

Considered: _____

WATER PERMIT NO. 1983A-2 ⁷

MAP No. same

Name of Applicant New Underwood Land Partners

Post Office Address P.O. Box 8134, Rapid City SD 57709

Amount of Water Claimed 60 acre-feet (dam) Total Acres NA

Source of Water Supply dry draw

Water to be used for Suburban Housing
Recreational & domestic County Pennington

About 2 miles W of New Underwood.

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY

Date Received 8/25/86 Fee \$150.00 Remarks this application proposes to increase an existing 40 acre-foot dam (V.R. 1983-2) by 20 acre-foot and add Suburban Housing and Recreational uses in addition to domestic use

Corrected Application Received 8/29/86 Period of Annual Use Jan 1 - Dec 31

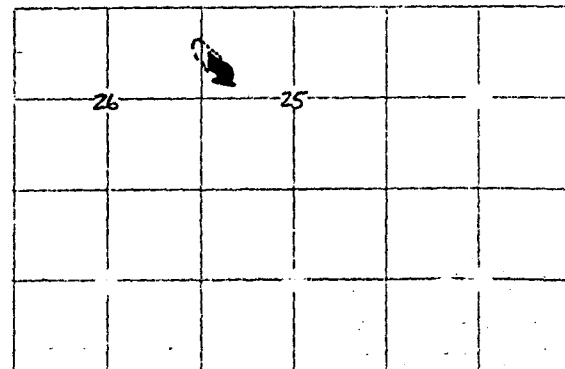
WATER QUALITY APPROVAL RECEIVED NA APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES _____ NO _____ REMARKS _____

Diversion Point dam: NW 1/4 section 25-T2N-R10E

portions of the E 1/2 NE 1/4 section 26-T2N-R10E
will be excavated to increase the storage capacity

Land to be Irrigated NA



Well Log: Driller NA Licensed YES _____ NO _____

Depth of Well _____ REMARKS _____

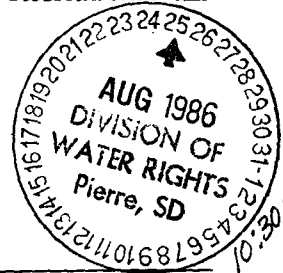
Type of Map topo PREPARED BY Donald C Wrede Reviewed and the Number assigned on 8/26/86 By Ron Duval

No. 1983A-2 Hydrologic Unit 10120111
 Map No. same Basin Upper Cheyenne R.
 Newspaper Rapid City Journal, Box 450 (daily)

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 New Underwood Land Partners Phone No. 605/341-5877 hm
605/343-4155 wrk

Post Office Address P.O. Box 8134 Rapid City, SD 57709 State _____ Zip Code _____
 (Street, RR or Box)

2. Amount of water claimed (c.f.s) 20 acre additional water 40 acre existing

3. Source of water supply dry draw

4. Location of point of diversion T2N,R10E, Sec 25, NW 1/4 less RTY

T2n,R10E Sec 26 NE 1/4 E 1/2

Pennington County S. Dak.

5. Counties where water will be used Pennington County

6. Annual period during which water is to be used year round

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)

We would like to excavate the draw to allow for an additional 20 acre feet of water.
 We will not raise the level of the existing waterway and we will allow excess runoff
 to over flow the spillway and outlet.

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 Pennington)^{ss}

I, New Underwood Land Partners, Tim M. Mills, Agent 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 Tim M. Mills

Subscribed and sworn to before me this 8 day of August 1984

Notary Public (or other qualified officer)
8/10/20/90

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. _____

(Applicant)

(Post Office Address)

(State)

(Zip Code)

With the following qualifications.

Date of first receipt of application _____, 19____.

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

Date of receipt of corrected application _____, 19____. Approved _____, 19____.

The Water Management Board hereby approves this Water Permit No. _____ 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 _____, 19____.
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 _____

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 _____ 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 _____ on or before _____, 19____; said water to be used during the following described annual period: _____

WATER MANAGEMENT BOARD

By: _____

Chief Engineer

Division of Water Rights

Dept. of Water and Natural Resources

_____, 19____

No. 1983A-2 Hydrologic Unit 10120111
Map No. same Basin Upper Cheyenne
Newspaper Rapid City Journal

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

Lepper
fee

AUG 1986
DIVISION OF
WATER RIGHTS
Pierre, SD

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

Notary Public (or other qualified officer)

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 1983A-2
New Underwood Land Partners PO Box 8134, Rapid City
(Applicant) (Post Office Address)
South Dakota 57709
(State) (Zip Code) With the following qualifications.

Low flows as needed for downstream domestic use including livestock watering and prior water rights must be by-passed.

Construction of the dam must comply with Safety of Dams Rules, Chapter 74:02:08.

Date of first receipt of application August 25, 1986
Date of return to applicant for correction, amendments or changes required August 26, 1986
Date of receipt of corrected application August 29, 1986 Approved October 9, 1986

The Water Management Board hereby approves this Water Permit No. 1983A-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 August 25, 1986
2. The equivalent of at least one-fifth of the specified work is to be completed on or before March 9, 1989
3. The whole of said work is to be completed on or before October 9, 1991
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is October 9, 1995
5. The water appropriated shall be used for the purpose of suburban housing development, recreational, and domestic purposes
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 60 ~~cubic feet per second~~ acre feet; 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 domestic suburban housing development, recreational use on or before October 9, 1995; said water to be used during the following described annual period: January 1 - December 31

WATER MANAGEMENT BOARD
By: John Hatch
Chief Engineer
Division of Water Rights
Dept. of Water and Natural Resources
NOV 17 1986

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter _____ Depth _____
- b) Casing Type _____ Diameter _____ Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth of Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
- On applicants property _____ On property owned by others _____

2. Dugout Information Estimates

- a) Surface Dimensions 2100' x 225' Depth 5'
- b) Depth to water (ground surface to water level) varies 0' - 12"

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

Donald C. Wrede PE SD #3938

no affiliation (dam is existing)

Donald C. Wrede PE

b) Freeboard 3' ±

c) Crest Width 5'-10'

Crest Length 100' ±

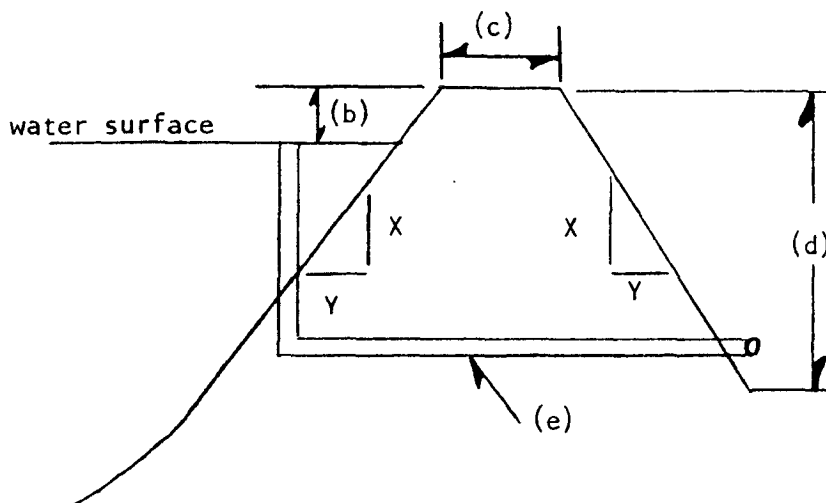
d) Height 12'

e) Outlet Dimensions:
Pipe diameter 12" c.m.p

Spillway width 20'

f) X & Y Slope
Upstream 1:2

Downstream 1:2



Surface Area of Impoundment 5.5 acre (existing)
10.5 acre (proposed)

Storage 40 (existing)
60 proposed acre feet

Drainage area above dam 1230 acres

Signature of Applicant

New Underwood Land Partners

State of South Dakota

PARTIAL VESTED RIGHT Water License No. 1983A-2

(1) New Underwood Land Partners
of P.O. Box 8134, Rapid City, South Dakota 57709
made Application No. 1983A-2, August 29, 1986 for a water permit to ~~appropriate~~ ^{store}
60 acre ~~cubic feet per second~~ of water ~~from~~ in a dry draw storage dam,
Pennington County, South Dakota for suburban housing development
recreational and domestic purposes.
Permit No. 1983A-2, with a priority date of August 25, 1986
was approved October 9, 1986 and issued to applicant(s) for diversion of water with construction of the described
water supply system to be completed on or before October 9, 1991 and for the application to beneficial use of said
water on or before October 9, 1995.

Water Permit No. 1983A-2 authorized an increase in storage capacity of an existing
40 acre-feet storage dam (Vested Right No. 1983-2) to hold an additional 20 acre
feet of water.

The applicable portions of Vested Right No. 1983-2 have been incorporated into this
Water License No. 1983A-2. This Water License is issued as a partial Vested Right
Water License with a priority date of January 1, 1953 for 40 acre-feet of storage
(Vested Right No. 1983-2) and a priority date of August 25, 1986 for 20 acre feet
of storage (Water Permit No. 1983A-2).

and

(2) It is certified that the application 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~~ ^{store} 60 acre ~~cubic feet per second~~ of water
for beneficial use. The location of the diversion point(s) is SW 1/4, Section 25, T2N-R10E.

and

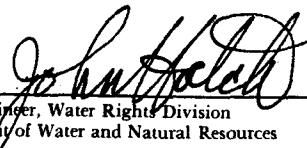
(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, water is stored in place for suburban housing
development, recreational and domestic purposes.

(4) Pursuant to §46-5-30.1 New Underwood Land Partners

of P.O. Box 8134, Rapid City, South Dakota 57709.

the holder(s) and/or owner(s) of ^{Incorporated} ~~water~~ Permit No. 1983A-2 is issued a license to appropriate water, the right to use
store 60 acre
January 1, 1953 (40 acre-feet)
of August 25, 1986 (20 acre-feet) ^{cubic feet per second} of water from in a dry draw storage dam with ~~a~~ priority date S
of August 25, 1986 (20 acre-feet) from the location specified in (2) of this license. The water to be
conducted to and upon lands specified in (3) of this license for the purpose of suburban housing
development, recreational and domestic use

This license is subject to any limitations or qualifications listed in ^{Incorporated} ~~water~~ Permit No. 1983A-2 and subject
to South Dakota State Law.


Chief Engineer, Water Rights Division
Department of Water and Natural Resources

JOHN HATCH

NOV 2 1987

Permit No. 1983A-21983-210/20/11

Water District

Upper Cheyenne**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWNR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by New UnderwoodLand Partners of P.O. Box 8134 Rapid City, SD 57709 holder ofPermit No. 1983-2, bearing the priority of January 1 1953the diversion of 40 acre feet 20 cu. ft. per second of the waters of a dry drawfor domestic recreation, suburban housing purposes, in Pennington County.

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

A. Works used to divert the water:

Earthen Dam: Crest length - 170'
width - 14'
height - 14'upstream slope - 3:1
down stream slope - 3:1 to
(varies) 2:118' uncontrolled outlet
works - 60' from right
Abutment

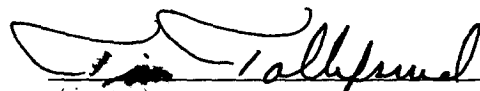
B. Works used to transport water to place of use:

Earthen DamSpillway requirements: small size
Q25 ≈ 475 cfs category 3 dam
9.5 x 60 = 570 < 30005' freeboard90' wide grass spillway
capacity ≈ 2160 cfs

C. Works used to apply water to beneficial use:

Earthen DamThe system is in the following condition goodThe point of diversion is located SW 1/4 NW 1/4 Section 25 - T2N - R10EThe works are capable of diverting and conveying to the place of use 60 acre feetcu. ft. per second of water which is to be used for domestic, recreational, and suburban housing

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

Earthen Dam with above measurementscomprising a total of — acres of land and the license should be issued for 60 to acre feetApplicable permit qualifications have been complied with ☒ Yes ☐ NoExceptions to compliance are: — Date 6/8/87
(signature)

LICENSE FOR PERMIT NUMBER 1983A-2
1983-2

1. Legal location of wells: _____

dams & structures: SW 1/4 NW 1/4 Sec 25 - T2N - R10E

2. Well Information: Well Drilling Firm _____

No. of wells _____ Depth _____

Casing a) diameter _____ Screen a) type _____
b) length _____ b) length _____
c) type _____ Static Water Level _____

Pump a) make _____ Motor a) make _____
b) model _____ b) model no. _____
c) size _____ c) horsepower rating _____
d) capacity _____ GPM d) motor efficiency rating _____
e) turbine pump _____
no. of stages _____

3. Distribution lines:
a) size of lines _____
b) type _____
c) length _____

4. Dam information:
a) height to crest 14'
b) height to spillway 9.5'
c) crest width 14'
d) crest length 170
e) spillway length 250'
f) spillway width 90'
g) approx. storage 60 acre feet
h) Distribution lines or canals:
1) size _____
2) type _____
3) length _____

i) Outlet tubes:
1) diameter 18"
2) type cmf
3) valued (Y/N) N
4) valve type -
5) location on structure
60' from Right Abutment

5. System Type: a) sideroll: _____ b) towline: _____
1) length _____ feet 1) length _____ feet
2) diameter of pipe _____ 2) make, model & number of sprinklers _____
3) make, model & number of sprinklers _____ 3) spacing of sprinklers _____
4) spacing of sprinklers _____ 4) nozzle size _____
5) nozzle size _____

5. System Type: c) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) End gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) PSI reading while system is running _____
- 9) GPM _____

g) Gun

- 1) make _____
- 2) serial number _____
- 3) nozzle size _____
- 4) capacity (GPM) _____
- 5) PSI _____
- 6) hose size _____
- 7) hose length _____

d) Gate Pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

e) Siphons

- 1) number _____
- 2) size _____

f) Portable boom

- 1) make _____
- 2) serial number _____
- 3) nozzle size _____
- 4) capacity (GPM) _____
- 5) PSI _____

h) Hydromatic

- 1) make _____
- 2) model _____
- 3) serial number _____
- 4) length _____
- 5) nozzle size _____
- 6) spacing _____
- 7) PSI _____
- 8) capacity (GPM) _____

YES NO Check Items

1. Soil and water permit lands agree with lands being irrigated and lands listed on permit.
NA _____
2. Special Qualifications to permit being abided by.
✓ _____
3. All Structures, wells and lands on map.
✓ _____

REMARKS:

Spillway requirements have been met as specified in Safety of Dams Rules, Chapter 74:02:08.

Small size category 3 dam.

9.5' x 60 = 570 < 3000

Q25 = 475 cfs

current spillway capacity $\approx$ 2160 cfs.

North end of reservoir has been excavated to make reservoir volume large enough to hold 60 acre feet of water.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410543

Pierre, August 29, 1986

RECEIVED OF New Underwood Land Partners, PO Box 8134, Rapid City, SD 57709

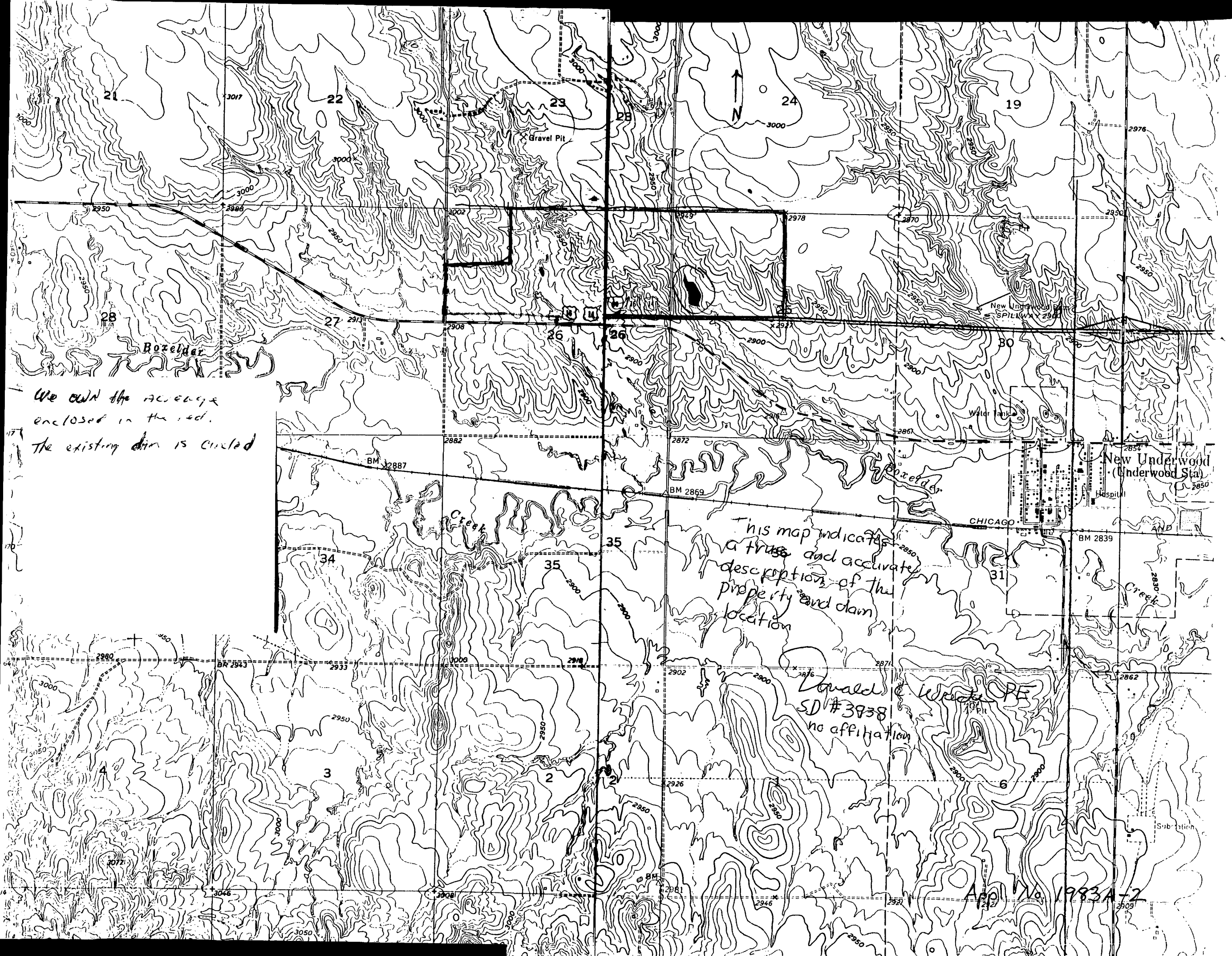
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>1983A-2</u> to Appropriate Water, to construct works and to put water to beneficial use _____	150	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	150 00

By John Hatch
Chief Engineer

JOHN HATCH

gm



We own the acreage enclosed in the red.
The existing dam is circled

This map indicates
a true and accurate
description of the
property and claim
location

Donald E. Wreath
SD #3938
no affiliation

Appl No 1983A-2

15 section line ROW
Vacated between sections 25 & 26 Township 2 N R E
from the NW corner section 25 to (NE corner section 26)
south to the inter state ROW



Ron
Duvall

1983A-2



August 19, 1986

Regulatory Functions Branch
Federal Building, Room 253
Pierre, South Dakota 57501

Mr. Tim M. Mills
3241 Mandanbrook Drive
Rapid City, South Dakota 57702

Dear Mr. Mills:

I have reviewed your application submitted on August 11, 1986. Based on the information you have on the aerial photos, the quantities listed and the fact that no spoils will be used to fill wetlands or wetland areas, the Corps of Engineers will not require a 404 permit. In the event that you decide to level the waste material into wetlands then a permit will be required. Based on our on-site visit I see no problems with your proposed project.

Thank you for your efforts and if you need further assistance, please feel free to contact this office by letter, or telephone (605) 224-8531.

Sincerely,

JFS/trh

James F. Suedkamp
Environmental Resources Specialist

copies furnished:

Omaha District Corps of Engineers
PO Box 5
Omaha, Nebraska 68101-0005

[REDACTED]
[REDACTED] 57700

August 21, 1986

John Hatch
Division of Water Rights
Joe Foss Building
Pierre, South Dakota 57501

Dear Mr. Hatch:

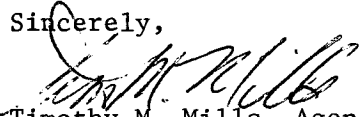
Enclosed is two applications to increase the capacity of the stock dam on the property we have purchased. The dam is currently holding approximately 40 acre feet and was constructed prior to 1953. We would like to excavate the dry draw to the north about 800 feet by 225 feet by 5 feet deep to gain an additional 20 acre feet of water.

We have purchased on a contract for deed 367 acres which completely surrounds the stock dam. We will use the stock dam to support agriculture use along with recreational use and watering our property when we eventually build our homes on the acreage.

The current dam will not be affected and application to the Corp or Engineers has been approved for the permit to do the necessary dirt work.

We would like to hereby petition the Water Resource Board to hold a special meeting as soon as possible so we have the necessary permit which will allow us to lower the level of the water to dry the ground out prior to doing the necessary dirt work before the end of November so the spring runoff will fill the dugout.

Sincerely,


Timothy M. Mills, Agent
New Underwood Land Partners

SOUTH DAKOTA
Department of
Water & Natural Resources

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



August 26, 1986

Tim M Mills, Agent
New Underwood Partners
PO Box 8134
Rapid City SD 57709

Dear Mr. Mills:

This letter is in response to your water permit application received on August 25, 1986.

Several corrections have been made on the enclosed applications. Processing of the application has begun; however, the enclosed forms will need to be completed before the application can be considered by the Water Management Board.

Two separate applications need to be submitted:

- 1) A Vested Right Application for 40 acre-feet of water for domestic use.
- 2) A new application for 60 acre-feet of water for suburban housing development, recreational, and domestic use. The domestic use will have the old priority date for 40 acre-feet and a new priority date for the proposed additional 20 acre-feet.

I have included suburban housing development on the new application because you mentioned that water may be used for housing around the dam. Please make any needed additions or corrections to either of the applications and return both as soon as possible. An application fee of \$15.00 is needed for the Vested Right application and \$150.00 for the new application. The fees need to be submitted with the applications before September 4, 1986.

Please contact us if you have any questions.

Sincerely,

RON DUVALL
Natural Resources Engineer

RD:ks

enclosure

REPORT ON APPLICATION NO. 1983A-2

NEW UNDERWOOD LAND PARTNERS

August 28, 1986

Water Permit Application No. 1983A-2 proposes to store 60 acre-feet of water in an existing dam located in the NW1/4 Section 25-T2N-R10E. Portions of the NW1/4 Section 25 and the E1/2NE1/4 Section 26-T2N-R10E are to be excavated to add 20 acre-feet of storage to the existing 40 acre-feet storage dam. The water is for suburban housing development, recreational and domestic uses.

The excavation work does not include any alterations to the existing dam embankment or spillway. The water elevation will not be raised as a result of the proposed excavation.

The storage dam is located on a dry draw with approximately 1 mile between the dam and Boxelder Creek. No water rights are on file for use of the water between the storage dam and Boxelder Creek. Approval of this application will not impair existing water rights.



Ron Duvall
Natural Resources Engineer

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1983A-2

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. 1983A-2, New Underwood Land Partners, PO Box 8134, Rapid City SD.

The Chief Engineer is recommending APPROVAL of Application No. 1983A-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:

Low flows as needed for downstream domestic use including livestock watering, and prior water rights must be by-passed.

See the attached report for additional information.

A handwritten signature in cursive script, appearing to read "John Hatch".

JOHN HATCH, Chief Engineer
September 5, 1986



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

September 5, 1986

RAPID CITY JOURNAL
Box 450
Rapid City SD 57701

Dear Sir:

Enclosed is a Notice of Intent to Appropriate Water by New Underwood Land Partners

Application No. 1983A-2, in Pennington County, South Dakota. Please publish this notice once each week for two consecutive weeks in your paper. The first publication should be on, or before September 10, 1986.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. The applicant is to pay the cost of publication and should make the necessary arrangements with you to pay these costs.

A copy of BOTH publications must be sent to the Water Rights Division. IMMEDIATELY after the FIRST publication, return a copy of the notice with the FIRST Publication Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made before the second notice is published.

Please be sure the SECOND publication is returned with the enclosed Proof of Publication form. The permit application cannot be considered by the Water Management Board until proof of publication has been received.

Thank you for your assistance.

Sincerely,

RON DUVAL
Natural Resources Engineer

cc: applicant

***** CUT HERE *****

FIRST
Publication
Transmittal

No. 1983A-2

Date _____

TO: Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

We are in receipt of your letter dated _____ and Notice of Hearing to Appropriate Water by Application No. _____. The notice was first published in our issue dated _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

NAME _____ NEWSPAPER _____

Equal Opportunity Employer



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

September 5, 1986

NOTE:

TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT THE
NEWSPAPER RIGHT AWAY.

Tim M Mills, Agent
New Underwood Land Partners
PO Box 8134
Rapid City SD 57709

Dear Mr. Mills:

Your Application No. 1983A-2 for a permit to appropriate water for
suburban housing development, use, has been examined and found to
~~recreational and domestic~~ comply with the South Dakota Water Laws and applicable rules. A notice of
your intent to appropriate water has been sent to the Publisher of the

Rapid City Journal printed at Rapid City

South Dakota. For your information, a copy of this notice, the recommendation
of the Chief Engineer and a report on the application are enclosed. Please
review this notice prior to publication and notify this office, if you have
any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your notice
of intent to appropriate water and to arrange for payment. Early contact with
the paper can eliminate delays. The publisher has been instructed to publish
your notice once each week for two consecutive weeks with the last publication
to occur at least thirty days before the board meeting. We must receive
Proof of Publication before the application can be considered by the Water
Management Board.

Sincerely,

RON DUVALL
Natural Resources Engineer

enclosures

Instruction to Newspaper - Publish first publication of the following Notice on or before September 10, 1986 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1983A-2
to Appropriate Water

Notice is hereby given that New Underwood Land Partners whose mailing address is PO Box 8134, Rapid City, South Dakota has made an application for permit to increase the storage of an existing 40 acre feet storage dam located in the NW 1/4 Section 25 to 60 acre feet by excavating behind the dam in portions of the NW 1/4 Section 25 and the E1/2 NE 1/4 Section 26 all in T2N, R10E. The height of the dam will not be increased. The water will be used for suburban housing development, recreational and domestic purposes.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 1983A-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 during a special Board meeting conducted via telephone conference call in Room 425, Joe Foss Building, Pierre SD, October 9, 1986 at 9:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny the 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 29, 1986. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reasons 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. If there are any written petitions in opposition to this application the hearing will automatically be continued until the next regular Board meeting December 10 & 11, 1986.

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; 46-2A-1 thru 46-2A-12, 46-2A-14, 46-2A-15, 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31, 46-5-47; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

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 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, 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 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 29, 1986.

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
County Pennington)

I, Kathy White hereby

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

Water was taken from the Rapid City Journal

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

Rapid City Journal of Rapid City, South Dakota

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

September 10, 1986

September 17, 1986

Kathy White
(Signature)

Credit Manager
(Title)

September 17, 1986
(Date Signed)



Cost of Printing: \$80.86

9 10/16th inch @ \$4.20 per inch

Sept. 10, 17 L314
NOTICE OF HEARING
ON APPLICATION
NO. 1983A-2
TO APPROPRIATE WATER

Notice is hereby given that New Underwood Land Partners whose mailing address is P.O. Box 8134, Rapid City, South Dakota has made an application for a permit to increase the storage of an existing 40 acre foot storage dam located in the NW 1/4 Section 25 to 60 acre feet by excavating behind the dam in portions of the NW 1/4 Section 25 and the E 1/2 NE 1/4 Section 26 all in T2N, R10E. The height of the dam will not be increased. The water will be used for suburban housing development, recreational and domestic purposes.

Pursuant to SDCL 46-2A-3 the Chief Engineer of the Water Rights Division recommends Approval of Application No. 1983A-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.

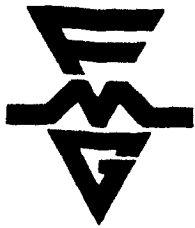
This application will be considered by the Water Management Board during a special Board meeting conducted via telephone conference call in Room 425, Joe Foss Building, Pierre, S.D., October 9, 1986 at 9:00 a.m.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny 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 29, 1986. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reasons 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. If there are any written petitions in opposition to this application the hearing will automatically be continued until the next regular Board meeting December 10 & 11, 1986.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

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, Joe Foss Bldg., Pierre, S.D., (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 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 29, 1986.



FMG, INC. 1823 West Main, Rapid City, South Dakota 57702-2591 605/342-4105

October 16, 1986

Mr. Tim Mills
New Underwood Land Partners
P.O. Box 8134
Rapid City, SD 57709

RE: SPILLWAY CAPACITY OF DAM LOCATED IN
NW $\frac{1}{4}$, SECTION 25, T2N, R10E, PENNINGTON COUNTY, SOUTH DAKOTA

Dear Mr. Mills:

As requested, a field observation and analysis of the spillway discharge capacity was recently made for the referenced project.

It is my understanding that the State of South Dakota has required the spillway to be capable of discharging the runoff from a rain storm with a recurrence interval of 50 years. Our estimates have determined that the upstream drainage area constitutes roughly two (2) square miles and would discharge approximately 500 cfs in a 50-year event. The spillway of the dam has sufficient capacity to discharge a flow in excess of 500 cfs without overtopping the embankment.

We trust this information to be sufficient. Please call if you need any additional information.

Sincerely,

FMG, INC.

R. RICK BAKER

R. Rick Baker, P.E.

RRB/keo





Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

NOV 17 1986

New Underwood Land Partners
Tim M Mills, Agent
PO Box 8134
Rapid City SD 57709

Dear Mr. Mills:

Enclosed herewith is your Water Permit No. 1983A-2 as approved by the Water Management Board authorizing you to construct your water diversion system and the water to beneficial use, not exceeding the limits as specified in said Water Permit No. 1983A-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 Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that your 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

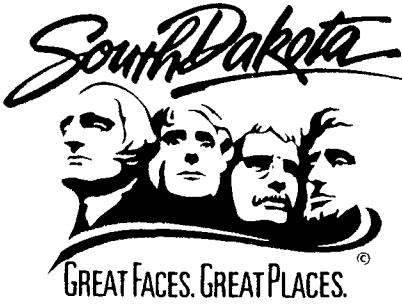
JH: ks

enclosure

PLEASE NOTE: Certain changes can be made in your permit within the five year construction period, usually without affecting the priority date provided an application to amend your permit is made within the five year period-i.e. changes in location or number of diversion points (wells) or location of land to be irrigated. Well locations for wells into the same aquifer can be moved up to 660 feet without application.

Applications to amend a permit after the five year construction period will be assigned a new priority date. Applications to change water sources, to add lands or increase original diversion rates, if approved will usually receive the date of the new application as a priority date regardless of the five year construction period.

WNR-809-5/83



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 12, 1995

Tom Watson
New Underwood Land Partners
15911 226th St.
New Underwood, SD 57761

Dear Mr. Watson:

Enclosed is a copy of our Safety of Dams Rules, Chapter 74:02:08. Sections 74:02:08:03 & 04 deal with the requirement of plans and specifications for a change in the design of a dam.

The New Underwood Land Partners Dam is classified as a small size Category 3, Low Hazard dam. Section 74:02:08:07 indicates that a dam of this size and hazard classification is required to have the spillway capacity to pass at least a 50 year frequency event, or a 25 year frequency event if it qualifies for the exception in section 74:02:08:07.01. Our file indicates that your dam has a 90 foot wide earthcut secondary spillway with approximately 5 feet of freeboard and meets the spillway requirements.

It sounds like you're concerned with installing a large enough primary spillway to reduce or eliminate erosion problems in your earthcut secondary. You may want to consider comparing costs for installing a larger (4 to 5 foot) culvert with installing a concrete structure as the primary spillway.

The New Underwood Land Partners is authorized under Water Permit No. 1983A-2 to store 60 acre-feet of water in their dam located in the NW 1/4 of Section 25-T2N-R10E, in Pennington County. If the elevation of the primary spillway structure is changed, Water Permit No. 1983A-2 will also need to be addressed.

If you have any questions, please feel free to contact us.

Sincerely,

Timothy G. Schaal, P.E.
Natural Resources Engineer III
Water Rights Division
(605) 773-3352

enclosure

1983A-2

NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE

Post Office _____

Date _____

TO: Water Rights
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to maximum extent it is going to be used, not exceeding the amounts as specified in Water Right No.

1983-2.

Water Right Permit No. 78-2 states that the diversion system is to be constructed by 7., and that the water is put to beneficial use by 7..

The diversion system was completed on 2-1-1987. Applying the water to beneficial use was completed on 4-1-1987.

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued, thus completing my acquisition of a water right.

Em Milk New Underwood
(Signature) Land Between





Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 1983A-2

June 9, 1987

New Underwood Land Partners
PO Box 8134
Rapid City, South Dakota 57709

Dear Sir:

The inspection of your water use system and inspection of the extent of the application of water to beneficial use, as developed under your Water Right No. 1983A-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 issuing of the Water License. Upon receipt of the \$50.00 fee from you, your Water License will be sent to you.

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

Sincerely,

Maxine Stirling
Secretary

ms/

NOTE: On check or money order, please indicate the number of the water permit. This insures proper handling of the fee.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410911

Pierre, June 12, 19 87

RECEIVED OF New Underwood Land Partners, PO Box 8134, Rapid City, 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 works 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>1933A-2</u>	50	00
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

Chief Engineer

JOHN HATCH

(MS)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

NOV 2 1987

New Underwood Land Partners
P.O. Box 8134
Rapid City, South Dakota 57709

Dear Sir:

Enclosed herewith is, Water License No. 1983A-2. This is the final water right document completing your process of obtaining a water right.

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.

Very truly yours,

A handwritten signature in cursive script, appearing to read "John Hatch".

JOHN HATCH, Chief Engineer
Water Rights Division

JH:MS

Enclosures

Applicable portions of Vested Right No. 1983-2 have been incorporated into this Water License No. 1983A-2.

NAME OF PERSON OR FILE: New Underwood Land Partners

ADDRESS: _____ COUNTY Pennington

DATE: _____ TELEPHONE _____

RE: inspection of dam.

COMMENTS:

On June 8, 1987 I inspected the dam
authorized by Water Permit 1983A-2 and Usted
Right 1983-2. The upstream slope has been
ripped but is inadequate in a few places.
An area directly above the drop inlet structure
has eroded due to wave action. The crest
has been graveled. The downstream and
upstream slopes has little grass cover and
is very susceptible to erosion. Seepage is
occurring approximately 15' north of outlet pipe.
The emergency spillway is eroding approximately
250' downstream from the embankment.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Jim Callahan

New Underwood Land Partners

W.P. 1983-2

1983A-2

Spillway requirements

$$Q_{25} = 83.4 A^{.6} S^{.44} S_b^{-.72}$$

$$A = 192$$

$$S_b = 1.76$$

$$S = 54$$

$$Q_{25} = \underline{475} \text{ cfs.}$$

small category 3 dam.

$$9.5' \times 60' = 570 < 3000$$

current spillway

90' wide slope .02 side slopes 3:1

D	A	Wp	R	Q	V	$v^2/2g$	Pool
3.5	351.8	112.1	3.14	<u>2164</u>	6.15	.59	99.59

crest of dam Elev. -100'

spillway crest Elev. -95.5

Dam's spillway can easily pass 25 yr. flood.

Tim
Underwood



February 14, 2001

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

2165-2
1983A-2

Tim Mills

Timothy M. Mills
Financial Consultant

Private Client Group

909 St. Joseph Street
Suite 102
Rapid City, South Dakota 57701
605 399 1464
800 839 9357 WATS
FAX 605 343 0316



I have already
sent in 2 chks for
250 so this should
be it. pls call with
any questions.

Right No. 2165-2. The transfer
Tightline Lake Partnership,

You may keep this for your

"Form of Ownership" form for filing;
A-2. Please review and
transfer.

Please get in touch with me.

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

№ 416783

Pierre, February 26, 2001

RECEIVED OF Tightline Lake Partnership, LLP, PO Box 8222, Rapid City SD 57709-8222
the following amount in fees for services rendered as provided for by law: (New Underwood Land Partners)

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 ~~216582~~ 1983A-2

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By

Darland Ebel

Chief Engineer

gm

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 1983A-2

Date: 2-28-01

I/We request that Partial Vested Water Right No. 1983A-2

formerly owned by: New Underwood Land Partners

be transferred to: (name & address) Tightline Lake Partnership, LLP, PO Box 8222, Rapid City, SD 57709-8222

Telephone No. 605 342-6798

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

location of storage dam: SW 1/4 NW 1/4 Section 25, T2N, R10E

I/We understand that the validity of Partial Vested Water Right No. 1983A-2 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

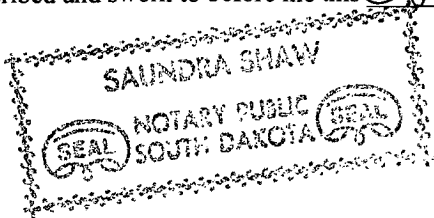
STATE OF SOUTH DAKOTA)

County of Pennington)

I/We Jim M. Mills 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.

(Signature of new owner)

Subscribed and sworn to before me this 28th day of February, 2001.


(Notary Public)
Comm Expires: 3/13/01

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.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 10, 2001

1983A-2

Tim Mills
Tightline Lake Partnership, LLP
PO Box 8222
Rapid City SD 57709-8222

Dear Mr. Mills:

Thank you for following up on the ownership change for Partial Vested Water Right No. 1983A-2. The transfer has been completed and No. 1983A-2 is now listed in the name of Tightline Lake Partnership, LLP.

Enclosed is your Receipt No. 416783 in the amount of \$2.50. You may keep this for your records.

If I can answer any questions, please get in touch with me.

Sincerely,

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

enclosure



1983A-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

March 28, 2017

2165-2
1983A-2

Rodney Schaub, President
Tightline Lake Estates Homeowners Association
22740 Reride Lane
New Underwood SD 57761

Dear Mr. Schaub:

I am writing to acknowledge receipt of the transfer form and filing fee submitted by the Association for transferring Water Right No. 2165-2. The ownership change has been completed. Water Right No. 2165-2, formerly listed in the name of "*Tightline Lake Partnership LLP*" is now listed in the name of "*Tightline Lake Estates Homeowners Association*".

Upon processing the ownership change for No. 2165-2, a second water right was found which also involves the development. Partial Vested Water Right No. 1983A-2 authorizes storage of 60 acre feet of water in a dry draw storage dam (copy enclosed). No. 2165-2 was obtained in 1991 authorizing diversion of water from an Inyan Kara Well to maintain the level of the dam authorized under No. 1983A-2.

Partial Vested Water Right No. 1983A-2 should also be transferred to the homeowners association. Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. 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.

Enclosed for your records is Receipt No. 08192 in the amount of \$50 which you paid for filing the ownership change on Water Right No. 2165-2. If you have any questions concerning the ownership change needed for No. 1983A-2, please let me know.

Thank you in advance for following up on the ownership change. I apologize for not catching the need for the second ownership change during our initial communication.

Sincerely,

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

enclosures: Receipt No. 08192, copy of Partial Vested Water Right No. 1983A-2, transfer form, postage paid envelope

RECEIVED

APR 27 2017

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1983A-2

Date: 4-13-17

I/We request that Partial Vested Water Right No. 1983A-2

formerly owned by: Tightline Lake Partnership LLC

be transferred to: (name & address) Tightline Lake Estates Homeowners Association
22740 Reride Lane, New Underwood SD 57761

Telephone No. 605 391-9630

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

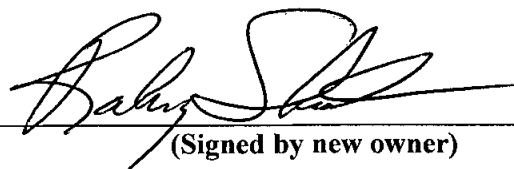
storage dam location: SW ¼ SW ¼ Section 25, T2N, R10E

I/We understand that the validity of Partial Vested Water Right No. 1983A-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 Rodney Schaub, the new owner, certify that the above information is true and correct.


(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 4/27, 20 17

RECEIVED OF Tightline Lake Estates Homeowners Assn. 22740 Peride Ln New Underwood SD

57761

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>1983A-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. **08238**

By J. James Hardman
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

May 1, 2017

1983A-2

Rodney Schaub, President
Tightline Lake Estates Homeowners Association
22740 Reride Lane
New Underwood SD 57761

Dear Mr. Schaub:

I am writing to acknowledge receipt of the transfer form and filing fee submitted on behalf of the Association for transferring Partial Vested Water Right No. 1983A-2.

The ownership change has been completed. No. 1983A-2 is now listed in the name of "***Tightline Lake Estates Homeowners Association***".

Enclosed for your records is Receipt No. 08238 in the amount of \$50 which you paid for filing the ownership change. If I can answer any questions for you, please let me know.

Sincerely,

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