

WATER PERMIT NO. 2486-2

Name of Applicant: Camp Bob Marshall

Address: HC 83, Box 77, Custer SD 57730

Phone: 605 673-2730

Amount of Water Claimed: 0.011 cfs (5 gpm)

Total Acres: NA

Source of Water Supply: groundwater (1 well)

Water to be used for: institutional use

County: Custer

Type of Waste Disposal System:

Location: 5 miles east of Custer (near Stockade Lake)

PRIORITY

Date Received: 8-13-2002

Application/License Fee: \$100

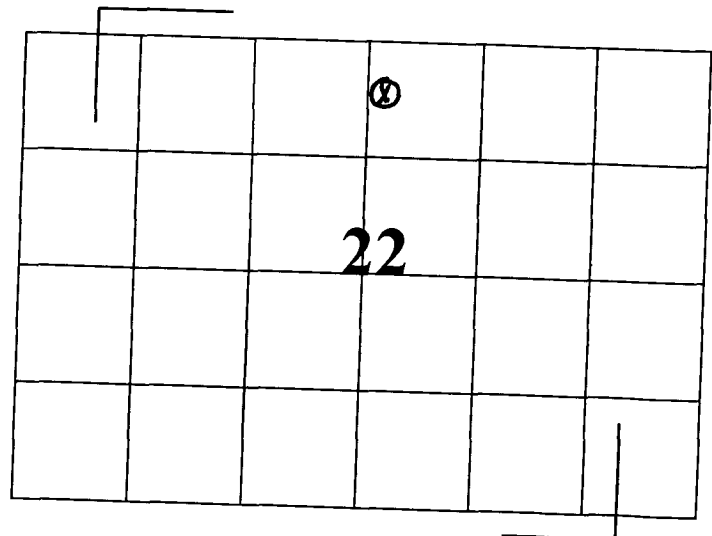
Corrected Application Received:

Period of Annual Use: May 1 - October 31

Remarks:

Diversion Point: NE ¼ NW ¼ Sec 22-T3S-R5E

Land to be Irrigated: NA



Depth of Well: 260 feet deep

Well Driller: : Alexander Drilling Co.

Remarks:

Type of Map: topo

Prepared by: Donald E Stroup

Reviewed and the Number Assigned on: 8-13-02

By: Karen Schlaak

Notice of Hearing - date to intervene: _____

**SOUTH DAKOTA
WATER PERMIT NO. 2486-2**

Date of first receipt of application August 13, 2002.

The Chief Engineer, on behalf of the Water Management Board, issues Water Permit No. 2486-2 to Camp Bob Marshall, HC 83 Box 77, 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. 2486-2 appropriates 5 gallons per minute from one well (Precambrian aged Crystalline Rock) 260 feet deep located in the NE ¼ NW ¼ Section 22-T3S-R5E.
2. The water appropriated shall be used for the purpose of institutional use and may not exceed the amount of water needed for beneficial use.
3. The water is to be used during the following described annual period: May 1 – October 31.
4. The date of approval of Permit No. 2486-2 is November 18, 2002.
5. The date from which applicant may claim right is August 13, 2002.
6. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATION

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.

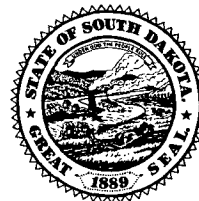
WATER MANAGEMENT BOARD

By: Garland Erbele

Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

MAR 19 2003

date



FORM 2: Application for uses other than irrigation
(type or print)

RECEIVED
AUG 13 2002
WATER RIGHTS
PROGRAM

Mail to: Water Rights Program Joe Foss Building 523 E. Capitol Pierre, SD 57501-3181 (605) 773-3352	No. <u>2486-2</u>	(office use only) Hydrologic Unit <u>10/20110</u>
	Basin <u>Upper Cheyenne</u>	
	Newspaper <u>Custer Co. Chronicle, Custer</u>	

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

Check use(s) of water:

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

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.) _____

- Name of Applicant Camp Bob Marshall Phone 605-673-2730
(check one) Owner Tenant/lessee
Mailing Address HC 83 Box 77 Custer State S.D. 57730
(Street, RR, or Box and City) (Zip Code)
- Amount of water claimed 0.011 *CFS or 5 **GPM ***AF
(*Cubic Feet per Second) (**Gallons per Minute) (***Acre Feet - storage capacity of dam/dugout or annual use if applicable)
- Source of water supply well
- Location of point of diversion (example - 3 wells in SW1/4 NE1/4 section 12-T104N-R53W) 50 ft west east
of caretakers house NE1/4 NW1/4 Sec 22-T35-R5E
County Custer
- County or counties where water will be used Custer
- Annual period during which water is to be used May - October 31
- 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)

STATE OF SOUTH DAKOTA)

County of Custer SS

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)

I, Gary C. Holst, 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.

Applicant's signature Gary C Holst

Subscribed and sworn to before me this 30TH day of July 20 02

DEBRA A. MAYER
NOTARY PUBLIC
CUSTER COUNTY, SD
MY COMMISSION EXPIRES
NOVEMBER 14, 2003

Debra A Mayer
Notary Public signature

Supplemental Information

(type or print in ink)

1. Well Information - Proposed Construction

- a) Drill Hole Diameter 6" Depth 250'
- b) Casing Type PVC Diameter 6 Thickness
- c) Screen Type — Diameter — Thickness —
- d) Gravel Pack Length of Gravel Pack
- e) Depth to Top of Water Bearing Material ~~40'~~ 225'
- f) Depth to Water (ground surface to water level) 40'
- g) Distance to nearest existing domestic well:
- On applicants property No unknown On property owned by others No

2. Wastewater Disposal System Information

- a) Type of System (i.e. septic tank, drain field) NA
- b) System Capacity (gallons) Year Constructed
- c) Connected to the City of Sanitary System

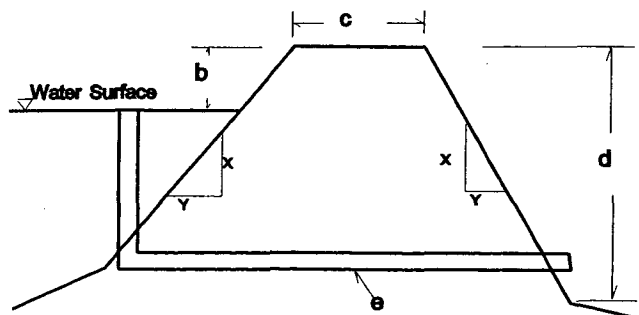
3. Dugout Information

- a) Surface Dimensions NA Depth
- b) Depth to water (ground surface to water level)

4. 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.

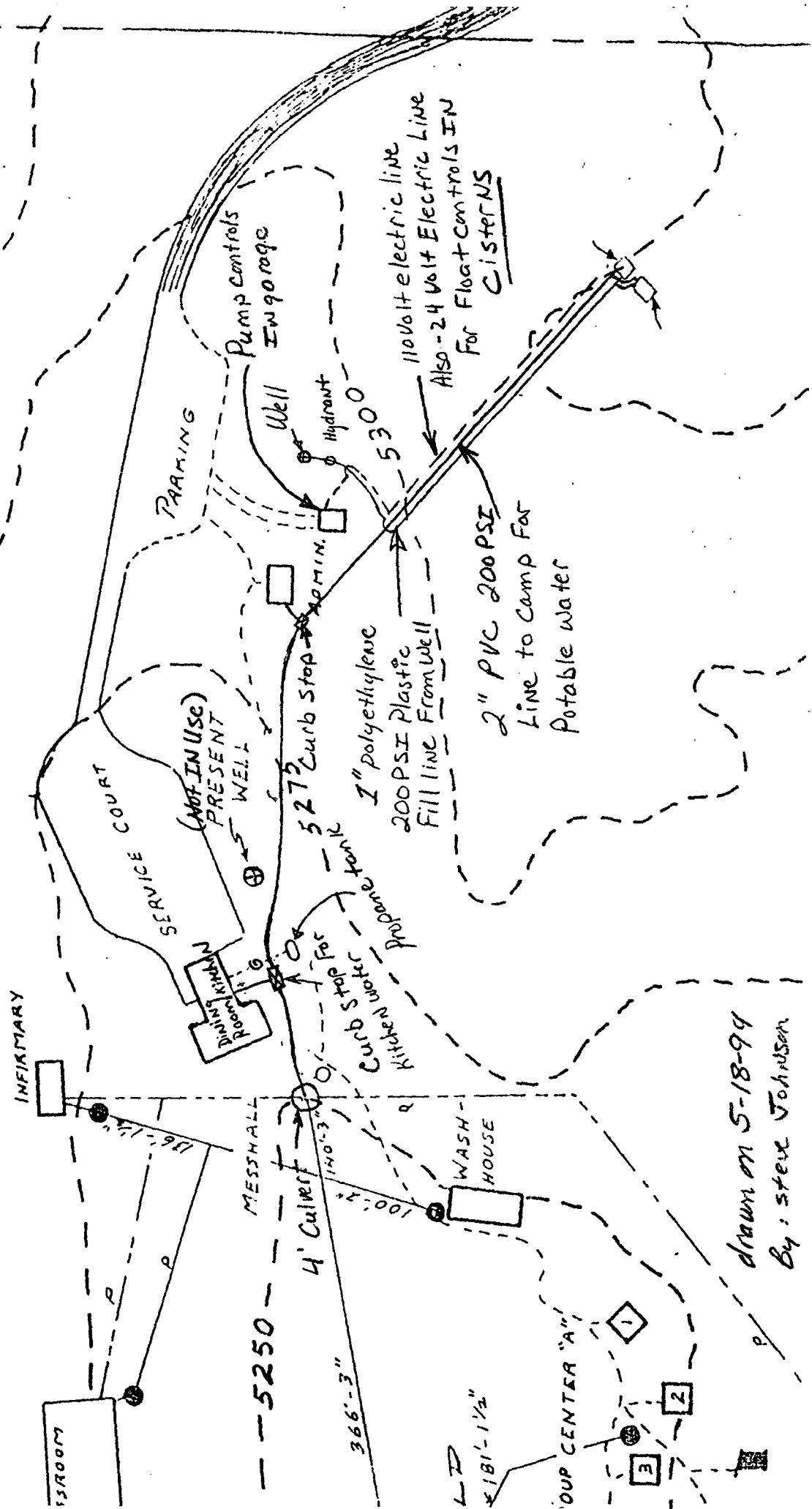
- a) If a private engineering firm or government agency was involved in the design of this dam, please give their name and address:



- 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

NE 1/4 Sec 22 T35R5E

1320'



drawn 5-18-99
By: Steve Johnson

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

119 417284

Pierre, August 13, 2002

RECEIVED OF Western Dakota 4-H Camp Assn., HCR 83 Box 77, Custer SD 57730

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

Fee for Application for Permit No. <u>2486-2</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. <u>2486-2</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	100 00

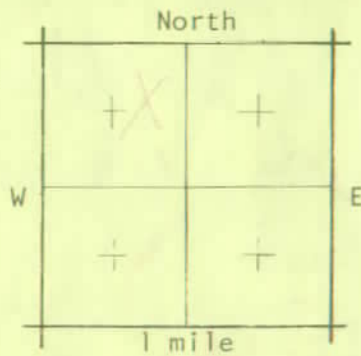
By Darland Eide
Chief Engineer
gm

STATE OF SOUTH DAKOTA WELL DRILLERS REPORT

Location 1/4 1/4 Sec 22 Twp 35 Rg 86E

County Custer

Please mark well location with an "X"



Well Completion Date 6-2-86

PROPOSED USE:

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

Method of Drilling:

Downhole Hammer 5 7/8"

WELL CONSTRUCTION:

Diameter of hole 5 7/8 inches Depth 165 feet

Casing: ☐ Steel ☒ Plastic ☐ Other

Specify 50' - 760 PVC

Pipe Weight Diameter From To
lb/ft inches feet feet

lb/ft inches feet feet

Was a well screen used? ☐ Yes ☐ No

If Not Specify _____

Screen Type _____ Slot Size _____

Length _____ Diameter _____

Was Casing left open end? ☒ Yes ☐ No

Was a Packer or seal used? ☐ Yes ☐ No

If so what material? _____

Was well gravel packed? ☐ Yes ☐ No

Was well grouted? ☒ Yes ☐ No

Describe grouting procedure type III

cement 10' = 50' at 1000 psi

To what depth? _____ Feet

What was grouting material? _____

If cement, how many sacks? _____

Location of packer(s) and screen or perforated pipe _____

WAS WELL PLUGGED OR ABANDONED ☐ Yes ☒ No

If so how and with what material? _____

Well Owner:

Name Bob Marshall Corp

Address E of Custer, S.D. 57730

Well Log: Depth

Formation	From	To
Drift	0	20
Schist Breccia	20	38
Schist Hd. grey	38	58
Schist Fractured H ₂ O-2-3gpm	58	59
Schist med. Hd. grey to blk	59	78
Schist med. Hd. grey	78	90
Schist Hd. grey to blk	90	115
Quartz-Fractured H ₂ O-3gpm	115	117
Quartz white	117	125
Schist Hd. Black	125	137

STATIC WATER LEVEL 402 Feet

If flowing: closed in pressure _____ PSI

GPM flow _____ through _____ inch pipe

Controlled by ☐ Valve ☐ Reducers ☐ Other

If other; specify _____

Can well be completely shut off? _____

WELL TEST DATA:

☒ Pumped W/AIR 40 gpm

☐ Bailed Describe: _____

☐ Other _____

Pumping Level Below Land Surface

_____ ft. After _____ Hrs. pumped

_____ ft. After _____ Hrs. pumped

_____ ft. After _____ Hrs. pumped

Remarks:

Schist w/ quartz Fractured - 137' - 140' H₂O - 35gpm
Schist Hd. Black 140' - 155'
Schist Fractured - H₂O - 40gpm 155' - 157'
Schist Hd. Black 157' - 165'

This well was drilled under license # 324

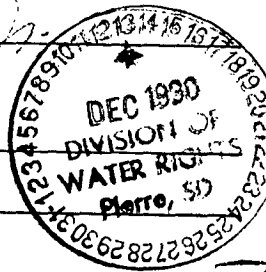
and this report is true and accurate.

Drilling Firm

Signed by

6-15-86 Lawell L. Serice
Date 10/10/86

10-85

Date

WATER PERMIT APPLICATION NO. 2486-2
CAMP BOB MARSHALL
OCTOBER 13, 2002

Water Permit Application No. 2486-2-2 proposes to appropriate five gallons per minute from one well (Precambrian Crystalline Rock) 260 feet deep located in the NE¼ NW¼ Sec. 22, T3S-R5E, Custer County. The water is for institutional use.

AQUIFER: Precambrian aged Crystalline Rock (CRSL)

Geology and Aquifer Characteristics:

The well that is to be used to supply this appropriation was constructed for the Bob Marshall Camp in 1986. The well has presumably been used for this institutional use without water rights since its construction. In 1990, the well was deepened to the current depth of 260 feet. The well is completed into Precambrian aged crystalline rock, reportedly produces 60 gallons per minute, and has a static water level of 60 feet below grade. The crystalline rock in this area consists primarily of thin bedded quartz-mica schists intruded with granite and pegmatite sills and dikes. The aquifer (crystalline rock) is exposed at the surface throughout this area, except where it is covered by alluvium along French Creek and its tributaries. Geologically, this is a fairly complex area. This well site is within one-tenth of a mile of an outcrop of the main body of the Harney Peak Granite (Strobel and others, 1999), and at least two faults are present in the vicinity (Redden, 1975). The intrusives, faults, orientation of the beds, and lithologic changes within the rock may all effect the groundwater flow system in this area. The aquifer is under unconfined conditions and the static water level of this well (60 feet below grade) is probably at about the same elevation as Bismark Lake. Groundwater is derived primarily through joints, fractures and foliation within the rock. 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.

Recharge to the crystalline rock occurs through infiltration of precipitation and streamflow losses. Average annual recharge to the aquifer has not been quantified. However, the Water Rights Program monitors an observation well completed into the crystalline rock (CU-86A) located approximately two miles west of this well. Measurements taken from the well indicated 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.

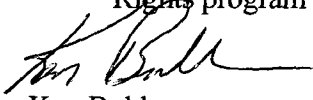
Review of Existing Water Rights/Permits:

The nearest existing groundwater appropriation, Water Right No. 1967-2 is located about one-half mile northwest of this well. Interference is not expected to be a concern since the pumping rates are small and drawdown created by pumping should not be significant.

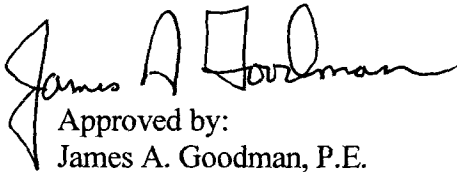
Conclusions:

1. The Crystalline Rock is a viable aquifer in this area, and unappropriated water from the aquifer is available for this appropriation.

2. Well interference should not be a problem in this area.
3. This is an existing well that has presumably been in use since 1986. The Water Rights program is not aware of any complaints as a result of this water use.



Ken Buhler
Natural Resources Engineering Specialist



Approved by:
James A. Goodman, P.E.
Natural Resources Engineering Director

Reference:

Redden, J.A., 1975, "Precambrian Geology of the Black Hills" Mineral and Water Resources of South Dakota: South Dakota Geological Survey Bulletin No. 16

Strobel, M.L., Jarrell, G.J., Sawyer, J.F., Schleicher, J.R., Fahrenbach, M.D., 1999, Distribution of Hydrogeologic Units in the Black Hills Area, South Dakota: U.S. Geological Survey Hydrologic Investigation Atlas HA-743

Water Rights Program, 2002a, Domestic Well Log Files, DENR-Water Rights Program,

Water Rights Program, 2002b, Observation Well Files, DENR-Water Rights Program,

Water Rights Program, 2002c, Water Permit/Right Files," DENR-Water Rights Program,



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

**RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 2486-2, Camp Bob Marshall**

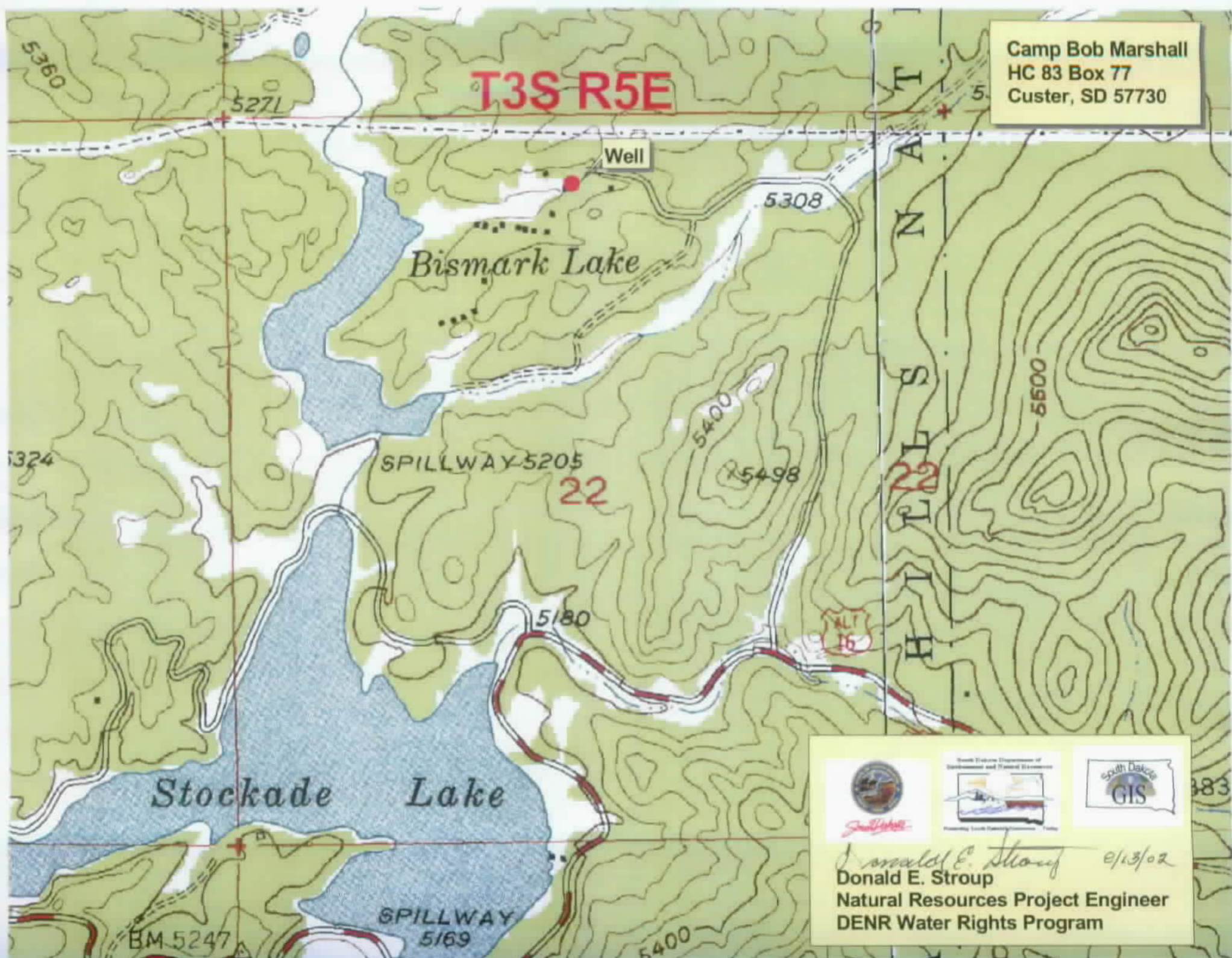
Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Environment and Natural Resources concerning Water Permit Application No. 2486-2, Camp Bob Marshall, c/o Gary C. Holst, HC 83 Box 77, Custer SD 57730.

The Chief Engineer is recommending APPROVAL of Application No. 2486-2 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion has been developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) it is in the public interest with the following qualification:

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.

See report on application for additional information.

Garland Erbele, Chief Engineer
October 23, 2002



Camp Bob Marshall
HC 83 Box 77
Custer, SD 57730



Donald E. Stroup e/13/02
Donald E. Stroup
Natural Resources Project Engineer
DENR Water Rights Program



Department of Water & Natural Resources

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

*Spoke to Bob Marshall:
6-1-1986
Loell L. Pierce
4H Youth Specialist
Scobey Hall SDSU
Brookings SD 57007*

October 10, 1986

Bob Marshall Camp 6-1-1986
E of Custer
Custer, SD 57730

Dear Mr. Marshall:

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.

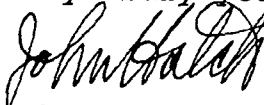
General Information. The following is being provided to all new well owners for information purposes and may not apply to you.

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

South Dakota
Department of
Water & Natural Resources

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

November 25, 1986

Loell L. Pierce
4H Youth Specialist
Scobey Hall, SDSU
Brookings SD 57007

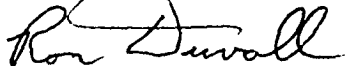
Dear Mr. Pierce:

This letter is in response to a telephone conversation with Bob Marshall on November 17, 1986 regarding a well recently constructed for the Bob Marshall Camp. Enclosed is a copy of the letter sent to the camp on October 10, 1986 explaining the need for a water permit.

Enclosed are water permit application forms and an instruction sheet. A map also needs to be submitted with the permit application. The enclosed map covers the area of the well location according to the well log description. Mark the well location with an "X" and have the map signed according to the enclosed instructions.

Please complete the application forms with the map and return with the application fee. Contact us if you have any questions.

Sincerely,



RON DUVALL
Natural Resources Engineer

RD:ks

enclosures

 **Department of
Water & Natural Resources**

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

August 16, 1989

Loell L Pierce
4H Youth Specialist
Scobey Hall, SDSU
Brookings, SD 57007

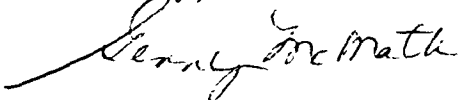
Dear Mr. Pierce:

On November 25, 1986, application forms were sent to you for use in obtaining a water permit for a well drilled for the Bob Marshall Camp near Custer. To date, we have not heard from you on this matter.

A water permit is required for domestic use over 18 gpm. Please complete the enclosed application forms according to the instruction sheet. Along with the application, you will need to submit a map showing the location of the well and also a filing fee (see instruction sheet). We have a copy of the well log.

If you need assistance in completing the forms, please contact Susan Bowar, Ron Duvall or myself at 773-3352.

Sincerely,



GENNY MCMATH
Natural Resources Analyst

enclosures

673-2730
9/14/89 Mike Bradeen called - (new camp manager) he will be submitting the application. He said he had well cleaned out this spring, now pumps between 28-30 gpm.

He also indicated Loell Pierce has retired, do not correspond w/ Brookings anymore.

Genny





Department of Water & Natural Resources

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

November 14, 1990

Mike Bradeen
Bob Marshall Camp
E of Custer
Custer SD 57730

Dear Mr. Bradeen:

On August 16, 1989 we notified the Bob Marshall Camp that a permit to appropriate water is needed for commercial use of water from a private water supply. The forms needed to apply for a water permit were enclosed with the notification. To date, we have not received a response from you.

Obtaining a water permit ultimately benefits the camp by protecting it's right to use water. Except for domestic use, any water user without a water right is not entitled to receive protection in the event of interference by a new or future user who has a water right. Currently, a water permit for the Bob Marshall Camp has not been found on file with the Division of Water Rights. If you believe the camp already has the required water permit or if the camp no longer uses water from a private water supply, please inform us.

Pursuant to South Dakota Codified Laws 46-1-15, 46-5-9, 46-5-10 and 46-2-18, you must have a water permit to use water for commercial purposes from a private water supply. Enclosed is another set of application forms with an instruction sheet. Please follow the instruction sheet carefully and contact me if you need assistance.

Please respond by filing an application form or contacting me by January 14, 1990.

Sincerely,

A handwritten signature in cursive script that reads "Eric Gronlund".

Eric Gronlund
Water Rights Division
Phone: (605) 773-3352

enclosure



NCSYS

GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 24, 1992

Western Dakota 4-H Camp
849 5TH Ave
Belle Fourche SD 57717

Dear Sir :

I am contacting you regarding the need for a permit to appropriate water for use in Camp Bob Marshall. On August 14, 1989 we were told by Mr. Mike Bradeen, the camp manager, that he would be submitting an application for a permit to appropriate water, but we never received the application. Due to an administrative oversight, the last follow-up was a letter to Mr. Bradeen dated November 14, 1990. We have heard nothing from the camp nor from the Western Dakota/4-H Camp Association which owns Camp Bob Marshall. We request your attention to this matter.

Pursuant to South Dakota Codified Laws 46-1-15 and 46-5-10, a water permit is required to use water from any water source, except for private domestic use. Examples of commercial use that require permits for private water supplies are: truckstops, motels, restaurants, tourist attractions, bars, clubs, campgrounds and any other business operation. A vested water right can be claimed for water uses beginning on or prior to February 28, 1955.

A campground without a water permit has no legal right to the use of water and the Chief Engineer could issue a shut-off order if the illegal use of water continues. Also, water users without a water permit are not protected if their water use is interfered with by someone who has a water right.

Enclosed are water permit application forms and an instruction sheet. Please complete and return the application with the required fee to the "Water Rights Division, 523 E. Capitol, Pierre, SD 57501" by September 24, 1992. If you have questions or need assistance contact Don Frye, Natural Resources Analyst (605-773-3352).

Very truly yours,

RON DUVAL, Natural Resources Engineer
for JOHN HATCH, Chief Engineer
Water Rights Division
enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

June 3, 2002

Gary Holst
Camp Bob Marshall
HC 83 Box 77
Custer, SD 57730

Dear Mr. Holst:

I am writing in response to our phone conversation regarding the need for a permit to appropriate water for use at Camp Bob Marshall. Water Rights Program records indicate that a well completed in 1990 by Alexander Drilling Company should be permitted. Pursuant to South Dakota Codified Laws, 46 Series, a water permit is required to use water from any water source except for private domestic use.

Please complete the enclosed application forms according to the instruction sheet. Have the application form signed before a notary public and returned to this office. You will also need to submit a map showing the location of the well and a filing fee according to the instruction sheet. After the application is processed, Camp Bob Marshall will be responsible for the cost of the public notice in the local newspaper.

If you should have any questions, please contact me at 605 773 3352.

Sincerely,

Donald E. Stroup
Natural Resources Project Engineer
DENR Water Rights Program

605-673-2730

Affidavit of Publication

State of South Dakota)

)ss.

County of Custer)

Charles W. Najacht of said county, being duly sworn, on oath says that he is publisher of the Custer County Chronicle, a weekly newspaper printed and published in Custer City, said County of Custer and has full and personal knowledge of all the facts herein stated; that said newspaper is a legal newspaper and has a bona-fide circulation of at least two hundred copies weekly, and has been published within said County for fifty-two successive weeks next prior to the publication of the notice herein, mentioned, and was and is printed wholly or in part in an office maintained at said place of publication: that the

Camp Box Marshall

Notice of Application

a printed copy of which, taken from the paper in which the same was published, is attached to this sheet, and is made a part of this Affidavit, was published in said newspaper at least once each week for 2 successive week(s), on which said newspaper was regularly published, to wit:

Oct 30, 2002; Nov 6, 2002;

_____, _____; _____, _____;

_____, _____; _____, _____;

_____, _____; _____, _____;

the full amount of the fees for the publication of the annexed notice is \$ 34.78.

Charles W. Najacht

Subscribed and sworn to me before this 6

of November, 2002;

Norma Najacht

NOTARY PUBLIC

MY COMMISSION EXPIRES: May 5, 2006

NOTICE OF APPLICATION

NO. 2486-2 TO APPROPRIATE WATER

Notice is given that Camp Bob Marshall, HC 83 Box 77, Custer SD 57730 has filed an application for a water permit to appropriate 5 gallons per minute from one well (Precambrian aged Crystalline Rock) 50 feet deep located in the NE 1/4 NW 1/4 Section 22-T3S-R5E. The water is for institutional use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 2486-2 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 Program, Foss Building, 523 E. 14th, 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 November 18, 2002.

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 Program address to request copies of information pertaining to this application.

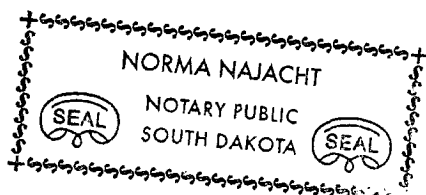
Steven M. Pirner, Secretary,
Department of Environment and
Natural Resources.

#340, 10/30, 11/6

RECEIVED

NOV 18 2002

WATER RIGHTS
PROGRAM



Instruction to Newspaper - Publish first Notice on October 30, 2002 with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF APPLICATION NO. 2486-2 to Appropriate Water

Notice is given that Camp Bob Marshall, HC 83 Box 77, Custer SD 57730 has filed an application for a water permit to appropriate 5 gallons per minute from one well (Precambrian aged Crystalline Rock) 260 feet deep located in the NE ¼ NW ¼ Section 22-T3S-R5E. The water is for institutional use.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 2486-2 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 Program, 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 November 18, 2002.

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 Program address to request copies of information pertaining to this application. Steven M. Pirner, Secretary, Department of Environment and Natural Resources.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 23, 2002

Custer County Chronicle
PO Box 551
Custer SD 57730-0551

ATTENTION: Legal Public Notice

Enclosed is a Notice of Hearing on Application No. 2486-2 to Appropriate Water to be published twice. Please publish the first notice on October 30, 2002 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 Camp Bob Marshall, Attn: Gary Holst, HC 83 Box 77, Custer SD 57730 (Ph # 605-673-2730).

Please send the Water Rights Program the first publication immediately. The publication is checked for accuracy so any corrections can be made in the second publication. You may use the form below or fax a copy of the first publication. Any fax should be sent to the attention of Karen Schlaak at (605) 773-4068. Publication errors can invalidate the public notice.

After the second publication, **please send us an affidavit or use the enclosed Proof of Publication form.** The applicant pays the cost of publication, but the Water Rights Program records require an affidavit or Proof of Publication. Delays in receiving the affidavit can be costly to the applicant.

Sincerely,


Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

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

No. 2486-2

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

Date _____

We are in receipt of your letter of October 23, 2002 enclosing Notice of Hearing to Appropriate Water by Application No. 2486-2 which was first published in our issue of _____. **ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.**

Name

Newspaper



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

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

October 23, 2002

Camp Bob Marshall
Attn: Gary C Holst
HC 83 Box 77
Custer SD 57730

Dear Mr. Holst:

Water Permit Application No. 2486-2 for institutional 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). You will need to contact the newspaper and authorize publication of this notice. 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. Upon receiving authorization, 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 also 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 57501-3182
www.state.sd.us/denr

MAR 19 2003

Camp Bob Marshall
Attn: Gary Holst
HC 83 Box 77
Custer SD 57730

Dear Mr. Holst:

Enclosed is Water Permit No. 2486-2 authorizing your water diversion system and beneficial use of the water, not exceeding the limits as specified in the Water Permit.

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

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures