

1. Considered Feb. 5, 1959 Appl. No. 515-2
2. Name of Applicant Black Hills Power and Light Co.
3. Post Office Address Rapid City, S. Dak.
4. Amount of water claimed 0.5
5. Source of water supply ground water
6. Water to be used for industrial use
Acres to be irrigated _____
7. Water to be diverted and used in Pennington County about
1.5 miles - north of the city.
8. Proof of Publication Received ☒
Not Received _____
9. Application Approved ☒
Subject to _____
Not approved _____
Action deferred _____
10. Remarks:

No. 575-2Water Division No. 2 Rapid Creek District
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT To appropriate Water within the State of South Dakota

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

1. Name of applicant Black Hills Power and Light Company
Postoffice address Rapid City, County Pennington, State South Dakota

I. If a corporation Yes(a) Name of same Black Hills Power and Light Company(b) Date and place of incorporation 1941 - South Dakota(c) Amount of capital stock \$3,175,171 par value outstanding(d) Amount paid in \$8,377,865(e) Names and addresses of directors Guy N. Bjorge, San Francisco, California; JarvisD. Davenport, Sturgis, South Dakota; Louis R. Myers, Little Rock, Arkansas; andJ. B. French, Paul R. Quarnberg, C. G. Skartvedt, and Neil G. Simpson, all ofRapid City, South Dakota.

(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)

Contract(b) Cash on hand, \$ 835,093(c) Treasury stock, \$ None(d) Bonds to be issued, \$ None(e) Other resources, \$ Indefinite2. Name of diversion work #1 (Supplementary) Water Well3. Amount of water claimed 5.39 cubic feet per second4. Source of water supply Minnekahta Limestone5. Location of point of diversion 1320.6 feet South 84° 44" West of the 1/4-corner,Section 34, T.2N., R.7E.on bank

County.

6. Annual period or periods during which water is to be used Continuous

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? -(a) Number of acres to be irrigated - acres.

Water Used On

(b) Legal subdivisions Lot 1, NE 1/4, Section 34, T.2N., R.7E.

(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.) -

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

To be used in conjunction with a steam electric generating(a) Nature of use plant on the same property.

Name any of the above uses claimed

(b) Amount of power to be generated - horse power.Amount claimed for engine cooling 5 cfs.(c) Location of plant On adjacent area of same property(d) Method of developing power Steam turbine(e) Point where water will be returned to stream -

Map No. 575-2

8. Estimated cost of work:

(a) Head Gates, \$.....

(b) Pumping plant, \$.....

(c) Fluming, \$.....

(d) Canal-earth, \$.....

Rock, \$.....

(e) Other structures\$.....

Total, \$.....

9. Description of diversion works:

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

II. Dimensions of works:

(a) Dam: Height.....feet; length at bottomfeet; length at topfeet; thickness at bottomfeet; thickness at topfeet; slope at front water face; slope at back facematerial used in construction

(b) Reservoir: Capacity when filledacre feet. Surface area at highwater mark.....acres.

DEPTH AT OUTLET-FEET	SURFACE AREA AT EACH.....FEET DEPTH AT OUTLET—ACRES	ACRE-FEET CAPACITY

(c)* Head gate: Width.....feet; heightfeet;
Material

(d) Canal: Total lengthmiles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
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
At Mile	feet	feet	feet	feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work years.

11. Time required for complete application of water to the proposed beneficial use 2 years.12. Choice of newspaper for publication of notice of intention to appropriate Rapid City
Daily Journal

STATE OF SOUTH DAKOTA

County of Fennington

} ss.

I, Neil C. Simpson

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.

Black Hills Power and Light Company

Signed

Neil C. Simpson

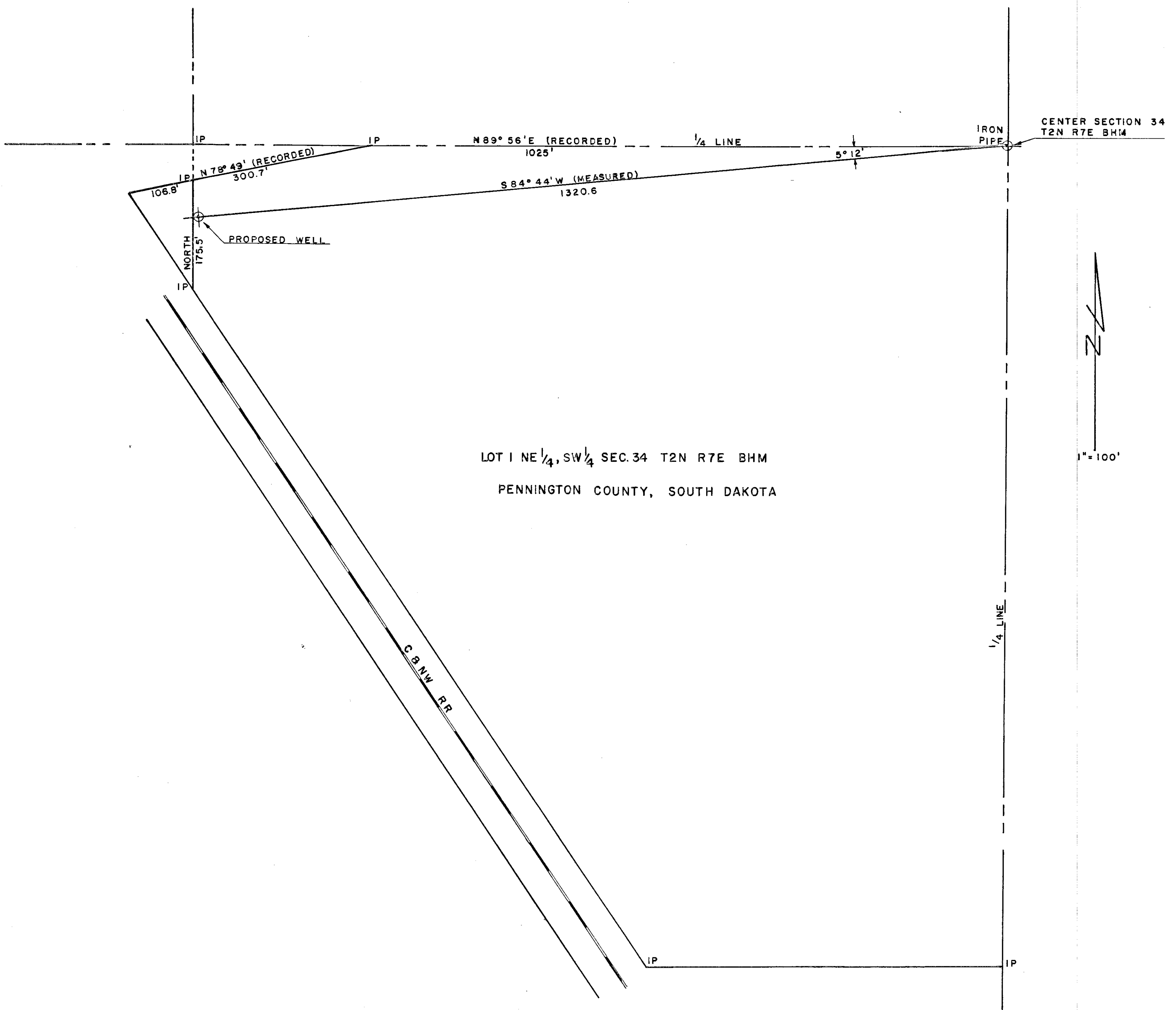
Subscribed and sworn to before me this

31st

day of

December1922Harriet J. Chance

Notary Public (or other qualified officer.)



— SURVEYOR'S CERTIFICATE —

I, DONALD R. HARRIS, A REGISTERED LAND SURVEYOR, DO HEREBY CERTIFY THAT, AT THE REQUEST OF THE PROPERTY OWNERS, I HAVE SURVEYED THE LOCATION OF THE PROPOSED WELL AS SHOWN ON ABOVE PLAT. I FURTHER CERTIFY THAT LOCATION OF SAID WELL IS AS SHOWN ON THE ABOVE PLAT.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL THIS 31ST DAY OF DECEMBER, 1959.

Donald R. Harris
REGISTERED LAND SURVEYOR

— ACKNOWLEDGEMENT OF SURVEYOR —

STATE OF SOUTH DAKOTA } ss
COUNTY OF PENNINGTON }

ON THIS DAY, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC WITHIN AND FOR THE STATE AND COUNTY AFORESAID, PERSONALLY APPEARED DONALD R. HARRIS, KNOWN TO ME TO BE THE PERSON WHO EXECUTED THE FOREGOING SURVEYOR'S CERTIFICATE, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

WITNESS MY HAND AND SEAL THIS 31ST DAY OF DECEMBER 1959.

George A. [Signature]
NOTARY PUBLIC

MY LICENCE EXPIRES *March 10, 1962*

APPLICATION MAP

FOR

WATER RIGHT

IN

LOT 1 OF NE 1/4 SW 1/4 SEC. 34 T2N R7E BHM

BY

BLACK HILLS POWER & LIGHT CO.

RAPID CITY, S.D.

JAN. 1959

Map No. 514-2 (Book No. 475-2)

STATE OF SOUTH DAKOTA
County of Sioux Falls } ss.

Pierre, South Dakota, January 6, 1959

This is to certify that the foregoing application was received by the Commission at 11:00 o'clock
4 m. upon the 3 day of January, 1959

State Water Resources Commission

By: Jeff Miller
Chief Engineer, Executive Officer

Number of permit 515-2

Date of first receipt of application January 3, 1959

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

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right January 3, 1959

Approved February 4, 1959, Recorded in Book 5 Page 103

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 4, 1960

2nd. The whole of said work is to be completed on or before February 4, 1962

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

February 4, 1964

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

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 0.5 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 February 4, 1964; said water to be used during the following described annual period:

Continuously

Witness my hand this 20 day of February, 1959

State Water Resources Commission

By: Jeff Miller
Chief Engineer, Executive Officer

Certificate of Construction Issued January 30, 1964

Water License Issued January 30, 1964

Remarks by the Applicant:

On Application No. 454-2, Water Division 2, Rapid Creek District, the Black Hills Power and Light Company's application was accepted to take water from the Pahisapu Limestone for a proposed steam-electric generating station.

In drilling the well to utilize water allocated on the above application, a considerable flow of water was encountered from the Minnekata Limestone at about 160 feet depth. This flow is of good quality water and usable in connection with a generating plant.

The purpose of this application is to be granted the use and consumption of the water from the shallower Limestone at the same location. The generating plant, as presently projected, will have need for both waters.

It is intended that, after the application is approved, the well will be cased and finished to the top section of the Minnekata Limestone and the water used for the same purposes as that granted on the previous application.

STATE OF SOUTH DAKOTA

WATER LICENSE No. . . . 515-2 . . .

WHEREAS, On the 3rd day of January A. D. 1959
the Black Hills Power and Light Company

of Rapid City County of Pennington and State of
South Dakota duly made application (No. 515-2) to us for a permit to use .57
cubic feet per second of the waters of artesian ground water (Minnekata)
County of Pennington, State of South Dakota, for industrial
purposes; and

WHEREAS, On the 27th day of February A. D. 1959
Permit No. 515-2 was issued to said applicant... for the diversion of said water, and providing, for the
completion of the works of diversion therein described on or before the 4th day of
February A. D. 1962 and for the application to beneficial use of said
water on or before the 4th day of February A. D. 1964
and,

WHEREAS, On the 15th day of January A. D. 1964
the holder... of said permit duly made proof of the completion of adequate works for the diversion of .39
cubic feet per second of said waters, as evidenced by our Certificate No. 515-2
dated January 30, 1964 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use .39 cubic feet per second of water, with date of
priority of January 3, 1959 and,

WHEREAS, On the 15th day of January A. D. 1964
proof was duly made of the application to beneficial use of .39 cubic feet per second of said water,
for plant make-up in connection with an electrical power
generating plant.

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 the Black Hills Power and Light Co.
 of Rapid City the holder and owner of said permit No. 515-2
 a water right, dating from January 3, 1959 to the use of .39
 cubic feet per second of the waters of Artemian ground water (Minekata)
 in the County of Pennington and State of South Dakota, or so much thereof as may be
 necessary for the purposes hereinafter mentioned, to be diverted at a point 1320.6' S 84° 44' W of
the Center, Section 34, T 2N, R 7E.
 and conducted ~~via pipeline~~ the power generating plant

for the purpose of industrial use

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State, and subject, also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
 this 30th day of January A. D. Nineteen
 Hundred and Sixty-Four

State Water Resources Commission

By:

J.W. GRIMES, Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. -----

To -----

Source of Supply -----

County -----

Area ----- c. f. s.

Point of Diversion -----

Place of Use -----

Purpose -----

Date of Priority -----

Recorded -----

In Book ----- of ----- Page -----

Permit No. 515-2Water Division No. 2 Rapid Creek Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That the Black Hills Power and Light Co.of Rapid City, County of Pennington, and State ofSouth Dakota, the holder of Permit No. 515-2, issued upon ApplicationNo. 515-2, bearing date of priority of January 3, 1959, authorizing the diversion of.5 cu. ft. per second of the waters of Artesian ground water (Minnesota)County of Pennington, State of South Dakota, at a point 1120.6' S 64°44' W of the Center Section 34, T 2N, R 7E, for Industrial

purposes, has fully 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 .39 cu. ft.per second of water; and that the ~~works and structures for the~~ use of said water are described as follows,to-wit: to be used for plant make-up in connection with an electrical powergenerating plant.Witness my hand this 30th day of January A. D. 1964

State Water Resources Commission

By:

J. W. GUMES, Chief Engineer, Executive Officer

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 9 inches, Depth 201 feet
Type of casing Steel
(wood, concrete, steel, etc.)
Size of casing 7 inches, Thickness of casing
Length of casing 165 feet If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen None
Size of perforated screen None
(diameter) (length)
Thickness of gravel pack None, length of gravel pack

(c) Water Bearing Materials

Distance to water 159½ ft. Character of water bearing materials Fractured
and cavernous limestone
.....
.....
.....
Thickness of water bearing material 41½ feet

(d) Pump and Motor (No pump needed at this time, but possibly will
be necessary in the future)

Type of pump
(centrifugal, propeller, mixed flow, etc.)
Name of pump , size
Kind of motor
(gasoline, electric, diesel, etc.)
Horsepower , Name of Motor

(e) Complete well

Capacity 200 gpm at drawdown of 100 feet Estimated cost

(f) Owner of land upon which well is located Black Hills Power and Light Company
Name
Rapid City, South Dakota
Address

(g) Distance to nearest existing wells (Approximately)

On same owner's property 12 rods. On property owned by others 2 rods
(Only one other well known to be in this formation in this vicinity.)

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County Pennington } ss.

E. H. Lighter being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Rapid City Daily Journal a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the City of Rapid City County of Pennington and State of South Dakota; that the said notice was published in said newspaper on the following dates:

January 9
January 16
January 23
January 26

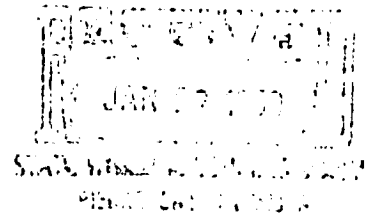
in each and every issue of the full number thereof, the first publication being made on the 9th day of January 1959 and the last publication on the 26th day of January 1959, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was Business Manager the printer and publisher of the said newspaper.

E. H. Lighter

Subscribed and sworn to before me this 28th day of January A. D. 1959

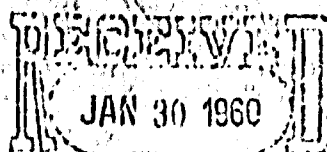
[Signature]

Notary Public Pennington County, S. D.



Jan. 9, 16, 23, 26
 APPROPRIATION OF WATER
 Office of State Water Resources Commission, Pierre, S. Dak., January 6, 1959.
 Notice is hereby given that the Black Hills Power and Light Company, whose post office address is Rapid City, 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 0.5 cubic feet of water per second of time from ground water through the No. 1 (Supplementary) Water Well, the point of diversion of which is to be located in Lot 1 of the NE 1/4 of the SW 1/4 of Section 34, Twp. 2N, Range 7E. Said water to be used for industrial purposes in Lot 1, NE 1/4 SW 1/4, Sec. 34, T 2 N R 7 E.
 This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 4th day of February, 1959, 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: Lea Wybozny, Water Rights Engineer.

0/4



Permit No. 515-2

STATE WATER RESOURCES COMMISSION

Water Division No. 2

Rapid

Creek

Water District

PIERRE, SOUTH DAKOTA

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) Rapid City, South Dakota

(Date) January 29, 1960

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the work of diversion of
.....
..... cu. ft. per second of the waters of the state from
through the the Minnekahta limestone
for industrial purposes
called the #2 Well
In accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is Black Hills Power and Light Company

2. The postoffice address of such person or the place of business of such corporation is Rapid City
County of Pennington State of South Dakota

3. The number of such permit is 515-2 and the date set for the completion of such work is January 29, 1960

4. Said water to be used for industrial purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is .5 cubic feet per second.

6. The ~~AMOUNT OF~~ land for which said water is available is the site of the Ben French ~~water~~
~~primarily designed as follows~~ Station of Black Hills Power and Light Company which is
an electric generating station.

I hereby certify that the facts set forth in the above notice are true.

BLACK HILLS POWER AND LIGHT COMPANY

(Signature of Owners)

Permit No. 515-2Water Division No. 2Rapid
Creek

Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that in accordance with your letter of authorization dated _____

~~to me~~, I have ~~this day~~ made a thorough examination of the diversion works constructed by Black Hills Power & Light Co., of Rapid City, Pennsion County, South Dakota, holder of Permit No. 515-2, issued upon Application No. 515-2, bearing date of priority of January 3, 1959, authorizing the diversion of 0.5 cu. ft. per second of the waters of Minnesota ^{well} ~~diversion~~ for Power Plant Make-up purposes. I have to report on the condition of the same as follows:

The diversion works comprise: 205' flowing well tapping Minnesota formation, surface pressure 11 lbs/in², flow 30 g.p.m. The well is cased and cased with 8 5/8" steel casing in the top 157 feet. Four inch discharge layne pump hoist setting at 187 feet. Powered by U.S. Electric motor, 15 H.P.

and the system is in the following condition: ~~as shown on water right map No 504-2~~Good

The point of diversion is located as shown on water Right Map No 504-2 being 1320.6' S 89°44' W of the center of section 39, T2N, R7E, RHM. 175 g.p.m.

The works are capable of diverting and conveying to the place of use 0.39 cu. ft. per second of water, which is to be used for Power Plant Make-up

The legal sub-divisions to be irrigated are: _____

_____ comprising a total of _____ acres of land.

The domestic use intended comprises _____

The utilization for power, mining, or other beneficial uses comprises: _____

Power as statedWitness my hand, this 15th day of January, A. D. 1964

—SEAL—

Donald Driscoll

Examining Engineer.

Field and Office Engineer
State Water Resources Commission

BLACK HILLS POWER AND LIGHT COMPANY

Rapid City, South Dakota

February 19, 1957

Amel
3-15-57

Mr. J. W. Grimes, Chief Engineer
South Dakota Water Resources Commission
Pierre, South Dakota

Dear Mr. Grimes:

The Black Hills Power and Light Company owns the property crosshatched and described on the attached drawing in Rapid City, South Dakota, and in conjunction with the air conditioning system of its office building, located on this property, has two heat pump units.

The heat source for these two units is water pumped from the alluvial gravel under the building from three wells. These three wells are located in Lot 28 of Block 94, on the sketch, one being toward the northeast corner of the lot, one about the center, and one toward the southwest corner of the lot. These three wells are concrete pipe, four feet in diameter, the southerly one being sunk 24 feet below the basement floor and the others 16 feet below the basement floor. The maximum that can be pumped from any one well is 65 GPM, the maximum capacity of the pump setting on the well.

Water is pumped from one or more of these wells by automatic pump control, the amount and number depending on the heating or cooling demand. The water from any one of them is normally pumped back into the formation at one of the other locations so that none is lost or goes into the sewer. There is a differential head provision, however, that, in case the formation could not accept all the water to be reinjected and builds up a back pressure of four feet, the excess water will go into the sewer. This has not happened to date, according to the operators, and is not likely to happen.

We wish to file an application for all the water from these three wells and this letter is written to constitute this application, or at least initiate it.

If there is anything else needed to complete this transaction, please advise us, in care of the writer, and we will do whatever else is necessary.

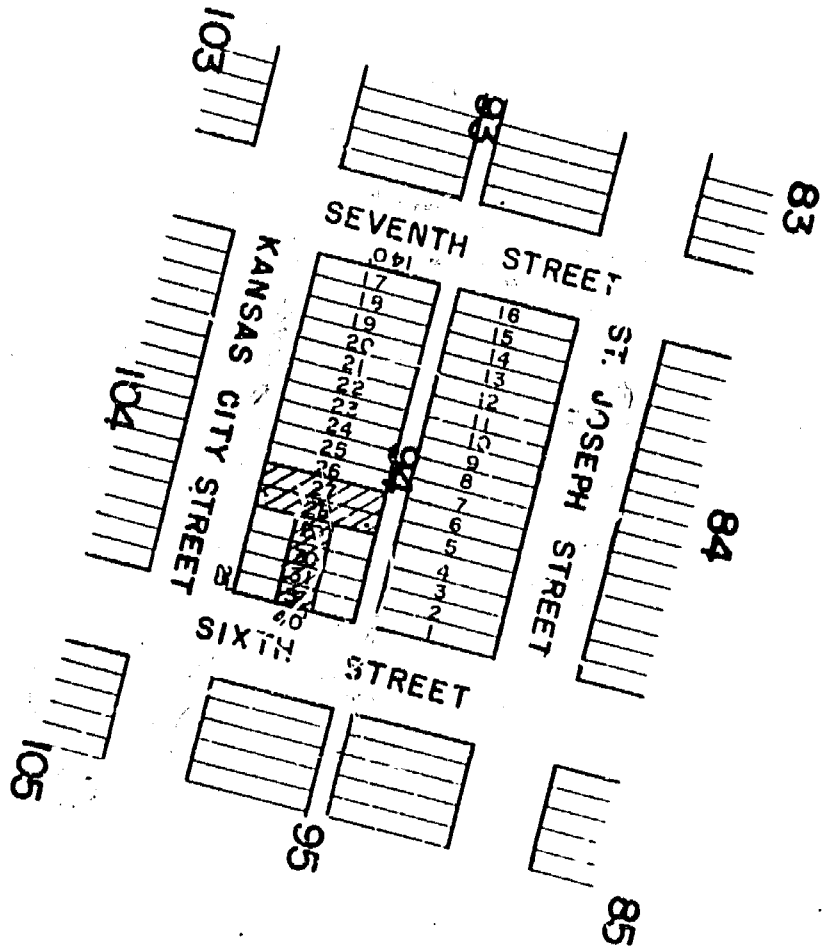
Thanking you in advance for your consideration to this request, we are

Yours very

H. Babbitt
H. Babbitt, Manager
System Planning and Production

HZB:hjp

GENERAL OFFICE



SCALE
1"=200'

Lots 27 and 28 and S40' of North 90' of Lots 29, 30, 31 and 32 Block 94
of original townsite of Rapid City. E21 of NW1 Section 1, T14, R1E,
Pennington County, South Dakota.



010-2
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 7, 2006

No. 565-1
454-2
515-2
2466-2

Black Hills Corporation
c/o Tim Rogers
PO Box 1400
Rapid City SD 57709

Dear Tim:

Thank you for returning the 2005 Water Use Questionnaires. From the forms it appears that an ownership/name change has occurred. Enclosed are "Notice of Transfer" forms for use in filing an ownership/name change.

The transfer forms should be checked over for accuracy and **signed by the new owner**. Upon completion, return the forms to our office with a required filing fee of \$2.50 each (\$10.00 total).

If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosure



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

May 16, 2006

No. 565-1
454-2
515-2
2466-2

Black Hills Corporation
c/o Tim Rogers
PO Box 1400
Rapid City SD 57709

Dear Tim:

On March 7, 2006, I wrote you concerning several permits listed in the name of Black Hills Power and Light. This is a reminder that we have not received the *Notice of Transfer of Ownership* forms.

Enclosed are another set of partially completed *Notice of Transfer of Ownership* forms. The transfer forms should be completed, checked over for accuracy and signed by the new owner. Upon completion, return the form to our office with a required filing fee of \$2.50 (\$10.00 total)

It is important to us to keep our records current. If you have any questions, please contact me.

Sincerely,

Karen Schlaak
Environmental Scientist
Water Rights Program
605 773-3352
karen.schlaak@state.sd.us

enclosures

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date May 23, 20 06

RECEIVED OF Black Hills Power, PO Box 1400, Rapid City SD 57709

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>565-1</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. _____	2	50
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

08455

By

Darland Elvele
Chief Engineer

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 515-2

Date: _____

I/We request that Water Right No. 515-2

formerly owned by: Black Hills Power & Light

be transferred to: (name & address) Black Hills Corporation
PO Box 1400, Rapid City SD 57709

Telephone No. 605 721-2286

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

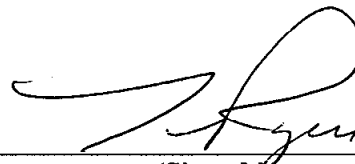
NE ¼ SW ¼ Section 34-T2N-R7E

I/We understand that the validity of Water Right No. 515-2 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.

I/We Black Hills Corporation, 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.

RECEIVED

MAY 23 2006

WATER RIGHTS
PROGRAM



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 24, 2006

Tim Rogers
Black Hills Corporation
PO Box 1400
Rapid City SD 57709

RE: Water Right Nos. 565-1, 454-2, 515-2 and Water Permit No. 2466-2

Tim:

The transfer of Water Right Nos. 565-1, 454-2, 515-2 and Water Permit No. 2466-2 has been completed. The water rights formerly listed in the name of Black Hills Power and Light and the permit listed in the name of Black Hills Generation are now listed in the name of "Black Hills Corporation".

Enclosed are Receipt Nos. 02453, 02454, 02455 and 02456 in the amounts of \$2.50 each. You may keep these for your records.

If you have any questions, please contact me.

Sincerely,

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

enclosures