773-3352

October 23, 1984

Reptile Gardens
Box 620
Rapid City SD 57709

Dear Mr. Brockelsky:

Enclosed is your Water Permit No. 1883-2 as approved by the Water Management Board authorizing the water diversion system and apply the water to beneficial use, not exceeding the limits as specified in said Water Permit No. 1883-2.

The Board will schedule an inspection so that your Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

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

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ks

enclosures

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

No 417072

Pierre, February 1, 2002

RECEIVED OF Black Hills Reptile Gardens, Inc., PO Box 620, RapidCity SD 57709
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. 1883-2 _____	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By _____
Chief Engineer

Darland Elvehjem
gm

Permit No. 1883-2
Upper Cheyenne River - Water District

Other permit/license(s) associated with project: none

Contact Person & Address: Tom Garrigan, Maintenance Superintendent, Box 620, Rapid City, SD 57709

Report Of Examination Of Works

On, October 9, 2001, I made a thorough examination of the water use system constructed by Reptile Gardens of Box 620, Rapid City, SD 57701 holder of Permit No. 1883-2, bearing the priority of July 3, 1984 authorizing the diversion of 0.07 cu. ft. per second of the waters of groundwater for commercial purposes, in Pennington County.

The system is in the following condition good. The point of diversion is located 1875 feet north and 1425 feet east of the south west corner of Sec. 3, T1S-R7E with a longitude of -103.2737420 and a latitude of 43.9897060. The works are capable of diverting and conveying to the place of use 0.07 cu. ft. per second of water which is to be used for commercial purposes. Water has been put to beneficial use to the maximum and the license should be issued for 0.07 cfs.

Review of Permit Qualifications And Regulations:

- 1) Special qualifications to permit being abided by yes
- 2) All structures, wells and lands on map yes
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period na
- 4) Exceptions to compliance are: none

Report On the Specifics of the System

Diversion Point Information:

- | | |
|---|-------------------------------------|
| 1) Well Drilling Firm: <u>Downen Drilling</u> | 2) No. of Wells <u>one</u> |
| 3) Depth(s) <u>540</u> feet | 4) Well log is available <u>yes</u> |

Casing:

- | | | |
|-------------------------------|---------------------------|----------------------|
| A.1) Diameter <u>8</u> inches | 2) Length <u>96</u> feet | 3) Type <u>steel</u> |
| B.1) Diameter <u>6</u> inches | 2) Length <u>279</u> feet | 3) Type <u>steel</u> |
| C.1) Diameter <u>4</u> inches | 2) Length <u>168</u> feet | 3) Type <u>steel</u> |

Screen:

- | | |
|--|-------------------------------|
| 1) Type <u>unknown</u> | 2) Length <u>unknown</u> feet |
| 3) Static water level <u><60</u> feet | |

Pump\ Motor:

- | | |
|---|--|
| 1) Pump Make <u>unknown submersible</u> | 2) Pump Model <u>unknown submersible</u> |
| 3) Capacity <u>30</u> GPM | 4) Motor Make <u>unknown submersible</u> |
| 5) Motor Model No. <u>unknown submersible</u> | 6) Horsepower rating <u>5</u> hp |

Distribution System:

- 1) Type PVC 2) Size 2 inches 3) Length $\cong$ 850 feet

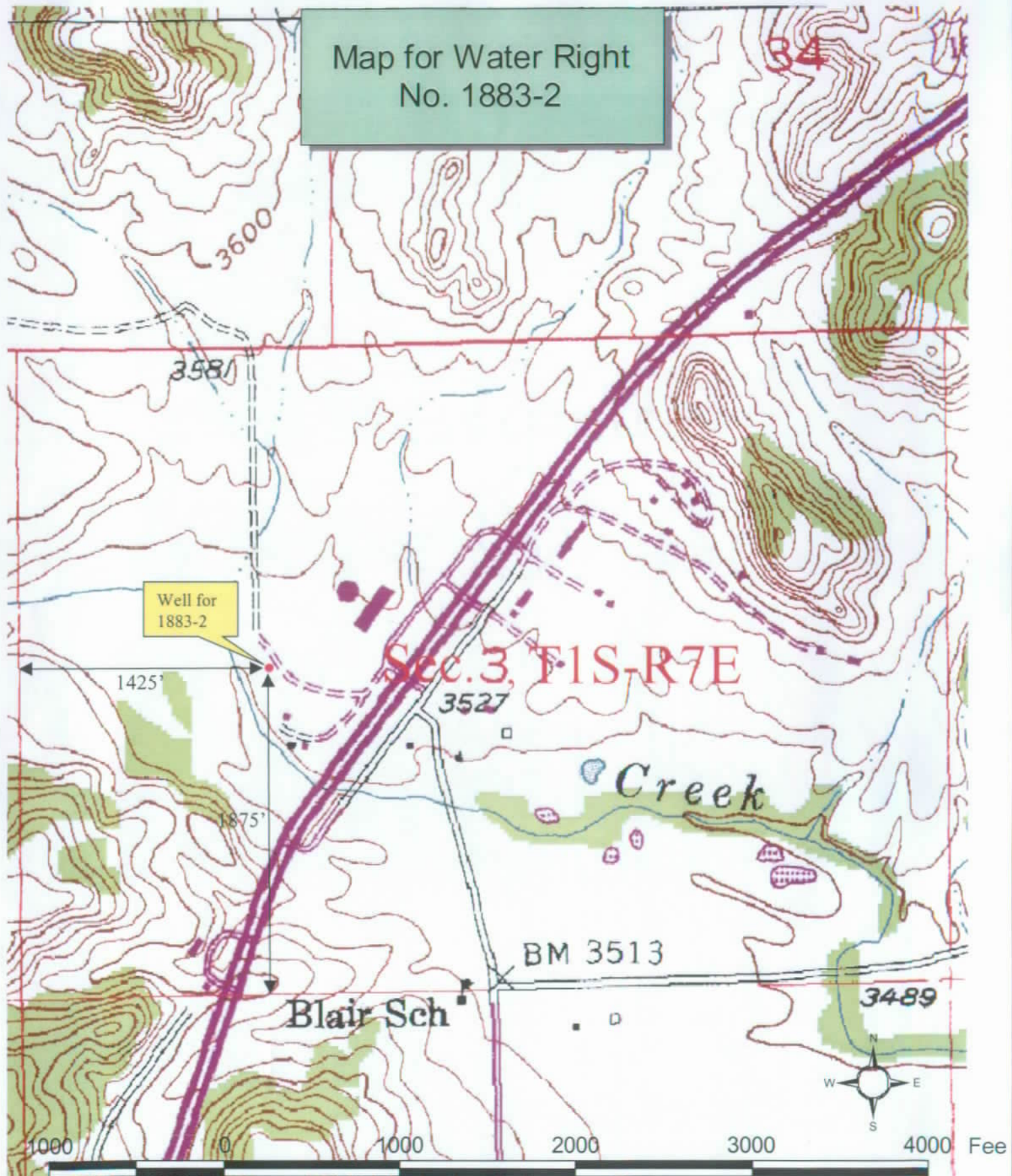
COMMENTS: Water is pumped with a submersible pump from the well, through a pump house where it is chlorinated, to a buried 5000-gallon metal reservoir. Water is pumped from the reservoir to two pressure tanks with a F&W centrifugal pump powered by a Baldor 3-HP electric Motor (Cat # JMM3158T, Sec 35L15-186). System has a backup centrifugal pump (Century Gould, 5-HP, 6-333214-02). From the pressure tanks water is distributed through a 2-inch PVC main line. Five 1 ½-inch diameter PVC lines tee off of the main line to supply water to: (1) the Main building where it is used for a Café, Bathrooms and a drinking fountain; (2) the Dome, where it is used for bathrooms, filling tanks and pools, and animal care; (3) the Shop; (4) Trained animal building; (5) Metal Building- exotic birds and two year round mobile home units.



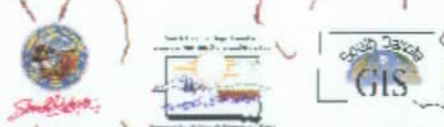
Ken Buhler
Natural Resources Engineering Specialist
DENR, Water Rights Program

6 Nov 01
Date

Map for Water Right
No. 1883-2



Ken Buhler
Natural Resources Engineering Specialist
DENR-Water Rights Program



STATE OF SOUTH DAKOTA

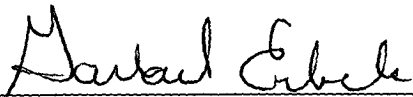
WATER LICENSE NO. 1883-2

(1) Reptile Gardens, PO Box 620, Rapid City SD 57709 made Application No. 1883-2, July 3, 1984 for a water permit to divert 0.07 cubic feet of water per second from groundwater (one well), Pennington County, South Dakota for commercial purposes. Permit No. 1883-2, with a priority date of July 3, 1984 was approved September 26, 1984 and issued to the applicant for diversion of water with construction of the described water supply system and the application to beneficial use of said water completed.

(2) It is certified that the permit holder 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 0.07 cubic feet of water per second for beneficial use. The location of the diversion point is 1,875 feet north and 1,425 feet east of the southwest corner of Section 3-T1S-R7E (NE ¼ SW ¼).

(3) The permit holder 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 Reptile Gardens, PO Box 620, Rapid City SD 57709 the holder and/or owner of Water Right No. 1883-2 is issued a license to appropriate water, the right to use 0.07 cubic feet of water per second from groundwater (one well) with a priority date of July 3, 1984 from the location specified in (2) of this license for commercial purposes. This license is subject to any limitations or qualifications listed in Water Right No. 1883-2 and subject to South Dakota State Law.



GARLAND ERBELE, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

MAY 31 2002

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAY 31 2002

1883-2, 2476-2

Reptile Gardens
% Tom Garrigan
PO Box 620
Rapid City, SD 57709

Dear Mr. Garrigan:

Enclosed is Water License No. 1883-2 and Water Permit and License No. 2476-2. These are the final water right documents completing your process of obtaining a Water Right. Enclosed is Receipt No. 417072 in the amount of \$50.00 which you paid for the investigation and issuance of Water License No. 1883-2.

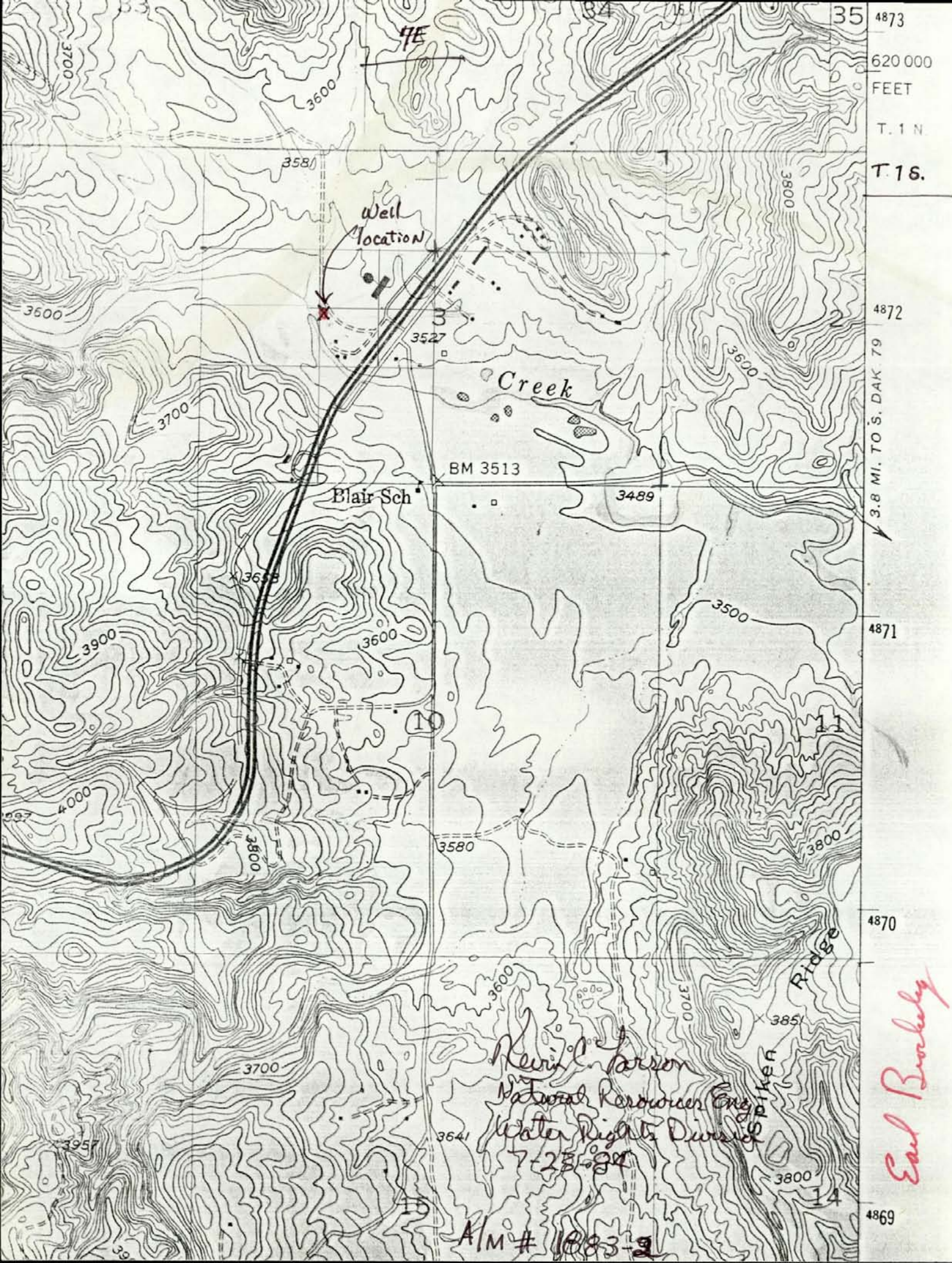
For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right Nos. 1883-2 & 2476-2, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being 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 Licenses, State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

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Kevin L. Larson
Natural Resources Engineer
Water Rights Division
7-25-94

A/M # 1083-2

Earl Brockley