

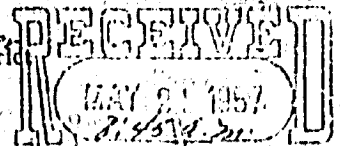
1. Considered August 14, 1957 Appl. No. 437-2
2. Name of Applicant Robert E. Wallace
3. Post Office Address Ardmore, South Dakota
4. Amount of water claimed 0.94 cfs (0.93 cfs max. allowed)
5. Source of water supply Indian Creek
6. Water to be used for irrigation
Acres to be irrigated 6.5137
7. Water to be diverted and used in Fall River County about
1.4 miles W of Ardmore
8. Proof of Publication Received ☒
Not Received ☐
9. Application Approved ☐
Subject to ☐
Not approved ☐
Action deferred ☐

10. Remarks:

Ref 119

Edgemont

No. 457-2

Water Division No. 2 South Cheyenne River District
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

STATE WATER RESOURCES COMM

To Appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant JAMES A. ROBERT F. WALLACE
Box 719, Edgemont
 Postoffice address Edgemont, County FALL RIVER, State S. Dak.

I. If a corporation

- (a) Name of same _____
 (b) Date and place of incorporation _____
 (c) Amount of capital stock _____
 (d) Amount paid in _____
 (e) Names and addresses of directors _____

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)

DIRECT LABOR AND EMPLOYMENT OF OTHERS

- (b) Cash on hand, \$ 2500.00 (c) Treasury stock, \$ _____
 (d) Bonds to be issued, \$ _____ (e) Other resources, \$ 1200.00

2. Name of diversion work ROBERT F. WALLACE #1
 3. Amount of water claimed 0.93 cfs cubic feet per second
 4. Source of water supply INDIAN CREEK
 5. Location of point of diversion CORNER OF S13, T12S, R1E, 80M ON THE LEFT BANK. DIVERSION #2 IS S16°-38'E, 479 FEET FROM THE WEST 1/4 COR. OF SAID S13 ON THE RIGHT BANK.
on FALL RIVER County.
 6. Annual period or periods during which water is to be used SPRING, SUMMER AND FALL
 7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system PUMPING & GRAVITY

- (a) Number of acres to be irrigated 65.39 acres.
NW1/4 - 17.81 Ac. Lot 1, 11.78 Ac. ALL IN S13,
NE1/4 - 20.80 Ac. Lot 2, 15.00 Ac. R1E, 80M.
 (b) Legal subdivisions to be irrigated NE1/4 - 20.80 Ac. Lot 2, 15.00 Ac. R1E, 80M.

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

- (c) Statement as to domestic use (giving location, etc.)
- NONE

II. Stockwatering, mining, milling, power, fish culture, fire protection, and public recreation:

- (a) Nature of use STOCK WATERING
 Name any of the above uses claimed _____
 (b) Amount of power to be generated _____ horse power.
 Amount claimed for engine cooling _____
 (c) Location of plant _____
 (d) Method of developing power _____
 (e) Point where water will be returned to stream _____

25-994 61111

8. Estimated cost of work:

(a) Head Gates, \$ 200.00(b) Pumping plant, \$ 2500.00

(c) Fluming, \$

(d) Canal-earth, \$ 200.00

Rock, \$

(e) Other structures LEVELING \$ 1500.00Total, \$ 4400.00

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

ONE PUMP & POWER UNIT WILL BE USED ALTERNATELY AT THE TWO PUMP SITES TO PUMP INTO THE LATERALS.

II. Dimensions of works:

(a) Dam: Height _____ feet; length at bottom _____ feet; length at top _____ feet; thickness at bottom _____ feet; thickness at top _____ feet; slope at front water face _____; slope at back face _____ material used in construction _____

(b) Reservoir: Capacity when filled _____ acre feet. Surface area at highwater mark _____ acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET-ACRES	FEET	ACRE-Feet CAPACITY

(c)* Head gate: Width 1'-0" feet; height 1'-0" feet; Material CONCRETE AND STEEL - SEE MAP FOR DETAILS

(d) Canal: Total length 0.45 miles.

LOCATION BELOW HEADGATE	DEPTH'	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At ALL POINTS Mile	1.0 feet	10' feet	11.5' feet	10.5' feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet
At _____ Mile	_____ feet	_____ feet	_____ feet	_____ feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work 4 years.11. Time required for complete application of water to the proposed beneficial use 6 years.12. Choice of newspaper for publication of notice of intention to appropriate JOHN MONT

STATE OF SOUTH DAKOTA

County of TAK RIVER

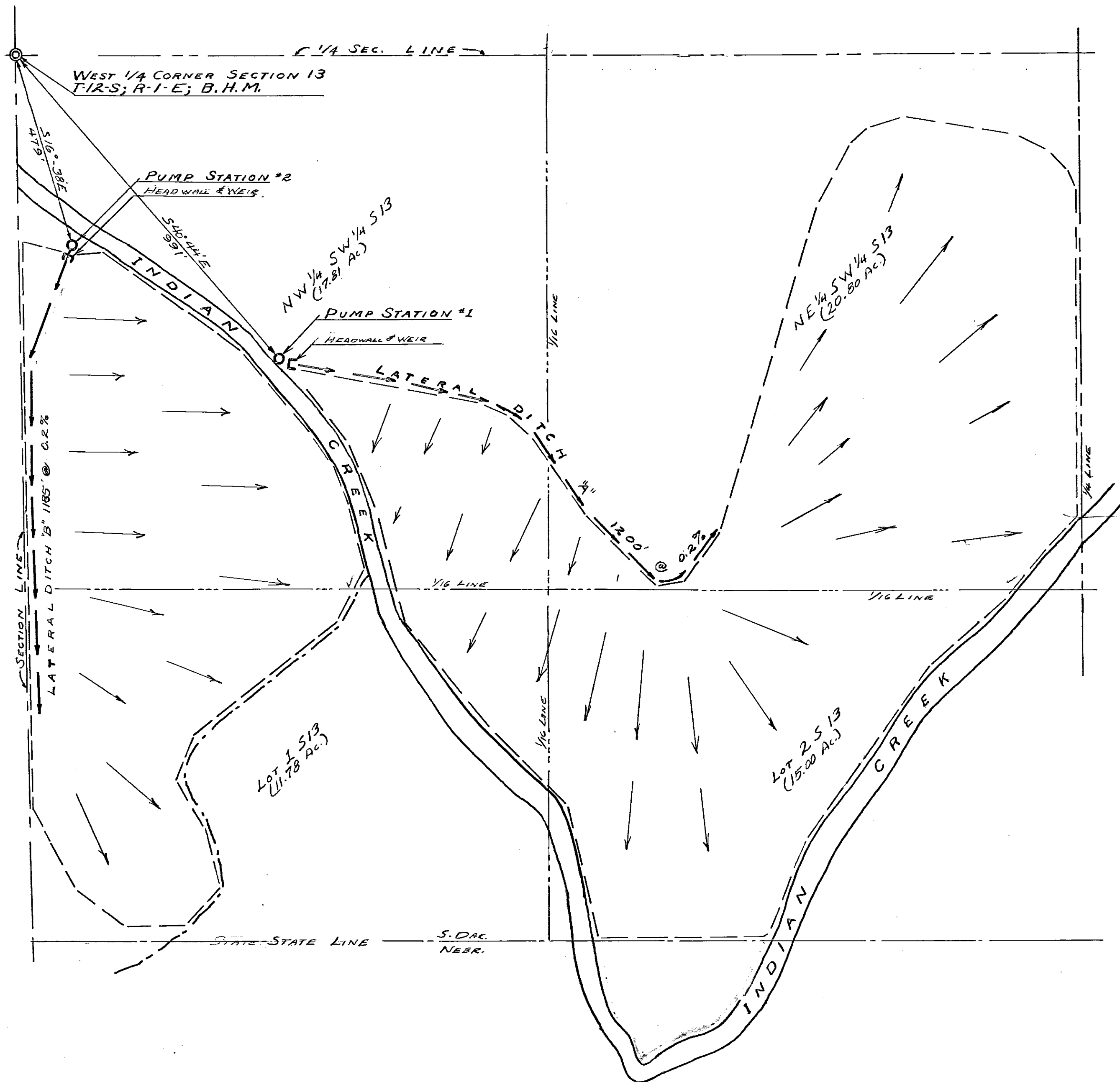
} ss.

Robert E. Halloran

I, _____ being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed Robert E. HalloranSubscribed and sworn to before me this 27 day of Aug 1957Robert E. Halloran
Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.



LEGEND

SECTION LINE —————

1/4 LINE —————

1/16 LINE —————

LATERAL —————>

BOUNDS OF AREA TO BE IRRIGATED ————

**MAP OF PROPOSED IRRIGATION PROJECT
FOR PARTS OF NW 1/4 SW 1/4; NE 1/4 SW 1/4;
AND LOT 1 AND LOT 2 S13 T12S R1E BHM**

AREAS TO BE IRRIGATED

NW 1/4 SW 1/4 - 17.81	TOTAL SOUTH OF CREEK - 22.09
NE 1/4 SW 1/4 - 20.80	TOTAL NORTH OF CREEK - 43.30
LOT 1 - 11.78	
LOT 2 - 15.00	
TOTAL - 65.39 AC.	

SURVEYOR'S CERTIFICATE

I, FRANK R. BRADY, REGISTERED LAND SURVEYOR DO HEREBY CERTIFY THAT AT THE DIRECTION OF R. E. WALLACE, I HAVE SURVEYED THE PROPOSED IRRIGATION PROJECT AS SHOWN ON THIS MAP. THE BEARINGS, ANGLES, AND DISTANCES ARE AS SHOWN.

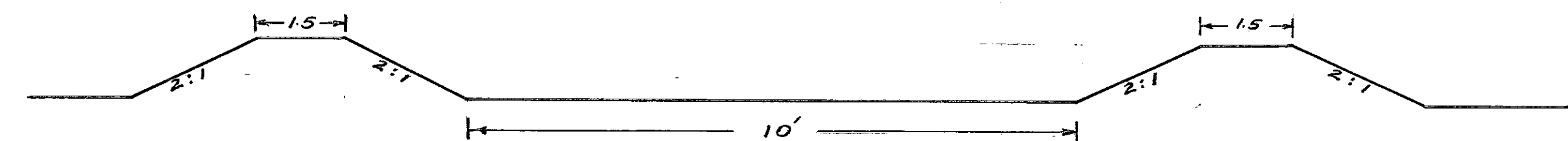
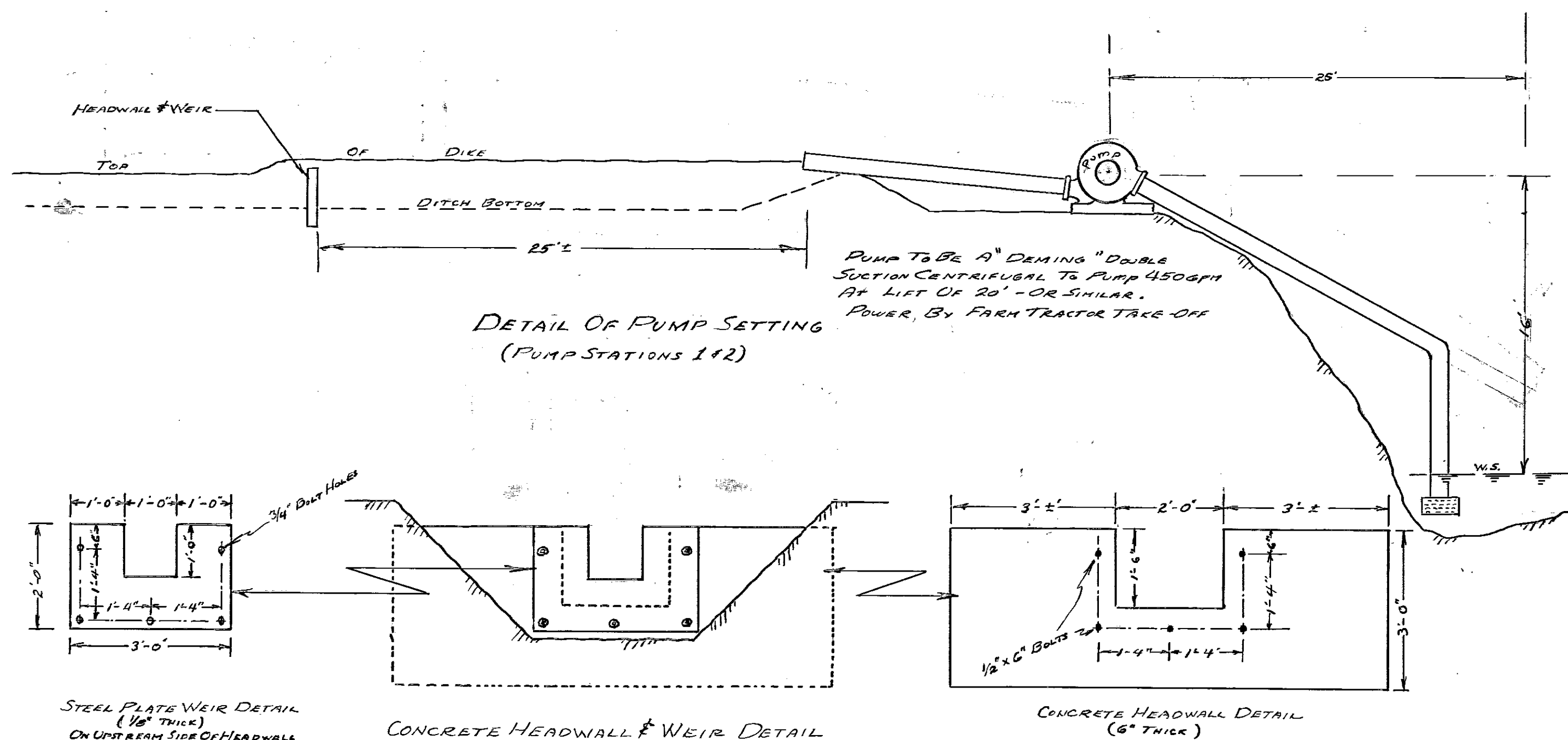
Frank R. Brady

ACKNOWLEDGMENT OF SURVEYOR

BE IT KNOWN THAT ON THIS 15 DAY OF April 1957, BEFORE ME THE UNDERSIGNED, PERSONALLY APPEARED FRANK R. BRADY, KNOWN TO ME TO BE THE PERSON WHO EXECUTED THE ABOVE SURVEYOR'S CERTIFICATE.

MY COMMISSION EXPIRES 8/15/58

H. G. Sullivan
NOTARY PUBLIC



TYPICAL LATERAL CROSS SECTION
LATERAL SLOPE = 0.2%
SCALE 1" = 2'
CONSTRUCTED TO THIS CROSS SECTION TO ALLOW MOWING
ALONG BOTTOM OF DITCH

Map No. 466-2
(Appl. No 457-2)

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of Hughes ss.

Pierre, South Dakota,

May 28, 1957

This is to certify that the foregoing application was received by the Commission at 8:45 o'clock

9 m. upon the 21 day of May, 1957

State Water Resources Commission

By:

J. J. Bunker
Chief Engineer, Executive Officer

Number of permit 457-2

Date of first receipt of application May 21, 1957

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

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right May 21, 1957

Approved August 14, 1957, Recorded in Book 4 Page 141

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before _____

August 14, 1959

2nd. The whole of said work is to be completed on or before August 14, 1961

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith _____

August 14, 1963

4th. The water appropriated shall be used for the purpose of irrigation

5th. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed 0.93 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before August 14, 1963; said water to be used during the following described annual period:

April to October inclusive

Witness my hand this 16 day of September, 1957

State Water Resources Commission

By:

J. J. Bunker
Chief Engineer, Executive Officer

Certificate of Construction issued _____

SEPTEMBER 22, 1970

Water License issued _____

SEPTEMBER 22, 1970

Form 15.

Permit No. 457-2

Water Diversion No. 2 SOUTH CHEYENNE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Robert E. Wallace

the holder of

Permit No. 457-2, issued upon Application No. 457-2, bearing date of priority of May 21, 1957

authorizing the diversion of .93 cu. ft. second of the waters of

Indian Creek County of Fall River, State of South Dakota at

points South 16° 38' East, 479 feet and South 40° 44' East, 991 feet from
the W₁ Corner, Section 13, T12S, R1E

for irrigation

purposes, has complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory condition for diverting and conveying to the place of intended use 2.2 cu. ft. per second of water.

Date September 22, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 457-2

(1) WHEREAS, On the 21st day of May A. D. 19 57
Robert E. Wallace

made Water Right Application No. 457-2 for a permit to use .93 cubic feet per second of the waters of Indian Creek

County of Fall River, State of South Dakota, for irrigation

(2) WHEREAS, On the 16th day of September A. D. 19 57

Permit No. 457-2, with a date of priority of May 21, 1957

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 14th day of August A. D. 19 61 and for the application to beneficial use of said water on or before the 14th day of August A. D. 19 63

and;

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert .93 cubic feet per second of water for beneficial use and

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent,

for irrigating the following land in Section 13, T12S, R1E

	Acres
NW $\frac{1}{4}$ SW $\frac{1}{4}$	17.81
NE $\frac{1}{4}$ SW $\frac{1}{4}$	20.80
Lot 1	11.78
Lot 2	15.00
Total	65.39 Acres

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Robert E. Wallace

of Ardmore, South Dakota
the holder _____ and owner _____ of said permit No. 457-2 a water right, dating from May 21, 1957
to use of .93 cubic feet per second of the waters
of Indian Creek

in the County of Fall River and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at points South 16° 38' East, 479 feet and South 40° 44'
East, 991 feet from the W $\frac{1}{2}$ Corner, Section 13, T12S, R1E

and conduct to and upon portions of the SW $\frac{1}{4}$, Section 13, T12S, R1E, described on the face
of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 457-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 22nd day of September A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer- J.W. GRIMES

STATE OF SOUTH DAKOTA,
COUNTY OF FALL RIVER

RECEIVED
AUG 10 1957

STATE WATER RESOURCES COMM.

PIERRE, SOUTH DAKOTA

Robert E. Wallace, being duly

publisher

sworn, upon his oath says: That he is

of THE EDMONTON TRIBUNE, a Legal Newspaper published weekly at Edgemont, Fall River County, South Dakota; that the Advertisement headed

Appropriation of Water, was published in THE EDMONTON TRIBUNE in the regular and entire issue of every number of said newspaper and in the paper proper, on Wednesday of each week, for,

successive issues, beginning with the issue dated July 17, 1957

and ending with the issue dated Aug. 7, 1957, that the full

amount of the fee charged for the publication of said Notice is \$14.56

and that no agreement or understanding for the division thereof has been made with any other person and that no part thereof has been agreed to be paid to any person whomsoever, and that the whole amount of said fee inures to the benefit of the publisher of said newspaper.

Subscribed and sworn to before me this 9 day of August, 1957

Emmanuel Kaprielian
Notary Public

APPROPRIATION OF WATER

No. 457-2
Office of State Water Resources
Commission, Pierre, S. Dak., July
8, 1957

Notice is hereby given that Robert E. Wallace whose postoffice address is Ardmore, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 0.94 cubic feet of water per second of time from Indian Creek through the Robert E. Wallace Number 1 the point of diversion which is to be located on both banks of said stream between two points in the NW 1/4 of the NW 1/4 of Section 13, Twp. 12 S Range 1 E. Said water to be used for the purpose of providing irrigation on the following described land: Portions of the NW 1/4 and Lots 1 and 2 all in Sec. 13, T. 12 S. R. 1 E.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 14th day of August, 1957, at 2:00 P. M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

August 12, 1957
State Water Resources Commission
By: Les Wyborny, Water Rights Engineer.
Pub. July 17-24-31; Aug. 7

(First Publication) before July 19, 1957

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., July 8, 1957

Notice is hereby given that Robert E. Wallace whose postoffice address is Ardmore S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 0.94 cubic feet of water per second of time from Indian Creek through the Robert E. Wallace #1 the point of diversion of which is to be located on the both between two points bank of said stream/ in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 13 Twp. 12 S. Range 1 E. Said water to be used for the purpose of providing irrigation on the following described land:

Portions of the NW $\frac{1}{4}$ and Lots 1 and 2 all in Sec. 13, T 12 S, R 1 E.

~~Notice~~

~~URGENT~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 14th day of August, 1957, at 2:00 p.m. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

By:

~~State Water Resources Commission~~
Les Wyborny, Water Rights Engineer

cc L. K. Kopriva, Publisher
 The Edgemont Tribune
 Edgemont, South Dakota

Permit No.

457-2

SOUTH CHEYENNE

Water Division

2

RIVER

Water District

REPORT OF EXAMINATION OF WORKS AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by ROBERT E.WALLACE of ARDMORE holderof Permit No. 457-2, bearing date of priority of MAY 21, 1967authorizing the diversion of .93 cu. ft. per second of the waters of INDIAN CREEKfor IRRIGATION purposes, in FALL RIVER County.

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

The Water Use System consists of,

A. Works used to divert the water:

CORNELL 8" PUMP, POWERED BY WD-9 INTERNATIONAL TRACTOR

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

80' OF 10" PIPE TO AUE DITCH OF 1185 FEET AND ONE OF 1400' FEET

C. Works used to apply water to beneficial use.

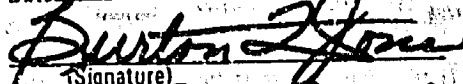
SERIES OF LEVEL DITCHES AT APPROX 150' INTERVALS TO LEVEL LAND ALONG CREEKThe system is in the following condition: GOODThe point of diversion is located S16°38'E, 479 FEET AND S40°44'E, 991 FEET FROM THE W 1/4 CORNER, SECTION 13, T12S, R1EThe works are capable of diverting and conveying to the place of use 2.2cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL IN SEC 13, T12S, R1E

NW 1/4 SW 1/4	17.81 AC.
NE 1/4 SW 1/4	20.80 AC.
LOT 1	11.78 AC.
LOT 2	15.00 AC.

comprising a total of 65.39 acres of land.

Date

SEPTEMBER 16, 1970


(Signature)

 WATER RIGHT SPECIALIST
 WATER RESOURCES COMMISSION

**South Dakota Department of
Water & Natural Resources**

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

Water Rights Division
605 773-3352

November 16, 1984

457-2
1896-2
1897-2
1898-2

Tom Danehey
PO Box 460
Alliance NE 69301

Dear Mr. Danehey:

Enclosed are partially completed Notice of Transfer of Water Permit forms for the Water Rights on the James Wallace Ranch. The Water Rights are Nos. 457-2, 1896-2, 1897-2, 1898-2.

The new owner should complete the forms and sign them in the presence of a notary. The forms should then be returned to this office with a \$2.00 filing fee for each form.

Upon receipt of the forms and the filing fees the permits will be transferred to the new owner. South Dakota Water Law 46-5-30.3 requires Notice of Transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

DELVIN D BROSZ, P.E.
Hydrologist III

DDB:ks

enclosures

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: February 2, 1985

This is to notify you that the title to the lands described as follows:

N $\frac{1}{2}$ SW $\frac{1}{4}$ and Lots 1 & 2 all in Section 13, T12S, R1E

formerly owned by James A Wallace
has been transferred to QUINTO, Ltd., A Nebraska Limited Partnership
HC-57, Box 32, Harrison, Nebraska 69346
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by
Water Right Permit No. 457-2 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

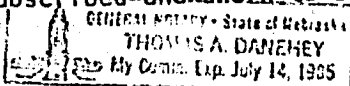
A fee of Two Dollars and Fifty Cents (\$2.50) is hereto attached to cover filing fees as required under SDCL 46-2-13.

NEBRASKA
STATE OF NEBRASKA)
County of Sioux) ss.
Nancy S. Falkenburg, General

I, Partner of QUINTO, Ltd., being first duly sworn on my oath depose and say:
That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Nancy S. Falkenburg
(Signed)

Subscribed and sworn to before me this 2nd Day of February, 1985.



Thomas A. Danahy
(Notary Public)

WNR-820-9/83

Notice of Transfer of Water Permit



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No. 4 9924

Pierre, February 6, 1985

RECEIVED OF Thomas DAnheey, 416 Hiobrara Ave., PO Box 460, Alliance, NE 69301

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
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. _____	2	50
Fee for Filing Transfer Form 457-2 (Quinto LTD) _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____ (Any Other Work Provided by Law)		
Total	2	50

By

John Hatch
Chief Engineer JOHN HATCH/ms

No. _____

457-2



Department of Water & Natural Resources

Joe Foss Building Water Rights Division
Pierre, South Dakota 57501

Phone (605) 773-3352

February 7, 1985

Thomas Danehey, Attorney
416 Filbrara Avenue
P.O. Box 460
Alliance, NE 69301

Dear Mr. Danehey:

Enclosed is receipt No. 4-9924 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 457-2.

Our records now show ~~you~~ Quinto Ltd, A Nebraska Limited Partnership,
as the owner of this Water Right.

Sincerely,

Genny McMath
Natural Resources Analyst

CH:ms
Enc.

NOTE: The receipts for transfer of Water Right Nos. 1896-2, 1897-2 and 1898-2
will be sent to you at a later date.

cc: Quinto Ltd., HC-57, Box 32, Harrison, NE 69346

WNR-821-7/79

Receipt & Notice of filing of Transfer of Water Right



Department of Water & Natural Resources

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

March 23, 1987

QUINTO LTD
HC 57 BOX 37
HARRISON, NE 69346

NOTICE

Re: Violation of Requirement To Submit 1986 Irrigation
Questionnaire

Our records indicate that the 1986 Irrigation Questionnaire has not been submitted for Permit No(s). 457-2. The request for the Questionnaire was dated November 3, 1986. The Water Management Board has directed that owners of water permits who have not submitted 1986 Irrigation Questionnaires be given notice of hearing(s) to be held by the Board to determine if any action is to be taken concerning the violation.

The hearings will be held at 2:00 pm. May 6, 1987 in Room 213, Joe Foss Building, 523 E Capitol, Pierre SD.

The hearing will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26. Following the hearing(s), the Water Management Board can:

1. Amend Permit No(s). 457-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action;
3. Take no action.

The hearing(s) is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

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

NOTE: If the questionnaire(s) is received in this office before the hearing date, your name will be deleted from the agenda for the hearing.

**South Dakota Department of
Water & Natural Resources**

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

April 29, 1987

457-2

Quinto Ltd
HC 57 Box 37
Harrison, NE 69346

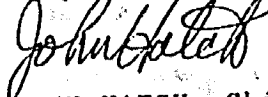
Dear Sirs:

This will acknowledge receipt of and thank you for the return of your 1986 Irrigation Questionnaire. A notice was sent to you March 23, 1987 regarding the Irrigation Questionnaire submittal violation of Water Right No. 457-2 and the date hearings were to be held before the Water Management Board to determine any action to be taken concerning the violation.

Please disregard the notice sent to you dated March 23, 1987. Your name has been deleted from the agenda pertaining to these hearings.

If you have any questions, please contact us.

Very truly yours,



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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 30, 2004

NOTICE OF SHUTOFF ORDER

TO: QUINTO LTD
JOE FALKENBURG
PO BOX 69
EDGEMONT SD 57735

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program *Garland Erbele*

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 457-2

To protect the US Bureau of Reclamation's Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of junior water rights upstream of Angostura Dam will be allowed. On April 30, 2004, the water elevation in Angostura Reservoir was 3179.1 feet, a little over 8 feet below the full elevation of 3187.2 feet. Current storage is at 96,912 acre-feet, about 33,850 acre-feet below full and inflows are only about 38 acre-feet per day.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until December 31, 2004.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath or Don Stroup with the Water Rights Program at (605) 773-3352. Thank you.



457-2
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 15, 2005

NOTICE OF SHUTOFF ORDER

TO: QUINTO LTD
JOE FALKENBURG
PO BOX 69
EDGEMONT SD 57735

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 457-2

To protect the US Bureau of Reclamation's Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of junior water rights upstream of Angostura Dam will be allowed. On March 8, 2005, the water elevation in Angostura Reservoir was 3169.5 feet, almost 18-feet below the full elevation of 3187.2 feet. Storage is at 65,521 acre-feet, about 73,240 acre-feet below full and inflows are 14.9 acre-feet per day.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath or Don Stroup with the Water Rights Program at (605) 773-3352. Thank you.

457-2



United States Department of the Interior



IN REPLY REFER TO:

DK-700
PRJ 13.00

BUREAU OF RECLAMATION
Dakotas Area Office
Rapid City Field Office
515 9th St., Room 101
Rapid City, South Dakota 57701

FEB 24 2006

RECEIVED
FEB 27 2006
WATER RIGHTS
PROGRAM

Mr. Garland Erbele
Chief Engineer
Water Rights Division
South Dakota Department of Environment and Natural Resources
523 E. Capitol
Pierre, South Dakota 57501-3181

Subject: Request for Junior Water Rights Shut Off Order - Angostura Reservoir, South Dakota

Dear Mr. Erbele:

We request that the State of South Dakota's Department of Environment and Natural Resources Water Rights Division issue shut off orders to junior water right holders on the Cheyenne River above Angostura Reservoir.

Angostura Reservoir is presently at elevation 3169.90, which is a little over 17 feet down from full (top of conservation or full is at elevation 3187.2). On February 24, 2005, the storage in Angostura Reservoir is about 60,000 acre-feet, which is 63,000 acre-feet from full. If the spring weather continues to be dry, the water right at Angostura will not be satisfied.

If you have questions, please contact Curt Anderson or me at 605-394-9757.

Sincerely,

For Jeffrey L. Nettleton
Rapid City Field Office Manager

cc: Ms. Sue Lowry
Administrator
Interstate Streams Division
Wyoming State Engineer's Office
Herschler Building 4E
Cheyenne, WY 82002

Mr. Mick Jenniges
Manager
Angostura Irrigation District
P.O. Box 346
Oral, SD 57766



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 10, 2006

NOTICE OF SHUTOFF ORDER

TO: QUINTO LTD
JOE FALKENBURG
PO BOX 69
EDGEMONT SD 57735

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 457-2

To protect the US Bureau of Reclamation's Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of junior water rights upstream of Angostura Dam will be allowed. On March 7, 2006, the water elevation in Angostura Reservoir was 3170.3-feet, almost 17-feet below the full elevation of 3187.2-feet. Storage is at 64,524 acre-feet, about 74,237 acre-feet below full. Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath or Don Stroup with the Water Rights Program at (605) 773-3352. Thank you.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 19, 2008

NOTICE OF SHUTOFF ORDER

TO: QUINTO LTD
PO BOX 69
EDGEMONT SD 57735

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 457-2

The US Bureau of Reclamation holds Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941. To protect this right, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of water rights junior to the priority date of April 11, 1941 upstream of Angostura Dam will be allowed. On March 17, 2008, the water elevation in Angostura Reservoir was 3168.8-feet, 18.4-feet below the full elevation of 3187.2-feet. Storage is at 56785 acre-feet, about 66263 acre-feet below full. Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath at (605) 773-3352 or Aaron Tieman at (605) 394-2229 with the Water Rights Program. Thank you.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 19, 2009

NOTICE OF SHUTOFF ORDER

TO: JOE FALKENBURG
QUINTO LTD
PO BOX 69
EDGEMONT SD 57735

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 457-2

The US Bureau of Reclamation holds Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941. To protect this right, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of water rights junior to the priority date of April 11, 1941 upstream of Angostura Dam will be allowed. On March 18, 2009, the water elevation in Angostura Reservoir was 3176.7-feet, 10.5-feet below the full elevation of 3187.2-feet. Storage is at 80792 acre-feet, about 42256 acre-feet below full. Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath at (605) 773-3352 or Aaron Tieman at (605) 394-2229 with the Water Rights Program. Thank you.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

March 06, 2013

NOTICE OF SHUTOFF ORDER

TO: QUINTO LTD
JOE FALKENBURG
PO BOX 69
EDGEMONT SD 57735

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for
Water Right Nos. (457-2)

The US Bureau of Reclamation holds Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941. To protect this right, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of water rights junior to the priority date of April 11, 1941 upstream of Angostura Dam will be allowed. On March 05, 2013, the water elevation in Angostura Reservoir was 3176.8-feet, 10.4-feet below the full elevation of 3187.2-feet. Storage is at 81068 acre-feet, about 41980 acre-feet below full. Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath at (605) 773-3352 or Aaron Tieman at (605) 394-2229 with the Water Rights Program. Thank you.

CERTIFICATION

I hereby certify that on March 6, 2013, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated March 6, 2013 regarding shut-off orders addressed as stated below:

LAST_NAME	FIRST_NAME	ADDRESS2	CITY	STATE	ZIP
INDIAN CREEK CATTLE LLP		32296 190TH ST	SLEEPY EYE	MN	56085
INDIAN CREEK LAND & CATTLE LLC		PO BOX 538	EDGEMONT	SD	57735
WEINREIS BROTHERS		230908 HIGHLAND RD	SCOTTSBLUFF	NE	69361
SEGER RANCH INC		RR 1 BOX 100A1	HOT SPRINGS	SD	57747
REUTTER	EDWARD/WANDA	HCR 59 BOX 90	EDGEMONT	SD	57735
WASSERBURGER	MARTIN W & E DALLAS	30131 CASCADE RD	ARDMORE	SD	57735
HALD BROTHERS INC		30195 HIGHWAY 385	OELRICHS	SD	57763
GCC DACOTAH INC		PO DRAWER 360	RAPID CITY	SD	57709
FALKENBURG	JOE/NANCY	PO BOX 69	EDGEMONT	SD	57735
ANDERSEN	DONALD J/LYNDA J	10194 ARGENTINE RD	BURDOCK	SD	57735
ANDERSEN	KEITH	27360 S FLAT TOP RD	EDGEMONT	SD	57735
ANDERSON	DALE & JEANETTE	1401 TOMPKINS ST	RAPID CITY	SD	57701
B & H RANCH INC		900 W 7TH ST	CHADRON	NE	69337
BACHAND	DOUG & LORI	HC 48 BOX 248	PROVO	SD	57774
BALL BROS		BOX 527	EDGEMONT	SD	57735
BIRDSALL	JIM OR SHERYL	28086 ANGOSTURA RD	HOT SPRINGS	SD	57747
BOGNER	NICK/EUGENE	HC 46 BOX 24	OELRICHS	SD	57763
BOGNER	NICK/MICHAEL	29599 BLACK BANKS RD	OELRICHS	SD	57763
BRAINERD INDIAN SCHOOL		PO BOX 7038	RAPID CITY	SD	57709
CHILDERS	V L	900 W 7TH ST	CHADRON	NE	69337
COPE	OSCAR	PO BOX 147	OELRICHS	SD	57763
COPE RANCH		14160 SHIRK CREEK RD	OELRICHS	SD	57763
DUNBAR	DAVID M	HC 46 BOX 48A	OELRICHS	SD	57763
HENDERSON	DORA R	11507 HWY 471	EDGEMONT	SD	57735
HINESLEY	TED AND GAIL	103 W AVE A	BISMARCK	ND	58501
HOLLENBECK	HENRY C	665 OAK ST	EDGEMONT	SD	57735
HOLLENBECK	MARK J	27772 ELBOW CANYON RD	EDGEMONT	SD	57735
HOLLENBECK	PAT OR TAMMY	665 OAK ST	EDGEMONT	SD	57735
HU RANCH INC		28469 OLD HWY18	EDGEMONT	SD	57735
HUBER	GAYLE & LINDA	28797 LENNON SCHOOL RD	OELRICHS	SD	57763
HUNTER	ROSS J	30068 HAT CREEK RD	EDGEMONT	SD	57735
KOLLER	JOHN W	PO BOX 715	EDGEMONT	SD	57735
LANDERS	A J	BOX 159B HCR 52	HOT SPRINGS	SD	57747
LANDERS LIVESTOCK CO INC		29088 ASH CREEK RD	HOT SPRINGS	SD	57747
MANKE LAND & CATTLE CO LLC		PO BOX 599	EDGEMONT	SD	57735
MARTINSON	KENNETH	BOX 361	EDGEMONT	SD	57735
NELSON	A J	503 S CENTER AVE	MILES CITY	MT	59301
PETERSON & SON INC		27389 BURDOCK LOOP	BURDOCK	SD	57735
PORTER	EVERETT	10413 MOSS AGATE RD	EDGEMONT	SD	57735
PUTNAM	DONALD	BOX 188	OELRICHS	SD	57763
PUTNAM RANCH INC	DONALD	BOX 188	OELRICHS	SD	57763
QUINTO LTD		PO BOX 69	EDGEMONT	SD	57735
ROMEY	JOHN R OR TRACY	29773 HARD SCRABBLE RD	OELRICHS	SD	57763
SCHNOSE	ROBERT A & KIMBERLY L	29037 OLD HWY 79	OELRICHS	SD	57763

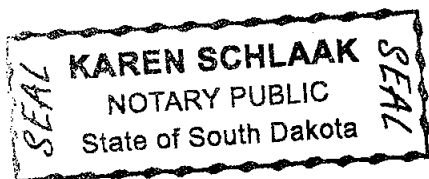
SCHNOSE	VERNON	12685 MAITLAND RD	HOT SPRINGS	SD	57747
SEABECK	DORIS SEABECK &	2533 PARK AVE	LARAMIE	WY	82070
SIMONS	THOMAS	BOX 381	EDGEMONT	SD	57735
TUBBS LAND & CATTLE LLC	BERNARD D	10891 RIVER RD	EDGEMONT	SD	57735
WALKER	FRED S & CYNTHIA K	30301 CASCADE RD	ARDMORE	SD	57735
WYOMING DAKOTA RAILROAD	WAYNE F	120 S 6TH ST - 9TH FLOOR	MINNEAPOLIS	MN	55402
PROPERTIES INC					


 Gail Jacobson
 Secretary/Water Rights

STATE OF SOUTH DAKOTA)
) SS
 COUNTY OF HUGHES)

Sworn to, before me, this 6th day of March, 2013.


 Karen Schlaak
 Notary Public
 My Commission expires April 1, 2013





457-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 26, 2018

NOTICE

TO: QUINTO LLC, JOE FALKENBURG, BOX 69, EDGEMONT, SD 57735

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaire(s)

Our records indicate your 2017 Irrigation Questionnaire has not been submitted for Permit No(s) 457-2 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 457-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is (are) received in this office before the **March 7, 2018** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 6, 2018

457-2

Brad Thomsen
Quinto LLC
PO Box 69
Edgemont SD 57735

Dear Mr. Thomsen:

I am writing to acknowledge receipt of your 2017 irrigation questionnaire.

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Right No. 457-2. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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

457-2



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

August 13, 2020

Brad Thomsen
Spearhead Ranch LLC
PO Box 69
Edgemont SD 57735

RE: Water Right Nos. 457-2, 2335-2 and Vested Water Right Nos. 1896-2, 1897-2 & 1898-2

Dear Mr. Thomsen:

I am writing in follow-up to your phone conversation with Adam Mathiowetz in our program about the need for an ownership/name change for all water rights held by Quinto LTD or Quinto LLC.

Enclosed are partially completed "Notice of Transfer of Ownership" forms for use in filing the changes. Please review and complete as needed. Upon completion, please sign and return the forms to our office with a required filing fee of \$50 each (total of \$250). The check or money order for the fee can be made payable to the Water Rights Program.

If needed, I can send you copies of the water rights if you do not have them or you can download them from our website at: <https://denr.sd.gov/des/wr/wr.aspx>. Once you get to the website, the left hand side of the page is a link to databases. Click on databases and then on water rights. You will be able to enter in a water right number and view the entire administrative file for each one.

Also included is a non-irrigation water permit application form and instruction sheet. Please give us a call if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Genny McMath".

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

enclosures

457-2

RECEIPT

WATER RIGHTS PROGRAM
South Dakota Department of Environment and Natural Resources

Date August 27, 2020

RECEIVED OF Spearhead Ranch LLC PO Box 69 Edgemont SD 57735

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$
Fee to retain Future Use Permit No. _____ after period of seven years.	\$
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$
Fee for Filing Transfer Form <u>457-2</u>	\$50.00
Fee for _____	\$
Fee for Issuing New Well Driller's License No. _____	\$
Fee for Renewal of Well Driller's License No. _____	\$
Fee for Issuing Well Pump Installer's License No. _____	\$
Fee for Renewal of Well Pump Installer's License No. _____	\$
(Any Other Work Provided by Law) TOTAL	\$50.00

By Eric Gronlund
Chief Engineer *vm*

PAID

AUG 27 2020

Ck# 1125

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

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

AUG 27 2020

WATER RIGHTS
PROGRAM

No. 457-2

Date: 8/18/2020

I/We request that Water Right No. 457-2

formerly owned by: Quinto LTD

be transferred to: (name & address)

Spearhead Ranch LLC

PO Box 69

Edgemont, SD 57735 Telephone No. 605 459 2610

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

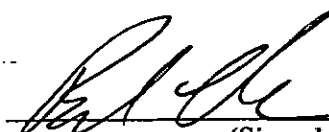
65.39 acres - N 1/2 SW 1/4, Lots 1 & 2 Section 13, T12S, R1E

I/We understand that the validity of Water Right No. 457-2 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 Brad Thomsen, 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.

457-2



DENR
SOUTH DAKOTA

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 28, 2020

Brad Thomsen
Spearhead Ranch LLC
PO Box 69
Edgemont SD 57735-0069

RE: Water Right Nos. 457-2 & 2335-2 and Vested Water Right Nos. 1896-2, 1897-2 & 1898-2

Dear Mr. Thomsen:

I am writing to acknowledge receipt of the transfer forms and filing fees you submitted for changing ownership on the above listed water rights and vested water rights.

The changes have been completed. Water Right Nos. 457-2 & 2335-2 and Vested Water Right Nos. 1896-2, 1897-2 & 1898-2 formerly listed under Quinto LTD or Quinto LLC are now listed under Spearhead Ranch LLC.

Enclosed for your records are receipts for the filing fees that were paid. If you have any questions, please let me know.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Genny McMath'. The signature is written in dark ink and is positioned above the typed name of the sender.

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

enclosures