

Considered: _____

WATER PERMIT NO. 2026-2

MAP No. same

Name of Applicant Jan Charles Gray

Post Office Address PO Box 446, Custer SD 57730

Amount of Water Claimed 0.02 Total Acres n/a

Source of Water Supply groundwater - one well

Water to be used for Commercial purposes County Custer

About 1 miles E of Custer.

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY Date Received January 13, 1987 Fee \$50.00 Remarks _____

Well log located July 7, 1987 (legal description on log wing)

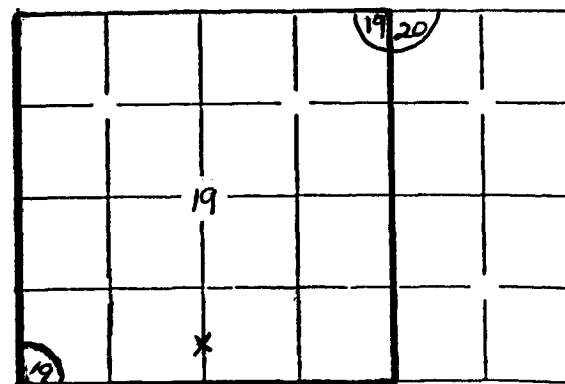
Corrected Application Received _____ Period of Annual Use May 1 - Nov 30

WATER QUALITY APPROVAL RECEIVED n/a APPROVED/CONDITIONAL (Circle one)

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

Diversion Point adjacent to quarter line between
SE 1/4 SW 1/4 & SW 1/4 SE 1/4 Section 19, T3S, R5E

Land to be Irrigated n/a



Well Log: Driller Alexander Drilling Licensed YES X NO _____

Depth of Well 83' REMARKS _____

Type of Map topo PREPARED BY Gary Kruse - Dist. Conservationist
& Ron Dwyall Reviewed and the Number

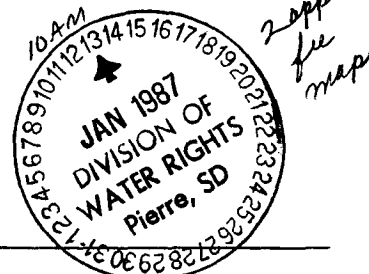
assigned on July 17, 1987 By Henry McMath

No. 2036-2 Hydrologic Unit 10120109
 Map No. Same Basin Upper Cheyenne
 Newspaper Custer County Chronicle

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 Jan Charles Gray Phone No. 673-3373Post Office Address P.O. Box 446 Custer State S.D. Zip Code 57730
(Street, RR or Box)2. Amount of water claimed (c.f.s) 10gpm 0.02 cfs3. Source of water supply Well4. Location of point of diversion Tr Wilcox Lot 1+2 of Heald Tr +
Backus Tr + Ruby Smith Tr Sec 19 Twp 3S Rng SE
 County Custer5. Counties where water will be used Custer6. Annual period during which water is to be used January 1 - December 31
~~to May 1~~ ~~Nov 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)

New well was drilled in Spring of 1986 to supply
water for 14 unit motel,

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 Custer)^{ss}

I, John L. Fejfar 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 John L. FejfarSubscribed and sworn to before me this 9th day of December 1986

Steve A. Zimmerman
 Notary Public (or other qualified officer)

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____.

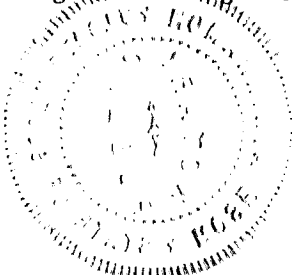
Date of return to applicant for correction, amendments or changes required _____, 19____.

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____

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 2026-3

Jan Charles Gray P.O. Box 446
(Applicant) (Street, RR or Box)
Custer, South Dakota 57730 With the following qualifications.
(City) (State) (Zip Code)

Date of first receipt of application January 13, 1987

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

Date of receipt of corrected application _____, 19____. Approved September 9, 1987

The Water Management Board approved this Water Permit No. 2026-2 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 January 13, 1987
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 for proof of beneficial use of water appropriated in accordance herewith is (completed), 19____
5. The water appropriated shall be used for the purpose of commercial use for a motel
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 granted shall not exceed 0.02 cubic feet per second; neither shall it exceed the amount of water needed for the beneficial uses served and to which water is actually and beneficially applied for commercial use on or before (completed), 19____. The water is to be used during the following described annual period: January 1 - December 31

WATER MANAGEMENT BOARD

By: John Hatch
Chief Engineer **JOHN HATCH**
 Division of Water Rights
 Dept. of Water and Natural Resources
NOV 3 1987
 _____, 19____

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter 6" Depth 85'
- b) Casing Type Steel Diameter 6" Thickness _____
- c) Screen Type None 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 200' On property owned by others 500'

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 _____

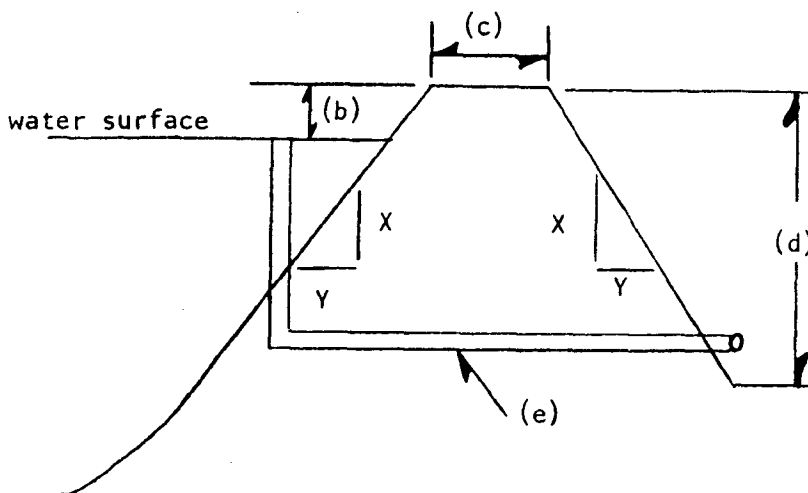
f) X & Y Slope
 Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



John P. Fyler
 Signature of Applicant

State of South Dakota
Water License No. 2026-2

(1) Jan Charles Gray
of PO Box 446, Custer, South Dakota 57730
made Application No. 2026-2, January 13, 1987 for a water permit to appropriate
0.02 cubic feet per second of water from groundwater (one well),
Custer County, South Dakota for commercial purposes.
Permit No. 2026-2, with a priority date of January 13, 1987
was approved September 13, 1987 and issued to applicant(s) for diversion of water with construction of the described
water supply system ~~to be completed on or before~~ and ~~for~~ the application to beneficial use of said
water ~~on or before~~ completed.

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 0.02 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is 750'N and 200'W of the S $\frac{1}{2}$ Corner of
Section 19, T3S, R5E (SE $\frac{1}{4}$ SW $\frac{1}{4}$)

(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, _____~~

This license is subject to any limitations or qualifications listed in Water Permit No. 2026-2 and subject to South Dakota State Law.

DEC 16 1987

Permit No. 2026-2Upper Cheyenne Water District**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 Jan Charles Gray
P.O. Box 446, Custer, SD. 57730 holder of
 Permit No. 2026-2, bearing the priority of January 13 1987 authorizing
 the diversion of 0.02 cu. ft. per second of the waters of Well
 for Commercial (Motel) purposes, in Custer County.

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

A. Works used to divert the water:

Well - depth 83 ft.

Static Level 16 ft.

Pump at 65 ft.

Casing = 6" dia steel.

Casing length 40 ft.

Pump = Grundfos

Motor = 1 1/2 HP Franklin.

Pump Capacity = 159 gpm

Well capacity = 60 gpm

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

underground Pipe to Motel.

C. Works used to apply water to beneficial use:

14 Unit Motel.Two pressure Tank in Motel.The system is in the following condition Excellent.

The point of diversion is located 750' N and 200' W of S 1/4 Corner of Sec. 19
T 3 S R 5 E

The works are capable of diverting and conveying to the place of use 15 GPM = 0.03 cfscu. ft. per second of water which is to be used for Commercial - Motel.Water has been put to beneficial use to the maximum extent ~~as follows~~

~~comprising a total of~~ 0.02 ~~acres of land~~ and the license should be issued for 0.02 cfs

Applicable permit qualifications have been complied with X Yes NoExceptions to compliance are: Date December 3, 1987

Leroy J Mernaugh
 (signature)

December 3, 1987

LICENSE FOR PERMIT NUMBER 2026-2

Jan Charles Gray

1. Legal location of wells: 750' N and 200' W of S $\frac{1}{4}$ Corner of
Section 19, T35 R5E Custer County

dams & structures: _____

2. Well Information: Well Drilling Firm Alexander Drilling CO. Box 615.

Hill City, SD 57745

No. of wells 1 Depth 83 ft

Casing a) diameter 6" Screen a) type on Pump.

b) length 40 ft b) length _____

c) type Steel. Static Water Level 16 ft

Pump a) make Grundfos ^{submersible} Motor a) make Franklin

b) model _____ b) model no. _____

c) size _____ c) horsepower rating 1 $\frac{1}{2}$

d) capacity 15 GPM d) motor efficiency rating _____

e) turbine pump _____
no. of stages _____

*Pump at 65 ft
Well out put 60 gpm when drilled
2 pressure Tanks
14 Unit Motel.*

3. Distribution lines:

a) size of lines _____

b) type _____

c) length _____

*Note: John Fejfar, operator gave me
the information on the pump etc.*

4. Dam information:

a) height to crest _____

b) height to spillway _____

c) crest width _____

d) crest length _____

e) spillway length _____

f) spillway width _____

g) approx. storage _____

h) Distribution lines or canals:

1) size _____

2) type _____

3) length _____

i) Outlet tubes:

1) diameter _____

2) type _____

3) valued (Y/N) _____

4) valve type _____

5) location on structure _____

5. System Type: a) sideroll:

1) length _____ feet

2) diameter of pipe _____

3) make, model & number of sprinklers _____

4) spacing of sprinklers _____

5) nozzle size _____

b) towline:

1) length _____ feet

2) make, model & number of sprinklers _____

3) spacing of sprinklers _____

4) 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) _____

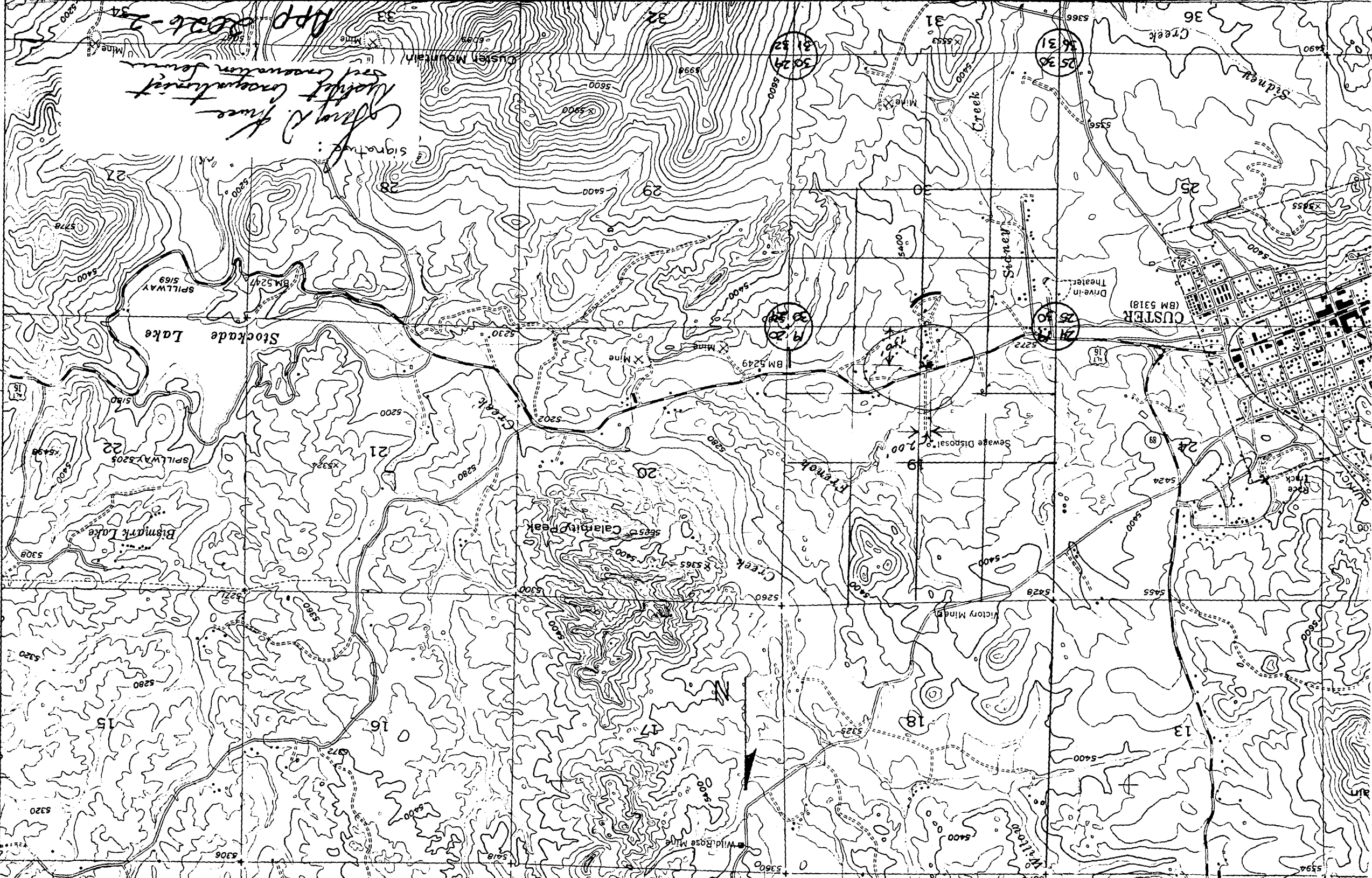
YES NO Check Items

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

REMARKS:

446000m N
13 MI. TO S. DAK. 87
9.5 MI. TO S. DAK. 36
47°30'
4850

John A. Jones
Neighborhood Organization
Self Conservation League
signature:



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410707

Pierre, January 13, 1987

American President Cabin Campground & Resort
John J. Fejfar, PO Box 446, Custer, SD 57730

RECEIVED OF

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 _____	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)

SOUTH DAKOTA WATER WELL COMPLETION REPORT

10-85

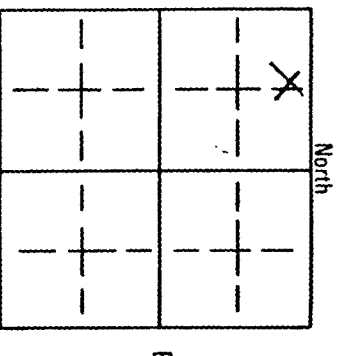
2026-2

Location N¹/₄ - 1/4 Sec 30-2 Twp 35 Rg 5 E

County

Custer

Please mark well location with an "X"



1 mile

Well Completion Date 4-9-86

PROPOSED USE:

- ☒ Domestic ☐ Municipal ☐ Test Holes
☐ Irrigation ☐ Industrial ☐ Stock

Method of Drilling:

Drumhole hammer

CASING DATA:

- ☒ Steel ☐ Plastic ☐ Other
 If other describe 6" steel

PIPEWEIGHT DIAMETER FROM TO HOLE DIAMETER

LB/FT IN FT FT IN
 LB/FT IN FT FT IN
 LB/FT IN FT FT IN
 LB/FT IN FT FT IN

GROUT:

Was the well grouted? ☒ YES ☐ NOTo what depth? 6 ft to 25' FEETWhat is grouting material? type IIIIf cement, number of sacks? 2Describe grouting procedure Steel casing driven to 40'-through Benton State grout-d 6' to 25'What was grout weight? LB/GALSCREEN: ☐ Perforated pipe ☐ ManufacturedDiameter IN Length FEETMaterial Slot Size Set From Feet To FeetSlot Size Set From Feet To FeetSlot Size Set From Feet To FeetOther information Was a packer or seal used? ☐ YES ☒ NOIf so, what material? Describe packer(s) and location? Packer casing into hard rock. Was well disinfected upon completion? ☐ YES ☒ NOExplain owner will.Bacteriological analysis ☐ YES ☐ NOLaboratory sent to

Well Owner:

Name Residents CampAddress E. of Custer, Custer, S.D. 575

Well Log:

Depth

Formation

From To

Drift. 0 25

Schist Hd gray, Fractured 25 430

Schist Fractured 430 444

water 15 gpm

Schist Hd. gray. 44 57

Quartz, Fractured 57 58

water - 60 gpm

Schist Hd. gray 58 70

Schist Fractured. 70 72

water 60 gpm

Schist Hd. gray 72 83

STATIC WATER LEVEL 16 FeetIf flowing: closed in pressure PSIGPM flow 600 through Casing/Air inch pipeControlled by ☐ Valve ☐ Reducers ☐ OtherIf other: specify Can well be completely shut in?

WELL TEST DATA:

☒ Pumped w/Air 600 gpm.☐ Bailed Describe: ☐ Other

Pumping Level Below Land Surface

 ft. After Hrs. pumped GPM ft. After Hrs. pumped GPM ft. After Hrs. pumped GPMREMARKS: Used 40' of casing to shut out water between 25' and 40' as this water tends to have a lot of iron in this area. Deeper water tends to be of better quality.Installed owners 1 1/2 HP pumpThis well was drilled under license # 324

And this report is true and accurate.

Drilling firm Alexander Drilling

Signature of License Representative:

Ray Alexander Jr.

Signature of Well Owner:

Don Alexander DrillingDate 4-14-86

initials



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

April 15, 1986

John Fejfar
American President Cabin Campground & Resort
PO Box 446
Custer SD 57730

Dear Mr. Fejfar:

This letter is in response to our telephone conversation on April 14, 1986.

Enclosed are two sets of application forms. One set is the remaining forms to complete the application for American President Cabin Campground and Resort. The second set is for the motel operation. An affidavit of Water Use form is also enclosed with each set of applications. The Affidavit needs to be completed only if the wells were constructed prior to 1955 thereby qualifying for a vested right. The application fee for a Vested Right application is \$10.50.

The fee for filing a permit application which does not qualify for a vested right is \$50.00 providing the pumping rate is 45 gallons per minute or less. The fee for more than 45 gpm is based on the fee structure outlined on the enclosed instruction sheets. The enclosed forms need to be completed and returned with the appropriate application fee.

Thank you for your time and consideration.

Sincerely,

A handwritten signature in cursive script that reads "Ron Duvall".

RON DUVALL
Natural Resources Engineer

RD:ks

enclosures

Equal Opportunity Employer



Department of Water & Natural Resources

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

*send Comm
to
Spec to
Jan Gray
2 to 3 months*

October 10, 1986

Presidents Camp 673-6372
Jan Charles Gray
E of Custer PO Box 446
Custer, SD 57730

Dear Mr. Gray:

A well drillers report filed with this office by Alexander Drilling indicates you have recently completed a new well. The well driller is required by South Dakota Compiled Laws (SDCL 46-6-11) to file a well construction report within 30 days of completion. The purpose of this letter is to provide general information and to inform you, the well owner, of the responsibilities you have incurred.

1. If your new well was drilled as a replacement well and if you do not plan to use the old well, the old well is considered abandoned and must be plugged pursuant to SDCL 46-6-27. Other abandoned wells must also be plugged.
2. If the old well is not to be abandoned, or will be used, the well must still be sealed or capped at the surface pursuant to SDCL 46-6-27.

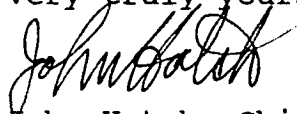
General Information. The following is being provided to all new well owners for information purposes and may not apply to you.

1. If a well will be allowed to flow or will be pumped more than 18 gallons per minute (gpm) or if a person intends to use more than 18 gpm or more than 26,000 gallons per day (average of 18 gpm) for domestic use, a water permit is required pursuant to SDCL 46-1-6(4) and (6), 46-1-15, 46-5-8 and Water Management Board Rules 74:02:01:01(1) and 74:02:01:03. A pump larger than 18 gpm may be used as long as the total daily domestic use does not exceed 26,000 gallons per day (gpd). Water for geothermal heating and/or cooling for a home is domestic use, and may be used without a water permit, if the use is no more than 18 gpm.

2. State laws require all flowing wells to be controlled to prevent waste. No matter what the flow of the well, the well must be controlled to produce only the amount of water needed. This is a continuing responsibility of the well owner pursuant to SDCL 46-6-10, 46-6-14 and 46-6-21.
3. Any common distribution system such as a city, town, subdivision or rural water system that pumps or diverts more than 18 gpm is required by SDCL 46-5-8.2 to have a water permit.
4. A water permit is required pursuant to SDCL 46-1-15 to use water for commercial business operation, industrial purposes, mining or irrigation of more than 1/2 acre.

Please feel free to contact us if you have questions, need information or water permit application forms.

Very truly yours,



John Hatch, Chief Engineer
Water Rights Division
Phone: (605) 773-3352

cc: Well Driller

S514.wr

WATER RIGHTS DIVISION
(605) 773-3352

January 30, 1987

Alexander Well Drilling
Box 615
Hill City, South Dakota 57745

Dear Mr. Alexander:

This letter is in response to a water permit application received from Jan Charles Gray for American President Cabin Campground and Resort. A well was constructed by Alexander Well Drilling in the spring of 1986 to supply a 14 unit motel according to the permit application. I cannot find a copy of the well log in our files. A well log must be submitted with all groundwater permit applications. The legal description of the well location is the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 19-T3S-R5E. Please send a copy of the well log to complete the permit application.

Sincerely,

Ron Duvall
Natural Resources Engineer

RD:ms

WATER RIGHTS DIVISION
(605) 773-3352

November 25, 1986

Jan Charles Gray
Presidents Camp
P.O. Box 446
Custer, South Dakota 57730

Dear Mr. Gray:

This letter is in response to our telephone conversation on November 17, 1986 regarding the recent construction of a well for the Presidents Camp.

Enclosed are the application forms for a water permit and an instruction sheet. A map also needs to be submitted with the permit application. Enclosed is a map of the area where the well is located according to the well log description. Mark the location of the well with an "x" on the map and have the map signed according to the enclosed instructions.

Please complete the application forms and contact us if you have any questions. Then return the application forms, map and application fee to begin the processing of your water permit application.

Sincerely,

Ron Duvall
Natural Resources Engineer

RD:ms
Enc.



Department of Water & Natural Resources

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

January 27, 1987

John J Fejfar
PO Box 446
Custer SD 57730

Dear Mr. Fejfar:

This letter is in response to a water permit application in the name of Jan Charles Gray received on January 13, 1987. A well log has not been received by our office for the well constructed in the Spring of 1986. The permit application cannot be processed until the application is complete which includes submitting a well log. I suggest you contact the well driller and instruct the driller to file a well log as required by law. Please contact us if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Ron Duvall".

RON DUVALL
Natural Resources Engineer

RD:ks

F
R
O
M

ALEXANDER DRILLING COMPANY

P.O. BOX 615
HILL CITY, SOUTH DAKOTA 57745Message
Reply

DATE:

2-2-87

PRIORITY

☐ URGENT!
☒ SOON AS POSSIBLE
☒ NO REPLY NEEDED

FILE NO.

S. D. Dept Nat. Res

ATTENTION:

Ron Duwall

SUBJECT:

AMERICAN PRESIDENTS
Cabin & Campground Resort
Custer, S. D.T
OS. D. Dept - Nat. Resources
Pierre, S. D 57501-3181.M
E
S
S
A
G
E

A copy of well log was mailed to your office.
(dated 4-14-86)
The heading on well log reads "Presidents
Camp." The Logal description log reads
NW 1/4 Sec. 36 + 35, R9 SE, which may be in
error. I obtained same from map & it
may be in error. Please advise.

SIGNED:

Roy Alexander

DATE OF REPLY:

REPLY TO:



SIGNED:

R
E
P
L
Y

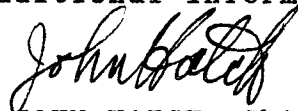
SENDER: MAIL RECIPIENT WHITE AND PINK SHEETS.

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 2026-2

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. 2026-2, Jan Charles Gray, PO Box 446, Custer SD.

The Chief Engineer is recommending APPROVAL of Application No. 2026-2 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.

See the attached report for additional information.

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

JOHN HATCH, Chief Engineer
July 28, 1987

REPORT ON APPLICATION NO. 2026-2
Jan Charles Gray
July 22, 1987

This application proposes to appropriate 0.02 cfs (10 gpm) from one existing well 83 feet deep located in the SE 1/4 SW 1/4 of Section 19, T3S-R4E BHM in Custer County. The water is for commercial use for a motel.

AQUIFER - Precambrian Rocks

The Precambrian rocks in this area consist of mica schist or phyllite, quartzite, amphibolite, meta-iron formation and graphitic schist (Redden, 1975). Groundwater is derived from fractures and natural foliations of the rock. The driller's log accompanying this application indicates the bedrock (Precambrian surface) is overlain by alluvium which along with water flowing in Sidney Creek probably provides recharge to the aquifer.

Reported well yields in the area are generally fairly low (Water Rights Division, 1987) which is typical of this type aquifer. The driller reported a static water of 16 feet below land surface and a pumping rate of 60 gpm using an air line. This well should easily produce the amount of water requested. The Division of Water Rights does not monitor observation wells in this area nor are there reliable estimates of recharge or storage for this aquifer. The one exception is the aquifer test performed on the City of Custer's new well located about 1 1/2 miles north west of this application. Presently, the Division of Water Rights has installed a continuous recorder on a city observation well in this area.

REVIEW OF EXISTING WATER RIGHTS

There are six existing water permits within one mile of this application. All permits are developed and the diversion rates are small. Interference will not be a problem and these wells have been in use for some time with no apparent problems.

CONCLUSIONS

1. Water is available for this application.
2. The best information available is the well completion report filed with the application. That report indicates the well was capable of producing 60 gpm. The well is completed in accordance with South Dakota Well Construction Standards.
3. Because of the nature of the aquifer and the potential for contamination from septic tanks and other sources, it is strongly recommended that wells in this area be periodically sampled for nitrate and bacteria contamination.


James A. Goodman
Hydrologist

BIBLIOGRAPHY

Redden, J.A., J.J. Norton, 1975, Precambrian Geology of the Black Hills in Mineral and Water Resources of South Dakota, Bulletin No. 16, SDGS, Vermillion, SD 57069.

Water Rights Division, 1987, Well Files and Permit Files, DWNR, Division of Water Rights, Joe Foss Bldg., Pierre, SD 57501.



Department of Water & Natural Resources

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

July 29, 1987

CUSTER COUNTY CHRONICLE
Box 551
Custer SD 57730

Dear Sir:

Enclosed is a Notice of Hearing to Application No. 2026-2. Please publish this notice once each week for two consecutive weeks in your paper. The first publication should be on or before August 5, 1987.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is Jan Charles Gray, %John Fejfar, PO Box 446, Custer SD 57730.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST 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 in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. The permit application cannot be considered by the Water Management Board until proof of publication has been received.

Sincerely,

Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE
No. 2026-2

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

Date _____

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

Name

Newspaper



Department of Water & Natural Resources

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

Water Rights Division
(605) 773-3352

July 29, 1987

NOTE:

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

Jan Charles Gray
% John Fejfar
PO Box 446
Custer SD 57730

Dear Mr. Fejfar:

Your Application No. 2026-2 for a permit to appropriate water for
commercial 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 sent to the Publisher of the

CUSTER COUNTY CHRONICAL

printed at Custer

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 twenty 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 August 5, 1987 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 2026-2 to Appropriate Water
and/or to Amend Water Permit or Water Right No. _____

Notice is hereby given that Jan Charles Gray whose mailing address is PO Box 446, Custer _____, South Dakota has made an application for a permit

to appropriate 0.02 cubic feet of water per second from one 83 feet deep well located adjacent to quarter line between the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 19, T3S, R5E. The water is for commercial use for a motel.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 2026-2 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 Room 216, Joe Foss Building, Pierre, South Dakota on September 9 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 August 28, 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 August 28, 1987.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Custer) ss.

I, Randall O'Neill hereby

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

Water was taken from the Custer County Chronicle

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 Custer

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

August 5, 1987

August 12, 1987

Randall O'Neill
(Signature)

Publisher
(Title)

August 13, 1987
(Date Signed)

Cost of Printing: _____

August 5, 1987 - \$26.08

August 12, 1987 - 80% of first insertion - \$20.86

Total for Publication of Notice on 8/5 & 8/12/87 - \$46.94

NOTICE
OF
HEARING

on Application No. 2026-2
to Appropriate Water

Notice is hereby given that Jan Charles Gray whose mailing address is PO Box 446, Custer, South Dakota has made an application for a permit to appropriate 0.02 cubic feet of water per second from one 83 feet deep well located adjacent to quarter line between the SE1/4 SW1/4 and SW1/4 SE1/4 Section 19, T38, R3E. The water is for commercial use for a motel.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 2026-2 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 Room 216, Joe Foss Building, Pierre, South Dakota on September 9, 1987 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 application and the Chief Engineer by August 28, 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; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; and Board Rules ARSD 74:02:01:01 thru 74:02:01:13.

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 August 28, 1987.

#720 8/5 & 8/12/87



Department of Water & Natural Resources

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

NOV 3 1987

Jan Charles Gray
P.O. Box 446
Custer, South Dakota 57730

Dear Sir:

Enclosed herewith is your Water Permit No. 2026-2 as approved by the Water Management Board authorizing your water diversion system and apply the water to beneficial use, not exceeding the limits as specified in said water Right Permit No. 2026-2.

The final inspection has been completed on this Permit, and we are ready to issue the Water License. Statutes require we charge \$50 for the inspection and issuance of the final papers. Upon receipt of this amount, the final papers will be sent to you.

Very truly yours,

A handwritten signature in cursive script, reading "John Hatch". The signature is written in dark ink and is positioned above the printed name and title.

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

enclosure

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, November 12, 1967, 19

RECEIVED OF American Presidents Cabins, ~~Campground~~ & Resort PO Box 446 Custer SD 57730
the following amount in fees for services rendered as provided for by law: (Jan Charles Gray)

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>2026-2</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

(HS)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

DEC 16 1987

Jan Charles Gray
PO Box 446
Custer, South Dakota 57730

Dear Mr. Gray:

Enclosed herewith is, Water License No. 2026-2. 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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 13, 1998

Presidents Camp & Cabins
Hwy 16A, E Custer
Custer SD 57730

Dear Sir:

I am writing in regard to a well rehabilitation report filed by Alexander Drilling Inc. The report shows work was completed on the well used by your business. Based on the information in the report, you may need a water permit for this water use.

1. According to state law, a water permit is needed for any water use except for reasonable, private domestic use. Examples of commercial uses that require a water rights permit are: truckstops; motels; restaurants; bars; clubs; tourist attractions; campgrounds or any other business operation. A vested water right can be claimed for groundwater uses beginning on or prior to February 28, 1955.
2. Also, as a well owner, you need to be aware of some of your responsibilities. Enclosed is a copy of "Well Owner Responsibilities". Please review these responsibilities to ensure you are complying with all of the requirements.

Enclosed are application forms and instruction sheet to apply for a water permit. The completed forms with the application fee and map can be returned to the "Water Rights Program, 523 E. Capitol, Pierre, SD 57501." Please respond by February 13, 1998.

If you believe your water use does not require a water permit or that you have an existing permit, or if help is needed completing the application forms, please contact Ron Duvall or me at (605) 773-3352. We will be happy to assist you in any way possible.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program

enclosures

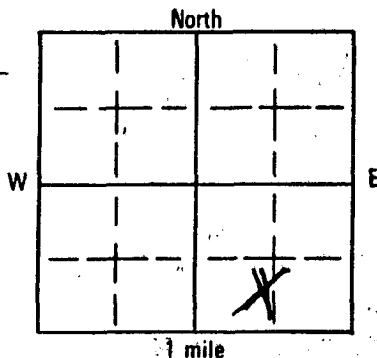
SOUTH DAKOTA WELL REHABILITATION REPORT

10-85

Location SE 1/4 Sec 19 Twp 35 Rg 5E

County Custer

Please mark well location with an "X"



Rehabilitation Completion Date 4-20-97

PROPOSED USE:

- ☒ Domestic ☐ Municipal ☐ Stock
☐ Irrigation ☐ Industrial

Well Owner:

Name Presidents Camp Cabin

Address Hwy 16A - East Custer
Custer, SD 57730

Describe original construction if possible?
(Attach original log if known)

Original well was 80 ft.
Deep. Casing etc. Steel
good condition

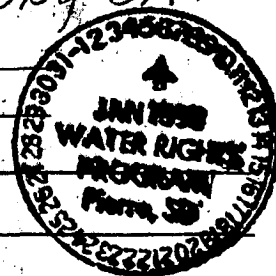
Description of condition of well before rehabilitation: good: Casing Steel 6" Drive into Rock.
Approx. 30' ±. Old well at 80 ft produced 8⁰ gpm.
Old casing showed to be cemented.

Description of rehabilitation work completed: Cleaned well Drilled 40' (80' to 120')
Well produced 20⁰ gpm at 120 ft

Recasing information: Material _____ Diameter _____ Inches Depth _____ Feet Old casing OK.

Describe screen or perforations _____ Screen Location From _____ To _____
From _____ To _____

Grout: ☐ YES ☐ NO Describe grouting procedure and grout _____



Well Test Data:

Specific capacity W/AIR 20⁰ gpm Static water level _____

If a flowing well GPM _____ Shut in _____ PSI

old Hole 0-80 ft.
Schist Bwn 80'-98 ft.
Schist Fractured 98'-99 ft.
H₂O - 20 gpm
Schist Bwn, M.H. 99-120 ft.

This well rehabilitation was completed under license # 324 And this report is true and accurate.

Drilling firm Alexander Drilling Inc.

Signature of Licensed Representative Ben Alexander

Signature of Well Owner John Tupa

Date _____



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 22, 1998

Presidents Camp & Cabins
Hwy 16A, E Custer
Custer SD 57730

Dear Sir:

I am writing to follow up my January 13, 1998 letter in regard to a well rehabilitation report filed by Alexander Drilling Inc. The report shows work was completed on the well used by your business. Based on the information in the report, you may need a water rights permit for your water use.

1. According to state law, a water rights permit is needed for any water use except for reasonable, private domestic use. Examples of commercial uses that require a water rights permit are: truckstops; motels; restaurants; bars; clubs; tourist attractions; campgrounds or any other business operation.
2. A vested water right can be claimed for water uses beginning on or prior to February 28, 1955, for ground water or March 2, 1955, for surface water.

Please complete the application forms that were sent to you with my January 13, 1998 letter by June 1, 1998. If you believe your water use does not require a water permit or that you have an existing permit, please contact Ron Duvall or me at 605-773-3352. We will be happy to assist you in any way possible.

Sincerely,

Karen Schlaak
Environmental Scientist
Water Rights Program

McMath, Genny

From: Harris, Linda
Sent: Friday, September 06, 2002 4:40 PM
To: McMath, Genny
Subject: President's Cabins & Camp / President's Motel

Back in August I asked about their permit, #2026-2. You replied that the permit may need to be updated to include both wells. Here is what I found out during my inspection:

These facilities are adjacent but have separate wells & distribution systems.
President's Cabins & Camp has a 340 ft(?) well drilled in 1994(?) The well produces about 23 gpm. The cabins/campground have about 200/per day.

President's Motel has a 120 ft(?) well drilled in 1985(?) The well produces about 15 gpm. The 6-unit motel is rarely full, so the average daily population is probably <10 per day.
There is an old well west of the motel. It's in a pit covered by building (and full of creepy spider webs). This well is abandoned and the piping to the motel has been disconnected. I believe this is the well mentioned in a 1992 report, which said it was drilled in 1977 to a depth of 85 ft.

So what's all this mean to you? Beats me! Guess it's just FYI. If anyone contacts them about their permit, they may want to discuss the proper abandonment of the well in the pit.

The owner is still Jan Charles Gray. He lives in CA but receives mail at the local address: PO Box 446, Custer, SD 57730-0446. The new on-site manager is Dwight Friese. 673-3373.

Have a good one.