



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
<http://denr.sd.gov>

MAY 22 2019

2323A-2

Zita Kwartek
5155 Lamb Rd
Rapid City SD 57701

Dear Ms. Kwartek:

Enclosed is Reissued Water License No. 2323A-2.

On April 29, 2019, Jeffrey and Brenda Barber filed an ownership change for a portion of the land described in the original water license. Based on the ownership change, the water license has been divided and reissued as follows:

- **No. 2323A-2, Zita Kwartek, 5161 Lamb Rd., Rapid City SD 57703** authorizing diversion of 0.03 cfs (12.5 gallons per minute) from one well to irrigate 9.2 acres located in the NW ¼ NE ¼ all in Section 34, T1N, R8E.
- **No. 2323B-2, Jeffrey or Brenda Barber, 5497 Lamb Rd., Rapid City SD 57703** authorizing diversion of 0.03 cfs (12.5 gallons per minute) from one well to irrigate 7.5 acres located in the NE ¼ NE ¼ all in Section 34, T1N, R8E.

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.

Sincerely,

Jeanne Goodman, Chief Engineer
Water Rights Program
(605) 773-3352

enclosure

STATE OF SOUTH DAKOTA
WATER LICENSE NO. 2323A-2
(DIVISION OF WATER LICENSE NO. 2323-2 INTO NOS. 2323A-2 & 2323B-2)

(1) Zita Kwartek, 5161 Lamb Rd., Rapid City SD 57703 was issued Water License No. 2323-2, August 17, 2015 for a water right to divert 0.06 cubic feet of water per second from ground water (one well, Inyan Kara Formation), Pennington County, South Dakota for irrigation purposes. Permit No. 2323-2, with a priority date of November 4, 1994 authorizes irrigation of 16.7 acres of land located in the N ½ NE ¼ Section 34, T1N, R8E.

On April 29, 2019, Jeffrey and Brenda Barber filed an ownership change for a portion of the land described in the water right. Based on the ownership change, Water Right No. 2323-2 is being divided and reissued to reflect separate ownership as follows:

- **No. 2323A-2, Zita Kwartek, 5161 Lamb Rd., Rapid City SD 57703** authorizing diversion of 0.03 cfs (12.5 gallons per minute) from one well located in the NW ¼ NE ¼ Section 34 to irrigate 9.2 acres located in the NW ¼ NE ¼ all in Section 34, T1N, R8E.
- **No. 2323B-2, Jeffrey or Brenda Barber, 5497 Lamb Rd., Rapid City SD 57703** authorizing diversion of 0.03 cfs (12.5 gallons per minute) from one well located in the NW ¼ NE ¼ Section 34 to irrigate 7.5 acres located in the NE ¼ NE ¼ all in Section 34, T1N, R8E.

(2) It is certified that the water right holder has complied with the provisions of South Dakota State Law relating to completion of the water supply system and is entitled to divert 0.03 cubic feet of water per second for beneficial use. The location of the diversion point (same well on both water rights) is approximately 230 feet south and 1,525 feet west of the NE corner of Section 34, T1N, R8E (NW ¼ NE ¼).

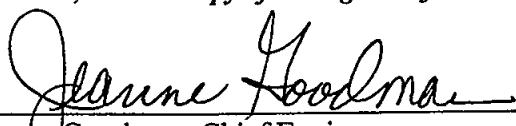
(3) The water right holder has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

Section 34, T1N, R8E NW ¼ NE ¼ 9.2 acres

(4) Pursuant to South Dakota Water Law 46-5-30.1 Zita Kwartek, 5161 Lamb Rd., Rapid City SD 57703 the holder and/or owner of Water Right No. 2323A-2 is issued a license to appropriate water, the right to use 0.03 cubic feet of water per second from ground water (one well, Inyan Kara Formation) with a priority date of November 4, 1994 from the location specified in (2) of this license for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 2323-2 and subject to the following qualifications:

- 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.
- The well authorized by Permit No. 2323-2 shall be constructed by a licensed well driller and construction shall comply with the 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. *The well was drilled by Taylor Drilling in June, 1995. A copy of the log is on file with the Water Rights Program.*



Jeanne Goodman, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

MAY 22 2019

date

