

WATER PERMIT NO. 2322-2

Phone: 605-673-2083

Name of Applicant: Calamity Peak Lodge, L.L.C.

Post Office Address: HC 83, Box 35, Custer SD 57730

Amount of Water Claimed: 30 gpm (0.07 cfs) Total Acres:

Source of Water Supply: groundwater

Water to be used for: commercial County: Custer

Location: 2 miles east of Custer

PRIORITY Date Received: 12-2-94 Fee: \$50.00

Corrected Application Received: Period of Annual Use: April 1 - Oct 31

Remarks: Existing permit No. 1908-2 is for less water and different water formation

Diversion Point: SW 1/4 SE 1/4 Sec 20-T3S-R5E

Land to be Irrigated:

			20		
			20		

Well Log: Driller: Licensed: YES NO

Depth of Well: 110 feet REMARKS: log not submitted yet

Type of Map: topo Prepared By: Dave Padgett, PE Reviewed and the Number

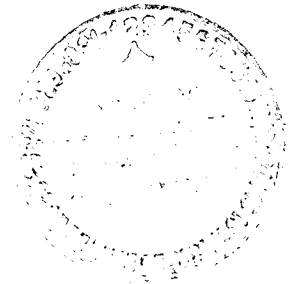
Assigned on: 12-2-94 By: Karen Schlaak

FORM 2: Application for uses other than irrigation

(type or print)

Mail to:
Water Rights Division
Joe Foss Building
523 E Capitol
Pierre SD 57501-3181
605 773-3352

No. 2322-2 Hydrologic Unit 10120109
Basin Upper Cheyenne
Newspaper Custer Co Chronicle
(office use only)



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

Check use of water:

☐ Municipal ☐ Suburban Housing ☐ Recreational ☐ Institutional
☐ Rural Water System ☒ Commercial ☐ Fish & Wildlife ☐ Geothermal Heat
☐ Domestic ☐ Industrial ☐ Other _____
(over 18 gpm)

Type of Application: ☒ New ☐ Vested Right (Use predates Mar 2, 1955) ☐ Future Use Reservation
(check one) ☐ Place to Beneficial Use Water Reserved by Future Use Permit No. _____
☐ Amendment/Correction to Permit No. _____

Description of amendment/correction: (i.e. change diversion point(s), add diversion point(s), change use, etc.) _____

1. Name of Applicant CALAMITY PEAK LODGE L.L.C. Phone 605-673-2083
(check one) ☐ Owner ☐ Tenant/lessee

Mailing Address HC 83 BOX 35 CUSTER State SD, 57730
(Street, RR, or Box) (City) (Zip Code)

2. Amount of water claimed 0.07 *CFS or 30 **GPM _____ ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (***Acre Feet -- storage capacity of dam/dugout or annual use if applicable)

3. Source of water supply WELL

4. Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) NW 1/4 OF SW 1/4
OF SE 1/4 OF SECTION 20, TOWNSHIP 3 SOUTH, RANGE
5 EAST County CUSTER

5. County or counties where water will be used CUSTER

6. Annual period during which water is to be used APRIL 1 thru OCTOBER 31

7. Give a description of the 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 WELL WILL BE USED TO FURNISH EXISTING CABINS
AND MOTEL AND WILL REPLACE TWO EXISTING SHALLOW
WELLS.

Attachments: Attach Form 2A if diversion is from a well or dugout, or if storage of water is proposed. Attach map and any other technical information. (see instructions)

STATE OF SOUTH DAKOTA Arizona
County of Maricopa SS

I, DAVID PADGETT, 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 David Padgett MANAGER

Subscribed and sworn to before me this 29 day of November 19 94

My Commission Expires

Marilyn J. Baker
Notary Public

**SOUTH DAKOTA
WATER PERMIT NO. 2322-2**

Date of first receipt of application December 2, 1994.

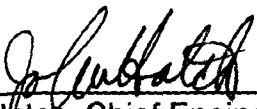
The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 2322-2 to Calamity Peak Lodge, L.L.C., HC 83, Box 35, Custer SD 57730 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 2322-2 appropriates 30 gallons per minute (0.07 cubic feet of water per second) from one well 110 feet deep (Pre-Cambrian Rock) located in the SW 1/4 SE 1/4 Section 20-T3S-R5E.
2. The water appropriated shall be used for the purpose of supplying water for cabins and a motel and may not exceed the amount of water needed for beneficial use for commercial use purposes.
3. The water is to be used during the following described annual period: April 1 - October 31.
4. The date of approval of Permit No. 2322-2 is February 27, 1995.
5. The date from which applicant may claim right is December 2, 1994.
6. One-fifth of the construction is to be completed on or before August 27, 1997.
7. All construction is to be completed on or before February 27, 2000.
8. Water is to be put to beneficial use on or before February 27, 2004.
9. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 2322-2 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.

WATER MANAGEMENT BOARD

By: 
John Hatch, Chief Engineer
Water Rights Division
Department of Environment and Natural Resources

MAR 29 1995

date

Supplemental Information

(type or print in ink)



1. Well Information - Proposed Construction

- a) Drill-Hole Diameter 6" Depth 110 FEET
- b) Casing Type STEEL Diameter 6" Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material 15' EST
- f) Depth to Water (ground surface to water level) 15 EST
- g) Distance to nearest existing domestic well:

On applicants property EXISTING WELLS WILL BE SEALED On property owned by others 2000 FEET

2. Dugout Information

- 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 for each dam. The locations of the dams need to 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

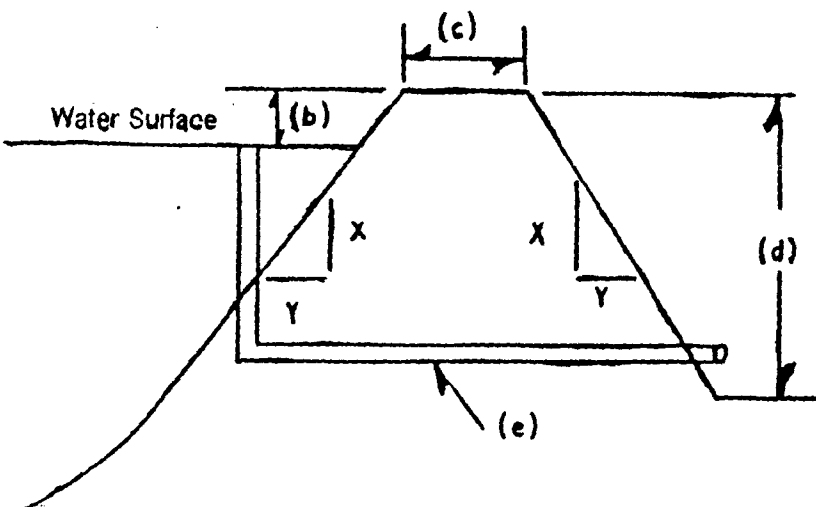
Upstream _____

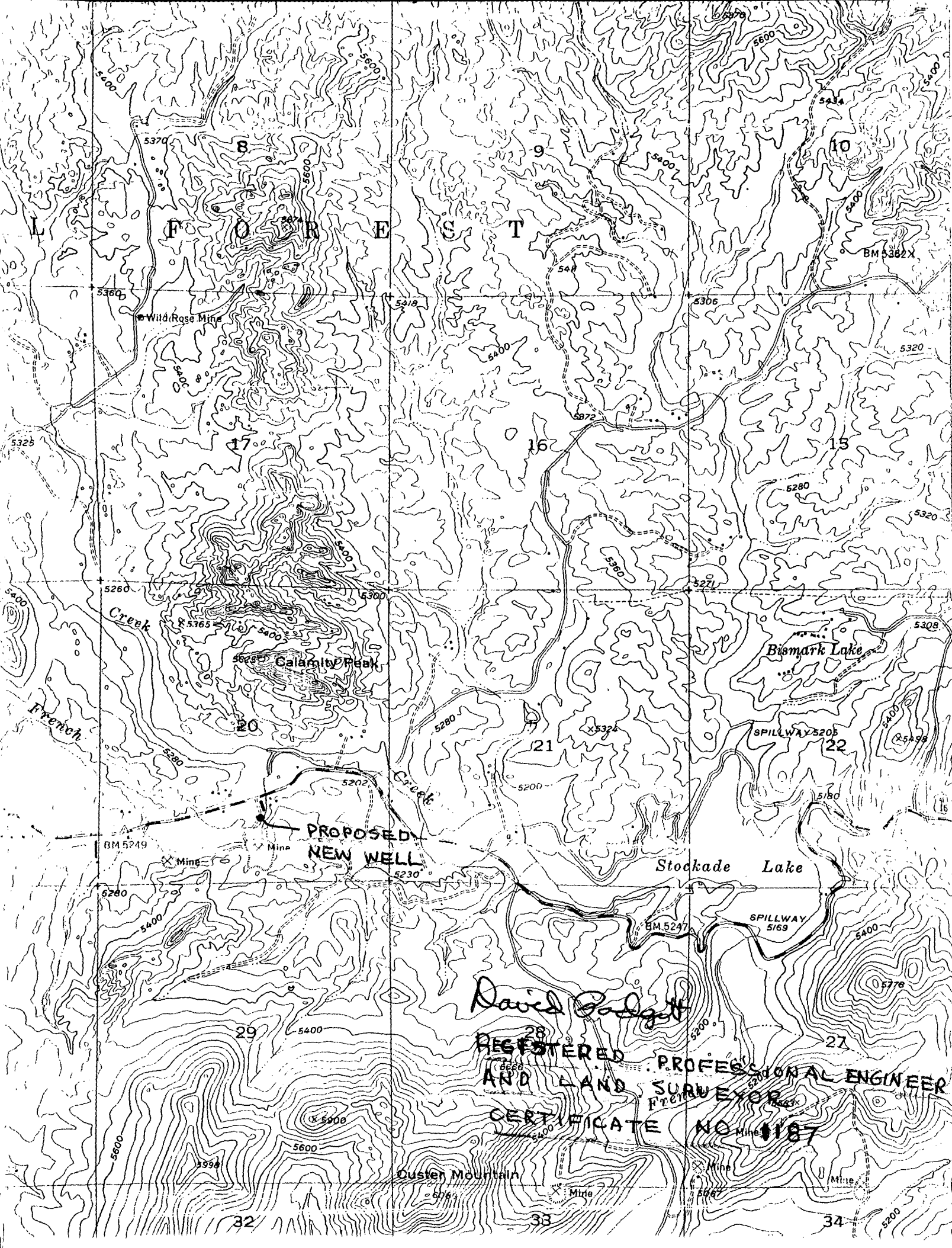
Downstream _____

h) Surface Area of Impoundment _____

i) Storage _____ Acre Feet

j) Drainage Area Above Dam _____ Acres





David Padgett

REGISTERED PROFESSIONAL ENGINEER
AND LAND SURVEYOR
CERTIFICATE NO. 1187

RECEIPT

414349

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ December 2, 19 94

RECEIVED OF Calamity Peak Lodge, LLC, HC 83 Box 55, Custer, SD 57730

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

Fee for Application for Permit No. <u>2239-2</u> to Appropriate Water, to construct and to put water to beneficial use _____	50	00
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer

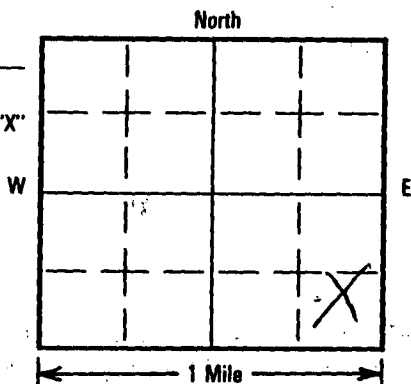
SOUTH DAKOTA WATER WELL COMPLETION REPORT

07-92

Location SE 1/4 Sec 20 Twp 35 Rg 5E

County Custer

Please mark well location with an "X"



Well Completion Date 3-24-95

LOCATION:

Distance from nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)? _____ ft. from _____ (identify source).

PROPOSED USE:

☒ Domestic/Stock ☐ Municipal ☒ Business ☐ Test Holes
☐ Irrigation ☐ Industrial ☐ Institutional ☐ Monitoring well

METHOD OF DRILLING:

Rotary downhole Hammer

CASING DATA:

☐ Steel ☒ Plastic ☐ Other

If other describe 30' - 6" PVC

PIPEWEIGHT DIAMETER FROM TO HOLE DIAMETER
____ LB/FT 6 IN 0 FT 28 FT 8 IN
____ LB/FT _____ IN _____ FT _____ FT _____ IN
____ LB/FT _____ IN _____ FT _____ FT _____ IN

GROUTING DATA

Grout Type PORTLAND No. of Sacks 3 Grout Weight 145 lb./gal From 4 ft To 28 ft
____ lb./gal _____ ft _____ ft

Describe grouting procedure REMOVE PIPE

SCREEN: ☐ Perforated pipe ☐ Manufactured NONE

Diameter _____ IN Length _____ FEET

Material _____

Slot Size _____ Set From _____ Feet to _____ Feet

Other information _____

WAS A PACKER OR SEAL USED? ☐ YES ☒ NO

If so, what material? Casing Set Ad. Rock

Describe packer(s) and location? _____

DISINFECTION:

Was well disinfected upon completion? ☒ YES, How: Chlorine Solution
____ NO, Why Not? _____

Laboratory sent to for water quality analysis _____

Well Owner: Dave Padgett

Business Name: Calamity Peak Motel

Address: Custer, S.D. 57730

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
<u>Duff</u>	<u>0</u>	<u>4</u>
<u>Pegmatite Hard</u>	<u>4</u>	<u>14</u>
<u>Schist Broken</u>	<u>14</u>	<u>25</u>
<u>Schist med. Hd.</u>	<u>25</u>	<u>35</u>
<u>Pegmatite Hd.</u>	<u>35</u>	<u>45</u>
<u>Pegmatite Fracture</u>	<u>45</u>	<u>47</u>
<u>H₂O - TRACE</u>		
<u>Schist med. Hd.</u>	<u>47</u>	<u>88</u>
<u>Schist Fractured.</u>	<u>88</u>	<u>90</u>
<u>w/ grt.</u>		
<u>H₂O - 30° gpm</u>		
<u>Schist grey Hd.</u>	<u>90</u>	<u>125</u>

STATIC WATER LEVEL 16' Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced Flowrate _____ GPM

Can well be completely shut in? _____

WELL TEST DATA:

☒ Pumped 4 AIR Describe: 30° + 9 gpm
☐ Bailed _____
☐ Other _____

Pumping Level Below Land Surface

_____ ft. After _____ Hrs. pumped _____ GPM

_____ ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate _____ GPM

REMARKS

well cleaned up very good with air.



This well was drilled under license # 324

And this report is true and accurate.

Drilling firm Alexander Drilling Inc.

Signature of License Representative:

Ray Alexander Jr.

Signature of Well Owner or Equitable Property Holder:

CALAMITY PEAK LODGE LLC
Dave Padgett OPERATING MANAGER

Date: MARCH 29, 1995

WATER PERMIT APPLICATION No. 2322-2
CALAMITY PEAK LODGE, L.L.C.
DECEMBER 30, 1994

Water Permit Application No. 2322-2 proposes to appropriate 30 gallons per minute (0.07 cubic feet of water per second) from one well 110 feet deep located in the SW 1/4 SE 1/4 Section 20, T3S-R5E. The water is for commercial use for cabins and a motel.

INTRODUCTION:

SDCL 46-2A-9 requires that a permit to appropriate water may only be issued if there is reasonable probability that there is unappropriated water available for the applicant's proposed use, that the proposed diversion can be developed without unlawful impairment of existing rights and that the proposed use is a beneficial use and in the public interest. This report will address the questions of water availability and the affects on existing rights.

AQUIFER: Pre-Cambrian aged Crystalline Rock

General Information:

The crystalline rock in this area consists primarily of Precambrian aged, thin bedded quartz-mica schists intruded with granite and pegmatite sills and dikes. The crystalline rock is exposed at the surface throughout this area, except where it is covered by alluvium (sand and gravel) along French Creek and its tributaries. Geologically, this is a fairly complex area. At least two faults are present in the vicinity of the City of Custer (Redden, 1975), and the beds in this area may have very steep dips. The faults, orientation of the beds, intrusives, and lithologic changes within the rock may all effect the groundwater flow system in this area. Groundwater occurs under unconfined conditions in the aquifer. Groundwater is derived from voids in the rock which occur either as small intergranular openings (primary porosity); or bedding planes, joints, and fractures (secondary porosity). The distribution, orientation and interconnection of these zones of secondary porosity and permeability are unpredictable, and the aquifer characteristics are site specific and highly variable.

The description of the project provided with the permit application indicates that a well authorized by this permit would replace two existing shallow wells which were authorized by Water Permit No. 1908-2. The shallow wells were reportedly hand dug and it could be argued that they probably do not actually penetrate the crystalline rock but are completed into the Alluvium/ Colluvium which covers the crystalline rock in places. However, because a direct hydrologic connection probably exists between any overlying unconsolidated material and the crystalline rock. The well proposed by this application can be viewed as "a replacement well" for wells authorized by Water Permit No. 1908-2 and this application can be considered a new appropriation of 0.02 cfs.

Water Availability:

The availability of unappropriated from the crystalline rock in this area can be evaluated by considering SDCL 46-6-3.1, which requires that an application to appropriate groundwater can not be approved if, according to the best information reasonably available, it is probable that the quantity of water withdrawn annually from a groundwater source will exceed the quantity of average estimated annual recharge.

Recharge to the crystalline rock which occurs through direct infiltration of precipitation, and streamflow losses from French Creek and its tributaries, has not been quantified for this area. However, The Division of Water Rights monitors an observation well completed into the crystalline rock (CU-TEMP) located approximately 2 miles west of this application. Measurements taken from the well indicate the water level fluctuates in response to seasonal and annual variations of precipitation, but withdrawals have not exceeded recharge over the period of record. Approval of this application will not cause withdrawals to exceed recharge.

Effects on Existing Water Rights:

The crystalline rock is a major source of water in this area. There are several domestic wells in this area and a number of wells supplying water to appropriative rights. There are 11 Water Rights/Permits utilizing the crystalline rock within approximately one mile of this proposed appropriation. Four Water Rights/Permits are located within approximately 1/2 mile of this proposed appropriation, they include:

Permit No.	Owner	cfs	Use
1940-2	Pine Lodge Cabins	0.10	Com
1969-2	Wheels West RV Park	0.08	Com
1981-2	Charles Bliss	0.02	Com
2188-2	Custer Lutheran	0.01	Ins

Interference is not expected to be a concern since the pumping rates are small and drawdown created by pumping should not be significant.

CONCLUSIONS:

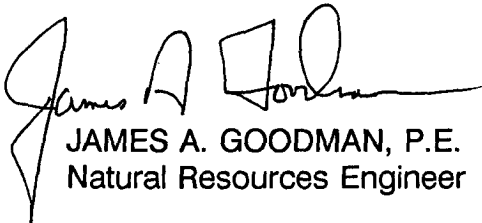
1. The Crystalline Rock is a viable aquifer in this area and there is a reasonable probability unappropriated water is available for this appropriation.

2. Interference caused by the diversion proposed by this application is expected to be minimal and it is probable that this appropriation can be made without unlawful impairment of existing rights.



KEN BUHLER
Natural Resource Engineer

Approved by:



JAMES A. GOODMAN, P.E.
Natural Resources Engineer

REFERENCES:

Water Rights Division, 1995, "Water Permit and Domestic Well Log Files", DENR-Water Rights Division, Joe Foss Bldg, Pierre, SD.

Redden, J.A., 1975, "Precambrian Geology of the Black Hills" Mineral and Water Resources of South Dakota, USGS, U.S. Government Printing Office, Washington, DC.

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 2322-2, Calamity Peak Lodge, L.L.C.**

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 Water Permit Application No. 2322-2, Calamity Peak Lodge, L.L.C., c/o David Padgett, HC 83 Box 35, Custer, SD 57730.

The Chief Engineer is recommending APPROVAL of Application No. 2322-2 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

1. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
2. The well authorized by Permit No. 2322-2 shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04 with the well casing pressure grouted (bottom to top) pursuant to Section 74:02:04:28.

See report on application for additional information.



JOHN HATCH, Chief Engineer
January 21, 1995



**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.

February 1, 1995

David Padgett
Calamity Peak Lodge, L.L.C.
HC 83 Box 35
Custer, SD 57730

Dear Mr. Padgett:

Water Permit Application No. 2322-2 for commercial use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Custer County Chronicle printed at Custer, SD (Ph # 605-673-2217). 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 prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Hearing 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. The newspaper has been instructed to send us the Proof of Publication. We must receive Proof of Publication before action can be taken on the application.

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

February 1, 1995

Custer County Chronicle
Box 551
Custer, SD 57730-0551

ATTENTION: Legal Department

Enclosed is a Notice of Hearing on Application No. 2322-2 to be published twice. Please publish the first notice on February 8, 1995, 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 Calamity Peak Lodge, L.L.C., c/o David Padgett, HC 83 Box 35, Custer, SD 57730 (Ph # 605-673-2083).

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. No action may be taken on the permit application until proof of publication has been received.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

FIRST TRANSMITTAL NOTICE

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

No. _____

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

Instruction to Newspaper - Publish first Notice on February 8, 1995, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 2322-2 to Appropriate Water

Notice is given that Calamity Peak Lodge, L.L.C., c/o David Padgett, HC 83 Box 35, Custer, SD 57730 has filed an application for a water permit to appropriate 30 gallons per minute (0.07 cubic feet of water per second) from one well 110 feet deep (Precambrian Rock) located in the SW 1/4 SE 1/4 Section 20-T3S-R5E. The water is for commercial use for cabins and a motel.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 2322-2 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the chief engineer will act on the application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider the application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and chief engineer. The applicant must file a petition if contesting 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 February 27, 1995.

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. Contact Eric Gronlund at the above Water Rights Division address to request copies of information pertaining to this application. Steven M. Pirner, Acting Secretary, Department of Environment and Natural Resources.



MAR 29 1995

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

David Padgett
Calamity Peak Lodge, L.L.C.
HC 83 Box 35
Custer, SD 57730

Dear Mr. Padgett:

Enclosed is Water Permit No. 2322-2 authorizing construction of your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that the Water License may be issued, thus completing your acquisition of a Water Right.

Very truly yours,

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

enclosures

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

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



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

Date MAY 1, 1995

TO: Water Rights Division, DENR
523 E. Capitol
Pierre, SD 57501-3181

FROM: CALAMITY PEAK LODGE L.L.C. HC 83 BOX 35
(name) (address)
CUSTER S.D. 57730 605-673-2357
(city) (state) (zip) (phone)

I have completed the construction of the water diversion system and I have put the water to beneficial use to the maximum extent it is going to be used. I have not exceeded the amounts specified in Water Permit No. 2322-2.

Water Permit No. 2322-2 states that the diversion system is to be constructed by FEBRUARY 27, 2000, and that the water is put to beneficial use by FEBRUARY 27, 2004.
(date) (date)

The diversion system was completed on APRIL 21, 1995.
(date)

Applying the water to beneficial use was completed on APRIL 22, 1995.
(date)

You may schedule an inspection so that the Water License may be issued.

CALAMITY PEAK LODGE LLC
David Padgett
OPERATING MANAGER
(signature)



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 13, 1995

2322-2

David Padgett, Manager
Calamity Peak Lodge, L.L.C.
HC 83, Box 35
Custer, SD 57730

Dear Mr. Padgett:

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. 2322-2, 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.

Please remit fee to:
Department of Environment & Natural Resources
Water Rights Program
523 E. Capitol
Pierre, SD 57501-3181

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 Program
(605) 773-3352

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

RECEIPT

414645

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____, October 18, 19 95

RECEIVED OF David Padgett, Calamity Peak Lodge, HC 83 Box 35, Custer, SD 57730

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. <u>2322-2</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer

Permit No. 2322-2
Upper Cheyenne - 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, August 15, 1995, made a thorough examination of the water use system constructed by Calamity Peak Lodge holder of Permit No. 2322-2, bearing the priority of December 2, 1994 authorizing the diversion of 0.05 cu. ft. per second of the waters of Pre-Cambrian Formation for Commercial purposes, in Custer County.

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

- A. Works used to divert the water:
2" Grundfoss Pump - 1 hp, 125 ft Precambrian Well.
- B. Works used to transport water to place of use:
Approximately 950 ft. of 2" polyethylene pipe. to Main lodge and cabins.
- C. Works used to apply water to beneficial use:
Commercial lodging - Cabins, drinking water, showers etc.

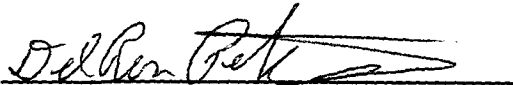
The system is in the following condition good. The point of diversion is located in the SW 1/4 SE1/4 Section 20 T38-R5E. The works are capable of diverting and conveying to the place of use 0.05 cu. ft. per second of water. Water has been put to beneficial use to the maximum extent as follows:

To operate a commercial lodging facility in the W 1/2 SE 1/4 Section 20
and the license should be issued for 0.05 cfs.

Applicable permit qualifications have been complied with: Yes

Exceptions to compliance are: none

Date Report Completed: August 22, 1995


DelRon Peters
Natural Resources Engineer
DENR, Water Rights Division

REPORT ON INSPECTION OF PERMIT NO. 2322-2

Other permit(s) associated with the project: 1908-2

DATE OF INSPECTION: August 15, 1995

NAME & ADDRESS OF INSPECTION CONTACT/

RELATIONSHIP TO PERMIT HOLDER, IF APPLICABLE: N/A

NAME & ADDRESS OF PERMIT HOLDER: Calamity Peak Lodge, L.L.C.
HC 83, Box 35
Custer S.D. 57730

DIVERSION POINT LEGAL LOCATION: SW 1/4 SE 1/4 Section 20 T3S-R5E.

WELL INFORMATION:

- 1) Well Drilling Firm: Alexander Drilling
- 2) No. of Wells : 1
- 3) Depth: 125 feet:
- 4) Well log is available Y
- 5) Comment:

Casing:

- 1) Diameter: 6 inches
- 2) Length: 30 feet
- 3) Type: Plastic

Screen: N/A

Pump:

- 1) Make: Grundfoss
- 2) Model: 16510-10
- 3) Size : 2"
- 4) Capacity: 20 GPM
- 5) Operating Pressure: 40-60 psi

Motor:

- 1) Make
- 2) Model No.
- 3) Horsepower rating: 1 hp

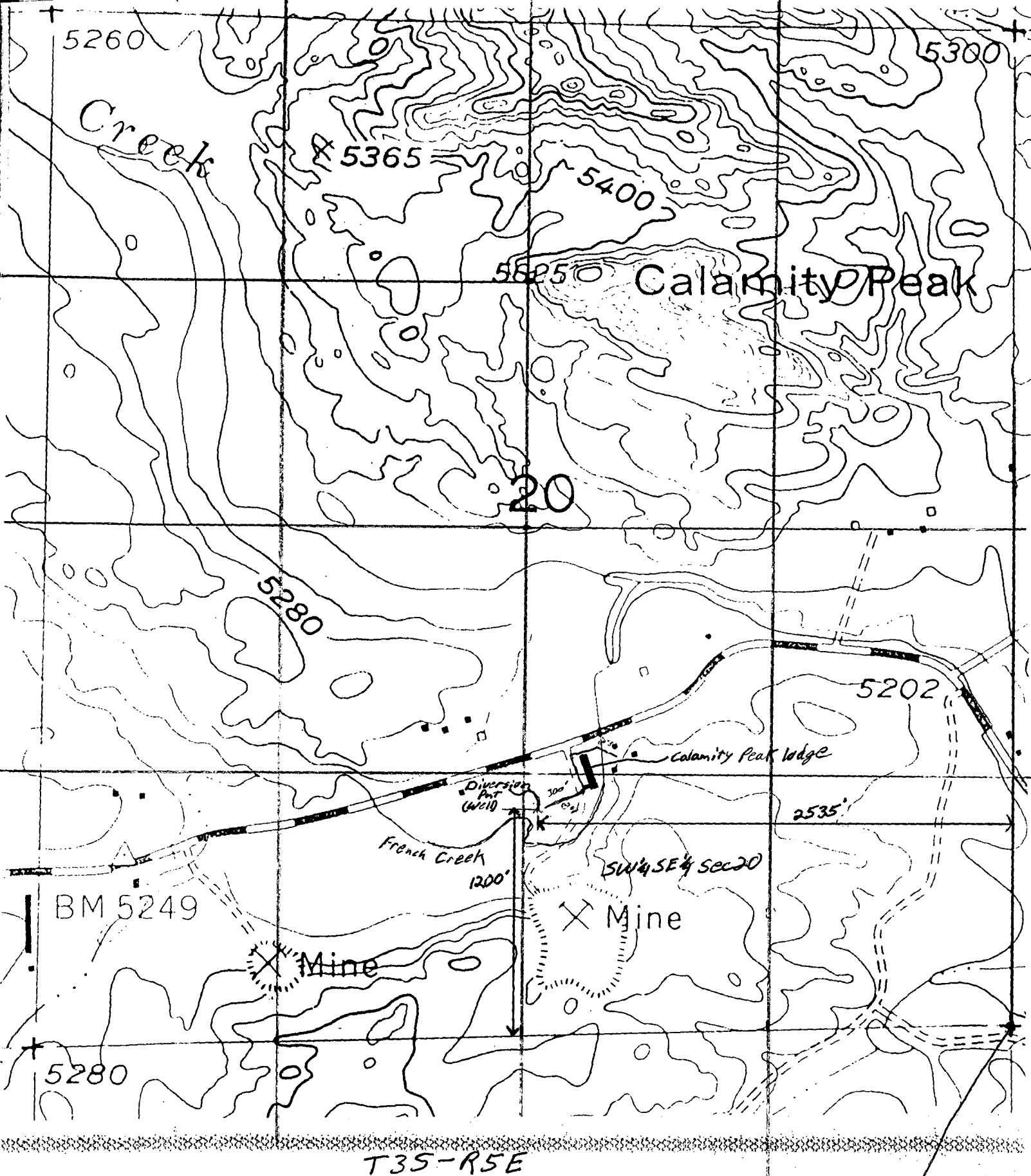
DISTRIBUTION LINES OR CANALS:

- 1) Type: Polyethylene 2) Size: 2 inches 3) Length: 950 feet

SYSTEM TYPE: Commercial

PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Soil and water permit lands agree with lands being irrigated and lands listed on permit N/A
- 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 N/A



DeRon Peters
DENR - Natural Resources Eng.
DeRon Peters
August 15, 1995

SE Section
Corner of
Section 20

2322-2

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2322-2

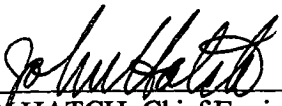
(1) Calamity Peak Lodge L.L.C., HC 83, Box 35, Custer SD 57730 made Application No. 2322-2, December 2, 1994 for a water permit to appropriate 0.07 cubic feet of water per second from groundwater (one well), Custer County, South Dakota for commercial use purposes. Permit No. 2322-2, with a priority date of December 2, 1994 was approved February 27, 1995 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before February 27, 2000 and for the application to beneficial use of said water on or before February 27, 2004.

The permit holder submitted a "*Notice of Completion of Works and Application of Water to Beneficial Use*" on May 3, 1995. The "*Notice*" stated the diversion system was completed on April 21, 1995 and the water placed to beneficial use on April 22, 1995.

(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 0.05 cubic feet of water per second for beneficial use. The location of the diversion point is 2535 feet west and 1200 feet north of the SE corner of Section 20-T3S-R5E (SW 1/4 SE 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use.

(4) Pursuant to South Dakota Water Law 46-5-30.1 Calamity Peak Lodge L.L.C., HC 83, Box 35, Custer SD 57730 the holder and/or owner of Water Permit No. 2322-2 is issued a license to appropriate water, the right to use 0.05 cubic feet of water per second from groundwater (one well) with a priority date of December 2, 1994 from the location specified in (2) of this license. The water is for commercial use purposes. This license is subject to any limitations or qualifications listed in Water Permit No. 2322-2 and subject to South Dakota State Law.



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

DEC 18 1995

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

DEC 18 1995

2322-2

David Padgett, Manager
Calamity Peak Lodge L.L.C.
HC 83, Box 35
Custer, SD 57730

Dear Mr. Padgett:

Enclosed is Water License No. 2322-2. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 414645 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 2322-2, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

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

rd
enclosures

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 2322-2
Date: 6/10/05

I/We request that Water Right No. 2322-2

formerly owned by: **Calamity Peak Lodge LLC, Dave Padgett, Operations Mgr, HC 83 Box 35, Custer, SD 57730**

be transferred to: (name & address) Credur LLC, Calamity Peak Lodge, 12557 US Hwy 16A, PO Box 61, Custer, SD 57730
Telephone No. 605-673-2357
David Wright manager

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

Diversion point location: SW ¼ SE ¼ Section 20, T3S, R5E

I/We understand that the validity of Water Right No. 2322-2 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

Rebekah Craddock
I/We Pat & Winnie Sutley, the new owner^s, certify that the above information is true and correct.
Laurie & Derbil Wright

Winnie Sutley
(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.

RECEIVED
JUN 15 2005
WATER RIGHTS
PROGRAM

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date June 15, 20 05

RECEIVED OF Winnie Sutley, Box 507, Ft Pierre SD 57932

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	2	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 <u>2322-2</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

001852

By

Darlene White

Chief Engineer

grm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

June 15, 2005

2322-2

David Wright, Mgr
Cr Su Wr LLC
Calamity Peak Lodge
PO Box 61
Custer SD 57730-0061

Dear Mr. Wright:

I am writing to acknowledge receipt of the ownership change for Water Right No. 2322-2. The transfer has been completed. The water right formerly listed in the name of **Calamity Peak Lodge LLC** is now listed in the name of **Cr Su Wr LLC**.

Receipt No. 001882 in the amount of \$2.50, which was paid to cover the cost of the filing fee, is being forwarded by copy of this letter to Winnie Sutley.

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

Sincerely,

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

c: Winnie Sutley

RECEIVED

MAR 08 2018

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 2322-2

Date: 3/4/18

I/We request that Water Right No. 2322-2

formerly owned by: Cr Su Wr LLC, Calamity Peak Lodge

be transferred to: (name & address) Joseph & Lori Harrison
12549 Hwy 16A Custer, SD. 57730

Telephone No. 605-577-3042

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

Well location: SW ¼ SE ¼ Section 20, T3S, R5E

I/We understand that the validity of Water Right No. 2322-2 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 Joseph & Lori Harrison, the new owner, certify that the above information is true and correct.


Lori Harrison
(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

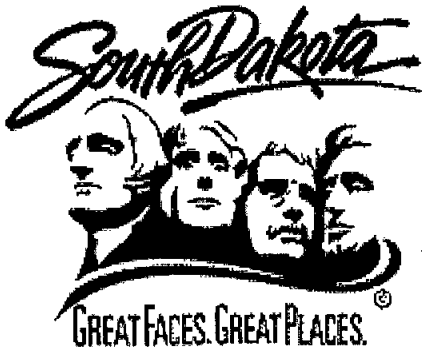
RECEIVED OF Calamity Peaks Lodge PO Box 61 Custer, SD 57730-0061 Date April 10, 20 18

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form _____ 2322-2		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. 08651

By Jeanne Goodman
Chief Engineer *vm*



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 17, 2018

2322-2

Joseph & Lori Harrison
12549 Hwy 16A
Custer SD 57730

Dear Mr. & Mrs. Harrison:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 2322-2.

The ownership change has been completed. Water Right No. 2322-2, formerly held by "Cr Su Wr LLC, Calamity Peak Lodge" is now listed in your names.

Enclosed for your records is Receipt No. 08651 in the amount of \$50. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is fluid and cursive.

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

enclosure

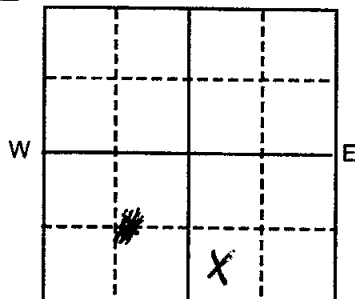
SOUTH DAKOTA WATER WELL COMPLETION REPORT

11-02

Location SW 1/4 SE 1/4 Sec 20 Twp 35 Rg 5ECounty Custer

North

Please mark well location with an "X"



Well Completion Date

12-7-2017

1 Mile

Distance to nearest potential pollution source (septic tank, abandoned well, feed lot, etc.)?
160 ft. from Septic (identify source)

PROPOSED USE:

☐ Domestic/Stock
☐ Irrigation
☐ Municipal
☐ Industrial
☒ Business
☐ Institutional
☐ Test holes
☐ Monitoring well

METHOD OF DRILLING:

Rotary Downhole Hammer

CASING DATA:

☒ Steel
☐ Plastic
☐ Other
 If other describe Set 31 of 6" steel

PIPEWEIGHT	DIAMETER	FROM	TO	HOLE DIAMETER
LB/FT	IN	0 FT	29 FT	8.75 IN
LB/FT	IN	29 FT	200 FT	6 IN
LB/FT	IN	FT	FT	IN

GROUTING DATA:

Grout Type	No. of Sacks	Grout Weight	From	To
Portland II	4	Lb/gal	31 Ft	6 Ft
		Lb/gal	Ft	Ft

Describe grouting procedure

thru trimmie pipe while driving casing

SCREEN:

☐ Perforated pipe
☐ Manufactured
 Diameter _____ Inches Length _____ Feet
 Material _____
 Slot Size _____ Set From _____ Feet to _____ Feet
 Other information _____

WAS A PACKER OR SEAL USED?

☐ Yes
☒ No

If so, what material?

Describe packer(s) and location

DISINFECTION:

Was well disinfected upon completion?

☒ Yes, How? w/chlorine solution
☐ No, Why Not?

Lab to which water

quality sample sent for analysis

Well Owner: Joe HarrisonBusiness Name: Calamity Peak MotelAddress: Box 61City, State, Zip: Custer ☒ SD ☒ 57730

WELL LOG:

FORMATION	DEPTH	
	FROM	TO
Drift	0	25
Med hard brown schist	25	61
Hard grey schist	61	85
Grey schist fracture 10 gpm	85	87
Hard grey schist	87	125
Grey schist fracture 20 gpm	125	127
Hard grey schist	127	163
Grey Schist fracture 25+ gpm	163	165
Hard grey schist	165	200

STATIC WATER LEVEL 10 FEET

If flowing: closed in pressure _____ PSI

GPM flow 25-30 through _____ Inch pipeControlled by ☐ Valve ☐ Reducers ☐ Other _____

Reduced flow rate _____ GPM

Can well be completely shut in?

WELL TEST DATA:

☒ Pumped Describe: w/air
☐ Bailed
☐ Other

Pumping Level Below Land Surface

_____ Ft. After _____ Hrs. pumped _____ GPM

_____ Ft. After _____ Hrs. pumped _____ GPM

If pump installed, pump rate: _____ GPM

REMARKS

This well was drilled under license # 324 and this report is true and accurate.Drilling firm: Alexander Drilling, Inc.Signature of License Representative: [Signature]

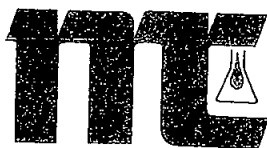
Signature of Well Owner or Equitable Property Holder: _____

RECEIVED

FEB 12 2018

Date: _____

WATER RIGHTS PROGRAM



MIDCONTINENT
TESTING LABORATORIES, INC.

Lab Number _____

NEW WELL SAMPLING PROGRAM

Please provide the following information about your new well. This form, along with a copy of your sample results will be supplied to the State in order to comply with the Centennial Environmental Protection Act of 1989. Thank you.

Well owner: Calamity Peak / Joe Harrison

Mailing address: PO Box 61

City: Custer State: SD Zip Code: 57730

Daytime phone number: 605-673-2357

For all Wells:

Date sample collected: 2/2/18 Time: 11:30 AM

Sample collector: Joe Harrison

Well drilled by: Alexander Drilling Inc. Date: 12/7/17

Pump installed by: Alexander Drilling Inc. Date: 12/7/17

Depth of well: 200' Diameter of well: 8.75" / 6"

For Private Wells, please also complete the following location information:

County: Custer

Township: 3 S.

Range: 5 E.

Section: 20

Quarter: SW 1/4 SE 1/4

Distance from nearest town: ~~2.5~~ miles N or S

2.5 miles E or W

of: Custer
(town)

Please return to Mid-Continent Testing at the time of sample submittal.

2381 South Plaza Drive
P.O. Box 3388
Rapid City, SD 57709
Ph 605/348-0111
www.TheChemistryLab.com

RECEIVED

FEB 12 2018

WATER RIGHTS
PROGRAM



MIDCONTINENT
TESTING LABORATORIES, INC.

2381 South Plaza Drive P.O. Box 3388 Rapid City, SD 57709
(605) 348-0111 – www.thechemistrylab.com

JOSEPH HARRISON
CALAMITY PEAK LODGE
P.O. BOX 61
CUSTER, SD 57730

Sample Site: 8 Kitchen - New Well
Sampled: 02/02/18 at 11:30 AM
by Joe Harrison
Sample Matrix: Water

Lab ID#: 20180202810
Received: 02/02/18 at 03:13 PM
by Steve Ristau
Account: 8630 - Calamity Peak Lodge

Parameter	Result	Units	DF	MDL	PQL	Method	Analyst/Date
Physical Properties							
Electrical Conductivity	245	µmhos/cm	1	0.470	5.00	SM 2510B	EJF 02/05/18
Non-Metallics							
Nitrogen, Nitrate (NO3)	< 0.050	mg/L	1	0.008	0.050	SM 4500-NO3 F	BLL 02/06/18
Nitrogen, Nitrite (NO2)	< 0.050	mg/L	1	0.008	0.050	SM 4500-NO2 B	BLL 02/06/18
Sulfate (SO4)	56.2	mg/L	1	0.531	1.00	SM 4500-SO4 E	BLL 02/06/18
Metals - Dissolved							
Sodium (Na)	8.35	mg/L	1	0.053	0.500	SM 3111 B	TMS 02/05/18
Metals - Total							
Iron (Fe)	4.22	mg/L	10			EPA 200.8	TNA 02/06/18
Manganese (Mn)	0.787	mg/L	10	0.000058	0.010	EPA 200.8	TNA 02/06/18
Bacteria							
E. coli	Absent		1			SM 9223 B (P/A)	SCR 02/02/18
Total Coliform	Absent		1			SM 9223 B (P/A)	SCR 02/02/18

Report Approved By: Jennifer Hill

Report Approved On: 2/9/2018 10:49:14 AM

RECEIVED
FEB 12 2018
WATER RIGHTS
PROGRAM

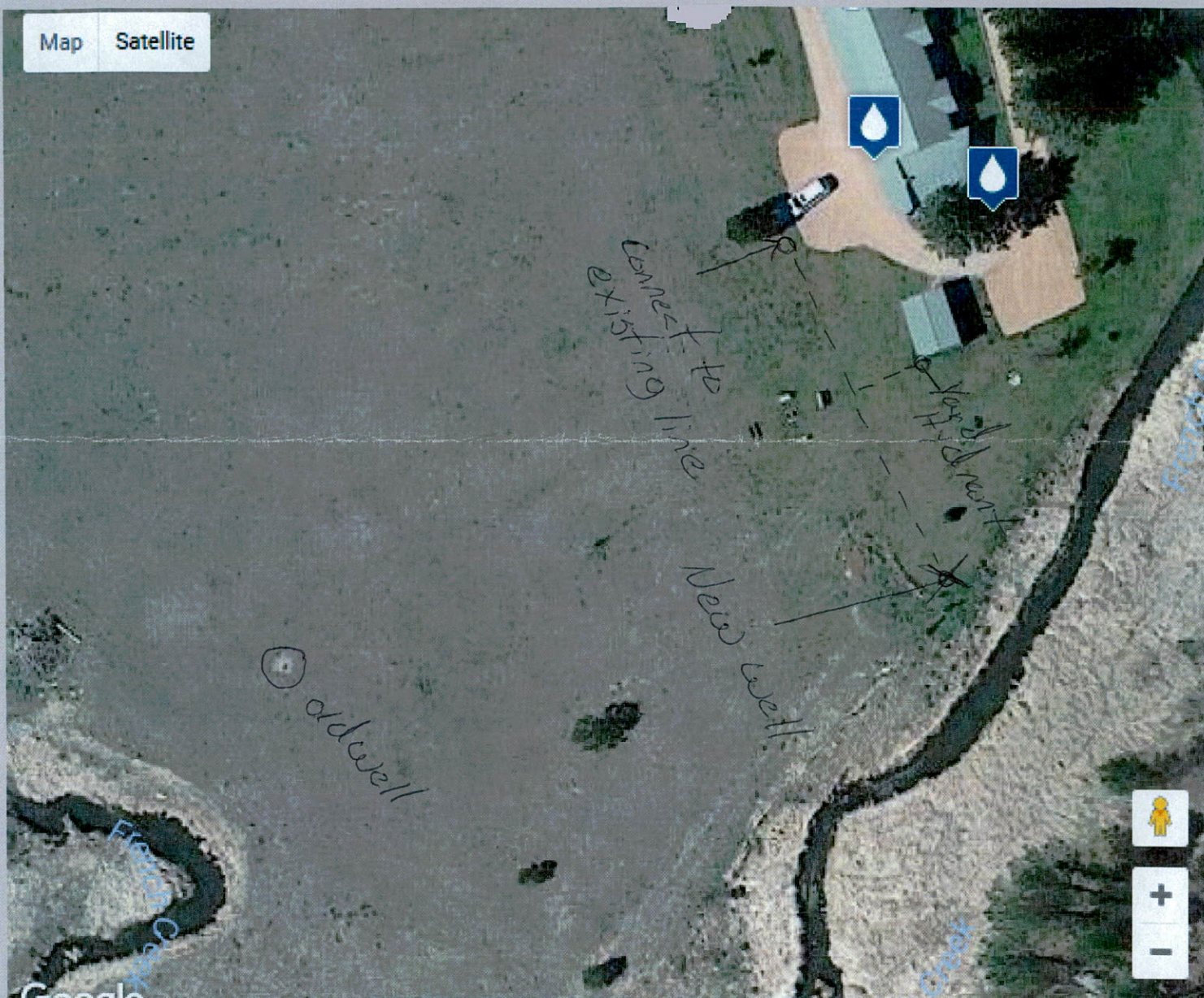
03 Well #3

Show map

Print

Quit

Map Satellite



Map data ©2017 Google Imagery ©2017, DigitalGlobe Terms of Use Report a map error

Water System:

Calamity Peak Lodge

Latitude:

43.7707060

Longitude:

-103.54823

RECEIVED

FEB 12 2018

WATER RIGHTS
PROGRAM

Untitled Map

Write a description for your map.

Legend



Google Earth



90 ft

RECEIVED

MAR 08 2018

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 2322-2Date: 3/4/18I/We request that Water Right No. 2322-2formerly owned by: Cr Su Wr LLC, Calamity Peak Lodgebe transferred to: (name & address) Joseph & Lori Harrison12549 Hwy 16 A Custer, SD. 57730Telephone No. 605-517-3042

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

Well location: SW ¼ SE ¼ Section 20, T3S, R5E

I/We understand that the validity of Water Right No. 2322-2 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 Joseph & Lori Harrison, the new owner, certify that the above information is true and correct.


(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date April 10, 20 18

Calamity Peaks Lodge PO Box 61 Custer, SD 57730-0061

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 and to put water to beneficial use	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>2322-2</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. 08651

By

Jeanne Goodman
Chief Engineer
Jm



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 17, 2018

2322-2

Joseph & Lori Harrison
12549 Hwy 16A
Custer SD 57730

Dear Mr. & Mrs. Harrison:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 2322-2.

The ownership change has been completed. Water Right No. 2322-2, formerly held by "Cr Su Wr LLC, Calamity Peak Lodge" is now listed in your names.

Enclosed for your records is Receipt No. 08651 in the amount of \$50. If you have any questions, please contact me.

Sincerely,

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

enclosure