

Considered: _____

WATER PERMIT NO. 1997-2

MAP No. same

Name of Applicant City of Rapid City

Post Office Address 22 Main, Rapid City, SD 57701

Amount of Water Claimed 1.0, non-consumptive Total Acres NA

Source of Water Supply Rapid Creek

Water to be used for recreational purposes County Pennington

About _____ miles _____ of _____ in Rapid City.

PROOF OF PUBLICATION: Received ☒ Not Received _____

APPLICATION: Approved 3/4/87 Subject to _____

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

PRIORITY _____ Date Received June 4, 1986 Fee 150.00 Remarks water is

12/30/86 diverted through Story Book Island and then back to Rapid Creek

Corrected Application Received 12/30/86 Period of Annual Use May 1 to Sept. 30

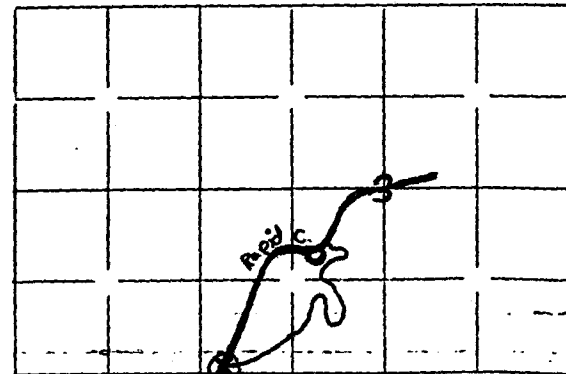
WATER QUALITY APPROVAL RECEIVED NA APPROVED/CONDITIONAL (Circle one)

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

Diversion Point Rapid Creek: SW 1/4 SW 1/4

section 3-T1N-R7E

Land to be Irrigated NA



Well Log: Driller NA Licensed YES _____ NO _____

Depth of Well _____ REMARKS _____

Type of Map plat PREPARED BY William R. Craig Reviewed and the Number

assigned on October 21, 1986 By Ron Duwall

No. 1997-2 Hydrologic Unit 10120110
 Map No. same Basin Upper Cheyenne
 Newspaper Rapid City Journal, Box 450

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 retainedChange 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 City of Rapid City Phone No. 394-4162Post Office Address 22 main, Rapid City State SD Zip Code 57701
(Street, RR or Box)2. Amount of water claimed (c.f.s.) non-consumptive 1.0 cfs3. Source of water supply Rapid Creek4. Location of point of diversion 410 feet N 84° E of SW
corner Section 3 - T1N - R1E
County Pennington5. Counties where water will be used Pennington6. Annual period during which water is to be used May 1 thru September 30

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)

The water is used to fill the ponds
 in the Story Book Island (Children's Park). It
 flows into the ponds and returns to Rapid
 Creek (at the Sheridan Lake Road Bridge).

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 _____)I, Arthur P. LaCroix, Mayor, City of Rapid City 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 Arthur P. LaCroixSubscribed and sworn to before me this 12th day of June 19 86Linda L. Phillips
Notary Public (or other qualified officer)

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 1997-2
City of Rapid City 22 Main, Rapid City
(Applicant) (Post Office Address)
SD 57701 With the following qualifications.
(State) (Zip Code)

Date of first receipt of application June 4, 1986.
 Date of return to applicant for correction, amendments or changes required November 25, 1986.
 Date of receipt of corrected application Dec. 30, 1986. Approved March 4, 1987.

The Water Management Board hereby approves this Water Permit No. 1997-2 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 December 30, 1986.
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 supplying flows through Story Book Island
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 1.0 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 recreational use by Story Book Island on or before 19; said water to be used during the following described annual period: May 1 - Sept. 30

WATER MANAGEMENT BOARD
 By: John M. Bata
Chief Engineer
 Division of Water Rights
 Dept. of Water and Natural Resources
APR 30 1987
 _____, 19____



City of Rapid City

RAPID CITY, SOUTH DAKOTA 57701

*Engineering Department
22 Main Street
605-394-4154*

TO WHOM IT MAY CONCERN:

I started work for the City of Rapid City in the Fall of 1952. Shortly thereafter, in the Spring of 1953, I was given the task of making a complete field inspection of the drainage in the Canyon Lake Area. While doing this, I observed such things as the irrigation ditches that were in the area. One such irrigation ditch was in the area of the present location of Story Book Island, along with many little side ditches that were undoubtedly used for the purpose of sending water to other areas for irrigation purposes.

LEONARD F. SWANSON, P.E.
Public Works Director

Dated this 29th day of May, 1986.



EQUAL HOUSING
OPPORTUNITY

EQUAL OPPORTUNITY EMPLOYER

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410497

Pierre, July 22, 19 86

RECEIVED OF City of Rapid City, 22 Main, Rapid City, SD 57701

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 _____	3	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. _____	2	50
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	10 50

By John Hatch
Chief Engineer JOHN HATCH/ms



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol

Pierre, South Dakota 57501-3181

WATER RIGHTS DIVISION
(605) 773-3352

November 25, 1986

Mayor Arthur La Croix
City of Rapid City
22 Main
Rapid City, South Dakota 57701

Dear Mayor LaCroix:

After further review of the water permit application for Story Book Island, it is our opinion that the application is not valid. It is not valid for two reasons:

- (1) According to your affidavit of water use, the use of water for irrigation had been discontinued for more than three years before it was put to use by Story Book Island. South Dakota statutes state that when any person entitled to the use of appropriated water fails to use such water for a period of three years the water shall revert to the public and shall be regarded as unappropriated public water.
- (2) South Dakota statutes do not allow a transfer of an irrigation right to a use such as for Story Book Island.

The solution to the situation is for the City of Rapid City to make an application for a new water permit. Since the use is non-consumptive the fee would be \$150.00.

The application forms for the vested right claim are being returned to you. Also enclosed are the forms for a new application. The \$10.50 that was submitted with the vested right claim can be applied toward the \$150.00 fee.

If we can answer any questions, please contact us.

Very truly yours,

John Hatch, Chief Engineer
Water Rights Division

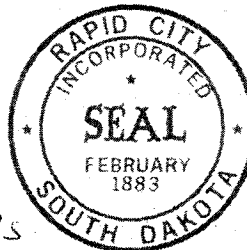
JH:DB:ms
Enc.

Equal Opportunity Employer

PHONE 605 394-4142

**VENDOR'S FILE COPY**

PHONE 605 394-4142



YEAR

VENDOR NO.

COMPUTER ENTRY DATE

Pierre S.D. 57501-3181

[illegible]**VENDOR'S FILE COPY**



City of Rapid City

RAPID CITY, SOUTH DAKOTA 57701

Office of Water and Wastewater

22 Main Street

605-394-4162

December 9, 1986

South Dakota Dept. of Water & Natural Resources
Water Rights Division
Attn: Mr. Ron Duvall
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

Re: Water Rights for Story Bood Island

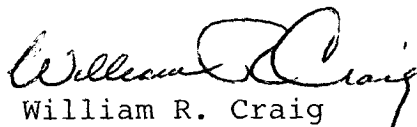
Dear Ron:

As per our telephone conversation this morning, I'm enclosing a Purchase Order in the amount of \$139.50, which represents the balance due as per your department letter of November 25, 1986.

Please sign the yellow copy and return it. A check will be issued upon return of the yellow copy.

Please attach to the current application as per our conversation. Thank you for your help. If you have any questions, please call me at 394-4162.

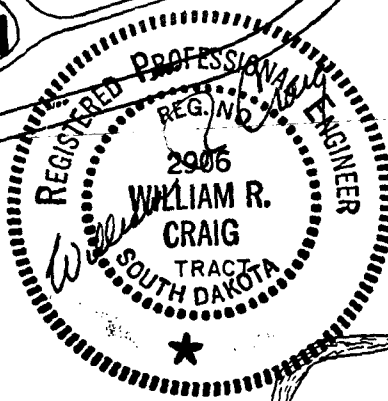
Yours truly,


William R. Craig
Operations Engineer



EQUAL OPPORTUNITY EMPLOYER





TRACTS

COURSE

GOLF

STORYBOOK ISLAND

TRACT
1

1

PARCEL

2700 BLVD.

4

LY	D	
----	---	--

ST PATRICK 1700

TRACT

LANARK

5 DUNDEE

ST ANNE

16	17	18	19	20
----	----	----	----	----

WEST FLORMANN

LOT A

LOT B

LOT

LOT C

CAMERON

MOUNTAIN VIEW
CEMETERY

MOUNTAIN

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410080

Pierre, December 30, 19 86

RECEIVED OF City of Rapid City, 22 Main, Rapid City, SD 57701

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 _____	139	50
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	139 50

By John Hatch
Chief Engineer JOHN HATCH (MS)

REPORT ON APPLICATION NO. 1997-2
City of Rapid City
January 9, 1987

Water Permit Application No. 1997-2 requests 1.0 cfs of water (non-consumptive use) from Rapid Creek in Pennington County. The diversion point is located in the SW1/4 of the SW1/4 of Section 3-T1N-R7E. The water will be used to fill ponds in Story Book Island. The water flows through the Park and returns to Rapid Creek at Sheridan Lake Road bridge (NE1/4 of the SW1/4 of Section 3-T1N-R7E).

Water losses could occur by seepage into the underlying gravels and evaporation from the ponds and ditch. Any seepage from the ditch and ponds will return to Rapid Creek through the gravels along the creek. The evaporation loss from the ditch and ponds will be negligible due to the small surface area of the ponds in the park and the short length of the ditch.

CONCLUSIONS

1. Existing Water Rights will not be impaired by the approval of Water Permit Application No. 1997-2.
2. The system has already been built and has been in service for a number of years.
3. Losses due to evaporation and seepage will be negligible.
4. It is a non-consumptive use of water. Therefore, the City of Rapid City will not need to replace this water with stored water from Pactola Reservoir.
5. Recommend approval of this application with no added qualifications.



Tim Tollefsrud
Natural Resources Engineer

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 1997-2

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. 1997-2, City of Rapid City, 22 Main, Rapid City SD.

The Chief Engineer is recommending APPROVAL of Application No. 1997-2 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed non-consumptive 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.

See the attached report for additional information.

A handwritten signature in black ink, appearing to read "John Hatch", is written over the typed name.

JOHN HATCH, Chief Engineer
January 13, 1987



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

January 29, 1987

Rapid City Journal
Box 450
Rapid City, South Dakota 57701

Dear Sir:

Enclosed is a Notice of Intent to Appropriate Water by City of Rapid City
Application No. 1997-2, 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 February 5, 1987.

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. _____ 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

January 29, 1987

NOTE:

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

City of Rapid City
22 Main
Rapid City, South Dakota 57701

Dear Sir:

Your Application No. 1997-2 for a permit to appropriate water for
municipal use, has been examined and found to
comply with the South Dakota Water Laws and applicable rules. A notice of
your intent to appropriate water has been send 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 IMMEDIATELY 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

No. **1997-2**

Instruction to Newspaper - Publish first publication of the following Notice on or before **February 5, 1987** with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. **1997-2** to Appropriate Water
~~and/or to Amend Water Permit or Water Right No. _____~~

Notice is hereby given that **the City of Rapid City** whose mailing address is
22 Main, Rapid City, South Dakota has made an application for a permit

to appropriate 1.0 cubic feet of water per second (non-consumptive water use) from Rapid Creek at a point in the SW $\frac{1}{4}$, SW $\frac{1}{4}$, Section 33-T1N-R7E. The water is used to supply flows through Story Book Island. The water is returned to Rapid Creek.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends **APPROVAL** of Application No. **1997-2** because 1) unappropriated water **for non-consumptive use** 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 **room 215, Joe Foss Building, 523 E. Capitol, Pierre, South Dakota, March 4** 19 **87** at 10:00 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 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 **February 20, 1987**. The petition may be informal, but it must include a statement describing the petitioners 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.

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-10, 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; ~~(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 **February 20, 1987**.

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
County _____)

I, Mary K. Garness 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 _____

City _____ of Rapid City

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

February 5, 1987

February 12, 1987



Mary K. Garness
(Signature)

Bookkeeper
(Title)

February 12, 1987
(Date Signed)

Cost of Printing: Ran 8 10/16 inch legal advertising
in the Rapid City Journal on February 5 & 12 @
\$4.20 per inch = \$72.46

Feb. 5, 12 L170
NOTICE OF HEARING
On Application No. 1997-2
To Appropriate Water

Notice is hereby given that the City of Rapid City whose mailing address is 22 Main, Rapid City, South Dakota has made an application for a permit to appropriate 1.0 cubic feet of water per second (non-consumptive water use) from Rapid Creek at a point in the SW 1/4 SW 1/4 Section 3-T1N-R7E. The water is used to supply flows through Story Book Island. The water is returned to Rapid Creek.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 1997-2 because 1) unappropriated water for non-consumptive use 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 Room 216, Joe Foss Building, 523 E. Capitol, Pierre, S.D. on March 4, 1987 at 10:00 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 February 20, 1987. 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.

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-10, 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, DWRN, 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 February 20, 1987.



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

APR 30 1987

City of Rapid City
22 Main
Rapid City, South Dakota 57701

Dear Sir:

Enclosed is your Water Permit No. 1997-2 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 the Water Permit.

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

Very truly yours,

A handwritten signature in black ink, appearing to read "John Hatch". The signature is written in a cursive, flowing style.

JOHN HATCH, Chief Engineer
Water Rights Division

JH:

enclosure

Permit No. 1997-2
Upper Cheyenne River - Water District

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

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

I have this day made a thorough examination of the water use system constructed by the City of Rapid City of 300 6th St, Rapid City, SD 57701 holder of Permit No. 1997-2, bearing the priority of December 30, 1986 authorizing the diversion of 1.0 cu. ft. per second of non-consumptive use of the waters of surface water for recreational use purposes, in Pennington County.

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

A. Works used to divert the water:

A headgate structure located on Rapid Creek into a 30 foot long 24" CMP.

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

A 3750 foot 5 ft by 4 ft ditch.

C. Works used to apply water to beneficial use:

The ditch flows through the childrens park and back into Rapid Creek.

The system is in the following condition good. The point of diversion is located SW1/4 SW1/4 of Section 3 T1N-R7E. The works are capable of diverting and conveying to the place of use 1.0 cu. ft. per second of water which is to be used for recreational purposes. The license should be issued for 1.0 cfs.

Applicable permit qualifications have been complied with: Yes ☒ No

Exceptions to compliance are: none

Date: 7/14/1992


Mark D. Rath
Natural Resources Engineer
DENR, Water Rights Division

REPORT ON INSPECTION OF PERMIT NO. 1997-2

DATE: 7/14/1992

DIVERSION POINT LEGAL LOCATION: SW1/4 SW1/4 OF Section 3 T1N-R7E

Diversion is from Rapid Creek by way of a headgate structure into a 24" CMP. Flow is controlled by means of a gate valve. A staff gage is used to measure flow.

DISTRIBUTION LINES OR CANALS:

- 1) Type Open ditch 2) Size 5 feet by 4 feet 3) Length 3750 feet

SYSTEM TYPE:

This is a non-consumptive use of water. Water is diverted from Rapid Creek at the headgate and flows into the ditch and then through Story Book Island Childrens Park and back into Rapid Creek.

PERMIT QUALIFICATIONS AND REGULATIONS:

- 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 Y
- 3) All structures, wells and lands on map Y
- 4) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period NA



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 23, 1992

1997-2

Richard Wahlstrom, Finance Officer
City of Rapid City
300 6th Street
Rapid City, SD 57701

Dear Mr. Wahlstrom:

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. 1997-2, 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.

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 Division
(605) 773-3352

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

X Do not use this space

STATE OF SOUTH DAKOTA
VOUCHER

- ☐ Direct
(Z) ☐ Travel
(N) ☐ Non-Cash
(C) ☒ Cash Receipt
(T) ☐ Cash Transfer
(I) ☐ Investment
(B) ☐ Appropriation Budget Transfer
(E) ☐ Expenditure Correction
(R) ☒ Revenue Correction
(P) ☐ Period Ending Adjustment
(A) ☐ Other Adjustment

AGENCY USE ONLY			APPROVAL OFFICE ONLY	
Application Area 75	Vendor Number	Invoice ID	Voucher Number	Date
Date 2-17-93	Purchase Order ID	Document ID B2093007	Delivery Date	Payment Due Date
STAPLE	Payee, Billed Agency) 2-23-93 TO: Entered		(Department, Billing Agency) FROM: DENR	

FUNDING INFORMATION								Debit/Credit	Invoices		Dr	Cr	U C S O R E
S E Q	Company	Account		Center		Project			Other	Dr			
		Required	User	Required	User	Company	Number	Amount			Code		
1	3072	428000		20211	2000023			177'00					
2	000	4229103		20211	001100			50'00					
3	3074	4289111		20211	0021104			12'00					
4	}	4289112		}	}			64'00					
5		4289113						15'00					
6		4289114						36'00					
7													
8													
9													
10													
							Total	354'00					

Description of Service, Product, or Transfer	
debit drinking Water. Money for Inkster Rights Shop. Fee & Op. Cost Renewals was deposited. In Drinking Water Fee.	
Total	

I declare and affirm under the penalties of perjury that this claim is in all things, true and correct. I further agree to comply with the provisions of the Civil Rights Act of 1964 and regulations issued thereunder relating to nondiscrimination in federally assisted programs.

Andy Garrigan
Claimant

Date

Robert E. Hump
Authorization

Date

2-17-93
Date

FROM: Hollenbeck, Annie

TO: Cindy Cooper

DATE: 02-11-93

TIME: 11:14

CC:

SUBJECT: Explanation of Deposit for 2-11-93

PRIORITY:

ATTACHMENTS:

The following checks were received at the SF Remittance Center and were in question:

Rapid City - \$141.00 (\$50 Water Rights \$91.00 Board of Op Cert)
Chamberlain - 36.00 (\$36 Board of Op Cert)

These amounts were deposited into the Drinking Water Fund and will need to be corrected.

RAPID CITY, SOUTH DAKOTA 57701
PHONE 605 394-4142



VENDOR'S FILE COPY

Check Number: 143604

Date: 02/02/93

Vendor: SD DEPT ENVIRONMENT & NATURAL
RESOURCES
PO BOX 5055
SIOUX FALLS, SD 57117

Amount	Fund	PO #	CCtr	Invoice Number	Description
50.00	0602	268915	7011	199722	INSPECTION FEE
3.00	0602	268923	7011	985	J MESSER
4.00	0602	268923	7011	877	T WEBER
4.00	0602	268923	7011	620	C HAND
6.00	0602	268923	7011	508	4 WAGNER
4.00	0602	268923	7011	668	D HAMLING
5.00	0602	268923	7011	179	W GUST
4.00	0602	268923	7011	711	L NYGAARD
4.00	0604	269080	7072	1027	STOUT CERT
4.00	0604	269080	7072	1010	NORDST CERT
3.00	0604	269080	7072	1213	MAGGARD CERT
3.00	0604	269080	7072	1249	LIEBIG CERT
5.00	0604	269080	7072	993	LARSON CERT
6.00	0604	269080	7072	686	HOLMES CERT
4.00	0604	269080	7072	533	HATCH CERT
6.00	0604	269080	7072	680	GERRITN CERT
4.00	0604	269080	7072	1022	DRUCKERY CERT
4.00	0604	269080	7072	1083	DAVIS CERT
6.00	0604	269080	7072	672R	BLASH CERT
6.00	0604	269080	7072	1113	R BACK CERT
6.00	0604	269080	7072	931	C BACK CERT
*****141.00	*****	Check Total	*****		

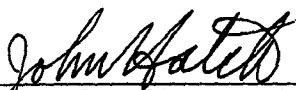
STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1997-2

(1) The City of Rapid City, of 300 6th St, Rapid City SD 57701 made Application No. 1997-2, June 4, 1986 for a water permit to appropriate 1.0 cubic feet of water per second (non-consumptive use) from Rapid Creek, Pennington County, South Dakota for recreational purposes. Permit No. 1997-2, with a priority date of December 30, 1986 was approved March 4, 1987 and issued to the applicant for diversion of water with construction of the described water supply system completed and for the application to beneficial use of said water completed.

(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 1.0 cubic feet of water per second for beneficial use. The location of the diversion point is located in the SW 1/4 SW 1/4 Section 3-T1N-R7E.

(3) Pursuant to South Dakota Water Law 46-5-30.1 the City of Rapid City of 300 6th St, Rapid City SD 57701 the holder and/or owner of Water Permit No. 1997-2 is issued a license to appropriate water, the right to use 1.0 cubic feet of water per second (non-consumptive use) from Rapid Creek with a priority date of December 30, 1986 from the location specified in (2) of this license. The water to be conducted to and for the purpose of recreational use at Story Book Island. This license is subject to any limitations or qualifications listed in Water Permit No. 1997-2 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer

Water Rights Division

Department of Environment and Natural Resources

FEB 1 1994

date



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

FEB 1 1994

1997-2

Richard Wahlstrom, Finance Officer
City of Rapid City
300 6th Street
Rapid City, SD 57701

Dear Mr. Wahlstrom:

Enclosed is Water License No. 1997-2. Water License No. 1997-2 is the final document which completes the process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

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

rd
enclosures