

Considered: _____

WATER PERMIT NO. VR 2224-2

Phone: 342-4121

Name of Applicant: Hillside Country Cottages

Post Office Address: HC 33, Box 1901, Rapid City SD 57702

Amount of Water Claimed: 2 gpm 0.004 cfs Total Acres: NA

Source of Water Supply: groundwater

Water to be used for: commercial County: Pennington

About near miles _____ of Rockerville

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY Date Received: 3-5-92 Fee: \$15 Remarks Priority date

January 1, 1898

Corrected Application Received 3-12-92 Period of Annual Use May 1 - Sept 30

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

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

Diversion Point: SW 1/4 SW 1/4 Sec 22-T4S-R15

Land to be Irrigated: _____

		22		

Well Log: Driller: _____ Licensed YES _____ NO _____

Depth of Well: 30' REMARKS no well log available

Type of Map: topo PREPARED BY: Lorraine Rieger, ASCS Reviewed and the Number

Assigned on 3-12-92 By Karen Schlaak

523 E. Capitol
Pierre, SD 57501
(605) 773-3352No. 2224-2 Hydrologic Unit 10/20110
Map No. _____ Basin Upper Cheyenne
Newspaper Rapid City Journal**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 Hillside Country Cottages Phone No. 342-461Post Office Address HC-33, Box 1901 Rapid City State S.D. 57702
(Street, RR or Box) (City) (Zip Code)2. Amount of water claimed (c.f.s.) 2 gal/min (0.004 cfs)3. Source of water supply ground well4. Location of point of diversion see maps Legal descrip:T1S R06E Sec 22Well at center of Lot A of SW 1/4 SW 1/4 County Pennington5. Counties where water will be used Pennington6. Annual period during which water is to be used May 1 - Sept 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)

NA.

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) ssWe Jim or Kathy Boyum the applicant, certify that I have read this application, have examined the attached map and that the matters stated are true and that I intend, and am able to complete the necessary construction.Signed Kathy BoyumSubscribed and sworn to before me this 3 day of March 19 92CARLA J. McBRIDE, Notary Public
My commission expires April 4, 1992Carla J. McBride
Notary Public

Supplemental Information

(type or print in ink)



1. Well Information - Proposed construction

- a) Drill Hole Diameter _____ Depth 30'
- 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 to Water (ground surface to water level) 10'
- g) Distance to nearest existing domestic well:
 On applicants property no other well On property owned by others 1/2 - 3/4 mile

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) Primary Outlet Capacity _____
 If Pipe, diameter _____

f) Secondary Spillway Capacity _____
 Spillway width _____

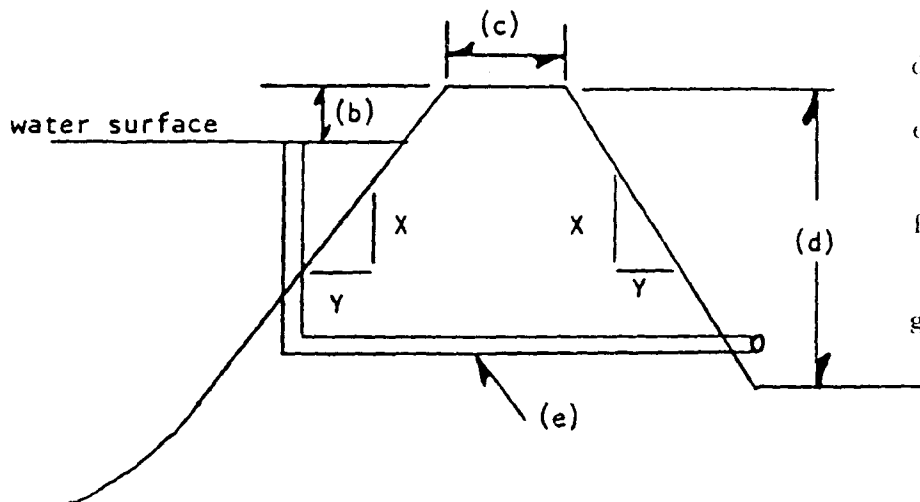
g) X & Y Slope
 Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Jeri - Kathy Boyum
 Signature of Applicant

Affidavit of Water Use

No. _____

(Type or Print in Ink)

Note: This Form is supplemental to Form 2 and is to be used when an affidavit pertaining to construction of a water use system already constructed is needed, primarily with vested right claims.



**Affidavit Of Construction Of Water Use System
And Application Of Water To Beneficial Use**

Name of Applicant (Same as Form 2) Hillside Country Cottages
 Post Office Address HC-33 Box 1901 Rapid City SD 57702
(Street, RR or Box) (State) (Zip Code)

A. Notice of Appropriation _____ Date of Posting _____

 Date of recording _____ Recording date _____
Where Book Page
B. Date of start of construction of water supply system 1898C. Date that water was first applied to beneficial use 1898D. Name of owner of original water supply system unknown

E. Amount of water originally applied to beneficial use _____

F. Present Use of Water - Amount of water now being used 2 gal./min

Date that this water was first used _____

G. Chronological History of Water Use

original building & well hand dug 20' 1898
6 cabins built 1926
plumbing added 1947
2 more cabins added 1957

(drilled deeper casing
to 30' - year unknown)
would guess the 40s

Attach to this Form 2B any copies of notices, postings, filings, publications, affidavits, or other records that apply. You may also attach any written statement by you, or by others, that you deem pertinent.

State of South Dakota)

County of Pennington) SS

I, Kathy Boyum the applicant, certify that I have read the foregoing
(print or type)
 and that the matters therein stated are true.

Signed Kathy BoyumSubscribed and sworn to before me March 3, 1992

Carla L. McBride
 Notary Public or other qualified officer
CARLA L. McBRIDE, Notary Public
 My commission expires April 4, 1992

I, the undersigned do hereby certify that I know about the water use system described above, that I have read the foregoing, and that the matters therein stated are true.

_____, 19_____
(Print name)_____, 19_____
(Print name)

SOUTH DAKOTA

VESTED WATER RIGHT NO. 2224-2

Date of Receipt of Claim March 5, 1992.

Date of Validation June 3, 1992.

The Chief Engineer, on behalf of the Water Management Board validated Vested Water Right Claim No. 2224-2 for Hillside Country Cottages, HC 33, Box 1901, Rapid City SD 57702 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 2224-2 appropriates 2 gallons per minute (0.004 cubic feet of water per second) from one well (Precambrian Rock) 30 feet deep located in the SW 1/4 SW 1/4 Section 22-T1S-R6E.
2. The appropriated water is used for supplying water for the cottages and may not exceed the amount of water needed for beneficial use for commercial purposes.
3. The water is to be used during the following annual period: May 1 - September 30.
4. The priority date of the Vested Water Right is January 1, 1898.
5. The water use system has been constructed and water has been applied to beneficial use.
6. Water Rights obtained in compliance with the laws of the State of South Dakota must not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: 

Chief Engineer, Water Right Division
Department of Environment and Natural Resources

AUG 5 1992

date

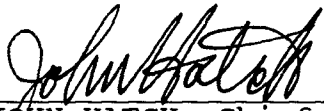
STATE OF SOUTH DAKOTA

VESTED RIGHT WATER LICENSE NO. 2224-2

(1) Hillside Country Cottages of HC 33, Box 1901, Rapid City, SD 57702 made Application No. 2224-2, March 5, 1992 for validation of a vested right claim to appropriate 0.004 cubic feet of water per second (2 gallons per minute) from groundwater (one well), Pennington County, South Dakota for commercial purposes. Vested Water Right No. 2224-2 was validated June 3, 1992 with a priority date of January 1, 1898. Construction of the described water supply system and application of water to beneficial use has been completed and complies with applicable provisions of South Dakota State Law.

(2) The applicant is entitled to divert 0.004 cubic feet of water per second (2 gallons per minute) for beneficial use. The location of the diversion point is: in the SW 1/4 SW 1/4 Section 22, T1S, R6E.

(3) Pursuant to Section 46-5-30.1 Hillside Country Cottages of HC 33, Box 1901, Rapid City, SD 57702 the holder(s) and/or owners(s) of Vested Water Right No. 2224-2 is issued a license to appropriate 0.004 cubic feet of water per second (2 gallons per minute) from groundwater (one well) with a priority date of January 1, 1898 from the location specified in (2) of this license. The water is to be used for the purpose of commercial use. This license is subject to any limitations, conditions or qualifications listed in Vested Water Right No. 2224-2 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and Natural
Resources

AUG 5 1992

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

413114

Pierre, _____ March 6, 19 92

RECEIVED OF Hillside Country Cottages, 1901 Keystone Rt, Rapid City SD 57702

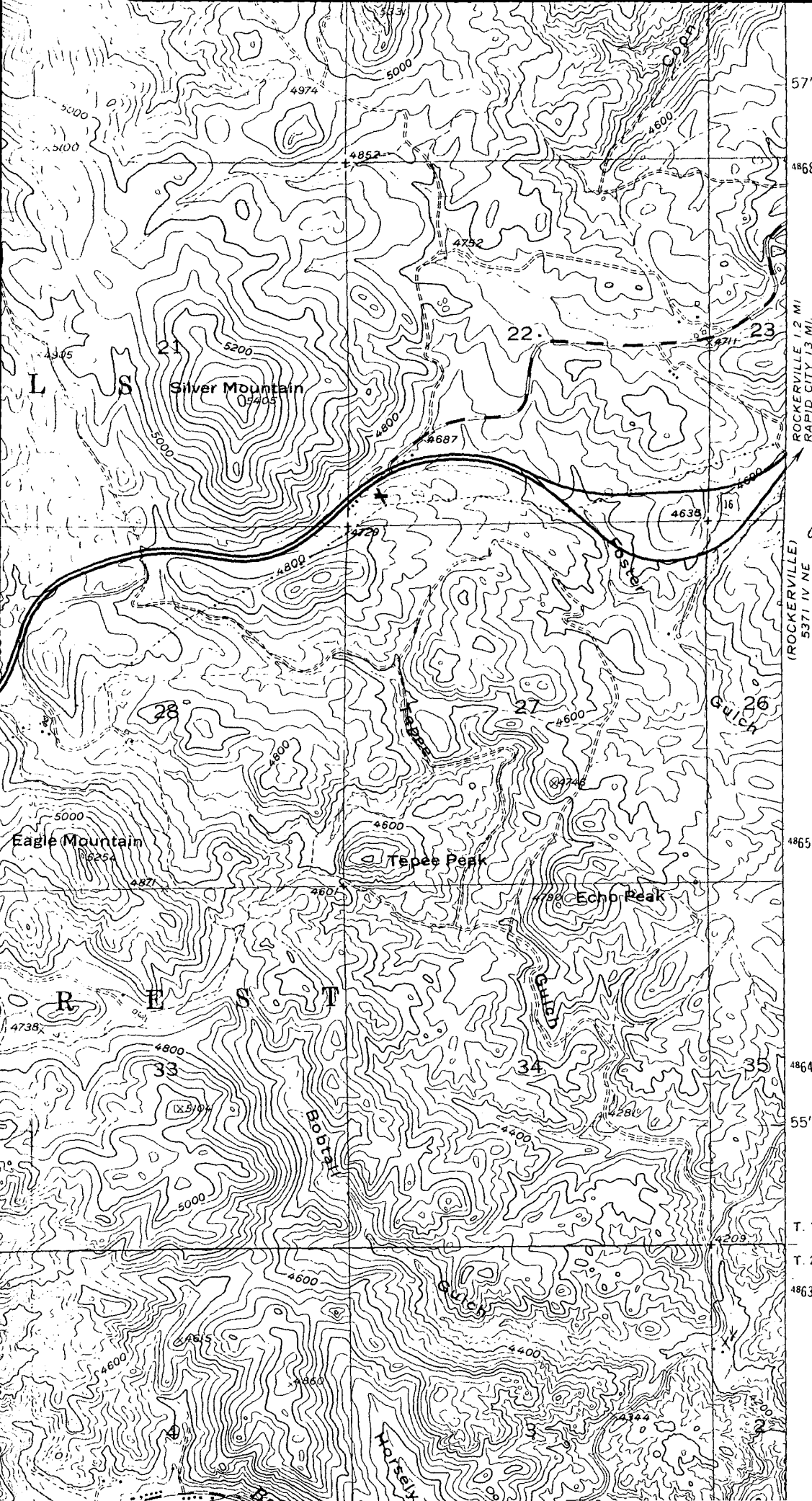
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>2224-2</u> to Appropriate Water, to construct works and to put water to beneficial use _____	15	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	15 00

By

Chief Engineer

(Signature)
(Initials)



57°30'

4868

ROCKERVILLE 1.2 MI
RAPID CITY 1.3 MI

(ROCKERVILLE)
53°14' NE

4865

4864

55'

T. 1 S.

T. 2 S.

4863

A.S.C.S. Office Pennington
Lorraine Pieper
Acting C.E.D.
3-10-92



53°14' NE



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 6, 1992

Hillside Country Cottages
Jim and Kathy Boyum
HC 33, Box 1901
Rapid City SD 57702

Dear Mr. & Mrs. Boyum:

In regard to your water permit application received on March 5, 1992, the following information needs to be submitted and clarified in order to process your application.

1. Enclosed are the maps submitted with the application. Your application states the well is located in the SW 1/4 SW 1/4 Section 22-T1S-R6E, but the maps have the entire S 1/2 SW 1/4 circled. The location needs to be more precise. Enclosed is a copy of a topographic map for the area of your well. Please take this map to the ASCS office and have someone help you locate your well on the map. The location of the well must be marked with "X". This topographic map will then need to be signed by one of the following: Registered Land Surveyor, Registered Professional Engineer or by any other government employee who normally prepares maps as a part of his assigned duties (i.e. local SCS or ASCS office).
2. On Item No. 6 of the application, please state the months you will be using the well water for commercial purposes such as May 1 - September 30.

Upon receipt of the above, further processing of your application will continue. If you have any questions, please contact this office.

Sincerely,

Karen Schlaak

Karen Schlaak
Natural Resources Analyst
605 773-3352

enclosure

REPORT ON VESTED RIGHT APPLICATION NO. 2224-2
for Hillside Country Cottages
April 15, 1992

Vested Right Application No. 2224-2 proposes to appropriate 2 gpm (0.004 cfs) from one well approximately 30 feet deep located in the SW 1/4 SW 1/4 of section 22, T1S R6E BHM in Pennington County. The water has a claimed priority date of January 1, 1898 and is used as a commercial water supply for the cottages.

AQUIFER - PRECAMBRIAN ROCK (CRSL)

The Precambrian Rock in this area consists of metagraywacke and quartz-mica schist or phyllite (Redden, 1975). Ground water is found within fractures and natural foliations within the rock. No estimate is available for the amount of water in storage or the amount of recharge into the rock. The Division of Water Rights does not monitor any observation wells completed into the Precambrian rock in this area.

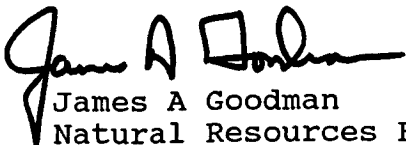
The well information submitted with this application indicates that this was a hand dug well until it was drilled deeper in the 1940's. The static water level is reported to 10 feet below land surface and reportedly the well yields 2 gpm. Information is not available to determine the well construction or materials used.

REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are no other water permits/rights in this area. Interference is not expected to be a problem.

CONCLUSIONS

1. Water is available from the Precambrian rock.
2. Interference is not a problem.
3. The affidavit submitted with the application indicates that water has been used at a rate of 2 gpm from this same source since 1898. This can be validated as a vested right.



James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

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

RECOMMENDATION OF CHIEF ENGINEER FOR VALIDATION OF VESTED WATER

RIGHT APPLICATION NO. 2224-2, Hillside Country Cottages

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources concerning Validation of Vested Water Right Application No. 2224-2, Hillside Country Cottages, c/o Jim and Kathy Boyum, HC 33 Box 1901, Rapid City, SD 57702.

The Chief Engineer is recommending VALIDATION of Application No. 2224-2 for 0.004 cfs (2 gpm) because 1) water has been appropriated as described for commercial use with a priority date of January 1, 1898, 2) the use has been developed without unlawful impairment of existing rights, 3) the use is a beneficial use and 4) it is in the public interest.

See report on application for additional information.

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

JOHN HATCH, Chief Engineer
April 20, 1992



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

April 30, 1992

Jim and Kathy Boyum
Hillside Country Cottages
HC 33 Box 1901
Rapid City, SD 57702

Dear Mr. & Mrs. Boyum:

Your Application No. 2224-2 for a vested water right claim has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of your claim has been sent to the Publisher of the Rapid City Journal printed at Rapid City, SD (Ph # 394-8300). For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice 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 hearing to validate a vested right 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 twenty days before the board meeting. We must receive Proof of Publication before the application can be considered.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 30, 1992

Rapid City Journal
PO Box 450
Rapid City, SD 57709

ATTN: Legal Publications:

Enclosed is a Notice of Hearing to Validate Vested Right Application No. 2224-2 to be published twice. Please publish the notice on May 7, 1992, with the second publication 7 days later.

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 Hillside Country Cottages, HC 33 Box 1901, Rapid City, SD 57702 (Ph # 342-4121).

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 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 until proof of publication has been received.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

TO: ATTN: Eric Gronlund
Water Rights Division
523 E Capitol
Pierre SD 57501-3181

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to Validate A Vested Right Application which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper

Instruction to Newspaper - Publish first Notice on May 7, 1992, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING To Validate
Vested Water Right Application No. 2224-2 to Appropriate Water

Notice is given that Hillside Country Cottages, HC 33 Box 1901, Rapid City, SD 57702 has filed an application to validate a vested water right claim to appropriate 2 gallons per minute (0.004 cubic feet of water per second) from one well (Precambrian Rock) 30 feet deep located in the SW 1/4 SW 1/4 Section 22-T1S-R6E. The water has a claimed priority date of January 1, 1898 and is used as a commercial water supply for the cottages.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends VALIDATION of Vested Water Right Application No. 2224-2 because 1) water has been appropriated as described for commercial use with a priority date of January 1, 1898, 2) the use has been developed without unlawful impairment of existing rights, 3) it is a beneficial use of water, and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the vested water right application as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by May 26, 1992. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 2224-2 and 2) the chief engineer's recommendation, a meeting at the Division of Water Rights office to hear this application is scheduled for June 3, 1992, at 9:00 am in Room 413, Joe Foss Building, 523 E Capitol, Pierre SD. If this application is opposed or the recommendation is contested, the June 3, 1992, hearing date will be rescheduled for a regularly scheduled Board meeting. Notice of the time and place of the rescheduled hearing before the Board will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The June 3, 1992, hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by May 26, 1992.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve the validation, 2) approve the validation with qualifications, 3) defer, or 4) deny validation of the application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 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, 46-2A-18; 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, 46-5-49; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; 74:02:01:19 thru 74:02:01:22.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County Pennington) ss.

I, Kathy White

certify that the attached printed Notice 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, SD

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

May 7 and May 14, 1992

Kathy White
 (Signature)

Credit Manager

(Title)

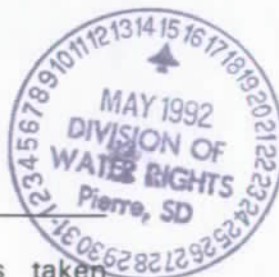
5/14/92

(Date Signed)

Cost of Printing: _____

12 3/16 inch ad

at \$4.90 = \$119.44



May 7, 14 L904
 NOTICE OF HEARING
 TO VALIDATE VESTED
 WATER RIGHT APPLICATION
 NO. 2224-2 TO
 APPROPRIATE WATER

Notice is given that Hillside Country Cottages, HC 33 Box 1901, Rapid City, SD 57702 has filed an application to validate a vested water right claim to appropriate 2 gallons per minute (0.004 cubic feet of water per second) from one well (Precambrian Rock) 30 feet deep located in the SW1/4 SW1/4 Section 22-T15-R4E. The water has a claimed priority date of January 1, 1898 and is used as a commercial water supply for the cottages.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends VALIDATION of Vested Water Right Application No. 2224-2 because 1) water has been appropriated as described for commercial use with a priority date of January 1, 1898, 2) the use has been developed without unlawful impairment of existing rights, 3) it is a beneficial use of water, and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the vested water right application as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

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the application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 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, 46-2A-18; 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, 46-5-49; 46-6-3, 46-6-3.1, 46-6-4.1, 46-6-10, 46-6-13, 46-6-14, 46-6-24; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; 74:02:01:19 thru 74:02:01:22.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

AUG 5 1992

2224-2

Hillside Country Cottages
HC 33, Box 1901
Rapid City, SD 57702

Dear Sirs:

Enclosed are your Validated Vested Water Right and Water License No. 2224-2. 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,

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

enclosures



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 4, 2020

2224-2

Valerie Lauen
Hillside Country Cabins
13315 S Hwy 16
Rapid City SD 57702

Dear Ms. Lauren:

I am writing in follow-up to your phone conversation with Eric Gronlund in our program concerning ownership of the well described in Vested Water Right No. 2224-2 that is used for commercial purposes.

Since actual ownership of the business has changed hands and its not simply a change of the contact person, an ownership change is needed. Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change. Please review and complete as needed. Upon completion, please sign and return the form to our office with a required filing fee of \$50. The check or money order for the fee can be made payable to the Water Rights Program.

If I can answer any questions for you, please let me know.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

enclosure

2224-2

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date April 6, 2021

RECEIVED OF Hillside Country Cabins 13315 S Hwy 16 Rapid City SD 57702

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$
Fee to retain Future Use Permit No. _____ after period of seven years.	\$
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$
Fee for Filing Transfer Form <u>2224-2</u>	\$50.00
Fee for _____	\$
Fee for Issuing New Well Driller's License No. _____	\$
Fee for Renewal of Well Driller's License No. _____	\$
Fee for Issuing Well Pump Installer's License No. _____	\$
Fee for Renewal of Well Pump Installer's License No. _____	\$
(Any Other Work Provided by Law) TOTAL	\$50.00

By Eric Gronlund
Chief Engineer
EG

PAID

APR - 6 2021

Ck# 11737

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

APR 06 2021

WATER RIGHTS
PROGRAM

No. 2224-2

Date: _____

I/We request that Vested Water Right No. 2224-2

formerly owned by: Hillside Country Cottages

be transferred to: (name & address)

Hillside Country Cabins
13315 S. Hwy 16
Rapid City, SD 57702

Telephone No. 605-342-4121

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

Well located in the SW ¼ SW ¼ Section 22, T1S, R6E

I/We understand that the validity of Vested Water Right No. 2224-2 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 Valerie Lauren

, the new owner, certify that the above information is true and correct.

Valerie Lauren

(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.

Valerie Lauren



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 6, 2021

2224-2

Valerie Lauren
Hillside Country Cabins
13315 S Hwy 16
Rapid City SD 57702

Dear Ms. Lauren:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Vested Water Right No. 2224-2.

The ownership change has been completed. Vested Water Right No. 2224-2 formerly held by Hillside Country Cottages is now listed under Hillside Country Cabins (in-care-of you).

A receipt for the filing fee you paid is enclosed. If I can answer any questions for you, please let me know.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

enclosure